

THIRTEENTH DAY

DRAFT

WEDNESDAY, NOVEMBER 12, 2008

Legislature met pursuant to adjournment.

President Wayne E. Zyra in the Chair.

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

Meeting formally opened. President Zyra requested a Moment of Silent Prayer. The Pledge of Allegiance to the Flag was led by Legislator Jeffery L. McCann.

APPROVAL OF MINUTES

Without objection, the journal of the session of Day 12, October 14, 2008 was approved as submitted.

PETITIONS AND COMMUNICATIONS

Note: County Executive Maggie Brooks addressed the Legislature on the Proposed 2009 Annual Monroe County Budget.

Note: President Zyra requested a brief recess and reconvened the Legislature.

PROCLAMATIONS

By the President of the Legislature — WAYNE E. ZYRA

Proclaimed Jointly with County Executive Maggie Brooks and Legislator C. Stephen Eckel "The Canandaigua Treaty of 1794 in commemoration of its lasting value and message of peace.

Read and Filed.

Recognized Jointly with Legislator Richard Yolevich "Carrie Rejewski" for acting heroically throughout critical circumstances.

Read and Filed.

Recognized Jointly with Legislators Harry B. Bronson, Calvin Lee, Jr., Richard Beebe, Willie J. Lightfoot and Richard Yolevich "Veterans Outreach Center" for their leadership and thirty-five years of invaluable service to the veterans of our community.

Read and Filed.

Recognized Jointly with Legislators Carrie M. Andrews and Edward M. O'Brien "Jean McClure" for her 37 years of exemplary service to the residents of Monroe County.

Read and Filed.

Recognized Jointly with Legislators Cynthia W. Kaleh and C. Stephen Eckel "Neighbors In Motion Root Out Drugs" for their leadership and dedicated efforts to improve the quality of life for the residents of Maplewood.
Read and Filed.

Recognized Jointly with Legislator Richard Beebe "The Barnard Volunteer Fire Department" for their dedicated service to our community and their steadfast commitment to public safety.
Read and Filed.

FORMAL COMMITTEE REPORTS

NONE

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. One speaker addressed the Legislature and the Open Forum concluded at 6:38 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 November 12, 2008 and proceeded under the Usual Order of Business.

LOCAL LAWS

1. Driscoll, 08-0310 Amending Local Law No: 1 of 2001, As Amended by Local Law Nos. 6 and
Tucciarello & 8 Of 2002, Local Law Nos. 3, 8 And 14 Of 2003, Local Law Nos. 2 And 3 Of
LaFountain 2004, Local Law Nos. 6 And 7 Of 2005, Local Law Nos. 2, 3, 6, 9 And 10 of 2006,
Intro. 320 Local Law Nos. 1, 4, 7 And 8 Of 2007 And Local Law Nos. 3, 5, 6 And 10 Of 2008
To Revise Empire Zone Boundary
Planning and Economic Development Committee; October 27, 2008 – CV: 5-0
Ways and Means Committee; October 29, 2008 – CV: 9-0
(For Introductory Purposes Only)
2. Driscoll, 08-0310 Providing That Local Law (Intro. No. 320 of 2008), Entitled "Amending Local
Tucciarello & Law No. 1 of 2001, As Amended by Local Law Nos. 6 and 8 Of 2002, Local
LaFountain Law Nos. 3, 8 And 14 Of 2003, Local Law Nos. 2 And 3 Of 2004, Local Law
Intro. 321 Nos. 6 And 7 Of 2005, Local Law Nos. 2, 3, 6, 9 And 10 of 2006, Local Law
M. 59 Nos. 1, 4, 7 And 8 Of 2007 And Local Law Nos. 3, 5, 6 And 10 Of 2008 To
29-0 Revise Empire Zone Boundary," Be Tabled
Planning and Economic Development Committee; October 27, 2008 – CV: 5-0
Ways and Means Committee; October 29, 2008 – CV: 9-0

3. Driscoll, 08-0310 Fixing A Public Hearing On Local Law (Intro. No. 320 of 2008), Entitled "Amending
Tucciarello & Local Law No. 1 of 2001, As Amended by Local Law Nos. 6 and 8 Of 2002, Local
LaFountain Law Nos. 3, 8 And 14 Of 2003, Local Law Nos. 2 And 3 Of 2004, Local Law
Intro. 322 Nos. 6 And 7 Of 2005, Local Law Nos. 2, 3, 6, 9 And 10 of 2006, Local Law
Res. 248 Nos. 1, 4, 7 And 8 Of 2007 And Local Law Nos. 3, 5, 6 And 10 Of 2008 To
29-0 Revise Empire Zone Boundary"
Planning and Economic Development Committee; October 27, 2008 – CV: 5-0
Ways and Means Committee; October 29, 2008 – CV: 9-0
(Public Hearing is scheduled for Tuesday, December 9, 2008 at 6:19 P.M.)

MOTIONS, RESOLUTIONS AND NOTICES

4. Tucciarello & 08-0281 Providing That Resolution (Intro. No. 298 Of 2008) Entitled "Authorizing Additions
Hanna To Monroe County Agricultural Districts", Be Lifted From The Table
Intro. 323
M. 60
29-0
5. Tucciarello & 08-0281 Providing That Resolution (Intro. No. 298 Of 2008) Entitled "Authorizing Additions
Hanna To Monroe County Agricultural Districts", Be Adopted
Intro. 324
M. 61
29-0

Intro. 298 Main Motion
Res. 249
29-0
6. Yolevich & 08-0300 Rescheduling February Full Legislature Meeting
Dobson Agenda/Charter Committee; October 27, 2008 – CV: 5-0
Intro. 325
Res. 250
29-0
7. Cassetti & 08-0302 Requesting Administration To Implement Third Round Of Funding For Local
LaFountain Projects Under Monroe County Green Space Initiative
Intro. 326 Environment and Public Works Committee; October 29, 2008 – CV: 7-0
Res. 251 Ways and Means Committee; October 29, 2008 – CV: 9-0
24-5 *(Legislators Gamble, Haney, Kaleh, Lee and Lightfoot voted in the negative)*
8. Tucciarello & 08-0311 Eight-Year Review Of Monroe County Northwestern Agricultural District #5
Hanna Planning and Economic Development Committee; October 27, 2008 – 5-0
Intro. 327 *(For Introductory Purposes Only)*
9. Tucciarello & 08-0311 Providing That Resolution (Intro. No. 327 Of 2008) Entitled, "Eight-Year Review
Hanna Of Monroe County Northwestern Agricultural District #5" Be Tabled
Intro. 328
M. 62
29-0
10. Tucciarello & 08-0311 Fixing A Public Hearing By The Planning And Economic Development Committee
Hanna Of The Monroe County Legislature On Resolution (Intro. No. 327 Of 2008), Entitled
Intro. 329 "Eight-Year Review Of Monroe County Northwestern Agricultural District #5"
Res. 252 *(Public Hearing is Scheduled for Wednesday, December 17, 2008 at 6:00 P.M. in the
29-0 Hamlin Town Hall, 1658 Lake Road, Hamlin, New York 14464)*

11. Hanna & LaFountain
Intro. 330
Res. 253
29-0 08-0312 Accepting Grant From New York State Department Of Health For Public Health Preparedness And Response To Bioterrorism Program
Human Services Committee; October 28, 2008 – CV: 6-0
Ways and Means Committee; October 29, 2008 – CV: 9-0
12. Hanna & LaFountain
Intro. 331
Res. 254
29-0 08-0313 Accepting Grant From New York State Division Of Criminal Justice Services For Aid To Crime Laboratories Program Related To Medical Examiner's Office
Human Services Committee; October 28, 2008 – CV: 6-0
Ways and Means Committee; October 29, 2008 – CV: 9-0
13. Hanna & LaFountain
Intro. 332
Res. 255
29-0 08-0314 Accepting Grant From New York State Division Of Criminal Justice Services For Paul Coverdell National Forensic Sciences Improvement Program (Medical Examiner's Toxicology Laboratory)
Human Services Committee; October 28, 2008 – CV: 6-0
Ways and Means Committee; October 29, 2008 – CV: 9-0
14. Hanna & LaFountain
Intro. 333
Res. 256
29-0 08-0315 Amending Resolution 382 Of 2007, As Amended By Resolution 33 Of 2008, To Accept Additional Funding From New York State Department Of Health For Consolidated Child And Family Health Program
Human Services Committee; October 28, 2008 – CV: 6-0
Ways and Means Committee; October 29, 2008 – CV: 9-0
15. Hanna & LaFountain
Intro. 334
Intro. 335
M. 63
29-0 08-0316 Authorizing Contract With Crothall Services Group For Management Of Plant Operations And Maintenance, Biomedical, Environmental And Laundry Services At Monroe Community Hospital
Human Services Committee; October 28, 2008 – CV: 6-0
Ways and Means Committee; October 29, 2008 – CV: 9-0
- Driscoll/Hanna
Motion to Amend Intro. 334 as follows:

Section 1. The County Executive, or her designee, is hereby authorized to execute a contract and any amendments thereto, with Crothall Services Group, to provide management of plant operations and maintenance, biomedical, environmental and laundry services for Monroe Community Hospital ("MCH"), in a total amount not to exceed \$3,355,000 for the period of December 21, 2008 through December 20, 2013, with the first year in the amount of ~~\$577,592,625,112~~, and each year, beginning December 21, 2009 subject to rates increasing annually, by a percentage equal to an annual inflationary adjustment not to exceed 3.5%, and with an option to renew for three (3) additional one-year terms, also subject to rates increasing annually, by a percentage equal to an annual inflationary adjustment, not to exceed 3.5%.

Added language is underlined.
Deleted language is ~~stricken~~.

Intro. 334
Res. 257 (As Amended by M.63)
29-0

Main Motion

Intro. 336
M. 64
29-0

Quatro/Bronson
Move Agenda Items 16-26 As A Whole

16. Hanna & LaFountain
Intro. 337
Res. 258
29-0
08-0317
Authorizing Contract With Med Rev Recoveries, Inc. For Debt Collection Services For Monroe Community Hospital
Human Services Committee; October 28, 2008 – CV: 6-0
Ways and Means Committee; October 29, 2008 – CV: 9-0
17. Hanna & LaFountain
Intro. 338
Res. 259
29-0
08-0318
Amending Resolution 425 Of 2007 To Accept Additional Funding From New York State Office For The Aging For Monroe County Office For Aging Programs
Human Services Committee; October 28, 2008 – CV: 6-0
Ways and Means Committee; October 29, 2008 – CV: 9-0
18. Hanna & LaFountain
Intro. 339
Res. 260
29-0
08-0319
Accepting Grant From New York State Office Of Children And Family Services; Authorizing Contract With Coordinated Care Services, Inc. For Monroe County Youth Asset Building Initiative
Human Services Committee; October 28, 2008 – CV: 6-0
Ways and Means Committee; October 29, 2008 – CV: 9-0
19. Cassetti & LaFountain
Intro. 340
Res. 261
29-0
08-0320
Authorizing A Contract With FRA Engineering & Architecture, P.C., A Division Of T.Y. Lin International For Professional Engineering Services For Civic Center Plaza And Parking Garage Rehabilitation Project
Environment and Public Works Committee; October 29, 2008 – CV: 7-0
Ways and Means Committee; October 29, 2008 – CV: 9-0
20. Cassetti & Tucciarello
Intro. 341
Res. 262
29-0
08-0321
Resolution Authorizing Filing Of Applications For State Grants-In Aid For Municipal Waste Reduction And/Or Recycling Project And Signing Of Associated State Contract, Under Appropriate Laws Of New York State
Environment and Public Works Committee; October 29, 2008 – CV: 7-0
21. Cassetti & LaFountain
Intro. 342
08-0322
Confirming And Adopting Assessment Rolls Of Pure Waters Sewer Districts For 2009 And Confirmation Of And Adoption Of Assessment Rolls
Environment and Public Works Committee; October 29, 2008 - CV: 7-0
Ways and Means Committee; October 29, 2008 – CV: 9-0
(For Introductory Purposes Only)
22. Cassetti & LaFountain
Intro. 343
M. 65
29-0
08-0322
Providing That Resolution (Intro. No. 342 Of 2008), Entitled “Confirming And Adopting Assessment Rolls Of Pure Waters Sewer Districts For 2009,” Be Tabled
23. Cassetti & LaFountain
Intro. 344
Res. 263
29-0
08-0322
Scheduling Public Hearings For Assessment Rolls Of The Pure Waters Sewer Districts For 2009 And Confirmation And Adoption Of Assessment Rolls
(Public Hearings are scheduled for Thursday, December 4, 2008 at 5:31 P.M. before the Ways and Means Committee)
24. Hanna & Barker
Intro. 345
Res. 264
29-0
08-0324 br.
Resolution Authorizing The Issuance Of \$5,200,000 Bonds Of The County Of Monroe, New York, To Finance The Cost Of The Reconstruction Of Garnsey Road (From Route 250 To I-490 Overpass), In And For Said County, And Superseding The Bond Resolution Adopted On November 15, 2005 (Resolution No. 404 Of 2005)
Transportation Committee; October 29, 2008 – CV: 7-0
Ways and Means Committee; October 29, 2008 – CV: 9-0

25. Cassetti, 08-0325 Confirmation Appointment of Director of Environmental Services
Tucciarello, Environment and Public Works Committee; October 29, 2008 – CV: 7-0
Quatro,
Bronson,
Adair,
Andrews,
Barker,
Beebe,
Cassetti,
Cruz,
Daniele,
Dobson,
Driscoll,
Eckel,
Esposito,
Gamble,
Gumina,
Haney,
Hanna,
Heider,
Kaleh,
LaFountain,
Lee,
Lightfoot,
McCann,
O'Brien,
Valerio,
Yolevich &
Zyra
Intro. 346
Res. 265
29-0
26. Barker & 08-0326 Authorizing Contract With APCO International Inc. to Provide Frequency
LaFountain Coordination and Licensing Of Police, Fire and EMS Frequencies For Department
Intro. 347 Of Public Safety
Res. 266 Public Safety Committee; October 27, 2008 – CV: 8-0
29-0 Ways and Means Committee; October 29, 2008 – CV: 9-0

Matter of Urgency

27. LaFountain & 08-0360 Adoption of Monroe County Annual Budget for the Year 2009 and Establishing 2009
Barker Monroe County Classification, Compensation and Salary Schedule for Monroe County
Intro. 348 Employees
Matter Of Urgency
(For Introductory Purposes Only)
28. LaFountain & 08-0360 Providing that Resolution (Intro. No. 348 of 2008), Entitled “Adoption of Monroe County
Barker Annual Budget for the Year 2009 and Establishing 2009 Monroe County Classification,
Intro. 349 Compensation and Salary Schedule for Monroe County Employees,” Be Tabled
M. 66 Matter Of Urgency
29-0
29. LaFountain & 08-0360 Fixing Public Hearing on Resolution (Intro. No. 348 of 2008), Entitled “Adoption of
Barker Monroe County Annual Budget for the Year 2009 and Establishing 2009 Monroe County
Intro. 350 Classification, Compensation and Salary Schedule for Monroe County Employees”
Res. 267 Matter Of Urgency
29-0 (Public Hearing is scheduled for Thursday, December 4, 2008 at 5:35 P.M. before the Ways and
Means Committee)

UNFINISHED BUSINESS

NONE

Upon Motion by Legislator Quatro, the Legislature adjourned at 7:00 P.M. until Tuesday, December 9, 2008 at 6:00 P.M.

LISA POLITO NICOLAY
Clerk of the Legislature