

NINTH DAY

TUESDAY, July 9, 2013

Legislature met pursuant to adjournment.

President Jeffrey R. Adair in the Chair.

ROLL CALL

Present — Legislators Adair, Ancello, Andrews, Antelli, Barker, Bauroth, Boyce, Carbone, Colby, Drawe, Gamble, Gumina, Haney, Hanna, Kaleh, J. Lightfoot, W. Lightfoot, McCann, Micciche, Morelle Jr., Patterson, Quatro, Rockow, Tucciarello, Valerio, Wilcox, Yolevich— 27

Absent — Daniele, Howland - 2

Meeting formally opened. At the invitation of Legislator Mary A. Valerio, Chris Bacus of Anchor Christian Church delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Tony Micciche

APPROVAL OF MINUTES

Without objection, the Journals of the Sessions of Day 7, June 11, 2013 and Day 8, Special Meeting, June 18, 2013 were approved as submitted.

President Adair recognized Mark Quinn, Horticulturalist for the Parks Department, who introduced the Plant of the Month, the *Astible* to the Legislature.

PETITIONS AND COMMUNICATIONS

PROCLAMATIONS

By the President of the Legislature — Jeffrey R. Adair

Proclaimed Jointly with County Executive Maggie Brooks and Legislators Anthony Daniele and Mike Rockow “Joseph P. Marron” on his retirement from the Monroe County Recycling Advisory Committee.
Read and Filed.

Recognized Jointly with Legislator Dr. Joe Carbone “Betty Mullin-DiProsa” on receiving the 2013 Lawrence E. Larson Memorial Award of Honor.
Read and Filed.

Recognized Jointly with Legislators Debbie Drawe and Michael G. Barker “Nicholas R. LaSalle” for his academic and athletic success in the United States Naval Academy and on a bright future in serving the United States of America.
Read and Filed.

FORMAL COMMITTEE REPORTS

None

President Adair Declared a Recess

RECESS

President Adair recessed the meeting to allow for one Public Hearing entitled...

“Adopting 2014-2019 Capital Improvement Program”

No speakers addressed the Legislature and the hearing concluded at 6:30 P.M.

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. Six speakers addressed the Legislature and the Open Forum concluded at 7:11 P.M.

CONSIDERATION OF LOCAL LAWS

1. Bauroth & Tucciarello Intro. 241
- 13-0193.LL Local Law Entitled “Creating a More Stringent Ban on Monroe County Officials Accepting Gifts”
Agenda Charter Committee; June 24, 2013 – CV: 5-0

Intro. 242
M. 41
27-0

Tucciarello/Bauroth
Motion to Amend Intro No. 241 of 2013 as follows:
No officer or employee shall, directly or indirectly, solicit any gift or accept or receive any gift having more than a nominal value of \$25 or more, whether in the form of money, services, loan, travel, entertainment, hospitality, thing or promise, or in any other form, under circumstances in which it could reasonably be inferred that the gift was intended to influence him or could reasonably be expected to influence him in the performance of his official duties or was intended as a reward for any official action on his part; provided, however, that officers or employees are prohibited from receiving gifts of any value from any person, firm, or corporation or other entity that has a direct or indirect interest in any contract for the provision of goods or services to the County of Monroe which to his or her knowledge is interested directly or indirectly in any manner whatsoever in the business or professional dealings with Monroe County or any agency thereof. Unless such person is member of the officer or employee’s family. The term “gift” shall be defined pursuant to New York Legislative Law §1-C(j) as amended from time to time. For the purpose of this Chapter, the term Officer shall include, but not be limited to, members of the Board of Directors of Any Local Development Corporation contracting with Monroe County the County of Monroe shall include the requirements of the County Code of Ethics in its Code of Ethics.

Intro. 241 Main Motion
 Local Law No. TBA (As Amended by Motion No. 41 of 2013)
 27-0

MOTIONS, RESOLUTIONS AND NOTICES

2. Rockow, 13-0153 Providing that Resolution (Intro. No. 208 of 2013), "Adopting 2014-2019 Capital Improvement Program," Be Lifted from the Table
 Hanna, Planning and Economic Development Committee; May 20, 2013 – CV: 5-0
 Valerio, Public Safety Committee; May 20, 2013 – CV: 8-0
 Colby, Recreation and Education Committee; May 21, 2013 – CV: 5-0
 Drawe, Transportation Committee; May 21, 2013 – CV: 7-0
 Boyce & Human Services Committee; May 21, 2013 – CV: 9-0
 Yolevich Intergovernmental Relations Committee; May 22, 2013 – CV: 5-0
 Intro. 243 Environment and Public Works Committee; May 22, 2013 – CV 5-1
 M. 42 Ways and Means Committee; May 22, 2013 – CV: 10-1
 27-0

3. Rockow, 13-0153 Providing that Resolution (Intro. No. 208 of 2013), "Adopting 2014-2019 Capital Improvement Program," Be Adopted
 Hanna, Planning and Economic Development Committee; May 20, 2013 – CV: 5-0
 Valerio, Public Safety Committee; May 20, 2013 – CV: 8-0
 Colby, Recreation and Education Committee; May 21, 2013 – CV: 5-0
 Drawe, Transportation Committee; May 21, 2013 – CV: 7-0
 Boyce & Human Services Committee; May 21, 2013 – CV: 9-0
 Yolevich Intergovernmental Relations Committee; May 22, 2013 – CV: 5-0
 Intro. 244 Environment and Public Works Committee; May 22, 2013 – CV 5-1
 M. 43 Ways and Means Committee; May 22, 2013 – CV: 10-1

Intro. 245 Tucciarello/Quatro
 M. 44 Motion to Amend Intro No. 208 of 2013 as follows:
 21-6 Section 1. Page 12 of the 2014-2019 Capital Improvement Program is hereby amended to read as follows:

PROJECT NAME	Budget	ANNUAL PROJECT COST					Total Cost 6 Years
		2014	2015	2016	2017	2018	
Downtown Campus c s	18,500,000						18,500,000
	<u>22,000,000</u>						<u>22,000,000</u>
	18,500,000						18,500,000
	<u>22,000,000</u>						<u>22,000,000</u>
total	37,000,000						37,000,000
	<u>44,000,000</u>						<u>44,000,000</u>

(Legislators Andrews, Gamble, W. Lightfoot, Morelle Jr., Patterson and Wilcox Voted in the Negative)

Intro. 208 Main Motion
 Res. 181 (As Amended by Motion No. 44 of 2013)
 23-4 *(Legislators Gamble, Haney, W. Lightfoot and Patterson Voted in the Negative)*

4. Valerio & 13-0188 Confirming Reappointment to Monroe Community College Board of Trustees
 Barker
 Intro. 246
 Res. 182
 27-0

5. Rockow & McCann
Intro. 247
13-0194 Authorizing Additions to Three Monroe County Agricultural Districts
Planning and Economic Development Committee; June 24, 2013 – CV: 5-0
(For Introductory Purposes Only)
6. Rockow & McCann
Intro. 248
M. 45
27-0
13-0194 Providing that Resolution (Intro. No. 247 of 2013), Entitled “Authorizing Additions to Three Monroe County Agricultural Districts,” be Tabled
7. Rockow & McCann
Intro. 249
Res. 183
27-0
13-0194 Fixing a Public Hearing by the Planning and Economic Development Committee of the Monroe County Legislature on Resolution (Intro. No. 247 of 2013), Entitled “Authorizing Additions to Three Monroe County Agricultural Districts”
(Public Hearing is Scheduled for Monday, July 29, 2013 at 5:00 p.m. before the Planning and Economic Development Committee)
8. Barker & McCann
Intro. 250
Res. 184
27-0
13-0195 Confirming of Appointments and Reappointments to Monroe County Recycling Advisory Committee
Agenda Charter Committee; June 24, 2013 – CV: 5-0
9. Colby & Yolevich
Intro. 251
Res. 185
27-0
13-0196 Authorizing Acquisition of Interests in Real Property for Construction and Maintenance of Traffic Signal Equipment at Ridgeway Avenue and Latona Road in Town of Greece
Transportation Committee; June 25, 2013 – CV: 7-0
Ways and Means Committee; June 26, 2013 – CV: 11-0
10. Drawe & Yolevich
Intro. 252
Res. 186
27-0
13-0197 Accepting Grant from New York State Office of Children and Family Services for Child Care Facilitated Enrollment Project
Human Services Committee; June 25, 2013 – CV: 9-0
Ways and Means Committee; June 26, 2013 – CV: 11-0
11. Valerio & Yolevich
Intro. 253
Res. 187
27-0
13-0198 Authorizing Conveyance of Permanent Easement on Property Owned by Monroe County, as Trustee for Monroe Community College, to Monroe County Water Authority for Monroe Community College Public Safety Building/Building 21 Addition Project, in Town of Brighton
Recreation and Education Committee; June 25, 2013 – CV: 5-0
Ways and Means Committee; June 26, 2013 – CV: 11-0
12. Drawe & Yolevich
Intro. 254
Res. 188
27-0
13-0199 Authorizing Contract with Passero Associates for Design Services for Airport Parking Revenue System Upgrade Project at Greater Rochester International Airport
Environment and Public Works Committee; June 26, 2013 – CV: 7-0
Ways and Means Committee; June 26, 2013 – CV: 11-0
13. Boyce, Valerio & Yolevich
Intro. 255
Res. 189
27-0
13-0200 Authorizing Intermunicipal Agreement with City of Rochester and Rochester Public Library for Use of Central Library of Rochester and Monroe County
Intergovernmental Relations Committee; June 26, 2013 – CV: 5-0
Recreation and Education Committee; June 25, 2013 – CV: 5-0
Ways and Means Committee; June 26, 2013 – CV: 11-0

Matters of Urgency

14. Valerio & Yolevich
Intro. 256
13-0205 Approval of Monroe Community College’s 2013-2014 Operating Budget
(For Introductory Purposes Only)

15. Valerio & Yolevich
Intro. 257
M. 46
27-0
- 13-0205 Providing that Resolution (Intro. No. 256 of 2012), "Approval of Monroe Community College's 2013-2014 Operating Budget," Be Tabled
16. Valerio & Yolevich
Intro 258
Res. 190
27-0
- 13-0205 Fixing Public Hearing for "Approval of Monroe Community College's 2013-2014 Operating Budget"
(Public Hearing is Scheduled for Wednesday, July 31, 2013 at 6:00 p.m. before a joint meeting of the Recreation and Education and Ways and Means Committees)
17. Barker & Yolevich
Intro. 259
Res. 191
27-0
- Intro. 260
M. 47
27-0
- Tucciarello/Andrews
Motion to Suspend the Rules
- Tucciarello, Colby, Valerio & Yolevich
Intro. 261
Res. 192
27-0
- 13-0067.br Resolution Authorizing the Issuance of \$1,212,000 Bonds of the County of Monroe, New York, to Finance the Cost of the Rehabilitation of Twin Bridge Road Bridge Over Oatka Creek (BIN 3317380), in and for Said County, at an Estimated Maximum Cost of \$1,212,000 and Superseding the Bond Resolution Adopted December 11, 2012 (Resolution No. 301 of 2012)
18. Andrews & Tucciarello
Intro. 262
Res. 193
27-0
- Intro. 263
M. 48
27-0
- Tucciarello/Valerio
Motion to Suspend the Rules
- Tucciarello & Yolevich
Intro. 264
Res. 194
27-0
- 13-0066.br Resolution Authorizing the Issuance of \$5,100,000 Bonds of the County of Monroe, New York, to Finance the Cost of the Construction, Rehabilitation and Improvement of the Paul Road-Fisher Road Corridor in and for Said County, and Superseding the Bond Resolution Adopted December 9, 2008 (Resolution No. 335 of 2008)

UNFINISHED BUSINESS

Upon Motion by Legislator Tucciarello, the Legislature adjourned at 7:56 p.m. until Tuesday, August 13, 2013 at 6:00 p.m.

CHERYL M. ROZZI
Clerk of the Legislature