

**THIRTEENTH DAY**

---

**TUESDAY, December 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, Maneiro, McCann, O'Brien, Quatro, Rockow, Tucciarello, Valerio, Yolevich— 29

---

Meeting formally opened. At the invitation of Legislator Joshua P. Bauroth, Pastor Ted Pullano from New Life Presbyterian Church delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Richard Beebe.

---

**IN MEMORIAMs**

- |     |   |         |   |
|-----|---|---------|---|
| 43. | Quatro &<br>O'Brien<br>Intro. 365<br>Res. 270<br>29-0 | 11-0297 | Expressing Regret of the Monroe County Legislature on the Recent Passing of Dr. T.F. Williams<br>Matter of Urgency    |
| 44. | Quatro &<br>O'Brien<br>Intro. 366<br>Res. 271<br>29-0 | 11-0298 | Expressing Regret of the Monroe County Legislature on the Recent Passing of Dr. Ernest E. Quatro<br>Matter of Urgency |
- 

**APPROVAL OF MINUTES**

Without objection, the journal of the session of Day 12, November 15, 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, *Holly* to the Legislature.

---

---

**PROCLAMATIONS**

**By the President of the Legislature — Jeffrey R. Adair**

**Proclaimed Jointly with County Executive Maggie Brooks “Dr. Andrew S. Doniger” on being awarded the 2011 Milton and Ruth Roemer Prize for creative local public health work.**

Read and Filed.

**Proclaimed Jointly with County Executive Maggie Brooks “Monroe County Court Security Bureau” for their worthy achievement of all NYSSA accreditations.**

Read and Filed.

**Recognized Jointly with Legislator Anthony Daniele “Dominick DeLucia” on his remarkable accomplishments as a Pittsford student-athlete.**

Read and Filed.

**Recognized Jointly with Legislator Mike Rockow “Andy Parrino” on being drafted into Major League Baseball by the San Diego Padres.**

Read and Filed.

**Recognized Jointly with Legislators Steve Tucciarello and Mary A. Valerio “Bob Malone” on being named the 2011 Realtor of the Year.**

Read and Filed.

---

**RECESS**

President Adair recessed the meeting to allow for one Public Hearing entitled...

“Proposed Scale of Charges for the 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” No speakers addressed the Legislature and the hearing concluded at 6:37 P.M.

---

**RECONVENING LEGISLATURE**

President Adair reconvened the recessed meeting of December 13, 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. Eleven speakers addressed the Legislature and the Open Forum concluded at 7:06 P.M.

---

**RECESS**

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

PWAB 8. Cassetti & Daniele 11-0290 Providing that Resolution (Intro. No. R9 of 2011), Entitled "Establishing Scale of Charges for Rochester Pure Waters District, County Sewer District for County of Monroe, New York," Be Adopted  
Intro. R13  
MR. 3

Intro. R14 Haney/Bauroth  
MR. 4 Motion to Amend Intro. No. R9 as follows:  
13-16 F

Be It Moved, that Intro. No. PWAB #8 of 2011 be amended as follows:

To reduce the capital charge rate for the Rochester Pure Waters District from \$1.34 per \$1,000 assessed value to \$1.20 per \$1,000 assessed value.

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

Intro. R 13 Be Adopted  
MR. 3  
16-13

Intro. R9 Main Motion  
Res. 11R-010  
16-13  
*(Legislators O'Brien, Andrews, Beebe, Bauroth, Eckel, Esposito, Gamble, Haney, Heider, Kaleb, Lee, Lightfoot, and Maneiro voted in the negative)*

---

**RECONVENING LEGISLATURE**

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

---

**CONSIDERATION OF MOTIONS, RESOLUTIONS AND NOTICES**

---

- Intro. 367  
M. 91  
29-0
- Quatro/O'Brien  
Move Agenda Items 1-42 with the Exception of Items 38 and 39 As A Whole
1. Yolevich & Howland  
Intro. 368  
Res. 272  
29-0
  2. Hanna & Daniele  
Intro. 369  
Res. 273  
29-0
  3. Hanna & Daniele  
Intro. 370  
Res. 274  
29-0
  4. Hanna & Daniele  
Intro. 371  
Res. 275  
29-0
  5. Hanna & Daniele  
Intro. 372  
Res. 276  
29-0
  6. Hanna & Daniele  
Intro. 373  
Res. 277  
29-0
  7. Antelli, Hanna & Daniele  
Intro. 374  
Res. 278  
29-0
- 11-0250 Appointment and Reappointment to Monroe County Library System Board of Trustees
- 11-0254 Amending Resolution 171 of 2011 to Increase Amount of Contract with Boris Shmigel M.D. for Sheriff Employees Medical Services  
Public Safety Committee; November 28, 2011, CV – 8-0  
Ways and Means Committee; December 8, 2011, CV – 11-0
- 11-0255 Authorizing Contract with Commission on Accreditation for Law Enforcement Agencies, Inc. for Services to Reaccredit Monroe County Sheriff's Office  
Public Safety Committee; November 28, 2011, CV – 8-0  
Ways and Means Committee; December 8, 2011, CV – 11-0
- 11-0256 Authorizing Contract with Good News Jail & Prison Ministry for Counseling and Programs for Inmates at Monroe County Jail and Monroe Correctional Facility  
Public Safety Committee; November 28, 2011, CV – 8-0  
Ways and Means Committee; December 8, 2011, CV – 11-0
- 11-0257 Accepting Grant from United States Department of Justice, Bureau of Justice Assistance, for Office of Sheriff and Department of Public Safety, Office of Probation and Community Corrections, for Bulletproof Vest Partnership Grant Program  
Public Safety Committee; November 28, 2011, CV – 8-0  
Ways and Means Committee; December 8, 2011, CV – 11-0
- 11-0258 Accepting Grant from New York State Division of Criminal Justice Services for 2011 Paul Coverdell Forensic Sciences Improvement Program (Monroe County Crime Lab)  
Public Safety Committee; November 28, 2011, CV – 8-0  
Ways and Means Committee; December 8, 2011, CV – 11-0
- 11-0259 Authorizing Intermunicipal Agreements with Ten Municipalities for STOP-DWI Law Enforcement Program  
Intergovernmental Relations Committee, November 29, 2011, CV – 4-0  
Public Safety Committee; November 28, 2011, CV – 8-0  
Ways and Means Committee; December 8, 2011, CV – 11-0

8. Hanna & Daniele  
Intro. 375  
Res. 279  
29-0  
11-0260 Accepting Grant from New York State Governor's Traffic Safety Committee for Community Traffic Safety Program  
Public Safety Committee; November 28, 2011, CV – 8-0  
Ways and Means Committee; December 8, 2011, CV – 11-0
9. Hanna & Daniele  
Intro. 376  
Res. 280  
29-0  
11-0261 Accepting Grant from New York State Division of Criminal Justice Services for Stop Violence Against Women Program  
Public Safety Committee; November 28, 2011, CV – 8-0  
Ways and Means Committee; December 8, 2011, CV – 11-0
10. Hanna & Daniele  
Intro. 377  
Res. 281  
29-0  
11-0262 Accepting Grant from United States Department of Homeland Security, Federal Emergency Management Agency, for Port Security Grant Program; Authorizing Contract with Monroe Community College  
Public Safety Committee; November 28, 2011, CV – 8-0  
Ways and Means Committee; December 8, 2011, CV – 11-0
11. Valerio & Daniele  
Intro. 378  
Res. 282  
29-0  
11-0263 Accepting Grant from New York State Office of Parks, Recreation and Historic Preservation for Snowmobile Trail Development and Maintenance Program;  
Authorizing Contracts with Hilton Sno-Flyers, Inc., Webster Ridge Runners, Inc. and Salmon Creek Snowmobile Club, Inc., for Development and Maintenance of Trails  
Recreation and Education Committee; November 29, 2011, CV – 5-0  
Ways and Means Committee; December 8, 2011, CV – 11-0
12. Valerio & Daniele  
Intro. 379  
Res. 283  
29-0  
11-0264 Authorizing Contracts with Gay Alliance of Genesee Valley, Ten Ugly Men, Inc., The Springut Group, Inc., Roc City Rib Fest LLC, and Rotary Foundation of Brockport, Inc., for Ticketed Events in Monroe County Parks  
Recreation and Education Committee; November 29, 2011, CV – 5-0  
Ways and Means Committee; December 8, 2011, CV – 11-0
13. Valerio & Daniele  
Intro. 380  
Res. 284  
29-0  
11-0265 Accepting Gift from Estate of Adelle A. Arva to Seneca Park Zoo  
Recreation and Education Committee; November 29, 2011, CV – 5-0  
Ways and Means Committee; December 8, 2011, CV – 11-0
14. Valerio & Daniele  
Intro. 381  
Res. 285  
29-0  
11-0266 Accepting Gift from Rochester Cross Country Ski Foundation, Inc. of Used Snowmobile  
Recreation and Education Committee; November 29, 2011, CV – 5-0  
Ways and Means Committee; December 8, 2011, CV – 11-0
15. Cassetti & Colby  
Intro. 382  
Res. 286  
29-0  
11-0267 Authorizing Agreement with Town of Riga and Monroe County Water Authority for Improvements, Operation and Maintenance of Water Service in Churchville Park  
Environment and Public Works Committee; November 30, 2011, CV – 7-0
16. Drawe & Daniele  
Intro. 383  
Res. 287  
29-0  
11-0268 Amending Resolution 55 of 2011 to Accept Additional Funding from New York State Department of Health for Support of Nurse-Family Partnership Program  
Human Services Committee; November 29, 2011, CV – 6-0  
Ways and Means Committee; December 8, 2011, CV – 11-0

17. Drawe & Daniele  
Intro. 384  
Res. 288  
29-0  
11-0269     Accepting Grant from New York State Department of Health for HIV Partner Services Program  
Human Services Committee; November 29, 2011, CV – 6-0  
Ways and Means Committee; December 8, 2011, CV – 11-0
18. Drawe & Daniele  
Intro. 385  
Res. 289  
29-0  
11-0270     Accepting Grant from United States Department of Justice, National Institute of Justice, for Paul Coverdell Forensic Science Improvement Program (Medical Examiner’s Office)  
Human Services Committee; November 29, 2011, CV – 6-0  
Ways and Means Committee; December 8, 2011, CV – 11-0
19. Drawe & Daniele  
Intro. 386  
Res. 290  
29-0  
11-0271     Accepting Grant from New York State Division of Criminal Justice Services for Paul Coverdell Forensic Science Improvement Program (Medical Examiner’s Toxicology Laboratory)  
Human Services Committee; November 29, 2011, CV – 6-0  
Ways and Means Committee; December 8, 2011, CV – 11-0
20. Drawe & Daniele  
Intro. 387  
Res. 291  
29-0  
11-0272     Accepting Grant from New York State Department of Health for Children with Special Health Care Needs Program  
Human Services Committee; November 29, 2011, CV – 6-0  
Ways and Means Committee; December 8, 2011, CV – 11-0
21. Drawe & Daniele  
Intro. 388  
Res. 292  
29-0  
11-0273     Accepting Grant from New York State Department of Health; Authorizing Contracts for Nutrition Programs  
Human Services Committee; November 29, 2011, CV – 6-0  
Ways and Means Committee; December 8, 2011, CV – 11-0
22. Drawe & Daniele  
Intro. 389  
Res. 293  
29-0  
11-0274     Accepting Grant from National Institutes of Health, National Library of Medicine for Disaster Health Information Outreach and Collaboration Project 2011;  
Authorizing Contract with University of Rochester  
Human Services Committee; November 29, 2011, CV – 6-0  
Ways and Means Committee; December 8, 2011, CV – 11-0
23. Drawe & Daniele  
Intro. 390  
Res. 294  
29-0  
11-0275     Authorizing Monroe County Department of Public Health Agency Contracts and Professional Services Agreements  
Human Services Committee; November 29, 2011, CV – 6-0  
Ways and Means Committee; December 8, 2011, CV – 11-0
24. Drawe & Daniele  
Intro. 391  
Res. 295  
29-0  
11-0276     Authorizing Professional Services Contracts for Monroe County Office of Mental Health, Socio-Legal Center  
Human Services Committee; November 29, 2011, CV – 6-0  
Ways and Means Committee; December 8, 2011, CV – 11-0
25. Drawe & Daniele  
Intro. 392  
Res. 296  
29-0  
11-0277     Authorizing Contract with Coordinated Care Services, Inc. for Provision of Mental Health, Developmental Disabilities, and Alcoholism and Substance Abuse Services for 2012  
Human Services Committee; November 29, 2011, CV – 6-0  
Ways and Means Committee; December 8, 2011, CV – 11-0

26. Drawe & Daniele  
Intro. 393  
Res. 297  
29-0
- 11-0278
- Accepting Grant from United States Department of Justice, Office on Violence Against Women, for Safe Havens: Supervised Visitation and Safe Exchange Program  
Human Services Committee; November 29, 2011, CV – 6-0  
Ways and Means Committee; December 8, 2011, CV – 11-0
27. Drawe & Daniele  
Intro. 394  
Res. 298  
29-0
- 11-0279
- Accepting Grant from New York State Office of Children and Family Services for Disproportionate Minority Representation Project  
Human Services Committee; November 29, 2011, CV – 6-0  
Ways and Means Committee; December 8, 2011, CV – 11-0
28. Drawe & Daniele  
Intro. 395  
Res. 299  
29-0
- 11-0280
- Amending Resolution 177 of 2011 to Accept Additional Funding from New York State Office of Temporary and Disability Assistance for 2010-2011 Home Energy Assistance Program  
Human Services Committee; November 29, 2011, CV – 6-0 (As Amended)  
Ways and Means Committee; December 8, 2011, CV – 11-0
29. Cassetti & Daniele  
Intro. 396  
Res. 300  
29-0
- 11-0281
- Authorizing Contract with M/E Engineering P.C., for Professional Engineering Services for Monroe County Civil Center Energy Upgrades Project  
Environment and Public Works Committee; November 30, 2011, CV – 7-0  
Ways and Means Committee; December 8, 2011, CV – 11-0
30. Cassetti, Colby & Daniele  
Intro. 397  
Res. 301  
29-0
- 11-0282
- Authorizing Professional Services Contract with Barton and Loguidice, P.C. for Business Processes and Asset Management Improvement Study  
Environment and Public Works Committee; November 30, 2011, CV – 7-0  
Transportation Committee; November 30, 2011, CV – 8-0  
Ways and Means Committee; December 8, 2011, CV – 11-0
31. Antelli, Colby & Daniele  
Intro. 398  
Res. 302  
29-0
- 11-0283
- Authorizing Intermunicipal Agreement with Town of Penfield in Conjunction with Penfield Road Bridge Over Irondequoit Creek Project in Town of Penfield  
Intergovernmental Relations Committee; November 29, 2011, CV – 5-0  
Transportation Committee; November 30, 2011, CV – 8-0  
Ways and Means Committee; December 8, 2011, CV – 11-0
32. Valerio & Daniele  
Intro. 399  
Res. 303  
29-0
- 11-0284
- Authorizing Acquisition of Property Located at 2611 Pinnacle Road in Town of Rush  
Recreation and Education Committee; November 29, 2011, CV – 5-0  
Ways and Means Committee; December 8, 2011, CV – 11-0
33. Daniele & Yolevich  
Intro. 400  
Res. 304  
29-0
- 11-0285
- Mortgage Tax Distribution  
Ways and Means Committee; December 8, 2011, CV – 11-0
34. Cassetti & Daniele  
Intro. 401  
Res. 305  
29-0
- 11-0286
- Authorizing Grant Agreements with New York State for Aid Relating to Improvements at Greater Rochester International Airport  
Environment and Public Works Committee; November 28, 2011, CV – 7-0  
Ways and Means Committee; December 8, 2011, CV – 11-0

- 35. Drawe & Daniele  
 Intro. 402  
 Res. 306  
 29-0      11-0287      Accepting Grant from New York State Office of Temporary and Disability Assistance for 2011-2012 Home Energy Assistance Program  
 Human Services Committee; November 29, 2011, CV – 6-0  
 Ways and Means Committee; December 8, 2011, CV – 11-0
  
- 36. Hanna & Daniele  
 Intro. 403  
 Res. 307  
 29-0      11-0288      Amending Resolution 207 of 2008 to Accept Additional Funding from Rochester Institute of Technology for Rochester Safe and Sound Initiative for Gang Intervention Services – Lead the Way Program; Authorizing Contract with Catholic Family Center for Rochester Safe and Sound Case Management Services  
 Public Safety Committee; November 28, 2011, CV – 8-0  
 Ways and Means Committee; December 8, 2011, CV – 11-0
  
- 37. Yolevich & Howland  
 Intro. 404  
 Res. 308  
 29-0      11-0289      Appointment to Regional Fish and Wildlife Management Board  
 Agenda Charter Committee; November 28, 2011, CV - 5-0
  
- 38. Daniele & Yolevich  
 Intro. 408  
 M. 94  
 29-0      11-0291      Providing that Resolution (Intro. No. 359 of 2011), Entitled “Adoption of Monroe County Annual Budget for the Year 2012 and Establishing 2012 Monroe County Classification, Compensation and Salary Schedule for Monroe County Employees,” Be Lifted From the Table
  
- 39. Daniele & Yolevich  
 Intro. 419  
 M. 102      11-0291      Providing that Resolution (Intro. No. 359 of 2011), Entitled “Adoption of Monroe County Annual Budget for the Year 2012 and Establishing 2012 Monroe County Classification, Compensation and Salary Schedule for Monroe County Employees,” Be Adopted

Intro. 409  
 M. 88  
 16-13

Daniele/Yolevich (Amendment 1)  
 Motion to Amend 359 of 2011 as follows:  
*(Legislators O’Brien, Andrews, Bauroth, Beebe, Eckel, Esposito, Gamble, Haney, Heider, Kaleh, Lee, Lightfoot and Maneiro voted in the negative)*

**1. Appropriations are decreased as follows:**

9001	1021010000	501000	FT Salaries	27,650
9001	1021010000	507010	Retirement	2,903
9001	1021010000	507015	FICA	<u>2,115</u>
				32,668

**Appropriations are increased as follows:**

9001	1011010000	501000	FT Salaries	27,650
9001	1011010000	507010	Retirement	2,903
9001	1011010000	507015	FICA	<u>2,115</u>
				32,668

**2. 2012 BUDGET SALARY SCHEDULE DAILY, FLAT AND HOURLY**



<u>FLAT</u>	
Administrative Assistant – Republican Staff	18,000 – 29,000
Chief of Staff – Republican Staff	45,000 – 75,000 <u>85,000</u>
Clerk of the Legislature	45,000 – 75,000 <u>85,000</u>
Deputy Clerk of the Legislature	30,000 – 55,000 <u>58,000</u>
Executive Secretary to the President	<del>20,000-18,000</del> – 35,000 <u>29,000</u>
Legislative Assistant – Republican Staff	24,000 – 40,000 <u>45,000</u>
Second Assistant Deputy Clerk of the Legislature	20,000 – 35,000 <u>43,000</u>
Special Assistant to the Legislature President	15,000 – <del>45,000</del> <u>25,000</u>
Staff Assistant – County Legislature	20,000 – 35,000 <u>29,000</u>

<u>HOURLY</u>	
Legislative Intern	7.25 – 41.00 <u>12.00</u>
Student Intern – Legislature	7.25 – 8.00 <u>12.00</u>

### 3. COUNTY LEGISLATURE

Total	Title	Group
1	President- County Legislature	Flat
1	Vice President – County Legislature	Flat
1	Attorney – Legislature	Flat
1	Chief of Staff – Republican Staff	Flat
1	Legislature Director –Republican Staff	Flat
4	Legislative Assistant – Republican Staff	Flat
<del>4</del>	<del>Administrative Assistant – Republican Staff</del>	<del>Flat</del>
1	Special Assistant to the President	Flat
1	Majority Leader	Flat
1	Minority Leader	Flat
1	Director – Democratic Staff	Flat
1	Deputy Director – Democratic Staff	Flat
1	Legislative Clerk – Democratic Staff	Flat
1	Legislative Director – Democratic Staff	Flat
2	Research Analyst – Democratic Staff	Flat
1	Executive Secretary to the President	Flat
<del>2</del> <u>3</u>	Assistant Majority Leader	Flat
2	Assistant Minority Leader	Flat
<del>24</del> <u>20</u>	County Legislator	Flat
1	Clerk of the County Legislature	Flat
<del>2</del> <u>1</u>	Deputy Clerk – County Legislature	Flat
1	First Assistant Deputy Clerk – County Legislature	Flat
1	Second Assistant Deputy Clerk – County Legislature	Flat
3	Staff Assistant – County Legislature	Flat
3	Legislative Intern, PT	Hourly
1	Research Aide – Legislature, PT	Hourly
0.5	Research Associate – Democratic Staff, PT	Hourly
0.5	Student Intern – Legislature, PT	Hourly

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

---

**RECESS**

President Adair declared a brief recess.

---

Intro. 410  
M. 95  
13-16 F

O'Brien/Esposito (Amendment 2)  
Motion to Amend 359 of 2011 as follows:

**Section 1.** Roll back the Management & Professional Salary Schedule, on page 804, to the levels of the 2011 schedule, resulting in appropriations on line item 501000 to decrease by \$753,000.

**Section 2.** Appropriations for the following expense commitment line items to decrease as follows:

504320 "Professional Services" to be cut by 10% (\$2,380,856)

505100 "Office Supplies" to be reduced by 10% (\$96,291)

**Section 3.** Appropriations for the line item 504505 "Cell Phones" shall be eliminated as follows, resulting in a savings of \$75,960 through reduction of non-essential cell phones

10-1001-504505	\$500	18-18-504505	\$6,000
10-1011-504505	\$2,800	19-19-504505	\$16,500
11-11-504505	\$3,700	20-20-504505	\$2,650
12-1201-504505	\$2,000	21-2101-504505	\$3,000
12-1203-504505	\$700	21-2102-504505	\$2,045
12-1207-504505	\$1,700	51-5101-504505	\$2,500
12-3001-504505	\$1,900	51-5191-504505	\$1,000
14-1401-504505	\$750	51-5501-54505	\$1,600
14-1403-504505	\$750	51-5601-504505	\$1,415
14-1404-504505	\$2,400	58-5801-504505	\$2,560
14-1405-504505	\$800	80-8001-504505	\$1,010
16-16-504505	\$3,680	88-8802-504505	\$14,000

**Section 4.** Appropriations for the line item 504270 "Local Transportation/Parking" in Building Operations to be reduced as follows:

84-8600-504270 reduced by \$789,826, by eliminating appropriations for the leasing of two surface parking lots with Broad & Plymouth, LLC and Main & Plymouth, LLC.

**Section 5.** Revenues in the following accounts to be decreased in the following amounts:

12-1209-400000 (Real Property Taxes) to be decreased by \$ 4,095,933 for the purpose of lowering the property tax rate to \$8.89 per \$1,000 full value.

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

Intro. 411  
M. 96  
Ruled Out of Order

Kaleh/Andrews (Amendment 3)  
Motion to Amend 359 of 2011 as follows:

Be It Moved, that the proposed Lead funding amendment seeking to amend Intro. No. 359 of 2011 be amended as follows:

**Section 1.** Roll back the Management & Professional Salary Schedule, to the levels of the 2011 schedule, resulting in appropriations on line item 501000 to decrease by \$753,000.

**Section 2.** Increase appropriations to the following commitment line items, to restore funding for the Lead Poisoning Prevention Program:

58-5806-504800 to increase by \$224,000

The balance shall go to the general fund

Intro. 412  
M. 97  
13-16 F

O'Brien/Lightfoot (Amendment to Amendment 3)  
Motion to Amend the Amendment Intro. 411 of 2011

**Section 1.** Roll back the Management & Professional Salary Schedule, to the levels of the 2011 schedule, resulting in appropriations on line item 501000 to decrease by \$753,000.

**Section 2.** Increase appropriations to the following commitment line items, to restore funding for the Lead Poisoning Prevention Program:

58-5806-504800 to increase by ~~\$224,000~~\$753,000

~~The balance shall go to the general fund~~

Added language is underlined.

Deleted language is ~~stricken~~.

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

Legislator Quatro raised a Point of Order regarding Intro. No. 411. President Adair agreed with the Point of Order and ruled that Intro. No. 411 was Out of Order.

Intro. 413  
M. 98  
Ruled Out of Order

Lightfoot/ Kaleh (Amendment 4)  
Motion to Amend 359 of 2011 as follows:

**Section 1.** Appropriations for the commitment line item #505100 "Office Supplies" to be reduced by \$50,000 .

**Section 2.** Appropriations in the following account to increase, for the purpose of providing additional funding to support the STD/HIV Control Program by funding a contract with the Metro Council on Teen Potential (MCTP):

58-5802-504800 increased by \$50,000

Legislator Daniele stated that Intro. No. 413 was Out of Order. President Adair agreed and ruled that Intro. No. 413 was Out of Order.

Intro. 414  
M. 99  
13-16 F

O'Brien/Andrews (Amendment to Amendment 4)  
Motion to Amend 413 of 2011

Be It Moved, that Intro. No. 413 of 2011, be amended as follows:

**Section 1.** Appropriations for the commitment line item #505100 “Office Supplies” to be reduced by \$50,000 .

**Section 2.** Appropriations in the following account to increase, for the purpose of providing additional funding to support the STD/HIV Control Program by funding a contract with ~~the Metro Council on Teen Potential (MCTP)~~ a provider to be determined after an RFP process:

58-5802-504800 increased by \$50,000.

Added language is underlined.

Deleted language is ~~stricken~~.

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

Intro. 415  
M. 100  
13-16 F

Andrews/Gamble (Amendment 5)  
Motion to Amend 359 of 2011 as follows:

**Section 1.** Appropriations for the following expense commitment line items to decrease as follows:

505100 “Office Supplies” to be reduced by 10% (\$96,291)

**Section 2.** Appropriations for the line item 504505 “Cell Phones” shall be eliminated as follows, resulting in a savings of \$19,850 through reduction of non-essential cell phones:

10-1001-504505	\$500	12-3001-504505	\$1,900
10-1011- 504505	\$2,800	14-1401-504505	\$750
11-11-504505	\$3,700	14-1403-504505	\$750
12-1201-504505	\$2,000	14-1404-504505	\$2,400
12-1203-504505	\$700	20-20-504505	\$2,650
12-1207-504505	\$1,700		

**Section 3.** Increase appropriations to the following commitment line items, to restore funding for the Run Away and Homeless Youth Program:

51-5602-504800 to increase by \$116,141

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

Intro. 416  
M. 89

Esposito/O'Brien (Amendment 6)  
Motion to Amend 359 of 2011 as follows:

**Section 1.** On page 134 of the proposed budget, in the Human Resources section titled “2011 Major Accomplishments,” to delete the following from the second bullet point:

~~(with the exception of legislators from the Democratic caucus)~~

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

---

**RECESS**

---

President Adair declared a brief recess.

Legislator Daniele raised a Point of Order regarding Intro. No. 416. President Adair agreed with Legislative Counsel Patrick Pardyjak's legal interpretation of the Charter section and supported the Point of Order. Legislator O'Brien Appealed the Ruling of the Chair and Legislator Eckel Seconded the motion. A vote was taken and the Ruling of the President was not sustained by the following vote:

Ayes - Legislators Quatro, Antelli, Barker, Cassetti, Daniele, Drawe, Hanna, Howland, McCann, Tucciarello, Yolevich, and President Adair – 12

Noes - Legislators O'Brien, Andrews, Bauroth, Beebe, Colby, Eckel, Esposito, Gamble, Gumina, Haney, Heider, Kaleh, Lee, Lightfoot, Maneiro, Rockow and Valerio – 17

Intro. 416                      Esposito/O'Brien (Amendment 6)  
M. 89                              Motion to Amend 359 of 2011  
19-10

Be It Moved, that Intro. No. 359 of 2011, be amended as follows:

**Section 1.** On page 134 of the proposed budget, in the Human Resources section titled "2011 Major Accomplishments," to delete the following from the second bullet point:

~~(with the exception of legislators from the Democratic caucus)~~

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

*(Legislators O'Brien, Andrews, Bauroth, Beebe, Colby, Eckel, Esposito, Gamble, Gumina, Haney, Hanna, Heider, Howland, Kaleh, Lee, Lightfoot, Maneiro, Rockow, and Valerio voted in the positive)*

Intro. 417                      Daniele/Antelli (Amendment 7)  
M. 90                              Motion to Amend 359 of 2011 at page 803, be amended as follows:

**2012 BUDGET SALARY SCHEDULE**  
**ELECTED OFFICIALS – FLAT SALARIES**

<u>Elected Officials</u>	<u>2012</u> <u>Established</u> <u>Salary</u>
Sheriff	<del>\$123,030</del> <u>\$136,700</u> **

\*\*The Sheriff's salary is established at ~~90%~~ of the same amount as the District Attorney's salary which is established by Section 183-a of Judiciary Law of New York State.

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

Legislator Haney raised a Point of Order regarding the Intro. No. 417. President Adair ruled that Intro. No. 417 was in Order. Legislator Lightfoot Appealed the Ruling of the Chair and Legislator Eckel Seconded the motion. A vote was taken and the Ruling of the President was Sustained by the following vote:

Ayes - Legislators Quatro, Antelli, Barker, Cassetti, Colby, Daniele, Drawe, Gumina, Hanna, Howland, McCann, Rockow, Tucciarello, Valerio, Yolevich, and President Adair – 16

Noes - Legislators O'Brien, Andrews, Bauroth, Beebe, Eckel, Esposito, Gamble, Haney, Heider, Kaleh, Lee, Lightfoot, and Maneiro – 13

Intro. 418  
M. 101  
13-16 F

Esposito/Eckel (Amendment to Amendment 7)  
Motion to Amend 417 of 2011

Be It Moved, that Intro. No. 417 of 2011, be amended as follows:

**Section 1.** The existing language is stricken and replaced with the following:

“The County Legislature hereby establishes a Salary Commission to review the Monroe County Sheriff’s pay for possible adjustment.”

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

---

**RECESS**

President Adair declared a brief recess.

---

Intro. 417  
M. 90  
16-13

Daniele/Antelli (Amendment 7)  
Motion to Amend Intro. 359 of 2011, at page 803 be amended as follows:

**2012 BUDGET SALARY SCHEDULE**  
**ELECTED OFFICIALS – FLAT SALARIES**

**Elected Officials**

**2012**  
**Established**  
**Salary**

Sheriff ~~\$123,030~~ \$136,700\*\*

\*\*The Sheriff’s salary is established at 90% of the same amount as the District Attorney’s salary which is established by Section 183-a of Judiciary Law of New York State.

Added Language is underlined

Deleted Language is ~~stricken~~

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

Intro. 419  
M. 102  
16-13

Be Adopted

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

Intro. 359  
Res. 269 (As Amended by Motion Nos. 88, 89 & 90)  
16-13

Main Motion

*(Note: Legislators Cassetti and Lightfoot declared their interest prior to the vote)  
(Legislators O'Brien, Andrews, Bauroth, Beebe, Eckel, Esposito, Gamble, Haney, Heider, Kaleh,  
Lee, Lightfoot and Maneiro voted in the negative)*

40. Cassetti & Daniele  
Intro. 405  
M. 92  
29-0
- 11-0292 Providing that Resolution (Intro No. 362 of 2011), Entitled "Confirming and Adopting Assessment Rolls of Pure Waters Districts for 2012," Be Lifted from the Table
41. Cassetti & Daniele  
Intro. 406  
M. 93  
29-0
- 11-0292 Providing that Resolution (Intro No. 362 of 2011), Entitled "Confirming and Adopting Assessment Rolls of Pure Waters Districts for 2012," Be Adopted
- Intro. 362  
Res. 309  
29-0
- Main Motion
42. Cassetti & Daniele  
Intro. 407  
Res. 310  
29-0
- 11-0294 Authorizing Amended and Restated Host Community Agreement with Town of Bergen, New York, Village of Bergen, New York, Byron-Bergen Central School District and Bergen Fire Department, Inc. for Continuation of Benefits Environment and Public Works Committee; November 30, 2011, CV – 7-0 Ways and Means Committee; December 8, 2011, CV – 11-0

(Note: Agenda Items # 43 and 44 were taken out of regular agenda order)

45. Daniele & Yolevich  
Intro. 487  
Res. 377  
29-0
- 11-0299 Amending Resolution 467 of 2005 to Amend the Contract with Health Economics Group Inc. for Administration of Health Insurance Reimbursement Program for Monroe County Employees  
Matter Of Urgency
46. Valerio & Daniele  
Intro. 488  
Res. 378  
29-0
- 11-0300 Accepting Gift from the Betty H. Durham Revocable Trust to the Seneca Park Zoo for for the Benefit of the Elephant Enclosure  
Matter Of Urgency
47. Daniele & Yolevich  
Intro. 489  
Res. 379  
29-0
- 11-0301 Approving Agreement Between the Monroe County Executive and the Civil Service Employees Association, Part-Time Unit 7401  
Matter Of Urgency
48. Yolevich & Howland  
Intro. 490  
Res. 380  
27-2
- 11-0302 Confirmation of Appointment to the Monroe County Airport Authority  
Matter Of Urgency
- (Legislators Eckel and Haney voted in the negative)*

49. Yolevich & Howland  
Intro. 491  
Res. 381  
16-13
- 11-0303 Confirmation of Appointment to the Monroe County Civil Service Commission  
Matter Of Urgency  
*(Legislators O'Brien, Andrews, Bauroth, Beebe, Eckel, Esposito, Gamble, Haney, Heider, Kaleh, Lee, Lightfoot and Maneiro voted in the negative)*
50. Yolevich & Howland  
Intro. 492  
Res. 382  
16-13
- 11-0304 Appointments to the Monroe County Water Authority  
Matter Of Urgency  
*(Legislators O'Brien, Andrews, Bauroth, Beebe, Eckel, Esposito, Gamble, Haney, Heider, Kaleh, Lee, Lightfoot and Maneiro voted in the negative)*
51. Daniele & Yolevich  
Intro. 421-478  
  
Intro. 420  
M. 103  
13-16 F
- 11-0305 br. Bond Resolutions for the 2012 Monroe County Capital Budget  
Matter of Urgency  
  
Haney/ Lightfoot  
Motion to Sever Projects 27, 36 and 53  
*(Legislators O'Brien, Andrews, Bauroth, Beebe, Eckel, Esposito, Gamble, Haney, Heider, Kaleh, Lee, Lightfoot and Maneiro voted in the positive)*
- Intro. 421-478  
Res. 311-368  
27-2
- Main Motion  
*(Legislators Haney and Lightfoot voted in the negative)*
52. Cassetti & Daniele  
Intro. 479  
Res. 369  
21-8
- 11-0306 Confirming Scale of Charges for Each of the Monroe County Pure Waters  
Districts for 2012  
Matter Of Urgency  
*(Legislators Bauroth, Eckel, Gamble, Haney, Kaleh, Lee, Lightfoot and Maneiro voted in the negative)*
53. Cassetti & Daniele  
Intro. 480  
Res. 370  
28-1
- 11-0307 Consenting to Financing by Monroe County Water Authority of 2012  
Water Facilities Capital Projects  
Matter of Urgency  
*(Legislator Beebe voted in the negative)*
54. Daniele & Yolevich  
Intro. 481  
Res. 371  
29-0
- 11-0308 2011 Equalization Table – Real And Franchise Property And Ratios Of Assessed  
Value To Full Value  
Matter of Urgency
55. Daniele & Yolevich  
Intro. 482  
Res. 372  
29-0
- 11-0309 Unpaid School Taxes  
Matter of Urgency
56. Daniele & Yolevich  
Intro. 483  
Res. 373  
29-0
- 11-0310 Levying Taxes and Assessments Required for Purposes of Annual Budgets Of  
Towns of Monroe County for Year 2012  
Matter Of Urgency



- |   |         |  |
|---|---------|--|
| 57. Daniele &<br>Yolevich<br>Intro. 484<br>Res. 374<br>29-0 | 11-0311 | Delinquent Water And Sewer Taxes<br>Matter Of Urgency  |
| 58. Daniele &<br>Yolevich<br>Intro. 485<br>Res. 375<br>29-0 | 11-0312 | Authorizing Director of Finance to Make Refunds or Corrections of Taxes for<br>Year 2012<br>Matter Of Urgency        |
| 59. Daniele &<br>Yolevich<br>Intro. 486<br>Res. 376<br>27-2 | 11-0313 | Total Tax Levy – Year 2012<br>Matter Of Urgency<br><br><i>(Legislators Esposito and Kaleb voted in the negative)</i> |

---

**UNFINISHED BUSINESS**

---

**PRESENTATION OF PLAQUES**

Legislators Maneiro, Beebe, Heider, Eckel, Lee and Cassetti were presented with plaques recognizing their service to the Monroe County Legislature.

---

*Note:* President Adair wished everyone a safe, happy and healthy holiday season and a happy New Year.

Upon Motion by Legislator E. Daniel Quatro, the Legislature adjourned Sine Die.

---

**CHERYL M. ROZZI**  
Clerk of the Legislature