MEMBERSHIP OF THE COUNTY LEGISLATURE AND STAFF

2005

Printed By

The Walton Reporter

Walton, N.Y.

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PROCEEDINGS

OF THE

LEGISLATURE

OF

MONROE COUNTY

2005

WAYNE E. ZYRA
2nd District
President

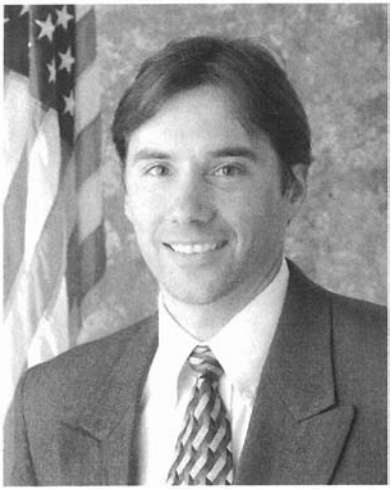
MARK J. CASSETTI
5th District
Vice President

MAGGIE BROOKS
County Executive

BILL SMITH
10th District
Majority Leader

PETER N. McCANN
1st District

MARY A. VALERIO
3rd District
Chairwoman
Recreation & Education

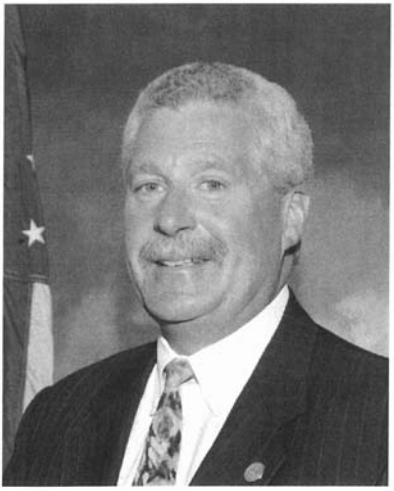


MARK W. ASSINI
4th District
Chairman
Planning & Economic Development

FREDERICK J. AMATO
6th District

DOUGLAS B. DOBSON
7th District
Deputy Majority Leader

DAVID C. MALTA
8th District
Chairman
Intergovernmental Relations



R. ANTHONY LaFOUNTAIN
9th District
Chairman
Human Services

MICHAEL G. BARKER
11th District
Chairman
Public Safety

JEFFREY R. ADAIR
12th District
Chairman
Transportation

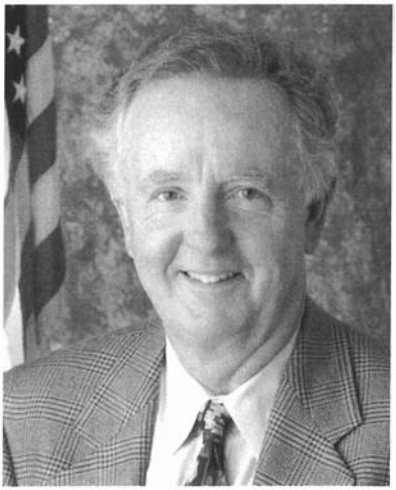
JACK (JOHN G.) DRISCOLL
13th District
Chairman
Ways & Means

LYNDA M. GARNER GOLDSTEIN
14th District

E. DANIEL QUATRO
15th District

STEPHANIE POLOWE ALDERSLEY
16th District
Minority Leader

EDWARD M. O'BRIEN
17th District



A. MICHAEL HANNA
18th District
Chairman
Environment & Public Works

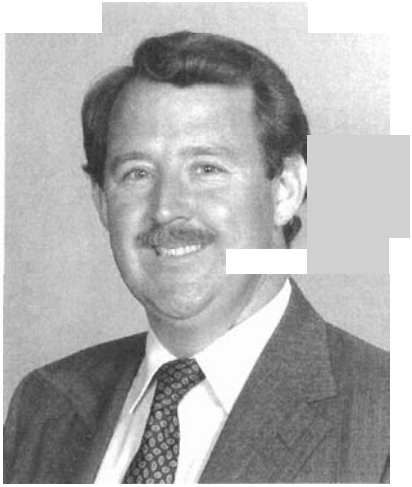
JEFFERY L. McCANN
19th District
Deputy Majority Leader

ROBERT J. COLBY
20th District
Chairman
Agenda/Charter

CHRISTOPHER J. WILMOT
21st District

RONNIE THOMAS
22nd District

WILLIAM J. BENET
23rd District



KEVIN B. MURRAY
24th District

CALVIN LEE, JR.
25th District
Assistant Minority Leader

C. MITCHELL ROWE
26th District
(January - March)

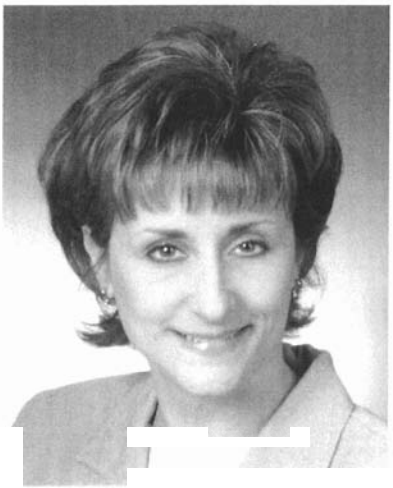
C. STEPHEN ECKEL
26th District
(April - December)

H. TODD BULLARD
27th District

CARLA M. PALUMBO
28th District
Assistant Minority Leader

JOSE A. CRUZ
29th District

JOANNE B. ZELAZNY
Clerk of the Legislature

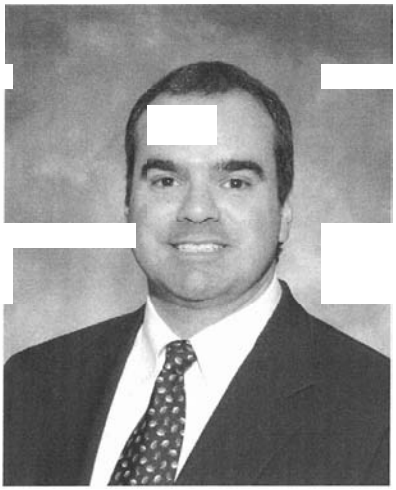


LORI P. ALLEN
Deputy Clerk
Legislature Clerk's Office

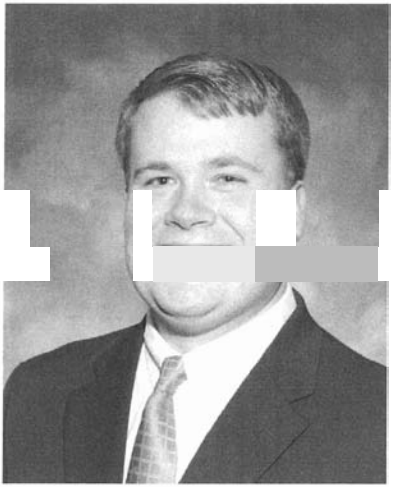
CHERYL M. ROZZI
Deputy Clerk
Legislature Clerk's Office

PATRICK W. PARDYJAK
Legislative Counsel

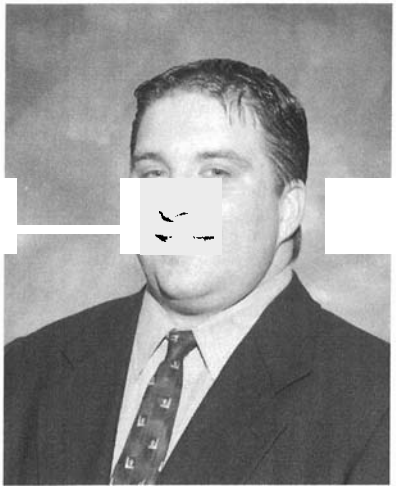
COURTNEY R. STORTI
Special Assistant to the President
President's Office



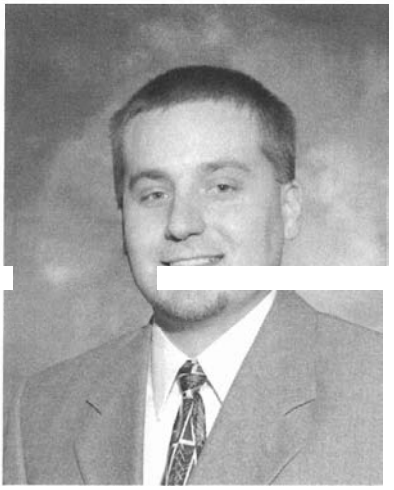
ANDREW G. MOORE
Chief of Staff
Republican Majority Office



JUSTIN P. FEASEL
Legislative Director
Republican Majority Office



JEFFREY P. LURIE
Legislative Assistant
Republican Majority Office

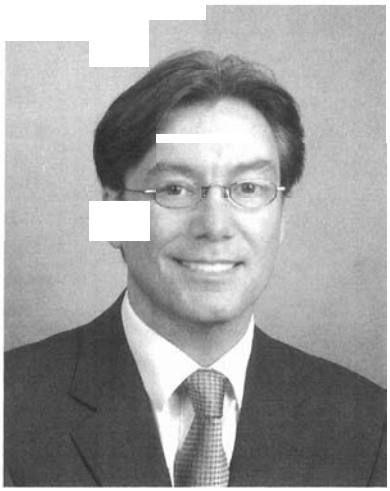


MICHAEL A. MOLINARI
Legislative Assistant
Republican Majority Office

JUSTIN F. WILCOX
Staff Director
Democratic Minority Office

J. ROBERTO BURGOS
Deputy Director
Democratic Minority Office

VIOLA M. FRANCIS
Administrative Assistant
Democratic Minority Office



DEREK K. MURPHY
Part-time Research Analyst
Democratic Minority Office

JEFFREY C. RODGERS
Part-time Research Analyst
Democratic Minority Office

NOT PICTURED:

Republican Majority Staff:

KATHERINE M. FISHETTE
Legislative Assistant
Republican Majority Office

Democratic Minority Staff:

JENNIFER SKOOG-HARVEY
Research Analyst – Part-Time

Legislature Clerk's Office Staff:

NICHOLAS R. NILSEN
2nd Assistant Deputy Clerk

FIRST DAY

TUESDAY, JANUARY 11, 2005

Legislature met pursuant to adjournment.

President Wayne E. Zyra in the Chair.

ROLL CALL

Present — Legislators Adair, Aldersley, Amato, Assini, Barker, Benet, Cassetti, Colby, Dobson, Driscoll, Garner Goldstein, Hanna, LaFountain, Lee, Malta, Jeffery McCann, Peter McCann, Murray, O'Brien, Palumbo, Quatro, Rowe, Smith, Thomas, Valerio, Wilmot, Zyra — 27

Absent — Legislators Bullard, Cruz — 2

Note: Legislators Bullard and Cruz entered the Chambers later in the meeting.

Meeting formally opened. President Zyra requested a moment of silent prayer. The Pledge of Allegiance to the Flag was led by Legislator Mark W. Assini.

APPROVAL OF MINUTES

Without objection, the journal of the session of Day 15, December 14, 2004 was approved as submitted.

PETITIONS AND COMMUNICATIONS

From the President of the Legislature - WAYNE E. ZYRA

Regarding Revised 2004 Monroe County Legislature Standing Committee Assignments.

Read and Print. (File No. 04-507)

December 20, 2004

Mrs. Joanne B. Zelazny, Clerk
Monroe County Legislature
39 West Main Street, Room 407
Rochester, New York 14614

Dear Mrs. Zelazny:

I, Wayne E. Zyra, President of the Monroe County Legislature, pursuant to Section 545-13(A)(1) of the Monroe County Charter, do hereby make the following changes to the current committee assignments.

Sincerely,

WAYNE E. ZYRA
President
Monroe County Legislature

2004 MONROE COUNTY LEGISLATURE STANDING COMMITTEE ASSIGNMENTS

(Revised December 20, 2004)

AGENDA/CHARTER

Wednesday 5:00 p.m.

Rep.

Robert J. Colby, Chair
A. Michael Hanna, Vice Chair
Douglas B. Dobson

Dem.

Frederick J. Amato, RMM
José A. Cruz

ENVIRONMENT AND PUBLIC WORKS

Wednesday 4:00 p.m.

Rep.

A. Michael Hanna, Chair
R. Anthony LaFountain, Vice Chair
Robert J. Colby
Peter N. McCann
Christopher J. Wilmot

Dem.

Ronnie Thomas, RMM
Stephanie Polowe Aldersley
Edward M. O'Brien

HUMAN SERVICES

Tuesday 6:00 p.m.

Rep.

R. Anthony LaFountain, Chair
David C. Malta, Vice Chair
Michael G. Barker
E. Daniel Quatro

Dem.

José A. Cruz, RMM
Carla M. Palumbo
C. Mitchell Rowe

INTERGOVERNMENTAL RELATIONS

Tuesday 5:30 p.m.

Rep.

David C. Malta, Chair
Michael G. Barker, Vice Chair
E. Daniel Quatro

Dem.

C. Mitchell Rowe, RMM
Edward M. O'Brien

PLANNING AND ECONOMIC DEVELOPMENT

Monday 4:00 p.m.

Rep.

Mark W. Assini, Chair
Jeffery L. McCann, Vice Chair
John G. Driscoll

Dem.

William J. Benet, RMM
Edward M. O'Brien

PUBLIC SAFETY

Monday 5:00 p.m.

Rep.

Michael G. Barker, Chair
Mary A. Valerio, Vice Chair
Mark J. Cassetti
Jeffery L. McCann

Dem.

H. Todd Bullard, RMM
Calvin Lee, Jr.
Carla M. Palumbo

RECREATION AND EDUCATION

Tuesday 4:30 p.m.

Rep.

Mary A. Valerio, Chair
Jeffrey R. Adair, Vice Chair
Mark J. Cassetti

Dem.

Lynda Garner Goldstein, RMM
Frederick J. Amato

TRANSPORTATION

Wednesday 5:30 p.m.

Rep.

Jeffrey R. Adair, Chair
Peter N. McCann, Vice Chair
Douglas B. Dobson
Bill Smith
Christopher J. Wilmot

Dem.

Frederick J. Amato, RMM
Calvin Lee, Jr.
Carla M. Palumbo

WAYS AND MEANS

Wednesday 6:00 p.m.

Rep.

John G. Driscoll, Chair
Douglas B. Dobson, Vice Chair
Mark W. Assini
David C. Malta
Jeffery L. McCann
Bill Smith

Dem.

Kevin B. Murray, RMM
H. Todd Bullard
William J. Benet
Stephanie Polowe Aldersley
Frederick J. Amato

Declaring Communication from County Executive Regarding Authorizing Amendment to Host Community Benefit Agreement between Monroe County and Town of Riga to Be a Matter of Urgency.

Read and Adopted under Rule 23(A)(3) on January 11, 2005. (File No. 05-30)

COUNTY LEGISLATORS

Bill Smith — Regarding Authorizing Renewal and Execution of Contract with Gary M. Spinelli to Act as Computer Consultant for the Republican Office of the Monroe County Legislature for 2005.

Read and Referred to Ways and Means Committee. (File No. 05-1)

Stephanie Polowe Aldersley, Carla M. Palumbo, Frederick J. Amato, Lynda Garner Goldstein, Edward M. O'Brien, William J. Benet, C. Mitchell Rowe — Regarding Establishing a Public Health Task Force to Review a Recent University at Albany Study Regarding Respiratory Disease in Relation to Identified Zip Codes in Monroe County.

Read and Referred to Human Services Committee. (File No. 05-2)

William J. Benet, Ronnie Thomas — Regarding Review of the Host Community Agreement with Respect to the Mill Seat Landfill.

Read and Referred to Agenda/Charter Committee. (File No. 05-3)

Carla M. Palumbo, José A. Cruz — Regarding Establishing a Legislative Liaison in the Department of Human Services.

Read and Referred to Human Services Committee. (File No. 05-4)

From the County Executive — MAGGIE BROOKS

Regarding Acceptance Of A Grant From The New York State Division Of Probation And Correctional Alternatives For Domestic Violence Project Services.

Read and Referred to Public Safety and Ways and Means Committees and Adopted under Rule 23(C) on January 11, 2005. (File No. 04-508)

Regarding Authorizing A Professional Services Agreement With Capital Markets Advisors, LLC For Financial Advisory Services On Behalf Of Monroe County.

Read and Referred to Ways and Means Committee and Adopted under Rule 23(C) on January 11, 2005. (File No. 04-509)

Regarding Amending The 2005-2010 Capital Improvement Program; Amend The 2005 Capital Budget; Add A Capital Project Entitled "Seneca Park Zoo Elephant Exhibit;" Authorize Financing For The Project; And Authorize A Contract For Engineering Services With Stantec Consulting Group, Inc. For The Seneca Park Zoo Elephant Exhibit.

Read and Referred to Recreation and Education and Ways and Means Committees and Adopted under Rule 23(C) on January 11, 2005. (File No. 04-510)

Regarding Acceptance of a Grant from the New York State Division of Criminal Justice Services for the Public Defender Enhanced Defense Program.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-5)

Regarding Acceptance of a Grant from the New York State Division of Criminal Justice Services of Paul Coverdell National Forensic Sciences Improvement Act Monies.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-6)

Regarding Acceptance of a Grant from the New York State Department of Probation and Correctional Alternatives for the Alternatives to Incarceration Classification/Alternatives Program and the Enhanced Drug/Alcohol Treatment Program.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-7)

Regarding Authorizing a Contract with Pre-Trial Services Corporation for Alternatives to Incarceration Programs for 2005.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-8)

Regarding Amending Resolution 257 of 2003 to Amend the Contract with the Catholic Diocese of Rochester for Religious Services to Inmates at the Monroe County Jail and the Monroe County Correctional Facility.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-9)

Regarding Authorizing a Contract with Catholic Diocese of Rochester for Religious Services to Inmates at the Monroe County Jail and the Monroe County Correctional Facility.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-10)

Regarding Authorizing a Contract with Masjid An-Nur for Religious Services to Inmates at the Monroe County Jail and the Monroe County Correctional Facility.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-11)

Regarding Acceptance of a Grant from the New York State Division of Criminal Justice Services, and Authorizing a Contract with Alternatives for Battered Women, Inc. for Implementation of a Domestic Violence Prevention Education Program.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-12)

Acceptance of a Grant from the New York State Office of Children and Family Services for the Juvenile Justice Mental Health Project and Authorizing a Contract with Park Ridge Hospital.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-13)

Regarding Authorizing an Intermunicipal Agreement with the City of Rochester for a Firearm Instructor.

Read and Referred to Intergovernmental Relations and Public Safety and Ways and Means Committees. (File No. 05-14)

Regarding Authorizing an Intermunicipal Agreement with the City of Rochester for Downtown Patrol Services.

Read and Referred to Intergovernmental Relations and Public Safety and Ways and Means Committees. (File No. 05-15)

Regarding Authorizing a Contract with Bolton-St. Johns, Inc. for Lobbying Services.

Read and Referred to Intergovernmental Relations and Ways and Means Committees. (File No. 05-16)

Regarding Acceptance of a Grant from the New York State Department of Environmental Conservation for the Environmental Protection Fund Program.

Read and Referred to Human Services, Environment and Public Works and Ways and Means Committees. (File No. 05-17)

Regarding Acceptance of a Grant from the New York State Office of Children and Family Services for the Family Day Care Registration and Compliance Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-18)

Regarding Acceptance of a Grant from the New York State Office of Temporary and Disability Assistance for the Temporary Assistance for Needy Families Transitional Services Plan.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-19)

Regarding Authorizing Professional Services Contracts for Mental Health Services.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-20)

Regarding Acceptance of a Grant from the New York State Office of Temporary and Disability Assistance for the Food Stamp Nutrition Education Project.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-21)

Regarding Authorizing the Acquisition of Property at 175 Buell Road and Amend the Lease and Operating Agreement with the Monroe County Airport Authority.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-22)

Regarding Amending the 2005-2010 Capital Improvement Program and the 2005 Capital Budget to Increase the Project Authorization for the Property Acquisition at the Greater Rochester International Airport Project; Authorizing Financing for the Property Acquisition at the Greater Rochester International Airport Project; Authorizing the Acquisition of Property at 1100 Brooks Avenue; Amending the Lease and Operating Agreement with the Monroe County Airport Authority.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-23)

Regarding Authorizing the Acquisition of Two Abandoned Railroad Rights of Way Located in the Town of Gates and the Town of Chili; Amending the Lease and Operating Agreement with the Monroe County Airport Authority.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-24)

Regarding Designation of Official Newspapers.

Read and Referred to Agenda/Charter Committee. (File No. 05-25)

Regarding Confirmation of Appointment to the Monroe County Board of Health.

Read and Referred to Agenda/Charter and Human Services Committees. (File No. 05-26)

Regarding Authorizing a Contract for Engineering Services with Parrone Engineering for the Replacement of the Holt Road Culvert over Mill Creek Tributary in the Town of Webster.

Read and Referred to Transportation and Ways and Means Committees. (File No. 05-27)

Regarding Authorizing a Contract for Engineering Services with Fisher Associates, P.E., L.S., P.C. and Authorizing a Contract with the New York State Department of Transportation for the Replacement of the Lawrence Road Bridge over Moorman Creek in the Town of Clarkson.

Read and Referred to Transportation and Ways and Means Committees. (File No. 05-28)

Regarding Authorizing a Contract for Engineering Services with Om P. Popli, P.E., L.S., P.C. and Authorizing a Contract with the New York State Department of Transportation for the Replacement of the Basket Road Bridge over Fourmile Creek in the Town of Webster.

Read and Referred to Transportation and Ways and Means Committees. (File No. 05-29)

Regarding Summary Level Financial Statement by Department as of November 30, 2004.

Read and Filed. (File No. RF05-2)

OTHERS COUNTY OFFICIALS

Joanne B. Zelazny, Clerk of the Legislature — Regarding Official Attendance Sheets for Legislature and Committee Meetings of the Monroe County Legislature in 2004.

Read and Filed. (File No. RF05-1)

Brayton M. Connard, Director, Department of Human Resource — Regarding 2005 Civil Service Commission Meetings.

Read and Filed. (File No. RF05-3)

Stephen W. Gleason, Chief Financial Officer, Department of Finance — Regarding Authorizing the Issuance of a $31,500,000 Public Improvement Bond Anticipation Note-2004 of Said County in Connection with Various County Purposes, Dated December 16, 2004.

Read and Filed. (File No. RF05-4)

Mark Ballerstein, P.E., Engineering Operations Manager, Monroe County Division of Engineering and Facilities Management — Regarding Reporting Requirements for Pure Waters Contracts for the Month of November 2004.

Read and Filed. (File No. RF05-5)

Mark Ballerstein, P.E., Engineering Operations Manager, Monroe County Division of Engineering and Facilities Management — Regarding Construction Status Reports for the Months of September and October 2004.

Read and Filed. (File No. RF05-6)

Bob DeLaura, Supervisor of Contract Administration, Division of Engineering — Regarding Revised Change Order Report for the Fourth Quarter of 2004, All Projects Except Pure Waters.

Read and Filed. (File No. RF05-7)

Monroe County Department of Planning and Development — Regarding Development Review Referrals Summaries dated December 8, 2004 through January 4, 2005.

Read and Filed. (File No. RF05-8)

Bonnie Pedrick-Coles, Chairperson, Monroe County Planning Board — Regarding Cancellation Notice of Meeting Scheduled for December 16, 2004; Notice and Agenda for Special Meeting Scheduled for January 6, 2005; Minutes of Meeting held August 19, 2004.

Read and Filed. (File No. RF05-9)

Terrence Slaybaugh, Executive Director, COMIDA — Regarding COMIDA's Proposed 2005 Budget.

Read and Filed. (File No. RF05-10)

Monroe Community College Board of Trustees — Regarding Minutes of Meeting held December 6, 2004.

Read and Filed. (File No. RF05-11)

MISCELLANEOUS

Monroe County Council of Governments — Regarding Notice and Agenda of Meeting held January 18, 2005; Minutes of Meetings held July 20, 2004 and September 21, 2004; 2005 Meeting Schedule.

Read and Filed. (File No. RF05-12)

New York State Public Service Commission — Regarding Proceeding on Motion of the Commission to Examine the Safety of Electric Transmission and Distribution Systems, Order Instituting Safety Standards, Issued and Effective January 5, 2005.

Read and Filed. (File No. RF05-13)

Linda Kurtz, Director, Rochester Regional Office, New York State Office of Children and Family Services — Regarding Reporting Requirements Concerning the Death of a Child Pursuant to Section 20(5) of the Social Services Law, Dated December 14, 2004 and December 27, 2004.

Read and Filed. (File No. RF05-14)

Timothy J. Maher, Real Property Analyst IV, New York State Board of Real Property Services — Regarding List of Certified 2004 State and Class Equalization Rates.

Read and Filed. (File No. RF05-15)

Nicholas A. Noce, Comptroller, Western Regional Off-Track Betting Corporation — Regarding November 2004 Retained Surcharge Revenue for Monroe County.

Read and Filed. (File No. RF05-16)

Mitchell S. Morris, Associate Counsel, Office of New York State Comptroller — Regarding Town of Penfield, Town of Webster and Village of Webster North East Joint Fire District.

Read and Filed. (File No. RF05-17)

Joseph A. Errigo, New York State Assembly, District 130 — Regarding Acknowledging Receipt of Memorializing Resolution.

Read and Filed. (File No. RF05-18)

Susan John, New York State Assembly, District 131 — Regarding Minimum Wage Increase Effective January 1, 2005.

Read and Filed. (File No. RF05-19)

Carolee Conklin, Clerk, Rochester City Council — Regarding Notice and Agenda of Meeting held January 18, 2005; Ordinances Passed at the Regular Meeting held December 21, 2004.

Read and Filed. (File No. RF05-20)

Nancy Reagan, Former First Lady — Regarding Expression of Thanks for the In Memoriam Expressing Regret of the Monroe County Legislature on the Passing of President Ronald Wilson Reagan.

Read and Filed. (File No. RF05-21)

James M. Flint, Farm Loan Manager, United States Department of Agriculture — Regarding Presidential Disaster Declaration M1564 Issued Effective October 1, 2004 for Damages and Losses Caused by Severe Storms and Flooding that Occurred August 29, 2004 through September 16, 2004.

Read and Filed. (File No. RF05-22)

PROCLAMATIONS

By the President of the Legislature — WAYNE E. ZYRA

Recognized Jointly with the members of the Monroe County Legislature "The Rochester Red Wings" for receiving the 2004 John H. Johnson President's Trophy.

Read and Filed.

Note: Legislators Bullard and Cruz entered the Chambers and were present for the remainder of the meeting.

FORMAL COMMITTEE REPORTS

NONE

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. Twenty-one speakers addressed the Legislature on various subjects and the Open Forum concluded at 7:10 P.M.

RECESS

A recess was declared by President Zyra to allow for a meeting of the **Pure Waters Administrative Board.**

RECONVENING LEGISLATURE

President Zyra reconvened the recessed meeting of January 11, 2005 and proceeded under the Usual Order of Business.

MOTIONS, RESOLUTIONS AND NOTICES

By Legislators Driscoll and Dobson

Intro. No. 1

RESOLUTION NO. 1 OF 2005

ACCEPTING GRANTS FROM NEW YORK STATE FOR DIGITAL RECORDS IMAGING PROJECT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept grants totaling $100,000 from, and to execute contracts, and any amendments thereto

with, New York State, for the Digital Records Imaging Project, for the period of April 1, 2003 through July 31, 2005.

Section 2. The 2005 operating budget of the County Clerk's Office is hereby amended by appropriating the sum of $100,000 into account 001-021-2101, Miscellaneous Grants and Payments.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with New York State.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; January 5, 2005 - CV: 11-0

File No. 04-494

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators Colby, Assini and J. McCann

Intro. No. 2

RESOLUTION NO. 2 OF 2005

AUTHORIZING INITIATION OF EIGHT-YEAR REVIEW PROCESS FOR MONROE COUNTY MIDWESTERN AGRICULTURAL DISTRICT NO. 1

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Clerk of the Legislature is hereby authorized to publish and post notice of the 30-day submission period for proposals to modify the Monroe County Midwestern Agricultural District No. 1.

Section 2. The Monroe County Agricultural and Farmland Protection Board and the Monroe County Planning Board are hereby directed to prepare and submit a report, within 30 days of the termination of the submission period, reviewing the factors described in Section 303-a(2) of the Agricultural and Markets Law and recommending the continuation, modification or termination of Monroe County Agricultural District No. 1.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning and Economic Development Committee; January 3, 2005 - CV: 4-0

File No. 04-461

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators Barker and Driscoll

Intro No 3

RESOLUTION NO. 3 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE FOR PUBLIC SAFETY INFORMATION AND EDUCATION PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $125,000 grant from, and to execute a contract and any amendments thereto with, the New York State Governor's Traffic Safety Committee for the Public Safety Information and Education program, for the period of October 1, 2004 through September 30, 2005.

Section 2. Funding for this program is included in the 2005 operating budget of the Department of Public Safety, account 001-024-3541, Comp. Traffic Safety Program.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with

New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; January 3, 2005 - CV: 7-0

Ways and Means Committee; January 5, 2005 - CV: 11-0

File No. 04-462

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators Barker and Driscoll

Intro. No. 4

RESOLUTION NO. 4 OF 2005

AUTHORIZING CONTRACT WITH NANCY E. ABRAMS FOR REVIEW AND EVALUATION OF PROMOTIONAL PROCEDURES OF MONROE COUNTY SHERIFF'S OFFICE

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Nancy E. Abrams, for the review and evaluation of the promotional procedures of the Monroe County Sheriff's Office as they relate to the Civil Service system, in an amount not to exceed $20,000, for the period of November 1, 2004 through October 31, 2005, with the option to renew for three (3) additional one-year periods, with each annual amount not to exceed $20,000.

Section 2. Funding for this contract is included in the 2004 operating budget of the Sheriff's Office, account 001-038-1034, Police Bureau, Staff Services.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; January 3, 2005 - CV: 7-0

Ways and Means Committee; January 5, 2005 - CV: 11-0

File No. 04-463

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

January 11, 2005

By Legislators Barker and Driscoll

Intro No 5

RESOLUTION NO. 5 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE FOR CHILD PASSENGER SAFETY PROTECTION INITIATIVE PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $24,300 grant from, and to execute a contract and any amendments thereto with, the New York State Governor's Traffic Safety Committee, for the Child Passenger Safety Protection Initiative program, for the period of October 1, 2004 through September 30, 2005.

Section 2. The 2005 operating budget of the Sheriff's Office is hereby amended by appropriating the sum of $24,300 into account 001-038-1022, Police Bureau, Community Services.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; January 3, 2005 - CV: 7-0

Ways and Means Committee; January 5, 2005 - CV: 11-0

File No. 04-464

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators Barker and Driscoll

Intro. No. 6

RESOLUTION NO. 6 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR PROBATION/TREATMENT ASSESSMENT SERVICES FOR COURT INTENSIVE MENTALLY ILL CHEMICAL ABUSER SUPERVISION PROJECT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $42,000 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for the Probation/Treatment Assessment Services for the Court Intensive Mentally Ill Chemical Abuser Supervision Project, for the period of October 1, 2004 through July 31, 2005.

Section 2. Funding for this program is available in the 2005 operating budget of the Department of Public Safety, account 001-024-2771, Office of Probation – Intensive MICA Supervision Project.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; January 3, 2005 - CV: 7-0

Ways and Means Committee; January 5, 2005 - CV: 11-0

File No. 04-465

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators Barker and Driscoll

Intro No 7

RESOLUTION NO. 7 OF 2005

AUTHORIZING CONTRACT WITH MICHAEL W. SCHANK FOR POLYGRAPH EXAMINATIONS OF CONVICTED SEX OFFENDERS

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Michael W. Schank, for sex offender polygraph examinations, in the amount of $35,000, for the period of January 1, 2005 through December 31, 2005, with the option to renew for two (2) additional one-year terms, in an amount not to exceed $35,000 per year.

Section 2. Funding for this contract is included in the 2005 operating budget of the Department of Public Safety, account 001-024-2701, Office of Probation, Administration.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; January 3, 2005 - CV: 7-0

Ways and Means Committee; January 5, 2005 - CV: 11-0

File No. 04-466

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators Malta, Barker and Driscoll

Intro No 8

RESOLUTION NO. 8 OF 2005

AUTHORIZING INTERMUNICIPAL AGREEMENTS FOR STOP-DWI LAW ENFORCEMENT PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute intermunicipal agreements, and any amendments thereto, with the City of Rochester and the nine towns and villages listed below, for STOP-DWI law enforcement efforts, in the total amount of $305,391, for the period of January 1, 2005 through December 31, 2005:

Municipality	*Contract Amount*
Brighton	$22,398
Brockport	15,035
East Rochester	7,106
Fairport	5,265
Gates	22,256
Greece	43,919
Irondequoit	21,265
Ogden	9,513
City of Rochester	144,448
Webster	14,186
TOTAL	$305,391

Section 2. Funding for these agreements is included in the 2005 operating budget of the Department of Public Safety, account 001-024-3529, Highway Safety, STOP-DWI Enforcement Agency.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Intergovernmental Relations Committee; January 4, 2005 - CV: 5-0

Public Safety Committee; January 3, 2005 - CV: 7-0

Ways and Means Committee; January 5, 2005 - CV: 11-0

File No. 04-467

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators Malta, Hanna and Driscoll

Intro. No. 9

RESOLUTION NO. 9 OF 2005

AUTHORIZING CONTRACT WITH MAIN & CLINTON LOCAL DEVELOPMENT CORP., MONROE COMMUNITY COLLEGE, CITY OF ROCHESTER AND ROCHESTER-GENESEE REGIONAL TRANSPORTATION AUTHORITY FOR PRELIMINARY DESIGN OF RENAISSANCE SQUARE PROJECT; AUTHORIZING CONTRACT WITH MAIN & CLINTON LOCAL DEVELOPMENT CORP. FOR COUNTY TO PROVIDE MANAGEMENT SERVICES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract with, Main & Clinton Local Development Corp., Monroe Community College, the City of Rochester and the Rochester-Genesee Regional Transportation Authority, to provide the local share for the preliminary design of the Renaissance Square Project, in the amount of $466,200 contributed by Monroe County for the period of September 1, 2004 through August 31, 2007, along with any amendments necessary to complete the project within the total capital fund appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Main & Clinton Local Development Corp., for Monroe County to provide management services for the Renaissance Square Project, for the period of July 1, 2004 through June 30, 2009, with the option to renew for five (5) additional one-year terms upon mutual consent of the parties.

Section 3. Funding for this agreement is included in capital funds 1257 and 1315.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Intergovernmental Relations Committee; January 4, 2005 – CV: 5-0

Environment and Public Works Committee; January 5, 2005 – CV: 8-0

Ways and Means Committee; January 5, 2005 – CV: 10-1

File No. 04-468

Adopted: Ayes 27, Noes 2.

Legislators Benet and Garner Goldstein voted in the negative.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators LaFountain and Driscoll

Intro No. 10

RESOLUTION NO. 10 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR HEALTHY NEIGHBORHOODS PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $100,000 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the Healthy Neighborhoods Program, for the period of October 1, 2004 through September 30, 2005.

Section 2. The 2005 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $100,000 into account 001-058-3550, Healthy Neighborhoods Grant.

Section 3. The County Executive or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Department of Health.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; January 4, 2005 - CV: 6-0

Ways and Means Committee; January 5, 2005 - CV: 11-0

File No. 04-469

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 11

RESOLUTION NO. 11 OF 2005

AMENDING RESOLUTION 93 OF 2000 TO AMEND CONTRACT WITH MITCHELL & MCCORMICK, INC. FOR INTEGRATED CHILD AND FAMILY HEALTH SERVICES CENTRAL REGISTRY AND LEADTRAK REPORTING SYSTEM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Section 1 of Resolution 93 of 2000 is hereby amended to read as follows:

The County Executive, or ~~his~~ her designee, is hereby authorized to execute a contract, and any amendments thereto, with Mitchell & McCormick, Inc. to provide and install an integrated Child and Family Health Services Central Registry and LeadTrak Reporting System for Monroe County, in the amount of ~~$384,500~~ $411,500, for the period of March 1, 2000 through ~~February 28~~ June 30, 2005.

Section 2. Funding for this contract is partially available in capital fund 1036. The additional funding is included in the 2004 operating budget of the Department of Public Health, account 001-058-1700, Child and Family Health Grant.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Added language is underlined.
Deleted language is ~~stricken.~~

Human Services Committee; January 4, 2005 - CV: 6-0

Ways and Means Committee; January 5, 2005 - CV: 11-0

File No. 04-470

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 12

RESOLUTION NO. 12 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES FOR COSTS ASSOCIATED WITH MEETING LITERACY NEEDS OF CLIENTS THROUGH EDUCATIONAL PROGRAMMING

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $10,000 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Children and Family Services, for the costs associated with meeting the literacy needs of clients through educational programming at the Department of Human and Health Services, for the period of January 1, 2005 through December 31, 2005.

Section 2. The 2005 operating budget of the Department of Human and Health Services, Division of Social Services, is hereby amended by appropriating the sum of $10,000 into account 001-051-2401-4450, Systems Support.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; January 4, 2005 - CV: 6-0

Ways and Means Committee; January 5, 2005 - CV: 11-0

File No. 04-471

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 13

RESOLUTION NO. 13 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE FOR 2004-2005 HOME ENERGY ASSISTANCE PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept an $11,023,526 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Temporary and Disability Assistance, for the 2004-2005 Home Energy Assistance Program, for the period of October 1, 2004 through September 30, 2005.

Section 2. The 2004 operating budget of the Department of Human and Health Services, Division of Social Services, is hereby amended by appropriating the sum of $11,023,526 into account 001-051-4200, Division of Grants, Home Energy Assistance Program.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; January 4, 2005 - CV: 6-0
Ways and Means Committee; January 5, 2005 - CV: 11-0
File No. 04-472
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, January 14, 2005.
Effective Date: January 14, 2005.

By Legislators LaFountain and Driscoll

Intro No 14

RESOLUTION NO. 14 OF 2005

AUTHORIZING CONTRACT WITH HEALTH ECONOMICS GROUP, INC. FOR PROVISION OF MANAGEMENT AND FINANCIAL SERVICES RELATED TO EARLY INTERVENTION SERVICES PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Health Economics Group, Inc., to provide management and financial services related to the Early Intervention Services Program, in an amount not to exceed $245,600 for 2005 and an amount for 2006 based on available funding, for the period of January 1, 2005 through December 31, 2006.

Section 2. Funding for this contract is included in the 2005 operating budget of the Department of Human and Health Services, account 001-051-0611, EIS Administration.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; January 4, 2005 - CV: 6-0

Ways and Means Committee; January 5, 2005 - CV: 11-0

File No. 04-473

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators LaFountain and Driscoll

Intro No 15

RESOLUTION NO. 15 OF 2005

ACCEPTING FUNDS AND AUTHORIZING CONTRACTS FOR DEPARTMENT OF HUMAN AND HEALTH SERVICES, OFFICE OF AGING PROGRAMS IN 2005

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept $4,821,422 from, and to execute contracts and amendments thereto with: the New York State Office for the Aging; OASIS Institute; Filene's-Kaufmann's; participant fees and contributions, for aging programs, for the period of January 1, 2005 through June 30, 2006.

Section 2. The County Executive or her designee, is hereby authorized to execute contracts, and any amendments thereto, with subcontractors listed in Attachment A, and any other subcontractors as necessary to provide senior services, in the amount of $4,288,207, for the period of January 1, 2005 through June 30, 2006.

Section 3. The County Executive, or her designee, is hereby authorized to execute any applications, agreements and amendments thereto, with the subcontractors listed in Attachment A to increase or decrease the contract amount and extend the length of the contract(s) in order to maximize state reimbursement or other funding for these purposes.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Attachment A

Office for the Aging Contracted Services

The following programs and services are subcontracted by the Monroe County Office for the Aging. (Dollar amounts are estimated)

ADULT DAY & RESPITE SERVICES

Unity Health System $111,336
Catholic Family Center $20,000
This is a social model adult day program that helps physically and mentally frail older persons to continue living in the community. This program is also a source of respite for caregivers.

ANCILLARY SERVICES

Catholic Family Center -PERS $10,000
Personal emergency response system for seniors.

CAREGIVER/PROVIDER RESOURCE NETWORK

JAW Networks, LLC 40,000
Implementation of an area wide computer network for agencies to obtain services available to clients. (NAPIS)

CAREGIVER ASSISTANCE/CAREGIVER RESOURCE CENTER

Mercy Center with the Aging $38,015
Caregiver education programs, counseling, outreach and development of caregiver support groups.

Family Resource Centers of Rochester $10,000
Support groups for caregivers over 60 who are providing kinship care for children under the age of 18.

Alzheimer's Association - Rochester Chapter $31,000
Caregiver assistance and support services for individuals with dementia.

CAREGIVER SUPPORT/HEALTH EDUCATION $30,000
Estimated federal funding carryover from prior year (unallocated)

COUNSELING

Catholic Family Center $153,964
Elderly Community Outreach - ECO
Caseworkers provide assessment, short-term problem solving, crisis intervention, counseling, and advocacy for participants of senior centers and senior groups, and for homebound older persons throughout Monroe County. They assist senior citizens in applying for benefits such as food stamps, tax credits, SSI, etc.

LIFESPAN
Financial Management $43,450
Health Insurance Counseling & Assistance Information $46,743
Caseworkers and trained volunteers provide a voluntary money management service. Individuals or their caregivers requesting assistance receive a variety of services including needs assessment, financial planning, assistance in obtaining benefits, credit counseling, and bill paying.

Monroe County Legal Assistance Corporation $50,545
Legal Services
Assistance and/or advocacy is provided to older Monroe County residents in regard to legal issues including Social Security, SSI, Medicaid and other public benefits, landlord-tenant problems, simple wills, utility problems, and powers of attorney.

EMPLOYMENT

LIFESPAN $138,131
Senior Community Service Employment Program
Low income older workers, age 55 and over, are provided with part-time employment opportunities in non-profit agencies for job training which can lead to permanent employment.

HOME SUPPORT

Expanded In-Home Services For The Elderly Program (EISEP)
Catholic Family Center $356,838
Case Management Service
All persons receiving EISEP services are provided with case management, assuring appropriate and cost-effective care. General components include screening, assessment, development of a care plan, authorization of in-home services, and on-going monitoring and evaluation.

In-Home Services Vendors $653,019
Angels in Your Home, Caregivers, Homemakers of the Genesee, Companion Care of Rochester, HCR, L. Woerner Inc., Intrepid USA, North Park Nursing Home, Traditions in Caring, Unlimited Care, Inc., Westside Home Care Agency. Additional In-Home Service vendors maybe added as needed. Housekeeper/chore and personal care services are available for frail elders. An EISEP case manager develops a care plan and authorizes services which are provided by one of the vendors.

LIFESPAN $5,000
In Home Contact and Support/Elder Abuse Prevention
This program is specifically designed for individuals being served through the Elder Abuse Prevention Program. Services include transportation, social and medical day care, and in-home aide services.

Catholic Family Center $170,143
Support to Aging Residents (STAR)
Housekeeping, light chore service, and escorted transportation to medical appointments or grocery stores is provided to frail, isolated older persons throughout Monroe County.

INFORMATION, REFERRAL AND CASE ASSISTANCE

Catholic Family Center $30,600
LIFESPAN of Greater Rochester $59,600
Eldersource
Eldersource is an information, referral and case assistance program that provides services to seniors and their caregivers.

HEALTH SERVICES FOR SENIORS

University of Rochester/ Monroe County Health Department $25,965
A registered nurse provides a variety of health promotion and disease prevention programs at congregate and multi-purpose senior centers. Services include individual counseling on health issues, immunizations, and health education.

NUTRITION

Visiting Nurse Service $550,117
Home Delivered Meals
One or two meals are provided to persons aged 60 and over who are homebound due to illness or disability, and who are unable to prepare their own meals. Meals are available five days per week, with provisions for weekend meals if needed.

SENIOR CENTERS

Senior Nutrition Programs Sponsored by the Monroe County Office for the Aging
Thirty senior nutrition sites located throughout Monroe County serve residents aged 60 and over:

CENTRO de ORO $31,300
Ibero Family Center
777 Clifford Avenue
Rochester, NY 14621

Supper Club 60 $8,100
Wegmans Chili-Paul Store
3175 Chili Avenue
Rochester, NY 14624

Mary Jane Cruikshank Senior Center Community Place of Rochester 145 Parsells Avenue Rochester, NY 14609	$37,642
Senior Friendship Center Village/Town of East Rochester 119 West Elm Street E. Rochester, NY 14445	$34,824
The LIFESPAN Center *LIFESPAN* 25 Franklin Street Rochester, NY 14609	$96,345
Hilton-Parma Senior Center Village of Hilton/Town of Parma 59 Henry Street Hilton, NY 14468	$1,590
Irondequoit Senior Center Town of Irondequoit 154 Pinegrove Avenue Rochester, NY 14617	$70,305
The Canal Stop Family Service of Rochester Monroe Community Hospital 435 East Henrietta Road Rochester, NY 14620	$63,729
M.A.R.C. of Baden Street Baden Street Settlement 86 Vienna Street Rochester, NY 14605	$14,000
Northwest Rochester Senior Center 71 Parkway Rochester, NY 14608	$48,840
Ogden Lunch Club 60 Town of Ogden 200 South Union Street Spencerport, NY 14559	$36,314

Wheatland Senior Center $21,624
Town of Wheatland
99 Main Street
Scottsville, NY 14546

Just Friends/YAH $48,920
Catholic Family Center
800 Carter Street
Rochester, NY 14621

Southwest Senior Center $29,984
Montgomery Neighborhood Center
549 Clarissa Street
Rochester, NY 14608

Sweden Senior Center $60,252
Town of Sweden
133 State Street
Brockport, NY 14420

Webster Senior Center $49,566
Town of Webster
985 Ebner Drive
Webster, NY 14580

West Ridge Community Center $37,050
Town of Greece
300 Chesterton Road
Rochester, NY 14626

The following centers are provided meals only and no operational funding

Don Cook Senior Center
Town of Henrietta
515 Calkins Road
Henrietta, NY 14467

Chili Senior Center
Town of Chili
3235 Chili Avenue
Rochester, NY 14624

Riga Senior Center
Harvey C. Noone American Legion
6444 Buffalo Road
Churchville, NY 14428

Italian American Community Center
2884 Manitou Road
Rochester, NY 14624

In addition to the locations listed above, the following senior hi-rise facilities serve meals:

Danforth Tower West Lunch Club 60
Kennedy Tower Lunch Club 60
University/Goodman Tower Lunch Club 60
Cedarwood Towers Lunch Club 60
Pinnacle Place Lunch Club 60
Dunn Tower Lunch Club 60

Association for the Blind and Visually Impaired/Goodwill Services $426,548
Preparation and delivery of congregate meals to senior centers, food safety, education & training.

Sweden Catering and Meal Preparation Services $18,116
Preparation and delivery of meals for the Hilton/Parma & Riga Senior Centers

Senior Center Nutrition Services $50,000
Federal revenue rollover funds to be allocated
Estimated federal funding carryover from prior year (unallocated)

TRANSPORTATION SERVICES

Medical Motor Service $390,570
Senior Center Transportation
Transportation for senior center participants to and from the center, as well as for van replacement, shopping, recreation and other social trips.

Van Replacements to be Determined $35,707
Amounts pending the receipt and adoption of the final 2005 State Budget and our estimated federal carryover from the prior year.

MISCELLANEOUS CONTRACT SERVICES FOR SENIORS

ABVI/GOODWILL $1,250
Refreshments for senior events, volunteer recognition, coordinator training, workshops, etc.

Coordinated Care Services, Inc. $101,165
Management agency of small service contracts for the following service areas:

OASIS
This is a public/private partnership with multiple sponsors. Educational, informational, cultural and health/fitness programs are offered to persons over age 50. Located in Monroe Community Hospital, a wide variety of services and classes enable older adults to renew past interests and learn new skills. OASIS offers a variety of volunteer opportunities including the Intergenerational Tutoring Program.

Chili Supper Club 60 Coordinator
Four (4) HOUR PER WEEK Coordinator for the Chili Supper Club 60

Senior Center Programming
$1,400 CSI grant payments for 20 senior centers located within Monroe County.

RX Medicaid Coordinator
Part-time specialist for Medicare management services and the RX discount drug program outreach.

Administrative Processing Fee
6% contract payment service charge for contractor payments.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; January 4, 2005 - CV: 6-0

Ways and Means Committee; January 5, 2005 - CV: 11-0

File No. 04-474

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 16

RESOLUTION NO. 16 OF 2005

ACCEPTING YEAR 2005 FUNDING FROM NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES; AUTHORIZING CONTRACTS WITH PRIVATE AGENCIES FOR YOUTH SERVICES FOR 2005

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept Year 2005 funds from, and to execute a contract and any amendments thereto with, the New York State Office of Children and Family Services, for youth services, and to file the necessary applications and reimbursement claims.

Section 2. The County Executive, or her designee, is hereby authorized to execute contracts, and any amendments thereto, with each approved agency as listed in Attachment A, for youth services, in a total amount not to exceed $1,305,151, for the period of January 1, 2005 through December 31, 2005.

Section 3. The County Executive, or her designee, is hereby authorized to execute any applications, contracts and amendments thereto, with New York State and/or the agencies listed in Attachment A, to increase or decrease the contract amount and to extend the length of the contract(s) in order to maximize state reimbursements for these purposes.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. Funding for these contracts is included in the 2005 operating budget of the Department of Human and Health Services, Rochester-Monroe County Youth Bureau, account 001-051-5600, Youth Contracts.

Attachment A

Private Agency Contracts - 2005

1. The Center for Youth Services, Inc./East, West Northwest, and Downtown $89,163
   The Center Satellite Services Project brings comprehensive youth services to the Eastern and Western suburban and rural areas of Monroe County and the City of Rochester. Prevention/education, counseling, intervention, access to runaway/homeless youth housing and follow-up services are available through the Center's Satellite locations.

2. Hillside Children's Center, Inc. - Emergency Services and Independent Living $101,637
   Youth face many stresses that may lead to runaway and other problematic behaviors. Hillside emergency program will provide crisis counseling services to youth, ages 6-17 years and their families, to divert placement whenever possible. This program offers a full array of case management, training, referral and advocacy services for runaway and homeless youth, ages 16 to 20 years of age, who lack competence and skills in independent living.

3. Parkridge Hospital, Inc. - Youth Outreach Program $59,161
   The Park Ridge Youth Outreach Program provides free, confidential crisis intervention, individual, group and family counseling on a short-term basis to youth and their families in western Monroe County. In addition, educational workshops and presentations are provided to schools and community groups.

4. **The Urban League of Rochester, Inc. - Youth Intervention Program** $73,377
The youth services program meets the needs of minority youth in the City of Rochester by providing counseling, advocacy and teen parenting support through direct service to youth.

5. Southwest Area Neighborhood Association, Inc. -
Youth Collaborative Services $28,302
This is a collaborative program with neighborhood providers and residents to provide a comprehensive, integrated youth development program to include: academic support, life skills, social competencies, arts and culture, recreation, community services and mental/behavioral health to youth and other families in the Southwest Section of Rochester. Program and services are offered before and after school, evenings, weekends, and summers.

6. Coordinated Care Services, Inc. - Y.S.Q.C. $5,000
Provides administrative services and financial oversight to the systems change activities and operations of the Youth Services Quality Council.

United Way Services Corporation - Youth as Resources $20,000
The Youth as Resources (YAR) project, supported by the Rochester area Community Foundation, actively engages youth between the ages of 12-20 in positive youth-adult partnerships that promote youth involvement in civic engagement, community planning and problem solving through opportunities to apply for YAR grants submitted to the YAR youth philanthropy board. A core focus of YAR is to encourage youth participation in contributing to their community through community service and civic engagement projects. Youth on the YAR board will receive training such as communication skills, facilitation skills, and grant making skills. YAR Board members will provide training in applying for YAR grants and oversight of grants to youth groups.

8. Coordinated Care Services, Inc. - Community Asset Partners Network $10,000
These funds support the Community Asset Partnership Network, which actively involves Monroe County community residents and school districts in positive youth-adult partnerships that promote youth development, community service, and youth asset development. Monroe County communities and school districts receive technical assistance, consultation, training, and resources in the planning and implementation of asset building initiatives within their communities.

9. Society for the Protection and Care of Children -
Teen Parent Support Program $ 29,463
This program provides teen parent support groups and individual counseling, case management and advocacy services to pregnant and parenting teens. Services are geared to improving parenting skills and self-esteem and to prevent child abuse and neglect.

10. **Legal Aid Society of Rochester, Inc. - Youth Advocacy Program** $ 64,501
This program provides case consultation, technical assistance and advocacy to students, parents, schools and human service providers on appropriate educational planning and disposition and due process rights for special needs youth, including

youth needing Committee on Special Education (CSE) referral and review, individual education plans (IEP), and alternative school placements; as well as assistance in linking to or accessing mental health and housing supports; to effectively succeed in school and community. One full time youth worker and one part-time youth worker with backgrounds in human service, education or social work, provide the case services.

11. P.R.Y.D. (Puerto Rican Youth Development & Resource Center, Inc.) - PODER - $84,648
Project PODER (which means to empower) will provide Hispanic youth and their families with youth development and leadership skills, tutoring, cultural enrichment, counseling and case management activities to support family and school success.

12. Coordinated Care Services, Inc. - Capacity Building: Youth, Family, Organization $9,170
This program combines support from the New York State Office For Children and Family Services with Rochester Area Community Foundation match support to provide skills training, effective program models training, organizational capacity building and consultation services to youth services. Youth Bureau funded programs and municipalities that provide services to youth and families participate in practice skills enhancement, program model improvements and explore organizational change processes to more effectively provide youth development and reach outcomes.

13. The Community Place of Greater Rochester - Youth Enhancement and Youth Development Services $132,881
This program provides neighborhood-based services to youth, ages 5-20 years and their families residing in Northeast Rochester. The program encourages the development of social and emotional competencies, assets, and the increase of protective factors with youth. Services include youth development activities such as homework assistance, leadership skills, community service and interpersonal skill building as well as intervention services within the home and school to address school or family behavioral management problems. Services are oriented to involve the family and build on the strengths of youth and families.

14. Salvation Army - Genesis House $142,002
Genesis House is a nine (9) bed co-ed shelter that provides services to youth between the ages of 16-20 years of age. These services include crisis counseling, short-term counseling, teaching of daily living skills, case management, advocacy, community services coordination, and referral for health, employment education, longer term housing, etc. Genesis House is a certified runaway shelter providing services 24 hours a day, 7 days a week in accordance with the New York State Office of Children and Family Services. Runaway/Homeless Youth regulations.

15. United Way Services Corporation - Special Delinquency Prevention Program Analyst $74,460
This position has the responsibility to ensure that programs funded by the Youth Bureau operate in accordance with all pertinent state and county rules, regulations and policies. This task is carried out through ongoing monitoring and evaluation of all programs.

16. Society for the Protection and Care of Children - Family Violence Program $20,070
The Family Violence Program is designed to provide assessment and referral services to youth, ages 0-16, from families where domestic violence among parents has involved them in the Family Court process. Where indicated, referral to CPS is made. Assessment of youth's progress is done at three-month intervals. Referrals are accepted from Family Court, Probation, other agencies, or from private attorneys involved in domestic violence situations (cases where the youth is deemed "at risk").

17. Girl Scouts of Genesee Valley - Operation Stephne $25,144
Operation Stephne is a youth development and primary prevention program that focuses on building problem solving and decision making skills, interpersonal relationship skills, and conflict resolution and anger management skills with middle school girls. Girls also participate in community service projects as part of the program involvement.

18. The Center for Youth Services - Runaway Shelter $301,172
The Center Runaway/Homeless Youth Services is an integral component of the comprehensive package of services provided for runaway and homeless youth by The Center. Services include crisis counseling, prevention/education, short-term counseling, housing assessment, casework and follow-up services for male and female youth through a group home shelter and volunteer families. The twelve (12) bed shelter is open twenty-four (24) hours a day, and provides short-term shelter/services in accordance with New York State Office of Children and Family Services Runaway regulations.

19. United Way Services Corporation - Integrated Community Youth Development Project $35,000
The Integrated Community Youth Development Project will assist in the implementation of the various action projects in the comprehensive youth services plan of the Monroe County Department of Human and Health Services, divisions of Children and Family Services and the Rochester-Monroe County Youth Bureau. This will include the implementation of activities directed through the Community Asset Partner Network, positive youth development initiatives and Youth Bureau sponsored trainings for capacity building.

Section 7. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; January 4, 2005 - CV: 6-0

Ways and Means Committee; January 5, 2005 - CV: 11-0

File No. 04-475

Adopted: Ayes 29, Noes 0.

Legislator Palumbo declared her interest prior to the vote.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators LaFountain, Malta and Driscoll

Intro. No. 17

RESOLUTION NO. 17 OF 2005

ACCEPTING YEAR 2005 FUNDING FROM NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES; AUTHORIZING INTERMUNICIPAL AGREEMENTS WITH MUNICIPALITIES FOR YOUTH SERVICES FOR 2005

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept Year 2005 funds from, and to execute a contract and any amendments thereto with, the New York State Office of Children and Family Services, for youth services, and to file the necessary applications and reimbursement claims.

Section 2. The County Executive, or her designee, is hereby authorized to execute intermunicipal agreements, and any amendments thereto, with each municipality as listed in Attachment A, for youth services, in a total amount not to exceed $393,914, for the period of January 1, 2005 through December 31, 2005.

Section 3. The County Executive, or her designee, is hereby authorized to execute any applications, contracts, agreements and amendments thereto, with New York State and/or the municipalities listed in Attachment A, to increase or decrease the agreement amount and to extend the length of the contract(s) in order to maximize state reimbursements for these purposes.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. Funding for these agreements is included in the 2005 operating budget of the Department of Human and Health Services, Rochester-Monroe County Youth Bureau, account 001-051-5600, Youth Contracts.

Attachment A

MUNICIPALITIES - 2005

1. Town of Brighton $ 15,191
   To work with teens in the community to develop and implement the Brighton asset building initiative. A Youth Board will work throughout the community in promoting awareness, support and opportunities for asset building in Brighton. The Youth Board, under the direction of the recreation supervisor, will work closely with Brighton Asset Network in developing and achieving this initiative.

2. Village of Brockport $ 3,168
   A variety of recreational events for youth and their families to give youth a sense of community and to build and enhance developmental assets. This is a joint program with the towns of Sweden and Clarkson.

3. Town of Chili $ 15,905
   This program is designed to promote the constructive use of leisure time to address youth problems in our community. Opportunities for youth, ages 10-19, to participate in leisure and social activities are provided throughout the year.

4. Town of Clarkson $ 2,038
   A variety of recreational events for youth and their families to give youth a sense of community and to build and enhance developmental assets. This is a joint program with the Town of Sweden and Village of Brockport.

5. Village of East Rochester $ 3,517
   To provide homework assistance, tutoring and education presentations. Youth are provided opportunities to become involved in community service projects and leadership development through the East Rochester Youth Activity Center.

6. Town of Gates $ 14,406
   Gates Recreation Department provides a variety of wholesome, constructive activities for youth to participate in during their leisure time. Events are organized based on expressed and implied needs for all age groups. Also provided, is a Juvenile Aid Office whose focus is to work with youth and divert youth from court via counseling and educational programs.

7. Town of Greece $ 51,260
The programs provide youth under 21 years of age with recreational, social, educational, physical and self-help opportunities to help mold them into responsible young adults, including a diversion program to divert youth from Family Court and a counseling program for the general youth population.

8. Town of Hamlin $ 6,215
To serve youth from ages 18 months to 16 years on how to get along and work with others of all ages through play group, playground and youth groups. These programs offer social, education, leisure and community service opportunities.

9. Town of Henrietta $ 25,478
Services for youth, age 20 and under (and their families), who are experiencing problems in the areas of relationships, communication, personal, career planning, and substance abuse. Youth will be referred by schools, family, community sources and word of mouth. Services will primarily be individual and group counseling experiences, including recreational activities for youth and families. Programs include arts and crafts, field trips, educational activities, special events and youth/adult partnership opportunities.

10. Town of Irondequoit $ 24,469
The program serves juveniles with police contact in the Town of Irondequoit, and assists in preventing juvenile delinquency. Specialized programs, counseling and referrals to appropriate agencies are used to reach the primary goal of diversion from the juvenile justice system, supervised summer playground through town recreation.

11. Town of Parma $ 4,805
The program will provide year round recreational activities, both active and passive, for school age youth including: individual sports, team sports, instructional programs and open drop-in type programs.

12. Town of Penfield $ 18,730
The Penfield Recreation Department will provide a creative and constructive program of leisure time activities and asset building opportunities to aid in the positive, mental and physical development of our town's youth population.

13. Town of Perinton $ 25,738
A comprehensive youth services program offered to youth 20 and under that are residents of Perinton. Programs require a registration form or sign-in, depending on the activity, and include youth-adult partnership opportunities, adventure based programming, social competency development groups and recreation opportunities.

14. Town of Pittsford $ 15,911
Pittsford Youth Services, Inc. is a private, not-for-profit agency, providing crisis intervention, counseling, prevention programming, information and referral services to Pittsford youth and families. Examples of concerns youth bring to the agency include drug and alcohol abuse, school problems, depression/suicide, and

family and peer relationships. This program also provides crisis intervention, counseling, prevention programming, information and referral services to Pittsford youth and families. Such services include drug and alcohol abuse, school problems, depression/suicide, and family and peer relationships. This is a joint program with the Village of Pittsford.

15. Village of Pittsford $ 637
Pittsford Youth Services, Inc. is a private, not-for-profit agency, providing crisis intervention, counseling, prevention programming, information and referral services to Pittsford youth and families. Examples of concerns youth bring to the agency include drug and alcohol abuse, school problems, depression/suicide, and family and peer relationships. This program also provides crisis intervention, counseling, prevention programming, information and referral services to Pittsford youth and families. Such services include drug and alcohol abuse, school problems, depression/suicide, and family and peer relationships. This is a joint program with the Town of Pittsford.

16. Town of Riga $ 1,742
Provide a year round recreation program to youth, ages up to 20, in the Riga area. Athletics, aquatics, art and special event programs will be offered. Participants will meet new people, experience new activities and enjoy constructive use of leisure time.

17. Town of Rush $ 2,168
Project C.A.R.E. (Child Asset Reinforcement Effort) will be integrated as part of the Town of Rush Summer Camp Program which targets children ages 7-12 who choose not to participate in organized sports programs. The program will adapt the Big Brothers/Big Sisters program model into a summer camp environment, with emphasis on improving social competency skills.

18. Town of Sweden $ 1,771
Provides a variety of recreational events for youth and their families to give youth a sense of community and to build and enhance developmental assets. This is a joint program with the Town of Clarkson and Village of Brockport.

19. Town of Webster $ 8,013
To provide after-school activities that promote healthy lifestyles. These programs include development of recreational, problem-solving and social skills. Leadership development is also offered through a youth volunteer program.

20. Town of Mendon $ 3,661
This program supports a variety of events for youth, their families and community members to promote a sense of community with youth and to build and enhance developmental assets for community youth.

21. City of Rochester $139,091
To prepare youth for economic success and encourage improved academic success through BIZ Kids I and II, which involves them in junior achievement type opportunities. To develop leadership skills in youth through Youth Councils at

each of the twelve major City Recreation sites. To provide youth with life-long learning experiences, future career expectations and employment potential through the Junior Recreation Program.

Section 7. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; January 4, 2005 - CV: 6-0

Intergovernmental Relations Committee; January 4, 2005 – CV: 5-0

Ways and Means Committee; January 5, 2005 - CV: 11-0

File No. 04-476

Adopted: Ayes 29, Noes 0.

Legislator Rowe declared his interest prior to the vote.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 18

RESOLUTION NO. 18 OF 2005

ACCEPTING NEW YORK STATE SPECIAL LEGISLATIVE MEMBER ITEMS; AUTHORIZING CONTRACT WITH COORDINATED CARE SERVICES, INC. FOR MONROE COUNTY ASSET BUILDING AND POSITIVE YOUTH DEVELOPMENT INITIATIVE

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $10,000 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Children and Family Services, for youth asset building and positive youth development activities, for the period of December 1, 2004 through December 31, 2005.

Section 2. The County Executive, or her designee, is hereby authorized to accept two (2) grants from, and to execute a contract and any amendments thereto, with the Empire State Development Corporation, in an amount totaling $3,000, for youth asset building and positive youth development activities, for the period of December 1, 2004 through December 31, 2005.

Section 3. The 2005 operating budget of the Department of Human and Health Services, Rochester-Monroe County Youth Bureau, is hereby amended by appropriating the sum of $13,000 into account 001-051-5632, Positive Youth Development.

Section 4. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Coordinated Care Services, Inc., for the Monroe County Asset Building and Positive Youth Development Initiative, in a total amount not to exceed $13,000, for the period of December 1, 2004 through December 31, 2005.

Section 5. The County Executive, or her designee, is hereby authorized to execute any applications, agreements and amendments thereto, with Coordinated Care Services, Inc. to increase or decrease the contract amount and to extend the length of the contract in order to maximize state reimbursements for these purposes.

Section 6. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 7. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; January 4, 2005 - CV: 6-0

Ways and Means Committee; January 5, 2005 - CV: 11-0

File No. 04-478

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 19

RESOLUTION NO. 19 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES; AUTHORIZING CONTRACT WITH COORDINATED CARE SERVICES, INC. FOR POSITIVE YOUTH DEVELOPMENT STATE AND LOCAL COLLABORATION DEMONSTRATION PROJECT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $100,000 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Children and Family Services, for the Positive Youth Development State and Local Collaboration Demonstration Project, for the period of December 1, 2004 through September 29, 2005.

Section 2. The 2005 operating budget of the Department of Human and Health Services, Rochester-Monroe County Youth Bureau, is hereby amended by appropriating the sum of $100,000 into account 001-051-5632, Positive Youth Development.

Section 3. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Coordinated Care Services, Inc., for the Positive Youth Development State and Local Collaboration Demonstration Project, in an amount not to exceed $100,000, for the period of December 1, 2004 through September 29, 2005.

Section 4. The County Executive, or her designee, is hereby authorized to execute any applications, agreements and amendments thereto, with Coordinated Care Services, Inc., to increase or decrease the contract amount and to extend the length of the contract in order to maximize state reimbursements for these purposes.

Section 5. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 6. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 7. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; January 4, 2005 - CV: 6-0

Ways and Means Committee; January 5, 2005 - CV: 11-0

File No. 04-479

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators Hanna and Driscoll

Intro. No. 20

RESOLUTION NO. 20 OF 2005

AUTHORIZING CONTRACTS WITH CHRISTA CONSTRUCTION LLC, INC., THYSSENKRUPP ELEVATOR CORPORATION, UNIFIED MECHANICAL CONTRACTOR'S, INC., MICHAEL A. FERRAUILO PLUMBING & HEATING, FIBERTECH ENVIRONMENTAL SERVICES, INC. AND AJAY GLASS & MIRROR CO., INC. FOR CONSTRUCTION OF PHASE I OF MONROE COUNTY PUBLIC SAFETY BUILDING RENOVATIONS PROJECT; ACCEPTING INCENTIVE AWARD FROM NEW YORK STATE ENERGY RESEARCH AND DEVELOPMENT AUTHORITY FOR NEW YORK ENERGY SMART NEW CONSTRUCTION PROGRAM; AMENDING CONTRACT WITH DEWOLFF PARTNERSHIP ARCHITECTS LLP FOR PROFESSIONAL SERVICES FOR MONROE COUNTY PUBLIC SAFETY BUILDING RENOVATIONS PROJECT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract with Christa Construction LLC, Inc., for general construction for Phase I of the Monroe County Public Safety Building Renovations Project, in the amount of $674,000, and any amendments necessary to complete the project within the total capital fund appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract with ThyssenKrupp Elevator Corporation, for elevator construction for Phase I of the Monroe County Public Safety Building Renovations Project, in the amount of $498,694, and any amendments necessary to complete the project within the total capital fund appropriation.

Section 3. The County Executive, or her designee, is hereby authorized to execute a contract with Unified Mechanical Contractor's, Inc., for mechanical construction for Phase I of the Monroe County Public Safety Building Renovations Project, in the amount of $357,000, and any amendments necessary to complete the project within the total capital fund appropriation.

Section 4. The County Executive, or her designee, is hereby authorized to execute a contract with Michael A. Ferrauilo Plumbing & Heating, for plumbing construction for Phase I of the Monroe County Public Safety Building Renovations Project, in the amount of $120,000, and any amendments necessary to complete the project within the total capital fund appropriation.

Section 5. The County Executive, or her designee, is hereby authorized to execute a contract with Fibertech Environmental Services, Inc., for asbestos abatement for Phase I of the Monroe County Public Safety Building Renovations Project, in the

amount of $122,560, and any amendments necessary to complete the project within the total capital fund appropriation.

Section 6. The County Executive, or her designee, is hereby authorized to execute a contract with Ajay Glass & Mirror Co., Inc., for windows/glazing construction for Phase I of the Monroe County Public Safety Building Renovations Project, in the amount of $310,000, and any amendments necessary to complete the project within the total capital fund appropriation.

Section 7. The County Executive, or her designee, is hereby authorized to amend the contract with DeWolff Partnership Architects LLP, for construction phase services for the Monroe County Public Safety Building Renovations Project, in the amount of $204,239 and any amendments necessary to complete the project within the total capital fund appropriation.

Section 8. The County Executive, or her designee, is hereby authorized to accept an incentive award in the estimated amount of $300,000 from the New York State Energy Research and Development Authority for the New York Energy Smart New Construction Program to implement selected electric energy efficiency improvements, and to execute any documents necessary to accept said incentives and any amendments thereto.

Section 9. Funding for this project is included in capital fund 1311.

Section 10. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; January 5, 2005 – CV: 8-0

Ways and Means Committee; January 5, 2005 – CV: 11-0

File No. 04-480

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators Hanna and Driscoll

Intro No 21

RESOLUTION NO. 21 OF 2005

SUPERSEDING BOND RESOLUTION DATED JANUARY 11, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $14,550,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE RECONSTRUCTION AND UPGRADING OF THE FORMER CITY OF ROCHESTER PUBLIC SAFETY BUILDING (NOW

OWNED BY SAID COUNTY) FOR THE CONVERSION OF SAME INTO SPACE FOR CONSOLIDATED PUBLIC SAFETY SERVICES IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON MAY 7, 2004 (RESOLUTION NO. 147 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the reconstruction and upgrading of the former City of Rochester Public Safety Building (now owned by the County of Monroe, New York (the "County")) for the conversion of same into space for consolidated public safety services in and for the County, there are hereby authorized to be issued $14,550,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($14,250,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is twenty-five (25) years, pursuant to subdivision 12(a)(1) of paragraph a of *Section 11.*00 of the Local Finance Law, computed from December 16, 2004, the date of the first obligation issued therefor.

Section 2. The maximum estimated cost thereof is now determined to be $14,550,000, and the plan for the financing thereof is by the issuance of $14,550,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable

thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 147 of 2004, being a bond resolution dated May 7, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $14,250,000 to $14,550,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Environment and Public Works Committee; January 5, 2005 - CV: 8-0

Ways and Means Committee; January 5, 2005 - CV: 11-0

File No. 04-480.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators Dobson, Hanna and Driscoll

Intro. No. 22

RESOLUTION NO. 22 OF 2005

AUTHORIZING CONTRACTS WITH CRANE-HOGAN STRUCTURAL SYSTEMS, INC., EAST COAST ELECTRIC LLC, AND LECLAIRE-FLEMING MECHANICAL CONTRACTORS, INC. FOR CONSTRUCTION SERVICES; AMENDING CONTRACT WITH LU ENGINEERS, P.C., FOR CONSTRUCTION PHASE SERVICES FOR ROCHESTER PURE WATERS DISTRICT'S CHARLOTTE PUMP STATION IMPROVEMENT PROJECT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract with Crane-Hogan Structural Systems, Inc., for general construction services for the Rochester Pure Waters District's Charlotte Pump Station Improvement Project, in the amount of $1,803,420, and any amendments necessary to complete the project within the total capital fund appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract with East Coast Electric LLC, for electrical construction for the Rochester Pure Waters District's Charlotte Pump Station Improvement Project, in the amount of $517,000, and any amendments necessary to complete the project within the total capital fund appropriation.

Section 3. The County Executive, or her designee, is hereby authorized to execute a contract with LeClaire-Fleming Mechanical Contractors, Inc., for HVAC construction for the Rochester Pure Waters District's Charlotte Pump Station Improvement Project, in the amount of $76,310, and any amendments necessary to complete the project within the total capital fund appropriation.

Section 4. The County Executive, or her designee, is hereby authorized to amend the contract with Lu Engineers, P.C., for construction phase services for the Rochester Pure Waters District's Charlotte Pump Station Improvement Project, in the amount of $188,500, and any amendments necessary to complete the project within the total capital fund appropriation.

Section 5. Funding for this project is included in capital funds 1294 and 269.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; January 5, 2005 - CV: 8-0

Ways and Means Committee; January 5, 2005 - CV: 11-0

File No. 04-481

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators Dobson, Hanna and Driscoll

Intro No. 23

RESOLUTION NO. 23 OF 2005

AUTHORIZING CONTRACT WITH BLASLAND, BOUCK & LEE, INC. FOR ENGINEERING SERVICES FOR NORTHWEST QUADRANT PURE WATERS DISTRICT BUTTONWOOD LOW LIFT PUMP STATION AND FORCE MAIN IMPROVEMENTS PROJECT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract with Blasland, Bouck & Lee, Inc., for engineering services for the Northwest Quadrant Pure Waters District Buttonwood Low Lift Pump Station and Force Main Improvements Project, in the amount of $88,699, for the period of January 1, 2005 through project completion, along with any amendments necessary to complete the project within the total capital fund appropriation.

Section 2. Funding for this project is included in capital fund 1340.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; January 5, 2005 - CV: 8-0

Ways and Means Committee; January 5, 2005 - CV: 11-0

File No. 04-483

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators Hanna and LaFountain

Intro. No. 24

RESOLUTION NO. 24 OF 2005

AUTHORIZING CONVEYANCE OF PERMANENT EASEMENT TO MONROE COUNTY WATER AUTHORITY ACROSS LAND AT TRIMMER ROAD, TOWN OF OGDEN

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute any and all documents necessary to convey a permanent easement to the Monroe County Water Authority, of an area of 20 feet by 810 feet, for no purchase price, of an unused area of approximately 0.37 acre, located at Trimmer Road, in the Town Ogden, as shown on a drawing prepared by Monroe County Water Authority, dated September, 2004.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; January 5, 2005 - CV: 8-0

File No. 04-485

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators Hanna and Driscoll

Intro. No. 25

RESOLUTION NO. 25 OF 2005

AUTHORIZING CONTRACTS WITH DEPARTMENT OF TRANSPORTATION FEDERAL AVIATION ADMINISTRATION RELATED TO RELOCATION OF FEDERAL AVIATION ADMINISTRATION OWNED NAVIGATIONAL EQUIPMENT AT GREATER ROCHESTER INTERNATIONAL AIRPORT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute contracts, and any amendments thereto, with the Department of Transportation Federal Aviation Administration for services to relocate Federal Aviation Administration owned navigational aids required due to implementation of improvement projects at the Greater Rochester International Airport.

Section 2. Funding for this contract is included in various capital accounts or from federal or state grants for said services.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; January 5, 2005 – CV: 8-0

Ways and Means Committee; January 5, 2005 – CV: 11-0

File No. 04-486

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators Hanna and Driscoll

Intro. No. 26

RESOLUTION NO. 26 OF 2005

AUTHORIZING SUPPLEMENTAL CONTRACTS WITH NEW YORK STATE FOR AID RELATING TO IMPROVEMENTS AT GREATER ROCHESTER INTERNATIONAL AIRPORT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a supplemental contract with the State of New York to accept financial assistance for the following project at the Greater Rochester International Airport:

a. Terminal Building Improvements (Phase 4). (State Project PIN 4908.54)

Federal Share (95%)	$6,270,250
State Share (2.5%)	165,007
Local Share (2.5%)	165,006
	$6,600,263

b. The State share may be increased by 15% to a maximum amount of $189,758 to cover cost overruns.

c. Funding for this contract is included in capital fund 1124.

Section 2. The County Executive, or her designee, is hereby authorized to execute a supplemental contract with the State of New York to accept financial assistance for the following project at the Greater Rochester International Airport:

a. Reconstruct Portion of Taxiway D from Taxiway F to Taxiway E; Purchase Friction Measuring Equipment; Acquire Land in Fee Simple Title for Runway End 10 Runway Protection (Zone Phase 2). (State Project PIN 4908.55)

Federal Share (95%)	$2,445,890
State Share (2.5%)	64,366
Local Share (2.5%)	64,365
	$2,574,621

b. The State share may be increased by 15% to a maximum amount of $74,021 to cover cost overruns.

c. Funding for this contract is included in capital funds 895, 1170 and 1227.

Section 3. The County Executive, or her designee, is hereby authorized to execute a supplemental contract with the State of New York to accept financial assistance for the following project at the Greater Rochester International Airport:

a. Perform Airport Master Plan Update; Prepare Environmental Assessment. (State Project PIN 4908.56)

Federal Share (95%)	$513,000
State Share (2.5%)	13,500
Local Share (2.5%	13,500
	$540,000

b. The State share may be increased by 15% to a maximum amount of $15,525 to cover cost overruns.

c. Funding for this contract is included in capital fund 1341.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; January 5, 2005 - CV: 8-0

Ways and Means Committee; January 5, 2005 - CV: 11-0

File No. 04-487

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators Hanna and Driscoll

Intro No 27

RESOLUTION NO. 27 OF 2005

AUTHORIZING CONTRACT WITH SAMUEL A. COOPER, JR., D/B/A COOPER LOGICS FOR PROFESSIONAL CONSULTING SERVICES AT GREATER ROCHESTER INTERNATIONAL AIRPORT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Samuel A. Cooper, Jr., d/b/a Cooper Logics, for professional consulting services at the Greater Rochester International Airport, in the amount of $18,500, for the period of January 1, 2005 through December 31, 2005.

Section 2. Funding for this contract is included in the 2005 operating budget of the Department of Aviation, account 010-081-8101, Administration.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; January 5, 2005 – CV: 8-0

Ways and Means Committee; January 5, 2005 – CV: 11-0

File No. 04-488

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators Adair and Driscoll

Intro. No. 28

RESOLUTION NO. 28 OF 2005

AUTHORIZING ACQUISITION OF PROPERTY RIGHTS FOR CLOVER STREET BRIDGE REPLACEMENT PROJECT, TOWN OF BRIGHTON

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to obtain the property rights for completion of the Clover Street Bridge Replacement Project, in the Town of Brighton, by contract and/or the Eminent Domain Procedure Law, along with any amendments for unanticipated damages within the total capital fund appropriation:

Parcel		*Owner*	*Amount*
Map 58		Harley School	
Parcel 1 PE	833 sq. ft.	1981 Clover Street	$1,000
Parcel 2 TE	1,285 sq. ft.	Rochester, New York 14618	$200
Map 59		Anthony & Camille Peralta	
Parcel 1 PE	423 sq. ft.	2000 Clover Street	$630
Parcel 2 TE	1,855 sq. ft.	Rochester, New York 14618	$370
Map 60		John H. & Katherine Remington	
Parcel 1 PE	747 sq. ft.	11 Old Mill Road	$1,120
Parcel 2 TE	1,673 sq. ft.	Rochester, New York 14618	$380

Section 2. Funding for this acquisition is included in capital fund 1275.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; January 5, 2005 - CV: 8-0

Ways and Means Committee; January 5, 2005 - CV: 11-0

File No. 04-489

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators Adair and Driscoll

Intro. No. 29

RESOLUTION NO. 29 OF 2005

AUTHORIZING ADVERTISEMENT FOR BIDS FOR REPLACEMENT OF CLOVER STREET BRIDGE OVER ALLENS CREEK, TOWN OF BRIGHTON

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Department of Transportation is hereby authorized to advertise for bids for the replacement of the Clover Street Bridge over Allens Creek, in the Town of Brighton.

Section 2. Funding for this project is included in capital fund 1275.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; January 5, 2005 - CV: 8-0

Ways and Means Committee; January 5, 2005 - CV: 11-0

File No. 04-490

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators Adair and Driscoll

Intro. No. 30

RESOLUTION NO. 30 OF 2005

AUTHORIZING ADVERTISEMENT FOR BIDS FOR REPLACEMENT OF SWAMP ROAD BRIDGE OVER SALMON CREEK, TOWN OF SWEDEN

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Department of Transportation is hereby authorized to advertise for bids for the replacement of the Swamp Road Bridge over Salmon Creek, in the Town of Sweden.

Section 2. Funding for this project is included in capital fund 1282.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; January 5, 2005 - CV: 8-0

Ways and Means Committee; January 5, 2005 - CV: 11-0

File No. 04-491

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators Adair, Dobson and Driscoll

Intro. No. 31

RESOLUTION NO. 31 OF 2005

AUTHORIZING CONTRACT WITH CORNELES ENGINEERING, P.C. FOR REPLACEMENT OF NORTH GREECE ROAD BRIDGE OVER NORTHRUP CREEK, TOWN OF GREECE

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract with Corneles Engineering, P.C., in the amount of $87,488.95, for engineering services for the replacement of the North Greece Road Bridge over Northrup Creek, in the Town of Greece, and any amendments necessary to complete the project within the total capital fund appropriation.

Section 2. Funding for this project is included in capital fund 1339.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; January 5, 2005 – CV: 8-0

Ways and Means Committee; January 5, 2005 – CV: 11-0

File No. 04-492

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators Adair and Driscoll

Intro No 32

RESOLUTION NO. 32 OF 2005

AUTHORIZING CONTRACT WITH ERDMAN ANTHONY AND ASSOCIATES, INC.; AUTHORIZING CONTRACT WITH NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR REPLACEMENT OF LAWRENCE ROAD BRIDGE OVER OTIS CREEK, TOWN OF CLARKSON

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract with Erdman Anthony and Associates, Inc., in the amount of $119,400, for engineering services for the replacement of the Lawrence Road Bridge over Otis Creek, in the Town of Clarkson, and any amendments necessary to complete the project within the total capital fund appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with the New York State Department of Transportation, for the Lawrence Road Bridge Project.

Section 3. Funding for this project is included in capital fund 1336.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; January 5, 2005 – CV: 8-0

Ways and Means Committee; January 5, 2005 – CV: 11-0

File No. 04-493

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators Driscoll and Dobson

Intro. No. 33

RESOLUTION NO. 33 OF 2005

AUTHORIZING APPLICATION OF CLAUDIA V. BROWN FOR REDEMPTION OF TAX FORECLOSED PROPERTY AT 117 WOODWARD STREET, CITY OF ROCHESTER

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to approve the application of Claudia V. Brown, for redemption of property identified as 117 Woodward Street, City of Rochester, having Tax Account No. 106.74-1-86, and to execute any and all documents necessary to carry out the redemption and reinstatement of title to this property to her upon payment of the unpaid taxes, penalties and interest, together with $400 for statutory costs, disbursements and legal fees.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; January 5, 2005 - CV: 11-0

File No. 04-495

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators Barker and Driscoll

Intro. No. 34

RESOLUTION NO. 34 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF PROBATION AND CORRECTIONAL ALTERNATIVES FOR DOMESTIC VIOLENCE PROJECT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $69,309.94 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Probation and Correctional Alternatives, for services related to a domestic violence project, for the period of August 1, 2004 through July 31, 2005.

Section 2. Funding for this project is included in the 2004 operating budget of the Department of Public Safety, account 001-024-2703, Division of Probation - Community Corrections, Domestic Violence Project.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; January 3, 2005 - CV: 7-0

Ways and Means Committee; January 5, 2005 - CV: 11-0

File No. 04-508

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators Driscoll and Dobson

Intro. No. 35

RESOLUTION NO. 35 OF 2005

AUTHORIZING CONTRACT WITH CAPITAL MARKETS ADVISORS, LLC FOR FINANCIAL ADVISORY SERVICES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Capital Markets Advisors, LLC, for financial advisory services on behalf of Monroe County, in an amount not to exceed $58,000 per year for general financial advisory services billed on an hourly basis, and in

such amounts according to the following fee schedule for financial services relating to bond issuance and bond and revenue anticipation notes, for the period of January 1, 2005 through December 31, 2005, and for four (4) additional one-year renewals, subject to the County's approval and future years' appropriations:

For bond issues sold via competitive sale:
- $.50 per each $1,000 of par amount of bonds issued
- a minimum total fee of $14,500 and maximum total fee of $45,000

For bond and revenue anticipation notes:
- $.20 per each $1,000 of par amount of notes issued
- a minimum total fee of $7,500 and a maximum total fee of $25,000

For bond issues sold via negotiated sale and refunding bond issues:
- $.85 per each $1,000 of par amount of bonds issued
- a minimum total fee of $19,500 and a maximum total fee of $75,000

Section 2. Partial funding for this contract is included in the 2005 operating budget of the Department of Finance, account 001-012-0100-4580, Office of the Chief Financial Officer.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; January 5, 2005 - CV: 11-0

File No. 04-509

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators Valerio and Driscoll

Intro. No. 36

RESOLUTION NO. 36 OF 2005

AMENDING 2005-2010 CAPITAL IMPROVEMENT PROGRAM TO ADD NEW PROJECT ENTITLED, "SENECA PARK ZOO ELEPHANT EXHIBIT;" AUTHORIZING CONTRACT WITH STANTEC CONSULTING GROUP, INC. FOR ENGINEERING SERVICES FOR SENECA PARK ZOO ELEPHANT EXHIBIT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The 2005-2010 Capital Improvement Program is hereby amended to add a new project entitled, "Seneca Park Zoo Elephant Exhibit," at the Seneca Park Zoo, in the amount of $4,000,000.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract with Stantec Consulting Group, Inc., in the amount of $330,000, for engineering services for the Seneca Park Zoo Elephant Exhibit, and any amendments necessary to complete the project within the total capital fund appropriation.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Recreation and Education Committee; January 4, 2005 – CV: 5-0

Ways and Means Committee; January 5, 2005 – CV: 11-0

File No. 04-510

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators Valerio and Driscoll

Intro No 37

RESOLUTION NO. 37 OF 2005

BOND RESOLUTION DATED JANUARY 11, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $4,000,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE CONSTRUCTION OF A NEW EXHIBIT FOR THE ELEPHANTS AT THE SENECA PARK ZOO IN AND FOR SAID COUNTY AT AN ESTIMATED MAXIMUM COST OF $4,000,000

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the construction of a new exhibit for the elephants at the Seneca Park Zoo in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $4,000,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes. The period of probable usefulness of the aforesaid class of objects or purposes is fifteen (15) years, pursuant to subdivision 19(c) of paragraph a of *Section 11.*00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is $4,000,000, and the plan for the financing thereof is by the issuance of $4,000,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5 All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to

be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Recreation and Education Committee; January 4, 2005 – CV: 5-0

Ways and Means Committee; January 5, 2005 – CV: 11-0

File No. 04-510.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

By Legislators Driscoll and Dobson

Intro. No. 38

AUTHORIZING AMENDMENT TO HOST COMMUNITY BENEFIT AGREEMENT BETWEEN MONROE COUNTY AND TOWN OF RIGA

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute an Amendment No. 3 to the Host Community Agreement with the Town of Riga dated July 12, 1989, as amended by Amendment No. 1 to the Host Community Agreement dated April 22, 1993, and Amendment No. 2 dated February 9, 2000. *(Copy of Host Community Agreement is on file in the Legislature Clerk's Office)*

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency

File No. 05-30

By Legislators Colby and Bullard

Intro. No. 39

MOTION NO. 1 OF 2005

PROVIDING THAT INTRO. NO. 38 OF 2005 BE TABLED

Be It Moved, that Intro. No. 38 of 2005 be, and hereby is, tabled.

File No. 05-30

Failed by the following vote:

Ayes — Legislators Aldersley, Amato, Bullard, Colby, Cruz, Garner Goldstein, Lee, O'Brien, Palumbo, Rowe — 10

Noes — Legislators Smith, Adair, Assini, Barker, Benet, Cassetti, Dobson, Driscoll, Hanna, LaFountain, Malta, Jeffery McCann, Peter McCann, Murray, Quatro, Thomas, Valerio, Wilmot, Zyra — 19

ADOPTION OF

Intro. No. 38

RESOLUTION NO. 38 OF 2005

Matter of Urgency

File No. 05-030

Adopted: Ayes 21, Noes 8.

Legislators Amato, Bullard, Cruz, Garner Goldstein, Hanna, O'Brien, Palumbo and Thomas voted in the negative.

Approved by County Executive Maggie Brooks, January 14, 2005.

Effective Date: January 14, 2005.

UNFINISHED BUSINESS

NONE

Upon Motion by Legislator Smith, the Legislature adjourned at 8:00 P.M. until Tuesday, February 8, 2005 at 6:00 P.M.

JOANNE B. ZELAZNY
Clerk of the Legislature

SECOND DAY

TUESDAY, FEBRUARY 8, 2005

Legislature met pursuant to adjournment.

President Wayne E. Zyra in the Chair.

ROLL CALL

Present — Legislators Adair, Aldersley, Amato, Assini, Barker, Cassetti, Colby, Cruz, Dobson, Driscoll, Hanna, LaFountain, Lee, Malta, Jeffery McCann, Murray, O'Brien, Palumbo, Quatro, Rowe, Smith, Valerio, Wilmot, Zyra — 24

Absent — Legislators Benet, Bullard, Garner Goldstein, Peter McCann, Thomas — 5

Note: Legislators Benet, Bullard and Thomas entered the Chambers later in the meeting.

At the invitation of Legislator John G. Driscoll, Reverend Hoyt Brown, Christ View United Methodist Church, delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Frederick J. Amato.

APPROVAL OF MINUTES

Without objection, the journal of the session of Day 1, January 11, 2005 was approved as submitted.

PETITIONS AND COMMUNICATIONS

From the President of the Legislature - WAYNE E. ZYRA

Regarding Chaplain for the Month of February, Reverend Hoyt Brown, Christ View United Methodist Church, at the Invitation of Legislator John G. Driscoll.

Read and Filed. (File No. RF05-23)

COUNTY LEGISLATORS

C. Mitchell Rowe — Regarding Resignation from the Office of Monroe County Legislator for the 26th Legislative District.

Read and Print. (File No. 05-31)

January 18, 2005

The Honorable Wayne E. Zyra, President
Monroe County Legislature
39 West Main Street
Rochester, New York 14614

Dear President Zyra,

This letter is to inform you of my decision to resign from service in the Legislature effective March 9, 2005.

It has been a pleasure to serve the people of the 26th Legislative District since being elected in 2001. Yet, it has become increasingly clear that I can serve more effectively if I am fully focused on my new position as Deputy Commissioner of Parks, Recreation and Human Services for the City of Rochester - which is a very active, very hands-on, and very constituent-oriented position. The breadth of these duties has figured heavily into my decision to step down.

Stepping down in March allows me to finalize some pending legislative matters and will help facilitate for the sake of the constituents represent.

The legislative accomplishments I am most proud of include:

- Passage of the Residential Commercial Urban Exemption legislation I sponsored in 2003, which provides tax incentives for the redevelopment of underutilized center city properties for housing.
- Monroe County's successful implementation of a state Medicaid reimbursement plan I proposed, resulting in over $3 million and counting in additional revenue for Monroe County.
- Successfully leading the effort to redirect proceeds for the Hotel Occupancy Tax to fully support cultural and tourism agencies.
- Working behind the scenes to help secure a compromise on the Seneca Park Zoo expansion, located in the 26th District.

I am also proud of my efforts to establish better relations between city and suburban residents, support business development and job creation, as well as to try and reduce the partisanship that has too often blocked progress in County government.

It has been an honor to serve, and I am grateful to the voters of the 26th Legislative District for having given me the opportunity.

Sincerely,
C. MITCHELL ROWE
Legislator - District 26

E. Daniel Quatro, David C. Malta, R. Anthony LaFountain — Regarding Memorializing the New York State Legislature to Cap Medicaid Costs for Counties as Proposed by Governor George E. Pataki in his 2005 New York State Budget.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-35)

Michael G. Barker, Mary A. Valerio, Douglas B. Dobson — Regarding Memorializing the New York State Assembly to Pass A. 02342 Designed to Reduce the Production and Distribution of Methamphetamine.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-36)

Stephanie Polowe Aldersley, Calvin Lee, Carla M. Palumbo, Frederick J. Amato, Lynda Garner Goldstein, Edward M. O'Brien, C. Mitchell Rowe, José A. Cruz — Regarding Creating a Task Force to Explore and Report on the Feasibility of a Public Wireless Broadband Network for Monroe County.

Read and Referred to Planning and Economic Development Committee. (File No. 05-37)

Lynda Garner Goldstein, Stephanie Polowe Aldersley, Edward M. O'Brien — Regarding Memorializing the United States Congress and President George W. Bush to Pass and Sign Legislation Strengthening the Regulatory Power of the Federal Railroad Administration.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-38)

From the County Executive — MAGGIE BROOKS

Regarding Authorizing the County Executive to Enter into Contracts with Public Authorities and Authorizing Creation of the Position of Special Counsel to Public Authorities in the Monroe County Department of Law.

Read and Referred to Agenda/Charter and Ways and Means Committees and Adopted February 8, 2005 under Rule 23(C). (File No. 05-32)

Regarding Authorizing Submission of a Request to the Foreign-Trade Zones Board for Approval of Extension of Subzone Authority for Certain Temporary Subzone Sites and Deletion of Certain Subzone Sites from Foreign-Trade Subzone No. 141A.

Read and Referred to Planning and Economic Development Committee. (File No. 05-39)

Regarding Approving a Public Employees Blanket Bond for the Genesee/Finger Lakes Regional Planning Council.

Read and Referred to Planning and Economic Development and Ways and Means Committees. (File No. 05-40)

Regarding Authorizing the Annual Contribution to the Genesee/Finger Lakes Regional Planning Council.

Read and Referred to Planning and Economic Development and Ways and Means Committees. (File No. 05-41)

Regarding Authorizing a Contract with Cornell Cooperative Extension of Monroe County for Support Services to the Agricultural and Farmland Protection Board.

Read and Referred to Planning and Economic Development and Ways and Means Committees. (File No. 05-42)

Regarding Approval of Issuance of Tax-Exempt Mortgage Revenue Bonds by the County of Monroe Industrial Development Agency on behalf of LDC Clinton LP in the City of Rochester, Monroe County, New York.

Read and Referred to Planning and Economic Development and Ways and Means Committees. (File No. 05-43)

Approval of Issuance of Tax-Exempt Mortgage Revenue Bonds by the County of Monroe Industrial Development Agency on behalf of Charlotte Harbortown Homes Associates, L.P. in the City of Rochester, Monroe County, New York.

Read and Referred to Planning and Economic Development and Ways and Means Committees. (File No. 05-44)

Regarding Approval of Issuance of Tax-Exempt Civic Facility Refunding Bonds by the County of Monroe Industrial Development Agency on behalf of Highland Hospital of Rochester in the City of Rochester, Monroe County, New York.

Read and Referred to Planning and Economic Development and Ways and Means Committees. (File No. 05-45)

Regarding Approval of Issuance of Tax-Exempt Civic Facility Revenue Bonds by the County of Monroe Industrial Development Agency on behalf of Highland Hospital of Rochester in the City of Rochester and Town of Greece, Monroe County, New York.

Read and Referred to Planning and Economic Development and Ways and Means Committees. (File No. 05-46)

Regarding Approval of Issuance of Tax-Exempt Civic Facility Refunding Bonds by the County of Monroe Industrial Development Agency on behalf of Highland Community Development Corporation d/b/a The Highlands at Pittsford in the Town of Pittsford, Monroe County, New York.

Read and Referred to Planning and Economic Development and Ways and Means Committees. (File No. 05-47)

Regarding Approval of Issuance of Tax-Exempt Civic Facility Refunding Bonds by the County of Monroe Industrial Development Agency on behalf of The Highlands Living Center, Inc. in the Town of Pittsford, Monroe County, New York.

Read and Referred to Planning and Economic Development and Ways and Means Committees. (File No. 05-48)

Regarding Acceptance of Grant from New York State Division of Criminal Justice Services for the DNA Capacity Enhancement Program.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-49)

Regarding Authorizing a Contract with Rochester Area Association of Homes and Services for the Aging, Inc. (RAHSA) for the Monroe County Sheriff to Conduct Criminal Background Checks on RAHSA Members' Potential Employees.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-50)

Regarding Acceptance of a Grant from the New York State Governor's Traffic Safety Committee for the Child Passenger Safety Program.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-51)

Authorizing a Contract with the Commission on Accreditation for Law Enforcement Agencies, Inc. for Services to Re-Accredit the Monroe County Sheriff's Office.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-52)

Amending Resolution 118 of 2003 to Amend the Contract with SoftCode, Inc. for the Purchase and Implementation of a New Office Management Software Package for the Monroe County Sheriff's Office Civil Bureau.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-53)

Authorizing a Contract with New York State Unified Court System for the Provision of Court Security Services by the Monroe County Sheriff.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-54)

Regarding Authorizing a Contract with the Research Foundation at the State University of New York to Fund the County Historian's Office for 2005.

Read and Referred to Recreation and Education and Ways and Means Committees. (File No. 05-55)

Regarding Authorizing the Acquisition of Property at 2550 Brighton Henrietta Town Line Road, in the Town of Brighton as Trustee for Monroe Community College.

Read and Referred to Recreation and Education and Ways and Means Committees. (File No. 05-56)

Read and Referred to Intergovernmental Relations, Public Safety and Ways and Means Committees. (File No. 05-57)

Authorizing an Intermunicipal Agreement with the City of Rochester to Provide Photo Processing for the Monroe County Sheriff's Office.

Read and Referred to Intergovernmental Relations, Public Safety and Ways and Means Committees. (File No. 05-58)

Amending Resolution 317 of 2004 to Accept Additional Funding from the New York State Department of Health for the HIV Seroprevalence Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-59)

Regarding Acceptance of a Grant from the New York State Department of Health for the Enhanced Breastfeeding Peer Counseling Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-60)

Regarding Acceptance of a Grant from the New York State Division of Criminal Justice Services for the Paul Coverdell National Forensic Sciences Improvement Program.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-61)

Regarding Acceptance of a Grant from the United Way of Greater Rochester, Inc. and Funding from the New York State Office of Children and Family Services for Preventive Foster Care Programs.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-62)

Regarding Acceptance of a Grant from the United Way of Greater Rochester, Inc. and Funding from the New York State Office of Children and Family Services for the Work-Scholarship Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-63)

Regarding Acceptance of a Grant from the New York State Department of Health for the Family Resources and Support Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-64)

Regarding Authorizing the Acquisition of Interests in Real Property for the Runway Protection Zone Safety Project, Beahan Road, Town of Chili; Amending the Lease and Operating Agreement with the Monroe County Airport Authority.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-65)

Regarding Authorizing the Acquisition of Interests in Real Property for the Swamp Road Bridge Replacement Project, in the Town of Sweden.

Read and Referred to Transportation and Ways and Means Committees. (File No. 05-66)

Regarding Acceptance of an Application for Redemption of Tax Foreclosed Property at 53 Weld Street, City of Rochester.

Read and Referred to Ways and Means Committee. (File No. 05-67)

Regarding Erroneous Assessments - Correction and Cancellation.

Read and Referred to Ways and Means Committee. (File No. 05-68)

Regarding Erroneous Assessments - Refunds.

Read and Referred to Ways and Means Committee. (File No. 05-69)

Regarding Authorizing the Sale of County Owned Tax Foreclosure Property in the Towns of Gates, Webster, Parma, Greece and the Village of Spencerport.

Read and Referred to Ways and Means Committee. (File No. 05-70)

Regarding Local Law Amending the Monroe County Sanitary Code to Add a New Article Entitled "Neighborhood Pesticide Notification Law."

Read and Referred to Environment and Public Works Committee. (File No. 05-71)

Regarding Administrative Refunds and Corrections for the Month of December 2004.

Read and Filed. (File No. RF05-24)

OTHERS COUNTY OFFICIALS

Mark Ballerstein, P.E., Engineering Operations Manager, Monroe County Division of Engineering and Facilities Management — Regarding Reporting Requirements for Pure Waters Contracts for the Month of December 2004.

Read and Filed. (File No. RF05-25)

Monroe County Department of Planning and Development — Regarding Development Review Referrals Summaries dated January 5, 2005 through February 1, 2005.

Read and Filed. (File No. RF05-26)

Bonnie Pedrick-Coles, Chairperson, Monroe County Planning Board — Regarding Notice and Agenda for Meeting Scheduled for January 27, 2005; Minutes of Meeting held January 6, 2005.

Read and Filed. (File No. RF05-27)

Monroe County Environmental Management Council — Regarding Notice and Agenda for Meeting held January 19, 2005; Minutes of Meeting held December 15, 2004.

Read and Filed. (File No. RF05-28)

MISCELLANEOUS

Nicholas A. Noce, Comptroller, Western Regional Off-Track Betting Corporation — Regarding December 2004 Retained Surcharge Revenue for Monroe County.

Read and Filed. (File No. RF05-29)

Michael F. Nozzolio, New York State Senate, District 54 — Regarding Acknowledging Receipt of Memorializing Resolutions.

Read and Filed. (File No. RF05-30)

James S. Alesi, New York State Senate, District 55 — Regarding Acknowledging Receipt of Memorializing Resolution.

Read and Filed. (File No. RF05-31)

Charles H. Nesbitt, Minority Leader, New York State Assembly — Regarding Acknowledging Receipt of Memorializing Resolution.

Read and Filed. (File No. RF05-32)

Alan G. Hevesi, Comptroller, New York State — Regarding Press Release entitled "Continued Growth in Medicaid Could Drive One-third Jump in County Property Taxes by 2010."

Read and Filed. (File No. RF05-33)

Mitchell S. Morris, Associate Counsel, Office of New York State Comptroller Regarding Town of Henrietta; Extension No. 170 to Henrietta Sewer District No. 1.

Read and Filed. (File No. RF05-34)

William A. Johnson, Jr., Mayor, City of Rochester — Regarding Allocation of Hotel-Motel Tax Revenues and Expenditures.

Read and Filed. (File No. RF05-35)

Carolee Conklin, Clerk, Rochester City Council — Regarding Minutes of Regular Meeting held November 23, 2004; Notice and Agenda for Meeting Scheduled for February 15, 2005; Ordinances Passed at Regular Meeting held January 18, 2005 and Special Meeting held January 20, 2005.

Read and Filed. (File No. RF05-36)

Esther Leadley, President, Intercounty Association of Western New York — Regarding Notice of Meeting Scheduled for February 18, 2005, Hosted by Ontario County.

Read and Filed. (File No. RF05-37)

PROCLAMATIONS

By the President of the Legislature — WAYNE E. ZYRA

Recognized Jointly with Legislators R. Anthony LaFountain and E. Daniel Quatro "Penfield Boys Varsity Soccer Team" for winning the 2004 New York State Class AA Soccer Championship.

Read and Filed.

Recognized Jointly with Legislator Jeffrey R. Adair "Honeoye Falls-Lima Lady Cougars Cross Country Team" for winning the 2004 New York State Class B Cross Country Championship.

Read and Filed.

FORMAL COMMITTEE REPORTS

NONE

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. Sixteen speakers addressed the Legislature on various subjects and the Open Forum concluded at 7:10 P.M.

Note: Ralph Calabrese of the Finger Lakes Veterans Advisory Committee presented a plaque to the Monroe County Legislature on behalf of all veterans.

Note: Legislator Bullard entered the Chambers during Public Forum and was present for the remainder of the meeting.

MOTIONS, RESOLUTIONS AND NOTICES

By Legislators Driscoll and Dobson

Intro. No. 40

RESOLUTION NO. 39 OF 2005

AUTHORIZING CONTRACT WITH GARY M. SPINELLI FOR COMPUTER CONSULTANT SERVICES FOR REPUBLICAN OFFICE OF MONROE COUNTY LEGISLATURE

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The President of the Monroe County Legislature is hereby authorized to execute a contract with Gary M. Spinelli for computer consultant services for the Republican Office of the Monroe County Legislature, in the amount of $7,500, for the period of January 1, 2005 through December 31, 2005.

Section 2. Funding for this contract is included in the 2005 operating budget of the Monroe County Legislature, account 001-001-0110, sub-object 4580, Legislature-Republican Staff, Professional Services.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; January 27, 2005 - CV: 10-0

File No. 05-1

Adopted: Ayes 25, Noes 0.

By Legislators Barker and Adair

Intro. No. 41

RESOLUTION NO. 40 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR PUBLIC DEFENDER ENHANCED DEFENSE PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $153,770 grant from, and to execute a contract and any amendments thereto with,

the New York State Division of Criminal Justice Services, for the Monroe County Public Defender Enhanced Defense Program, for the period of April 1, 2004 through March 31, 2005.

Section 2. Funding for this program is available in the 2005 operating budget of the Public Defender's Office, account 001-026-2651, Enhanced Defense Program.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; January 24, 2005 - CV: 7-0

Ways and Means Committee; January 27, 2005 - CV: 10-0

File No. 05-5

Adopted: Ayes 25, Noes 0.

Approved by County Executive Maggie Brooks, February 15, 2005.

Effective Date: February 15, 2005.

By Legislators Barker and Driscoll

Intro. No. 42

RESOLUTION NO. 41 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES OF PAUL COVERDELL FORENSIC SCIENCES IMPROVEMENT ACT MONIES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $45,000 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, to purchase laboratory equipment and Laboratory Information Management System software licenses, for the period of October 1, 2004 through September 30, 2005.

Section 2. The 2005 operating budget of the Department of Public Safety is hereby amended by appropriating the sum of $45,000 into account 001-024-4314, Coverdell National Forensic Grant.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; January 24, 2005 - CV: 7-0

Ways and Means Committee; January 27, 2005 - CV: 10-0

File No. 05-6

Adopted: Ayes 25, Noes 0.

Approved by County Executive Maggie Brooks, February 15, 2005.

Effective Date: February 15, 2005.

By Legislators Barker and Driscoll

Intro. No. 43

RESOLUTION NO. 42 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF PROBATION AND CORRECTIONAL ALTERNATIVES FOR ALTERNATIVES TO INCARCERATION CLASSIFICATION/ ALTERNATIVES PROGRAM AND ENHANCED DRUG/ALCOHOL TREATMENT PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a grant from, and to execute a contract and any amendments thereto with, the New York State Division of Probation and Correctional Alternatives, for the Alternatives to Incarceration Classification/Alternatives Program and the Enhanced Drug/Alcohol Treatment Program, in an amount not to exceed $428,200, for the period of January 1, 2005 through December 31, 2005.

Section 2. The County Executive, or her designee, is hereby authorized to execute contracts and subcontracts with community agencies for amounts not to exceed sums received and appropriated for these programs.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; January 24, 2005 - CV: 7-0

Ways and Means Committee; January 27, 2005 - CV: 10-0

File No. 05-7

Adopted: Ayes 25, Noes 0.

Approved by County Executive Maggie Brooks, February 15, 2005.

Effective Date: February 15, 2005.

By Legislators Barker and Driscoll

Intro. No. 44

RESOLUTION NO. 43 OF 2005

AUTHORIZING CONTRACT WITH PRE-TRIAL SERVICES CORPORATION FOR ALTERNATIVES TO INCARCERATION PROGRAMS FOR 2005

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Pre-Trial Services Corporation of the Monroe County Bar Association, for the Pre-Trial Release/Pre-Trial Diversion Programs, the Felony DWI Diversion Program and Jail Utilization Systems Team (JUST) programs, in the amount of $1,725,625, for the period of January 1, 2005 through December 31, 2005.

Section 2. Funding for these programs is included in the 2005 operating budget of the Department of Public Safety, account 001-024-3001, Alternatives to Incarceration

Administration and Contractual Services, and account 001-024-3527, STOP-DWI, Felony Diversion.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; January 24, 2005 - CV: 7-0

Ways and Means Committee; January 27, 2005 - CV: 10-0

File No. 05-8

Adopted: Ayes 25, Noes 0.

Approved by County Executive Maggie Brooks, February 15, 2005.

Effective Date: February 15, 2005.

By Legislators Barker and Driscoll

Intro No. 45

RESOLUTION NO. 44 OF 2005

AMENDING RESOLUTION 257 OF 2003 TO AMEND CONTRACT WITH CATHOLIC DIOCESE OF ROCHESTER FOR RELIGIOUS SERVICES TO INMATES AT MONROE COUNTY JAIL AND MONROE COUNTY CORRECTIONAL FACILITY

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Section 1 of Resolution 257 of 2003 is hereby amended to read as follows:

> The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with the Catholic Diocese of Rochester, for Catholic services for Monroe County Jail and Monroe County Correctional Facility inmates, in an amount not to exceed ~~$7,280~~ $9,780, for the period of January 1, 2004 through December 31, 2004.

Section 2. Funding for this contract is included in the 2004 operating budget of the Sheriff's Office, account 001-038-T99-TRFD, Jail Funds, Inmate Trust Fund.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Added language is underlined.
Deleted language is ~~stricken.~~

Public Safety Committee; January 24, 2005 - CV: 7-0
Ways and Means Committee; January 27, 2005 - CV: 10-0

File No. 05-9

Adopted: Ayes 25, Noes 0.

Approved by County Executive Maggie Brooks, February 15, 2005.

Effective Date: February 15, 2005.

By Legislators Barker and Driscoll

Intro No 46

RESOLUTION NO. 45 OF 2005

AUTHORIZING CONTRACT WITH CATHOLIC DIOCESE OF ROCHESTER FOR RELIGIOUS SERVICES TO INMATES AT MONROE COUNTY JAIL AND MONROE COUNTY CORRECTIONAL FACILITY

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with the Catholic Diocese of Rochester, for Catholic religious services and pastoral ministry program to inmates at the Monroe County Jail and Monroe County Correctional Facility, in the amount of $12,280, for the period of January 1, 2005 through December 31, 2005.

Section 2. Funding for this contract is included in the 2005 operating budget of the Sheriff's Office, account 001-038-T99-TRFD, Jail Funds, Inmate Trust Fund.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; January 24, 2005 - CV: 7-0

Ways and Means Committee; January 27, 2005 - CV: 10-0

File No. 05-10

Adopted: Ayes 25, Noes 0.

Approved by County Executive Maggie Brooks, February 15, 2005.

Effective Date: February 15, 2005.

By Legislators Barker and Driscoll

Intro No 47

RESOLUTION NO. 46 OF 2005

AUTHORIZING CONTRACT WITH MASJID AN-NUR FOR RELIGIOUS SERVICES TO INMATES AT MONROE COUNTY JAIL AND MONROE COUNTY CORRECTIONAL FACILITY

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Masjid An-Nur, for Muslim religious services to inmates at the Monroe County Jail and Monroe County Correctional Facility, in the amount of $7,280, for the period of January 1, 2005 through December 31, 2005.

Section 2. Funding for this contract is included in the 2005 operating budget of the Sheriff's Office, account 001-038-T99-TRFD, Jail Funds, Inmate Trust Fund.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; January 24, 2005 - CV: 7-0

Ways and Means Committee; January 27, 2005 - CV: 10-0

File No. 05-11

Adopted: Ayes 25, Noes 0.

Approved by County Executive Maggie Brooks, February 15, 2005.

Effective Date: February 15, 2005.

Note: Legislator Thomas entered the Chambers and was present for the remainder of the meeting.

By Legislators Valerio, Barker and Driscoll

Intro. No. 48

RESOLUTION NO. 47 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES; AUTHORIZING CONTRACT WITH ALTERNATIVES FOR BATTERED WOMEN, INC. FOR DOMESTIC VIOLENCE PREVENTION EDUCATION PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $25,000 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for the Domestic Violence Prevention Education Program, for the period of January 1, 2004 through December 31, 2004.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Alternatives for Battered Women, Inc.,

for implementation of a Domestic Violence Prevention Education Program, in the amount of $25,000, for the period of January 1, 2004 through December 31, 2004.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; January 24, 2005 - CV: 7-0

Ways and Means Committee; January 27, 2005 - CV: 10-0

File No. 05-12

Adopted: Ayes 26, Noes 0.

Approved by County Executive Maggie Brooks, February 15, 2005.

Effective Date: February 15, 2005.

By Legislators Barker and Driscoll

Intro. No. 49

RESOLUTION NO. 48 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES; AUTHORIZING CONTRACT WITH PARK RIDGE HOSPITAL FOR JUVENILE JUSTICE MENTAL HEALTH PROJECT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $148,750 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Children and Family Services, for the Monroe County Office of Probation – Community Corrections Juvenile Justice Mental Health Project, for the period of January 1, 2005 through December 31, 2005.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Park Ridge Hospital, for the Monroe

County Office of Probation – Community Corrections Juvenile Justice Mental Health Project, in the amount of $175,000, for the period of January 1, 2005 through December 31, 2005.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; January 24, 2005 - CV: 7-0

Ways and Means Committee; January 27, 2005 - CV: 10-0

File No. 05-13

Adopted: Ayes 26, Noes 0.

Approved by County Executive Maggie Brooks, February 15, 2005.

Effective Date: February 15, 2005.

By Legislators Malta, Barker and Driscoll

Intro. No. 50

RESOLUTION NO. 49 OF 2005

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH CITY OF ROCHESTER FOR FIREARM INSTRUCTOR

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the City of Rochester, for a firearm instructor, in an amount not to exceed $55,675, for the period of January 1, 2005 through December 31, 2005.

Section 2. Funding for this contract is included in the 2005 operating budget of the Department of Public Safety, account 001-024-3920, Firearms Training.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Intergovernmental Relations Committee; January 25, 2005 - CV: 5-0

Public Safety Committee; January 24, 2005 - CV: 7-0

Ways and Means Committee; January 27, 2005 - CV: 10-0

File No. 05-14

Adopted: Ayes 26, Noes 0.

Approved by County Executive Maggie Brooks, February 15, 2005.

Effective Date: February 15, 2005.

By Legislators Wilmot and Malta

Intro. No. 51

RESOLUTION NO. 50 2005

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH CITY OF ROCHESTER FOR DOWNTOWN PATROL SERVICES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the City of Rochester, for the provision of downtown patrol services, in the amount of $300,000, for the period of January 1, 2005 through December 31, 2005.

Section 2. Funding for this contract is included in the 2005 operating budget of the Department of Public Safety, account 001-024-3930, Central Police Services.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Intergovernmental Relations Committee; January 25, 2005 - CV: 5-0

Public Safety Committee; January 24, 2005 - CV: 7-0

Ways and Means Committee; January 27, 2005 - CV: 10-0

File No. 05-15

Adopted: Ayes 26, Noes 0.

Approved by County Executive Maggie Brooks, February 15, 2005.

Effective Date: February 15, 2005.

Note: Legislator Benet entered the Chambers and was present for the remainder of the meeting.

By Legislators Malta and Driscoll

Intro. No. 52

RESOLUTION NO. 51 OF 2005

AUTHORIZING CONTRACT WITH BOLTON-ST. JOHNS, INC. FOR LOBBYING SERVICES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Bolton-St. Johns, Inc., for lobbying services related to the New York State government, in the amount of $60,000, for the period of January 1, 2005 through December 31, 2005.

Section 2. Funding for this contract is included in the 2005 operating budget of the Monroe County Law Department, account 001-006-0600.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Intergovernmental Relations Committee; January 25, 2005 -.CV: 5-0

Ways and Means Committee; January 27, 2005 - CV: 10-0

File No. 05-16

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, February 15, 2005.

Effective Date: February 15, 2005.

By Legislators LaFountain, Hanna and Driscoll

Intro. No. 53

RESOLUTION NO. 52 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION FOR ENVIRONMENTAL PROTECTION FUND PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $314,000 grant from, and to execute a contract and any amendments thereto with, the

New York State Department of Environmental Conservation, for the Environmental Protection Fund Program, for the period of January 1, 2005 through June 30, 2006.

Section 2. The 2005 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $180,000 into account 001-058-3538, Environmental Protection Fund Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Department of Environmental Conservation.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; January 25, 2005 - CV: 7-0

Environment and Public Works Committee; January 27, 2005 - CV: 6-0

Ways and Means Committee; January 27, 2005 - CV: 10-0

File No. 05-17

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, February 15, 2005.

Effective Date: February 15, 2005.

By Legislators LaFountain and Driscoll

Intro No 54

RESOLUTION NO. 53 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES FOR FAMILY DAY CARE REGISTRATION AND COMPLIANCE PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept an $839,696 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Children and Family Services, for the Family Day Care Registration and Compliance Program, for the period of January 1, 2005 through December 31, 2005.

Section 2. The 2005 operating budget of the Department of Human Services, Division of Social Services, is hereby amended by appropriating the sum of $839,696 into account 001-051-4538, Family Day Care Registration and Compliance Grant.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; January 25, 2005 - CV: 7-0

Ways and Means Committee; January 27, 2005 - CV: 10-0

File No. 05-18

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, February 15, 2005.

Effective Date: February 15, 2005.

By Legislators LaFountain and Driscoll

Intro No 55

RESOLUTION NO. 54 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE FOR TEMPORARY ASSISTANCE FOR NEEDY FAMILIES TRANSITIONAL SERVICES PLAN

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a

$2,527,014 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Temporary and Disability Assistance, for the Temporary Assistance for Needy Families Transitional Services Plan, for the period of July 1, 2004 through June 30, 2005.

Section 2. The 2004 operating budget of the Department of Human Services, Division of Social Services, is hereby amended by appropriating the sum of $75,000 into account 001-051-3860, Non-residential Domestic Violence Program.

Section 3. The 2004 operating budget of the Department of Human Services, Division of Social Services, is hereby amended by appropriating the sum of $1,356,253 into account 001-051-4574, New York Works Block Grant.

Section 4. The 2004 operating budget of the Department of Human Services, Division of Social Services, is hereby amended by appropriating the sum of $131,547 into account 001-051-0510, Drug and Alcohol Program.

Section 5. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 6. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 7. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; January 25, 2005 - CV: 7-0

Ways and Means Committee; January 27, 2005 - CV: 10-0

File No. 05-19

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, February 15, 2005.

Effective Date: February 15, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 56

RESOLUTION NO. 55 OF 2005

AUTHORIZING PROFESSIONAL SERVICES CONTRACTS FOR MENTAL HEALTH SERVICES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute professional services contracts, and any amendments thereto, with the psychiatrists listed below, for mental health services, in an amount not to exceed $150,000, cumulatively for all contracts, for the period of January 1, 2005 through December 31, 2005:

Scott McDonald, M.D.
Michael McGrath, M.D.
Odysseus Adamides, M.D.
John Tokoli, M.D.

Section 2. Funding for these contracts is included in the 2005 operating budget of the Department of Human Services, Division of Mental Health, account 001-051-6060-4580, Socio-Legal Center.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; January 25, 2005 - CV: 7-0

Ways and Means Committee; January 27, 2005 - CV: 10-0

File No. 05-20

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, February 15, 2005.

Effective Date: February 15, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 57

RESOLUTION NO. 56 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE FOR FOOD STAMP NUTRITION EDUCATION PROJECT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $189,284 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Temporary and Disability Assistance, for the Food Stamp Nutrition Education Project, for the period of October 1, 2004 through September 30, 2005.

Section 2. The 2005 operating budget of the Department of Human Services, Division of Social Services, is hereby amended by appropriating the sum of $189,284 into account 001-051-4558-4610, Food Stamp Nutrition Education Project.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; January 25, 2005 - CV: 7-0
Ways and Means Committee; January 27, 2005 - CV: 10-0

File No. 05-21

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, February 15, 2005.

Effective Date: February 15, 2005.

By Legislators Hanna and Driscoll

Intro. No. 58

AUTHORIZING ACQUISITION OF PROPERTY RIGHTS FOR 175 BUELL ROAD, TOWN OF GATES; AMENDING LEASE AND OPERATING AGREEMENT WITH MONROE COUNTY AIRPORT AUTHORITY

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to acquire the property at 175 Buell Road, from Service Links International New York Inc., in the amount of $950,000, and to execute all documents for the acquisition of the property at 175 Buell Road, Town of Gates, by contract, along with any amendments for direct and consequential costs, within the total capital fund appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to amend the Lease and Operating Agreement with the Monroe County Airport Authority, authorized by Resolution 437 of 1989, to add the property commonly known as 175 Buell Road, Town of Gates, New York, at a rental price equal to the expense and annual debt service that Monroe County will incur to acquire the property.

Section 3. Funding for this acquisition is included in capital fund 1362.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; January 27, 2005 - CV: 6-0

Ways and Means Committee; January 27, 2005 - CV: 10-0

File No. 05-22

By Legislators Hanna and Driscoll

Intro. No. 59

MOTION NO. 2 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 58 OF 2005), ENTITLED "AUTHORIZING ACQUISITION OF PROPERTY RIGHTS FOR 175 BUELL ROAD, TOWN OF GATES; AMENDING LEASE AND OPERATING AGREEMENT WITH MONROE COUNTY AIRPORT AUTHORITY," BE TABLED

Be It Moved, that Resolution (Intro. No. 58 of 2005), entitled, "Authorizing Acquisition of Property Rights for 175 Buell Road, Town of Gates; Amending Lease and Operating Agreement with Monroe County Airport Authority," be tabled.

File No. 05-22

Adopted: Ayes 27, Noes 0.

By Legislators Hanna and Driscoll

Intro. No. 60

RESOLUTION NO. 57 OF 2005

FIXING A PUBLIC HEARING ON RESOLUTION (INTRO. NO. 58 OF 2005), ENTITLED "AUTHORIZING ACQUISITION OF PROPERTY RIGHTS FOR 175 BUELL ROAD, TOWN OF GATES; AMENDING LEASE AND OPERATING AGREEMENT WITH MONROE COUNTY AIRPORT AUTHORITY"

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. That there will be a public hearing at 6:15 p.m. on the 8th day of March, 2005, in the Legislative Chambers in the County Office Building, Rochester, New York on resolution (Intro. No. 58 of 2005), entitled "Authorizing Acquisition of Property Rights for 175 Buell Road, Town of Gates; Amending Lease and Operating Agreement with Monroe County Airport Authority."

Section 2. The Clerk of the Legislature is directed to give notice of the time and place of this public hearing to the news media within the County, and shall conspicuously post a copy of said notice in the office of the Clerk at least ten days before said hearing. In addition, the Clerk shall cause said notice to be published once in the official newspapers of general circulation within the County at least ten days before said hearing.

Section 3. This resolution shall take effect immediately.

Environment and Public Works Committee; January 27, 2005 - CV: 6-0

Ways and Means Committee; January 27, 2005 - CV: 10-0

File No. 05-22

Adopted: Ayes 27, Noes 0.

By Legislators Hanna and Driscoll

Intro. No. 61

AUTHORIZING ACQUISITION OF PROPERTY RIGHTS FOR 1100 BROOKS AVENUE, TOWN OF GATES; AMENDING LEASE AND OPERATING AGREEMENT WITH MONROE COUNTY AIRPORT AUTHORITY

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to acquire the property at 1100 Brooks Avenue, from National Equity Holding LLC, in the amount of $3,750,000, and to execute all documents for the acquisition of the property at 1100 Brooks Avenue, Town of Gates, by contract, along with any amendments for direct and consequential costs, within the total capital fund appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to amend the Lease and Operating Agreement with the Monroe County Airport Authority, authorized by Resolution 437 of 1989, to add the property commonly known as 1100 Brooks Avenue, Town of Gates, New York, at a rental price equal to the expense and annual debt service that Monroe County will incur to acquire the property.

Section 3. Funding for this acquisition is included in capital fund 1362.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; January 27, 2005 - CV: 4-2

Ways and Means Committee; January 27, 2005 - CV: 7-3

File No. 05-23

By Legislators Hanna and Driscoll

Intro. No. 62

MOTION NO. 3 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 61 OF 2005), ENTITLED "AUTHORIZING ACQUISITION OF PROPERTY RIGHTS FOR 1100 BROOKS AVENUE, TOWN OF GATES; AMENDING LEASE AND OPERATING AGREEMENT WITH MONROE COUNTY AIRPORT AUTHORITY," BE TABLED

Be It Moved, that Resolution (Intro. No. 61 of 2005), entitled, "Authorizing Acquisition of Property Rights for 1100 Brooks Avenue, Town of Gates; Amending Lease and Operating Agreement with Monroe County Airport Authority," be tabled.

File No. 05-23

Adopted: Ayes 24, Noes 3.

Legislators Aldersley, Amato and Bullard voted in the negative.

By Legislators Hanna and Driscoll

Intro. No. 63

RESOLUTION NO. 58 OF 2005

FIXING A PUBLIC HEARING ON RESOLUTION (INTRO. NO. 61 OF 2005), ENTITLED "AUTHORIZING ACQUISITION OF PROPERTY RIGHTS FOR 1100 BROOKS AVENUE, TOWN OF GATES; AMENDING LEASE AND OPERATING AGREEMENT WITH MONROE COUNTY AIRPORT AUTHORITY"

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. That there will be a public hearing at 6:16 p.m. on the 8th day of March, 2005, in the Legislative Chambers in the County Office Building, Rochester, New York on resolution (Intro. No. 61 of 2005), entitled "Authorizing Acquisition of Property Rights For 1100 Brooks Avenue, Town of Gates; Amending Lease and Operating Agreement with Monroe County Airport Authority."

Section 2. The Clerk of the Legislature is directed to give notice of the time and place of this public hearing to the news media within the County, and shall conspicuously post a copy of said notice in the office of the Clerk at least ten days before said hearing. In addition, the Clerk shall cause said notice to be published once in the official newspapers of general circulation within the County at least ten days before said hearing.

Section 3. This resolution shall take effect immediately.

Environment and Public Works Committee; January 27, 2005 - CV: 4-2

Ways and Means Committee; January 27, 2005 - CV: 7-3

File No. 05-23

Adopted: Ayes 24, Noes 3.

Legislators Aldersley, Amato and Bullard voted in the negative.

By Legislators Hanna and Driscoll

Intro. No. 64

AUTHORIZING ACQUISITION OF TWO ABANDONED RAILROAD RIGHTS OF WAY, TOWN OF GATES AND TOWN OF CHILI; AMENDING LEASE AND OPERATING AGREEMENT WITH MONROE COUNTY AIRPORT AUTHORITY

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to acquire the abandoned railroad right of way described as the portion of CSX property lying between Interstate 390, on the south, and the New York State Barge Canal, on the north, as shown on a map prepared by Clough, Harbour and Associates, LLP, entitled "Map of a portion of property of CSX Transportation, Inc., to be conveyed to the County of Monroe,"—project # 13536, dated October 25, 2004, from CSX Transportation, Inc., in the amount of $7,600, and to execute all documents for the acquisition of this abandoned railroad right of way, by contract, along with any amendments for direct and consequential costs, within the total capital fund appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to acquire the abandoned railroad right of way described as the property depicted on the New York State Department of Public Works Description and Map for the Acquisition of Property (Permanent Easement) Rochester Outer Loop: Scottsville Road to Chili Road Map 58, Parcel 66, as shown on a map prepared by Clough, Harbour and Associates, LLP, entitled "Map of a portion of property of CSX Transportation, Inc., to be conveyed to the County of Monroe,"-project # 13536, dated August 25, 2004, from CSX Transportation, Inc., in the amount of $7,600, and to execute all documents for the acquisition of this abandoned railroad right of way, by contract, along with any amendments for direct and consequential costs, within the total capital fund appropriation.

Section 3. The County Executive, or her designee, is hereby authorized to amend the Lease and Operating Agreement with the Monroe County Airport Authority, authorized by Resolution 437 of 1989, to add the two abandoned railroad rights of way, at a rental price equal to the expense and annual debt service that Monroe County will incur to acquire the two abandoned railroad rights of way.

Section 4. Funding for this acquisition is included in capital fund 1362.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; January 27, 2005 - CV: 6-0

Ways and Means Committee; January 27, 2005 - CV: 10-0

File No. 05-24

By Legislators Hanna and Driscoll

Intro. No. 65

MOTION NO. 4 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 64 OF 2005), ENTITLED "AUTHORIZING ACQUISITION OF TWO ABANDONED RAILROAD RIGHTS OF WAY, TOWN OF GATES AND TOWN OF CHILI; AMENDING LEASE AND OPERATING AGREEMENT WITH MONROE COUNTY AIRPORT AUTHORITY," BE TABLED

Be It Moved, that Resolution (Intro. No. 64 of 2005), entitled, "Authorizing Acquisition of Two Abandoned Railroad Rights of Way, Town of Gates and Town of Chili; Amending Lease and Operating Agreement with Monroe County Airport Authority," be tabled.

File No. 05-24

Adopted: Ayes 27, Noes 0.

By Legislators Hanna and Driscoll

Intro. No. 66

RESOLUTION NO. 59 OF 2005

FIXING A PUBLIC HEARING ON RESOLUTION (INTRO. NO. 64 OF 2005), ENTITLED "AUTHORIZING ACQUISITION OF TWO ABANDONED RAILROAD RIGHTS OF WAY, TOWN OF GATES AND TOWN OF CHILI; AMENDING LEASE AND OPERATING AGREEMENT WITH MONROE COUNTY AIRPORT AUTHORITY"

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. That there will be a public hearing at 6:17 p.m. on the 8th day of March, 2005, in the Legislative Chambers in the County Office Building, Rochester, New York on resolution (Intro. No. 64 of 2005), entitled "Authorizing Acquisition of Two Abandoned Railroad Rights of Way, Town of Gates and Town of Chili; Amending Lease and Operating Agreement with Monroe County Airport Authority."

Section 2. The Clerk of the Legislature is directed to give notice of the time and place of this public hearing to the news media within the County, and shall conspicuously post a copy of said notice in the office of the Clerk at least ten days before said hearing. In addition, the Clerk shall cause said notice to be published once in the official newspapers of general circulation within the County at least ten days before said hearing.

Section 3. This resolution shall take effect immediately.

Environment and Public Works Committee; January 27, 2005 - CV: 6-0

Ways and Means Committee; January 27, 2005 - CV: 10-0

File No. 05-24

Adopted: Ayes 27, Noes 0.

By Legislators Colby and Hanna

Intro. No. 67

RESOLUTION NO. 60 OF 2005

DESIGNATING OFFICIAL NEWSPAPERS FOR COUNTY OF MONROE FOR 2005

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Pursuant to Section 214(2) of the County Law of the State of New York, The Daily Record and The Rochester Business Journal are hereby designated as the official newspapers for the year 2005 for publication of all local laws, notices and other matters required by law to be published.

Section 2. Said official newspapers shall be required to send copies of all pertinent information required by state law to be published in the official newspapers to the clerks of each respective town, village and city in Monroe County. In addition, each library system and fire district within the County should also be provided with copies of said local laws, notices and other matters required by state law to be published in official newspapers. Furthermore, such pertinent information should be posted in a conspicuous manner for public review.

Section 3. The Clerk of the Legislature is hereby directed to send certified copies of this resolution to the editors of said official newspapers.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Agenda/Charter Committee; January 27, 2005 - CV: 4-0

File No. 05-25

Adopted: Ayes 26, Noes 1.

Legislator Amato voted in the negative.

Approved by County Executive Maggie Brooks, February 15, 2005.

Effective Date: February 15, 2005.

By Legislators Colby and LaFountain

Intro. No. 68

RESOLUTION NO. 61 OF 2005

APPOINTMENT TO MONROE COUNTY BOARD OF HEALTH

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. In accordance with Section C6-12, of the Monroe County Charter, the appointment to the Monroe County Board of Health by County Executive Maggie Brooks of Dr. Jeffrey Wyatt to a term that expires March 8, 2009, is hereby confirmed.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Agenda/Charter Committee; January 27, 2005 – CV: 4-0

Human Services Committee; January 25, 2005 – CV: 7-0

File No. 05-26

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, February 15, 2005.

Effective Date: February 15, 2005.

By Legislators Quatro and Malta

Intro. No. 69

RESOLUTION NO. 62 OF 2005

AUTHORIZING CONTRACT WITH PARRONE ENGINEERING FOR ENGINEERING SERVICES FOR REPLACEMENT OF HOLT ROAD CULVERT OVER MILL CREEK TRIBUTARY PROJECT, TOWN OF WEBSTER

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract with Parrone Engineering, for engineering services for the replacement of the Holt Road Culvert over Mill Creek Tributary project, in the Town of Webster, in the amount of $47,331.80, along with any amendments necessary to complete the project within the total capital fund appropriation.

Section 2. Funding for this project is included in capital fund 1329.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; January 27, 2005 - CV: 5-0

Ways and Means Committee; January 27, 2005 - CV: 10-0

File No. 05-27

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, February 15, 2005.

Effective Date: February 15, 2005.

By Legislators Adair and Driscoll

Intro No 70

RESOLUTION NO. 63 OF 2005

AUTHORIZING CONTRACT WITH FISHER ASSOCIATES, P.E., L.S., P.C. FOR ENGINEERING SERVICES; AUTHORIZING CONTRACT WITH NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR REPLACEMENT OF LAWRENCE ROAD BRIDGE OVER MOORMAN CREEK PROJECT, TOWN OF CLARKSON

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract with Fisher Associates, P.E., L.S., P.C, for engineering services for replacement of the Lawrence Road Bridge over Moorman Creek project, in the Town of Clarkson, in the amount of $123,699.09, along with any amendments necessary to complete the project within the total capital fund appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with the New York State Department of Transportation for the Lawrence Road Bridge project, in the Town of Clarkson.

Section 3. Funding for this project is included in capital fund 1335.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; January 27, 2005 - CV: 5-0

Ways and Means Committee; January 27, 2005 - CV: 10-0

File No. 05-28

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, February 15, 2005.

Effective Date: February 15, 2005.

By Legislators Malta and Quatro

Intro No 71

RESOLUTION NO. 64 OF 2005

AUTHORIZING CONTRACT WITH OM P. POPLI, P.E., L.S., P.C. FOR ENGINEERING SERVICES; AUTHORIZING CONTRACT WITH NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR REPLACEMENT OF BASKET ROAD BRIDGE OVER FOURMILE CREEK PROJECT, TOWN OF WEBSTER

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract with Om P. Popli, P.E., L.S., P.C, for engineering services for replacement of the Basket Road Bridge over Fourmile Creek project, in the Town of Webster, in the amount of $90,072.12, along with any amendments necessary to complete the project within the total capital fund appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with the New York State Department of Transportation for the Basket Road Bridge project, in the Town of Webster.

Section 3. Funding for this project is included in capital fund 1276.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; January 27, 2005 - CV: 5-0

Ways and Means Committee; January 27, 2005 - CV: 10-0

File No. 05-29

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, February 15, 2005.

Effective Date: February 15, 2005.

By Legislators Colby and Driscoll

Intro. No. 72

AUTHORIZING CONTRACTS WITH PUBLIC AUTHORITIES; AUTHORIZING CREATION OF POSITION OF SPECIAL COUNSEL TO COUNTY EXECUTIVE-PUBLIC AUTHORITIES IN MONROE COUNTY LAW DEPARTMENT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute contracts, and any amendments thereto, with Public Authorities, for the period of January 1, 2005 through December 31, 2005 and for five (5) one-year renewable options.

Section 2. The Legislature hereby authorizes the creation of one (1) Special Counsel to County Executive-Public Authorities position, at salary group 25, in the Monroe County Law Department.

Section 3. The 2005 operating budget of the Monroe County Law Department is hereby amended by appropriating a sum not to exceed $130,000 into account 001-006-0602, Law Administration.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Agenda/Charter Committee; January 27, 2005 - CV: 3-1
Ways and Means Committee; January 27, 2005 - CV: 6-3
File No. 05-32

By Legislators Driscoll and Colby

Intro No 73

MOTION NO. 5 OF 2005

PROVIDING THAT INTRO. NO. 72 OF 2005 BE AMENDED

Be It Moved, that Intro. No. 72 of 2005, be amended as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute contracts, and any amendments thereto, with Public Authorities, for the period of January 1, 2005 through December 31, 2007. ~~December 31, 2005, and for five (5) one year renewable options~~.

Added language is underlined.
Deleted language is ~~stricken~~.

File No. 05-32
Adopted: Ayes 25, Noes 2.
Legislators Amato and Bullard voted in the negative.

ADOPTION OF

Intro No 72

RESOLUTION NO. 65 OF 2005

As Amended by MOTION NO. 5 OF 2005

AUTHORIZING CONTRACTS WITH PUBLIC AUTHORITIES; AUTHORIZING CREATION OF POSITION OF SPECIAL COUNSEL TO COUNTY EXECUTIVE-PUBLIC AUTHORITIES IN MONROE COUNTY LAW DEPARTMENT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute

contracts, and any amendments thereto, with Public Authorities, for the period of January 1, 2005 through December 31, 2007.

Section 2. The Legislature hereby authorizes the creation of one (1) Special Counsel to County Executive-Public Authorities position, at salary group 25, in the Monroe County Law Department.

Section 3. The 2005 operating budget of the Monroe County Law Department is hereby amended by appropriating a sum not to exceed $130,000 into account 001-006-0602, Law Administration.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Agenda/Charter Committee; January 27, 2005 - CV: 3-1

Ways and Means Committee; January 27, 2005 - CV: 6-3

File No. 05-32

Adopted: Ayes 22, Noes 5.

Legislators Amato, Benet, Bullard, O'Brien and Rowe voted in the negative.

Approved by County Executive Maggie Brooks, February 15, 2005.

Effective Date: February 15, 2005.

UNFINISHED BUSINESS

NONE

Upon Motion by Legislator Smith, the Legislature adjourned at 8:10 P.M. until Tuesday March 8, 2005 at 6:00 P.M.

JOANNE B. ZELAZNY
Clerk of the Legislature

THIRD DAY

TUESDAY, MARCH 8, 2005

Legislature met pursuant to adjournment.

President Wayne E. Zyra in the Chair.

ROLL CALL

Present — Legislators Adair, Aldersley, Amato, Assini, Barker, Bullard, Cassetti, Colby, Cruz, Dobson, Driscoll, Garner Goldstein, Hanna, LaFountain, Lee, Malta, Jeffery McCann, Murray, O'Brien, Palumbo, Quatro, Rowe, Valerio, Wilmot, Zyra — 25

Absent — Legislators Benet, Peter McCann, Smith, Thomas — 4

Note: Legislators Benet and Smith entered the Chambers later in the meeting.

Meeting formally opened. At the invitation of Legislator Edward M. O'Brien, Reverend Lucinda Hedges, Laurelton United Presbyterian Church, delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator John G. Driscoll.

APPROVAL OF MINUTES

Without objection, the journal of the session of Day 2, February 8, 2005 was approved as submitted.

PETITIONS AND COMMUNICATIONS

From the President of the Legislature - WAYNE E. ZYRA

Regarding Appointments and Reappointments to the Monroe County Traffic Safety Board.

Read and Adopted March 8, 2005. (File No. 05-33)

Regarding Appointment to the Agricultural and Farmland Protection Board.

Read and Adopted March 8, 2005. (File No. 05-34)

Regarding Appointment to the Cooperative Extension Association of Monroe County.

Read and Adopted March 8, 2005 under Rule 23(C). (File No. 05-75)

Regarding Appointment to the Environmental Management Council.

Read and Adopted March 8, 2005 under Rule 23(C). (File No. 05-76)

Regarding Appointment to the Action for a Better Community (ABC) Board of Directors.

Read and Adopted March 8, 2005 under Rule 23(C). (File No. 05-77)

Regarding Chaplain for the Month of March, Reverend Lucinda Hedges, Laurelton United Presbyterian Church, at the Invitation of Legislator Edward M. O'Brien.

Read and Filed. (File No. RF05-38)

COUNTY LEGISLATORS

Lynda Garner Goldstein — Regarding Request to Forgive Penalty and Interest Cost Associated with Delinquent Taxes for the Family of Maureen and Dr. Jeffrey Ash of 72 Rhinecliff Drive, Rochester, N.Y., 14618.

Read and Referred to Ways and Means Committee and Withdrawn April 4, 2005. (File No. 05-79)

José A. Cruz and Carla M. Palumbo — Regarding Directing the Human Services Committee to Exercise its Oversight Powers as Established by Section 545-20 Code of Monroe County, for the Purpose of Conducting an Independent Investigation into the Death of Charles Lyon, Monroe County Adult Protective Services Client.

Read and Referred to Human Services Committee. (File No. 05-80)

Lynda Garner Goldstein — Regarding Memorializing the New York State Legislature to Adopt Legislation Increasing the Pension Benefits of Tier 3 and Tier 4 Members of the New York State Retirement System.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-81)

Carla M. Palumbo — Regarding Memorializing the New York State Legislature to Adopt Legislation which will Promote Safety and Economic Stability for Domestic Violence Survivors.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-82)

Edward M. O'Brien, Stephanie Polowe Aldersley, Carla M. Palumbo, Lynda Garner Goldstein and José A. Cruz — Regarding Memorializing the New York State Legislature to Renew the Mandatory Arrest and Primary Aggressor Law Contained within the Family Protection and Domestic Violence Intervention Act of 1994.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-83)

From the County Executive — MAGGIE BROOKS

Regarding 2005 State of the County Address.

Read and Print. (File No. 05-72)

Mr. President, Majority Leader Smith, Minority Leader Aldersley, Sheriff O'Flynn, County Clerk Dinolfo, Mayor Johnson, Chairman Minarik, Chairman Cook, distinguished guests, friends and fellow taxpayers...

Tonight, I'm here to report on the State of our County. As you know, this is the first State of the County Address that I will deliver. Tonight is a time for all of us to look back on the year that has come to a close. It's a time to take inventory of what we have done, together. And, most important, it's a time for us to look ahead, to chart the course for 2005 and beyond.

Together, we have accomplished a great deal. But one accomplishment stands-out above the rest. It's what most people talk about, most often. It's the new spirit of cooperation that we have established in County Government. It began a little more than one year ago with a mutually spontaneous gesture. But, that ice breaking embrace would not have meant very much, if Mayor Johnson and I hadn't followed it up with subsequent meetings, conversations and phone calls, and the understanding that we

could reach out and run things by the other, whenever we felt the need. The Brooks-Johnson era in local government that we all hoped would follow, did. And, the cooperative and respectful tone that we have established is allowing us to work together for the betterment of our community.

Mayor Johnson, thank you for being here tonight, and for being a great community partner.

And this spirit -- this new attitude -- doesn't begin and end with City-County relations. It drives our interactions with our entire community, whether with individuals, groups, businesses or other governments.

Danny Wegman was asked recently what made the company that bears his family's name so successful and earned it the title of "Best Company to work for in America." This is what he said: "We just try to live by the Golden Rule. We treat people the way we would like to be treated, ourselves." Now, that perfectly sums up what I'm talking about.

This cooperative spirit allowed us to realize the aspiration that we set for ourselves one year ago, at the start of my Administration: *One Community... A New Beginning.*

My friends, after one year, with accomplishments in hand, with a clear vision for our future, and with a new spirit of cooperation that has been established in our community, I can stand before you this evening and say confidently and very proudly that the state of our County has greatly improved.

Our Community was built, and is sustained by, an economy that is diverse, regaining its vibrancy, and on the move.

In fact, my first action as County Executive was to require that any company receiving county financial incentives must use local labor for new construction or expansion.

Last year, following-up on a recommendation from my Economic Development Strategy Team, Monroe County and the City of Rochester established a partnership with Greater Rochester Enterprise to streamline and strengthen our economic development efforts. This partnership has proven to be an early success.

I was proud to participate in the GRE sponsored Israeli Business Attraction Visit, here in Monroe County, last summer. And, in November, I traveled to Israel as a member of our Business Outreach Mission. As a result, two Israeli companies, Aliroo and e-Dent, decided to locate their U.S. headquarters in Rochester, New York.

And, I assure you, there will be more good news to come from our partnership with GRE.

In 2004, Monroe County approved financial incentives for 115 local businesses. That's an increase of 67% over 2003, due primarily to more companies taking advantage of our GreatRate and GreatRebate programs. The enhancements we made to the

programs early in 2004, increasing the incentives when a company buys locally, are making a real, measurable difference. The resulting projects will create close to 1,000 new jobs and retain nearly 5,000 existing jobs.

Just last week, COMIDA – the County of Monroe Industrial Development Agency – approved a dozen projects that will invest millions of new dollars in our community, and create 171 new jobs.

I'd like to recognize several companies that have capitalized on the economic incentives we offer, to grow their businesses.

Last October, Monroe County partnered with Kodak to create a new revolving loan fund with Kodak's one million dollar contribution. John Richardson from Kodak is here tonight. John, we thank you, Chairman Dan Carp and everyone at Kodak for what you are doing to support local economic growth.

Century Mold was the first company to receive assistance under this new fund.

Century Mold is a full service molder that specializes in the automotive industry, specifically engine and related components. Century Mold parts are found in one out of every two vehicles produced in North America.

Monroe County provided a $100,000 loan to assist Century Mold with the purchase of new equipment and the expansion of the company's operations in Rochester. The expansion will create a total of 50 new jobs in our community – that's a 25% increase in job growth for Century Mold. And that's significant. And, the even better news is, the majority of those jobs have already been created. The company currently employs 240 people in Monroe County.

In the last 12 months, Century Mold invested three million dollars to significantly grow their operations here in Monroe County.

SenDEC Corporation, located in Fairport, specializes in high quality electronics design and manufacturing. They produce electronic circuit board assemblies for copiers, photographic equipment and MRIs, as well as confidential assemblies for our military. SenDEC also manufactures its own line of custom products which are sold to retailers such as Sears and privately labeled for companies like John Deere, Honda and Toro. They've been doing business in Monroe County for 27 years.

By offering the company sales and mortgage tax exemptions, coupled with the GreatRebate program, we were able to keep SenDEC Corporation in Monroe County, helping them move into a new 60,000 square foot facility, enabling them to sustain their growth.

As a result, SenDEC has tripled its manufacturing capacity and created 21 new jobs, bringing their total number of employees in Monroe County to 76. As part of the incentive package we offered, SenDEC agreed to create those new jobs within three years. But, do you know what? They created them in less than six months. And they're still hiring today.

You may recognize the name of the next company: Springwater Sprouts. They are hydroponic farmers in Honeoye Falls and grow the sprouts you buy at Wegmans and Tops.

Springwater Sprouts was founded 1976 as a cottage industry, producing alfalfa and bean sprouts without soil inside a family home. As revenues grew in the 1980s, the family constructed a four thousand square foot facility for their growing agribusiness.

This past year, with the assistance of COMIDA and the SBA 504 loan program, Springwater doubled the size of their facility, and will be growing from 14 to 18 employees. The company invested over $260,000 in the new addition and $50,000 in new equipment.

Please join me in recognizing the individuals behind these successful local companies: Ron Ricotta, President and CEO of Century Mold, and his wife Kelly; Ken Fiske, President and CEO of SenDEC, and his wife Barbara; and Bill Nies, the President of Springwater Sprouts, who is joined by his parents Bev and Herm, the company's Secretary and Vice President. Thank you all for joining us this evening, and thank you for your continued investment in Monroe County.

We will continue to pursue new and innovative ways to assist local companies in growing their operations and creating jobs. We know that an investment made in a local business is an investment made in our community.

We also know that a key component of economic development is connecting people with employers and available job opportunities – something we, as a county government, do everyday.

It is especially important to provide young people with the skills they need to find good jobs and to find them right here in Monroe County. Later this year, we will announce a new partnership with the High Tech Business Council and Rochester Works that will train 14 to 18 year olds in emerging technology and link them with internship opportunities at local high tech companies.

I would like to recognize Matt Hurlbutt, Executive Director of Rochester Works for his efforts.

In November 2004, we officially opened the new Welfare-to-Work Center at our Department of Human Services office on St. Paul Street, in partnership with the Urban League and RochesterWorks. In less than three months, the Welfare-to-Work Center has already helped over 50 people find jobs and move from dependency to self-sufficiency.

And there will be more good news like this to come. Our Department of Human Services will be installing computer stations this year for clients to review job placement opportunities and access educational material.

It's because of innovative services and programs like these, coupled with effective case management, that we ended 2004 with a net reduction in the total Public Assistance

caseload for three months in a row. This is the first time since 2001 that Monroe County experienced three consecutive months of net caseload reduction.

In addition to jobs, we must also continue to ensure that a wide range of housing options is available, so that everyone in our community has a place to call home. In 2004, we opened 114 affordable apartments for seniors on fixed incomes, and we have 56 units under construction for working families and individuals with special needs. And this year, we will seek to create even more options for families throughout our community to achieve the American Dream of home ownership.

Our Community expects its governments to adopt wise fiscal policies and budgets that meet the needs of residents while always being responsible to taxpayers.

2004 presented us with many significant challenges. Yet we faced them head-on. My first County Budget, which was approved by a bipartisan vote in December, is a balanced budget for 2005 that keeps faith with the taxpayers of our community by holding the property tax rate flat and maintaining services.

It was a victory for our entire community.

But make no mistake, if we do nothing else, and more important if New York State does nothing else, Monroe County will begin to face budget deficits again in 2006 which could result in a cumulative deficit of $72 million by the end of 2007.

Mandated Medicaid spending, which increases by double digits each year, remains the largest single obstacle to long-term fiscal stability. The cost of supporting Medicaid mandates represents one third of each of our County tax bills, and this year when you look at your tax bill, we actually detail the amount that you, the taxpayer, will personally pay for Medicaid mandates.

We have been working with Governor Pataki and County Executives from across the State to find a solution to this growing challenge. The Governor's budget proposal, if enacted by the State Legislature, will provide real relief to Monroe County taxpayers, and taxpayers throughout the State of New York, by capping Medicaid expenditures at existing levels. The Governor's proposal will cut our Medicaid costs in 2006 and 2007 by nearly $40 million, and in 2008, the State will takeover the cost of Medicaid.

Notwithstanding the successful implementation of the Governor's proposal, the resources of our County government remain limited. That is why we must continue to rethink the everyday practices of the past and continue to think outside the box.

Our community has a proud and unparalleled history of leadership, and we welcome the challenges ahead as worthy of nothing less than our very best efforts.

And we must always remember, above and beyond these challenges, we have

opportunities. It is up to us, working together as a community, to turn these opportunities into results.

In December, I announced the creation of the Center for Civic Entrepreneurship, a team of community and business leaders, who will help us analyze and implement many of the remaining 80 recommendations of our Budget Advisory Team.

I will work with them, along with my financial team, County department heads, and all of you, the taxpayers of our community, to keep Monroe County on the right track toward long-term fiscal stability.

Our Community is only as strong as our most vulnerable resident. The health of our community is important to all of us.

Last March, we launched the Monroe County Prescription Discount Program. Available to all Monroe County Seniors, age 50 and over, our program provides, FREE of cost, Monroe County-RxChoice prescription discount cards that can be used at any local pharmacy.

When we launched this program, we were told by experts in the industry that a good measure of success would be to enroll 5,000 seniors during the first year. Well, as of tonight, just 10 months into our program, we have enrolled over 12,000 individuals.

The success of this program is undisputed. It's helping seniors save money on their prescription drugs without having to purchase coverage and without having to go "north of the border."

So tonight, I am proud to announce that we will expand the Monroe County Prescription Discount Program by opening it to all residents of Monroe County, regardless of age, and regardless of income.

Expansion of our successful program will now provide real savings for everyone, especially hardworking families and lower income individuals -- those members of our community who find it most difficult to afford prescription drugs.

Lead Paint is another issue that should concern all of us. It is a pervasive problem that is still far too prevalent in certain areas of our community, especially in the City of Rochester. It contributes to a host of obstacles, involving health, learning and social behavior. Last year, I joined Mayor Johnson, our County Health Director, the United Way, the Coalition to Prevent Lead Poisoning, and many of you at our community lead summit. There we pledged to do what each of us could to end lead poisoning in our community by the year 2010.

Monroe County committed to changing the standard we use to investigate properties suspected to contain lead hazards from the New York State standard to the more stringent HUD standard, a commitment which we have fulfilled.

In addition, we initiated a free eight-hour Lead Safe Work Practices training program, which 572 people successfully completed in 2004. In 2005, the County will continue to offer this course free of charge to homeowners and landlords.

The County also committed to develop a pilot program of lead safety assessments for properties rented to those receiving public assistance. We will launch our pilot in

February. Over the course of three months, we will inspect housing units located in the six zip codes that have been identified as the most hazardous. And, tonight, I am proud to announce an enhancement to the pilot. When we identify a lead safety hazard, we will offer the property owner a grant up to $3,500 to help clean it up.

Just as lead poses a serious threat to our children, breast cancer continues to claim new victims throughout our community each year. Most of us have a close friend, a relative or a loved one who has been diagnosed with breast cancer. While medical science has made great strides in the treatment of breast cancer, and more and more women have taken the steps necessary to reduce their risks and detect this disease in its early stages, far too many women fall victim to breast cancer each year.

Many believe that the commercial lawn care application of sprayed pesticides increases the risk of breast cancer.

As a County Government, New York State law gives us the authority to require that commercial pesticide applicators provide neighbors with 48-hour notification, prior to spraying the lawn of an adjoining property. As County Executive, one of the duties that I take very seriously is protecting the health and safety of our community. That is why, I will submit a Local Law that institutes this sensible requirement in Monroe County. I urge the County Legislature to approve my proposal, and once they approve it, I will sign it.

Let me introduce you to three remarkable women who are my inspiration for this law: County Legislator Mary Valerio; Holly Anderson; and, Mel Bianchi. They are each active in our community's Breast Cancer Coalition, they are passionate advocates, and they are each survivors. Mary, Holly and Mel, thank you.

Our Community recognizes the importance of a revitalized center city.

Working together, we are beginning to realize our vision of Renaissance Square.

As you know, Renaissance Square is the largest public works project our community has undertaken. It combines a transit center, a downtown campus for our community college and a performing arts center. By bringing these three unique components into a joint development project we are able to leverage federal transportation dollars for common infrastructure. In addition to the new jobs our project will create -- 1200 during peak construction -- Renaissance Square will open the doors to new business, retail and housing for our downtown.

In just one year, Renaissance Square has secured $30 million in new State and Federal support. And, I would like to recognize the efforts of Governor Pataki, Congressman Reynolds and Senator Nozzolio. This brings the total funding committed to $128

million, putting us well on our way toward making Renaissance Square a reality.

More than 100 firms have responded to our request for proposals for architecture, design and engineering services. More than half of the respondents are local firms.

Contracts will be awarded in the next several months. We will then be able to put pen to paper, gain valuable citizen and community input, and all of us will begin to see the vision of Renaissance Square begin to take shape.

I'm proud that our Renaissance Square project partners are with us tonight: Mayor Johnson; MCC President Tom Flynn; RGRTA Executive Director Mark Aesch; and, Arts and Cultural Council President and CEO Sarah Lentini. Thank you all for the leadership that you have demonstrated in your enthusiastic support of this important community project.

Our Community is recognized throughout our state and nation for innovation and leadership in public safety and emergency preparedness. In fact, Monroe County was the first county in New York to have all of its law enforcement agencies accredited by the state.

Last year, we continued to strengthen the level of coordination and communication between public safety agencies and emergency responders in Monroe County. We secured funding for homeland security equipment and preparation, upgraded the 911 center, and successfully trained more than 100 citizen volunteers to assist first-responders.

Just yesterday, we further strengthened our emergency preparedness training by making it accessible to individuals from our area's deaf community. Monroe County's eight-week sign language interpreted course, which may be the first of its kind in the United States, is an innovative program that will enable deaf and hard of hearing residents to serve our community, as full participants of our emergency preparedness team.

And, because the analysis, handling and proper storage of crime scene evidence is so important to the successful prosecution of criminals, we formed a Crime Lab Advisory Team to evaluate our current needs and make recommendations for a new, state of the art facility.

Under the leadership of Sheriff Patrick O'Flynn, his office has enhanced its presence in our community and further strengthened partnerships with local, state and federal law enforcement agencies. Working with suburban police departments, the Sheriff has streamlined investigative services and expanded technical and administrative support.

Sheriff, thanks for all you do to make our community a safer place.

We were all pleased when Governor Pataki selected Rochester to be New York's first Impact Community. We were also proud when Sheriff O'Flynn, the District Attorney's Office and our Probation Department joined forces with the RPD and the State Police to participate in joint patrols of high crime areas of the City. Operation Impact is making a difference and deserves our continued support if we are truly serious about liberating neighborhoods from the crime, drugs and violence which, if left undisrupted, have the potential of devastating our community.

Our Community places a great deal of trust in its public institutions -- a confidence that they will be governed ethically.

A few months ago, I called upon the public authorities in our community to adopt model governance and ethical guidelines, to ensure they are held to the highest possible standards of openness and accountability. To follow-up on these requirements, and to ensure that they are applied correctly, I will create an ethics watchdog who will monitor our public authorities and report directly to me. The Airport Authority, RGRTA, the Sports Authority and the Water Authority will jointly fund this new position, so no County tax dollars will be expended. My choice for this job is someone who many of you know, someone who is a man of integrity and beyond reproach, former Monroe County Attorney Chuck Turner.

Chuck, thank you for taking on this assignment.

Our Community is fortunate to have many outstanding attractions that enhance our quality of life and engage visitors.

The months ahead will be very exciting for two community attractions that Monroe County owns.

Our historic and beautifully restored Dentzel Carousel, located at Ontario Beach in Charlotte, is celebrating its 100th birthday this year. We are planning some special activities surrounding this unique occasion -- a true milestone for our community.

Monroe County's Seneca Park Zoo is consistently ranked as the number one family attraction in our community. And in a little more than a year from now, it's going to be better than ever! One of our elephants, Genny C., is going to have a baby! I'll have to admit, dealing with issues surrounding a pregnant pachyderm was the furthest thing from my mind as I took the oath as County Executive last January. But it is now one of the most exciting, and we are all optimistic that everything will continue to go well with the pregnancy of our first-time mother.

First, we know that when Genny C. gives birth in March of 2006, after her 22-month pregnancy, the excitement will spread throughout our community for young and old alike.

Second, Genny C.'s pregnancy was the catalyst for us to rally as one, and put together a plan that will build a new, more spacious exhibit for our elephants and enhance the visitor experience at the zoo. We did this by reaching out to all sides and agreeing on a plan, together. The result was a unanimous vote by the County Legislature to approve this project, and our community united behind it.

Over the last month, I have been approached by families and residents throughout our community asking how they could help. In the next few weeks, I will launch a grassroots community fundraising campaign to help build our elephants their new home. Bucks for the Baby will engage our community's assistance through the spirit of giving. No contribution will be too big or too small. From corporate checks to part of a child's allowance, anyone can participate. Let's all work together to welcome the new baby with a great place to call home.

Our Community provides a gateway to the world, serving residents and visitors, alike.

The Greater Rochester International Airport is an important partner in our economic development efforts. The Airport is responsible for 8,000 jobs and generates close to $500 million annually for our local economy.

Very soon, we will unveil the new six-lane Central Security Checkpoint designed to make travel more efficient and convenient for passengers.

Over the next several months, we will unveil additional terminal improvements, from a new public viewing area to expanded concessions.

Our Airport has served as a national model for private screening and security initiatives. We've brought in new low fare carriers, expanded flight service, and we've experienced record growth.

Passenger boardings at the Airport for 2004 reached an all-time high – over 1.3 million passengers. This represents a 10% increase over 2003 and a 16% increase over 2002.

Our Community values and protects its environment.

With our landfill scheduled to receive a consistent stream of solid waste, it will now produce a steady volume of methane gas. This year, we will begin to harness the naturally produced methane and convert it into electricity. The environmentally responsible "green energy" that we generate will be available for us to sell and help promote economic development. Any way you look at it, it's good for our environment, and it's good for our community.

Thanks to John Graham, our County Environmental Services Director, Jeff Richardson, of Waste Management, and Riga Town Supervisor Tim Rowe for helping us make this a reality.

Our Community is on the cutting edge with technology.

County government can no longer afford to push technology improvements to the back burner. Up-to-date information technology, including computer hardware and software, data communications, telecommunications and e-government, is essential to help employees become more productive and more effectively serve our constituents. That's why I was so pleased when the County Legislature voted unanimously to approve my technology improvement strategy and build a strong IT foundation in County government for years to come.

Together, we will streamline and consolidate the County's core technology needs under one umbrella – a consortium of local and national technology experts.

Thanks to the leadership of Siemens and IBM, this consortium is a technological powerhouse that will soon be at work for Monroe County.

I would like to recognize Dan Lynch of Siemens Building Technologies for bringing the individual members of the consortium to the table. I would also like to thank Bob

Samson, worldwide General Manager of IBM's Public Sector Team, for committing the global resources of this industry leader to our project, including IBM's 720 employee Data Center, located at Canal Ponds in Greece. Bob is in Hungary tonight but he is well represented by Steve Lafleche, Greg Cato and a number of other enthusiastic IBM team members. Thank you all for joining us.

The consortium will meet our current and future needs by providing new systems and equipment, and by keeping them modern, over time. This strategy also allows us to effectively plan and budget for technology, without surprises. Under our contract, we know exactly how much to budget for our core technology needs this year, next year and ten years from now. Our County Information Services staff will manage the scope of this contract and ensure that the County gets what we pay for. The result will be County employees, across the board, who have access to current technology, increasing their efficiency and lowering our cost of providing services to the residents of our community.

And, no discussion of technology would be complete without recognizing the ongoing leadership of the Monroe County Clerk's Office. County Clerk Cheryl Dinolfo is adding 4.5 million pages of documents to the increasingly powerful On-Line Office, making public records more accessible than ever. Our County Clerk also received State-wide attention, as the first Clerk in New York to offer Certified Copies of Public Records via the Internet.

Cheryl, thank you for your leadership on this and so many other important issues.

Our Community is fortunate to have some very devoted public servants, many of whom are in this room with us tonight.

At the end of this year we will be saying farewell to ten Monroe County Legislators, as a result of term limits.

As you know, I began my elected service to Monroe County as a County Legislator, and I served along side each of these Legislators. They were, and they still are, my colleagues.

Please join me in recognizing each of these veteran legislators who between them will complete 181 years of service in the Monroe County Legislature at the end of this year: Peter McCann, 15 years; Mark Assini, 12 years; Fred Amato, 20 years; Lynda Garner

Goldstein, 12 years; Mike Hanna, former Majority Leader, 23 years; Chris Wilmot, 10 years; Ronnie Thomas, former President of the Legislature, 22 years; Bill Benet, former Majority Leader, 27 years; Kevin Murray, former President of the Legislature and former Majority Leader, 27 years; and, Todd Bullard, former Minority Leader, 13 years.

Additionally, County Legislator Mitch Rowe, who was elected in 2001, has announced that he will be stepping down in March.

I can tell you very sincerely, although these individual Legislators may sit on opposite

sides of an aisle in this room, no one can question their dedication to their constituents.

Let me add my personal thanks to each of you for your service to Monroe County.

We live in a great community. Can we be an even better community? Of course we can, and I've outlined some of my ideas that will help us do, just that.

There is no question that Monroe County, like other communities, will continue to face challenges in 2005 and beyond. As a result of the steps we've taken, I believe that we are in a much stronger position to handle the challenges that are ahead and more important, to take hold of the many opportunities that await us.

Communities are special places that become even more special when we all work together.

Let a better community be the goal we not only hope for, but strive for. Let a better community be the goal we not only dream about, but the one we achieve.

There is only so much, we, as individuals, can do alone. But what we can achieve together as one community is far greater.

After all, when we come together, and work together, our community is the beneficiary. And this should be important to all of us, because this is the place we all call home.

So, tonight, let's celebrate our achievements; let's look forward to the work that lies ahead of us; and, let's be proud of what we have become, in the last year: One Community... Together Again!

Thank you.

Regarding Approval of Issuance of Tax-Exempt Civic Facility Revenue Bonds by the County of Monroe Industrial Development Agency on behalf of Margaret Woodbury Strong Museum in the City of Rochester, Monroe County, New York.

Read and Referred to Planning and Economic Development and Ways and Means Committees and Adopted March 8, 2005 under Rule 23(C). (File No. 05-73)

Regarding Confirmation of Appointment to the Fish and Wildlife Management Act Board.

Read and Referred to Agenda/Charter and Recreation and Education Committees and Adopted March 8, 2005 under Rule 23(C). (File No. 05-74)

Regarding Enacting a Local Law Authorizing a Ground Lease from Monroe County to the Monroe Community College Association, Inc. for Development

of a Student Housing Facility at the Brighton Campus of Monroe Community College.

Read and Referred to Ways and Means Committee and Resolution to Set a Public Hearing Adopted March 8, 2005 under Rule 23(C). (File No. 05-78)

Regarding Authorizing a Contract with the Greater Rochester Enterprise for General Operating Expenses.

Read and Referred to Planning and Economic Development and Ways and Means Committees. (File No. 05-84)

Regarding Authorizing the Initiation of the Process for Making Additions to the Monroe County Agricultural Districts.

Read and Referred to Planning and Economic Development Committee. (File No. 05-85)

Regarding Acceptance of a Grant from the United States Department of Justice, Office of Justice Programs for the Local Law Enforcement Block Grant Program and Authorize an Intermunicipal Agreement with the City of Rochester.

Read and Referred to Public Safety, Intergovernmental Relations and Ways and Means Committees. (File No. 05-86)

Regarding Acceptance of a Grant from the New York State Division of Criminal Justice Services for the Juvenile Accountability Incentive Block Grant, Enhanced Supervision Program.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-87)

Regarding Amending Resolution 32 of 2004 to Accept Additional Funding from the New York State Division of Criminal Justice Services for the Stop

Violence Against Women Program and to Extend the Time Period for Program Implementation.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-88)

Regarding Acceptance of a New York State Special Legislative Member Item for Youth Participation in an Annual Leadership Conference.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-89)

Regarding Acceptance of a Grant from the United States Environmental Protection Agency for the Rochester Embayment Remedial Action Plan Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-90)

Regarding Acceptance of a Grant from the New York State Department of Health for the Bathing Beach Water Quality Monitoring and Notification Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-91)

Regarding Acceptance of Funding from the University of Rochester for the Sexually Transmitted Disease Prevention Training Center Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-92)

Regarding Authorizing Intermunicipal Agreements and Contracts for Purposes of Fiber Optic Network Advancement by Each of the Pure Waters Districts.

Read and Referred to Intergovernmental Relations, Environment and Public Works and Ways and Means Committees. (File No. 05-93)

Regarding Authorizing Intermunicipal Agreements and Contracts for Purposes of Fiber Optic Network Advancement by Each of the Pure Waters Districts.

Read and Referred to Pure Waters Administrative Board. (File No. 05-94)

Regarding Increase and Improvement of Facilities in the Northwest Quadrant Pure Waters District.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-95)

Regarding Increase and Improvement of Facilities in the Northwest Quadrant Pure Waters District.

Read and Referred to Pure Waters Administrative Board. (File No. 05-96)

Regarding Increase and Improvement of Facilities in the Rochester Pure Waters District.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-97)

Regarding Increase and Improvement of Facilities in the Rochester Pure Waters District.

Read and Referred to Pure Waters Administrative Board. (File No. 05-98)

Regarding Increase and Improvement of Facilities in the Irondequoit Bay South Central Pure Waters District.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-99)

Regarding Increase and Improvement of Facilities in the Irondequoit Bay South Central Pure Waters District.

Read and Referred to Pure Waters Administrative Board. (File No. 05-100)

Regarding Authorization to Advertise for Bids and Authorizing an Intermunicipal Agreement with the Town of Brighton for Street Lighting and Sanitary Sewer Construction for Improvements to Elmwood Avenue in the Town of Brighton.

Read and Referred to Transportation, Intergovernmental Relations and Ways and Means Committees. (File No. 05-101)

Regarding Authorizing the Acquisition of a Property Interest for Sight Distance Purposes at 341 North Avenue, Excel-North Subdivision in the Town of Greece.

Read and Referred to Transportation and Ways and Means Committees. (File No. 05-102)

Regarding Authorizing a Contract with the State of New York for Maintenance of Local Traffic Signal Equipment.

Read and Referred to Transportation and Ways and Means Committees. (File No. 05-103)

Regarding Authorizing the Acquisition of Property Interests for the Construction and Maintenance of Traffic Signal Equipment at Long Pond Road and Maiden Lane, Town of Greece; East River Road, Hylan Drive and John Street, Town of Henrietta; East Ridge Road, Town of Irondequoit; Turk Hill Road, Town of Perinton; and Lexington Avenue, City of Rochester.

Read and Referred to Transportation and Ways and Means Committees. (File No. 05-104)

Regarding Authorizing the Sale of County Owned Tax Foreclosure Property in the Towns of Gates and Hamlin and the Village of East Rochester.

Read and Referred to Ways and Means Committee. (File No. 05-105)

Regarding Erroneous Assessments - Correction and Cancellation.

Read and Referred to Ways and Means Committee. (File No. 05-106)

Regarding Authorization to Settle a Lawsuit Entitled "Jeremy Robinson vs. County of Monroe."

Read and Referred to Ways and Means Committee. (File No. 05-107)

Regarding Administrative Corrections for the Month of January 2005.

Read and Filed. (File No. RF05-39)

OTHERS COUNTY OFFICIALS

John E. Graham, P.E., Director, Department of Environmental Services — Regarding Solid Waste Tipping Fee Report as of February 2005.

Read and Filed. (File No. RF05-40)

Monroe County Environmental Management Council — Regarding Notice and Agenda for Meeting Scheduled for February 16, 2005; Minutes of Meeting held January 19, 2005.

Read and Filed. (File No. RF05-41)

Mark Ballerstein, P.E., Engineering Operations Manager, Monroe County Division of Engineering and Facilities Management — Regarding Reporting Requirements for Pure Waters Contracts for the Month of January 2005.

Read and Filed. (File No. RF05-42)

Bonnie Pedrick-Coles, Chairperson, Monroe County Planning Board — Regarding Cancellation Notice of Meeting Scheduled for February 10, 2005; Notice and Agenda for Meetings Scheduled for February 17, 2005 and March 10, 2005; Minutes of Meetings held January 27, 2005 and February 17, 2005; Notice of Information Meetings on the Monroe County Proposed Capital Improvement Program for 2006-2011.

Read and Filed. (File No. RF05-43)

Monroe County Department of Planning and Development — Regarding Development Review Referrals Summaries dated February 2, 2005 through March 1, 2005.

Read and Filed. (File No. RF05-44)

Monroe Community College Board of Trustees — Regarding Minutes of Meeting held February 7, 2005.

Read and Filed. (File No. RF05-45)

Monroe County Council of Governments — Regarding Notice and Agenda of Meeting Scheduled for March 15, 2005; Minutes of Meetings held July 20, 2004, September 21, 2004 and January 18, 2005.

Read and Filed. (File No. RF05-46)

Carolyn S. Vacca, Monroe County Historian — Regarding 2004 Annual Report of the Office of the Monroe County Historian.

Read and Filed. (File No. RF05-47)

Ed Sander, Chairperson, Fishery Advisory Board — Regarding 2004 Activity Report.

Read and Filed. (File No. RF05-48)

MISCELLANEOUS

Nicholas A. Noce, Comptroller, Western Regional Off-Track Betting Corporation — Regarding January 2005 Retained Surcharge Revenue for Monroe County.

Read and Filed. (File No. RF05-49)

Linda Angello, Commissioner, New York State Department of Labor — Regarding Support of a New Flexible Fund for Family Services (FFFS) Program as Proposed in Governor George E. Pataki's 2005-2006 Executive Budget.

Read and Filed. (File No. RF05-50)

Stephen J. Acquario, Esq., Interim Executive Director, New York State Association of Counties — Regarding Support of Placing a Cap on the Local Share of the Medicaid Program.

Read and Filed. (File No. RF05-51)

Stephen J. Acquario, Esq., Interim Executive Director, New York State Association of Counties — Regarding Acknowledging Receipt of Memorializing Resolution.

Read and Filed. (File No. RF05-52)

Linda Kurtz, Director, Rochester Regional Office, New York State Office of Children and Family Services — Regarding Reporting Requirements Concerning the Death of a Child Pursuant to Section 20(5) of the Social Services Law, Dated February 16, 2005.

Read and Filed. (File No. RF05-53)

New York State Public Service Commission — Regarding Notice of Public Statement Hearings on National Fuel Gas Distribution Corporation's Proposed Gas Service Rate Increase Scheduled for March 8, 2005; Order Granting Clarification in Part and Making a Finding, Issued and Effective February 16, 2005.

Read and Filed. (File No. RF05-54)

New York State Department of Transportation — Regarding Notice of Public Input Meeting on Route 531 Extension Project "The Brockport Link" Scheduled for March 8, 2005.

Read and Filed. (File No. RF05-55)

Thomas M. Reynolds, United States Congress, District 26 — Regarding Informational Meetings on the Fire Investment and Response Enhancement (FIRE) Act.

Read and Filed. (File No. RF05-56)

Louise M. Slaughter, United States Congress, District 28 — Regarding Response to Memorializing Resolution.

Read and Filed. (File No. RF05-57)

A. Anne McLellan, Deputy Prime Minister, Canada — Regarding Response to Memorializing Resolution entitled "Memorializing the U.S. and Canadian Governments to Decrease Waiting Times at Border Crossings."

Read and Filed. (File No. RF05-58)

Gail Sicina, Clerk, Orange County Legislature — Regarding Resolutions entitled "Urging the State Legislature to Amend Tax Law Section 1210 Relating to the Maximum Amount of the County Sales Tax" and "Urging the State Legislature to Amend the Adolescent Tobacco Use Prevention Act (ATUPA) Relating to the Imposition of Penalties and Sanctions for Violations Thereof."

Read and Filed. (File No. RF05-59)

Carolee Conklin, Clerk, Rochester City Council — Regarding Minutes of Regular Meeting held December 21, 2004; Notice and Agenda for Meeting Scheduled for March 15, 2005; Ordinances Passed at Regular Meeting held February 15, 2005.

Read and Filed. (File No. RF05-60)

Monroe County Federation of Social Workers — Regarding Petitions Requesting Fair and Equitable Contract with Monroe County, Submitted February 8, 2005.

Read and Filed. (File No. RF05-61)

Esther Leadley, President, Intercounty Association of Western New York — Regarding Notice of Meeting Scheduled for March 18, 2005, Hosted by Schuyler County.

Read and Filed. (File No. RF05-62)

PROCLAMATIONS

By the President of the Legislature — WAYNE E. ZYRA

Recognized Jointly with County Executive Maggie Brooks "New York State Recreation and Park Society, Inc." for their dedication to quality recreation, health, wellness and leisure programs throughout Monroe County and New York State.

Read and Filed.

Proclaiming Jointly with County Executive Maggie Brooks "April 10-16, 2005 to be Parks and Recreation Week" in Monroe County.

Read and Filed.

Recognized Jointly with Legislator Robert J. Colby "Dennis A. Pelletier" for posthumously receiving the Spencerport Area Chamber of Commerce Citizen of the Year Award.

Read and Filed.

Recognized Jointly with Legislator Robert J. Colby "Tim and Joann Carr" for receiving the Spencerport Area Chamber of Commerce Businesspersons of the Year Award.

Read and Filed.

Recognized Jointly with Legislators Robert J. Colby and Mary A. Valerio "Churchville-Chili Junior High Students" for their dedication and commitment to the military personnel serving in Iraq.

Read and Filed.

Recognized Jointly with Legislators Michael G. Barker and Stephanie Polowe Aldersley "Mark S. Peterson" for his accomplishments as President of Bishop Kearney High School.

Read and Filed.

Recognized Jointly with Legislators Lynda Garner Goldstein and Carla M. Palumbo "The League of Women Voters" for their voter registration efforts during the 2004 election season.

Read and Filed.

Recognized Jointly with Legislator Lynda Garner Goldstein "Laurie M. Lambrix, Esq." for her dedication to the law profession and for winning the New York State Bar Association's 2005 Haywood Burns Award.

Read and Filed.

Recognized Jointly with Legislators Stephanie Polowe Aldersley, C. Mitchell Rowe and Edward M. O'Brien "Irondequoit Rotary" for their commitment to the tsunami disaster relief efforts and for their continued dedication to humanitarian service.

Read and Filed.

Recognized Jointly with Legislators Stephanie Polowe Aldersley and Edward M. O'Brien "House of Guitars" for forty years of its undeniable presence in our community, serving the needs of local and national musicians.

Read and Filed.

RECESS

A recess was declared by President Zyra to allow for three **Public Hearings** entitled...

"Authorizing Acquisition Of Property Rights For 175 Buell Road, Town Of Gates; Amending Lease And Operating Agreement With Monroe County Airport Authority." No speakers addressed the Legislature and the hearing concluded at 6:47 P.M.

"Authorizing Acquisition Of Property Rights For 1100 Brooks Avenue, Town Of Gates; Amending Lease And Operating Agreement With Monroe

County Airport Authority." Two speakers addressed the Legislature and the

hearing concluded at 6:50 P.M.

"Authorizing Acquisition Of Two Abandoned Railroad Rights Of Way, Town Of Gates And Town Of Chili; Amending Lease And Operating Agreement With Monroe County Airport Authority." No speakers addressed the Legislature and the hearing concluded at 6:51 P.M.

RECONVENING LEGISLATURE

President Zyra reconvened the recessed meeting of March 8, 2005 and proceeded under the Usual Order of Business.

FORMAL COMMITTEE REPORTS

NONE

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. Sixty-eight speakers addressed the Legislature on various subjects and the Open Forum concluded at 9:33 P.M.

Note: Legislator Smith entered the Chambers during Public Forum and was present for the remainder of the meeting.

RECESS

President Zyra requested a brief recess.

RECONVENING LEGISLATURE

President Zyra reconvened the recessed meeting of March 8, 2005 and proceeded under the Usual Order of Business.

Note: Legislator Benet entered the Chambers and was present for the remainder of the meeting.

LOCAL LAWS

By Legislators Driscoll and Dobson

Intro. No. 74

AUTHORIZING GROUND LEASE FROM MONROE COUNTY FOR DEVELOPMENT OF STUDENT HOUSING FACILITY COMPLEX AT BRIGHTON CAMPUS OF MONROE COMMUNITY COLLEGE

BE IT ENACTED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a 30-year ground lease of an approximately 10.7-acre parcel of vacant land at the Brighton Campus of Monroe Community College from Monroe County, as trustee for Monroe Community College, to Monroe Community College Association, Inc., with a rental payment to the County of $1.00 per year for development of a student housing facility, together with easements for access and utilities to the facility, and is also hereby authorized to execute any and all other documents necessary for the development of the facility.

Section 2. This local law shall take effect upon filing in the office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

Ways and Means Committee; March 3, 2005 - CV: 9-0

File No. 05-78

By Legislators Driscoll and Dobson

Intro. No. 75

MOTION NO. 6 OF 2005

PROVIDING THAT LOCAL LAW (INTRO. NO. 74 OF 2005), ENTITLED "AUTHORIZING GROUND LEASE FROM MONROE COUNTY FOR DEVELOPMENT OF STUDENT HOUSING FACILITY COMPLEX AT BRIGHTON CAMPUS OF MONROE COMMUNITY COLLEGE," BE TABLED

Be It Moved, that Local Law (Intro. No. 74 of 2005), entitled, "Authorizing Ground Lease from Monroe County for Development of Student Housing Facility Complex at Brighton Campus of Monroe Community College," be tabled.

File No. 05-78

Adopted: Ayes 27, Noes 0.

By Legislators Driscoll and Dobson

Intro. No. 76

RESOLUTION NO. 66 OF 2005

FIXING A PUBLIC HEARING ON LOCAL LAW (INTRO. NO. 74 OF 2005), ENTITLED "AUTHORIZING GROUND LEASE FROM MONROE COUNTY FOR DEVELOPMENT OF STUDENT HOUSING FACILITY COMPLEX AT BRIGHTON CAMPUS OF MONROE COMMUNITY COLLEGE"

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. That there will be a public hearing at 6:15 p.m. on the 12th day of April, 2005, in the Legislative Chambers in the County Office Building, Rochester, New York on Local Law (Intro. No. of 2005), entitled "Authorizing Ground Lease From Monroe County For Development Of Student Housing Facility Complex At Brighton Campus Of Monroe Community College."

Section 2. The Clerk of the Legislature is directed to give notice of the time and place of this public hearing, and a description of the proposed local law, to the news media within the County, and shall conspicuously post a copy of said notice in the office of the Clerk at least five days before said hearing. In addition, the Clerk shall cause said notice to be published once in the official newspapers of general circulation within the County at least five days before said hearing.

Section 3. This resolution shall take effect immediately.

Ways and Mean Committee; March 3, 2005 - CV: 9-0

File No. 05-78

Adopted: Ayes 27, Noes 0.

By Legislators LaFountain, Wilmot and Garner Goldstein

Intro. No. 77

LOCAL LAW ENTITLED "AMENDING MONROE COUNTY SANITARY CODE TO ADD NEW ARTICLE ENTITLED PESTICIDE NEIGHBOR NOTIFICATION LAW"

BE IT ENACTED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Monroe County Sanitary Code is hereby amended to add the following Article XIII, entitled "Pesticide Neighbor Notification Law" to read as follows:

PESTICIDE NEIGHBOR NOTIFICATION LAW

§569-89. Legislative Intent.

The purpose of this Article is to implement the provisions of section 33-1004 of the New York Environmental Conservation Law. It is intended that this Article be read and applied consistently with that section and all other applicable provisions of the New York Environmental Conservation Law and regulations promulgated thereunder.

The Monroe County Legislature hereby reserves the right to modify or nullify this article, in the event that New York Environmental Conservation Law Section 33-1004 or other applicable provisions of the Environmental Conservation Law or regulations are revised subsequent to the passage of this article.

§569-90. Definitions.

For the purposes of this Article, all terms herein shall be as defined in Article 33 of the New York Environmental Conservation Law.

A. "Abutting property" means any property which has any boundary or boundary point in common with the property on which the pesticide is to be applied.

B. "Commercial lawn application" means the application of pesticide to ground, trees, or shrubs on public or private outdoor property. For the purposes of this Article the following shall not be considered commercial lawn application:

1. the application of pesticide for the purpose of producing an agricultural commodity;

2. residential application of pesticides;

3. the application of pesticides around or near the foundation of a building for the purpose of indoor pest control;

4. the application of pesticides by or on behalf of agencies except that agencies shall be subject to visual notification requirement pursuant to section 33-1003 of the New York Environmental Conservation Law where such application is within one hundred feet of a dwelling, multiple dwelling, public building or public park; and

5. the application of pesticides on golf courses or turf farms.

C. "Commissioner" means the Commissioner of the New York State Department of Environmental Conservation.

D. "Dwelling" means any building or structure or portion thereof which is occupied in whole or in part as the home, residence or sleeping place for one or two families.

E. "General use pesticide" means a pesticide which does not meet the state criteria for a restricted pesticide as established under authority of section 33-0303 of the New York Environmental Conservation Law.

F. "Multiple dwelling" means any dwelling which is to be occupied by or is occupied as the residence or home of three or more families living independently of each other.

G. "Pesticide" means:

1. Any substance or mixture of substances intended for preventing, destroying, repelling, or mitigating any pest; and

2. Any substance or mixture of substances intended for use as a plant regulator, defoliant or desiccant.

H. "Premises" means land and improvements or appurtenances or any part thereof.

I. "Residential lawn application" means the application of general use pesticides to ground, trees, or shrubs on property owned by or leased to the person making such application. For the purposes of this Article the following shall not be considered residential lawn application:

1. the application of pesticides for the purpose of producing an agricultural commodity;

2. the application of pesticides around or near the foundation of a building for the purpose of indoor pest control;

3. the application of pesticides by or on behalf of agencies except that agencies shall be subject to visual notification requirement pursuant to section 33-1003 of the New York Environmental Conservation Law where such application is within one hundred feet of a dwelling, multiple dwelling, public building or public park; and

4. the application of pesticides on golf courses or turf farms.

§ 569-91. Notification Requirements for Commercial and Residential Lawn Applications.

C. Retail Consumer Information Sign.

All retail establishments that sell general use pesticides for commercial or residential lawn application shall display a sign meeting standards, established by the Commissioner pursuant to subdivision one of section 33-1005 of the New York Environmental Conservation Law, in a conspicuous place, and such sign shall be placed as close as possible to the place where such pesticides are displayed.

D. Prior Notification of Commercial Lawn Applications.

1. At least forty-eight hours prior to any commercial lawn application of a pesticide, the person or business making such application shall supply the written notice provided for in subdivision three of Section 33-1005 of the New York Environmental Conservation Law, to occupants of all dwellings on abutting property with a boundary that is within one hundred fifty feet of the site of such application; and to owners, owners' agents, or other persons in a position of authority for all other types of premises that are on abutting property with a boundary that is within one hundred fifty feet of the site of such application. Owners or owners' agents of multiple family dwellings shall supply such written notice to the occupants of such multiple family dwellings and for all other types of premises, owners, owners' agents or other persons in a position of authority shall post such written notice in a manner specified by the Commissioner.

2. Such prior notification provisions shall not apply to the following:

   a. the application of anti-microbial pesticides and anti-microbial products as defined by FIFRA in 7 U.S.C. Section 136 (mm) and 136q(h)(2);

   b. the use of an aerosol product with a directed spray, in containers of eighteen fluid ounces or less, when used to protect individuals from an imminent threat from stinging and biting insects, including venomous spiders, bees, wasps, and hornets. This section shall not exempt from notification the use of any fogger product or aerosol product that discharges to a wide area;

   c. the use of non-volatile insect or rodent bait in a tamper resistant container;

   d. the application of a pesticide classified by the United States Environmental Protection Agency as an exempt material under 40 CFR Part 152.25;

   e. the application of a pesticide which the United States Environmental Protection Agency has determined satisfies its reduced risk criteria, including a biopesticide;

   f. the use of boric acid and disodium octaborate tetrahydrate;

   g. the use of horticultural soap and oils that do not contain synthetic pesticides or synergists;

   h. the application of a granular pesticide, where granular pesticide means any ground applied solid pesticide that is not a dust or powder;

   i. the application of a pesticide by direct injection into a plant or the ground;

   j. the spot application of a pesticide, where spot application means the application of pesticide in a manually pressurized or non-pressurized container of thirty-two fluid ounces or less to an area of ground less than nine square feet;

k. the application of a pesticide to the ground or turf of any cemetery; and

l. an emergency application of a pesticide when necessary to protect against an imminent threat to human health, provided, however, that prior to any such emergency application, the person providing such application shall make a good faith effort to supply the written notice required pursuant to this title. Upon making an emergency application, the person making such application shall notify the Commissioner of the New York State Department of Health, using a form developed by such Commissioner for such purposes that shall include minimally the name of the person making such application, the pesticide business registration number or certified applicator number of the person making such application, the location of such application, the date of such application, the product name and United States Environmental Protection Agency registration number of the pesticide applied and the reason for such application.

C. Posting of Residential Lawn Applications.

1. All persons performing residential lawn applications treating an area more than one hundred square feet shall affix markers to be placed within or along the perimeter of the area where pesticides will be applied. Markers are to be placed so as to be clearly visible to persons immediately outside the perimeter of such property. Such markers shall be posted at least twelve inches above the ground and shall be at least four inches by five inches in size.

2. Such markers shall be in place on the day during which the pesticide is being applied and shall instruct persons not to enter the property and not to remove the signs for a period of at least twenty-four hours. Such instruction shall be printed boldly in letters at least three-eighths of an inch in height.

§569-92. Enforcement and Administrative Sanctions.

A. Pursuant to section 33-1004 of the New York Environmental Conservation Law, the County shall have concurrent authority to enforce the provisions of this Article administratively, provided that all sanctions, which shall be assessed after providing a hearing or opportunity to be heard, shall be as provided herein and shall be payable to the County.

B. Except as provided in paragraphs (1) and (2) of this subdivision, any person who violates any provision of this Article shall be liable for a civil penalty not to exceed five thousand dollars for a first violation, and not to exceed ten thousand dollars for a subsequent violation. Notwithstanding the foregoing:

1. An owner or owner's agent of a multiple dwelling or owner, owner's agent or a person in a position of authority for all other types of premises, who violates any provision of subdivision (B) of section 569-91 of this Article, and a person who violates any provision of subdivision (C) of such section, shall for a first such violation, in lieu of a penalty, be issued a written warning and shall also be issued educational materials prepared by the Commissioner pursuant to subdivision two of section 33-1005 of the New York Environmental Conservation Law. Such person shall, however, for a second violation, be liable for a civil penalty not to exceed one hundred dollars, and not to exceed two hundred fifty dollars for any subsequent violation.

2. Any person who violates any provision of subdivision (A) of section 569-91 of this Article shall be issued a warning for the first violation and shall be provided seven days to correct such violation; and shall be liable for a civil penalty not to exceed one hundred dollars for a second violation, and not to exceed two hundred fifty dollars for a subsequent violation.

§569-93. Criminal Sanctions.

Penalties imposed pursuant to this section may be assessed only against a person providing a commercial lawn application.

A. Any person having the culpable mental states defined in subdivision one or two of section 15.05 of the New York Penal Law who violates any provision of this Article, except an offense relating to the application of a general use

pesticide, shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine not to exceed five thousand dollars for each day during which such violation continues or by imprisonment for a term of not more than one year, or by both such fine and imprisonment. If the conviction is for a subsequent offense committed after a first conviction of such person under this subdivision, punishment shall be by a fine not to exceed ten thousand dollars for each day during which such violation continues or by imprisonment for a term of not more than one year, or by both such fine and imprisonment.

B. Any person who violates any provision of this Article relating to the use of a general use pesticide shall be guilty of a violation and, upon conviction thereof, shall be punished by a fine not to exceed twenty-five hundred dollars. If the conviction is for a subsequent offense committed after the first such conviction of such person under this subdivision, punishment shall be by a fine not to exceed five thousand dollars.

§569-94. Effective Date.

This Article shall take effect on the first day of January immediately succeeding the date of its filing with the Secretary of State.

Section 2. This local law shall take effect in accordance with the provisions of Section 21 of the Municipal Home Rule Law and immediately upon filing in the office of the Secretary of State as provided for in Section 27 of the Municipal Home Rule Law.

Environment and Public Works Committee; March 2, 2005 - CV: 5-2 (As Amended)

File No. 05-71

By Legislators LaFountain, Wilmot and Garner Goldstein

Intro. No. 78

MOTION NO. 7 OF 2005

PROVIDING THAT LOCAL LAW (INTRO. NO. 77 OF 2005), ENTITLED "AMENDING MONROE COUNTY SANITARY CODE TO ADD NEW ARTICLE ENTITLED 'PESTICIDE NEIGHBOR NOTIFICATION LAW'," BE TABLED

Be It Moved, that Local Law (Intro. No. 77 of 2005), entitled "Amending Monroe County Sanitary Code to Add New Article Entitled 'Pesticide Neighbor Notification Law'," be tabled.

File No. 05-71

Adopted: Ayes 27, Noes 0.

By Legislators LaFountain, Wilmot and Garner Goldstein

Intro. No. 79

RESOLUTION NO. 67 OF 2005

FIXING A PUBLIC HEARING ON LOCAL LAW (INTRO. NO. 77 OF 2005), ENTITLED "AMENDING MONROE COUNTY SANITARY CODE TO ADD NEW ARTICLE ENTITLED 'PESTICIDE NEIGHBOR NOTIFICATION LAW'"

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. That there will be a public hearing at 6:15 p.m. on the 10th day of May, 2005, in the Legislative Chambers in the County Office Building, Rochester, New York on Local Law (Intro. No. 77 of 2005), entitled **"AMENDING MONROE COUNTY SANITARY CODE TO ADD NEW ARTICLE ENTITLED 'PESTICIDE NEIGHBOR NOTIFICATION LAW'"**

Section 2. The Clerk of the Legislature is directed to give notice of the time and place of this public hearing, and a description of the proposed local law, to the news media within the County, and shall conspicuously post a copy of said notice in the office of the Clerk at least five days before said hearing. In addition, the Clerk shall cause said notice to be published once in the official newspapers of general circulation within the County at least five days before said hearing.

Section 3. This resolution shall take effect immediately.

File No. 05-71

Adopted: Ayes 24, Noes 3.

Legislators Amato, Colby and Hanna voted in the negative.

MOTIONS, RESOLUTIONS AND NOTICES

By Legislators Hanna and Driscoll

Intro. No. 80

MOTION NO. 8 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 58 OF 2005), ENTITLED "AUTHORIZING ACQUISITION OF PROPERTY RIGHTS FOR 175 BUELL ROAD, TOWN OF GATES; AMENDING LEASE AND OPERATING AGREEMENT WITH MONROE COUNTY AIRPORT AUTHORITY," BE LIFTED FROM THE TABLE

Be It Moved, that Resolution (Intro. No. 58 of 2005), entitled "Authorizing Acquisition of Property Rights for 175 Buell Road, Town of Gates; Amending Lease and Operating Agreement with Monroe County Airport Authority," be lifted from the table.

File No. 05-22

Adopted: Ayes 27, Noes 0.

By Legislators Hanna and Driscoll

Intro. No. 81

MOTION NO. 9 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 58 OF 2005), ENTITLED "AUTHORIZING ACQUISITION OF PROPERTY RIGHTS FOR 175 BUELL ROAD, TOWN OF GATES; AMENDING LEASE AND OPERATING AGREEMENT WITH MONROE COUNTY AIRPORT AUTHORITY," BE ADOPTED

Be It Moved, that Resolution (Intro. No. 58 of 2005), entitled "Authorizing Acquisition of Property Rights for 175 Buell Road, Town of Gates; Amending Lease and Operating Agreement with Monroe County Airport Authority," be adopted.

File No. 05-22

Adopted: Ayes 27, Noes 0.

ADOPTION OF

Intro. No. 58

RESOLUTION NO. 68 OF 2005

AUTHORIZING ACQUISITION OF PROPERTY RIGHTS FOR 175 BUELL ROAD, TOWN OF GATES; AMENDING LEASE AND OPERATING AGREEMENT WITH MONROE COUNTY AIRPORT AUTHORITY

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to acquire the property at 175 Buell Road, from Service Links International New York Inc., in the amount of $950,000, and to execute all documents for the acquisition of the property at 175 Buell Road, Town of Gates, by contract, along with any amendments for direct and consequential costs, within the total capital fund appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to amend the Lease and Operating Agreement with the Monroe County Airport Authority, authorized by Resolution 437 of 1989, to add the property commonly known as 175 Buell Road, Town of Gates, New York, at a rental price equal to the expense and annual debt service that Monroe County will incur to acquire the property.

Section 3. Funding for this acquisition is included in capital fund 1362.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; January 27, 2005 - CV: 6-0

Ways and Means Committee; January 27, 2005 - CV: 10-0

File No. 05-22

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, March 14, 2005.

Effective Date: March 14, 2005.

By Legislators Hanna and Driscoll

Intro. No. 82

MOTION NO. 10 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 61 OF 2005), ENTITLED "AUTHORIZING ACQUISITION OF PROPERTY RIGHTS FOR 1100 BROOKS AVENUE, TOWN OF GATES; AMENDING LEASE AND OPERATING AGREEMENT WITH MONROE COUNTY AIRPORT AUTHORITY," BE LIFTED FROM THE TABLE

Be It Moved, that Resolution (Intro. No. 61 of 2005), entitled "Authorizing Acquisition of Property Rights for 1100 Brooks Avenue, Town of Gates; Amending Lease and Operating Agreement with Monroe County Airport Authority," be lifted from the table.

File No. 05-23

Adopted: Ayes 27, Noes 0.

By Legislators Hanna and Driscoll

Intro. No. 83

MOTION NO. 11 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 61 OF 2005), ENTITLED "AUTHORIZING ACQUISITION OF PROPERTY RIGHTS FOR 1100 BROOKS AVENUE, TOWN OF GATES; AMENDING LEASE AND OPERATING AGREEMENT WITH MONROE COUNTY AIRPORT AUTHORITY," BE ADOPTED

Be It Moved, that Resolution (Intro. No. 61 of 2005), entitled "Authorizing Acquisition of Property Rights for 1100 Brooks Avenue, Town of Gates; Amending Lease and Operating Agreement with Monroe County Airport Authority," be adopted.

File No. 05-23

Adopted by the following vote:

Ayes — Legislators Smith, Adair, Assini, Barker, Cassetti, Colby, Dobson, Driscoll, Hanna, LaFountain, Malta, Jeffery McCann, Murray, Quatro, Valerio, Wilmot, Zyra — 17

Ayes — Legislators Aldersley, Amato, Benet, Bullard, Cruz, Garner Goldstein, Lee, O'Brien, Palumbo, Rowe — 10

ADOPTION OF

Intro. No. 61

RESOLUTION NO. 69 OF 2005

AUTHORIZING ACQUISITION OF PROPERTY RIGHTS FOR 1100 BROOKS AVENUE, TOWN OF GATES; AMENDING LEASE AND OPERATING AGREEMENT WITH MONROE COUNTY AIRPORT AUTHORITY

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to acquire the property at 1100 Brooks Avenue, from National Equity Holding LLC, in the amount of $3,750,000, and to execute all documents for the acquisition of the property at 1100 Brooks Avenue, Town of Gates, by contract, along with any amendments for direct and consequential costs, within the total capital fund appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to amend the Lease and Operating Agreement with the Monroe County Airport Authority,

authorized by Resolution 437 of 1989, to add the property commonly known as 1100 Brooks Avenue, Town of Gates, New York, at a rental price equal to the expense

and annual debt service that Monroe County will incur to acquire the property.

Section 3. Funding for this acquisition is included in capital fund 1362.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; January 27, 2005 - CV: 4-2

Ways and Means Committee; January 27, 2005 - CV: 7-3

File No. 05-23

Adopted by the following vote:

Ayes — Legislators Smith, Adair, Assini, Barker, Cassetti, Colby, Dobson, Driscoll, Hanna, LaFountain, Malta, Jeffery McCann, Murray, Quatro, Valerio, Wilmot, Zyra — 17

Noes — Legislators Aldersley, Amato, Benet, Bullard, Cruz, Garner Goldstein, Lee, O'Brien, Palumbo, Rowe — 10

Approved by County Executive Maggie Brooks, March 14, 2005.

Effective Date: March 14, 2005.

By Legislators Hanna and Driscoll

Intro. No. 84

RESOLUTION AUTHORIZING THE ISSUANCE OF $5,000,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE ACQUISITION OF LAND FOR THE GREATER ROCHESTER INTERNATIONAL AIRPORT IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON NOVEMBER 15, 2004 (RESOLUTION NO. 408 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the acquisition of land for the Greater Rochester International Airport in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $5,000,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($1,500,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is forty (40) years, pursuant to subdivision 18 of paragraph a of Section 11.00 of the Local Finance Law, computed from the date of the first obligation issued pursuant to this bond resolution, it being hereby determined that no obligations were ever issued pursuant to the bond resolution which this bond resolution supersedes.

Section 2. The maximum estimated cost thereof is now determined to be $5,000,000, and the plan for the financing thereof is by the issuance of $5,000,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i)

interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 408 of 2004, being a bond resolution dated November 15, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefore from $1,500,000 to $5,000,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of *Section 1.*150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Environment and Public Works Committee; January 27, 2005 - CV: 4-2

Ways and Means Committee; January 27, 2005 - CV: 7-3

File No. 05-23.br

Failed by the following vote:

Ayes — Legislators Smith, Adair, Assini, Barker, Cassetti, Colby, Dobson, Driscoll, Hanna, LaFountain, Malta, Jeffery McCann, Murray, Quatro, Valerio, Wilmot — 16

Noes — Legislators Aldersley, Amato, Benet, Bullard, Cruz, Garner Goldstein, Lee, O'Brien, Palumbo, Rowe, Zyra — 11

Note: Bonds require two-thirds vote to pass.

By Legislators Smith and Aldersley

Intro. No. 85

MOTION NO. 12 OF 2005

MOTION TO MOVE REMAINING AGENDA ITEMS AS A WHOLE

Be It Moved, that the remaining agenda items for the March 8, 2005 Full Legislature Meeting be moved as a whole and voted on simultaneously by casting a unanimous vote by the Legislature Body.

Adopted: Ayes 27, Noes 0.

By Legislators Hanna and Driscoll

Intro. No. 86

MOTION NO. 13 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 64 OF 2005), ENTITLED "AUTHORIZING ACQUISITION OF TWO ABANDONED RAILROAD RIGHTS OF WAY, TOWN OF GATES AND TOWN OF CHILI; AMENDING LEASE AND OPERATING AGREEMENT WITH MONROE COUNTY AIRPORT AUTHORITY," BE LIFTED FROM THE TABLE

Be It Moved, that Resolution (Intro. No. 64 of 2005), entitled "Authorizing Acquisition of Two Abandoned Railroad Rights of Way, Town of Gates and Town of Chili; Amending Lease and Operating Agreement with Monroe County Airport Authority," be lifted from the table.

File No. 05-24

Adopted: Ayes 27, Noes 0.

By Legislators Hanna and Driscoll

Intro. No. 87

MOTION NO. 14 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 64 OF 2005), ENTITLED "AUTHORIZING ACQUISITION OF TWO ABANDONED RAILROAD RIGHTS OF WAY, TOWN OF GATES AND TOWN OF CHILI; AMENDING LEASE AND OPERATING AGREEMENT WITH MONROE COUNTY AIRPORT AUTHORITY," BE ADOPTED

Be It Moved, that Resolution (Intro. No. 64 of 2005), entitled "Authorizing Acquisition of Two Abandoned Railroad Rights of Way, Town of Gates and Town Of Chili; Amending Lease and Operating Agreement with Monroe County Airport Authority," be adopted.

File No. 05-24

Adopted: Ayes 27, Noes 0.

ADOPTION OF

Intro. No. 64

RESOLUTION NO. 70 OF 2005

AUTHORIZING ACQUISITION OF TWO ABANDONED RAILROAD RIGHTS OF WAY, TOWN OF GATES AND TOWN OF CHILI; AMENDING LEASE AND OPERATING AGREEMENT WITH MONROE COUNTY AIRPORT AUTHORITY

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to acquire the abandoned railroad right of way described as the portion of CSX property lying between Interstate 390, on the south, and the New York State Barge Canal, on the north, as shown on a map prepared by Clough, Harbour and Associates, LLP, entitled "Map of a portion of property of CSX Transportation, Inc., to be conveyed to the County of Monroe,"–project # 13536, dated October 25, 2004, from CSX Transportation, Inc., in the amount of $7,600, and to execute all documents for the acquisition of this abandoned railroad right of way, by contract, along with any amendments for direct and consequential costs, within the total capital fund appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to acquire the abandoned railroad right of way described as the property depicted on the New York State Department of Public Works Description and Map for the Acquisition of Property (Permanent Easement) Rochester Outer Loop: Scottsville Road to Chili Road Map 58, Parcel 66, as shown on a map prepared by Clough, Harbour and Associates, LLP, entitled "Map of a portion of property of CSX Transportation, Inc., to be conveyed to the County of Monroe,"-project # 13536, dated August 25, 2004, from CSX Transportation, Inc., in the amount of $7,600, and to execute all documents for the acquisition of this abandoned railroad right of way, by contract, along with any amendments for direct and consequential costs, within the total capital fund appropriation.

Section 3. The County Executive, or her designee, is hereby authorized to amend the Lease and Operating Agreement with the Monroe County Airport Authority, authorized by Resolution 437 of 1989, to add the two abandoned railroad rights of way, at a rental price equal to the expense and annual debt service that Monroe County will incur to acquire the two abandoned railroad rights of way.

Section 3. Funding for this acquisition is included in capital fund 1362.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; January 27, 2005 - CV: 6-0

Ways and Means Committee; January 27, 2005 - CV: 10-0

File No. 05-24

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, March 14, 2005.

Effective Date: March 14, 2005.

By Legislators Colby and Hanna

Intro. No. 88

RESOLUTION NO. 71 OF 2005

APPOINTMENTS AND REAPPOINTMENTS TO MONROE COUNTY TRAFFIC SAFETY BOARD

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. In accordance with Section 1673 of the New York Vehicle and Traffic Law and Section C2-7 of the Monroe County Charter, the following are hereby appointed and reappointed to the Monroe County Traffic Safety Board for terms to expire December 31, 2007:

Voting Members

Gary Proud	1983 North Clinton Avenue, Rochester, NY 14621
Catherine O'Malley Flanagan	215 Newcastle Road, Rochester, NY 14610
Terrence Rice	Department of Transportation, 50 West Main Street, Rochester, NY 14614
Robert Renehan	9 Dawnhaven Drive, Rochester, NY 14624
Stephen Bowman	Director of Public Safety, 33 North Fitzhugh Street, Rochester, NY 14614
Albert Goldman	5 Dunbridge Circle, Rochester, NY 14618
Hugh Higgins, Jr.	180 Vienna Wood Drive, Rochester, NY 14618
Michael Petromallo	1313 Creek Street, Webster, NY 14580
Cynthia Ziarko	102 Country Wood Landing, Rochester, NY 14626
R. Anthony LaFountain	Legislative Representative, 20 Woodside Dr., Penfield, NY 14526
Daniel Varrenti	Law Enforcement Council Representative, Brockport Police Department

Non-Voting Members

Peggy Duffy — Secretary to Board, 33 North Fitzhugh Street, Rochester, NY 14614

Section 2. This resolution shall take effect immediately.

File No. 05-33

Adopted: Ayes 27, Noes 0.

By Legislators Colby and Hanna

Intro. No. 89

RESOLUTION NO. 72 OF 2005

APPOINTMENT TO MONROE COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. In accordance with Section 302 of the New York Agriculture and Markets Law and Section C2-7 of the Monroe County Charter, Jeffrey R. Adair, 777 Quaker Road, Scottsville, New York 14546, is hereby appointed to the Monroe County Agricultural and Farmland Protection Board as the Monroe County Legislature's representative, for a term to expire December 31, 2005.

Section 2. This resolution shall take effect immediately.

File No. 05-34

Adopted: Ayes 27, Noes 0.

By Legislators Assini and J. McCann

Intro No. 90

RESOLUTION NO. 73 OF 2005

AUTHORIZING SUBMISSION OF REQUEST TO FOREIGN-TRADE ZONES BOARD FOR APPROVAL OF EXTENSION OF SUBZONE AUTHORITY FOR CERTAIN TEMPORARY SUBZONE SITES AND DELETION OF CERTAIN SUBZONE SITES FROM FOREIGN-TRADE SUBZONE NO. 141A

WHEREAS, the Foreign-Trade Zones Board granted authority to establish, operate, and maintain Foreign-Trade Subzone No. 141A in the Rochester, New York area by Board Order No. 401, issued December 16, 1988; and

WHEREAS, Monroe County is the designated Grantee sponsor of the subzone for Eastman Kodak Company ("Kodak"); and

WHEREAS, Foreign-Trade Subzone No. 141A is composed of fifteen sites, comprising approximately 3,194 acres in the Rochester area; and

WHEREAS, Kodak has been evaluating its future subzone site needs and has determined that certain sites should be retained and others deleted from the subzone plan; and

WHEREAS, Kodak has requested that the County, as the Grantee sponsor of Subzone 141A, submit to the Foreign-Trade Zones Board a Request for Approval of Extension of Subzone Authority to permanently extend subzone status to two sites that currently hold temporary site status -- Subzone Site 9 (originally designated as Site 11) (The Out-Source Division of Rochester Rehabilitation Center, 1357 University Avenue, Rochester, New York) and Subzone Site 10 (originally designated as Site 12) (Rehabilitation Enterprises, 207 Humboldt Street, Rochester, New York); and

WHEREAS, Additionally, the request would ask the Foreign-Trade Zones Board to delete the subzone status for the total acreage of originally designated Sites 2, 3, 6, 7, 8, 9, 10, 13, 14, and 15.

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to submit to the Foreign-Trade Zones Board a Request for Approval of Extension of Subzone Authority for authority to extend subzone status to Subzone Sites 9 and 10 (originally Sites 11 and 12) of Foreign-Trade Subzone 141A, on a permanent basis, for the exclusive use of Eastman Kodak Company in Rochester, New York, and to delete the total acreage designated for subzone sites originally designated as Sites 2, 3, 6, 7, 8, 9, 10, 13, 14, and 15 of Foreign-Trade Subzone 141A.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning and Development Committee; February 28, 2005 - CV: 5-0

File No. 05-39

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, March 14, 2005.

Effective Date: March 14, 2005.

By Legislators Assini and Driscoll

Intro. No. 91

RESOLUTION NO. 74 OF 2005

APPROVING OFFICIAL UNDERTAKING OF PUBLIC EMPLOYEES BLANKET BOND FOR GENESEE/FINGER LAKES REGIONAL PLANNING COUNCIL

WHEREAS, the County of Monroe has appropriated the sum of $29,989 as its share of the year 2005 operating funds of the Genesee/Finger Lakes Regional Planning Council; and

WHEREAS, pursuant to Section 119-oo of the General Municipal Law of the State of New York, the County is authorized to provide for the payment of such appropriations to an officer of the agency designated by the agency to receive such monies provided that such officer shall have executed an official undertaking approved by the governing body of the County; and

WHEREAS, the Genesee/Finger Lakes Regional Planning Council has designated David S. Zorn, Executive Director of the Council, as the officer to receive payments of such monies; and

WHEREAS, the Genesee/Finger Lakes Regional Planning Council has secured a Public Employees Blanket Bond, issued by National Grange Mutual Insurance Company, providing faithful performance blanket bond coverage for officers and employees of the Council in the amount of $220,000.

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Legislature hereby approves such a bond as the official undertaking required pursuant to Section 119-oo of the General Municipal Law of the State of New York.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning and Economic Development Committee; February 28, 2005 - CV: 5-0

Ways and Means Committee; March 3, 2005 - CV: 9-0

File No. 05-40

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, March 14, 2005.

Effective Date: March 14, 2005.

By Legislators Assini and Driscoll

Intro. No. 92

RESOLUTION NO. 75 OF 2005

AUTHORIZING PAYMENT TO GENESEE/FINGER LAKES REGIONAL PLANNING COUNCIL

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Legislature hereby authorizes the payment of $29,989 to the Genesee/Finger Lakes Regional Planning Council for Monroe County's share of the operating expenses of the Genesee/Finger Lakes Regional Planning Council for 2005.

Section 2. Funding for this payment is included in the 2005 operating budget of the Department of Planning and Development, account 001-014-1420, Genesee/Finger Lakes Regional Planning Council.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning and Economic Development Committee; February 28, 2005 - CV: 5-0

Ways and Means Committee; March 3, 2005 - CV: 9-0

File No. 05-41

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, March 14, 2005.

Effective Date: March 14, 2005.

By Legislators Assini and Driscoll

Intro. No. 93

RESOLUTION NO. 76 OF 2005

AUTHORIZING CONTRACT WITH CORNELL COOPERATIVE EXTENSION OF MONROE COUNTY FOR SUPPORT SERVICES TO AGRICULTURAL AND FARMLAND PROTECTION BOARD

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Cornell Cooperative Extension of Monroe County, for support services to the Agricultural and Farmland Protection Board, in the amount of $30,000, for the period of January 1, 2005 through December 31, 2005.

Section 2. Funding for this contract is included in the 2005 operating budget of the Department of Planning and Development, account 001-014-1410, Agricultural and

Farmland Protection Board.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning and Economic Development Committee; February 28, 2005 - CV: 5-0

Ways and Means Committee; March 3, 2005 - CV: 9-0

File No. 05-42

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, March 14, 2005.

Effective Date: March 14, 2005.

By Legislators Assini and Driscoll

Intro No. 94

RESOLUTION NO. 77 OF 2005

RESOLUTION APPROVING THE ISSUANCE OF CERTAIN BONDS BY THE COUNTY OF MONROE INDUSTRIAL DEVELOPMENT AGENCY AND PLEDGING NON-INTERFERENCE WITH THE RIGHTS OF THE HOLDERS OF THE BONDS *(LDC CLINTON LP)*

WHEREAS, pursuant to Title 1 of Article 18-A of the General Municipal Law of the State of New York (the "State") and Chapter 55 of the Laws of 1972 of the State (collectively, the "Act"), the County Legislature of Monroe County (the "County") has heretofore appointed the Chairman and members of the County of Monroe Industrial Development Agency (the "Issuer") and has duly caused to be filed in the office of the Secretary of State of the State the certificates required by Section 856 of the General Municipal Law; and

WHEREAS, the County has been advised by the Issuer that the Issuer proposes to issue, contingent upon the adoption of this resolution, its 2005 Tax-Exempt Mortgage Revenue Bonds (100 Borinquen Plaza, City of Rochester, New York Facility) in an aggregate principal amount sufficient to pay the cost of acquiring, renovating and equipping the below-described facility, presently estimated to be approximately $9,000,000 (the "Bonds"); and

WHEREAS, the facility is an affordable residential community consisting of 153 rental apartments located at 100 Borinquen Plaza, City of Rochester, New York (the "Facility") and currently receives federal interest and rental income subsidies; and

WHEREAS, the Facility shall be leased (with an option to purchase) by the Issuer to LDC Clinton LP, a limited partnership, (the "Company"); and

WHEREAS, it is the intent of the Issuer that interest on the Bonds qualify for exemption from federal income taxation pursuant to Section 144 of the Internal Revenue Code of 1986, as amended (the "Code"); and

WHEREAS, pursuant to the Code, interest on the Bonds will not qualify for exemption from federal income taxation unless the issuance of the Bonds is approved by the County Legislature of the County after a public hearing to consider both the issuance of the Bonds and the nature and location of the Facility has been conducted following reasonable public notice; and

WHEREAS, such public hearing has been duly held and a report of such hearing has been made available to each member of the County Legislature of the County prior to this meeting; and

WHEREAS, Section 870 of the General Municipal Law specifically provides that neither the Bonds nor any other obligation of the Issuer shall be a debt of the County nor shall the County be liable thereon; and

WHEREAS, pursuant to Section 868 of the General Municipal Law, the County Legislature of the County desires to pledge to and agree with the purchasers and holders of the Bonds that the County will not limit or alter rights and remedies of the holders of the Bonds.

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. For the sole purpose of qualifying the interest payable on the Bonds for exclusion from gross income for federal income tax purposes pursuant to the provisions of Section 144 of the Code, the County Legislature of Monroe County, as the elected legislative body of the County hereby approves the issuance by the Issuer of the Bonds, provided that the Bonds, and the premium (if any) and interest thereof, shall be special obligations of the Issuer and shall never be a debt of the State or any political subdivision thereof, including, without limitation, the County, and neither the State or any political subdivision thereof, including without limitation, the County, shall be liable thereon.

Section 2. In order to induce and encourage the purchase and enhance the marketability of the Bonds, the County, pursuant to the authorization set forth in Section 868 of the General Municipal Law, does hereby pledge to and agree with the holders of the Bonds, when, as and if issued by the Issuer, that the County will not limit or alter the rights vested in the Issuer pursuant to the Act to acquire, hold, lease, maintain and sell the Facility, to establish and collect rentals, fees, installments of purchase price and other charges, to grant a security interest in the Facility and to fulfill the terms of any agreements made by the Issuer with the holders of such Bonds, nor in any way impair the rights and remedies of the holders of such Bonds until such Bonds, together with the interest thereon, with interest on any unpaid installments of interest and all costs and expenses in connection with any action or proceeding by or on behalf of the holders of the Bonds, are fully met and discharged.

Section 3. This resolution shall be deemed to be made for the benefit of the holders, from time to time, of the Bonds and shall constitute a contract between the County and the holders of the Bonds.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning and Economic Development Committee; February 28, 2005 - CV: 5-0

Ways and Means Committee; March 3, 2005 - CV: 9-0

File No. 05-43

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, March 14, 2005.

Effective Date: March 14, 2005.

By Legislators Assini and Driscoll

Intro No. 95

RESOLUTION NO. 78 OF 2005

RESOLUTION APPROVING THE ISSUANCE OF CERTAIN BONDS BY THE COUNTY OF MONROE INDUSTRIAL DEVELOPMENT AGENCY AND PLEDGING NON-INTERFERENCE WITH THE RIGHTS OF THE HOLDERS OF THE BONDS *(CHARLOTTE HARBORTOWN HOMES ASSOCIATES, L.P.)*

WHEREAS, pursuant to Title 1 of Article 18-A of the General Municipal Law of the State of New York (the "State") and Chapter 55 of the Laws of 1972 of the State (collectively, the "Act"), the County Legislature of Monroe County (the "County") has heretofore appointed the Chairman and members of the County of Monroe Industrial Development Agency (the "Issuer") and has duly caused to be filed in the office of the Secretary of State of the State the certificates required by Section 856 of the General Municipal Law; and

WHEREAS, the County has been advised by the Issuer that the Issuer proposes to issue, contingent upon the adoption of this resolution, its 2005 Tax-Exempt Mortgage Revenue Bonds in an aggregate principal amount sufficient to pay the cost of acquiring, renovating and equipping the below-described facility, presently estimated to be approximately $9,500,000 (the "Bonds"); and

WHEREAS, the facility shall consist of low income affordable housing located at the Charlotte Lake River Homes, which is comprised of Riverview Manor, located at 60-80 River Street, City of Rochester, New York, a 201 unit high-rise tower housing the elderly and disabled, Lakeview Manor, located at 4575 Lake Avenue, City of Rochester, New York, a 253 unit high-rise tower housing the elderly and disabled, and Lakeview Family Apartments, located at 4575 Lake Avenue, City of Rochester, New York, a complex of 99 townhomes (the "Facility"); and

WHEREAS, the Facility shall be leased (with an option to purchase) by the Issuer to Charlotte Harbortown Homes Associates, L.P., a limited partnership, (the "Company"); and

WHEREAS, it is the intent of the Issuer that interest on the Bonds qualify for exemption from federal income taxation pursuant to Section 144 of the Internal Revenue Code of 1986, as amended (the "Code"); and

WHEREAS, pursuant to the Code, interest on the Bonds will not qualify for exemption from federal income taxation unless the issuance of the Bonds is approved by the County Legislature of the County after a public hearing to consider both the issuance of the Bonds and the nature and location of the Facility has been conducted following reasonable public notice; and

WHEREAS, such public hearing has been duly held and a report of such hearing has been made available to each member of the County Legislature of the County prior to this meeting; and

WHEREAS, Section 870 of the General Municipal Law specifically provides that neither the Bonds nor any other obligation of the Issuer shall be a debt of the County nor shall the County be liable thereon; and

WHEREAS, pursuant to Section 868 of the General Municipal Law, the County Legislature of the County desires to pledge to and agree with the purchasers and holders of the Bonds that the County will not limit or alter rights and remedies of the holders of the Bonds.

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. For the sole purpose of qualifying the interest payable on the Bonds for exclusion from gross income for federal income tax purposes pursuant to the provisions of Section 144 of the Code, the County Legislature of Monroe County, as the elected legislative body of the County hereby approves the issuance by the Issuer of the Bonds, provided that the Bonds, and the premium (if any) and interest thereof, shall be special obligations of the Issuer and shall never be a debt of the State or any political subdivision thereof, including, without limitation, the County, and neither the State or any political subdivision thereof, including without limitation, the County, shall be liable thereon.

Section 2. In order to induce and encourage the purchase and enhance the marketability of the Bonds, the County, pursuant to the authorization set forth in Section 868 of the General Municipal Law, does hereby pledge to and agree with the holders of the Bonds, when, as and if issued by the Issuer, that the County will not limit or alter the rights vested in the Issuer pursuant to the Act to acquire, hold, lease, maintain and sell the Facility, to establish and collect rentals, fees, installments of purchase price and other charges, to grant a security interest in the Facility and to fulfill the terms of any agreements made by the Issuer with the holders of such Bonds, nor in any way impair the rights and remedies of the holders of such Bonds until such Bonds, together with the interest thereon, with interest on any unpaid installments of

interest and all costs and expenses in connection with any action or proceeding by or on behalf of the holders of the Bonds, are fully met and discharged.

Section 3. This resolution shall be deemed to be made for the benefit of the holders, from time to time, of the Bonds and shall constitute a contract between the County and the holders of the Bonds.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning and Economic Development Committee; February 28, 2005 - CV: 5-0

Ways and Means Committee; March 3, 2005 - CV: 9-0

File No. 05-44

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, March 14, 2005.

Effective Date: March 14, 2005.

By Legislators Assini and Driscoll

Intro No. 96

RESOLUTION NO. 79 OF 2005

RESOLUTION APPROVING THE ISSUANCE OF CERTAIN BONDS BY THE COUNTY OF MONROE INDUSTRIAL DEVELOPMENT AGENCY AND PLEDGING NON-INTERFERENCE WITH THE RIGHTS OF THE HOLDERS OF THE BONDS *(HIGHLAND HOSPITAL OF ROCHESTER)*

WHEREAS, pursuant to Title 1 of Article 18-A of the General Municipal Law of the State of New York (the "State") and Chapter 55 of the Laws of 1972 of the State (collectively, the "Act"), the County Legislature of Monroe County (the "County") has heretofore appointed the Chairman and members of the County of Monroe Industrial Development Agency (the "Issuer") and has duly caused to be filed in the office of the Secretary of State of the State the certificates required by Section 856 of the General Municipal Law; and

WHEREAS, the County has been advised by the Issuer that the Issuer proposes to issue, contingent upon the adoption of this resolution, its 2005 Tax-Exempt Civic Facility Refunding Bonds in an aggregate principal amount sufficient to pay the cost of refunding the Dormitory Authority of the State of New York, FHA-Insured Mortgage Revenue Bonds (Highland Hospital of Rochester Project), Series 1997, presently estimated to be approximately $20,000,000 (the "Bonds"); and

WHEREAS, the Bonds were used to fund the construction of a 268-bed acute care hospital located at 1000 South Avenue, City of Rochester, County of Monroe, New York (the "Facility"); and

WHEREAS, the Facility shall be leased (with an option to purchase) by the Issuer to Highland Hospital of Rochester, a not-for-profit corporation (the "Company"); and

WHEREAS, it is the intent of the Issuer that interest on the Bonds qualify for exemption from federal income taxation pursuant to Section 144 of the Internal Revenue Code of 1986, as amended (the "Code"); and

WHEREAS, pursuant to the Code, interest on the Bonds will not qualify for exemption from federal income taxation unless the issuance of the Bonds is approved by the County Legislature of the County after a public hearing to consider both the issuance of the Bonds and the nature and location of the Facility has been conducted following reasonable public notice; and

WHEREAS, such public hearing has been duly held and a report of such hearing has been made available to each member of the County Legislature of the County prior to this meeting; and

WHEREAS, Section 870 of the General Municipal Law specifically provides that neither the Bonds nor any other obligation of the Issuer shall be a debt of the County nor shall the County be liable thereon; and

WHEREAS, pursuant to Section 868 of the General Municipal Law, the County Legislature of the County desires to pledge to and agree with the purchasers and holders of the Bonds that the County will not limit or alter rights and remedies of the holders of the Bonds.

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. For the sole purpose of qualifying the interest payable on the Bonds for exclusion from gross income for federal income tax purposes pursuant to the provisions of Section 144 of the Code, the County Legislature of Monroe County, as the elected legislative body of the County hereby approves the issuance by the Issuer of the Bonds, provided that the Bonds, and the premium (if any) and interest thereof, shall be special obligations of the Issuer and shall never be a debt of the State or any political subdivision thereof, including, without limitation, the County, and neither the State or any political subdivision thereof, including without limitation, the County, shall be liable thereon.

Section 2. In order to induce and encourage the purchase and enhance the marketability of the Bonds, the County, pursuant to the authorization set forth in Section 868 of the General Municipal Law, does hereby pledge to and agree with the holders of the Bonds, when, as and if issued by the Issuer, that the County will not limit or alter the rights vested in the Issuer pursuant to the Act to acquire, hold, lease, maintain and sell the Facility, to establish and collect rentals, fees, installments of purchase price and other charges, to grant a security interest in the Facility and to

fulfill the terms of any agreements made by the Issuer with the holders of such Bonds, nor in any way impair the rights and remedies of the holders of such Bonds until such Bonds, together with the interest thereon, with interest on any unpaid installments of interest and all costs and expenses in connection with any action or proceeding by or on behalf of the holders of the Bonds, are fully met and discharged.

Section 3. This resolution shall be deemed to be made for the benefit of the holders, from time to time, of the Bonds and shall constitute a contract between the County and the holders of the Bonds.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning and Economic Development Committee; February 28, 2005 - CV: 5-0

Ways and Means Committee; March 3, 2005 - CV: 9-0

File No. 05-45

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, March 14, 2005.

Effective Date: March 14, 2005.

By Legislators Assini and Driscoll

Intro No. 97

RESOLUTION NO. 80 OF 2005

RESOLUTION APPROVING THE ISSUANCE OF CERTAIN BONDS BY THE COUNTY OF MONROE INDUSTRIAL DEVELOPMENT AGENCY AND PLEDGING NON-INTERFERENCE WITH THE RIGHTS OF THE HOLDERS OF THE BONDS (HIGHLAND HOSPITAL OF ROCHESTER AND TOWN OF GREECE)

WHEREAS, pursuant to Title 1 of Article 18-A of the General Municipal Law of the State of New York (the "State") and Chapter 55 of the Laws of 1972 of the State (collectively, the "Act"), the County Legislature of Monroe County (the "County") has heretofore appointed the Chairman and members of the County of Monroe Industrial Development Agency (the "Issuer") and has duly caused to be filed in the office of the Secretary of State of the State the certificates required by Section 856 of the General Municipal Law; and

WHEREAS, the County has been advised by the Issuer that the Issuer proposes to issue, contingent upon the adoption of this resolution, its 2005 Tax-Exempt Civic Facility Revenue Bonds (Highland Hospital of Rochester Facility) in an aggregate principal amount sufficient to pay the cost of renovating and equipping a 268-bed acute care hospital, a new total joint center for Orthopaedics, a Bariatric Surgery

Center, five inpatient suites and Park Ridge Oncology at locations of 1000 South Avenue, City of Rochester, New York and 1555 Long Pond Road, Town of Greece,

New York (the "Facility"), presently estimated to be approximately $15,450,000 (the "Bonds"); and

WHEREAS, the Facility shall be leased (with an option to purchase) by the Issuer to Highland Hospital of Rochester, a not-for-profit corporation (the "Company"); and

WHEREAS, it is the intent of the Issuer that interest on the Bonds qualify for exemption from federal income taxation pursuant to Section 144 of the Internal Revenue Code of 1986, as amended (the "Code"); and

WHEREAS, pursuant to the Code, interest on the Bonds will not qualify for exemption from federal income taxation unless the issuance of the Bonds is approved by the County Legislature of the County after a public hearing to consider both the issuance of the Bonds and the nature and location of the Facility has been conducted following reasonable public notice; and

WHEREAS, such public hearing has been duly held and a report of such hearing has been made available to each member of the County Legislature of the County prior to this meeting; and

WHEREAS, Section 870 of the General Municipal Law specifically provides that neither the Bonds nor any other obligation of the Issuer shall be a debt of the County nor shall the County be liable thereon; and

WHEREAS, pursuant to Section 868 of the General Municipal Law, the County Legislature of the County desires to pledge to and agree with the purchasers and holders of the Bonds that the County will not limit or alter rights and remedies of the holders of the Bonds.

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. For the sole purpose of qualifying the interest payable on the Bonds for exclusion from gross income for federal income tax purposes pursuant to the provisions of Section 144 of the Code, the County Legislature of Monroe County, as the elected legislative body of the County hereby approves the issuance by the Issuer of the Bonds, provided that the Bonds, and the premium (if any) and interest thereof, shall be special obligations of the Issuer and shall never be a debt of the State or any political subdivision thereof, including, without limitation, the County, and neither the State or any political subdivision thereof, including without limitation, the County, shall be liable thereon.

Section 2. In order to induce and encourage the purchase and enhance the marketability of the Bonds, the County, pursuant to the authorization set forth in Section 868 of the General Municipal Law, does hereby pledge to and agree with the holders of the Bonds, when, as and if issued by the Issuer, that the County will not limit or alter the rights vested in the Issuer pursuant to the Act to acquire, hold, lease, maintain and sell the Facility, to establish and collect rentals, fees, installments of purchase price and other charges, to grant a security interest in the Facility and to fulfill the terms of any agreements made by the Issuer with the holders of such Bonds,

nor in any way impair the rights and remedies of the holders of such Bonds until such Bonds, together with the interest thereon, with interest on any unpaid installments of interest and all costs and expenses in connection with any action or proceeding by or on behalf of the holders of the Bonds, are fully met and discharged.

Section 3. This resolution shall be deemed to be made for the benefit of the holders, from time to time, of the Bonds and shall constitute a contract between the County and the holders of the Bonds.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning and Development Committee; February 28, 2005 - CV: 5-0

Ways and Means Committee; March 3, 2005 - CV: 9-0

File No. 05-46

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, March 14, 2005.

Effective Date: March 14, 2005.

By Legislators Assini and Driscoll

Intro No. 98

RESOLUTION NO. 81 OF 2005

RESOLUTION APPROVING THE ISSUANCE OF CERTAIN BONDS BY THE COUNTY OF MONROE INDUSTRIAL DEVELOPMENT AGENCY AND PLEDGING NON-INTERFERENCE WITH THE RIGHTS OF THE HOLDERS OF THE BONDS (HIGHLAND COMMUNITY DEVELOPMENT CORPORATION D/B/A THE HIGHLANDS AT PITTSFORD)

WHEREAS, pursuant to Title 1 of Article 18-A of the General Municipal Law of the State of New York (the "State") and Chapter 55 of the Laws of 1972 of the State (collectively, the "Act"), the County Legislature of Monroe County (the "County") has heretofore appointed the Chairman and members of the County of Monroe Industrial Development Agency (the "Issuer") and has duly caused to be filed in the office of the Secretary of State of the State the certificates required by Section 856 of the General Municipal Law; and

WHEREAS, the County has been advised by the Issuer that the Issuer proposes to issue, contingent upon the adoption of this resolution, its 2005 Tax-Exempt Civic Facility Refunding Bonds in an aggregate principal amount sufficient to pay the cost of

refunding the Dormitory Authority of the State of New York, FHA-Insured Mortgage Revenue Bonds (Highland Community Development Corporation d/b/a The Highlands at Pittsford Project), Series 1994 facility, presently estimated to be approximately $12,860,000 (the "Bonds"); and

WHEREAS, the Bonds were used to fund the construction of approximately 135 independent living apartments, 60 enriched living apartments and 36 independent living cottages located at 100 Hahnemann Trail, Town of Pittsford, New York (the "Facility"); and

WHEREAS, the Facility shall be leased (with an option to purchase) by the Issuer to Highland Community Development Corporation d/b/a The Highlands at Pittsford, a not-for-profit corporation (the "Company"); and

WHEREAS, it is the intent of the Issuer that interest on the Bonds qualify for exemption from federal income taxation pursuant to Section 144 of the Internal Revenue Code of 1986, as amended (the "Code"); and

WHEREAS, pursuant to the Code, interest on the Bonds will not qualify for exemption from federal income taxation unless the issuance of the Bonds is approved by the County Legislature of the County after a public hearing to consider both the issuance of the Bonds and the nature and location of the Facility has been conducted following reasonable public notice; and

WHEREAS, such public hearing has been duly held and a report of such hearing has been made available to each member of the County Legislature of the County prior to this meeting; and

WHEREAS, Section 870 of the General Municipal Law specifically provides that neither the Bonds nor any other obligation of the Issuer shall be a debt of the County nor shall the County be liable thereon; and

WHEREAS, pursuant to Section 868 of the General Municipal Law, the County Legislature of the County desires to pledge to and agree with the purchasers and holders of the Bonds that the County will not limit or alter rights and remedies of the holders of the Bonds.

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. For the sole purpose of qualifying the interest payable on the Bonds for exclusion from gross income for federal income tax purposes pursuant to the provisions of Section 144 of the Code, the County Legislature of Monroe County, as the elected legislative body of the County hereby approves the issuance by the Issuer of the Bonds, provided that the Bonds, and the premium (if any) and interest thereof, shall be special obligations of the Issuer and shall never be a debt of the State or any political subdivision thereof, including, without limitation, the County, and neither the State or any political subdivision thereof, including without limitation, the County, shall be liable thereon.

Section 2. In order to induce and encourage the purchase and enhance the marketability of the Bonds, the County, pursuant to the authorization set forth in Section 868 of the General Municipal Law, does hereby pledge to and agree with the holders of the Bonds, when, as and if issued by the Issuer, that the County will not limit or alter the rights vested in the Issuer pursuant to the Act to acquire, hold, lease,

maintain and sell the Facility, to establish and collect rentals, fees, installments of purchase price and other charges, to grant a security interest in the Facility and to fulfill the terms of any agreements made by the Issuer with the holders of such Bonds, nor in any way impair the rights and remedies of the holders of such Bonds until such Bonds, together with the interest thereon, with interest on any unpaid installments of interest and all costs and expenses in connection with any action or proceeding by or on behalf of the holders of the Bonds, are fully met and discharged.

Section 3. This resolution shall be deemed to be made for the benefit of the holders, from time to time, of the Bonds and shall constitute a contract between the County and the holders of the Bonds.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning and Development Committee; February 28, 2005 - CV: 5-0

Ways and Means Committee; March 3, 2005 - CV: 9-0

File No. 05-47

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, March 14, 2005.

Effective Date: March 14, 2005.

By Legislators Assini and Driscoll

Intro No. 99

RESOLUTION NO. 82 OF 2005

RESOLUTION APPROVING THE ISSUANCE OF CERTAIN BONDS BY THE COUNTY OF MONROE INDUSTRIAL DEVELOPMENT AGENCY AND PLEDGING NON-INTERFERENCE WITH THE RIGHTS OF THE HOLDERS OF THE BONDS (THE HIGHLANDS LIVING CENTER, INC.)

WHEREAS, pursuant to Title 1 of Article 18-A of the General Municipal Law of the State of New York (the "State") and Chapter 55 of the Laws of 1972 of the State (collectively, the "Act"), the County Legislature of Monroe County (the "County") has heretofore appointed the Chairman and members of the County of Monroe Industrial Development Agency (the "Issuer") and has duly caused to be filed in the office of the

Secretary of State of the State the certificates required by Section 856 of the General Municipal Law; and

WHEREAS, the County has been advised by the Issuer that the Issuer proposes to issue, contingent upon the adoption of this resolution, its 2005 Tax-Exempt Civic Facility Refunding Bonds (The Highlands Living Center, Inc. Facility) in an aggregate

principal amount sufficient to pay the cost of refunding the Dormitory Authority of the State of New York, FHA-Insured Mortgage Revenue Bonds (The Highland Living Center, Inc. Project), Series 1994, presently estimated to be approximately $11,640,000 (the "Bonds"); and

WHEREAS, the Bonds were used to fund the construction of a 122-bed skilled nursing facility and adult day care health program located at 500 Hahnemann Trail, Town of Pittsford, New York (the "Facility"); and

WHEREAS, the Facility shall be leased (with an option to purchase) by the Issuer to The Highlands Living Center, Inc., a not-for-profit corporation (the "Company"); and

WHEREAS, it is the intent of the Issuer that interest on the Bonds qualify for exemption from federal income taxation pursuant to Section 144 of the Internal Revenue Code of 1986, as amended (the "Code"); and

WHEREAS, pursuant to the Code, interest on the Bonds will not qualify for exemption from federal income taxation unless the issuance of the Bonds is approved by the County Legislature of the County after a public hearing to consider both the issuance of the Bonds and the nature and location of the Facility has been conducted following reasonable public notice; and

WHEREAS, such public hearing has been duly held and a report of such hearing has been made available to each member of the County Legislature of the County prior to this meeting; and

WHEREAS, Section 870 of the General Municipal Law specifically provides that neither the Bonds nor any other obligation of the Issuer shall be a debt of the County nor shall the County be liable thereon; and

WHEREAS, pursuant to Section 868 of the General Municipal Law, the County Legislature of the County desires to pledge to and agree with the purchasers and holders of the Bonds that the County will not limit or alter rights and remedies of the holders of the Bonds.

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. For the sole purpose of qualifying the interest payable on the Bonds for exclusion from gross income for federal income tax purposes pursuant to the provisions of Section 144 of the Code, the County Legislature of Monroe County, as the elected legislative body of the County hereby approves the issuance by the Issuer of the Bonds, provided that the Bonds, and the premium (if any) and interest thereof, shall be special obligations of the Issuer and shall never be a debt of the State or any political subdivision thereof, including, without limitation, the County, and neither the State or any political subdivision thereof, including without limitation, the County, shall be liable thereon.

Section 2. In order to induce and encourage the purchase and enhance the

marketability of the Bonds, the County, pursuant to the authorization set forth in Section 868 of the General Municipal Law, does hereby pledge to and agree with the holders of the Bonds, when, as and if issued by the Issuer, that the County will not limit or alter the rights vested in the Issuer pursuant to the Act to acquire, hold, lease, maintain and sell the Facility, to establish and collect rentals, fees, installments of purchase price and other charges, to grant a security interest in the Facility and to fulfill the terms of any agreements made by the Issuer with the holders of such Bonds, nor in any way impair the rights and remedies of the holders of such Bonds until such Bonds, together with the interest thereon, with interest on any unpaid installments of interest and all costs and expenses in connection with any action or proceeding by or on behalf of the holders of the Bonds, are fully met and discharged.

Section 3. This resolution shall be deemed to be made for the benefit of the holders, from time to time, of the Bonds and shall constitute a contract between the County and the holders of the Bonds.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning and Development Committee; February 28, 2005 - CV: 5-0

Ways and Means Committee; March 3, 2005 - CV: 9-0

File No. 05-48

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, March 14, 2005.

Effective Date: March 14, 2005.

By Legislators Barker and Driscoll

Intro. No. 100

RESOLUTION NO. 83 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR DNA CAPACITY ENHANCEMENT PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $129,200 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for the DNA Enhancement Program, for the period of January 1, 2005 through June 30, 2006.

Section 2. The 2005 operating budget of the Department of Public Safety is hereby amended by appropriating the sum of $129,200 into account 001-024-4313, Public Safety Laboratory.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with New York State Division of Criminal Justice Services.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; February 28, 2005 - CV: 6-0

Ways and Means Committee; March 3, 2005 - CV: 9-0

File No. 05-49

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, March 14, 2005.

Effective Date: March 14, 2005.

By Legislators Barker and Driscoll

Intro. No. 101

RESOLUTION NO. 84 OF 2005

AUTHORIZING CONTRACT WITH ROCHESTER AREA ASSOCIATION OF HOMES AND SERVICES FOR THE AGING, INC. (RAHSA) FOR MONROE COUNTY SHERIFF'S OFFICE TO CONDUCT CRIMINAL BACKGROUND CHECKS ON RAHSA MEMBERS' POTENTIAL EMPLOYEES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with the Rochester Area Association of Homes and Services for the Aging, Inc. (RAHSA), for the Sheriff's Office to criminal background checks on potential employees of nursing homes which are members of RAHSA, in the amount of $80,000, for the period of April 1, 2004 through May 31, 2005, with three (3) one-year options to renew upon mutual consent of both parties. Each renewal will be for an amount consistent with the Sheriff's costs to provide the requested service.

Section 2. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; February 28, 2005 - CV: 6-0

Ways and Means Committee; March 3, 2005 - CV: 9-0

File No. 05-50

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, March 14, 2005.

Effective Date: March 14, 2005.

By Legislators Barker and Driscoll

Intro No. 102

RESOLUTION NO. 85 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE FOR CHILD PASSENGER SAFETY PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $13,180 grant from, and to execute a contract and any amendments thereto with, the New York State Governor's Traffic Safety Committee, for the Child Passenger Safety program, for the period of October 1, 2004 through September 30, 2005.

Section 2. The 2005 operating budget of the Sheriff's Office is hereby amended by appropriating the sum of $13,180 into account 001-038-1022, Police Bureau, Community Services.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; February 28, 2005 - CV: 6-0

Ways and Means Committee; March 3, 2005 - CV: 9-0

File No. 05-51

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, March 14, 2005.

Effective Date: March 14, 2005.

By Legislators Barker and Driscoll

Intro. No. 103

RESOLUTION NO. 86 OF 2005

AUTHORIZING CONTRACT WITH COMMISSION ON ACCREDITATION FOR LAW ENFORCEMENT AGENCIES, INC. FOR SERVICES TO RE-ACCREDIT THE MONROE COUNTY SHERIFF'S OFFICE

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with the Commission on Accreditation for Law Enforcement Agencies, Inc., for services to re-accredit the Monroe County Sheriff's Office, in the amount of $16,000, for the period of January 1, 2005 through December 31, 2005.

Section 2. Funding for this contract is included in the 2005 operating budget of the Sheriff's Office, account 001-038-0100, Sheriff Administration.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; February 28, 2005 - CV: 6-0

Ways and Means Committee; March 3, 2005 - CV: 9-0

File No. 05-52

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, March 14, 2005.

Effective Date: March 14, 2005.

By Legislators Barker and Driscoll

Intro. No. 104

RESOLUTION NO. 87 OF 2005

AMENDING RESOLUTION 118 OF 2003 TO AMEND CONTRACT WITH SOFTCODE, INC. FOR PURCHASE AND IMPLEMENTATION OF NEW OFFICE MANAGEMENT SOFTWARE PACKAGE FOR MONROE COUNTY SHERIFF'S OFFICE CIVIL BUREAU

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Section 1 of Resolution 118 of 2003 is hereby amended to read as follows:

> The County Executive, or ~~his~~ her designee, is hereby authorized to execute a contract with Softcode, Inc., for the purchase and implementation of a new office management software package for the Monroe County Sheriff's Office Civil Bureau, in an amount not to exceed $200,000, for the period of May 1, 2003 through ~~May 1, 2004~~ December 31, 2005, along with any amendments necessary to complete the project within the total capital fund appropriation.

Section 2. Funding for this contract is included in capital fund 1212.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Added language is underlined.
Deleted language is ~~stricken.~~

Public Safety Committee; February 28, 2005 - CV: 6-0

Ways and Means Committee; March 3, 2005 - CV: 9-0

File No. 05-53

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, March 14, 2005.

Effective Date: March 14, 2005.

By Legislators Barker and Driscoll

Intro. No. 105

RESOLUTION NO. 88 OF 2005

AUTHORIZING CONTRACT WITH NEW YORK STATE UNIFIED COURT SYSTEM FOR PROVISION OF COURT SECURITY SERVICES BY MONROE COUNTY SHERIFF'S OFFICE

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with the New York State Unified Court System, for the Monroe County Sheriff's Office to provide court security services, in the amount of $8,025,000, for the period of April 1, 2004 through March 31, 2005, with four (4) one-year renewal options, in an amount to be determined at the end of each term based on increased costs of wages, benefits and administrative expenses.

Section 2. The 2005 operating budget of the Sheriff's Office is hereby amended by appropriating the sum of $500,000 into account 001-038-3900, Court Security.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; February 28, 2005 - CV: 6-0

Ways and Means Committee; March 3, 2005 - CV: 9-0

File No. 05-54

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, March 14, 2005.

Effective Date: March 14, 2005.

By Legislators Valerio and Driscoll

Intro. No. 106

RESOLUTION NO. 89 OF 2005

AUTHORIZING CONTRACT WITH RESEARCH FOUNDATION OF THE STATE UNIVERSITY OF NEW YORK TO FUND COUNTY HISTORIAN'S OFFICE FOR 2005

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with the Research Foundation of the State University of New York, to provide services for the Office of the Monroe County Historian, in an amount not to exceed $63,811, for the period of January 1, 2005 through December 31, 2005.

Section 2. Funding for this contract is included in the 2005 operating budget of the Department of Finance, account 001-012-0726, Records Management.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Recreation and Education Committee; March 1, 2005 - CV: 5-0

Ways and Means Committee; March 3, 2005 - CV: 9-0

File No. 05-55

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, March 14, 2005.

Effective Date: March 14, 2005.

By Legislators Valerio and Driscoll

Intro No 107

RESOLUTION NO. 90 OF 2005

AUTHORIZING ACQUISITION OF PROPERTY RIGHTS FOR 2550 BRIGHTON-HENRIETTA TOWN LINE ROAD, TOWN OF BRIGHTON, AS TRUSTEE FOR MONROE COMMUNITY COLLEGE

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, on behalf of Monroe County as Trustee for Monroe Community College, or her designee, is hereby authorized to acquire the property at 2550 Brighton-Henrietta Town Line Road, in the Town of Brighton, from Tod and Suzanne Brown, in the amount of $152,000, by contract, along with any amendments for direct and consequential costs, within the total capital fund appropriation.

Section 2. Funding for this acquisition is available from Monroe Community College.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Recreation and Education Committee; March 1, 2005 - CV: 5-0

Ways and Means Committee; March 3, 2005 - CV: 9-0

File No. 05-56

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, March 14, 2005.

Effective Date: March 14, 2005.

By Legislators Malta, Barker and Driscoll

Intro. No. 108

RESOLUTION NO. 91 OF 2005

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH ORLEANS COUNTY FOR PROVISION OF FORENSIC LABORATORY SERVICES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with Orleans County, for forensic laboratory examinations and testimony performed by the Monroe County Public Safety Laboratory, in the amount of $19,000 for the period of January 1, 2005 through December 31, 2005, and $19,580 for the for the period of January 1, 2006 through December 31, 2006.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Intergovernmental Relations Committee; March 1, 2005 - CV: 5-0

Public Safety Committee; February 28, 2005 - CV: 6-0

Ways and Means Committee; March 3, 2005 - CV: 9-0

File No. 05-57

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, March 14, 2005.

Effective Date: March 14, 2005.

By Legislators Malta, Barker and Driscoll

Intro. No. 109

RESOLUTION NO. 92 OF 2005

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH CITY OF ROCHESTER TO PROVIDE PHOTO PROCESSING FOR MONROE COUNTY SHERIFF'S OFFICE

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the City of Rochester, for the City to provide photo processing services for the Monroe County Sheriff's Office, in an amount not to exceed $15,000 per year, for the period of January 1, 2005 through December 31, 2009.

Section 2. Funding for this agreement is included in the 2005 operating budget of the Sheriff's Office, account 001-038-1013, Criminal Investigations Section.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Intergovernmental Relations Committee; March 1, 2005 - CV: 5-0

Public Safety Committee; February 28, 2005 - CV: 6-0

Ways and Means Committee; March 3, 2005 - CV: 9-0

File No. 05-58

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, March 14, 2005.

Effective Date: March 14, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 110

RESOLUTION NO. 93 OF 2005

AMENDING RESOLUTION 317 OF 2004 TO ACCEPT ADDITIONAL FUNDING FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR HIV SEROPREVALENCE PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Section 1 of Resolution 317 of 2004 is hereby amended to read as follows:

> The County Executive, or her designee, is hereby authorized to accept a ~~$76,000~~ $90,300 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the HIV Seroprevalence Program, for the period of July 1, 2004 through June 30, 2005.

Section 2. The 2005 operating budget of the Department of Public Health is amended by appropriating the sum of $14,300 into account 001-058-2046, HIV Seroprevalence Grant.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Added language is underlined.
Deleted language is ~~stricken.~~

Human Services Committee; March 1, 2005 - CV: 7-0
Ways and Means Committee; March 3, 2005 - CV: 9-0
File No. 05-59
Adopted: Ayes 27, Noes 0.
Approved by County Executive Maggie Brooks, March 14, 2005.
Effective Date: March 14, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 111

RESOLUTION NO. 94 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR ENHANCED BREASTFEEDING PEER COUNSELING PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $26,813 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the Enhanced Breastfeeding Peer Counseling Program, for the period of January 1, 2005 through September 30, 2005.

Section 2. The 2005 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $26,813 into account 001-058-1716, Enhanced Breastfeeding Peer Counseling Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Department of Health.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; March 1, 2005 - CV: 7-0

Ways and Means Committee; March 3, 2005 - CV: 9-0

File No. 05-60

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, March 14, 2005.

Effective Date: March 14, 2005.

By Legislators Barker and Driscoll

Intro. No. 112

RESOLUTION NO. 95 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR PAUL COVERDELL NATIONAL FORENSIC SCIENCES IMPROVEMENT PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $24,690 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for the Paul Coverdell National Forensic Sciences Improvement Program, for the period of October 1, 2004 through September 30, 2005.

Section 2. The 2005 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $24,690 into account 001-058-0506, Paul Coverdell National Forensic Sciences Improvement Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with New York State Division of Criminal Justice Services.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor

agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; February 28, 2005 - CV: 6-0

Ways and Means Committee; March 3, 2005 - CV: 9-0

File No. 05-61

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, March 14, 2005.

Effective Date: March 14, 2005.

By Legislators LaFountain and Driscoll

Intro No. 113

RESOLUTION NO. 96 OF 2005

ACCEPTING GRANTS FROM UNITED WAY OF GREATER ROCHESTER, INC. AND NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES FOR PREVENTIVE FOSTER CARE PROGRAMS

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $180,000 grant from, and to execute a contract and any amendments thereto with, the United Way of Greater Rochester, Inc., for preventive foster care programs, for the period of January 1, 2005 through December 31, 2005.

Section 2. The County Executive, or her designee, is hereby authorized to accept a $334,286 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Children and Family Services, for preventive foster care programs, for the period of January 1, 2005 through December 31, 2005.

Section 3. The 2005 operating budget of the Department of Human Services, Division of Social Services, is hereby amended by appropriating the sum of $514,286 into account 001-051-3830, Purchase of Services, Preventive.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program

and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; March 1, 2005 - CV: 7-0

Ways and Means Committee; March 3, 2005 - CV: 8-1

File No. 05-62

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, March 14, 2005.

Effective Date: March 14, 2005.

By Legislators LaFountain and Driscoll

Intro No 114

RESOLUTION NO. 97 OF 2005

ACCEPTING GRANTS FROM UNITED WAY OF GREATER ROCHESTER, INC. AND NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES FOR WORK-SCHOLARSHIP PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $230,000 grant from, and to execute a contract and any amendments thereto with, the United Way of Greater Rochester, Inc., for the Work-Scholarship Program, for the period of January 1, 2005 through December 31, 2005.

Section 2. The County Executive, or her designee, is hereby authorized to accept a $427,143 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Children and Family Services, for the Work-Scholarship Program, for the period of January 1, 2005 through December 31, 2005.

Section 3. The 2005 operating budget of the Department of Human Services, Division of Social Services, is hereby amended by appropriating the sum of $657,143 into account 001-051-3830, Purchase of Services, Preventive.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; March 1, 2005 - CV: 7-0

Ways and Means Committee; March 3, 2005 - CV: 8-1

File No. 05-63

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, March 14, 2005.

Effective Date: March 14, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 115

RESOLUTION NO. 98 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR FAMILY RESOURCES AND SUPPORT PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $57,836 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the Family Resources and Support Program, for the period of October 1, 2004 through September 30, 2005.

Section 2. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Department of Health.

Section 3. The 2005 operating budget of the Department of Human Services, Division of Special Children's Services, is hereby amended by appropriating the sum of $27,836 into account 001-051-0618, Family Resources and Support Grant.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; March 1, 2005 - CV: 7-0

Ways and Means Committee; March 3, 2005 - CV: 9-0

File No. 05-64

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, March 14, 2005.

Effective Date: March 14, 2005.

By Legislators Hanna and Driscoll

Intro. No. 116

AUTHORIZING ACQUISITION OF PROPERTY RIGHTS FOR RUNWAY PROTECTION ZONE SAFETY PROJECT, BEAHAN ROAD, TOWN OF CHILI; AMENDING LEASE AND OPERATING AGREEMENT WITH MONROE COUNTY AIRPORT AUTHORITY

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to obtain the property rights for the Runway Protection Zones Safety Project, Beahan Road, in the Town of Chili, by contract and/or the Eminent Domain Procedure Law, along with any amendments for unanticipated damages within the total capital fund appropriation:

Parcel	*Owner*	*Amount*
654 Beahan Road 8.043 acres	Marchis Realty Trust c/o Chris Mar Associates P.O. Box 60737 Rochester, New York 14606	$26,000
670 Beahan Road 1.598 acres	Theodore F. Greene Patricia Meyer 670 Beahan Road Rochester, New York 14624	$14,385

672 Beahan Road 1.243 acres	Madalynn M. Dabberet 672 Beahan Road Rochester, New York 14624	$12,430
674 Beahan Road 1.172 acres	Robert Graff Mary Ann Graff 674 Beahan Road Rochester, New York 14624	$11,535
676 Beahan Road 1.076 acres	John W. Bayley Cecelia Bayley 676 Beahan Road Rochester, New York 14624	$10,760
678 Beahan Road .710 acres	Ada M. Gibson 678 Beahan Road Rochester, New York 14624	$7,810
680 Beahan Road .101 acres	James P. Clancy Audreen Clancy 680 Beahan Road Rochester, New York 14624	$3,072
682 Beahan Road .264 acres	Matthew B. Miller 682 Beahan Road Rochester, New York 14624	$4,600

Section 2. The County Executive, or her designee, is hereby authorized to amend the Lease and Operating Agreement with the Monroe County Airport Authority, authorized by Resolution 437 of 1989, to add the property listed above, Town of Chili, New York, at a rental price equal to the expense and annual debt service that Monroe County will incur to acquire the property.

Section 3. Funding for this acquisition is included in capital fund 1170.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; March 2, 2005 - CV: 6-0

Ways and Means Committee; March 3, 2005 - CV: 9-0

File No. 05-65

By Legislators Hanna and Driscoll

Intro. No. 117

MOTION NO. 15 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 116 OF 2005), ENTITLED "AUTHORIZING ACQUISITION FOR RUNWAY PROTECTION ZONE SAFETY PROJECT, BEAHAN ROAD, TOWN OF CHILI; AMENDING LEASE AND OPERATING AGREEMENT WITH MONROE COUNTY AIRPORT AUTHORITY," BE TABLED

Be It Moved, that Resolution (Intro. No. 116 of 2005), entitled, "Authorizing Acquisition for Runway Protection Zone Safety Project, Beahan Road, Town of Chili; Amending Lease and Operating Agreement with Monroe County Airport Authority," be tabled.

File No. 05-65

Adopted: Ayes 27, Noes 0.

By Legislators Hanna and Driscoll

Intro. No. 118

RESOLUTION NO. 99 OF 2005

FIXING A PUBLIC HEARING ON RESOLUTION (INTRO. NO. 116 OF 2005), ENTITLED "AUTHORIZING ACQUISITION FOR RUNWAY PROTECTION ZONE SAFETY PROJECT, BEAHAN ROAD, TOWN OF CHILI; AMENDING LEASE AND OPERATING AGREEMENT WITH MONROE COUNTY AIRPORT AUTHORITY"

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. That there will be a public hearing at 6:16 p.m. on the 12th day of April, 2005, in the Legislative Chambers in the County Office Building, Rochester, New York on Resolution (Intro. No. 116 of 2005), entitled "Authorizing Acquisition for Runway Protection Zone Safety Project, Beahan Road, Town of Chili; Amending Lease and Operating Agreement with Monroe County Airport Authority."

Section 2. The Clerk of the Legislature is directed to give notice of the time and place of this public hearing to the news media within the County, and shall conspicuously post a copy of said notice in the office of the Clerk at least ten days before said hearing. In addition, the Clerk shall cause said notice to be published once in the official newspapers of general circulation within the County at least ten days before said hearing.

Section 3. This resolution shall take effect immediately.

Environment and Public Works Committee; March 2, 2005 - CV: 6-0

Ways and Means Committee; March 3, 2005 - CV: 9-0
File No. 05-65
Adopted: Ayes 27, Noes 0.

By Legislators Adair and Driscoll

Intro. No. 119

RESOLUTION NO. 100 OF 2005

AUTHORIZING ACQUISITION OF PROPERTY RIGHTS FOR SWAMP ROAD BRIDGE REPLACEMENT PROJECT, TOWN OF SWEDEN

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to obtain the property rights for completion of the Swamp Road Bridge Replacement Project, in the Town of Sweden, by contract and/or the Eminent Domain Procedure Law, along with any amendments for unanticipated damages within the total capital fund appropriation:

Parcel	*Owner*	*Amount*
Map 4 Parcel 1 PE 3148 sq. ft.	Natalie A. Trenton 50 Swamp Road Brockport, New York 14420	$485
Map 5 Parcel 1 PE 350 sq. ft.	Bryan L. & Dornell K. Cleveland 30 Swamp Road Brockport, New York 14420	$150
Map 6 Parcel 1 PE 461 sq. ft.	Norman B. & Carol Carter 3060 Church Road Hamlin, New York 14464	$200
Map 7 Parcel 1 PE 5029 sq. ft.	James R. Glidden 103 Swamp Road Brockport, New York 14420	$630
Map 8 Parcel 1 TE 3718 sq. ft.	Natalie A. Trenton 50 Swamp Road Brockport, New York 14420	$100

Section 2. Funding for this acquisition is included in capital fund 1282.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; March 2, 2005 - CV: 6-0

Ways and Means Committee; March 3, 2005 - CV: 9-0

File No. 05-66

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, March 14, 2005.

Effective Date: March 14, 2005.

By Legislators Driscoll and Dobson

Intro. No. 120

RESOLUTION NO. 101 OF 2005

AUTHORIZING APPLICATION OF THEODORE HARLEY FOR REDEMPTION OF TAX FORECLOSED PROPERTY AT 53 WELD STREET, CITY OF ROCHESTER

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to approve the application of Theodore Harley, for redemption of property identified as 53 Weld Street, City of Rochester, having Tax Account No. 106.73-1-9, and to execute any and all documents necessary to carry out the redemption and reinstatement of title to this property to him upon payment of the unpaid taxes, penalties and interest, together with $400 for statutory costs, disbursements and legal fees.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; March 3, 2005 - CV: 9-0

File No. 05-67

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, March 14, 2005.

Effective Date: March 14, 2005.

By Legislators Driscoll and Dobson

Intro. No. 121

RESOLUTION NO. 102 OF 2005

DIRECTING CORRECTION, CANCELLATION AND LEVY OF CERTAIN MONROE COUNTY TAXES IN THE TOWN OF GATES BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Director of Finance - Chief Financial Officer is hereby authorized and directed to cancel certain Monroe County taxes as set forth and levied against the following property:

City/Town	*Tax Account #*	*Year*	*Amount Currently Due*	*Amount of Corrected Tax*	*Amount of Taxes To Be Canceled*
Gates	118.15-1-67.12	2005	$5,784.06	$104.44	$5,679.62

Following are the assessed owners:

Tax Account Number	*Name and Mailing Address*
118.15-1-67.1	Town of Gates 1605 Buffalo Road Rochester, NY 14624

Section 2. The Controller is hereby authorized and directed to draw an order on the Director of Finance - Chief Financial Officer payable from the Erroneous Assessment Account for the sum of $ 5,679.62.

Section 3. The Director of Finance - Chief Financial Officer is authorized and directed to levy the following amount against the following accounts:

Gates Fire (GA101)	$4,607.20
Gates Ambulance (GA110)	1,072.42
Total	$5,679.62

Section 4. The Application for Corrected Real Property Tax, and duplicate copy thereof, for the tax account number set forth in Section 1 hereof is marked approved, and the correct extension of taxes in the amount set forth in Section 1 hereof is entered on each such application and duplicate copy thereof.

Section 5. It is hereby ordered that the corrected taxes for said tax account number is in the amount set forth in Section 1 hereof, and the officer having jurisdiction of the tax roll is hereby directed to so correct such roll.

Section 6. The Director of Real Property Tax Services is hereby authorized and directed to transmit immediately to the officer having jurisdiction of the tax roll a certified copy of this resolution and the original of each application that has been marked approved, and also to mail to the applicants a notice of approval for each application that has been marked approved.

Section 7. This resolution shall take effect in accordance with Section C2-7 of the

Monroe County Charter.

Ways and Means Committee; March 3, 2005 - CV: 9-0
File No. 05-68
Adopted: Ayes 27, Noes 0.
Approved by County Executive Maggie Brooks, March 14, 2005.
Effective Date: March 14, 2005.

By Legislators Driscoll and Dobson

Intro. No. 122

RESOLUTION NO. 103 OF 2005

DIRECTING THE REFUND OF CERTAIN MONROE COUNTY TAXES LEVIED AND COLLECTED AGAINST A PROPERTY IN THE TOWN OF GATES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. A portion of the Monroe County taxes in the following amounts shall be refunded:

Year	*Amount*	*City or Town*	*Tax Act. No.*	*Refunded To:*
2004	$4,933.62	Gates	119.12-1-39	RC Real Estate

Section 2. The Controller is hereby authorized and directed to draw an order on the Director of Finance - Chief Financial Officer payable from the Erroneous Assessment Account for the total sum of $4,933.62 and an order on the Director of Finance payable to the above named person(s) in the above listed amount.

Section 3. The following amount shall be levied against the following account:

Accounts	*Amounts*
Pure Waters # 04 Capital Charge (GA204)	$2,346.00
Pure Waters # 04 O/M Gal. (GA214)	2,587.62
Total	$4,933.62

Section 4. The Application for Refund of Real Property Taxes, and duplicate copies thereof, for the tax account number set forth in Section 1 hereof, are hereby marked approved, and the amount of the refund set forth in Section 1 hereof are hereby entered on each such application and duplicate copy thereof.

Section 5. The Director of Real Property Tax Services is hereby authorized and directed to mail to the applicant the duplicate copy of each application that has been marked approved.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the

Monroe County Charter.

Ways and Means Committee; March 3, 2005 - CV: 9-0
File No. 05-69
Adopted: Ayes 27, Noes 0.
Approved by County Executive Maggie Brooks, March 14, 2005.
Effective Date: March 14, 2005.

By Legislators Driscoll and Dobson

Intro No 123

RESOLUTION NO. 104 OF 2005

AUTHORIZING SALE OF COUNTY-OWNED TAX FORECLOSED PROPERTY, TOWNS OF GATES, WEBSTER, PARMA, GREECE AND THE VILLAGE OF SPENCERPORT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute sale contracts and all documents conveying title to offerors, as described below:

Parcel	*Offeror*	*Offered Amount*
TA # 104.19-1-65 0.03 acre Howard Road Town of Gates	Daniel Taggerty 102 Howard Road Rochester, NY 14606	$500
TA # 050.17-1-23 0.17 acre 1208 Gerrads Cross Town of Webster	Joseph D. & Linda A. Kozelsky 1214 Gerrads Cross Webster, New York 14580	$200
TA # 032.03-3-31 2.30 acres 1045 Hilton Parma Corners Rd. Town of Parma	Roger J. & Diane P. Bertolino 1047 Hilton Parma Corners Road Hilton, New York 14468	$1,700
TA # 089.07-4-22 0.40 acre Latona Road Town of Greece	Albert J. & Joanne M. Lagona 214 Sannita Drive Rochester, New York 14626	$900
TA # 089.07-4-23 0.25 acre Latona Road	Joseph S. & Rose H. Vetromile 206 Sannita Drive Rochester, New York 14626	$600

Town of Greece

TA # 086.19-2-1.2 0.15 acre Nichols Street Village of Spencerport	Trinity Lutheran Church of Spencerport $25 191Nichols Street Spencerport, New York 14559

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; March 3, 2005 - CV: 9-0

File No. 05-70

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, March 14, 2005.

Effective Date: March 14, 2005.

By Legislators Assini and Driscoll

Intro No. 124

RESOLUTION NO. 105 OF 2005

RESOLUTION APPROVING THE ISSUANCE OF CERTAIN BONDS BY THE COUNTY OF MONROE INDUSTRIAL DEVELOPMENT AGENCY AND PLEDGING NON-INTERFERENCE WITH THE RIGHTS OF THE HOLDERS OF THE BONDS (MARGARET WOODBURY STRONG MUSEUM)

WHEREAS, pursuant to Title 1 of Article 18-A of the General Municipal Law of the State of New York (the "State") and Chapter 55 of the Laws of 1972 of the State (collectively, the "Act"), the County Legislature of Monroe County (the "County") has heretofore appointed the Chairman and members of the County of Monroe Industrial Development Agency (the "Issuer") and has duly caused to be filed in the office of the Secretary of State of the State the certificates required by Section 856 of the General Municipal Law; and

WHEREAS, the County has been advised by the Issuer that the Issuer proposes to issue, contingent upon the adoption of this resolution, its 2005 Tax-Exempt Civic Facility Revenue Bonds (Margaret Woodbury Strong Museum Facility) in an aggregate

principal amount sufficient to pay the cost of acquiring, constructing and equipping the below-described facility, presently estimated to be approximately $35,000,000 (the "Bonds"); and

WHEREAS, the facility shall consist of the construction of a 67,300 square foot addition to the existing 93,000 square foot building to provide additional exhibition and administrative space, expansion of the existing parking lot from 276 spaces to 568 spaces, improved visitor access, extensive landscaping and rerouting of utilities (the "Facility"); and

WHEREAS, the Facility shall be leased (with an option to purchase) by the Issuer to the Margaret Woodbury Strong Museum, a not-for-profit corporation (the "Company"); and

WHEREAS, it is the intent of the Issuer that interest on the Bonds qualify for exemption from federal income taxation pursuant to Section 144 of the Internal Revenue Code of 1986, as amended (the "Code"); and

WHEREAS, pursuant to the Code, interest on the Bonds will not qualify for exemption from federal income taxation unless the issuance of the Bonds is approved by the County Legislature of the County after a public hearing to consider both the issuance of the Bonds and the nature and location of the Facility has been conducted following reasonable public notice; and

WHEREAS, such public hearing has been duly held and a report of such hearing has been made available to each member of the County Legislature of the County prior to this meeting; and

WHEREAS, Section 870 of the General Municipal Law specifically provides that neither the Bonds nor any other obligation of the Issuer shall be a debt of the County nor shall the County be liable thereon; and

WHEREAS, pursuant to Section 868 of the General Municipal Law, the County Legislature of the County desires to pledge to and agree with the purchasers and holders of the Bonds that the County will not limit or alter rights and remedies of the holders of the Bonds.

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. For the sole purpose of qualifying the interest payable on the Bonds for exclusion from gross income for federal income tax purposes pursuant to the provisions of Section 144 of the Code, the County Legislature of Monroe County, as the elected legislative body of the County hereby approves the issuance by the Issuer of the Bonds, provided that the Bonds, and the premium (if any) and interest thereof, shall be special obligations of the Issuer and shall never be a debt of the State or any political subdivision thereof, including, without limitation, the County, and neither the State or any political subdivision thereof, including without limitation, the County, shall be liable thereon.

Section 2. In order to induce and encourage the purchase and enhance the marketability of the Bonds, the County, pursuant to the authorization set forth in Section 868 of the General Municipal Law, does hereby pledge to and agree with the holders of the Bonds, when, as and if issued by the Issuer, that the County will not limit or alter the rights vested in the Issuer pursuant to the Act to acquire, hold, lease, maintain and sell the Facility, to establish and collect rentals, fees, installments of purchase price and other charges, to grant a security interest in the Facility and to fulfill the terms of any agreements made by the Issuer with the holders of such Bonds, nor in any way impair the rights and remedies of the holders of such Bonds until such Bonds, together with the interest thereon, with interest on any unpaid installments of interest and all costs and expenses in connection with any action or proceeding by or on behalf of the holders of the Bonds, are fully met and discharged.

Section 3. This resolution shall be seemed to be made for the benefit of the holders, from time to time, of the Bonds and shall constitute a contract between the County and the holders of the Bonds.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning and Economic Development Committee; February 28, 2005 - CV: 5-0

Ways and Means Committee; March 3, 2005 - CV: 9-0

File No. 05-73

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, March 14, 2005.

Effective Date: March 14, 2005.

By Legislators Colby and Valerio

Intro. No. 125

RESOLUTION NO. 106 OF 2005

APPOINTMENT TO REGIONAL FISH AND WILDLIFE MANAGEMENT BOARD

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. In accordance with Section 11-0501 of the Environmental Conservation Law, the appointment of E. Daniel Quatro made by County Executive Maggie Brooks, to the Regional Fish and Wildlife Management Board, to expire December 31, 2006, is hereby confirmed.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Agenda/Charter Committee; March 2, 2005 – CV: 5-0

Recreation and Education Committee; March 1, 2005 – CV: 5-0

File No. 05-74

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, March 14, 2005.

Effective Date: March 14, 2005.

By Legislators Colby and Hanna

Intro. No. 126

RESOLUTION NO. 107 OF 2005

APPOINTMENT TO COOPERATIVE EXTENSION OF MONROE COUNTY

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. In accordance with the Constitution of the Cooperative Extension of Monroe County, Legislator Bill Smith, 52 Washington Road, Pittsford, New York 14534 is hereby appointed as the Legislature representative on the Cooperative Extension of Monroe County filling a vacancy left by the late Raymond A. Santirocco, is hereby confirmed.

Section 2. This resolution shall take effect immediately.

File No. 05-75

Adopted: Ayes 27, Noes 0.

By Legislators Colby and Hanna

Intro. No. 127

RESOLUTION NO. 108 OF 2005

APPOINTMENT TO ENVIRONMENTAL MANAGEMENT COUNCIL

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. In accordance with Article 47 of the New York Environmental Conservation Law and Section C6-9 of the Monroe County Charter, Mary A. Valerio, 43 DaVinci Drive, Rochester, New York 14624 is hereby appointed to the Environmental Management Council, as the Legislative representative, for a term to expire December 31, 2005.

Section 2. This resolution shall take effect immediately.

File No. 05-76

Adopted: Ayes 27, Noes 0.

By Legislators Colby and Hanna

Intro. No. 128

RESOLUTION NO. 109 OF 2005

APPOINTMENT TO ACTION FOR A BETTER COMMUNITY BOARD OF DIRECTORS

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. In accordance with the by-laws of the Action for a Better Community Board of Directors, the appointment made by Wayne E. Zyra, President of the Monroe County Legislature, of Christopher J. Wilmot, 1600 East Avenue, # 402, Rochester, New York 14610 to the Action for a Better Community Board of Directors, as legislative representative, for a three-year term expiring at the Board's Annual Meeting in 2008, is hereby confirmed.

Section 2. This resolution shall take effect immediately.

File No. 05-77

Adopted: Ayes 26, Noes 1.

Legislator Rowe voted in the negative.

UNFINISHED BUSINESS

NONE

Upon Motion by Legislator Smith, the Legislature adjourned at 11:27 P.M. until Tuesday, April 12, 2005 at 6:00 P.M.

JOANNE B. ZELAZNY
Clerk of the Legislature

FOURTH DAY

TUESDAY, APRIL 12, 2005

Legislature met pursuant to adjournment.

President Wayne E. Zyra in the Chair.

ROLL CALL

Present — Legislators Adair, Aldersley, Amato, Barker, Bullard, Cassetti, Colby, Cruz, Driscoll, Eckel, Garner Goldstein, Hanna, LaFountain, Lee, Malta, Jeffery McCann, Peter McCann, Murray, O'Brien, Palumbo, Smith, Quatro, Valerio, Wilmot, Zyra — 25

Absent — Legislators Assini, Benet, Dobson, Thomas — 4

Note: Legislators Assini, Benet and Thomas entered the Chambers later in the meeting.

Note: President Zyra recognized Legislator C. Stephen Eckel, newly appointed Legislator, District 26.

Meeting formally opened. At the invitation of Legislators Jeffery L. McCann and Peter N. McCann, Pastor George Grace, First Bible Baptist Church, delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator H. Todd Bullard.

MOTIONS, RESOLUTIONS AND NOTICES

By Legislators Smith and Aldersley

Intro. No. 129

RESOLUTION NO. 110 OF 2005

IN MEMORIAM

EXPRESSING REGRET OF THE MONROE COUNTY LEGISLATURE ON THE RECENT PASSING OF UNITED STATES ARMY SPECIALIST MATTHEW A. KOCH

BE IT RESOLVED, that this Monroe County Legislature hereby expresses its deep sympathy at the recent passing of Matthew A. Koch; and

WHEREAS, born and raised in Allentown, Pennsylvania, Matthew graduated from Parkland High School in 1999. Soon thereafter, he moved to West Henrietta to live with his mother Diane and stepfather Jim; and

WHEREAS, a former professional electrician, Matthew enlisted in the military shortly after the terrorist attacks of September 11, 2001. He wanted to serve his country; and

WHEREAS, Matthew went to Iraq in March of 2003 and witnessed first-hand the aftermath and abuse left by Iraq's former rulers. He then decided to re-enlist during this, his first tour of duty in Iraq; and

WHEREAS, Matthew was a combat engineer with the 70th Engineer Battalion, 3rd Brigade, 1st Armored Division, based out of Fort Riley in Kansas; and

WHEREAS, Matthew's dedication to his family, friends and country is a model for all to follow. He will be deeply missed by those who knew and loved him; and

WHEREAS, the legacy that United States Army Specialist Matthew A. Koch has left his community is one in which he and his family should take great pride.

BE IT FURTHER RESOLVED, that the Clerk of the Legislature is hereby requested to forward a copy of this resolution to the bereaved family.

This resolution was adopted unanimously with each legislator rising in his or her place for a moment of silence.

File No. 05-164

APPROVAL OF MINUTES

Without objection, the journal of the session of Day 3, March 8, 2005 was approved as submitted.

PETITIONS AND COMMUNICATIONS

From the President of the Legislature – WAYNE E. ZYRA

Regarding Submitting Appointment of Stephen Eckel to the Office of Monroe County Legislator - District 26.

Read and Print. (File No. 05-109)

April 8, 2005

Mrs. Joanne B. Zelazny, Clerk
Monroe County Legislature
39 West Main Street, Room 407
Rochester, New York 14614

Subject: Submitting Appointment of Stephen Eckel to the Office of Monroe County Legislator – District 26

Dear Mrs. Zelazny:

I, Wayne E. Zyra, as President of the Monroe County Legislature and pursuant to Section C2-5 of the Monroe County Charter do hereby appoint Stephen Eckel, 270 Seneca Parkway, Rochester, New York 14613, to the Office of Monroe County Legislator – District 26, effective Friday, April 8, 2005.

Sincerely,
WAYNE E. ZYRA
President
Monroe County Legislature

Regarding Revised 2005 Monroe County Legislature Standing Committee Assignments.

Read and Print. (File No. 05-110)

April 8, 2005

Mrs. Joanne B. Zelazny, Clerk
Monroe County Legislature
39 West Main Street, Room 407
Rochester, New York 14614

Dear Mrs. Zelazny:

I, Wayne E. Zyra, President of the Monroe County Legislature, pursuant to Section 545-13(A)(1) of the Monroe County Charter, do hereby make the following changes to the current committee assignments.

Sincerely,
WAYNE E. ZYRA
President
Monroe County Legislature

****Attachment****

2005 MONROE COUNTY LEGISLATURE STANDING COMMITTEE ASSIGNMENTS
(Revised April 8, 2005)

AGENDA/ CHARTER
Wednesday 5:00 p.m.
Rep.
Robert J. Colby, Chair
A. Michael Hanna, Vice Chair
Douglas B. Dobson
Dem.
Frederick J. Amato, RMM
José A. Cruz

ENVIRONMENT AND PUBLIC WORKS
Wednesday 4:00 p.m.
Rep.
A. Michael Hanna, Chair
R. Anthony LaFountain, Vice Chair
Robert J. Colby
Peter N. McCann
Christopher J. Wilmot
Dem.
Ronnie Thomas, RMM
Stephanie Polowe Aldersley
Edward M. O'Brien

HUMAN SERVICES
Tuesday 6:00 p.m.
Rep.
R. Anthony LaFountain, Chair
David C. Malta, Vice Chair
Michael G. Barker
E. Daniel Quatro
Dem.
José A. Cruz, RMM
Carla M. Palumbo
C. Stephen Eckel

INTERGOVERNMENTAL RELATIONS
Tuesday 5:30 p.m.
Rep.
David C. Malta, Chair
Michael G. Barker, Vice Chair
E. Daniel Quatro
Dem.
Edward M. O'Brien, RMM
C. Stephen Eckel

PLANNING AND ECONOMIC DEVELOPMENT
Monday 4:00 p.m.
Rep.
Mark W. Assini, Chair
Jeffery L. McCann, Vice Chair
John G. Driscoll
Dem.
William J. Benet, RMM
Edward M. O'Brien

PUBLIC SAFETY
Monday 5:00 p.m.
Rep.
Michael G. Barker, Chair
Mary A. Valerio, Vice Chair
Mark J. Cassetti
Jeffery L. McCann
Dem.
H. Todd Bullard, RMM
Calvin Lee, Jr.
Carla M. Palumbo

RECREATION AND EDUCATION
Tuesday 4:30 p.m.
Rep.
Mary A. Valerio, Chair
Jeffrey R. Adair, Vice Chair
Mark J. Cassetti
Dem.
Lynda Garner Goldstein, RMM
Frederick J. Amato

TRANSPORTATION
Wednesday 5:30 p.m.
Rep.
Jeffrey R. Adair, Chair
Peter N. McCann, Vice Chair
Douglas B. Dobson
Bill Smith
Christopher J. Wilmot
Dem.
Frederick J. Amato, RMM
Calvin Lee, Jr.
Carla M. Palumbo

WAYS AND MEANS
Wednesday 6:00 p.m.
Rep.
John G. Driscoll, Chair
Douglas B. Dobson, Vice Chair
Mark W. Assini
David C. Malta
Jeffery L. McCann
Bill Smith
Dem.
Kevin B. Murray, RMM
H. Todd Bullard
William J. Benet
Stephanie Polowe Aldersley
Frederick J. Amato

Regarding 2005 Annual Work Program for the Monroe County Legislature.

Read and Referred to Agenda/Charter Committee. (File No. 05-111)

Regarding Adoption of the Western Erie Canal Heritage Corridor Management Plan.

Read and Referred to Planning and Economic Development Committee. (File No. 05-113)

Declaring Communication from County Executive Regarding Authorizing an Intermunicipal Agreement with the City of Rochester Regarding the City of Rochester's Use of the Monroe County Jail for Detention of Non-Arraigned Detainees and Arrestees to Be a Matter of Urgency.

Read and Adopted April 12, 2005 under Rule 23(A)(3). (File No. 05-163)

Declaring Communication Regarding Expressing Regret of the Monroe County Legislature on the Recent Passing of United States Army Specialist Matthew A. Koch to Be a Matter of Urgency.

Read and Adopted April 12, 2005 under Rule 23(A)(3). (File No. 05-164)

Regarding Chaplain for the Month of April, Pastor George Grace, First Bible Baptist Church, at the Invitation of Legislators Peter N. McCann and Jeffery L. McCann.

Read and Filed. (File No. RF05-63)

COUNTY LEGISLATORS

Bill Smith — Regarding Requesting the County Administration to Identify Opportunities for Additional Uses of the County-wide Fiber Optic Network Including Leasing Excess Capacity, and to Establish a Business Plan with Respect to Such Opportunities.

Read and Referred to Environment and Public Works Committee. (File No. 05-114)

R. Anthony LaFountain and Bill Smith — Regarding Memorializing the New York State Assembly to Pass Assembly Bill A01703 Amending the New York State Penal Law to Protect Children from Sex Offenders.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-115)

Stephanie Polowe Aldersley, Frederick J. Amato and Edward M. O'Brien — Regarding Memorializing the U.S. Congress to Amend the Internal Revenue Code of 1986 in Accordance with the Supporting Emergency Responders Volunteer Efforts Act of 2005.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-116)

Stephanie Polowe Aldersley and Edward M. O'Brien — Regarding Fuel Cell Pilot Program in Monroe County.

Read and Referred to Environment and Public Works Committee. (File No. 05-117)

Stephanie Polowe Aldersley, Edward M. O'Brien and C. Stephen Eckel — Regarding Requesting a Report from the Rochester-Genesee Regional Transportation Authority Regarding Fuel Alternatives.

Read and Referred to Transportation Committee. (File No. 05-118)

Frederick J. Amato — Regarding Amending the Monroe County Parks Law Section 20 RE: Household Pets at Ontario Beach Park.

Read and Referred to Recreation and Education and Agenda/Charter Committees and Withdrawn May 3, 2005. (File No. 05-119)

Frederick J. Amato — Regarding Amending the Monroe County Parks Law RE: Skateboards & Scooters at Ontario Beach Park.

Read and Referred to Recreation and Education and Agenda/Charter Committees. (File No. 05-120)

C. Stephen Eckel — Regarding Memorializing Rochester School Superintendent Manuel Rivera and the Rochester City School Board to Continue Classes at the Franklin Campus Montessori School.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-121)

From the County Executive — MAGGIE BROOKS

Regarding Proposed In Rem Tax Foreclosed Action No. 135; City of Rochester and Towns of Brighton, et al.

Read and Referred to Ways and Means Committee and Adopted April 12, 2005 under Rule 23(C). (File No. 05-108)

Regarding Approval of Issuance of Tax-Exempt Civic Facility Revenue Bonds by the County of Monroe Industrial Development Agency on behalf of Monroe Community College Association, Inc. in the Town of Brighton, Monroe County, New York.

Read and Referred to Planning and Economic Development and Ways and Means Committees. (File No. 05-122)

Regarding Acceptance of a Grant from the Monroe County Industrial Development Corporation.

Read and Referred to Planning and Economic Development and Ways and Means Committees. (File No. 05-123)

Regarding Acceptance of a Grant from the Genesee Transportation Council for a Land Use Project.

Read and Referred to Planning and Economic Development, Transportation and Ways and Means Committees. (File No. 05-124)

Regarding Acceptance of Grant from New York State Division of Criminal Justice Services for the DNA Cold Case Backlog Reduction Program.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-125)

Regarding Authorizing a Contract with Arts Reach, Inc. for Arts Programming at the Monroe County Children's Center.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-126)

Regarding Authorizing a Contract with Rochester Landscape Technicians Programs, Inc. for Tutoring Services at the Monroe County Children's Center.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-127)

Regarding Authorizing a Contract with Rochester Landscape Technicians Programs, Inc. for Vocational Services at the Monroe County Children's Center.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-128)

Regarding Acceptance of a Grant from the New York State Division of Criminal Justice Services for the Public Defender Indigent Parolee Program.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-129)

Regarding Acceptance of a Grant from the New York State Division of Criminal Justice Services for the Road to Recovery Project in the District Attorney's Office.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-130)

Regarding Acceptance of a Grant from the Community Foundation for Greater Buffalo for the Project Safe Neighborhoods Gun Interdiction Program.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-131)

Regarding Acceptance of a Grant from the New York State Division of Criminal Justice Services for a Motor Vehicle Theft and Insurance Fraud Prosecution Program.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-132)

Regarding Acceptance of a Grant from the U.S. Department of Homeland Security and the Office for Domestic Preparedness for the FY 04 Assistance to Firefighters - Fire Prevention and Safety Program.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-133)

Regarding Acceptance of a Grant from the New York State Department of State for the Enhanced Wireless 911 Expedited Deployment Program.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-134)

Regarding Authorizing the National Incident Management System as the Monroe County Standard for Incident Management.

Read and Referred to Public Safety Committee. (File No. 05-135)

Regarding Acceptance of a Grant from the New York State Division of Criminal Justice Services for the State Homeland Security Program and Authorize the Creation of the Position of Emergency Management Program Specialist.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-136)

Regarding Acceptance of a Grant from the New York State Division of Criminal Justice Services for the Law Enforcement Terrorism Prevention Program.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-137)

Regarding Acceptance of a Grant from the New York State Office of Parks, Recreation and Historic Preservation to Fund a Project for the Highland and Durand-Eastman Parks' Arboreta.

Read and Referred to Recreation and Education and Ways and Means Committees. (File No. 05-138)

Regarding Acceptance of a Grant from the New York State Office of Parks, Recreation and Historic Preservation to Fund Services for the Seneca Park Zoo.

Read and Referred to Recreation and Education and Ways and Means Committees. (File No. 05-139)

Regarding Authorizing an Intermunicipal Agreement with the City of Rochester and Contracts with the Gay Alliance of the Genesee Valley and Ten Ugly Men, Inc. for Ticketed Events in Monroe County Parks.

Read and Referred to Intergovernmental Relations and Recreation and Education Committees. (File No. 05-140)

Regarding Authorizing Intermunicipal Agreements with Town and Village Police Departments within Monroe County for Use and Dissemination of Information Contained on the Traffic and Criminal Software System.

Read and Referred to Intergovernmental Relations and Public Safety Committees. (File No. 05-141)

Regarding Acceptance of a Grant from the New York State Department of Veterans Affairs for Veteran Counseling Services.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-142)

Regarding Amending Resolution 351 of 2003 to Accept Additional Funding from the U.S. Department of Justice for the Safe Start Demonstration Initiative Program and to Extend the Time Period.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-143)

Regarding Amending Resolution 257 of 2004 to Accept Additional Funding from Health Research, Inc. for the HIV Transitional Case Management in Jails Program and to Extend the Time Period.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-144)

Regarding Acceptance of a Grant from the New York State Department of Health for the Consolidated Child and Family Health Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-145)

Regarding Amending Resolution 13 of 2005 to Accept Additional Funding from the New York State Office of Temporary and Disability Assistance for the 2004-2005 Home Energy Assistance Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-146)

Regarding Acceptance of a Grant from Social & Health Services, Ltd., and Authorizing a Contract with the University of Rochester for the Healthy Vision Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-147)

Regarding Authorizing the Gates-Chili-Ogden, Irondequoit Bay South Central, Northwest Quadrant and Rochester Pure Waters Districts to Enter into a Contract with Connected Energy Corporation to Provide a Demonstration Site as Part of the United States Department of Energy's Cooperative Research and Development for Advanced Communication and Control Solutions Program.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-148)

Regarding Authorizing the Gates-Chili-Ogden, Irondequoit Bay South Central, Northwest Quadrant and Rochester Pure Waters Districts to Enter into a Contract with Connected Energy Corporation to Provide a Demonstration Site as Part of the United States Department of Energy's Cooperative Research and Development for Advanced Communication and Control Solutions Program.

Read and Referred to Pure Waters Administrative Board. (File No. 05-149)

Regarding Authorizing a Contract with Cornell Cooperative Extension of Monroe County for Environmental and Pollution Prevention Education Services.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-150)

Regarding Authorizing a Contract with Clough Harbour & Associates, LLP for Design Services for the Runway 28 Safety Area Project at the Greater Rochester International Airport.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-151)

Regarding Authorizing a Contract with DiFiore Construction, Inc. for Construction and a Contract Amendment with Clough Harbour & Associates, LLP for Construction Supervision for the Taxiway A - Contract 1 Project at the Greater Rochester International Airport.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-152)

Regarding Authorizing a Contract for Engineering Services with Lu Engineers and a Contract with the New York State Department of Transportation for the Garnsey Road Project, in the Town of Perinton.

Read and Referred to Transportation and Ways and Means Committees. (File No. 05-153)

Regarding Authorizing a Contract for Engineering Services with Dewberry-Goodkind, Inc. and a Contract with the New York State Department of Transportation for the Replacement of the Lawton Road Bridge over Moorman Creek in the Town of Clarkson.

Read and Referred to Transportation and Ways and Means Committees. (File No. 05-154)

Regarding Acceptance of a Grant from the Federal Highway Administration Related to Collecting Machine Traffic Volume Counts.

Read and Referred to Transportation, Planning and Economic Development and Ways and Means Committees. (File No. 05-155)

Regarding Authorizing the Use of County Roads as a Detour Route During Reconstruction, the Reconstruction of Turk Hill Road Culvert by the New York State Department of Transportation, and Authorize Payment to New York State Related to the Pittsford-Palmyra Road (New York State Route 31) Project in the Town of Perinton.

Read and Referred to Transportation and Ways and Means Committees. (File No. 05-156)

Regarding Authorizing the Acquisition of Property Interests in Real Property for the Elmwood Avenue Improvement Project, in the Town of Brighton.

Read and Referred to Transportation and Ways and Means Committees. (File No. 05-157)

Regarding Authorizing the Acquisition of Property Interests in Real Property for the Honeoye Falls No. 6 Road and Works Road Intersection Spot Safety Improvement Project, in the Town of Rush.

Read and Referred to Transportation and Ways and Means Committees. (File No. 05-158)

Regarding Authorizing the Sale of County Owned Tax Foreclosure Property in the Towns of Gates, Hamlin, Chili and Henrietta.

Read and Referred to Ways and Means Committee. (File No. 05-159)

Regarding Erroneous Assessments - Correction and Cancellation.

Read and Referred to Ways and Means Committee. (File No. 05-160)

Regarding Authorization to Settle a Claim Entitled, "In the Matter of the Claim of Robert J. Malinoff and Carol Malinoff v. The County of Monroe, New York."

Read and Referred to Ways and Means Committee. (File No. 05-161)

Regarding Sale of County Owned Tax Foreclosed Property in the Town of Mendon.

Read and Referred to Ways and Means Committee. (File No. 05-162)

Regarding Administrative Refunds and Corrections for the Month of February 2005.

Read and Filed. (File No. RF05-64)

OTHERS COUNTY OFFICIALS

Mark R. Aesch, Chief Executive Officer, Rochester-Genesee Regional Transportation Authority — Regarding Fourth Quarter Progress Report (January 1, 2004 through March 31, 2004).

Read and Filed. (File No. RF05-65)

Edward J. Nowak, Public Defender — Regarding 2004 Annual Report.

Read and Filed. (File No. RF05-66)

John E. Graham, P.E., Director, Department of Environmental Services — Regarding Solid Waste Tipping Fee Report for the Months of March and April 2005.

Read and Filed. (File No. RF05-67)

Monroe County Environmental Management Council — Regarding Notice and Agenda for Meeting Scheduled for March 16, 2005; Minutes of Meeting held February 16, 2005; 2005 Workplan.

Read and Filed. (File No. RF05-68)

Mark Ballerstein, P.E., Engineering Operations Manager, Monroe County Division of Engineering and Facilities Management — Regarding Reporting Requirements for Pure Waters Contracts for the Months of February and March 2005.

Read and Filed. (File No. RF05-69)

Robert DeLaura, Supervisor of Contract Administration, Department of Engineering — Regarding Change Order Report for the First Quarter of 2005, all Projects Except Pure Waters.

Read and Filed. (File No. RF05-70)

Monroe County Department of Planning and Development — Regarding Development Review Referrals Summaries dated March 2, 2005 through April 5, 2005.

Read and Filed. (File No. RF05-71)

Bonnie Pedrick-Coles, Chairperson, Monroe County Planning Board — Regarding Notice and Agenda for Meeting Scheduled for March 24, 2005; Minutes of Meeting held March 10, 2005.

Read and Filed. (File No. RF05-72)

Monroe Community College Board of Trustees — Regarding Minutes of Meeting held March 21, 2005.

Read and Filed. (File No. RF05-73)

MISCELLANEOUS

Nicholas A. Noce, Comptroller, Western Regional Off-Track Betting Corporation — Regarding February 2005 Retained Surcharge Revenue for Monroe County.

Read and Filed. (File No. RF05-74)

Linda Kurtz, Director, Rochester Regional Office, New York State Office of Children and Family Services — Regarding Reporting Requirements Concerning the Death of a Child Pursuant to Section 20(5) of the Social Services Law, Dated March 10, 2005.

Read and Filed. (File No. RF05-75)

New York State Public Service Commission — Regarding Notice Further Postponing Date of Evidentiary Hearing Issued March 14, 2005.

Read and Filed. (File No. RF05-76)

Stephen J. Acquario, Interim Executive Director, New York State Association of Counties — Regarding Acknowledging Receipt of Memorializing Resolution.

Read and Filed. (File No. RF05-77)

Michael F. Nozzolio, New York State Senate, District 54 — Regarding Acknowledging Receipt of Memorializing Resolution.

Read and Filed. (File No. RF05-78)

George D. Maziarz, New York State Senate, District 62 — Regarding Acknowledging Receipt of Memorializing Resolution.

Read and Filed. (File No. RF05-79)

David Koon, New York State Assembly, District 135 — Regarding Response to Memorializing Resolutions.

Read and Filed. (File No. RF05-80)

Joseph A. Errigo, New York State Assembly, District 130 — Regarding Acknowledging Receipt of Memorializing Resolutions.

Read and Filed. (File No. RF05-81)

Charles H. Nesbitt, Minority Leader, New York State Assembly — Regarding Acknowledging Receipt of Memorializing Resolution.

Read and Filed. (File No. RF05-82)

Louise M. Slaughter, United States Congress, District 28 — Regarding Acknowledging Receipt of Memorializing Resolution.

Read and Filed. (File No. RF05-83)

James M. Flint, Farm Loan Manager, United States Department of Agriculture — Regarding Disaster Declarations S2048 Issued Effective February 9, 2005 as the Result of Excessive Weather that Occurred April 1, 2004 and Continuing; S2061 Issued Effective February 24, 2005 as the Result of Excessive Weather that Occurred May 1, 2004 through October 10, 2004; S2065 Issued Effective February 28, 2005 as the Result of Excessive Weather that Occurred April 1, 2004 through the end of 2004 Crop Year.

Read and Filed. (File No. RF05-84)

Karen R. DeMay, Clerk, Ontario County Board of Supervisors — Regarding Resolution Proclaiming May 2005 as Motorcycle Safety Awareness Month in Ontario County.

Read and Filed. (File No. RF05-85)

Carolee Conklin, Clerk, Rochester City Council — Regarding Minutes of Regular Meetings held January 18, 2005 and February 15, 2005; Minutes of Special Meeting held January 20, 2005; Notice and Agenda for Meeting Scheduled for April 12, 2005; Ordinances Passed at Regular Meeting held March 15, 2005.

Read and Filed. (File No. RF05-86)

George H. Stam, Chairperson, Traffic Control Board — Regarding Minutes of Meetings held December 21, 2004, January 4, 2005, February 1, 2005, February 15, 2005.

Read and Filed. (File No. RF05-87)

Breast Cancer Coalition of Rochester — Regarding Petitions Supporting the Pesticide Neighbor Notification Law, Submitted March 8, 2005.

Read and Filed. (File No. RF05-88)

Esther Leadley, President, Intercounty Association of Western New York — Regarding Notice of Meeting Scheduled for April 15, 2005, Hosted by Allegany County.

Read and Filed. (File No. RF05-89)

PROCLAMATIONS

By the President of the Legislature — WAYNE E. ZYRA

Proclaimed Jointly with County Executive Maggie Brooks and Legislator Michael G. Barker "May 2 - May 6, 2005 as National Juror Appreciation Week" in Monroe County.

Read and Filed.

Proclaiming Jointly with County Executive Maggie Brooks "April 12, 2005 as MCC Women's Basketball Team Day" in Monroe County.

Read and Filed.

Recognized Jointly with Legislators E. Daniel Quatro, A. Michael Hanna and Lynda Garner Goldstein "McQuaid Jesuit High School Hockey Team" for winning the New York State Division 1 Hockey Title.

Read and Filed.

Recognized Jointly with Legislators Bill Smith and Michael G. Barker "East Rochester Varsity Cheerleaders" for winning the 2005 Eastern Cheerleaders Association National Title.

Read and Filed.

Recognized Jointly with Legislator Peter N. McCann "Brockport High School" for their efforts in raising $19,220 at the 32nd Annual Leukemia Dance Marathon.

Read and Filed.

Recognized "Sandra Lapinski" for her heroic actions and willingness to put her own life at risk to save the lives of others.

Read and Filed.

Recognized Jointly with Legislators R. Anthony LaFountain and E. Daniel Quatro "Don Schoessler" for receiving the Charles Stark Draper Award from the National Academy of Engineering.

Read and Filed.

Recognized Jointly with Legislators Stephanie Polowe Aldersley and Edward M. O'Brien "Elaine Zack" for her efforts in promoting lifetime wellness.

Read and Filed.

Note: Legislator Assini entered the Chambers and was present for the remainder of the meeting.

RECESS

A recess was declared by President Zyra to allow for two **Public Hearings** entitled...

"Authorizing Ground Lease From Monroe County For Development Of Student Housing Facility Complex At Brighton Campus Of Monroe Community College." No speakers addressed the Legislature and the hearing concluded at 6:44 P.M.

"Authorizing Acquisition Of Property Rights For Runway Protection Zone Safety Project, Beahan Road, Town Of Chili; Amending Lease And Operating Agreement With Monroe County Airport Authority." No speakers addressed the Legislature and the hearing concluded at 6:45 P.M.

RECONVENING LEGISLATURE

President Zyra reconvened the recessed meeting of April 12, 2005 and proceeded under the Usual Order of Business.

FORMAL COMMITTEE REPORTS

NONE

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. Thirty speakers addressed the Legislature on various subjects and the Open Forum concluded at 7:52 P.M.

Note: Legislators Benet and Thomas entered the Chambers during Public Forum and were present for the remainder of the meeting.

Note: President Zyra introduced Vinayek Venkatataman, Sean Kaplan, Mike Vogel, Patrick Chase, Sabrina Sussman, Jeremy George, Jordan Donaldson, Amanda Haefner and Charles Wooters, students participating in Model Legislature.

Note: Legislator Hanna left the Chambers and was absent for the remainder of the meeting.

RECESS

A recess was declared by President Zyra to allow for a meeting of the **Pure Waters Administrative Board.**

RECONVENING LEGISLATURE

President Zyra reconvened the recessed meeting of April 12, 2005 and proceeded under the Usual Order of Business.

MOTIONS, RESOLUTIONS AND NOTICES

By Legislators Malta and Smith

Intro. No. 130

AUTHORIZING INTERMUNICIPAL AGREEMENTS AND CONTRACTS FOR PURPOSES OF FIBER OPTIC NETWORK ADVANCEMENT BY EACH OF THE PURE WATERS DISTRICTS

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee is hereby authorized to enter into intermunicipal agreements with municipal corporations, and contracts with government agencies, colleges and universities, not-for-profit hospitals, not-for-profit local development corporations providing services to the County, and public authorities, and any amendments thereto, on behalf of the Gates-Chili-Ogden Sewer District, for purposes of Fiber Optic Network Advancement.

Section 2. The County Executive, or her designee is hereby authorized to enter into intermunicipal agreements with municipal corporations, and contracts with government agencies, colleges and universities, not-for-profit hospitals, not-for-profit local development corporations providing services to the County, and public authorities, and any amendments thereto, on behalf of the Irondequoit Bay South Central Pure Waters District, for purposes of Fiber Optic Network Advancement.

Section 3. The County Executive, or her designee is hereby authorized to enter into intermunicipal agreements with municipal corporations, and contracts with

government agencies, colleges and universities, not-for-profit hospitals, not-for-profit local development corporations providing services to the County, and public authorities, and any amendments thereto, on behalf of the Northwest Quadrant Pure Waters District, for purposes of Fiber Optic Network Advancement.

Section 4. The County Executive, or her designee is hereby authorized to enter into intermunicipal agreements with municipal corporations, and contracts with government agencies, colleges and universities, not-for-profit hospitals, not-for-profit local development corporations providing services to the County, and public authorities, and any amendments thereto, on behalf of the Rochester Pure Waters District, for purposes of Fiber Optic Network Advancement.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Intergovernmental Relations Committee; March 29, 2005 - CV: 5-0

Environment and Public Works; March 30, 2005 - CV: 7-0

Ways and Means Committee; March 30, 2005 - CV: 10-0

File No. 05-93

By Legislators Smith and Driscoll

Intro. No. 131

MOTION NO. 16 OF 2005

PROVIDING THAT INTRO. NO. 130 OF 2005 BE AMENDED

Be It Moved, that Intro. No. 130 of 2005, be amended by changing the language in Sections 1, 2, 3 and 4 as follows:

> ....The County Executive, or her designee is hereby authorized to enter intermunicipal agreements ~~with municipal corporations, and contracts with government agencies, colleges and universities, not for profit hospitals, not for profit local development corporations providing services to the County, and public authorities~~, **with governmental entities**, and any amendments thereto,...

Added language is **bolded.**
Deleted language is ~~stricken~~.

File No. 05-93

Adopted: Ayes 25, Noes 2.

Legislators Lee and Thomas voted in the negative.

Legislators Benet and Amato

Intro No 132

PROVIDING THAT INTRO. NO. 130 OF 2005 BE AMENDED

Be It Moved, that Intro. No. 130 of 2005, be amended by adding the following language:

Restrict the power of the Pure Waters Administrative Board covered under this resolution so that any agreements entered into would only be through the County Executive or her designee.

File No. 05-93

By Legislators Smith and Driscoll

Intro No 133

MOTION NO. 17 OF 2005

PROVIDING THAT INTRO. NO. 132 OF 2005 BE TABLED

Be It Moved, that Intro. No. 132 of 2005 be, and hereby is, tabled.

File No. 05-93

Adopted by the following vote:

Ayes — Legislators Smith, Adair, Assini, Barker, Cassetti, Colby, Driscoll, Hanna, LaFountain, Malta, Jeffery McCann, Quatro, Valerio, Wilmot, Zyra — 15

Ayes — Legislators Aldersley, Amato, Benet, Bullard, Cruz, Eckel, Garner Goldstein, Lee, Murray, O'Brien, Palumbo, Thomas — 12

By Legislators Benet and Lee

Intro No 134

PROVIDING THAT INTRO. NO. 130 OF 2005 BE AMENDED

Be It Moved, that Intro. No. 130 of 2005, be amended by adding the following language:

Any agreements entered into shall be subject to the approval of the Legislature.

File No. 05-93

By Legislators J. McCann and Quatro

Intro. No. 135

MOTION NO. 18 OF 2005

PROVIDING THAT INTRO. NO. 134 OF 2005 BE TABLED

Be It Moved, that Intro. No. 134 of 2005 be, and hereby is, tabled.

File No. 05-93

Adopted by the following vote:

Ayes — Legislators Smith, Adair, Assini, Barker, Cassetti, Colby, Driscoll, Hanna, LaFountain, Malta, Jeffery McCann, Quatro, Valerio, Wilmot, Zyra — 15

Ayes — Legislators Aldersley, Amato, Benet, Bullard, Cruz, Eckel, Garner Goldstein, Lee, Murray, O'Brien, Palumbo, Thomas — 12

ADOPTION OF

Intro. No. 130

RESOLUTION NO. 111 OF 2005

As Amended by MOTION NO. 16 OF 2005

AUTHORIZING INTERMUNICIPAL AGREEMENTS AND CONTRACTS FOR PURPOSES OF FIBER OPTIC NETWORK ADVANCEMENT BY EACH OF THE PURE WATERS DISTRICTS

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee is hereby authorized to enter into intermunicipal agreements with governmental entities, and any amendments thereto, on behalf of the Gates-Chili-Ogden Sewer District, for purposes of Fiber Optic Network Advancement.

Section 2. The County Executive, or her designee is hereby authorized to enter into intermunicipal agreements with governmental entities, and any amendments thereto, on behalf of the Irondequoit Bay South Central Pure Waters District, for purposes of Fiber Optic Network Advancement.

Section 3. The County Executive, or her designee is hereby authorized to enter into intermunicipal agreements with governmental entities, and any amendments thereto, on behalf of the Northwest Quadrant Pure Waters District, for purposes of Fiber Optic Network Advancement.

Section 4. The County Executive, or her designee is hereby authorized to enter into intermunicipal agreements with governmental entities, and any amendments thereto, on behalf of the Rochester Pure Waters District, for purposes of Fiber Optic Network Advancement.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Intergovernmental Relations Committee; March 29, 2005 - CV: 5-0

Environment and Public Works; March 30, 2005 - CV: 7-0

Ways and Means Committee; March 30, 2005 - CV: 10-0

File No. 05-93

Adopted: Ayes 23, Noes 4.

Legislators Benet, Bullard, Lee and Thomas voted in the negative.

Approved by County Executive Maggie Brooks, April 15, 2005.

Effective Date: April 15, 2005.

By Legislators Malta, Barker and Driscoll

Intro. No. 136

RESOLUTION NO. 112 OF 2005

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH CITY OF ROCHESTER FOR USE OF MONROE COUNTY JAIL FOR DETENTION OF NON-ARRAIGNED DETAINEES AND ARRESTEES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the City of Rochester, for the City to use the Monroe County Jail to detain non-arraigned arrestees and detainees, in the amount of $1,000,000 per year, for the period of January 1, 2004 through December 31, 2008.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency

File No. 05-163

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, April 15, 2005.

Effective Date: April 15, 2005.

By Legislators Driscoll and Malta

Intro. No. 137

RESOLUTION NO. 113 OF 2005

AUTHORIZING SETTLEMENT OF MATTER ENTITLED "JEREMY ROBINSON VS. COUNTY OF MONROE"

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Legislature hereby authorizes the settlement of the matter, entitled "Jeremy Robinson vs. County of Monroe", in the amount of $30,000.

Section 2. The County Executive, or her designee, is hereby authorized to execute and deliver any and all documents necessary to effectuate such settlement.

Section 3. Funds for the payment of this settlement are available in the Risk Management Fund.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; March 30, 2005 - CV: 9-0

File No. 05-107

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, April 15, 2005.

Effective Date: April 15, 2005.

By Legislators Smith and Aldersley

Intro. No. 138

MOTION NO. 19 OF 2005

MOTION TO MOVE REMAINING AGENDA ITEMS AS A WHOLE

Be It Moved, that the remaining agenda items for April 12, 2005 Full Legislature Meeting be moved as a whole and voted on simultaneously by casting a unanimous vote by the Legislature Body.

Adopted: Ayes 27, Noes 0.

LOCAL LAWS

By Legislators Driscoll and J. McCann

Intro. No. 139

MOTION NO. 20 OF 2005

PROVIDING THAT LOCAL LAW (INTRO. NO. 74 OF 2005), ENTITLED "AUTHORIZING GROUND LEASE FROM MONROE COUNTY FOR DEVELOPMENT OF STUDENT HOUSING FACILITY COMPLEX AT BRIGHTON CAMPUS OF MONROE COMMUNITY COLLEGE," BE LIFTED FROM THE TABLE

Be It Moved, that Local Law (Intro. No. 74 of 2005), entitled "Authorizing Ground Lease from Monroe County for Development of Student Housing Facility Complex at Brighton Campus of Monroe Community College," be lifted from the table.

File No. 05-78

Adopted: Ayes 27, Noes 0.

By Legislators Driscoll and J. McCann

Intro. No. 140

MOTION NO. 21 OF 2005

PROVIDING THAT LOCAL LAW (INTRO. NO. 74 OF 2005), ENTITLED "AUTHORIZING GROUND LEASE FROM MONROE COUNTY FOR DEVELOPMENT OF STUDENT HOUSING FACILITY COMPLEX AT BRIGHTON CAMPUS OF MONROE COMMUNITY COLLEGE," BE ADOPTED

Be It Moved, that Local Law (Intro. No. 74 of 2005), entitled "Authorizing Ground Lease from Monroe County for Development of Student Housing Facility Complex at Brighton Campus of Monroe Community College," be adopted.

File No. 05-78

Adopted: Ayes 27, Noes 0.

ADOPTION

Intro. No. 74

LOCAL LAW NO. 1 OF 2005

AUTHORIZING GROUND LEASE FROM MONROE COUNTY FOR DEVELOPMENT OF STUDENT HOUSING FACILITY COMPLEX AT BRIGHTON CAMPUS OF MONROE COMMUNITY COLLEGE

BE IT ENACTED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a 30-year ground lease of an approximately 10.7-acre parcel of vacant land at the Brighton Campus of Monroe Community College from Monroe County, as trustee for Monroe Community College, to Monroe Community College Association, Inc., with a rental payment to the County of $1.00 per year for development of a student housing facility, together with easements for access and utilities to the facility, and is also hereby authorized to execute any and all other documents necessary for the development of the facility.

Section 2. This local law shall take effect upon filing in the office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

Ways and Means Committee; March 3, 2005 - CV: 9-0

File No. 05-78

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, April 27, 2005.

Effective Date: April 27, 2005.

MOTIONS, RESOLUTIONS AND NOTICES

By Legislators LaFountain and Driscoll

Intro. No. 141

MOTION NO. 22 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 116 OF 2005), ENTITLED "AUTHORIZING ACQUISITION FOR RUNWAY PROTECTION ZONE SAFETY PROJECT, BEAHAN ROAD, TOWN OF CHILI; AMENDING LEASE AND OPERATING AGREEMENT WITH MONROE COUNTY AIRPORT AUTHORITY," BE LIFTED FROM THE TABLE

Be It Moved, that Resolution (Intro. No. 116 of 2005), entitled "Authorizing Acquisition for Runway Protection Zone Safety Project, Beahan Road, Town of Chili; Amending Lease and Operating Agreement with Monroe County Airport Authority," be lifted from the table.

File No. 05-65

Adopted: Ayes 27, Noes 0.

By Legislators LaFountain and Driscoll

Intro. No. 142

MOTION NO. 23 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 116 OF 2005), ENTITLED "AUTHORIZING ACQUISITION FOR RUNWAY PROTECTION ZONE SAFETY PROJECT, BEAHAN ROAD, TOWN OF CHILI; AMENDING LEASE AND OPERATING AGREEMENT WITH MONROE COUNTY AIRPORT AUTHORITY," BE ADOPTED

Be It Moved, that Resolution (Intro. No. 116 of 2005), entitled "Authorizing Acquisition for Runway Protection Zone Safety Project, Beahan Road, Town of Chili; Amending Lease and Operating Agreement with Monroe County Airport Authority," be adopted.

File No. 05-65

Adoption: Ayes 27, Noes 0.

By Legislators LaFountain and Driscoll

Intro. No. 116

RESOLUTION NO. 114 OF 2005

AUTHORIZING ACQUISITION OF PROPERTY RIGHTS FOR RUNWAY PROTECTION ZONE SAFETY PROJECT, BEAHAN ROAD, TOWN OF CHILI; AMENDING LEASE AND OPERATING AGREEMENT WITH MONROE COUNTY AIRPORT AUTHORITY

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to obtain the property rights for the Runway Protection Zones Safety Project, Beahan Road, in the Town of Chili, by contract and/or the Eminent Domain Procedure Law, along with any amendments for unanticipated damages within the total capital fund appropriation:

Parcel	*Owner*	*Amount*
654 Beahan Road 8.043 acres	Marchis Realty Trust C/o Chris Mar Associates P.O. Box 60737 Rochester, New York 14606	$26,000
670 Beahan Road 1.598 acres	Theodore F. Greene Patricia Meyer 670 Beahan Road Rochester, New York 14624	$14,385
672 Beahan Road 1.243 acres	Madalynn M. Dabberet 672 Beahan Road Rochester, New York 14624	$12,430
674 Beahan Road 1.172 acres	Robert Graff Mary Ann Graff 674 Beahan Road Rochester, New York 14624	$11,535
676 Beahan Road 1.076 acres	John W. Bayley Cecelia Bayley 676 Beahan Road Rochester, New York 14624	$10,760
678 Beahan Road .710 acres	Ada M. Gibson 678 Beahan Road Rochester, New York 14624	$7,810
680 Beahan Road .101 acres	James P. Clancy Audreen Clancy 680 Beahan Road Rochester, New York 14624	$3,072
682 Beahan Road .264 acres	Matthew B. Miller 682 Beahan Road Rochester, New York 14624	$4,600

Section 2. The County Executive, or her designee, is hereby authorized to amend the Lease and Operating Agreement with the Monroe County Airport Authority, authorized by Resolution 437 of 1989, to add the property listed above, Town of Chili, New York, at a rental price equal to the expense and annual debt service that Monroe County will incur to acquire the property.

Section 3. Funding for this acquisition is included in capital fund 1170.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; March 2, 2005 - CV: 6-0

Ways and Means Committee; March 3, 2005 - CV: 9-0

File No. 05-65

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, April 15, 2005.

Effective Date: April 15, 2005.

By Legislators Assini and Driscoll

Intro No 143

RESOLUTION NO. 115 OF 2005

AUTHORIZING CONTRACT WITH GREATER ROCHESTER ENTERPRISE FOR GENERAL OPERATING EXPENSES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with the Greater Rochester Enterprise, for general operating support, in the amount of $50,000, for the period of January 1, 2005 through December 31, 2005.

Section 2. Funding for this contract is included in the 2005 operating budget of the Department of Planning and Development, account 001-014-1602, Economic Development.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning and Economic Development Committee; March 28, 2005 - CV: 5-0

Ways and Means Committee; March 30, 2005 - CV: 10-0

File No. 05-84

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, April 15, 2005.

Effective Date: April 15, 2005.

By Legislators Adair and Colby

Intro No 144

RESOLUTION NO. 116 OF 2005

AUTHORIZING INITIATION OF PROCESS FOR MAKING ADDITIONS TO MONROE COUNTY AGRICULTURAL DISTRICTS

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Clerk of the Legislature is hereby authorized to publish and post notice of the 30-day submission period for requests to include land which is predominantly viable agricultural land within certified Monroe County Agricultural Districts.

Section 2. The Monroe County Agricultural and Farmland Protection Board is hereby directed to prepare and submit a report, within 30 days of the termination of the submission period, with its recommendations whether each piece of land proposed to be included in the certified Monroe County Agricultural Districts: a) consists predominantly of viable agricultural land; and b) inclusion of such land would serve the public interest by assisting in maintaining a viable agricultural industry within the certified agricultural districts.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning and Economic Development Committee; March 28, 2005 - CV: 5-0

File No. 05-85

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, April 15, 2005.

Effective Date: April 15, 2005.

By Legislators Wilmot, Barker, Malta and Driscoll

Intro. No. 145

RESOLUTION NO. 117 OF 2005

ACCEPTING GRANT FROM UNITED STATES DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS; AUTHORIZING INTERMUNICIPAL AGREEMENT WITH CITY OF ROCHESTER FOR LOCAL LAW ENFORCEMENT BLOCK GRANT PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $10,385 grant from, and to execute a contract and any amendments thereto with, the United States Department of Justice, Office of Justice Programs, for the Local Law Enforcement Block Grant Program, for the period of November 3, 2004 through November 2, 2006.

Section 2. The County Executive, or her designee, is hereby authorized to accept a $55,805 grant from, and to execute an intermunicipal agreement and any

amendments thereto with, the City of Rochester, for the Local Law Enforcement Block Grant Program, for the period of November 3, 2004 through November 2, 2006.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; March 28, 2005 - CV: 7-0

Intergovernmental Relations Committee; March 29, 2005 - CV: 5-0

Ways and Means Committee; March 30, 2005 - CV: 10-0

File No. 05-86

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, April 15, 2005.

Effective Date: April 15, 2005.

By Legislators Barker and Driscoll

Intro. No. 146

RESOLUTION NO. 118 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR JUVENILE ACCOUNTABILITY INCENTIVE BLOCK GRANT, ENHANCED SUPERVISION PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $51,889 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Criminal Justice Services, for the Juvenile Accountability Incentive Block Grant, Enhanced Supervision Program, for the period of October 1, 2004 through September 30, 2005.

Section 2. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any

necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 3. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; March 28, 2005 - CV: 7-0

Ways and Means Committee; March 30, 2005 - CV: 10-0

File No. 05-87

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, April 15, 2005.

Effective Date: April 15, 2005.

By Legislators Barker and Driscoll

Intro. No. 147

RESOLUTION NO. 119 OF 2005

AMENDING RESOLUTION 32 OF 2004 TO ACCEPT ADDITIONAL FUNDING FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR STOP VIOLENCE AGAINST WOMEN PROGRAM AND TO EXTEND TIME PERIOD FOR PROGRAM IMPLEMENTATION

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Section 1 of Resolution 32 of 2004 is hereby amended to read as follows:

> The County Executive, or her designee, is hereby authorized to accept a ~~$70,200~~ $126,360 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for the Probation Stop Violence Against Women Program, for the period of March 1, 2004 through February 28, ~~2005~~ 2006.

Section 2. The 2005 operating budget of the Department of Public Safety, Office of Probation – Community Corrections, is hereby amended by appropriating the sum of $56,160 into account 001-024-2781, Stop Domestic Violence Intensive Supervision Program.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Added language is underlined.
Deleted language is ~~stricken.~~

Public Safety Committee; March 28, 2005 - CV: 7-0

Ways and Means Committee; March 30, 2005 - CV: 10-0

File No. 05-88

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, April 15, 2005.

Effective Date: April 15, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 148

RESOLUTION NO. 120 OF 2005

ACCEPTING NEW YORK STATE SPECIAL LEGISLATIVE MEMBER ITEM FOR YOUTH PARTICIPATION IN ANNUAL LEADERSHIP CONFERENCE

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $1,000 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Children and Family Services, for the youth leadership forum occurring on February 14 and 15, 2005.

Section 2. The 2005 operating budget of the Department of Human Services, Rochester-Monroe County Youth Bureau, is hereby amended by appropriating the sum of $1,000 into account 001-051-5632, Positive Youth Development.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; March 29, 2005 - CV: 7-0

Ways and Means Committee; March 30, 2005 - CV: 10-0

File No. 05-89

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, April 15, 2005.

Effective Date: April 15, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 149

RESOLUTION NO. 121 OF 2005

ACCEPTING GRANT FROM UNITED STATES ENVIRONMENTAL PROTECTION AGENCY FOR ROCHESTER EMBAYMENT REMEDIAL ACTION PLAN PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $50,000 grant from, and to execute a contract and any amendments thereto with, the United States Environmental Protection Agency, for the Rochester Embayment Remedial Action Plan Program, for the period of January 1, 2005 through December 31, 2005.

Section 2. The 2005 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $50,000 into account 001-058-3519, Rochester Embayment Remedial Action Plan Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the United States Environmental Protection Agency.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program

and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; March 29, 2005 - CV: 7-0

Ways and Means Committee; March 30, 2005 - CV: 10-0

File No. 05-90

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, April 15, 2005.

Effective Date: April 15, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 150

RESOLUTION NO. 122 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR BATHING BEACH WATER QUALITY MONITORING AND NOTIFICATION PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $4,302 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the Bathing Beach Water Quality Monitoring and Notification Program, for the period of October 1, 2004 through September 30, 2005.

Section 2. The 2005 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $4,302 into account 001-058-3518, Bathing Beach Water Quality Monitoring and Notification Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Department of Health.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; March 29, 2005 - CV: 7-0

Ways and Means Committee; March 30, 2005 - CV: 10-0

File No. 05-91

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, April 15, 2005.

Effective Date: April 15, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 151

RESOLUTION NO. 123 OF 2005

ACCEPTING GRANT FROM UNIVERSITY OF ROCHESTER FOR SEXUALLY TRANSMITTED DISEASE PREVENTION TRAINING CENTER PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $72,114 grant from, and to execute a contract and any amendments thereto with, the University of Rochester, for the Sexually Transmitted Disease Prevention Training Center Program, for the period of April 1, 2004 through March 31, 2005.

Section 2. The 2005 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $25,847 into account 001-058-2048, Sexually Transmitted Disease Prevention Training Center Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the University of Rochester.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; March 29, 2005 - CV: 7-0

Ways and Means Committee; March 30, 2005 - CV: 10-0

File No. 05-92

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, April 15, 2005.

Effective Date: April 15, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 152

APPROVING AN INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE NORTHWEST QUADRANT PURE WATERS DISTRICT AND AMENDING THE 2005 CAPITAL BUDGET WITH RESPECT THERETO

WHEREAS, the Administrative Board of the Northwest Quadrant Pure Waters District of the County of Monroe, New York, has heretofore duly caused to be prepared, pursuant to Section 268 of the County Law, a map and plan by an engineer duty licensed by the State of New York, for a proposed increase and improvement of the facilities of said District, consisting of improvements at the Northwest Quadrant Wastewater Treatment Plant, the Island Cottage, Flynn Road and Buttonwood Pump Stations, and other District sewerage facilities, including (i) at the Northwest Quadrant Wastewater Treatment Plant, the replacement of the Buttonwood Force Main influent connection to the Plant headwork's and flow monitoring equipment; (ii) at the Island Cottage, Flynn Road and Buttonwood Pump Stations, enhancements to driveway and parking areas for vehicular access and electrical system upgrades to accommodate required emergency backup power systems; and (iii) at other District sewerage facilities, the replacement of sewers and pump stations, all as more fully set forth in such map and plan; and

WHEREAS, the County Legislature of the County of Monroe has called a public hearing on the aforesaid increase and improvement of facilities in accordance with the provisions of Section 268 of the County Law, and said public hearing held on the 10th day of May, 2005, at 6:16 P.M. in the Legislative Chambers of the County Office Building, Rochester, New York, in said County; and

WHEREAS, notice of said public hearing was duly published in the manner provided by law and proof thereof has been submitted to said County Legislature; and

WHEREAS, said County Legislature has duly considered the evidence given at said public hearing.

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to increase and improve the facilities in the Northwest Quadrant Pure Waters District, at a maximum estimated cost of $1,000,000, all as more fully described in the preambles hereof.

Section 2. The cost of such increase and improvement shall be assessed against the entire geographic area encompassed by the Northwest Quadrant Pure Waters District.

Section 3. The expenditure proposed for such improvement of facilities in the Northwest Quadrant Pure Waters District is in the public interest and will not constitute an undue burden on the property which will bear the cost thereof; and all real property to be assessed for such expenditure will be benefited by the proposed improvements and no benefited property has been excluded.

Section 4. The increase and improvement of facilities in the Northwest Quadrant Pure Waters District is hereby approved at the maximum amount to be expended.

Section 5. The 2005 Capital Budget is hereby amended to increase the funding for the project entitled, "Northwest Quadrant Pure Waters District Improvements" by the amount of $1,000,000 from $1,000,000 to $2,000,000, for a total project authorization of $2,000,000.

Section 6. The County Executive or the Director of Finance-Chief Financial Officer, as appropriate, is hereby authorized to file applications and execute Project Financing Agreements, and any other necessary documents, for participation in the New York State Water Pollution Control Revolving Loan Fund under the applicable laws of New York State to finance all or a portion of this sewage facility improvement project.

Section 7. The Clerk of the Legislature is hereby authorized and directed to send certified copies of this resolution to the New York State Department of Audit and Control.

Section 8. The Administrative Board of the Northwest Quadrant Pure Waters District of said County is hereby directed to proceed with the improvements in the manner set forth in Section 262 of the County Law.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; March 30, 2005 - CV: 7-0
Ways and Means Committee; March 30, 2005 - CV: 10-0
File No. 05-95

By Legislators LaFountain and Driscoll

Intro. No. 153

MOTION NO. 24 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 152 OF 2005), ENTITLED "APPROVING AN INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE NORTHWEST QUADRANT PURE WATERS DISTRICT AND AMENDING THE 2005 CAPITAL BUDGET WITH RESPECT THERETO," BE TABLED

Be It Moved, that Resolution (Intro. No. 152 of 2005), entitled, "Approving an Increase and Improvement of the Facilities of the Northwest Quadrant Pure Waters District and Amending the 2005 Capital Budget with Respect Thereto," be tabled.

File No. 05-95
Adopted: Ayes 27, Noes 0.

By Legislators LaFountain and Driscoll

Intro. No. 154

RESOLUTION NO. 124 OF 2005

CALLING A PUBLIC HEARING FOR THE PURPOSE OF CONSIDERING A PROPOSED INCREASE AND IMPROVEMENT OF FACILITIES OF THE NORTHWEST QUADRANT PURE WATERS DISTRICT IN THE COUNTY OF MONROE, NEW YORK

WHEREAS, the Administrative Board of the Northwest Quadrant Pure Waters District of the County of Monroe, New York, has heretofore duly caused to be prepared, pursuant to Section 268 of the County Law, a map and plan by an engineer duty licensed by the State of New York, for a proposed increase and improvement of the facilities of said District, consisting of improvements at the Northwest Quadrant Wastewater Treatment Plant, the Island Cottage, Flynn Road and Buttonwood Pump Stations, and other District sewerage facilities, including (i) at the Northwest Quadrant Wastewater Treatment Plant, the replacement of the Buttonwood Force Main influent connection to the Plant headwork's and flow monitoring equipment; (ii) at the Island Cottage, Flynn Road and Buttonwood Pump Stations, enhancements to driveway and parking areas for vehicular access and electrical system upgrades to accommodate required emergency backup power systems; and (iii) at other District sewerage facilities, the replacement of sewers and pump stations, all as more fully set forth in such map and plan; and

WHEREAS, said map and plan have been duly filed with the County Legislature pursuant to Section 268 of the County Law; and

WHEREAS, the maximum estimated cost of the aforesaid increase and improvement as shown by the aforesaid estimate of cost is $1,000,000; and

WHEREAS, the estimated cost of such project to the typical property in the District is $1.85 per year; and

WHEREAS, such cost shall be assessed against the entire geographic area encompassed by the Northwest Quadrant Pure Waters District; and

WHEREAS, it is now desired to call a public hearing to consider said increase and improvement of facilities in accordance with the provisions of Section 268 of the County Law.

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows

Section 1. A meeting of the County Legislature of the County of Monroe, New York, shall be held at the Legislative Chambers in the County Office Building, in Rochester, New York, in said County, on the 10th day of May, 2005, at 6:16 P.M., for the purpose of conducting a public hearing upon the aforesaid proposal to increase and improve the facilities of the Northwest Quadrant Pure Waters District in said County, and for such other action on the part of said County Legislature in relation thereto as may be required by law or proper in the premises.

Section 2. The County Legislature is hereby authorized and directed to cause a copy of this resolution to be published once in The Daily Record and The Rochester Business Journal, the official newspapers of said County, not less than ten nor more than twenty days before the date set herein for said public hearing.

Section 3. This resolution shall take effect immediately.

Environment and Public Works Committee; March 30, 2005 - CV: 7-0

Ways and Means Committee; March 30, 2005 - CV: 10-0

File No. 05-95

Adopted: Ayes 27, Noes 0.

By Legislators LaFountain and Driscoll

Intro. No. 155

APPROVING AN INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE ROCHESTER PURE WATERS DISTRICT AND AMENDING THE 2005 CAPITAL BUDGET WITH RESPECT THERETO

WHEREAS, the Administrative Board of the Rochester Pure Waters District of the County of Monroe, New York, has heretofore duly caused to be prepared, pursuant to Section 268 of the County Law, a map and plan by an engineer duty licensed by the State of New York, for a proposed increase and improvement of the facilities of said District, consisting of improvements at the VanLare Wastewater Treatment Plant and sewer collection system, including (i) at the VanLare Wastewater Treatment Plant, the purchase and installation of new centrifugal de-watering equipment to support the solids handling process, odor control, sludge thickener, grit handling and aeration system improvements, and other general improvements to meet environmental regulations and address equipment reaching the end of its intended service life, and (ii) general improvements to the sewerage facilities within the sewer collection system, all as more fully set forth in such map and plan; and

WHEREAS, the County Legislature of the County of Monroe has called a public hearing on the aforesaid increase and improvement of facilities in accordance with the provisions of Section 268 of the County Law, and said public hearing held on the 10th day of May, 2005, at 6:17 P.M. in the Legislative Chambers of the County Office Building, Rochester, New York, in said County; and

WHEREAS, notice of said public hearing was duly published in the manner provided by law and proof thereof has been submitted to said County Legislature; and

WHEREAS, said County Legislature has duly considered the evidence given at said public hearing.

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to increase and improve the facilities in the Rochester Pure Waters District, at a maximum estimated cost of $3,500,000, all as more fully described in the preambles hereof.

Section 2. The cost of such increase and improvement shall be assessed against the entire geographic area encompassed by the Rochester Pure Waters District.

Section 3. The expenditure proposed for such improvement of facilities in the Rochester Pure Waters District is in the public interest and will not constitute an undue burden on the property which will bear the cost thereof; and all real property to be assessed for such expenditure will be benefited by the proposed improvements and no benefited property has been excluded.

Section 4. The increase and improvement of facilities in the Rochester Pure Waters District is hereby approved at the maximum amount to be expended.

Section 5. The 2005 Capital Budget is hereby amended to add the project entitled, "Rochester Pure Waters District Improvements" in the amount of $3,500,000.

Section 6. The County Executive or the Director of Finance-Chief Financial Officer, as appropriate, is hereby authorized to file applications and execute Project Financing Agreements, and any other necessary documents, for participation in the New York State Water Pollution Control Revolving Loan Fund under the applicable laws of New York State to finance all or a portion of this sewage facility improvement project.

Section 7. The Clerk of the Legislature is hereby authorized and directed to send certified copies of this resolution to the New York State Department of Audit and Control.

Section 8. The Administrative Board of the Rochester Pure Waters District of said County is hereby directed to proceed with the improvements in the manner set forth in Section 262 of the County Law.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; March 30, 2005 - CV: 7-0

Ways and Means Committee; March 30, 2005 - CV: 10-0

File No. 05-97

By Legislators LaFountain and Driscoll

Intro. No. 156

MOTION NO. 25 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 155 OF 2005), ENTITLED "APPROVING AN INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE ROCHESTER PURE WATERS DISTRICT AND AMENDING THE 2005 CAPITAL BUDGET WITH RESPECT THERETO," BE TABLED

Be It Moved, that Resolution (Intro. No. 155 of 2005), entitled, "Approving an Increase and Improvement of the Facilities of the Rochester Pure Waters District and Amending the 2005 Capital Budget with Respect Thereto," be tabled.

File No. 05-97

Adopted: Ayes 27, Noes 0.

By Legislators LaFountain and Driscoll

Intro No. 157

RESOLUTION NO. 125 OF 2005

CALLING A PUBLIC HEARING FOR THE PURPOSE OF CONSIDERING A PROPOSED INCREASE AND IMPROVEMENT OF FACILITIES OF THE ROCHESTER PURE WATERS DISTRICT IN THE COUNTY OF MONROE, NEW YORK

WHEREAS, the Administrative Board of the Rochester Pure Waters District of the County of Monroe, New York, has heretofore duly caused to be prepared, pursuant to Section 268 of the County Law, a map and plan by an engineer duty licensed by the State of New York, for a proposed increase and improvement of the facilities of said District, consisting of improvements at the VanLare Wastewater Treatment Plant and sewer collection system, including (i) at the VanLare Wastewater Treatment Plant, the purchase and installation of new centrifugal de-watering equipment to support the solids handling process, odor control, sludge thickener, grit handling and aeration system improvements, and other general improvements to meet environmental regulations and address equipment reaching the end of its intended service life, and (ii) general improvements to the sewerage facilities within the sewer collection system, all as more fully set forth in such map and plan; and

WHEREAS, said map and plan have been duly filed with the County Legislature pursuant to Section 268 of the County Law; and

WHEREAS, the maximum estimated cost of the aforesaid increase and improvement as shown by the aforesaid estimate of cost is $3,500,000; and

WHEREAS, the estimated cost of such project to the typical property in the District is $3.19 per year; and

WHEREAS, such cost shall be assessed against the entire geographic area encompassed by the Rochester Pure Waters District; and

WHEREAS, it is now desired to call a public hearing to consider said increase and improvement of facilities in accordance with the provisions of Section 268 of the County Law.

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows

Section 1. A meeting of the County Legislature of the County of Monroe, New York, shall be held at the Legislative Chambers in the County Office Building, in Rochester, New York, in said County, on the 10th day of May, 2005, at 6:17 P.M., for the purpose of conducting a public hearing upon the aforesaid proposal to increase and improve the facilities of the Rochester Pure Waters District in said County, and for such other action on the part of said County Legislature in relation thereto as may be required by law or proper in the premises.

Section 2. The County Legislature is hereby authorized and directed to cause a copy of this resolution to be published once in The Daily Record and The Rochester Business Journal, the official newspapers of said County, not less than ten nor more than twenty days before the date set herein for said public hearing.

Section 3. This resolution shall take effect immediately.

Environment and Public Works Committee; March 30, 2005 - CV: 7-0

Ways and Means Committee; March 30, 2005 - CV: 10-0

File No. 05-97

Adopted: Ayes 27, Noes 0.

By Legislators LaFountain and Driscoll

Intro. No. 158

APPROVING AN INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT AND AMENDING THE 2005 CAPITAL BUDGET WITH RESPECT THERETO

WHEREAS, the Administrative Board of the Irondequoit Bay South Central Pure Waters District of the County of Monroe, New York, has heretofore duly caused to be prepared, pursuant to Section 268 of the County Law, a map and plan by an engineer duty licensed by the State of New York, for a proposed increase and improvement of the facilities of said District, consisting of improvements at the Irondequoit Bay Pump Station force mains, John Street, Riverton, Pattonwood and Industry Pump Stations, and other District sewerage facilities, including (i) at the Irondequoit Bay Pump Station force mains, the evaluation and rehabilitation of existing force mains to restore hydraulic capacity and structural integrity; (ii) at the John Street, Riverton, Pattonwood and Industry Pump Stations, the replacement of pump systems including pumps, drives and motors, and appurtenant structural, electrical, instrumentation, control and HVAC systems to complement the new pump systems and meet current standards; and (iii) at other District sewerage facilities, the repair, replacement, rehabilitation, reconstruction or construction of, or addition to pump stations, force mains, interceptors, diversions, and chemical feeds stations, all as more fully set forth in such map and plan; and

WHEREAS, the County Legislature of the County of Monroe has called a public hearing on the aforesaid increase and improvement of facilities in accordance with the provisions of Section 268 of the County Law, and said public hearing held on the 10th day of May, 2005, at 6:18 P.M. in the Legislative Chambers of the County Office Building, Rochester, New York, in said County; and

WHEREAS, notice of said public hearing was duly published in the manner provided by law and proof thereof has been submitted to said County Legislature; and

WHEREAS, said County Legislature has duly considered the evidence given at said public hearing.

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to increase and improve the facilities in the Irondequoit Bay South Central Pure Waters District, at a maximum estimated cost of $4,500,000, all as more fully described in the preambles hereof.

Section 2. The cost of such increase and improvement shall be assessed against the entire geographic area encompassed by the Irondequoit Bay South Central Pure Waters District.

Section 3. The expenditure proposed for such improvement of facilities in the Irondequoit Bay South Central Pure Waters District is in the public interest and will not constitute an undue burden on the property which will bear the cost thereof; and all real property to be assessed for such expenditure will be benefited by the proposed improvements and no benefited property has been excluded.

Section 4. The increase and improvement of facilities in the Irondequoit Bay South Central Pure Waters District is hereby approved at the maximum amount to be expended.

Section 5. The 2005 Capital Budget is hereby amended to add the project entitled, "Irondequoit Bay South Central Pure Waters District Improvements" in the amount of $4,500,000.

Section 6. The County Executive or the Director of Finance-Chief Financial Officer, as appropriate, is hereby authorized to file applications and execute Project Financing Agreements, and any other necessary documents, for participation in the New York State Water Pollution Control Revolving Loan Fund under the applicable laws of New York State to finance all or a portion of this sewage facility improvement project.

Section 7. The Clerk of the Legislature is hereby authorized and directed to send certified copies of this resolution to the New York State Department of Audit and Control.

Section 8. The Administrative Board of the Irondequoit Bay South Central Pure Waters District of said County is hereby directed to proceed with the improvements in the manner set forth in Section 262 of the County Law.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; March 30, 2005 - CV: 7-0

Ways and Means Committee; March 30, 2005 - CV: 10-0

File No. 05-99

By Legislators LaFountain and Driscoll

Intro. No. 159

MOTION NO. 26 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 158 OF 2005), ENTITLED "APPROVING AN INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT AND AMENDING THE 2005 CAPITAL BUDGET WITH RESPECT THERETO," BE TABLED

Be It Moved, that Resolution (Intro. No. 158 of 2005), entitled, "Approving an Increase and Improvement of the Facilities of the Irondequoit Bay South Central Pure Waters District and Amending the 2005 Capital Budget with Respect Thereto," be tabled.

File No. 05-99

Adopted: Ayes 27, Noes 0.

By Legislators LaFountain and Driscoll

Intro. No. 160

RESOLUTION NO. 126 OF 2005

CALLING A PUBLIC HEARING FOR THE PURPOSE OF CONSIDERING A PROPOSED INCREASE AND IMPROVEMENT OF FACILITIES OF THE IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT IN THE COUNTY OF MONROE, NEW YORK

WHEREAS, the Administrative Board of the Irondequoit Bay South Central Pure Waters District of the County of Monroe, New York, has heretofore duly caused to be prepared, pursuant to Section 268 of the County Law, a map and plan by an engineer duty licensed by the State of New York, for a proposed increase and improvement of the facilities of said District, consisting of improvements at the Irondequoit Bay Pump Station force mains, John Street, Riverton, Pattonwood and Industry Pump Stations, and other District sewerage facilities, including (i) at the Irondequoit Bay Pump Station force mains, the evaluation and rehabilitation of existing force mains to restore hydraulic capacity and structural integrity; (ii) at the John Street, Riverton, Pattonwood and Industry Pump Stations, the replacement of pump systems including pumps, drives and motors, and appurtenant structural, electrical, instrumentation, control and

HVAC systems to complement the new pump systems and meet current standards; and (iii) at other District sewerage facilities, the repair, replacement, rehabilitation, reconstruction or construction of, or addition to pump stations, force mains, interceptors, diversions, and chemical feeds stations, all as more fully set forth in such map and plan; and

WHEREAS, said map and plan have been duly filed with the County Legislature pursuant to Section 268 of the County Law; and

WHEREAS, the maximum estimated cost of the aforesaid increase and improvement as shown by the aforesaid estimate of cost is $4,500,000; and

WHEREAS, the estimated cost of such project to the typical property in the District is $3.60 per year; and

WHEREAS, such cost shall be assessed against the entire geographic area encompassed by the Irondequoit Bay South Central Pure Waters District; and

WHEREAS, it is now desired to call a public hearing to consider said increase and improvement of facilities in accordance with the provisions of Section 268 of the County Law.

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows

Section 1. A meeting of the County Legislature of the County of Monroe, New York, shall be held at the Legislative Chambers in the County Office Building, in Rochester, New York, in said County, on the 10th day of May, 2005, at 6:18 P.M., for the purpose of conducting a public hearing upon the aforesaid proposal to increase and improve the facilities of the Irondequoit Bay South Central Pure Waters District in said County, and for such other action on the part of said County Legislature in relation thereto as may be required by law or proper in the premises.

Section 2. The County Legislature is hereby authorized and directed to cause a copy of this resolution to be published once in The Daily Record and The Rochester Business Journal, the official newspapers of said County, not less than ten nor more than twenty days before the date set herein for said public hearing.

Section 3. This resolution shall take effect immediately.

Environment and Public Works Committee; March 30, 2005 - CV: 7-0

Ways and Means Committee; March 30, 2005 - CV: 10-0

File No. 05-99

Adopted: Ayes 27, Noes 0.

By Legislators Adair, Malta and Driscoll

Intro. No. 161

RESOLUTION NO. 127 OF 2005

AUTHORIZING ADVERTISEMENT FOR BIDS; AUTHORIZING INTERMUNICIPAL AGREEMENT WITH TOWN OF BRIGHTON FOR IMPROVEMENTS TO ELMWOOD AVENUE, TOWN OF BRIGHTON

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Department of Transportation is hereby authorized to advertise for bids for improvements to Elmwood Avenue, in the Town of Brighton.

Section 2. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the Town of Brighton, for reimbursement to the County of appropriate costs relating to the local share of street lighting and repair and upgrade of sanitary sewers in conjunction with the Elmwood Avenue improvement project, in the estimated amount of $225,000, with the final amount to be determined upon project completion.

Section 3. Funding for this project is included in capital fund 1197.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; March 30, 2005 - CV: 8-0

Intergovernmental Relations Committee; March 29, 2005 - CV: 5-0

Ways and Means Committee; March 30, 2005 - CV: 10-0

File No. 05-101

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, April 15, 2005.

Effective Date: April 15, 2005.

By Legislators Adair and Driscoll

Intro. No. 162

RESOLUTION NO. 128 OF 2005

AUTHORIZING CONTRACT WITH NEW YORK STATE FOR MAINTENANCE OF LOCAL TRAFFIC SIGNAL EQUIPMENT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with New York State, wherein the State will assume maintenance for selected traffic signals under Monroe County jurisdiction with appropriate compensation, and Monroe County will assume maintenance for selected traffic signals under State jurisdiction with appropriate compensation.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; March 30, 2005 - CV: 8-0

Ways and Means Committee; March 30, 2005 - CV: 10-0

File No. 05-103

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, April 15, 2005.

Effective Date: April 15, 2005.

By Legislators Adair and Driscoll

Intro. No. 163

RESOLUTION NO. 129 OF 2005

AUTHORIZING ACQUISITION OF PROPERTY RIGHTS FOR CONSTRUCTION AND MAINTENANCE OF TRAFFIC SIGNAL EQUIPMENT AT LONG POND ROAD AND MAIDEN LANE, TOWN OF GREECE; EAST RIVER ROAD, HYLAN DRIVE AND JOHN STREET, TOWN OF HENRIETTA; EAST RIDGE ROAD, TOWN OF IRONDEQUOIT; TURK HILL ROAD, TOWN OF PERINTON; AND LEXINGTON AVENUE, CITY OF ROCHESTER

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, to hereby authorized to acquire the referenced property interests and execute all documents for the traffic signal projects in the Towns of Greece, Henrietta, Irondequoit, and Perinton, and in the City of Rochester, by contract and/or the Eminent Domain Procedure Law, along with any amendments for unanticipated damages:

Parcel	*Owner*	*Amount*
Map 230 - Long Pond Road Parcel 1 PE 0.121 Acre SBL 89.03-01-2.2	Unity Health Systems (Park Ridge Hospital) 1555 Long Pond Road Rochester, NY 14626	$1

At the south entrance to Park Ridge Hospital, on the west side of Long Pond Road, opposite Amberwood Place, in the Town of Greece.

Map 1 - Maiden Lane Parcel 1 PE 0.042 Acre SBL 60.17-03-10.1	Clifton Land Company, LLC P.O. Box 262 Port Gibson, NY 14537	$1

At the entrance to 710 Maiden Lane, on the north side of Maiden Lane, opposite the entrance to Tops Market, approximately 580 feet west of the center of Mount Read Boulevard, in the Town of Greece.

Map 47 - East River Road Parcel 1 PE 0.082 Acre SBL 160.04-01-7.1	Rochester Institute of Technology 120 Lomb Memorial Drive Rochester, NY 14623	$1

At the entrance to Institute Drive (Private Drive to RIT), on the east side of East River Road, opposite River Meadow Drive, in the Town of Henrietta.

Maps 9 & 9A - Hylan Drive Parcels 25 & 1 PE 0.125 Acre SBL 161.12-01-1.11	Hylan Enterprises, Inc. 350 Calkins Road Rochester, NY 14623	$1

At the entrance to the Marketplace Mall on the west side of Hylan Drive opposite the entrance to Wegmans, approximately 1400 feet south of the south right of way of Jefferson Road, in the Town of Henrietta.

Map 7 - John Street Parcel 1 PE 0.024 Acre SBL 161.01-01-35	Town of Henrietta 475 Calkins Road Henrietta, NY 14467	$1

At the entrance to Wiltsie Drive (Private Drive to RIT), on the west side of John Street, approximately 0.7 mile south of Jefferson Road, in the Town of Henrietta.

Map 8 - John Street Parcel 1 PE 0.034 Acre SBL 161.01-01-33	Rochester Institute of Technology 120 Lomb Memorial Drive Rochester, NY 14623	$1

Opposite the entrance to Wiltsie Drive (Private Drive to RIT), on the east side of John Street, approximately 0.7 mile south of Jefferson Road, in the Town of Henrietta.

Map 52A - East Ridge Road Parcel 1 PE 0.060 Acre SBL 91.08-01-43	Eastern Boulevard Enterprises, Inc. 2235 Empire Boulevard Webster, NY 14580	$1

At the entrance to 1106 East Ridge Road, on the north side of East Ridge Road, opposite the entrance to the Home Depot, approximately 900 feet west of the west right of way of Portland Avenue, in the Town of Irondequoit.

Map 36 - Turk Hill Road Parcel 1 PE 0.132 Acre SBL 166.10-01-4	Town of Perinton 1350 Turk Hill Road Fairport, NY 14450	$1

At the entrance to the Town of Perinton Town Hall at 1350 Turk Hill Road, on the east side of Turk Hill Road, approximately 1600 feet north of the center of Ayrault Road, in the Town of Perinton.

Map 1 - Lexington Avenue Parcel 1 PE 0.382 Acre SBL 105.23-01-1	Delphi Automotive Systems 1000 Lexington Avenue Rochester, NY 14692	$1

At the west entrance to Delphi Automotive Systems, on the south side of Lexington Avenue, approximately 0.2 mile east of Mt. Read Boulevard, in the City of Rochester.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; March 30, 2005 - CV: 8-0

Ways and Means Committee; March 30, 2005 - CV: 10-0

File No. 05-104

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, April 15, 2005.

Effective Date: April 15, 2005.

By Legislators Driscoll and Malta

Intro. No. 164

RESOLUTION NO. 130 OF 2005

AUTHORIZING SALE OF COUNTY-OWNED TAX FORECLOSED PROPERTY, TOWNS OF GATES AND HAMLIN, AND VILLAGE OF EAST ROCHESTER

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute sale contracts and all documents conveying title to offerors, as described below:

Parcel	*Offeror*	*Offered Amount*
TA # 133.12-1-57.1 0.04 acre Westside Drive Town of Gates	Richard G. Ward Jr. Paige E. Ward 775 Trabold Road Rochester, New York 14624	$100
TA # 133.12-1-58 0.10 acre Trabold Road Town of Gates	Richard G. Ward Jr. Paige E. Ward 775 Trabold Road Rochester, New York 14624	$750
TA # 013.04-2-6.1 .53 acre Church Road Town of Hamlin	Robert C. Johnson Betty A. Johnson 1545 Church Road Hamlin, New York 14464	$4,000
TA # 139.61-2-15.2 0.04 acre 118 R East Linden Ave Village of East Rochester	Ryan Brown 106 West Avenue, Apt C Fairport, New York 14450	$500

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; March 30, 2005 - CV: 10-0

File No. 05-105

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, April 15, 2005.

Effective Date: April 15, 2005.

By Legislators Driscoll and Malta

Intro. No. 165

RESOLUTION NO. 131 OF 2005

DIRECTING CORRECTION, CANCELLATION AND LEVY OF CERTAIN MONROE COUNTY TAXES IN CITY OF ROCHESTER AND TOWNS OF GREECE AND WHEATLAND

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Director of Finance - Chief Financial Officer is hereby authorized and directed to cancel certain Monroe County taxes as set forth and levied against the following properties:

City/Town	Tax Account #	Year	Amount Currently Due	Amount of Corrected Tax	Amount of Taxes To Be Canceled
Rochester	091.77-3-6	2005	3,837.79	220.19	3,617.60
Rochester	091.79-2-36	2005	5,807.79	418.35	5,389.44
Rochester	105.43-1-52	2005	3,752.41	56.41	3,696.00
Rochester	105.43-2-30	2005	3,096.35	220.19	2,876.16
Rochester	105.74-2-5	2005	3,843.42	19.74	3,823.68
Rochester	105.75-2-41	2005	3,305.61	165.13	3,140.48
Rochester	106.23-1-71	2005	2,697.21	33.85	2,663.36
Rochester	120.27-1-26	2005	6,362.41	34.41	6,328.00
Rochester	121.69-3-2	2005	4,604.78	23.98	4,580.80
Greece	035.03-1-6.1	2005	10,688.54	0.00	10,688.54
Greece	035.15-1-31	2005	7,524.71	0.00	7,524.71
Greece	075.13-3-16	2005	25,527.86	0.00	25,527.86
Greece	089.19-2-8	2005	10,226.21	0.00	10,226.21
Wheatland	500.00-3-564./CM1	2005	12,417.66	0.00	12,417.66
Wheatland	500.00-3-564./WH1	2005	6,053.20	0.00	6,053.20
Total			$109,745.95	$1,192.25	$108,553.70

Following are the assessed owners:

Tax Account Number	Name and Mailing Address
091.77-3-6	City of Rochester Real Estate Division 30 Church Street, Room 28B Rochester, New York 14614
091.79-2-36	City of Rochester Real Estate Division 30 Church Street, Room 28B Rochester, New York 14614
105.43-1-52	City of Rochester Real Estate Division 30 Church Street, Room 28B Rochester, New York 14614
105.43-2-30	City of Rochester Real Estate Division 30 Church Street, Room 28B Rochester, New York 14614

105.74-2-5	City of Rochester Real Estate Division 30 Church Street, Room 28B Rochester, New York 14614
105.75-2-41	City of Rochester Real Estate Division 30 Church Street, Room 28B Rochester, New York 14614
106.23-1-71	City of Rochester Real Estate Division 30 Church Street, Room 28B Rochester, New York 14614
120.27-1-26	City of Rochester Real Estate Division 30 Church Street, Room 28B Rochester, New York 14614
121.69-3-2	City of Rochester Real Estate Division 30 Church Street, Room 28B Rochester, New York 14614
035.03-1-6.1	Monroe County Water Authority P.O. Box 4058, 475 Norris Drive Rochester, New York 14610
035.15-1-31	Monroe County Water Authority P.O. Box 4058, 475 Norris Drive Rochester, New York 14610
075.13-3-16	Monroe County Water Authority P.O. Box 4058, 475 Norris Drive Rochester, New York 14610
089.19-2-8	Monroe County Water Authority P.O. Box 4058, 475 Norris Drive Rochester, New York 14610
500.00-3-564./CM1	New York State Thruway Authority 200 Southern Blvd., P.O. Box 189 Albany, New York 12201
500.00-3-564./WH1	New York State Thruway Authority 200 Southern Blvd., P.O. Box 189 Albany, New York 12201

Section 2. The Controller is hereby authorized and directed to draw an order on the Director of Finance - Chief Financial Officer payable from the Erroneous Assessment Account for the sum of 108,553.70.

Section 3. The Director of Finance - Chief Financial Officer is authorized and directed to levy the following amounts against the following accounts:

Monroe County	$ 4,874.05
Pure Waters O/M Gal. (RT222)	36,115.52
Ridge Road Fire (GR102)	30,918.40
Lake Shore Fire Protection (GR103)	6,458.08
Greece Town Light (GR311)	16,126.34
Townwide Drainage (GR734)	464.50
Town of Wheatland	2,543.78
Wheatland Chili Central School District (265601)	3,877.44
Caledonia Mumford Central School District (242201)	7,175.59
Total	$108,553.70

Section 4. The Application for Corrected Real Property Tax, and duplicate copy thereof, for the tax account number set forth in Section 1 hereof is marked approved, and the correct extension of taxes in the amount set forth in Section 1 hereof is entered on each such application and duplicate copy thereof.

Section 5. It is hereby ordered that the corrected taxes for said tax account number is in the amount set forth in Section 1 hereof, and the officer having jurisdiction of the tax roll is hereby directed to so correct such roll.

Section 6. The Director of Real Property Tax Services is hereby authorized and directed to transmit immediately to the officer having jurisdiction of the tax roll a certified copy of this resolution and the original of each application that has been marked approved, and also to mail to the applicants a notice of approval for each application that has been marked approved.

Section 7. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; March 30, 2005 - CV: 10-0

File No. 05-106

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, April 15, 2005.

Effective Date: April 15, 2005.

By Legislators Driscoll and Malta

Intro. No. 166

RESOLUTION NO. 132 OF 2005

AUTHORIZING IN REM TAX FORECLOSURE ACTION NO. 135

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Legislature of the County of Monroe hereby authorizes and directs that foreclosure proceedings in rem be conducted and consummated by separate and individual action against the delinquent properties contained in the List of Delinquent Taxes and Properties attached hereto. *(Attachment is on file in the Legislature Clerk's Office).*

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; March 30, 2005 - CV: 9-0

File No. 05-108

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, April 15, 2005.

Effective Date: April 15, 2005.

UNFINISHED BUSINESS

NONE

Upon Motion by Legislator Smith, the Legislature adjourned at 10:20 P.M. until Tuesday, May 10, 2005 at 6:00 P.M.

JOANNE B. ZELAZNY
Clerk of the Legislature

FIFTH DAY

TUESDAY, MAY 10, 2005

Legislature met pursuant to adjournment.

President Wayne E. Zyra in the Chair.

ROLL CALL

Present — Legislators Adair, Aldersley, Amato, Assini, Barker, Cassetti, Colby, Cruz, Dobson, Driscoll, Eckel, Garner Goldstein, Hanna, LaFountain, Lee, Malta, Peter McCann, Murray, Palumbo, Quatro, Smith, Valerio, Wilmot, Zyra — 24

Absent — Legislators Benet, Bullard, Jeffery McCann, O'Brien, Thomas — 5

Note: Legislators Bullard, Jeffery McCann, O'Brien and Thomas entered the Chambers later in the meeting.

Meeting formally opened. At the invitation of Legislator Stephanie Polowe Aldersley, Father David Harnish, All Saints Episcopal Church, delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator R. Anthony LaFountain.

APPROVAL OF MINUTES

Without objection, the journal of the session of Day 4, April 12, 2005 was approved as submitted.

PETITIONS AND COMMUNICATIONS

From the President of the Legislature - WAYNE E. ZYRA

Regarding Confirmation of Appointment to the Monroe County Library System Board of Trustees.

Read and Adopted May 10, 2005. (File No. 05-112)

Regarding Chaplain for the Month of May, Father David Harnish, All Saints Episcopal Church, at the Invitation of Legislator Stephanie Polowe Aldersley.

Read and Filed. (File No. RF05-90)

COUNTY LEGISLATORS

Mark W. Assini — Regarding Memorializing the United States Congress to Prohibit the Distribution of Social Service Benefits to Illegal Aliens.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-172)

Bill Smith, R. Anthony LaFountain and Jeffery L. McCann — Regarding Enhancing Monroe County's Ability to Provide Public Notification of Sex Offenders.

Read and Referred to Public Safety Committee. (File No. 05-173)

E. Daniel Quatro, David C. Malta and Christopher J. Wilmot — Regarding Memorializing the New York State Senate to Support Bill S.3249 "Modem Hijacking Deterrence Act."

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-174)

Stephanie Polowe Aldersley, C. Stephen Eckel and Edward M. O'Brien — Regarding Monroe County Renewable Energy Technology Award Program.

Read and Referred to Environment and Public Works Committees. (File No. 05-175)

Frederick J. Amato and Kevin B. Murray — Regarding a County Operated Skateboard Park.

Read and Referred to Recreation and Education and Ways and Means Committees. (File No. 05-176)

From the County Executive — MAGGIE BROOKS

Regarding Home Rule Messages for Senate Bill No. S.4080 and Assembly Bill No. A.7562 Entitled, "AN ACT to Amend the Tax Law, in Relation to the Imposition of Sales and Compensating Use Taxes by the County of Monroe."

Read and Referred to Ways and Means Committee and Adopted May 10, 2005 under Rule 23(C). (File No. 05-165)

Regarding Home Rule Messages for Senate Bill No. S.3586-A and Assembly Bill No. A.7073 Entitled, "AN ACT to Authorize the County of Monroe to Convey to the City of Rochester an Easement for the Construction, Operation, and Maintenance of Underground Water Lines."

Read and Referred to Recreation and Education, Intergovernmental Relation and Ways and Means Committees and Adopted May 10, 2005 under Rule 23(C). (File No. 05-166)

Regarding Home Rule Messages for Senate Bill No. S.3584 and Assembly Bill No. A.6626 Entitled "AN ACT to Authorize the County of Monroe to Discontinue the Use of Certain Lands as Parklands."

Read and Referred to Recreation and Education and Ways and Means Committees and Adopted May 10, 2005 under Rule 23(C). (File No. 05-167)

Regarding Home Rule Messages for Senate Bill No. S.3589-A and Assembly Bill No. A.7694 Entitled "AN ACT to Authorize the County of Monroe to Convey a Permanent Easement Across the Lehigh Valley Trail Park in the Town of Henrietta, County of Monroe."

Read and Referred to Recreation and Education, Intergovernmental Relation and Ways and Means Committees and Adopted May 10, 2005 under Rule 23(C). (File No. 05-168)

Regarding Amending the 2005 Capital Budget; Amending Bond Resolution 37 of 2005; Authorizing the Award of Contracts with the Nichols Team, Crosby-Brownlie, Inc., Monroe Piping & Sheet Metal, LLC, Thurston Bros., Inc. and LeChase Construction Services, LLC for Construction of the Seneca Park Zoo Elephant Exhibit Project.

Read and Referred to Ways and Means and Recreation and Education Committees and Adopted May 10, 2005 under Rule 23(C). (File No. 05-169)

Regarding Federal Grant Submission - 2005 Consolidated Plan to the U.S. Department of Housing and Urban Development.

Read and Referred to Planning and Economic Development and Ways and Means Committees. (File No. 05-177)

Regarding 2006-2011 Capital Improvement Program.

Read and Referred to Ways and Means, Intergovernmental Relations, Planning and Economic Development, Environment and Public Works, Human Services, Recreation and Education, Public Safety and Transportation Committees. (File No. 05-178)

Regarding Approving the 2005-2006 Operating and Capital Budgets for the Cultural Center Commission.

Read and Referred to Planning and Economic Development and Ways and Means Committees. (File No. 05-179)

Regarding Acceptance of a Grant from New York State Division of Criminal Justice Services for the Motor Vehicle Theft and Insurance Fraud Prevention Program.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-180)

Regarding Authorizing a Contract with Compeer, Inc. for Mentoring Services at the Monroe County Children's Center.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-181)

Regarding Authorizing a Contract with Frank B. Iacovangelo, Esq. as Public Administrator for Monroe County.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-182)

Regarding Acceptance of a Grant from New York State Governor's Traffic Safety Committee for the Selective Traffic Enforcement Program.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-183)

Regarding Amending Resolution 461 of 2004 to Accept Additional Funding from the New York State Department of Health for the Abstinence Education and Promotion Initiative Program and to Extend the Time Period.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-184)

Regarding Amending Resolution 376 of 2004 to Accept Additional Funding from Health Research, Inc. for the Public Health Preparedness and Response to Bioterrorism Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-185)

Regarding Acceptance of a Grant from the New York State Office of Temporary and Disability Assistance for the Monroe County Kinship Caregivers Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-186)

Regarding Acceptance of a Grant from the United States Department of Housing and Urban Development for the Homeless Youth Project and Authorize a Contract with Hillside Children's Center, Inc.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-187)

Regarding Authorizing a Contract with Barbara Elliot for Operation of the County Office Building Café.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-188)

Regarding Authorizing a Contract with Clough Harbour & Associates, LLP for Design Services for the Terminal Improvements Project - Phase III at the Greater Rochester International Airport.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-189)

Regarding Amending Resolution 318 of 1984 as Amended by Resolution 176 of 2003 Authorizing a Lease with New York State for a Parcel of Land at the Greater Rochester International Airport of the New York Army National Guard.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-190)

Regarding Authorizing the Use of County Roads as a Detour Route During the Rehabilitation of Wheatland Center Road Bridge by the New York State Thruway Authority.

Read and Referred to Transportation Committee. (File No. 05-191)

Regarding Authorizing the Use of a County Road as a Detour Route During

Reconstruction of the Buffalo Road (New York State Route 33) Culvert in the Town of Gates.

Read and Referred to Transportation Committee. (File No. 05-192)

Regarding Authorizing the Use of a County Road as a Detour Route During Reconstruction of the Lehigh Station Road (New York State Route 253) Culvert in the Town of Pittsford.

Read and Referred to Transportation Committee. (File No. 05-193)

Regarding Amending the 2005 Capital Budget and Amend Bond Resolution 265 of 2004 for the Replacement of the Old Penfield Road Bridge over Irondequoit Creek Project in the Town of Penfield.

Read and Referred to Transportation and Ways and Means Committees. (File No. 05-194)

Regarding Authorizing a Contract with Wind-Sun Construction, Inc. for Construction Services and Authorizing a Contract Amendment with Clark Patterson Associates for Resident Project Representation Services for the Construction of the Clover Street Bridge over Allens Creek Project in the Town of Brighton.

Read and Referred to Transportation and Ways and Means Committees. (File No. 05-195)

Regarding Authorizing the Sale of County Owned Tax Foreclosure Property in the Towns of Clarkson, Chili, Gates, Irondequoit, Ogden, Penfield, Perinton and Pittsford.

Read and Referred to Ways and Means Committee. (File No. 05-196)

Regarding Authorizing the Sale of County Owned Tax Foreclosure Property in the Town of Ogden.

Read and Referred to Ways and Means Committee. (File No. 05-197)

Regarding Erroneous Assessments - Correction and Cancellation.

Read and Referred to Ways and Means Committee. (File No. 05-198)

Regarding Mortgage Tax Distribution.

Read and Referred to Ways and Means and Intergovernmental Relations Committees. (File No. 05-199)

Regarding Authorizing the Appropriation of Additional Funding from New York State Unified Court System for Additional Court Security Staff.

Read and Referred to Public Safety and Ways and Means Committees and Adopted May 10, 2005 under Rule 23(C). (File No. 05-200)

OTHERS COUNTY OFFICIALS

William C. Carpenter, Director, Office of Management and Budget — Regarding First Quarter Key Budget Indicators Report.

Read and Filed. (File No. RF05-91)

Bonnie Pedrick-Coles, Chairperson, Monroe County Planning Board — Regarding Notice and Agenda for Meeting Scheduled for April 28, 2005; Cancellation Notice for Meeting Scheduled for April 28, 2005; Minutes of Meeting held March 24, 2005.

Read and Filed. (File No. RF05-92)

Monroe County Department of Planning and Development — Regarding Development Review Referrals Summaries dated April 6, 2005 through May 3, 2005.

Read and Filed. (File No. RF05-93)

MISCELLANEOUS

New York State Public Service Commission — Regarding Memorandum and Resolution Adopting 16 NYCRR Parts 890 through 899, Issued and Effective April 4, 2005.

Read and Filed. (File No. RF05-94)

Nicholas A. Noce, Comptroller, Western Regional Off-Track Betting Corporation — Regarding March 2005 Retained Surcharge Revenue for Monroe County.

Read and Filed. (File No. RF05-95)

Joseph A. Errigo, New York State Assembly, District 130 — Regarding Acknowledging Receipt of Memorializing Resolutions.

Read and Filed. (File No. RF05-96)

Charles H. Nesbitt, Minority Leader, New York State Assembly — Regarding Acknowledging Receipt of Memorializing Resolutions.

Read and Filed. (File No. RF05-97)

James M. Flint, Farm Loan Manager, United States Department of Agriculture — Regarding Disaster Declaration S2072 Issued Effective March 8, 2005 for Production and Physical Losses Caused by Excessive Rain, Flooding, Flash Flooding, Hail, High Winds, Lightning, and Low Temperatures which Occurred May 1, 2004 through the end of 2004 Crop Year.

Read and Filed. (File No. RF05-98)

Carolee Conklin, Clerk, Rochester City Council — Regarding Minutes of Regular Meeting held March 15, 2005; Notice and Agenda for Meeting Scheduled for May 10, 2005; Ordinances Passed at Regular Meeting held April 12, 2005.

Read and Filed. (File No. RF05-99)

Terry R. Pickard, Attorney, Byrne, Costello & Pickard, P.C. — Regarding Notice of Public Improvement Lien Under Mechanics Lien Law for Project at the Greater Rochester International Airport.

Read and Filed. (File No. RF05-100)

Matthew R. Lembke, Attorney, Cerulli, Massare & Lembke — Regarding the Claim of David M. Serafini v. The County of Monroe.

Read and Filed. (File No. RF05-101)

Regarding Petitions Opposing the Pesticide Neighbor Notification Law.

Read and Filed. (File No. RF05-102)

Richard H. Welden, Jr., CNP, Managing Partner, Weed Man — Regarding the Proposed Pesticide Neighbor Notification Law.

Read and Filed. (File No. RF05-103)

Dominique Hughes, 6 High Street, Brockport, NY — Regarding Affordable Health Insurance.

Read and Filed. (File No. RF05-104)

Esther Leadley, President, Intercounty Association of Western New York — Regarding Notice of Meeting Scheduled for May 13, 2005, Hosted by Cattaraugus County.

Read and Filed. (File No. RF05-105)

PROCLAMATIONS

By the President of the Legislature — WAYNE E. ZYRA

Recognized Jointly with Legislators E. Daniel Quatro and R. Anthony LaFountain "Richard Guon" on receiving The 2005 Ronald Award, the highest honor given to an owner/operator of a McDonald's restaurant.

Read and Filed.

Note: Legislator O'Brien entered the Chambers and was present for the remainder of the meeting.

Recognized Jointly with Legislators A. Michael Hanna, Michael G. Barker and Robert J. Colby "Ryan Chalmers and Arturo Torres" for participating in the 2005 Junior World Games for Athletes with Disabilities.

Read and Filed.

Recognized Jointly with Legislators R. Anthony LaFountain and E. Daniel Quatro "Eugene 'Geno' Renner" for fifty years of volunteer service with the Penfield Fire Company.

Read and Filed.

Recognized Jointly with Legislator Robert J. Colby "Peter Neidrauer" for his loyalty and years of service to the Churchville Lions Club.

Read and Filed.

Recognized Jointly with Legislators E. Daniel Quatro, R. Anthony LaFountain and Robert J. Colby "LeeAnn Cervini" for receiving the 2004 Presidential Award for Excellence in Mathematics and Science Teaching.

Read and Filed.

RECESS

A recess was declared by President Zyra to allow for four **Public Hearings** entitled...

"Amending Monroe County Sanitary Code to Add New Article Entitled 'Pesticide Neighbor Notification Law'." Seventy-one speakers addressed the

Legislature and the hearing concluded at 8:08 P.M.

Note: Legislators Bullard and J. McCann entered the Chambers and were present for the remainder of the meeting.

"Approving an Increase and Improvement of the Facilities of the Northwest Quadrant Pure Waters District and Amending the 2005 Capital Budget with Respect Thereto." No speakers addressed the Legislature and the hearing concluded at 8:09 P.M.

"Approving an Increase and Improvement of the Facilities of the Rochester Pure Waters District and Amending the 2005 Capital Budget with Respect Thereto." No speakers addressed the Legislature and the hearing concluded at 8:10 P.M.

"Approving an Increase and Improvement of the Facilities of the Irondequoit Bay South Central Pure Waters District and Amending the 2005 Capital Budget with Respect Thereto." No speakers addressed the Legislature and the hearing concluded at 8:11 P.M.

RECONVENING LEGISLATURE

President Zyra reconvened the recessed meeting of May 10, 2005 and proceeded under the Usual Order of Business.

FORMAL COMMITTEE REPORTS

NONE

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. Seven speakers addressed the Legislature on various subjects and the Open Forum concluded at 8:21 P.M.

Note: Legislator Thomas entered the Chambers and was present for the remainder of the meeting.

RECESS

A recess was declared by President Zyra to allow for a meeting of the **Pure Waters Administrative Board.**

RECONVENING LEGISLATURE

President Zyra reconvened the recessed meeting of May 10, 2005 and proceeded under the Usual Order of Business.

MOTIONS, RESOLUTIONS AND NOTICES

By Legislators Smith and Aldersley

Intro. No. 167

MOTION NO. 27 OF 2005

MOTION TO MOVE REMAINING AGENDA ITEMS AS A WHOLE

Be It Moved, that the remaining agenda items, except for Agenda Item No. 51, for May 10, 2005 Full Legislature Meeting be moved as a whole and voted on simultaneously by casting a unanimous vote by the Legislature Body.

Adopted: Ayes 28, Noes 0.

By Legislators LaFountain and Driscoll

Intro. No. 168

MOTION NO. 28 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 152 OF 2005), ENTITLED "APPROVING AN INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE NORTHWEST QUADRANT PURE WATERS DISTRICT AND AMENDING THE 2005 CAPITAL BUDGET WITH RESPECT THERETO," BE LIFTED FROM THE TABLE

Be It Moved, that Resolution (Intro. No. 152 of 2005), entitled "Approving an Increase and Improvement of the Facilities of the Northwest Quadrant Pure Waters District and Amending the 2005 Capital Budget with Respect Thereto," be lifted from the table.

File No. 05-95

Adopted: Ayes 28, Noes 0.

By Legislators LaFountain and Driscoll

Intro. No. 169

MOTION NO. 29 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 152 OF 2005), ENTITLED "APPROVING AN INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE NORTHWEST QUADRANT PURE WATERS DISTRICT AND AMENDING THE 2005 CAPITAL BUDGET WITH

RESPECT THERETO," BE ADOPTED

Be It Moved, that Resolution (Intro. No. 152 of 2005), entitled "Approving an Increase and Improvement of the Facilities of the Northwest Quadrant Pure Waters District and Amending the 2005 Capital Budget with Respect Thereto," be adopted.

File No. 05-95

Adopted: Ayes 28, Noes 0.

ADOPTION OF

Intro. No. 152

RESOLUTION NO. 133 OF 2005

APPROVING AN INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE NORTHWEST QUADRANT PURE WATERS DISTRICT AND AMENDING THE 2005 CAPITAL BUDGET WITH RESPECT THERETO

WHEREAS, the Administrative Board of the Northwest Quadrant Pure Waters District of the County of Monroe, New York, has heretofore duly caused to be prepared, pursuant to Section 268 of the County Law, a map and plan by an engineer duty licensed by the State of New York, for a proposed increase and improvement of the facilities of said District, consisting of improvements at the Northwest Quadrant Wastewater Treatment Plant, the Island Cottage, Flynn Road and Buttonwood Pump Stations, and other District sewerage facilities, including (i) at the Northwest Quadrant Wastewater Treatment Plant, the replacement of the Buttonwood Force Main influent connection to the Plant headwork's and flow monitoring equipment; (ii) at the Island Cottage, Flynn Road and Buttonwood Pump Stations, enhancements to driveway and parking areas for vehicular access and electrical system upgrades to accommodate required emergency backup power systems; and (iii) at other District sewerage facilities, the replacement of sewers and pump stations, all as more fully set forth in such map and plan; and

WHEREAS, the County Legislature of the County of Monroe has called a public hearing on the aforesaid increase and improvement of facilities in accordance with the provisions of Section 268 of the County Law, and said public hearing held on the 10th day of May, 2005, at 6:16 P.M. in the Legislative Chambers of the County Office Building, Rochester, New York, in said County; and

WHEREAS, notice of said public hearing was duly published in the manner provided by law and proof thereof has been submitted to said County Legislature; and

WHEREAS, said County Legislature has duly considered the evidence given at said public hearing.

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to increase and improve the facilities in the Northwest Quadrant Pure Waters District, at a maximum estimated cost of $1,000,000, all as more fully described in the preambles hereof.

Section 2. The cost of such increase and improvement shall be assessed against the entire geographic area encompassed by the Northwest Quadrant Pure Waters District.

Section 3. The expenditure proposed for such improvement of facilities in the Northwest Quadrant Pure Waters District is in the public interest and will not constitute an undue burden on the property which will bear the cost thereof; and all real property to be assessed for such expenditure will be benefited by the proposed improvements and no benefited property has been excluded.

Section 4. The increase and improvement of facilities in the Northwest Quadrant Pure Waters District is hereby approved at the maximum amount to be expended.

Section 5. The 2005 Capital Budget is hereby amended to increase the funding for the project entitled, "Northwest Quadrant Pure Waters District Improvements" by the amount of $1,000,000 from $1,000,000 to $2,000,000, for a total project authorization of $2,000,000.

Section 6. The County Executive or the Director of Finance-Chief Financial Officer, as appropriate, is hereby authorized to file applications and execute Project Financing Agreements, and any other necessary documents, for participation in the New York State Water Pollution Control Revolving Loan Fund under the applicable laws of New York State to finance all or a portion of this sewage facility improvement project.

Section 7. The Clerk of the Legislature is hereby authorized and directed to send certified copies of this resolution to the New York State Department of Audit and Control.

Section 8. The Administrative Board of the Northwest Quadrant Pure Waters District of said County is hereby directed to proceed with the improvements in the manner set forth in Section 262 of the County Law.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; March 30, 2005 - CV: 7-0

Ways and Means Committee; March 30, 2005 - CV: 10-0

File No. 05-95

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 170

RESOLUTION NO. 134 OF 2005

SUPERSEDING BOND RESOLUTION DATED MAY 10, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $2,000,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE INCREASE AND IMPROVEMENT of THE

FACILITIES OF THE NORTHWEST QUADRANT PURE WATERS DISTRICT IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON MAY 11, 2004 (RESOLUTION NO. 186 OF 2004)

WHEREAS, the Administrative Board of the Northwest Quadrant Pure Waters District of the County of Monroe, New York has heretofore duly caused to be prepared, pursuant to Section 268 of the County Law, a map and plan by an engineer duly licensed by the State of New York for a proposed increase and improvement of the facilities of said District, consisting of improvements at the Northwest Quadrant Wastewater Treatment Plant, the Island Cottage, Flynn Road and Buttonwood Pump Stations, and other District sewerage facilities, including (i) at the Northwest Quadrant Wastewater Treatment Plant, the replacement of the Buttonwood Force Main influent connection to the Plant headwork's and flow monitoring equipment, and (ii) at the Island Cottage, Flynn Road and Buttonwood Pump Stations, enhancements to driveway and parking areas for vehicular access and electrical system upgrades to accommodate required emergency backup power systems, and (iii) at other District sewerage facilities, the replacement of sewers and pump stations, all as more fully set forth in such map and plan; and

WHEREAS, a public hearing was held on May 10, 2005, pursuant to Section 268 of the County Law, and thereafter this Legislature of the County of Monroe, New York determined that it was in the public interest to undertake the aforesaid improvements; and

WHEREAS, the requirements of the New York State Environmental Quality Review Act and the regulations promulgated thereunder have been satisfied; and

WHEREAS, it is now desired to provide for the additional financing of such project;

NOW, THEREFORE, BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the increase and improvement of the facilities of the Northwest Quadrant Pure Waters District in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $2,000,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($1,000,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is forty (40) years, pursuant to subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law, computed from December 16, 2004, the date of the first obligation issued therefor.

Section 2. The maximum estimated cost thereof is now determined to be $2,000,000, and the plan for the financing thereof is by the issuance of $2,000,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied,

dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in

addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or
3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 186 of 2004, being a bond resolution dated May 11, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $1,000,000 to $2,000,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of *Section 1.*150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Environment and Public Works Committee; March 30, 2005 - CV: 7-0

Ways and Means Committee; March 30, 2005 - CV: 10-0

File No. 05-95.br

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 171

MOTION NO. 30 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 155 OF 2005), ENTITLED "APPROVING AN INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE ROCHESTER PURE WATERS DISTRICT

AND AMENDING THE 2005 CAPITAL BUDGET WITH RESPECT THERETO," BE LIFTED FROM THE TABLE

Be It Moved, that Resolution (Intro. No. 155 of 2005), entitled "Approving an Increase and Improvement of the Facilities of the Rochester Pure Waters District and Amending the 2005 Capital Budget with Respect Thereto," be lifted from the table.

File No. 05-97

Adopted: Ayes 28, Noes 0.

By Legislators LaFountain and Driscoll

Intro No 172

MOTION NO. 31 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 155 OF 2005), ENTITLED "APPROVING AN INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE ROCHESTER PURE WATERS DISTRICT AND AMENDING THE 2005 CAPITAL BUDGET WITH RESPECT THERETO," BE ADOPTED

Be It Moved, that Resolution (Intro. No. 155 of 2005), entitled "Approving an Increase and Improvement of the Facilities of the Rochester Pure Waters District and Amending the 2005 Capital Budget with Respect Thereto," be adopted.

File No. 05-97

Adopted: Ayes 28, Noes 0.

ADOPTION OF

Intro No 155

RESOLUTION NO. 135 OF 2005

APPROVING AN INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE ROCHESTER PURE WATERS DISTRICT AND AMENDING THE 2005 CAPITAL BUDGET WITH RESPECT THERETO

WHEREAS, the Administrative Board of the Rochester Pure Waters District of the County of Monroe, New York, has heretofore duly caused to be prepared, pursuant to Section 268 of the County Law, a map and plan by an engineer duty licensed by the State of New York, for a proposed increase and improvement of the facilities of said District, consisting of improvements at the VanLare Wastewater Treatment Plant and sewer collection system, including (i) at the VanLare Wastewater Treatment Plant, the purchase and installation of new centrifugal de-watering equipment to support the solids handling process, odor control, sludge thickener, grit handling and aeration system improvements, and other general improvements to meet environmental regulations and address equipment reaching the end of its intended service life, and (ii) general improvements to the sewerage facilities within the sewer collection system, all as more fully set forth in such map and plan; and

WHEREAS, the County Legislature of the County of Monroe has called a public hearing on the aforesaid increase and improvement of facilities in accordance with the provisions of Section 268 of the County Law, and said public hearing held on the 10th day of May, 2005, at 6:17 P.M. in the Legislative Chambers of the County Office Building, Rochester, New York, in said County; and

WHEREAS, notice of said public hearing was duly published in the manner provided by law and proof thereof has been submitted to said County Legislature; and

WHEREAS, said County Legislature has duly considered the evidence given at said public hearing.

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to increase and improve the facilities in the Rochester Pure Waters District, at a maximum estimated cost of $3,500,000, all as more fully described in the preambles hereof.

Section 2. The cost of such increase and improvement shall be assessed against the entire geographic area encompassed by the Rochester Pure Waters District.

Section 3. The expenditure proposed for such improvement of facilities in the Rochester Pure Waters District is in the public interest and will not constitute an undue burden on the property which will bear the cost thereof; and all real property to be assessed for such expenditure will be benefited by the proposed improvements and no benefited property has been excluded.

Section 4. The increase and improvement of facilities in the Rochester Pure Waters District is hereby approved at the maximum amount to be expended.

Section 5. The 2005 Capital Budget is hereby amended to add the project entitled, "Rochester Pure Waters District Improvements" in the amount of $3,500,000.

Section 6. The County Executive or the Director of Finance-Chief Financial Officer, as appropriate, is hereby authorized to file applications and execute Project Financing Agreements, and any other necessary documents, for participation in the New York State Water Pollution Control Revolving Loan Fund under the applicable laws of New York State to finance all or a portion of this sewage facility improvement project.

Section 7. The Clerk of the Legislature is hereby authorized and directed to send certified copies of this resolution to the New York State Department of Audit and Control.

Section 8. The Administrative Board of the Rochester Pure Waters District of said County is hereby directed to proceed with the improvements in the manner set forth in Section 262 of the County Law.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; March 30, 2005 - CV: 7-0

Ways and Means Committee; March 30, 2005 - CV: 10-0
File No. 05-97
Adopted: Ayes 28, Noes 0.

By Legislators LaFountain and Driscoll

Intro. No. 173

RESOLUTION NO. 136 OF 2005

BOND RESOLUTION DATED MAY 10, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $3,500,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE ROCHESTER PURE WATERS DISTRICT IN AND FOR SAID COUNTY AT AN ESTIMATED MAXIMUM COST OF $3,500,000

WHEREAS, the Administrative Board of the Rochester Pure Waters District of the County of Monroe, New York has heretofore duly caused to be prepared, pursuant to Section 268 of the County Law, a map and plan by an engineer duly licensed by the State of New York for a proposed increase and improvement of the facilities of said District, consisting of improvements at the VanLare Wastewater Treatment Plant and sewer collection system, including (i) at the VanLare Wastewater Treatment Plant, the purchase and installation of new centrifugal de-watering equipment to support the solids handling process, odor control, sludge thickener, grit handling and aeration system improvements, and other general improvements to meet environmental regulations and address equipment reaching the end of its intended service life, and (ii) general improvements to the sewerage facilities within the sewer collection system, all as more fully set forth in such map and plan; and

WHEREAS, a public hearing was held on May 10, 2005, pursuant to Section 268 of the County Law, and thereafter this Legislature of the County of Monroe, New York determined that it was in the public interest to undertake the aforesaid improvements; and

WHEREAS, the requirements of the New York State Environmental Quality Review Act and the regulations promulgated thereunder have been satisfied; and

WHEREAS, it is now desired to provide for the additional financing of such project;

NOW, THEREFORE, BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the increase and improvement of the facilities of the Rochester Pure Waters District in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $3,500,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes.

The period of probable usefulness of the aforesaid class of objects or purposes is forty (40) years.

Section 2. The maximum estimated cost thereof is now determined to be $3,500,000, and the plan for the financing thereof is by the issuance of $3,500,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the

date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall constitute a statement of official intent for purposes of *Section 1*.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Environment and Public Works Committee; March 30, 2005 - CV: 7-0

Ways and Means Committee; March 30, 2005 - CV: 10-0

File No. 05-97.br

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 174

MOTION NO. 32 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 158 OF 2005), ENTITLED "APPROVING AN INCREASE AND IMPROVEMENT OF

THE FACILITIES OF THE IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT AND AMENDING THE 2005 CAPITAL BUDGET WITH RESPECT THERETO," BE LIFTED FROM THE TABLE

Be It Moved, that Resolution (Intro. No. 158 of 2005), entitled "Approving n Increase and Improvement of the Facilities of the Irondequoit Bay South Central Pure Waters District and Amending the 2005 Capital Budget with Respect Thereto," be lifted from the table.

File No. 05-99

Adopted: Ayes 28, Noes 0.

Legislators LaFountain and Driscoll

Intro. No. 175

MOTION NO. 33 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 158 OF 2005), ENTITLED "APPROVING AN INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT AND AMENDING THE 2005 CAPITAL BUDGET WITH RESPECT THERETO," BE ADOPTED

Be It Moved, that Resolution (Intro. No. 158 of 2005), entitled "Approving an Increase and Improvement of the Facilities of the Irondequoit Bay South Central Pure Waters District and Amending the 2005 Capital Budget with Respect Thereto," be adopted.

File No. 05-99

Adopted: Ayes 28, Noes 0.

ADOPTION OF

Intro. No. 158

RESOLUTION NO. 137 OF 2005

APPROVING AN INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT AND AMENDING THE 2005 CAPITAL BUDGET WITH RESPECT THERETO

WHEREAS, the Administrative Board of the Irondequoit Bay South Central Pure Waters District of the County of Monroe, New York, has heretofore duly caused to be prepared, pursuant to Section 268 of the County Law, a map and plan by an engineer duty licensed by the State of New York, for a proposed increase and improvement of the facilities of said District, consisting of improvements at the Irondequoit Bay Pump Station force mains, John Street, Riverton, Pattonwood and Industry Pump Stations, and other District sewerage facilities, including (i) at the Irondequoit Bay Pump Station force mains, the evaluation and rehabilitation of existing force mains to restore hydraulic capacity and structural integrity; (ii) at the John Street, Riverton, Pattonwood and Industry Pump Stations, the replacement of pump systems including pumps,

drives and motors, and appurtenant structural, electrical, instrumentation, control and HVAC systems to complement the new pump systems and meet current standards; and (iii) at other District sewerage facilities, the repair, replacement, rehabilitation, reconstruction or construction of, or addition to pump stations, force mains, interceptors, diversions, and chemical feeds stations, all as more fully set forth in such map and plan; and

WHEREAS, the County Legislature of the County of Monroe has called a public hearing on the aforesaid increase and improvement of facilities in accordance with the provisions of Section 268 of the County Law, and said public hearing held on the 10th day of May, 2005, at 6:18 P.M. in the Legislative Chambers of the County Office Building, Rochester, New York, in said County; and

WHEREAS, notice of said public hearing was duly published in the manner provided by law and proof thereof has been submitted to said County Legislature; and

WHEREAS, said County Legislature has duly considered the evidence given at said public hearing.

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to increase and improve the facilities in the Irondequoit Bay South Central Pure Waters District, at a maximum estimated cost of $4,500,000, all as more fully described in the preambles hereof.

Section 2. The cost of such increase and improvement shall be assessed against the entire geographic area encompassed by the Irondequoit Bay South Central Pure Waters District.

Section 3. The expenditure proposed for such improvement of facilities in the Irondequoit Bay South Central Pure Waters District is in the public interest and will not constitute an undue burden on the property which will bear the cost thereof; and all real property to be assessed for such expenditure will be benefited by the proposed improvements and no benefited property has been excluded.

Section 4. The increase and improvement of facilities in the Irondequoit Bay South Central Pure Waters District is hereby approved at the maximum amount to be expended.

Section 5. The 2005 Capital Budget is hereby amended to add the project entitled, "Irondequoit Bay South Central Pure Waters District Improvements" in the amount of $4,500,000.

Section 6. The County Executive or the Director of Finance-Chief Financial Officer, as appropriate, is hereby authorized to file applications and execute Project Financing Agreements, and any other necessary documents, for participation in the New York State Water Pollution Control Revolving Loan Fund under the applicable laws of New York State to finance all or a portion of this sewage facility improvement project.

Section 7. The Clerk of the Legislature is hereby authorized and directed to send certified copies of this resolution to the New York State Department of Audit and Control.

Section 8. The Administrative Board of the Irondequoit Bay South Central Pure Waters District of said County is hereby directed to proceed with the improvements in the manner set forth in Section 262 of the County Law.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; March 30, 2005 - CV: 7-0

Ways and Means Committee; March 30, 2005 - CV: 10-0

File No. 05-99

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 176

RESOLUTION NO. 138 OF 2005

BOND RESOLUTION DATED MAY 10, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $4,500,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE INCREASE AND IMPROVEMENT of THE FACILITIES OF THE IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT IN AND FOR SAID COUNTY AT AN ESTIMATED MAXIMUM COST OF $4,500,000

WHEREAS, the Administrative Board of the Irondequoit Bay South Central Pure Waters District of the County of Monroe, New York has heretofore duly caused to be prepared, pursuant to Section 268 of the County Law, a map and plan by an engineer duly licensed by the State of New York for a proposed increase and improvement of the facilities of said District, consisting of improvements at the Irondequoit Bay Pump Station force mains, John Street, Riverton, Pattonwood and Industry Pump Stations, and other District sewerage facilities, including (i) at the Irondequoit Bay Pump Station force mains, the evaluation and rehabilitation of existing force mains to restore hydraulic capacity and structural integrity; (ii) at the John Street, Riverton, Pattonwood and Industry Pump Stations, the replacement of pump systems including pumps, drives and motors, and appurtenant structural, electrical, instrumentation, control and HVAC systems to complement the new pump systems and meet current standards; and (iii) at other District sewerage facilities, the repair, replacement, rehabilitation, reconstruction or construction of, or addition to pump stations, force mains, interceptors, diversions, and chemical feeds stations, all as more fully set forth in such map and plan; and

WHEREAS, a public hearing was held on May 10, 2005, pursuant to Section 268 of the County Law, and thereafter this Legislature of the County of Monroe, New York determined that it was in the public interest to undertake the aforesaid improvements; and

WHEREAS, the requirements of the New York State Environmental Quality Review Act and the regulations promulgated thereunder have been satisfied; and

WHEREAS, it is now desired to provide for the additional financing of such project;

NOW, THEREFORE, BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the increase and improvement of the facilities of the Irondequoit Bay South Central Pure Waters District in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $4,500,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes. The period of probable usefulness of the aforesaid class of objects or purposes is forty (40) years.

Section 2. The maximum estimated cost thereof is now determined to be $4,500,000, and the plan for the financing thereof is by the issuance of $4,500,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial

Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall constitute a statement of official intent for purposes of *Section 1.*150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a

notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Environment and Public Works Committee; March 30, 2005 - CV: 7-0

Ways and Means Committee; March 30, 2005 - CV: 10-0

File No. 05-99.br

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Colby and Hanna

Intro. No. 177

RESOLUTION NO. 139 OF 2005

ADOPTING 2005 ANNUAL WORK PROGRAM FOR MONROE COUNTY LEGISLATURE

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. In accordance with Section 2-4B(6) of the Monroe County Charter, the Legislature hereby adopts the 2005 Annual Work Program for the Monroe County Legislature, as follows:

Agenda/Charter Committee

The Agenda/Charter Committee is primarily responsible for the rules and procedures of the Monroe County Legislature and any alterations to its County and Administrative Code. The committee is also responsible for reviewing changes and monitoring the implementation of the County Charter, along with appointments to County boards and commissions.

The Committee will act on proposals that will keep the rules of the Legislature updated to maintain decorum during the proceedings of the legislature, and undertake efforts to enact reforms that would make County government more accountable and responsive to the needs of the community.

Environment and Public Works Committee

The Environment and Public Works Committee will continue its focus on environmental concerns including the handling of local waste, recycling efforts, supervision of public works projects, and matters related to the continued growth and success of the Greater Rochester International Airport.

Recycling efforts are vital to the continued health of our environment. The committee recognizes this fact and continues to work diligently to expand recycling in Monroe County while maintaining its cost-effectiveness. The Committee will work to expand the Metro Minimum Waste program, continue recycling at community events and pursue national grant opportunities for non-traditional recyclables.

The Committee will also review public works projects to ensure that they meet the

needs of the community. The goal is to have each project completed in a cost-effective manner with minimal disturbance to the community. To this end, the Committee will receive periodic reports from departments and boards related to various County projects.

Since water quality is a high priority for Monroe County, the Committee will continue to focus on this important issue. By pursuing and entering into intermunicipal agreements for water quality management projects, including the ongoing agreements regarding the Irondequoit Creek and Irondequoit Bay watersheds, the EPW Committee will help ensure the long-term health of our water resources.

The Greater Rochester International Airport is an important asset for our community. Last year the airport recorded the highest number of passenger boardings in its history. The Committee will continue to monitor the work on the Airport Master Plan as it nears completion in 2005. Information regarding the Airport and flights can be found on the expanded and enhanced Monroe County's Airport webpage at www.monroecounty.gov.

Human Services Committee

The Human Services Committee sponsors and implements programs throughout the community that promote the well-being of individuals. The Committee monitors the Department of Human and Health Services, the Veterans Service Agency, the Department of Public Health, and Monroe Community Hospital.

The Committee also investigates new strategies to provide needed services for the community at a reduced cost. It will take taxpayers concerns into consideration and will remain instrumental in promoting system-wide efficiencies. Costs are constantly monitored and considered throughout the program process.

Monroe Community Hospital continues to play an important role in the community by providing quality care for the chronically ill and aging in Monroe County. The Committee will continue to study the future of Monroe Community Hospital as a direct arm of County government.

The County accepts grants from and enters into many contracts each year with municipalities as well as private agencies from across our community. The Human Services Committee will continue to monitor these contracts to address their long-term impact on services and the County budget.

Intergovernmental Relations Committee

The Intergovernmental Relations Committee is responsible for the oversight of issues relating to the relationships between the County of Monroe and federal, state, city, town and village municipalities.

Frequently, the Committee reviews contracts and agreements between the County and other municipalities. Whether it is a contract with a town for road construction work or an intermunicipal agreement to distribute federal or state funding in the form of a grant, the Committee will review it. The committee focuses on meeting the needs of Monroe County residents through cost-savings relationships with municipalities in the area.

The Intergovernmental Relations Committee is responsible to exercise oversight of

those departments, agencies, boards and commissions within its jurisdiction. Such oversight shall include, but is not limited to, the following: An annual review with the head of each agency of the agency's past and present work program; a review of the agency's annual budget submission; a periodic review and evaluation of each agency's programs as to their effectiveness and compliance with the legislative direction and intent.

One notable intermunicipal agreement in which the County is participating with the City of Rochester pertains to the Renaissance Square Project. This project combines a transit center, a college campus and performing arts center in one location in downtown Rochester. The project is currently in the design phase and the IGR Committee will continue working actively with regard to promoting the project and building community-wide support.

Planning and Economic Development Committee

The Planning and Economic Development Committee is responsible for overseeing the development of agriculture and industry, as well as community and economic development. The Committee also monitors the impact of tourism on our community.

The Committee will be involved in the continuous developments of the Renaissance Square Project, which will be home to a new performing arts center, a downtown MCC satellite campus and a transit terminal. Through this project and others, the Committee hopes to increase tourism by promoting Monroe County as a viable venue for sports competitions, such as the LPGA, and to enhance the quality of life for County residents.

The Committee will actively pursue initiatives to attract new businesses to the County while maintaining existing ones. The Committee will also continue to work with towns, villages, and the City of Rochester to implement economically favorable programs.

Since the County of Monroe Industrial Development Agency (COMIDA) plays a significant role in creating and retaining jobs in Monroe County, the Committee will work closely with COMIDA to help maintain and attract new businesses in Monroe County. The Committee will also monitor and participate in COMIDA reforms, enhancing the agency's ability to recruit, retain and expand local employers in the future.

The Committee will continue to monitor and implement agricultural districts throughout the County in order to keep our agricultural base as productive and efficient as possible.

The Committee will also work with the Monroe County Industrial Development Corporation's (MCIDC) GreatRate program, rewarding job creating businesses investing cash in equipment. Sixty-seven companies paid lower interest rates on machinery and equipment purchases saving $565,000, which will create 205 new jobs within a one-year period of time. Another twenty companies investing $2.1 million in equipment will receive rebates through the program that will create 190 jobs within two years.

Public Safety Committee

The Public Safety Committee is responsible for the oversight of the County's public safety agencies, departments and programs. This includes the Public Defender, Sheriff, Probation, District Attorney, Emergency Preparedness, the 9-1-1 communication system, Weights and Measures, Public Safety Laboratory, Fire Bureau, Mutual Aid, Arson Control, Public Safety Communications, County Jails and various contracts.

The committee will continue oversight responsibilities when reviewing funding opportunities for the County in relation to Homeland Security initiatives. The Sheriff's Department will also continue to focus on Homeland Security issues including, threat analysis, selected training and equipment purchases, to insure awareness and preparedness.

The Public Safety Committee will also oversee the necessary renovations to the Public Safety Laboratory, in order to comply with accreditation standards and to supply the most methodical and dependable analysis of evidence.

Throughout 2005, the County will continue to look at ways to secure additional funding for public safety programs such as Operation Impact.

Recreation and Education Committee

The Recreation and Education Committee works closely with the Monroe County Parks Department, Monroe Community College, library system and various community cultural and arts institutions. The goal is to continue to provide the highest quality recreation and education facilities and programs possible for the residents of Monroe County and visitors to our community.

The Committee will continue to work closely with the parks department to ensure that the high quality of the public parks system in Monroe County continues. The committee will also continue to take the historical significance of the parkland in our community into account when evaluating maintenance efforts. Cooperative oversight will be given to guarantee the efficient completion of park master plans and projects. A cooperative relationship with the park advisory committees will continue to further common goals and enhance the quality of our parks.

Recreation and Education Committee members will be encouraged to take periodic tours of facilities under their jurisdiction.

In 2005, the library will be focusing on the installation of an updated county-wide computer system and the redesigning of the library webpage to make it more user-friendly.

Transportation

The Transportation Committee is responsible for monitoring and evaluating the County's policies regarding road maintenance, traffic signals, street lighting, bridges and the Rochester-Genesee Regional Transportation Authority (RGRTA). This includes 1,470 lane miles of highway, 178 bridges and 289 culverts on the county highway system.

The Committee will continue to review and act upon all legislation regarding

funding of transportation projects, including bid advertisement, bid awards and acceptance of state and federal funding for various projects.

The Committee will play a major role in upcoming projects and highway maintenance for our County. In 2005, major objectives for the committee will be the completion of highway sealing and resurfacing of 150 lane miles of county highways and major road reconstruction (capital) of 4.6 lane miles of county highways.

The Transportation Committee will work closely with residents and other agencies such as the Genesee Transportation Council and RGRTA, to ensure that our transportation system remains safe and functions in an efficient manner.

Ways & Means Committee

The Ways & Means Committee has accountability for all County financial and budgetary matters that come before the Committee. This includes matters such as the development of the Capital Improvement Program, reviewing the County Budget, and other legislation that involves financial matters.

The Ways & Means Committee's oversight over County and authorized agencies includes, but is not limited to, a review of each agency's annual budget submission, a periodic review and evaluation of each agency's programs as to the effectiveness and compliance with legislative policy and intent.

In 2005, the Ways & Means Committee will follow closely the increasingly negative impact of unfunded state and federal mandates and their effect on the Monroe County Budget. Different ways of streamlining government and eliminating government waste will also remain high on the Committee's agenda.

Through a close working relationship with the County Administration, the Committee intends to strive toward controlling non-mandated spending to protect taxpayers. To this end, the Committee will monitor quarterly budget information provided by the Administration – focusing on the status of various budgetary accounts, projected fund balances and related information, and additional information as needed to aid the Committee in fulfilling its oversight responsibility.

Section 2. This resolution shall take effect immediately.

Agenda/Charter Committee; May 4, 2005 - CV: 5-0

File No. 05-111

Adopted: Ayes 28, Noes 0.

By Legislators Colby and Hanna

Intro. No. 178

RESOLUTION NO. 140 OF 2005

AUTHORIZING APPOINTMENT TO MONROE COUNTY LIBRARY SYSTEM BOARD OF TRUSTEES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. In accordance with NY Education Law Section 260 and Section C7-4 of the Monroe County Charter, the Legislature hereby appoints Florence C. Bianco, 887 Titus Avenue, Rochester, New York 14617 to the Monroe County Library System Board of Trustees, said term effective immediately and will expire on June 13, 2010.

Section 2. This resolution shall take effect immediately.

File No. 05-112

Adopted: Ayes 28, Noes 0.

By Legislators Assini and J. McCann

Intro. No. 179

RESOLUTION NO. 141 OF 2005

ADOPTION OF WESTERN ERIE CANAL HERITAGE CORRIDOR MANAGEMENT PLAN

WHEREAS, New York State designated Niagara, Erie, Orleans, Monroe and Wayne Counties as the Western Erie Canal Heritage Corridor in 1999. In order to bring back the vitality the Erie Canal once had, the New York State Legislature created the 18-member Western Erie Canal Heritage Corridor Planning Commission ("Commission") to develop a heritage corridor management plan.

WHEREAS, the Commission developed the Western Erie Canal Corridor Management Plan in 2004 as a first step in energizing economic development of the Erie Canal and canal resources in Western New York. Such projects and programs include town center revitalizations, an economic development circuit rider, regional tourism marketing, cultural and natural resource inventory and preservation programs, and an effective long-term oversight entity.

WHEREAS, the Management Plan was completed and was adopted by the Commission on May 6, 2004, and was later amended on November 5, 2004.

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Legislature hereby approves and adopts the Western Erie Canal Heritage Corridor Management Plan, as amended.

Section 2. The Clerk of the Legislature is hereby directed to distribute copies of this resolution to the Clerk of the Boards of all five counties, the New York State

Commissioner of Parks, Recreation and Historic Preservation, and the New York State Legislators from all five counties with a request that legislation creating the Western Erie Canal Partnership be passed and signed into law.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning and Economic Development Committee; May 2, 2005 - CV: 5-0

File No. 05-113

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Assini and Driscoll

Intro No. 180

RESOLUTION NO. 142 OF 2005

RESOLUTION APPROVING THE ISSUANCE OF CERTAIN BONDS BY THE COUNTY OF MONROE INDUSTRIAL DEVELOPMENT AGENCY AND PLEDGING NON-INTERFERENCE WITH THE RIGHTS OF THE HOLDERS OF THE BONDS *(MONROE COMMUNITY COLLEGE ASSOCIATION FACILITY)*

WHEREAS, pursuant to Title 1 of Article 18-A of the General Municipal Law of the State of New York (the "State") and Chapter 55 of the Laws of 1972 of the State (collectively, the "Act"), the County Legislature of Monroe County (the "County") has heretofore appointed the Chairman and members of the County of Monroe Industrial Development Agency (the "Issuer") and has duly caused to be filed in the office of the Secretary of State of the State the certificates required by Section 856 of the General Municipal Law; and

WHEREAS, the County has been advised by the Issuer that the Issuer proposes to issue, contingent upon the adoption of this resolution, its 2005 Tax-Exempt Civic Facility Revenue Bonds (Monroe Community College Association Facility) in an aggregate principal amount sufficient to pay the cost of acquiring, constructing and equipping the below-described facility, presently estimated not to exceed $19 million (the "Bonds"); and

WHEREAS, the facility shall consist of one (1) student residence hall containing approximately 361 total bed in 74 apartment units on a 10.7 acre parcel located on the Monroe Community College Campus located in the Town of Brighton, Monroe County, New York (the "Facility"); and

WHEREAS, the Facility shall be leased (with an option to purchase) by the Issuer to the Monroe Community College Association, a not-for-profit corporation (the "Company"); and

WHEREAS, it is the intent of the Issuer that interest on the Bonds qualify for exemption from federal income taxation pursuant to Section 144 of the Internal Revenue Code of 1986, as amended (the "Code"); and

WHEREAS, pursuant to the Code, interest on the Bonds will not qualify for exemption from federal income taxation unless the issuance of the Bonds is approved by the County Legislature of the County after a public hearing to consider both the issuance of the Bonds and the nature and location of the Facility has been conducted following reasonable public notice; and

WHEREAS, such public hearing has been duly held and a report of such hearing has been made available to each member of the County Legislature of the County prior to this meeting; and

WHEREAS, Section 870 of the General Municipal Law specifically provides that neither the Bonds nor any other obligation of the Issuer shall be a debt of the County nor shall the County be liable thereon; and

WHEREAS, pursuant to Section 868 of the General Municipal Law, the County Legislature of the County desires to pledge to and agree with the purchasers and holders of the Bonds that the County will not limit or alter rights and remedies of the holders of the Bonds.

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. For the sole purpose of qualifying the interest payable on the Bonds for exclusion from gross income for federal income tax purposes pursuant to the provisions of Section 144 of the Code, the County Legislature of Monroe County, as the elected legislative body of the County hereby approves the issuance by the Issuer of the Bonds, provided that the Bonds, and the premium (if any) and interest thereof, shall be special obligations of the Issuer and shall never be a debt of the State or any political subdivision thereof, including, without limitation, the County, and neither the State or any political subdivision thereof, including without limitation, the County, shall be liable thereon.

Section 2. In order to induce and encourage the purchase and enhance the marketability of the Bonds, the County, pursuant to the authorization set forth in Section 868 of the General Municipal Law, does hereby pledge to and agree with the holders of the Bonds, when, as and if issued by the Issuer, that the County will not limit or alter the rights vested in the Issuer pursuant to the Act to acquire, hold, lease, maintain and sell the Facility, to establish and collect rentals, fees, installments of purchase price and other charges, to grant a security interest in the Facility and to fulfill the terms of any agreements made by the Issuer with the holders of such Bonds, nor in any way impair the rights and remedies of the holders of such Bonds until such Bonds, together with the interest thereon, with interest on any unpaid installments of interest and all costs and expenses in connection with any action or proceeding by or on behalf of the holders of the Bonds, are fully met and discharged.

Section 3. This resolution shall be deemed to be made for the benefit of the holders, from time to time, of the Bonds and shall constitute a contract between the County and the holders of the Bonds.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning and Economic Development Committee; May 2, 2005 - CV: 5-0

Ways and Means Committee; May 4, 2005 - CV: 11-0

File No. 05-122

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Assini and Driscoll

Intro. No. 181

RESOLUTION NO. 143 OF 2005

ACCEPTING GRANT FROM MONROE COUNTY INDUSTRIAL DEVELOPMENT CORPORATION

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $25,000 grant from, and to execute a contract and any amendments thereto with, the Monroe County Industrial Development Corporation, to support economic development activities in Monroe County, for the period of January 1, 2005 through December 31, 2005.

Section 2. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the Monroe County Industrial Development Corporation.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning and Economic Development Committee; May 2, 2005 - CV: 5-0

Ways and Means Committee; May 4, 2005 - CV: 11-0

File No. 05-123

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Assini, Adair and Driscoll

Intro. No. 182

RESOLUTION NO. 144 OF 2005

ACCEPTING GRANT FROM GENESEE TRANSPORTATION COUNCIL FOR LAND USE PROJECT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $10,000 grant from, and to execute a contract and any amendments thereto with, the Genesee Transportation Council, for a Land Use Project, for the period of April 1, 2005 through March 31, 2006.

Section 2. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the Genesee Transportation Council.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning and Economic Development Committee; May 2, 2005 - CV: 5-0

Transportation Committee; May 4, 2005 - CV: 8-0

Ways and Means Committee; May 4, 2005 - CV: 11-0

File No. 05-124

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Barker and Driscoll

Intro. No. 183

RESOLUTION NO. 145 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR DNA COLD CASE BACKLOG REDUCTION PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $108,025 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for the DNA Cold Case Backlog Reduction Program, for the period of January 1, 2005 through June 30, 2006.

Section 2. The 2005 operating budget of the Department of Public Safety is hereby amended by appropriating the sum of $108,025 into account 001-024-4313, Public Safety Laboratory.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Division of Criminal Justice Services, in the amount of $79,000, for the period of January 1, 2005 through June 30, 2006.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; May 2, 2005 - CV: 7-0

Ways and Means Committee; May 4, 2005 - CV: 11-0

File No. 05-125

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Barker and Driscoll

Intro. No. 184

RESOLUTION NO. 146 OF 2005

AUTHORIZING CONTRACT WITH ARTS REACH, INC. FOR ARTS PROGRAMMING AT MONROE COUNTY CHILDREN'S CENTER

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a

contract, and any amendments thereto, with Arts Reach, Inc., for arts programming provided to youth at the Monroe County Children's Center, in the amount of $6,176, for the period of May 1, 2005 through April 30, 2006, with the option to renew for two (2) additional one-year terms, in an amount not to exceed $6,176 per year.

Section 2. Funding for this contract is included in the 2005 operating budget of the Department of Public Safety, account 001-024-2726, Office of Probation-Community Corrections, OJJDP Congressional Earmark Program.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; May 2, 2005 - CV: 7-0

Ways and Means Committee; May 4, 2005 - CV: 11-0

File No. 05-126

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Barker and Driscoll

Intro. No. 185

RESOLUTION NO. 147 OF 2005

AUTHORIZING CONTRACT WITH ROCHESTER LANDSCAPE TECHNICIANS PROGRAMS, INC. FOR TUTORING SERVICES AT MONROE COUNTY CHILDREN'S CENTER

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Rochester Landscape Technicians Programs, Inc., for tutoring programs provided to youth detained at the Monroe County Children's Center, in the amount of $15,000, for the period of May 1, 2005 through April 30, 2006, with the option to renew for two (2) additional one-year terms, in an amount not to exceed $15,000 per year.

Section 2. Funding for this contract is included in the 2005 operating budget of the Department of Public Safety, account 001-024-2726, Office of Probation, OJJDP Congressional Earmark Program.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; May 2, 2005 - CV: 7-0

Ways and Means Committee; May 4, 2005 - CV: 11-0

File No. 05-127

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Barker and Driscoll

Intro No 186

RESOLUTION NO. 148 OF 2005

AUTHORIZING CONTRACT WITH ROCHESTER LANDSCAPE TECHNICIANS PROGRAMS, INC. FOR VOCATIONAL SERVICES AT MONROE COUNTY CHILDREN'S CENTER

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Rochester Landscape Technicians Programs, Inc., for vocational programs provided to youth at the Monroe County Children's Center, in the amount of $50,000, for the period of May 1, 2005 through April 30, 2006, with the option to renew for two (2) additional one-year terms, in an amount not to exceed $50,000 per year.

Section 2. Funding for this contract is included in the 2005 operating budget of the Department of Public Safety, account 001-024-2726, Office of Probation, OJJDP Congressional Earmark Program.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; May 2, 2005 - CV: 7-0

Ways and Means Committee; May 4, 2005 - CV: 11-0

File No. 05-128

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Barker and Driscoll

Intro No 187

RESOLUTION NO. 149 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR PUBLIC DEFENDER INDIGENT PAROLEE PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept an $85,247 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for the Monroe County Public Defender Indigent Parolee Program, for the period of April 1, 2004 through

March 31, 2006.

Section 2. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 3. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; May 2, 2005 - CV: 7-0

Ways and Means Committee; May 4, 2005 - CV: 11-0

File No. 05-129

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Barker and Driscoll

Intro. No. 188

RESOLUTION NO. 150 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR THE ROAD TO RECOVERY PROJECT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $70,000 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for the Road to Recovery Project, for the period of January 1, 2005 through December 31, 2005.

Section 2. The 2005 operating budget of the District Attorney's Office is hereby amended by appropriating the sum of $70,000 into account 001-025-2585, Road to Recovery Program.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program

and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; May 2, 2005 - CV: 7-0

Ways and Means Committee; May 4, 2005 - CV: 11-0

File No. 05-130

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Barker and Driscoll

Intro. No. 189

RESOLUTION NO. 151 OF 2005

ACCEPTING GRANT FROM COMMUNITY FOUNDATION FOR GREATER BUFFALO FOR PROJECT SAFE NEIGHBORHOODS GUN INTERDICTION PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $100,000 grant from, and to execute a contract and any amendments thereto with, the Community Foundation of Greater Buffalo, for the Project Safe Neighborhoods Gun Interdiction Program, for the period of July 1, 2005 through September 30, 2006.

Section 2. The 2005 operating budget of the District Attorney's Office is hereby amended by appropriating the sum of $100,000 into account 001-025-2570, Gun Interdiction Program.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; May 2, 2005 - CV: 7-0

Ways and Means Committee; May 4, 2005 - CV: 11-0

File No. 05-131

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Barker and Driscoll

Intro. No. 190

RESOLUTION NO. 152 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR MOTOR VEHICLE THEFT AND INSURANCE FRAUD PROSECUTION PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept an $143,532 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for the Motor Vehicle Theft and Insurance Fraud Prosecution Program, for the period of July 1, 2005 through June 30, 2006.

Section 2. The 2005 operating budget of the District Attorney's Office is hereby amended by appropriating the sum of $143,532 into account 001-025-2590, Motor Vehicle Theft and Insurance Fraud Prosecution Program.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; May 2, 2005 - CV: 7-0

Ways and Means Committee; May 4, 2005 - CV: 11-0

File No. 05-132

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Barker and Driscoll

Intro. No. 191

RESOLUTION NO. 153 OF 2005

ACCEPTING GRANT FROM UNITED STATES DEPARTMENT OF HOMELAND SECURITY AND OFFICE FOR DOMESTIC PREPAREDNESS FOR FY 04 ASSISTANCE TO FIREFIGHTERS - FIRE PREVENTION AND SAFETY PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept an $18,000 grant from, and to execute a contract and any amendments thereto with, the United States Department of Homeland Security and the Office of Domestic Preparedness, for the Assistance to Firefighters – Fire Prevention and Safety Program, for the period of February 17, 2005 through February 16, 2006.

Section 2. The 2005 operating budget of the Department of Public Safety is hereby amended by appropriating the sum of $18,000 into account 001-024-4102, Fire Bureau Division.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the United States Department of Homeland Security and the Office of Domestic Preparedness.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; May 2, 2005 - CV: 7-0

Ways and Means Committee; May 4, 2005 - CV: 11-0

File No. 05-133

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Barker and Driscoll

Intro. No. 192

RESOLUTION NO. 154 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF STATE FOR ENHANCED WIRELESS 911 EXPEDITED DEPLOYMENT PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $783,040 grant from, and to execute a contract and any amendments thereto with, the New York State Department of State, for the Enhanced Wireless 911 Expedited Deployment Grant Program, for the period of June 1, 2005 through December 31, 2006.

Section 2. The 2005 operating budget of the Department of Public Safety is hereby amended by appropriating the sum of $783,040 into account 001-024-3800, 911 Emergency Communications Division.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; May 2, 2005 - CV: 7-0

Ways and Means Committee; May 4, 2005 - CV: 11-0

File No. 05-134

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Barker and Valerio

Intro. No. 193

RESOLUTION NO. 155 OF 2005

ADOPTING NATIONAL INCIDENT MANAGEMENT SYSTEM AS MONROE COUNTY STANDARD FOR INCIDENT MANAGEMENT

WHEREAS, on February 28, 2003, President George W. Bush issued Homeland Security Presidential Directive HSPD-5, directing the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System ("NIMS"), for providing a consistent nationwide approach for governmental agencies to work together effectively and efficiently to prevent, prepare for, respond to and recover from domestic incidents, regardless of cause, size or complexity; and

WHEREAS, NIMS establishes uniform standards relating to: terminology, organizational structures, interoperable communications, consolidated action plans, unified command structures, personnel qualifications, planning, and training; and

WHEREAS, NIMS also establishes comprehensive resource management and designates incident facilities for Federal, State, local, and tribal governments to respond to emergencies and disasters; and

WHEREAS, to ensure that NIMS is adopted throughout the Country, all state and local governments are required to formally adopt NIMS as a condition for receipt of Federal preparedness assistance through grants, contracts and other activities; and

WHEREAS, by adopting NIMS, Monroe County will also improve the County's procedures for managing personnel, communications, facilities and resources to enhance local agency readiness, maintain first responder safety, and streamline incident management processes.

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Legislature hereby approves and adopts the National Incident Management System (NIMS) as the Monroe County standard for incident management.

Section 2. This resolution shall take effect immediately.

Public Safety Committee; May 2, 2005 - CV: 7-0

File No. 05-135

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Barker and Driscoll

Intro. No. 194

RESOLUTION NO. 156 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR STATE HOMELAND SECURITY PROGRAM; AUTHORIZING CREATION OF POSITION OF EMERGENCY MANAGEMENT PROGRAM SPECIALIST

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a

$750,000 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for the State Homeland Security Program, for the period of October 1, 2004 through March 31, 2007.

Section 2. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purpose of the grant in accordance with the contract with the New York State Division of Criminal Justice Services.

Section 3. The 2005 operating budget of the Department of Public Safety is hereby amended by appropriating the sum of $750,000 into account 001-024-4222, Office of Emergency Preparedness.

Section 4. The Legislature hereby authorizes the creation of one (1) Emergency Management Program Specialist position, at salary group 17, in the Department of Public Safety.

Section 5. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 6. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 7. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; May 2, 2005 - CV: 7-0

Ways and Means Committee; May 4, 2005 - CV: 11-0

File No. 05-136

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Barker and Driscoll

Intro. No. 195

RESOLUTION NO. 157 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR LAW ENFORCEMENT TERRORISM PREVENTION PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a

$350,000 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for the Law Enforcement Terrorism Prevention Program, for the period of October 1, 2004 through March 31, 2007.

Section 2. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purpose of the grant in accordance with the contract with the New York State Division of Criminal Justice Services.

Section 3. The 2005 operating budget of the Department of Public Safety is hereby amended by appropriating the sum of $350,000 into account 001-024-4223, Office of Emergency Preparedness.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; May 2, 2005 - CV: 7-0

Ways and Means Committee; May 4, 2005 - CV: 11-0

File No. 05-137

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Valerio and Driscoll

Intro. No. 196

RESOLUTION NO. 158 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION TO FUND PROJECT FOR HIGHLAND PARK AND DURAND-EASTMAN PARKS' ARBORETA

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $43,898 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Parks, Recreation and Historic Preservation, to fund a

project for the Highland Park and Durand-Eastman Park arboreta, for the period of April 1, 2004 through March 31, 2005.

Section 2. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Office of Parks, Recreation and Historic Preservation.

Section 3. The 2005 operating budget of the Department of Parks, is hereby amended by appropriating the sum of $43,898, into account 001-088-4001, Parks Grant Division.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which maybe outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Recreation and Education Committee; May 3, 2005 - CV: 5-0

Ways and Means Committee; May 4, 2005 - CV: 11-0

File No. 05-138

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Valerio and Driscoll

Intro. No. 197

RESOLUTION NO. 159 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION TO FUND SERVICES AT SENECA PARK ZOO

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $86,939 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Parks, Recreation and Historic Preservation, to fund services at the Seneca Park Zoo, for the period of April 1, 2004 through March 31, 2005.

Section 2. The 2005 operating budget of the Department of Parks is hereby amended by appropriating the sum of $86,939 into account 001-088-4001, Parks Grant Division.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Office of Parks, Recreation and Historic Preservation.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which maybe outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Recreation and Education Committee; May 3, 2005 – CV: 5-0

Ways and Means Committee; May 4, 2005 – CV: 11-0

File No. 05-139

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Malta and Valerio

Intro. No. 198

RESOLUTION NO. 160 OF 2005

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH CITY OF ROCHESTER; AUTHORIZING CONTRACTS WITH GAY ALLIANCE OF THE GENESEE VALLEY AND TEN UGLY MEN, INC., FOR TICKETED EVENTS IN MONROE COUNTY PARKS

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the City of Rochester, for MusicFest 2005 in Genesee Valley Park, for the period of July 16 and 17, 2005, with 5% of each ticket sold to be deposited into the Monroe County Parks Department Budget.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Gay Alliance of the Genesee Valley, for

the annual Gay Pride Picnic in Genesee Valley Park, on July 10, 2005, with 5% of each ticket sold to be deposited into the Monroe County Parks Department Budget.

Section 3. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Ten Ugly Men, Inc., for the Ten Ugly Men Festival in Genesee Valley Park, for July 23, 2005, with 5% of each ticket sold to be deposited into the Monroe County Parks Department Budget.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Intergovernmental Relations Committee; May 3, 2005 - CV: 5-0

Recreation and Education Committee; May 3, 2005 - CV: 5-0

File No. 05-140

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Malta and Barker

Intro. No. 199

RESOLUTION NO. 161 OF 2005

AUTHORIZING INTERMUNICIPAL AGREEMENTS WITH TOWNS AND VILLAGES WITHIN MONROE COUNTY FOR USE AND DISSEMINATION OF INFORMATION CONTAINED ON TRAFFIC AND CRIMINAL SOFTWARE SYSTEM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute intermunicipal agreements, and any amendments thereto, with towns and villages within Monroe County, for their respective police department's use and dissemination of information contained on the Traffic and Criminal Software System (TraCS).

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Intergovernmental Relations Committee; May 3, 2005 - CV: 5-0

Public Safety Committee; May 2, 2005 - CV: 7-0

File No. 05-141

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 200

RESOLUTION NO. 162 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF VETERANS AFFAIRS FOR VETERAN COUNSELING SERVICES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $7,440 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Veterans Affairs, for veteran counseling services, for the period of April 1, 2004 through March 31, 2005.

Section 2. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 3. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; May 3, 2005 - CV: 7-0

Ways and Means Committee; May 4, 2005 - CV: 11-0

File No. 05-142

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 201

RESOLUTION NO. 163 OF 2005

AMENDING RESOLUTION 154 OF 2000, AS AMENDED BY RESOLUTION 182 OF 2001, AS AMENDED BY RESOLUTION 366 OF 2001, AS AMENDED BY RESOLUTION 230 OF 2002, AS AMENDED BY RESOLUTION 351 OF 2003, TO ACCEPT ADDITIONAL FUNDING FROM UNITED STATES DEPARTMENT OF JUSTICE FOR SAFE START DEMONSTRATION INITIATIVE PROGRAM AND TO EXTEND TIME PERIOD

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Section 1 of Resolution 154 of 2000, as amended by Resolution 182 of 2001, as amended by Resolution 366 of 2001, as amended by Resolution 230 of 2002, as amended by Resolution 351 of 2003, is hereby amended to read as follows:

> The County Executive, or her designee, is hereby authorized to accept a ~~$2,679,464~~ <u>$3,181,964</u> grant from, and to execute a contract and any amendments thereto with, the United States Department of Justice, for the Safe Start Demonstration Initiative Program, for the period of May 1, 2000 through October 31, ~~2004~~ <u>2005</u>.

Section 2. The 2005 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $458,299 into account 001-058-0346, Safe Start Demonstration Initiative Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with Children's Institute and subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the United States Department of Justice.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Added language is <u>underlined.</u>
Deleted language is ~~stricken.~~

Human Services Committee; May 3, 2005 - CV: 7-0

Ways and Means Committee; May 4, 2005 - CV: 11-0

File No. 05-143

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 202

RESOLUTION NO. 164 OF 2005

AMENDING RESOLUTION 257 OF 2004 TO ACCEPT ADDITIONAL FUNDING FROM HEALTH RESEARCH, INC. FOR HIV TRANSITIONAL CASE MANAGEMENT IN JAILS PROGRAM AND TO EXTEND TIME PERIOD

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Section 1 of Resolution 257 of 2004 is hereby amended to read as follows:

> The County Executive, or her designee, is hereby authorized to accept a ~~$54,000~~ $67,500 grant from, and to execute a contract and any amendments thereto with, Health Research, Inc., for the HIV Transitional Case Management in Jails Program, for the period of April 1, 2004 through ~~March 31, 2005~~ June 30, 2005.

Section 2. The 2005 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $13,500 into account 001-058-2057, HIV Transitional Case Management in Jails Grant.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Added language is underlined.
Deleted language is ~~stricken.~~

Human Services Committee; May 3, 2005 - CV: 7-0

Ways and Means Committee; May 4, 2005 - CV: 11-0

File No. 05-144

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 203

RESOLUTION NO. 165 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR CONSOLIDATED CHILD AND FAMILY HEALTH PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $3,991,682 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the Consolidated Child and Family Health Program, for the period of January 1, 2005 through December 31, 2005.

Section 2. The 2005 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $2,443,321 into account 001-058-1700, Child and Family Health Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Department of Health.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; May 3, 2005 - CV: 7-0

Ways and Means Committee; May 4, 2005 - CV: 11-0

File No. 05-145

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 204

RESOLUTION NO. 166 OF 2005

AMENDING RESOLUTION 13 OF 2005 TO ACCEPT ADDITIONAL FUNDING FROM NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE FOR 2004-2005 HOME ENERGY ASSISTANCE PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Section 1 of Resolution 13 of 2005 is hereby amended to read as follows:

The County Executive, or her designee, is hereby authorized to accept ~~an~~

~~$11,023,526~~ $12,536,990 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Temporary and Disability Assistance, for the 2004-2005 Home Energy Assistance Program, for the period of October 1, 2004 through September 30, 2005.

Section 2. The 2005 operating budget of the Department of Human and Health Services, Division of Social Services, is hereby amended by appropriating the sum of $1,513,464 into account 001-051-4200, Division of Grants, Home Energy Assistance Program.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Added language is underlined.
Deleted language is ~~stricken.~~

Human Services Committee; May 3, 2005 - CV: 7-0

Ways and Means Committee; May 4, 2005 - CV: 11-0

File No. 05-146

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 205

RESOLUTION NO. 167 OF 2005

ACCEPTING GRANT FROM SOCIAL & HEALTH SERVICES, LTD.; AUTHORIZING CONTRACT WITH UNIVERSITY OF ROCHESTER FOR HEALTHY VISION PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $9,920 grant from, and to execute a contract and any amendments thereto with, Social & Health Services, Ltd., for the Healthy Vision Program, for the period of January 1, 2005 through December 31, 2005.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with the University of Rochester, for the Healthy Vision Program, in the amount of $9,920, for the period of January 1, 2005 through December 31, 2005.

Section 3. The 2005 operating budget of the Department of Human Services, Office of Aging, is hereby amended by appropriating the sum of $9,920 into account 001-051-5510, Contracted Services.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual

commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; May 3, 2005 - CV: 7-0

Ways and Means Committee; May 4, 2005 - CV: 11-0

File No. 05-147

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Hanna and Driscoll

Intro. No. 206

RESOLUTION NO. 168 OF 2005

AUTHORIZING CONTRACT WITH CONNECTED ENERGY CORPORATION TO PROVIDE DEMONSTRATION SITE AS PART OF UNITED STATES DEPARTMENT OF ENERGY'S COOPERATIVE RESEARCH AND DEVELOPMENT FOR ADVANCED COMMUNICATION AND CONTROL SOLUTIONS PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with the United States Department of Energy and the Connected Energy Corporation, for purposes of providing a demonstration site and participating in the United States Department of Energy's Cooperative Research and Development for Advanced Communication and Control Solutions program, for the period of October 1, 2004 through March 31, 2006, and to accept up to but not to exceed $10,000 in equipment from Connected Energy Corporation.

Section 2. Funding requirements for this project will be obtained from the operating budgets of the Gates-Chili-Ogden, Irondequoit Bay South Central, Northwest Quadrant and Rochester Pure Waters Districts.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; May 4, 2005 - CV: 8-0

Ways and Means Committee; May 4, 2005 - CV: 11-0

File No. 05-148

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Hanna and Driscoll

Intro. No. 207

RESOLUTION NO. 169 OF 2005

AUTHORIZING CONTRACT WITH CORNELL COOPERATIVE EXTENSION OF MONROE COUNTY FOR ENVIRONMENTAL AND POLLUTION PREVENTION EDUCATION SERVICES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Cornell Cooperative Extension of Monroe County, in the amount of $29,090, for Environmental and Pollution Prevention Education Services, for the period of May 10, 2005 through May 9, 2006, with the option to renew for three (3) additional one (1) year periods, upon mutual consent of the parties, and in an annual amount not to be increased by more than five percent over the prior year's contract amount.

Section 2. Funding for this contract is included in the 2005 operating budget of the Department of Environmental Services, account 072-084-8506, Industrial Waste.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; May 4, 2005 - CV: 8-0

Ways and Means Committee; May 4, 2005 - CV: 11-0

File No. 05-150

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Hanna and Driscoll

Intro. No. 208

RESOLUTION NO. 170 OF 2005

AUTHORIZING CONTRACT WITH CLOUGH HARBOUR & ASSOCIATES, LLP FOR DESIGN SERVICES FOR RUNWAY 28 SAFETY AREA PROJECT AT GREATER ROCHESTER INTERNATIONAL AIRPORT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a

contract with Clough Harbour & Associates, LLP, in the amount of $565,000, for design services for the Runway 28 Safety Area Project at the Greater Rochester International Airport, along with any amendments necessary to complete the project within the total capital fund appropriation.

Section 2. Funding for this project is included in capital fund 1158.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; May 4, 2005 - CV: 8-0

Ways and Means Committee; May 4, 2005 - CV: 11-0

File No. 05-151

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Hanna and Driscoll

Intro. No. 209

RESOLUTION NO. 171 OF 2005

AUTHORIZING CONTRACT WITH DIFIORE CONSTRUCTION, INC. FOR CONSTRUCTION SERVICES; AUTHORIZING CONTRACT AMENDMENT WITH CLOUGH HARBOUR & ASSOCIATES, LLP FOR CONSTRUCTION SUPERVISION SERVICES FOR TAXIWAY A - CONTRACT 1 PROJECT AT GREATER ROCHESTER INTERNATIONAL AIRPORT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract with DiFiore Construction, Inc., in the amount of $2,091,902, for construction services for the Taxiway A – Contract 1 Project at the Greater Rochester International Airport, along with any amendments necessary to complete the project within the total capital fund appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract amendment with Clough Harbour & Associates, LLP, in the amount of $232,000, for basic construction phase services and resident project representation for the Taxiway A – Contract 1 Project at the Greater Rochester International Airport, along with any amendments necessary to complete the project within the total capital fund appropriation.

Section 3. Funding for this project is included in capital fund 1169.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; May 4, 2005 - CV: 8-0

Ways and Means Committee; May 4, 2005 - CV: 11-0

File No. 05-152

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Hanna, Adair and Driscoll

Intro No 210

RESOLUTION NO. 172 OF 2005

AUTHORIZING CONTRACT WITH LU ENGINEERS FOR ENGINEERING SERVICES; AUTHORIZING CONTRACT WITH NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR GARNSEY ROAD PROJECT, TOWN OF PERINTON

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract with Lu Engineers, in the amount of $218,847, for engineering services for the Garnsey Road Project, in the Town of Perinton, along with any amendments necessary to complete the project within the total capital fund appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with the New York State Department of Transportation, for the Garnsey Road Project, in the Town of Perinton.

Section 3. Funding for this project is included in capital fund 1338.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; May 4, 2005 - CV: 8-0

Ways and Means Committee; May 4, 2005 - CV: 11-0

File No. 05-153

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Adair and Driscoll

Intro. No. 211

RESOLUTION NO. 173 OF 2005

AUTHORIZING CONTRACT WITH DEWBERRY-GOODKIND, INC. FOR ENGINEERING SERVICES; AUTHORIZING CONTRACT WITH NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR REPLACEMENT OF LAWTON ROAD BRIDGE OVER MOORMAN CREEK PROJECT, TOWN OF CLARKSON

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract with Dewberry-Goodkind, Inc., in the amount of $108,466.62, for engineering services for the replacement of the Lawton Road Bridge over Moorman Creek Project, in the Town of Clarkson, along with any amendments necessary to complete the project within the total capital fund appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with the New York State Department of Transportation, for the Lawton Road Bridge Project, in the Town of Clarkson.

Section 3. Funding for this project is included in capital fund 1337.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; May 4, 2005 - CV: 8-0

Ways and Means Committee; May 4, 2005 - CV: 11-0

File No. 05-154

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Adair, Assini and Driscoll

Intro. No. 212

RESOLUTION NO. 174 OF 2005

ACCEPTING GRANT FROM FEDERAL HIGHWAY ADMINISTRATION FOR COLLECTION OF MACHINE TRAFFIC VOLUME COUNTS

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $56,000 grant from, and to execute a contract and any amendments thereto with, the Federal Highway Administration, for the collection of machine traffic volume counts, for the period of April 1, 2005 through March 31, 2006.

Section 2. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purpose of the grant in accordance with the contract with the Federal Highway Administration.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. Funding for this project is included in capital fund 1278.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; May 4, 2005 - CV: 8-0

Planning and Economic Development Committee; May 2, 2005 – CV: 5-0

Ways and Mean Committee; May 4, 2005 – CV: 11-0

File No. 05-155

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Adair and Driscoll

Intro. No. 213

RESOLUTION NO. 175 OF 2005

AUTHORIZING NEW YORK STATE DEPARTMENT OF TRANSPORTATION USE OF COUNTY ROADS AS DETOUR ROUTE DURING RECONSTRUCTION; AUTHORIZING RECONSTRUCTION OF TURK HILL ROAD CULVERT; AUTHORIZING PAYMENT TO NEW YORK STATE FOR PITTSFORD-PALMYRA ROAD (NEW YORK STATE ROUTE 31) PROJECT, TOWN OF PERINTON

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorizing the New York State Department of Transportation to use Turk Hill Road (County Road 50), between Ayrault Road (County Road 21) and Pittsford-Palmyra Road (NY Route 31) and also between Pittsford-Palmyra Road and Garnsey Road (County Road 23); Ayrault Road between Moseley Road (NY Route 250) and Turk Hill Road and Garnsey Road between Moseley Road and Turk Hill Road as detour routes during reconstruction of Pittsford-Palmyra Road, Route 31, from Turk Hill Road to Aldrich

Road in the Town of Perinton.

Section 2. The County Executive, or her designee, is hereby authorizing the incorporation of the reconstruction of Monroe County's Turk Hill Road culvert into the New York State Department of Transportation's reconstruction project.

Section 3. The County Executive, or her designee, is hereby authorizing payment of $136,850 to New York State for Monroe County's portion of the cost to reconstruct the Turk Hill Road culvert, and any additional funds necessary to complete the project within the total capital fund appropriation.

Section 4. Funding for this project is included in capital fund 1329.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; May 4, 2005 - CV: 8-0

Ways and Mean Committee; May 4, 2005 – CV: 11-0

File No. 05-156

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Adair and Driscoll

Intro. No. 214

RESOLUTION NO. 176 OF 2005

AUTHORIZING ACQUISITION OF PROPERTY INTERESTS FOR ELMWOOD AVENUE IMPROVEMENT PROJECT, TOWN OF BRIGHTON

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to obtain the property interests for completion of the Elmwood Avenue Improvement Project, in the Town of Brighton, by contract and/or the Eminent Domain Procedure Law, along with any amendments for unanticipated damages within the total capital fund appropriation:

Parcel	*Owner*	*Amount*
Map 29 Parcel 1 PE 1083 sq. ft.	Charter One Bank 1215 Superior Avenue Cleveland, Ohio 44114	$4,400
Map 30 Parcel 1 PE 592 sq. ft.1039	Singer Real Estate LP Monroe Avenue Rochester, New York 14620	$2,100
Map 31 Parcel 1 PE 947 sq. ft.2751	Laura Cushman Elmwood Avenue	$3,300

Parcel 2 TE	847 sq. ft.	Rochester, New York 14618	$300
Map 32 Parcel 1 PE	46 sq. ft.	James J. & Bonda S. Reid 2881 Elmwood Avenue Rochester, New York 14618	$400
Map 33 Parcel 1 PE	252 sq. ft.	Rochester Gas & Electric 89 East Avenue Rochester, New York 14604	$800
Map 34 Parcel 1 PE	165 sq. ft.	Barbara Anne Bleier 3155 Elmwood Avenue Rochester, New York 14618	$500
Map 35 Parcel 1 PE	190 sq. ft.	Rudy & Natasha Matic 3165 Elmwood Avenue Rochester, New York 14618	$600
Map 36 Parcel 1 PE	234 sq. ft.	Hengping Xu & Hong Fu 3181 Elmwood Avenue Rochester, New York 14618	$700
Map 37 Parcel 1 PE	240 sq. ft.	Constance N. & Sydnee Joy Mayer 3191 Elmwood Avenue Rochester, New York 14618	$800
Map 38 Parcel 1 PE	258 sq. ft.	George & Maria Vasho 2301 Elmwood Avenue Rochester, New York 14618	$800
Map 39 Parcel 1 PE	50 sq. ft.	Joseph A. Spina 10 Clovercrest Drive Rochester, New York 14618	$200
Map 40 Parcel 1 PE	50 sq. ft.	David F. & Gail Scudder 2991 Elmwood Avenue Rochester, New York 14618	$200
Map 41 Parcel 1 PE	151 sq. ft.	Alan D. Singer & Anna K. Sears 3021 Elmwood Avenue Rochester, New York 14618	$500

Section 2. Funding for this acquisition is included in capital fund 1197.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; May 4, 2005 - CV: 8-0

Ways and Means Committee; May 4, 2005 - CV: 11-0

File No. 05-157

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Adair and Driscoll

Intro. No. 215

RESOLUTION NO. 177 OF 2005

AUTHORIZING ACQUISITION OF PROPERTY INTERESTS FOR HONEOYE FALLS NO. 6 ROAD AND WORKS ROAD INTERSECTION SPOT SAFETY IMPROVEMENT PROJECT, TOWN OF RUSH

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to obtain the property interests for completion of the Honeoye Falls No. 6 Road and Works Road Intersection Spot Safety Improvement Project, in the Town of Rush, by contract and/or the Eminent Domain Procedure Law, along with any amendments for unanticipated damages within the total capital fund appropriation:

Parcel		*Owner*	*Amount*
Map 5 Parcel 1 PE	1485 sq. ft.	David Altamura Wendy Altamura 625 Works Road Honeoye Falls, New York 14472	$150
Map 6 Parcel 1 PE	2225 sq. ft.	Caroline Pluta 1820 Honeoye Falls Number 6 Road Honeoye Falls, New York 14472	$220
Map 7 Parcel 1 PE	252 sq. ft.	Harry Mayer 22 Towpath Circle Rochester, New York 14618	$150
Map 8 Parcel 1 PE	775 sq. ft.	Donna J. Decker 21 Kernwood Drive Rochester, New York 14624	$160

Section 2. Funding for this acquisition is included in capital fund 1283.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; May 4, 2005 - CV: 8-0

Ways and Means Committee; May 4, 2005 - CV: 11-0

File No. 05-158

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Driscoll and Dobson

Intro. No. 216

RESOLUTION NO. 178 OF 2005

AUTHORIZING SALE OF COUNTY-OWNED TAX FORECLOSED PROPERTY, TOWNS OF GATES, HAMLIN, CHILI AND HENRIETTA

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute sale contracts and all documents conveying title to offerors, as described below:

Parcel	*Offeror*	*Offered Amount*
TA # 103.05-1-54 0.10 acre Spencerport Road Town of Gates	David Tomaselli 2191 Spencerport Road Rochester, New York 14606	$100
TA # 103.05-1-55 0.11 acre Spencerport Road Town of Gates	David Tomaselli 2191 Spencerport Road Rochester, New York 14606	$100
TA # 019.04-2-14 .58 acre Welch Avenue Town of Hamlin	Thomas J. Lopuchowycz Tia A. Lopuchowycz 16 Welch Avenue Holley, New York 14470	$1,200
TA # 134.11-3-63 0.05 acre Burben Way Town of Gates	Frank Alvarado Soraida Alvarado 20 Ruth Ellen Way Rochester, New York 14624	$100
TA # 134.19-1-58 0.03 acre 365 Fisher Road Town of Chili	Steve DiCiaccio Rhonda DiCiaccio 363 Fisher Road Rochester, New York 14624	$25
TA # 162.11-1-66 0.08 acre Castle Road Town of Henrietta	Elinor P. Hempelmann 283 Castle Road Rochester, New York 14623	$100

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; May 4, 2005 - CV: 11-0

File No. 05-159

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Driscoll and Dobson

Intro. No. 217

RESOLUTION NO. 179 OF 2005

DIRECTING CORRECTION, CANCELLATION AND LEVY OF CERTAIN MONROE COUNTY TAXES IN TOWN OF GREECE

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Director of Finance - Chief Financial Officer is hereby authorized and directed to cancel certain Monroe County taxes as set forth and levied against the following properties:

City/Town	Tax Account #	Year	Amount Currently Due	Amount of Corrected Tax	Amount of Taxes To Be Canceled
Greece	088.03-1-12.11	2005	11,274.46	1.00	11,273.46
Greece	088.03-1-12.12	2005	3,941.38	1.00	3,940.38
Greece	045.03-3-13.112	2004	6,310.46	312.60	5,997.86
Total			$21,526.30	$314.60	$21,211.70

Following are the assessed owners:

Tax Account Number	Name and Mailing Address
088.03-1-12.11	Greece Economic Development Project Inc. 1 Vince Tofany Blvd. Rochester, New York 14616
088.03-1-12.12	Greece Economic Development Project Inc. 1 Vince Tofany Blvd. Rochester, New York 14616
045.03-3-13.112	United States Postal Service 3245 Latta Road Rochester, New York 14612

Section 2. The Controller is hereby authorized and directed to draw an order on the Director of Finance - Chief Financial Officer payable from the Erroneous Assessment Account for the sum of $21,211.70.

Section 3. The Director of Finance - Chief Financial Officer is authorized and directed to levy the following amounts against the following accounts:

Monroe County	$1,143.24
Sanitary Sewer # 1 (GR702-A)	2,574.35
Sanitary Sewer # 1 (GR702-B)	2,280.27
Townwide Drainage (GR733)	15,213.84
Total	$21,211.70

Section 4. The Application for Corrected Real Property Tax, and duplicate copy thereof, for the tax account number set forth in Section 1 hereof is marked approved, and the correct extension of taxes in the amount set forth in Section 1 hereof is entered on each such application and duplicate copy thereof.

Section 5. It is hereby ordered that the corrected taxes for said tax account number is in the amount set forth in Section 1 hereof, and the officer having jurisdiction of the tax roll is hereby directed to so correct such roll.

Section 6. The Director of Real Property Tax Services is hereby authorized and directed to transmit immediately to the officer having jurisdiction of the tax roll a certified copy of this resolution and the original of each application that has been marked approved, and also to mail to the applicants a notice of approval for each application that has been marked approved.

Section 7. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; May 4, 2005 - CV: 11-0

File No. 05-160

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Driscoll and Dobson

Intro. No. 218

RESOLUTION NO. 180 OF 2005

AUTHORIZING SALE OF COUNTY-OWNED TAX FORECLOSED PROPERTY, TOWN OF MENDON

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute sale contracts and all documents conveying title to offerors, as described below:

Parcel	*Offeror*	*Amount*
TA # 203-04-1-18 3.28 acres Sheldon Road Town of Mendon	RHH Mendon Properties, Inc. 740 East Avenue Rochester, New York 14607	$3,280

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; May 4, 2005 - CV: 11-0

File No. 05-162

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Driscoll and Dobson

Intro. No. 219

RESOLUTION NO. 181 OF 2005

REQUESTING THE SENATE OF THE STATE OF NEW YORK PURSUANT TO ARTICLE IX OF THE CONSTITUTION TO ENACT INTO LAW SENATE BILL NO. 4080 ENTITLED "AN ACT TO AMEND THE TAX LAW, IN RELATION TO THE IMPOSITION OF SALES AND COMPENSATING USE TAXES BY THE COUNTY OF MONROE"

RESOLVED, that pursuant to Article IX of the Constitution, the Legislature of the County of Monroe does hereby request the enactment of legislation as follows:

Senate Bill No. 4080 entitled "AN ACT to amend the tax law, in relation to the imposition of sales and compensating use taxes by the county of Monroe"

and be it further

RESOLVED, that this resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; May 4, 2005 – CV: 10-1

File No. 05-165

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Driscoll and Dobson

Intro. No. 220

RESOLUTION NO. 182 OF 2005

REQUESTING THE ASSEMBLY OF THE STATE OF NEW YORK PURSUANT TO ARTICLE IX OF THE CONSTITUTION TO ENACT INTO LAW ASSEMBLY BILL NO. 7562 ENTITLED "AN ACT TO AMEND THE TAX LAW, IN RELATION TO THE IMPOSITION OF SALES AND COMPENSATING USE TAXES BY THE COUNTY OF MONROE"

RESOLVED, that pursuant to Article IX of the Constitution, the Legislature of the County of Monroe does hereby request the enactment of legislation as follows:

Assembly Bill No. 7562 entitled "AN ACT to amend the tax law, in relation to the imposition of sales and compensating use taxes by the county of Monroe"

and be it further

RESOLVED, that this resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; May 4, 2005 – CV: 10-1

File No. 05-165

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Driscoll, Valerio and Malta

Intro. No. 221

RESOLUTION NO. 183 OF 2005

REQUESTING THE SENATE OF THE STATE OF NEW YORK PURSUANT TO ARTICLE IX OF THE CONSTITUTION TO ENACT INTO LAW SENATE BILL NO. 3586-A ENTITLED "AN ACT TO AUTHORIZE THE COUNTY OF MONROE TO CONVEY TO THE CITY OF ROCHESTER AN EASEMENT FOR THE CONSTRUCTION, OPERATION, AND MAINTENANCE OF UNDERGROUND WATER LINES"

RESOLVED, that pursuant to Article IX of the Constitution, the Legislature of the County of Monroe does hereby request the enactment of legislation as follows:

Senate Bill No. 3586-A entitled "AN ACT to authorize the county of Monroe to convey to the city of Rochester an easement for the construction, operation, and maintenance of underground water lines"

and be it further

RESOLVED, that this resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; May 4, 2005 – CV: 11-0

Recreation and Education Committee; May 3, 2005 – CV: 5-0

Intergovernmental Relations Committee; May 3, 2005 – CV: 5-0

File No. 05-166

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Driscoll, Valerio and Malta

Intro. No. 222

RESOLUTION NO. 184 OF 2005

REQUESTING THE ASSEMBLY OF THE STATE OF NEW YORK PURSUANT TO ARTICLE IX OF THE CONSTITUTION TO ENACT INTO LAW ASSEMBLY BILL NO. 7073 ENTITLED "AN ACT TO AUTHORIZE THE COUNTY OF MONROE TO CONVEY TO THE CITY OF ROCHESTER AN EASEMENT FOR THE CONSTRUCTION, OPERATION, AND MAINTENANCE OF UNDERGROUND WATER LINES"

RESOLVED, that pursuant to Article IX of the Constitution, the Legislature of the County of Monroe does hereby request the enactment of legislation as follows:

Assembly Bill No. 7073 entitled "AN ACT to authorize the county of Monroe to convey to the city of Rochester an easement for the construction, operation, and maintenance of underground water lines"

and be it further

RESOLVED, that this resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; May 4, 2005 – CV: 11-0

Recreation and Education Committee; May 3, 2005 – CV: 5-0

Intergovernmental Relations Committee; May 3, 2005 – CV: 5-0

File No. 05-166

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Driscoll, Valerio and Malta

Intro. No. 223

RESOLUTION NO. 185 OF 2005

AUTHORIZING CONVEYANCE OF EASEMENT TO CITY OF ROCHESTER ACROSS LAND OF LEHIGH VALLEY TRAIL PARK; AUTHORIZING INTERMUNICIPAL AGREEMENT WITH TOWNS OF MENDON AND RUSH FOR COMPLETION OF LEHIGH VALLEY TRAIL BETWEEN ROCHESTER JUNCTION, TOWNS OF MENDON AND RUSH/HENRIETTA

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, upon authorization by the New York State Legislature, is hereby authorized to execute any agreements and any other documents necessary to convey to the City of Rochester a water main easement over approximately 14 acres of the Lehigh Valley Trail in the Towns of Mendon and Rush

for the consideration, in the amount of $85,000.

Section 2. Amend the 2005 operating budget of the Parks Department by appropriating the sum of $85,000, to be used for completion of the Lehigh Valley Trail, into account 001-088-0801, Parks Operations Administration.

Section 3. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the Towns of Mendon and Rush for completion of the Lehigh Valley Trail between Rochester Junction in the Town of Mendon and the Rush/Henrietta town line, using standard labor and equipment rates for the period January 1, 2005 through December 31, 2007.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; May 4, 2005 – CV: 11-0

Recreation and Education Committee; May 3, 2005 – CV: 5-0

Intergovernmental Relations Committee; May 3, 2005 – CV: 5-0

File No. 05-166

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Valerio and Driscoll

Intro. No. 224

RESOLUTION NO. 186 OF 2005

REQUESTING THE SENATE OF THE STATE OF NEW YORK PURSUANT TO ARTICLE IX OF THE CONSTITUTION TO ENACT INTO LAW SENATE BILL NO. 3584 ENTITLED "AN ACT AUTHORIZING THE COUNTY OF MONROE TO DISCONTINUE THE USE OF CERTAIN LANDS AS PARKLANDS"

RESOLVED, that pursuant to Article IX of the Constitution, the Legislature of the County of Monroe does hereby request the enactment of legislation as follows:

Senate Bill No. 3584 entitled "AN ACT authorizing the county of Monroe to discontinue the use of certain lands as parklands"

and be it further

RESOLVED, that this resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Recreation and Education Committee; May 3, 2005 – CV: 5-0

Ways and Means Committee; May 4, 2005 – CV: 11-0

File No. 05-167

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Valerio and Driscoll

Intro. No. 225

RESOLUTION NO. 187 OF 2005

REQUESTING THE ASSEMBLY OF THE STATE OF NEW YORK PURSUANT TO ARTICLE IX OF THE CONSTITUTION TO ENACT INTO LAW ASSEMBLY BILL NO. 6626 ENTITLED "AN ACT AUTHORIZING THE COUNTY OF MONROE TO DISCONTINUE THE USE OF CERTAIN LANDS AS PARKLANDS"

RESOLVED, that pursuant to Article IX of the Constitution, the Legislature of the County of Monroe does hereby request the enactment of legislation as follows:

Assembly Bill No. 6626 entitled "AN ACT authorizing the county of Monroe to discontinue the use of certain lands as parklands"

and be it further

RESOLVED, that this resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Recreation and Education Committee; May 3, 2005 – CV: 5-0

Ways and Means Committee; May 4, 2005 – CV: 11-0

File No. 05-167

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Valerio and Driscoll

Intro. No. 226

RESOLUTION NO. 188 OF 2005

AUTHORIZING CONVEYANCE TO GENESEE COUNTRY MUSEUM AND OTHER ADJOINING OWNERS FOR EXPANSION OF FACILITIES TO REMAINING PORTION OF LEHIGH VALLEY TRAIL PARK, TOWN OF WHEATLAND

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, upon authorization by the New York State Legislature, is hereby authorized to execute any agreements and any other documents necessary to convey to the Genesee Country Museum and other adjoining owners approximately 22 acres at the west end of the Lehigh Valley Trail for fair market value for either acquisition of additional parkland or additional improvements to the remaining portion of the Lehigh Valley Trail.

Section 2. Appropriate the sums received into account T-07, Parkland Acquisition.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Recreation and Education Committee; May 3, 2005 – CV: 5-0

Ways and Means Committee; May 4, 2005 – CV: 11-0

File No. 05-167

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Valerio, Malta and Driscoll

Intro No. 227

RESOLUTION NO. 189 OF 2005

REQUESTING THE SENATE OF THE STATE OF NEW YORK PURSUANT TO ARTICLE IX OF THE CONSTITUTION TO ENACT INTO LAW SENATE BILL NO. 3589-A ENTITLED "AN ACT TO AUTHORIZE THE COUNTY OF MONROE TO CONVEY A PERMANENT EASEMENT ACROSS THE LEHIGH VALLEY TRAIL PARK IN THE TOWN OF HENRIETTA, COUNTY OF MONROE"

RESOLVED, that pursuant to Article IX of the Constitution, the Legislature of the County of Monroe does hereby request the enactment of legislation as follows:

Senate Bill No. 3589-A entitled "AN ACT to authorize the county of Monroe to convey a permanent easement across the Lehigh Valley Trail Park in the Town of Henrietta, County of Monroe"

and be it further

RESOLVED, that this resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Recreation and Education Committee; May 3, 2005 – CV: 5-0

Intergovernmental Relations Committee; May 3, 2005 – CV: 5-0

Ways and Means Committee; May 4, 2005 – CV: 11-0

File No. 05-168

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Valerio, Malta and Driscoll

Intro. No. 228

RESOLUTION NO. 190 OF 2005

REQUESTING THE ASSEMBLY OF THE STATE OF NEW YORK PURSUANT TO ARTICLE IX OF THE CONSTITUTION TO ENACT INTO LAW ASSEMBLY BILL NO. 7694 ENTITLED "AN ACT TO AUTHORIZE THE COUNTY OF MONROE TO CONVEY A PERMANENT EASEMENT ACROSS THE LEHIGH VALLEY TRAIL PARK IN THE TOWN OF HENRIETTA, COUNTY OF MONROE"

RESOLVED, that pursuant to Article IX of the Constitution, the Legislature of the County of Monroe does hereby request the enactment of legislation as follows:

Assembly Bill No. 7694 entitled "AN ACT to authorize the County of Monroe to convey a permanent easement across the Lehigh Valley Trail Park in the Town of Henrietta, county of Monroe"

and be it further

RESOLVED, that this resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Recreation and Education Committee; May 3, 2005 – CV: 5-0

Intergovernmental Relations Committee; May 3, 2005 – CV: 5-0

Ways and Means Committee; May 4, 2005 – CV: 11-0

File No. 05-168

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Valerio, Malta and Driscoll

Intro. No. 229

RESOLUTION NO. 191 OF 2005

AUTHORIZING CONVEYANCE OF PERMANENT EASEMENT ACROSS LAND OF LEHIGH VALLEY TRAIL PARK, TOWN OF HENRIETTA

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, upon authorization by the New York State Legislature, is hereby authorized to execute any agreements and any other documents necessary to convey to the Town of Henrietta, a permanent sanitary sewer easement across approximately 0.04 acre of the Lehigh Valley Trail Park for fair market value to be utilized for either acquisition of additional parkland or improvement to the remaining Lehigh Valley Trail.

Section 2. Appropriate the sum received into account T-07, Parkland Acquisition.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Recreation and Education Committee; May 3, 2005 – CV: 5-0

Intergovernmental Relations Committee; May 3, 2005 – CV: 5-0

Ways and Means Committee; May 4, 2005 – CV: 11-0

File No. 05-168

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Driscoll and Valerio

Intro. No. 230

RESOLUTION NO. 192 OF 2005

AUTHORIZING CONTRACTS WITH THE NICHOLS TEAM, CROSBY-BROWNLIE, INC., MONROE PIPING & SHEET METAL, LLC, THURSTON BROS., INC. AND LECHASE CONSTRUCTION SERVICES, LLC FOR CONSTRUCTION OF SENECA PARK ZOO ELEPHANT EXHIBIT PROJECT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract with The Nichols Team, Inc., in the amount of $2,436,900, for general construction for the Seneca Park Zoo Elephant Exhibit Project, along with any amendments necessary to complete the project within the total capital fund appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract with Crosby-Brownlie, Inc., in the amount of $214,800, for electrical construction for the Seneca Park Zoo Elephant Exhibit Project along with any amendments necessary to complete the project within the total capital fund appropriation.

Section 3. The County Executive, or her designee, is hereby authorized to execute a contract with Monroe Piping & Sheet Metal, LLC, in the amount of $348,500, for mechanical construction for the Seneca Park Zoo Elephant Exhibit Project, along with any amendments necessary to complete the project within the total capital fund appropriation.

Section 4. The County Executive, or her designee, is hereby authorized to execute a contract with Thurston Bros., Inc., in the amount of $167,000, for plumbing construction for the Seneca Park Zoo Elephant Exhibit Project, along with any amendments necessary to complete the project within the total capital fund appropriation.

Section 5. The County Executive, or her designee, is hereby authorized to execute a contract with LeChase Construction Services, LLC, in the amount of $463,450, for elephant gates and elephant restraining device construction for the Seneca Park Zoo

Elephant Exhibit Project, along with any amendments necessary to complete the project within the total capital fund appropriation.

Section 6. Funding for this project is included in capital fund 1373.

Section 7. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; May 4, 2005 - CV: 11-0

Recreation and Education Committee; May 3, 2005 - CV: 5-0

File No. 05-169

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Driscoll and Valerio

Intro. No. 231

RESOLUTION NO. 193 OF 2005

SUPERSEDING BOND RESOLUTION DATED MAY 10, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $4,400,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE CONSTRUCTION OF A NEW EXHIBIT FOR THE ELEPHANTS AT THE SENECA PARK ZOO IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON JANUARY 11, 2005 (RESOLUTION NO. 37 OF 2005)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the construction of a new exhibit for the elephants at the Seneca Park Zoo in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $4,400,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($4,000,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is fifteen (15) years, pursuant to subdivision 19(c) of paragraph a of Section 11.00 of the Local Finance Law, computed from the date of the first obligation issued pursuant to this bond resolution, it being hereby determined that no obligations were ever issued pursuant to the bond resolution which this bond resolution supersedes.

Section 2. The maximum estimated cost thereof is now determined to be $4,400,000, and the plan for the financing thereof is by the issuance of $4,400,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the

consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 37 of 2005, being a bond resolution dated January 11, 2005, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $4,000,000 to $4,400,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of *Section 1.*150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Ways and Means Committee; May 4, 2005 - CV: 11-0

Recreation and Education Committee; May 3, 2005 - CV: 5-0

File No. 05-169.br

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

Note: Legislator Murray left the Chambers and was absent for the remainder of the Meeting.

By Legislators Driscoll and Dobson

Intro. No. 232

AUTHORIZING SETTLEMENT OF MATTER ENTITLED "ROBERT J. MALINOFF AND CAROL MALINOFF V. THE COUNTY OF MONROE, NEW YORK"

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Legislature hereby authorizes the settlement of the matter, entitled "Robert J. Malinoff and Carol Malinoff v. The County of Monroe, New York", in the amount of $300,000.

Section 2. The County Executive, or her designee, is hereby authorized to execute and deliver any and all documents necessary to effectuate such settlement.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; May 4, 2005 - CV: 10-1

File No. 05-161

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, May 13, 2005.

Effective Date: May 13, 2005.

By Legislators Smith and Dobson

Intro. No. 233

MOTION NO. 34 OF 2005

PROVIDING THAT THIS LEGISLATURE GO INTO EXECUTIVE SESSION

Be It Moved, that this Legislature be, and hereby is, in Executive Session for the purpose of discussing litigation relating to matters dealing with Referral 05-161.

Adopted: Ayes 28, Noes 0.

By Legislators Smith and Dobson

Intro. No. 234

MOTION NO. 35 OF 2005

PROVIDING THAT THE EXECUTIVE SESSION END

Be It Moved, that the Executive Session be, and hereby is, ended.

Adopted: Ayes 28, Noes 0.

ADOPTION OF

Intro. No. 232

RESOLUTION NO. 194 OF 2005

File No. 05-161
Adopted: Ayes 24, Noes 3.
Legislators Amato, Bullard and Eckel voted in the negative.
Approved by County Executive Maggie Brooks, May 13, 2005.
Effective Date: May 13, 2005.

UNFINISHED BUSINESS

NONE

Upon Motion by Legislator Smith, the Legislature adjourned at 9:00 P.M. until Tuesday, June 14, 2005 at 6:00 P.M.

JOANNE B. ZELAZNY
Clerk of the Legislature

SIXTH DAY

TUESDAY, JUNE 14, 2005

Legislature met pursuant to adjournment.

President Wayne E. Zyra in the Chair.

ROLL CALL

Present — Legislators Adair, Aldersley, Amato, Assini, Barker, Bullard, Cassetti, Colby, Cruz, Dobson, Driscoll, Eckel, Garner Goldstein, Hanna, LaFountain, Lee, Malta, Jeffery McCann, Peter McCann, O'Brien, Palumbo, Quatro, Smith, Valerio, Wilmot, Zyra — 26

Absent — Legislators Benet, Murray, Thomas — 3

Note: Legislators Benet, Murray and Thomas entered the Chambers later in the meeting.

Meeting formally opened. At the invitation of Legislator E. Daniel Quatro, Pastor Kevin Kisler, Covenant Presbyterian Church, delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Stephanie Polowe Aldersley.

APPROVAL OF MINUTES

Without objection, the journal of the session of Day 5, May 10, 2005 was approved as submitted.

PETITIONS AND COMMUNICATIONS

From the President of the Legislature - WAYNE E. ZYRA

Regarding Appointment to the Monroe County Water Authority Board.

Read and Adopted June 14, 2005. (File No. 05-170)

Regarding Confirmation of Appointment to the County of Monroe Industrial Development Agency.

Read and Adopted June 14, 2005. (File No. 05-171)

Declaring Communication Regarding Young Citizens of the Year and Willie Lightfoot Youth Advocate of the Year Recommendations to Be a Matter of Urgency.

Read and Adopted June 14, 2005 under Rule 23(A)(3). (File No. 05-246)

Declaring Communication from County Executive Regarding Proposed Agreement between Monroe County, Monroe County Sheriff, and the Civil Service Employees Association to Be a Matter of Urgency.

Read and Adopted June 14, 2005 under Rule 23(A)(3). (File No. 05-247)

Regarding Chaplain for the Month of June, Pastor Kevin Kisler, Covenant Presbyterian Church, at the Invitation of Legislator E. Daniel Quatro.

Read and Filed. (File No. RF05-106)

COUNTY LEGISLATORS

R. Anthony LaFountain, Bill Smith and E. Daniel Quatro — Regarding Memorializing the New York State Assembly to Support Bill A.02693 Calling for Civil Confinement of Likely Repeat Sexual Offenders.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-204)

Bill Smith, R. Anthony LaFountain, Jeffery L. McCann and E. Daniel Quatro — Regarding Memorializing the New York State Legislature to Enact Governor George Pataki's Legislation to Strengthen Megan's Law by Enacting Mandatory Lifetime Registration for All Convicted Sex Offenders, Requiring Law Enforcement Notification and Expanding Information Available on the Internet.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-205)

E. Daniel Quatro, Bill Smith, Jeffrey R. Adair, R. Anthony LaFountain and Jeffery L. McCann — Regarding Memorializing the New York State Senate to Support S.5443, Prohibiting the Distribution of Medicaid-Reimbursed Erectile Dysfunction Medication to Convicted Sex Offenders.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-206)

E. Daniel Quatro and David C. Malta — Regarding Memorializing the New York State Department of Health to Advance the Application Process for the Nursing Facilities Transition and Diversion Medicaid Waiver Program.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-207)

Bill Smith, R. Anthony LaFountain, Mary A. Valerio, E. Daniel Quatro and Michael G. Barker — Regarding Memorializing the New York State Assembly to Enact the Tenth Anniversary Omnibus Sex Offender Registration Reform Act.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-208)

Christopher J. Wilmot — Regarding Memorializing the United States Congress and the President of the United States to Continue Federal Support of Amtrak.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-209)

Edward M. O'Brien and Stephanie Polowe Aldersley — Regarding Memorializing President George W. Bush to Restore 9/11 Workers' Compensation Funds for New York State to the FY 2006 Federal Budget.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-210)

Edward M. O'Brien and Stephanie Polowe Aldersley — Regarding Memorializing the United States Senate to Remove the "Safe Harbor" Provision of the Energy Policy Act of 2005, Pertaining to Corporate Liability for MTBE Remediation.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-211)

Carla M. Palumbo and José A. Cruz — Regarding Memorializing The Environmental Protection Agency To Issue Regulations Establishing Lead-Safe Construction Practices To Protect Families And Workers From Exposure To Lead Paint.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-212)

R. Anthony LaFountain, David C. Malta and Michael G. Barker — Regarding Memorializing the New York State Legislature to Adopt Governor George E. Pataki's New Anti-Terror Legislation.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-245)

From the County Executive — MAGGIE BROOKS

Regarding Eight-Year Review of the Monroe County Midwestern Agricultural District No. 1.

Read and Referred to Planning and Economic Development Committee. (File No. 05-213)

Regarding Authorizing Application to the United States Foreign-Trade Zones Board Requesting Approval of Expansion of Manufacturing/ Processing Authority for Foreign-Trade Subzone No. 141A.

Read and Referred to Planning and Economic Development Committee. (File No. 05-214)

Regarding Amending the 2005 Capital Budget to Increase the Project Authorization and Financing for the Project entitled "Police Communications System" to Provide an Enhanced Communications System for all Local Law Enforcement, Fire and Emergency Medical Services Agencies.

Read and Referred to Public Safety and Ways and Means Committees and Withdrawn June 27, 2005. (File No. 05-215)

Regarding Acceptance of a Gift from the US Smokeless Tobacco Company of a Polaris Ranger 6x6 Utility Vehicle.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-216)

Regarding Acceptance of a Grant from the Governor's Traffic Safety Committee and Authorizing Intermunicipal Agreements with the Monroe County Sheriff's Office and Seven Municipalities for the Impaired Driving Deterrence Program.

Read and Referred to Public Safety, Intergovernmental Relations and Ways and Means Committees. (File No. 05-217)

Regarding Authorizing a Contract with The Health Association, Inc. d/b/a DePaul for a DWI Victim Advocate/Coordinator.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-218)

Regarding Authorizing a Contract with Delphi Drug and Alcohol Council, Inc. for a DWI Victim Advocate/Coordinator.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-219)

Regarding Adopting a Resolution Authorizing an Application for a Grant from the New York State Office of Parks, Recreation and Historic Preservation for Restoration of the Lamberton Conservatory in Highland Park.

Read and Referred to Recreation and Education and Ways and Means Committees. (File No. 05-220)

Regarding Adopting a Resolution Authorizing an Application by Wild Wings, Inc. for a Grant from the New York State Office of Parks, Recreation and Historic Preservation for Improvements at the Mendon Ponds Park Nature Center.

Read and Referred to Recreation and Education Committee. (File No. 05-221)

Regarding Approval of Monroe Community College's 2005-2006 Operating Budget.

Read and Referred to Recreation and Education and Ways and Means Committees. (File No. 05-222)

Regarding Acceptance of a Grant from the R.A. Bloch Cancer Foundation, Inc.; Amending the 2005-2010 Capital Improvement Program; Amending the 2005 Capital Budget; Adding a Capital Project entitled, "Monroe County's Richard and Annette Bloch Cancer Survivors Park;" Authorizing Financing for the Project; and Establishing a Trust Fund for Perpetual Maintenance.

Read and Referred to Recreation and Education and Ways and Means Committees. (File No. 05-223)

Regarding Acceptance of a Gift from Richard F. Brush for Monroe County's Off-Leash Dog Areas.

Read and Referred to Recreation and Education and Ways and Means Committees. (File No. 05-224)

Regarding Acceptance of a Grant from the New York State Governor's Traffic

Safety Committee for the Child Passenger Safety Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-225)

Regarding Acceptance of a Grant from the New York State Department of Health for the Abstinence Education and Promotion Initiative Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-226)

Regarding Acceptance of a Grant from the New York State Department of Health for the Sexually Transmitted Disease Accelerated Prevention Campaign Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-227)

Regarding Acceptance of a Grant from the New York State Department of Health for the HIV Client Services - Emerging Communities Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-228)

Regarding Acceptance of a Grant from the New York State Department of Health for the Drinking Water Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-229)

Regarding Acceptance of a Combined Grant from the New York State Department of Health for the Tuberculosis Prevention and Control/Elimination Program (formerly Tuberculosis Prevention/Control, Elimination and Targeted Testing Program) and Public Health Campaign Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-230)

Regarding Amending Resolution 166 of 2005 to Accept Additional Funding from the New York State Office of Temporary and Disability Assistance for the 2004-2005 Home Energy Assistance Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-231)

Regarding Acceptance of a Grant from the New York State Department of Health for the Medicaid Managed Care Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-232)

Regarding Acceptance of a Grant from the New York State Office of Children and Family Services for the Caseworker Education Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-233)

Regarding Amending Resolution 27 of 2002 to Extend the Term of the Affiliation Agreement with the University of Rochester School of Medicine and Dentistry for Medical Services for Monroe Community Hospital and the License for Use of Space at Monroe Community Hospital; and Amending Resolution 183 of 2000 to Extend the Term of the Audiology Agreement with the University of Rochester School of Medicine and Dentistry for Audiology Services for Monroe Community Hospital.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-234)

Regarding Authorizing the Award of a Contract with Davis-Ulmer Sprinkler Company, Inc. and a Contract Amendment with Clark Patterson Associates for Construction Administration Services and Part-time Inspection Services for the Resource Recovery Facility Sprinkler System Upgrades and Improvements.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-235)

Regarding Acceptance of a Grant from the New York State Department of State and Environmental Conservation for the Brownfield Opportunity Areas Program; Amending Resolution 359 of 2004 to Amend the Contract with Blasland, Bouck & Lee, Inc. for Environmental Consulting Term Services.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-236)

Regarding Confirmation of Appointment and Reappointment to the Monroe County Airport Authority.

Read and Referred to Agenda/Charter Committee. (File No. 05-237)

Regarding Authorizing the Acquisition of Property Interests in Real Property for the Honeoye Falls No. 6 Road Culvert Project, in the Town of Rush.

Read and Referred to Transportation and Ways and Means Committees. (File No. 05-238)

Regarding Amending the 2005-2010 Capital Improvement Program and the 2005 Capital Budget to Advance Funds for the Design of the Big Ridge Road Project; Authorizing Financing for the Project; Authorizing a Contract for Engineering Services with Passero Associates Engineering, Architecture and Surveying, P.C., and Authorizing a Contract with the New York State Department of Transportation.

Read and Referred to Transportation and Ways and Means Committees. (File No. 05-239)

Regarding Amending the 2005 Capital Budget; Amending Bond Resolution 14 of 2003; Authorizing a Contract Amendment with Clough Harbour and Associates, LLP for Engineering Services; and Authorizing a Contract Amendment with the Town of Penfield for the Atlantic Avenue/Jackson Road Intersection Project in the Town of Penfield.

Read and Referred to Transportation and Ways and Means Committees. (File No. 05-240)

Regarding Authorizing a Contract for Engineering Services with LaBella Associates, P.C. and Authorizing a Contract with the New York State Department of Transportation for the Replacement of the Gilmore Road Bridge over Otis Creek Project in the Town of Clarkson.

Read and Referred to Transportation and Ways and Means Committees. (File No. 05-241)

Regarding Authorizing a Contract with Babcock Enterprises, LTD for Construction Services and Authorizing a Contract Amendment with LaBella Associates, P.C. for Resident Project Representation Services for the Construction of the Swamp Road Bridge over Salmon Creek Project, in the Town of Sweden.

Read and Referred to Transportation and Ways and Means Committees. (File No. 05-242)

Regarding Authorizing a Contract with Siddiqui Company for Operation of a Coffee and Pastry Stand at 111 Westfall Road.

Read and Referred to Ways and Means Committee. (File No. 05-243)

Regarding Publication of Unpaid Taxes.

Read and Referred to Ways and Means Committee. (File No. 05-244)

Regarding Administrative Refunds and Corrections for the Months of March and April 2005.

Read and Filed. (File No. RF05-107)

OTHERS COUNTY OFFICIALS

Mark R. Aesch, Chief Executive Officer, Rochester Genesee Regional Transportation Authority — Regarding Progress Report (April 1, 2004 through December 31, 2004).

Read and Filed. (File No. RF05-108)

Mary Louise Meisenzahl, MPA, CEM, Administrator, Office of Emergency Preparedness — Regarding Radiological Emergency Preparedness Plan, Revised March 1, 2005.

Read and Filed. (File No. RF05-109)

John E. Graham, P.E., Director, Department of Environmental Services — Regarding Solid Waste Tipping Fee Report for the Month of May 2005.

Read and Filed. (File No. RF05-110)

Monroe County Environmental Management Council — Regarding Notice and Agenda for Meeting Scheduled for May 18, 2005.

Read and Filed. (File No. RF05-111)

Mark Ballerstein, P.E., Engineering Operations Manager, Monroe County Division of Engineering and Facilities Management — Regarding Reporting Requirements for Pure Waters Contracts for the Months of April and May 2005.

Read and Filed. (File No. RF05-112)

Mark Ballerstein, P.E., Engineering Operations Manager, Monroe County Division of Engineering and Facilities Management — Regarding Construction Status Reports for the Months of March and April 2005.

Read and Filed. (File No. RF05-113)

Bonnie Pedrick-Coles, Chairperson, Monroe County Planning Board — Regarding Cancellation Notice for Meeting Scheduled for May 19, 2005.

Read and Filed. (File No. RF05-114)

Monroe County Department of Planning and Development — Regarding Development Review Referrals Summaries dated June 4, 2005 through June 7, 2005.

Read and Filed. (File No. RF05-115)

Monroe Community College Board of Trustees — Regarding Minutes of Meeting held April 25, 2005.

Read and Filed. (File No. RF05-116)

Monroe County Council of Governments — Regarding Notice and Agenda of Meeting Scheduled for May 17, 2005; Minutes of Meetings held July 20, 2004, September 21, 2004, January 18, 2005 and March 15, 2005; Steering Committee Candidates and Slate of Officers for 2005.

Read and Filed. (File No. RF05-117)

MISCELLANEOUS

Linda Kurtz, Director, Rochester Regional Office, New York State Office of Children and Family Services — Regarding Reporting Requirements Concerning the Death of a Child Pursuant to Section 20(5) of the Social Services Law, Child Fatality Reports Dated June 1, 2005 and June 10, 2005.

Read and Filed. (File No. RF05-118)

New York State Public Service Commission — Regarding Order Denying Petition for Rehearing, Issued and Effective May 19, 2005.

Read and Filed. (File No. RF05-119)

Nicholas A. Noce, Comptroller, Western Regional Off-Track Betting Corporation — Regarding April 2005 Retained Surcharge Revenue for Monroe County.

Read and Filed. (File No. RF05-120)

George D. Maziarz, New York State Senate, District 62 — Regarding Acknowledging Receipt of Memorializing Resolutions.

Read and Filed. (File No. RF05-121)

Carolee Conklin, Clerk, Rochester City Council — Regarding Agenda for Meeting Scheduled for June 14, 2005.

Read and Filed. (File No. RF05-122)

Debra J. Denz, Clerk, Town of Victor — Regarding Resolution entitled Acceptance of Final Environmental Impact Statement, Referral to Ontario County Planning Board, and Notice of Public Hearing to Amend Chapter 211, entitled, Zoning, Section 211-4 entitled, Mapped Zoning Districts Designated, and Section 211-27.1F(3) entitled, Route 26/251 Corridor Overlay District Regulations of the Town Code of the Town of Victor - High Point Business Park.

Read and Filed. (File No. RF05-123)

Glenna Chance, Executive Director, Multiple Chemical Sensitivity Advocacy Fund — Regarding the Proposed Pesticide Neighbor Notification Law.

Read and Filed. (File No. RF05-124)

Esther Leadley, President, Intercounty Association of Western New York — Regarding Notice of Meeting Scheduled for June 17, 2005, Hosted by Chemung County.

Read and Filed. (File No. RF05-125)

PROCLAMATIONS

By the President of the Legislature — WAYNE E. ZYRA

Recognized Jointly with Legislators Mary A. Valerio and Lynda Garner Goldstein "Karl Stabnau" for placing 1st in the *Essentially Ellington* essay contest hosted by Jazz at Lincoln Center.

Read and Filed.

Recognized Jointly with Legislator Stephanie Polowe Aldersley "West Irondequoit Central School District's Music Education Program" for being identified as one of the "Best 100 Communities for Music Education in America" by the American Music Conference.

Read and Filed.

Recognized Jointly with Legislator Stephanie Polowe Aldersley "Dake Jr. High School 2004-2005 Odyssey of the Mind Team" on winning the World Champion Title in May 2005.

Read and Filed.

Note: Legislator Benet entered the Chambers and was present for the remainder of the meeting.

FORMAL COMMITTEE REPORTS

NONE

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. Forty-three speakers addressed the Legislature on various subjects and the Open Forum concluded at 7:20 P.M.

Note: Legislator Murray entered the Chambers during the Public Forum and was present for the remainder of the meeting.

LOCAL LAWS

By Legislators LaFountain, Wilmot and Garner Goldstein

Intro. No. 235

MOTION NO. 36 OF 2005

PROVIDING THAT LOCAL LAW (INTRO. NO. 77 OF 2005), ENTITLED "AMENDING MONROE COUNTY SANITARY CODE TO ADD NEW ARTICLE ENTITLED 'PESTICIDE NEIGHBOR NOTIFICATION LAW'," BE LIFTED FROM THE TABLE

Be It Moved, that Local Law (Intro. No. 77 of 2005), entitled "Amending Monroe County Sanitary Code to Add New Article Entitled 'Pesticide Neighbor Notification Law'," be lifted from the table.

File No. 05-71

Adopted: Ayes 28, Noes 0.

By Legislators LaFountain, Wilmot and Garner Goldstein

Intro. No. 236

PROVIDING THAT LOCAL LAW (INTRO. NO. 77 OF 2005), ENTITLED "AMENDING MONROE COUNTY SANITARY CODE TO ADD NEW ARTICLE ENTITLED 'PESTICIDE NEIGHBOR NOTIFICATION LAW'," BE ADOPTED

Be It Moved, that Local Law (Intro. No. 77 of 2005), entitled "Amending Monroe County Sanitary Code to Add New Article Entitled 'Pesticide Neighbor Notification Law'," be adopted.

File No. 05-71

By Legislators Amato and Bullard

Intro. No. 237

PROVIDING THAT INTRO. NO. 77 OF 2005 BE AMENDED

Be It Moved, that Intro. No. 77 of 2005, be amended by substituting the following language:

The Monroe County Lawn and Tree Professional Applicators shall work with Monroe County to establish and maintain a Neighborhood Lawn Care Notification Registry to insure that Monroe County residents who wish to be notified prior to the commercial lawn care of properties adjoining their homes shall receive notification prior to application of any chemicals, liquid or dry, to neighboring properties. Monroe County Lawn and Tree Professional Applicators shall:

1. Provide annual written notice to their customer's adjoining neighbors within one hundred fifty (150) feet of their customer's property of the purpose and availability of the Registry. Such notice shall include a returnable registration card containing the name, address, phone number and e-mail address of the person seeking notification: and

2. Provide the neighbors of new customers with registration cards at the time a new customer is established: and

3. On the day prior to the commercial application of chemicals within one hundred fifty (150) feet of an adjoining residence, commercial applicators shall notify residents who have joined the Registry by phone or e-mail of the pending lawn care treatment: and

4. Inform the public about the Registry and shall advise that complaints about the performance under the notification program shall be directed to the Monroe County Department of Health and shall provide a phone number and e-mail address for receipt of those complaints; and

5. Annually provide informational brochures regarding the Registry to libraries, town halls, and other municipal operations in Monroe County.

The Monroe County Department of Health shall maintain the Registry and shall distribute registry names to registered pesticide applicators monthly to enable them to provide notice.

In addition, the county shall establish a five (5) member committee to annually evaluate the effectiveness of the Registry and to make recommendations to the County Legislature no later than the first of November each year and that this committee shall consist of one member from each of the following: the County Legislature, the Monroe County Department of Health, the Environmental Management Council, the Monroe County Lawn and Tree Professional Applicators and the Breast Cancer Coalition.

Failure to establish an effective notification program under the conditions of this referral shall be grounds for considering adoption of the New York State's 48-hour Neighbor Notification Law.

File No. 05-71

By Legislators Smith and J. McCann

Intro. No. 238

MOTION NO. 37 OF 2005

PROVIDING THAT INTRO. NO. 237 OF 2005 BE TABLED

Be It Moved, that Intro. No. 237 of 2005 be, and hereby is, tabled.

File No. 05-71

Adopted: Ayes 19, Noes 9.

Legislators Aldersley, Amato, Assini, Bullard, Colby, Eckel, Hanna, P. McCann and Murray voted in the negative.

Note: Legislator Thomas entered the Chambers and was present for the remainder of the meeting.

By Legislators Benet and Garner Goldstein

Intro. No. 239

MOTION NO. 38 OF 2005

PROVIDING THAT INTRO. NO. 77 OF 2005 BE AMENDED

Be It Moved, that Intro. No. 77 of 2005, be amended by deleting Sections 569-91 through 569-93, renumber Section 569-94 as 569-92, and substitute a new Section 569-91 as follows:

This law shall prohibit the commercial and residential lawn applications of pesticides for all purposes except in the case of emergencies as determined by the County's Director of Health.

File No. 05-71

Failed: Ayes 2, Noes 27.

Legislators Benet and Garner Goldstein voted in the positive.

VOTE ON

Intro. No. 236

MOTION NO. 39 OF 2005

File No. 05-71

Adopted: Ayes 21, Noes 8.

Legislators Amato, Assini, Bullard, Colby, Driscoll, Hanna, P. McCann and Thomas voted in the negative.

ADOPTION OF

Intro. No. 77

LOCAL LAW NO. 2 OF 2005

LOCAL LAW ENTITLED "AMENDING MONROE COUNTY SANITARY CODE TO ADD NEW ARTICLE ENTITLED PESTICIDE NEIGHBOR NOTIFICATION LAW"

BE IT ENACTED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Monroe County Sanitary Code is hereby amended to add the following Article XIII, entitled "Pesticide Neighbor Notification Law" to read as follows:

PESTICIDE NEIGHBOR NOTIFICATION LAW

§569-89. Legislative Intent.

The purpose of this Article is to implement the provisions of section 33-1004 of the New York Environmental Conservation Law. It is intended that this Article be read and applied consistently with that section and all other applicable provisions of the New York Environmental Conservation Law and regulations promulgated thereunder.

The Monroe County Legislature hereby reserves the right to modify or nullify this article, in the event that New York Environmental Conservation Law Section 33-1004 or other applicable provisions of the Environmental Conservation Law or regulations are revised subsequent to the passage of this article.

§569-90. Definitions.

For the purposes of this Article, all terms herein shall be as defined in Article 33 of the New York Environmental Conservation Law.

A. "Abutting property" means any property which has any boundary or boundary point in common with the property on which the pesticide is to be applied.

B. "Commercial lawn application" means the application of pesticide to ground, trees, or shrubs on public or private outdoor property. For the purposes of this Article the following shall not be considered commercial lawn application:

1. the application of pesticide for the purpose of producing an agricultural commodity;

2. residential application of pesticides;

3. the application of pesticides around or near the foundation of a building for the purpose of indoor pest control;

4. the application of pesticides by or on behalf of agencies except that agencies shall be subject to visual notification requirement pursuant to section 33-1003 of the New York Environmental Conservation Law where such application is within one hundred feet of a dwelling, multiple dwelling, public building or public park; and

5. the application of pesticides on golf courses or turf farms.

C. "Commissioner" means the Commissioner of the New York State Department of Environmental Conservation.

D. "Dwelling" means any building or structure or portion thereof which is occupied in whole or in part as the home, residence or sleeping place for one or two families.

E. "General use pesticide" means a pesticide which does not meet the state criteria for a restricted pesticide as established under authority of section 33-0303 of the New York Environmental Conservation Law.

F. "Multiple dwelling" means any dwelling which is to be occupied by or is occupied as the residence or home of three or more families living independently of each other.

G. "Pesticide" means:

1. Any substance or mixture of substances intended for preventing, destroying, repelling, or mitigating any pest; and

2. Any substance or mixture of substances intended for use as a plant regulator, defoliant or desiccant

H. "Premises" means land and improvements or appurtenances or any part thereof.

I. "Residential lawn application" means the application of general use pesticides to ground, trees, or shrubs on property owned by or leased to the person making such application. For the purposes of this Article the following shall not be considered residential lawn application:

1. the application of pesticides for the purpose of producing an agricultural commodity;

2. the application of pesticides around or near the foundation of a building for the purpose of indoor pest control;

3. the application of pesticides by or on behalf of agencies except that agencies shall be subject to visual notification requirement pursuant to section 33-1003 of the New York Environmental Conservation Law where such application is within one hundred feet of a dwelling, multiple dwelling, public building or public park; and

4. the application of pesticides on golf courses or turf farms.

§ 569-91. Notification Requirements for Commercial and Residential Lawn Applications.

A. Retail Consumer Information Sign.

All retail establishments that sell general use pesticides for commercial or residential lawn application shall display a sign meeting standards, established by the Commissioner pursuant to subdivision one of section 33-1005 of the New York Environmental Conservation Law, in a conspicuous place, and such sign shall be placed as close as possible to the place where such pesticides are displayed.

B. Prior Notification of Commercial Lawn Applications.

1. At least forty-eight hours prior to any commercial lawn application of a pesticide, the person or business making such application shall supply the written notice provided for in subdivision three of Section 33-1005 of the New York Environmental Conservation Law, to occupants of all dwellings on abutting property with a boundary that is within one hundred fifty feet of the site of such application; and to owners, owners' agents, or other persons in a position of authority for all other types of

premises that are on abutting property with a boundary that is within one hundred fifty feet of the site of such application. Owners or owners' agents of multiple family dwellings shall supply such written notice to the occupants of such multiple family dwellings and for all other types of premises, owners, owners' agents or other persons in a position of authority shall post such written notice in a manner specified by the Commissioner.

2. Such prior notification provisions shall not apply to the following:

   a. the application of anti-microbial pesticides and anti-microbial products as defined by FIFRA in 7 U.S.C. Section 136 (mm) and 136q(h)(2);

   b. the use of an aerosol product with a directed spray, in containers of eighteen fluid ounces or less, when used to protect individuals from an imminent threat from stinging and biting insects, including venomous spiders, bees, wasps, and hornets. This section shall not exempt from notification the use of any fogger product or aerosol product that discharges to a wide area;

   c. the use of non-volatile insect or rodent bait in a tamper resistant container;

   d. the application of a pesticide classified by the United States Environmental Protection Agency as an exempt material under 40 CFR Part 152.25;

   e. the application of a pesticide which the United States Environmental Protection Agency has determined satisfies its reduced risk criteria, including a biopesticide;

   f. the use of boric acid and disodium octaborate tetrahydrate;

   g. the use of horticultural soap and oils that do not contain synthetic pesticides or synergists;

h. the application of a granular pesticide, where granular pesticide means any ground applied solid pesticide that is not a dust or powder;

i. the application of a pesticide by direct injection into a plant or the ground;

j. the spot application of a pesticide, where spot application means the application of pesticide in a manually pressurized or non-pressurized container of thirty-two fluid ounces or less to an area of ground less than nine square feet;

k. the application of a pesticide to the ground or turf of any cemetery; and

l. an emergency application of a pesticide when necessary to protect against an imminent threat to human health, provided, however, that prior to any such emergency application, the person providing such application shall make a good faith effort to supply the written notice required pursuant to this title. Upon making an emergency application, the person making such application shall notify the Commissioner of the New York State Department of Health, using a form developed by such Commissioner for such purposes that shall include minimally the name of the person making such application, the pesticide business registration number or certified applicator number of the person making such application, the location of such application, the date of such application, the product name and United States Environmental Protection Agency registration number of the pesticide applied and the reason for such application.

C. Posting of Residential Lawn Applications.

1. All persons performing residential lawn applications treating an area more than one hundred square feet shall affix markers to be

placed within or along the perimeter of the area where pesticides will be applied. Markers are to be placed so as to be clearly

visible to persons immediately outside the perimeter of such property. Such markers shall be posted at least twelve inches above the ground and shall be at least four inches by five inches in size.

2. Such markers shall be in place on the day during which the pesticide is being applied and shall instruct persons not to enter the property and not to remove the signs for a period of at least twenty-four hours. Such instruction shall be printed boldly in letters at least three-eighths of an inch in height.

§569-92. Enforcement and Administrative Sanctions.

A. Pursuant to section 33-1004 of the New York Environmental Conservation Law, the County shall have concurrent authority to enforce the provisions of this Article administratively, provided that all sanctions, which shall be assessed after providing a hearing or opportunity to be heard, shall be as provided herein and shall be payable to the County.

B. Except as provided in paragraphs (1) and (2) of this subdivision, any person who violates any provision of this Article shall be liable for a civil penalty not to exceed five thousand dollars for a first violation, and not to exceed ten thousand dollars for a subsequent violation. Notwithstanding the foregoing:

1. An owner or owner's agent of a multiple dwelling or owner, owner's agent or a person in a position of authority for all other types of premises, who violates any provision of subdivision (B) of section 569-91 of this Article, and a person who violates any provision of subdivision (C) of such section, shall for a first such violation, in lieu of a penalty, be issued a written warning and shall also be issued educational materials prepared by the Commissioner pursuant to subdivision two of section 33-1005 of the New York Environmental Conservation Law. Such person shall, however, for a second violation, be liable for a civil penalty not to exceed one hundred dollars, and not to exceed two hundred fifty dollars for any subsequent violation.

2. Any person who violates any provision of subdivision (A) of section 569-91 of this Article shall be issued a warning for the first violation and shall be provided seven days to correct such violation; and shall be liable for a civil penalty not to exceed one hundred dollars for a second violation, and not to exceed two hundred fifty dollars for a subsequent violation.

§569-93. Criminal Sanctions.

Penalties imposed pursuant to this section may be assessed only against a person providing a commercial lawn application.

A. Any person having the culpable mental states defined in subdivision one or two of section 15.05 of the New York Penal Law who violates any provision of this Article, except an offense relating to the application of a general use pesticide, shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine not to exceed five thousand dollars for each day during which such violation continues or by imprisonment for a term of not more than one year, or by both such fine and imprisonment. If the conviction is for a subsequent offense committed after a first conviction of such person under this subdivision, punishment shall be by a fine not to exceed ten thousand dollars for each day during which such violation continues or by imprisonment for a term of not more than one year, or by both such fine and imprisonment.

B. Any person who violates any provision of this Article relating to the use of a general use pesticide shall be guilty of a violation and, upon conviction thereof, shall be punished by a fine not to exceed twenty-five hundred dollars. If the conviction is for a subsequent offense committed after the first such conviction of such person under this subdivision, punishment shall be by a fine not to exceed five thousand dollars.

§569-94. Effective Date.

This Article shall take effect on the first day of January immediately succeeding the date of its filing with the Secretary of State.

Section 2. This local law shall take effect in accordance with the provisions of Section 21 of the Municipal Home Rule Law and immediately upon filing in the office of the Secretary of State as provided for in Section 27 of the Municipal Home Rule Law.

Environment and Public Works Committee; March 2, 2005 - CV: 5-2 (As Amended)

File No. 05-71

Adopted: Ayes 21, Noes 8.

Legislators Amato, Assini, Bullard, Colby, Driscoll, Hanna, P. McCann and Thomas voted in the negative.

Approved by County Executive Maggie Brooks, July 7, 2005.

Effective Date: July 7, 2005.

MOTIONS, RESOLUTIONS AND NOTICES

By Legislators Colby and Hanna

Intro. No. 240

RESOLUTION NO. 195 OF 2005

APPOINTMENT TO MONROE COUNTY WATER AUTHORITY

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. In accordance with Section 1095, Title 5, of the Public Authorities Law, the appointment of:

Joseph R. Rulison, 3437 Elmwood Avenue, Rochester, New York 14610; and
Carol G. McManus, 17 Pine Cone Drive, Pittsford, New York 14534

to the Monroe County Water Authority are hereby confirmed. Mr. Rulison's term will expire in April of 2009. Ms. McManus's term will expire in April of 2006.

Section 2. This resolution shall take effect immediately.

File No. 05-170

Adopted: Ayes 29, Noes 0.

By Legislators Colby and Hanna

Intro. No. 241

RESOLUTION NO. 196 OF 2005

APPOINTMENT TO COUNTY OF MONROE INDUSTRIAL DEVELOPMENT AGENCY

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. In accordance with Sections 856 and 916 of the General Municipal Law,

the appointment made by President Wayne E. Zyra, President of the Legislature, of the following:

Theresa B. Mazzullo, 160 Edgemere Drive, Rochester, New York 14612
Ann L. Burr, 16 Mitchell Road, Pittsford, New York 14534
Stephen B. Moore, 9 Sandy Lane, Pittsford, New York 14534
Lauren A. Doyle, 4 Knollwood Drive, Rochester, New York 14618

to the County of Monroe Industrial Development Agency are hereby confirmed.

Section 2. This resolution shall take effect immediately and expire on May 9, 2008.

File No. 05-171
Adopted: Ayes 29, Noes 0.

By Legislators Assini and Driscoll

Intro. No. 242

RESOLUTION NO. 197 OF 2005

APPROVING SUBMISSION OF MONROE COUNTY 2005 CONSOLIDATED PLAN TO UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD); ACCEPTING GRANT FROM HUD FOR COMMUNITY DEVELOPMENT PROGRAMS; AND AUTHORIZING AGREEMENTS

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to submit the 2005 Consolidated Plan to the United States Department of Housing and Urban Development (HUD) and to provide such additional information as may be required by HUD for the Community Development Block Grant (CDBG), Home Investment Partnerships (HOME) and American Dream Downpayment Initiative (ADDI) programs.

Section 2. The County Executive, or her designee, is hereby authorized to accept grant funds in the amount of $2,979,143 or such other amount as determined by HUD, subject to HUD approval of the submission.

Section 3. The sum of $2,979,143 is hereby appropriated into Special Grants Fund 005, Agency G05, Community Development Grants, contingent on HUD approval.

Section 4. The County Executive, or her designee, is hereby authorized to execute any contracts, including intermunicipal agreements, and any amendments thereto, that are necessary to carry out the administration of the Community Development Block Grant (CDBG), Home Investment Partnerships (HOME) and the American Dream Downpayment Initiative (ADDI) programs.

Section 5. The County Executive, or her designee, is hereby authorized to approve the use of contingency funds or funds reprogrammed from current or prior years pursuant to HUD regulations.

Section 6. The County Executive, or her designee, is hereby authorized to accept, receive and reappropriate any funds which accrue to the Community Development Administration in the form of program income for use in connection with programs offered or funded by the Community Development Administration, which administers the grant. All such income shall be utilized in accordance with HUD regulations governing use of Consolidated Plan program income.

Section 7. The County Executive, or her designee, is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current year.

Section 8. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning and Economic Development Committee; May 23, 2005 - CV: 5-0

Ways and Means Committee; May 26, 2005 - CV: 9-0

File No. 05-177

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, June 21, 2005.

Effective Date: June 21, 2005.

By Legislators Driscoll and Dobson

Intro. No. 243

RESOLUTION NO. 198 OF 2005

APPROVING AGREEMENT BETWEEN MONROE COUNTY, MONROE COUNTY SHERIFF, AND CIVIL SERVICE EMPLOYEES ASSOCIATION

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The collective bargaining agreement with the Civil Service Employees Association is hereby approved for the period of January 1, 2004 through December 31, 2008, including economic benefits contained in the agreement to all full-time, unrepresented employees in pay groups 1 through 16.

Section 2. The 2005 Budget Salary Schedule is hereby amended to reflect the compensation program, as appropriate pursuant to the agreement with the Civil Service Employees Association.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No. 05-247
Adopted: Ayes 29, Noes 0.
Legislator Cassetti declared his interest prior to the vote.
Approved by County Executive Maggie Brooks, June 21, 2005.
Effective Date: June 21, 2005.

By Legislators Smith and Aldersley

Intro No 244

MOTION NO. 40 OF 2005

MOTION TO MOVE REMAINING AGENDA ITEMS AS A WHOLE

Be It Moved, that the remaining agenda items for June 14, 2005 Full Legislature Meeting be moved as a whole and voted on simultaneously by casting a unanimous vote by the Legislature Body.

Adopted: Ayes 29, Noes 0.

By Legislators Driscoll, Malta, Assini, Hanna, LaFountain, Valerio, Barker, Adair

Intro No 245

ADOPTING 2006-2011 CAPITAL IMPROVEMENT PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Legislature hereby adopts the proposed 2006-2011 Capital Improvement Program of the County of Monroe, as submitted by County Executive Maggie Brooks, in its entirety.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; May 26, 2005 – CV: 9-0
Intergovernmental Relations Committee; May 24, 2005 – CV: 5-0
Planning and Economic Development Committee; May 23, 2005 – CV: 5-0
Environment and Public Works Committee; May 25, 2005 – CV: 7-0
Human Services Committee; May 24, 2005 – CV: 7-0
Recreation and Education Committee; May 24, 2005 – CV: 5-0
Public Safety Committee; May 23, 2005 – CV: 7-0
Transportation Committee; May 26, 2005 - CV: 7-0
File No. 05-178

By Legislators Driscoll, Malta, Assini, Hanna, LaFountain, Valerio, Barker, Adair

Intro. No. 246

MOTION NO. 41 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 245 OF 2005), "ADOPTING 2006-2011 CAPITAL IMPROVEMENT PROGRAM," BE TABLED

Be It Moved, that Resolution (Intro. No. 245 of 2005), entitled "Adopting 2006-2011 Capital Improvement Program," be tabled.

File No. 05-178

Adopted: Ayes 29, Noes 0.

By Legislators Driscoll, Malta, Assini, Hanna, LaFountain, Valerio, Barker, Adair

Intro. No. 247

RESOLUTION NO. 199 OF 2005

FIXING PUBLIC HEARING FOR ADOPTION OF 2006-2011 CAPITAL IMPROVEMENT PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Legislature hereby fixes a public hearing to be held before the Monroe County Legislature on July 12, 2005, at 6:15 p.m. at the County Legislative Chambers, County Office Building, Rochester, New York, on the 2006-2011 Capital Improvement Program of the County of Monroe, submitted by County Executive Maggie Brooks.

Section 2. The Clerk of the Legislature is hereby directed to publish the legal notice of such public hearing at least once in one daily newspaper of general circulation in the County, at least ten (10) days before the date set for the first hearing.

Section 3. This resolution shall take effect immediately.

Ways and Means Committee; May 26, 2005 – CV: 9-0

Intergovernmental Relations Committee; May 24, 2005 – CV: 5-0

Planning and Economic Development Committee; May 23, 2005 – CV: 5-0

Environment and Public Works Committee; May 25, 2005 – CV: 7-0

Human Services Committee; May 24, 2005 – CV: 7-0

Recreation and Education Committee; May 24, 2005 – CV: 5-0

Public Safety Committee; May 23, 2005 – CV: 7-0

Transportation Committee; May 26, 2005 - CV: 7-0

File No. 05-178

Adopted: Ayes 29, Noes 0.

By Legislators Assini and Driscoll

Intro. No. 248

RESOLUTION NO. 200 OF 2005

APPROVING 2005-2006 OPERATING AND CAPITAL BUDGETS FOR CULTURAL CENTER COMMISSION

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Legislature hereby approves the appropriation of the sum of $83,682 from the Administration Account of the 2005-2006 Cultural Center Commission's Capital Budget to its 2005-2006 Cultural Center Commission Operating Budget, for the period of July 1, 2005 through June 30, 2006, as follows:

Administrative Expenses:	
Salaries	$52,690
Fringe Benefits	21,578
Total Administrative Expenses	$74,268
Office Supplies/Equipment:	$250
Contractual Expenses:	
Telephone and Postage	$600
Printing and Advertising	500
Dues and Subscriptions	64
Training and Meeting	500
Professional Services	5,000
Marketing	2,000
Total Contractual Expenses	$8,664
Contingency:	$500
Total Operating Budget:	$83,682

Section 2. The County Legislature hereby approves the reappropriation and transfer of the unencumbered balances of the Cultural Center Commission's Capital Budget, as previously adopted by the Commission and approved by the County Legislature, as the 2005-2006 Capital Budget, effective July 1, 2005 through June 30, 2006, as follows:

Acquisition	$0
Core Complex	0
Audit Expenses	12,700
Streets/Open Space	17,585
Development	474,989
Executive Design	25,035
Administration Account	83,682
Total	$613,991

Section 3. The Cultural Center Commission is hereby authorized to transfer funds within the Cultural Center Commission capital accounts without further approval of the County Legislature in an amount not to exceed a total of $10,000 during the fiscal year July 1, 2005 through June 30, 2006.

Section 4. The Cultural Center Commission is hereby authorized to transfer unencumbered funds within the Cultural Center Commission operating accounts in accordance with the financial and budgetary administrative practices of the City of Rochester.

Section 5. Funding for this program is included in capital fund 224.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning and Economic Development Committee; May 23, 2005 - CV: 5-0

Ways and Means Committee; May 26, 2005 - CV: 9-0

File No. 05-179

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, June 21, 2005.

Effective Date: June 21, 2005.

By Legislators Barker and Driscoll

Intro. No. 249

RESOLUTION NO. 201 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR MOTOR VEHICLE THEFT AND INSURANCE FRAUD PREVENTION PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $39,000 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for the Motor Vehicle Theft and Insurance Fraud Prevention Program, for the period of April 1, 2005 through March 31, 2006.

Section 2. The 2005 operating budget of the Sheriff's Office is hereby amended by appropriating the sum of $39,000 into account 001-038-1007, Police Bureau, Zone A.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; May 23, 2005 - CV: 7-0
Ways and Means Committee; May 26, 2005 - CV: 9-0
File No. 05-180
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, June 21, 2005.
Effective Date: June 21, 2005.

By Legislators Barker and Driscoll

Intro. No. 250

RESOLUTION NO. 202 OF 2005

AUTHORIZING CONTRACT WITH COMPEER, INC. FOR MENTORING SERVICES AT MONROE COUNTY CHILDREN'S CENTER

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Compeer, Inc., for mentoring services for youth detained at the Monroe County Children's Center, in the amount of $23,500, for the period of May 1, 2005 through April 30, 2006, with the option to renew for two (2) additional one-year terms, in an amount not to exceed $23,500 per year.

Section 2. Funding for this contract is included in the 2005 operating budget of the Department of Public Safety, account 001-024-2726, Office of Probation, OJJDP Congressional Earmark Program.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; May 23, 2005 - CV: 7-0
Ways and Means Committee; May 26, 2005 - CV: 9-0
File No. 05-181
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, June 21, 2005.
Effective Date: June 21, 2005.

By Legislators Barker and Driscoll

Intro. No. 251

RESOLUTION NO. 203 OF 2005

AUTHORIZING CONTRACT WITH FRANK B. IACOVANGELO, ESQ. AS PUBLIC ADMINISTRATOR FOR MONROE COUNTY

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Frank B. Iacovangelo, Esq., for office and staffing expenses incurred as Public Administrator for Monroe County, in the amount of $48,000 per year, for the period of January 1, 2005 through December 31, 2009.

Section 2. Funding for this contract is included in the 2005 operating budget of the Department of Public Safety, account 001-024-2341, Public Administrator.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; May 23, 2005 - CV: 7-0

Ways and Means Committee; May 26, 2005 - CV: 9-0

File No. 05-182

Adopted: Ayes 29, Noes 0.

Legislator Cassetti declared his interest prior to the vote.

Approved by County Executive Maggie Brooks, June 21, 2005.

Effective Date: June 21, 2005.

By Legislators Barker and Driscoll

Intro. No. 252

RESOLUTION NO. 204 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE FOR SELECTIVE TRAFFIC ENFORCEMENT PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $31,500 grant from, and to execute a contract and any amendments thereto with, the New York State Governor's Traffic Safety Committee, for the Selective Traffic Enforcement Program, for the period of October 1, 2004 through September 30, 2005.

Section 2. The 2005 operating budget of the Sheriff's Office is hereby amended by appropriating the sum of $31,500 into account 001-038-1004, Police Bureau, Zone A.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; May 23, 2005 - CV: 7-0

Ways and Means Committee; May 26, 2005 - CV: 9-0

File No. 05-183

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, June 21, 2005.

Effective Date: June 21, 2005.

By Legislators LaFountain and Driscoll

Intro No 253

RESOLUTION NO. 205 OF 2005

AMENDING RESOLUTION 296 OF 2002, AS AMENDED BY RESOLUTION 305 OF 2003, RESOLUTION 304 OF 2004 AND RESOLUTION 461 OF 2004, TO ACCEPT ADDITIONAL FUNDING FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR ABSTINENCE EDUCATION AND PROMOTION INITIATIVE PROGRAM AND TO EXTEND TIME PERIOD

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Section 1 of Resolution 296 of 2002, as amended by Resolution 305 of 2003, Resolution 304 of 2004 and Resolution 461 of 2004, is hereby amended to read as follows:

> The County Executive, or ~~his~~ her designee, is hereby authorized to accept a ~~$300,000~~ $360,000 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the Abstinence Education and Promotion Initiative Program, for the period of October 1, 2002 through ~~March 31,~~ September 30, 2005.

Section 2. The 2005 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $60,000 into account 001-058-0105, Abstinence Education and Promotion Initiative Grant.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Added language is underlined.
Deleted language is ~~stricken.~~

Human Services Committee; May 24, 2005 - CV: 7-0

Ways and Means Committee; May 26, 2005 - CV: 9-0

File No. 05-184

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, June 21, 2005.

Effective Date: June 21, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 254

RESOLUTION NO. 206 OF 2005

AMENDING RESOLUTION 376 OF 2004 TO ACCEPT ADDITIONAL FUNDING FROM HEALTH RESEARCH, INC. FOR PUBLIC HEALTH PREPAREDNESS AND RESPONSE TO BIOTERRORISM PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Section 1 of Resolution 376 of 2004 is hereby amended to read as follows:

> The County Executive, or her designee, is hereby authorized to accept a ~~$737,343~~ $746,343 grant from, and to execute a contract and any amendments thereto with, Health Research, Inc., for the Public Health Preparedness and Response to Bioterrorism Program, for the period of August 31, 2004 through August 30, 2005.

Section 2. The 2005 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $9,000 into account 001-058-0138, Public Health Preparedness and Response to Bioterrorism Grant.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Added language is underlined.
Deleted language is ~~stricken.~~

Human Services Committee; May 24, 2005 - CV: 7-0

Ways and Means Committee; May 26, 2005 - CV: 9-0

File No. 05-185

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, June 21, 2005.

Effective Date: June 21, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 255

RESOLUTION NO. 207 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE FOR MONROE COUNTY KINSHIP CAREGIVERS PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a

$152,000 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Temporary and Disability Assistance, for the Monroe

County Kinship Caregivers Program, for the period of April 1, 2005 through June 30, 2006.

Section 2. The 2005 operating budget of the Department of Human Services, Division of Social Services, is hereby amended by appropriating the sum of $152,000 into account 001-051-4577, Kinship Caregivers Program.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; May 24, 2005 - CV: 7-0

Ways and Means Committee; May 26, 2005 - CV: 9-0

File No. 05-186

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, June 21, 2005.

Effective Date: June 21, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 256

RESOLUTION NO. 208 OF 2005

ACCEPTING GRANT FROM UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT; AUTHORIZING CONTRACT WITH HILLSIDE CHILDREN'S CENTER, INC. FOR HOMELESS YOUTH PROJECT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $336,965 grant from, and to execute a contract and any amendments thereto with, the United States Department of Housing and Urban Development, for the Homeless Youth Project, for the period of April 1, 2005 through March 31, 2008.

Section 2. The 2005 operating budget of the Department of Human Services, Rochester-Monroe County Youth Bureau, is hereby amended by appropriating the sum of $336,965 into account 001-051-5626, HUD Supportive Housing Program Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Hillside Children's Center, Inc., for the Homeless Youth Project, in the amount of $77,948, for the period of April 1, 2005 through March 31, 2008.

Section 4. The County Executive, or her designee, is hereby authorized to execute any applications, agreements and amendments thereto, with the United States Department of Housing and Urban Development and/or Hillside Children's Center, Inc., to increase or decrease the contract amount and to extend the length of the contract(s) in order to maximize federal reimbursements for these purposes.

Section 5. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 6. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 7. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; May 24, 2005 - CV: 7-0

Ways and Means Committee; May 26, 2005 - CV: 9-0

File No. 05-187

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, June 21, 2005.

Effective Date: June 21, 2005.

By Legislators Hanna and Driscoll

Intro. No. 257

RESOLUTION NO. 209 OF 2005

AUTHORIZING CONTRACT WITH BARBARA ELLIOT FOR OPERATION OF THE COUNTY OFFICE BUILDING CAFÉ

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Barbara Elliot, for the operation of the Monroe County Office Building Café, for a fee of 6% of gross sales excluding sales tax per month, for the period of July 1, 2005 through June 30, 2006, with the County having an option for four (4) one-year extensions, revocable with 30 days notice by the County Executive.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; May 25, 2005 - CV: 7-0
Ways and Means Committee; May 26, 2005 - CV: 9-0

File No. 05-188
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, June 21, 2005.
Effective Date: June 21, 2005.

By Legislators Hanna and Driscoll

Intro No 258

RESOLUTION NO. 210 OF 2005

AUTHORIZING CONTRACT WITH CLOUGH HARBOUR & ASSOCIATES, LLP FOR DESIGN SERVICES FOR TERMINAL IMPROVEMENTS PROJECT - PHASE III AT GREATER ROCHESTER INTERNATIONAL AIRPORT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract with Clough, Harbour & Associates, LLP, in the amount of $456,000, for design services for the Terminal Improvements Project - Phase III at the Greater Rochester International Airport, along with any amendments necessary to complete the project within the total capital fund appropriation.

Section 2. Funding for this project is included in capital fund 1124, and is funded with Passenger Facility Charges.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; May 25, 2005 - CV: 7-0
Ways and Means Committee; May 26, 2005 - CV: 9-0
File No. 05-189
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, June 21, 2005.
Effective Date: June 21, 2005.

By Legislators Hanna and Driscoll

Intro No 259

RESOLUTION NO. 211 OF 2005

AMENDING RESOLUTION 318 OF 1984, AS AMENDED BY RESOLUTION 176 OF 2003, AUTHORIZING LEASE WITH STATE OF NEW YORK FOR PARCEL OF LAND AT GREATER ROCHESTER INTERNATIONAL AIRPORT FOR NEW YORK ARMY NATIONAL GUARD

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Resolution 318 of 1984, as amended by Resolution 176 of 2003, is hereby further amended to authorize the County Executive, or her designee, to add approximately 8.39 acres of land at the Greater Rochester International Airport to the current leasehold of the New York Army National Guard and to assess an Airport user fee of $29,237 per year on the new parcel for the remainder of the lease through December 10, 2058.

Section 2. The County Executive, or her designee is also authorized to amend the lease agreement to provide for periodic review and adjustment of the user fee.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; May 25, 2005 - CV: 7-0

Ways and Means Committee; May 26, 2005 - CV: 9-0

File No. 05-190

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, June 21, 2005.

Effective Date: June 21, 2005.

By Legislators Adair and P. McCann

Intro. No. 260

RESOLUTION NO. 212 OF 2005

USE OF COUNTY ROADS AS DETOUR ROUTE DURING REHABILITATION OF WHEATLAND CENTER ROAD BRIDGE BY NEW YORK STATE THRUWAY AUTHORITY

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Monroe County Legislature does hereby authorize the New York State Thruway Authority to use Wheatland Center Road (County Road 174), between Wickens Road and North Road; Wickens Road (County Road 137) between Wheatland Center Road and Union Street; Union Street (County Road 170) between Wickens Road and North Road, and North Road (County Road 139) between Union Street and Wheatland Center Road as detour routes during rehabilitation of the Wheatland Center Road bridge.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; May 26, 2005 - CV: 7-0

File No. 05-191

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, June 21, 2005.

Effective Date: June 21, 2005.

By Legislators Adair and P. McCann

Intro. No. 261

RESOLUTION NO. 213 OF 2005

USE OF COUNTY ROAD AS DETOUR ROUTE DURING RECONSTRUCTION OF CULVERT ON NEW YORK STATE ROUTE 33, TOWN OF GATES

WHEREAS, the New York State Department of Transportation proposes to reconstruct highway culvert (C430041), S.H. 402, Buffalo Road, Part 3, P.I.N. 4803.28, in the Town of Gates; and

WHEREAS, in conformance with Section 10, Subdivision 19 of the New York State Highway Law, the New York State Department of Transportation proposes to utilize the following Monroe County roads and streets as detours during the period of necessity: County Road 160 (Pixley Road) between Marway Circle and State Route 33.

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Monroe County Legislature does hereby authorize the New York State Department of Transportation to utilize the above mentioned roads and streets as detours and maintain traffic on them in accordance with the Subsection 619 of its Standard Specifications during the period of necessity.

Section 2. The County of Monroe will continue to provide routine maintenance and snow and ice control for the above mentioned roads and streets.

Section 3. The Clerk of the Legislature is hereby directed to transmit four (4) certified copies of this Resolution to the State Department of Transportation.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; May 26, 2005 - CV: 7-0

File No. 05-192

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, June 21, 2005.

Effective Date: June 21, 2005.

By Legislators Adair and P. McCann

Intro. No. 262

RESOLUTION NO. 214 OF 2005

USE OF COUNTY ROAD AS DETOUR ROUTE DURING RECONSTRUCTION OF CULVERT ON NEW YORK STATE ROUTE 253, TOWN OF PITTSFORD

WHEREAS, the New York State Department of Transportation proposes to reconstruct highway culvert (C430041), S.H. 1639, Henrietta Station-South Arab Street, P.I.N. 4803.28, in the Town of Pittsford; and

WHEREAS, in conformance with Section 10, Subdivision 19 of the New York State Highway Law, the New York State Department of Transportation proposes to utilize the following Monroe County roads and streets as detours during the period of necessity: County Road 39 (Calkins Road) between Pittsford-Henrietta Town Line Road and State Route 65.

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Monroe County Legislature does hereby authorize the New York State Department of Transportation to utilize the above mentioned roads and streets as detours and maintain traffic on them in accordance with the Subsection 619 of its Standard Specifications during the period of necessity.

Section 2. The County of Monroe will continue to provide routine maintenance and snow and ice control for the above mentioned roads and streets.

Section 3. The Clerk of the Legislature is hereby directed to transmit four (4) certified copies of this Resolution to the State Department of Transportation.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; May 26, 2005 - CV: 7-0

File No. 05-193

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, June 21, 2005.

Effective Date: June 21, 2005.

By Legislators Quatro and LaFountain

Intro. No. 263

RESOLUTION NO. 215 OF 2005

SUPERSEDING BOND RESOLUTION DATED JUNE 14, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $2,211,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE REPLACEMENT OF THE OLD PENFIELD ROAD BRIDGE OVER IRONDEQUOIT CREEK, INCLUDING INCIDENTAL IMPROVEMENTS, IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON JULY 13, 2004 (RESOLUTION NO. 265 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the replacement of the Old Penfield Road Bridge over Irondequoit Creek, including incidental improvements, in and for the County of Monroe, New York (the "County"), it being determined that such Bridge shall be of stone, concrete, or steel, or a combination of two or more of such materials, there are hereby authorized to be issued $2,211,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($2,071,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is twenty (20) years, pursuant to subdivision 10 of paragraph a of Section 11.00 of the Local Finance Law, computed from July 21, 2000, the date of the first obligation issued therefor.

Section 2. The maximum estimated cost thereof is now determined to be $2,211,000, and the plan for the financing thereof is by the issuance of $2,211,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such

credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 265 of 2004, being a

bond resolution dated July 13, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $2,071,000 to $2,211,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of *Section 1.*150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Transportation Committee; May 26, 2005 - CV: 7-0

Ways and Means Committee; May 26, 2005 - CV: 9-0

File No. 05-194.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, June 21, 2005.

Effective Date: June 21, 2005.

By Legislators Adair and Driscoll

Intro. No. 264

RESOLUTION NO. 216 OF 2005

AUTHORIZING CONTRACT WITH WIND-SUN CONSTRUCTION, INC. FOR CONSTRUCTION SERVICES; AUTHORIZING CONTRACT AMENDMENT WITH CLARK PATTERSON ASSOCIATES FOR RESIDENT PROJECT REPRESENTATION SERVICES FOR CONSTRUCTION OF CLOVER STREET BRIDGE OVER ALLENS CREEK PROJECT, TOWN OF BRIGHTON

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract with Wind-Sun Construction, Inc., in the amount of $448,602, for the construction of the Clover Street Bridge over Allens Creek project, along with any amendments necessary to complete the project within the total capital fund appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract amendment with Clark Patterson Associates, in the amount of $57,806.37, for resident project representation services for the construction of the Clover Street Bridge over Allens Creek project, along with any amendments necessary to complete the project within the total capital fund appropriation.

Section 3. Funding for this project is included in capital fund 1275.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; May 26, 2005 – CV: 7-0

Ways and Means Committee; May 26, 2005 – CV: 9-0

File No. 05-195

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, June 21, 2005.

Effective Date: June 21, 2005.

By Legislators Driscoll and Dobson

Intro. No. 265

RESOLUTION NO. 217 OF 2005

AUTHORIZING SALE OF COUNTY-OWNED TAX FORECLOSED PROPERTY, TOWNS OF CLARKSON, CHILI, GATES, IRONDEQUOIT, OGDEN, PENFIELD, PERINTON AND PITTSFORD

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept the offers and to execute sale contracts and all documents conveying title to offerors, as described below:

Parcel	*Offeror*	*Offered Amount*
TA # 040.03-2-19 3 acres Woodstock Lane Town of Clarkson	Town of Clarkson 3710 Lake Road Clarkson, New York 14430	$1
TA # 054.01-2-62 0.42 acre Burch Farm Drive Town of Clarkson	Town of Clarkson 3710 Lake Road Clarkson, New York 14430	$1
TA # 054.01-2-63 0.65 acre Burch Farm Drive Town of Clarkson	Town of Clarkson 3710 Lake Road Clarkson, New York 14430	$1
TA # 160.01-2-18 0.11 acre 39 Gilman Avenue Town of Chili	Town of Chili 3333 Chili Avenue Rochester, New York 14624	$1
TA # 160.01-4-6 0.11 acre 141 Ballantyne Road Town of Chili	Town of Chili 3333 Chili Avenue Rochester, New York 14624	$1
TA # 160.01-4-10 0.17 acre 131 Ballantyne Road Town of Chili	Town of Chili 3333 Chili Avenue Rochester, New York 14624	$1
TA # 160.01-4-71 0.26 acre 27 Helm Street Town of Chili	Town of Chili 3333 Chili Avenue Rochester, New York 14624	$1
TA # 160.07-5-63 0.17 acre 58 Chester Avenue Town of Chili	Town of Chili 3333 Chili Avenue Rochester, New York 14624	$1

TA # 160.07-6-33 0.14 acre 62 Harold Avenue Town of Chili	Town of Chili 3333 Chili Avenue Rochester, New York 14624	$1
TA # 160.07-6-34 0.14 acre 54 Harold Avenue Town of Chili	Town of Chili 3333 Chili Avenue Rochester, New York 14624	$1
TA # 104.13-2-34 0.09 acre Charter Street Town of Gates	Town of Gates 1605 Buffalo Road Rochester, New York 14624	$1
TA # 061.14-5-42 0.12 acre 41 Denewode Park Town of Irondequoit	Town of Irondequoit 1280 Titus Avenue Rochester, New York 14617	$1
TA # 087.05-4-22 0.14 acre Harding Street Town of Ogden	Town of Ogden 269 Ogden Center Road Spencerport, New York 14559	$1
TA # 087.05-6-40 0.06 acre Park Road Town of Ogden	Town of Ogden 269 Ogden Center Road Spencerport, New York 14559	$1
TA # 108.05-2-8.31 0.21 acre 1231 Empire Boulevard Town of Penfield	Town of Penfield 3100 Atlantic Avenue Penfield, New York 14526	$1
TA # 153.02-2-41 10.54 acres High Street Extension Town of Perinton	Town of Perinton 1350 Turk Hill Road Fairport, New York 14450	$1
TA # 192.02-1-10.1 2.97 acres Elatia Circle Town of Pittsford	Town of Pittsford 11 South Main Street Pittsford, New York 14534	$1

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; May 26, 2005 - CV: 9-0

File No. 05-196

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, June 21, 2005.

Effective Date: June 21, 2005.

By Legislators Driscoll and Dobson

Intro. No. 266

RESOLUTION NO. 218 OF 2005

AUTHORIZING SALE OF COUNTY-OWNED TAX FORECLOSED PROPERTY, TOWN OF OGDEN

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept the offer and to execute a sale contract and all documents conveying title to offeror, as described below:

Parcel	*Offeror*	*Offered Amount*
TA # 115.04-3-20.2 0.05 acre Euler Road Town of Ogden	Howard C. Bryant 39 Euler Road Churchville, New York 14559	$100

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; May 26 2005 - CV: 9-0

File No. 05-197

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, June 21, 2005.

Effective Date: June 21, 2005.

By Legislators Driscoll and Dobson

Intro. No. 267

RESOLUTION NO. 219 OF 2005

DIRECTING CORRECTION, CANCELLATION AND LEVY OF CERTAIN MONROE COUNTY TAXES IN TOWN OF BRIGHTON

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Director of Finance - Chief Financial Officer is hereby authorized and directed to cancel certain Monroe County taxes as set forth and levied against the following properties:

City/Town	*Tax Account #*	*Year*	*Amount Currently Due*	*Amount of Corrected Tax*	*Amount of Taxes To Be Canceled*
Brighton	149.14-1-1./SPTS	2005	20,762.87	2,885.45	17,877.42
Brighton	149.14-1-1./SPTS	2004	23,258.09	2,758.39	20,499.70
Total			$44,020.96	$5,643.84	$38,377.12

Following are the assessed owners:

Tax Account Number	*Name and Mailing Address*
149.14-1-1./SPTS	Monroe Community College ESL Sports Centre 1000 East Henrietta Road Rochester, NY 14623

Section 2. The Controller is hereby authorized and directed to draw an order on the Director of Finance - Chief Financial Officer payable from the Erroneous Assessment Account for the sum of $38,377.12.

Section 3. The Director of Finance - Chief Financial Officer is authorized and directed to levy the following amounts against the following accounts:

Monroe County	$4,147.94
West Brighton Fire (BR102)	32,174.81
Ambulance District (BR110)	2,054.37
Total	$38,377.12

Section 4. The Application for Corrected Real Property Tax, and duplicate copy thereof, for the tax account number set forth in Section 1 hereof is marked approved, and the correct extension of taxes in the amount set forth in Section 1 hereof is entered on each such application and duplicate copy thereof.

Section 5. It is hereby ordered that the corrected taxes for said tax account number is in the amount set forth in Section 1 hereof, and the officer having jurisdiction of the tax roll is hereby directed to so correct such roll.

Section 6. The Director of Real Property Tax Services is hereby authorized and directed to transmit immediately to the officer having jurisdiction of the tax roll a certified copy of this resolution and the original of each application that has been marked approved, and also to mail to the applicants a notice of approval for each application that has been marked approved.

Section 7. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; May 26, 2005 - CV: 9-0

File No. 05-198

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, June 21, 2005.

Effective Date: June 21, 2005.

By Legislators Driscoll and Malta

Intro. No. 268

RESOLUTION NO. 220 OF 2005

MORTGAGE TAX DISTRIBUTION

WHEREAS, in compliance with Section 261 of the Tax Law, the County Clerk and the Director of Finance have filed with the Clerk of the Legislature and the New York State Tax Commission a joint report (File No. 05-199), showing the total amount of Mortgage Tax allocated to the various tax districts in Monroe County to be $6,941,609.51 for the period October 1, 2004 through March 31, 2005

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. That the Controller be, and he hereby is, authorized and directed to draw checks on the Mortgage Tax Fund and to make payment on or before June 15, 2005 as follows: one to the City of Rochester, Treasurer, in the amount of $1,069,646.73 and one to the Supervisor of each Town and to the Village Treasurer of each Village pursuant to the Distribution Table, as follows:

Mortgage Tax Refunds to
the Several Tax Districts of Monroe County

Brighton		$390,336.76
Chili		263,215.68
Clarkson		61,104.24
*Brockport Village		122.85
East Rochester		39,056.21
Gates		206,893.31
Greece		884,518.63
Hamlin		68,653.79
Henrietta		423,533.41
Irondequoit		569,110.47
Mendon		124,072.12
Honeoye Falls Village		13,359.48
Ogden		157,947.25
Spencerport Village		16,622.10
Parma		143,344.57
Hilton Village		22,797.63
Penfield		694,076.29
Perinton		520,385.06
Fairport Village		25,824.72
Pittsford		455,158.66
Pittsford Village		12,987.02
Riga		41,218.27
Churchville Village		7,844.52
Rush		37,643.71
Sweden		71,814.67
*Brockport Village		15,243.04
Webster		522,063.43
Webster Village		30,193.41
Wheatland		43,311.60
Scottsville Village		9,509.88
Town and Village Totals		$5,871,962.78
City of Rochester		1,069,646.73
TOTAL		$6,941,609.51
*Brockport Total:	$15,365.89	

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; May 26, 2005 - CV: 9-0

Intergovernmental Relations Committee; May 24, 2005 – CV: 5-0

File No. 05-199

Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, June 21, 2005.
Effective Date: June 21, 2005.

By Legislators Barker and Driscoll

Intro. No. 269

RESOLUTION NO. 221 OF 2005

AUTHORIZING APPROPRIATION OF ADDITIONAL FUNDING FROM NEW YORK STATE UNIFIED COURT SYSTEM FOR ADDITIONAL COURT SECURITY STAFF

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to amend the 2005 operating budget of the Office of the Sheriff by appropriating the sum of $690,000 from the New York State Unified Court System, for additional court security staff, into account 001-038-3900, Court Security.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; May 23, 2005 - CV: 7-0
Ways and Means Committee; May 26, 2005 - CV: 9-0
File No. 05-200
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, June 21, 2005.
Effective Date: June 21, 2005.

By Legislators Valerio and Adair

Intro. No. 270

RESOLUTION NO. 222 OF 2005

CONFIRMING NOMINATIONS FOR YOUNG CITIZEN OF THE YEAR AWARD AND WILLIE LIGHTFOOT YOUTH ADVOCATE OF THE YEAR AWARD

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. In accordance with Resolution No. 225 of 1991, the Legislature hereby confirms the following nominations for the Young Citizen of the Year Award and the Youth Advocate of the Year Award:

Young Citizen Of The Year (Ages 12 And Under)

Emily Egan, 20 Brook Valley Drive, Rochester, New York 14624

Courtney E. Kodweis, 246 Haskins Lane North, Rochester, New York 14612
Jonah Martin, 3658 Chili Avenue, Rochester, New York 14624

Cassandra Metzinger, 466 Chestnut Ridge Road, Rochester, New York 14624
Jared Sawyer, 42 Langford Road, Rochester, New York 14615
Natascha Yogachandra, 68 Valley Brook Drive, Fairport, New York 14450

Young Citizen Of The Year (Ages 13-15)

Malcolm Cody, 58 Kansas Street, Rochester, New York 14609
Alyssa Nicole Dayton, 401 North Avenue, Rochester, New York 14626
Molly Flanagan, 96 Snowy Owl Ridge, Rochester, New York 14612
Wendy Latham, 12 Rivermeadow Drive, Rochester, New York 14623
Javon Snead, 43 Sherwood Avenue, Rochester, New York 14619
Micah Wightman, 105 East Parkway, Rochester, New York 14617

Young Citizen Of The Year (Ages 16-21)

Trevor Kellogg, 65 Harloff Road, Honeoye Falls, New York 14472
Kellen MacBeth, 409 Whittier Road, Spencerport, New York 14559
Elizabeth McGrath, 14 Hilltop Drive, Penfield, New York 14526
Meghan Olney, 39 Burlington Avenue, Rochester, New York 14619
Dennis Smalley, 76 White Road, Brockport, New York 14420
Edward Valle, 40 Orlando Street, Rochester, New York 14606
Ariel White, 321 Falstaff Road, Rochester, New York 14609

Willie Lightfoot Youth Advocate Of The Year

Kristen Berl, 434 Murwood Lane, Webster, New York 14580
Salvadora Guzman, 139D Kingsberry Drive, Rochester, New York 14626
Beverly Jackson, 285 Seneca Park Avenue, Rochester, New York 14617
Dwayne Mahoney, 327 Castlebar Road, Rochester, New York 14610
Annie Pride, 228 Arborwood Lane, Rochester, New York 14615
Maryanne Townsend, Esq., 48 Duncott Road, Fairport, New York, 14450

Section 2. This resolution shall take effect immediately.

Matter of Urgency
File No. 05-246
Adopted: Ayes 29, Noes 0.

UNFINISHED BUSINESS

NONE

Upon Motion by Legislator Smith, the Legislature adjourned at 8:15 P.M. until Tuesday July 12, 2005 at 6:00 P.M.

JOANNE B. ZELAZNY
Clerk of the Legislature

SEVENTH DAY

TUESDAY, JULY 12, 2005

Legislature met pursuant to adjournment.

President Wayne E. Zyra in the Chair.

ROLL CALL

Present — Legislators Adair, Aldersley, Assini, Barker, Benet, Cassetti, Colby, Cruz, Dobson, Driscoll, Eckel, Garner Goldstein, LaFountain, Lee, Malta, Jeffery McCann, Peter McCann, Murray, O'Brien, Quatro, Smith, Valerio, Wilmot, Zyra — 24

Absent — Legislators Amato, Bullard, Hanna, Palumbo, Thomas — 5

Note: Legislators Amato, Bullard and Palumbo entered the Chambers later in the meeting.

Meeting formally opened. At the invitation of Legislator Lynda Garner Goldstein, Roshi Bodhin Kjolhede, Rochester Zen Center, delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Peter N. McCann.

Note: Legislator Bullard entered the Chambers and was present for the remainder of the meeting.

MOTIONS, RESOLUTIONS AND NOTICES

By Legislators Smith and Aldersley

Intro. No. 271

RESOLUTION NO. 223 OF 2005

IN MEMORIAM

EXPRESSING REGRET OF THE MONROE COUNTY LEGISLATURE ON THE RECENT PASSING OF ARMY NATIONAL GUARD SPECIALIST ANTHONY S. COMETA

BE IT RESOLVED, that this Monroe County Legislature hereby expresses its deep sympathy at the recent passing of Anthony S. Cometa; and

WHEREAS, Anthony, who was born and raised in Greece, New York, moved to Las Vegas, Nevada with his father in 1999; and

WHEREAS, shortly after graduating from Silverado High School in 2002, Anthony joined the Nevada Army National Guard because he wanted to serve his country; and

WHEREAS, Anthony was a member of the 1864th Transportation Company, based in Henderson, Nevada. In 2004, he was deployed to Kuwait where he was responsible for transporting food, water and ammunition; and

WHEREAS, After serving in Kuwait, Anthony was reassigned as a gunner on a Humvee for convoy security in Iraq in 2005; and

WHEREAS, Anthony's dedication to his family, friends and country is a model for all to follow. He will be deeply missed by those who knew and loved him; and

WHEREAS, the legacy that Army National Guard Specialist Anthony S. Cometa has left his community is one in which he and his family should take great pride.

BE IT FURTHER RESOLVED, that the Clerk of the Legislature is hereby requested to forward a copy of this resolution to the bereaved family.

This resolution was adopted unanimously with each legislator rising in his or her place for a moment of silence.

File No. 05-273

APPROVAL OF MINUTES

Without objection, the journal of the session of Day 6, June 14, 2005 was approved as submitted.

PETITIONS AND COMMUNICATIONS

From the President of the Legislature - WAYNE E. ZYRA

Regarding Appointment to the Council of Governments.
Read and Adopted July 12, 2005. (File No. 05-201)

Regarding Appointment to the Monroe County Planning Board.
Read and Adopted July 12, 2005. (File No. 05-202)

Regarding Confirmation of Appointment to the 9-1-1 Operating Practices Board.

Read and Adopted July 12, 2005. (File No. 05-203)

Regarding Appointments to the Monroe County Traffic Safety.

Read and Adopted July 12, 2005 under Rule 23(C). (File No. 05-248)

Declaring Communication Regarding Expressing Regret of the Monroe County Legislature at the Recent Passing of Army National Guard Specialist Anthony S. Cometa as a Matter of Urgency.

Read and Adopted July 12, 2005 under Rule 23(A)(3). (File No. 05-273)

Regarding Chaplain for the Month of July, Roshi Bodhin Kjolhede, Rochester Zen Center, at the Invitation of Legislator Lynda Garner Goldstein.

Read and Filed. (File No. RF05-126)

COUNTY LEGISLATORS

Bill Smith, Robert J. Colby, Mary A. Valerio, Michael G. Barker, Wayne E. Zyra, E. Daniel Quatro, Peter N. McCann, David C. Malta, Mark J. Cassetti, Douglas B. Dobson, Mark W. Assini, A. Michael Hanna, John G. Driscoll, R. Anthony LaFountain, Jeffrey R. Adair, Jeffery L. McCann and Christopher J. Wilmot — Regarding Requesting the County Law Department to Advise Regarding Methods and Means to Restore in Monroe County the Limits on Government Power to Take Private Property recently Discarded by the United States Supreme Court.

Read and Referred to Agenda/Charter Committee. (File No. 05-249)

R. Anthony LaFountain, Bill Smith, Michael G. Barker and Mary A. Valerio — Regarding Memorializing the United States Congress to Pass Legislation Improving the National Program to Register and Monitor Convicted Sex Offenders.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-250)

Bill Smith, Robert J. Colby, Mary A. Valerio, Michael G. Barker, David C. Malta, Wayne E. Zyra, Peter N. McCann, Mark W. Assini, Mark J. Cassetti, Douglas B. Dobson, R. Anthony LaFountain, Jeffrey R. Adair, John G. Driscoll, E. Daniel Quatro, A. Michael Hanna, Jeffery L. McCann and Christopher J. Wilmot — Regarding Requesting the State Legislature to Amend the Constitution of the State of New York to Restore the Limits on Government Power to Take Private Property Recently Discarded by the United States Supreme Court.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-251)

David C. Malta, R. Anthony LaFountain, Mary A. Valerio and Michael G. Barker — Regarding Memorializing the New York State Assembly to Pass Bill A03383 Calling for more Stringent Punishment for those Who Commit Certain Crimes Against the Elderly or the Disabled.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-252)

R. Anthony LaFountain, Michael G. Barker, Mary A. Valerio and David C. Malta — Regarding Memorializing the New York State Assembly to Support Bill A.7466, Amending the Penal Law in Relation to Criminally Using Drug Paraphernalia.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-253)

Stephanie Polowe Aldersley, Edward M. O'Brien and C. Stephen Eckel — Regarding Memorializing the United States Congress and President George W. Bush to Pass and Sign S.768, The Comprehensive Identity Theft Prevention Act.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-254)

Stephanie Polowe Aldersley, Edward M. O'Brien, C. Stephen Eckel, José A. Cruz and Carla M. Palumbo — Regarding Educational Program to Protect Families and Children from Sexual Predators.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-255)

Carla M. Palumbo, Stephanie Polowe Aldersley, Edward M. O'Brien and C. Stephen Eckel — Regarding Memorializing the United States Senate to Pass S. 103, The Combat Meth Act of 2005, A Bill to Respond to the Illegal Production, Distribution, and use of Methamphetamine in the United States, and for Other Purposes.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-256)

From the County Executive — MAGGIE BROOKS

Regarding Acceptance of a Grant from the New York State Division of Probation and Correctional Alternatives for the Offender Urinalysis Testing Project.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-257)

Regarding Authorizing a Contract with The Center for Dispute Settlement for the Review of Selected Internal Affairs Cases.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-258)

Regarding Authorizing an Intermunicipal Agreement with the City of Rochester for its Drug Enforcement Demonstration Project.

Read and Referred to Public Safety, Intergovernmental Relations and Ways and Means Committees. (File No. 05-259)

Regarding Authorizing an Intermunicipal License Agreement with the Town of Irondequoit for a Stormwater Management Facility in Durand-Eastman Park.

Read and Referred to Intergovernmental Relations and Recreation and Education Committees. (File No. 05-260)

Regarding Authorizing an Intermunicipal Agreement with the City of Rochester for the Collection of Solid Waste and Recycling Services from County Facilities.

Read and Referred to Intergovernmental Relations, Environment and Public Works and Ways and Means Committees. (File No. 05-261)

Regarding Authorizing Intermunicipal Agreements with the City of Rochester and the Towns and Villages within Monroe County and Authorizing a Contract with the State of New York for Fleet Services.

Read and Referred to Intergovernmental Relations, Environment and Public Works and Ways and Means Committees. (File No. 05-262)

Regarding Acceptance of a Grant from the New York State Department of Health for the Public Health Campaign Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-263)

Regarding Acceptance of a Grant from the New York State Department of Health for the Sexually Transmitted Disease in Jails Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-264)

Regarding Authorizing a Contract with Lintech, LLC for an Integrated Clinical and Financial Information Management System at Monroe Community Hospital.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-265)

Regarding Authorizing a Contract with Clough Harbour & Associates, LLP for Design Services for the Baggage and Security System Improvements Project at the Greater Rochester International Airport.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-266)

Regarding Authorizing a Contract with Monroe #1 BOCES for Educational Services and Mechanical Training.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-267)

Regarding Authorizing a Contract with Monroe #1 BOCES for Educational Services and Mechanical Training.

Read and Referred to Pure Waters Administrative Board. (File No. 05-268)

Regarding Accepting Additional Funding from the New York State Department of Transportation for the State Supported Consolidated Local Street and Highway Improvement Program and Amending the 2005 Operating Budget of the Department of Transportation.

Read and Referred to Transportation and Ways and Means Committees. (File No. 05-269)

Regarding Amending the 2005 Operating Budget of the Department of Transportation to Accept Multi-modal Funding from the New York State Department of Transportation for Improvements to Dean Road in the Town of Parma.

Read and Referred to Transportation and Ways and Means Committees. (File No. 05-270)

Regarding Authorizing the Acquisition of Property Interests in Real Property for the North Greece Road Bridge Replacement Project, in the Town of Greece.

Read and Referred to Transportation and Ways and Means Committees. (File No. 05-271)

Regarding Authorizing the Sale of County Owned Tax Foreclosure Property in the Town of Greece.

Read and Referred to Ways and Means Committee. (File No. 05-272)

Regarding Administrative Refunds for the Month of May 2005.

Read and Filed. (File No. RF05-127)

OTHERS COUNTY OFFICIALS

Stephen W. Gleason, Chief Financial Officer, Department of Finance — Regarding Delegation of Authority from County of Monroe Director of Finance-Chief Financial Officer to County of Monroe Controller in Relation to $74,915,000 Public Improvement Bonds, 2005 and $5,350,000 Public Improvement Bond Anticipation Notes, 2005.

Read and Filed. (File No. RF05-128)

John E. Graham, P.E., Director, Department of Environmental Services — Regarding Solid Waste Tipping Fee Report for the Month of June 2005.

Read and Filed. (File No. RF05-129)

Bob DeLaura, Contract Administrator, Division of Engineering — Regarding Change Order Report for the Second Quarter of 2005, All Projects Except Pure Waters.

Read and Filed. (File No. RF05-130)

Bonnie Pedrick-Coles, Chairperson, Monroe County Planning Board — Regarding Notice and Agenda for Meeting Scheduled for June 23, 2005; Minutes of Meeting held April 28, 2005.

Read and Filed. (File No. RF05-131)

Monroe County Department of Planning and Development — Regarding Development Review Referrals Summaries dated June 8, 2005 through July 5, 2005.

Read and Filed. (File No. RF05-132)

Monroe Community College Board of Trustees — Regarding Minutes of Meeting held June 6, 2005.

Read and Filed. (File No. RF05-133)

MISCELLANEOUS

Monroe County Council of Governments — Regarding Notice and Agenda of Meeting Scheduled for July 19, 2005; Minutes of Meeting held May 17, 2005.

Read and Filed. (File No. RF05-134)

Sarah E. Lentini, President & Chief Executive Officer, and David J. Burns, Chairman, Arts & Cultural Council — Regarding 2004 Annual Report.

Read and Filed. (File No. RF05-135)

Monroe County Soil and Water Conservation District — Regarding Black Creek and Little Black Creek Watersheds.

Read and Filed. (File No. RF05-136)

New York State Department of Environmental Conservation — Regarding Public Notice Fact Sheet on Brownfield Cleanup Program.

Read and Filed. (File No. RF05-137)

Mitchell S. Morris, Associate Counsel, Office of State Comptroller — Regarding Acknowledging Receipt of the Order of the Monroe County Legislature Providing for the Increase and Improvement of Facilities for the Northwest Quadrant, Irondequoit Bay South Central and Rochester Pure Waters Districts.

Read and Filed. (File No. RF05-138)

New York State Public Service Commission — Regarding Order on Petitions for Rehearing and Clarification (Issued and Effective June 22, 2005).

Read and Filed. (File No. RF05-139)

Jacquelyne A. Leach, Comptroller, Western Regional Off-Track Betting Corporation — Regarding May 2005 Retained Surcharge Revenue for Monroe County.

Read and Filed. (File No. RF05-140)

George D. Maziarz, New York State Senate, District 62 — Regarding Acknowledging Receipt of Memorializing Resolution.

Read and Filed. (File No. RF05-141)

Joseph A. Errigo, New York State Assembly, District 130 — Regarding Acknowledging Receipt of Memorializing Resolution.

Read and Filed. (File No. RF05-142)

Charles H. Nesbitt, Minority Leader, New York State Assembly — Regarding Acknowledging Receipt of Memorializing Resolution.

Read and Filed. (File No. RF05-143)

Patricia Canfield, Clerk, Town of LeRoy — Regarding Notice of Public Hearing on Two Proposed Local Laws.

Read and Filed. (File No. RF05-144)

Debra J. Denz, Clerk, Town of Victor — Regarding Notice of Revised Action Date of the High Point Business Park Rezoning Vote to be July 25, 2005; Fred Rainaldi, High Point Business Park Developer, Request to be on the July 11, 2005 Agenda.

Read and Filed. (File No. RF05-145)

John M. Merklinger, Director, Emergency Communications Department, City of Rochester — County of Monroe - Regarding 2004 Annual Report; Corrections to the 2004 Annual Report.

Read and Filed. (File No. RF05-146)

Carolee Conklin, Clerk, Rochester City Council — Regarding Agenda for Meeting Scheduled for July 12, 2005; Minutes of Meetings held April 12 and May 10, 2005.

Read and Filed. (File No. RF05-147)

PROCLAMATIONS

By the President of the Legislature — WAYNE E. ZYRA

Recognized Jointly with Legislators Bill Smith, Stephanie Polowe Aldersley, Mark J. Cassetti, Mary A. Valerio, Frederick J. Amato, Douglas B. Dobson, David C. Malta, R. Anthony LaFountain, Michael G. Barker, Jeffrey R. Adair, John G. Driscoll, Lynda Garner Goldstein, E. Daniel Quatro, Edward M. O'Brien, Robert J. Colby, Christopher J. Wilmot, Ronnie Thomas, William J. Benet, Kevin B. Murray, Calvin Lee, Jr., C. Stephen Eckel, H. Todd Bullard, Carla M. Palumbo and José A. Cruz "Joseph G. Calabrese" upon his retirement after thirty-two years as President and Chief Executive Officer for the United Way of Greater Rochester.

Read and Filed.

Note: Legislator Amato entered the Chambers and was present for the remainder of the meeting.

Recognized Jointly with Legislators Bill Smith and Stephanie Polowe Aldersley "The 15th Anniversary of the Americans with Disabilities Act."

Read and Filed.

Recognized Jointly with Legislators John G. Driscoll and Lynda Garner Goldstein "The MCC Engineering Leadership Council" for their victory and achievements at the 2005 American Society for Engineering Education Conference.

Read and Filed.

Note: Legislator Palumbo entered the Chambers and was present for the remainder of the meeting.

Recognized Jointly with Legislator Jeffrey R. Adair "Mary Ross" for receiving the Monroe County Bar Association's Presidential Award for Professionalism.

Read and Filed.

Recognized Jointly with Legislators Stephanie Polowe Aldersley, Edward M. O'Brien and Christopher J. Wilmot "Bob, Judy and Michael Malley" upon the closing of Donuts Delite after forty-seven years of business.

Read and Filed.

Recognized Jointly with Legislators Calvin Lee, Jr., William J. Benet, Lynda Garner Goldstein and Kevin B. Murray "Bill Coppard" upon his retirement after twenty-three years with the Little Theatre.

Read and Filed.

RECESS

A recess was declared by President Zyra to allow for one **Public Hearings** entitled...

"Adopting 2006-2011 Capital Improvement Program." No speakers addressed the Legislature and the hearing concluded at 6:36 P.M.

RECONVENING LEGISLATURE

President Zyra reconvened the recessed meeting of July 12, 2005 and proceeded under the Usual Order of Business.

FORMAL COMMITTEE REPORTS

NONE

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. Nine speakers addressed the Legislature on various subjects and the Open Forum concluded at 7:02 P.M.

Note: During Public Forum, Vice President Cassetti was in the Chair during President Zyra's brief absence.

LOCAL LAWS

By Legislators Barker and Valerio

Intro. No. 272

A LOCAL LAW ENTITLED "AMENDING THE MONROE COUNTY ADMINISTRATIVE CODE TO ADD A NEW CHAPTER ENTITLED 'BANNING SALE, PURCHASE AND USE OF ALCOHOL WITHOUT LIQUID (AWOL) MACHINES AND OTHER ALCOHOL VAPORIZING DEVICES IN MONROE COUNTY'"

BE IT ENACTED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Monroe County Administrative Code is hereby amended to add the following Chapter entitled "Banning Sale, Purchase and Use of Alcohol Without Liquid (AWOL) Machines and Other Alcohol Vaporizing Devices" to read as follows:

Banning Sale, Purchase and Use of Alcohol Without Liquid (AWOL) Machines and Other Alcohol Vaporizing Devices

§ 1. Legislative Intent.

This Legislature hereby finds and determines that AWOL, an acronym for Alcohol With Out Liquid, is a machine that mixes spirits with pure oxygen creating a cloudy alcohol vapor which can be inhaled through the nose or mouth.

This Legislature further finds and determines that individuals who inhale alcohol vapors are faced with a number of personal health risks. Since the

alcohol vapors are absorbed through blood vessels in the nose or lungs, it creates a quicker and more intense effect on the brain because the vapors bypass the stomach and the liver. Health experts have claimed that the practice of inhaling alcohol vapor is linked to brain damage.

This Legislature further finds and determines that the AWOL machine creates serious health and safety risks for the community as a whole. Currently, AWOL is being marketed as a way to consume greater quantities of alcohol without the calories of beer, wine or liquor. Among the likely effects of increased and more widespread use of this product will be an increase in incidences of drunken driving, underage drinking and other alcohol abuses.

Therefore, the purpose of this law is to ban the sale, purchase, and use of Alcohol With Out Liquid (AWOL) machines and alcohol vapor devices in Monroe County.

Section 2. **Definitions.**

As used in this law, the following terms shall have the meanings indicated:

"AWOL" shall mean a device that mixes spirits with pure oxygen to produce a cloudy vapor that can be inhaled or snorted.

"Person" shall mean any natural person, individual, corporation, unincorporated association, proprietorship, firm, partnership, join venture, joint stock association, or other entity or business organization of any kind.

Section 3. **Prohibitions.**

Pursuant to Article 9, Section 2(C) 10 of the NEW YORK STATE CONSTITUTION, governing protection, healthy, safety, and well-being of persons, no person shall purchase, offer for sale or use an AWOL machine or alcohol vapor device within the County of Monroe.

Section 4. **Penalties.**

Any person who intentionally violates any provision of Section 3 of this law shall be guilty of an unclassified misdemeanor, punishable by a fine of up to One Thousand Dollars ($1,000.00). Each such violation shall constitute a separate and distinct offense.

Section 5. **Applicability.**

This law shall apply to any actions occurring on or after the effective date of this law.

Section 6. **Reverse Preemption.**

This law shall be null and void on the day that Statewide or federal legislation goes into effect, incorporating either the same or substantially similar provisions as are contained in this law, or in the event that a pertinent State or federal administrative agency issues and promulgates regulations preempting such action by the County of Monroe. The County Legislature may determine by resolution whether or not identical or substantially similar statewide legislation has been enacted for the purposes of triggering the provisions of this section.

Section 7. **Severability.**

If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 8. **Effective Date.**

This Chapter shall take effect immediately upon filing in the Office of the Secretary of State.

Section 2. This Local Law shall take effect in accordance with the provisions of Section 21 of the Municipal Home Rule Law and immediately upon filing in the Office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

Public Safety Committee; June 27, 2005 - CV: 7-0

File No. 04-380

By Legislators Barker and Valerio

Intro. No. 273

MOTION NO. 42 OF 2005

PROVIDING THAT LOCAL LAW (INTRO. NO. 272 OF 2005), ENTITLED "AMENDING THE MONROE COUNTY ADMINISTRATIVE CODE TO ADD A NEW CHAPTER ENTITLED 'BANNING SALE, PURCHASE AND USE OF ALCOHOL WITHOUT LIQUID (AWOL) MACHINES AND OTHER ALCOHOL VAPORIZING DEVICES IN MONROE COUNTY,'" BE TABLED

Be It Moved, that Local Law (Intro. No. 272 of 2005), entitled, "Amending the Monroe County Administrative Code to Add a New Chapter Entitled 'Banning Sale, Purchase and Use of Alcohol without Liquid (AWOL) Machines and Other Alcohol Vaporizing Devices in Monroe County,'" be tabled.

File No. 04-380

Adopted: Ayes 27, Noes 0.

By Legislators Barker and Valerio

Intro. No. 274

RESOLUTION NO. 224 OF 2005

FIXING A PUBLIC HEARING ON LOCAL LAW (INTRO. NO. 272 OF 2005), ENTITLED "AMENDING THE MONROE COUNTY ADMINISTRATIVE CODE TO ADD A NEW CHAPTER ENTITLED 'BANNING SALE, PURCHASE AND USE OF ALCOHOL WITHOUT LIQUID (AWOL) MACHINES AND OTHER ALCOHOL VAPORIZING DEVICES IN MONROE COUNTY'"

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. That there will be a public hearing at 6:15 P.M. on the 9th day of August, 2005, in the Legislative Chambers in the County Office Building, Rochester, New York on Local Law (Intro. No. 272 of 2005), entitled "Amending the Monroe County Administrative Code to Add a New Chapter Entitled 'Banning Sale, Purchase and Use of Alcohol without Liquid (AWOL) Machines and Other Alcohol Vaporizing Devices in Monroe County'."

Section 2. The Clerk of the Legislature is directed to give notice of the time and place of this public hearing, and a description of the proposed local law, to the news media within the County, and shall conspicuously post a copy of said notice in the office of the Clerk at least five days before said hearing. In addition, the Clerk shall cause said notice to be published once in the official newspapers of general circulation within the County at least five days before said hearing.

Section 3. This resolution shall take effect immediately.

Public Safety Committee; June 27, 2005 - CV: 7-0

File No. 04-380

Adopted: Ayes 27, Noes 0.

MOTIONS, RESOLUTIONS AND NOTICES

By Legislators Driscoll, Malta, Assini, LaFountain, Valerio, Barker and Adair

Intro. No. 275

MOTION NO. 43 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 245 OF 2005), ENTITLED "ADOPTING 2006-2011 CAPITAL IMPROVEMENT PROGRAM," BE LIFTED FROM THE TABLE

Be It Moved, that Resolution (Intro. No. 245 of 2005), entitled "Adopting 2006-2011 Capital Improvement Program," be lifted from the table.

File No. 05-178

Adopted: Ayes 27, Noes 0.

By Legislators Driscoll, Malta, Assini, LaFountain, Valerio, Barker and Adair

Intro. No. 276

MOTION NO. 44 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 245 OF 2005), ENTITLED "ADOPTING 2006-2011 CAPITAL IMPROVEMENT PROGRAM," BE ADOPTED

Be It Moved, that Resolution (Intro. No. 245 of 2005), entitled "Adopting 2006-2011 Capital Improvement Program," be adopted.

File No. 05-178

Adopted: Ayes 27, Noes 0.

ADOPTION OF

Intro. No. 245

RESOLUTION NO. 225 OF 2005

ADOPTING 2006-2011 CAPITAL IMPROVEMENT PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Legislature hereby adopts the proposed 2006-2011 Capital Improvement Program of the County of Monroe, as submitted by County Executive Maggie Brooks, in its entirety.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; May 26, 2005 – CV: 9-0
Intergovernmental Relations Committee; May 24, 2005 – CV: 5-0
Planning and Economic Development Committee; May 23, 2005 – CV: 5-0
Environment and Public Works Committee; May 25, 2005 – CV: 7-0
Human Services Committee; May 24, 2005 – CV: 7-0
Recreation and Education Committee; May 24, 2005 – CV: 5-0
Public Safety Committee; May 23, 2005 – CV: 7-0
Transportation Committee; May 26, 2005 - CV: 7-0
File No. 05-178
Adopted: Ayes 27, Noes 0.
Approved by County Executive Maggie Brooks, July 19, 2005.
Effective Date: July 19, 2005.

By Legislators Valerio and Driscoll

Intro. No. 277

APPROVING MONROE COMMUNITY COLLEGE OPERATING BUDGET FOR FISCAL YEAR 2005-2006

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The tuition and fee schedule for Monroe Community College for the fiscal year September 1, 2005 through August 31, 2006, as presented in the budget is hereby approved.

Section 2. The operating budget for the fiscal year September 1, 2005 through August 31, 2006 in the amount of $99,729,360, with County financial assistance of $13,850,000, is hereby approved.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Recreation and Education Committee; June 28, 2005 – CV: 5-0; August 3, 2005 - CV: 5-0
Ways and Means Committee; June 29, 2005 – CV: 9-0; August 3, 2005 - CV: 11-0
File No. 05-222

By Legislators Valerio and Driscoll

Intro. No. 278

MOTION NO. 45 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 277 OF 2005), ENTITLED "APPROVING MONROE COMMUNITY COLLEGE OPERATING BUDGET FOR FISCAL YEAR 2005-2006," BE TABLED

Be It Moved, that Resolution (Intro. No. 277 of 2005), entitled, "Approving Monroe Community College Operating Budget for Fiscal Year 2005-2006," be tabled.

File No. 05-222

Adopted: Ayes 27, Noes 0.

By Legislators Valerio and Driscoll

Intro. No. 279

RESOLUTION NO. 226 of 2005

FIXING PUBLIC HEARING ON RESOLUTION (INTRO. NO. 277 OF 2005), ENTITLED "APPROVING MONROE COMMUNITY COLLEGE OPERATING BUDGET FOR FISCAL YEAR 2005-2006"

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. That there will be a public hearing at 6:00 P.M. the 3rd day of August, 2005, in the Legislative Chambers in the County Office Building, Rochester, New York on Resolution (Intro. No. 277 of 2005), entitled "Approving Monroe Community College Operating Budget for Fiscal Year 2005-2006" before a joint meeting of the Recreation and Education and Ways and Means Committees of the Legislature.

Section 2. The Clerk of the Legislature is directed to give notice of the time and place of this public hearing, and a description of the proposed resolution, to the news media within the County, and shall conspicuously post a copy of said notice in the office of the Clerk at least five days before said hearing. In addition, the Clerk shall cause said notice to be published once in the official newspapers of general circulation within the County at least five days before said hearing.

Section 3. This resolution shall take effect immediately.

Recreation and Education Committee; June 28, 2005 – CV: 5-0

Ways and Means Committee; June 29, 2005 – CV: 9-0

File No. 05-222

Adopted: Ayes 27, Noes 0.

By Legislators Colby and LaFountain

Intro. No. 280

RESOLUTION NO. 227 OF 2005

APPOINTMENTS TO COUNCIL OF GOVERNMENTS

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. In accordance with Resolution 290 of 2002, the Legislature hereby confirm the appointments of Legislator Douglas B. Dobson, 1630 Edgemere Drive, Rochester, New York 14612 to the Council of Governments, as the Legislature's majority party liaison; and Legislator Edward M. O'Brien, 120 Thurlow Avenue, Rochester, New York 14609 to the Council of Governments as the Legislature's minority party liaison.

Section 2. This resolution shall take effect immediately.

File No. 05-201

Adopted: Ayes 27, Noes 0.

By Legislators Colby and LaFountain

Intro. No. 281

RESOLUTION NO. 228 OF 2005

APPOINTMENT TO MONROE COUNTY PLANNING BOARD

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. In accordance with Section C5-7 of the Monroe County Charter, the appointment, made by Legislature President Wayne E. Zyra, of C. Stephen Eckel, 270 Seneca Parkway, Rochester, New York 14613, to the Monroe County Planning Board as the Legislature's minority party representative, is hereby confirmed.

Section 2. This resolution shall take effect immediately.

File No. 05-202

Adopted: Ayes 27, Noes 0.

By Legislators Colby and LaFountain

Intro. No. 282

RESOLUTION NO. 229 OF 2005

APPOINTMENTS TO 9-1-1 OPERATING PRACTICES BOARD

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. In accordance with Resolution 361 of 1981, as modified by Resolution 23 of 1995, the appointments made by Wayne E. Zyra, President of the Legislature, of the following list of individuals to the 9-1-1 Operating Practices Board for terms expiring July 31, 2008, are hereby confirmed:

Mayor David Bonacchi, Representing the Association of Monroe County Villages, Village of East Rochester, 317 West Avenue, E. Rochester, New York 14445

Jeffrey Carlson, Deputy Mayor, representing the City of Rochester Administration, City Hall, 30 Church Street, Rochester, New York 14614

Edward Mager, representing City Contracted Ambulance, Rural Metro Corporation, 177 University Avenue, Rochester, New York 14605

Eric Davis, M.D., Hospital Representative, EMS/9-1-1 Medical Director, Strong Memorial Hospital, 601 Elmwood Avenue, Rochester, New York 14642

Honorable Benjamin Douglas, City Council Representative, City Hall Room 301, 30 Church Street, Rochester, New York 14614

Arnold J. Eckert, Citizen Representative, 2405 Oakview Drive, Rochester, New York 14617

Honorable Paul M. Kimball, Representing Monroe County Supervisors Association, 3710 Lake Road, Box 858, Clarkson, New York 14430

Commander James Sheppard, Representing Rochester Police Department, 185 Exchange Boulevard, Public Safety Building, Rochester, New York 14614

Battalion Chief Steve McClary, Representing Rochester Fire Department, Public Safety Building, 185 Exchange Boulevard, Rochester, New York 14614

Richard McQuilken, Fire Marshall, Ogden Police Department, 269 Ogden Center Road, Spencerport, New York 14559

Stephen C. Bowman, Director of Public Safety, Representing the County of Monroe County Administration, Department of Public Safety, 50 W. Main Street, Rochester, New York 14614

Sheriff Patrick O'Flynn, Representing the Monroe County Sheriff's Department, 130 S. Plymouth Avenue, Rochester, New York 14614

Chief Thomas Roche, Representing the Monroe County Law Enforcement Council, Gates Police Department, 1605 Buffalo Road, Rochester, New York 14624

Honorable E. Daniel Quatro, Representing the Monroe County Legislature, 637 Contempri Way, Webster, New York 14580

Al Sienkiewicz, Representing the Monroe County Fire Chief's Association, 266 Colorado Drive, Webster, New York 14580

President Lawrence Pierce, Representing the Monroe County Fire District Officers Association, 45 Charlemagne Drive, Mendon, New York 14506

Debbie Wellington, Representing Volunteer Ambulance Association, Greece Volunteer Ambulance, 336 Frisbee Hill Road, Hilton, New York 14468

Section 2. This resolution shall take effect immediately.

File No. 05-203

Adopted: Ayes 27, Noes 0.

By Legislators Assini and J. McCann

Intro. No. 283

EIGHT-YEAR REVIEW OF MONROE COUNTY MIDWESTERN AGRICULTURAL DISTRICT NO. 1

WHEREAS, the Monroe County Planning Board and the Monroe County Agricultural and Farmland Protection Board have submitted a joint report on the eight-year review of the Monroe County Midwestern Agricultural District No. 1 (the "District"); and

WHEREAS, the joint report recommends the continuation of this District, in the Towns of Ogden, Riga and Sweden, with the following modifications:

a. That seven parcels containing 397.8 acres be added to the District.

b. That three parcels containing 4 acres be removed from the District consisting of: two parcels in the Town of Ogden totaling 3.3 acres; and one parcel in the Town of Riga totaling 0.7 acres.

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Legislature hereby approves the continuation of the Monroe County Midwestern Agricultural District No. 1, with the addition of the foregoing parcels of land in the Towns of Ogden, Riga and Sweden; the removal of the foregoing parcels in the Towns of Ogden and Riga, as recommended above.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning and Economic Development Committee; June 27, 2005 - CV: 4-0
File No. 05-213

By Legislators Assini and J. McCann

Intro No. 284

MOTION NO. 46 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 283 OF 2005), ENTITLED "EIGHT-YEAR REVIEW OF MONROE COUNTY MIDWESTERN AGRICULTURAL DISTRICT NO. 1," BE TABLED

Be It Moved, that Resolution (Intro. No. 283 of 2005), entitled "Eight-Year Review of Monroe County Midwestern Agricultural District No. 1," be tabled.

File No. 05-213
Adopted: Ayes 0, Noes 0.

By Legislators Assini and J. McCann

Intro No. 285

RESOLUTION NO. 230 OF 2005

FIXING A PUBLIC HEARING ON RESOLUTION (INTRO. NO. 283 OF 2005), ENTITLED "EIGHT-YEAR REVIEW OF MONROE COUNTY MIDWESTERN AGRICULTURAL DISTRICT NO. 1"

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. That there will be a public hearing at 6:30 p.m. on the 1st day of August, 2005, at the Ogden Town Hall, 269 Ogden Center Road, Spencerport, New York on Resolution (Intro. No. 283 of 2005), entitled "Eight-Year Review of Monroe County Midwestern Agricultural District No. 1."

Section 2. The Clerk of the Legislature is directed to give notice of the time and place of this public hearing, and a description of the proposed resolution, to the news media within the County, and shall conspicuously post a copy of said notice in the

office of the Clerk at least five (5) days before said hearing. In addition, the Clerk shall cause said notice to be published once in the official newspapers of general circulation within the County at least five (5) days before said hearing.

Section 3. This resolution shall take effect immediately.

Planning and Economic Development Committee; June 27, 2005 - CV: 4-0
File No. 05-213
Adopted: Ayes 27, Noes 0.

By Legislators Smith and Aldersley

Intro. No. 287

MOTION NO. 47 OF 2005

MOTION TO MOVE REMAINING AGENDA ITEMS AS A WHOLE

Be It Moved, that the remaining agenda items for July 12, 2005 Full Legislature Meeting be moved as a whole and voted on simultaneously by casting a unanimous vote by the Legislature Body.

Adopted: Ayes 27, Noes 0.

By Legislators Assini and J. McCann

Intro. No. 288

RESOLUTION NO. 232 OF 2005

AUTHORIZING SUBMISSION OF REQUEST TO UNITED STATES FOREIGN-TRADE ZONES BOARD FOR APPROVAL OF EXPANSION OF MANUFACTURING/PROCESSING AUTHORITY FOR FOREIGN-TRADE SUBZONE NO. 141A

WHEREAS, the United States Foreign-Trade Zones Board granted authority to establish, operate, and maintain Foreign-Trade Subzone No. 141A in the Rochester, New York area by Board Order No. 401, issued December 16, 1988. Monroe County is the designated Grantee sponsor of the subzone for Eastman Kodak Company ("Kodak"). Foreign-Trade Subzone No. 141A is composed of four sites, comprising approximately 24 million square feet on 2,152 acres in the Rochester area. Attached as Exhibit A is a description of the sites that constitute Foreign-Trade Subzone No. 141A.

Kodak is utilizing an existing facility within Site 1 (Kodak Park) to manufacture printer cartridges. This imaging industry facility will import inputs at a higher customs duty rate than finished products, which, in many cases are customs duty free. The

subzone will allow Eastman Kodak to apply the duty free rate to its imported parts and materials and place this domestic manufacturing facility on an even playing field with foreign production facilities that can manufacture printer cartridges overseas and import them into the United States duty-free.

Kodak has requested that the County, as the Grantee sponsor of Subzone 141A, submit to the United States Foreign-Trade Zones Board a Request for Approval of the Expansion of the Manufacturing/Processing Authority to include this new operation within Kodak's subzone.

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to submit to the United States Foreign-Trade Zones Board, a Request for Approval of Expansion of the Manufacturing/Processing Authority for Eastman Kodak Company at Foreign-Trade Subzone No. 141A.

Exhibit A

Description Of Foreign-Trade Subzone No. 141a

Site 1: Kodak Park (2,134 acres), the company's main manufacturing and distribution center is located along I-390 and Ridgeway Avenue, in the communities of Rochester, Greece, and Gates;

Site 2: Hawk-eye Plant (14 acres) Paul Street/Avenue E, Rochester;

Site 3: The Out-Source Division of Rochester Rehabilitation Center (2 acres, 44,000 sq. ft.) 1357 University Avenue, Rochester;

Site 4: Rehabilitation Enterprises (2 acres, 20,000 sq. ft.) 207 Humboldt Street, Rochester;

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning and Economic Development Committee; June 27, 2005 - CV: 4-0

File No. 05-214

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, July 19, 2005.

Effective Date: July 19, 2005.

By Legislators Barker and Driscoll

Intro. No. 286

RESOLUTION NO. 231 OF 2005

ACCEPTING GIFT OF POLARIS® RANGER 6X6 UTILITY VEHICLE FROM US SMOKELESS TOBACCO COMPANY

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with the US Smokeless Tobacco Company, to accept a gift of a Polaris® Ranger 6x6 Utility Vehicle, with an estimated value of $9,150.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; June 27, 2005 - CV: 7-0

Ways and Means Committee; June 29, 2005 - CV: 9-0

File No. 05-216

Adopted: Ayes 23, Noes 4.

Legislators Aldersley, Cruz, Eckel and Garner Goldstein voted in the negative.

Approved by County Executive Maggie Brooks, July 19, 2005.

Effective Date: July 19, 2005.

By Legislators Barker, Malta and Driscoll

Intro. No. 289

RESOLUTION NO. 233 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE; AUTHORIZING INTERMUNICIPAL AGREEMENTS FOR IMPAIRED DRIVING DETERRENCE PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $14,622 grant from, and to execute a contract and any amendments thereto with, the New York State Governor's Traffic Safety Committee, for the Impaired Driving Deterrence Program, for the period of August 19, 2005 through September 5, 2005.

Section 2. The County Executive, or her designee, is hereby authorized to execute intermunicipal agreements, and any amendments thereto, with the City of Rochester and the towns of Brighton, East Rochester, Gates, Greece, Irondequoit and Webster,

for the Impaired Driving Deterrence Program, for the period of August 19, 2005 through September 5, 2005.

Section 3. The 2005 operating budget of the Department of Public Safety is hereby amended by appropriating the sum of $14,622 into account 001-024-3543, Highway Safety, Impaired Driving Deterrence Program.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; June 27, 2005 - CV: 7-0

Intergovernmental Relations Committee; June 28, 2005 - CV: 5-0

Ways and Means Committee; June 29, 2005 - CV: 9-0

File No. 05-217

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, July 19, 2005.

Effective Date: July 19, 2005.

By Legislators Barker and Driscoll

Intro. No. 290

RESOLUTION NO. 234 OF 2005

AUTHORIZING CONTRACT WITH THE HEALTH ASSOCIATION, INC. D/B/A DEPAUL FOR DWI VICTIM ADVOCATE/COORDINATOR

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with The Health Association, Inc. d/b/a DePaul, for a DWI Victim Advocate/Coordinator, in the amount of $14,700, for the period of January 1, 2005 through April 30, 2005.

Section 2. Funding for this contract is included in the 2005 operating budget of the Department of Public Safety, account 001-024-3528, Highway Safety, STOP-DWI System Support.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; June 27, 2005 - CV: 7-0
Ways and Means Committee; June 29, 2005 - CV: 9-0
File No. 05-218
Adopted: Ayes 27, Noes 0.
Approved by County Executive Maggie Brooks, July 19, 2005.
Effective Date: July 19, 2005.

By Legislators Barker and Driscoll

Intro. No. 291

RESOLUTION NO. 235 OF 2005

AUTHORIZING CONTRACT WITH DELPHI DRUG AND ALCOHOL COUNCIL, INC. FOR DWI VICTIM ADVOCATE/COORDINATOR

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Delphi Drug and Alcohol Council, Inc., for a DWI Victim Advocate/Coordinator, in the amount of $31,450, for the period of June 1, 2005 through May 31, 2006, with an option to renew for an additional one (1) year term in an amount not to exceed $32,000.

Section 2. Funding for this contract is included in the 2005 operating budget of the Department of Public Safety, account 001-024-3528, Highway Safety, STOP-DWI System Support.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; June 27, 2005 - CV: 7-0
Ways and Means Committee; June 29, 2005 - CV: 9-0
File No. 05-219
Adopted: Ayes 27, Noes 0.
Approved by County Executive Maggie Brooks, July 19, 2005.
Effective Date: July 19, 2005.

By Legislators Valerio and Adair

Intro No 292

RESOLUTION NO. 236 OF 2005

AUTHORIZING APPLICATION FOR GRANT FROM NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION FOR RESTORATION OF LAMBERTON CONSERVATORY IN HIGHLAND PARK

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized and directed to file an application for funds from the New York State Office of Parks, Recreation and Historic Preservation in accordance with the provisions of Title 9 of the Environmental Protection Act of 1993, in an amount not to exceed $350,000, and upon approval of said request to enter into a contract and execute a project agreement with the State for such financial assistance to Monroe County for restoration of the Lamberton Conservatory in Highland Park and, if appropriate, a conservation easement/preservation covenant to the deed of the assisted property.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Recreation and Education Committee; June 28, 2005 – CV: 5-0

File No. 05-220

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, July 19, 2005.

Effective Date: July 19, 2005.

By Legislators Valerio and Adair

Intro No 293

RESOLUTION NO. 237 OF 2005

AUTHORIZING APPLICATION BY WILD WINGS, INC. FOR GRANT FROM NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION FOR IMPROVEMENTS AT MENDON PONDS PARK NATURE CENTER

WHEREAS, Wild Wings, Inc. is applying to the New York State Office of Parks, Recreation and Historic Preservation (OPRHP) for a grant under the Environmental Protection Fund for a park project to be located in Mendon Ponds Park, a site within the territorial jurisdiction of the Monroe County Legislature; and

WHEREAS, as a requirement under the rules of these programs, said not-for-profit corporation must obtain the "approval/endorsement of the government body of the municipality in which the project will be located."

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Monroe County Legislature does hereby approve and endorse the application of Wild Wings, Inc. for a grant under the Environmental Protection Fund for a park project known as improvements to the raptor facilities, new trails, signage and interpretive displays and located within this community. And further, it is resolved that, should Wild Wings, Inc. be unable to do so, said property shall be forever maintained by Monroe County as a municipal park in this community consistent with the rules promulgated by OPRHP.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Recreation and Education Committee; June 28, 2005 - CV: 5-0

File No. 05-221

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, July 19, 2005.

Effective Date: July 19, 2005.

By Legislators Valerio and Driscoll

Intro. No. 295

RESOLUTION NO. 239 OF 2005

BOND RESOLUTION DATED JULY 12, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $750,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE ORIGINAL IMPROVEMENT AND EMBELLISHMENT OF MONROE COUNTY'S RICHARD AND ANNETTE BLOCH CANCER SURVIVORS PARK IN AND FOR SAID COUNTY AT AN ESTIMATED MAXIMUM COST OF $750,000

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the Monroe County's Richard and Annette Bloch Cancer Survivors Park in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $750,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to

pay the cost of the aforesaid class of objects or purposes. The period of probable usefulness of the aforesaid class of objects or purposes is fifteen (15) years, pursuant to clause (c) of subdivision 19 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is $750,000, and the plan for the financing thereof is by the issuance of $750,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid and/or private grant is received for the aforesaid purpose, such aid and/or grant shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or

notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Recreation and Education Committee; June 28, 2005 - CV: 5-0
Ways and Means Committee; June 29, 2005 - CV: 9-0
File No. 05-223.br
Adopted: Ayes 27, Noes 0.
Approved by County Executive Maggie Brooks, July 19, 2005.
Effective Date: July 19, 2005.

By Legislators Valerio and Driscoll

Intro. No. 296

RESOLUTION NO. 240 OF 2005

ACCEPTING GIFT FROM RICHARD F. BRUSH FOR MONROE COUNTY'S OFF-LEASH DOG AREAS

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto with, Richard F. Brush, to accept a gift in the amount of $10,000, for Monroe County's Off-Leash Dog Areas.

Section 2. The sum of $10,000 is hereby appropriated into Parks Department Trust Fund, T-107, Off Leash Dog Areas.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Recreation and Education Committee; June 28, 2005 - CV: 5-0
Ways and Means Committee; June 29, 2005 - CV: 9-0
File No. 05-224
Adopted: Ayes 27, Noes 0.
Approved by County Executive Maggie Brooks, July 19, 2005.
Effective Date: July 19, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 297

RESOLUTION NO. 241 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE FOR CHILD PASSENGER SAFETY PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $3,522 grant from, and to execute a contract and any amendments thereto with, the New York State Governor's Traffic Safety Committee, for the Child Passenger Safety Program, for the period of May 1, 2005 through September 30, 2005.

Section 2. The 2005 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $3,522 into account 001-058-0405, Health Education Grants.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Governor's Traffic Safety Committee.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; June 28, 2005 - CV: 6-0

Ways and Means Committee; June 29, 2005 - CV: 9-0

File No. 05-225

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, July 19, 2005.

Effective Date: July 19, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 298

RESOLUTION NO. 242 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR ABSTINENCE EDUCATION AND PROMOTION INITIATIVE PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $200,000 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the Abstinence Education and Promotion Initiative Program, for the period of October 1, 2005 through September 30, 2006.

Section 2. The 2005 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $200,000 into account 001-058-0105, Abstinence Education and Promotion Initiative Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Department of Health.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; June 28, 2005 - CV: 6-0

Ways and Means Committee; June 29, 2005 - CV: 9-0

File No. 05-226

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, July 19, 2005.

Effective Date: July 19, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 299

RESOLUTION NO. 243 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR SEXUALLY TRANSMITTED DISEASE ACCELERATED PREVENTION CAMPAIGN PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $115,280 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the Sexually Transmitted Disease Accelerated Prevention Campaign Program, for the period of April 1, 2005 through March 31, 2006.

Section 2. The 2005 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $70,000 into account 001-058-2036, STD Accelerated Prevention Campaign Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Department of Health.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; June 28, 2005 - CV: 6-0

Ways and Means Committee; June 29, 2005 - CV: 9-0

File No. 05-227

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, July 19, 2005.

Effective Date: July 19, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 300

RESOLUTION NO. 244 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR HIV CLIENT SERVICES - EMERGING COMMUNITIES PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $100,000 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the HIV Client Services – Emerging Communities Program, for the period of April 1, 2005 through March 31, 2006.

Section 2. The 2005 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $100,000 into account 001-058-2059, HIV Client Services – Emerging Communities Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Department of Health.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; June 28, 2005 - CV: 6-0

Ways and Means Committee; June 29, 2005 - CV: 9-0

File No. 05-228

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, July 19, 2005.

Effective Date: July 19, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 301

RESOLUTION NO. 245 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR DRINKING WATER PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $182,000 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the Drinking Water Program, for the period of April 1, 2005 through March 31, 2006.

Section 2. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Department of Health.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; June 28, 2005 - CV: 6-0

Ways and Means Committee; June 29, 2005 - CV: 9-0

File No. 05-229

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, July 19, 2005.

Effective Date: July 19, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 302

RESOLUTION NO. 246 OF 2005

ACCEPTING COMBINED GRANT FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR TUBERCULOSIS PREVENTION AND CONTROL/ELIMINATION PROGRAM AND PUBLIC HEALTH CAMPAIGN PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $285,965 combined grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the Tuberculosis Prevention and Control/Elimination Program and Public Health Campaign Program, for the period of February 1, 2005 through March 30, 2006.

Section 2. The 2005 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $35,965 into account 001-058-2032, Tuberculosis Prevention and Control/Elimination Grant.

Section 3. The 2005 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $22,929 into account 001-058-2033, Public Health Campaign – TB Control Grant.

Section 4. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Department of Health.

Section 5. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 6. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 7. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; June 28, 2005 - CV: 6-0

Ways and Means Committee; June 29, 2005 - CV: 9-0

File No. 05-230

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, July 19, 2005.

Effective Date: July 19, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 303

RESOLUTION NO. 247 OF 2005

AMENDING RESOLUTION 13 OF 2005, AS AMENDED BY RESOLUTION 166 OF 2005, TO ACCEPT ADDITIONAL FUNDING FROM NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE FOR 2004-2005 HOME ENERGY ASSISTANCE PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Section 1 of Resolution 13 of 2005, as amended by Resolution 166 of 2005, is hereby amended to read as follows:

> The County Executive, or her designee, is hereby authorized to accept a ~~$12,536,990~~ <u>$14,251,637</u> grant from, and to execute a contract and any amendments thereto with, the New York State Office of Temporary and Disability Assistance, for the 2004-2005 Home Energy Assistance Program, for the period of October 1, 2004 through September 30, 2005.

Section 2. The 2005 operating budget of the Department of Human Services, Division of Social Services, is hereby amended by appropriating the sum of $1,714,647 into account 001-051-4200, Division of Grants, Home Energy Assistance Program.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Added language is <u>underlined.</u>
Deleted language is ~~stricken.~~

Human Services Committee; June 28, 2005 - CV: 6-0

Ways and Means Committee; June 29, 2005 - CV: 9-0

File No. 05-231

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, July 19, 2005.

Effective Date: July 19, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 304

RESOLUTION NO. 248 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR MEDICAID MANAGED CARE PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $245,000 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the Medicaid Managed Care Program, for the period of April 1, 2005 through March 31, 2006.

Section 2. The 2005 operating budget of the Department of Human Services, Division of Social Services, is hereby amended by appropriating the sum of $245,000 into account 001-051-4541, Managed Care Grant.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; June 28, 2005 - CV: 6-0

Ways and Means Committee; June 29, 2005 - CV: 9-0

File No. 05-232

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, July 19, 2005.

Effective Date: July 19, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 305

RESOLUTION NO. 249 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES FOR CASEWORKER EDUCATION PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $6,683 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Children and Family Services, for the Caseworker Education Program, for the period of April 1, 2004 through September 15, 2005.

Section 2. The 2005 operating budget of the Department of Human Services, Division of Social Services, is hereby amended by appropriating the sum of $6,683 into account 001-051-4556, Caseworker Education Program.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; June 28, 2005 - CV: 6-0

Ways and Means Committee; June 29, 2005 - CV: 9-0

File No. 05-233

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, July 19, 2005.

Effective Date: July 19, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 306

RESOLUTION NO. 250 OF 2005

AMENDING RESOLUTION 27 OF 2002 TO EXTEND THE TERM OF AFFILIATION AGREEMENT WITH UNIVERSITY OF ROCHESTER SCHOOL OF MEDICINE AND DENTISTRY FOR MEDICAL SERVICES FOR MONROE COMMUNITY HOSPITAL AND LICENSE FOR USE OF SPACE AT MONROE COMMUNITY HOSPITAL; AMENDING RESOLUTION 183 OF 2000 TO EXTEND TERM OF AUDIOLOGY AGREEMENT WITH UNIVERSITY OF ROCHESTER SCHOOL OF MEDICINE AND DENTISTRY FOR AUDIOLOGY SERVICES FOR MONROE COMMUNITY HOSPITAL

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Resolution 27 of 2002 is hereby amended to authorize the County Executive, or her designee, to execute amendatory agreements with the University of Rochester School of Medicine and Dentistry to extend the term of the Affiliation Agreement and the license, for a period from July 1, 2005 through December 31, 2006, terminable by either party upon 90 days notice.

Section 2. Resolution 183 of 2000 is hereby amended to authorize the County Executive, or her designee, to execute an amendatory agreement with the University of Rochester School of Medicine and Dentistry to extend the term of the Audiology Agreement, for a period from March 31, 2005 through December 31, 2006, terminable by either party upon 90 days notice.

Section 3. Funding for these programs is included in the 2005 operating budget of Monroe Community Hospital, account 012-062-6200, Administration.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; June 28, 2005 - CV: 6-0

Ways and Means Committee; June 29, 2005 - CV: 9-0

File No. 05-234

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, July 19, 2005.

Effective Date: July 19, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 307

RESOLUTION NO. 251 OF 2005

AUTHORIZING CONTRACT WITH DAVIS-ULMER SPRINKLER COMPANY, INC. FOR GENERAL CONSTRUCTION SERVICES; AUTHORIZING CONTRACT AMENDMENT WITH CLARK PATTERSON ASSOCIATES FOR CONSTRUCTION ADMINISTRATION AND PART-TIME INSPECTION SERVICES FOR RESOURCE RECOVERY FACILITY SPRINKLER SYSTEM UPGRADES AND IMPROVEMENTS PROJECT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract with Davis-Ulmer Sprinkler Company, Inc., in the amount of $769,817, for general construction for the Resource Recovery Facility Sprinkler System Upgrades and Improvements project, along with any amendments necessary to complete the project within the total capital fund appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to execute an amendment to the general solid waste services contract with Clark Patterson Associates, to increase the contract amount by $27,500, for the purpose of construction administration services and part-time inspection for the Resource Recovery Facility Sprinkler System Upgrade and Improvements project, along with any amendments necessary to complete the project within the total capital fund appropriation.

Section 3. Funding for this project is included in capital fund 931.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; June 29, 2005 – CV: 6-0

Ways and Means Committee; June 29, 2005 – CV: 9-0

File No. 05-235

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, July 19, 2005.

Effective Date: July 19, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 308

RESOLUTION NO. 252 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENTS OF

STATE AND ENVIRONMENTAL CONSERVATION FOR BROWNFIELD OPPORTUNITY AREAS PROGRAM; AMENDING RESOLUTION 359 OF 2004 TO AMEND CONTRACT WITH BLASLAND, BOUCK & LEE, INC. FOR ENVIRONMENTAL CONSULTING TERM SERVICES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $150,000 grant from, and to execute a contract and any amendments thereto with, the New York State Departments of State and Environmental Conservation, for the Brownfield Opportunity Areas Program, for the period commencing with the date of the grant to completion of the project.

Section 2. The 2005 operating budget of the Department of Environmental Services is hereby amended by appropriating the sum of $150,000 into account 001-084-8320, Brownfield Opportunity Areas Program.

Section 3. Resolution 359 of 2004 is hereby amended to authorize the County Executive, or her designee, to amend the contract with Blasland, Bouck & Lee, Inc., by changing the professional fee not-to-exceed value from $100,000 to $250,000, with all other terms remaining the same.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; June 29, 2005 - CV: 6-0

Ways and Means Committee; June 29, 2005 - CV: 9-0

File No. 05-236

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, July 19, 2005.

Effective Date: July 19, 2005.

By Legislators Colby and LaFountain

Intro. No. 309

RESOLUTION NO. 253 OF 2005

APPOINTMENT AND REAPPOINTMENT TO MONROE COUNTY AIRPORT AUTHORITY

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. In accordance with New York Public Authorities Law Section 2753, the Legislature hereby confirms the appointment made by County Executive Maggie Brooks, upon the written recommendation of Monroe County Legislature President Wayne E. Zyra, of Valerie Christianson, 75 Commonwealth Road, Rochester, New York 14618 to the Monroe County Airport Authority, for a term effective immediately and expiring December 31, 2005; and the reappointment of Mark J. Cassetti, 459 Red Apple Lane, Rochester, New York 14612 and Bernard Iacovangelo, 20 Autumn Wood, Rochester, New York 14624 with Mr. Cassetti and Mr. Iacovangelo's terms of office to be effective immediately and expire on December 31, 2008.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Agenda/Charter Committee; June 29, 2005 – CV: 5-0

File No. 05-237

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, July 19, 2005.

Effective Date: July 19, 2005.

By Legislators Adair and Driscoll

Intro. No. 310

RESOLUTION NO. 254 OF 2005

AUTHORIZING ACQUISITION OF PROPERTY INTERESTS FOR HONEOYE FALLS NO. 6 ROAD CULVERT PROJECT, TOWN OF RUSH

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to obtain the property interests for completion of the Honeoye Falls No. 6 Road Culvert Project, in the Town of Rush, by contract and/or the Eminent Domain Procedure Law, along with any amendments for unanticipated damages within the total capital fund appropriation:

Parcel	*Owner*	*Amount*
Map 9 Parcel 1 PE 377 sq. ft.	Frank Santucci Juanita Elaine Santucci Frank C. Santucci Amy Arthur Morrow Santucci 1558 Honeoye Falls No. 6 Road Honeoye Falls, NY 14472	$300
Map 10 Parcel 1 PE 377 sq. ft.	William O'Neill Martha L. Zettel 677 Five Points Road Rush, New York 14543	$200
Map 11 Parcel 1 PE 345 sq. ft.	James L. Penwright 8503 Chestnut Ridge Gasport, New York 14067	$200

Section 2. Funding for this acquisition is included in capital fund 1270.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; June 29, 2005 - CV: 6-0

Ways and Means Committee; June 29, 2005 - CV: 9-0

File No. 05-238

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, July 19, 2005.

Effective Date: July 19, 2005.

By Legislators Colby, Adair and Driscoll

Intro. No. 311

RESOLUTION NO. 255 OF 2005

AMENDING 2005-2010 CAPITAL IMPROVEMENT PROGRAM; AUTHORIZING CONTRACT WITH PASSERO ASSOCIATES ENGINEERING ARCHITECTURE AND SURVEYING, P.C. FOR ENGINEERING SERVICES; AUTHORIZING CONTRACT WITH NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR DESIGN OF BIG RIDGE ROAD PROJECT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The 2005-2010 Capital Improvement Program is hereby amended to advance funding for the design of the Big Ridge Road project from 2006 to 2005, in

the amount of $215,000.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract with Passero Associates Engineering, Architecture and Surveying, P.C., in the amount of $156,938.33, for engineering services for the Big Ridge Road project, along with any amendments necessary to complete the project within the total capital fund appropriation.

Section 3. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with the New York State Department of Transportation for the Big Ridge Road project.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; June 29, 2005 – CV: 6-0

Ways and Means Committee; June 29, 2005 – CV: 9-0

File No. 05-239

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, July 19, 2005.

Effective Date: July 19, 2005.

By Legislators Colby, Adair and Driscoll

Intro. No. 312

RESOLUTION NO. 256 OF 2005

BOND RESOLUTION DATED JULY 12, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $215,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE PRELIMINARY PLANNING AND DESIGN OF BIG RIDGE ROAD IN AND FOR SAID COUNTY AT AN ESTIMATED MAXIMUM COST OF $215,000

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the preliminary planning and design of Big Ridge Road in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $215,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes. The period of probable usefulness of the aforesaid class of objects or purposes is five (5) years, pursuant to paragraph (a) of subdivision 62 of paragraph (a) of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is $215,000, and the plan for the financing thereof is by the issuance of $215,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all

powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Transportation Committee; June 29, 2005 - CV: 6-0
Ways and Means Committee; June 29, 2005 - CV: 9-0
File No. 05-239
Adopted: Ayes 27, Noes 0.
Approved by County Executive Maggie Brooks, July 19, 2005.
Effective Date: July 19, 2005.

By Legislators LaFountain and Quatro

Intro. No. 313

RESOLUTION NO. 257 OF 2005

AUTHORIZING CONTRACT AMENDMENT WITH CLOUGH HARBOUR AND ASSOCIATES, LLP FOR ENGINEERING SERVICES; AUTHORIZING CONTRACT AMENDMENT WITH TOWN OF PENFIELD FOR ATLANTIC AVENUE/JACKSON ROAD INTERSECTION PROJECT, TOWN OF PENFIELD

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract amendment with Clough Harbour and Associates, LLP, in the amount of $115,179, for engineering services for the Atlantic Avenue/Jackson Road Intersection project, along with any amendments necessary to complete the project within the total capital fund appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract amendment with the Town of Penfield for reimbursement to the County of the 20% local share costs relating to the design of the Atlantic Avenue/Jackson Road Intersection project, in the estimated amount of $43,000, with the final amount to be determined upon project completion.

Section 3. Funding for this project is included in capital fund 1291.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; June 29, 2005 – CV: 6-0
Ways and Means Committee; June 29, 2005 – CV: 9-0
File No. 05-240
Adopted: Ayes 27, Noes 0.
Approved by County Executive Maggie Brooks, July 19, 2005.
Effective Date: July 19, 2005.

By Legislators LaFountain and Quatro

Intro. No. 314

RESOLUTION NO. 258 OF 2005

SUPERSEDING BOND RESOLUTION DATED JULY 12, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $215,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE RECONSTRUCTION OF THE ATLANTIC AVENUE/JACKSON ROAD INTERSECTION IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON JANUARY 14, 2003 (RESOLUTION NO. 14 OF 2003)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the reconstruction of the Atlantic Avenue/Jackson Road Intersection, including, as needed, sidewalks, curbs, gutters, drainage, landscaping, grading or improving the rights of way and other improvements in connection therewith, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $215,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($75,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is fifteen (15) years, pursuant to clauses (c), (d) and/or (e) of subdivision 20 of paragraph (a) of Section 11.00 of the Local Finance Law (it being hereby determined that such Intersection shall be of flexible pavement, rigid base or rigid pavement as described in said clauses (c), (d) or (e)), computed from the date of the first obligation issued pursuant to this bond resolution, it being hereby determined that no obligations were ever issued pursuant to the bond resolution which this bond resolution supersedes.

Section 2. The maximum estimated cost thereof is now determined to be $215,000, and the plan for the financing thereof is by the issuance of $215,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as

the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 14 of 2003, being a bond resolution dated January 14, 2003, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $75,000 to $215,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Transportation Committee; June 29, 2005 - CV: 6-0

Ways and Means Committee; June 29, 2005 - CV: 9-0

File No. 05-240

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, July 19, 2005.

Effective Date: July 19, 2005.

By Legislators Adair and Driscoll

Intro. No. 315

RESOLUTION NO. 259 OF 2005

AUTHORIZING CONTRACT WITH LABELLA ASSOCIATES, P.C. FOR ENGINEERING SERVICES; AUTHORIZING CONTRACT WITH NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR REPLACEMENT OF GILMORE ROAD BRIDGE OVER OTIS CREEK PROJECT, TOWN OF CLARKSON

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract with Labella Associates, P.C., in the amount of $120,819.83, for engineering services for the replacement of the Gilmore Road Bridge over Otis Creek project, along with any amendments necessary to complete the project within the total capital fund appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with the New York State Department of Transportation, for replacement of the Gilmore Road Bridge over Otis Creek project.

Section 3. Funding for this project is included in capital fund 1334.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; June 29, 2005 – CV: 6-0

Ways and Means Committee; June 29, 2005 – CV: 9-0

File No. 05-241

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, July 19, 2005.

Effective Date: July 19, 2005.

By Legislators Adair and Driscoll

Intro. No. 316

RESOLUTION NO. 260 OF 2005

AUTHORIZING CONTRACT WITH BABCOCK ENTERPRISES, LTD FOR CONSTRUCTION SERVICES; AUTHORIZING CONTRACT AMENDMENT WITH LABELLA ASSOCIATES, P.C. FOR RESIDENT PROJECT REPRESENTATION SERVICES FOR CONSTRUCTION OF SWAMP ROAD BRIDGE OVER SALMON CREEK PROJECT, TOWN OF SWEDEN

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract with Babcock Enterprises, LTD, in the amount of $348,300.50, for construction services for the Swamp Road Bridge over Salmon Creek project, along with any amendments necessary to complete the project within the total capital fund appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract amendment with Labella Associates, P.C., in the amount of $78,969, for resident project representation services for the construction of the Swamp Road Bridge over Salmon Creek project, along with any amendments necessary to complete the project within the total capital fund appropriation.

Section 3. Funding for this project is included in capital fund 1282.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; June 29, 2005 – CV: 6-0

Ways and Means Committee; June 29, 2005 – CV: 9-0

File No. 05-242

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, July 19, 2005.

Effective Date: July 19, 2005.

By Legislators Driscoll and Dobson

Intro. No. 317

RESOLUTION NO. 261 OF 2005

AUTHORIZING CONTRACT WITH SIDDIQUI COMPANY FOR OPERATION OF COFFEE AND PASTRY STAND AT 111 WESTFALL ROAD

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Siddiqui Company for the operation of a coffee and pastry stand at 111 Westfall Road, for a fee of 6% of gross sales excluding sales tax per month, for the period of August 1, 2005 through July 31, 2006, with the County having an option for four (4) one-year extensions, revocable with 30 days written notice by the County Executive.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the

Monroe County Charter.

Ways and Means Committee; June 29, 2005 – CV: 9-0

File No. 05-243

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, July 19, 2005.

Effective Date: July 19, 2005.

By Legislators Driscoll and Dobson

Intro. No. 318

RESOLUTION NO. 262 OF 2005

DIRECTING THE COUNTY TREASURER TO CAUSE TO BE PUBLISHED AND PRINTED IN THE ROCHESTER DEMOCRAT AND CHRONICLE THE LIST OF LANDS CHARGED WITH UNPAID TAXES, PURSUANT TO CHAPTER 441 OF THE LAWS OF 1938, AS AMENDED

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Pursuant to the provisions of Chapter 441 of the Laws of 1938, and amendments thereto, the Rochester Democrat and Chronicle is hereby designated as the newspaper in the County of Monroe in which shall be published on August 15, 2005, the list of lands charged with unpaid taxes, together with a notice that each tax sale certificate will, on the 22nd day of August, 2005, be sold at public auction in the County Treasurer's Office, County Office Building, in the City of Rochester, New York, to pay such taxes, interest and charges that may be due thereon at the time of said sale, together with the expense of procuring description.

Section 2. That pursuant to Section 18 of the Monroe County Tax Act, the charges to be added to the tax upon each parcel of land to be sold or advertised for sale by virtue of the provisions of said Act are hereby determined to be as follows until otherwise changed by subsequent resolution of the Monroe County Legislature: for each parcel redeemed before the same is sold, and for each parcel sold, the sum of $28.00 which shall be paid into the County Treasury.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; June 29, 2005 - CV: 9-0

File No. 05-244

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, July 19, 2005.

Effective Date: July 19, 2005.

By Legislators Colby and LaFountain

Intro. No. 319

RESOLUTION NO. 263 OF 2005

APPOINTMENTS TO MONROE COUNTY TRAFFIC SAFETY BOARD

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. In accordance with Section 1673 of the New York Vehicle and Traffic Law and Section C2-7 of the Monroe County Charter, the appointment of the following individuals to the Monroe County Traffic Safety Board, for terms to expire December 31, 2007, is hereby confirmed:

Voting Members

Stephen Wise, 126 White Rabbit Trail, Rochester, New York 14612
Martin Corbett, 33 Rogers Parkway, Rochester, New York 14617
Richard Tantalo, 294 Totem Trail, Rochester, New York 14617

Section 2. This resolution shall take effect immediately.

File No. 05-248
Adopted: Ayes 27, Noes 0.

UNFINISHED BUSINESS

NONE

Upon Motion by Legislator Smith, the Legislature adjourned at 7:11 P.M. until Tuesday, August 9, 2005 at 6:00 P.M.

JOANNE B. ZELAZNY
Clerk of the Legislature

EIGHTH DAY

TUESDAY, AUGUST 9, 2005

Legislature met pursuant to adjournment.

President Wayne E. Zyra in the Chair.

ROLL CALL

Present — Legislators Adair, Amato, Assini, Barker, Bullard, Cassetti, Colby, Cruz, Dobson, Driscoll, Eckel, Garner Goldstein, Hanna, LaFountain, Lee, Malta, Jeffery McCann, Peter McCann, Murray, Palumbo, Quatro, Smith, Valerio, Wilmot, Zyra — 25

Absent — Legislators Aldersley, Benet, O'Brien, Thomas — 4

Note: Legislators Aldersley, Benet, O'Brien and Thomas entered the Chambers later in the meeting.

Meeting formally opened. At the invitation of Legislator Mark J. Cassetti, Father Frank Falletta, St. Lawrence Church, delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Lynda Garner Goldstein.

Note: Legislators Aldersley, O'Brien and Thomas entered the Chambers and were present for the remainder of the meeting.

MOTIONS, RESOLUTIONS AND NOTICES

By Legislators Smith and Aldersley

Intro. No. 320

RESOLUTION NO. 264 OF 2005

IN MEMORIAM

EXPRESSING REGRET OF THE MONROE COUNTY LEGISLATURE ON THE RECENT PASSING OF DEPUTY MAYOR JEFFREY T. CARLSON

BE IT RESOLVED, that this Monroe County Legislature hereby expresses its deep sympathy at the recent passing of Deputy Mayor Jeffrey T. Carlson; and

WHEREAS, Jeffrey Carlson was a devoted husband of many years to his loving wife, Patricia. He was a caring and loving father to his son Jeffrey, Jr. and daughters Gabrielle and Kelsey; and

WHEREAS, Born in the Bronx and raised on Long Island, Jeffrey Carlson moved to western New York in the mid-1960s while attending the State University of New York at Fredonia. He then moved to Rochester in 1971 and began working for Wedge, Inc., a neighborhood group; and

WHEREAS, Four years later, Jeffrey Carlson was hired by Mayor William A. Johnson, Jr., when Mr. Johnson was head of the Urban League of Rochester. When Mr. Johnson was elected to the position of Mayor in 1993, he brought Jeffrey Carlson on board as his first Chief of Staff and later as Deputy Mayor; and

WHEREAS, Jeffrey Carlson prided himself on community development and embraced his position with the City of Rochester. Because of his friendly demeanor and outstanding capabilities, he was often Mayor Johnson's liaison and point person for many projects throughout the years; and

WHEREAS, Jeffrey Carlson's hard work and dedication is abundantly clear through the work that he has done. He is an example of the kind of man who answers the call of duty to serve his community with distinction and honor; and

WHEREAS, the legacy that Deputy Mayor Jeffrey T. Carlson has left his community is one in which he and his family should take great pride.

BE IT FURTHER RESOLVED, that the Clerk of the Legislature is hereby requested to forward a copy of this resolution to the bereaved family.

This resolution was adopted unanimously with each legislator rising in his or her place for a moment of silence.

File No. 05-305

APPROVAL OF MINUTES

Without objection, the journal of the session of Day 7, July 12, 2005 was approved as submitted.

PETITIONS AND COMMUNICATIONS

From the President of the Legislature - WAYNE E. ZYRA

Declaring Communication Regarding Expressing Regret of the Monroe County Legislature on the Recent Passing of Deputy Mayor Jeffrey T. Carlson to Be a Matter of Urgency.

Read and Adopted August 9, 2005 under Rule 23(A)(3). (File No. 05-305)

Declaring Communication from County Executive Regarding Amending Resolution 265 of 1965 to Extend the Expiration Date of the Additional 1% Sales Tax Rate and to Provide for its Distribution to Be a Matter of Urgency.

Read and Adopted August 9, 2005 under Rule 23(A)(3). (File No. 05-306)

Regarding Chaplain for the Month of August, Father Frank Falletta, St. Lawrence Church, at the Invitation of Legislator Mark J. Cassetti.

Read and Filed. (File No. RF05-148)

COUNTY LEGISLATORS

Douglas B. Dobson, Wayne E. Zyra, David C. Malta, Peter N. McCann, E. Daniel Quatro — Regarding Memorializing the International Joint Commission to Create a New Candidate Plan Regulating the St. Lawrence River Outflows and the Management of the Levels of Lake Ontario and the St. Lawrence River.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution under Rule 23(C). (File No. 05-274)

Bill Smith, Mary A. Valerio, David C. Malta, Michael G. Barker — Regarding Identifying and Preventing Medicaid Fraud in Monroe County.

Read and Referred to Human Services Committee. (File No. 05-278)

Bill Smith, Mary A. Valerio — Regarding Report to the County Legislature Regarding Review of Work by the Department of Human Services in Connection with the Family of Arthur J. Gibson, Jr.

Read and Referred to Human Services Committee. (File No. 05-279)

David C. Malta, Bill Smith, R. Anthony LaFountain, Wayne E. Zyra, Douglas B. Dobson, E. Daniel Quatro, Mark J. Cassetti, Michael G. Barker, A. Michael Hanna, Peter N. McCann, Jeffrey R. Adair, Jeffery L. McCann, Mary A. Valerio, Robert J. Colby, John G. Driscoll, Mark W. Assini, Christopher J. Wilmot — Regarding Increasing the Home Value Cap of Real Property for Veteran's Tax Exemption.

Read and Referred to Ways and Means Committee. (File No. 05-280)

Michael G. Barker, Bill Smith, Mary A. Valerio, R. Anthony LaFountain, David C. Malta — Regarding Memorializing the New York State Legislature to Support Governor Pataki's Initiative to Fight Medicaid Fraud and Abuse.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-281)

David C. Malta, Robert J. Colby, Christopher J. Wilmot — Regarding Memorializing the United States Congress to Support H.R. 1549, To Amend the Internal Revenue Code of 1986 to Allow an Income Tax Credit for the Provision of Homeownership and Community Development, and for Other Purposes.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-282)

David C. Malta, Bill Smith, Michael G. Barker, Mary A. Valerio — Regarding Memorializing the New York State Assembly to Pass Bill A05965 Restricting the Sale of Video Games to Minors that Include Violence, Illegal Drug Use and Pornography while Requiring Warning Labels to be Placed on Such Games.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-283)

Stephanie Polowe Aldersley, Carla M. Palumbo, Calvin Lee, Jr., Frederick J. Amato, Edward M. O'Brien, William J. Benet, C. Stephen Eckel, José A. Cruz, H. Todd Bullard — Regarding Amending Section 545-26 (Article VI) of the Rules of the Legislature of the County of Monroe, Subsection A, to allow Similar Legislation to go Before the Legislature.

Read and Referred to Agenda/Charter Committee. (File No. 05-284)

Stephanie Polowe Aldersley, Edward M. O'Brien, C. Stephen Eckel — Regarding Memorializing the United States Congress to Reform the AMT.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-285)

Stephanie Polowe Aldersley, C. Stephen Eckel, Edward M. O'Brien — Regarding Memorializing the New York State Legislature and Governor George E. Pataki to Pass and Sign A.00241, a Bill Granting Tuition Credits to Firefighters and Emergency Medical Technicians.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-286)

From the County Executive — MAGGIE BROOKS

Regarding Accepting a Gift from the Veterans of the Battle of the Bulge Genesee Valley Chapter of a Memorial to be Constructed in Ontario Beach Park.

Read and Referred to Recreation and Education and Ways and Means Committees and Adopted August 9, 2005 under Rule 23(C). (File No. 05-275)

Regarding Authorizing the Award of Contracts with Crane-Hogan Structural Systems, Inc., Schuler-Haas Electric Corp., LeClaire Fleming Mechanical Contractors, Inc., and John W. Danforth Company for Construction Services for the John Street Pump Station Improvements Project.

Read and Referred to Environment and Public Works and Ways and Means Committees and Adopted August 9, 2005 under Rule 23(C). (File No. 05-276)

Regarding Authorizing the Award of Contracts with Crane-Hogan Structural Systems, Inc., Schuler-Haas Electric Corp., LeClaire-Fleming Mechanical Contractors, Inc., and John W. Danforth Company for Construction Services for the John Street Pump Station Improvements Project.

Read and Referred to Pure Waters Administrative Board and Adopted August 9, 2005 under Rule 23(C). (File No. 05-277)

Regarding Acceptance of a Grant from the County of Monroe Industrial Development Agency.

Read and Referred to Planning and Economic Development and Ways and Means Committees. (File No. 05-287)

Regarding Acceptance of the Aid to Localities Grant from the New York State Division of Criminal Justice Services for the Offices of the Public Defender and District Attorney and the Public Safety Laboratory.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-288)

Regarding Authorizing Federal Equitable Sharing Agreements with the United States Department of Justice and the United States Department of Treasury.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-289)

Regarding Acceptance of a Grant from the New York State Division of Criminal Justice Services for a Crimes Against Revenue Prosecution Program.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-290)

Regarding Acceptance of an Offer and Payment for Appropriation by the State of New York of Property at Monroe Community College in the Town of Brighton.

Read and Referred to Recreation and Education and Ways and Means Committees. (File No. 05-291)

Regarding Authorizing an Intermunicipal Agreement with the City of Rochester for Sharing of Costs for Psychological Testing of Monroe County Sheriff and Rochester Police Department Candidates.

Read and Referred to Intergovernmental Relations, Public Safety and Ways and Means Committees. (File No. 05-292)

Regarding Amending Resolution 247 of 2005 to Accept Additional Funding from the New York State Office of Temporary and Disability Assistance for the 2004-2005 Home Energy Assistance Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-293)

Regarding Acceptance of a Grant from the New York State Office of Temporary and Disability Assistance for the Safety Net Assistance Project.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-294)

Regarding Acceptance of a Grant from the Finger Lakes Association, Inc. for the Water Quality Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-295)

Regarding Acceptance of a Grant from the New York State Soil and Water Conservation Committee for the Mini-Grant Program.

Read and Referred to Human Services, Environment and Public Works and Ways and Means Committees. (File No. 05-296)

Regarding Amending Resolution 15 of 2005 to Accept Additional Revenue from the New York State Office for the Aging.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-297)

Regarding Authorizing Lease and Operation Agreements with the United States Department of Transportation, Federal Aviation Administration, for the Airport Traffic Control Tower at the Greater Rochester International Airport.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-298)

Regarding Authorizing a Contract with Human Solutions, Incorporated for Implementation of the Second Phase of an Organizational Development Program at the Greater Rochester International Airport.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-299)

Regarding Amending the 2005-2010 Capital Improvement Program, the 2005 Capital Budget and Resolution 208 of 2000, to Increase the Project Authorization and Financing for Capital Fund 1157 for the Project Entitled, Acquire and Install Passenger Loading Bridges at the Airport.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-300)

Regarding Amending the 2005-2010 Capital Improvement Program, the 2005 Capital Budget, and Resolution 131 of 2004, to Increase the Project Authorization and Financing for Capital Fund 1158 for the Project Entitled, Construct Runway 10/28 Safety Improvements at the Airport.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-301)

Regarding Amending the 2005 Capital Budget; Amending Bond Resolution 380 of 2002; Authorizing a Contract with Sealand Contractors Corp. for Construction Services; and Authorizing a Contract Amendment with Erdman Anthony and Associates, Inc. for Resident Project Representation Services for Improvements to Elmwood Avenue in the Town of Brighton.

Read and Referred to Transportation and Ways and Means Committees. (File No. 05-302)

Regarding Authorizing the Sale of County Owned Tax Foreclosure Property in the Town of Ogden.

Read and Referred to Ways and Means Committee. (File No. 05-303)

Regarding Erroneous Assessments - Refunds.

Read and Referred to Ways and Means Committee. (File No. 05-304)

Regarding Administrative Refunds for the Month of June 2005.

Read and Filed. (File No. RF05-149)

Regarding Summary Level Financial Statements by Department for the Months of January through May 2005.

Read and Filed. (File No. RF05-150)

OTHERS COUNTY OFFICIALS

William C. Carpenter, Director, Office of Management and Budget — Regarding Second Quarter Key Budget Indicators Report dated August 3, 2005.

Read and Filed. (File No. RF05-151)

Stephen W. Gleason, Chief Financial Officer, Department of Finance — Regarding Internal Audit Reports for 1996 through 2004.

Read and Filed. (File No. RF05-152)

Stephen W. Gleason, Chief Financial Officer, Department of Finance — Regarding Bond Anticipation Note Certificate Dated July 21, 2005 Authorizing the Issuance of a $5,350,000 Public Improvement Bond Anticipation Note, 2005 of Said County in Connection with Various County Purposes.

Read and Filed. (File No. RF05-153)

Stephen W. Gleason, Chief Financial Officer, Department of Finance — Regarding Bond Certificate Dated July 21, 2005 Providing for the Details and Sale of $74,915,000 Aggregate Principal Amount of County of Monroe, New York Public Improvement Bonds, 2005.

Read and Filed. (File No. RF05-154)

John E. Graham, P.E., Director, Department of Environmental Services — Regarding Solid Waste Tipping Fee Report as of August 2005.

Read and Filed. (File No. RF05-155)

Michael J. Garland, P.E., Deputy Director, Department of Environmental Services — Regarding Construction Status Reports for the Months of May and June 2005.

Read and Filed. (File No. RF05-156)

Rochelle Bell, Environmental Planner, Department of Planning and Development — Regarding 2005 Annual Additions to Monroe County Agricultural Districts.

Read and Filed. (File No. RF05-157)

Bonnie Pedrick-Coles, Chairperson, Monroe County Planning Board — Regarding Cancellation Notice of Meeting Scheduled for July 28, 2005.

Read and Filed. (File No. RF05-158)

Monroe County Department of Planning and Development — Regarding Development Review Referrals Summaries dated July 6, 2005 through August 2, 2005.

Read and Filed. (File No. RF05-159)

MISCELLANEOUS

Monroe County Council of Governments — Regarding Cancellation Notice of Meeting Scheduled for July 19, 2005.

Read and Filed. (File No. RF05-160)

Joanne VanZandt, Chair, New York State Division for Women Fingerlakes Advisory Council — Regarding Notice and Agenda of Meeting Scheduled for August 3, 2005.

Read and Filed. (File No. RF05-161)

Mark H. Fuller, President, DePaul Community Services, Inc. — Regarding 2004 Annual Report.

Read and Filed. (File No. RF05-162)

Hillary Rodham Clinton, United States Senate — Regarding Acknowledging Receipt of Memorializing Resolution.

Read and Filed. (File No. RF05-163)

Ruben Barrales, Deputy Assistant to the President and Director of Intergovernmental Affairs — Regarding Acknowledging Receipt of Memorializing Resolution.

Read and Filed. (File No. RF05-164)

Linda Kurtz, Director, Rochester Regional Office, New York State Office of Children and Family Services — Regarding Reporting Requirements Concerning the Death of a Child Pursuant to Section 20(5) of the Social Services Law, Child Fatality Report Dated August 1, 2005.

Read and Filed. (File No. RF05-165)

New York State Public Service Commission — Regarding Order on Petitions for Rehearing and Waiver to Examine the Safety of Electric Transmission and Distribution Systems, Issued and Effective July 21, 2005; Notice of Educational Forums and Public Statement Hearings on Proposals of Verizon and MCI to Merge and of SBC and AT&T to Merge; Order Granting Petition of the Town of North Hempstead Concerning Unblocking Caller ID Information for Calls to the 311 Municipal Call Center, Issued and Effective July 11, 2005.

Read and Filed. (File No. RF05-166)

New York State Department of Environmental Conservation — Regarding Public Notice on Brownfield Cleanup Program.

Read and Filed. (File No. RF05-167)

Timothy J. Maher, Director of Central Support Services, New York State Board of Real Property Services — Regarding List of Certified 2005 State and Class Equalization Rates.

Read and Filed. (File No. RF05-168)

Lucy A. Breyer, Heritage Areas Coordinator, New York State Office of Parks, Recreation and Historic Preservation — Regarding Approval of the Western Erie Canal Heritage Corridor Management Plan.

Read and Filed. (File No. RF05-169)

Stephen J. Acquario, Executive Director, New York State Association of Counties — Regarding Acknowledging Receipt of Memorializing Resolution.

Read and Filed. (File No. RF05-170)

George D. Maziarz, New York State Senate, District 62 — Regarding Acknowledging Receipt of Memorializing Resolution.

Read and Filed. (File No. RF05-171)

Debra J. Denz, Clerk, Town of Victor — Regarding Notice of the High Point Business Park to be on the July 25, 2005 Agenda; SEQRA Findings Dated July 25, 2005 for High Point Business Park Planned Development District; Agenda for Meeting Scheduled for August 9, 2005.

Read and Filed. (File No. RF05-172)

Carolee Conklin, Clerk, Rochester City Council — Regarding Notice and Agenda for Meeting Scheduled for August 9, 2005; Ordinances Passed at the Regular Meeting held July 12, 2005.

Read and Filed. (File No. RF05-173)

George H. Stam, Chairperson, Traffic Control Board — Regarding Minutes of Meetings held May 3, May 17, June 7, June 21 and July 19, 2005.

Read and Filed. (File No. RF05-174)

Esther Leadley, President, Intercounty Association of Western New York — Regarding Notice of Meeting Scheduled for August 19, 2005, Hosted by Steuben County.

Read and Filed. (File No. RF05-175)

PROCLAMATIONS

By the President of the Legislature — WAYNE E. ZYRA

Proclaimed Jointly with County Executive Maggie Brooks " August of 2005 as Child Support Enforcement Month" in Monroe County.

Read and Filed.

Recognized Jointly with Legislator Lynda Garner Goldstein " Brighton Barons Girls Lacrosse Team" for winning the New York State Class B Championship.

Read and Filed.

RECESS

A recess was declared by President Zyra to allow for one **Public Hearings** entitled...

A Local Law Entitled "Amending The Monroe County Administrative Code To Add A New Chapter Entitled 'Banning Sale, Purchase And Use Of Alcohol Without Liquid (AWOL) Machines And Other Alcohol Vaporizing Devices In Monroe County'." No speakers addressed the Legislature and the hearing concluded at 6:21 P.M.

RECONVENING LEGISLATURE

President Zyra reconvened the recessed meeting of August 9, 2005 and proceeded under the Usual Order of Business.

FORMAL COMMITTEE REPORTS

NONE

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. Thirty speakers addressed the Legislature on various subjects and the Open Forum concluded at 7:23 P.M.

Note: Legislator Benet entered the Chambers and was present for the remainder of the meeting.

RECESS

A recess was declared by President Zyra to allow for a meeting of the **Pure Waters Administrative Board.**

RECONVENING LEGISLATURE

President Zyra reconvened the recessed meeting of August 9, 2005 and proceeded under the Usual Order of Business.

LOCAL LAWS

By Legislators Barker and Valerio

Intro. No. 321

MOTION NO. 48 OF 2005

PROVIDING THAT LOCAL LAW (INTRO. NO. 272 OF 2005), ENTITLED "AMENDING THE MONROE COUNTY ADMINISTRATIVE CODE TO ADD A NEW CHAPTER ENTITLED 'BANNING SALE, PURCHASE AND USE OF ALCOHOL WITHOUT LIQUID (AWOL) MACHINES AND OTHER ALCOHOL VAPORIZING DEVICES IN MONROE COUNTY,'" BE LIFTED FROM THE TABLE

Be It Moved, that Local Law (Intro. No. 272 of 2005), entitled "Amending the Monroe County Administrative Code to Add a New Chapter Entitled 'Banning Sale, Purchase and Use of Alcohol Without Liquid (AWOL) Machines and Other Alcohol Vaporizing Devices in Monroe County,'" be lifted from the table.

File No. 04-380

Adopted: Ayes 29, Noes 0.

By Legislators Barker and Valerio

Intro. No. 322

MOTION NO. 49 OF 2005

PROVIDING THAT LOCAL LAW (INTRO. NO. 272 OF 2005), ENTITLED "AMENDING THE MONROE COUNTY ADMINISTRATIVE CODE TO ADD A NEW CHAPTER ENTITLED 'BANNING SALE, PURCHASE AND USE OF ALCOHOL WITHOUT LIQUID (AWOL) MACHINES AND OTHER ALCOHOL VAPORIZING DEVICES IN MONROE COUNTY,'" BE ADOPTED

Be It Moved, that Local Law (Intro. No. 272 of 2005), entitled "Amending the Monroe County Administrative Code to Add a New Chapter Entitled 'Banning Sale, Purchase and Use of Alcohol Without Liquid (AWOL) Machines and Other Alcohol Vaporizing Devices in Monroe County,'" be adopted.

File No. 04-380

Adopted: Ayes 29, Noes 0.

ADOPTION OF

Intro. No. 272

LOCAL LAW NO. 3 OF 2005

A LOCAL LAW ENTITLED "AMENDING THE MONROE COUNTY ADMINISTRATIVE CODE TO ADD A NEW CHAPTER ENTITLED 'BANNING SALE, PURCHASE AND USE OF ALCOHOL WITHOUT LIQUID (AWOL) MACHINES AND OTHER ALCOHOL VAPORIZING DEVICES IN MONROE COUNTY'"

BE IT ENACTED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Monroe County Administrative Code is hereby amended to add the following Chapter entitled "Banning Sale, Purchase and Use of Alcohol Without Liquid (AWOL) Machines and Other Alcohol Vaporizing Devices" to read as follows:

Banning Sale, Purchase and Use of Alcohol Without Liquid (AWOL) Machines and Other Alcohol Vaporizing Devices

§ 1. Legislative Intent.

This Legislature hereby finds and determines that AWOL, an acronym for Alcohol With Out Liquid, is a machine that mixes spirits with pure oxygen creating a cloudy alcohol vapor which can be inhaled through the nose or mouth.

This Legislature further finds and determines that individuals who inhale alcohol vapors are faced with a number of personal health risks. Since the alcohol vapors are absorbed through blood vessels in the nose or lungs, it creates a quicker and more intense effect on the brain because the vapors bypass the stomach and the liver. Health experts have claimed that the practice of inhaling alcohol vapor is linked to brain damage.

This Legislature further finds and determines that the AWOL machine creates serious health and safety risks for the community as a whole. Currently, AWOL is being marketed as a way to consume greater quantities of alcohol without the calories of beer, wine or liquor. Among the likely effects of increased and more widespread use of this product will be an increase in incidences of drunken driving, underage drinking and other alcohol abuses.

Therefore, the purpose of this law is to ban the sale, purchase, and use of Alcohol With Out Liquid (AWOL) machines and alcohol vapor devices in Monroe County.

Section 2. **Definitions.**

As used in this law, the following terms shall have the meanings indicated:

"AWOL" shall mean a device that mixes spirits with pure oxygen to produce a cloudy vapor that can be inhaled or snorted.

"Person" shall mean any natural person, individual, corporation, unincorporated association, proprietorship, firm, partnership, join venture, joint stock association, or other entity or business organization of any kind.

Section 3. **Prohibitions.**

Pursuant to Article 9, Section 2(C) 10 of the NEW YORK STATE CONSTITUTION, governing protection, healthy, safety, and well-being of persons, no person shall purchase, offer for sale or use an AWOL machine or alcohol vapor device within the County of Monroe.

Section 4. **Penalties.**

Any person who intentionally violates any provision of Section 3 of this law shall be guilty of an unclassified misdemeanor, punishable by a fine of up to One Thousand Dollars ($1,000.00). Each such violation shall constitute a separate and distinct offense.

Section 5. **Applicability.**

This law shall apply to any actions occurring on or after the effective date of this law.

Section 6. **Reverse Preemption.**

This law shall be null and void on the day that Statewide or federal legislation goes into effect, incorporating either the same or substantially similar provisions as are contained in this law, or in the event that a pertinent State or federal administrative agency issues and promulgates regulations preempting such action by the County of Monroe. The County Legislature may determine by resolution whether or not identical or substantially similar statewide legislation has been enacted for the purposes of triggering the provisions of this section.

Section 7. **Severability.**

If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph,

subdivision, section, or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 8. **Effective Date.**

This Chapter shall take effect immediately upon filing in the Office of the Secretary of State.

Section 2. This Local Law shall take effect in accordance with the provisions of Section 21 of the Municipal Home Rule Law and immediately upon filing in the Office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

Public Safety Committee; June 27, 2005 - CV: 7-0

File No. 04-380

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, August 26, 2005.

Effective Date: August 26, 2005.

MOTIONS, RESOLUTIONS AND NOTICES

By Legislators Assini, Colby and J. McCann

Intro. No. 323

MOTION NO. 50 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 283 OF 2005), ENTITLED "EIGHT-YEAR REVIEW OF MONROE COUNTY MIDWESTERN AGRICULTURAL DISTRICT NO. 1," BE LIFTED FROM THE TABLE

Be It Moved, that Resolution (Intro. No. 283 of 2005), entitled "Eight-Year Review of Monroe County Midwestern Agricultural District No. 1," be lifted from the table.

File No. 05-213

Adopted: Ayes 29, Noes 0.

By Legislators Assini, Colby and J. McCann

Intro. No. 324

MOTION NO. 51 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 283 OF 2005), ENTITLED "EIGHT-YEAR REVIEW OF MONROE COUNTY MIDWESTERN AGRICULTURAL DISTRICT NO. 1," BE ADOPTED

Be It Moved, that Resolution (Intro. No. 283 of 2005), entitled "Eight-Year Review of Monroe County Midwestern Agricultural District No. 1," be adopted.

File No. 05-213

Adopted: Ayes 29, Noes 0.

Legislator Colby declared his interest prior to the vote.

ADOPTION OF

Intro. No. 283

RESOLUTION NO. 265 OF 2005

EIGHT-YEAR REVIEW OF MONROE COUNTY MIDWESTERN AGRICULTURAL DISTRICT NO. 1

WHEREAS, the Monroe County Planning Board and the Monroe County Agricultural and Farmland Protection Board have submitted a joint report on the eight-year review of the Monroe County Midwestern Agricultural District No. 1 (the "District"); and

WHEREAS, the joint report recommends the continuation of this District, in the Towns of Ogden, Riga and Sweden, with the following modifications:

a. That seven parcels containing 397.8 acres be added to the District.

b. That three parcels containing 4 acres be removed from the District consisting of: two parcels in the Town of Ogden totaling 3.3 acres; and one parcel in the Town of Riga totaling 0.7 acres.

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Legislature hereby approves the continuation of the Monroe County Midwestern Agricultural District No. 1, with the addition of the foregoing parcels of land in the Towns of Ogden, Riga and Sweden; the removal of the foregoing parcels in the Towns of Ogden and Riga, as recommended above.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning and Economic Development Committee; June 27, 2005 - CV: 4-0; August 1, 2005 - CV: 4-0

File No. 05-213

Adopted: Ayes 29, Noes 0.

Legislator Colby declared his interest prior to the vote.

Approved by County Executive Maggie Brooks, August 16, 2005.

Effective Date: August 16, 2005.

By Legislators Valerio and Driscoll

Intro. No. 325

MOTION NO. 52 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 277 OF 2005), ENTITLED "APPROVING MONROE COMMUNITY COLLEGE OPERATING BUDGET FOR FISCAL YEAR 2005-2006," BE LIFTED FROM THE TABLE

Be It Moved, that Resolution (Intro. No. 277 of 2005), entitled "Approving Monroe Community College Operating Budget for Fiscal Year 2005-2006," be lifted from the table.

File No. 05-222

Adopted: Ayes 29, Noes 0.

By Legislators Valerio and Driscoll

Intro. No. 326

MOTION NO. 53 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 277 OF 2005), ENTITLED "APPROVING MONROE COMMUNITY COLLEGE OPERATING BUDGET FOR FISCAL YEAR 2005-2006," BE ADOPTED

Be It Moved, that Resolution (Intro. No. 277 of 2005), entitled "Approving Monroe Community College Operating Budget for Fiscal Year 2005-2006," be adopted.

File No. 05-222

Adopted: Ayes 29, Noes 0.

ADOPTION OF

Intro. No. 277

RESOLUTION NO. 266 OF 2005

APPROVING MONROE COMMUNITY COLLEGE OPERATING BUDGET FOR FISCAL YEAR 2005-2006

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The tuition and fee schedule for Monroe Community College for the fiscal year September 1, 2005 through August 31, 2006, as presented in the budget is hereby approved.

Section 2. The operating budget for the fiscal year September 1, 2005 through August 31, 2006 in the amount of $99,729,360, with County financial assistance of $13,850,000, is hereby approved.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Recreation and Education Committee; June 28, 2005 – CV: 5-0; August 3, 2005 - CV: 5-0

Ways and Means Committee; June 29, 2005 – CV: 9-0; August 3, 2005 - CV: 11-0

File No. 05-222

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, August 16, 2005.

Effective Date: August 16, 2005.

By Legislators Barker and Driscoll

Intro. No. 327

RESOLUTION NO. 267 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF PROBATION AND CORRECTIONAL ALTERNATIVES FOR OFFENDER URINALYSIS TESTING PROJECT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $25,700 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Probation and Correctional Alternatives, for the Offender Urinalysis Testing Project, for the period of January 1, 2003 through June 30, 2005.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; August 1, 2005 - CV: 6-0

Ways and Means Committee; August 3, 2005 - CV: 11-0

File No. 05-257

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, August 16, 2005.

Effective Date: August 16, 2005.

By Legislators Barker and Driscoll

Intro. No. 328

RESOLUTION NO. 268 OF 2005

AUTHORIZING CONTRACT WITH CENTER FOR DISPUTE SETTLEMENT FOR REVIEW OF SELECTED INTERNAL AFFAIRS CASES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Center for Dispute Settlement, for the review of selected Internal Affairs cases and the provision of written recommendations regarding the disposition of those cases, in an amount not to exceed $20,000, for the period of June 1, 2005 through May 31, 2006, with an option to renew for an additional one (1) year term upon the mutual consent of the parties in an amount not to exceed $20,000.

Section 2. Funding for this contract is included in the 2005 operating budget of the Sheriff's Office, account 001-038-1034, Police Bureau Staff Services.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; August 1, 2005 - CV: 6-0

Ways and Means Committee; August 3, 2005 - CV: 11-0

File No. 05-258

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, August 16, 2005.

Effective Date: August 16, 2005.

By Legislators Malta, Barker and Driscoll

Intro No 329

RESOLUTION NO. 269 OF 2005

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH CITY OF ROCHESTER FOR DRUG ENFORCEMENT DEMONSTRATION PROJECT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the City of Rochester, to provide Probation Department services for the City of Rochester's Drug Enforcement Demonstration Project, in the amount of $35,568 for the period of May 1, 2005 through September 1, 2005.

Section 2. The 2005 operating budget of the Department of Public Safety is hereby amended by appropriating the sum of $35,568 into account 001-024-2722, Drug Enforcement Demonstration Project.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Intergovernmental Relations Committee; August 2, 2005 - CV: 5-0

Public Safety Committee; August 1, 2005 - CV: 6-0

Ways and Means Committee; August 3, 2005 - CV: 11-0

File No. 05-259

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, August 16, 2005.

Effective Date: August 16, 2005.

By Legislators Malta, Valerio and Aldersley

Intro. No. 330

RESOLUTION NO. 270 OF 2005

AUTHORIZING INTERMUNICIPAL LICENSE AGREEMENT WITH TOWN OF IRONDEQUOIT FOR STORMWATER MANAGEMENT FACILITY IN DURAND-EASTMAN PARK

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to enter into an intermunicipal license agreement, and any amendments thereto, with the Town of Irondequoit to design, construct and maintain a stormwater management facility in Durand-Eastman Park, at no cost to the County, for the period of August 15, 2005 through August 14, 2030.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Intergovernmental Relations Committee; August 2, 2005 - CV: 5-0

Recreation and Education Committee; August 3, 2005 - CV: 5-0

File No. 05-260

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, August 16, 2005.

Effective Date: August 16, 2005.

By Legislators Malta, Hanna and Driscoll

Intro. No. 331

RESOLUTION NO. 271 OF 2005

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH CITY OF ROCHESTER FOR COLLECTION OF SOLID WASTE AND RECYCLING SERVICES FROM COUNTY FACILITIES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to enter into an intermunicipal agreement, and any amendments thereto, with the City of Rochester, for the collection of County-generated solid waste and recyclables from various County facilities at an estimated annual cost of $160,000, to be determined according to the actual services provided and the annual collection fee established by the City, for the period of July 1, 2005 through June 30, 2007, with the option of five (5) one-year extensions at the mutual written consent of the parties. Escalations in collection costs shall be subject to change annually with Rochester City Council

approval, and the escalations in Solid Waste tipping fees shall be limited to those set forth in Schedule C of the intermunicipal agreement between the County of Monroe and the City of Rochester regarding Solid Waste Disposal and Recyclables Materials, dated June 2003.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Intergovernmental Relations Committee; August 2, 2005 - CV: 5-0

Environment and Public Works Committee; August 3, 2005 - CV: 8-0

Ways and Means Committee; August 3, 2005 – CV: 11-0

File No. 05-261

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, August 16, 2005.

Effective Date: August 16, 2005.

By Legislators Malta, Hanna and Driscoll

Intro. No. 332

RESOLUTION NO. 272 OF 2005

AUTHORIZING INTERMUNICIPAL AGREEMENTS WITH CITY OF ROCHESTER AND TOWNS AND VILLAGES WITHIN MONROE COUNTY; AUTHORIZING CONTRACT WITH STATE OF NEW YORK FOR FLEET SERVICES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute intermunicipal agreements, and any amendments thereto, with the City of Rochester and the Towns and Villages within Monroe County, to utilize Monroe County Fleet Services for mechanical, preventative maintenance and body work to their vehicles at a designated labor rate of $55 per hour with additional charges for necessary/needed parts.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with the State of New York, to utilize Monroe County Fleet Services for mechanical, preventative maintenance and body work to its police vehicles at a designated labor rate of $55 per hour with additional charges for necessary/needed parts.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Intergovernmental Relations Committee; August 2, 2005 - CV: 5-0
Environment and Public Works Committee; August 3, 2005 - CV: 8-0
Ways and Means Committee; August 3, 2005 - CV: 11-0
File No. 05-262
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, August 16, 2005.
Effective Date: August 16, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 333

RESOLUTION NO. 273 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR PUBLIC HEALTH CAMPAIGN PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $70,000 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the Public Health Campaign Program, for the period of April 1, 2005 through March 31, 2006.

Section 2. The 2005 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $70,000 into account 001-058-2047, Public Health Campaign – STD Control Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Department of Health.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; August 2, 2005 - CV: 7-0

Ways and Means Committee; August 3, 2005 - CV: 11-0

File No. 05-263

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, August 16, 2005.

Effective Date: August 16, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 334

RESOLUTION NO. 274 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR SEXUALLY TRANSMITTED DISEASE IN JAILS PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $39,848 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the Sexually Transmitted Disease in Jails Program, for the period of April 1, 2005 through March 31, 2006.

Section 2. The 2005 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $39,848 into account 001-058-2038, Sexually Transmitted Disease in Jails Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Department of Health.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such

program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; August 2, 2005 - CV: 7-0

Ways and Means Committee; August 3, 2005 - CV: 11-0

File No. 05-264

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, August 16, 2005.

Effective Date: August 16, 2005.

By Legislators LaFountain and Driscoll

Intro No 335

RESOLUTION NO. 275 OF 2005

AUTHORIZING CONTRACT WITH LINTECH, LLC FOR INTEGRATED CLINICAL AND FINANCIAL INFORMATION MANAGEMENT SYSTEM AT MONROE COMMUNITY HOSPITAL

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Lintech, LLC, for the purchase and maintenance of an integrated clinical and financial information management system at Monroe Community Hospital, in an amount not to exceed $383,000, in addition to an annual maintenance fee not to exceed $70,000 per year, plus an annual inflation factor not to exceed 8%, for a period of five (5) years, commencing when the system is operational, with the option to renew for three (3) one-year terms.

Section 2. Funding for this contract is included in capital fund 1193.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; August 2, 2005 - CV: 7-0

Ways and Means Committee; August 3, 2005 - CV: 11-0

File No. 05-265

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, August 16, 2005.

Effective Date: August 16, 2005.

By Legislators Hanna and Driscoll

Intro. No. 336

RESOLUTION NO. 276 OF 2005

AUTHORIZING CONTRACT WITH CLOUGH HARBOUR & ASSOCIATES, LLP FOR DESIGN SERVICES FOR BAGGAGE AND SECURITY SYSTEM IMPROVEMENTS PROJECT AT GREATER ROCHESTER INTERNATIONAL AIRPORT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, with Clough Harbour & Associates LLP, in the amount of $295,000, for design services for the Baggage and Security System Improvements Project at the Greater Rochester International Airport, along with any amendments necessary to complete the project within the total capital fund appropriation.

Section 2. Funding for this project is included in capital fund 1124.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; August 3, 2005 - CV: 8-0

Ways and Means Committee; August 3, 2005 - CV: 11-0

File No. 05-266

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, August 16, 2005.

Effective Date: August 16, 2005.

By Legislators Hanna and Driscoll

Intro. No. 337

RESOLUTION NO. 277 OF 2005

AUTHORIZING CONTRACT WITH MONROE #1 BOCES FOR EDUCATIONAL SERVICES AND MECHANICAL TRAINING

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Monroe # 1 BOCES, in a not to exceed amount of $50,000, for educational services and mechanical training, for the period of July 15, 2005 through July 15, 2006 with the option for three (3) one-year renewal periods, in an amount not to be increased by more than five percent of the prior one-year contract amount.

Section 2. Funding for this contract is included in the 2005 Operating Budget of the Department of Environmental Services, account 075-084-8551, Pure Waters and will be requested in future years' budgets.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; August 3, 2005 - CV: 8-0

Ways and Means Committee; August 3, 2005 - CV: 11-0

File No. 05-267

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, August 16, 2005.

Effective Date: August 16, 2005.

By Legislators Adair and Driscoll

Intro No 338

RESOLUTION NO. 278 OF 2005

ACCEPTING ADDITIONAL FUNDING FROM NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR STATE SUPPORTED CONSOLIDATED LOCAL STREET AND HIGHWAY IMPROVEMENT PROGRAM AND AMENDING 2005 OPERATING BUDGET OF DEPARTMENT OF TRANSPORTATION

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept additional funding from the New York State Department of Transportation, in the amount of $46,349, for the State Supported Consolidated Local Street and Highway Improvement Program.

Section 2. The 2005 operating budget of the Department of Transportation is hereby amended by appropriating the sum of $46,349 into account 002-080-8017, State Supported Consolidated Local Street and Highway Improvement Program, bringing the total funding amount to $3,844,474.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications within grant guidelines, to meet contractual commitments, which may be outstanding at the close of the current year.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee, August 3, 2005 – CV: 8-0

Ways and Means Committee, August 3, 2005 – CV: 11-0

File No. 05-269

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, August 16, 2005.

Effective Date: August 16, 2005.

By Legislators Adair and Driscoll

Intro. No. 339

RESOLUTION NO. 279 OF 2005

AMENDING 2005 OPERATING BUDGET OF DEPARTMENT OF TRANSPORTATION TO ACCEPT MULTI-MODAL FUNDING FROM NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR IMPROVEMENTS TO DEAN ROAD, TOWN OF PARMA

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept multi-modal funding from the New York State Department of Transportation, in the amount of $100,000, for improvements to Dean Road in the Town of Parma.

Section 2. Amend the 2005 operating budget of the Department of Transportation, by appropriating the sum of $100,000 into account 002-080-8017, State Supported Consolidated Local Street and Highway Improvement Program, for improvements to Dean Road in the Town of Parma.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications within grant guidelines, to meet contractual commitments, which may be outstanding at the close of the current year.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee, August 3, 2005 – CV: 8-0

Ways and Means Committee, August 3, 2005 – CV: 11-0

File No. 05-270

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, August 16, 2005.

Effective Date: August 16, 2005.

By Legislators Adair, Dobson and Driscoll

Intro. No. 340

RESOLUTION NO. 280 OF 2005

AUTHORIZING ACQUISITION OF PROPERTY INTERESTS FOR NORTH GREECE ROAD BRIDGE REPLACEMENT PROJECT, TOWN OF GREECE

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to obtain the property interests for completion of the North Greece Road Bridge Replacement Project, in the Town of Greece, by contract and/or the Eminent Domain Procedure Law, along with any amendments for unanticipated damages within the total capital fund appropriation:

Parcel	*Owner*	*Amount*
Map 20 Parcel 1 PE 459 sq. ft.	Vincent A. Ventimiglia Antonio Tartaglia 30 Pine Creek Lane Rochester, New York 14626	$200
Map 20A Parcel 1 TE 4,606 sq. ft.	Vincent A. Ventimiglia Antonio Tartaglia 30 Pine Creek Lane Rochester, New York 14626	$250
Map 21 Parcel 1 PE 1,003 sq. ft.	James L. Freemesser Margaret A. Freemesser 5 Pine Creek Lane Rochester, New York 14626	$500
Map 22 Parcel 1 PE 2,476 sq. ft.	Judith E. Robare 816 North Greece Road Rochester, New York 14626	$1,500
Map 22A Parcel 1 TE 2,691 sq. ft.	Judith E. Robare 816 North Greece Road Rochester, New York 14626	$150

Section 2. Funding for this acquisition is included in capital fund 1339.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; August 3, 2005 – CV: 8-0
Ways and Means Committee; August 3, 2005 - CV: 11-0
File No. 05-271
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, August 16, 2005.
Effective Date: August 16, 2005.

By Legislator Driscoll and Dobson

Intro. No. 341

RESOLUTION NO. 281 OF 2005

AUTHORIZING SALE OF COUNTY-OWNED TAX FORECLOSED PROPERTY, TOWN OF GREECE

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a sale contract and all necessary documents conveying title to offeror, as described below:

Parcel	*Offeror*	*Offered Amount*
TA # 047.01-1-6 0.12 acre Proposed City Blvd. Town of Greece	Greenleaf Meadows Associates, LLC 500 Greenleaf Road Rochester, New York 14612	$300

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; August 3, 2005 - CV: 11-0
File No. 05-272
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, August 16, 2005.
Effective Date: August 16, 2005.

By Legislators Bullard and Eckel

Intro. No. 342

MOTION NO. 54 OF 2005

PROVIDING THAT THE RULES OF THE MONROE COUNTY LEGISLATURE BE SUSPENDED

Be It Moved, that the Rules of the Monroe County Legislature be, and hereby are, suspended for the Purpose of Considering a Referral entitled "Mandatory Lead Testing of County-subsidized Housing".

Failed by the following vote:

Ayes — Legislators Aldersley, Amato, Benet, Bullard, Cruz, Eckel, Garner Goldstein, Lee, Murray, O'Brien, Palumbo, Thomas — 12

Noes — Legislators Smith, Adair, Assini, Barker, Cassetti, Dobson, Driscoll, Hanna, LaFountain, Malta, Jeffery McCann, Peter McCann, Quatro, Valerio, Wilmot, Zyra — 17

By Legislators Valerio, Dobson and Driscoll

Intro. No. 343

RESOLUTION NO. 282 OF 2005

ACCEPTING GIFT FROM VETERANS OF BATTLE OF THE BULGE GENESEE VALLEY CHAPTER OF MEMORIAL TO BE CONSTRUCTED IN ONTARIO BEACH PARK

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a gift from the Veterans of the Battle of the Bulge Genesee Valley Chapter of a memorial to be constructed in Ontario Beach Park, with an estimated value of $20,000.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Recreation and Education Committee; August 3, 2005 - CV: 5-0

Ways and Means Committee; August 3, 2005 - CV: 11-0

File No. 05-275

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, August 16, 2005.

Effective Date: August 16, 2005.

By Legislators Hanna and Driscoll

Intro. No. 344

RESOLUTION NO. 283 OF 2005

AUTHORIZING CONTRACTS WITH CRANE-HOGAN STRUCTURAL SYSTEMS, INC., SCHULER-HAAS ELECTRIC CORP., LECLAIRE-FLEMING MECHANICAL CONTRACTORS, INC. AND JOHN W. DANFORTH COMPANY FOR CONSTRUCTION SERVICES FOR JOHN STREET PUMP STATION IMPROVEMENTS PROJECT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract with Crane-Hogan Structural Systems, Inc., for general construction for the John Street Pump Station Improvements Project, in the amount of $2,433,406, and any amendments necessary to complete the project within the total capital fund appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract with Schuler-Haas Electric Corp., for electrical construction for the John Street Pump Station Improvements Project, in the amount of $544,700, and any amendments necessary to complete the project within the total capital fund appropriation.

Section 3. The County Executive, or her designee, is hereby authorized to execute a contract with LeClaire-Fleming Mechanical Contractors, Inc., for heating and ventilating construction for the John Street Pump Station Improvements Project, in the amount of $78,739, and any amendments necessary to complete the project within the total capital fund appropriation.

Section 4. The County Executive, or her designee, is hereby authorized to amend the contract with John W. Danforth Company, for plumbing construction for the John Street Pump Station Improvements Project, in the amount of $20,525, and any amendments necessary to complete the project within the total capital fund appropriation.

Section 5. Funding for this project is included in capital funds 1295 and 1375.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; August 3, 2005 - CV: 8-0
Ways and Means Committee; August 3, 2005 - CV: 11-0
File No. 05-276
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, August 16, 2005.
Effective Date: August 16, 2005.

RECESS

President Zyra requested a brief recess.

RECONVENING LEGISLATURE

President Zyra reconvened the recessed meeting of August 9, 2005 and proceeded under the Usual Order of Business.

By Legislators Driscoll and Dobson

Intro. No. 345

RESOLUTION NO. 284 OF 2005

EXTENSION OF ADDITIONAL ONE PERCENT TAX ON SALES AND USES OF TANGIBLE PERSONAL PROPERTY AND OF CERTAIN SERVICES, AND ON OCCUPANCY OF HOTEL ROOMS AND AMUSEMENT CHARGES, PURSUANT TO ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK; AMENDING RESOLUTION NO. 265 OF 1965, AS LAST AMENDED BY RESOLUTION NO. 296 OF 2003

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The first sentence of Section 2 of Resolution No. 265, as enacted in nineteen hundred sixty-five, as amended, is amended to read as follows:

SECTION 2. Imposition of sales tax.

On and after August 1, 1965, there is hereby imposed and there shall be paid a tax of 3 percent upon, ~~and for the period commencing September 1, 1992, and ending November 30, 1993 there is hereby imposed and~~

~~there shall be paid an additional tax of one-half percent upon, and for the period commencing March 1, 1993, and ending November 30, 1993, there is hereby imposed and there shall be paid a second additional tax of one-half percent upon,~~ and for the period commencing December 1, 1993, and ending November 30, [2005]2007 there is hereby imposed and there shall be paid an additional tax of one percent upon:

Section 2. Subdivision (h) of Section 3 of Resolution No. 265, as enacted in nineteen hundred sixty-five, as amended, is amended to read as follows:

(h) With respect to the additional tax of one percent imposed for the period commencing December 1, 1993, and ending November 30, [2005]2007, the provisions of subdivisions (a), (b), (c), (d) and (e) of this section shall apply, except that for the purposes of this subdivision, all references in said subdivisions (a), (b), (c), and (d) to an effective date shall be read as referring to December 1, 1993, all references in said subdivision (a) to the date four months prior to the effective date shall be read as referring to August 1, 1993, and the reference in subdivision (b) to the date immediately preceding the effective date shall be read as referring to November 30, 1993. Nothing herein shall be deemed to exempt from tax at the rate in effect prior to December 1, 1993, any transaction which may not be subject to the additional one percent rate of tax imposed effective on that date.

Section 3. Section 4 of Resolution No. 265, as enacted in nineteen hundred sixty-five, as amended, is amended to read as follows:

SECTION 4. Imposition of compensating use tax.

(a) Except to the extent that property or services have already been or will be subject to the sales tax under this enactment, there is hereby imposed on every person a use tax for the use within this taxing jurisdiction on and after March 1, 1993, except as otherwise exempted under this enactment,

(A) of any tangible personal property purchased at retail,

(B) of any tangible personal property (other than computer software used by the author or other creator) manufactured, processed or assembled by the user,

(i) if items of the same kind of tangible personal property are offered for sale by him in the regular course of business or

(ii) if items are used as such or incorporated into a structure, building, or real property, by a contractor, subcontractor or repairman in

erecting structures or buildings, or buildings on, or otherwise adding to, altering, improving, maintaining, servicing or repairing real property, property or land, as the terms real property, property or land are defined in the real property tax law, if items of the same kind are not offered for sale as such by such contractor, subcontractor or repairman or other user in the regular course of business,

(C) of any of the services described in paragraphs (1), (7) and (8) of subdivision (c) of section two,

(D) of any tangible personal property, however, acquired, where not acquired for purposes of resale, upon which any of the services described under paragraphs (2), (3) and (7) of subdivision (c) of section two have been performed,

(E) of any telephone answering service described in subdivision (b) of section two, and

(F) of any computer software written or otherwise created by the user if the user offers software of a similar kind for sale as such or as a component part of other property in the regular course of business.

(b) For purposes of clause (A) of subdivision (a) of this section, for the period commencing March 1, 1993 and ending November 30, [2005]2007, the tax shall be at the rate of four percent, and on and after December 1, [2005]2007, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for such property, or for the use of such property, including any charges for shipping or delivery as described in paragraph (3) of subdivision (b) of section one, but excluding any credit for tangible personal property accepted in part payment and intended for resale.

(c) For purposes of subclause (i) of clause (B) of subdivision (a) of this section, for the period commencing March 1, 1993, and ending November 30, [2005]2007, the tax shall be at the rate of four percent, and on and after December 1, [2005]2007, the tax shall be at the rate of three percent, of the price at which items of the same kind of tangible personal property are offered for sale by the user, and the mere storage, keeping, retention or withdrawal from storage of tangible personal property by the person who manufactured, processed or assembled such property shall not be deemed a taxable use by him.

(d) For purposes of subclause (ii) of clause (B) of subdivision (a) of this section, for the period commencing March 1, 1993, and ending

November 30, [2005]2007, the tax shall be at the rate of four percent, and on and after December 1, [2005]2007, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the tangible personal property manufactured, processed or assembled into the tangible personal property the use of which is subject to tax, including any charges for shipping or delivery as described in paragraph (3) of subdivision (b) of section one.

(e) Notwithstanding the foregoing provisions of this section, for purposes of clause (B) of subdivision (a) of this section, there shall be no tax on any portion of such price which represents the value added by the user to tangible personal property which he fabricates and installs to the specifications of an addition or capital improvement to real property, property or land, as the terms real property, property or land are defined in the real property tax law, over and above the prevailing normal purchase price prior to such fabrication of such tangible personal property which a manufacturer, producer or assembler would charge an unrelated contractor who similarly fabricated and installed such tangible personal property to the specifications of an addition or capital improvement to such real property, property or land.

(f) For purposes of clauses (C), (D) and (E) of subdivision (a) of this section, for the period commencing March 1, 1993, and ending November 30, [2005]2007, the tax shall be a the rate of four percent, and on and after December 1, [2005]2007, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the service, including the consideration for any tangible personal property transferred in conjunction with the performance of the service and also including any charges for shipping and delivery of the property so transferred and of the tangible personal property upon which the service was performed as such charges are described in paragraph (3) of subdivision (b) of section one.

(g) For purposes of clause (F) of subdivision (a) of this section, for the period commencing March 1, 1993, and ending November 30, [2005]2007, the tax shall be at the rate of four percent, and on and after December 1, [2005]2007 the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the tangible personal property which constitutes the blank medium, such as disks or tapes used in conjunction with the software, or for the use of such property, and the mere storage, keeping, retention or withdrawal from storage of computer software described in such clause (F) by its author or other creator shall not be deemed a taxable use by such person.

Section 4. Paragraph (D) of subdivision (1) of Section 11 of Resolution No. 265, as enacted in nineteen hundred sixty-five, as amended, is amended to read as follows:

(D) With respect to the additional tax of one percent imposed for the period beginning December 1, 1993 and ending November 30, [2005]2007, in respect to the use of property used by the purchaser in this County prior to December 1, 1993.

Section 5. Subdivision (i) of Section 14 of Resolution No. 265, as enacted in nineteen hundred sixty-five, as amended, is amended to read as follows:

(i) Notwithstanding any provision of this resolution to the contrary, net collections from the additional one percent rate of sales and compensating use taxes imposed, respectively, by sections two and four of this resolution, for the period commencing December 1, [2003]2005, and ending November 30, [2005]2007, shall be distributed and allocated by the County as follows: for the period of December 1, 1999 through November 30, [2005]2007 in cash, five percent to the school districts in the area of the county outside the city of Rochester, three percent to the towns located within the county, one and one-quarter percent to the villages located within the county, and ninety and three-quarter percent to the city of Rochester and county of Monroe. The amount of the ninety and three-quarters percent to be distributed and allocated to the city of Rochester and county of Monroe shall be distributed and allocated to each so that the combined total distribution and allocation to each from the sales tax revenues pursuant to sections 1262 and 1262-g of the tax law and this section of this resolution shall result in the same total amount being distributed and allocated to the city of Rochester and county of Monroe. The amount so distributed and allocated to the county shall be used for county purposes. The foregoing cash payments to the school districts shall be allocated on the basis of the enrolled public school pupils, thereof, as such term is used in subdivision (b) of section 1262 of the tax law, residing in the county of Monroe. The cash payments to the towns located within the county of Monroe shall be allocated on the basis of the ratio which the population of each town, exclusive of the population of any village

or portion thereof located within a town, bears to the total population of the towns, exclusive of the population of the villages located within such towns. The cash payments to the villages located within the county shall be allocated on the basis of the ratio which the population of each village bears to the total population of the villages located within the county. The term population as used in this section shall have the same meaning as used in subdivision (b) of section 1262 of the tax law.

Section 6. This enactment shall take effect on December 1, 2005.

Matter of Urgency
File No. 05-306
Adopted: Ayes 28, Noes 1.
Legislator Amato voted in the negative.
Approved by County Executive Maggie Brooks, August 16, 2005.
Effective Date: August 16, 2005.

UNFINISHED BUSINESS

NONE

Upon Motion by Legislator Smith, the Legislature adjourned at 8:00 P.M. until Tuesday, September 13, 2005 at 6:00 P.M.

JOANNE B. ZELAZNY
Clerk of the Legislature

NINTH DAY

TUESDAY, SEPTEMBER 13, 2005

Legislature met pursuant to adjournment.

President Wayne E. Zyra in the Chair.

ROLL CALL

Present — Legislators Adair, Aldersley, Amato, Assini, Barker, Cassetti, Colby, Cruz, Dobson, Driscoll, Eckel, Garner Goldstein, Hanna, LaFountain, Lee, Malta, Jeffery McCann, Peter McCann, Murray, O'Brien, Quatro, Smith, Valerio, Wilmot, Zyra — 25

Absent — Legislators Benet, Bullard, Palumbo, Thomas — 4

Note: Legislators Benet, Bullard and Palumbo entered the Chambers later in the meeting.

Meeting formally opened. At the invitation of Legislator Calvin Lee, Jr., The Reverend James L. Cherry, Aenon Baptist Church, delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Christopher J. Wilmot.

APPROVAL OF MINUTES

Without objection, the journal of the session of Day 8, August 9, 2005 was approved as submitted.

Note: Legislator Benet entered the Chambers and was present for the remainder of the meeting.

PETITIONS AND COMMUNICATIONS

From the President of the Legislature - WAYNE E. ZYRA

Regarding Designating the Greater Rochester Visitors Association, Inc. as the Official County Tourist Promotion Agency.

Read and Referred to Planning and Economic Development Committee and Adopted September 13, 2005 under Rule 23(C). (File No. 05-307)

Regarding Chaplain for the Month of September, The Reverend James L. Cherry, Aenon Baptist Church, at the Invitation of Legislator Calvin Lee, Jr.

Read and Filed. (File No. RF05-176)

COUNTY LEGISLATORS

Douglas B. Dobson — Regarding Evaluating the Financial Impact of Sales Tax Suspension on Gasoline Purchases.

Read and Referred to Ways and Means Committee. (File No. 05-309)

David C. Malta, Michael G. Barker — Regarding $25,000 Grant for Wilson Commencement Park.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-310)

Mary A. Valerio, Michael G. Barker, David C. Malta — Regarding Memorializing the New York State Legislature to Implement Stronger Sanitary Codes and Enforce Regulations for the Proper Filtration of Water Used in Spray Water Parks.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-311)

David C. Malta, R. Anthony LaFountain, Michael G. Barker — Regarding Memorializing President George W. Bush in Support of His Recent Announcement to Release United States Strategic Petroleum Reserves in Response to the Devastating Effects of Hurricane Katrina.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-312)

Douglas B. Dobson — Regarding Memorializing the New York State Legislature to Evaluate the Financial Impact of Repealing Sales Tax on Gasoline Purchases.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-313)

Stephanie Polowe Aldersley, Carla M. Palumbo, Lynda Garner Goldstein — Regarding Memorializing the United States Congress to Pass The Breast Cancer Patient Protection Act.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-314)

C. Stephen Eckel, Edward M. O'Brien — Regarding Memorializing the New York State Legislature and Gov. George E. Pataki to Pass and Sign A03376, Creating a Senior Collective Bargaining Program for the Purchase of Prescription Drugs.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-315)

From the County Executive — MAGGIE BROOKS

Regarding Approval of Issuance of Mortgage Revenue Bonds by the County of Monroe Industrial Development Agency on behalf of Parma Senior Housing Associates, L.P. and Unity Health System in the Village of Hilton, Monroe County, New York.

Read and Referred to Planning and Economic Development and Ways and Means Committees. (File No. 05-316)

Regarding Approval of Issuance of Tax-Exempt Civic Facility Revenue Bonds by the County of Monroe Industrial Development Agency on behalf of YMCA of Greater Rochester in the Town of Penfield, Monroe County, New York.

Read and Referred to Planning and Economic Development and Ways and Means Committees. (File No. 05-317)

Regarding Amending Resolution 38 of 2002 to Extend the Term of the Criminal Incident Technology Grant from the New York State Department of Criminal Justice Services.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-318)

Regarding Acceptance of Two Grants from the New York State Division of Probation and Correctional Alternatives for the Offender Urinalysis Testing Project.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-319)

Regarding Acceptance of a Grant from the New York State Division of Criminal Justice Services for the Juvenile Accountability Incentive Block Grant, Enhanced Supervision Program.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-320)

Regarding Acceptance of a Grant from the New York State Division of Criminal Justices Services, and Authorize a Contract with Alternatives for Battered Women, Inc. for Implementation of a Domestic Violence Prevention Education Program.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-321)

Regarding Acceptance of a Grant from the New York State Archives Local Records Management Improvement Fund for a Project to Improve Records Management in the Offices of the District Attorney and Public Defender.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-322)

Regarding Acceptance of a Grant from the New York State Office of Parks, Recreation and Historic Preservation for Monroe County's Off-Leash Dog Areas.

Read and Referred to Recreation and Education and Ways and Means Committees. (File No. 05-323)

Regarding Acceptance of a Grant from the New York State Department of Health for the Rabies Reimbursement Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-324)

Regarding Acceptance of a Grant from the New York State Department of Health for the HIV Partner Notification Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-325)

Regarding Acceptance of a Grant from Health Research, Inc. for the Public Health Preparedness and Response to Bioterrorism Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-326)

Regarding Acceptance of Funding from the New York State Office for the Aging for the State Pharmaceutical Assistance Program and Authorize a Contract with Coordinated Care Services, Inc.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-327)

Regarding Acceptance of Funding from the New York State Office for the Aging for the Implementation of the Weatherization Referral and Packaging Program and Authorize a Contract with Monroe Heating and Chimney Service, Inc.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-328)

Regarding Acceptance of Funding from the New York State Office for Aging for the Elder Abuse Education and Outreach Program and the Long Term Care Insurance Education and Outreach Program and Authorize a Contract Amendment with Lifespan, Inc.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-329)

Regarding Acceptance of New York State Special Legislative Member Item for the Youth As Resources Program and Amend Resolution 16 of 2005 to Amend the Contract with United Way Services Corporation for the Youth As Resources Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-330)

Regarding Authorizing a Contract with Crane-Hogan Structural Systems, Inc. for Construction and a Contract Amendment with Clough Harbour & Associates, LLP for Construction Supervision for the Runway 10/28 Safety Area Improvements - Phase 4 Project at the Greater Rochester International Airport.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-331)

Regarding Authorizing Contracts with Clough Harbour & Associates, LLP, Passero Associates and URS Corporation for Airport Consultant Services for the Greater Rochester International Airport.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-332)

Regarding Amending the 2005 Capital Budget; Amending Bond Resolution 392 of 2001; Authorizing the Award of Contracts with Javen Construction Co., Inc., Connors-Haas, Inc., Crosby-Brownlie, Inc. and WYCO Mechanical, LLC for Construction Services for the Medical Examiner Renovation Project.

Read and Referred to Environment and Public Works, Human Services and Ways and Means Committees. (File No. 05-333)

Regarding Scheduling Public Hearings for Assessment Rolls of the Pure Waters Sewer Districts for 2006 and Confirmation and Adoption of Assessment Rolls.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-334)

Regarding Pure Water Administrative Boards Schedule Public Hearings for Operation and Maintenance Charges for Each of the Monroe County Pure Waters Districts for 2006 and Establishment of Scale of Charges.

Read and Referred to Pure Waters Administrative Board. (File No. 05-335)

Regarding Confirmation of Appointment to the Monroe County Board of Ethics.

Read and Referred to Agenda/Charter Committee. (File No. 05-336)

Regarding Authorizing the Use of County Roads as a Detour Route During the Reconstruction of the New York State Route 251 (Rush Mendon Road) and Route 65 (Clover Street) Intersection by the New York State Department of Transportation.

Read and Referred to Transportation Committee. (File No. 05-337)

Regarding Authorizing a Contract with the New York State Department of Transportation for a Utility Work Agreement for the Replacement of the Mt. Read Boulevard Bridge over the Kodak Railroad, City of Rochester, Monroe County.

Read and Referred to Transportation and Ways and Means Committees. (File No. 05-338)

Regarding Acceptance of Federal and State Aid from the New York State Department of Transportation for the Operation and Maintenance of the Rochester/Monroe County Traffic Control Center.

Read and Referred to Transportation and Ways and Means Committees. (File No. 05-339)

Regarding Erroneous Assessments - Correction and Cancellation.

Read and Referred to Ways and Means Committee. (File No. 05-340)

Regarding Authorizing the Sale of County Owned Tax Foreclosure Property in the Town of Irondequoit.

Read and Referred to Ways and Means Committee. (File No. 05-341)

Regarding Administrative Refunds for the Month of July 2005.

Read and Filed. (File No. RF05-177)

With Bonnie Pedrick-Coles, Chairperson, Monroe County Planning Board — Regarding 2006-2011 Adopted Capital Improvement Program.

Read and Filed. (File No. RF05-178)

OTHERS COUNTY OFFICIALS

John E. Graham, P.E., Director, Department of Environmental Services — Regarding Solid Waste Tipping Fee Report as of September 2005.

Read and Filed. (File No. RF05-179)

Michael J. Garland, P.E., Deputy Director, Department of Environmental Services — Regarding Reporting Requirements for Pure Waters Contracts for the Months of June and July 2005.

Read and Filed. (File No. RF05-180)

Bonnie Pedrick-Coles, Chairperson, Monroe County Planning Board — Regarding Notice and Agenda of Meeting Scheduled for August 25, 2005; Minutes of Meeting held June 23, 2005.

Read and Filed. (File No. RF05-181)

Monroe County Department of Planning and Development — Regarding Development Review Referrals Summaries dated August 3, 2005 through September 6, 2005.

Read and Filed. (File No. RF05-182)

MISCELLANEOUS

Monroe County Council of Governments — Regarding Notice and Agenda of Meeting Scheduled for September 20, 2005; Minutes of Meeting held May 17, 2005.

Read and Filed. (File No. RF05-183)

Monroe Community College Board of Trustees — Regarding Minutes of Meeting held August 15, 2005.

Read and Filed. (File No. RF05-184)

Jacquelyne A. Leach, Comptroller, Western Regional Off-Track Betting Corporation — Regarding June and July 2005 Retained Surcharge Revenue for Monroe County.

Read and Filed. (File No. RF05-185)

Timothy J. Maher, Director of Central Support Services, New York State Board of Real Property Services — Regarding List of Certified 2005 State and Class Equalization Rates.

Read and Filed. (File No. RF05-186)

New York State Department of Environmental Conservation — Regarding Notice of Legislative Public Hearing and Notice of Issues Conference on Proposed Project "Waterview at Willow Point" Located West of Bay Road in the Town of Webster.

Read and Filed. (File No. RF05-187)

New York State Public Service Commission — Regarding Notice of Educational Forums and Public Statement Hearings on the Commission's Examination of Issues Related to the Competitive Provision of Telecommunications Services, Issued September 2, 2005.

Read and Filed. (File No. RF05-188)

George D. Maziarz, New York State Senate, District 62 — Regarding Acknowledging Receipt of Memorializing Resolutions.

Read and Filed. (File No. RF05-189)

David Koon, New York State Assembly, District 135 — Regarding Response to Memorializing Resolutions.

Read and Filed. (File No. RF05-190)

Joseph A. Errigo, New York State Assembly, District 130 — Regarding Acknowledging Receipt and Response to Memorializing Resolutions.

Read and Filed. (File No. RF05-191)

Louise M. Slaughter, United States Congress, District 28 — Regarding Response to Memorializing Resolution entitled "Memorializing the United States Congress and the President of the United States to Continue Federal Support of Amtrak."

Read and Filed. (File No. RF05-192)

John R. "Randy" Kuhl, Jr., United State Congress, District 29 — Regarding Acknowledging Receipt of Memorializing Resolution.

Read and Filed. (File No. RF05-193)

Sandra L. Frankel, Supervisor, Town of Brighton — Regarding Designation Ceremony of "the Erie Canal Expressway" Scheduled for September 9, 2005.

Read and Filed. (File No. RF05-194)

Cindy Urtz, Clerk, Madison County Board of Supervisors — Regarding Resolution entitled "Submission for Certification of all HAVA-Compliant Voting Machines or Systems."

Read and Filed. (File No. RF05-195)

Carolee Conklin, Clerk, Rochester City Council — Regarding Minutes of Regular Meetings held June 14, 2005, July 12, 2005 and August 9, 2005; Notice and Agenda of Meeting Scheduled for September 6, 2005; Ordinances Passed at the Regular Meeting held September 6, 2005.

Read and Filed. (File No. RF05-196)

Note: Legislators Bullard and Palumbo entered the Chambers and were present for the remainder of the meeting.

PROCLAMATIONS

By the President of the Legislature — WAYNE E. ZYRA

Recognized Jointly with Legislators Mark J. Cassetti, Douglas B. Dobson and Jeffery L. McCann "Ridge Road Fire District" for being the first fire department in New York State to achieve status as an "Accredited Agency."

Read and Filed.

Recognized Jointly with Legislators R. Anthony LaFountain and David C. Malta "Tyler Ocwieja" in recognition of winning the gold medal for Karate at the AAU Junior Olympics.

Read and Filed.

Recognized Jointly with Legislators Bill Smith, John G. Driscoll, Mary A. Valerio, R. Anthony LaFountain, Jeffrey R. Adair and E. Daniel Quatro "Monroe County 14-Under Babe Ruth All-Star Baseball Team" for winning the 2005 Western New York State Tournament.

Read and Filed.

Recognized Jointly with Legislator Bill Smith "Betty P. Smith" on receiving the 2005 State University of New York Chancellor's Award for Professional Service.

Read and Filed.

Recognized Jointly with Legislator A. Michael Hanna "Ann Penwarden" on receiving the 2005 State University of New York Chancellor's Award for Excellence in Librarianship.

Read and Filed.

Recognized Jointly with Legislators E. Daniel Quatro, Jeffrey R. Adair and Robert J. Colby "Audrey Bopp, Pam Korte and Martha Kendall" on receiving the 2005 Innovation of the Year Award for their Computerized Assessment System.

Read and Filed.

Recognized Jointly with Legislator Robert J. Colby "Colette Fegan" on receiving the 2005 Monroe Community College President's Award for Service.

Read and Filed.

Recognized Jointly with Legislator John G. Driscoll "Janet Zinck" on receiving the 2005 Monroe Community College Outstanding Faculty Advisor Award.

Read and Filed.

Recognized Jointly with Legislator John G. Driscoll "Ivan Matthew" on receiving the 2005 Monroe Community College Outstanding Faculty Advisor Award.

Read and Filed.

Recognized Jointly with Legislator David C. Malta "Patricia Kuby" on receiving the 2005 Writing Across the Curriculum Award.

Read and Filed.

Recognized Jointly with Legislator Michael G. Barker "Maria Kendig" on receiving the 2005 National Institute for Staff and Organization Award.

Read and Filed.

Note: Legislator Lee left the Chambers and was absent for the remainder of the meeting.

FORMAL COMMITTEE REPORTS

NONE

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. Three speakers addressed the Legislature on various subjects and the Open Forum concluded at 6:40 P.M.

LOCAL LAWS

By Legislators Driscoll and Dobson

Intro. No. 346

INCREASING THE MAXIMUM VETERANS EXEMPTION FROM REAL PROPERTY TAX UNDER REAL PROPERTY TAX LAW SECTION 458-a

BE IT ENACTED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Pursuant to Chapter 256 of the Laws of 2005, the maximum exemption allowable in paragraphs (a), (b) and (c) of subdivision 2 of Section 458-a of the Real Property Tax Law, is increased to $36,000, $24,000 and $120,000, respectively.

Section 2. This local law shall take effect upon filing in the office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

Ways and Means Committee; August 31, 2005 - CV: 11-0 (As Amended)
File No. 05-280

By Legislators Driscoll and Dobson

Intro. No. 347

MOTION NO. 55 OF 2005

PROVIDING THAT LOCAL LAW (INTRO. NO. 346 OF 2005), ENTITLED "INCREASING THE MAXIMUM VETERANS EXEMPTION FROM REAL PROPERTY TAX UNDER REAL PROPERTY TAX LAW SECTION 458-a," BE TABLED

Be It Moved, that Local Law (Intro. No. 346 of 2005), entitled "Increasing the Maximum Veterans Exemption from Real Property Tax Under Real Property Tax Law Section 458-a," be tabled.

File No. 05-280

Adopted: Ayes 27, Noes 0.

By Legislators Driscoll and Dobson

Intro. No. 348

RESOLUTION NO. 285 OF 2005

FIXING A PUBLIC HEARING ON LOCAL LAW (INTRO. NO. 346 of 2005), ENTITLED "INCREASING THE MAXIMUM VETERANS EXEMPTION FROM REAL PROPERTY TAX UNDER REAL PROPERTY TAX LAW SECTION 458-a"

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. That there will be a public hearing at 6:15 P.M. on the 11th day of October, 2005, in the Legislative Chambers in the County Office Building, Rochester, New York on Local Law (Intro. No. 346 of 2005), entitled "Increasing the Maximum Veterans Exemption from Real Property Tax Under Real Property Tax Law Section 458-a."

Section 2. The Clerk of the Legislature is directed to give notice of the time and place of this public hearing, and a description of the proposed local law, to the news media within the County, and shall conspicuously post a copy of said notice in the office of the Clerk at least five days before said hearing. In addition, the Clerk shall cause said notice to be published once in the official newspapers of general circulation within the County at least five days before said hearing.

Section 3. This resolution shall take effect immediately.

Ways and Means Committee; August 31, 2005 - CV: 11-0 (As Amended)

File No. 05-280

Adopted: Ayes 27, Noes 0.

MOTIONS, RESOLUTIONS AND NOTICES

By Legislators Assini and Driscoll

Intro. No. 349

RESOLUTION NO. 286 OF 2005

ACCEPTING GRANT FROM COUNTY OF MONROE INDUSTRIAL DEVELOPMENT AGENCY

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $208,000 grant from, and to execute a contract and any amendments thereto with, the County of Monroe Industrial Development Agency, for economic development activities, staff services and office expenses, for the period of January 1, 2005 through December 31, 2005.

Section 2. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the County of Monroe Industrial Development Agency.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning and Economic Development Committee; August 29, 2005 - CV: 5-0

Ways and Means Committee; August 31, 2005 - CV: 11-0

File No. 05-287

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, September 19, 2005.

Effective Date: September 19, 2005.

By Legislators Barker and Driscoll

Intro. No. 350

RESOLUTION NO. 287 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR AID TO LOCALITIES PROGRAM FOR THE OFFICES OF THE PUBLIC DEFENDER AND DISTRICT ATTORNEY AND PUBLIC SAFETY LABORATORY

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $973,923 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for the Aid to Localities Program for the Offices of the Public Defender and District Attorney and the Public Safety Laboratory, for the period of April 1, 2005 through March 31, 2006.

Section 2. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of grant in accordance with the contract with the New York State Division of Criminal Justice Services.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; August 29, 2005 - CV: 7-0

Ways and Means Committee; August 31, 2005 - CV: 11-0

File No. 05-288

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, September 19, 2005.

Effective Date: September 19, 2005.

By Legislators Barker and Driscoll

Intro. No. 351

RESOLUTION NO. 288 OF 2005

AUTHORIZING FEDERAL EQUITABLE SHARING AGREEMENTS WITH UNITED STATES DEPARTMENT OF JUSTICE AND UNITED STATES DEPARTMENT OF TREASURY

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute Federal Equitable Sharing Agreements with the United States Department of Justice and the United States Treasury Department, for participation in federal equitable sharing programs for federally forfeited cash, property and proceeds obtained in the course of joint law enforcement investigations and prosecutions, for the period of October 1, 2005 through September 30, 2008.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; August 29, 2005 - CV: 7-0

Ways and Means Committee; August 31, 2005 - CV: 11-0

File No. 05-289

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, September 19, 2005.

Effective Date: September 19, 2005.

By Legislators Barker and Driscoll

Intro. No. 352

RESOLUTION NO. 289 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR CRIMES AGAINST REVENUE PROSECUTION PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $127,162 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, to create a Crimes Against Revenue Prosecution unit in the District Attorney's Office, for the period of April 1, 2005 through March 31, 2007.

Section 2. The 2005 operating budget of the District Attorney's Office is hereby amended by appropriating the sum of $127,162 into account 001-025-2591, Crimes Against Revenue Prosecution Program.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; August 29, 2005 - CV: 7-0

Ways and Means Committee; August 31, 2005 - CV: 11-0

File No. 05-290

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, September 19, 2005.

Effective Date: September 19, 2005.

By Legislators Valerio and Driscoll

Intro. No. 353

RESOLUTION NO. 290 OF 2005

ACCEPTING AN OFFER AND PAYMENT FOR APPROPRIATION BY THE STATE OF NEW YORK OF PROPERTY AT MONROE COMMUNITY COLLEGE IN THE TOWN OF BRIGHTON

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Authorize the County Executive, or her designee, to accept an offer of compensation and corresponding payment, in the amount of $126,100, from the State of New York for appropriation for portions of property having tax map numbers 140.14-1-001/RCH and 149.14.1-001/SPTS, from Monroe County, as Trustee for Monroe Community College; and to execute an agreement and any other documents necessary to accept payment and to release the State from any further claim or interest by the County.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Recreation and Education Committee; August 30, 2005 – CV: 5-0

Ways and Means Committee; August 31, 2005 – CV: 11-0

File No. 05-291

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, September 19, 2005.

Effective Date: September 19, 2005.

By Legislators Malta, Barker and Driscoll

Intro. No. 354

RESOLUTION NO. 291 OF 2005

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH CITY OF ROCHESTER FOR SHARING OF COSTS FOR PSYCHOLOGICAL TESTING OF MONROE COUNTY SHERIFF AND ROCHESTER POLICE DEPARTMENT CANDIDATES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the City of Rochester to share equally the cost of the psychological and psychiatric testing, interviews, analysis and written reporting for candidates who apply to both the Monroe County Sheriff's Office and Rochester Police Department for law enforcement positions.

Section 2. Funding for this agreement is included in the 2005 operating budget of the Sheriff's Office, account 001-038-1034, Police Bureau, Staff Services.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Intergovernmental Relations Committee; August 30, 2005 - CV: 5-0

Public Safety Committee; August 29, 2005 - CV: 7-0

Ways and Means Committee; August 31, 2005 - CV: 11-0

File No. 05-292

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, September 19, 2005.

Effective Date: September 19, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 355

RESOLUTION NO. 292 OF 2005

AMENDING RESOLUTION 13 OF 2005, AS AMENDED BY RESOLUTION 166 OF 2005 AND RESOLUTION 247 OF 2005, TO ACCEPT ADDITIONAL FUNDING FROM NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE FOR 2004-2005 HOME ENERGY ASSISTANCE PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Section 1 of Resolution 13 of 2005, as amended by Resolution 166 of 2005 and Resolution 247 of 2005, is hereby amended to read as follows:

> The County Executive, or her designee, is hereby authorized to accept a ~~$14,251,637~~ $16,002,580 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Temporary and Disability Assistance, for the 2004-2005 Home Energy Assistance Program, for the period of October 1, 2004 through September 30, 2005.

Section 2. The 2005 operating budget of the Department of Human Services, Division of Social Services, is hereby amended by appropriating the sum of $1,750,943 into account 001-051-4200, Division of Grants, Home Energy Assistance Program.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

New language is underlined.
Deleted language is ~~stricken~~.

Human Services Committee; August 30, 2005 - CV: 7-0

Ways and Means Committee; August 31, 2005 - CV: 11-0

File No. 05-293

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, September 19, 2005.

Effective Date: September 19, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 356

RESOLUTION NO. 293 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE FOR SAFETY NET

ASSISTANCE PROJECT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $144,000 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Temporary and Disability Assistance, for the Safety Net Assistance Project (SNAP), for the period of July 1, 2005 through June 30, 2006.

Section 2. The 2005 operating budget of the Department of Human Services, Division of Social Services, is hereby amended by appropriating the sum of $144,000 into account 001-051-4569, Safety Net Assistance Project (SNAP).

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; August 30, 2005 - CV: 7-0

Ways and Means Committee; August 31, 2005 - CV: 11-0

File No. 05-294

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, September 19, 2005.

Effective Date: September 19, 2005.

By Legislators LaFountain and Driscoll

Intro No. 357

RESOLUTION NO. 294 OF 2005

ACCEPTING GRANT FROM FINGER LAKES ASSOCIATION, INC. FOR WATER QUALITY PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $55,555 grant from, and to execute a contract and any amendments thereto with, the Finger Lakes Association, Inc., for the Water Quality Program, for the period of April 1, 2004 through August 30, 2006.

Section 2. The 2005 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $55,555 into account 001-058-3536, Water Quality Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the Finger Lakes Association, Inc.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; August 30, 2005 - CV: 7-0

Ways and Means Committee; August 31, 2005 - CV: 11-0

File No. 05-295

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, September 19, 2005.

Effective Date: September 19, 2005.

By Legislators LaFountain, Driscoll and Hanna

Intro No 358

RESOLUTION NO. 295 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE SOIL AND WATER CONSERVATION COMMITTEE FOR MINI-GRANT PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $20,975 grant from, and to execute a contract and any amendments thereto with, the New York State Soil and Water Conservation Committee, for the Mini-Grant Program, for the period of August 1, 2005 through July 31, 2006.

Section 2. The 2005 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $20,975 into account 001-058-3534, Soil and Water Conservation Committee Mini-Grants.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts, intermunicipal agreements, and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Soil and Water Conservation Committee.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; August 30, 2005 - CV: 7-0

Ways and Means Committee; August 31, 2005 - CV: 11-0

Environment and Public Works Committee; August 31, 2005 - CV: 6-0

File No. 05-296

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, September 19, 2005.

Effective Date: September 19, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 359

RESOLUTION NO. 296 OF 2005

AMENDING RESOLUTION 15 OF 2005 TO ACCEPT ADDITIONAL FUNDING FROM NEW YORK STATE OFFICE FOR THE AGING FOR DEPARTMENT OF HUMAN SERVICES, OFFICE FOR AGING PROGRAMS IN 2005

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Section 1 of Resolution 15 of 2005 is hereby amended to read as follows:

The County Executive, or her designee, is hereby authorized to accept a ~~$4,821,422~~ $5,260,247 grant from, and to execute contracts and any amendments thereto with: the New York State Office for the Aging; OASIS Institute; Filene's-Kaufmann's; participant fees and contributions, for aging programs, for the period of January 1, 2005 through ~~June 30,~~ July 31, 2006.

Section 2. Section 2 of Resolution 15 of 2005 is hereby amended to read as follows:

The County Executive, or her designee, is hereby authorized to execute contracts, and any amendments thereto, with subcontractors listed in Attachment A, and any other subcontractors as necessary to provide senior services, in the amount of ~~$4,288,207~~ $5,260,247, for the period of January 1, 2005 through ~~June 30~~ July 31, 2006.

Section 3. The 2005 operating budget of the Department of Human Services, Office for the Aging, is hereby amended by appropriating the sums of: $59,031 into account 001-051-5505, Aging Contract Services; $39,611 into account 001-051-5510, Education and Training; and $340,183 into account 001-051-5515, Contracted Services.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

New language is underlined.
Deleted language is ~~stricken~~.

Human Services Committee; August 30, 2005 - CV: 7-0

Ways and Means Committee; August 31, 2005 - CV: 11-0

File No. 05-297

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, September 19, 2005.

Effective Date: September 19, 2005.

By Legislators Hanna and Driscoll

Intro. No. 360

AUTHORIZING LEASE AND OPERATION AGREEMENTS WITH THE UNITED STATES DEPARTMENT OF TRANSPORTATION, FEDERAL AVIATION ADMINISTRATION, FOR THE AIRPORT TRAFFIC CONTROL TOWER AT THE GREATER ROCHESTER INTERNATIONAL AIRPORT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. A public hearing having been held on October 11, 2005, the Monroe County Legislature hereby authorizes the County to enter into a lease and operation agreement with the United States Department of Transportation, Federal Aviation Administration for the Airport Traffic Control Tower at the Rochester International Airport.

Section 2. The County Executive, or her designee, is hereby authorized to execute a lease agreement on behalf of the Monroe County Airport Authority, and any amendments thereto, with the United States Department of Transportation, Federal Aviation Administration, for the lease of approximately 3.85 acres of a parcel of land located at 1375 Scottsville Road at the Greater Rochester International Airport, for a period of twenty five (25) years beginning October 1, 2003 through September 30, 2028, with an option to extend the term for an additional ten (10) years.

Section 3. The County Executive, or her designee, is hereby authorized to execute an operation agreement on behalf of the Monroe County Airport Authority, and any amendments thereto, with the United States Department of Transportation, Federal Aviation Administration, for the operation of the Airport Traffic Control Tower at the Greater Rochester International Airport, for a period of twenty five (25) years beginning October 1, 2003 through September 30, 2028, with an option to extend the term for an additional ten (10) years.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; August 31, 2005 - CV: 6-0

Ways and Means Committee; August 31, 2005 - CV: 11-0

File No. 05-298

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, September 19, 2005.

Effective Date: September 19, 2005.

By Legislators Hanna and Driscoll

Intro. No. 361

MOTION NO: 56 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 360 OF 2005), ENTITLED "AUTHORIZING LEASE AND OPERATION AGREEMENTS WITH THE UNITED STATES DEPARTMENT OF TRANSPORTATION, FEDERAL AVIATION ADMINISTRATION, FOR THE AIRPORT TRAFFIC CONTROL TOWER AT THE GREATER ROCHESTER INTERNATIONAL AIRPORT," BE TABLED

Be It Moved, that Resolution (Intro. No. 360 of 2005), entitled, "Authorizing Lease and Operation Agreements with the United States Department of Transportation, Federal Aviation Administration, for the Airport Traffic Control Tower at the Greater Rochester International Airport," be tabled.

File No. 05-298

Adopted: Ayes 27, Noes 0.

By Legislators Hanna and Driscoll

Intro. No. 362

RESOLUTION NO. 297 OF 2005

FIXING PUBLIC HEARING ON RESOLUTION (INTRO. NO. 360 OF 2002), ENTITLED "AUTHORIZING LEASE AND OPERATION AGREEMENTS WITH THE UNITED STATES DEPARTMENT OF TRANSPORTATION, FEDERAL AVIATION ADMINISTRATION, FOR THE AIRPORT TRAFFIC CONTROL TOWER AT THE GREATER ROCHESTER INTERNATIONAL AIRPORT"

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. That there will be a public hearing at 6:16 PM on the 11th day of October, 2005, in the Legislative Chambers in the County Office Building, Rochester, New York on Resolution (Intro. No. 360 of 2005), entitled "Authorizing Lease and Operation Agreements with the United States Department of Transportation, Federal Aviation Administration, for the Airport Traffic Control Tower at the Greater Rochester International Airport."

Section 2. The Clerk of the Legislature is directed to give notice of the time and place of this public hearing, and a description of the proposed resolution, to the news media within the County, and shall conspicuously post a copy of said notice in the office of the Clerk at least five days before said hearing. In addition, the Clerk shall cause said notice to be published once in the official newspapers of general circulation within the County at least five days before said hearing.

Section 3. This resolution shall take effect immediately.

Environment and Public Works Committee; August 31, 2005 - CV: 6-0

Ways and Means Committee; August 31, 2005 - CV: 11-0

File No. 05-298

Adopted: Ayes 27, Noes 0.

By Legislators Hanna and Driscoll

Intro. No. 363

RESOLUTION NO. 298 OF 2005

AUTHORIZING A CONTRACT WITH HUMAN SOLUTIONS, INCORPORATED FOR IMPLEMENTATION OF THE SECOND PHASE OF AN ORGANIZATIONAL DEVELOPMENT PROGRAM AT GREATER ROCHESTER INTERNATIONAL AIRPORT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto with, Human Solutions, Incorporated, for implementation of the second phase of an organizational development program at the Greater Rochester International Airport, in the amount of $27,000, for the period of October 1, 2005 through December 31, 2005.

Section 2. Funding for this contract is included in the 2005 operating budget of the Department of Aviation, account 010-081-8120, Field Operations.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; August 31, 2005 – CV: 6-0

Ways and Means Committee; August 31, 2005 – CV: 11-0

File No. 05-299

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, September 19, 2005.

Effective Date: September 19, 2005.

By Legislators Hanna and Driscoll

Intro. No. 364

RESOLUTION NO. 299 OF 2005

AMENDING 2005-2010 CAPITAL IMPROVEMENT PROGRAM, THE 2005 CAPITAL BUDGET AND RESOLUTION 208 of 2000, TO INCREASE THE PROJECT AUTHORIZATION AND FINANCING FOR CAPITAL FUND 1157, FOR THE PROJECT ENTITLED "ACQUIRE AND INSTALL PASSENGER LOADING BRIDGES AT THE AIRPORT"

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Amend the 2005-2010 Capital Improvement Program and the 2005 Capital Budget to increase the project authorization for the project entitled "Acquire and Install Passenger Loading Bridges at the Airport" from $900,000 to $3,000,000, making the total project authorization $3,000,000.

Section 2. Amend Resolution 208 of 2000 to increase financing for the "Acquire and Install Passenger Loading Bridges at the Airport" project, Capital Fund 1157, from $900,000 to $3,000,000, for a total authorization of $3,000,000.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; August 31, 2005 – CV: 6-0

Ways and Means Committee; August 31, 2005 – CV: 11-0

File No. 05-300

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, September 19, 2005.

Effective Date: September 19, 2005.

By Legislators Hanna and Driscoll

Intro No. 365

RESOLUTION NO. 300 OF 2005

SUPERSEDING BOND RESOLUTION DATED SEPTEMBER 13, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $3,000,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE ACQUISITION AND INSTALLATION OF PASSENGER LOADING BRIDGES AT THE GREATER ROCHESTER INTERNATIONAL AIRPORT IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON JUNE 13, 2000 (RESOLUTION NO. 208 OF 2000)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the acquisition and installation of passenger loading bridges at the Greater Rochester International Airport in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $3,000,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class

of objects or purposes ($900,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is ten (10) years, pursuant to subdivision 14 of paragraph a of Section 11.00 of the Local Finance Law, computed from July 20, 2001, the date of the first obligation issued therefor.

Section 2. The maximum estimated cost thereof is now determined to be $3,000,000, and the plan for the financing thereof is by the issuance of $3,000,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 208 of 2000, being a bond resolution dated June 13, 2000, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $900,000 to $3,000,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of *Section 1.*150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Environment and Public Works Committee; August 31, 2005 - CV: 6-0

Ways and Means Committee; August 31, 2005 - CV: 11-0

File No. 05-300

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, September 19, 2005.

Effective Date: September 19, 2005.

By Legislators Hanna and Driscoll

Intro No 366

RESOLUTION NO. 301 OF 2005

AMENDING 2005-2010 CAPITAL IMPROVEMENT PROGRAM, THE 2005 CAPITAL BUDGET, AND RESOLUTION 131 OF 2004, TO INCREASE THE PROJECT AUTHORIZATION AND FINANCING FOR CAPITAL FUND 1158 FOR THE PROJECT ENTITLED, "CONSTRUCT RUNWAY 10/28 SAFETY IMPROVEMENTS AT THE AIRPORT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Amend the 2005-2010 Capital Improvement Program and the 2005 Capital Budget to include an expanded scope of work in the project entitled "Construct Runway 10/28 Safety Improvements at the Airport" to include the construction of a tunnel for the two (2) service roads.

Section 2. Amend the 2005-2010 Capital Improvement Program and the 2005 Capital Budget to increase the project authorization for the project entitled "Construct Runway 10/28 Safety Improvements at the Airport" from $11,500,000 to $23,000,000, making the total project authorization $23,000,000.

Section 3. Amend Resolution 131 of 2004 to increase financing for the "Construct Runway 10/28 Safety Improvements at the Airport" project, Capital Fund 1158, from $11,500,000 to $23,000,000, for a total authorization of $23,000,000.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; August 31, 2005 – CV: 6-0

Ways and Means Committee; August 31, 2005 – CV: 11-0

File No. 05-301

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, September 19, 2005.

Effective Date: September 19, 2005.

By Legislators Hanna and Driscoll

Intro No 367

RESOLUTION NO. 302 OF 2005

SUPERSEDING BOND RESOLUTION DATED SEPTEMBER 13, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $23,000,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE CONSTRUCTION OF RUNWAY 10/28 SAFETY IMPROVEMENTS AND RELATED IMPROVEMENTS, INCLUDING INCIDENTAL IMPROVEMENTS, AT THE GREATER ROCHESTER INTERNATIONAL AIRPORT IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON MAY 7, 2004 (RESOLUTION NO. 131 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the construction of runway 10/28 safety improvements and related improvements, including incidental improvements, at the Greater Rochester International Airport in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $23,000,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($11,500,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is thirty (30) years, pursuant to subdivision 15 of paragraph a of Section 11.00 of the Local Finance Law, computed from December 20, 2001, the date of the first obligation issued therefor.

Section 2. The maximum estimated cost thereof is now determined to be $23,000,000, and the plan for the financing thereof is by the issuance of $23,000,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to

redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the

consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 131 of 2004, being a bond resolution dated May 7, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $11,500,000 to $23,000,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of *Section 1.*150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and

directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Environment and Public Works Committee; August 31, 2005 - CV: 6-0

Ways and Means Committee; August 31, 2005 - CV: 11-0

File No. 05-301.br

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, September 19, 2005.

Effective Date: September 19, 2005.

By Legislators Adair and Driscoll

Intro. No. 368

RESOLUTION NO. 303 OF 2005

AMENDING THE 2005 CAPITAL BUDGET; AMEND BOND RESOLUTION 380 of 2002; AUTHORIZE A CONTRACT WITH SEALAND CONTRACTORS CORP. FOR CONSTRUCTION SERVICES; AND AUTHORIZE A CONTRACT AMENDMENT WITH ERDMAN ANTHONY AND ASSOCIATES, INC. FOR RESIDENT PROJECT REPRESENTATION SERVICES FOR IMPROVEMENTS TO ELMWOOD AVENUE IN THE TOWN OF BRIGHTON

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Amend the 2005 Capital Budget to increase the project authorization by $1,060,000 for the Elmwood Avenue Project, from $4,040,000 to $5,100,000, making the total project authorization $5,100,000.

Section 2. Amend Bond Resolution 434 of 2000, as amended by Resolution 380 of 2002, to increase financing for the Elmwood Avenue Project, Capital Fund 1197, from $4,040,000 to $5,100,000 for a total authorization of $5,100,000.

Section 3. Authorize the County Executive, or her designee, to execute a contract with Sealand Contractors Corp. 85 High Tech Drive, P.O. Box 350, Rush, New York 14543, in the amount of $3,754,351.25, for construction of the Elmwood Avenue project, and any amendments necessary to complete the project within the total capital fund appropriation.

Section 4. Authorize County Executive, or her designee, to execute a contract amendment with Erdman Anthony and Associates, Inc. 2165 Brighton Henrietta Town Line Road, Rochester, New York 14623, in the amount of $340,820.53, for the resident project representation services for the construction of the Elmwood Avenue project, and any amendments necessary to complete the project within the total capital fund appropriation.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; August 31, 2005 – CV: 8-0

Ways and Means Committee; August 31, 2005 – CV: 11-0

File No. 05-302

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, September 19, 2005.

Effective Date: September 19, 2005.

By Legislators Adair and Driscoll

Intro No. 369

RESOLUTION NO. 304 OF 2005

SUPERSEDING BOND RESOLUTION DATED SEPTEMBER 13, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $5,100,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE RECONSTRUCTION OF ELMWOOD AVENUE IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON DECEMBER 10, 2002 (RESOLUTION NO. 380 OF 2002)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the reconstruction of Elmwood Avenue, including, as needed, sidewalks, curbs, gutters, drainage, landscaping, grading or improving the rights of way and other improvements in connection therewith, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $5,100,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($4,040,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is fifteen (15) years, pursuant to clauses (c), (d) and/or (e) of subdivision 20 of paragraph a of Section 11.00 of the Local Finance Law (it being hereby determined that such avenue shall be of flexible pavement, rigid base or rigid pavement, as described in said clauses (c), (d) or (e)), computed from March 14, 2002, the date of the first obligation issued therefor.

Section 2. The maximum estimated cost thereof is now determined to be $5,100,000, and the plan for the financing thereof is by the issuance of $5,100,000 bonds of the County herein authorized; provided, however, that to the extent any State

and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 3. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or nótes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of

sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 380 of 2002, being a bond resolution dated December 10, 2002, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $4,040,000 to $5,100,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of *Section 1.*150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and

directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Transportation Committee; August 31, 2005 - CV: 8-0

Ways and Means Committee; August 31, 2005 - CV: 11-0

File No. 05-302.br

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, September 19, 2005.

Effective Date: September 19, 2005.

By Legislator Driscoll and Dobson

Intro. No. 370

RESOLUTION NO. 305 OF 2005

AUTHORIZING SALE OF COUNTY-OWNED TAX FORECLOSED PROPERTY, TOWN OF OGDEN

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a sale contract and all necessary documents conveying title to offeror, as described below:

Parcel	*Offeror*	*Offered Amount*
TA # 085.02-4-5 0.74 acre Canal Road Town of Ogden	Noreen Mastro Arlene Sherman 4339 Canal Road Spencerport, NY 14559	$1,500

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; August 31, 2005 - CV: 11-0

File No. 05-303

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, September 19, 2005.

Effective Date: September 19, 2005.

By Legislators Driscoll and Dobson

Intro. No. 371

RESOLUTION NO. 306 OF 2005

DIRECTING THE REFUND OF CERTAIN MONROE COUNTY TAXES LEVIED AND COLLECTED AGAINST PROPERTY IN THE TOWN OF GREECE

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. A portion of the Monroe County taxes in the following amounts shall be refunded:

Year	*Amount*	*City or Town*	*Tax Acct. No.*	*Refunded To:*
2005	$3,216.03	Greece	073.03-1-22.12	James A. Cucinelli
2003	26,142.24	Greece	089.03-1-2.11	Unity Health System Foundation
2004	28,152.10	Greece	089.03-1-2.111	Unity Health System Foundation
2003	13,716.21	Greece	089.03-1-2.2	Unity Health System Foundation
2004	14,929.25	Greece	089.03-1-2.2	Unity Health System Foundation
Total	$86,155.83			

Section 2. The Controller is hereby authorized and directed to draw an order on the Director of Finance - Chief Financial Officer payable from the Erroneous Assessment Account for the total sum of $86,155.83 and an order on the Director of Finance payable to the above named person(s) in the above listed amount.

Section 3. The following amount shall be levied against the following account:

Accounts	*Amounts*
Monroe County	$1,340.32
Town of Greece	1,211.27
Greece Ridge Fire (GR102)	83,521.94
Greece Town Light (GR311)	82.30
Total	$86,155.83

Section 4. The Application for Refund of Real Property Taxes, and duplicate copies thereof, for the tax account number set forth in Section 1 hereof, are hereby marked approved, and the amount of the refund set forth in Section 1 hereof are hereby entered on each such application and duplicate copy thereof.

Section 5. The Director of Real Property Tax Services is hereby authorized and directed to mail to the applicant the duplicate copy of each application that has been marked approved.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; August 31, 2005 - CV: 11-0

File No. 05-304

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, September 19, 2005.

Effective Date: September 19, 2005.

By Legislators Assini and J. McCann

Intro. No. 372

RESOLUTION NO. 307 OF 2005

DESIGNATING THE GREATER ROCHESTER VISITORS ASSOCIATION, INC. AS THE OFFICIAL COUNTY TOURIST PROMOTION AGENCY FOR 2005

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Legislature hereby designates the Greater Rochester Visitors Association, Inc. as the official tourist promotion agency of Monroe County for 2005 and certifies its operation for at least three years immediately prior to the date of application, pursuant to the provisions of the New York State Tourist Promotion Act.

Section 2. The Greater Rochester Visitors Association, Inc. is hereby authorized, on behalf of Monroe County, to make application to the New York State Department of Economic Development for matching funds pursuant to Article 5-A of the Economic Development Law (Tourist Promotion Act).

Section 3. The Clerk of the Legislature is hereby authorized to provide certified copies of this resolution to the Commissioner of Economic Development of the State of New York via the Greater Rochester Visitors Association, Inc.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning and Economic Development Committee; August 29, 2005 - CV: 5-0

File No. 05-307

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, September 19, 2005.

Effective Date: September 19, 2005.

Note: President Zyra presented the following employees of the Monroe County Legislature with Service Awards for 2005:

Joanne B. Zelazny for twenty years of service
Cheryl M. Rozzi for twenty years of service
Frederick J. Amato for twenty years of service
Peter N. McCann for fifteen years of service
Wayne E. Zyra for five years of service
José A. Cruz for five years of service
Michael A. Molinari for five years of service

UNFINISHED BUSINESS

NONE

Upon Motion by Legislator Smith, the Legislature adjourned at 6:53 P.M. until Tuesday October 11, 2005 at 6:00 P.M.

JOANNE B. ZELAZNY
Clerk of the Legislature

TENTH DAY

TUESDAY, OCTOBER 11, 2005

Legislature met pursuant to adjournment.

President Wayne E. Zyra in the Chair.

ROLL CALL

Present — Legislators Adair, Aldersley, Amato, Assini, Barker, Benet, Bullard, Cassetti, Colby, Cruz, Dobson, Driscoll, Eckel, Garner Goldstein, Hanna, LaFountain, Malta, Jeffery McCann, Peter McCann, Murray, O'Brien, Palumbo, Quatro, Smith, Valerio, Zyra — 26

Absent — Legislators Lee, Thomas, Wilmot — 3

Note: Legislator Thomas entered the Chambers later in the meeting.

Meeting formally opened. At the invitation of Legislator Douglas B. Dobson, The Reverend Anne O'Connor, Aldersgate United Methodist Church, delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Edward M. O'Brien.

APPROVAL OF MINUTES

Without objection, the journal of the session of Day 9, September 13, 2005 was approved as submitted.

PETITIONS AND COMMUNICATIONS

From the President of the Legislature - WAYNE E. ZYRA

Regarding Confirmation of Appointment to the County of Monroe Industrial Development Agency.

Read and Adopted October 11, 2005. (File No. 05-308)

Declaring Communication from County Executive Regarding Monroe County Annual Budget for the Year 2006 to Be a Matter of Urgency.

Read and a Resolution to Set a Public Hearing Adopted October 11, 2005 under Rule 23(A)(3). (File No. 05-370)

Regarding Chaplain for the Month of October, The Reverend Anne O'Connor, Aldersgate United Methodist Church, at the Invitation of Legislator Douglas B. Dobson.

Read and Filed. (File No. RF05-197)

COUNTY LEGISLATORS

Stephanie Polowe Aldersley, Frederick J. Amato, Edward M. O'Brien, C. Stephen Eckel — Regarding Requesting a Study to Determine How the Monroe County Sheriff's Office, and Other Police Agencies Within Monroe County, can Utilize Acoustic Gunshot Technology.

Read and Referred to Public Safety Committee. (File No. 05-342)

C. Stephen Eckel, Stephanie Polowe Aldersley, Carla M. Palumbo, Edward M. O'Brien — Regarding Property Tax Relief for Municipalities Responsible for Local Police Departments.

Read and Referred to Ways and Means Committee. (File No. 05-343)

Stephanie Polowe Aldersley, Frederick J. Amato, William J. Benet, C. Stephen Eckel — Regarding County Oversight and Economic Development Policies Regarding Offshoring of American Jobs.

Read and Referred to Planning and Economic Committee. (File No. 05-344)

From the County Executive — MAGGIE BROOKS

Regarding Approval of Issuance of Tax-Exempt Civic Facility Bonds by the County of Monroe Industrial Development Agency on behalf of DePaul Properties, Inc. in the City of Rochester, Monroe County, New York.

Read and Referred to Planning and Economic Development and Ways and Means Committees and withdrawn on November 9, 2005. (File No. 05-345)

Regarding Acceptance of a Grant from the New York State Division of Criminal Justice Services for the Operation IMPACT Program in the District Attorney's Office and Authorizing an Intermunicipal Agreement with the City of Rochester.

Read and Referred to Public Safety, Intergovernmental Relations and Ways and Means Committees. (File No. 05-346)

Regarding Authorizing a Contract with the Catholic Diocese of Rochester for Roman Catholic Religious Services for Inmates at the Monroe County Jail and Monroe Correctional Facility.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-347)

Regarding Authorizing a Contract with Masjid An-Nur for Muslim Religious Services for Inmates at the Monroe County Jail and Monroe Correctional Facility.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-348)

Regarding Acceptance of a Grant from the United States Department of Justice, Bureau of Justice Assistance, for the Bulletproof Vest Partnership Grant Program.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-349)

Regarding Amending Resolution 121 of 2001 to Amend the Contract with Intergraph Public Safety, Inc. for the Development of a County-wide Records Management System for Monroe County Police and Public Safety Agencies.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-350)

Regarding Acceptance of Grant from New York State Division of Criminal Justice Services to Plan and Design a New Public Safety Laboratory.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-351)

Regarding Acceptance of a Grant from New York State Division of Criminal Justice Services to Assist the Public Safety Laboratory in Maintaining New York State Accreditation.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-352)

Regarding Amending the 2006-2011 Capital Improvement Program and 2006 Capital Budget and Acceptance of Grants from MCC Foundation, Inc. and MCC Association, Inc. for the Athletic Field House at Monroe Community College.

Read and Referred to Recreation and Education and Ways and Means Committees. (File No. 05-353)

Regarding Authorizing an Intermunicipal Agreement with Chemung County for Services Provided by the Monroe County Medical Examiner's Office.

Read and Referred to Intergovernmental Relations, Public Safety and Ways and Means Committees. (File No. 05-354)

Regarding Acceptance of a Grant from the New York State Division of Criminal Justice Services for the Supplemental Aid to Localities Program Related to the Medical Examiner's Office.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-355)

Regarding Acceptance of a Grant from the Children's Institute, Inc. for the Rochester Early Enhancement Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-356)

Regarding Authorization of a License Agreement with AARP for Use and Occupancy of Space at Monroe Community Hospital.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-357)

Regarding Acceptance of a Grant from the New York State Office of Children and Family Services for a Juvenile Reporting and Tracking Program for Pre-Adjudicated PINS Youth.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-358)

Regarding Acceptance of a Grant from the United States Department of Health and Human Services, Substance Abuse and Mental Health Services Administration, for Mental Health Services to Children.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-359)

Regarding Confirming Scale of Charges for Each of the Monroe County Pure Waters Districts for 2006.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-360)

Regarding Amending Article I of the Monroe County Sanitary Code to Enhance the Collection of Fees, Fines and Penalties by the Department of Public Health.

Read and Referred to Agenda/Charter, Human Services and Ways and Means Committees. (File No. 05-361)

Regarding Appointments to the Criminal Justice Council.

Read and Referred to Agenda/Charter and Public Safety Committees. (File No. 05-362)

Regarding Confirmation of Reappointment to the Monroe County Board of Health.

Read and Referred to Agenda/Charter and Human Services Committees. (File No. 05-363)

Regarding Authorizing the Use of County Roads as a Detour Route During the New York State Route 253 Culvert Replacement Project by the New York State Department of Transportation.

Read and Referred to Transportation Committee. (File No. 05-364)

Regarding Authorization to Advertise for Bids and Authorize an Intermunicipal Agreement with the Town of Greece for Sidewalks for the Replacement of the North Greece Road Bridge over Northrup Creek in the Town of Greece.

Read and Referred to Transportation, Intergovernmental Relations and Ways and Means Committees. (File No. 05-365)

Regarding Enacting a Local Law Authorizing the Conveyance of an Approximately 1.3 acre Portion of the RL & B Right-of-way in the Town of Sweden to Dolomite Products Company, Inc. in Exchange for an Approximately 1.2 acre Parcel of Adjoining Property.

Read and Referred to Ways and Means Committee. (File No. 05-366)

Regarding Authorizing the Sale of County Owned Tax Foreclosure Property in the Village of Spencerport and Towns of Brighton, Chili, Clarkson, Gates, Greece, Hamlin, Irondequoit, Ogden, Penfield and Perinton.

Read and Referred to Ways and Means Committee. (File No. 05-367)

Regarding Authorizing the Sale of County Owned Tax Foreclosure Property in the Towns of Gates, Irondequoit and Greece.

Read and Referred to Ways and Means Committee. (File No. 05-368)

Regarding Amending Resolution 146 of 1999 to Amend the Contract with Health Economics Group, Inc. for Administration of Monroe County's Self-Insured Employee/Retiree Dental Insurance Plan.

Read and Referred to Ways and Means Committee. (File No. 05-369)

Regarding Administrative Corrections for the Month of August 2005.

Read and Filed. (File No. RF05-198)

Regarding Summary Level Financial Statements by Department for the Months of June and July 2005.

Read and Filed. (File No. RF05-199)

OTHERS COUNTY OFFICIALS

Bonnie Pedrick-Coles, Chairperson, Monroe County Planning Board — Regarding Cancellation Notice of Meeting Scheduled for September 22, 2005.

Read and Filed. (File No. RF05-200)

Monroe County Department of Planning and Development — Regarding Development Review Referrals Summaries dated September 7, 2005 through October 4, 2005.

Read and Filed. (File No. RF05-201)

Brenda Babitz, President, Monroe Community College Foundation — Regarding 2004-2005 Annual Report.

Read and Filed. (File No. RF05-202)

MISCELLANEOUS

Susan B. Hazen, Principal Deputy Assistant Administrator, United States Environmental Protection Agency — Regarding Response to Memorializing Resolution entitled "Memorializing The Environmental Protection Agency To Issue Regulations Establishing Lead-Safe Construction Practices To Protect Families And Workers From Exposure To Lead Paint."

Read and Filed. (File No. RF05-203)

Linda Kurtz, Director, Rochester Regional Office, New York State Office of Children and Family Services — Regarding Reporting Requirements Concerning the Death of a Child Pursuant to Section 20(5) of the Social Services Law, Child Fatality Report Dated September 13, 2005.

Read and Filed. (File No. RF05-204)

Timothy J. Maher, Director of Central Support Services, New York State Board of Real Property Services — Regarding List of Certified 2005 State Equalization Rates.

Read and Filed. (File No. RF05-205)

Betty Rice, Director, Division of Consumer and Local District Relations, Office of Medicaid Management, State of New York Department of Health — Regarding Response to Memorializing Resolution entitled "Memorializing the New York State Department of Health to Advance the Application Process for the Nursing Facilities Transition and Diversion Medicaid Waiver Program."

Read and Filed. (File No. RF05-206)

New York State Association of Counties — Regarding NYSAC News, Fall 2005.

Read and Filed. (File No. RF05-207)

Stephen J. Acquario, Esq., Executive Director, New York State Association of Counties — Regarding Acknowledging Receipt of Memorializing Resolutions.

Read and Filed. (File No. RF05-208)

Jacquelyne A. Leach, Comptroller, Western Regional Off-Track Betting Corporation — Regarding August 2005 Retained Surcharge Revenue for Monroe County.

Read and Filed. (File No. RF05-209)

George D. Maziarz, New York State Senate, District 62 — Regarding Acknowledging Receipt of Memorializing Resolution.

Read and Filed. (File No. RF05-210)

Charles H. Nesbitt, Minority Leader, New York State Assembly — Regarding Acknowledging Receipt of Memorializing Resolutions.

Read and Filed. (File No. RF05-211)

Joseph A. Errigo, New York State Assembly, District 130 — Regarding Acknowledging Receipt and Response to Memorializing Resolutions.

Read and Filed. (File No. RF05-212)

Joseph Logan, Chairman, Town of Victor Planning Board — Regarding Notice of Public Hearing Scheduled for September 27, 2005 for Minor Subdivision for High Point Business Park.

Read and Filed. (File No. RF05-213)

Carolee Conklin, Clerk, Rochester City Council — Regarding Notice and Agenda of Meeting Scheduled for October 11, 2005.

Read and Filed. (File No. RF05-214)

Esther Leadley, President, Intercounty Association of Western New York — Regarding Notice of Meeting Scheduled for October 21, 2005, Hosted by Wayne County.

Read and Filed. (File No. RF05-215)

Note: County Executive Maggie Brooks addressed the Legislature on the Proposed 2006 Annual Monroe County Budget.

PROCLAMATIONS

By the President of the Legislature – WAYNE E. ZYRA

Recognized Jointly with Legislator Jeffrey R. Adair "Specialist Stephen Tschiderer" for his heroic actions, bravery and unmatched compassion while serving in Iraq with the National Guard's Geneva-based 101st Cavalry.

Read and Filed.

RECESS

A recess was declared by President Zyra to allow for two **Public Hearings** entitled...

"Increasing The Maximum Veterans Exemption From Real Property Tax Under Real Property Tax Law Section 458-a." No speakers addressed the Legislature and the hearing concluded at 6:39 P.M.

"Authorizing Lease And Operation Agreements With The United States Department Of Transportation, Federal Aviation Administration, For The Airport Traffic Control Tower At The Greater Rochester International Airport." No speakers addressed the Legislature and the hearing concluded at 6:40 P.M.

RECONVENING LEGISLATURE

President Zyra reconvened the recessed meeting of October 11, 2005 and proceeded under the Usual Order of Business.

FORMAL COMMITTEE REPORTS

NONE

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. Five speakers addressed the Legislature on various subjects and the Open Forum concluded at 6:53 P.M.

RECESS

A recess was declared by President Zyra to allow for a meeting of the **Pure Waters Administrative Board.**

RECONVENING LEGISLATURE

President Zyra reconvened the recessed meeting of October 11, 2005 and proceeded under the Usual Order of Business.

Note: Legislator Thomas entered the Chambers and was present for the remainder of the meeting.

LOCAL LAWS

By Legislators Driscoll and Dobson

Intro. No. 373

MOTION NO. 57 OF 2005

PROVIDING THAT LOCAL LAW (INTRO. NO. 346 OF 2005), ENTITLED "INCREASING THE MAXIMUM VETERANS EXEMPTION FROM REAL PROPERTY TAX UNDER REAL PROPERTY TAX LAW SECTION 458-a," BE LIFTED FROM THE TABLE

Be It Moved, that Local Law (Intro. No. 346 of 2005), entitled "Increasing the Maximum Veterans Exemption from Real Property Tax Under Real Property Tax Law Section 458-a," be lifted from the table.

File No. 05-280

Adopted: Ayes 27, Noes 0.

By Legislators Driscoll and Dobson

Intro. No. 374

MOTION NO. 58 OF 2005

PROVIDING THAT LOCAL LAW (INTRO. NO. 346 OF 2005), ENTITLED "INCREASING THE MAXIMUM VETERANS EXEMPTION FROM REAL PROPERTY TAX UNDER REAL PROPERTY TAX LAW SECTION 458-a," BE ADOPTED

Be It Moved, that Local Law (Intro. No. 346 of 2005), entitled "Increasing the Maximum Veterans Exemption from Real Property Tax Under Real Property Tax Law Section 458-a," be adopted.

File No. 05-280

Adopted: Ayes 27, Noes 0.

ADOPTION OF

Intro. No. 346

LOCAL LAW NO. 4 OF 2005

INCREASING THE MAXIMUM VETERANS EXEMPTION FROM REAL PROPERTY TAX UNDER REAL PROPERTY TAX LAW SECTION 458-a

BE IT ENACTED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Pursuant to Chapter 256 of the Laws of 2005, the maximum exemption allowable in paragraphs (a), (b) and (c) of subdivision 2 of Section 458-a of the Real Property Tax Law, is increased to $36,000, $24,000 and $120,000, respectively.

Section 2. This local law shall take effect upon filing in the office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

Ways and Means Committee; August 31, 2000 - CV: 11-0 (As Amended)

File No. 05-280

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, October 31, 2005.

Effective Date: October 31, 2005.

MOTIONS, RESOLUTIONS AND NOTICES

By Legislators Hanna and Driscoll

Intro No 375

MOTION NO. 59 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 360 OF 2005), ENTITLED "AUTHORIZING LEASE AND OPERATION AGREEMENTS WITH THE UNITED STATES DEPARTMENT OF TRANSPORTATION, FEDERAL AVIATION ADMINISTRATION, FOR THE AIRPORT TRAFFIC CONTROL TOWER AT THE GREATER ROCHESTER INTERNATIONAL AIRPORT," BE LIFTED FROM THE TABLE

Be It Moved, that Resolution (Intro. No. 360 of 2005), entitled, "Authorizing Lease and Operation Agreements with the United States Department of Transportation, Federal Aviation Administration, for the Airport Traffic Control Tower at the Greater Rochester International Airport," be lifted from the table.

File No. 05-298

Adopted: Ayes 27, Noes 0.

By Legislators Hanna and Driscoll

Intro No 376

MOTION NO. 60 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 360 OF 2005), ENTITLED "AUTHORIZING LEASE AND OPERATION AGREEMENTS WITH THE UNITED STATES DEPARTMENT OF TRANSPORTATION, FEDERAL AVIATION ADMINISTRATION, FOR THE AIRPORT TRAFFIC CONTROL TOWER AT THE GREATER ROCHESTER INTERNATIONAL AIRPORT," BE ADOPTED

Be It Moved, that Resolution (Intro. No. 360 of 2005), entitled, "Authorizing Lease and Operation Agreements with the United States Department of Transportation, Federal Aviation Administration, for the Airport Traffic Control Tower at the Greater Rochester International Airport," be adopted.

File No. 05-298

Adopted: Ayes 27, Noes 0.

ADOPTION OF

Intro. No. 360

RESOLUTION NO. 308 OF 2005

AUTHORIZING LEASE AND OPERATION AGREEMENTS WITH THE UNITED STATES DEPARTMENT OF TRANSPORTATION, FEDERAL AVIATION ADMINISTRATION, FOR THE AIRPORT TRAFFIC CONTROL TOWER AT THE GREATER ROCHESTER INTERNATIONAL AIRPORT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. A public hearing having been held on October 11, 2005, the Monroe County Legislature hereby authorizes the County to enter into a lease and operation agreement with the United States Department of Transportation, Federal Aviation Administration for the Airport Traffic Control Tower at the Rochester International Airport.

Section 2. The County Executive, or her designee, is hereby authorized to execute a lease agreement on behalf of the Monroe County Airport Authority, and any amendments thereto, with the United States Department of Transportation, Federal Aviation Administration, for the lease of approximately 3.85 acres of a parcel of land located at 1375 Scottsville Road at the Greater Rochester International Airport, for a period of twenty five (25) years beginning October 1, 2003 through September 30, 2028, with an option to extend the term for an additional ten (10) years.

Section 3. The County Executive, or her designee, is hereby authorized to execute an operation agreement on behalf of the Monroe County Airport Authority, and any amendments thereto, with the United States Department of Transportation, Federal Aviation Administration, for the operation of the Airport Traffic Control Tower at the Greater Rochester International Airport, for a period of twenty five (25) years beginning October 1, 2003 through September 30, 2028, with an option to extend the term for an additional ten (10) years.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; August 31, 2005 - CV: 6-0

Ways and Means Committee; August 31, 2005 - CV: 11-0

File No. 05-298

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, October 18, 2005.

Effective Date: October 18, 2005.

By Legislators Colby and Hanna

Intro. No. 377

RESOLUTION NO. 309 OF 2005

APPOINTMENT TO COUNTY OF MONROE INDUSTRIAL DEVELOPMENT AGENCY

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. In accordance with Sections 856 and 916 of the General Municipal Law, the appointment made by President Wayne Zyra, President of the Legislature, of Daniel E. Conte, 392 Wilder Road, Hilton, New York 14468, to the County of Monroe Industrial Development Agency, as an at-large member, replacing Michael Downey, and serving at the pleasure of the Legislature, is hereby confirmed.

Section 2. This resolution shall take effect immediately.

File No. 05-308

Adopted: Ayes 27, Noes 0.

By Legislators LaFountain and Driscoll

Intro. No. 378

RESOLUTION NO. 310 OF 2005

APPROVING GRANT FOR WILSON COMMENCEMENT PARK; TRANSFER FROM CONTINGENCY FUND

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to approve a $25,000 one-year grant for the Wilson Commencement Park welfare-to-work programs and services for their 2005 fiscal year.

Section 2. The Controller is hereby authorized and directed to transfer the sum of $25,000 from the Contingency Fund, account 001-090-9001, to the 2005 operating budget of the Department of Human and Health Services, Division of Social Services, account 001-051-0520, Employment Services.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; September 27, 2005 - CV: 7-0
Ways and Means Committee; September 28, 2005 - CV: 9-0
File No. 05-310
Adopted: Ayes 27, Noes 0.
Approved by County Executive Maggie Brooks, October 18, 2005.
Effective Date: October 18, 2005.

By Legislators P. McCann and Driscoll

Intro No. 379

RESOLUTION NO. 311 OF 2005

RESOLUTION APPROVING THE ISSUANCE OF CERTAIN BONDS BY THE COUNTY OF MONROE INDUSTRIAL DEVELOPMENT AGENCY AND PLEDGING NON-INTERFERENCE WITH THE RIGHTS OF THE HOLDERS OF THE BONDS *(PARMA SENIOR HOUSING ASSOCIATES, L.P. AND UNITY HEALTH SYSTEM)*

WHEREAS, pursuant to Title 1 of Article 18-A of the General Municipal Law of the State of New York (the "State") and Chapter 55 of the Laws of 1972 of the State (collectively, the "Act"), the County Legislature of Monroe County (the "County") has heretofore appointed the Chairman and members of the County of Monroe Industrial Development Agency (the "Issuer") and has duly caused to be filed in the office of the Secretary of State of the State the certificates required by Section 856 of the General Municipal Law; and

WHEREAS, the County has been advised by the Issuer that the Issuer proposes to issue, contingent upon the adoption of this resolution, its 2005 Tax Exempt Mortgage Revenue Bonds (Parma Senior Housing Facility) in an aggregate principal amount sufficient to pay the cost of acquiring, constructing and equipping the below-described facility, presently estimated to be approximately $5,500,000 (the "Bonds"); and

WHEREAS, the facility shall consist of the construction of a two-story, 69-unit affordable senior housing apartment building to be located at 100 Leith Lane, Village of Hilton, New York (the "Facility") to serve adults 55 years of age and older with incomes at or below 60 percent of the median income for the Village of Hilton and the surrounding area; and

WHEREAS, the Facility shall be leased or subleased by the Issuer to Parma Senior Housing Associates, L.P., a New York limited partnership (the "Company"); and

WHEREAS, it is the intent of the Issuer that interest on the Bonds qualify for exemption from federal income taxation pursuant to Section 144 of the Internal Revenue Code of 1986, as amended (the "Code"); and

WHEREAS, pursuant to the Code, interest on the Bonds will not qualify for exemption from federal income taxation unless the issuance of the Bonds is approved by the County after a public hearing to consider both the issuance of the Bonds and the nature and location of the Facility has been conducted following reasonable public notice; and

WHEREAS, such public hearing has been duly held and a report of such hearing has been made available to each member of the County prior to this meeting; and

WHEREAS, Section 870 of the General Municipal Law specifically provides that neither the Bonds nor any other obligation of the Issuer shall be a debt of Monroe County nor shall Monroe County be liable thereon; and

WHEREAS, pursuant to Section 868 of the General Municipal Law, the County desires to pledge to and agree with the purchasers and holders of the Bonds that Monroe County will not limit or alter rights and remedies of the holders of the Bonds;

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. For the sole purpose of qualifying the interest payable on the Bonds for exclusion from gross income for federal income tax purposes pursuant to the provisions of Section 144 of the Code, the County Legislature of Monroe County, as the elected legislative body of Monroe County hereby approves the issuance by the Issuer of the Bonds, provided that the Bonds, and the premium (if any) and interest thereof, shall be special obligations of the Issuer and shall never be a debt of the State or any political subdivision thereof, including, without limitation, Monroe County, and neither the State or any political subdivision thereof, including without limitation, Monroe County, shall be liable thereon.

Section 2. In order to induce and encourage the purchase and enhance the marketability of the Bonds, Monroe County, pursuant to the authorization set forth in Section 868 of the General Municipal Law, does hereby pledge to and agree with the holders of the Bonds, when, as and if issued by the Issuer, that Monroe County will not limit or alter the rights vested in the Issuer pursuant to the Act to acquire, hold, lease, maintain and sell the Facility, to establish and collect rentals, fees, installments of purchase price and other charges, to grant a security interest in the Facility and to fulfill the terms of any agreements made by the Issuer with the holders of such Bonds, nor in any way impair the rights and remedies of the holders of such Bonds until such Bonds, together with the interest thereon, with interest on any unpaid installments of interest and all costs and expenses in connection with any action or proceeding by or on behalf of the holders of the Bonds, are fully met and discharged.

Section 3. This resolution shall be deemed to be made for the benefit of the holders, from time to time, of the Bonds and shall constitute a contract between Monroe County and the holders of the Bonds.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning and Economic Development Committee; September 26, 2005 - CV: 6-0

Ways and Means Committee; September 28, 2005 - CV: 9-0

File No. 05-316

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, October 18, 2005.

Effective Date: October 18, 2005.

By Legislators LaFountain and Driscoll

Intro No. 380

RESOLUTION APPROVING THE ISSUANCE OF CERTAIN BONDS BY THE COUNTY OF MONROE INDUSTRIAL DEVELOPMENT AGENCY AND PLEDGING NON-INTERFERENCE WITH THE RIGHTS OF THE HOLDERS OF THE BONDS *(YMCA OF GREATER ROCHESTER)*

WHEREAS, pursuant to Title 1 of Article 18-A of the General Municipal Law of the State of New York (the "State") and Chapter 55 of the Laws of 1972 of the State (collectively, the "Act"), the County Legislature of Monroe County (the "County") has heretofore appointed the Chairman and members of the County of Monroe Industrial Development Agency (the "Issuer") and has duly caused to be filed in the office of the Secretary of State of the State the certificates required by Section 856 of the General Municipal Law; and

WHEREAS, the County has been advised by the Issuer that the Issuer proposes to issue, contingent upon the adoption of this resolution, its 2005, Tax-Exempt Civic Facility Revenue Bonds (YMCA of Greater Rochester Facility) in an aggregate principal amount sufficient to pay the cost of acquiring, constructing and equipping the below-described facility, presently estimated to be approximately $12,730,000 (the "Bonds"); and

WHEREAS, the facility shall consist of the an approximately 69,000 square foot full-service YMCA on approximately 52 acres located at 1835 Fairport Nine Mile Line Road, Town of Penfield, New York (the "Facility"); and

WHEREAS, the Facility shall be leased (with an option to purchase) by the Issuer to the YMCA of Greater Rochester, a not-for-profit (the "Company"); and

WHEREAS, it is the intent of the Issuer that interest on the Bonds qualify for exemption from federal income taxation pursuant to Section 144 of the Internal Revenue Code of 1986, as amended (the "Code"); and

WHEREAS, pursuant to the Code, interest on the Bonds will not qualify for exemption from federal income taxation unless the issuance of the Bonds is approved by the County after a public hearing to consider both the issuance of the Bonds and the nature and location of the Facility has been conducted following reasonable public notice; and

WHEREAS, such public hearing has been duly held and a report of such hearing has been made available to each member of the County prior to this meeting; and

WHEREAS, Section 870 of the General Municipal Law specifically provides that neither the Bonds nor any other obligation of the Issuer shall be a debt of Monroe County nor shall Monroe County be liable thereon; and

WHEREAS, pursuant to Section 868 of the General Municipal Law, the County desires to pledge to and agree with the purchasers and holders of the Bonds that Monroe County will not limit or alter rights and remedies of the holders of the Bonds;

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. For the sole purpose of qualifying the interest payable on the Bonds for exclusion from gross income for federal income tax purposes pursuant to the provisions of Section 144 of the Code, the County Legislature of Monroe County, as the elected legislative body of Monroe County hereby approves the issuance by the Issuer of the Bonds, provided that the Bonds, and the premium (if any) and interest thereof, shall be special obligations of the Issuer and shall never be a debt of the State or any political subdivision thereof, including, without limitation, Monroe County, and neither the State or any political subdivision thereof, including without limitation, Monroe County, shall be liable thereon.

Section 2. In order to induce and encourage the purchase and enhance the marketability of the Bonds, Monroe County, pursuant to the authorization set forth in Section 868 of the General Municipal Law, does hereby pledge to and agree with the holders of the Bonds, when, as and if issued by the Issuer, that Monroe County will not limit or alter the rights vested in the Issuer pursuant to the Act to acquire, hold, lease, maintain and sell the Facility, to establish and collect rentals, fees, installments of purchase price and other charges, to grant a security interest in the Facility and to fulfill the terms of any agreements made by the Issuer with the holders of such Bonds, nor in any way impair the rights and remedies of the holders of such Bonds until such Bonds, together with the interest thereon, with interest on any unpaid installments of interest and all costs and expenses in connection with any action or proceeding by or on behalf of the holders of the Bonds, are fully met and discharged.

Section 3. This resolution shall be deemed to be made for the benefit of the holders, from time to time, of the Bonds and shall constitute a contract between Monroe County and the holders of the Bonds.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter

Planning and Economic Development Committee; September 26, 2005 - CV: 6-0
Ways and Means Committee; September 28, 2005 - CV: 9-0
File No. 05-317

By Legislators Driscoll and Dobson

Intro No 381

MOTION NO. 61 OF 2005

PROVIDING THAT INTRO. NO. 380 OF 2005 BE AMENDED

Be It Moved, that Intro. No. 380 of 2005, be amended by changing the dollar amount in the second paragraph as follows:

WHEREAS, the County has been advised by the Issuer that the Issuer proposes to issue, contingent upon the adoption of this resolution, its 2005, Tax-Exempt Civic Facility Revenue Bonds (YMCA of Greater Rochester Facility) in an aggregate principal amount sufficient to pay the cost of acquiring, constructing and equipping the below-described facility, presently estimated to be approximately **$14,000,000** ~~$12,730,000~~ (the "Bonds"); and

Added language is **underlined**.
Deleted language is ~~stricken~~.

File No. 05-317
Adopted: Ayes 27, Noes 0.

ADOPTION OF

Intro No 380

RESOLUTION NO. 312 OF 2005

As Amended by MOTION NO. 61 OF 2005

RESOLUTION APPROVING THE ISSUANCE OF CERTAIN BONDS BY THE COUNTY OF MONROE INDUSTRIAL DEVELOPMENT AGENCY AND PLEDGING NON-INTERFERENCE WITH THE RIGHTS OF THE HOLDERS OF THE BONDS *(YMCA OF GREATER ROCHESTER)*

WHEREAS, pursuant to Title 1 of Article 18-A of the General Municipal Law of the State of New York (the "State") and Chapter 55 of the Laws of 1972 of the State (collectively, the "Act"), the County Legislature of Monroe County (the "County") has heretofore appointed the Chairman and members of the County of Monroe Industrial Development Agency (the "Issuer") and has duly caused to be filed in the office of the Secretary of State of the State the certificates required by Section 856 of the General Municipal Law; and

WHEREAS, the County has been advised by the Issuer that the Issuer proposes to issue, contingent upon the adoption of this resolution, its 2005, Tax-Exempt Civic Facility Revenue Bonds (YMCA of Greater Rochester Facility) in an aggregate principal amount sufficient to pay the cost of acquiring, constructing and equipping the below-described facility, presently estimated to be approximately $14,000,000 (the "Bonds"); and

WHEREAS, the facility shall consist of the an approximately 69,000 square foot full-service YMCA on approximately 52 acres located at 1835 Fairport Nine Mile Line Road, Town of Penfield, New York (the "Facility"); and

WHEREAS, the Facility shall be leased (with an option to purchase) by the Issuer to the YMCA of Greater Rochester, a not-for-profit (the "Company"); and

WHEREAS, it is the intent of the Issuer that interest on the Bonds qualify for exemption from federal income taxation pursuant to Section 144 of the Internal Revenue Code of 1986, as amended (the "Code"); and

WHEREAS, pursuant to the Code, interest on the Bonds will not qualify for exemption from federal income taxation unless the issuance of the Bonds is approved by the County after a public hearing to consider both the issuance of the Bonds and the nature and location of the Facility has been conducted following reasonable public notice; and

WHEREAS, such public hearing has been duly held and a report of such hearing has been made available to each member of the County prior to this meeting; and

WHEREAS, Section 870 of the General Municipal Law specifically provides that neither the Bonds nor any other obligation of the Issuer shall be a debt of Monroe County nor shall Monroe County be liable thereon; and

WHEREAS, pursuant to Section 868 of the General Municipal Law, the County desires to pledge to and agree with the purchasers and holders of the Bonds that Monroe County will not limit or alter rights and remedies of the holders of the Bonds;

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. For the sole purpose of qualifying the interest payable on the Bonds for exclusion from gross income for federal income tax purposes pursuant to the provisions of Section 144 of the Code, the County Legislature of Monroe County, as

the elected legislative body of Monroe County hereby approves the issuance by the Issuer of the Bonds, provided that the Bonds, and the premium (if any) and interest thereof, shall be special obligations of the Issuer and shall never be a debt of the State or any political subdivision thereof, including, without limitation, Monroe County, and neither the State or any political subdivision thereof, including without limitation, Monroe County, shall be liable thereon.

Section 2. In order to induce and encourage the purchase and enhance the marketability of the Bonds, Monroe County, pursuant to the authorization set forth in Section 868 of the General Municipal Law, does hereby pledge to and agree with the holders of the Bonds, when, as and if issued by the Issuer, that Monroe County will not limit or alter the rights vested in the Issuer pursuant to the Act to acquire, hold, lease, maintain and sell the Facility, to establish and collect rentals, fees, installments of purchase price and other charges, to grant a security interest in the Facility and to fulfill the terms of any agreements made by the Issuer with the holders of such Bonds, nor in any way impair the rights and remedies of the holders of such Bonds until such Bonds, together with the interest thereon, with interest on any unpaid installments of interest and all costs and expenses in connection with any action or proceeding by or on behalf of the holders of the Bonds, are fully met and discharged.

Section 3. This resolution shall be deemed to be made for the benefit of the holders, from time to time, of the Bonds and shall constitute a contract between Monroe County and the holders of the Bonds.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning and Economic Development Committee; September 26, 2005 - CV: 6-0

Ways and Means Committee; September 28, 2005 - CV: 9-0

File No. 05-317

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, October 18, 2005.

Effective Date: October 18, 2005.

By Legislators Barker and Driscoll

Intro. No. 382

RESOLUTION NO. 313 OF 2005

AMENDING RESOLUTION 38 OF 2002 AUTHORIZING GRANT FROM NEW YORK STATE DEPARTMENT OF CRIMINAL JUSTICE SERVICES FOR NEW YORK STATE INCIDENT BASED REPORTING SYSTEM (NYSIBRS) PROJECT FOR USE BY MONROE COUNTY LAW ENFORCEMENT CONSORTIUM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Section 1 of Resolution 38 of 2002 is hereby amended to read as follows:

The County Executive, or ~~his~~ her designee, is hereby authorized to accept a $231,910 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Criminal Justice Services for implementation of the New York State Incident Based Reporting System into the County-wide Records Management System, for use by the Monroe County Law Enforcement Consortium, for the period of April 1, 2002 through March 31, ~~2004~~ 2006, with the option to extend the grant for up to two (2) additional one-year periods, upon mutual agreement of the parties and as necessary to complete the project.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Added language is underlined.
Deleted language is ~~stricken.~~

Public Safety Committee; September 26, 2005 - CV: 6-0

Ways and Means Committee; September 28, 2005 - CV: 9-0

File No. 05-318

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, October 18, 2005.

Effective Date: October 18, 2005.

By Legislators Barker and Driscoll

Intro. No. 383

RESOLUTION NO. 314 OF 2005

ACCEPTING GRANTS FROM NEW YORK STATE DIVISION OF PROBATION AND CORRECTIONAL ALTERNATIVES FOR OFFENDER URINALYSIS TESTING PROJECT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept two $23,800 grants from, and to execute contracts and any amendments thereto with, the New York State Division of Probation and Correctional Alternatives, for the Offender Urinalysis Testing Project, for the periods of January 1, 2003 through June 30, 2005 and July 1, 2004 through June 30, 2006, respectively.

Section 2. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 3. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; September 26, 2005 - CV: 6-0

Ways and Means Committee; September 28, 2005 - CV: 9-0

File No. 05-319

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, October 18, 2005.

Effective Date: October 18, 2005.

By Legislators Barker and Driscoll

Intro. No. 384

RESOLUTION NO. 315 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR JUVENILE ACCOUNTABILITY INCENTIVE BLOCK GRANT, ENHANCED SUPERVISION PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $19,334 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Criminal Justice Services, for the Juvenile Accountability Incentive Block Grant, Enhanced Supervision Program, for the period of October 1, 2005 through September 30, 2006.

Section 2. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 3. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program

and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; September 26, 2005 - CV: 6-0

Ways and Means Committee; September 28, 2005 - CV: 9-0

File No. 05-320

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, October 18, 2005.

Effective Date: October 18, 2005.

By Legislators Barker and Driscoll

Intro. No. 385

RESOLUTION NO. 316 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES; AUTHORIZING CONTRACT WITH ALTERNATIVES FOR BATTERED WOMEN, INC. FOR DOMESTIC VIOLENCE PREVENTION EDUCATION PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $30,000 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for the Domestic Violence Prevention Education Program, for the period of January 1, 2005 through December 31, 2005.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Alternatives for Battered Women, Inc., for implementation of a Domestic Violence Prevention Education Program, in the amount of $30,000, for the period of January 1, 2005 through December 31, 2005.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such

program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; September 26, 2005 - CV: 6-0

Ways and Means Committee; September 28, 2005 - CV: 9-0

File No. 05-321

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, October 18, 2005.

Effective Date: October 18, 2005.

By Legislators Barker and Driscoll

Intro. No. 386

RESOLUTION NO. 317 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE ARCHIVES LOCAL RECORDS MANAGEMENT IMPROVEMENT FUND FOR PROJECT TO IMPROVE RECORDS MANAGEMENT IN THE OFFICES OF THE DISTRICT ATTORNEY AND PUBLIC DEFENDER

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $25,164 grant from, and to execute a contract and any amendments thereto with, the New York State Archives Local Records Management Improvement Fund, for the bar-coding of Public Defender files and a needs assessment for document imaging of District Attorney and Public Defender records, for the period of August 1, 2005 through July 31, 2006.

Section 2. The 2005 operating budget of the Office of the Public Defender is hereby amended by appropriating the sum of $13,564 into account 001-026-2602, Administration.

Section 3. The 2005 operating budget of the District Attorney is hereby amended by appropriating the sum of $11,600 into account 001-025-2502, Administration.

Section 4. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of grant in accordance with the contract with the New York State Archives Local Records Management Improvement Fund.

Section 5. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 6. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 7. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; September 26, 2005 - CV: 6-0

Ways and Means Committee; September 28, 2005 - CV: 9-0

File No. 05-322

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, October 18, 2005.

Effective Date: October 18, 2005.

By Legislators Valerio and Driscoll

Intro. No. 387

RESOLUTION NO. 318 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION FOR MONROE COUNTY'S OFF-LEASH DOG AREAS

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept an $8,000 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Parks, Recreation and Historic Preservation to develop Monroe County Parks Department Off-Leash Dog areas for the period of April 1, 2005 through March 31, 2006.

Section 2. The 2005 operating budget of the Department of Parks is hereby amended by appropriating the sum of $8,000 into account T-107, for Off-Leash Dog Areas, Parks Grants.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Recreation and Education Committee; September 27, 2005 – CV: 4-0

Ways and Means Committee; September 28, 2005 – CV: 9-0

File No. 05-323

Adopted: Ayes 27, Noes 0.

Legislator J. McCann declared his interest prior to the vote.

Approved by County Executive Maggie Brooks, October 18, 2005.

Effective Date: October 18, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 388

RESOLUTION NO. 319 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR RABIES REIMBURSEMENT PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $30,000 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the Rabies Reimbursement Program, for the period of April 1, 2005 through March 31, 2006.

Section 2. The 2005 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $30,000 into account 001-058-3527, Rabies Reimbursement Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Department of Health.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; September 27, 2005 - CV: 7-0

Ways and Means Committee; September 28, 2005 - CV: 9-0

File No. 05-324

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, October 18, 2005.

Effective Date: October 18, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 389

RESOLUTION NO. 320 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR HIV PARTNER NOTIFICATION PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $233,308 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the HIV Partner Notification Program, for the period of October 1, 2005 through September 30, 2006.

Section 2. The 2005 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $129,439 into account 001-058-2056, HIV Partner Notification Program Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Department of Health.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; September 27, 2005 - CV: 7-0

Ways and Means Committee; September 28, 2005 - CV: 9-0

File No. 05-325

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, October 18, 2005.

Effective Date: October 18, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 390

RESOLUTION NO. 321 OF 2005

ACCEPTING GRANT FROM HEALTH RESEARCH, INC. FOR PUBLIC HEALTH PREPAREDNESS AND RESPONSE TO BIOTERRORISM PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $735,343 grant from, and to execute a contract and any amendments thereto with, Health Research, Inc., for the Public Health Preparedness and Response to Bioterrorism Program, for the period of August 31, 2005 through August 30, 2006.

Section 2. The 2005 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $524,553 into account 001-058-0138, Public Health Preparedness and Response to Bioterrorism Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with Health Research, Inc.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; September 27, 2005 - CV: 7-0

Ways and Means Committee; September 28, 2005 - CV: 9-0

File No. 05-326

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, October 18, 2005.

Effective Date: October 18, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 391

RESOLUTION NO. 322 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE OFFICE FOR THE AGING FOR STATE PHARMACEUTICAL ASSISTANCE PROGRAM; AUTHORIZING CONTRACT AMENDMENT WITH COORDINATED CARE SERVICES, INC.

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $68,950 grant from, and to execute a contract and any amendments thereto with, the New York State Office for the Aging, for the State Pharmaceutical Assistance Program, for the period of April 1, 2005 through September 30, 2005.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract amendment with Coordinated Care Services, Inc., for the purpose of providing counseling and assistance, in the amount of $12,250, for the period of April 1, 2005 through September 30, 2005.

Section 3. The 2005 operating budget of the Department of Human Services, Office for the Aging, is hereby amended by appropriating the sum of $56,700 into account 001-051-5501, Administrative Account.

Section 4. The 2005 operating budget of the Department of Human Services, Office for the Aging, is hereby amended by appropriating the sum of $12,250 into account 001-051-5510, Contracted Services.

Section 5. The County Executive, or her designee, is hereby authorized to execute any applications, agreements and amendments thereto, with Coordinated Care Services, Inc. to increase or decrease the contract amount and extend the length of the contract in order to maximize state reimbursement or other funding for these purposes.

Section 6. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 7. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; September 27, 2005 - CV: 7-0

Ways and Means Committee; September 28, 2005 - CV: 9-0

File No. 05-327

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, October 18, 2005.

Effective Date: October 18, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 392

RESOLUTION NO. 323 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE OFFICE FOR THE AGING FOR IMPLEMENTATION OF WEATHERIZATION REFERRAL AND PACKAGING PROGRAM; AUTHORIZING CONTRACT WITH MONROE HEATING AND CHIMNEY SERVICE, INC.

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $116,560 grant from, and to execute a contract and any amendments thereto with, the New York State Office for the Aging, for the Weatherization Referral and Packaging Program (WRAP), for the period of August 1, 2005 through July 31, 2006.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Monroe Heating and Chimney Service, Inc., for the purpose of providing weatherization projects for low-income seniors, in the amount of $69,698, for the period of August 1, 2005 through July 31, 2006.

Section 3. The 2005 operating budget of the Department of Human Services, Office for the Aging, is hereby amended by appropriating the sum of $46,862 into account 001-051-5501, Administrative Account.

Section 4. The 2005 operating budget of the Department of Human Services, Office for the Aging, is hereby amended by appropriating the sum of $69,698 into account 001-051-5515, Contracted Services.

Section 5. The County Executive, or her designee, is hereby authorized to execute any applications, agreements and amendments thereto, with Monroe Heating and Chimney, Inc. to increase or decrease the contract amount and extend the length of the contract in order to maximize state reimbursement or other funding for these purposes.

Section 6. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 7. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; September 27, 2005 - CV: 7-0

Ways and Means Committee; September 28, 2005 - CV: 9-0

File No. 05-328

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, October 18, 2005.

Effective Date: October 18, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 393

RESOLUTION NO. 324 OF 2005

ACCEPTING GRANTS FROM NEW YORK STATE OFFICE FOR THE AGING FOR ELDER ABUSE EDUCATION AND OUTREACH PROGRAM AND LONG TERM CARE INSURANCE EDUCATION AND OUTREACH PROGRAM; AUTHORIZING CONTRACT AMENDMENT WITH LIFESPAN, INC.

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $300,000 grant from, and to execute a contract and any amendments thereto with, the New York State Office for the Aging, for the Elder Abuse Education and Outreach Program, for the period of April 1, 2005 through March 31, 2006.

Section 2. The County Executive, or her designee, is hereby authorized to accept a $50,000 grant from, and to execute a contract and any amendments thereto with, the New York State Office for the Aging, for the Long Term Care Insurance Education and Outreach Program, for the period of April 1, 2005 through March 31, 2006.

Section 3. The County Executive, or her designee, is hereby authorized to execute a contract amendment with Lifespan, Inc., to provide services for the Elder Abuse Education and Outreach Program and the Long Term Care Insurance Education and Outreach Program, in the amount of $335,000 for the period of April 1, 2005 through March 31, 2006.

Section 4. The 2005 operating budget of the Department of Human Services, Office for the Aging, is hereby amended by appropriating the sum of $15,000 into account 001-051-5501, Administrative Account.

Section 5. The 2005 operating budget of the Department of Human Services, Office for the Aging, is hereby amended by appropriating the sum of $335,000 into account 001-051-5510, Contracted Services.

Section 6. The County Executive, or her designee, is hereby authorized to execute any applications, agreements and amendments thereto, with Lifespan, Inc. to increase or decrease the contract amount and extend the length of the contract in order to maximize state reimbursement or other funding for these purposes.

Section 7. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 8. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; September 27, 2005 - CV: 7-0

Ways and Means Committee; September 28, 2005 - CV: 9-0

File No. 05-329

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, October 18, 2005.

Effective Date: October 18, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 394

RESOLUTION NO. 325 OF 2005

ACCEPTING NEW YORK STATE SPECIAL LEGISLATIVE MEMBER ITEM FOR YOUTH AS RESOURCES PROGRAM; AMENDING RESOLUTION 16 OF 2005 TO AMEND CONTRACT WITH UNITED WAY SERVICES CORPORATION FOR YOUTH AS RESOURCES PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $1,000 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Children and Family Services, for the Youth As Resources Program, for the period of October 1, 2005 through September 30, 2006.

Section 2. The 2005 operating budget of the Department of Human Services, Rochester-Monroe County Youth Bureau, is hereby amended by appropriating the sum of $1,000 into account 001-051-5630, Special Delinquency Prevention Programs.

Section 3. Resolution 16 of 2005 is hereby amended to amend the contract with United Way Services Corporation, for the Youth As Resources Program, bringing the total amount to $21,000 and extending the term of the contract from January 1, 2005 through September 30, 2006.

Section 4. The County Executive, or her designee, is hereby authorized to execute any applications, agreements and amendments thereto with United Way Services Corporation to increase or decrease the contract amount and extend the length of the contract in order to maximize state reimbursements for these purposes.

Section 5. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 6. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 7. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; September 27, 2005 - CV: 7-0

Ways and Means Committee; September 28, 2005 - CV: 9-0

File No. 05-330

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, October 18, 2005.

Effective Date: October 18, 2005.

By Legislators Hanna and Driscoll

Intro. No. 395

RESOLUTION NO. 326 OF 2005

AUTHORIZING CONTRACTS WITH CRANE-HOGAN STRUCTURAL SYSTEMS, INC. FOR CONSTRUCTION AND A CONTRACT AMENDMENT WITH CLOUGH HARBOUR & ASSOCIATES, LLP FOR CONSTRUCTION SUPERVISION FOR THE RUNWAY 10/28 SAFETY AREA IMPROVEMENTS - PHASE 4 PROJECT AT THE GREATER ROCHESTER INTERNATIONAL AIRPORT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract with Crane-Hogan Structural Systems, Inc., 3001 Brockport Road,

Spencerport, New York 14559, for construction for the Runway 10/28 Safety Area Improvements – Phase 4 Project at the Greater Rochester International Airport, in the amount of $15,439,619.50, along with any amendments necessary to complete the project within the total capital fund appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract amendment with Clough-Harbor & Associates, LLP, 16 W. Main Street, Suite 830, Rochester, New York 14614, for basic construction phase services and resident project representation for the Runway 10/28 Safety Area Improvements – Phase 4 Project at the Greater Rochester International Airport, in the amount of $777,340, along with any amendments necessary to complete the project within the total capital fund appropriation.

Section 3. Funding for this project is included in Capital Fund 1158.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; September 28, 2005 - CV: 7-0

Ways and Means Committee; September 28, 2005 - CV: 9-0

File No. 05-331

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, October 18, 2005.

Effective Date: October 18, 2005.

By Legislators Hanna and Driscoll

Intro. No. 396

RESOLUTION NO. 327 OF 2005

AUTHORIZING CONTRACTS WITH CLOUGH HARBOUR & ASSOCIATES, LLP, PASSERO ASSOCIATES AND URS CORPORATION FOR AIRPORT CONSULTANT SERVICES FOR THE GREATER ROCHESTER INTERNATIONAL AIRPORT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute contracts with Clough Harbour & Associates, LLP, 16 West Main Street, Suite 830, Rochester, NY 14614, Passero Associates, 100 Liberty Pole Way, Rochester, New York 14604, and URS Corporation, 781 Elmgrove Road, Rochester, New York 14624, for consultant services for projects related to the Greater Rochester International Airport, for the period of October 1, 2005 through September 30, 2008.

Section 2. Funding for the Airport Consultant's services is included in the capital funds established for specific projects or from Monroe County Airport Authority accounts as authorized by the Monroe County Airport Authority.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; September 28, 2005 - CV: 7-0

Ways and Means Committee; September 28, 2005 - CV: 9-0

File No. 05-332

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, October 18, 2005.

Effective Date: October 18, 2005.

By Legislators Hanna, LaFountain and Driscoll

Intro. No. 397

RESOLUTION NO. 328 OF 2005

AMENDING THE 2005 CAPITAL BUDGET; AMEND BOND RESOLUTION 392 of 2001; AUTHORIZING CONTRACTS WITH JAVEN CONSTRUCTION CO., INC., CONNORS-HAAS, INC., CROSBY-BROWNLIE, INC. AND WYCO MECHANICAL, LLC FOR CONSTRUCTION SERVICES FOR THE MEDICAL EXAMINER RENOVATION PROJECT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Amend the 2005 Capital Budget to increase the project authorization by $385,000 for the Medical Examiner Renovation Project from $770,000 to $1,155,000, making the total project authorization $1,155,000.

Section 2. Amend Bond Resolution 392 of 2001 to increase financing for the Medical Examiner Renovation Project, capital fund 1231, from $770,000 to $1,155,000, for a total authorization of $1,155,000.

Section 3. Authorize the County Executive, or her designee, to execute a contract with Javen Construction Co., Inc., 2575 Baird Road, Penfield, NY 14526, for general construction for the Medical Examiner Renovation Project, in the amount of $447,000, along with any amendments necessary to complete the project within the total capital fund appropriation.

Section 4. Authorize the County Executive, or her designee, to execute a contract with Connors-Haas, Inc., 6337 Dean Parkway, Ontario, NY 14519, for electrical construction for the Medical Examiner Renovation Project, in the amount of $74,800, along with the any amendments necessary to complete the project within the total capital fund appropriation.

Section 5. Authorize the County Executive, or her designee, to execute a contract with Crosby-Brownlie, Inc., 100 Nassau Street, Rochester, NY 14605, for mechanical construction for the Medical Examiner Renovation Project, in the amount of 157,700, along with any amendments necessary to complete the project within the total capital fund appropriation.

Section 6. Authorize the County Executive, or her designee, to amend the contract with WYCO Mechanical, LLC, 81 Shumway Road, Brockport, NY 14420, for plumbing construction for the Medical Examiner Renovation Project, in the amount of $98,375, along with any amendments necessary to complete the project within the total capital fund appropriation.

Section 7. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; September 28, 2005 – CV: 7-0

Human Services Committee; September 27, 2005 – CV: 6-1

Ways and Means Committee; September 28, 2005 – CV: 9-0

File No. 05-333

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, October 18, 2005.

Effective Date: October 18, 2005.

By Legislators Hanna, LaFountain and Driscoll

Intro No 398

RESOLUTION NO. 329 OF 2005

SUPERSEDING BOND RESOLUTION DATED OCTOBER 11, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $1,155,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE EXPANSION AND reconstruction of THE AMES BUILDING TO ENHANCE SAFETY AND OPERATION OF THE MEDICAL EXAMINER'S OFFICE IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON NOVEMBER 13, 2001 (RESOLUTION NO. 392 of 2001)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the expansion and reconstruction of the Ames Building to enhance safety and operation of the Medical Examiner's Office, including original furnishings, equipment, machinery and apparatus required in connection therewith, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $1,155,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($770,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is twenty (20) years, pursuant to subdivision 12(a)(1) of paragraph a of Section 11.00 of the Local Finance Law (it being hereby determined that such building is a class "A" building, as described in subdivision 12(d)), computed from July 31, 2003, the date of the first obligation issued therefor.

Section 2. The maximum estimated cost thereof is now determined to be $1,155,000, and the plan for the financing thereof is by the issuance of $1,155,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial

Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 392 of 2001, being a bond resolution dated November 13, 2001, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this

superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $770,000 to $1,155,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Environment and Public Works Committee; September 28, 2005 - CV: 7-0

Human Services Committee; September 27, 2005 – CV: 6-1

Ways and Means Committee; September 28, 2005 - CV: 9-0

File No. 05-333.br

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, October 18, 2005.

Effective Date: October 18, 2005.

By Legislators Hanna and Driscoll

Intro. No. 399

CONFIRMING AND ADOPTING ASSESSMENT ROLLS OF PURE WATERS SEWER DISTRICTS FOR 2006 AND CONFIRMATION OF AND ADOPTION OF ASSESSMENT ROLLS

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The assessment rolls of the Gates-Chili-Ogden Sewer District, Northwest Quadrant Pure Waters District, Irondequoit Bay South Central Pure Waters District and Rochester Pure Waters District (Zones 1 and 2), for the year 2006, as prepared by the Pure Waters Division of the Monroe County Department of Environmental Services and considered at public hearings on November 11, 2005, are hereby confirmed and adopted.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; - September 28, 2005 CV: 7-0
Ways and Means Committee; September 28, 2005 - CV: 9-0
File No. 05-334

By Legislators Hanna and Driscoll

Intro. No. 400

MOTION NO. 62 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 399 OF 2005), ENTITLED "CONFIRMING AND ADOPTING ASSESSMENT ROLLS OF PURE WATERS SEWER DISTRICTS FOR 2006," BE TABLED

Be It Moved, that Resolution (Intro. No. 399 of 2005), entitled "Confirming and Adopting Assessment Rolls of Pure Waters Sewer Districts for 2006," be tabled.

File No. 05-334
Adopted: Ayes 27, Noes 0.

By Legislators Hanna and Driscoll

Intro. No. 401

RESOLUTION NO. 330 OF 2005

SCHEDULING PUBLIC HEARINGS FOR ASSESSMENT ROLLS OF THE PURE WATERS SEWER DISTRICTS FOR 2006 AND CONFIRMATION AND ADOPTION OF ASSESSMENT ROLLS

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. That pursuant to the County Law of the State of New York providing that the Ways and Means Committee shall hold public hearings on the assessment rolls of the Pure Waters Sewer Districts, this County Legislature does hereby fix November 10, 2005, in the Legislative Chambers in the County Office Building at Rochester, New York, as the place for such public hearings for the following sewer districts:

Gates-Chili-Ogden Sewer District	5:31 p.m. ET
Northwest Quadrant Pure Waters District	5:32 p.m. ET
Irondequoit Bay South Central Pure Waters District	5:33 p.m. ET
Rochester Pure Waters District (Zones 1 and 2)	5:34 p.m. ET

and further cause to appear public notices of said hearings in The Daily Record and in the Rochester Business Journal; said notices to state that the assessment rolls have been completed and that the Ways and Means Committee will meet to hear and

consider any objections which may be made to the rolls at said hearing; the notices to appear not less than ten (10) days nor more than twenty (20) days before the date specified for the hearing. The Clerk of the Legislature shall cause such notices to be published.

Section 2. This resolution shall take effect immediately.

Environment and Public Works Committee; September 28, 2005 - CV: 7-0

Ways and Means Committee; September 28, 2005 – CV: 9-0

File No. 05-334

Adopted: Ayes 27, Noes 0.

By Legislators Colby and Hanna

Intro. No. 402

RESOLUTION NO. 331 OF 2005

CONFIRMING APPOINTMENT TO MONROE COUNTY BOARD OF ETHICS

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. In accordance with Article 18, Section 808 of the General Municipal Law and Section 45-24 of the Monroe County Code of Ethics, the appointment, made by County Executive Maggie Brooks, of Jacqueline Phipps Polito, 383 Coastal View Drive, Webster, New York 14580, as a member to the Monroe County Board of Ethics, replacing Joseph Platania, to serve at the pleasure of the County Executive, is hereby confirmed.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Agenda/Charter Committee; September 28, 2005 – CV: 5-0

File No. 05-336

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, October 18, 2005.

Effective Date: October 18, 2005.

By Legislators Adair and P. McCann

Intro. No. 403

RESOLUTION NO. 332 OF 2005

USE OF COUNTY ROADS AS DETOUR ROUTE DURING RECONSTRUCTION OF INTERSECTION ON NEW YORK STATE ROUTES 65 AND 251, TOWN OF MENDON

WHEREAS, the New York State Department of Transportation proposes to replace the NY 65 & NY 251 intersection with a Roundabout Type Intersection under P.I.N. 4065.11, in the Town of Mendon; and

WHEREAS, in conformance with Section 104 and Section 10, Subdivision 19 of the New York State Highway Law, the New York State Department of Transportation proposes to utilize the following Monroe County roads and streets as detours during the period of necessity: County Rd # 59 (Sibley Road) to County Road # 49 (Cheese Factory Road.) to County Road # 66 (W. Bloomfield Road.) and reverse; and

WHEREAS, the New York State Department of Transportation will erect and maintain detour signs.

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Monroe County Legislature does hereby authorize the New York State Department of Transportation to utilize the above mentioned segments of Sibley Road, Cheese Factory Road and W. Bloomfield Road (approx. 6 miles in total length, in the Town of Mendon) as part of a detour. See attached DWG. TCP-3. For proposed Detour Road Improvements, See attached DWG. TCP-5.

Section 2. The County of Monroe will continue to maintain the said segments of Sibley Road, Cheese Factory Road and W. Bloomfield Road due to the detour's short duration.

Section 3. The Clerk of the Legislature is hereby directed to transmit two (2) certified copies of this Resolution to the State Department of Transportation.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; September 28, 2005 – CV: 7-0

File No. 05-337

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, October 18, 2005.

Effective Date: October 18, 2005.

By Legislators Adair and Driscoll

Intro. No. 404

RESOLUTION NO. 333 OF 2005

AUTHORIZING A CONTRACT WITH THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR A UTILITY WORK AGREEMENT FOR THE REPLACEMENT OF THE MT. READ BOULEVARD BRIDGE OVER THE KODAK RAILROAD, CITY OF ROCHESTER, MONROE COUNTY

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any necessary amendments thereto with the New York State Department of Transportation for a Utility Work Agreement for the replacement of the Mt. Read Boulevard Bridge over the Kodak Railroad, City of Rochester, County of Monroe.

Section 2. Funding for this contract is included in the 2005 operating budget of the Transportation Department, account 002-080-8023, Highway Lighting, and will be requested in future year's budgets.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; September 28, 2005 - CV: 7-0

Ways and Means Committee; September 28, 2005- CV: 9-0

File No. 05-338

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, October 18, 2005.

Effective Date: October 18, 2005.

By Legislators Adair and Driscoll

Intro. No. 405

RESOLUTION NO. 334 OF 2005

ACCEPTANCE OF FEDERAL AND STATE AID FROM THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR THE OPERATION AND MAINTENANCE OF THE ROCHESTER/ MONROE COUNTY TRAFFIC CONTROL CENTER

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept Federal and State Aid from, and to execute a contract and any amendments thereto with, the New York State Department of Transportation, for reimbursement of all eligible expenses for the operation of the Rochester/Monroe County Traffic Control Center, for the Federal Fiscal years 2005/2006 through 2006/2007, in the initial amount of $456,500 per year for two (2) years, a total of $913,000.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; September 28, 2005 - CV: 7-0

Ways and Means Committee; September 28, 2005 - CV: 9-0

File No. 05-339

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, October 18, 2005.

Effective Date: October 18, 2005.

By Legislators Driscoll and Dobson

Intro. No. 406

RESOLUTION NO. 335 OF 2005

DIRECTING CORRECTION, CANCELLATION AND LEVY OF CERTAIN MONROE COUNTY TAXES IN THE TOWN OF IRONDEQUOIT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Director of Finance - Chief Financial Officer is hereby authorized and directed to cancel certain Monroe County taxes as set forth and levied against the following property:

City/Town	Tax Account #	Year	Amount Currently Due	Amount of Corrected Tax	Amount of Taxes To Be Canceled
Irondequoit	091.07-1-54./WIS	2005	$18,351.45	$0.00	$18,351.45

Following is the assessed owner:

Tax Account Number	Name and Mailing Address
091.07-1-54./WIS	St. Josaphat Ukrainian Catholic Church 940 East Ridge Road Rochester, NY 14621

Section 2. The Controller is hereby authorized and directed to draw an order on the Director of Finance - Chief Financial Officer payable from the Erroneous Assessment Account for the sum of $18,351.45.

Section 3. The Director of Finance - Chief Financial Officer is authorized and directed to levy the following amount against the following accounts:

Monroe County	$3,506.12
Town of Irondequoit	2,962.44
St. Paul Blvd. Fire (IR105)	766.72
West Irondequoit Central School District (263403)	11,116.17
Total	$18,351.45

Section 4. The Application for Corrected Real Property Tax, and duplicate copy thereof, for the tax account number set forth in Section 1 hereof is marked approved, and the correct extension of taxes in the amount set forth in Section 1 hereof is entered on each such application and duplicate copy thereof.

Section 5. It is hereby ordered that the corrected taxes for said tax account number is in the amount set forth in Section 1 hereof, and the officer having jurisdiction of the tax roll is hereby directed to so correct such roll.

Section 6. The Director of Real Property Tax Services is hereby authorized and directed to transmit immediately to the officer having jurisdiction of the tax roll a certified copy of this resolution and the original of each application that has been marked approved, and also to mail to the applicants a notice of approval for each application that has been marked approved.

Section 7. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; September 28, 2005 - CV: 9-0

File No. 05-340

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, October 18, 2005.

Effective Date: October 18, 2005.

By Legislator Driscoll and Dobson

Intro. No. 407

RESOLUTION NO. 336 OF 2005

AUTHORIZING SALE OF COUNTY-OWNED TAX FORECLOSED PROPERTY, TOWN OF IRONDEQUOIT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a sale contract and all necessary documents conveying title to offeror, as described below:

Parcel	*Offeror*	*Offered Amount*
TA # 077.09-4-69 0.04 acre Sewillo Hills Drive Town of Irondequoit	Gary Bohrer 205 Sandoris Circle Rochester, New York 14622	$500

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; September 28, 2005 - CV: 9-0

File No. 05-341

Adopted: Ayes 27, Noes 0.

Approved by County Executive Maggie Brooks, October 18, 2005.

Effective Date: October 18, 2005.

By Legislators Driscoll and Dobson

Intro. No. 408

ADOPTION OF MONROE COUNTY ANNUAL BUDGET FOR THE YEAR 2006 AND ESTABLISHING 2006 MONROE COUNTY CLASSIFICATION, COMPENSATION AND SALARY SCHEDULE FOR MONROE COUNTY EMPLOYEES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. A public hearing, pursuant to Section C4-3 of the Monroe County Charter having been held on November 10, 2005, this Legislature, pursuant to Section C4-4 of the Charter, hereby adopts the Annual Budget for the fiscal year 2006, beginning January 1, 2006, together with all fees, charges and amendments or revisions to fees and charges, set forth therein, as submitted by Maggie Brooks, County Executive, under File No. 05-370, and as set forth in the attached financial summaries.

Section 2. There be and hereby is established a Classification, Compensation Plan and Salary Schedule for employees of the County of Monroe for 2006, as described and contained in the Monroe County Annual Budget for 2006, and as follows:

Authorized Positions by Department
Job Titles Listed Alphabetically
Job Titles by Salary Group
Salary Schedules

- Elected Officials
- Daily, Flat and Hourly Rates
- Management/Professional Personnel
- Collective Bargaining Units
    - Civil Service Employees Association (CSEA)
    - Federation of Social Workers
    - Deputy Sheriff's Association
    - Operating Engineers
    - Airport Firefighters

APPROPRIATIONS SUMMARY BY DEPARTMENT

	Actual For 2004	Amended Budget 2005	Department Request 2006	Budget 2006
COUNTY LEGISLATURE	$2,173,390	$1,978,975	$2,128,300	$1,967,582
COUNTY EXECUTIVE	$571,475	$555,622	$734,784	$693,490
OFFICE OF MANAGEMENT AND BUDGET	$0	$774,269	$943,211	$909,148
DEPARTMENT OF LAW	$10,402,582	$10,235,741	$11,030,643	$10,026,398
HUMAN RESOURCES	$2,324,176	$2,121,253	$2,297,698	$2,156,694
COMMUNICATIONS AND SPECIAL EVENTS	$1,098,548	$585,960	$621,765	$578,020
FINANCE	$10,619,569	$9,584,023	$10,361,730	$9,429,820
PLANNING AND DEVELOPMENT	$2,214,866	$2,324,755	$2,474,191	$2,453,303
INFORMATION SERVICES	$5,944,181	$10,231,854	$14,615,109	$8,090,137
BOARD OF ELECTIONS	$4,087,900	$4,121,816	$6,462,219	$6,212,837
MONROE COUNTY CLERK	$6,191,683	$6,237,902	$6,679,013	$6,227,209
PUBLIC SAFETY	$50,580,585	$58,864,777	$57,422,296	$55,896,167
DISTRICT ATTORNEY	$11,874,153	$13,014,352	$13,557,610	$12,567,412
PUBLIC DEFENDER	$6,122,701	$6,064,393	$6,653,437	$6,182,888
SHERIFF	$96,368,980	$96,751,234	$102,741,703	$96,975,041
HUMAN SERVICES	$570,422,775	$543,945,995	$528,789,441	$523,232,350
PUBLIC HEALTH	$26,910,613	$24,241,283	$21,787,735	$19,379,690
MONROE COMMUNITY HOSPITAL	$61,831,321	$61,572,651	$63,543,096	$63,052,920
VETERANS SERVICE AGENCY	$442,971	$367,157	$375,017	$362,253
TRANSPORTATION *	$34,738,816	$24,440,960	$23,042,657	$22,927,209
GREATER ROCHESTER MONROE COUNTY AIRPORT	$14,684,278	$15,481,561	$16,952,985	$16,772,998
ENVIRONMENTAL SERVICES *	$95,453,532	$109,439,825	$120,195,141	$120,365,354
PARKS *	$11,395,825	$10,752,791	$11,419,460	$11,001,116
CULTURAL AND EDUCATIONAL SERVICES	$28,804,649	$29,692,494	$29,734,879	$29,467,216
UNALLOCATED EXPENSE	$33,631,958	$21,814,378	$21,357,784	$21,352,793
LESS INTERNAL SERVICES	($38,946,848)	($44,913,804)	($55,254,352)	($49,334,232)
TOTAL	**1,049,944,679**	**1,020,282,217**	**1,020,667,552**	**$998,945,813**

* These are divisions of the Public Works Sector

BUDGET SUMMARY BY DEPARTMENT

	Appropriations	Attributable Revenue	Net County Cost
COUNTY LEGISLATURE	$1,967,582	$127,000	$1,840,582
COUNTY EXECUTIVE	$693,490	$253,972	$439,518
OFFICE OF MANAGEMENT AND BUDGET	$909,148	$260,230	$648,918
DEPARTMENT OF LAW	$10,026,398	$9,352,829	$673,569
HUMAN RESOURCES	$2,156,694	$985,365	$1,171,329
COMMUNICATIONS AND SPECIAL EVENTS	$578,020	$282,500	$295,520
FINANCE	$9,429,820	$7,617,930	$1,811,890
PLANNING AND DEVELOPMENT	$2,453,303	$1,471,909	$981,394
INFORMATION SERVICES	$8,090,137	$8,090,137	$0
BOARD OF ELECTIONS	$6,212,837	$6,212,837	$0
MONROE COUNTY CLERK	$6,227,209	$8,016,000	($1,788,791)
PUBLIC SAFETY	$55,896,167	$23,558,363	$32,337,804
DISTRICT ATTORNEY	$12,567,412	$2,571,233	$9,996,179
PUBLIC DEFENDER	$6,182,888	$661,573	$5,521,315
SHERIFF	$96,975,041	$16,037,870	$80,937,171
HUMAN SERVICES	$523,232,350	$267,632,251	$255,600,099
PUBLIC HEALTH	$19,379,690	$12,507,856	$6,871,834
MONROE COMMUNITY HOSPITAL	$63,052,920	$58,983,350	$4,069,570
VETERANS SERVICE AGENCY	$362,253	$24,000	$338,253
TRANSPORTATION *	$22,927,209	$7,110,018	$15,817,191
GREATER ROCHESTER MONROE COUNTY AIRPORT	$16,772,998	$16,772,998	$0
ENVIRONMENTAL SERVICES *	$120,365,354	$120,365,354	$0
PARKS *	$11,001,116	$3,767,217	$7,233,899
CULTURAL AND EDUCATIONAL SERVICES	$29,467,216	$6,914,980	$22,552,236
UNALLOCATED EXPENSE	$21,352,793	$163,531,265	($142,178,472)
LESS INTERNAL SERVICES	($49,334,232)	($49,334,232)	$0
TOTAL	**$998,945,813**	**$693,774,805**	**$305,171,008**
REAL PROPERTY TAX LEVY			**$305,171,008**

* These are divisions of the Public Works Sector

REVENUES SUMMARY BY DEPARTMENT

	Actual For 2004	Amended Budget 2005	Department Request 2006	Budget 2006
COUNTY LEGISLATURE	$126,271	$127,000	$127,000	$127,000
COUNTY EXECUTIVE	$145,388	$135,654	$253,972	$253,972
OFFICE OF MANAGEMENT AND BUDGET	$0	$260,320	$260,230	$260,230
DEPARTMENT OF LAW	$8,663,769	$9,751,248	$9,993,686	$9,352,829
HUMAN RESOURCES	$764,624	$965,365	$985,365	$985,365
COMMUNICATIONS AND SPECIAL EVENTS	$794,071	$276,000	$280,000	$282,500
FINANCE	$8,651,842	$7,744,820	$8,055,724	$7,617,930
PLANNING AND DEVELOPMENT	$1,334,398	$1,286,074	$1,483,163	$1,471,909
INFORMATION SERVICES	$6,938,737	$10,231,854	$14,615,109	$8,090,137
BOARD OF ELECTIONS	$4,020,382	$4,121,816	$6,462,219	$6,212,837
MONROE COUNTY CLERK	$9,072,786	$8,000,824	$8,016,000	$8,016,000
PUBLIC SAFETY	$21,255,237	$29,255,186	$23,599,212	$23,558,363
DISTRICT ATTORNEY	$1,855,231	$3,249,108	$2,571,233	$2,571,233
PUBLIC DEFENDER	$721,756	$661,162	$661,573	$661,573
SHERIFF	$16,156,202	$17,848,398	$16,552,910	$16,037,870
HUMAN SERVICES	$332,097,449	$308,178,703	$267,938,555	$267,632,251
PUBLIC HEALTH	$15,635,769	$18,075,358	$13,847,481	$12,507,856
MONROE COMMUNITY HOSPITAL	$64,060,420	$56,376,791	$58,983,350	$58,983,350
VETERANS SERVICE AGENCY	$34,880	$33,440	$24,000	$24,000
TRANSPORTATION *	$5,718,991	$7,096,922	$7,110,018	$7,110,018
GREATER ROCHESTER MONROE COUNTY AIRPORT	$15,763,737	$15,481,561	$16,952,985	$16,772,998
ENVIRONMENTAL SERVICES *	$102,731,591	$109,439,825	$120,195,141	$120,365,354
PARKS *	$2,726,075	$3,710,215	$3,769,019	$3,767,217
CULTURAL AND EDUCATIONAL SERVICES	$5,611,778	$6,589,086	$6,914,980	$6,914,980
UNALLOCATED EXPENSE	$168,737,133	$151,107,567	$163,474,531	$163,531,265
LESS INTERNAL SERVICES	($44,619,352)	($44,913,804)	($55,680,243)	($49,334,232)
TOTAL	**$748,999,165**	**$725,090,493**	**$697,447,213**	**$693,774,805**

* These are divisions of the Public Works Sector

FUND SUMMARY AND TAX LEVY COMPUTATION

2006 BUDGET

This schedule presents appropriations and revenues by fund. A fund is a self-balancing group of accounts. For fund accounting purposes the entire real estate tax levy is received into the General Fund. The "Transfer From Other Funds" column includes the amounts required from the General Fund to support other funds. The Pure Waters Fund is supported by unit charges to users.

	Col. A	+ Col. B	- Col. C	- Col. D	- Col. E	- Col. F	= Col. G
Funds	**Appropriation**	**Transfers to Other Funds**	**Transfers From Other Funds**	**Revenues, Operating and Other**	**Revenues, Unit Charges**	**Appropriated Fund Balance &Debt Service Reserve**	**Real Estate Levy**
General Fund	$778,534,769	$39,151,513		$505,915,274		$6,600,000	$305,171,008
Road Fund	$15,938,438		$8,828,420	$7,110,018			
Library Fund	$9,758,608		$6,620,000	$3,138,608			
Hospital Fund	$63,052,920		$4,069,570	$58,983,350			
Airport Fund	$16,772,998			$16,772,998			
Solid Waste Fund	$13,537,223			$13,537,223			
Pure Waters Fund	$76,663,471			$23,323,085	$48,819,658	$4,520,728	
Debt Service Fund	$24,687,386		$19,633,523	$5,010,115		$43,748	
Total All Funds	**$998,945,813**	**$39,151,513**	**$39,151,513**	**$633,790,671**	**$48,819,658**	**$11,164,476**	**$305,171,008**

Estimated Full Valuation = $33,535,275,597

Estimated Tax Rate per $1,000 Full Valuation = $9.10

BUDGET SUMMARY BY ELECTED OFFICIAL

	Appropriations	Revenues	Net County
COUNTY CLERK	$6,227,209	$8,016,000	($1,788,791)
COUNTY LEGISLATURE	$1,967,582	$127,000	$1,840,582
DISTRICT ATTORNEY	$12,567,412	$2,571,233	$9,996,179
SHERIFF	$96,975,041	$16,037,870	$80,937,171
COUNTY EXECUTIVE	$881,208,569	$667,022,702	$214,185,867
TOTAL	**$998,945,813**	**$693,774,805**	**$305,171,008**
REAL PROPERTY TAX LEVY			**$305,171,008**

Section 3. This resolution shall take effect in accordance with Section C4-4 of the Monroe County Charter.

Matter of Urgency
File No. 05-370

By Legislators Driscoll and Dobson

Intro. No. 409

MOTION NO. 63 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 408 OF 2005), ENTITLED "ADOPTION OF MONROE COUNTY ANNUAL BUDGET FOR THE YEAR 2006 AND ESTABLISHING 2006 MONROE COUNTY CLASSIFICATION, COMPENSATION AND SALARY SCHEDULE FOR MONROE COUNTY EMPLOYEES," BE TABLED

Be It Moved, that Resolution (Intro. No. 408 of 2005), entitled "Adoption of Monroe County Annual Budget for the Year 2006 and Establishing 2006 Monroe County Classification, Compensation and Salary Schedule for Monroe County Employees," be tabled.

Matter of Urgency
File No. 05-370
Adopted: Ayes 27, Noes 0.

By Legislators Driscoll and Dobson

Intro. No. 410

RESOLUTION NO. 337 OF 2005

FIXING PUBLIC HEARING ON COUNTY EXECUTIVE'S PROPOSED ANNUAL BUDGET FOR 2006

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, *as follows:*

Section 1. Pursuant to Section C4-3 of the Monroe County Charter and Section A6-12 of the Monroe County Administrative Code, there will be a public hearing before the Ways and Means Committee of the Monroe County Legislature at 5:35 p.m., Eastern Standard Time, on Thursday, November 10, 2005, in the Legislative Chambers in the County Office Building, Rochester, New York, on the County Executive's Proposed Annual Budget for 2006.

Section 2. The Clerk of the Legislature is directed to cause notice of said public hearing to be published at least once in one or more daily newspapers of general circulation in the County, which publication shall be made at least ten (10) days before

the date of said hearing. The notice shall state the time, place and purpose of the hearing and shall include the salaries of the County Legislature. In addition, the Clerk of the Legislature is directed to cause a summary of said budget, as submitted by the County Executive, to be published at least once in one or more daily newspapers of general circulation in the County, which publication shall be made at least ten (10) days before the date of said hearing.

Section 3. The salaries to be paid during the fiscal year 2006 to County Legislators, together with the salaries to be paid to the President, Vice-President, Majority and Minority Leaders, Assistant Majority and Minority Leaders, Chairperson of the Ways and Means Committee, Standing Committee Chairpersons, shall be as follows:

Legislators	$18,000
President	$54,000
Vice-President	$21,000
Majority and Minority Leaders	$23,000
Assistant Majority and Minority Leaders	$19,250
Chairperson of Ways and Means Committee (stipend)	$3,000
Standing Committee Chairpersons (stipend)	$1,700

The above salary schedule shall be duly published in the Notice of Hearing referred to in Section 2 above.

Section 4. This resolution shall take effect immediately.

Matter of Urgency
File No. 05-370
Adopted: Ayes 27, Noes 0.

UNFINISHED BUSINESS

Note: On behalf of the entire Monroe County Legislature, a Certificate of Recognition was presented to Deputy County Executive Richard F. Mackey on the occasion of his retirement from the County of Monroe.

Upon Motion by Legislator Smith, the Legislature adjourned at 7:14 P.M. until Tuesday, November 15, 2005 at 6:00 P.M.

JOANNE B. ZELAZNY
Clerk of the Legislature

ELEVENTH DAY

TUESDAY, NOVEMBER 15, 2005

Legislature met pursuant to adjournment.

President Wayne E. Zyra in the Chair.

ROLL CALL

Present — Legislators Adair, Aldersley, Amato, Assini, Barker, Bullard, Cassetti, Colby, Cruz, Dobson, Driscoll, Eckel, Garner Goldstein, Hanna, LaFountain, Lee, Malta, Jeffery McCann, Peter McCann, Murray, O'Brien, Palumbo, Quatro, Smith, Thomas, Valerio, Wilmot, Zyra — 28

Absent — Legislator Benet — 1

Note: Legislator Benet entered the Chambers later in the meeting.

Meeting formally opened. At the invitation of Legislator William J. Benet, Reverend Mary Ramerman, Spiritus Christi Church, delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Jeffrey R. Adair.

Note: Legislator Benet entered the Chambers and was present for the remainder of the meeting.

APPROVAL OF MINUTES

Without objection, the journal of the session of Day 10, October 11, 2005 was approved as submitted.

PETITIONS AND COMMUNICATIONS

From the President of the Legislature - WAYNE E. ZYRA

Declaring Communication from County Executive Regarding Acceptance of a Grant from the New York State Department of Health for the Consolidated Child and Family Health Program to Be a Matter of Urgency.

Read and Adopted under Rule 23(A)(3) on November 15, 2005. (File No. 05-428)

Declaring Communication from County Executive Regarding Acceptance of a Grant from the United States Environmental Protection Agency for the Frank E. Van Lare Bioaccumulative Chemicals of Concern Program to Be a Matter of Urgency.

Read and Adopted under Rule 23(A)(3) on November 15, 2005. (File No. 05-429)

Declaring Communication from County Executive Regarding Proposed Agreement between Monroe County and the Monroe County Federation of Social Workers IUE-CWA 81381, and Compensation Program for Management/Professional Employees to Be a Matter of Urgency.

Read and Adopted under Rule 23(A)(3) on November 15, 2005. (File No. 05-430)

Declaring Communication from County Executive Regarding Approval of Boundary Revision to the Monroe County Empire Zone to Include Certain Property in the Towns of Gates, Greece, Henrietta, Inrondequoit, and Riga and the Village of Brockport, New York and Authorization to Submit a Boundary Revision Application to Be a Matter of Urgency.

Read and a Resolution to Set Public Hearing Adopted under Rule 23(A)(3) on November 15, 2005. (File No. 05-431)

Declaring Communication from County Executive Regarding Approval of Boundary Revision to the Monroe County Empire Zone to Include Certain Property located at 850 John Street, Town of Henrietta, New York and Authorization to Submit a Boundary Revision Application.

Read and a Resolution to Set Public Hearing Adopted under Rule 23(A)(3) on November 15, 2005. (File No. 05-432)

Declaring Communication from County Executive Regarding Bond Resolutions for the Proposed 2006 Monroe County Capital Budget.

Read and Adopted under Rule 23(A)(3) on November 15, 2005. (File No. 05-433)

Declaring Communication from County Executive Regarding Consenting to Financing by Monroe County Water Authority of the East Side Water Supply Water Facilities Capital Project.

Read and Adopted under Rule 23(A)(3) on November 15, 2005. (File No. 05-434)

Regarding Chaplain for the Month of November, The Reverend Mary Ramerman, Spiritus Christi Church, at the Invitation of Legislator William J. Benet.

Read and Filed. (File No. RF05-216)

COUNTY LEGISLATORS

William J. Benet — Regarding Restoring Democratic Representation for all Citizens of Monroe County.

Read and Referred to Agenda/Charter Committee. (File No. 05-375)

William J. Benet — Regarding Establishing Public Review of Monroe County Legislature Referrals.

Read and Referred to Agenda/Charter Committee. (File No. 05-376)

Lynda Garner Goldstein, Carla M. Palumbo, C. Stephen Eckel — Regarding Memorializing the United States Congress to Pass H.R. 1652 and S.809 Entitled the "Access to Legal Pharmaceuticals Act."

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 05-377)

From the County Executive — MAGGIE BROOKS

Regarding Authorizing the Award of Contracts with Villager Construction, Inc., Blackmon-Farrell Electric, Inc., and LeClaire Fleming Mechanical Contractors, Inc. for Construction Services for the Buttonwood Low Lift Pump Station and Force Main Improvements Project.

Read and Referred to Environment and Public Works and Ways and Means Committees and Adopted November 15, 2005 under Rule 23(C). (File No. 05-371)

Regarding Authorizing the Award of Contracts with Villager Construction, Inc., Blackmon-Farrell Electric, Inc., and LeClaire Fleming Mechanical Contractors, Inc. for Construction Services for the Buttonwood Low Lift Pump Station and Force Main Improvements Project.

Read and Referred to Pure Waters Administrative Board and Adopted November 15, 2005 under Rule 23(C). (File No. 05-372)

Regarding Authorizing a Contract with Kinney & Associates, Inc. for Medicaid and Data Management Services for the Special Children's Services Preschool Program.

Read and Referred to Human Services and Ways and Means Committees and Adopted November 15, 2005 under Rule 23(C). (File No. 05-373)

Regarding Amending Resolution 246 of 2005 to Accept Additional Funding Of A Combined Grant from the New York State Department of Health for the Tuberculosis Prevention and Control/Elimination Program and Public Health Campaign Program.

Read and Referred to Human Services and Ways and Means Committees and Adopted November 15, 2005 under Rule 23(C). (File No. 05-374)

Regarding Acceptance of Two Grants from the New York State Division of Criminal Justice Services for the Stop Violence Against Women Program.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-378)

Regarding Acceptance of a Grant from the New York State Division of Parole for the High Impact Incarceration Program for Monroe County Inmates.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-379)

Regarding Acceptance of a Grant from the New York State Office of Homeland Security for the Buffer Zone Protection Program.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-380)

Regarding Acceptance of a Grant from the New York State Governor's Traffic Safety Committee for the Child Passenger Safety Program.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-381)

Regarding Acceptance of the Child Passenger Safety Program Grant from the New York State Governor's Traffic Safety Committee.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-382)

Regarding Authorizing a Contract with Gary Perkins to Serve as a Consultant to the Department of Public Safety, Division of Public Safety Communications.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-383)

Regarding Acceptance of a Grant from the New York State Emergency Management Office for the Citizen Corps Program for Federal Fiscal Year 2005.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-384)

Regarding Acceptance of a Grant from the New York State Division of Criminal Justice Services of Paul Coverdall National Forensic Sciences Improvement Act Monies.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-385)

Regarding Acceptance of the Public Safety Information and Education Grant from the New York State Governor's Traffic Safety Committee.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-386)

Regarding Authorizing a Contract with Pre-Trial Services Corporation for Alternatives to Incarceration Programs.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 05-387)

Regarding Amending Resolution 436 of 1998 to Amend the License and Operating Agreement with the Seneca Park Zoo Society and the Seneca Park Zoo Society Development Fund, Inc.

Read and Referred to Recreation and Education and Ways and Means Committees. (File No. 05-388)

Regarding Authorizing a Mutual Cooperation Agreement with the New York State Police to Provide Mobile Data Radio Equipment and Maintenance Services.

Read and Referred to Intergovernmental Relations, Public Safety and Ways and Means Committees. (File No. 05-389)

Regarding Authorizing Intermunicipal Agreements with Ten Municipalities for the STOP-DWI Law Enforcement Program.

Read and Referred to Intergovernmental Relations, Public Safety and Ways and Means Committees. (File No. 05-390)

Regarding Authorizing an Intermunicipal Agreement with the City of Rochester for the Provision of Forensic Laboratory Services.

Read and Referred to Intergovernmental Relations, Public Safety and Ways and Means Committees. (File No. 05-391)

Regarding Authorizing an Agreement with the United States Department of the Interior for a Water Resources Investigations Project.

Read and Referred to Intergovernmental Relations, Human Services and Ways and Means Committees. (File No. 05-392)

Regarding Acceptance of a Grant from the New York State Office of Mental Health; Amending Resolution 478 of 2004 to Amend the Contract with Coordinated Care Services, Inc. for the Provision of Mental Health; Mental Retardation/Developmental Disabilities, Alcoholism & Substance Abuse Services for 2005.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-393)

Regarding Acceptance of a Grant from the New York State Office of Mental Health for the Provision of Mental Health Services and Authorizing a Contract with Coordinated Care Services, Inc. (CCSI) for the Provision of Mental Health, Mental Retardation/Developmental Disabilities, Alcoholism & Substance Abuse Services for 2006.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-394)

Regarding Authorizing Professional Service Contracts for the Monroe County Office of Mental Health, Socio-Legal Center.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-395)

Regarding Authorizing Monroe County Department of Public Health Agency Contracts and Professional Services Agreements.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-396)

Regarding Acceptance of a Grant from the New York State Department of Health for the Tobacco Enforcement Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-397)

Regarding Acceptance of a Grant from the Department of Justice National Institute of Justice for the Paul Coverdell National Forensic Sciences Improvement Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-398)

Regarding Acceptance of a Grant from the New York State Department of Health for the HIV Seroprevalence Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-399)

Regarding Acceptance of a Grant from the New York State Department of Health for the Healthy Neighborhoods Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-400)

Regarding Acceptance of a Grant from the New York State Office of Temporary and Disability Assistance for the Flexible Fund for Family Services Plan.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-401)

Regarding Acceptance of a Grant from the Civil Service Employees Association and County Nursing Facilities of New York for the Temporary Assistance to Needy Families Health Worker Training Initiative.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-402)

Regarding Accepting Year 2006 Funding from the New York State Office of Children and Family Services and Authorizing Intermunicipal Agreements with Municipalities for Youth Services for 2006.

Read and Referred to Human Services, Intergovernmental Relations and Ways and Means Committees. (File No. 05-403)

Regarding Accepting Year 2006 Funding from the New York State Office of Children and Family Services and Authorizing Contracts with Private Agencies for Youth Services for 2006.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-404)

Regarding Acceptance of a Grant from the New York State Office of Children and Family Services and Authorizing a Contract with Coordinated Care Services, Inc. for the Positive Youth Development State and Local Collaboration Demonstration Project.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-405)

Regarding Acceptance of Funds and Authorization to Contract for Monroe County Office for the Aging Programs in 2006.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-406)

Regarding Acceptance of a Grant from the New York State Office of Temporary and Disability Assistance for the 2005-2006 Home Energy Assistance Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-407)

Regarding Accepting Year 2004-2005 Funding from New York State Office of Children and Family Services for Runaway and Homeless Youth Services.

Read and Referred to Human Services and Ways and Means Committees. (File No. 05-408)

Regarding Authorizing a Contract with Pictometry International LLC to Provide Digital Aerial Photography, Surface Elevation Data and Image Management Software.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-409)

Regarding Authorizing a Contract with Pictometry International LLC to Provide Digital Aerial Photography, Surface Elevation Data and Image Management Software.

Read and Referred to Pure Waters Administrative Board. (File No. 05-410)

Regarding Authorizing the Acquisition of Property Interests in Real Property for the Northwest Quadrant and the Rochester Pure Waters Districts Fiber Optic Cable Project in the Town of Greece and the City of Rochester.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-411)

Regarding Authorizing the Acquisition of Property Interests in Real Property for the Northwest Quadrant and the Rochester Pure Waters Districts Fiber Optic Cable Project in the Town of Greece and the City of Rochester.

Read and Referred to Pure Waters Administrative Board. (File No. 05-412)

Regarding Authorizing a Contract for Engineering Services with M/E Engineering P.C. for the Cooling Tower and Chiller Replacement Project at 111 Westfall Road.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-413)

Regarding Authorizing Contracts with Barton & Loguidice, P.C., Clark Patterson Associates and Malcolm Pirnie, Inc. for General Solid Waste Consultant Services.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-414)

Regarding Authorizing Additional Projects to the Approved Passenger Facility Charge Program at the Greater Rochester International Airport.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-415)

Regarding Authorizing a Contract with Landry Mechanical Contractors for Construction of the Baggage Makeup HVAC Improvements Project at the Greater Rochester International Airport.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-416)

Regarding Authorizing Annual Glycol Permits with Fixed Base Operators at the Greater Rochester International Airport.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-417)

Regarding Amending Resolution 17 of 2003 to Amend the Concession Agreement with Subway Real Estate Corporation for Operation of a Food Concession at the Greater Rochester International Airport.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-418)

Regarding Authorizing a Lease with ITT Industries Space Systems, LLC for a Portion of the Building Located at 999 Beahan Road.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-419)

Regarding Authorizing the Conveyance of an Approximately 1.047 Acre Permanent Easement at 1769 Emerson Street in the City of Rochester to Klein Steel Service, Inc. in exchange for an Approximately 0.781 Acre Permanent Easement at 105 Van Guard Parkway in the City of Rochester from Klein Steel Service, Inc.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 05-420)

Regarding Amending the 2005 Capital Budget and Amending Bond Resolution 63 of 2004 for the Intelligent Transportation System Camera and Dynamic Message Sign Deployment Project.

Read and Referred to Transportation and Ways and Means Committees. (File No. 05-421)

Regarding Authorization to Advertise for Bids for the Replacement of the Holt Road Culvert over Mill Creek Tributary in the Town of Webster.

Read and Referred to Transportation and Ways and Means Committees. (File No. 05-422)

Regarding Authorization to Advertise for Bids for the Replacement of the Basket Road Bridge over Fourmile Creek in the Town of Webster.

Read and Referred to Transportation and Ways and Means Committees. (File No. 05-423)

Regarding Authorizing the Acquisition of Property Interests in Real Property for the Basket Road Bridge Replacement Project in the Town of Webster.

Read and Referred to Transportation and Ways and Means Committees. (File No. 05-424)

Regarding Authorizing a Contract with Health Economics Group, Inc. to Administer Medicare Part D Employee Subsidy Services.

Read and Referred to Ways and Means Committee. (File No. 05-425)

Regarding Mortgage Tax Distribution.

Read and Referred to Ways and Means Committee. (File No. 05-426)

Regarding Authorizing the Sale of County Owned Tax Foreclosure Property in the Town of Hamlin.

Read and Referred to Ways and Means Committee. (File No. 05-427)

OTHERS COUNTY OFFICIALS

William C. Carpenter, Director, Office of Management and Budget — Regarding Third Quarter Key Budget Indicators Report dated November 10, 2005.

Read and Filed. (File No. RF05-217)

Stephen W. Gleason, Chief Financial Officer, Department of Finance — Regarding Report of Sale of Revenue Anticipation Notes Certificate Dated November 1, 2005 Authorizing the Issuance of $55,000,000 Revenue Anticipation Notes, 2005 of said County in Anticipation of the Receipt of Various Federal and State Aid During the Current Fiscal Year of Said County.

Read and Filed. (File No. RF05-218)

Michael J. Garland, P.E., Deputy Director, Department of Environmental Services — Regarding Construction Status Reports for the Months of July and August 2005.

Read and Filed. (File No. RF05-219)

Monroe County Environmental Management Council — Regarding Notice and Agenda of Meeting Scheduled for October 19, 2005.

Read and Filed. (File No. RF05-220)

Bonnie Pedrick-Coles, Chairperson, Monroe County Planning Board — Regarding Notice and Agenda of Meeting Scheduled for October 20, 2005; Minutes of Meeting held August 25, 2005.

Read and Filed. (File No. RF05-221)

Monroe County Department of Planning and Development — Regarding Development Review Referrals Summaries dated October 5, 2005 through November 8, 2005.

Read and Filed. (File No. RF05-222)

Monroe Community College Board of Trustees — Regarding Minutes of Meeting held October 10, 2005.

Read and Filed. (File No. RF05-223)

MISCELLANEOUS

Monroe County Council of Governments — Regarding Notice and Agenda of Meeting Scheduled for November 15, 2005; Minutes of Meeting held September 20, 2005.

Read and Filed. (File No. RF05-224)

Jacquelyne A. Leach, Comptroller, Western Regional Off-Track Betting Corporation — Regarding September 2005 Retained Surcharge Revenue for Monroe County.

Read and Filed. (File No. RF05-225)

Linda Kurtz, Director, Rochester Regional Office, New York State Office of Children and Family Services — Regarding Reporting Requirements Concerning the Death of a Child Pursuant to Section 20(5) of the Social Services Law, Child Fatality Report Dated October 17, 2005.

Read and Filed. (File No. RF05-226)

Timothy J. Maher, Director of Central Support Services, New York State Board of Real Property Services — Regarding List of Certified 2005 Class and State Equalization Rates.

Read and Filed. (File No. RF05-227)

New York State Public Service Commission — Regarding Notice of Notice Soliciting Comments, Issued November 4, 2005.

Read and Filed. (File No. RF05-228)

Ronald J. Mead, Program Manager, New York State Department of Agriculture and Markets — Regarding Land Owner Requests for Inclusion of Predominantly Viable Agricultural Land in an Existing Certified Agricultural District; 303-b Parcels to be Included when Conducting an Eight-Year Review of the District.

Read and Filed. (File No. RF05-229)

Stephen J. Acquario, Esq., Executive Director, New York State Association of Counties — Regarding Acknowledging Receipt of Memorializing Resolutions.

Read and Filed. (File No. RF05-230)

George D. Maziarz, New York State Senate, District 62 — Regarding Acknowledging Receipt of Memorializing Resolutions.

Read and Filed. (File No. RF05-231)

Michael F. Nozzolio, New York State Senate, District 54 — Regarding Acknowledging Receipt of Memorializing Resolutions.

Read and Filed. (File No. RF05-232)

Charles H. Nesbitt, Minority Leader, New York State Assembly — Regarding Acknowledging Receipt of Memorializing Resolutions.

Read and Filed. (File No. RF05-233)

Joseph A. Errigo, New York State Assembly, District 130 — Regarding Acknowledging Receipt of Memorializing Resolutions.

Read and Filed. (File No. RF05-234)

Joseph Logan, Chairman, Town of Victor Planning Board — Regarding Notice of Public Hearing on Application of RainBros Associates LLC for a Major Preliminary Subdivision for High Point Business Park.

Read and Filed. (File No. RF05-235)

Ellen DiFalco, Clerk, Ulster County Legislature — Regarding Resolution entitled "Supporting the Creation of a Clean Money, Clean Election System in New York State - New York State Senate Bill No. 02401 and New York State Assembly Bill No. 005506."

Read and Filed. (File No. RF05-236)

Carole L. LaLonde, Clerk, Herkimer County Legislature — Regarding Resolution entitled "Resolution of the Committee on Administration/ Veterans' Affairs Urging New York State to Use an Asset Test to Determine the Eligibility of HEAP Applicants."

Read and Filed. (File No. RF05-237)

Carolee Conklin, Clerk, Rochester City Council — Regarding Notice and Agenda of Meeting Scheduled for November 15, 2005; Minutes of Meeting held September 6, 2005.

Read and Filed. (File No. RF05-238)

Esther Leadley, President, Intercounty Association of Western New York — Regarding Notice of Meeting Scheduled for November 18, 2005, Hosted by Seneca County.

Read and Filed. (File No. RF05-239)

PROCLAMATIONS

By the President of the Legislature — WAYNE E. ZYRA

Recognized Jointly with Legislator Stephanie Polowe Aldersley "Jamie Romeo" for a decade of service and involvement in the International Coastal Cleanup in Monroe County.

Read and Filed.

RECESS

A recess was declared by President Zyra to allow for four **Public Hearings** before the Pure Waters Administrative Board entitled...

"Proposed Scale of Charges for Gates-Chili-Ogden Sewer District." No speakers addressed the Legislature and the hearing concluded at 6:15 P.M.

"Proposed Scale of Charges for Northwest Quadrant Pure Waters District." No speakers addressed the Legislature and the hearing concluded at 6:16 P.M.

"Proposed Scale of Charges for Irondequoit Bay South Central Pure Waters District." No speakers addressed the Legislature and the hearing concluded at 6:17 P.M.

"Proposed Scale of Charges for Rochester Pure Waters District." No speakers addressed the Legislature and the hearing concluded at 6:18 P.M.

RECONVENING LEGISLATURE

President Zyra reconvened the recessed meeting of November 15, 2005 and proceeded under the Usual Order of Business.

FORMAL COMMITTEE REPORTS

NONE

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. Six speakers addressed the Legislature on various subjects and the Open Forum concluded at 6:31 P.M.

RECESS

A recess was declared by President Zyra to allow for a meeting of the **Pure Waters Administrative Board.**

RECONVENING LEGISLATURE

President Zyra reconvened the recessed meeting of November 15, 2005 and proceeded under the Usual Order of Business.

LOCAL LAWS

By Legislators Driscoll and Dobson

Intro. No. 411

AUTHORIZING CONVEYANCE OF APPROXIMATELY 1.3 ACRE PORTION OF THE RL & B RIGHT-OF-WAY IN THE TOWN OF SWEDEN TO DOLOMITE PRODUCTS COMPANY, INC. IN EXCHANGE FOR AN APPROXIMATELY 1.2 ACRE PARCEL OF ADJOINING PROPERTY

BE IT ENACTED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Schedule and hold a Public Hearing on the proposed local law.

Section 2. The County Executive, or her designee, is hereby authorized to convey an approximately 1.3 acre portion of the RL & B right-of-way to Dolomite Products Company, Inc. in exchange for an approximately 1.2 acres of contiguous replacement

property owned by Dolomite Products Company, Inc. and improved to a condition similar to the property it is receiving; and execute any and all documents necessary to complete the conveyances.

Section 3. This local law shall take effect upon filing in the office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

Ways and Means Committee; November 10, 2005 – CV: 10-0
File No. 05-366

By Legislators Driscoll and Dobson

Intro. No. 412

MOTION NO. 64 OF 2005

PROVIDING THAT LOCAL LAW (INTRO. NO. 411 OF 2005) ENTITLED "AUTHORIZING CONVEYANCE OF AN APPROXIMATELY 1.3 ACRE PORTION OF THE RL & B RIGHT-OF-WAY IN THE TOWN OF SWEDEN TO DOLOMITE PRODUCTS COMPANY, INC. IN EXCHANGE FOR AN APPROXIMATELY 1.2 ACRE PARCEL OF ADJOINING PROPERTY" BE TABLED

Be It Moved, that Local Law (Intro. No. 411 of 2005), entitled, "Authorizing Conveyance of an Approximately 1.3 Acre Portion of the RL & B Right-of-Way in the Town of Sweden to Dolomite Products Company, Inc. in Exchange for an Approximately 1.2 Acre Parcel of Adjoining Property," be tabled.

File No. 05-366
Adopted: Ayes 29, Noes 0.

By Legislators Driscoll and Dobson

Intro. No. 413

RESOLUTION NO. 338 OF 2005

FIXING A PUBLIC HEARING ON LOCAL LAW (INTRO. NO. 411 OF 2005), ENTITLED "AUTHORIZING THE CONVEYANCE OF AN APPROXIMATELY 1.3 ACRE PORTION OF RL & B RIGHT-OF-WAY IN THE TOWN OF SWEDEN TO DOLOMITE PRODUCTS COMPANY, INC. IN EXCHANGE FOR AN APPROXIMATELY 1.2 ACRE PARCEL OF ADJOINING PROPERTY"

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. That there will be a public hearing at 6:15 P.M. on the 13th day of December, 2005, in the Legislative Chambers in the County Office Building, Rochester, New York on Local Law (Intro. No. 411 of 2005), entitled "Authorizing

Conveyance of an Approximately 1.3 Acre Portion of the RL & B Right-of-Way in the Town of Sweden to Dolomite Products Company, Inc. in Exchange for an Approximately 1.2 Acre Parcel of Adjoining Property."

Section 2. The Clerk of the Legislature is directed to give notice of the time and place of this public hearing, and a description of the proposed local law, to the news media within the County, and shall conspicuously post a copy of said notice in the office of the Clerk at least five days before said hearing. In addition, the Clerk shall cause said notice to be published once in the official newspapers of general circulation within the County at least five days before said hearing.

Section 3. This resolution shall take effect immediately.

Ways and Means Committee; November 10, 2005 – CV: 10-0

File No. 05-366

Adopted: Ayes 29, Noes 0.

MOTIONS, RESOLUTIONS AND NOTICES

By Legislators Hanna and Driscoll

Intro. No. 414

MOTION NO. 65 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 399 OF 2005), ENTITLED "CONFIRMING AND ADOPTING ASSESSMENT ROLLS OF PURE WATERS SEWER DISTRICTS FOR 2006," BE LIFTED FROM THE TABLE

Be It Moved, that Resolution (Intro. No. 399 of 2005), entitled "Confirming and Adopting Assessment Rolls of Pure Waters Sewer Districts for 2006," be lifted from the table.

File No. 05-334

Adopted: Ayes 29, Noes 0.

By Legislators Hanna and Driscoll

Intro. No. 415

MOTION NO. 66 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 399 OF 2005), ENTITLED "CONFIRMING AND ADOPTING ASSESSMENT ROLLS OF PURE WATERS SEWER DISTRICTS FOR 2006," BE ADOPTED

Be It Moved, that Resolution (Intro. No. 399 of 2005), entitled "Confirming and Adopting Assessment Rolls of Pure Waters Sewer Districts for 2006," be adopted.

File No. 05-334

Adopted: Ayes 29, Noes 0.

ADOPTION OF

Intro. No. 399

RESOLUTION NO. 339 OF 2005

CONFIRMING AND ADOPTING ASSESSMENT ROLLS OF PURE WATERS SEWER DISTRICTS FOR 2006 AND CONFIRMATION OF AND ADOPTION OF ASSESSMENT ROLLS

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The assessment rolls of the Gates-Chili-Ogden Sewer District, Northwest Quadrant Pure Waters District, Irondequoit Bay South Central Pure Waters District and Rochester Pure Waters District (Zones 1 and 2), for the year 2006, as prepared by the Pure Waters Division of the Monroe County Department of Environmental Services and considered at public hearings on November 10, 2005, are hereby confirmed and adopted.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; - September 28, 2005 CV: 7-0

Ways and Means Committee; September 28, 2005 - CV: 9-0

File No. 05-334

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Barker, Malta and Driscoll

Intro. No. 416

RESOLUTION NO. 340 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR OPERATION IMPACT PROGRAM IN DISTRICT ATTORNEY'S OFFICE; AUTHORIZING INTERMUNICIPAL AGREEMENT WITH CITY OF ROCHESTER

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept an $893,000 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for the Operation IMPACT II Program, for the period of July 1, 2005 through June 30, 2006.

Section 2. The 2005 operating budget of the District Attorney's Office is hereby amended by appropriating the sum of $893,000 into account 001-025-2595, Operation IMPACT Program.

Section 3. The 2005 operating budget of the Sheriff's Office is hereby amended by transferring the sum of $59,482 from District Attorney account 001-025-2595 (Operation IMPACT Program) to account 001-038-1004, Sheriff's Office Police Bureau, Zone A.

Section 4. The 2005 operating budget of the Probation Department is hereby amended by transferring the sum of $17,818 from District Attorney account 001-025-2595 (Operation IMPACT Program) to account 001-024-2701, Probation/CC Administration.

Section 5. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the City of Rochester, to fund Rochester Police Department overtime and related operational and evaluative services, and youth outreach services through the Pathways to Peace Program, in the amount of $331,600, for the period of July 1, 2005 through June 30, 2006.

Section 6. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Division of Criminal Justice Services.

Section 7. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 8. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; October 24, 2005 - CV: 7-0

Intergovernmental Relations Committee; October 25, 2005 - CV: 5-0

Ways and Means Committee; November 10, 2005 - CV: 10-0

File No. 05-346

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Barker and Driscoll

Intro. No. 417

RESOLUTION NO. 341 OF 2005

AUTHORIZING CONTRACT WITH CATHOLIC DIOCESE OF ROCHESTER FOR ROMAN CATHOLIC RELIGIOUS SERVICES FOR INMATES AT MONROE COUNTY JAIL AND MONROE CORRECTIONAL FACILITY

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with the Catholic Diocese of Rochester, for Roman Catholic religious services and a pastoral ministry program for inmates at the Monroe County Jail and Monroe Correctional Facility, in the amount of $12,280, for the period of January 1, 2006 through December 31, 2006, with the option to extend the contract for up to four (4) additional one-year terms, in an amount not to exceed $12,280 per year.

Section 2. Funding for this contract is included in the proposed 2006 operating budget of the Sheriff's Office, account 001-038-T99-TRFD, Jail Funds, Inmate Trust Fund.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; October 24, 2005 - CV: 7-0

Ways and Means Committee; November 10, 2005 - CV: 10-0

File No. 05-347

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Barker and Driscoll

Intro No 418

RESOLUTION NO. 342 OF 2005

AUTHORIZING CONTRACT WITH MASJID AN-NUR FOR MUSLIM RELIGIOUS SERVICES FOR INMATES AT MONROE COUNTY JAIL AND MONROE CORRECTIONAL FACILITY

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby to execute a contract, and any amendments thereto, with Masjid An-Nur, for Muslim religious services for inmates at the Monroe County Jail and Monroe Correctional Facility, in the amount of $7,280, for the period of January 1, 2006 through December 31, 2006, with the option to extend the contract for up to four (4) additional one-year terms, in an amount not to exceed $7,280 per year.

Section 2. Funding for this contract is included in the proposed 2006 operating budget of the Sheriff's Office, account 001-038-T99-TRFD, Jail Funds, Inmate Trust Fund.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; October 24, 2005 - CV: 7-0

Ways and Means Committee; November 10, 2005 - CV: 10-0

File No. 05-348

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Barker and Driscoll

Intro No 419

RESOLUTION NO. 343 OF 2005

ACCEPTING GRANT FROM UNITED STATES DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE, FOR BULLETPROOF VEST PARTNERSHIP GRANT PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $25,872.42 grant from, and to execute a contract and any amendments thereto with, the United States Department of Justice, Bureau of Justice Assistance, for the Bulletproof Vest Partnership Grant Program, for the period of August 24, 2004 through September 30, 2009.

Section 2. The 2005 operating budget of the Sheriff's Office is hereby amended by appropriating the sum of $25,872.42 into account 001-038-1025, Police Bureau, Quartermaster.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; October 24, 2005 - CV: 7-0

Ways and Means Committee; November 10, 2005 - CV: 10-0

File No. 05-349

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Barker and Driscoll

Intro. No. 420

RESOLUTION NO. 344 OF 2005

AMENDING RESOLUTION 121 OF 2001 TO AMEND CONTRACT WITH INTERGRAPH PUBLIC SAFETY, INC. FOR DEVELOPMENT OF COUNTY-WIDE RECORDS MANAGEMENT SYSTEM FOR MONROE COUNTY POLICE AND PUBLIC SAFETY AGENCIES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Section 1 of Resolution 121 of 2001 is hereby amended to read as follows:

The County Executive, or ~~his~~ her designee, is hereby authorized to execute a contract, and any amendments thereto, with Intergraph Public Safety, Inc., for development of a countywide records management system, in an amount not to exceed ~~$1,000,000~~ $1,150,000, for the period of April 11, 2001 through December 31, ~~2005~~ 2006, and any amendments necessary to complete the project within the total capital fund appropriation.

Section 2. Funding for the amendment to this contract is available in capital fund 1219 and the 2005 operating budget of the Sheriff's Office, account 001-038-1072, Crime Identification Grant.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Added language is underlined.
Deleted language is ~~stricken.~~

Public Safety Committee; October 24, 2005 - CV: 7-0

Ways and Means Committee; November 10, 2005 - CV: 10-0

File No. 05-350

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Barker and Driscoll

Intro. No. 421

RESOLUTION NO. 345 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES TO PLAN AND DESIGN NEW PUBLIC SAFETY LABORATORY

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $200,000 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, to assist Monroe County with the cost of hiring consultant services for the planning and design of a new Public Safety Laboratory, for the period of April 1, 2005 through September 15, 2006.

Section 2. The 2005 operating budget of the Department of Public Safety is hereby amended by appropriating the sum of $200,000 into account 001-024-4312, Public Safety Laboratory.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Division of Criminal Justice Services.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; October 24, 2005 - CV: 7-0

Ways and Means Committee; November 10, 2005 - CV: 10-0

File No. 05-351

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Barker and Driscoll

Intro. No. 422

RESOLUTION NO. 346 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES TO ASSIST PUBLIC SAFETY LABORATORY IN MAINTAINING NEW YORK STATE ACCREDITATION

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $217,470 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, to assist the Public Safety Laboratory in maintaining New York State Accreditation, for the period of April 1, 2005 through March 31, 2007.

Section 2. The 2005 operating budget of the Department of Public Safety is hereby amended by appropriating the sum of $217,470 into account 001-024-4312, Public Safety Laboratory.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Division of Criminal Justice Services.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; October 24, 2005 - CV: 7-0

Ways and Means Committee; November 10, 2005 - CV: 10-0

File No. 05-352

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Valerio and Driscoll

Intro. No. 423

RESOLUTION NO. 347 OF 2005

ACCEPTING GRANTS FROM MCC FOUNDATION, INC. AND MCC ASSOCIATION, INC. FOR THE ATHLETIC FIELD HOUSE AT MONROE COMMUNITY COLLEGE

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to amend the 2006-2011 Capital Improvement Program to add a capital project entitled "Athletic Field House at Monroe Community College Project," in the amount of $12,000,000.

Section 2. The County Executive, or her designee, is hereby authorized to accept $6,000,000 in grants to Monroe County from, and to execute a contract and any amendments thereto with, the Monroe Community College Foundation, Inc., and MCC Association, Inc. for the Athletic Field House at Monroe Community College Project.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Recreation and Education; October 25, 2005 – CV: 5-0

Ways and Means Committee; November 10, 2005 - CV: 10-0

File No. 05-353

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Valerio and Driscoll

Intro. No. 424

RESOLUTION NO. 348 OF 2005

BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $12,000,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE CONSTRUCTION, IMPROVING, EQUIPPING AND FURNISHING OF AN ATHLETIC FIELD HOUSE AT MONROE COMMUNITY COLLEGE, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $12,000,000

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the construction, improving, equipping and furnishing of an Athletic Field House at

Monroe Community College, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $12,000,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes. The period of probable usefulness of the aforesaid class of objects or purposes is thirty (30) years, pursuant to subdivision 11(a) of paragraph a of Section 11.00 of the Local Finance Law (it being hereby determined that such building is a class "A" building, as described in subdivision 11(a)).

Section 2. The maximum estimated cost thereof is $12,000,000, and the plan for the financing thereof is by the issuance of $12,000,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid and/or grant is received for the aforesaid purpose, such aid and/or grant shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such

bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall constitute a statement of official intent for purposes of *Section 1.*150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Recreation and Education Committee; October 25, 2005 - CV: 5-0

Ways and Means Committee; November 10, 2005 - CV: 10-0

File No. 05-353.br

Adopted: Ayes 28, Noes 1.

Legislator Bullard voted in the negative.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Malta, Barker and Driscoll

Intro. No. 425

RESOLUTION NO. 349 OF 2005

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH CHEMUNG COUNTY FOR SERVICES PROVIDED BY MONROE COUNTY MEDICAL EXAMINER'S OFFICE

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with Chemung County, for the provision of medicolegal death investigation services and forensic pathology services by the Monroe County Medical Examiner's Office, for the period of January 1, 2006 through December 31, 2008, at the following rates:

> $22,947 for up to thirty (30) cases for 2006;
> $23,635 for up to thirty (30) cases for 2007;
> $24,344 for up to thirty (30) cases for 2008; plus
> $1,200 per-case for any cases above the 30 cases per year; plus a $200 surcharge for any additional cases involving inmates; and additional costs for special services

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Intergovernmental Relations Committee; October 25, 2005 - CV: 5-0

Public Safety Committee; October 24, 2005 - CV: 7-0

Ways and Means Committee; November 10, 2005 - CV: 10-0

File No. 05-354

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators LaFountain and Driscoll

Intro No 426

RESOLUTION NO. 350 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR SUPPLEMENTAL AID TO LOCALITIES PROGRAM FOR MEDICAL EXAMINER'S OFFICE

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept an $83,800 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for the Supplemental Aid to Localities Program, for the period of April 1, 2005 through March 31, 2007.

Section 2. The 2005 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $83,800 into account 001-058-0503, Supplemental Aid to Localities Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of grant in accordance with the contract with the New York State Division of Criminal Justice Services.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; October 25, 2005 - CV: 7-0

Ways and Means Committee; November 10, 2005 - CV: 10-0

File No. 05-355

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 427

RESOLUTION NO. 351 OF 2005

ACCEPTING GRANT FROM CHILDREN'S INSTITUTE, INC. FOR ROCHESTER EARLY ENHANCEMENT PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $160,944 grant from, and to execute a contract and any amendments thereto with, Children's Institute, Inc., for the Rochester Early Enhancement Program, for the period of September 1, 2005 through August 31, 2006.

Section 2. The 2005 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $4,071 into account 001-058-0358, Rochester Early Enhancement Program Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of grant in accordance with the contract with Children's Institute, Inc.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; October 25, 2005 - CV: 7-0

Ways and Means Committee; November 10, 2005 - CV: 10-0

File No. 05-356

Adopted: Ayes 29, Noes 0.

Legislator Lee declared his interest prior to the vote.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 428

RESOLUTION NO. 352 OF 2005

AUTHORIZING LICENSE AGREEMENT WITH AARP FOR USE AND OCCUPANCY OF SPACE AT MONROE COMMUNITY HOSPITAL

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a license agreement, and any amendments thereto, with AARP for use and occupancy of approximately 500 square feet of office space at Monroe Community Hospital, for the period of December 1, 2005 through November 30, 2008, with an initial rent in the amount of $10,432 per year, which shall increase annually on the anniversary date by the increase in the Consumer Price Index for the previous 12 months, not to exceed three percent (3%) per year. The license agreement may be renewed with the same terms and conditions for two (2) additional one-year terms upon mutual agreement of both parties, and shall be terminable upon 90 days notice.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; October 25, 2005 - CV: 7-0

Ways and Means Committee; November 10, 2005 - CV: 10-0

File No. 05-357

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 429

RESOLUTION NO. 353 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES FOR JUVENILE REPORTING AND TRACKING PROGRAM FOR PRE-ADJUDICATED PINS YOUTH

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $100,000 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Children and Family Services, for a Juvenile Reporting and Tracking Program for Pre-Adjudicated PINS Youth, for the period of July 1, 2005 through June 30, 2006.

Section 2. The 2005 operating budget of the Department of Human Services, Division of Social Services, is hereby amended by appropriating the sum of $100,000 into account 001-051-4578, Juvenile Reporting and Tracking Grant.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; October 25, 2005 - CV: 7-0

Ways and Means Committee; November 10, 2005 - CV: 10-0

File No. 05-358

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 430

RESOLUTION NO. 354 OF 2005

ACCEPTING GRANT FROM UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION, FOR MENTAL HEALTH SERVICES TO CHILDREN

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $9,000,000 grant from, and to execute a contract and any amendments thereto with, the United States Department of Health and Human Services, Substance Abuse and Mental Health Services Administration, for the provision of mental health services to children, for the period of September 30, 2005 through September 29, 2011.

Section 2. The 2005 operating budget of the Department of Human Services, Office of Mental Health, is hereby amended by appropriating the sum of $9,000,000 into account 001-051-6050, Mental Health – SAMHSA ACCESS Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of grant in accordance with the contract with the United States Department of Health and Human Services, Substance Abuse and Mental Health Services Administration.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; October 25, 2005 - CV: 7-0

Ways and Means Committee; November 10, 2005 - CV: 10-0

File No. 05-359

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Hanna and Driscoll

Intro No. 431

RESOLUTION NO. 355 OF 2005

CONFIRMING SCALE OF CHARGES FOR GATES-CHILI-OGDEN SEWER DISTRICT, NORTHWEST QUADRANT PURE WATERS DISTRICT, IRONDEQUOIT BAY/SOUTH CENTRAL PURE WATERS DISTRICT AND ROCHESTER PURE WATERS DISTRICT, COUNTY SEWER DISTRICTS FOR THE COUNTY OF MONROE, NEW YORK

WHEREAS, the Administrative Board of the Gates-Chili-Ogden Sewer District, Northwest Quadrant Pure Waters District, Irondequoit Bay/South Central Pure Waters District and Rochester Pure Waters District have, pursuant to §266 of the County Law of the State of New York, established a scale of charges for the operation

and maintenance of facilities for each of the County Pure Waters Districts and setting proportionate factors of surcharge for the treatment of industrial wastes and sewerage received by each of the Districts; and

WHEREAS, the Administrative Board of the Gates-Chili-Ogden Sewer District, Northwest Quadrant Pure Waters District, Irondequoit Bay/South Central Pure Waters District and Rochester Pure Waters District have, pursuant to §266 of the County Law of the State of New York and Resolution No. 502 of 1971, as amended by Resolution No. 337 of 1974, relating to the Rochester Pure Waters District, and pursuant to Section 266 of the County Law of the State of New York and Resolution Nos. 417 and 418 of 1973, and 449 of 1976, relating to the remaining pure waters districts, as adopted by the County Legislature of the County of Monroe, called public hearings, said hearings having been held on the 15th day of November, 2005, at 6:15, 6:16, 6:17, and 6:18 P.M., respectively.

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1.

SCALE OF CHARGES

These Scales of Charges shall be effective commencing January 1, 2006.

GATES-CHILI-OGDEN SEWER DISTRICT
Operation and Maintenance Charge

$1.4500 per 1,000 gallons of water consumption (see Notes 1-3) which is equivalent to $1.0847 per 100 cubic feet of water consumption.

NORTHWEST QUADRANT PURE WATERS DISTRICT
Operation and Maintenance Charge

$1.2900 per 1,000 gallons of water consumption (see Notes 1-3) which is equivalent to $0.9650 per 100 cubic feet of water consumption.

IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT
Operation and Maintenance Charge

$1.0900 per 1,000 gallons of water consumption (see Notes 1-3) which is equivalent to $0.8154 per 100 cubic feet of water consumption.

ROCHESTER PURE WATERS DISTRICT
Operation and Maintenance Charge

$2.4700 per 1,000 Gallons of water consumption (see Notes 1-3) which is equivalent to $1.8478 per 100 cubic feet of water consumption.

CHARGES FOR RPWD ZONE 2: No Charge - Operation and Maintenance not provided.

NOTES RE: Operation and Maintenance Charge (All Districts):

1. This charge is based upon recent historic water consumption reflecting normal domestic waste water. It will be adjusted for industrial and commercial users based on the quality of sewage and additional cost of treatment.

2. This charge is subject to change based on financial obligations of the District.

3. This charge will be included in the 2006 County Tax Bill as a user charge. Accounts for which water consumption has not been calculated by December 1, 2005 will be billed at 60,000 gallons per unit for the user charge separately commencing January 1, 2006. All such bills unpaid as of October 1st will be transferred to the County Tax Rolls.

4. In-District and out-of-District agreements may be developed based on but not limited to loadings placed on the total sewerage systems pursuant to the Monroe County Sewer Use Law.

NEW USER CONNECTION FEES

The charges for regulating, permitting and connecting to a public sanitary sewer within the District are based on average costs incurred by the District for such new connections.

The proposed fee schedule for new connections is as follows:

Gates-Chili-Ogden Sewer District:
$300.00 per connection - residential
$400.00 per connection - non-residential

Northwest Quadrant and Irondequoit Bay South Central Pure Waters Districts:
$250.00 per connection - residential
$350.00 per connection - non-residential

Rochester Pure Waters District:
$300.00 per connection – residential *
$400.00 per connection – non-residential *

* For the RPWD a storm and sanitary sewer connection will be considered one connection when made at the same time.

SEWER SURCHARGE - APPLICABLE TO ALL DISTRICTS

The owner or lessee of any parcel of real property connected with the District's Sewerage System and discharging any sewage, industrial wastes or other wastes containing acceptable pollutants imparting characteristics that exceed the maximum values established for normal sewage shall be surcharged. The surcharge reimburses the District

for increased cost of treating said effluent. The charge shall be arrived at by multiplying the charge for normal sanitary sewage by the surcharge factor. The formula for finding the surcharge factor is as follows:

$$S.F. = \frac{a(BOD-300)}{300} + \frac{b(SS-300)}{300} + \frac{d(P-10)}{10}$$

Definitions:

S.F. = Surcharge Factor.

BOD = Milligrams per liter of Biochemical Oxygen Demand, as defined in Section 2.12 of the Monroe County Sewer Use Law.

SS = Milligrams per liter of Suspended Solids, as defined in *Section 2*.55 of the Monroe County Sewer Use Law.

P = Milligrams per liter of Phosphorus, as defined in *Section 2*.33 of the Monroe County Sewer Use Law.

a = Proportionate cost to treat a lb. of Biochemical Oxygen Demand (BOD) and is established at 0.470.

b = Proportionate cost to treat a lb. of Suspended Solids (SS) and is established at 0.505.

d = Proportionate cost to treat a lb. of Phosphorus (P) and is established at 0.025.

OTHER CHARGES - WHERE APPLICABLE

A. *Application Fees for Licenses or Permits under the Sewer Use Law*

(1)	Initial Application for License or Permit	$40.00
(2)	Renewal License or Permit Applications	$30.00
(3)	Initial or Renewal Application for Scavenger Waste Permit where application is licensed under Environmental Conservation Law Section 27-0301 of New York State	$30.00

B. *Septic Tank Hauling Rates*

Charge for Scavenger Waste	$38.00/1,000 gallons

C. ***Collection System Charges***

(1)	Review of Plans and construction monitoring (Due prior to plan approval)	$300.00/lot - minimum of 1 lot
(2)	Inspection of privately constructed sewers (Due prior to plan approval. No charge for existing sewers inside subdivision boundaries.)	$0.50/foot of sewer & laterals -$50.00 minimum, as applicable
(3)	Sewer Tap (Due when tap requested.)	$100.00
(4)	Pumping Station Maintenance Fee (Due prior to final acceptance of sanitary sewer. To be included in letter of credit for construction of sewers.)	$10,000/pump station
(5)	Cleanout Inspection Fee	$50.00 for each cleanout and 25.00 for repeat inspections of the same cleanout.
(6)	Interceptor Review and Construction Monitoring Fee	$350.00/project

D. ***Charges for Private Sewer Maintenance***

The following rates shall be charged for tape snaking of private sewer laterals:

Single and Double Dwelling	$25.00
Four or More Family Dwelling	$50.00
Commercial Laterals and Conductors	$50.00

E. ***Sludge Disposal Fee*** $381.00/dry ton

F. ***Restaurant / Food Processing Grease Disposal Fee***
$95.00/1,000 gallons

G. ***Petroleum Storage Tank Wastewater***

Laboratory and sampling	$35.00/1,000 gallons (Minimum) $75.00/Truckload

PROCEDURES FOR INITIATING LOCAL SEWER CONSTRUCTION AND CONNECTIONS in the Rochester Pure Waters District

1. A petition requesting the Rochester Pure Waters District to install sewers in a particular area will be submitted to the Administrator of Pure Waters.

2. The Administrator of Pure Waters will have an engineering feasibility report prepare for the project, including a preliminary cost estimate and recommendation.

3. The report and the petition will be presented to the Administrative Board for approval.

4. If the project is approved by the Board, it will then be considered as a capital improvement project, or as a capital budget item or processed through the Rochester City Council for a bond ordinance under the City/District lease agreement.

5. Whenever a new connection is made to an existing sewer, a connection fee of $300.00 will be charged by the District. All work and cost for installing a lateral or laterals shall be the property owner's responsibility.

Section 2. An appeal to the County Legislature from the scale of charges established by the Administrative Boards and confirmed by the County Legislature may be taken by any person aggrieved. Such appeal shall be taken by filing with the Administrative Board and with the Clerk of the Legislature a written notice of appeal specifying the ground thereof, within 15 days of the confirmation of such scale of charges by the Legislature pursuant to Section 266 of the County Law.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; October 26, 2005 – CV: 6-0

Ways and Means Committee; November 10, 2005 – CV: 9-1

File No. 05-360

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Colby, LaFountain and Driscoll

Intro. No. 432

AMENDING ARTICLE I OF MONROE COUNTY SANITARY CODE TO ENHANCE COLLECTION OF FEES, FINES AND PENALTIES BY DEPARTMENT OF PUBLIC HEALTH

WHEREAS, the Monroe County Department of Public Health provides public health services and leadership to assure the improved health status of the community and it is charged with enforcing the New York State Public Health Law, New York State Sanitary Code, and Monroe County Sanitary Code; and

WHEREAS, this includes inspections of facilities or conditions that affect public health and the environment, and the issuance of permits to such facilities; and

WHEREAS, each year over $50,000 in inspection/permit fees are delinquent; and

WHEREAS, the proposed changes to Article I of the County Sanitary Code will strengthen the Department of Public Health's ability to collect these fees and will also enhance the Department's ability to collect fines and penalties from facilities that fail to abide by the state and local regulations pertaining to their businesses.

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Article I of the Monroe County Sanitary Code is hereby amended per the attached revision. *(Copy of the attachment is on file in the Legislature Clerk's Office)*

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

File No. 05-361

By Legislators Colby, Driscoll and LaFountain

Intro. No. 433

MOTION NO. 67 OF 2005

PROVIDING THAT INTRO. NO. 432 OF 2005 BE AMENDED

Be It Moved, that Intro. No. 432 of 2005, be amended as follows:

Section 569-~~7~~11 ~~7. Violations and Penalties~~. Civil and Criminal Penalties, Paragraph B, remove the word **for** from the following sentence:

...and for a second or subsequent offense by a fine not exceeding five hundred dollars or by imprisonment ~~**for**~~ not exceeding fifteen days, or both.

Section 569-7 Permits and Approvals, remove the following sentence from Paragraph A. Applications and add it to Paragraph C. Permits: Conditions of Approval as follows:

A. Applications.
...An application shall not be deemed complete until all required materials are submitted and fees are paid. ~~conditions and every person who shall have obtained a permit or written approval, shall conform to the conditions prescribed in said permit or written approval and to the provisions of the Sanitary Code~~

C. Permits: Conditions of Approval.
Such permits or written approvals may contain general and specific **conditions and every person who shall have obtained a permit or written approval, shall conform to the conditions prescribed in said permit or written approval and to the provisions of the Sanitary Code.**

Added language is **bold and underlined**.
Deleted language is ~~bold and stricken~~.

File No. 05-361
Adopted: Ayes 29, Noes 0.

ADOPTION OF

Intro. No. 432

RESOLUTION NO. 356 OF 2005

As Amended by MOTION NO. 67 OF 2005

File No. 05-361
Agenda/Charter Committee; October 26, 2005 - CV: 5-0
Human Services Committee; October 25, 2005 - CV: 7-0
Ways and Means Committee; November 10, 2005 - CV: 10-0
File No. 05-361
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 22, 2005.
Effective Date: November 22, 2005.

By Legislators Colby and Barker

Intro. No. 434

RESOLUTION NO. 357 OF 2005

APPOINTMENTS TO MONROE COUNTY CRIMINAL JUSTICE COUNCIL

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. In accordance with Resolution 403 of 1988, the following appointments, jointly made by Wayne E. Zyra, President of the Monroe County Legislature and Maggie Brooks, Monroe County Executive, to the Monroe County Criminal Justice Council, are hereby confirmed:

Hon. R. Anthony LaFountain	Monroe County Legislator, 9th District
Hon. Thomas M. Van Strydonck	Seventh Judicial District, Chief Administrative Judge
Hon. Michael C. Green	Monroe County District Attorney
Edward J. Nowak	Monroe County Public Defender
Hon. Patrick M. O'Flynn	Monroe County Sheriff
Chief Gerald Pickering	Representative for the Law Enforcement Council
Robert J. Burns	Probation Administrator
Stephen C. Bowman	Director of Public Safety
Kathleen C. Plum	Director of Community Service/Mental Health
Patricia A. Stevens	Commission of Department of Human Services
James Mulley	Crime Victim Representative

Section 2. This resolution shall take effect immediately.

Agenda/Charter Committee; October 26, 2005 – CV: 5-0
Public Safety Committee; October 24, 2005 – CV: 7-0
File No. 05-362
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 22, 2005.
Effective Date: November 22, 2005.

By Legislators Adair and LaFountain

Intro. No. 435

RESOLUTION NO. 358 OF 2005

REAPPOINTMENT TO MONROE COUNTY BOARD OF HEALTH

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. In accordance with Section C6-12 of the Monroe County Charter, the reappointment, made by County Executive Maggie Brooks, of Carol Ann Podgorski, Ph.D., 1231 North Road, Scottsville, New York 14546, to the Monroe County Board of Health, for a term to expire August 31, 2009, is hereby confirmed.

Section 2. This resolution shall take effect immediately.

Agenda/Charter Committee; October 26, 2005- CV: 5-0

Human Services Committee; October 25, 2005- CV: 7-0

File No. 05-363

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Adair and P. McCann

Intro. No. 436

RESOLUTION NO. 359 OF 2005

AUTHORIZE USE OF COUNTY ROADS AS A DETOUR ROUTE DURING THE NEW YORK STATE ROUTE 253 CULVERT REPLACEMENT PROJECT BY THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION

WHEREAS, in conformance with Section 10, Subdivision 19, of the New York State Highway Law, the New York State Department of Transportation proposes to utilize the following Monroe County roads and streets as detours during the period of necessity: County Rd 39 (Calkins Road) between West Henrietta Road and East Henrietta Road and reverse; and

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Monroe County Legislature does hereby authorize the New York State Department of Transportation to utilize the above mentioned roads and streets as detours and maintain traffic on them in accordance with the Subsection 619 of its Standard Specifications during the period of necessity.

Section 2. The County of Monroe will continue to provide routine maintenance and snow and ice control for the above mentioned roads and streets.

Section 3. The Clerk of the Legislature is hereby directed to transmit four (4) certified copies of this Resolution to the State Department of Transportation.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; November 10, 2005 – CV: 7-0

File No. 05-364

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Adair, Malta and Driscoll

Intro. No. 437

RESOLUTION NO. 360 OF 2005

AUTHORIZING ADVERTISEMENT FOR BIDS; AUTHORIZING INTERMUNICIPAL AGREEMENT WITH TOWN OF GREECE FOR SIDEWALKS FOR THE REPLACEMENT OF THE NORTH GREECE ROAD BRIDGE OVER NORTHRUP CREEK, TOWN OF GREECE

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Department of Transportation is hereby authorized to advertise for bids for the replacement of the North Greece Road Bridge over Northrup Creek, in the Town of Greece.

Section 2. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the Town of Greece, for reimbursement to the County of appropriate costs relating to the installation of concrete sidewalks in conjunction with the replacement of the North Greece Road Bridge, in the estimated amount of $27,000, with the final amount to be determined upon project completion.

Section 3. Funding for this project is included in Capital Fund 1339.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; November 10, 2005 - CV: 7-0

Intergovernmental Relations Committee; October 25, 2005 - CV: 5-0

Ways and Means Committee; November 10, 2005 - CV: 10-0

File No. 05-365

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislator Driscoll and Dobson

Intro. No. 438

RESOLUTION NO. 361 OF 2005

AUTHORIZING SALE OF COUNTY-OWNED TAX FORECLOSED PROPERTY IN THE VILLAGE OF SPENCERPORT AND TOWNS OF BRIGHTON, CHILI, CLARKSON, GATES, GREECE, HAMLIN, IRONDEQUOIT, OGDEN, PENFIELD AND PERINTON

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a sale contract and all necessary documents conveying title to offeror, as described below:

Parcel	*Offeror*	*Offered Amount*
TA #'s 145.04-1-23 145.04-1-29 total of 0.71 acre 471 Beaver Road 3441 Chili Avenue Town of Chili	Rahul Kohli 901 Dewey Avenue Rochester, NY 14613	$18,000
TA # 160.07-2-61 0.14 acre 35 Harold Avenue Town of Chili	Lazaro J. Dachille 447 Humphrey Road Scottsville, NY 14546	$2,000
TA # 160.07-1-37 0.13 acre 30 Morrison Avenue Town of Parma	Lazaro J. Dachille 447 Humphrey Road Scottsville, NY 14546	$3,500
TA #001.16-2-5 0.12 Beachwood Park Town of Hamlin	Lazaro J. Dachille 447 Humphrey Road Scottsville, NY 14546	$5,000
TA # 119.08-1-12.2 0.23 acre 160 Dearcrop Drive Town of Gates	William R. Beuchel 154 Dearcrop Drive Rochester, NY 14624	$2,500
TA # 075.26-9-10 0.20 acre 173 Haviland Park Town of Greece	Teringo Properties, LLC c/o Donald L. Teringo 82 Little Tree Lane Hilton, NY 14468	$11,000

TA # 041.01-1-25 1.00 acre Sweden Walker Road Town of Clarkson	Teringo Properties, LLC c/o Donald L. Teringo 82 Little Tree Lane Hilton, NY 14468	$4,000
TA #134.09-1-1 1.60 acres 191 Harpington Drive Town of Gates	David Helvie 80 Rowley Drive Rochester, NY 14624	$5,000
TA # 053.01-1-37 0.41 acre Ridge Road Town of Clarkson	Thomas A. Conrow 3797 Redman Road Brockport, NY 14420	$2,000
TA #'s 093.15-2-26 093.15-2-27 093.15-2-28 total of 0.49 acre 1,3,5 Woodland Hill Town of Penfield	Bay Breeze III Homeowners Assoc. Inc. 35 Autumn Trail Webster, NY 14580	$14,000
TA #'s 092.16-1-10 092.16-1-23 total of 0.50 acre Helendale Road Town of Irondequoit	Joseph Lobene & David Venniro 370 Carlsam Drive Rochester, NY 14609	$2,000
TA # 086.16-1-52 0.01 acre Highview Drive Village of Spencerport	David & Becky Gagne 82 Highview Drive Spencerport, NY 14559	$25
TA # 123.17-2-46 0.91 acre Penfield Road Town of Brighton	Michael F. Marini Melanie Wellington 249 Penfield Road Rochester, NY 14610	$100
TA # 092.10-2-48.11 0.06 acre 101 Honey Bunch Lane Town of Irondequoit	Janine J. Vascukynas 225 Fleetwood Drive Rochester, NY 14609	$50
TA # 153.02-1-25 0.04 acre 37 Country Downs Circle Town of Perinton	James J. Daly 35 Country Downs Circle Fairport, NY 14450	$100

TA # 166.16-1-24.2 0.07 acre Mason Road Town of Perinton	Michael Leggio 143 Mason Road Fairport, NY 14450	$100
TA # 086.03-1-21.35 0.46 acre Brockport Spencerport Road Town of Ogden	Richard J. Diehl 1231 Lee Road Rochester, NY 14606	$100

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; November 10, 2005 - CV: 10-0

File No. 05-367

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislator Driscoll and Dobson

Intro. No. 439

RESOLUTION NO. 362 OF 2005

AUTHORIZING SALE OF COUNTY-OWNED TAX FORECLOSED PROPERTY IN THE TOWNS OF GATES, IRONDEQUOIT AND GREECE

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a sale contract and all necessary documents conveying title to offeror, as described below:

Parcel	*Offeror*	*Offered Amount*
TA # 119.05-1-1 0.06 acre Wegman Road Town of Gates	Matthew Betzler 720 Wegman Road Rochester, NY 14624	$100
TA # 077.09-4-69 0.04 acre Sewilo Hills Drive Town of Irondequoit	Gary Bohrer 205 Sandoris Circle Rochester, NY 14622	$500
TA # 026.10-1-24 0.08 acre Edgemere Drive Town of Greece	Mary Polvino 2693 Edgemere Drive Rochester, NY 14612	$1,200

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; November 10, 2005 - CV: 10-0

File No. 05-368

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson

Intro. No. 440

RESOLUTION NO. 363 OF 2005

AMENDING RESOLUTION 146 OF 1999 TO AMEND CONTRACT WITH HEALTH ECONOMICS GROUP, INC. FOR ADMINISTRATION OF MONROE COUNTY'S SELF-INSURED EMPLOYEE/RETIREE DENTAL INSURANCE PLAN

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Section 1 of Resolution 146 of 1999 is hereby amended to read as follows:

The County Executive, or ~~his~~ her designee, is hereby authorized to execute a three-year contract with Health Economics Group, Inc. to act as the Third Party Administrator of the County's Self-Insured Employee/Retiree Dental Insurance

Program, in an amount not to exceed ~~$85,000~~ $100,000 per year, for the period of July 1, 1999 through June 30, 2002; with three (3) additional terms of three years each at the County's option. Contract price adjustments shall be based on services provided and appropriate trend factors at times of renewal.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Added language is underlined.
Deleted language is ~~stricken.~~

Ways and Means Committee; November 10, 2005 - CV: 10-0

File No. 05-369

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Hanna and Driscoll

Intro. No. 441

RESOLUTION NO. 364 OF 2005

AUTHORIZING CONTRACTS WITH VILLAGER CONSTRUCTION, INC., BLACKMON-FARRELL ELECTRIC, INC., AND LECLAIRE-FLEMING MECHANICAL CONTRACTORS, INC. FOR CONSTRUCTION SERVICES FOR THE BUTTONWOOD LOW LIFT PUMP STATION AND FORCE MAIN IMPROVEMENTS PROJECT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract with Villager Construction Inc., in the amount of $976,000, for general construction for the Buttonwood Low Lift Pump Station and Force Main Improvements Project, and any amendments necessary to complete the project within the total capital fund appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract with Blackmon-Farrell Electric, Inc., in the amount of $54,900, for electrical construction for the Buttonwood Low Lift Pump Station and Force Main Improvements Project, and any amendments necessary to complete the project within the total capital fund appropriation.

Section 3. The County Executive, or her designee, is hereby authorized to execute a contract with LeClaire-Fleming Mechanical Contractors, Inc., in the amount of $20,828, for heating and ventilating construction for the Buttonwood Low Lift Pump Station and Force Main Improvements Project, and any amendments necessary to complete the project within the total capital fund appropriation.

Section 4. Funding for this project is included in capital fund 1340.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; October 26, 2005 – CV: 6-0

Ways and Means Committee; November 10, 2005 – CV: 10-0

File No. 05-371

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 442

RESOLUTION NO. 365 OF 2005

AUTHORIZING CONTRACT WITH KINNEY & ASSOCIATES, INC. FOR MEDICAID AND DATA MANAGEMENT SERVICES FOR SPECIAL CHILDREN'S SERVICES PRESCHOOL PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Kinney & Associates, Inc., for Medicaid and data management services for the Special Children's Services Preschool Program, in the amount of $33,000, for the period of December 15, 2005 through December 14, 2006.

Section 2. Funding for this contract is included in the 2005 operating budget of the Department of Human Services, account 001-051-0600, Special Children's Services.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; October 25, 2005 - CV: 7-0

Ways and Means Committee; November 10, 2005 - CV: 11-0

File No. 05-373

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 443

RESOLUTION NO. 366 OF 2005

AMENDING RESOLUTION 246 OF 2005 TO ACCEPT ADDITIONAL FUNDING FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR TUBERCULOSIS PREVENTION AND CONTROL/ ELIMINATION PROGRAM AND PUBLIC HEALTH CAMPAIGN PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Section 1 of Resolution 246 of 2005 is hereby amended to read as follows:

The County Executive, or her designee, is hereby authorized to accept a ~~$285,965~~ $323,100 combined grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the Tuberculosis Prevention and Control/Elimination Program and Public Health Campaign Program, for the period of February 1, 2005 through March 30, 2006.

Section 2. The 2005 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $37,135 into account 001-058-2032, Tuberculosis Prevention and Control/Elimination Grant.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Added language is underlined.
Deleted language is ~~stricken~~.

Human Services Committee; October 25, 2005 - CV: 7-0

Ways and Means Committee; November 10, 2005 - CV: 10-0

File No. 05-374

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson

Intro. No. 444

MOTION NO. 68 OF 2005

PROVIDING THAT RESOLUTION (INTRO. NO. 408 OF 2005), ENTITLED "ADOPTION OF MONROE COUNTY ANNUAL BUDGET FOR THE YEAR 2006 AND ESTABLISHING 2006 MONROE COUNTY

CLASSIFICATION, COMPENSATION AND SALARY SCHEDULE FOR MONROE COUNTY EMPLOYEES," BE LIFTED FROM THE TABLE

Be It Moved, that Resolution (Intro. No. 408 of 2005), entitled "Adoption of Monroe County Annual Budget for the Year 2006 and Establishing 2006 Monroe County Classification, Compensation and Salary Schedule for Monroe County Employees," be lifted from the table.

File No. 05-370

Adopted: Ayes 29, Noes 0.

By Legislators Driscoll and Dobson

Intro. No. 445

PROVIDING THAT RESOLUTION (INTRO. NO. 408 OF 2005) ENTITLED "ADOPTION OF MONROE COUNTY ANNUAL BUDGET FOR THE YEAR 2006 AND ESTABLISHING 2006 MONROE COUNTY CLASSIFICATION, COMPENSATION AND SALARY SCHEDULE FOR MONROE COUNTY EMPLOYEES," BE ADOPTED

Be It Moved, that Resolution (Intro. No. 408 of 2005) entitled "Adoption of Monroe County Annual Budget for the Year 2006 and Establishing 2006 Monroe County Classification, Compensation and Salary Schedule for Monroe County Employees," be adopted.

File No. 05-370

By Legislators Palumbo and Aldersley

Intro. No. 446

PROVIDING THAT INTRO. NO. 408 OF 2005 BE AMENDED

Be It Moved, that Intro. No. 408 of 2005, be amended as follows:

Appropriations in the following account is decreased:
Account No. 011-051-4000-1076 decreased by $1,000,000

Appropriations in the following account is increased:
Account No. 011-051-3210-4960 increased by $1,000,000

File No. 05-370

RECESS

President Zyra declared a brief recess.

RECONVENING LEGISLATURE

President Zyra reconvened the recessed meeting of November 15, 2005 and proceeded under the Usual Order of Business.

Note: Legislator Hanna raised a point of order questioning whether the amendment on the floor would change the revenue side of the budget, as per the Charter, Legislature is not permitted to change revenue assumptions as proposed by the County Executive. President Zyra denied the point of order. Legislator Hanna appealed the Ruling of the Chair. In a subsequent vote, the decision of the President was sustained by the following vote:

Ayes — Legislators Smith, Aldersley, Adair, Amato, Assini, Barker, Benet, Bullard, Cassetti, Colby, Cruz, Dobson, Driscoll, Eckel, Garner Goldstein, LaFountain, Lee, Malta, J. McCann, Murray, O'Brien, Palumbo, Quatro, Thomas, Valerio, Wilmot, Zyra — 27

Noes — Legislators Hanna, P. McCann — 2

VOTE ON

Intro. No. 446

MOTION NO. 69 OF 2005

File No. 05-370

Failed by the following vote:

Ayes — Legislators Aldersley, Amato, Benet, Bullard, Cruz, Eckel, Garner Goldstein, Lee, Murray, O'Brien, Palumbo, Thomas — 12

Noes — Legislators Smith, Adair, Assini, Barker, Cassetti, Colby, Dobson, Driscoll, Hanna, LaFountain, Malta, J. McCann, P. McCann, Quatro, Valerio, Wilmot, Zyra — 17

By Legislators Amato and Aldersley

Intro. No. 447

PROVIDING THAT INTRO. NO. 408 OF 2005 BE AMENDED

Be It Moved, that Intro. No. 408 of 2005, be amended as follows:

Appropriations in the following account is decreased:
Account No. 090-9025-0890 decreased by $5,000

Appropriations in the following account is increased:
Account 090-9025-0890 increased by $5,000 (Specifically for Lift Line service to Stonewood Village)

File No. 05-370

By Legislators Dobson and Driscoll

Intro. No 448

MOTION NO. 70 OF 2005

PROVIDING THAT INTRO. NO. 447 OF 2005 BE TABLED

Be It Moved, that Intro. No. 447 of 2005 be, and hereby is, tabled.

File No. 05-370

Adopted: Ayes 25, Noes 4.

Legislators Aldersley, Benet, Bullard and Eckel voted in the negative.

VOTE ON

Intro. No. 445

MOTION NO. 71 OF 2005

File No. 05-370

Adopted: Ayes 24, Noes 5.

Legislators Aldersley, Benet, Eckel, Garner Goldstein and O'Brien voted in the negative.

Legislators Cassetti and Palumbo declared their interest prior to the vote.

ADOPTION OF

Intro. No. 408

RESOLUTION NO. 367 OF 2005

ADOPTION OF MONROE COUNTY ANNUAL BUDGET FOR THE YEAR 2006 AND ESTABLISHING 2006 MONROE COUNTY CLASSIFICATION, COMPENSATION AND SALARY SCHEDULE FOR MONROE COUNTY EMPLOYEES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. A public hearing, pursuant to Section C4-3 of the Monroe County Charter having been held on November 10, 2005, this Legislature, pursuant to Section C4-4 of the Charter, hereby adopts the Annual Budget for the fiscal year 2006, beginning January 1, 2006, together with all fees, charges and amendments or revisions to fees and charges, set forth therein, as submitted by Maggie Brooks, County Executive, under File No. 05-370, and as set forth in the attached financial summaries.

Section 2. There be and hereby is established a Classification, Compensation Plan and Salary Schedule for employees of the County of Monroe for 2006, as described and contained in the Monroe County Annual Budget for 2006, and as follows:

Authorized Positions by Department
Job Titles Listed Alphabetically
Job Titles by Salary Group
Salary Schedules

- Elected Officials
- Daily, Flat and Hourly Rates
- Management/Professional Personnel
- Collective Bargaining Units
    - Civil Service Employees Association (CSEA)
    - Federation of Social Workers
    - Deputy Sheriff's Association
    - Operating Engineers
    - Airport Firefighters

APPROPRIATIONS SUMMARY BY DEPARTMENT

	Actual For 2004	Amended Budget 2005	Department Request 2006	Budget 2006
COUNTY LEGISLATURE	$2,173,390	$1,978,975	$2,128,300	$1,967,582
COUNTY EXECUTIVE	$571,475	$555,622	$734,784	$693,490
OFFICE OF MANAGEMENT AND BUDGET	$0	$774,269	$943,211	$909,148
DEPARTMENT OF LAW	$10,402,582	$10,235,741	$11,030,643	$10,026,398
HUMAN RESOURCES	$2,324,176	$2,121,253	$2,297,698	$2,156,694
COMMUNICATIONS AND SPECIAL EVENTS	$1,098,548	$585,960	$621,765	$578,020
FINANCE	$10,619,569	$9,584,023	$10,361,730	$9,429,820
PLANNING AND DEVELOPMENT	$2,214,866	$2,324,755	$2,474,191	$2,453,303
INFORMATION SERVICES	$5,944,181	$10,231,854	$14,615,109	$8,090,137
BOARD OF ELECTIONS	$4,087,900	$4,121,816	$6,462,219	$6,212,837
MONROE COUNTY CLERK	$6,191,683	$6,237,902	$6,679,013	$6,227,209
PUBLIC SAFETY	$50,580,585	$58,864,777	$57,422,296	$55,896,167
DISTRICT ATTORNEY	$11,874,153	$13,014,352	$13,557,610	$12,567,412
PUBLIC DEFENDER	$6,122,701	$6,064,393	$6,653,437	$6,182,888
SHERIFF	$96,368,980	$96,751,234	$102,741,703	$96,975,041
HUMAN SERVICES	$570,422,775	$543,945,995	$528,789,441	$523,232,350
PUBLIC HEALTH	$26,910,613	$24,241,283	$21,787,735	$19,379,690
MONROE COMMUNITY HOSPITAL	$61,831,321	$61,572,651	$63,543,096	$63,052,920
VETERANS SERVICE AGENCY	$442,971	$367,157	$375,017	$362,253
TRANSPORTATION *	$34,738,816	$24,440,960	$23,042,657	$22,927,209
GREATER ROCHESTER MONROE COUNTY AIRPORT	$14,684,278	$15,481,561	$16,952,985	$16,772,998
ENVIRONMENTAL SERVICES *	$95,453,532	$109,439,825	$120,195,141	$120,365,354
PARKS *	$11,395,825	$10,752,791	$11,419,460	$11,001,116
CULTURAL AND EDUCATIONAL SERVICES	$28,804,649	$29,692,494	$29,734,879	$29,467,216
UNALLOCATED EXPENSE	$33,631,958	$21,814,378	$21,357,784	$21,352,793
LESS INTERNAL SERVICES	($38,946,848)	($44,913,804)	($55,254,352)	($49,334,232)
TOTAL	**1,049,944,679**	**1,020,282,217**	**1,020,667,552**	**$998,945,813**

* These are divisions of the Public Works Sector

BUDGET SUMMARY BY DEPARTMENT

	Appropriations	Attributable Revenue	Net County Cost
COUNTY LEGISLATURE	$1,967,582	$127,000	$1,840,582
COUNTY EXECUTIVE	$693,490	$253,972	$439,518
OFFICE OF MANAGEMENT AND BUDGET	$909,148	$260,230	$648,918
DEPARTMENT OF LAW	$10,026,398	$9,352,829	$673,569
HUMAN RESOURCES	$2,156,694	$985,365	$1,171,329
COMMUNICATIONS AND SPECIAL EVENTS	$578,020	$282,500	$295,520
FINANCE	$9,429,820	$7,617,930	$1,811,890
PLANNING AND DEVELOPMENT	$2,453,303	$1,471,909	$981,394
INFORMATION SERVICES	$8,090,137	$8,090,137	$0
BOARD OF ELECTIONS	$6,212,837	$6,212,837	$0
MONROE COUNTY CLERK	$6,227,209	$8,016,000	($1,788,791)
PUBLIC SAFETY	$55,896,167	$23,558,363	$32,337,804
DISTRICT ATTORNEY	$12,567,412	$2,571,233	$9,996,179
PUBLIC DEFENDER	$6,182,888	$661,573	$5,521,315
SHERIFF	$96,975,041	$16,037,870	$80,937,171
HUMAN SERVICES	$523,232,350	$267,632,251	$255,600,099
PUBLIC HEALTH	$19,379,690	$12,507,856	$6,871,834
MONROE COMMUNITY HOSPITAL	$63,052,920	$58,983,350	$4,069,570
VETERANS SERVICE AGENCY	$362,253	$24,000	$338,253
TRANSPORTATION *	$22,927,209	$7,110,018	$15,817,191
GREATER ROCHESTER MONROE COUNTY AIRPORT	$16,772,998	$16,772,998	$0
ENVIRONMENTAL SERVICES *	$120,365,354	$120,365,354	$0
PARKS *	$11,001,116	$3,767,217	$7,233,899
CULTURAL AND EDUCATIONAL SERVICES	$29,467,216	$6,914,980	$22,552,236
UNALLOCATED EXPENSE	$21,352,793	$163,531,265	($142,178,472)
LESS INTERNAL SERVICES	($49,334,232)	($49,334,232)	$0
TOTAL	**$998,945,813**	**$693,774,805**	**$305,171,008**
REAL PROPERTY TAX LEVY			**$305,171,008**

* These are divisions of the Public Works Sector

REVENUES SUMMARY BY DEPARTMENT

	Actual For 2004	Amended Budget 2005	Department Request 2006	Budget 2006
COUNTY LEGISLATURE	$126,271	$127,000	$127,000	$127,000
COUNTY EXECUTIVE	$145,388	$135,654	$253,972	$253,972
OFFICE OF MANAGEMENT AND BUDGET	$0	$260,320	$260,230	$260,230
DEPARTMENT OF LAW	$8,663,769	$9,751,248	$9,993,686	$9,352,829
HUMAN RESOURCES	$764,624	$965,365	$985,365	$985,365
COMMUNICATIONS AND SPECIAL EVENTS	$794,071	$276,000	$280,000	$282,500
FINANCE	$8,651,842	$7,744,820	$8,055,724	$7,617,930
PLANNING AND DEVELOPMENT	$1,334,398	$1,286,074	$1,483,163	$1,471,909
INFORMATION SERVICES	$6,938,737	$10,231,854	$14,615,109	$8,090,137
BOARD OF ELECTIONS	$4,020,382	$4,121,816	$6,462,219	$6,212,837
MONROE COUNTY CLERK	$9,072,786	$8,000,824	$8,016,000	$8,016,000
PUBLIC SAFETY	$21,255,237	$29,255,186	$23,599,212	$23,558,363
DISTRICT ATTORNEY	$1,855,231	$3,249,108	$2,571,233	$2,571,233
PUBLIC DEFENDER	$721,756	$661,162	$661,573	$661,573
SHERIFF	$16,156,202	$17,848,398	$16,552,910	$16,037,870
HUMAN SERVICES	$332,097,449	$308,178,703	$267,938,555	$267,632,251
PUBLIC HEALTH	$15,635,769	$18,075,358	$13,847,481	$12,507,856
MONROE COMMUNITY HOSPITAL	$64,060,420	$56,376,791	$58,983,350	$58,983,350
VETERANS SERVICE AGENCY	$34,880	$33,440	$24,000	$24,000
TRANSPORTATION *	$5,718,991	$7,096,922	$7,110,018	$7,110,018
GREATER ROCHESTER MONROE COUNTY AIRPORT	$15,763,737	$15,481,561	$16,952,985	$16,772,998
ENVIRONMENTAL SERVICES *	$102,731,591	$109,439,825	$120,195,141	$120,365,354
PARKS *	$2,726,075	$3,710,215	$3,769,019	$3,767,217
CULTURAL AND EDUCATIONAL SERVICES	$5,611,778	$6,589,086	$6,914,980	$6,914,980
UNALLOCATED EXPENSE	$168,737,133	$151,107,567	$163,474,531	$163,531,265
LESS INTERNAL SERVICES	($44,619,352)	($44,913,804)	($55,680,243)	($49,334,232)
TOTAL	**$748,999,165**	**$725,090,493**	**$697,447,213**	**$693,774,805**

* These are divisions of the Public Works Sector

FUND SUMMARY AND TAX LEVY COMPUTATION

2006 BUDGET

This schedule presents appropriations and revenues by fund. A fund is a self-balancing group of accounts. For fund accounting purposes the entire real estate tax levy is received into the General Fund. The "Transfer From Other Funds" column includes the amounts required from the General Fund to support other funds. The Pure Waters Fund is supported by unit charges to users.

	Col. A	+ Col. B	- Col. C	- Col. D	- Col. E	- Col. F	= Col. G
Funds	**Appropriation**	**Transfers to Other Funds**	**Transfers From Other Funds**	**Revenues, Operating and Other**	**Revenues, Unit Charges**	**Appropriated Fund Balance &Debt Service Reserve**	**Real Estate Levy**
General Fund	$778,534,769	$39,151,513		$505,915,274		$6,600,000	$305,171,008
Road Fund	$15,938,438		$8,828,420	$7,110,018			
Library Fund	$9,758,608		$6,620,000	$3,138,608			
Hospital Fund	$63,052,920		$4,069,570	$58,983,350			
Airport Fund	$16,772,998			$16,772,998			
Solid Waste Fund	$13,537,223			$13,537,223			
Pure Waters Fund	$76,663,471			$23,323,085	$48,819,658	$4,520,728	
Debt Service Fund	$24,687,386		$19,633,523	$5,010,115		$43,748	
Total All Funds	**$998,945,813**	**$39,151,513**	**$39,151,513**	**$633,790,671**	**$48,819,658**	**$11,164,476**	**$305,171,008**

Estimated Full Valuation = $33,535,275,597

Estimated Tax Rate per $1,000 Full Valuation = $9.10

BUDGET SUMMARY BY ELECTED OFFICIAL

	Appropriations	Revenues	Net County
COUNTY CLERK	$6,227,209	$8,016,000	($1,788,791)
COUNTY LEGISLATURE	$1,967,582	$127,000	$1,840,582
DISTRICT ATTORNEY	$12,567,412	$2,571,233	$9,996,179
SHERIFF	$96,975,041	$16,037,870	$80,937,171
COUNTY EXECUTIVE	$881,208,569	$667,022,702	$214,185,867
TOTAL	**$998,945,813**	**$693,774,805**	**$305,171,008**
REAL PROPERTY TAX LEVY			**$305,171,008**

Section 3. This resolution shall take effect in accordance with Section C4-4 of the Monroe County Charter.

Matter of Urgency

File No. 05-370

Adopted: Ayes 24, Noes 5.

Legislators Aldersley, Benet, Eckel, Garner Goldstein and O'Brien voted in the negative.

Legislators Cassetti and Palumbo declared their interest prior to the vote.

By Legislators LaFountain and Driscoll

Intro. No. 449

RESOLUTION NO. 368 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR CONSOLIDATED CHILD AND FAMILY HEALTH PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $2,515,654 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the Consolidated Child and Family Health Program, for the period of January 1, 2006 through September 30, 2006.

Section 2. The 2006 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $953,841, into account 001-058-1700, Child and Family Health Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Department of Health.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency

File No. 05-428

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 450

RESOLUTION NO. 369 OF 2005

ACCEPTING GRANT FROM UNITED STATES ENVIRONMENTAL PROTECTION AGENCY; AUTHORIZING CONTRACT WITH UNITED STATE ENVIRONMENTAL PROTECTION AGENCY FOR THE FRANK E. VAN LARE BIOACCUMULATIVE CHEMICALS OF CONCERN PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $18,320 grant from, and to execute a contract and any amendments thereto with, the United States Environmental Protection Agency for the Frank E. Van Lare Bioaccumulative Chemicals of Concern Program, for the period of March 30, 2005 through February 1, 2006.

Section 2. The 2005 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $18,320 into account 001-058-3539, Frank E. Van Lare Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts, and any amendments thereto, with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the United States Environmental Protection Agency.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 6. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such

program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 7. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency

File No. 05-429

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson

Intro. No. 451

RESOLUTION NO. 370 OF 2005

APPROVING PROPOSED AGREEMENT BETWEEN MONROE COUNTY AND MONROE COUNTY FEDERATION OF SOCIAL WORKERS IUE-CWA 81381 AND APPROVING COMPENSATION PROGRAM FOR MANAGEMENT/PROFESSIONAL EMPLOYEES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The collective bargaining agreement with the Monroe County Federation of Social Workers IUE-CWA 81381 is hereby approved for the period of January 1, 2004 through December 31, 2008.

Section 2. The compensation program for Management/Professional employees, and extension of medical and dental benefits contained in the CSEA contract authorized by Resolution 198 of 2005 to all full-time employees on the legislative staff and elected officials in County government, is approved effective January 1, 2006.

Section 3. Amend the 2006 Budget Salary Schedule to reflect the compensation program as appropriate pursuant to the agreement with the Federation of Social Workers and the compensation program for Management/Professional employees.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency

File No. 05-430

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

LOCAL LAWS

By Legislators Assini and Driscoll

Intro. No. 452

AMENDING LOCAL LAW NO. 1 OF 2001, AS AMENDED BY LOCAL LAW NOS. 6 AND 8 OF 2002, LOCAL LAW NOS. 3, 8 AND 14 OF 2003, LOCAL LAW NOS. 2 AND 3 OF 2004 TO REVISE EMPIRE ZONE BOUNDARY

BE IT ENACTED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 4. By Local Law No. 1 of 2001, this Legislature authorized the submission of an application for the designation of an Empire Zone relative to certain land within Monroe County.

Section 5. That the County of Monroe has received Empire Zone approval from New York State.

Section 6. By Local Law No. 1 of 2001, enacted on January 9, 2001, the Empire Zone was approved.

Section 7. By Local Law No. 6 of 2002, enacted on July 9, 2002 and Local Law No. 8 of 2002, enacted on August 13, 2002, the Legislature authorized applications to revise the Empire Zone to include additional acreage in certain municipalities.

Section 8. By Local Law No. 3 of 2003, enacted on December 10, 2002; Local Law No. 8 of 2003, enacted on May 13, 2003; and Local Law No. 14 of 2003, enacted on October 14, 2003; the Legislature authorized applications to revise the Empire Zone to include additional acreage in certain municipalities and delete certain acreage in the Town of Gates.

Section 9. By Local Law No. 2 of 2004, enacted on May 11, 2004, the Legislature authorized an application to revise the Empire Zone to include additional acreage in the Town of Brighton.

Section 10. By Local Law No. 3 of 2004, enacted on December 14, 2004, the Legislature authorized an application to revise the Empire Zone to include additional acreage in the Towns of Brighton, Chili, Gates, Henrietta, Ogden, Penfield, Perinton, Pittsford and the Villages of Brockport and Fairport, New York and delete certain acreage in the Town of Brighton, Gates, Henrietta and Penfield, New York.

Section 11. It is the desire of the Legislature to authorize the submission of an application to comply with certain changes that the New York State Legislature and the Governor have enacted into law whereby each existing Empire Zone must configure its existing zone acreage into six (6) "distinct and contiguous areas".

Section 12. It is the desire of the Legislature pursuant to §957(d)(1) of the General Municipal Law, as amended, to authorize the Empire Zone of Monroe County to prepare and submit its application for redesignation of the existing Empire Zone into six (6) "distinct and contiguous areas", including the description of the areas identified for such redesignation, to the New York State Commissioner of Economic Development for ultimate approval by the Empire Zone Designation Board.

Section 13. The boundaries of said areas to be included in said Empire Zone shall be as set forth in Addendum A, which is attached hereto and made a part hereof. *(Copy of Addendum A is on file in the Legislature Clerk's Office)*

Section 14. A draft of the amended Zone Development Plan is hereby authorized to be submitted along with the redesignation application to the New York State commission of Economic Development.

Section 15. Pursuant to requirements of Section 963 of the General Municipal Law, the Director of Monroe County's Economic Development Department shall continue to serve as the Local Empire Zone Certification Officer of the Empire Zone of Monroe County, and shall, pursuant to the regulations promulgated pursuant to Article 18-B of the General Municipal Law, perform the following duty, to wit: certify, jointly with the New York State Commissioner of Economic Development and the New York State Commissioner of Labor, those businesses enterprises that are eligible to receive those benefits referred to in Section 966 of the General Municipal Law, and any other applicable statutes.

Section 16. Pursuant to Article 18-B of the General Municipal Law, the Local Empire Zone Administrative Board as presently constituted is hereby continued. The Local Empire Zone Administrative Board, pursuant to Section 963(a) of the General Municipal Law, as amended, shall approve for certification by the Zone Certification Officer, the New York State Commissioner of Economic Development, and the New York State Commissioner of Labor, the applications of those businesses eligible for certification to receive the benefits referred to in Section 966 of the General Municipal Law, and shall perform all other duties required of it pursuant to Section 963(b) of the General Municipal Law.

Section 17. It is the desire of the Legislature to authorize the submission of an application to revise the Empire Zone boundaries to include approximately 1,280 acres located in the Towns of Gates, Greece, Henrietta, Irondequoit and Riga and the Village of Brockport, New York.

Section 18. The County Executive, or her designee, is hereby authorized to submit an application to revise the Empire Zone for redesignation to include the properties within the Towns of Gates, Greece, Henrietta, Irondequoit and Riga and the Village of Brockport, New York, all as more particularly described in Addendum A of this Local Law provided, however, that for each property sought to be added, such authorization shall be conditioned upon the concurrence of the governing body of the town or village in which such property is located and New York State Empire Development.

Section 19. The Commissioner of the New York State Department of Economic Development is hereby requested to revise the boundaries of the Empire Zone in accordance with this Local Law.

Section 20. In all other respects, Local Law No. 1 of 2001, Local Law Nos. 6 and 8 of 2002, Local Law Nos. 3, 8 and 14 of 2003 and Local Law Nos. 2 and 3 of 2004 shall remain in full force and effect.

Section 21. This Local Law shall take effect upon the later of the filing in the Office of the Secretary of State or December 31, 2005, in accordance with the provisions of Section 27 of the Municipal Home Rule Law.

Matter of Urgency
File No. 05-431

By Legislators Assini and Driscoll

Intro. No. 453

MOTION NO. 72 OF 2005

PROVIDING THAT LOCAL LAW (INTRO. NO. 452 OF 2005), ENTITLED "AMENDING LOCAL LAW 1 OF 2001, AS AMENDED BY LOCAL LAW NOS. 6 AND 8 OF 2002, LOCAL LAW NOS. 3, 8 AND 14 OF 2003 AND LOCAL LAW NOS. 2 AND 3 OF 2004 TO REVISE EMPIRE ZONE BOUNDARY," BE TABLED

Be It Moved, that Local Law (Intro. No. 452 of 2005), entitled, "Amending Local Law 1 of 2001, As Amended by Local Law Nos. 6 and 8 of 2002, Local Law Nos. 3, 8 and 14 of 2003 and Local Law Nos. 2 and 3 of 2004 to Revise Empire Zone Boundary," be tabled.

Matter of Urgency
File No. 05-431
Adopted: Ayes 29, Noes 0.

By Legislators Assini and Driscoll

Intro. No. 454

RESOLUTION NO. 371 OF 2005

FIXING A PUBLIC HEARING ON LOCAL LAW (INTRO. NO. 452 OF 2005), ENTITLED "AMENDING LOCAL LAW NO. 1 OF 2001, AS AMENDED BY LOCAL LAW NOS. 6 AND 8 OF 2002, LOCAL LAW NOS. 3, 8 AND 14 OF 2003 AND LOCAL LAW NOS. 2 AND 3 OF 2004 TO REVISE EMPIRE ZONE BOUNDARY"

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. That there will be a public hearing at 6:16 P.M. on the 13th day of December, 2005, in the Legislative Chambers in the County Office Building, Rochester, New York on Local Law (Intro. No. 452 of 2005), entitled "Amending Local Law 1 of 2001, As Amended by Local Law Nos. 6 and 8 of 2002, Local Law Nos. 3, 8 and 14 of 2003 and Local Law Nos. 2 and 3 of 2004 to Revise Empire Zone Boundary."

Section 2. The Clerk of the Legislature is directed to give notice of the time and place of this public hearing, and a description of the proposed local law, to the news media within the County, and shall conspicuously post a copy of said notice in the office of the Clerk at least five days before said hearing. In addition, the Clerk shall cause said notice to be published once in the official newspapers of general circulation within the County at least five days before said hearing.

Section 3. This resolution shall take effect immediately.

Matter of Urgency
File No. 05-431
Adopted: Ayes 29, Noes 0.

By Legislators Assini and Driscoll

Intro. No. 455

AMENDING LOCAL LAW NO. 1 OF 2001, AS AMENDED BY LOCAL LAW NOS. 6 AND 8 OF 2002, LOCAL LAW NOS. 3, 8 AND 14 OF 2003, LOCAL LAW NOS. 2 AND 3 OF 2004 TO REVISE EMPIRE ZONE BOUNDARY

BE IT ENACTED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 4. By Local Law No. 1 of 2001, this Legislature authorized the submission of an application for the designation of an Empire Zone relative to certain land within Monroe County.

Section 5. County of Monroe has received Empire Zone approval from New York State.

Section 6. By Local Law No. 1 of 2001, enacted on January 9, 2001, the Empire Zone was approved.

Section 7. By Local Law No. 6 of 2002, enacted on July 9, 2002 and Local Law No. 8 of 2002, enacted on August 13, 2002, the Legislature authorized applications to revise the Empire Zone to include additional acreage in certain municipalities.

Section 8. By Local Law No. 3 of 2003, enacted on December 10, 2002; Local Law No. 8 of 2003, enacted on May 13, 2003; and Local Law No. 14 of 2003, enacted on October 14, 2003; the Legislature authorized applications to revise the Empire Zone to include additional acreage in certain municipalities and delete certain acreage in the Town of Gates.

Section 9. By Local Law No. 2 of 2004, enacted on May 11, 2004, the Legislature authorized an application to revise the Empire Zone to include additional acreage in the Town of Brighton.

Section 10. By Local Law No. 3 of 2004, enacted on December 14, 2004, the Legislature authorized an application to revise the Empire Zone to include additional acreage in the Towns of Brighton, Chili, Gates, Henrietta, Ogden, Penfield, Perinton, Pittsford and the Villages of Brockport and Fairport, New York and delete certain acreage in the Town of Brighton, Gates, Henrietta and Penfield, New York.

Section 11. *WHEREAS,* Rochester Precision Optics (the "Company"), a manufacturer of precision lenses for the commercial imaging, defense and medical industries, is purchasing technology machinery and equipment from Eastman Kodak Company, which is shutting down its precision machined and molded glass optics division; and

WHEREAS, the Company plans to renovate an existing facility located at 850 John Street, Town of Henrietta, New York (the "Project"); and

WHEREAS, the Company has committed to create a minimum of 50 jobs and up to 75 jobs and make a ten million dollar ($10,000,000.00) investment in the Project;

Therefore, be it hereby:

Resolved, that the Monroe County Legislature approves the allocation of zone lands for the proposed regionally significant Project as determined by the Zone Administration Board and the New York State Department of Economic Development Law, said zone land to constitute the property described in Addendum A. *(Copy of Addendum A is on file in the Legislature Clerk's Office)*

Section 12. It is the desire of the Legislature to authorize the submission of an application to revise the Empire Zone boundaries to include approximately 14.32 acres located in the Town Henrietta, New York.

Section 13. The County Executive, or her designee, is hereby authorized to submit an application to revise the Empire Zone for redesignation to include the property within the Town Henrietta, New York, all as more particularly described in Addendum A of this Local Law provided, however, that such authorization shall be conditioned upon the concurrence of the governing body of the town in which such property is located and New York State Empire Development.

Section 14. The Commissioner of the New York State Department of Economic Development is hereby requested to approve this Project as described in *Section 8*.

Section 15. In all other respects, Local Law No. 1 of 2001, Local Law Nos. 6 and 8 of 2002, Local Law Nos. 3, 8 and 14 of 2003 and Local Law Nos. 2 and 3 of 2004 shall remain in full force and effect.

Section 16. This Local Law shall take effect upon the later of the filing in the Office of the Secretary of State or December 31, 2005, in accordance with the provisions of Section 27 of the Municipal Home Rule Law.

Matter of Urgency

File No. 05-432

By Legislators Assini and Driscoll

Intro. No. 456

MOTION NO. 73 OF 2005

PROVIDING THAT LOCAL LAW (INTRO. NO. 455 OF 2005), ENTITLED "AMENDING OCAL LAW 1 OF 2001, AS AMENDED BY LOCAL LAW NOS. 6 AND 8 OF 2002, LOCAL LAW NOS. 3, 8 AND 14 OF 2003 AND LOCAL LAW NOS. 2 AND 3 OF 2004 TO REVISE EMPIRE ZONE BOUNDARY," BE TABLED

Be It Moved, that Local Law (Intro. No. 455 of 2005), entitled, "Amending Local Law 1 of 2001, As Amended by Local Law Nos. 6 and 8 of 2002, Local Law Nos. 3, 8 and 14 of 2003 and Local Law Nos. 2 and 3 of 2004 to Revise Empire Zone Boundary," be tabled.

Matter of Urgency

File No. 05-432

Adopted: Ayes 29, Noes 0.

By Legislators Assini and Driscoll

Intro. No. 457

RESOLUTION NO. 372 OF 2005

FIXING A PUBLIC HEARING ON LOCAL LAW (INTRO. NO. 455 OF 2005), ENTITLED "AMENDING LOCAL LAW NO. 1 OF 2001, AS AMENDED BY LOCAL LAW NOS. 6 AND 8 OF 2002, LOCAL LAW NOS. 3, 8 AND 14 OF 2003 AND LOCAL LAW NOS. 2 AND 3 OF 2004 TO REVISE EMPIRE ZONE BOUNDARY"

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. That there will be a public hearing at 6:17 P.M. on the 13th day of December, 2005, in the Legislative Chambers in the County Office Building, Rochester, New York on Local Law (Intro. No. 455 of 2005), entitled "Amending Local Law 1 of 2001, As Amended by Local Law Nos. 6 and 8 of 2002, Local Law Nos. 3, 8 and 14 of 2003 and Local Law Nos. 2 and 3 of 2004 to Revise Empire Zone Boundary."

Section 2. The Clerk of the Legislature is directed to give notice of the time and place of this public hearing, and a description of the proposed local law, to the news media within the County, and shall conspicuously post a copy of said notice in the office of the Clerk at least five days before said hearing. In addition, the Clerk shall cause said notice to be published once in the official newspapers of general circulation within the County at least five days before said hearing.

Section 3. This resolution shall take effect immediately.

Matter of Urgency
File No. 05-432
Adopted: Ayes 29, Noes 0.

MOTIONS, RESOLUTIONS AND NOTICES

By Legislators Driscoll and Dobson Project Ref #1 and #5

Intro. No. 458

RESOLUTION NO. 373 OF 2005

SUPERSEDING BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $25,400,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE CONSTRUCTION OF TERMINAL IMPROVEMENTS AT THE GREATER ROCHESTER INTERNATIONAL AIRPORT, IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON NOVEMBER 15, 2004 (RESOLUTION NO. 394 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the construction of terminal improvements at the Greater Rochester International Airport, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $25,400,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class

of objects or purposes ($3,200,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is thirty (30) years, pursuant to subdivision 15 of paragraph a of Section 11.00 of the Local Finance Law, computed from the date of the first obligation issued pursuant to this bond resolution, it being hereby determined that no obligations were ever issued pursuant the bond resolution which this bond resolution supersedes.

Section 2. The maximum estimated cost thereof is $25,400,000, and the plan for the financing thereof is by the issuance of $25,400,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 394 of 2004, being a bond resolution dated November 15, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $3,200,000 to $25,400,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency
File No. 05-433.br
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 22, 2005.
Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #2

Intro. No. 459

RESOLUTION NO. 374 OF 2005

BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $42,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE PURCHASE OF TECHNICAL EQUIPMENT TO BE USED IN THE MEDICAL EXAMINER'S OFFICE, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $42,000

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the purchase of technical equipment to be used in the Medical Examiner's Office, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $42,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes. The period of probable usefulness of the aforesaid class of objects or purposes is five (5) years, pursuant to subdivision 32 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is $42,000, and the plan for the financing thereof is by the issuance of $42,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #3

Intro. No. 460

RESOLUTION NO. 375 OF 2005

SUPERSEDING BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $1,000,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE PURCHASE AND INSTALLATION OF PUBLIC SAFETY COMMUNICATIONS INFRASTRUCTURE AND EQUIPMENT, IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON NOVEMBER 15, 2004 (RESOLUTION NO. 406 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the purchase and installation of public safety communications infrastructure and equipment, in and for the County of Monroe, New York (the "County"), there are hereby authorized to

be issued $1,000,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($500,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is ten (10) years, pursuant to subdivision 25 of paragraph a of Section 11.00 of the Local Finance Law, computed from July 21, 2005, the date of the first obligation issued therefor.

Section 2. The maximum estimated cost thereof is $1,000,000, and the plan for the financing thereof is by the issuance of $1,000,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such

credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 406 of 2004, being a bond resolution dated November 15, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $500,000 to $1,000,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with

a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #4

Intro. No. 461

RESOLUTION NO. 376 OF 2005

BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $3,400,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF RENOVATIONS AND IMPROVEMENTS AT THE CHILDREN'S DETENTION CENTER, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $3,400,000

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of renovations and improvements at the Children's Detention Center, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $3,400,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes. The period of probable usefulness of the aforesaid class of objects or purposes is ten (10) years, pursuant to subdivision 12(a)(3) of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is $3,400,000, and the plan for the financing thereof is by the issuance of $3,400,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property

of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #6

Intro. No. 462

RESOLUTION NO. 377 OF 2005

BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $3,400,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF RENOVATIONS AND IMPROVEMENTS AT THE CHILDREN'S DETENTION CENTER, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $3,400,000

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of renovations and improvements at the Children's Detention Center, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $3,400,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes. The period of probable usefulness of the aforesaid class of objects or purposes is ten (10) years, pursuant to subdivision 12(a)(3) of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is $3,400,000, and the plan for the financing thereof is by the issuance of $3,400,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such

bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.
Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #7

Intro. No. 463

RESOLUTION NO. 378 OF 2005

SUPERSEDING BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $7,100,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE PURCHASE AND INSTALLATION OF MOBILE DATA TERMINALS, INFRASTRUCTURE AND EQUIPMENT FOR PUBLIC SAFETY AGENCIES, IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON NOVEMBER 15, 2004 (RESOLUTION NO. 398 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the purchase and installation of mobile data terminals, infrastructure and equipment for public safety agencies, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $7,100,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($4,000,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is ten (10) years, pursuant to subdivision 25 of paragraph a of Section 11.00 of the Local Finance Law, computed from July 21, 2005, the date of the first obligation issued therefor.

Section 2. The maximum estimated cost thereof is $7,100,000, and the plan for the financing thereof is by the issuance of $7,100,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 398 of 2004, being a bond resolution dated November 15, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $4,000,000 to $7,100,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #8

Intro. No. 464

RESOLUTION NO. 379 OF 2005

SUPERSEDING BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $1,711,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE PURCHASE AND INSTALLATION OF NETWORK

INFRASTRUCTURE FOR VOICE, DATA AND VIDEO COMMUNICATIONS, IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON NOVEMBER 15, 2004 (RESOLUTION NO. 399 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the purchase and installation of network infrastructure for voice, data and video communications, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $1,711,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($1,555,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is five (5) years, pursuant to subdivision 35 of paragraph a of Section 11.00 of the Local Finance Law, computed from the date of the first obligation issued pursuant to this bond resolution, it being hereby determined that no obligations were ever issued pursuant the bond resolution which this bond resolution supersedes.

Section 2. The maximum estimated cost thereof is $1,711,000, and the plan for the financing thereof is by the issuance of $1,711,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of

Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 399 of 2004, being a bond resolution dated November 15, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of

objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $1,555,000 to $1,711,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Sectio7n 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #9

Intro. No. 465

RESOLUTION NO. 380 OF 2005

SUPERSEDING BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $200,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF IMPROVEMENTS TO ENERGY MANAGEMENT SYSTEMS AT COUNTY BUILDINGS, IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON MAY 7, 2004 (RESOLUTION NO. 156 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of improvements to energy management systems at county buildings, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $200,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($100,000 having been heretofore appropriated from one or more Capital Budgets).

The period of probable usefulness of the aforesaid class of objects or purposes is ten (10) years, pursuant to subdivision 13 of paragraph a of Section 11.00 of the Local Finance Law, computed from the date of the first obligation issued pursuant to this bond resolution, it being hereby determined that no obligations were ever issued pursuant the bond resolution which this bond resolution supersedes.

Section 2. The maximum estimated cost thereof is $200,000, and the plan for the financing thereof is by the issuance of $200,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 156 of 2004, being a bond resolution dated May 7, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $100,000 to $200,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and

directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #10

Intro. No. 466

RESOLUTION NO. 381 OF 2005

BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $550,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF UPGRADES AND IMPROVEMENTS TO VARIOUS BUILDINGS, STRUCTURES AND FACILITIES OF COUNTY PARKS, IN AND FOR SAID COUNTY AT AN ESTIMATED COST OF $550,000

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of upgrades and improvements to various buildings, structures and facilities of county parks, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $550,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes. The period of probable usefulness of the aforesaid class of objects or purposes is five (5) years, pursuant to subdivision 35 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is $550,000, and the plan for the financing thereof is by the issuance of $550,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due

and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #12

Intro. No. 467

RESOLUTION NO. 382 OF 2005

BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $500,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF IMPROVEMENTS TO THE MONROE COUNTY JAIL, THE MONROE COUNTY CORRECTIONAL FACILITY AND THE SHERIFF'S DEPARTMENT, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $500,000

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of improvements to the Monroe County Jail, the Monroe County Correctional Facility and the Sheriff's Department, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $500,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes. The period of probable usefulness of the aforesaid class of objects or purposes is ten (10) years, pursuant to subdivision 12(a)(3) of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is $500,000, and the plan for the financing thereof is by the issuance of $500,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such

bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.
Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #13

Intro. No. 468

RESOLUTION NO. 383 OF 2005

BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $1,000,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF UPGRADING THE EXISTING MICROWAVE SYSTEM THAT SUPPORTS THE PUBLIC SAFETY AND LOCAL GOVERNMENT RADIO SYSTEMS, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $1,000,000

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of upgrading the existing microwave system that supports the public safety and local government radio systems, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $1,000,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes. The period of probable usefulness of the aforesaid class of objects or purposes is ten (10) years, pursuant to subdivision 25 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is $1,000,000, and the plan for the financing thereof is by the issuance of $1,000,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer,

the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #15

Intro. No. 469

RESOLUTION NO. 384 OF 2005

BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $3,000,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE CONSTRUCTION OF A NEW AIRCRAFT PARKING APRON AT THE GREATER ROCHESTER INTERNATIONAL AIRPORT, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $3,000,000

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the construction of a new aircraft parking apron at the Greater Rochester International Airport, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $3,000,000 bonds of the County, pursuant to the provisions

of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes. The period of probable usefulness of the aforesaid class of objects or purposes is thirty (30) years, pursuant to subdivision 15 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is $3,000,000, and the plan for the financing thereof is by the issuance of $3,000,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #16

Intro. No. 470

RESOLUTION NO. 385 OF 2005

SUPERSEDING BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $2,500,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE CONSTRUCTION AND RECONSTRUCTION OF IMPROVEMENTS AT THE GREATER ROCHESTER INTERNATIONAL AIRPORT, IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON NOVEMBER 15, 2004 (RESOLUTION NO. 396 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the construction and reconstruction of improvements at the Greater Rochester International Airport, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $2,500,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($1,500,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is ten (10) years, pursuant to subdivision 14 of paragraph a of Section 11.00 of the Local Finance Law, computed from the date of the first obligation issued pursuant to this bond resolution, it being hereby determined that no obligations were ever issued pursuant the bond resolution which this bond resolution supersedes.

Section 2. The maximum estimated cost thereof is $2,500,000, and the plan for the financing thereof is by the issuance of $2,500,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in

anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 396 of 2004, being a bond resolution dated November 15, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $1,500,000 to $2,500,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #17

Intro. No. 471

RESOLUTION NO. 386 OF 2005

SUPERSEDING BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $4,800,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE IMPROVEMENT OF TAXIWAY D AT THE GREATER ROCHESTER INTERNATIONAL AIRPORT, IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON JULY 13, 2004 (RESOLUTION NO. 276 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the improvement of Taxiway D at the Greater Rochester International Airport, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $4,800,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($2,800,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is ten (10) years, pursuant to subdivision 14 of paragraph a of Section 11.00 of the Local Finance Law, computed from the date of the first obligation issued pursuant to this bond resolution, it being hereby determined that no obligations were ever issued pursuant the bond resolution which this bond resolution supersedes.

Section 2. The maximum estimated cost thereof is $4,800,000, and the plan for the financing thereof is by the issuance of $4,800,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as

may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 276 of 2004, being a bond resolution dated July 13, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $2,800,000 to $4,800,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #19

Intro. No. 472

RESOLUTION NO. 387 OF 2005

SUPERSEDING BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $1,400,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE CONSTRUCTION AND RECONSTRUCTION OF IMPROVEMENTS TO VARIOUS COUNTY BUILDINGS, IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON NOVEMBER 15, 2004 (RESOLUTION NO. 419 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the construction and reconstruction of improvements to various county buildings, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $1,400,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($850,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is fifteen (15) years, pursuant to subdivision 12(a)(2) of paragraph a of Section 11.00 of the Local Finance Law, computed from July 21, 2005, the date of the first obligation issued therefor.

Section 2. The maximum estimated cost thereof is $1,400,000, and the plan for the financing thereof is by the issuance of $1,400,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the

date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 419 of 2004, being a bond resolution dated November 15, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $850,000 to $1,400,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #20

Intro. No. 473

RESOLUTION NO. 388 OF 2005

BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $600,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE RECONSTRUCTION OF AND IMPROVEMENTS TO THE CIVIC CENTER PLAZA, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $600,000

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the reconstruction of and improvements to the Civic Center Plaza, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $600,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes. The period of probable usefulness of the aforesaid class of objects or purposes is ten (10) years, pursuant to subdivision 80 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is $600,000, and the plan for the financing thereof is by the issuance of $600,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal

as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #21

Intro. No. 474

RESOLUTION NO. 389 OF 2005

SUPERSEDING BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $400,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE REPLACEMENT OF THE PAGING ENCODING EQUIPMENT USED TO ALERT PUBLIC SAFETY AND GOVERNMENT OFFICIALS, IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON NOVEMBER 15, 2004 (RESOLUTION NO. 424 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the replacement of the paging encoding equipment used to alert public safety and government officials, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $400,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($250,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of

objects or purposes is ten (10) years, pursuant to subdivision 25 of paragraph a of Section 11.00 of the Local Finance Law, computed from the date of the first obligation issued pursuant to this bond resolution, it being hereby determined that no obligations were ever issued pursuant the bond resolution which this bond resolution supersedes.

Section 2. The maximum estimated cost thereof is $400,000, and the plan for the financing thereof is by the issuance of $400,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on

said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 424 of 2004, being a bond resolution dated November 15, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $250,000 to $400,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency
File No. 05-433.br
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 22, 2005.
Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #22

Intro. No. 475

RESOLUTION NO. 390 OF 2005

BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $500,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF INFRASTRUCTURE IMPROVEMENTS AND THE PURCHASE AND INSTALLATION OF EQUIPMENT TO ENHANCE PUBLIC SAFETY COMMUNICATIONS, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $500,000

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of infrastructure improvements and the purchase and installation of equipment to enhance public safety communications, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $500,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes. The period of probable usefulness of the aforesaid class of objects or purposes is ten (10) years, pursuant to subdivision 25 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is $500,000, and the plan for the financing thereof is by the issuance of $500,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #25

Intro. No. 476

RESOLUTION NO. 391 OF 2005

BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $450,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF UPGRADES AND IMPROVEMENTS TO VARIOUS BUILDINGS, STRUCTURES AND FACILITIES OF COUNTY PARKS, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $450,000

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of upgrades and improvements to various buildings, structures and facilities of county parks, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $450,000 bonds of the County, pursuant to the provisions of the Local

Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes. The period of probable usefulness of the aforesaid class of objects or purposes is five (5) years, pursuant to subdivision 35 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is $450,000, and the plan for the financing thereof is by the issuance of $450,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #26

Intro. No. 477

RESOLUTION NO. 392 OF 2005

BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $825,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE REPLACEMENT OF CULVERTS ON THE COUNTY HIGHWAY SYSTEM, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $825,000

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the replacement of culverts on the county highway system, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $825,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes. The period of probable usefulness of the aforesaid class of objects or purposes is fifteen (15) years, clauses (c), (d) and/or (e) of subdivision 20 of paragraph a of Section 11.00 of the Local Finance Law (it being hereby determined that such culverts shall be of flexible pavement, rigid base or rigid pavement, as described in said clauses (c), (d) or (e)).

Section 2. The maximum estimated cost thereof is $825,000, and the plan for the financing thereof is by the issuance of $825,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale,

at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #28

Intro. No. 478

RESOLUTION NO. 393 OF 2005

SUPERSEDING BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $950,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE RECONSTRUCTION AND REPLACEMENT OF LAWTON ROAD BRIDGE OVER MOORMAN CREEK (INCLUDING RETAINING WALLS AND APPROACHES THERETO), IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON MAY 7, 2004 (RESOLUTION NO. 176 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the reconstruction and replacement of Lawton Road Bridge over Moorman Creek (including retaining walls and approaches thereto), in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $950,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted

current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($205,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is twenty (20) years, pursuant to subdivision 10 of paragraph a of Section 11.00 of the Local Finance Law, computed from the date of the first obligation issued pursuant to this bond resolution, it being hereby determined that no obligations were ever issued pursuant the bond resolution which this bond resolution supersedes.

Section 2. The maximum estimated cost thereof is $950,000, and the plan for the financing thereof is by the issuance of $950,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such

credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 176 of 2004, being a bond resolution dated May 7, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $205,000 to $950,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #29

Intro. No. 479

RESOLUTION NO. 394 OF 2005

BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $345,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE RECONSTRUCTION AND REPLACEMENT OF ATTRIDGE ROAD BRIDGE OVER BLACK CREEK, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $345,000

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the reconstruction and replacement of Attridge Road Bridge over Black Creek, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $345,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes. The period of probable usefulness of the aforesaid class of objects or purposes is twenty (20) years, pursuant to subdivision 10 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is $345,000, and the plan for the financing thereof is by the issuance of $345,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same

respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in

addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #30

Intro. No. 480

RESOLUTION NO. 395 OF 2005

SUPERSEDING BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $1,150,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF IDENTIFIED TRAFFIC SAFETY AND CONGESTION PROBLEMS ON COUNTY HIGHWAYS AND AT COUNTY INTERSECTIONS, IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON NOVEMBER 15, 2004 (RESOLUTION NO. 438 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of identified traffic safety and congestion problems on county highways and at county intersections, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $1,150,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($650,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is fifteen (15) years, pursuant to subdivision 20(c) of paragraph a of Section 11.00 of the Local Finance Law, computed from July 21, 2005, the date of the first obligation issued therefor.

Section 2. The maximum estimated cost thereof is $1,150,000, and the plan for the financing thereof is by the issuance of $1,150,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i)

interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 438 of 2004, being a bond resolution dated November 15, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $650,000 to $1,150,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #31

Intro. No. 481

RESOLUTION NO. 396 OF 2005

SUPERSEDING BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $800,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE PLANNING OF AND FEASIBILITY STUDIES FOR FUTURE CAPITAL IMPROVEMENTS, IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON NOVEMBER 15, 2004 (RESOLUTION NO. 425 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the planning of and feasibility studies for future capital improvements, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $800,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($400,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is five (5) years, pursuant to subdivision 62 of paragraph a of Section 11.00 of the Local Finance Law, computed from the date of the first obligation issued pursuant to this bond resolution, it being hereby determined that no obligations were ever issued pursuant the bond resolution which this bond resolution supersedes.

Section 2. The maximum estimated cost thereof is $800,000, and the plan for the financing thereof is by the issuance of $800,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the

date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 425 of 2004, being a bond resolution dated November 15, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $400,000 to $800,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #33

Intro. No. 482

RESOLUTION NO. 397 OF 2005

SUPERSEDING BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $1,400,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, (A) TO FINANCE THE COST OF THE UPGRADING, EXPANSION AND REPLACEMENT OF TRAFFIC SIGNALS AND TRAFFIC SIGNAL SYSTEMS IN AND FOR SAID COUNTY AT AN ESTIMATED MAXIMUM COST OF $1,340,000 AND (B) TO FINANCE THE COST OF THE UPGRADING, EXPANSION AND REPLACEMENT OF ROADWAY LIGHTS AND LIGHTING SYSTEMS IN AND FOR SAID COUNTY AT AN ESTIMATED MAXIMUM COST OF $60,000, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON NOVEMBER 15, 2004 (RESOLUTION NO. 422 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. Purpose (A): For the class of objects or purposes of financing the cost of the upgrading, expansion and replacement of traffic signals and traffic signal systems in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $1,340,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes. The period of probable usefulness of the aforesaid class of objects or purposes is twenty (20) years, pursuant to subdivision 72(a) of paragraph a of Section 11.00 of the Local Finance Law, computed from the date of the first obligation issued pursuant to this bond resolution, it being hereby determined that no obligations were ever issued pursuant the bond resolution which this bond resolution supersedes.

Purpose (B): For the class of objects or purposes of financing the cost of the upgrading, expansion and replacement of roadway lights and lighting systems in and for the County, there are hereby authorized to be issued $60,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes. The period of probable usefulness of the aforesaid class of objects or purposes is five (5) years, pursuant to subdivision 35 of paragraph a of Section 11.00 of the Local Finance Law, computed from the date of the first obligation issued pursuant to this bond resolution, it being hereby determined that no obligations were ever issued pursuant the bond resolution which this bond resolution supersedes.

Section 2. Purpose (A): The maximum estimated cost thereof is $1,340,000, and the plan for the financing thereof is by the issuance of $1,340,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Purpose (B): The maximum estimated cost thereof is $60,000, and the plan for the financing thereof is by the issuance of $60,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 422 of 2004, being a bond resolution dated November 15, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $800,000 to $1,400,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency
File No. 05-433.br
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 22, 2005.
Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #34

Intro. No. 483

RESOLUTION NO. 398 OF 2005

BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $150,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF REPLACING STAR VANS AND ASSOCIATED EQUIPMENT, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $150,000

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of replacing STAR vans and associated equipment, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $150,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes. The period of probable usefulness of the aforesaid class of objects or purposes is five (5) years, pursuant to subdivision 29 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is $150,000, and the plan for the financing thereof is by the issuance of $150,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in

anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #35

Intro. No. 484

RESOLUTION NO. 399 OF 2005

BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $200,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE PURCHASE OF EQUIPMENT AND FURNISHINGS FOR THE MONROE COMMUNITY HOSPITAL COMPLEX, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $200,000

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the purchase of equipment and furnishings for the Monroe Community Hospital Complex, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $200,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes.

The period of probable usefulness of the aforesaid class of objects or purposes is five (5) years, pursuant to subdivision 32 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is $200,000, and the plan for the financing thereof is by the issuance of $200,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said

bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #37

Intro. No. 485

RESOLUTION NO. 400 OF 2005

SUPERSEDING BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $310,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE RECONSTRUCTION OF PORTIONS OF COUNTY BUILDINGS FOR ADA IMPROVEMENTS, IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON NOVEMBER 15, 2004 (RESOLUTION NO. 410 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the reconstruction of portions of county buildings for ADA improvements, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $310,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($235,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is ten (10) years, pursuant to subdivision 12(a)(3) of paragraph a of Section 11.00 of the Local Finance Law, computed from the date of the first obligation issued pursuant to this bond resolution, it being hereby determined that no obligations were ever issued pursuant the bond resolution which this bond resolution supersedes.

Section 2. The maximum estimated cost thereof is $310,000, and the plan for the financing thereof is by the issuance of $310,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer,

the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 410 of 2004, being a bond resolution dated November 15, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $235,000 to $310,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #38

Intro. No. 486

RESOLUTION NO. 401 OF 2005

SUPERSEDING BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $300,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE IDENTIFICATION, LABELING AND ABATEMENT OF ASBESTOS MATERIALS IN COUNTY FACILITIES, IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON NOVEMBER 15, 2004 (RESOLUTION NO. 411 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the identification, labeling and abatement of asbestos materials in County facilities, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $300,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($200,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is ten (10) years, pursuant to subdivision 12(a)(3) of paragraph a of Section 11.00 of the Local Finance Law, computed from the date of the first obligation issued pursuant to this bond resolution, it being hereby determined that no obligations were ever issued pursuant the bond resolution which this bond resolution supersedes.

Section 2. The maximum estimated cost thereof is $300,000, and the plan for the financing thereof is by the issuance of $300,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as

may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 411 of 2004, being a bond resolution dated November 15, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $200,000 to $300,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #39

Intro. No. 487

RESOLUTION NO. 402 OF 2005

SUPERSEDING BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $500,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE INSTALLATION OF A GEOGRAPHIC INFORMATION SYSTEM, IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON MAY 7, 2004 (RESOLUTION NO. 154 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the installation of a geographic information system, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $500,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($250,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is five (5) years, pursuant to subdivision 35 of paragraph a of Section 11.00 of the Local Finance Law, computed from the date of the first obligation issued pursuant to this bond resolution, it being hereby determined that no obligations were ever issued pursuant the bond resolution which this bond resolution supersedes.

Section 2. The maximum estimated cost thereof is $500,000, and the plan for the financing thereof is by the issuance of $500,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the

date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 154 of 2004, being a bond resolution dated May 7, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $250,000 to $500,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #40

Intro. No. 488

RESOLUTION NO. 403 OF 2005

SUPERSEDING BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $3,675,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE RECONSTRUCTION AND IMPROVEMENT OF PORTIONS OF NORTON STREET FROM PORTLAND AVENUE TO EAST CITY LINE PURSUANT TO SECTION 131-K OF THE HIGHWAY LAW, IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON NOVEMBER 15, 2004 (RESOLUTION NO. 437 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the reconstruction and improvement of portions of Norton Street from Portland Avenue to East City Line pursuant to Section 131-k of the Highway Law, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $3,675,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($900,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is fifteen (15) years, pursuant to subdivision 20(c) of paragraph a of Section 11.00 of the Local Finance Law, computed from the date of the first obligation issued pursuant to this bond resolution, it being hereby determined that no obligations were ever issued pursuant the bond resolution which this bond resolution supersedes.

Section 2. The maximum estimated cost thereof is $3,675,000, and the plan for the financing thereof is by the issuance of $3,675,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 437 of 2004, being a bond resolution dated November 15, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $900,000 to $3,675,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #41

Intro. No. 489

RESOLUTION NO. 404 OF 2005

SUPERSEDING BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $4,700,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE RECONSTRUCTION OF GARNSEY ROAD (FROM ROUTE 250 TO I-490 OVERPASS), IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON MAY 7, 2004 (RESOLUTION NO. 179 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the reconstruction of Garnsey Road (from Route 250 to I-490 Overpass), in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $4,700,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($560,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is fifteen (15) years, pursuant to clauses (c), (d) and/or (e) of subdivision 20 of paragraph a of Section 11.00 of the Local Finance Law (it being hereby determined that such avenue shall be of flexible pavement, rigid base or rigid pavement, as described in said clauses (c), (d) or (e)), computed from the date of the first obligation issued pursuant to this bond resolution, it being hereby determined that no obligations were ever issued pursuant the bond resolution which this bond resolution supersedes.

Section 2. The maximum estimated cost thereof is $4,700,000, and the plan for the financing thereof is by the issuance of $4,700,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate

the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 179 of 2004, being a bond resolution dated May 7, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of

objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $560,000 to $4,700,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #42

Intro. No. 490

RESOLUTION NO. 405 OF 2005

SUPERSEDING BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $800,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE RECONSTRUCTION AND REPLACEMENT OF LAWRENCE ROAD BRIDGE OVER MOORMAN CREEK (INCLUDING RETAINING WALLS AND APPROACHES THERETO), IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON MAY 7, 2004 (RESOLUTION NO. 174 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the reconstruction and replacement of Lawrence Road Bridge over Moorman Creek (including retaining walls and approaches thereto), in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $800,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the

cost of the aforesaid class of objects or purposes ($175,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is twenty (20) years, pursuant to subdivision 10 of paragraph a of Section 11.00 of the Local Finance Law, computed from the date of the first obligation issued pursuant to this bond resolution, it being hereby determined that no obligations were ever issued pursuant the bond resolution which this bond resolution supersedes.

Section 2. The maximum estimated cost thereof is $800,000, and the plan for the financing thereof is by the issuance of $800,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 174 of 2004, being a bond resolution dated May 7, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $175,000 to $800,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency
File No. 05-433.br
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 22, 2005.
Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #43

Intro. No. 491

RESOLUTION NO. 406 OF 2005

SUPERSEDING BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $675,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE RECONSTRUCTION AND REPLACEMENT OF LAWRENCE ROAD BRIDGE OVER OTIS CREEK (INCLUDING RETAINING WALLS AND APPROACHES THERETO), IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON MAY 7, 2004 (RESOLUTION NO. 175 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the reconstruction and replacement of Lawrence Road Bridge over Otis Creek (including retaining walls and approaches thereto), in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $675,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($150,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is twenty (20) years, pursuant to subdivision 10 of paragraph a of Section 11.00 of the Local Finance Law, computed from the date of the first obligation issued pursuant to this bond resolution, it being hereby determined that no obligations were ever issued pursuant the bond resolution which this bond resolution supersedes.

Section 2. The maximum estimated cost thereof is $675,000, and the plan for the financing thereof is by the issuance of $675,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall

contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 175 of 2004, being a bond resolution dated May 7, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $150,000 to $675,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #44

Intro. No. 492

RESOLUTION NO. 407 OF 2005

SUPERSEDING BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $705,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE RECONSTRUCTION AND REPLACEMENT OF GILMORE ROAD BRIDGE OVER OTIS CREEK (INCLUDING RETAINING WALLS AND APPROACHES THERETO), IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON MAY 7, 2004 (RESOLUTION NO. 170 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the reconstruction and replacement of Gilmore Road Bridge over Otis Creek (including retaining walls and approaches thereto), in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $705,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($150,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is twenty (20) years, pursuant to subdivision 10 of paragraph a of Section 11.00 of the Local Finance Law, computed from the date of the first obligation issued pursuant to this bond resolution, it being hereby determined that no obligations were ever issued pursuant the bond resolution which this bond resolution supersedes.

Section 2. The maximum estimated cost thereof is $705,000, and the plan for the financing thereof is by the issuance of $705,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in

anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 170 of 2004, being a bond resolution dated May 7, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $150,000 to $705,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #45

Intro. No. 493

RESOLUTION NO. 408 OF 2005

SUPERSEDING BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $286,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE PURCHASE OF HEAVY EQUIPMENT FOR TRAFFIC ENGINEERING MAINTENANCE ACTIVITIES, IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON NOVEMBER 15, 2004 (RESOLUTION NO. 434 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the purchase of heavy equipment for traffic engineering maintenance activities, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $286,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($58,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is five (5) years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law, computed from the date of the first obligation issued pursuant to this bond resolution, it being hereby determined that no obligations were ever issued pursuant the bond resolution which this bond resolution supersedes.

Section 2. The maximum estimated cost thereof is $286,000, and the plan for the financing thereof is by the issuance of $286,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as

may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 434 of 2004, being a bond resolution dated November 15, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $58,000 to $286,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #46

Intro. No. 494

RESOLUTION NO. 409 OF 2005

SUPERSEDING BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $5,000,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE PURCHASE OF VOTING MACHINES AND EQUIPMENT INCIDENTAL THERETO, IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON NOVEMBER 15, 2004 (RESOLUTION NO. 433 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the purchase of voting machines and equipment incidental thereto, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $5,000,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($3,000,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is ten (10) years, pursuant to subdivision 31 of paragraph a of Section 11.00 of the Local Finance Law, computed from the date of the first obligation issued pursuant to this bond resolution, it being hereby determined that no obligations were ever issued pursuant the bond resolution which this bond resolution supersedes.

Section 2. The maximum estimated cost thereof is $5,000,000, and the plan for the financing thereof is by the issuance of $5,000,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the

date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 433 of 2004, being a bond resolution dated November 15, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $3,000,000 to $5,000,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #47

Intro. No. 495

RESOLUTION NO. 410 OF 2005

SUPERSEDING BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $1,290,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE PURCHASE AND INSTALLATION OF TECHNOLOGY AND INFRASTRUCTURE IMPROVEMENTS, INCLUDING THE PHONE SYSTEM, AT MONROE COMMUNITY COLLEGE, IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON NOVEMBER 15, 2004 (RESOLUTION NO. 418 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the purchase and installation of technology and infrastructure improvements, including the phone system, at Monroe Community College, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $1,290,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($874,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is five (5) years, pursuant to subdivision 32 of paragraph a of Section 11.00 of the Local Finance Law, computed from the date of the first obligation issued pursuant to this bond resolution, it being hereby determined that no obligations were ever issued pursuant the bond resolution which this bond resolution supersedes.

Section 2. The maximum estimated cost thereof is $1,290,000, and the plan for the financing thereof is by the issuance of $1,290,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 418 of 2004, being a bond resolution dated November 15, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $874,000 to $1,290,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #48

Intro. No. 496

RESOLUTION NO. 411 OF 2005

SUPERSEDING BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $1,125,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF INFRASTRUCTURE IMPROVEMENTS AT THE MONROE COMMUNITY HOSPITAL COMPLEX, IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON NOVEMBER 15, 2004 (RESOLUTION NO. 400 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of infrastructure improvements at the Monroe Community Hospital Complex, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $1,125,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($925,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is fifteen (15) years, pursuant to subdivision 12(a)(2) of paragraph a of Section 11.00 of the Local Finance Law, computed from December 16, 2004, the date of the first obligation issued therefor.

Section 2. The maximum estimated cost thereof is $1,125,000, and the plan for the financing thereof is by the issuance of $1,125,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as

may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 400 of 2004, being a bond resolution dated November 15, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $925,000 to $1,125,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #49

Intro. No. 497

RESOLUTION NO. 412 OF 2005

SUPERSEDING BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $207,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE PURCHASE OF HEAVY EQUIPMENT FOR COUNTY PARKLAND MAINTENANCE ACTIVITIES, IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON NOVEMBER 15, 2004 (RESOLUTION NO. 426 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the purchase of heavy equipment for County parkland maintenance activities, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $207,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($116,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is five (5) years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law, computed from the date of the first obligation issued pursuant to this bond resolution, it being hereby determined that no obligations were ever issued pursuant the bond resolution which this bond resolution supersedes.

Section 2. The maximum estimated cost thereof is $207,000, and the plan for the financing thereof is by the issuance of $207,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the

date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 426 of 2004, being a bond resolution dated November 15, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $116,000 to $207,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #50

Intro. No. 498

RESOLUTION NO. 413 OF 2005

SUPERSEDING BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $305,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE PURCHASE OF EQUIPMENT TO BE USED FOR THE MAINTENANCE OF COUNTY HIGHWAYS AND BRIDGES, IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON NOVEMBER 15, 2004 (RESOLUTION NO. 414 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the purchase of equipment to be used for the maintenance of County highways and bridges, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $305,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($150,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is five (5) years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law, computed from the date of the first obligation issued pursuant to this bond resolution, it being hereby determined that no obligations were ever issued pursuant the bond resolution which this bond resolution supersedes.

Section 2. The maximum estimated cost thereof is $305,000, and the plan for the financing thereof is by the issuance of $305,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals

of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 414 of 2004, being a bond resolution dated November 15, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $150,000 to $305,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #52

Intro. No. 499

RESOLUTION NO. 414 OF 2005

BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $134,500 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST TO PURCHASE A NEW SCUBA VAN, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $134,500

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost to purchase a new SCUBA van, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $134,500 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes. The period of probable usefulness of the aforesaid class of objects or purposes is five (5) years, pursuant to subdivision 29 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is $134,500, and the plan for the financing thereof is by the issuance of $134,500 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such

credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.
Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #53

Intro. No. 500

RESOLUTION NO. 415 OF 2005

SUPERSEDING BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $600,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF IMPROVEMENTS, INCLUDING ENERGY RELATED ENHANCEMENTS, AT THE MONROE COMMUNITY HOSPITAL COMPLEX, IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON NOVEMBER 15, 2004 (RESOLUTION NO. 407 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of improvements, including energy related enhancements, at the Monroe Community Hospital Complex, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $600,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($400,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is ten (10) years, pursuant to subdivision 13 of paragraph a of Section 11.00 of the Local Finance Law, computed from the date of the first obligation issued pursuant to this bond resolution, it being hereby determined that no obligations were ever issued pursuant the bond resolution which this bond resolution supersedes.

Section 2. The maximum estimated cost thereof is $600,000, and the plan for the financing thereof is by the issuance of $600,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 407 of 2004, being a bond resolution dated November 15, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $400,000 to $600,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #54

Intro. No. 501

RESOLUTION NO. 416 OF 2005

BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $200,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF IMPROVEMENTS TO THE LIBRARY SYSTEM, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $200,000

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of improvements to the Library System, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $200,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes. The period of probable usefulness of the aforesaid class of objects or purposes is five (5) years, pursuant to subdivision 35 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is $200,000, and the plan for the financing thereof is by the issuance of $200,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-

12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency
File No. 05-433.br
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 22, 2005.
Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #55

Intro. No. 502

RESOLUTION NO. 417 OF 2005

SUPERSEDING BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $1,000,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF REIMBURSING THE CITY OF ROCHESTER FOR TRAFFIC ENGINEERING COSTS ASSOCIATED WITH CITY-INITIATED HIGHWAY PROJECTS, IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON NOVEMBER 15, 2004 (RESOLUTION NO. 440 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of reimbursing the City of Rochester for traffic engineering costs associated with City-initiated highway projects, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $1,000,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($500,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is ten (10) years, pursuant to subdivision 72(b) of paragraph a of Section 11.00 of the Local Finance Law, computed from the date of the first obligation issued pursuant to this bond resolution, it being hereby determined that no obligations were ever issued pursuant the bond resolution which this bond resolution supersedes.

Section 2. The maximum estimated cost thereof is $1,000,000, and the plan for the financing thereof is by the issuance of $1,000,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each

year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall

contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 440 of 2004, being a bond resolution dated November 15, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $500,000 to $1,000,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #56

Intro. No. 503

RESOLUTION NO. 418 OF 2005

SUPERSEDING BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $600,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE RECONSTRUCTION AND IMPROVEMENT OF PORTIONS OF THE MONROE COMMUNITY HOSPITAL COMPLEX, IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON NOVEMBER 15, 2004 (RESOLUTION NO. 413 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the reconstruction and improvement of portions of the Monroe Community Hospital Complex, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $600,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($400,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is fifteen (15) years, pursuant to subdivision 12(a)(2) of paragraph a of Section 11.00 of the Local Finance Law, computed from December 16, 2004, the date of the first obligation issued therefor.

Section 2. The maximum estimated cost thereof is $600,000, and the plan for the financing thereof is by the issuance of $600,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of

Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or

proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 413 of 2004, being a bond resolution dated November 15, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $400,000 to $600,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson Project Ref #57

Intro. No. 504

RESOLUTION NO. 419 OF 2005

SUPERSEDING BOND RESOLUTION DATED NOVEMBER 15, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $200,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF UPGRADING THE LIBRA INTEGRATED LIBRARY SYSTEM (ILS), IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON NOVEMBER 15, 2004 (RESOLUTION NO. 439 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of upgrading the Libra Integrated Library System (ILS), in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $200,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($100,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is five (5) years, pursuant to subdivision 35 of paragraph a of Section 11.00 of the Local Finance Law, computed from the date of the first obligation issued pursuant to this bond resolution, it being hereby determined that no obligations were ever issued pursuant the bond resolution which this bond resolution supersedes.

Section 2. The maximum estimated cost thereof is $200,000, and the plan for the financing thereof is by the issuance of $200,000 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-

12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 439 of 2004, being a bond resolution dated November 15, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $100,000 to $200,000.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Matter of Urgency

File No. 05-433.br

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

By Legislators Driscoll and Dobson{PRIVATE }

Intro. No. 505

RESOLUTION NO. 420 OF 2005

CONSENTING TO FINANCING BY MONROE COUNTY WATER AUTHORITY OF EAST SIDE WATER SUPPLY WATER FACILITIES CAPITAL PROJECT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Legislature hereby consents to the Monroe County Water Authority issuing its own bonds or using other available funds to finance the East Side Water Supply water facilities capital project at an estimated cost of $10,000,000.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency

File No. 05-434

Adopted: Ayes 29, Noes 0.

Approved by County Executive Maggie Brooks, November 22, 2005.

Effective Date: November 22, 2005.

UNFINISHED BUSINESS

Upon Motion by Legislator Smith, the Legislature adjourned at 9:20 P.M. until Tuesday, December 13, 2005 at 6:00 P.M.

JOANNE B. ZELAZNY
Clerk of the Legislature

TWELFTH DAY

TUESDAY, DECEMBER 13, 2005

Legislature met pursuant to adjournment.

President Wayne E. Zyra in the Chair.

ROLL CALL

Present — Legislators Adair, Aldersley, Amato, Assini, Barker, Benet, Bullard, Cassetti, Colby, Cruz, Dobson, Driscoll, Eckel, Garner Goldstein, Hanna, LaFountain, Malta, Jeffery McCann, Peter McCann, Murray, O'Brien, Palumbo, Quatro, Smith, Thomas, Valerio, Wilmot, Zyra — 28

Absent — Legislator Lee — 1

Meeting formally opened. At the invitation of President Wayne E. Zyra, Reverend Ronald House, Bibleway Healing Assembly, delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator José A. Cruz.

MOTIONS, RESOLUTIONS AND NOTICES

By Legislators Smith and Aldersley

Intro. No. 506

RESOLUTION NO. 421 OF 2005

IN MEMORIAM

EXPRESSING REGRET OF THE MONROE COUNTY LEGISLATURE ON THE RECENT PASSING OF MONROE COUNTY SHERIFF'S DEPUTY GALEN J. HERREN

BE IT RESOLVED, that the Monroe County Legislature hereby expresses its deep sympathy at the recent passing of Monroe County Sheriff's Deputy Galen J. Herren; and

WHEREAS, Galen J. Herren, Monroe County Sheriff's Deputy, passed away on December 3, 2005; and

WHEREAS, Deputy Herren grew up in Canandaigua and graduated from Monroe Community College, where he studied criminal justice. Deputy Herren worked with the New York State Park Police at Hamlin Beach State Park for two and half years before becoming a deputy; and

WHEREAS, Deputy Herren was highly valued in the law enforcement community. He was an instructor for firearms and defensive tactics. He also taught safety for young boaters and snow mobilers, and also was a background investigator. Deputy Herren also previously worked with Nazareth College's security department; and

WHEREAS, The citizens of Monroe County and New York State have lost a dedicated police officer who served the public in a conscientious and thorough manner; and

WHEREAS, Deputy Galen Herren will be remembered for his kindness, intellect, ingenuity, and leadership.

BE IT FURTHER RESOLVED, that the Clerk of the Legislature is hereby requested to forward a copy of this resolution to the bereaved family.

This resolution was adopted unanimously with each legislator rising in his or her place for a moment of silence.

File No. 05-443

APPROVAL OF MINUTES

Without objection, the journal of the session of Day 11, November 15, 2005 was approved as submitted. The 2004 Monroe County Proceedings were received on December 13, 2005.

PETITIONS AND COMMUNICATIONS

From the President of the Legislature - WAYNE E. ZYRA

Declaring Communication from County Executive Regarding Authorizing Various Financial Appropriations and Transfers Related to the 2005 Operating Budget to Be a Matter of Urgency.
Read and Adopted under Rule 23(A)(3) on December 13, 2005. (File No. 05-436)

Declaring Communication from County Executive Regarding Delinquent Water and Sewer Taxes to Be a Matter of Urgency.
Read and Adopted under Rule 23(A)(3) on December 13, 2005. (File No. 05-437)

Declaring Communication from County Executive Regarding 2005 Equalization Table - Real and Franchise Property and Ratios of Assessed Value To Full Value to Be a Matter of Urgency.
Read and Adopted under Rule 23(A)(3) on December 13, 2005. (File No. 05-438)

Declaring Communication from County Executive Regarding Erroneous Assessments - Authorization of Year 2006 Administrative Refunds and Correction of Taxes to Be a Matter of Urgency.
Read and Adopted under Rule 23(A)(3) on December 13, 2005. (File No. 05-439)

Declaring Communication from County Executive Regarding Total Tax Levy - 2006 to Be a Matter of Urgency.
Read and Adopted under Rule 23(A)(3) on December 13, 2005. (File No. 05-440)

Declaring Communication from County Executive Regarding Levying Taxes and Assessments Required for Purposes of Annual Budgets of Towns of Monroe County for Year 2006 to Be a Matter of Urgency.
Read and Adopted under Rule 23(A)(3) on December 13, 2005. (File No. 05-441)

Declaring Communication from County Executive Regarding Unpaid School Taxes to Be a Matter of Urgency.
Read and Adopted under Rule 23(A)(3) on December 13, 2005. (File No. 05-442)

Declaring Communication Regarding Expressing Regret of the Monroe County Legislature on the Recent Passing of Monroe County Sheriff Deputy Galen J. Herren to Be a Matter of Urgency.
Read and Adopted under Rule 23(A)(3) on December 13, 2005. (File No. 05-443)

Regarding Chaplain for the Month of December, Reverend Ronald House, at the Invitation of President Wayne E. Zyra.
Read and Filed. (File No. RF05-240)

From the County Executive — MAGGIE BROOKS

Regarding Summary Level Financial Statements by Department for the Months of August, September and October 2005.
Read and Filed. (File No. RF05-241)

OTHERS COUNTY OFFICIALS

Joanne B. Zelazny — Regarding Summaries of the 2006 Town Budgets.
Read and Print. (File No. 05-435)

To the Honorable
Monroe County Legislature
407 County Office Building
Rochester, NY 14614

December 9, 2005

Re: Summaries of the 2006 Town Budgets

Honorable Legislators:

I, Joanne B. Zelazny, Clerk of the Legislature of the County of Monroe, do hereby submit, pursuant to Section 115 of the Town Law and Resolution No. 518 of 1988, adopted by the Legislature on December 13, 1988, summaries of the 2006 Town Budgets to be printed in the Official 2005 Proceedings of the Legislature.

Respectfully submitted,
JOANNE B. ZELAZNY
Clerk of the Legislature

2006 SUMMARY OF TOWN BUDGETS

TOWN OF BRIGHTON

Fund	*Appropriations And Provisions For Other Uses*	*Less Estimated Revenues*	*Less Unexpended Balances*	*(Levy) Amount To Be Raised By Tax*
General	$12,709,335.00	$5,013,605.00	$625,000.00	$7,070,730.00
Highway	4,159,625.00	817,670.00	150,000.00	3,191,955.00
Library	1,644,370.00	135,850.00	7,500.00	1,501,020.00
Debt Service Fund	17,935.00	.00	17,935.00	.00
TOTAL	$18,531,265.00	$5,967,125.00	$800,435.00	$11,763,705.00

TOWN OF CHILI

Fund	*Appropriations And Provisions For Other Uses*	*Less Estimated Revenues*	*Less Unexpended Balances*	*(Levy) Amount To Be Raised By Tax*
General	$5,562,408.22	$2,558,213.00	$1,502,500.00	$1,501,695.22
Highway	3,392,795.00	548,200.00	437,000.00	2,407,595.00
Library	897,600.00	59,600.00	.00	838,000.00
TOTAL	$9,852,803.22	$3,166,013.00	$1,939,500.00	$4,747,290.22

TOWN OF CLARKSON

Fund	Appropriations And Provisions For Other Uses	Less Estimated Revenues	Less Unexpended Balances	(Levy) Amount To Be Raised By Tax
General	$913,965.00	$392,395.00	$152,606.00	$368,964.00
General-Outside Village	407,283.00	99,400.00	28,453.00	279,430.00
Highway-Townwide	1,031,266.00	336,657.00	495,320.00	199,289.00
Highway-Outside Village	154,898.00	15,750.00	2,609.00	136,539.00
TOTAL	$2,507,412.00	$844,202.00	$678,988.00	$984,222.00

TOWN OF EAST ROCHESTER

All taxes raised by village tax levy.

TOWN OF GATES

Fund	Appropriations And Provisions For Other Uses	Less Estimated Revenues	Less Unexpended Balances	(Levy) Amount To Be Raised By Tax
General	$10,434,605.00	$5,116,155.00	$325,000.00	$4,993,450.00
Highway-Townwide	2,267,117.00	762,150.00	.00	1,504,967.00
Public Library	1,208,423.00	71,778.00	.00	1,136,645.00
Debt Service Fund	543,837.00	.00	.00	543,837.00
TOTAL	$14,453,982.00	$5,950,083.00	$325,000.00	$8,178,899.00

TOWN OF GREECE

Fund	Appropriations And Provisions For Other Uses	Less Estimated Revenues	Less Unexpended Balances	(Levy) Amount To Be Raised By Tax
General	$27,531,725.00	$9,944,017.00	$2,930,000.00	$14,657,708.00
Highway	10,089,628.00	1,082,110.00	100,000.00	8,907,518.00
Library	2,719,001.00	149,309.00	.00	2,569,692.00
TOTAL	$40,340,354.00	$11,175,436.00	$3,030,000.00	$26,134,918.00

TOWN OF HAMLIN

Fund	Appropriations And Provisions For Other Uses	Less Estimated Revenues	Less Unexpended Balances	(Levy) Amount To Be Raised By Tax
General	$1,590,692.22	$754,039.00	$240,000.00	$596,653.22
Highway-Townwide	1,205,087.00	619,500.00	130,000.00	455,587.00
TOTAL	$2,795,779.22	$1,373,539.00	$370,000.00	$1,052,240.22

TOWN OF HENRIETTA

Fund	Appropriations And Provisions For Other Uses	Less Estimated Revenues	Less Unexpended Balances	(Levy) Amount To Be Raised By Tax
General	$6,933,969.00	$5,131,816.00	$1,802,153.00	$.00
Highway	2,766,550.00	842,396.00	143,733.00	1,780,421.00

Library	1,117,940.00	164,585.00	14,580.00	938,775.00
TOTAL	$10,818,459.00	$6,138,797.00	$1,960,466.00	$2,719,196.00

TOWN OF IRONDEQUOIT

Fund	*Appropriations And Provisions For Other Uses*	*Less Estimated Revenues*	*Less Unexpended Balances*	*(Levy) Amount To Be Raised By Tax*
General-Townwide	$17,641,101.00	$7,521,936.00	$747,854.00	$9,371,311.00
Library	1,798,067.00	199,416.00	130,000.00	1,468,651.00
Total Highway	5,331,069.00	1,201,960.00	.00	4,129,109.00
TOTAL	$24,770,237.00	$8,923,312.00	$877,854.00	$14,969,071.00

TOWN OF MENDON

Fund	*Appropriations And Provisions For Other Uses*	*Less Estimated Revenues*	*Less Unexpended Balances*	*(Levy) Amount To Be Raised By Tax*
General-Townwide	$1,168,279.00	$665,299.00	$175,000.00	$327,980.00
Town-Outside Village	599,003.00	442,257.00	95,000.00	61,746.00
Highway-Townwide	765,521.00	288,000.00	142,000.00	335,521.00
Highway-Outside Village	865,288.00	305,000.00	138,000.00	422,288.00
Library	289,600.00	24,251.00	20,000.00	245,349.00
TOTAL	$3,687,691.00	$1,724,807.00	$570,000.00	$1,392,884.00

TOWN OF OGDEN

Fund	*Appropriations And Provisions For Other Uses*	*Less Estimated Revenues*	*Less Unexpended Balances*	*(Levy) Amount To Be Raised By Tax*
General	$4,727,665.00	$1,242,289.00	$59,670.00	$3,425,706.00
Part–Town Fund	720,080.00	647,603.00	16,843.00	55,634.00
Highway	2,915,451.00	971,450.00	583,246.00	1,360,755.00
Townwide Drainage	130,922.00	.00	.00	130,922.00
TOTAL	$8,494,118.00	$2,861,342.00	$659,759.00	$4,973,017.00

TOWN OF PARMA

Fund	*Appropriations And Provisions For Other Uses*	*Less Estimated Revenues*	*Less Unexpended Balances*	*(Levy) Amount To Be Raised By Tax*
General	$2,230,514.00	$1,027,634.00	$160,000.00	$1,042,880.00
Part-Town	371,307.00	371,307.00	.00	.00
Highway-Townwide	589,654.00	371,100.00	50,000.00	168,554.00
Highway-Part-Town	604,207.00	393,880.00	80,000.00	130,327.00
Library	447,161.00	29,650.00	8,500.00	409,011.00
TOTAL	$4,242,843.00	$2,193,571.00	$298,500.00	$1,750,772.00

TOWN OF PENFIELD

Fund	*Appropriations And Provisions For Other Uses*	*Less Estimated Revenues*	*Less Unexpended Balances*	*(Levy) Amount To Be Raised By Tax*

General	$8,381,318.00	$5,269,885.00	$346,700.00	$2,764,733.00
Highway	3,981,345.00	1,305,000.00	.00	2,676,345.00
Library	1,447,919.00	107,368.00	.00	1,340,551.00
TOTAL	$13,810,582.00	$6,682,253.00	$346,700.00	$6,781,629.00

TOWN OF PERINTON

Fund	*Appropriations And Provisions For Other Uses*	*Less Estimated Revenues*	*Less Unexpended Balances*	*(Levy) Amount To Be Raised By Tax*
General-Townwide	$3,419,018.00	$3,035,000.00	$355,000.00	$29,018.00
General-Outside Village	1,449,951.00	1,184,951.00	265,000.00	.00
Highway-Townwide	2,708,900.00	930,000.00	50,000.00	1,728,900.00
Highway-Outside Village	2,176,000.00	1,127,749.00	20,000.00	1,028,251.00
Recreation & Parks	3,714,829.00	1,620,000.00	45,000.00	2,049,829.00
TOTAL	$13,468,698.00	$7,897,700.00	$735,000.00	$4,835,998.00
Less Tax Relevy				8,167.00
NET TOTAL				$4,827,831.00

TOWN OF PITTSFORD

Fund	*Appropriations And Provisions For Other Uses*	*Less Estimated Revenues*	*Less Unexpended Balances*	*(Levy) Amount To Be Raised By Tax*
General-Townwide	$7,226,939.00	$2,469,349.00	$710,000.00	$4,047,590.00
General-Outside Village	1,081,124.00	820,829.00	260,295.00	.00
Highway-Townwide	2,152,815.00	370,000.00	255,000.00	1,527,815.00
Highway-Outside Village	1,933,536.00	646,615.00	274,000.00	1,012,921.00
Library	888,541.00	80,850.00	20,000.00	787,691.00
TOTAL	$13,282,955.00	$4,387,643.00	$1,519,295.00	$7,376,017.00

TOWN OF RIGA

Fund	*Appropriations And Provisions For Other Uses*	*Less Estimated Revenues*	*Less Unexpended Balances*	*(Levy) Amount To Be Raised By Tax*
General	$1,362,251.00	$1,325,853.00	$36,398.00	$.00
General-Outside Village	131,180.00	59,893.00	71,287.00	.00
Highway-Townwide	557,512.00	357,512.00	200,000.00	.00
Highway-Outside Village	297,836.00	197,836.00	100,000.00	.00
Capital	440,000	.00	440,000.00	.00
TOTAL	$2,788,779.00	$1,941,094.00	$847,685.00	$.00

TOWN OF RUSH

Fund	*Appropriations And Provisions For Other Uses*	*Less Estimated Revenues*	*Less Unexpended Balances*	*(Levy) Amount To Be Raised By Tax*
General	$947,088.00	($419,193.00)	($141,000.00)	$386,895.00
Highway	726,825.00	(372,895.00)	(24,000.00)	153,250.00
Library	155,832.00	(9,500.00)	.00	329,930.00
R&B Debt Service	153,250.00	.00	.00	146,332.00
TOTAL	$1,982,995.00	($801,588)	($165,000.00)	$1,016,407.00

TOWN OF SWEDEN

Fund	Appropriations And Provisions For Other Uses	Less Estimated Revenues	Less Unexpended Balances	(Levy) Amount To Be Raised By Tax
General-Townwide	$2,509,229.00	$1,107,930.00	$275,000.00	$1,126,299.00
General-Outside Village	483,218.00	355,410.00	125,000.00	2,808.00
Highway-Townwide	33,739.00	1,000.00	3,000.00	29,739.00
Highway-Outside Village	1,201,749.00	359,488.00	154,000.00	688,261.00
TOTAL	$4,227,935.00	$1,823,828.00	$557,000.00	$1,847,107.00

TOWN OF WEBSTER

Fund	Appropriations And Provisions For Other Uses	Less Estimated Revenues	Less Unexpended Balances	(Levy) Amount To Be Raised By Tax
General-Townwide	$13,189,731.00	$3,566,639.00	$767,000.00	$8,856,092.00
General-Part-Town	793,963.00	573,300.00	211,648.00	9,015.00
Highway-Townwide	799,778.00	112,000.00	100,000.00	587,778.00
Highway- Part-Town	3,062,000.00	1,895,500.00	272,000.00	894,500.00
TOTAL	$17,845,472.00	$6,147,439.00	$1,350,648.00	$10,347,385.00

TOWN OF WHEATLAND

Fund	Appropriations And Provisions For Other Uses	Less Estimated Revenues	Less Unexpended Balances	(Levy) Amount To Be Raised By Tax
General-Townwide	$955,120.00	$261,630.00	$142,018.00	$551,472.00
General-Outside Village	136,962.00	93,500.00	21,707.00	21,755.00
Highway-Townwide	805,340.00	403,500.00	170,991.00	230,849.00
Highway-Outside Village	178,895.00	87,500.00	20,689.00	70,706.00
TOTAL	$2,076,317.00	$846,130.00	$355,405.00	$874,782.00

Joanne B. Zelazny, Clerk of the Legislature — Regarding 2006 Town Budgets.

Read and Filed. (File No. RF05-242)

Peter M. Quinn and Thomas F. Ferrarese, Commissioners, Board of Elections — Regarding Total Expenditures of the Board of Elections for 2005.

Read and Filed. (File No. RF05-243)

John E. Graham, P.E., Director, Department of Environmental Services — Regarding Solid Waste Tipping Fee Report as of November 2005.

Read and Filed. (File No. RF05-244)

Michael J. Garland, P.E., Deputy Director, Department of Environmental Services — Regarding Reporting Requirements for Pure Waters Contracts for the Month of October 2005.

Read and Filed. (File No. RF05-245)

Bonnie Pedrick-Coles, Chairperson, Monroe County Planning Board — Regarding Cancellation Notice for Meetings Scheduled for November 17, 2005 and December 15, 2005; 2006 Monroe County Planning Board Meeting Schedule.

Read and Filed. (File No. RF05-246)

Monroe County Department of Planning and Development — Regarding Development Review Referrals Summaries dated November 8, 2005 through December 6, 2005.

Read and Filed. (File No. RF05-247)

Monroe Community College Board of Trustees — Regarding Minutes of Meeting held November 21, 2005.

Read and Filed. (File No. RF05-248)

MISCELLANEOUS

Edward T. Marianetti, Executive Director, Monroe County Water Authority — Regarding 2006 Budget and Proposed Change in Authority Rules and Rates.

Read and Filed. (File No. RF05-249)

Ruben Barrales, Deputy Assistant to the President and Director of Intergovernmental Affairs — Regarding Acknowledging Receipt of Memorializing Resolutions.

Read and Filed. (File No. RF05-250)

Jacquelyne A. Leach, Comptroller, Western Regional Off-Track Betting Corporation — Regarding October 2005 Retained Surcharge Revenue for Monroe County.

Read and Filed. (File No. RF05-251)

Nathan L. Rudgers, Commissioner, New York State Department of Agriculture and Markets — Regarding Request for Proposals for Farmland Protection Implementation Projects and Schedule of Bidder's Workshops.

Read and Filed. (File No. RF05-252)

Ronald J. Mead, Agricultural District Program Manager, New York State Department of Agriculture and Markets — Regarding Received Materials Required to Begin the Process of Reviewing Monroe County Agricultural District No. 1.

Read and Filed. (File No. RF05-253)

New York State Department of Environmental Conservation — Regarding Notice of Public Hearing on Brownfield Cleanup Program.

Read and Filed. (File No. RF05-254)

Stephen J. Acquario, Esq., Executive Director, New York State Association of Counties — Regarding Acknowledging Receipt of Memorializing Resolutions.

Read and Filed. (File No. RF05-255)

George D. Maziarz, New York State Senate, District 62 — Regarding Acknowledging Receipt of Memorializing Resolutions.

Read and Filed. (File No. RF05-256)

Joseph A. Errigo, New York State Assembly, District 130 — Regarding Acknowledging Receipt of Memorializing Resolutions.

Read and Filed. (File No. RF05-257)

Carolee Conklin, Clerk, Rochester City Council — Regarding Minutes of Regular Meetings held October 11, 2005; Notice and Agenda of Meeting Scheduled for December 20, 2005; Ordinances Passed at the Regular Meeting held November 15, 2005.

Read and Filed. (File No. RF05-258)

Note: President Zyra recognized the presence of former Monroe County Legislator David G. Proud.

PROCLAMATIONS

By the President of the Legislature — WAYNE E. ZYRA

Recognized Jointly with Legislators John G. Driscoll, Mary A. Valerio and Lynda Garner Goldstein the "Monroe Community College Lady Tribunes

Soccer Team" for winning the 2005 National Junior College Athletic Association Division I Championship.

Read and Filed.

Recognized Jointly with Legislators Mark W. Assini, A. Michael Hanna and William J. Benet "Vicky Cooke and Joan O'Byrne" for winning the 2005 Senior World Team Tennis National Championship.

Read and Filed.

Recognized Jointly with Legislator Peter N. McCann the "Brockport Boys and Girls Varsity Soccer Teams" for winning the 2005 Section V Class AAA Championships.

Read and Filed.

Recognized Jointly with Legislators Lynda Garner Goldstein and John G. Driscoll "Tyler Walsh" for demonstrating extraordinary heroism during a life-threatening emergency.

Read and Filed.

RECESS

A recess was declared by President Zyra to allow for three **Public Hearings** entitled...

"Authorizing Conveyance Of Approximately 1.3 Acre Portion Of The RL & B Right-Of-Way In The Town Of Sweden To Dolomite Products Company, Inc. In Exchange For An Approximately 1.2 Acre Parcel Of Adjoining Property." No speakers addressed the Legislature and the hearing concluded at 6:31 P.M.

"Amending Local Law No. 1 Of 2001, As Amended By Local Law Nos. 6 And 8 Of 2002, Local Law Nos. 3, 8 And 14 Of 2003, Local Law Nos. 2 And 3 Of 2004 To Revise Empire Zone Boundary." No speakers addressed the Legislature and the hearing concluded at 6:32 P.M.

"Amending Local Law No. 1 Of 2001, As Amended By Local Law Nos. 6 And 8 Of 2002, Local Law Nos. 3, 8 And 14 Of 2003, Local Law Nos. 2 And 3 Of 2004 To Revise Empire Zone Boundary." No speakers addressed the Legislature and the hearing concluded at 6:33 P.M.

RECONVENING LEGISLATURE

President Zyra reconvened the recessed meeting of December 13, 2005 and proceeded under the Usual Order of Business.

FORMAL COMMITTEE REPORTS

NONE

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. Eighteen speakers addressed the Legislature on various subjects and the Open Forum concluded at 7:15 P.M.

Note: Legislators Murray and Amato recognized their family members and friends who were present.

RECESS

A recess was declared by President Zyra to allow for a meeting of the **Pure Waters Administrative Board.**

RECONVENING LEGISLATURE

President Zyra reconvened the recessed meeting of December 13, 2005 and proceeded under the Usual Order of Business.

LOCAL LAWS

By Legislators Driscoll and Dobson

Intro. No. 507

MOTION NO. 74 OF 2005

PROVIDING THAT LOCAL LAW (INTRO. NO. 411 OF 2005), ENTITLED "AUTHORIZING CONVEYANCE OF AN APPROXIMATELY 1.3 ACRE

PORTION OF THE RL & B RIGHT-OF-WAY IN THE TOWN OF SWEDEN TO DOLOMITE PRODUCTS COMPANY, INC. IN EXCHANGE FOR AN APPROXIMATELY 1.2 ACRE PARCEL OF ADJOINING PROPERTY" BE LIFTED FROM THE TABLE

Be It Moved, That Local Law (Intro. No. 411 Of 2005), Entitled "Authorizing Conveyance Of An Approximately 1.3 Acre Portion Of The Rl & B Right-Of-Way In The Town Of Sweden To Dolomite Products Company, Inc. In Exchange For An Approximately 1.2 Acre Parcel Of Adjoining Property," Be Lifted From The Table.

File No. 05-366

Adopted: Ayes 28, Noes 0.

By Legislators Driscoll and Dobson

Intro. No. 508

MOTION NO. 75 OF 2005

PROVIDING THAT LOCAL LAW (INTRO. NO. 411 OF 2005), ENTITLED "AUTHORIZING CONVEYANCE OF AN APPROXIMATELY 1.3 ACRE PORTION OF THE RL & B RIGHT-OF-WAY IN THE TOWN OF SWEDEN TO DOLOMITE PRODUCTS COMPANY, INC. IN EXCHANGE FOR AN APPROXIMATELY 1.2 ACRE PARCEL OF ADJOINING PROPERTY," BE ADOPTED

Be It Moved, That Local Law (Intro. No. 411 Of 2005), Entitled "Authorizing Conveyance Of An Approximately 1.3 Acre Portion Of The Rl & B Right-Of-Way In The Town Of Sweden To Dolomite Products Company, Inc. In Exchange For An Approximately 1.2 Acre Parcel Of Adjoining Property," Be Adopted.

File No. 05-366

Adopted: Ayes 28, Noes 0.

ADOPTION OF
Intro. No. 411
LOCAL LAW NO. 5 OF 2005

AUTHORIZING CONVEYANCE OF APPROXIMATELY 1.3 ACRE PORTION OF THE RL & B RIGHT-OF-WAY IN THE TOWN OF SWEDEN TO DOLOMITE PRODUCTS COMPANY, INC. IN EXCHANGE FOR AN APPROXIMATELY 1.2 ACRE PARCEL OF ADJOINING PROPERTY

BE IT ENACTED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Schedule and hold a Public Hearing on the proposed local law.

Section 2. The County Executive, or her designee, is hereby authorized to convey an approximately 1.3 acre portion of the RL & B right-of-way to Dolomite Products Company, Inc. in exchange for an approximately 1.2 acres of contiguous replacement property owned by Dolomite Products Company, Inc. and improved to a condition similar to the property it is receiving; and execute any and all documents necessary to complete the conveyances.

Section 3. This local law shall take effect upon filing in the office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

Ways and Means Committee; November 10, 2005 – CV: 10-0

File No. 05-366

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, December 28, 2005.
Effective Date: December 28, 2005.

By Legislators Assini and Driscoll

Intro. No. 509
MOTION NO. 76 OF 2005

PROVIDING THAT LOCAL LAW (INTRO. NO. 452 OF 2005), ENTITLED "AMENDING LOCAL LAW 1 OF 2001, AS AMENDED BY LOCAL LAW NOS. 6 AND 8 OF 2002, LOCAL LAW NOS. 3, 8 AND 14 OF 2003 AND LOCAL LAW NOS. 2 AND 3 OF 2004 TO REVISE EMPIRE ZONE BOUNDARY," BE LIFTED FROM THE TABLE

Be It Moved, That Local Law (Intro. No. 452 Of 2005), Entitled "Amending Local Law 1 Of 2001, As Amended By Local Law Nos. 6 And 8 Of 2002, Local Law Nos. 3, 8 And 14 Of 2003 And Local Law Nos. 2 And 3 Of 2004 To Revise Empire Zone Boundary," Be Lifted From The Table.

File No. 05-431

Adopted: Ayes 28, Noes 0.

By Legislators Assini and Driscoll

Intro. No. 510
MOTION NO. 77 OF 2005

PROVIDING THAT LOCAL LAW (INTRO. NO. 452 OF 2005), ENTITLED "AMENDING LOCAL LAW 1 OF 2001, AS AMENDED BY LOCAL LAW NOS. 6 AND 8 OF 2002, LOCAL LAW NOS. 3, 8 AND 14 OF 2003 AND LOCAL LAW NOS. 2 AND 3 OF 2004 TO REVISE EMPIRE ZONE BOUNDARY," BE ADOPTED

Be It Moved, That Local Law (Intro. No. 452 Of 2005), Entitled "Amending Local Law 1 Of 2001, As Amended By Local Law Nos. 6 And 8 Of 2002, Local Law Nos. 3, 8 And 14 Of 2003 And Local Law Nos. 2 And 3 Of 2004 To Revise Empire Zone Boundary," Be Adopted.

File No. 05-431

Adopted: Ayes 28, Noes, 0.

ADOPTION OF
Intro. No. 452
LOCAL LAW NO. 6 OF 2005

AMENDING LOCAL LAW NO. 1 OF 2001, AS AMENDED BY LOCAL LAW NOS. 6 AND 8 OF 2002, LOCAL LAW NOS. 3, 8 AND 14 OF 2003, LOCAL LAW NOS. 2 AND 3 OF 2004 TO REVISE EMPIRE ZONE BOUNDARY

BE IT ENACTED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. By Local Law No. 1 of 2001, this Legislature authorized the submission of an application for the designation of an Empire Zone relative to certain land within Monroe County.

Section 2. That the County of Monroe has received Empire Zone approval from New York State.

Section 3. By Local Law No. 1 of 2001, enacted on January 9, 2001, the Empire Zone was approved.

Section 4. By Local Law No. 6 of 2002, enacted on July 9, 2002 and Local Law No. 8 of 2002, enacted on August 13, 2002, the Legislature authorized applications to revise the Empire Zone to include additional acreage in certain municipalities.

Section 5. By Local Law No. 3 of 2003, enacted on December 10, 2002; Local Law No. 8 of 2003, enacted on May 13, 2003; and Local Law No. 14 of 2003, enacted on October 14, 2003; the Legislature authorized applications to revise the Empire Zone to

include additional acreage in certain municipalities and delete certain acreage in the Town of Gates.

Section 6. By Local Law No. 2 of 2004, enacted on May 11, 2004, the Legislature authorized an application to revise the Empire Zone to include additional acreage in the Town of Brighton.

Section 7. By Local Law No. 3 of 2004, enacted on December 14, 2004, the Legislature authorized an application to revise the Empire Zone to include additional acreage in the Towns of Brighton, Chili, Gates, Henrietta, Ogden, Penfield, Perinton, Pittsford and the Villages of Brockport and Fairport, New York and delete certain acreage in the Town of Brighton, Gates, Henrietta and Penfield, New York.

Section 8. It is the desire of the Legislature to authorize the submission of an application to comply with certain changes that the New York State Legislature and the Governor have enacted into law whereby each existing Empire Zone must configure its existing zone acreage into six (6) "distinct and contiguous areas".

Section 9. It is the desire of the Legislature pursuant to §957(d)(1) of the General Municipal Law, as amended, to authorize the Empire Zone of Monroe County to prepare and submit its application for redesignation of the existing Empire Zone into six (6) "distinct and contiguous areas", including the description of the areas identified for such redesignation, to the New York State Commissioner of Economic Development for ultimate approval by the Empire Zone Designation Board.

Section 10. The boundaries of said areas to be included in said Empire Zone shall be as set forth in Addendum A, which is attached hereto and made a part hereof. *(Copy of Addendum A is on file in the Legislature Clerk's Office)*

Section 11. A draft of the amended Zone Development Plan is hereby authorized to be submitted along with the redesignation application to the New York State commission of Economic Development.

Section 12. Pursuant to requirements of Section 963 of the General Municipal Law, the Director of Monroe County's Economic Development Department shall continue to serve as the Local Empire Zone Certification Officer of the Empire Zone of Monroe County, and shall, pursuant to the regulations promulgated pursuant to Article 18-B of the General Municipal Law, perform the following duty, to wit: certify, jointly with the New York State Commissioner of Economic Development and the New York State Commissioner of Labor, those businesses enterprises that are eligible to receive those benefits referred to in Section 966 of the General Municipal Law, and any other applicable statutes.

Section 13. Pursuant to Article 18-B of the General Municipal Law, the Local Empire Zone Administrative Board as presently constituted is hereby continued. The Local Empire Zone Administrative Board, pursuant to Section 963(a) of the General Municipal Law, as amended, shall approve for certification by the Zone Certification Officer, the New York State Commissioner of Economic Development, and the New York State Commissioner of Labor, the applications of those businesses eligible for

certification to receive the benefits referred to in Section 966 of the General Municipal Law, and shall perform all other duties required of it pursuant to Section 963(b) of the General Municipal Law.

Section 14. It is the desire of the Legislature to authorize the submission of an application to revise the Empire Zone boundaries to include approximately 1,280 acres located in the Towns of Gates, Greece, Henrietta, Irondequoit and Riga and the Village of Brockport, New York..

The County Executive, or her designee, is hereby authorized to submit an application to revise the Empire Zone for redesignation to include the properties within the Towns of Gates, Greece, Henrietta, Irondequoit and Riga and the Village of Brockport, New York, all as more particularly described in Addendum A of this Local Law provided, however, that for each property sought to be added, such authorization shall be conditioned upon the concurrence of the governing body of the town or village in which such property is located and New York State Empire Development.

Section 15. The Commissioner of the New York State Department of Economic Development is hereby requested to revise the boundaries of the Empire Zone in accordance with this Local Law.

Section 16. In all other respects, Local Law No. 1 of 2001, Local Law Nos. 6 and 8 of 2002, Local Law Nos. 3, 8 and 14 of 2003 and Local Law Nos. 2 and 3 of 2004 shall remain in full force and effect.

Section 17. This Local Law shall take effect upon the later of the filing in the Office of the Secretary of State or December 31, 2005, in accordance with the provisions of Section 27 of the Municipal Home Rule Law.
Planning and Economic Development Committee; November 28, 2005 – CV: 4-0

File No. 05-431

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, December 28, 2005.
Effective Date: December 28, 2005.

****ATTACHMENT****

DEVELOPER SITE

PARCEL 1A - Fee Simple:

All that tract or parcel of land situate in Town Lots 33, 34, 40 and 41, Township 14, Range 7, in the Town of Irondequoit, County of Monroe and State of New York, all as shown on a map entitled "Irondequoit Mall-Instrument Location Map" prepared by The Sear-Brown Group, Inc., dated June 14, 1990, last revised November 12, 2001, having Project No. 2776 and Drawing No. 256, and being more particularly bounded and described as follows:

Commencing at the point of intersection of the easterly right of way line of North Goodman Street (80 foot wide right of way), with the southerly line of lands now or formerly of Rochester Gas & Electric Corporation (Tax Account No. 92.05-01-083), said point being marked by a found monument; thence

1. N 86° 05' 57" E, along the south line of said lands of Rochester Gas & Electric, a distance of 323.15 feet to a point, said point being the southeast corner of said lands of Rochester Gas & Electric and having a found RG&E monument 0.7 feet northerly and 0.1 feet westerly; thence

2. N 04° 59' 42" W, along the easterly line of lands now or formerly of RG&E a distance of 50.75 feet to a point, said point having a found RG&E monument 0.1 feet north and 0.2 feet west; thence

3. N 86° 05' 57" E, a distance of 410.70 feet to a point; thence

4. N 04° 12' 33" W, a distance of 437.09 feet to a point, said point being on the southerly line of land now or formerly of Marsh thence;

5. N 86° 11' 04" E, along the southerly line of lands now or formerly of Marsh, a distance of 88.02 feet to a point, said point being the southeasterly corner of said lands of Marsh, and having a found 3/4" iron pin 0.6 feet south and 0.6 feet east; thence

Continued...

DEVELOPER SITE

PARCEL 1A - Fee Simple, Continued...

6. N 03° 17' 26" W, along the easterly line of lands of Marsh, a distance of 132.93 feet to a point in the aforementioned southerly right of way of East Ridge Road, said point being the northeasterly corner of said lands of Marsh; thence

7. N 68° 32' 07" E, along said southerly right of way, a distance of 299.42 feet to a point, said point being the northwesterly corner of lands now or formerly of Richard F. Costello; thence

8. S 03° 17' 26" E, along the westerly line of said lands of Costello, a distance of 223.72 feet to a point, said point being the southwesterly corner of said lands of Costello and having a found 3/4" iron pin 0.4 feet south and 0.5 feet east; thence

9. N 86° 11' 04" E, along the southerly line of said lands of Costello a distance of 96.92 feet to a 3/4" iron pin being the southeast corner of said lands of Costello; thence

10. N 86° 03' 36" E, along the southerly lands now or formerly of Cashette Electric Corporation and continuing along the southerly line of the Aman and Titus Subdivision (Liber 68 of Maps, Page 32) a total distance of 357.63 feet to a point, said point being the southeasterly corner of said Aman and Titus Subdivision, and having a found 1" iron pin 0.2 feet southerly and 1.2 feet westerly; thence

11. N 03° 09' 10" W, along the easterly line of said Aman and Titus Subdivision, a distance of 62.73 feet to a point, said point being the southwesterly corner of lands now or formerly of Chrysler Realty Corporation; thence

12. N 86° 50' 50" E, along the south line of said lands of Chrysler Realty Corporation, a distance of 213.27 feet to a point of non-tangent curvature, said point being the southeasterly corner of lands of Chrysler Realty Corporation and having a found 2" iron pin 1.8 feet southerly; thence

Continued...

DEVELOPER SITE

PARCEL 1A - Fee Simple, Continued...

13. Northeasterly, along the easterly line of said lands of Chrysler Realty Corporation on a curve to the right, having a radius of 305.00 feet, through a central angle of 06° 40' 42", a distance of 35.55 feet to a point of reverse curvature; thence

14. Northeasterly and northerly, continuing along said easterly line of Chrysler Realty Corporation on a curve to the left, having a radius of 255.00 feet, through a central angle of 23° 38' 30", a distance of 105.22 feet to a point of tangency; thence

15. North 03° 09' 10" West, continuing along said easterly line of Chrysler Realty Corporation, a distance of 24.46 feet to a point; thence

16. North 86° 50' 50" East, a distance of 40.00 feet to a point; thence

17. North 03° 09' 10" West, a distance of 200.00 feet to a point; thence

18. South 86° 50' 50" West, a distance of 40.00 feet to a point on the easterly boundary line of lands now or formerly Chrysler Realty Corporation; thence

19. North 03° 09' 10" West, along the aforementioned easterly boundary line of the Chrysler Realty Corporation lands, a distance of 39.00 feet to a point in the southerly right-of-way line of the aforementioned East Ridge Road (66.00 foot wide right-of-way); thence

20. North 67° 02' 25" East, along the southerly right-of-way line of said East Ridge Road, a distance of 215.76 feet to the northwesterly corner of lands now or formerly of Roy Burns and wife; thence

Continued...

DEVELOPER SITE

PARCEL 1A - Fee Simple, Continued...

21. South 03° 09' 10" East, along the westerly boundary line of the aforementioned Burns lands and along the common town lot line between Town Lot 33 and Town Lot 34, a distance of 200.00 feet to the southwesterly corner of said Burns lands; thence

22. North 67° 21' 39" East, along the southerly boundary line of the aforementioned Bums lands and along the southerly boundary line of lands now or formerly of Roy Burns and wife, a total distance of 204.20 feet to a point; thence

23. South 11° 44' 41" East, along the westerly boundary line of lands now or formerly of Giannovola, a distance of 10.36 feet to a point; thence

24. North 67° 21' 39" East, along the southerly boundary line of the aforementioned Giannovola lands, a distance of 74.56 feet to a point; thence

25. South 15° 40' 41" East, along the westerly boundary line of lands now or formerly of Dr. John Speciale, a distance of 1.49 feet to an angle point; thence

26. South 22° 48' 21" East, along the aforementioned westerly boundary line of lands now or formerly of Dr. John Speciale, a distance of 50.00 feet to a point; thence

27. North 67° 21' 39" East, along the southerly boundary line of the aforementioned Speciale lands, a distance of 80.23 feet to a point on the westerly boundary line of Dubelbeiss Lane (private); thence

28. South 22° 49' 24" East, along the westerly right-of-way line of Dubelbeiss Lane (30 foot wide private right-of-way), a distance of 417.90 feet to a point; thence

Continued...

DEVELOPER SITE

PARCEL 1A - Fee Simple, Continued...

29. North 86° 38' 35" East, along the southerly boundary line of Dubelbeiss Lane, a distance of 11.82 feet to a point; thence

30. South 03° 20' 21" East, along the westerly boundary line of Culver-Ridge Heights Subdivision (Liber 57 of Maps, Page 29), a distance of 701.22 feet to a point, said point being the southwesterly corner of said Culver Ridge Heights Subdivision; thence

31. North 86° 37' 00" East, along the southerly line of said Culver Ridge Heights Subdivision, a distance of 268.68 feet to a point, said point being the northwesterly corner of lands now or formerly of Richard Wirth; thence

32. South 03° 23' 00" East, along the westerly line of said lands of Wirth, a distance of 380.50 feet to a point in the northerly line of lands now or formerly of Wirth, et al, said point being the southwesterly corner of said lands of Wirth; thence

33. South 86° 37' 00" West, along the northerly line of said lands of Wirth, et al, a distance of 216.85 feet to a point; thence

34. South 47° 40' 18" East, a distance of 59.44 feet to a point; thence

35. South 66° 42' 09" East, a distance of 62.45 feet to a point, said point being 43.04 feet northerly at right angles to station 37+00 of the proposed centerline of improvement for the collector - distributor road providing access to the proposed Irondequoit Mall; thence

Continued...

DEVELOPER SITE

PARCEL 1A - Fee Simple, Continued...

36. South 86□ 38' 12" East, along a line that is 30 feet northerly of and parallel with the existing northerly right-of- way line of the Keeler Street Expressway, U. S. Route 104, a distance of 350.10 feet to a point, said point being 34.53 feet northerly at right angles to station 40+50 of the aforementioned centerline of improvement; thence

37. North 89□ 56' 45" East, a distance of 351.21 feet to a point, said point being 50.00 feet northerly at right angles to station 44+00 of the aforementioned centerline of improvement; thence

38. S 86□ 52' 00" E a distance of 254.09 feet to a point of intersection with the existing northerly right-of-way line of The Keeler Street Expressway, U.S. Route 104, said point being 47.59 feet northerly radially to station 46+55.51 of the aforementioned centerline of improvement; thence

39. S 86□ 58' 04" W along the existing northerly right-of-way line of The Keeler Street Expressway, U.S. Route 104, a distance of 466.44 feet to a point, said point being 0.5 feet south and 1.6 feet east of a found concrete monument; thence

40. N 86□ 38' 12" W continuing along the existing northerly right-of-way line of the Keeler Street Expressway, U.S. Route 104, a distance of 650.01 feet to a point, said point being 0.5 feet south and 0.4 feet east of a found concrete monument; thence

41. N 05□ 00'12" E continuing along the existing northerly right-of-way line of The Keeler Street Expressway, U.S. Route 104, a distance of 82.61 feet to a point referenced by a found iron pin; thence

Continued....

DEVELOPER SITE

PARCEL 1A - Fee Simple, Continued...

42. S 86° 49' 18" W along said northerly right-of-way line, a distance of 515.70 feet to an angle point; thence

43. S 87° 32' 03" W along the aforementioned northerly right-of-way line, a distance of 543.32 feet to a point; thence

44. N 87° 56' 35" W continuing along said northerly right-of-way line, a distance of 167.55 feet to a point, said point having a found N.Y.S. monument 0.2 feet south and 0.2 feet west; thence

45. S 89° 35' 05" W continuing along said northerly right-of-way line, a distance of 140.30 feet to an angle point, said angle point having a found N.Y.S. monument 0.1 feet south and 0.1 feet west; thence

46. N 87° 59' 55" W continuing along said northerly right-of-way line, a distance of 230.39 feet to a point at the southeast corner of lands formerly of Eastman Kodak Company; thence

47. N 03° 55' 03" W along the former easterly line of said lands formerly of Eastman Kodak Company, a distance of 50.60 feet to a point; thence

48. Easterly along a curve to the left, having a radius of 370.00 feet, through a central angle of 28° 39' 19" a distance of 185.05 feet to a point of tangency; thence

49. N 60° 55' 02" E a distance of 27.72 feet to a point of curvature; thence

50. Easterly along a curve to the right, having a radius of 70.00 feet, through a central angle of 25° 44' 37" a distance of 31.45 feet to a point of tangency; thence

Continued...

DEVELOPER SITE

PARCEL 1A - Fee Simple, Continued...

51. N 86° 39' 39" E a distance of 121.65 feet to a point of curvature; thence

52. Southeasterly along a curve to the right, having a radius of 70.00 feet, through a central angle of 39° 06' 33" a distance of 47.78 feet to a point of reverse curvature; thence

53. Southeasterly, along a curve to the left, having a radius of 370.00 feet, through a central angle of 39° 06' 33", a distance of 252.56 feet to a point of tangency; thence

54. N 86° 39' 39" E, a distance of 67.80 feet to a point; thence

55. N 03° 20' 21" W, a distance of 192.00 feet to a point; thence

56. S 86° 39' 39" W, a distance of 201.01 feet to a point; thence

57. N 03° 20' 21" W, a distance of 11.02 feet to a point; thence

58. N 00° 16' 45" E a distance of 38.06 feet to a point; thence

59. S 86° 39' 39" W a distance of 4.37 feet to a point; thence

60. N 03° 20' 21" W a distance of 49.00 feet to a point; thence

61. N 86° 39' 39" E a distance of 5.00 feet to a point; thence

62. N 03° 20' 21" W a distance of 306.98 feet to a point; thence

63. N 73° 24' 14" E a distance of 54.84 feet to a point of curvature; thence

Continued...

DEVELOPER SITE

PARCEL 1A - Fee Simple, Continued...

64. Northeasterly along a curve to the left having a radius of 220.00 feet, through a central angle of 31° 44' 35" a distance of 121.88 feet to a point of tangency; thence

65. N 41° 39' 39" E a distance of 35.27 feet to a point; thence

66. S 48° 20' 21" E a distance of 233.60 feet to a point; thence

67. N 41° 39' 39" E a distance of 293.17 feet to a point; thence

68. N 48° 20' 21" W distance of 101.09 feet to a point; thence

69. N 41° 39' 39" E a distance of 56.92 feet to a point; thence

70. N 48° 20' 21" W distance of 132.51 feet to a point; thence

71. N 41° 39' 39"E a distance of 56.75 feet to a point; thence

72. S 48° 20' 21" E, a distance of 101.82 feet to a point; thence

73. N 86° 39' 39" E, a distance of 290.13 feet to a point; thence

74. S 15° 42' 41" E, a distance of 136.86 feet to a point curvature; thence

75. Southerly, along a curve to the right, having a radius of 180.00 feet through a central angle of 12° 22' 20", a distance of 38.87 feet to a point of tangency; thence

Continued...

DEVELOPER SITE

PARCEL 1A - Fee Simple, Continued...

76. S 03□ 20' 21" E, a distance of 76.20 feet to a point of curvature

77. Southerly and southwesterly, along a curve to the right, having a radius of 105.00 feet, through a central angle of 45□ 00' 00", a distance of 82.47 feet to a point of tangency; thence

78. S 41□ 39' 39 W, a distance of 42.33 feet to a point; thence

79. S 48□ 20' 21" E, a distance of 333.08 feet to a point; thence

80. N 03□ 20' 21" W, along a line parallel with and 50 feet westerly from course (30), a distance of 628.62 feet to a point of curvature; thence

81. Northerly and northwesterly, along a curve to the left, having a radius of 170.00 feet, through a central angle of 19□ 29' 03", a distance of 57.81 feet to a point of tangency; thence

82. N 22□ 49' 24" W, intending to make a line parallel with and 50 feet southwesterly from course (28), a distance of 263.34 feet to a point of curvature; thence

83. Northwesterly and westerly, along a curve to the left, having a radius of 135.00 feet, through a central angle of 79□ 29' 09", a distance of 187.28 feet to a point of tangency; thence

84. S 77□ 41' 27" W, a distance of 172.10 feet to a point of curvature; thence

85. Southwesterly, along a curve to the left having a radius of 210.00 feet, through a central angle of 56□ 06' 07", a distance of 205.63 feet to a point of tangency; thence

Continued...

DEVELOPER SITE

PARCEL 1A - Fee Simple, Continued...

86. S 21° 35' 20" W, a distance of 75.06 feet to a point of curvature; thence

87. Southwesterly and westerly, along a curve to the right, having a radius of 293.00 feet, through a central angle of 65° 04' 19", a distance of 332.76 feet to a point of tangency; thence

88. S 86° 39' 39" W, a distance of 493 .26 feet to a point; thence

89. S 03° 17' 26" E, a distance of 20.15 feet to a point; thence

90. S 86° 39' 39" W, a distance of 190.86 feet to a point; thence

91. S 03° 20' 21" E, a distance of 272.44 feet to a point; thence

92. N 62° 25' 21" W, a distance of 143.62 feet to a point; thence

93. S03° 20' 21" E, a distance of 214.15 feet to a point; thence

94. N 86° 05' 57" E, a distance of 127.92 feet to a point; thence

95. S 03° 55' 03" E, a distance of 534.74 feet to a point in the northerly right of way line of U.S. Route 104 (Keeler Street Expressway); thence

96. North 87° 59' 55" west, along the aforementioned northerly right of way line of U.S. Route 104, a distance of 915.25 feet to a point in the easterly right of way line of North Goodman Street (80 foot wide right of way); thence

97. North 04° 08' 00" W, along the easterly right of way line of North Goodman Street, a distance of 440.63 feet to the point or place of beginning.

Continued...

DEVELOPER SITE

PARCEL 1A - Fee Simple, Continued...

Excepting and Reserving from the above described premises those portions thereof conveyed by the following:

1. Appropriation by The Superintendent of Public Works of the State of New York dated and recorded December 11, 1990 in the Monroe County Clerk's Office in Liber 8033 of Deeds, Page 222.

2. Bargain and Sale Deed made October 28, 1991 by Ironwil Associates to Greece Towne Mall recorded November 27, 1991 in the Monroe County Clerk's Office in Liber 8151 of Deeds, Page 357.

3. Warranty Deed made as of May 27, 1993 by Ironwil Associates to McCurdy & Company, Inc. recorded June 30, 1993 in the Monroe County Clerk's Office in Liber 8354 of Deeds, Page 195.

4. Warranty Deed made as of November 3, 1995 by Ironwil Associates to The May Department Stores Company recorded May 29, 1996 in the Monroe County Clerk's Office in Liber 8742 of Deeds, Page 212.

Continued....

PARCEL lB - Fee Simple:

ALL THAT TRACT OR PARCEL OF LAND containing 0.861 acres, more or less, situate in Town Lot 40, Township 14, Range 7, in the Town of Irondequoit, County of Monroe, State of New York, being more particularly bounded and described as follows:

Commencing at a point of intersection of the easterly right-of-way line of North Goodman Street (80 foot wide right-of-way), with the southerly line of lands now or formerly of Rochester Gas & Electric Corporation (Tax Account No. 92.05-01-083), said point being marked by a found monument; thence

A. N 86° 05' 57" E, along the aforementioned southerly line, a distance of 323.15 feet to a point, said point having a found RG&E monument 0.1 feet west and 0.7 feet north; thence

B. Continuing N 86° 05' 57" E, along the easterly prolongation of the aforementioned southerly line, a distance of 78.98 feet to a point; thence

C. S 03° 20' 21" E, a distance of 367.57 feet to a point of curvature; thence

D. Southerly and southeasterly, along a curve to the left, having a radius of 70.00 feet, through a central angle of 84° 39' 34", a distance of 103.43 feet to a point of tangency; thence

E. S 87° 59' 55" E, a distance of 437.54 feet to a point of curvature; thence

F. Easterly and northeasterly, along a curve to the left, having a radius of 370.00 feet, through a central angle of 31° 05' 02", a distance of 200.73 feet to a point of tangency; thence

G. N 60° 55' 02" E, a distance of 27.72 feet to a point of curvature; thence

H. Northeasterly and easterly, along a curve to the right, having a radius of 70.00 feet, through a central angle of 25° 44' 37", a distance of 31.45 feet to a point of tangency; thence

Continued...

PARCEL 1B - Fee Simple, Continued...

I. N 86° 39' 39" E, a distance of 121.65 feet to a point of curvature; thence

J. Easterly and southeasterly, along a curve to the right, having a radius of 70.00 feet, through a central angle of 39° 06' 33", a distance of 47.78 feet to a point of reverse curvature; thence

K. Southeasterly, along a curve to the left, having a radius of 370.00 feet, through a central angle of 18° 00' 29", a distance of 116.29 feet to the Point or Place of Beginning; thence

1. N 03° 20' 21" W, along a line that is not tangent to Course (K), a distance of 167.19 feet to a point; thence

2. N 86° 39' 39" E, a distance of 201.01 feet to a point; a thence

3. S 03° 20' 21" E, a distance of 192.00 feet to a point; thence

4. S 86° 39' 39" W, a distance of 67.80 feet to a point of curvature; thence

5. Westerly and northwesterly, along a curve to the right, having a radius of 370.00 feet, through a central angle of 21° 06' 04", a distance of 136.27 feet to the Point or Place of Beginning.

Bearings described hereon are referenced to the New York State Plan Coordinate System, Transverse Mercator Projection, Western Zone.

Continued...

PARCEL lB - Fee Simple, Continued...

"Penney" Site - Fee Simple

All that tract or parcel of land containing 6.285 acres, more or less, situate in Town Lot 40, Township 14, Range 7, in the Town of Irondequoit, County of Monroe, State of New York, all as shown on a map entitled "Irondequoit Mall, J.C. Penney ALTA Survey" prepared by Sear-Brown dated March 2, 1990, updated November 20, 2002 having Drawing No. 2776 I SU-2, and being more particularly bounded and described as follows:

Commencing at a point of intersection of the easterly right of way line of North Goodman Street (80 foot wide right of way) with the southerly line of lands now or formerly Rochester Gas & Electric Corporation (Tax Account No. 92.05-01-083), said point being marked by a found monument; thence

A. N 86° 05' 57" E along the aforementioned southerly line, a distance of 323.15 feet to a point, said point having a found RG&E monument 0.1 feet west and 0.7 feet north; thence

B. Continuing N 86° 05' 57" E, along the easterly prolongation of the aforementioned southerly line a distance of 78.98 feet to a point; thence

C. S 03° 20' 21' E, a distance of 367.57 feet to a point of curvature; thence

D. Southerly and southeasterly, along a curve to the left, having a radius of 70.00 feet, through a central angle of 84° 39' 34" a distance of 103.43 feet to a point of tangency; thence

E. S 87° 59' 55" E, a distance of 3 19.87 feet to a point; thence

F. N 03° 20' 21" W, a distance of 684.93 feet to a point; thence

Continued...

"Penney" Site - Fee Simple, Continued...

G. S 62□ 25' 21" E, a distance of 143.62 feet to a point; thence

H. N 03□ 20' 21" W, a distance of 103.59 feet to the point or place of beginning; thence

1. N 03□ 20' 21" W, a distance of 168.65 feet to a point; thence

2. N 86□ 39' 39" E, a distance of 190.86 feet to a point; thence

3. N 03□ 17' 26" W, a distance of 20.15 feet to a point; thence

4. N 86□ 39' 39" E, a distance of 493 .26 feet to a point of curvature; thence

5. Easterly and northeasterly along a curve to the left having a radius of 293.00 feet, through a central angle of 37□53' 54" a distance of 193.80 feet to a point; thence

6. S 48□ 20' 21" E, a distance of 246.14 feet to a point; thence

Continued...

"Penney" Site - Fee Simple, Continued...

7. S 41° 39' 39" W, a distance of 56.92 feet to a point; thence

8. S 48° 20' 21" E, a distance of 101.09 feet to a point; thence

9. S 41° 39' 39" W, a distance of 293.17 feet to a point; thence

10. N 48° 20' 21" W, a distance of 233.60 feet to a point; thence

11. S 41° 39' 39" W, a distance of 35.27 feet to a point of curvature; thence

12. Southwesterly, along a curve to the right, having a radius of 220.00 feet, through a central angle of 31°44' 35" a distance of 121.88 feet to a point of tangency; thence

13. S 73° 24' 14" W, a distance of 76.85 feet to a point; thence

14. N 03° 20' 21" W, a distance of 178.23 feet to a point; thence

15. S 86° 39' 39" W, a distance of 492.06 feet to the point of beginning.

Bearings described hereon are referenced to the New York State Plane Coordinate System, Transverse Mercator Projection, Western Zone.

Continued...

"ELAM" Site - Fee Simple:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Irondequoit, County of Monroe and State of New York, all as shown on a map entitled "Irondequoit Mall-Instrument Location Map" prepared by The Sear Brown Group, Inc., dated June 14, 1990 last revised November 12, 2001, having Project No. 2776 and Drawing No. 256, and being more particularly bounded and described as follows:

Commencing at a point on the easterly right of way line of North Goodman Street (80 feet wide) said point being marked by a found concrete monument on the division line between lands now or formerly of Rochester Gas and Electric Corporation to the north and lands now or formerly of Eastman Kodak Company, to the south; thence A) north 86° 05' 57" east, along the aforementioned division line, a distance of 323.15 feet to a point at the southeasterly corner of said lands now or formerly of Rochester Gas and Electric Corporation, said point being 0.7 feet south and 0.1 feet east of a found concrete monument; thence B) north 04° 59' 42" west, along the easterly line of said lands of Rochester Gas & Electric Corporation a distance of 50.75 feet to a point at the northeast corner of said lands said point also being the Point of Beginning of the hereinafter described parcel; thence (1) south 85° 00' 18" west, along lands now or formerly of Rochester Gas and Electric Corporation a distance of 150.18 feet to a point, said point being located north 0.2' and west 0.1' from a found monument; thence (2) north 04° 59' 42" west, along said R.G. & E. lands, a distance of 103.78 feet to a point, said point being north 0.2' feet from a found monument; thence (3) north 04° 07' 20" west, along lands now or formerly of the Southern Oil Company of New York, a distance of 112.60 feet to a point, said point being located north 0.1' and west 0.3' from a found 3/4" iron pin; thence (4) north 86° 46' 33" east, along said Southern Oil Company of New York lands a distance of 148.84 feet to a point said point being located north 0.1' and west 0.1' from a found 1" iron point; thence (5) south 03° 13' 27" east, along lands now or formerly of Interstate Realty Franchise, a distance of 55.75 feet to a point; thence (6) north 75° 44' 40" east, along the southerly line of said

Continued...

"ELAM" Site - Fee Simple, Continued...:

Interstate Realty Franchise lands, a distance of 275.00 feet to a point; thence (7) north 13° 49' 27" west, along the easterly line of said Interstate Realty Franchise lands, a distance of 280.05 feet to a point said point being located along the southerly right of way line of Ridge Road (66' wide); thence (8) north 68° 32' 07" east, along said southerly right of way line a distance of 82.41 feet to a point said point being marked by a found fence post; thence (9) south 03° 48' 56" east, along lands now or formerly of Gordon Bell, a distance of 68.90 feet to a point, said point being located north 0.3' from a found iron pin; thence (10) north 86° 11' 04" east, along lands of said Bell and lands now or formerly of Marsh, a distance of 112.00 feet to a point; thence (11) south 04° 12' 33" east, along lands acquired by Ironwil Associates, a distance of 437.09 feet to a point; thence (12) south 86° 05' 57" west, along said lands acquired by Ironwil Associates, a distance of 410.70 feet to the point of beginning.

Bearings shown hereon are referenced to the New York State Plane Coordinate System, Transverse Mercator Projection, Western Zone.

Excepting and reserving from the above described premises that portion thereof entitled "Taco Bell Corp.-Demised Premises" as described in the Subordination and Partial Release of Mortgage made as of June 8, 1993 and recorded June 30, 1993 in the Monroe County Clerk's Office in Liber 8354 of Deeds, Page 319.

For informational purposes only:

Property Address:

1599 E. Ridge Road, 285 Irondequoit Mall Drive, Irondequoit

(Note: Any and all reference to acreage or square footage referred to in this Exhibit is for informational purposes only)

Continued...

EASEMENT PARCEL:

Rights and easements constituting rights in real property created, defined and limited by that certain Construction, Operation and Reciprocal Easement Agreement by and between Ironwil Associates, a New York limited partnership, Adcor Realty Corporation, a New York corporation, J.C. Penney Properties, Inc., a Delaware corporation, and Sears, Roebuck and Co., a New York corporation, dated July 19, 1989 and recorded July 20, 1989 in Liber 7684 of Deeds, Page 1, Supplemental Construction, Operation and Reciprocal Easement Agreement by and between Ironwil Associates, a New York limited partnership, Adcor Realty Corporation, a New York corporation, J.C. Penney Properties, Inc., a Delaware corporation, and Sears, Roebuck and Co., a New York corporation, dated July 19, 1989 and recorded July 20, 1989 in Liber 7684 of Deeds, Page 301, as amended and restated by the Amended and Restated Construction, Operation and Reciprocal Easement Agreement by and between Ironwil Associates, a New York limited partnership, The May Department Stores Company, a New York corporation, successor in interest to Adcor Realty Corporation, a New York corporation, J.C. Penney Properties, Inc., a Delaware corporation, Sears, Roebuck and Co., a New York corporation, and McCurdy & Company, Inc., a New York corporation, dated October 30, 1991 and recorded November 27, 1991 in Liber 8150 of Deeds, Page 1; as further amended and restated by the First Amendment to Amended and Restated Construction, Operation and Reciprocal Easement Agreement by and between Ironwil Associates, a New York limited partnership, The May Department Stores Company, a New York corporation, successor in interest to Adcor Realty Corporation, a New York corporation, J.C. Penney Properties, Inc., a Delaware corporation, Sears, Roebuck and Co., a New York corporation, and McCurdy & Company, Inc., a New York corporation, dated April. 22, 1993 and recorded June

Continued...

EASEMENT PARCEL, Continued...:

30, 1993 in Liber 8354 of Deeds, Page 215, and as further amended and restated by the Second Amended and Restated Construction, Operation and Reciprocal Easement Agreement by and between Ironwil Associates, a New York limited partnership, The May Department Stores Company, a New York corporation, successor in interest to Adcor Realty Corporation, a New York corporation, J.C. Penney Properties, Inc., a Delaware corporation, Sears, Roebuck and Co., a New York corporation, and The Bon-Ton Stores, Inc., a Pennsylvania corporation, dated March 29, 1996 and recorded May 29, 1996 in the Monroe County Clerk's Office in Liber 8742 of Deeds, Page 225; as assigned to and assumed by the Assignment and Assumption of Shopping Center Agreements by and between J.C. Penney Properties, Inc., a Delaware corporation, and Irondequoit Mall LLC, a New York limited liability company, dated February 20, 2003 and recorded February 21, 2003 in Liber 9748 of Deeds, Page 99, as assigned by Assignment and Assumption of Reciprocal Easement Agreement between Irondequoit Mall LLC, a New York limited liability company and Bersin Properties, LLC, a Delaware limited liability company, dated May , 2005 and recorded May , 2005 in Liber , Page , all in the Monroe County Clerk's Office, New York.

ALL OF THE ABOVE PARCELS (*EXCEPT THE EASEMENT PARCEL*) ARE ALSO KNOWN AS AND ARE ONE IN THE SAME AS DESCRIBED ON SURVEY BY THE SEAR-BROWN GROUP, INC., LAST REVISED MARCH 5, 2005, AS FOLLOWS:

PARCEL IA (EXCLUDES L. 8033 D.; P. 222; L. 8151 D; P. 357; L. 8354 D.; P. 195; L. 8742 D.; P. 212)

ALL THAT TRACT OR PARCEL OF LAND CONTAINING 35.816 ACRES, MORE OR LESS, SITUATE IN TOWN LOTS 33, 34, 40 AND 41, TOWNSHIP 14, RANGE 7, IN THE TOWN OF IRONDEQUOIT, COUNTY OF MONROE AND STATE OF NEW YORK, ALL AS SHOWN ON A MAP ENTITLED "IRONDEQUOIT MALL - INSTRUMENT LOCATION MAP" PREPARED BY THE SEAR-BROWN GROUP, INC, LAST REVISED NOVEMBER 12, 2001 HAVING PROJECT NO. 2776 AND

Continued...

PARCEL IA (EXCLUDES L. 8033 D.; P. 222; L. 8151 D; P. 357; L. 8354 D.; P. 195; L. 8742 D.; P. 212), **CONTINUED...**

DRAWING NO. 256, AND BEING MORE PARTICULARLY BOUNDED AND DESCRIBED AS FOLLOWS: COMMENCING AT THE POINT OF INTERSECTION OF THE EASTERLY RIGHT-OF-WAY LINE OF NORTH GOODMAN STREET (80 FOOT WIDE RIGHT-OF-WAY), WITH THE SOUTHERLY LINE OF LANDS NOW OR FORMERLY OF ROCHESTER GAS & ELECTRIC CORPORATION (TAX ACCOUNT NO. 92.05-01-083), SAID POINT BEING MARKED BY A FOUND MONUMENT; THENCE

1. N 86°05'57" E, ALONG THE SOUTH LINE OF SAID LANDS OF ROCHESTER GAS & ELECTRIC, A DISTANCE OF 323.15 FEET TO THE SOUTHEAST CORNER OF SAID LANDS OF ROCHESTER GAS & ELECTRIC AND HAVING A FOUND RG&E MONUMENT 0.7 FEET NORTHERLY AND 0.1 FEET WESTERLY; THENCE

2. N 04°59'42" W, ALONG THE EASTERLY LINE OF LANDS NOW OR FORMERLY OF RG&E A DISTANCE OF 50.75 FEET TO A POINT, SAID POINT HAVING A FOUND RG&E MONUMENT 0.1 FEET NORTH AND 0.2 FEET WEST; THENCE

3. N 86°05'57" E, A DISTANCE OF 410.70 FEET TO A POINT; THENCE

4. N 04°12'33" W, A DISTANCE OF 437.09 FEET TO A POINT ON THE SOUTHERLY LINE OF LAND NOW OR FORMERLY OF MARSH; THENCE

5. N 86°11'04" E, ALONG THE SOUTHERLY LINE OF LANDS NOW OR FORMERLY OF MARSH, A DISTANCE OF 88.02 FEET TO THE SOUTHEASTERLY CORNER OF SAID LANDS OF MARSH, AND HAVING A FOUND 3/4 " IRON PIN 0.6 FEET SOUTH AND 0.6 FEET EAST; THENCE

Continued...

PARCEL IA (EXCLUDES L. 8033 D.; P. 222; L. 8151 D; P. 357; L. 8354 D.; P. 195; L. 8742 D.; P. 212), **CONTINUED**...

6. N 03°17'26" W, ALONG THE EASTERLY LINE OF LANDS OF MARSH, A DISTANCE OF 132.93 FEET TO A POINT IN THE SOUTHERLY RIGHT-OF-WAY LINE OF EAST RIDGE ROAD (66' WIDE), SAID POINT BEING THE NORTHEASTERLY CORNER OF SAID LANDS OF MARSH; THENCE

7. N 68°32'07" E, ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 299.42 FEET TO THE NORTHWESTERLY CORNER OF LANDS NOW OR FORMERLY OF RICHARD F. COSTELLO; THENCE

8. S 03°17'26" E, ALONG THE WESTERLY LINE OF SAID LANDS OF COSTELLO, A DISTANCE OF 223.72 FEET TO THE SOUTHWESTERLY CORNER OF SAID LANDS OF COSTELLO AND HAVING A FOUND 3/4 " IRON PIN 0.4 FEET SOUTH AND 0.5 FEET EAST; THENCE

9. N 86°11'04" E, ALONG THE SOUTHERLY LINE OF SAID LANDS OF COSTELLO A DISTANCE OF 96.92 FEET TO A 3/4 " IRON PIN BEING THE SOUTHEAST CORNER OF SAID LANDS OF COSTELLO; THENCE

10. N 86°03'36" E, ALONG THE SOUTHERLY LINE OF LANDS NOW OR FORMERLY OF CASHETTE ELECTRIC CORPORATION AND CONTINUING ALONG THE SOUTHERLY LINE OF THE AMAN AND TITUS SUBDIVISION (LIBER 68 OF MAPS, PAGE 32) A TOTAL DISTANCE OF 357.63 FEET TO THE SOUTHEASTERLY CORNER OF SAID AMAN AND TITUS SUBDIVISION, AND HAVING A FOUND 1" IRON PIN 0.2 FEET SOUTHERLY AND 1.2 FEET WESTERLY; THENCE

11. N 03°09'10" W, ALONG THE EASTERLY LINE OF SAID AMAN AND TITUS SUBDIVISION, A DISTANCE OF 62.73 FEET TO THE SOUTHWESTERLY CORNER OF LANDS NOW OR FORMERLY OF CHRYSLER REALTY CORPORATION; THENCE

Continued...

PARCEL IA (EXCLUDES L. 8033 D.; P. 222; L. 8151 D; P. 357; L. 8354 D.; P. 195; L. 8742 D.; P. 212), CONTINUED...

12. N 86°50'50" E, ALONG THE SOUTH LINE OF SAID LANDS OF CHRYSLER REALTY CORPORATION, A DISTANCE OF 213.27 FEET TO A POINT OF NON-TANGENT CURVATURE, SAID POINT BEING THE SOUTHEASTERLY CORNER OF LANDS OF CHRYSLER REALTY CORPORATION AND HAVING A FOUND 2" IRON PIN 1.8 FEET SOUTHERLY; THENCE

13. NORTHEASTERLY, ALONG THE EASTERLY LINE OF SAID LANDS OF CHRYSLER REALTY CORPORATION ON A CURVE TO THE RIGHT, HAVING A RADIUS OF 305.00 FEET, THROUGH A CENTRAL ANGLE OF 06°40'42", A DISTANCE OF 35.55 FEET TO A POINT OF REVERSE CURVATURE; THENCE

14. NORTHEASTERLY AND NORTHERLY, CONTINUING ALONG SAID EASTERLY LINE OF CHRYSLER REALTY CORPORATION ON A CURVE TO THE LEFT, HAVING A RADIUS OF 255.00 FEET, THROUGH A CENTRAL ANGLE OF 23°38'30", A DISTANCE OF 105.22 FEET TO A POINT OF TANGENCY; THENCE

15. N 03°09'10" W, CONTINUING ALONG SAID EASTERLY LINE OF CHRYSLER REALTY CORPORATION, A DISTANCE OF 24.46 FEET TO A POINT; THENCE

16. N 86°50'50" E, A DISTANCE OF 40.00 FEET TO A POINT; THENCE

17. N 03°09'10" W, A DISTANCE OF 200.00 FEET TO A POINT; THENCE

18. S 86°50'50" W, A DISTANCE OF 40.00 FEET TO A POINT ON THE EASTERLY BOUNDARY LINE OF LANDS NOW OR FORMERLY OF CHRYSLER REALTY CORPORATION; THENCE

Continued...

PARCEL IA (EXCLUDES L. 8033 D.; P. 222; L. 8151 D; P. 357; L. 8354 D.; P. 195; L. 8742 D.; P. 212), **CONTINUED...**

19. N 03°09'10" W, ALONG THE AFOREMENTIONED EASTERLY BOUNDARY LINE OF THE CHRYSLER REALTY CORPORATION LANDS, A DISTANCE OF 39.00 FEET TO A POINT IN THE SOUTHERLY RIGHT-OF-WAY LINE OF THE AFOREMENTIONED EAST RIDGE ROAD (66.00 FOOT WIDE RIGHT-OF-WAY); THENCE

20. N 67°02'25" E, ALONG THE SOUTHERLY RIGHT-OF-WAY LINE OF SAID EAST RIDGE ROAD, A DISTANCE OF 215.76 FEET TO THE NORTHWESTERLY CORNER OF LANDS NOW OR FORMERLY OF ROY BURNS AND WIFE; THENCE

21. S 03°09'10" E, ALONG THE WESTERLY BOUNDARY LINE OF THE AFOREMENTIONED BURNS LAND AND ALONG THE COMMON TOWN LOT LINE BETWEEN TOWN LOT 33 AND TOWN LOT 34, A DISTANCE OF 200.00 FEET TO THE SOUTHWESTERLY CORNER OF SAID BURNS LANDS; THENCE

22. N 67°21'39" E, ALONG THE SOUTHERLY BOUNDARY LINE OF THE AFOREMENTIONED BURNS LANDS AND ALONG THE SOUTHERLY BOUNDARY LINE OF LANDS NOW OR FORMERLY OF ROY BURNS AND WIFE, A TOTAL DISTANCE OF 204.20 FEET TO A POINT; THENCE

23. S 11°44'41" E, ALONG THE WESTERLY BOUNDARY LINE OF LANDS NOW OR FORMERLY OF GIANNOVOLA, A DISTANCE OF 10.36 FEET TO A POINT; THENCE

24. N 67°21'39" E, ALONG THE SOUTHERLY BOUNDARY LINE OF THE AFOREMENTIONED GIANNOVOLA LANDS, A DISTANCE OF 74.56 FEET TO A POINT; THENCE

Continued...

PARCEL IA (EXCLUDES L. 8033 D.; P. 222; L. 8151 D; P. 357; L. 8354 D.; P. 195; L. 8742 D.; P. 212), **CONTINUED...**

25. S 15°40'41" E, ALONG THE WESTERLY BOUNDARY LINE OF LANDS NOW OR FORMERLY OF DR. JOHN SPECIALE, A DISTANCE OF 1.49 FEET TO A POINT; THENCE

26. S 22°48'21" E, ALONG THE AFOREMENTIONED WESTERLY BOUNDARY LINE OF LANDS NOW OR FORMERLY OF DR. JOHN SPECIALE, A DISTANCE OF 50.00 FEET TO A POINT; THENCE

27. N 67°21'39" E, ALONG THE SOUTHERLY BOUNDARY LINE OF THE AFOREMENTIONED SPECIALE LANDS, A DISTANCE OF 80.23 FEET TO A POINT ON THE WESTERLY BOUNDARY LINE OF DUBELBEISS LANE (PRIVATE); THENCE

28. S 22°49'24" E, ALONG THE WESTERLY RIGHT-OF-WAY LINE OF DUBELBEISS LANE (30 FOOT WIDE PRIVATE RIGHT-OF-WAY), A DISTANCE OF 417.90 FEET TO A POINT; THENCE

29. N 86°38'35" E, ALONG THE SOUTHERLY RIGHT-OF-WAY LINE OF DUBELBEISS LANE, A DISTANCE OF 11.82 FEET TO A POINT; THENCE

30. S 03°20'21" E, ALONG THE WESTERLY BOUNDARY LINE OF CULVER RIDGE HEIGHTS SUBDIVISION (LIBER 57 OF MAPS, PAGE 29), A DISTANCE OF 701.22 FEET TO THE SOUTHWESTERLY CORNER OF SAID CULVER RIDGE HEIGHTS SUBDIVISION; THENCE

31. N 86°37'00" E, ALONG THE SOUTHERLY LINE OF SAID CULVER RIDGE HEIGHTS SUBDIVISION, A DISTANCE OF 268.68 FEET TO THE NORTHWESTERLY CORNER OF LANDS NOW OR FORMERLY OF RICHARD WIRTH; THENCE

Continued...

PARCEL IA (EXCLUDES L. 8033 D.; P. 222; L. 8151 D; P. 357; L. 8354 D.; P. 195; L. 8742 D.; P. 212), CONTINUED...

32. S 03°23'00" E, ALONG THE WESTERLY LINE OF SAID LANDS OF WIRTH, A DISTANCE OF 380.50 FEET TO A POINT IN THE NORTHERLY LINE OF LANDS NOW OR FORMERLY OF WIRTH, ET AL, SAID POINT BEING THE SOUTHWESTERLY CORNER OF SAID LANDS OF WIRTH; THENCE

33. S 86°37'00" W, ALONG THE NORTHERLY LINE OF SAID LANDS OF WIRTH, ET AL, A DISTANCE OF 216.85 FEET TO THE NORTHEASTERLY CORNER OF LANDS CONVEYED TO THE STATE OF NEW YORK BY DEED RECORDED IN THE MONROE COUNTY CLERK'S OFFICE IN LIBER 8033 OF DEEDS AT PAGE 222, SAID CORNER MARKED BY A FOUND NYS MONUMENT 1.4 FEET SOUTHEAST; THENCE

34. S 86°37'00" W, ALONG THE NORTHERLY LINE OF SAID LANDS CONVEYED TO THE STATE OF NEW YORK, SAID LINE ALSO BEING THE NORTHERLY RIGHT-OF-WAY LINE OF THE KEELER STREET EXPRESSWAY, US ROUTE 104, A DISTANCE OF 51.83 FEET TO A POINT MARKED BY A FOUND IRON PIN WITH A CAP; THENCE THE FOLLOWING FIVE (5) COURSES AND DISTANCES ALONG SAID NORTHERLY RIGHT-OF-WAY LINE

35. S 86°49'18" W, A DISTANCE OF 515.70 FEET TO A POINT; THENCE

36. S 87°32'03" W, A DISTANCE OF 543.32 FEET TO A POINT HAVING A FOUND 1" IRON PIN 1.3 FEET EASTERLY; THENCE

37. N 87°56'35" W, A DISTANCE OF 167.55 FEET TO A POINT HAVING A FOUND NYS MONUMENT 0.2 FEET SOUTH AND 0.2 FEET WEST; THENCE

Continued...

PARCEL IA (EXCLUDES L. 8033 D.; P. 222; L. 8151 D; P. 357; L. 8354 D.; P. 195; L. 8742 D.; P. 212), **CONTINUED**...

38. S 89°35'05" W, A DISTANCE OF 140.30 FEET TO A POINT HAVING A FOUND NYS MONUMENT 0.1 FEET SOUTH AND 0.1 FEET WEST; THENCE

39. N 87°59'55" W, A DISTANCE OF 230.39 FEET TO A POINT; THENCE

40. N 03°55'03" W, A DISTANCE OF 50.60 FEET TO A POINT OF NON-TANGENT CURVATURE; THENCE

41. EASTERLY, ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 370.00 FEET, THROUGH A CENTRAL ANGLE OF 28°39'19" A DISTANCE OF 185.05 FEET TO A POINT OF TANGENCY; THENCE

42. N 60°55'02" E, A DISTANCE OF 27.72 FEET TO A POINT OF CURVATURE; THENCE

43. EASTERLY, ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 70.00 FEET, THROUGH A CENTRAL ANGLE OF 25°44'37" A DISTANCE OF 31.45 FEET TO A POINT OF TANGENCY; THENCE

44. N 86°39'39" E, A DISTANCE OF 121.65 FEET TO A POINT OF CURVATURE; THENCE

45. SOUTHEASTERLY, ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 70.00 FEET, THROUGH A CENTRAL ANGLE OF 39°06'33" A DISTANCE OF 47.78 FEET TO A POINT OF REVERSE CURVATURE; THENCE

46. SOUTHEASTERLY, ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 370.00 FEET, THROUGH A CENTRAL ANGLE OF 39°06'33" A DISTANCE OF 252.56 FEET TO A POINT OF TANGENCY; THENCE

Continued...

PARCEL IA (EXCLUDES L. 8033 D.; P. 222; L. 8151 D; P. 357; L. 8354 D.; P. 195; L. 8742 D.; P. 212), **CONTINUED...**

47. N 86°39'39" E, A DISTANCE OF 67.80 FEET TO A POINT; THENCE

48. N 03°20'21" W, A DISTANCE OF 192.00 FEET TO A POINT; THENCE

49. S 86°39'39" W, A DISTANCE OF 201.01 FEET TO A POINT; THENCE

50. N 03°20'21" W, A DISTANCE OF 11.02 FEET TO A POINT; THENCE

51. N 00°16'45" E, A DISTANCE OF 38.06 FEET TO A POINT; THENCE

52. S 86°39'39" W, A DISTANCE OF 4.37 FEET TO A POINT; THENCE

53. N 03°20'21" W, A DISTANCE OF 49.00 FEET TO A POINT; THENCE

54. N 86°39'39" E, A DISTANCE OF 5.00 FEET TO A POINT; THENCE

55. N 03°20'21" W, A DISTANCE OF 306.98 FEET TO A POINT; THENCE

56. N 73°24'14" E, A DISTANCE OF 54.84 FEET TO A POINT OF CURVATURE; THENCE

57. NORTHEASTERLY, ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 220.00 FEET, THROUGH A CENTRAL ANGLE OF 31°44'35" A DISTANCE OF 121.88 FEET TO A POINT OF TANGENCY; THENCE

58. N 41°39'39" E, A DISTANCE OF 35.27 FEET TO A POINT; THENCE

59. S 48°20'21" E, A DISTANCE OF 233.60 FEET TO A POINT; THENCE

60. N 41°39'39" E, A DISTANCE OF 293.17 FEET TO A POINT; THENCE

Continued...

PARCEL IA (EXCLUDES L. 8033 D.; P. 222; L. 8151 D; P. 357; L. 8354 D.; P. 195; L. 8742 D.; P. 212), **CONTINUED...**

61. N 48°20'21" W, A DISTANCE OF 101.09 FEET TO A POINT; THENCE

62. N 41°39'39" E, A DISTANCE OF 56.92 FEET TO A POINT; THENCE

63. N 48°20'21" W, A DISTANCE OF 132.51 FEET TO A POINT; THENCE

64. N 41°39'39" E, A DISTANCE OF 56.75 FEET TO A POINT; THENCE

65. S 48°20'21" E, A DISTANCE OF 101.82 FEET TO A POINT; THENCE

66. N 86°39'39" E, A DISTANCE OF 290.13 FEET TO A POINT; THENCE

67. S 15°42'41" E, A DISTANCE OF 136.86 FEET TO A POINT OF CURVATURE; THENCE

68. SOUTHERLY, ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 180.00 FEET THROUGH A CENTRAL ANGLE OF 12°22'20", A DISTANCE OF 38.87 FEET TO A POINT OF TANGENCY; THENCE

69. S 03°20'21" E, A DISTANCE OF 76.20 FEET TO A POINT OF CURVATURE; THENCE

70. SOUTHERLY AND SOUTHWESTERLY, ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 105.00 FEET, THROUGH A CENTRAL ANGLE OF 45°00'00", A DISTANCE OF 82.47 FEET TO A POINT OF TANGENCY; THENCE

71. S 41°39'39" W, A DISTANCE OF 42.33 FEET TO A POINT; THENCE

72. N 48°20'21" W, A DISTANCE OF 39.94 FEET TO A POINT; THENCE

73. S 41°39'39" W, A DISTANCE OF 66.34 FEET TO A POINT; THENCE

Continued...

PARCEL IA (EXCLUDES L. 8033 D.; P. 222; L. 8151 D; P. 357; L. 8354 D.; P. 195; L. 8742 D.; P. 212), CONTINUED...

74. N 48°20'21" W, A DISTANCE OF 10.00 FEET TO A POINT IN THE CENTERLINE OF A TWO-INCH EXPANSION JOINT, SAID CENTERLINE BEING ONE INCH SOUTHEASTERLY OF THE EXISTING SOUTHEAST FACE OF THE MALL BUILDING; THENCE

75. S 41°39'39" W, ALONG THE CENTERLINE OF SAID TWO-INCH EXPANSION JOINT, A DISTANCE OF 314.00 FEET TO A POINT; THENCE

76. S 48°20'21" E, A DISTANCE OF 131.40 FEET TO A POINT; THENCE

77. N 86°39'39" E, A DISTANCE OF 79.92 FEET TO A POINT; THENCE

78. N 41°39'39" E, A DISTANCE OF 200.97 FEET TO A POINT; THENCE

79. N 03°20'21" W, A DISTANCE OF 79.92 FEET TO A POINT; THENCE

80. N 48°20'21" W, A DISTANCE OF 50.40 FEET TO A POINT; THENCE

81. N 41°39'39" E, A DISTANCE OF 66.34 FEET TO A POINT; THENCE

82. S 48°20'21" E, A DISTANCE OF 302.02 FEET TO A POINT; THENCE

83. N 03°20'21" W, ALONG A LINE PARALLEL WITH AND 50 FEET WESTERLY FROM COURSE (30), A DISTANCE OF 628.62 FEET TO A POINT OF CURVATURE; THENCE

84. NORTHERLY AND NORTHWESTERLY, ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 170.00 FEET, THROUGH A CENTRAL ANGLE OF 19°29'03", A DISTANCE OF 57.81 FEET TO A POINT OF TANGENCY THENCE

Continued...

PARCEL IA (EXCLUDES L. 8033 D.; P. 222; L. 8151 D; P. 357; L. 8354 D.; P. 195; L. 8742 D.; P. 212), **CONTINUED...**

85. N 22°49'24" W, ALONG A LINE PARALLEL WITH AND 50 FEET SOUTHWESTERLY FROM COURSE (28), A DISTANCE OF 263.34 FEET TO A POINT OF CURVATURE; THENCE

86. NORTHWESTERLY AND WESTERLY, ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 135.00 FEET, THROUGH A CENTRAL ANGLE OF 79°29'09", A DISTANCE OF 187.28 FEET TO A POINT OF TANGENCY; THENCE

87. S 77°41'27" W, A DISTANCE OF 172.10 FEET TO A POINT OF CURVATURE; THENCE

88. SOUTHWESTERLY, ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 210.00 FEET, THROUGH CENTRAL ANGLE OF 56°06'07", A DISTANCE OF 205.63 FEET TO A POINT OF TANGENCY; THENCE

89. S 21°35'20" W, A DISTANCE OF 75.06 FEET TO A POINT OF CURVATURE; THENCE

90. SOUTHWESTERLY AND WESTERLY, ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 293.00 FEET, THROUGH A CENTRAL ANGLE OF 65°04'19", A DISTANCE OF 332.76 FEET TO A POINT OF TANGENCY; THENCE

91. S 86°39'39" W, A DISTANCE OF 493.26 FEET TO A POINT; THENCE

92. S 03°17'26" E, A DISTANCE OF 20.15 FEET TO A POINT; THENCE

93. S 86°39'39" W, A DISTANCE OF 190.86 FEET TO A POINT; THENCE

Continued...

PARCEL IA (EXCLUDES L. 8033 D.; P. 222; L. 8151 D; P. 357; L. 8354 D.; P. 195; L. 8742 D.; P. 212), **CONTINUED**...

94. S 03°20'21" E, A DISTANCE OF 272.44 FEET TO A POINT; THENCE

95. N 62°25'21" W, A DISTANCE OF 143.62 FEET TO A POINT; THENCE

96. S 03°20'21" E, A DISTANCE OF 157.60 FEET TO A POINT; THENCE

97. S 86°05'57" W, A DISTANCE OF 9.00 FEET TO A POINT; THENCE

98. S 03°20'21" E, A DISTANCE OF 526.40 FEET TO A POINT; THENCE

99. S 87°59'55" E, A DISTANCE OF 126.71 FEET TO A POINT OF CURVATURE; THENCE

100. EASTERLY, ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 370.00 FEET, THROUGH A CENTRAL ANGLE OF 02°25'43", A DISTANCE OF 15.68 FEET TO A POINT, SAID POINT BEING THE TERMINUS OF COURSE (40) ABOVE; THENCE

101. S 03°55'03" E, ALONG THE REVERSE OF SAID COURSE (40), A DISTANCE OF 50.60 FEET TO A POINT IN THE AFOREMENTIONED NORTHERLY RIGHT-OF-WAY LINE OF THE KEELER STREET EXPRESSWAY, US ROUTE 104, SAID POINT ALSO BEING THE TERMINUS OF COURSE (39) ABOVE; THENCE

102. N 87°59'55" W, ALONG SAID NORTHERLY RIGHT-OF-WAY LINE A DISTANCE OF 915.25 FEET TO A POINT IN THE EASTERLY RIGHT-OF-WAY LINE OF NORTH GOODMAN STREET (80 FOOT WIDE RIGHT-OF-WAY); THENCE

Continued...

PARCEL IA (EXCLUDES L. 8033 D.; P. 222; L. 8151 D; P. 357; L. 8354 D.; P. 195; L. 8742 D.; P. 212), **CONTINUED...**

103. N 04°08'00" W, ALONG THE EASTERLY RIGHT-OF-WAY LINE OF NORTH GOODMAN STREET, A DISTANCE OF 440.63 FEET TO THE POINT OR PLACE OF BEGINNING.

PARCEL IB

ALL THAT TRACT OR PARCEL OF LAND CONTAINING 0.861 ACRES, MORE OR LESS, SITUATE IN TOWN LOT 40, TOWNSHIP 14, RANGE 7, IN THE TOWN OF IRONDEQUOIT, COUNTY OF MONROE, STATE OF NEW YORK, BEING MORE PARTICULARLY BOUNDED AND DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT OF INTERSECTION OF THE EASTERLY RIGHT-OF-WAY LINE OF NORTH GOODMAN STREET (80 FOOT WIDE RIGHT-OF-WAY), WITH THE SOUTHERLY LINE OF LANDS NOW OR FORMERLY OF ROCHESTER GAS & ELECTRIC CORPORATION (TAX ACCOUNT NO. 92.05-01-083), SAID POINT BEING MARKED BY A FOUND MONUMENT; THENCE

A. N 86°05'57" E, ALONG THE AFOREMENTIONED SOUTHERLY LINE, A DISTANCE OF 323.15 FEET TO A POINT, SAID POINT HAVING A FOUND RG&E MONUMENT 0.1 FEET WEST AND 0.7 FEET NORTH; THENCE

B. CONTINUING N 86° 05'57" E, ALONG THE EASTERLY PROLONGATION OF THE AFOREMENTIONED SOUTHERLY LINE, A DISTANCE OF 78.98 FEET TO A POINT; THENCE

C. S 03°20'21" E, A DISTANCE OF 367.57 FEET TO A POINT OF CURVATURE; THENCE

Continued...

PARCEL IB, CONTINUED...

D. SOUTHERLY AND SOUTHEASTERLY, ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 70.00 FEET, THROUGH A CENTRAL ANGLE OF 84°39'34", A DISTANCE OF 103.43 FEET TO A POINT OF TANGENCY; THENCE

E. S 87°59'55" E, A DISTANCE OF 437.54 FEET TO A POINT OF CURVATURE; THENCE

F. F. EASTERLY AND NORTHEASTERLY, ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 370.00 FEET, THROUGH A CENTRAL ANGLE OF 31°05'02", A DISTANCE OF 200.73 FEET TO A POINT OF TANGENCY; THENCE

G. N 60°55'02" E, A DISTANCE OF 27.72 FEET TO A POINT OF CURVATURE; THENCE

H. NORTHEASTERLY AND EASTERLY, ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 70.00 FEET, THROUGH A CENTRAL ANGLE OF 25°44'37", A DISTANCE OF 31.45 FEET TO A POINT OF TANGENCY; THENCE

I. N 86°39'39" E, A DISTANCE OF 121.65 FEET TO A POINT OF CURVATURE; THENCE

J. EASTERLY AND SOUTHEASTERLY, ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 70.00 FEET, THROUGH A CENTRAL ANGLE OF 39°06'33", A DISTANCE OF 47.78 FEET TO A POINT OF REVERSE CURVATURE; THENCE

Continued...

PARCEL IB, CONTINUED...

K. SOUTHEASTERLY, ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 370.00 FEET, THROUGH A CENTRAL ANGLE OF 18°00'29", A DISTANCE OF 116.29 FEET TO THE POINT OR PLACE OF BEGINNING; THENCE

1. N 03°20'21" W, ALONG A LINE THAT IS NOT TANGENT TO COURSE (K), A DISTANCE OF 167.19 FEET TO A POINT; THENCE

2. N 86°39'39" E, A DISTANCE OF 201.01 FEET TO A POINT; THENCE

3. S 03°20'21" E, A DISTANCE OF 192.00 FEET TO A POINT; THENCE

4. S 86°39'39" W, A DISTANCE OF 67.80 FEET TO A POINT OF CURVATURE; THENCE

5. WESTERLY AND NORTHWESTERLY, ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 370.00 FEET, THROUGH A CENTRAL ANGLE OF 21°06'04", A DISTANCE OF 136.27 FEET TO THE POINT OR PLACE OF BEGINNING.

PARCEL II

ALL THAT TRACT OR PARCEL OF LAND CONTAINING 2.785 ACRES, MORE OR LESS, SITUATE IN TOWN LOT 40, TOWNSHIP 14, RANGE 7, IN THE TOWN OF IRONDEQUOIT, COUNTY OF MONROE, STATE OF NEW YORK, BEING MORE PARTICULARLY BOUNDED AND DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT ON THE EASTERLY RIGHT-OF-WAY LINE OF NORTH GOODMAN STREET (80 FEET WIDE) SAID POINT BEING MARKED BY A FOUND CONCRETE MONUMENT ON THE DIVISION LINE BETWEEN LANDS NOW OR FORMERLY OF ROCHESTER GAS & ELECTRIC CORPORATION TO THE NORTH AND LANDS FORMERLY OF EASTMAN KODAK COMPANY, TO THE SOUTH; THENCE

Continued...

PARCEL II, CONTINUED...

A. N 86°05'57" E, ALONG THE AFOREMENTIONED DIVISION LINE, A DISTANCE OF 323.15 FEET TO THE SOUTHEASTERLY CORNER OF SAID LANDS NOW OR FORMERLY OF ROCHESTER GAS & ELECTRIC CORPORATION, SAID POINT BEING 0.7 FEET SOUTH AND 0.1 FEET EAST OF A FOUND CONCRETE MONUMENT; THENCE

B. N 04°59'42" W, ALONG THE EASTERLY LINE OF SAID LANDS OF ROCHESTER GAS & ELECTRIC CORPORATION A DISTANCE OF 50.75 FEET THE NORTHEAST CORNER OF SAID LANDS, ALSO BEING THE POINT OF BEGINNING OF THE HEREINAFTER DESCRIBED PARCEL; THENCE

1. S 85°00'18" W, ALONG LANDS NOW OR FORMERLY OF ROCHESTER GAS AND ELECTRIC CORPORATION A DISTANCE OF 150.18 FEET TO A POINT LOCATED 0.2' NORTH AND 0.1' WEST FROM A FOUND MONUMENT; THENCE

2. N 04°59'42" W, ALONG SAID RG&E LANDS, A DISTANCE OF 103.78 FEET TO A POINT LOCATED 0.2 FEET NORTH FROM A FOUND MONUMENT; THENCE

3. N 04°07'20" W, ALONG LANDS NOW OR FORMERLY OF THE SOUTHERN OIL COMPANY OF NEW YORK, A DISTANCE OF 112.60 FEET TO A POINT LOCATED 0.1 FOOT NORTH AND 0.3 FEET WEST FROM A FOUND 3/4 " IRON PIN; THENCE

4. N 86°46'33" E, ALONG SAID SOUTHERN OIL COMPANY OF NEW YORK LANDS, A DISTANCE OF 148.84 FEET TO A POINT LOCATED 0.1 FOOT NORTH AND 0.1 FOOT WEST FROM A FOUND 1" IRON PIN; THENCE

5. S 03°13'27" E, ALONG LANDS NOW OR FORMERLY OF INTERSTATE REALTY FRANCHISE, A DISTANCE OF 55.75 FEET TO A POINT; THENCE

Continued...

PARCEL II, CONTINUED...

6. N 75°44'40" E, ALONG THE SOUTHERLY LINE OF SAID INTERSTATE REALTY FRANCHISE LANDS, A DISTANCE OF 275.00 FEET TO A POINT; THENCE

7. N 41°39'39" E, A DISTANCE OF 180.96 FEET TO A POINT; THENCE

8. N 03°20'21" W, A DISTANCE OF 104.99 FEET TO A POINT IN THE SOUTHERLY LINE OF LANDS NOW OR FORMERLY OF MARSH; THENCE

9. N 86°11'04" E, ALONG THE SOUTHERLY LINE OF SAID MARSH LANDS, A DISTANCE OF 11.98 FEET TO A POINT; THENCE

10. S 04°12'33" E, A DISTANCE OF 437.09 FEET TO A POINT; THENCE

11. S 86°05'57" W, A DISTANCE OF 410.70 FEET TO THE POINT OR PLACE OF BEGINNING.

FORMER J.C. PENNEY SITE LIBER 9748 OF DEEDS; PAGE 87

ALL THAT TRACT OR PARCEL OF LAND CONTAINING 6.285 ACRES, MORE OR LESS, SITUATE IN TOWN LOT 40, TOWNSHIP 14, RANGE 7, IN THE TOWN OF IRONDEQUOIT, COUNTY OF MONROE, STATE OF NEW YORK, BEING MORE
PARTICULARLY BOUNDED AND DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT OF INTERSECTION OF THE EASTERLY RIGHT-OF-WAY LINE OF NORTH GOODMAN STREET (80 FOOT WIDE RIGHT-OF-WAY), WITH THE SOUTHERLY LINE OF LANDS NOW OR FORMERLY OF ROCHESTER GAS & ELECTRIC CORPORATION (TAX ACCOUNT NO. 92.05-01-083), SAID POINT BEING MARKED BY A FOUND MONUMENT; THENCE

Continued...

FORMER J.C. PENNEY SITE, CONTINUED...

A. N 86°05'57" E, ALONG THE AFOREMENTIONED SOUTHERLY LINE, A DISTANCE OF 323.15 FEET TO A POINT, SAID POINT HAVING A FOUND RG&E MONUMENT 0.1 FEET WEST AND 0.7 FEET NORTH; THENCE

B. CONTINUING N 86°05'57" E, ALONG THE EASTERLY PROLONGATION OF THE AFOREMENTIONED SOUTHERLY LINE, A DISTANCE OF 78.98 FEET TO A POINT; THENCE

C. S 03°20'21" E, A DISTANCE OF 367.57 FEET TO A POINT OF CURVATURE; THENCE

D. SOUTHERLY AND SOUTHEASTERLY, ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 70.00 FEET, THROUGH A CENTRAL ANGLE OF 84°39'34", A DISTANCE OF 103.43 FEET TO A POINT OF TANGENCY; THENCE

E. S 87°59'55" E, A DISTANCE OF 310.83 FEET TO A POINT; THENCE

F. N 03°20'21" W, A DISTANCE OF 526.40 FEET TO A POINT; THENCE

G. N 86°05'57" E, A DISTANCE OF 9.00 FEET TO A POINT; THENCE

H. N 03°20'21" W, A DISTANCE OF 157.60 FEET TO A POINT; THENCE

I. S 62°25'21" E, A DISTANCE OF 143.62 FEET TO A POINT; THENCE

J. N 03°20'21" W, A DISTANCE OF 103.59 FEET TO THE POINT, OR PLACE OF BEGINNING; THENCE

Continued...

FORMER J.C. PENNEY SITE, CONTINUED...

1. N 03°20'21" W, A DISTANCE OF 168.85 FEET TO A POINT; THENCE

2. N 86°39'39" E, A DISTANCE OF 190.86 FEET TO A POINT; THENCE

3. N 03°17'26" W, A DISTANCE OF 20.15 FEET TO A POINT; THENCE

4. N 86°39'39" E, A DISTANCE OF 493.26 FEET TO A POINT OF CURVATURE; THENCE

5. EASTERLY AND NORTHEASTERLY, ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 293.00 FEET, THROUGH A CENTRAL ANGLE OF 37°53'54", A DISTANCE OF 193.80 FEET TO A POINT; THENCE

6. S 48°20'21" E, A DISTANCE OF 246.14 FEET TO A POINT; THENCE

7. S 41°39'39" W, A DISTANCE OF 56.92 FEET TO A POINT; THENCE

8. S 48°20'21" E, A DISTANCE OF 101.09 FEET TO A POINT; THENCE

9. S 41°39'39" W, A DISTANCE OF 293.17 FEET TO A POINT; THENCE

10. N 48°20'21" W, A DISTANCE OF 233.60 FEET TO A POINT; THENCE

11. S 41°39'39" W, A DISTANCE OF 35.27 FEET TO A POINT; THENCE

12. SOUTHWESTERLY, ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 220.00 FEET, THROUGH A CENTRAL ANGLE OF 31°44'35", A DISTANCE OF 121.88 FEET TO A POINT; THENCE

13. S 73°24'14" W, A DISTANCE OF 76.85 FEET TO A POINT; THENCE

Continued...

FORMER J.C. PENNEY SITE, CONTINUED...

14. N 03°20'21" W, A DISTANCE OF 178.23 FEET TO A POINT; THENCE

15. S 86°39'39" W, A DISTANCE OF 492.06 FEET TO THE POINT, OR PLACE OF BEGINNING

SUBJECT TO ANY EASEMENTS OR ENCUMBRANCES EXISTING OR OF RECORD.

BEARINGS ARE REFERENCED TO THE NEW YORK STATE PLANE COORDINATE SYSTEM, TRANSVERSE MERCATOR PROJECTION, WESTERN ZONE.

By Legislators Assini and Driscoll

Intro. No. 511
MOTION NO. 78 OF 2005

PROVIDING THAT LOCAL LAW (INTRO. NO. 455 OF 2005), ENTITLED "AMENDING LOCAL LAW 1 OF 2001, AS AMENDED BY LOCAL LAW NOS. 6 AND 8 OF 2002, LOCAL LAW NOS. 3, 8 AND 14 OF 2003 AND LOCAL LAW NOS. 2 AND 3 OF 2004 TO REVISE EMPIRE ZONE BOUNDARY," BE LIFTED FROM THE TABLE

Be It Moved, That Local Law (Intro. No. 455 Of 2005), Entitled "Amending Local Law 1 Of 2001, As Amended By Local Law Nos. 6 And 8 Of 2002, Local Law Nos. 3, 8 And 14 Of 2003 And Local Law Nos. 2 And 3 Of 2004 To Revise Empire Zone Boundary," Be Lifted From The Table.

File No. 05-432

Adopted: Ayes 28, Noes 0.

By Legislators Assini and Driscoll

Intro. No. 512
MOTION NO. 79 OF 2005

PROVIDING THAT LOCAL LAW (INTRO. NO. 455 OF 2005), ENTITLED "AMENDING LOCAL LAW 1 OF 2001, AS AMENDED BY LOCAL LAW NOS. 6 AND 8 OF 2002, LOCAL LAW NOS. 3, 8 AND 14 OF 2003 AND LOCAL LAW NOS. 2 AND 3 OF 2004 TO REVISE EMPIRE ZONE BOUNDARY," BE ADOPTED

Be It Moved, That Local Law (Intro. No. 455 Of 2005), Entitled "Amending Local Law 1 Of 2001, As Amended By Local Law Nos. 6 And 8 Of 2002, Local Law Nos. 3, 8 And 14 Of 2003 And Local Law Nos. 2 And 3 Of 2004 To Revise Empire Zone Boundary," Be Adopted.

File No. 05-432

Adopted: Ayes 28, Noes 0.

ADOPTION OF
Intro. No. 455
LOCAL LAW NO. 7 OF 2005

AMENDING LOCAL LAW NO. 1 OF 2001, AS AMENDED BY LOCAL LAW NOS. 6 AND 8 OF 2002, LOCAL LAW NOS. 3, 8 AND 14 OF 2003, LOCAL LAW NOS. 2 AND 3 OF 2004 TO REVISE EMPIRE ZONE BOUNDARY

BE IT ENACTED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. By Local Law No. 1 of 2001, this Legislature authorized the submission of an application for the designation of an Empire Zone relative to certain land within Monroe County.

Section 2. That County of Monroe has received Empire Zone approval from New York State.

Section 3. By Local Law No. 1 of 2001, enacted on January 9, 2001, the Empire Zone was approved.

Section 4. By Local Law No. 6 of 2002, enacted on July 9, 2002 and Local Law No. 8 of 2002, enacted on August 13, 2002, the Legislature authorized applications to revise the Empire Zone to include additional acreage in certain municipalities.

Section 5. By Local Law No. 3 of 2003, enacted on December 10, 2002; Local Law No. 8 of 2003, enacted on May 13, 2003; and Local Law No. 14 of 2003, enacted on October 14, 2003; the Legislature authorized applications to revise the Empire Zone to include additional acreage in certain municipalities and delete certain acreage in the Town of Gates.

Section 6. By Local Law No. 2 of 2004, enacted on May 11, 2004, the Legislature authorized an application to revise the Empire Zone to include additional acreage in the Town of Brighton.

Section 7. By Local Law No. 3 of 2004, enacted on December 14, 2004, the Legislature authorized an application to revise the Empire Zone to include additional acreage in the Towns of Brighton, Chili, Gates, Henrietta, Ogden, Penfield, Perinton, Pittsford and the Villages of Brockport and Fairport, New York and delete certain acreage in the Town of Brighton, Gates, Henrietta and Penfield, New York.

Section 8. Whereas, Rochester Precision Optics (the "Company"), a manufacturer of precision lenses for the commercial imaging, defense and medical industries, is purchasing technology machinery and equipment from Eastman Kodak Company, which is shutting down its precision machined and molded glass optics division; and

Whereas, the Company plans to renovate an existing facility located at 850 John Street, Town of Henrietta, New York (the "Project"); and

Whereas, the Company has committed to create a minimum of 50 jobs and up to 75 jobs and make a ten million dollar ($10,000,000.00) investment in the Project;

Therefore, be it hereby:

Resolved, that the Monroe County Legislature approves the allocation of zone lands for the proposed regionally significant Project as determined by the Zone

Administration Board and the New York State Department of Economic Development Law, said zone land to constitute the property described in Addendum A. *(Copy of Addendum A is on file in the Legislature Clerk's Office)*

Section 9. It is the desire of the Legislature to authorize the submission of an application to revise the Empire Zone boundaries to include approximately 14.32 acres located in the Town Henrietta, New York.

Section 10. The County Executive, or her designee, is hereby authorized to submit an application to revise the Empire Zone for redesignation to include the property within the Town Henrietta, New York, all as more particularly described in Addendum A of this Local Law provided, however, that such authorization shall be conditioned upon the concurrence of the governing body of the town in which such property is located and New York State Empire Development.

Section 11. The Commissioner of the New York State Department of Economic Development is hereby requested to approve this Project as described in *Section 8.*

Section 12. In all other respects, Local Law No. 1 of 2001, Local Law Nos. 6 and 8 of 2002, Local Law Nos. 3, 8 and 14 of 2003 and Local Law Nos. 2 and 3 of 2004 shall remain in full force and effect.

Section 13. This Local Law shall take effect upon the later of the filing in the Office of the Secretary of State or December 31, 2005, in accordance with the provisions of Section 27 of the Municipal Home Rule Law.

Planning and Economic Development Committee; November 28, 2005 – CV: 4-0
File No. 05-0432

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, December 28, 2005.
Effective Date: December 28, 2005.

****ATTACHMENT****

ADDENDUM A

Parcel I

All that tract or parcel of land containing 10.327 acres, more or less, situate in Town Lot 11 of the 5th Range of Lots, Town of Henrietta, County of Monroe, State of New York, as shown on a map entitled "New Headquarters for ENBI, Site Plan" prepared by the Sear-Brown Group, Inc. of Rochester, New York, dated August, 1988, having drawing No. 2971A-SE-1 and being more particularly bound and described as follows:

Beginning at a point in the southerly right of way line of Bailey Road (66 foot wide right of way), said point being an intersection with the southerly extension of the easterly right of way line of John Street (49.5 foot wide right of way); thence

1. N 88° 02' 22" E, along the southerly right of way line of the aforementioned Bailey Road, a distance of 415.00 feet to a point; thence

2. S 01° 57' 38" E, a distance of 277.79 feet to an angle point; thence

3. S 21° 58' 02" W, a distance of 754.41 feet to a point; thence

4. N 68° 01' 58" W, a distance of 492.00 feet to a point; thence

5. N 21° 58' 02" E, a distance of 840.00 feet to the point of beginning.

Bearings described hereon are referenced to the New York State Plane Coordinate System, Transverse Mercator Projection, Western Zone.

Excepting and Reserving from the above described premises conveyed by the County of Monroe Industrial Development Agency to Monroe County and the Warranty Deed and Easement made December 3, 2001 and recorded December 6, 2001 in Liber 9550 of Deeds, page 97.

Parcel II

All that tract or parcel of land situate in the Town of Henrietta, County of Monroe and State of New York, being part of Town Lot No. 11 in the Fifth Range of Lots in Township No. 12, Range No. 7 and being the southeasterly portion of lands included within the New Exception Parcel as shown on a map of a resubdivision of Lot No. 1 and the (former) Exception Parcel out of the subdivision of University Park of Rochester which resubdivision map is filed in the Monroe County Clerk's Office in Liber 272 of Maps, page 20, all being more particularly bounded and described as follows:

Commencing at the intersection of the southeasterly right of way line of John Street (a right of way of variable width) with the southerly right of way line of Bailey Road (as a 66 foot wide right of way) which point of commencement is the northwesterly corner of

the Exception Parcel as shown on a subdivision map of University Park of Rochester filed in the Monroe County Clerk's Office in Liber 261 of Maps, page 43 and the northwesterly corner of the New Exception Parcel as shown on the aforesaid resubdivision map filed in said Clerk's Office in Liber 272 of Maps, page 20;

thence (a) south 21° 58' 02" west along the southeasterly right of way line of John Street a distance of 840.00 feet to the southwesterly corner of the Exception Parcel and of the New Exception Parcel as shown respectively on the subdivision and resubdivision maps filed as aforesaid;

thence (b) south 68° 01' 58" east along the southwesterly line of said Exception Parcel and of said New Exception Parcel as shown respectively on the aforesaid filed maps, a distance of 492.00 feet to an iron pin or rod set at the most southerly or southeasterly corner of said Exception Parcel, which is also the most westerly or southwesterly corner of Lot No. 1 as shown on the aforesaid subdivision map filed in said County Clerk's Office in Liber 261 of Maps, page 43, and to the point or place of beginning of the parcel herein described;

thence (1) north 21° 58' 02' east along the southeasterly line of the aforesaid Exception Parcel and a northwesterly line of aforesaid Lot No. 1 both as shown on said subdivision map filed in the aforesaid Clerk's Office in Liber 261 of Maps, page 43, a distance of 392.90 feet to an iron pin or rod set in said line at an interior corner of the aforesaid New Exception Parcel and at the most westerly or southwesterly corner of Lot No. R-1 both as shown on the aforesaid resubdivision filed in said Clerk's Office in Liber 272 of Maps, page 20;

thence (2) south 68° 01' 58" east through Lot No. 1 as shown on the aforesaid filed subdivision map and along a northeasterly line of said New Exception Parcel and the southwesterly line of Lot No. R-1 both as shown on the aforesaid resubdivision map, a distance of 438.11 feet to an iron pin or rod set in the southeasterly line of said of Lot No. 1 as shown on said filed subdivision map at the most southerly or southeasterly corner of said Lot No. R-1 as shown on said filed resubdivision map;

thence (3) south 20° 24' 22" west along the southeasterly line of said Lot No. 1 as shown on the aforesaid filed subdivision map and along the southeasterly line of said New Exception parcel as shown on the aforesaid filed resubdivision map, a distance of 393.05 feet to an iron pin or rod set at the most southerly or southeasterly corner of said Lot No. 1 as shown on said filed subdivision map of said New Exception Parcel as shown on said filed resubdivision map;

thence (4) North 68° 01' 58" west along the southwesterly line of said Lot No. 1 as shown on the aforesaid filed subdivision map and along the southwesterly line of said New Exception Parcel as shown on the aforesaid filed resubdivision map, a distance of 448.82 feet to the point or place of beginning of the parcel herein described.

Together with a non-exclusive storm water drainage easement to be used in common with

others over the real property described in Schedule C in the Deed to the County of Monroe Industrial Development Agency, recorded December 9, 1988 in the Monroe County Clerk's Office in Liber 7533 of Deeds, page 41. The storm water drainage easement shall terminate automatically upon dedication of the storm water drainage easement area and/or other appropriate municipal agencies for the storm water drainage purposes.

Excepting and reserving two foot (2') wide strip of land immediately adjacent to and running along the south right of way line of Bailey Road to be dedicated and/or conveyed to the County of Monroe for highway purposes.

Excepting and reserving a twenty foot (20') wide utility easement over a strip of land immediately adjacent to and running along the south right of way line of Bailey Road, said easement area to be used for water and/or sanitary sewer purposes, and may be dedicated to the Town of Henrietta and/or other appropriate municipal agencies for said purposes.

Excepting and reserving a twenty foot (20') wide sanitary sewer easement over a strip of land immediately adjacent to and running along the west property line of the parcel herein conveyed, said easement area to be used for sanitary sewer purposes, and may be dedicated to the Town of Henrietta and/or other appropriate municipal agencies for said purposes.

MOTIONS, RESOLUTIONS AND NOTICES

By Legislators Valerio and Barker

Intro No 513

RESOLUTION NO. 422 OF 2005

ACCEPTING GRANTS FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR STOP VIOLENCE AGAINST WOMEN PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept two $42,000 grants from, and to execute contracts and any amendments thereto with, the New York State Division of Criminal Justice Services, for the Community Corrections Stop Violence Against Women Program, for the periods of August 1, 2005 through July 31, 2006 and August 1, 2006 through July 31, 2007, respectively.

Section 2. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 3. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; November 28, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 9-0
File No. 05-0378

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Barker and Driscoll

Intro No 514

RESOLUTION NO. 423 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF PAROLE FOR HIGH IMPACT INCARCERATION PROGRAM FOR MONROE COUNTY INMATES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $100,000 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Parole, for the High Impact Incarceration Program, for the period of August 1, 2005 through July 31, 2006.

Section 2. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Division of Parole.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; November 28, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 9-0
File No. 05-0379

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Barker and Driscoll

Intro. No. 515

RESOLUTION NO. 424 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF HOMELAND SECURITY FOR BUFFER ZONE PROTECTION PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $50,000 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Homeland Security, for the Buffer Zone Protection Program, for the period of April 1, 2005 through March 31, 2006.

Section 2. The 2005 operating budget of the Sheriff's Office is hereby amended by appropriating the sum of $50,000 into account 001-038-1007, Zone B.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Office of Homeland Security.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; November 28, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0380

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Barker and Driscoll

Intro. No. 516

RESOLUTION NO. 425 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE FOR CHILD PASSENGER SAFETY PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $6,800 grant from, and to execute a contract and any amendments thereto with, the New York State Governor's Traffic Safety Committee, for the Child Passenger Safety Program, for the period of October 1, 2005 through September 30, 2006.

Section 2. The 2005 operating budget of the Sheriff's Office is hereby amended by appropriating the sum of $6,800 into account 001-038-1022, Police Bureau, Community Services.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Governor's Traffic Safety Committee.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; November 28, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0

File No. 05-0381

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Barker and Driscoll

Intro. No. 517

RESOLUTION NO. 426 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE FOR CHILD PASSENGER SAFETY PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $5,000 grant from, and to execute a contract and any amendments thereto with, the New York State Governor's Traffic Safety Committee, to fund the Monroe County Office of Traffic Safety Fitting Station, for the period of October 1, 2005 through September 30, 2006.

Section 2. The 2005 operating budget of the Department of Public Safety is hereby amended by appropriating the sum of $5,000 into account 001-024-3542, Child Passenger Safety Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Governor's Traffic Safety Committee.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; November 28, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0382

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Barker and Driscoll

Intro No 518

RESOLUTION NO. 427 OF 2005

AUTHORIZING CONTRACT WITH GARY PERKINS FOR CONSULTANT SERVICES TO DEPARTMENT OF PUBLIC SAFETY, DIVISION OF PUBLIC SAFETY COMMUNICATIONS

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Gary Perkins, to work with the Department of Public Safety, Division of Public Safety Communications in frequency coordination, design, repair and installation of communications equipment and infrastructure, in an amount not to exceed $55,000, for the period of November 1, 2005 through April 30, 2007.

Section 2. Funding for this contract is included in the 2005 operating budget of the Department of Public Safety, account 001-024-3700, Public Safety Communications.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; November 28, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0383

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Barker and Driscoll

Intro. No. 519

RESOLUTION NO. 428 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE EMERGENCY MANAGEMENT OFFICE FOR CITIZEN CORPS PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $79,989 grant from, and to execute a contract and any amendments thereto with, the New York State Emergency Management Office, for the Citizen Corps Program, for the period of October 1, 2004 through March 31, 2007.

Section 2. The 2005 operating budget of the Department of Public Safety is hereby amended by appropriating the sum of $79,989 into account 001-024-4224, Office of Emergency Preparedness.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Emergency Management Office.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; November 28, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0384

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Barker and Driscoll

Intro. No. 520

RESOLUTION NO. 429 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES OF PAUL COVERDELL NATIONAL FORENSIC SCIENCES IMPROVEMENT ACT MONIES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $43,369 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, to purchase laboratory equipment and supplies and pay overtime to Public Safety Laboratory employees, for the period of October 1, 2005 through September 30, 2006.

Section 2. The 2005 operating budget of the Department of Public Safety is hereby amended by appropriating the sum of $43,369 into account 001-024-4312, Public Safety Laboratory.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Division of Criminal Justice Services.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; November 28, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0385

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

Intro. No. 521

RESOLUTION NO. 430 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE FOR PUBLIC SAFETY INFORMATION AND EDUCATION GRANT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $110,000 grant from, and to execute a contract and any amendments thereto with, the New York State Governor's Traffic Safety Committee, to fund Monroe County Office of Traffic Safety programs, for the period of October 1, 2005 through September 30, 2006.

Section 2. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Governor's Traffic Safety Committee.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; November 28, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0386

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Barker and Driscoll

Intro. No. 522

RESOLUTION NO. 431 OF 2005

AUTHORIZING CONTRACT WITH PRE-TRIAL SERVICES CORPORATION FOR ALTERNATIVES TO INCARCERATION PROGRAMS

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Pre-Trial Services Corporation, for the Pre-Trial Release/Pre-Trial Diversion Programs, the Felony DWI Diversion Program and Jail Utilization Systems Team (JUST) programs, in the amount of $1,860,879, for the period of January 1, 2006 through December 31, 2006.

Section 2. Funding for this contract is included in the 2006 operating budget of the Department of Public Safety, account 001-024-3001 Alternatives to Incarceration Administration and Contractual Services, and account 001-024-3527, STOP-DWI, Felony Diversion.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; November 28, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0387

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Valerio and Driscoll

Intro. No. 523

RESOLUTION NO. 432 OF 2005

AMENDING RESOLUTION 436 OF 1998 TO AMEND THE LICENSE AND OPERATING AGREEMENT WITH SENECA PARK ZOO SOCIETY AND SENECA PARK ZOO SOCIETY DEVELOPMENT FUND, INC.

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to amend the License and Operating Agreement with the Seneca Park Zoo Society and the Seneca Park Zoo Society Development Fund, Inc., to provide the following:

a. the Seneca Park Zoo Society will operate the admission gate;

b. admission fees and membership revenue will be distributed at a rate of 53% to the County and 47% to the Seneca Park Zoo Society until the combined revenue reaches $1,420,610 in 2006, reaches $1,463,228 in 2007 and reaches $1,507,125 in 2008; with any additional combined revenue distributed at a rate of 80% to the County and 20% to the Seneca Park Zoo Society;

c. the term of amendment will be from January 1, 2006 through December 31, 2008, with an option to renew for three (3) additional one-year terms, upon mutual of the parties.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Recreation and Education Committee; November 29, 2005 - CV: 5-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0388

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Malta, Barker and Driscoll

Intro. No. 524

RESOLUTION NO. 433 OF 2005

AUTHORIZING MUTUAL COOPERATION AGREEMENT WITH NEW YORK STATE POLICE TO PROVIDE MOBILE DATA RADIO EQUIPMENT AND MAINTENANCE SERVICES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a mutual cooperation agreement, and any amendments thereto, with the New York State Police, in the amount of $18,060 for a one-time reimbursement to Monroe County for the cost of mobile data radio equipment, and an annual fee of $14,400 to Monroe County for the installation and mechanical and preventative maintenance of the equipment, for the period of January 1, 2006 through December 31, 2007.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Intergovernmental Relations Committee; November 29, 2005 - CV: 5-0
Public Safety Committee; November 28, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0389

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Malta, Barker and Driscoll

Intro. No. 525

RESOLUTION NO. 434 OF 2005

AUTHORIZING INTERMUNICIPAL AGREEMENTS WITH TEN MUNICIPALITIES FOR STOP-DWI LAW ENFORCEMENT PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to

execute intermunicipal agreements, and any amendments thereto, with the City of Rochester and nine (9) towns and villages listed below, for STOP-DWI law enforcement efforts, in the total amount of $336,625, for the period of January 1, 2006 through December 31, 2006:

Municipality	Contract Amount
Brighton	$ 28,268
Brockport	10,240
East Rochester	9,104
Fairport	5,271
Gates	30,681
Greece	45,871
Irondequoit	22,874
Ogden	12,653
City of Rochester	156,739
Webster	14,924
TOTAL	$336,625

Section 2. Funding for these agreements is included in the proposed 2006 operating budget of the Department of Public Safety, account 001-024-3529, Highway Safety, STOP-DWI Enforcement Agency.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Intergovernmental Relations Committee; November 29, 2005 – CV: 5-0
Public Safety Committee; November 28, 2005 – CV: 7-0
Ways and Means Committee; November 30, 2005 – CV: 10-0
File No. 05-0390

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Malta, Barker and Driscoll

Intro. No. 526

RESOLUTION NO. 435 OF 2005

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH CITY OF ROCHESTER FOR FORENSIC LABORATORY SERVICES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the City of Rochester, for the provision of comprehensive forensic laboratory services by the Monroe County Public Safety Laboratory, for the period of January 1, 2004 through December 31, 2008.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Intergovernmental Relations Committee; November 29, 2005 – CV: 5-0
Public Safety Committee; November 28, 2005 – CV: 7-0
Ways and Means Committee; November 30, 2005 – CV: 10-0
File No. 05-0391

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Malta, LaFountain and Driscoll

Intro. No. 527

RESOLUTION NO. 436 OF 2005

AUTHORIZING AGREEMENT WITH UNITED STATES DEPARTMENT OF THE INTERIOR FOR WATER RESOURCES INVESTIGATIONS PROJECT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute an agreement, and any amendments thereto, with the United States Department of the Interior, for the Water Resources Investigations Project, in the amount of $699,913, for the period of January 1, 2006 through December 31, 2010.

Section 2. Funding for this agreement is included in the 2006 operating budget of the Department of Public Health, account 001-058-3514, Environmental Quality Planning Program.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Intergovernmental Relations Committee; November 29, 2005 – CV: 5-0
Human Services Committee; November 29, 2005 – CV: 7-0
Ways and Means Committee; November 30, 2005 – CV: 10-0

File No. 05-0392

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 528

RESOLUTION NO. 437 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF MENTAL HEALTH; AMENDING RESOLUTION 478 OF 2004 TO AMEND CONTRACT WITH COORDINATED CARE SERVICES, INC. FOR PROVISION OF MENTAL HEALTH, MENTAL RETARDATION/DEVELOPMENTAL DISABILITIES, ALCOHOLISM AND SUBSTANCE ABUSE SERVICES FOR 2005

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $472,434 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Mental Health, for the provision of mental health services, for the period of January 1, 2005 through December 31, 2005.

Section 2. The 2005 operating budget of the Department of Human Services, Division of Mental Health, is hereby amended by appropriating the sum of $472,434 into account 001-051-6000, Mental Health.

Section 3. Section 3 of Resolution 478 of 2004 is hereby amended to read as follows:

The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Coordinated Care Services, Inc. (CCSI), for the provision of mental health, mental retardation/developmental disabilities, alcoholism and substance abuse services for the residents of Monroe County, in the amount of ~~$30,199,769~~ $30,672,113, for the period of January 1, 2005 through December 31, 2005.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such

program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law, and when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Added language is underlined.
Deleted language is ~~stricken.~~

Human Services Committee; November 29, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0393

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 529

RESOLUTION NO. 438 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF MENTAL HEALTH; AUTHORIZING CONTRACT WITH COORDINATED CARE SERVICES, INC. (CCSI) FOR PROVISION OF MENTAL HEALTH, MENTAL RETARDATION/DEVELOPMENTAL DISABILITIES, ALCOHOLISM AND SUBSTANCE ABUSE SERVICES FOR 2006

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept an $11,739,761 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Mental Health, for mental health services, for the period of January 1, 2006 through December 31, 2006.

Section 2. The 2006 operating budget of the Department of Human Services, Division of Mental Health, is hereby amended by appropriating the sum of $11,739,761 into account 001-051-6000, Mental Health.

Section 3. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Coordinated Care Services, Inc. (CCSI), for the provision of mental health, mental retardation/developmental disabilities, alcoholism and substance abuse services for the residents of Monroe County, in the amount of $32,060,284, for the period of January 1, 2006 through

December 31, 2006.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law, and when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; November 29, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0394

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 530

RESOLUTION NO. 439 OF 2005

AUTHORIZING PROFESSIONAL SERVICE CONTRACTS FOR MONROE COUNTY OFFICE OF MENTAL HEALTH, SOCIO-LEGAL CENTER

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute contracts, and any amendments thereto, with the psychiatrists listed below, for services to be provided to the Monroe County Office of Mental Health, Socio-Legal Center, in an amount not to exceed $150,000, cumulatively for all contracts, for the period of January 1, 2006 through December 31, 2006:

Scott McDonald, M.D.
Michael McGrath, M.D.
Odysseus Adamides, M.D.

John Tokoli, M.D.

Section 2. Funding for these contracts is included in the 2006 operating budget of the Department of Human Services, Division of Mental Health, account 001-051-6060-4580, Socio-Legal Center.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; November 29, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0395

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 531

RESOLUTION NO. 440 OF 2005

AUTHORIZING MONROE COUNTY DEPARTMENT OF PUBLIC HEALTH AGENCY CONTRACTS AND PROFESSIONAL SERVICES AGREEMENTS

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute contracts and professional services agreements, and any amendments thereto, for the services described in Attachment A, in an amount not to exceed $2,183,579, for the period of January 1, 2006 through December 31, 2006.

Section 2. Funding for these contracts is included in the 2006 operating budget of the Department of Public Health in various accounts.

****ATTACHMENT****

Health Department-Agency Contracts by Org. (Object 4610)

12/6/2005

Health Department

Orgn	Description	Request 2006
0120	U of R Eastman Dental Center Surveillance	$10,000
	Adult Health Survey	$45,000
	Community Health Improvement Project	$55,000
0135	U of R EMS Medical Director	$30,000
	Emergency Medical Services Support	$30,000
	Division Total	$85,000
2021	STD Testing-ACM Microbiology Contract	$451,250
	Clinic Administration/Central Services	$451,250
2031	Transportation	$4,000
	Sign language connection	$500
	Lakeside Memorial	$200
	CNC - Nursing Services	$46,825
	Tuberculosis Control Programs	$51,525
2041	Nursing, medical & support staff-U of R IDU Contract	$868,596
	STD Control Programs	$868,596
2062	Nursing staff at flu clinic sites-CNC	$5,000
	Influenza Immunization Program	$5,000
2063	Nursing Services - Lifetime Health	$20,000
	Emergency Immunization Clinics	$20,000
2071	Part-time Nurse support in Disease Control Unit (CNC)	$17,000
	Disease Control	$17,000
2081	Foster Care Pediatric Physician Services - U of R Ped. Dept.	$119,150
2081	Nurse Practitioner-CNC U of R	$171,295
2081	Community Pediatric Telephone Triage	$3,000
2081	Consultation Services-U of R Ped. Dept., Stephan Sulkes, MD	$3,000
2081	Social worker services-Family Services of Rochester	$26,710
	Foster Care Pediatric Clinic	$323,155
	Division Total	$1,736,526

Health Department-Agency Contracts by Org. (Object 4610)

12/6/2005

Health Department

Orgn	Description	Request 2006
3514	Water Quality Program - RMSC	$35,100
	Environmental Quality Plan	$35,100
3545	Hazardous Materials Testing	$1,000
	Indoor Air and Toxics Control	$1,000
3557	Lead Safe Training Courses - Cornell ILR	$21,000
	Lead Program - County Component	$21,000
	Division Total	$57,100
	Department Total	**$1,878,626**

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; November 29, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0396

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators LaFountain and Driscoll

Intro No. 532

RESOLUTION NO. 441 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR TOBACCO ENFORCEMENT PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $118,746 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the Tobacco Enforcement Program, for the period of October 1, 2005 through September 30, 2006.

Section 2. The 2005 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $118,746 into account 001-058-3547, Tobacco Enforcement Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts, intermunicipal agreements, and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Department of Health.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the

program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; November 29, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0397

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 533

RESOLUTION NO. 442 OF 2005

ACCEPTING GRANT FROM DEPARTMENT OF JUSTICE NATIONAL INSTITUTE OF JUSTICE FOR PAUL COVERDELL NATIONAL FORENSIC SCIENCES IMPROVEMENT PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $65,495 grant from, and to execute a contract and any amendments thereto with, the Department of Justice National Institute of Justice, for the Paul Coverdell National Forensic Sciences Improvement Program, for the period of July 1, 2005 through June 30, 2006.

Section 2. The 2005 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $65,495 into account 001-058-0507, Paul Coverdell National Forensic Sciences Grant - Medical Examiner.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the Department of Justice National Institute of Justice.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual

commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; November 29, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0398

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 534

RESOLUTION NO. 443 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR HIV SEROPREVALENCE PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $90,300 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the HIV Seroprevalence Program, for the period of July 1, 2005 through June 30, 2006.

Section 2. The 2005 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $49,829 into account 001-058-2046, HIV Seroprevalence Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Department of Health.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; November 29, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0399

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 535

RESOLUTION NO. 444 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR HEALTHY NEIGHBORHOODS PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $100,000 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the Healthy Neighborhoods Program, for the period of October 1, 2005 through September 30, 2006.

Section 2. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the New York State Department of Health.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to

make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; November 29, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0400

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 536

RESOLUTION NO. 445 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE FOR FLEXIBLE FUND FOR FAMILY SERVICES PLAN

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $15,759,000 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Temporary and Disability Assistance, for the Flexible Fund for Family Services Plan, for the period of January 1, 2005 through December 31, 2005.

Section 2. The 2005 operating budget of the Department of Human Services, Division of Social Services is hereby amended by appropriating the sum of $204,100 into account 001-051-0510, Financial Assistance Operations.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to

make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; November 29, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0401

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 537

RESOLUTION NO. 446 OF 2005

ACCEPTING GRANT FROM CIVIL SERVICE EMPLOYEES ASSOCIATION AND COUNTY NURSING FACILITIES OF NEW YORK FOR TEMPORARY ASSISTANCE TO NEEDY FAMILIES HEALTH WORKER TRAINING INITIATIVE

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $40,000 grant from, and to execute a contract and any amendments thereto with, the Civil Service Employees Association and County Nursing Facilities of New York, for the Temporary Assistance to Needy Families (TANF) Health Worker Training Initiative, and distance learning equipment valued at $80,000, for the period of November 1, 2005 through June 30, 2006.

Section 2. The 2005 operating budget of Monroe Community Hospital is hereby amended by appropriating the sum of $40,000 into account 012-062-6200, Monroe Community Hospital.

Section 3. The County Executive, or her designee, is hereby

authorized to execute contracts and any amendments with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the Civil Service Employees Association and County Nursing Facilities of New York.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; November 29, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0402

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators LaFountain, Malta and Driscoll

Intro. No. 538

RESOLUTION NO. 447 OF 2005

ACCEPTING YEAR 2006 FUNDING FROM NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES; AUTHORIZING INTERMUNICIPAL AGREEMENTS WITH MUNICIPALITIES FOR YOUTH SERVICES FOR 2006

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept Year 2006 funding from, and to execute a contract and any amendments thereto with, the New York State Office of Children and Family Services, for youth services, and to file the necessary applications and reimbursement claims.

Section 2. The County Executive, or her designee, is hereby

authorized to execute intermunicipal agreements, and any amendments thereto, with each municipality as listed in Attachment A, for youth services, in a total amount not to exceed $389,880, for the period of January 1, 2006 through December 31, 2006.

Section 3. The County Executive, or her designee, is hereby authorized to execute any applications, contracts, agreements and amendments thereto, with New York State and/or the municipalities listed in Attachment A, to increase or decrease the contract amount and to extend the length of the contract(s) in order to maximize state reimbursements for these purposes.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. Funding for these agreements is included in the 2006 operating budget of the Department of Human Services, Rochester-Monroe County Youth Bureau, account 001-051-5600, Youth Contracts.

****ATTACHMENT****

ATTACHMENT A

MUNICIPALITIES - 2006

1. Town of Brighton $ 14,956
To work with teens in the community to develop and implement the Brighton asset building initiative. A Youth Board will work throughout the community in promoting awareness, support and opportunities for asset building in Brighton. The Youth Board, under the direction of the recreation supervisor, will work closely with Brighton Asset Network in developing and achieving this initiative.

2. Village of Brockport $ 3,106
A variety of recreational events for youth and their families to give youth a sense of community and to build and enhance developmental assets. This is a joint program with the towns of Sweden and Clarkson.

3. Town of Chili $ 15,657
This program is designed to promote the constructive use of leisure time to address youth problems in our community. Opportunities for youth, ages 10-19, to participate in leisure and social activities are provided throughout the year.

4. Town of Clarkson $ 1,998
A variety of recreational events for youth and their families to give youth a sense of community and to build and enhance developmental assets. This is a joint program with the Town of Sweden and Village of Brockport.

5. Village of East Rochester $ 3,462
To provide homework assistance, tutoring and education presentations. Youth are provided opportunities to become involved in community service projects and leadership development through the East Rochester Youth Activity Center.

6. Town of Gates $ 14,181
Gates Recreation Department provides a variety of wholesome, constructive activities for youth to participate in during their leisure time. Events are organized based on expressed and implied needs for all age groups. Also provided, is a Juvenile Aid Office whose focus is to work with youth and divert youth from court via counseling and educational programs.

7. Town of Greece $ 50,459
The programs provide youth under 21 years of age with recreational, social, educational, physical and self-help opportunities to help mold them into responsible young adults, including a diversion program to divert youth from Family Court and a counseling program for the general youth population.

8. Town of Hamlin $ 6,118
To serve youth from ages 18 months to 16 years on how to get along and work with others of all ages through play group, playground and youth groups. These programs offer social, education, leisure and community service opportunities.

9. Town of Henrietta $ 25,080
Services for youth, age 20 and under (and their families), who are experiencing problems in the areas of relationships, communication, personal, career planning, and substance abuse. Youth will be referred by schools, family, community sources and word of mouth. Services will primarily be individual and group counseling experiences, including recreational activities for youth and families. Programs include arts and crafts, field trips, educational activities, special events and youth/adult partnership opportunities.

10. Town of Irondequoit $ 24,086
The program serves juveniles with police contact in the Town of Irondequoit, and assists in preventing juvenile delinquency. Specialized programs, counseling and referrals to appropriate agencies are used to reach the primary goal of diversion from the juvenile justice system, supervised summer playground through town recreation.

11. Town of Parma $ 4,711
The program will provide year round recreational activities, both active and passive, for school age youth including: individual sports, team sports, instructional programs and open drop-in type programs.

12. Town of Penfield $ 18,437
The Penfield Recreation Department will provide a creative and constructive program of leisure time activities and asset building opportunities to aid in the positive mental and physical development of our town's youth population.

13. Town of Perinton $ 25,335
A comprehensive youth services program offered to youth 20 and under that are residents of Perinton. Programs require a registration form or sign-in, depending on the activity, and include youth-adult partnership opportunities, adventure based programming, social competency development groups and recreation opportunities.

14. Town of Pittsford $ 15,662
Pittsford Youth Services, Inc. is a private, not-for-profit agency, providing crisis intervention, counseling, prevention programming, information and referral services to Pittsford youth and families. Examples of concerns youth bring to the agency include drug and alcohol abuse, school problems, depression/suicide, and family and peer relationships. This program also provides crisis intervention, counseling, prevention programming, information and referral services to Pittsford youth and families. Such services include drug and alcohol abuse, school problems, depression/suicide, and family and peer relationships. This is a joint program with the Village of Pittsford.

15. Village of Pittsford $ 627
Pittsford Youth Services, Inc. is a private, not-for-profit agency, providing crisis intervention, counseling, prevention programming, information and referral services to Pittsford youth and families. Examples of concerns youth bring to the agency include drug and alcohol abuse, school problems, depression/suicide, and family and peer relationships. This program also provides crisis intervention, counseling, prevention programming, information and referral services to Pittsford youth and families. Such services include drug and alcohol abuse, school problems, depression/suicide, and family and peer relationships. This is a joint program with the Town of Pittsford.

16. Town of Riga $ 1,708
Provide a year around recreation program to youth, ages up to 20, in the Riga area. Athletics, aquatics, art and special event programs will be offered. Participants will meet new people, experience new activities and enjoy constructive use of leisure time.

17. Town of Rush $ 2,134
Project C.A.R.E. (Child Asset Reinforcement Effort) will be integrated as part of the Town of Rush Summer Camp Program which targets children ages 7-12 who choose not to participate in organized sports programs. The program will adapt the Big Brothers/Big Sisters program model into a summer camp environment, with emphasis on improving social competency skills.

18. Town of Sweden $ 1,736
Provides a variety of recreational events for youth and their families to give youth a sense of community and to build and enhance developmental assets. This is a joint program with the Town of Clarkson and Village of Brockport.

19. Town of Webster $ 17,732
To provide after-school activities that promote healthy lifestyles. These programs include development of recreational, problem-solving and social skills. Leadership development is also offered through a youth volunteer program.

20. Town of Mendon $ 3,604
This program supports a variety of events for youth, their families and community members to promote a sense of community with youth and to build and enhance developmental assets for community youth.

21. City of Rochester $139,091
To prepare youth for economic success and encourage improved academic success through BIZ Kids I and II, which involves them in junior achievement type opportunities. To develop leadership skills in youth through Youth Councils at each of the twelve major City Recreation sites. To provide youth with life-long learning experiences, future career expectations and employment potential through the Junior Recreation program.

Section 7. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; November 29, 2005 - CV: 7-0
Intergovernmental Relations Committee; November 29, 2005 - CV: 5-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0403

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 539

RESOLUTION NO. 448 OF 2005

ACCEPTING YEAR 2006 FUNDING FROM NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES; AUTHORIZING CONTRACTS WITH PRIVATE AGENCIES FOR YOUTH SERVICES FOR 2006

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept Year 2006 funds from, and to execute a contract and any amendments thereto with, the New York State Office of Children and Family Services, for youth services, and to file the necessary applications and reimbursement claims.

Section 2. The County Executive, or her designee, is hereby authorized to execute contracts, and any amendments thereto, with each approved agency as listed in Attachment A, for youth services, in a total amount not to exceed $1,356,383, for the period of January 1, 2006 through December 31, 2006.

Section 3. The County Executive, or her designee, is hereby authorized to execute any applications, contracts and amendments thereto, with New York State and/or the agencies listed in Attachment A, to increase or decrease the contract amount and to extend the length of the contract(s) in order to maximize state reimbursements for these purposes.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. Funding for these contracts is included in the 2006 operating budget of the Department of Human Services, Rochester-Monroe County Youth Bureau, account 001-051-5600, Youth Contracts.

****ATTACHMENT****

ATTACHMENT A

PRIVATE AGENCY CONTRACTS - 2006

1. The Center for Youth Services, Inc./East, West, Northwest, and Downtown $ 89,163

The Center Satellite Services Project brings comprehensive youth services to the Eastern and Western suburban and rural areas of Monroe County and the City of Rochester. Prevention/education, counseling, intervention, access to runaway/homeless youth housing and follow-up services are available through the Center's Satellite locations.

2. Hillside Children's Center, Inc. – Emergency Services and Independent Living $106,637
Youth face many stresses that may lead to runaway and other problematic behaviors. Hillside emergency program will provide crisis counseling services to youth, ages 6-17 years and their families, to divert placement whenever possible. This program offers a full array of case management, training, referral and advocacy services for runaway and homeless youth, ages 16 to 20 years of age, who lack competence and skills in independent living.

3. Parkridge Hospital, Inc. – Youth Outreach Program $ 59,161
The Park Ridge Youth Outreach Program provides free, confidential crisis intervention, individual, group and family counseling on a short-term basis to youth and their families in western Monroe County. In addition, educational workshops and presentations are provided to schools and community groups.

4. The Urban League of Rochester, Inc. – Youth Intervention Program $ 73,377
The youth services program meets the needs of minority youth in the City of Rochester by providing counseling, advocacy and teen parenting support through direct service to youth.

5. Southwest Area Neighborhood Association, Inc.–Youth Collaborative Services $ 28,302
This is a collaborative program with neighborhood providers and residents to provide a comprehensive, integrated youth development program to include: academic support, life skills, social competencies, arts & culture, recreation, community services and mental/behavorial health to youth and other families in the Southwest Section of Rochester. Program and services are offered before and after school, evenings, weekends, and summers.

6. Coordinated Care Services, Inc. – Y.S.Q.C. $ 5,000
Provides administrative services and financial oversight to the systems change activities and operations of the Youth Services Quality Council.

7. United Way Services Corporation – Youth as Resources $ 42,019
The Youth as Resources (YAR) project, supported by the Rochester Area Community Foundation, actively engages youth between the ages of 12-20 in positive youth-adult partnerships that promote youth involvement in civic engagement, community planning and problem solving through opportunities to apply for YAR grants submitted to the YAR youth philanthropy board. A core focus of YAR is to encourage youth participation in contributing to their community through community service and civic engagement projects. Youth on the YAR board will receive training such as communication skills, facilitation skills, and grant making skills. YAR board members will provide training in applying for YAR grants and oversight of grants to youth groups.

8. Coordinated Care Services, Inc. –Community Asset Partners Network $ 10,000
These funds support the Community Asset Partnership Network, which actively involves Monroe County community residents and school districts in positive youth-adult partnerships that promote youth development, community service, and youth asset development. Monroe County communities and school districts receive technical assistance, consultation, training, and resources in the planning and implementation of asset building initiatives within their communities.

9. Society for the Protection and Care of Children - Teen Parent Support Program $ 29,463
This program provides teen parent support groups and individual counseling, case management and advocacy services to pregnant and parenting teens. Services are geared to improving parenting skills and self-esteem and to prevent child abuse and neglect.

10. Legal Aid Society of Rochester, Inc. – Youth Advocacy Program $ 64,501
This program provides case consultation, technical assistance and advocacy to students, parents, schools and human service providers on appropriate educational planning and disposition and due process rights for special needs youth, including youth needing Committee on Special Education (CSE) referral and review, individual education plans (IEP), and alternative school placements; as well as assistance in linking to or accessing mental health and housing supports; to effectively succeed in school and community. One full time youth worker and one part-time youth worker with backgrounds in human service, education or social work, provide the case services.

11. P.R.Y.D. (Puerto Rican Youth Development & Resource Center, Inc.) – PODER $ 84,648
Project PODER (which means to empower) will provide Hispanic youth achievement mentoring services and support to improve their academic, social and emotional behavior both within the school setting and their community. Families of youth will be provided support to assist their youth in being successful. Cultural enrichment services will also be provided through positive youth development group activities.

12. Coordinated Care Services, Inc.-Capacity Building: Youth, Family, Organization $ 9,170
This program combines support from the New York State Office For Children and Family Services with Rochester Area Community Foundation match support to provide skills training, effective program models training, organizational capacity building and consultation services to youth services. Youth Bureau funded programs and municipalities that provide services to youth and families participate in practice skills enhancement, program model improvements and explore organizational change processes to more effectively provide youth development and reach outcomes.

13. The Community Place of Greater Rochester – Youth Enhancement and Youth Development Services $132,881
This program provides neighborhood-based services to youth, ages 5-20 years and their families residing in Northeast Rochester. The program encourages the development of social and emotional competencies, assets, and the increase of protective factors with youth. Services include youth development activities such as homework assistance, leadership skills, community service and interpersonal skill building as well as intervention services within the home and school to address school or family behavioral management problems. Services are oriented to involve the family and build on the strengths of youth and families.

14. Salvation Army - Genesis House $147,002
Genesis House is a nine- (9) bed co-ed shelter that provides services to youth between the ages of 16-20 years of age. These services include crisis counseling, short-term counseling, teaching of daily living skills, case management, advocacy, community services coordination, and referral for health, employment education, longer term housing, etc,. Genesis House is a certified runaway shelter providing services 24 hours a day, 7 days a week in accordance with the New York State Office of Children and Family Services, Runaway/Homeless Youth regulations.

15. United Way Services Corporation -Special Delinquency Prevention - Program Analyst $ 74,460
This position has the responsibility to ensure that programs funded by the Youth Bureau operate in accordance with all pertinent state and county rules, regulations and policies. This task is carried out through ongoing monitoring and evaluation of all programs.

16. Society for the Protection and Care of Children - Family Violence Program $ 20,070
The Family Violence Program is designed to provide assessment and referral services to youth, ages 0-16, from families where domestic violence among parents has involved them in the Family Court process. Where indicated, referral to CPS is made. Assessment of youth's progress is done at three-month intervals. Referrals are accepted from Family Court, Probation, other agencies, or from private attorneys involved in domestic violence situations (cases where the youth is deemed ("at risk").

17. Girl Scouts of Genesee Valley - Operation Stephne $ 25,144
Operation Stephne is a youth development and violence prevention program that focuses on building problem solving and decision-making skills, interpersonal relationship skills, and conflict resolution and anger management skills with middle school girls. Girls also participate in community service projects as part of the program involvement.

18. The Center for Youth Services – Runaway Shelter $306,172
The Center Runaway/Homeless Youth Services is an integral component of the comprehensive package of services provided for runaway and homeless youth by The Center. Services include crisis counseling, prevention/education, short-term counseling, housing assessment, casework and follow-up services for male and female youth through a group home shelter and volunteer families. The twelve- (12) bed shelter is open twenty-four (24) hours a day, and provides short-term shelter/services in accordance with New York State Office of Children and Family Services Runaway regulations.

19. United Way Services Corporation - Integrated Community Youth Development Project $ 49,213
The Integrated Community Youth Development Project will assist in the implementation of the various action projects in the comprehensive youth services plan of the Monroe County Department of Human and Health Services, divisions of Children and Family Services and the Rochester-Monroe County Youth Bureau. This will include the implementation of activities directed through the Community Asset Partner Network, positive youth development initiatives and Youth Bureau sponsored trainings for capacity building.

Section 7. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; November 29, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0404

Adopted: Ayes 28, Noes 0.
Legislator Palumbo declared her interest prior to the vote
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 540

RESOLUTION NO. 449 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES; AUTHORIZING CONTRACT WITH COORDINATED CARE SERVICES, INC. FOR POSITIVE YOUTH DEVELOPMENT STATE AND LOCAL COLLABORATION DEMONSTRATION PROJECT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $100,000 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Children and Family Services, for the Positive Youth Development State and Local Collaboration Demonstration Project, for the period of December 1, 2005 through September 29, 2006.

Section 2. The 2006 operating budget of the Department of Human Services, Rochester-Monroe County Youth Bureau, is hereby amended by appropriating the sum of $100,000 into account 001-051-5632, Positive Youth Development.

Section 3. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Coordinated Care Services, Inc., for the Positive Youth Development State and Local Collaboration Demonstration Project, in an amount not to exceed $100,000, for the period of December 1, 2005 through September 29, 2006.

Section 4. The County Executive, or her designee, is hereby authorized to execute any applications, agreements and amendments thereto, with Coordinated Care Services, Inc. to increase or decrease the contract amount and to

extend the length of the contract(s) in order to maximize state reimbursements for these purposes.

Section 5. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 6. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 7. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; November 29, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0405

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 541

RESOLUTION NO. 450 OF 2005

ACCEPTING FUNDS AND AUTHORIZING CONTRACTS FOR DEPARTMENT OF HUMAN SERVICES, OFFICE OF AGING PROGRAMS IN 2006

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept $5,112,715 from, and to execute a contract and any amendments thereto with, the following sources: New York State Office for the Aging; participant fees and contributions, for aging programs, for the period of January 1, 2006 through June 30, 2007.

Section 2. The County Executive, or her designee, is hereby

authorized to execute contracts, and any amendments thereto, with subcontractors listed in Attachment A and any other subcontractors as necessary to provide senior services, in the amount of $4,621,226, for the period of January 1, 2006 through June 30, 2007.

Section 3. The County Executive, or her designee, is hereby authorized to execute any applications, contracts, agreements and amendments thereto, with subcontractors listed in Attachment A, and any other subcontractors as necessary, to increase or decrease the contract amount and to extend the length of the contract(s) in order to maximize state reimbursements or other funding for these purposes.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. Funding for these contracts is included in the 2006 operating budget of the Department of Human Services, Office of Aging, accounts 001-051-5501 (Administration and Program Management), 001-051-5505 (Nutrition Services for the Elderly), 001-051-5510 (Education and Training), and 001-051-5515 (Wellness and Assistance).

****ATTACHMENT****

ATTACHMENT A
Office for the Aging Contracted Services

The following programs and services are subcontracted by the Monroe County Office for the Aging. (Funding amounts are proposed)

ADULT DAY & RESPITE SERVICES
UNITY HEALTH SYSTEM $111,336
CATHOLIC FAMILY CENTER $ 26,667
CAREGIVER RESPITE SERVICES $ 15,309
This is a social model adult day program that helps physically and mentally frail older persons to continue living in the community. This program is also a source of respite for caregivers.

ANCILLARY SERVICES
CATHOLIC FAMILY CENTER – PERS $ 6,666
Personal emergency response system for seniors

CAREGIVER/PROVIDER RESOURCE NETWORK
JAW NETWORKS, LLC $ 21,500
Implementation of an area wide computer network for agencies to obtain services available to clients (NAPIS)

CAREGIVER ASSISTANCE/CAREGIVER RESOURCE CENTER
MERCY CENTER WITH THE AGING $ 37,830
Caregiver education programs, counseling, outreach and development of caregiver support groups.

FAMILY RESOURCE CENTERS OF ROCHESTER $ 10,400
Support groups for caregivers over 60 who are providing kinship care for children under the age of 18.

ALZHEIMER'S ASSOCIATION - ROCHESTER CHAPTER $ 31,000
Caregiver assistance and support services for individuals with dementia.

CAREGIVER SUPPORT/HEALTH EDUCATION $ 35,000
Estimated federal funding carryover, pending final allocations

COUNSELING
CATHOLIC FAMILY CENTER $153,964
ELDERLY COMMUNITY OUTREACH
Caseworkers provide assessment, short-term problem solving, crisis intervention, counseling, and advocacy for participants of senior centers and senior groups, and for homebound older persons throughout Monroe County. They assist senior citizens in applying for benefits such as food stamps, tax credits, SSI, etc.

LIFESPAN
FINANCIAL MANAGEMENT $ 43,450
HEALTH INSURANCE COUNSELING & ASSISTANCE INFORMATION $ 53,858
Caseworkers and trained volunteers provide a voluntary money management service. Individuals or their caregivers requesting assistance receive a variety of services including needs assessment, financial planning, assistance in obtaining benefits, credit counseling, and bill paying.

MONROE COUNTY LEGAL ASSISTANCE CORPORATION $ 50,545
LEGAL SERVICES
Assistance and/or advocacy is provided to older Monroe County residents in regard to legal issues including Social Security, SSI, Medicaid and other public benefits, landlord-tenant problems, simple wills, utility problems, and powers of attorney.

EMPLOYMENT
LIFESPAN $137,759
SENIOR COMMUNITY SERVICE EMPLOYMENT PROGRAM
Low income older workers, age 55 and over, are provided with part-time employment opportunities in non-profit agencies for job training which can lead to permanent employment.

HOME SUPPORT
EXPANDED IN-HOME SERVICES FOR THE ELDERLY PROGRAM (EISEP)
CATHOLIC FAMILY CENTER $515,675
CASE MANAGEMENT SERVICE
All persons receiving EISEP services are provided with case management, assuring appropriate and cost-effective care. General components include screening, assessment, development of a care plan, authorization of in-home services, and on-going monitoring and evaluation.

IN-HOME SERVICES - VARIOUS VENDORS $746,256
Angels in Your Home, Caregivers, Homemakers of the Genesee, Companion Care of Rochester, HCR, L. Woerner, Inc., Intrepid USA, North Park Nursing Home, Traditions in Caring, Unlimited Care, Inc., Westside Home Care Agency. Housekeeper/Chore and personal care services are available for frail elders. An EISEP case manager develops a care plan and authorizes services which are provided by one of the vendors.

LIFESPAN $ 20,000
IN HOME CONTACT AND SUPPORT/ELDER ABUSE PREVENTION
This program is specifically designed for individuals being served through the Elder Abuse Prevention Program. Services include transportation, social and medical day care, and in-home aide services.

CATHOLIC FAMILY CENTER $170,143
SUPPORT TO AGING RESIDENTS (STAR)
Housekeeping, light chore service, and escorted transportation to medical appointments or grocery stores is provided to frail, isolated older persons throughout Monroe County.

INFORMATION, REFERRAL AND CASE ASSISTANCE
ELDERSOURCE
CATHOLIC FAMILY CENTER $ 30,600
LIFESPAN OF GREATER ROCHESTER $ 94,600
Eldersource is an information, referral and case assistance program that provides services to seniors and their caregivers.

HEALTH SERVICES FOR SENIORS
UNIVERSITY OF ROCHESTER/MONROE COUNTY HEALTH DEPARTMENT $ 25,965
A registered nurse provides a variety of health promotion and disease prevention programs at congregate and multi-purpose senior centers. Services include individual counseling on health issues, immunizations, and health education.

LIFETIME CARE – OASIS CENTER
Educational, informational, cultural and health/fitness programs to persons over age 50. $ 26,277

NUTRITION
VISITING NURSE SERVICE $577,260
HOME DELIVERED MEALS
One or two meals are provided to persons aged 60 and over who are homebound due to illness or disability, and who are unable to prepare their own meals. Meals are available five days per week, with provisions for weekend meals if needed.

SENIOR CENTERS
SENIOR NUTRITION PROGRAMS SPONSORED BY THE MONROE COUNTY OFFICE FOR THE AGING
Thirty senior nutrition sites located throughout Monroe County serve residents aged 60 and over:

CENTRO de ORO Ibero Family Center 777 Clifford Avenue	$38,167	HILTON-PARMA SENIOR CENTER Village of Hilton/Town of Parma 59 Henry Street	$ 1,590
SUPPER CLUB 60 Wegmans Chili-Paul Store 3175 Chili Avenue	$ 7,180	IRONDEQUOIT SENIOR CENTER Town of Irondequoit 154 Pinegrove Avenue	$ 64,536

MARY JANE CRUIKSHANK SENIOR CENTER Community Place of Rochester 145 Parsells Avenue	$37,642	THE CANAL STOP Family Service of Rochester Monroe Community Hospital 435 East Henrietta Road	$ 61,727
SENIOR FRIENDSHIP CENTER Village/Town of East Rochester 119 West Elm Street	$36,231	M.A.R.C. OF BADEN STREET Baden Street Settlement 86 Vienna Street	$ 19,000
THE LIFESPAN CENTER LIFESPAN 25 Franklin Street	$96,945	NORTHWEST ROCHESTER SENIOR CTR 71 Parkway	$ 48,840
OGDEN LUNCH CLUB 60 Town of Ogden 200 South Union Street	$25,155	SWEDEN SENIOR CENTER Town of Sweden 133 State Street	$ 56,496
WHEATLAND SENIOR CENTER Town of Wheatland 99 Main Street	$21,077	WEBSTER SENIOR CENTER Town of Webster 985 Ebner Drive	$ 29,904
JUST FRIENDS/YAH Catholic Family Center 800 Carter Street	$48,920	WESTRIDGE COMMUNITY CENTER Town of Greece 300 Chesterton Road	$ 29,841
SOUTHWEST SENIOR CENTER Montgomery Neighborhood Center 549 Clarissa Street	$29,984		

The following centers are provided meals only and no operational funding:

DON COOK SENIOR CENTER Town of Henrietta 515 Calkins Road	RIGA SENIOR CENTER Harvey C. Noone American Legion 6444 Buffalo Road
CHILI SENIOR CENTER Town of Chili 3235 Chili Avenue	ITALIAN AMERICAN COMMUNITY CENTER 2884 Manitou Road
Rochester Housing Authority - HiRises: Danforth Tower West Lunch Club 60 Glenwood Lunch Club 60 University/Goodman Tower Lunch Club 60	Cedarwood Towers Lunch Club 60 Pinnacle Place Lunch Club 60 Dunn Tower Lunch Club 60

ASSOCIATION FOR THE BLIND AND VISUALLY IMPAIRED/ GOODWILL $404,312
Preparation and delivery of congregate meals to senior centers. Catering services for senior centers.

SWEDEN CATERING AND MEAL PREPARATION SERVICES $ 21,329
Preparation and delivery of meals for the Hilton/Parma & Riga Senior Centers

SENIOR CENTER NUTRITION SERVICES – TBD $ 40,000
Pending Federal revenue rollover funds to be allocated for increased delivery and meal expenses, steam table replacements, etc.

HOME DELIVERED MEALS
Meals on Wheels, additional meals contingent upon final revenue allocations. $ 10,770

ASSOCIATION FOR THE BLIND – DIETARY CONSULTANT SERVICES
Food safety & training, menu preparation, RDA adherence $ 20,000

TRANSPORTATION SERVICES
MEDICAL MOTOR SERVICE
SENIOR CENTER TRANSPORTATION $390,570
Transportation for senior center participants to and from the center, as well as for van replacement, shopping, recreation and other social trips.

VAN REPLACEMENTS/FUEL SURCHARGE $ 50,940
Amounts pending the receipt and adoption of the final State budget and our estimated federal carryover from the prior year.

COORDINATED CARE SERVICES, INC.
Management agency of small service contracts for the following service areas:

CHILI SUPPER CLUB 60 COORDINATOR	
Four hours per week Coordinator for the Chili Supper Club 60	$ 4,000
SENIOR CENTER PROGRAMMING	
CSI grant payments for 20 senior centers located within Monroe County	$ 27,000
RX MEDICARE COORDINATOR & CONSULTANT	
Part-time specialist for medication management, pharmaceutical info., assistance, education, and outreach services.	$ 20,000
ADMINISTRATIVE PROCESSING FEE	
6% service charge for contractor payments	$ 6,260
WORKSHOPS/TRAINING	
Nutrition education and safety trainings	$ 5,000
SPECIAL EVENTS FOR SENIORS	
Community-based events for seniors	$ 10,550
CAREGIVER SERVICES	
Short-term caregiver and health service contracts	$ 15,200

Section 7. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; November 29, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0406

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 542

RESOLUTION NO. 451 OF 2005

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE FOR 2005-2006 HOME ENERGY ASSISTANCE PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $13,116,302 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Temporary and Disability Assistance, for the 2005-2006 Home Energy Assistance Program, for the period of October 1, 2005 through September 30, 2006.

Section 2. The 2005 operating budget of the Department of Human Services, Division of Social Services, is hereby amended by appropriating the sum of $13,116,302 into account 001-051-4200, Division of Grants, Home Energy Assistance Program.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of

any labor agreement affecting such positions

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; November 29, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 04-0407

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 543

RESOLUTION NO. 452 OF 2005

ACCEPTING 2004-2005 FUNDING FROM NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES FOR RUNAWAY AND HOMELESS YOUTH SERVICES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to accept $3,800 from, and to execute a contract and any amendments thereto with, the New York State Office of Children and Family Services, for runaway and homeless youth services, for the period of April 1, 2004 through March 31, 2005.

Section 2. The 2005 operating budget of the Department of Human Services, Rochester-Monroe County Youth Bureau, is hereby amended by appropriating the sum of $3,800 into account 001-051-5625, Runaway and Homeless Youth Services.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances at the close of the current fiscal year and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments which may be outstanding at the close of the current fiscal year.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; November 29, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0408

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Hanna and Driscoll

Intro. No. 544

RESOLUTION NO. 453 OF 2005

AUTHORIZING CONTRACT WITH PICTOMETRY INTERNATIONAL LLC TO PROVIDE DIGITAL AERIAL PHOTOGRAPHY, SURFACE ELEVATION DATA AND IMAGE MANAGEMENT SOFTWARE

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Pictometry International LLC to provide digital aerial photography, surface elevation data and image management software, in an amount not to exceed $257,272, for the period of January 1, 2006, through December 31, 2007, with the option to renew two (2) additional two-year terms at the County's option.

Section 2. Funding for this contract is provided through a New York State Department of State Enhanced Wireless 911 Expedited Deployment program grant adopted by Resolution 154 of 2005, GIS Capital Fund 1180 and included in the proposed 2006 Pure Waters operating budget, account 072-084-8501, Pure Waters Administration.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; November 30, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0409

Adopted: Ayes 28, Noes 0.

Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Hanna and Driscoll

Intro. No. 545

RESOLUTION NO. 454 OF 2005

AUTHORIZING ACQUISITION OF PROPERTY INTERESTS FOR THE NORTHWEST QUADRANT AND THE ROCHESTER PURE WATERS DISTRICTS FIBER OPTIC CABLE PROJECT IN THE TOWN OF GREECE AND THE CITY OF ROCHESTER

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to acquire the property interests and execute all documents necessary for completion of the Fiber Optic Cable Project, in the Town of Greece and the City of Rochester by contract and/or the Eminent Domain Procedure Law, along with any amendments for unanticipated damages within the total capital fund appropriation:

Parcel		Owner	Amount
Map 1	NWQPWD	Greenleaf Meadows Associates I LLC	
Parcel 1	PE 12,870 sq. ft.	500 Greenleaf Road	$9,000
Parcel 2	PE 8,900 sq. ft	Rochester, New York 145612	$6,200
Map 2	NWQPWD	Home Properties, L.P.	
Parcel 1	PE 12,600 sq. ft.	850 Clinton Square Rochester, New York 14604	$8,800
Map 3	RPWD	Charlotte Lake River Houses	
Parcel 1	PE 18,750 sq. ft.	4575 Lake Avenue Rochester, New York 14612	$13,000

Section 2. Funding for this acquisition is included in capital funds 1340 and 1374.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; November 30, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0411

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Hanna and Driscoll

Intro. No. 546

RESOLUTION NO. 455 OF 2005

AUTHORIZING CONTRACT FOR ENGINEERING SERVICES WITH M/E ENGINEERING P.C. FOR COOLING TOWER AND CHILLER REPLACEMENT PROJECT AT 111 WESTFALL ROAD

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, with M/E Engineering P.C., in the amount of $92,850, for engineering services relating to the Chiller and Cooling Tower Replacement Project at 111 Westfall Road, and any amendments necessary to complete the project within the total capital fund appropriation.

Section 2. Funding for this project is included in capital funds 1310 and 1163.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; November 30, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0413

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators LaFountain and Driscoll

Intro. No. 547

RESOLUTION NO. 456 OF 2005

AUTHORIZING CONTRACTS WITH BARTON & LOGUIDICE, P.C., CLARK PATTERSON ASSOCIATES AND MALCOLM PIRNIE, INC. FOR

GENERAL SOLID WASTE CONSULTANT SERVICES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute contracts with Barton & Loguidice, P.C., Clark Patterson Associates and Malcolm Pirnie, Inc., in an aggregate amount not to exceed $150,000 annually, for solid waste consultant services for projects related to the Monroe County Solid Waste Management Plan, for the period of January 1, 2006 through December 31, 2007, with three (3) additional one-year extensions. Escalations on the three (3) additional one-year period extensions will be limited to 5%.

Section 2. Funding for these contracts is included in the proposed 2006 operating budget of the Department of Environmental Services, account 009-84-8201, Solid Waste, and will be requested in future years' operating budgets, or capital accounts 799 Solid Waste Implementation or 944 Implement Solid Waste Plan, as appropriate.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; November 30, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0414

Adopted: Ayes 27, Noes 1.
Legislator Hanna voted in the negative.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Hanna and Driscoll

Intro. No. 548

RESOLUTION NO. 457 OF 2005

AUTHORIZING ADDITIONAL PROJECTS TO THE APPROVED PASSENGER FACILITY CHARGE PROGRAM AT GREATER ROCHESTER INTERNATIONAL AIRPORT

WHEREAS, Monroe County has pledged an effort to obtain the maximum financial assistance for improvements at the Greater Rochester International Airport ("Airport"); and

WHEREAS, a passenger facility charge ("PFC") is a user fee authorized by Federal Law and the laws of the State of New York, and imposed only on eligible enplaned

passengers utilizing the Airport; and

WHEREAS, the Monroe County Airport Authority ("Authority"), after thorough investigation, has determined that the funds generated by adopting and collecting a PFC are needed to accomplish projects designed to enhance capacity, safety and development of the Airport; and

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County approves the following additional three (3) projects to the approved Passenger Facility Charge Program at the Greater Rochester International Airport designated by the Monroe County Airport Authority to enhance capacity, safety, and security of the Airport, as follows:

1. Terminal Renovations
2. Concourse B Expansion
3. Taxiway "A" Construction

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; November 30, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0415

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Hanna and Driscoll

Intro. No. 549

RESOLUTION NO. 458 OF 2005

AUTHORIZING CONTRACT WITH LANDRY MECHANICAL CONTRACTORS FOR CONSTRUCTION OF THE BAGGAGE MAKEUP HVAC IMPROVEMENTS PROJECT AT THE GREATER ROCHESTER INTERNATIONAL AIRPORT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract with Landry Mechanical Contractors, for construction of the Baggage Makeup HVAC Improvements Project at the Greater Rochester

International Airport, in the amount of $169,000, along with any amendments necessary to complete the project within the total capital fund appropriation.

Section 2. Funding for this project is included in capital fund 1124.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; November 30, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0416

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Hanna and Driscoll

Intro. No. 550

RESOLUTION NO. 459 OF 2005

AUTHORIZING ANNUAL GLYCOL PERMITS WITH FIXED BASE OPERATORS AT GREATER ROCHESTER INTERNATIONAL AIRPORT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, on behalf of the Monroe County Airport Authority, is hereby authorized to execute annual glycol permits with the Airport's Fixed Base Operators, for a period not to exceed five (5) years.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; November 30, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0417

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Hanna and Driscoll

Intro. No. 551

RESOLUTION NO. 460 OF 2005

AMEND RESOLUTION 17 OF 2003 TO AMEND CONCESSION AGREEMENT WITH SUBWAY REAL ESTATE CORPORATION FOR OPERATION OF FOOD CONCESSION AT GREATER ROCHESTER INTERNATIONAL AIRPORT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized on behalf of the Monroe County Airport Authority, to execute an amendment, effective December 15, 2005, to the Concession Agreement with Subway Real Estate Corporation concession at the Greater Rochester International Airport to provide for the following:

a. existing premises location from approximately 100 square feet to approximately 264 square feet;

b. extending the agreement from December 31, 2008 to December 31, 2016;

c. increasing the percentage rent from 8% of annual net sales to 9% of annual gross sales effective January 1, 2009;

d. requiring the Concessionaire to make a capital investment of not less than $70,000 which shall be completed no later than March 1, 2006.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; November 30, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0418

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Hanna and Driscoll

Intro. No. 552

RESOLUTION NO. 461 OF 2005

AUTHORIZING LEASE WITH ITT INDUSTRIES SPACE SYSTEMS, LLC FOR A PORTION OF THE BUILDING LOCATED AT 999 BEAHAN ROAD

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a lease on behalf of the Monroe County Airport Authority, and any amendments thereto, with ITT Industries Space Systems, LLC, for the lease of 47,715 square feet of the building located at 999 Beahan Road, Town of Chili, in the annual amount of $133,602 for the period February 1, 2006 through January 31, 2016 with the rental rate subject to review and possible escalation every three (3) years, based upon the Consumer Price Index during the term of the lease, with an option to extend the term up to two (2) additional consecutive terms of five (5) years by the mutual consent of both parties, subject to the provisions regarding rental rate escalations.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; November 30, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0419

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Hanna and Driscoll

Intro. No. 553

RESOLUTION NO. 462 OF 2005

AUTHORIZING CONVEYANCE OF PERMANENT EASEMENT TO KLEIN STEEL SERVICE, INC., IN EXCHANGE FOR A PERMANENT EASEMENT FROM KLEIN STEEL SERVICE, INC.

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, to convey an approximately 1.047 acre permanent easement at 1769 Emerson Street in the City of Rochester to Klein Steel Service, Inc., in exchange for an approximately 0.781 acre permanent easement at 105 Van Guard Parkway in the City of Rochester from Klein Steel Service, Inc. and to execute all necessary documents to convey and accept easements.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; November 30, 2005 – CV: 7-0
Ways and Means Committee; November 30, 2005 – CV: 10-0
File No. 05-0420

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Adair and Driscoll

Intro. No. 554

RESOLUTION NO. 463 OF 2005
SUPERSEDING BOND RESOLUTION DATED DECEMBER 13, 2005

RESOLUTION AUTHORIZING THE ISSUANCE OF $2,232,766 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE IMPLEMENTATION OF AN INTELLIGENT TRANSPORTATION SYSTEM CAMERA AND DYNAMIC MESSAGE SIGNS PROGRAM, INCLUDING INCIDENTAL COSTS, IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON MARCH 9, 2004 (RESOLUTION NO. 63 OF 2004)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, NEW YORK, as follows:

Section 1. For the class of objects or purposes of financing the cost of the implementation of an intelligent transportation system camera and dynamic message signs program, including incidental costs, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $2,232,766 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes ($1,543,500 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness

of the aforesaid class of objects or purposes is twenty (20) years, pursuant to subdivision 72(a) of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is now determined to be $2,232,766, and the plan for the financing thereof is by the issuance of $2,232,766 bonds of the County herein authorized; provided, however, that to the extent any State and/or Federal aid and/or grant is received for the aforesaid purpose, such aid and/or grant shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance-Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance-Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance-Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance-Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance-Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance-Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance-Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or

notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance-Chief Financial Officer. The Director of Finance-Chief Financial officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance-Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution or as authorized by any resolution which this resolution supersedes, may be contested only if:

1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 63 of 2004, being a bond resolution dated March 9, 2004, except to the extent that any indebtedness shall have already been contracted or encumbrances made thereunder for the class of objects or purposes for which such resolution was adopted. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $1,543,500 to $2,232,766.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to cause this resolution or a summary hereof to be published, together with a

notice attached in substantially the form and in the manner provided by Section 81.00 of the Local Finance Law.

Transportation Committee; November 30, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0421.br

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Malta, Adair and Driscoll

Intro. No. 555

RESOLUTION NO. 464 OF 2005

AUTHORIZING ADVERTISEMENT FOR BIDS FOR REPLACEMENT OF THE HOLT ROAD CULVERT OVER MILL CREEK TRIBUTARY, TOWN OF WEBSTER

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Department of Transportation is hereby authorized to advertise for bids for the replacement of the Holt Road Culvert over Mill Creek Tributary in the Town of Webster.

Section 2. Funding for this project is included in capital fund 1329.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; November 30, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0422

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Malta, Adair and Driscoll

Intro. No. 556

RESOLUTION NO. 465 OF 2005

AUTHORIZING ADVERTISEMENT FOR BIDS FOR REPLACEMENT OF BASKET ROAD BRIDGE OVER FOURMILE CREEK, TOWN OF WEBSTER

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Department of Transportation is hereby authorized to advertise for bids for the replacement of the Basket Road Bridge over Fourmile Creek, in the Town of Webster.

Section 2. Funding for this project is included in capital fund 1276.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; November 30, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0423

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Malta, Adair and Driscoll

Intro. No. 557

RESOLUTION NO. 466 OF 2005

AUTHORIZING ACQUISITION OF PROPERTY INTERESTS FOR BASKET ROAD BRIDGE REPLACEMENT PROJECT IN THE TOWN OF WEBSTER

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to obtain the property interests and execute all documents necessary for completion of the Basket

Road Bridge Replacement Project, in the Town of Webster, by contract and/or the Eminent Domain Procedure Law, along with any amendments for unanticipated damages within the total capital fund appropriation:

Parcel	Owner	Amount
Map 11 Parcel 1 PE 1,484 sq. ft.	Robert L. Teamerson Doris M. Teamerson 220 Basket Road Webster, New York 14580	$250
Map 12 Parcel 1 PE 2,555 sq. ft.	Michael Specht 214 Basket Road Webster, New York	$500

Section 2. Funding for this acquisition is included in capital fund 1276.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; November 30, 2005 - CV: 7-0
Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0424

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Driscoll and Dobson

Intro. No. 558

RESOLUTION NO. 467 OF 2005

AUTHORIZING CONTRACT WITH HEALTH ECONOMICS GROUP, INC. TO ADMINISTER MEDICARE PART D EMPLOYEE SUBSIDY SERVICES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Health Economics Group, Inc., to provide third party administration of Medicare Part D employee subsidy services, in an amount not to exceed $98,000 annually, for the period of January 1, 2006 through December 31, 2006, with the option to renew for three (3) additional three-year periods at the sole discretion of Monroe County.

Section 2. Funding for this contract is included within the benefits appropriations of each County department.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0425

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Driscoll and Dobson

Intro No 559

RESOLUTION NO. 468 OF 2005

MORTGAGE TAX DISTRIBUTION

WHEREAS, in compliance with Section 261 of the Tax Law, the County Clerk and the Director of Finance have filed with the Clerk of the Legislature and the New York State Tax Commission a joint report (File No. 05-0426), showing the total amount of Mortgage Tax allocated to the various tax districts in Monroe County to be $8,544,670.12 for the period April 1, 2005 through September 30, 2005.

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. That the Controller be, and he hereby is, authorized and directed to draw checks on the Mortgage Tax Fund and to make payment on or before December 15, 2005 as follows: one to the City of Rochester, Treasurer, in the amount of $1,276,190.19 and one to the Supervisor of each Town and to the Village Treasurer of each Village pursuant to the Distribution Table, as follows:

MORTGAGE TAX DISTRIBUTION TO
THE SEVERAL TAX DISTRICTS OF MONROE COUNTY

Brighton	$ 498,613.63
Chili	308,661.88
Clarkson	79,143.90
*Brockport Village	159.12
East Rochester	70,571.24
Gates	295,485.39
Greece	1,079,624.50
Hamlin	96,660.36
Henrietta	504,757.89

Irondequoit		596,464.16
Mendon		199,246.36
Honeoye Falls Village		21,453.87
Ogden		231,254.67
Spencerport Village		24,336.85
Parma		162,536.46
Hilton Village		25,849.92
Penfield		614,288.08
Perinton		740,243.98
Fairport Village		36,735.48
Pittsford		677,429.11
Pittsford Village		19,329.05
Riga		49,927.41
Churchville Village		9,502.02
Rush		47,171.24
Sweden		88,065.39
*Brockport Village		18,692.34
Webster		674,740.08
Webster Village		39,023.43
Wheatland		47,977.71
Scottsville Village		10,534.41
Town and Village Totals		$7,268,479.93
City of Rochester		1,276,190.19
TOTAL		$8,544,670.12
*Brockport Total:	$ 18,851.46	

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0426

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Driscoll and Dobson

Intro. No. 560

RESOLUTION NO. 469 OF 2005

AUTHORIZING SALE OF COUNTY-OWNED TAX FORECLOSED PROPERTY, TOWN OF HAMLIN

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a sale contract and all necessary documents conveying title to offeror, as described below:

Parcel	Offeror	Offered Amount
TA # 014.03-2-4.2 1 acre Martin Road Town of Hamlin	Robert A. German Mary S. German 718 Martin Road Hamlin, New York 14464	$600

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; November 30, 2005 - CV: 10-0
File No. 05-0427

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Driscoll and Dobson

Intro. No. 561

RESOLUTION NO. 470 OF 2005

AUTHORIZING VARIOUS FINANCIAL APPROPRIATIONS AND TRANSFERS RELATING TO 2005 OPERATING BUDGET

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Controller is hereby authorized to make various financial appropriations and transfers related to the 2005 operating budget in accordance with the attachment hereto.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No. 05-0436

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.

Effective Date: December 19, 2005.

By Legislators Driscoll and Dobson

Intro No. 562

RESOLUTION NO. 471 OF 2005

ASSESSMENT ON TOWNS FOR DELINQUENT WATER AND SEWER TAXES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. That there be levied and assessed upon certain taxpayers in the Water and Sewer Districts of the Towns named below for delinquent Water and Sewer Taxes, the amounts as listed below, which are to be paid to the Supervisor of the respective towns when collected.

DELINQUENT WATER AND SEWER CHARGES FOR 2006 LEVY

TOWN NAME	DELINQUENT SEWER	DELINQUENT WATER
BRIGHTON	$1,914.69	$ 0.00
CHILI	0.00	0.00
CLARKSON	20.16	0.00
GATES	0.00	0.00
GREECE	0.00	0.00
HAMLIN	0.00	9,226.26
HENRIETTA	75,152.60	0.00
IRONDEQUOIT	0.00	68,025.94
MENDON	0.00	0.00
OGDEN	0.00	0.00
PARMA	0.00	0.00
PENFIELD	0.00	0.00

PERINTON	0.00	0.00
PITTSFORD	0.00	0.00
RIGA	0.00	0.00
RUSH	0.00	0.00
SWEDEN	0.00	0.00
WEBSTER	12,717.57	3,814.34
WHEATLAND	0.00	0.00
EAST ROCHESTER	0.00	0.00
TOWN TOTALS	$89,805.02	$81,066.54

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No. 05-0437

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Driscoll and Dobson
Intro. No. 563

RESOLUTION NO. 472 OF 2005

2005 EQUALIZATION TABLE - REAL AND FRANCHISE PROPERTY AND RATIOS OF ASSESSED VALUE TO FULL VALUE

WHEREAS, the County Executive and Director of Finance, have submitted the 2005 Assessment Rolls for the City of Rochester and the Towns of Monroe County, reflecting the total assessment value, real and franchise, of $32,713,123,911 and

WHEREAS, application of the County's equalization rates result in full value, real and franchise, of $33,528,442,885.

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. That in extending and figuring taxes for the various tax districts for the

tax year 2006, the Clerk of the Legislature is hereby directed to make use of the valuations on real and franchise property as follows:

MONROE COUNTY COMPARATIVE TABLE FOR EQUALIZATION COMMITTEE-2005 ASSESSMENTS FOR 2006 LEVY

MUNICIPALITY	ASS'D VALUE REAL ESTATE	SPECIAL FRANCHISE	TOTAL,REAL &FRANCHISE	INCREASE REAL & FRANCHISE	DECREASE REAL & FRANCHISE	RATIO OF ASS'D VALUE TO FULL	FULL VALUE REAL & FRANCHISE
Brighton	$2,037,428,105	$36,821,099	$2,074,249,204	20,526,149	0	91.00%	$2,279,394,730
Chili	1,214,381,093	24,212,693	1,238,593,786	37,435,585	0	100.00%	1,238,593,786
Clarkson	260,096,562	5,521,467	265,618,029	3,139,441	0	100.00%	265,618,029
East Rochester	241,227,646	6,093,389	247,321,035	0	-1,043,102	100.00%	247,321,035
Gates	1,253,585,966	28,653,134	1,282,239,100	13,212,676	0	95.00%	1,349,725,368
Greece	4,045,904,682	59,296,434	4,105,201,116	87,959,166	0	92.00%	4,462,175,126
Hamlin	167,776,863	2,332,570	170,109,433	114,747	0	50.00%	340,218,866
Henrietta	2,214,220,966	40,411,742	2,254,632,708	53,194,765	0	100.00%	2,254,632,708
Irondequoit	2,065,634,662	43,845,837	2,109,480,499	0	-14,883,139	100.00%	2,109,480,499
Mendon	759,246,936	10,319,241	769,566;177	133,287,568	0	100.00%	769,566,177
Ogden	852,215,433	10,635,418	862,850,851	22,775,538	0	100.00%	862,850,851
Parma	651,390,156	10,036,940	661,427,096	23,492,843	0	100.00%	661,427,096
Penfield	2,307,097,096	29,737,600	2,336,834,696	272,598,753	0	100.00%	2,336,834,696
Perinton	3,076,823,298	31,017,344	3,107,840,642	14,618,236	0	100.00%	3,107,840,642
Pittsford	2,453,053,322	23,078,176	2,476,131,498	83,437,419	0	100.00%	2,476,131,498
Riga	237,978,814	6,479,728	244,458,542	1,775,872	0	94.00%	260,082,279
Rush	233,055,714	5,804,708	238,860,422	3,936,590	0	100.00%	238,860,422
Sweden	481,881,816	7,876,287	489,758,103	2,712,235	0	100.00%	489,758,103
Webster	2,481,571,287	27,228,777	2,508,800,064	104,739,132	0	100.00%	2,508,800,064
Wheatland	208,146,530	5,545,623	213,692,153	6,402,083	0	100.00%	213,692,153
Rochester	4,687,068,052	368,390,705	5,055,458,757	360,227,917	0	100.00%	5,055,458,757
TOTAL COUNTY	$31,929,784,999	$783,338,912	$32,713,123,911	$1,265,586,715	($15,926,241)		$33,528,442,885

COUNTY RATE OF EQUALIZATION	97.568276652%
COUNTY INCREASE (DECREASE) REAL ESTATE	$1,192,436,310
COUNTY INCREASE (DECREASE) FRANCHISE	$57,224,164
COUNTY INCREASE REAL & FRANCHISE	$1,249,660,474

Dividing the total assessed value of real and franchise property in the County by the total full value of real and franchise property in the County as prescribed by law, the County rate of equalization is established at 97.568276652%.

Section 2. That in apportioning State and County taxes, the Clerk of the Legislature be, and hereby is, directed to use the full value of real and franchise property as given in the above table.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No. 05-0438

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Driscoll and Dobson

Intro. No. 564

RESOLUTION NO. 473 OF 2005

AUTHORIZING DIRECTOR OF FINANCE FOR COUNTY OF MONROE TO MAKE REFUNDS OR CORRECTIONS OF TAXES IN AMOUNT OF $2,500 OR LESS

Section 1. That pursuant to Section 556 of the New York State Real Property Tax Law, the Monroe County Legislature hereby authorizes the Director of Finance for the County of Monroe to perform the duties for refunds or corrections of taxes as provided in such amended section where the recommended refund is $2,500 or less.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter, and only remain in effect during the calendar year 2006.

Matter of Urgency
File No. 05-0439

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Driscoll and Dobson

Intro. No. 565

RESOLUTION NO. 474 OF 2005

TOTAL TAX LEVY - YEAR 2006

BE IT RESOLVED, BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. That there be levied for budget purposes and assessed upon the taxable property of the County of Monroe the sum of $305,171,008.00.

Section 2. That the sum apportioned to and assessed upon each lot, or parcel of land in the Gates-Chili-Ogden Sewer District be, and the same is hereby levied upon each such parcel of land.

Section 3. That the sum apportioned to and assessed upon each lot, or parcel of land in the Irondequoit Bay Pure Waters District be, and the same is hereby levied upon each parcel of land.

Section 4. That the sum apportioned to and assessed upon each lot, or parcel of land in the Northwest Quadrant Pure Waters District No. 1, and the Western Extension to the Northwest Quadrant Pure Waters District No. 1 be, and the same is hereby levied upon each such parcel of land.

Section 5. That the sum apportioned to and assessed upon each lot, or parcel of land in the South Central Pure Waters District be, and the same is hereby levied upon each such parcel of land.

Section 6. That there be levied and assessed upon certain taxpayers in the Rochester Pure Waters District the amount of $29,521,074.93 and the suburban Pure Waters Districts the amount of $19,465,658.61 for delinquent County Sewer and Capital Charges to be paid to the County Treasurer when collected.

Section 7. That there be assessed and levied upon property located within Monroe County a total of $515,377,105.23 in accordance with the attached schedule for the year 2006.

Section 8. That the President and the Clerk of the County Legislature, under authority of Chapter 441 of the Laws of 1938, and the amendments thereto, be, and they hereby are instructed and directed to sign the tax warrants to the various tax rolls of the County through information contained in the following tables, the assessment rolls, the equalization table, and the annual budgets as certified by the town clerks, the various original documents, certificates and resolutions from which the tax levy is made up, and the following tax levy is in all respects ratified and confirmed.

2006 TAX LEVY

TOWN	COUNTY SERVICES TO LOCALITIES	TOTAL LEVY
BRIGHTON	$649,310.65	38,776,683.87
CHILI	381,280.91	18,869,310.38
CLARKSON	84,108.02	3,805,512.39
EAST ROCHESTER	80,394.72	3,018,147.13
GATES	411,947.56	24,942,228.51
GREECE	1,379,773.62	85,306,225.83
HAMLIN	110,571.71	4,892,376.60
HENRIETTA	651,759.90	30,057,606.62
IRONDEQUOIT	694,391.21	42,317,625.97
MENDON	215,892.55	9,072,390.49
OGDEN	266,026.00	13,675,930.71
PARMA	208,810.95	8,848,669.69
PENFIELD	70,398.91	31,413,115.23
PERINTON	890,685.80	36,827,946.62
PITTSFORD	678,104.35	32,658,989.44
RIGA	82,972.04	2,533,184.04
RUSH	72,101.38	3,321,142.49
SWEDEN	172,277.63	7,262,784.65
WEBSTER	725,371.83	36,447,429.10
WHEATLAND	72,974.46	3,382,078.72
TOTAL OF TOWNS	$8,499,154.20	$437,429,378.49

CITY OF ROCHESTER	1,140,907.09	77,947,726.74
TOTAL OF COUNTY	$9,640,061.29	$515,377,105.23

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No.: 05-0440

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Driscoll and Dobson
Intro. No. 566

RESOLUTION NO. 475 OF 2005

LEVYING TAXES AND ASSESSMENTS REQUIRED FOR PURPOSES OF ANNUAL BUDGETS OF TOWNS OF MONROE COUNTY FOR YEAR 2006

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. That the amount to be levied for all other purposes as specified in several annual budgets as presented to the Legislature, and which are on file in the Office of the Clerk of the Legislature, are as follows:

TOWN	TOWN BUDGET
BRIGHTON	$11,763,705.00
CHILI	4,727,979.87
CLARKSON	981,690.54
GATES	8,162,718.28
GREECE	26,048,193.82
HAMLIN	1,050,694.50
HENRIETTA	2,714,193.48

IRONDEQUOIT	14,909,153.56
MENDON	1,392,884.00
OGDEN	4,832,400.87
PARMA	1,747,057.00
PENFIELD	6,781,629.00
PERINTON	4,827,831.41
PITTSFORD	7,369,519.26
RIGA	0.00
RUSH	1,016,380.37
SWEDEN	1,843,787.53
WEBSTER	10,330,227.21
WHEATLAND	874,755.97
EAST ROCHESTER	0.00
TOTAL	$111,374,801.67

Section 2. That there shall be, and hereby are, assessed and levied and collected from the real property liable therefor the sums required to fund the respective fire, fire protection, fire alarm, and improvement districts in the respective budgets.

Section 3. That such taxes and assessments, when collected, shall be paid to the Supervisors of the several towns in the amounts as shown by this resolution for distribution by them in the manner provided by law.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No. 05-0441

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

By Legislators Driscoll and Dobson

Intro. No. 567

RESOLUTION NO. 476 OF 2005

UNPAID SCHOOL TAXES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. That the unpaid school taxes and penalties from the several school districts within the Towns of Monroe County amounting to $17,844,268.86, which, pursuant to Section 1330 of the Real Property Tax Law, must be assessed upon the real estate of the parties named in the several schedules returned by the school tax collectors.

Section 2. That the Clerk of the Legislature be, and hereby is, instructed and directed to assess upon the property of the parties named in the several schedules returned by the school tax collectors, the amounts shown thereon plus a penalty of 7% which when collected are to be credited by the Director of Finance to the Returned School Tax Assessment.

Section 3. That the Director of Finance be, and hereby is, authorized to pay to the Treasurer of the various school districts, the amounts of delinquent tax set forth in the following schedule, said amount to be paid from appropriated revenue.

2005-2006 DELINQUENT SCHOOL TAX

TOWN	TAX	RELEVY PENALTY	TOTAL
Brighton	933,318.29	65,332.14	8,650.43
Chili	778,762.31	54,513.39	3,275.70
Clarkson	335,718.50	23,500.28	59,218.78
Gates	1,127,156.65	78,901.02	1,206,057.67
Greece	2,801,949.04	196,136.46	2,998,085.50
Hamlin	260,934.10	18,265.46	279,199.56
Henrietta	1,248,080.69	87,365.66	1,335,446.35
Irondequoit	1,930,614.55	135,143.09	2,065,757.64
Mendon	500,019.43	35,001.39	535,020.82
Ogden	468,394.43	32,787.62	501,182.05
Parma	432,989.09	30,309.22	463,298.31
Penfield	1,233,904.40	86,373.33	1,320,277.73
Perinton	1,158,029.68	81,062.17	1,239,091.85
Pittsford	1,076,814.76	75,376.98	1,152,191.74
Riga	142,896.30	10,002.74	152,899.04
Rush	121,021.32	8,471.48	129,492.80
Sweden	409,818.64	28,687.27	438,505.91
Webster	1,310,890.88	91,762.51	1,402,653.39
Wheatland	170,428.53	11,930.02	182,358.55
E Rochester	235,144.89	16,460.15	251,605.04
TOTAL	16,676,886.48	1,167,382.38	7,844,268.86

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No. 05-0442

Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 19, 2005.
Effective Date: December 19, 2005.

RECOGNITION OF MONROE COUNTY LEGISLATORS

Legislators William J. Benet, Kevin B. Murray, A. Michael Hanna, Ronnie Thomas, Frederick J. Amato, Peter N. McCann, H. Todd Bullard, Mark W. Assini, Lynda Garner Goldstein and Christopher J. Wilmot were presented with plaques to commemorate their contributions to the Legislature and Monroe County during their respective tenures. Legislators Benet, Murray, Hanna, Thomas, Amato, McCann, Bullard, Assini, Garner Goldstein, and Wilmot delivered farewell remarks and were greeted with a standing ovation.

Joanne B. Zelazny, Clerk of the Legislature, was presented a plaque to commemorate her twenty-one years of dedication and contributions to the Monroe County Legislature. Mrs. Zelazny delivered farewell remarks and was greeted with a standing ovation.

Note: President Zyra recognized the presence of former Monroe County Legislators Sean T. Hanna, Pieter W. Smeenk and Karla F. Boyce.

UNFINISHED BUSINESS

NONE

Note: President Zyra wished everyone a safe, happy and healthy holiday season and a happy New Year.

Upon Motion by Legislator Smith, the Legislature adjourned at 8:45 P.M. Sine Die.

JOANNE B. ZELAZNY
Clerk of the Legislature

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