

EIGHTH DAY

TUESDAY, AUGUST 8, 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, Yudelson – 28

Absent – Vecchio - 1

(Note: Legislator Vecchio entered the chambers at 6:15PM and was present for the remainder of the meeting)

* Legislator Participated in the Meeting via Teleconference.

MOMENT OF PRAYER

The meeting formally opened. Pastor Don Boldt, Senior Pastor of Henrietta Christian Fellowship led a moment of Prayer at the Invitation of Legislator Carolyn Delvecchio Hoffman. Legislator William Burgess led the Pledge of Allegiance to the Flag

APPROVAL OF MINUTES

Without objection, the Journal of Day 7, July 11, 2023 was approved as submitted.

PETITIONS AND COMMUNICATIONS

None

PROCLAMATION

By the President of the Legislature – Sabrina LaMar

Recognized by President Sabrina LaMar, Legislator Tracy DiFlorio, Honored Michael Slattery for his “Michael’s Charity Ride” to help not just our Community but many around the Country Advocating and raising money for Veterans and Underprivileged Children

Read and Filed

(Note: Legislator Vecchio entered the chambers at 6:15PM and was present for the remainder of the meeting)

RECESS

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

“Amending Local Law No. 4 of 2010, Entitled 'Enacting a Local Law Authorizing an Amendment to Lease by Negotiation from Gallina Development Corp. to Use and Occupy Space at 2330 Union Street, Town of Ogden, New York'”

“Amending Local Law No. 3 of 2016, Entitled 'Authorizing a Lease with Gallina Development Corp. to Use and Occupy Space at Panorama Landing, Town of Pittsford, New York'”

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 August 8, 2023 and proceeded under the Usual Order of Business.

FORMAL COMMITTEE REPORTS

None

PRESENTATION

Hillary Olson, President and CEO – Rochester Museum and Science Center

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. There were 8 speakers and the Open Forum concluded at 6:46 P.M.

RECESS

A recess was declared by President LaMar to allow for a meeting of the Northwest Quadrant Pure Waters Administrative Board before the Legislature.

RECONVENING THE LEGISLATURE

President LaMar adjourned the Northwest Quadrant Pure Waters Administrative Board and reconvened the recessed meeting of August 8, 2023 and proceeded under the Usual Order of Business.

CONSIDERATION OF LOCAL LAWS

1. Johns & Smith
Intro. 301
M. 57
29-0
23-0181.LL Providing that Local Law (Intro No. 203 of 2023), Entitled “Monroe County Fair Chance Employment Act”, Be Lifted from the Table

2. Johns & Smith
Intro. 302
M. 58
20-9
(Legislators Brew, Allkofer, Colby, DiFlorio, Hebert, McCabe, Morris, Smith and Taylor Voted in the Negative.)

Intro. 203
LL #TBA
20-9
Main Motion
(Legislators Brew, Allkofer, Colby, DiFlorio, Hebert, McCabe, Morris, Smith and Taylor Voted in the Negative.)

- Brew & Roman
Intro. 303
M. 59
29-0
Motion to Move Remaining Agenda Items as a Whole Except Item Nos. 7, 8, 9, 10, 27, 36, 37 and 38-43

3. Johns & Brew
Intro. 304
M. 60
29-0
23-0210.LL Providing Local Law (Intro. No. 255 of 2023), Entitled “Amending Local Law No. 4 of 2010, Entitled ‘Enacting a Local Law Authorizing an Amendment to Lease by Negotiation from Gallina Development Corp. to Use and Occupy Space at 2330 Union Street, Town of Ogden, New York’”, be Lifted from the Table

4. Johns & Brew
Intro. 305
M. 61
29-0

Intro. 255
LL #TBA
29-0
23-0210.LL Providing that Local Law (Intro. No. 255 of 2023) Entitled “Amending Local Law No. 4 of 2010, Entitled ‘Enacting A Local Law Authorizing an Amendment to Lease by Negotiation from Gallina Development Corp. to Use and Occupy Space at 2330 Union Street, Town of Ogden, New York’”, be Adopted

Main Motion

5. Johns & Brew
Intro. 306
M. 62
29-0
23-0211.LL Providing that Local Law (Intro. No. 258 of 2023) Entitled “Amending Local Law No. 3 of 2016, Entitled ‘Authorizing a Lease with Gallina Development Corp. to Use and Occupy Space at Panorama Landing, Town of Pittsford, New York’”, be Lifted from the Table

6. Johns & Brew
Intro. 307
M. 63
29-0

Intro. 258
LL #TBA
29-0
23-0211.LL Providing that Local Law (Intro. No. 258 of 2023) Entitled “Amending Local Law No. 3 of 2016, Entitled “Authorizing a Lease with Gallina Development Corp. to Use and Occupy Space at Panorama Landing, Town of Pittsford, New York’”, be Adopted

Main Motion

MOTIONS, RESOLUTIONS AND NOTICES

11. Hebert & Smith
Dondorfer
Intro. 308
Res. 237
29-0
- 23-0224 Authorizing Intermunicipal Agreement with Monroe #1 Board of Cooperative Educational Services for Monroe County Sheriff's Office School Resource Program Intergovernmental Relations Committee; July 24, 2023 – CV: 5-0
Public Safety Committee; July 25, 2023 – CV: 9-0
Ways and Means Committee; July 25, 2023 – CV: 11-0
(Legislator Vecchio Declared Her Interest Prior to the Vote.)
12. Keller & Smith
Intro. 309
Res. 238
29-0
- 23-0225 Authorizing Contract with Cornell University to Provide Renovation, Repair, and Painting Training for Monroe County Childhood Lead Poisoning Prevention Program Human Services Committee; July 25, 2023 – CV: 9-0
Ways and Means Committee; July 25, 2023 – CV: 11-0
13. Dondorfer & Smith
Intro. 310
Res. 239
29-0
- 23-0226 Approving Collective Bargaining Agreement Among Monroe County Executive, Monroe County Sheriff's Office and Monroe County Law Enforcement Association Public Safety Committee; July 25, 2023 – CV: 9-0
Ways and Means Committee; July 25, 2023 – CV: 11-0
(Legislator Vecchio Declared Her Interest Prior to the Vote.)
14. McCabe & Johns
Intro. 311
Res. 240
29-0
- 23-0227 Classification of Action and Determination of Significance Pursuant to State Environmental Quality Review Act for Acquisition of Easements for Jefferson Avenue Improvement Project in Town of Perinton Environment and Public Works Committee; July 24, 2023 – CV: 6-0
15. Smith & Delehanty
Intro. 312
Res. 241
29-0
- 23-0228 Authorizing Acquisition of Easements for Jefferson Avenue Improvement Project in Town of Perinton Ways and Means Committee; July 25, 2023 – CV: 11-0
16. McCabe & Johns
Intro. 313
Res. 242
29-0
- 23-0229 Classification of Action and Determination of Significance Pursuant to State Environmental Quality Review Act for Acquisition of Easements for North Goodman Street Traffic Signal at 786 North Goodman Street in City of Rochester Environment and Public Works Committee; July 24, 2023 – CV: 6-0
17. Smith & Delehanty
Intro. 314
Res. 243
29-0
- 23-0230 Authorizing Acquisition of Easements for North Goodman Street Traffic Signal at 786 North Goodman Street in City of Rochester Ways and Means Committee; July 25, 2023 – CV: 11-0
18. McCabe & Johns
Intro. 315
Res. 244
29-0
- 23-0231 Classification of Action and Determination of Significance Pursuant to State Environmental Quality Review Act for Acquisition of Easements for Brick Schoolhouse Culvert Project in Town of Hamlin Environment and Public Works Committee; July 24, 2023 – CV: 6-0
19. Smith & Delehanty
Intro. 316
Res. 245
29-0
- 23-0232 Authorizing Acquisition of Easements for Brick Schoolhouse Road Culvert Project in Town of Hamlin Ways and Means Committee; July 25, 2023 – CV: 11-0
20. McCabe &
- 23-0233 Classification of Action and Determination of Significance Pursuant to State

Johns Intro. 317 Res. 246 29-0		Environmental Quality Review Act for Acquisition of Property Located at 650 Beahan Road in Town of Chili Environment and Public Works Committee; July 24, 2023 – CV: 6-0
21. Smith & Delehanty Intro. 318	23-0234	Authorizing Acquisition of Property Located at 650 Beahan Road in Town of Chili and Amending Resolution 437 of 1989 Amending Lease and Operating Agreement with Monroe County Airport Authority Ways and Means Committee; July 25, 2023 – CV: 11-0 <i>(For Introductory Purposes Only)</i>
22. Smith & Delehanty Intro. 319 M. 64 29-0	23-0234	Providing that Resolution (Intro. No. 318 of 2023), Entitled “Authorizing Acquisition of Property Located at 650 Beahan Road in Town of Chili and Amending Resolution 437 of 1989 Amending Lease and Operating Agreement with Monroe County Airport Authority,” be Tabled
23. Smith & Delehanty Intro. 320 Res. 247 29-0	23-0234	Fixing a Public Hearing on Resolution (Intro. No. 318 of 2023), Entitled “Authorizing Acquisition of Property Located at 650 Beahan Road in Town of Chili and Amending Resolution 437 of 1989 Amending Lease and Operating Agreement with Monroe County Airport Authority <i>(Public Hearing is Scheduled for Tuesday, September 12, 2023 at 6:15 P.M.)</i>
24. McCabe & Johns Intro. 321 Res. 248 29-0	23-0235	Classification of Action and Determination of Significance Pursuant to State Environmental Review Quality Review Act for Conveyance of Permanent Easement on County Owned Property to Monroe County Water Authority for Utility Purposes at 637 Flynn Road in Town of Greece Environment and Public Works Committee; July 24, 2023 – CV: 6-0
25. Smith & Delehanty Intro. 322 Res. 249 29-0	23-0236	Authorizing Conveyance of Permanent Easement to Monroe County Water Authority for Utility Purposes at 637 Flynn Road in Town of Greece Ways and Means Committee; July 25, 2023 – CV: 11-0
26. McCabe & Johns Intro. 323 Res. 250 29-0	23-0238	Classification of Action and Determination of Significance Pursuant to State Environmental Quality Review Act for Monroe County Food Scraps Collection Pilot Program Environment and Public Works Committee; July 24, 2023 – CV: 6-0
28. Hebert & Dondorfer Smith Intro. 324 Res. 251 29-0	23-0240	Accepting Grant from New York State Division of Criminal Justice Services for Ignition Interlock Device Non-Installer Enforcement Program and Authorizing Intermunicipal Agreement with City of Rochester Intergovernmental Relations Committee; July 24, 2023 – CV: 5-0 Public Safety Committee; July 25, 2023 – CV: 9-0 Ways and Means Committee; July 25, 2023 – CV: 11-0 <i>(Legislator Vecchio Declared Her Interest Prior to the Vote.)</i>
29. Hebert & Smith Dondorfer Intro. 325 Res. 252 29-0	23-0241	Accepting Grant from New York State Division of Criminal Justice Services for Raise the Age Legislation and Authorizing Intermunicipal Agreement with Rochester City School District for Administrative and Education Liaison Provider for Raise the Age Youth Intergovernmental Relations Committee; July 24, 2023 – CV: 5-0 Public Safety Committee; July 25, 2023 – CV: 9-0 Ways and Means Committee; July 25, 2023 – CV: 11-0
30. Keller & Smith Intro. 326	23-0242	Authorizing Contract with Catholic Diocese of Rochester to Provide Religious Services for Residents of Monroe Community Hospital Human Services Committee; July 25, 2023 – CV: 9-0

Res. 253 29-0		Ways and Means Committee; July 25, 2023 – CV: 11-0
31. Keller & Smith Intro. 327 Res. 254 29-0	23-0243	Accepting Grant from New York State Office of Children and Family Services for Domestic Violence Advocate Program Human Services Committee; July 25, 2023 – CV: 9-0 Ways and Means Committee; July 25, 2023 – CV: 11-0
32. Allkofer & Smith Intro. 328 Res. 255 29-0	23-0244	Accepting Gift from Wegmans Food Markets; Amending 2023 Capital Budget; and Authorizing Interfund Transfer for Monroe County Parks System-Wide Facilities Renovations Project Recreation and Education Committee; July 24, 2023 – 4-0 Ways and Means Committee; July 25, 2023 – CV: 11-0 (<i>Legislator Smith Declared Her Interest Prior to the Vote.</i>)
33. Keller & Smith Intro. 329 Res. 256 29-0	23-0245	Accepting Two Grants from the New York Department of Health for Statewide Health Care Facility Transformation Program III and Amending 2023-2028 Capital Improvement Program to Add Project Entitled “Wound Care Equipment” Human Services Committee; July 25, 2023 – CV: 9-0 Ways and Means Committee; July 25, 2023 – CV: 11-0
34. Keller & Smith Intro. 330 Res. 257 29-0	23-0245.br	Resolution Authorizing the Issuance of \$460,500 Bonds of the County of Monroe, New York, to Finance the Cost of Wound Care Equipment at Monroe Community Hospital, in and for Said County, at an Estimated Maximum Cost of \$460,500 Human Services Committee; July 25, 2023 – CV: 9-0 Ways and Means Committee; July 25, 2023 – CV: 11-0
35. Dondorfer & Smith Intro. 331 Res. 258 29-0	23-0246	Authorizing Contract with Benchmark Analytics, LLC for Continued Maintenance of Tracking Software Public Safety Committee; July 25, 2023 – CV: 9-0 Ways and Means Committee; July 25, 2023 – CV: 11-0 (<i>Legislator Vecchio Declared Her Interest Prior to the Vote.</i>)
7. DiFlorio & Allkofer Intro. 332 M. 65 29-0	23-0190	Providing that Resolution (Intro. No. 289 of 2023), Entitled “Authorizing Additions to Monroe County Western and Eastern Agricultural Districts,” be Lifted from the Table
8. DiFlorio & Allkofer Intro. 333 M. 66 Intro. 334 M. 64 29-0	23-0190	Providing that Resolution (Intro. No. 289 of 2023), Entitled “Authorizing Additions to Monroe County Western and Eastern Agricultural Districts,” be Adopted Colby & Milne (<i>Amendment</i>) Motion to Amend Intro. No. 289 of 2023 as follows:

WHEREAS, pursuant to Article 25-AA, Section 303-b of the Agriculture and Markets Law, the Monroe County Agricultural and Farmland Protection Board has submitted a report recommending the proposed additions of seventeen (17) parcels to the following Monroe County Western and Eastern Agricultural Districts:

Western Agricultural District #5:

- 880 Hamlin Center Rd, Town of Hamlin, consisting of approximately 57.10 acres, tax account number 021.04-1-22.22, owned by Bonnie & Mark Beardsley

Eastern Agricultural District #6:

- 10 Bluhm Rd, Town of Perinton, consisting of approximately 16.77 acres, tax account number 180.04-1-10, owned by Mathew & Linda Bezek
- ~~135 Pannell Rd, Town of Perinton, consisting of approximately 5.12 acres, tax account number 181.01-1-35.3, owned by Joshua Grosser~~
- 2334 Turk Hill Rd, Town of Perinton, consisting of approximately 61.5 acres, tax account number 180.03-1-13, owned by Holmes Hollow Farm LLC
- 270 Wilkinson Rd, Town of Perinton, consisting of approximately 33.3 acres, tax account number 181.03-1-30.1, owned by Floris A. Lent
- 2160 Turk Hill Rd, Town of Perinton, consisting of approximately 11 acres, tax account number 180.03-1-7.2, owned by Iginio & Karen Masci
- 485 Loud Rd, Town of Perinton, consisting of approximately 27.62 acres, tax account number 180.04-1-51.111, owned by Howard I. & Janet Sharp
- 420 Pannell Rd, Town of Perinton, consisting of approximately 9.95 acres, tax account number 181.03-1-22, owned by Arlene & Thomas Sheridan
- Wilkinson Rd, Town of Perinton, consisting of approximately 90 acres, tax account number 181.04-1-3, owned by Arlene & Thomas Sheridan
- 230 Pannell Rd, Town of Perinton, consisting of approximately 32.94 acres, tax account number 181.04-1-2.1, owned by Leonard J. Sorbello
- 8201 Pittsford Palmyra Rd, Town of Perinton, consisting of approximately 5 acres, tax account number 181.02-1-7, owned by Leonard J. Sorbello
- 2518 Huber Rd, Town of Perinton, consisting of approximately 6 acres, tax account number 140.04-1-14, owned by Clinton & Barbara George
- Furman Rd, Town of Perinton, consisting of approximately 28.2 acres, tax account number 140.04-1-15.111, owned by Clinton & Barbara George
- 663 Furman Rd, Town of Perinton, consisting of approximately 8.9 acres, tax account number 141.03-1-17.1, owned by Carrie & Timothy Brown
- Furman Rd, Town of Perinton, consisting of approximately 21.96 acres, tax account number 141.03-1-16.2, owned by Carrie & Timothy Brown
- 235 Basket Rd, Town of Webster, consisting of approximately 8.5 acres, tax account number 051.01-1-44, owned by Michael & Lindsey Short
- 833 Lake Rd, Town of Webster, consisting of approximately 62.2 acres, tax account number 049.03-1-17.1, owned by Cinquefoil Corporation

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 seventeen (17) parcels to the Monroe County Western and Eastern Districts, 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.

Intro. 333 M. 66 29-0		Providing that Resolution (Intro. No. 289 of 2023), Entitled “Authorizing Additions to Monroe County Western and Eastern Agricultural Districts,” be Adopted as Amended
Intro. 289 Res. 259 29-0		Main Motion as Amended by Motion 67 of 2023
9. Allkofer & Smith Intro. 335 M. 68 29-0	23-0222	Providing that Resolution (Intro. No. 298 of 2023), Entitled “Approving Monroe Community College’s 2023-2024 Operating Budget,” be Lifted from the Table
10. Allkofer & Smith Roman Intro. 336 M. 69 29-0	23-0222	Providing that Resolution (Intro. No. 298 of 2023), Entitled “Approving Monroe Community College’s 2023-2024 Operating Budget,” be Adopted
Intro. 298 Res. 260 29-0		Main Motion
27. Hebert & McCabe Smith Intro. 337 Res. 261 28-1	23-0239	Authorizing Intermunicipal Agreement with Town of Pittsford for Collection of Residential Food Scraps as Part of Monroe County Food Scraps Collection Pilot Program Intergovernmental Relations Committee; July 24, 2023 – CV: 5-0 Environment and Public Works Committee; July 24, 2023 – CV: 6-0 Ways and Means Committee; July 25, 2023 – CV: 11-0 <i>(Legislator McCabe Voted in the Negative.)</i>
36. Smith & Delehanty Intro. 338 Res. 262 29-0	23-0247	Establishing Fund Balance Policy Ways and Means Committee; July 25, 2023 – CV: 11-0
37. Dondorfer & Milne Intro. 339 Res. 263 29-0	23-0248	Confirming Appointment of Conflict Defender Public Safety Committee; July 25, 2023 – CV: 9-0
38. McCabe & Johns Intro. 340 Res. 264	23-0249	Confirming Appointments to Monroe County Soil and Water Conservation Board <i>Matter of Urgency</i>

29-0

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| 39. McCabe &
Johns
Intro. 341
Res. 265
29-0 | 23-0250 | Confirming Appointments and Reappointments to Monroe County Recycling Advisory Committee
<i>Matter of Urgency</i> |
| 40. Smith &
Delehanty
Intro. 342
Res. 266
29-0 | 23-0251 | Authorizing Contract with Benefit Resource, LLC for Third-Party Administration of Monroe County's Flexible Spending Account Benefit, Qualified Pre-Tax Parking Program and Health Reimbursement Accounts
<i>Matter of Urgency</i> |
| 41. McCabe &
Johns
Intro. 343
Res. 267
29-0 | 23-0252 | Confirming Appointments and Reappointments to Monroe County Recycling Advisory Committee
<i>Matter of Urgency</i> |
| 42. Smith &
Delehanty
Intro. 344
Res. 268
29-0 | 23-0253 | 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 37 of 2023
<i>Matter of Urgency</i> |
| 43. Smith &
Delehanty
Intro. 345
Res. 269
29-0 | 23-0254 | Authorizing Acceptance and Payment of Health Care and Mental Hygiene Worker Bonuses to Monroe County Employees and Amending Contracts to Pay Health Care and Mental Hygiene Worker Bonuses to County Contractors
<i>Matter of Urgency</i> |

UNFINISHED BUSINESS

None

Upon Motion by Legislator Brew, the Legislature Adjourned at 7:40 P.M. until **Tuesday, September 12, 2023 at 6:00 P.M.**

David Grant
Clerk of the Legislature