

THIRD DAY

TUESDAY, FEBRUARY 8, 2022

Legislature met pursuant to adjournment.

President Sabrina LaMar in the Chair.

ROLL CALL

Present – Legislators Allkofer*, Barnhart*, Baynes*, Blankley*, Brew*, Burgess*, Colby*, Delehanty*, Delvecchio Hoffman*, DiFlorio*, Dondorfer*, Frazier*, Hasman*, Hebert*, Hughes-Smith*, Keller*, LaMar*, Long*, Maffucci*, Marianetti*, McCabe*, Milne*, Roman*, Smith*, Taylor*, Terp*, Vasquez Simmons*, Vecchio*, Yudelson* – 29

* Legislator Participated in the Meeting via Teleconference in Accordance with Executive Order 11 and 11.1, issued by Governor Kathy Hochul.

SUSPENSION OF THE RULES

Intro. 19
M. 4
29-0

Brew & Smith
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 FEBRUARY 8, 2022

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. President Sabrina LaMar led a moment of silent prayer. The Pledge of Allegiance to the Flag was led by Legislator Howard Maffucci

APPROVAL OF MINUTES

Without objection, the Journal of Day 2, January 11, 2022 were approved as submitted.

(Note: President LaMar stated the meeting had been closed to the public and all Legislators are participating via video or teleconference in accordance with Executive Order 11 and 11.1. President LaMar 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.)

PETITIONS AND COMMUNICATIONS

FORMAL COMMITTEE REPORTS

None

PUBLIC FORUM

An Open Forum was conducted. The comments of two pre-registered participants were read and the Open Forum concluded at 6:17 P.M.

CONSIDERATION OF LOCAL LAWS

1. Dondorfer & Baynes
Maffucci
Vecchio
Intro. 20
M. 5
22-0050.LL Providing That Local Law (Intro. No. 10 of 2022) Entitled Amending Chapter 357 of the Monroe County Code to Provide a Tax Exemption for Members of Volunteer Fire Companies or Voluntary Ambulance Services,” Be lifted From the Table

2. Dondorfer & Baynes
Brew
Roman
Allkofer
Delehanty
Maffucci
Milne
Terp
Vecchio
Intro. 21
M. 6
27-2
22-0050.LL Providing that Local Law (Intro. No. 10 of 2022), Entitled “Amending Chapter 357 of the Monroe County Code to Provide a Tax Exemption for Members of Volunteer Fire Companies or Voluntary Ambulance Services,” be Adopted

(Legislators McCabe and Barnhart voted in the Negative)

Intro. 10
LL TBA
27-2
Main Motion
(Legislators McCabe and Barnhart voted in the Negative)

MOTIONS, RESOLUTIONS AND NOTICES

3. McCabe & Delehanty
Intro. 22
Res. 9
29-0
22-0005 Authorizing Contract with Lechase Construction Services, LLC for Construction Management Services for County Office Building HVAC Upgrades Project Environment and Public Works Committee; January 24, 2022 – CV: 7-0 Ways and Means Committee; January 25, 2022 – CV: 11-0

4. McCabe & Delehanty
Intro. 23
22-0006 Authorizing Contract with SWBR Architecture, Engineering, and Landscape Architecture D.P.C. for Professional Design Services for Frontier Field Improvements Project Environment and Public Works Committee; January 24, 2022 – CV: 7-0 Ways and Means Committee; January 25, 2022 – CV: 11-0
(For Introductory Purposes Only)

5. McCabe & Delehanty
Intro. 24
M. 7
29-0
22-0006 Providing that Resolution (Intro No. 23 of 2022), Entitled “Authorizing Contract with SWBR Architecture, Engineering, and Landscape Architecture, D.P.C. for Professional Design Services for Frontier Field Improvements Project” Be Amended

Be It Moved, that Intro No. 23, be amended as follows:

Section 2. Funding for this contract, consistent with authorized uses, is included in capital fund ~~2004~~ 2027 and any capital fund(s) created for the same intended purpose.

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|---|---------|---|
| 6. McCabe &
Delehanty
Intro. 25
M. 8
29-0

Intro. 23
Res. 10
29-0 | 22-0006 | Providing that Resolution (Intro No. 23 of 2022), Entitled “Authorizing Contract with SWBR Architecture, Engineering, and Landscape Architecture, D.P.C. for Professional Design Services for Frontier Field Improvements Project” Be Adopted as Amended

Main Motion |
| 7. McCabe &
Delehanty
Intro. 26
Res. 11
29-0 | 22-0007 | Authorizing Contract with Christa Construction LLC for Construction Management Services for Frontier Field Major League Baseball Requirements Project Environment and Public Works Committee; January 24, 2022 – CV: 7-0 Ways and Means Committee; January 25, 2022 – CV: 11-0 |
| 8. McCabe &
Brew
Intro. 27
Res. 12
29-0 | 22-0008 | Authorizing Contract with CHA Consulting, Inc. for Design Services for Rehabilitate Taxiway a From Taxiway A4 to Taxiway E Project at the Frederick Douglas- Greater Rochester International Airport Environment and Public Works Committee; January 24, 2022 – CV: 7-0 Ways and Means Committee; January 25, 2022 – CV: 11-0 |
| 9. McCabe &
Terp
Intro. 28
Res. 13
29-0 | 22-0009 | Classification of Action and Determination of Significance Pursuant to State Environmental Quality Review Act for the Acquisition of Interests in Real Property for Permanent Easement Located at 1492 Spencerport Road in Town of Gates Environment and Public Works Committee; January 24, 2022 – CV: 7-0 |
| 10. Delehanty &
Marianetti
Intro. 29
Res. 14
29-0 | 22-0010 | Authorizing Acquisition of Interests in Real Property for Sanitary Sewer Realignment Project Located at 1492 Spencerport Road in Town of Gates Ways and Means Committee; January 25, 2022 – CV: 11-0 |
| 11. Dondorfer &
Delehanty
Intro. 30
Res. 15
29-0 | 22-0011 | Accepting Grant from United States Department of Justice, Office of Justice Programs for Swift, Certain and Fair Supervision Program: Applying the Principles Behind Project Hope Public Safety Committee; January 25, 2022 – CV: 8-1 Ways and Means Committee; January 25, 2022 – CV: 11-0 |
| 12. Dondorfer &
Delehanty
Intro. 31
Res. 16
29-0 | 22-0012 | Accepting Grant from New York State Division of Homeland Security and Emergency Services for Reimbursement of FY2021 Emergency Management Performance Grant Public Safety Committee; January 25, 2022 – CV: 9-0 Ways and Means Committee; January 25, 2022 – CV: 11-0 |
| 13. Dondorfer &
Delehanty
Intro. 32
Res. 17
28-1 | 22-0013 | Accepting Grant from New York State Division of Homeland Security and Emergency Services for Reimbursement for FY2021 State Law Enforcement Terrorism Prevention Program Public Safety Committee; January 25, 2022 – CV: 8-1 Ways and Means Committee; January 25, 2022 – CV: 11-0
<i>(Legislator DeVecchio Hoffman voted in the Negative)</i> |

(Legislator Vecchio Declared Her Interest Prior to the Vote.)

14. Dondorfer & Delehanty
Intro. 33
Res. 18
29-0
22-0014 Accepting Grant from New York State Division of Homeland Security and Emergency Services for Reimbursement for FY2021 State Homeland Security Program and Authorizing Contract with University of Rochester
Public Safety Committee; January 25, 2022 – CV: 9-0
Ways and Means Committee; January 25, 2022 – CV: 11-0
(Legislators Hasman and Long Declared Their Interest Prior to the Vote.)
15. Dondorfer & Delehanty
Intro. 34
Res. 19
29-0
22-0015 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; January 25, 2022 – CV: 9-0
Ways and Means Committee; January 25, 2022 – CV: 11-0
16. DiFlorio & Keller
Smith
Taylor
Intro. 35
Res. 20
29-0
22-0016 Authorizing Initiation of Process for Making Additions to Monroe County Agricultural Districts
Planning and Economic Development Committee; January 24, 2022 – CV: 5-0
17. DiFlorio & Barnhart
Delehanty
Vazquez Simmons
Intro. 36
Res. 21
29-0
22-0017 Authorizing Contract with Magellan Advisors, LLC for Community Access Plan for High Speed Internet
Planning and Economic Development Committee; January 24, 2022 – CV: 5-0
Ways and Means Committee; January 25, 2022 – CV: 11-0
18. Keller & Delehanty
Intro. 37
Res. 22
29-0
22-0018 Authorizing Traffic Signal Agreement with High Falls Operating CO., LLC to Perform Traffic Signal Operation and Maintenance Services for Traffic Signal #49 Located at Intersection of Bausch Street and Suntru Street in City of Rochester
Transportation Committee; January 25, 2022 – CV: 7-0
Ways and Means Committee; January 25, 2022 – CV: 11-0
19. Keller & Delehanty
Intro. 38
Res. 23
29-0
22-0019 Authorizing Contract with Nardoizzi Paving & Construction, LLC for Construction Services for Salt Road Project in Town of Penfield
Transportation Committee; January 25, 2022 – CV: 7-0
Ways and Means Committee; January 25, 2022 – CV: 11-0
20. Keller & Delehanty
Intro. 39
Res. 24
29-0
22-0019.br Resolution Authorizing the Issuance of \$4,735,000 Bonds of the County of Monroe, New York, to Finance the Cost of Various Improvements to Salt Road, in and for said County, at an Estimated Maximum Cost of \$4,735,000 and Superseding the Bond Resolution Adopted on December 15, 2020 (Resolution No. 372 of 2020).
Transportation Committee; January 25, 2022 – CV: 7-0
Ways and Means Committee; January 25, 2022 – CV: 11-0
21. Keller & Delehanty
Intro. 40
Res. 25
29-0
22-0020 Authorizing Contract with Cold Spring Construction Company for Construction Services for Edgemere Drive Bridge Project in Town of Greece
Transportation Committee; January 25, 2022 – CV: 7-0
Ways and Means Committee; January 25, 2022 – CV: 11-0
22. Keller & Delehanty
Intro. 41
22-0020.br Resolution Authorizing the Issuance of \$3,540,000 Bonds of the County of Monroe, New York, to Finance the Cost of the Replacement of Edgemere Drive Bridge over Long Pond Outlet in and for said County, at an Estimated Maximum Cost of \$3,540,000 and Superseding the Bond Resolution Adopted on December 14, 2021

(Resolution No. 465 of 2021)
Transportation Committee; January 25, 2022 – CV: 7-0
Ways and Means Committee; January 25, 2022 – CV: 11-0
(For Introductory Purposes Only)

23. Keller & Delehanty Intro. 42 M.9 29-0 22-0020.br Providing that Resolution (Intro. No. 41 of 2022), Entitled “Resolution Authorizing the Issuance of \$3,540,000 Bonds of the County of Monroe, New York, to Finance the Cost of the Replacement of Edgemere Drive Bridge over Long Pond Outlet in and for said County, at an Estimated Maximum Cost of \$3,540,000 and Superseding the Bond Resolution Adopted on December 14, 2021 (Resolution No. 465 of 2021)” Be Amended

Be It Moved, that Intro No. 41, be amended as follows:

Sections 1 and 7 of the Resolution shall be amended to read:

Section 1. For the object or purpose of financing the cost of the replacement of Edgemere Drive Bridge over Long Pond Outlet, in and for the County of Monroe, New York (the “County”), there are hereby authorized to be issued \$3,540,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of an additional ~~\$1,700,000~~\$1,370,000 to pay the cost of the aforesaid specific object or purpose (~~\$1,840,000~~\$2,170,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid specific object or purposes is twenty (20) years, pursuant to subdivision 10 of paragraph a of Section 11.00 of the Local Finance Law.

Section 7. This resolution shall supersede Resolution No. 465 of 2021, being a bond resolution dated December 14, 2021, except to the extent that any indebtedness shall have been contracted or encumbrances made thereunder. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose to \$3,540,000, and to provide \$3,540,000 bonds therefor, an increase of ~~\$1,700,000~~\$1,370,000 over the ~~\$1,840,000~~\$2,170,000 bonds authorized under Resolution No. 465 of 2021.

24. Keller & Delehanty Intro. 43 M.10 29-0 22-0020.br Providing that Resolution (Intro. No. 41 of 2022), Entitled “Resolution Authorizing the Issuance of \$3,540,000 Bonds of the County of Monroe, New York, to Finance the Cost of the Replacement of Edgemere Drive Bridge over Long Pond Outlet in and for said County, at an Estimated Maximum Cost of \$3,540,000 and Superseding the Bond Resolution Adopted on December 14, 2021 (Resolution No. 465 of 2021)” Be Adopted As Amended

Intro.41
Res. 26
29-0 Main Motion

25. Keller & Delehanty Intro. 44 Res. 27 29-0 22-0021 Authorizing Contract with Keeler Construction Co., Inc. for Construction Services for Highway Preventative Maintenance #9 Project in Town of Greece
Transportation Committee; January 25, 2022 – CV: 7-0
Ways and Means Committee; January 25, 2022 – CV: 11-0

26. Keller & Delehanty Intro. 45 Res. 28 29-0 22-0021.br Resolution Authorizing the Issuance of \$6,386,000 Bonds of the County of Monroe, New York, to finance the cost of Various Improvements to County Highways in the Town of Greece, in and for said County, at an Estimated Maximum Cost of \$6,386,000 and Superseding the Bond Resolution Adopted on December 14, 2021 (Resolution No. 446 of 2021).
Transportation Committee; January 25, 2022 – CV: 7-0

- Ways and Means Committee; January 25, 2022 – CV: 11-0
27. Keller & Delehanty
Intro. 46
Res. 29
29-0
- 22-0022 Authorizing Contract with Joseph C. Lu Engineers, P.C. for Engineering Services for Calkins Road Project, Pinnacle Road to East Henrietta Road, In Town of Henrietta
Transportation Committee; January 25, 2022 – CV: 7-0
Ways and Means Committee; January 25, 2022 – CV: 11-0
28. Keller & Delehanty
Intro. 47
Res. 30
29-0
- 22-0023 Authorizing Contract with Fisher Associates, P.E., L.S., L.A., D.P.C. for Engineering Services for North Hamlin Road Bridge Project in Town of Hamlin
Transportation Committee; January 25, 2022 – CV: 7-0
Ways and Means Committee; January 25, 2022 – CV: 11-0
29. Keller & Delehanty
Intro. 48
Res. 31
29-0
- 22-0024 Authorizing Contract with Ramsey Constructors, Inc. for Construction Services for English Road Culvert Project over Round Pond Creek Tributary and Kirk Creek in Town of Greece
Transportation Committee; January 25, 2022 – CV: 7-0
Ways and Means Committee; January 25, 2022 – CV: 11-0
30. Keller & Delehanty
Intro. 49
Res. 32
29-0
- 22-0025 Authorizing Contract with M.L. Caccamise Electric Corp. for Construction Services for the Highway Lighting Rehabilitation Southeast 2 Project in the City of Rochester and Town of Brighton
Transportation Committee; January 25, 2022 – CV: 7-0
Ways and Means Committee; January 25, 2022 – CV: 11-0
(Legislator Roman Declared Her Interest Prior to the Vote)
31. Milne & Delehanty
Intro. 50
Res. 33
29-0
- 22-0026 Amending Resolution 250 of 2014, as Amended by Resolutions 308 of 2014, 212 of 2019, and 178 of 2020, Accepting Additional Funding from New York State Department of Health and Extending Time Period for Healthy Neighborhoods Program
Human Services Committee; January 25, 2022 – CV: 9-0
Ways and Means Committee; January 25, 2022 – CV: 11-0
32. Milne & Delehanty
Intro. 51
Res. 34
29-0
- 22-0028 Authorizing Contract with University of Rochester for Support of Forensic Pathology Fellowship Program at Monroe County Office of Medical Examiner
Human Services Committee; January 25, 2022 – CV: 9-0
Ways and Means Committee; January 25, 2022 – CV: 11-0
(Legislators Hasman and Long Declared Their Interest Prior to the Vote)
33. Milne & Delehanty
Intro. 52
Res. 35
29-0
- 22-0029 Authorizing Contract with University of Rochester for Continuing Development and Sustainment of County’s Medical Countermeasure Program
Human Services Committee; January 25, 2022 – CV: 9-0
Ways and Means Committee; January 25, 2022 – CV: 11-0
(Legislators Hasman and Long Declared Their Interest Prior to the Vote)
34. Hebert & Delehanty
Milne
Intro. 53
Res. 36
29-0
- 22-0030 Authorizing Intermunicipal Agreements with Orleans County, Genesee County and Various Other Counties for Services Provided by Monroe County Department of Public Health’s Tuberculosis Control Program
Intergovernmental Relations Committee; January 24, 2022 – CV: 5-0
Human Services Committee; January 25, 2022 – CV: 9-0
Ways and Means Committee; January 25, 2022 – CV: 11-0
35. Milne & Delehanty
Intro. 54
Res. 37
29-0
- 22-0031 Accepting Grant from New York State Office of the Aging and Authorizing Contract with Lifespan of Greater Rochester, Inc. for Medicare Improvements for Patients and Providers Act
Human Services Committee; January 25, 2022 – CV: 9-0
Ways and Means Committee; January 25, 2022 – CV: 11-0

36. McCabe & Terp
Intro. 55
Res. 38
29-0
- 22-0032
- Classification of Action and Determination of Significance Pursuant to State Environmental Quality Review Act for Sale of County Owned Tax Foreclosure Property Located in Village of Honeoye Falls
Environment and Public Works Committee; January 24, 2022 – CV: 7-0
(Legislator Milne Declared His Interest Prior to the Vote)
37. Delehanty & Marianetti
Intro. 56
Res. 39
29-0
- 22-0033
- Authorizing Sale of County Owned Tax Foreclosure Property Located in Village of Honeoye Falls
Ways and Means Committee; January 25, 2022 – CV: 11-0
(Legislator Milne Declared His Interest Prior to the Vote)
38. McCabe & Terp
Intro. 57
Res. 40
29-0
- 22-0034
- Classification of Action and Determination of Significance Pursuant to State Environmental Quality Review Act for Sale of County Owned Tax Foreclosure Property Located in Village of Honeoye Falls
Environment and Public Works Committee; January 24, 2022 – CV: 7-0
(Legislator Milne Declared His Interest Prior to the Vote)
39. Delehanty & Marianetti
Intro. 58
Res. 41
29-0
- 22-0035
- Authorizing Sale of County Owned Tax Foreclosure Property Located in Village of Honeoye Falls
Ways and Means Committee; January 25, 2022 – CV: 11-0
(Legislator Milne Declared His Interest Prior to the Vote)
40. Dondorfer & Delehanty
Intro. 59
Res. 42
29-0
- 22-0036
- Accepting Grant from New York State Division of Homeland Security and Emergency Services for FY2019 Cyber Security Grant Program
Public Safety Committee; January 25, 2022 – CV: 9-0
Ways and Means Committee; January 25, 2022 – CV: 11-0
41. Dondorfer & Delehanty
Intro. 60
Res. 43
29-0
- 22-0037
- Accepting Grant from United States Department of Justice, United States Marshals Service Western District of New York for United States Marshals Service NY/NJ Regional Fugitive Task Force – Rochester Division
Public Safety Committee; January 25, 2022 – CV: 8-1
Ways and Means Committee; January 25, 2022 – CV: 11-0
(Legislator Vecchio Declared Her Interest Prior to the Vote)
42. Milne & Delehanty
Intro. 61
Res. 44
29-0
- 22-0038
- Accepting Grant from American Rescue Plan Act through U.S. Department of Health and Human Services to Support Providers Impacted by COVID-19 Pandemic at Monroe Community Hospital
Human Services Committee; January 25, 2022 – CV: 9-0
Ways and Means Committee; January 25, 2022 – CV: 11-0
43. McCabe & Terp
Intro. 62
Res. 45
29-0
- 22-0039
- Authorizing Monroe County to Submit Funding Applications to Federal, State, and/or Not-for-Profit Funding Assistance Programs
Environment and Public Works Committee; January 24, 2022 – CV: 7-0
44. Dondorfer & Milne
Intro. 63
Res. 46
29-0
- 22-0040
- Confirming Reappointment of Conflict Defender
Public Safety Committee; January 25, 2022 – CV: 9-0
45. Milne & Delehanty
Intro. 64
Res. 47
29-0
- 22-0041
- Amending Resolution 527 of 2021 Amending and Increasing Contracts to Provide Nursing and Health Care Provider Services for Monroe County Department of Public Health
Human Services Committee; January 25, 2022 – CV: 9-0
Ways and Means Committee; January 25, 2022 – CV: 11-0

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| 46. Dondorfer &
Delehanty
Intro. 65
Res. 48
29-0 | 22-0052 | Accepting Grant from New York State Division of Homeland Security and Emergency Services for FY2020 Building Resilient Infrastructure and Communities and Authorizing Contract with Tetra Tech, Inc. for Development of Hazard Mitigation Plan
<i>Matter of Urgency</i> |
| 47. McCabe &
Terp
Intro. 66
Res. 49
29-0 | 22-0053 | Confirmation of Appointment to Monroe County Airport Authority
<i>Matter of Urgency</i> |

UNFINISHED BUSINESS

None

Upon Motion by Legislator Brew, the Legislature Adjourned at 7:26 P.M. until **Tuesday, March 8, 2022 at 6:00 P.M.**

David Grant
Clerk of the Legislature