

**SECOND DAY**

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**TUESDAY, February 10, 2015**

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Legislature met pursuant to adjournment.

President Jeffrey R. Adair in the Chair.

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**ROLL CALL**

Present – Legislators Adair, Ancello, Andrews, Bauroth, Boyce, Carbone, Colby, Delehanty, Daniele, Drawe, Flagler-Mitchell, Gamble, Gumina, Kaleh, J. Lightfoot, W. Lightfoot, Marianetti, Micciche, Morelle, Jr., Quatro, Rockow, Styk, Taylor, Tucciarello, Valerio, Yolevich – 26

Absent – Legislators Haney, Howland, Wilcox – 3

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The meeting formally opened. At the invitation of Legislator Willie Lightfoot, Bishop David Singletary of the Ark of Jesus Ministries delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Joe Morelle, Jr.

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**APPROVAL OF MINUTES**

Without objection, the Journal of Day 1, January 13, 2015 session was approved as submitted.

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**PETITIONS AND COMMUNICATIONS**

None

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

**PROCLAMATIONS**

None

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**RECESS**

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

*“Authorizing Sale of Surplus Property on Buell Road in Town of Gates to Roxbury Land LLC”*

No speakers addressed the Legislature and the Public Hearing concluded at 6:20 P.M.

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**FORMAL COMMITTEE REPORTS**

None

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## PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. Four speakers addressed the Legislature and the Open Forum concluded at 6:26 P.M.

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## RECESS

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

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## CONSIDERATION OF LOCAL LAWS

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| Intro. 41<br>M. 4<br>26-0                            | Tucciarello/Andrews<br>Motion to Move the Agenda as a Whole with the Exception of Item Nos. 48, 49 and 57  |
| 1. Yolevich &<br>Rockow<br>Intro. 42<br>M. 5<br>26-0 | 14-0421.LL Providing that Local Law (Intro. No. 4 of 2015), Entitled "Authorizing the Sale of Surplus Property on Buell Road in Town of Gates to Roxbury Land LLC," Be Lifted from the Table |
| 2. Yolevich &<br>Rockow<br>Intro. 43<br>M. 6         | 14-0421.LL Providing that Local Law (Intro. No. 4 of 2015), Entitled "Authorizing the Sale of Surplus Property on Buell Road in Town of Gates to Roxbury Land LLC," Be Adopted               |
| Intro. 4<br>Local Law TBA<br>26-0                    | Main Motion  |

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## MOTIONS, RESOLUTIONS AND NOTICES

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| 3. Howland &<br>Ancello<br>Intro. 44<br>Res. 37<br>26-0  | 15-0003 Authorizing Initiation of Process for Making Additions to Monroe County Agricultural Districts<br>Planning and Economic Development Committee; January 26, 2015 – CV: 5-0   |
| 4. Ancello &<br>Yolevich<br>Intro. 45<br>Res. 38<br>26-0 | 15-0004 Authorizing Contract with Monroe Community College for Homeland Security Exercise and Evaluation Program Coordination<br>Public Safety Committee; January 26, 2015 – CV: 9-0<br>Ways and Means Committee; January 28, 2015 – CV: 11-0   |
| 5. Ancello &<br>Yolevich<br>Intro. 46<br>Res. 39<br>26-0 | 15-0005 Authorizing Federal Equitable Sharing Agreements with United States Department of Justice and United States Department of Treasury<br>Public Safety Committee; January 26, 2015 – CV: 9-0<br>Ways and Means Committee; January 28, 2015 – CV: 11-0                                    |
| 6. Ancello &<br>Yolevich<br>Intro. 47<br>Res. 40<br>26-0 | 15-0006 Amending Resolution 57 of 2010 to Extend Contract with New York State Unified Court System for Provision of Court Security Services by Monroe County Sheriff's Office<br>Public Safety Committee; January 26, 2015 – CV: 9-0<br>Ways and Means Committee; January 28, 2015 – CV: 11-0 |

7. Ancello & Yolevich  
Intro. 48  
Res. 41  
26-0  
15-0007 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  
Public Safety Committee; January 26, 2015 – CV: 9-0  
Ways and Means Committee; January 28, 2015 – CV: 11-0
8. Micciche, Ancello & Yolevich  
Intro. 49  
Res. 42  
26-0  
15-0008 Authorizing Intermunicipal Agreement with City of Rochester to Provide Photo Processing for Monroe County Sheriff's Office  
Intergovernmental Relations Committee; January 28, 2015 – CV: 5-0  
Public Safety Committee; January 26, 2015 – CV: 9-0  
Ways and Means Committee; January 28, 2015 – CV: 11-0
9. Boyce & Yolevich  
Intro. 50  
Res. 43  
26-0  
15-0009 Authorizing Contracts with Stantec Consulting Services Inc. for Engineering Services and New York State Department of Transportation for Highway Preventive Maintenance Project 4 in Towns of Ogden, Gates, Greece, Henrietta, Penfield and Perinton  
Transportation Committee; January 27, 2015 – CV: 7-0  
Ways and Means Committee; January 28, 2015 – CV: 11-0
10. Boyce & Yolevich  
Intro. 51  
Res. 44  
26-0  
15-0010 Authorizing Contracts with Barton & Loguidice Engineers, PLLC for Engineering Services and New York State Department of Transportation for Bowerman Road Bridge Project over Oatka Creek in Town of Wheatland  
Transportation Committee; January 27, 2015 – CV: 7-0  
Ways and Means Committee; January 28, 2015 – CV: 11-0
11. Boyce & Yolevich  
Intro. 52  
Res. 45  
26-0  
15-0011 Authorizing Contract with Passero Associates, Engineering, Architecture & Surveying, P.C. for Engineering Services for Coldwater Road Culvert Project in Town of Gates  
Transportation Committee; January 27, 2015 – CV: 7-0  
Ways and Means Committee; January 28, 2015 – CV: 11-0
12. Boyce & Yolevich  
Intro. 53  
Res. 46  
26-0  
15-0012 Authorizing Contract with C&S Engineers, Inc. for Engineering Services for Moul Road Culvert Project in Town of Parma  
Transportation Committee; January 27, 2015 – CV: 7-0  
Ways and Means Committee; January 28, 2015 – CV: 11-0
13. Boyce & Yolevich  
Intro. 54  
Res. 47  
26-0  
15-0013 Authorizing Contract with Fisher Associates, P.E., L.S., L.A., D.P.C. for Engineering Services for Stony Point Road Culverts Project over Black Creek Tributary and Little Black Creek in Town of Ogden  
Transportation Committee; January 27, 2015 – CV: 7-0  
Ways and Means Committee; January 28, 2015 – CV: 11-0
14. Boyce & Yolevich  
Intro. 55  
Res. 48  
26-0  
15-0014 Authorizing Contract with T.Y. Lin International Engineering, Architecture & Land Surveying, P.C. for Engineering Services for Highway Rehabilitation Program, Long Pond Road Project in Town of Greece  
Transportation Committee; January 27, 2015 – CV: 7-0  
Ways and Means Committee; January 28, 2015 – CV: 11-0
15. Boyce & Yolevich  
Intro. 56  
Res. 49  
26-0  
15-0015 Authorizing Contract for Engineering Services with Erdman, Anthony and Associates, Inc. and New York State Department of Transportation for Wireless Intelligent Transportation System Project  
Transportation Committee; January 27, 2015 – CV: 7-0  
Ways and Means Committee; January 28, 2015 – CV: 11-0

16. Colby & Yolevich  
Intro. 57  
Res. 50  
26-0  
15-0016 Amend Resolution 212 of 2013 to Appropriate \$30,000 for School Located Influenza Vaccinations for Children: Community-wide Dissemination Program  
Human Services Committee; January 27, 2015 – CV: 8-0  
Ways and Means Committee; January 28, 2015 – CV: 11-0
17. Colby & Yolevich  
Intro. 58  
Res. 51  
26-0  
15-0017 Accepting Grant from National Association for County and City Health Officials for the Reducing Disparities in Infant Nutrition Promotion Peer Counselor Program  
Human Services Committee; January 27, 2015 – CV: 8-0  
Ways and Means Committee; January 28, 2015 – CV: 11-0
18. Colby & Yolevich  
Intro. 59  
Res. 52  
26-0  
15-0018 Authorizing Contract with Visiting Nurse Service of Rochester and Monroe County, Inc. for Support of Nurse-Family Partnership Program  
Human Services Committee; January 27, 2015 – CV: 8-0  
Ways and Means Committee; January 28, 2015 – CV: 11-0
19. Micciche, Colby & Yolevich  
Intro. 60  
Res. 53  
26-0  
15-0019 Authorizing Intermunicipal Agreements with Other Counties for Services Provided by Monroe County Office of Medical Examiner  
Intergovernmental Relations Committee; January 28, 2015 – CV: 5-0  
Human Services Committee; January 27, 2015 – CV: 8-0  
Ways and Means Committee; January 28, 2015 – CV: 11-0
20. Colby & Yolevich  
Intro. 61  
Res. 54  
26-0  
15-0020 Authorizing Contracts for Monroe County Office for the Aging Programs in 2015  
Human Services Committee; January 27, 2015 – CV: 8-0  
Ways and Means Committee; January 28, 2015 – CV: 11-0
21. Colby & Yolevich  
Intro. 62  
Res. 55  
26-0  
15-0021 Accepting Grant from New York State Office of Temporary and Disability Assistance for 2014-2015 Home Energy Assistance Program  
Human Services Committee; January 27, 2015 – CV: 8-0  
Ways and Means Committee; January 28, 2015 – CV: 11-0
22. Colby & Yolevich  
Intro. 63  
Res. 56  
26-0  
15-0022 Accepting Grants from New York State Office of Children and Family Services, Hillside Work-Scholarship Connection, Inc. and the Education Enterprise of New York Foundation, Inc. for 2013-2014 Community Optional Preventive Services Set-Aside Funding  
Human Services Committee; January 27, 2015 – CV: 8-0  
Ways and Means Committee; January 28, 2015 – CV: 11-0
23. Marianetti & Yolevich  
Intro. 64  
15-0023 Approving Increase and Improvement of Facilities in Gates-Chili-Ogden Sewer District – General Collection System Improvements  
Environment and Public Works Committee; January 26, 2015 – CV: 7-0  
Ways and Means Committee; January 28, 2015 – CV: 11-0  
*(For Introductory Purposes Only)*
24. Marianetti & Yolevich  
Intro. 65  
M. 7  
26-0  
15-0023 Providing that Resolution (Intro. No. \_\_\_ of 2015), Entitled “Approving Increase and Improvement of Facilities in Gates-Chili-Ogden Sewer District – General Collection System Improvements,” Be Tabled
25. Marianetti & Yolevich  
Intro. 66  
Res. 57  
26-0  
15-0023 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 10, 2015 at 6:15 p.m.)*

26. Marianetti & Yolevich  
Intro. 67  
15-0025 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 26, 2015 – CV: 7-0  
Ways and Means Committee; January 28, 2015 – CV: 11-0  
*(For Introductory Purposes Only)*
27. Marianetti & Yolevich  
Intro. 68  
M. 8  
26-0  
15-0025 Providing that Resolution (Intro. No. \_\_\_ of 2015), Entitled “Approving Increase and Improvement of Facilities in Irondequoit Bay South Central Pure Waters District – General Pump Station and Interceptor Improvements,” Be Tabled
28. Marianetti & Yolevich  
Intro. 69  
Res. 58  
26-0  
15-0025 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 10, 2015 at 6:16 p.m.)*
29. Marianetti & Yolevich  
Intro. 70  
15-0027 Approving Increase and Improvement of Facilities in Northwest Quadrant Pure Waters District – General Pump Station and Interceptor Improvements  
Environment and Public Works Committee; January 26, 2015 – CV: 7-0  
Ways and Means Committee; January 28, 2015 – CV: 11-0  
*(For Introductory Purposes Only)*
30. Marianetti & Yolevich  
Intro. 71  
M. 9  
26-0  
15-0027 Providing that Resolution (Intro. No. 70 of 2015), Entitled “Approving Increase and Improvement of Facilities in Northwest Quadrant Pure Waters District – General Pump Station and Interceptor Improvements,” Be Tabled
31. Marianetti & Yolevich  
Intro. 72  
Res. 59  
26-0  
15-0027 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 10, 2015 at 6:17 p.m.)*
32. Marianetti & Yolevich  
Intro. 73  
15-0029 Approving Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. Van Lare Chemical Tanks Improvements  
Environment and Public Works Committee; January 26, 2015 – CV: 7-0  
Ways and Means Committee; January 28, 2015 – CV: 11-0  
*(For Introductory Purposes Only)*
33. Marianetti & Yolevich  
Intro. 74  
M. 10  
26-0  
15-0029 Providing that Resolution (Intro. No. 73 of 2015), Entitled “Approving Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. Van Lare Chemical Tanks Improvements,” Be Tabled
34. Marianetti & Yolevich  
Intro. 75  
Res. 60  
26-0  
15-0029 Calling a Public Hearing for the Purpose of Considering a Proposed Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. Van Lare Chemical Tanks Improvements  
*(Public Hearing is scheduled for Tuesday, March 10, 2015 at 6:18 p.m.)*
35. Marianetti & Yolevich  
Intro. 76  
15-0031 Amending Increase and Improvement of Facilities in Rochester Pure Waters District – General Collection System and Treatment Plant Improvements; Amending 2015-2020 Capital Improvement Program; Amending Resolution 119 of 2014  
Environment and Public Works Committee; January 26, 2015 – CV: 7-0  
Ways and Means Committee; January 28, 2015 – CV: 11-0  
*(For Introductory Purposes Only)*

36. Marianetti & Yolevich  
Intro. 77  
M. 11  
26-0
- 15-0031 Providing that Resolution (Intro. No. 76 of 2015), Entitled “Approving Increase and Improvement of Facilities in Rochester Pure Waters District – General Collection System and Treatment Plant Improvements; Amending 2015-2020 Capital Improvement Program; Amending Resolution 119 of 2014,” Be Tabled
37. Marianetti & Yolevich  
Intro. 78  
Res. 61  
26-0
- 15-0031 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; Amending 2015-2020 Capital Improvement Program; Amending Resolution 119 of 2014  
*(Public Hearing is scheduled for Tuesday, March 10, 2015 at 6:19 p.m.)*
38. Marianetti & Yolevich  
Intro. 79
- 15-0033 Approving Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. Van Lare Solids Handling Select Demolition Environment and Public Works Committee; January 26, 2015 – CV: 7-0 Ways and Means Committee; January 28, 2015 – CV: 11-0  
*(For Introductory Purposes Only)*
39. Marianetti & Yolevich  
Intro. 80  
M. 12  
26-0
- 15-0033 Providing that Resolution (Intro. No. 79 of 2015), Entitled “Approving Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. Van Lare Solids Handling Select Demolition,” Be Tabled
40. Marianetti & Yolevich  
Intro. 81  
Res. 62  
26-0
- 15-0033 Calling a Public Hearing for the Purpose of Considering a Proposed Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. Van Lare Solids Handling Select Demolition  
*(Public Hearing is scheduled for Tuesday, March 10, 2015 at 6:20 p.m.)*
41. Marianetti & Yolevich  
Intro. 82
- 15-0035 Approving Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. Van Lare Thickener Improvements Phase II Environment and Public Works Committee; January 26, 2015 – CV: 7-0 Ways and Means Committee; January 28, 2015 – CV: 11-0  
*(For Introductory Purposes Only)*
42. Marianetti & Yolevich  
Intro. 83  
M. 13  
26-0
- 15-0035 Providing that Resolution (Intro. No. 82 of 2015), Entitled “Approving Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. Van Lare Thickener Improvements Phase II,” Be Tabled
43. Marianetti & Yolevich  
Intro. 84  
Res. 63  
26-0
- 15-0035 Calling a Public Hearing for the Purpose of Considering a Proposed Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. Van Lare Thickener Improvements Phase II  
*(Public Hearing is scheduled for Tuesday, March 10, 2015 at 6:21 p.m.)*
44. Marianetti & Yolevich  
Intro. 85
- 15-0037 Amending Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. Van Lare Maintenance Center; Amending 2015-2020 Capital Improvement Program; Amending Resolution 116 of 2014 Environment and Public Works Committee; January 26, 2015 – CV: 7-0 Ways and Means Committee; January 28, 2015 – CV: 11-0  
*(For Introductory Purposes Only)*

45. Marianetti & Yolevich  
Intro. 86  
M. 14  
26-0
- 15-0037 Providing that Resolution (Intro. No. 85 of 2015), Entitled “Amending Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. Van Lare Maintenance Center; Amending 2015-2020 Capital Improvement Program; Amending Resolution 116 of 2014,” Be Tabled
46. Marianetti & Yolevich  
Intro. 87  
Res. 64  
26-0
- 15-0037 Calling a Public Hearing for the Purpose of Considering a Proposed Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. Van Lare Maintenance Center; Amending 2015-2020 Capital Improvement Program; Amending Resolution 116 of 2014  
*(Public Hearing is scheduled for Tuesday, March 10, 2015 at 6:22 p.m.)*
47. Marianetti & Yolevich  
Intro. 88  
Res. 65  
26-0
- 15-0039 Authorizing Acquisition of Property Located at 672 Beahan Road in Town of Chili Environment and Public Works Committee; January 26, 2015 – CV: 7-0  
Ways and Means Committee; January 28, 2015 – CV: 9-2
48. Ancello & Yolevich  
Intro. 89  
Res. 66  
26-0
- 15-0040 Accepting Funding from Rochester Institute of Technology for Project Safe Neighborhood Initiative Grant  
Public Safety Committee; January 26, 2015 – CV: 9-0  
Ways and Means Committee; January 28, 2015 – CV: 11-0  
*(Legislator Bauroth declared his interest prior to the vote.)*
49. Rockow & Tucciarello  
Intro. 90  
  
Intro. 91  
M. 15  
8-18 F
- 15-0041 Designation of Official Newspapers  
Agenda/Charter Committee; January 28, 2015 – CV: 5-0  
  
Bauroth/Kaleh *(Amendment 1)*  
Motion to Amend Referral 15-0041 as Follows:

***PROVIDING THAT INTRO. NO. 90 OF 2015 BE AMENDED***

*Be It Moved, that Intro. No. 90 of 2015, be amended as follows:*

- 1. Designation of The Daily Record, and the Rochester Business Journal, and the Rochester Democrat & Chronicle as the official newspapers for the year 2015 for publication of all local laws, notices and other matters required by law to be published.*

*File No. 15-0041*

*Added language is underlined.  
Deleted language is ~~stricken~~.*

*(Legislators Andrews, Bauroth, Flagler-Mitchell, Gamble, Kaleh, J. Lightfoot, W. Lightfoot, and Morelle, Jr. Voted in the Positive.)*

Intro. 90  
Res. 67  
25-1

Main Motion  
*(Legislator Kaleh Voted in the Negative.)*

50. Colby & Yolevich  
Intro. 92  
Res. 68  
26-0
- 15-0042 Authorizing Contract with Charles A. Catanese, M.D. for Provision of Forensic Pathology Services to Monroe County Office of Medical Examiner  
Human Services Committee; January 27, 2015 – CV: 8-0  
Ways and Means Committee; January 28, 2015 – CV: 11-0

51. Marianetti & Yolevich  
Intro. 93  
Res. 69  
26-0
- 15-0047 Authorizing Contract with CHA Consulting, Inc., for Design Services for Viaduct Rehabilitation Project at Greater Rochester International Airport  
Environment and Public Works Committee; January 26, 2015 – CV: 7-0  
Ways and Means Committee; January 28, 2015 – CV: 11-0
52. Marianetti & Yolevich  
Intro. 94  
Res. 70  
26-0
- 15-0048 Amending 2015-2020 Capital Improvement Program to Expand Scope of Rehabilitate and Reconstruct Existing Aircraft Aprons Project at Greater Rochester International Airport and Increase Project Authorization; and Authorize a Contract with CHA Consulting, Inc. for Design Services for Project  
Environment and Public Works Committee; January 26, 2015 – CV: 7-0  
Ways and Means Committee; January 28, 2015 – CV: 11-0
53. Marianetti & Yolevich  
Intro. 95  
Res. 71  
26-0
- 15-0048.br Resolution Authorizing the Issuance of \$3,400,000 Bonds of the County of Monroe, New York, to Finance the Cost to Construct, Rehabilitate or Reconstruct Aircraft Aprons at the Greater Rochester International Airport, Including Demolition or Modification of Existing Structures, In and for Said County, At an Estimated Maximum Cost of \$3,400,000 and Superseding the Bond Resolution Adopted on January 14, 2014 (Resolution No. 12 of 2014)
54. Marianetti & Yolevich  
Intro. 96  
Res. 72  
26-0
- 15-0049 Amending 2015-2020 Capital Improvement Program to Add Project Entitled “North Ramp Improvements” at Greater Rochester International Airport and Authorizing Contract with Passero Associates, Engineering, Architecture & Surveying, P.C., for Design Services for Project  
Environment and Public Works Committee; January 26, 2015 – CV: 7-0  
Ways and Means Committee; January 28, 2015 – CV: 11-0
55. Marianetti & Yolevich  
Intro. 97  
Res. 73  
26-0
- 15-0049.br Resolution Authorizing the Issuance of \$2,000,000 Bonds of the County of Monroe, New York, To Finance the Cost of the North Ramp Improvements at the Greater Rochester International Airport, In and for Said County, at an Estimated Maximum Cost of \$2,000,000
56. Valerio & Yolevich  
Intro. 98  
Res. 74  
26-0
- 15-0050 Accepting Grant from New York State Office of Parks, Recreation and Historic Preservation for Snowmobile Trail Development and Maintenance Program and Authorizing Contracts with Hilton Sno-Flyers Inc., Webster Ridge Runners, Inc., Salmon Creek Snowmobile Club, Inc., and Hill and Gully Riders, Inc. for Development and Maintenance of Trails  
Recreation and Education Committee; January 27, 2015 – CV: 5-0  
Ways and Means Committee; January 28, 2015 – CV: 11-0
- Matter of Urgency*
57. Valerio & Yolevich  
Intro. 99  
Res. 75  
26-0
- 15-0051 Authorizing Implementation of Project Labor Agreement for Monroe Community College Downtown Campus Main Bid Construction Project

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**UNFINISHED BUSINESS**

None

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Upon Motion by Legislator Tucciarello, the Legislature Adjourned at 6:40 p.m. until **Tuesday, March 10, 2015 at 6:00 P.M.**

**JAMIE L. SLOCUM**  
Clerk of the Legislature