

THIRD DAY

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TUESDAY, February 13, 2018

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Legislature met pursuant to adjournment.

President Dr. Joe Carbone in the Chair.

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ROLL CALL

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

Absent – Legislators Boyce, Zale – 2

*(Note: Legislator Zale entered during the Pledge of Allegiance and was present for the remainder of the meeting.)*

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The meeting formally opened. A Moment of Silence was observed at the request of Legislator Cynthia W. Kaleh. The Pledge of Allegiance to the Flag was led by Legislator Ernest S. Flagler-Mitchell.

*(Legislator Zale entered during the Pledge of Allegiance and was present for the remainder of the meeting.)*

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IN MEMORIAM

43. Marianetti & Kaleh Intro. 27 Res. 20 28-0	18-0049	Expressing Regret of the Monroe County Legislature on the Recent Passing of Former Rochester City Court Judge Roy Wheatley King Matter of Urgency
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APPROVAL OF MINUTES

Without objection, the Journal of Day 2, January 9, 2018 was approved as submitted.

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PETITIONS AND COMMUNICATIONS

*None*

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PROCLAMATIONS

By the President of the Legislature – Dr. Joe Carbone

Recognized jointly with Legislator Tracy DiFlorio and Legislator Steve Brew, the Chili Fire Department, for their heroic service during the holiday week and throughout the year.

Read and Filed.

**Recognized jointly with Legislator Steve Brew, the Wheatland-Chili Girls Soccer Team, for winning the Class D New York State Soccer Championship.**

Read and Filed.

**Recognized jointly with Legislator Ernest S. Flagler-Mitchell, the Rochester Rams Football Team, for their hard work, determination and success.**

Read and Filed.

**Recognized jointly with Legislator LaShay D. Harris, Greg Mortier, for his continued dedication to his students and for his shining example of leadership.**

Read and Filed.

**Recognized jointly with Legislator Ernest S. Flagler-Mitchell and Legislator Vincent R. Felder, Kade Henderson, for her many accomplishments leading her to receive the title of Miss Black New York – USA 2018.**

Read and Filed.

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### RECESS

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

*“Enact a Local Law Authorizing the Sale of Surplus Property, Owned by Rochester Pure Waters District, Located at 2629 East Ridge Road, Town of Irondequoit, New York to the Town of Irondequoit”*

No speakers addressed the Legislature and the Public Hearing concluded at 6:30 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. There were eight speakers and the Open Forum concluded at 6:54 P.M.

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### RECESS

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

*(Legislators Felder and Flagler-Mitchell exited the Chambers prior to the meeting of the Pure Waters Administrative Board and were not present for the votes.)*

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### LOCAL LAWS

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|---|---|
| 1. Brew &<br>Delehanty<br>Intro. 28<br>M. 5<br>26-0 | 18-0004.LL Providing that Local Law (Intro. No. 23 of 2018), Entitled “Enacting Local Law Authorizing Sale of Surplus Property, Owned by Rochester Pure Waters District, Located at 2629 East Ridge Road, Town of Irondequoit, New York to Town of Irondequoit,” Be Lifted from the Table |
|---|---|

2. Brew & Delehanty  
Intro. 29  
M. 6  
26-0  
Intro. 23  
Local Law TBA  
26-0
- 18-0004.LL Providing that Local Law (Intro. No. 23 of 2018), Entitled “Enacting Local Law Authorizing Sale of Surplus Property, Owned by Rochester Pure Waters District, Located at 2629 East Ridge Road, Town of Irondequoit, New York to Town of Irondequoit,” Be Adopted
- Main Motion

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## MOTIONS, RESOLUTIONS AND NOTICES

*(Legislators Felder and Flagler-Mitchell re-entered the Chambers.)*

3. Taylor & Conley  
Intro. 30
- 18-0013 Designating Official Newspapers for County of Monroe for 2018 Agenda/Charter Committee; January 22, 2018 – CV: 5-0
- Bauroth & Kaleh  
Intro. 31  
M. 7  
11-17F
- Amendment
- (Legislators Kaleh, Bauroth, Felder, Flagler-Mitchell, Harris, Lightfoot, Maffucci, Morelle, Jr., Muoio, Sheppard and Wilcox Voted in the Positive.)*
- Intro. 30  
Res. 21  
28-0
- Main Motion
4. DiFlorio & Zale  
Intro. 32  
Res. 22  
28-0
- 18-0014 Authorizing Initiation of Process for Making Additions to Monroe County Agricultural Districts  
Planning and Economic Development Committee; January 22, 2018 – CV: 5-0
5. Zale & Delehanty  
Intro. 33  
Res. 23  
28-0
- 18-0015 Accepting Grant from United States Department of Justice, Office of Justice Programs, for FY2017 DNA Capacity Enhancement and Backlog Reduction Program  
Public Safety Committee; January 22, 2018 – CV: 8-0  
Ways and Means Committee; January 23, 2018 – CV: 11-0
6. Zale & Delehanty  
Intro. 34  
Res. 23  
28-0
- 18-0016 Accepting Grant from New York State Division of Criminal Justice Services for 2017 Paul Coverdell Forensic Science Improvement Program (Monroe County Crime Lab)  
Public Safety Committee; January 23, 2018 – CV: 8-0  
Ways and Means Committee; January 23, 2018 – CV: 11-0
7. Brew & Wilt  
Intro. 35  
Res. 25  
28-0
- 18-0017 Authorizing Monroe County to Submit Funding Applications through New York State Grant Programs  
Environment and Public Works Committee; January 22, 2018 – CV: 6-0
8. Brew & Delehanty  
Intro. 36  
Res. 26  
28-0
- 18-0018 Authorizing Contract with SWBR Architecture, Engineering & Landscape Architecture, P.C. for Professional Design Services for Monroe Community College Renovate Science Labs Project  
Environment and Public Works Committee; January 22, 2018 – CV: 6-0  
Ways and Means Committee; January 23, 2018 – CV: 11-0

9. Brew & Delehanty  
Intro. 37  
Res. 27  
28-0      18-0019      Authorizing Contract with Barton & Loguidice, D.P.C. for Professional Engineering Services for Monroe County Solid Waste Facilities Improvements Project  
Environment and Public Works Committee; January 22, 2018 – CV: 6-0  
Ways and Means Committee; January 23, 2018 – CV: 11-0
10. Brew & Delehanty  
Intro. 38  
Res. 28  
28-0      18-0020      Authorizing Contracts with LeChase Construction Corp. and Power & Construction Group, Inc. for Fleet Center Improvements Project  
Environment and Public Works Committee; January 22, 2018 – CV: 6-0  
Ways and Means Committee; January 23, 2018 – CV: 11-0
11. Brew & Delehanty  
Intro. 39      18-0021      Approving Increase and Improvement of Facilities in Rochester Pure Waters District - General Collection System and Treatment Plant Improvements  
Environment and Public Works Committee; January 22, 2018 – CV: 6-0  
Ways and Means Committee; January 23, 2018 – CV: 11-0  
*For Introductory Purposes Only*
12. Brew & Delehanty  
Intro. 40  
M. 8  
28-0      18-0021      Providing that Resolution (Intro. No. 39 of 2018), Entitled “Approving Increase and Improvement of Facilities in Rochester Pure Waters District – General Collection System and Treatment Plant Improvements,” Be Tabled
13. Brew & Delehanty  
Intro. 41  
Res. 29  
28-0      18-0021      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  
*Public Hearing Scheduled for Tuesday, March 13, 2018 at 6:15 p.m.*
- (Legislator Felder exited the Chambers and did not vote on the following items.)*
14. Brew & Delehanty  
Intro. 42      18-0023      Approving Increase and Improvement of Facilities in Rochester Pure Waters District - Frank E. Van Lare Wastewater Treatment Plant Secondary Clarifier  
Environment and Public Works Committee; January 22, 2018 – CV: 6-0  
Ways and Means Committee; January 23, 2018 – CV: 11-0  
*For Introductory Purposes Only*
15. Brew & Delehanty  
Intro. 43  
M. 9  
27-0      18-0023      Providing that Resolution (Intro. No. 42 of 2018), Entitled “Approving Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. Van Lare Wastewater Treatment Plant Secondary Clarifier,” Be Tabled
16. Brew & Delehanty  
Intro. 44  
Res. 30  
27-0      18-0023      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 Wastewater Treatment Plant Secondary Clarifier  
*Public Hearing Scheduled for Tuesday, March 13, 2018 at 6:16 p.m.*
17. Brew & Delehanty  
Intro. 45  
Res. 31  
27-0      18-0025      Authorizing Entering into Ten-Year Master Contract for Grants with New York State for Aid Relating to Airport Improvement Projects at Greater Rochester International Airport and Accepting New York State Financial Assistance for Three Airport Improvement Projects  
Environment and Public Works Committee; January 22, 2018 – CV: 6-0  
Ways and Means Committee; January 23, 2018 – CV: 11-0

18. Brew & Delehanty  
Intro. 46  
Res. 32  
27-0  
18-0026 Authorizing Contract with the Margaret Woodbury Strong Museum d/b/a The Strong® for Construction and Maintenance of Two Interactive Recreational Areas at Greater Rochester International Airport  
Environment and Public Works Committee; January 22, 2018 – CV: 6-0  
Ways and Means Committee; January 23, 2018 – CV: 11-0
19. Brew & Delehanty  
Intro. 47  
18-0027 Authorizing Acquisition of Property Located at 652 Beahan Road, in Town of Chili, County of Monroe, State of New York; Amending Resolution 437 of 1989 to Amend Lease and Operating Agreement with Monroe County Airport Authority  
Environment and Public Works Committee; January 22, 2018 – CV: 6-0  
Ways and Means Committee; January 23, 2018 – CV: 11-0  
*For Introductory Purposes Only*
20. Brew & Delehanty  
Intro. 48  
M. 10  
27-0  
18-0027 Providing that Resolution (Intro. 47 of 2018), Entitled “Authorizing Acquisition of Property Located at 652 Beahan Road, in Town of Chili, County of Monroe, State of New York; Amending Resolution 437 of 1989 to Amend Lease and Operating Agreement with Monroe County Airport Authority” Be Tabled
21. Brew & Delehanty  
Intro. 49  
Res. 33  
27-0  
18-0027 Fixing a Public Hearing on Resolution (Intro. No. 47 of 2018), Entitled “Authorizing Acquisition of Property Located at 652 Beahan Road, in Town of Chili, County of Monroe, State of New York; Amending Resolution 437 of 1989 to Amend Lease and Operating Agreement with Monroe County Airport Authority”
22. Conley & Delehanty  
Intro. 50  
Res. 34  
27-0  
18-0028 Authorizing Contract with T.Y. Lin International Engineering, Architecture & Land Surveying, P.C. for Engineering Services and New York State Department of Transportation for Highway Preventive Maintenance Project 7 in Town of Perinton and Town/Village of East Rochester  
Transportation Committee; January 23, 2018 – CV: 7-0  
Ways and Means Committee; January 23, 2018 – CV: 11-0
23. Howland & Delehanty  
Intro. 51  
Res. 35  
27-0  
18-0029 Authorizing Contracts with Wendel WD Architecture, Engineering, Surveying & Landscape Architecture, P.C. for Engineering Services and New York State Department of Transportation for Highway Lighting Rehabilitation – Northeast 2 Project on Town of Irondequoit  
Transportation Committee; January 23, 2018 – CV: 7-0  
Ways and Means Committee; January 23, 2018 – CV: 11-0
24. Howland & Delehanty  
Intro. 52  
Res. 36  
27-0  
18-0030 Authorizing Contract with Zoladz Construction Co., Inc., for Construction Services for Phillips Road Project in Town of Webster  
Transportation Committee; January 23, 2018 – CV: 7-0  
Ways and Means Committee; January 23, 2018 – CV: 11-0
25. Howland & Delehanty  
Intro. 53  
Res. 37  
26-1  
18-0031 Authorizing Contract with New York State Thruway Authority for Acceptance of Prefabricated Bridge Superstructure Deck Panels Salvaged from Tappan Zee Bridge, to be Considered for Use in Future Monroe County Capital Bridge Improvement Projects  
Transportation Committee; January 23, 2018 – CV: 6-1  
Ways and Means Committee; January 23, 2018 – CV: 11-0  
*(Legislator Lightfoot Voted in the Negative)*
26. Howland & Delehanty  
Intro. 54  
Res. 38  
27-0  
18-0032 Authorizing Contract with C.P. Ward, Inc. for Construction Services for Ireland Road Culvert over Salmon Creek Tributary Project in Town of Clarkson  
Transportation Committee; January 23, 2018 – CV: 7-0  
Ways and Means Committee; January 23, 2018 – CV: 11-0

27. Howland & Delehanty  
Intro. 55  
Res. 39  
27-0
- 18-0033 Authorizing Contract with LaBella Associates, D.P.C. for Engineering Services for Middle Road Culverts Project over Red Creek Tributaries in Town of Henrietta  
Transportation Committee; January 23, 2018 – CV: 7-0  
Ways and Means Committee; January 23, 2018 – CV: 11-0
28. Howland & Delehanty  
Intro. 54  
Res. 40  
27-0
- 18-0034 Authorizing Contract with Barton & Loguidice, PLLC for Engineering Services for North Road Project in Town of Wheatland  
Transportation Committee; January 23, 2018 – CV: 7-0  
Ways and Means Committee; January 23, 2018 – CV: 11-0
29. Howland & Delehanty  
Intro. 57  
Res. 41  
27-0
- 18-0035 Authorizing Contract with Clark Patterson Engineers, Surveyor, Architects and Landscape Architect, D.P.C. for Engineering Services for Phillips Road Culvert over Mill Creek Tributary in Town of Webster  
Transportation Committee; January 23, 2018 – CV: 7-0  
Ways and Means Committee; January 23, 2018 – CV: 11-0
30. Howland & Delehanty  
Intro. 58  
Res. 42  
27-0
- 18-0036 Authorizing Contract with C&S Engineers, Inc. for Engineering Services for Salt Road Bridge over Four Mile Creek Project in Town of Webster  
Transportation Committee; January 23, 2018 – CV: 7-0  
Ways and Means Committee; January 23, 2018 – CV: 11-0
31. Howland & Delehanty  
Intro. 59  
Res. 43  
27-0
- 18-0037 Authorizing Acquisition of Interests in Real Property for Installation and Maintenance of Traffic Signal Equipment at 2038 Lake Avenue in the City of Rochester  
Transportation Committee; January 23, 2018 – CV: 7-0  
Ways and Means Committee; January 23, 2018 – CV: 11-0
32. Zale & Delehanty  
Intro. 60  
Res. 44  
27-0
- 18-0038 Accepting Grant from New York State Department of Health for Comprehensive HIV/STI/Hepatitis C Prevention, Particularly in Communities of Color Program and Authorizing Contract with Adecco Medical & Science Staffing, Inc.  
Human Services Committee; January 23, 2018 – CV: 9-0  
Ways and Means Committee; January 23, 2018 – CV: 11-0
33. Delehanty & Hebert  
Intro. 61  
Res. 45  
27-0
- 18-0039 Authorizing Sale of County Owned Tax Foreclosure Property Located at 509 South Lincoln Road in Town of East Rochester  
Ways and Means Committee; January 23, 2018 – CV: 11-0
34. Delehanty & Hebert  
Intro. 62  
Res. 46  
27-0
- 18-0040 Authorizing Sale of County Owned Tax Foreclosure Property Located at 2720 West Henrietta Road in Town of Brighton  
Ways and Means Committee; January 23, 2018 – CV: 11-0
35. Delehanty & Hebert  
Intro. 63  
Res. 47  
27-0
- 18-0041 Authorizing Contract with HCCO, Inc. for Information Management Services  
Ways and Means Committee; January 23, 2018 – CV: 11-0

*(Legislator Felder returned to the Chambers and voted on the remaining items.)*

36. Delehanty & Hebert  
Intro. 64  
Res. 48  
28-0  
18-0042 Authorizing Contract with Phoenix Business, Inc. d/b/a Phoenix Business Consulting for SAP – S/4 HANA Upgrade  
Ways and Means Committee; January 23, 2018 – CV: 11-0
37. Zale & Delehanty  
Intro. 65  
Res. 49  
28-0  
18-0043 Amending 2018-2023 Capital Improvement Program to Add Project Entitled “Public Safety Radio Sites”; and Authorizing Acquisition of Interests in Real Property of a 9.16 Acre Parcel on West Sweden Road in Town of Sweden  
Public Safety Committee; January 22, 2018 – CV: 8-0  
Ways and Means Committee; January 23, 2018 – CV: 11-0
38. Zale & Delehanty  
Intro. 66  
Res. 50  
28-0  
18-0043.br Resolution Authorizing the Issuance of \$6,000,000 Bonds of the County of Monroe, New York, to Finance the Cost of Public Safety Radio Sites, In and For Said County, at an Estimated Maximum Cost of \$6,000,000  
Public Safety Committee; January 22, 2018 – CV: 8-0  
Ways and Means Committee; January 23, 2018 – CV: 11-0
39. Howland & Micciche  
Intro. 67  
Res. 51  
28-0  
18-0044 Confirming Appointment of Director of Transportation  
Transportation Committee; January 23, 2018 – CV: 7-0
40. Allkofer & Zale  
Intro. 68  
Res. 52  
28-0  
18-0045 Confirming Appointment of Director of Veterans Service Agency  
Human Services Committee; January 23, 2018 – CV: 9-0
41. Brew & Delehanty  
Intro. 69  
Res. 53  
28-0  
18-0047 Authorizing Additional Projects to Approved Passenger Facility Charge Program at Greater Rochester International Airport  
Environment and Public Works Committee; January 22, 2018 – CV: 6-0  
Ways and Means Committee; January 23, 2018 – CV: 11-0
42. Delehanty & Hebert  
Intro. 70  
Res. 54  
28-0  
18-0048 Authorizing Contract with Park Strategies, LLC for Lobbying Services  
Ways and Means Committee; January 23, 2018 – CV: 11-0

***Matters of Urgency***

44. Delehanty & Hebert  
Intro. 71  
Res. 55  
28-0  
18-0050 Approving Agreement Between Monroe County Executive and Monroe County Airport Firefighters Association, IAFF Local 1636 AFL-CIO  
Matter of Urgency
45. Delehanty & Hebert  
Intro. 72  
Res. 56  
28-0  
18-0051 Approving Agreement Among Monroe County Executive, Monroe County Sheriff and Monroe County Deputy Sheriffs Association  
Matter of Urgency

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| 46. Zale &<br>Delehanty<br>Intro. 73<br>Res. 57<br>28-0          | 18-0052    | Authorizing Contracts to Provide Lead Hazard Control Work for Qualified Property Owners in Monroe County<br>Matter of Urgency  |
| 47. Zale &<br>Conley<br>Intro. 74<br>Res. 58<br>28-0             | 18-0053    | Confirming Appointments and Reappointments to Monroe County 911 Operating Practice Board<br>Matter of Urgency  |
| 48. Marianetti &<br>Conley<br>Intro. 75<br>Local Law TBA<br>28-0 | 18-0088.LL | Enacting Local Law Entitled "Authorizing Lease by Negotiation with Rochester Community Baseball Inc., for Use of Stadium Located at One Morrie Silver Way, City of Rochester, New York"<br>Matter of Urgency |

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**UNFINISHED BUSINESS**

*None*

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Upon Motion by Legislator Marianetti, the Legislature Adjourned at 7:43 P.M. until **Tuesday, March 13, 2018 at 6:00 P.M.**

**DIANA M. CHRISTODARO**  
Clerk of the Legislature