

## FOURTH DAY

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TUESDAY, April 9, 2013

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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, Ancello, Andrews, Antelli, Barker, Bauroth, Boyce, Carbone, Colby, Daniele, Drawe, Gamble, Gumina, Haney, Hanna, Howland, Kaleh, McCann, Micciche, Morelle, Patterson, Quatro, Tucciarello, Valerio, Wilcox, Yolevich— 26

Absent – Legislators J. Lightfoot, W. Lightfoot, Rockow –3

*Note: Legislator J. Lightfoot entered the Chambers during the Presentation and was present for the remainder of the meeting.*

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Meeting formally opened. At the invitation of Legislator Carrie M. Andrews, Pastor, Ann Kemper of Covenant United Methodist Church delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Glenn Gamble.

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### APPROVAL OF MINUTES

Without objection, the Journal of the Session of Day 3, March 12, 2013 was approved as submitted.

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

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### PROCLAMATIONS

By the President of the Legislature — Jeffrey R. Adair

Recognized Jointly with Legislators Michael G. Barker and Ciaran T. Hanna “Timothy E. Oakes, P.E.” on being awarded the 2012 American Public Works Association Award.

Read and Filed.

Recognized Jointly with Legislators E. Daniel Quatro and Carrie M. Andrews “American Cancer Society’s On Site Patient Navigation Program” on being an integral program within our medical community.

Read and Filed.

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### PRESENTATION

David Zorn, Executive Director of the Genesee/Finger Lakes Regional Planning Council presented an overview of the organization to the Full Legislature.

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

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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. Twelve speakers addressed the Legislature and the Open Forum concluded at 6:59 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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## CONSIDERATION OF LOCAL LAWS

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1. Quatro & McCann  
Intro. 122  
13-0084 LL Local Law Entitled "Regulating Pawnbrokers, Secondhand Dealers and Jewelry and Coin Exchange Dealers"  
*(For Introductory Purposes Only)*
2. Quatro & McCann  
Intro. 123  
M. 22  
27-0  
13-0084 LL Providing that Local Law (Intro. No. 122 of 2013), Entitled "Regulating Pawnbrokers, Secondhand Dealers and Jewelry and Coin Exchange Dealers" Be Tabled
3. Quatro & McCann  
Intro. 124  
Intro. 125  
M. 23  
27-0  
13-0084 LL Fixing a Public Hearing on Local Law (Intro. No. 122 of 2013), Entitled "Regulating Pawnbrokers, Secondhand Dealers and Jewelry and Coin Exchange Dealers"  
*(Public Hearing is scheduled for Tuesday, May 14, 2013 at 6:15 p.m.)*  
Gumina/Daniele  
Motion to Table Intro. No. 124 of 2012
4. Quatro & McCann  
Intro. 126  
13-0106 LL Enacting a Local Law Authorizing Sale by Public Auction of Three Parcels of County Owned Real Property Including Improvements in the City of Rochester  
*(For Introductory Purposes Only)*
5. Quatro & McCann  
Intro. 127  
M. 24  
27-0  
13-0106 LL Providing that Local Law (Intro. No. 126 of 2013), Entitled "Enacting a Local Law Authorizing Sale by Public Auction of Three Parcels of County Owned Real Property Including Improvements in the City of Rochester" Be Tabled
6. Quatro & McCann  
Intro. 128  
Res. 90  
27-0  
13-0106 LL Fixing a Public Hearing on Local Law (Intro. No. 126 of 2013), Entitled "Enacting a Local Law Authorizing Sale by Public Auction of Three Parcels of County Owned Real Property Including Improvements in the City of Rochester"  
*(Public Hearing is scheduled for Tuesday, May 14, 2013 at 6:16 p.m.)*

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**MOTIONS, RESOLUTIONS AND NOTICES**

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7. Boyce, Hanna & Yolevich  
Intro. 129  
Res. 91  
27-0  
13-0088 Authorizing Intermunicipal Agreements with Other Counties for Forensic Laboratory Services Provided by Monroe County Crime Laboratory  
Intergovernmental Relations Committee; March 27, 2013 – CV: 5-0  
Public Safety Committee; March 25, 2013 – CV: 8-0  
Ways and Means Committee; March 27, 2013 – CV: 11-0
8. Valerio & Yolevich  
Intro. 130  
Res. 92  
27-0  
13-0089 Accepting Gift from and Authorizing Contract with Rochester Civic Garden Center for Improvements to Warner Castle Gardens in Highland Park  
Recreation and Education Committee; March 26, 2013 – CV: 5-0  
Ways and Means Committee; March 27, 2013 – CV: 11-0
9. Colby & Yolevich  
Intro. 131  
Res. 93  
27-0  
13-0090 Authorizing Contracts with New York State Department of Transportation for Countdown Pedestrian Indication Program  
Transportation Committee; March 26, 2013 – CV: 7-0  
Ways and Means Committee; March 27, 2013 – CV: 11-0
10. Colby & Yolevich  
Intro. 132  
Res 94  
27-0  
13-0090.br Resolution Authorizing the Issuance of \$2,598,000 Bonds of the County of Monroe, New York, to Finance the Cost of Upgrading, Expansion and Replacement of Existing Traffic Signal Facilities, at an Estimated Maximum Cost of \$2,223,000 and Existing Traffic Related Roadway Lighting Facilities, at an Estimated Maximum Cost of \$375,000, in Each Case, in and for Said County, and Superseding the Bond Resolution Adopted on December 11, 2012 (Resolution No. 311 of 2012)
11. Drawe & Yolevich  
Intro. 133  
Res. 95  
27-0  
13-0091 Amending Resolution 154 of 2012 to Increase Contract with Schneider Laboratories Global, Inc. for Childhood Lead Primary Prevention Program  
Human Services Committee; March 26, 2013 – CV: 9-0  
Ways and Means Committee; March 27, 2013 – CV: 11-0
12. Drawe & Yolevich  
Intro. 134  
Res. 96  
27-0  
13-0092 Amending Resolution 169 of 2012 to Accept Additional Funding from New York State Department of Health for Immunization Action Plan Program  
Human Services Committee; March 26, 2013 – CV: 9-0  
Ways and Means Committee; March 27, 2013 – CV: 11-0
13. Drawe & Yolevich  
Intro. 135  
Res. 97  
27-0  
13-0093 Amending Resolution 229 of 2012 to Increase Contracts for Nutrition Programs  
Human Services Committee; March 26, 2013 – CV: 9-0  
Ways and Means Committee; March 27, 2013 – CV: 11-0
14. Drawe & Yolevich  
Intro. 136  
Res. 98  
27-0  
13-0094 Amending Resolution 367 of 2012 to Accept Additional Funding from New York State Department of Health for Comprehensive HIV/STI/Hepatitis C Prevention, Particularly in Communities of Color Program  
Human Services Committee; March 26, 2013 – CV: 9-0  
Ways and Means Committee; March 27, 2013 – CV: 11-0
15. Drawe & Yolevich  
Intro. 137  
Res. 99  
27-0  
13-0095 Accepting Grant from Health Research, Inc. for Ryan White Part B Emerging Communities Initiative Program; Authorizing Contract with University of Rochester  
Human Services Committee; March 26, 2013 – CV: 9-0  
Ways and Means Committee; March 27, 2013 – CV: 11-0

16. Drawe & Yolevich  
Intro. 138  
Res. 100  
27-0
- 13-0096 Accepting Grant from New York State Department of Health for Rabies Reimbursement Program; Authorizing Contract with Genesee Valley Group Health Association DBA Lifetime Health Medical Group  
Human Services Committee; March 26, 2013 – CV: 9-0  
Ways and Means Committee; March 27, 2013 – CV: 11-0
17. Boyce,  
Drawe & Yolevich  
Intro. 139  
Res. 101  
27-0
- 13-0097 Authorizing Intermunicipal Agreements with Schuyler County and Various Other Counties for Services Provided by Monroe County Medical Examiner’s Office  
Intergovernmental Relations Committee; March 27, 2013 – CV: 5-0  
Human Services Committee; March 26, 2013 – CV: 9-0  
Ways and Means Committee; March 27, 2013 – CV: 11-0
18. Howland & Yolevich  
Intro. 140  
Res. 102  
27-0
- 13-0098 Amending Resolution 42 of 2012 to Add Additional Funding Sources to Contracts with Atlantic Testing Laboratories, Ltd., LaBella Associates, P.C. Lozier Environmental Consulting, Inc., Lu Engineers and Paradigm Environmental Services, Inc. for Professional Environmental Testing Term Services  
Environment and Public Works Committee; March 27, 2013 – CV: 7-0  
Ways and Means Committee; March 27, 2013 – CV: 11-0
19. Colby & Yolevich  
Intro. 141  
Res. 103  
27-0
- 13-00100 Amending Resolution 43 of 2012 to Add Additional Funding Sources to Contracts with Atlantic Testing Laboratories, Ltd., CME Associates, Inc., Foundation Design, P.C., and SJB Services, Inc., for Professional Material Testing Term Services  
Transportation Committee; March 26, 2013 – CV: 7-0  
Ways and Means Committee; March 27, 2013 – CV: 11-0
20. Howland & Yolevich  
Intro. 142  
Res. 104  
27-0
- 13-0101 Authorizing Contract with LaBella Associates, P.C. for Professional Engineering Services for Monroe County Hall of Justice Elevator Improvements Project  
Environment and Public Works Committee; March 27, 2013 – CV: 7-0  
Ways and Means Committee; March 27, 2013 – CV: 11-0
- Intro. 143  
M. 25  
27-0
- Adair/Valerio  
Motion to Reconsider Intro. No. 108 of 2013
21. Colby & Yolevich  
Intro. 108  
17-10F
- 13-0067.br Resolution Authorizing the Issuance of \$1,212,000 Bonds of the County of Monroe, New York, to Finance the Cost of the Rehabilitation of Twin Bridge Road Bridge Over Oatka Creek (BIN 3317380), in and for Said County, at an Estimated Maximum Cost of \$1,212,000 and Superseding the Bond Resolution Adopted December 11, 2012 (Resolution No. 301 of 2012)  
*(Legislators Andrews, Bauroth, Gamble, Haney, Kaleh, J. Lightfoot, Morelle, Patterson, Wilcox and Adair Voted in the Negative)*
- Intro. 144  
M. 26  
26-0
- Adair/Quatro  
Motion to Reconsider Intro. No. 106 of 2013  
*(Note: Legislator Ancello left the Chambers prior to the vote)*
22. Colby & Yolevich  
Intro. 106  
17-10 F
- 13-0066.br Resolution Authorizing the Issuance of \$5,100,000 Bonds of the County of Monroe, New York, to Finance the Cost of the Construction, Rehabilitation and Improvement of the Paul Road-Fisher Road Corridor in and for Said County, and Superseding the Bond Resolution Adopted December 9, 2008 (Resolution No. 335 of 2008)  
*(Legislators Andrews, Bauroth, Gamble, Haney, Kaleh, J. Lightfoot, Morelle, Patterson, Wilcox and Adair Voted in the Negative)*  
*(Note: Legislator Ancello returned to the Chambers and was present for the vote)*
23. Yolevich & Howland  
Intro. 145  
Res. 105  
27-0
- 13-0104 Directing Refund of Certain Monroe County Taxes Levied and Collected Against Property in Town of Greece  
Ways and Means Committee; March 27, 2013 – CV: 11-0

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| 24. Yolevich &<br>Howland<br>Intro. 146<br>Res. 106<br>27-0         | 13-0105 | Directing Correction, Cancellation and Levy of Certain Monroe County Taxes in City of Rochester and Towns of Perinton, Henrietta, Greece and Sweden<br>Ways and Means Committee; March 27, 2013 – CV: 11-0   |
| 25. Yolevich &<br>Howland<br>Intro. 147<br>Res. 107<br>26-1         | 13-0107 | Approving Issuance of Water System Revenue Bonds by Monroe County Water Authority<br>Ways and Means Committee; March 27, 2013 – CV: 10-1<br><i>(Legislator Haney voted in the Negative)</i>  |
| 26. Drawe &<br>Quatro<br>Intro. 148<br>Res. 108<br>27-0             | 13-0108 | Confirmation of Reappointments to Monroe County Board of Health<br>Human Services Committee; March 26, 2013 – CV: 9-0  |
| 27. Drawe &<br>Yolevich<br>Intro. 149<br>Res. 109<br>27-0           | 13-0111 | Accepting Grant from New York State Office of Children and Family Services for Safe Harbour Plan for Sexually Exploited Children<br>Human Services Committee; March 26, 2013 – CV: 9-0<br>Ways and Means Committee; March 27, 2013 – CV: 11-0                        |
| 28. Drawe &<br>Quatro<br>Intro. 150<br>Res. 110<br>27-0             | 13-0112 | Authorizing Agreements with New York State Department of Health for Early Intervention Program<br>Human Services Committee; March 26, 2013 – CV: 9-0   |
| 29. Boyce,<br>Colby &<br>Yolevich<br>Intro. 151<br>Res. 111<br>27-0 | 13-0113 | Authorizing Contract with Ramsey Constructors, Inc. for Construction Services for Highway Rehabilitation Program, Pinnacle Road Project in Town of Rush<br>Transportation Committee; March 26, 2013 – CV: 7-0<br>Ways and Means Committee; March 27, 2013 – CV: 11-0 |

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**UNFINISHED BUSINESS**

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Upon Motion by Legislator Daniele, the Legislature adjourned at 8:14 p.m. until Tuesday, May 14, 2013 at 6:00 p.m.

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