

**SECOND DAY**

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**TUESDAY, FEBRUARY 14, 2023**

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Legislature met pursuant to adjournment.

President LaMar in the Chair.

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**ROLL CALL**

Present – Legislators Allkofer, Barnhart, Baynes, Blankley, Brew, Burgess, Colby, Delehanty, Delvecchio Hoffman, DiFlorio, Dondorfer\*, Frazier, Hasman, Hebert, Hughes-Smith, Johns, Keller, LaMar, Long, Maffucci, McCabe, Milne, Morris, Roman, Smith, Taylor, Vazquez Simmons, Vecchio, Yudelson – 29

\* Legislator Participated in the Meeting via Teleconference.

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**MOMENT OF PRAYER**

The meeting formally opened. President LaMar led a moment of silent prayer

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**IN MEMORIAMs**

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|-----------------------------------------------------|---------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 19. Brew &<br>Roman<br>Intro. 48<br>Res. 39<br>29-0 | 23-0026 | Expressing Regret of the Monroe County Legislature on the Recent Passing of Timothy P. Murphy Jr., Son of Monroe County Director of Real Property Timothy Murphy<br><i>Matter of Urgency</i>                  |
| 20. Brew &<br>Roman<br>Intro. 49<br>Res. 40<br>29-0 | 23-0027 | Expressing Regret of the Monroe County Legislature on the Recent Passing of Phyllis Baurtoth, Mother of former Monroe County Legislature Assistant Minority Leader Joshua Bauroth<br><i>Matter of Urgency</i> |

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**APPROVAL OF MINUTES**

Without objection, the Journal of Day 1, January 10, 2023 was approved as submitted.

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**PETITIONS AND COMMUNICATIONS**

*None*

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**PROCLAMATION**

**By the President of the Legislature – Sabrina LaMar**

**Recognized jointly with President Sabrina LaMar, Legislator Robert Colby, honored Chris Damon and Members of**

**Explorer Post 533 for their Commitment to Serving Rochester as the one of the oldest fire explorers programs in the State of New York. Teaching youth the importance of character building, citizenship training and learning real life fire scenarios as they lead their lives into their public service fields**

Read and Filed

**Recognized jointly with President Sabrina LaMar, Legislator Carolyn Delvecchio Hoffman and Legislator Susan Hughes-Smith honored Dr. William H. Bayer for his practices and dedication to helping underserved individuals and patients in the medical field**

Read and Filed.

**Recognized jointly with President Sabrina LaMar, Legislator Carolyn Delvecchio Hoffman honored Dorothy Hall for her efforts to the Rochester areas community development as a founding member of the Plymouth Exchange Neighborhood Association and her effort in a leadership role at A.M.E. Zion Church**

Read and Filed

**Recognized jointly with President Sabrina LaMar, County Executive Adam Bello, Legislator Frank Allkofer, Legislator Howard Maffucci and Legislator George Hebert honored Tanya Henry for her practices and finishing her Doctorate in Public Health for work with committing to reduce PTSD associated with Military and Sexual Trauma. Her local effort to reduce fewer offenders into the Military while helping the vulnerable here in Monroe County.**

Read and filed

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### FORMAL COMMITTEE REPORTS

*None*

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### PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. There were forty-two speakers and the Open Forum concluded at 8:29 P.M.

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### MOTIONS, RESOLUTIONS AND NOTICES

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|------------------------------------------------------|---------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Brew &<br>Roman<br>Intro. 50<br>M. 13<br>29-0        |         | Motion to Move Agenda items 1-16 as a Whole                                                                                                                                                                                                                    |
| 1. McCabe &<br>Johns<br>Intro. 51<br>Res. 41<br>29-0 | 23-0008 | Classification of Action and Determination of Significance Pursuant to State Environmental Quality Review Act for Acquisition of Real Property for Hinchey Road Project in Town of Gates<br>Environment and Public Works Committee; January 23, 2023 – CV: 7-0 |
| 2. Smith &                                           | 23-0009 | Authorizing Acquisition of Interests in Real Property for Hinchey Road Project in                                                                                                                                                                              |

- |                                                           |         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
|-----------------------------------------------------------|---------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Delehanty<br>Intro. 52<br>Res. 42<br>29-0                 |         | Town of Gates<br>Ways and Means Committee; January 24, 2023 – CV: 10-0                                                                                                                                                                                                                                                                                                                                                                                                |
| 3. McCabe &<br>Smith<br>Intro. 53<br>Res. 43<br>29-0      | 23-0010 | Authorizing Contract with McFarland Johnson, Inc., CHA Consulting, Inc. and Passero Associates, Engineering, Architecture & Surveying, P.C. for Design Services for Airport Terminal Area Revitalization Airport/Campus Innovations at Frederick Douglass Greater Rochester International Airport<br>Environment and Public Works Committee; January 23, 2023 – CV: 7-0<br>Ways and Means Committee; January 24, 2023 – CV: 10-0                                      |
| 4. McCabe &<br>Smith<br>Intro. 54<br>Res. 44<br>29-0      | 23-0011 | Authorizing Monroe County to Submit Funding Applications to Federal, State, and/or or Not-For-Profit Funding Assistance Programs<br>Environment and Public Works Committee; January 23, 2023 – CV: 7-0<br>Ways and Means Committee; January 24, 2023 – CV: 10-0                                                                                                                                                                                                       |
| 5. McCabe &<br>Smith<br>Intro. 55<br>Res. 45<br>29-0      | 23-0012 | Authorizing Contract with Popli Architecture + Engineering & L.S., D.P.C. DBA Popli Design Group for Professional Design Services for CityPlace Electrical and Mechanical Improvement Project<br>Environment and Public Works Committee; January 23, 2023 – CV: 7-0<br>Ways and Means Committee; January 24, 2023 – CV: 10-0                                                                                                                                          |
| 6. McCabe &<br>Smith<br>Intro. 56<br>Res. 46<br>29-0      | 23-0013 | Authorizing Contract with T.Y. Lin International Engineering & Architecture, P.C. for Professional Design Services for Building Condition Assessment Project<br>Environment and Public Works Committee; January 23, 2023 – CV: 7-0<br>Ways and Means Committee; January 24, 2023 – CV: 10-0                                                                                                                                                                           |
| 7. McCabe &<br>Smith<br>Intro. 57<br>Res. 47<br>29-0      | 23-0014 | Authorizing Contract with Bero Architecture for Professional Design Services for the Highland Park Children’s Pavilion Project<br>Environment and Public Works Committee; January 23, 2023 – CV: 7-0<br>Ways and Means Committee; January 24, 2023 – CV: 10-0                                                                                                                                                                                                         |
| 8. DiFlorio &<br>Allkofer<br>Intro. 58<br>Res. 48<br>29-0 | 23-0015 | Authorizing Initiation of Process for Making Additions to Monroe County Agricultural Districts<br>Planning & Economic Development Committee; January 23, 2023 - CV: 5-0                                                                                                                                                                                                                                                                                               |
| 9. Keller &<br>Smith<br>Intro. 59<br>Res. 49<br>29-0      | 23-0016 | Amending Resolution 526 of 2021 Amending and Increasing Contract with University of Rochester for Monroe County Department of Public Health Sexually Transmitted Disease Program and Other Nursing Services Division Programs<br>Human Services Committee; January 24, 2023 – CV: 8-0<br>Ways and Means Committee; January 24, 2023 – CV: 10-0<br><i>(Legislators Hasman and Long Declared Their Interest Prior to the Vote.)</i>                                     |
| 10. Keller &<br>Smith<br>Intro. 60<br>Res. 50<br>29-0     | 23-0017 | Accepting Funding from New York State Office of Addiction Services and Supports and Amending Resolution 517 of 2021, as Amended by Resolution 122, 174, and 368 of 2022, Authorizing Contracts for Provision of Mental Health, Developmental Disabilities, Alcoholism and Substance Abuse Services in 2022 for Monroe County Office of Mental Health<br>Human Services Committee; January 24, 2023 – CV: 8-0<br>Ways and Means Committee; January 24, 2023 – CV: 10-0 |
| 11. Morris &<br>Smith<br>Intro. 61                        | 23-0018 | Authorizing Contract with Nardoizzi Paving and Construction, LLC for Construction Services for Hinchey Road Project in Town of Gates<br>Transportation Committee; January 24, 2023 – CV: 7-0                                                                                                                                                                                                                                                                          |

- Res. 51  
29-0                      Ways and Means Committee; January 24, 2023 – CV: 10-0
12. Morris &                      23-0019      Authorizing Contract with Zoladz Construction Co., Inc. for Construction Services  
Smith                                      for Middle Road Project in Town of Henrietta  
Intro. 62                                      Transportation Committee; January 24, 2023 – CV: 7-0  
Res. 52                                      Ways and Means Committee; January 24, 2023 – CV: 10-0  
29-0
13. Morris &                      23-0019.br      Resolution Authorizing the Issuance of \$4,010,000 Bonds of the County of Monroe,  
Smith                                      New York, to Finance the Cost of the Rehabilitation and Reconstruction of Middle  
Intro. 63                                      Road from Erie Station Road to Lehigh Station Road, in and for Said County, at an  
Res. 53                                      Estimated Maximum Cost of \$4,010,000 and Superseding the Bond Resolution  
29-0                                      Adopted on December 13, 2022 (Resolution No. 449 of 2022)  
                                                            Transportation Committee; January 24, 2023 – CV: 7-0  
                                                            Ways and Means Committee; January 24, 2023 – CV: 10-0
14. Dondorfer &                      23-0020      Accepting Grant from New York State Division of Criminal Justice Services for  
Smith                                      Motor Vehicle Theft and Insurance Fraud Prevention Program (Office of the Sheriff)  
Intro. 64                                      Public Safety Committee; January 24, 2023 – CV: 9-0  
Res. 54                                      Ways and Means Committee; January 24, 2023 – CV: 10-0  
29-0                                      *(Legislator Vecchio Declared Her Interest Prior to the Vote.)*
15. Dondorfer &                      23-0021      Accepting Grant from United States Department of Homeland Security - Homeland  
Smith                                      Security Investigations – Rochester Division for State and Local Overtime  
Intro. 65                                      Public Safety Committee; January 24, 2023 – CV: 9-0  
Res. 55                                      Ways and Means Committee; January 24, 2023 – CV: 10-0  
29-0                                      *(Legislator Vecchio Declared Her Interest Prior to the Vote.)*
16. Smith &                      23-0023      Authorizing Entering into Settlement Agreement in New York Coordinated Opioid  
Delehanty                                      Litigation (Supreme Court, Suffolk County Index No. 400000/2017)  
Intro. 66                                      Ways and Means Committee; January 24, 2023 – CV: 10-0  
Res. 56                                      29-0
17. Smith &                      22-0024      Amend and Extending Authorization of Retention Payments to Full-Time Employees  
Brew                                      *Matter of Urgency*  
Roman                                      *(Legislator Vecchio Declared Her Interest Prior to the Vote.)*  
Allkofer  
Barnhart  
Baynes  
Blankley  
Burgess  
Colby  
Delehanty  
Delvecchio Hoffman  
DiFlorio  
Dondorfer  
Frazier  
Hasman  
Hebert  
Hughes-Smith  
Johns  
Keller  
Long  
Maffucci  
McCabe  
Milne  
Morris  
Taylor

Vazquez Simmons  
Vecchio  
Yudelson  
LaMar  
Intro. 67  
Res. 57  
29-0

18. McCabe & Smith  
Intro. 68  
Res. 58  
29-0

22-0025 Authorizing Contract with LeChase Construction Services, LLC for Construction Management for Airport Terminal Revitalization Airport/Campus Innovations at Frederick Douglass Greater Rochester International Airport  
*Matter of Urgency*

21. Keller & Smith  
Intro. 69  
Res. 59  
29-0

22-0028 Confirming Appointments to Monroe Community Hospital Board  
*Matter of Urgency*

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**UNFINISHED BUSINESS**

*None*

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Upon Motion by Legislator Brew, the Legislature Adjourned at 8:47 P.M. until **Tuesday, March 14, 2023 at 6:00 P.M.**

**David Grant**  
Clerk of the Legislature