

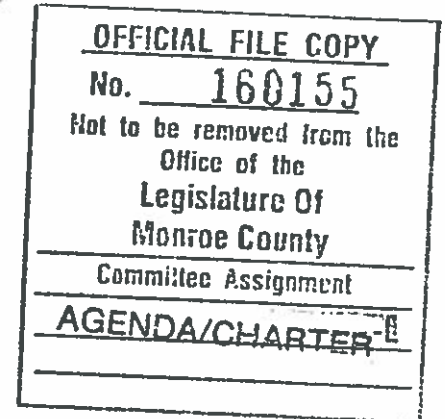


*Monroe County Legislature*  
*Office of the President*

**ANTHONY J. DANIELE**  
PRESIDENT

May 9, 2016

To The Honorable  
Monroe County Legislature  
39 West Main Street  
Rochester, NY 14614



**RE: 2016 Annual Work Program for the Monroe County Legislature**

Honorable Legislators:

Pursuant to Section C2-4(B)(6) of the Monroe County Charter, I herewith submit for your review and adoption the 2016 Annual Work Program for the Monroe County Legislature.

This matter will be referred to the Agenda Charter Committee for consideration.

Respectfully Submitted,

Anthony J. Daniele  
Monroe County Legislature  
President

# **2016 WORK PROGRAM FOR THE LEGISLATURE OF THE COUNTY OF MONROE, STATE OF NEW YORK**

## **OBJECTIVES OF THE MONROE COUNTY LEGISLATURE**

In fulfilling our responsibility, as legislators, to serve the residents of our community in the most efficient and effective ways possible, we, the Monroe County Legislature, intend to utilize policies which aid in the creation of private sector jobs, reduce spending, maintain or reduce the property tax rate, increase transparency in County government, modernize the Legislature, and enhance public safety by utilizing the following work plan.

### **Jobs**

It shall be the general objective of the Monroe County Legislature to work to create an environment in which private enterprise is able to grow and flourish. Through careful oversight and strategic utilization of economic incentives, we will strive to provide businesses with the ability to create jobs locally while remaining competitive with businesses in other states and countries.

To support this objective the Legislature will:

- **Encourage and seek legislation to facilitate orderly economic expansion and growth, and increase opportunity for discretionary revenues, programmatic, and financial flexibility for the County**
- **Encourage bi-partisan cooperation to facilitate positive relationships with community stakeholders in order to fuel economic development**

### **Spending Reductions**

It shall be the general objective of the Monroe County Legislature to reduce and eliminate unfunded state and federal mandated spending. If programs are deemed by the state or federal government to be essential, then they should be fully funded by the state or federal government. In support of this objective, the Legislature will work with the County Executive to lobby both the State and Federal governments for mandate relief.

To support this objective the Legislature will:

- **Oppose unfunded mandates, advocate for County control of the relevant programs and program expenditures and oppose any re-alignment initiatives which fail to fully fund services shifted to the County**

- **Encourage the use of intermunicipal agreements and shared services agreements which reduce costs for both county and other municipal partners**

### **Property Tax Stability**

It shall be the general objective of the Monroe County Legislature to provide basic government services in a way which does not increase the property tax rate for taxpayers. Monroe County must continue to find innovative ways to pay for required programs without imposing additional property taxes on its residents.

To support this objective the Legislature will:

- **Encourage and seek legislation that protects the County's quality of life, its diverse natural resources, and preserves the essence and history of the County while balancing the economic realities facing taxpayers in our community**
- **Evaluate current and future state budgets for impacts on the County's provision of required services and revenue streams attached to such mandates**

### **Transparency in County Government**

It shall be the general objective of the Monroe County Legislature to promote an environment free of unethical and wasteful government behavior. The Legislature must set an example and set a high standard for ethical conduct and personal integrity within all aspects of County government. By this example, are we able to govern effectively.

To support this objective the Legislature will:

- **Promote and support the newly created Office of Public Integrity, which will review County operations to prevent waste and corruption**
- **Receive and analyze reports from the Director of Public Integrity on an annual basis**
- **Promote public access to information relating to County business through the Monroe County website**

### **Public Safety**

It shall be the general objective of the Monroe County Legislature to ensure effective and efficient public safety is provided. Through responsible oversight, the Legislature, working collaboratively with the Monroe County Sheriff's Office, the Monroe County District Attorney, the Monroe County Public Defender, the Monroe County Department of Public Safety, the Monroe County Office of Probation – Community Corrections and other community resource groups, will continue to increase

the level of expertise and strategic investment of resources to adequately provide public safety services to our community.

To support this objective the Legislature will:

- **Develop policies which will analyze and seek to reduce the recidivism rate amongst the Monroe County inmate population**
- **Encourage use of technology to streamline the provision of public safety equipment and services**
- **Modernize the resources used by our public safety departments to facilitate more efficient and effective outcomes**

### **Modernization of the Legislature**

It shall be the general objective of the Monroe County Legislature to bring the legislative process into the digital age. Through the use of software and policies within the Legislature, access to documents should be available digitally, eliminating wasteful paper use while offering an unprecedented level of public access to government documents and increased efficiency.

To support this objective the Legislature will:

- **Support the roll-out of wireless devices in the Legislature Chambers**
- **Explore and implement a software solution to provide convenient access for legislators, staff and the public to meeting agendas, minutes, referrals, resolutions, and supporting documentation**



*Monroe County Legislature*  
*Office of the President*

**ANTHONY J. DANIELE**  
PRESIDENT

May 9, 2016

To the Honorable  
Monroe County Legislature  
407 County Office Building  
Rochester, New York 14614

**RE: Monroe County Legislature Modernization Act of 2016**

Honorable Legislators:

In 1821, Monroe County was founded and thus created a Board of Supervisors. This Board of Supervisors oversaw the operations of Monroe County for over 145 years until the creation of the Monroe County Legislature in 1967. Since the creation of the Monroe County Legislature, its rules and practices have been updated to reflect better methods of operating and adapting to include new technology and better methods of maintaining order and decorum.

Throughout New York State, many counties and town municipal boards have switched from methods of the past century, namely printed materials, to embrace new technology that provides for paperless solutions. These include instant, 24/7 access to legislative material and reducing print waste, all while holding flat or reducing costs to Monroe County taxpayers. Each month, Legislators receive a substantial amount of paperwork including an agenda, resolutions, referrals, draft minutes, approved minutes, and other supporting documents. Many of these documents have been printed 1-3 more times for review by Legislature's committees.

As the President of the Monroe County Legislature, I am charged with preserving order and decorum within this Honorable Body. As such, it is my recommendation to begin the process of moving toward a paperless legislature and upon the conclusion of that process take the steps necessary to implement the Legislature's switch to a paperless model.

By utilizing technology and specific software, we would have the ability to provide 24/7 access to Legislative material for Legislators, improve public access to legislature information and reduce print waste. Additionally, the Legislature could see potential cost savings on printing, paper, wear and tear on copy machines, and more efficient usage of staff time in all three offices of the Legislature.

In order to prepare for the implementation of a paperless Legislature, I propose several amendments to the Rules of the Legislature that will pave the way for this Honorable Body to employ paperless solutions. These amendments cover two sections of our rules which cover filing of communications and the forms which those communications may take.

Further, I recommend that the Legislature authorize the President to execute the necessary procurement and contractual agreements and contract amendments in order to implement the chosen technology solution. I propose to utilize existing funds up to the amount of \$30,000 split between the

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<b>AGENDA/CHARTER-1</b>
<b>WAYS &amp; MEANS</b>

budgets of the Office of the President and the Legislature Clerk. These funds would be utilized to pay for (1) the purchase of individual devices to be used by members of the Legislature and staff which would be owned, maintained and controlled by the Legislature Clerk's Office; and (2) the first year implementation costs of software necessary to conduct business. Annual on-going software licensing will be included in the Legislature Clerk's budget.

**The Specific Legislative actions required are:**

1. Amend the Rules of the Monroe County Legislature as follows:

Section 545-25:

All local laws and resolutions to be presented to the Legislature shall be filed with the Clerk or Deputy Clerk by 10:00 a.m. on the last business day preceding the meeting at which such matter shall be introduced. The Clerk shall make electronic and/or paper copies of all local laws and resolutions (and such communications and petitions as may be requested by a Legislator) and make them available to all Legislators prior to the beginning of each day's session.

Section 545-26:

C. Electronic distribution of Full Legislature and Committee materials to Legislators is required, unless a Legislator has requested the Clerk, in writing, to provide printed materials, or, if in the judgment of the presiding officer, paper materials would better suit the individual circumstances (i.e. power outage, loss of internet access, etc.).

2. Authorize the President to enter into contracts in an amount not to exceed \$30,000 in order to purchase necessary equipment and obtain a software solution.

Added language is underlined.

This action will be paid for with existing funds within the current Monroe County budget. No additional net county support is required.

Sincerely,



Anthony J. Daniele  
President  
Monroe County Legislature



*Monroe County Legislature*  
*Office of the President*

**ANTHONY J. DANIELE**  
PRESIDENT

May 9, 2016

To the Honorable  
Monroe County Legislature  
407 County Office Building  
Rochester, New York 14614

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Committee Assignment
<b>AGENDA/CHARTER-I</b>

**RE: Authorizing Email Delivery of Local Laws to County Legislators**

Honorable Legislators:

This Honorable Body has used email distribution for notices for many years. As is our practice and consistent with the Monroe County Charter, each Legislator receives notifications to the email address that is provided to the Clerk of the Legislature. In keeping with the times, this Legislative Body should allow the transmittal of local laws to take place electronically, rather than require a trip downtown to the County Office Building or mailing individual local laws out to each member.

Last year, the New York State Legislature amended Subdivision 4 of Section 20 of the Municipal Home Rule Law to provide that county legislative bodies may elect to receive introduced Local Laws via email. The amendment states that County Legislators shall receive a Local Law via electronic means at least ten calendar days prior to its final passage. In addition, a list of email addresses for County Legislators shall be posted on the municipal clerk's bulletin board. By authorizing the use of electronic means for Local Law delivery, Legislators will receive these documents more quickly and they will be more easily accessible.

**The Specific Legislative actions required are:**

1. Pass a resolution authorizing email delivery of Local Laws to County Legislators.
2. Require the Clerk of the Legislature to post a list of emails used by the members of the Legislature to receive local laws and notifications

This action will have no impact on the revenues or expenditures of the current Monroe County budget.

Sincerely,

Anthony J. Daniele  
President  
Monroe County Legislature



# Monroe County Legislature

**KARLA F. BOYCE**  
LEGISLATOR - DISTRICT 5

May 9, 2016

To the Honorable  
Monroe County Legislature  
407 County Office Building  
Rochester, New York 14614

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<b>Memorializing Referral -L</b>

**Re: Memorializing the United States Senate to Introduce, and President Barack Obama to Sign, Companion Legislation to H.R. 469, the Strengthening Child Welfare Response to Trafficking Act of 2015**

Honorable Legislators:

Contrary to popular opinion, human trafficking is not just a problem that exists in far-off or impoverished nations. Just last year, Federal Law Enforcement officials announced the discovery of a human trafficking operation run out of Rochester.

The United States has had cases of human trafficking reported in all 50 states, Washington D.C., and its overseas territories. Victims of trafficking can be children or adults, but children are particularly susceptible to being preyed upon. Traffickers use children for forced labor, domestic servitude, or sexual exploitation. Those who are caught exploiting minors for these or other trafficking-related offenses face federal charges and could spend the rest of their lives in prison.

What can be lost in the pursuit of justice is the psychological and emotional damage done to the victims that traffickers have left in their wake. Children who are victims of trafficking have experienced physical, psychological, and emotional trauma that is unimaginable to most. It is imperative that these children are properly cared for during their recovery from trafficking situations.

H.R. 469 will ensure that children who are victims of human trafficking receive specialized attention and care to begin the road to healing. The state will provide grants for treatment programs and neglect prevention so long as the state plan includes provisions to: identify and assess reports involving children who are sex trafficking victims, train representatives of the state child protective services about identifying and assessing such children, and identifying services and procedures for appropriate referral to address the needs of such children.

This legislation will also direct the Secretary of Health and Human Services to report to Congress on: the specific types of trafficking to which children needing state care have been subjected, practices used by states to identify and serve children who are at-risk of becoming or are victims of trafficking, and any barriers in federal regulations that prevents identification and assessment of children who are such victims. These reports



will provide specific insight into trafficking and allow varying levels of government to work together to solve the problem.

This bill has already passed the House of Representatives without a single vote cast against it. This strong showing of bipartisanship should continue to the United States Senate in order to bring a bill to the desk of President Barack Obama for signing. I encourage this Honorable Body to join me in memorializing the United States Senate to pass and President Barack Obama to sign this bill so we can continue to help the children who are victims of trafficking.

Respectfully Submitted,



Karla F. Boyce  
Monroe County Legislature  
District 5



# Monroe County Legislature

**STEVE BREW**  
LEGISLATOR – DISTRICT 12

May 9, 2016

To The Honorable  
Monroe County Legislature  
39 West Main St.  
Rochester, NY 14614

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<b>Memorializing Referral -L</b>

**Subject: Memorializing the NYS Assembly to Pass, and Governor Andrew M. Cuomo to Sign, Assembly Bill A9063A, Which Relates to the Creation of the Rochester-Finger Lakes Craft Beverage Trail**

New York State has experienced an increase in craft breweries over the past decade and Rochester has led that trend. Local breweries including long-time powerhouse Rohrbachs Brewery, along with newcomers to the market, Swiftwater Brewing and Black Button Distillery have captured local attention and popularity, leading to a miniature boom in the craft brewing market. Our State leaders have acknowledged this trend, and have committed themselves to supporting these local businesses in their outreach.

Official state designations have already proven successful in enhancing the business opportunities for our wineries and other businesses, and therefore are also appropriate for the craft beverage industry.

According to the New York Wine and Grape Foundation, the New York grape, grape juice and wine industry generates more than \$4.8 billion in economic benefits annually for New York State. New York is home to over 1,600 family vineyards and over 400 wineries, producing more than 175,000,000 bottles of wine per year while providing \$408 million in state and local taxes.


According to the New York State Brewers Association, the number of New York State breweries grew from 95 in 2012 to 207 in 2014, making them 3rd in the country with an economic impact of \$3.5 billion dollars. In 2012, New York State was the 6th largest beer producing state behind California, Pennsylvania, Colorado, Ohio and Oregon. New York State craft breweries increased production by 26% from 557,436 in 2011 to 859,536 barrels in 2012, while at the same time nationally, the craft beer segment only grew by 15%.

Senator Rich Funke and Assembly Majority Leader Joseph D. Morelle have co-sponsored a bill which would add signs to the major expressways running through Monroe County that draw attention to our informal segment of the Rochester-Finger Lakes Beer Trail. These signs would make travelers aware of local Rochester breweries, and would promote these breweries to people already using the trail.

This is a simple, inexpensive way to both support our locally-owned breweries and also promote tourism in Monroe County. We should be proud of and thankful for the families that have worked to create jobs and sustainable businesses in our community. Signs marking Rochester's presence in the Finger Lakes Beer Trail will bring statewide travelers to Monroe County, where they can stay for a while and participate in the local culture.

Therefore, I urge you to join me in memorializing the NYS Assembly to pass, and then Governor Cuomo to sign A9063. This bill has already been passed in the NYS Senate, and has received public and bipartisan support.

Respectfully Submitted,

A handwritten signature in black ink that reads "Steve Brew". The signature is written in a cursive, flowing style with a large initial "S" and a long, sweeping tail.

Steve Brew  
Monroe County Legislature  
District 12



# Monroe County Legislature

**GEORGE J. HEBERT**  
LEGISLATOR - DISTRICT 15

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<b>Memorializing Referral</b> -L

May 9, 2016

To the Honorable  
Monroe County Legislature  
407 County Office Building  
Rochester, New York 14614

**Re: Opposition to Plan 2014 by the International Joint Commission**

Honorable Legislators:

Lake Ontario is very important to the residents of Monroe County. For years the Great Lakes have been a staple for residents, property owners and business owners. Within Monroe County, there are approximately 37 miles of shoreline, which is lined with homes and businesses.

Several years ago, the International Joint Commission (IJC) announced its intention to seek a water level regulation plan to address the impacts of the Moses-Saunders Power Dam hydroelectric project and resulting lake level regulation plan on wetlands adjacent to Lake Ontario and the St. Lawrence River. This proposal, named "Bv7," raised many concerns of the residents and government of Monroe County. While the IJC failed to take into consideration the concerns of the community, they nevertheless issued a new proposal with nearly the same recommendations, Plan 2014.

Plan 2014, like Bv7, has the potential to cause millions of dollars in damage to property and business owners, as well as recreational boaters. Both of these plans fail to acknowledge some of the negative effects on the areas surrounding Lake Ontario including, but not limited to, severe damage to shoreline property along the southern and eastern shores while failing to plan for damage mitigation and the resulting shoreline repair work.

The potential ramifications of Plan 2014 jeopardize the homes and livelihood of the thousands of Monroe County citizens who call the shoreline of Lake Ontario their home. The safety and security of lakeshore communities should be of highest priority for any plan moving forward. In fact, within the past two months, there have been shoreline breaches in Sodus and Port Bay to Monroe County's east.

The following issues this Legislative Body raised in 2013 have yet to be addressed by the International Joint Commission.

1. There will likely be significant damage to shoreline property on Lake Ontario as a result of allowing higher water levels over a prolonged period of time. There is a general

feeling by lake property owners that the cost of damages has been significantly underestimated. This position is supported by the IJC's admission that it did not assess the potential damages to all public land or infrastructure on the shoreline. This is of particular concern to Monroe County, given that the County owns and operates significant water, sewage, road, bridge, and park infrastructure along the shoreline.

2. The scientific basis used by the IJC to determine the benefits to the environment that would result from the implementation of the proposed plan Bv7 has been discounted by scientists, some of whom were involved in the study undertaken in 2000-2008. Dr. Frank Sciremammano, Jr. and Dr. Daniel P. Barletta, two members of the advisory group involved in the IJC process between 2000 and 2008, released a Minority Report in 2006. This report disputed the assumptions and conclusions of the IJC's study and was signed by four additional members of the advisory group.

3. There has been virtually no discussion about mitigation of the damages acknowledged by the IJC. It appears that the IJC expects shoreline property owners and recreational boaters to bear the costs associated with implementation of Plan 2014. There has also been no discussion of funding mechanisms to assist these stakeholders in covering the costs of damages such as those done to a shoreline. These can be direct and documented costs which the current proposal allows to go unaddressed. To the extent that proposed Plan 2014 is expected to result in increased damages to private and public properties, the IJC or IJC working group should provide Monroe County with an accounting of resulting needs and expected losses within the community, and identify the mechanism(s) that the IJC will implement to fund protective actions and damage reparations, and address other consequences, before any change is made to the operating plan.

4. The IJC proposes modifying the operations and authority of the International St. Lawrence River Board of Control by curtailing the Board's ability to respond to high and low water conditions on Lake Ontario. The IJC has indicated that computer modeling will be used to dictate the management strategies based on the criteria proposed in Plan 2014, thereby reducing the need for the Board's deviations from the regulation plan. Shoreline and near shore properties may be impacted by any change to the decision making process and current performance of the Board of Control of the IJC, a significant concern given that substantial investment in shoreline and near-shore real property has arguably been made based on the demonstrated lake level management capabilities of the Board of Control since the 1960s.

Therefore, we ask that you join us in Memorializing the IJC to reject the adoption and implementation of Plan 2014, and urge the IJC to reconsider the proposal for the benefit

of the community and take into careful consideration the points we have raised before it develops another subsequent new lake level regulation plan

Respectfully Submitted,



George J. Hebert  
Monroe County Legislature  
District 15



Tina M. Brown  
Monroe County Legislature  
District 1



Mike Rockow  
Monroe County Legislature  
District 2



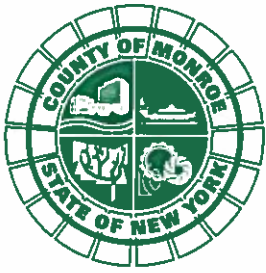
Brian E. Marianetti  
Monroe County Legislature  
District 7



Matt Terp  
Monroe County Legislature  
District 8



Dr. Joe Carbone  
Monroe County Legislature  
District 16



# Monroe County Legislature

**CYNTHIA W. KALEH**  
DEMOCRATIC MINORITY LEADER

CYNTHIA W. KALEH  
LEGISLATURE - DISTRICT 28  
18 FAIRVIEW HEIGHTS  
ROCHESTER, NEW YORK 14613  
OFFICE: (585) 753-1940  
FAX: (585) 753-1946  
E-MAIL: [cindy@kaltechsupport.com](mailto:cindy@kaltechsupport.com)

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Committee Assignment
Memorializing Referral -L

May 9, 2016

To The Honorable  
Monroe County Legislature  
39 West Main Street  
Rochester, NY 14614

**RE: Memorializing the New York Senate to Introduce and Pass a Companion Bill to Assembly Bill 7555, an Act to Amend the Tax Law, in Relation to Exempting Certain Basic Necessities from Sales and Use Taxes**

Honorable Legislators:

New York State currently exempts certain items from state sales tax, including drugs and medicine, medical equipment and certain medical supplies. This sensible approach helps keep costs down for people who require these items to lead healthy lives. Shockingly, however, this exemption does not extend to feminine hygiene products, such as tampons and sanitary napkins.

Fortunately, there are lawmakers in Albany working to correct this sexist and regressive tax policy. Assemblywoman Linda Rosenthal introduced legislation, Assembly bill 7555, which would include feminine hygiene products like tampons and sanitary napkins to the list of exempted items. This bill was passed in March by a unanimous vote, showing the widespread support for this overdue correction.

Further demonstrating the importance of this issue, similar legislation, Senate bill 6726, was put forth by Senator Sue Serino in the state's upper house. The difference in language is small, but very meaningful between the two bills. The bill passed by the Assembly would exempt feminine hygiene products 'including, but not limited to, sanitary napkins and tampons.' The Senate bill only adds sanitary napkins and tampons to the list of exempted items. This difference could lead to a situation where women are still being taxed for necessary medical

items, and this is unacceptable. The version passed unanimously by the Assembly is a more affordable and healthier alternative for women across our great state.

Therefore, we urge you to join us in memorializing the New York Senate to introduce and pass a companion bill to Assembly bill 7555, An Act to Amend the Tax Law, in Relation to Exempting Certain Basic Necessities from Sales and Use Taxes.

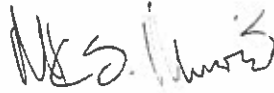
Respectfully Submitted,



Cynthia W. Kaleh  
Democratic Minority Leader



John Lightfoot  
Assistant Minority Leader



Mark S. Muoio  
Legislator, District 21



James M. Sheppard  
Legislator, District 23



Joshua Bauroth  
Legislator, District 24

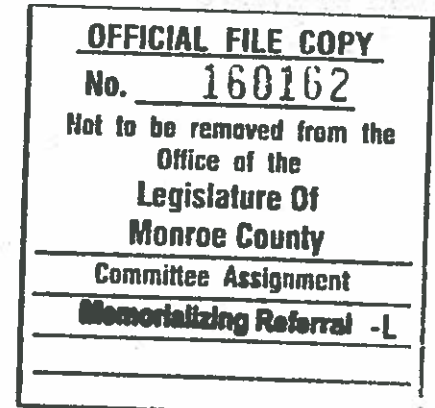




*Monroe County Legislature*

**JOSHUA BAUROTH**  
LEGISLATURE - DISTRICT 24

**JOSHUA BAUROTH**  
LEGISLATOR - DISTRICT 24  
24 ALLIANCE AVENUE  
ROCHESTER, NEW YORK 14620  
OFFICE: (585) 753-1940  
HOME: (585) 429-5445  
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E-MAIL: [jpbauroth@yahoo.com](mailto:jpbauroth@yahoo.com)



May 9, 2016

To The Honorable  
Monroe County Legislature  
39 West Main Street  
Rochester, NY 14614

**RE: Memorializing the New York State Assembly and Senate to Pass, and Governor Cuomo to Sign Into Law, a Ban on the Sale of Cleaning Products Containing Triclosan**

Honorable Legislators:

Since the early 1970's, manufacturers have been using a chemical compound called triclosan as an ingredient in many cleaning products as an antibacterial agent. In 1997, a Federal Food and Drug Administration study showed that triclosan was effective at preventing gingivitis. Despite its usefulness in toothpaste, the FDA has received no evidence to suggest that products that contain triclosan are more effective in fighting bacteria than regular soap and water. Environmental studies have shown, however, a different, and harmful, impact of the chemical and that is why it should be banned from indiscriminate use in cleaning products.

A study by the United States Geological Survey discovered that triclosan is one of the most frequently found chemicals in wastewater contaminants. This is due largely to the fact that the products it is found in are almost always disposed of down residential drains and wastewater treatment facilities are unable to remove the chemical from the water. Not only that, the triclosan can interact with the chlorine from the treatment process to create other triclosan derivatives that are released into bodies of water.

Emitting triclosan into our waterways is having a negative impact on aquatic life as it is toxic. Not only does it kill bacteria, it interferes with photosynthesis in algae. This leads to a drop in health and reproduction in algae, putting eco-systems at risk from the bottom up. As triclosan is already being detected in New York's waterways, the time to act is now. Assembly bill 9230 and Senate bill 6636 seek to put New York ahead of the curve in removing triclosan from

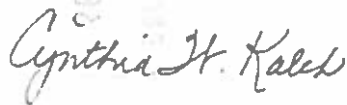
cleaning products. The legislation would exempt products used in medical facilities or have received specific approval from the FDA for its use (ie. certain toothpastes). Given that triclosan isn't more effective than regular soap and water for killing bacteria as we wash, this is a common sense measure to help protect our environment's health without sacrificing our own.

Therefore, we humbly ask you to join us in memorializing the New York State Assembly and Senate to pass, and Governor Cuomo to sign into law, a ban on the sale of cleaning products containing triclosan.

Respectfully Submitted,



Joshua Bauroth  
Legislator – District 24



Cynthia W. Kaleh  
Democratic Minority Leader



John Lightfoot  
Assistant Minority Leader



Mark S. Muoio  
Legislator, District 21



James M. Sheppard  
Legislator, District 23



# Monroe County Legislature

**JOSEPH D. MORELLE JR.**  
LEGISLATOR - DISTRICT 17

JOSEPH D. MORELLE JR.  
LEGISLATOR - DISTRICT 17  
COUNTY OFFICE BUILDING, ROOM 408  
39 WEST MAIN STREET  
ROCHESTER, NEW YORK 14614  
OFFICE: (585) 753-1940  
E-MAIL: JDMORELLEjr@gmail.com

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Committee Assignment
<b>AGENDA/CHARTER</b>

May 9, 2016

To The Honorable  
Monroe County Legislature  
39 West Main Street  
Rochester, NY 14614

**RE: A Local Law to Permit the Restricted Sale of Certain Sparkling Devices**

Honorable Legislators:

On November 21, 2014 Governor Cuomo signed into law Chapter 477 of the Laws of 2014. This law amended the State Penal Law, the Executive Law, and the General Business Law placing further restrictions on dangerous fireworks while at the same time recognizing that certain fireworks should not be labeled dangerous when they pose little to no danger to the public. As a result, these fireworks, including sparklers, poppers, and snappers, can be legally sold at certain times of the year if counties opt to do so.

Since that time, thirty-five counties have opted to legalize the selling of certain sparkling devices to take advantage of the new regulations. Included in that list of counties are three of our neighbors: Wayne, Livingston, and Ontario Counties. The longer our county stays off the list, the longer we are hurting our own businesses, depriving our residents of the enjoyment of these items, and denying ourselves the associated sales tax revenue. This common sense measure allows for the sales of these items from June 1st through July 5th and December 26th through January 2nd of each calendar year. Thus the sales are limited to the times of year they are most in demand.

While many fireworks can be dangerous when mishandled, the sparkling devices contained in this law are not considered dangerous due to the small amounts of pyrotechnic composition in them. However, in recognition that any type of pyrotechnic could be dangerous, retailers must be registered with the New York State Office of Fire Prevention and Control in order to sell them, as detailed in Section 156-h of the Executive Law. Furthermore, it is still unlawful to sell these items to anyone under the age of 18.

This common sense law will allow residents to enjoy these sparkling devices, whether it is a sparkler on the Fourth of July or a party popper on New Year's Eve, as residents in some of our neighboring counties already do. It will also put our businesses on an equal footing with those retailers in Wayne, Livingston, and Ontario Counties that are already able to sell these items.

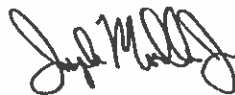
Therefore, we propose that this Honorable Body to adopt this local law to permit the restricted sale of certain sparkling devices.

**The specific legislative actions required are:**

1. Schedule and hold a public hearing on this proposed local law.
2. Enact a local law amending the Monroe County Charter and Administrative Code, as attached.

This proposal will have no impact on the revenue and/or expenditures of the current Monroe County Budget.


Respectfully Submitted,



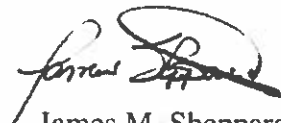
Joseph D. Morelle, Jr.  
Legislator – District 17



Cynthia W. Kaleh  
Democratic Minority Leader



John Lightfoot  
Assistant Minority Leader



James M. Sheppard  
Legislator, District 23



Joshua Bauroth  
Legislator, District 24

By Legislator Morelle

Intro No. \_\_\_\_

LOCAL LAW NO. \_\_\_\_ OF 2016

**LOCAL LAW ENTITLED “PERMITTING THE RESTRICTED SALE OF CERTAIN SPARKLING DEVICES”**

BE IT ENACTED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Part IV, General Local Laws of the Administrative Code and Charter of Monroe County, is hereby amended to include the following Local Law:

**Chapter 385, PERMITTING THE RESTRICTED SALE OF CERTAIN SPARKLING DEVICES**

**§385-1. Title.**

This chapter shall be known as the law “Permitting the Restricted Sale of Certain Sparkling Devices.”

**§385-2. Legislative Intent.**

The Legislature finds that:

A. On November 21, 2014 Governor Cuomo signed into law Chapter 477 of the Laws of 2014. This law amended the State Penal Law, the Executive Law and the General Business Law placing further restrictions on dangerous fireworks while at the same time recognizing that certain fireworks should not be labeled dangerous when they pose little to no danger to the public.

B. The Governor signed this version of the bill into law partially due to its strong home rule authority, only allowing for certain fireworks to be sold and used in municipalities that affirmatively enact a local law authorizing such action.

C. Allowing residents the use of safe sparkler devices will benefit them and local businesses without creating a threat to public safety.

**§385-3. Purpose.**

The purpose of this Chapter is to permit the restricted sale of certain safe fireworks in Monroe County.

#### §385-4. Definitions.

A. "Sparkling Devices" shall mean ground-based or hand-held devices that produce a shower of white, gold, or colored sparks as their primary pyrotechnic effect. Additional effects may include a colored flame, an audible crackling effect, an audible whistle effect, and smoke. These devices do not rise into the air, do not fire inserts or projectiles into the air, and do not explode or produce a report (an audible crackling-type effect is not considered to be a report). Ground-based or hand-held devices that produce a cloud of smoke as their sole pyrotechnic effect are also included in this category. Types of devices in this category include:

(1) "Cylindrical Fountain" shall mean a cylindrical tube containing not more than seventy-five grams of pyrotechnic composition that may be contained in a different shaped exterior such as a square, rectangle, cylinder or other shape but the interior tubes are cylindrical in shape. Upon ignition, a shower of colored sparks, and sometimes a whistling effect or smoke, is produced. This device may be provided with a spike for insertion into the ground (spike fountain), a wood or plastic base for placing on the ground (base fountain), or a wood or cardboard handle to be hand held (handle fountain). When more than one tube is mounted on a common base, total pyrotechnic composition may not exceed two hundred grams, and when tubes are securely attached to a base and the tubes are separated from each other on the base by a distance of at least half an inch (12.7 millimeters), a maximum total weight of five hundred grams of pyrotechnic composition shall be allowed.

(2) "Cone Fountain" shall mean a cardboard or heavy paper cone containing not more than fifty grams of pyrotechnic composition. The effect is the same as that of a cylindrical fountain. When more than one cone is mounted on a common base, total pyrotechnic composition may not exceed two hundred grams, as is outlined in this subparagraph.

(3) "Wooden Sparkler or Dipped Stick" shall mean devices that consist of a wood dowel that has been coated with pyrotechnic composition. Upon ignition of the tip of the device, a shower of sparks is produced. Sparklers may contain up to one hundred grams of pyrotechnic composition per item.

(4) "Novelties" shall mean items that do not require approval from the United States Department of Transportation and are not regulated as explosives, provided that they are manufactured and packaged as described below:

a. "Party Popper" shall mean a small device with paper or plastic exteriors that is actuated by means of friction, including, but not limited to, a string or trigger. Upon activation, the device expels flame-resistant paper streamers, confetti, or other novelties and produces a small report. Devices may contain not more than sixteen milligrams (0.25 grains) of explosive composition, which is limited to potassium chlorate and red phosphorus. These devices

must be packaged in an inner packaging which contains a maximum of seventy-two devices.

b. "Snapper" shall mean a small, paper-wrapped device containing not more than one milligram of silver fulminate coated on small bits of sand or gravel. When dropped, the device explodes, producing a small report. Snappers must be in inner packages not to exceed fifty devices each, and the inner packages must contain sawdust or a similar, impact-absorbing material.

#### **§385-5. General Regulations.**

##### **A. Sales of Sparkling Devices.**

(1) Sales of sparkling devices shall only be permitted on or between June 1<sup>st</sup> through July 5<sup>th</sup> and December 26<sup>th</sup> through January 2<sup>nd</sup> of each calendar year.

(2) Retailers, distributors, and manufacturers must be licensed through the New York Office of Fire Prevention and Control pursuant to Section 156-h of the New York State Executive Law.

(3) Sparkling devices shall not be sold to anyone under the age of 18.

#### **§385-6. Enforcement and Penalties.**

A. Any person violating the provisions of this Chapter shall be guilty of an unclassified misdemeanor punishable by a fine of up to one thousand dollars (\$1,000) and/or imprisonment of up to one (1) year. Each such violation shall constitute a separate and distinct offense.

B. This Chapter shall be enforced by any local law enforcement agency having jurisdiction.

#### **§385-7. Severability.**

If any clause, sentence, paragraph, subdivision, section or part of this article or application thereof to any person, individual, corporation, firm, partnership or entity shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such determination shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this article or its application to the person, individual, corporation, firm, partnership or entity directly involved in the proceeding in which such adjudication shall have been rendered.

#### **§385-8. Reverse Preemption.**

This article shall be null and void on the day that statewide or federal legislation goes into effect incorporating either the same or substantially similar provisions as are contained in this law, or in the event that a pertinent state or federal administrative agency issues and promulgates regulations preempting such action by Monroe County. The County Legislature may determine, by resolution, whether or not identical or substantially similar statewide or federal legislation or pertinent preempting state or federal regulations have been enacted for the purposes of triggering the provisions of this section.

Section 2. This local law shall take effect immediately upon filing with the Secretary of State pursuant to Section 27 of the New York State Municipal Home Rule Law.

File No. 16-0\_\_\_\_\_

ADOPTION: Date: \_\_\_\_\_ Vote: \_\_\_\_\_

ACTION BY THE COUNTY EXECUTIVE

APPROVED: \_\_\_\_\_ VETOED: \_\_\_\_\_

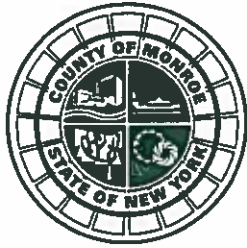
SIGNATURE: \_\_\_\_\_ DATE: \_\_\_\_\_

EFFECTIVE DATE OF LOCAL LAW: \_\_\_\_\_

Added Language is underlined

Deleted Language is ~~stricken~~





# Office of the County Executive

MONROE COUNTY, NEW YORK

Cheryl Dinolfo  
County Executive

**OFFICIAL FILE COPY**

No. 160164

Not to be removed from the  
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Legislature Of  
Monroe County

Committee Assignment

**PLAN & EC DEV - L**  
**WAYS & MEANS**

May 6, 2016

To The Honorable  
Monroe County Legislature  
407 County Office Building  
Rochester, New York 14614

Subject: 2016 Annual Action Plan for Housing and Community Development in Suburban Monroe County and Grant Submission to the U.S. Department of Housing and Urban Development

Honorable Legislators:

I recommend that Your Honorable Body approve Monroe County's 2016 Annual Action Plan for Housing and Community Development in Suburban Monroe County and Grant Submission to the U.S. Department of Housing and Urban Development (HUD) for the Community Development Block Grant (CDBG), Home Investment Partnerships Program (HOME) and Emergency Solutions Grants (ESG) programs.

Approval of this submission by HUD will provide the County with funding in the amount of \$2,645,824 for the period August 1, 2016 to July 31, 2017. This represents the combined total of funds for the CDBG Program in the amount of \$1,651,379; the HOME Program in the amount of \$844,715; and the ESG Program in the amount of \$149,730. This year's allocations represent an overall increase of \$23,343 from last year. This is the 41<sup>st</sup> year the County will receive this funding.

The CDBG, HOME and ESG programs have been designed to carry out neighborhood projects, Americans with Disabilities Act (ADA) improvements to public facilities, community services, economic development activities, housing activities, and homeless services. Pursuant to HUD regulations, these programs must principally benefit low to moderate-income persons, the elderly and persons with special needs who live in the towns and villages that participate in the Monroe County Community Development Consortium.

Members of the Consortium and community services agencies apply to the County to receive grants for projects, which are listed in the 2016 Annual Action Plan.

**The specific legislative actions required are:**

1. Authorize the County Executive, or her designee, to submit the 2016 Annual Action Plan to the United States Department of Housing and Urban Development (HUD) and to provide such additional information as may be required by HUD for the Community Development Block Grant, Home Investment Partnerships Program and Emergency Solutions Grants programs.
2. Authorize the County Executive, or her designee, to accept the grant funds in the amount of \$2,645,824 or such other amount as determined by the United States Department of Housing and Urban Development (HUD), subject to HUD approval of the submission.
3. Appropriate the sum of \$2,645,824 for grant funds, or such other amount as determined by the United States Department of Housing and Urban Development (HUD), and the sum of \$270,000, which is the estimated Program Income expected to be generated during the program year, into fund 9005; funds center 1501010000, Community Development Grants, contingent on HUD approval.

110 County Office Building • 39 West Main Street • Rochester, New York 14614  
(585) 753-1000 • fax: (585) 753-1014 • [www.monroecounty.gov](http://www.monroecounty.gov) • e-mail: [countyexecutive@monroecounty.gov](mailto:countyexecutive@monroecounty.gov)

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MONROE COUNTY LEGISLATURE  
MAY 10 2016

4. Authorize the County Executive, or her designee, to execute all contracts, including intermunicipal agreements, and any amendments thereto, that are necessary to carry out the administration of the Community Development Block Grant, Home Investment Partnerships Program and Emergency Solutions Grants programs.
5. Authorize the County Executive, or her designee, to execute all agreements, debt instruments, and other documents for each loan, grant, relending project or activity which may be approved under the United States Department of Housing and Urban Development (HUD) Section 108 Loan Guarantee Assistance program, pursuant to Section 168.00 of the Local Finance Law, and to accept, receive and reappropriate funds which are borrowed from HUD or any other party, and relend the same to qualified borrowers.
6. Authorize the County Executive, or her designee, to approve the use of contingency funds or funds reprogrammed from current or prior years pursuant to the United States Department of Housing and Urban Development regulations.
7. Authorize the County Executive, or her designee, to accept, receive and appropriate or reappropriate any funds which accrue to the Community Development Office in the form of program income for use in connection with programs offered or funded by the Community Development Office, which administers the grants. All such income shall be utilized in accordance with the United States Department of Housing and Urban Development regulations governing the use of program income.
8. Authorize the County Executive to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within the grant guidelines to meet contractual commitments.
9. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify such program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law, and when applicable, the terms of any labor agreement affecting such positions.

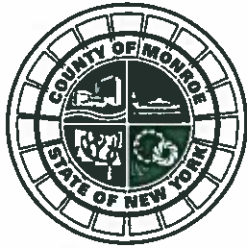
Environmental assessments were completed for this action and it was determined that there would be no significant effect on the environment.

This grant is 100% funded by the U.S. Department of Housing and Urban Development. No additional net County support is required in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,

  
Cheryl Dinolfo  
Monroe County Executive



# Office of the County Executive

MONROE COUNTY, NEW YORK

Cheryl Dinolfo  
County Executive

May 6, 2016

To The Honorable  
Monroe County Legislature  
407 County Office Building  
Rochester, New York 14614

Subject: 2017-2022 Capital Improvement Program

Honorable Legislators:

I recommend that Your Honorable Body adopt the proposed 2017-2022 Capital Improvement Program as recommended by the Monroe County Planning Board. The proposed Capital Improvement Program is submitted to the County Legislature in accordance with Section C4-10 of Article IV and Section C5-7 of Article V of the Monroe County Charter.

This proposed program includes projects designed to address aging infrastructure while at the same time ensuring that Monroe County continues to grow and expand its job base and quality of life. Projects contained in the program are intended to improve and modernize public buildings, construct needed highway and bridge improvements, as well as continue investment in public safety, the Greater Rochester International Airport, the County park system, the Monroe County Library System, the Monroe Community Hospital, and Monroe Community College.

I would like to take this opportunity to thank the members of the Monroe County Planning Board for their time and commitment in reviewing and recommending this program.

### The specific legislative actions required are:

1. Fix a public hearing on the adoption of the proposed 2017-2022 Capital Improvement Program.
2. Direct the Clerk of the Legislature to publish legal notice of such public hearing at least once in one daily newspaper of general circulation in the County at least ten (10) days before the date set for the hearing.

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Committee Assignment
<b>PLAN &amp; EC DEV -L</b>
<b>PUBLIC SAFETY</b>
<b>ENV. &amp; PUB. WORKS</b>

**REC & ED**  
**INTRGOV REL**  
**TRANSPORTATION**  
**HUMAN SERVICES**  
**WAYS & MEANS**

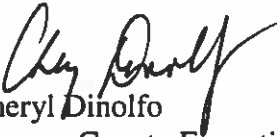
3. Adopt the proposed 2017-2022 Capital Improvement Program, as submitted, in its entirety.

Environmental assessments were completed for this action and it was determined that there would be no significant effect on the environment.

The adoption of the proposed 2017-2022 Capital Improvement Program will have no impact on the revenues or expenditures of the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,

  
Cheryl Dinolfo  
Monroe County Executive

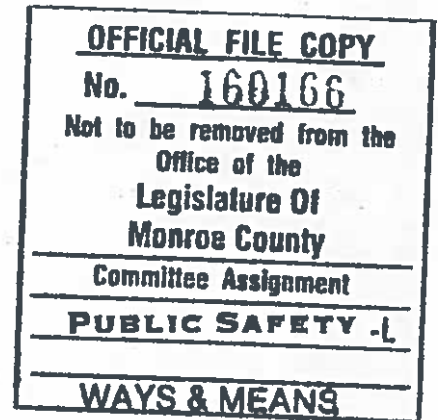
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# Office of the County Executive

MONROE COUNTY, NEW YORK

**Cheryl Dinolfo**  
*County Executive*



May 6, 2016

To The Honorable  
Monroe County Legislature  
407 County Office Building  
Rochester, New York 14614

**Subject:** Acceptance of a Grant from the New York State Division of Criminal Justice Services for the District Attorney's Office, the Office of the Sheriff, and the Department of Public Safety, Office of Probation and Community Corrections, for the Gun Involved Violence Elimination Partnership

Honorable Legislators:

This matter is being referred to Your Honorable Body at the request of District Attorney Sandra Doorley and Sheriff Patrick M. O'Flynn.

I recommend that Your Honorable Body accept a grant from the New York State Division of Criminal Justice Services, in the amount of \$1,157,878, for the District Attorney's Office, the Office of the Sheriff, and the Department of Public Safety, Office of Probation and Community Corrections, for the Gun Involved Violence Elimination (GIVE) Partnership, for the period of July 1, 2016 through June 30, 2017.

This project provides resources enabling the Monroe County law enforcement community to target violent criminals, and those possessing weapons, in a coordinated effort to reduce violent crime in Monroe County. The ultimate goal of this partnership is to support targeted firearm and violent crime reduction efforts within Monroe County. This is the third year the County has received this grant. This year's funding represents the same amount as last year.

Funds will be used specifically to help support the following programs in the following departments:

- **District Attorney's Office:** Partially supports ten (10) existing Assistant District Attorney positions assigned to prosecute violent felons and criminals possessing illegal weapons, and to provide the Boys and Girls Clubs of Rochester, Inc. with an \$18,000 sub grant to continue its Project Step-Up Program;

•**Sheriff's Office:** Supports an existing Sheriff's Criminal Investigator (50%), a Road Patrol Deputy (50%) and a Jail Deputy, and underwrites part of the overtime costs of the Office of the Sheriff's participation in joint anti-crime efforts with the other GIVE agency partners;

•**Office of Probation and Community Corrections:** Supports the cost of one (1) existing Senior Probation Officer, one (1) Probation Officer for the Swift, Certain & Fair Pilot Program, enhanced electronic monitoring (GPS) capability, and underwrites the overtime costs of the Office of Probation and Community Correction's participation in joint anti-crime efforts with the other GIVE agency partners.

We have been notified of the funding amounts for the District Attorney's Office, \$613,908, the Office of the Sheriff, \$305,500, and the Department of Public Safety, Office of Probation and Community Corrections, \$238,470.

**The specific legislative actions required are:**

1. Authorize the County Executive, or her designee, to accept a \$1,157,878 grant from, and to execute contracts and any amendments thereto with, the New York State Division of Criminal Justice Services, for the Gun Involved Violence Elimination Partnership, for the District Attorney's Office, the Office of the Sheriff, and the Department of Public Safety, Office of Probation and Community Corrections, for the period of July 1, 2016 through June 30, 2017.
2. Amend the 2016 operating grant budget of the District Attorney's Office by appropriating the sum of \$306,954 into fund 9300, funds center 2508010000, Major Felony Bureau.
3. Amend the 2016 operating grant budget of the Office of the Sheriff by appropriating the sum of \$152,750 into fund 9300, funds center 3803010000, Police Bureau Administration.
4. Amend the 2016 operating grant budget of the Department of Public Safety, Office of Probation and Community Corrections, by appropriating the sum of \$159,981 into fund 9300, funds center 2403050000, Special Services Intensive Supervision.
5. Authorize the County Executive, or her designee, to execute a contract, and any amendments thereto, with the Boys and Girls Clubs of Rochester, Inc., 500 Genesee Street, Rochester, New York 14611, to continue its Project Step-Up Program, in the amount of \$18,000, for the period of July 1, 2016 through June 30, 2017.

6. Authorize the County Executive to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within the grant guidelines to meet contractual commitments.
7. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Environmental assessments were completed for this action and it was determined that there would be no significant effect on the environment.

Partial funding for this grant is included in the 2016 operating grant budget of the District Attorney's Office, fund 9300, funds center 2508010000, Major Felony Bureau, Office of the Sheriff, fund 9300, funds center 3803010000, Police Bureau Administration, and the Department of Public Safety, Office of Probation and Community Corrections, fund 9300, funds center 2403050000, Special Services Intensive Supervision. The appropriated amount will adjust the current funding to that established by the grant.

This grant is 100% funded by the New York State Division of Criminal Justice Services. No additional net County support is required in the current Monroe County budget.

The Boys and Girls Clubs of Rochester, Inc. is a not-for-profit agency, and the records in the Office of the Monroe County Treasury have indicated that it does not owe any delinquent Monroe County property taxes.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,



Cheryl Dinolfo  
Monroe County Executive



# Office of the County Executive

MONROE COUNTY, NEW YORK

**Cheryl Dinolfo**  
*County Executive*

May 6, 2016

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<b>ENV. &amp; PUB. WORKS</b>
<b>PUBLIC SAFETY</b>
<b>WAYS &amp; MEANS</b>

To The Honorable  
Monroe County Legislature  
407 County Office Building  
Rochester, New York 14614

**Subject:** Authorize a Cooperative Agreement with the United States Department of Homeland Security, Transportation Security Administration, for Law Enforcement Personnel Reimbursement at the Greater Rochester International Airport

Honorable Legislators:

I recommend that Your Honorable Body authorize a Cooperative Agreement with the United States Department of Homeland Security, Transportation Security Administration (TSA), in the approximate amount of \$716,352, for law enforcement personnel reimbursement at the Greater Rochester International Airport, for the fifteen (15) month period of October 1, 2015 through December 31, 2016, with the option to renew for two (2) additional one-year periods.

The purpose of this agreement is to provide reimbursement for the salaries and training of Monroe County Sheriff's Department deputies providing law enforcement services on-site at the Airport and law enforcement response to the security passenger screening checkpoints pursuant to the requirements established by the TSA.

**The specific legislative action required** is to authorize the County Executive, or her designee, to execute a Cooperative Agreement, and any amendments thereto, with the United States Department of Homeland Security, Transportation Security Administration, for law enforcement personnel reimbursement at the Greater Rochester International Airport, in the approximate amount of \$716,532, for the nine (9) month period of October 1, 2015 through December 31, 2016, with the option to renew for two (2) additional one-year periods.

Environmental assessments were completed for this action and it was determined that there would be no significant effect on the environment.

This agreement is revenue generating and no net County support is required in the current Monroe County budget.

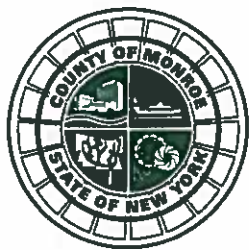
I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,

  
Cheryl Dinolfo  
Monroe County Executive

CD:db





# Office of the County Executive

MONROE COUNTY, NEW YORK

**Cheryl Dinolfo**  
*County Executive*

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<b>TRANSPORTATION -L</b>
<b>WAYS &amp; MEANS</b>

May 6, 2016

To The Honorable  
Monroe County Legislature  
407 County Office Building  
Rochester, New York 14614

**Subject:** Authorize a Contract with M.L. Caccamise Electric Corp. for Construction Services for the Wireless Intelligent Transportation Systems Project

Honorable Legislators:

I recommend that Your Honorable Body authorize a contract with M.L. Caccamise Electric Corp., in the amount of \$600,670.93, for construction services, for the Wireless Intelligent Transportation Systems Project.

The Wireless Intelligent Transportation Systems Project is furnishing all labor and materials for the addition of seventeen (17) camera locations, purchase of two (2) portable dynamic message signs, installation of wireless communication radios to interconnect traffic signals, and installation of conduit and fiber optic cable along key arterials that are managed by the Monroe County Department of Transportation (MCDOT).

Major funding will be provided by Federal funds in the amount of approximately 80% of the project cost with overall project administration by Monroe County.

The following two (2) bids were received on March 30, 2016:

M.L. Caccamise Electric Corp.	\$600,670.93
Power and Construction Group, Inc.	\$622,976.50

The bids have been reviewed and the Department of Transportation recommends a contract award to the lowest responsible bidder, M.L. Caccamise Electric Corp., in the amount of \$600,670.93.

**The specific legislative action required** is to authorize the County Executive, or her designee, to execute a contract with M.L. Caccamise Electric Corp., 721 Portland Avenue, Rochester, New York 14621, in the amount of \$600,670.93, for construction services, for the Wireless Intelligent Transportation Systems Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.


Environmental assessments were completed for this action and it was determined that there would be no significant effect on the environment.

Funding for this contract, consistent with authorized uses, is included in capital fund 1410 and any capital fund(s) created for the same intended purpose. No additional net County support is required in the current Monroe County budget.

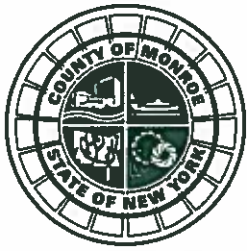
The records in the office of the Monroe County Treasury have indicated that neither M.L. Caccamise Electric Corp., nor its sole principal officer, Michael L. Caccamise, President, owe any delinquent Monroe County property taxes.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,

  
Cheryl Dinolfo  
Monroe County Executive

CD:db

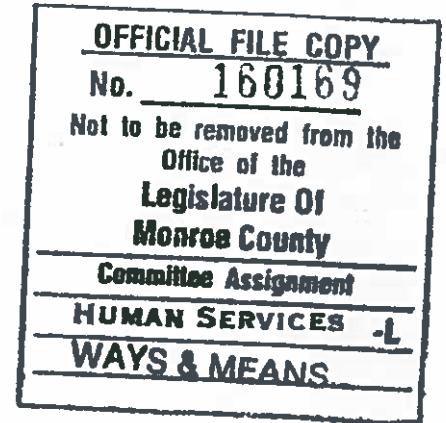


# Office of the County Executive

MONROE COUNTY, NEW YORK

**Cheryl Dinolfo**  
*County Executive*

May 6, 2016



To The Honorable  
Monroe County Legislature  
407 County Office Building  
Rochester, New York 14614

**Subject:** Acceptance of a Grant from the National Association of County and City Health Officials for the Medical Reserve Corps Capacity Building Program

**Honorable Legislators:**

I recommend that Your Honorable Body accept a grant from the National Association of County and City Health Officials, in the amount of \$15,000, for the Medical Reserve Corps Capacity Building Program, for the period of January 5, 2016 through July 31, 2016.

Monroe County has been actively involved in a civil preparedness initiative to help respond to a public health emergency. Part of that initiative is establishing, training and maintaining a Medical Reserve Corps of volunteers to support the medical response needs during a public health emergency, such as an Anthrax attack or a severe pandemic influenza outbreak. Monroe County established a Medical Reserve Corps in 2005. The purpose of this grant is to assist Medical Reserve Corps units in further development through increased volunteer recruitment and training/exercises to educate volunteers and enhance Medical Reserve Corps volunteer readiness. Funds will be used to purchase personal preparedness supplies to better prepare Medical Reserve Corps volunteers and increase their capacity. This will be the ninth year the County has received this grant. This year's funding represents an increase of \$11,500 from last year, due to an increase in the grantor's minimum award to eligible municipalities.

**The specific legislative actions required are:**

1. Authorize the County Executive, or her designee, to accept a \$15,000 grant from, and to execute a contract and any amendments thereto with, the National Association of County and City Health Officials, for the Medical Reserve Corps Capacity Building Program, for the period of January 5, 2016 through July 31, 2016.
2. Amend the 2016 operating grant budget of the Department of Public Health by appropriating the sum of \$15,000 into fund 9300, funds center 5801090000, Public Health Preparedness.
3. Authorize the County Executive to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within the grant guidelines to meet contractual commitments.


4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Environmental assessments were completed for this action and it was determined that there would be no significant effect on the environment.

This grant is 100% funded by the National Association of County and City Health Officials. No net County support is required in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,

  
Cheryl Dinolfo  
Monroe County Executive

CD:db



# Office of the County Executive

MONROE COUNTY, NEW YORK

**Cheryl Dinolfo**  
*County Executive*

May 6, 2016

To The Honorable  
Monroe County Legislature  
407 County Office Building  
Rochester, New York 14614

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<b>Committee Assignment</b>
<b>HUMAN SERVICES -L</b>
<b>WAYS &amp; MEANS</b>

**Subject:** Acceptance of a Grant from the New York State Office of Children and Family Services for the Child Care Facilitated Enrollment Program

**Honorable Legislators:**

I recommend that Your Honorable Body accept a grant from the New York State Office of Children and Family Services, in the amount of \$2,064,600, for the Child Care Facilitated Enrollment Program, for the period of April 1, 2016 through March 31, 2017.

The New York State Office of Children and Family Services contracts with the New York State American Federation of Labor-Congress of Industrial Organizations (AFL-CIO) Workforce Development Institute to administer a facilitated enrollment project in Monroe County, however, applications are processed and subsidy payments are made through the Monroe County Department of Human Services. The demonstration program seeks to make the process of applying for child care subsidies easier for working parents and to expand access to child care subsidies for working families with income up to 275% of State Income Standards. The AFL-CIO Workforce Development Institute will facilitate initial applications and enrollment activities. Staff from the Department of Human Services will make final eligibility determinations for these cases and process subsidy payments. This will be the twelfth year the County has received this grant. This year's funding is the same as last year's allocation.

**The specific legislative actions required are:**

1. Authorize the County Executive, or her designee, to accept a \$2,064,600 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Children and Family Services, for the Child Care Facilitated Enrollment Program, for the period of April 1, 2016 through March 31, 2017.
2. Amend the 2016 operating grant budget of the Department of Human Services by appropriating the sum of \$1,949,900 into fund 9300, funds center 5113020000, Day Care – Low Income.
3. Authorize the County Executive to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.


Environmental assessments were completed for this action and it was determined that there would be no significant effect on the environment.

Partial funding for this grant is included in the 2016 operating budget of the Department of Human Services, fund 9001, funds center 5103110000, Child Care Block Grant. The appropriated amount will adjust the current funding to that established by the grant.

This grant is 100% funded by the New York State Office of Children and Family Services. No net County support is required in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,

  
Cheryl Dinolfo  
Monroe County Executive

CD:db



# Office of the County Executive

MONROE COUNTY, NEW YORK

**Cheryl Dinolfo**  
*County Executive*

May 6, 2016

To The Honorable  
Monroe County Legislature  
407 County Office Building  
Rochester, New York 14614

**Subject:** Acceptance of a Grant from the New York State Office of Mental Health for the PFC Dwyer Veteran Peer-to-Peer Support Program and Authorize a Contract with Compeer, Inc.

Honorable Legislators:

I recommend that Your Honorable Body accept a grant from the New York State Office of Mental Health, in the amount of \$185,000, for the PFC Dwyer Veteran Peer-to-Peer Support Program, and authorize a contract with Compeer, Inc., in the amount of \$162,000, to provide comprehensive peer-to-peer services, for the period of July 1, 2016 through June 30, 2017.

The purpose of this grant is to design, implement and evaluate veteran peer-to-peer support programs for veterans who are experiencing post-traumatic stress symptoms. The goals of the program are to provide outreach and education regarding available peer-to-peer counseling. It should also encourage family, friends and community connectedness as well as provide access to suicide prevention/intervention measures. This is the second year the County has received this grant. This year's funding represents the same amount as last year.

Compeer, Inc. will provide an array of services, including one-on-one peer mentoring; group sessions facilitated by peer mentors and licensed therapists as consultants; and enhancement of social networking capabilities, virtual meeting spaces and other technological tools designed to help veterans connect with one another remotely.

**The specific legislative actions required are:**

1. Authorize the County Executive, or her designee, to accept a \$185,000 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Mental Health, for the PFC Dwyer Veteran Peer-to-Peer Support Program, for the period of July 1, 2016 through June 30, 2017.
2. Amend the 2016 operating grant budget of the Veterans Service Agency by appropriating the sum of \$185,000 into fund 9300, funds center 7401010000, Veterans Service Agency.

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No. 160171

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Monroe County

Committee Assignment

**HUMAN SERVICES -L**

**WAYS & MEANS**

3. Authorize the County Executive, or her designee, to execute a contract, and any amendments thereto, with Compeer, Inc., 259 Monroe Avenue, Rochester, New York 14607, to provide peer-to-peer mentoring services for the PFC Dwyer Veteran Peer-to-Peer Support Program, in the amount of \$162,000, for the period of July 1, 2016 through June 30, 2017.
4. Authorize the County Executive to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within the grant guidelines to meet contractual commitments.
5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Environmental assessments were completed for this action and it was determined that there would be no significant effect on the environment.

This grant is 100% funded by the New York State Office of Mental Health. No net County support is required in the current Monroe County budget.

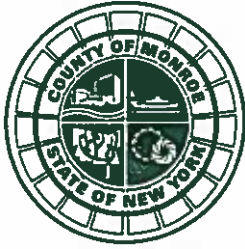
Compeer, Inc. is a not-for profit agency and the records in the Office of the Monroe County Treasury have indicated that it does not owe any delinquent Monroe County property taxes.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,

  
Cheryl Dinolfo  
Monroe County Executive





# Office of the County Executive

MONROE COUNTY, NEW YORK

**Cheryl Dinolfo**  
*County Executive*

May 6, 2016

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No. <u>160172</u>
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Committee Assignment
<b>REC &amp; ED -L</b>
<b>WAYS &amp; MEANS</b>

To The Honorable  
Monroe County Legislature  
407 County Office Building  
Rochester, New York 14614

**Subject:** Acceptance of an Increase in Funding of New York State Library Aid and Appropriate Library Fund Balances for the Monroe County Library System

**Honorable Legislators:**

I recommend that Your Honorable Body accept an increase in funding, in the amount of \$94,163, for the Monroe County Library System (MCLS) and to authorize the transfer of \$305,510 to appropriate library fund balances, all due to an increase in New York State Library Aid.

New York State Education Laws § 272 and 273 establish per capita aid to the MCLS and its member libraries based on chartered service area, with all aid distributed through the MCLS. The 2016 budget was based on flat New York State Library Aid at \$91.6 million statewide, with \$2,189,640 for MCLS and its member libraries. The approved state budget has allocated \$95.6 million statewide, with \$2,283,803 for the MCLS and its member libraries, an increase of \$94,163. New York State Education Department (NYSED) aid is passed through the County to member libraries as required by law.

In addition, 2015 NYSED aid and State Senate Bullet Aid receipts exceeded approved 2015 MCLS budget estimates, which helped offset the use of budgeted 2015 fund balance. The additional receipts, which created additional fund balance, must be paid contractually to the Rochester Public Library for the provision of all MCLS professional services. These payments were not made in 2015 but will be made in 2016, in the amount of \$305,510. Appropriation of Library fund balance is necessary in order to make the payments.

**The specific legislative actions required are:**

1. Amend the 2016 operating budget of the Monroe County Library System by appropriating the sum of \$94,163 into fund 9006, funds center 8904010000, MCLS Programs.

2. Authorize the Monroe County Controller to transfer \$305,510 of fund balance from the Library Fund and appropriate \$305,510 to fund 9006, funds center 8904010000, MCLS Programs.

Environmental assessments were completed for this action and it was determined that there would be no significant effect on the environment.

This support is 100% funded by New York State Library Aid. No additional net County support is required in the current Monroe County budget.

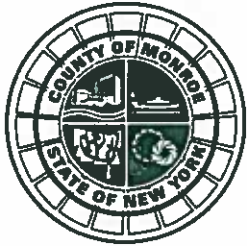
I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,



Cheryl Dinolfo  
Monroe County Executive

CD:db



# Office of the County Executive

MONROE COUNTY, NEW YORK

**Cheryl Dinolfo**  
*County Executive*

May 6, 2016

To The Honorable  
Monroe County Legislature  
407 County Office Building  
Rochester, New York 14614

**Subject:** Authorize an Intermunicipal Agreement with the City of Rochester for the City to Use and Occupy Court Room Space at the Public Safety Building and the Hall of Justice and to Accept Funding from the City for the Cost of Renovation to the 5<sup>th</sup> floor Court Rooms in the Hall of Justice

Honorable Legislators:

I recommend that Your Honorable Body authorize an intermunicipal agreement with the City of Rochester ("City") for the City to Use and Occupy Court Room Space at the Public Safety Building and the Hall of Justice, for a term of fifteen (15) years, allowing the City to occupy and use 18,153 sq. ft. of court room space within the Public Safety Building and 32,605 sq. ft. of court room space within the Hall of Justice, in which the City will pay rent of \$6.25 per square foot for years one (1) through five (5), and thereafter will be subject to rates increasing annually, by a percentage equal to the annual Consumer Price Index (U.S. City Average CPI-U from the Bureau of Labor Statistics) and to accept funding from the City, in the amount of \$500,000, for the cost of renovation to the 5<sup>th</sup> floor court rooms in the Hall of Justice.

The City of Rochester has been leasing space from Monroe County for the operation of City Court since 1999.

**The specific legislative actions required are:**

1. Authorize the County Executive, or her designee, to enter into an intermunicipal agreement, and any amendments thereto, with the City of Rochester, for a term of fifteen (15) years, for the City to use and occupy 18,153 sq. ft. of court room space within the Public Safety Building and 32,605 sq. ft. of court room space within the Hall of Justice, in which the City will pay rent of \$6.25 per square foot for years one (1) through five (5), and thereafter will be subject to rates increasing annually, by a percentage equal to the annual Consumer Price Index (U.S. City Average CPI-U from the Bureau of Labor Statistics).
2. Authorize the County Executive, or her designee, to accept funding from the City of Rochester, in the amount of \$500,000, for the cost of renovation to the 5<sup>th</sup> floor court rooms in the Hall of Justice.

110 County Office Building • 39 West Main Street • Rochester, New York 14614  
(585) 753-1000 • fax: (585) 753-1014 • [www.monroecounty.gov](http://www.monroecounty.gov) • e-mail: [countyexecutive@monroecounty.gov](mailto:countyexecutive@monroecounty.gov)


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<b>Committee Assignment</b>
<b>INTRGOV REL. -L</b>
<b>WAYS &amp; MEANS</b>

Environmental assessments were completed for this action and it was determined that there would be no significant effect on the environment.

This contract is revenue generating and no net County support is required in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,



Cheryl Dinolfo  
Monroe County Executive

CD:db

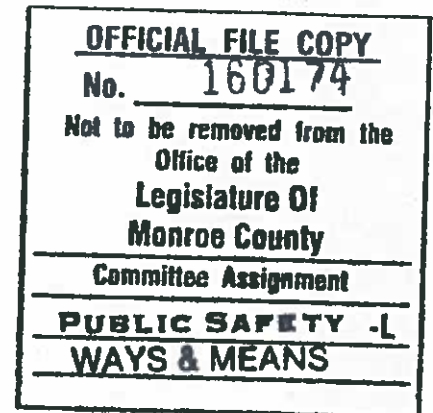


# Office of the County Executive

MONROE COUNTY, NEW YORK

**Cheryl Dinolfo**  
*County Executive*

May 6, 2016



To The Honorable  
Monroe County Legislature  
407 County Office Building  
Rochester, New York 14614

**Subject:** Acceptance of a Grant from the New York State Division of Homeland Security and Emergency Services for the Operation Stonegarden Program

Honorable Legislators:

This matter is being referred to Your Honorable Body at the request of Sheriff Patrick M. O'Flynn.

I recommend that Your Honorable Body accept a grant from the New York State Division of Homeland Security and Emergency Services, in the amount of \$83,102, for the Operation Stonegarden Program, for the period of September 1, 2015 through August 31, 2018.

This Federal Fiscal Year 2015 grant provides funding for the law enforcement community to enhance preparedness and operational readiness along United States land borders. Funds shall be used to increase the operational capabilities (i.e. planning, prevention, response, recovery and mitigation of an incident or homeland security issue) of federal, state, local and tribal law enforcement promoting a layered, coordinated approach to law enforcement within U.S. Border States and territories. Funds will be used to fund operational overtime and purchase equipment to be used during details. This is the seventh year the County has received this grant. This year's funding represents an increase \$42,735 from last year.

**The specific legislative actions required are:**

1. Authorize the County Executive, or her designee, to accept a \$83,102 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Homeland Security and Emergency Services, for the Operation Stonegarden Program, for the period of September 1, 2015 through August 31, 2018.

2. Amend the 2016 operating grant budget of the Office of the Sheriff by appropriating the sum of \$83,102 into fund 9300, funds center 3803010000, Police Bureau Administration.
3. Authorize the County Executive to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within the grant guidelines to meet contractual commitments.
4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Environmental assessments were completed for this action it was determined that there would be no significant effect on the environment.

This grant is 100% funded by the Federal Department of Homeland Security Federal Emergency Management Agency (administered by the New York State Division of Homeland Security and Emergency Services). No net County support is required in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,



Cheryl Dinolfo  
Monroe County Executive

CD:db



# Office of the County Executive

MONROE COUNTY, NEW YORK

**Cheryl Dinolfo**  
*County Executive*

May 6, 2016

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Committee Assignment
<b>ENV. &amp; PUB. WORKS</b>
<b>WAYS &amp; MEANS</b>

To The Honorable  
Monroe County Legislature  
407 County Office Building  
Rochester, New York 14614

**Subject:** Authorize a Contract with the Town of Greece Consolidated Sanitary Sewer District No. 1, Extension 532 and DiRaimo Enterprises, LLC for Sanitary Sewer Service

Honorable Legislators:

I recommend that Your Honorable Body authorize a contract ("Contract") with the Town of Greece Consolidated Sanitary Sewer District No. 1, Extension 532 ("Greece District") and DiRaimo Enterprises, LLC ("Owner") for sanitary sewer service for property located at 419-427 Latta Road in the City of Rochester ("City").

The Owner plans to construct apartments on property located at 419-427 Latta Road in the City of Rochester that borders the Town of Greece ("Town"). There are currently no sanitary sewer facilities that can be economically extended to service the property from within the City. There are existing Greece District sanitary sewer facilities near the property boundary between the City and Town. The contract will allow the Owner to construct sewers, at its expense, to connect to Greece District facilities. The contract will also allow the Greece District, the Town and Monroe County to collect all associated fees including annual operation & maintenance and capital unit charges associated with providing sanitary sewer service to the property.

**The specific legislative action required is to authorize the County Executive, or her designee, to execute a contract, and any amendments thereto, with the Town of Greece Consolidated Sanitary Sewer District No. 1, Extension 532 and DiRaimo Enterprises, LLC for sanitary sewer service for property located at 419-427 Latta Road in the City of Rochester.**

Environmental assessments were completed for this action and it was determined that there would be no significant effect on the environment.

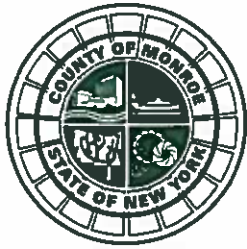
This contract is revenue generating and no net County support is required in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,

  
Cheryl Dinolfo  
Monroe County Executive

CD:db



# Office of the County Executive

MONROE COUNTY, NEW YORK

Cheryl Dinolfo  
County Executive

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Committee Assignment
<b>WAYS &amp; MEANS -L</b>

May 6, 2016

To The Honorable  
Monroe County Legislature  
407 County Office Building  
Rochester, New York 14614

Subject: Authorization to Settle Lawsuit, entitled "Michele Brock V. County of Monroe"

Honorable Legislators:

I recommend that Your Honorable Body authorize a settlement in the amount of \$50,000 in an action brought against the County of Monroe by Michele Brock.

The Brock lawsuit arises out of personal injuries sustained by plaintiff following an incident on March 19, 2014.

**The specific legislative actions required are:**

1. Authorize the settlement of the Brock lawsuit for \$50,000.
2. Authorize the County Executive, or her designee, to execute and deliver any and all documents necessary to effectuate such settlement.

Funding for the payment of the settlement is available in the Risk Management Fund. No additional net County support is required in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body. I request that the Brock lawsuit referral be considered in Executive Session, pursuant to the Public Officer's Law.

Sincerely,

  
Cheryl Dinolfo  
Monroe County Executive

CD:db