

By Legislators Marianetti and Kaleh

Intro. No. 311

RESOLUTION NO. 264 OF 2017

IN MEMORIAM

EXPRESSING REGRET OF THE MONROE COUNTY LEGISLATURE ON THE RECENT PASSING OF FORMER MONROE COUNTY LEGISLATOR AND IRONDEQUOIT TOWN SUPERVISOR FREDERICK W. LAPPLE

BE IT RESOLVED, that the Monroe County Legislature hereby expresses its deep sympathy at the recent passing of former Monroe County Legislator and Irondequoit Town Supervisor Frederick W. Lapple; and

WHEREAS, Frederick passed away at age 90 on July 3, 2017; and

WHEREAS, Frederick grew up in Rochester and attended St. Michael's grammar school and Benjamin Franklin High School. Frederick joined the Coast Guard during World War II. After returning, he was employed by Tobin Packing Company where he worked his way up from truck driver to sales manager; and

WHEREAS, Frederick was a member of the inaugural class of the Monroe County Legislature in 1967, representing the Legislative District that included East Irondequoit. Later, he became the Director of Civil Service and Personnel for Monroe County. He served the Town of Irondequoit as Supervisor for two terms from 1990-1993. Frederick was highly involved in his community as a member of organizations such as St. Salome's Parish Council, Point Pleasant Fire Department, Kiwanis Club, Knights of Columbus, as well as many other groups; and

WHEREAS, Frederick is survived by his wife Jean; children, Frederick (Marie) Lapple, Thomas Lapple, Marie (Dan) Davidson, and William (Angela) Lapple; along with thirteen grandchildren and nine great-grandchildren; and

WHEREAS, Frederick will be remembered as a passionate community leader and public servant who worked relentlessly for the benefit of his community. He will be greatly missed by all who knew him.

BE IT FURTHER RESOLVED, that the Clerk of the Legislature is hereby requested to forward a copy of this resolution to the bereaved family.

This resolution was adopted unanimously with each legislator rising in his or her place for a moment of silence.

File No. 17-0229

By Legislators Conley and Drawe

Intro. No. 312

MOTION NO. 44 OF 2017

PROVIDING THAT LOCAL LAW (INTRO. NO. 272 OF 2017), ENTITLED "AUTHORIZING LEASE BY NEGOTIATION WITH THE TOWN OF GREECE AND ANY OTHER GOVERNMENTAL ENTITY FOR DATA STORAGE SPACE AT GREATER ROCHESTER INTERNATIONAL AIRPORT, 400 FREIGHT BUILDING WAY, ROOM 109A, CITY OF ROCHESTER, NEW YORK," BE LIFTED FROM THE TABLE

BE IT MOVED, that Local Law (Intro. No. 272 of 2017), entitled "AUTHORIZING LEASE BY NEGOTIATION WITH TOWN OF GREECE AND ANY OTHER GOVERNMENTAL AGENCY FOR DATA STORAGE SPACE AT GREATER ROCHESTER INTERNATIONAL AIRPORT, 400 FREIGHT BUILDING WAY, ROOM 109A, CITY OF ROCHESTER, NEW YORK," be lifted from the table.

File No. 17-0196.LL

ADOPTION: Date: August 8, 2017

Vote: 26-0

By Legislators Conley and Drawe

Intro. No. 313

MOTION NO. 45 OF 2017

PROVIDING THAT LOCAL LAW (INTRO. NO. 272 OF 2017), ENTITLED "AUTHORIZING LEASE BY NEGOTIATION WITH THE TOWN OF GREECE AND ANY OTHER GOVERNMENTAL ENTITY FOR DATA STORAGE SPACE AT GREATER ROCHESTER INTERNATIONAL AIRPORT, 400 FREIGHT BUILDING WAY, ROOM 109A, CITY OF ROCHESTER, NEW YORK," BE ADOPTED

BE IT MOVED, that Local Law (Intro. No. 272 of 2017), entitled "AUTHORIZING LEASE BY NEGOTIATION WITH TOWN OF GREECE AND ANY OTHER GOVERNMENTAL ENTITY FOR DATA STORAGE SPACE AT GREATER ROCHESTER INTERNATIONAL AIRPORT, 400 FREIGHT BUILDING WAY, ROOM 109A, CITY OF ROCHESTER, NEW YORK," be adopted.

File No. 17-0196.LL

ADOPTION: Date: August 8, 2017

Vote: 26-0

By Legislators Micciche and Drawe

Intro. No. 314

MOTION NO. 46 OF 2017

PROVIDING THAT REPEAL OF LOCAL LAW NO. 3 OF 2014 “ESTABLISHMENT OF COUNTY OF MONROE WIRELESS SURCHARGE” AND ENACTMENT OF LOCAL LAW ENTITLED “IMPOSING THE WIRELESS COMMUNICATIONS SURCHARGE PURSUANT TO AUTHORITY OF TAX LAW SECTION 186-G,” BE LIFTED FROM THE TABLE

BE IT MOVED, that REPEAL OF LOCAL LAW NO. 3 OF 2014 “ESTABLISHMENT OF COUNTY OF MONROE WIRELESS SURCHARGE” and ENACTMENT OF Local Law (Intro. No. 308 of 2017), entitled, “IMPOSING THE WIRELESS COMMUNICATIONS SURCHARGE PURSUANT TO AUTHORITY OF TAX LAW SECTION 186-G,” be lifted from the table.

File No. 17-0208.LL

ADOPTION: Date: August 8, 2017

Vote: 26-0

By Legislators Micciche and Drawe

Intro. No. 315

MOTION NO. 47 OF 2017

PROVIDING THAT REPEAL OF LOCAL LAW NO. 3 OF 2014 “ESTABLISHMENT OF COUNTY OF MONROE WIRELESS SURCHARGE” AND ENACTMENT OF LOCAL LAW ENTITLED “IMPOSING THE WIRELESS COMMUNICATIONS SURCHARGE PURSUANT TO AUTHORITY OF TAX LAW SECTION 186-G,” BE ADOPTED

BE IT MOVED, REPEAL OF LOCAL LAW NO. 3 OF 2014 “ESTABLISHMENT OF COUNTY OF MONROE WIRELESS SURCHARGE” and ENACTMENT OF Local Law (Intro. No. 308 of 2017), entitled, “IMPOSING THE WIRELESS COMMUNICATIONS SURCHARGE PURSUANT TO AUTHORITY OF TAX LAW SECTION 186-G,” be adopted.

File No. 17-0208.LL

ADOPTION: Date: August 8, 2017

Vote: 26-0

By Legislators Conley and Micciche

Intro. No. 316

ENACTING LOCAL LAW ENTITLED "AUTHORIZING LEASE BY NEGOTIATION WITH THE UNITED STATES DEPARTMENT OF JUSTICE, FEDERAL BUREAU OF INVESTIGATION, FOR USE OF SPACE AT THE MONROE COUNTY CRIME LAB, 85 WEST BROAD STREET, ROOM 113, CITY OF ROCHESTER, NEW YORK"

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

Section 1. The County Executive, or her designee, is hereby authorized to enter into a lease by negotiation, and any amendments thereto, with the United States Department of Justice, Federal Bureau of Investigation, for the use of 1,129 square feet of space for processing digital evidence within Room 113 at the Monroe County Crime Lab, 85 West Broad Street, City of Rochester, New York, for the term of five (5) years upon execution of the lease agreement, with the option to renew for five (5) additional five-year periods.

Section 2. This local law shall take effect in accordance with the provisions of the Municipal Home Rule Law and the Monroe County Charter.

Agenda/Charter Committee; July 24, 2017 - CV: 5-0
Public Safety Committee; July 24, 2017 - CV: 9-0
File No. 17-0220.LL

By Legislators Conley and Micciche

Intro. No. 317

MOTION NO. 48 OF 2017

PROVIDING THAT LOCAL LAW (INTRO. NO. 316 OF 2017), ENTITLED “AUTHORIZING LEASE BY NEGOTIATION WITH THE UNITED STATES DEPARTMENT OF JUSTICE, FEDERAL BUREAU OF INVESTIGATION, FOR USE OF SPACE AT THE MONROE COUNTY CRIME LAB, 85 WEST BROAD STREET, ROOM 113, CITY OF ROCHESTER, NEW YORK” BE TABLED

BE IT MOVED, that Local Law (Intro. No. 316 of 2017), entitled, “AUTHORIZING LEASE BY NEGOTIATION WITH THE UNITED STATES DEPARTMENT OF JUSTICE, FEDERAL BUREAU OF INVESTIGATION, FOR USE OF SPACE AT THE MONROE COUNTY CRIME LAB, 85 WEST BROAD STREET, ROOM 113, CITY OF ROCHESTER, NEW YORK” be tabled.

File No. 17-0220.LL

ADOPTION: Date: August 8, 2017

Vote: 26-0

By Legislators Conley and Micciche

Intro. No. 318

RESOLUTION NO. 265 OF 2017

FIXING A PUBLIC HEARING ON LOCAL LAW (INTRO. NO. 316 OF 2017), ENTITLED “AUTHORIZING LEASE BY NEGOTIATION WITH THE UNITED STATES DEPARTMENT OF JUSTICE, FEDERAL BUREAU OF INVESTIGATION, FOR USE OF SPACE AT THE MONROE COUNTY CRIME LAB, 85 WEST BROAD STREET, ROOM 113, CITY OF ROCHESTER, NEW YORK”

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

Section 1. That there will be a public hearing at 6:15 P.M. on the 12th day of September, 2017, in the Legislative Chambers in the County Office Building, Rochester, New York on Local Law (Intro. No. 316 of 2017), entitled **“AUTHORIZING LEASE BY NEGOTIATION WITH THE UNITED STATES DEPARTMENT OF JUSTICE, FEDERAL BUREAU OF INVESTIGATION, FOR USE OF SPACE AT THE MONROE COUNTY CRIME LAB, 85 WEST BROAD STREET, ROOM 113, CITY OF ROCHESTER, NEW YORK”**

Section 2. The Clerk of the Legislature is directed to give notice of the time and place of this public hearing, and a description of the proposed local law, to the news media within the County, and shall conspicuously post a copy of said notice in the office of the Clerk at least five days before said hearing. In addition, the Clerk shall cause said notice to be published once in the official newspapers of general circulation within the County at least five days before said hearing.

Section 3. This resolution shall take effect immediately.

Agenda/Charter Committee; July 24, 2017 - CV: 5-0
Public Safety Committee; July 24, 2017 - CV: 9-0
File No. 17-0220.LL

ADOPTION: Date: August 8, 2017

Vote: 26-0

By Legislators Conley and Drawe

Intro. No. 319

ENACTING LOCAL LAW AUTHORIZING SALE BY AUCTION TO TONY Y. KIRIK, FOR SURPLUS PROPERTY LOCATED AT 1285 EAST HENRIETTA ROAD, TOWN OF BRIGHTON, NEW YORK

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

Section 1. The County Executive, or her designee, is hereby authorized to enter purchase agreement, with Tony Y. Kirik, for surplus property located at 1285 East Henrietta Road,, Town of Brighton, New York, for the sale price of \$240,000.

Section 2. The buyer to close on or before 30 days after Legislative approval on September 12, 2017.

Section 3. The owned space is no longer necessary for public use.

Section 4. This local law is subject to referendum on petition.

Section 5. This local law shall take effect in accordance with the provisions of the Municipal Home Rule Law and the Monroe County Charter.

Agenda/Charter Committee; July 24, 2017 - CV: 5-0
Ways and Means Committee; July 25, 2017 - CV: 11-0
File No. 17-0221.LL

By Legislators Conley and Drawe

Intro. No. 320

MOTION NO. 49 OF 2017

PROVIDING THAT LOCAL LAW (INTRO. NO. 319 OF 2017), ENTITLED "ENACTING LOCAL LAW AUTHORIZING SALE BY AUCTION TO TONY Y. KIRIK, FOR SURPLUS PROPERTY LOCATED AT 1285 EAST HENRIETTA ROAD, TOWN OF BRIGHTON, NEW YORK," BE TABLED

BE IT MOVED, that Local Law (Intro. No. 319 of 2017), entitled, "ENACTING LOCAL LAW AUTHORIZING SALE BY AUCTION TO TONY Y. KIRIK, FOR SURPLUS PROPERTY LOCATED AT 1285 EAST HENRIETTA ROAD, TOWN OF BRIGHTON, NEW YORK" be tabled.

File No. 17-0221.LL

ADOPTION: Date: August 8, 2017

Vote: 26-0

By Legislators Conley and Drawe

Intro. No. 321

RESOLUTION NO. 266 OF 2017

FIXING A PUBLIC HEARING ON LOCAL LAW (INTRO. NO. 319 OF 2017), ENTITLED "ENACTING LOCAL LAW AUTHORIZING SALE BY AUCTION TO TONY Y. KIRIK, FOR SURPLUS PROPERTY LOCATED AT 1285 EAST HENRIETTA ROAD, TOWN OF BRIGHTON, NEW YORK"

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

Section 1. That there will be a public hearing at 6:16 p.m. on the 12th day of September, 2017, in the Legislative Chambers in the County Office Building, Rochester, New York on Local Law (Intro. No. 319 of 2017), entitled **"ENACTING A LOCAL LAW AUTHORIZING A SALE BY AUCTION TO TONY Y. KIRIK FOR SURPLUS PROPERTY LOCATED AT 1285 EAST HENRIETTA ROAD, TOWN OF BRIGHTON, NEW YORK"**

Section 2. The Clerk of the Legislature is directed to give notice of the time and place of this public hearing, and a description of the proposed local law, to the news media within the County, and shall conspicuously post a copy of said notice in the office of the Clerk at least five days before said hearing. In addition, the Clerk shall cause said notice to be published once in the official newspapers of general circulation within the County at least five days before said hearing.

Section 3. This resolution shall take effect immediately.

Agenda/Charter Committee; July 24, 2017 - CV: 5-0
Ways and Means Committee; July 25, 2017 - CV: 11-0
File No. 17-0221.LL

ADOPTION: Date: August 8, 2017

Vote: 26-0

By Legislators DiFlorio and Brew

Intro. No. 322

MOTION NO. 50 OF 2017

PROVIDING THAT RESOLUTION (INTRO. NO. 278 OF 2017), ENTITLED "AUTHORIZING ADDITION TO EASTERN MONROE COUNTY AGRICULTURAL DISTRICT," BE LIFTED FROM THE TABLE

BE IT MOVED, that Resolution (Intro. No. 278 of 2017), entitled "AUTHORIZING ADDITION TO EASTERN MONROE COUNTY AGRICULTURAL DISTRICT," be lifted from the table.

File No. 17-0183

ADOPTION: Date: August 8, 2017

Vote: 26-0

By Legislators DiFlorio and Brew

Intro. No. 323

MOTION NO. 51 OF 2017

PROVIDING THAT RESOLUTION (INTRO. NO. 278 OF 2017), ENTITLED "AUTHORIZING ADDITION TO EASTERN MONROE COUNTY AGRICULTURAL DISTRICT," BE ADOPTED

BE IT MOVED, that Resolution (Intro. No. 278 of 2017), entitled "**AUTHORIZING ADDITION TO MONROE COUNTY AGRICULTURAL DISTRICT**," be adopted.

File No. 17-0183

ADOPTION: Date: August 8, 2017

Vote: 26-0

By Legislators DiFlorio and Brew

Intro. No. 278

RESOLUTION NO. 267 OF 2017

AUTHORIZING ADDITION TO EASTERN MONROE COUNTY AGRICULTURAL DISTRICT

WHEREAS, pursuant to Article 25AA Section 303-b of the Agriculture and Markets Law, the Monroe County Agricultural and Farmland Protection Board has submitted a report recommending the proposed addition of one (1) parcel to the Monroe County Eastern Agricultural District #6:

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Legislature hereby approves and adopts the proposed addition of: one (1) parcel to the Monroe County Eastern Agricultural District #6, as described above and as recommended by the Monroe County Agricultural and Farmland Protection Board.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning and Economic Development Committee; June 26, 2016 - CV: 5-0
File No. 17-0183

ADOPTION: Date: August 8, 2017 Vote: 26-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE:  DATE: 8/18/17

EFFECTIVE DATE OF RESOLUTION: 8/18/17

By Legislators Terp and Drawe

Intro. No. 324

MOTION NO. 52 OF 2017

PROVIDING THAT RESOLUTION (INTRO. NO. 305 OF 2017) ENTITLED "APPROVING MONROE COMMUNITY COLLEGE'S 2017-2018 OPERATING BUDGET," BE LIFTED FROM THE TABLE

BE IT MOVED, that Resolution (Intro. No. 305 of 2017), entitled "APPROVING MONROE COMMUNITY COLLEGE'S 2017-2018 OPERATING BUDGET," be lifted from the table.

File No. 17-0207

ADOPTION: Date: August 8, 2017

Vote: 26-0

By Legislators Terp and Drawe

Intro. No. 325

MOTION NO. 53 OF 2017

PROVIDING THAT RESOLUTION (INTRO. NO. 305 OF 2017), ENTITLED "APPROVING MONROE COMMUNITY COLLEGE'S 2017-2018 OPERATING BUDGET," BE ADOPTED

BE IT MOVED, that Resolution (Intro. No. 305 of 2017), entitled "APPROVING MONROE COMMUNITY COLLEGE'S 2017-2018 OPERATING BUDGET," be adopted.

File No. 17-0207

ADOPTION: Date: August 8, 2017

Vote: 26-0

By Legislators Terp and Drawe

Intro. No. 305

RESOLUTION NO. 268 OF 2017

APPROVING MONROE COMMUNITY COLLEGE'S 2017-2018 OPERATING BUDGET

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

Section 1. The operating budget for the fiscal year September 1, 2017 through August 31, 2018, in the amount of \$122,933,000, with a sponsor contribution by the County of Monroe in the amount of \$19,130,000, is hereby approved.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
Recreation and Education Committee; July 25, 2017 - CV: 4-0
Ways and Means Committee; July 25, 2017 - CV: 11-0
File No. 17-0207

ADOPTION: Date: August 8, 2017 Vote: 26-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: Cheryl Baulf DATE: 8/18/17

EFFECTIVE DATE OF RESOLUTION: 8/18/17

By Legislators Conley and Taylor

Intro. No. 326

RESOLUTION NO. 269 OF 2017

**CONFIRMING APPOINTMENT AND REAPPOINTMENTS TO MONROE COUNTY
RECYCLING ADVISORY COMMITTEE**

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

Section 1. In accordance with Monroe County Code Section 347-32, the following appointment and reappointments to the Monroe County Recycling Advisory Committee, with all terms to commence July 1, 2017, are hereby confirmed:

Terms to Expire June 30, 2019

County Executive Reappointment

Frank Murphy
Empire Resources Recycling, Inc.
1845 Emerson Street
Rochester, NY 14606

County Executive Reappointment

Ram Shivastava, President
Larsen Engineers
700 W. Metro Park
Rochester, NY 14623

County Executive Reappointment from Greater Rochester Chamber of Commerce

Eric Longnecker, Senior Buyer
Diamond Packaging
111 Commerce Drive
Rochester, NY 14623

President of the Legislature Appointment

Shawn M. Poutre
1200 Northrup Road
Penfield, NY 14526

President of the Legislature Reappointment

Dennis Zink
1151 Brooktree Lane
Webster, NY 14580

Legislature Reappointment (Recommended by Majority Leader)

Andrew Jason Wadsworth
Wegmans Food Markets
100 Wegmans Market Street
PO Box 30844
Rochester, NY 14603-0844

Legislature Reappointment (Recommended by Minority Leader)

Enid L. Cardinal
128 Crossman Terrace
Rochester, NY 14620

County Executive Reappointment (Recommended by City of Rochester Mayor)

Thomas Belknap
City of Rochester Operations Center
945 Mount Read Boulevard
Rochester, NY 14606

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Agenda/Charter Committee; July 24, 2017 – CV: 5-0
File No. 17-0211

ADOPTION: Date: August 8, 2017 Vote: 26-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: *Cheryl Duff* DATE: 8/18/17

EFFECTIVE DATE OF RESOLUTION: 8/18/17

By Legislators Micciche and Drawe

Intro. No. 327

RESOLUTION NO. 270 OF 2017

ACCEPTING GRANT FROM INSTITUTE FOR POLICE, MENTAL HEALTH & COMMUNITY COLLABORATION FOR DEVELOPMENT OF CRISIS INTERVENTION TEAM IN MONROE COUNTY

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

Section 1. The County Executive, or her designee, is hereby authorized to accept a \$15,000 grant from, and to execute a contract and any amendments thereto with, the Institute for Police, Mental Health & Community Collaboration, for the development of a Crisis Intervention Team in Monroe County, for the period of May 1, 2017 through December 31, 2017.

Section 2. The 2017 operating budget of the Office of the Sheriff is hereby amended by appropriating the sum of \$15,000 into general fund 9300, funds center 3803010000, Police Bureau Administration.

Section 3. The County Executive is hereby authorized 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.

Section 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.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; July 24, 2017- CV: 9-0
Ways and Means Committee; July 25, 2017 - CV: 11-0
File No. 17-0212

ADOPTION: Date: August 8, 2017 Vote: 26-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: Chay Dwyer DATE: 8/18/17

EFFECTIVE DATE OF RESOLUTION: 8/18/17

By Legislators Micciche and Drawe

Intro. No. 328

RESOLUTION NO. 271 OF 2017

ACCEPTING GRANT FROM UNITED STATES DEPARTMENT OF JUSTICE, UNITED STATES ATTORNEY, FOR ORGANIZED CRIME DRUG ENFORCEMENT TASK FORCES STATE OR LOCAL OVERTIME AND AUTHORIZED EXPENSE/STRATEGIC INITIATIVE PROGRAM

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

Section 1. The County Executive, or her designee, is hereby authorized to accept a \$5,000 grant from, and to execute a contract and any amendments thereto with, the United States Department of Justice, United States Attorney, for the Organized Crime Drug Enforcement Task Forces State or Local Overtime and Authorized Expense/Strategic Initiative Program, for the period of May 23, 2017 through May 24, 2018.

Section 2. The 2017 operating budget of the Office of the Sheriff is hereby amended by appropriating the sum of \$5,000 into general fund 9300, funds center 3803010000, Police Bureau Administration.

Section 3. The County Executive is hereby authorized 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.

Section 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.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; July 24, 2017 - CV: 9-0
Ways and Means Committee; July 25, 2017 - CV: 11-0
File No. 17-0213

ADOPTION: Date: August 8, 2017 Vote: 26-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: Cheryl Duff DATE: 8/18/17

EFFECTIVE DATE OF RESOLUTION: 8/18/17

By Legislators Zale, Micciche and Drawe

Intro. No. 329

RESOLUTION NO. 272 OF 2017

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH RUSH-HENRIETTA CENTRAL SCHOOL DISTRICT FOR PURCHASE OF FUEL FOR VEHICLES OF MONROE COUNTY SHERIFF'S OFFICE

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

Section 1. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the Rush-Henrietta Central School District, for the purchase of fuel for vehicles of the Monroe County Sheriff's Office, for the period of October 1, 2017 through September 30, 2018, with the option to renew for three (3) additional one-year periods, at the rate of the New York State contract price plus ten cents (\$.10) per gallon.

Section 2. Funding for this agreement is included in the 2017 operating budget of the Office of the Sheriff, general fund 9001, funds center 3803030000, Sheriff Road Patrol B Zone, and will be requested in future years' budgets.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Intergovernmental Relations Committee; July 25, 2017 - CV: 5-0
Public Safety Committee; July 24, 2017 - CV: 9-0
Ways and Means Committee; July 25, 2017 - CV: 11-0
File No. 17-0214

ADOPTION: Date: August 8, 2017

Vote: 26-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED:  VETOED: _____

SIGNATURE: _____ DATE: 8/18/17

EFFECTIVE DATE OF RESOLUTION: 8/18/17

By Legislators Howland and Drawe

Intro. No. 330

RESOLUTION NO. 273 OF 2017

AUTHORIZING TERM CONTRACT WITH EFPR GROUP, CPA'S, PLLC FOR PROFESSIONAL AUDITING SERVICES RELATING TO DEPARTMENT OF TRANSPORTATION CONSULTANT AGREEMENTS

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

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with EFPR Group, CPA's, PLLC, for auditing services related to Department of Transportation consultant agreements, in an amount not to exceed \$40,000 per year, for the period of September 1, 2017 through August 31, 2020.

Section 2. Funding for this contract, consistent with authorized uses, is included in various capital funds, and any future capital funds, relating to the project to which the audited consultant agreement pertains.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; July 25, 2017 - CV: 6-0
Ways and Means Committee; July 25, 2017 - CV: 11-0
File No. 17-0215

ADOPTION: Date: August 8, 2017 Vote: 26-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE:  DATE: 8/18/17

EFFECTIVE DATE OF RESOLUTION: 8/18/17

By Legislators Taylor and Drawe

Intro. No. 331

RESOLUTION NO. 274 OF 2017

AMENDING RESOLUTION 215 OF 2015 TO ACCEPT ADDITIONAL FUNDING FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR DRINKING WATER ENHANCEMENT PROGRAM

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

Section 1. Section 1 of Resolution 215 of 2015 is amended as follows:

The County Executive, or her designee, is hereby authorized to accept a ~~\$693,055~~ \$721,428 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the Drinking Water Enhancement Program, for the period of April 1, 2015 through March 31, 2020.

Section 2. The 2017 operating budget of the Department of Public Health is hereby amended by appropriating the sum of \$28,373 into general fund 9300, funds center 5806010000, Environmental Health Administration.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; July 25, 2017 - CV: 8-0
Ways and Means Committee; July 25, 2017 - CV: 11-0
File No. 17-0216

ADOPTION: Date: August 8, 2017 Vote: 26-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: Cheryl Dwyer DATE: 8/18/17

EFFECTIVE DATE OF RESOLUTION: 8/18/17

Added Language is underlined
Deleted Language is ~~stricken~~

By Legislators Taylor and Drawe

Intro. No. 332

RESOLUTION NO. 275 OF 2017

AUTHORIZING CONTRACT WITH CATHOLIC DIOCESE OF ROCHESTER TO PROVIDE RELIGIOUS SERVICES FOR RESIDENTS OF MONROE COMMUNITY HOSPITAL

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

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with the Catholic Diocese of Rochester, to provide Roman Catholic sacramental and religious services for residents of Monroe Community Hospital, in an amount not to exceed \$43,200, for the period of October 1, 2017 through September 30, 2018, with the option to renew for two (2) additional one-year terms, in an amount not to exceed \$43,200 annually.

Section 2. Funding for this contract is included in the 2017 operating budget of Monroe Community Hospital, hospital fund 9012, funds center 6201010000, Monroe Community Hospital, and will be requested in future years' budgets.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; July 25, 2017 - CV: 6-2
Ways and Means Committee; July 25, 2017 - CV: 11-0
File No. 17-0217

ADOPTION: Date: August 8, 2017

Vote: 25-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: Cheryl Droll DATE: 8/18/17

EFFECTIVE DATE OF RESOLUTION: 8/18/17

By Legislators Taylor and Drawe

Intro. No. 333

RESOLUTION NO. 276 OF 2017

ACCEPTING GRANT FROM NEW YORK STATE OFFICE FOR THE AGING TO PILOT AGING MASTERY PROGRAM

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

Section 1. The County Executive, or her designee, is hereby authorized to accept a \$5,100 grant from, and to execute a contract and any amendments thereto with, the New York State Office for the Aging, to pilot the Aging Mastery Program, for the period of November 1, 2016 through October 31, 2017.

Section 2. The 2017 operating budget of the Department of Human Services, Office for the Aging, is hereby amended by appropriating the sum of \$5,100 into general fund 9001, funds center 5501050000, Education, Training and Wellness.

Section 3. The County Executive is hereby authorized 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.

Section 4. Should funding of this program be 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.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; July 25, 2017- CV: 8-0
Ways and Means Committee; July 25, 2017 - CV: 10-1
File No. 17-0218

ADOPTION: Date: August 8, 2017

Vote: 25-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE:  DATE: 8/18/17

EFFECTIVE DATE OF RESOLUTION: 8/18/17

By Legislators Drawe and Hebert

Intro. No. 334

RESOLUTION NO. 277 OF 2017

AUTHORIZING CONTRACT WITH ROY TEITSWORTH, INC. FOR PROVISION OF AUCTIONEER SERVICES

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

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract, and any amendments thereto, with Roy Teitsworth, Inc., to provide auctioneer services, for the period of September 1, 2017 through August 31, 2018, with the option to renew for two (2) additional one-year periods, with Roy Teitsworth, Inc. receiving 9% of auction proceeds to be deducted from the net proceeds from the sale of County equipment, the County receiving proceeds in the amount of 10% of the commissions earned by Roy Teitsworth, Inc. from the sale of other Municipalities' equipment, and the County receiving 5% of the commissions earned by Roy Teitsworth, Inc. from the sale of private sector sellers' equipment at auctions sponsored by Monroe County.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; July 25, 2017 - CV: 11-0
File No. 17-0219

ADOPTION: Date: August 8, 2017 Vote: 25-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: *Cheryl Daulton* DATE: 8/18/17

EFFECTIVE DATE OF RESOLUTION: 8/18/17

By Legislators Drawe and Hebert

Intro. No. 335

RESOLUTION NO. 278 OF 2017

AUTHORIZING SALE OF COUNTY OWNED TAX FORECLOSURE PROPERTY LOCATED AT 8470 RIDGE ROAD IN TOWN OF CLARKSON

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

Section 1. The County Executive, or her designee, is hereby authorized to enter into a contract with the Town of Clarkson, for the sale of county owned tax foreclosure property located at 8470 Ridge Road in the Town of Clarkson identified by tax account # 054.13-1-17.1, and to execute all documents necessary for the conveyance, for the purchase price of \$7,485.

<u>Parcel</u>	<u>Offeror</u>	<u>Amount</u>
T.A. # 054.13-1-17.1 8470 Ridge Road Town of Clarkson	Town of Clarkson 3710 Lake Road Clarkson, NY 14430	\$7,485

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; July 25, 2017 - CV: 11-0
File No. 17-0222

ADOPTION: Date: August 8, 2017 Vote: 25-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE:  DATE: 8/18/17

EFFECTIVE DATE OF RESOLUTION: 8/18/17

By Legislators Drawe and Hebert

Intro. No. 336

RESOLUTION NO. 279 OF 2017

AUTHORIZING SALE OF COUNTY OWNED TAX FORECLOSURE PROPERTY LOCATED IN MONROE COUNTY

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

Section 1. The County Executive, or her designee, is hereby authorized to enter into a contract with each above referenced Offeror, to sell the real property identified by the following tax account numbers: 148.19-1-16; 148.19-1-17; 148.19-1-22; 148.19-1-23.1; and 148.19-1-65 for \$40,000; 069.17-1-6 for \$15,000; 040.02-1-13 for \$4,000; 041.02-1-19 for \$10,000; 069.02-1-66 for \$6,000; 033.04-2-7 for \$17,000; 046.02-2-22 for \$55,000; 060.06-1-40 for \$6,000; 089.18-1-13; 089.18-1-14; 089.18-1-15; 089.18-1-16; 089.18-1-17; 089.18-1-18; 089.18-1-19; and 089.18-1-20 for \$30,000; 001.16-2-1.2 for \$1,000; 023.03-1-17 for \$100; 161.11-1-22.115; 161.11-1-22.116; and 161.11-1-22.117 for \$18,000; 047.19-3-14 for \$16,000; 047.66-1-56 for \$5,500; 047.73-1-30 for \$16,000; 047.73-1-8 for \$2,000; 062.15-3-51 for \$10,000; 062.15-4-68 and 062.15-4-69 for \$5,500; 077.11-2-19 for \$20,000; 092.11-4-87 for \$5,500; 092.37-1-60 and 092.37-1-61 for \$4,000; 085.02-1-25 for \$50,000; 087.01-1-74 for \$29,000; 131.01-1-2.115 for \$3,850; 008.16-2-18.1 for \$15,000; 016.02-2-1 for \$6,000; 031.03-3-3 for \$25,000; 056.01-2-9.113 for \$4,500; 113.01-1-1 for \$5,000; 113.01-1-38 for \$10,000; 066.03-1-84.1 for \$350,000; and 138.83-1-51 for \$20,000 and to execute all documents necessary for the conveyance, for the purchase price set forth above.

<u>Parcel</u>	<u>Offeror</u>	<u>Offered Amount</u>
TA # 148.19-1-16; 148.19-1-17; 148.19-1-22; 148.19-1-23.1; and 148.19-1-65 Brighton Henrietta Town Line Road Town of Brighton	Tony Y. Kirik 202 Cherry Creek Lane Rochester, NY 14626	\$ 40,000
TA # 069.17-1-6 69 Fair Street Village of Brockport	William Smith 200 River Street Rochester, NY 14612	\$ 15,000
TA # 040.02-1-13 Lawton Road Town of Clarkson	Andrew Watt , Jr. & Sherry Watt 415 Lawton Road Hilton, NY 14468	\$ 4,000
TA # 041.02-1-19 Clarkson Parma Town Line Road Town of Clarkson	Joseph S. Marotta 2051 Ireland Road Brockport, NY 14420	\$ 10,000
TA # 069.02-1-66 11 Berry Grove Lane Town of Clarkson	Theodore J. Welter, Manager Cobra Ventures 550 Latona Road, Building D, Suite 400 Rochester, NY 14626	\$ 6,000
TA # 033.04-2-7 163 Post Avenue Town of Greece	Timothy R. Wolpert, President STW Properties, Inc. 338 North Greece Road Hilton, NY 14468	\$ 17,000

TA # 046.02-2-22 Ling Road Town of Greece	Tony Y. Kirik 202 Cherry Creek Lane Rochester, NY 14626	\$ 55,000
TA # 060.06-1-40 4558 Mt. Read Blvd. Town of Greece	Tony Y. Kirik 202 Cherry Creek Lane Rochester, NY 14626	\$ 6,000
TA # 089.18-1-13; 089.18-1-14; 089.18-1-15; 089.18-1-16; 089.18-1-17; 089.18-1-18; 089.18-1-19; and 089.18-1-20 41, 42, 45 and 47 Mule Path Circle and 3, 5, 7 and 9 Packet Lane Town of Greece	Tony Y. Kirik 202 Cherry Creek Lane Rochester, NY 14626	\$ 30,000
TA # 001.16-2-1.2 9668 Beachwood Park Town of Hamlin	Rick Davis 44 Crescent Drive Brockport, NY 14420	\$ 1,000
TA # 023.03-1-17 2 Walker Road Town of Hamlin	Robert Crawford 151 Pine Hill Road Spencerport, NY 14606	\$ 100
TA # 161.11-1-22.115; 161.11-1-22.116; and 161.11-1-22.117 Cook Drive Town of Henrietta	Tony Y. Kirik 202 Cherry Creek Lane Rochester, NY 14626	\$ 18,000
TA # 047.19-3-14 489 Rock Beach Road Town of Irondequoit	Joseph M. Paladino 3 Delta Terrace Rochester, NY 14617	\$ 16,000
TA # 047.66-1-56 42 Harrison Terrace Town of Irondequoit	Richard A. Wiederhold 418 Britton Road Rochester, NY 14616	\$ 5,500
TA # 047.73-1-30 9 Madison Terrace Town of Irondequoit	Alan Feitknecht 23 Madison Terrace Rochester, NY 14617	\$ 16,000
TA # 047.73-1-8 5084 St. Paul Boulevard Town of Irondequoit	Alan Feitknecht 23 Madison Terrace Rochester, NY 14617	\$ 2,000
TA # 062.15-3-51 47 Rode Drive Town of Irondequoit	Walter & Barbara Rykojc 659 Vanalstyne Road Webster, NY 14580	\$ 10,000
TA # 062.15-4-68 and 062.15-4-69 3 and 7 Sea View Avenue Town of Irondequoit	Seth Larson 4388 Culver Road Rochester, NY 14622	\$ 5,500

TA # 077.11-2-19 2645 Titus Avenue Extension Town of Irondequoit	Walter & Barbara Rykojc 659 Vanalstyne Road Webster, NY 14580	\$ 20,000
TA # 092.11-4-87 194 Wahl Road Town of Irondequoit	Joseph Alongi 720 Basket Road Webster, NY 14580	\$ 5,500
TA # 092.37-1-60 and 092.37-1-61 367 and 363 Taft Avenue Town of Irondequoit	Richard C. Dominik 353 Clark Avenue Rochester, NY 14609	\$ 4,000
TA # 085.02-1-25 327 Washington Street Town of Ogden	Jeffrey Suszczynski 295 Washington Street Spencerport, NY 14559	\$ 50,000
TA # 087.01-1-74 90 Maida Drive Town of Ogden	Tony Y. Kirik 202 Cherry Creek Lane Rochester, NY 14626	\$ 29,000
TA # 131.01-1-2.115 1 Contessa Court Town of Ogden	Tony Y. Kirik 202 Cherry Creek Lane Rochester, NY 14626	\$ 3,850
TA # 008.16-2-18.1 44 Delavergne Drive Town of Parma	Charles B. Guzzetta 41 East Wautoma Beach Road Hilton, NY 14468	\$ 15,000
TA # 016.02-2-1 90 Lighthouse Road Town of Parma	Frank W. Winburn 71 Chesterton Road Rochester, NY 14626	\$ 6,000
TA # 031.03-3-3 927 Burritt Road Town of Parma	Karen Collichio, Vice Pres. Collichio Builders Inc. 3329 Edgemere Drive Rochester, NY 14612	\$ 25,000
TA # 056.01-2-9.113 1175 Peck Road Town of Parma	Brian M. and Amanda Dudley 2426 South Union Street Spencerport, NY 14559	\$4,500
TA # 113.01-1-1 525 Capen Road Town of Sweden	Joseph Mullen 273 Wendhurst Drive Rochester, NY 14616	\$ 5,000
TA # 113.01-1-38 77 Capen Road Town of Sweden	Danielle Birge 93 Capen Road Brockport, NY 14420	\$ 10,000
TA # 066.03-1-84.1 780 Salt Road Town of Webster	Tony Y. Kirik 202 Cherry Creek Lane Rochester, NY 14626	\$350,000

TA # 138.83-1-51
511 Mc Kinley Street
Town of East Rochester

Greene Property Management, LLC
300 Marletown Road
Newark, NY 14513

\$ 20,000

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; July 25, 2017 - CV: 11-0
File No. 17-0223

ADOPTION: Date: August 8, 2017

Vote: 25-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: VETOED:

SIGNATURE:  DATE: 8/18/17

EFFECTIVE DATE OF RESOLUTION: 8/18/17

By Legislators Conley and Taylor

Intro. No. 337

RESOLUTION NO. 280 OF 2017

CONFIRMING APPOINTMENT TO MONROE COUNTY BOARD OF HEALTH

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

Section 1. In accordance with Section C6-12(J) of the Monroe County Charter, the appointment of Elizabeth A. Kiss to the Monroe County Board of Health, for a term to begin September 1, 2017 and to expire on August 31, 2021, is confirmed.

Section 2. This resolution shall take effect immediately.

Agenda/Charter Committee; July 24, 2017 – CV: 5-0
Human Services Committee; July 25, 2017 – CV: 8-0
File No. 17-0224

ADOPTION: Date: August 8, 2017 Vote: 25-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: *Cheryl Dwyer* DATE: 8/18/17

EFFECTIVE DATE OF RESOLUTION: 8/18/17

By Legislators Drawe and Hebert

Intro. No. 338

RESOLUTION NO. 281 OF 2017

EXTENSION OF ADDITIONAL ONE PERCENT TAX ON SALES AND USES OF TANGIBLE PERSONAL PROPERTY AND OF CERTAIN SERVICES, AND ON OCCUPANCY OF HOTEL ROOMS AND AMUSEMENT CHARGES, PURSUANT TO ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK; AMENDING RESOLUTION NO. 265 OF 1965, AS LAST AMENDED BY RESOLUTION NO. 227 OF 2015

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

Section 1. The first sentence of Section 2 of Resolution No. 265, as enacted in nineteen hundred sixty-five, as amended, is amended to read as follows:

SECTION 2. Imposition of sales tax.

On and after August 1, 1965, there is hereby imposed and there shall be paid a tax of 3 percent upon, and for the period commencing December 1, 1993, and ending November 30, [2017]2020 there is hereby imposed and there shall be paid an additional tax of one percent upon:

Section 2. Subdivision (h) of Section 3 of Resolution No. 265, as enacted in nineteen hundred sixty-five, as amended, is amended to read as follows:

(h) With respect to the additional tax of one percent imposed for the period commencing December 1, 1993, and ending November 30, [2017]2020, the provisions of subdivisions (a), (b), (c), (d) and (e) of this section shall apply, except that for the purposes of this subdivision, all references in said subdivisions (a), (b), (c), and (d) to an effective date shall be read as referring to December 1, 1993, all references in said subdivision (a) to the date four months prior to the effective date shall be read as referring to August 1, 1993, and the reference in subdivision (b) to the date immediately preceding the effective date shall be read as referring to November 30, 1993. Nothing herein shall be deemed to exempt from tax at the rate in effect prior to December 1, 1993, any transaction which may not be subject to the additional one percent rate of tax imposed effective on that date.

Section 3. Section 4 of Resolution No. 265, as enacted in nineteen hundred sixty-five, as amended, is amended to read as follows:

SECTION 4. Imposition of compensating use tax.

(a) Except to the extent that property or services have already been or will be subject to the sales tax under this enactment, there is hereby imposed on every person a use tax for the use within this taxing jurisdiction on and after March 1, 1993, except as otherwise exempted under this enactment,

(A) of any tangible personal property purchased at retail,

(B) of any tangible personal property (other than computer software used by the author or other creator) manufactured, processed or assembled by the user,

(i) if items of the same kind of tangible personal property are offered for sale by him in the regular course of business or

(ii) if items are used as such or incorporated into a structure, building, or real property, by a contractor, subcontractor or repairman in erecting structures or buildings, or buildings on, or otherwise adding to, altering, improving, maintaining, servicing or repairing real property, property or land, as the terms real property, property or land are defined in the real property tax law, if items of the same kind are not offered for sale as such by such contractor, subcontractor or repairman or other user in the regular course of business,

(C) of any of the services described in paragraphs (1), (7) and (8) of subdivision (c) of section two,

(D) of any tangible personal property, however, acquired, where not acquired for purposes of resale, upon which any of the services described under paragraphs (2), (3) and (7) of subdivision (c) of section two have been performed,

(E) of any telephone answering service described in subdivision (b) of section two, and

(F) of any computer software written or otherwise created by the user if the user offers software of a similar kind for sale as such or as a component part of other property in the regular course of business.

(b) For purposes of clause (A) of subdivision (a) of this section, for the period commencing March 1, 1993 and ending November 30, [2017]2020, the tax shall be at the rate of four percent, and on and after December 1, [2017]2020, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for such property, or for the use of such property, including any charges for shipping or delivery as described in paragraph (3) of subdivision (b) of section one, but excluding any credit for tangible personal property accepted in part payment and intended for resale.

(c) For purposes of subclause (i) of clause (B) of subdivision (a) of this section, for the period commencing March 1, 1993, and ending November 30, [2017]2020, the tax shall be at the rate of four percent, and on and after December 1, [2017]2020, the tax shall be at the rate of three percent, of the price at which items of the same kind of tangible personal property are offered for sale by the user, and the mere storage, keeping, retention or withdrawal from storage of tangible personal property by the person who manufactured, processed or assembled such property shall not be deemed a taxable use by him.

(d) For purposes of subclause (ii) of clause (B) of subdivision (a) of this section, for the period commencing March 1, 1993, and ending November 30, [2017]2020, the tax shall be at the rate of four percent, and on and after December 1, [2017]2020, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the tangible personal property manufactured, processed or assembled into the tangible personal property the use of which is subject to tax, including any charges for shipping or delivery as described in paragraph (3) of subdivision (b) of section one.

(e) Notwithstanding the foregoing provisions of this section, for purposes of clause (B) of subdivision (a) of this section, there shall be no tax on any portion of such price which represents the value added by the user to tangible personal property which he fabricates and installs to the specifications of an addition or capital improvement to real property, property or land, as the terms real property, property or land are defined in the real property tax law, over and above the prevailing normal purchase price prior to such fabrication of such tangible personal property which a manufacturer, producer or assembler would charge an unrelated contractor who similarly fabricated and installed such tangible personal property to the specifications of an addition or capital improvement to such real property, property or land.

(f) For purposes of clauses (C), (D) and (E) of subdivision (a) of this section, for the period commencing March 1, 1993, and ending November 30, [2017]2020, the tax shall be at the rate of four percent, and on and after December 1, [2017]2020, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the service, including the consideration for any tangible personal property transferred in conjunction with the performance of the service and also including any charges for shipping and delivery of the property so transferred and of the tangible personal property upon which the service was performed as such charges are described in paragraph (3) of subdivision (b) of section one.

(g) For purposes of clause (F) of subdivision (a) of this section, for the period commencing March 1, 1993, and ending November 30, [2017]2020, the tax shall be at the rate of four percent, and on and after December 1, [2017]2020 the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the tangible personal property which constitutes the blank medium, such as disks or tapes used in conjunction with the software, or for the use of such property, and the mere storage, keeping, retention or withdrawal from storage of computer software described in such clause (F) by its author or other creator shall not be deemed a taxable use by such person.

Section 4. Paragraph (D) of subdivision (1) of Section 11 of Resolution No. 265, as enacted in nineteen hundred sixty-five, as amended, is amended to read as follows:

(D) With respect to the additional tax of one percent imposed for the period beginning December 1, 1993 and ending November 30, [2017]2020, in respect to the use of property used by the purchaser in this County prior to December 1, 1993.

Section 5. Subdivision (i) of Section 14 of Resolution No. 265, as enacted in nineteen hundred sixty-five, as amended, is amended to read as follows:

(i) Notwithstanding any provision of this resolution to the contrary, net collections from the additional one percent rate of sales and compensating use taxes imposed, respectively, by sections two and four of this resolution, for the period commencing December 1, [2015]2017, and ending November 30, [2017]2020, shall be distributed and allocated by the County as follows: for the period of December 1, [2015]2017 through November 30, [2017]2019 in cash, five percent to the school districts in the area of the county outside the city of Rochester, three percent to the towns located within the county, one and one-quarter percent to the villages located within the county, and ninety and three-quarter percent to the city of Rochester and county of Monroe. The amount of the

ninety and three-quarters percent to be distributed and allocated to the city of Rochester and county of Monroe shall be distributed and allocated to each so that the combined total distribution and allocation to each from the sales tax revenues pursuant to sections 1262 and 1262-g of the New York Tax Law and section two of Chapter [210]206 of the Laws of [2015]2017 shall result in the same total amount being distributed and allocated to the city of Rochester and county of Monroe. The amount so distributed and allocated to the county shall be used for county purposes. The foregoing cash payments to the school districts shall be allocated on the basis of the enrolled public school pupils, thereof, as such term is used in subdivision (b) of section 1262 of the New York Tax Law, residing in the county of Monroe. The cash payments to the towns located within the county of Monroe shall be allocated on the basis of the ratio which the population of each town, exclusive of the population of any village or portion thereof located within a town, bears to the total population of the towns, exclusive of the population of the villages located within such towns. The cash payments to the villages located within the county shall be allocated on the basis of the ratio which the population of each village bears to the total population of the villages located within the county. The term population as used in this section shall have the same meaning as used in subdivision (b) of section 1262 of the New York Tax Law.

Section 6. This enactment shall take effect December 1, 2017.

Deleted language is [bracketed]

Added language is underlined

Ways and Means Committee; July 25, 2017 - CV: 11-0
File No. 17-0225

ADOPTION: Date: August 8, 2017

Vote: 25-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: Cheryl D. Kelly DATE: 8/18/17

EFFECTIVE DATE OF RESOLUTION: 8/18/17

By Legislators Brew and Drawe

Intro. No. 339

RESOLUTION NO. 282 OF 2017

AMENDING RESOLUTION 153 OF 2017 TO INCORPORATE BY REFERENCE AND ADOPT A RESOLUTION REQUIRED BY THE NEW YORK STATE COMPTROLLER FOR THE GRANT AGREEMENT WITH THE STATE OF NEW YORK TO ACCEPT FINANCIAL ASSISTANCE FOR THE UPSTATE AIRPORT ECONOMIC DEVELOPMENT AND REVITALIZATION (AIRPORT REVITALIZATION AND REDEVELOPMENT) PROJECT AT THE GREATER ROCHESTER INTERNATIONAL AIRPORT

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

Section 1. The County Executive, or her designee, is hereby authorized to execute a grant agreement, and any amendments thereto, with the State of New York to accept financial assistance for the Upstate Airport Economic Development and Revitalization (Airport Revitalization and Redevelopment) Project at the Greater Rochester International Airport.

Section 2. Incorporating by reference and adopt the attached resolution required by the New York State Comptroller for the grant agreement with the State of New York to accept financial assistance for the Upstate Airport Economic Development and Revitalization (Airport Revitalization and Redevelopment) Project at the Greater Rochester International Airport.

Section 3. Funding for this project, consistent with authorized uses, is included in capital fund 1813 and any capital fund(s) created for the same intended purpose.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment & Public Works Committee; July 24, 2017 – CV: 6-0
Ways and Means Committee; July 25, 2017 - CV: 11-0
File No. 17-0226

ADOPTION: Date: August 8, 2017 Vote: 25-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: *Key Dwyer* DATE: 8/18/17

EFFECTIVE DATE OF RESOLUTION: 8/18/17

Added Language is underlined
Deleted Language is ~~stricken~~

RESOLUTION NO. _____

RESOLUTION AUTHORIZING ACCEPTANCE OF AN UPSTATE AIRPORT ECONOMIC DEVELOPMENT AND REVITALIZATION GRANT FROM THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION (NYSDOT) FOR THE GREATER ROCHESTER INT'L AIRPORT

WHEREAS, the County of Monroe has been awarded an Upstate Airport Economic Development and Revitalization grant in the amount of \$39,822,600 for Modernization and Renovation of Terminal Facilities at the Greater Rochester Int'l Airport (the Project); NYSDOT PIN 4A08.01; and

WHEREAS, the County Executive has recommended that the Monroe County Legislature approved acceptance of said Grant; and

WHEREAS, the County of Monroe desires to advance the Project by committing funds for the Local/Other Necessary Funding Match in the amount of \$13,885,050 , for a Total Project Cost of \$53,707,650; therefore, be it

RESOLVED, that the County Executive be and hereby is authorized and directed to execute such documents as may be necessary to accept said Grant from the NYSDOT in connection with the Project; and it is further

RESOLVED, that a Certified copy of this Resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and it is further

RESOLVED, that this Resolution shall take effect immediately.

STATE OF NEW YORK)

) SS:

COUNTY OF)

I, _____, Clerk of _____, New York, do hereby certify that I have compared the foregoing copy of this Resolution with the original on file in my office, and that the same is a true and correct transcript of said original Resolution and of the whole thereof, as duly adopted by said _____ at a meeting duly called and held at the _____ on _____ by the required and necessary vote of the members to approve the Resolution.

WITNESS My Hand and the Official Seal of _____, New York, this _____ day of _____, 20 .

(Clerk,)

By Legislators Drawe and Hebert

Intro. No. 340

RESOLUTION NO. 283 OF 2017

AMENDING LIST OF DELINQUENT TAXES AND PROPERTIES ATTACHED WITH RESOLUTION 146 OF 2017 TO REMOVE THREE PROPERTIES FROM THE PROPOSED *IN REM* TAX FORECLOSURE ACTION NO. 142 CITY OF ROCHESTER AND TOWNS OF BRIGHTON, ET AL

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

Section 1. Amend the List of Delinquent Tax and Properties attached with Resolution 146 of 2017 to remove the following three (3) properties: 216.02-1-14.1 and 216.02-1-13 in the Town of Mendon and 133.18-2-24 in the Town of Chili, from the *In Rem* Tax Foreclosure Action No. 142 City of Rochester and Towns of Brighton, et al.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; July 25, 2017 - CV: 11-0
File No. 17-0227

ADOPTION: Date: August 8, 2017 Vote: 25-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: Key Droll DATE: 8/18/17

EFFECTIVE DATE OF RESOLUTION: 8/18/17

By Legislators Terp and Drawe

Intro. No. 342

RESOLUTION NO. 284 OF 2017

AUTHORIZING CONVEYANCE OF PERMANENT EASEMENT ON MONROE COUNTY CONTROLLED PROPERTY, AT SENECA PARK, TO ROCHESTER GAS AND ELECTRIC CORPORATION FOR UNDERGROUND TRANSMISSION AND/OR DISTRIBUTION OF ELECTRICITY AND ALL NECESSARY APPURTENANCES AND FIXTURES

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

Section 1. The County Executive, or her designee, is hereby authorized to convey a permanent easement on Monroe County controlled property, at Seneca Park, to Rochester Gas and Electric Corporation identified by tax identification # 075.68-1-1 in the City of Rochester and to execute all documents necessary for the conveyance.

<u>Parcel</u>	<u>Grantee</u>	<u>Amount</u>
Map 1 Area 1 PE 0.126 Acre T.A. # 075.68-1-1	Rochester Gas and Electric Corp. 89 East Avenue Rochester, NY 14649	\$1.00

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No. 17-0231

ADOPTION: Date: August 8, 2017

Vote: 25-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: VETOED:

SIGNATURE: Cheryl Dwyer DATE: 8/18/17

EFFECTIVE DATE OF RESOLUTION: 8/18/17

By Legislators Zale and Drawe

Intro. No. 343

RESOLUTION NO. 285 OF 2017

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH CITY OF ROCHESTER FOR LIMITED ACCESS TO MONROE COUNTY ELECTRONIC PISTOL PERMIT RECORDS SYSTEM

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

Section 1. The County Executive, or her designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the City of Rochester, for limited access to the Monroe County electronic pistol permit records system, for a term of three (3) years upon execution of the agreement, with the option to renew for two (2) additional one-year terms.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No. 17-0232

ADOPTION: Date: August 8, 2017

Vote: 25-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE:  DATE: 8/18/17

EFFECTIVE DATE OF RESOLUTION: 8/18/17