

### THIRD DAY

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TUESDAY, March 10, 2015

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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, Bauroth, Carbone, Colby, Delehanty, Daniele, Drawe, Flagler-Mitchell, Gumina, Haney, Howland, Kaleh, J. Lightfoot, Marianetti, Micciche, Morelle, Jr., Quatro, Rockow, Styk, Taylor, Tucciarello, Wilcox, Yolevich – 25

Absent – Legislators Boyce, Gamble, W. Lightfoot, Valerio – 4

*Note: Legislators Boyce and Valerio entered the chambers and were present for the remainder of the meeting.*

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The meeting formally opened. At the invitation of Legislator John Howland, Pastor Paul Burress of Victory Church delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Brian Marianetti.

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### APPROVAL OF MINUTES

Without objection, the Journal of Day 2, February 10, 2015 session was approved as submitted.

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### PETITIONS AND COMMUNICATIONS

None

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President Adair recognized Mark Quinn, Horticulturalist from 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 Legislator Drawe, Cindy Steigerwald for being awarded the Diane Larter Champion for Children Award, an annual peer nominated award at Bivona Child Advocacy Center.**

Read and Filed.

**Recognized jointly with Legislator Yolevich, Hilton High School students Yianni Diakomihalis and Louis DePrez, for their dedication to their sport which lead to their 2015 Wrestling State Championship Titles.**

Read and Filed.

**Recognized jointly with Legislators Carbone and Morelle, Jr., the “Eastridge Lancers Volleyball Team” for their hard work and determination in winning their first Section V Championship since 2001.**

Read and Filed.

**Recognized jointly with Legislators W. Lightfoot, Gamble, J. Lightfoot and Flagler-Mitchell, “The Rochester Rams” lead by Karla McGill and her team of coaches for leading the “Rochester Rams Dance Team” to success in their competitions last year.**

Read and Filed.

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**RECESS**

President Adair recessed the meeting to allow for several Public Hearings entitled...

*“Approving Increase and Improvement of Facilities in Gates-Chili-Ogden Sewer District – General Collection System Improvements”*

No speakers addressed the Legislature and the Public Hearing concluded at 6:22 P.M.

*“Approving Increase and Improvement of Facilities in Irondequoit Bay South Central Pure Waters District – General Pump Station and Interceptor Improvements”*

No speakers addressed the Legislature and the Public Hearing concluded at 6:23 P.M.

*“Approving Increase and Improvement of Facilities in Northwest Quadrant Pure Waters District – General Pump Station and Interceptor Improvements”*

No speakers addressed the Legislature and the Public Hearing concluded at 6:24 P.M.

*“Approving Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. Van Lare Chemical Tanks Improvements”*

No speakers addressed the Legislature and the Public Hearing concluded at 6:24 P.M.

*“Amending Increase and Improvement of Facilities in Rochester Pure Waters District – General Collection System and Treatment Plant Improvements; Amending 2015-2020 Capital Improvement Program; Amending Resolution 119 of 2014”*

No speakers addressed the Legislature and the Public Hearing concluded at 6:25 P.M.

*“Approving Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. Van Lare Solids Handling Select Demolition”*

No speakers addressed the Legislature and the Public Hearing concluded at 6:25 P.M.

*“Approving Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. Van Lare Thickener Improvements Phase II”*

No speakers addressed the Legislature and the Public Hearing concluded at 6:25 P.M.

*“Amending Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. Van Lare Maintenance Center; Amending 2015-2020 Capital Improvement Program; Amending Resolution 116 of 2014”*

No speakers addressed the Legislature and the Public Hearing concluded at 6:26 P.M.

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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 no speakers and the Open Forum concluded at 6:27 P.M.

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## MOTIONS, RESOLUTIONS AND NOTICES

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| Intro. 100<br>M. 16<br>27-0                                  |            | Tucciarello/Andrews<br>Motion to Move the Agenda as a Whole with the Exception of Item No. 29  |
| 1. Marianetti &<br>Yolevich<br>Intro. 101<br>M. 17<br>27-0   | 15-0023    | Providing that Resolution (Intro. No. 64 of 2015), Entitled “Approving Increase and Improvement of Facilities in Gates-Chili-Ogden Sewer District – General Collection System Improvements,” Be Lifted from the Table  |
| 2. Marianetti &<br>Yolevich<br>Intro. 102<br>M. 18           | 15-0023    | Providing that Resolution (Intro. No. 64 of 2015), Entitled “Approving Increase and Improvement of Facilities in Gates-Chili-Ogden Sewer District – General Collection System Improvements,” Be Adopted  |
| Intro. 64<br>Res. 76<br>27-0                                 |            | Main Motion  |
| 3. Marianetti &<br>Yolevich<br>Intro. 103<br>Res. 77<br>27-0 | 15-0023.br | Resolution Authorizing the Issuance of \$3,525,000 Bonds of the County of Monroe, New York, To Finance the Cost of the Improvement of Facilities of the Gates-Chili-Ogden Sewer District Consisting of General Collection System Improvements, in and for Said County, at an Estimated Maximum Cost of \$3,525,000 and Superseding the Bond Resolution Adopted on March 11, 2014 (Resolution No. 105 of 2014)                                  |
| 4. Marianetti &<br>Yolevich<br>Intro. 104<br>M. 19<br>27-0   | 15-0025    | Providing that Resolution (Intro. No. 67 of 2015), Entitled “Approving Increase and Improvement of Facilities in Irondequoit Bay South Central Pure Waters District – General Pump Station and Interceptor Improvements,” Be Lifted from the Table   |
| 5. Marianetti &<br>Yolevich<br>Intro. 105<br>M. 20           | 15-0025    | Providing that Resolution (Intro. No. 67 of 2015), Entitled “Approving Increase and Improvement of Facilities in Irondequoit Bay South Central Pure Waters District – General Pump Station and Interceptor Improvements,” Be Adopted   |
| Intro. 67<br>Res. 78<br>27-0                                 |            | Main Motion  |
| 6. Marianetti &<br>Yolevich<br>Intro. 106<br>Res. 79<br>27-0 | 15-0025.br | Resolution Authorizing the Issuance of \$2,850,000 Bonds of the County of Monroe, New York, To Finance the Cost of the Improvement of the Facilities of the Irondequoit Bay South Central Pure Waters District, Consisting of General Pump Station and Interceptor Improvements in and for Said County, At an Estimated Maximum Cost of \$2,850,000 and Superseding the Bond Resolution Adopted on March 11, 2014 (Resolution No. 109 of 2014) |
| 7. Marianetti &<br>Yolevich<br>Intro. 107<br>M. 21<br>27-0   | 15-0027    | Providing that Resolution (Intro. No. 70 of 2015), Entitled “Approving Increase and Improvement of Facilities in Northwest Quadrant Pure Waters District – General Pump Station and Interceptor Improvements,” Be Lifted from the Table  |

8. Marianetti & Yolevich  
Intro. 108  
M. 22  
  
Intro. 70  
Res. 80  
27-0  
15-0027 Providing that Resolution (Intro. No. 70 of 2015), Entitled “Approving Increase and Improvement of Facilities in Northwest Quadrant Pure Waters District – General Pump Station and Interceptor Improvements,” Be Adopted  
  
Main Motion
9. Marianetti & Yolevich  
Intro. 109  
Res. 81  
27-0  
15-0027.br Resolution Authorizing the Issuance of \$3,150,000 Bonds of the County of Monroe, New York, To Finance the Cost of Improvements to the Facilities of the Northwest Quadrant Pure Waters District, Including General Improvements to Various Pump Stations and Interceptors in the District, in and for Said County, at an Estimated Maximum Cost of \$3,150,000 and Superseding the Bond Resolution Adopted on March 11, 2014 (Resolution No. 111 of 2014)
10. Marianetti & Yolevich  
Intro. 110  
M. 23  
27-0  
15-0029 Providing that Resolution (Intro. No. 73 of 2015), Entitled “Approving Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. Van Lare Chemical Tanks Improvements,” Be Lifted from the Table
11. Marianetti & Yolevich  
Intro. 111  
M. 24  
  
Intro. 73  
Res. 82  
27-0  
15-0029 Providing that Resolution (Intro. No. 73 of 2015), Entitled “Approving Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. Van Lare Chemical Tanks Improvements,” Be Adopted  
  
Main Motion
12. Marianetti & Yolevich  
Intro. 112  
Res. 83  
27-0  
15-0029.br Resolution Authorizing the Issuance of \$750,000 Bonds of the County of Monroe, New York To Finance the Cost of Chemical Tank Improvements to the Frank E. Van Lare Wastewater Treatment Plant of the Rochester Pure Waters District, in and for Said County, at an Estimated Maximum Cost of \$750,000
13. Marianetti & Yolevich  
Intro. 113  
M. 25  
27-0  
15-0031 Providing that Resolution (Intro. No. 76 of 2015), Entitled “Amending Increase and Improvement of Facilities in Rochester Pure Waters District – General Collection System and Treatment Plant Improvements; Amending 2015-2020 Capital Improvement Program; Amending Resolution 119 of 2014,” Be Lifted from the Table
14. Marianetti & Yolevich  
Intro. 14  
M. 26  
  
Intro. 76  
Res. 84  
27-0  
15-0031 Providing that Resolution (Intro. No. 76 of 2015), Entitled “Amending Increase and Improvement of Facilities in Rochester Pure Waters District – General Collection System and Treatment Plant Improvements; Amending 2015-2020 Capital Improvement Program; Amending Resolution 119 of 2014,” Be Adopted  
  
Main Motion
15. Marianetti & Yolevich  
Intro. 115  
Res. 85  
27-0  
15-0031.br Resolution Authorizing the Issuance of \$2,400,000 Bonds of the County of Monroe, New York, To Finance Part of the Cost of General Collection System and Treatment Plant Improvements at the Rochester Pure Waters District, in and for Said County, at an Estimated Maximum Cost of \$4,700,000 and Superseding a Resolution Adopted March 11, 2014 (Resolution No. 119 of 2014)

16. Marianetti & Yolevich  
Intro. 116  
M. 27  
27-0
- 15-0033 Providing that Resolution (Intro. No. 79 of 2015), Entitled “Approving Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. Van Lare Solids Handling Select Demolition,” Be Lifted from the Table
17. Marianetti & Yolevich  
Intro. 117  
M. 28
- 15-0033 Providing that Resolution (Intro. No. 79 of 2015), Entitled “Approving Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. Van Lare Solids Handling Select Demolition,” Be Adopted
- Intro. 79  
Res. 86  
27-0
- Main Motion
18. Marianetti & Yolevich  
Intro. 118  
Res. 87  
27-0
- 15-0033.br Resolution Authorizing the Issuance of \$750,000 Bonds of the County of Monroe, New York, To Finance the Cost of a Solids Handling Select Demolition Project in the Rochester Pure Waters District, in and for Said County, at an Estimated Maximum Cost of \$750,000
19. Marianetti & Yolevich  
Intro. 119  
M. 29  
27-0
- 15-0035 Providing that Resolution (Intro. No. 82 of 2015), Entitled “Approving Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. Van Lare Thickener Improvements Phase II,” Be Lifted from the Table
20. Marianetti & Yolevich  
Intro. 120  
M. 30
- 15-0035 Providing that Resolution (Intro. No. 82 of 2015), Entitled “Approving Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. Van Lare Thickener Improvements Phase II,” Be Adopted
- Intro. 82  
Res. 88  
27-0
- Main Motion
21. Marianetti & Yolevich  
Intro. 121  
Res. 89  
27-0
- 15-0035.br Resolution Authorizing the Issuance of \$5,655,000 Bonds of the County of Monroe, New York, To Finance the Cost of the Improvements to the Frank E. Van Lare Wastewater Treatment Plant of the Rochester Pure Waters District, Including Phase II Thickener Improvements, in and for Said County, at an Estimated Maximum Cost of \$5,655,000 and Superseding the Bond Resolution Adopted March 11, 2014 (Resolution 113 of 2014)
22. Marianetti & Yolevich  
Intro. 122  
M. 31  
27-0
- 15-0037 Providing that Resolution (Intro. No. 85 of 2015), Entitled “Amending Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. Van Lare Maintenance Center; Amending 2015-2020 Capital Improvement Program; Amending Resolution 116 of 2014,” Be Lifted from the Table
23. Marianetti & Yolevich  
Intro. 123  
M. 32
- 15-0037 Providing that Resolution (Intro. No. 85 of 2015), Entitled “Amending Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. Van Lare Maintenance Center; Amending 2015-2020 Capital Improvement Program; Amending Resolution 116 of 2014,” Be Adopted
- Intro. 85  
Res. 90  
27-0
- Main Motion

24. Marianetti & Yolevich  
Intro. 124  
Res. 91  
27-0  
15-0037.br Resolution Authorizing the Issuance of \$6,675,000 Bonds of the County of Monroe, New York, To Finance Part of the Cost of Maintenance Center Improvements in the Rochester Pure Waters District, in and for Said County, at an Estimated Maximum Cost of \$8,000,000 and Superseding a Resolution Adopted March 11, 2014 (Resolution No. 116 of 2014)
25. Howland & Ancello  
Intro. 125  
Res. 92  
27-0  
15-0064 Authorizing Initiation of Agricultural District Review Process for Monroe County Eastern Agricultural District No. 6  
Planning and Economic Development Committee; February 23, 2015 – CV: 5-0
26. Howland & Yolevich  
Intro. 126  
Res. 93  
27-0  
15-0065 Approving Public Employees Blanket Bond for Genesee/Finger Lakes Regional Planning Council  
Planning and Economic Development Committee; February 23, 2015 – CV: 5-0  
Ways and Means Committee; February 24, 2015 – CV: 9-0
27. Howland & Yolevich  
Intro. 127  
Res. 94  
27-0  
15-0066 Authorizing Annual Contribution to Genesee/Finger Lakes Regional Planning Council  
Planning and Economic Development Committee; February 23, 2015 – CV: 5-0  
Ways and Means Committee; February 24, 2015 – CV: 9-0
28. Howland & Yolevich  
Intro. 128  
Res. 95  
27-0  
15-0067 Accepting Grant from Genesee Transportation Council for Land Use Project  
Planning and Economic Development Committee; February 23, 2015 – CV: 5-0  
Ways and Means Committee; February 24, 2015 – CV: 9-0
29. Ancello & Yolevich  
Intro. 129  
Res. 96  
27-0  
15-0068 Accepting Grant from New York State Office of Indigent Legal Services for Offices of Public Defender and Conflict Defender for Provision of Indigent Legal Services  
Public Safety Committee; February 23, 2015 – CV: 9-0  
Ways and Means Committee; February 24, 2015 – CV: 9-0
30. Ancello & Yolevich  
Intro. 130  
Res. 97  
27-0  
15-0069 Accepting Grant from New York State Division of Homeland Security and Emergency Services for Operation Stonegarden Program  
Public Safety Committee; February 23, 2015 – CV: 9-0  
Ways and Means Committee; February 24, 2015 – CV: 9-0
31. Ancello & Yolevich  
Intro. 131  
Res. 98  
27-0  
15-0070 Accepting Grant from New York State Division of Criminal Justice Services for Motor Vehicle Theft and Insurance Fraud Prevention Program (Office of Sheriff)  
Public Safety Committee; February 23, 2015 – CV: 9-0  
Ways and Means Committee; February 24, 2015 – CV: 9-0
32. Ancello & Yolevich  
Intro. 132  
Res. 99  
27-0  
15-0071 Accepting Grant from New York State Division of Criminal Justice Services for Motor Vehicle Theft and Insurance Fraud Prosecution Program (District Attorney's Office)  
Public Safety Committee; February 23, 2015 – CV: 9-0  
Ways and Means Committee; February 24, 2015 – CV: 9-0
33. Boyce & Yolevich  
Intro. 133  
Res. 100  
27-0  
15-0072 Authorizing Contracts with New York State Department of Transportation for Accessible Pedestrian Signal Device Installation Project as Part of Traffic Engineering Program  
Transportation Committee; February 24, 2015 – CV: 7-0  
Ways and Means Committee; February 24, 2015 – CV: 9-0

34. Boyce & Yolevich  
Intro. 134  
Res. 101  
27-0
- 15-0072.br Resolution Authorizing the Issuance of \$831,500 Bonds of the County of Monroe, New York, To Finance the Cost of the Upgrading, Expansion and Replacements of Existing Traffic Signal Facilities, in and for Said County, at an Estimated Maximum Cost of \$831,500 and Superseding the Bond Resolution Adopted on December 9, 2014 (Resolution No. 385 of 2014)
35. Boyce & Yolevich  
Intro. 135  
Res. 102  
27-0
- 15-0073 Authorizing Contract with C.P. Ward, Inc., for Construction Services for Bridge Preventive Maintenance Project in Towns of Brighton, Greece and Wheatland Transportation Committee; February 24, 2015 – CV: 7-0  
Ways and Means Committee; February 24, 2015 – CV: 9-0
36. Boyce & Yolevich  
Intro. 136  
Res. 103  
27-0
- 15-0074 Authorizing Contracts with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. for Engineering Services and New York State Department of Transportation for Highway Preventive Maintenance Project 3 in Towns of Perinton, Greece, Pittsford, Ogden and Gates Transportation Committee; February 24, 2015 – CV: 7-0  
Ways and Means Committee; February 24, 2015 – CV: 9-0
37. Marianetti & Yolevich  
Intro. 137  
Res. 104  
27-0
- 15-0075 Authorizing Contract with Passero Associates, Engineering, Architecture & Surveying, P.C., for Design Services for Airport Parking Upgrade Project at Greater Rochester International Airport Environment and Public Works Committee; February 23, 2015 – CV: 7-0  
Ways and Means Committee; February 24, 2015 – CV: 9-0
38. Colby & Yolevich  
Intro. 138  
Res. 105  
27-0
- 15-0076 Accepting Grant from New York State Office of Mental Health for PFC Dwyer Veteran Peer-to-Peer Support Program and Authorize Contract with Compeer, Inc. Human Services Committee; February 24, 2015 – CV: 6-0  
Ways and Means Committee; February 24, 2015 – CV: 9-0
39. Boyce & Yolevich  
Intro. 139  
Res. 106  
27-0
- 15-0077 Authorizing Acquisition of Interests in Real Property for North Greece Road Bridge Rehabilitation Project over Larkin Creek in Town of Greece Transportation Committee; February 24, 2015 – CV: 7-0  
Ways and Means Committee; February 24, 2015 – CV: 9-0

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**UNFINISHED BUSINESS**

None

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Upon Motion by Legislator Tucciarello, the Legislature Adjourned at 6:29 p.m. until **Tuesday, April 14, 2015 at 6:00 P.M.**

**JAMIE L. SLOCUM**  
Clerk of the Legislature