PROCEEDINGS

OF THE

LEGISLATURE

OF

MONROE COUNTY

2009

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MEMBERSHIP

OF THE

COUNTY

LEGISLATURE

AND

STAFF

2009

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7th District
(Jan. – June)

RICK ANTELLI
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(July – Dec.)
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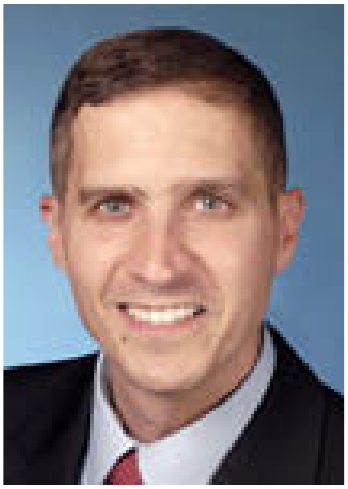
Intergovernmental Relations (Aug. – Dec.)



CARMEN F. GUMINA
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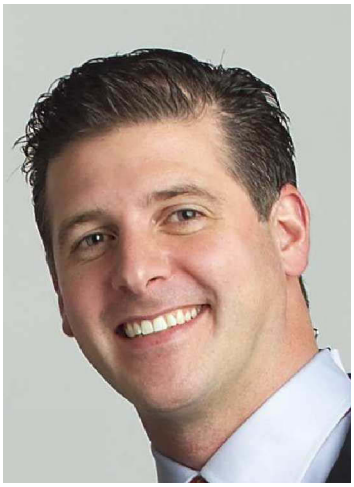
R. ANTHONY LAFOUNTAIN
9th District
Chairman
Ways and Means
(Jan.- July)

DEBBIE DRAWE
9th District
(Aug. – Dec.)



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10th District
Chairman
Intergovernmental Relations (Jan.- July)
Human Services (Aug.- Dec.)

MICHAEL G. BARKER
11th District
Chairman
Public Safety (Jan. - July)
Ways and Means (Aug. – Dec.)

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Deputy Majority Leader

TRAVIS R. HEIDER
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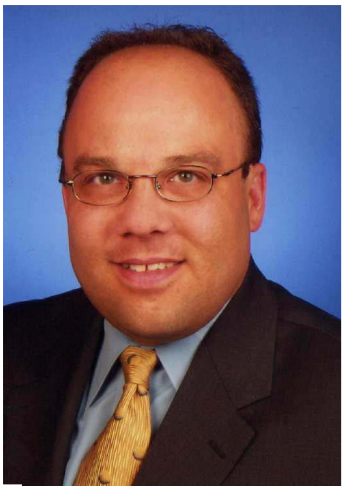
VINCENT J. ESPOSITO
16th District

EDWARD M. O'BRIEN
17th District

CIARAN T. HANNA
18th District
Chairman
Human Services (Jan. – July)
Public Safety (Aug. – Dec.)



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ROBERT J. COLBY
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Assistant Minority Leader

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24th District
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CALVIN LEE, JR.
25th District
Assistant Minority Leader

C. STEPHEN ECKEL
26th District

WILLIE J. LIGHTFOOT
27th District

CYNTHIA W. KALEH
28th District

JOSÉ A. CRUZ
29th District

LISA POLITO NICOLAY
Clerk of the Legislature

CHERYL M. ROZZI
Deputy Clerk
Legislature Clerk's Office

CARRIE LARABY
Deputy Clerk
Legislature Clerk's Office
(Jan. – Oct.)

CASEY DICARO
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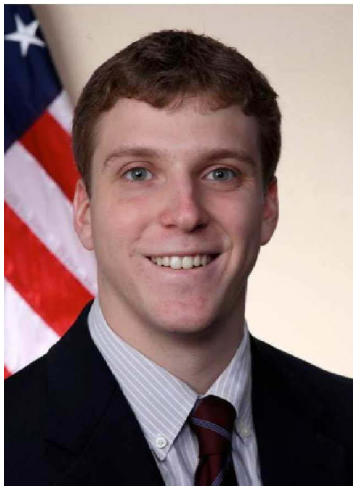
ROXANNE EMLER
2nd Assistant Deputy Clerk
Legislature Clerk's Office

PATRICK W. PARDYJAK
Legislative Counsel
President's Office

JUSTIN FEASEL
Chief of Staff
Republican Majority Office

BRETT WALSH
Legislative Assistant
Republican Majority Office
Asst. to President



ROB YAWMAN
Legislative Assistant
Republican Majority Office

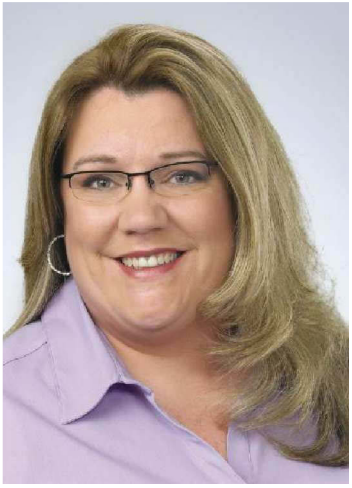
VIOLA M. FRANCIS
Administrative Assistant
Democratic Minority Office

JAMIE ROMEO
Deputy Director
Democratic Minority Office

JENNIFER SKOOG HARVEY
Staff Director
Democratic Minority Office

JOSEPH RITTLER
Communications Director
Democratic Minority Office

STEFAN FLEMING
Research Associate
Democratic Minority Office



CARRIE MAZIARZ
Economic Development Coordinator
Democratic Minority Office

NOT PICTURED:

EMILY PALUMBOS
Legislative Director
Republican Majority Office

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FIRST DAY

TUESDAY, JANUARY 13, 2009

Legislature met pursuant to adjournment.

President Wayne E. Zyra in the Chair.

ROLL CALL

Present - Legislators Adair, Andrews, Barker, Beebe, Bronson, Cassetti, Colby, Cruz, Daniele, Dobson, Driscoll, Eckel, Esposito, Gamble, Gumina, Haney, Hanna, Kaleh, LaFountain, Lee, Lightfoot, McCann, O'Brien, Quatro, Tucciarello, Valerio, Yolevich, Zyra – (28)

Absent - Legislator Heider – (1)

Meeting formally opened. At the invitation of Legislator Richard Yolevich, The Reverend Walter Steenson of Hilton Baptist 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 14, December 9, 2008 was approved as submitted.

PETITIONS AND COMMUNICATIONS

From the President of the Legislature — WAYNE E. ZYRA

Regarding Wayne E. Zyra, President of the Legislature - Regarding Chaplain for the January 13, 2009 Meeting, Rev. Walter Steenson, of the Hilton Baptist Church, at the Invitation of Legislator Richard Yolevich.

Read and Filed. (RF 09-1)

Regarding Confirmation of Appointment to the Genesee Valley Regional Market Authority.

Read and Adopted February 3, 2009. (File No. 09-3)

COUNTY LEGISLATORS

E. Daniel Quatro, Wayne E. Zyra, Richard Yolevich, Mary A. Valerio, Stephen Tucciarello, Mark J. Cassetti, Douglas B. Dobson, R. Anthony LaFountain, Anthony Daniele, Michael G. Barker, Jeffery R. Adair, John G. Driscoll, Ciaran T. Hanna, Jeffery L. McCann, Robert J. Colby - Authorize a Project to Purchase and Install a Media System Capable of Recording and Archiving Video and Audio for the Monroe County Legislature Meetings – To Be A Matter Of Urgency.

Read and Adopted January 13, 2009 under Section 545-24 (A)(3). (File No. 09-1)

E. Daniel Quatro, Wayne E. Zyra, Richard Yolevich, Mary A. Valerio, Stephen Tucciarello, Mark J. Cassetti, Douglas B. Dobson, R. Anthony LaFountain, Anthony Daniele, Michael G. Barker, Jeffery R. Adair, John G. Driscoll, Ciaran T. Hanna, Jeffrey L. McCann, Robert J. Colby - Memorializing the New York State Legislature to Oppose Governor David Paterson's Proposal to Increase Welfare Benefits by 10% in Each of the Next 3 Years as Stated in the 2009-2010 Proposed Executive Budget.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-4)

January 13, 2009

Carrie M. Andrews, Harry B. Bronson, Calvin Lee, Jr., Richard A. Beebe, Carmen F. Gumina, Travis R. Heider, Vincent J. Esposito, Edward M. O'Brien, Glenn J. Gamble, Paul E. Haney, C. Stephen Eckel, Willie J. Lightfoot, Cynthia W. Kaleh, José A. Cruz - Restoring Accountability to the Monroe County Budget.

Read and Referred to Agenda Charter and Ways and Means Committees. (File No. 09-5)

Travis R. Heider, Harry B. Bronson, Carrie M. Andrews, Calvin Lee, Jr., Richard A. Beebe, Carmen F. Gumina, Vincent J. Esposito, Edward M. O'Brien, Glenn J. Gamble, Paul E. Haney, C. Stephen Eckel, Willie J. Lightfoot, Cynthia W. Kaleh - Memorializing the New York State Legislature to Support the Upstate Revitalization Fund, the Upstate Research Consortium and the New York State Energy Policy Institute.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-6)

Travis R. Heider, Harry B. Bronson, Carrie M. Andrews, Calvin Lee, Jr., Richard A. Beebe, Carmen F. Gumina, Edward M. O'Brien, Glenn J. Gamble, Paul E. Haney, C. Stephen Eckel, Willie J. Lightfoot, Cynthia W. Kaleh, José A. Cruz- Memorializing the New York State Legislature to Retain the Bigger, Better Bottle Bill in the 2009-2010 State Budget.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-7)

From the County Executive — MAGGIE BROOKS

Regarding Summary Level Financial Statements by Department for the Period Ending October 31, 2008.

Read and Filed. (RF 09-13)

Regarding Authorizing Agreement Among the Monroe County Executive, Monroe County Sheriff and the Monroe County Sheriff Police Benevolent Association, and Compensation Program for Management & Professional Employees.

Read and Adopted January 13, 2009 under Section 545-24 (A)(3). (File No. 09-2)

Regarding Acceptance of a Grant from the New York State Governor's Traffic Safety Committee for the "Buckle Up New York" Enforcement Campaign.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 09-8)

Regarding Acceptance of a Grant from the United State Department of Justice, Bureau of Justice Assistance, for the Office of the Sheriff, District Attorney's Office, and the Department of Public Safety, Office of Probation and Community Corrections, for the Bulletproof Vest Partnership Grant Program.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 09-9)

Regarding Acceptance of a Grant from the 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. 09-10)

Regarding Acceptance of a Grant from the New York State Division of Criminal Justice Services for the 2009 DNA Capacity Enhancement Program.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 09-11)

Regarding Acceptance of a Grant from the New York State Division of Criminal Justice Services for the Aid to Labs Program.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 09-12)

Regarding Acceptance of a Grant from the New York State Division of Criminal Justice Services for the 2008 Paul Coverdell Forensic Sciences Improvement Program (Public Safety Lab).

Read and Referred to Public Safety and Ways and Means Committees. (File No. 09-13)

January 13, 2009

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

Read and Referred to Public Safety and Ways and Means Committees. (File No. 09-14)

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

Read and Referred to Public Safety and Ways and Means Committees. (File No. 09-15)

Regarding Authorize the Submission of an Alternatives to Incarceration Service Plan and the Acceptance of a Grant from 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.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 09-16)

Regarding Acceptance of a Grant from the New York State Division of Parole for the Pre-Warrant Alternative to Violation of Parole Program and Authorize a Contract with Pre-Trial Service Corporation of the Monroe County Bar Association.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 09-17)

Regarding Authorizing a Contract with Legal Aid Society of Rochester, NY, Inc. for Legal Representation Services in Family Law and Domestic Violence.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 09-18)

Regarding Confirmation of Reappointments to the Monroe County Airport Authority.

Read and Referred to Agenda Charter Committee. (File No. 09-19)

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

Read and Referred to Agenda Charter Committee. (File No. 09-20)

Regarding Designation of Official Newspapers.

Read and Referred to Agenda Charter Committee. (File No. 09-21)

Regarding Authorize Contracts with the Gay Alliance of the Genesee Valley, Ten Ugly Men, Inc., Operation Patriot Foundation, Inc., Springut Group, Inc. and the Roc City Rib Fest LLC for Ticketed Events in Monroe County Parks.

Read and Referred to Recreation and Education and Ways and Means Committees. (File No. 09-22)

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. 09-23)

Regarding Amend Resolution 284 of 2008 to Accept Additional Funding from the New York State Office of Temporary and Disability Assistance for the 2008-2009 Home Energy Assistance Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 09-24)

Regarding Acceptance of a Grant from the New York State Department of Health for the HIV Partner Services Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 09-25)

January 13, 2009

Regarding Acceptance of a Grant from the Society for the Protection and Care of Children, Inc. for the Monroe County Nurse Family Partnership Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 09-26)

Regarding Authorizing an Intermunicipal Agreement with the Town of Webster, Town of Penfield and the Irondequoit Bay South Central Pure Waters District to Provide Sanitary Sewage Conveyance and Treatment Services for Properties in Northeast Penfield.

Read and Referred to Environment and Public Works, Intergovernmental Relations and Ways and Means Committees. (File No. 09-27)

Regarding Authorizing an Intermunicipal Agreement with the Town of Webster, Town of Penfield and the Irondequoit Bay South Central Pure Waters District to Provide Sanitary Sewage Conveyance and Treatment Services for Properties in Northeast Penfield.

Read and Referred to Pure Waters Administration Board. (File No. 09-28)

Regarding Authorizing Contracts with Blue Heron Construction Company, Concord Electric Corporation, Cogenic, LLC and Lloyd Mechanical Company, LLC for Construction Services for the Irondequoit Bay South Central Pure Waters District's Pattonwood Pump Station Improvements Project.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 09-29)

Regarding Authorizing Contracts with Blue Heron Construction Company, Concord Electric Corporation, Cogenic, LLC and Lloyd Mechanical Company, LLC for Construction Services for the Irondequoit Bay South Central Pure Waters District's Pattonwood Pump Station Improvements Project.

Read and Referred to Pure Waters Administration Board. (File No. 09-30)

Regarding Consenting to Financing by Monroe County Water Authority of the East Side Water Supply Water Facilities Capital Project.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 09-31)

Regarding Authorizing Contracts with Clough Harbour & Associates, LLP and Passero Associates 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. 09-32)

Regarding Authorizing an Agreement with Main & Clinton Local Development Corporation, Monroe Community College and the Rochester-Genesee Regional Transportation Authority for an Interim Phase of the Renaissance Square Project; and Authorize an Agreement with Main & Clinton Local Development Corporation for the County to Provide Management Services.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 09-33)

Regarding Authorizing the Acquisition of Property Interests in Real Property for the Flynn Road Culvert Project in the Town of Greece.

Read and Referred to Transportation and Ways and Means Committees. (File No. 09-34)

Regarding Authorizing the Acquisition of Property Interests for the Construction and Maintenance of Traffic Signal Equipment at South Clinton Avenue and Westfall Road, Town of Brighton; Ridgeway Avenue, Town of Greece; and Elmwood Avenue, City of Rochester.

Read and Referred to Transportation and Ways and Means Committees. (File No. 09-35)

Regarding Authorization to Advertise for Bids for the Wilder Road Bridge at Salmon Creek Project in the Town of Parma.

Read and Referred to Transportation and Ways and Means Committees. (File No. 09-36)

Regarding Authorization to Advertise for Bids for the Marsh Road Bridge at Cullen's Run Creek Project in the Town of Pittsford.

Read and Referred to Transportation and Ways and Means Committees. (File No. 09-37)

Regarding Authorization to Advertise for Bids for the Stottle Road Bridge at Black Creek Project in the Town of Chili.

Read and Referred to Transportation and Ways and Means Committees. (File No. 09-38)

Regarding Authorizing a Contract with the New York State Department of Transportation to Interconnect the Emerson Street at Curlew Street Traffic Signal, Traffic Signal #346, with the Adjacent CSX Railroad Crossing on Emerson Street.

Read and Referred to Transportation and Ways and Means Committees. (File No. 09-39)

Regarding Amend the 2009-2014 Capital Budget Improvement Program and the 2009 Capital Budget to Add a Project Entitled "Safe Routes to School Program;" Authorize Financing for the Project; Authorize a Contract with the New York State Department of Transportation; and Authorize an Intermunicipal Agreement with the City of Rochester.

Read and Referred to Transportation, Public Safety, Intergovernmental Relations and Ways and Means Committees. (File No. 09-40)

Regarding Amend the 2009-2014 Capital Improvement Program and the 2009 Capital Budget to Add a Project Entitled "Preventative Maintenance Program;" Authorize Financing for the Project; and Authorize a Contract with the New York State Department of Transportation.

Read and Referred to Transportation and Ways and Means Committees. (File No. 09-41)

Regarding Acceptance of a Grant from the New York State Education Department for a Microfilm Restoration Project.

Read and Referred to Ways and Means Committee. (File No. 09-42)

Regarding Authorizing the Sale of County Owned Tax Foreclosure Property in the Town of Penfield.

Read and Referred to Ways and Means Committee. (File No. 09-43)

Regarding Authorize the Sale of County Owned Tax Foreclosure Property In the Village of Spencerport.

Read and Referred to Ways and Means Committee. (File No. 09-44)

Regarding Authorize a Contract with Clark Patterson Lee for Professional Engineering Services for The Monroe County Pediatrics and Community Visitation Center Project.

Read and Referred to Human Services, Environment and Public Works and Ways and Means Committees. Amended in Human Services and Tabled on January 27, 2009. (File No. 09-45)

MISCELLANEOUS AND OTHER OFFICIALS

Lisa Polito Nicolay, Clerk of the Legislature - Regarding Official Attendance for Legislature and Committee Meetings of the Monroe County Legislature in 2008.

Read and Filed. (RF 09-2)

Robert J. Duffy, Mayor - Regarding Hotel-Motel Tax Revenues.

Read and Filed. (RF 09-3)

January 13, 2009

Mark R. Aesch, Chief Executive Officer, Rochester Genesee Regional Transportation Authority - Regarding the Executive Summary of the Environmental Assessment (EA) for the Proposed Construction of Renaissance Square.

Read and Filed. (RF 09-4)

Jacquelyne A. Leach, Comptroller, Western Regional Off-Track Betting Corporation - Regarding Letter to Stephen Gleason in Reference to Receipt of November 2008 Retained Surcharge Revenue for Monroe County (Receipt of Check No. #46517).

Read and Filed. (RF 09-5)

Patrick M. O'Flynn, Sheriff - Regarding 2007 Annual Report.

Read and Filed. (RF 09-6)

Dolores Pasto-Ziobro, Internal Auditor, Administrative Services, Monroe Community College - Regarding Financial Statements of Monroe Community College and Single Audit.

Read and Filed. (RF 09-7)

Mary Louise Meisenzahl, Administrator, Emergency Preparedness - Regarding Calendar with Information about the "Monroe County Radiological Emergency Preparedness Plan."

Read and Filed. (RF 09-8)

Monroe Community College Board of Trustees Meeting Minutes, Monday, December 8, 2008.

Read and Filed. (RF 09-9)

State of New York Public Service Commission - Regarding Case 04-M-0159 and Case 06-M-1467.

Read and Filed. (RF09-10)

Bond Anticipation Notes Certificate Dated December 17, 2008.

Read and Filed. (RF 09-11)

Michael J. Garland, P.E., Director of Environmental Services - Construction Status Reports - September - October 2008.

Read and Filed. (RF 09-12)

Monroe County Council of Governments - Meeting Cancellation Notice - Tuesday, January 20, 2009.

Read and Filed. (RF 09-14)

State of New York Public Service Commission - Regarding Case 06-M-0647 and Case 98-M-1343.

Read and Filed. (RF 07-15)

Susan Parker Bodine, Assistant Administrator, United States Environmental Protection Agency - Regarding H.R. 5469.

Read and Filed. (RF 09-16)

Patrick Hooker, Commissioner of Agriculture and Markets of the State of New York - Regarding Resolution 249 of 2008, a Plan to Modify Monroe County Agricultural District No. 2.

Read and Filed. (RF 09-17)

Patrick Hooker, Commissioner of Agriculture and Markets of the State of New York - Regarding Resolution 249 of 2008, a Plan to Modify Monroe County Agricultural District No. 6.

Read and Filed. (RF 09-18)

PROCLAMATIONS

By the President of the Legislature — WAYNE E. ZYRA

Proclaimed Jointly with County Executive Maggie Brooks "Rochester Americans Pee-Wee Hockey Team" on their impressive and historical tournament victory.

Read and Filed.

Proclaimed Jointly with County Executive Maggie Brooks and Legislators Harry B. Bronson and Carrie M. Andrews "Gary Swanson" for his dedicated service to Monroe County's working families and wish him a successful and fulfilling retirement.

Read and Filed.

Recognized Jointly with Legislators Jeffery L. McCann, Mark J. Cassetti, Douglas B. Dobson and Richard A. Beebe "The Greece Rotary Club" for their half-century of dedicated service.

Read and Filed.

Recognized Jointly with Legislators E. Daniel Quatro and Carmen F. Gumina "Webster Thomas Titans Varsity Field Hockey Team" for their hard work and outstanding achievement.

Read and Filed.

Recognized Jointly with Legislators E. Daniel Quatro and Carmen F. Gumina "Webster Thomas Titans Boys Soccer Team" for their hard work and outstanding achievement.

Read and Filed.

Recognized Jointly with Legislator Cynthia Kaleh "Nazareth Academy Volleyball Team" for their hard work and outstanding achievement.

Read and Filed.

RECESS

A recess was declared by President Zyra to allow for four **Public Hearings** entitled...

"Prohibiting Text Messaging While Driving." One speaker addressed the Legislature and the hearing concluded at 6:34 P.M.

"Amending Monroe County Code To Restrict Unauthorized Parking On County-Owned Property Within City Of Rochester." No speakers addressed the Legislature and the hearing concluded at 6:35 P.M.

"Amending The Monroe County Code Regarding Responsibilities Of Ways And Means Committee." No speakers addressed the Legislature and the hearing concluded at 6:36 P.M.

"Amending The Monroe County Charter Regarding The Powers And Duties Of The Director Of Office Of Management And Budget." No speakers addressed the Legislature and the hearing concluded at 6:37 P.M.

RECONVENING LEGISLATURE

President Zyra reconvened the recessed meeting of January 13, 2009 and proceeded under the Usual Order of Business.

FORMAL COMMITTEE REPORTS

NONE

January 13, 2009

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 6:44 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 13, 2009 and proceeded under the Usual Order of Business.

LOCAL LAWS

By Legislators Barker, Hanna and Gumina

Intro. No. 1
MOTION NO. 1 OF 2009

PROVIDING THAT LOCAL LAW (INTRO. NO. 353 OF 2008), ENTITLED "PROHIBITING TEXT MESSAGING WHILE DRIVING," BE LIFTED FROM THE TABLE

BE IT MOVED, that Local Law (Intro. No. 353 of 2008), entitled "PROHIBITING TEXT MESSAGING WHILE DRIVING," be lifted from the table.

File No. 08-0301.LL
Adopted: Ayes 28, Noes 0.

January 13, 2009

By Legislators Barker, Hanna and Gumina

Intro. No. 2
MOTION NO. 2 OF 2009

PROVIDING THAT LOCAL LAW (INTRO. NO. 353 OF 2008), ENTITLED "PROHIBITING TEXT MESSAGING WHILE DRIVING," BE ADOPTED

BE IT MOVED, that Local Law (Intro. No. 353 of 2008), entitled "PROHIBITING TEXT MESSAGING WHILE DRIVING," be adopted.

File No. 08-0301.LL
Adopted: Ayes 28, Noes 0.

By Legislators Barker, Hanna and Gumina

ADOPTION OF
Intro. No. 353
LOCAL LAW NO. 1 OF 2009

LOCAL LAW ENTITLED "PROHIBITING TEXT MESSAGING WHILE DRIVING"

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

Section 1. Part IV, General Local Laws of the Administrative Code and Charter of Monroe County, is hereby amended to include the following Local Law:

Chapter 379, "PROHIBITING TEXT MESSAGING WHILE DRIVING"

§379-1. Title.

This chapter shall be known as the law "Prohibiting Text Messaging While Driving."

January 13, 2009

§379-2. Legislative Intent.

A. The Legislature hereby finds that distracted drivers are to blame for 80% of car accidents in the United States. Though New York State was the first to prohibit cell phone use while driving, cell phone text messaging while driving is still a problem.

B. The Legislature finds that a 2007 Harris Interactive poll reports that 91% of Americans believe that text messaging while driving is as dangerous as drunk driving. Nonetheless, 66% of young adults send text messages while driving, according to a Zogby Poll.

C. The purpose of this law is to deter the composition, reading or sending of text messages while operating a motor vehicle, a proven factor in car accidents.

§379-3. Definitions.

As used in this law, the following terms shall have the meanings indicated:

A. "Hands-free" shall mean the manner in which a wireless handset is operated for the purpose of composing, reading or sending text messages, by using an internal feature or function, or through an attachment or addition, including but not limited to an ear piece, head set, remote microphone or short-range wireless connection, thereby allowing the user to operate said device without the use of hands.

B. "Inoperability" shall mean a motor vehicle that is incapable of being operated or being operated in a safe and prudent manner due to mechanical failure, including but not limited to, engine overheating or tire failure.

C. "Motor vehicle" shall mean any vehicle that is self-propelled by a motor, including but not limited to, automobiles, trucks, vans, construction vehicles, etc.

D. "Person" shall mean any natural person, corporation, unincorporated association, firm, partnership, joint venture, joint stock association or other entity or business organization of any kind.

E. "Stopped" shall mean not in motion.

F. "Text message", also referred to as short messaging service (SMS), shall mean the process by which users send, read or receive messages on a wireless handset, including but not limited to, text messages, instant messages, electronic messages or e-mails, in order to communicate with any person or device.

G. "Use" shall mean to hold a wireless handset in one's hand.

H. "Wireless handset" shall mean a portable electronic or computing device, including cellular telephones and personal digital assistants (PDAs), capable of transmitting data in the form of a text message.

I. "Public Highway" shall mean any highway, road, street, avenue, alley, public place, public driveway, or any other public way.

§379-4. Ban of the Use of Wireless Handsets to Compose, Read or Send Text Messages While Operating a Motor Vehicle.

A. No person shall use a wireless handset to compose, read or send text messages while operating a motor vehicle on any public highway within the County of Monroe.

B. Notwithstanding subsection A., this law shall not be construed to prohibit the use of any wireless handset by:

1. Any law enforcement, public safety or police officers, emergency services officials, first aid, emergency medical technicians and personnel, and fire safety officials in the performance of duties arising out of and in the course of their employment as such;

2. A person using a wireless handset to contact any law enforcement, public safety or police officers, emergency services officials, first aid, emergency medical technicians and personnel, and fire safety officials;

3. A person using a wireless handset inside a motor vehicle while such motor vehicle is parked, standing or stopped and is removed from the flow of traffic, in accordance with applicable laws, rules or ordinances, or is stopped due to the inoperability of such motor vehicle.

C. Notwithstanding subsection A, this law shall not be construed to prohibit a person operating a motor vehicle from utilizing a hands-free wireless handset.

§379-5. Enforcement and Penalties.

A violation of any provisions of this chapter shall constitute an offense and be punished as follows:

A. Any person violating Section 379-4 of this law shall be guilty of a violation punishable by a fine not to exceed $150.00 for each single violation. Each such violation shall constitute a separate and distinct offense.

B. This chapter shall be enforced by any law enforcement agency having jurisdiction.

§379-6. Reverse Preemption.

This chapter shall be null and void on the day that Statewide 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 via mere resolution whether or not identical or substantially similar statewide legislation, or pertinent preempting state or federal regulations have been enacted for the purposes of triggering the provisions of this section.

§379-7. 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 2. This local law shall take effect one hundred eighty (180) days after its enactment.

Agenda/Charter Committee; October 27, 2008 - CV: 5-0 *(As Amended)
Public Safety Committee; October 27, 2008 - CV: 8-0 *(As Amended)
File No. 08-0301.LL
Adopted: Ayes 28, Noes 0
Approved by County Executive Maggie Brooks, February 2, 2009
Effective Date: February 2, 2009

By Legislators Yolevich and Dobson

Intro. No. 3
MOTION NO. 3 OF 2009

PROVIDING THAT LOCAL LAW (INTRO. NO. 356 OF 2008), ENTITLED "AMENDING MONROE COUNTY CODE TO RESTRICT UNAUTHORIZED PARKING ON COUNTY-OWNED PROPERTY WITHIN CITY OF ROCHESTER," BE LIFTED FROM THE TABLE

BE IT MOVED, that Local Law (Intro. No. 356 of 2008), entitled "AMENDING MONROE COUNTY CODE TO RESTRICT UNAUTHORIZED PARKING ON COUNTY-OWNED PROPERTY WITHIN CITY OF ROCHESTER," be lifted from the table.

File No. 08-0338.LL
Adopted: Ayes 28, Noes 0

By Legislators Yolevich and Dobson

Intro. No. 4
MOTION NO. 4 OF 2009

PROVIDING THAT LOCAL LAW (INTRO. NO. 356 OF 2008), ENTITLED "AMENDING MONROE COUNTY CODE TO RESTRICT UNAUTHORIZED PARKING ON COUNTY-OWNED PROPERTY WITHIN CITY OF ROCHESTER," BE ADOPTED

January 13, 2009

BE IT MOVED, that Local Law (Intro. No. 356 of 2008), entitled "AMENDING MONROE COUNTY CODE TO RESTRICT UNAUTHORIZED PARKING ON COUNTY-OWNED PROPERTY WITHIN CITY OF ROCHESTER," be adopted.

File No. 08-0338.LL
Adopted: Ayes 28, Noes 0

By Legislators Yolevich and Dobson

ADOPTION OF
Intro No. 356
LOCAL LAW NO. 2 OF 2009

LOCAL LAW ENTITLED "AMENDING MONROE COUNTY CODE TO RESTRICT UNAUTHORIZED PARKING ON COUNTY-OWNED PROPERTY WITHIN CITY OF ROCHESTER"

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

Section 1. Monroe County Code, Part IV General Local Laws, is hereby amended to include the following:

Chapter 315, Parking

§ 315-1. Monroe County Civic Center

A) No person shall park a vehicle or permit the same to remain on the areas adjacent to the Monroe County Civic Center except at such places and for such periods of time as may be prescribed or permitted by the County Executive or his or her authorized representative.

B) For the purpose of this Chapter, the areas adjacent to the Monroe County Civic Center shall be defined as the real property owned by Monroe County that is bounded by the Route 490 expressway, Exchange Boulevard, South Plymouth Avenue and West Broad Street in the City of Rochester.

§ 315-2. Parking Violations

A) Any person violating the provisions of § 315-1(A) of this Chapter shall, upon conviction, be liable to a fine of not less than ten dollars ($10.) nor more than fifty dollars ($50.). Such person shall be subject to all the provisions of Chapter 111 of the Municipal Code of the City of Rochester, as amended from time to time, except insofar as said provisions are inconsistent with any of the provisions of this subsection. The Monroe County Sheriff is authorized to prescribe the form of a ticket or other instrument covering any violation of said provisions, and the Monroe County Sheriff and his or her deputies, a police officer of the City of Rochester and any person duly designated by the County Executive may serve said ticket or other instrument upon the operator or owner of such vehicle.

B) If the absence of the operator or owner of said vehicle prevents personal service of the ticket or other instrument, the Sheriff or his or her deputies, a police officer of the City of Rochester, or a duly designated person shall attach the ticket or other instrument to the vehicle.

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.

Agenda Charter Committee; November 17, 2008 - CV: 5-0
File No. 08-0338.LL
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 2, 2009.
Effective Date: February 2, 2009.

By Legislators Andrews and Adair

Intro. No. 5
MOTION NO. 5 OF 2009

PROVIDING THAT LOCAL LAW (INTRO. NO. 401 OF 2008), ENTITLED "AMENDING THE MONROE COUNTY CODE REGARDING RESPONSIBILITIES OF THE WAYS AND MEANS COMMITTEE," BE LIFTED FROM THE TABLE

January 13, 2009

BE IT MOVED, that Local Law (Intro. No. 401 of 2008), entitled "AMENDING THE MONROE COUNTY CODE REGARDING RESPONSIBILITIES OF THE WAYS AND MEANS COMMITTEE," be lifted from the table.

File No. 08-0362.LL
Adopted: Ayes 28, Noes 0

By Legislators Andrews and Adair

Intro. No. 6
MOTION NO. 6 OF 2009

PROVIDING THAT LOCAL LAW (INTRO. NO. 401 OF 2008), ENTITLED "AMENDING THE MONROE COUNTY CODE REGARDING RESPONSIBILITIES OF THE WAYS AND MEANS COMMITTEE," BE ADOPTED

BE IT MOVED, that Local Law (Intro. No. 401 of 2008), entitled "AMENDING THE MONROE COUNTY CODE REGARDING RESPONSIBILITIES OF THE WAYS AND MEANS COMMITTEE," be adopted.

File No. 08-0362.LL
Adopted: Ayes 28, Noes 0

By Legislators Andrews and Adair

ADOPTION OF
Intro No. 401
LOCAL LAW NO. 3 OF 2009

A LOCAL LAW ENTITLED "AMENDING THE MONROE COUNTY CODE REGARDING RESPONSIBILITIES OF THE WAYS AND MEANS COMMITTEE"

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

Section 1. Monroe County Code § 545-20(C), is hereby amended to read as follows:

C. The following shall be the functions of the above-named standing committees:

Standing Committee	Responsibilities/ Administrative Oversight
Agenda/Charter	Revisions to the Monroe County Charter and Administrative Code; Rules of the Monroe County Legislature, procedures; appointments to County Boards and Commissions; work program for the Legislature
Environmental and Public Works [Added 12-15-1992 by Res. No. 449-1992; amended 1-20-1993 by Res. No. 5-1993; 12-13-1994 by Res. No. 595-1994]	Environmental problems, concerns and related programs, such as, but not limited to, land use and open space studies; Environmental Management Council (EMC); Department of Environmental Services; drainage and sanitation; solid waste disposal; recycling; landfill; hazardous materials; pure waters; health and environmental impact studies and public works projects and related programs; Greater Rochester International Airport; engineering; Water Authority; buildings and grounds

January 13, 2009

Human Services	Social services and related programs and agencies; Office for the Aging, and related programs, agencies; Health Department and related programs, agencies; Mental Health Department and related programs, agencies; Monroe Community Hospital; Medical Examiner; Veterans' Services Agency; Rochester/Monroe County Youth Bureau; Human Relations Commission
Intergovernmental Relations [Amended 3-22-1994 by Res. No. 5-1993]	Issues related to the intergovernmental relationships among county, city, towns, villages, states, federal governments
Planning and Economic Development	Planning Department and related programs, agencies; community development; economic development, Industrial Development Agency; cultural district; tourism; job training programs; agricultural districts; lakeshore and bay development; Comprehensive Development Plan
Public Safety	Public safety and related programs, agencies; Sheriff's Department, DWI, probation, District Attorney, Public Defender; Fire Bureau, mutual aid, arson control; traffic safety; emergency preparedness; public safety communications, 911; Public Safety Laboratory; jails, contracts; weights and measures

Recreation and Education	Recreation and related programs and agencies; parks, conservation; education and related programs and agencies; Monroe Community College; Monroe County Library System; special events, the arts, zoo
Transportation	Transportation issues and related agencies; roads; traffic signals, streetlighting; bridges, RGRTA
Ways and Means	Financial, budgetary matters, capital improvement program, county budget; OTB, County Clerk; Meet annually, by September 1st of each year, with the County's Independent Auditors to review their report and responsibilities in performing the audit and the Department of Finance to review the County's financial statements for the prior year.

Section 2. This local law shall take effect in accordance with the provisions of the Municipal Home Rule Law and the Monroe County Charter.

File No. 08-0362.LL
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 2, 2009.
Effective Date: February 2, 2009.

By Legislators Adair and Andrews

Intro. No. 7
MOTION NO. 7 OF 2009

PROVIDING THAT LOCAL LAW (INTRO. NO. 404 OF 2008), ENTITLED "AMENDING THE MONROE COUNTY CHARTER REGARDING THE POWERS AND DUTIES OF THE DIRECTOR OF THE OFFICE OF MANAGEMENT AND BUDGET," BE LIFTED FROM THE TABLE

January 13, 2009

BE IT MOVED, that Local Law (Intro. No. 404 of 2008), entitled "AMENDING THE MONROE COUNTY CHARTER REGARDING THE POWERS AND DUTIES OF THE DIRECTOR OF THE OFFICE OF MANAGEMENT AND BUDGET," be lifted from the table.

File No. 08-0363.LL
Adopted: Ayes 28, Noes 0

By Legislators Adair and Andrews

Intro. No. 8
MOTION NO. 8 OF 2009

PROVIDING THAT LOCAL LAW (INTRO. NO. 404 OF 2008), ENTITLED "AMENDING THE MONROE COUNTY CHARTER REGARDING THE POWERS AND DUTIES OF THE DIRECTOR OF THE OFFICE OF MANAGEMENT AND BUDGET," BE ADOPTED

BE IT MOVED, that Local Law (Intro. No. 404 of 2008), entitled "AMENDING THE MONROE COUNTY CHARTER REGARDING THE POWERS AND DUTIES OF THE DIRECTOR OF THE OFFICE OF MANAGEMENT AND BUDGET," be adopted.

File No. 08-0363.LL
Adopted: Ayes 28, Noes 0

By Legislators Adair and Andrews

ADOPTION OF
Intro No. 404
LOCAL LAW NO. 4 OF 2009

A LOCAL LAW ENTITLED "AMENDING THE MONROE COUNTY CHARTER REGARDING THE POWERS AND DUTIES OF THE DIRECTOR OF THE OFFICE OF MANAGEMENT AND BUDGET"

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

Section 1. Monroe County Charter § C6-5(D)(2)(e), is hereby amended to read as follows:

(e) In accordance with § C4-8B of this Charter, to submit each quarter to the County Executive for filing with the County Legislature an updated forecast of revenues and expenditures for the remainder of the year focusing on key indicators. Forecast revenues in the report must include sales tax revenue. The report shall reflect alterations in or reappraisals of revenue and expenditure estimates and an explanation of significant variances. Significant variances shall mean all variances that deviate from the current approved budget by the greater of five percent (5%) or two hundred and fifty thousand dollars ($250,000) greater than the total department budget. The reporting of significant variances will be grouped by elected official with oversight of the department(s) effected in key indicators.

Section 2. This local law shall take effect in accordance with the provisions of the Municipal Home Rule Law and the Monroe County Charter.

Added Language is underlined
Deleted Language is ~~stricken~~
File No. 08-0363.LL
Adopted: Ayes 28, Noes 0
Approved by County Executive Maggie Brooks, February 2, 2009
Effective Date: February 2, 2009

MOTIONS, RESOLUTIONS AND NOTICES

By Legislators Quatro and Bronson

Intro. No. 9
MOTION NO. 9 OF 2009

MOTION TO MOVE REMAINING AGENDA ITEMS AS A WHOLE

Be It Moved, that agenda items 9 – 24 for the January 13, 2009 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

January 13, 2009

By Legislators Tucciarello and Hanna

Intro. No. 10
MOTION NO. 10 OF 2009

PROVIDING THAT RESOLUTION (INTRO. NO. 327 OF 2008), ENTITLED "EIGHT-YEAR REVIEW OF MONROE COUNTY NORTHWESTERN AGRICULTURAL DISTRICT NO. 5," BE LIFTED FROM THE TABLE

BE IT MOVED, that Resolution (Intro. No. 327 of 2008), entitled "**EIGHT-YEAR REVIEW OF MONROE COUNTY NORTHWESTERN AGRICULTURAL DISTRICT NO. 5**," be lifted from the table.

File No. 08-0311
Adopted: Ayes 28, Noes 0

By Legislators Tucciarello and Hanna

Intro. No. 11
MOTION NO. 11 OF 2009

PROVIDING THAT RESOLUTION (INTRO. NO. 327 OF 2008), ENTITLED "EIGHT-YEAR REVIEW OF MONROE COUNTY NORTHWESTERN AGRICULTURAL DISTRICT NO. 5," BE ADOPTED

BE IT MOVED, that Resolution (Intro. No. 327 of 2008), entitled "**EIGHT-YEAR REVIEW OF MONROE COUNTY NORTHWESTERN AGRICULTURAL DISTRICT NO. 5**," be adopted.

File No. 08-0311
Adopted: Ayes 28, Noes 0

January 13, 2009

By Legislators Tucciarello and Hanna

Intro. No. 327
RESOLUTION NO. 1 OF 2009

EIGHT-YEAR REVIEW OF MONROE COUNTY NORTHWESTERN AGRICULTURAL DISTRICT #5

WHEREAS, the Monroe County Agricultural and Farmland Protection Board has submitted a report on the Eight-Year Review of the Monroe County Northwestern Agricultural District #5; and

WHEREAS, this report recommends continuation of the present District, which is located in the Towns of Clarkson, Greece, Hamlin, Ogden, Parma, and Sweden and modification of the District by adding seven parcels totaling 286 acres and removing two parcels containing 22 acres, resulting in an addition of 264 acres to the Northwest Agricultural District #5.

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 Northwestern Agricultural District #5, with the following modifications:

a. Add eight parcels (approximately 286 acres) to the Northwestern Agricultural District #5:

tax account number 011.02-1-19.121, 386 Morton Road, Town of Hamlin, consisting of approximately 59.4 acres;

tax account number 015.02-2-2, 422 Huffer Road, Town of Parma, consisting of approximately 68 acres;

tax account number 016.02-2-3, 158 Lighthouse Road, Town of Parma, consisting of approximately 24.2 acres;

tax account number 016.03-2-26.2, 400 North Avenue, Town of Parma, consisting of approximately eight acres;

tax account number 031.01-1-16.111, 684 Burritt Road, Town of Parma, consisting of approximately 15.7 acres;

tax account number 032.04-1-8.101, 250 Burritt Road, Town of Parma, consisting of approximately 63.2 acres; and

tax account number 070.04-1-1, 1250 Ogden Parma Town Line Road, Town of Parma, consisting of approximately 47.1 acres.

b. Remove two parcels (approximately 22 acres) from the Northwestern Agricultural District #5:

tax account number 068.02-1-23.2 on West Avenue east of Redman Road, Town of Clarkson, consisting of approximately 21.4 acres; and

tax account number 044.03-1-37, 1160 Manitou Road, Town of Greece, consisting of approximately one acre.

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

Planning and Economic Development Committee; October 27, 2008 - CV: 5-0 *(As Amended)
File No. 08-0311
Adopted: Ayes 28, Noes 0
Approved by County Executive Maggie Brooks, January 20, 2009
Effective Date: January 20, 2009

By Legislators Barker and LaFountain

Intro. No. 12
RESOLUTION NO. 2 OF 2009

ACCEPTING GRANT FROM TRANSPORTATION SECURITY ADMINISTRATION FOR NATIONAL EXPLOSIVES DETECTION CANINE TEAM 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 $752,500 grant from, and to execute a contract and any amendments thereto with, the Transportation Security Administration, for a National Explosives Detection Canine Team Program, for the period of October 1, 2008 through September 30, 2013.

Section 2. The 2009 operating grant budget of the Office of the Sheriff is hereby amended by appropriating the sum of $150,500 into fund 9300, funds center 3803140000, Police Bureau Airport Security.

Section 3. Three (3) Deputy Sheriff Road Patrol K-9 positions, Group 70, are hereby created in the Office of the Sheriff, fund 9001, funds center 3803140000, Police Bureau Airport Security.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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; December 15, 2008 - CV: 8-0
Ways and Means Committee; January 8, 2009 - CV: 10-0
File No. 08-0366
Adopted: Ayes 28, Noes 0
Approved by County Executive Maggie Brooks, January 20, 2009
Effective Date: January 20, 2009

January 13, 2009

By Legislators Barker and LaFountain

Intro. No. 13
RESOLUTION NO. 3 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR DISTRICT ATTORNEY RETENTION 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 $100,188 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for the District Attorney Retention Program, for the period of January 1, 2009 through March 31, 2010.

Section 2. The 2009 operating grant budget of the Office of the District Attorney is hereby amended by appropriating the sum of $100,188 into fund 9300, funds center 2501010000, District Attorney Administration.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor's requirements, and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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; December 15, 2008 - CV: 8-0
Ways and Means Committee; January 8, 2009 - CV: 10-0
File No. 08-0367
Adopted: Ayes 28, Noes 0
Approved by County Executive Maggie Brooks, January 20, 2009
Effective Date: January 20, 2009

By Legislators Barker and LaFountain

Intro. No. 14
RESOLUTION NO. 4 OF 2009

AMENDING RESOLUTION 288 OF 2005 TO EXTEND TIME PERIOD OF 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. Section 1 of Resolution 288 of 2005 is hereby amended to read as follows:

> 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 December 31, 2009. ~~September 30, 2008.~~

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

January 13, 2009

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

Public Safety Committee; December 15, 2008 - CV: 8-0
Ways and Means Committee; January 8, 2009 - CV: 10-0
File No. 08-0368
Adopted: Ayes 28, Noes 0
Approved by County Executive Maggie Brooks, January 20, 2009
Effective Date: January 20, 2009

By Legislators Barker, Daniele and LaFountain

Intro. No. 15
RESOLUTION NO. 5 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF HOMELAND SECURITY FOR FY08 INTEROPERABLE EMERGENCY COMMUNICATIONS GRANT PROGRAM (IECGP); AUTHORIZING INTERMUNICIPAL AGREEMENTS WITH FIRST RESPONDER AGENCIES WITHIN MONROE, GENESEE, LIVINGSTON, ONTARIO, ORLEANS AND WAYNE COUNTIES, NEW YORK STATE EMERGENCY MANAGEMENT OFFICE AND NEW YORK STATE POLICE FOR INTEROPERABLE EMERGENCY COMMUNICATIONS 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 $1,169,500 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Homeland Security, for the Interoperable Emergency Communications Grant Program, for various interoperable communications projects, for the period of September 1, 2008 through August 31, 2010.

Section 2. The 2009 operating grant budget of the Department of Public Safety is hereby amended by appropriating the sum of $1,169,500 into fund 9300, funds center 2406010000, Public Safety Communications Administration.

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, or her designee, is hereby authorized to execute intermunicipal agreements, and any amendments thereto, with any participating responder agency within Monroe County, Genesee County, Livingston County, Ontario County, Orleans County, Wayne County, New York State Emergency Management Office and the New York State Police for the installation of interoperable equipment and interoperable communications operations in the respective county and state offices in accordance with the purpose of the grant, for the period of September 30, 2008 through August 31, 2010.

Section 5. The County Executive, or her designee, is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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; December 15, 2008 - CV: 8-0
Intergovernmental Relations Committee; January 6, 2009 - CV: 4-0
Ways and Means Committee; January 8, 2009 - CV: 10-0
File No. 08-0369
Adopted: Ayes 28, Noes 0
Approved by County Executive Maggie Brooks, January 20, 2009
Effective Date: January 20, 2009

January 13, 2009

By Legislators Barker and LaFountain

Intro. No. 16
RESOLUTION NO. 6 OF 2009

ACCEPTING GRANT FROM UNITED STATES DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS, FOR FY 2008 FORENSIC CASEWORK DNA 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 $298,462 grant from, and to execute a contract and any amendments thereto with, the United States Department of Justice, Office of Justice Programs for the FY 2008 Forensic Casework DNA Backlog Reduction Program, for the period of October 1, 2008 through March 31, 2010.

Section 2. The 2009 operating grant budget of the Monroe County Department of Public Safety is hereby amended by appropriating the sum of $298,462 into fund 9300, funds center 2408040100, Monroe County Public Safety Laboratory.

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 Department of Justice, Office of Justice Programs.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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; December 15, 2008 - CV: 8-0
Ways and Means Committee; January 8, 2009 - CV: 10-0
File No. 08-0370
Adopted: Ayes 28, Noes 0
Approved by County Executive Maggie Brooks, January 20, 2009
Effective Date: January 20, 2009

By Legislators Barker, Hanna and LaFountain

Intro. No. 17
RESOLUTION NO. 7 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES FOR ALTERNATIVES TO DETENTION AND PREVENTION OF DETENTION AND RESIDENTIAL PLACEMENT FOR YOUTH AT RISK OF ENTERING JUVENILE JUSTICE SYSTEM OR BECOMING PERSON IN NEED OF SUPERVISION (PINS)

BE 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 $376,637 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Children and Family Services for Alternatives to Detention and Prevention of Detention and Residential Placement for Youth At-Risk of Entering the Juvenile Justice System or becoming a PINS, for the period of July 1, 2008 through June 30, 2009.

Section 2. The 2008 operating grant budget of the Department of Human Services is hereby amended by appropriating the sum of $280,917 into fund 9300, funds center 5118010000.

Section 3. The 2008 operating grant budget of the Department of Public Safety, Office of Probation and Community Corrections, is hereby amended by appropriating the sum of $95,720 into fund 9300, funds center 2403020100, Family Services Division.

Section 4. The County Executive is hereby authorized to re-appropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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

Public Safety Committee; December 15, 2008 - CV: 8-0
Human Services Committee; January 6, 2009 - CV: 6-0
Ways and Means Committee; January 8, 2009 - CV: 10-0
File No. 08-0371
Adopted: Ayes 28, Noes 0
Approved by County Executive Maggie Brooks, January 20, 2009
Effective Date: January 20, 2009

By Legislator Valerio and LaFountain

Intro. No. 18
RESOLUTION NO. 8 OF 2009

RESOLUTION APPLYING FOR AND AUTHORIZING FILING OF APPLICATION FOR FUNDS FROM NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION FOR INVASIVE PLANT SPECIES ERADICATION GRANT

NOW, THEREFORE, BE IT RESOLVED BY the Legislature of the County of Monroe:

Section 1. The County Executive, or her designee, is hereby authorized to submit an application for funds, in an amount not to exceed $100,000, from the New York State Department of Environmental Conservation for eradication of invasive plant species in Highland and Power Mills Parks, for the period of January 1, 2009 through December 30, 2009.

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

Recreation and Education Committee; January 6, 2009 - CV: 5-0
Ways and Means Committee; January 8, 2009 - CV: 10-0
File No. 08-0372
Adopted: Ayes 28, Noes 0
Approved by County Executive Maggie Brooks, January 20, 2009
Effective Date: January 20, 2009

By Legislators Valerio and LaFountain

Intro. No. 19
RESOLUTION NO. 9 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION FOR MOVIES IN THE PARKS PROGRAM

WHEREAS, this organization has received a special grant in the 2008-09 New York State Budget; and

WHEREAS, there are specific requirements and regulations governing the expenditure of these funds;

NOW, THEREFORE, this body resolves the following:

Section 1. The County Executive, or her designee, is hereby authorized to accept a $6,000 grant from and to execute a contract and any amendments thereto with, the New York State Office of Parks, Recreation and Historic Preservation, for the Movies in the Parks Program for the period of April 1, 2008 through June 30, 2009.

Section 2. The sum of $6,000, is hereby appropriated into fund 9627, funds center 8801020000, Movies in the Park Trust Fund.

Section 3. Administration of all funds under this grant will be in accordance with all terms and conditions contained in "*GUIDELINES to prepare Grant Agreements for Non-Construction projects $50,000 and under – Fiscal Year 2008 – 2009,*" provided by the New York State Office of Parks, Recreation and Historic Preservation.

Section 4. That Maggie Brooks, as County Executive of our organization, is hereby authorized to sign legal documents on behalf of our organization and that such signature is acknowledged of the acceptance by this body of compliance with all terms and conditions of the grant agreement, to be executed for the grant.

Section 5. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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.

Recreation and Education Committee; January 6, 2009 – CV: 5-0
Ways and Means Committee; January 8, 2009 – CV: 10-0
File No. 08-0373
Adopted: Ayes 28, Noes 0
Approved by County Executive Maggie Brooks, January 20, 2009
Effective Date: January 20, 2009

By Legislators Daniele, Hanna and LaFountain

Intro. No. 20
RESOLUTION NO. 10 OF 2009

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH GENESEE 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 Genesee County, for the provision of medicolegal death investigative services and forensic pathology services by the Monroe County Medical Examiner's Office, for the period of January 1, 2009 through December 31, 2010.

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

Intergovernmental Relations Committee; January 6, 2009 - CV: 4-0
Human Services Committee; January 6, 2009 - CV: 6-0
Ways and Means Committee; January 8, 2009 - CV: 10-0
File No. 08-0374
Adopted: Ayes 28, Noes 0
Approved by County Executive Maggie Brooks, January 20, 2009
Effective Date: January 20, 2009

By Legislators Hanna and LaFountain

Intro. No. 21
RESOLUTION NO. 11 OF 2009

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 an $89,307 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, 2008 through September 30, 2009.

Section 2. The 2008 operating grant budget of the Department of Public Health is hereby amended by appropriating the sum of $70,800 into fund 9300, funds center 5806010000, Healthy Neighborhoods Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments, and intermunicipal agreements, 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 during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 6, 2009 - CV: 6-0
Ways and Means Committee; January 8, 2009 - CV: 10-0
File No. 08-0375
Adopted: Ayes 28, Noes 0
Approved by County Executive Maggie Brooks, January 20, 2009
Effective Date: January 20, 2009

By Legislators Cassetti and LaFountain

Intro. No. 22
RESOLUTION NO. 12 OF 2009

AUTHORIZING CONTRACT WITH AJAY GLASS & MIRROR COMPANY, INC. FOR CONSTRUCTION OF MONROE COMMUNITY COLLEGE 2009 WINDOW REPLACEMENT AND CONCRETE REPAIR 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 Ajay Glass & Mirror Company, Inc., for general construction, in the amount of $845,000, for the Monroe Community College 2009 Window Replacement and Concrete Repair Project, along with any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. Funding for this contract is included in capital funds 8992, 1138 and 1139 and any capital fund(s) created for the same intended purpose.

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

Environment and Public Works Committee; December 17, 2008 – CV: 6-0
Ways and Means Committee; January 8, 2009 – CV: 10-0
File No. 08-0376
Adopted: Ayes 28, Noes 0
Approved by County Executive Maggie Brooks, January 20, 2009
Effective Date: January 20, 2009

By Legislators Cassetti and LaFountain

Intro. No. 23
RESOLUTION NO. 13 OF 2009

AUTHORIZING CONTRACTS WITH VILLAGER CONSTRUCTION, INC., BLACKMON-FARRELL ELECTRIC, INC., AND LECLAIRE-FLEMING MECHANICAL CONTRACTORS, INC. FOR CONSTRUCTION SERVICES FOR ROCHESTER PURE WATERS DISTRICT'S CLINTON & KEELER 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 Villager Construction, Inc., in the amount of $1,036,358, for general construction for the Rochester Pure Waters District's Clinton & Keeler Pump Station Improvements Project, and any amendments necessary to complete the project within the total capital fund(s) 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 $253,900, for electrical construction, for the Rochester Pure Waters District's Clinton & Keeler Pump Station Improvements Project, and any amendments necessary to complete the project within the total capital fund(s) 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 $47,736, for HVAC construction, for the Rochester Pure Waters District's Clinton & Keeler Pump Station Improvements Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 4. The County Executive, or her designee, is hereby authorized to execute a contract with LeClaire-Fleming Mechanical Contractors, Inc., in the amount of $18,401, for plumbing construction, for the Rochester Pure Waters District's Clinton & Keeler Pump Station Improvements Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 5. Funding for this project is included in capital fund 1374 and any capital fund(s) created for the same intended purpose.

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

Environment and Public Works Committee; December 17, 2008 - CV: 6-0
Ways and Means Committee; January 8, 2009 - CV: 10-0
File No. 08-0377
Adopted: Ayes 28, Noes 0
Approved by County Executive Maggie Brooks, January 20, 2009
Effective Date: January 20, 2009

By Legislators Colby, Daniele, and LaFountain

Intro. No. 24
RESOLUTION NO. 14 OF 2009

AUTHORIZING ADVERTISEMENT FOR BIDS; CONCUR WITH CITY IN AWARDING CONTRACT AND ENTER INTO INTERMUNICIPAL AGREEMENT RELATING TO IMPROVEMENTS TO BROOKS AVENUE-GENESEE PARK BOULEVARD TO WEST CITY LINE IN CITY OF ROCHESTER

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 construction bids for improvements to Brooks Avenue – Genesee Park Boulevard to West City Line, in the City of Rochester.

Section 2. The County Executive, or her designee is hereby authorized to concur with the City of Rochester in the award of a contract for construction related to improvements to Brooks Avenue – Genesee Park Boulevard to West City Line, in the City of Rochester to the lowest responsible bidder, subject to the approval of the Monroe County Department of Transportation.

Section 3. 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 County's share towards the Brooks Avenue Genesee Park Boulevard to West City Line, in the City of Rochester project.

Section 4. Funding for these services is included in capital fund 1449 and any capital fund(s) created for the same intended purpose.

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

Transportation Committee; December 17, 2008 - CV: 9-0
Intergovernmental Relations Committee; January 6, 2009 – CV: 4-0
Ways and Means Committee; January 8, 2009 - CV: 10-0
File No. 08-0379
Adopted: Ayes 28, Noes 0
Approved by County Executive Maggie Brooks, January 20, 2009
Effective Date: January 20, 2009

By Legislators Valerio and LaFountain

Intro. No. 25
RESOLUTION NO. 15 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION FOR SNOWMOBILE TRAIL AND MAINTENANCE PROGRAM; AUTHORIZING CONTRACTS WITH HILTON SNO-FLYERS AND WEBSTER RIDGE RUNNERS FOR DEVELOPMENT AND MAINTENANCE OF TRAILS

January 13, 2009

BE 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 $43,000 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Parks, Recreation and Historic Preservation for the Snowmobile Trail and Maintenance Program, for the period of December 1, 2008 through November 30, 2009.

Section 2. The 2009 operating grant budget of the Parks Department is hereby amended by appropriating the sum of $43,000 into fund 9300, funds center 8807010000, Snowmobile Trail Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with the Hilton Sno-Flyers, for development and maintenance of 92 miles of trails, in the amount of $38,875, for the period of December 1, 2008 through November 30, 2009.

Section 4. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with the Webster Ridge Runners, for development and maintenance of 11 miles of trails, in the amount of $4,125, for the period of December 1, 2008 through November 30, 2009.

Section 5. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make necessary funding modifications within grant guidelines to meet contractual commitments.

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, where 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.

Recreation and Education Committee; January 6, 2009 - CV: 5-0
Ways and Means Committee; January 8, 2009 - CV: 10-0
File No. 08-0391
Adopted: Ayes 28, Noes 0
Approved by County Executive Maggie Brooks, January 20, 2009
Effective Date: January 20, 2009

By Legislators Yolevich and Dobson

Intro. No. 26

REAPPOINTMENTS TO INTERNAL AUDIT COMMITTEE

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

Section 1. In accordance with Monroe County Code §C6-5, the reappointments made by Wayne E. Zyra, President of the Monroe County Legislature, of Hon. Douglas Dobson, 1630 Edgemere Drive, Rochester, New York 14612, and Hon. Paul E. Haney, 424 Broadway, Suite B, Rochester, New York 14607 to the Internal Audit Committee as legislative representatives, for a two-year term expiring two years from the date of this resolution, are hereby confirmed.

Section 2. This resolution shall take effect immediately.

Matter of Urgency
File No. 08-0392

By Legislators Haney and O'Brien

Intro. No. 27
MOTION NO. 12 OF 2009

PROVIDING THAT INTRO. NO. 26 OF 2009 BE AMENDED

January 13, 2009

Be It Moved, that Intro. No. 26 of 2009, be amended as follows:
Strike the word "Internal" from File No. 08-0392

File No. 08-0392
Adopted: Ayes 28, Noes 0.

By Legislators Yolevich and Dobson

Intro. No. 26
RESOLUTION NO. 16 OF 2009
(As Amended by Motion 12)

REAPPOINTMENTS TO AUDIT COMMITTEE

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

Section 1. In accordance with Monroe County Code §C6-5, the reappointments made by Wayne E. Zyra, President of the Monroe County Legislature, of Hon. Douglas Dobson, 1630 Edgemere Drive, Rochester, New York 14612, and Hon. Paul E. Haney, 424 Broadway, Suite B, Rochester, New York 14607 to the Audit Committee as legislative representatives, for a two-year term expiring two years from the date of this resolution, are hereby confirmed.

Section 2. This resolution shall take effect immediately.

Matter of Urgency
File No. 08-0392
Adopted: Ayes 28, Noes 0

By Legislators Yolevich and Dobson

Intro. No. 28
RESOLUTION NO. 17 OF 2009

CONFIRMING APPOINTMENTS TO 911 OPERATING PRACTICES BOARD

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

January 13, 2009

Section 1. In accordance with Resolution 361 of 1981, as amended by Resolution 23 of 1995, the following appointments made by Wayne E. Zyra, President of the Legislature, to the 911 Operating Practices Board, for terms expiring December 31, 2011, are hereby confirmed:

Representing the Monroe County Sheriff's Office
Hon. Patrick M. O'Flynn, Sheriff
Monroe County Sheriff's Office
130 South Plymouth Avenue
Rochester, New York 14614

Representing the Monroe County Law Enforcement Council
Chief David R. DiCaro
Gates Police Department
1605 Buffalo Road
Rochester, New York 14624

Representing the Rochester Police Department
Deputy Chief George Markert
Rochester Police Department
185 Exchange Boulevard
Rochester, New York 14614

Representing the Rochester Fire Department
Battalion Chief Stephen McClary
Rochester Fire Department
185 Exchange Boulevard
Rochester, New York 14614

Representing the Monroe County Fire District Officers Association
Mr. Lawrence Pierce, President
45 Charlemagne Drive
Mendon, New York 14506

Representing the Volunteer Ambulance Association
Ms. Deborah A. Wellington
Greece Volunteer Ambulance
336 Frisbee Hill Road
Hilton, New York 14468

January 13, 2009

Representing City Contracted Ambulance
Mr. David P. Bonacchi, Area Manager
Rural Metro Corporation
177 University Avenue
Rochester, New York 14605

Representing the Monroe County Supervisors Association
Hon. Michael B. Yudelson, Supervisor
Town of Henrietta
475 Calkins Road
Henrietta, New York 14467

Representing the Association of Monroe County Villages
Hon. Richard B. Milne, Mayor
Village of Honeoye Falls
37 Norton Street
Honeoye Falls, New York 14472

Representing the Rochester City Council
Hon. Adam C. McFadden, Councilman – South District
178 Farragut Street
Rochester, New York 14611

Representing the Monroe County Legislature
Hon. Stephen Tucciarello, Legislator – District 4
18 Horatio Lane
Rochester, New York 14624

Hon. C. Stephen Eckel, Legislator – District 26
270 Seneca Parkway
Rochester, New York 14613

Citizen Representative
Mr. Arnold J. Eckert
2405 Oakview Drive
Rochester, New York 14617

Representing the County of Monroe Administration
Mr. Stephen C. Bowman, Director
Department of Public Safety
50 West Main Street
Rochester, New York 14614

Representing the City of Rochester Administration
Ms. Suzanne Warren
City Hall
30 Church Street
Rochester, New York 14614

Hospital Representative
Jeremy Cushman, M.D.
Department of Emergency Medicine
Strong Memorial Hospital
601 Elmwood Avenue, Box 655
Rochester, New York 14642

Section 2. This resolution shall take effect immediately.

Matter of Urgency
File No. 08-0393
Adopted: Ayes 28, Noes 0

By Legislators Driscoll and Quatro

Intro. No. 30
MOTION NO. 13 OF 2009

PROVIDING THAT INTRO. NO. 29 OF 2009 BE AMENDED

Be It Moved, that Intro. No. 29 of 2009, be amended as follows:

Section 2. Funding for this contract is included in ~~capital fund 1314 – COB Reconstruction~~fund 9001, funds center 1209020000, Finance, Unallocated.

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

File No. 09-0001
Adopted: Ayes 28, Noes 0.

January 13, 2009

By Legislators O'Brien and Bronson

Intro. No. 31
MOTION NO. 14 OF 2009

PROVIDING THAT INTRO. NO. 29 OF 2009 BE COMMITTED

Be It Moved, that Intro. No. 29 of 2009 be, and hereby is, committed to Committee.

File No. 09-0001
Failed: Ayes 13, Noes 15
(Legislators Andrews, Beebe, Bronson, Cruz, Eckel, Esposito, Gamble, Gumina, Haney, Kaleh, Lee, Lightfoot and O'Brien voted in the positive.)

By Legislators Quatro and Yolevich

Intro. No. 29
RESOLUTION NO. 18 OF 2009
(As Amended by Motion 13)

AUTHORIZING PROJECT TO PURCHASE AND INSTALL MEDIA SYSTEM CAPABLE OF RECORDING AND ARCHIVING VIDEO AND AUDIO FOR MONROE COUNTY LEGISLATURE MEETINGS

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

Section 1. The President of the Legislature, or his designee, is hereby authorized to take all necessary steps to purchase a media system capable of recording and archiving video and audio for Monroe County Legislature meetings at a cost not to exceed $60,000.

Section 2. Funding for this contract is included in fund 9001, funds center 1209020000, Finance, Unallocated.

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

Matter of Urgency
File No. 09-0001
Adopted: Ayes 28, Noes 0

By Legislators Barker and LaFountain

Intro. No. 32
RESOLUTION NO. 19 OF 2009

AUTHORIZING AGREEMENT AMONG MONROE COUNTY EXECUTIVE, MONROE COUNTY SHERIFF AND MONROE COUNTY SHERIFF POLICE BENEVOLENT ASSOCIATION; AUTHORIZING COMPENSATION PROGRAM FOR MANAGEMENT & PROFESSIONAL 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 an agreement among the Monroe County Executive, the Monroe County Sheriff, and the Monroe County Sheriff Police Benevolent Association, for the period of January 1, 2009 through December 31, 2012, in accordance with the following terms:

(a) A wage increase of 2.5% for each year covered by the agreement.

(b) Employee contribution toward health care premiums will increase in each year of the agreement.

(c) The County contribution into the Health Reimbursement Account (HRA) will be discontinued effective January 1, 2011.

(d) New, more efficient health care insurance plans will be made available to deputies on a buy-up basis.

(e) Operational efficiencies were also achieved, such as increased flexibility for the Sheriff in the reassignment of deputies and the more efficient use of patrol vehicles.

Section 2. The County Executive, or her designee, is hereby authorized to execute the Compensation Program for Management/Professional Employees, as follows:

(a) A wage increase of 2.5% for each year covered by the agreement.

(b) Effective March 1, 2009, current higher cost health insurance plans will be discontinued and employees will be offered a choice of two plans, Health Blue PPO or Health Blue HAS, thus reducing costs for the County. Premium contributions for employees will be increases as follows:

Healthy Blue PPO
Hired before 1/1/06.....10% employee contribution
Hired on/after 1/1/06.....20% employee contribution

Healthy Blue HSA
Hired before 1/1/06.....5% employee contribution
Hired on/after 1/1/06.....20% employee contribution

County annual contribution to the HSA is $900 for a Single plan or $2,500 for a Family plan

(c) If employees become covered by health insurance from another employer, they may become eligible for an annual $2,000 health insurance buy-out payment.

(d) The current vacation buy-back program will be amended to reduce payment to employees to 75 cents on the dollar of vacation time

The estimated annual costs are

2009	$881,111
2010	$848,036
2011	$808,254
2012	$776,481

Section 3. The 2009 Budget Salary Schedule is hereby amended to reflect the agreement with the Monroe County Sheriff Police Benevolent Association 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. 09-0002
Adopted: Ayes 28, Noes 0
Approved by County Executive Maggie Brooks, January 20, 2009
Effective Date: January 20, 2009

UNFINISHED BUSINESS

Legislator Andrews asked Chief Financial Officer Scott Adair several questions pertaining to the Pilot Program payments.

Legislator Haney asked Chief Financial Officer Scott Adair several questions regarding the sale of tax liens in 2008.

Legislators LaFountain and Lightfoot commended Public Safety Director Stephen P. Bowman and Richard Verdow on the tour of the Mobile Communications vehicle.

Upon Motion by Legislator E. Daniel Quatro, the Legislature adjourned at 7:25 P.M. until Tuesday, February 3, 2009 at 6:00 p.m.

LISA POLITO NICOLAY
Clerk of the Legislature

SECOND DAY

TUESDAY, FEBRUARY 3, 2009

Legislature met pursuant to adjournment.

President Wayne E. Zyra in the Chair.

ROLL CALL

Present — Legislators Adair, Andrews, Barker, Beebe, Bronson, Cassetti, Colby, Cruz, Daniele, Dobson, Driscoll, Eckel, Esposito, Gumina, Haney, Hanna, Heider, Kaleh, LaFountain, Lee, Lightfoot, McCann, O'Brien, Quatro, Tucciarello, Valerio, Yolevich, Zyra — (28)

Absent — Legislator Gamble — (1)

Meeting formally opened. At the invitation of Legislator Edward M. O'Brien, Father Tim Horan of St. Margaret Mary's Church of Rochester, delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Willie J. Lightfoot.

APPROVAL OF MINUTES

Without objection, the journal of the session of Day 1 of 2009, January 13, 2009 was approved as submitted.

PETITIONS AND COMMUNICATIONS

From the President of the Legislature — WAYNE E. ZYRA

Regarding Chaplain for the February 3, 2009 Meeting, Father Tim Horan, at the Invitation of Legislator Ted O'Brien.

Read and Filed. (RF09-19)

Regarding Appointment to the Cultural Center Commission to Be A Matter Of Urgency.

Read and Adopted February 3, 2009 under Section 545-24 (A)(3). (File No. 09-75)

COUNTY LEGISLATORS

E. Daniel Quatro – Regarding Authorizing the Renewal and Execution of a Contract with Gary M. Spinelli to Act as Computer Consultant for the Republican Office of the Monroe County Legislature for 2009.

Read and Referred to the Ways and Means Committee. (File No. 09-46)

Jeffery L. McCann, Stephen Tucciarello, Edward M. O'Brien, Vincent Esposito - Memorializing Governor David A. Paterson and the New York State Legislature to Update Reimbursement Rates for BOCES Preschool Programs.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-47)

Mary A. Valerio, E. Daniel Quatro, Wayne E. Zyra, Richard Yolevich, Stephen Tucciarello, Mark J. Cassetti, Douglas B. Dobson, R. Anthony LaFountain, Anthony J. Daniele, Michael G. Barker, Jeffrey R. Adair, John G. Driscoll, Ciaran T. Hanna, Jeffery L. McCann, Robert J. Colby - Memorializing the New York State Legislature to Oppose Governor Paterson's "Obesity Tax"

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-48)

February 3, 2009

Robert J. Colby, E. Daniel Quatro, Wayne E. Zyra, Richard Yolevich, Mary A. Valerio, Stephen Tucciarello, Mark J. Cassetti, Douglas B. Dobson, R. Anthony LaFountain, Anthony J. Daniele, Michael G. Barker, Jeffery R. Adair, John G. Driscoll, Ciaran T. Hanna, Jeffery L. McCann - Memorializing the New York State Legislature to Oppose Governor Paterson's Proposal to Establish a Fee on the Purchase of Seed by Farmers.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-49)

Ciaran T. Hanna, E. Daniel Quatro, Wayne E. Zyra, Richard Yolevich, Mary A. Valerio, Stephen Tucciarello, Mark J. Cassetti, Douglas B. Dobson, R. Anthony LaFountain, Anthony J. Daniele, Michael G. Barker, Jeffery L. Adair, John G. Driscoll, Jeefery L. McCann, Robert J. Colby - Memorializing the New York State Legislature to House New York State Parole Violators in the New York State Department of Corrections.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-50)

Vincent Esposito, Harry B. Bronson, Wayne E. Zyra, E. Daniel Quatro, Calvin Lee, Jr., Jeffrey R. Adair, John G. Driscoll, Carrie M. Andrews, Jeffery L. McCann, Richard Yolevich, Mary A. Valerio, Stephen Tucciarello, Mark J. Cassetti, Richard A. Beebe, Douglas B. Dobson, Carmen F. Gumina, R. Anthony LaFountain, Anthony J. Daniele, Michael G. Barker, Travis R. Heider, Edward M. O'Brien, Ciaran T. Hanna, Robert J. Colby, Glenn J. Gamble, Paul E. Haney, C. Stephen Eckel, Willie J. Lightfoot, Cynthia W. Kaleh, José A. Cruz - Memorializing in Support of the Upstate New York Congressional Caucus.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-51)

Harry B. Bronson, Carrie M. Andrews, Calvin Lee, Jr., Richard A. Beebe, Carmen F. Gumina, Travis R. Heider, Vincent Esposito, Edward M. O'Brien, Glenn J. Gamble, Paul E. Haney, C. Stephen Eckel, Willie J. Lightfoot, Cynthia W. Kaleh, José A. Cruz - Memorializing the United States Senate to Pass and the President Barack Obama to Sign Legislation H.R. 2 Reauthorizing SCHIP.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-52)

Carrie M. Andrews, Harry B. Bronson, Calvin Lee, Jr., Richard A. Beebe, Carmen F. Gumina, Travis R. Heider, Vincent Esposito, Edward M. O'Brien, Glenn J. Gamble, Paul E. Haney, C. Stephen Eckel, Willie J. Lightfoot, Cynthia W. Kaleh, José A. Cruz - Memorializing the U.S. Congress to pass and President Barack Obama to Sign into Law Bills H.R. 463 and S.21, the Prevention First Act of 2009.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-53)

Harry B. Bronson, Carrie M. Andrews, Calvin Lee,Jr., Richard A. Beebe, Carmen F. Gumina, Travis R. Heider, Edward M. O'Brien, Paul E. Haney, C. Stephen Eckel, Willie J. Lightfoot, Cynthia W. Kaleh - Memorializing the United States Congress to Pass and President Barack Obama to Sign into Law the Employee Free Choice Act.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-54)

Stephen Tucciarello, E. Daniele Quatro, Wayne E. Zyra, Richard Yolevich, Mary A. Valerio, Mark J. Cassetti, Douglas B. Dobson, R. Anthony LaFountain, Anthony J. Daniele, Michael G. Barker, Jeffrey R. Adair, John G. Driscoll, Ciaran T. Hanna, Jeffery L. McCann, Robert J. Colby - Memorializing the Commissioner of Motor Vehicles to Rescind, Elimination of the 1-800-CALL-DMV Phone Number.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-55)

From the County Executive — MAGGIE BROOKS

Regarding Summary Level Financial Statements by Department for the Period Ending November 30, 2008.

Read and Filed. (RF09-26)

February 3, 2009

Regarding Authorizing the Initiation of the Process for Making Additions to Monroe County Agricultural Districts.

Read and Referred to the Planning and Economic Development Committee. (File No. 09-56)

Regarding Acceptance of a Grant from the Genesee Transportation Council for a Land Use Project.

Read and Referred to Planning and Economic Development and Ways and Means Committees. (File 09-57)

Regarding Approve 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 09-58)

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 09-59)

Regarding Authorizing a Contract with Monroe Community College to Provide Professional Services through the Agriculture and Life Sciences Institute.

Read and Referred to Planning and Economic Development, Recreation and Education and Ways and Means Committee. (File 09-60)

Regarding Authorizing a Contract with Harris RF Communications for the Loan of Equipment for Testing Purposes with an Option to Purchase Related Equipment at a Preferred Price.

Read and Referred to Public Safety Committee. (File No. 09-61)

Regarding Acceptance of a Grant from the 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. 09-62)

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. 09-63)

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. 09-64)

Regarding Amending the 2009 Capital Budget to Increase Funding for the "Monroe County Public Safety Laboratory Project;" Amend Bond Resolution 187 of 2008 to Expand the Purpose to Include Construction and to Increase Financing for the Monroe County Public Safety Laboratory Project; Authorize Acceptance of an Incentive Award from the New York State Energy Research and Development Authority; and Authorize a Contract with The Pike Company, Inc. for Construction Management Services for the Monroe County Public Safety Laboratory Project.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 09-65)

Regarding Enact a Local Law Amending the Monroe County Code Related to the Composition of the Solid Waste Reuse and Recycling Law Advisory Committee.

Read and Referred to Agenda Charter and Environment and Public Works Committees. (File No. 09-66)

February 3, 2009

Regarding Requesting that the Monroe County Council of Governments Provide for Representation by the Monroe County School Boards Association and the Monroe County Council of School Superintendents.

Read and Referred to Agenda Charter Committee. (File No. 09-67)

Regarding Authorization to Enter into Supplemental Grant Agreement #2 with the New York State for Aid Relating to Improvements at the Greater Rochester International Airport.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 09-68)

Regarding Amend the 2009 Capital Budget and Bond Resolution 385 of 2005 to Increase the Project Authorization for the Construction and Reconstruction of Improvements Project at the Greater Rochester International Airport.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 09-69)

Regarding Authorizing a Contract with SWBR Architects for Professional Engineering Services for the Monroe Community College Building 9 Renovations Project.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 09-70)

Regarding Authorizing a Contract with Costich Engineering P.C., Inc. for General Engineering Term Services.

Read and Referred to Transportation and Ways and Means Committees. (File No. 09-71)

Regarding Authorizing the Sale of County Owned Tax Foreclosure Property in the Town of Greece.

Read and Referred to the Ways and Means Committee. (File No. 09-72)

Regarding Acceptance of a Grant from the New York State Education Department for the Creation of a Digital Index Book System.

Read and Referred to the Ways and Means Committee. (File No. 09-73)

Regarding Approve Agreement Among the Monroe County Executive, Monroe County Sheriff and the Civil Service Employee Association - Sheriff Command Unit.

Read and Adopted February 3, 2009 under Section 545-24 (A)(3). (File No. 09-74)

MISCELLANEOUS AND OTHER OFFICIALS

Michael J. Garland, P.E., Director of Environmental Services - Regarding Resolution 466 of 2001 - Solid Waste and Recycling Facilities Non-Contract Gate fees As Of January 2009.

Read and Filed. (RF09-20)

Paul Johnson - Regarding Proposed 2010-2015 Capital Improvement Program.

Read and Filed. (RF09-21)

Daryl K. Maslanka, P.E., Deputy Director of Environmental Services - Regarding Construction Status Reports - November -December 2008.

Read and Filed. (RF09-22)

Jaclyn A. Brilling, Secretary, State of New York Public Commission - Regarding Case 08-M-1274 - In the Matter of Reviewing and Amending the Electric Submetering Regulations, 16 NYCRR Part 96.

Read and Filed. (RF09-23)

Michael Harrington, NAAE Region VI Secretary - Regarding Dr. Robert King Participation in the 2008 National Association of Agricultural Educators (NAAE) National Convention.

Read and Filed. (RF09-24)

New York State Department of Environmental Conservation - Regarding Explanation of Significant Differences - Sweden-3 Chapman Site.

Read and Filed. (RF09-25)

PROCLAMATIONS

By the President of the Legislature — Wayne E. Zyra

Recognized "Gabrielle Angeline Monachino" for her many remarkable achievements as a young musician.

Read and Filed.

Recognized Jointly with Legislator Stephen Tucciarello "Nancy Switzer" for her outstanding commitment to our Veterans.

Read and Filed.

Recognized Jointly with Legislators Michael G. Barker and Cynthia Kaleh "Nazareth Academy Varsity Soccer Team" on an incredibly successful 2008 season.

Read and Filed.

Recognized Jointly with Legislators Vincent Esposito, Edward M. O'Brien, C. Stephen Eckel "West Irondequoit Lady Eagles Volleyball Team for their hard work and outstanding achievement.

Read and Filed.

Recognized Jointly with Legislator Willie J. Lightfoot "Dr. William Morehouse and His Branches" for more than thirty years of exceptional service to the community.

Read and Filed.

Recognized Jointly with Legislator Willie J. Lightfoot "J. Bediaku Afoh-Manin and the 19th Ward Community Association" for exceptional service to the community.

Read and Filed.

Recognized Jointly with Legislator Willie J. Lightfoot "Phil Greene and Future Boxing Club" for their deep dedication to the Rochester Community.

Read and Filed.

FORMAL COMMITTEE REPORTS

NONE

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. Two speakers addressed the Legislature on various subjects and the Open Forum concluded at 6:49 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 February 3, 2009 and proceeded under the Usual Order of Business.

MOTIONS, RESOLUTIONS AND NOTICES

February 3, 2009

By Legislators Yolevich and Dobson

Intro. No. 33
RESOLUTION NO. 20 OF 2009

APPOINTMENT TO GENESEE VALLEY REGIONAL MARKET AUTHORITY

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

Section 1. The Legislature hereby appoints David Martin, 775 Lake Road East, Hamlin, New York 14464, to the Board of Directors of the Genesee Valley Regional Market Authority, replacing John Tirabassi, and shall serve at the pleasure of the Legislature.

Section 2. This resolution shall take effect immediately.

File No. 09-0003
Adopted: Ayes 28, Noes 0.

By Legislators Barker and LaFountain

Intro. No. 34
RESOLUTION NO. 21 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE FOR "BUCKLE UP NEW YORK" ENFORCEMENT CAMPAIGN

BE 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 $16,176 grant from, and to execute a contract and any amendments thereto with, the New York State Governor's Traffic Safety Committee, for the "Buckle Up New York" Enforcement Campaign, for the period of October 1, 2008 through September 30, 2009.

Section 2. The 2009 operating budget of the Sheriff's Office is hereby amended by appropriating the sum of $16,176 into fund 9300, funds center 3803010000, Police Bureau Administration.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 26, 2009 - CV: 9-0
Ways and Means Committee; January 27, 2009 - CV: 9-0
File No. 09-0008
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

By Legislators Barker and LaFountain

Intro. No. 35
RESOLUTION NO. 22 OF 2009

ACCEPTING GRANT FROM UNITED STATES DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE, FOR OFFICE OF SHERIFF, DISTRICT ATTORNEY'S OFFICE, AND DEPARTMENT OF PUBLIC SAFETY, OFFICE OF PROBATION AND COMMUNITY CORRECTIONS, FOR BULLETPROOF VEST PARTNERSHIP GRANT PROGRAM

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

February 3, 2009

Section 1. The County Executive, or her designee, is hereby authorized to accept a $14,733 grant from, and to execute contracts and any amendments thereto with, the United States Department of Justice, Bureau of Justice Assistance, for the Bulletproof Vest Partnership Grant Program, for the Office of the Sheriff, the District Attorney's Office, and the Department of Public Safety, Office of Probation and Community Corrections, for the period of October 28, 2008 through September 30, 2010.

Section 2. The 2009 operating budget of the Office of the Sheriff is hereby amended by appropriating the sum of $11,517 into fund 9001, funds center 3806060000, Police Quartermaster.

Section 3. The 2009 operating budget of the District Attorney's Office is hereby amended by appropriating the sum of $270 into fund 9001, funds center 2501030000, DA Investigators.

Section 4. The 2009 operating budget of the Department of Public Safety is hereby amended by appropriating the sum of $2,946 into fund 9001, funds center 2403010000, Probation and Community Corrections.

Section 5. 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 Department of Justice, Bureau of Justice Assistance.

Section 6. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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.

February 3, 2009

Public Safety Committee; January 26, 2009 - CV: 9-0
Ways and Means Committee; January 28, 2009 - CV: 9-0
File No. 09-0009
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

By Legislators Barker and LaFountain

Intro. No. 36
RESOLUTION NO. 23 OF 2009

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 $25,100 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, 2008 through September 30, 2009.

Section 2. The 2009 operating budget of the Office of the Sheriff is hereby amended by appropriating the sum of $25,100 into fund 9300, funds center 3803010000, Police Bureau Administration.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 26, 2009 - CV: 9-0
Ways and Means Committee; January 28, 2009 - CV: 9-0
File No. 09-0010
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

By Legislators Barker and LaFountain

Intro. No. 37
RESOLUTION NO. 24 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR 2009 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 $244,800 grant from, and to execute contracts and any amendments thereto with, the New York State Division of Criminal Justice Services, for the 2009 DNA Capacity Enhancement Program, for the period of February 1, 2009 through June 30, 2009.

Section 2. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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.

February 3, 2009

Public Safety Committee; January 26, 2009 - CV: 9-0
Ways and Means Committee; January 28, 2009 - CV: 9-0
File No. 09-0011
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

By Legislators Barker and LaFountain

Intro. No. 38
RESOLUTION NO. 25 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR AID TO LABS 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 $348,416 grant from, and to execute contracts and any amendments thereto with, the New York State Division of Criminal Justice Services, for the Aid to Labs Program, for the period of July 1, 2008 through June 30, 2009.

Section 2. The 2009 operating grant budget of the Department of Public Safety is hereby amended by appropriating the sum of $245,616 into fund 9300, funds centers 2408040100, Public Safety Laboratory.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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.

February 3, 2009

Public Safety Committee; January 26, 2009 - CV: 9-0
Ways and Means Committee; January 28, 2009 - CV: 9-0
File No. 09-0012
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

By Legislators Barker and LaFountain

Intro. No. 39
RESOLUTION NO. 26 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR 2008 PAUL COVERDELL FORENSIC SCIENCES IMPROVEMENT PROGRAM (PUBLIC SAFETY LAB)

BE 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 $36,997 grant from, and to execute contracts and any amendments thereto with, the New York State Division of Criminal Justice Services, for the 2008 Paul Coverdell Forensic Sciences Improvement Program (Public Safety Lab), for the period of October 1, 2008 through September 30, 2009.

Section 2. The 2009 operating grant budget of the Department of Public Safety is hereby amended by appropriating the sum of $36,997 into fund 9300, funds center 2408040100, Monroe County Public Safety Laboratory.

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 New York State Division of Criminal Justice Services.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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; January 26, 2009 - CV: 9-0
Ways and Means Committee; January 28, 2009 - CV: 9-0
File No. 09-0013
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

By Legislators Barker and LaFountain

Intro. No. 40
RESOLUTION NO. 27 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE FOR CHILD PASSENGER SAFETY PROGRAM (DEPARTMENT OF PUBLIC SAFETY)

BE 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 Governor's Traffic Safety Committee for the Child Passenger Safety Program (Department of Public Safety), for the period of October 1, 2008 through September 30, 2009.

Section 2. The 2009 operating grant budget of the Department of Public Safety is hereby amended by appropriating the sum of $8,000 into fund 9300, funds center 2405100000, Comp. Traffic Safety Program.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 26, 2009 - CV: 9-0
Ways and Means Committee; January 28, 2009 - CV: 9-0
File No. 09-0014
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

By Legislators Barker and LaFountain

Intro. No. 41
RESOLUTION NO. 28 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE FOR COMMUNITY TRAFFIC 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 $160,000 grant from, and to execute a contract and any amendments thereto with, the New York State Governor's Traffic Safety Committee, for the Community Traffic Safety Program, to fund Monroe County Office of Traffic Safety programs, for the period of October 1, 2008 through September 30, 2009.

Section 2. The 2009 operating budget of the Department of Public Safety is hereby amended by appropriating the sum of $17,827 into fund 9300, funds center 2405100000, Computerized Traffic Safety Program.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 26, 2009 - CV: 9-0
Ways and Means Committee; January 28, 2009 - CV: 9-0
File No. 09-0015
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

By Legislators Barker and LaFountain

Intro. No. 42
RESOLUTION NO. 29 OF 2009

AUTHORIZING SUBMISSION OF ALTERNATIVES TO INCARCERATION SERVICE PLAN; 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 submit an Alternatives to Incarceration Service Plan and accept a grant from, and to execute a contract and any amendments thereto with, the New York State Division of Probation and Correctional Alternatives, in an amount not to exceed $421,100 for the Alternatives to Incarceration Classification/Alternatives Program and the Enhanced Drug/Alcohol Treatment Program, for the period of January 1, 2009 through December 31, 2009.

Section 2. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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; January 26, 2009 - CV: 9-0
Ways and Means Committee; January 28, 2009 - CV: 9-0
File No. 09-0016
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

By Legislators Barker and LaFountain

Intro. No. 43
RESOLUTION NO. 30 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF PAROLE FOR PRE-WARRANT ALTERNATIVE TO VIOLATION OF PAROLE PROGRAM; AUTHORIZING CONTRACT WITH PRE-TRIAL SERVICE CORPORATION OF THE MONROE COUNTY BAR ASSOCIATION

BE 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 $324,750 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Parole, for the Pre-Warrant Alternative to Violation of Parole Program, for the period of April 1, 2009 through March 31, 2012.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Pre-Trial Service Corporation of the Monroe County Bar Association, to operate the Day Reporting Center, in an amount not to exceed $90,000 annually, for the period of April 1, 2009 through March 31, 2012.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 contract is included in the 2009 operating budget of the Department of Public Safety, fund 9001, funds center 2404010000, Alternatives to Incarceration.

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

Public Safety Committee; January 26, 2009 - CV: 9-0
Ways and Means Committee; January 28, 2009 - CV: 9-0
File No. 09-0017
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

February 3, 2009

By Legislators Barker and LaFountain

Intro. No. 44
RESOLUTION NO. 31 OF 2009

AUTHORIZING CONTRACT WITH LEGAL AID SOCIETY OF ROCHESTER, NY, INC. FOR LEGAL REPRESENTATION SERVICES IN FAMILY LAW AND DOMESTIC VIOLENCE

BE 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 Legal Aid Society of Rochester, NY, Inc., for legal representation services in family law and domestic violence, in the amount of $35,000, for the period of January 1, 2009 through December 31, 2009.

Section 2. Funding for this contract is included in the 2009 operating budget of the Department of Public Safety, fund 9001, funds center 2410160000, Unified Court System, Legal Aid Society.

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

Public Safety Committee; January 26, 2009 - CV: 9-0
Ways and Means Committee; January 28, 2009 - CV: 9-0
File No. 09-0018
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

By Legislators Yolevich and Dobson

Intro. No. 45
RESOLUTION NO. 32 OF 2009

CONFIRMATION OF REAPPOINTMENTS TO MONROE COUNTY AIRPORT AUTHORITY

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

Section 1. The reappointments of Stephen Tucciarello, 18 Horatio Lane, Rochester, New York 14624, and Bernard J. Iacovangelo, 20 Autumn Wood, Rochester, New York 14624, whose terms will begin immediately and expire on December 31, 2012, made by County Executive Maggie Brooks to the Monroe County Airport Authority, are hereby confirmed.

Section 2. This resolution shall take effect immediately.

Agenda Charter Committee; January 26, 2009 - CV: 4-0
File No. 09-0019
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

By Legislators Adair, Yolevich and Dobson

Intro. No. 46
RESOLUTION NO. 33 OF 2009

CONFIRMATION OF APPOINTMENT AND REAPPOINTMENT TO MONROE COUNTY BOARD OF HEALTH

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

Section 1. The appointment of Linda Dobson, 3 Genesee Street, Scottsville, New York 14546, whose term will begin immediately and expire on August 31, 2010, and the reappointment of Ann Catalfano, 597 Guinevere Drive, Rochester, New York 14626, whose term will begin immediately and expire on August 31, 2012, made by County Executive Maggie Brooks to the Monroe County Board of Health, are hereby confirmed.

Section 2. This resolution shall take effect in accordance with § C6-12(J) of the Monroe County Charter.

Agenda/Charter Committee; January 26, 2009 - CV: 4-0
File No. 09-0020
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

By Legislators Yolevich and Dobson

Intro. No. 47
RESOLUTION NO. 34 OF 2009

DESIGNATING OFFICIAL NEWSPAPERS FOR COUNTY OF MONROE FOR 2009

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 2009 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 26, 2009 - CV: 4-0
File No. 09-0021
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

By Legislators Valerio and LaFountain

Intro. No. 48
RESOLUTION NO. 35 OF 2009

AUTHORIZING CONTRACTS WITH GAY ALLIANCE OF THE GENESEE VALLEY, TEN UGLY MEN, INC., OPERATION PATRIOT FOUNDATION, INC., SPRINGUT GROUP, INC. AND ROC CITY RIB FEST LLC 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 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 19, 2009, 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 Ten Ugly Men, Inc., for the Ten Ugly Men Festival in Genesee Valley Park for July 25, 2009, 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 Operation Patriot Foundation, Inc., for Operation Patriot event in Ontario Beach Park on August 14 and 15, 2009, with 5% of each ticket sold to be deposited into the Monroe County Parks Department Budget.

Section 4. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with the Springut Group, Inc., for the Summer 2009 Concert Series in Highland Park of no more than five concert dates scheduled from June 1 through September 30, 2009, with 5% of each ticket sold to be deposited into the Monroe County Parks Department Budget.

Section 5. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with the Springut Group, Inc., for the Big City BBQ and Blues festival in Highland Park on July 9 through 12, 2009, with 10% of each ticket sold to be deposited into the Highland Park Trust Fund.

Section 6. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Roc City Rib Fest LLC, for the ROC CITY BBQ Rib Fest in Ontario Beach Park on May 23 and 24, 2009, with 10% of each ticket sold to be deposited into the Ontario Beach Trust Fund.

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

Recreation and Education Committee; January 27, 2009 - CV: 4-0
Ways and Means Committee; January 28, 2009 - CV: 9-0
File No. 09-0022
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

By Legislators Daniele, Barker and LaFountain

Intro. No. 49
RESOLUTION NO. 36 OF 2009

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 the nine towns and villages listed below, for STOP-DWI law enforcement efforts, in the total amount of $311,388.30, for the period of January 1, 2009 through December 31, 2009:

Municipality	Contract Amount
Brighton	$ 26,162.51
Brockport	13,676.47
East Rochester	6,257.23
Fairport	7,162.01
Gates	47,334.49
Greece	56,020.43
Irondequoit	29,419.74
Ogden	15,305.08
City of Rochester	94,926.21
Webster	15,124.13
TOTAL	$311,388.30

Section 2. Funding for these agreements is included in the 2009 operating budget of the Department of Public Safety, fund 9001, funds center 2405040000, 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 27, 2009 - CV: 5-0
Public Safety Committee; January 26, 2009 - CV: 9-0
Ways and Means Committee; January 28, 2009 - CV: 9-0
File No. 09-0023
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

February 3, 2009

By Legislators Hanna and LaFountain

Intro. No. 50
RESOLUTION NO. 37 OF 2009

AMENDING RESOLUTION 284 OF 2008 TO ACCEPT ADDITIONAL FUNDING FROM NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE FOR 2008-2009 HOME ENERGY ASSISTANCE PROGRAM

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

Section 1. Section 1 of Resolution 284 of 2008 is hereby amended to read as follows:

> The County Executive, or her designee, is hereby authorized to accept a $2,030,171 ~~$1,219,758~~ grant from, and execute a contract and any amendments thereto with, the New York State Office of Temporary and Disability Assistance, for the 2008-2009 Home Energy Assistance Program, for the period of October 1, 2008 through September 30, 2009.

Section 2. The 2009 operating grant budget of the Department of Human Services, Division of Social Services, is hereby amended by appropriating the sum of $810,413 into fund 9300, funds center 5117010000, Home Energy Assistance Program.

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

Human Services Committee; January 27, 2009 - CV: 5-0
Ways and Means Committee; January 28, 2009 - CV: 9-0
File No. 09-0024
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

February 3, 2009

By Legislators Hanna and LaFountain

Intro. No. 51
RESOLUTION NO. 38 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR HIV PARTNER 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 accept a $206,485 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the HIV Partner Services Program, for the period of October 1, 2008 through September 30, 2009.

Section 2. The 2009 operating grant budget of the Department of Public Health is hereby amended by appropriating the sum of $184,533 into fund 9300, funds center 5802040100, HIV Partner Services Program Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and/or 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 during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 27, 2009 - CV: 5-0
Ways and Means Committee; January 28, 2009 - CV: 9-0
File No. 09-0025
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

By Legislators Hanna and LaFountain

Intro. No. 52
RESOLUTION NO. 39 OF 2009

ACCEPTING GRANT FROM SOCIETY FOR THE PROTECTION AND CARE OF CHILDREN, INC. FOR MONROE COUNTY NURSE FAMILY PARTNERSHIP 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 Society for the Protection and Care of Children, Inc., in an amount not to exceed $5,498, for the Nurse Family Partnership Program, for the period of September 30, 2008 through September 29, 2009.

Section 2. The 2009 operating grant budget of the Department of Public Health is hereby amended by appropriating the sum of $5,498 into fund 9300, funds center 5803050000, Building Healthy Children Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and/or intermunicipal agreements, and any amendments, with subcontractors as necessary to carry out the purposes of the grant in accordance with the contract with the Society for the Protection and Care of Children, Inc.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 27, 2009 - CV: 5-0
Ways and Means Committee; January 28, 2009 - CV: 9-0
File No. 09-0026
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

By Legislators Hanna, Daniele and LaFountain

Intro. No. 53
RESOLUTION NO. 40 OF 2009

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH TOWN OF WEBSTER, TOWN OF PENFIELD AND IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT TO PROVIDE SANITARY SEWAGE CONVEYANCE AND TREATMENT SERVICES FOR PROPERTIES IN NORTHEAST 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 an intermunicipal agreement, and any amendments thereto, with the Town of Webster, Town of Penfield and the Irondequoit Bay South Central Pure Waters District to provide sanitary sewage conveyance and treatment services for properties in northeast Penfield, within the District, that discharge to the Webster collection system and treatment facility.

Section 2. Funding for this project is included in the annual operating budget of the Irondequoit Bay South Central Pure Waters District, fund 9007, cost center 8574010000 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; January 28, 2009 - CV: 6-0
Intergovernmental Relations Committee; January 27, 2009 - CV: 5-0
Ways and Means Committee; January 28, 2009 - CV: 9-0
File No. 09-0027
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

By Legislators Cassetti and LaFountain

Intro. No. 54
RESOLUTION NO. 41 OF 2009

AUTHORIZING CONTRACTS WITH BLUE HERON CONSTRUCTION COMPANY, CONCORD ELECTRIC CORPORATION, COGENIC, LLC AND LLOYD MECHANICAL COMPANY, LLC FOR CONSTRUCTION SERVICES FOR IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT'S PATTONWOOD 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 Blue Heron Construction Company, in the amount of $656,718, for general construction, for the Irondequoit Bay South Central Pure Waters District's Pattonwood Pump Station Improvements Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract with Concord Electric Corporation, in the amount of $113,900, for electrical construction, for the Irondequoit Bay South Central Pure Waters District's Pattonwood Pump Station Improvements Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 3. The County Executive, or her designee, is hereby authorized to execute a contract with Cogenic, LLC, in the amount of $37,400, for HVAC construction, for the Irondequoit Bay South Central Pure Waters District's Pattonwood Pump Station Improvements Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 4. The County Executive, or her designee, is hereby authorized to execute a contract with Lloyd Mechanical Company, LLC, in the amount of $8,400, for plumbing construction, for the Irondequoit Bay South Central Pure Waters District's Pattonwood Pump Station Improvements Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 5. Funding for this project is included in capital fund 1375 and any capital fund(s) created for the same intended purpose.

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

Environment and Public Works Committee; January 28, 2009 - CV: 6-0
Ways and Means Committee; January 28, 2009 - CV: 9-0
File No. 09-0029
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

By Legislators Cassetti and LaFountain

Intro. No. 55
RESOLUTION NO. 42 OF 2009

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 2008 portion ($80,000,000) and the increase in cost portion ($10,000,000) of the East Side Water Supply water facilities capital project at an estimated cost of $90,000,000. This will make the total project authorization $130,000,000.

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

Environment and Public Works Committee; January 28, 2009 - CV: 4-1-1
Ways and Means Committee; January 28, 2009 - CV: 7-1-1
File No. 09-0031
Adopted: Ayes 27, Noes 0, Abstained 1.
(Legislator O'Brien abstained from voting with the permission of President Zyra.)
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

By Legislators Cassetti and LaFountain

Intro. No. 56
RESOLUTION NO. 43 OF 2009

AUTHORIZING CONTRACTS WITH CLOUGH HARBOUR & ASSOCIATES, LLP AND PASSERO ASSOCIATES FOR AIRPORT CONSULTANT SERVICES FOR 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 and Passero Associates, for consultant services for projects related to the Greater Rochester International Airport, for the period of January 1, 2009 through December 31, 2009, with an option for two one-year renewals.

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; January 28, 2009 - CV: 6-0
Ways and Means Committee; January 28, 2009 - CV: 9-0
File No. 09-0032
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

By Legislators Colby and LaFountain

Intro. No. 57
RESOLUTION NO. 44 OF 2009

AUTHORIZING ACQUISITION OF PROPERTY INTERESTS FOR FLYNN ROAD CULVERT PROJECT IN 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 acquire the referenced property interests and execute all documents necessary for the Flynn Road Culvert 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(s) appropriation:

Parcel	Owner	Amount
Map 6 Parcel 1 TE 4,377 sq. ft. Flynn Road TA # 44.02-2-20 Town of Greece	Woodcreek Development 869 Flynn Road Rochester, NY 14612	$150
Map 7 Parcel 1 PE 710 sq. ft. 658 Whispering Pines Circle TA # 45.01-14-3 Town of Greece	Thomas & Elizabeth Simmons 658 Whispering Pines Circle Rochester, NY 14612	$765

Map 8 Parcel 1 PE 813 sq. ft. Flynn Road TA # 45.01-14-4 Town of Greece	Longwood Developers, Inc. 15 Graywood Lane Pittsford, NY 14534	$410
Map 9 Parcel 1 PE 235 sq. ft. Whispering Pines Circle TA # N/A - Part of Whispering Pines Circle Right of Way Town of Greece	Town of Greece 1 Vince Tofany Boulevard Rochester, NY 14616	$1

Section 2. Funding for this acquisition is included in capital fund 1441 and any subsequent capital fund(s) created for the same intended purpose.

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

Transportation Committee; January 28, 2009 - CV: 7-0
Ways and Means Committee; January 28, 2009 - CV: 9-0
File No. 09-0034
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

By Legislators Colby and LaFountain

Intro. No. 58
RESOLUTION NO. 45 OF 2009

AUTHORIZING ACQUISITION OF PROPERTY INTERESTS FOR CONSTRUCTION AND MAINTENANCE OF TRAFFIC SIGNAL EQUIPMENT AT SOUTH CLINTON AVENUE AND WESTFALL ROAD, TOWN OF BRIGHTON; RIDGEWAY AVENUE, TOWN OF GREECE; AND ELMWOOD 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, is hereby authorized to acquire the referenced property interests and execute all documents necessary for the construction and maintenance of traffic signal equipment for the traffic signal projects in the Towns of Brighton, Greece, and in the City of Rochester, by contract and/or the Eminent Domain Procedure Law, along with any amendments for unanticipated damages within the 2009 operating budget of the Department of Transportation, traffic signal maintenance account.

Parcel	Owner	Amount
Map 47 – South Clinton Avenue Parcel 1 PE 0.078 Acre SBL 149.07-1-1.110	Brandon Woods of Rochester, Inc. 740 East Avenue Rochester, NY 14614	$1
At the south entrance to 2365 South Clinton Avenue, on the west side of South Clinton Avenue, opposite Senator Keating Boulevard, in the Town of Brighton.		
Map 47 – Ridgeway Avenue Parcel 1 PE 0.029 Acre SBL 89.14-2-2.3	Erie Canal Commons, LLC 80 Allens Creek Road RoChester, NY 14618	$1
At the entrance to 2500 Ridgeway Avenue, on the north side of Ridgeway Avenue, approximately 730 feet east of Long Pond Road, in the Town of Greece.		
Map 48 – Ridgeway Avenue Parcel 1 PE 0.122 Acre SBL 89.14-2-2.11	Erie Canal Commons, LLC 280 Allens Creek Road Rochester, NY 14618	$1
At the entrance to 2500 Ridgeway Avenue, on the north side of Ridgeway Avenue, approximately 775 feet east of Long Pond Road, in the Town of Greece.		
Map 42 – Elmwood Avenue Parcel 1 PE 0.019 Acre SBL 135.60-1-6	University of Rochester 271 East River Road P.O. Box 270345 Rochester, NY 14627	$1
At the entrance to the School of Medical Dentistry, on the south side of Elmwood Avenue, in the City of Rochester.		

Map 67 – Westfall Road Parcel 1 PE 0.083 Acre SBL 136.18-1-1	Office of Mental Retardation and Developmental Disability 620 Westfall Road Rochester, NY 14620	$1

At the entrance to 625 Westfall Road on the north side of Westfall Road, opposite Sawgrass Drive in the Town of Brighton.

Map 68 – Westfall Road Parcel 1 PE 0.010 Acre SBL 136.18-1-4	VA Venture Rochester, LLC 1947 Woodlawn Avenue Griffith, Indiana 46319	$1

At the southwest corner of Westfall Road and Sawgrass Drive in the Town of Brighton.

Map 69 – Westfall Road Parcel 1 PE 0.071 Acre SBL 149.06-1-2.522	Brighton Office Associates, LLC 1580 Elmwood Avenue Rochester, NY 14620	$1

At the entrance to Sawgrass Drive on the south side of Westfall Road in the Town of Brighton.

Map 70 – Westfall Road Parcel 1 PE 0.008 Acre SBL 149.06-1-2.303	Paychex of New York, LLC 911 Panorama Trail South Rochester, NY 14625	$1

At the southeast corner of Westfall Road and Sawgrass Drive in the Town of Brighton.

Section 2. Funding for these acquisitions is included in the 2009 operating budget of the Department of Transportation, fund 9002, funds center 8004030000, Traffic Signal Maintenance.

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

Transportation Committee; January 28, 2009 - CV: 7-0
Ways and Means Committee; January 28, 2009 - CV: 9-0
File No. 09-0035
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

February 3, 2009

By Legislators Yolevich, Colby and LaFountain

Intro. No. 59
RESOLUTION NO. 46 OF 2009

AUTHORIZING ADVERTISEMENT FOR BIDS FOR WILDER ROAD BRIDGE AT SALMON CREEK PROJECT IN TOWN OF PARMA

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 Wilder Road Bridge at Salmon Creek Project in the Town of Parma.

Section 2. Funding for this project is included in capital fund 1455 and any capital fund(s) created for the same intended purpose.

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

Transportation Committee; January 28, 2009 - CV: 7-0
Ways and Means Committee; January 28, 2009 - CV: 9-0
File No. 09-0036
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

By Legislators Daniele, Colby and LaFountain

Intro. No. 60
RESOLUTION NO. 47 OF 2009

AUTHORIZING ADVERTISEMENT FOR BIDS FOR MARSH ROAD BRIDGE AT CULLEN'S RUN CREEK PROJECT IN TOWN OF PITTSFORD

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 Marsh Road Bridge at Cullen's Run Creek Project in the Town of Pittsford.

Section 2. Funding for this project is included in capital fund 1413 and any capital fund(s) created for the same intended purpose.

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

Transportation Committee; January 28, 2009 - CV: 7-0
Ways and Means Committee; January 28, 2009 - CV: 9-0
File No. 09-0037
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

By Legislators Valerio, Colby and LaFountain

Intro. No. 61
RESOLUTION NO. 48 OF 2009

AUTHORIZING ADVERTISEMENT FOR BIDS FOR STOTTLE ROAD BRIDGE AT BLACK CREEK PROJECT IN TOWN OF CHILI

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 Stottle Road Bridge at Black Creek Project in the Town of Chili.

Section 2. Funding for this project is included in capital fund 1414 and any capital fund(s) created for the same intended purpose.

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

Transportation Committee; January 28, 2009 - CV: 7-0
Ways and Means Committee; January 28, 2009 - CV: 9-0
File No. 09-0038
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

February 3, 2009

By Legislators Colby and LaFountain

Intro. No. 62
RESOLUTION NO. 49 OF 2009

AUTHORIZING CONTRACT WITH NEW YORK STATE DEPARTMENT OF TRANSPORTATION TO INTERCONNECT EMERSON STREET AT CURLEW STREET TRAFFIC SIGNAL, TRAFFIC SIGNAL #346, WITH ADJACENT CSX RAILROAD CROSSING ON EMERSON STREET

BE 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 New York State Department of Transportation, to furnish, install and connect Traffic Signal #346, located at the intersection of Emerson Street and Curlew Street in the City of Rochester, with the adjacent CSX railroad crossing on Emerson Street, for an estimated amount of $20,000, along with any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. Funding for this project is included in capital fund 1442 and any capital fund(s) created for the same intended purpose.

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

Transportation Committee; January 28, 2009 - CV: 7-0
Ways and Means Committee; January 28, 2009 - CV: 9-0
File No. 09-0039
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

By Legislators Colby, Barker, Daniele and LaFountain

Intro. No. 63
RESOLUTION NO. 50 OF 2009

AMENDING 2009-2014 CAPITAL IMPROVEMENT PROGRAM TO ADD PROJECT ENTITLED "SAFE ROUTES TO SCHOOL PROGRAM;" AUTHORIZING CONTRACT WITH NEW YORK STATE DEPARTMENT OF TRANSPORTATION; AND AUTHORIZING INTERMUNICIPAL AGREEMENT WITH CITY OF ROCHESTER

February 3, 2009

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

Section 1. The 2009-2014 Capital Improvement Program is hereby amended to add a project entitled, "Safe Routes to School Program" in the amount of $348,000.

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 Safe Routes to School Program.

Section 3. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the City of Rochester for reimbursement to the County of their local share of the costs relating to the Safe Routes to School Program, in the estimated amount of $72,000 for preliminary engineering, design and construction, with the final amounts to be determined upon project completion.

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

Transportation Committee; January 28, 2009 - CV: 7-0
Public Safety Committee; January 26, 2009 - CV: 9-0
Intergovernmental Relations Committee; January 27, 2009 - CV: 5-0
Ways and Means Committee; January 28, 2009 - CV: 9-0
File No. 09-0040
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

By Legislators Colby, Barker, Daniele and LaFountain

Intro. No. 64
RESOLUTION NO. 51 OF 2009
BOND RESOLUTION DATED FEBRUARY 3, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $348,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF TRAFFIC SIGNS AND RELATED IMPROVEMENTS FOR THE SAFE ROUTES TO SCHOOL PROGRAM, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $348,000

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 traffic signs and related improvements for the Safe Routes to School Program, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $348,000 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 72(b) of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is $348,000, and the plan for the financing thereof is by the issuance of $348,000 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.

Transportation Committee; January 28, 2009 - CV: 7-0
Public Safety Committee; January 26, 2009 - CV: 9-0
Intergovernmental Relations Committee; January 27, 2009 - CV: 5-0
Ways and Means Committee; January 28, 2009 - CV: 9-0
File No. 09-0040.br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

By Legislators Colby and LaFountain

Intro. No. 65
RESOLUTION NO. 52 OF 2009

AMENDING 2009-2014 CAPITAL IMPROVEMENT PROGRAM TO ADD A PROJECT ENTITLED "PREVENTATIVE MAINTENANCE PROGRAM;" AND AUTHORIZING CONTRACT WITH NEW YORK STATE DEPARTMENT OF TRANSPORTATION

February 3, 2009

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

Section 1. The 2009-2014 Capital Improvement Program is hereby amended to add a project entitled, "Preventative Maintenance Program" in the amount of $270,000.

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 Preventative Maintenance Program.

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

Transportation Committee; January 28, 2009 - CV: 7-0
Ways and Means Committee; January 28, 2009 - CV: 9-0
File No. 09-0041
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

By Legislators Colby and LaFountain

Intro. No. 66
RESOLUTION NO. 53 OF 2009
BOND RESOLUTION DATED FEBRUARY 3, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $270,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE PLANNING AND DESIGN FOR A PREVENTATIVE MAINTENANCE PROGRAM FOR CERTAIN COUNTY ROADS, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $270,000

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 planning and design for a preventative maintenance program for certain County roads, including Clover Street, Elmwood Avenue, Fetzner Road, Lee Road, Panorama Trail, Pixley Road, South Winton Street and Vintage Lane, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $270,000 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 62 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is $270,000, and the plan for the financing thereof is by the issuance of $270,000 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.

Transportation Committee; January 28, 2009 - CV: 7-0
Ways and Means Committee; January 28, 2009 - CV: 9-0
File No. 09-0041.br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

By Legislators LaFountain and Barker

Intro. No. 67
RESOLUTION NO. 54 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE EDUCATION DEPARTMENT FOR MICROFILM RESTORATION 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 $42,892 grant from, and to execute a contract and any amendments thereto with, the New York State Education Department for a Microfilm Restoration Project, for the period of July 1, 2008 through June 30, 2009.

Section 2. The 2009 operating grant budget of the Monroe County Clerk's Office is hereby amended by appropriating the sum of $42,892 into fund 9300, funds center 2101020000, Downtown Operations.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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.

Ways and Means Committee; January 28, 2009 - CV: 9-0
File No. 09-0042
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

By Legislator LaFountain and Barker

Intro. No. 68
RESOLUTION NO. 55 OF 2009

AUTHORIZING SALE OF COUNTY OWNED TAX FORECLOSURE PROPERTY IN 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 sale contract and all necessary documents conveying title to offeror, as described below:

Parcel	Offeror	Offered Amount
TA # 123.07-1-16 13.04' x 213' 2486 Browncroft Blvd. Town of Penfield	Juliarose Properties LLC 2480 Browncroft Blvd. Rochester, New York 14625	$1,800

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

Ways and Means Committee; January 28, 2009 - CV: 9-0
File No. 09-0043
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

By Legislator LaFountain and Barker

Intro. No. 69
RESOLUTION NO. 56 OF 2009

AUTHORIZING SALE OF COUNTY OWNED TAX FORECLOSURE PROPERTY IN 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 a sale contract and all necessary documents conveying title to offeror, as described below:

Parcel	Offeror	Offered Amount
TA # 086.12-3-4.999 0.18 acres Canalside Drive Village of Spencerport	Village of Spencerport 27 West Avenue Spencerport, New York 14559	$ 262

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

Ways and Means Committee; January 28, 2009 - CV: 9-0
File No. 09-0044
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

By Legislators Barker and LaFountain

Intro. No. 70
RESOLUTION NO. 57 OF 2009

APPROVING AGREEMENT AMONG MONROE COUNTY EXECUTIVE, MONROE COUNTY SHERIFF AND CIVIL SERVICE EMPLOYEE ASSOCIATION - SHERIFF COMMAND UNIT

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

Section 1. Thecollectivebargaining agreement between the Monroe County Executive, the Monroe County Sheriff and the Civil Service Employee Association – Sheriff Command Unit, for the period of January 1, 2009 through December 31, 2012, is hereby ratified and approved.

Section 2. The health insurance changes applicable to Command Staff are hereby extended to the Sheriff and the Sheriff's Executive Staff effective January 1, 2009.

Section 3. The 2009 Budget Salary Schedule is hereby amended to reflect the agreement with the Civil Service Employee Association – Sheriff Command Unit and the compensation program for the Sheriff's Executive Staff.

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

Matter of Urgency
File No. 09-0074
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

By Legislators Yolevich and Dobson

Intro. No. 71
RESOLUTION NO. 58 OF 2009

APPOINTMENT TO CULTURAL CENTER COMMISSION

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

Section 1. The appointment of John L. Goldman, 10 Selden Street, Rochester, New York 14605, made by Wayne E. Zyra, President of the Monroe County Legislature, to the Cultural Center Commission, is hereby confirmed.

Section 2. This resolution shall take effect immediately.

Matter of Urgency
File No. 09-0075
Adopted: Ayes 28, Noes 0.

UNFINISHED BUSINESS

By Legislators Quatro and Cassetti

Intro. No. 72
MOTION NO. 15 OF 2009

PROVIDING THAT FILE NO. 09-0045 BE DISCHARGED FROM COMMITTEE

February 3, 2009

Be It Moved, that File No. 09-0045 be, and hereby is discharged from Human Services, Environment and Public Works and Ways and Means Committees.

Adopted: Ayes 28, Noes 0.

By Legislators Quatro and Driscoll

Intro. No. 73
RESOLUTION NO. 59 OF 2009

AUTHORIZING CONTRACT WITH CLARK PATTERSON LEE FOR PROFESSIONAL SERVICES FOR MONROE COUNTY PEDIATRICS AND COMMUNITY VISITATION CENTER 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 Clark Patterson Lee, in the amount of $770,068, for professional engineering services, for the Monroe County Pediatrics and Community Visitation Center Project, 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 1470 and any capital fund(s) created for the same intended purpose.

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

File No. 09-0045
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

By Legislators Cassetti and Barker

Intro. No. 74
MOTION NO. 16 OF 2009

PROVIDING THAT FILE NO. 09-0033 BE DISCHARGED FROM COMMITTEE

February 3, 2009

Be It Moved, that File No. 09-0033 be, and hereby is discharged from Environment and Public Works and Ways and Means Committees.

Adopted: Ayes 28, Noes 0.

By Legislators Haney and Beebe

Intro. No. 76
MOTION NO. 17 OF 2009

PROVIDING THAT INTRO. NO. 75 OF 2009 BE AMENDED

Be It Moved, that Intro. No. 75 of 2009, be amended as follows:

"To strike the following from Specific Legislative Action #1:

"1. Authorize the County Executive, or her designee, to execute a contract with Main & Clinton Local Development Corporation, Monroe Community College and The Rochester-Genesee Regional Transportation Authority to provide the local share for the Interim phase of the Renaissance Square project, in the initial amount of $2,300,000 contributed by Monroe County ~~along with any amendments necessary to complete the project within the total capital fund appropriation~~.

Added language is <u>underlined</u>.
Deleted language is ~~stricken~~.

File No. 09-0033
Failed: Ayes 13, Noes 15.
(Legislators Andrews, Beebe, Bronson, Cruz, Eckel, Esposito, Gumina, Haney, Heider, Kaleh, Lee, Lightfoot and O'Brien voted in the positive.)

February 3, 2009

By Legislators Quatro and Driscoll

Intro. No. 75
RESOLUTION NO. 60 OF 2009

AUTHORIZING AGREEMENT WITH MAIN & CLINTON LOCAL DEVELOPMENT CORPORATION, MONROE COMMUNITY COLLEGE AND ROCHESTER-GENESEE REGIONAL TRANSPORTATION AUTHORITY FOR INTERIM PHASE OF RENAISSANCE SQUARE PROJECT; AUTHORIZING AGREEMENT WITH MAIN & CLINTON LOCAL DEVELOPMENT CORPORATION 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 Corporation, Monroe Community College and the Rochester-Genesee Regional Transportation Authority to provide the local share for the interim phase of the Renaissance Square Project, in the initial amount of $2,300,000 contributed by Monroe County, along with any amendments necessary to complete the interim phase of 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 Corporation for Monroe County to provide management services for the Renaissance Square Project, for the period commencing February 1, 2009 and continuing through completion of the interim phase of the project.

Section 3. Funding for these agreements is included in capital account 1257.

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

File No. 09-0033
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, February 6, 2009.
Effective Date: February 6, 2009.

Upon Motion by Legislator E. Daniel Quatro, the Legislature adjourned at 8:15 P.M. until Tuesday, March 10, 2009 at 6:00 p.m.

LISA POLITO NICOLAY
Clerk of the Legislature

THIRD DAY

TUESDAY, MARCH 10, 2009

Legislature met pursuant to adjournment.

President Wayne E. Zyra in the Chair.

ROLL CALL

Present — Legislators Adair, Andrews, Barker, Beebe, Bronson, Cassetti, Colby, Daniele, Dobson, Driscoll, Eckel, Esposito, Gamble, Gumina, Haney, Hanna, Heider, Kaleh, LaFountain, Lee, Lightfoot, McCann, O'Brien, Quatro, Tucciarello, Valerio, Yolevich, Zyra — 28

Absent — Legislator José A. Cruz — 1

Meeting formally opened. At the invitation of Legislator Stephen Tucciarello, Pastor Stephen Galvano of the Rochester Christian Church Ministries, delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Michael G. Barker.

MOTIONS, RESOLUTIONS AND NOTICES

By Legislators Quatro and Bronson

Intro. No 76a
RESOLUTION NO. 61 of 2009
IN MEMORIAM

EXPRESSING REGRET OF THE MONROE COUNTY LEGISLATURE ON THE RECENT PASSING OF FORMER COUNTY LEGISLATOR PATRICIA A. BELL

BE IT RESOLVED, that the Monroe County Legislature hereby expresses its deep sympathy at the recent passing of Patricia A. Bell, former County Legislator and past President of the Aquinas Parent Teacher Association;

WHEREAS, Pat, as she was known by her loved ones, passed away at age 66 on Thursday, February 5, 2009; and

WHEREAS, Patricia Bell was a kind, compassionate, loving person who cared deeply for others, particularly her children and grandchildren, with whom she liked to spend her Saturdays and Sundays, making crafts and planning their annual Halloween party; and

WHEREAS, Patricia Bell, most recently a resident of Sleepy Hollow in Chili, was a Monroe County Legislator in the County's 27th District from 1973 to 1978; and

WHEREAS, Patricia Bell is predeceased by her brother Michael, and survived by her husband, Robert E. Sr. (Kit) Bell.; her children Colleen, Robert Jr., Timothy, Michael, and Cissy; and her many grandchildren, nieces, nephews, cousins, and friends; and

WHEREAS, Patricia Bell will long be remembered for her thoughtful and loving nature, along with her selfless service to her community; and

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. 09-0115

APPROVAL OF MINUTES

Without objection, the journal of the session of Day 2 of 2009, February 3, 2009 was approved as submitted.

PETITIONS AND COMMUNICATIONS

March 10, 2009

From the President of the Legislature – WAYNE E. ZYRA

Regarding Chaplain for the March 10, 2009 Meeting, Pastor Stephen Galvano, of Rochester Christian Church Ministries of Gates at the Invitation of Legislator Stephen Tucciarello.

Read and Filed. (RF09-27)

Regarding Confirmation of Appointment to the Monroe County Library System Board of Trustees.

Read and Referred to the Full Legislature and Adopted March 10, 2009 under Section 545-24 (A)(2). (File No. 09-77)

Regarding 2009 Annual Work Program for the Monroe County Legislature.

Read and Tabled March 24, 2009. (File No. 09-79)

Wayne E. Zyra, E. Daniel Quatro, Richard Yolevich, Mary A. Valerio, Stephen Tucciarello, Mark J. Cassetti, Douglas B. Dobson, R. Anthony LaFountain, Anthony J. Daniele, Michael G. Barker, Jeffrey R. Adair, John G. Driscoll, Ciaran T. Hanna, Jeffery L. McCann, Robert J. Colby – Regarding Memorializing the New York State Legislature to Support Governor David A. Paterson's Proposed Fix to the Chronic Issues Counties Face with the Indigent Legal Services Fund Maintenance of Effort Provision.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-84)

Regarding Expressing Regret of the Monroe County Legislature on the Recent Passing of Former County Legislator Patricia A. Bell.

Read and Adopted under Section 545-24 (A)(3). (File No. 09-115)

COUNTY LEGISLATORS

E. Daniel Quatro, Wayne E. Zyra, Richard Yolevich, Mary A. Valerio, Stephen Tucciarello, Mark J. Cassetti, Douglas B. Dobson, R. Anthony LaFountain, Anthony J. Daniele, Michael G. Barker, Jeffrey R. Adair, John G. Driscoll, Ciaran T. Hanna, Jeffery L. McCann, Robert J. Colby - Memorializing the New York State Legislature to Analyze the Successes of the County of Monroe Industrial Development Agency When Considering Industrial Development Agency Reforms.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-80)

Ciaran T. Hanna, E. Daniel Quatro, Wayne E. Zyra, Richard Yolevich, Mary A. Valerio, Stephen Tucciarello, Mark J. Cassetti, Douglas B. Dobson, R. Anthony LaFountain, Anthony J. Daniele, Michael G. Barker, Jeffrey R. Adair, John G. Driscoll, Jeffery L. McCann, Robert J. Colby - Memorializing the New York State Legislature to Oppose Governor David Paterson's Proposal to Implement a "Youth Development Block Grant"

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-81)

Stephen Tucciarello, E. Daniel Quatro, Wayne E. Zyra, Richard Yolevich, Mary A. Valerio, Mark J. Cassetti, Douglas B. Dobson, R. Anthony LaFountain, Anthony J. Daniele, Michael G. Barker, Jeffrey R. Adair, John G. Driscoll, Ciaran T. Hanna, Jeffery L. McCann, Robert J. Colby - Memorializing Governor David A. Paterson and the New York State Legislature to Reject the Proposed Elimination of the Community Optional Preventive Services (COPS) Program on a Retroactive Basis and to Include COPS Funding in the 2009-2010 State Budget.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-82)

Jeffery L. McCann, E. Daniel Quatro, Wayne E. Zyra, Richard Yolevich, Mary A. Valerio, Stephen Tucciarello, Mark J. Cassetti, Douglas B. Dobson, R. Anthony LaFountain, Anthony J. Daniele, Michael G. Barker, Jeffrey R. Adair, John G. Driscoll, Ciaran T. Hanna, Robert J. Colby - Memorializing Governor David A. Paterson and the New York State Legislature to Support, Preserve and Prioritize the Emergency Preparedness Program.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-83)

Ciaran T. Hanna, E. Daniel Quatro, Wayne E. Zyra, Richard Yolevich, Mary A. Valerio, Stephen Tucciarello, Mark J. Cassetti, Douglas B. Dobson, R. Anthony LaFountain, Anthony J. Daniele, Michael G. Barker, Jeffrey R. Adair, John G. Driscoll, Jeffery L. McCann, Robert J. Colby - Memorializing Governor David A. Paterson and the New York State Legislature to Reform the Early Intervention Program by Mandating Third Party Health Insurance Coverage and Ensuring Counties' Claims are Paid in Full.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-85)

Stephen Tucciarello, E. Daniel Quatro, Wayne E. Zyra, Richard Yolevich, Mary A. Valerio, Mark J. Cassetti, Douglas B. Dobson, R. Anthony LaFountain, Anthony J. Daniele, Micael G. Barker, Jeffrey R. Adair, John G. Driscoll, Ciaran T. Hanna, Jeffery L. McCann, Robert J. Colby - Memorializing Governor David A. Paterson and the New York State Legislature to Continue to Work with Counties to Reduce State Spending Without Shifting Costs to Local Property Taxpayers.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-86)

Robert J. Colby, E. Daniel Quatro, Wayne E. Zyra, Richard Yolevich, Mary A. Valerio, Stephen Tucciarello, Mark J. Cassetti, Douglas B. Dobson, R. Anthony LaFountain, Anthony J. Daniele, Michael G. Barker, Jeffrey R. Adair, John G. Driscoll, Ciaran T. Hanna, Jeffery L. McCann - Memorializing the New York State Legislature to Support Governor David A. Paterson's Proposal to Restore Local Transportation Funding.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-87)

Jeffery L. McCann, E. Daniel Quatro, Wayne E. Zyra, Richard Yolevich, Mary A. Valerio, Stephen Tucciarello, Mark J. Cassetti, Douglas B. Dobson, R. Anthony LaFountain, Anthony J. Daniele, Michael G. Barker, Jeffrey R. Adair, John G. Driscoll, Ciaran T. Hanna, Robert J. Colby - Memorializing Governor David A. Paterson and the New York State Legislature to Support, Preserve, and Prioritize the General Public Health Works Program for Local Public Health Initiatives, as well as Medical Examiners and Emergency Medical Services.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-88)

Mary A. Valerio, E. Daniel Quatro, Wayne E. Zyra, Richard Yolevich, Stephen Tucciarello, Mark J. Cassetti, Douglas B. Dobson, R. Anthony LaFountain, Anthony J. Daniele, Michael G. Barker, Jeffrey R. Adair, John G. Driscoll, Ciaran T. Hanna, Jeffery L. McCann, Robert J. Colby - Memorializing Governor David A. Paterson and the State Legislature to Reject the Shift of Local Social Services Administrative Costs to the Flexible Fund for Family Services Block Grant and Restore these Funds to the Local Administrative Fund.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-89)

Cynthia W. Kaleh, Calvin Lee, Jr., Carrie M. Andrews, Vincent Esposito, Edward M. O'Brien, Glenn J. Gamble - Memorializing the United States Senate to pass the Serve America Act.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-90)

Harry B. Bronson, Carrie M. Andrews, Calvin Lee, Jr., Richard A. Beebe, Carmen F. Gumina, Travis R. Heider, Vincent Esposito, Edward M. O'Brien, Glenn J. Gamble, Paul E. Haney, C. Stephen Eckel, Willie J. Lightfoot, Cynthia W. Kaleh, José A. Cruz - Memorializing the U.S. Department of Transportation to Support High Speed Rail in Upstate New York.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-91)

Travis R. Heider, Harry B. Bronson, Carrie M. Andrews, Calvin Lee, Jr., Richard A. Beebe, Carmen F. Gumina, Vincent Esposito, Edward M. O'Brien, Glenn J. Gamble, Paul E. Haney, C. Stephen Eckel, Willie J. Lightfoot, Cynthia W. Kaleh, José A. Cruz - Memorializing the United States Congress to Pass and President Barack H. Obama to Sign into Law S305, creating a National Childhood Brain Tumor Prevention Network.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-92)

Wille J. Lightfoot, Carrie M. Andrews, Harry B. Bronson, Calvin Lee, Jr., Richard A. Beebe, Travis R. Heider, Vincent Esposito, Edward M. O'Brien, Glenn J. Gamble, Paul E. Haney, C. Stephen Eckel, Cynthia W. Kaleh, José A. Cruz – Memorializing the New York State Legislature to Pass and Governor David A. Paterson to Sign into Law A04453 and S144, Establishing a Witness Protection Fund.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-93)

From the County Executive — MAGGIE BROOKS

Regarding Authorizing a Contract with International Animal Exchange, Inc. for the Rental of White Tigers for Exhibition at the Seneca Park Zoo.

Read and Referred to Recreation and Education and Ways and Means Committees and Adopted March 10, 2009 under Section 545-24 (C). (File No. 09-76)

Regarding Acceptance of a Grant from the County of Monroe Industrial Development Agency.

Read and Referred to the Planning and Economic Development and Ways and Means Committees. (File No. 09-94)

Regarding Acceptance of a Grant from the Monroe County Industrial Development Corporation.

Read and Referred to the Planning and Economic Development and Ways and Means Committees. (File No. 09-95)

Regarding Authorizing a Contract with the Greater Rochester Enterprise for General Operating Expenses.

Read and Referred to the Planning and Economic Development and Ways and Means Committees. (File No. 09-96)

Regarding Amend Resolution 381 of 2004 to Amend the Contract with Boris Shmigel, M.D. for Sheriff Employees Medical Services.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 09-97)

Regarding Authorizing a Contract with Wilmorite Property Management, LLC to Provide Security Services at the Marketplace Mall.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 09-98)

Regarding Acceptance of a Grant from the New York State Division of Criminal Justice Services for the STEPS/Road to Recovery Program in the District Attorney's Office.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 09-99)

Regarding Authorizing the Dedication of 19 Parcels of Land to the Monroe County Parks System.

Read and Referred to Recreation and Education and Ways and Means Committees and Withdrawn March 20, 2009. (File No. 09-100)

Regarding Authorizing an Intermunicipal Agreement with the Town of Gates for Construction of Road and Parking Lot Improvements at Monroe Community College.

Read and Referred to Intergovernmental Relations and Ways and Means Committees. (File No. 09-101)

March 10, 2009

Regarding Authorizing an Intermunicipal Agreement with Chemung County for Services Provided by the Monroe County Medical Examiner's Office.

Read and Referred to the Intergovernmental Relations and Ways and Means Committees. (File No. 09-102)

Regarding Acceptance of Reimbursement from the Rochester City School District for Consultant Services Provided by Monroe County for the Rochester Safe Schools Healthy Students Project and Authorize a Memorandum of Agreement.

Read and Referred to the Intergovernmental Relations, Public Safety, Human Services and Ways and Means Committees. (File No. 09-103)

Regarding Acceptance of a Grant from the National Association of County and City Health Officials for the Medical Reserve Corps Capacity Building Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 09-104)

Regarding Amend Resolution 311 of 2006 and Resolution 418 of 2007 to Accept Additional Funding 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. 09-105)

Regarding Amend Resolution 37 of 2009 to Accept Additional Funding from the New York State Office of Temporary and Disability Assistance for the 2008-2009 Home Energy Assistance Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 09-106)

Regarding Authorizing a Financing Agreement with the New York Power Authority to Finance the Expansion of the Mill Seat Landfill Gas to Energy Facility Project; Amend the 2009 Operating Budget of the Environmental Services Department to Increase Funding for the Expansion of the Mill Seat Landfill Gas to Energy Facility Project; and Authorize Acceptance of a Grant from the United States Department of Energy for the Mill Seat Landfill Bioreactor Project.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 09-107)

Regarding Authorizing Contracts with Javen Construction Company, Inc., John W. Danforth Company, Hewitt Young Electric LLC, Landry Mechanical Contractors and Downey-Goodlein Elevator Corporation for Construction Services for the Monroe County Public Safety Building Renovation Project-Phase III-B.

Read and Referred to Environment and Public Works, Public Safety and Ways and Means Committees. (File No. 09-108)

Regarding Amend the 2009-2014 Capital Improvement Program and the 2009 Capital Budget to Add a Project Entitled "Taxiway A Improvements - Phase 1" at the Greater Rochester International Airport; Authorize Financing for the Project; and Authorize a Contract with Clough Harbour & Associates, LLP for Design Services for the Taxiway A Improvements - Phase 1 Project at the Greater Rochester International Airport.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 09-109)

Regarding Authorize Contracts with C.J. Brown Energy Engineering, P.C. and Pathfinder Engineers, LLP to Provide Energy Term Services.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 09-110)

Regarding Authorize Contracts with C.J. Brown Energy Engineering, P.C. and Pathfinder Engineers, LLP to Provide Energy Term Services.

Read and Referred to the Pure Waters Administration Board. (File No. 09-111)

March 10, 2009

Regarding Authorize a Contract with the State of New York for Maintenance of Traffic Signal Equipment.

Read and Referred to Transportation and Ways and Means Committees. (File No. 09-112)

Regarding Erroneous Assessments - Correction and Cancellation.

Read and Referred to Ways and Means Committee. (File No. 09-113)

Regarding Home Rule Messages for Senate Bill No. S.2408 and Assembly Bill No. A.5303 Entitled, "An Act to Amend the Monroe County Tax Act, in Relation to the Assessment, Levy and Collection of Taxes in Monroe County; to Amend the Monroe County Tax Foreclosure Act, in Relation to the Foreclosure of Tax Liens in Monroe County ; to Repeal Certain Provisions of the Monroe County Tax Act, Relating to the Collection of Taxes in such County; to Repeal Certain Provisions of the Monroe County Tax Foreclosure Act, Relating to Certain Foreclosure Actions; and to Repeal Certain Provisions of the Monroe County In Rem Tax Foreclosure Act, Relating to the Filing of Affidavits"

Read and Referred to Ways and Means Committees. (File No. 09-114)

MISCELLANEOUS AND OTHER OFFICIALS

Mary Louise Meisenzahl, MPA, CEM, Administrator - Regarding Hazardous Materials Response Plan - January 2009 Revision.

Read and Filed. (RF09-28)

Linda Kurtz, Regional Director, New York State Office of Children & Family Services - Regarding Child Fatality Report 92-08-012.

Read and Filed. (RF09-29)

Linda A. Faubel, Planning Board, Acting Chairperson - Regarding Information Meetings Regarding Monroe County Proposed Capital Improvement Program for 2010-2015.

Read and Filed. (RF09-30)

Michael J. Garland, P.E., Director of Environmental Services – Regarding Resolution 466 of 2001 - Solid Waste and Recycling Facilities Non-Contract Gate fees As Of February 2009.

Read and Filed. (RF09-31)

Jaclyn A. Brilling, Secretary, State of New York Public Commission – Regarding Case 09-M-0114 - Proceeding on Motion of the Commission to Examine the Prudence of Certain Capital Program and Operation and Maintenance Expenditures by Consolidated Edison Company of New York, Inc.

Read and Filed. (RF09-32)

Mark R. Aesch, Chief Executive Officer, Rochester Genesee Regional Transportation Authority - Regarding Renaissance Square.

Read and Filed. (RF09-33)

Office of the Public Defender Annual Report 2008.

Read and Filed. (RF09-34)

Linda Kurtz, Regional Director, New York State Office of Children & Family Services - Regarding Child Fatality Report 92-08-011.

Read and Filed. (RF09-35)

Debra DeMink, Ontario County Clerk - Regarding Local Law #1-2009.

Read and Filed. (RF09-36)

March 10, 2009

Linda Kurtz, Regional Director, New York State Office of Children & Family Services - Regarding Child Fatality Report 92-08-015.

Read and Filed. (RF09-37)

Jacquelyne A. Leach, Comptroller, Western Regional Off-Track Betting Corporation Regarding Letter to Stephen Gleason in Reference to Receipt of January 2009 Retained Surcharge Revenue for Monroe County (Receipt of Check No. #46667).

Read and Filed. (RF09-38)

Michael J. Garland, P.E., Director of Environmental Services - Regarding Resolution 466 of 2001 - Solid Waste and Recycling Facilities Non-Contract Gate fees As Of March 2009.

Read and Filed. (RF09-39)

Monroe County Council of Governments - Meeting Notice and Agenda - Tuesday, March 17, 2009.

Read and Filed. (RF09-40)

Jaclyn A. Brilling, Secretary, State of New York Public Commission Regarding Case 04-M-0159 - Proceeding on Motion of the Commission to Examine the Safety of Electric Transmission and Distribution Systems and Case 06-M-1467 - Petition of Orange and Rockland Utilities, Inc. to Modify Its Stray Voltage Testing Program.

Read and Filed. (RF09-41)

Linda Kurtz, Regional Director, New York State Office of Children & Family Services - Regarding Child Fatality Report 92-08-020.

Read and Filed. (RF09-42)

Robert Maccarone, State Director, NYS Division of Probation and Correctional Alternatives - Annual Alternatives to Incarceration Performance - Based Service Plan Application 2009.

Read and Filed. (RF09-43)

PROCLAMATIONS

By the President of the Legislature — Wayne E. Zyra

Proclaimed Jointly with County Executive Maggie Brooks and Legislator Michael G. Barker "Christopher Raymond Shalvoy" on being named Irish Citizen of the Year.

Read and Filed.

Proclaimed Jointly with County Executive Maggie Brooks "Parks and Recreation Week" in Monroe County and encourage all residents to visit our local parks and explore the many different educational and leisure opportunities offered in our area.

Read and Filed.

Recognized Jointly with Legislators Michael G. Barker and Jeffrey R. Adair "Our Lady of Mercy Varsity Soccer Team" on an incredibly successful 2008 season.

Read and Filed.

Recognized Jointly with Legislator Jack Driscoll "Jay Amin of Rush-Henrietta High School" on his remarkable placement in the Intel Science Talent Search contest.

Read and Filed.

Recognized Jointly with Legislators Mark J. Cassetti, Jeffery L. McCann and Richard Yolevich "Solutions Studio and Day Spa" for the grand re-opening of Solutions Studio and Spa, an environmentally-friendly, full-service salon that has now become an indispensable component within the Town of Greece economy.

Read and Filed.

Recognized Jointly with Legislators Harry B. Bronson, Carrie M. Andrews, Mary A. Valerio and Cynthia W. Kaleh "Highland Breast Imaging Center" for their dedication to women's health in the fight against breast cancer.

Read and Filed.

Recognized Jointly with Legislators Willie J. Lightfoot and Mary A. Valerio "Jerome Flood II" for his dedication to music and bringing recognition to the Rochester Community.

Read and Filed.

Recognized Jointly with Legislator Travis R. Heider "Dr. Jeanne DelSignore" for her hard work and dedication as chairwoman of the U.S. Lacrosse Ethics Advisory Committee.

Read and Filed.

Recognized Jointly with Legislators Carmen Gumina and E. Daniel Quatro "Mayor Jake and Mrs. Anne Swingly" for exemplary civic duty and dedication to public safety.

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 7:13 P.M.

LOCAL LAWS

By Legislators Yolevich and Cassetti

Intro. No. 77

A LOCAL LAW ENTITLED "AMENDING MONROE COUNTY CODE RELATED TO THE COMPOSITION OF THE SOLID WASTE REUSE AND RECYCLING LAW ADVISORY COMMITTEE"

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

Section 1. Monroe County Code, Part IV General Local Laws, Article VII, Solid Waste Reuse and Recycling, § 347-32(A)(4) is amended to read as follows:

4. One (1) member from each of the following organizations, each of whom shall be appointed by the Executive and confirmed by the Legislature: the ~~Chamber of Commerce~~ Rochester Business Alliance, the Environmental Management Council, the ~~Industrial Management Council~~ Monroe County School Boards Association, the Town Supervisors' Association, the Village Mayors' Association, and the Waste Haulers' Association;

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.

Added Language is underlined
Deleted Language is ~~stricken~~

Agenda Charter Committee; February 23, 2009 - CV: 5-0
Environment and Public Works Committee; February 25, 2009 - CV: 7-0
File No. 09-0066.LL

March 10, 2009

By Legislators Yolevich and Cassetti

Intro. No. 78
MOTION NO. 18 OF 2009

PROVIDING THAT LOCAL LAW (INTRO. NO. 77 OF 2009), ENTITLED "AMENDING MONROE COUNTY CODE RELATED TO THE COMPOSITION OF THE SOLID WASTE REUSE AND RECYCLING LAW ADVISORY COMMITTEE" BE TABLED

BE IT MOVED, that local law (Intro. No. 77 of 2009), entitled "**AMENDING MONROE COUNTY CODE RELATED TO THE COMPOSITION OF THE SOLID WASTE REUSE AND RECYCLING LAW ADVISORY COMMITTEE**" be tabled.

File No. 09-0066.LL
Adopted: Ayes 28, Noes 0.

By Legislators Yolevich and Cassetti

Intro. No. 79
RESOLUTION NO. 62 OF 2009

FIXING A PUBLIC HEARING ON LOCAL LAW (INTRO. NO. 77 OF 2009), ENTITLED "AMENDING MONROE COUNTY CODE RELATED TO THE COMPOSITION OF THE SOLID WASTE REUSE AND RECYCLING LAW ADVISORY COMMITTEE"

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 14th day of April, 2009, in the Legislative Chambers in the County Office Building, Rochester, New York on local law (Intro. No. 77 of 2009), entitled "AMENDING MONROE COUNTY CODE RELATED TO THE COMPOSITION OF THE SOLID WASTE REUSE AND RECYCLING LAW ADVISORY COMMITTEE."

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. 09-0066.LL
Adopted: Ayes 28, Noes 0.

MOTIONS, RESOLUTIONS AND NOTICES

By Legislators Andrews and Bronson

Intro. No. 80
MOTION NO. 19 OF 2009

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.

Failed: Ayes 13, Noes 15.
(Legislators Andrews, Beebe, Bronson, Eckel, Esposito, Gamble, Gumina, Haney, Heider, Kaleh, Lee, Lightfoot and O'Brien voted in the positive.)

By Legislators LaFountain and Barker

Intro. No. 81
RESOLUTION NO. 63 OF 2009

AUTHORIZING RENEWAL AND EXECUTION OF CONTRACT WITH GARY M. SPINELLI TO ACT AS COMPUTER CONSULTANT FOR REPUBLICAN OFFICE OF MONROE COUNTY LEGISLATURE FOR 2009

March 10, 2009

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 enter into and execute a contract with Gary M. Spinelli in the amount of $7,500 for computer consulting services for the Republican Office of the Monroe County Legislature, for the period of January 1, 2009 through December 31, 2009.

Section 2. Funding for this contract is included in the 2009 operating budget of the Monroe County Legislature, Republican Office, fund 9001, funds center 1011010000.

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

Ways and Means Committee; February 25, 2009 - CV: 11-0
File No. 09-0046
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, March 12, 2009.
Effective Date: March 12, 2009.

By Legislators Adair, Tucciarello and Hanna

Intro. No. 82
RESOLUTION NO. 64 OF 2009

AUTHORIZING INITIATION OF PROCESS FOR MAKING ADDITIONS TO MONROE COUNTY AGRICULTURAL DISTRICTS

WHEREAS, Section 303-b of the Agriculture and Markets Law requires the Monroe County Legislature to establish an annual 30-day period during which landowners can submit proposals to include land that is predominantly viable agricultural land within a certified agricultural district; and

WHEREAS, Monroe County would begin this addition process by publishing a general notice to make landowners aware of the 30-day submission period (March 30, 2009 through April 29, 2009); and

WHEREAS, at the end of the 30-day submission period all requests for inclusion will be referred to the Monroe County Agricultural and Farmland Protection Board (AFPB) for its recommendations; and

WHEREAS, the AFPB then has 30 days to make a recommendation to the Monroe County Legislature concerning any proposed additions to the certified agricultural districts.

NOW, THEREFORE, 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 as to whether inclusion of each piece of land proposed to be included in the certified agricultural districts a) consists predominantly of viable agricultural land and b) 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; February 23, 2009 - CV: 5-0
File No. 09-0056
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, March 12, 2009.
Effective Date: March 12, 2009.

By Legislators Tucciarello and LaFountain

Intro. No. 83
RESOLUTION NO. 65 OF 2009

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 $13,000 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, 2009 through March 31, 2010.

Section 2. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

Section 3. Should funding for 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.

Planning and Economic Development Committee; February 23, 2009 - CV: 5-0
Ways and Means Committee; February 25, 2009 - CV: 11-0
File No. 09-0057
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, March 12, 2009.
Effective Date: March 12, 2009.

By Legislators Tucciarello and LaFountain

Intro. No. 84
RESOLUTION NO. 66 OF 2009

APPROVING 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 2009 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 Monroe County Legislature; 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 $500,000.

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

Section 1. The Legislature hereby approves the Public Employees Blanket Bond for the Genesee/Finger Lakes Regional Planning Council 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 23, 2009 - CV: 5-0
Ways and Means Committee; February 25, 2009 - CV: 11-0
File No. 09-0058
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, March 12, 2009.
Effective Date: March 12, 2009.

By Legislators Tucciarello and LaFountain

Intro. No. 85
RESOLUTION NO. 67 OF 2009

AUTHORIZING ANNUAL CONTRIBUTION TO GENESEE/FINGER LAKES REGIONAL PLANNING COUNCIL

March 10, 2009

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

Section 1. The Legislature hereby authorizes the payment of Monroe County's 2009 contribution to the Genesee/Finger Lakes Regional Planning Council in the amount of $29,989.

Section 2. Funding for this contribution is included in the 2009 operating budget of the Planning and Development Department, fund 9001, funds center 1402040000, 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 23, 2009 - CV: 5-0
Ways and Means Committee; February 25, 2009 - CV: 11-0
File No. 09-0059
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, March 12, 2009.
Effective Date: March 12, 2009.

By Legislators Tucciarello, Valerio and LaFountain

Intro. No. 86
RESOLUTION NO. 68 OF 2009

AUTHORIZING CONTRACT WITH MONROE COMMUNITY COLLEGE TO PROVIDE PROFESSIONAL SERVICES THROUGH AGRICULTURE AND LIFE SCIENCES INSTITUTE

BE 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 Community College, for professional services to be provided by the Agriculture and Life Sciences Institute, in the amount of $205,000, for the period of January 1, 2009 through December 31, 2009.

Section 2. Funding for this contract is included in the 2009 operating budget of the Department of Planning and Development, fund 9001, funds center 1402030000, Agricultural & 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 23, 2009 - CV: 5-0
Recreation and Education Committee; February 24, 2009 - CV: 5-0
Ways and Means Committee; February 25, 2009 - CV: 11-0
File No. 09-0060
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, March 12, 2009.
Effective Date: March 12, 2009.

By Legislators Barker and Colby

Intro. No. 87
RESOLUTION NO. 69 OF 2009

AUTHORIZING CONTRACT WITH HARRIS RF COMMUNICATIONS FOR LOAN OF EQUIPMENT FOR TESTING PURPOSES WITH OPTION TO PURCHASE RELATED EQUIPMENT AT PREFERRED PRICE

BE 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 Harris RF Communications, for the loan of equipment for testing purposes with the option to purchase related equipment at a preferred price, for the period of January 1, 2009 through December 31, 2009, with an option to renew for four (4) one-year periods upon the mutual consent of the parties.

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

Public Safety Committee; February 23, 2009 - CV: 7-0
File No. 09-0061
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, March 12, 2009.
Effective Date: March 12, 2009.

By Legislators Barker and LaFountain

Intro. No. 88
RESOLUTION NO. 70 OF 2009

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 $59,400 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, 2009 through March 31, 2010.

Section 2. The 2009 operating grant budget of the Office of the Sheriff is hereby amended by appropriating the sum of $59,400 into fund 9300, funds center 3803020000, Road Patrol Zone A.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 23, 2009 - CV: 7-0
Ways and Means Committee; February 25, 2009 - CV: 11-0
File No. 09-0062
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, March 12, 2009.
Effective Date: March 12, 2009.

By Legislators Barker and LaFountain

Intro. No. 89
RESOLUTION NO. 71 OF 2009

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 a $155,430 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, 2009 through June 30, 2010.

Section 2. The 2009 operating grant budget of the District Attorney's Office is hereby amended by appropriating the sum of $5,794 into fund 9300, funds center 2507010000, Financial and Computer Crime Unit.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 23, 2009 - CV: 7-0
Ways and Means Committee; February 25, 2009 - CV: 11-0
File No. 09-0063
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, March 12, 2009.
Effective Date: March 12, 2009.

By Legislators Barker and LaFountain

Intro. No. 90
RESOLUTION NO. 72 OF 2009

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 $124,200 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for the Crimes Against Revenue Prosecution Program, for the period of October 1, 2008 through September 30, 2009.

Section 2. The 2009 operating grant budget of the District Attorney's Office is hereby amended by appropriating the sum of $8,442 into fund 9300, funds center 2507010000, Financial and Computer Crime Unit.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor's requirements, and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 23, 2009 - CV: 7-0
Ways and Means Committee; February 25, 2009 - CV: 11-0
File No. 09-0064
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, March 12, 2009.
Effective Date: March 12, 2009.

By Legislators Barker and LaFountain

Intro. No. 91
RESOLUTION NO. 73 OF 2009

AUTHORIZING ACCEPTANCE OF INCENTIVE AWARD FROM NEW YORK STATE ENERGY RESEARCH AND DEVELOPMENT AUTHORITY; AUTHORIZING CONTRACT WITH THE PIKE COMPANY, INC. FOR CONSTRUCTION MANAGEMENT SERVICES FOR MONROE COUNTY PUBLIC SAFETY LABORATORY 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 an incentive award from, and to execute a contract and any amendments thereto with, the New York State Energy Research and Development Authority, for the New York Energy Smart New Construction Program, in an amount anticipated to be $100,000, for the Monroe County Public Safety Laboratory Project.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract with The Pike Company, Inc. in the amount of $139,373, for construction management services, for the Monroe County Public Safety Laboratory Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 3. Funding for this project will be available in capital fund 1469 and any capital fund(s) created for the same intended purpose.

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

Public Safety Committee; February 23, 2009 – CV: 7-0
Ways and Means Committee; February 25, 2009 - CV: 11-0
File No. 09-0065
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, March 12, 2009.
Effective Date: March 12, 2009.

By Legislators Barker and LaFountain

Intro. No. 92
RESOLUTION NO. 74 OF 2009
SUPERSEDING BOND RESOLUTION DATED MARCH 10, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $30,000,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE CONSTRUCTION AND ORIGINAL FURNISHING AND EQUIPPING OF A PUBLIC SAFETY LABORATORY, IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON AUGUST 12, 2008 (RESOLUTION NO. 187 OF 2008)

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 original furnishing and equipping of a Public Safety Laboratory, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $30,000,000 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 ($3,750,000 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 11(a) of paragraph a of Section 11.00 of the Local Finance Law (it being hereby determined that said building is a class "A" building), 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 $30,000,000, and the plan for the financing thereof is by the issuance of $30,000,000 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 supersede Resolution No. 187 of 2008, being a bond resolution dated August 12, 2008, 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 revise the stated purpose to include construction and original furnishing and equipping costs, to revise the period of probable usefulness of the aforesaid purpose and the applicable subdivision of paragraph a of the Section 11.00 of the Local Finance Law and to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $3,750,000 to $30,000,000.

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.

Public Safety Committee; February 23, 2009 - CV: 7-0
Ways and Means Committee; February 25, 2009 - CV: 11-0
File No. 09-0065.br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, March 12, 2009.
Effective Date: March 12, 2009.

March 10, 2009

By Legislators Yolevich and Dobson

Intro. No. 93
RESOLUTION NO. 75 OF 2009

REQUESTING MONROE COUNTY COUNCIL OF GOVERNMENTS PROVIDE FOR REPRESENTATION BY MONROE COUNTY SCHOOL BOARDS ASSOCIATION AND MONROE COUNTY COUNCIL OF SCHOOL SUPERINTENDENTS

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

Section 1. The Monroe County Council of Governments is hereby requested to amend its bylaws to provide for an additional two seats on the Monroe County Council of Governments, with representatives designated by the respective boards of the Monroe County School Boards Association and the Monroe County Council of School Superintendents.

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

Agenda/Charter Committee; February 23, 2009 – CV: 5-0
File No. 09-0067
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, March 12, 2009.
Effective Date: March 12, 2009.

By Legislators Cassetti and LaFountain

Intro. No. 94
RESOLUTION NO. 76 OF 2009

AUTHORIZING SUPPLEMENTAL GRANT AGREEMENT #2 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 Supplemental Grant Agreement #2 with the State of New York to accept financial assistance for the following project at the Greater Rochester International Airport:

a. Rehabilitate Runway 10/28 and Related Safety Improvements (Phase 1) (State Project PIN 4908.64)

Federal Share (95%)	$3,822,534
State Share (2.5%)	$ 100,593
Local Share (2.5%)	$ 100,593
	$4,023,720

b. The State share may be increased by up to 15% to a maximum amount of $115,682 to cover cost overruns.

c. Funding for this project is included in capital fund 1467 and any capital fund(s) created for the same intended purpose.

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

a. Vale Program Phase I – Retrofit Vehicles for CNG Fuel and Construct a CNG Fueling Station (State Project PIN 4908.65)

Federal Share (95%)	$1,524,147
State Share (2.5%)	$ 40,109
Local Share (2.5%)	$ 40,109
	$1,604,365

b. The State share may be increased by up to 15% to a maximum amount of $46,125 to cover cost overruns.

c. Funding for this project is included in capital funds 1319 and 1418 and any capital fund(s) created for the same intended purpose.

Section 3. The County Executive, or her designee, is hereby authorized to execute Supplemental Grant Agreement #2 with the State of New York to accept financial assistance for the following project at the Greater Rochester International Airport:

a. Rehabilitate Runway 10/28 and Related Safety Improvements (Phase 2) (State Project PIN 4908.66)

Federal Share (95%)	$3,202,184
State Share (2.5%)	$ 84,268
Local Share (2.5%)	$ 84,268
	$3,370,720

b. The State share may be increased by up to 15% to a maximum amount of $96,908 to cover cost overruns.

c. Funding for this contract is included in capital fund 1467 and any capital fund(s) created for the same intended purpose.

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

Environment and Public Works Committee; February 25, 2009 CV: 7-0
Ways and Means Committee; February 25, 2009 - CV: 11-0
File No. 09-0068
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, March 12, 2009.
Effective Date: March 12, 2009.

By Legislators Cassetti and LaFountain

Intro. No. 95
RESOLUTION NO. 77 OF 2009
SUPERSEDING BOND RESOLUTION DATED MARCH 10, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $3,000,000 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, 2005 (RESOLUTION NO. 385 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 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 $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 ($2,500,000 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 July 19, 2006, 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 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. 385 of 2005, being a bond resolution dated November 15, 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 $2,500,000 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; February 23, 2009 - CV: 7-0
Ways and Means Committee; February 25, 2009 - CV: 11-0
File No. 09-0069.br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, March 12, 2009.
Effective Date: March 12, 2009.

March 10, 2009

By Legislators Cassetti and LaFountain

Intro. No. 96
RESOLUTION NO. 78 OF 2009

AUTHORIZING CONTRACT WITH SWBR ARCHITECTS FOR PROFESSIONAL ENGINEERING SERVICES FOR MONROE COMMUNITY COLLEGE BUILDING 9 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 SWBR Architects, in the amount of $988,748, for professional engineering services, for the Monroe Community College Building 9 Renovations Project, and any amendments necessary to complete the project within the total capital funds appropriation.

Section 2. Funding for this contract is available in capital fund 1507 and any capital fund(s) created for the same intended purpose.

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

Environment and Public Works Committee; February 25, 2009 – CV: 7-0
Ways and Means Committee; February 25, 2009 – CV: 11-0
File No. 09-0070
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, March 12, 2009.
Effective Date: March 12, 2009.

By Legislators Colby and LaFountain

Intro. No. 97
RESOLUTION NO. 79 OF 2009

AUTHORIZING CONTRACT WITH COSTICH ENGINEERING P.C., INC. FOR GENERAL ENGINEERING 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 execute a contract, and any amendments thereto, with Costich Engineering P.C., Inc., for general engineering term services, in an annual amount not to exceed $75,000, for the period of April 1, 2009 through March 31, 2010, with four (4) additional one-year extensions, with escalations for the extensions to be limited to an amount equal to the increase in the previous year's Consumer Price Index (CPI).

Section 2. Funding for this contract is included in capital funds 1440, 1441, 1442, 1444, Department of Transportation operating budget fund 9002, funds center 8002040000, Road Maintenance, and any capital fund(s) or operating accounts created for the same intended purpose.

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

Transportation Committee; February 25, 2009 - CV: 9-0
Ways and Means Committee; February 25, 2009 - CV: 11-0
File No. 09-0071
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, March 12, 2009.
Effective Date: March 12, 2009.

By Legislator LaFountain and Barker

Intro. No. 98
RESOLUTION NO. 80 OF 2009

AUTHORIZING SALE OF COUNTY OWNED TAX FORECLOSURE PROPERTY IN 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 # 035.03-1-30 1.10 acres 762 Island Cottage Road Town of Greece	Town of Greece 1 Vince Tofany Blvd. Rochester, New York 14616	$509.00

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

Ways and Means Committee; February 25, 2009 - CV: 11-0
File No. 09-0072
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, March 12, 2009.
Effective Date: March 12, 2009.

By Legislators LaFountain and Barker

Intro. No. 99
RESOLUTION NO. 81 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE EDUCATION DEPARTMENT FOR CREATION OF DIGITAL INDEX BOOK 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 accept a $65,913 grant from, and to execute a contract and any amendments thereto with, the New York State Education Department for the creation of a Digital Index Book System, for the period of July 1, 2008 through June 30, 2009.

Section 2. The 2009 operating budget of the Monroe County Clerk's Office is hereby amended by appropriating the sum of $65,913 into fund 9300, funds center 2101020000, Downtown Operations.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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.

Ways and Means Committee; February 25, 2009 - CV: 11-0
File No. 09-0073
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, March 12, 2009.
Effective Date: March 12, 2009.

By Legislators Valerio and LaFountain

Intro. No. 100
RESOLUTION NO. 82 OF 2009

AUTHORIZING CONTRACT WITH INTERNATIONAL ANIMAL EXCHANGE, INC. FOR RENTAL OF WHITE TIGERS FOR EXHIBITION 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 execute a contract, and any amendments thereto, with International Animal Exchange, Inc., for the rental of white tigers for exhibition at the Seneca Park Zoo, in an amount not to exceed $26,252, for the period of April 1, 2009 through October 31, 2009.

Section 2. Funding for this contract is included in the Animal Purchase Trust Fund, fund 9617, funds center 8804010000.

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

Recreation and Education Committee; February 24, 2009 - CV: 5-0
Ways and Means Committee; February 25, 2009 - CV: 11-0
File No. 09-0076
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, March 12, 2009.
Effective Date: March 12, 2009.

By Legislators Yolevich and Dobson

Intro. No. 101
RESOLUTION NO. 83 OF 2009

CONFIRMATION OF 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 Section C7-4 of the Monroe County Charter, the Legislature hereby appoints Martina Thompson, 37 Tumbleweed Drive, Pittsford, New York 14534 to the Monroe County Library System Board of Trustees, said term is effective immediately and will expire on June 30, 2010.

Section 2. This resolution shall take effect immediately.

File No. 09-0077
Adopted: Ayes 28, Noes 0.

By Legislators Baker and LaFountain

Intro. No. 102
RESOLUTION NO. 84 OF 2009

AUTHORIZING AGREEMENT AMONG MONROE COUNTY EXECUTIVE, MONROE COUNTY SHERIFF AND MONROE COUNTY LAW ENFORCEMENT ASSOCIATION

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

Section 1. The agreement among the Monroe County Executive, the Monroe County Sheriff and the Monroe County Law Enforcement Association, for the period of January 1, 2009 through December 31, 2012, is hereby ratified and approved.

Section 2. The 2009 Budget Salary Schedule is hereby amended to reflect the agreement with the Monroe County Sheriff Law Enforcement Association.

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

Matter of Urgency
File No. 09-0078
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, March 12, 2009.
Effective Date: March 12, 2009.

UNFINISHED BUSINESS

President Zyra would like noted that former legislator Christopher Wilmot was in the Chambers.

Legislator Paul Haney inquired about the opinion from Bond Counsel and Chief Finance Officer Scott Adair responded to the inquiry. Legislators Quatro and Andrews stated that they both would like a copy of the disc from the taping of the Full Legislature meeting.

Upon Motion by Legislator E. Daniel Quatro, the Legislature adjourned at 7:24 P.M. until Tuesday, April 14, 2009 at 6:00 p.m.

LISA POLITO NICOLAY
Clerk of the Legislature

FOURTH DAY

TUESDAY, APRIL 14, 2009

Legislature met pursuant to adjournment.

President Wayne E. Zyra in the Chair.

ROLL CALL

Present — Legislators Adair, Andrews, Barker, Beebe, Bronson, Cassetti, Colby, Cruz, Daniele, Dobson, Driscoll, Eckel, Esposito, Gamble, Gumina, Haney, Hanna, Heider, Kaleh, LaFountain, Lee, Lightfoot, McCann, O'Brien, Quatro, Tucciarello, Valerio, Yolevich, Zyra — (29)

Meeting formally opened. At the invitation of Legislator Calvin Lee Jr., Reverend Ashford Fleming, of the Tried Mission Church of God in Christ, delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Cynthia W. Kaleh.

MOTIONS, RESOLUTIONS AND NOTICES

By Legislators Quatro and Bronson

Intro. No. 103
RESOLUTION NO. 85 OF 2009
IN MEMORIAM

EXPRESSING REGRET OF THE MONROE COUNTY LEGISLATURE ON THE RECENT PASSING OF RICHARD M. GUON

BE IT RESOLVED, that the Monroe County Legislature hereby expresses its deep sympathy at the recent passing of Richard M. Guon, former Chairman of the Monroe Community College Board of Trustees and founding member of the Ronald McDonald House Charities of Rochester; and

WHEREAS, Rich, as he was known by family, friends, and colleagues, passed away at age 62 on Saturday, April 4, 2009; and

WHEREAS, Rich Guon was a selfless and compassionate individual who, from the time he was a young boy, aspired to someday help those less fortunate than himself; and

WHEREAS, Rich Guon became tremendously successful in the field of business through his ownership of several McDonald's franchise restaurants in our area, and was eventually named President of the McDonald's Operators Association; and

WHEREAS, after Rich had risen to become a nationally-recognized businessman, he never lost sight of his fundamental desire to give back to Monroe County, and helped to raise millions of dollars for the Ronald McDonald House Charities of Rochester, Inc., an organization which he co-founded; and

WHEREAS, Rich Guon also served this community in a number of other capacities, which included supporting local arts as a member of the Rochester Broadway Theater League Board, ensuring the quality of our local drinking water as a member of the Monroe County Water Authority Board, and expanding access to higher education as a member of both the MCC Foundation Board and the Monroe Community College Board of Trustees; and

WHEREAS, Rich Guon is survived by his wife, Mary Ellen; his children Robin, Randi, and Leslie; his brother, Gerald; and his many friends and colleagues; and

WHEREAS, Rich Guon will always be remembered for his kind-heartedness, beaming smile, and infectious personality;

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. 09-0150

April 14, 2009

By Legislators Quatro and Bronson

Intro. No. 104
RESOLUTION NO. 86 OF 2009
IN MEMORIAM

EXPRESSING REGRET OF THE MONROE COUNTY LEGISLATURE ON THE RECENT PASSING OF STEPHEN J. MINARIK III

BE IT RESOLVED, that the Monroe County Legislature hereby expresses its deep sympathy at the recent passing of Stephen J. Minarik III, former Chairman of the Monroe County Republican Committee and past Chairman of the New York Republican State Committee; and

WHEREAS, Steve, as he was known by family, friends, and colleagues, passed away at age 49 on Sunday, April 12, 2009; and

WHEREAS, Steve Minarik, who began his professional career on the staff of the Monroe County Legislature, will be always remembered as one of the greatest political figures in the storied history of Monroe County, and as someone respected on both sides of the aisle for his brilliance, tact, and fiery competitive nature. Furthermore, those who knew Steve best will forever cherish the honesty, loyalty, and undeniably straightforward nature he exhibited in every aspect of life; and

WHEREAS, Steve's legacy and dedication to smaller government, protecting taxpayers, and public accountability will live on through the countless elected officials whose careers he helped to launch, many of whom still proudly serve our community today; and

WHEREAS, the Monroe County Republican Party should not be considered simply a political organization composed of like-minded individuals, but rather a close-knit family of men, women, and children whom care deeply about one another. Today this family grieves the recent loss of its beloved friend and former leader; and

WHEREAS, Steve Minarik is survived by his wife, former Monroe County Legislator Renee Minarik; his children Christopher, Kathleen, Stephen IV, and Stephanie; and his many friends and colleagues; and

WHEREAS, if the greatest testament to a man's life is evidenced by the legacy he leaves behind, then Steve's presence on this earth will long be felt through the love he bestowed upon his family as a devoted father, the support he offered his friends as a trustworthy companion, and the countless ways in which he positively impacted our community;

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. 09-0151

APPROVAL OF MINUTES

Without objection, the journal of the session of Day 3 of 2009, March 10, 2009 was approved as submitted.

PETITIONS AND COMMUNICATIONS

From the President of the Legislature — WAYNE E. ZYRA

Regarding Chaplain for the April 14, 2009 Meeting, Reverend Fleming Ashford, of the Tried Mission Church of God in Christ at the Invitation of Legislator Calvin Lee, Jr.

Read and Filed. (RF09-44)

Regarding Appointment to the Rochester-Genesee Regional Transportation Authority To Be A Matter Of Urgency.

Read and Adopted on April 14, 2009 under Section 545-24 (C). (File 09-121)

Regarding Expressing Regret of the Monroe County Legislature on the Recent Passing of Richard M. Guon.

Read and Adopted on April 14, 2009 under Section 545-24 (C). (File 09-150)

April 14, 2009

Regarding Expressing Regret of the Monroe County Legislature on the Recent Passing of Stephen J. Minarik III.

Read and Adopted on April 14, 2009 under Section 545-24 (C). (File 09-151)

COUNTY LEGISLATORS

Mary A. Valerio, E. Daniel Quatro, Wayne E. Zyra, Richard Yolevich, Stephen Tucciarello, Mark J. Cassetti, Douglas B. Dobson, R. Anthony LaFountain, Anthony J. Daniele, Michael G. Barker, Jeffrey R. Adair, John G. Driscoll, Ciaran T. Hanna, Jeffery L. McCann, Robert J. Colby - Memorializing the New York State Legislature to Pass and Governor David A. Paterson to Sign Assembly Bill 3035 and Senate Bill S1401, Enacting "Jilly's Law."

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-122)

Stephen Tucciarello, E. Daniel Quatro, Wayne E. Zyra, Richard Yolevich, Mary A. Valerio, Mark J. Cassetti, Douglas B. Dobson, R. Anthony LaFountain, Anthony J. Daniele, Michael G. Barker, Jeffrey R. Adair, John G. Driscoll, Ciaran T. Hanna, Jeffery L. McCann, Robert J. Colby - Memorializing the State Legislature and Governor David A. Paterson to Exempt Emergency Service Workers from the CDL Provision of New York State Vehicle and Traffic Law.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-123)

Ciaran T. Hanna, E. Daniel Quatro, Wayne E. Zyra, Richard Yolevich, Mary A. Valerio, Stephen Tucciarello, Mark J. Cassetti, Douglas B. Dobson, R. Anthony LaFountain, Anthony J. Daniele, Michael G. Barker, Jeffrey R. Adair, John G. Driscoll, Jeffery L. McCann, Robert J. Colby - Memorializing U.S. Senator Charles Schumer, U.S. Senator Kirsten Gillibrand, and the Monroe County Congressional Delegation to Oppose President Barack Obama's Cuts to the Farm Safety Net Programs in the 2010 Federal Budget Proposal.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-124)

Cynthia W. Kaleh, Harry B. Bronson, Calvin Lee, Jr., Carrie M. Andrews, Richard A. Beebe, Carmen F. Gumina, Travis R. Heider, Edward M. O'Brien, Paul E. Haney, C. Stephen Eckel, José A. Cruz - Memorializing the New York State Legislature to Pass, and Governor David A. Paterson to Sign into Law bills A.3911/S.955, A.1119 and A.2351/S.2968 to Promote and Guarantee Pay Equity.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-125)

Calvin Lee, Jr., Harry B. Bronson, Carrie M. Andrews, Richard A. Beebe, Carmen F. Gumina, Travis R. Heider, Vincent J. Esposito, Edward M. O'Brien, Glenn J. Gamble, Paul E. Haney, C. Stephen Eckel, Willie J. Lightfoot, Cynthia W. Kaleh, José A. Cruz - Memorializing the United States Congress to Pass and President Barack H. Obama to Sign into Law S.163 and H.R. 1469, the Child Protection Improvements Act of 2009.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-126)

Harry B. Bronson, Carrie M. Andrews, Calvin Lee, Jr., Richard A. Beebe, Travis R. Heider, Vincent J. Esposito, Edward M. O'Brien, Paul E. Haney, C. Stephen Eckel, Willie J. Lightfoot, Cynthia W. Kaleh, José A. Cruz - Memorializing the New York State Legislature to Pass Assembly Bill A.3659 and Senate Bill S.1240, Calling for IDA Reform.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-127)

From the County Executive — MAGGIE BROOKS

April 14, 2009

Regarding Amend the 2009-2014 Capital Improvement Program and the 2009 Capital Budget to Add a Project Entitled "American Recovery and Reinvestment Act - Highways;" Authorize Financing for the Project; Authorize the Department of Transportation to Advertise for Bids; Authorize Contracts with the New York State Department of Transportation; Authorize Intermunicipal Agreements with the Towns of Brighton, Penfield and Webster and Authorize an Intermunicipal Agreement with the Village of Scottsville.

Read and Referred to Transportation, Intergovernmental Relations and Ways and Means Committees and Adopted April 14, 2009 under Section 545-24 (C). (File No. 09-116)

Regarding Authorize Implementation of a Project Labor Agreement for the Monroe County Public Safety Laboratory Project.

Read and Reffered to Environment and Public Works and Ways and Means Committees and Adopted April 14, 2009 under Section 545-24 (C). (File No. 09-117)

Regarding Amend the 2009-2014 Capital Improvement Program and the 2009 Capital Budget to Add a Project Entitled "American Recovery and Reinvestment Act - Sign Replacement Program;" Authorize Financing for the Project and Authorize a Contract with the New York State Department of Transportation.

Read and Referred to Transportation and Ways and Means Committees and Adopted April 14, 2009 under Section 545-24 (C). (File No. 09-118)

Regarding Amend the 2009-2014 Capital Improvement Program and the 2009 Capital Budget to Add a Project Entitled "American Recovery and Reinvestment Act - Bridges;" Authorize Financing for the Project, Authorize the Department of Transportation to Advertise for Bids and Authorize a Contract with the New York State Department of Transportation.

Read and Referred to Transportation and Ways and Means Committees and Adopted April 14, 2009 under Section 545-24 (C). (File No. 09-119)

Regarding Approve Agreement Among the Monroe County Executive, Monroe County Sheriff and the Monroe County Deputy Sheriffs Association, and between the Monroe County Executive and the Monroe County Airport Firefighters Association. IAFF, and between the Monroe County Executive and the International Union of Operating Engineers, Local 832 to Be a Matter of Urgency.

Read and Adopted April 14, 2009 under Section 545-24 (A)(3). (File No. 09-120)

Regarding Acceptance of a Grant from the New York State Division of Criminal Justice Services and Authorize an Intermunicipal Agreement with the Wheatland-Chili Central School District for the School Resource Officer Program.

Read and Referred to Public Safety, Intergovernmental Relations and Ways and Means Committees. (File No. 09-128)

Regarding Acceptance of a Grant 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. 09-129)

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. 09-130)

Regarding Authorize the Dedication of 19 Parcels of Land to the Monroe County Parks System.

Read and Referred to Recreation and Education and Ways and Means Committees. (File No. 09-131)

Regarding Adoption of the Ellison Park Area Master Plan Update.

Read and Referred to the Recreation and Education Committee. (File No. 09-132)

April 14, 2009

Regarding Authorize Contracts with Michael A. Ferrauilo Plumbing and Heating, Inc., Connors-Haas, Inc., and LeClaire- Fleming Mechanical Contractors, Inc. for Construction Services for the Irondequoit Bay South Central Pure Waters District's McEwen Drive Pump Station Improvements Project.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 09-133)

Regarding Authorize Contracts with Michael A. Ferrauilo Plumbing and Heating, Inc., Connors-Haas, Inc., and LeClaire- Fleming Mechanical Contractors, Inc. for Construction Services for the Irondequoit Bay South Central Pure Waters District's McEwen Drive Pump Station Improvements Project.

Read and Referred to the Pure Waters Administrative Board. (File No. 09-134)

Regarding Increase and Improvement of Facilities in the Rochester Pure Waters District, Amend the 2009 Capital Budget and Bond Resolution 98 of 2008 and Appropriate and Authorize the Transfer of Funds.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 09-135)

Regarding Increase and Improvement of Facilities in the Rochester Pure Waters District, Amend the 2009 Capital Budget and Bond Resolution 98 of 2008 and Appropriate and Authorize the Transfer of Funds.

Read and Referred to the Pure Waters Administrative Board. (File No. 09-136)

Regarding Increase and Improvement of Facilities in the Irondequoit Bay South Central Pure Waters District and Amend the 2009 Capital Budget and Bond Resolution 100 of 2008.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 09-137)

Regarding Increase and Improvement of Facilities in the Irondequoit Bay South Central Pure Waters District and Amend the 2009 Capital Budget and Bond Resolution 100 of 2008.

Read and Referred to the Pure Waters Administrative Board. (File No. 09-138)

Regarding Increase and Improvement of Facilities in the Northwest Quadrant Pure Waters District and Amend the 2009 Capital Budget and Bond Resolution 102 of 2008.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 09-139)

Regarding Increase and Improvement of Facilities in the Northwest Quadrant Pure Waters District and Amend the 2009 Capital Budget and Bond Resolution 102 of 2008.

Read and Referred to the Pure Waters Administrative Board. (File No. 09-140)

Regarding Increase and Improvement of Facilities in the Gates-Chili-Ogden Sewer District and Amend the 2009 Capital Budget and Bond Resolution 104 of 2008.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 09-141)

Regarding Increase and Improvement of Facilities in the Gates-Chili-Ogden Sewer District and Amend the 2009 Capital Budget and Bond Resolution 104 of 2008.

Read and Referred to the Pure Waters Administrative Board. (File No. 09-142)

April 14, 2009

Regarding Amend the 2009 Operating Budget of the Department of Aviation to Provide Funding for the Green Energy Initiatives Project; Authorize the Filing of Applications with and Acceptance of a Grant Funding from the New York State Energy Research and Development Authority, and any other Public Utility Energy Program, for Energy Incentive Awards; Authorize a Contract with Clough Harbour & Associates, LLP for Design and Construction Management Services for the Green Energy Initiatives Project at the Greater Rochester International Airport.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 09-143)

Regarding Amend the 2009 Capital Budget and Bond Resolution 40 of 2007 to Increase the Project Authorization for the Taxiway H Improvements - Phase 1 Project at the Greater Rochester International Airport and Authorize a Contract with Clough Harbour & Associates, LLP for Design Services for the Project.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 09-144)

Regarding Authorize a Contract for Engineering Services with Dewberry-Goodkind, Inc. for the Replacement of the Honeoye Falls Road #6 Culvert at Honeoye Creek Tributary in the Town of Rush.

Read and Referred to Transportation and Ways and Means Committees. (File No. 09-145)

Regarding Authorize a Contract for Engineering Services with Ravi Engineering and Land Surveying, P.C. for the Replacement of the Pinnacle Road Culverts at Honeoye Creek Tributary in the Town of Rush.

Read and Referred to Transportation and Ways and Means Committees. (File No. 09-146)

Regarding Erroneous Assessments - Correction and Cancellation.

Read and Referred to the Ways and Means Committee. (File No. 09-147)

Regarding Erroneous Assessments – Refunds.

Read and Referred to the Ways and Means Committee. (File No. 09-148)

Regarding Substantial Amendment to the 2008 Annual Action Plan for Housing and Community Development in Suburban Monroe County for Submission to the U.S. Department of Housing and Urban Development.

Read and Referred to the Ways and Means Committee. (File No. 09-149)

MISCELLANEOUS AND OTHER OFFICIALS

Jaclyn A. Brilling, Secretary, State of New York Public Commission - Regarding Case 07-E-0523 - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations of Consolidated Edison Company of New York, Inc. for Electric Service.

Read and Filed. (RF09-45)

New York State Environmental Quality Review Act Notice of Determination of Non-Significance.

Read and Filed. (RF09-46)

State of New York Public Service Commission - Regarding Case 09-M-0114 - Proceeding on Motion of the Commission to Examine the Prudence of Certain Capital Program and Operation and Maintenance Expenditures by Consolidated Edison Company of New York, Inc.

Read and Filed. (RF09-47)

Monroe Tobacco Asset Securitization Corporation - Regarding Tobacco Asset Securitization Corporation 2008 Annual Report.

Read and Filed. (RF09-48)

April 14, 2009

Jacquelyne A. Leach, Comptroller, Western Regional Off-Track Betting Corporation - Regarding Letter to Stephen Gleason in Reference to Receipt of February 2009 Retained Surcharge Revenue for Monroe County (Receipt of Check No. #46757).

Read and Filed. (RF09-49)

Nicholas Noce, Director of Finance & Business Services, Monroe County Water Authority - Regarding the 2008 Annual Report of the Monroe County Water Authority.

Read and Filed. (RF09-50)

Ed Hall, President, Visit Rochester - Regarding End-of-Year Reporting to Monroe County and Latest Hotel Data.

Read and Filed. (RF09-51)

Charles H. Stuart, President, Upstate Telecommunications Corporation - Regarding the 2008 Annual Report.

Read and Filed (RF09-52)

Charles H. Stuart, President, Monroe Newpower Corporation - Regarding the 2008 Annual Report.

Read and Filed. (RF09-53)

Charles H. Stuart, President, Monroe Newpower Corporation - Regarding Financial Statements as of December 31, 2008 and 2007 together with the Independent Auditors' Report.

Read and Filed. (RF09-54)

Charles H. Stuart, President, Civic Center Monroe County LDC - Regarding Financial Statements as of December 31, 2008 and 2007 together with the Independent Auditors' Report.

Read and Filed. (RF09-55)

Charles H. Stuart, President, Civic Center Monroe County LDC - Regarding the 2008 Annual Report.

Read and Filed. (RF09-56)

Jaclyn A. Brilling, Secretary, State of New York Department of Public Service - Regarding Case 08-E-1463 - Ordinary Tariff Filing of Consolidated Edison Company of New York, Inc. to make Various Revisions to Rider U- Distribution Load Relief Program and Case 08-E-0176 0 Ordinary Tariff Filing of Consolidated Edison Company of New York, Inc. to make Revisions to Rider U- Distribution Load Relief Program.

Read and Filed. (RF09-57)

Ronald J. Mead, Agricultural District Program Manager, State of new York Department of Agriculture and Markets - Regarding Monroe County Agricultural District No. 5.

Read and Filed. (RF09-58)

Monroe Community College Board of Trustees Meeting Minutes, Monday, March 23, 2009.

Read and Filed. (RF09-59)

Charles H. Stuart, President, Upstate Telecommunications Corporation - Regarding Financial Statements as of December 31, 2008 and 2007 together with the Independent Auditors' Report.

Read and Filed. (RF09-60)

Daryl K. Maslanka, P.E., Deputy Director of Environmental Services - Regarding Construction Status Reports - January - February 2009.

Read and Filed. (RF09-61)

PROCLAMATIONS

By the President of the Legislature — WAYNE E. ZYRA

Proclaimed Jointly with County Executive Maggie Brooks and Legislator Anthony J. Daniele, "Ambassador Kenneth Liao" as a representative of the beautiful and free island of Taiwan, a State with which our Country and the County Of Monroe have a proud alliance. We are grateful for their presence here today.

Read and Filed.

Recognized "Bill Yox" as a gifted and accomplished resident of the Town of Sweden, whose genuine appreciation of nature and beauty has greatly contributed to his multiple successes as a celebrated taxidermist across the nation and throughout the world.

Read and Filed.

Recognized Jointly with Jeffrey R. Adair " Gary Mervis of Camp Good Days and Special Times" as the founder of this remarkable organization that has blessed our region for 30 years. We are grateful for his selfless compassion and enduring dedication toward others. We are privileged to celebrate and commend him on the 30th anniversary of Camp Good Days and Special Times.

Read and Filed.

Recognized Jointly with Legislator Mary A. Valerio "Girl Scout Troop 477"for their many years of commitment to each other, as well as to others. Girl Scout Troop 477 has been an exemplary part of our local community.

Read and Filed.

Recognized Jointly with Legislator John G. (Jack) Driscoll "Sergeant Major David Oliver" on being awarded the Bronze Star Medal.

Read and Filed.

Recognized Jointly with Legislators Michael G. Barker, Ciaran T. Hanna and Vincent J. Esposito "Bishop Kearney Basketball Team on an incredibly successful 2008-2009 season.

Read and Filed.

Recognized Jointly with Legislators Mark J. Cassetti, Douglas B. Dobson, Jeffery L. McCann and Richard A. Beebe "Greece Volunteer Ambulance Service" for their fifty years of service and their deep dedication to the Greece Community.

Read and Filed.

Recognized Jointly with Legislators E. Daniel Quatro and Carmen F. Gumina "Webster Schroeder Varsity Cheerleading Team" for their hard work and outstanding achievement.

Read and Filed.

Recognized Jointly with Legislators Travis R. Heider and Harry B. Bronson "Brighton High School Boys Varsity Wrestling Team" for their hard work and will to win.

Read and Filed.

Recognized Jointly with Legislators Travis R. Heider and Harry B. Bronson "Brighton High School Boys Varsity Swim Team" for their hard work and undefeated season.

Read and Filed.

Recognized Jointly with Legislator Travis R. Heider "Rome Celli" for receiving the New York State School Boards Association's highest honor, the Master of Boardmanship Award for his dedicated community service.

Read and Filed.

RECESS

April 14, 2009

A recess was declared by President Zyra to allow for one **Public Hearing** entitled...

"Amending Monroe County Code Related To The Composition Of The Solid Waste Reuse and Recycling Law Advisory Committee." No speakers addressed the Legislature and the hearing concluded at 6:46 P.M.

FORMAL COMMITTEE REPORTS

NONE

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. Twenty-five speakers addressed the Legislature on various subjects and the Open Forum concluded at 8:03 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 April 14, 2009 and proceeded under the Usual Order of Business.

LOCAL LAWS

April 14, 2009

By Legislators Yolevich and Cassetti

Intro. No. 105
MOTION NO. 20 OF 2009

PROVIDING THAT LOCAL LAW (INTRO. NO. 77 OF 2009), ENTITLED "AMENDING MONROE COUNTY CODE RELATED TO THE COMPOSITION OF THE SOLID WASTE REUSE AND RECYCLING LAW ADVISORY COMMITTEE" BE LIFTED FROM THE TABLE

BE IT MOVED, that local law (Intro. No. 77 of 2009), entitled "**AMENDING MONROE COUNTY CODE RELATED TO THE COMPOSITION OF THE SOLID WASTE REUSE AND RECYCLING LAW ADVISORY COMMITTEE"** be lifted from the table.

File No. 09-0066.LL
Adopted: Ayes 29, Noes 0.

By Legislators Yolevich and Cassetti

Intro. No. 106
MOTION NO. 21 OF 2009

PROVIDING THAT LOCAL LAW (INTRO. NO. 77 OF 2009), ENTITLED "AMENDING MONROE COUNTY CODE RELATED TO THE COMPOSITION OF THE SOLID WASTE REUSE AND RECYCLING LAW ADVISORY COMMITTEE" BE ADOPTED

BE IT MOVED, that local law (Intro. No. 77 of 2009), entitled "**AMENDING MONROE COUNTY CODE RELATED TO THE COMPOSITION OF THE SOLID WASTE REUSE AND RECYCLING LAW ADVISORY COMMITTEE"** be adopted.

File No. 09-0066.LL
Adopted: Ayes 29, Noes 0.

April 14, 2009

By Legislators Yolevich and Cassetti

ADOPTION OF
Intro. No. 77
LOCAL LAW NO. 5 OF 2009

A LOCAL LAW ENTITLED "AMENDING MONROE COUNTY CODE RELATED TO THE COMPOSITION OF THE SOLID WASTE REUSE AND RECYCLING LAW ADVISORY COMMITTEE"

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

Section 1. Monroe County Code, Part IV General Local Laws, Article VII, Solid Waste Reuse and Recycling, § 347-32(A)(4) is amended to read as follows:

5. One (1) member from each of the following organizations, each of whom shall be appointed by the Executive and confirmed by the Legislature: the ~~Chamber of Commerce~~ Rochester Business Alliance, the Environmental Management Council, the ~~Industrial Management Council~~ Monroe County School Boards Association, the Town Supervisors' Association, the Village Mayors' Association, and the Waste Haulers' Association;

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.

Added Language is underlined
Deleted Language is ~~stricken~~

Agenda Charter Committee; February 23, 2009 - CV: 5-0
Environment and Public Works Committee; February 25, 2009 - CV: 7-0
File No. 09-0066.LL
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, May 1, 2009.
Effective Date: May 1, 2009.

MOTIONS, RESOLUTIONS AND NOTICES

April 14, 2009

By Legislators Tucciarello and LaFountain

Intro. No. 107
RESOLUTION NO. 87 OF 2009

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 $260,000 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, 2009 through December 31, 2009.

Section 2. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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.

Planning and Economic Development Committee; March 23, 2009 - CV: 5-0
Ways and Means Committee; March 25, 2009 - CV: 8-0
File No. 09-0094
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, April 17, 2009.
Effective Date: April 17, 2009.

April 14, 2009

By Legislators Tucciarello and LaFountain

Intro. No. 108
RESOLUTION NO. 88 OF 2009

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, 2009 through December 31, 2009.

Section 2. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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.

Planning and Economic Development Committee; March 23, 2009 - CV: 5-0
Ways and Means Committee; March 25, 2009 - CV: 8-0
File No. 09-0095
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, April 17, 2009.
Effective Date: April 17, 2009.

April 14, 2009

By Legislators Tucciarello and LaFountain

Intro. No. 109
RESOLUTION NO. 89 OF 2009

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, 2009 through December 31, 2009.

Section 2. Funding for this contract is included in the 2009 operating budget of the Planning and Development Department, fund 9001, funds center 1403010000, 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 23, 2009 - CV: 5-0
Ways and Means Committee; March 25, 2009 - CV: 8-0
File No. 09-0096
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, April 17, 2009.
Effective Date: April 17, 2009.

By Legislators Barker and LaFountain

Intro. No. 110
RESOLUTION NO. 90 OF 2009

AMENDING RESOLUTION 381 OF 2004 TO AMEND CONTRACT WITH BORIS SHMIGEL, M.D. FOR SHERIFF EMPLOYEES MEDICAL SERVICES

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

Section 1. Section 1 of Resolution 381 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 Boris Shmigel, M.D., to provide medical services to Sheriff employees, in an amount not to exceed $100,000 per year, for the period of May 1, 2008 through April 30, 2009, with the option to renew for two (2) additional one-year periods, in an amount not to exceed $100,000 per year, upon mutual agreement of both parties.

Section 2. Funding for this contract is included in the 2009 operating budget of the Sheriff's Office, fund 9001, funds center 3806010000, Staff Services.

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

Public Safety Committee; March 25, 2009 - CV: 6-0
Ways and Means Committee; March 25, 2009 - CV: 8-0
File No. 09-0097
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, April 17, 2009.
Effective Date: April 17, 2009.

By Legislators Barker and LaFountain

Intro. No. 111
RESOLUTION NO. 91 OF 2009

AUTHORIZING CONTRACT WITH WILMORITE PROPERTY MANAGEMENT, LLC TO PROVIDE SECURITY SERVICES AT MARKETPLACE MALL

BE 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 Wilmorite Property Management, LLC, in an amount not to exceed $550,000, for the Sheriff to provide security services at the Marketplace Mall, for the period of January 1, 2009 through December 31, 2013.

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

Public Safety Committee; March 25, 2009 - CV: 6-0
Ways and Means Committee; March 25, 2009 - CV: 8-0
File No. 09-0098
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, April 17, 2009.
Effective Date: April 17, 2009.

By Legislators Barker and LaFountain

Intro. No. 112
RESOLUTION NO. 92 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR STEPS/ROAD TO RECOVERY PROGRAM IN DISTRICT ATTORNEY'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 a $22,500 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for the STEPS/Road to Recovery Program, for the period of January 1, 2009 through March 31, 2009.

Section 2. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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.

April 14, 2009

Public Safety Committee; March 25, 2009 - CV: 6-0
Ways and Means Committee; March 25, 2009 - CV: 8-0
File No. 09-0099
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, April 17, 2009.
Effective Date: April 17, 2009.

By Legislators Danielle and LaFountain

Intro. No. 113
RESOLUTION NO. 93 OF 2009

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH TOWN OF GATES FOR CONSTRUCTION OF ROAD AND PARKING LOT IMPROVEMENTS 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 execute an intermunicipal agreement, and any amendments thereto, with the Town of Gates for the Construction of Road and Parking Lot Improvements at Monroe Community College.

Section 2. Funding for this project is included in capital fund 1429 and any capital fund(s) created for the same intended purpose.

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

Intergovernmental Relations Committee; March 24, 2009 - CV: 3-1
Ways and Means Committee; March 25, 2009 - CV: 8-0
File No. 09-0101
Adopted: Ayes 28, Noes 1.
(Legislator Beebe voted in the negative)
Approved by County Executive Maggie Brooks, April 17, 2009.
Effective Date: April 17, 2009.

April 14, 2009

By Legislators Daniele and LaFountain

Intro. No. 114
RESOLUTION NO. 94 OF 2009

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 investigative services and forensic pathology services by the Monroe County Medical Examiner's Office, for the period of January 1, 2009 through December 31, 2010, at the following rates:

$77,000 for up to seventy (70) cases for 2009;
$79,310 for up to seventy (70) cases for 2010;
$1,300 per-case for any cases above the 70 cases per year, with 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; March 24, 2009 - CV: 4-0
Ways and Means Committee; March 25, 2009 - CV: 8-0
File No. 09-0102
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, April 17, 2009.
Effective Date: April 17, 2009.

April 14, 2009

By Legislators Daniele, Barker, Hanna and LaFountain

Intro. No. 115
RESOLUTION NO. 95 OF 2009

ACCEPTING REIMBURSEMENT FROM ROCHESTER CITY SCHOOL DISTRICT FOR CONSULTANT SERVICES PROVIDED BY MONROE COUNTY FOR ROCHESTER SAFE SCHOOLS HEALTHY STUDENTS PROJECT; AUTHORIZING MEMORANDUM OF AGREEMENT

BE 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 City School District, for reimbursement for consultant services provided by Monroe County for the Rochester Safe Schools Healthy Students Project, in an amount not to exceed $104,492, for the period of January 1, 2009 through June 30, 2009, with the option to renew for four (4) additional one-year terms, upon agreement of the parties.

Section 2. The County Executive, or her designee, is hereby authorized to execute a Memorandum of Agreement, and any amendments thereto, among the Monroe County Department of Human Services, Office of Mental Health, Monroe County Office of Probation-Community Corrections, Rochester City School District and the City of Rochester, for the period of July 1, 2008 through June 30, 2009, with the option to renew for four (4) additional one-year terms, upon agreement of the parties.

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

Intergovernmental Relations Committee; March 24, 2009 - CV: 4-0
Public Safety Committee; March 25, 2009 - CV: 6-0
Human Services Committee; March 24, 2009 - CV: 6-0
Ways and Means Committee; March 25, 2009 - CV: 8-0
File No. 09-0103
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, April 17, 2009.
Effective Date: April 17, 2009.

April 14, 2009

By Legislators Hanna and LaFountain

Intro. No. 116
RESOLUTION NO. 96 OF 2009

ACCEPTING GRANT FROM NATIONAL ASSOCIATION OF COUNTY AND CITY HEALTH OFFICIALS FOR MEDICAL RESERVE CORPS CAPACITY BUILDING 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 National Association of County and City Health Officials, for the Medical Reserve Corps Capacity Building Program, for the period of January 1, 2009 through July 31, 2009.

Section 2. The 2009 operating grant budget of the Department of Public Health is hereby amended by appropriating the sum of $5,000 into fund 9300, funds center 5801010000, Medical Reserve Corps Capacity Building Grant.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 24, 2009 - CV: 6-0
Ways and Means Committee; March 25, 2009 - CV: 8-0
File No. 09-0104
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, April 17, 2009.
Effective Date: April 17, 2009.

By Legislators Hanna and LaFountain

Intro. No. 117
RESOLUTION NO. 97 OF 2009

AMENDING RESOLUTION 311 OF 2006 AND RESOLUTION 418 OF 2007 TO ACCEPT ADDITIONAL FUNDING 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. Section 1 of Resolution 311 of 2006 and Section 1 of Resolution 418 of 2007 are hereby amended to read as follows:

> The County Executive, or her designee, is hereby authorized to accept a $16,961 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, 2006 through September 30, 2009.

Section 2. The 2009 operating grant budget of the Department of Public Health is hereby amended by appropriating the sum of $7,734 into fund 9300, funds center 5806120000, Bathing Beach Water Quality Monitoring and Notification Grant.

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

Human Services Committee; March 24, 2009 - CV: 6-0
Ways and Means Committee; March 25, 2009 - CV: 8-0
File No. 09-0105
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, April 17, 2009.
Effective Date: April 17, 2009.

By Legislators Hanna and LaFountain

Intro. No. 118
RESOLUTION NO. 98 OF 2009

AMENDING RESOLUTION 37 OF 2009 TO ACCEPT ADDITIONAL FUNDING FROM NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE FOR 2008-2009 HOME ENERGY ASSISTANCE PROGRAM

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

Section 1. Section 1 of Resolution 37 of 2009 is hereby amended to read as follows:

> The County Executive, or her designee, is hereby authorized to accept a $2,137,071 grant from, and execute a contract and any amendments thereto with, the New York State Office of Temporary and Disability Assistance, for the 2008-2009 Home Energy Assistance Program, for the period of October 1, 2008 through September 30, 2009.

Section 2. The 2009 operating grant budget of the Department of Human Services, Division of Social Services, is hereby amended by appropriating the sum of $106,900 into fund 9300, funds center 5117010000, Home Energy Assistance Program.

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

Human Services Committee; March 24, 2009 - CV: 6-0 *As Amended
Ways and Means Committee; March 25, 2009 - CV: 8-0
File No. 09-0106
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, April 17, 2009.
Effective Date: April 17, 2009.

By Legislators Cassetti and LaFountain

Intro. No. 119
RESOLUTION NO. 99 OF 2009

AUTHORIZING FINANCING AGREEMENT WITH NEW YORK POWER AUTHORITY TO FINANCE EXPANSION OF MILL SEAT LANDFILL GAS TO ENERGY FACILITY PROJECT; AMENDING 2009 OPERATING BUDGET OF ENVIRONMENTAL SERVICES DEPARTMENT TO INCREASE FUNDING FOR EXPANSION OF MILL SEAT LANDFILL GAS TO ENERGY FACILITY PROJECT; AND AUTHORIZING ACCEPTANCE OF GRANT FROM UNITED STATES DEPARTMENT OF ENERGY FOR MILL SEAT LANDFILL BIOREACTOR 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 enter into a financing agreement and any amendments thereto, with the New York Power Authority to finance the expansion of the Mill Seat Landfill Gas to Energy Facility Project.

Section 2. The 2009 operating budget of the Department of Environmental Services is hereby amended by appropriating the cost of the Mill Seat Landfill Gas to Energy Facility Expansion Project and its associated costs (estimated to be $3,100,000) into fund 9009, funds center 8203010000, Solid Waste Mill Seat Landfill with the Department revenue being increased by a like amount.

Section 3. 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 United States Department of Energy, in the amount of $738,000, for the Mill Seat Landfill Bioreactor Project.

Section 4. The 2009 operating budget of the Department of Environmental Services is hereby amended by appropriating the sum of $738,000 into fund 9300, funds center 8203010000, Mill Seat Landfill Bioreactor Program Grant.

Section 5. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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

Environment and Public Works; March 25, 2009 - CV: 6-0
Ways and Means Committee; March 25, 2009 - CV: 8-0
File No. 09-0107
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, April 17, 2009.
Effective Date: April 17, 2009.

By Legislators Cassetti, Barker and LaFountain

Intro. No. 120
RESOLUTION NO. 100 OF 2009

AUTHORIZING CONTRACTS WITH JAVEN CONSTRUCTION COMPANY, INC., JOHN W. DANFORTH COMPANY, HEWITT YOUNG ELECTRIC LLC, LANDRY MECHANICAL CONTRACTORS AND DOWNEY-GOODLEIN ELEVATOR CORPORATION FOR CONSTRUCTION SERVICES FOR MONROE COUNTY PUBLIC SAFETY BUILDING RENOVATION PROJECT – PHASE III-B

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

April 14, 2009

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract with Javen Construction Company, Inc., in the amount of $2,612,250, for general construction, for the Monroe County Public Safety Building Renovation Project – Phase III-B, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract with John W. Danforth Company, in the amount of $1,268,000, for mechanical construction, for the Monroe County Public Safety Building Renovation Project – Phase III-B, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 3. The County Executive, or her designee, is hereby authorized to execute a contract with Hewitt Young Electric LLC, in the amount of $1,025,000, for electrical construction, for the Monroe County Public Safety Building Renovation Project – Phase III-B, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 4. The County Executive, or her designee, is hereby authorized to execute a contract with Landry Mechanical Contractors, in the amount of $322,000, for plumbing construction, for the Monroe County Public Safety Building Renovation Project – Phase III-B, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 5. The County Executive, or her designee, is hereby authorized to execute a contract with Downey-Goodlein Elevator Corporation, in the amount of $657,947, for elevator construction, for the Monroe County Public Safety Building Renovation Project – Phase III-B, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 6. Funding for this project is included in capital fund 1311 and any capital fund(s) created for the same intended purposes.

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

Environment and Public Works Committee; March 25, 2009 - CV: 6-0
Public Safety Committee; March 25, 2009 – CV: 6-0
Ways and Means Committee; March 25, 2009- CV: 8-0
File No. 09-0108
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, April 17, 2009.
Effective Date: April 17, 2009.

By Legislators Cassetti and LaFountain

Intro. No. 121
RESOLUTION NO. 101 OF 2009

AMENDING 2009-2014 CAPITAL IMPROVEMENT PROGRAM TO ADD PROJECT ENTITLED "TAXIWAY A IMPROVEMENTS – PHASE I" AT GREATER ROCHESTER INTERNATIONAL AIRPORT; AUTHORIZING CONTRACT WITH CLOUGH HARBOUR & ASSOCIATES, LLP FOR DESIGN SERVICES FOR TAXIWAY A IMPROVEMENTS – PHASE I PROJECT AT GREATER ROCHESTER INTERNATIONAL AIRPORT

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

Section 1. The 2009-2014 Capital Improvement Program is hereby amended to add a capital project entitled, "Taxiway A Improvements – Phase I" at the Greater Rochester International Airport, in the amount of $3,200,000.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract with Clough Harbour & Associates, LLP, for design services for the Taxiway A Improvements – Phase I project at the Greater Rochester International Airport, in the amount of $179,000, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

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

Environment and Public Works Committee; March 25, 2009 – CV: 6-0
Ways and Means Committee; March 25, 2009 - CV: 8-0
File No. 09-0109
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, April 17, 2009.
Effective Date: April 17, 2009.

By Legislators Cassetti and LaFountain

Intro. No. 122
RESOLUTION NO. 102 OF 2009
BOND RESOLUTION DATED APRIL 14, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $3,200,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF TAXIWAY "A"IMPROVEMENTS – PHASE 1, INCLUDING RELATED INCIDENTAL IMPROVEMENTS, AT THE GREATER ROCHESTER INTERNATIONAL AIRPORT, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $3,200,000

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 Taxiway "A" improvements – phase 1, including related 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 $3,200,000 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 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 $3,200,000, and the plan for the financing thereof is by the issuance of $3,200,000 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.

Environment and Public Works Committee; March 25, 2009 - CV: 6-0
Ways and Means Committee; March 25, 2009 - CV: 8-0
File No. 09-0109.br
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, April 17, 2009.
Effective Date: April 17, 2009.

By Legislators Cassetti and LaFountain

Intro. No. 123
RESOLUTION NO. 103 OF 2009

AUTHORIZING CONTRACTS WITH C. J. BROWN ENERGY ENGINEERING, P.C. AND PATHFINDER ENGINEERS, LLP TO PROVIDE ENERGY 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 execute contracts, and any amendments thereto, with C. J. Brown Energy Engineering, P.C. and Pathfinder Engineers, LLP, to provide energy term services to Monroe County, in an annual amount not to exceed $75,000 for each contract, for the period of May 1, 2009 through April 30, 2010, with an option to renew for four (4) additional one-year extensions, with escalations for the extensions to be limited to an amount equal to the increase in the previous year's Consumer Price Index (CPI).

Section 2. Funding for these contracts is included in capital fund 1312 and any subsequent capital fund(s) created for the same intended purpose, and is also included in the 2009 operating budget of the Department of Environmental Services, fund 9007, funds center 8575010000, Rochester Pure Waters District Special Expenses; fund 9007, fund center 8574010000, Irondequoit Bay South Central Pure Waters District Special Expenses; fund 9007, funds center 8573010000, Northwest Quadrant Pure Waters District Special Expenses; and fund 9007, funds center 8571010000, Gates-Chili-Ogden Sewer District Special Expenses 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; March 25, 2009 - CV: 6-0
Ways and Means Committee; March 25, 2009 - CV: 8-0
File No. 09-0110
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, April 17, 2009.
Effective Date: April 17, 2009.

By Legislators Colby and LaFountain

Intro. No. 124
RESOLUTION NO. 104 OF 2009

AUTHORIZING CONTRACT WITH STATE OF NEW YORK FOR MAINTENANCE OF 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 the State of New York, wherein Monroe County will operate and maintain selected traffic signals under State jurisdiction with 100% reimbursement by the State, for a period of two (2) years to begin at the signing of the agreement, with the option to renew for ten (10) additional two-year terms, upon mutual agreement of both parties.

Section 2. Funding for this contract is included in the 2009 operating budget of the Department of Transportation, fund 9002, funds center 8004020000, Computerized Traffic Control Center, 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.

Transportation Committee; March 25, 2009 - CV: 9-0
Ways and Means Committee; March 25, 2009 - CV: 8-0
File No. 09-0112
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, April 17, 2009.
Effective Date: April 17, 2009.

By Legislators LaFountain and Barker

Intro. No. 125
RESOLUTION NO. 105 OF 2009

DIRECTING CORRECTION, CANCELLATION AND LEVY OF CERTAIN MONROE COUNTY TAXES IN CITY OF ROCHESTER AND TOWNS OF GREECE AND EAST ROCHESTER

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 Cancelled
Rocheseter	135.13-1-1.002	2009	489,130.23	121,290.42	367,839.81
Greece	044.02-4-1	2009	4,764.17	914.16	3,850.01
East Rochester	139.69-2-31	2009	10,855.85	672.54	10,183.31
			$504,750.25	$122,877.12	$381,873.13

Following are the assessed owners:

Tax Account Number	Name and Mailing Address
135.13-1-1.002	County of Monroe Airport 1200 Brooks Avenue Rochester, NY 14624

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044.02-4-1	Villas at Fieldstone Association, Inc. Kenrick Corporation 3495 Winton Place Bldg. D Rochester, NY 14623
139.69-2-31	County of Monroe IDA 101 Despatch Drive East Rochester, NY 14445

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 $381,873.13

Section 3. The Director of Finance - Chief Financial Officer is authorized and directed to levy the following amount against the following accounts:

Monroe County	666.20
Pure Waters O/M Gal (RT222)	367,839.81
Pure Waters #01 Capital Charges (GR201)	742.40
Pure Waters #01 O/M Gal (GR211)	3,107.61
East Rochester Union Free School District (264413)	9,517.11
	381,873.13

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.

April 14, 2009

Ways and Means Committee; March 25, 2009 - CV: 8-0
File No. 09-0113
Adopted: Ayes 16, Noes 13.
(Legislators Bronson, Andrews, Beebe, Cruz, Eckel, Esposito, Gamble, Gumina, Haney, Heider, Kaleh, Lee and Lightfoot voted in the negative)
Approved by County Executive Maggie Brooks, April 17, 2009.
Effective Date: April 17, 2009.

By Legislators LaFountain and Barker

Intro. No. 126

REQUESTING THE ASSEMBLY OF THE STATE OF NEW YORK PURSUANT TO ARTICLE IX OF THE CONSTITUTION TO ENACT INTO LAW ASSEMBLY BILL NO. A.5303-A ENTITLED, "AN ACT TO AMEND THE MONROE COUNTY TAX ACT, IN RELATION TO THE ASSESSMENT, LEVY AND COLLECTION OF TAXES IN MONROE COUNTY; TO AMEND THE MONROE COUNTY TAX FORECLOSURE ACT, IN RELATION TO THE FORECLOSURE OF TAX LIENS IN MONROE COUNTY; TO REPEAL CERTAIN PROVISIONS OF THE MONROE COUNTY TAX ACT, RELATING TO THE COLLECTION OF TAXES IN SUCH COUNTY; TO REPEAL CERTAIN PROVISIONS OF THE MONROE COUNTY TAX FORECLOSURE ACT, RELATING TO CERTAIN FORECLOSURE ACTIONS; AND TO REPEAL CERTAIN PROVISIONS OF THE MONROE COUNTY IN REM TAX FORECLOSURE ACT, RELATING TO THE FILING OF AFFIDAVITS"

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. A.5303-A entitled, "AN ACT to amend the Monroe county tax act, in relation to the assessment, levy and collection of taxes in Monroe county; to amend the Monroe county tax foreclosure act, in relation to the foreclosure of tax liens in Monroe county; to repeal certain provisions of the Monroe county tax act, relating to the collection of taxes in such county; to repeal certain provisions of the Monroe county tax foreclosure act, relating to certain foreclosure actions; and to repeal certain provisions of the Monroe county in rem tax foreclosure act, relating to the filing of affidavits"

and be it further

April 14, 2009

RESOLVED, that this resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; March 25, 2009 – CV: 8-0 * As Amended
File No. 09-0114.a

By Legislators O'Brien and LaFountain

Intro. No. 127
MOTION NO. 22 OF 2009

PROVIDING THAT INTRO. NO. 126 OF 2009 BE AMENDED

Be It Moved, that Intro. No. 126 of 2009, be amended as follows:

REQUESTING THE ASSEMBLY OF THE STATE OF NEW YORK PURSUANT TO ARTICLE IX OF THE CONSTITUTION TO ENACT INTO LAW ASSEMBLY BILL NO. A.5303-~~A~~B ENTITLED, "AN ACT TO AMEND THE MONROE COUNTY TAX ACT, IN RELATION TO THE ASSESSMENT, LEVY AND COLLECTION OF TAXES IN MONROE COUNTY; TO AMEND THE MONROE COUNTY TAX FORECLOSURE ACT, IN RELATION TO THE FORECLOSURE OF TAX LIENS IN MONROE COUNTY; TO REPEAL CERTAIN PROVISIONS OF THE MONROE COUNTY TAX ACT, RELATING TO THE COLLECTION OF TAXES IN SUCH COUNTY; TO REPEAL CERTAIN PROVISIONS OF THE MONROE COUNTY TAX FORECLOSURE ACT, RELATING TO CERTAIN FORECLOSURE ACTIONS; AND TO REPEAL CERTAIN PROVISIONS OF THE MONROE COUNTY IN REM TAX FORECLOSURE ACT, RELATING TO THE FILING OF AFFIDAVITS"

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. A.5303-~~A~~B entitled, "AN ACT to amend the Monroe county tax act, in relation to the assessment, levy and collection of taxes in Monroe county; to amend the Monroe county tax foreclosure act, in relation to the foreclosure of tax liens in Monroe county; to repeal certain provisions of the Monroe county tax act, relating to the collection of taxes in such county; to repeal certain provisions of the Monroe county tax foreclosure act, relating to certain foreclosure actions; and to repeal certain provisions of the Monroe county in rem tax foreclosure act, relating to the filing of affidavits"

and be it further

RESOLVED, that this resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

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

File No. 09-0114.a
Adopted: Ayes 29, Noes 0.

By Legislators LaFountain and Barker

Intro. No. 126
RESOLUTION NO. 106 OF 2009
(As Amended by Motion 22)

REQUESTING THE ASSEMBLY OF THE STATE OF NEW YORK PURSUANT TO ARTICLE IX OF THE CONSTITUTION TO ENACT INTO LAW ASSEMBLY BILL NO. A.5303-B ENTITLED, "AN ACT TO AMEND THE MONROE COUNTY TAX ACT, IN RELATION TO THE ASSESSMENT, LEVY AND COLLECTION OF TAXES IN MONROE COUNTY; TO AMEND THE MONROE COUNTY TAX FORECLOSURE ACT, IN RELATION TO THE FORECLOSURE OF TAX LIENS IN MONROE COUNTY; TO REPEAL CERTAIN PROVISIONS OF THE MONROE COUNTY TAX ACT, RELATING TO THE COLLECTION OF TAXES IN SUCH COUNTY; TO REPEAL CERTAIN PROVISIONS OF THE MONROE COUNTY TAX FORECLOSURE ACT, RELATING TO CERTAIN FORECLOSURE ACTIONS; AND TO REPEAL CERTAIN PROVISIONS OF THE MONROE COUNTY IN REM TAX FORECLOSURE ACT, RELATING TO THE FILING OF AFFIDAVITS"

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:

April 14, 2009

Assembly Bill No. A.5303-B entitled, "AN ACT to amend the Monroe county tax act, in relation to the assessment, levy and collection of taxes in Monroe county; to amend the Monroe county tax foreclosure act, in relation to the foreclosure of tax liens in Monroe county; to repeal certain provisions of the Monroe county tax act, relating to the collection of taxes in such county; to repeal certain provisions of the Monroe county tax foreclosure act, relating to certain foreclosure actions; and to repeal certain provisions of the Monroe county in rem tax foreclosure act, relating to the filing of affidavits"

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; March 25, 2009 – CV: 8-0
File No. 09-0114.a
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, April 17, 2009.
Effective Date: April 17, 2009.

By Legislators LaFountain and Barker

Intro. No. 128

REQUESTING THE SENATE OF THE STATE OF NEW YORK PURSUANT TO ARTICLE IX OF THE CONSTITUTION TO ENACT INTO LAW SENATE BILL NO. S.2408-A ENTITLED , "AN ACT TO AMEND THE MONROE COUNTY TAX ACT, IN RELATION TO THE ASSESSMENT, LEVY AND COLLECTION OF TAXES IN MONROE COUNTY; TO AMEND THE MONROE COUNTY TAX FORECLOSURE ACT, IN RELATION TO THE FORECLOSURE OF TAX LIENS IN MONROE COUNTY; TO REPEAL CERTAIN PROVISIONS OF THE MONROE COUNTY TAX ACT, RELATING TO THE COLLECTION OF TAXES IN SUCH COUNTY; TO REPEAL CERTAIN PROVISIONS OF THE MONROE COUNTY TAX FORECLOSURE ACT, RELATING TO CERTAIN FORECLOSURE ACTIONS; AND TO REPEAL CERTAIN PROVISIONS OF THE MONROE COUNTY IN REM TAX FORECLOSURE ACT, RELATING TO THE FILING OF AFFIDAVITS"

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. S.2408-A entitled, "AN ACT to amend the Monroe county tax act, in relation to the assessment, levy and collection of taxes in Monroe county; to amend the Monroe county tax foreclosure act, in relation to the foreclosure of tax liens in Monroe county; to repeal certain provisions of the Monroe county tax act, relating to the collection of taxes in such county; to repeal certain provisions of the Monroe county tax foreclosure act, relating to certain foreclosure actions; and to repeal certain provisions of the Monroe county in rem tax foreclosure act, relating to the filing of affidavits"

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; March 25, 2009 – CV: 8-0 *As Amended
File No. 09-0114.s

By Legislators O'Brien and LaFountain

Intro. No. 129
MOTION NO. 23 OF 2009

PROVIDING THAT INTRO. NO. 128 OF 2009 BE AMENDED

Be It Moved, that Intro. No. 128 of 2009, be amended as follows:

REQUESTING THE SENATE OF THE STATE OF NEW YORK PURSUANT TO ARTICLE IX OF THE CONSTITUTION TO ENACT INTO LAW SENATE BILL NO. S.2408-~~A~~B ENTITLED , "AN ACT TO AMEND THE MONROE COUNTY TAX ACT, IN RELATION TO THE ASSESSMENT, LEVY AND COLLECTION OF TAXES IN MONROE COUNTY; TO AMEND THE MONROE COUNTY TAX FORECLOSURE ACT, IN RELATION TO THE FORECLOSURE OF TAX LIENS IN MONROE COUNTY; TO REPEAL CERTAIN PROVISIONS OF THE MONROE COUNTY TAX ACT, RELATING TO THE COLLECTION OF TAXES IN SUCH COUNTY; TO REPEAL CERTAIN PROVISIONS OF THE MONROE COUNTY TAX FORECLOSURE ACT, RELATING TO CERTAIN FORECLOSURE ACTIONS; AND TO REPEAL CERTAIN PROVISIONS OF THE MONROE COUNTY IN REM TAX FORECLOSURE ACT, RELATING TO THE FILING OF AFFIDAVITS"

April 14, 2009

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. S.2408-~~A~~B entitled, "AN ACT to amend the Monroe county tax act, in relation to the assessment, levy and collection of taxes in Monroe county; to amend the Monroe county tax foreclosure act, in relation to the foreclosure of tax liens in Monroe county; to repeal certain provisions of the Monroe county tax act, relating to the collection of taxes in such county; to repeal certain provisions of the Monroe county tax foreclosure act, relating to certain foreclosure actions; and to repeal certain provisions of the Monroe county in rem tax foreclosure act, relating to the filing of affidavits"

and be it further

RESOLVED, that this resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

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

File No. 09-0114.s
Adopted: Ayes 29, Noes 0.

By Legislators LaFountain and Barker

Intro. No. 128
RESOLUTION NO. 107 OF 2009
(As Amended by Motion 23)

REQUESTING THE SENATE OF THE STATE OF NEW YORK PURSUANT TO ARTICLE IX OF THE CONSTITUTION TO ENACT INTO LAW SENATE BILL NO. S.2408-B ENTITLED , "AN ACT TO AMEND THE MONROE COUNTY TAX ACT, IN RELATION TO THE ASSESSMENT, LEVY AND COLLECTION OF TAXES IN MONROE COUNTY; TO AMEND THE MONROE COUNTY TAX FORECLOSURE ACT, IN RELATION TO THE FORECLOSURE OF TAX LIENS IN MONROE COUNTY; TO REPEAL CERTAIN PROVISIONS OF THE MONROE COUNTY TAX ACT, RELATING TO THE COLLECTION OF TAXES IN SUCH COUNTY; TO REPEAL CERTAIN PROVISIONS OF

April 14, 2009

THE MONROE COUNTY TAX FORECLOSURE ACT, RELATING TO CERTAIN FORECLOSURE ACTIONS; AND TO REPEAL CERTAIN PROVISIONS OF THE MONROE COUNTY IN REM TAX FORECLOSURE ACT, RELATING TO THE FILING OF AFFIDAVITS"

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. S.2408-B entitled, "AN ACT to amend the Monroe county tax act, in relation to the assessment, levy and collection of taxes in Monroe county; to amend the Monroe county tax foreclosure act, in relation to the foreclosure of tax liens in Monroe county; to repeal certain provisions of the Monroe county tax act, relating to the collection of taxes in such county; to repeal certain provisions of the Monroe county tax foreclosure act, relating to certain foreclosure actions; and to repeal certain provisions of the Monroe county in rem tax foreclosure act, relating to the filing of affidavits"

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; March 25, 2009 – CV: 8-0
File No. 09-0114.s
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, April 17, 2009.
Effective Date: April 17, 2009.

By Legislators Colby, Daniele, and LaFountain

Intro. No. 130

AMENDING 2009-2014 CAPITAL IMPROVEMENT PROGRAM TO ADD PROJECT ENTITLED "AMERICAN RECOVERY AND REINVESTMENT ACT – HIGHWAYS"; AUTHORIZING DEPARTMENT OF TRANSPORTATION TO ADVERTISE FOR BIDS; AUTHORIZING CONTRACTS WITH NEW YORK STATE DEPARTMENT OF TRANSPORTATION; AUTHORIZING INTERMUNICIPAL AGREEMENTS WITH TOWNS OF BRIGHTON, PENFIELD AND WEBSTER; AUTHORIZING INTERMUNICIPAL AGREEMENT WITH VILLAGE OF SCOTTSVILLE

April 14, 2009

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

Section 1. The 2009-2014 Capital Improvement Program is hereby amended to add a project entitled "American Recovery and Reinvestment Act - Highways" in the amount of $18,232,374.

Section 2. The Department of Transportation is hereby authorized to advertise for bids for the American Recovery and Reinvestment Act – Highways project.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts, and any amendments thereto, with the New York State Department of Transportation, for highway rehabilitation in Monroe County as listed in Attachment A, for the American Recovery and Reinvestment Act – Highways project.

Section 4. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the Town of Brighton, for highway rehabilitation in the Town of Brighton as listed in Attachment A, for the American Recovery and Reinvestment Act – Highways project.

Section 5. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the Town of Penfield, for highway rehabilitation in the Town of Penfield as listed in Attachment A, for the American Recovery and Reinvestment Act – Highways project.

Section 6. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the Town of Webster, for highway rehabilitation in the Town of Webster as listed in Attachment A, for the American Recovery and Reinvestment Act – Highways project.

Section 7. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the Village of Scottsville, for highway rehabilitation in the Village of Scottsville as listed in Attachment A, for the American Recovery and Reinvestment Act – Highways project.

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

Transportation Committee; March 25, 2009 – CV: 9-0
Intergovernmental Relations Committee; March 24, 2009 – CV: 4-0
Ways and Means Committee; March 25, 2009 - CV: 8-0
File No. 09-0116

Attachment

ATTACHMENT A

Projects Selected to Benefit from American Recovery and Reinvestment Act Funding in the GTC Transportation Improvement Program Area

Project Description	Project Location	Federal Funds	SPONSOR
Highway-Eligible Projects			
Brighton Henrietta Townline Road (NYS Route 15 to S. Winton Road) Rehabilitation	T. of Brighton	$1,315,000	Monroe County
South Winton Road (Brighton Henrietta Townline Road to Westfall Road) Rehabilitation	T. of Brighton	$790,000	Monroe County
Chili Center Coldwater Road (NYS Route 33A to Westside Drive) Rehabilitation	T. of Chili	$475,000	Monroe County
Elmgrove Road (NYS Route 33 to NYS Route 531) Rehabilitation	T. of Gates	$580,000	Monroe County
Dewey Avenue (Dorsey Road to NYS Route 18/Latta Road) Rehabilitation	T. of Greece	$685,000	Monroe County
Long Pond Road (Ridgeway Avenue to Maiden Lane) Rehabilitation	T. of Greece	$1,155,000	Monroe County
English Road (North Greece Road to Fetzner Road) Rehabilitation	T. of Greece	$710,000	Monroe County
North Greece Road (NYS Route 18 to Frisbee Hill Road) Rehabilitation	T. of Greece	$580,000	Monroe County
Hamlin Parma Townline Road (NYS Route 18 to LOSP) Rehabilitation	T. of Hamlin, T. of Parma	$650,000	Monroe County
Calkins Road (NYS Route 15 to I-390) Rehabilitation	T. of Henrietta	$345,000	Monroe County
East River Road (Rush Henrietta Townline Road to I-90) Rehabilitation	T. of Henrietta	$340,000	Monroe County
East Ridge Road (Culver Rd. to NYS Route 590) Rehabilitation	T. of Irondequoit	$500,000	Monroe County
North Goodman Street (Norton Street to E. Ridge Road) Rehabilitation	T. of Irondequoit	$450,000	Monroe County
Thomas Avenue (St. Paul Street to Pattonwood Drive) Rehabilitation	T. of Irondequoit	$370,000	Monroe County
Culver Road (E. Ridge Road to Irondequoit Bay Outlet Bridge) Rehabilitation	T. of Irondequoit	$685,000	Monroe County
Stoney Point Road (NYS Route 259 to NYS Route 33) Rehabilitation	T. of Ogden	$250,000	Monroe County
Curtis Road (Hamlin Parma Townline Rd. to Manitou Rd.) Rehabilitation	T. of Parma	$700,000	Monroe County
Creek Street (Plank Road to NYS Route 404) Rehabilitation	T. of Penfield	$160,000	Monroe County
Whalen Road (NYS Route 286 to Five Mile Line Road) Rehabilitation	T. of Penfield	$420,000	Monroe County
Five Mile Line Road (Linden Avenue to NYS Route 404) Rehabilitation	T. of Penfield	$1,350,000	Monroe County
Panorama Trail (Rt. 286 to Penfield Rd) Rehabilitation	T. of Penfield	$745,000	Monroe County/Town of Penfield
Whitney Road (Linden Avenue to Watson/Turk Hill Road) Rehabilitation	T. of Perinton	$815,000	Monroe County
East River Road (Livingston County Line to Rush-West Rush Road) Rehabilitation	T. of Rush	$630,000	Monroe County
Colby Street (Sweden Ogden Townline to Washington St.) Rehabilitation	T. of Sweden	$300,000	Monroe County
Phillips Road (NYS Route 404 to Schlegel Road) Rehabilitation	T. of Webster	$685,000	Monroe County
Old Ridge Road Rehabilitation (NYS Route 404 to Bay Rd.)	T. of Webster	$804,500	Monroe County/Town of Webster
	Highway Eligible Total:	**$16,489,500**	

Highway-Illustrative Projects			
Norton Street (Rochester City Line to NYS Route 590) Rehabilitation	T. of Irondequoit	$360,000	Monroe County
Penfield Road (Rt. 441 to Panorama Trail) Rehabilitation	T. of Penfield	$150,000	Monroe County/Town of Penfield
Highland Ave. (David Ave. to Hemingway Dr.) Rehabilitation	T. of Brighton	$312,874	Monroe County/Town of Brighton
North Road (NYS Route 386 to NYS Route 383) Rehabilitation	V. of Scottsville	$475,000	Monroe County
North Road Sidewalk Replacement	V. of Scottsville	$175,000	Monroe County/Village of Scottsville
Baird Road (Rt. 286 to Whalen Rd.) Rehabilitation	T. of Penfield	$270,000	Monroe County/Town of Penfield
	Highway Illustrative Total:	**$1,742,874**	

Highway Eligible and Illustrative Total $18,232,374

April 14, 2009

By Legislators LaFountain and Colby

Intro. No. 131
MOTION NO. 24 OF 2009

PROVIDING THAT INTRO. NO. 130 OF 2009 BE AMENDED

Be It Moved, that Intro. No. 130 of 2009, be amended as follows:

Section 1. The 2009-2014 Capital Improvement Program is hereby amended to add a project entitled "American Recovery and Reinvestment Act - Highways" in the amount of $~~18,232,374~~**17,282,374**.

Attachment A is amended as attached.

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

File No. 09-0116.amend
Adopted: Ayes 29, Noes 0.

Attachment

Exhibit A

Projects Seclected to Benefit from American Recovery and Reinvestment Act Funding in the GTC Transportation Improvement Program Area

Project Description	Project Location	Federal Funds	SPONSOR
Highway-Eligible Projects			
Brighton Henrietta Townline Road (NYS Route 15 to S. Winton Road) Rehabilitation	T. of Brighton	$1,315,000	Monroe County
South Winton Road (Brighton Henrietta Townline Road to Westfall Road) Rehabilitation	T. of Brighton	$790,000	Monroe County
Chili Center Coldwater Road (NYS Route 33A to Westside Drive) Rehabilitation	T. of Chili	$475,000	Monroe County
Elmgrove Road (NYS Route 33 to NYS Route 531) Rehabilitation	T. of Gates	$580,000	Monroe County
Dewey Avenue (Dorsey Road to NYS Route 18/Latta Road) Rehabilitation	T. of Greece	$685,000	Monroe County
Long Pond Road (Ridgeway Avenue to Maiden Lane) Rehabilitation	T. of Greece	$1,155,000	Monroe County
English Road (North Greece Road to Fetzner Road) Rehabilitation	T. of Greece	$710,000	Monroe County
North Greece Road (NYS Route 18 to Frisbee Hill Road) Rehabilitation	T. of Greece	$580,000	Monroe County
Calkins Road (NYS Route 15 to I-390) Rehabilitation	T. of Henrietta	$345,000	Monroe County
East River Road (Rush Henrietta Townline Road to I-90) Rehabilitation	T. of Henrietta	$340,000	Monroe County
East Ridge Road (Culver Rd. to NYS Route 590) Rehabilitation	T. of Irondequoit	$500,000	Monroe County
North Goodman Street (Norton Street to E. Ridge Road) Rehabilitation	T. of Irondequoit	$450,000	Monroe County
Thomas Avenue (St. Paul Street to Pattonwood Drive) Rehabilitation	T. of Irondequoit	$370,000	Monroe County
Culver Road (E. Ridge Road to Irondequoit Bay Outlet Bridge) Rehabilitation	T. of Irondequoit	$685,000	Monroe County
Stoney Point Road (NYS Route 259 to NYS Route 33) Rehabilitation	T. of Ogden	$250,000	Monroe County
Curtis Road (Hamlin Parma Townline Rd. to Manitou Rd.) Rehabilitation	T. of Parma	$700,000	Monroe County
Creek Street (Plank Road to NYS Route 404) Rehabilitation	T. of Penfield	$160,000	Monroe County
Whalen Road (NYS Route 286 to Five Mile Line Road) Rehabilitation	T. of Penfield	$420,000	Monroe County
Five Mile Line Road (Linden Avenue to NYS Route 404) Rehabilitation	T. of Penfield	$1,350,000	Monroe County
Panorama Trail (Rt. 286 to Penfield Rd) Rehabilitation	T. of Penfield	$745,000	Monroe County/Town of Penfield
Whitney Road (Linden Avenue to Watson/Turk Hill Road) Rehabilitation	T. of Perinton	$815,000	Monroe County
East River Road (Livingston County Line to Rush-West Rush Road) Rehabilitation	T. of Rush	$630,000	Monroe County
Phillips Road (NYS Route 404 to Schlegel Road) Rehabilitation	T. of Webster	$685,000	Monroe County
Old Ridge Road Rehabilitation (NYS Route 404 to Bay Rd.)	T. of Webster	$804,500	Monroe County/Town of Webster
	Highway Eligible Total:	$15,539,500	
Highway-Illustrative Projects			
Norton Street (Rochester City Line to NYS Route 590) Rehabilitation	T. of Irondequoit	$360,000	Monroe County
Penfield Road (Rt. 441 to Panorama Trail) Rehabilitation	T. of Penfield	$150,000	Monroe County/Town of Penfield
Highland Ave. (David Ave. to Hemingway Dr.) Rehabilitation	T. of Brighton	$312,874	Monroe County/Town of Brighton
North Road (NYS Route 386 to NYS Route 383) Rehabilitation	V. of Scottsville	$475,000	Monroe County
North Road Sidewalk Replacement	V. of Scottsville	$175,000	Monroe County/Village of Scottsville
Baird Road (Rt. 286 to Whalen Rd.) Rehabilitation	T. of Penfield	$270,000	Monroe County/Town of Penfield
	Highway Illustrative Total:	**$1,742,874**	
	Highway Eligible and Illustrative Total	**$17,282,374**	

April 14, 2009

By Legislators Colby, Daniele, and LaFountain

Intro. No. 130
RESOLUTION NO. 108 OF 2009
(As Amended by Motion 24)

AMENDING 2009-2014 CAPITAL IMPROVEMENT PROGRAM TO ADD PROJECT ENTITLED "AMERICAN RECOVERY AND REINVESTMENT ACT – HIGHWAYS"; AUTHORIZING DEPARTMENT OF TRANSPORTATION TO ADVERTISE FOR BIDS; AUTHORIZING CONTRACTS WITH NEW YORK STATE DEPARTMENT OF TRANSPORTATION; AUTHORIZING INTERMUNICIPAL AGREEMENTS WITH TOWNS OF BRIGHTON, PENFIELD AND WEBSTER; AUTHORIZING INTERMUNICIPAL AGREEMENT WITH VILLAGE OF SCOTTSVILLE

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

Section 1. The 2009-2014 Capital Improvement Program is hereby amended to add a project entitled "American Recovery and Reinvestment Act - Highways" in the amount of $17,282,374.

Section 2. The Department of Transportation is hereby authorized to advertise for bids for the American Recovery and Reinvestment Act – Highways project.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts, and any amendments thereto, with the New York State Department of Transportation, for highway rehabilitation in Monroe County as listed in Attachment A, for the American Recovery and Reinvestment Act – Highways project.

Section 4. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the Town of Brighton, for highway rehabilitation in the Town of Brighton as listed in Attachment A, for the American Recovery and Reinvestment Act – Highways project.

Section 5. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the Town of Penfield, for highway rehabilitation in the Town of Penfield as listed in Attachment A, for the American Recovery and Reinvestment Act – Highways project.

Section 6. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the Town of Webster, for highway rehabilitation in the Town of Webster as listed in Attachment A, for the American Recovery and Reinvestment Act – Highways project.

Section 7. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the Village of Scottsville, for highway rehabilitation in the Village of Scottsville as listed in Attachment A, for the American Recovery and Reinvestment Act – Highways project.

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

Transportation Committee; March 25, 2009 – CV: 9-0
Intergovernmental Relations Committee; March 24, 2009 – CV: 4-0
Ways and Means Committee; March 25, 2009 - CV: 8-0
File No. 09-0116
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, April 17, 2009.
Effective Date: April 17, 2009.

By Legislators Colby, Daniele and LaFountain

Intro. No. 132
BOND RESOLUTION DATED APRIL 14, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $18,232,374 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE RECONSTRUCTION OF CERTAIN COUNTY HIGHWAYS AND CERTAIN TOWN AND VILLAGE HIGHWAYS ELIGIBLE UNDER SECTION 131-K OF THE HIGHWAY LAW, INCLUDING RELATED INCIDENTAL IMPROVEMENTS, PURSUANT TO A PLAN OF FINANCING FOR A PROJECT ENTITLED "AMERICAN RECOVERY AND REINVESTMENT ACT – HIGHWAYS," IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $18,232,374

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 certain county highways and certain town and village highways eligible under Section 131-k of the Highway Law, including related incidental improvements, pursuant to a plan of financing for a project entitled "American Recovery and Reinvestment Act – Highways," in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $18,232,374 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 indicated portion of 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 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 highways 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 $18,232,374, and the plan for the financing thereof is by the issuance of $18,232,374 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.

Transportation Committee; March 25, 2009 – CV: 9-0
Intergovernmental Relations Committee; March 24, 2009 – CV: 4-0
Ways and Means Committee; March 25, 2009 – CV: 8-0
File No. 09-0116.br

By Legislators LaFountain and Colby

Intro. No. 133
MOTION NO. 25 OF 2009

PROVIDING THAT INTRO. NO. 132 OF 2009 BE AMENDED

Be It Moved, that Intro. No. 132 of 2009, be amended as follows:

BOND RESOLUTION DATED APRIL 14, 2009

April 14, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF ~~$18,232,374~~$17,282,374 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE RECONSTRUCTION OF CERTAIN COUNTY HIGHWAYS AND CERTAIN TOWN AND VILLAGE HIGHWAYS ELIGIBLE UNDER SECTION 131-K OF THE HIGHWAY LAW, INCLUDING RELATED INCIDENTAL IMPROVEMENTS, PURSUANT TO A PLAN OF FINANCING FOR A PROJECT ENTITLED "AMERICAN RECOVERY AND REINVESTMENT ACT – HIGHWAYS," IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF ~~$18,232,374~~$17,282,374

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 certain county highways and certain town and village highways eligible under Section 131-k of the Highway Law, including related incidental improvements, pursuant to a plan of financing for a project entitled "American Recovery and Reinvestment Act – Highways," in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued ~~$18,232,374~~$17,282,374 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 indicated portion of 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 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 highways 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 ~~$18,232,374~~$17,282,374, and the plan for the financing thereof is by the issuance of ~~$18,232,374~~$17,282,374 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.

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

File No. 09-0116.br.amend
Adopted: Ayes 29, Noes 0.

By Legislators Colby, Daniele and LaFountain

Intro. No. 132
RESOLUTION NO. 109 OF 2009
BOND RESOLUTION DATED APRIL 14, 2009
(As Amended by Motion 25)

RESOLUTION AUTHORIZING THE ISSUANCE OF $17,282,374 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE RECONSTRUCTION OF CERTAIN COUNTY HIGHWAYS AND CERTAIN TOWN AND VILLAGE HIGHWAYS ELIGIBLE UNDER SECTION 131-K OF THE HIGHWAY LAW, INCLUDING RELATED INCIDENTAL IMPROVEMENTS, PURSUANT TO A PLAN OF FINANCING FOR A PROJECT ENTITLED "AMERICAN RECOVERY AND REINVESTMENT ACT – HIGHWAYS," IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $17,282,374

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 certain county highways and certain town and village highways eligible under Section 131-k of the Highway Law, including related incidental improvements, pursuant to a plan of financing for a project entitled "American Recovery and Reinvestment Act – Highways," in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $17,282,374 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 indicated portion of 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 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 highways 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 $17,282,374, and the plan for the financing thereof is by the issuance of $17,282,374 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.

Transportation Committee; March 25, 2009 – CV: 9-0
Intergovernmental Relations Committee; March 24, 2009 – CV: 4-0
Ways and Means Committee; March 25, 2009 – CV: 8-0
File No. 09-0116.br
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, April 17, 2009.
Effective Date: April 17, 2009.

By Legislators Cassetti and LaFountain

Intro. No. 134
RESOLUTION NO. 110 OF 2009

AUTHORIZING IMPLEMENTATION OF PROJECT LABOR AGREEMENT FOR MONROE COUNTY PUBLIC SAFETY LABORATORY PROJECT

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

Section 1. The implementation of a Project Labor Agreement for the benefit of the County of Monroe for the Monroe County Public Safety Laboratory Project is hereby authorized.

Section 2. The County Executive, or her designee, is hereby authorized to take such necessary action as is required to ensure that the work on the Monroe County Public Safety Laboratory Project is carried out in accordance with the terms of the Project Labor Agreement and, in the event of a court order prohibiting the implementation of the Project Labor Agreement, to take such action as is necessary to progress the work without delay, including the letting of further or additional contracts necessary to complete the Project.

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

Environment and Public Works Committee; March 25, 2009 – CV: 6-0
Ways and Means Committee; March 25, 2009 – CV: 8-0
File No. 09-0117
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, April 17, 2009.
Effective Date: April 17, 2009.

By Legislators Colby and LaFountain

Intro. No. 135
RESOLUTION NO. 111 OF 2009

AMENDING 2009-2014 CAPITAL IMPROVEMENT PROGRAM TO ADD PROJECT ENTITLED "AMERICAN RECOVERY AND REINVESTMENT ACT – SIGN REPLACEMENT PROGRAM"; AUTHORIZING CONTRACT WITH NEW YORK STATE DEPARTMENT OF TRANSPORTATION

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

Section 1. The 2009-2014 Capital Improvement Program is hereby amended to add a project entitled "American Recovery and Reinvestment Act – Sign Replacement Program" in the amount of $300,000.

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 American Recovery and Reinvestment Act – Sign Replacement Program project.

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

Transportation Committee; March 25, 2009 – CV: 9-0
Ways and Means Committee; March 25, 2009 – CV: 8-0
File No. 09-0118
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, April 17, 2009.
Effective Date: April 17, 2009.

By Legislators Colby and LaFountain

Intro. No. 136
RESOLUTION NO. 112 OF 2009
BOND RESOLUTION DATED APRIL 14, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $300,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE REPLACEMENT OF TRAFFIC SIGNS AND RELATED INCIDENTAL IMPROVEMENTS, PURSUANT TO A PLAN OF FINANCING FOR A PROJECT ENTITLED "AMERICAN RECOVERY AND REINVESTMENT ACT – SIGN REPLACEMENT PROGRAM," IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $300,000

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 traffic signs and related incidental improvements, pursuant to a plan of financing for a project entitled "American Recovery and Reinvestment Act – Sign Replacement Program," 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. 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.

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 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.

Transportation Committee; March 25, 2009 – CV: 9-0
Ways and Means Committee; March 25, 2009 – CV: 8-0
File No. 09-0118.br
Adopted: Ayes 26, Noes 3.
(Legislators Gumina, Haney and Lightfoot voted in the negative.)
Approved by County Executive Maggie Brooks, April 17, 2009.
Effective Date: April 17, 2009.

By Legislators Colby and LaFountain

Intro. No. 137
RESOLUTION NO. 113 OF 2009

AMENDING 2009-2014 CAPITAL IMPROVEMENT PROGRAM TO ADD PROJECT ENTITLED "AMERICAN RECOVERY AND REINVESTMENT ACT – BRIDGES"; AUTHORIZING DEPARTMENT OF TRANSPORTATION TO ADVERTISE FOR BIDS; AUTHORIZING CONTRACT WITH NEW YORK STATE DEPARTMENT OF TRANSPORTATION

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

Section 1. The 2009-2014 Capital Improvement Program is hereby amended to add a project entitled "American Recovery and Reinvestment Act - Bridges" in the amount of $3,175,000.

Section 2. The Department of Transportation is hereby authorized to advertise for bids for the American Recovery and Reinvestment Act – Bridges project.

April 14, 2009

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 American Recovery and Reinvestment Act – Bridges project.

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

Transportation Committee; March 25, 2009 – CV: 9-0
Ways and Means Committee; March 25, 2009 – CV: 8-0
File No. 09-0119
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, April 17, 2009.
Effective Date: April 17, 2009.

Attachment

ATTACHMENT A

Projects Selected to Benefit from American Recovery and Reinvestment Act Funding in the GTC Transportation Improvement Program Area

Project Description	Project Location	Federal Funds	SPONSOR
Bridge-Eligible Projects			
Flynn Road Bridge Preventive Maintenance (Deck Sealing)	T. of Greece	$25,000	Monroe County
Brick School House Road Bridge Preventive Maintenance (Deck Sealing)	T. of Hamlin	$25,000	Monroe County
Redman Road Bridge Preventive Maintenance (Painting)	T. of Hamlin	$140,000	Monroe County
North Hamlin Road Bridge Preventive Maintenance (Painting)	T. of Hamlin	$110,000	Monroe County
Parma Center Road Bridge Preventive Maintenance (Deck Sealing & Painting)	T. of Parma	$110,000	Monroe County
Panorama Trail Bridge Preventive Maintenance (Deck Sealing)	T. of Penfield	$150,000	Monroe County
	Bridge Eligible Total:	**$560,000**	
Bridge-Illustrative Projects			
Edgemere Drive Bridge Preventive Maintenance (Painting & Railing Replacement)	T. of Greece	$90,000	Monroe County
Salt Road Culvert Replacement	T. of Webster	$100,000	Monroe County
North Greece Road Bridge Preventive Maintenance (Painting)	T. of Greece	$90,000	Monroe County
South Winton Road Bridge over Erie Canal Preventive Maintenance (Deck Sealing & Painting)	T. of Brighton	$1,715,000	Monroe County
Clarkson Parma Townline Road Bridge Preventive Maintenance (Painting)	T. of Clarkson	$190,000	Monroe County
Lake Road West Fork Road Bridge Preventive Maintenance (Painting)	T. of Hamlin	$430,000	Monroe County
	Illustrative Bridge Eligible Total:	**$2,615,000**	
	Bridge Eligible and Illustrative Total	**$3,175,000**	

April 14, 2009

By Legislators Colby and LaFountain

Intro. No. 138
RESOLUTION NO. 114 OF 2009
BOND RESOLUTION DATED APRIL 14, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $3,175,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE REHABILITATION OF BRIDGES, INCLUDING PAINTING AND SEALING AND RELATED INCIDENTAL IMPROVEMENTS, PURSUANT TO A PLAN OF FINANCING FOR A PROJECT ENTITLED "AMERICAN RECOVERY AND REINVESTMENT ACT – BRIDGES," IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $3,175,000

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 rehabilitation of bridges, including painting and sealing and related incidental improvements, pursuant to a plan of financing for a project entitled "American Recovery and Reinvestment Act – Bridges," in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $3,175,000 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 10 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is $3,175,000, and the plan for the financing thereof is by the issuance of $3,175,000 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.

Transportation Committee; March 25, 2009 – CV: 9-0
Ways and Means Committee; March 25, 2009 – CV: 8-0
File No. 09-0119.br
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, April 17, 2009.
Effective Date: April 17, 2009.

By Legislators Barker and LaFountain

Intro. No. 139
RESOLUTION NO. 115 OF 2009

APPROVING AGREEMENT AMONG MONROE COUNTY EXECUTIVE, MONROE COUNTY SHERIFF AND MONROE COUNTY DEPUTY SHERIFFS ASSOCIATION, AND BETWEEN MONROE COUNTY EXECUTIVE AND MONROE COUNTY AIRPORT FIREFIGHTERS ASSOCIATION, IAFF, AND BETWEEN MONROE COUNTY EXECUTIVE AND INTERNATIONAL UNION OF OPERATING ENGINEERS, LOCAL 832

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

Section 1. The agreement among the Monroe County Executive, the Monroe County Sheriff and the Monroe County Deputy Sheriffs Association for the period of January 1, 2009 through December 31, 2012 is hereby approved.

Section 2. The agreement between the Monroe County Executive and the Monroe County Airport Firefighters Association, IAFF for the period of January 1, 2009 through December 31, 2012 is hereby approved.

Section 3. The agreement between the Monroe County Executive and the International Union of Operating Engineers, Local 832 for the period of January 1, 2009 through December 31, 2012 is hereby approved.

Section 4. The 2009 Budget Salary Schedule is hereby amended to reflect the agreements with the Monroe County Deputy Sheriffs Association, Monroe County Airport Firefighters Association, IAFF and the International Union of Operating Engineers, Local 832.

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

Matter of Urgency
File No. 09-0120
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, April 17, 2009.
Effective Date: April 17, 2009.

By Legislators Bronson and Andrews

Intro. No. 141
MOTION NO. 26 OF 2009

PROVIDING THAT INTRO. NO. 140 OF 2009 BE POSTPONED/TABLED

Be It Moved, that Intro. No. 140 of 2009 be, and hereby is, postponed/tabled.

File No. 09-0121
Failed: Ayes 14, Noes 15.
(Legislators Andrews, Beebe, Bronson, Cruz, Eckel, Esposito, Gamble, Gumina, Haney, Heider, Kaleh, Lee, Lightfoot and O'Brien voted in the positive.)

April 14, 2009

By Legislators Yolevich and Dobson

Intro. No. 140
RESOLUTION NO. 116 OF 2009

APPOINTMENTS TO ROCHESTER-GENESEE REGIONAL TRANSPORTATION AUTHORITY

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

Section 1. In accordance with Section 1299-dd of the Public Authorities Law of New York State, this Body hereby submits the following names to Governor David A. Paterson, from among whom the Governor will select one appointee to serve on the Rochester-Genesee Regional Transportation Authority:

Appointee to fill the term that expires July 31, 2012:
William C. Carpenter, 68 Venice Circle, Rochester New York 14609, or
Stephen W. Gleason, 12 Burning Tree Lane, Penfield New York 14526.

Section 2. This resolution shall take effect immediately.

File No. 09-0121
Adopted: Ayes 15, Noes 14.
(Legislators Bronson, Andrews, Beebe, Cruz, Eckel, Esposito, Gamble, Gumina, Haney, Heider, Kaleh, Lee, Lightfoot and O'Brien voted in the negative)

Upon Motion by Legislator E. Daniel Quatro, the Legislature adjourned at 9:21 P.M. until Tuesday, May 12, 2009 at 6:00 p.m.

LISA POLITO NICOLAY
Clerk of the Legislature

FIFTH DAY

TUESDAY, May 12, 2009

Legislature met pursuant to adjournment.

President Wayne E. Zyra in the Chair.

ROLL CALL

Present – Legislators Adair, Andrews, Barker, Beebe, Bronson, Cassetti, Colby, Cruz, Daniele, Dobson, Driscoll, Eckel, Esposito, Gamble, Gumina, Haney, Hanna, Heider, Kaleh, LaFountain, Lee, Lightfoot, McCann, O'Brien, Quatro, Tucciarello, Valerio, Yolevich, Zyra – 29

Meeting formally opened. At the invitation of Legislator Mark J. Cassetti, Father Thomas Wheeland, of Holy Cross Catholic Church, delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Anthony J. Daniele.

APPROVAL OF MINUTES

Without objection, the journal of the session of Day 4 of 2009, April 14, 2009 was approved as submitted.

PETITIONS AND COMMUNICATIONS

From the President of the Legislature — WAYNE E. ZYRA

Regarding Chaplain for the May 12, 2009 Meeting, Reverend Thomas Wheeland, of the Holy Cross Catholic Church at the Invitation of Legislator Mark Cassetti.

Read and Filed. (RF09-63)

COUNTY LEGISLATORS

Carmen F. Gumina, Glenn J. Gamble, Harry B. Bronson, Carrie M. Andrews, Vincent J. Esposito, Edward M. O'Brien - Establishing the Monroe County Parks Recreation Task Force.

Read and Referred to the Recreation and Education Committee. (File No. 09-152)

Edward M. O'Brien, Harry B. Bronson, Carrie M. Andrews, Calvin Lee, Jr., Richard A. Beebe, Carmen F. Gumina, Travis R. Heider, Vincent J. Esposito, Glenn J. Gamble, Paul E. Haney, C. Stephen Eckel, Willie J. Lightfoot, Cynthia W. Kaleh, José A. Cruz - Pledging to make Monroe County a "Climate Safe Community"

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-153)

Carrie M. Andrews, Harry B. Bronson, Calvin Lee, Jr., Richard A. Beebe, Carmen F. Gumina, Travis R. Heider, Vincent J. Esposito, Edward M. O'Brien, Glenn J. Gamble, Travis R. Haney, C. Stephen Eckel, Cymthia W. Kaleh - Memorializing the U.S. Congress to Pass and President Barack Obama to Sign into Law Bills H.R.1551/S..611, the Responsible Education about Life (REAL) Act.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-154)

Harry B. Bronson, Carrie M. Andrews, Calvin Lee, Jr., Richard A. Beebe, Carmen F. Gumina, Travis R. Heider, Vincent J. Esposito, Edward M. O'Brien, Glenn J. Gamble, Paul E. Haney, C. Stephen Eckel, Willie J. Lightfoot, Cynthia W. Kaleh, José A. Cruz – Memorializing the United States Congress to Pass and President Barack H. Obama to Sign into Law S819, the Autism Treatment Acceleration Act of 2009.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-155)

May 12, 2009

Harry B. Bronson, Carrie M. Andrews, Calvin Lee, Jr., Richard A. Beebe, Carmen F. Gumina, Travis R. Heider, Vincent J. Esposito, Edward M. O'Brien, Glenn J. Gamble, Paul E. Haney, C. Stephen Eckel, Willie J. Lightfoot, Cynthia W. Kaleh, José A. Cruz - Memorializing the United States Congress to Pass and President Barack H. Obama to Sign into Law HR2149, the Spinal Muscular Atrophy (SMA) Treatment Acceleration Act of 2009.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-156)

Carrie M. Andrews, Harry B. Bronson, Calvin Lee, Jr., Richard A. Beebe, Carmen F. Gumina, Travis R. Heider, Vincent J. Esposito, Edward M. O'Brien, Glenn J. Gamble, Paul E. Haney, C. Stephen Eckel, Willie J. Lightfoot, Cynthia W. Kaleh, José A. Cruz - Memorializing the United States Congress to Pass and President Barack H. Obama to Sign into the Breast Cancer Education and Awareness Requires Learning (EARLY) Act

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-157)

From the County Executive — MAGGIE BROOKS

Regarding Resolution 300 of 2008 Accepting Two Grants from New York State Office of Real Property Services for Centralized Property Tax Administration Program Shared Tax Database Collection Study and the Assessment Improvement Study

Read and Filed. (RF09-66)

Regarding Substantial Amendment to the 2008 Annual Action Plan for Housing and Community Development in Suburban Monroe County for Submission to the U.S. Department of Housing and Urban Development for the Community Development Block Grant Program

Read and Referred to Planning and Economic Development and Ways and Means Committees. (File No. 09-158)

Regarding 2009 Annual Action Plan for Housing and Community Development in Suburban Monroe County and Grant Submission 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. 09-159)

Regarding 2010-2015 Capital Improvement Program.

Read and Referred to the Planning and Economic Development, Public Safety, Recreation and Education, Intergovernmental Relations, Human Services, Environment and Public Works, Transportation and Ways and Means Committees. (File No. 09-160)

Regarding Acceptance of a Grant from the New York State Department of Agriculture and Markets for the Petroleum Quality Testing Program.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 09-161)

Regarding Authorize a Contract with Catholic Family Center for the Provision of Girls Circle Curriculum to Adolescent Girls in the Community.

Read and Referred to Punlic Safety and Ways and Means Committees. (File No. 09-162)

Regarding Enact a Local Law Authorizing a Ground Lease from Monroe County to the State University of New York on behalf of the State University of New York Empire State College for Development of an Educational Facility on the Brighton Campus of Monroe Community College.

Read and Referred to Recreation and Education and Ways and Means Committees. (File No. 09-163)

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

Read and Referred to Intergovernmental Relations, Public Safety and Ways and Means Committees. (File No. 09-164)

May 12, 2009

Regarding Authorize a License Agreement with the New York Chiropractic College for Use and Occupancy of Clinic Space at Monroe Community Hospital, 435 East Henrietta Road, Rochester, New York.

Read and Referred to Human Services and Ways and Means Committees. (File No. 09-165)

Regarding Amend Resolution 215 of 2008 to Accept Additional Funding 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. 09-166)

Regarding Amend Resolution 238 of 2008 to Accept Additional Funding 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. 09-167)

Regarding Amend Resolution 290 of 2008 to Accept Additional Funding from the New York State Department of Health for the Primary Prevention of Childhood Lead Poisoning Pilot Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 09-168)

Regarding Amend Resolution 11 of 2009 to Accept Additional Funding 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. 09-169)

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

Read and Referred to Human Services and Ways and Means Committees. (File No. 09-170)

Regarding Authorize Contracts with New York Environmental Technologies, Inc. and Royal Environmental, Inc. to Provide Hazardous Materials Management Term Services.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 09-171)

Regarding Authorize Contracts with New York Environmental Technologies, Inc. and Royal Environmental, Inc. to Provide Hazardous Materials Management Term Services.

Read and Referred to the Pure Waters Administration Board. (File No. 09-172)

Regarding Authorize a Contract with O'Brien & Gere Engineers, Inc. for Professional Engineering Services for the Rochester Pure Waters District's Frank E. VanLare Wastewater Treatment Aeration Improvements Project.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 09-173)

Regarding Authorize a Contract with O'Brien & Gere Engineers, Inc. for Professional Engineering Services for the Rochester Pure Waters District's Frank E. VanLare Wastewater Treatment Aeration Improvements Project.

Read and Referred to the Pure Waters Administration Board. (File No. 09-174)

Regarding Authorize a Contract with Pictometry International LLC to Provide Digital Aerial Photography and Image Management Software.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 09-175)

Regarding Authorize a Contract with Pictometry International LLC to Provide Digital Aerial Photography and Image Management Software.

Read and Referred to the Pure Waters Administration Board. (File No. 09-176)

May 12, 2009

Regarding Acceptance of a Grant from the Federal Highway Administration and Award a Contract for Engineering Services with FRA Engineering, P.C. Related to the Monroe County Audible-Tactile Pedestrian Signal Device Study.

Read and Referred to Transportation and Ways and Means Committees. (File No. 09-177)

Regarding Acceptance of a Grant from the Federal Highway Administration and Award a Contract for Engineering Services with FRA Engineering, P.C. Related to the Monroe County Vertical Curve Safety Study.

Read and Referred to Transportation and Ways and Means Committees. (File No. 09-178)

Regarding Authorize a Contract with Crane-Hogan Structural Systems, Inc. for the Replacement of the Stottle Road Bridge at Black Creek in the Town of Chili.

Read and Referred to Transportation and Ways and Means Committees. (File No. 09-179)

Regarding Amend the 2009 Capital Budget and Bond Resolution 326 of 2008 to Provide an Increase in Funding; Authorize a Contract with Crane-Hogan Structural Systems, Inc. for Construction Services; and Authorize an Intermunicipal Agreement with the Town of Parma for the Wilder Road Bridge at Salmon Creek Project in the Town of Parma.

Read and Referred to Transportation, Intergovernmental Relations and Ways and Means Committees. (File No. 09-180)

Regarding Authorize the Sale of County Owned Tax Foreclosure Property in the Town of Gates.

Read and Referred to the Ways and Means Committee. (File No. 09-181)

Regarding Mortgage Tax Distribution.

Read and Referred to the Ways and Means Committee. (File No. 09-182)

Regarding Publication of Unpaid Taxes.

Read and Referred to the Ways and Means Committee. (File No. 09-183)

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

Read and Referred to Intergovernmental Relations, Public Safety and Ways and Means Committee. (File No. 09-184)

Regarding Home Rule Messages for Senate Bill No. S.2408-D and Assembly Bill No. A.5303-C Entitled, "An act to amend the Monroe county tax act, in relation to the assessment, levy and collection of taxes in Monroe county; to amend the Monroe county tax foreclosure act, in relation to the foreclosure of tax liens in Monroe county; to repeal certain provisions of the Monroe county tax act, relating to the collection of taxes in such county, to repeal certain provisions of the Monroe county tax foreclosure act, relating to certain foreclosure action; and to repeal certain provisions of the Monroe county in rem tax foreclosure act, relating to the filing of affidavits."

Read and Referred to the Full Legislature and Adopted May 12, 2009 under Section 545-24 (A)(3). (File No. 09-185)

MISCELLANEOUS AND OTHER OFFICIALS

Lawrence A. Staub, Jr., Director, Department of Parks - Regarding Public Comments on Ellison Park Area Master Plan Updates (DRAFT) A Plan for Monroe County Parkland Around Irondequoit Bay - Volumes 1 and 2.

Read and Filed. (RF09-62)

Anthony Feroce, Controller - Regarding 2009 Internal Audit Plan and 2008 Completed Audits.

Read and Filed. (RF09-64)

Nicholas Noce, Director of Finance & Business Services, Monroe County Water Authority - Regarding Annual Financial Statements for the year ending December 31, 2008.

Read and Filed. (RF09-65)

Michael J. Garland, P.E., Director of Environmental Services - Regarding Resolution 466 of 2001 - Solid Waste and Recycling Facilities Non-Contract Gate fees As Of May 2009.

Read and Filed. (RF09-67)

Town of Hamlin - Regarding Application of the Town of Hamlin, MonroeCounty, New York for Permission of the State Comptroller to Establish the Church Road Water District No. 2.

Read and Filed. (RF09-68)

Jacquelyne A. Leach, Comptroller, Western Regional Off-Track Betting Corporation - Regarding Letter to Stephen Gleason in Reference to Receipt of March 2009 Retained Surcharge Revenue Combined with First Quarter for Monroe County (Receipt of Check No. #46826).

Read and Filed. (RF09-69)

PROCLAMATIONS

By the President of the Legislature — Wayne E. Zyra

Recognized Jointly with Legislator John G. (Jack) Driscoll "Richard Buckley" as the recipient of the prestigious 2009 Harris Fellow Award.

Read and Filed.

Recognized Jointly with Legislator John G. (Jack) Driscoll "Henrietta Volunteer Ambulance Service, Inc." for their commitment to our local community and being awarded the 2008 Agency Of The Year.

Read and Filed.

Recognized Jointly with Legislator R. Anthony LaFountain "The Penfield Girls Varsity Basketball Team" on a victorious 2008-2009 season.

Read and Filed.

Recognized Jointly with Legislator Edward O'Brien "Antoinette Johnson" for her hard work and outstanding achievement.

Read and Filed.

Recognized Jointly with Legislators E. Daniel Quatro and Carmen F. Gumina "Webster Thomas Titans Hockey Team" for their hard work and outstanding achievement.

Read and Filed.

Recognized Jointly with Legislators Calvin Lee, Jr. and Cynthia W. Kaleh "The New York Office of the National Center for Missing and Exploited Children" for its deep dedication to the safety of area children.

Read and Filed.

Recognized Jointly with Legislator Cynthia W. Kaleh "Nazareth Academy Basketball Team" for their hard work and outstanding achievement.

Read and Filed.

Recognized Jointly with Legislator Willie J. Lightfoot "Stacey Shells & True North Preparatory Charter School" for outstanding academic achievement.

Read and Filed.

Recognized Jointly with Legislator José A. Cruz "Dr. Ralph Pennino and InterVol" for more than exceptional service to the global community and those in need.

Read and Filed.

FORMAL COMMITTEE REPORTS

NONE

PUBLIC FORUM

May 12, 2009

An Open Forum was conducted to allow speakers to address the Legislature. Sixty-nine speakers addressed the Legislature on various subjects and the Open Forum concluded at 8:40 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 May 12, 2009 and proceeded under the Usual Order of Business.

MOTIONS, RESOLUTIONS AND NOTICES

By Legislators Quatro and Bronson

Intro. No. 141
MOTION NO. 26 OF 2009

MOTION TO MOVE AGENDA ITEMS AS A WHOLE EXCEPT FOR AGENDA NOS. 5, 26 and 27.

Be It Moved, that the agenda for the May 12, 2009 Full Legislature Meeting be moved as a whole (Except Agenda Nos. 5, 26 and 27) and voted on simultaneously by casting a unanimous vote by the Legislature Body.

Adopted: Ayes 29, Noes 0.

May 12, 2009

By Legislators Barker, Daniele and LaFountain

Intro. No. 142
RESOLUTION NO. 117 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES; AUTHORIZING INTERMUNICIPAL AGREEMENT WITH WHEATLAND-CHILI CENTRAL SCHOOL DISTRICT FOR SCHOOL RESOURCE OFFICER 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 $89,596 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for the Wheatland-Chili Central School District School Resource Officer Program, for the period of February 1, 2009 through January 31, 2010.

Section 2. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the Wheatland-Chili Central School District, for the School Resource Officer Program, in an amount not to exceed $89,596, for the period of February 1, 2009 through January 31, 2010.

Section 3. The 2009 operating grant budget of the Sheriff's Office is hereby amended by appropriating the sum of $89,596 into fund 9300, funds center 3803010000, Police Bureau Administration.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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; April 27, 2009 - CV: 8-0
Intergovernmental Relations Committee; April 28, 2009 - CV: 5-0
Ways and Means Committee; April 29, 2009 - CV: 11-0
File No. 09-0128
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, May 19, 2009.
Effective Date: May 19, 2009.

By Legislators Barker and LaFountain

Intro. No. 143
RESOLUTION NO. 118 OF 2009

ACCEPTING GRANT 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 a $40,730 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for the Stop Violence Against Women Program, for the period of December 1, 2008 through November 30, 2009.

Section 2. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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; April 27, 2009 - CV: 8-0
Ways and Means Committee; April 29, 2009 - CV: 11-0
File No. 09-0129
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, May 19, 2009.
Effective Date: May 19, 2009.

By Legislators Barker and LaFountain

Intro. No. 144
RESOLUTION NO. 119 OF 2009

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 $39,878 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for the Juvenile Accountability Incentive Block Grant, Enhanced Supervision Program, for the period of October 1, 2009 through September 30, 2010.

Section 2. The 2009 operating grant budget of the Department of Public Safety, Office of Probation – Community Corrections, is hereby amended by appropriating the sum of $39,878 into fund 9300, funds center 2403020100, Juvenile & Family Services.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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; April 27, 2009 - CV: 8-0
Ways and Means Committee; April 29, 2009 - CV: 11-0
File No. 09-0130
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, May 19, 2009.
Effective Date: May 19, 2009.

By Legislator Valerio and LaFountain

Intro. No. 145
RESOLUTION NO. 120 OF 2009

AUTHORIZING DEDICATION OF 19 PARCELS OF LAND TO MONROE COUNTY PARKS SYSTEM

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

Section 1. The following 19 parcels, consisting of approximately 5.12 acres of County owned land are hereby dedicated to be used as parklands:

To be Annexed to Genesee Valley Park

SBL#	Parcel Address	Acreage
147.16-3-21	Riverside Dr., Town of Brighton	.15
147.16-3-22	Riverside Dr., Town of Brighton	.15
147.16-3-23	Riverside Dr., Town of Brighton	.15
147.16-3-24	Riverside Dr., Town of Brighton	.15
148.13-1-18	Delaware Ave., Town of Brighton	.15
148.13-1-19	Delaware Ave., Town of Brighton	.15
148.13-1-20	Delaware Ave., Town of Brighton	.30

148.14-1-16	Crestmount Rd., Town of Brighton	.25
148.14-1-18	Crestmount Rd., Town of Brighton	.25
148.14-2-24	Parkview Rd., Town of Brighton	.25
148.14-3-35	Hillcrest Rd., Town of Brighton	.50
148.14-3-41	Hillcrest Rd., Town of Brighton	.25
148.14-3-46	Park Circle So. , Town of Brighton	.50
148.14-3-57	Parkview Rd., Town of Brighton	.25
148.17-1-8	Bronx Dr., Town of Brighton	.25
Created on 4/24/2009 2:01:00 PM		
148.17-1-76	Adar Dr., Town of Brighton	.20
		3.90 acres

To be Annexed to Irondequoit Bay Park West

SBL#	Parcel Address	Acreage
093.69-1-18	342 Bay Front So., Town of Irondequoit	0.068
093.69-1-40	Bay Front So., Town of Irondequoit	0.052
		0.12 acres

To be Annexed to Ellison Park

SBL#	Parcel Address	Acreage
123.06-1-6	2365 Browncroft Blvd., Town of Penfield	1.10
		1.10 acres

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

Recreation and Education Committee; May 6, 2009 - CV: 5-0
Ways and Means Committee; April 29, 2009 - CV: 11-0
File No. 09-0131
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, May 19, 2009.
Effective Date: May 19, 2009.

May 12, 2009

By Legislators Cassetti and LaFountain

Intro. No. 146
RESOLUTION NO. 121 OF 2009

AUTHORIZING CONTRACTS WITH MICHAEL A. FERRAUILO PLUMBING AND HEATING, INC., CONNORS-HAAS, INC., AND LECLAIRE-FLEMING MECHANICAL CONTRACTORS, INC. FOR CONSTRUCTION SERVICES FOR IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT'S MCEWEN DRIVE 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 Michael A. Ferrauilo Plumbing and Heating, Inc., in the amount of $1,083,993, for general construction, for the Irondequoit Bay South Central Pure Waters District's McEwen Drive Pump Station Improvements Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract with Connors-Haas, Inc., in the amount of $322,000, for electrical construction, for the Irondequoit Bay South Central Pure Waters District's McEwen Drive Pump Station Improvements Project, and any amendments necessary to complete the project within the total capital fund(s) 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 $145,466, for HVAC construction, for the Irondequoit Bay South Central Pure Waters District's McEwen Drive Pump Station Improvements Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 4. Funding for this project is included in capital fund 1375 and any capital fund(s) created for the same intended purpose.

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

Environment and Public Works Committee; April 29, 2009 - CV: 7-0
Ways and Means Committee; April 29, 2009 - CV: 11-0
File No. 09-0133
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, May 19, 2009.
Effective Date: May 19, 2009.

By Legislators Cassetti and LaFountain

Intro. No. 147

APPROVING AN INCREASE AND IMPROVEMENT OF FACILITIES IN THE ROCHESTER PURE WATERS DISTRICT

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 other District sewerage facilities, including (i) at the VanLare Wastewater Treatment Plant, the replacement of aerators, process equipment and bar screens, improvements to primary clarifiers, solids pumping and thickening tanks, and other general improvements to meet environmental regulations and address equipment reaching the end of its intended service life, and (ii) at other District sewerage facilities, the replacement of sewers and pump stations and enhancement to the appurtenant communication and data transmission systems, 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 9th day of June, 2009, at 6:15 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 $5,000,000, 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 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 $500,000, of net asset balance in the Rochester Pure Waters District is hereby appropriated and authorize the Controller to transfer the $500,000 to capital fund 1374 for the increase and improvement of facilities in the Rochester Pure Waters District.

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; April 29, 2009 - CV: 7-0
Ways and Means Committee; April 29, 2009 - CV: 11-0
File No. 09-0135

By Legislators Cassetti and LaFountain

Intro. No. 148
MOTION NO. 27 OF 2009

PROVIDING THAT RESOLUTION (INTRO. NO. 147 OF 2009), ENTITLED "APPROVING AN INCREASE AND IMPROVEMENT OF FACILITIES IN THE ROCHESTER PURE WATERS DISTRICT," BE TABLED

BE IT MOVED, that Resolution (Intro. No. 147 of 2009), entitled, **"APPROVING AN INCREASE AND IMPROVEMENT OF FACILITIES IN THE ROCHESTER PURE WATERS DISTRICT,"** be tabled.

File No. 09-0135
Adopted: Ayes 29, Noes 0.

By Legislators Cassetti and LaFountain

Intro. No. 149
RESOLUTION NO. 122 OF 2009

CALLING A PUBLIC HEARING FOR THE PURPOSE OF CONSIDERING A PROPOSED INCREASE AND IMPROVEMENT OF FACILITIES IN 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 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 other District sewerage facilities, including (i) at the VanLare Wastewater Treatment Plant, the replacement of aerators, process equipment and bar screens, improvements to primary clarifiers, solids pumping and thickening tanks, and other general improvements to meet environmental regulations and address equipment reaching the end of its intended service life, and (ii) at other District sewerage facilities, the replacement of sewers and pump stations and enhancement to the appurtenant communication and data transmission systems, 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 $5,000,000; and

WHEREAS, the estimated cost of such project to the typical property in the District is $3.29 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 9th day of June, 2009, at 6:15 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; April 29, 2009 - CV: 7-0
Ways and Means Committee; April 29, 2009 - CV: 11-0
File No. 09-0135
Adopted: Ayes 29, Noes 0.

By Legislators Cassetti and LaFountain

Intro. No. 150

APPROVING AN INCREASE AND IMPROVEMENT OF FACILITIES IN THE IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT

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, Riverton, Brighton No. 5 and Pinnacle Road 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 Riverton, the Brighton No. 5 and Pinnacle Road Pump Stations, the replacement of pumping and support systems to meet current standards, and (iii) at other District sewerage facilities, interceptor improvements, the replacement of sewers and pump stations and enhancement to the appurtenant communication and data transmission systems, 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 9th day of June, 2009, 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 Irondequoit Bay South Central Pure Waters District, at a maximum estimated cost of $2,500,000, 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 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 6. 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 7. 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 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; April 29, 2009 - CV: 7-0
Ways and Means Committee; April 29, 2009 - CV: 11-0
File No. 09-0137

By Legislators Cassetti and LaFountain

Intro. No. 151
MOTION NO. 28 OF 2009

PROVIDING THAT RESOLUTION (INTRO. NO. 150 OF 2009), ENTITLED "APPROVING AN INCREASE AND IMPROVEMENT OF FACILITIES IN THE IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT," BE TABLED

BE IT MOVED, that Resolution (Intro. No. 150 of 2009), entitled, **"APPROVING AN INCREASE AND IMPROVEMENT OF FACILITIES IN THE IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT,"** be tabled.

File No. 09-0137
Adopted: Ayes 29, Noes 0.

By Legislators Cassetti and LaFountain

Intro. No. 152
RESOLUTION NO. 123 OF 2009

CALLING A PUBLIC HEARING FOR THE PURPOSE OF CONSIDERING A PROPOSED INCREASE AND IMPROVEMENT OF FACILITIES IN THE IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT IN THE COUNTY OF MONROE, NEW YORK

May 12, 2009

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, Riverton, Brighton No. 5 and Pinnacle Road 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 Riverton, the Brighton No. 5 and Pinnacle Road Pump Stations, the replacement of pumping and support systems to meet current standards, and (iii) at other District sewerage facilities, interceptor improvements, the replacement of sewers and pump stations and enhancement to the appurtenant communication and data transmission systems, 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 $2,500,000; and

WHEREAS, the estimated cost of such project to the typical property in the District is $1.69 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 9th day of June, 2009, 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 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; April 29, 2009 - CV: 7-0
Ways and Means Committee; April 29, 2009 - CV: 11-0
File No. 09-0137
Adopted: Ayes 29, Noes 0.

By Legislators Cassetti and LaFountain

Intro. No. 153

APPROVING AN INCREASE AND IMPROVEMENT OF FACILITIES IN THE NORTHWEST QUADRANT PURE WATERS DISTRICT

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 and other District sewerage facilities, including (i) at the Northwest Quadrant Wastewater Treatment Plant, installation of an auxiliary centrifuge, enhancement to the appurtenant communication and data transmission systems and the replacement of equipment reaching the end of its intended service life, and (ii) at other District sewerage facilities, the replacement of sewers and pump stations and enhancement to the appurtenant communication and data transmission systems, 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 9th day of June, 2009, 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 Northwest Quadrant Pure Waters District, at a maximum estimated cost of $2,500,000, 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 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 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 6. 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 7. 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 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; April 29, 2009 - CV: 7-0
Ways and Means Committee; April 29, 2009 - CV: 11-0
File No. 09-0139

By Legislators Cassetti and LaFountain

Intro. No. 154
MOTION NO. 29 OF 2009

PROVIDING THAT RESOLUTION (INTRO. NO. 153 OF 2009), ENTITLED "APPROVING AN INCREASE AND IMPROVEMENT OF FACILITIES IN THE NORTHWEST QUADRANT PURE WATERS DISTRICT," BE TABLED

BE IT MOVED, that Resolution (Intro. No. 153 of 2009), entitled, **"APPROVING AN INCREASE AND IMPROVEMENT OF FACILITIES IN THE NORTHWEST QUADRANT PURE WATERS DISTRICT,"** be tabled.

File No. 09-0139
Adopted: Ayes 29, Noes 0.

By Legislators Cassetti and LaFountain

Intro. No. 155
RESOLUTION NO. 124 OF 2009

CALLING A PUBLIC HEARING FOR THE PURPOSE OF CONSIDERING A PROPOSED INCREASE AND IMPROVEMENT OF FACILITIES IN THE NORTHWEST QUADRANT PURE WATERS DISTRICT IN THE COUNTY OF MONROE, NEW YORK

May 12, 2009

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 and other District sewerage facilities, including (i) at the Northwest Quadrant Wastewater Treatment Plant, installation of an auxiliary centrifuge, enhancement to the appurtenant communication and data transmission systems and the replacement of equipment reaching the end of its intended service life, and (ii) at other District sewerage facilities, the replacement of sewers and pump stations and enhancement to the appurtenant communication and data transmission systems, 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 $2,500,000; and

WHEREAS, the estimated cost of such project to the typical property in the District is $3.72 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 9th day of June, 2009, 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 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; April 29, 2009 - CV: 7-0
Ways and Means Committee; April 29, 2009 - CV: 11-0
File No. 09-0139
Adopted: Ayes 29, Noes 0.

By Legislators Cassetti and LaFountain

Intro. No. 156

APPROVING AN INCREASE AND IMPROVEMENT OF FACILITIES IN THE GATES-CHILI-OGDEN SEWER DISTRICT

WHEREAS, the Administrative Board of the Gates-Chili-Ogden Sewer 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 Southwest, Central Gates, North Gates, Airport and six Riverdale Pump Stations and other District sewerage facilities, including (i) at the Southwest, Central Gates, North Gates, Airport and six Riverdale Pump Stations, the replacement of pumping and support systems to meet current standards, and (ii) at other District sewerage facilities, improvements within the collection system, the replacement of sewers and pump stations and enhancement to the appurtenant communication and data transmission systems, 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 9th day of June, 2009, 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 Gates-Chili-Ogden Sewer District, at a maximum estimated cost of $2,500,000, 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 Gates-Chili-Ogden Sewer District.

Section 3. The expenditure proposed for such improvement of facilities in the Gates-Chili-Ogden Sewer 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 Gates-Chili-Ogden Sewer District is hereby approved at the maximum amount to be expended.

Section 5. 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 6. 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 7. The Administrative Board of the Gates-Chili-Ogden Sewer 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 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; April 29, 2009 - CV: 7-0
Ways and Means Committee; April 29, 2009 - CV: 11-0
File No. 09-0141

By Legislators Cassetti and LaFountain

Intro. No. 157
MOTION NO. 30 OF 2009

PROVIDING THAT RESOLUTION (INTRO. NO. 156 OF 2009), ENTITLED "APPROVING AN INCREASE AND IMPROVEMENT OF FACILITIES IN THE GATES-CHILI-OGDEN SEWER DISTRICT," BE TABLED

BE IT MOVED, that Resolution (Intro. No. 156 of 2009), entitled, **"APPROVING AN INCREASE AND IMPROVEMENT OF FACILITIES IN THE GATES-CHILI-OGDEN SEWER DISTRICT,"** be tabled.

File No. 09-0141
Adopted: Ayes 29, Noes 0.

By Legislators Cassetti and LaFountain

Intro. No. 158
RESOLUTION NO. 125 OF 2009

CALLING A PUBLIC HEARING FOR THE PURPOSE OF CONSIDERING A PROPOSED INCREASE AND IMPROVEMENT OF FACILITIES IN THE GATES-CHILI-OGDEN SEWER DISTRICT IN THE COUNTY OF MONROE, NEW YORK

May 12, 2009

WHEREAS, the Administrative Board of the Gates-Chili-Ogden Sewer 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 Southwest, Central Gates, North Gates, Airport and six Riverdale Pump Stations and other District sewerage facilities, including (i) at the Southwest, Central Gates, North Gates, Airport and six Riverdale Pump Stations, the replacement of pumping and support systems to meet current standards, and (ii) at other District sewerage facilities, improvements within the collection system, the replacement of sewers and pump stations and enhancement to the appurtenant communication and data transmission systems, 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 $2,500,000; and

WHEREAS, the estimated cost of such project to the typical property in the District is $7.22 per year; and

WHEREAS, such cost shall be assessed against the entire geographic area encompassed by the Gates-Chili-Ogden Sewer 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 9th day of June, 2009, 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 Gates-Chili-Ogden Sewer 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; April 29, 2009 - CV: 7-0
Ways and Means Committee; April 29, 2009 - CV: 11-0
File No. 09-0141
Adopted: Ayes 29, Noes 0.

By Legislators Cassetti and LaFountain

Intro. No. 159
RESOLUTION NO. 126 OF 2009

AMENDING 2009 OPERATING BUDGET OF DEPARTMENT OF AVIATION TO PROVIDE FUNDING FOR GREEN ENERGY INITIATIVES PROJECT; AUTHORIZING FILING OF APPLICATIONS WITH AND ACCEPTANCE OF GRANT FUNDING FROM NEW YORK STATE ENERGY RESEARCH AND DEVELOPMENT AUTHORITY AND ANY OTHER PUBLIC UTILITY ENERGY PROGRAM FOR ENERGY INCENTIVE AWARDS; AUTHORIZING A CONTRACT WITH CLOUGH HARBOUR & ASSOCIATES, LLP FOR DESIGN AND CONSTRUCTION MANAGEMENT SERVICES FOR GREEN ENERGY INITIATIVES PROJECT AT GREATER ROCHESTER INTERNATIONAL AIRPORT

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

Section 1. The 2009 operating budget of the Department of Aviation is hereby amended by increasing appropriations for the cost of the Green Energy Initiatives Project, by $800,000, in fund 9010, funds center 8106010000, Building Operations, with the department revenue being increased by a like amount.

Section 2. The County Executive, or her designee, is hereby authorized to file applications with and accept grant funding from, and to execute any other necessary documents or amendments thereto, with the New York State Energy Research and Development Authority (NYSERDA), for the New York State Solar-electric Incentive Program, or any other public utility energy program, for energy incentive awards for the Green Energy Initiatives Project at the Greater Rochester International Airport.

Section 3. The County Executive, or her designee, is hereby authorized to execute a contract with Clough Harbour & Associates, LLP, for design and construction management services for the Green Energy Initiatives Project at the Greater Rochester International Airport, in the amount of $100,000, and any amendments necessary to complete the project within the total operating budget appropriation.

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

Environment and Public Works Committee; April 29, 2009 - CV: 7-0
Ways and Means Committee; April 29, 2009 - CV: 11-0
File No. 09-0143
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, May 19, 2009.
Effective Date: May 19, 2009.

By Legislators Cassetti and LaFountain

Intro. No. 160
RESOLUTION NO. 127 OF 2009

AUTHORIZING CONTRACT WITH CLOUGH HARBOUR & ASSOCIATES, LLP FOR DESIGN SERVICES FOR TAXIWAY H IMPROVEMENTS – PHASE 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 Clough Harbour & Associates, LLP, for design services for the Taxiway H Improvements – Phase 1 Project at the Greater Rochester International Airport, in the amount of $155,000, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. Funding for this project is included in capital fund 1321 and any other capital fund(s) created for the same intended purpose.

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

Environment and Public Works Committee; April 29, 2009 - CV: 7-0
Ways and Means Committee; April 29, 2009 - CV: 11-0
File No. 09-0144
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, May 19, 2009.
Effective Date: May 19, 2009.

By Legislators Cassetti and LaFountain

Intro. No. 161
RESOLUTION NO. 128 OF 2009
SUPERSEDING BOND RESOLUTION DATED MAY 12, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $6,500,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE RECONSTRUCTION OF PORTIONS OF TAXIWAY H FROM TAXIWAY A NORTH TO THE NORTH RAMP AT GREATER ROCHESTER INTERNATIONAL AIRPORT, IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON JANUARY 9, 2007 (RESOLUTION NO. 40 OF 2007)

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 Taxiway H from Taxiway A North to the North Ramp at the Greater Rochester International Airport, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $6,500,000 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 ($5,500,000 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 to the bond resolution which this bond resolution supersedes.

Section 2. The maximum estimated cost thereof is now determined to be $6,500,000, and the plan for the financing thereof is by the issuance of $6,500,000 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 supersede Resolution No. 40 of 2007, being a bond resolution dated January 9, 2007, 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 $5,500,000 to $6,500,000.

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.

Environment and Public Works Committee; April 29, 2009 - CV: 7-0
Ways and Means Committee; April 29, 2009 - CV: 11-0
File No. 09-0144.br
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, May 19, 2009.
Effective Date: May 19, 2009.

By Legislators Colby and LaFountain

Intro. No. 162
RESOLUTION NO. 129 OF 2009

AUTHORIZING CONTRACT FOR ENGINEERING SERVICES WITH DEWBERRY-GOODKIND, INC. FOR REPLACEMENT OF HONEOYE FALLS ROAD #6 CULVERT AT HONEOYE CREEK TRIBUTARY IN 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 execute a contract with Dewberry-Goodkind, Inc., in the amount of $84,994.24, for engineering services, for the replacement of the Honeoye Falls Road #6 culvert at Honeoye Creek Tributary, in the Town of Rush, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. Funding for these services is included in capital fund 1441 and any capital fund(s) created for the same intended purpose.

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

Transportation Committee; April 29, 2009 - CV: 8-0
Ways and Means Committee; April 29, 2009 - CV: 11-0
File No. 09-0145
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, May 19, 2009.
Effective Date: May 19, 2009.

By Legislators Colby and LaFountain

Intro. No. 163
RESOLUTION NO. 130 OF 2009

AUTHORIZING CONTRACT FOR ENGINEERING SERVICES WITH RAVI ENGINEERING AND LAND SURVEYING, P.C. FOR REPLACEMENT OF PINNACLE ROAD CULVERTS AT HONEOYE CREEK TRIBUTARY IN 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 execute a contract with Ravi Engineering and Land Surveying, P.C., in the amount of $114,645.42, for engineering services, for the replacement of the Pinnacle Road culverts at Honeoye Creek Tributary, in the Town of Rush, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. Funding for these services is included in capital fund 1485 and any capital fund(s) created for the same intended purpose.

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

Transportation Committee; April 29, 2009 - CV: 8-0
Ways and Means Committee; April 29, 2009 - CV: 11-0
File No. 09-0146
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, May 19, 2009.
Effective Date: May 19, 2009.

By Legislators LaFountain and Barker

Intro. No. 164
RESOLUTION NO. 131 OF 2009

DIRECTING CORRECTION, CANCELLATION AND LEVY OF CERTAIN MONROE COUNTY TAXES IN TOWNS OF GREECE AND 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 properties:

City/Town	Tax Account #	Year	Amount Currently Due	Amount of Corrected Tax	Amount of Tax To Be Cancelled
Greece	060.58-1-1	2009	105,110.80	91,884.15	13,226.65
Irondequoit	091.16-1-66	2009	5,450.51	228.13	5,222.38
			$110,561.31	$92,112.28	$18,449.03

Following are the assessed owners:

Tax Account Number	Name and Mailing Address
060.58-1-1	Valley Brook Realty LLC David Applebaum, First American Commercial Real Estate P.O. Box 167928 Irving, TX 75016
091.16-1-66	Roberta E. Bush 285 Norran Drive Rochester, NY 14609

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 $18,449.03.

Section 3. The Director of Finance - Chief Financial Officer is authorized and directed to levy the following amount against the following accounts:

Monroe County	6,025.09
Town of Greece	5,178.31
Town of Irondequoit	838.73
Barnard Fire (GR101)	2,786.40
Greece Town Light (GR311)	276.94
Ridge Culver Fire (IR103)	312.66
East Irondequoit Central School District (263401)	3,030.90
	18,449.03

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; April 29, 2009 - CV: 11-0
File No. 09-0147
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, May 19, 2009.
Effective Date: May 19, 2009.

By Legislators LaFountain and Barker

Intro. No. 165
RESOLUTION NO. 132 OF 2009

APPROVING SUBMISSION OF SUBSTANTIAL AMENDMENT TO 2008 ANNUAL ACTION PLAN FOR HOUSING AND COMMUNITY DEVELOPMENT IN SUBURBAN MONROE COUNTY FOR SUBMISSION TO U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

BE 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 a Substantial Amendment of the 2008 Annual Action 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 Homeless Prevention and Rapid Re-Housing Program (HPRP).

Section 2. The County Executive, or her designee, is hereby authorized to accept the grant funds in the amount of $789,300 or such other amount as determined by HUD, subject to HUD approval of the submission.

Section 3. The sum of $789,300 is hereby appropriated into fund 9005, funds center 1501010000, Community Development Grants, contingent on HUD approval.

Section 4. The County Executive, or her designee, is hereby authorized to execute all contracts, including intermunicipal agreements, and any amendments thereto, that are necessary to carry out the administration of the Homeless Prevention and Rapid Re-Housing Program (HPRP).

Section 5. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make necessary funding modifications within grant guidelines to meet contractual commitments.

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.

Ways and Means Committee; April 29, 2009 - CV: 11-0
File No. 09-0149
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, May 19, 2009.
Effective Date: May 19, 2009.

By Legislators Valerio and Adair

Intro. No. 166

ADOPTING ELLISON PARK AREA MASTER PLAN UPDATE

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

Section 1. The Ellison Park Area Master Plan Update as a guide for the future management and development of the following Monroe County Parks: Ellison, Ellison Wetlands, Abraham Lincoln, Tryon, Irondequoit Bay West and Devil's Cove, is hereby adopted.

Section 2. The Ellison Park Area Master Plan Update is amended as follows: Delete the phrase "Mid-Term" and replace it with the phrase "Short-Term" under Time-Frame in Item #4 of the Ellison Park Area Master Plan Updates Recommendations for Tryon Park (Chart 1, Sheet 7). Delete the sentence "Make improvements to entry signage and directional signage" and replace it with the

sentence "Develop a new signage system that includes entry signage, regulatory signage, interpretive signage, and wayfinding signage" under Description in Item #1 of the Ellison Park Area Master Plan Updates Recommendations for Irondequoit Bay Park West (Chart 1, Sheet 6). Delete the word "Med" and replace it with the word "High" under Priority in Item #1 of the Ellison Park Area Master Plan Updates Recommendations for Irondequoit Bay Park West (Chart 1, Sheet 6).

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

Recreation and Education Committee; May 6, 2009 - CV: *3-2 (As Amended)
File No. 09-0132

By Legislators Gumina and Gamble

Intro. No. 167
MOTION NO. 31 OF 2009

PROVIDING THAT INTRO. NO. 166 OF 2009 BE AMENDED

Be It Moved, that Intro. No. 166 of 2009, be amended as follows:

1) Delete the sentence "Open natural surface trails in Tryon Park to off-road cycling" and replace it with "Create a designated off-road cycling trail system to be separate from the hiking/pedestrian use trails. The Monroe County Legislature shall decide, following the completion of the ~~24~~ 18 month evaluation period, whether to keep designated trails in Tryon Park open to off-road cycling." Under Descriptions in Item #6 of the Ellison Park Area Master Plan Updates Recommendations for Tryon park (Chart 1, Sheet 7).

File No. 09-0132
Failed: Ayes 14, Noes 15
(Legislators Andrews, Beebe, Bronson, Cruz, Eckel, Esposito, Gamble, Gumina, Haney, Heider, Kaleh, Lee, Lightfoot and O'Brien voted in the positive.)

May 12, 2009

By Legislators O'Brien and Esposito

Intro. No. 168
MOTION NO. 32 OF 2009

PROVIDING THAT INTRO. NO. 166 OF 2009 BE AMENDED

Be It Moved, that Intro. No. 166 of 2009, be amended as follows:

1) Delete Item #4, "Shared-Use Bicycle Trail," of the Ellison Park Area Master Plan Updates Recommendations for Irondequoit Bay Park West (Chart 1, Sheet 6).

File No. 09-0132
Failed: Ayes 14, Noes 15
(Legislators Andrews, Beebe, Bronson, Cruz, Eckel, Esposito, Gamble, Gumina, Haney, Heider, Kaleh, Lee, Lightfoot and O'Brien voted in the positive.)

By Legislators Esposito and O'Brien

Intro. No. 169
MOTION NO. 33 OF 2009

PROVIDING THAT INTRO. NO. 166 OF 2009 BE AMENDED

Be It Moved, that Intro. No. 166 of 2009, be amended as follows:

1) Insert the sentence "Biking and/or Mountain Biking will not be permitted in Irondequoit Bay Park West until three-months following the successful conclusion of the trial period at Tryon Park" under Description in Item #4 of the Ellison Park Area Master Plan Updates Recommendations for Irondequoit Bay Park West (Chart 1, Sheet 6).

File No. 09-0132
Failed: Ayes 14, Noes 15
(Legislators Andrews, Beebe, Bronson, Cruz, Eckel, Esposito, Gamble, Gumina, Haney, Heider, Kaleh, Lee, Lightfoot and O'Brien voted in the positive.)

May 12, 2009

By Legislators Esposito and O'Brien

Intro. No. 170
MOTION NO. 34 OF 2009

PROVIDING THAT INTRO. NO. 166 OF 2009 BE AMENDED

Be It Moved, that Intro. No. 166 of 2009, be amended as follows:

1) Delete the word "Med" and replace it with "High" under Priority in Item #2 of the Ellison Park Area Master Plan Updates Recommendations for Irondequoit Bay Park West (Chart 1, Sheet 6).

2) Insert the phrase "Setting a priority to improve Bay Front South Road" after the phrase "Make Improvements to Surface conditions of Existing Roads" under Description in Item #2 of the Ellison Park Area Master Plan Updates Recommendations for Irondequoit Bay Park West (Chart 1, Sheet 6).

3) Insert the sentences "Establish an Intermunicipal Agreement with the Town of Irondequoit for the continued maintenance of existing roads in Irondequoit Bay Park West. Revenues from existing marina agreements may be used to cover the costs of such services" under Notes in Item #2 of the Ellison Park Area Master Plan Updates Recommendations for Irondequoit Bay Park West (Chart 1, Sheet 6).

File No. 09-0132
Failed: Ayes 14, Noes 15
(Legislators Andrews, Beebe, Bronson, Cruz, Eckel, Esposito, Gamble, Gumina, Haney, Heider, Kaleh, Lee, Lightfoot and O'Brien voted in the positive.)

By Legislators O'Brien and Esposito

Intro. No. 171
MOTION NO. 35 OF 2009

PROVIDING THAT INTRO. NO. 166 OF 2009 BE AMENDED

Be It Moved, that Intro. No. 166 of 2009, be amended as follows:

1) Delete Item #6, "New Trail Connection" from the Ellison Park Area Master Plan Updates Recommendations for Irondequoit Bay Park West (Chart 1, Sheet 6).

File No. 09-0132
Failed: Ayes 14, Noes 15
(Legislators Andrews, Beebe, Bronson, Cruz, Eckel, Esposito, Gamble, Gumina, Haney, Heider, Kaleh, Lee, Lightfoot and O'Brien voted in the positive.)

By Legislators Hanna and O'Brien

Intro. No. 172
MOTION NO. 36 OF 2009

PROVIDING THAT INTRO. NO. 166 OF 2009 BE AMENDED

Be It Moved, that Intro. No. 166 of 2009, be amended as follows:

1) Item #6 to delete "med" and replace with "low"

2) Amend Item #6, "New Trail Connection" to read New Trail Connection, with the installation of a traffic control device in the Ellison Park Area Master Plan Updates Recommendations for Irondequoit Bay Park West (Chart 1, Sheet 6).

File No. 09-0132
Ayes 24, Noes 5.
(Legislators Adair, Dobson, Driscoll, LaFountain and McCann voted in the negative.)

By Legislators Eckel and Bronson

Intro. No. 173
MOTION NO. 37 OF 2009

PROVIDING THAT INTRO. NO. 166 OF 2009 BE AMENDED

Be It Moved, that Intro. No. 166 of 2009, be amended as follows:

2) Amend Item #6, "New Trail Connection" to delete "with…" and replace with "contingent upon" installation of a traffic control device" in the Ellison Park Area Master Plan Updates Recommendations for Irondequoit Bay Park West (Chart 1, Sheet 6).

File No. 09-0132
Adopted: Ayes 21, Noes 8.
(Legislators Quatro, Adair, Cassetti, Dobson, Driscoll, LaFountain, McCann and Yolevich voted in the negative.)

By Legislators Heider, Haney and Bronson

Intro. No. 174
MOTION NO. 38 OF 2009

PROVIDING THAT INTRO. NO. 166 OF 2009 BE AMENDED

Be It Moved, that Intro. No. 166 of 2009, be amended as follows:

1) Delete Item #6, "Re-open Access Road," from the Ellison Park Area Master Plan Updates Recommendations for Ellison Park (Chart 1, Sheet 3).

File No. 09-0132
Failed: Ayes 14, Noes 15
(Legislators Andrews, Beebe, Bronson, Cruz, Eckel, Esposito, Gamble, Gumina, Haney, Heider, Kaleh, Lee, Lightfoot and O'Brien voted in the positive.)

By Legislators Adair and Valerio

Intro. No. 166
RESOLUTION NO. 133 OF 2009
(As Amended by Motions 36 and 37)

ADOPTING ELLISON PARK AREA MASTER PLAN UPDATE

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

Section 1. The Ellison Park Area Master Plan Update as a guide for the future management and development of the following Monroe County Parks: Ellison, Ellison Wetlands, Abraham Lincoln, Tryon, Irondequoit Bay West and Devil's Cove, is hereby adopted.

Section 2. The Ellison Park Area Master Plan Update is amended as follows: Delete the phrase "Mid-Term" and replace it with the phrase "Short-Term" under Time-Frame in Item #4 of the Ellison Park Area Master Plan Updates Recommendations for Tryon Park (Chart 1, Sheet 7). Delete the sentence "Make improvements to entry signage and directional signage" and replace it with the sentence "Develop a new signage system that includes entry signage, regulatory signage, interpretive signage, and wayfinding signage" under Description in Item #1 of the Ellison Park Area Master Plan Updates Recommendations for Irondequoit Bay Park West (Chart 1, Sheet 6). Delete the word "Med" and replace it with the word "High" under Priority in Item #1 of the Ellison Park Area Master Plan Updates Recommendations for Irondequoit Bay Park West (Chart 1, Sheet 6). Delete the word "Med" and replace it with the word "Low" under Priority in Item #6 of the Ellison Park Area Master Plan Updates Recommendations for Irondequoit Bay Park West (Chart 1, Sheet 6). Delete the sentence "New Trail Connection" and replace it with the sentence "New Trail Connection, contingent upon the installation of a traffic control device" under Description in Item #6 of the Ellison Park Area Master Plan Updates Recommendations for Irondequoit Bay Park West (Chart 1, Sheet 6).

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

Recreation and Education Committee; May 6, 2009 - CV: *3-2 (As Amended)
File No. 09-0132
Adopted: Ayes 16, Noes 13
(Legislators Bronson, Andrews, Beebe, Eckel, Esposito, Gamble, Gumina, Haney, Heider, Kaleh, Lee, Lightfoot and O'Brien voted in the negative)
Approved by County Executive Maggie Brooks, May 19, 2009.
Effective Date: May 19, 2009.

May 12, 2009

By Legislators LaFountain and Barker

Intro. No. 175
RESOLUTION NO. 134 OF 2009

REQUESTING THE ASSEMBLY OF THE STATE OF NEW YORK PURSUANT TO ARTICLE IX OF THE CONSTITUTION TO ENACT INTO LAW ASSEMBLY BILL NO. A.5303-C ENTITLED, "AN ACT TO AMEND THE MONROE COUNTY TAX ACT, IN RELATION TO THE ASSESSMENT, LEVY AND COLLECTION OF TAXES IN MONROE COUNTY; TO AMEND THE MONROE COUNTY TAX FORECLOSURE ACT, IN RELATION TO THE FORECLOSURE OF TAX LIENS IN MONROE COUNTY; TO REPEAL CERTAIN PROVISIONS OF THE MONROE COUNTY TAX ACT, RELATING TO THE COLLECTION OF TAXES IN SUCH COUNTY; TO REPEAL CERTAIN PROVISIONS OF THE MONROE COUNTY TAX FORECLOSURE ACT, RELATING TO CERTAIN FORECLOSURE ACTIONS; AND TO REPEAL CERTAIN PROVISIONS OF THE MONROE COUNTY IN REM TAX FORECLOSURE ACT, RELATING TO THE FILING OF AFFIDAVITS"

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. A.5303-C entitled, "AN ACT to amend the Monroe county tax act, in relation to the assessment, levy and collection of taxes in Monroe county; to amend the Monroe county tax foreclosure act, in relation to the foreclosure of tax liens in Monroe county; to repeal certain provisions of the Monroe county tax act, relating to the collection of taxes in such county; to repeal certain provisions of the Monroe county tax foreclosure act, relating to certain foreclosure actions; and to repeal certain provisions of the Monroe county in rem tax foreclosure act, relating to the filing of affidavits"

and be it further

RESOLVED, that this resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

File No. 09-0185.a (A.5303-C)
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, May 19, 2009.
Effective Date: May 19, 2009.

May 12, 2009

By Legislators LaFountain and Barker

Intro. No. 176
RESOLUTION NO. 135 OF 2009

REQUESTING THE SENATE OF THE STATE OF NEW YORK PURSUANT TO ARTICLE IX OF THE CONSTITUTION TO ENACT INTO LAW SENATE BILL NO. S.2408-D ENTITLED, "AN ACT TO AMEND THE MONROE COUNTY TAX ACT, IN RELATION TO THE ASSESSMENT, LEVY AND COLLECTION OF TAXES IN MONROE COUNTY; TO AMEND THE MONROE COUNTY TAX FORECLOSURE ACT, IN RELATION TO THE FORECLOSURE OF TAX LIENS IN MONROE COUNTY; TO REPEAL CERTAIN PROVISIONS OF THE MONROE COUNTY TAX ACT, RELATING TO THE COLLECTION OF TAXES IN SUCH COUNTY; TO REPEAL CERTAIN PROVISIONS OF THE MONROE COUNTY TAX FORECLOSURE ACT, RELATING TO CERTAIN FORECLOSURE ACTIONS; AND TO REPEAL CERTAIN PROVISIONS OF THE MONROE COUNTY IN REM TAX FORECLOSURE ACT, RELATING TO THE FILING OF AFFIDAVITS"

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. S.2408-D entitled, "AN ACT to amend the Monroe county tax act, in relation to the assessment, levy and collection of taxes in Monroe county; to amend the Monroe county tax foreclosure act, in relation to the foreclosure of tax liens in Monroe county; to repeal certain provisions of the Monroe county tax act, relating to the collection of taxes in such county; to repeal certain provisions of the Monroe county tax foreclosure act, relating to certain foreclosure actions; and to repeal certain provisions of the Monroe county in rem tax foreclosure act, relating to the filing of affidavits"

and be it further

RESOLVED, that this resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

File No. 09-0185.s (S.2408-D)
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, May 19, 2009.
Effective Date: May 19, 2009.

May 12, 2009

UNFINISHED BUSINESS

NONE

Upon Motion by Legislator E. Daniel Quatro, the Legislature adjourned at 11:45 P.M. until Tuesday, June 9, 2009 at 6:00 p.m.

LISA POLITO NICOLAY
Clerk of the Legislature

SIXTH DAY

WEDNESDAY, MAY 27, 2009

Legislature met pursuant to a Special Meeting Notice
Regarding Authorizing a Home Rule Message to the
New York State Legislature in support of
S.5553 and A.8469, amending Monroe County Tax
Law in Relation to the imposition of sales and compensating use taxes
By the county of Monroe."
(File No. 09-0186)
And Regarding
"Appointment of Grace S. Tillinghast to Serve as
Trustee of Monroe Community College"
(File No. 09-0187)

President Wayne E. Zyra in the Chair.

ROLL CALL

Present – Legislators Adair, Andrews, Barker, Beebe, Bronson, Cassetti, Colby, Cruz, Daniele, Dobson, Driscoll, Eckel, Esposito, Gamble, , Haney, Hanna, Heider, Kaleh, LaFountain, Lee, McCann, O'Brien, Quatro, Tucciarello, Valerio, Yolevich, Zyra – 27

Absent – Legislators Gumina and Lightfoot - 2

ANNOUNCEMENT

President Zyra stated that the sole purpose of this meeting, pursuant to Section C2-9C (1) of the County Charter and Section 545-5 of the Rules of the Legislature of the County of Monroe, was to consider File Nos. 09-0186 and 09-0187 as Matters of Urgency pursuant to Section 545-24(A)(3) of the Rules of the Monroe County Legislature. Notification of this special meeting was given to legislators and the media by the Clerk of the Legislature on Wednesday, May 22, 2009 pursuant to Section 545-5 of the Rules of the Monroe County Legislature.

May 27, 2009

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

PETITIONS AND COMMUNICATIONS

From the President of the Legislature — WAYNE E. ZYRA

Declaring Communication from County Executive Regarding Home Rule Messages for Senate Bill No. S.5553 and Assembly Bill No. A.8469 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 Adopted May 27, 2009 under Section 545-24 (A)(3). (File No. 09-186)

Regarding Appointment of Grace S. Tillinghast as a Trustee of Monroe Community College.

Read and Adopted May 27, 2009 under Section 545-24 (A)(3). (File No. 09-187)

Regarding Calling a Special Meeting of the Legislature.

Read and Print. (File No. 09-188)

Lisa Polito Nicolay, Clerk
Monroe County Legislature
407 County Office Building
Rochester, New York 14614

May 22, 2009

Matter of Urgency: Special Meeting of the Monroe County Legislature

Dear Mrs. Nicolay:

Pursuant to the authority vested in me as President of the Legislature by Section C2-9C (1) of the County Charter and Section 545-5 of the Rules of the Monroe County Legislature, I hereby direct you to call a special meeting of the Legislature for Wednesday, May 27, 2009 at 7:00 p.m. in the Chambers of the Legislature, 406 County Office Building.

May 27, 2009

The business to be conducted at the special meeting will be the following:

1) Home Rule Messages for Senate Bill No. S.5553 and Assembly Bill No. A. 8469 Entitled "AN ACT to amend the tax law, in relation to the imposition of sales and compensating use taxes by the county of Monroe"

2) Appointment of Grace S. Tillinghast to serve as a Trustee of Monroe Community College

Please give notice of this special meeting of the County Legislature to the members of the Legislature in accordance with the provisions of Section C2-9C (2) of the County Charter. Thank you for your assistance.

Sincerely,
WAYNE E. ZYRA
President
Monroe County Legislature

OTHER COUNTY OFFICIALS

Lisa Polito Nicolay, Jr., Clerk of the Legislature — Regarding Calling a Special Meeting of the Monroe County Legislature.
Read and Print. (File No. 09-189)

May 22, 2009

Monroe County Legislature
39 West Main Street
Rochester, NY 14614

Re: Special Meeting of the Monroe County Legislature

Honorable Legislators:

May 27, 2009

At the direction of the President of the Monroe County Legislature, Wayne E. Zyra, a **Special Meeting of the Monroe County Legislature** is hereby called pursuant to Section C2-9C (1) of the Monroe County Charter and Section 545-5 of the *Rules of the Legislature* **for Wednesday, May 27, 2009, 7:00 P.M. in the Chambers of the Legislature, 406 County Office Building, Rochester, New York.**

The business to be conducted at the special meeting will be the following:

Referral # 09-0186	Home Rule Messages for Senate Bill no. S. 5553 and Assembly Bill No. A. 8469 Entitled "AN ACT to amend the tax law, in relation to the imposition of sales and compensating use taxes by the County of Monroe" – County Executive Maggie Brooks
Referral #09-0187	Appointment of Grace S. Tillinghast to serve as a Trustee of Monroe Community College – President Wayne E. Zyra

I have attached a copy of each of the above noted referrals for your information.

Sincerely,

LISA POLITO NICOLAY
Clerk of the Legislature

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. No speakers addressed the Legislature and the Open Forum concluded at 7:10 P.M.

MOTIONS, RESOLUTIONS AND NOTICES

May 27, 2009

By Legislators LaFountain and Barker

Intro. No. 177
RESOLUTION NO. 136 OF 2009

REQUESTING THE ASSEMBLY OF THE STATE OF NEW YORK PURSUANT TO ARTICLE IX OF THE CONSTITUTION TO ENACT INTO LAW ASSEMBLY BILL NO. A.8469 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. A.8469 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.

File No. 09-0186.a
Adopted: Ayes 25, Noes 2.
(Legislators Gamble and Lee voted in the negative.)
Approved by County Executive Maggie Brooks, May 27, 2009.
Effective Date: May 27, 2009

May 27, 2009

By Legislators LaFountain and Barker

Intro. No. 178
RESOLUTION NO. 137 OF 2009

REQUESTING THE SENATE OF THE STATE OF NEW YORK PURSUANT TO ARTICLE IX OF THE CONSTITUTION TO ENACT INTO LAW SENATE BILL NO. S.5553 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. S.5553 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.

File No. 09-0186.s
Adopted: Ayes 25, Noes 2.
(Legislators Gamble and Lee voted in the negative.)
Approved by County Executive Maggie Brooks, May 27, 2009.
Effective Date: May 27, 2009

By Legislators Tucciarello, Yolevich, Cruz and Quatro

Intro. No. 179
RESOLUTION NO. 138 OF 2009

APPOINTMENT TO MONROE COMMUNITY COLLEGE BOARD OF TRUSTEES

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

Section 1. In accordance with Section 6306(1) of the Education Law of the State of New York, the appointment of Grace S. Tillinghast, 79 Donna Road, Rochester, New York 14606, to the Monroe Community College Board of Trustees, which will expire June 30, 2013, is hereby confirmed.

Section 2. This resolution shall take effect immediately.

Matter of Urgency
File No. 09-0187
Adopted: Ayes 27, Noes 0.

Upon Motion by Legislator Quatro, the Legislature adjourned at 7:30 P.M. until Tuesday, June 9, 2009 at 6:00 P.M.

LISA POLITO NICOLAY
Clerk of the Legislature

June 9, 2009

SEVENTH DAY

TUESDAY, JUNE 9, 2009

Legislature met pursuant to adjournment.

President Wayne E. Zyra in the Chair.

ROLL CALL

Present – Legislators Adair, Andrews, Barker, Beebe, Bronson, Cassetti, Colby, Cruz, Daniele, Dobson, Driscoll, Eckel, Esposito, Gamble, Gumina, Haney, Hanna, Heider, Kaleh, LaFountain, McCann, O'Brien, Quatro, Tucciarello, Valerio, Yolevich, Zyra – (27)

Absent – Legislators Lee and Lightfoot (2)

Meeting formally opened. At the invitation of Legislator Carrie M. Anderws, Ministerial Intern Erin Gingrich, of First Unitarian Church of Rochester, delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator José A. Cruz.

APPROVAL OF MINUTES

Without objection, the journals of the sessions of Day 5 of 2009, May 12, 2009 and Day 6 of 2009, Special Meeting, May 27, 2009 were approved as submitted.

PETITIONS AND COMMUNICATIONS

From the President of the Legislature — WAYNE E. ZYRA

Regarding Chaplain for the June 9, 2009 Meeting, Ministerial Intern Erin Gingrich, of the First Unitarian Church of Rochester at the Invitation of Legislator Carrie M. Andrews.

Read and Filed. (RF 09-70)

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 9, 2009 under Section 545-24(A)(3). (File No. 09-219)

COUNTY LEGISLATORS

Stephen Tucciarello, E. Daniel Quatro, Wayne E. Zyra, Richard Yolevich, Mary A. Valerio, Ciaran T. Hanna, Mark J. Cassetti, Douglas B. Dobson, R. Anthony LaFountain, Anthony J. Daniele, Michael G. Barker, Jeffery R. Adair, John G. Driscoll, Jeffrey L. McCann, Robert J. Colby - Memorializing the New York State Senate to Pass Senate Bill 5684, Repealing Section 160.58 of the Criminal Procedure Law, which Requires the Sealing of Conviction Records for Drug Offenders.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-190)

Ciaran T. Hanna, E. Daniel Quatro, Wayne E. Zyra, Richard Yolevich, Mary A. Valerio, Mark J. Cassetti, Douglas B. Dobson, R. Anthony LaFountain, Anthony J. Daniele, Michael G. Barker, Jeffery R. Adair, John G. Driscoll, Stephen Tucciarello, Jeffrey L. McCann, Robert J. Colby - Opposing New York State Assembly Bill 1827, Allowing Public assistance Recipients Participating in Post-Secondary Education to Credit Class and Limited Amounts of Homework Time Towards Mandated Work Requirements.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-191)

June 9, 2009

Willie J. Lightfoot, Harry B. Bronson, Carrie M. Andrews, Calvin Lee, Jr., Richard A. Beebe, Carmen F. Gumina, Travis R. Heider, Vincent J. Esposito, Edward M. O'Brien, Glenn J. Gamble, Paul E. Haney, C. Stephen Eckel, Cynthia W. Kaleh, José A. Cruz - Memorializing the United States Congress to Pass and President Barack H. Obama to Sign into Law S.772, the Honor Act of 2009.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-192)

Travis R. Heider, Harry B. Bronson, Carrie M. Andrews, Calvin Lee, Jr., Richard A. Beebe, Carmen F. Gumina, Vincent J. Esposito, Edward M. O'Brien, Paul E. Haney, Glenn J. Gamble, C. Stephen Eckel, Willie J. Lightfoot, Cynthia W. Kaleh, José A. Cruz - Memorializing the United States Congress to readily pass and President Barack Obama to sign House Resolution 2454, the American Clean Energy and Security Act of 2009.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-193)

Harry B. Bronson, Carrie M. Andrews, Calvin Lee, Jr., Richard A. Beebe, Carmen F. Gumina, Travis R. Heider, Vincent J. Esposito, Edward M. O'Brien, Glenn J. Gamble, Paul E. Haney, C. Stephen Eckel, Willie J. Lightfoot, Cynthia W. Kaleh, José A. Cruz - Memorializing the United States Congress to Pass and President Barack H. Obama to Sign into Law S.993 and H.R.2328, to Allow a Credit Against Income Tax for the Installation of Residential Micro-Combined Heat and Power Systems.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-194)

From the County Executive — MAGGIE BROOKS

Regarding Regarding Administrative Refunds and Corrections for January through April 2009.

Read and Filed. (RF09-75)

Regarding Authorize Additions to Monroe County Agricultural Districts.

Read and Referred to the Planning and Economic Development Committee. (File No. 09-195)

Regarding Acceptance of Two Grants from the United States Department of Justice, United States Marshals Service Western District of New York, for the United States Marshals Service New York/New Jersey Regional Fugitive Task Force-Rochester Division.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 09-196)

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. 09-197)

Regarding Acceptance of a Grant from the New York State Office of Parks, Recreation and Historic Preservation to Fund the Highland and Durand-Eastman Parks' Arboreta Project.

Read and Referred to Recreation and Education and Ways and Means Committees. (File No. 09-198)

Regarding Authorize an Intermunicipal Agreement with the City of Rochester to Provide Water Quality Monitoring for the Beach at Durand Eastman Park.

Read and Referred to Intergovernmental Relations and Ways and Means Committees. (File No. 09-199)

Regarding Authorize Grants and Intermunicipal Agreements with Various Municipalities Pertaining to the Monroe County Green Space Initiative.

Read and Referred to Intergovernmental Relations, Environment and Public Works and Ways and Means Committees. (File No. 09-200)

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Regarding Amend Resolution 239 of 2008 to Accept Additional Funding 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. 09-201)

Regarding Acceptance of Additional Funding from the New York State Office of Children and Family Services for the Care Block Grant Subsidy Program.

Read and Referred to Human Services and Ways and Means Committees. (File No.0 9-202)

Regarding Amend the 2009-2014 Capital Improvement and 2009 Capital Budget to Add a Project Entitled "Irondequoit Creek Stream Bank Stabilization;" Authorize Financing for the Project; and Accept a Grant from the New York State Department of Environmental Conservation.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 09-203)

Regarding Authorize a Contract with the New York Power Authority for Construction of Solar Power System Improvements at the Monroe County Office Building.

Read and Referred to Environment and Public Works Committee. (File No. 09-204)

Regarding Authorize Contracts with ARCADIS and Lu Engineers for Pump Station Engineering Term Services.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 09-205)

Regarding Authorize Contracts with ARCADIS and Lu Engineers for Pump Station Engineering Term Services.

Read and Referred to the Pure Waters Administrative Board. (File No. 09-206)

Regarding Authorize a Contract with Ramsey Constructors, Inc. for General Construction for the Gates-Chili-Ogden Sewer District's Trolley Pump Station Force Main Improvements Project.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 09-207)

Regarding Authorize a Contract with Ramsey Constructors, Inc. for General Construction for the Gates-Chili-Ogden Sewer District's Trolley Pump Station Force Main Improvements Project.

Read and Referred to Pure Waters Administrative Board. (File No. 09-208)

Regarding Authorize the Use of County Roads as a Detour Route During the NY Route 383 Culvert Reconstruction Project by the New York State Department of Transportation.

Read and Referred to Transportation Committee. (File No. 09-209)

Regarding Authorize the Use of County Roads as a Detour Route During the NY Route 31 Bridge over the Erie Canal Reconstruction Project by the New York State Department of Transportation.

Read and Referred to Transportation Committee. (File No. 09-210)

Regarding Accept Additional Funding from the New York State Department of Transportation for the State Supported Consolidated Local Street and Highway Improvement Program and Amend the 2009 Operating Budget of the Department of Transportation.

Read and Referred to Transportation and Ways and Means Committees. (File No. 09-211)

Regarding Authorize a Contract with Barton &Loguidice, P.C. for Engineering Services for the Replacement of the Stottle Road Culvert at Mill Creek in the Town of Chili.

Read and Referred to Transportation and Ways and Means Committees. (File No. 09-212)

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Regarding Authorize Contracts with Lu Engineers for Engineering Services and the New York State Department of Transportation for the Replacement of the Edgemere Drive Bridge over Round Pond Outlet Project in the Town of Greece.

Read and Referred to Transportation and Ways and Means Committees. (File No. 09-213)

Regarding Authorize Contracts with FRA Engineering P.C. for Engineering Services, and the New York State Department of Transportation for the Replacement of the Union Street Bridge at Black Creek Project in the Town of Chili.

Read and Referred to Transportation and Ways and Means Committees. (File No. 09-214)

Regarding Authorize a Contract with Ramsey Constructors, Inc. for Construction Services for the Marsh Road Bridge at Cullen's Run Creek Project in the Town of Pittsford.

Read and Referred to Transportation and Ways and Means Committees. (File No. 09-215)

Regarding Approving the 2009-2010 Operating and Capital Budgets for the Cultural Center Commission.

Read and Referred to Ways and Means Committee. (File No. 09-216)

Regarding Establishment of a Trust Fund for the Construction of the Monroe County Pediatrics and Community Visitation Center and Authorize the Controller to Transfer the Funds from the Trust Fund to Capital Fund 1470 for the Construction of the Monroe County Pediatrics and Community Visitation Center.

Read and Referred to Ways and Means Committee. (File No. 09-217)

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Regarding 2009 State of the County Address.

Read and Print. (File No. 09-218)

Thank you, and good evening.

Before I begin, I would like to honor the brave servicemen and women of our armed forces. In a world filled with uncertainty and great challenge, they stand as steadfast protectors of freedom and hope. We must all give thanks to these dedicated citizens who sacrifice so much to serve this nation and safeguard our ability to live in a free and democratic society.

Please join me in recognizing the following Monroe County employees who have served in Iraq or Afghanistan over the course of the past year. They are:

Jeffrey Boyer, Michael Chambry, Nathan Clarke, Mark Duris, Dale Fair, Robert Farina, Seth Hoffer, Scott Peters, Dean Tuthill, Roseann Werner, and Shane Yeager.

Thank you.

President Zyra, Majority Leader Quatro, Minority Leader Bronson, Sheriff O'Flynn, County Clerk Dinolfo, Mayor Duffy, Chairman Reilich, Chairman Cook, Chairman Corryn, distinguished guests, friends, and fellow taxpayers…

It has been said that knowledge of the past is a key to understanding the present and the future.

The year was 1900. The month was October. An energetic, Amherst-educated minister by the name of Benjamin Rush Rhees was sworn-in as president of a small Baptist-sponsored college right here in Rochester, NY. The institution had been founded in 1850 by the Baptist Education Society to offer greater opportunities in faith-based higher education for young people in our area.

At the turn of the century, the institution remained a small college located on an 8 acre campus where University Avenue is today.

The tenure of President Rhees was a period of expansive growth, due in large part to an innovative new partnership with famed entrepreneur and Eastman Kodak founder George Eastman.

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The infusion of Eastman's philanthropic donations coupled with Rhees' ambitious vision launched the institution's transformation from college to full-fledged university. Between 1900 and 1930, the University added a school of music, a school of medicine and dentistry, an institute of optics, a medical research center, and even broke ground on a beautiful, spacious new campus on the banks of the Genesee River. All this was done in a period far more challenging than our own, which saw the First World War and the greatest economic freefall in our nation's history.

And that beautiful new campus, the very ground upon which we stand tonight, was completed in 1930, at the height of our nation's Great Depression.

Today that institution, the University of Rochester, has an educational reputation that is world-renowned. And, the U of R has grown to become our community's largest employer and an integral part of Monroe County's high quality of life and vibrant economy.

Leading the way in the fields of bio-technology, medicine, and optics, performing cutting-edge research every day, the 19-thousand people who work here are changing our world for the better.

To President Joel Seligman – thank you for your visionary leadership. I truly appreciate the strong support you continue to provide to Monroe County.

To U of R students, faculty and staff – thank you for putting Rochester on the map. And thank you also for your kind hospitality this evening.

This is my 6th State of the County address, and it comes at a time when individuals and families all across this great nation are struggling. The mettle of taxpayers throughout New York State is being tested. And counties, especially Upstate counties, are under tremendous financial pressure.

The State of our County is very much tied to the economic storm raining down on Albany and Washington. But the resolve of our community has been tested before, and with each challenge the great spirit of our people has prevailed. With each challenge, we have identified our assets, focused on our resources, and turned our strengths into opportunities for the future.

Today, Monroe County knows that successful businesses that create jobs are the key to a strong and vibrant future. In the 1980s manufacturing based economy, there were 330-thousand jobs in this community. In our 2009 knowledge based economy, there are 375-thousand jobs. 97 per cent of our job growth is in small to mid-sized high tech industries such as health care, optics, bio-medical, telecommunications and alternative energy. 5-thousand companies in our area have fewer than 100 workers.

Since this time last year, Monroe County has helped 141 companies grow. That support will result in the investment of more than 308 million dollars in our local economy. 1,870 new jobs will be created over the next three years and 7,088 jobs will remain in our community.

Our ability to remain competitive depends on continued economic diversity. But our future also depends on stability.

Monroe County is currently home to more than 50 local companies who have been in business in our community for over 100 years. These companies are a testament to the strength and resilience of the local economy, no matter what the national trends. These companies represent the remarkable commitment of generations of families to this region.

How many of you have ever received a gift from Tiffany's or Neiman Marcus? Did you notice the wrapping tissue inside the box? The tissue is made right here in Rochester at Flower City Tissue Mills, a company founded in 1906 by William Shafer, Sr.

The company's original product line was simple, white wrapping and white anti-tarnish tissue paper. Over the course of its 100 years in business, the company has expanded its production to include tissue paper in 72 different colors, and over 100 custom prints.

Flower City Tissue Mills is now a fourth generation family company, with William Shafer IV employed as the Vice President of Marketing. He is here with us tonight, so please join me in thanking Mr. Shafer and Flower City Tissue Mills for their continued confidence in the Rochester economy over the last century.

Seabreeze Amusement Park has been entertaining generations of local families for more than 125 years. Seabreeze opened in 1879 as a park and picnic area on the last stop of the steam railroad line. By 1900 the Long Family, widely known as the 'Carousel Concessionaires,' began introducing mechanical rides to enthusiastic crowds.

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Since then, five generations of the Long family have worked to turn Seabreeze into one of the greatest family-owned amusement parks in the nation. Today, Seabreeze is the 4th oldest operating amusement park in the country and each season over 300-thousand guests come to enjoy its more than 70 attractions.

The park has created wonderful memories for millions of children and adults, including this County Executive, and still helps define our great quality of life after 130 successful years.

Seabreeze President Rob Norris is here this evening. I would like to thank Rob and the Long family for their many contributions to our community.

Palmer Food Services has been serving its Western New York customers and clients with high quality seafood, meat, poultry, and groceries for 159 years. Founded in 1850 by Levi Palmer, Palmer Food Services is Rochester's oldest family-owned business.

Palmer's is primarily a wholesale food distributor, but recently expanded their operations and opened a 'direct to you' market where the freshest varieties of prepared and unprepared seafood and meats are available to dine-in or take-out.

Palmer's employs nearly 200 people in our community and 50 of these jobs have been created since October, 2008. While many companies are experiencing downsizing and lay-offs, Palmer's is expanding its operations and providing quality jobs for area residents.

Kip Palmer is the 5th generation President and Owner of Palmer Food Services, and he is with us here tonight. Thank you, Kip, for your family's long-standing investment in Monroe County.

While we take great pride in companies that have been with us for over a century, we also recognize our newest additions. With the support of COMIDA, the world's largest human resources company, Adecco, recently relocated its Eastern Shared Services Center to the Rochester Technology Park, creating 89 new jobs. Pleased with their new home and Monroe County's highly skilled workforce, Adecco also selected Monroe County for their new Recruiting Center of Excellence.

I am pleased to announce tonight that Adecco will lease and renovate an additional 13-thousand square feet at Rochester Technology Park, and create 140 new jobs for local residents. This Fortune Global 500 Company's continued commitment to Monroe County is a true testament to the strength and vitality of our local economy.

Addeco Executives Rebecca Valladares and Lori Hock are kind enough to join us this evening. I thank you and Addeco for choosing to build a future in our community.

But the State of the County isn't just about celebrating what we have. It's also about focusing on the future and how we can cultivate new jobs. We are committed to developing new innovative economic development programs to help build upon our record of success.

The 'Monroe Manufactures Jobs' program is a partnership with Monroe Community College that will help us better meet the increasing demands of our local manufacturing industry.

You might be surprised to hear that despite the economic downturn, there are manufacturing jobs available for our residents. In fact this industry, so much a part of our past, has great potential for growth in the future. Right now, Monroe County has about 1-thousand manufacturing companies that provide more than 50-thousand jobs to area residents.

And, for each new manufacturing job added, 2.7 separate service jobs are created.

At a time when many sectors are downsizing, local manufacturers are actually hiring. The Center for Integrated Manufacturing Studies at RIT recently found that there is an average of 4.7 positions available right now at local companies.

'Monroe Manufactures Jobs' connects students of MCC's Precision Machining, Optical Fabrication, and AAS Precision Machining programs with local manufacturing companies. Both the hiree and the employer receive a bonus if the employee works for the company for one full year.

The program links skilled workers with excellent jobs, and increases awareness among high school and college graduates about existing opportunities in manufacturing.

Tonight, I'm pleased to announce a brand new economic development initiative, Monroe County's 'Warriors to Work' program.

'Warriors to Work' is a partnership between Monroe County's Veteran Services Agency and the Rochester Veterans Business Council. It's a program designed to link our servicemen and women with the support and resources they need to establish and build a civilian career when returning home from their tour of duty.

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The rate of unemployment for our returning veterans is twice the average than for non-veterans of the same age. That's unacceptable. Using the 'Warriors to Work' program, veterans will work one-on-one with an advocate who will help connect them to an employer that is "currently hiring" and willing to give preference to veterans.

Our veterans deserve a chance to achieve prosperous careers. I don't think there is any better way to truly thank those who have served our country than to ensure they receive the support and resources needed for a successful transition with they return home.

The private-sector's support for 'Warriors to Work' has already been tremendous. To date, seven local companies have signed-on to participate in the program. They are: Hammer Packaging, Industrial Furnace, Simcona, Adecco, Sentry Safe, ConServe, and Klein Steel.

Representatives from each of these companies have joined us tonight, and I would like to ask all of them to stand and be recognized for giving back to those heroes who have given so much of themselves to protect our freedom.

I would also like to take this opportunity to thank Tom Cray, President and CEO of the Veterans Outreach Center, for his steadfast support of our veterans as well. Tom, please stand up and be recognized.

At a time when our unemployed neighbors are struggling, we as a government and a community have a responsibility to do everything we can to continue investing in valuable new technologies today to build a stronger and more prosperous economy for tomorrow.

Monroe JobLink is a new feature on our award-winning website monroecounty.gov.

It's a search engine that uses a simplified, customer-friendly approach to connecting employers with job applicants from throughout our area. The program is part of a unique collaboration between the County and existing workforce assistance programs, including some offered through our partners at Rochester Works!

Joblink is also more than just a tool to find job opportunities. The site offers advice on where to find valuable educational resources, information on relocating to our region, and tips on how to effectively save for retirement.

Best of all, it's free! All you have to do to get started is visit monroecounty.gov and click on JobLink.

Would you like to work in government? Thanks to our Human Resources Department, you can now go on-line to get a Civil Service Exam application. We know this increased access will benefit local government employers, including Monroe County, and will give us a broader reach by allowing us to draw from an even more talented, creative, and innovative workforce.

If you want to take a Civil Service exam for the County, any town, village, or suburban school district, you can now head to monroecounty.gov 24 hours a day, seven days a week.

Jobs for our youth are an important priority for a healthy future, but can be very hard to find. With 48-hundred people on staff, Monroe County is a major local employer. This year, for the first time, we are joining Rochester Works! and the Rochester-Monroe County Youth Bureau to provide summer internships to 40 young people. This will be an incredible opportunity for interns to gain valuable work experience during the summer months and complete a job readiness training session with a mock interview.

The program comes at no cost to county taxpayers but is a critical investment in developing the workforce of tomorrow.

The State of our County is only as strong as our ability to create jobs, support business expansion and growth, and connect our residents to jobs and opportunity. And, the State of our County is only as strong as its County government.

Property taxes in New York State are a staggering 79 percent above the national average. At every level of government we have a fundamental responsibility to make each taxpayer dollar count with operations that are smarter, more efficient and more effective. I am a firm believer that we can reduce costs for taxpayers while improving the quality of services.

We're doing that in Monroe County with Project Save. In 2007 I challenged our Department of Human Services to reduce welfare costs by reducing caseloads, while improving outcomes. Our Commissioner Kelly Reed and her team rallied. Project Save was created with an enhanced focus on moving individuals from public assistance to self-sufficiency. Caseloads dropped and DHS was able to absorb 22-million dollars worth of increased costs from State mandates. The department continues to reduce costs and improve outcomes for our children and families.

Counties all across this State are being asked to do more than ever before, with fewer resources than ever before. Public-private partnerships are critical to a strong State of the County.

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We have many to be proud of. Hillside Work Scholarship, Encompass, Nurse Family Partnership, Building Healthy Children. All are programs that combine public dollars with private investment to help children and families succeed.

Now a new partnership is evolving to help our children in foster care. Our Department of Human Services, our Health Department, the University of Rochester, and the Society for Protection and Care of Children are joining forces on a new centralized location for the Starlight Pediatrics Clinic and the County's child visitation services.

Right now, services for foster children and their families are spread out all across the County. Our young people are forced to travel from place to place to receive the critical care that they need. Bringing foster care services under one roof will create a much-needed sense of stability, and allow children to visit with their doctor, social workers, and parents in one safe, and secure environment.

This will yield better outcomes but also reduce costs for local taxpayers. Our Health Department has secured a 3.6-million dollar State grant to help build the new facility, which will become a model of efficiency for others to follow.

Last week I was proud to announce that New York State took action to restore Monroe County's full share of Child Care Block Grant Funding for the coming year – a move that allowed us to return our subsidized day care program eligibility threshold to 165 percent of the poverty level and restore child care subsidies for nearly 1-thousand children in our area. This new funding will help to provide low-income families with affordable day care options, while making it easier to find and maintain employment and continue down the path to financial independence.

I would like to take this opportunity to thank Governor Paterson and the members of our State Assembly delegation, in particular Assemblyman David Gantt and Assemblywoman Susan John, for recognizing the immediate need to assist low-income working families by restoring funding to our subsidized day care program.

Sometimes promoting efficiency in government is as simple as taking a good, hard look at the integrity of existing programs. Counties were originally created by New York State to provide social services for individuals and families in need.

But all programs have weaknesses that open the door to waste, fraud and abuse. That costs all of us money and puts services at risk for those who truly need them.

Working with DHS and our Law Department, I've made a commitment to taxpayers to target the bad apples in the system.

The County Medicaid Demonstration Project is our flagship initiative. Monroe County was one of the first to sign onto the project, which is a partnership with the New York State Office of the Medicaid Inspector General, Salient Corporation, and The Bonadio Group. We're getting results, identifying and investigating questionable Medicaid activity in our community. Our team has examined the records of 36 Medicaid providers in this area and has found nearly 5-million dollars in overpayments, 5 cases of suspected fraud, and two cases of suspected fraud that have been deemed "serious."

Medicaid is the largest driver of high property taxes in this State. The growth of this program is not sustainable for taxpayers. Targeting waste, fraud and abuse makes sense for the Medicaid program and it makes sense for our welfare program as well.

Monroe County is now using Salient Corporation software to cross check historically affluent zip code areas with the addresses of those on public assistance. The goal? To ensure that taxpayers aren't picking up the tab for those who claim they need welfare but somehow have an ability to purchase lavish properties. This innovative program is already yielding results.
We are committed to targeting fraud, waste and abuse, and our partnership extends to the District Attorney's office for prosecution. Those who steal from our taxpayers will be held fully accountable.

Since 2004, I have honored my commitment to fiscal responsibility each and every year. I have said repeatedly that the only special interest that matters to me is the taxpayer, and this continues to be my guiding principle today.

As families struggle to tighten their belts and do more with less, Monroe County is working harder than ever to manage your tax dollars with responsibility and restraint. It gets harder and harder to control expenses without impacting the quality of service that our residents deserve. But it's our most important pledge to the people who live here.

Our 2009 budget is balanced. It controls spending, and most importantly, keeps County property taxes stable.

Governments on every level are struggling with the one-two punch of increased operating costs and less revenue to work with. For some, the answer is solving the problem on the backs of property owners.

As your County Executive, I understand that tax increases will devastate an Upstate economy already in crisis.

That's why, in Monroe County, a tax increase was never an option. Not for our hard working families, not for our senior citizens fighting to stay in their homes, not for the businesses so vital to our future success.

We found success the old fashioned way - controlling spending. In every budget I've presented to this community, our non-mandated spending has been below the rate of inflation. We've cut costs, introduced efficiencies, and identified priorities. We've made tough choices and effectively managed the dollars that we control. You can relate because you've done the same thing in your businesses and in your homes.

But dollars that we control continue to be a key issue in County government. A staggering 80 percent of Monroe County's spending for 2009 is controlled by Albany and Washington... places far away from our community.

County leaders are shackled by unfunded mandates. We have little ability to control our own fiscal destiny and to direct funding to programs that best serve our residents. We are told what we have to provide and we don't always receive full or even partial reimbursement.

Last fall I joined my counterparts in Erie and Onondaga Counties to create the Upstate Mandate Relief Commission and help identify opportunities for reform. It is already yielding results.

Governor David Paterson recently called for a study to evaluate the cost of mandates to local governments. This has long been a top priority for every County Executive in the State. I applaud the Governor's commitment to mandate reform. It's very simple. Mandate relief equals lower property taxes. Governor Paterson - Monroe County is ready to help in any way we can.

It's about time taxpayers in Upstate New York have a chance to see the rainbow that follows the perfect storm of unaffordability.

Fortunately, we have received a budget boost from the federal stimulus package. Monroe County will use 66-million dollars in FMAP money to offset the impact of the Medicaid program over the next two years. We've told you that New York's Medicaid program is one of the largest in the country, but our federal reimbursement is one of the lowest. You, as county taxpayers, pick up 25 percent of the costs for Medicaid.

I had the honor of speaking personally with Vice-President Joe Biden only a few hours ago, who graciously updated me on the status of the stimulus effort and federal guidelines for the FMAP funds. We can't use the money to lower taxes or put it into a savings account, but we can balance the books, and in the end this will help protect taxpayers.

We know it's temporary funding, a one shot, and we will apply it responsibly to get the biggest bang for the buck. Thanks to the leadership and insistence of Senator Charles Schumer, counties in New York State received this funding directly.

This year federal stimulus dollars will also enhance our Department of Transportation's ability to maintain and improve road and highway infrastructure. More than 14-million dollars will be dedicated to road and bridge repairs from Honeoye Falls to Webster to Greece to Parma and all towns in between.

And almost one million dollars will be used to upgrade and paint bridges and improve signage throughout the County. These investments will help ensure that we have one of the most safe and efficient highway systems in the nation.

The State of the County depends on our ability to work together to find solutions to our problems. It's all about relationships. And it's all about a common interest. We all care about this community.

Patty Uttaro is a community leader and partner. As the new Director of the Rochester Central Library, she oversees the network of 20 independent libraries located all across Monroe County. We have one of the best library systems in the country, and with more than 30 years of experience in her library career, I am confident Patty Uttaro will take our system to the next level. Let's all give Patty a round of applause.

Monroe County has a proud tradition as the government sponsor for Monroe Community College. MCC is an integral part of our ability to train the workforce of the future and has earned a national reputation for excellence. We now have a new President at MCC. Dr. Anne Kress is the 5th President and the first woman to lead the college. I've already told her that as the 5th County Executive and the first woman to lead our community, I am looking forward to helping her achieve her vision for MCC. Please join me in welcoming Dr. Anne Kress.

I would also be remiss if I didn't publicly thank Dr. Larry Tyree, who stepped in as Interim President at a critical time in MCC's history. Dr Tyree, thank you for being such a good caretaker for our college during the past year. You have contributed so much in such a short time and, on behalf of a grateful community, I thank you.

June 9, 2009

I started tonight talking about history and how it shaped the University of Rochester.

But this year we are also reminded of a time in history when the City of Rochester became the County seat of Monroe.

Tonight let's say happy 175th birthday to the City of Rochester. This remarkable milestone speaks to the spirit and perseverance of the City's great people. Monroe County has a birthday gift for the City but unfortunately, because of the need for advance planning, it has become the worst kept secret around. On May 30th and 31st, we will bring the ESL International Air Show from the Greater Rochester International Airport to the shores of Lake Ontario at Ontario Beach Park. We hope that City residents and visitors alike will enjoy the backdrop of blue sky, and blue surf, for the incredible aerial performances of the Canadian Snowbirds.

Monroe County has a rich history and tonight we have another birthday to celebrate. The Town of Riga is marking its bicentennial year. Congratulations to Town Supervisor Ken Kuter and all of the citizens of this great west side town.

Monroe County is one community with 19 towns and 10 villages, and this year we will pay tribute to our municipalities by establishing a "Hall of Towns and Villages" in the County Office Building on Main Street. Working through our Council of Governments, we will ask each Supervisor and Mayor for a copy of their incorporation papers. Those papers will be displayed along with a replica of each municipal seal and a brief history of each community.

I know we have a number of Supervisors with us tonight. Please stand and be recognized. I thank you all for your partnership and your service to our community.

With more shared service agreements than any other county in the State, there is no question that working together, government to government, is the rule rather than the exception.

The State of the County is only as strong as our commitment to sustainability.

Last year we talked extensively about green initiatives and leading by example with an aggressive green strategy. Building on our spirit of partnership and our aim to support local companies, last year we launched the "Refill Not Landfill" campaign.

All residents are being encouraged to use a refillable 'Nalgene' water bottle. And instead of going to the store for your water, all you have to do is turn on the faucet for a clean, safe water product. You'll be saving money but also minimizing the number of plastic water bottles that wind up in our landfill. And you'll be supporting 1-thousand Thermo Fisher Scientific employees who live and work right here in our community.

Tonight Fernando Galiana, Nalgene Product Manager for Thermo Fisher Scientific, is with us. Fernando, thank you for your partnership. "Refill Not Landfill" has now become a national model.

Later this year at the Greater Rochester International Airport, look up and you'll see more than planes in the sky.

Thanks to the partnership of our Monroe County Legislature, we will be installing two dozen wind turbines and 50-thousand square feet of solar paneling on the roof of the terminal.

180-thousand kilowatt hours of energy will be produced. No County tax dollars will be used for the project, but our community will benefit from reduced energy costs at this public facility.

We are truly fortunate in Monroe County to have some of the most impressive natural resources in the country. Our community is rich with parkland, farmland and waterways.

If you haven't visited the Lamberton Conservatory recently you will be surprised at what you see. Our Departments of Environmental Services and Parks recently finished a total restoration of the Conservatory's historic glass dome. The result is an exact replication of the original structure. The project won the American Public Works Association Award for historic preservation. Congratulations to DES Director Mike Garland, Parks Director Larry Staub, and your respective teams for preserving this landmark treasure for generations to come.

The State of any County is only as strong as its ability to keep citizens safe. Public safety is one of government's most important responsibilities. That means investing in resources so our law enforcement and public safety professionals are the best equipped and the best trained to do their jobs.

June 9, 2009

I am extremely proud of the professionalism and dedication of our men and women in the Monroe County Sheriff's Office and on the Monroe County public safety team. Thanks to the leadership of folks like Sheriff Patrick O'Flynn and our Public Safety Director Steve Bowman, this community is a national model for public safety cooperation and collaboration.

The Monroe County Mobile Communications Unit is a unique initiative. This vehicle is equipped with state-of-the-art technology that allows all police agencies and our State and Federal partners to communicate directly with one another during an emergency.

As we learned during the September 11th tragedy, interoperability is critical when split-second decision making is needed and information dissemination must take place in minutes rather than hours.

While we hope it is rarely needed to be put into action, the Mobile Communications Unit makes that sort of invaluable, immediate response a reality in our community.

This year we're taking our commitment to public safety to a new level, into the crime lab. Our police officers put their lives on the line every time they walk out the door. Fighting crime effectively means making arrests in the neighborhoods and pursuing criminal conviction in the courtroom. Successful prosecution depends on the proper collection and analysis of evidence. We have an amazing team in our County crime lab. For years they've done an incredible job despite working in a 40 year old, antiquated facility.

This fall, Monroe County will give CSI a run for its money. Construction is expected to begin in October on our new high-tech crime lab. The new lab will provide much-needed additional space and give our staff the state-of-the-art tools they need to process evidence efficiently and effectively. Our lab serves 9 counties and is the only regional crime lab in Upstate New York. Thanks to our State and Congressional partners and the City of Rochester, our staff will be moving into their new home in 2011.

Public safety also means protecting the public's health. Our public health response plans were recently put to the test in a real life scenario. The H1N1 virus or swine flu threat recently hit home.

Although the pandemic did not cause serious problems for us here in Monroe County, it did usher in a sense of urgency and prompted our team to put plan into practice. Tonight I would like to acknowledge and thank Steve Bowman, Monroe County Director of Public Safety, Muffy Meisenzahl, Monroe County Emergency Management Administrator, and Dr. Andrew Doniger, Monroe County Public Health Director, and their staffs for working around the clock to keep our community safe and informed.

We don't know if, or when, this virus will return. Rest assured that if it does, we stand prepared, thanks to our dedicated team of public health and safety experts.

I've had the great honor of serving this County in different government capacities since 1996. When I first took office a wise friend issued a warning. If you try to please everyone - if you try to be all things to all people - you will fail.

Decision-making isn't about pleasing everyone. I believe the State of this County will only be strong if we are willing to take some risks.

And as County Executive I have never been content with the path of least resistance, especially if I truly believe the road less traveled will yield great results for the residents of this County.

Every project throughout this community's great history has had its detractors. Opponents lined up against the development of the original Midtown Plaza, against the War Memorial, against the Convention Center, against Silver Stadium and more recently against Frontier Field. Even George Eastman stood firm in spite of aggressive naysayers when Kodak Park was built.

Change doesn't come easy, but over the course of time, Monroe County's leaders have recognized the importance of development in reinforcing our quality of life. They weren't sidetracked by vocal critics. They focused on the investment needed to move our community to the next level.

That's why today, in 2009, I stand firm in support of Renaissance Square.

Renaissance Square is a job creator.

Renaissance Square will bring revenue, people and opportunity to our Center City.

Using arts, education and transportation, Renaissance Square is a critical part of the larger rebuilding strategy that will define the future of Downtown Rochester.

June 9, 2009

Since the beginning there are many who have tried to make this project about me, a Republican County Executive proposing a project in a Democrat controlled city. It's not about me and it's not a competition between elected leaders.

It's about 37-hundred construction workers who need jobs now.

It's about the 50-thousand people who ride buses each day and deserve a comfortable environment versus standing in the heat and cold on Main Street.

It's about the hundreds of thousands of people who, every year, turn out to support Broadway Theatre.

And when they do, it's about the restaurants and businesses that see real financial benefit.

It's about the thousands of conventioneers who choose not to come to Rochester because we don't have the infrastructure to support them.

It's about the 42-hundred students and faculty who deserve, and demand, a state of the art learning environment downtown for MCC.

Those are the people who care about Renaissance Square. Those are our allies.

Tonight I challenge even our harshest critics to put the future of our people above the politics of the past. Tonight I challenge even our harshest critics to get on board or get out of the way. Within months there will be cranes in the air. And there will be people put to work.

I don't pretend to have all the answers. But I do know that other areas of the State are thriving because leaders have stood shoulder to shoulder on community priorities.

Rochester and Monroe County have historically struggled with consensus… and oftentimes have settled for status quo instead of progress.

We have an opportunity to change that dynamic. Let's start with a commitment to Renaissance Square.

It was Patrick Henry who proclaimed, "United we stand, divided we fall. Let us not split into factions which must destroy that union upon which our existence hangs."

The State of our County will only be strong if we heed those words as advice and warning.

We are the caretakers of our history, but must also be good stewards of our future.

We are one community. And when we stand united, Susan B. Anthony was right...failure is impossible.

God bless you all and God bless Monroe County. Good night.

MISCELLANEOUS AND OTHER OFFICIALS

Jacquelyne A. Leach, Comptroller, Western Regional Off-Track Betting Corporation - Regarding Letter to Stephen Gleason in Reference to Receipt of April 2009 Retained Surcharge Revenue for Monroe County (Receipt of Check No. #46907)

Read and Filed. (RF09-71)

State of New York Public Service Commission - Regarding Case 07-E-0523 - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations of Consolidated Edison Company of New York, Inc. for Electric Service.

Read and Filed. (RF09-72)

State of New York Public Service Commission - Regarding Case 08-M-0593 - Proceeding to Evaluate a Standardized Facility and Equipment Transfer (SAFE-T) Program.

Read and Filed. (RF09-73)

Robin Finnerty, Frontier Field - Regarding the 2008 Annual Report for the Greater Rochester Sports Authority.

Read and Filed. (RF09-74)

John M. Merklinger, Director - Regarding Emergency Communications Department - City of Rochester - County of Monroe 2008 Annual Report.

Read and Filed. (RF09-76)

PROCLAMATIONS

By the President of the Legislature — WAYNE E. ZYRA

Proclaimed Jointly with County Executive Maggie Brooks "Dr. Larry Tyree" for his invaluable service as interim president of Monroe Community College.

Read and Filed.

Proclaimed Jointly with County Executive Maggie Brooks and Legislators John G. (Jack) Driscoll and José A. Cruz "USA National Sled Hockey Team Day" in Monroe County and encourage all residents to recognize its observance.

Read and Filed.

Recognized "Ken Frearson" for his commitment to his community and to the environment; and for being recognized by the New York State Tree Farm System as 2008 Tree Farmer of the Year.

Read and Filed.

Recognized Jointly with Legislator Mary A. Valerio "Sandi and Lou Moneta" for founding, organizing, and carrying out The Extreme Hope Project.

Read and Filed.

Recognized Jointly with Legislators Robert J. Colby, Richard Yolevich and Mary A. Valerio "The Spencerport Friday Jazz Band and Jazz Ensemble" on a remarkable showing at the Heritage Music Festival.

Read and Filed.

Recognized Jointly with Legislators Robert J. Colby, Richard Yolevich and Mary A. Valerio "The Spencerport Vocal Jazz and The Women's Choir" on a remarkable showing at the Heritage Music Festival.

Read and Filed.

Recognized Jointly with Legislator Travis R. Heider "The Bagel Bin Cafe" for exceptional service to the community and environment.

Read and Filed.

Recognized Jointly with Legislators Travis R. Heider and Paul E. Haney "Sister Seraphine Herbst" for her 50 years of service to the students of the School of the Holy Childhood and for more than 60 years of dedication to the Sisters of Saint Joseph.

Read and Filed.

Recognized Jointly with Vincent J. Esposito "Summervile Nursery School" for 50 years of outstanding achievement and educational service.

Read and Filed.

RECESS

President Zyra recessed the meeting to allow for four Public Hearings entitled...

"Approving An Increase And Improvement Of The Facilities Of The Rochester Pure Waters." No speakers addressed the Legislature and the hearing concluded at 6:43 P.M.

"Approving An Increase And Improvement Of The Facilities Of The Irondequoit Bay South Central Pure Waters District." No speakers addressed the Legislature and the hearing concluded at 6:44 P.M.

"Approving An Increase And Improvement Of The Facilities Of The Northwest Quadrant Pure Waters District." No speakers addressed the Legislature and the hearing concluded at 6:45 P.M.

"Approving An Increase And Improvement Of The Facilities Of The Gates-Chili-Ogden Sewer District." No speakers addressed the Legislature and the hearing concluded at 6:46P.M.

RECONVENING LEGISLATURE

President Zyra reconvened the recessed meeting of June 9, 2009 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. Three speakers addressed the Legislature on various subjects and the Open Forum concluded at 6:51 P.M.

RECESS

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

Note: Legislator Cruz left the chambers for the remainder of the meeting.

RECONVENING LEGISLATURE

President Zyra reconvened the recessed meeting of June 9, 2009 and proceeded under the Usual Order of Business.

By Legislators Quatro and Bronson

Intro. No. 180
MOTION NO. 39 OF 2009

MOTION TO MOVE REMAINING AGENDA ITEMS AS A WHOLE EXCEPT FOR ITEM NO. 5

Be It Moved, that the remaining agenda items, except for Agenda Item # 5, for the June 9, 2009 Full Legislature Meeting be moved as a whole and voted on simultaneously by casting a unanimous vote by the Legislature Body.

Adopted: Ayes 26, Noes 0.

LOCAL LAWS

By Legislators Valerio and LaFountain

Intro. No. 181

ENACTING LOCAL LAW AUTHORIZING GROUND LEASE FROM MONROE COUNTY TO STATE UNIVERSITY OF NEW YORK ON BEHALF OF STATE UNIVERSITY OF NEW YORK EMPIRE STATE COLLEGE FOR DEVELOPMENT OF EDUCATIONAL FACILITY ON 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 schedule and hold a public hearing relating to this proposed Local Law.

Section 2. The County Executive, or her designee, is hereby authorized to execute a 50-year ground lease from Monroe County, as trustee for Monroe Community College, to the State University of New York on behalf of the State University of New York Empire State College, for a term of fifty (50) years, with a rental payment of $30,000 per year, plus escalators every five (5) years, based on the Consumer Price Index (All Urban Consumers, New York-Northeastern-New Jersey Area CPI-U from the Bureau of Labor Statistics), of an approximately 2.27 acre parcel of vacant land in the southeast section of the Brighton Campus of Monroe Community College for development of an educational facility, together with easements for access and utilities to the facility, and any and all other documents necessary for the development of the facility.

Section 3. This local law is subject to referendum on petition.

Section 4. This local law shall take effect in accordance with the provisions of the Municipal Home Rule Law and the Monroe County Charter.

Recreation and Education; May 26, 2009 – CV: 5-0
Ways and Means Committee; May 27, 2009- CV: 11-0
File No. 09-0163.LL

By Legislators Valerio and LaFountain

Intro. No. 182
MOTION NO. 40 OF 2009

PROVIDING THAT LOCAL LAW (INTRO. NO. 181 OF 2009), ENTITLED "ENACTING LOCAL LAW AUTHORIZING GROUND LEASE FROM MONROE COUNTY TO STATE UNIVERSITY OF NEW YORK ON BEHALF OF STATE UNIVERSITY OF NEW YORK EMPIRE STATE COLLEGE FOR DEVELOPMENT OF EDUCATIONAL FACILITY ON BRIGHTON CAMPUS OF MONROE COMMUNITY COLLEGE," BE TABLED

BE IT MOVED, that Local Law (Intro. No. 181 of 2009), entitled, "ENACTING LOCAL LAW AUTHORIZING GROUND LEASE FROM MONROE COUNTY TO STATE UNIVERSITY OF NEW YORK ON BEHALF OF STATE UNIVERSITY OF NEW YORK EMPIRE STATE COLLEGE FOR DEVELOPMENT OF EDUCATIONAL FACILITY ON BRIGHTON CAMPUS OF MONROE COMMUNITY COLLEGE," be tabled.

File No. 09-0163.LL
Adopted: Ayes 26, Noes 0.

By Legislators Valerio and LaFountain

Intro. No. 183
RESOLUTION NO. 139 OF 2009

June 9, 2009

FIXING A PUBLIC HEARING ON LOCAL LAW (INTRO. NO. 181 OF 2009), ENTITLED "ENACTING LOCAL LAW AUTHORIZING GROUND LEASE FROM MONROE COUNTY TO STATE UNIVERSITY OF NEW YORK ON BEHALF OF STATE UNIVERSITY OF NEW YORK EMPIRE STATE COLLEGE FOR DEVELOPMENT OF EDUCATIONAL FACILITY ON 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 14th day of July, 2009, in the Legislative Chambers in the County Office Building, Rochester, New York on Local Law (Intro. No. 181 of 2009), entitled **"ENACTING LOCAL LAW AUTHORIZING GROUND LEASE FROM MONROE COUNTY TO STATE UNIVERSITY OF NEW YORK ON BEHALF OF STATE UNIVERSITY OF NEW YORK EMPIRE STATE COLLEGE FOR DEVELOPMENT OF EDUCATIONAL FACILITY ON 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.

Recreation and Education; May 26, 2009 – CV: 5-0
Ways and Means Committee; May 27, 2009- CV: 11-0
File No. 09-0163.LL
Adopted: Ayes 26, Noes 0.

MOTIONS, RESOLUTIONS AND NOTICES

By Legislators Cassetti and LaFountain

Intro. No. 184
MOTION NO. 41 OF 2009

June 9, 2009

PROVIDING THAT RESOLUTION (INTRO. NO. 147 OF 2009), ENTITLED "APPROVING AN INCREASE AND IMPROVEMENT OF FACILITIES IN THE ROCHESTER PURE WATERS DISTRICT," BE LIFTED FROM THE TABLE

BE IT MOVED, that Resolution (Intro. No. 147 of 2009), entitled **"APPROVING AN INCREASE AND IMPROVEMENT OF FACILITIES IN THE ROCHESTER PURE WATERS DISTRICT,"** be lifted from the table.

File No. 09-0135
Adopted: Ayes 26, Noes 0.

By Legislators Cassetti and LaFountain

Intro. No. 185
RESOLUTION NO. 140 OF 2009
SUPERSEDING BOND RESOLUTION DATED JUNE 9, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $27,500,000 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, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON MAY 13, 2008 (RESOLUTION NO. 98 OF 2008)

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 other District sewerage facilities, including (i) at the VanLare Wastewater Treatment Plant, the replacement of aerators, process equipment and bar screens, improvements to primary clarifiers, solids pumping and thickening tanks, and other general improvements to meet environmental regulations and address equipment reaching the end of its intended service life, and (ii) at other District sewerage facilities, the replacement of sewers and pump stations and enhancement to the appurtenant communication and data transmission systems, all as more fully set forth in such map and plan; and

WHEREAS, a public hearing was held on June 9,2009, 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 $27,500,000 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 ($23,000,000 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 21, 2005, the date of the first obligation issued therefor.

Section 2. The maximum estimated cost thereof is now determined to be $27,500,000, and the plan for the financing thereof is by the issuance of $27,500,000 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 supersede Resolution No. 98 of 2008, being a bond resolution dated May 13, 2008, 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 $23,000,000 to $27,500,000.

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.

Environment and Public Works Committee; April 29, 2009 - CV: 7-0
Ways and Means Committee; April 29, 2009 - CV: 11-0
File No. 09-0135.br
Adopted: Ayes 26, Noes 0.
Approved by County Executive Maggie Brooks, June 19, 2009.
Effective Date: June 19, 2009.

By Legislators Cassetti and LaFountain

Intro. No. 186
MOTION NO. 42 OF 2009

PROVIDING THAT RESOLUTION (INTRO. NO. 150 OF 2009), ENTITLED "APPROVING AN INCREASE AND IMPROVEMENT OF FACILITIES IN THE IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT," BE LIFTED FROM THE TABLE

BE IT MOVED, that Resolution (Intro. No. 150 of 2009), entitled **"APPROVING AN INCREASE AND IMPROVEMENT OF FACILITIES IN THE IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT,"** be lifted from the table.

File No. 09-0137
Adopted: Ayes 26, Noes 0.

June 9, 2009

By Legislators Cassetti and LaFountain

Intro. No. 187
MOTION NO. 43 OF 2009

PROVIDING THAT RESOLUTION (INTRO. NO. 150 OF 2009), ENTITLED "APPROVING AN INCREASE AND IMPROVEMENT OF FACILITIES IN THE IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT," BE ADOPTED

BE IT MOVED, that Resolution (Intro. No. 150 of 2009), entitled "**APPROVING AN INCREASE AND IMPROVEMENT OF FACILITIES IN THE IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT,"** be adopted.

File No. 09-0137
Adopted: Ayes 26, Noes 0.

By Legislators Cassetti and LaFountain

Intro. No. 150
RESOLUTION NO. 141 OF 2009

APPROVING AN INCREASE AND IMPROVEMENT OF FACILITIES IN THE IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT

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, Riverton, Brighton No. 5 and Pinnacle Road 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 Riverton, the Brighton No. 5 and Pinnacle Road Pump Stations, the replacement of pumping and support systems to meet current standards, and (iii) at other District sewerage facilities, interceptor improvements, the replacement of sewers and pump stations and enhancement to the appurtenant communication and data transmission systems, all as more fully set forth in such map and plan; and

June 9, 2009

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 9th day of June, 2009, 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 Irondequoit Bay South Central Pure Waters District, at a maximum estimated cost of $2,500,000, 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 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 6. 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 7. 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 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; April 29, 2009 - CV: 7-0
Ways and Means Committee; April 29, 2009 - CV: 11-0
File No. 09-0137
Adopted: Ayes 26, Noes 0.
Approved by County Executive Maggie Brooks, June 19, 2009.
Effective Date: June 19, 2009.

By Legislators Cassetti and LaFountain

Intro. No. 188
RESOLUTION NO. 142 OF 2009
SUPERSEDING BOND RESOLUTION DATED JUNE 9, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $16,500,000 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, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON MAY 13, 2008 (RESOLUTION NO. 100 OF 2008)

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, Riverton, Brighton No. 5 and Pinnacle Road 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 and general improvements, (ii) at Riverton, the Brighton No. 5 and Pinnacle Road Pump Stations, the replacement of pumping and support systems to meet current standards and general improvements, and (iii) at other District sewerage facilities, interceptor improvements, the replacement of sewers and pump stations and enhancement to the appurtenant communication and data transmission systems, all as more fully set forth in such map and plan; and

WHEREAS, a public hearing was held on June 9, 2009, 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 $16,500,000 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 ($14,000,000 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 21, 2005, the date of the first obligation issued therefor.

Section 2. The maximum estimated cost thereof is now determined to be $16,500,000, and the plan for the financing thereof is by the issuance of $16,500,000 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 supersede Resolution No. 100 of 2008, being a bond resolution dated May 13, 2008, 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 $14,000,000 to $16,500,000.

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.

Environment and Public Works Committee; April 29, 2009 - CV: 7-0
Ways and Means Committee; April 29, 2009 - CV: 11-0
File No. 09-0137.br
Adopted: Ayes 26, Noes 0.
Approved by County Executive Maggie Brooks, June 19, 2009.
Effective Date: June 19, 2009.

By Legislators Cassetti and LaFountain

Intro. No. 189
MOTION NO. 44 OF 2009

PROVIDING THAT RESOLUTION (INTRO. NO. 153 OF 2009), ENTITLED "APPROVING AN INCREASE AND IMPROVEMENT OF FACILITIES IN THE NORTHWEST QUADRANT PURE WATERS DISTRICT," BE LIFTED FROM THE TABLE

June 9, 2009

BE IT MOVED, that Resolution (Intro. No. 153 of 2009), entitled **"APPROVING AN INCREASE AND IMPROVEMENT OF FACILITIES IN THE NORTHWEST QUADRANT PURE WATERS DISTRICT,"** be lifted from the table.

File No. 09-0139
Adopted: Ayes 26, Noes 0.

By Legislators Cassetti and LaFountain

Intro. No. 190
MOTION NO. 45 OF 2009

PROVIDING THAT RESOLUTION (INTRO. NO. 153 OF 2009), ENTITLED "APPROVING AN INCREASE AND IMPROVEMENT OF FACILITIES IN THE NORTHWEST QUADRANT PURE WATERS DISTRICT," BE ADOPTED

BE IT MOVED, that Resolution (Intro. No. 153 of 2009), entitled **"APPROVING AN INCREASE AND IMPROVEMENT OF FACILITIES IN THE NORTHWEST QUADRANT PURE WATERS DISTRICT,"** be adopted.

File No. 09-0139
Adopted: Ayes 26, Noes 0.

By Legislators Cassetti and LaFountain

Intro. No. 153
RESOLUTION NO. 143 OF 2009

APPROVING AN INCREASE AND IMPROVEMENT OF FACILITIES IN THE NORTHWEST QUADRANT PURE WATERS DISTRICT

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 and other District sewerage facilities, including (i) at the

Northwest Quadrant Wastewater Treatment Plant, installation of an auxiliary centrifuge, enhancement to the appurtenant communication and data transmission systems and the replacement of equipment reaching the end of its intended service life, and (ii) at other District sewerage facilities, the replacement of sewers and pump stations and enhancement to the appurtenant communication and data transmission systems, 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 9th day of June, 2009, 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 Northwest Quadrant Pure Waters District, at a maximum estimated cost of $2,500,000, 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 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 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 6. 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 7. 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 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; April 29, 2009 - CV: 7-0
Ways and Means Committee; April 29, 2009 - CV: 11-0
File No. 09-0139
Adopted: Ayes 26, Noes 0.
Approved by County Executive Maggie Brooks, June 19, 2009.
Effective Date: June 19, 2009.

By Legislators Cassetti and LaFountain

Intro. No. 191
RESOLUTION NO. 144 OF 2009
SUPERSEDING BOND RESOLUTION DATED JUNE 9, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $12,000,000 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 13, 2008 (RESOLUTION NO. 102 OF 2008)

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 and other District sewerage facilities, including (i) at the Northwest Quadrant Wastewater Treatment Plant, installation of an auxiliary centrifuge and installation of a new secondary clarifier to maintain environmentally compliant operations, enhancement to the appurtenant communication and data transmission systems and the replacement of equipment reaching the end of its intended service life, and (ii) at other District sewerage facilities, the replacement of sewers and pump stations and enhancement to the appurtenant communication and data transmission systems, all as more fully set forth in such map and plan; and

WHEREAS, a public hearing was held on June 9, 2009, 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 $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 ($9,500,000 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 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 $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 supersede Resolution No. 102 of 2008, being a bond resolution dated May 13, 2008, 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 $9,500,000 to $12,000,000.

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; April 29, 2009 - CV: 7-0
Ways and Means Committee; April 29, 2009 - CV: 11-0
File No. 09-0139.br
Adopted: Ayes 26, Noes 0.
Approved by County Executive Maggie Brooks, June 19, 2009.
Effective Date: June 19, 2009.

By Legislators Cassetti and LaFountain

Intro. No. 192
MOTION NO. 46 OF 2009

PROVIDING THAT RESOLUTION (INTRO. NO. 156 OF 2009), ENTITLED "APPROVING AN INCREASE AND IMPROVEMENT OF FACILITIES IN THE GATES-CHILI-OGDEN SEWER DISTRICT," BE LIFTED FROM THE TABLE

BE IT MOVED, that Resolution (Intro. No. 156 of 2009), entitled **"APPROVING AN INCREASE AND IMPROVEMENT OF FACILITIES IN THE GATES-CHILI-OGDEN SEWER DISTRICT,"** be lifted from the table.

File No. 09-0141
Adopted: Ayes 26, Noes 0.

By Legislators Cassetti and LaFountain

Intro. No. 193
MOTION NO. 47 OF 2009

PROVIDING THAT RESOLUTION (INTRO. NO. 156 OF 2009), ENTITLED "APPROVING AN INCREASE AND IMPROVEMENT OF FACILITIES IN THE GATES-CHILI-OGDEN SEWER DISTRICT," BE ADOPTED

BE IT MOVED, that Resolution (Intro. No. 156 of 2009), entitled **"APPROVING AN INCREASE AND IMPROVEMENT OF FACILITIES IN THE GATES-CHILI-OGDEN SEWER DISTRICT,"** be adopted.

File No. 09-0141
Adopted: Ayes 26, Noes 0.

By Legislators Cassetti and LaFountain

Intro. No. 156
RESOLUTION NO. 145 OF 2009

APPROVING AN INCREASE AND IMPROVEMENT OF FACILITIES IN THE GATES-CHILI-OGDEN SEWER DISTRICT

WHEREAS, the Administrative Board of the Gates-Chili-Ogden Sewer 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 Southwest, Central Gates, North Gates, Airport and six Riverdale Pump Stations and other District sewerage

facilities, including (i) at the Southwest, Central Gates, North Gates, Airport and six Riverdale Pump Stations, the replacement of pumping and support systems to meet current standards, and (ii) at other District sewerage facilities, improvements within the collection system, the replacement of sewers and pump stations and enhancement to the appurtenant communication and data transmission systems, 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 9th day of June, 2009, 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 Gates-Chili-Ogden Sewer District, at a maximum estimated cost of $2,500,000, 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 Gates-Chili-Ogden Sewer District.

Section 3. The expenditure proposed for such improvement of facilities in the Gates-Chili-Ogden Sewer 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 Gates-Chili-Ogden Sewer District is hereby approved at the maximum amount to be expended.

Section 5. 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 6. 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 7. The Administrative Board of the Gates-Chili-Ogden Sewer 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 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; April 29, 2009 - CV: 7-0
Ways and Means Committee; April 29, 2009 - CV: 11-0
File No. 09-0141
Adopted: Ayes 26, Noes 0.
Approved by County Executive Maggie Brooks, June 19, 2009.
Effective Date: June 19, 2009.

By Legislators Cassetti and LaFountain

Intro. No. 194
RESOLUTION NO. 146 OF 2009
SUPERSEDING BOND RESOLUTION DATED JUNE 9, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $11,000,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE INCREASE AND IMPROVEMENT of THE FACILITIES OF THE GATES-CHILI-OGDEN SEWER DISTRICT IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON MAY 13, 2008 (RESOLUTION NO. 104 OF 2008)

WHEREAS, the Administrative Board of the Gates-Chili-Ogden Sewer 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 Southwest, Central Gates, North Gates, Airport and six Riverdale Pump Stations and other District sewerage facilities, including (i) at the Southwest, Central Gates, North Gates, Airport and six Riverdale Pump Stations, the replacement of pumping and support systems to meet current standards, (ii) at the Trolley (North Gates) service area and general collection system, construction of a new sewer and (iii) at other District sewerage facilities, improvements within the collection system, the replacement of sewers and pump stations and enhancement to the appurtenant communication and data transmission systems, all as more fully set forth in such map and plan; and

WHEREAS, a public hearing was held on June 9, 2009, 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 Gates-Chili-Ogden Sewer District in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $11,000,000 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 ($8,500,000 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 4 of paragraph a of Section 11.00 of the Local Finance Law, computed from December 19, 2003, the date of the first obligation issued therefor.

Section 2. The maximum estimated cost thereof is now determined to be $11,000,000, and the plan for the financing thereof is by the issuance of $11,000,000 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 supersede Resolution No. 104 of 2008, being a bond resolution dated May 13, 2008, 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 $8,500,000 to $11,000,000.

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; April 29, 2009 - CV: 7-0
Ways and Means Committee; April 29, 2009 - CV: 11-0
File No. 09-0141.br
Adopted: Ayes 26, Noes 0.
Approved by County Executive Maggie Brooks, June 19, 2009.
Effective Date: June 19, 2009.

By Legislators Tucciarello and LaFountain

Intro. No. 195
RESOLUTION NO. 147 OF 2009

APPROVING SUBMISSION OF SUBSTANTIAL AMENDMENT TO 2008 ANNUAL ACTION PLAN FOR HOUSING AND COMMUNITY DEVELOPMENT IN SUBURBAN MONROE COUNTY FOR SUBMISSION TO U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

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

June 9, 2009

Section 1. The County Executive, or her designee, is hereby authorized to submit a Substantial Amendment of the 2008 Annual Action 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 Program.

Section 2. The County Executive, or her designee, is hereby authorized to accept the grant funds in the amount of $515,914 or such other amount as determined by HUD, subject to HUD approval of the submission.

Section 3. The sum of $515,914 is hereby appropriated into fund 9005, funds center 1501010000, Community Development Grants, contingent on HUD approval.

Section 4. The County Executive, or her designee, is hereby authorized to execute all contracts, including intermunicipal agreements, and any amendments thereto, that are necessary to carry out the administration of the Community Development Block Grant Recovery Act Program.

Section 5. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make necessary funding modifications within grant guidelines to meet contractual commitments.

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.

Planning and Economic Development Committee; May 26, 2009 - CV: 5-0
Ways and Means Committee; May 27, 2009 - CV: 11-0
File No. 09-0158
Adopted: Ayes 26, Noes 0.
Approved by County Executive Maggie Brooks, June 19, 2009.
Effective Date: June 19, 2009.

June 9, 2009

By Legislators Tucciarello and LaFountain

Intro. No. 196
RESOLUTION NO. 148 OF 2009

APPROVING SUBMISSION OF 2009 ANNUAL ACTION PLAN FOR HOUSING AND COMMUNITY DEVELOPMENT IN SUBURBAN MONROE COUNTY AND GRANT SUBMISSION TO U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

BE 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 2009 Annual Action 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 Program (HOME), and Emergency Shelter Grants (ESG) programs.

Section 2. The County Executive, or her designee, is hereby authorized to accept the grant funds in the amount of $3,416,066 or such other amount as determined by HUD, subject to HUD approval of the submission.

Section 3. The sum of $3,416,066 is hereby appropriated into fund 9005, funds center 1501010000, Community Development Grants, contingent on HUD approval.

Section 4. The County Executive, or her designee, is hereby authorized to execute all 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 Program (HOME), and Emergency Shelter Grants (ESG) programs.

Section 5. The County Executive, or her designee, is hereby authorized to execute all agreements, debt instruments, and other documents for each loan, grant, relending project or activity which may be approved under the HUD Section 108 Loan Guarantee Assistance program, pursuant to Section 168.00 of the Local Finance Law, and to accept, receive and reappropriate funds which are borrowed from HUD or any other party, and relend the same to qualified borrowers.

Section 6. 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 7. The County Executive, or her designee, is hereby authorized to accept, receive and reappropriate any funds which accrue to the Community Development Office in the form of program income for use in connection with programs offered or funded by the Community Development Office, which administers the grants. All such income shall be utilized in accordance with HUD regulations governing the use of program income.

Section 8. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make necessary funding modifications within grant guidelines to meet contractual commitments.

Section 9. 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 10. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning and Economic Development Committee; May 26, 2009 - CV: 5-0
Ways and Means Committee; May 27, 2009 - CV: 11-0
File No. 09-0159
Adopted: Ayes 26, Noes 0.
Approved by County Executive Maggie Brooks, June 19, 2009.
Effective Date: June 19, 2009.

By Legislators Tucciarello, LaFountain, Barker, Valerio, Daniele, Hanna, Cassetti, and Colby

Intro. No.197

ADOPTING 2010-2015 CAPITAL IMPROVEMENT PROGRAM

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

Section 1. The Legislature hereby adopts the proposed 2010-2015 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.

Planning and Economic Development Committee; May 26, 2009 - CV: 5-0
Ways and Means Committee; May 27, 2009 - CV: 11-0
Public Safety Committee; May 26, 2009 - CV: 8-0
Recreation and Education Committee; May 26, 2009 - CV: 5-0
Intergovernmental Relations Committee; May 27, 2009 - CV: 6-0
Human Services Committee; May 26, 2009 - CV: 7-0
Environment and Public Works Committee; May 27, 2009 - CV: 7-0
Transportation Committee; May 27, 2009 - CV: 9-0
File No. 09-0160

By Legislators Tucciarello, LaFountain, Barker, Valerio, Daniele, Hanna, Cassetti, and Colby

Intro. No. 198
MOTION NO. 48 OF 2009

PROVIDING THAT RESOLUTION (INTRO. NO. 197 OF 2009), "ADOPTING 2010-2015 CAPITAL IMPROVEMENT PROGRAM," BE TABLED

BE IT MOVED, that Resolution (Intro. No. 197 of 2009), entitled "ADOPTING 2010-2015 CAPITAL IMPROVEMENT PROGRAM," be tabled.

File No. 09-0160
Adopted: Ayes 26, Noes 0.

June 9, 2009

By Legislators Tucciarello, LaFountain, Barker, Valerio, Daniele, Hanna, Cassetti, and Colby

Intro. No. 199
RESOLUTION NO. 149 OF 2009

FIXING PUBLIC HEARING FOR ADOPTION OF 2010-2015 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 14, 2009, at 6:16 P.M., at the County Legislative Chambers, County Office Building, Rochester, New York, on the 2010-2015 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 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 hearing.

Section 3. This resolution shall take effect immediately.

Planning and Economic Development Committee; May 26, 2009 - CV: 5-0
Ways and Means Committee; May 27, 2009 - CV: 11-0
Public Safety Committee; May 26, 2009 - CV: 8-0
Recreation and Education Committee; May 26, 2009 - CV: 5-0
Intergovernmental Relations Committee; May 27, 2009 - CV: 6-0
Human Services Committee; May 26, 2009 - CV: 7-0
Environment and Public Works Committee; May 27, 2009 - CV: 7-0
Transportation Committee; May 27, 2009 - CV: 9-0
File No. 09-0160
Adopted: Ayes 26, Noes 0.

June 9, 2009

By Legislators Barker and LaFountain

Intro. No. 200
RESOLUTION NO. 150 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF AGRICULTURE AND MARKETS FOR PETROLEUM QUALITY TESTING 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 $128,700 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Agriculture and Markets, for the Petroleum Quality Testing Program, for the period of April 1, 2009 through March 31, 2014, payable in equal amounts of $25,740 annually for the five-year period.

Section 2. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 26, 2009 - CV: 8-0
Ways and Means Committee; May 27, 2009 - CV: 11-0
File No. 09-0161
Adopted: Ayes 26, Noes 0.
Approved by County Executive Maggie Brooks, June 19, 2009.
Effective Date: June 19, 2009.

June 9, 2009

By Legislators Barker and LaFountain

Intro. No. 201
RESOLUTION NO. 151 OF 2009

AUTHORIZING CONTRACT WITH CATHOLIC FAMILY CENTER FOR PROVISION OF GIRLS CIRCLE CURRICULUM TO ADOLESCENT GIRLS IN THE COMMUNITY

BE 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 Catholic Family Center, for the provision of the Girls Circle Curriculum to adolescent girls who are involved with the Probation Department, in the amount of $37,500, for the period of May 15, 2009 through December 31, 2009, with the option to renew for three (3) additional one-year terms, in an amount not to exceed $60,000 annually.

Section 2. Funding for this contract is included in the 2009 operating grant budget of the Department of Public Safety, fund 9300, funds center 2403020100, Office of Probation – Juvenile and Family Services Division, 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.

Public Safety Committee; May 26, 2009 - CV: 8-0
Ways and Means Committee; May 27, 2009 - CV: 11-0
File No. 09-0162
Adopted: Ayes 26, Noes 0.
Approved by County Executive Maggie Brooks, June 19, 2009.
Effective Date: June 19, 2009.

By Legislators Daniele, Barker and LaFountain

Intro. No. 202
RESOLUTION NO. 152 OF 2009

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 $83,513, for the period of January 1, 2009 through June 30, 2010.

Section 2. Funding for this agreement is included in the 2009 operating budget of the Department of Public Safety, fund 9001, funds center 2408010200, Central Police Services, Firearms Training, 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.

Intergovernmental Relations Committee; May 27, 2009 - CV: 6-0
Public Safety Committee; May 26, 2009 - CV: 8-0
Ways and Means Committee; May 27, 2009 - CV: 11-0
File No. 09-0164
Adopted: Ayes 26, Noes 0.
Approved by County Executive Maggie Brooks, June 19, 2009.
Effective Date: June 19, 2009.

By Legislators Hanna and LaFountain

Intro. No. 203
RESOLUTION NO. 153 OF 2009

AUTHORIZING LICENSE AGREEMENT WITH NEW YORK CHIROPRACTIC COLLEGE FOR USE AND OCCUPANCY OF CLINIC 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 enter into a five (5) year license agreement, and any amendments thereto, with the New York Chiropractic College, to utilize up to four (4) exam and/or treatment rooms, and office space at Monroe Community Hospital, located at 435 East Henrietta Road, Rochester, New York, in an annual amount of $31.07 per exam room, per one-half (1/2) day, and office space at a rate of $386 per quarter, for the period of July 1, 2009 through June 30, 2014, to be increased annually in accordance with the Consumer Price Index (U.S. City Average CPI-U from the Bureau of Labor Statistics), based on the previous year's rent, renewable for three (3) additional one-year terms upon mutual agreement of the parties, and terminable by the County at any time 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; May 26, 2009 - CV: 7-0
Ways and Means Committee; May 27, 2009 - CV: 11-0
File No. 09-0165
Adopted: Ayes 26, Noes 0.
Approved by County Executive Maggie Brooks, June 19, 2009.
Effective Date: June 19, 2009.

By Legislators Hanna and LaFountain

Intro. No. 204
RESOLUTION NO. 154 OF 2009

AMENDING RESOLUTION 215 OF 2008 TO ACCEPT ADDITIONAL FUNDING 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. Section 1 of Resolution 215 of 2008 is hereby amended to read as follows:

The County Executive, or her designee, is hereby authorized to accept a grant in an amount not to exceed $863,641 ~~$837,900~~ 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 March 31, 2008 through March 30, 2011.

Section 2. The 2009 operating grant budget of the Department of Public Health is hereby amended by appropriating the sum of $25,741 into fund 9300, funds center 5802020000, Public Health Campaign – TB Control 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 26, 2009 - CV: 7-0
Ways and Means Committee; May 27, 2009 - CV: 11-0
File No. 09-0166
Adopted: Ayes 26, Noes 0.
Approved by County Executive Maggie Brooks, June 19, 2009.
Effective Date: June 19, 2009.

By Legislators Hanna and LaFountain

Intro. No. 205
RESOLUTION NO. 155 OF 2009

AMENDING RESOLUTION 238 OF 2008 TO ACCEPT ADDITIONAL FUNDING 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. Section 1 of Resolution 238 of 2008 is hereby amended to read as follows:

The County Executive, or her designee, is hereby authorized to accept a $185,554 ~~$171,971~~ 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, 2008 through September 30, 2009.

Section 2. The 2009 operating budget of the Department of Public Health is hereby amended by appropriating the sum of $13,583 into fund 9300, funds center 5806010000, Tobacco Enforcement 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 26, 2009 - CV: 7-0
Ways and Means Committee; May 27, 2009 - CV: 11-0
File No. 09-0167
Adopted: Ayes 26, Noes 0.
Approved by County Executive Maggie Brooks, June 19, 2009.
Effective Date: June 19, 2009.

By Legislators Hanna and LaFountain

Intro. No. 206
RESOLUTION NO. 156 OF 2009

AMENDING RESOLUTION 290 OF 2008 TO ACCEPT ADDITIONAL FUNDING FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR PRIMARY PREVENTION OF CHILDHOOD LEAD POISONING PILOT PROGRAM

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

Section 1. Section 1 of Resolution 290 of 2008 is hereby amended to read as follows:

The County Executive, or her designee, is hereby authorized to accept a $458,458 ~~$427,411~~ grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the Primary Prevention of Childhood Lead Poisoning Pilot Program, for the period of October 1, 2008 through September 30, 2009.

Section 2. The 2009 operating grant budget of the Department of Public Health is hereby amended by appropriating the sum of $31,047 into fund 9300, funds center 5806110000, Primary Prevention of Childhood Lead Poisoning Pilot 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 26, 2009 - CV: 7-0
Ways and Means Committee; May 27, 2009 - CV: 11-0
File No. 09-0168
Adopted: Ayes 26, Noes 0.
Approved by County Executive Maggie Brooks, June 19, 2009.
Effective Date: June 19, 2009.

By Legislators Hanna and LaFountain

Intro. No. 207
RESOLUTION NO. 157 OF 2009

AMENDING RESOLUTION 11 OF 2009 TO ACCEPT ADDITIONAL FUNDING 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. Section 1 of Resolution 11 of 2009 is hereby amended to read as follows:

The County Executive, or her designee, is hereby authorized to accept a $97,327 ~~an $89,307~~ 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, 2008 through September 30, 2009.

Section 2. The 2009 operating grant budget of the Department of Public Health is hereby amended by appropriating the sum of $8,020 into fund 9300, funds center 5806010000, Healthy Neighborhoods 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 26, 2009 - CV: 7-0
Ways and Means Committee; May 27, 2009 - CV: 11-0
File No. 09-0169
Adopted: Ayes 26, Noes 0.
Approved by County Executive Maggie Brooks, June 19, 2009.
Effective Date: June 19, 2009.

By Legislators Hanna and LaFountain

Intro. No. 208
RESOLUTION NO. 158 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE FOR INTENSIVE CASE SERVICES FOR NONCOMPLIANT FAMILIES 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 $260,949 grant from, and execute a contract and any amendments thereto with, the New York State Office of Temporary and Disability Assistance, for the Intensive Case Services for Noncompliant Families Plan, for the period of January 1, 2009 through December 31, 2009.

Section 2. The 2009 operating budget of the Department of Human Services is hereby amended by appropriating the sum of $260,949 into fund 9300, funds center 5118010000, Intensive Case Services.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 26, 2009 - CV: 7-0
Ways and Means Committee; May 27, 2009 - CV: 11-0
File No. 09-0170
Adopted: Ayes 26, Noes 0.
Approved by County Executive Maggie Brooks, June 19, 2009.
Effective Date: June 19, 2009.

By Legislators Cassetti and LaFountain

Intro. No. 209
RESOLUTION NO. 159 OF 2009

AUTHORIZING CONTRACTS WITH NEW YORK ENVIRONMENTAL TECHNOLOGIES, INC. AND ROYAL ENVIRONMENTAL, INC. TO PROVIDE HAZARDOUS MATERIALS MANAGEMENT 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 execute contracts, and any amendments thereto, with New York Environmental Technologies, Inc. and Royal Environmental, Inc., to provide hazardous materials management term services to Monroe County, in an annual amount not to exceed $50,000 for each contract, for a period of June 1, 2009 through May 31, 2010, with an option to renew for four (4) additional one-year extensions, with escalations for the extensions to be limited to an amount equal to the increase in the previous year's Consumer Price Index (U.S. City Average CPI-U from the Bureau of Labor Statistics).

Section 2. Funding for these services, is included in capital funds 1374, 1375, 1340, 1217, and other various capital funds, and any subsequent capital fund(s) created for the same intended purposes.

Section 3. Funding for these services is also included in the 2009 operating budget of the Department of Environmental Services, fund 9007, funds center 8575010000, Rochester Pure Waters District Special Expenses; fund 9007, funds center 8574010000, Irondequoit Bay South Central Pure Waters District Special Expenses; fund 9007, funds center 8573010000, Northwest Quadrant Pure Waters District Special Expenses; and fund 9007, funds center 8571010000, Gates-Chili-Ogden Sewer District Special Expenses and the 2009 operating budget of other various County Departments and will be requested in future years' budgets

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

Environment and Public Works Committee; May 27, 2009 - CV: 7-0
Ways and Means Committee; May 27, 2009- CV: 11-0
File No. 09-0171
Adopted: Ayes 26, Noes 0.
Approved by County Executive Maggie Brooks, June 19, 2009.
Effective Date: June 19, 2009.

By Legislators Cassetti and LaFountain

Intro. No. 210
RESOLUTION NO. 160 OF 2009

AUTHORIZING CONTRACT WITH O'BRIEN & GERE ENGINEERS, INC. FOR PROFESSIONAL ENGINEERING SERVICES FOR ROCHESTER PURE WATERS DISTRICT'S FRANK E. VANLARE WASTEWATER TREATMENT AERATION 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 O'Brien & Gere Engineers, Inc., in the amount of $1,241,422, for professional engineering services, for the Rochester Pure Waters District's Frank E. VanLare Wastewater Treatment Aeration Improvements Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. Funding for this project is available in capital fund 1374 and any capital fund(s) created for the same intended purpose.

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

Environment and Public Works Committee; May 27, 2009 - CV: 7-0
Ways and Means Committee; May 27, 2009 - CV: 11-0
File No. 09-0173
Adopted: Ayes 26, Noes 0.
Approved by County Executive Maggie Brooks, June 19, 2009.
Effective Date: June 19, 2009.

By Legislators Cassetti and LaFountain

Intro. No. 211
RESOLUTION NO. 161 OF 2009

AUTHORIZING CONTRACT WITH PICTOMETRY INTERNATIONAL LLC TO PROVIDE DIGITAL AERIAL PHOTOGRAPHY 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 and image management software, in an amount not to exceed $197,727, for the period of July 1, 2009 through June 30, 2012.

Section 2. Funding for this contract is included in the 2009 operating budget of the Department of Public Safety, fund 9001, funds center 2407010000, 911 Emergency Communications, and the 2009 operating budget of the Department of Environmental Services, fund 9007, funds center 8572010000, Pure Waters Administration, and will be requested in future years' budget.

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

Environment and Public Works Committee; May 27, 2009 - CV: 7-0
Ways and Means Committee; May 27, 2009 - CV: 11-0
File No. 09-0175
Adopted: Ayes 26, Noes 0.
Approved by County Executive Maggie Brooks, June 19, 2009.
Effective Date: June 19, 2009.

By Legislators Colby and LaFountain

Intro. No. 212
RESOLUTION NO. 162 OF 2009

ACCEPTING GRANT FROM FEDERAL HIGHWAY ADMINISTRATION; AWARDING CONTRACT FOR ENGINEERING SERVICES WITH FRA ENGINEERING, P.C. RELATED TO MONROE COUNTY AUDIBLE-TACTILE PEDESTRIAN SIGNAL DEVICE STUDY

BE 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 $60,000 grant from and to execute contract and any amendments thereto with, the Federal Highway Administration, for the Monroe County Audible-Tactile Pedestrian Signal Device Study.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract with FRA Engineering, P.C., for engineering services, for the Monroe County Audible-Tactile Pedestrian Signal Device Study, in the amount of $54,741.04, along with any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 3. Funding for this study is included in capital fund 1457, Planning and Feasibility, and any capital fund(s) created for the same intended purpose.

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

Transportation Committee; May 27, 2009 - CV: 9-0
Ways and Means Committee; May 27, 2009 - CV: 11-0
File No. 09-0177
Adopted: Ayes 26, Noes 0.
Approved by County Executive Maggie Brooks, June 19, 2009.
Effective Date: June 19, 2009.

By Legislators Colby and LaFountain

Intro. No. 213
RESOLUTION NO. 163 OF 2009

ACCEPTING GRANT FROM FEDERAL HIGHWAY ADMINISTRATION; AWARDING CONTRACT FOR ENGINEERING SERVICES WITH FRA ENGINEERING, P.C. RELATED TO MONROE COUNTY VERTICAL CURVE SAFETY STUDY

BE 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 $55,000 grant from and to execute contract and any amendments thereto with, the Federal Highway Administration, for the Monroe County Vertical Curve Safety Study.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract with FRA Engineering, P.C., for engineering services, for the Monroe County Vertical Curve Safety Study, in the amount of $49,360.40, along with any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 3. Funding for this study is included in capital fund 1457, Planning and Feasibility, and any capital fund(s) created for the same intended purpose.

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

Transportation Committee; May 27, 2009 - CV: 9-0
Ways and Means Committee; May 27, 2009 - CV: 11-0
File No. 09-0178
Adopted: Ayes 26, Noes 0.
Approved by County Executive Maggie Brooks, June 19, 2009.
Effective Date: June 19, 2009.

By Legislators Colby and LaFountain

Intro. No. 214
RESOLUTION NO. 164 OF 2009

AUTHORIZING CONTRACT WITH CRANE-HOGAN STRUCTURAL SYSTEMS, INC. FOR REPLACEMENT OF STOTTLE ROAD BRIDGE AT BLACK CREEK IN TOWN OF CHILI

BE 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., in the amount of $1,034,876.47 for construction services for the replacement of the Stottle Road Bridge at Black Creek, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. Funding for this contract is included in capital fund 1414 and any capital fund(s) created for the same intended purpose.

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

Transportation Committee; May 27, 2009 - CV: 9-0
Ways and Means Committee; May 27, 2009 - CV: 11-0
File No. 09-0179
Adopted: Ayes 26, Noes 0.
Approved by County Executive Maggie Brooks, June 19, 2009.
Effective Date: June 19, 2009.

June 9, 2009

By Legislators Colby, Daniele and LaFountain

Intro. No. 215
RESOLUTION NO. 165 OF 2009

AUTHORIZING CONTRACT WITH CRANE-HOGAN STRUCTURAL SYSTEMS INC. FOR CONSTRUCTION SERVICES; AUTHORIZING INTERMUNICIPAL AGREEMENT WITH TOWN OF PARMA FOR WILDER ROAD BRIDGE AT SALMON CREEK PROJECT IN 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 execute a contract with Crane-Hogan Structural Systems, Inc., in the amount of $432,355.17, for construction services, for the Wilder Road Bridge at Salmon Creek project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the Town of Parma, for reimbursement to the County of appropriate costs relating to the installation of the sidewalk in conjunction with the Wilder Road Bridge at Salmon Creek project, in the estimated amount of $40,000, with the final amount to be determined upon project completion.

Section 3. Funding for these services is included in capital fund 1455 and any capital fund(s) created for the same intended purpose.

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

Transportation Committee; May 27, 2009 - CV: 9-0
Intergovernmental Relations Committee; May 27, 2009 - CV: 6-0
Ways and Means Committee; May 27, 2009 - CV: 11-0
File No. 09-0180
Adopted: Ayes 26, Noes 0.
Approved by County Executive Maggie Brooks, June 19, 2009.
Effective Date: June 19, 2009.

June 9, 2009

By Legislators Colby, Daniele and LaFountain

Intro. No. 216
RESOLUTION NO. 166 OF 2009
SUPERSEDING BOND RESOLUTION DATED JUNE 9, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $682,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE REHABILITATION OF WILDER ROAD BRIDGE OVER SALMON CREEK (BIN 3317810), IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON DECEMBER 9, 2008 (RESOLUTION NO. 326 OF 2008)

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 rehabilitation of Wilder Road Bridge over Salmon Creek (BIN 3317810), in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $682,000 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 ($295,000 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 to the bond resolution which this bond resolution supersedes.

Section 2. The maximum estimated cost thereof is now determined to be $682,000, and the plan for the financing thereof is by the issuance of $682,000 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 supersede Resolution No. 326 of 2008, being a bond resolution dated December 9, 2008, 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 $295,000 to $682,000.

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 27, 2009 – CV: 9-0
Intergovernmental Relations Committee; May 27, 2009 - CV: 6-0
Ways and Means Committee; May 27, 2009 - CV: 11-0
File No. 09-0180.br
Adopted: Ayes 26, Noes 0.
Approved by County Executive Maggie Brooks, June 19, 2009.
Effective Date: June 19, 2009.

By Legislators LaFountain and Barker

Intro. No. 217
RESOLUTION NO. 167 OF 2009

AUTHORIZING SALE OF COUNTY OWNED TAX FORECLOSURE PROPERTY IN TOWN OF GATES

BE 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 # 133.10-1-100 0.08 acres Industrial Park Circle Town of Gates	Eugene M. Eichas Estate 615 Coldwater Road Rochester, New York 14624	$25.00

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

June 9, 2009

Ways and Means Committee; May 27, 2009 - CV: 11-0
File No. 09-0181
Adopted: Ayes 26, Noes 0.
Approved by County Executive Maggie Brooks, June 19, 2009.
Effective Date: June 19, 2009.

By Legislators LaFountain and Barker

Intro. No. 218
RESOLUTION NO. 168 Of 2009

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. 09-0182), showing the total amount of Mortgage Tax allocated to the various tax districts in Monroe County to be $5,545,003.44 for the period October 1, 2008 through March 31, 2009.

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, 2009 as follows: one to the City of Rochester, Treasurer, in the amount of $807,189.69 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	$	345,061.27
Chili		257,612.68
Clarkson		54,411.72
*Brockport Village		68.86
East Rochester		32,558.31
Gates		156,928.68
Greece		663,540.22
Hamlin		42,192.76
Henrietta		392,708.03

Irondequoit	311,180.01
Mendon	124,685.57
Honeoye Falls Village	12,625.41
Ogden	118,445.00
Spencerport Village	11,121.07
Parma	128,233.91
Hilton Village	20,460.25
Penfield	524,110.82
Perinton	485,944.80
Fairport Village	24,348.07
Pittsford	416,610.90
Pittsford Village	11,673.03
Riga	30,455.37
Churchville Village	5,865.25
Rush	26,180.22
Sweden	44,019.52
*Brockport Village	9,257.18
Webster	434,854.50
Webster Village	22,492.19
Wheatland	25,011.22
Scottsville Village	5,156.93
Town and Village Totals	$4,737,813.75
City of Rochester	807,189.69
TOTAL	$5,545,003.44

*Brockport Total: $ 9,326.04

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

Ways and Means Committee; May 27, 2009 – CV: 11-0
File No. 09-0182
Adopted: Ayes 26, Noes 0.
Approved by County Executive Maggie Brooks, June 19, 2009.
Effective Date: June 19, 2009.

June 9, 2009

By Legislators LaFountain and Barker

Intro. No. 219
RESOLUTION NO. 169 OF 2009

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, 2009, the list of lands charged with unpaid taxes, together with a notice that each tax sale certificate will, on the 20th day of August, 2009, 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 $29 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; May 27, 2009 - CV: 11-0
File No. 09-0183
Adopted: Ayes 26, Noes 0.
Approved by County Executive Maggie Brooks, June 19, 2009.
Effective Date: June 19, 2009.

June 9, 2009

By Legislators Daniele, Barker and LaFountain

Intro. No. 220
RESOLUTION NO. 170 OF 2009

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, in the amount of $450,000, for the provision of downtown patrol services, for the period of January 1, 2009 through June 30, 2010.

Section 2. Funding for this agreement is included in the 2009 operating budget of the Department of Public Safety, fund 9001, funds center 2408010400, Central Police Services, Downtown Patrol, 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.

Intergovernmental Relations Committee; May 27, 2009 - CV: 6-0
Public Safety Committee; May 26, 2009 - CV: 8-0
Ways and Means Committee; May 27, 2009 - CV: 10-1
File No. 09-0184
Adopted: Ayes 26, Noes 0.
Approved by County Executive Maggie Brooks, June 19, 2009.
Effective Date: June 19, 2009.

By Legislators Hanna and Yolevich

Intro. 221
RESOLUTION NO. 171 OF 2009

CONFIRMING NOMINATIONS FOR YOUNG CITIZEN OF THE YEAR AWARD AND WILLIE LIGHTFOOT YOUTH ADVOCATE OF THE YEAR AWARD

June 9, 2009

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)
Aurora Coleman, PO Box 145, Churchville, NY 14438
Joseph R. Gutberlet, 28 Leah Lane, North Chili, NY 14514
Amber Smith, 1258 Northup Road, Penfield, NY 14526
Dymani Posyer, 94 Stanislaus Street, Rochester, NY 14621
Josh D'Agostino, 777 Mendon-Ionia Road, Mendon, NY 14506
Gregory T. McCord, 1691 Salt Road, Fairport, NY 14450
Cameron Knowles, 1296 Weiland Road, Rochester, NY 14626

YOUNG CITIZEN OF THE YEAR (Ages 13-15)
Jillian K. McCord, 1691 Salt Road, Fairport, NY 14450
Jessica Schwarz, 125 Barclay Square Drive, Rochester, NY 14618
Charles Jackson, 1106 Avenue D, Rochester, NY 14621
Remy Moss, 236 Melwood Drive, Rochester, NY 14626
Sujay Tyle, 68 Mahogany Run, Pittsford, NY 14534
Jasmine Williams, 263 Woodsong Lane, Rochester, NY 14612
Kelsey Pratt, 86 Blackwell Lane, Henrietta, NY 14467
Jonah Boucher, 204 Antlers Drive, Rochester, NY 14618
Kaisean Roseboro, 109 Peck Street, Rochester, NY 14609
Barbara Smith, 22 Marlow Street, Rochester, NY 14621
Ashley Marshall, 49 Breckenridge Drive, Rochester, NY 14626
Mykeisha Crawford, 42 Ohio Street, Rochester, NY 14609
Kendall Knaak, 9 Sibleyville Lane, Honeoye Falls, NY 14472
Emily Held, 73 Taylor Road, Honeoye Falls, NY 14472
Kathryn Wershing, 17 Delaney Drive, Henrietta, NY 14586
William J. Marello III, 4 Rambling Woods, Pittsford, NY 14534
Kateri Boucher, 204 Antlers Drive, Rochester, NY 14618
Neeno Kopacki, 9 Clearview Drive, Pittsford, NY 14534
Adam Ludwig, 14 Bright Oaks Drive, Rochester, NY 14624

June 9, 2009

YOUNG CITIZEN OF THE YEAR (Ages 16-21)
Amanda Bradstreet, 327 E. Commercial Street, East Rochester, NY 14445
Renika Dixon, 57 Markie Drive W., Rochester, NY 14606
Justin Sodoma, 213 Gordon Road, Brockport, NY 14420
Magdaliz Feliz, 202 Springfield Avenue, Rochester, NY 14609
Christina Gorzynski, 225 Valiant Drive, Henrietta, NY 14623
Sarah Talbot, 112 Long Branch Drive, Henrietta, NY 14467
Paul Syta, 3 Mulberry Circle, Fairport, NY 14450
Mackenzie Zimmerman, 43 Benedict Drive, Rochester, NY 14624
Tim Kuchman, 87 Galway Drive, Rochester, NY 14623
Maxwell William Venturo, 14 Timway Court, Fairport, NY 14450
Tamra Jones, 400 Dewey Avenue, Rochester, NY 14613
Reed DesRosiers, 38 Woodbury Way, Fairport, NY 14450
Olga Martinez, 89 Champlain Street, Rochester, NY 14608
Lyndamarie Quinones, 70 Portage Street, Rochester, NY 14621
Sarah DeLaus, 156 McNaughton Street, Rochester, NY 14606
Kelsey R. Bilsback, 1827 Woodard Road, Webster, NY 14580
Kerisa Y. Bonville, 24 Charing Cross, Fairport, NY 14450
Shehan Knight, 21 Colendale Road, Brockport, NY 14420
Kelsey Komarek, 2033 Turk Hill Road, Fairport, NY 14450
Jeff Sweet, 24 Fall Meadow Drive, Pittsford, NY 14534
Danielle Jones, 481 Spring Meadow Lane, Webster, NY 14580
Felipe Santiago, 148 Green Knolls Drive #C, Rochester, NY 14620
Joellen Burger, 62 Sugar Maple Drive, Rochester NY 14615
Louis Zambelli III, 29 Dickinson Crossing, Fairport, NY 14450
Alexander Hoffarth, 37 Whippletree Road, Fairport, NY 14450
Alexis Leonard, 236 Melwood Drive, Rochester, NY 14626
Brandon Whitney McDonald, 26 Dawnhaven Drive, Rochester, NY 14624
Jimmiqua Jackson, 8 Lamont Place, Rochester, NY 14609
Cory Young, 19 Falcon Trail, Pittsford, NY 14534
Cierra Johnson, 11 Renwood Street, Rochester, NY 14621
Ezekial Devon Samuel, 66 Sherwood Avenue, Rochester, NY 14619
Michael Gray, 762 Spencerport Road, Rochester NY 14606
Christina Cruz, 128 Alphonse Street, Rochester, NY 14621
Paris Crane, 34 Bleile Terrace, Rochester, NY 14621
Tatiana Starr Briggs, 147 Burning Bush Drive, Rochester, NY 14626
Jasmin Brown, 152 Auramar Drive, Rochester, NY 14609
Jonathan Allentoff, 9 Saxony Road, Pittsford, NY 14534
Krystal Ealy, 13 Sunset Hill, Rochester, NY 14624
Jessica Nemeth, 36 Blackwatch Terrace, Fairport, NY 14550
Wyatt LeBeau, 117 West Avenue, Spencerport, NY 14559

Nicholas Cholewa, 2013 N. Union Street, Spencerport, NY 14559
Jessica Maine, 1170 Watson Hulbert Road, Rochester, NY 14502
Christopher Kausch, 731 Brookville Drive, Webster, NY 14580
Chelsea Seward, 330 Garfield Road, East Rochester, NY 14445
Bryan Ludwig, 14 Bright Oaks Drive, Rochester, NY 14624
Katie Pino, 1820 Hudson Avenue, Rochester, NY 14617

WILLIE LIGHTFOOT YOUTH ADVOCATE OF THE YEAR
Sierra Stiller-Saiger, 16 Rowley Street, Rochester, NY 14607
Kathleen M. Schaefer, 66 Pinewood Knoll, Rochester, NY14624
Rome Celli, 156 Fair Oak Avenue, Rochester, NY 14628
Steve Dzina, 71 Lyell Avenue, Spencerport, NY 14559
Jackie Bartell, 336 Pine Brook Drive, Rochester, NY 14616
Patricia Groenendaal, 1706 Apple Hollow Lane, Hamlin, NY 14464
Steve Roe, 240 Overland Trail, W. Henrietta, NY 14586
Ronald Hallman, 2301 Westside Drive, Rochester, NY 14624
James Johnson, 439 Red Apple Lane, Greece, NY 14612
Raquel Laude, 28 Larkspur Lane, Fairport, NY 14450
Van Cardilli, 34 Shadowmoor Drive, Fairport, NY 14450
Kathy Cummins, 83 Henderson Drive, Rochester, NY 14526
Atashia Walker, 5252 Averill Avenue, Rochester, NY 14607
Paul Turcotte, 1672 Chili Avenue, Rochester, NY 14624
Karl Leopold, 5 Meeting House Road, Fairport, NY 14450
Milton J. Schmidt, 24 B Titus Court, Rochester, NY 14617

File No. 09-0219
Matter of Urgency
Adopted: Ayes 26, Noes 0.

By Legislators Cassetti, LaFountain and Haney

Intro. No. 222
MOTION NO. 49 OF 2009

PROVIDING THAT RESOLUTION (INTRO. NO. 147 OF 2009), ENTITLED "APPROVING AN INCREASE AND IMPROVEMENT OF FACILITIES IN THE ROCHESTER PURE WATERS DISTRICT," BE ADOPTED

June 9, 2009

BE IT MOVED, that Resolution (Intro. No. 147 of 2009), entitled **"APPROVING AN INCREASE AND IMPROVEMENT OF FACILITIES IN THE ROCHESTER PURE WATERS DISTRICT,"** be adopted.

File No. 09-0135
Adopted: Ayes 26, Noes 0.

By Legislators Cassetti, LaFountain and Haney

Intro. No. 147
RESOLUTION NO. 172 OF 2009

APPROVING AN INCREASE AND IMPROVEMENT OF FACILITIES IN THE ROCHESTER PURE WATERS DISTRICT

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 other District sewerage facilities, including (i) at the VanLare Wastewater Treatment Plant, the replacement of aerators, process equipment and bar screens, improvements to primary clarifiers, solids pumping and thickening tanks, and other general improvements to meet environmental regulations and address equipment reaching the end of its intended service life, and (ii) at other District sewerage facilities, the replacement of sewers and pump stations and enhancement to the appurtenant communication and data transmission systems, 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 9th day of June, 2009, at 6:15 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 $5,000,000, 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 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 $500,000, of net asset balance in the Rochester Pure Waters District is hereby appropriated and authorize the Controller to transfer the $500,000 to capital fund 1374 for the increase and improvement of facilities in the Rochester Pure Waters District.

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; April 29, 2009 - CV: 7-0
Ways and Means Committee; April 29, 2009 - CV: 11-0
File No. 09-0135
Adopted: Ayes 26, Noes 0.
Approved by County Executive Maggie Brooks, June 19, 2009.
Effective Date: June 19, 2009.

UNFINISHED BUSINESS

RECOGNITION OF MONROE COUNTY LEGISLATOR

Legislator Douglas B. Dobson was presented with a plaque to commemorate his contributions to the Legislature and Monroe County during his respective tenure. Legislator Dobson delivered his farewell remarks and was greeted with a standing ovation. County Executive Maggie Brooks also thanked him for his invaluable service to Monroe County government and its citizens.

Upon Motion by Legislator E. Daniel Quatro, the Legislature adjourned at 7:03 P.M. until Tuesday, July 14, 2009 at 6:00 p.m.

LISA POLITO NICOLAY
Clerk of the Legislature

July 14, 2009

EIGHTH DAY

TUESDAY, JULY 14, 2009

Legislature met pursuant to adjournment.

President Wayne E. Zyra in the Chair.

ROLL CALL

Present – Legislators Adair, Andrews, Antelli, Barker, Beebe, Bronson, Cassetti, Colby, Cruz, Daniele, Driscoll, Eckel, Esposito, Gumina, Haney, Hanna, Heider, Kaleh, LaFountain, Lee, Lightfoot, McCann, O'Brien, Quatro, Tucciarello, Valerio, Yolevich, Zyra – (28)

Absent – Legislator Gamble – (1)

President Zyra welcomed Legislator Rick Antelli of District 7 to the Monroe County Legislature.

Meeting formally opened. At the invitation of Legislator R. Anthony LaFountain, Reverend James A. Schwartz of St. Joseph's Church of Penfield, delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Mary A. Valerio.

A vocal performance of the Star Spangled Banner was performed by Katie Bryant.

APPROVAL OF MINUTES

Without objection, the journal of the session of Day 6 of 2009, June 9, 2009 was approved as submitted

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PETITIONS AND COMMUNICATIONS

From the President of the Legislature — WAYNE E. ZYRA

Regarding Chaplain for the July 14, 2009 Meeting, Father James A. Schwartz, of the St. Joseph's Church of Penfield at the Invitation of Legislator R. Anthony LaFountain.

Read and Filed. (RF 09-77)

Regarding Submitting Appointment of Rick Antelli to the Office of Monroe County Legislator - District 7.

Read and Print. (File No. 09-222)

Regarding Appointment of Marilyn DeMeyer to the Monroe County Agricultural and Farmland Protection Board.

Read and Referred to the Full Legislature. (File No. 09-228)

COUNTY LEGISLATORS

E. Daniel Quatro, Maggie Brooks, Richard Yolevich, Wayne E. Zyra, Mary A. Valerio, Stephen Tucciarello, Mark J. Cassetti, R. Anthony LaFountain, Anthony J. Daniele, Michael G. Barker, Jeffrey R. Adair, John G. Driscoll, Ciaran T. Hanna, Jeffery L. McCann, Robert J. Colby – Regarding Repealing Resolutions 82 of 1989 and 483 of 1996 to Be a Matter of Urgency.

Read and Adopted July 14, 2009 under Section 545-24 (A)(3). (File No. 09-220)

Douglas B. Dobson - Regarding Retirement as County Legislator Representing the 7th District Effective July 1, 2009.

Read and Print. (File No. 09-221)

Ciaran T. Hanna, E. Daniel Quatro, Wayne E. Zyra, Richard Yolevich, Mary Valerio, Stephen Tucciarello, Mark J. Cassetti, Rick Antelli, R. Anthony LaFountain, Anthony J. Daniele, Michael G. Barker, Jeffery R. Adair, John G. Driscoll, Jeffery L. McCann, Robert J. Colby - Opposing New York State Assembly Bill 3705 to Amend the Labor Law, In Relation to Hours, Wages, and Supplements for Work on Public Work Projects and the Definition of Public Work.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-229)

July 14, 2009

Stephen Tucciarello, E. Daniel Quatro, Wayne E. Zyra, Richard Yolevich, Mary A. Valerio, Mark J. Cassetti, Rick Antelli, R. Anthony LaFountain, Anthony J. Daniele, Michael G. Barker, Jeffery R. Adair, John G. Driscoll, Ciaran T. Hanna, Jeffery L. McCann, Robert J. Colby - Memorializing the New York State Legislature to Support and Governor David A. Paterson to Pass Assembly Bill S.1609 to Amend the Economic Development Law, the New York State Urban Development Corporation Act, the Executive Law, and the State Administrative Procedure Act, in Relation to Supporting Small Business Growth and Downtown Revitalization.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-230)

Paul E. Haney, Vincent J. Esposito, Harry B. Bronson, Carrie M. Andrews, Calvin Lee, Jr., Richard A. Beebe, Carmen F. Gumina, Travis R. Heider, Edward M. O'Brien, Glenn J. Gamble, C. Stephen Eckel, Willie J. Lightfoot, Cynthia W. Kaleh, José A. Cruz - A Fiscally Responsible Capital Plan.

Read and Referred to Agenda Charter and Ways and Means Committees. (File No. 09-231)

Paul E. Haney, Harry B. Bronson, Carrie M. Andrews, Calvin Lee, Jr., Richard A. Beebe, Carmen F. Gumina, Travis R. Heider, Vincent J. Esposito, Edward M. O'Brien, Glenn J. Gamble, C. Stephen Eckel, Willie J. Lightfoot, Cynthia W. Kaleh, José A. Cruz - Memorializing the United States Congress to Pass and President Barack H. Obama to Sign into Law H.R. 2366, the Cancer Drug Coverage Parity Act.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-232)

Edward M. O'Brien, Harry B. Bronson, Carrie M. Andrews, Calvin Lee, Jr., Richard A. Beebe, Carmen F. Gumina, Travis R. Heider, Vincent J. Esposito, Glenn J. Gamble, Paul E. Haney, C. Stephen Eckel, Willie J. Lightfoot, Cythina W. Kaleh, José A. Cruz - Memorializing the United States Congress to Pass and President Barack H. Obama to Sign into Law H.R. 2902, the Broadband Internet Fairness Act.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-233)

Harry B. Bronson, Carrie M. Andrews, Calvin Lee, Jr., Richard A. Beebe, Carmen F. Gumina, Travis R. Heider, Vincent J. Esposito, Edward M. O'Brien, Glenn J. Gamble, Paul E. Haney, C. Stephen Eckel, Willie J. Lightfoot, Cynthia W. Kaleh, José A. Cruz - Memorializing the United States Congress to Adopt and President Barack Obama to Sign H.R. 2920, the Statutory Pay As You Go (PAYGO) Act.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-234)

From the County Executive — MAGGIE BROOKS

Regarding Summary Level Financial Statements by Department for the Period Ending May 31, 2009.

Read and Filed. (RF09-83)

Regarding Approval of Monroe Community College's 2009-2010 Operating Budget.

Read and a Resolution to Set a Public Hearing Adopted July 14, 2009 under Section 545-24 (A)(3). (File No. 09-223)

Regarding Authorize Contracts with Villager Construction, Inc. for Construction Services and Fisher Associates, P.E., L.S., P.C. for Resident Project Representation Services for the American Recovery and Reinvestment Act – Highway Project Contract 2.

Read and Adopted July 14, 2009 under Section 545-24 (A)(3). (File No. 09-224)

Regarding Authorize Contracts with DiFiore Construction, Inc. for Construction Services and Authorize C&S Engineers, Inc. for Resident Project Representation Services for the American Recovery and Reinvestment Act - Highway Project Contract 3.

Read and Adopted July 14, 2009 under Section 545-24 (A)(3). (File No. 09-225)

Regarding Amend Resolution 288 of 2008 to Accept Additional Funding from the New York State Office for the Aging and Funding from the National Association of Area Agencies on Aging for Monroe County Office for the Aging Programs.

Read and Adopted July 14, 2009 under Section 545-24 (A)(3). (File No. 09-226)

July 14, 2009

Regarding Acceptance of a Grant from the New York State Crime Victims Board for the Victim Witness Program in the District Attorney's Office.

Read and Adopted July 14, 2009 under Section 545-24 (A)(3). (File No. 09-227)

Regarding Authorize a Contract with Parrone Engineering for Professional Engineering Services for the Greece Canal Park Master Plan Improvements Project.

Read and Referred to Recreation and Education and Ways and Means Committees. (File No. 09-235)

Regarding Authorize the Acquisition of Two Properties in the Towns of Webster and Irondequoit as Part of the Monroe County Green Space Initiative.

Read and Referred to Recreation and Education and Ways and Means Committees. (File No. 09-236)

Regarding Amend Resolution 256 of 2003 to Amend the Intermunicipal Agreement with Rush Henrietta Central School District for the Purchase of Fuel for Vehicles of the Monroe County Sheriff's Office.

Read and Referred to Intergovernmental Relations, Public Safety and Ways and Means Committees. (File No. 09-237)

Regarding Authorize a Contract with LaBella Associates, P.C. for Professional Services for the New Monroe County Children's Detention Center Project.

Read and Referred to Human Services, Environment and Public Works and Ways and Means Committees. (File No. 09-238)

Regarding Authorize Contracts with Battle Construction Co., Inc., Landry Mechanical Contractors, T. Bell Construction Corp., and East Coast Electric LLC for Construction Services for the Hall of Justice Phase IID Second Floor Family Court Alterations Project.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 09-239)

Regarding Authorize a Contract with KCI Engineering of New York, P.C. for Professional Engineering Services for the Irondequoit Bay South Central Sewer District's Pinnacle Road Pump Station Improvements Project.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 09-240)

Regarding Authorize a Contract with KCI Engineering of New York, P.C. for Professional Engineering Services for the Irondequoit Bay South Central Sewer District's Pinnacle Road Pump Station Improvements Project.

Read and Referred to the Pure Waters Administrative Board. (File No. 09-241)

Regarding Authorize a Contract with Op-Tech Environmental Services, Inc. for General Construction for the Rochester and Irondequoit Bay South Central Pure Waters Districts Selective Demolition of Wastewater Facilities Project.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 09-242)

Regarding Authorize a Contract with Op-Tech Environmental Services, Inc. for General Construction for the Rochester and Irondequoit Bay South Central Pure Waters Districts Selective Demolition of Wastewater Facilities Project.

Read and Referred to the Pure Waters Administraive Board. (File No. 09-243)

Regarding Authorize Contracts with Bergmann Associates for Engineering Services and the New York State Department of Transportation for the Replacement of the Kirk Road Bridge over Round Pond Creek Project in the Town of Greece.

Read and Referred to Transportation and Ways and Means Committees. (File No. 09-244)

Regarding Authorize the Sale of County Owned Tax Foreclosure Property in the Town of Brighton.

Read and Referred to the Ways and Means Committee. (File No. 09-245)

Regarding Authorize the Sale of County-Owned Tax Foreclosure Property in the Town of Irondequoit.

Read and Referred to the Ways and Means Committee. (File No. 09-246)

Regarding Erroneous Assessments - Correction and Cancellation.
Read and Referred to the Ways and Means Committee. (File No. 09-247)

Regarding Erroneous Assessments – Refund.
Read and Referred to the Ways and Means Committee. (File No. 09-248)

MISCELLANEOUS AND OTHER OFFICIALS

Steuben County Legislature - Regarding Memorializing the Governor and the Legislature of the State of New York to Release Budgeted Funding for the Steuben County Soil and Water Conservation District.
Read and Filed. (RF09-78)

Patricia L. Holland, Real Property Analyst 3 - Regarding List of Certified 2009 State Equalization Rates.
Read and Filed. (RF09-79)

Steve Hawley, New York State Assembly - Regarding "Youth Development Block Grant"
Read and Filed. (RF09-80)

Monroe Community College Board of Trustees Meeting Minutes, June 8, 2009.
Read and Filed. (RF09-81)

Jacquelyne A. Leach, Comptroller, Western Regional Off-Track Betting Corporation - Regarding Letter to Scott Adair in Reference to Receipt of May 2009 Retained Surcharge Revenue for Monroe County (Receipt of Check No. #47006).
Read and Filed. (RF09-82)

DEPAUL - Regarding Annual Report 2008.
Read and Filed. (RF09-84)

Corinda Crossdale, Director, Monroe County Department of Human Services Office for the Aging - Regarding "Alternative Level of Care Study"

Read and Filed. (RF09-85)

Debra DeMink, Ontario County Clerk - Regarding Local Law #2-2009.

Read and Filed (RF09-86)

Thomas Goodwin, Planning Manager - Regarding 2008 Land Use Report for Monroe County.

Read and Filed. (RF09-87)

PROCLAMATIONS

By the President of the Legislature — WAYNE E. ZYRA

Proclaimed Jointly with County Executive Maggie Brooks " Jensen Caraballo Day " in Monroe County and wish him continued academic success and the best of luck at Monroe Community College in the fall.

Read and Filed.

Proclaimed Jointly with County Executive Maggie Brooks "Eckart 'Ecky' Henne Day" in Monroe County and congratulate him on his tenth anniversary of work in the Pharmacy Department at Monroe Community Hospital.

Read and Filed.

Recognized Jointly with Legislators Ciaran T. Hanna and Michael G. Barker "The Fairport Varsity Softball Team" on an incredibly successful 2009 season.

Read and Filed.

Recognized Jointly with Legislators Ciaran T. Hanna and Michael G. Barker "The Fairport Girls Varsity Lacrosse Team" on an incredibly successful 2009 season.

Read and Filed.

Recognized Jointly with Legislator Cynthia Kaleh "Rochester North West Rotary Club" for recently being chartered by Rotary International and for dedicated community service.

Read and Filed.

Recognized Jointly with Paul E. Haney "Katie Murrer and Kristen French" for strength of courage, commitment and character, and for honoring the memory of a Charles Carroll School mentor, teacher and friend.

Read and Filed.

Recognized Jointly with Legislators Harry B. Bronson, Carmen F. Gumina and Calvin Lee, Jr. "Greater Rochester Health Foundation" for its ongoing, exceptional service to the community.

Read and Filed.

Recognized Jointly with Legislator Willie J. Lightfoot "Boulder Coffee Company" for their dedication to the Brooks Landing community and neighborhood.

Read and Filed.

Recognized Jointly with C. Stephen Eckel and Carmen F. Gumina "Webster Cyclones Mite Major Travel Hockey Team" for their hard work and outstanding achievement.

Read and Filed.

RECESS

President Zyra recessed the meeting to allow for two Public Hearings entitled...

"Authorizing Ground Lease From Monroe County To State University Of New York On Behalf Of State University Of New York Empire State College For Development Of Educational Facility On Brighton Campus Of Monroe Community College." No speakers addressed the Legislature and the hearing concluded at 6:40 P.M.

"Adoption Of 2010- 2015 Capital Improvement Program." No speakers addressed the Legislature and the hearing concluded at 6:40 P.M.

RECONVENING LEGISLATURE

President Zyra reconvened the recessed meeting of July 14, 2009 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. Three speakers addressed the Legislature on various subjects and the Open Forum concluded at 6:59 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 July 14, 2009 and proceeded under the Usual Order of Business.

LOCAL LAWS

July 14, 2009

By Legislators Valerio and LaFountain

Intro. No. 223
MOTION NO. 50 OF 2009

PROVIDING THAT LOCAL LAW (INTRO. NO. 181 OF 2009), ENTITLED "ENACTING LOCAL LAW AUTHORIZING GROUND LEASE FROM MONROE COUNTY TO STATE UNIVERSITY OF NEW YORK ON BEHALF OF STATE UNIVERSITY OF NEW YORK EMPIRE STATE COLLEGE FOR DEVELOPMENT OF EDUCATIONAL FACILITY ON BRIGHTON CAMPUS OF MONROE COMMUNITY COLLEGE," BE LIFTED FROM THE TABLE

BE IT MOVED, that Local Law (Intro. No. 181 of 2009), entitled "ENACTING LOCAL LAW AUTHORIZING GROUND LEASE FROM MONROE COUNTY TO STATE UNIVERSITY OF NEW YORK ON BEHALF OF STATE UNIVERSITY OF NEW YORK EMPIRE STATE COLLEGE FOR DEVELOPMENT OF EDUCATIONAL FACILITY ON BRIGHTON CAMPUS OF MONROE COMMUNITY COLLEGE," be lifted from the table.

File No. 09-0163.LL
Adopted: Ayes 28, Noes 0.

By Legislators Valerio and LaFountain

Intro. No. 224
MOTION NO. 51 OF 2009

PROVIDING THAT LOCAL LAW (INTRO. NO. 181 OF 2009), ENTITLED "ENACTING LOCAL LAW AUTHORIZING GROUND LEASE FROM MONROE COUNTY TO STATE UNIVERSITY OF NEW YORK ON BEHALF OF STATE UNIVERSITY OF NEW YORK EMPIRE STATE COLLEGE FOR DEVELOPMENT OF EDUCATIONAL FACILITY ON BRIGHTON CAMPUS OF MONROE COMMUNITY COLLEGE," BE ADOPTED

July 14, 2009

BE IT MOVED, that Local Law (Intro. No. 181 of 2009), entitled "ENACTING LOCAL LAW AUTHORIZING GROUND LEASE FROM MONROE COUNTY TO STATE UNIVERSITY OF NEW YORK ON BEHALF OF STATE UNIVERSITY OF NEW YORK EMPIRE STATE COLLEGE FOR DEVELOPMENT OF EDUCATIONAL FACILITY ON BRIGHTON CAMPUS OF MONROE COMMUNITY COLLEGE," be adopted.

File No. 09-0163.LL
Adopted: Ayes 28, Noes 0.

By Legislators Valerio and LaFountain

ADOPTION OF
Intro. No. 181
LOCAL LAW NO. 6 OF 2009

ENACTING LOCAL LAW AUTHORIZING GROUND LEASE FROM MONROE COUNTY TO STATE UNIVERSITY OF NEW YORK ON BEHALF OF STATE UNIVERSITY OF NEW YORK EMPIRE STATE COLLEGE FOR DEVELOPMENT OF EDUCATIONAL FACILITY ON 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 schedule and hold a public hearing relating to this proposed Local Law.

Section 2 . The County Executive, or her designee, is hereby authorized to execute a 50-year ground lease from Monroe County, as trustee for Monroe Community College, to the State University of New York on behalf of the State University of New York Empire State College, for a term of fifty (50) years, with a rental payment of $30,000 per year, plus escalators every five (5) years, based on the Consumer Price Index (All Urban Consumers, New York-Northeastern-New Jersey Area CPI-U from the Bureau of Labor Statistics), of an approximately 2.27 acre parcel of vacant land in the southeast section of the Brighton Campus of Monroe Community College for development of an educational facility, together with easements for access and utilities to the facility, and any and all other documents necessary for the development of the facility.

Section 3. This local law is subject to referendum on petition.

Section 4. This local law shall take effect in accordance with the provisions of the Municipal Home Rule Law and the Monroe County Charter.

Recreation and Education; May 26, 2009 – CV: 5-0
Ways and Means Committee; May 27, 2009- CV: 11-0
File No. 09-0163.LL
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, July 31, 2009.
Effective Date: July 31, 2009.

MOTIONS, RESOLUTIONS AND NOTICES

By Legislators Tucciarello, LaFountain, Barker, Valerio, Daniele, Hanna, Cassetti, and Colby

Intro. No. 225
MOTION NO. 52 OF 2009

PROVIDING THAT RESOLUTION (INTRO. NO. 197 OF 2009), ENTITLED "ADOPTING 2010-2015 CAPITAL IMPROVEMENT PROGRAM," BE LIFTED FROM THE TABLE

BE IT MOVED, that Resolution (Intro. No. 197 of 2009), entitled "ADOPTING 2010-2015 CAPITAL IMPROVEMENT PROGRAM," be lifted from the table.

File No. 09-0160
Adopted: Ayes 28, Nos 0.

By Legislators Tucciarello, LaFountain, Barker, Valerio, Daniele, Hanna, Cassetti, and Colby

Intro. No. 226
MOTION NO. 53 OF 2009

PROVIDING THAT RESOLUTION (INTRO. NO. 197 OF 2009), ENTITLED "ADOPTING 2010-2015 CAPITAL IMPROVEMENT PROGRAM," BE ADOPTED

BE IT MOVED, that Resolution (Intro. No. 197 of 2009), entitled "ADOPTING 2010-2015 CAPITAL IMPROVEMENT PROGRAM," be adopted.

File No. 09-0160
Adopted: Ayes 28, Noes 0.

By Legislators Tucciarello, LaFountain, Barker, Valerio, Daniele, Hanna, Cassetti, and Colby

Intro. No. 197
RESOLUTION NO. 173 OF 2009

ADOPTING 2010-2015 CAPITAL IMPROVEMENT PROGRAM

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

Section 1. The Legislature hereby adopts the proposed 2010-2015 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.

Planning and Economic Development Committee; May 26, 2009 - CV: 5-0
Ways and Means Committee; May 27, 2009 - CV: 11-0
Public Safety Committee; May 26, 2009 - CV: 8-0
Recreation and Education Committee; May 26, 2009 - CV: 5-0
Intergovernmental Relations Committee; May 27, 2009 - CV: 6-0
Human Services Committee; May 26, 2009 - CV: 7-0
Environment and Public Works Committee; May 27, 2009 - CV: 7-0
Transportation Committee; May 27, 2009 - CV: 9-0
File No. 09-0160
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks on July 29, 2009.
Effective Date: July 29, 2009.

July 14, 2009

By Legislators Tucciarello and Hanna

Intro. No. 227

AUTHORIZING ADDITIONS TO MONROE COUNTY AGRICULTURAL DISTRICTS

WHEREAS, pursuant to Article 25AA 303-b of the Agriculture and Markets Law, the Monroe County Agricultural and Farmland Protection Board has submitted a report recommending the proposed additions of five (5) parcels to the following two (2) Monroe County Agricultural Districts:

Monroe County Southwestern Agricultural District #2:

- 458 Morgan Road, Town of Chili, consisting of approximately 37.4 acres, tax account number 172.04-1-13.1, owned by Christian E. Austin.
- 470 Morgan Road, Town of Chili, consisting of approximately 15.4 acres, tax account number 172.04-1-14, owned by Christian E. Austin.
- 425 Morgan Road, Town of Chili, consisting of approximately 41.3 acres, tax account number 172.04-1-15.12, owned by Christian E. Austin.
- 475 Morgan Road, Town of Chili, consisting of approximately 25.9 acres, tax account number 172.04-1-13.22, owned by Frank & Nancy Austin.

Northwestern Agricultural District #5

- 499 Drake Road, Town of Hamlin, consisting of approximately 57.9 acres, tax account number 020.04-1-5, owned by Dean P. Brightly.

WHEREAS, this report recommends the addition of the five (5) parcels described above to the Monroe County Southwestern Agricultural District #2 and the Monroe County Northwestern Agricultural District #5.

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

Section 1. The Legislature hereby approves and adopts the proposed addition of four (4) parcels to the Monroe County Southwestern Agricultural District #2 and one (1) parcel to the Monroe County Northwestern Agricultural District #5, as described above, and as recommended by the Monroe County Agricultural and Farmland Protection Board.

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

Planning and Economic Development Committee; June 22, 2009 - CV: 5-0
File No. 09-0195

By Legislators Tucciarello and Hanna

Intro. No. 228
MOTION NO. 54 OF 2009

PROVIDING THAT RESOLUTION (INTRO. NO. 227 OF 2009), ENTITLED "AUTHORIZING ADDITIONS TO MONROE COUNTY AGRICULTURAL DISTRICTS," BE TABLED

BE IT MOVED, that Resolution (Intro. No. 227 of 2009), entitled "**AUTHORIZING ADDITIONS TO MONROE COUNTY AGRICULTURAL DISTRICTS**," be tabled.

File No. 09-0195
Adopted: Ayes 28, Noes 0.

By Legislators Tucciarello and Hanna

Intro No. 229
RESOLUTION NO. 174 OF 2009

FIXING A PUBLIC HEARING BY THE PLANNING AND ECONOMIC DEVELOPMENT COMMITTEE OF THE MONROE COUNTY LEGISLATURE ON RESOLUTION (INTRO. NO. 227 OF 2009), ENTITLED "AUTHORIZING ADDITIONS TO MONROE COUNTY AGRICULTURAL DISTRICTS"

July 14, 2009

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

Section 1. That there will be a public hearing by the Planning and Economic Development Committee of the Monroe County Legislature at 4:30 p.m. on Monday, the 27th day of July, 2009, in the Legislative Chambers in the Monroe County Office Building, 39 West Main Street, Rochester, New York, on Resolution (Intro. No. 227 of 2009), entitled "AUTHORIZING ADDITIONS TO MONROE COUNTY AGRICULTURAL DISTRICTS."

Section 2. The Clerk of the Legislature is directed to provide notice of the public hearing on the five (5) parcels proposed for inclusion of viable agricultural land into the Monroe County Southwestern Agricultural District #2 and Monroe County Northwestern Agricultural District #5 (the "Districts") by publishing, at least five (5) days before said hearing, a notice in a newspaper having general circulation within the Districts. The Clerk is also directed to provide written notice of the hearing to the municipalities of Chili and Hamlin, to the owners of the lands proposed to be added to the Districts as they are listed in the most recent assessment roll, and to the Commissioner of Agriculture and Markets. In addition, the Clerk is directed to conspicuously post a copy of said notice in the office of the Clerk at least five (5) days before said hearing. The notice shall state the time, date and place of the public hearing, a description of the proposed Districts, the proposed recommendations of the Monroe County Agricultural and Farmland Protection Board, and a statement that the public hearing will be held concerning the original proposal and any recommendations proposed by the Monroe County Agricultural and Farmland Protection Board.

Section 3. This resolution shall take effect immediately.

Planning and Economic Development Committee; June 22, 2009 - CV: 5-0
File No. 09-0195
Adopted: Ayes 28, Noes 0.

By Legislators Barker and LaFountain

Intro. No. 230
RESOLUTION NO. 175 OF 2009

July 14, 2009

ACCEPTING TWO GRANTS FROM UNITED STATES DEPARTMENT OF JUSTICE, UNITED STATES MARSHALS SERVICE WESTERN DISTRICT OF NEW YORK, FOR UNITED STATES MARSHALS SERVICE NEW YORK/NEW JERSEY REGIONAL FUGITIVE TASK FORCE-ROCHESTER DIVISION

BE 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 in an amount not to exceed $40,000 from, and to execute a contract and any amendments thereto with, the United States Department of Justice, United States Marshals Service Western District of New York, for reimbursement of equipment purchases, for the United States Marshals Service New York/New Jersey Regional Fugitive Task Force-Rochester Division, for the period of July 1, 2009 through September 30, 2009.

Section 2. The County Executive, or her designee, is hereby authorized to accept a grant in an amount not to exceed $31,144 from, and to execute a contract and any amendments thereto with, the United States Department of Justice, United States Marshals Service Western District of New York, for reimbursement of overtime, for the United States Marshals Service New York/New Jersey Regional Fugitive Task Force-Rochester Division, for the period of July 1, 2009 through September 30, 2009.

Section 3. The 2009 operating grant budget of the Office of the Sheriff is hereby amended by appropriating the sum of $71,144 into fund 9300, funds center 3803010000, Police Bureau Administration.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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.

July 14, 2009

Public Safety Committee; June 22, 2009 - CV: 8-0
Ways and Means Committee; June 24, 2009 - CV: 11-0
File No. 09-0196
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, July 21, 2009.
Effective Date: July 21, 2009.

By Legislators Valerio and LaFountain

Intro. No. 231
RESOLUTION NO. 176 OF 2009

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 $163,925 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, 2008 through March 31, 2009.

Section 2. The 2009 operating grant budget of the Parks Department is hereby amended by appropriating the sum of $18,123 into fund 9300; funds center 8807010000, ZBGA Grant.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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; June 23, 2009 – CV: 5-0
Ways and Means Committee; June 24, 2009 – CV: 11-0
File No. 09-0197
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, July 21, 2009.
Effective Date: July 21, 2009.

By Legislators Valerio and LaFountain

Intro. No. 232
RESOLUTION NO. 177 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION TO FUND HIGHLAND AND DURAND-EASTMAN PARKS' ARBORETA 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 $100,338 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 the Highland and Durand-Eastman Parks' Arboreta project, for the period of April 1, 2008 through March 31, 2009.

Section 2. The 2009 operating grant budget of the Parks Department is hereby amended by appropriating the sum of $26,163 into fund 9300, funds center 8807010000, ZBGA 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 Office of Parks, Recreation and Historic Preservation.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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; June 23, 2009 - CV: 5-0
Ways and Means Committee; June 24, 2009 - CV: 11-0
File No. 09-0198
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, July 21, 2009.
Effective Date: July 21, 2009.

By Legislators Daniele and LaFountain

Intro. No. 233
RESOLUTION NO. 178 OF 2009

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH CITY OF ROCHESTER TO PROVIDE WATER QUALITY MONITORING FOR BEACH AT 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 execute an intermunicipal agreement, and any amendments thereto, with the City of Rochester, for Monroe County to provide water quality monitoring for the beach at Durand Eastman Park, in an amount not to exceed $10,000, for the period of April 15, 2009 through December 31, 2009.

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

July 14, 2009

Intergovernmental Relations Committee; June 23, 2009 - CV: 5-0
Ways and Means Committee; June 24, 2009 - CV: 11-0
File No. 09-0199
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, July 21, 2009.
Effective Date: July 21, 2009.

By Legislators Daniele, Cassetti and LaFountain

Intro. No. 234
RESOLUTION NO. 179 OF 2009

AUTHORIZING GRANTS AND INTERMUNICIPAL AGREEMENTS WITH VARIOUS MUNICIPALITIES PERTAINING TO MONROE COUNTY GREEN SPACE 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 execute intermunicipal agreements, and any amendments thereto, with the respective municipalities listed below, for the purpose of providing grant funds to implement Monroe County Green Space Initiative projects, in the respective amounts listed.

Sponsor	Project	Amount
Town of Chili	Baker Park Trail	$145,000
Town of Gates	Memorial Park Trail	34,382
Town of Greece	Hogan Point Road Property	
38,281		
Monroe County	Devil's Cove	32,675
Monroe County	Ellison Wetlands	38,800
Town of Parma	Martin Farm	129,950
Town of Penfield	Veterans Memorial Park-Open Space	100,000
Town/Village of Webster	Hojack Rail Trail	245,000
	TOTAL	$764,088

Section 2. Funding for these grants is included in fund 9003, funds center 1300010000, Monroe County Green Space Initiative Fund.

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

Intergovernmental Relations Committee; June 23, 2009 - CV: 5-0
Environment and Public Works Committee; June 24, 2009 – CV: 7-0
Ways and Means Committee; June 24, 2009 - CV: 11-0
File No. 09-0200
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, July 21, 2009.
Effective Date: July 21, 2009.

By Legislators Hanna and LaFountain

Intro. No. 235
RESOLUTION NO. 180 OF 2009

AMENDING RESOLUTION 239 OF 2008 TO ACCEPT ADDITIONAL FUNDING 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. Section 1 of Resolution 239 of 2008 is hereby amended to read as follows:

> The County Executive, or her designee, is hereby authorized to accept a $3,283,539 ~~$3,022,605~~ 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 October 1, 2008 through September 30, 2009.

Section 2. The 2009 operating grant budget of the Department of Public Health is hereby amended by appropriating the sum of $260,934 into fund 9300, funds center 5805010000, Child and Family Health Grant.

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

July 14, 2009

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

Human Services Committee; June 23, 2009 - CV: 7-0
Ways and Means Committee; June 24, 2009 - CV: 11-0
File No. 09-0201
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, July 21, 2009.
Effective Date: July 21, 2009.

By Legislators Hanna and LaFountain

Intro. No. 236
RESOLUTION NO. 181 OF 2009

ACCEPTING ADDITIONAL FUNDING FROM NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES FOR CHILD CARE BLOCK GRANT SUBSIDY 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 additional $4,878,599 from, and execute a contract and any amendments thereto with, the New York State Office of Children and Family Services, for the Child Care Block Grant Subsidy program, bringing the total program award to $35,447,710, for the period of April 1, 2009 through March 31, 2010.

Section 2. The 2009 operating budget of the Department of Human Services, Division of Social Services, is hereby amended by appropriating the sum of $4,878,599 into fund 9001, funds center 5113029300, Day Care – Low Income Grant.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 23, 2009 - CV: 7-0
Ways and Means Committee; June 24, 2009 - CV: 11-0
File No. 09-0202
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, July 21, 2009.
Effective Date: July 21, 2009.

By Legislators Quatro, Cassetti and LaFountain

Intro. No. 237
RESOLUTION NO. 182 OF 2009

AMENDING 2009-2014 CAPITAL IMPROVEMENT PROGRAM TO ADD PROJECT ENTITLED "IRONDEQUOIT CREEK STREAM BANK STABILIZATION;" ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

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

Section 1. The 2009-2014 Capital Improvement Program is hereby amended to add a project entitled, "Irondequoit Creek Stream Bank Stabilization," in the amount of $250,500.

Section 2. The County Executive, or her designee, is hereby authorized to accept a $250,500 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Environmental Conservation, for the Irondequoit Creek Stream Bank Stabilization project.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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.

Environment and Public Works Committee; June 24, 2009 - CV: 4-3
Ways and Means Committee; June 24, 2009 - CV: 6-5
File No. 09-0203
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, July 21, 2009.
Effective Date: July 21, 2009.

By Legislators Quatro, Cassetti and LaFountain

Intro. No. 238
RESOLUTION NO. ___ OF 2009
BOND RESOLUTION DATED JULY 14, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $250,500 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE STABILIZATION OF IRONDEQUOIT CREEK STREAM BANK IN POWDER MILLS AND ELLISON PARKS, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $250,500

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:

July 14, 2009

Section 1. For the class of objects or purposes of financing the cost of the stabilization of Irondequoit Creek stream bank in Powder Mills and Ellison Parks, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $250,500 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 fifteen (15) years, pursuant to subdivision 20(c) of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is $250,500, and the plan for the financing thereof is by the issuance of $250,500 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.

Environment and Public Works Committee; June 24, 2009 - CV: 4-3
Ways and Means Committee; June 24, 2009 - CV: 6-5
File No. 09-0203.br
Failed: Ayes 14, Noes 14
(Legislators Bronson, Andrews, Beebe, Cruz, Eckel, Esposito, Gumina, Haney, Heider, Kaleh, Lee, Lightfoot, O'Brien and Zyra voted in the negative.)

By Legislators Cassetti and Tucciarello

Intro. No. 239
RESOLUTION NO. 183 OF 2009

AUTHORIZING CONTRACT WITH NEW YORK POWER AUTHORITY FOR CONSTRUCTION OF SOLAR POWER SYSTEM IMPROVEMENTS AT MONROE COUNTY OFFICE BUILDING

BE 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 Power Authority, for the construction of solar power system improvements at the Monroe County Office Building.

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

Environment and Public Works; June 24, 2009 - CV: 7-0
File No. 09-0204
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, July 21, 2009.
Effective Date: July 21, 2009.

By Legislators Cassetti and LaFountain

Intro. No. 240
RESOLUTION NO. 184 OF 2009

AUTHORIZING CONTRACTS WITH ARCADIS AND LU ENGINEERS FOR PUMP STATION ENGINEERING 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 execute contracts, and any amendments thereto, with ARCADIS and Lu Engineers, for pump station engineering term services for the Rochester, Irondequoit Bay South Central and Northwest Quadrant Pure Waters Districts and the Gates-Chili-Ogden Sewer District, in an annual amount not to exceed $150,000 for each contract, for the period of August 1, 2009 through July 31, 2010, with an option to renew for four (4) additional one-year extensions, with escalations for the extensions to be limited to an amount equal to the increase in the previous year's Consumer Price Index (U.S. City Average CPI-U from the Bureau of Labor Statistics).

Section 2. Funding for these contracts is included in capital funds 1217, 1340, 1374 and 1375 and any subsequent capital fund(s) created for the same intended purposes and is also included in the 2009 operating budget of the Department of Environmental Services, fund 9007, funds center 8575010000, Rochester Pure Waters District Special Expenses; fund 9007, funds center 8574010000, Irondequoit Bay South Central Pure Waters District Special Expenses; fund 9007, funds center 8573010000, Northwest Quadrant Pure Waters District Special Expenses; and fund 9007, funds center 8571010000, Gates-Chili-Ogden Sewer District Special Expenses 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; June 24, 2009 - CV: 7-0
Ways and Means Committee; June 24, 2009 - CV: 11-0
File No. 09-0205
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, July 21, 2009.
Effective Date: July 21, 2009.

By Legislators Cassetti and LaFountain

Intro. No. 241
RESOLUTION NO. 185 OF 2009

AUTHORIZING CONTRACT WITH RAMSEY CONSTRUCTORS, INC. FOR GENERAL CONSTRUCTION FOR GATES-CHILI-OGDEN SEWER DISTRICT'S TROLLEY PUMP STATION 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 Ramsey Constructors, Inc., in the amount of $1,287,150, for general construction, for the Gates-Chili-Ogden Sewer District's Trolley Pump Station Force Main Improvements Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. Funding for this contract is included in capital fund 1217 and any capital fund(s) created for the same intended purpose.

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

Environment and Public Works Committee; June 24, 2009 - CV: 7-0
Ways and Means Committee; June 24, 2009 - CV: 11-0
File No. 09-0207
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, July 21, 2009.
Effective Date: July 21, 2009.

By Legislators Colby and Cassetti

Intro. No. 242
RESOLUTION NO. 186 OF 2009

AUTHORIZING USE OF COUNTY ROADS AS DETOUR ROUTE DURING NEW YORK ROUTE 383 CULVERT RECONSTRUCTION PROJECT BY 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: Wheatland Center Road (County Road 174) between NY Route 383 and North Road (County Road 139), and North Road (County Road 139) between Wheatland Center Road (County Road 174) and NY Route 383 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 detour signs 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; June 24, 2009 - CV: 8-0
File No. 09-0209
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, July 21, 2009.
Effective Date: July 21, 2009.

By Legislators Colby and Cassetti

Intro. No. 243
RESOLUTION NO. 187 OF 2009

AUTHORIZING USE OF COUNTY ROADS AS DETOUR ROUTE DURING NEW YORK ROUTE 31 BRIDGE OVER ERIE CANAL RECONSTRUCTION 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: Redman Road (County Road 236), between NY Route 31 and Ridge Road (State Route 104) 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 detour signs 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; June 24, 2009 - CV: 8-0
File No. 09-0210
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, July 21, 2009.
Effective Date: July 21, 2009.

By Legislators Colby and LaFountain

Intro. No. 244
RESOLUTION NO. 188 OF 2009

ACCEPTING ADDITIONAL FUNDING FROM NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR STATE SUPPORTED CONSOLIDATED LOCAL STREET AND HIGHWAY IMPROVEMENT PROGRAM; AMENDING 2009 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 $509,324.64, for the State Supported Consolidated Local Street and Highway Improvement Program.

Section 2. The 2009 operating budget of the Department of Transportation is hereby amended, by appropriating the sum of $509,324.64, into account 9002, fund center 8002050000, State Supported Consolidated Local Street and Highway Improvement Program, bringing the total funding amount to $4,615,324.64.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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

Transportation Committee; June 24, 2009 - CV: 8-0
Ways and Means Committee; June 24, 2009 - CV: 11-0
File No. 09-0211
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, July 21, 2009.
Effective Date: July 21, 2009.

By Legislators Valerio, Colby and LaFountain

Intro. No. 245
RESOLUTION NO. 189 OF 2009

AUTHORIZING CONTRACT WITH BARTON & LOGUIDICE, P.C. FOR ENGINEERING SERVICES FOR REPLACEMENT OF STOTTLE ROAD CULVERT AT MILL CREEK IN TOWN OF CHILI

BE 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 Barton & Loguidice, P.C., in the amount of $81,567, for engineering services, for the replacement of the Stottle Road Culvert at Mill Creek in the Town of Chili, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. Funding for this contract is included in capital fund 1441 and any capital fund(s) created for the same intended purposes.

Section3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; June 24, 2009 - CV: 8-0
Ways and Means Committee; June 24, 2009 - CV: 11-0
File No. 09-0212
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, July 21, 2009.
Effective Date: July 21, 2009.

July 14, 2009

By Legislators Antelli, Colby and LaFountain

Intro. No. 246
RESOLUTION NO. 190 OF 2009

AUTHORIZING CONTRACT WITH LU ENGINEERS FOR ENGINEERING SERVICES; AUTHORIZING CONTRACT WITH NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR REPLACEMENT OF EDGEMERE DRIVE BRIDGE OVER ROUND POND OUTLET PROJECT IN 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 Lu Engineers, in the amount of $197,724.95, for engineering services, for the replacement of the Edgemere Drive Bridge over Round Pond Outlet project in the Town of Greece, and any amendments necessary to complete the project within the total capital fund(s) 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 replacement of the Edgemere Drive Bridge over Round Pond Outlet project in the Town of Greece.

Section 3. Funding for these contracts is included in capital fund 1489 and any capital fund(s) created for the same intended purposes.

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

Transportation Committee; June 24, 2009 - CV: 8-0
Ways and Means Committee; June 24, 2009 - CV: 11-0
File No. 09-0213
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, July 21, 2009.
Effective Date: July 21, 2009.

July 14, 2009

By Legislators Valerio, Colby and LaFountain

Intro. No. 247
RESOLUTION NO. 191 OF 2009

AUTHORIZING CONTRACT WITH FRA ENGINEERING P.C. FOR ENGINEERING SERVICES; AUTHORIZING CONTRACT WITH NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR REPLACEMENT OF UNION STREET BRIDGE AT BLACK CREEK PROJECT IN TOWN OF CHILI

BE 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 FRA Engineering P.C., in the amount of $184,290.13, for engineering services, for the replacement of the Union Street Bridge at Black Creek project in the Town of Chili, and any amendments necessary to complete the project within the total capital fund(s) 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 replacement of the Union Street Bridge at Black Creek project in the Town of Chili.

Section 3. Funding for these contracts is included in capital fund 1490 and any capital fund(s) created for the same intended purposes.

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

Transportation Committee; June 24, 2009 - CV: 8-0
Ways and Means Committee; June 24, 2009 - CV: 11-0
File No. 09-0214
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, July 21, 2009.
Effective Date: July 21, 2009.

July 14, 2009

By Legislators Colby and LaFountain

Intro. No. 248
RESOLUTION NO. 192 OF 2009

AUTHORIZING CONTRACT WITH RAMSEY CONSTRUCTORS, INC. FOR CONSTRUCTION SERVICES FOR MARSH ROAD BRIDGE AT CULLEN'S RUN CREEK PROJECT IN TOWN OF 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 execute a contract with Ramsey Constructors, Inc., in the amount of $336,116, for construction services, for the Marsh Road Bridge at Cullen's Run Creek project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. Funding for this contract is included in capital fund 1413 and any capital fund(s) created for the same intended purpose.

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

Transportation Committee; June 24, 2009 - CV: 8-0
Ways and Means Committee; June 24, 2009 - CV: 11-0
File No. 09-0215
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, July 21, 2009.
Effective Date: July 21, 2009.

By Legislators LaFountain and Barker

Intro. No. 249
RESOLUTION NO. 193 OF 2009

APPROVING 2009-2010 OPERATING AND CAPITAL BUDGETS FOR CULTURAL CENTER COMMISSION

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

July 14, 2009

Section 1. The County Legislature hereby approves the appropriation of $81,538 from the Administration Account of the 2009-2010 Cultural Center Commission's Capital Budget for its Operating Budget, for the period of July 1, 2009 through June 30, 2010, as adopted by the Cultural Center Commission, as follows:

Administrative Expenses:	
Salaries	$37,282
Fringe Benefits	30,356
Total Administrative Expenses	$67,638
Office Supplies/Equipment:	$ 100
Contractual Expenses:	
Telephone and Postage	$ 1,300
Printing and Advertising	500
Training and Meeting	500
Professional Services	10,000
Marketing	1,000
Total Contractual Expenses	$ 13,300
Contingency:	$ 500
Total Operating Budget:	$ 81,538

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 Your Honorable Body, as the 2009-2010 Capital Budget, effective July 1, 2009 through June 30, 2010, as follows:

Acquisition	$ 0
Core Complex	0
Audit Expenses	12,500
Streets/Open Space	218,728
Development	128,823
Executive Design	0
Administration Account	81,538
Total	$441,589

Section 3. The Cultural Center Commission is hereby authorized to transfer funds within the Cultural Center Commission Capital Accounts without further approval of Your Honorable Body in an amount not to exceed a total of $10,000 during the fiscal year July 1, 2009 through June 30, 2010.

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 8224.

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

Ways and Means Committee; June 24, 2009 - CV: 11-0
File No. 09-0216
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, July 21, 2009.
Effective Date: July 21, 2009.

By Legislators LaFountain and Barker

Intro. No. 250
RESOLUTION NO. 194 OF 2009

ESTABLISHING TRUST FUND FOR CONSTRUCTION OF MONROE COUNTY PEDIATRICS AND COMMUNITY VISITATION CENTER; AUTHORIZING CONTROLLER TO TRANSFER FUNDS FROM TRUST FUND TO CAPITAL FUND 1470 FOR CONSTRUCTION OF MONROE COUNTY PEDIATRICS AND COMMUNITY VISITATION CENTER

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

Section 1. The County Controller is hereby authorized to establish a trust fund for the construction of the Monroe County Pediatrics and Community Visitation Center.

Section 2. The Controller is hereby authorized to transfer funds from the Monroe County Pediatrics and Community Visitation Center trust fund to capital fund 1470, for construction of the Monroe County Pediatrics and Community Visitation Center.

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

Ways and Means Committee; June 24, 2009 - CV: 11-0
File No. 09-0217
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, July 21, 2009.
Effective Date: July 21, 2009.

By Legislators Quatro and LaFountain

Intro. No. 251
RESOLUTION NO. 195 OF 2009

REPEALING RESOLUTION NUMBERS 82 OF 1989 AND 483 OF 1996

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

Section 1. Resolution Numbers 82 of 1989 and 483 of 1996, which provided authorization and subsequent reauthorization for the County Executive to execute a contract with Robutrad, Inc. to provide professional labor services to Monroe County, are hereby repealed.

Section 2. This resolution shall take effect immediately.

Matter of Urgency
File No. 09-0220
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, July 21, 2009.
Effective Date: July 21, 2009.

July 14, 2009

By Legislator Bronson

Intro. No. 252
MOTION NO. 55 OF 2009

Motion to bring forth a Matter Of Urgency per Section 545-24 (A-4).

Be It Moved, that a Motion was made to bring forth a Matter Of Urgency per Section 545-24 (A-4).

Failed: Ayes 13, Noes 15
(Legislators Andrews, Beebe, Bronson, Cruz, Eckel, Esposito, Gumina, Haney, Heider, Kaleh, Lee, Lightfoot and O'Brien voted in the positive.)

By Legislators Driscoll, Valerio and LaFountain

Intro. No. 253

APPROVING MONROE COMMUNITY COLLEGE'S 2009-2010 OPERATING BUDGET

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

Section 1. The operating budget for the fiscal year September 1, 2009 through August 31, 2010, in the amount of $117,437,700, with a sponsor contribution by the County of Monroe in the amount of $15,480,000, is hereby approved.

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

Matter of Urgency
File No. 09-0223

July 14, 2009

By Legislators Valerio and LaFountain

Intro. No. 254
MOTION NO. 56 OF 2009

PROVIDING THAT RESOLUTION (INTRO. NO. 253 OF 2009), ENTITLED "APPROVING MONROE COMMUNITY COLLEGE'S 2009-2010 OPERATING BUDGET," BE TABLED

BE IT MOVED, that Resolution (Intro. No. 253 of 2009), entitled, "APPROVING MONROE COMMUNITY COLLEGE'S 2009-2010 OPERATING BUDGET," be tabled.
File No. 09-0223

Adopted: Ayes 28, Noes 0.

By Legislators Valerio and LaFountain

Intro. No. 255
RESOLUTION NO. 196 of 2009

FIXING PUBLIC HEARING ON RESOLUTION (INTRO. NO. 253 OF 2009), ENTITLED "APPROVING MONROE COMMUNITY COLLEGE'S 2009-2010 OPERATING BUDGET"

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 29th day of July, 2009, in the Legislative Chambers in the County Office Building, Rochester, New York on Resolution (Intro. No. 253 of 2009), entitled "APPROVING MONROE COMMUNITY COLLEGE'S 2009-2010 OPERATING BUDGET" 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.

Matter of Urgency
File No. 09-0223
Adopted: Ayes 28, Noes 0.

By Legislators Cassetti and LaFountain

Intro. No. 256
RESOLUTION NO. 197 OF 2009

AUTHORIZING CONTRACTS WITH VILLAGER CONSTRUCTION, INC. FOR CONSTRUCTION SERVICES AND FISHER ASSOCIATES, P.E., L.S., P.C. FOR RESIDENT PROJECT REPRESENTATION SERVICES FOR AMERICAN RECOVERY AND REINVESTMENT ACT - HIGHWAY PROJECT CONTRACT 2

BE 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 $5,536,864.50, for construction services for the American Recovery and Reinvestment Act – Highway Project Contract 2, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract with Fisher Associates, P.E., L.S., P.C., in the amount of $248,792, for resident project representation services for the American Recovery and Reinvestment Act – Highway Project Contract 2, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 3. Funding for these contracts is included in capital fund 1513 and any capital fund(s) created for the same intended purposes.

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

July 14, 2009

Matter of Urgency
File No. 09-0224
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, July 21, 2009.
Effective Date: July 21, 2009.

By Legislators Cassetti and LaFountain

Intro. No. 257
RESOLUTION NO. 198 OF 2009

AUTHORIZING CONTRACTS WITH DIFIORE CONSTRUCTION, INC. FOR CONSTRUCTION SERVICES AND C&S ENGINEERS, INC. FOR RESIDENT PROJECT REPRESENTATION SERVICES FOR AMERICAN RECOVERY AND REINVESTMENT ACT - HIGHWAY PROJECT CONTRACT 3

BE 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 $5,125,325.50, for construction services for the American Recovery and Reinvestment Act – Highway Project Contract 3, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract with C&S Engineers, Inc., in the amount of $250,256, for resident project representation services for the American Recovery and Reinvestment Act – Highway Project Contract 3, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 3. Funding for these contracts is included in capital fund 1513 and any capital fund(s) created for the same intended purpose.

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

July 14, 2009

Matter of Urgency
File No. 09-0225
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, July 21, 2009.
Effective Date: July 21, 2009.

By Legislators Hanna and LaFountain

Intro. No. 258
RESOLUTION NO. 199 OF 2009

AMENDING RESOLUTION 288 OF 2008 TO ACCEPT ADDITIONAL FUNDING FROM NEW YORK STATE OFFICE FOR THE AGING AND FUNDING FROM NATIONAL ASSOCIATION OF AREA AGENCIES ON AGING FOR MONROE COUNTY OFFICE FOR THE AGING PROGRAMS

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

Section 1. Section 1 of Resolution 288 of 2008 is hereby amended to accept an additional $241,381 from, and execute or amend existing contracts or any other amendments thereto, to the extent necessary, with, the New York State Office for the Aging, for Monroe County Office for the Aging programs, for the period of January 1, 2009 through July 31, 2010.

Section 2. Resolution 288 of 2008 is hereby amended to authorize the County Executive, or her designee, to accept funding in an amount not to exceed $16,508 from, and to execute a contract and any amendments thereto with, the National Association of Area Agencies on Aging, for Monroe County Office for the Aging programs, for the period of May 4, 2009 through July 17, 2009.

Section 3. The 2009 operating grant budget of the Department of Human Services, Office for the Aging, is hereby amended by appropriating the sum of $257,889 into grant fund 9300, funds center 5501020000, Aging Contract Services.

Section 4. The County Executive, or her designee, is hereby authorized to execute any applications, agreements and amendments thereto, with the Association for the Blind/Goodwill, Visiting Nurse Service of Rochester and Monroe County, Inc., and Lifespan, Inc. to increase or decrease the contract amount and extend the length of the contracts in order to maximize state reimbursement or other funding for these purposes.

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

Matter of Urgency
File No. 09-0226
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, July 21, 2009.
Effective Date: July 21, 2009.

By Legislators Barker and LaFountain

Intro. No. 259
RESOLUTION NO. 200 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE CRIME VICTIMS BOARD FOR VICTIM WITNESS PROGRAM IN DISTRICT ATTORNEY'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 a $512,090 grant from, and to execute a contract and any amendments thereto with, the New York State Crime Victims Board, for the Victim Witness Program, for the period of October 1, 2009 through September 30, 2012.

Section 2. The 2009 operating grant budget of the District Attorney's Office is hereby amended by appropriating the sum of $9,600 into fund 9300, funds center 2501010000, Central Administration.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor's requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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.

Matter of Urgency
File No. 09-0227
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, July 21, 2009.
Effective Date: July 21, 2009.

UNFINISHED BUSINESS

NONE

Upon Motion by Legislator E. Daniel Quatro, the Legislature adjourned at 10:10 P.M. until Tuesday August 11, 2009 at 6:00 p.m.

LISA POLITO NICOLAY
Clerk of the Legislature

August 11, 2009

NINTH DAY

TUESDAY, AUGUST 11, 2009

Legislature met pursuant to adjournment.

President Wayne E. Zyra in the Chair.

ROLL CALL

Present – Legislators Adair, Andrews, Antelli, Barker, Beebe, Bronson, Cassetti, Colby, Cruz, Daniele, Driscoll, Eckel, Esposito, Gamble, Gumina, Haney, Hanna, Heider, Kaleh, LaFountain, Lee, Lightfoot, McCann, O'Brien, Quatro, Tucciarello, Valerio, Yolevich, Zyra – (29)

Meeting formally opened. At the invitation of Legislator Glenn J. Gamble, Elder Burnice G. Greene of God's Vision Ministries, Inc. delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Carmen F. Gumina.

MOTIONS, RESOLUTIONS AND NOTICES

By Legislators Quatro and Bronson

Intro. No. 261
RESOLUTION NO. 202 OF 2009

IN MEMORIAM

EXPRESSING REGRET OF THE MONROE COUNTY LEGISLATURE ON THE RECENT PASSING OF JOSEPH N. FERRARI

BE IT RESOLVED, that the Monroe County Legislature hereby expresses its deep sympathy at the recent passing of Joseph N. Ferrari, former President of the Monroe County Legislature; and

WHEREAS, Joe, as he was known by family, friends, and colleagues, passed away at age 83 on Tuesday, August 4, 2009; and

WHEREAS, Joseph will be always remembered as a man dedicated to public service and his community. Joseph served on the Monroe County Board of Supervisors from 1960-1966 and also on the first Monroe County Legislature from 1967-1977. From 1970-1977, he served as President of the Monroe County Legislature; and

WHEREAS, Joseph was a part of the transition from a 43-member Board of Supervisors to the 29-member Legislature as the chief lawmaking body in Monroe County. He was an integral part of shaping the structure of Monroe County Government that we have today; and

WHEREAS, Joseph Ferrari was a devoted family man. He is survived by his wife, Mary F. Ferrari, his children Maria and Louis; as well as his grandchildren; and

WHEREAS, Joseph Ferrari will long be remembered for his thoughtful and loving nature, along with his community leadership; and

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. 09-0255

APPROVAL OF MINUTES

Without objection, the journal of the session of Day 8 of 2009, July 14, 2009 was approved as submitted.

PETITIONS AND COMMUNICATIONS

From the President of the Legislature – WAYNE E. ZYRA

August 11, 2009

Regarding Chaplain for the August 11, 2009 Meeting, Elder Burnice B. Green, of God's Vision Ministries at the Invitation of Legislator Glenn J. Gamble.

Read and Filed. (RF09-88)

Regarding Standing Committee Assignments.

Read and Print. (File No. 09-249)

Attachment

August 11, 2009

Monday

Planning and Economic Development
4:30 PM
Legislative Contact: Brett Walsh

Republican
Steve Tucciarello, Chair
Ciaran Hanna, V. Chair
Jeff McCann

Democrat
Vincent Esposito, RMM
Carmen Gumina

Public Safety
5:00 PM
Legislative Contact: Rob Yawman

Republican
Mike Barker, Chair
Dick Yolevich, V. Chair
Tony LaFountain
Rick Antelli
Jeff McCann

Democrat
Willlie Lightfoot, RMM
Steve Eckel
Calvin Lee
Dick Beebe

Agenda/Charter
5:30 PM
Legislative Contact: Emily Palumbos

Republican
Dick Yolevich, Chair
Mike Barker, V. Chair
Tony LaFountain

Democrat
Cindy Kaleh, RMM
Jose Cruz

Updated 7-24-09

Tuesday

Recreation & Education
4:30 PM
Legislative Contact: Rob Yawman

Republican
Mary Valerio, Chair
Jeff Adair, V. Chair
Ciaran Hanna

Democrat
Glenn Gamble, RMM
Carmen Gumina

Intergovernmental Relations
5:30 PM
Legislative Contact: Brett Walsh

Republican
Anthony Daniele, Chair
Rick Antelli, V. Chair
Mary Valerio

Democrat
Steve Eckel, RMM
Dick Beebe

Human Services
6:00 PM
Legislative Contact: Rob Yawman

Republican
Ciaran Hanna, Chair
Dick Yolevich, V. Chair
Dan Quatro
Anthony Daniele

Democrat
Jose Cruz, RMM
Carrie Andrews
Willie Lightfoot

Wednesday

Environment & Public Works
4:30 PM
Legislative Contact: Brett Walsh

Republican
Mark Cassetti, Chair
Steve Tucciarello, V. Chair
Tony LaFountain
Robert Colby

Democrat
Travis Heider, RMM
Ted O'Brien
Paul Haney

Transportation
5:30 PM
Legislative Contact: Brett Walsh

Republican
Robert Colby, Chair
Mark Cassetti, V. Chair
Dan Quatro
Jeff Adair
Jack Driscoll

Democrat
Calvin Lee, RMM
Cindy Kaleh
Glenn Gamble
Vincent Esposito

Ways & Means
6:00 PM
Legislative Contact: Emily Palumbos

Republican
Tony LaFountain, Chair
Mike Barker, V. Chair
Jeff McCann
Jeff Adair
Jack Driscoll
Dan Quatro

Democrat
Paul Haney, RMM
Ted O'Brien
Travis Heider
Harry Bronson
Carrie Andrews

August 11, 2009

Regarding Expressing Regret of the Monroe County Legislature on the Recent Passing of Joseph N. Ferrari to Be A Matter Of Urgency.

Read and Adopted Under Section 545-24 (A)(2) August 11, 2009. (File No. 09-255)

Regarding Confirmation of Reappointments to the Soil and Water Conservation Board.

Read and Adopted Under Section 545-24 (A)(3) August 11, 2009. (File No. 09-256)

COUNTY LEGISLATORS

Ciaran T. Hanna, E. Daniel Quatro, Wayne E. Zyra, Richard Yolevich, Mary A. Valerio, Stephen Tucciarello, Mark J. Cassetti, Rick Antelli, R. Anthony LaFountain, Anthony J. Daniele, Michael G. Barker, Jeffrey R. Adair, John G. Driscoll, Jeffery L. McCann, Robert J. Colby - Supporting United State House of Representatives Bill 780 to Promote The Safe Use of the Internet By Students, and For Other Purposes Through the Student Internet Safety Act of 2009.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File 09-257)

Mary A. Valerio, E. Daniel Quatro, Wayne E. Zyra, Richard Yolevich, Stephen Tucciarello, Mark J. Cassetti, Rick Antelli, R. Anthony LaFountain, Anthony J. Daniele, Michael G. Barker, Jeffrey R. Adair, John G. Driscoll, Ciaran T. Hanna, Jeffery L. McCann, Robert J. Colby - Memorializing the State Senate to Pass S.5610 and Governor David A. Paterson to Sign Legislation to Protect Victims of Domestic Violence by Providing Unpaid Leave of Absence.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File 09-258)

Michael G. Barker, E. Daniel Quatro, Wayne E. Zyra, Richard Yolevich, Mary A. Valerio, Stephen Tucciarello, Mark J. Cassetti, Rick Antelli, R. Anthony LaFountain, Anthony J. Daniele, Jeffrey R. Adair, John G. Driscoll, Ciaran T. Hanna, Jeffery L. McCann, Robert J. Colby - Memorializing the Unites States Senate to Support Bill 01536, which Reduces the Amount of Federal Highway Funding Available to States that Do Not Enact a Law Prohibiting Text Messaging While Driving.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File 09-259)

Harry B. Bronson, Carrie M. Andrews, Calvin Lee, Jr., Richard A. Beebe, Carmen F. Gumina, Travis R. Heider, Vincent J. Esposito, Edward M. O'Brien, Glenn J. Gamble, Paul E. Haney, C. Stepehn Eckel, Willie J. Lightfoot, Cynthia W. Kaleh, José A. Cruz - Authorizing a Special Citizen Advisory Panel to Examine County Fiscal Controls and Employee Oversight as Related to the Criminal Investigation of the Robutrad Corruption Scandal.

Read and Referred to Agenda Charter Committee. (File No. 09-260)

Carrie M. Andrews, Harry B. Bronson, Calvin Lee, Jr., Richard A. Beebe, Carmen F. Gumina, Travis R. Heider, Vincent J. Esposito, Edward M. O'Brien, Glenn J. Gamble, Paul E. Haney, C. Stephen Eckel, Willie J. Lightfoot, Cynthia W. Kaleh, José A. Cruz - Monthly Reporting on the Monroe County Child Care Program.

Read and Referred to Human Services Committee. (File No. 09-261)

Richard A. Beebe, Harry B. Bronson, Carrie M. Andrews, Calvin Lee, Jr., Carmen F. Gumina, Travis R. Heider, Vincent J. Esposito, Edawrd M. O'Brien, Glenn J. Gamble, C. Stephen Eckel, Willie J. Lightfoot, Cynthia W. Kaleh, José A. Cruz - Memorializing the United States Congress to Pass and President Barack H. Obama to Sign into Law Bills S.857 and H.R. 2601, the Supporting Emergency Responders Volunteer Efforts (SERVE) Act of 2009.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File 09-262)

Travis R. Heider, Harry B. Bronson, Carrie M. Andrews, Calvin Lee, Jr., Richard A. Beebe, Carmen F. Gumina, Vincent J. Esposito, Edward M. O'Brien, Paul E. Haney, C. Stephen Eckel, Willie J. Lightfoot, Cynthia W. Kaleh- Memorializing the United States Congress to Pass and President Barack H. Obama to Sign H.R.1549 and S.619, the Preservation of Antibiotics for Medical Treatment Act of 2009.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File 09-263)

From the County Executive — MAGGIE BROOKS

Regarding Administrative Refunds and Corrections for June 2009.

Read and Filed. (RF09-98)

Regarding Summary Level Financial Statements by Department for the Period Ending June 30, 2009.

Read and Filed. (RF09-103)

Regarding Approval of Boundary Revision to the Monroe County Empire Zone to Include Certain Property in the Village of East Rochester, New York and Authorization to Submit a Boundary Revision Application (Sutherland Global Services, Inc./SGS USA, Inc.)

Read and Referred to Planning and Economic Development and Ways and Means Committees and Withdrawn August 24, 2009. (File No. 09-250)

Regarding Authorize a Contract with Rochester Sports Network, LLC, for a Ticketed Event in Genesee Valley Park.

Read and Referred to Recreation and Education and Ways and Means Committees and Withdrawn August 10 2009. (File No. 09-251)

Regarding Amending Resolution 265 of 1965 to Extend the Expiration Date of the Additional 1% Sales Tax Rate and to Provide for its Distribution.

Read and Referred to Ways and Means Committees. (File No. 09-252)

Regarding Authorize Contracts with Spartan Contracting, LLC for Construction Services and Popli Consulting Engineers and Surveyors for Resident Project Representation Services for the American Recovery and Reinvestment Act - Bridges Project As a Matter Of Urgency.

Read and Adopted Under Section 545-24 (A)(3) August 11, 2009. (File No. 09-253)

Regarding Authorize Contracts with Villager Construction, Inc. for Construction Services and Ravi Engineering and Land Surveying, P.C. for Resident Project Representation Services for the American Recovery and Reinvestment Act - Highway Project Contract I.

Read and Adopted Under Section 545-24 (A)(3) August 11, 2009. (File No. 09-254)

Regarding Approval of Boundary Revision to the Monroe County Empire Zone to Include Certain Property in the Town of Henrietta, New York and Authorization to Submit a Boundary Revision Application (Pictometry International Corp)

Read and Referred to the Planning and Economic Development and Ways and Means Committees and Withdrawn on August 24, 2009. (File No. 09-264)

Regarding Acceptance of a Grant from the New York State Crime Victims Board for the Sheriff's Victim Assistance Program.

Read and Referred to Public Saftey and Ways and Means Committees. (File No. 09-265)

Regarding Acceptance of a Grant from the New York State Division of Criminal Justice Services for the Local Reentry Coordination and Services Program and Authorize a Contract with Catholic Family Center.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 09-266)

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

Read and Referred to Agenda Charter Committee. (File No. 09-267)

August 11, 2009

Regarding Authorize an Intermunicipal Agreement with the City of Rochester to Accept Pass Through Funding from the United States Department of Justice for the 2009 Edward Byrne Memorial Justice Assistance Grant Program.

Read and Referred to Intergovernmental Relations, Public Safety and Ways and Means Committees. (File No. 09-268)

Regarding Authorize an Intermunicipal Agreement with the Town of Parma for Administration of the Town of Parma Bridge Projects.

Read and Referred to Intergovernmental Relations, Transportation and Ways and Means Committees. (File No. 09-269)

Regarding Amend Resolution 98 of 2009 to Accept Additional Funding from the New York State Office of Temporary and Disability Assistance for the 2008-2009 Home Energy Assistance Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 09-270)

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. 09-271)

Regarding Acceptance of a Grant from the New York State Department of Health for the HIV Client Services - Emerging Communities Program and Authorize a Contract with the University of Rochester.

Read and Referred to Human Services and Ways and Means Committees. (File No. 09-272)

Regarding Authorize the Acquisition of Interests in Real Property by the Gates-Chili-Ogden Pure Waters District for the Southwest Pump Station Monitoring System Upgrades Project in the Town of Chili.

Read and Referred to Environmental and Public Works and Ways and Means Committees. (File No. 09-273)

Regarding Authorize the Acquisition of Interests in Real Property by the Gates-Chili-Ogden Pure Waters District for the Southwest Pump Station Monitoring System Upgrades Project in the Town of Chili.

Read and Referred to the Pure Waters Administrative Board. (File No. 09-274)

Regarding Authorization to Advertise for Bids and Authorize an Intermunicipal Agreement with the Monroe County Water Authority for Water Main Installation in Conjunction with the Mill Road Phase II Improvement Project in the Town of Greece.

Read and Referred to Transportation, Intergovernmental Relations and Ways and Means Committees. (File No. 09-275)

Regarding Authorize Contracts with Fisher Associates, P.E., L.S., P.C., for Engineering Services and the New York State Department of Transportation for the Erie Road Project in the Town of Henrietta

Read and Referred to Transportation and Ways and Means Committees. (File No. 09-276)

Regarding Authorize Contracts with Erdman Anthony and Associates, Inc. for Engineering Services and the New York State Department of Transportation for the Preventative Maintenance Program Project.

Read and Referred to Transportation and Ways and Means Committees. (File No. 09-277)

Regarding Authorize the Acquisition of Property Interests in Real Property for the Maintenance of Traffic Signal Equipment at Dewey Avenue in the Town of Greece.

Read and Referred to Transportation and Ways and Means Committees. (File No. 09-278)

Regarding Authorize the Acquisition of Property Interests in Real Property for the Gordon Road Culvert Project in the Town of Sweden.

Read and Referred to Transportation and Ways and Means Committees. (File No. 09-279)

Regarding Authorize the Acquisition of Property in Real Property for the Clarkson-Parma Town Line Road Culvert in the Towns of Clarkson and Parma.

Read and Referred to Transportation and Ways and Means Committees. (File No. 09-280)

Regarding Authorize the Sale of Permanent Easements on County-Owned Property in the Town of Irondequoit.

Read and Referred to Ways and Means Committees. (File No. 09-281)

Regarding Authorize the Sale of Permanent Easements on County-Owned Property in the Town of Ogden.

Read and Referred to Ways and Means Committees. (File No. 09-282)

MISCELLANEOUS AND OTHER OFFICIALS

Daryl K. Maslanka, P.E., Deputy Director of Environmental Services - Regarding Construction Status Reports - May - June 2009.

Read and Filed. (RF09-89)

Scott M. Adair, Director of Finance - Chief Financial Officer - Regarding Bond Certificate Dated July 14, 2009.

Read and Filed. (RF09-90)

Scott M. Adair, Director of Finance - Chief Financial Officer - Regarding Bond Anticipation Notes Certificate Dated July 14, 2009.

Read and Filed. (RF09-91)

Scott M. Adair, Director of Finance - Chief Financial Officer - Regarding Bond Certificate Dated July 14, 2009.

Read and Filed. (RF09-92)

Scott M. Adair, Director of Finance - Chief Financial Officer - Regarding Bond Anticipation Notes Certificate Dated July 14, 2009.

Read and Filed. (RF09-93)

Robin Finnerty, Monroe County Sports Commission - Regarding 2008 Annual Report for the Monroe County Sports Development Corporation.

Read and Filed. (RF09-94)

Jaclyn A. Brilling, Secretary, State of New York Public Service Commission - Regarding Case 07-E -0523 - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations of Consolidated Edison Company of New York, Inc. for Electric Service.

Read and Filed. (RF09-95)

Patricia L. Holland, Real Property Analyst 3 - Regarding List of Certified 2009 State Equalization Rates.

Read and Filed. (RF09-96)

Rochelle Bell, Environmental Planner - Regarding Renewal of the Monroe County Northwestern Agricultural District #5.

Read and Filed. (RF09-97)

Terrence J. Rice, P.E., Director of Transportation - Regarding Acknowledgement of Receipt of Written Notice of Defective Highway or Bridge Pursuant to Monroe County Local Law No. 83-1 as Authorized Under Section 139 of the New York State Highway Law.

Read and Filed. (RF09-99)

Debra DeMinck, Ontario County Clerk - Regarding a Second Public Hearing to Consider Proposed Local Law #2-2009 which would amend the Town Zoning Law, Town Code Chapter 150.

Read and Filed. (RF09-100)

Jacquelyne A. Leach, Comptroller, Western Regional Off-Track Betting Corporation - Regarding Letter to Scott Adair in Reference to Receipt of June 2009 Retained Surcharge Revenue for Monroe County (Receipt of Check No. #47087)

Read and Filed. (RF09-101)

Michael Garland, P.E., Director of Environmental Services - Regarding Resolution 466 of 2001 - Solid Waste and Recycling Facilities Non-Contract Gate fees As Of August 2009.

Read and Filed. (RF09-102)

Patricia L. Holland, Real Property Analyst 3 - Regarding List of Certified 2009 State Equalization Rates.

Read and Filed. (RF09-104)

Patricia L. Holland, Real Property Analyst 3 - Regarding List of Certified 2009 State Equalization Rates.

Read and Filed. (RF09-105)

PROCLAMATIONS

By the President of the Legislature — Wayne E. Zyra

Recognized Jointly with Legislators E. Daniel Quatro, Mary A. Valerio and Travis R. Heider "Twelve Corners Middle School" for earning the "Essential Elements: School to Watch" designation.

Read and Filed.

Recognized Jointly with Legislators Ciaran T. Hanna and Michael G. Barker "The Fairport Track and Field Team" on their immeasurable dedication and record breaking athletic achievements.

Read and Filed.

Recognized Jointly with Legislators Michael G. Barker and R. Anthony LaFountain "Brian Niggli" for his years of dedicated service to the Penfield community as Fire Safety Program Coordinator and his recent achievement of the 2009 Fire Safety Educator of the Year Award

Read and Filed.

Recognized Jointly with Legislators Jeffrey R. Adair, Anthony Daniele and Ciaran T. Hanna "Calkins Road Middle School" for earning the "Essential Elements: School to Watch" designation.

Read and Filed.

Recognized Jointly with Legislators Jeffrey R. Adair, Anthony Daniele and Ciaran T. Hanna "Barker Road Middle School" for earning the "Essential Elements: School to Watch" designation.

Read and Filed.

Recognized Jointly with Legislators Michael G. Barker and Richard Beebe "Lou Lombardo" for his years of dedicated service to the community through wrestling and the new sport of beach wrestling along with being awarded 2009 USA Wrestling Beach Person of the Year award.

Read and Filed.

Recognized Jointly with Legislators Willie J. Lightfoot, Jr. and Jose A. Cruz " Victor & Abigail DeJesus of Isla Del Incanto Unisex Shop" for exceptional service to the community.

Read and Filed.

Recognized Jointly with Willie Lightfoot, Jr. and Jose A. Cruz "Rochester Latino Rotary Club" for recently being chartered by Rotary International and for dedicated community service.

Read and Filed.

Recognized Jointly with Legislators Harry B. Bronson, Carrie M. Andrews, Calvin Lee, Jr. and Paul E. Haney "John Nugent & Marc Iacona of the Rochester International Jazz Festival" for their hard work and dedication to the Rochester community.

Read and Filed.

Recognized Jointly with Legislator Willie J. Lightfoot, Jr. "Greg Goolsby and the Classy Cut Barber Shop" for exceptional service to the community.

Read and Filed.

FORMAL COMMITTEE REPORTS

NONE

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. Thirty-four speakers addressed the Legislature on various subjects and the Open Forum concluded at 7:55 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 August 11, 2009 and proceeded under the Usual Order of Business.

LOCAL LAWS

August 11, 2009

By Legislators Tucciarello, Daniele and LaFountain

Intro. No. 262

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, LOCAL LAW NOS. 6 AND 7 OF 2005, LOCAL LAW NOS. 2, 3, 6, 9 AND 10 OF 2006, LOCAL LAW NOS. 1, 4, 7 AND 8 OF 2007 AND LOCAL LAW NOS. 3, 5, 6, 10 AND 12 OF 2008 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. By Local Law No. 6 of 2005, enacted on December 11, 2005, the Legislature authorized 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" in the Towns of Gates, Greece, Henrietta, Irondequoit and Riga and the Village of Brockport, New York.

Section 9. By Local Law No. 7 of 2005, enacted on December 11, 2005, the Legislature authorized an application for a regionally significant project relating to Rochester Precision Optics, in the Town of Henrietta, New York

Section 10. By Local Law No. 2 of 2006, enacted on May 9, 2006, the Legislature authorized an application for a regionally significant project relating to Xerox Corporation, in the Town of Webster, New York

Section 11. By Local Law No. 3 of 2006, enacted on May 9, 2006, the Legislature authorized an application for a regionally significant project relating to Current Communications Services, LLC, in the Town of Henrietta, New York

Section 12. By Local Law No. 6 of 2006, enacted on August 8, 2006, the Legislature authorized an application for a regionally significant project relating to Impact Technologies, LLC, in the Town of Brighton, New York.

Section 13. By Local Law No. 9 of 2006, enacted on October 10, 2006, the Legislature authorized an application for a regionally significant project relating to Patient Infosystems, Inc. and subsidiaries, d/b/a CareGuide, in the Town of Henrietta, New York.

Section 14. By Local Law No. 10 of 2006, enacted on November 14, 2006, the Legislature authorized an application for a regionally significant project relating to Pictometry International Corp., in the Town of Henrietta, New York.

Section 15. By Local Law No. 1 of 2007, enacted on January 9, 2007, the Legislature authorized an application for a regionally significant project relating to Cryovac, Inc., a division of Sealed Air Corp., in the Town of Gates, New York.

Section 16. By Local Law No. 4 of 2007, enacted on February 13, 2007, the Legislature authorized an application for a regionally significant project relating to Just in Time CNC Machining, Inc., in the Town of Gates, New York.

Section 17. By Local Law No. 7 of 2007, enacted on March 13, 2007, the Legislature authorized an application for a regionally significant project relating to Magnetic Technologies Corporation, in the Town of Pittsford, New York.

Section 18. By Local Law No. 8 of 2007, enacted on April 10, 2007, the Legislature authorized an application for a regionally significant project relating to Polymer Engineered Products, Inc., in the Town of Gates, New York.

Section 19. By Local Law No. 3 of 2008, enacted on December 11, 2007, the Legislature authorized an application for a regionally significant project relating to Hydroacoustics Inc., in the Town of Henrietta, New York.

Section 20. By Local Law No. 5 of 2008 enacted on February 12, 2008 the Legislature authorized an application for a regionally significant project relating to Corning Tropel Corporation in the Village of Fairport and the Town of Perinton.

Section 21. By Local Law No. 6 of 2008 enacted on February 12, 2008 the Legislature authorized an application for a regionally significant project relating to Ortho-Clinical Diagnostics in the Town of Greece.

Section 22. By Local Law No. 10 of 2008 enacted on July 24, 2008, the Legislature authorized an application for a regionally significant project relating to Flower City Packaging, LLC in the Town of Greece.

Section 23. By Local Law No. 12 of 2008, enacted on December 9, 2008, the Legislature authorized an application for a regionally significant project relating to Brinkman Precision, Inc. in the Town of Henrietta.

Section 24. Whereas: Sutherland Global Services, Inc./SGS USA, Inc. (the "Company") is proposing to expand its current facility at 435 West Commercial Street in the Village of East Rochester (the "Project"); and

Whereas: the Project must create 300 net new jobs at the business location to qualify as a Financial Services Call Center Regionally Significant Project and is projected to add 309 new jobs to its existing base employment of 2,017 jobs and invest a minimum of $271,000.00 over the next three (3) years; and

Whereas: the site at 435 West Commercial Street in the Village of East Rochester is not within the boundaries of the Monroe County Empire Zone; and

Whereas: the New York State Department of Economic Development has determined that the proposed expansion is eligible for Empire Zone benefits as a regionally significant project under Section 957(d)(ii) of the General Municipal Law; and

Whereas: the Zone Administrative Board of the Empire Zone of Monroe County, Inc. has determined that the proposed expansion is eligible for Empire Zone benefits as a regionally significant project under Section 957(d)(ii) of the General Municipal Law.

Now, Therefore, be it hereby Resolved, that the Monroe County Legislature approves the allocation of zone lands for the proposed expansion of the Company's Project as a regionally significant project as determined by the Zone Administrative Board and the New York State Department of Economic Development Law, said zone lands to constitute the property described in Addendum A attached hereto.

Section 25. The Monroe County Legislature requests that the Commissioner of the New York State Department of Economic Development approve this Project as described in Section 24.

Section 26. It is the desire of the Legislature to authorize the submission of an application to revise the Empire Zone boundaries to include approximately 1.71 acres located in the Village of East Rochester, New York as described in Addendum A.

Section 27. 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 Village of East Rochester, 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 Village of East Rochester in which such property is located and New York State Empire State Development.

Section 28. In all other respects, 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, Local Law Nos. 6 and 7 of 2005, Local Law Nos. 2, 3, 6, 9 and 10 of 2006, Local Law Nos. 1, 4, 7 and 8 of 2007 and Local Law Nos. 3, 5 6, 10 and 12 of 2008 shall remain in full force and effect.

Section 29. This Local Law shall take effect immediately upon filing in the Office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

Planning and Economic Development Committee; July 27, 2009 - CV: 5-0
Ways and Means Committee; July 29, 2009 - CV: 10-0
File No. 09-0250

ADDENDUM A

Sutherland Global Services, Inc./SGS USA, Inc.
Tax Map ID No. 138.76-1-6

Beginning at the northwest corner of the zone at the coordinates, 43° 7' 0.24" N, 77° 29' 40.59" W, running thence:

5. S 70° 17' 30" E, 221.39 feet to a point,
6. S 19° 42' 28" W, 337.76 feet to a point,
7. N 70° 22' 39" W, 221.39 feet to a point,
8. N 19° 42' 28" E, 337.77 feet to a point to a point and place of beginning comprising an area of 1.71 acres as shown on the map prepared by Monroe County Planning and Development.

By Legislators Tucciarello, Daniele and LaFountain

Intro. No. 263
MOTION NO. 57 OF 2009

PROVIDING THAT LOCAL LAW (INTRO. NO. 262 OF 2009), 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, LOCAL LAW NOS. 2 AND 3 OF 2004, LOCAL LAW NOS. 6 AND 7 OF 2005, LOCAL LAW NOS. 2, 3, 6, 9 AND 10 OF 2006, LOCAL LAW NOS. 1, 4, 7 AND 8 OF 2007 AND LOCAL LAW NOS. 3, 5, 6, 10 AND 12 OF 2008 TO REVISE EMPIRE ZONE BOUNDARY," BE TABLED

August 11, 2009

BE IT MOVED, that Local Law (Intro. No. 262 of 2009), 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, LOCAL LAW NOS. 2 AND 3 OF 2004, LOCAL LAW NOS. 6 AND 7 OF 2005, LOCAL LAW NOS. 2, 3, 6, 9 AND 10 OF 2006, LOCAL LAW NOS. 1, 4, 7 AND 8 OF 2007 AND LOCAL LAW NOS. 3, 5, 6, 10 AND 12 OF 2008 TO REVISE EMPIRE ZONE BOUNDARY," be tabled.

File No. 09-0250
Adopted: Ayes 29, Noes 0.

By Legislators Tucciarello, Daniele and LaFountain

Intro. No. 264
RESOLUTION NO. 203 OF 2009

FIXING A PUBLIC HEARING ON LOCAL LAW (INTRO. NO. 262 OF 2008), 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, LOCAL LAW NOS. 2 AND 3 OF 2004, LOCAL LAW NOS. 6 AND 7 OF 2005, LOCAL LAW NOS. 2, 3, 6, 9 AND 10 OF 2006, LOCAL LAW NOS. 1, 4, 7 AND 8 OF 2007 AND LOCAL LAW NOS. 3, 5, 6, 10 AND 12 OF 2008 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 on the 8th day of September, 2009 at 6:15 p.m., in the Legislative Chambers in the County Office Building, Rochester, New York on Local Law (Intro. No. 262 of 2009), 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, LOCAL LAW NOS. 2 AND 3 OF 2004, LOCAL LAW NOS. 6 AND 7 OF 2005, LOCAL LAW NOS. 2, 3, 6, 9 AND 10 OF 2006, LOCAL LAW NOS. 1, 4, 7 AND 8 OF 2007 AND LOCAL LAW NOS. 3, 5, 6, 10 AND 12 OF 2008 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.

File No. 09-0250
Adopted: Ayes 29, Noes 0.

MOTIONS, RESOLUTIONS AND NOTICES

By Legislators Tucciarello and Hanna

Intro. No. 265
MOTION NO. 58 OF 2009

PROVIDING THAT RESOLUTION (INTRO. NO. 227 OF 2009), ENTITLED "AUTHORIZING ADDITIONS TO MONROE COUNTY AGRICULTURAL DISTRICTS," BE LIFTED FROM THE TABLE

BE IT MOVED, that Resolution (Intro. No. 227 of 2009), entitled "**AUTHORIZING ADDITIONS TO MONROE COUNTY AGRICULTURAL DISTRICTS**," be lifted from the table.

File No. 09-0195
Adopted: Ayes 29, Noes 0.

By Legislators Tucciarello and Hanna

Intro. No. 266
MOTION NO. 59 OF 2009

PROVIDING THAT RESOLUTION (INTRO. NO. 227 OF 2009), ENTITLED "AUTHORIZING ADDITIONS TO MONROE COUNTY AGRICULTURAL DISTRICTS," BE ADOPTED

August 11, 2009

BE IT MOVED, that Resolution (Intro. No. 227 of 2009), entitled "**AUTHORIZING ADDITIONS TO MONROE COUNTY AGRICULTURAL DISTRICTS**," be adopted.

File No. 09-0195
Adopted: Ayes 29, Noes 0.

By Legislators Tucciarello and Hanna

Intro. No. 227
RESOLUTION NO. 204 OF 2009

AUTHORIZING ADDITIONS TO MONROE COUNTY AGRICULTURAL DISTRICTS

WHEREAS, pursuant to Article 25AA 303-b of the Agriculture and Markets Law, the Monroe County Agricultural and Farmland Protection Board has submitted a report recommending the proposed additions of five (5) parcels to the following two (2) Monroe County Agricultural Districts:

Monroe County Southwestern Agricultural District #2:

- 458 Morgan Road, Town of Chili, consisting of approximately 37.4 acres, tax account number 172.04-1-13.1, owned by Christian E. Austin.
- 470 Morgan Road, Town of Chili, consisting of approximately 15.4 acres, tax account number 172.04-1-14, owned by Christian E. Austin.
- 425 Morgan Road, Town of Chili, consisting of approximately 41.3 acres, tax account number 172.04-1-15.12, owned by Christian E. Austin.
- 475 Morgan Road, Town of Chili, consisting of approximately 25.9 acres, tax account number 172.04-1-13.22, owned by Frank & Nancy Austin.

Northwestern Agricultural District #5

- 499 Drake Road, Town of Hamlin, consisting of approximately 57.9 acres, tax account number 020.04-1-5, owned by Dean P. Brightly.

WHEREAS, this report recommends the addition of the five (5) parcels described above to the Monroe County Southwestern Agricultural District #2 and the Monroe County Northwestern Agricultural District #5.

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

Section 1. The Legislature hereby approves and adopts the proposed addition of four (4) parcels to the Monroe County Southwestern Agricultural District #2 and one (1) parcel to the Monroe County Northwestern Agricultural District #5, as described above, and as recommended by the Monroe County Agricultural and Farmland Protection Board.

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

Planning and Economic Development Committee; June 22, 2009 - CV: 5-0; July 27, 2009 – CV: 5-0
File No. 09-0195
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, August 19, 2009.
Effective Date: August 19, 2009.

By Legislators Driscoll, Valerio and LaFountain

Intro. No. 267
MOTION NO. 60 OF 2009

PROVIDING THAT RESOLUTION (INTRO. NO. 253 OF 2009), ENTITLED "APPROVING MONROE COMMUNITY COLLEGE'S 2009-2010 OPERATING BUDGET," BE LIFTED FROM THE TABLE

August 11, 2009

BE IT MOVED, that Resolution (Intro. No. 253 of 2009), entitled "APPROVING MONROE COMMUNITY COLLEGE'S 2009-2010 OPERATING BUDGET," be lifted from the table.

File No. 09-0223
Adopted: Ayes 29, Noes 0.

By Legislators Driscoll, Valerio and LaFountain

Intro. No. 268
MOTION NO. 61 OF 2009

PROVIDING THAT RESOLUTION (INTRO. NO. 253 OF 2009, ENTITLED "APPROVING MONROE COMMUNITY COLLEGE'S 2009-2010 OPERATING BUDGET," BE ADOPTED

BE IT MOVED, that Resolution (Intro. No. 253 of 2009), entitled "APPROVING MONROE COMMUNITY COLLEGE'S 2009-2010 OPERATING BUDGET," be adopted.

File No. 09-0223
Adopted: Ayes 29, Noes 0.

By Legislators Driscoll, Valerio and LaFountain

Intro. No. 253
RESOLUTION NO. 205 OF 2009

APPROVING MONROE COMMUNITY COLLEGE'S 2009-2010 OPERATING BUDGET

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

Section 1. The operating budget for the fiscal year September 1, 2009 through August 31, 2010, in the amount of $117,437,700, with a sponsor contribution by the County of Monroe in the amount of $15,480,000, is hereby approved.

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

Recreation and Education Committee; July 29, 2009 – CV: 4-0
Ways and Means Committee; July 29, 2009 – CV: 11-0
File No. 09-0223
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, August 19, 2009.
Effective Date: August 19, 2009.

By Legislators Zyra and Quatro

Intro. No. 269
MOTION NO. 62 OF 2009

PROVIDING THAT INTRO. NO. 238 OF 2009 BE RECONSIDERED

Be It Moved, that Intro. No. 238 of 2009 be, and hereby is reconsidered.

File No. 09-0203.br
Adopted: Ayes 15, Noes 14.
(Legislators Bronson, Andrews, Beebe, Cruz, Eckel, Esposito, Gamble, Gumina, Haney, Heider, Kaleh, Lee, Lightfoot and O'Brien voted in the negative)

By Legislators Quatro, Cassetti and LaFountain

Intro. No. 238
RESOLUTION NO. ___ OF 2009
BOND RESOLUTION DATED AUGUST 11, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $250,500 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE STABILIZATION OF IRONDEQUOIT CREEK STREAM BANK IN POWDER MILLS AND ELLISON PARKS, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $250,500

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:

August 11, 2009

Section 1. For the class of objects or purposes of financing the cost of the stabilization of Irondequoit Creek stream bank in Powder Mills and Ellison Parks, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $250,500 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 fifteen (15) years, pursuant to subdivision 20(c) of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is $250,500, and the plan for the financing thereof is by the issuance of $250,500 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.

Environment and Public Works Committee; June 24, 2009 - CV: 4-3
Ways and Means Committee; June 24, 2009 - CV: 6-5
File No. 09-0203.br
Failed: Ayes 15, Noes 14.
(Legislators Bronson, Andrews, Beebe, Cruz, Eckel, Esposito, Gamble, Gumina, Haney, Heider, Kaleh, Lee, Lightfoot and O'Brien voted in the negative)

By Legislators Haney and Bronson

Intro. No. 270
MOTION NO. 63 OF 2009

Motion to bring forth a Matter Of Urgency per Section 545-24 (A-4).

Be It Moved, that a Motion was made to bring forth a Matter Of Urgency per Section 545-24 (A-4).

Failed: Ayes 13, Noes 16.
(Legislators Bronson, Andrews, Beebe, Cruz, Eckel, Esposito, Gamble, Gumina, Haney, Heider, Kaleh, Lee and Lightfoot voted in the positive)

August 11, 2009

By Legislators Yolevich, Barker and Colby

Intro. No. 271
RESOLUTION NO. 206 OF 2009

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, Marilyn DeMeyer, 182 Butcher Road, Hilton, New York 14468, is hereby appointed to the Monroe County Agricultural and Farmland Protection Board for a term to expire August 11, 2013.

Section 2. This resolution shall take effect immediately.

File No. 09-0228
Adopted: Ayes 29, Noes 0.

By Legislators Valerio and LaFountain

Intro. No. 272
RESOLUTION NO. 207 OF 2009

AUTHORIZING CONTRACT WITH PARRONE ENGINEERING FOR PROFESSIONAL ENGINEERING SERVICES FOR GREECE CANAL PARK MASTER PLAN 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 Parrone Engineering, in the amount of $283,780, for professional engineering services, for the Greece Canal Park Master Plan Improvements Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. Funding for this contract is included in capital fund 1461 and any capital fund(s) created for the same intended purpose.

Section3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Recreation and Education Committee; July 29, 2009 - CV: 4-0
Ways and Means Committee; July 29, 2009 - CV: 10-0
File No. 09-0235
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, August 19, 2009.
Effective Date: August 19, 2009

By Legislators Valerio and LaFountain

Intro. No. 273
RESOLUTION NO. 208 OF 2009

AUTHORIZING ACQUISITION OF TWO PROPERTIES IN TOWNS OF WEBSTER AND IRONDEQUOIT AS PART OF MONROE COUNTY GREEN SPACE 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 acquire, by negotiated contract, the two (2) properties listed below, for the respective amounts listed, plus closing adjustments, and execute all necessary documents to acquire properties for the Monroe County Green Space Initiative projects.

SBL #	Parcel	Acreage	Price
78.10-2-74	Bay Road Devil's Cove Town of Webster	8 Acres	$56,000
107.08-3-25	Irondequoit Boulevard Ellison Wetlands Town of Irondequoit	22 Acres	$70,000

Section 2. Funding for these acquisitions is included in fund 9003, funds center 1300010000, Open Space Initiative Fund and T-7 Parkland Acquisition fund of the Monroe County Parks Department, fund 9600, funds center 8801010000.

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

Recreation and Education Committee; July 29, 2009 – CV: 4-0
Ways and Means Committee; July 29, 2009 - CV: 10-0
File No. 09-0236
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, August 19, 2009.
Effective Date: August 19, 2009

By Legislators Daniele, Barker and LaFountain

Intro. No. 274
RESOLUTION NO. 209 OF 2009

AMENDING RESOLUTION 256 OF 2003 TO AMEND INTERMUNICIPAL AGREEMENT WITH RUSH HENRIETTA CENTRAL SCHOOL DISTRICT FOR PURCHASE OF FUEL FOR VEHICLES OF MONROE COUNTY SHERIFF'S OFFICE

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

Section 1. Section 1 of Resolution 256 of 2003 is hereby amended to read as follows:

> The County Executive, or her ~~his~~ designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the Rush Henrietta Central School District, for the purchase of fuel for vehicles of the Sheriff's Office, for the period of October 1, 2003 through September 30, 2008, with the option to renew for an additional five-year term. The Sheriff's expense will be at the rate of ten cents ($.10) per gallon above the New York State contract price ~~the District's cost plus five percent (5%)~~.

Section 2. Funding for this contract is included in the 2009 operating budget of the Sheriff's Office, fund 9001, funds center 3803030000, Sheriff Zone B.

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.~~

Intergovernmental Relations Committee; July 28, 2009 - CV: 5-0
Public Safety Committee; July 27, 2009 - CV: 7-0
Ways and Means Committee; July 29, 2009 - CV: 10-0
File No. 09-0237
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, August 19, 2009.
Effective Date: August 19, 2009

By Legislators Hanna, Cassetti and LaFountain

Intro. No. 275
RESOLUTION NO. 210 OF 2009

AUTHORIZING CONTRACT WITH LABELLA ASSOCIATES, P.C. FOR PROFESSIONAL SERVICES FOR NEW MONROE COUNTY CHILDREN'S DETENTION CENTER 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 LaBella Associates, P.C., in the amount of $242,939, for professional services, for the new Monroe County Children's Detention Center Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. Funding for this contract is included in capital fund 1363 and any capital fund(s) created for the same intended purpose.

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

August 11, 2009

Human Services Committee; July 28, 2009 – CV: 5-0
Environment and Public Works Committee; July 29, 2009 – CV: 7-0
Ways and Means Committee; July 29, 2009 – CV: 10-0
File No. 09-0238
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, August 19, 2009.
Effective Date: August 19, 2009

By Legislators Cassetti and LaFountain

Intro. No. 276
RESOLUTION NO. 211 OF 2009

AUTHORIZING CONTRACTS WITH BATTLE CONSTRUCTION CO., INC., LANDRY MECHANICAL CONTRACTORS, T. BELL CONSTRUCTION CORP., AND EAST COAST ELECTRIC LLC FOR CONSTRUCTION SERVICES FOR HALL OF JUSTICE PHASE IID SECOND FLOOR FAMILY COURT ALTERATIONS 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 Battle Construction Co., Inc., in the amount of $679,500, for general construction, for the Hall of Justice Phase IID Second Floor Family Court Alterations Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract with Landry Mechanical Contractors, in the amount of $81,387, for plumbing construction, for the Hall of Justice Phase IID Second Floor Family Court Alterations Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 3. The County Executive, or her designee, is hereby authorized to execute a contract with T. Bell Construction Corp., in the amount of $328,800, for mechanical construction, for the Hall of Justice Phase IID Second Floor Family Court Alterations Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 4. The County Executive, or her designee, is hereby authorized to execute a contract with East Coast Electric LLC, in the amount of $197,600, for electrical construction, for the Hall of Justice Phase IID Second Floor Family Court Alterations Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 5. Funding for these contracts is included in capital funds 1114 and 1423 and any capital fund(s) created for the same intended purposes.

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

Environment and Public Works Committee; July 29, 2009 - CV: 7-0
Ways and Means Committee; July 29, 2009- CV: 10-0
File No. 09-0239
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, August 19, 2009.
Effective Date: August 19, 2009

By Legislators Cassetti and LaFountain

Intro. No. 277
RESOLUTION NO. 212 OF 2009

AUTHORIZING CONTRACT WITH KCI ENGINEERING OF NEW YORK, P.C. FOR PROFESSIONAL ENGINEERING SERVICES FOR IRONDEQUOIT BAY SOUTH CENTRAL SEWER DISTRICT'S PINNACLE ROAD 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 KCI Engineering of New York, P.C., in the amount of $223,160, for professional engineering services, for the Irondequoit Bay South Central Sewer District's Pinnacle Road Pump Station Improvements Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. Funding for this contract is included in capital fund 1375 and any subsequent capital fund(s) created for the same intended purpose.

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

Environment and Public Works Committee; July 29, 2009 - CV: 7-0
Ways and Means Committee; July 29, 2009 - CV: 10-0
File No. 09-0240
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, August 19, 2009.
Effective Date: August 19, 2009

By Legislators Cassetti and LaFountain

Intro. No. 278
RESOLUTION NO. 213 OF 2009

AUTHORIZING CONTRACT WITH OP-TECH ENVIRONMENTAL SERVICES, INC. FOR GENERAL CONSTRUCTION FOR ROCHESTER AND IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICTS SELECTIVE DEMOLITION OF WASTEWATER FACILITIES 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 Op-Tech Environmental Services, Inc., in the amount of $796,744, for general construction, for the Rochester and the Irondequoit Bay South Central Pure Waters Districts Selective Demolition of Wastewater Facilities Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. Funding for this contract is included in capital funds 1374 and 1375 and any capital fund(s) created for the same intended purpose.

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

August 11, 2009

Environment and Public Works Committee; July 29, 2009 - CV: 7-0
Ways and Means Committee; July 29, 2009 - CV: 10-0
File No. 09-0242
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, August 19, 2009.
Effective Date: August 19, 2009

By Legislators Colby, Antelli and LaFountain

Intro. No. 279
RESOLUTION NO. 214 OF 2009

AUTHORIZING CONTRACTS WITH BERGMANN ASSOCIATES FOR ENGINEERING SERVICES AND NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR REPLACEMENT OF KIRK ROAD BRIDGE OVER ROUND POND CREEK PROJECT IN 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 Bergmann Associates, in the amount of $213,883, for engineering services, for the replacement of the Kirk Road Bridge over Round Pond Creek project in the Town of Greece, and any amendments necessary to complete the project within the total capital fund(s) 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 replacement of the Kirk Road Bridge over Round Pond Creek project in the Town of Greece.

Section 3. Funding for these contracts is included in capital fund 1491 and any capital fund(s) created for the same intended purpose.

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

Transportation Committee; July 29, 2009 - CV: 8-0
Ways and Means Committee; July 29, 2009 - CV: 10-0
File No. 09-0244
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, August 19, 2009.
Effective Date: August 19, 2009

By Legislator LaFountain and Barker

Intro. No. 280
RESOLUTION NO. 215 OF 2009

AUTHORIZING SALE OF COUNTY OWNED TAX FORECLOSURE PROPERTY, 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 and all necessary documents to convey title to the offeror, as described below.

Parcel	Offeror	Offered Amount
TA # 137.07-4-1 0.18 acres Town of Brighton	Town of Brighton 2300 Elmwood Avenue Rocheter, New York 14618	$170

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

Ways and Means Committee; July 29, 2009 - CV: 10-0
File No. 09-0245
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, August 19, 2009.
Effective Date: August 19, 2009

August 11, 2009

By Legislator LaFountain and Barker

Intro. No. 281
RESOLUTION NO. 216 OF 2009

AUTHORIZING SALE OF COUNTY-OWNED TAX FORECLOSURE 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 contract and all necessary documents to convey title to the offeror, as described below.

Parcel	Offeror	Offered Amount
TA # 047.19-1-74.2 0.01 acres Town of Irondequoit	Cory J. Schmidt 4824 St. Paul Boulevard Rochester, New York 14617	$25

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

Ways and Means Committee; July 29, 2009 - CV: 10-0
File No. 09-0246
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, August 19, 2009.
Effective Date: August 19, 2009

By Legislators LaFountain and Barker

Intro. No. 282
RESOLUTION NO. 217 OF 2009

DIRECTING CORRECTION, CANCELLATION AND LEVY OF CERTAIN MONROE COUNTY TAXES IN CITY OF ROCHESTER AND 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 Cancelled
Rochester	121.32-2-9.001	2009	11,351.62	2,524.34	8,827.28
Brighton	150.10-2-22	2009	4,731.12	131.26	4,599.86
			$16,082.74	$2,655.60	$13,427.14

Following are the assessed owners:

Tax Account Number	Name and Mailing Address
121.32-2-9.001	The People of the State of New York State University Plaza 3rd Fl. S. Albany, NY 12246
150.10-2-22	Grace Lutheran Residential Services, Inc. 1788 Penfield Rd., Ste 2 & 3 Penfield, NY 14526

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 $13,427.14.

Section 3. The Director of Finance - Chief Financial Officer is authorized and directed to levy the following amount against the following accounts:

Monroe County	300.93
Pure Waters Capital Charge (RT221)	8,827.28
Brighton Central School District (262001)	4,298.93
	$13,427.14

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; July 29, 2009 - CV: 10-0
File No. 09-0247
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, August 19, 2009.
Effective Date: August 19, 2009

By Legislators LaFountain and Barker

Intro. No. 283
RESOLUTION NO. 218 OF 2009

DIRECTING THE REFUND OF CERTAIN MONROE COUNTY TAXES LEVIED AND COLLECTED AGAINST PROPERTY IN CITY OF ROCHESTER

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:
2009	$34,473.79	Rochester	121.55-1-59.001	Erie Harbor LLC

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 $34,473.79 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 O/M Gal (RT222)	$34,473.79

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; July 29, 2009 -CV: 10-0
File No. 09-0248
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, August 19, 2009.
Effective Date: August 19, 2009

By Legislators LaFountain and Barker

Intro. No. 260
RESOLUTION NO. 201 OF 2009

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. 373 OF 2007

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 December 1, 1993, and ending November 30, [2009]2011 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, [2009]2011, 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, [2009]2011, the tax shall be at the rate of four percent, and on and after December 1, [2009]2011, 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, [2009]2011, the tax shall be at the rate of four percent, and on and after December 1, [2009]2011, 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, [2009]2011, the tax shall be at the rate of four percent, and on and after December 1, [2009]2011, 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, [2009]2011, the tax shall be a the rate of four percent, and on and after December 1, [2009]2011, 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, [2009]2011, the tax shall be at the rate of four percent, and on and after December 1, [2009]2011 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, [2009]2011, 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, [2007]2009, and ending November 30, [2009]2011, shall be distributed and allocated by the County as follows: for the period of December 1, [2007]2009 through November 30, [2009]2011 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 New York Tax Law and [this section of this resolution] section two of Chapter 172 of the Laws of 2009 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 New York 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 New York Tax Law.

Section 6. This enactment shall take effect December 1, 2009.

Deleted language is [bracketed]
Added language is underlined

Ways and Means Committee; July 29, 2009 – CV: 10-0
File No. 09-0252
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, August 11, 2009.
Effective Date: August 11, 2009.

August 11, 2009

By Legislators Colby and LaFountain

Intro. No. 284
RESOLUTION NO. 219 OF 2009

AUTHORIZING CONTRACTS WITH SPARTAN CONTRACTING, LLC FOR CONSTRUCTION SERVICES AND POPLI CONSULTING ENGINEERS AND SURVEYORS FOR RESIDENT PROJECT REPRESENTATION SERVICES FOR AMERICAN RECOVERY AND REINVESTMENT ACT – BRIDGES 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 Spartan Contracting, LLC., in the amount of $280,000, for construction services, for the American Recovery and Reinvestment Act – Bridges Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract with Popli Consulting Engineers and Surveyors, in the amount of $51,181.93, for resident project representation services, for the American Recovery and Reinvestment Act – Bridges Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 3. Funding for these contracts is included in capital fund 1515 and any capital fund(s) created for the same intended purpose.

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

Matter of Urgency
File No. 09-0253
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, August 19, 2009.
Effective Date: August 19, 2009

August 11, 2009

By Legislators Colby and LaFountain

Intro. No. 285
RESOLUTION NO. 220 OF 2009

AUTHORIZING CONTRACTS WITH VILLAGER CONSTRUCTION, INC. FOR CONSTRUCTION SERVICES AND RAVI ENGINEERING AND LAND SURVEYING, P.C. FOR RESIDENT PROJECT REPRESENTATION SERVICES FOR AMERICAN RECOVERY AND REINVESTMENT ACT – HIGHWAY PROJECT CONTRACT 1

BE 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 $3,145,957.28, for construction services for the American Recovery and Reinvestment Act – Highway Project Contract 1, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract with Ravi Engineering and Land Surveying, P.C., in the amount of $216,240.54, for resident project representation services, for the American Recovery and Reinvestment Act – Highway Project Contract 1, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 3. Funding for these contracts is included in capital fund 1513 and any capital fund(s) created for the same intended purpose.

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

Matter of Urgency
File No. 09-0254
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, August 19, 2009.
Effective Date: August 19, 2009

August 11, 2009

UNFINISHED BUSINESS

NONE

Upon Motion by Legislator E. Daniel Quatro, the Legislature adjourned at 8:55 P.M. until Tuesday September 8, 2009 at 6:00 p.m.

LISA POLITO NICOLAY
Clerk of the Legislature

TENTH DAY

TUESDAY, SEPTEMBER 8, 2009

Legislature met pursuant to adjournment.

Vice President Jeffrey R. Adair in the Chair.

ROLL CALL

Present – Legislators Adair, Andrews, Antelli, Barker, Beebe, Bronson, Cassetti, Colby, Daniele, Driscoll, Eckel, Esposito, Gamble, Gumina, Haney, Hanna, Heider, Kaleh, LaFountain, Lee, Lightfoot, McCann, O'Brien, Quatro, Tucciarello, Valerio, Yolevich – (27)

Absent – Legislators Zyra and Cruz – (2)

Vice President Adair recognized and welcomed Legislator Debbie Drawe to the Monroe County Legislature.

Meeting formally opened. At the invitation of Legislator Ciaran T. Hanna, Father Ed Palumbos of the Church of the Assumption delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Robert J. Colby

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APPROVAL OF MINUTES

Without objection, the journal of the session of Day 9 of 2009, August 11, 2009 was approved as submitted.

PETITIONS AND COMMUNICATIONS

From the President of the Legislature – WAYNE E. ZYRA

Regarding Chaplain for the September 8, 2009 Meeting, Father Ed Palumbos, of the Church of the Assumption at the Invitation of Legislator Ciaran Hanna

Read and Filed. (RF09-106)

Regarding Appointment of Debbie Drawe to the Office of Monroe County Legislator - District 9.

Read and Print. (File No. 09-284)

Lisa Polito Nicolay, Clerk
Monroe County Legislature
407 County Office Building
39 West Main Street
Rochester, New York 14606

August 20, 2009

Subject: Submitting Appointment of Debbie Drawe to the Office of Monroe County Legislator – District 9

Dear Mrs. Nicolay,

I, Wayne E. Zyra, President of the Monroe County Legislature and pursuant to Section C2-5 A(2) of the Monroe County Charter do hereby appoint Debbie Drawe, 5 Cobblestone Crossing, Rochester, NY 14526 to the Office of Monroe County Legislator – District 9, effective Friday, August 21, 2009.

Sincerely
WAYNE E. ZYRA
President
Monroe County Legislature

Regarding Standing Committee Assignments.

Read and Print. (File No. 09-290)

September 8, 2009

Lisa Polito Nicolay, Clerk
Monroe County Legislature
39 West Main Street
Rochester, New York 14614

August 24, 2009

Dear Mrs. Nicolay:

I, Wayne E. Zyra, President of the Monroe County Legislature, pursuant to Section 545-13(A)(1) of the Monroe County Charter, hereby make the following changes to the currect Standing Committee Assignments:

- Legislator Ciaran Hanna will replace Legislator Mike Barker as the Chair of the Public Safety Committee.
- Legislator Debbie Drawe will replace Legislator Dick Yolevich as the Vice Chair of the Public Safety Committee.
- Legislator Richard Yolevich will remain as a member of the Public Safety Committee.
- Legislator Jack Driscoll will fill the vacancy on the Agenda/Charter Committee.
- Legisator Rick Antelli will replace Legislator Anthony Daniele as the Chair of the Intergovernmental Relations Committee.
- Legislator Daniele will replace Legislator Antelli as the Vice Chair of the Intergovernmental Relations Committee.
- Legislator Daniele will replace Legislator Hanna as the Chair of the Human Services Committee.
- Legislator Hanna will remain as a member of the Human Services Committee.
- Legislator Drawe will fill the vacancy as a member of the Environmental and Public Works Committee.
- Legislator Barker will fill the vacancy as the Chair of the Ways and Means Committee.
- Legislator Driscoll will replace Legislator Barker as the Vice Chair of the Ways and Means Committee
- Legislator Steve Tucciarello will fill the vacancy as a member of the Ways and Means Committee.

September 8, 2009

I have attached an updated list of the Committee Assignments.

Sincerely,
WAYNE E. ZYRA
President
Monroe County Legislature

Attachment

Monroe County Legislature Standing Committee Assignments

Monday

Planning and Economic Development
4:30 PM

Republican
Steve Tucciarello, Chair
Ciaran Hanna, V. Chair
Jeff McCann

Democrat
Vincent Esposito, RMM
Carmen Gumina

Public Safety
5:00 PM

Republican
Ciaran Hanna, Chair
Debbie Drawe, V. Chair
Dick Yolevich
Rick Antelli
Jeff McCann

Democrat
Willie Lightfoot, RMM
Steve Eckel
Calvin Lee
Dick Beebe

Agenda/Charter
5:30 PM

Republican
Dick Yolevich, Chair
Mike Barker, V. Chair
Jack Driscoll

Democrat
Cindy Kaleh, RMM
Jose Cruz

Tuesday

Recreation & Education
4:30 PM

Republican
Mary Valerio, Chair
Jeff Adair, V. Chair
Ciaran Hanna

Democrat
Glenn Gamble, RMM
Carmen Gumina

Intergovernmental Relations
5:30 PM

Republican
Rick Antelli, Chair
Anthony Daniele, V. Chair
Mary Valerio

Democrat
Steve Eckel, RMM
Dick Beebe

Human Services
6:00 PM

Republican
Anthony Daniele, Chair
Dick Yolevich, V. Chair
Dan Quatro
Ciaran Hanna

Democrat
Jose Cruz, RMM
Carrie Andrews
Willie Lightfoot

Wednesday

Environment & Public Works
4:30 PM

Republican
Mark Cassetti, Chair
Steve Tucciarello, V. Chair
Debbie Drawe
Robert Colby

Democrat
Travis Heider, RMM
Ted O'Brien
Paul Haney

Transportation
5:30 PM

Republican
Robert Colby, Chair
Mark Cassetti, V. Chair
Dan Quatro
Jeff Adair
Jack Driscoll

Democrat
Calvin Lee, RMM
Cindy Kaleh
Glenn Gamble
Vincent Esposito

Ways & Means
6:00 PM

Republican
Mike Barker, Chair
Jack Driscoll, V. Chair
Jeff McCann
Jeff Adair
Steve Tucciarello
Dan Quatro

Democrat
Paul Haney, RMM
Ted O'Brien
Travis Heider
Harry Bronson
Carrie Andrews

Updated 8-24-09

Regarding Confirmation of Appointment to the Action for a Better Community Board of Directors.

Read and Referred to the Full Legislature Meeting on October 13, 2009. (File No. 09-291)

Regarding Confirmation Of Reappointments to the Monroe County Library System Board of Trustees.

Read and Referred to the Full Legislature Meeting on October 13, 2009.(File No. 09-302)

COUNTY LEGISLATORS

R. Anthony LaFountain - Regarding Resignation as County Legislator Representing the 9th District.

Read and Print. (File No. 09-283)

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

August 19, 2009

Dear President Zyra:

Over the past 6 years, I have had the privilege to represent the taxpayers of the 9th District in the Monroe County Legislature. As you are aware, I am currently running for the position of Penfield Town Supervisor and it is my desire to resign my position as County Legislator in order to put myself in a position where I can focus 100% of my time on my campaign.

I would like to thank the voters of the 9th district for having the confidence in my ability to represent them as their Legislator. I am proud to have been a partner with County Executive Maggie Brooks as a member of the County Legislature's Republican Majority. Together, we have delivered stable property taxes while also providing a high level of services for the residents of Monroe County.

It has truly been a pleasure working with you as well as the members and staff of the Monroe County Legislature.

Sincerely,
Tony LaFountain

John G. Driscoll, E. Daniel Quatro, Wayne E. Zyra, Richard Yolevich, Mary A. Valerio, Stephen Tucciarello, Mark J. Cassetti, Rick Antelli, Debbie Drawe, Anthony J. Daniele, Michael G. Barker, Jeffrey R. Adair, Ciaran T. Hanna, Jeffery L. McCann, Robert J. Colby – Regarding Enhancing Monroe County's Whistleblower Protection Law.

Read and Referred to Agenda Charter Committee. (File No. 09-292)

E. Daniel Quatro, Wayne E. Zyra, Richard Yolevich, Mary A. Valerio, Stephen Tucciarello, Mark J. Cassetti, Rick Antelli, R. Anthony LaFountain, Anthony J. Daniele, Michael G. Barker, Jeffrey R. Adair, John G. Driscoll, Ciaran T. Hanna, Jeffery L. McCann, Robert J. Colby – Regarding Opposing Governor David A. Paterson's Fiscally Irresponsible "Back to School" Public Assistance Plan.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-293)

Cynthia W. Kaleh, C. Stephen Eckel - Memorializing the United States Postal Service to End Considerations to Close the Dewey- Lexington Post Office Branch in Rochester, NY.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-294)

Travis R. Heider, Harry B. Bronson, Carrie M. Andrews, Calvin Lee, Jr., Richard A. Beebe, Carmen F. Gumina, Vincent J. Esposito, Edward M. O'Brien, Glenn J. Gamble, Paul E. Haney, C. Stephen Eckel, Willie J. Lightfoot, Cynthia W. Kaleh, José A. Cruz - Memorializing the U.S. Congress to Pass and President Barack Obama to Sign into Law S.1618, Safeguarding Social Security Numbers Act of 2009

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-295)

Harry B. Bronson, Carrie M. Andrews, Calvin Lee, Jr., Richard A. Beebe, Carmen F. Gumina, Travis R. Heider, Vincent J. Esposito, Edward M. O'Brien, Glenn J. Gamble, Paul E. Haney, C. Stephen Eckel, Willie J. Lightfoot, Cynthia W. Kaleh, José A. Cruz - Memorializing the United States Congress to Pass and President Barack H. Obama to Sign into Law S.1614, the Community College Technology Access Act.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-296)

Willie J. Lightfoot, Harry B. Bronson, Carrie M. Andrews, Calvin Lee, Jr., Richard A. Beebe, Carmen F. Gumina, Travis R. Heider, Vincent J. Esposito, Edward M. O'Brien, Glenn J. Gamble, Paul E. Haney, C. Stephen Eckel, Cynthia W. Kaleh, José A. Cruz - Memorializing the United States Congress to Pass and President Barack H. Obama to Sign into Law S.1109 and H.R. 1902, Providing Real Outreach for Veterans Act of 2009, the PRO-VETS Act of 2009.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-297)

From the County Executive — MAGGIE BROOKS

Regarding Administrative Refunds and Corrections for July 2009.

Read and Filed. (RF09-114)

Regarding Amend the 2009 Capital Budget to Increase Funding for the Monroe County Pediatrics and Community Visitation Center Project; Amend Bond Resolution 295 of 2008 to Expand the Purpose to Include Construction and to Increase Financing for the Monroe County Pediatrics and Community Visitation Center Project; Authorize Acceptance of an Incentive Award from the New York State Energy Research and Development Authority; and Authorize Contracts with Building Innovation Group, Inc., Landry Mechanical Contractors, and Hewitt Young Electric, LLC for Construction of the Monroe County Pediatrics and Community Visitation Center.

Read and Referred to Environment and Public Works and Ways and Means Committees and Adopted September 8, 2009 under Section 545-24 (C). (File No. 09-285)

September 8, 2009

Regarding Authorize a Contract with Roy Teitsworth, Inc. for Provision of Auctioneer Services.

Read and Referred to Ways and Means Committee and Adopted September 8, 2009 under Section 545-24 (C). (File No. 09-286)

Regarding Authorize Contracts with Crane-Hogan Structural Systems, Inc., John W. Danforth Company, Kaplan-Schmidt Electric, Inc., and Dancker, Sellew & Douglas, Inc. for Construction of the Monroe County Public Safety Laboratory Project.

Read and Referred to Environment and Public Works and Ways and Means Committees and Adopted September 8, 2009 under Section 545-24 (C). (File No. 09-287)

Void.

(File No. 09-288)

Regarding Authorize a Contract with Monroe Security & Safety Systems Incorporated and Authorize an Intermunicipal Agreement with the Monroe County Water Authority for Provision of Public Safety and Security Systems and Services.

Read and Referred to the Public Safety, Intergovernmental Relations and Ways and Means Committees. (File No. 09-289)

Regarding Authorize a Contract for Phase One of the Public Safety 911 Computer Aided Dispatch and Integrated Management Information Systems Replacement Project.

Read and Referred to the Public Safety and Ways and Means Committees and withdrawn September 18, 2009. (File No. 09-298)

Regarding Acceptance of a Grant from the New York State Department of Health; Authorize an Intermunicipal Agreement with the City of Rochester; and a Contract with Metrix Marketing, Inc. for the Primary Prevention of Childhood Lead Poisoning Pilot Program.

Read and Referred to Human Services, Intergovernmental Relations and Ways and Means Committees. (File No. 09-299)

Regarding Authorize a Contract with M/E Engineering, P.C. for Professional Engineering Services for the Monroe Community College Property Preservation Phase I Project.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 09-300)

Regarding Authorize Contracts with LaBella Associates, P.C. for Engineering Services and the New York State Department of Transportation for the Portland Avenue Project in the Town of Irondequoit.

Read and Referred to Transportation and Ways and Means Committees. (File No. 09-301)

Regarding Authorize Filing of an Application for Funds And Authorize a Project Agreement with the New York Office of Parks, Recreation and Historic Preservation for Land Acquisition for Devil's Cove Park in the Town of Webster.

Read and Referred to Recreation and Education and Ways and Means Committees. (File No. 09-303)

MISCELLANEOUS AND OTHER OFFICIALS

Jacquelyne A. Leach, Comptroller, Western Regional Off-Track Betting Corporation - Regarding Letter to Scott Adair in Reference to Receipt of July 2009 Retained Surcharge Revenue for Monroe County (Receipt of Check No. #47198)

Read and Filed. (RF09-107)

Richard Lemcke, Parma Town Supervisor - Regarding Municipal Agricultural and Farmland Protection Plan.

Read and Filed. (RF09-108)

Jaclyn A. Brilling, Secretary, State of New York Public Service Commission - Regarding Case 98-M-0667 - In the Matter of Electronic Data Interchange.

Read and Filed. (RF09-109)

Jaclyn A. Brilling, Secretary, State of New York Public Service Commission - Regarding Case 98 - M - 1343 - In the Matter of Retail Access Business Rules.

Read and Filed. (RF09-110)

Monroe Community College Board of Trustees Annual Meeting Minutes - Monday, August 10, 2009.

Read and Filed. (RF09-111)

Terrence J. Rice, P.E., Director of Transportation - Regarding Plank Road, Five Mile Line Road, Blossom Road - Notice of Defective Highway Conditions.

Read and Filed. (RF09-112)

Chuck Colby, Chairman, Monroe County Soil and Water Conservation District - Regarding the Monroe County Soil & Water Conservation District's Annual Plan of Operations for 2009.

Read and Filed. (RF09-113)

PROCLAMATIONS

By the Vice President of the Legislature — Jeffrey R. Adair

Note: Legislator Cruz entered the chambers and was present for the remainder of the meeting.

Recognized Jointly with Legislators Robert J. Colby and Richard Yolevich "Mike Ammering and Ferris-Goodridge American Legion Post #330" on their celebration of ninety years of outstanding service.

Read and Filed.

Recognized Jointly with Legislator Ciaran T. Hanna "Aviella Winder" for her multitude of musical talents along with her outstanding community service to the entire Rochester area.

Read and Filed.

Recognized Jointly with Legislators Stephen Tucciarello and Mary A. Valerio "Bright Raven Gymnastics" on their 40th anniversary and the positive influence they continue to provide our community and all of their members

Read and Filed.

Recognized Jointly with Legislator Mark J. Cassetti "Bud Lowell" for his outstanding accomplishments and his years of dedicated service to WXXI Radio as well as the Rochester Community.

Read and Filed.

Recognized Jointly with Legislator Debbie Drawe "Yarik Merkulov" for his exceptional talent in the sport of golf and winning the NYSGA 2009 Men's Amateur Championship.

Read and Filed.

Recognized Jointly with Legislators Jeffrey L. McCann and Rick Antelli "Boy Scout Troop 197" for removing graffiti from local canal bridges in Greece along with their continued service and dedication to the entire Greece community.

Read and Filed.

Recognized Jointly with Legislators Vincent Esposito, Edward M. O'Brien and C. Stephen Eckel "Town of Irondequoit" for their shining example of environmental stewardship and leadership.

Read and Filed.

Recognized Jointly with Legislator Edward M. O'Brien "Heritage Christian Services" on the 25th Anniversary of its first group home and for exceptional service to the community.

Read and Filed.

Recognized Jointly with Legislators Carrie M. Andrews, E. Daniel Quatro, Harry B. Bronson, Mary A. Valerio and Edward M. O'Brien "American Cancer Society Lakes Region Office" for their hard work and dedication to fighting cancer in the Rochester community.

Read and Filed.

FORMAL COMMITTEE REPORTS

NONE

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. Eight speakers addressed the Legislature on various subjects and the Open Forum concluded at 6:56 P.M.

RECESS

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

By Legislators Quatro and Driscoll

Intro. No. G8
MOTION NO. G1 OF 2009

PROVIDING THAT INTRO. NO. G7 OF 2009 BE AMENDED

Be It Moved, that Intro. No. G7 of 2009, be amended as follows:

Section 2. Funding for this acquisition is included in capital fund ~~1374~~ 1217 and any subsequent capital fund(s) created for the same intended purpose.

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

File No. 09-0274
Adopted: Ayes 28, Noes 0.
(Legislator Colby declard his interest prior to the vote.)

By Legislators Valerio, Cassetti and Barker

PURE WATERS ADMINISTRATIVE BOARD OF THE
GATES-CHILI-OGDEN SEWER DISTRICT

INTRO. G7
RESOLUTION NO. 09G-007 OF 2009
(As Amended by Motion G1)

AUTHORIZING ACQUISITION OF INTERESTS IN REAL PROPERTY BY GATES-CHILI-OGDEN PURE WATERS DISTRICT FOR THE SOUTHWEST PUMP STATION MONITORING SYSTEM UPGRADES PROJECT IN TOWN OF CHILI

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

Section 1. The Pure Waters Administrative Board of the Gates-Chili-Ogden Sewer District hereby requests that the Monroe County Legislature authorize the County Executive, or her designee, to acquire the referenced property interests and execute all documents necessary for the Southwest Pump Station Monitoring System Upgrades Project 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(s) appropriation:

Parcel	Owner	Amount
Map 6 Parcel 1 PE 0.091 acre Parcel 2 TE 0.517 acre Old Chili Scottsville Road T.A. # 145.15-1-6	Rochester Gas and Electric Corporation 9 East Avenue Rochester, NY 14649 Town of Chili	$3,600

Section 2. Funding for this acquisition is included in capital fund ~~1374~~ 1217 and any subsequent capital fund(s) created for the same intended purpose.

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~~

File No. 09-0274
Adopted: Ayes 28, Noes 0.

RECONVENING LEGISLATURE

Vice President Adair reconvened the recessed meeting of September 8, 2009 and proceeded under the Usual Order of Business.

MOTIONS, RESOLUTIONS AND NOTICES

By Legislators Quatro and Driscoll

Intro. No. 287
MOTION NO. 64 OF 2009

PROVIDING THAT INTRO. NO. 286 OF 2009 BE AMENDED

Be It Moved, that Intro. No. 286 of 2009, be amended as follows:

Section 1. In accordance with Article 2 of the Soil Conservation Districts Law of the State of New York and Monroe County Resolutions 90 and 111 of 1953, the following reappointments to the Soil and Water Conservation Board made by Monroe County Legislature President Wayne E. Zyra, are hereby confirmed:

- Selden Chase, 5874 E. Henrietta Road, Rush, New York 14543, term to begin immediately and expire on 12/31/2010
- Rollin Pickering, 4561 Nine Mile Point Road, Fairport, New York 14450, term to begin immediately and expire on 12/31/2011

- Thomas Klafehn, 336 McIntosh Road, Churchville, New York 14428, term to begin immediately and expire on 12/31/2010
- Mark Greene, 3170 Clover Street, Pittsford, New York 14534, term to begin immediately and expire on 12/31/2009
- Charles Colby, 265 Colby Street, Spencerport, New York, 14559, term to begin immediately and expire on 12/31/2011
- Hon. Richard Yolevich, 1035 Parma-Hilton Road, Hilton, New York, 14468, term to begin immediately and expire on 12/31/2011
- Hon. ~~Carrie M. Andrews~~C. Stephen Eckel, 270 Seneca Parkway ~~50 Roseview Ave.~~, Rochester, NY, ~~14609~~, 14613, term to begin immediately and expire on 12/31/2011

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

File No. 09-0256
Adopted: Ayes 28, Noes 0.

By Legislators Yolevich and Barker

Intro. No. 286
RESOLUTION NO. 221 OF 2009
(As Amended by Motion 64)

CONFIRMING REAPPOINTMENTS TO THE MONROE COUNTY SOIL AND WATER CONSERVATION BOARD

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

Section 1. In accordance with Article 2 of the Soil Conservation Districts Law of the State of New York and Monroe County Resolutions 90 and 111 of 1953, the following reappointments to the Soil and Water Conservation Board made by Monroe County Legislature President Wayne E. Zyra, are hereby confirmed:

- Selden Chase, 5874 E. Henrietta Road, Rush, New York 14543, term to begin immediately and expire on 12/31/2010
- Rollin Pickering, 4561 Nine Mile Point Road, Fairport, New York 14450, term to begin immediately and expire on 12/31/2011

- Thomas Klafehn, 336 McIntosh Road, Churchville, New York 14428, term to begin immediately and expire on 12/31/2010
- Mark Greene, 3170 Clover Street, Pittsford, New York 14534, term to begin immediately and expire on 12/31/2009
- Charles Colby, 265 Colby Street, Spencerport, New York, 14559, term to begin immediately and expire on 12/31/2011
- Hon. Richard Yolevich, 1035 Parma-Hilton Road, Hilton, New York, 14468, term to begin immediately and expire on 12/31/201
- Hon. ~~Carrie M. Andrews~~C. Stephen Eckel, 270 Seneca Parkway ~~50 Roseview Ave.~~, Rochester, NY, ~~14609~~ 14613, term to begin immediately and expire on 12/31/2011

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

File No. 09-0256
Adopted: Ayes 28, Noes 0.

By Legislators Hanna and Barker

Intro. No. 288
RESOLUTION NO. 222 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE CRIME VICTIMS BOARD FOR SHERIFF'S VICTIM 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 $554,812 grant from, and to execute a contract and any amendments thereto with, the New York State Crime Victims Board, for the Sheriff's Victim Assistance Program, for the period of October 1, 2009 through September 30, 2012.

Section 2. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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; August 24, 2009 - CV: 8-0
Ways and Means Committee; August 26, 2009 - CV: 11-0
File No. 09-0265
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, September 15, 2009.
Effective Date: September 15, 2009.

By Legislators Hanna and Barker

Intro. No. 289
RESOLUTION NO. 223 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR LOCAL REENTRY COORDINATION AND SERVICES PROGRAM; AUTHORIZING CONTRACT WITH CATHOLIC FAMILY 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 a $590,893 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for the Local Reentry Coordination and Services Program, for the period of July 1, 2009 through June 30, 2010.

Section 2. The 2009 operating grant budget of the Department of Public Safety, Office of Probation and Community Corrections, is hereby amended by appropriating the sum of $590,893 into fund 9300, funds center 2403010000, Probation Administration.

Section 3. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Catholic Family Center, for coordination and provision of the Local Reentry services, in the amount of $590,893, for the period of July 1, 2009 through June 30, 2010.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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; August 24, 2009 - CV: 8-0
Ways and Means Committee; August 26, 2009 - CV: 11-0
File No. 09-0266
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, September 15, 2009.
Effective Date: September 15, 2009.

By Legislators Yolevich and Barker

Intro. No. 290
RESOLUTION NO. 224 OF 2009

CONFIRMING REAPPOINTMENTS TO MONROE COUNTY BOARD OF HEALTH

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

Section 1. In accordance with § C6-12(J), the reappointments to the Monroe County Board of Health by County Executive Maggie Brooks are hereby confirmed:

Edward Kremer, 933 Mile Square Road, Pittsford, New York 14534, said term effective immediately and to expire on August 31, 2012;

Dr. Jeffrey Wyatt, DVM, MPH, University of Rochester, 601 Elmwood Avenue, Box 674, Rochester, New York 14642, said term effective immediately and to expire on August 31, 2012.

Section 2. This resolution shall take effect in accordance with § C6-12(J) of the Monroe County Charter.

Agenda/Charter Committee; August 24, 2009 - CV: 5-0
File No. 09-0267
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, September 15, 2009.
Effective Date: September 15, 2009.

By Legislators Antelli, Hanna and Barker

Intro. No. 291
RESOLUTION NO. 225 OF 2009

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH CITY OF ROCHESTER TO ACCEPT PASS THROUGH FUNDING FROM UNITED STATES DEPARTMENT OF JUSTICE FOR 2009 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE 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 execute an intermunicipal agreement, and any amendments thereto, with the City of Rochester, to accept pass through funding from the United States Department of Justice, in the amount of $154,113, for the 2009 Edward Byrne Memorial Justice Assistance Grant Program, for the period of October 1, 2009 through September 30, 2010.

Section 2. The 2009 operating grant budget of the Department of Public Safety, Office of Probation and Community Corrections, is hereby amended by appropriating the sum of $80,086 into fund 9300, funds center 2403040000, General Supervision Division.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 25, 2009 - CV: 4-0
Public Safety Committee; August 24, 2009 - CV: 8-0
Ways and Means Committee; August 26, 2009 - CV: 11-0
File No. 09-0268
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, September 15, 2009.
Effective Date: September 15, 2009.

By Legislators Antelli, Colby, Yolevich and Barker

Intro. No. 292
RESOLUTION NO. 226 OF 2009

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH TOWN OF PARMA FOR ADMINISTRATION OF TOWN OF PARMA BRIDGE PROJECTS

BE 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 Town of Parma for reimbursement to the County 100% of all costs relating to the administration of the Town of Parma Bridge Projects, in the estimated amount of $105,000, with the final amount to be determined upon project completion.

Section 2. Funding for this agreement is included in the 2009 operating budget of the Department of Transportation, fund 9002, funds center 8005010000, Bridge Engineering, 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.

Intergovernmental Relations Committee; August 25, 2009 - CV: 4-0
Transportation Committee; August 26, 2009 - CV: 6-0
Ways and Means Committee; August 26, 2009 - CV: 11-0
File No. 09-0269
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, September 15, 2009.
Effective Date: September 15, 2009.

By Legislators Daniele and Barker

Intro. No. 293
RESOLUTION NO. 227 OF 2009

AMENDING RESOLUTION 98 OF 2009 TO ACCEPT ADDITIONAL FUNDING FROM NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE FOR 2008-2009 HOME ENERGY ASSISTANCE PROGRAM

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

Section 1. Section 1 of Resolution 98 of 2009 is hereby amended to read as follows:

> The County Executive, or her designee, is hereby authorized to accept a $2,348,728 ~~$2,137,071~~ grant from, and to execute a contract and any amendments thereto with, the New York State Office of Temporary and Disability Assistance, for the 2008-2009 Home Energy Assistance Program, for the period of October 1, 2008 through September 30, 2009.

Section 2. The 2009 operating grant budget of the Department of Human Services, Division of Social Services, is hereby amended by appropriating the sum of $211,657 into fund 9300, funds center 5117010000, Home Energy Assistance Program.

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

Human Services Committee; August 25, 2009 - CV: 5-0
Ways and Means Committee; August 26, 2009 - CV: 11-0
File No. 09-0270
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, September 15, 2009.
Effective Date: September 15, 2009.

By Legislators Daniele and Barker

Intro. No. 294
RESOLUTION NO. 228 OF 2009

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 $4,004 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, 2009 through September 30, 2010.

Section 2. The 2009 operating grant budget of the Department of Public Health is hereby amended by appropriating the sum of $4,004 into fund 9300, funds center 5806120000, Bathing Beach Water Quality Monitoring and Notification Grant.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 25, 2009 - CV: 5-0
Ways and Means Committee; August 26, 2009 - CV: 11-0
File No. 09-0271
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, September 15, 2009.
Effective Date: September 15, 2009.

By Legislators Daniele and Barker

Intro. No. 295
RESOLUTION NO. 229 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR HIV CLIENT SERVICES – EMERGING COMMUNITIES PROGRAM; AUTHORIZING CONTRACT WITH UNIVERSITY 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 a $135,444 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, 2009 through March 31, 2010.

Section 2. The 2009 operating grant budget of the Department of Public Health is hereby amended by appropriating the sum of $135,444 into fund 9300, funds center 5802040100, HIV Client Services – Emerging Communities Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with the University of Rochester, for the HIV Client Services – Emerging Communities Program, in the amount of $129,444, for the period of April 1, 2009 through March 31, 2010.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 25, 2009 - CV: 5-0
Ways and Means Committee; August 26, 2009 - CV: 11-0
File No. 09-0272
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, September 15, 2009.
Effective Date: September 15, 2009.

By Legislators Valerio, Cassetti and Barker

Intro. No. 296

AUTHORIZING ACQUISITION OF INTERESTS IN REAL PROPERTY BY GATES-CHILI-OGDEN PURE WATERS DISTRICT FOR THE SOUTHWEST PUMP STATION MONITORING SYSTEM UPGRADES PROJECT IN TOWN OF CHILI

BE 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 referenced property interests and execute all documents necessary for the Southwest Pump Station Monitoring System Upgrades Project 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(s) appropriation:

Parcel	Owner	Amount
Map 6	Rochester Gas and Electric Parcel 1 PE 0.091 acre Parcel 2 TE 0.517 acre Old Chili Scottsville Road T.A. # 145.15-1-6 Town of Chili	$3,600 Corporation 9 East Avenue Rochester, NY 14649

Section 2. Funding for this acquisition is included in capital fund 1374 and any subsequent capital fund(s) created for the same intended purpose.

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

Environment and Public Works Committee; August 26, 2009 - CV: 7-0
Ways and Means Committee; August 26, 2009 - CV: 11-0
File No. 09-0273

By Legislators Quatro and Driscoll

Intro. No. 297
MOTION NO. 65 OF 2009

PROVIDING THAT INTRO. NO. 296 OF 2009 BE AMENDED

Be It Moved, that Intro. No. 296 of 2009, be amended as follows:

Section 2. Funding for this acquisition is included in capital fund ~~1374~~ 1217 and any subsequent capital fund(s) created for the same intended purpose.

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

File No. 09-0273
Adopted: Ayes 28, Noes 0.

September 8, 2009

By Legislators Valerio, Cassetti and Barker

Intro. No. 296
RESOLUTION NO. 230 of 2006
(AS AMENDED BY MOTION NO. 65)

AUTHORIZING ACQUISITION OF INTERESTS IN REAL PROPERTY BY GATES-CHILI-OGDEN PURE WATERS DISTRICT FOR THE SOUTHWEST PUMP STATION MONITORING SYSTEM UPGRADES PROJECT IN TOWN OF CHILI

BE 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 referenced property interests and execute all documents necessary for the Southwest Pump Station Monitoring System Upgrades Project 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(s) appropriation:

Parcel	Owner	Amount
Map 6	Rochester Gas and Electric Parcel 1 PE 0.091 acre Parcel 2 TE 0.517 acre Old Chili Scottsville Road T.A. # 145.15-1-6 Town of Chili	$3,600 Corporation 9 East Avenue Rochester, NY 14649

Section 2. Funding for this acquisition is included in capital fund 1217 and any subsequent capital fund(s) created for the same intended purpose.

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

File No. 09-0273
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, September 15, 2009.
Effective Date: September 15, 2009.

September 8, 2009

By Legislators Colby, Daniele and Barker

Intro. No. 298
RESOLUTION NO. 231 OF 2009

AUTHORIZING ADVERTISEMENT FOR BIDS AND AUTHORIZING AN INTERMUNICIPAL AGREEMENT WITH MONROE COUNTY WATER AUTHORITY FOR WATER MAIN INSTALLATION IN CONJUNCTION WITH MILL ROAD PHASE II IMPROVEMENT PROJECT IN 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 Mill Road Phase II Improvement Project 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 Monroe County Water Authority, for reimbursement to the County of appropriate costs relating to the installation of water mains in conjunction with the Mill Road Phase II Improvement Project, in the estimated amount of $370,000, with the final amount to be determined upon project completion.

Section 3. Funding for this project, consistent with authorized uses, is included in capital fund 1408 and any capital fund(s) created for the same intended purpose.

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

Transportation Committee; August 26, 2009 - CV: 6-0
Intergovernmental Relations Committee; August 25, 2009 - CV: 4-0
Ways and Means Committee; August 26, 2009 - CV: 11-0
File No. 09-0275
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, September 15, 2009.
Effective Date: September 15, 2009.

September 8, 2009

By Legislators Colby and Barker

Intro. No. 299
RESOLUTION NO. 232 OF 2009

AUTHORIZING CONTRACTS WITH FISHER ASSOCIATES, P.E., L.S., P.C. FOR ENGINEERING SERVICES AND NEW YORK STATE DEPARMENT OF TRANSPORTATION FOR ERIE STATION ROAD PROJECT IN TOWN OF 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 a contract with Fisher Associates, P.E., L.S., P.C., in the amount of $166,311.63, for engineering services, for the Erie Station Road project in the Town of Henrietta, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract with the New York State Department of Transportation, for the Erie Station Road project in the Town of Henrietta.

Section 3. Funding for these contracts, consistent with authorized uses, is included in capital fund 1486 and any capital fund(s) created for the same intended purpose.

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

Transportation Committee; August 26, 2009 - CV: 6-0
Ways and Means Committee; August 26, 2009 - CV: 11-0
File No. 09-0276
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, September 15, 2009.
Effective Date: September 15, 2009.

September 8, 2009

By Legislators Colby and Barker

Intro. No. 300
RESOLUTION NO. 233 OF 2009

AUTHORIZING CONTRACTS WITH ERDMAN ANTHONY AND ASSOCIATES, INC. FOR ENGINEERING SERVICES AND NEW YORK STATE DEPARTMET OF TRANSPORTATION FOR PREVENTATIVE MAINTENANCE PROGRAM 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 Erdman Anthony and Associates, Inc. in the amount of $144,571.19, for engineering services, for the Preventative Maintenance Program project, and any amendments necessary to complete the project within the total capital fund(s) 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 of the Preventative Maintenance Program project.

Section 3. Funding for these contracts, consistent with authorized uses, is included in capital fund 1511 and any capital fund(s) created for the same intended purpose.

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

Transportation Committee; August 26, 2009 - CV: 6-0
Ways and Means Committee; August 26, 2009 - CV: 11-0
File No. 09-0277
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, September 15, 2009.
Effective Date: September 15, 2009.

September 8, 2009

By Legislators Colby and Barker

Intro. No. 301
RESOLUTION NO. 234 OF 2009

AUTHORIZING ACQUISITION OF PROPERTY INTERESTS IN REAL PROPERTY FOR MAINTENANCE OF TRAFFIC SIGNAL EQUIPMENT AT DEWEY AVENUE IN 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 acquire the referenced property interests and execute all documents necessary for the maintenance of traffic signal equipment at 3800 and 3825 Dewey Avenue (Wal-Mart/Wendy's) in the Town of Greece, by contact and/or the Eminent Domain Procedure Law, along with any amendments for unanticipated damages, within the total operating budget appropriation.

Parcel	Owner	Amount
Map 187 Parcel 1 PE 3573 sq. ft 3800 Dewey Avenue T.A. # 060.10-1-1 Town of Greece	Bel-Mont Gardens Management Company and The Scuderi Family Limited Partnership c/o The Widewaters Group, Inc. 786 Widewaters Parkway, P.O. Box 3 Dewitt, NY 13214	$1
Map 188 Parcel 1 PE 1855 sq. ft. 3825 Dewey Avenue T.A. # 060.06-5-32 Town of Greece	Wendy's Restaurants of Rochester, Inc. 20 North Union Street Rochester, NY 14607	$1

Section 2. Funding for these acquisitions is included in the 2009 operating budget of the Department of Transportation, fund 9002, funds center 8004030000, Traffic Signal Maintenance.

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

Transportation Committee; August 26, 2009 - CV: 6-0
Ways and Means Committee; August 26, 2009 - CV: 11-0
File No. 09-0278
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, September 15, 2009.
Effective Date: September 15, 2009.

By Legislators Yolevich, Colby and Barker

Intro. No. 302
RESOLUTION NO. 235 OF 2009

AUTHORIZING ACQUISITION OF PROPERTY INTERESTS IN REAL PROPERTY FOR GORDON ROAD CULVERT PROJECT IN 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 acquire the referenced property interests and execute all documents necessary for the Gordon Road Culvert 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(s) appropriation.

Parcel	Owner	Amount
Map 4	Steven & Kathleen Kepler	$150
Parcel 1 PE 973 sq. ft.	61 Gordon Road	$100
Parcel 2 TE 694 sq. ft.	Spencerport, New York 14559	
61 Gordon Road		
TA #70.03-2-9.1		
Town of Sweden		

Map 5 Parcel 1 PE 671 sq. ft. Parcel 2 TE 427 sq. ft. Gordon Road TA #70.03-2-9.2 Town of Sweden	Norman J. & Charlotte J. Wright 433 Gallup Road Spencerport, New York 14559	$280 $100
Map 6 Parcel 1 PE 248 sq. ft. Parcel 2 TE 248 sq. ft. 16 Gordon Road TA #70.03-1-11 Town of Sweden	Robert J. & Kendra B. Gemmett 16 Gordon Road Spencerport, New York 14559	$240 $100
Map 7 Parcel 1 PE 412 sq. ft. Parcel 2 TE 150 sq. ft. 433 Gallop Road TA #70.03-1-12 Town of Sweden	Norman J. & Charlotte J. Wright 433 Gallup Road Spencerport, New York 14559	$150 $100

Section 2. Funding for this acquisition is included in capital fund 1407 and any subsequent capital fund(s) created for the same intended purpose.

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

Transportation Committee; August 26, 2009 – CV: 6-0
Ways and Means Committee; August 26, 2009 – CV: 11-0
File No. 09-0279
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, September 15, 2009.
Effective Date: September 15, 2009.

By Legislators Yolevich, Colby and Barker

Intro. No. 303
RESOLUTION NO. 236 OF 2009

AUTHORIZING ACQUISITION OF PROPERTY INTERESTS IN REAL PROPERTY FOR CLARKSON-PARMA TOWN LINE ROAD CULVERT PROJECT IN TOWNS OF CLARKSON AND PARMA

September 8, 2009

BE 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 referenced property interests and execute all documents necessary for the Clarkson-Parma Town Line Road Culvert project in the Towns of Clarkson and Parma, by contract and/or the Eminent Domain Procedure Law, along with any amendments for unanticipated damages, within the total capital fund(s) appropriation.

Parcel	Owner	Amount
Map 4 Parcels 1 PE 3060 sq. ft. 5780 Ridge Road TA #55.04-2-7.2 Town of Parma	Douglas B. Hill 119 Hinkleyville Road Spencerport, NY 14559	$200
Map 5 Parcels 1 PE 1162 sq. ft. 4071 Clarkson-Parma T.L. Rd. TA # 55.04-1-7 Town of Clarkson	Alton G. & Mabel M. Brown 4071 Clarkson-Parma Town Line Road Rochester, NY 14420	$700
Map 6 Parcels 1 TE 587 sq. ft. 1728 Clarkson-Parma T.L. Rd TA # 55.04-2-6.1 Town of Parma	Thomas E. & Mary Y. Halpin 1728 Clarkson-Parma Town Line Road Brockport, NY 14420	$625

Section 2. Funding for this acquisition is included in capital fund 1407 and any capital fund(s) created for the same intended purpose.

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

Transportation Committee; August 26, 2009 – CV: 6-0
Ways and Means Committee; August 26, 2009 - CV: 11-0
File No. 09-0280
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, September 15, 2009.
Effective Date: September 15, 2009.

September 8, 2009

By Legislator Barker and Driscoll

Intro. No. 304
RESOLUTION NO. 237 OF 2009

AUTHORIZING SALE OF PERMANENT EASEMENTS ON COUNTY-OWNED PROPERTY IN 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 enter into contracts for the sale of permanent easements consisting of 1,377 square feet to the Town of Irondequoit for sanitary sewer purposes for the amount of $1,200, and to Rochester Gas and Electric Corporation for utility purposes for the amount of $1,200, over an unimproved parcel of County owned land known as the former Hojack Railroad right-of-way having an address of Lake Bluff Road and Tax Map No. 062.50-1-7.2 in the Town of Irondequoit, and to execute all necessary documents for the conveyances.

Parcel	Offeror	Amount
Map 1 Par 1 PE 1,377 sq. ft. (0.032 acre) Lake Bluff Road Town of Irondequoit TA #062.50-1-7.2	Town of Irondequoit 1280 Titus Avenue Rochester, New York 14617	$1,200
Map 1 Par 2 PE (Overlaps the easement above) 1,377 sq. ft. (0.032 acre) Lake Bluff Road Town of Irondequoit TA #062.50-1-7.2	Rochester Gas and Electric Corporation 89 East Avenue Rochester, NY 14649	$1,200

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

Ways and Means Committee; August 26, 2009 - CV: 11-0
File No. 09-0281
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, September 15, 2009.
Effective Date: September 15, 2009.

By Legislator Colby, Barker and Driscoll

Intro. No. 305
RESOLUTION NO. 238 OF 2009

AUTHORIZING SALE OF PERMANENT AND TEMPORARY EASEMENTS ON COUNTY-OWNED PROPERTY IN 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 enter into a contract for the sale of a permanent easement and two temporary easements for storm water purposes to the Town of Ogden for the amount of $810 over an unimproved parcel of County owned land known as the former Rochester, Lockport and Buffalo Railroad right-of-way having an address of Lyell Street Tax Map No. 086.01-2-12 in the Town of Ogden, and to execute all necessary documents for the conveyance.

Parcel	Offeror	Amount
Map 277 Par 1 PE 1,866 sq. ft. (0.042 acre) TA # 086.01-2-12 Town of Ogden	Town of Ogden 269 Ogden Center Road Spencerport, NY 14559	$560
Map 277 Par 2 TE 2,333 sq. ft. (0.053 acre) TA # 086.01-2-12 Town of Ogden	Town of Ogden 269 Ogden Center Road Spencerport, NY 14559	$150

Map 277 Par 3 TE 1,400 sq. ft. (0.032 acre) TA # 086.01-2-12 Town of Ogden	Town of Ogden 269 Ogden Center Road Spencerport, NY 14559	$100

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

Ways and Means Committee; August 26, 2009 - CV: 11-0
File No. 09-0282
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, September 15, 2009.
Effective Date: September 15, 2009.

By Legislators Cassetti and Barker

Intro. No. 306
RESOLUTION NO. 239 OF 2009

AUTHORIZING ACCEPTANCE OF INCENTIVE AWARD FROM NEW YORK STATE ENERGY RESEARCH AND DEVELOPMENT AUTHORITY; AUTHORIZING CONTRACTS WITH BUILDING INNOVATION GROUP, INC., LANDRY MECHANICAL CONTRACTORS, AND HEWITT YOUNG ELECTRIC, LLC FOR CONSTRUCTION OF MONROE COUNTY PEDIATRICS AND COMMUNITY VISITATION CENTER 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 an incentive award from, and to execute a contract and any amendments thereto with, the New York State Energy Research and Development Authority, for the New York Energy Smart New Construction Program, in an amount anticipated to be $20,000, for the Monroe County Pediatrics and Community Visitation Center Project..

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract with Building Innovation Group, Inc., for general construction of the Monroe County Pediatrics and Community Visitation Center Project, in the amount of $3,366,344, along with any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 3. The County Executive, or her designee, is hereby authorized to execute a contract with Landry Mechanical Contractors, for mechanical construction of the Monroe County Pediatrics and Community Visitation Center Project, in the amount of $740,000, along with any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 4. The County Executive, or her designee, is hereby authorized to execute a contract with Landry Mechanical Contractors, for plumbing construction of the Monroe County Pediatrics and Community Visitation Center Project, in the amount of $304,000, along with any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 5. The County Executive, or her designee, is hereby authorized to execute a contract with Hewitt Young Electric, LLC, for electrical construction of the Monroe County Pediatrics and Community Visitation Center Project, in the amount of $571,500, along with any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 6. Funding for these contracts, consistent with authorized uses, will be Available in capital fund 1470 once the additional financing authorization requested is approved and any capital fund(s) created for the same intended purpose.

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

Environment and Public Works Committee; August 26, 2009 - CV: 7-0
Ways and Means Committee; August 26, 2009 - CV: 11-0
File No. 09-0285
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, September 15, 2009.
Effective Date: September 15, 2009.

By Legislators Cassetti and Barker

Intro. No. 307
RESOLUTION NO. 240 OF 2009
BOND RESOLUTION DATED SEPTEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $8,600,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE

September 8, 2009

COST OF THE PLANNING, DESIGN AND CONSTRUCTION OF A MONROE COUNTY PEDIATRICS AND COMMUNITY VISITATION CENTER AT MONROE COMMUNITY HOSPITAL, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $8,600,000, AND SUPERCEDING THE BOND RESOLUTION ADOPTED ON DECEMBER 9, 2008 (RESOLUTION NO. 295 OF 2008).

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, design and construction of a Monroe County Pediatrics and Community Visitation Center at Monroe Community Hospital, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $8,600,000 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 thirty (30) years, pursuant to subdivision 11(a)(1) of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is $8,600,000, and the plan for the financing thereof is by the issuance of $8,600,000 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 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. 295 of 2008, being a bond resolution dated December 9, 2008, 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 $8,600,000, an increase of $7,600,000, to expand the description of the class of objects or purposes financed to include construction in addition to planning and design and to increase the period of probable usefulness from five years to thirty years.

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 26, 2009 – CV: 7-0
Ways and Means Committee; August 26, 2009 - CV: 11-0
File No. 09-0285.br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, September 15, 2009.
Effective Date: September 15, 2009.

By Legislator Barker and Driscoll

Intro. No. 308
RESOLUTION NO. 241 OF 2009

AUTHORIZING CONTRACT WITH ROY TEITSWORTH, INC. FOR PROVISION OF AUCTIONEER 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 Roy Teitsworth, Inc., to provide auctioneer services, for the period of September 1, 2009 through August 31, 2010, with the option to renew for four (4) additional one-year periods, with Teitsworth receiving 9% of the auction proceeds to be deducted from the net proceeds from the sale of County equipment, and the County receiving proceeds in the amount of 10% of the commissions earned by Teitsworth from the sale of other Municipalities' equipment at auctions sponsored by Monroe County.

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

Ways and Means Committee; August 26, 2009 - CV: 11-0
File No. 09-0286
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, September 15, 2009.
Effective Date: September 15, 2009.

September 8, 2009

By Legislators Cassetti and Barker

Intro. No. 309
RESOLUTION NO. 242 OF 2009

AUTHORIZING CONTRACTS WITH CRANE-HOGAN STRUCTURAL SYSTEMS, INC., JOHN W. DANFORTH COMPANY, KAPLAN-SCHMIDT ELECTRIC, INC., AND DANCKER, SELLEW & DOUGLAS, INC. FOR CONSTRUCTION OF THE MONROE COUNTY PUBLIC SAFETY LABORATORY 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 of the Monroe County Public Safety Laboratory Project, in the amount of $8,623,745, along with any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract with John W. Danforth Company, for plumbing construction of the Monroe County Public Safety Laboratory Project, in the amount of $934,100, along with any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 3. The County Executive, or her designee, is hereby authorized to execute a contract with John W. Danforth Company, for mechanical construction of the Monroe County Public Safety Laboratory Project, in the amount of $2,384,000, along with any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 4. The County Executive, or her designee, is hereby authorized to execute a contract with Kaplan-Schmidt Electric, Inc., for electrical construction of the Monroe County Public Safety Laboratory Project, in the amount of $2,069,300, along with any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 5. The County Executive, or her designee, is hereby authorized to execute a contract with Dancker, Sellew & Douglas, Inc., for laboratory casework and equipment construction of the Monroe County Public Safety Laboratory Project, in the amount of $909,950, along with any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 6. Funding for these contracts, consistent with authorized uses, is included in capital fund 1469 and any capital fund(s) created for the same intended purpose.

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

Environment & Public Works Committee; August 26, 2009- CV: 7-0
Ways and Means Committee; August 26, 2009- CV: 11-0
File No. 09-0287
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, September 15, 2009.
Effective Date: September 15, 2009.

By Legislators Hanna, Antelli and Barker

Intro. No. 310

AUTHORIZING CONTRACT WITH MONROE SECURITY & SAFETY SYSTEMS INCORPORATED; AUTHORIZING INTERMUNICIPAL AGREEMENT WITH MONROE COUNTY WATER AUTHORITY FOR PROVISION OF PUBLIC SAFETY AND SECURITY SYSTEMS AND 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 Monroe Security & Safety Systems Incorporated, for the provision of public safety and security systems and services, at an average annual cost of $11,200,000 per year, for a period of twenty (20) years.

Section 2. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the Monroe County Water Authority for Monroe County to provide the Monroe County Water Authority with public safety and security systems and services, for an average annual fee of $1,350,000 per year, for a period of twenty (20) years.

Section 3. Funding for this contract is included in the 2009 operating budget of the Department of Public Safety, fund 9001, funds center 2406010000, Public Safety Communications Admin, and the Department of Environmental Services, fund 9007, funds center 8572010000, Pure Waters Administration, and the Department of Environmental Services, fund 9020, funds center 8605010000, Security, and the Department of Environmental Services, fund 9020, funds center 8610010000, Fire Alarm/Security, and will be requested in future years' budgets.

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

Public Safety Committee; August 24, 2009 - CV: 5-3
Intergovernmental Relations Committee; August 25, 2009 - CV: 3-1
Ways and Means Committee; August 26, 2009 - CV: 6-5
File No. 09-0289

By Legislators Quatro and Driscoll

Intro. No. 311
MOTION NO. 66 OF 2009

PROVIDING THAT INTRO. NO. 310 OF 2009 BE TABLED

Be It Moved, that Intro. No. 310 of 2009 be, and hereby is, tabled.

File No. 09-0289
Adopted: Ayes 28, Noes 0.

UNFINISHED BUSINESS

NONE

Motion by Legislator E. Daniel Quatro, the Legislature adjourned at 7:15 P.M. until Tuesday, September 9, 2008 at 6:00 p.m.

LISA POLITO NICOLAY
Clerk of the Legislature

September 29, 2009

ELEVENTH DAY

TUESDAY, September 29, 2009

Legislature met pursuant to a Special Meeting Notice
Regarding "Authorizing Contract With Monroe Security & Safety Systems Incorporated;
Authorizing Intermunicipal Agreement With Monroe County Water Authority For Provision Of Public Safety And Security Systems And Services"
(File No. 09-0289)

President Wayne E. Zyra in the Chair.

ROLL CALL

Present — Legislators Adair, Andrews, Antelli, Barker, Beebe, Bronson, Cassetti, Colby, Cruz, Daniele, Drawe, Driscoll, Eckel, Esposito, Gamble, Gumina, Haney, Hanna, Heider, Kaleh, Lee, Lightfoot, McCann, O'Brien, Quatro, Tucciarello, Valerio, Yolevich, Zyra – (29)

ANNOUNCEMENT

President Zyra stated that the business to be conducted at this meeting, pursuant to Section C2-9C (1) of the County Charter and Section 545-5 of the Rules of the Legislature of the County of Monroe is the following:

> Authorize a Contract with Monroe Security and Safety Systems Incorporated and Authorize an Intermunicipal Agreement with the Monroe County Water Authority for Provision Of Public Safety and Security Systems and Services.

Notification of this special meeting was given to legislators and the media by the Clerk of the Legislature on Friday, September 18, 2009 pursuant to Section 545-5 of the Rules of the Monroe County Legislature.

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

September 29, 2009

PETITIONS AND COMMUNICATIONS

From the President of the Legislature — WAYNE E. ZYRA

Regarding Calling a Special Meeting of the Legislature.
Read and Print. (File No. 09-0304)

Lisa Polito Nicolay, Clerk
Monroe County Legislature
407 County Office Building
Rochester, New York 14614

September 18, 2009

Re: Special Meeting of the Monroe County Legislature

Dear Mrs. Nicolay:

Pursuant to the authority vested in me as President of the Legislature by Section C2-9C (1) of the County Charter and Section 545-5 of the Rules of the Monroe County Legislature, I hereby direct you to call a special meeting of the Legislature for Tuesday, September 29, 2009 at 5:00 p.m. in the Chambers of the Legislature, 406 County Office Building.

The business to be conducted at the special meeting will be the following item:

1) Authorize a Contract with Monroe Security & Safety Systems Incorporated and Authorize an Intermunicipal Agreement with the Monroe County Water Authority for Provision of Public Safety and Security Systems and Services - County Executive Maggie Brooks

Please give notice of this special meeting of the County Legislature to the members of the Legislature in accordance with the provisions of Section C2-9C (2) of the County Charter. Thank you for your assistance.

Sincerely,
WAYNE E. ZYRA
President
Monroe County Legislature

September 29, 2009

OTHER COUNTY OFFICIALS

Lisa Polito Nicolay, Clerk of the Legislature — Regarding Calling a Special Meeting of the Monroe County Legislature.
Read and Print. (File No. 09-0305)

September 18, 2009

Monroe County Legislature
39 West Main Street
Rochester, NY 14614

Re: Special Meeting of the Monroe County Legislature

Honorable Legislators:

At the direction of the President of the Monroe County Legislature, Wayne E. Zyra, a **Special Meeting of the Monroe County Legislature** is hereby called pursuant to Section C2-9C (1) of the Monroe County Charter and Section 545-5 of the *Rules of the Legislature* **for Tuesday, September 29, 2009 at 5:00 P.M. in the Chambers of the Legislature, 406 County Office Building, Rochester, New York.**

The business to be conducted at the special meeting will be the following item:

09-0289 - Authorize a Contract with Monroe Security & Safety Systems Incorporated and Authorize an Intermunicipal Agreement with the Monroe County Water Authority for Provision of Public Safety and Security Systems and Services - County Executive Maggie Brooks

I have attached a copy of the above noted referral for your information.

Sincerely,
LISA POLITO NICOLAY
Clerk of the Legislature

September 29, 2009

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. One speaker addressed the Legislature and the Open Forum concluded at 5:07 P.M.

MOTIONS, RESOLUTIONS AND NOTICES

By Legislators Quatro and Driscoll

Intro. No. 312
MOTION NO. 67 OF 2009

PROVIDING THAT INTRO. NO. 310 OF 2009, ENTITLED "AUTHORIZING CONTRACT WITH MONROE SECURITY & SAFETY SYSTEMS INCORPORATED; AUTHORIZING INTERMUNICIPAL AGREEMENT WITH MONROE COUNTY WATER AUTHORITY FOR PROVISION OF PUBLIC SAFETY AND SECURITY SYSTEMS AND SERVICES," BE LIFTED FROM THE TABLE

Be It Moved that Intro. No. 310 of 2009, entitled "Authorizing Contract with Monroe Security & Safety Systems Incorporated; Authorizing Intermunicipal Agreement with Monroe County Water Authority for Provision of Public Safety and Security Systems and Services," be lifted from the table.

File No. 09-0289
Adopted: Ayes 29, Noes 0.

By Legislators Quatro and Driscoll

Intro. No. 313

PROVIDING THAT INTRO. NO. 310 OF 2009, ENTITLED "AUTHORIZING CONTRACT WITH MONROE SECURITY & SAFETY SYSTEMS INCORPORATED; AUTHORIZING INTERMUNICIPAL AGREEMENT WITH MONROE COUNTY WATER AUTHORITY FOR PROVISION OF PUBLIC SAFETY AND SECURITY SYSTEMS AND SERVICES," BE ADOPTED

September 29, 2009

Be It Moved that Intro. No. 310 of 2009, entitled "Authorizing Contract with Monroe Security & Safety Systems Incorporated; Authorizing Intermunicipal Agreement with Monroe County Water Authority for Provision of Public Safety and Security Systems and Services," be adopted.

File No. 09-0289

By Legislators Quatro and Driscoll

Intro. No. 314
MOTION NO. 68 OF 2009

PROVIDING THAT INTRO. NO. 310 OF 2009 BE AMENDED

Be It Moved, that the Heading and Section 1 of Intro. No. 310 of 2009, be amended as follows:

AUTHORIZING CONTRACT WITH MONROE SECURITY & SAFETY SYSTEMS ~~INCORPORATED~~ <u>LOCAL DEVELOPMENT CORPORATION</u>; AUTHORIZING INTERMUNICIPAL AGREEMENT WITH MONROE COUNTY WATER AUTHORITY FOR PROVISION OF PUBLIC SAFETY AND SECURITY SYSTEMS AND 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 Monroe Security & Safety Systems ~~Incorporated~~<u>Local Development Corporation</u>, for the provision of public safety and security systems and services, at an average annual cost of $11,200,000 per year, for a period of twenty (20) years.

Added language is <u>underlined</u>.
Deleted language is ~~stricken~~.

File No. 09-0289.amend1
Adopted: Ayes 29, Noes 0.

September 29, 2009

By Legislators Quatro and Driscoll

Intro. No. 315
MOTION NO. 69 OF 2009

PROVIDING THAT INTRO. NO. 310 OF 2009 BE AMENDED

Be It Moved, that Section 1 of Intro. No. 310 of 2009, be amended as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Monroe Security & Safety Systems Local Development Corporation, for the provision of public safety and security systems and services, at an average annual cost of $11,200,000 per year, for a period of twenty (20) years~~.~~ under the following conditions:

a.) The Board of Directors of Monroe Security & Safety Systems Local Development Corporation shall have, among its total membership, Directors appointed as follows: two (2) members appointed by the County Executive; one (1) member appointed by the County Executive upon the recommendation of the Executive Director of the Monroe County Water Authority; one (1) member appointed by the County Executive upon the recommendation of the Majority Leader of the Monroe County Legislature; and one (1) member appointed by the County Executive upon the recommendation of the Minority Leader of the Monroe County Legislature.

b.) The contract between Monroe County and Monroe Security & Safety Systems Local Development Corporation shall require its compliance with the New York Public Authorities Accountability Act, as amended from time to time.

c.) The contract between Monroe County and Monroe Security & Safety Systems Local Development Corporation shall require its compliance with the New York Freedom of Information Law (N.Y. Public Officers Law §§ 84-90, as amended from time to time).

d.) The contract between Monroe County and Monroe Security & Safety Systems Local Development Corporation shall require its compliance with the New York Open Meetings Law (N.Y. Public Officers Law §§ 100-111, as amended from time to time).

e.) The contract between Monroe County and Monroe Security & Safety Systems Local Development Corporation shall require that the Monroe County Director of Public Safety, or his or her designee, be a member of the selection committee for any and all contracts entered into by Monroe Security & Safety Systems Local Development Corporation, and any subcontracts thereof.

f.) The contract between Monroe County and Monroe Security & Safety Systems Local Development Corporation shall contain a non-appropriations clause with the following terms:

Notwithstanding anything herein to the contrary, the obligations of the County hereunder shall be deemed executory only to the extent of moneys appropriated and available for the purposes to which this Agreement relates and no liability on account of this Agreement shall be incurred by the County beyond the amount of such appropriated and available moneys. In the event that, during any fiscal period of the County, sufficient funds are not appropriated by the County's governing body for the payment of the Total Annual Payment during the County's next fiscal period, then the County may terminate this Agreement as of its then-current fiscal period and shall not be obligated to pay any Total Annual Payments beyond such fiscal period. The County agrees to give Monroe County and Monroe Security & Safety Systems Local Development Corporation written notice of such termination at least 45 days prior to the end of the then-current fiscal period, or, if nonappropriation has not occurred by that date, immediately upon nonappropriation.

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

File No. 09-0289.amend2
Adopted: Ayes 29, Noes 0.

By Legislators Bronson and Lightfoot

Intro. No. 316
MOTION NO. 70 OF 2009

PROVIDING THAT INTRO. NO. 310 OF 2009 BE AMENDED

September 29, 2009

Be It Moved, that Section 1 of Intro. No. 310 of 2009, be amended as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Monroe Security & Safety Systems Local Development Corporation, for the provision of public safety and security systems and services, at an average annual cost of $11,200,000 per year, for a period of twenty (20) years~~.~~ under the following conditions:

a.) The Board of Directors of Monroe Security & Safety Systems Local Development Corporation shall have, among its total membership, Directors appointed as follows: ~~two~~ ***three*** ~~(2)~~ ***(3)*** members appointed by the County Executive; ~~one (1) member appointed by the County Executive upon the recommendation of the Executive Director of the Monroe County Water Authority;~~ ~~one~~ *two* ~~(1)~~ ***(2)*** member***s*** appointed by the County Executive upon the recommendation of the Majority Leader of the Monroe County Legislature; and ~~one~~ ***two*** ~~(1)~~ ***(2)*** member***s*** appointed by the County Executive upon the recommendation of the Minority Leader of the Monroe County Legislature. All appointees shall have qualifications in at least one area of public safety, either in fire, police or emergency medical services including communications therein, with no less than 5 years of such experience.

b.) The contract between Monroe County and Monroe Security & Safety Systems Local Development Corporation shall require its compliance with the New York Public Authorities Accountability Act, as amended from time to time.

c.) The contract between Monroe County and Monroe Security & Safety Systems Local Development Corporation shall require its compliance with the New York Freedom of Information Law (N.Y. Public Officers Law §§ 84-90, as amended from time to time).

d) The contract between Monroe County and Monroe Security & Safety Systems Local Development Corporation shall require its compliance with the New York Open Meetings Law (N.Y. Public Officers Law §§ 10( ).111, as amended from time to time).

e) The contract between Monroe County and Monroe Security & Safety Systems Local Development Corporation shall require ~~that the Monroe County Director of Public Safety, or his or her designee, be a member of the selection committee for any and all contracts entered into by Monroe Security & Safety Systems Local Development Corporation, and any subcontracts thereof~~. the local development corporation to obtain written approval of the Monroe County Director of Public Safety, or his/her designee, of all contracts or subcontracts, prior to awarding any contracts.

f) The contract between Monroe County and Monroe Security & Safety Systems Local Development Corporation shall contain a non-appropriations clause with the following terms:

Notwithstanding anything herein to the contrary, the obligations of the County hereunder shall be deemed executory only to the extent of moneys appropriated and available for the purposes to which this Agreement relates and no liability on account of this Agreement shall be incurred by the County beyond the amount of such appropriated and available moneys. In the event that, during any fiscal period of the County, sufficient funds are not appropriated by the County's governing body for the payment of the Total Annual Payment during the County's next fiscal period, then the County may terminate this Agreement as of its then-current fiscal period and shall not be obligated to pay any Total Annual Payments beyond such fiscal period. The County agrees to give Monroe County and Monroe Security & Safety Systems Local Development Corporation written notice of such termination at least 45 days prior to the end of the then-current fiscal period, or, if nonappropriation has not occurred by that date, immediately upon nonappropriation.

g) The contract between Monroe County and Monroe Security & Safety Systems Local Development Corporation shall require the local development corporation to file with the Clerk of the Monroe County Legislature quarterly financial statements and the annual audited financial statements for the period of the contract."

September 29, 2009

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

File No. 09-0289
Failed: Ayes 14, Noes 15.
(Legislators Bronson, Andrews, Beebe, Cruz, Eckel, Esposito, Gamble, Gumina, Haney, Heider, Kaleh, Lee, Lightfoot and O'Brien voted in the positive)

By Legislators O'Brien and Esposito

Intro. No. 317
MOTION NO. 71 OF 2009
"M3S-LDC – Contract Term"

PROVIDING THAT INTRO. NO. 310 OF 2009 BE AMENDED

Be It Moved that the Intro. No. 310 of 2009, "Authorize a Contract with Monroe Security & Safety Systems Local Development Corporation and Authorize an Intermunicipal Agreement with the Monroe County Water Authority for Provision of Public Safety and Security Systems and Services is hereby amended as follows:

Section 1. To amend section #1 to read as follows:

"The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Monroe Safety & Security Systems Local Development Corporation, for the provision of public safety and security systems and services, at an average annual cost of $11,200,000 per year, for a period of ~~twenty (20)~~ three (3) years with the option to extend the term for five (5) additional three (3) year terms and one (1) additional two (2) year term Upon the consent and approval of the Monroe County Legislature.

Section 2. To amend section #2 to read as follows:

"The County Executive or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the Monroe County Water Authority for Monroe County to provide the Monroe County Water Authority with public safety and security systems and services, at an average annual cost of $1,350,000 per year, for a period of ~~twenty (20)~~ three (3) years with the option to extend the term for five (5) additional three (3) year terms and one (1) additional two (2) year term Upon the consent and approval of the Monroe County Legislature.

September 29, 2009

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

File No. 09-0289
Failed: Ayes 14, Noes 15.
(Legislators Andrews, Beebe, Bronson, Cruz, Eckel, Esposito, Gamble, Gumina, Haney, Heider, Kaleh, Lee, Lightfoot and O'Brien voted in the positive.)

By Legislators Esposito and Gumina

Intro. No. 318
MOTION NO. 72 OF 2009
"Maintaining Legislative Oversight of Debt"

PROVIDING THAT INTRO. NO. 310 OF 2009 BE AMENDED

Be It Moved, that Intro. No. 310 of 2009, be amended as follows:

Be It Moved that the Intro. No. 310 of 2009, "Authorize a Contract with Monroe Security & Safety Systems Local Development Corporation and Authorize an Intermunicipal Agreement with the Monroe County Water Authority for Provision of Public Safety and Security Systems and Services is hereby amended as follows:

Section 1. To move section #2 to section #3, and section #4 to section #5.

Section 2. To insert section #2:

"To require that such contract between the County of Monroe and Monroe Security & Safety Systems Local Development Corporation provide that no resolution or other action of the local development corporation providing for the issuance of bonds or other debt may be adopted or otherwise made effective without the prior approval of the Monroe County Legislature."

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

File No. 09-0289
Failed: Ayes 14, Noes 15.
(Legislators Andrews, Beebe, Bronson, Cruz, Eckel, Esposito, Gamble, Gumina, Haney, Heider, Kaleh, Lee, Lightfoot and O'Brien voted in the positive.)

September 29, 2009

By Legislators Bronson and Eckel

Intro. No. 319
MOTION NO. 73 OF 2009
"Protecting Taxpayers"

PROVIDING THAT INTRO. NO. 310 OF 2009 BE AMENDED

Be It Moved that the Intro. No. 310 of 2009, "Authorize a Contract with Monroe Security & Safety Systems Local Development Corporation and Authorize an Intermunicipal Agreement with the Monroe County Water Authority for Provision of Public Safety and Security Systems and Services is hereby amended as follows:

Section 1. To move section #2 to section #3, and section #4 to section #5.

Section 2. To insert section #2:

"To require that such contract between the County of Monroe and Monroe Security & Safety Systems Local Development Corporation shall include contractual language that will require that the local development corporation shall grant the County, through the Public Safety Committee of the Monroe County Legislature, as an interested third party to said contract, the ability to terminate any contract and/or subcontract, for failure of performance or any default provision within said contract, entered into by the LDC or Navitech, or any subcontractor regarding this project or any other."

File No. 09-0289
Failed: Ayes 14, Noes 15.
(Legislators Andrews, Beebe, Bronson, Cruz, Eckel, Esposito, Gamble, Gumina, Haney, Heider, Kaleh, Lee, Lightfoot and O'Brien voted in the positive.)

By Legislators Haney and Beebe

Intro. No. 320
MOTION NO. 74 OF 2009
"Protecting Our Assets"

PROVIDING THAT INTRO. NO. 310 OF 2009 BE AMENDED

September 29, 2009

Be It Moved that the Intro. No. 310 of 2009, "Authorize a Contract with Monroe Security & Safety Systems Local Development Corporation and Authorize an Intermunicipal Agreement with the Monroe County Water Authority for Provision of Public Safety and Security Systems and Services is hereby amended as follows:

Section 1. To move section #2 to section #3, and section #4 to section #5.

Section 2. To insert section #2:

"To require that such contract between the County of Monroe and Monroe Security &Safety Systems Local Development Corporation expressly prohibit the County, without prior approval from the County Legislature, from selling or otherwise transferring ownership rights to any County assets, including but not limited to the fiber optic network and/or capacity thereon, to the local development corporation."

File No. 09-0289
Failed: Ayes 14, Noes 15.
(Legislators Andrews, Beebe, Bronson, Cruz, Eckel, Esposito, Gamble, Gumina, Haney, Heider, Kaleh, Lee, Lightfoot and O'Brien voted in the positive.)

By Legislators Lee and Gamble

Intro. No. 321
MOTION NO. 75 OF 2009
"Protecting Local Workers"

PROVIDING THAT INTRO. NO. 310 OF 2009 BE AMENDED

Systems Local Development Corporation and Authorize an Intermunicipal Agreement with the Monroe County Water Authority for Provision of Public Safety and Security Systems and Services is hereby amended as follows:

Section 1. To move section #2 to section #3, and section #4 to section #5.

Section 2. To insert section #2:

"To require that such contract between the County of Monroe and Monroe Security & Safety Systems Local Development Corporation shall include contractual language that will require the local development corporation, any subcontracts and sub-subcontractors to comply with the following for the period of the contract:

a. New York State Competitive and/or Public Bidding laws

b. Prevailing Wage Statutes

c. Executive Law Article – 15A"

File No. 09-0289
Failed: Ayes 14, Noes 15.
(Legislators Andrews, Beebe, Bronson, Cruz, Eckel, Esposito, Gamble, Gumina, Haney, Heider, Kaleh, Lee, Lightfoot and O'Brien voted in the positive.)

By Legislators Quatro and Driscoll

Intro. No. 313
MOTION NO. 76

PROVIDING THAT INTRO. NO. 310 OF 2009, ENTITLED "AUTHORIZING CONTRACT WITH MONROE SECURITY & SAFETY SYSTEMS LOCAL DEVELOPMENT CORPORATION; AUTHORIZING INTERMUNICIPAL AGREEMENT WITH MONROE COUNTY WATER AUTHORITY FOR PROVISION OF PUBLIC SAFETY AND SECURITY SYSTEMS AND SERVICES," BE ADOPTED

Be It Moved that Intro. No. 310 of 2009, entitled "Authorizing Contract with Monroe Security & Safety Systems Local Development Corporation; Authorizing Intermunicipal Agreement with Monroe County Water Authority for Provision of Public Safety and Security Systems and Services," be adopted.

File No. 09-0289
Adopted: Ayes 15, Noes 14.
(Legislators Bronson, Andrews, Beebe, Cruz, Eckel, Esposito, Gamble, Gumina, Haney, Heider, Kaleh, Lee, Lightfoot and O'Brien voted in the negative.)

By Legislators Hanna, Antelli and Barker

Intro. No. 310
RESOLUTION NO. 243 OF 2009
(As Amended By Motions 68 & 69)

September 29, 2009

AUTHORIZING CONTRACT WITH MONROE SECURITY & SAFETY SYSTEMS LOCAL DEVELOPMENT CORPORATION; AUTHORIZING INTERMUNICIPAL AGREEMENT WITH MONROE COUNTY WATER AUTHORITY FOR PROVISION OF PUBLIC SAFETY AND SECURITY SYSTEMS AND 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 Monroe Security & Safety Systems Local Development Corporation, for the provision of public safety and security systems and services, at an average annual cost of $11,200,000 per year, for a period of twenty (20) years under the following conditions:

g.) The Board of Directors of Monroe Security & Safety Systems Local Development Corporation shall have, among its total membership, Directors appointed as follows: two (2) members appointed by the County Executive; one (1) member appointed by the County Executive upon the recommendation of the Executive Director of the Monroe County Water Authority; one (1) member appointed by the County Executive upon the recommendation of the Majority Leader of the Monroe County Legislature; and one (1) member appointed by the County Executive upon the recommendation of the Minority Leader of the Monroe County Legislature.

h.) The contract between Monroe County and Monroe Security & Safety Systems Local Development Corporation shall require its compliance with the New York Public Authorities Accountability Act, as amended from time to time.

i.) The contract between Monroe County and Monroe Security & Safety Systems Local Development Corporation shall require its compliance with the New York Freedom of Information Law (N.Y. Public Officers Law §§ 84-90, as amended from time to time).

j.) The contract between Monroe County and Monroe Security & Safety Systems Local Development Corporation shall require its compliance with the New York Open Meetings Law (N.Y. Public Officers Law §§ 100-111, as amended from time to time).

k.) The contract between Monroe County and Monroe Security & Safety Systems Local Development Corporation shall require that the Monroe County Director of Public Safety, or his or her designee, be a member of the selection committee for any and all contracts entered into by Monroe Security & Safety Systems Local Development Corporation, and any subcontracts thereof.

l.) The contract between Monroe County and Monroe Security & Safety Systems Local Development Corporation shall contain a non-appropriations clause with the following terms:

Notwithstanding anything herein to the contrary, the obligations of the County hereunder shall be deemed executory only to the extent of moneys appropriated and available for the purposes to which this Agreement relates and no liability on account of this Agreement shall be incurred by the County beyond the amount of such appropriated and available moneys. In the event that, during any fiscal period of the County, sufficient funds are not appropriated by the County's governing body for the payment of the Total Annual Payment during the County's next fiscal period, then the County may terminate this Agreement as of its then-current fiscal period and shall not be obligated to pay any Total Annual Payments beyond such fiscal period. The County agrees to give Monroe County and Monroe Security & Safety Systems Local Development Corporation written notice of such termination at least 45 days prior to the end of the then-current fiscal period, or, if nonappropriation has not occurred by that date, immediately upon nonappropriation.

Section 2. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the Monroe County Water Authority for Monroe County to provide the Monroe County Water Authority with public safety and security systems and services, for an average annual fee of $1,350,000 per year, for a period of twenty (20) years.

Section 3. Funding for this contract is included in the 2009 operating budget of the Department of Public Safety, fund 9001, funds center 2406010000, Public Safety Communications Admin, and the Department of Environmental Services, fund 9007, funds center 8572010000, Pure Waters Administration, and the Department of Environmental Services, fund 9020, funds center 8605010000, Security, and the Department of Environmental Services, fund 9020, funds center 8610010000, Fire Alarm/Security, and will be requested in future years' budgets.

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

Public Safety Committee; August 24, 2009 - CV: 5-3
Intergovernmental Relations Committee; August 25, 2009 - CV: 3-1
Ways and Means Committee; August 26, 2009 - CV: 6-5
File No. 09-0289
Adopted Ayes 15, Noes 14.
(Legislators Bronson, Andrews, Beebe, Cruz, Eckel, Esposito, Gamble, Gumina, Haney, Heider, Kaleh, Lee, Lightfoot and O'Brien voted in the negative.)
Approved by County Executive Maggie Brooks, October 5, 2009.
Effective Date: October 5, 2009.

Upon Motion by Legislator Quatro, the Legislature adjourned at 8:10 P.M. until Tuesday, October 13, 2009 at 6:00 P.M.

LISA POLITO NICOLAY
Clerk of the Legislature

TWELFTH DAY

TUESDAY, OCTOBER 13, 2009

Legislature met pursuant to adjournment.

President Wayne E. Zyra in the Chair.

ROLL CALL

Present – Legislators Adair, Andrews, Antelli, Barker, Beebe, Bronson, Cassetti, Colby, Daniele, Driscoll, Drawe, Eckel, Esposito, Gamble, Gumina, Haney, Hanna, Heider, Kaleh, Lee, Lightfoot, McCann, O'Brien, Quatro, Tucciarello, Valerio, Yolevich, Zyra – (28)

Absent – Legislator Cruz (1)

Meeting formally opened. At the invitation of Legislator Paul E. Haney, Sister Barbara Moore of Colgate Crozer Divinity School delivered the invocation.

PRESENTATION OF THE COLORS

The Colors of Our Nation were presented by the American Legion Post 468, Color Guard. The Pledge of Allegiance to the Flag was led by Legislator Richard A. Beebe.

MOTIONS, RESOLUTIONS AND NOTICES

October 13, 2009

By Legislators Quatro and Bronson

Intro. No. 322
Resolution No. 244 of 2009
IN MEMORIAM

EXPRESSING REGRET OF THE MONROE COUNTY LEGISLATURE ON THE RECENT PASSING OF UNITED STATES ARMY STAFF SERGEANT NEKL ALLEN

BE IT RESOLVED, that the Monroe County Legislature hereby expresses its deep sympathy at the recent passing of Staff Sergeant Nekl Allen, a graduate of Churchville-Chili High School and member of the United States Army;

WHEREAS, Nicky, as he was known by his loved ones, passed away at age 29 on Saturday, September 12, 2009; and

WHEREAS, Nekl Allen served as a member of the 2nd Battalion, 87th Infantry Regiment, 3rd Brigade Combat team, 10th Mountain Division (Light Infantry) based at Fort Drum, NY on his third deployment into Afghanistan and Iraq; and

WHEREAS, Nekl Allen, was a beloved father and husband as well as a caring and well-respected leader to his friends and colleagues as evidenced by his many commendations including the Army Commendation Medal, the National Defense Service Medal, and the Army Achievement Medal; and

WHEREAS, Nekl Allen is survived by his wife, Amy; and their children Christopher, Michael, and Grace, as well as his parents, Daniel and Deborah Allen; and

WHEREAS, Nekl Allen will long be remembered for his courteous and kind nature, along with his selfless service to his community and nation; and

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. 09-0306

PROCLAMATION

By the President of the Legislature — Wayne E. Zyra

Recognized Jointly with Legislator Richard Beebe "American Legion Post 468 Color Guard" for their deep dedication to our veterans and our nation and for representing Monroe County with great distinction.

Read and Filed.

RETIRING OF THE COLORS

The Colors of Our Nation were retired by the American Legion Post, 468 Color Guard.

APPROVAL OF MINUTES

Without objection, the journals of the sessions of Day 10 of 2009, September 8, 2009 and Day 11, Special Meeting, September 29, 2009 were approved as submitted.

PETITIONS AND COMMUNICATIONS

From the President of the Legislature — WAYNE E. ZYRA

Regarding Chaplain for the October 13, 2009 Meeting, Sister Barbara Moore of the Colgate Crozer Divinity School in Rochester NY at the Invitation of Legislator Paul E. Haney.

Read and Filed. (RF 09-0115)

Regarding Expressing Regret of the Recent Passing of U.S. Army Staff Sergeant Nekl Allen.

Read and Adopted on October 13, 2009 under Section 545-24 (C). (File 09-306)

COUNTY LEGISLATORS

Stephen Tucciarello, E. Daniel Quatro, Mary A. Valerio, Debbie Drawe, Jeffrey R. Adair, Jeffery L. McCann, Wayne E. Zyra, Mark J. Cassetti, Anthony J. Daniele, John G. Driscoll, Robert J. Colby, Richard Yolevich, Rick Antelli, Michael G. Barker, Ciaran T. Hanna – Regarding Memorializing Supporting New York State Assembly Bill A. 9157 to Amend the Election Law and the Public Officer's Law, in Relation to Providing for the Submission to the People of a Proposition or Question to Convene a Constitutional Convention.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-307)

Edward M. O'Brien, Harry B. Bronson, Carrie M. Andrews, Calvin Lee, Jr., Richard A. Beebe, Carmen F. Gumina, Travis R. Heider, Vincent Esposito, Glenn J. Gamble, Paul E. Haney, C. Stephen Eckel, Willie Joe Lightfoot, Cynthia W. Kaleh, Jose A. Cruz – Regarding Legislative Oversight of Local Development Corporations

Read and Referred to the Agenda/Charter Committee. (File No. 09-308)

From the County Executive — MAGGIE BROOKS

Summary Level Financial Statements by Department for the Period Ending July 31,2009.

Read and Filed. (RF09-116)

Approval of Boundary Revision to the Monroe County Empire Zone to Include Certain Propery in the Town of Henrietta, New York and Authorization to Submit a Boundary Revision Application (Pictometry International Corp.)

Read and Referred to the Planning and Economic Development and Ways and Means Committees. (File No. 09-309)

Acceptance of a Grant from the New York State Division of Criminal Justice Services for the Public Defender's Mental Health and Drug Treatment Court Program.

Read and Referred to the Public Safety and Ways and Means Committees. (File No. 09-310)

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 the Public Safety and Ways and Means Committees. (File No. 09-311)

Acceptance of a Grant from the New York State Division of Criminal Justice Services for the 2009-2010 DNA Laboratory Capacity Enhancement Program.

Read and Referred to the Public Safety and Ways and Means Committees. (File No. 09-312)

Acceptance of a Grant from the New York State Division of Criminal Justice Services for the 2009-2010 Aid to Crime Laboratories Program

Read and Referred to the Public Safety and Ways and Means Committees. (File No. 09-313)

Acceptance of a Grant from the New York State Division of Criminal Justice Services for the District Attorney's Office of the Sheriff, and the Department of Public Safety, Office of Probation and Community Corrections, for the Operation IMPACT VI Program.

Read and Referred to the Public Safety and Ways and Means Committees. (File No. 09-314)

Acceptance of the Aid to Localities Grant from New York State Division of Criminal Justice Services for th Offices of the Public Defender and the District Attorney.

Read and Referred to the Public Safety and Ways and Means Committees. (File No. 09-315)

Void.
(File No. 09-316)

Acceptance of a Grant from the Allstate Insurance Company for the Motorcycle Safety Program.

Read and Referred to the Public Safety and Ways and Means Committees. (File No. 09-317)

Authorize a Contract with Catholice Family Center for a Driving While Intoxicated Victim Advocate/Coordinator.

Read and Referred to the Public Safety and Ways and Means Committees. (File No. 09-318)

Acceptance of a Grant from the New York State Division of Probation and Correctional Alternatives for Rockefeller Drug Law Reform – Stimulus Funding.

Read and Referred to the Public Safety and Ways and Means Committees. (File No. 09-319)

Acceptance of a Grant from the United State Department of Justice, Bureau of Justice Assistance, for the Second Chance Art Prisoner Reentry Initiative and Authorize a Contract with Catholice Family Center.

Read and Referred to the Public Safety and Ways and Means Committees. (File No. 09-320)

Authorize an Interlocal Cooperation Agreement with the City of Rochester and the Monroe County/Rochester Workforce Investment Board to Continue th Unified Workforce Development System.

Read and Referred to the Intergovernmental Relations and Planning and Economic Development Committees. (File No. 09-321)

Authorize a Memorandum of Agreement with the Rochester City School District, the City of Rochester and the New York State Office of Children and Family Services for the Rochester Re-Entry Program.

Read and Referred to the Intergovernmental Relations and Public Safety Committees. (File No. 09-322)

Authorize an Intermunicipal Agreement with Oneida County for Services at the Central New York Psychiatric Center for Monroe County Inmates.

Read and Referred to the Intergovernmental Relations, Public Safety and Ways and Means Committees. (File No. 09-323)

Authorizing Intermunicipal Agreement with Monroe #1 Board of Cooperative Educational Services to Provide Annual Technical Skills Training Program

Read and Referred to the Pure Waters Administrative Board. (File No. 09-324)

Acceptance of a Grant from the New York State Division of Criminal Justice Services for the Aid to Crime Laboratores Program Related to the Medical Examiner's Office.

Read and Referred to the Human Services and Ways and Means Committees. (File No. 09-325)

Acceptance of a Grant from the Centers for Disease Control and Prevention for the School Based Influenza Immunization Program and Authorize a Contract with the University of Rochester.

Read and Referred to the Human Services and Ways and Means Committees. (File No. 09-326)

Acceptance of a Grant from the New York State Department of Health for the Public Health Perparedness and Response to Bioterrorism Program and Authorize Contracts.

Read and Referred to the Human Services and Ways and Means Committees. (File No. 09-327)

Acceptance of a Grant from the New York State Department of Health for the HIV Partner Services Program.

Read and Referred to the Human Services and Ways and Means Committees. (File No. 09-328)

Acceptance of a Grant from the Centers for Disease Control for the Healthy Futures for Children in Foster Care Program.

Read and Referred to the Human Services and Ways and Means Committees. (File No. 09-329)

Amend Resolution 158 of 2009 to Accept Additional Funding from the New York State Office of Temproary and Disability Assistance for the Intensive Case Services for Noncompliant Families Plan.

Read and Referred to the Human Services and Ways and Means Committees. (File No. 09-330)

Acceptance of a Grant from the New York State Office of Temporary and Disability Assistance for the Transitional Jobs Program.

Read and Referred to the Human Services and Ways and Means Committees. (File No. 09-331)

Acceptance of a Grant from the New York State Office of Temporary and Disability Assistance for the Health Care Jobs Program.

Read and Referred to the Human Services and Ways and Means Committees. (File No. 09-332)

Acceptance of a Grant from the New York State Office of Children & Family Services for the Amy Watkins Program.

Read and Referred to the Human Services and Ways and Means Committees. (File No. 09-333)

Acceptance of a Grant from the New York State Department of Health for the Children with Special Health Care Needs Program.

Read and Referred to the Human Services and Ways and Means Committees. (File No. 09-334)

Acceptance of a Grant from the New York State Department of Health for the Nutrition Programs and Authorize Contracts with April Simmons, Rut Ortega, Milagro Serrano and Tiffany VanDamme.

Read and Referred to the Human Services and Ways and Means Committees. (File No. 09-335)

Acceptance of a Grant from the New York State Deparmtne of Health for the Early Intervention Program.

Read and Referred to the Human Services and Ways and Means Committees. (File No. 09-336)

Acceptance of a Grant from the United States Department of Energy for the Energy Efficiency and Conservation Block Grant Program.

Read and Referred to the Environment and Public Works and Ways and Means Committees. (File No. 09-337)

Authorize a Contract with Malcolm Pirnie, Inc. for Professional Engineering Services for the Irondequoit Bay South Central Pure Waters District's Irondequoit Bay Pump Station Force Main Improvements Project.

Read and Referred to the Environment and Public Works and Ways and Means Committees. (File No. 09-338)

Authorizing Contract with Malcolm Pirnie, Inc. for Professional Engineering Services for Irondequoit Bay South Central Pure Waters District's Irondequoit Bay Pump Station Force Main Improvements Project

Read and Referred to the Pure Waters Administrative Board. (File No. 09-339)

Authorize a Contract with ARCADIS of NY, Inc. for Professional Engineering Services for the Northwest Quadrant Pure Waters District's Northwest Quadrant Wastewater Treatment Facility Secondary Clarifier Improvements Project.

Read and Referred to the Environment and Public Works and Ways and Means Committees. (File No. 09-340)

Authorizing Contract With Arcadis Of Ny, Inc. For Professional Engineering Services For Northwest Quadrant Pure Waters District's Northwest Quadrant Wastewater Treatment Facility Secondary Clarifier Improvements Project

Read and Referred to the Pure Waters Administrative Board. (File No. 09-341)

Authorize Contracts with ARCADIS of NY, Inc. and Day Engineering, P.C. for Environmental Consulting Term Services.

Read and Referred to the Environment and Public Works and Ways and Means Committees. (File No. 09-342)

Authorize an Intermunicipal Agreement with Monroe #1 Board of Cooperative Educational Services to Provide an Annual Technical Skills Training Program

Read and Referred to the Intergovernmental Relations, Environment and Public Works and Ways and Means Committees. (File No. 09-344)

MISCELLANEOUS AND OTHER OFFICIALS

State of NY Board of Real Property Services – List of Certified 2009 State Equalization Rates.

Read and Filed. (RF09-117)

Laurence C. Vaughan – LDC Proposal for Security and Public Safety Communications Upgrades.

Read and Filed. (RF09-118)

Daryl K. Maslanka, P.E. – Construction Status Reports: July-August 2009.
Read and Filed. (RF09-119)

Judy Seil – Executive Dir. COMIDA – 2008 – Annual Report for COMIDA.
Read and Filed. (RF09-120)

Judy Seil – Executive Dir. COMIDA – 2008 – Annual Report for the Monroe County Industrial Development Corp.
Read and Filed. (RF09-121)

Office of Electric, Gas and Water - Electric Rates & Tariffs – Case 02-M-0514 Proceeding on Motion of the Commission Regarding Gas Competitive Metering.
Read and Filed. (RF09-122)

Mitchell S. Morris, Assoc. Counsel, Office of State Comptroller – Town of Greece Extension #532-2 to sanitary Sewer.
Read and Filed. (RF09-123)

Jaclyn A. Brilling, State of NY Public Service Commission – In the Matter of Retail access Business Rules and Electronic Date Interchange.
Read and Filed. (RF09-124)

Kimberly Pape, Town Clerk, Town of Riga – Reporting Appointed Assessor Information.
Read and Filed. (RF09-125)

Edward V. Grant, Jr., Chief Examiner, Div. of Local Government and School Accountability – Monroe County Audit January 1, 2009 to October 1, 2009.
Read and Filed. (RF09-126)

Jacquelyne A. Leach, Comptroller Western Regional Off-Track Betting Corp. – August 2009 Retained Surcharge Revenue for Monroe County.

Read and Filed. (RF09-127)

PROCLAMATIONS

By the President of the Legislature — Wayne E. Zyra

Recognized Jointly with Stephen Tucciarello "Jennifer Skidmore" for her excellent work within the Gates Police Department as well as receiving the department's Excellent Police Service Award.

Read and Filed.

Recognized Jointly with Legislator John G. (Jack) Driscoll "National Friends of The Library Week" for exemplifying great dedication and service to our local libraries.

Read and Filed.

Recognized Jointly with Legislators Ciaran T. Hanna and Michael G. Barker "The Perinton Presbyterian Church" on its continued dedication to the Perinton youth within our community.

Read and Filed.

Recognized Jointly with Legislators Jeffery L. McCann, Rick Antelli and Mark J. Cassetti "The Greece Chamber of Commerce" for its 25th Anniversary of existence as well as its outstanding service of enriching the Greece community through small local businesses.

Read and Filed.

Recognized Jointly with Legislator Debbie Drawe "Kenita Miller" for her exceptional dedication to her talent as well as the leading role in the musical "The Color Purple."

Read and Filed.

Recognized Jointly with Legislators Harry B. Bronson and Carrie M. Andrews "Alternatives for Battered Women" for exceptional service and dedication to the health and welfare of the community.

Read and Filed.

Recognized Jointly with Legislators Travis R. Heider, Harry B. Bronson and Paul E. Haney "Brighton Farmer's Market" for exceptional service to the community.

Read and Filed.

Recognized Jointly with Legislators Calvin Lee, Jr., Harry B. Bronson and Carrie M. Andrews "The Little Theatre" for 80 years of exceptional dedication to the art, entertainment and cultural communities of Rochester.

Read and Filed.

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 6:47 P.M.

MOTIONS, RESOLUTIONS AND NOTICES

By Legislators Yolevich and Barker

Intro. No. 323
RESOLUTION NO. 245 OF 2009

APPOINTMENT TO ACTION FOR A BETTER COMMUNITY BOARD OF DIRECTORS

October 13, 2009

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 Cynthia Kaleh, 18 Fairview Heights, Rochester, New York 14613, to the Action for a Better Community Board of Directors, as the legislative representative, for a three-year term expiring at the Board's Annual Meeting in 2012, is hereby confirmed.

Section 2. This resolution shall take effect immediately.

File No. 09-0291
Adopted: Ayes 28, Noes 0.
Effective Date: October 20, 2009.

By Legislators Daniele, Antelli and Barker

Intro. No. 324
RESOLUTION NO. 246 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF HEALTH; AUTHORIZING INTERMUNICIPAL AGREEMENT WITH CITY OF ROCHESTER AND CONTRACT WITH METRIX MARKETING, INC. FOR PRIMARY PREVENTION OF CHILDHOOD LEAD POISONING PILOT 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 $649,095 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the Primary Prevention of Childhood Lead Poisoning Pilot Program, for the period of October 1, 2009 through September 30, 2010.

Section 2. The 2009 operating grant budget of the Department of Public Health is hereby amended by appropriating the sum of $649,095 into fund 9300, funds center 5806110000, Primary Prevention of Childhood Lead Poisoning Pilot Grant.

Section 3. 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 Primary Prevention of Childhood Lead Poisoning Pilot Program, in the amount of $225,740, for the period of October 1, 2009 through September 30, 2010.

Section 4. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Metrix Marketing, Inc., for the Primary Prevention of Childhood Lead Poisoning Pilot Program, in the amount of $75,000, for the period of October 1, 2009 through September 30, 2010.

Section 5. 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 New York State Department of Health.

Section 6. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 22, 2009 - CV: 6-0
Intergovernmental Relations Committee; September 22, 2009 - CV: 6-0
Ways and Means Committee; September 23, 2009 - CV: 11-0
File No. 09-0299
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, October 20, 2009.
Effective Date: October 20, 2009.

October 13, 2009

By Legislators Cassetti and Barker

Intro. No. 325
RESOLUTION NO. 247 OF 2009

AUTHORIZING CONTRACT WITH M/E ENGINEERING, P.C. FOR PROFESSIONAL ENGINEERING SERVICES FOR MONROE COMMUNITY COLLEGE PROPERTY PRESERVATION PHASE I 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 M/E Engineering, P.C., in the amount of $43,201, for professional engineering services, for the Monroe Community College Property Preservation Phase I Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. Funding for this contract, consistent with authorized uses, is available in capital fund 1508 and any capital fund(s) created for the same intended purpose.

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

Environment and Public Works Committee; September 23, 2009- CV: 6-0
Ways and Means Committee; September 23, 2009 - CV: 11-0
File No. 09-0300
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, October 20, 2009.
Effective Date: October 20, 2009.

October 13, 2009

By Legislators Colby and Barker

Intro. No. 326
RESOLUTION NO. 248 OF 2009

AUTHORIZING CONTRACTS WITH LABELLA ASSOCIATES, P.C. FOR ENGINEERING SERVICES AND NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR PORTLAND AVENUE PROJECT IN 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 contract with LaBella Associates, P.C., in the amount of $191,819.22, for engineering services, for the Portland Avenue project in the Town of Irondequoit, and any amendments necessary to complete the project within the total capital fund(s) 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 Portland Avenue project in the Town of Irondequoit.

Section 3. Funding for this contract, consistent with authorized uses, is included in capital fund 1488 and any capital fund(s) created for the same intended purpose.

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

Transportation Committee; September 23, 2009 – CV: 8-0
Ways and Means Committee; September 23, 2009 – CV: 11-0
File No. 09-0301
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, October 20, 2009.
Effective Date: October 20, 2009.

October 13, 2009

By Legislators Yolevich and Barker

Intro. No. 327
RESOLUTION NO. 249 OF 2009

AUTHORIZING REAPPOINTMENTS 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 reappoints the following members to the Monroe County Library System Board of Trustees, said term effective immediately:

Donald Allis
168 Attridge Road
Churchville, NY 14428
Term expiring 6/30/2011

Richard Hamilton
230 Dartmouth Street
Rochester, NY 14607
Term expiring 6/30/2013

Irving Kessler
2205 Summit Circle
Rochester, NY 14618
Term expiring 6/30/2012

Bernadette Poole-Tracy
3446 East Avenue
Rochester, NY 14618
Term expiring 6/30/2013

Eileen Riedman
710 Rock Beach Road
Rochester, NY 14617
Term expiring 6/30/2014

October 13, 2009

George Wolf
28 Potter Place
Fairport, NY 14450
Term expiring 6/30/2011

Section 2. This resolution shall take effect immediately.

File No. 09-0302
Adopted: Ayes 28, Noes 0.

By Legislators Valerio and Baker

Intro. No. 328
RESOLUTION NO. 250 OF 2009

AUTHORIZING FILING OF APPLICATION FOR FUNDS FROM AND AUTHORIZING PROJECT AGREEMENT WITH NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION FOR LAND ACQUISITION FOR DEVIL'S COVE PARK IN 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 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 $28,000, and upon such 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 land acquisition for Devil's Cove Park, in the Town of Webster 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.

October 13, 2009

Recreation and Education Committee; September 22, 2009 – CV: 5-0
Ways and Means Committee; September 23, 2009 – CV: 11-0
File No. 09-0303
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, October 20, 2009.
Effective Date: October 20, 2009.

UNFINISHED BUSINESS

NONE

Upon Motion by Legislator E. Daniel Quatro, the Legislature adjourned at 6:50 P.M. until Tuesday November 10, 2009 at 6:00 p.m.

LISA POLITO NICOLAY
Clerk of the Legislature

THIRTEENTH DAY

WEDNESDAY, NOVEMBER 10, 2009

Legislature met pursuant to adjournment.

President Wayne E. Zyra in the Chair.

ROLL CALL

Present — Legislators Adair, Andrews, Antelli, Barker, Beebe, Bronson, Cassetti, Colby, Cruz, Daniele, Drawe, Driscoll, Eckel, Esposito, Gamble, Gumina, Haney, Hanna, Heider, Kaleh, Lee, Lightfoot, McCann, O'Brien, Quatro, Tucciarello, Valerio, Yolevich, Zyra — (29)

Note: President Zyra congratulated Legislators Antelli, Andrews, Bronson, Colby, Drawe, Haney, Hanna, Heider, Kaleh, Lee, McCann, Tucciarello and Valerio on their successful campaigns. He also recognized new legislator, Mike Rockow and former legislators Douglas Dobson and Christopher Wilmot to the meeting.

Meeting formally opened. At the invitation of Legislator E. Daniel Quatro, Pastor Kevin Kisler of Covenant Presbyterian Church delivered the invocation.

PRESENTATION OF THE COLORS

The Colors of Our Nation were presented by the United States Marine Corps. The Pledge of Allegiance to the Flag was led by Legislator Jeffery R. Adair.

PROCLAMATION

By the President of the Legislature — Wayne E. Zyra

Proclaimed Jointly with County Executive Maggie Brooks and Legislator John G. (Jack) Driscoll "United States Marine Corps" on the celebration of its 234th birthday.
Read and Filed.

RETIRING OF THE COLORS

The Colors of Our Nation were retired by the United States Marine Corps.

APPROVAL OF MINUTES

Without objection, the journal of the session of Day 12, October 13, 2009 was approved as submitted.

PETITIONS AND COMMUNICATIONS

From the President of the Legislature – WAYNE E. ZYRA

Regarding Chaplain for the Month of November, Pastor Kevin Kisler of the Covenant Presbyterian Church, at the Invitation of Legislator E. Daniel Quatro.
Read and Filed. (File No. RF09-128)

Designating the VisitRochester as the Official County Tourist Promotion Agency
Read and Referred to Planning and Economic Development and Ways and Means Committees and Adopted November 10, 2009 under Section 545-24 (C). (File No. 09-345)

COUNTY LEGISLATORS

E. Daniel Quatro, Harry B. Bronson, Wayne E. Zyra, Jeffrey R. Adair, Calvin Lee, Jr., John G. Driscoll, Carrie M. Andrews, Jeffery L. McCann, Richard Yolevich, Mary A. Valerio, Stephen Tucciarello, Mark J. Cassetti, Richard A. Beebe, Rick Antelli, Carmen F. Gumina, Debbie Drawe, Anthony J. Daniele, Michael J. Barker, Travis R. Heider, Vincent Esposito, Edward M. O'Brien, Ciaran T. Hanna, Robert J. Colby, Glenn J. Gamble, Paul E. Haney, C. Stephen Eckel, Willie J. Lightfoot, Cynthia W. Kaleh, José A. Cruz – Regarding Supporting New York State Assembly Bill A01037 to Rename the Office of Mental Retardation and Developmental Disabilities to the Office of Developmental Disability Assistance.

Read and Referred to the Clerk of the Legislature as a Memorializing Resolution. (File No. 09-403)

From the County Executive - MAGGIE BROOKS

Regarding Summary Level Financial Statements by Department for the Period Ending August 31, 2009.

Read and Filed. (File No. RF09-133)

Regarding Authorizing the Designation Of Monroe County as a Recovery Zone and the Designation of the County of Monroe Industrial Development Agency as the Exclusive Issuer of Recovery Zone Facility Bonds.

Read and Referred to Planning and Economic Development and Ways and Means Committees. (File No. 09-346)

Regarding Authorizing the Monroe County Industrial Development Corporation to Issue Tax-Exempt and/or Taxable Bonds and/or Notes on Behalf of Certain Not-For-Profit Corporations.

Read and Referred to Planning and Economic Development and Ways and Means Committees. (File No. 09-347)

Regarding Amending the 2009-2014 Capital Improvement Program and 2009 Capital Budget to Add a Project Entitled "Monroe County Multi-Agency Green Fueling Stations Project;" Authorize Financing for the Planning and DesignPhase of the Project; Authorize an Intermunicipal Agreement with the City of Rochester and a Professional Services Contract with Barton & Loguidice, P.C.; and Authorize a Contract with the New York State Dept. of Transportation.

Read and Referred to Planning and Economic Development, Intergovernmental Relations and Ways and Means Committees. (File No. 09-0348)

Regarding Acceptance of a Grant from the New York State Office of Homeland Security for the State Homeland Security Program (Office of the Sheriff).

Read and Referred to Public Safety and Ways and Means Committees. (File No. 09-349)

Regarding Acceptance of a Grant from the United States Department of Justice, Office of Community Oriented Policing Services, for the COPS Child Sexual Predator Program.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 09-350)

Regarding Acceptance of a Grant from the Federal Bureau of Investigation for the Buffalo Cyber Task Force.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 09-351)

Regarding Acceptance of a Grant from the New York State Governor's Traffic Safety Committee for the "Buckle Up New York" Enforcement Campaign.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 09-352)

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

Read and Referred to Public Safety and Ways and Means Committees. (File No. 09-353)

Regarding Authorize a Contract with the Commission on Accreditation for Law Enforcement Agencies, Inc. for Services to Reaccredit the Monroe County Sheriff's Office.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 09-354)

Regarding Acceptance of a Grant from the United States Department of Justice, Office of Justice Programs, for the 2009 Forensic DNA Backlog Reduction Program.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 09-355)

Regarding Acceptance of a Grant from the New York State Division of Criminal Justice Services for the 2009-2010 Firearm Lab Capacity Enhancement Initiative.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 09-356)

Regarding Acceptance of a Grant from the New York State Office of Homeland Security for the State Law Enforcement Terrorism Prevention Program.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 09-357)

Regarding Acceptance of a Accepting Grant from the New York State Office of Homeland Security for the State Homeland Security Program (Department of Public Safety).

Read and Referred to Public Safety and Ways and Means Committees. (File No. 09-358)

Regarding Acceptance of a Grant from the New York State Office of Homeland Security for the Urban Area Security Initiative Program.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 09-359)

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

Read and Referred to Public Safety and Ways and Means Committees. (File No. 09-360)

Regarding Authorize a Contract with Pre-Trial Services Corporation of the Monroe County Bar Association for Alternatives to Incarceration Programs for 2010.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 09-361)

Regarding Authorize a Contract for the Public Safety 911 Computer Aided Dispatch and Integrated Management Information Systems Replacement Project.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 09-362)

Regarding Acceptance of a Grant from the New York State Office of Homeland Security for the FY09 Interoperable Emergency Communications Grant Program.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 09-363)

Regarding Acceptance of a Grant from the United States Department of Justice, Office on Violence Against Women, for the Grants to Encourage Arrest Policies Program, and Authorize Contracts with the Legal Aid Society of Rochester, NY, Inc. and Alternatives for Battered Women, Inc. and an Intermunicipal Agreement with the City of Rochester.

Read and Referred to Public Safety, Intergovernmental Relations and Ways and Means Committees. (File No. 09-364)

Regarding Acceptance of a Grant from the New York State Division of Criminal Justice Services for the Stop Violence Against Women Program - Federal Fiscal Year 2009 Stimulus Funds.

Read and Referred to Public Safety and Ways and Means Committees. (File No. 09-365)

Regarding Authorizing Contracts with the Gay Alliance of the Genesee Valley, Ten Ugly Men, Inc., The Springut Group, Inc., Rochester Sports Network, LLC, Roc City Rib Fest LLC and Roc-City Events for Ticketed Events in Monroe County Parks.

Read and Referred to Recreation and Education and Ways and Means Committees. (File No. 09-366)

Regarding Accepting a Gift from the Veterans of Foreign Wars Post #16 of a U.S.S. Liberty Memorial to be Placed at Ontario Beach Park.

Read and Referred to Recreation and Education and Ways and Means Committees. (File No. 09-367)

Regarding Authorizing an Intermunicipal Agreement with the City of Rochester for the City's Use of Jail Services Provided by the Office of the Sheriff for the Detention of Non-Arraigned Detainees and Arrestees.

Read and Referred to Intergovernmental Relations, Public Safety and Ways and Means Committees. (File No. 09-368)

Regarding Amending Resolution 222 of 1994 to Extend the Intermunicipal Agreement with the City of Rochester for Operation of the 9-1-1 Center.

Read and Referred to Intergovernmental Relations, Public Safety and Ways and Means Committees. (File No. 09-369)

Regarding Authorizing Intermunicipal Agreements with Other Counties for Forensic Laboratory Services Provided by the Monroe County Public Safety Laboratory.

Read and Referred to Intergovernmental Relations, Public Safety and Ways and Means Committees. (File No. 09-370)

Regarding Authorize an Intermunicipal Agreement with the City of Rochester in Conjunction with the South Clinton Avenue Water Supply Conduit Modernization, Conduit 2 & 3 Project in the Town of Brighton.

Read and Referred to Intergovernmental Relations, Transportation and Ways and Means Committees. (File No. 09-371)

Regarding Authorizing an Intermunicipal Agreement with Municipal Corporations to Authorize the Work of the Stormwater Coalition of Monroe County.

Read and Referred to Environment and Public Works and Ways and Means Committees (File No. 09-0372)

Regarding Authorizing Intermunicipal Agreement with Municipal Corporations to Authorize the Work of the Stormwater Coalition of Monroe County.

Read and Referred to the Pure Waters Administrative Board. (File No. 09-373)

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. 09-374)

Regarding Authorizing a Contract with Coordinated Care Services, Inc. for the Provision of Mental Health, Developmental Disabilities, Alcoholism & Substance Abuse Services for 2010.

Read and Referred to Human Services and Ways and Means Committees. (File No. 09-375)

Regarding Acceptance of a Grant from the New York State Office of Temporary and Disability Assistance for the 2009-2010 Home Energy Assistance Program.

Read and Referred to Human Services and Ways and Means Committees. (File No.09-376)

Regarding Acceptance of a Grant from the New York State Office of Children and Family Services for Alternatives to Detention and Prevention of Detention and Residential Placement for Youth at Risk of Entering the Juvenile Justice System or Becoming a Person in Need of Supervision.

Read and Referred to Human Services and Ways and Means Committees. (File No. 09-377)

Regarding Amending Resolution 199 of 2009 to Accept Additional Funding from the New York State Office for the Aging for Monroe County Office for the Aging Programs.

Read and Referred to Human Services and Ways and Means Committee. (File No. 09-378)

Regarding Acceptance of Funds and Authorization to Contract for Monroe County Office for the Aging Programs in 2010.

Read and Referred to Human Services and Ways and Means Committee. (File No. 09-379)

Regarding Acceptance of Funding from the New York State Office for the Aging for the Implementation of NY Connects: Choices for Long Term Care.

Read and Referred to Human Services and Ways and Means Committees. (File No. 09-380)

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. 09-381)

Regarding Acceptance of a Grant from the United States Environmental Protection Agency for Continuation of Delisting Processes for the Rochester Embayment Area of Concern Program and Authorize a Contract with the Rochester Museum and Science Center.

Read and Referred to Human Services and Ways and Means Committees. (File No. 09-382)

Regarding Acceptance of a Grant from the United States Department of Justice, National Institute of Justice, for the Paul Coverdell National Forensic Sciences Improvement Program (Medical Examiner's Office).

Read and Referred to Human Services and Ways and Means Committees. (File No. 09-383)

Regarding Acceptance of a Grant from the United States Department of Justice, Bureau of Justice Assistance, for the Edward Byrne Competitive Grant Program: Enhancing Forensic & Crime Scene Investigations.

Read and Referred to Human Services and Ways and Means Committees. (File No. 09-384)

Regarding Acceptance of a Grant from the New York State Office of Homeland Security for the Office of Homeland Security Program and Authorize Contracts with the University of Rochester and Patriot Towers, Inc.

Read and Referred to Human Services and Ways and Means Committees. (File No. 09-385)

Regarding Acceptance of a Grant from the New York State Office of Temporary and Disability Assistance for the Green Jobs Corps Program.

Read and Referred to Human Services and Ways and Means Committees. (File No. 09-386)

Regarding Amending the 2009 Capital Budget to add a Project Entitled "Environmental Compliance Project at the Greater Rochester International Airport;" Authorize Financing for the Project; and Authorize a Contract with Passero Associates for Project Consultant Services.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 09-387)

Regarding Authorizing Contracts with Crane-Hogan Structural Systems, Inc. and Schuler-Haas Electric Corporation for Construction Services for the Rochester Pure Waters District Frank E. VanLare Wastewater Treatment Plant Sludge Thickener Modification Project.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 09-388)

Regarding Authorizing Contracts with Crane-Hogan Structural Sysstems, Inc. and Schuler-Haas Electric Corporation for Construction Services for the Rochester Pure Waters District Frank E. VanLare Wastewater Treatment Plant Sludge Thickener Modification Project.

Read and Referred to Pure Waters Administrative Board. (File No. 09-389)

Regarding Authorizing a Contract with Barton & Loguidice, P.C. for Professional Services for the Monroe County Solid Waste Management Plan Update Project.

Read and Referred to Environment and Public Works and Ways and Means Committees. (File No. 09-390)

Regarding Acceptance of Federal and State Aid 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. 09-391)

Regarding Authorizing the Use of County Roads as a Detour Route Duringthe Repaving of Interstate 490 by the New York State Department of Transportation.

Read and Referred to Transportation and Ways and Means Committees. (File No. 09-392)

Regarding Authorizing a Contract with Patricia Lynch Associates, Inc. for Lobbying Services.

Read and Referred to Ways and Means Committees. (File No. 09-393)

November 10, 2009

Regarding Accepting Maintenance Jurisdiction of Approximately One (1) Acre of Right-of-Way for New York State Highway (Route) No. 404 (Empire Boulevard), Town of Penfield and Authorize the Abandonment and Transfe of the Right-of-Way to the Abutting Property Owners.
Read and Referred to Ways and Means Committee. (File No. 09-394)

Regarding Erroneous Assessments - Refund
Read and Referred Ways and Means Committee. (File No. 09-395)

Regarding Erroneous Assessments - Correction and Cancellation
Read and Referred to Ways and Means Committee. (File No. 09-396)

Regarding Mortgage Tax Distribution.
Read and Referred Ways and Means Committees. (File No. 09-397)

Declaring Communication from County Executive Regarding Pure Waters Administrative Boards Schedule Public Hearings for Operation and Maintenance Charges for Each of the Monroe County Pure Waters Districts for 2010 and Establishment of Scale of Charges to be a Matter of Urgency.
Read and Adopted under Section 545-24 (A) (3). (File No. 09-398)

Declaring Communication from County Executive Regarding Monroe County Annual Budget for Year 2010 to be a Matter of Urgency.
Read and Adopted under Section 545-24 (A) (3). (File No. 09-399)

Declaring Communication from County Executive Regarding Scheduling Public Hearings for Assessment Rolls of the Pure Waters Districts for 2010 and Confirmation and Adoption of Assessment Rolls to be a Matter of Urgency.
Read and Adopted under Section 545-24 (A) (3). (File No. 09-400)

Declaring Communication from County Executive Regarding A Local Law Entitled "Person First Language Act" to be a Matter of Urgency.
Read and Adopted under Section 545-24 (A) (3). (File No. 09-401)

Declaring Communication from County Executive Regarding Acceptance of a Grant from the U.S. Department of Housing and Urban Development for the Lead-Based Paint Hazard Control Program and Authorize Contracts with Schneider Laboratories, Inc., Metrix Marketing, Inc., University of Rochester, and Cornell University to be a Matter of Urgency.
Read and Adopted under Section 545-24 (A) (3). (File No. 09-402)

PROCLAMATIONS

By the President of the Legislature — WAYNE E. ZYRA

Recognized Jointly with Legislators Michael G. Barker and Ciaran T. Hanna "Fairport School District" on successfully completing the second year of Halloween Trick-Or-Treat for UNICEF program in the Fairport Elementary Schools.
Read and Filed.

Recognized Jointly with Legislator Anthony Daniele "Alia Bajorek" for her efforts to raise money for various charities in our community.
Read and Filed.

Recognized Jointly with Legislators Jeffery L. McCann, Rick Antelli and Mark J. Cassetti "Greece Rotary" for bringing awareness to the Greece community with its continued fight against polio.
Read and Filed.

Recognized Jointly with Legislator Mary A. Valerio "Honor Flight Rochester" for its incredible work to honor the men and women who defended freedom during World War II.
Read and Filed.

FORMAL COMMITTEE REPORTS

NONE

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. Five speakers addressed the Legislature and the Open Forum concluded at 6:33 P.M.

RECESS

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

By Legislators Quatro and Bronson

Intro. No. 329
MOTION NO. 77 OF 2009

MOTION TO MOVE PURE WATERS ADMINISTRATIVE BOARD AGENDA ITEMS 1-22 AS A WHOLE

Be It Moved, that the PWAB agenda items 1-22 for the November 10, 2009 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.

RECONVENING LEGISLATURE

President Zyra reconvened the recessed meeting of November 10, 2009 and proceeded under the Usual Order of Business.

November 10, 2009

By Legislators Quatro and Bronson

Intro. No. 330
MOTION NO. 78 OF 2009

MOTION TO MOVE REMAINING AGENDA ITEMS AS A WHOLE EXCEPT FOR ITEM NOS . 35 - 44

Be It Moved, that the remaining agenda items, except for Agenda Item #s 35 - 44, for the November 10, 2009 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.

LOCAL LAWS

By Legislators Tucciarello and Barker

Intro. No. 331

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, LOCAL LAW NOS. 6 AND 7 OF 2005, LOCAL LAW NOS. 2, 3, 6, 9 AND 10 OF 2006, LOCAL LAW NOS. 1, 4, 7 AND 8 OF 2007 AND LOCAL LAW NOS. 3, 5, 6, 10 AND 12 OF 2008 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. By Local Law No. 6 of 2005, enacted on December 11, 2005, the Legislature authorized 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" in the Towns of Gates, Greece, Henrietta, Irondequoit and Riga and the Village of Brockport, New York.

Section 12. By Local Law No. 7 of 2005, enacted on December 11, 2005, the Legislature authorized an application for a regionally significant project relating to Rochester Precision Optics, in the Town of Henrietta, New York

Section 13. By Local Law No. 2 of 2006, enacted on May 9, 2006, the Legislature authorized an application for a regionally significant project relating to Xerox Corporation, in the Town of Webster, New York

Section 14. By Local Law No. 3 of 2006, enacted on May 9, 2006, the Legislature authorized an application for a regionally significant project relating to Current Communications Services, LLC, in the Town of Henrietta, New York

Section 15. By Local Law No. 6 of 2006, enacted on August 8, 2006, the Legislature authorized an application for a regionally significant project relating to Impact Technologies, LLC, in the Town of Brighton, New York.

Section 16. By Local Law No. 9 of 2006, enacted on October 10, 2006, the Legislature authorized an application for a regionally significant project relating to Patient Infosystems, Inc. and subsidiaries, d/b/a CareGuide, in the Town of Henrietta, New York.

Section 17. By Local Law No. 10 of 2006, enacted on November 14, 2006, the Legislature authorized an application for a regionally significant project relating to Pictometry International Corp., in the Town of Henrietta, New York.

Section 18. By Local Law No. 1 of 2007, enacted on January 9, 2007, the Legislature authorized an application for a regionally significant project relating to Cryovac, Inc., a division of Sealed Air Corp., in the Town of Gates, New York.

Section 19. By Local Law No. 4 of 2007, enacted on February 13, 2007, the Legislature authorized an application for a regionally significant project relating to Just in Time CNC Machining, Inc., in the Town of Gates, New York.

Section 20. By Local Law No. 7 of 2007, enacted on March 13, 2007, the Legislature authorized an application for a regionally significant project relating to Magnetic Technologies Corporation, in the Town of Pittsford, New York.

Section 21. By Local Law No. 8 of 2007, enacted on April 10, 2007, the Legislature authorized an application for a regionally significant project relating to Polymer Engineered Products, Inc., in the Town of Gates, New York.

Section 22. By Local Law No. 3 of 2008, enacted on December 11, 2007, the Legislature authorized an application for a regionally significant project relating to Hydroacoustics Inc., in the Town of Henrietta, New York.

Section 23. By Local Law No. 5 of 2008 enacted on February 12, 2008 the Legislature authorized an application for a regionally significant project relating to Corning Tropel Corporation in the Village of Fairport and the Town of Perinton.

Section 24. By Local Law No. 6 of 2008 enacted on February 12, 2008 the Legislature authorized an application for a regionally significant project relating to Ortho-Clinical Diagnostics in the Town of Greece.

Section 25. By Local Law No. 10 of 2008 enacted on July 24, 2008, the Legislature authorized an application for a regionally significant project relating to Flower City Packaging, LLC in the Town of Greece.

Section 26. By Local Law No. 12 of 2008, enacted on December 9, 2008, the Legislature authorized and application for a regionally significant project relating to Brinkman Precision, Inc. in the Town of Henrietta.

Whereas: Pictometry International Corp. (the "Company") is proposing to expand its current facility at 75 Town Centre Drive, Calkins Road Professional Park in the Town of Henrietta, New York (the "Project") this property is adjacent to and an expansion of the original project (the "Original Project") approved by the Empire Zone Designation Board on May 3, 2007 effective as of November 14, 2006; and

Whereas: the Project will allow for continual interaction with the Original Project in engineering, technical, operating, sales and administrative departments with minimal disruption to services and manageable expenses; and
Whereas: the site at 75 Town Centre Drive, Calkins Road Professional Park in the Town of Henrietta is not within the boundaries of the Monroe County Empire Zone; and

Whereas: the New York State Department of Economic Development has determined that the proposed expansion for Pictometry is allowable as a regionally significant project under Section 957(d)(ii) of the General Municipal Law; and
Whereas: the Zone Administrative Board of the Empire Zone of Monroe County, Inc. has determined that the proposed expansion for Pictometry is allowable as a regionally significant project under Section 957(d)(ii) of the General Municipal Law.

Now, Therefore, be it hereby Resolved, that the Monroe County Legislature approves the allocation of zone lands for the proposed expansion of the Company's Project as determined by the Zone Administrative Board and the New York State Department of Economic Development Law, said zone lands to constitute the property described in Addendum A attached hereto.

Section 28. The Monroe County Legislature requests that the Commissioner of the New York State Department of Economic Development approve this Project as described in Section 24.

Section 29. It is the desire of the Legislature to authorize the submission of an application to revise the Empire Zone boundaries to include approximately 1.43 acres located in the Town of Henrietta, New York as described in Addendum A.

Section 30. 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 of 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 of Henrietta in which such property is located and New York State Empire State Development.

Section 31. In all other respects, 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, Local Law Nos. 6 and 7 of 2005, Local Law Nos. 2, 3, 6, 9 and 10 of 2006, Local Law Nos. 1, 4, 7 and 8 of 2007 and Local Law Nos. 3, 5, 6, 10 and 12 of 2008 shall remain in full force and effect.

Section 32. This Local Law shall take effect immediately upon filing in the Office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

Planning and Economic Development Committee; October 26, 2009 - CV: 4-0
Ways and Means Committee; October 28, 2009 - CV: 11-0
File No. 09-0309

ADDENDUM A

Pictometry International RSP #2
Tax Map ID No. 175.07-1-41.1
Beginning at the northwest corner of the zone at the coordinates, 43° 4' 2.66" N, 77° 38' 42.26" W, running thence:

1) S 71° 59' 12" E, 113.86 feet to a point,
2) S 19° 29' 22" W, 547.80 feet to a point,
3) N 71° 59' 12" W, 113.86 feet to a point,
4) N 19° 29' 22" E, 547.80 feet to a point to a point and place of beginning comprising an area of 1.43 acres as shown on the map prepared by Monroe County Planning and Development.

November 10, 2009

By Legislators Tucciarello and Barker

Intro. No. 332
MOTION NO. 79 OF 2009

PROVIDING THAT LOCAL LAW (INTRO. NO. 331 OF 2009), 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, LOCAL LAW NOS. 2 AND 3 OF 2004, LOCAL LAW NOS. 6 AND 7 OF 2005, LOCAL LAW NOS. 2, 3, 6, 9 AND 10 OF 2006, LOCAL LAW NOS. 1, 4, 7 AND 8 OF 2007 AND LOCAL LAW NOS. 3, 5, 6, 10 AND 12 OF 2008 TO REVISE EMPIRE ZONE BOUNDARY," BE TABLED

BE IT MOVED, that Local Law (Intro. No. 331 of 2009), 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, LOCAL LAW NOS. 2 AND 3 OF 2004, LOCAL LAW NOS. 6 AND 7 OF 2005, LOCAL LAW NOS. 2, 3, 6, 9 AND 10 OF 2006, LOCAL LAW NOS. 1, 4, 7 AND 8 OF 2007 AND LOCAL LAW NOS. 3, 5, 6, 10 AND 12 OF 2008 TO REVISE EMPIRE ZONE BOUNDARY," be tabled.

File No. 09-0309
Adopted: Ayes 29, Noes 0.

By Legislators Tucciarello and Barker

Intro. No. 333
RESOLUTION NO. 251 OF 2009

FIXING A PUBLIC HEARING ON LOCAL LAW (INTRO. NO. 331 OF 2009), 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, LOCAL LAW NOS. 2 AND 3 OF 2004, LOCAL LAW NOS. 6 AND 7 OF 2005, LOCAL LAW NOS. 2, 3, 6, 9 AND 10 OF 2006, LOCAL LAW NOS. 1, 4, 7 AND 8 OF 2007 AND LOCAL LAW NOS. 3, 5, 6, 10 AND 12 OF 2008 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 on the 8th day of December, 2009, at 6:19 P.M. in the Legislative Chambers in the County Office Building, Rochester, New York on Local Law (Intro. No. 331 of 2009), 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, LOCAL LAW NOS. 2 AND 3 OF 2004, LOCAL LAW NOS. 6 AND 7 OF 2005, LOCAL LAW NOS. 2, 3, 6, 9 AND 10 OF 2006, LOCAL LAW NOS. 1, 4, 7 AND 8 OF 2007 AND LOCAL LAW NOS. 3, 5, 6, 10 AND 12 OF 2008 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.

File No. 09-0309
Adopted: Ayes 29, Noes 0

MOTIONS, RESOLUTIONS AND NOTICES

By Legislators Hanna and Barker

Intro. No. 334
RESOLUTION NO. 252 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR PUBLIC DEFENDER'S MENTAL HEALTH AND DRUG TREATMENT COURT 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 $185,100 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's Mental Health and Drug Treatment Court Program, for the period of April 1, 2009 through March 31, 2010.

Section 2. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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; October 26, 2009 - CV: 9-0
Ways and Means Committee; October 28, 2009 - CV: 11-0
File No. 09-0310
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 17, 2009.
Effective Date: November 17, 2009.

By Legislators Hanna and Barker

Intro. No. 335
RESOLUTION NO. 253 OF 2009

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 a $78,067 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for the Public Defender Indigent Parolee Program, for the period of April 1, 2009 through March 31, 2010.

Section 2. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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; October 26, 2009 - CV: 9-0
Ways and Means Committee; October 28, 2009 - CV: 11-0
File No. 09-0311
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 17, 2009.
Effective Date: November 17, 2009.

By Legislators Hanna and Barker

Intro. No. 336
RESOLUTION NO. 254 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR 2009-2010 DNA LABORATORY 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 $567,267 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for the 2009-2010 DNA Laboratory Capacity Enhancement Program, for the period of July 1, 2009 through June 30, 2010.

Section 2. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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; October 26, 2009 - CV: 9-0
Ways and Means Committee; October 28, 2009 - CV: 11-0
File No. 09-0312
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 17, 2009.
Effective Date: November 17, 2009.

By Legislators Hanna and Barker

Intro. No. 337
RESOLUTION NO. 255 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR 2009-2010 AID TO CRIME LABORATORIES 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 $414,267 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for the 2009-2010 Aid to Crime Laboratories Program, for the period of July 1, 2009 through June 30, 2010.

Section 2. The 2009 operating grant budget of the Department of Public Safety is hereby amended by appropriating the sum of $86,191 into fund 9300, funds centers 2408040100, Public Safety Laboratory.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 26, 2009 - CV: 9-0
Ways and Means Committee; October 28, 2009 - CV: 11-0
File No. 09-0313
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 17, 2009.
Effective Date: November 17, 2009.

By Legislators Hanna and Barker

Intro. No. 338
RESOLUTION NO. 256 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR DISTRICT ATTORNEY'S OFFICE, OFFICE OF SHERIFF, AND DEPARTMENT OF PUBLIC SAFETY, OFFICE OF PROBATION AND COMMUNITY CORRECTIONS, FOR OPERATION IMPACT VI PROGRAM

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

November 10, 2009

Section 1. The County Executive, or her designee, is hereby authorized to accept a $1,345,048 grant from, and to execute contracts and any amendments thereto with, the New York State Division of Criminal Justice Services, for the Operation IMPACT VI Program, for the District Attorney's Office, the Office of the Sheriff, and the Department of Public Safety, Office of Probation and Community Corrections, for the period of July 1, 2009 through June 30, 2010.

Section 2. The 2009 operating grant budget of the Office of the Sheriff is hereby amended by appropriating the sum of $331,969 into fund 9300, funds center 3803010000, Police Bureau Administration.

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 New York State Division of Criminal Justice Services.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 26, 2009 - CV: 9-0
Ways and Means Committee; October 28, 2009 - CV: 11-0
File No. 09-0314
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 17, 2009.
Effective Date: November 17, 2009.

November 10, 2009

By Legislators Hanna and Barker

Intro. No. 339
RESOLUTION NO. 257 OF 2009

ACCEPTING AID TO LOCALITIES GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR OFFICES OF PUBLIC DEFENDER AND DISTRICT ATTORNEY

BE 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 $764,700 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 the District Attorney, for the period of April 1, 2009 through March 31, 2010.

Section 2. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant's guidelines, to meet contractual commitments.

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; October 26, 2009 - CV: 9-0
Ways and Means Committee; October 28, 2009 - CV: 11-0
File No. 09-0315
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 17, 2009.
Effective Date: November 17, 2009.

November 10, 2009

By Legislators Hanna and Barker

Intro. No. 340
RESOLUTION NO. 258 OF 2009

ACCEPTING GRANT FROM ALLSTATE INSURANCE COMPANY FOR MOTORCYCLE 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 $4,890 grant from, and to execute a contract and any amendments thereto with, the Allstate Insurance Company, for the Motorcycle Safety Program, for the period of September 6, 2009 through September 30, 2010.

Section 2. The 2009 operating grant budget of the Department of Public Safety is hereby amended by appropriating the sum of $4,890 into fund 9300, funds centers 2405100000, Comp. Traffic Safety Program.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 26, 2009 - CV: 9-0
Ways and Means Committee; October 28, 2009 - CV: 11-0
File No. 09-0317
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 17, 2009.
Effective Date: November 17, 2009.

November 10, 2009

By Legislators Hanna and Barker

Intro. No. 341
RESOLUTION NO. 259 OF 2009

AUTHORIZING CONTRACT WITH CATHOLIC FAMILY CENTER FOR DRIVING WHILE INTOXICATED 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 Catholic Family Center, for a DWI Victim Advocate/Coordinator, in the amount of $50,865, for the period of December 1, 2009 through November 30, 2010, with the option to renew for an additional one-year term in an amount not to exceed $55,000.

Section 2. Funding for this contract is included in the 2009 operating budget of the Department of Public Safety, fund 9001, funds center 2405030000, Special Traffic Options Program-Driving While Intoxicated System Support.

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

Public Safety Committee; October 26, 2009 - CV: 9-0
Ways and Means Committee; October 28, 2009 - CV: 11-0
File No. 09-0318
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 17, 2009.
Effective Date: November 17, 2009.

By Legislators Hanna and Barker

Intro. No. 342
RESOLUTION NO. 260 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF PROBATION AND CORRECTIONAL ALTERNATIVES FOR ROCKEFELLER DRUG LAW REFORM – STIMULUS FUNDING

November 10, 2009

BE 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 $296,000 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Probation and Correctional Alternatives, for Rockefeller Drug Law Reform – Stimulus Funding, for the period of October 1, 2009 through September 30, 2011.

Section 2. The 2009 operating grant budget of the Department of Public Safety, Office of Probation and Community Corrections, is hereby amended by appropriating the sum of $296,000 into fund 9300, funds centers 2403040000, General Supervision Division.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 26, 2009 - CV: 9-0
Ways and Means Committee; October 28, 2009 - CV: 11-0
File No. 09-0319
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 17, 2009.
Effective Date: November 17, 2009.

November 10, 2009

By Legislators Hanna and Barker

Intro. No. 343
RESOLUTION NO. 261 OF 2009

ACCEPTING GRANT FROM UNITED STATES DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE, FOR SECOND CHANCE ACT PRISONER REENTRY INITIATIVE; AUTHORIZING CONTRACT WITH CATHOLIC FAMILY 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 a $275,659 grant from, and to execute a contract and any amendments thereto with, the United States Department of Justice - Bureau of Justice Assistance, for the Second Chance Act Prisoner Reentry Initiative, for the period of October 1, 2009 through September 30, 2010.

Section 2. The 2009 operating grant budget of the Department of Public Safety, Office of Probation and Community Corrections, is hereby amended by appropriating the sum of $275,659 into fund 9300, funds center 2403010000, Probation Administration.

Section 3. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Catholic Family Center, for coordination and provision of the Second Chance Act Prisoner Reentry Initiative, in the amount of $275,659, for the period of October 1, 2009 through September 30, 2010.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 26, 2009 - CV: 9-0
Ways and Means Committee; October 28, 2009 - CV: 11-0
File No. 09-0320
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 17, 2009.
Effective Date: November 17, 2009.

By Legislators Antelli and Tucciarello

Intro. No. 344
RESOLUTION NO. 262 OF 2009

AUTHORIZING INTERLOCAL COOPERATION AGREEMENT WITH CITY OF ROCHESTER AND MONROE COUNTY/ROCHESTER WORKFORCE INVESTMENT BOARD TO CONTINUE UNIFIED WORKFORCE DEVELOPMENT 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 an interlocal cooperation agreement with the City of Rochester and the Monroe County/Rochester Workforce Investment Board, to continue the unified workforce development system in Monroe County under the Workforce Investment Act of 1998, for the period of January 1, 2010 through December 31, 2014, with the option to renew for one (1) additional five-year period.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with RochesterWorks! as necessary to carry out the purposes of the workforce development system in accordance with the interlocal cooperation agreement with the City of Rochester.

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

Intergovernmental Relations Committee; October 27, 2009 - CV: 5-0
Planning and Economic Development Committee; October 26, 2009 - CV: 4-0
File No. 09-0321
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 17, 2009.
Effective Date: November 17, 2009.

By Legislators Antelli and Hanna

Intro. No. 345
RESOLUTION NO. 263 OF 2009

AUTHORIZING MEMORANDUM OF AGREEMENT WITH ROCHESTER CITY SCHOOL DISTRICT, CITY OF ROCHESTER AND NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES FOR ROCHESTER RE-ENTRY 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 Memorandum of Agreement, and any amendments thereto, with the Rochester City School District, the City of Rochester and the New York State Office of Children and Family Services, to refer youth probationers to the Rochester Re-Entry Program, for the period of April 1, 2008 through March 31, 2011.

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

Intergovernmental Relations Committee; October 27, 2009 - CV: 5-0
Public Safety Committee; October 26, 2009 - CV: 9-0
File No. 09-0322
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 17, 2009.
Effective Date: November 17, 2009.

November 10, 2009

By Legislators Antelli, Hanna and Barker

Intro. No. 346
RESOLUTION NO. 264 OF 2009

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH ONEIDA COUNTY FOR SERVICES AT CENTRAL NEW YORK PSYCHIATRIC CENTER 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 execute an intermunicipal agreement, and any amendments thereto, with Oneida County, for services provided by the Oneida County Sheriff's Office for Monroe County inmates who require and receive mental health treatment at the Central New York Psychiatric Center, at the rate of $140 per inmate per day, in an amount not to exceed $25,000 per year, for the period of January 1, 2010 through December 31, 2010, with the option to extend the agreement for five (5) additional one-year periods, at a rate not to exceed $170 per inmate, per day, upon mutual agreement of the parties.

Section 2. Funding for this contract is included in the proposed 2010 operating budget of the Office of the Sheriff, fund 9001, funds center 3804050000, Jail Security Unit.

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

Intergovernmental Relations Committee; October 27, 2009 - CV: 5-0
Public Safety Committee; October 26, 2009 - CV: 9-0
Ways and Means Committee; October 28, 2009 - CV: 11-0
File No. 09-0323
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 17, 2009.
Effective Date: November 17, 2009.

November 10, 2009

By Legislators Daniele and Barker

Intro. No. 347
RESOLUTION NO. 265 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR AID TO CRIME LABORATORIES PROGRAM RELATED TO 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 a $244,705 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 Crime Laboratories Program, for the period of July 1, 2009 through June 30, 2010.

Section 2. The 2009 operating grant budget of the Department of Public Health is hereby amended by appropriating the sum of $177,232 into fund 9300, funds center 5804020000, Aid to Crime Laboratories Grant, Medical Examiner.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 27, 2009 - CV: 7-0
Ways and Means Committee; October 28, 2009 - CV: 11-0
File No. 09-0325
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 17, 2009.
Effective Date: November 17, 2009.

November 10, 2009

By Legislators Daniele and Barker

Intro. No. 348
RESOLUTION NO. 266 OF 2009

ACCEPTING GRANT FROM CENTERS FOR DISEASE CONTROL AND PREVENTION FOR SCHOOL BASED INFLUENZA IMMUNIZATION PROGRAM; AUTHORIZING CONTRACT WITH UNIVERSITY OF ROCHESTER AND INTERMUNICIPAL AGREEMENT WITH ROCHESTER CITY SCHOOL DISTRICT

BE 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 $375,060 grant from, and to execute a contract and any amendments thereto with, the Centers for Disease Control and Prevention, for the School Based Influenza Immunization Program, for the period of September 10, 2009 through September 9, 2010.

Section 2. The 2009 operating grant budget of the Department of Public Health is hereby amended by appropriating the sum of $375,060 into fund 9300, funds centers 5802050100, School Based Influenza Immunization Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with the University of Rochester, for the School Based Influenza Immunization Program, in the amount of $310,411, for the period of September 10, 2009 through September 9, 2010.

Section 4. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the Rochester City School District, for the School Based Influenza Immunization Program, for the period of September 10, 2009 through September 9, 2010.

Section 5. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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; October 27, 2009 - CV: * 7-0 (As Amended)
Ways and Means Committee; October 28, 2009 - CV: 11-0 (As Amended in Human Services)
File No. 09-0326
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 17, 2009.
Effective Date: November 17, 2009.

By Legislators Daniele and Barker

Intro. No. 349
RESOLUTION NO. 267 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR PUBLIC HEALTH PREPAREDNESS AND RESPONSE TO BIOTERRORISM PROGRAM; AUTHORIZING CONTRACTS

BE 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 in an amount not to exceed $2,223,391 from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the Public Health Preparedness and Response to Bioterrorism Program, for the period of August 10, 2009 through August 9, 2010.

Section 2. The 2009 operating grant budget of the Department of Public Health is hereby amended by appropriating the sum of $2,105,448 into fund 9300, funds center 5801010000, 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, and intermunicipal agreements, 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 during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 27, 2009 - CV: 7-0
Ways and Means Committee; October 28, 2009 - CV: 11-0
File No. 09-0327
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 17, 2009.
Effective Date: November 17, 2009.

By Legislators Daniele and Barker

Intro. No. 350
RESOLUTION NO. 268 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR HIV PARTNER 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 accept a $214,923 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the HIV Partner Services Program, for the period of October 1, 2009 through September 30, 2010.

Section 2. The 2009 operating grant budget of the Department of Public Health is hereby amended by appropriating the sum of $165,486 into fund 9300, funds center 5802040100, HIV Partner Services Program Grant.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 27, 2009 - CV: 7-0
Ways and Means Committee; October 28, 2009 - CV: 11-0
File No. 09-0328
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 17, 2009.
Effective Date: November 17, 2009.

By Legislators Daniele and Barker

Intro. No. 351
RESOLUTION NO. 269 OF 2009

ACCEPTING GRANT FROM CENTERS FOR DISEASE CONTROL FOR HEALTHY FUTURES FOR CHILDREN IN FOSTER 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 $449,492 grant from, and to execute a contract and any amendments thereto with, the Centers for Disease Control, for the Healthy Futures for Children in Foster Care program, for the period of September 1, 2009 through August 31, 2010.

Section 2. The 2009 operating grant budget of the Department of Public Health is hereby amended by appropriating the sum of $449,492 into fund 9300, funds centers 5802070000, Healthy Futures for Children in Foster Care program.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 27, 2009 - CV: 7-0
Ways and Means Committee; October 28, 2009 - CV: 11-0
File No. 09-0329
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 17, 2009.
Effective Date: November 17, 2009.

By Legislators Daniele and Barker

Intro. No. 352
RESOLUTION NO. 270 OF 2009

AMENDING RESOLUTION 158 OF 2009 TO ACCEPT ADDITIONAL FUNDING FROM NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE FOR INTENSIVE CASE SERVICES FOR NONCOMPLIANT FAMILIES PLAN

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

Section 1. Section 1 of Resolution 158 of 2009 is hereby amended to read as follows:

The County Executive, or her designee, is hereby authorized to accept a $524,438 ~~$260,949~~ grant from, and execute a contract and any amendments thereto with, the New York State Office of Temporary and Disability Assistance, for the Intensive Case Services for Noncompliant Families Plan, for the period of January 1, 2009 through December 31, 2009.

Section 2. The 2009 operating budget of the Department of Human Services is hereby amended by appropriating the sum of $263,489 into fund 9300, funds center 5118010000, Intensive Case Services.

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

Human Services Committee; October 27, 2009 - CV: 7-0
Ways and Means Committee; October 28, 2009 - CV: 11-0
File No. 09-0330
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 17, 2009.
Effective Date: November 17, 2009.

By Legislators Daniele and Barker

Intro. No. 353
RESOLUTION NO. 271 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE FOR TRANSITIONAL JOBS 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 $1,163,906 grant from, and execute a contract and any amendments thereto with, the New York State Office of Temporary and Disability Assistance, for the Transitional Jobs Program, for the period of August 15, 2009 through September 30, 2010.

Section 2. The 2009 operating grant budget of the Department of Human Services is hereby amended by appropriating the sum of $1,163,906 into fund 9300, funds center 5118010000.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 27, 2009 - CV: 7-0
Ways and Means Committee; October 28, 2009 - CV: 11-0
File No. 09-0331
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 17, 2009.
Effective Date: November 17, 2009.

By Legislators Daniele and Barker

Intro. No. 354
RESOLUTION NO. 272 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE FOR HEALTH CARE JOBS 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 $505,749 grant from, and execute a contract and any amendments thereto with, the New York State Office of Temporary and Disability Assistance, for the Health Care Jobs Program, for the period of August 15, 2009 through September 30, 2010.

Section 2. The 2009 operating grant budget of the Department of Human Services is hereby amended by appropriating the sum of $505,749 into fund 9300, funds center 5118010000, Social Services Grants.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 27, 2009 - CV: 7-0
Ways and Means Committee; October 28, 2009 - CV: 11-0
File No. 09-0332
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 17, 2009.
Effective Date: November 17, 2009.

By Legislators Daniele and Barker

Intro. No. 355
RESOLUTION NO. 273 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES FOR AMY WATKINS 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 $27,360 grant from, and execute a contract and any amendments thereto with, the New York State Office of Children and Family Services, for the Amy Watkins Program, for the period of July 1, 2009 through March 31, 2010.

Section 2. The 2009 operating grant budget of the Department of Human Services is hereby amended by appropriating the sum of $27,360 into fund 9300, funds center 5118010000.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 27, 2009 - CV: 7-0
Ways and Means Committee; October 28, 2009 - CV: 11-0
File No. 09-0333
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 17, 2009.
Effective Date: November 17, 2009.

By Legislators Daniele and Barker

Intro. No. 356
RESOLUTION NO. 274 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR CHILDREN WITH SPECIAL HEALTH CARE NEEDS 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 $58,283 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the Children with Special Health Care Needs Program, for the period of October 1, 2009 through September 30, 2010.

Section 2. The 2009 operating grant budget of the Department of Public Health is hereby amended by appropriating the sum of $58,283 into fund 9300, funds center 5803020000, Children with Special Health Care Needs Grant.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 27, 2009 - CV: 7-0
Ways and Means Committee; October 28, 2009 - CV: 11-0
File No. 09-0334
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 17, 2009.
Effective Date: November 17, 2009.

By Legislators Daniele and Barker

Intro. No. 357
RESOLUTION NO. 275 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR NUTRITION PROGRAMS; AUTHORIZING CONTRACTS WITH APRIL SIMMONS, RUT ORTEGA, MILAGRO SERRANO AND TIFFANY VANDAMME

November 10, 2009

BE 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 $1,864,136 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the Nutrition Programs, for the period of October 1, 2009 through September 30, 2010.

Section 2. The 2009 operating grant budget of the Department of Public Health is hereby amended by appropriating the sum of $1,473,526 into fund 9300, funds center 5803010000, Nutrition Programs.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts, and any amendments thereto, with April Simmons, Rut Ortega, Milagro Serrano and Tiffany VanDamme, for the Nutrition Programs, in a total amount not to exceed $56,000, for the period of October 1, 2009 through September 30, 2010.

Section 4. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments, and intermunicipal agreements, 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 during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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; October 27, 2009 - CV: 7-0
Ways and Means Committee; October 28, 2009 - CV: 11-0
File No. 09-0335
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 17, 2009.
Effective Date: November 17, 2009.

By Legislators Daniele and Barker

Intro. No. 358
RESOLUTION NO. 276 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR EARLY INTERVENTION 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 $549,744 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the Early Intervention Program, for the period of October 1, 2009 through September 30, 2010.

Section 2. The 2009 operating grant budget of the Department of Public Health is hereby amended by appropriating the sum of $380,617 into fund 9300, funds center 5807010000, Early Intervention Administration.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments, and intermunicipal agreements, 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 during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 27, 2009 - CV: 7-0
Ways and Means Committee; October 28, 2009 - CV: 11-0
File No. 09-0336
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 17, 2009.
Effective Date: November 17, 2009.

By Legislators Cassetti and Barker

Intro. No. 359
RESOLUTION NO. 277 OF 2009

ACCEPTING GRANT FROM UNITED STATES DEPARTMENT OF ENERGY FOR ENERGY EFFICIENCY AND CONSERVATION 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 $250,000 grant from, and to execute a contract and any amendments thereto with, the United States Department of Energy, for the Energy Efficiency and Conservation Block Grant Program for an Energy Efficiency and Conservation Strategy, for the period of November 1, 2009 through September 1, 2011.

Section 2. The 2009 operating budget of the Department of Environmental Services is hereby amended by appropriating the sum of $250,000 into fund 9300, funds center 8600010000, Building Operations.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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.

Environment and Public Works Committee; October 28, 2009 - CV: 7-0
Ways and Means Committee; October 28, 2009 - CV: 11-0
File No. 09-0337
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 17, 2009.
Effective Date: November 17, 2009.

By Legislators Cassetti and Barker

Intro. No. 360
RESOLUTION NO. 278 OF 2009

AUTHORIZING CONTRACT WITH MALCOLM PIRNIE, INC. FOR PROFESSIONAL ENGINEERING SERVICES FOR IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT'S IRONDEQUOIT BAY PUMP STATION 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 Malcolm Pirnie, Inc., in the amount of $189,522, for professional engineering services, for the Irondequoit Bay South Central Pure Waters District's Irondequoit Bay Pump Station Force Main Improvements Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. Funding for this contract, consistent with authorized uses, is included in capital fund 1375 and any subsequent capital fund(s) created for the same intended purpose.

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

Environment and Public Works Committee; October 28, 2009 - CV: 7-0
Ways and Means Committee; October 28, 2009 - CV: 11-0
File No. 09-0338
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 17, 2009.
Effective Date: November 17, 2009.

By Legislators Cassetti and Barker

Intro. No. 361
RESOLUTION NO. 279 OF 2009

AUTHORIZING CONTRACT WITH ARCADIS OF NY, INC. FOR PROFESSIONAL ENGINEERING SERVICES FOR NORTHWEST QUADRANT PURE WATERS DISTRICT'S NORTHWEST QUADRANT WASTEWATER TREATMENT FACILITY SECONDARY CLARIFIER 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 ARCADIS of NY, Inc., in the amount of $786,714, for professional engineering services, for the Northwest Quadrant Pure Waters District's Northwest Quadrant Wastewater Treatment Facility Secondary Clarifier Improvements Projects, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. Funding for this contract is included in capital fund 1340 and any subsequent capital fund(s) created for the same intended purpose.

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

Environment and Public Works Committee; October 28, 2009 - CV: 7-0
Ways and Means Committee; October 28, 2009 - CV: 11-0
File No. 09-0340
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 17, 2009.
Effective Date: November 17, 2009.

By Legislators Cassetti and Barker

Intro. No. 362
RESOLUTION NO. 280 OF 2009

AUTHORIZING CONTRACTS WITH ARCADIS OF NY, INC. AND DAY ENGINEERING, P.C. 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 execute contracts, and any amendments thereto, with ARCADIS of NY, Inc., and Day Engineering, P.C., to provide environmental consulting term services to Monroe County and the Pure Waters Districts, in an annual amount not-to-exceed $100,000 for each contract, for the period of January 1, 2010 through December 31, 2010, with an option to renew for four (4) additional one-year extensions, with escalations for the extensions to be limited to an amount equal to the increase in the previous year's Consumer Price Index (U.S. City Average CPI-U from the Bureau of Labor Statistics).

Section 2. Funding for these contracts is included in capital funds 1217, 1312, 1340, 1374 and 1375 and any subsequent capital fund(s) created for the same intended purpose, and is included in the 2009 operating budget of the Department of Environmental Services, fund 9007, funds center 8575010000, Rochester Pure Waters District Special Expenses; fund 9007, funds center 8574010000, Irondequoit Bay South Central Pure Waters District Special Expenses; fund 9007, funds center 8573010000, Northwest Quadrant Pure Waters District Special Expenses; fund 9007, funds center 8571010000, Gates-Chili-Ogden Sewer District Special Expenses.

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

Environment and Public Works Committee; October 28, 2009 - CV: 7-0
Ways and Means Committee; October 28, 2009 - CV: 11-0
File No. 09-0342
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 17, 2009.
Effective Date: November 17, 2009.

By Legislators Antelli, Cassetti and Barker

Intro. No. 363
RESOLUTION NO. 281 OF 2009

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH MONROE #1 BOARD OF COOPERATIVE EDUCATIONAL SERVICES TO PROVIDE ANNUAL TECHNICAL SKILLS TRAINING 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 an intermunicipal agreement, and any amendments thereto, with Monroe #1 Board of Cooperative Educational Services, to provide technical skills training programs to the Monroe County Department of Environmental Services, in an annual amount not to exceed $75,000, for the period of December 1, 2009 through November 30, 2010, with the option to renew for four (4) additional one-year extensions.

Section 2. Funding for this agreement is included in the 2009 operating budget of the Department of Environmental Services, fund 9007, funds center 8575020100, Rochester Pure Waters District Maintenance; fund 9007, funds center 8574030000, Irondequoit Bay South Central Pure Waters District Maintenance; fund 9007, funds center 8573020000, Northwest Quadrant Pure Waters District Maintenance; fund 9007, funds center 8571030100, Gates-Chili-Ogden Sewer District Maintenance; and fund 9020, funds center 8670010000, Facilities Maintenance and Construction.

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

Intergovernmental Relations Committee; October 27, 2009 - CV: 5-0
Environment & Public Works Committee; October 28, 2009 - CV: 7-0
Ways and Means Committee; October 28, 2009 - CV: 11-0
File No. 09-0344
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 17, 2009.
Effective Date: November 17, 2009.

By Legislators Tucciarello and Barker

Intro. No. 364
RESOLUTION NO. 282 OF 2009

DESIGNATING VISITROCHESTER AS OFFICIAL COUNTY TOURIST PROMOTION AGENCY

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

Section 1. VisitRochester is hereby designated as the official tourist promotion agency of Monroe County for 2009.

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

Planning and Economic Development Committee; October 26, 2009 - CV: 4-0
Ways and Means Committee; October 28, 2009 - CV: 11-0
File No. 09-0345
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 17, 2009.
Effective Date: November 17, 2009.

November 10, 2009

By Legislators Barker and Driscoll

Intro. No. 365

ADOPTION OF MONROE COUNTY ANNUAL BUDGET FOR THE YEAR 2010 AND ESTABLISHING 2010 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 December 3, 2009, this Legislature, pursuant to Section C4-4 of the Charter, hereby adopts the Annual Budget for the fiscal year 2010, beginning January 1, 2010, 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. 09-____, 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 2010, as described and contained in the Monroe County Annual Budget for 2010, 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

Section 3. This resolution shall take effect in accordance with Section C4-4 of the Monroe County Charter.

Matter of Urgency
File No. 09-0399

Attachment

2010 BUDGET SUMMARY BY ELECTED OFFICIAL

	GRANT BUDGET			OPERATING BUDGET		
	Appropriations	Revenues	Net County Cost	Appropriations	Revenues	Net County Cost
COUNTY CLERK	0	0	0	6,911,241	8,990,065	(2,078,824)
COUNTY LEGISLATURE	0	0	0	2,055,329	0	2,055,329
DISTRICT ATTORNEY	1,744,297	1,744,297	0	11,827,105	185,329	11,641,776
SHERIFF	11,773,802	11,773,802	0	113,327,026	6,253,078	107,073,948
COUNTY EXECUTIVE	160,275,423	160,275,423	0	779,849,634	552,365,101	227,484,533
TOTAL	**173,793,522**	**173,793,522**	**0**	**913,970,335**	**567,793,573**	**346,176,762**
TOTAL REAL PROPERTY TAX LEVY						**346,176,762**

2010 BUDGET SUMMARY BY DEPARTMENT

	GRANT BUDGET			OPERATING BUDGET		
	Appropriations	Revenues	Net County Cost	Appropriations	Revenues	Net County Cost
AVIATION	0	0	0	20,951,802	20,951,802	0
BOARD OF ELECTIONS	0	0	0	7,261,046	7,261,046	0
COMMUNICATIONS	0	0	0	364,314	61,700	302,614
COUNTY CLERK	0	0	0	6,911,241	8,990,065	(2,078,824)
COUNTY EXECUTIVE	0	0	0	524,128	20,803	503,325
COUNTY LEGISLATURE	0	0	0	2,055,329	0	2,055,329
CULTURAL & EDUCATIONAL SERVICES	0	0	0	36,005,828	25,614,642	10,391,186
DISTRICT ATTORNEY	1,744,297	1,744,297	0	11,827,105	185,329	11,641,776
ENVIRONMENTAL SERVICES*	0	0	0	88,884,947	88,884,947	0
FINANCE	0	0	0	6,736,880	3,831,956	2,904,924
FINANCE - UNALLOCATED	0	0	0	131,105,200	124,707,542	6,397,658
HUMAN RESOURCES	0	0	0	2,208,831	204,953	2,003,878
HUMAN SERVICES	151,629,010	151,629,010	0	227,892,803	138,103,179	89,789,624
INFORMATION SERVICES	0	0	0	0	0	0
LAW	0	0	0	8,385,901	5,776,725	2,609,176
MONROE COMMUNITY HOSPITAL	0	0	0	69,541,831	67,045,181	2,496,650
PARKS*	266,306	266,306	0	12,646,872	3,000,500	9,646,372
PLANNING AND DEVELOPMENT	0	0	0	2,203,550	1,329,433	874,117
PUBLIC DEFENDER	578,167	578,167	0	7,098,790	20,000	7,078,790
PUBLIC HEALTH	1,602,481	1,602,481	0	70,449,388	40,459,788	29,989,600
PUBLIC SAFETY	6,199,459	6,199,459	0	57,286,189	14,895,304	42,390,885
SHERIFF	11,773,802	11,773,802	0	113,327,026	6,253,078	107,073,948
TRANSPORTATION*	0	0	0	29,920,842	10,175,600	19,745,242
VETERANS SERVICE AGENCY	0	0	0	380,492	20,000	360,492
TOTAL	**173,793,522**	**173,793,522**	**0**	**913,970,335**	**567,793,573**	**346,176,762**
TOTAL REAL PROPERTY TAX LEVY						**346,176,762**

*These are divisions of the Public Works Sector

APPROPRIATIONS SUMMARY BY DEPARTMENT

Department	Actual For 2008	Total Amended Budget 2009	Total Department Request 2010	Grant Budget 2010	Operating Budget: *Appropriations Before Chargebacks*	Operating Budget: *Less ** Service Chargebacks*	Operating Budget: Operating Budget 2010
AVIATION	19,568,128	20,570,296	21,031,044	0	*21,095,802*	*(144,000)*	20,951,802
BOARD OF ELECTIONS	6,104,069	6,865,166	7,261,046	0	*7,261,046*	*0*	7,261,046
COMMUNICATIONS	306,619	389,328	366,369	0	*604,314*	*(240,000)*	364,314
COUNTY CLERK	6,660,567	7,040,285	6,911,241	0	*6,911,241*	*0*	6,911,241
COUNTY EXECUTIVE	530,344	524,497	524,128	0	*833,320*	*(309,192)*	524,128
COUNTY LEGISLATURE	1,844,400	2,055,329	2,055,329	0	*2,182,329*	*(127,000)*	2,055,329
CULTURAL & EDUCATIONAL SERVICES	35,546,056	34,994,512	36,118,364	0	*36,005,828*	*0*	36,005,828
DISTRICT ATTORNEY	12,832,354	13,628,601	13,897,692	1,744,297	*12,292,258*	*(465,153)*	11,827,105
ENVIRONMENTAL SERVICES*	85,224,960	89,639,140	88,884,947	0	*152,157,683*	*(63,272,736)*	88,884,947
FINANCE	6,193,023	6,922,630	6,736,880	0	*10,678,792*	*(3,941,912)*	6,736,880
FINANCE - UNALLOCATED	123,663,605	133,126,478	131,105,200	0	*143,233,182*	*(12,127,982)*	131,105,200
HUMAN RESOURCES	2,238,997	2,241,344	2,208,831	0	*2,945,952*	*(737,121)*	2,208,831
HUMAN SERVICES	375,506,414	367,974,715	382,202,975	151,629,010	*229,381,608*	*(1,488,805)*	227,892,803
INFORMATION SERVICES	236,161	0	0	0	*15,628,113*	*(15,628,113)*	0
LAW	7,996,522	7,926,299	8,558,615	0	*12,067,206*	*(3,681,305)*	8,385,901
MONROE COMMUNITY HOSPITAL	67,256,795	68,400,400	69,694,947	0	*69,541,831*	*0*	69,541,831
PARKS*	12,971,493	12,939,820	12,913,178	266,306	*12,856,372*	*(209,500)*	12,646,872
PLANNING AND DEVELOPMENT	2,594,825	2,501,290	2,203,550	0	*2,402,550*	*(199,000)*	2,203,550
PUBLIC DEFENDER	7,317,528	7,506,607	7,713,540	578,167	*7,098,790*	*0*	7,098,790
PUBLIC HEALTH	72,226,617	70,779,111	72,152,927	1,602,481	*70,663,508*	*(214,120)*	70,449,388
PUBLIC SAFETY	60,644,315	66,746,582	63,781,165	6,199,459	*59,176,456*	*(1,890,267)*	57,286,189
SHERIFF	116,260,209	119,295,424	126,136,920	11,773,802	*116,103,826*	*(2,776,800)*	113,327,026
TRANSPORTATION*	46,645,519	33,275,600	29,980,842	0	*31,507,292*	*(1,586,450)*	29,920,842
VETERANS SERVICE AGENCY	348,814	378,189	382,492	0	*380,492*	*0*	380,492
TOTAL	**1,070,718,334**	**1,075,721,643**	**1,092,822,222**	**173,793,522**	**1,023,009,791**	**(109,039,456)**	**913,970,335**

*These are divisions of the Public Works Sector

**Non-mandated Service Chargebacks	68,153,858
**Mandated Service Chargebacks	40,885,598

REVENUES SUMMARY BY DEPARTMENT

	Actual 2008	Total Amended Budget 2009	Total Department Request 2010	Grant Budget 2010	Operating Budget 2010
AVIATION	18,121,059	20,570,296	20,062,924	0	20,951,802
BOARD OF ELECTIONS	5,586,965	6,865,166	7,261,046	0	7,261,046
COMMUNICATIONS	37,893	57,500	61,700	0	61,700
COUNTY CLERK	7,898,524	8,272,755	8,990,065	0	8,990,065
COUNTY EXECUTIVE	16,895	20,185	20,803	0	20,803
COUNTY LEGISLATURE	0	0	0	0	0
CULTURAL & EDUCATIONAL SERVICES	24,535,705	24,162,422	25,614,642	0	25,614,642
DISTRICT ATTORNEY	2,370,838	2,200,684	1,978,956	1,744,297	185,329
ENVIRONMENTAL SERVICES*	81,452,252	89,639,140	88,884,947	0	88,884,947
FINANCE	3,345,113	3,712,477	3,831,956	0	3,831,956
FINANCE - UNALLOCATED	135,472,971	133,298,469	96,377,884	0	124,707,542
HUMAN RESOURCES	258,869	240,253	204,953	0	204,953
HUMAN SERVICES	279,442,026	277,632,125	291,085,600	151,629,010	138,103,179
INFORMATION SERVICES	185,585	0	0	0	0
LAW	4,293,762	5,340,685	5,871,047	0	5,776,725
MONROE COMMUNITY HOSPITAL	69,447,864	66,450,400	67,045,181	0	67,045,181
PARKS*	2,956,315	3,268,830	3,266,806	266,306	3,000,500
PLANNING AND DEVELOPMENT	1,196,541	1,309,239	1,329,433	0	1,329,433
PUBLIC DEFENDER	650,122	651,021	625,855	578,167	20,000
PUBLIC HEALTH	46,609,906	41,780,734	42,048,285	1,602,481	40,459,788
PUBLIC SAFETY	23,181,310	23,347,150	20,716,841	6,199,459	14,895,304
SHERIFF	17,467,011	18,202,197	18,026,880	11,773,802	6,253,078
TRANSPORTATION*	10,589,636	9,935,798	10,165,600	0	10,175,600
VETERANS SERVICE AGENCY	18,800	24,000	20,000	0	20,000
TOTAL	**735,135,962**	**736,981,526**	**713,491,404**	**173,793,522**	**567,793,573**

*These are divisions of the Public Works Sector

FUND SUMMARY AND TAX LEVY COMPUTATION
2010 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
Operating Budget	**Appropriations**	**Transfers to Other Funds**	**Transfers From Other Funds**	**Attributable Revenues**	**Revenues, Unit Charges**	**Appropriated Fund Balance & Debt Service Reserve**	**Real Estate Levy**
General Fund	$666,021,462	$53,121,634		$372,966,334			$346,176,762
Road Fund	$17,876,658		$7,701,058	$10,175,600			
Library Fund	$10,362,049		$6,620,000	$3,742,049			
Pure Waters Fund	$70,172,512			$15,013,004	$50,938,408	$4,221,100	
Solid Waste Fund	$15,804,865			$15,804,865			
Airport Fund	$20,951,802			$20,951,802			
Hospital Fund	$69,541,831		$2,496,650	$67,045,181			
Internal Service Fund	$2,952,910			$2,952,910			
Debt Service Fund	$40,286,246		$36,303,926	$3,938,066		$44,254	
Total Operating Budget	**$913,970,335**	**$53,121,634**	**$53,121,634**	**$512,589,811**	**$50,938,408**	**$4,265,354**	**$346,176,762**
Grant Budget							
General Fund & Debt Fund -Grants	$156,534,894	$425,106	$425,106	$156,534,894			
Grant Fund – Grants	$17,258,628			$17,258,628			
Total Grant Budget	**$173,793,522**	**$425,106**	**$425,106**	**$173,793,522**			

Estimated Full Valuation **$38,506,870,124**
Estimated Tax Rate per $1,000 Full **$8.99**

November 10, 2009

By Legislators Barker and Driscoll

Intro. No. 366
MOTION NO. 80 OF 2009

PROVIDING THAT RESOLUTION (INTRO. NO. 365 OF 2009), ENTITLED "ADOPTION OF MONROE COUNTY ANNUAL BUDGET FOR THE YEAR 2010 AND ESTABLISHING 2010 MONROE COUNTY CLASSIFICATION, COMPENSATION AND SALARY SCHEDULE FOR MONROE COUNTY EMPLOYEES," BE TABLED

BE IT MOVED, that Resolution (Intro. No. 365 of 2009), entitled "ADOPTION OF MONROE COUNTY ANNUAL BUDGET FOR THE YEAR 2010 AND ESTABLISHING 2010 MONROE COUNTY CLASSIFICATION, COMPENSATION AND SALARY SCHEDULE FOR MONROE COUNTY EMPLOYEES," be tabled.

Matter of Urgency
File No. 09-0399
Adopted: Ayes 29, Noes 0.

By Legislators Barker and Driscoll

Intro. No. 367
RESOLUTION NO. 283 OF 2009

FIXING PUBLIC HEARING ON COUNTY EXECUTIVE'S PROPOSED ANNUAL BUDGET FOR 2010

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 the 3rd day of December, 2009, in the Legislative Chambers in the County Office Building, Rochester, New York, on the County Executive's Proposed Annual Budget for 2010.

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 five (5) 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 five (5) days before the date of said hearing.

Section 3. The salaries to be paid during the fiscal year 2010 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.

Section4. This resolution shall take effect immediately.

Matter of Urgency
File No. 09-0399
Adopted: Ayes 29, Noes 0.

Attachment

November 10, 2009

PUBLIC NOTICE

PUBLIC HEARING ON THE COUNTY EXECUTIVE'S PROPOSED ANNUAL BUDGET FOR 2010

PLEASE TAKE NOTICE that, 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 December 3, 2009, in the Legislative Chambers in the County Office Building, Rochester, New York, on the County Executive's Proposed Annual Budget for 2010. Further, pursuant to Section C2-11A of the Monroe County Charter, the not-to-exceed compensation of the County Legislators for the year 2010 shall be $18,000 or the following sums for the following positions: President $54,000, Vice-President $21,000, Majority and Minority Leaders $23,000, Assistant Majority and Minority Leaders $19,250, Chairperson of the Ways and Means Committee (stipend) $3,000, Standing Committee Chairpersons (stipend) $1,700.

All interested citizens, groups, and organizations are encouraged to attend and to submit comments.

The entire proposed budget is available for public inspection from 9:00 a.m. to 5:00 p.m. weekdays at the County Legislature Office, in the County Office Building, Room 407, 39 West Main Street, Rochester, New York.

Dated: November 13, 2009
Rochester, New York

Lisa Polito Nicolay, Clerk
Monroe County Legislature

File No. 09-0399

November 10, 2009

By Legislators Cassetti and Barker

Intro. No. 368

CONFIRMING AND ADOPTING ASSESSMENT ROLLS OF PURE WATERS SEWER DISTRICTS FOR 2010 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 2010, as prepared by the Pure Waters Division of the Monroe County Department of Environmental Services and considered at public hearings on December 3, 2009, are hereby confirmed and adopted.

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

Matter of Urgency
File No. 09-0400

By Legislators Cassetti and Barker

Intro. No. 369
MOTION NO. 81 OF 2009

PROVIDING THAT RESOLUTION (INTRO. NO. 368 OF 2009), ENTITLED "CONFIRMING AND ADOPTING ASSESSMENT ROLLS OF PURE WATERS SEWER DISTRICTS FOR 2010," BE TABLED

BE IT MOVED, that Resolution (Intro. No. 368 of 2009), entitled "CONFIRMING AND ADOPTING ASSESSMENT ROLLS OF PURE WATERS SEWER DISTRICTS FOR 2010," be tabled.

File No. 09-0400
Adopted: Ayes 29, Noes 0

November 10, 2009

By Legislators Cassetti and Barker

Intro. No. 370
RESOLUTION NO. 284 OF 2009

SCHEDULING PUBLIC HEARINGS FOR ASSESSMENT ROLLS OF PURE WATERS SEWER DISTRICTS FOR 2010 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 December 3, 2009, 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.

Matter of Urgency
File No. 09-0400
Adopted: Ayes 29, Noes 0.

November 10, 2009

By Legislators Quatro and Bronson

Intro. No. 371

A LOCAL LAW ENTITLED "PERSON FIRST LANGUAGE ACT"

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

Section 1. Part IV, General Local Laws of the Administrative Code and Charter of Monroe County, is hereby amended to include the following Local Law:

Chapter 380, PERSON FIRST LANGUAGE ACT

§380-1. **Title.**

This chapter shall be known as the law "Person First Language Act."

§ 380-2. **Person First Language Required.**

All local laws, ordinances, or regulations promulgated by, or publications paid for by, the County of Monroe that refer to persons with disabilities, shall use respectful language by referring to persons with disabilities as persons first.

§ 380-3. **Prohibited Language.**

All local laws, ordinances, or regulations promulgated by, or publications paid for by, the County of Monroe, that refer to persons with disabilities, shall seek to avoid language that:

a.) implies a person as a whole is disabled;
b.) equates a person with their condition;
c.) has negative overtones; or
d.) is derogatory or demeaning.

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.

File No 09-0401.LL

November 10, 2009

By Legislators Quatro and Bronson

Intro. No. 372
MOTION NO. 82 OF 2009

PROVIDING THAT LOCAL LAW (INTRO. NO. 371 OF 2009), ENTITLED "PERSON FIRST LANGUAGE ACT" BE TABLED

BE IT MOVED, that Local Law (Intro. No. 371 of 2009), entitled "PERSON FIRST LANGUAGE ACT," be tabled.

File No. 09-0401.LL
Adopted: Ayes 29, Noes 0

By Legislators Quatro and Bronson

Intro. No. 373
RESOLUTION NO. 285 OF 2009

FIXING A PUBLIC HEARING ON LOCAL LAW (INTRO. NO. 371 OF 2009), ENTITLED "PERSON FIRST LANGUAGE ACT"

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

Section 1. That there will be a public hearing at 6:20 p.m. on the 8th day of December, 2009, in the Legislative Chambers in the County Office Building, Rochester, New York on Local Law (Intro. No. 371 of 2009), entitled "PERSON FIRST LANGUAGE ACT."

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. 09-0401.LL
Adopted: Ayes 29, Noes 0.

November 10, 2009

By Legislators Daniele and Barker

Intro. No. 374
RESOLUTION NO. 286 OF 2009

ACCEPTING GRANT FROM UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR LEAD-BASED PAINT HAZARD CONTROL PROGRAM; AUTHORIZING CONTRACTS WITH SCHNEIDER LABORATORIES, INC., METRIX MARKETING, INC., UNIVERSITY OF ROCHESTER, AND CORNELL UNIVERSITY

BE 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 $3,070,000 grant from, and to execute a contract and any amendments thereto with, the United States Department of Housing and Urban Development, for the Lead-Based Paint Hazard Control Program, for the period of December 1, 2009 through November 30, 2012.

Section 2. The 2009 operating grant budget of the Department of Public Health is hereby amended by appropriating the sum of $3,070,000 into fund 9300, funds center 5806110000, Lead-Based Paint Hazard Control Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Schneider Laboratories, Inc., for the Lead-Based Paint Hazard Control Program, in the amount of $60,000, for the period of December 1, 2009 through November 30, 2012.

Section 4. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Metrix Marketing, Inc., for the Lead-Based Paint Hazard Control Program, in the amount of $200,000, for the period of December 1, 2009 through November 30, 2012.

Section 5. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with University of Rochester, for the Lead-Based Paint Hazard Control Program, in the amount of $85,000, for the period of December 1, 2009 through November 30, 2012.

Section 6. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Cornell University, for the Lead-Based Paint Hazard Control Program, in an amount not to exceed $105,388, for the period of December 1, 2009 through November 30, 2012.

Section 7. 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 United States Department of Housing and Urban Development.

Section 8. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

Section 9. 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 10. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No. 09-0402
Adopted: Ayes 29, Noes 0.
Approved by County Executive Maggie Brooks, November 17, 2009.
Effective Date: November 17, 2009.

UNFINISHED BUSINESS

NONE

Upon Motion by Legislator Quatro, the Legislature adjourned at 6:45 P.M. until Tuesday, December 8, 2009 at 6:00 P.M.

LISA POLITO NICOLAY
Clerk of the Legislature

FOURTEENTH DAY

TUESDAY, DECEMBER 8, 2009

Legislature met pursuant to adjournment.

President Wayne E. Zyra in the Chair.

ROLL CALL

Present – Legislators Adair, Andrews, Antelli, Barker, Beebe, Bronson, Cassetti, Colby, Cruz, Daniele, Drawe, Driscoll, Eckel, Esposito, Gamble, Gumina, Haney, Hanna, Heider, Lee, Lightfoot, McCann, O'Brien, Quatro, Tucciarello, Valerio, Yolevich, Zyra – (28)

Absent – Legislator Kaleh (1)

Meeting formally opened. At the invitation of Legislator Vincent J. Esposito, Father Morgan Rice of Christ the King Church delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Travis R. Heider.

APPROVAL OF MINUTES

Without objection, the journal of the session of Day 13, November 10, 2009 was approved as submitted.

PETITIONS AND COMMUNICATIONS

From the President of the Legislature – Wayne E. Zyra

Regarding Chaplain for the December 8, 2009 Meeting, Father Morgan Rice, of Christ the King in Rochester, NY, at the invitation of Legislator Vincent J. Esposito
Read and Filed. (RF09-139)

Rescheduling February 2010 Full Legislature Meeting
Read and Adopted December 8, 2009 under Section 545-24 (A)(3). (File No. 09-405)

From the County Executive – Maggie Brooks

Summary Level Financial Statements by Department for the Period Ending September 30, 2009
Read and Filed. (RF09-144)

Authorizing Contracts with KPMG LLP and Bonadio and Company, LLP for County of Monroe and Monroe Community Hospital Independent Audits Respectively
Read and Referred to the Ways and Means Committee and Adopted December 8, 2009 under Section 545-24 (C). (File No. 09-404)

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
Read and Adopted December 8, 2009 under Section 545-24 (A)(3). (File No. 09-406)

Accepting Grant from New York State Environmental Facilities Corporation; Authorizing Contracts with Crane-Hogan Structural Systems, Inc., Crosby-Brownlie, Inc., B&B Mechanical Contractors, Inc., and Hewitt-Young Electric, LLC, for Construction Services Related to Reconstruction of and Improvements to Civic Center Plaza Roof Project
Read and Adopted December 8, 2009 under Section 545-24 (A)(3). (File No. 09-407)

Authorizing Sub-Lease Agreement with Rochester Flight Services LLC, for Aircraft Hangar Located at 1205 Scottsville Road at Greater Rochester International Airport
Read and Adopted December 8, 2009 under Section 545-24 (A)(3). (File No. 09-408)

Consenting to Financing by Monroe County Water Authority of 2010 Water Facilities Capital Projects
Read and Adopted December 8, 2009 under Section 545-24 (A)(3). (File No. 09-409)

OTHER COUNTY OFFICIALS

David Dunning, Secretary Monroe County Council of Governments – Meeting Notice and Agenda for December 15, 2009
Read and Filed. (RF09-140)

Peter M. Quinn & Thomas F. Ferrarese, Commissioner of Elections – Board of Elections Total Expenditures for 2009
Read and Filed. (RF09-141)

Nicholas Noce, Director of Finance & Business Services – Monroe County Water Authority's Proposed Change in Authority Rates
Read and Filed. (RF09-142)

Monroe County Department of Human Services/Office for the Aging, 2007-2008 Annual Report
Read and Filed. (RF09-143)

Andrew K. Bartlett, Treasurer/CFO – Filing of Monroe Tobacco Asset Securitization Corporation (MTASC) Budget Report
Read and Filed. (RF09-145)

Note: President Zyra recognized former legislator Douglas B. Dobson.

PROCLAMATIONS

By the President of the Legislature — WAYNE E. ZYRA

Proclaimed "Murph Shapiro" on his retirement and for his many dedicated years to Monroe Community College's Athletic Department.

Read and Filed.

Recognized Jointly with Legislators E. Daniel Quatro and Carmen F. Gumina "Webster Schroeder Warriors Varsity Football Team" for their hard work and outstanding achievement.

Read and Filed.

Recognized Jointly with Legislators Carrie M. Andrews and Harry B. Bronson "George Eastman House International Museum of Photography and Film" for 60 years of exceptional dedication to the collection, preservation, and presentation of the history of film and photography.

Read and Filed.

Recognized Jointly with Legislators Richard Beebe, Willie J. Lightfoot and Jack Driscoll "Genesee Valley Chapter LVII Veterans of the Battle of the Bulge" for their heroic efforts and dedicated service to our nation.

Read and Filed.

Recognized Jointly with Legislator José A. Cruz "Julio Vàzquez, Sr." for his lifelong commitment to the community and wish him a fulfilling retirement.

Read and Filed.

Recognized Jointly with Legislators Calvin Lee, Jr. and Harry B. Bronson "The Salvation Army" for 125 years of exceptional dedication to the health and well being of the Rochester community.

Read and Filed.

RECESS

A recess was declared by President Zyra to allow for two **Public Hearings** before the Legislature 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, Local Law Nos. 2 And 3 Of 2004, Local Law Nos. 6 And 7 Of 2005, Local Law Nos. 2, 3, 6, 9 And 10 of 2006, Local Law Nos. 1, 4, 7 And 8 Of 2007 And Local Law Nos. 3, 5, 6 And 10 And 12 Of 2008 To Revise Empire Zone Boundary." No speakers addressed the Legislature and the hearing concluded at 6:35 P.M.

"Person First Language Act." No speakers addressed the Legislature and the hearing concluded at 6:36 P.M.

RECESS CONTINUED

The recess was continued by President Zyra to allow for four **Public Hearings** before the Pure Waters Administrative Board entitled...

"Proposed Scale of Charges for Rochester Pure Waters District." No speakers addressed the Legislature and the hearing concluded at 6:36 P.M.

Proposed Scale of Charges for Irondequoit Bay South Central Pure Waters District." No speakers addressed the Legislature and the hearing concluded at 6:37P.M.

"Proposed Scale of Charges for Northwest Quadrant Pure Waters District." No speakers addressed the Legislature and the hearing concluded at 6:38 P.M.

"Proposed Scale of Charges for Gates-Chili-Ogden Sewer District." No speakers addressed the Legislature and the hearing concluded at 6:39 P.M.

RECONVENING LEGISLATURE

President Zyra reconvened the recessed meeting of December 8, 2009 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 6:58 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 December 8, 2009 and proceeded under the Usual Order of Business.

LOCAL LAWS

December 8, 2009

By Legislators Tucciarello and Barker

Intro. No. 375
MOTION NO. 83 OF 2009

PROVIDING THAT LOCAL LAW (INTRO. NO. 331 OF 2009), 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, LOCAL LAW NOS. 2 AND 3 OF 2004, LOCAL LAW NOS. 6 AND 7 OF 2005, LOCAL LAW NOS. 2, 3, 6, 9 AND 10 OF 2006, LOCAL LAW NOS. 1, 4, 7 AND 8 OF 2007 AND LOCAL LAW NOS. 3, 5, 6, 10 AND 12 OF 2008 TO REVISE EMPIRE ZONE BOUNDARY," BE LIFTED FROM THE TABLE

BE IT MOVED, that Local Law (Intro. No. 331 of 2009), 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, LOCAL LAW NOS. 2 AND 3 OF 2004, LOCAL LAW NOS. 6 AND 7 OF 2005, LOCAL LAW NOS. 2, 3, 6, 9 AND 10 OF 2006, LOCAL LAW NOS. 1, 4, 7 AND 8 OF 2007 AND LOCAL LAW NOS. 3, 5, 6, 10 AND 12 OF 2008 TO REVISE EMPIRE ZONE BOUNDARY," be lifted from the table.

File No. 09-0309
Adopted: Ayes 28, Noes 0.

By Legislators Tucciarello and Barker

Intro. No. 376
MOTION NO. 84 OF 2009

PROVIDING THAT LOCAL LAW (INTRO. NO. 331 OF 2009), 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, LOCAL LAW NOS. 2 AND 3 OF 2004, LOCAL LAW NOS. 6 AND 7 OF 2005, LOCAL LAW NOS. 2, 3, 6, 9 AND 10 OF 2006, LOCAL LAW NOS. 1, 4, 7 AND 8 OF 2007 AND LOCAL LAW NOS. 3, 5, 6, 10 AND 12 OF 2008 TO REVISE EMPIRE ZONE BOUNDARY," BE ADOPTED

BE IT MOVED, that Local Law (Intro. No. 331 of 2009), 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, LOCAL LAW NOS. 2 AND 3 OF 2004, LOCAL LAW NOS. 6 AND 7 OF 2005, LOCAL LAW NOS. 2, 3, 6, 9 AND 10 OF 2006, LOCAL LAW NOS. 1, 4, 7 AND 8 OF 2007 AND LOCAL LAW NOS. 3, 5, 6, 10 AND 12 OF 2008 TO REVISE EMPIRE ZONE BOUNDARY," be adopted.

File No. 09-0309
Adopted: Ayes 28, Noes 0.

By Legislators Tucciarello and Barker

Intro. No. 331
LOCAL LAW NO. 7 OF 2009

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, LOCAL LAW NOS. 6 AND 7 OF 2005, LOCAL LAW NOS. 2, 3, 6, 9 AND 10 OF 2006, LOCAL LAW NOS. 1, 4, 7 AND 8 OF 2007 AND LOCAL LAW NOS. 3, 5, 6, 10 AND 12 OF 2008 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. By Local Law No. 6 of 2005, enacted on December 11, 2005, the Legislature authorized 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" in the Towns of Gates, Greece, Henrietta, Irondequoit and Riga and the Village of Brockport, New York.

Section 9. By Local Law No. 7 of 2005, enacted on December 11, 2005, the Legislature authorized an application for a regionally significant project relating to Rochester Precision Optics, in the Town of Henrietta, New York

Section 10. By Local Law No. 2 of 2006, enacted on May 9, 2006, the Legislature authorized an application for a regionally significant project relating to Xerox Corporation, in the Town of Webster, New York

Section 11. By Local Law No. 3 of 2006, enacted on May 9, 2006, the Legislature authorized an application for a regionally significant project relating to Current Communications Services, LLC, in the Town of Henrietta, New York

Section 12. By Local Law No. 6 of 2006, enacted on August 8, 2006, the Legislature authorized an application for a regionally significant project relating to Impact Technologies, LLC, in the Town of Brighton, New York.

Section 13. By Local Law No. 9 of 2006, enacted on October 10, 2006, the Legislature authorized an application for a regionally significant project relating to Patient Infosystems, Inc. and subsidiaries, d/b/a CareGuide, in the Town of Henrietta, New York.

Section 14. By Local Law No. 10 of 2006, enacted on November 14, 2006, the Legislature authorized an application for a regionally significant project relating to Pictometry International Corp., in the Town of Henrietta, New York.

Section 15. By Local Law No. 1 of 2007, enacted on January 9, 2007, the Legislature authorized an application for a regionally significant project relating to Cryovac, Inc., a division of Sealed Air Corp., in the Town of Gates, New York.

Section 16. By Local Law No. 4 of 2007, enacted on February 13, 2007, the Legislature authorized an application for a regionally significant project relating to Just in Time CNC Machining, Inc., in the Town of Gates, New York.

Section 17. By Local Law No. 7 of 2007, enacted on March 13, 2007, the Legislature authorized an application for a regionally significant project relating to Magnetic Technologies Corporation, in the Town of Pittsford, New York.

Section 18. By Local Law No. 8 of 2007, enacted on April 10, 2007, the Legislature authorized an application for a regionally significant project relating to Polymer Engineered Products, Inc., in the Town of Gates, New York.

Section 19. By Local Law No. 3 of 2008, enacted on December 11, 2007, the Legislature authorized an application for a regionally significant project relating to Hydroacoustics Inc., in the Town of Henrietta, New York.

Section 20. By Local Law No. 5 of 2008 enacted on February 12, 2008 the Legislature authorized an application for a regionally significant project relating to Corning Tropel Corporation in the Village of Fairport and the Town of Perinton.

Section 21. By Local Law No. 6 of 2008 enacted on February 12, 2008 the Legislature authorized an application for a regionally significant project relating to Ortho-Clinical Diagnostics in the Town of Greece.

Section 22. By Local Law No. 10 of 2008 enacted on July 24, 2008, the Legislature authorized an application for a regionally significant project relating to Flower City Packaging, LLC in the Town of Greece.

December 8, 2009

Section 23. By Local Law No. 12 of 2008, enacted on December 9, 2008, the Legislature authorized and application for a regionally significant project relating to Brinkman Precision, Inc. in the Town of Henrietta.

Section 24. Whereas: Pictometry International Corp. (the "Company") is proposing to expand its current facility at 75 Town Centre Drive, Calkins Road Professional Park in the Town of Henrietta, New York (the "Project") this property is adjacent to and an expansion of the original project (the "Original Project") approved by the Empire Zone Designation Board on May 3, 2007 effective as of November 14, 2006; and

Whereas: the Project will allow for continual interaction with the Original Project in engineering, technical, operating, sales and administrative departments with minimal disruption to services and manageable expenses; and

Whereas: the site at 75 Town Centre Drive, Calkins Road Professional Park in the Town of Henrietta is not within the boundaries of the Monroe County Empire Zone; and

Whereas: the New York State Department of Economic Development has determined that the proposed expansion for Pictometry is allowable as a regionally significant project under Section 957(d)(ii) of the General Municipal Law; and

Whereas: the Zone Administrative Board of the Empire Zone of Monroe County, Inc. has determined that the proposed expansion for Pictometry is allowable as a regionally significant project under Section 957(d)(ii) of the General Municipal Law.

Now, Therefore, be it hereby Resolved, that the Monroe County Legislature approves the allocation of zone lands for the proposed expansion of the Company's Project as determined by the Zone Administrative Board and the New York State Department of Economic Development Law, said zone lands to constitute the property described in Addendum A attached hereto.

Section 25. The Monroe County Legislature requests that the Commissioner of the New York State Department of Economic Development approve this Project as described in Section 24.

Section 26. It is the desire of the Legislature to authorize the submission of an application to revise the Empire Zone boundaries to include approximately 1.43 acres located in the Town of Henrietta, New York as described in Addendum A.

Section 27. 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 of 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 of Henrietta in which such property is located and New York State Empire State Development.

Section 28. In all other respects, 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, Local Law Nos. 6 and 7 of 2005, Local Law Nos. 2, 3, 6, 9 and 10 of 2006, Local Law Nos. 1, 4, 7 and 8 of 2007 and Local Law Nos. 3, 5, 6, 10 and 12 of 2008 shall remain in full force and effect.

Section 29. This Local Law shall take effect immediately upon filing in the Office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

Planning and Economic Development Committee; October 26, 2009 - CV: 4-0
Ways and Means Committee; October 28, 2009 - CV: 11-0
File No. 09-0309

By Legislators Quatro and Bronson

Intro. No. 377
MOTION NO. 85 OF 2009

PROVIDING THAT LOCAL LAW (INTRO. NO. 371 OF 2009), ENTITLED "PERSON FIRST LANGUAGE ACT" BE LIFTED FROM THE TABLE

BE IT MOVED, that Local Law (Intro. No. 371 of 2009), entitled "PERSON FIRST LANGUAGE ACT," be lifted from the table.

File No. 09-0401.LL
Adopted: Ayes 28, Noes 0.

December 8, 2009

By Legislators Quatro and Bronson

Intro. No. 378
MOTION NO. 86 OF 2009

PROVIDING THAT LOCAL LAW (INTRO. NO. 371 OF 2009), ENTITLED "PERSON FIRST LANGUAGE ACT" BE ADOPTED

BE IT MOVED, that Local Law (Intro. No. 371 of 2009), entitled "PERSON FIRST LANGUAGE ACT," be adopted.

File No. 09-0401.LL
Adopted: Ayes 28, Noes 0.

By Legislators Quatro and Bronson

Intro. No. 371
LOCAL LAW NO. 8 OF 2009

A LOCAL LAW ENTITLED "PERSON FIRST LANGUAGE ACT"

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

Section 1. Part IV, General Local Laws of the Administrative Code and Charter of Monroe County, is hereby amended to include the following Local Law:

Chapter 380, PERSON FIRST LANGUAGE ACT
§380-1. **Title.**

This chapter shall be known as the law "Person First Language Act."

§ 380-2. **Person First Language Required.**

All local laws, ordinances, or regulations promulgated by, or publications paid for by, the County of Monroe that refer to persons with disabilities, shall use respectful language by referring to persons with disabilities as persons first.

§ 380-3. **Prohibited Language.**

All local laws, ordinances, or regulations promulgated by, or publications paid for by, the County of Monroe, that refer to persons with disabilities, shall seek to avoid language that:

a.) implies a person as a whole is disabled;
b.) equates a person with their condition;
c.) has negative overtones; or
d.) is derogatory or demeaning.

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.

File No 09-0401.LL
Adopted: Ayes 28, Noes 0.

MOTIONS, RESOLUTIONS AND NOTICES

By Legislators Quatro and Bronson

Intro. No. 379
MOTION NO. 87 OF 2009

December 8, 2009

MOTION TO MOVE AGENDA ITEMS NOS. 5-56 AS A WHOLE

Be It Moved, that Agenda Item Nos. 5-56, at the December 8, 2009 Full Legislature Meeting, were moved as a whole and voted on simultaneously by casting a unanimous vote by the Legislature Body.

Adopted: Ayes 28, Noes 0.

By Legislators Tucciarello and Barker

Intro. No. 380
RESOLUTION NO. 287 OF 2009

AUTHORIZING DESIGNATION OF MONROE COUNTY AS RECOVERY ZONE AND DESIGNATION OF COUNTY OF MONROE INDUSTRIAL DEVELOPMENT AGENCY AS EXCLUSIVE ISSUER OF RECOVERY ZONE FACILITY BONDS

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

Section 1. Monroe County is hereby designated as a Recovery Zone and the County of Monroe Industrial Development Agency is hereby designated as the exclusive issuer of Recovery Zone Facility Bonds in the total amount allocated and/or to be allocated to Monroe County under the provisions of the American Recovery and Reinvestment Act of 2009.

Section 2. Monroe County hereby pledges non-interference to Bond and/or Note holders.

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

Planning and Economic Development Committee; November 16, 2009 - CV: 5-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0346
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

December 8, 2009

By Legislators Tucciarello and Barker

Intro. No. 381
RESOLUTION NO. 288 OF 2009

AUTHORIZING MONROE COUNTY INDUSTRIAL DEVELOPMENT CORPORATION TO ISSUE TAX EXEMPT AND/OR TAXABLE BONDS AND/OR NOTES ON BEHALF OF CERTAIN NOT-FOR-PROFIT CORPORATIONS

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

Section 1. Monroe County Industrial Development Corporation is hereby authorized to issue Tax-Exempt and/or Taxable Bonds and/or Notes on behalf of certain Not-For-Profit Corporations.

Section 2. Monroe County hereby pledges non-interference to Bond and/or Note holders.

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

Planning and Economic Development Committee; November 16, 2009- CV: 5-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0347
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Tucciarello, Antelli and Barker

Intro. No. 382
RESOLUTION NO. 289 OF 2009

December 8, 2009

AMENDING 2009-2014 CAPITAL IMPROVEMENT PROGRAM TO ADD CAPITAL PROJECT ENTITLED "MONROE COUNTY MULTI-AGENCY GREEN FUELING STATIONS PROJECT;" AUTHORIZING INTERMUNICIPAL AGREEMENT WITH CITY OF ROCHESTER AND PROFESSIONAL SERVICES CONTRACT WITH BARTON & LOGUIDICE, P.C.; AUTHORIZING CONTRACT WITH NEW YORK STATE DEPARTMENT OF TRANSPORTATION

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

Section 1. The 2009-2014 Capital Improvement Program is hereby amended to add a capital project entitled, "Monroe County Multi-Agency Green Fueling Stations Project", in the amount of $5,314,000.

Section 2. 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 Monroe County Multi-Agency Green Fueling Stations Project, in the amount of $70,000.

Section 3. The County Executive, or her designee, is hereby authorized to execute a professional services contract, and any amendments thereto, with Barton & Loguidice, P.C., for consultant services related to the Monroe County Multi-Agency Green Fueling Stations Project, in the amount of $140,000.

Section 4. 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 Monroe County Multi-Agency Green Fueling Stations Project.

Section 5. Funding for this project will be available in the capital fund to be established pursuant to the financing authorization requested and any subsequent capital fund(s) created for the same intended purpose.

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

December 8, 2009

Planning and Economic Development Committee; November 16, 2009 - CV: 5-0
Intergovernmental Relations Committee; November 17, 2009 - CV: 5-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0348
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Tucciarello, Antelli and Barker

Intro. No. 383
RESOLUTION NO. 290 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $500,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF AN ENVIRONMENTAL COMPLIANCE PROJECT AT THE GREATER ROCHESTER INTERNATIONAL AIRPORT, IN AND FOR SAID COUNTY

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 specific object or purpose of financing the cost of an environmental compliance project at the Greater Rochester International Airport, in and for the County of Monroe, New York (the "County"), consisting of planning, design and construction costs of storm water management systems, 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 specific object or purpose. The period of probable usefulness of the aforesaid specific object or purpose is thirty (30) years, pursuant to subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is determined to be $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 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 specific object or purpose 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.

Planning and Economic Development Committee; November 16, 2009 – CV: 5-0
Intergovernmental Relations Committee; November 17, 2009 – CV: 5-0
Ways and Means Committee; December 3, 2009 – CV: 11-0
File No. 09-0348.br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Hanna and Barker

Intro. No. 384
RESOLUTION NO. 291 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF HOMELAND SECURITY FOR STATE HOMELAND SECURITY PROGRAM (OFFICE OF THE SHERIFF)

BE 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 $103,000 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Homeland Security, for the State Homeland Security Program, for the period of September 1, 2008 through August 31, 2011.

Section 2. The 2009 operating grant budget of the Office of the Sheriff is hereby amended by appropriating the sum of $103,000 into fund 9300, funds center 3803010000, Police Bureau Administration.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 16, 2009 - CV: 8-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0349
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Hanna and Barker

Intro. No. 385
RESOLUTION NO. 292 OF 2009

ACCEPTING GRANT FROM UNITED STATES DEPARTMENT OF JUSTICE, OFFICE OF COMMUNITY ORIENTED POLICING SERVICES, FOR COPS CHILD SEXUAL PREDATOR PROGRAM

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

December 8, 2009

Section 1. The County Executive, or her designee, is hereby authorized to accept a $483,961 grant from, and to execute a contract and any amendments thereto with, the United States Department of Justice, Office of Community Oriented Policing Services, for the COPS Child Sexual Predator Program, for the period of September 1, 2009 through August 31, 2011.

Section 2. The 2009 operating grant budget of the Office of the Sheriff is hereby amended by appropriating the sum of $483,961 into fund 9300, funds center 3803010000, Police Bureau Administration.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 16, 2009 - CV: 8-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0350
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Hanna and Barker

Intro. No. 386
RESOLUTION NO. 293 OF 2009

ACCEPTING GRANT FROM FEDERAL BUREAU OF INVESTIGATION FOR BUFFALO CYBER TASK FORCE

December 8, 2009

BE 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 in an amount not to exceed $16,903.25 from, and to execute a contract and any amendments thereto with, the Federal Bureau of Investigation, for the Buffalo Cyber Task Force, for the period of October 1, 2009 through September 30, 2010.

Section 2. The 2009 operating grant budget of the Office of the Sheriff is hereby amended by appropriating the sum of $16,903.25 into fund 9001, funds center 3803010000, Police Bureau Administration.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 16, 2009 - CV: 8-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0351
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

December 8, 2009

By Legislators Hanna and Barker

Intro. No. 387
RESOLUTION NO. 294 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE FOR "BUCKLE UP NEW YORK" ENFORCEMENT CAMPAIGN

BE 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 $17,150 grant from, and to execute a contract and any amendments thereto with, the New York State Governor's Traffic Safety Committee, for the "Buckle Up New York" Enforcement Campaign, for the period of October 1, 2009 through September 30, 2010.

Section 2. The 2009 operating grant budget of the Office of the Sheriff is hereby amended by appropriating the sum of $17,150 into fund 9300, funds center 3803010000, Police Bureau Administration.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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.

December 8, 2009

Public Safety Committee; November 16, 2009 - CV: 8-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0352
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Hanna and Barker

Intro. No. 388
RESOLUTION NO. 295 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE FOR CHILD PASSENGER SAFETY PROGRAM (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 accept a $4,500 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, 2009 through September 30, 2010.

Section 2. The 2009 operating grant budget of the Office of the Sheriff is hereby amended by appropriating the sum of $4,500 into fund 9300, funds center 3803010000, Police Bureau Administration.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 16, 2009 - CV: 8-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0353
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Hanna and Barker

Intro. No. 389
RESOLUTION NO. 296 OF 2009

AUTHORIZING CONTRACT WITH COMMISSION ON ACCREDITATION FOR LAW ENFORCEMENT AGENCIES, INC. FOR SERVICES TO REACCREDIT 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 reaccredit the Monroe County Sheriff's Office, in a total amount of $24,000, for the period of January 1, 2009 through December 31, 2011.

Section 2. Funding for this contract is included in the proposed 2010 operating budget of the Sheriff's Office, fund 9001, funds center 3801010000, Sheriff Administration.

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

Public Safety Committee; November 16, 2009 - CV: 8-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0354
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

December 8, 2009

By Legislators Hanna and Barker

Intro. No. 390
RESOLUTION NO. 297 OF 2009

ACCEPTING GRANT FROM UNITED STATES DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS, FOR 2009 FORENSIC DNA 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 $318,365 grant from, and to execute a contract and any amendments thereto with, the United States Department of Justice, Office of Justice Programs, for the 2009 Forensic DNA Backlog Reduction Program, for the period of October 1, 2009 through March 31, 2011.

Section 2. The 2009 operating grant budget of the Monroe County Department of Public Safety is hereby amended by appropriating the sum of $318,365 into fund 9300, funds center 2408040100, Monroe County Public Safety Laboratory.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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.

December 8, 2009

Public Safety Committee; November 16, 2009 - CV: 8-0 (As Amended)
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0355
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Hanna and Barker

Intro. No. 391
RESOLUTION NO. 298 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR 2009-2010 FIREARM LAB CAPACITY ENHANCEMENT 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 $64,300 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for the 2009-2010 Firearm Lab Capacity Enhancement Initiative, for the period of July 1, 2009 through June 30, 2010.

Section 2. The 2009 operating grant budget of the Department of Public Safety is hereby amended by appropriating the sum of $64,300 into fund 9300, funds center 2408040100, Public Safety Laboratory.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 16, 2009 - CV: 8-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0356
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Hanna and Barker

Intro. No. 392
RESOLUTION NO. 299 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF HOMELAND SECURITY FOR STATE 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 $377,500 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Homeland Security, for the State Law Enforcement Terrorism Prevention Program, for the period of August 1, 2009 through July 31, 2012.

Section 2. The 2009 operating grant budget of the Department of Public Safety is hereby amended by appropriating the sum of $377,500 into fund 9300, funds center 2408030100, Office of Emergency Management.

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 purpose 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 during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 16, 2009 - CV: 8-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0357
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Hanna and Barker

Intro. No. 393
RESOLUTION NO. 300 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF HOMELAND SECURITY FOR STATE HOMELAND SECURITY PROGRAM (DEPARTMENT OF PUBLIC SAFETY)

BE 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 $940,750 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Homeland Security, for the State Homeland Security Program, for the period of August 1, 2009 through July 31, 2012.

Section 2. The 2009 operating grant budget of the Department of Public Safety is hereby amended by appropriating the sum of $940,750 into fund 9300, funds center 2408030100, Office of Emergency Management.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and/or 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 Office of Homeland Security.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 16, 2009 - CV: 8-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0358
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Hanna and Barker

Intro. No. 394
RESOLUTION NO. 301 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF HOMELAND SECURITY FOR URBAN AREA SECURITY INITIATIVE PROGRAM

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

December 8, 2009

Section 1. The County Executive, or her designee, is hereby authorized to accept a $1,286,492 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Homeland Security, for the Urban Area Security Initiative Program, for the period of August 1, 2009 through July 31, 2012.

Section 2. The 2009 operating grant budget of the Department of Public Safety is hereby amended by appropriating the sum of $1,286,492 into fund 9300, funds center 2408030100, Office of Emergency Management.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and/or 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 Office of Homeland Security.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 16, 2009 - CV: 8-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0359
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

December 8, 2009

By Legislators Hanna and Barker

Intro. No. 395
RESOLUTION NO. 302 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE FOR CHILD PASSENGER SAFETY PROGRAM (DEPARTMENT OF PUBLIC SAFETY)

BE 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 Governor's Traffic Safety Committee for the Child Passenger Safety Program (Department of Public Safety), for the period of October 1, 2009 through September 30, 2010.

Section 2. The 2009 operating grant budget of the Department of Public Safety is hereby amended by appropriating the sum of $8,000 into fund 9300, funds center 2405100000, Comp. Traffic Safety Program.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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.

December 8, 2009

Public Safety Committee; November 16, 2009 - CV: 8-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0360
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Hanna and Barker

Intro. No. 396
RESOLUTION NO. 303 OF 2009

AUTHORIZING CONTRACT WITH PRE-TRIAL SERVICES CORPORATION OF MONROE COUNTY BAR ASSOCIATION FOR ALTERNATIVES TO INCARCERATION PROGRAMS FOR 2010

BE 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 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 programs, in the amount of $1,874,069, for the period of January 1, 2010 through December 31, 2010.

Section 2. Funding for this contract is included in the proposed 2010 operating budget of the Department of Public Safety, fund 9001, funds center 2404010000, Alternatives to Incarceration Administration, and fund 9001, funds center 2405020000, 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 16, 2009 - CV: 8-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0361
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

December 8, 2009

By Legislators Hanna and Barker

Intro. No. 397
RESOLUTION NO. 304 OF 2009

AUTHORIZING CONTRACT FOR PUBLIC SAFETY 911 COMPUTER AIDED DISPATCH AND INTEGRATED MANAGEMENT INFORMATION SYSTEMS REPLACEMENT 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 Tiburon, Inc., for the Public Safety 911 Computer Aided Dispatch and integrated software systems replacement project, in an amount not to exceed $4,975,000, for the period of November 1, 2009 through October 31, 2013, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. Funding for this contract, consistent with authorized uses, is included in capital fund 1438 and any capital fund(s) created for the same intended purpose.

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

Public Safety Committee; November 16, 2009 - CV: 8-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0362
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Hanna and Barker

Intro. No. 398
RESOLUTION NO. 305 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF HOMELAND SECURITY FOR FY09 INTEROPERABLE EMERGENCY COMMUNICATIONS GRANT PROGRAM

December 8, 2009

BE 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 $524,500 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Homeland Security, for the Interoperable Emergency Communications Grant Program, for various interoperable communications projects, for the period of June 1, 2009 through May 31, 2011.

Section 2. The 2009 operating grant budget of the Department of Public Safety is hereby amended by appropriating the sum of $524,500 into fund 9300, funds center 2406010000, Public Safety Communications Administration.

Section 3. The County Executive, or her designee, is hereby authorized to execute contracts and/or 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 Office of Homeland Security.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 16, 2009 - CV: 8-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0363
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

December 8, 2009

By Legislators Hanna, Antelli and Barker

Intro. No. 399
RESOLUTION NO. 306 OF 2009

ACCEPTING GRANT FROM UNITED STATES DEPARTMENT OF JUSTICE, OFFICE ON VIOLENCE AGAINST WOMEN, FOR GRANTS TO ENCOURAGE ARREST POLICIES PROGRAM; AUTHORIZING CONTRACTS WITH LEGAL AID SOCIETY OF ROCHESTER, NY, INC. AND ALTERNATIVES FOR BATTERED WOMEN, INC. AND 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 a $749,599 grant from, and to execute a contract and any amendments thereto with, the United States Department of Justice, Office on Violence Against Women, for the Grants to Encourage Arrest Policies Program, for the period of October 1, 2009 through September 30, 2011.

Section 2. The 2009 operating grant budget of the Department of Public Safety, Office of Probation and Community Corrections, is hereby amended by appropriating the sum of $656,039 into fund 9300, funds center 2403040000, Criminal Supervision.

Section 3. The 2009 operating grant budget of the Office of the District Attorney is hereby amended by appropriating the sum of $93,560 into fund 9300, funds center 2506010000, Local Courts Bureau.

Section 4. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with the Legal Aid Society of Rochester, NY, Inc., for legal representation of domestic violence victims, in the amount of $324,559, for the period of October 1, 2009 through September 30, 2011.

Section 5. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Alternatives for Battered Women, Inc., for collaborative-enhanced victim services, in the amount of $73,028, for the period of October 1, 2009 through September 30, 2011.

Section 6. 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 Domestic Abuse Response Team, in the amount of $113,950, for the period of October 1, 2009 through September 30, 2011.

Section 7. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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; November 16, 2009 - CV: 8-0
Intergovernmental Relations Committee; November 17, 2009 - CV: 5-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0364
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Hanna and Barker

Intro. No. 400
RESOLUTION NO. 307 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR STOP VIOLENCE AGAINST WOMEN PROGRAM – FEDERAL FISCAL YEAR 2009 STIMULUS FUNDS

BE 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 $135,000 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for the Stop Violence Against Women Program – Federal Fiscal Year 2009 Stimulus Funds, for the period of January 1, 2010 through December 31, 2010.

Section 2. The proposed 2010 operating grant budget of the Department of Public Safety, Office of Probation and Community Corrections, is hereby amended by appropriating the sum of $135,000 into fund 9300, funds center 2403040000, General Supervision.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 16, 2009 - CV: 8-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0365
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

December 8, 2009

By Legislators Valerio and Barker

Intro. No. 401
RESOLUTION NO. 308 OF 2009

AUTHORIZING CONTRACTS WITH GAY ALLIANCE OF THE GENESEE VALLEY, TEN UGLY MEN, INC., THE SPRINGUT GROUP, INC., ROCHESTER SPORTS NETWORK, LLC, ROC CITY RIB FEST LLC AND ROC-CITY EVENTS 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 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 18, 2010, 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 Ten Ugly Men, Inc., for the Ten Ugly Men Festival in Genesee Valley Park for July 24, 2010, 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 The Springut Group, Inc., for the Summer, 2010 Concert Series in Highland Park for no more that five (5) concert dates scheduled from June 1 through September 30, 2010, with 5% of each ticket sold to be deposited into the Monroe County Parks Department budget.

Section 4. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with the Rochester Sports Network, LLC, for Kickfest, June 12, 2010, in Genesee Valley Park with 10% of each ticket sold to be deposited into the Monroe County Parks Department budget.

Section 5. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with The Springut Group, Inc., for the Big City BBQ and Blues Festival in Highland Park on July 8 through 11, 2010, with 10% of each ticket sold to be deposited into the Highland Park Trust Fund.

Section 6. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Roc City Rib Fest, LLC, for the ROC CITY Rib Festival in Ontario Beach Park on May 27 through 31, 2010, with 10% of each ticket sold to be deposited into the Ontario Beach Park Trust Fund.

Section 7. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Roc-City Events, for the Rochester Brew Fest at Ontario Beach Park on June 5-6, 2010, with 10% of each ticket sold to be deposited into the Ontario Beach Park Trust Fund.

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

Recreation and Education Committee; November 17, 2009 - CV: 4-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0366
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Valerio and Barker

Intro. No. 402
RESOLUTION NO. 309 OF 2009

ACCEPTING GIFT FROM VETERANS OF FOREIGN WARS POST #16 OF U.S.S. LIBERTY MEMORIAL TO BE PLACED AT 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 Foreign Wars Post #16 of a U.S.S. Liberty Memorial to be placed at Ontario Beach Park, with an estimated value of $10,000.

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

December 8, 2009

Recreation and Education Committee; November 17, 2009 – CV: 4-0
Ways and Means Committee; December 3, 2009 – CV: 11-0
File No. 09-0367
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Antelli, Hanna and Barker

Intro. No. 403
RESOLUTION NO. 310 OF 2009

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH CITY OF ROCHESTER FOR CITY'S USE OF JAIL SERVICES PROVIDED BY OFFICE OF THE SHERIFF 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 services of the Monroe County Jail for the detention of non-arraigned detainees and arrestees, in the amount of $1,500,000, for the period of January 1, 2009 through April 30, 2010.

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

Intergovernmental Relations Committee; November 17, 2009 - CV: 5-0
Public Safety Committee; November 16, 2009 - CV: 8-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0368
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

December 8, 2009

By Legislators Antelli, Hanna and Barker

Intro. No. 404
RESOLUTION NO. 311 OF 2009

AMENDING RESOLUTION 222 OF 1994 TO EXTEND INTERMUNICIPAL AGREEMENT WITH CITY OF ROCHESTER FOR OPERATION OF 9-1-1 CENTER

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

Section 1. Section 1 of Resolution 222 of 1994 is hereby amended to read as follows:

> The County Executive, or her ~~his~~ designee, is hereby authorized to execute an Operating Agreement, and any amendments, with the City of Rochester commencing May, 1994 through May, 2006 for the operation of the 9-1-1-Center, and to execute an amendatory agreement to extend the term for a period of five (5) years commencing June 1, 2006, with the option to renew for an additional five (5) year period, or until either party cancels the agreement.

Section 2. Funding for this contract is included in the 2009 operating budget of the Department of Public Safety, fund 9001, funds center 2407010000, 911 Emergency Communications.

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

Intergovernmental Relations Committee; November 17, 2009 - CV: 5-0
Public Safety Committee; November 16, 2009 - CV: 8-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0369
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

December 8, 2009

By Legislators Antelli, Hanna and Barker

Intro. No. 405
RESOLUTION NO. 312 OF 2009

AUTHORIZING INTERMUNICIPAL AGREEMENTS WITH OTHER COUNTIES FOR FORENSIC LABORATORY SERVICES PROVIDED BY MONROE COUNTY 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 execute an intermunicipal agreement, and any amendments thereto, with Genesee County, for forensic laboratory examinations and testimony by the Monroe County Public Safety Laboratory, in the amount of $62,012.50, for the period of January 1, 2010 through December 31, 2010.

Section 2. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with Livingston County, for forensic laboratory examinations and testimony by the Monroe County Public Safety Laboratory, in the amount of $35,055, for the period of January 1, 2010 through December 31, 2010.

Section 3. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with Ontario County, for forensic laboratory examinations and testimony by the Monroe County Public Safety Laboratory, in the amount of $150,000, for the period of January 1, 2010 through December 31, 2010.

Section 4. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with Seneca County, for forensic laboratory examinations and testimony by the Monroe County Public Safety Laboratory, in the amount of $12,915, for the period of January 1, 2010 through December 31, 2010.

Section 5. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with Wayne County, for forensic laboratory examinations and testimony by the Monroe County Public Safety Laboratory, in the amount of $68,675, for the period of January 1, 2010 through December 31, 2010.

Section 6. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with Wyoming County, for forensic laboratory examinations and testimony by the Monroe County Public Safety Laboratory, in the amount of $22,550, for the period of January 1, 2010 through December 31, 2010.

Section 7. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with Yates County, for forensic laboratory examinations and testimony by the Monroe County Public Safety Laboratory, in the amount of $15,938.75, for the period of January 1, 2010 through December 31, 2010.

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

Intergovernmental Relations Committee; November 17, 2009 - CV: 5-0
Public Safety Committee; November 16, 2009 - CV: 8-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0370
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Antelli, Colby and Barker

Intro. No. 406
RESOLUTION NO. 313 OF 2009

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH CITY OF ROCHESTER IN CONJUNCTION WITH SOUTH CLINTON AVENUE WATER SUPPLY CONDUIT MODERNIZATION, CONDUIT 2 & 3 PROJECT IN 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 an intermunicipal agreement, and any amendments thereto, with the City of Rochester, for reimbursement from the County to the City of appropriate costs relating to the South Clinton Avenue Water Supply Conduit Modernization, Conduit 2 & 3 Project, in the estimated amount of $245,845.56, with the final amount to be determined upon project completion.

Section 2. Funding for this agreement, consistent with authorized uses, will be included in the 2010 Milling and Resurfacing capital fund and any capital fund(s) created for the same intended purpose.

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

Intergovernmental Relations Committee; November 17, 2009 - CV: 5-0
Transportation Committee; November 18, 2009 - CV: 8-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0371
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Antelli, Cassetti and Barker

Intro No. 407
RESOLUTION NO. 314 OF 2009

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH MUNICIPAL CORPORATIONS TO AUTHORIZE WORK OF STORMWATER COALITION OF 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 an intermunicipal agreement, and any amendments thereto, with municipal corporations, to authorize the work of the Stormwater Coalition of Monroe County, for the period of January 1, 2010 through December 31, 2014.

Section 2. The County Executive, or her designee, is hereby authorized to expend Stormwater Coalition of Monroe County funds, as approved by the Coalition, to complete the work of the Coalition in complying with Federal Phase II Stormwater Regulations set forth by the United States Environmental Protection Agency and the New York State Department of Environmental Conservation.

Section 3. Funding for this agreement is included in the proposed 2010 operating budget of the Department of Environmental Services, fund 9007, funds center 8575010000, Rochester Pure Waters District Special Expenses.

Section 4. This resolution shall take effect immediately.

Intergovernmental Relations Committee; November 17, 2009 – CV: 5-0
Environment and Public Works Committee; November 18, 2009 - CV: 5-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0372
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Daniele and Barker

Intro. No. 408
RESOLUTION NO. 315 OF 2009

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 named below, for mental health services, in an amount not to exceed $161,700, cumulatively for all contracts, for the period of January 1, 2010 through December 31, 2010:

Scott McDonald, M.D.
Michael McGrath, M.D.
Odysseus Adamides, M.D.
John Tokoli, M.D.
Kevin Robinson, M.D.
Joshua Jones, M.D.

Section 2. Funding for these contracts is available in the proposed 2010 operating budget of the Department of Human Services, Division of Mental Health, fund 9001, funds center 5701030000, 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 17, 2009 - CV: 6-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0374
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Daniele and Barker

Intro. No. 409
RESOLUTION NO. 316 OF 2009

AUTHORIZING CONTRACT WITH COORDINATED CARE SERVICES, INC. FOR PROVISION OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, ALCOHOLISM & SUBSTANCE ABUSE SERVICES FOR 2010

BE 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 Coordinated Care Services, Inc., for the provision of mental health, developmental disabilities, alcoholism and substance abuse services for the residents of Monroe County, in the amount of $38,201,766, for the period of January 1, 2010 through December 31, 2010.

Section 2. Funding for this contract is included in the proposed 2010 operating budget of the Department of Human Services, Division of Mental Health, fund 9001, funds centers 5702010000, Mental Health Services; 5702019300, Mental Health Services-Grant; 5702030000, Alcohol and Other Substance Abuse Services; 5702039300, Alcohol and Other Substance Abuse Services-Grant; 5702020000, Developmental Disabilities Services; and 5702029300, Developmental Disabilities Services-Grant, and fund 9300, funds center 5702010000, Mental Health Services.

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

Human Services Committee; November 17, 2009 - CV: 6-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0375
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Daniele and Barker

Intro. No. 410
RESOLUTION NO. 317 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE FOR 2009-2010 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 $1,234,451 grant from, and execute a contract and any amendments thereto with, the New York State Office of Temporary and Disability Assistance, for the 2009-2010 Home Energy Assistance Program, for the period of October 1, 2009 through September 30, 2010.

Section 2. The 2009 operating grant budget of the Department of Human Services, Division of Social Services, is hereby amended by appropriating the sum of $702,013 into fund 9300, funds center 5117010000, Home Energy Assistance Program.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 17, 2009 - CV: 6-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0376
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Daniele and Barker

Intro. No. 411
RESOLUTION NO. 318 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES FOR ALTERNATIVES TO DETENTION AND PREVENTION OF DETENTION AND RESIDENTIAL PLACEMENT FOR YOUTH AT RISK OF ENTERING JUVENILE JUSTICE SYSTEM OR BECOMING PERSON IN NEED OF SUPERVISION

BE 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 $253,905 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Children and Family Services, for Alternatives to Detention and Prevention of Detention and Residential Placement for Youth at Risk of Entering the Juvenile Justice System or Becoming a Person in Need of Supervision, for the period of July 1, 2009 through June 30, 2010.

Section 2. The 2009 operating budget of the Department of Human Services is hereby amended by appropriating the sum of $253,905 into fund 9300, funds center 5118010000, Alternatives to Detention.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 17, 2009 - CV: 6-0
Ways and Means Committee; December 3, 2009 - CV:11-0
File No. 09-0377
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Daniele and Barker

Intro. No. 412
RESOLUTION NO. 319 OF 2009

AMENDING RESOLUTION 199 OF 2009 TO ACCEPT ADDITIONAL FUNDING FROM NEW YORK STATE OFFICE FOR THE AGING FOR MONROE COUNTY OFFICE FOR THE AGING PROGRAMS

December 8, 2009

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

Section 1. Section 1 of Resolution 288 of 2008 is hereby amended to accept an additional $18,616 from, and to execute or amend existing contracts to the extent necessary with, the New York State Office for the Aging, for Monroe County Office for the Aging programs, bringing the total program award to $7,286,508, for the period of January 1, 2009 through July 31, 2010.

Section 2. The 2009 operating grant budget of the Department of Human Services, Office for the Aging, is hereby amended by appropriating the sum of $18,616 into grant fund 9300, funds center 5501020000, Aging Contract Services.

Section 3. The County Executive, or her designee, is hereby authorized to execute any applications, agreements and amendments thereto, with Lifespan of Greater Rochester, 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 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; November 17, 2009 - CV: 6-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0378
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Daniele and Barker

Intro. No. 413
RESOLUTION NO. 320 OF 2009

ACCEPTING FUNDS AND AUTHORIZING CONTRACTS FOR MONROE COUNTY OFFICE FOR THE AGING PROGRAMS IN 2010

BE 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 $7,051,879 from, and to execute a contract and any amendments thereto as necessary with, the New York State Office for the Aging, participant fees and contributions for aging programs, for the period of January 1, 2010 through July 31, 2011.

Section 2. The County Executive, or her designee, is hereby authorized to execute contracts, or any amendments thereto, with subcontractors listed in Attachment A, to provide senior services, in the amount of $6,575,064, for the period of January 1, 2010 through July 31, 2011.

Section 3. The County Executive, or her designee, is hereby authorized to execute any applications, intermunicipal agreements and amendments thereto, with New York State and/or municipalities 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 during the funding period according to the grantor requirements and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments.

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 17, 2009 - CV: 6-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0379
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

Attachment

ATTACHMENT A
SCHEDULE OF CONTRACTED SERVICES
OFFICE FOR THE AGING

The following is a list of subcontractors, funding and program services proposed by the Monroe County Office for the Aging. May change based on final funding allocations.

ADULT DAY SERVICES/SOCIAL ADULT DAY CARE

UNITY HEALTH SYSTEM
ST BARNARDS, CORNERSTONE, AND PARKPLACE ADULT DAY PROGRAMS — $ 148,336
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.

CAREGIVER ASSISTANCE/CAREGIVER RESOURCES

ALZHEIMER'S ASSOCIATION – ROCHESTER CHAPTER
CAREGIVER RESOURCE CENTER & ELDERCARE COUNSELING — $ 100,611
Caregiver education programs, counseling, outreach and development of caregiver support groups. Dementia support group services.

FAMILY RESOURCE CENTER - CRESTWOOD CHILDREN'S CENTER — $ 20,400
Support groups for caregivers over 60 who are providing kinship care for children under the age of 18.

CAREGIVER PROGRAM SERVICE ENHANCEMENTS — $ 23,653
Estimated funding and carryover, pending final allocations & adoption of the state budget.

COUNSELING AND ASSISTANCE

CATHOLIC FAMILY CENTER — $ 153,964
ELDERLY COMMUNITY OUTREACH & CASEWORKER PROGRAM
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. This program also assists senior citizens in applying for benefits such as food stamps, tax credits, SSI, etc.

LIFESPAN OF GREATER ROCHESTER
FINANCIAL MANAGEMENT SERVICES — $ 125,632
HEALTH INSURANCE INFORMATION COUNSELING & ASSISTANCE PROGRAM
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.

ELDER ABUSE PREVENTION

LIFESPAN OF GREATER ROCHESTER
ELDER ABUSE EDUCATION & OUTREACH SERVICES — $ 442,225
Provides elder abuse education and outreach to the general public, elderly persons, their families and caregivers, and to identify and prevent elder abuse, neglect and exploitation in nine counties.
This is a member item with Monroe County as a pass through.
EMERGENCY RESPITE SERVICE — $ 20,000
This program is specifically designed for individuals and their caregivers who receive Adult Protective Service from the Department of Human Services and are in need of emergency transportation, social and medical day care, in-home aide services and placement.
PROGRAM/SERVICE ENHANCEMENTS — $ 21,935
Estimated funding and carryover, pending final allocations & adoption of the state budget.

EMPLOYMENT & TRAINING

LIFESPAN OF GREATER ROCHESTER — $ 205,479
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.

HEALTH AND WELLNESS SERVICES FOR SENIORS

LIFESPAN OF GREATER ROCHESTER
GERIATRIC ADDICTION PROGRAM, (GAP) $ 25,000
This program is funded in conjunction with an initiative by the United Way.

LIFETIME CARE
OASIS CENTER
Educational, informational, cultural, health and fitness programs to persons over age 50. $ 26,378

HOME SUPPORT SERVICES – EXPANDED IN-HOME SERVICES FOR THE ELDERLY (EISEP) PROGRAM

CATHOLIC FAMILY CENTER $ 774,785
CASE MANAGEMENT, RESPITE, PERSONAL EMERGENCEY RESPONSE SYSTEM
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.

HCR, L. WOERNER CONTRACTS $1,146,407
IN HOME SERVICES - HOMEMAKER/PERSONEL CARE & HOUSEKEEPER/CHORE SERVICES
Various Home Health Agencies provide Level 1 and II In home client services for frail elders.
An EISEP case manager develops a care plan and authorizes services which are provided by one of the vendors.

CATHOLIC FAMILY CENTER $ 32,567
SUPPORT TO AGING RESIDENTS (STAR) -Non Medical Home Support & Assisted Transportation
Housekeeping, light chore service, and escorted transportation to medical appointments or grocery stores are provided to frail, isolated older persons throughout Monroe County.

INFORMATION, REFERRAL AND CASE ASSISTANCE - ELDERSOURCE

CATHOLIC FAMILY CENTER $ 30,600
LIFESPAN OF GREATER ROCHESTER $ 164.600
Eldersource is an information, referral, case assistance, substance abuse and mental health counseling program that provides services to seniors and their caregivers.

LEGAL SERVICES

MONROE COUNTY LEGAL ASSISTANCE CORPORATION $ 50,545
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.

NUTRITION SERVICES

HOME DELIVERED MEALS
VISITING NURSE SERVICE OF ROCHESTER & MONROE COUNTY $ 747,673
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/CONGREGATE MEAL PROGRAM
VARIOUS SENIOR NUTRITION CENTERS LOCATED IN MONROE COUNTY
Twenty-one senior nutrition sites located throughout Monroe County serve residents aged 60 and over with a hot nutritionally balanced meal, recreation programming, special events and other quality of life services for seniors.

ASSOCIATION FOR THE BLIND, MEAL PROGRAM, MEAL CATERING AND DELIVERY SERVICES $ 576,529

BADEN STREET SETTLEMENT, MARC SENIOR CENTER $ 20,900

CATHOLIC FAMILY CENTER, JUST FRIENDS SENIORR CENTER $ 53,812

CHARLES SETTLEMENT HOUSE, NORTHWEST ROCHESTER SENIOR CENTER $ 53,834

TOWN OF CHILI, CHILI SENIOR CENTER – PROVIDED MEALS ONLY $ 0

SENIOR CENTERS CONTINUED--

COMMUNITY PLACE OF ROCHESTER, COMMUNITY PLACE SENIOR CENTER	$ 44,406
TOWN OF GREECE COMMUNITY AND SENIOR CENTER	$ 52,708
TOWN OF HENRIETTA, HENRIETTA SENIOR CENTER – MEALS ONLY	$ 0
IBERO-AMERICAN ACTION LEAGUE, CENTRO DE ORO	$ 40,743
ITALIAN AMERICAN COMMUNITY CENTER, PROVIDED MEALS ONLY	$ 0
TOWN OF IRONDEQUOIT, IRONDEQUOIT SENIOR CENTER	$ 54,136
LIFESPAN OF GREATER ROCHESTER, LIFESPAN DOWNTOWN SR CENTER	$ 106,639
LIFETIME ASSISTANCE AT SWEDEN SENIOR CENTER	$ 5,500
MONROE COMMUNITY HOSPITAL, OFA MEAL PROGRAM AND CATERING	$ 19,725
MONTGOMERY NEIGHBORHOOD CENTER, SOUTHWEST SENIOR CENTER	$ 32,969
TOWN OF OGDEN, OGDEN SENIOR CENTER	$ 33,003
TOWN OF PARMA, HILTON-PARMA SENIOR CENTER	$ 2,140
TOWN OF PITTSFORD, PITTSFORD SENIOR CENTER	$ 24,800
WEGMANS FOOD MARKETS, CHILI SUPPER CLUB 60	$ 7,179
TOWN OF WEBSTER, WEBSTER SENIOR CENTER	$ 56,637
TOWN OF WHEATLAND, WHEATLAND SENIOR CENTER	$ 24,855

PROVIDER RESOURCE NETWORK

PEERPLACE, LLC — $ 20,000

County-wide computer network for OFA subcontracted providers that track, compile and generate mandated State and Federal reports.

TRANSPORTATION SERVICES

MEDICAL MOTOR SERVICE OF ROCHESTER & MONROE COUNTY

SENIOR CENTER TRANSPORTATION/VAN REPLACEMENTS — $ 449,487

Transportation provided for SKIP Generations, Park Place Southwest Adult Day Care and senior center participants to and from senior centers, for shopping, recreation, and other social trips.

WEATHERIZATION SERVICES — $ 105,810

Various heating and cooling contractors provide safety, furnace repairs, installations, and other services for low income seniors who are not eligible for other resources.

COORDINATED CARE SERVICES, INC. — $ 328,462

Management agency of service contracts that will include but not be limited to, the following service areas: CSI grant payments for senior centers, part-time specialists for medication management, pharmaceutical /Medicare Part D, assistance, education and outreach, in-home and nutrition service consultants, community based senior events (music fest, Spring Fling and health fairs),workshops and staff trainings.

TOTAL OFFICE FOR THE AGING CONTRACT SERVICES: $6,575,064

December 8, 2009

By Legislators Daniele and Barker

Intro. No. 414
RESOLUTION NO. 321 OF 2009

ACCEPTING FUNDS FROM NEW YORK STATE OFFICE FOR THE AGING FOR IMPLEMENTATION OF NY CONNECTS: CHOICES FOR LONG TERM CARE

BE 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 $233,000 grant from, and to execute a contract and any amendments thereto with, the New York State Office for the Aging, for NY Connects: Choices for Long Term Care, for the period of October 1, 2009 through September 30, 2010.

Section 2. The 2009 operating grant budget of the Department of Human Services is hereby amended by appropriating the sum of $233,000 into fund 9300, funds center 5118010000, NY Connects: Choices for Long Term Care POE Grant.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the funding period according to the grantor requirements and to make any necessary funding modifications, within grant guidelines, to meet contractual commitments.

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.

December 8, 2009

Human Services Committee; November 17, 2009 - CV: 6-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0380
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Daniele and Barker

Intro. No. 415
RESOLUTION NO. 322 OF 2009

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 a total amount not to exceed $4,312,995, for the period of January 1, 2010 through December 31, 2010.

Section 2. Funding for these contracts is included in the proposed 2010 operating budget of the Monroe County Department of Public Health in various accounts.

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

Human Services Committee; November 17, 2009 - CV: 6-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0381
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

Attachment

ATTACHMENT A

PROPOSED PROFESSIONAL SERVICES AGREEMENTS
AND AGENCY CONTRACTS FOR SERVICES
FOR THE MONROE COUNTY DEPARTMENT OF PUBLIC HEALTH

ADMINISTRATION AND SPECIAL SERVICES:
Contracts in this area support sub-registrar services in the Office of Vital Records; training services; student and community interns; special health studies including health surveys and dental health surveillance; technical and consultation resources for **HEALTH *ACTION***; consultation and public health programs from The Center for Community Health; epidemiology services; intermunicipal agreements, management consultation and general office support services; computer software purchase, system consultation, support, installation, upgrade and maintenance agreements; and support of public health education and employee wellness programs.

EMERGENCY MEDICAL SERVICES SUPPORT
These contracts support the EMS training program and provide reimbursement for Medical Director services.

MATERNAL CHILD HEALTH:
Contracts in this area support nursing services, staff training, fiduciary and management services, computer program access services, intermunicipal agreements; management consultation and general office support services; and computer system annual support and maintenance agreement and upgrades.

COMMUNICABLE DISEASE PREVENTION AND CONTROL:
Contracts provide physician, nurse practitioner, nursing, mental health, and social work and consultation services for the various clinic programs; STD Clinic services; interpreter services; audit services required for preparation of the Clinic cost report; computer software purchase, support, installation, system consultation upgrades and maintenance agreements for the computer system needs of the clinical programs; x-ray services to support the diagnosis and treatment of TB; foreign language interpretation; transportation services; ancillary service contracts required by new Medicaid billing methodology; contracts for preparation of certain medications; comprehensive laboratory services to support the diagnosis of communicable diseases such as STD and TB; intermunicipal agreements; management consultation and general office support services; and professional services contracts supporting compliance with NYS regulations.

ENVIRONMENTAL HEALTH:
Contracts include veterinarian services for Animal Rabies Vaccination Clinics and rabies specimen sample preparation; nuisance wildlife handler services; laboratory services for lead testing in blood, dust and soil; lead safe work practices training; local police enforcement services to conduct cigarette compliance checks; hearing officers for enforcement proceedings; environmental and water quality educational services; services of a hydro-geological consultant, and services of a food worker and food manager trainer; computer software purchase, system consultation, support, installation, upgrades and maintenance agreements; foreign language interpretation; intermunicipal agreements; and management consultation and general office support services.

MEDICAL EXAMINER:
Contracts include services for staff training, microbiology, histology and clinical chemistry; intermunicipal agreements; maintenance, upgrades, installation and support agreements for the ME computer systems, dictation and radiography systems; and consultation services from forensic specialists in the areas of pathology, anthropology, dentistry, psychology, neuropathology, psychiatry, entomology, and pediatric radiology.

EARLY INTERVENTION / EDUCATION FOR CHILDREN WITH DISABILITIES
Contracts in this area support computer consulting services and Medicaid and data management services.

December 8, 2009

By Legislators Daniele and Barker

Intro. No. 416
RESOLUTION NO. 323 OF 2009

ACCEPTING GRANT FROM UNITED STATES ENVIRONMENTAL PROTECTION AGENCY FOR CONTINUATION OF DELISTING PROCESSES FOR ROCHESTER EMBAYMENT AREA OF CONCERN PROGRAM; AUTHORIZING CONTRACT WITH ROCHESTER MUSEUM AND SCIENCE 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 a $485,298 grant from, and execute a contract and any amendments thereto with, the United States Environmental Protection Agency, for the Continuation of Delisting Processes for the Rochester Embayment Area of Concern Program, for the period of October 1, 2009 through September 30, 2014.

Section 2. The 2009 operating grant budget of the Department of Public Health is hereby amended by appropriating the sum of $485,298 into fund 9300, funds center 5806120000, Rochester Embayment Area of Concern Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with the Rochester Museum and Science Center, for the Continuation of Delisting Processes for the Rochester Embayment Area of Concern Program, in the amount of $33,375, for the period of October 1, 2009 through September 30, 2010, with the option to renew for one (1) additional one-year period, in the amount of $27,375.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 17, 2009 - CV: 6-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0382
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Daniele and Barker

Intro. No. 417
RESOLUTION NO. 324 OF 2009

ACCEPTING GRANT FROM UNITED STATES DEPARTMENT OF JUSTICE, NATIONAL INSTITUTE OF JUSTICE, FOR PAUL COVERDELL NATIONAL FORENSIC SCIENCES IMPROVEMENT PROGRAM (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 a $53,613 grant from, and to execute a contract and any amendments thereto with, the United States Department of Justice, National Institute of Justice, for the Paul Coverdell National Forensic Sciences Improvement Program, for the period of October 1, 2009 through September 30, 2010.

Section 2. The 2009 operating grant budget of the Department of Public Health is hereby amended by appropriating the sum of $53,613 into fund 9300, funds center 5804030000, 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 United States Department of Justice, National Institute of Justice.

Section 4. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 17, 2009 - CV: 6-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0383
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Daniele and Barker

Intro. No. 418
RESOLUTION NO. 325 OF 2009

ACCEPTING GRANT FROM UNITED STATES DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE, FOR EDWARD BYRNE COMPETITIVE GRANT PROGRAM: ENHANCING FORENSIC & CRIME SCENE INVESTIGATIONS

BE 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 in an amount not to exceed $168,599 from, and to execute a contract and any amendments thereto with, the United States Department of Justice, Bureau of Justice Assistance, for the Edward Byrne Competitive Grant Program: Enhancing Forensic & Crime Scene Investigations, for the period of August 1, 2009 through July 31, 2011.

Section 2. The 2009 operating grant budget of the Department of Public Health is hereby amended by appropriating the sum of $168,599 into fund 9300, funds center 5804020000, Byrne Memorial Forensic Laboratory Grant.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 17, 2009 - CV: 6-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0384
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

December 8, 2009

By Legislators Daniele and Barker

Intro. No. 419
RESOLUTION NO. 326 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF HOMELAND SECURITY FOR OFFICE OF HOMELAND SECURITY PROGRAM; AUTHORIZING CONTRACTS WITH UNIVERSITY OF ROCHESTER AND PATRIOT TOWERS, 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 grant in an amount not to exceed $191,750 from, and to execute a contract and any amendments thereto with, the New York State Office of Homeland Security, for the Office of Homeland Security Program, for the period of August 10, 2009 through August 9, 2010.

Section 2. The 2009 operating grant budget of the Department of Public Health is hereby amended by appropriating the sum of $191,750 into fund 9300, funds center 5801010000, Office of Homeland Security Grant.

Section 3. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with the University of Rochester, for the Office of Homeland Security Program, in the amount of $58,567, for the period of August 10, 2009 through August 9, 2010.

Section 4. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Patriot Towers, Inc., for the Office of Homeland Security Program, in the amount of $18,000, for the period of August 10, 2009 through August 9, 2010.

Section 5. The County Executive, or her designee, is hereby authorized to execute contracts and any amendments, and intermunicipal agreements, 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 6. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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; November 17, 2009 - CV: 6-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0385
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Daniele and Barker

Intro. No. 420
RESOLUTION NO. 327 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE FOR GREEN JOBS 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 $414,705 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Temporary and Disability Assistance, for the Green Jobs Corps Program, for the period of October 1, 2009 through September 30, 2010.

Section 2. The 2009 operating grant budget of the Department of Human Services is hereby amended by appropriating the sum of $414,075 into fund 9300, funds center 5118010000, Green Jobs.

Section 3. The County Executive is hereby authorized to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

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 17, 2009 - CV: 6-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0386
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Cassetti and Barker

Intro. No. 421
RESOLUTION NO. 328 OF 2009

AUTHORIZING CONTRACT WITH PASSERO ASSOCIATES FOR PROJECT CONSULTANTS 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 Passero Associates, for project consultant services for the Environmental Compliance Project at the Greater Rochester International Airport, in the amount of $158,000, along with any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. Funding for this contract, consistent with authorized uses, will be available in the capital fund to be created for this intended purpose.

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

Environment and Public Works Committee; November 18, 2009 - CV: 5-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0387
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Cassetti and Barker

Intro. No. 422
RESOLUTION NO. 329 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $800,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF PLANNING AND DESIGN THE PROPOSED MONROE COUNTY MULTI-AGENCY GREEN FUELING STATONS PROJECTS IN AND FOR SAID COUNTY

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 specific object or purpose of financing the cost of the proposed planning and design of the proposed Monroe County Green Fueling Stations Project, consisting of up to three (3) alternative-fueling dispensing stations dispensing alternative fuel, such as E-85, E-20, Bio-Diesel, Compressed Natural Gas (CNG), propane, and hydrogen, 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 specific object or purpose. The period of probable usefulness of the aforesaid specific object or purpose is five (5) years, pursuant to subdivision 62 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is determined to be $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 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.

Environment and Public Works Committee; November 18, 2009 - CV: 5-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0387.br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Cassetti and Barker

Intro. No. 423
RESOLUTION NO. 330 OF 2009

AUTHORIZING CONTRACTS WITH CRANE-HOGAN STRUCTURAL SYSTEMS, INC. AND SCHULER-HAAS ELECTRIC CORPORATION FOR CONSTRUCTION SERVICES FOR ROCHESTER PURE WATERS DISTRICT FRANK E. VANLARE WASTEWATER TREATMENT PLANT SLUDGE THICKENER MODIFICATION 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 mechanical construction services, for the Rochester Pure Waters District Frank E. VanLare Wastewater Treatment Plant Sludge Thickener Modification project, in the amount of $948,553.50, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract with Schuler-Haas Electric Corporation, for electrical construction services, for the Rochester Pure Waters District Frank E. VanLare Wastewater Treatment Plant Sludge Thickener Modification project, in the amount of $220,957, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 3. Funding for these contracts, consistent with authorized uses, is included in capital fund 1374 and any capital fund(s) created for the same intended purpose.

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

Environment and Public Works Committee; November 18, 2009 - CV: 5-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0388
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Cassetti and Barker

Intro. No. 424
RESOLUTION NO. 331 OF 2009

AUTHORIZING CONTRACT WITH BARTON & LOGUIDICE, P.C. FOR PROFESSIONAL SERVICES FOR MONROE COUNTY SOLID WASTE MANAGEMENT PLAN UPDATE 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 Barton & Loguidice, P.C., for professional services, for the Monroe County Solid Waste Management Plan Update Project, in the amount of $149,800, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. Funding for this contract, consistent with authorized uses, is included in capital funds 8944 and 1457, and any capital fund(s) created for the same intended purpose.

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

Environment and Public Works Committee; November 18, 1009 - CV: 5-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0390
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Colby and Barker

Intro. No. 425
RESOLUTION NO. 332 OF 2009

ACCEPTING FEDERAL AND STATE AID FOR OPERATION AND MAINTENANCE OF 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 Federal fiscal years 2009/2010 and 2010/2011, in the amount of $997,500 per year for two (2) years, a total of $1,995,000.

Section 2. Funding for the Rochester/Monroe County Traffic Control Center is included in the Department of Transformation, fund 9002, funds center 8004020000, Traffic Control Center.

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

Transportation Committee; November 18, 2009 - CV: 8-0
Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0391
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Colby and Cassetti

Intro. No. 426
RESOLUTION NO. 333 OF 2009

AUTHORIZING USE OF COUNTY ROADS AS DETOUR ROUTE DURING REPAVING OF INTERSTATE 490 BY NEW YORK STATE DEPARTMENT OF TRANSPORTATION

WHEREAS, in conformance with Section 10 of the New York State Highway Law, the New York State Department of Transportation proposes to utilize the following Monroe County road as part of the detour route during the repaving of Interstate 490: Kreag Road (County Road 27), between Pittsford-Victor Road (NY Route 96) and Pittsford-Palmyra Road (NY Route 31), 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 detour signs 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 road.

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 18, 2009 - CV: 8-0
File No. 09-0392
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 427
RESOLUTION NO. 334 OF 2009

AUTHORIZING CONTRACT WITH PATRICIA LYNCH ASSOCIATES, 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 Patricia Lynch Associates, Inc., for lobbying services related to the New York State government, in the amount of $60,000, for the period of January 1, 2010 through December 31, 2010.

Section 2. Funding for this contract is included in the proposed 2009 operating budget of the Monroe County Law Department, fund 9001, funds center 1601010000, Law Administration.

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

Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0393
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

December 8, 2009

By Legislators Barker and Driscoll

Intro. No. 428
RESOLUTION NO. 335 OF 2009

ACCEPTING MAINTENANCE JURISDICTION OF APPROXIMATELY ONE (1) ACRE OF RIGHT-OF-WAY FOR NEW YORK STATE HIGHWAY (ROUTE) NO. 404 (EMPIRE BOULEVARD), TOWN OF PENFIELD AND AUTHORIZE THE ABANDONMENT AND TRANSFER OF THE RIGHT-OF-WAY TO THE ABUTTING PROPERTY OWNERS

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

Section 1. The County Executive, or his designee, is hereby authorized to accept the transfer of maintenance jurisdiction of approximately one (1) acre of the right-of-way for New York State Highway (Route) no. 404 (Empire Boulevard) in the Town of Penfield, at no cost to the County, form the State of New York and to authorize the County Executive, or her designee, to execute an agreement and any other documents necessary to complete the transfer.

Section 2. The County Executive, or his designee, is hereby authorized to abandon and transfer approximately one (1) acre of surplus right-of-way for New York State Highway (Route) No. 404 (Empire Boulevard) in the Town of Penfield; and to authorize the County Executive, or her designee, to execute all necessary documents to convey the surplus right-of-way to the abutting owners for the appraised value as follows:

Parcel	Owner	Amount
TA# 108.06-1-1 0.30+/-acre 1420 Empire Blvd. Town of Penfield	South Bay Properties Holding Company, LLC 2740 Monroe Avenue Rochester, NY 14618	$29,319
TA# 108.06-1-8.1 0.70+/-acre 1384 Empire Blvd. Town of Penfield	County of Monroe Industrial Development Agency 8100 City Place Rochester, NY 14614	$115,618

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

Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0394
Adopted: Ayes 27, Noes 0, Abstained 1.
(Legislator Daniele abstained from voting with President's permission)
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 429
RESOLUTION NO. 336 OF 2009

DIRECTING THE REFUND OF CERTAIN MONROE COUNTY TAXES LEVIED AND COLLECTED AGAINST PROPERTY IN TOWNS OF GREECE AND WEBSTER

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:
2009	$3,482.26	Greece	090.03-1-2.2	Eastman Kodak Company
2009	$5,421.26	Webster	050.01-2-1	Hillside Children's Center
	$8,903.52			

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 $ 8,903.52 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	4,021.98
Town of Greece	921.14
Greece Ridge Fire (GR102)	506.20
D7N NWQ ADD SER CC (GR205)	67.50
Greece Town Light (GR311)	49.26
Sanitary Sewer No. 1 (GR702-B)	38.73
Town Wide Drainage (GR733-B)	1,012.68
Town of Webster	1,876.61
Northeast Joint Fire District (WE104)	409.42
	$8.903.52

Section4. 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; December 3, 2009 - CV: 11-0
File No. 09-0395
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators and Barker and Driscoll

Intro. No. 430
RESOLUTION NO. 337 OF 2009

DIRECTING CORRECTION, CANCELLATION AND LEVY OF CERTAIN MONROE COUNTY TAXES IN CITY OF ROCHESTER

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

December 8, 2009

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 Cancelled
Rocheseter	106.31-2-76	2008	$3,646.24	$241.63	$3,404.61

Following are the assessed owners:

Tax Account Number	Name and Mailing Address
106.31-2-76	City of Rochester 30 Church Rochester, NY 14614

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 $3,404.61.

Section 3. The Director of Finance - Chief Financial Officer is authorized and directed to levy the following amount against the following accounts:

Monroe County	603.63
Pure Waters O/M Gallon (RT222)	2,800.98
	$3,404.61

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; December 3, 2009 - CV: 11-0
File No. 09-0396
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker & Driscoll

Intro. No. 431
RESOLUTION NO. 338 of 2009

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. 09-0397), showing the total amount of Mortgage Tax allocated to the various tax districts in Monroe County to be $7,122,915.41 for the period April 1, 2009 through September 30, 2009.

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, 2009 as follows: one to the City of Rochester, Treasurer, in the amount of $777,266.81 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	$ 491,848.69
Chili	293.485.01
Clarkson	65,770.51
*Brockport Village	83.24
East Rochester	48,914.54
Gates	220,662.01
Greece	841,156.79

Hamlin		69,796.99
Henrietta		530,371.32
Irondequoit		483,899.65
Mendon		155,458.17
Honeoye Falls Village		15,741.38
Ogden		181,090.39
Spencerport Village		17,002.98
Parma		141,487.27
Hilton Village		22,574.88
Penfield		572,284.92
Perinton		711,205.13
Fairport Village		35,634.65
Pittsford		584,040.94
Pittsford Village		16,364.26
Riga		39,586.72
Churchville Village		7,623.82
Rush		48,511.95
Sweden		122,742.70
*Brockport Village		25,812.46
Webster		537,864.40
Webster Village		27, 820.22
Wheatland		30, 519.88
Scottsville Village		6,292.73
Town and Village Totals		$6,345,648.60
City of Rochester		777,266.81
TOTAL		$7,122,915.41
*Brockport Total:	$25,895.70	

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

Ways and Means Committee; December 3, 2009 - CV: 11-0
File No. 09-0397
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

December 8, 2009

By Legislators Barker and Driscoll

Intro. No. 432
MOTION NO. 88 OF 2009

PROVIDING THAT RESOLUTION (INTRO. NO. 365 OF 2009), ENTITLED "ADOPTION OF MONROE COUNTY ANNUAL BUDGET FOR THE YEAR 2010 AND ESTABLISHING 2010 MONROE COUNTY CLASSIFICATION, COMPENSATION AND SALARY SCHEDULE FOR MONROE COUNTY EMPLOYEES," BE LIFTED FROM THE TABLE

BE IT MOVED, that Resolution (Intro. No. 365 of 2009), entitled "ADOPTION OF MONROE COUNTY ANNUAL BUDGET FOR THE YEAR 2010 AND ESTABLISHING 2010 MONROE COUNTY CLASSIFICATION, COMPENSATION AND SALARY SCHEDULE FOR MONROE COUNTY EMPLOYEES," be lifted from the table.

File No. 09-0399
Adopted: Ayes 28, Noes 0.

By Legislators Barker and Driscoll

Intro. No. 433
MOTION NO. 89 OF 2009

PROVIDING THAT RESOLUTION (INTRO. NO. 365 OF 2009) ENTITLED "ADOPTION OF MONROE COUNTY ANNUAL BUDGET FOR THE YEAR 2010 AND ESTABLISHING 2010 MONROE COUNTY CLASSIFICATION, COMPENSATION AND SALARY SCHEDULE FOR MONROE COUNTY EMPLOYEES," BE ADOPTED

December 8, 2009

BE IT MOVED, that Resolution (Intro. No. 365 of 2009) entitled "ADOPTION OF MONROE COUNTY ANNUAL BUDGET FOR THE YEAR 2010 AND ESTABLISHING 2010 MONROE COUNTY CLASSIFICATION, COMPENSATION AND SALARY SCHEDULE FOR MONROE COUNTY EMPLOYEES," be adopted.

File No. 09-0399
Adopted: Ayes 16, Noes 12.
(Legislators Bronson, Andrews, Beebe, Cruz, Eckel, Esposito,Gamble, Haney, Heider, Lee, Lightfoot and O'Brien voted in the negative)

By Legislators Esposito and Beebe

Intro. No. 434
MOTION NO. 90 OF 2009

PROVIDING THAT INTRO. NO. 365 OF 2009 BE AMENDED

Be It Moved, that Intro. No. 365 of 2009, be amended as follows:

Section 1. Appropriations in the following accounts to be decreased in the following amounts:

Acct. 62-62-506120 to be decreased by $327,500
Acct. 12-1290-509070 to be decreased by $327,500
Acct. 12-1290-506120 to be decreased by $1,168,500

Section 2. Revenues in the following accounts to be decreased in the following amounts:

Acct. 62-62-412000 to be decreased by $327,500
Acct. 12-1209-400000 to be decreased by $1,496,000, for the purpose of lowering the property tax rate to $8.95 per $1,000 full value.

File No. 09-0399
Tabled: December 8, 2009

December 8, 2009

By Legislators Quatro and Driscoll

Intro. No. 435
MOTION NO. 91 OF 2009

PROVIDING THAT INTRO. NO. 434 OF 2009 BE TABLED

Be It Moved, that Intro. No. 434 of 2009 be, and hereby is, tabled.

File No. 09-0399
Adopted: Ayes 15, Noes 13.
(Legislators Bronson, Andrews, Beebe, Cruz, Eckel, Esposito, Gamble, Gumina, Haney, Heider, Lee, Lightfoot and O'Brien voted in the negative)

By Legislators Barker and Driscoll

Intro. No. 436
MOTION NO. 92 OF 2009

PROVIDING THAT INTRO. NO. 365 OF 2009 BE AMENDED

Be It Moved, that Intro. No. 365 of 2009, be amended as follows:

Appropriations are decreased as follows:

Account 9001-5114020000 (Juvenile Justice Facilities), commitment item 504400 (Public Assistance Benefits), by $55,436

Revenue in the following account is decreased as follows:

Account 9001-1209020000 (Unallocated – County General), commitment item 400000 (Property Taxes), by $55,436.

File No. 09-0399
Adopted: Ayes 28, Noes 0.

December 8, 2009

By Legislators Barker and Driscoll

Intro. No. 365
RESOLUTION NO. 339 OF 2009
(As Amended By Motion 92)

ADOPTION OF MONROE COUNTY ANNUAL BUDGET FOR THE YEAR 2010 AND ESTABLISHING 2010 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 December 3, 2009, this Legislature, pursuant to Section C4-4 of the Charter, hereby adopts the Annual Budget for the fiscal year 2010, beginning January 1, 2010, 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. 09-0400, 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 2010, as described and contained in the Monroe County Annual Budget for 2010, 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

Section 3. This resolution shall take effect in accordance with Section C4-4 of the Monroe County Charter.

Matter of Urgency
File No. 09-0399
Adopted: Ayes 16, Noes 12.
(Legislators Bronson, Andrews, Beebe, Cruz, Eckel, Esposito, Gamble, Haney, Heider, Lee, Lightfoot and O'Brien voted in the negative)
(Legislators Cassetti, Beebe and Lightfoot declared their interests prior to the vote)

By Legislators Cassetti and Barker

Intro. No. 437
MOTION NO. 93 OF 2009

PROVIDING THAT RESOLUTION (INTRO. NO. 368 OF 2009), ENTITLED "CONFIRMING AND ADOPTING ASSESSMENT ROLLS OF PURE WATERS SEWER DISTRICTS FOR 2010," BE LIFTED FROM THE TABLE

BE IT MOVED, that Resolution (Intro. No. 368 of 2009), entitled "CONFIRMING AND ADOPTING ASSESSMENT ROLLS OF PURE WATERS SEWER DISTRICTS FOR 2010," be lifted from the table.

File No. 09-0400
Adopted: Ayes 28, Noes 0.

By Legislators Cassetti and Barker

Intro. No. 438
MOTION NO. 94 OF 2009

PROVIDING THAT RESOLUTION (INTRO. NO. 368 OF 2009), ENTITLED "CONFIRMING AND ADOPTING ASSESSMENT ROLLS OF PURE WATERS SEWER DISTRICTS FOR 2010," BE ADOPTED

December 8, 2009

BE IT MOVED, that Resolution (Intro. No. 368 of 2009), entitled "CONFIRMING AND ADOPTING ASSESSMENT ROLLS OF PURE WATERS SEWER DISTRICTS FOR 2010," be adopted.

File No. 09-0400
Adopted: Ayes 28, Noes 0.

By Legislators Cassetti and Barker

Intro. No. 368
RESOLUTION NO. 340 OF 2009

CONFIRMING AND ADOPTING ASSESSMENT ROLLS OF PURE WATERS SEWER DISTRICTS FOR 2010 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 2010, as prepared by the Pure Waters Division of the Monroe County Department of Environmental Services and considered at public hearings on December 3, 2009, are hereby confirmed and adopted.

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

Matter of Urgency
File No. 09-0400
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

December 8, 2009

By Legislators Barker and Driscoll

Intro. No. 439

AUTHORIZING CONTRACTS WITH KPMG LLP AND BONADIO AND COMPANY, LLP FOR COUNTY OF MONROE AND MONROE COMMUNITY HOSPITAL INDEPENDENT AUDITS RESPECTIVELY

BE 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 the contract, and any amendments, with KPMG LLP for audit services for the County's basic financial statements, plus any contractually agreed upon supplemental services, subject to available appropriations, and with Bonadio and Company LLP for audit services for the Hospital's basic financial statements, plus any contractually agreed upon supplemental services, subject to available appropriations, to the Monroe County Legislature in accordance with Section C2-6(C)(11), Section C6-5(C)(2)(d)(1) and Section C4-8(A) of the Monroe County Charter for the years ending December 31, 2009, 2010, 2011 and 2012 with an option to extend for an additional one-year period.

Section 2. Funding for these contracts is included in the proposed 2010 Operating Budget of the Department of Finance, account fund 9001, funds center 1203010000, Controller Administration and Monroe Community Hospital, account fund 9012, funds center 6201010000, 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.

Ways and Means Committee; December 3, 2009 - CV: 10-1
File No. 09-0404

By Legislators Haney and Bronson

Intro. No. 440
MOTION NO. 95 OF 2009

PROVIDING THAT INTRO. NO. 439 OF 2009 BE SEVERED

December 8, 2009

Be It Moved, that Intro. No 439 of 2009 be, and hereby is, severed into the following two main motions:

1. The County Executive, or her designee, is hereby authorized to execute the contract, and any amendments, with KPMG LLP for auditing services for the County's basic financial statements, plus any contractually agreed upon supplemental services, subject to available appropriations.

2. The County Executive, or her designee, is hereby authorized to execute the contract, and any amendments, with Bonadio and Company LLP for audit services for the Hospital's basic financial statements, plus any contractually agreed upon supplemental services.

File No. 09-0404
Failed: Ayes 12, Noes 15.
(Legislators Bronson, Andrews, Beebe, Cruz, Eckel, Esposito, Gamble, Gumina, Haney, Heider, Lee and O'Brien voted in the positive)
(Legislator Lightfoot left the chambers and was not present for the vote)

By Legislators Barker and Driscoll

Intro. No. 439
RESOLUTION NO. 341 of 2009

AUTHORIZING CONTRACTS WITH KPMG LLP AND BONADIO AND COMPANY, LLP FOR COUNTY OF MONROE AND MONROE COMMUNITY HOSPITAL INDEPENDENT AUDITS RESPECTIVELY

BE 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 the contract, and any amendments, with KPMG LLP for audit services for the County's basic financial statements, plus any contractually agreed upon supplemental services, subject to available appropriations, and with Bonadio and Company LLP for audit services for the Hospital's basic financial statements, plus any contractually agreed upon supplemental services, subject to available appropriations, to the Monroe County Legislature in accordance with Section C2-6(C)(11), Section C6-5(C)(2)(d)(1) and Section C4-8(A) of the Monroe County Charter for the years ending December 31, 2009, 2010, 2011 and 2012 with an option to extend for an additional one-year period.

Section 2. Funding for these contracts is included in the proposed 2010 Operating Budget of the Department of Finance, account fund 9001, funds center 1203010000, Controller Administration and Monroe Community Hospital, account fund 9012, funds center 6201010000, 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.

Ways and Means Committee; December 3, 2009 - CV: 10-1
File No. 09-0404
Adopted: Ayes 27, Noes 0.
(Legislator Lightfoot left the chambers and was not present for the vote)
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Yolevich and Barker

Intro. No. 441
RESOLUTION NO. 342 OF 2009

RESCHEDULING FEBRUARY 2010 FULL LEGISLATURE MEETING

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

Section 1. Pursuant to Section 545-4(A) of the Rules of the Monroe County Legislature, the February 2010 Full Legislature meeting is hereby rescheduled to meet February 2, 2010.

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

Matter of Urgency
File No. 09-0405
Adopted: Ayes 27, Noes 0.
(Legislator Lightfoot returned to the chambers and was present for the vote)
(Legislator Bronson left the chambers and was not present for the vote)
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

December 8, 2009

By Legislators Cassetti and Barker

Intro No. 442
RESOLUTION NO. 343 OF 2009

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 8th day of December , 2009, at 6:15 p.m., 6:16 p.m., 6:17 p.m. 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, 2010.

GATES-CHILI-OGDEN SEWER DISTRICT
Operation and Maintenance Charge

$1.6100 per 1,000 gallons of water consumption (see Notes 1-3).

NORTHWEST QUADRANT PURE WATERS DISTRICT
Operation and Maintenance Charge

$1.2900 per 1,000 gallons of water consumption (see Notes 1-3).

Operation and Maintenance Charge for properties Receiving Local Collection System Services

$1.5100 per 1,000 gallons of water consumption (see Notes 1-3).

IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT
Operation and Maintenance Charge

$1.0900 per 1,000 gallons of water consumption (see Notes 1-3).

ROCHESTER PURE WATERS DISTRICT
Operation and Maintenance Charge

$2.4700 per 1,000 Gallons of water consumption (see Notes 1-3).

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 2010 County Tax Bill as a user charge. Accounts for which water consumption has not been calculated by December 1, 2009 will be billed at 60,000 gallons per unit for the user charge separately commencing January 1, 2010. 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 (3 Year)	$125.00
(2)	Renewal License or Permit Applications (3 Year)	$75.00
(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
(4)	Specialty Short Term Discharge Permit	$125.00

B. ***Septic Tank Hauling Rates***

Charge for Scavenger Waste $42.00/1,000 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 for each cleanout and 25.00 for repeat inspections of the same cleanout.	$50.00
(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*** $430.00/dry ton

F. ***Restaurant / Food Processing Grease Disposal Fee*** $125.00/1,000 gallons

G. ***Petroleum Storage Tank Wastewater*** $35.00/1,000 gallons

Laboratory and sampling (Minimum) $75.00/Truckload

December 8, 2009

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 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.

Matter of Urgency
File No. 09-0406
Adopted: Ayes 27, Noes 0.
(Legislator Bronson left the chambers and was not present for the vote)
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

December 8, 2009

By Legislators Cassetti and Barker

Intro. No. 443
RESOLUTION NO. 344 OF 2009

ACCEPTING GRANT FROM NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION; AUTHORIZING CONTRACTS WITH CRANE-HOGAN STRUCTURAL SYSTEMS, INC., CROSBY-BROWNLIE, INC., B&B MECHANICAL CONTRACTORS, INC., AND HEWITT-YOUNG ELECTRIC, LLC, FOR CONSTRUCTION SERVICES RELATED TO RECONSTRUCTION OF AND IMPROVEMENTS TO CIVIC CENTER PLAZA ROOF 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 grant from, and to execute a contract and any amendments thereto with, the New York State Environmental Facilities Corporation, for the Green Innovation Grant Program, in an amount anticipated to be $3,240,000, for the Reconstruction of and Improvements to the Civic Center Plaza Roof Project.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract with Crane-Hogan Structural Systems, Inc., in the amount of $7,609,500, for general construction, for the Reconstruction of and Improvements to the Civic Center Plaza Roof Project, along with any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 3. The County Executive, or her designee, is hereby authorized to execute a contract with Crosby-Brownlie, Inc, in the amount of $173,690, for mechanical construction services, for the Reconstruction of and Improvements to the Civic Center Plaza Roof Project, along with any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 4. The County Executive, or her designee, is hereby authorized to execute a contract with B&B Mechanical Contractors, Inc., in the amount of $575,444, for plumbing construction services, for the Reconstruction of and Improvements to the Civic Center Plaza Roof Project, along with any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 5. The County Executive, or her designee, is hereby authorized to execute a contract with Hewitt-Young Electric, LLC., in the amount of $359,360, for electrical construction services, for the Reconstruction of and Improvements to the Civic Center Plaza Roof Project, along with any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 6. Funding for these contracts, consistent with authorized uses, will be available in capital funds 1390 and 1316, once the additional financing authorization requested is approved, and any capital fund(s) created for the same intended purpose.

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

Matter of Urgency
File No. 09-0407
Adopted: Ayes 28, Noes 0.
(Legislator Bronson returns to the chambers and was present for the vote)
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Cassetti and Barker

Intro. No. 444
RESOLUTION NO. 345 OF 2009
SUPERSEDING BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $9,840,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE RECONSTRUCTION OF AND IMPROVEMENTS TO THE PARKING GARAGE ROOF UNDER THE CIVIC CENTER PLAZA, INCLUDING INCIDENTAL IMPROVEMENTS TO THE CIVIC CENTER PLAZA, IN AND FOR SAID COUNTY, AND SUPERSEDING THE SUPERSEDING BOND RESOLUTION ADOPTED ON DECEMBER 9, 2008 (RESOLUTION NO. 324 OF 2008)

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 parking garage roof under the Civic Center Plaza, including incidental improvements to the Civic Center Plaza, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $9,840,000 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 ($6,600,000 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 (it being hereby determined that such building is a class "A" building as described in clause (a) of subdivision 11 of paragraph a of Section 11.00 of the Local Finance Law), computed from July 14, 2009, the date of the first obligation issued therefor.

Section 2. The maximum estimated cost thereof is now determined to be $9,840,000, and the plan for the financing thereof is by the issuance of $9,840,000 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. 324 of 2008, being a superseding bond resolution dated December 9, 2008, 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 increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $6,600,000 to $9,840,000.

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. 09-0407.br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

December 8, 2009

By Legislators Cassetti and Barker

Intro. No. 445
RESOLUTION NO. 346 OF 2009

AUTHORIZING SUB-LEASE AGREEMENT WITH ROCHESTER FLIGHT SERVICES LLC, FOR AIRCRAFT HANGAR LOCATED AT 1205 SCOTTSVILLE ROAD AT GREATER ROCHESTER INTERNATIONAL AIRPORT

Section 1. The County Executive, or her designee, is hereby authorized to execute a sub-lease agreement on behalf of the Monroe County Airport Authority, and any amendments thereto, with Rochester Flight Services LLC, for the sub-lease of an aircraft hangar of approximately 19,740 square feet, and approximately 73,589 square feet of land located at 1205 Scottsville Road on the south side of the Greater Rochester International Airport, in the Town of Chili, in the amount of $143,460.26 per year., for a period of five (5) years, commencing upon the date of execution of the agreement, with the option to extend the term for two (2) additional five-year terms by mutual consent of both parties. The annual rate will be subject to review and possible escalation at three-year intervals during the term of the sub-lease and any extension(s). The escalations will be based upon increases in the Consumer Price Index (U.S. City Average CPI-U from the Bureau of Labor Statistics) from the effective date of the sub-lease.

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

Matter of Urgency
File No. 09-0408
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 446
RESOLUTION NO. 347 OF 2009

CONSENTING TO FINANCING BY MONROE COUNTY WATER AUTHORITY OF 2010 WATER FACILITIES CAPITAL PROJECTS

December 8, 2009

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 2010 water facilities capital projects included in Monroe County's proposed 2010 Capital Budget at an estimated cost of $5,380,000.

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

Matter of Urgency
File No. 09-0409
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 447
RESOLUTION NO. 348 OF 2009
SUPERSEDING BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $14,000,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE REHABILITATION OF RUNWAY 1/28 AND THE CONSTRUCTION OF RELATED SAFETY IMPROVEMENTS, INCLUDING INCIDENTAL IMPROVEMENTS, AT THE GREATER ROCHESTER INTERNATIONAL AIRPORT IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON DECEMBER 9, 2008 (RESOLUTION NO. 315 OF 2008)

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 rehabilitation of runway 10/28 and the construction of related safety 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 $14,000,000 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 ($11,000,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid class of objects or purposes is 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.

Section 2. The maximum estimated cost thereof is now determined to be $14,000,000, and the plan for the financing thereof is by the issuance of $14,000,000 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 supersede Resolution No. 315 of 2008, being a bond resolution dated December 9, 2008, except to the extent that any encumbrances have been made thereunder. No bonds or notes have been issued under Resolution No. 315 of 2008. 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 $11,000,000 to $14,000,000.

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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

December 8, 2009

By Legislators Barker and Driscoll

Intro. No. 448
RESOLUTION NO. 349 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $2,000,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE PURCHASE AND INSTALLATION OF PUBLIC SAFTY INTEGRATED MANAGEMENT INFORMATION SYSTEMS THAT INTERFACE WITH THE COMPUTER AIDED DISPATCH SYSTEM AT 9-1-1, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $2,000,000

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 purchase and installation of public safety integrated management information systems that interface with the computer aided dispatch system at 9-1-1, 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. 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 $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 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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 449
RESOLUTION NO. 350 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $225,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF ROOF IMPROVEMENTS AND RECONSTRUCTION AT MONROE COMMUNITY HOSPITAL, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $225,000

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 roof improvements and reconstruction at Monroe Community Hospital, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $225,000 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 12(a)(2) of paragraph a of Section 11.00 of the Local Finance Law (it being hereby determined that said building is a class "B" building as described in subdivision 11(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.

Section 2. The maximum estimated cost thereof is determined to be $225,000, and the plan for the financing thereof is by the issuance of $225,000 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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 450
RESOLUTION NO. 351 OF 2009
SUPERSEDING BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $5,480,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE PLANNING AND DESIGN AND CONSTRUCTION FOR A PREVENTATIVE MAINTENANCE PROGRAM FOR CERTAIN COUNTY ROADS, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $5,480,000 AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON FEBRUARY 11, 2009 (RESOLUTION NO. 53 OF 2009)

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 a preventative maintenance program for certain County roads, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $5,480,000 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 ($270,000 having been heretofore appropriated from one or more Capital Budgets to pay for related planning, design and construction costs). The period of probable usefulness of the aforesaid class of objects or purposes is fifteen (15) years, pursuant to subdivision 20 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is $5,480,000, and the plan for the financing thereof is by the issuance of $5,480,000 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 supersede Resolution No. 53 of 2009, being a bond resolution dated February 11, 2009, except to the extent that any encumbrances have been made thereunder. No bonds or notes have been issued under Resolution No. 53 of 2009. 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 $270,000 to $5,480,000, to expand the purpose to include effectuation of the planning, design and construction financed thereby and to change the period of probable usefulness from five (5) years to fifteen (15) years.

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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

December 8, 2009

By Legislators Barker and Driscoll

Intro. No. 451
RESOLUTION NO. 352 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $500,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE REPLACEMENT OF EQUIPMENT AND FURNISHINGS AT MONROE COMMUNITY HOSPITAL, 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 the replacement of equipment and furnishings at Monroe Community Hospital, 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 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 determined to be $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 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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 452
RESOLUTION NO. 353 OF 2009
SUPERSEDING BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $700,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE CONSTRUCTION OF ADDITIONS, INCLUDING RELATED IMPROVEMENTS, TO THE COBBS HILL PUBLIC SAFETY COMMUNICATIONS FACILITY AND GARAGE, IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON DECEMBER 9, 2008 (RESOLUTION NO. 330 OF 2008)

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 additions, including related improvements, to the Cobbs Hill public safety communications facility and garage, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $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 ($550,000 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 (it being

hereby determined that each such building is a class "A" building as described in clause (a) of subdivision 11 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; provided, however, that the period of probable usefulness for any improvement to leased real property that will not be removed by the County at the end of the lease term will not exceed the lesser of twenty-five (25) years or the remaining term of the lease as of the issue date.

Section 2. The maximum estimated cost thereof is now determined to be $700,000, and the plan for the financing thereof is by the issuance of $700,000 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 supersede Resolution No. 330 of 2008, being a bond resolution dated December 9, 2008, except to the extent that any encumbrances have been made thereunder. No bonds or notes have been issued under Resolution No. 330 of 2008. 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 $550,000 to $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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 453
RESOLUTION NO. 354 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

December 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $758,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE PURCHASE AND INSTALLATION OF AN ENTERPRISE-WIDE DATA STORAGE AND COMMUNICATIONS INFRASTRUCTURE SYSTEM, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $758,000

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 and installation of an enterprise-wide data storage and communications infrastructure system, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $758,000 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 $758,000, and the plan for the financing thereof is by the issuance of $758,000 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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

December 8, 2009

By Legislators Barker and Driscoll

Intro. No. 454
RESOLUTION NO. 355 OF 2009
SUPERSEDING BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $4,000,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE REPLACEMENT OF OUTDATED EQUIPMENT USED IN COUNTY-WIDE WASTE REDUCTION AND RECYCLING PROGRAMS, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $4,000,000 AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON DECEMBER 9, 2008 (RESOLUTION NO. 334 OF 2008)

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 outdated equipment used in County-wide waste reduction and recycling programs, 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 ($2,000,000 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 6 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 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. 334 of 2008, being a bond resolution dated December 9, 2008, except to the extent that any encumbrances have been made thereunder. No bonds or notes have been issued under Resolution No. 334 of 2008. 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 $2,000,000 to $4,000,000.

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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 455
RESOLUTION NO. 356 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $1,800,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE RECONSTRUCTION OF VARIOUS HIGHWAYS, INCLUDING BUT NOT LIMITED TO MILLING, RESURFACING AND IMPROVING DRAINAGE, EDGE TREATMENTS, SHOULDERS AND ROADWAY CONDITION, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $1,800,000

December 8, 2009

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 various highways, including but not limited to milling, resurfacing and improving drainage, edge treatments, shoulders and roadway condition, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $1,800,000 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. 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 11.0 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is $1,800,000, and the plan for the financing thereof is by the issuance of $1,800,000 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 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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 456
RESOLUTION NO. 357 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $200,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF INTERIOR IMPROVEMENTS AT MONROE COMMUNITY HOSPITAL, 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 interior improvements at Monroe Community Hospital, 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 determined to be $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 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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 457
RESOLUTION NO. 358 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $2,000,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE CONSTRUCTION OF TERMINAL IMPROVEMENTS TO IMPROVE PEDESTRIAN CIRCULATION AND TO PROVIDE ADDITIONAL LEASED SPACE FOR AIRLINE USE AT THE GREATER ROCHESTER INTERNATIONAL AIRPORT, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $2,000,000

December 8, 2009

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 to improve pedestrian circulation and to provide additional leased space for airline use at the Greater Rochester International Airport, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $2,000,000 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 14 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is $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 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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 458
RESOLUTION NO. 359 OF 2009
SUPERSEDING BOND RESOLUTION DATED DECEMBER 8, 2009

December 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $150,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE IDENTIFICATION, LABELING AND ABATEMENT OF ASBESTOS MATERIALS IN CONNECTION WITH THE RENOVATION OF County facilities, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $150,000 AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON DECEMBER 9, 2008 (RESOLUTION NO. 350 OF 2008)

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 connection with the renovation of County facilities, 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 ($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 12(a)(3) 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 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. 350 of 2008, being a bond resolution dated December 9, 2008, except to the extent that any encumbrances have been made thereunder. No bonds or notes have been issued under Resolution No. 350 of 2008. 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 $100,00 to $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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 459
RESOLUTION NO. 360 OF 2009
SUPERSEDING BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $670,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE REPLACEMENT OF ROOFS, SKYLIGHTS, ROOF DRAINS, GUTTERS AND ROOFING MASONRY STRUCTURES AND THE RECONSTRUCTION OF DECKING AT VARIOUS COUNTY BUILDINGS, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $670,000 AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON DECEMBER 11, 2007 (RESOLUTION NO. 499 OF 2007)

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 roofs, skylights, roof drains, gutters and roofing masonry structures and the reconstruction of decking at various County buildings, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $670,000 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 ($220,000

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 (it being hereby determined that such buildings are class "B" buildings as described in subdivision 11(b) of paragraph a of Section 11.00 of the Local Finance Law).

Section 2. The maximum estimated cost thereof is $670,000, and the plan for the financing thereof is by the issuance of $670,000 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 supersede Resolution No. 499 of 2007, being a bond resolution dated December 11, 2007, except to the extent that any encumbrances have been made thereunder. No bonds or notes have been issued under Resolution No. 499 of 2007. 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 $220,000 to $670,000.

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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 460
RESOLUTION NO. 361 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $750,000 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 FACILITIES, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COAST OF $750,000

December 8, 2009

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 Facilities, 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 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 determined to be $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 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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 461
RESOLUTION NO. 362 OF 2009
SUPERSEDING BOND RESOLUTION DATED DECEMBER 8, 2009

December 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $4,200,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE RENOVATION AND IMPROVEMENT OF CERTAIN BUILDINGS AT MONROE COMMUNITY COLLEGE, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $4,200,000 AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON DECEMBER 9, 2008 (Resolution No. 361 of 2008)

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 renovation and improvement of certain buildings at Monroe Community College, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $4,200,000 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 ($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 90 of paragraph a of Section 11.00 of the Local Finance Law (it being hereby determined that each such building is a class "A" or "B" building as described in subdivision 11(a) of paragraph a of Section 11.00 of the Local Finance Law).

Section 2. The maximum estimated cost thereof is $4,200,000, and the plan for the financing thereof is by the issuance of $4,200,000 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 supersede Resolution No. 361 of 2008, being a bond resolution dated December 9, 2008, except to the extent that any encumbrances have been made thereunder.. No bonds or notes have been issued under Resolution No. 361 of 2008. 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 $4,200,000.

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.

December 8, 2009

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 462
RESOLUTION NO. 363 OF 2009
SUPERSEDING BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $16,380,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST of ARCHITECTURAL RENOVATIONS AND ASSOCIATED INFRASTRUCTURE MODIFICATIONS AT MONROE COMMUNITY COLLEGE BUILDING 9, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $16,380,000 AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON DECEMBER 9, 2008 (RESOLUTION NO. 320 of 2008)

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 architectural renovations and associated infrastructure modifications at Monroe Community College Building 9 , in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $16,380,000 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. ($2,460,000 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 (it being hereby determined that said building is a class "A" building as described in subdivision 11(a) of paragraph a of Section 11.00 of the Local Finance Law), computed from July 14, 2009, the date of the first obligation issued therefor.

Section 2. The maximum estimated cost thereof is $16,380,000, and the plan for the financing thereof is by the issuance of $16,380,000 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 supersede Resolution No. 320 of 2008, being a bond resolution dated December 9, 2008, except to the extent that any encumbrances have been made thereunder. 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 $2,460,000 to $16,380,000.

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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 463
RESOLUTION NO. 364 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $500,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST of EXPANDING THE EXISTING COMPRESSED NATURAL GAS FACILITY AT THE GREATER ROCHESTER INTERNATIONAL AIRPORT TO PROVIDE OR CONVERT VEHICLES TO BE POWERED BY NATURAL GAS, 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 expanding the existing compressed natural gas facility at the Greater Rochester Airport and to provide or convert vehicles to be powered by natural gas, 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 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 $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 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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 464
RESOLUTION NO. 365 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $1,500,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE CONSTRUCTION OF NEW PARKING AREAS AND STRUCTURAL UPGRADES TO EXISTING AIRPORT PARKING FACILITIES, INCLUDING INCIDENTAL IMPROVEMENTS AND COSTS, AT THE GREATER ROCHESTER INTERNATIONAL AIRPORT IN AND FOR SAID COUNTY, AT AN ESTIMATED COST OF $1,500,000

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. or the class of objects or purposes of financing the cost of the construction of new parking areas and structural upgrades to existing airport parking facilities, including incidental improvements and costs, at the Greater Rochester International Airport in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $1,500,000 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 14 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. he maximum estimated cost thereof is $1,500,000, and the plan for the financing thereof is by the issuance of $1,500,000 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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 465
RESOLUTION NO. 366 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $225,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF RECONSTRUCTION AND IMPROVEMENT OF INFRASTRUCTURE AND THE BUILDINGS USED IN COUNTY-WIDE WASTE REDUCTION AND RECYCLING PROGRAMS AT THE MONROE COUNTY RESOURCE RECOVERY FACILITY AND RECYCLING CENTER COMPLEX, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $225,000

December 8, 2009

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 infrastructure and buildings used in County-wide waste reduction and recycling programs, including but not limited to, security, tipping and storage floor replacement, parking/staging and street milling/paving and drainage and utility upgrades at the Monroe County Resource Recovery Facility and Recycling Center complex in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $225,000 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-five (25) years, pursuant to subdivision 6 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is $225,000, and the plan for the financing thereof is by the issuance of $225,000 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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 466
RESOLUTION NO. 367 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $229,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE REPLACEMENT OF THE KLEM ROAD BRIDGE OVER THE MILL CREEK TRIBUTARY (3368070) IN THE TOWN OF WEBSTER, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $229,000

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 specific object or purpose of financing the cost of the replacement of the Klem Road Bridge over Mill Creek Tributary (3368070) in the Town of Webster, in and for the County of Monroe, New York (the "County"), it being determined that such replacement 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 $229,000 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 specific object or purpose. The period of probable usefulness of the aforesaid specific object or purpose 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 now determined to be $229,000, and the plan for the financing thereof is by the issuance of $229,000 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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 467
RESOLUTION NO. 368 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

December 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $192,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE REHABILITATION OF THE PENFIELD ROAD BRIDGE OVER IRONDEQUOIT CREEK, IN THE TOWN OF PENFIELD (BIN 1048530), IN AND FOR SAID COUNTY, AT AN ESTIMATED COAST OF $192,000

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 specific object or purpose of financing the cost of the rehabilitation of the Penfield Road Bridge over Irondequoit Creek, in the Town of Penfield (BIN 1048530), in and for the County of Monroe, New York (the "County"), it being determined that such replacement 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 $192,000 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 specific object or purpose. The period of probable usefulness of the aforesaid specific object or purpose 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 now determined to be $192,000, and the plan for the financing thereof is by the issuance of $192,000 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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

December 8, 2009

By Legislators Barker and Driscoll

Intro. No. 468
RESOLUTION NO. 369 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $344,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE REPLACEMENT OF THE TWIN BRIDGE ROAD BRIDGE OVER OATKA CREEK, IN THE TOWN OF WHEATLAND (BIN 3317380), IN AND FOR SAID COUNTY, AT AN ESTIMATED COST OF $344,000

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 specific object or purpose of financing the cost of the replacement of the Twin Bridge Road Bridge over Oatka Creek, in the Town of Wheatland (BIN 3317380), in and for the County of Monroe, New York (the "County"), it being determined that such replacement 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 $344,000 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 specific object or purpose. The period of probable usefulness of the aforesaid specific object or purpose 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 now determined to be $344,000, and the plan for the financing thereof is by the issuance of $344,000 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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 469
RESOLUTION NO. 370 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $340,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE PURCHASE OF A VESSEL FOR THE SHERIFF'S MARINE UNIT, AND ANCILLARY AND RELATED EQUIPMENT AND FURNISHINGS, IN AND FOR SAID COUNTY AT AN ESTIMATED MAXIMUM COST OF $340,000

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 specific object or purpose of financing the cost of the purchase of a vessel for the Sheriff's marine unit, and ancillary and related equipment and furnishings, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $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 specific object or purpose. The period of probable usefulness of the aforesaid specific object or purpose is ten (10) years, pursuant to subdivision 26 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is $340,000, and the plan for the financing thereof is by the issuance of $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.

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 ublication 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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 470
RESOLUTION NO. 371 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $100,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE CONSTRUCTION OF A THIRD OFF-EXHIBIT HOLDING AREA FOR THE ELEPHANTS AT THE SENECA PARK ZOO IN AND FOR SAID COUNTY, AT AN ESTIMATED COST OF $100,000

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 specific object or purpose of financing the cost of the construction of a third off-exhibit holding area 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 $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 specific object or purpose. The period of probable usefulness of the aforesaid specific object or purpose 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 now determined to be $100,000, and the plan for the financing thereof is by the issuance of $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 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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 471
RESOLUTION NO. 372 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $600,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE REPLACEMENT OF CULVERTS ON THE HIGHWAY SYSTEM, 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 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 $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 fifteen (15) years, under 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 $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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 472
RESOLUTION NO. 373 OF 2009
SUPERSEDING BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $480,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE RECONSTRUCTION AND IMPROVEMENT OF PORTLAND AVENUE FROM TITUS AVENUE TO THE CITY LINE, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $480,000 AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON DECEMBER 9, 2008 (RESOLUTION NO. 352 OF 2008)

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 Portland Avenue from Titus Avenue to the city line, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $480,000 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 ($290,000 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 road 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 $480,000, and the plan for the financing thereof is by the issuance of $480,000 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 supersede Resolution No. 352 of 2008, being a bond resolution dated December 9, 2008, except to the extent that any encumbrances have been made thereunder.. No bonds or notes have been issued under Resolution No. 352 of 2008. 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 $290,000 to $480,000.

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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 473
RESOLUTION NO. 374 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

December 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $600,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF GENERAL IMPROVEMENTS, AT THE MONROE COMMUNITY HOSPITAL COMPLEX, 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 general improvements, including but not limited to, structural support for the tunnel system to the Power Plant, replacement/recommissioning of mechanical and electrical systems and energy management systems, 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. The period of probable usefulness of the aforesaid class of objects or purposes is ten (10) years, pursuant to subdivision 90 of paragraph a of Section 11.00 of the Local Finance Law, as each item in said class of objects or purposes shall have a period of probable usefulness of at least ten (10) years under subdivisions 12 or 13 of said paragraph a.

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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

December 8, 2009

By Legislators Barker and Driscoll

Intro. No. 474
RESOLUTION NO. 375 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $650,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF INFRASTRUCTURE IMPROVEMENTS AT MONROE COMMUNITY HOSPITAL, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $650,000

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 at Monroe Community Hospital, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $650,000 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 13 of paragraph a of Section 11.00 of the Local Finance Law (it being hereby determined that such building is a class "B" building as described in clause (b) of subdivision 11 of paragraph a of Section 11.00 of the Local Finance Law).

Section 2. The maximum estimated cost thereof is determined to be $650,000, and the plan for the financing thereof is by the issuance of $650,000 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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 475
RESOLUTION NO. 376 OF 2009
SUPERSEDING BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $1,240,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE DESIGN AND CONSTRUCTION OF IMPROVEMENTS AT COUNTY PARKS IN THE ELLISON PARK AREA, IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON DECEMBER 9, 2008 (RESOLUTION NO. 357 OF 2008)

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 design and construction of improvements at County Parks in the Ellison Park area, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $1,240,000 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 ($240,000 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 of paragraph a of Section 11.00 of the Local Finance Law, computed from December 17, 2008, the date of the first obligation issued therefor.

Section 2. The maximum estimated cost thereof is now determined to be $1,240,000, and the plan for the financing thereof is by the issuance of $1,240,000 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 supersede Resolution No. 357 of 2008, being a bond resolution dated December 9, 2008, except to the extent that any indebtedness shall have already been contracted or encumbrances have been made thereunder. The purpose of this superseding bond resolution is to effect the following: to revise the stated purpose to include construction in addition to design, to increase the maximum estimated cost of the purpose and the amount of bonds to be issued therefor from $240,000 to $1,240,000, and to change the period of probable usefulness from five (5) years to fifteen (15) years.

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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 476
RESOLUTION NO. 377 OF 2009
SUPERSEDING BOND RESOLUTION DATED DECEMBER 8, 2009

December 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $1,090,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE DESIGN AND REPLACEMENT OF NORTH GREECE ROAD BRIDGE OVER NORTHRUP CREEK (BIN 3317530), IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $1,090,000 AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON DECEMBER 11, 2007 (RESOLUTION NO. 501 OF 2007)

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 design and replacement of North Greece Road Bridge over Northrup Creek (BIN 3317530), in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $1,090,000 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 ($215,000 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.

Section 2. The maximum estimated cost thereof is $1,090,000, and the plan for the financing thereof is by the issuance of $1,090,000 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 supersede Resolution No. 501 of 2007, being a bond resolution dated December 11, 2007, except to the extent that any encumbrances have been made thereunder.. No bonds or notes have been issued under Resolution No. 501 of 2007. 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 $215,00 to $1,090,000.

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.

December 8, 2009

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 477
RESOLUTION NO. 378 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $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 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 $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. 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 $275,000 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.

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 $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. The period of probable usefulness of the aforesaid class of objects or purposes is five (5) years, pursuant to subdivision 89 of paragraph a of Section 11.00 of the Local Finance Law, as each item in said class shall have a period of probable usefulness of five (5) years under subdivisions 32 or 35 of said paragraph a.

Section 2. Purpose (A): The maximum estimated cost thereof is now determined to be $275,000, and the plan for the financing thereof is by the issuance of $275,000 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.

Purpose (B): The maximum estimated cost thereof is now determined to be $125,000, and the plan for the financing thereof is by the issuance of $125,000 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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

December 8, 2009

By Legislators Barker and Driscoll

Intro. No. 478
RESOLUTION NO. 379 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $550,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE IMPROVEMENT OF IDENTIFIED TRAFFIC SAFETY AND CONGESTION PROBLEMS ON COUNTY HIGHWAYS AND AT COUNTY INTERSECTIONS, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM 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 the improvement 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 $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 ten (10) years, pursuant to subdivision 90 of paragraph a of Section 11.00 of the Local Finance Law, as each item in said class shall have a period of probable usefulness of at least ten (10) years under subdivision 20 (it being hereby determined that such road shall be of flexible pavement, rigid base or rigid pavement as described in said subdivision) or 72 of said paragraph a.

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 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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 479
RESOLUTION NO. 380 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $260,000 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 AT AN ESTIMATED MAXIMUM COST OF $260,000

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 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 $260,000 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 62 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is $260,000, and the plan for the financing thereof is by the issuance of $260,000 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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 480
RESOLUTION NO. 381 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $500,000 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, 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 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 $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 fifteen (15) years, pursuant to subdivision 12(a) of paragraph a of Section 11.00 of the Local Finance Law, as each of the buildings to be constructed or reconstructed is at least a class "B" building within the meaning of subdivision 11 of said paragraph a.

Section 2. The maximum estimated cost thereof is determined to be $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 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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 481
RESOLUTION NO. 382 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $300,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF IMPROVEMENTS AND MODIFICATIONS TO THE HALL OF JUSTICE, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $300,000

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 and modifications to the Hall of Justice, 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. 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 determined to be $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 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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 482
RESOLUTION NO. 383 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $800,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF RENOVATIONS AND IMPROVEMENTS TO THE HALL OF JUSTICE, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $800,000

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 to the Hall of Justice, 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. 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 (it being hereby determined that such building is a class "A" building as described in clause (a) of subdivision 11 of paragraph a of Section 11.00 of the Local Finance Law).

Section 2. The maximum estimated cost thereof is determined to be $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 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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 483
RESOLUTION NO. 384 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

December 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $100,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE PREPARATION OF A MASTER PLAN FOR AND, THE DESIGN OF IMPROVEMENTS TO POWDER MILLS PARK, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $100,000

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 preparation of a master plan for and the design of improvements to, Powder Mills Park, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $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. 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.

Section 2. The maximum estimated cost thereof is $100,000, and the plan for the financing thereof is by the issuance of $100,000 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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

December 8, 2009

By Legislators Barker and Driscoll

Intro. No. 484
RESOLUTION NO. 385 OF 2009
SUPERSEDING BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $3,067,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE RECONSTRUCTION AND IMPROVEMENT OF PORTIONS OF CULVER ROAD FROM ATLANTIC AVENUE TO GARSON AVENUE AND FROM LAURELTON ROAD TO CLIFFORD AVENUE PURSUANT TO SECTION 131-K OF THE HIGHWAY LAW, IN AND FOR SAID COUNTY, AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON DECEMBER 9, 2008 (RESOLUTION NO. 363 OF 2008)

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 Culver Road from Atlantic Avenue to Garson Avenue and from Laurelton Road to Clifford Avenue 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 $3,067,000 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 ($2,107,000 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 road 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 $3,067,000, and the plan for the financing thereof is by the issuance of $3,067,000 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 supersede Resolution No. 363 of 2008, being a bond resolution dated December 9, 2008, except to the extent that any encumbrances have been made thereunder. No bonds or notes have been issued under Resolution No. 363 of 2008. 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 $2,107,000 to $3,067,000.

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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 485
RESOLUTION NO. 386 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $500,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF UPGRADES AND IMPROVEMENTS TO VARIOUS BUILDINGS, STRUCTURES AND FACILITIES AT COUNTY PARKS, 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 upgrades and improvements to various buildings, structures and facilities at County parks, 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 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 $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 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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 486
RESOLUTION NO. 387 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $500,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE RECONSTRUCTION OF AND IMPROVEMENTS TO UTILITIES, ACCESS AND SITE IMPROVEMENTS AT COUNTY PARKS, 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:

December 8, 2009

Section 1. For the class of objects or purposes of financing the cost of reconstruction of and improvements to utilities, access and site improvements at County Parks, 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 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 determined to be $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 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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 487
RESOLUTION NO. 388 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $160,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF IMPROVEMENTS TO SENECA PARK, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $160,000

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 Seneca Park, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $160,000 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 $160,000, and the plan for the financing thereof is by the issuance of $160,000 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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 488
RESOLUTION NO. 389 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $121,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE PURCHASE OF EQUIPMENT FOR COUNTY PARKLAND MAINTENANCE ACTIVITIES, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $121,000

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 for County parkland maintenance activities, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $121,000 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 28 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is $121,000, and the plan for the financing thereof is by the issuance of $121,000 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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 489
RESOLUTION NO. 390 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $131,000 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, AT AN ESTIMATED MAXIMUM COST OF $131,000

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 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 $131,000 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 28 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is $131,000, and the plan for the financing thereof is by the issuance of $131,000 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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 490
RESOLUTION NO. 391 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $200,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF TRAFFIC ENGINEERING FOR CITY OF ROCHESTER-INITIATED HIGHWAY PROJECTS, 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 traffic engineering costs associated with City of Rochester-initiated highway projects, 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 ten (10) years, pursuant to subdivision 72 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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 491
RESOLUTION NO. 392 OF 2009
BOND RESOLUTION DATED DECEMBER 8, 2009

RESOLUTION AUTHORIZING THE ISSUANCE OF $64,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF IMPROVEMNTS TO THE MONROE COUNTY LIBRARY SYSTEM'S AUTOMATION SYSTEM, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF $64,000

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 Library System's automation system, including but not limited to, costs incurred from time to time for updated hardware, software, and telecommunications equipment, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued $64,000 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 $64,000, and the plan for the financing thereof is by the issuance of $64,000 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.

File No. 09-0410 br
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 492
RESOLUTION NO. 393 OF 2009

AUTHORIZING VARIOUS FINANCIAL APPROPRIATIONS AND TRANSFERS RELATING TO 2009 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 2009 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.

December 8, 2009

Matter of Urgency
File No. 09-0411
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

Attachment

2009 4TH QUARTER REALLOCATION

FD	DEP	DP NAME	FUND CENTER	FC NAME	CI	TO	FROM
9001	51	HUMAN SERVICES	5111019300	FAMILY ASSISTANCE - GRANT	504400	6,972,600	
9001	51	HUMAN SERVICES	5111019300	FAMILY ASSISTANCE - GRANT	404135		1,394,520
9001	51	HUMAN SERVICES	5111019300	FAMILY ASSISTANCE - GRANT	403060		5,578,080
				GENERAL FUND TOTAL		**6,972,600**	**6,972,600**
9003	13	OPEN SPACE FUND	1300010000	OPEN SPACE FUND	408000		347,864
9003	13	OPEN SPACE FUND	1300010000	OPEN SPACE FUND	504320	347,864	
				OPEN SPACE FUND TOTAL		**347,864**	**347,864**
				GRAND TOTAL		**7,320,464**	**7,320,464**

December 8, 2009

By Legislators Barker and Driscoll

Intro. No. 493
RESOLUTION NO. 394 OF 2009

2009 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 2009 Assessment Rolls for the City of Rochester and the Towns of Monroe County, reflecting the total assessment value, real and franchise, of $37,911,204,768 and

WHEREAS, application of the County's equalization rates result in full value, real and franchise, of $38,500,703,660.

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 2010, 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-2009 ASSESSMENTS FOR 2010 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 FRANCHISE
Brighton	2,493,519,872	46,890,591	$2,540,410,463	0	-2,892,349	100.00%	2,540,410,463
Chili	1,435,970,244	40,497,845	1,476,468,089	50,181,271	0	100.00%	1,476,468,089
Clarkson	298,788,031	6,789,501	305,577,532	7,743,882	0	100.00%	305,577,532
East Rochester	278,965,880	8,187,742	287,153,622	19,062,598	0	100.00%	287,153,622
Gates	1,462,888,662	38,539,626	1,501,428,288	58,656,253	0	100.00%	1,501,428,288
Greece	4,728,330,804	86,745,340	4,815,076,144	158,079,519	0	100.00%	4,815,076,144
Hamlin	170,276,732	2,408,223	172,684,955	678,612	0	43.00%	401,592,919
Henrietta	2,563,042,850	54,088,353	2,617,131,203	80,370,510	0	100.00%	2,617,131,203
Irondequoit	2,473,822,161	49,881,961	2,523,704,122	0	-11,800,747	100.00%	2,523,704,122
Mendon	841,700,982	14,245,843	855,946,825	6,077,028	0	100.00%	855,946,825
Ogden	1,025,344,143	14,471,753	1,039,815,896	12,063,783	0	100.00%	1,039,815,896
Parma	754,603,137	13,126,405	767,729,542	6,660,030	0	97.00%	791,473,755
Penfield	2,705,095,335	41,795,208	2,746,890,543	277,844,312	0	100.00%	2,746,890,543
Perinton	3,606,575,287	38,412,622	3,644,987,909	41,625,430	0	100.00%	3,644,987,909
Pittsford	2,758,222,686	31,114,506	2,789,337,192	29,047,864	0	100.00%	2,789,337,192
Riga	287,389,221	9,422,373	296,811,594	17,885,205	0	100.00%	296,811,594
Rush	270,025,471	8,419,365	278,444,836	12,451,328	0	100.00%	278,444,836
Sweden	541,388,791	9,885,033	551,273,824	3,467,465	0	100.00%	551,273,824
Webster	2,693,800,964	31,595,181	2,725,396,145	40,262,443	0	89.00%	3,062,242,860
Wheatland	250,541,357	7,637,893	258,179,250	2,916,702	0	100.00%	258,179,250
Rochester	5,218,584,399	498,172,395	5,716,756,794	49,701,563	0	100.00%	5,716,756,794
TOTAL COUNTY	$36,858,877,009	$1,052,327,759	$37,911,204,768	$874,775,798	($14,693,096)		$38,500,703,660

COUNTY RATE OF EQUALIZATION	98.468862031%
COUNTY INCREASE (DECREASE) REAL ESTATE	$809,834,389
COUNTY INCREASE (DECREASE) FRANCHISE	$50,248,313
COUNTY INCREASE REAL & FRANCHISE	$860,082,702

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 98.468862031%.

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. 09-0412
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

December 8, 2009

By Legislators Barker and Driscoll

Intro. No. 494
RESOLUTION NO. 395 OF 2009

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 $19,684,580.57, 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.

2009-2010 DELINQUENT SCHOOL TAX

TOWN	TAX	RELEVY PENALTY	TOTAL
Brighton	1,252,515.53	87,676.33	1,340,191.86
Chili	889,989.29	62,299.21	952,288.50
Clarkson	248,714.71	17,410.01	266,124.72
Gates	1,198,055.68	83,863.90	1,281,919.58
Greece	2,565,796.45	179,605.85	2,745,402.30
Hamlin	287,605.69	20,132.36	307,738.05
Henrietta	1,175,594.38	82,291.52	1,257,885.90

Irondequoit	2,093,133.48	146,519.27	2,239,652.75
Mendon	573,349.48	40,134.47	613,483.95
Ogden	466,833.01	32,678.26	499,511.27
Parma	522,890.58	36,602.36	559,492.94
Penfield	1,498,665.59	104,906.60	1,603,572.19
Perinton	1,375,439.54	96,280.78	1,471,720.32
Pittsford	1,074,201.00	75,194.13	1,149,395.13
Riga	190,528.20	13,336.96	203,865.16
Rush	118,625.88	8,303.83	126,929.71
Sweden	564,277.32	39,499.53	603,776.85
Webster	1,866,914.05	130,683.82	1,997,597.87
Wheatland	203,324.09	14,232.73	217,556.82
E Rochester	230,350.19	16,124.51	246,474.70
TOTAL	18,396,804.14	1,287,776.43	19,684,580.57

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

Matter of Urgency
File No. 09-0413
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 495
RESOLUTION NO. 396 OF 2009

AUTHORIZING DIRECTOR OF FINANCE FOR COUNTY OF MONROE TO MAKE REFUNDS OR CORRECTIONS OF TAXES IN AMOUNT OF $2,500 OR LESS

December 8, 2009

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 2010.

Matter of Urgency
File No. 09-0414
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

By Legislators Barker and Driscoll

Intro. No. 496
RESOLUTION NO. 397 OF 2009

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 2010 LEVY

TOWN NAME	DELINQUENT SEWER	DELINQUENT WATER
BRIGHTON	$1,903.36	$ 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	0.00
HENRIETTA	37,681.90	0.00
IRONDEQUOIT	0.00	88,629.71
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	12,920.31	3,354.65
WHEATLAND	0.00	0.00
EAST ROCHESTER	0.00	0.00
TOWN TOTALS	$52,525.73	$91,984.36

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

Matter of Urgency
File No. 09-0415
Adopted: Ayes 28, Noes 0.
Approved by County Executive Maggie Brooks, December 15, 2009.
Effective Date: December 15, 2009.

RECOGNITION OF MONROE COUNTY LEGISLATORS – PRESENTATION OF PLAQUES

Legislators John G. (Jack) Driscoll and José A. Cruz were presented with plaques to commemorate their contributions to the Legislature and Monroe County during their respective tenures. They delivered farewell remarks and were greeted with a standing ovation. Vice President Jeffrey R. Adair presented President Zyra with a plaque to commemorate his contribution to the Legislature and Monroe County during his tenure. He delivered farewell remarks and was greeted with a standing ovation.

UNFINISHED BUSINESS

Legislator O'Brien recognized and congratulated both Daniel M. DeLaus, Jr. and William Taylor on their new positions as Deputy County Executive and County Attorney respectively.

Upon Motion by Legislator Quatro, the Legislature adjourned at 9:15 P.M.

LISA POLITO NICOLAY
Clerk of the Legislature

FIFTEENTH DAY

MONDAY, DECEMBER 21, 2009

Legislature met pursuant to a Special Meeting Notice
Regarding "Total Tax Levy 2010 and Levying Taxes and Assessments
Required for Purposes of Annual Budgets Of Towns Of Monroe County for Year
2010

(File Nos. 09-0420 and 09-0421)

President Wayne E. Zyra in the Chair.

ROLL CALL

Present — Legislators Adair, Andrews, Antelli, Barker, Beebe, Bronson, Cassetti, Colby, Cruz, Driscoll, Eckel, Esposito, Gumina, Haney, Hanna, Heider, Kaleh, Lee, Lightfoot, McCann, O'Brien, Quatro, Tucciarello, Valerio, Yolevich, Zyra – (26)

Absent – Legislators Daniele, Drawe and Gamble (3)

ANNOUNCEMENT

President Zyra stated that the business to be conducted at this meeting, pursuant to Section C2-9C (1) of the County Charter and Section 545-5 of the Rules of the Legislature of the County of Monroe is the following:

> Notification of this special meeting was given to legislators and the media by the Deputy Clerk of the Legislature on Tuesday, December 15, 2009 pursuant to Section 545-5 of the Rules of the Monroe County Legislature.

Meeting formally opened. President Zyra requested a moment of silent prayer. The Pledge of Allegiance to the Flag was led by Legislator John G. Driscoll.

MOTIONS, RESOLUTIONS AND NOTICES

By Legislators Quatro and Bronson

Intro. 497
RESOLUTION NO. 398 OF 2009
MEMORIAM

EXPRESSING REGRET OF THE MONROE COUNTY LEGISLATURE ON THE RECENT PASSING OF PETER D. FORMICOLA

BE IT RESOLVED, that the Monroe County Legislature hereby expresses its deep sympathy at the recent passing of Peter D. Formicola, former member of the Monroe County Legislature; and

WHEREAS, Peter passed away at age 61 on Sunday, December 20, 2009; and

WHEREAS, Peter will always be remembered as a man dedicated to public service and his community. Peter represented the Town of Gates in the Monroe County Legislature from 1982-1991; and

WHEREAS, Peter was the president-elect of the Rochester Rotary Club. He had also served as the President of the Italian Heritage Foundation, as a board member for the Golisano Children's Hospital at Strong, and was a founding board member of Camp Good Days and Special Times; and

WHEREAS, Peter was a devoted family man. He is survived by his wife Allison, his daughter Raena; as well as his grandchildren, George and Peter; and

WHEREAS, Peter will long be remembered for his leadership and his contributions to our community; and

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. 09-0422

PETITIONS AND COMMUNICATIONS

From the President of the Legislature — WAYNE E. ZYRA

Regarding Legislative Meetings Calendar.
Read and Print. (File No. 09-416)

December 14, 2009

Cheryl M. Rozzi, Deputy Clerk
Monroe County Legislature
407 County Office Building
Rochester, New York 14614

Re: Legislature Meetings Calendar for the Year 2010

Dear Ms. Rozzi:

In Accordance with Resolution 342 of 2009, Section 545-4(A) of the Code of Monroe County and Section C2-9 on the Monroe County Charter, I submit to you the Legislative Meetings Calendar for the Year 2010.

Please file the attachment accordingly.

Sincerely,
WAYNE E. ZYRA
President
Monroe County Legislature

Regarding Calling a Special Meeting of the Legislature.
Read and Print. (File No. 09-0418)

Cheryl Rozzi, Deputy Clerk
Monroe County Legislature
407 County Office Building
Rochester, New York 14614

December 15, 2009

December 21, 2009

Re: Special Meeting of the Monroe County Legislature

Dear Mrs. Rozzi:

Pursuant to the authority vested in me as President of the Legislature by Section C2-9C (1) of the County Charter and Section 545-5 of the Rules of the Monroe County Legislature, I hereby direct you to call a special meeting of the Legislature for Monday, December 21, 2009 at 6:00 p.m. in the Chambers of the Legislature, 406 County Office Building.

The business to be conducted at the special meeting will be the following items:

1) **Total Tax Levy 2010**

2) **Levying Taxes and Assessments Required for Purposes of Annual Budgets of Towns of Monroe County for Year 2010**

Please give notice of this special meeting of the County Legislature to the members of the Legislature in accordance with the provisions of Section C2-9C (2) of the County Charter. Thank you for your assistance.

Sincerely,
WAYNE E. ZYRA
President
Monroe County Legislature

Regarding Expressing Regret of the Monroe County Legislature on the Recent Passing of Former County Legislator Peter D. Formicola.

Read and Adopted under Section 545-24 (A)(3). (File No. 09-422)

From the County Executive — MAGGIE BROOKS

Declaring Communication Regarding Total Tax Levy to be a Matter of Urgency.

Read and Adopted under Section 545-24 (A)(3). (File No. 09-420)

December 21, 2009

Declaring Communication Regarding Levying Taxes and Assesments to be a Matter of Urgency.

Read and Adopted under Section 545-24 (A)(3). (File No. 09-421)

OTHER COUNTY OFFICIALS

Cheryl M. Rozzi, Deputy Clerk of the Legislature – Regarding Summaries of the 2010 Town Budgets.

Read and Print. (File No. 09-417)

December 21, 2009

To The Honorable
Monroe County Legislature
407 County Office Building
Rochester, NY 14614

Re: Summaries of the 2010 Town Budgets

Honorable Legislators:

I, Cheryl M. Rozzi, Deputy 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 2010 Town Budgets, to be printed in the Official 2009 Proceedings of the Legislature.

Respectfully submitted,
Cheryl M. Rozzi
Deputy Clerk of the Legislature

Attachment

2010 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	$14,406,010.00	$5,807,775.00	$825,000.00	$7,773,235.00
Highway	4,919,205.00	1,050,125.00	110,000.00	3,759,080.00
Library	1,936,805.00	137,300.00	20,000.00	1,779,505.00
Debt Service Fund	95,050.00	.00	95,050.00	.00
TOTAL	$21,357,070.00	$6,995,200.00	$1,050,050.00	$13,311,820.00

TOWN OF CHILI

Fund	*Appropriations And Provisions For Other Uses*	*Less Estimated Revenues*	*Less Unexpended Balances*	*(Levy) Amount To Be Raised By Tax*
General	$6,691,330.38	$2,846,214.00	$1,902,933.00	$1,942,183.38
Highway	3,798,790.00	646,250.00	375,000.00	2,777,540.00
Library	1,049,085.00	97,323.00	34,384.00	917,378.00
TOTAL	$11,539,205.38	$3,589,787.00	$2,312,317.00	$5,637,101.38

TOWN OF CLARKSON

Fund	*Appropriations And Provisions For Other Uses*	*Less Estimated Revenues*	*Less Unexpended Balances*	*(Levy) Amount To Be Raised By Tax*
General	$1,005,453.43	$445,955.00	$43,500.00	$515,958.43
General-Outside Village	479,632.46	101,425.00	65,500.00	312,707.46
Highway-Townwide	1,148,273.52	427,647.44	541,500.00	179,126.08
Highway-Outside Village	174,840.78	22,751.40	86,000.00	66,089.38
TOTAL	$2,808,200.19	$997,818.84	$736,500.00	$1,073,881.35

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	$10,568,490.00	$4,204,000.00	525,000.00	$5,839,490.00
Highway-Townwide	2,914,063.00	655,314.00	N/A	2,258,749.00
Public Library	1,288,991.00	67,090.00	35,590.00	1,186,311.00
Debt Service Fund	518,574.00	.00	.00	518,574.00
TOTAL	$15,290,118.00	$4,926,404.00	560,590.00	$9,803,124.00

TOWN OF GREECE

Fund	Appropriations And Provisions For Other Uses	Less Estimated Revenues	Less Unexpended Balances	(Levy) Amount To Be Raised By Tax
General	$33,018,663.00	$11,568,363.00	$3,026,690.00	$18,423,610.00
Highway	10,996,455.00	1,535,641.00	.00	9,460,814.00
Library	3,229,837.00	192,242.00	.00	3,037,595.00
TOTAL	$47,244,955.00	$13,296,246.00	$3,026,690.00	$30,922,019.00

TOWN OF HAMLIN

Fund	Appropriations And Provisions For Other Uses	Less Estimated Revenues	Less Unexpended Balances	(Levy) Amount To Be Raised By Tax
General	$1,523,550.42	$807,830.50	$255,000.00	$460,720.12
Highway-Townwide	1,420,348.45	698,071.00	225,000.00	497,277.45
Library	182,541.49	10,853.00	.00	171,688.49
TOTAL	$3,126,440.56	$1,516,754.50	$480,000.00	1,129,686.06

TOWN OF HENRIETTA

Fund	Appropriations And Provisions For Other Uses	Less Estimated Revenues	Less Unexpended Balances	(Levy) Amount To Be Raised By Tax
General	$7,919,452.00	$5,699,305.00	$2,220,147.00	.00
Highway	3,613,055.00	1,150,154.00	132,324.00	2,154,756.00
Library	1,332,910.00	252,500.00	54,724.00	1,025,686.00
TOTAL	$12,865,417.00	$7,101,959.00	$2,407,195.00	$3,180,442.00

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	$18,212,065.00	$8,101,526.00	$.00	$10,110,539.00
Library	1,857,932.00	173,647.00	10,000.00	1,674,285.00
Total Highway	5,909,058.00	1,127,710.00	$70,000.00	4,711,348.00
TOTAL	$25,979,055.00	$9,402,883.00	$80,000.00	$16,496,172.00

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	$1,255,938	$447,690	$90,000	$673,748
Town-Outside Village	$664,367	$515,117	$145,000	4,250
Highway-Townwide	$987,993	$351,900	120,000	488,093
Highway-Outside Village	$1,152,642	$458,400	$60,000	$634,242
Library	$294,166	$25,332	$36,000	232,834
TOTAL	$4,355,106	$1,798,439	$451,000	$2,033,167

TOWN OF OGDEN

Fund	Appropriations And Provisions For Other Uses	Less Estimated Revenues	Less Unexpended Balances	(Levy) Amount To Be Raised By Tax
General	$5,078,690.00	$1,122,439.00	129,570.00	$3,816,681.00
Part–Town Fund	667,618.00	545,445.00	.00	122,173.00
Highway	2,726,646.00	932,255.00	.00	1,793,391.00
Townwide Drainage	132,814.00	.00	.00	132,814.00
TOTAL	$8,605,768.00	$2,600,139.00	$129,570.00	$5,865,059.00

TOWN OF PARMA

Fund	Appropriations And Provisions For Other Uses	Less Estimated Revenues	Less Unexpended Balances	(Levy) Amount To Be Raised By Tax
General	$2,450,718.00	$1,115,340.00	$183,013.00	$1,152,365.00
Part-Town	420,491.50	420,491.50	.00	.00
Highway-Townwide	658,824.00	481,000.00	70,000.00	107,824.00
Highway-Part-Town	678,295.00	381,880.00	.00	296,415.00
Library	474,732.00	$28,300.00	.00	446,432.00
TOTAL	$4,683,060.50	$2,427,011.50	$253,013.00	$2,003,036.00

TOWN OF PENFIELD

Fund	Appropriations And Provisions For Other Uses	Less Estimated Revenues	Less Unexpended Balances	(Levy) Amount To Be Raised By Tax
General	$9, 191,890.00	$5,940,461.00	$181,000.00	$3,070,429.00
Highway	4,096,383.00	1,272,500.00	.00	2,626,883.00
Library	1,689,136.00	96,500.00	.00	1,567,636.00
TOTAL	$14,977,409.00	$7,309,461.00	$181,000.00	$7,264,948.00

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	$4,564,196.00	$3,825,500.00	$355,000.00	$383,696.00
General-Outside Village	1,606,968.00	1,341,968.00	265,000.00	.00
Highway-Townwide	3,331,000.00	1,300,000.00	50,000.00	1,981,000.00
Highway-Outside Village	3,083,000.00	1,592,232.00	20,000.00	1,470,768.00
Recreation & Parks	4,069,615.00	1,668,000.00	45,000.00	2,356,615.00
TOTAL	$16,654,779.00	$9,727,700.00	$735,000.00	6,120,045.00
Less Tax Relevy				9,443.00
NET TOTAL				$6,182,636.00

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	$7,608,062.00	$2,732,137.00	$860,000.00	$4,015,925.00
General-Outside Village	969,525.00	726,698.00	242,827.00	.00
Highway-Townwide	2,235,522.00	401,500.00	287,169.00	1,546,853.00
Highway-Outside Village	2,354,821.00	662,000.00	614,300.00	1,078,521.00
Library	1,074,259.00	99,200.00	45,500.00	929,559.00
TOTAL	$14,242,189.00	$4,621,535.00	$2,049,796.00	$7,570,858.00

TOWN OF RIGA

Fund	Appropriations And Provisions For Other Uses	Less Estimated Revenues	Less Unexpended Balances	(Levy) Amount To Be Raised By Tax
General	$1,629,894.00	$300,244.00	$1,329,650.00	.00
General-Outside Village	85,646.00	85,646.00	.00	.00
Highway-Townwide	713,472.00	701,784.00	11,688.00	.00
Highway-Outside Village	175,168.00	114,684.00	60,484.00	.00
Capital	78,000.00	78,000.00	.00	.00
TOTAL	$2,682,180.00	$1,280,358.00	$1,401,822.00	$.00

December 21, 2009

TOWN OF RUSH

Fund	Appropriations And Provisions For Other Uses	Less Estimated Revenues	Less Unexpended Balances	(Levy) Amount To Be Raised By Tax
General	$1,064,450.00	($479,305.00)	00	$583,760.00
Highway	954,655.00	(545,440.00)	(65,000.00)	344,215.00
Library	166,079.00	(9,820.00)	.00	156,259.00
R&B Debt Service	137,250.00	.00	.00	137,250.00
TOTAL	$2,322,434.00	($1,034,565.00)	($65,000.00)	$1,222,869.00

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	$2,571,807.00	$1,028,475.00	$275,100.00	$1,268,232.00
General-Outside Village	500,398.00	313,600.00	186,585.00	213.00
Highway-Townwide	.00	.00	.00	.00
Highway-Outside Village	1,348,586.00	346,100.00	225,000.00	777,486.00
TOTAL	$4,420,791.00	$1,688,175.00	$686,685.00	$2,045,931.00

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	$14,250,849.00	$3,694,512.00	$755000.00	$9,801,337.00
General-Part-Town	833,577.00	624,100.00	130,000.00	79,477.00
Highway-Townwide	896,875.00	206,850.00	225,000.00	465,025.00
Highway- Part-Town	4,019,100.00	2,383,300.00	275,000.00	1,360,800.00
TOTAL	$20,000,401.00	$6,908,762.00	$1,385,000.00	$11,706,639.00

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	$1,109,483.00	331,680.00	$158,169.00	$619,634.00
General-Outside Village	170,652.00	102,281.00	53,024.00	15,347.00
Highway-Townwide	863,326.00	474,500.00	63,518.00	325,308.00
Highway-Outside Village	216,059.00	101,400.00	36,220.00	78,439.00
TOTAL	$2,359,520.00	$1,009,861.00	$310,931.00	$1,038,728.00

Jacqueline A. Leach, Comptroller, Western Regional Off-Track Betting Corporation – Regarding Check Representing October 2009 Retained Surcharge Revenue for Monroe County.

Read and Filed. (File No. RF09-146)

Mitchell S. Morris, Associate Counsel, Office of State Comptroller – Regarding Receipt for Orders to Increase and Improve of Facilities in Irondequoit Bay South Central Pure Waters District, Northwest Quadrant Pure Waters District, Gates-Chili-Ogden Sewer District and Rochester Pure Waters District.

Read and Filed. (File No. RF09-147)

Cheryl M. Rozzi, Deputy Clerk of the Legislature — Regarding Calling a Special Meeting of the Monroe County Legislature.

Read and Filed. (File No. RF09-148)

December 15, 2009

Monroe County Legislature
39 West Main Street
Rochester, NY 14614

Re: Special Meeting of the Monroe County Legislature

Honorable Legislators:

At the direction of the President of the Monroe County Legislature, Wayne E. Zyra, a **Special Meeting of the Monroe County Legislature** is hereby called pursuant to Section C2-9C (1) of the Monroe County Charter and Section 545-5 of the Rules of the Legislature **for Monday, December 21, 2009 at 6:00 P.M. in the Chambers of the Legislature, 406 County Office Building, Rochester, New York.**

The business to be conducted at the special meeting will be the following items:

1) Total Tax Levy 2010
2) Levying Taxes and Assessments Required for Purposes of Annual Budgets of Towns of Monroe County for Year 2010

Sincerely,
Cheryl M. Rozzi
Deputy Clerk of the Legislature

Cheryl M. Rozzi, Deputy Clerk of the Legislature – Regarding Summaries of the 2010 Town Budgets.

Read and Filed. (File No. RF09-149)

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. No speakers addressed the Legislature.

MOTIONS, RESOLUTIONS AND NOTICES

Void.

(File No. 09-419)

By Legislators Barker and Driscoll

Intro. No. 498

TOTAL TAX LEVY - YEAR 2010

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 $346,121,326.00.

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/South Central 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 be, and the same is hereby levied upon each such parcel of land.

Section 5. That there be levied and assessed upon certain taxpayers in the Rochester Pure Waters District the amount of $28,580,415.36 and the suburban Pure Waters Districts the amount of $22,457,232.27 for both current year charges and delinquent charges, including interest and penalties, for both Sewer and Capital Charges to be paid to the County Treasurer when collected.

Section 6. That there be assessed and levied upon property located within Monroe County a total of $615,031,385.34 with the attached schedule for the year 2010.

Section 7. 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.

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

Matter of Urgency
File No. 09-0420

December 21, 2009

Intro. No. 499
MOTION NO. 96 2009

PROVIDING THAT INTRO. NO. 498 OF 2009 BE AMENDED

Be It Moved, that Intro. No. 498 of 2009, be amended as follows:

Be It Moved that the schedule for the year 2010 attached to Intro. No. 498 of 2009, as referenced in Section 6 thereof, be amended as follows:

2010 TAX LEVY

TOWN	COUNTY SERVICES TO LOCALITIES	TOTAL TAX
BRIGHTON	$1,438,570.53	$45,563,028.96
CHILI	1,262,925.16	23,695,731.42
CLARKSON	241,156.98	4,326,615.59
EAST ROCHESTER	296,851.34	3,614,444.56
GATES	1,329,922.95	30,639,325.13
GREECE	4,250,835.53	99,710,321.07
HAMLIN	399,808.24	5,901,126.13
HENRIETTA	1,881,987.01	36,688,478.14
IRONDEQUOIT	2,168,873.89	51,529,455.68
MENDON	439,152.93	10,748,586.53
OGDEN	870,397.72 ~~873,228.18~~	17,472,253.43 ~~17,475,083.88~~
PARMA	644,514.65	11,254,046.52
PENFIELD	1,594,208.63	38,367,102.31
PERINTON	2,082,544.11 ~~2,089,262.13~~	45,627,290.66 ~~45,634,008.68~~
PITTSFORD	1,229,120.78	36,628,977.75

RIGA	284,241.39	3,286,859.44
RUSH	187,333.85	4,003,486.28
SWEDEN	465,146.20	8,403,252.16
WEBSTER	1,968,829.57	45,331,799.94
WHEATLAND	232,595.93	4,183,679.02
TOTAL OF TOWNS	23,269,017.39 ~~23,269,017.41~~	526,975,860.72
CITY OF ROCHESTER	6,760,555.79	88,055,524.62
TOTAL OF COUNTY	$30,029,573.18 ~~30,029,573.20~~	$615,031,385.34

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

File No. 09-0420.amend
Adopted: Ayes 26, Noes 0.

By Legislators Barker and Driscoll

Intro. No. 498
RESOLUTION NO. 399 OF 2009
(As Amended by Motion 96)

TOTAL TAX LEVY - YEAR 2010

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 $346,121,326.00.

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/South Central 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 be, and the same is hereby levied upon each such parcel of land.

Section 5. That there be levied and assessed upon certain taxpayers in the Rochester Pure Waters District the amount of $28,580,415.36 and the suburban Pure Waters Districts the amount of $22,457,232.27 for both current year charges and delinquent charges, including interest and penalties, for both Sewer and Capital Charges to be paid to the County Treasurer when collected.

Section 6. That there be assessed and levied upon property located within Monroe County a total of $615,031,385.34 with the attached schedule for the year 2010.

Section 7. 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.

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

Matter of Urgency
File No. 09-0420
Adopted: Ayes 26, Noes 0.
Approved by County Executive Maggie Brooks on December 23, 2009.
Effective Date: December 23, 2009.

By Legislators Barker and Driscoll

Intro. No. 500
RESOLUTION NO. 400 OF 2009

LEVYING TAXES AND ASSESSMENTS REQUIRED FOR PURPOSES OF ANNUAL BUDGETS OF TOWNS OF MONROE COUNTY FOR YEAR 2010

December 21, 2009

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	$13,311,820.00
CHILI	5,620,501.91
CLARKSON	1,070,109.77
GATES	9,783,775.33
GREECE	30,907,291.43
HAMLIN	1,128,018.60
HENRIETTA	3,176,924.35
IRONDEQUOIT	16,461,732.41
MENDON	2,031,902.03
OGDEN	5,723,274.73
PARMA	1,999,639.15
PENFIELD	7,264,948.00
PERINTON	6,186,700.59
PITTSFORD	7,567,459.50
RIGA	0.00
RUSH	1,222,465.15
SWEDEN	2,044,802.56

WEBSTER	11,682,097.26
WHEATLAND	1,036,659.20
EAST ROCHESTER	0.00
TOTAL	$ 128,220,121.97

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. 09-0421
Adopted: Ayes 26, Noes 0.
Approved by County Executive Maggie Brooks on December 23, 2009.
Effective Date: December 23, 2009.

Upon Motion by Legislator Quatro, the Legislature adjourned 6:15 P.M. Sine Die.

CHERYL M. ROZZI
Deputy Clerk of the Legislature

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Honor Flight Rochester for its incredible work to honor those who defended freedom during World War II *(with Valerio)* 578
Genesee Valley Chapter LVII Veterans of the Battle of the Bulge for their heroic efforts & dedication to service *(et al.)* 638
George Eastman House International Museum of Photography & Film for 60 years of dedication to history of film & photography *(with Andrews & Bronson)* 638
Julio Vàzquez, Sr. for his lifelong commitment to the community & wishing him a fulfilling retirement *(with Cruz)* 638
Murph Shapiro on his retirement & for his many dedicated years to Monroe Community College's Athletic Dept. 638
Webster Schroeder Warriors Varsity Football Team for their hard work & outstanding achievement *(with Quatro & Gumina)* 638
The Salvation Army for 125 years of dedication to the community *(with Lee & Bronson)* 639

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