

**NINTH DAY**

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**TUESDAY, August 14, 2018**

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Legislature met pursuant to adjournment.

President Dr. Joe Carbone in the Chair.

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**ROLL CALL**

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

Absent – Legislator Boyce, Lightfoot – 2

*Note: Legislator Lightfoot entered during the Prayer and was present for the remainder of the meeting.*

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The meeting formally opened. Prayer led by Reverend Dr. Stephen Cady II of Asbury First United Methodist Church, at the invitation of Legislator Howard Maffucci. The Pledge of Allegiance to the Flag was led by Legislator Joshua Bauroth.

*Note: Legislator Lightfoot entered the Chambers.*

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**IN MEMORIAM**

20. Marianetti & Kaleh Intro. 234 Res. 194 28-0	18-0222	Expressing Regret of the Monroe County Legislature on the Recent Passing of Florence 'Flo' Tripi, the Longest Serving Monroe County Employee Matter of Urgency
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**APPROVAL OF MINUTES**

Without objection, the Journal of Day 8, July 10, 2018 was approved as submitted.

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**PETITIONS AND COMMUNICATIONS**

*None*

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**PROCLAMATIONS**

**By the President of the Legislature – Dr. Joe Carbone**

**Recognized jointly with County Executive Cheryl Dinolfo and Legislator Fred Ancello, George Haines, on bringing Soaring Valor Flight to Monroe County to honor our veterans.**

Read and Filed.

**Recognized jointly with County Executive Cheryl Dinolfo and Legislator Howard Maffucci, Toni Stevens-Oliver, for her dedication to the students of Thornell Road Elementary and our local veterans.**

Read and Filed.

**Recognized jointly with Legislator Karla Boyce and Legislator Howard Maffucci, Karl R. Thielking, for his contributions to our community upon his retirement.**

Read and Filed.

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**RECESS**

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

*“Approving Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. Van Lare Wastewater Treatment Plant Aeration System Improvements”*

No speakers addressed the Legislature and the Public Hearing concluded at 6:33 P.M.

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**RECONVENING LEGISLATURE**

President Carbone reconvened the recessed meeting of August 14, 2018 and proceeded under the Usual Order of Business.

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**FORMAL COMMITTEE REPORTS**

*None*

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**PUBLIC FORUM**

An Open Forum was conducted to allow speakers to address the Legislature. There were seven speakers and the Open Forum concluded at 6:48 P.M.

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**CONSIDERATION OF LOCAL LAWS**

1. Taylor, Terp & Delehanty  
Intro. 235  
18-0221.LL Enacting Local Law Entitled “Authorizing Lease Agreement for Surplus Property at 5 Castle Park in City of Rochester, New York to Landmark Society of Western New York, Inc.”  
Agenda/Charter Committee; July 23, 2018 – CV: 5-0  
Recreation and Education Committee; July 23, 2018 – CV: 5-0  
Ways and Means Committee; July 23, 2018 – CV: 11-0  
*For Introductory Purposes Only*
2. Taylor, Terp & Delehanty  
Intro. 236  
M. 32  
28-0  
18-0221.LL Providing that Local Law (Intro. No. 235 of 2018), Entitled “Authorizing Lease Agreement for Surplus Property at 5 Castle Park in City of Rochester, New York to Landmark Society of Western New York, Inc.,” Be Tabled

3. Taylor, Terp & Delehanty  
Intro. 237  
Res. 195  
28-0
- 18-0221.LL Fixing a Public Hearing on Local Law (Intro. No. 235 of 2018), Entitled “Authorizing Lease Agreement for Surplus Property at 5 Castle Park in City of Rochester, New York to Landmark Society of Western New York, Inc.”  
*Public Hearing Scheduled for Tuesday, September 11, 2018 at 6:15 p.m.*

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### MOTIONS, RESOLUTIONS AND NOTICES

4. DiFlorio & Ancello  
Intro. 238  
M. 33  
28-0
- 18-0180 Providing that Resolution (Intro. No. 202 of 2018), Entitled “Authorizing Addition to Western Monroe County Agricultural District,” Be Lifted from the Table
5. DiFlorio & Ancello  
Intro. 239  
M. 34  
28-0
- 18-0180 Providing that Resolution (Intro. No. 202 of 2018), Entitled “Authorizing Addition to Western Monroe County Agricultural District,” Be Adopted
- Intro. 202  
Res. 196  
28-0
- Main Motion
6. Brew & Delehanty  
Intro. 240  
M. 35  
28-0
- 18-0188 Providing that Resolution (Intro. No. 210 of 2018), Entitled “Approving Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. Van Lare Wastewater Treatment Plant Aeration System Improvements,” Be Lifted from the Table
7. Brew & Delehanty  
Intro. 241  
M. 36  
28-0
- 18-0188 Providing that Resolution (Intro. No. 210 of 2018), Entitled “Approving Increase and Improvement of Facilities in Rochester Pure Waters District – Frank E. Van Lare Wastewater Treatment Plant Aeration System Improvements,” Be Adopted
- Intro. 210  
Res. 197  
28-0
- Main Motion
8. Brew & Delehanty  
Intro. 242  
Res. 198  
28-0
- 18-0188.br Amending 2018 Capital Budget to Add Project Entitled “Frank E. Van Lare Wastewater Treatment Plant Aeration System Improvements” and Authorizing Financing  
Environment and Public works Committee; June 25, 2018 – CV: 6-0  
Ways and Means Committee; June 26, 2018 – CV: 10-0
9. Terp & Delehanty  
Intro. 243  
M. 37  
28-0
- 18-0208 Providing that Resolution (Intro. No. 231 of 2018), Entitled “Approving Monroe Community College’s 2018-2019 Operating Budget,” Be Lifted from the Table

10. Terp & Delehanty Intro. 244 M. 38 28-0 18-0208 Providing that Resolution (Intro. No. 231 of 2018) Entitled “Approving Monroe Community College’s 2018-2019 Operating Budget,” Be Adopted
- Intro. 231 Res. 199 28-0 Main Motion
11. Micciche, Zale & Delehanty Intro. 245 Res. 200 28-0 18-0213 Authorizing Intermunicipal Agreement with Wheatland-Chili Central School District for Reimbursement to Monroe County Sheriff’s Office School Resource Program Intergovernmental Relations Committee; July 23, 2018 – CV: 5-0 Public Safety Committee; July 23, 2018 – CV 8-0 Ways and Means Committee; July 23, 2018 – CV: 11-0
12. Howland & Delehanty Intro. 246 Res. 201 28-0 18-0214 Accepting State and Municipal Facilities Program Grant from Dormitory Authority of State of New York for Reimbursement for Purchase and Installation of Traffic Signal at East Avenue and Bennett Road in Town of Parma, as Part of the Spot Safety Improvement Program Transportation Committee; July 23, 2018 – CV: 6-0 Ways and Means Committee; July 23, 2018 – CV: 11-0
13. Howland & Delehanty Intro. 247 Res. 202 28-0 18-0214.br Resolution Authorizing the Issuance of \$1,100,000 Bonds of the County of Monroe, New York, to Finance the Cost of Improvements to Monroe County Highways, In and For Said County, at an Estimated Maximum Cost of \$1,100,000 and Superseding the Bond Resolution Adopted on December 12, 2017 (Resolution No. 361 of 2017). Transportation Committee; July 23, 2018 – CV: 6-0 Ways and Means Committee; July 23, 2018 – CV: 11-0
14. Howland & Delehanty Intro. 248 Res. 203 28-0 18-0215 Authorizing Acquisition of Interests in Real Property for Installation and Maintenance of Traffic Signal Equipment at Entrance to 260 Cooper Road in Town of Irondequoit Transportation Committee; July 23, 2018 – CV: 6-0 Ways and Means Committee; July 23, 2018 – CV: 11-0
15. Delehanty & Hebert Intro. 249 Res. 204 28-0 18-0216 Authorizing Sale of County Owned Tax Foreclosure Property Located on Elmgrove Road in Town of Gates Ways and Means Committee; July 23, 2018 – CV: 11-0
16. Delehanty & Hebert Intro. 250 18-0217 Directing Correction, Cancellation and Levy of Certain Monroe County Taxes in Towns of Brighton, Chili, Clarkson, East Rochester, Gates, Greece, Irondequoit, Penfield and Wheatland Ways and Means Committee; July 23, 2018 – CV: 11-0
- Intro. 251 M. 39 28-0 Marianetti/Conley Motion to Table Intro. No. 250
17. Delehanty & Hebert Intro. 252 Res. 205 28-0 18-0218 Directing the Refund of Certain Monroe County Taxes Levied and Collected Against Property in Town of Penfield Ways and Means Committee; July 23, 2018 – CV: 11-0

18. Zale & Delehanty  
Intro. 253  
Res. 206  
28-0
- 18-0219 Accepting Grant from New York State Division of Homeland Security and Emergency Services for FY2017 Bomb Squad Initiative Grant Program/Homeland Security's State Homeland Security Program (Office of Sheriff) Public Safety Committee; July 23, 2018 – CV: 8-0 Ways and Means Committee; July 23, 2018 – CV: 11-0
19. Delehanty & Hebert  
Intro. 254  
Res. 207  
28-0
- 18-0220 Authorizing Contract with PMA Management Corp. to Administer New York State Worker's Compensation Claims Ways and Means Committee; July 23, 2018 – CV: 11-0

***Matters of Urgency***

21. Delehanty & Hebert  
Intro. 255  
Res. 208  
28-0
- 18-0223 Approving Agreement Between Monroe County Executive and Monroe County Federation of Social Workers, IUE-CWA 381 Matter of Urgency
22. Delehanty & Zale  
Intro. 256
- 18-0224 Authorizing Contracts with Jay A. Supnick, Ph.D. d/b/a Law Enforcement Psychological Associates and Public Safety Psychology, PLLC for Occupational Psychological and Psychiatric Evaluations Matter of Urgency
- Intro. 257  
M. 40  
11-17F
- Flagler-Mitchell/Harris  
Motion to Table Intro. No. 256  
*(Legislators Kaleh, Bauroth, Felder, Flagler-Mitchell, Harris, Lightfoot, Maffucci, Morelle, Jr., Muoio, Sheppard and Wilcox Voted in the Positive.)*
- Intro. 256  
Res. 209  
17-11
- Main Motion  
*(Legislators Kaleh, Bauroth, Felder, Flagler-Mitchell, Harris, Lightfoot, Maffucci, Morelle, Jr., Muoio, Sheppard and Wilcox Voted in the Negative.)*

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**UNFINISHED BUSINESS**

*None*

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Upon Motion by Legislator Marianetti, the Legislature Adjourned at 7:05 P.M. until **Tuesday, September 11, 2018 at 6:00 P.M.**

**DIANA M. CHRISTODARO**

Clerk of the Legislature