

FIRST DAY

TUESDAY, JANUARY 11, 2011

Legislature met pursuant to adjournment.

President Jeffrey R. Adair in the Chair.

ROLL CALL

Present — Legislators Adair, Andrews, Antelli, Barker, Bauroth, Beebe, Cassetti, Colby, Drawe, Eckel, Esposito, Gamble, Gumina, Haney, Hanna, Heider, Howland, Kaleh, Lee, Maneiro, McCann, O'Brien, Quatro, Rockow, Tucciarello, Valerio, Yolevich— 27

Absent — Legislators Daniele, Lightfoot— 2

Meeting formally opened. President Adair requested a moment of silent prayer for those affected by the tragedy in Tucson. At the invitation of Legislator Richard Yolevich, Reverend Jennifer S. Green of Hilton United Methodist Church delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Debbie Drawe. President Adair recognized Legislator Bauroth of District 24 for being appointed and welcomed him. President Adair introduced the Plant of the Month, the Croton, to the Legislature.

APPROVAL OF MINUTES

Without objection, the journal of the session of Day 13 of 2010, December 14, 2010 was approved as submitted.

PETITIONS AND COMMUNICATIONS

PROCLAMATIONS

By the President of the Legislature — Jeffrey R. Adair

Recognized Jointly with Legislators Mary A. Valerio and Anthony Daniele, “The Rochester Public Library ” in honor of its 100th Anniversary.

Read and Filed.

RECESS

President Adair recessed the meeting to allow for a Public Hearing Entitled...

“Enacting a Local Law Authorizing a Contract for the Sale to the City of Rochester Of One Parcel of County Owned Park Land at the Ontario Beach Park Boat Launch and for Continued Boat Launch Operation by the City of Rochester.” No speakers addressed the Legislature and the hearing concluded at 6:14 P.M.

RECONVENING LEGISLATURE

President Adair reconvened the recessed meeting of January 11, 2011 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 and the Open Forum concluded at 6:18 P.M.

RECESS

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

Intro. 1	Quatro/O'Brien
M. 1	Move Agenda as a Whole excluding Agenda Item Numbers 13, 15, 20,
27-0	28

LOCAL LAWS

- | | | |
|----------------------|------------|--|
| 1. Yolevich & Rockow | 10-0402.LL | Providing That Local Law (Intro. No. 429 Of 2010), Entitled "Authorizing Contract for Sale to City of Rochester of One Parcel of County Owned Park Land at Ontario Beach Park Boat Launch and For Continued Boat Launch Operation by City of Rochester" Be Lifted From The Table |
| Intro. 2 | | |
| M. 2 | | |
| 27-0 | | |
| 2. Rockow & Yolevich | 10-0402.LL | Providing That Local Law (Intro. No. 429 Of 2010), Entitled "Authorizing Contract for Sale to City of Rochester of One Parcel of County Owned Park Land at Ontario Beach Park Boat Launch and For Continued Boat Launch Operation by City of Rochester" Be Adopted |
| Intro. 3 | | |
| M. 3 | | |
| 27-0 | | |
| Intro. 429 | | Main Motion |
| Local Law TBA | | |
| 27-0 | | |
-

CONSIDERATION OF MOTIONS, RESOLUTIONS AND NOTICES

- | | | |
|---------------------|---------|--|
| 3. Hanna & Yolevich | 10-0363 | Accepting Grant from the United States Department of Justice, Bureau of Justice Assistance, for Office of the Sheriff and Department of Public Safety, Office of Probation and Community Corrections, For Bulletproof Vest Partnership Grant Program |
| Intro. 4 | | Public Safety Committee; January 3, 2011, CV – 9-0 |
| Res. 1 | | Ways and Means Committee; January 5, 2011, CV – 10-0 |
| 27-0 | | |
| 4. Hanna & Yolevich | 10-0364 | Accepting Grant from New York State Division of Homeland Security and Emergency Services for Operation Stonegarden Program |
| Intro. 5 | | Public Safety Committee; January 3, 2011, CV – 9-0 |
| Res. 2 | | Ways and Means Committee; January 5, 2011, CV - 10-0 |
| 27-0 | | |
| 5. Hanna & Yolevich | 10-0365 | Accepting Grant from the United States Department of Justice, United States Marshals Service Western District of New York, for United States Marshals Service New York/New |

- Intro. 6
Res. 3
27-0 Jersey Regional Fugitive Task Force-Rochester Division
Public Safety Committee; January 3, 2011, CV – 9-0
Ways and Means Committee; January 5, 2011, CV - 10-0
6. Hanna & Yolevich
Intro. 7
Res. 4
27-0 10-0366 Accepting Grant from United States Department of Justice, United States Marshals Service Western District of New York, for Fuel and Maintenance for Recently Awarded Undercover Vehicle
Public Safety Committee; January 3, 2011, CV – 9-0
Ways and Means Committee; January 5, 2011, CV - 10-0
7. Hanna & Valerio, Yolevich
Intro. 8
Res. 5
27-0 10-0367 Authorizing Contract with Monroe Community College for Education Services Provided to Inmates at Monroe Correctional Facility
Public Safety Committee; January 3, 2011, CV – 9-0
Recreation and Education Committee; January 4, 2011, CV – 4-0
Ways and Means Committee; January 5, 2011, CV - 10-0
8. Hanna & Yolevich
Intro. 9
Res. 6
27-0 10-0368 Accepting Grant from New York State Division of Criminal Justice Services for DNA Burglary Backlog Reduction Initiative Program
Public Safety Committee; January 3, 2011, CV – 9-0
Ways and Means Committee; January 5, 2011, CV - 10-0
9. Hanna & Yolevich
Intro. 10
Res. 7
27-0 10-0369 Authorizing Contract with Legal Aid Society of Rochester for Legal Representation Services in Family Law and Domestic Violence
Public Safety Committee; January 3, 2011, CV – 9-0
Ways and Means Committee; January 5, 2011, CV - 10-0
10. Hanna & Yolevich
Intro. 11
Res. 8
27-0 10-0370 Accepting Grant from New York State Division of Criminal Justice Services for Drug Law Reform Monitoring Program
Public Safety Committee; January 3, 2011, CV – 9-0
Ways and Means Committee; January 5, 2011, CV - 10-0
11. Hanna & Yolevich
Intro. 12
Res. 9
27-0 10-0371 Accepting Grant from New York State Division of Criminal Justice Services for Crimes Against Revenue Prosecution Program
Public Safety Committee; January 3, 2011, CV – 9-0
Ways and Means Committee; January 5, 2011, CV - 10-0
12. Hanna & Yolevich
Intro. 13
Res. 10
27-0 10-0372 Authorizing Federal Equitable Sharing Agreements with United States Department of Justice and United States Department of Treasury
Public Safety Committee; January 3, 2011, CV – 9-0
Ways and Means Committee; January 5, 2011, CV - 10-0
13. Yolevich & Howland
Intro. 14
Intro. 15
M. 4
12-15 F 10-0373 Designating Official Newspapers for County of Monroe 2011
Agenda Charter Committee; January 3, 2011, CV – 4-1

Bauroth/Eckel
Motion to Amend Intro. 14 of 2011 to read as follows:

Section 1: Pursuant to Section 214(2) of the County Law of the State of New York, ~~The Daily Record~~ the Rochester Democrat & Chronicle and The Rochester Business Journal are hereby designated as the official newspapers for the year 2011 for publication of all local laws, notices and other matters required by law to be published.

(Legislators O'Brien, Andrews, Bauroth, Beebe, Eckel, Esposito, Gamble, Haney, Heider, Kaleh, Lee and Maneiro voted in the positive)

- Intro 14
Res. 11
18-9
- Main Motion
(Legislators O'Brien, Bauroth, Beebe, Eckel, Gamble, Haney, Kaleb, Lee and Maniero voted in the negative)
14. Valerio & Yolevich
Intro. 16
Res. 12
27-0
- 10-0374 Authorizing Contracts with Gay Alliance of the Genesee Valley, Ten Ugly Men, Inc., The Springut Group, Inc., and ROC City Rib Fest LLC for ticketed events in Monroe County Parks
Recreation and Education Committee; January 4, 2011, CV – 4-0
Ways and Means Committee; January 5, 2011, CV - 10-0
15. Barker & Yolevich
Intro. 17
Res. 13
27-0
- 10-0375 Accepting Gift from and Authorizing Contract with Genesee Rowing Club, Inc. for Development, Construction, Operation, and Maintenance of Boat Storage Building, Boathouse and Docks in Genesee Valley Park
Recreation and Education Committee; January 4, 2011, CV – 4-0
Ways and Means Committee; January 5, 2011, CV - 10-0
16. Gumina & Yolevich
Intro. 18
Res. 14
27-0
- 10-0376 Authorizing Filing of Application for Funds from and Authorizing Project Agreement with New York State Environmental Facilities Corporation Green Innovation Grant Program to Accept Grant Funds for Rehabilitation and Construction of “Green” Lodge Facility in Webster Park
Recreation and Education Committee; January 4, 2011, CV – 4-0
Ways and Means Committee; January 5, 2011, CV - 10-0
17. Valerio & Yolevich
Intro. 19
Res. 15
27-0
- 10-0377 Authorizing Filing of Application for Funds from and Authorizing Project Agreement with New York State Office of Parks, Recreation and Historic Preservation to Accept Grant Funds for Rehabilitation of Educational and Interpretive Displays Along Mendon Ponds Park Nature Trails
Recreation and Education Committee; January 4, 2011, CV – 4-0
Ways and Means Committee; January 5, 2011, CV - 10-0
18. Antelli & Colby,
Yolevich
Intro. 20
Res. 16
27-0
- 10-0378 Authorizing Advertisement for Bids; Authorizing Intermunicipal Agreement for Reimbursement from Village of Spencerport for Street Lighting Installation, in Conjunction with Lyell Avenue Improvement Project in Village of Spencerport, Town of Ogden
Intergovernmental Relations Committee; January 4, 2011, CV – 5-0
Transportation Committee; January 5, 2011, CV – 7-0
Ways and Means Committee; January 5, 2011, CV - 10-0
19. Antelli & Colby,
Yolevich
Intro. 21
Res. 17
27-0
- 10-0379 Authorizing City of Rochester to Advertise for Bids; Awarding Contract; Entering into Intermunicipal Agreement with City of Rochester Relating to Improvements to Culver Road-Atlantic Avenue to Garson Avenue and Laurelton Road to Clifford Avenue, in City of Rochester
Intergovernmental Relations Committee; January 4, 2011, CV – 5-0
Transportation Committee; January 5, 2011, CV – 7-0
Ways and Means Committee; January 5, 2011, CV - 10-0
20. Drawe & Yolevich
Intro. 22
- 10-0380 Authorizing Contract with Beth Platt & Associates, Inc. to Provide Third Party Health Insurance Billing Services for Monroe Community Hospital
Human Services Committee; January 4, 2011, CV – 7-0
Ways and Means Committee; January 5, 2011, CV – 9-1
- Intro. 23
M. 5
12-15 F
- Haney/O'Brien
Motion to Amend Intro. 22 of 2011 to read as follows:

Section 1: The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto with, the Beth Platt & Associates, Inc., to provide

Third Party Health Insurance Billing Services for Monroe Community Hospital, in a total amount not to exceed \$150,000 for the period of January 1, 2011 through December 31, 2012, ~~with the option to renew for three (3) additional one-year terms, in an amount not to exceed \$50,000 annually.~~

(Legislators O'Brien, Andrews, Bauroth, Beebe, Eckel, Esposito, Gamble, Haney, Heider, Kaleb, Lee and Maneiro voted in the positive)

Intro. 22
Res. 18
23-4

Main Motion

(Legislators Haney, Kaleb, Lee and Maneiro voted in the negative)

- | | | |
|--|---------|---|
| 21. Drawe &
Yolevich
Intro. 24
Res. 19
27-0 | 10-0381 | Accepting Funding from New York State Office for the Aging; Authorizing Contract with Lifespan of Greater Rochester, Inc. to Administer Medicare Improvements for Patients and Providers Act
Human Services Committee; January 4, 2011, CV – 7-0
Ways and Means Committee; January 5, 2011, CV – 10-0 |
| 22. Drawe &
Tucciarello
Intro. 25
Res. 20
27-0 | 10-0382 | Accepting Funds and Authorizing Contracts for Monroe County Office for the Aging Programs in 2011
Human Services Committee; January 4, 2011, CV – 7-0
Ways and Means Committee; January 5, 2011, CV – 10-0 |
| 23. Drawe &
Yolevich
Intro. 26
Res. 21
27-0 | 10-0383 | Accepting Grant from New York State Office of Temporary and Disability Assistance for Transitional Jobs Program
Human Services Committee; January 4, 2011, CV – 7-0
Ways and Means Committee; January 5, 2011, CV – 10-0 |
| 24. Drawe &
Yolevich
Intro. 27
Res. 22
27-0 | 10-0384 | Accepting Grant From New York State Office of Temporary and Disability Assistance for Green Jobs Corps Program
Human Services Committee; January 4, 2011, CV – 7-0
Ways and Means Committee; January 5, 2011, CV – 10-0 |
| 25. Drawe &
Yolevich
Intro. 28
Res. 23
27-0 | 10-0385 | Accepting Grant from New York State Office of Temporary and Disability Assistance for Health Care Jobs Program
Human Services Committee; January 4, 2011, CV – 7-0
Ways and Means Committee; January 5, 2011, CV – 10-0 |
| 26. Drawe &
Yolevich
Intro. 29
Res. 24
27-0 | 10-0386 | Accepting Grant from New York State Office of Temporary and Disability Assistance for 2010-2011 Home Energy Assistance Program
Human Services Committee; January 4, 2011, CV – 7-0
Ways and Means Committee; January 5, 2011, CV – 10-0 |
| 27. Drawe &
Yolevich
Intro. 30
Res. 25
27-0 | 10-0387 | Accepting Grant from New York State Office of Children and Family Services for Child Protective Services Staff to Client Ratio Improvement Program
Human Services Committee; January 4, 2011, CV – 7-0
Ways and Means Committee; January 5, 2011, CV – 10-0 |
| 28. Cassetti &
Yolevich
Intro. 31
Res. 26 | 10-0388 | Authorizing Contract with New York Power Authority for Construction of Solar Power System Improvements at Monroe County Hall of Justice
Environment and Public Works Committee; January 5, 2011, CV – 6-1
Ways and Means Committee; January 5, 2011, CV – 10-0 |

25-2

(Legislators Colby and Howland voted in the negative)

29. Cassetti & Yolevich
Intro. 32
Res. 27
27-0
- 10-0389 Authorizing Contracts with John W. Danforth Company and East Coast Electric, LLC for Construction Services for Rochester Pure Waters District's Frank E. Vanlare Wastewater Treatment Plant Aeration Improvements Project-Phase 1
Environment and Public Works Committee; January 5, 2011, CV – 7-0
Ways and Means Committee; January 5, 2011, CV – 10-0
30. Cassetti & Yolevich
Intro. 33
Res. 28
27-0
- 10-0391 Authorizing Contract with Malcolm Pirnie, Inc. for Professional Engineering Services for Rochester Pure Waters District's Frank E. Vanlare Wastewater treatment Plant Electrical System Improvements Project
Environment and Public Works Committee; January 5, 2011, CV – 7-0
Ways and Means Committee; January 5, 2011, CV – 10-0
31. Hanna & Yolevich
Intro. 34
Res. 29
27-0
- 10-0393 Authorizing Acquisition of Interests in Real Property for Monroe County Public Safety Laboratory (Crime Lab) Project in City of Rochester
Public Safety Committee, January 3, 2011, CV - 9-0
Ways and Means Committee; January 5, 2011, CV – 10-0
32. Cassetti & Yolevich
Intro. 35
Res. 30
27-0
- 10-0394 Amending 2011-2016 Capital Improvement Program to Expand Scope for Rehabilitation of Runway 10/28 and Related Safety Improvements at Greater Rochester International Airport Project
Environment and Public Works Committee; January 5, 2011, CV – 7-0
Ways and Means Committee; January 5, 2011, CV – 10-0
33. Cassetti & Yolevich
Intro. 36
Res. 31
27-0
- 10-0394.br Resolution Authorizing the Issuance of \$16,000,000 Bonds of the County of Monroe, New York, to Finance the Cost of the Rehabilitation of Runway 10/28 and the Construction of Related Safety Improvements, Including a Western Extension of Taxiway C and Including Incidental Improvements, at the Greater Rochester International Airport in and for Said County, and Superseding the Bond Resolution Adopted on December 2, 2009 (Resolution No. 348 of 2009)
34. Valerio & Colby
Intro. 37
Res. 32
27-0
- 10-0395 Authorizing Advertisement for Bids for Union Street Bridge at Black Creek Project in Town of Chili
Transportation Committee; January 5, 2011, CV – 7-0
Ways and Means Committee; January 5, 2011, CV - 10-0
35. Colby & Yolevich,
Barker
Intro. 38
Res. 33
27-0
- 10-0396 Authorizing Contract with Sealand Contractors Corp. For Construction Services for Jefferson Avenue Improvement Project in Town of Perinton
Transportation Committee; January 5, 2011, CV – 7-0
Ways and Means Committee; January 5, 2011, CV - 10-0
36. Colby & Yolevich,
Barker,
Hanna
Intro. 39
Res. 34
27-0
- 10-0396.br Resolution Authorizing the Issuance of \$9,205,000 Bonds of the County of Monroe, New York, to Finance the Cost of the Reconstruction of Jefferson Avenue Between Ayrault Road and NY Route 31F in and for Said County, and Superseding the Bond Resolution Adopted on December 11, 2007 (Resolution No. 520 of 2007)
37. Colby & Yolevich,
Gumina
Intro. 40
Res. 35
27-0
- 10-0397 Authorizing Acquisition of Interests in Real Property for Lake Road Right of Way in Town of Webster
Transportation Committee; January 5, 2011, CV – 7-0
Ways and Means Committee; January 5, 2011, CV - 10-0

38. Yolevich & Barker
Intro. 41
Res. 36
27-0
- 10-0398 Authorizing Sale of Permanent Easements on County-Owned Property in City of Rochester
Ways and Means Committee; January 5, 2011, CV - 10-0

UNFINISHED BUSINESS

Upon Motion by Legislator E. Daniel Quatro, the Legislature adjourned at 6:55 p.m. until Tuesday, February 1, 2011 at 6:00 p.m.

CHERYL M. ROZZI
Clerk of the Legislature