

**SEVENTH DAY**

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**TUESDAY, June 12, 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, Boyce, Brew, Carbone, Conley, Delehanty, DiFlorio, Drawe, Flagler-Mitchell, Felder, Harris, Hebert, Howland, Kaleh, Maffucci, Marianetti, Micciche, Muoio, Rockow, Sheppard, Taylor, Terp, Wilcox, Wilt, Zale – 26

Absent – Legislator Bauroth, Lightfoot, Morelle, Jr. – 3

*President Carbone congratulated Majority Leader Marianetti and his wife on the birth of their daughter.*

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The meeting formally opened. Prayer led by Father Mickey McGrath of St. Michael's Church, at the invitation of Legislator Vincent R. Felder. The Pledge of Allegiance to the Flag was led by Legislator James M. Sheppard.

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**APPROVAL OF MINUTES**

Without objection, the Journal of Day 6, May 8, 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 County Executive Cheryl Dinolfo, the Monroe Community College Tribunes Women's Lacrosse Team, on winning the 2018 National Junior College Athletic Association National Championship.**  
Read and Filed.

**Recognized jointly with Legislator Debbie Drawe and Legislator George J. Hebert, the Penfield Boys Varsity Lacrosse Team, on winning the Section V Class A Boys Lacrosse Championship.**  
Read and Filed.

**Recognized jointly with Legislator Tracy DiFlorio and Legislator Steve Brew, Kevin Mead and Terry Bacon, for their dedication to the students of their music program.**  
Read and Filed.

**Recognized jointly with Legislator Howard Maffucci and Legislator Tanya Conley, Deborah and Richard Herb, for their contributions to our community upon their retirement.**  
Read and Filed.

**Recognized jointly with County Executive Cheryl Dinolfo and Legislator Vincent R. Felder, Ibero-American Action League, on their 50<sup>th</sup> anniversary.**

Read and Filed.

**Recognized jointly with County Executive Cheryl Dinolfo and Legislator Vincent R. Felder, Father Laurence Tracy, for his tireless efforts and contributions on behalf of our community.**

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 Lease by Negotiation with the United States Department of Homeland Security, Transportation Administration Security, for Office Space at the Greater Rochester International Airport”*

No speakers addressed the Legislature and the Public Hearing concluded at 6:35 P.M.

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**RECONVENING LEGISLATURE**

President Carbone reconvened the recessed meeting of June 12, 2018 and proceeded under the Usual Order of Business.

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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 twelve speakers and the Open Forum concluded at 7:08 P.M.

*Note: Legislator Felder exited the Chambers and was not present for the remainder of the meeting.*

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**CONSIDERATION OF LOCAL LAWS**

1. Taylor, Brew & Delehanty  
Intro. 165  
M. 21  
25-0      18-0130.LL Providing that Local Law (Intro. No. 142 of 2018), Entitled “Authorizing Lease by Negotiation with the United States Department of Homeland Security, Transportation Security Administration, for Office Space at the Greater Rochester International Airport,” Be Lifted from the Table
2. Taylor, Brew & Delehanty  
Intro. 166  
M. 22  
25-0      18-0130.LL Providing that Local Law (Intro. No. 142 of 2018), Entitled “Authorizing Lease by Negotiation with the United States Department of Homeland Security, Transportation Security Administration, for Office Space at the Greater Rochester International Airport,” Be Adopted

Intro. 142  
 Local Law TBA  
 25-0

Main Motion

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**MOTIONS, RESOLUTIONS AND NOTICES**

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| 3.  | Terp &<br>Allkofer<br>Intro. 167<br>Res. 139<br>25-0   | 18-0145 | Confirming Reappointment to Monroe Community College Board of Trustees  |
| 4.  | Allkofer &<br>Delehanty<br>Intro. 168<br>Res. 140<br>25-0  | 18-0146 | Confirming Reappointment and Correction of Expiration Date to Monroe County Water Authority   |
| 5 . | Zale &<br>Taylor<br>Intro. 169<br>Res. 141<br>25-0   | 18-0147 | Young Citizens of the Year and Willie W. Lightfoot Youth Advocate of the Year Recommendations<br>Human Services Committee; May 22, 2018 – CV: 9-0   |
| 6.  | DiFlorio &<br>Delehanty<br>Intro. 170<br>Res. 142<br>25-0  | 18-0152 | Approving 2018 Annual Action Plan for Housing and Community Development in Suburban Monroe County and Grant Submission to U.S. Department of Housing and Urban Development<br>Planning & Economic Development Committee; May 21, 2018 – CV: 4-0<br>Ways and Means Committee; May 22, 2018 – CV: 11-0  |
| 7.  | DiFlorio,<br>Boyce,<br>Brew,<br>Terp,<br>Micciche,<br>Howland,<br>Zale &<br>Delehanty<br>Intro. 171                  | 18-0153 | Adopting 2019-2024 Capital Improvement Program<br>Planning and Economic Development Committee; May 21, 2018 – CV: 4-0<br>Public Safety Committee; May 21, 2018 – CV: 9-0<br>Environment and Public Works Committee; May 21, 2018 – CV: 6-0<br>Recreation and Education Committee; May 21, 2018 – CV: 4-0<br>Intergovernmental Relations Committee; May 22, 2018 – CV: 4-0<br>Transportation Committee; May 22, 2018 – CV: 7-0<br>Human Services Committee; May 22, 2018 – CV: 9-0<br>Ways and Means Committee; May 22, 2018 – CV: 11-0<br><i>For Introductory Purposes Only</i> |
| 8.  | DiFlorio,<br>Boyce,<br>Brew,<br>Terp,<br>Micciche,<br>Howland,<br>Zale &<br>Delehanty<br>Intro. 172<br>M. 23<br>25-0 | 18-0153 | Providing that Resolution (Intro. No. 171 of 2018), Entitled “Adopting 2019-2024 Capital Improvement Program,” Be Tabled  |

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| 9.  | DiFlorio,<br>Boyce,<br>Brew,<br>Terp,<br>Micciche,<br>Howland,<br>Zale &<br>Delehanty<br>Intro. 173<br>Res. 143<br>25-0 | 18-0153 | Fixing Public Hearing for Adoption of 2019-2024 Capital Improvement Program<br><i>Public Hearing Scheduled for Tuesday, July 10, 2018 at 6:15 p.m.</i>   |
| 10. | Boyce &<br>Delehanty<br>Intro. 174<br>Res. 144<br>25-0  | 18-0154 | Accepting Alternatives to Incarceration Grant from New York State Division of Criminal Justice Services for Pretrial Program, Enhanced Pretrial Program, and Domicile Restriction Program<br>Public Safety Committee; May 21, 2018 – CV: 9-0<br>Ways and Means Committee; May 22, 2018 – CV: 11-0  |
| 11. | Boyce,<br>Zale &<br>Delehanty<br>Intro. 175<br>Res. 145<br>25-0   | 18-0155 | Authorizing Contract with University of Rochester for Continuing Development and Sustainment of County’s Medical Countermeasure Program<br>Public Safety Committee; May 21, 2018 – CV: 9-0<br>Human Services Committee; May 22, 2018 – CV: 9-0<br>Ways and Means Committee; May 22, 2018 – CV: 11-0  |
| 12. | Micciche,<br>Boyce &<br>Delehanty<br>Intro. 176<br>Res. 146<br>25-0   | 18-0156 | Authorizing Intermunicipal Agreement with Monroe #1 Board of Cooperative Educational Services for Reimbursement to Monroe County Sheriff’s Office School Resource Program<br>Intergovernmental Relations Committee; May 22, 2018 – CV: 4-0<br>Public Safety Committee; May 21, 2018 – CV: 9-0<br>Ways and Means Committee; May 22, 2018 – CV: 11-0 |
| 13. | Boyce &<br>Delehanty<br>Intro. 177<br>Res. 147<br>25-0  | 18-0157 | Authorizing Contract with Health Care Support Advisors, Inc. for Reimbursement to Monroe County Sheriff’s Office to Conduct Criminal Background Checks on Health Care Support Advisors, Inc. Members’ Potential Employees<br>Public Safety Committee; May 21, 2018 – CV: 9-0<br>Ways and Means Committee; May 22, 2018 – CV: 11-0                  |
| 14. | Brew &<br>Delehanty<br>Intro. 178<br>Res. 148<br>25-0   | 18-0158 | Accepting Two Grants from Oswego County Soil and Water Conservation District for Water Quality Program and Authorizing Contract with Monroe County Soil and Water Conservation District<br>Environment and Public Works Committee; May 21, 2018 – CV: 6-0<br>Ways and Means Committee; May 22, 2018 – CV: 11-0                                     |
| 15. | Howland &<br>Delehanty<br>Intro. 179<br>Res. 149<br>25-0  | 18-0159 | Authorizing Acquisition of Interests in Real Property for Highway Purposes at Intersection of East Ridge Road and Portland Avenue in Town of Irondequoit<br>Transportation Committee; May 22, 2018 – CV: 7-0<br>Ways and Means Committee; May 22, 2018 – CV: 11-0  |
| 16. | Zale &<br>Delehanty<br>Intro. 180<br>Res. 150<br>25-0   | 18-0160 | Amending Resolution 430 of 2017 to Amend and Increase Contract with Community Care of Rochester dba Visiting Nurse Signature Care for Support of Nurse-Family Partnership Program<br>Human Services Committee; May 22, 2018 – CV: 9-0<br>Ways and Means Committee; May 22, 2018 – CV: 11-0   |

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| 17. Micciche,<br>Zale &<br>Delehanty<br>Intro. 181<br>Res. 151<br>25-0 | 18-0161 | Amending Resolution 14 of 2018 to Amend and Increase Intermunicipal Agreements with Livingston and Wyoming Counties for Services Provided by Monroe County Office of Medical Examiner<br>Intergovernmental Relations Committee; May 22, 2018 – CV: 4-0<br>Human Services Committee; May 22, 2018 – CV: 9-0<br>Ways and Means Committee; May 22, 2018 – CV: 11-0        |
| 18. Zale &<br>Delehanty<br>Intro. 182<br>Res. 152<br>25-0              | 18-0162 | Accepting Two Grants from New York State Department of Health for Support of Monroe County Nurse Family Partnership Program<br>Human Services Committee; May 22, 2018 – CV: 9-0<br>Ways and Means Committee; May 22, 2018 – CV: 11-0   |
| 19. Zale &<br>Delehanty<br>Intro. 183<br>Res. 153<br>25-0              | 18-0163 | Accepting Grant from Health Research, Inc. for Expanded Partner Services Initiative<br>Human Services Committee; May 22, 2018 – CV: 9-0<br>Ways and Means Committee; May 22, 2018 – CV: 11-0   |
| 20. Zale &<br>Delehanty<br>Intro. 184<br>Res. 154<br>25-0              | 18-0164 | Accepting Grant from Health Research, Inc. for New York Violent Death Reporting System Program<br>Human Services Committee; May 22, 2018 – CV: 9-0<br>Ways and Means Committee; May 22, 2018 – CV: 11-0  |
| 21. Zale &<br>Delehanty<br>Intro. 185<br>Res. 155<br>25-0              | 18-0165 | Accepting Grant from New York State Environmental Facilities Corporation for State Septic System Replacement Program<br>Human Services Committee; May 22, 2018 – CV: 9-0<br>Ways and Means Committee; May 22, 2018 – CV: 11-0  |
| 22. Delehanty &<br>Hebert<br>Intro. 186<br>Res. 156<br>25-0            | 18-0166 | Authorizing Sale of County Owned Tax Foreclosure Property Located on Lynn Drive in Town of Irondequoit<br>Ways and Means Committee; May 22, 2018 – CV: 11-0  |
| 23. Delehanty &<br>Hebert<br>Intro. 187<br>Res. 157<br>25-0            | 18-0167 | Directing the Refund of Certain Monroe County Taxes Levied and Collected Against Property in Town of Chili<br>Ways and Means Committee; May 22, 2018 – CV: 11-0  |
| 24. Boyce &<br>Delehanty<br>Intro. 188<br>Res. 158<br>25-0             | 18-0168 | Accepting Grant from New York State Division of Criminal Justice Services for District Attorney’s Office, Office of Sheriff, and Department of Public Safety, Office of Probation and Community Corrections, for Gun Involved Violence Elimination Partnership<br>Public Safety Committee; May 21, 2018 – CV: 9-0<br>Ways and Means Committee; May 22, 2018 – CV: 11-0 |
| 25. Delehanty &<br>Hebert<br>Intro. 189                                | 18-0169 | Confirming Appointment of Special Court Clerks to Monroe County Clerk<br>Ways and Means Committee; May 22, 2018 – CV: 11-0   |

Intro. 190  
 M. 24  
 25-0

Conley/Delehanty (*Amendment #1*)  
 Motion to Amend Intro. 189 as follows:

**PROVIDING THAT INTRO. NO 189 OF 2018 BE AMENDED**

Section 1. Pursuant to Section 527 of the County Law, the appointment of Special Court Clerks to the Monroe County Clerk for the purpose of certifying orders of protection issued during the Integrated Domestic Violence Court, is hereby confirmed.

Section 2. The Monroe County Clerk shall submit a report to be filed with the Clerk of the Legislature that includes the number of the appointed Special Court Clerks, their names and titles, and the expiration of their appointed term within seven (7) days of appointment. A new report shall be released and filed with the Clerk of the Legislature within seven (7) days, any time a Special Court Clerk leaves their position and is replaced, or when they are reappointed as a Monroe County Clerk for the purpose of certifying orders of protection issued during the Integrated Domestic Violence Court.

Section ~~2~~3. This resolution shall take effect immediately.

Intro. 189  
 Res. 159  
 25-0

Main Motion

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| 26. Zale &<br>Delehanty<br>Intro. 191<br>Res. 160<br>25-0   | 18-0170 | Accepting Grant from New York State Office of Mental Health for PFC Dwyer Veteran Peer-to-Peer Support Program and Authorize Contract with Compeer, Inc. Human Services Committee; May 22, 2018 – CV: 9-0<br>Ways and Means Committee; May 22, 2018 – CV: 11-0 |
| 27. Delehanty &<br>Hebert<br>Intro. 192<br>Res. 161<br>25-0 | 18-0171 | Mortgage Tax Distribution<br>Ways and Means Committee; May 22, 2018 – CV: 11-0   |

***Matters of Urgency***

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| 28. Zale &<br>Taylor<br>Intro. 193<br>Res. 162<br>25-0      | 18-0172 | Confirmation of Reappointment to Action for a Better Community Board<br>Matter of Urgency   |
| 29. Delehanty &<br>Hebert<br>Intro. 194<br>Res. 163<br>25-0 | 18-0173 | Authorize a Contract with Greater Rochester Housing Partnership, Inc., Monroe 1 BOCES, Monroe 2 Orleans BOCES and a Contractor Selected by BOCES and the Greater Rochester Housing Partnership, Inc. for the Use of Surplus Unsold Real Property Owned by Monroe County for Hands-On-Construction Trades Training Pursuant to the Make Monroe Home Program<br>Matter of Urgency |
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**UNFINISHED BUSINESS**

*None*

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Upon Motion by Legislator Marianetti, the Legislature Adjourned at 7:34 P.M. until **Tuesday, July 10, 2018 at 6:00 P.M.**

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