

FIFTH DAY

TUESDAY, MAY 9, 2023

Legislature met pursuant to adjournment.

President LaMar in the Chair.

ROLL CALL

Present – Legislators Allkofer, Barnhart, Baynes, Blankley, Brew, Burgess, Colby, Delehanty, Delvecchio Hoffman, DiFlorio, Dondorfer, Frazier, Hasman, Hebert, Hughes-Smith, Johns, Keller, LaMar, Long, Maffucci, McCabe, Milne, Morris, Roman, Smith, Taylor, Vazquez Simmons, Vecchio, Yudelson – 29

MOMENT OF PRAYER

The meeting formally opened. Father Bob Werth, Parochial Vicar of St. Francis Xavier Cabrini Parish led a moment of prayer at the Invitation of Legislator Paul Dondorfer. The Pledge of Allegiance to the Flag was led by Legislator Frank X. Allkofer.

APPROVAL OF MINUTES

Without objection, the Journal of Day 4, April 11, 2023 was approved as submitted.

PETITIONS AND COMMUNICATIONS

None

PROCLAMATION

By the President of the Legislature – Sabrina LaMar

Recognized by President Sabrina LaMar, County Executive Adam J. Bello, Legislator William Burgess, Legislator Susan Hughes-Smith honored Mimi Lee, Lily Lee and AAPI representatives to Declare May AAPI (Asian American Pacific Islanders) Heritage month for their contributions to the Monroe County Community

Read and Filed

Recognized jointly with President Sabrina LaMar, County Executive Adam J. Bello, and Legislator Yversha Roman, Legislator Dave Long, and Legislator Linda Hasman, to Declare Provider Appreciation Day and recognize Jeff Pier for his efforts to better Monroe County through Advocacy for better child care

Read and Filed.

Recognized jointly by President Sabrina LaMar and by Legislator Mercedes Vazquez Simmons to Honor Sister Grace Miller for her Efforts to Monroe County's Community Homeless Population by supplying housing and food by founding the House of Mercy in 1984 and providing 9,000 Meals Every Month to Families

Read and Filed

RECESS

A recess was declared by President LaMar to allow for a series of Public Hearings before the Legislature.

“Waiver of Residency Requirement for Monroe County Road Patrol Deputies”

“Expanded Veterans and Cold War Veterans Tax Exemption”

“Expanded Volunteer Firefighter and EMS Tax Exemption”

No speakers addressed the Legislature and the Public Hearings concluded at 6:17 p.m.

RECONVENING THE LEGISLATURE

President LaMar reconvened the recessed meeting of May 9, 2023 and proceeded under the Usual Order of Business.

FORMAL COMMITTEE REPORTS

None

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. There were twelve speakers and the Open Forum concluded at 6:56 P.M.

CONSIDERATION OF LOCAL LAWS

1. Hasman & Blankley
Intro. 164
M. 27
29-0
23-0031.LL Providing that Local Law (Intro. No. 73 of 2023), Entitled “Amending Chapter 323 of the Monroe County Code”, Be Lifted from the Table

2. Hasman & Blankley
Intro. 165
M. 28
22-7
(Legislators Brew, Allkofer, Colby, DiFlorio, Hebert, Keller, and Morris Voted in the Negative.)

Intro. 73
LL #TBA
22-7
Main Motion
(Legislators Brew, Allkofer, Colby, DiFlorio, Hebert, Keller, and Morris Voted in the Negative.)

3. Johns & Dondorfer
Smith
23-0097.LL Providing that Local Law (Intro. No. 120 of 2023) Entitled “Waiver of Residency Requirement for Monroe County Road Patrol Deputies”, Be Lifted from the Table

- Intro. 166
M. 29
29-0
4. Johns & Dondorfer Smith
Intro. 167
M. 30
26-3
- 23-0097.LL Providing that Local Law (Intro. No. 120 of 2023), Entitled “Waiver of Residency Requirement for Monroe County Road Patrol Deputies” Be Adopted
Agenda /Charter Committee; February 27, 2023 – CV: 5-0
Public Safety Committee; March 28, 2023 – CV: 7-2
Ways and Means Committee; March 28, 2023 – CV: 11-0
(Legislators Blankley, Delvecchio-Hoffman and Hughes-Smith Voted in the Negative.)
(Legislator Vecchio Declared Her Interest Prior to the Vote.)
- Intro. 120
LL #TBA
26-3
- Main Motion
(Legislators Blankley, Delvecchio-Hoffman and Hughes-Smith Voted in the Negative.)
(Legislator Vecchio Declared Her Interest Prior to the Vote.)
5. Hebert & Allkofer Keller
Intro. 168
M. 31
29-0
- 23-0100.LL Providing that Local Law (Intro. No. 123 of 2023), Entitled “Expanded Veterans and Cold War Veterans Tax Exemption”, Be Lifted from the Table
6. Hebert & Allkofer Keller
Intro. 169
M. 32
29-0
- 23-0100.LL Providing that Local Law (Intro. No. 123 of 2023), Entitled “Expanded Veterans and Cold War Veterans Tax Exemption”, Be Adopted
- Intro. 123
LL #TBA
29-0
- Main Motion
7. Dondorfer & Smith
Intro. 170
M. 33
29-0
- 23-0101.LL Providing that Local Law (Intro. No. 126 of 2023), Entitled “Expanded Volunteer Firefighter and EMS Tax Exemption”, Be Lifted from the Table
8. Dondorfer & Smith Baynes Maffucci Milne
Intro. 171
M. 34
28-1
- 23-0101.LL Providing that Local Law (Intro. No. 126 of 2023) Entitled “Expanded Volunteer Firefighter and EMS Tax Exemption”, Be Adopted
(Legislator McCabe Voted in the Negative.)
- Intro. 126
LL #TBA
28-1
- Main Motion
(Legislator McCabe Voted in the Negative.)

MOTIONS, RESOLUTIONS AND NOTICES

- Brew & Roman
Intro. 172
- Motion to Move Agenda Items 9-28 as a Whole except Items 16, 18 and 25

M. 35
29-0

9. McCabe & Johns
Intro. 173
Res. 136
29-0
- 23-0118 Classification of Action and Determination of Significance Pursuant to State Environmental Quality Review Act for Accepting Maintenance Jurisdiction of Approximately .092 Acre of Right-Of-Way for Former New York State Highway (Route) No. 65, Town of Pittsford
Environment and Public Works Committee; April 24, 2023 – CV: 6-0
10. Morris & Colby
Intro. 174
Res. 137
29-0
- 23-0119 Accepting Maintenance Jurisdiction of Approximately .092 Acre of Right-Of-Way for Former New York State Highway (Route) No. 65, Town of Pittsford
Transportation Committee; April 25, 2023 – CV: 7-0
11. DiFlorio & Smith
Intro. 175
Res. 138
29-0
- 23-0120 Accepting Restore New York Grant from Empire State Development Corporation for the Tent City Project and Authorizing Intermunicipal Agreement with City of Rochester to Pass Through Funding for the Tent City Project
Intergovernmental Relations Committee; April 24, 2023 – CV: 4-0
Planning and Economic Development Committee; April 24, 2023 – CV: 9-0
Ways and Means Committee; April 25, 2023 – CV: 9-0
12. Allkofer & Smith
Intro. 176
Res. 139
29-0
- 23-0121 Accepting Grant from New York State Office of Parks, Recreation and Historic Preservation for Snowmobile Trails Grant-In-Aid Program and Authorizing Contracts with Hilton Sno-Flyers, Inc., Webster Ridge Runners Snowmobile Club Inc., Salmon Creek Snowmobile Club Inc., and Hill and Gully Riders, Inc. for Repair and Maintenance of Trails
Recreation and Education Committee; April 24, 2023 – CV: 4-0
Ways and Means Committee; April 25, 2023 – CV: 9-0
13. Keller & Smith
Intro. 177
Res. 140
29-0
- 23-0122 Amending Resolution 291 of 2020, as Amended by Resolution 355 of 2022, Accepting Additional Funding from New York State Department of Health for Children and Youth with Special Health Care Needs Program
Human Services Committee; April 25, 2023 – CV: 9-0
Ways and Means Committee; April 25, 2023 – CV: 9-0
14. Keller & Smith
Intro. 178
Res. 141
29-0
- 23-0123 Accepting Grant from Health Research, Inc. for Expanded Partner Services Initiative
Human Services Committee; April 25, 2023 – CV: 9-0
Ways and Means Committee; April 25, 2023 – CV: 9-0
15. Keller & Smith
Intro. 179
Res. 142
29-0
- 23-0124 Accepting Funding from New York State Office of Mental Health and Office of Addiction Services and Supports and Amending Resolution 393 of 2022 Authorizing Contracts for Provision of Mental Health, Developmental Disability, and Alcoholism and Substance Abuse Services in 2023 for Monroe County Office of Mental Health
Human Services Committee; April 25, 2023 – CV: 9-0
Ways and Means Committee; April 25, 2023 – CV: 9-0
17. Keller & Smith
Intro. 180
Res. 143
29-0
- 23-0126 Authorizing Contracts with Hunt Engineers, Architects, Land Surveyors and Landscape Architects, D.P.C. and Marathon Engineering & Surveying of Rochester, D.P.C. for General Engineering Term Services
Transportation Committee; April 25, 2023 – CV: 7-0
Ways and Means Committee; April 25, 2023 – CV: 9-0
19. Morris & Smith
Intro. 181
Res. 144
29-0
- 23-0127.br Resolution Authorizing the Issuance of \$457,000 Bonds of the County of Monroe, New York, to Finance the Cost of Highway Preventative Maintenance #11, in and for said County, at an Estimated Maximum Cost of \$457,000
Transportation Committee; April 25, 2023 – CV: 7-0
Ways and Means Committee; April 25, 2023 – CV: 9-0

20. Morris & Smith
Intro. 182
Res. 145
29-0
- 23-0128 Amending 2023-2028 Capital Improvement Program to Add Project Entitled “Taylor Road Bridge”, and Authorizing Contract with C&S Engineers, Inc. for Engineering Services, and New York State Department of Transportation for the Taylor Road Bridge Project over Irondequoit Creek in Town of Mendon
Transportation Committee; April 25, 2023 – CV: 7-0
Ways and Means Committee; April 25, 2023 – CV: 9-0
21. Morris & Smith
Intro. 183
Res. 146
29-0
- 23-0128.br Resolution Authorizing the Issuance of \$451,000 Bonds of the County of Monroe, New York, to Finance the Cost of the Taylor Road Bridge Replacement, in and for said County, at an Estimated Maximum Cost of \$451,000
Transportation Committee; April 25, 2023 – CV: 7-0
Ways and Means Committee; April 25, 2023 – CV: 9-0
22. Smith & Delehanty
Intro. 184
Res. 147
29-0
- 23-0129 Directing the Refund of Certain Monroe County Taxes Levied and Collected Against Property in Town of Penfield
Ways and Means Committee; April 25, 2023 – CV: 9-0
23. McCabe & Smith
Intro. 185
Res. 148
29-0
- 23-0130 Accepting Grant from Oswego County Soil and Water Conservation District for Water Quality Program and Authorizing Contract with Monroe County Soil and Water Conservation District
Environment and Public Works Committee; April 24, 2023 – CV: 6-0
Ways and Means Committee; April 25, 2023 – CV: 9-0
24. McCabe & Johns
Intro. 186
Res. 149
29-0
- 23-0131 Classification of Action and Determination of Significance Pursuant to State Environmental Quality Review Act for Innovative Field Home Clubhouse, Batting Building, and Site Upgrades Project
Environment and Public Works Committee; April 24, 2023 – CV: 6-0
26. McCabe & Johns
Intro. 187
Res. 150
29-0
- 23-0133 Classification of Action and Determination of Significance Pursuant to State Environmental Quality Review Act for Construction of Synthetic Turf Pitch and Putt Practice Area at Genesee Valley Park
Environment and Public Works Committee; April 24, 2023 – CV: 6-0
27. Allkofer & Smith
Intro. 188
Res. 151
29-0
- 23-0134 Amending 2023-2028 Capital Improvement Program to Add Project Entitled “Synthetic Turf Pitch and Putt Practice Area at Genesee Valley Park,” and Accepting Gift from PGA Foundation, Inc.
Recreation and Education Committee; April 24, 2023 – CV: 4-0
Ways and Means Committee; April 25, 2023 – CV: 9-0
28. Allkofer & Smith
Intro. 189
Res. 152
29-0
- 23-0134.br Resolution Authorizing the Issuance of \$500,000 Bonds of the County of Monroe, New York, to Finance the Cost of the Synthetic Turf Pitch and Putt Practice Area at Genesee Valley Park, in and for Said County, at an Estimated Maximum Cost of \$500,000
Recreation and Education Committee; April 24, 2023 – CV: 4-0
Ways and Means Committee; April 25, 2023 – CV: 9-0
16. Morris & Smith
Intro. 190
Res. 153
29-0
- 23-0125 Accepting Grant from Genesee Transportation Council for Monroe County High Accident Location Program
Transportation Committee; April 25, 2023 – CV: 7-0
Ways and Means Committee; April 25, 2023 – CV: 9-0
18. Morris & Smith
Intro. 191
- 23-0127 Amending the 2023-2028 Capital Improvement Program to Add Project Entitled “Highway Preventative Maintenance #11”; and Authorizing Contract with CPL Architects, Engineers, Landscape Architect and Surveyor, D.P.C. for Engineering

- Res. 154
29-0 Services, and New York State Department of Transportation for Highway Preventative #11 Project in Towns of Greece and Irondequoit
Transportation Committee; April 25, 2023 – CV: 7-0
Ways and Means Committee; April 25, 2023 – CV: 9-0
25. McCabe & Smith
Intro. 192
Res. 155
29-0 23-0132 Authorizing Contract with Steve General Contractor, Inc. for Construction Services for Innovative Field Home Clubhouse Renovation, Batting Building, and Site Upgrades Project
Environment and Public Works Committee; April 24, 2023 – CV: 6-0
Ways and Means Committee; April 25, 2023 – CV: 9-0
29. Smith & Delehanty
Intro. 193
Res. 156
29-0 23-0137.s Requesting the Legislature of the State of New York Pursuant to Article IX of the Constitution to Enact Into Law Senate Bill No.S.6149-A Entitled “An Act to Amend the Tax Law, in Relation to Extending the Authorization for the County of Monroe to Impose Certain Sales and Compensating Use Taxes”
Matter of Urgency
30. Smith & Delehanty
Intro. 194
Res. 157
29-0 23-0138.a Requesting the Legislature of the State of New York Pursuant to Article IX of the Constitution to Enact Into Law Assembly Bill No. A.6142-A Entitled “An Act to Amend the Tax Law, in Relation to Extending the Authorization for the County of Monroe to Impose Certain Sales and Compensation Use Taxes”
Matter of Urgency
31. Smith & Delehanty
Intro. 195
Res. 158
29-0 23-0139 Appropriating Unassigned Fund Balance Providing Promotional Services Highlighting Regional Advantages and Authorizing Contract Amendment with Greater Rochester Visitors Association, Inc.
Matter of Urgency
32. McCabe & Smith
Intro. 196
Res. 159
29-0 23-0140.s Requesting the Legislature of the State of New York Pursuant to Article IX of the Constitution to Enact into Local Law Senate Bill No.S.6610-A Entitled “An Act in Relation to Authorizing the City of Rochester to Convey By Appropriate Instruments to the Rochester Pure Waters District, an Easement in Genesee Valley Park, for Installation and Maintenance of Sanitary Sewer Facilities”
Matter of Urgency
33. McCabe & Smith
Intro. 197
Res. 160
29-0 23-0141.a Requesting the Legislature of the State of New York Pursuant to Article IX of the Constitution to Enact Into Law Assembly Bill No. A.6724 Entitled “An Act in Relation to Authorizing the City of Rochester to Convey by Appropriating Instruments to the Rochester Pure Waters District, an Easement in Genesee Valley Park, for Installation and Maintenance of Sanitary Sewer Facilities”
Matter of Urgency
34. McCabe & Johns
Intro. 198
Res. 161
29-0 23-0142 Appointment to the Monroe County Climate Action Plan Advisory Committee
Matter of Urgency

UNFINISHED BUSINESS

None

Upon Motion by Legislator Brew, the Legislature Adjourned at 7:47 P.M. until **Tuesday, June 14, 2023 at 6:00 P.M.**

David Grant
Clerk of the Legislature