

## **TWENTY-FIRST DAY**

---

**TUESDAY, OCTOBER 13, 2020**

---

Legislature met pursuant to adjournment.

President Dr. Joe Carbone in the Chair.

---

### **ROLL CALL**

Present – Legislators Allkofer\*, Ancello\*, Barnhart\*, Bauroth\*, Baynes\*, Boyce\*, Brew\*, Carbone, Colby\* Delehanty\*, DiFlorio\*, Dondorfer\*, Felder\*, Flagler-Mitchell\*, Hasman\*, Hebert\*, Keophetlasy\*, LaMar\*, Lee\*, Maffucci\*, Marianetti\*, Morelle, Jr.\*, Roman\*, Smith\*, Taylor\*, Terp\*, Wilcox\*, Wilt\*, Yudelson\*– 29

\* Legislator Participated in the Meeting via Teleconference in Accordance with Executive Order 202.1 and 202.67, issued by Governor Andrew M. Cuomo.

---

### **SUSPENSION OF THE RULES**

Intro. 365  
M. 97  
29-0

Brew & DiFlorio  
Motion to Suspend the Rules of the Monroe County Legislature as follows:

PROVIDING THAT RULES OF THE MONROE COUNTY LEGISLATURE BE SUSPENDED AND MODIFIED FOR THE REGULAR MEETING ON OCTOBER 13, 2020

Be It Moved, that Article II, Section 545-6 of the Rules of the Monroe County Legislature, be, and hereby is suspended and modified by prohibiting public in-person access to the Regular Meeting in favor of video viewing or listening to, and recording and later transcription of such proceeding.

---

### **MOMENT OF PRAYER**

The meeting formally opened. Prayer led by Legislator Ernest Flagler-Mitchell. The Pledge of Allegiance to the Flag was led by Legislator Howard Maffucci.

---

### **APPROVAL OF MINUTES**

Without objection, the Journals of Day 19, September 8, 2020, and Day 20, September 22, 2020, were approved as submitted.

*(Note: President Carbone stated the meeting had been closed to the public and all Legislators are participating via video or teleconference in accordance with Executive Order 202.1 and 202.67. President Carbone also noted that keeping with the Legislature's tradition of openness, the meeting is being live-stream on YouTube through the Legislature's official channel.)*

---

### **PETITIONS AND COMMUNICATIONS**

*None*

---

## PROCLAMATIONS

*None*

---

## FORMAL COMMITTEE REPORTS

*None*

---

## RECESS

President Carbone recessed the meeting to allow for a Public Hearing entitled...

*"Enact a Local Law Amending the Monroe County Charter to Create a Department of Diversity, Equity and Inclusion"*

No speakers addressed the Legislature and the Public Hearing concluded at 6:15 P.M.

---

## PUBLIC FORUM

An Open Forum was conducted. The comment of one pre-registered participant was read and the Open Forum concluded at 6:16 P.M.

---

## RECESS

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

---

## RECONVENING LEGISLATURE

President Carbone reconvened the recessed meeting of October 13, 2020 and proceeded under the Usual Order of Business.

---

## CONSIDERATION OF LOCAL LAWS

1. Taylor & Delehanty  
Intro. 366  
M. 98  
29-0      20-0249.LL      Providing That Local Law (Intro No. 330 of 2020), Entitled "Amending the Monroe County Charter to Create a Department of Diversity, Equity and Inclusion," Be Lifted from the Table
2. Taylor & Delehanty  
Flagler-Mitchell  
Intro. 367  
M. 99  
29-0      20-0249.LL      Providing that Local Law (Intro. No. 330 of 2020), Entitled "Amending the Monroe County Charter to Create a Department of Diversity, Equity and Inclusion," Be Adopted  
  
Intro. 330      Main Motion  
Local Law TBD  
29-0
3. Taylor & Delehanty      20-0285.LL      Enact a Local Law Entitled, "Amending Monroe County Charter Relating to Term of Office of Members of County Legislature"

- Intro. 368 For Introductory Purposes Only
4. Taylor & Delehanty Intro. 369 M. 100 29-0 20-0285.LL Providing that Local Law (Intro. 368 of 2020), Entitled "Amending Monroe County Charter Relating to Term of Office of Members of County Legislature" Be Tabled
5. Taylor & Delehanty Intro. 370 Res. 259 20-9 20-0285.LL Fixing a Public Hearing on Local Law (Intro. 368 of 2020), Entitled "Amending Monroe County Charter Relating to Term of Office of Members of County Legislature" *Public Hearing is Scheduled for Tuesday, November 10, 2020 at 6:15 pm (Legislators Barnhart, Bauroth, Baynes, Hasman, Maffucci, Morelle, Jr., Roman, Wilcox and Yudelson Voted in the Negative.)*

---

### MOTIONS, RESOLUTIONS AND NOTICES

---

6. Yudelson & Ancello Boyce Flagler-Mitchell Intro. 371 Res. 260 29-0 20-0152 Adoption of Climate Smart Communities Resolution Committee of the Whole; September 22, 2020 - CV: 28-0
7. Boyce & Delehanty Intro. 372 Res. 261 29-0 20-0286 Accepting Grant from New York State Canal Corporation for New York State Canal Corporation Marine Patrol Matching Grant Program Committee of the Whole; September 22, 2020 - CV: 28-0
8. Boyce & Delehanty Intro. 373 Res. 262 29-0 20-0287 Accepting Grant from New York State Governor's Traffic Safety Committee for Highway Safety Program Committee of the Whole; September 22, 2020 - CV: 28-0
9. Wilt & Delehanty Intro. 374 Res. 263 29-0 20-0288 Accepting Grant from County of Monroe Industrial Development Agency Improvement Program," be Adopted Committee of the Whole; September 22, 2020 - CV: 28-0
10. Wilt & Delehanty Intro. 375 Res. 264 29-0 20-0289 Accepting Grant from Monroe County Industrial Development Corporation Committee of the Whole; September 22, 2020 - CV: 28-0
11. Wilt & Delehanty Intro. 376 Res. 265 29-0 20-0290 Authorizing Contract with Greater Rochester Enterprise, Inc. for General Operating Expenses Committee of the Whole; September 22, 2020 - CV: 28-0
12. Smith & Delehanty Intro. 377 Res. 266 20-0291 Authorizing Contract with Finger Lakes Health Systems Agency DBA Common Ground Health for Data Collection and Program Management Services to Support the RocCOVID Community Health Initiative Committee of the Whole; September 22, 2020 - CV: 28-0

29-0

13. Colby & Delehanty  
Intro. 378  
Res. 267  
29-0  
20-0292 Authorizing Acquisition of Interests in Real Property for Ayrault Road Highway Improvement Project at 526 and 571 Ayrault Road in the Town of Perinton  
Committee of the Whole; September 22, 2020 - CV: 28-0
14. Colby & Delehanty  
Intro. 379  
Res. 268  
29-0  
20-0293 Authorizing Acquisition of Interests in Real Property for Moscow Road Highway Improvement Project at 829 and 874 Moscow Road in the Town of Hamlin  
Committee of the Whole; September 22, 2020 - CV: 28-0
15. Colby & Delehanty  
Intro. 380  
Res. 269  
29-0  
20-0294 Authorizing Acceptance of Interests in Real Property for East Ridge Road Improvement Project in the Town of Irondequoit  
Committee of the Whole; September 22, 2020 - CV: 28-0
16. Colby & Delehanty  
Intro. 381  
Res. 270  
29-0  
20-0295 Authorizing Acceptance of Interests in Real Property for Mill Road Phase II Improvement Project from Manitou Road to Larkin Creek in Town of Greece  
Committee of the Whole; September 22, 2020 - CV: 28-0
17. Dondorfer & Delehanty  
Intro. 382  
Res. 271  
29-0  
20-0296 Authorizing Implementation of Project Labor Agreement for the Frank E. Van Lare Water Resource Recovery Facility Capital Improvement Project  
Committee of the Whole; September 22, 2020 - CV: 28-0
18. Delehanty & Hebert  
Intro. 383  
Res. 272  
29-0  
20-0298 Authorizing Sale of County Owned Tax Foreclosure Property Located at 76 Worcester Road in Town of Greece  
Committee of the Whole; September 22, 2020 - CV: 28-0
19. Delehanty & Hebert  
Intro. 384  
Res. 273  
29-0  
20-0299 Authorizing Sale of County Owned Tax Foreclosure Property Located at Gordon Road in Town of Sweden  
Committee of the Whole; September 22, 2020 - CV: 28-0
20. Delehanty & Hebert  
Intro. 385  
Res. 274  
29-0  
20-0300 Authorizing Sale of County Owned Tax Foreclosure Property Located at 888 Burritt Road in Town of Parma  
Committee of the Whole; September 22, 2020 - CV: 28-0
21. Delehanty & Hebert  
Intro. 386  
Res. 275  
29-0  
20-0301 Directing The Refund Of Certain Monroe County Taxes Levied And Collected Against Property In Town of Perinton  
Committee of the Whole; September 22, 2020 - CV: 28-0
22. Delehanty & Hebert  
Intro. 387  
20-0302 Authorizing Contract with Phoenix Business, Inc. for SAP Hosting Support Services  
Committee of the Whole; September 22, 2020 - CV: 28-0

- Intro. 388  
M. 101  
28-1
- Brew & Boyce (*Motion to Table*)  
PROVIDING THAT INTRO. NO. 387 OF 2020 BE TABLED  
Be It Moved, that Intro. No. 387 of 2020 be, and hereby is, tabled.  
(*Legislator Morelle, Jr. Voted in the Negative*)
23. Hebert & Brew  
Intro. 389  
Res. 276  
21-8
- 20-0309
- Amending Resolution 134 of 2020, entitled “Accepting Grant from United States Treasury for Coronavirus Aid, Relief, and Economic Security Act,” to Require Filing of Weekly Expenditure Reports with Legislature  
Matter of Urgency  
(*Legislators Barnhart, Baynes, Hasman, Maffucci, Morelle, Jr., Roman, Wilcox and Yudelson Voted in the Negative.*)

---

**UNFINISHED BUSINESS**

*None*

---

Upon Motion by Legislator Brew, the Legislature Adjourned at 7:57 P.M. until **Tuesday, November 10, 2020 at 6:00 P.M.**

**Jack Moffitt**  
Clerk of the Legislature