

*Monroe County
Clerk of the Legislature*

*Jamie L. Slocum
Clerk*



*Heather D. Halstead
Deputy Clerk*

*David Grant
Assistant Deputy Clerk*

M E M O R A N D U M

TO: Legislators, Directors, Staff and Media
FROM: Jamie L. Slocum, Clerk of the Legislature *JS*
DATE: June 9, 2014
RE: Matters of Urgency – File Nos. 14-0197, 14-0198 and 14-0199

-
- 14-0197** Mortgage Tax Distribution – As A Matter of Urgency – County Executive Maggie Brooks
- 14-0198** Home Rule Message for Senate Bill No. S.6635A Entitled “AN ACT to authorize the commissioner of general services to transfer and convey certain unappropriated state land to Monroe county” – As A Matter of Urgency – County Executive Maggie Brooks
- 14-0199** Home Rule Message for Assembly Bill No. A.8842A Entitled “AN ACT to authorize the commissioner of general services to transfer and convey certain unappropriated state land to Monroe county” – As A Matter of Urgency – County Executive Maggie Brooks

Per President Jeffrey R. Adair, the attached communication is declared to be Matters of Urgency pursuant to Section 545-24 (A) (3) of the Rules of the Monroe County Legislature and will be considered at the June 10, 2014 meeting of the Monroe County Legislature.

Attachments.



Office of the County Executive

Monroe County, New York

Maggie Brooks
County Executive

Daniel M. DeLaus, Jr.
Deputy County Executive

June 6, 2014

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

OFFICIAL FILE COPY
No. <u>140197</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
URGENT -L

Subject: Mortgage Tax Distribution

Honorable Legislators:

I recommend that Your Honorable Body approve the Mortgage Tax Distribution for the period of October 1, 2013 through March 31, 2014.

The County Clerk's Office has reported that, for the period October 1, 2013 through March 31, 2014, Mortgage Tax collections totaled \$4,817,468.36. Pursuant to Section 261 of the New York State Tax Law, Mortgage Tax collections are to be distributed to the City of Rochester and the Towns and Villages of Monroe County, on or before the fifteenth day of June.

The specific legislative action required is to approve the attached proposed resolution for the distribution of \$4,817,468.36 Mortgage Tax collections for the period October 1, 2013 through March 31, 2014, to the City of Rochester and the Towns and Villages of Monroe County, on or before the fifteenth day of June.

This Mortgage Tax Distribution has no impact on the current Monroe County budget.

I recommend that this matter receive favorable action by Your Honorable Body.

Sincerely,

Maggie Brooks
County Executive

Intro. No.
RESOLUTION NO. _____ of 2014

MORTGAGE TAX DISTRIBUTION

WHEREAS, in compliance with Section 261 of the Tax Law, the County Clerk and the Director of Finance have filed with the Clerk of the Legislature and the New York State Tax Commission a joint report (File No. 00), showing the total amount of Mortgage Tax allocated to the various tax districts in Monroe County to be \$4,817,468.36, for the period October 1, 2013 through March 31, 2014,

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

Section 1. That the Controller be, and he hereby is, authorized and directed to draw checks on the Mortgage Tax Fund and to make payment on or before June 15, 2014 as follows: one to the City of Rochester, Treasurer, in the amount of \$750,612.22 and one to the Supervisor of each Town and to the Village Treasurer of each Village pursuant to the Distribution Table, as follows:

**MORTGAGE TAX DISTRIBUTION TO
THE SEVERAL TAX DISTRICTS OF MONROE COUNTY**

Brighton	\$	314,216.10
Chili		161,110.88
Clarkson		43,339.07
*Brockport Village		66.45
East Rochester		28,569.82
Gates		160,678.24
Greece		630,717.12
Hamlin		40,838.53
Henrietta		465,249.81
Irondequoit		279,050.25
Mendon		87,039.97
Honeoye Falls Village		9,476.74
Ogden		133,541.63
Spencerport Village		12,099.07
Parma		104,350.50
Hilton Village		15,863.63
Penfield		336,779.67
Perinton		372,886.21
Fairport Village		18,977.89
Pittsford		352,127.76
Pittsford Village		10,455.02
Riga		23,091.14
Churchville Village		4,491.73
Rush		27,318.96
Sweden		46,330.61
*Brockport Village		10,430.37
Webster		337,682.43
Webster Village		16,777.77
Wheatland		19,342.82
Scottsville Village		3,955.95
Town and Village Totals		\$4,066,856.14
City of Rochester		750,612.22
TOTAL		\$4,817,468.36
*Brockport Total:	\$	10,496.82

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

Ways and Means Committee; May 21, 2014 – CV:

File No. 00-

ADOPTION: DATE: _____ VOTE: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

HISTORY OF MONROE COUNTY MORTGAGE TAX DISTRIBUTION

COLLECTION PERIOD	TOWNS SHARE	CITY SHARE	VILLAGES SHARE	STATE SHARE	RGRTA SHARE	TOTAL DISTRIBUTION
10/01/03-03/31/04	7,049,879.05	1,147,350.58	215,899.81	3,559,111.04	3,674,650.99	15,646,891.47
04/01/04-09/30/04	8,141,596.85	1,422,180.20	253,328.69	4,118,255.06	4,333,608.87	18,268,969.67
10/01/04-03/31/05	5,717,458.15	1,069,646.73	154,504.65	2,998,620.96	3,038,781.82	12,979,012.31
04/01/05-09/30/05	7,062,863.43	1,276,190.18	205,616.49	3,580,200.11	3,773,592.10	15,898,462.31
10/01/05-03/31/06	5,861,978.16	1,222,717.65	158,668.16	3,152,217.24	3,194,972.65	13,590,553.86
04/01/06-09/30/06	6,684,134.45	1,349,855.23	189,105.07	3,579,296.88	3,638,143.15	15,440,534.78
10/01/06-03/31/07	5,551,754.68	1,295,547.37	146,401.85	3,058,402.35	3,108,609.84	13,160,716.09
04/01/07-09/30/07	6,931,520.58	1,272,356.99	174,899.07	3,633,929.66	3,738,813.51	15,751,519.81
10/01/07-03/31/08	5,744,739.36	1,183,801.52	153,362.92	3,085,736.34	3,225,980.52	13,393,620.66
04/01/08-09/30/08	5,634,766.36	914,655.20	153,842.79	2,680,030.34	2,989,834.95	12,373,129.64
10/01/08-03/31/09	4,614,745.55	807,189.69	123,068.24	2,255,029.67	2,523,329.28	10,323,362.43
04/01/09-09/30/09	6,170,697.98	777,266.81	174,950.62	2,781,818.15	3,205,325.97	13,110,059.53
10/01/09-3/31/10	4,112,527.37	639,151.26	120,404.02	1,879,160.06	2,187,187.01	8,938,429.72
04/01/10-09/30/10	5,621,908.12	945,297.54	149,606.22	2,651,720.29	3,049,258.89	12,417,791.06
10/01/10-3/31/11	5,170,318.91	540,115.59	152,071.11	2,247,598.74	2,643,770.96	10,753,875.31
04/01/11-09/30/11	4,709,399.20	670,222.21	126,217.39	2,100,375.56	2,484,171.06	10,090,385.42
10/01/11-03/31/12	5,165,982.08	821,370.53	139,845.19	2,310,862.69	2,782,349.89	11,220,410.38
04/01/12-09/30/12	5,851,755.77	795,844.17	149,433.70	2,569,577.40	3,089,285.59	12,455,896.63
10/01/12-03/31/13	6,117,501.68	732,808.23	164,924.17	2,829,825.39	3,228,444.99	13,073,504.46
04/01/13-09/30/13	5,986,016.56	1,065,191.35	173,008.64	2,772,790.46	3,291,111.69	13,288,118.70
10/01/13-3/31/14	3,964,261.52	750,612.22	102,594.62	1,923,207.93	2,202,600.18	8,943,276.47



Office of the County Executive

Monroe County, New York

Maggie Brooks
County Executive

Daniel M. DeLaus, Jr.
Deputy County Executive

June 6, 2014

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

OFFICIAL FILE COPY	
No. <u>140798</u>	
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
URGENT	-L

Subject: Home Rule Message for Senate Bill No. S.6635A Entitled "AN ACT to authorize the commissioner of general services to transfer and convey certain unappropriated state land to Monroe county"

Honorable Legislators:

I recommend that Your Honorable Body adopt a home rule message in regard to the above bill which will allow the County of Monroe ("County") to purchase New York State ("State") land for the exclusive purpose of operating and maintaining a certified juvenile detention facility.

The real property is located at 375 Rush-Scottsville Road, Rush, New York and contains approximately 53.651 acres, including improvements ("Premises"). The purchase price for the Premises will be fifty-one percent (51%) of the total expenditures of the State in rehabilitating buildings 67 and 68, a portion of the Premises, for occupancy by the County to operate a certified juvenile detention facility from the date of completion of the rehab until the Premises is transferred to the County.

The specific legislative action required is to adopt a home rule message resolution for Senate Bill No. S.6635A Entitled "AN ACT to authorize the commissioner of general services to transfer and convey certain unappropriated state land to Monroe county."

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

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

I recommend that this matter receive favorable action by Your Honorable Body.

Sincerely,

Maggie Brooks
County Executive

By Legislators _____ and _____

Intro. No. _____

RESOLUTION NO. _____ OF 2014

REQUESTING THE SENATE OF THE STATE OF NEW YORK PURSUANT TO ARTICLE IX OF THE CONSTITUTION TO ENACT INTO LAW SENATE BILL NO. S.6635A ENTITLED "AN ACT TO AUTHORIZE THE COMMISSIONER OF GENERAL SERVICES TO TRANSFER AND CONVEY CERTAIN UNAPPROPRIATED STATE LAND TO MONROE COUNTY"

RESOLVED, that pursuant to Article IX of the Constitution, the Legislature of the County of Monroe does hereby request the enactment of legislation as follows:

Senate Bill No. S.6635A entitled "AN ACT to authorize the commissioner of general services to transfer and convey certain unappropriated state land to Monroe County"

and be it further

RESOLVED, that this resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No. 14-0____s

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

STATE OF NEW YORK

6635--A

Cal. No. 230

IN SENATE

February 19, 2014

Introduced by Sen. ROBACK -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, passed by Senate and delivered to the Assembly, recalled, vote reconsidered, restored to third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to authorize the commissioner of general services to transfer and convey certain unappropriated state land to Monroe county

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Subject to the provisions of this act but notwithstanding
 2 any other provision of law to the contrary, the commissioner of general
 3 services is hereby authorized to transfer and convey to the county of
 4 Monroe, the state property at the Industry Residential Center in the
 5 town of Rush and the county of Monroe described in section two of this
 6 act, declared to be abandoned state land by the office of children and
 7 family services. The transfer and conveyance of the land described in
 8 section two of this act shall be made upon payment of such consideration
 9 as may be determined by the commissioner of general services, but not
 10 less than fifty-one percent of the total expenditures of the state in
 11 rehabilitating the premises for occupancy by the county of Monroe, and
 12 upon such other conditions as the commissioner of general services and
 13 the office of children and family services may deem proper. In the event
 14 the county of Monroe does not provide full payment of at least fifty-one
 15 percent of the aforementioned expenditures in exchange for transfer of
 16 the property, the office of children and family services may deduct the
 17 amounts owing from monies that would otherwise be distributed from such
 18 office to the county of Monroe pursuant to the social services law or
 19 any other applicable law irrespective of whether the county of Monroe
 20 takes ownership of such property.
 21 S 2. The lands authorized by section one of this act to be transferred
 22 and conveyed are as follows:

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets
 [] is old law to be omitted.

LBD14018-03-4

S. 6635--A

2

1 All that piece or parcel of land situate in the Rush, county of Monroe
2 and the state of New York, being a portion of Lot Number 58 in Township
3 Number 11, Range 7 of the Phelps and Gorham Purchase, and being more
4 particularly bounded and described as follows:

5 Beginning at a reinforcing rod in the northerly bounds of Scotts-
6 ville-Rush Road at the southeast corner of lands granted to Glen T.
7 Weaver and Patricia Weaver by letters patent dated March 2, 1994 and
8 recorded in the Department of State in Book 97 of Patents at page 25 and
9 recorded in the Monroe county clerk's office on March 24, 1994 in liber
10 8456 of deeds at page 223, thence from said point of beginning along the
11 aforesaid lands granted to Weaver the following six (6) courses:

12 1. N 00° 58' 08" W, a distance of 544.84 feet to a point;
13 2. N 05° 12' 59" E, a distance of 272.81 feet to a point;
14 3. N 23° 37' 35" E, a distance of 350.68 feet to a point;
15 4. N 33° 14' 39" E, a distance of 210.99 feet to a point;
16 5. N 24° 21' 06" E, a distance of 425.53 feet to a reinforcing rod; and
17 6. N 89° 93' 00" E, a distance of 1,051.72 feet

18 To a point at the northwesterly corner of lands granted to German
19 Chernavin by deed as recorded in the Monroe county clerk's office on
20 October 19, 2010 in liber 10932 of deeds at page 685, thence S 00° 20'
21 40" W along the westerly bounds of said lands of German Chernavin and to
22 and along the westerly bounds of lands, now or formerly, of Richard P.
23 Foster & Judith C. Foster and lands, now or formerly, of Gary Feldt, a
24 distance of 1,704.50 feet to a point in the aforementioned northerly
25 bounds of Scottsville-Rush Road, thence westerly along said northerly
26 bounds, a distance of 1,488.74 feet to the point and place of beginning,
27 containing 53.651 acres of land, more or less, all as shown on a map
28 entitled "Survey of a Portion of Lands of the People of the State of New
29 York to be Conveyed to the County of Monroe" by Arthur M. English, PLS,
30 dated December 12, 2013 and having drawing number 200.04-1-4.

31 Together with an easement for ingress, egress and regress over a strip
32 of land 60 feet in width (perpendicular measurement) being bounded and
33 described as follows:

34 Beginning at a point in the westerly bounds of East River Road at the
35 northeast corner of a parcel of land granted to Glen T. Weaver and
36 Patricia Weaver by Letters Patent dated March 2, 1994 and recorded in
37 the Department of State in Book 97 of Patents at page 25; said point
38 also being at the southeast corner of a parcel of land granted to the
39 Board of Cooperative Educational Service, First Supervisory District,
40 Monroe County, New York by Letters Patent dated January 17, 1995 and
41 recorded in the Department of State in Book 98 of Patents at page 22,
42 thence from said Point of Beginning westerly along the northerly bounds
43 of said lands granted to Weaver, S 89° 03' 00" W, a distance of 2,100.00
44 feet to a point; thence S 00° 57' 00" E through said lands granted to
45 Weaver, thence N 89° 03' 00" E along said southerly bounds of Weaver, a
46 distance of 2,112.68 feet to a point in the westerly bounds of East
47 River Road, thence N 12° 52' 51" W along the westerly bounds of East
48 River Road, a distance of 61.32 feet to the point and place of begin-
49 ning.

50 S 3. The description in section two of this act is not intended to be
51 a legal description but is intended to identify the land to be conveyed.
52 As a condition of the transfer, the county of Monroe may submit to the
53 commissioner of general services, for his or her approval, an accurate
54 survey and description of the land to be conveyed, which may be used in
55 the conveyance thereof.

S. 6635--A

3

1 S 4. The office of general services shall not transfer or convey the
2 aforesaid land unless application is made by the county of Monroe there-
3 fore within one year of the effective date of this act.

4 S 5. The transfer and conveyance made pursuant to this act shall be
5 subject to the following use restrictions and reverter:

6 (a) The land described in section two of this act shall be used exclu-
7 sively for the purposes of operating and maintaining a Monroe county
8 certified juvenile detention facility.

9 (b) The county of Monroe shall own and operate a certified juvenile
10 detention facility on the land for so long as any payment obligations
11 are due from the county to the state under section one of this act. The
12 county of Monroe shall not contract with a private entity to operate all
13 or part of the certified detention facility on the county's behalf with-
14 out prior written consent from the state office of children and family
15 services. Any such private entity must be a not-for-profit organization.
16 Such certified juvenile detention facility shall be subject to section
17 218-a of the county law, section 503 of the executive law and all other
18 laws governing such facilities for, and the detention of, youths and,
19 notwithstanding the provisions of any other law, shall be a detention
20 facility within the meaning of subdivision three of section 502 of the
21 executive law.

22 (c) In the event the premises are not accepted and/or used in accord-
23 ance with such provisions, it shall revert to the state of New York.

24 (d) The conveyance of the land described in this act shall contain
25 covenants and restrictions consistent with the provisions set forth in
26 subdivisions (a) through (c) of this section.

27 S 6. This act shall take effect immediately.



Office of the County Executive

Monroe County, New York

Maggie Brooks
County Executive

Daniel M. DeLaus, Jr.
Deputy County Executive

June 6, 2014

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

OFFICIAL FILE COPY	
No.	<u>140199</u>
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
URGENT	-L

Subject: Home Rule Message for Assembly Bill No. A.8842A Entitled "AN ACT to authorize the commissioner of general services to transfer and convey certain unappropriated state land to Monroe county"

Honorable Legislators:

I recommend that Your Honorable Body adopt a home rule message in regard to the above bill which will allow the County of Monroe ("County") to purchase New York State ("State") land for the exclusive purpose of operating and maintaining a certified juvenile detention facility.

The real property is located at 375 Rush-Scottsville Road, Rush, New York and contains approximately 53.651 acres, including improvements ("Premises"). The purchase price for the Premises will be fifty-one percent (51%) of the total expenditures of the State in rehabilitating buildings 67 and 68, a portion of the Premises, for occupancy by the County to operate a certified juvenile detention facility from the date of completion of the rehab until the Premises is transferred to the County.

The specific legislative action required is to adopt a home rule message resolution for Assembly Bill No. A.8842A Entitled "AN ACT to authorize the commissioner of general services to transfer and convey certain unappropriated state land to Monroe county."

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

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

I recommend that this matter receive favorable action by Your Honorable Body.

Sincerely,

Maggie Brooks
County Executive

By Legislators _____ and _____

Intro. No. _____

RESOLUTION NO. _____ OF 2014

REQUESTING THE ASSEMBLY OF THE STATE OF NEW YORK PURSUANT TO ARTICLE IX OF THE CONSTITUTION TO ENACT INTO LAW ASSEMBLY BILL NO. A.8842A ENTITLED "AN ACT TO AUTHORIZE THE COMMISSIONER OF GENERAL SERVICES TO TRANSFER AND CONVEY CERTAIN UNAPPROPRIATED STATE LAND TO MONROE COUNTY"

RESOLVED, that pursuant to Article IX of the Constitution, the Legislature of the County of Monroe does hereby request the enactment of legislation as follows:

Assembly Bill No. A.8842A entitled "AN ACT to authorize the commissioner of general services to transfer and convey certain unappropriated state land to Monroe county"

and be it further

RESOLVED, that this resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No. 14-0____.a

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

STATE OF NEW YORK

8842--A

IN ASSEMBLY

February 19, 2014

Introduced by M. of A. MORELLE -- read once and referred to the Committee on Governmental Operations -- reported and referred to the Committee on Codes -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to authorize the commissioner of general services to transfer and convey certain unappropriated state land to Monroe county

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Subject to the provisions of this act but notwithstanding
2 any other provision of law to the contrary, the commissioner of general
3 services is hereby authorized to transfer and convey to the county of
4 Monroe, the state property at the Industry Residential Center in the
5 town of Rush and the county of Monroe described in section two of this
6 act, declared to be abandoned state land by the office of children and
7 family services. The transfer and conveyance of the land described in
8 section two of this act shall be made upon payment of such consideration
9 as may be determined by the commissioner of general services, but not
10 less than fifty-one percent of the total expenditures of the state in
11 rehabilitating the premises for occupancy by the county of Monroe, and
12 upon such other conditions as the commissioner of general services and
13 the office of children and family services may deem proper. In the event
14 the county of Monroe does not provide full payment of at least fifty-one
15 percent of the aforementioned expenditures in exchange for transfer of
16 the property, the office of children and family services may deduct the
17 amounts owing from monies that would otherwise be distributed from such
18 office to the county of Monroe pursuant to the social services law or
19 any other applicable law irrespective of whether the county of Monroe
20 takes ownership of such property.

21 S 2. The lands authorized by section one of this act to be transferred
22 and conveyed are as follows:

23 All that piece or parcel of land situate in the Rush, county of Monroe
24 and the state of New York, being a portion of Lot Number 58 in Township
25 Number 11, Range 7 of the Phelps and Gorham Purchase, and being more
26 particularly bounded and described as follows:

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets
[] is old law to be omitted.

LBD14018-02-4

A. 8842--A

2

1 Beginning at a reinforcing rod in the northerly bounds of Scotts-
2 ville-Rush Road at the southeast corner of lands granted to Glen T.
3 Weaver and Patricia Weaver by letters patent dated March 2, 1994 and
4 recorded in the Department of State in Book 97 of Patents at page 25 and
5 recorded in the Monroe county clerk's office on March 24, 1994 in liber
6 8456 of deeds at page 223, thence from said point of beginning along the
7 aforesaid lands granted to Weaver the following six (6) courses:

8 1. N 00° 58' 08" W, a distance of 544.84 feet to a point;
9 2. N 05° 13' 59" E, a distance of 272.81 feet to a point;
10 3. N 23° 37' 35" E, a distance of 350.69 feet to a point;
11 4. N 33° 14' 39" E, a distance of 210.99 feet to a point;
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14 To a point at the northwesterly corner of lands granted to German
15 Chernavin by deed as recorded in the Monroe county clerk's office on
16 October 19, 2010 in liber 10932 of deeds at page 685, thence S 00° 20'
17 40" W along the westerly bounds of said lands of German Chernavin and to
18 and along the westerly bounds of lands, now or formerly, of Richard P.
19 Foster & Judith C. Foster and lands, now or formerly, of Gary Feldt, a
20 distance of 1,704.50 feet to a point in the aforementioned northerly
21 bounds of Scottsville-Rush Road, thence westerly along said northerly
22 bounds, a distance of 1,489.74 feet to the point and place of beginning,
23 containing 53.651 acres of land, more or less, all as shown on a map
24 entitled "Survey of a Portion of Lands of the People of the State of New
25 York to be Conveyed to the County of Monroe" by Arthur M. English, PLS,
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29 described as follows:

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31 northeast corner of a parcel of land granted to Glen T. Weaver and
32 Patricia Weaver by Letters Patent dated March 2, 1994 and recorded in
33 the Department of State in Book 97 of Patents at page 25; said point
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35 Board of Cooperative Educational Service, First Supervisory District,
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37 recorded in the Department of State in Book 98 of Patents at page 22,
38 thence from said Point of Beginning westerly along the northerly bounds
39 of said lands granted to Weaver, S 89° 03' 00" W, a distance of 2,100.00
40 feet to a point; thence S 00° 57' 00" E through said lands granted to
41 Weaver, thence N 89° 03' 00" E along said southerly bounds of Weaver, a
42 distance of 2,112.68 feet to a point in the westerly bounds of East
43 River Road, thence N 12° 52' 51" W along the westerly bounds of East
44 River Road, a distance of 61.32 feet to the point and place of begin-
45 ning.

46 S 3. The description in section two of this act is not intended to be
47 a legal description but is intended to identify the land to be conveyed.
48 As a condition of the transfer, the county of Monroe may submit to the
49 commissioner of general services, for his or her approval, an accurate
50 survey and description of the land to be conveyed, which may be used in
51 the conveyance thereof.

52 S 4. The office of general services shall not transfer or convey the
53 aforesaid land unless application is made by the county of Monroe there-
54 fore within one year of the effective date of this act.

55 S 5. The transfer and conveyance made pursuant to this act shall be
56 subject to the following use restrictions and reverter:

A. 8842--A

3

1 (a) The land described in section two of this act shall be used exclu-
2 sively for the purposes of operating and maintaining a Monroe county
3 certified juvenile detention facility.

4 (b) The county of Monroe shall own and operate a certified juvenile
5 detention facility on the land for so long as any payment obligations
6 are due from the county to the state under section one of this act. The
7 county of Monroe shall not contract with a private entity to operate all
8 or part of the certified detention facility on the county's behalf with-
9 out prior written consent from the state office of children and family
10 services. Any such private entity must be a not-for-profit organization.
11 Such certified juvenile detention facility shall be subject to section
12 218-a of the county law, section 503 of the executive law and all other
13 laws governing such facilities for, and the detention of, youths and,
14 notwithstanding the provisions of any other law, shall be a detention
15 facility within the meaning of subdivision three of section 502 of the
16 executive law.

17 (c) In the event the premises are not accepted and/or used in accord-
18 ance with such provisions, it shall revert to the state of New York.

19 (d) The conveyance of the land described in this act shall contain
20 covenants and restrictions consistent with the provisions set forth in
21 subdivisions (a) through (c) of this section.

22 S 6. This act shall take effect immediately.