
TUESDAY, SEPTEMBER 9, 2008

Legislature met pursuant to adjournment.

President Wayne E. Zyra in the Chair.

County Executive Maggie Brooks recognized and welcomed Interim President Larry Tyree of Monroe Community College. Interim President Tyree spoke to the Honorable Body and indicated that he was looking forward to working with them.

ROLL CALL

Present — Legislators Adair, Andrews, Barker, Beebe, Bronson, Cassetti, Colby, Cruz, Daniele, Dobson, Driscoll, Eckel, Esposito, Gamble, Gumina, Haney, Hanna, Heider, Kaleh, LaFountain, Lee, Lightfoot, McCann, O'Brien, Quatro, Tucciarello, Valerio, Yolevich, Zyra – 29

Note: President Zyra recognized and welcomed Lisa Polito Nicolay as Clerk of the Monroe County Legislature.

Meeting formally opened. At the invitation of Legislator Robert J. Colby, The Reverend Frank Nichols of First Congregational Church of Spencerport delivered the invocation. The Pledge of Allegiance to the Flag was led by Legislator Michael G. Barker.

APPROVAL OF MINUTES

Without objection, the journal of the session of Day 10, August 12, 2008 was approved as submitted.

PETITIONS AND COMMUNICATIONS

PROCLAMATIONS

By the President of the Legislature — Wayne E. Zyra

Recognized Jointly with Legislators Carrie M. Andrews, Glenn J. Gamble and Willie J. Lightfoot “Flower City Habitat for Humanity” for their continued exceptional service to the community.

Read and Filed.

Recognized Jointly with Legislators Travis R. Heider and Michael G. Barker “Salva Dut and Water for Sudan, Inc.” for exceptional humanitarian service.

Read and Filed.

FORMAL COMMITTEE REPORTS

NONE

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. Two speakers addressed the Legislature on various subjects and the Open Forum concluded at 6:20 P.M.

RECESS

A recess was declared by President Zyra to allow for a meeting of the **Pure Waters Administrative Board**.

RECONVENING LEGISLATURE

President Zyra reconvened the recessed meeting of September 9, 2008 and proceeded under the Usual Order of Business.

LOCAL LAWS

1. Yolevich, 08-0238 Local Law Entitled "Amending Monroe County Code, Chapter 39 (Defense and
Cassetti & Indemnification Of County Officers And Employees), To Provide For Defense
LaFountain And Indemnification Of Members, Directors, Officers And Employees
Intro. 259 Of Monroe County Soil And Water Conservation District Members, Directors,
Officers And Employees"
(For Introductory Purposes Only)
Agenda/Charter Committee; August 18, 2008 – CV: 5-0
Environment and Public Works Committee; August 20, 2008 – CV: 7-0
Ways and Means Committee; August 20, 2008 – CV: 10-0
 2. Yolevich, 08-0238 Providing That Local Law (Intro. No. 259 Of 2008) Entitled "Amending Monroe
Cassetti & County Code, Chapter 39 (Defense and Indemnification Of County Officers
LaFountain And Employees), To Provide For Defense And Indemnification Of Monroe County
Intro. 260 Soil And Water Conservation District Members, Directors, Officers And Employees,"
M. 53 Be Tabled
29-0
 3. Yolevich, 08-0238 Fixing A Public Hearing On Local Law (Intro. No. 259 Of 2008), Entitled "Amending
Cassetti & Monroe County Code, Chapter 39 (Defense and Indemnification Of County Officers
LaFountain And Employees), To Provide For Defense And Indemnification Of Monroe County
Intro. 261 Soil And Water Conservation District Members, Directors, Officers And Employees"
Res. 196 *(Public Hearing Is Scheduled For Tuesday, October 14, 2008 at 6:15 P.M.)*
29-0
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MOTIONS, RESOLUTIONS AND NOTICES

- Intro. 262
M. 54
29-0
- Quatro/Bronson
Move Agenda As A Whole Except Item Nos. 4 and 34
4. LaFountain,
Barker &
Cruz
Intro. 263
Res. 197
29-0
- 08-0236
- Requesting County Administration To Explore Benefits Of Condensed Work Week For Monroe County Employees Excluding Those Who Work Public Safety Ways and Means Committee; August 20, 2008 – CV: 10-0
34. LaFountain &
Barker
Intro. 264
Res. 198
26-3
- 08-0269
- Authorizing Settlement Of Lawsuit Entitled, “Monroe County Public School Districts vs. County Of Monroe”
Matter Of Urgency
(Legislators Gamble, Lee and Lightfoot voted in the negative)
5. Tucciarello &
LaFountain
Intro. 265
Res. 199
29-0
- 08-0237
- Designating VisitRochester As Official County Tourist Promotion Agency Planning and Economic Development Committee; August 18, 2008 – CV: 5-0
Ways and Means Committee; August 20, 2008 – CV: 10-0
6. Hanna &
Yolevich
Intro. 266
Res. 200
29-0
- 08-0239
- Requesting Annual Progress Report On Project SAVE
Human Services Committee; August 19, 2008 – CV: 6-0
7. Barker &
LaFountain
Intro. 267
Res. 201
29-0
- 08-0242
- Accepting Grant From New York State Division Of Criminal Justice Services For Overtime Costs Associated With Monroe County Sheriff’s Office’s Security Enhancements at 69th Annual Senior PGA And The 2008 Wegmans LPGA Championships
Public Safety Committee; August 18, 2008 – CV: 7-0
Ways and Means Committee; August 20, 2008 – CV: 10-0
8. Barker &
LaFountain
Intro. 268
Res. 202
29-0
- 08-0243
- Accepting Grant From New York State Division Of Criminal Justice Services For Juvenile Accountability Incentive Block Grant, Enhanced Supervision Program
Public Safety Committee; August 18, 2008 – CV: 7-0
Ways and Means Committee; August 20, 2008 – CV: 10-0
9. Barker &
LaFountain
Intro. 269
Res. 203
29-0
- 08-0244
- Accepting Grant From New York State Division Of Criminal Justice Services For Local Reentry Coordination And Services Program; Authorizing Contract With Catholic Family Center
Public Safety Committee; August 18, 2008 – CV: 7-0
Ways and Means Committee; August 20, 2008 – CV: 10-0
10. Barker,
Dobson &
LaFountain
Intro. 270
Res. 204
29-0
- 08-0245
- Accepting Grant From New York State Office Of Homeland Security For FY07 Public Safety Interoperable Communications Grant Program; Authorizing Intermunicipal Agreements With Genesee, Livingston, Ontario, Orleans And Wayne Counties, New York State Emergency Management Office And New York State Police For Regional Interoperable Communications Project
Public Safety Committee; August 18, 2008 – CV: 7-0
Intergovernmental Relations Committee; August 19, 2008 – CV: 5-0
Ways and Means Committee; August 20, 2008 – CV: 10-0

11. Barker & LaFountain
Intro. 271
Res. 205
29-0
08-0246 Accepting Grant From New York State Division Of Criminal Justice Services For Firearm Lab Capacity Enhancement Initiative
Public Safety Committee; August 18, 2008 – CV: 7-0
Ways and Means Committee; August 20, 2008 – CV: 10-0
12. Barker & LaFountain
Intro. 272
Res. 206
29-0
08-0247 Accepting Grant From New York State Division Of Criminal Justice Services For You Bet I Told Initiative; Authorizing Contract With Baber AME Church
Public Safety Committee; August 18, 2008 – CV: 7-0
Ways and Means Committee; August 20, 2008 – CV: 10-0
13. Barker, Dobson & LaFountain
Intro. 273
Res. 207
29-0
08-0248 Accepting Grant From Rochester Institute Of Technology; Authorizing Intermunicipal Agreement With City Of Rochester For Rochester Safe And Sound Initiative For Gang Intervention Services – Lead The Way Program
Public Safety Committee; August 18, 2008 – CV: 7-0
Intergovernmental Relations Committee; August 19, 2008 – CV: 5-0
Ways and Means Committee; August 20, 2008 – CV: 10-0
14. Yolevich & Dobson
Intro. 274
Res. 208
29-0
08-0249 Confirming Appointment To Monroe County Board Of Ethics
Agenda/Charter Committee; August 18, 2008 – CV: 5-0
15. Yolevich & Dobson
Intro. 275
Res. 209
29-0
08-0250 Authorizing Appointments And Reappointments To Monroe County Board Of Health
Agenda/Charter Committee; August 18, 2008 – CV: 5-0
16. Valerio & LaFountain
Intro. 276
Res. 210
29-0
08-0251 Authorizing Filing Of Application For Funds From And Authorizing Project Agreement With New York State Office Of Parks, Recreation and Historic Preservation For Rehabilitation Of “Green Lodge” In Webster Park
Recreation and Education Committee; August 19, 2008 – CV: 4-0
Ways and Means Committee; August 20, 2008 – CV: 10-0
17. Dobson, Barker & LaFountain
Intro. 277
Res. 211
29-0
08-0252 Authorizing An Intermunicipal Agreement With City Of Rochester To Accept Pass Through Funding From United States Department Of Justice For 2008 Edward Byrne Memorial Justice Assistance Grant Program
Intergovernmental Relations Committee; August 19, 2008 – CV: 5-0
Public Safety Committee; August 18, 2008 – CV: 7-0
Ways and Means Committee; August 20, 2008 – CV: 10-0
18. Dobson, Cassetti & LaFountain
Intro. 278
Res. 212
29-0
08-0253 Authorizing Intermunicipal Agreements With The City, The Towns And Villages Located Within Monroe County, Rochester Pure Waters District, Irondequoit Bay South Central Pure Waters District, Northwest Quadrant Pure Waters District And Gates-Chili-Ogden Sewer District For Machinery, Tools And Equipment Sharing, And Access And Sale Of Alternative Fuels
Intergovernmental Relations Committee; August 19, 2008 – CV: 5-0
Environment and Public Works Committee; August 20, 2008 – CV: 7-0
Ways and Means Committee; August 20, 2008 – CV: 10-0
19. Hanna & LaFountain
Intro. 279
Res. 213
29-0
08-0255 Accepting Grant From University Of Rochester Medical Center for Infant Nutrition Promotion Peer Counselor Program
Human Services Committee; August 19, 2008 – CV: 6-0
Ways and Means Committee; August 20, 2008 – CV: 10-0

20. Hanna, Dobson & LaFountain
Intro. 280
Res. 214
29-0
- 08-0256 Accepting Grant From New York State Department Of Health For Rabies Reimbursement Program
Human Services Committee; August 19, 2008 – CV: 6-0
Intergovernmental Relations Committee; August 19, 2008 – CV: 5-0
Ways and Means Committee; August 20, 2008 – CV: 10-0
21. Hanna & LaFountain
Intro. 281
Res. 215
29-0
- 08-0257 Accepting Grant From New York State Department Of Health For Public Health Campaign Program
Human Services Committee; August 19, 2008 – CV: 6-0
Ways and Means Committee; August 20, 2008 – CV: 10-0
22. Hanna & LaFountain
Intro. 282
Res. 216
29-0
- 08-0258 Accepting Grant From Finger Lakes Association, Inc. For Special Projects Fund Program
Human Services Committee; August 19, 2008 – CV: 6-0
Ways and Means Committee; August 20, 2008 – CV: 10-0
23. Hanna & LaFountain
Intro. 283
Res. 217
29-0
- 08-0259 Authorizing License Agreement With Sisters Of Charity Hospital Of Buffalo For Use Of Space At Monroe Community Hospital, 435 East Henrietta Road, Rochester, New York
Human Services Committee; August 19, 2008 – CV: 6-0
Ways and Means Committee; August 20, 2008 – CV: 10-0
24. Colby & LaFountain
Intro. 284
Res. 218
29-0
- 08-0260 Accepting A New York State Department Of State Shared Municipal Services Incentive Grant For Acquisition Of Shared Equipment
Transportation Committee; August 20, 2008 – CV: 9-0
Ways and Means Committee; August 20, 2008 – CV: 10-0
25. Colby & LaFountain
Intro. 285
Res. 219
29-0
- 08-0260 br. Resolution Authorizing The Issuance Of \$400,000 Bonds Of The County Of Monroe, New York, To Finance The Cost Of The Purchase Of Equipment To Be Used For The Maintenance Of County Highways And Bridges, In And For Said County, And And Superseding The Bond Resolution Adopted On November 15, 2005 (Resolution No. 413 Of 2005)
Transportation Committee; August 20, 2008 – CV: 9-0
Ways and Means Committee; August 20, 2008 – CV: 10-0
26. Colby & LaFountain
Intro. 286
Res. 220
29-0
- 08-0261 Authorizing Acquisition Of Property Interests In Real Property For Lehigh Station Road Milling, Resurfacing And Drainage Improvement Project In Town Of Henrietta
Transportation Committee; August 20, 2008 – CV: 9-0
Ways and Means Committee; August 20, 2008 – CV: 10-0
27. Colby & LaFountain
Intro. 287
Res. 221
29-0
- 08-0262 Authorizing Acquisition Of Property Interests In Real Property For Redman Road Culvert Project In Town Of Clarkson
Transportation Committee; August 20, 2008 – CV: 9-0
Ways and Means Committee; August 20, 2008 – CV: 10-0
28. LaFountain & Barker
Intro. 288
Res. 222
29-0
- 08-0263 Authorizing Sale Of County Owned Tax Foreclosure Property, Town Of Irondequoit
Ways and Means Committee; August 20, 2008 – CV: 10-0
29. LaFountain & Barker
Intro. 289
Res. 223
29-0
- 08-0264 Authorizing Sale Of County Owned Tax Foreclosure Property, Town Of Webster
Ways and Means Committee; August 20, 2008 – CV: 10-0

30. LaFountain & Barker
Intro. 290
Res. 224
29-0
- 08-0265 Authorizing Sale Of County Owned Tax Foreclosure Property, Town Of Clarkson
Ways and Means Committee; August 20, 2008 – CV: 10-0
31. Yolevich & Dobson
Intro. 291
Res. 225
29-0
- 08-0267 Confirming Appointment To Monroe County Board Of Ethics
Agenda/Charter Committee; August 18, 2008 – CV: 5-0
32. Colby & LaFountain
Intro. 292
Res. 226
29-0
- 08-0268 Authorizing Contract With Keeler Construction Company, Inc. For Construction
Services For Mill Road I Improvement Project In Town Of Greece
Transportation Committee; August 20, 2008 – CV: 9-0
Ways and Means Committee; August 20, 2008 – CV: 10-0
33. Colby & LaFountain
Intro. 293
Res. 227
29-0
- 08-0268 br. Resolution Authorizing The Issuance Of \$9,000,000 Bonds Of The County Of Monroe,
New York, To Finance The Cost Of The Reconstruction Of Portions of Mill Road I From
Long Pond Road To North Avenue In And For Said County, And Superseding The Bond
Resolution Adopted On November 15, 2004 (Resolution No. 415 Of 2004)
Transportation Committee; August 20, 2008 – CV: 9-0
Ways and Means Committee; August 20, 2008 – CV: 10-0

Matters Of Urgency

35. Hanna & LaFountain
Intro. 294
Res. 228
29-0
- 08-0270 Amending Resolution 362 Of 2007 To Accept Additional Funding From New York State
Office Of Children And Family Services For Positive Youth Development State And Local
Collaboration Demonstration Grant; Amending Contract With Coordinated Care Services,
Inc. To Extend Time Period
Matter Of Urgency

UNFINISHED BUSINESS

NONE

Note: President Zyra recognized and welcomed former County Legislator Bill Smith to the Chambers.

Upon Motion by Legislator E. Daniel Quatro, the Legislature adjourned at 6:53 P.M. until Tuesday, October 14, 2008 at 6:00 p.m.

LISA POLITO NICOLAY
Clerk of the Legislature