

TENTH DAY

TUESDAY, September 13, 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, Daniele, Drawe, Eckel, Esposito, Gamble, Gumina, Haney, Hanna, Heider, Howland, Kaleh, Lee, Lightfoot, McCann, O'Brien, Quatro, Rockow, Tucciarello, Valerio, Yolevich— 28

Absent —Maneiro – 1

Meeting formally opened. At the invitation of Legislator Robert J. Colby, Pastor Nancy Peebles of the First Congregational Church in Spencerport delivered the invocation. President Adair held a moment of silence. The Pledge of Allegiance to the Flag was led by Legislator Michael J. Rockow.

APPROVAL OF MINUTES

Without objection, the journal of the session of Day Nine, August 9, 2011 was approved as submitted.

PETITIONS AND COMMUNICATIONS

NONE

President Adair recognized Mark Quinn, Horticulturalist for the Parks Department, who introduced the Plant of the Month, *Hydrangea* to the Legislature.

PROCLAMATIONS

By the President of the Legislature — Jeffrey R. Adair

Proclaimed Jointly with County Executive Maggie Brooks “Infant Mortality Awareness Month” commending its efforts made during the month of September to heighten awareness and educate the community.

Read and Filed.

Recognized Jointly with Legislators Debbie Drawe, Mike Rockow and E. Daniel Quatro “Andrew Stewart” for his leadership in founding the Ride of Silence in Monroe County.

Read and Filed.

Recognized Jointly with Legislators E. Daniel Quatro and Robert J. Colby “The 2011 Cornell Cooperative Extension National 4-H Week” to encourage all residents to take advantage of 4-H programs in our community.

Read and Filed.

Recognized Jointly with Legislator Travis R. Heider “The Greentopia Festival” for their dedication to educating the community about sustainable practices on the eve of their first annual event.

Read and Filed.

Recognized Jointly Willie Joe Lightfoot “Reverend James L. Cherry Sr.” for his 30 years of service to Aeon Baptist Church and the entire Rochester community.

Read and Filed.

Recognized Jointly with Legislator Cynthia W. Kaley, “Edgerton Community Center & Park” for 100 years of versatility and enjoyment for the Rochester community.

Read and Filed.

FORMAL COMMITTEE REPORTS

None

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. Seven speakers addressed the Legislature and the Open Forum concluded at 6:50 P.M.

RECESS

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

RECONVENING LEGISLATURE

President Adair reconvened the recessed meeting of September 13, 2011 and proceeded under the Usual Order of Business.

CONSIDERATION OF MOTIONS, RESOLUTIONS AND NOTICES

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| 1. Hanna & Daniele
Intro. 306
Res. 220
28-0 | 11-0198 | Authorizing Contract with Arthritis Foundation for Traffic and Crowd Control Provided by Monroe County Sheriff's Office for 2011 MVP Health Care Rochester Marathon
Public Safety Committee; August 22, 2011, CV – 8-0
Ways and Means Committee; August 24, 2011, CV – 11-0 |
| 2. Hanna & Daniele
Intro. 307
Res. 221
28-0 | 11-0199 | Accepting Grant from New York State Division of Criminal Justice Services for District Attorney's Office, Office of the Sheriff, and Department of Public Safety, Office of Probation and Community Corrections, for the Operation IMPACT VIII Program
Public Safety Committee; August 22, 2011, CV – 8-0
Ways and Means Committee; August 24, 2011, CV – 11-0 |
| 3. Hanna & Daniele
Intro. 308
Res. 222
28-0 | 11-0200 | Accepting Aid to Localities Grant From New York State Division of Criminal Justice Services for Offices of Public Defender and District Attorney
Public Safety Committee; August 22, 2011, CV – 8-0
Ways and Means Committee; August 24, 2011, CV – 11-0 |

4. Hanna & Daniele
Intro. 309
Res. 223
28-0
11-0201 Accepting Grant from New York State Division of Criminal Justice Services for Local Reentry Coordination and Services Program; Authorizing Contract with Catholic Family Center
Public Safety Committee; August 22, 2011, CV – 8-0
Ways and Means Committee; August 24, 2011, CV – 11-0
5. Antelli,
Hanna & Daniele
Intro. 310
Res. 224
28-0
11-0202 Authorizing Intermunicipal Agreement with City of Rochester to Accept Pass Through Funding from United States Department of Justice for 2011 Edward Byrne Memorial Justice Assistance Grant Program
Intergovernmental Relations Committee; August 23, 2011, CV – 4-0
Public Safety Committee; August 22, 2011, CV – 8-0
Ways and Means Committee; August 24, 2011, CV – 11-0
6. Drawe & Daniele
Intro. 311
Res. 225
28-0
11-0203 Accepting Grant from Health Research, Inc. for Public Health Preparedness and Response to Bioterrorism Program; Authorizing Contracts with University of Rochester, Margaret Peet and Linda Kozelsky
Human Services Committee; August 24, 2011, CV: 6-0
Ways and Means Committee; August 24, 2011, CV – 11-0
7. Drawe & Daniele
Intro. 312
Res. 226
28-0
11-0204 Accepting Grant from United States Department of Housing and Urban Development, Supportive Housing Program, for the Rochester/Monroe County Youth Bureau Project to Reunite Families
Human Services Committee; August 24, 2011, CV: 6-0
Ways and Means Committee; August 24, 2011, CV – 11-0
8. Cassetti & Daniele
Intro. 313
Res. 227
28-0
11-0205 Authorizing Contract with Hewitt Young Electric LLC for Construction Services for Monroe County Office Building Infrastructure Improvement Project
Environment and Public Works Committee; August 24, 2011, CV – 6-0
Ways and Means Committee; August 24, 2011, CV – 11-0
9. Colby & Daniele
Intro. 314
Res. 228
28-0
11-0206 Authorizing Advertisement for Bids for Penfield Road Bridge Over Irondequoit Creek Project in Town of Penfield
Transportation Committee; August 24, 2011, CV – 6-0
Ways and Means Committee; August 24, 2011, CV – 11-0
10. Antelli,
Colby & Daniele
Intro. 315
Res. 229
28-0
11-0207 Authorizing Advertisement for Bids; Authorizing Intermunicipal Agreement with Town of Greece in Conjunction with Kirk Road Bridge Replacement Project over Round Pond Creek in Town of Greece
Intergovernmental Relations Committee; August 23, 2011, CV – 4-0
Transportation Committee; August 24, 2011, CV – 6-0
Ways and Means Committee; August 24, 2011, CV – 11-0
11. Antelli & Valerio
Intro. 316
Res. 230
28-0
11-0208 Authorizing Intermunicipal Agreement with Town and Village of Webster for Transfer of Portion of Hojack Railroad Line; Authorizing a License Agreement with Ontario Midland Railroad Corporation
Intergovernmental Relations Committee; August 23, 2011, CV – 4-0
12. Cassetti & Colby
Intro. 317
Res. 231
28-0
11-0209 Authorizing Exchange of Two Permanent Easements Containing Total of Approximately 1.9 Acres in Town of Irondequoit to New York State Department of Transportation in Return for One Permanent Easement Containing Approximately 2.7 Acres and Two Parcels in Fee Containing Total of Approximately 0.3 Acres
Environment and Public Works Committee; August 24, 2011, CV – 6-0
Transportation Committee; August 24, 2011, CV – 6-0

UNFINISHED BUSINESS

(Note: After discussion, Legislator Esposito left the Chambers and was not present for the remainder of the meeting).

Intro. 318 Eckel/O'Brien
M. 80 A Motion to Lift from the Table Intro. 191 of 2011
11-16 F

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

Upon Motion by Legislator E. Daniel Quatro, the Legislature adjourned at 7:22 p.m. until Tuesday, October 11, 2011 at 6:00 p.m.

CHERYL M. ROZZI
Clerk of the Legislature