

ELEVENTH DAY

TUESDAY, October 9, 2018

Legislature met pursuant to adjournment.

President Dr. Joe Carbone in the Chair.

ROLL CALL

Present – Legislators Allkofer, Ancello, Bauroth, Boyce, Brew, Carbone, Conley, Delehanty, DiFlorio, Drawe, Felder, Flagler-Mitchell, Harris, Howland, Kaleh, Lightfoot, Maffucci, Marianetti, Micciche, Morelle, Jr., Muoio, Rockow, Taylor, Terp, Wilcox, Wilt, Zale – 27

Absent – Legislator Hebert, Sheppard – 2

Note: Legislator Hebert entered after the Pledge of Allegiance and was present for the remainder of the meeting.

The meeting formally opened. President Carbone held a Moment of Silent Prayer and asked Legislators to remember recently deceased Brighton Town Councilman, James Vogel. The Pledge of Allegiance to the Flag was led by Legislator LaShay D. Harris.

*Note: Legislator Hebert entered the Chambers.***IN MEMORIAM**

19. Marianetti & Kaleh Intro. 283 Res. 230 28-0	18-0267	Expressing Regret of the Monroe County Legislature on the Recent Passing of Peter John Maffucci, Father of Monroe County Legislator Howard Maffucci Matter of Urgency
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APPROVAL OF MINUTES

Without objection, the Journal of Day 10, September 11, 2018 was approved as submitted.

Note: President Carbone congratulated Legislator Mark Muoio on the birth of his son, Samuel Peter Muoio, and welcomed Ms. Candace Lee, Conservative Party Town Leader (Penfield) to the Chambers.

PETITIONS AND COMMUNICATIONS*None*

PROCLAMATIONS**By the President of the Legislature – Dr. Joe Carbone****Recognized jointly with County Executive Cheryl Dinolfo, District Attorney Sandra Doorley, and Legislator Sean M. Delehanty, Timothy Proseri, on his retirement from the Monroe County District Attorney's Office.
Read and Filed.**

Recognized jointly with County Executive Cheryl Dinolfo, Legislator Frank X. Allkofer, and Legislator Tony Micciche, Italian American Community Center, for its contributions and service to the entire community.
 Read and Filed.

Recognized jointly with County Executive Cheryl Dinolfo, Mike Buckpitt, in recognition of his successful leadership of Monroe County's PFC Dwyer Peer-to-Peer Mentoring Program.
 Read and Filed.

Recognized jointly with County Executive Cheryl Dinolfo, Legislator Brian E. Marianetti, and Legislator Cynthia W. Kaleh, Pulmonary Fibrosis Foundation, for its commitment to serving our community through research and awareness.
 Read and Filed.

Recognized jointly with Legislator Tanya Conley, and Legislator Steve Brew, Deputy Kelly Cook, for her heroic actions that saved the life of an infant.
 Read and Filed.

Recognized jointly with Legislator Ernest Flagler-Mitchell, Legislator Vincent R. Felder, and Legislator LaShay D. Harris, Khadija Yawn and Roc Royal Foundation, for her commitment to youth and their families.
 Read and Filed.

FORMAL COMMITTEE REPORTS

None

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. There were eighteen speakers and the Open Forum concluded at 7:20 P.M.

Note: Legislator Felder left the Chambers.

MOTIONS, RESOLUTIONS AND NOTICES

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|----|--|---------|---|
| 1. | DiFlorio &
Boyce
Intro. 284
Res. 231
27-0 | 18-0248 | Confirming Appointment to the Genesee/Finger Lakes Regional Planning Council |
| 2. | Boyce &
Delehanty
Intro. 285
Res. 232
27-0 | 18-0251 | Accepting Grant from New York State Governor's Traffic Safety Committee for Police Services Program
Public Safety Committee; September 17, 2018 – CV: 8-0
Ways and Means Committee; September 17, 2018 – CV: 11-0 |
| 3. | Boyce &
Delehanty
Intro. 286
Res. 233
27-0 | 18-0252 | Accepting Grant from New York State Division of Homeland Security and Emergency Services for FY2017 Tactical Team Grant Program
Public Safety Committee; September 17, 2018 – CV: 8-0
Ways and Means Committee; September 17, 2018 – CV: 11-0 |

4. Boyce & Delehanty
 Intro. 287
 Res. 234
 27-0
 18-0253 Accepting Grant from New York State Division of Homeland Security and Emergency Services for FY2017 Explosive Detection Canine Team Grant Program (Development)
 Public Safety Committee; September 17, 2018 – CV: 8-0
 Ways and Means Committee; September 17, 2018 – CV: 11-0

5. Boyce & Delehanty
 Intro. 288
 Res. 235
 27-0
 18-0254 Accepting Grant from New York State Canal Corporation for New York State Canal Corporation Marine Patrol Matching Grant Program
 Public Safety Committee; September 17, 2018 – CV: 8-0
 Ways and Means Committee; September 17, 2018 – CV: 11-0

6. Boyce & Delehanty
 Intro. 289
 Res. 236
 27-0
 18-0255 Amending Resolution 346 of 2009 as Amended by Resolution 185 of 2017 to Add Additional Parcel to Sub-Lease with AVFlight Rochester Corporation for Space at 1205 Scottsville Road
 Public Safety Committee; September 17, 2018 – CV: 8-0
 Ways and Means Committee; September 17, 2018 – CV: 11-0

7. Brew & Delehanty
 Intro. 290
 Res. 237
 27-0
 18-0256 Amending 2018-2023 Capital Improvement Program to Advance South Taxiway-Runway 10-28 Project from 2019 to 2018; Authorizing Contract with Passero Associates, Engineering, Architecture & Surveying, D.P.C. for Design Services for Project
 Environment and Public Works Committee; September 17, 2018 – CV: 7-0
 Ways and Means Committee; September 17, 2018 – CV: 11-0

8. Brew & Delehanty
 Intro. 291
 Res. 238
 27-0
 18-0256.br Resolution Authorizing the Issuance of \$4,000,000 Bonds of the County of Monroe, New York, to Finance the Cost of the Monroe County South Taxiway-Runway 10-28 Project, in and for said County, at an Estimated Maximum Cost of \$4,000,000
 Environment and Public Works Committee; September 17, 2018 – CV: 7-0
 Ways and Means Committee; September 17, 2018 – CV: 11-0

9. Brew & Delehanty
 Intro. 292
 Res. 239
 27-0
 18-0257 Authorizing Lease Agreements with SNORAC, LLC d/b/a Alamo Rent-A-Car, Enterprise Rent-A-Car, and National Car Rental, for Property Located at 333 Buell Road, Town of Gates, at Greater Rochester International Airport
 Environment and Public Works Committee; September 17, 2018 – CV: 7-0
 Ways and Means Committee; September 17, 2018 – CV: 11-0

10. Brew & Delehanty
 Intro. 293
 Res. 240
 27-0
 18-0258 Authorizing Contract with CHA Consulting, Inc. for Design Services for Runway 4-22 Improvement Project at Greater Rochester International Airport
 Environment and Public Works Committee; September 17, 2018 – CV: 7-0
 Ways and Means Committee; September 17, 2018 – CV: 11-0

11. Micciche & Brew
 Intro. 294
 Res. 241
 27-0
 18-0259 Authorizing Intermunicipal Agreement with Genesee, Livingston and Wyoming Counties to Work Cooperatively on Water Quality and Drainage Issues in Oatka Creek Watershed
 Intergovernmental Relations Committee; September 17, 2018 – CV: 5-0
 Environment and Public Works Committee; September 17, 2018 – CV: 7-0

12. Howland & Delehanty
 Lightfoot
 Intro. 295
 Res. 242
 27-0
 18-0260 Accepting Federal and State Aid for Operation and Maintenance of Rochester/Monroe County Traffic Control Center
 Transportation Committee; September 17, 2018 – CV: 7-0
 Ways and Means Committee; September 17, 2018 – CV: 11-0

- 13. Howland & Delehanty Lightfoot Intro. 296 Res. 243 27-0 18-0261.br Resolution Authorizing the Issuance of \$300,000 Bonds of the County of Monroe, New York, to Finance the Cost of the Monroe County Reflective Backplate Project, in and for said County, at an Estimated Maximum Cost of \$300,000 and Superseding the Bond Resolution Adopted on July 11, 2017 (Resolution No. 245 of 2017) Transportation Committee; September 17, 2018 – CV: 7-0 Ways and Means Committee; September 17, 2018 – CV: 11-0

- 14. Howland & Delehanty Lightfoot Intro. 297 Res. 244 27-0 18-0262 Amending 2018-2023 Capital Improvement Program to Add Project Entitled "Monroe County Pedestrian Safety Action Plan," and Authorizing Contract with New York State Department of Transportation for Monroe County Pedestrian Safety Action Plan Transportation Committee; September 17, 2018 – CV: 7-0 Ways and Means Committee; September 17, 2018 – CV: 11-0

- 15. Howland & Delehanty Lightfoot Intro. 298 Res. 245 27-0 18-0262.br Resolution Authorizing the Issuance of \$1,172,000 Bonds of the County of Monroe, New York, to Finance the Cost of the Monroe County Pedestrian Safety Action Plan, in and for said County, at an Estimated Maximum Cost of \$1,172,000 Transportation Committee; September 17, 2018 – CV: 7-0 Ways and Means Committee; September 17, 2018 – CV: 11-0

- 16. Howland & Delehanty Lightfoot Intro. 299 Intro. 300 M. 45 27-0 18-0263 Authorizing Acquisition of Interests in Real Property for Whitney Road Improvement Project between Turk Hill Road and Howell Road in Town of Perinton Transportation Committee; September 17, 2018 – CV: 7-0 Ways and Means Committee; September 17, 2018 – CV: 11-0

Marianetti/Conley
Motion to Amend Intro. No. 299

PROVIDING THAT INTRO. NO. 299 OF 2018 BE AMENDED

Be It Moved, that the first paragraph of Intro. No. 299 of 2018, Section 1 be amended as follows:

1. The County Executive, or her designee, is hereby authorized to acquire the referenced property interests and execute all documents necessary for the Whitney Road Improvement Project between Turk Hill Road and Howell Road in the Town of Perinton, tax identification numbers 153.06-1-16, 153.06-1-17, 153.06-1-18, 153.06-1-19, 153.06-2-16, 153.02-5-31, 153.02-5-30, 153.02-5-29, 153.02-5-28, 153.02-4-94, 153.02-4-96, 153.02-4-6, 153.02-2-21, 153.02-5-33, 153.02-5-32, 153.02-4-93, 153.02-8-14, 153.06-3-12, 153.06-2-23, 153.06-2-22, 153.06-2-20, 153.06-2-17.2, 153.06-2-17.11, 153.02-1-1.1, 153.02-1-7, 153.02-1-6, 153.02-1-8, 153.02-1-9, 153.02-1-10, 153.02-1-11, 153.02-1-56, 153.02-3-44, 153.02-1-59.1, 153.02-1-59.2, 153.02-1-60, 153.02-1-61, 153.02-2-17, 153.02-7-28, 154.01-1-41.2, and 154.01-1-42 in the Town of Perinton by contract and/or the Eminent Domain Procedure Law, along with any amendments for unanticipated damages, within the total ~~operating account(s) appropriation~~ capital fund(s).

File No. 18-0263

Added language is underlined.

Deleted language is ~~stricken~~.

Note: Legislator Felder entered the Chambers and was present for the remainder of the meeting.

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| 17. Zale &
Delehanty
Intro. 301
Res. 247
28-0 | 18-0264 | Accepting Grant from the New York State Division of Criminal Justice Services for 2018-2019 Aid to Crime Laboratories Grant Program (Office of Medical Examiner) Human Services Committee; September 17, 2018 – CV: 9-0
Ways and Means Committee; September 17, 2018 – CV: 11-0 |
| 18. Zale &
Delehanty
Intro. 302
Res. 248
28-0 | 18-0265 | Authorizing Contract with Hearing Aid Works Audiology, PLLC to Provide Audiology Services for Monroe Community Hospital
Human Services Committee; September 17, 2018 – CV: 9-0
Ways and Means Committee; September 17, 2018 – CV: 11-0 |

Matters of Urgency

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| 20. Delehanty &
Hebert
Kaleh
Bauroth
Felder
Flagler-Mitchell
Harris
Lightfoot
Maffucci
Morelle, Jr.
Muio
Wilcox
Intro. 303
Res. 249
28-0 | 18-0268 | Confirming Reappointment of Elections Commissioner Thomas F. Ferrarese
Matter of Urgency |
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UNFINISHED BUSINESS

None

Upon Motion by Legislator Marianetti, the Legislature Adjourned at 7:33 P.M. until **Tuesday, November 13, 2018 at 6:00 P.M.**

Jack Moffitt
Clerk of the Legislature