

SECOND DAY

TUESDAY, February 14, 2017

DRAFT

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, Flagler-Mitchell, Felder, Harris, Hebert, Howland, Kaleh, Lightfoot, Marianetti, Micciche, Morelle, Jr., Muoio, Rockow, Sheppard, Taylor, Terp, Wilcox, Zale – 29

The meeting formally opened. Prayer led by Reverend Dr. Vera Miller of Genesee Baptist Church, at the invitation of Legislator John Lightfoot. The Pledge of Allegiance to the Flag was led by Legislator Vincent Felder.

IN MEMORIAM

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| 41. Marianetti & Kaleh
Intro. 9
Res. 9
29-0 | 17-0033 | Expressing Regret of the Monroe County Legislature on the Recent Passing of Lee Artis (Glover) Harris, Grandmother of Legislator LaShay D. Harris
Matter of Urgency |
| 42. Marianetti & Kaleh
Intro. 10
Res. 10
29-0 | 17-0034 | Expressing Regret of the Monroe County Legislature on the Recent Passing of Mary Evelyn Dinolfo, Mother-in-Law of County Executive Cheryl Dinolfo
Matter of Urgency |
| 43. Marianetti & Kaleh
Intro. 11
Res. 11
29-0 | 17-0035 | Expressing Regret of the Monroe County Legislature on the Recent Passing of Frances (Stachura) Zale, Grandmother of Legislator Mike Zale
Matter of Urgency |
| 44. Marianetti & Kaleh
Intro. 12
Res. 12
29-0 | 17-0036 | Expressing Regret of the Monroe County Legislature on the Recent Passing of Former County Executive Tom Frey
Matter of Urgency |
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APPROVAL OF MINUTES

Without objection, the Journal of Day 1, January 10, 2017 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, Majority Leader Brian E. Marianetti and Minority Leader Cynthia W. Kaleh and the entire Monroe County Legislature, G. Rollie Adams, in celebration of his retirement from the Strong National Museum of Play.

Read and Filed.

Recognized jointly with Legislator John J. Howland and Legislator Karla F. Boyce, James Comstock, for his hard work and unwavering dedication to the Henrietta Fire Department.

Read and Filed.

FORMAL COMMITTEE REPORTS

None

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. There were two speakers and the Open Forum concluded at 6:44 P.M.

RECESS

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

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| PWAB 7. Boyce & Drawe
Intro. R1
Res. 17R-001
19-10 | 17-0022 | Authorizing an Increase and Improvement of Facilities in Rochester Pure Waters District – General Collection System and Treatment Plant Improvements

<i>(Legislators Kaleh, Bauroth, Felder, Flagler-Mitchell, Harris, Lightfoot, Morelle, Muoio, Sheppard, and Wilcox voted in the Negative.)</i> |
| PWAB 8. Boyce & Drawe
Intro. R2
Res. 17R-002
19-10 | 17-0024 | Authorizing an Increase and Improvement of Facilities in Rochester Pure Waters District – Pure Waters Lighting Replacement – Phase II

<i>(Legislators Kaleh, Bauroth, Felder, Flagler-Mitchell, Harris, Lightfoot, Morelle, Muoio, Sheppard, and Wilcox voted in the Negative.)</i> |
| PWAB 9. Boyce & Drawe
Intro. R3
Res. 17R-003
19-10 | 17-0026 | Authorizing an Increase and Improvement of Facilities in Rochester Pure Waters District – Combined Sewer Overflow Abatement Program Tunnel System Improvements

<i>(Legislators Kaleh, Bauroth, Felder, Flagler-Mitchell, Harris, Lightfoot, Morelle, Muoio, Sheppard, and Wilcox voted in the Negative.)</i> |

RECONVENING LEGISLATURE

President Daniele reconvened the recessed meeting of February 14, 2017 and proceeded under the Usual Order of Business.

MOTIONS, RESOLUTIONS AND NOTICES

- Intro. 13
M. 1
29-0
Marianetti/Kaleh, Delehanty & Lightfoot
Motion to Suspend the Rules of the Legislature
- A. Drawe,
Hebert &
Lightfoot
Intro. 14-63
Res. 13-62
29-0
16-0378.br Bond Resolution for the Proposed 2017 Monroe County Capital Budget
- Intro. 64
M. 2
29-0
Marianetti/Delehanty
Motion to Lift Referral Nos. 16-0357 to 16-0362 From the Table
- B. Boyce &
Drawe
Intro. 65
Res. 63
29-0
16-0357 Amending 2017-2022 Capital Improvement Program to Add Project Entitled
"Security Systems Improvements"
Environment and Public Works Committee; November 28, 2016 – CV: 7-0
Ways and Means Committee; December 8, 2016 – CV: 11-0
- C. Boyce &
Drawe
Intro. 66
Res. 64
29-0
16-0357.br Amending 2017 Capital Budget to Add Project Entitled "Security Systems
Improvements" and Authorizing Appropriation Transfer
Environment and Public Works Committee; November 28, 2016 – CV: 7-0
Ways and Means Committee; December 8, 2016 – CV: 11-0
- D. Drawe &
Hebert
Intro. 67
Res. 65
29-0
16-0358 Amending 2017-2022 Capital Improvement Program to Add Project Entitled
"Enterprise Resource Planning/Security"
Ways and Means Committee; December 8, 2016 – CV: 11-0
- E. Drawe &
Hebert
Intro. 68
Res. 66
29-0
16-0358.br Amending 2017 Capital Budget to Add Project Entitled "Enterprise Resource
Planning/Security" and Authorizing Appropriation Transfer
Ways and Means Committee; December 8, 2016 – CV: 11-0
- F. Drawe &
Hebert
Intro. 69
Res. 67
29-0
16-0359 Amending 2017-2022 Capital Improvement Program to Add Project Entitled
"Network Infrastructure"
Ways and Means Committee; December 8, 2016 – CV: 11-0
- G. Drawe &
Hebert
Intro. 70
Res. 68
29-0
16-0359.br Amending 2017 Capital Budget to Add Project Entitled "Network Infrastructure" and
Authorizing Appropriation Transfer
Ways and Means Committee; December 8, 2016 – CV: 11-0
- H. Drawe &
Hebert
Intro. 71
Res. 69
29-0
16-0360 Amending 2017-2022 Capital Improvement Program to Add Project Entitled
"Office Equipment Refresh & Replacement"
Ways and Means Committee; December 8, 2016 – CV: 11-0

- I. Drawe & Hebert
Intro. 72
Res. 70
29-0
- 16-0360.br Amending 2017 Capital Budget to Add Project Entitled "Office Equipment Refresh & Replacement" and Authorizing Appropriation Transfer
Ways and Means Committee; December 8, 2016 – CV: 11-0
- J. Micciche & Drawe
Intro. 73
Res. 71
29-0
- 16-0361 Amending 2017-2022 Capital Improvement Program to Add Project Entitled "Public Safety Communications Equipment and Device Replacement"
Public Safety Committee; November 28, 2016 – CV: 7-0
Ways and Means Committee; December 8, 2016 – CV: 11-0
- K. Micciche & Drawe
Intro. 74
Res. 72
29-0
- 16-0361.br Amending 2017 Capital Budget to Add Project Entitled "Public Safety Communications Equipment and Device Replacement" and Authorizing Appropriation Transfer
Public Safety Committee; November 28, 2016 – CV: 7-0
Ways and Means Committee; December 8, 2016 – CV: 11-0
- L. Micciche & Drawe
Intro. 75
Res. 73
29-0
- 16-0362 Amending 2017-2022 Capital Improvement Program to Add Project Entitled "Public Safety Communications Infrastructure"
Public Safety Committee; November 28, 2016 – CV: 7-0
Ways and Means Committee; December 8, 2016 – CV: 11-0
- M. Micciche & Drawe
Intro. 76
Res. 74
29-0
- 16-0362.br Amending 2017 Capital Budget to Add Project Entitled "Public Safety Communications Infrastructure" and Authorizing Appropriation Transfer
Public Safety Committee; November 28, 2016 – CV: 7-0
Ways and Means Committee; December 8, 2016 – CV: 11-0
1. DiFlorio & Boyce
Intro. 77
Res. 75
29-0
- 17-0003 Authorizing Initiation of Process for Making Additions to Monroe County Agricultural Districts
Planning and Economic Development Committee; January 23, 2017 – CV: 5-0
2. Micciche, Boyce & Drawe
Intro. 78
Res. 76
29-0
- 17-0004 Authorizing Contract with Dossier Systems, Inc., for Fleet and Equipment Maintenance Management Software Solution
Public Safety Committee; January 23, 2017 – CV: 8-0
Environment and Public Works Committee; January 23, 2017 – CV: 7-0
Ways and Means Committee; January 24, 2017 – CV: 11-0
3. Micciche & Drawe
Intro. 79
Res. 77
29-0
- 17-0005 Accepting Grant from New York State Division of Criminal Justice Services for 2016 Paul Coverdell Forensic Science Improvement Program (Monroe County Crime Lab)
Public Safety Committee; January 23, 2017 – CV: 8-0
Ways and Means Committee; January 24, 2017 – CV: 11-0
4. Zale & Micciche
Intro. 80
Res. 78
29-0
- 17-0006 Authorizing Intermunicipal Agreement with Allegany, Genesee, Livingston, Ontario, Orleans, Seneca, Steuben, Wayne, Wyoming and Yates Counties to Foster Planning Efforts for Interoperable Communications Among Public Safety Agencies Across Counties
Intergovernmental Relations Committee; January 24, 2017 – CV: 5-0
Public Safety Committee; January 23, 2017 – CV: 8-0

5. Boyce & Drawe
Intro. 81
Res. 79
29-0
17-0007 Authorizing Contract with Concord Electric Corporation for Monroe Community College Property Preservation Projects Phase 2 Carbon Monoxide Detection and Site Lighting Project
Environment and Public Works Committee; January 23, 2017 – CV: 7-0
Ways and Means Committee; January 24, 2017 – CV: 11-0
6. Boyce & Drawe
Intro. 82
Res. 80
29-0
17-0008 Authorizing Contract with Bergmann Associates, Engineers, Landscape Architects & Surveyors, D.P.C. for Professional Design Services for Monroe Community College New Science Lab Project
Environment and Public Works Committee; January 23, 2017 – CV: 7-0
Ways and Means Committee; January 24, 2017 – CV: 11-0
7. Boyce & Drawe
Intro. 83
17-0009 Approving Increase and Improvement of Facilities in Gates-Chili-Ogden Sewer District – General Collection System Improvements
Environment and Public Works Committee; January 23, 2017 – CV: 5-2
Ways and Means Committee; January 24, 2017 – CV: 11-0
8. Boyce & Drawe
Intro. 84
M. 3
29-0
17-0009 Providing that Resolution (Intro. No. 83 of 2017), Entitled “Approving Increase and Improvement of Facilities in Gates-Chili-Ogden Sewer District - General Collection System Improvements,” Be Tabled
9. Boyce & Drawe
Intro. 85
Res. 81
29-0
17-0009 Calling a Public Hearing for the Purpose of Considering a Proposed Increase and Improvement of Facilities in Gates-Chili-Ogden Sewer District - General Collection System Improvements
(Public Hearing is scheduled for Tuesday, March 14, 2017 at 6:15 P.M.)
10. Boyce & Drawe
Intro. 86
17-0011 Approving Increase and Improvement of Facilities in Gates-Chili-Ogden Sewer District – Timpat Pump Station Improvements
Environment and Public Works Committee; January 23, 2017 – CV: 5-2
Ways and Means Committee; January 24, 2017 – CV: 11-0
11. Boyce & Drawe
Intro. 87
M. 4
29-0
17-0011 Providing that Resolution (Intro. No. 86 of 2017), Entitled “Approving Increase and Improvement of Facilities in Gates-Chili-Ogden Sewer District - Timpat Pump Station Improvements,” Be Tabled
12. Boyce & Drawe
Intro. 88
Res. 82
29-0
17-0011 Calling a Public Hearing for the Purpose of Considering a Proposed Increase and Improvement of Facilities in Gates-Chili-Ogden Sewer District - Timpat Pump Station Improvements
(Public Hearing is scheduled for Tuesday, March 14, 2017 at 6:16 P.M.)
13. Boyce & Drawe
Intro. 89
17-0013 Approving Increase and Improvement of Facilities in Irondequoit Bay South Central Pure Waters District – General Pump Station and Interceptor Improvements
Environment and Public Works Committee; January 23, 2017 – CV: 5-2
Ways and Means Committee; January 24, 2017 – CV: 11-0
14. Boyce & Drawe
Intro. 90
M. 5
29-0
17-0013 Providing that Resolution (Intro. No. 89 of 2017), Entitled “Approving Increase and Improvement of Facilities in Irondequoit Bay South Central Pure Waters District - General Pump Station and Interceptor Improvements,” Be Tabled

15. Boyce & Drawe
Intro. 91
Res. 83
29-0 17-0013 Calling a Public Hearing for the Purpose of Considering a Proposed Increase and Improvement of Facilities in Irondequoit Bay South Central Pure Waters District - General Pump Station and Interceptor Improvements
(Public Hearing is scheduled for Tuesday, March 14, 2017 at 6:17 P.M.)
16. Boyce & Drawe
Intro. 92 17-0015 Approving Increase and Improvement of Facilities in Irondequoit Bay South Central Pure Waters District – John Street Pump Station Improvements
Environment and Public Works Committee; January 23, 2017 – CV: 5-2
Ways and Means Committee; January 24, 2017 – CV: 11-0
17. Boyce & Drawe
Intro. 93
M. 6
29-0 17-0015 Providing that Resolution (Intro. No. 92 of 2017), Entitled “Approving Increase and Improvement of Facilities in Irondequoit Bay South Central Pure Waters District - John Street Pump Station Improvements,” Be Tabled
18. Boyce & Drawe
Intro. 94
Res. 84
29-0 17-0015 Calling a Public Hearing for the Purpose of Considering a Proposed Increase and Improvement of Facilities in Irondequoit Bay South Central Pure Waters District - John Street Pump Station Improvements
(Public Hearing is scheduled for Tuesday, March 14, 2017 at 6:18 P.M.)
19. Boyce & Drawe
Intro. 95 17-0017 Approving Increase and Improvement of Facilities in Irondequoit Bay South Central Pure Waters District – Irondequoit Bay Pump Station Improvements
Environment and Public Works Committee; January 23, 2017 – CV: 5-2
Ways and Means Committee; January 24, 2017 – CV: 11-0
20. Boyce & Drawe
Intro. 96
M. 7
29-0 17-0017 Providing that Resolution (Intro. No. 95 of 2017), Entitled “Approving Increase and Improvement of Facilities in Irondequoit Bay South Central Pure Waters District - Irondequoit Bay Pump Station Improvements,” Be Tabled
21. Boyce & Drawe
Intro. 97
Res. 85
29-0 17-0017 Calling a Public Hearing for the Purpose of Considering a Proposed Increase and Improvement of Facilities in Irondequoit Bay South Central Pure Waters District - Irondequoit Bay Pump Station Improvements
(Public Hearing is scheduled for Tuesday, March 14, 2017 at 6:19 P.M.)
22. Boyce & Drawe
Intro. 98 17-0019 Approving Increase and Improvement of Facilities in Northwest Quadrant Pure Waters District – General Pump Station and Interceptor Improvements
Environment and Public Works Committee; January 23, 2017 – CV: 5-2
Ways and Means Committee; January 24, 2017 – CV: 11-0
23. Boyce & Drawe
Intro. 99
M. 8
29-0 17-0019 Providing that Resolution (Intro. No. 98 of 2017), Entitled “Approving Increase and Improvement of Facilities in Northwest Quadrant Pure Waters District - General Pump Station and Interceptor Improvements,” Be Tabled
24. Boyce & Drawe
Intro. 100
Res. 86
29-0 17-0019 Calling a Public Hearing for the Purpose of Considering a Proposed Increase and Improvement of Facilities in Northwest Quadrant Pure Waters District - General Pump Station and Interceptor Improvements
(Public Hearing is scheduled for Tuesday, March 14, 2017 at 6:20 P.M.)

25. Boyce & Drawe Intro. 101 17-0021 Approving Increase and Improvement of Facilities in Rochester Pure Waters District - General Collection System and Treatment Plant Improvements Environment and Public Works Committee; January 23, 2017 – CV: 5-2 Ways and Means Committee; January 24, 2017 – CV: 7-4
26. Boyce & Drawe Intro. 102 M. 9 29-0 17-0021 Providing that Resolution (Intro. No. 101 of 2017), Entitled “Approving Increase and Improvement of Facilities in Rochester Pure Waters District – General Collection System and Treatment Plant Improvements,” Be Tabled
27. Boyce & Drawe Intro. 103 Res. 87 29-0 17-0021 Calling a Public Hearing for the Purpose of Considering a Proposed Increase and Improvement of Facilities in Rochester Pure Waters District – General Collection System and Treatment Plant Improvements *(Public Hearing is scheduled for Tuesday, March 14, 2017 at 6:21 P.M.)*
28. Boyce & Drawe Intro. 104 17-0023 Approving Increase and Improvement of Facilities in Rochester Pure Waters District - Pure Waters Lighting Replacement – Phase II Environment and Public Works Committee; January 23, 2017 – CV: 5-2 Ways and Means Committee; January 24, 2017 – CV: 7-4
29. Boyce & Drawe Intro. 105 M. 10 29-0 17-0023 Providing that Resolution (Intro. No. 104 of 2017), Entitled “Approving Increase and Improvement of Facilities in Rochester Pure Waters District – Pure Waters Lighting Replacement – Phase II,” Be Tabled
30. Boyce & Drawe Intro. 106 Res. 88 29-0 17-0023 Calling a Public Hearing for the Purpose of Considering a Proposed Increase and Improvement of Facilities in Rochester Pure Waters District – Pure Waters Lighting Replacement – Phase II *(Public Hearing is scheduled for Tuesday, March 14, 2017 at 6:22 P.M.)*
31. Boyce & Drawe Intro. 107 17-0025 Approving Increase and Improvement of Facilities in Rochester Pure Waters District - Combined Sewer Overflow Abatement Program Tunnel System Improvements Environment and Public Works Committee; January 23, 2017 – CV: 5-2 Ways and Means Committee; January 24, 2017 – CV: 7-4
32. Boyce & Drawe Intro. 108 M. 11 29-0 17-0025 Providing that Resolution (Intro. No. 107 of 2017), Entitled “Approving Increase and Improvement of Facilities in Rochester Pure Waters District – Combined Sewer Overflow Abatement Program Tunnel System Improvements,” Be Tabled
33. Boyce & Drawe Intro. 109 Res. 89 29-0 17-0025 Calling a Public Hearing for the Purpose of Considering a Proposed Increase and Improvement of Facilities in Rochester Pure Waters District – Combined Sewer Overflow Abatement Program Tunnel Systems Improvements *(Public Hearing is scheduled for Tuesday, March 14, 2017 at 6:23 P.M.)*
34. Zale & Drawe Intro. 110 Res. 90 29-0 17-0027 Authorizing Intermunicipal Agreement with Town of Greece for Provision of Information Technology Hosting Services Intergovernmental Relations Committee; January 24, 2017 – CV: 5-0 Ways and Means Committee; January 24, 2017 – CV: 11-0

35. Howland, Drawe & Lightfoot
Intro. 111
Res. 91
29-0
- 17-0028 Authorizing Contract with Zoladz Construction CO., Inc. for Construction Services for Rehabilitation of Long Pond Road from Lake Ontario State Parkway to Edgemere Drive in Town of Greece
Transportation Committee; January 24, 2017 – CV: 7-0
Ways and Means Committee; January 24, 2017 – CV: 11-0
36. Taylor & Drawe
Intro. 112
Res. 92
29-0
- 17-0029 Accepting Grant from New York State Department of Health for STD Testing in Safety Net Populations Program
Human Services Committee; January 24, 2017 – CV: 9-0
Ways and Means Committee; January 24, 2017 – CV: 11-0
37. Conley & Taylor
Intro. 113
Res. 93
29-0
- 17-0030 Confirming Appointments to Monroe County Board of Health
Agenda/Charter Committee; January 23, 2017 – CV: 6-0
Human Services Committee; January 24, 2017 – CV: 9-0
(Legislator Conley expressed her interest.)
38. Micciche & Drawe
Intro. 114
Res. 94
29-0
- 17-0031 Amending 2017-2022 Capital Improvement Program to Add Project Entitled “Sheriff’s Vehicle Replacement”
Public Safety Committee; January 23, 2017 – CV: 8-0
Ways and Means Committee; January 24, 2017 – CV: 11-0
39. Micciche & Drawe
Intro. 115
Res. 95
29-0
- 17-0031.br Amending 2017 Capital Budget to Add Project Entitles “Sheriff’s Vehicle Replacement” and Authorizing Appropriation
Public Safety Committee; January 23, 2017 – CV: 8-0
Ways and Means Committee; January 24, 2017 – CV: 11-0
40. Conley & Taylor
Intro. 116
- Intro. 117
M. 12
10-19F
- 17-0032 Designating Official Newspapers for count of Monroe for 2017
Agenda/Charter Committee; January 23, 2017 – CV: 4-2
- Bauroth/Harris
Motion to Amend Intro. No. 116 as follows:
- To Amend the first specific legislative action in Referral #17-0032, “Designation of Official Newspapers”
- Designation of The Daily Record, ~~and~~ the Rochester Business Journal and the Rochester Democrat & Chronicle as the official newspapers for the year 2017 for publication of all local laws, notices and other matters required by law to be published.
- Added Language is underlined
Deleted Language is ~~stricken~~
- (Legislators Kaleh, Bauroth, Felder, Flagler-Mitchell, Harris, Lightfoot, Morelle, Munoio, Sheppard, and Wilcox voted in the Positive.)*
- Intro. 116
Res. 96
29-0
- Main Motion
(Legislator Kaleh declared in interest.)

Matters of Urgency

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|---|---------|--|
| 45. Terp &
Drawe &
Lightfoot
Intro. 118
Res. 97
29-0 | 17-0037 | Authorizing Intermunicipal Agreement with City of Rochester for Preparation and Production of MusicFest 2017 in Genesee Valley Park
Matter of Urgency |
| 46. Drawe &
Hebert
Intro. 119
Res. 98
29-0 | 17-0038 | Accepting Assets and Liabilities of Upstate Telecommunications Corporation Pursuant to Order of Dissolution
Matter of Urgency |
| 47. Drawe &
Hebert
Intro. 120
Res. 99
29-0 | 17-0039 | Accepting Assets and Liabilities of Monroe Security & Safety Systems Local Development Corporation Pursuant to Order of Dissolution
Matter of Urgency |
| 48. Drawe &
Hebert
Intro. 121
Res. 100
29-0 | 17-0040 | Accepting Assets and Liabilities of Monroe Newpower Corporation Pursuant to Order of Dissolution
Matter of Urgency |

UNFINISHED BUSINESS

None

Upon Motion by Legislator Marianetti, the Legislature Adjourned at 8:10 P.M. until Tuesday, March 14, 2017 at 6:00 P.M.

DIANA M. CHRISTODARO
Clerk of the Legislature