

## TENTH DAY

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TUESDAY, September 11, 2012

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Legislature met pursuant to adjournment.

President Jeffrey R. Adair in the Chair.

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### ROLL CALL

Present — Legislators Adair, Aldersley, Ancello, Andrews, Antelli, Barker, Bauroth, Boyce, Colby, Daniele, Drawe, Gumina, Haney, Hanna, Howland, J. Lightfoot, W. Lightfoot, McCann, Micciche, O'Brien, Patterson, Quatro, Rockow, Tucciarello, Valerio, Wilcox, Yolevich— 27

Absent — Legislator Gamble, Kaleh — 2

*Note:* Legislator Kaleh entered the Chambers later in the meeting.

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Meeting formally opened. President Adair held a Moment of Silence for those who were lost in the tragedies that occurred on September 11, 2001 and their families. At the invitation of Legislator Rick Antelli, Pastor George Grace of First Bible Baptist Church delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Mary A. Valerio.

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### APPROVAL OF MINUTES

Without objection, the Journal of the Session of Day 9, August 14, 2012 was approved as submitted.

*Note:* Legislator Kaleh entered the Chambers and was present for the remainder of the meeting.

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### PETITIONS AND COMMUNICATIONS

NONE

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

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### PROCLAMATIONS

By the President of the Legislature — Jeffrey R. Adair

**Proclaimed Jointly with County Executive Maggie Brooks and Legislators Debbie Drawe and E. Daniel Quatro “Penfield National Little league Baseball Team” on winning the 10-11 year olds New York Section 1 Championship.”**

Read and Filed.

**Recognized Jointly with Legislator Robert J. Colby, “Cornell Cooperative Extension Week and National 4-H Week” to urge people of Monroe County to take advantage of the many opportunities and programs available through Cornell Cooperative Extension and the 4-H Youth Development.**

Read and Filed.

**Recognized Jointly with Legislators Anthony Daniele, Ted O'Brien, Willie Joe Lightfoot and Joshua Bauroth, "Bridget Hughes, Lindsay Wahl, Sarah Nevarez, Officer Paul Dondorfor, Officer Adam Alliet and Dr. Davis Lambery" for their selfless actions to save three people, including two children, from the waters of the Erie Canal.**  
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. Thirteen speakers addressed the Legislature and the Open Forum concluded at 7:00 P.M.

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**RECESS**

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

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**MOTIONS, RESOLUTIONS AND NOTICES**

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| 1. Valerio &<br>Drawe<br>Intro. 284<br>Res. 212<br>28-0  | 12-0234 | Confirmation of Appointments and Reappointment to Monroe County Library System Board of Trustees  |
| 2. Howland &<br>Ancello<br>Intro. 285<br><br>Intro. 286<br>M. 68<br>11-17 F<br><br>Intro. 285<br>Res. 213<br>18-10 | 12-0235 | Reappointments to Monroe County Water Authority Board<br><br>O'Brien/Andrews<br>Motion to Commit to Committee Intro 285 of 2012<br><i>(Legislators O'Brien, Aldersley, Ancello, Andrews, Bauroth, Haney, Kaleh, J. Lightfoot, W. Lightfoot, Patterson and Wilcox voted in the positive)</i><br><br>Main Motion<br><i>(Legislators O'Brien, Aldersley, Andrews, Bauroth, Haney, Kaleh, J. Lightfoot, W. Lightfoot, Patterson and Wilcox voted in the negative)</i> |
| 3. Colby &<br>Ancello<br>Intro. 287<br>Res. 214<br>28-0  | 12-0236 | Confirmation of Appointment to Monroe County Traffic Safety Board   |

4. W. Lightfoot,  
Drawe &  
Yolevich  
Intro. 288  
Res. 215  
28-0  
12-0238 Authorizing Reduction in Fees for Prepared Food Vendors at Seasonal Farmer's Markets  
Human Services Committee; August 21, 2012 – CV: 9-0  
Ways and Means Committee; August 22, 2012 – CV 11-0
5. Drawe &  
Quatro  
Intro. 289  
Res. 216  
28-0  
12-0240 Confirmation of Appointment of Director of Veterans Service Agency  
Human Services Committee; August 21, 2012 – CV: 9-0
6. Drawe &  
Quatro  
Intro. 290  
Res. 217  
28-0  
12-0241 Confirmation of Appointments to Monroe County Board of Health  
Human Services Committee; August 21, 2012 – CV: 9-0
7. Hanna &  
Yolevich  
Intro. 291  
Res. 218  
28-0  
12-0242 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 Operation IMPACT IX Program  
Public Safety Committee; August 20, 2012 – CV: 8-0  
Ways and Means Committee; August 22, 2012 – CV: 11-0
8. Hanna &  
Yolevich  
Intro. 292  
Res. 219  
28-0  
12-0243 Accepting Aid to Localities Grant from New York State Division of Criminal Justice Services for Office of Public Defender and District Attorney  
Public Safety Committee; August 20, 2012 – CV: 8-0  
Ways and Means Committee; August 22, 2012 – CV: 11-0
9. Hanna &  
Yolevich  
Intro. 293  
Res. 220  
28-0  
12-0244 Accepting Grant from New York State Crime Victims Board for Victim Witness Program in District Attorney's Office  
Public Safety Committee; August 20, 2012 – CV: 8-0  
Ways and Means Committee; August 22, 2012 – CV: 11-0
10. Gumina,  
Hanna &  
Yolevich  
Intro. 294  
Res. 221  
27-1  
12-0245 Authorizing Intermunicipal Agreement with Churchville-Chili Central School District for Purchase of Fuel for Vehicles of Monroe County Sheriff's Office  
Intergovernmental Relations Committee; August 22, 2012 – CV: 4-1  
Public Safety Committee; August 20, 2012 – CV: 8-0  
Ways and Means Committee; August 22, 2012 – CV: 11-0  
*(Legislator Patterson voted in the negative)*
11. Hanna &  
Yolevich  
Intro. 295  
Res. 222  
28-0  
12-0246 Accepting Grant from New York State Thruway Authority/New York State Canal Corporation for New York State Canal Corporation Marine Patrol Matching Grant Program  
Public Safety Committee; August 20, 2012 – CV: 8-0  
Ways and Means Committee; August 22, 2012 – CV: 11-0
12. Hanna,  
Boyce &  
Yolevich  
Intro. 296  
Res. 223  
28-0  
12-0247 Amending Resolution 280 of 2011 to Accept Additional Funds from the New York State Division of Criminal Justice Services for the Stop Violence Against Women Program  
Public Safety Committee; August 20, 2012 – CV: 8-0  
Ways and Means Committee; August 22, 2012 – CV: 11-0

13. Hanna & Yolevich  
Intro. 297  
Res. 224  
28-0  
12-0248      Accepting Grant from New York State Division of Criminal Justice Services for Outreach Services to Gang-Related Probationers and Authorizing Contract with Catholic Family Center  
Public Safety Committee; August 20, 2012 – CV: 8-0  
Ways and Means Committee; August 22, 2012 – CV: 11-0
14. Hanna & Yolevich  
Intro. 298  
Res. 225  
28-0  
12-0249      Accepting Grant from New York State Division of Criminal Justice Services for Local Reentry Coordination and Services Program and Authorizing Contract with Catholic Family Center  
Public Safety Committee; August 20, 2012 – CV: 8-0  
Ways and Means Committee; August 22, 2012 – CV: 11-0
15. Antelli & Yolevich  
Intro. 299  
Res. 226  
28-0  
12-0250      Authorizing Advertisement for Bids for Long Pond Road Bridge Over Round Pond Creek Project in Town of Greece  
Transportation Committee; August 21, 2012 – CV: 6-0  
Ways and Means Committee; August 22, 2012 – CV: 11-0
16. Drawe & Yolevich  
Intro. 300  
Res. 227  
28-0  
12-0251      Authorizing Contract with Mobile Diagnostic Testing Services, Inc., d/b/a HealthTrac, for Radiology Services at Monroe Community Hospital  
Human Services Committee; August 21, 2012 – CV: 9-0  
Ways and Means Committee; August 22, 2012 – CV: 11-0
17. Drawe & Yolevich  
Intro. 301  
Res. 228  
28-0  
12-0252      Accepting Grant from Health Research, Inc. for Public Health Preparedness and Response to Bioterrorism Program; Authorizing Contracts with University of Rochester  
Human Services Committee; August 21, 2012 – CV: 9-0  
Ways and Means Committee; August 22, 2012 – CV: 11-0
18. Drawe & Yolevich  
Intro. 302  
Res. 229  
28-0  
12-0253      Accepting Grant from New York State Department of Health; Authorizing Contracts for Nutrition Programs  
Human Services Committee; August 21, 2012 – CV: 9-0  
Ways and Means Committee; August 22, 2012 – CV: 11-0
19. Drawe & Yolevich  
Intro. 303  
Res. 230  
28-0  
12-0254      Accepting Grant from New York State Department of Health for HIV Surveillance Program  
Human Services Committee; August 21, 2012 – CV: 9-0  
Ways and Means Committee; August 22, 2012 – CV: 11-0
20. Gumina, Drawe & Yolevich  
Intro. 304  
Res. 231  
28-0  
12-0255      Authorizing Intermunicipal Agreement with Genesee County for Elevated Blood Lead Level Investigation Services  
Intergovernmental Relations Committee; August 22, 2012 – CV: 5-0  
Human Services Committee; August 21, 2012 – CV: 9-0  
Ways and Means Committee; August 22, 2012 – CV: 11-0
21. Drawe & Yolevich  
Intro. 305  
Res. 232  
28-0  
12-0256      Accepting Grant from United States Department of Housing and Urban Development, Supportive Housing Program, for the Project to Reunite Families  
Human Services Committee; August 21, 2012 – CV: 9-0  
Ways and Means Committee; August 22, 2012 – CV: 11-0

22. Drawe & Yolevich  
Intro. 306  
Res. 233  
28-0
- 12-0257 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; August 21, 2012 – CV: 9-0  
Ways and Means Committee; August 22, 2012 – CV: 11-0
23. Gumina, Howland & Yolevich  
Intro. 307  
Res. 234  
28-0
- 12-0258 Authorizing Intermunicipal Agreement with City of Rochester for Collection of Solid Waste and Recycling Services from County Facilities  
Intergovernmental Relations Committee; August 22, 2012 – CV: 5-0  
Environment and Public Works Committee; August 22, 2012 – CV: 7-0  
Ways and Means Committee; August 22, 2012 – CV: 11-0
24. Howland & Yolevich  
Intro. 308  
Res. 235  
28-0
- 12-0259.br Resolution Authorizing the Issuance of \$2,500,000 Bonds of the County of Monroe, New York, to Finance the Cost of the Construction of New Taxiway “P” from Runway 10/28 to Taxiway “F”, and Including Incidental Improvements, at the Greater Rochester International Airport in and for Said County, at an Estimated Maximum Cost of \$2,500,000 and Superseding the Bond Resolution Adopted on December 13, 2011 (Resolution No. 312 of 2011)  
Environment and Public Works Committee; August 22, 2012 – CV: 7-0  
Ways and Means Committee; August 22, 2012 – CV: 11-0
25. Howland & Yolevich  
Intro. 309  
Res. 236  
28-0
- 12-0260 Authorizing Contracts with CHA Consulting, Inc. and Passero Associates for Airport Consultant Services for the Airport Master Plan Update for Greater Rochester International Airport  
Environment and Public Works Committee; August 22, 2012 – CV: 7-0  
Ways and Means Committee; August 22, 2012 – CV: 11-0
26. Howland & Yolevich  
Intro. 310  
Res. 237  
28-0
- 12-0260.br Resolution Authorizing the Issuance of \$900,000 Bonds of the County of Monroe, New York, to Finance the Cost of Updating the Current Airport Master Plan for the Greater Rochester International Airport, in and for Said County, at an Estimated Maximum Cost of \$900,000 and Superseding the Bond Resolution Adopted on December 13, 2011 (Resolution No. 321 of 2011)  
Environment and Public Works Committee; August 22, 2012 – CV: 7-0  
Ways and Means Committee; August 22, 2012 – CV: 11-0
27. Howland & Yolevich  
Intro. 311  
Res. 238  
28-0
- 12-0261 Authorizing Contract with CHA Consulting, Inc. for Design Services for General Aviation Apron Reconstruction and Building Demolition Project at Greater Rochester International Airport  
Environment and Public Works Committee; August 22, 2012 – CV: 7-0  
Ways and Means Committee; August 22, 2012 – CV: 11-0
28. Gumina & Tucciarello  
Intro. 312  
Res. 239  
28-0
- 12-0262 Authorizing Intermunicipal Agreement with Rochester City School District to Provide the “Watertower Academy ATD Classroom”  
Intergovernmental Relations Committee; August 22, 2012 – CV: 5-0
29. Howland & Yolevich  
Intro. 313  
Res. 240  
28-0
- 12-0263 Calling a Public Hearing for the Purpose of Considering a Proposed Increase and Improvement of Facilities in Northwest Quadrant Pure Waters District – Northwest Quadrant Secondary Clarifier Improvements  
Environment and Public Works Committee; August 22, 2012 – CV: 7-0  
Ways and Means Committee; August 22, 2012 – CV: 11-0

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| 30. Hanna &<br>Micciche<br>Intro. 314<br>Res. 241<br>28-0 | 12-0265 | Confirmation of Appointment of the Conflict Defender<br>Public Safety Committee; August 20, 2012 – CV: 8-0   |
| 31. Yolevich<br>Gumina<br>Intro. 315<br>Res. 242<br>28-0  | 12-0266 | Authorizing Contract with New York State Thruway Authority for Monroe County<br>Clerk to Sell E-Z Passes<br>Ways and Means Committee; August 22, 2012 – CV: 11-0 |

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**UNFINISHED BUSINESS**

*NONE*

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Upon Motion by Legislator Anthony Daniele, the Legislature adjourned at 7:35 p.m. until Tuesday, October 9, 2012 at 6:00 p.m

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