

NINTH DAY

TUESDAY, MAY 12, 2020

Legislature met pursuant to adjournment.

President Dr. Joe Carbone in the Chair.

ROLL CALL

Present – Legislators Allkofer*, Ancello*, Barnhart*, Bauroth*, Baynes*, Boyce*, Brew*, Carbone, Delehanty*, DiFlorio*, Dondorfer*, Felder*, Flagler-Mitchell*, Hasman*, Hebert*, Keophetlasy*, LaMar*, Lee*, Maffucci*, Marianetti*, Morelle, Jr.*, Roman*, Smith*, Taylor*, Terp*, Wilcox*, Wilt*, Zale* – 28

* Legislator Participated in the Meeting via Teleconference in Accordance with Executive Order 202.1, issued by Governor Andrew M. Cuomo on March 12, 2020.

Absent – Legislator Yudelson – 1

(Note: Legislator Yudelson joined the meeting during the presentation of Petitions and Communications and was present through adjournment.)

SUSPENSION OF THE RULES

Intro. 187
M. 44
28-0

Brew & Zale
Motion to Suspend the Rules of the Monroe County Legislature as follows:

PROVIDING THAT RULES OF THE MONROE COUNTY LEGISLATURE BE SUSPENDED AND MODIFIED FOR THE REGULAR MEETING ON MAY 12, 2020

Be It Moved, that Article II, Section 545-6 of the Rules of the Monroe County Legislature, be, and hereby is suspended and modified by prohibiting public in-person access to the Regular Meeting in favor of video viewing or listening to, and recording and later transcription of such proceeding.

MOMENT OF PRAYER

The meeting formally opened. Prayer led by Pastor Emelio Sebastian of Jubilee Christian Church, at the invitation of Legislator Smith. The Pledge of Allegiance to the Flag was led by Legislator Mike Zale.

IN MEMORIAM

38. Brew & Felder
Intro. 188
Res. 137
28-0

20-0175 Expressing Regret of the Monroe County Legislature on the Recent Passing of Thomas D. Cook, Chairman of the Monroe County Conservative Party
Matter of Urgency

APPROVAL OF MINUTES

Without objection, the Journal of Day 7, April 14, 2020, and Day 8, April 29, 2020, were approved as submitted.

(Note: President Carbone stated the meeting had been closed to the public and all Legislators are participating via video or teleconference in accordance with Executive Order 202.1. President Carbone also noted that keeping with the Legislature's tradition of openness, the meeting is being live-stream on YouTube through the Legislature's official channel.)

(Note: President Carbone congratulated Legislator Roman on the birth of her son, Elias Hector Pabon.)

PETITIONS AND COMMUNICATIONS

None

(Note: Legislator Yudelson joined the meeting via videoconference and was present through adjournment.)

PROCLAMATIONS

None

RECESS

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

"Authorizing Acquisition of Property Located at 676 Beaban Road in Town of Chili, County of Monroe, State of New York and Amending Resolution 437 of 1989 to Amend Lease and Operating Agreement with Monroe County Airport Authority"

No speakers addressed the Legislature and the Public Hearing concluded at 6:18 P.M.

FORMAL COMMITTEE REPORTS

None

PUBLIC FORUM

An Open Forum was conducted. The comments of three pre-registered participants were read and the Open Forum concluded at 6:27 P.M.

CONSIDERATION OF LOCAL LAWS

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| 1. Taylor & Boyce Delehanty Intro. 189 | 20-0126.LL | Enacting a Local Law Entitled "American Sign Language Interpreters at all Monroe County Government Press Conferences Held During Emergency Situations" For Introductory Purposes Only
Committee of the Whole; April 29, 2020 - CV: 29-0 |
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2. Taylor & Boyce Delehanty Intro. 190 M. 45 29-0 20-0126.LL Providing that Local Law (Intro. No. 189 of 2020), entitled "American Sign Language Interpreters at all Monroe County Government Press Conferences Held During Emergency Situations," be Tabled
3. Taylor & Boyce Delehanty Intro. 191 Res. 138 29-0 20-0126.LL Fixing a Public Hearing on Local Law (Intro. No. 189 of 2020), entitled "American Sign Language Interpreters at all Monroe County Government Press Conferences Held During Emergency Situations"
Public Hearing is Scheduled for Tuesday, June 9, 2020 at 6:15 pm
4. Taylor & Delehanty Intro. 192 20-0142.LL Enacting Local Law Amending the Monroe County Charter to Change the Date for Filling Vacancies in the Monroe County Legislature For Introductory Purposes Only
Committee of the Whole; April 29, 2020 - CV: 29-0
5. Taylor & Delehanty Intro. 193 M. 46 29-0 20-0142.LL Providing that Local Law (Intro. No. 192 of 2020), entitled "Enacting Local Law Amending the Monroe County Charter to Change the Date for Filling Vacancies in the Monroe County Legislature," be Tabled
6. Taylor & Delehanty Intro. 194 Res. 139 29-0 20-0142.LL Fixing a Public Hearing on Local Law (Intro. No. 192 of 2020), entitled "Enacting Local Law Amending the Monroe County Charter to Change the Date for Filling Vacancies in the Monroe County Legislature"
Public Hearing is Scheduled for Tuesday, June 9, 2020 at 6:16 pm

MOTIONS, RESOLUTIONS AND NOTICES

7. Dondorfer & Delehanty Intro. 195 M. 47 29-0 20-0113 Providing that Resolution (Intro No. 164 of 2020), entitled "Authorizing Acquisition of Property Located at 676 Beahan Road in Town of Chili, County of Monroe, State of New York and Amending Resolution 437 of 1989 to Amend Lease and Operating Agreement with Monroe County Airport Authority," Be Lifted from the Table
8. Dondorfer & Delehanty Intro. 196 M. 48 29-0 Intro. 164 Res. 140 29-0 20-0113 Providing that Resolution (Intro No. 164 of 2020), entitled "Authorizing Acquisition of Property Located at 676 Beahan Road in Town of Chili, County of Monroe, State of New York and Amending Resolution 437 of 1989 to Amend Lease and Operating Agreement with Monroe County Airport Authority," Be Adopted

Main Motion
9. Hebert & Zale Intro. 197 Res. 141 29-0 20-0125 Confirming Appointment of Commissioner of Department of Human and Health Services
Committee of the Whole; April 29, 2020 - CV: 29-0

10. Boyce & Terp
Intro. 198
Res. 142
29-0
20-0127 Confirming Appointment of Director of Public Safety
Committee of the Whole; April 29, 2020 - CV: 29-0
11. Boyce & Delehanty
Intro. 199
Res. 143
29-0
20-0143 Accepting Grant from New York State Division of Criminal Justice Services for
Livescan Equipment Grant Program
Committee of the Whole; April 29, 2020 - CV: 29-0
12. Boyce & Delehanty
Intro. 200
Res. 144
29-0
20-0144 Accepting Grant from United States Department of Justice, United States Marshals
Service Western District of New York for United States Marshals Service New
York/New Jersey Regional Fugitive Task Force – Rochester Division
Committee of the Whole; April 29, 2020 - CV: 29-0
13. Boyce & Delehanty
Intro. 201
Res. 145
29-0
20-0145 Authorizing Contract with University of Rochester for Continuing Development and
Sustainment of County's Medical Countermeasure Program
Committee of the Whole; April 29, 2020 - CV: 29-0
14. Boyce & Delehanty
Intro. 202
Res. 146
29-0
20-0146 Authorizing Creation of One New Position in Public Defender's Office as Part of Year
2 Funding of Statewide Expansion of Hurrell-Harring Project Grant
Committee of the Whole; April 29, 2020 - CV: 29-0
15. Wilt & Smith
Intro. 203
Res. 147
29-0
20-0147 Authorizing Undertaking for New York State Department of Transportation to Allow
Future County Utility and Non-Utility Work in State Rights of Way
Committee of the Whole; April 29, 2020 - CV: 29-0
16. Wilt & Delehanty
Intro. 204
Res. 148
29-0
20-0148 Accepting Offer and Payment for Appropriation by State of New York of Property at
1870 Mount Hope Avenue in City of Rochester for Mount Hope Avenue
Improvement Project
Committee of the Whole; April 29, 2020 - CV: 29-0
17. Hebert & Delehanty
Intro. 205
Res. 149
29-0
20-0149 Accepting Grant from New York State office of Mental Health for PFC Dwyer Veteran
Peer-to-Peer Support Program and Authorizing Contract with Compeer, Inc.
Committee of the Whole; April 29, 2020 - CV: 29-0
18. Hebert & Delehanty
Intro. 206
Res. 150
29-0
20-0150 Accepting Grant from Health Research, Inc. for Expanded Partner Services Initiative
Committee of the Whole; April 29, 2020 - CV: 29-0
19. Allkofer & Boyce
Delehanty
Intro. 207
Res. 151
29-0
20-0151 Authorizing Intermunicipal Agreement with Spencerport Central School District for
Purchase of Fuel for Vehicles of Monroe County Sheriff's Office
Committee of the Whole; April 29, 2020 - CV: 29-0

20. Dondorfer & Delehanty
Intro. 208
Res. 152
29-0
20-0153 Accepting Regional Council Award Grant Funding from New York State Urban Development Corporation, doing business as Empire State Development, for Frontier Field Improvements Project
Committee of the Whole; April 29, 2020 - CV: 29-0
21. Dondorfer & Delehanty
Intro. 209
Res. 153
29-0
20-0154 Authorizing Lease Agreement with Monroe County Soil and Water Conservation District and Authorizing Contract for Stormwater Management Consulting Services
Committee of the Whole; April 29, 2020 - CV: 29-0
22. Dondorfer & Delehanty
Intro. 210
Res. 154
29-0
20-0155 Authorizing Contracts with C.J. Brown Energy & Engineering, P.C. and M/E Engineering, P.C. for Energy Term Services
Committee of the Whole; April 29, 2020 - CV: 29-0
23. Dondorfer & Delehanty
Intro. 211
Res. 155
29-0
20-0156 Authorizing Contracts with Steve General Contractor, Inc., Crosby-Brownlie Inc., Michael A. Ferrauilo Plumbing and Heating, Inc. and Hewitt Young Electric, LLC for Hall of Justice Courtroom Improvements Project
Committee of the Whole; April 29, 2020 - CV: 29-0
24. Dondorfer & Delehanty
Intro. 212
Res. 156
29-0
20-0157 Authorizing Contract with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. for Professional Design Services for Monroe Community College Property Preservation - Phase III Project
Committee of the Whole; April 29, 2020 - CV: 29-0
25. Dondorfer & Delehanty
Intro. 213
Res. 157
29-0
20-0158 Authorizing Contracts with DiMarco Constructors LLC for Construction Management Services, DiPasquale Construction Corporation, Bell Mechanical Contractor, Inc., Michael A. Ferrauilo Plumbing and Heating, Inc. and Kaplan Schmidt Electric, Inc. for Monroe County Public Safety Building 2nd and 3rd Floor Renovation Project
Committee of the Whole; April 29, 2020 - CV: 29-0
26. Delehanty & Hebert
Intro. 214
Res. 158
29-0
20-0159 Accepting Grant from New York State Division of Homeland Security and Emergency Services for FY2020 Cyber Security Targeted Grant Program
Committee of the Whole; April 29, 2020 - CV: 29-0
27. Delehanty & Hebert
Intro. 215
Res. 159
29-0
20-0160 Authorizing Sale of County Owned Tax Foreclosure Property Located at 208 Garfield Street in Town/Village of East Rochester
Committee of the Whole; April 29, 2020 - CV: 29-0
28. Delehanty & Hebert
Intro. 216
20-0161 Authorizing Sale of County Owned Tax Foreclosure Property Located at 62 Sea View Avenue in Town of Irondequoit
For Introductory Purposes Only
Committee of the Whole; April 29, 2020 - CV: 29-0

29. Delehanty & Hebert
Intro. 217
M. 49
29-0
- 20-0161 Providing that Resolution (Intro. No. 216 of 2020), Entitled "Authorizing Sale of County Owned Tax Foreclosure Property Located at 62 Sea View Avenue in Town of Irondequoit," Be Amended
30. Delehanty & Hebert
Intro. 218
M. 50
29-0
- 20-0161 Providing that Resolution (Intro. No. 216 of 2020), Entitled "Authorizing Sale of County Owned Tax Foreclosure Property Located at 62 Sea View Avenue in Town of Irondequoit," Be Adopted as Amended
- Intro. 216
Res. 160
29-0
- Main Motion
31. Dondorfer & Delehanty
Intro. 219
Res. 161
29-0
- 20-0162 Amending Resolution 397 of 2019 to Amend and Increase Contract with Siemens Industry, Inc. for Operation and Maintenance of Monroe County's Iola Cogeneration Facility
Committee of the Whole; April 29, 2020 - CV: 29-0
32. Taylor & Delehanty
Intro. 220
Res. 162
29-0
- 20-0166 Directing Clerk of the Legislature to Present Referral 20-0028 Entitled "ENACTING A LOCAL LAW TO AMEND LOCAL LAW NO. 5 OF 1997, ENTITLED 'AUTHORIZING LEASE TO DEPAUL ADULT CARE COMMUNITIES, INC.'" (Intro No. 42 of 2020) to the County Executive in order to Recommence Notice Period for Public Hearing to be Held by the County Executive
Committee of the Whole; April 29, 2020 - CV: 29-0
33. Dondorfer & Delehanty
Intro. 221
Res. 163
29-0
- 20-0167 Accepting Grant from Federal Aviation Administration (Coronavirus Aid, Relief, and Economic Security Act Airport Grant Program) Related to Operation and Maintenance of Greater Rochester International Airport
Committee of the Whole; April 29, 2020 - CV: 29-0

Matters of Urgency

34. Delehanty & Hebert
Intro. 222
Res. 164
29-0
- 20-0171 Amending Resolution 135 of 2020 Authorizing Payment of Hazard Pay to Monroe County Employees at Greater Risk of Exposure or Working Extended Hours Due to the County's Response to COVID-19 to Amend Schedules "A" and "B"
Matter of Urgency
35. Delehanty & Hebert
Intro. 223
Res. 165
29-0
- 20-0172 Accepting Grant from New York State Board of Elections NYS HAVA Cares Act Grant Program
Matter of Urgency

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| 36. Smith &
Delehanty
Intro. 224
Res. 166
29-0 | 20-0173 | Amending Resolution 138 of 2019 to Authorize the Submission of a Substantial Amendment to Monroe County's 2019 Annual Action Plan for Community Development Block Grant and Emergency Solutions Grant Programs to United States Department of Housing and Urban Development and Authorizing Acceptance of Coronavirus Aid, Relief, and Economic Security Act Grant for the Community Development Block Grant and Emergency Solutions Programs
Matter of Urgency |
| 37. Terp &
Wilcox
Intro. 225
Res. 167
29-0 | 20-0174 | Confirming Appointments to Climate Action Plan Advisory Committee
Matter of Urgency |

UNFINISHED BUSINESS

None

Upon Motion by Legislator Brew, the Legislature Adjourned at 7:55 P.M. until **Tuesday, June 9, 2020 at 6:00 P.M.**

Jack Moffitt
Clerk of the Legislature