

ELEVENTH DAY

TUESDAY, September 13, 2016

Legislature met pursuant to adjournment.

President Anthony J. Daniele in the Chair.

ROLL CALL

Present – Legislators Allkofer, Ancello, Bauroth, Boyce, Brew, Brown, Carbone, Conley, Daniele, Delehanty, DiFlorio, Drawe, Felder, Flagler-Mitchell, Harris, Hebert, Howland, Kaleh, Lightfoot, Marianetti, Micciche, Morelle, Jr., Muoio, Rockow, Sheppard, Taylor, Terp, Wilcox, Zale – 29

The meeting formally opened. Prayer led by Pastor Wally Fleming of Pearce Memorial Church, at the invitation of Legislator Tracy DiFlorio. The Pledge of Allegiance to the Flag was led by Legislator John J. Howland.

IN MEMORIAM

25. Marianetti & Kaleh Intro. 279 Res. 211 29-0	16-0291	Expressing Regret of the Monroe County Legislature on the Recent Passing of New York State Assemblyman Bill Nojay Matter of Urgency
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APPROVAL OF MINUTES

Without objection, the Journal of Day 10, August 9, 2016 was approved as submitted.

PETITIONS AND COMMUNICATIONS

None

PROCLAMATIONS

By the President of the Legislature – Anthony J. Daniele

Recognized jointly with County Executive Cheryl Dinolfo and the Monroe County Legislature, this week in September is proclaimed “Surgical Technologist Week.”

Read and Filed.

Recognized jointly with Legislators Matthew Terp and George J. Hebert, the Webster Warthogs Little League Baseball Team, for winning the Lancer Classic National Title.

Read and Filed.

Recognized jointly with Legislators Frank X. Allkofer and Tony Micciche, Joseph and Jean Carrozzi, for their lifetime of dedication to the Charlotte community.

Read and Filed.

Recognized jointly with Legislator LaShay D. Harris, Saadiq Muhammad, for his professional boxing career where he is undefeated.

Read and Filed.

RECESS

President Daniele recessed the meeting to allow for a Public Hearing entitled...

“Enacting a Local Law Amending the Monroe County Charter to Amend the Department of Public Health Commissioner Position”

No speakers addressed the Legislature and the Public Hearing concluded at 6:34 P.M.

FORMAL COMMITTEE REPORTS

None

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. There were eleven speakers and the Open Forum concluded at 7:08 P.M.

(Note: President Daniele welcomed John Jennings and his class from Roberts Wesleyan College to the Chambers.)

LOCAL LAWS

- | | |
|---|---|
| 1. Conley &
Taylor
Intro. 280
M. 61
29-0 | 16-0234LL Providing that Local Law (Intro. No. 257 of 2016), Entitled “Enacting a Local Law Amending the Monroe County Charter to Amend the Department of Public Health Commissioner Position,” Be Lifted from the Table |
| 2. Conley &
Taylor
Intro. 281
M. 62
19-10 | 16-0234LL Providing that Local Law (Intro. No. 257 of 2016), Entitled “Enacting a Local Law Amending the Monroe County Charter to Amend the Department of Public Health Commissioner Position,” Be Adopted
<i>(Legislators Kaleh, Bauroth, Felder, Flagler-Mitchell, Harris, Lightfoot, Morelle, Muoio, Sheppard, and Wilcox voted in the Negative.)</i> |
| Intro. 257
Local Law TBA
19-10 | Main Motion
<i>(Legislators Kaleh, Bauroth, Felder, Flagler-Mitchell, Harris, Lightfoot, Morelle, Muoio, Sheppard, and Wilcox voted in the Negative.)</i> |

MOTIONS, RESOLUTIONS AND NOTICES

3. DiFlorio & Boyce
Intro. 282
M. 63
29-0
16-0189 Providing that Resolution (Intro. No. 227 of 2016), Entitled “Authorizing Additions to Three Monroe County Agricultural Districts,” Be Lifted from the Table

4. DiFlorio & Boyce
Intro. 283
M. 64
29-0
Intro. 227
Res. 212
29-0
16-0189 Providing that Resolution (Intro. No. 227 of 2016), Entitled “Authorizing Additions to Three Monroe County Agricultural Districts,” Be Adopted
Planning & Economic Development Committee; June 27, 2016 – CV: 5-0
Planning & Economic Development Committee; August 22, 2016 – CV: 5-0

Main Motion

5. Terp & Allkofer
Intro. 284
Res. 213
29-0
16-0241 Confirming Appointments to Board of Trustees of Monroe County Library System

6. Micciche & Drawe
Intro. 285
Res. 214
29-0
16-0243 Accepting Grant from New York State Division of Criminal Justice Services for Local Reentry Coordination and Services Program and Authorizing Contract with Delphi Drug and Alcohol Council, Inc.
Public Safety Committee; August 22, 2016 – CV: 7-0
Ways and Means Committee; August 23, 2016 – CV: 10-0

7. Micciche & Drawe
Intro. 286
Res. 215
29-0
16-0244 Accepting Grant from New York State Division of Criminal Justice Services for 2016-2017 Aid to Crime Laboratories Program (Monroe County Crime Laboratory)
Public Safety Committee; August 22, 2016 – CV: 7-0
Ways and Means Committee; August 23, 2016 – CV: 10-0

8. Micciche & Drawe
Intro. 287
Res. 216
29-0
16-0245 Accepting Grant from New York State Division of Homeland Security and Emergency Services for Reimbursement of FY2016 Emergency Management Performance Grant
Public Safety Committee; August 22, 2016 – CV: 7-0
Ways and Means Committee; August 23, 2016 – CV: 10-0

9. Micciche & Drawe
Intro. 288
Res. 217
29-0
16-0246 Accepting Grant from New York State Governor’s Traffic Safety Committee for Community Traffic Safety Program
Public Safety Committee; August 22, 2016 – CV: 7-0
Ways and Means Committee; August 23, 2016 – CV: 10-0

10. Micciche & Drawe
Intro. 289
16-0247 Amending Resolution 107 of 2015 to Amend and Increase Contract with Jay A. Supnick, Ph.D. d/b/a Law Enforcement Psychological Associates for Pre-Employment Psychiatric and Psychological Testing of Deputy Sheriff Candidates and Post-Hire Evaluations of Employees
Public Safety Committee; August 22, 2016 – CV: 7-0
Ways and Means Committee; August 23, 2016 – CV: 9-1

- Intro. 290
M. 65
10-19 F
Wilcox/Morelle
Motion to Table Intro. No. 289 of 2016
(Legislators Kaleb, Bauroth, Felder, Flagler-Mitchell, Harris, Lightfoot, Morelle, Muoio, Sheppard and Wilcox voted in the Positive.)
- Intro. 289
Res. 218
19-10
Main Motion
(Legislators Kaleb, Bauroth, Felder, Flagler-Mitchell, Harris, Lightfoot, Morelle, Muoio, Sheppard and Wilcox voted in the Negative.)
11. Micciche
Terp &
Drawe
Intro. 291
Res. 219
29-0
16-0248
Authorizing Contract with Monroe Community College for Education Services for Inmates at Monroe Correctional Facility
Public Safety Committee; August 22, 2016 – CV: 7-0
Recreation & Education Committee; August 22, 2016 – CV: 5-0
Ways and Means Committee; August 23, 2016 – CV: 10-0
12. Micciche &
Drawe
Intro. 292
Res. 220
29-0
16-0249
Accepting Grant from United States Department of Justice, United States Attorney, for Organized Crime Drug Enforcement Task Forces State and Local Overtime and Authorized Expense Agreement for Fiscal Year 2016
Public Safety Committee; August 22, 2016 – CV: 7-0
Ways and Means Committee; August 23, 2016 – CV: 10-0
13. Zale,
Micciche &
Drawe
Intro. 293
Res. 221
29-0
16-0250
Authorizing Intermunicipal Agreement with Town of Penfield for Purchase of Fuel for Vehicles of Monroe County Sheriff's Office
Intergovernmental Relations Committee; August 23, 2016 – CV: 5-0
Public Safety Committee; August 22, 2016 – CV: 7-0
Ways and Means Committee; August 23, 2016 – CV: 10-0
14. Zale,
Howland &
Drawe
Intro. 294
Res. 222
29-0
16-0251
Authorizing Intermunicipal Agreement with Town of Irondequoit for Titus Avenue Retaining Wall Replacement and Sidewalk Project in Town of Irondequoit
Intergovernmental Relations Committee; August 23, 2016 – CV: 5-0
Transportation Committee; August 23, 2016 – CV: 7-0
Ways and Means Committee; August 23, 2016 – CV: 10-0
15. Howland &
Drawe
Intro. 295
Res. 223
29-0
16-0252
Accepting Federal and State Aid for Operation and Maintenance of Rochester/Monroe County Traffic Control Center
Transportation Committee; August 23, 2016 – CV: 7-0
Ways and Means Committee; August 23, 2016 – CV: 10-0
16. Taylor &
Drawe
Intro. 296
Res. 224
29-0
16-0253
Amending Resolution 292 of 2014 to Accept Additional Funding from New York State Department of Health for Public Health Campaign – County Tuberculosis Program
Human Services Committee; August 23, 2016 – CV: 8-0
Ways and Means Committee; August 23, 2016 – CV: 10-0
17. Taylor &
Drawe
Intro. 297
Res. 225
29-0
16-0254
Amending Resolution 122 of 2015 to Accept Additional Funding from New York State Department of Health for Children with Special Health Care Needs Program
Human Services Committee; August 23, 2016 – CV: 8-0
Ways and Means Committee; August 23, 2016 – CV: 10-0

18. Taylor & Drawe
Intro. 298
Res. 226
29-0
16-0255 Amending Resolution 394 of 2015 to Accept Additional Funding from New York State Department of Health for Nutrition Programs
Human Services Committee; August 23, 2016 – CV: 8-0
Ways and Means Committee; August 23, 2016 – CV: 10-0
19. Taylor & Drawe
Intro. 299
Res. 227
29-0
16-0256 Amending Resolution 402 of 2015 to Accept Additional Funding from New York State Department of Health for Immunization Action Plan Program
Human Services Committee; August 23, 2016 – CV: 8-0
Ways and Means Committee; August 23, 2016 – CV: 10-0
20. Taylor & Drawe
Intro. 300
Res. 228
29-0
16-0257 Accepting Grant from New York State Division of Criminal Justice Services for 2016-2017 Aid to Crime Laboratories Grant Program (Office of Medical Examiner)
Human Services Committee; August 23, 2016 – CV: 8-0
Ways and Means Committee; August 23, 2016 – CV: 10-0
21. Taylor & Drawe
Intro. 301
Res. 229
29-0
16-0258 Authorizing Contract with University of Rochester for Continuing Development and Sustainment of County’s Medical Countermeasure Program
Human Services Committee; August 23, 2016 – CV: 8-0
Ways and Means Committee; August 23, 2016 – CV: 10-0
(Legislators Conley and Terp declared their interest.)
22. Conley & Taylor
Intro. 302
Res. 230
29-0
16-0259 Confirming Appointment of Director of Office of Public Integrity
Agenda/Charter Committee; August 22, 2016 – CV: 5-0
23. Drawe & Hebert
Intro. 303
Res. 231
29-0
16-0260 Amending 2016-2021 Capital Improvement Program to Add Project Entitled “Prepayment of LDC Service Agreements”
Ways and Means Committee; August 23, 2016 – CV: 10-0
24. Drawe & Hebert
Intro. 304
Res. 232
29-0
16-0260.br Resolution Authorizing the Issuance of \$80,786,000 Bonds of the County of Monroe New York, to Finance the Cost of the Prepayment of LDC Service Agreements

Matters of Urgency

26. Marianetti & Delehanty
Intro. 305
Elec. 4
19-10
- 16-0292 Election for Positions of Clerk and Deputy Clerk of the Monroe County Legislature
Matter of Urgency
- Marianetti/Delehanty nominated Diana M. Christodaro to serve as Clerk and David Grant to serve as Deputy Clerk
- Morelle/Kaleh nominated Dennis O'Brien to serve as Clerk and Theresa Bertolone to serve as Deputy Clerk
- Christodaro/Grant – Marianetti, Allkofer, Ancello, Boyce, Brew, Brown, Carbone, Conley, Delehanty, DiFlorio, Drawe, Hebert, Howland, Micciche, Rockow, Taylor, Terp, Zale, Daniele – 19
- O'Brien/Bertolone – Kaleh, Bauroth, Felder, Flagler-Mitchell, Harris, Lightfoot, Morelle, Muoio, Sheppard, Wilcox - 10

UNFINISHED BUSINESS

None

Upon Motion by Legislator Marianetti, the Legislature Adjourned at 8:02 P.M. until **Tuesday, October 11, 2016 at 6:00 P.M.**

DIANA M. CHRISTODARO
Clerk of the Legislature