Monroe County Legislature

Office of the President

JEFFREY R. ADAIR
PRESIDENT

OFFICIAL FILE COPY
No. 140135
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
-L

April 7, 2014

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

Subject: Confirmation of Reappointments to the Monroe County Water Authority

Honorable Legislators:

I, Jeffrey R. Adair, President of the Monroe County Legislature, in accordance with Section 1095, Title 5, of the Public Authorities Law, do hereby submit to Your Honorable Body for your confirmation the reappointments of Mr. Scott D. Nasca and Mr. Joseph R. Rulison, to the Monroe County Water Authority.

Mr. Nasca resides at 283 Peck Road, Hilton, New York 14468. His reappointment is effective immediately and his term will expire on April 1, 2019

Mr. Rulison resides at 3437 Elmwood Avenue, Rochester, New York 14610. His reappointment is effective immediately and his term will expire on April 1, 2019.

The specific legislative action required is to confirm the reappointments of Mr. Scott D. Nasca and Mr. Joseph R. Rulison, to the Monroe County Water Authority, in accordance with Section 1095, Title 5, of the Public Authorities Law.

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

Sincerely,

Jeffrey R. Adair
President
Monroe County Legislature

410 County Office Building • 39 West Main Street • Rochester, New York 14614
Phone: (585) 889-1377 • Business: (585) 753-1953
E-Mail: monroe12@monroecounty.gov

Monroe County Legislature
Office of the President

JEFFREY R. ADAIR
PRESIDENT

April 4, 2014

OFFICIAL FILE COPY
No. 140136
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
AGENDA/CHARTERL

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

Subject: Local Law Entitled "Monroe County Charter and Administrative Code Reform Act of 2014"

Honorable Legislators:

By Resolutions 114 and 147 of 2013, this Honorable Body appointed a Charter Review Committee to review the Monroe County Charter and Administrative Code, and to make recommendations based upon its review. The Committee was comprised of the following members: Legislator Jeffrey R. Adair; Legislator Debbie Drawe; Legislator John Lightfoot; Deputy County Executive Daniel M. DeLaus, Jr.; John A. DiCaro, Esq.; Jared C. Lusk, Esq.; and Frederick J. Holbrook, Esq.

The Committee conducted several public forums and solicited and reviewed input from citizens, elected officials and County staff. It has now completed its review and has recommended a comprehensive set of reforms for the County Charter and Administrative Code. These proposed reforms are consistent with my goals of creating more efficiency in County Government and bringing the Monroe County Charter into the 21st Century.

Accordingly, I am pleased to propose the "Monroe County Charter and Administrative Code Reform Act of 2014".

The specific legislative actions required are:

1. Schedule and hold a public hearing on the proposed Local Law.

2. Enact a Local Law entitled "Monroe County Charter and Administrative Code Reform Act of 2014".

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

I recommend that this matter be referred to the appropriate committee(s) for favorable action by this Honorable Body.

Sincerely,

Jeffrey R. Adair
Monroe County Legislature
President

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Phone: (585) 889-1377 • Business: (585) 753-1953
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By Legislators Rockow and Tucciarello

Intro No. ____

LOCAL LAW NO. ____ OF 2014

LOCAL LAW ENTITLED "MONROE COUNTY CHARTER AND ADMINISTRATIVE CODE REFORM ACT OF 2014"

BE IT ENACTED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Monroe County Charter and Administrative Code are hereby amended to read as follows:

Chapter C. CHARTER

Article II. County Legislature

§ C2-4. President of the Legislature.

A. Selection. The President of the Legislature shall be elected by a majority (i.e., 15 members) of the Legislature from among its members at the organization meeting of the Legislature as set forth in § C2-9A of this Charter, and shall serve at the pleasure of the Legislature.
[Amended 4-10-1984 by L.L. No. 3-1984]

B. Powers and duties. The President shall have the following powers and duties:

(1) To preside at meetings of the Legislature.

(2) To represent the County at public functions.

(3) To supervise the Clerk of the Legislature and other legislative staff.

(4) Except as otherwise specifically set forth in this Charter, to appoint members of standing boards and commissions pursuant to this Charter, subject to confirmation by the Legislature.

(5) To appoint members of temporary study commissions, committees, task forces or other such groups created by the Legislature, subject to confirmation by the Legislature.

(6) To act with the Agenda Committee to develop a work program of major policy concerns for the Legislature, which work program shall be presented to the Legislature for consideration on or about its first regularly scheduled meeting of each year that a new Legislature is seated.
[Amended 4-10-1984 by L.L. No. 4-1984, approved 4-27-1984; 6-14-2011 by L.L. No. 6-2011]

(7) To prepare and, upon the approval of the Legislature, issue an annual report on the future prospects and long-range plans of the County in January of each year.

(8) ~~To appoint the members and chairpersons of all standing committees of the Legislature.~~ To appoint the members based on the recommendation of the Majority and Minority Leaders of the Legislature and Chairpersons on the recommendation of the Majority Leader for all standing committees of the Legislature.

(9) To perform such other duties as may be prescribed in this Charter or as may be directed by the County Legislature.

(10) As delegated by the Legislature and set forth in § A5-6B of the Administrative Code, to authorize, enter into and execute any agreement or contract on behalf of the County, within budgetary appropriations therefor adopted by the Legislature.
[Added 9-8-1998 by L.L. No. 3-1998, *Editor's Note: This local law was subject to permissive referendum. No valid petition requesting same was filed as of 11-16-1998.* **approved 10-1-1998]**

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Chapter C. CHARTER

Article II. County Legislature

§ C2-8 County Code.

A. Legislative action; components. The County Legislature shall adopt and make provision for the publication, and provision on the Monroe County Website, of a County Code consisting of:

(1) The Monroe County Charter and a schedule of all special acts of the Legislature of the State of New York pertaining to the County.

(2) The Administrative Code, containing details of administrative organization and procedures and procedural and interpretative details related to the Charter.

(3) The General Legislative Code containing all other County resolutions and local laws having a continuing effect.

B. Code supplement. Within appropriations made available therefor, the County Executive shall be responsible for the printing and distribution of periodic supplements to the County Code, which supplements shall contain, in loose-leaf form, all amendments and additions for the preceding period. Updates shall also be made online.

[Amended 8-28-1980 by L.L. No. 5-1980]

Added Language is underlined
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Chapter C. CHARTER

Article II. County Legislature

§ C2-9. Organization; committees; meetings.
[Amended 9-14-1983 by L.L. No. 3-1983]

B. Regular legislative meetings; regular committee meetings; notice to members; public notice.

(1) The County Legislature shall fix the dates, times and places of its regular meetings, which shall be held at least once a month except during July and August.

(2) Committees of the Legislature shall fix the dates, times and places of their regular meetings.

(3) If the date, time or place of a regular meeting of the Legislature or of any of its committees is changed, the Clerk of the Legislature shall cause a written, oral, ~~or~~ telephonic ~~notice~~, or email notice to be given to each member personally or, if written, to be delivered at a member's place of residence at least 24 hours before the time fixed for such meeting.

(4) Public notice, as specified in the Administrative Code, shall be given prior to all regular meetings and regular committee meetings of the Legislature.

C. Special meetings of the Legislature; notice to members; business limited.

(1) Special meetings of the Legislature shall be called by the Clerk of the Legislature at the direction of the President of the Legislature or at the written direction of a majority of all Legislators (i.e., 15).

(2) Notice of such special meeting of the Legislature, specifying the subject of the meeting, shall be given by the Clerk of the Legislature by causing a written, oral, ~~or~~ telephonic ~~notice~~, or email notice to be given to each member personally or, if written, to be delivered at a member's place of residence as quickly as practicable after the calling of the meeting, but prior to the time fixed for such meeting.

(3) No business other than that named in the notice of the meeting shall be transacted at such special meeting of the Legislature.

D. Special meetings of committees of the Legislature; emergency committee meetings; notice to members; business limited.

(1) Special meetings of a committee of the Legislature may be called at any time by the Chairperson of the committee. Notice of such special committee meeting, specifying the subject of the meeting, shall be given by the Clerk of the Legislature, in the manner set forth in Subsection B(3) above, to each member at least 24 hours before the time fixed for such meeting.

(2) Under emergency circumstances, special meetings of a committee of the Legislature may be called by the Chairperson of the committee with the approval of the President of the Legislature. Notice of such emergency special committee meeting, specifying the subject of the meeting, shall be given by the Clerk of the Legislature by causing a written, oral, ~~or~~ telephonic ~~notice~~, or email notice to be

given to each member personally or, if written, to be delivered at a member's place of residence as quickly as practicable after the calling of the meeting, but prior to the time fixed for such meeting.

(3) No business other than that named in the notice of the meeting shall be transacted at such special committee meeting or emergency special committee meeting.

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Chapter C. CHARTER

Article II. County Legislature

§ C2-10. Clerk of the Legislature and staff.

A. Selection; supervision. The Clerk of the Legislature shall be appointed by the Legislature. The Clerk may be removed and his or her successor appointed at the pleasure of the Legislature. The Clerk shall be under the supervision and direction of the President.

B. Powers and duties. The Clerk shall have the following powers and duties:

(1) To attend all meetings of the County Legislature and its committees and to prepare complete minutes of each such meeting as directed by the Legislature.

(2) At the close of each year, to have the proceedings of all meetings of the County Legislature held during that year printed, indexed and bound in adequate number~~.~~, and also copied in an electronic format.

(3) To prepare and present official notices as may be directed by the County Legislature or the President of the County Legislature.

(4) To have custody of the seal of the County Legislature.

(5) To keep a current list of County boards and commissions.

(6) To perform such other duties as may be prescribed in this Charter or in the Administrative Code or as may be directed by the County Legislature or its President.

C. Staff. The County Legislature shall make provision for the employment of such legislative staff as may be needed in the discharge of its duties; such staff shall be appointed by the Legislature. Services provided by such staff shall be available to all Legislators on a uniform and equitable basis. Such staff may include independent legal counsel or persons with expertise in research, policy analysis, budget analysis, planning and other matters relating to the legislative duties of the County Legislature. Such staff may be retained by direct employment, contract or other arrangement.
[Amended 8-28-1980 by L.L. No. 5-1980].

Added Language is underlined
Deleted Language is ~~stricken~~

Chapter C. CHARTER

§ C2-11. Compensation and expenses; related board: Compensation Policy Commission.
[Amended 9-14-1983 by L.L. No. 3-1983]

A. Compensation.

(1) The County Legislature shall have the power to fix the compensation of its members, and the compensation of the President, Vice President, Majority and Minority Leaders, Assistant Majority and Minority Leaders, and committee Chairpersons and Vice Chairpersons of the Legislature, which compensation shall be stated annual salaries; all of said salaries to be paid by the Director of Finance of the County in like manner as other County salaries are paid. The salary of each County ~~Legislature~~ Legislator and the salaries of the President, Vice President, Majority and Minority Leaders, Assistant Majority and Minority Leaders, and committee Chairpersons and Vice Chairpersons, Legislature Clerk, County Executive, Sheriff and County Clerk shall not exceed the salaries as specified in the notice of the public hearing on the proposed budget prepared for such fiscal year., unless recommended by the Compensation Policy Commission. Such public notice shall include a specified listing of any proposed changes from the previous years' adopted salary levels for all of the above noted positions.
[Amended 2-7-1984 by L.L. No. 1-1984, approved 2-27-1984]

(2) Effective date of compensation increases. No act of the County Legislature, increasing the compensation for the services of each County Legislator and the salaries of the President, Vice President, Majority and Minority Leaders, Assistant Majority and Minority Leaders and committee Chairpersons, shall take effect until a regular election of County Legislators shall have intervened. The intervention of any regular election of Legislators shall be sufficient for any compensation increase to take effect for the whole body of Legislators.
[Added 6-8-1993 by L.L. No. 8-1993, approved 6-28-1993 *Editor's Note: This local law passed referendum at the general election held on November 2, 1993.* **]**

B. Expenses of Legislators. Expenses actually incurred by any County Legislature under the authority or direction of the County Legislature, outside the limits of the County of Monroe, may be allowed and paid in like manner as other County charges; but no claims for expenses shall be audited or allowed which are not fully itemized and verified by the affidavit of the claimant in the manner prescribed by law.

C. Compensation of employees of the Legislature. The Clerk, Deputy Clerks and other employees of the County Legislature shall each receive a stated annual salary to be fixed by the County Legislature and to be paid in the same manner as other County salaries are paid. Such employees shall be eligible for the same benefits as other County employees.

D. Related board: Compensation Policy Commission.

(1) There shall be a Compensation Policy Commission whose purpose shall be to make recommendations to the County Legislature as to the amount of compensation to be paid to County Legislators, the President of the Legislature, the Vice President of the Legislature, Majority and Minority Leaders of the Legislature, Assistant Majority and Minority Leaders of the Legislature, Legislature Committee Chairpersons and Vice Chairpersons, the Clerk of the Legislature, the County Executive, the District Attorney, the Sheriff and the County Clerk. The Commission shall consist of seven members, comprised of the following: four members to be appointed from six candidates nominated by the majority party of the Legislature, and three members to be appointed from five candidates nominated by the minority party of the Legislature. Members shall be appointed by the President of the Legislature, and shall serve for two-year terms commencing as of the first day of January following each general election at which members of the County Legislature are elected. The Commission shall elect one of its members to serve as Chairperson to serve during its current term of office. Vacancies on the Commission shall be filled within 30 days, in the same manner as original appointments, for the remainder of the unexpired term. Members of the Commission shall receive no compensation for their

services as members thereof, but may be reimbursed for reasonable and necessary expenses incurred in the performance of their duties within appropriations made available therefor.
[Amended 2-7-1984 by L.L. No. 1-1984, approved 2-27-1984]

(2) Upon request by resolution of the County Legislature, the Commission shall convene to compile and review information, deliberate, report and make recommendations to the County Legislature with regard to the compensation to be paid to the County officials designated above. The Legislature shall make available such information and resources as shall be necessary for the Commission to undertake and accomplish its purpose. The Commission shall submit its report and recommendations, in writing, to the Legislature, with a copy to the County Executive, no later than the first day of July preceding the County fiscal year in which such recommendations are proposed to become effective.

(3) The Commission shall not make recommendations concerning the compensation to be paid to the County Executive, the District Attorney, the Sheriff or the County Clerk if, by law or judicial determination, the County Legislature does not have the power to fix the compensation to be paid to said officials.

(4) No salary of any County Legislator, Legislature President, Vice President, Majority and Minority Leader, Assistant Majority and Minority Leader, committee Chairperson and Vice-Chairperson, Legislature Clerk, County Executive, Sheriff and County Clerk shall increase without recommendation by the Commission.

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Chapter C. CHARTER

Article IV. Financial Procedures

§ C4-2. Submission of annual budget.

A. Annual budget defined. On or before November 15, the County Executive shall submit to the County Legislature the proposed annual budget for the ensuing fiscal year, which budget shall include:
[Amended 8-28-1980 by L.L. No. 5-1980; 9-14-1983 by L.L. No. 3-1983; 9-12-2006 by L.L. No. 8-2006, approved 10-2-2006]

(1) The proposed operating budget, which shall contain all estimated expenditures and revenues for the fiscal year for operating purposes, payments due for debt service and that portion of expenditures for capital projects to be funded from current revenues. ~~The proposed operating budget shall also contain the basis for estimates of yields of existing and authorized revenue sources.~~

(2) The proposed capital budget, as defined in § C4-11A of this Charter.

(3) A summary of the approved capital improvement program for the ensuing six years.

(4) Summaries of the budgets of the Monroe Community Hospital, the Monroe Community College and all authorized agencies for which funds are proposed to be appropriated.

(5) The budget message, as specified in § A6-10 of the Administrative Code.

B. Submission of annual budget. Upon submission, the proposed annual budget, as defined herein, shall become a public record in the office of the Clerk of the County Legislature. A reasonable number of copies of the same shall be made available by the County Executive for distribution as specified in § A6-11 of the Administrative Code.

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Chapter C. CHARTER

Article IV. Financial Procedures

§ C4-7. Reserved

~~§ C4-7. Allotment of Properties~~
~~**[Amended 9-14-1983 by L.L. No. 3-1983** *Editor's Note: This local law was accepted for filing by the state as L.L. No. 2-1983.* **]**~~

~~There shall be an allotment system for appropriations of the County which shall require that each spending agency submit to the County Executive a quarterly work program for the ensuing fiscal year. The details of the allotment system shall be set forth in § A8-2 of the Administrative Code.~~

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§ C4-10. Capital improvement program.

A. Capital improvement program required. There shall be a capital improvement program, which shall be a plan of capital projects to be undertaken during a six-year period and which shall contain such information as set forth in § A7-1A of the Administrative Code.

B. Purpose of capital improvement program. The purpose of the capital improvement program shall be to serve as a guide for public capital improvement decisions and, as appropriate, to assist in private decisionmaking; to assist County government in investing in capital projects in such manner so as not to cause large fluctuations in County taxes; to assure that there are sound reasons for selecting the particular capital projects to be undertaken and that the most critical needs are met first by such selections; to assure that the overall program and individual projects are consistent with the Comprehensive Development Plan, as set forth in § C5-3B of this Charter; and to address all capital project responsibilities of the County, including but not limited to the human services area, the public safety services area and the physical services area.

C. Capital project defined. The term "capital project," as used in this Charter, shall mean:

(1) Any public betterment or improvement for which a period of probable usefulness may be authorized pursuant to § 11.00 of the Local Finance Law of the State of New York or any studies and surveys relative thereto; or

(2) The acquisition of land or rights in land; or

(3) Any furnishings, machinery, apparatus or equipment for any such public betterment or improvement when such betterment or improvement is first constructed or acquired; or

(4) Any combination of Subsection C(1), (2) and (3) above.

D. Preparation of capital improvement program. In accordance with a timetable and guidelines approved by the County Executive, the Director of Planning and Development shall cause to be prepared a capital improvement program, which program shall contain the recommendations of the Planning Board and the County Executive. The capital improvement program shall be prepared in accordance with the procedures set forth in § A7-1E of the Administrative Code and the guidelines established pursuant to § A7-1C of the Administrative Code.

E. Submission of capital improvement program. On or before the ~~first day of May~~ first regularly scheduled County Legislature meeting in May of each year, the County Executive shall submit to the County Legislature the proposed capital improvement program. Upon submission, the proposed capital improvement program shall become a public record in the office of the Clerk of the County Legislature. A reasonable number of copies of the same shall be made available by the County Executive for distribution.

F. Adoption of capital improvement program. The County Legislature shall adopt a capital improvement program by a majority vote of its total membership on or before the first regularly scheduled meeting in July of each year. While considering for adoption the proposed capital improvement program, the County Legislature may amend the proposed program, provided that no capital project shall be added to the proposed program until it has first been reviewed by the County Executive and the Planning Board. The County Legislature shall refer such proposed amendment to the County Executive and the Planning Board

for review. Such review shall take place within 10 days after the receipt of such referral, provided that if the County Executive and/or the Planning Board fails to act within such period of time, the County Legislature may proceed to act on such proposed amendment as it deems necessary.

G. Public hearing. The County Legislature shall hold at least one public hearing prior to adopting the capital improvement program. Notice of the hearing and a summary of the capital improvement program, as submitted by the County Executive, shall be published at least once in one or more daily newspapers of general circulation in the County, at least 10 days before the date set for the first hearing.

H. Amendment of capital improvement program. At any time after the adoption of the capital improvement program, the County Legislature, by a majority vote of its total membership, may amend the capital improvement program, provided that no project shall be added to the capital improvement program until it has first been reviewed by the County Executive and the Planning Board, in accordance with the procedures set forth in § A7-1F of the Administrative Code.

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Chapter C. CHARTER

Article V. Planning Function

§ C5-1. Intent.

The intent of this Article is to define and authorize the County planning function and establish an organizational structure for its exercise in order to achieve the broad social, physical and economic development objectives of the County. It is intended that the County, through its comprehensive planning function, carry out its responsibility to plan for and guide the orderly development of the County in such a way as to minimize the costs of providing public services, to protect the natural and cultural amenities of the County and to assure the future desirability of the County as a place in which to live and work. ~~In serving this intent, this Article calls for the preparation and updating of a Comprehensive Development Plan; the provision of planning services to County and local governments; the coordination and integration of plans and programs of County departments and other agencies, particularly as such plans and programs relate to the development of the County; the maintenance and dissemination of information related to the development of the County; the review of certain land use and development proposals; the preparation annually of a capital improvement program; and other activities necessary to carry out the planning function.~~

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§ C5-2. Department of Planning and Development.
[Amended 8-28-1980 by L.L. No. 5-1980; 6-9-1992 by L.L. No. 5-1992, approved 7-2-1992]

A. Department established; Director. There shall be a Department of Planning and Development, the head of which shall be the Director of Planning and Development. The Director of Planning and Development shall be appointed by the County Executive, as set forth in § A9-2 of the Administrative Code.

B. Powers and duties. The Director of Planning and Development shall have the following powers and duties.

(1) To advise the County Executive, County legislature, planning board, departments, and other agencies with respect to any matter relating to the development or redevelopment of the County on which an opinion is requested, or upon which the Director of Planning and Development deems it advisable to report;

(2) To prepare and maintain a comprehensive development plan ~~and annual planning program~~ for the County as set forth in § C5-3 of this Article and ~~Articles VII and VIII~~ Article X of the Administrative Code;

(3) To assist in the preparation of a capital improvement program as set forth in § C4-9 of this charter and § A7-1 of the Administrative Code;

(4) To exercise the powers of review and approval over land use pursuant to § C5-4 of this Article and §§ A10-5, A14-1 and A14-2 of the Administrative Code;

(5) To perform development reviews and approvals as provided for in Article 12-B of the General Municipal Law of the State of New York, including the review of subdivisions pursuant to § 239-n of said General Municipal Law, and to perform such other development reviews as may be required by or may pertain to federal, state, regional, County and local governmental agencies and actions;

(6) To make available for planning purposes the services of the technical staff to the local planning commissions and boards of the cities, towns and villages within the County, provided that staff resources are available for such services;

~~(7) To review, coordinate and integrate the planning and development programs of departments and other agencies in accordance with § C5-4D of this Article and §§ A12-1 and A12-2 of the Administrative Code;~~

~~(8)~~ (7) To undertake advisory reviews, so as to achieve improved coordination and integration of the planning and development programs of cities, towns and villages within the County and of all other governmental agencies, including the state agencies and public utilities operating within and affecting the County;

~~(9)~~ (8) To maintain, in accordance with ~~§§ A15-1, A15-2 and A15-3~~ Article XV of the Administrative Code, basic data on the County's population, land use, housing environmental status, human and natural resources and such other matters; and to make such studies, analyses, plans and recommendations as may be necessary in the exercise of the powers and performance of the duties set forth in this Article;

~~(10)~~ (9) To prepare, file, and examine various maps of the County~~, including,~~ as set forth in ~~§ A15-3~~ Article XV of the Administrative Code, ~~detailed base maps of each town and village in the County, showing new streets and subdivisions therein; and to compile a current index of the location of streets in the County in accordance with § A15-2 of the Administrative Code;~~

~~(11)~~ (10)To serve as Secretary of the Planning Board;
[Amended 10-8-1996 by L.L. No. 7-1996, approved 10-28-1996]

~~(12)~~ (11) To plan for the County's future economic growth by identifying development opportunities and targeting resources toward such development;

~~(13)~~ (12) To provide one place for businesses and developers to obtain the planning, financing and technical assistance they need to locate and thrive in Monroe County;

~~(14)~~ (13) To administer such federal, state and local programs and projects related to economic development and community infrastructure which may be assigned to the Department by the County Executive;

~~(15)~~ (14) To administer other County functions related to economic development and community infrastructure which may be assigned to the Department by the County Executive;

~~(16)~~ (15) To monitor the economic effects and implications of County and other governmental policies, regulatory programs and practices;

~~(17)~~ (16) To create other divisions of this Department as required, with the approval of the County Executive;

~~(18)~~ (17) To coordinate and administer programs concerning employment training and placement, especially for those who are unemployed or underemployed.
[Added 11-22-1994 by L.L. No. 9-1994, approved 12-21-1994 Editor's Note: This local law also provided for the renumbering of former Subsection B(18) as Subsection B(19).]

~~(19)~~ (18) To perform such other duties as may be required by § A9-2C of the Administrative Code and by other laws.

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§ C5-3. Comprehensive Development Plan ~~and annual planning program.~~

A. Comprehensive Development Plan requirements. The County shall have and maintain an official plan for the comprehensive social, physical and economic development of the County, focusing primarily on the services, functions and responsibilities of County government as provided for in Section 239d of the New York State General Municipal Law. ~~The contents of such plan shall be as set forth in § A10-1 of the Administrative Code. Such plan or any of its elements or any parts thereof shall be submitted upon completion to the County Legislature for adoption. The procedures for the preparation, submission and adoption of such plan, as well as amendments thereto, shall be as set forth in §§ A10-2, A10-3 and A10-4 of the Administrative Code. The community shall be given adequate opportunity to participate in the preparation and amendment of such plan in accordance with the procedures set forth in § C5-6 of this Article and § A16-1 of the Administrative Code.~~

B. ~~Intent of Comprehensive Development Plan.~~ The Comprehensive Development Plan is intended to serve as a guide for achieving the broad social, physical and economic development objectives of the County. The plan is intended to give direction to the actions of the County Legislature and of departments and other agencies, as such actions affect the development of the County, and it is intended to guide all official County plans and policies for both services and capital facilities, including but not limited to County plans and policies concerning human resources, public safety services, physical and environmental resources and land use. ~~Although the authority of the plan over the actions of local governments and private interests is limited to that authority set forth in Subsection C below and in § C5-4 of this Charter, the plan is intended to serve as a general guide to such actions as they affect the development of the County. The plan, through its development and continuing amendment, is intended to serve as a means for reviewing, modifying and integrating all individual plans before such plans are implemented. The plan thereby is intended to assist in achieving the following with respect to community services and facilities:~~

~~(1) Coordination;~~

~~(2) Consistency in application of policies and accepted standards;~~

~~(3) Public and official evaluation of the effectiveness of governmental performance;~~

~~(4) Elimination of unnecessary duplication; and~~

~~(5) Maximum utilization.~~

~~C. Effect of Comprehensive Development Plan. Whenever a comprehensive development plan or any of its elements or any parts thereof shall have been adopted as provided in § A10-3 of the Administrative Code, the following shall apply:~~

~~(1) In accordance with the guidelines in § A10-5 of the Administrative Code, no street or other public way; public park, ground, open space or other public space; County building or other County structure; or public utility shall be constructed, created or authorized in any portion of the County in respect to which said plan or part thereof has been adopted, until the location, character and extent of such project shall have been submitted to and approved by the Director of Planning and Development as conforming to the general intent and purposes of the Comprehensive Development Plan. Appeals from decisions of the Director of Planning and Development may be made to the Planning Board as~~

~~set forth in § **C5-5** of this Article; or where a project does not conform to the general intent and purposes of the Comprehensive Development Plan, the County Legislature may amend the Comprehensive Development Plan in accordance with the procedures set forth in § **A10-4** of the Administrative Code.~~

~~**[Amended 6-9-1992 by L.L. No. 5-1992, approved 7-2-1992]**~~

~~(2) Expenditures of funds for support of County service programs shall not be authorized unless the County manager certifies their consistency with the general intent and purpose of the Comprehensive Development Plan.~~

~~D. Annual planning program. Following the adoption of the Comprehensive Development Plan, the County shall undertake an annual planning program which shall update and maintain the relevance of the Comprehensive Development Plan. The annual planning program shall conform with the requirements as set forth in § **A11-1** and **A11-2** of the Administrative Code.~~

Added Language is <u>underlined</u>
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§ C5-4. Review and approval over land use.
[Amended 9-14-1983 by L.L. No. 3-1983; *Editor's Note: This local law was accepted for filing by the state as L.L. No. 2-1983.* **6-9-1992 by L.L. No. 5-1992, approved 7-2-1992]**

A. Review and approval in the vicinity of publicly owned airports. The Director of Planning and Development shall have the authority of review and approval specified below in accordance with the procedures, standards and guidelines set forth in § A14-1 of the Administrative Code. Appeals from decisions of the Director of Planning and Development may be made to the Planning Board as set forth in § C5-5 of this Article.

(1) For the purpose of governing the efficient use and safe operation of publicly owned airports and for the purposes of assuring that land use and land subdivision in the vicinity of publicly owned airports will be of such character as not to subject undue concentrations of people to aircraft crash hazards, aircraft noises or other adverse impacts of airport operations, the Director of Planning and Development shall have the power of review and approval over land use and land subdivision, including the height of all structures:

(a) Within one mile from the boundary line of any publicly owned airport within the County; and

(b) Within the approach/departure corridors of instrument-equipped runways at such airports, not to exceed three miles in length from the end of the runway and one mile in width, as shown on a map based on Federal Aviation Administration standards prepared by the Director of Planning and Development, said map to be approved by the Planning Board.

No map subdividing such land into lots for residential, business or industrial purposes in such areas shall be accepted for filing by the County Clerk unless it shall have been approved by the Director of Planning and Development and shall have such approval endorsed thereon.

(2) For the purpose of governing the efficient use and safe operation of publicly owned airports, the Director of Planning and Development shall have the power of review and approval over the height of any structure which is to be located outside the area defined in Subsection A(1) above, where the following two conditions obtain:

(a) The structure is to be located within a distance of seven miles from the nearest runway of any publicly owned airport in the County; and

(b) The structure is to be of greater height than an imaginary surface extending outward and upward at a slope of one hundred to one (100:1) from such runway. The elevation of runways of the Greater Rochester International Airport *Editor's Note: The name of the airport has been changed in this subsection pursuant to Res. No. 251-1987.* shall be considered to be 530 feet above mean sea level, United States Geological Survey datum.

(3) The height of structures described below shall be exempt from the review and approval of the Director of Planning and Development pursuant to this subsection; however, such structures shall not be exempt from review if located in the area defined in Subsection A(1) above.

(a) Any structure that would be shielded by existing structures of a permanent and substantial

character or by natural terrain or topographic features of equal or greater elevation, where it is evident that the structure so shielded will not adversely affect safety in air navigation;
(b) Any antenna structure of no more than 20 feet in height, except one that would increase the height of another antenna structure to be combined total height of more than 20 feet; and

(c) Any one-family or two-family home, including any appurtenant structure which does not exceed the peak of the roof of such home by a height of more than 20 feet.

~~B. Review and approval in relation to major street plan. In accordance with the guidelines in § A14-2 of the Administrative Code, the Director of Planning and Development shall have authority to approve, modify or disapprove plans submitted for subdivision or development of land anywhere in the County in areas abutting on the streets contained in the major street plan for the County as adopted by the County Legislature as a part of the Comprehensive Development Plan. Appeals from decisions of the Director of Planning and Development may be made to the Planning Board as set forth in § C5-5 of this Article.~~

~~C~~ B. Advisory review on land use. The Director of Planning and Development shall have the power of review, with the right to render advisory reports only, over land use and land subdivision:

(1) Within 1/4 mile of the shoreline of Lake Ontario and Irondequoit Bay.

(2) Within the hundred-year floodplain of the Genesee River, Irondequoit Creek, Black Creek, Little Black Creek, Oatka Creek, Honeoye Creek, Red Creek and Salmon Creek.
The Director of Planning and Development shall complete such reviews within 30 days of the receipt of a complete application, except that this thirty-day period may be extended by agreement between the municipality and the Director of Planning and Development.

~~D. Advisory reviews on actions by departments and other agencies. Before adopting any final plans, policies or standards on services or capital facilities and before making any recommendation to the County Legislature on any such plans, policies or standards, on the acquisition or sale of land, on major changes in the use of land or on site plans for any County building or buildings, departments and other agencies shall refer such proposals to the Director of Planning and Development for a written report of his or her recommendations with respect thereto. Such report shall be prepared and submitted in accordance with guidelines set forth in § A12-2 of the Administrative Code.~~

Added Language is underlined
Deleted Language is ~~stricken~~

§ C5-7. Related board: County Planning Board.
There shall be a County Planning Board, whose membership, procedures and duties shall be as specified below.

A. Membership. The Planning Board shall consist of eight citizens, three appointed by the County Legislature, four appointed by the County Executive, representing local planning boards or zoning boards of appeals, and one appointed by the Environmental Management Council, two voting members from the Legislature (one member from the majority party and one member from the minority party, both members appointed by the President and confirmed by the Legislature) and five voting ex officio members: the Assistant County Executive, the Director of Public Safety, the ~~Engineering Operations Manager~~ Chief of Engineering and Facilities Management, the Deputy County Executive and the Director of ~~Management and Budget~~ Finance. The eight citizen members shall serve two-year terms; vacancies occurring among the citizen members shall be filled by the appointing bodies within 30 days for the remainder of the unexpired term. The eight members shall be residents of the County selected for their interest, experience and expertise in areas of planning concern and shall be selected to reflect the general socioeconomic composition of the County population. At least one of the three citizen members appointed by the County Legislature shall be a resident of the City of Rochester, and at least one of the four citizen members appointed by the County Executive shall be a member of the Planning Commission of the City of Rochester. The two Legislature members shall serve at the pleasure of the Legislature.
[Amended 6-28-1988 by L.L. No. 4-1988; 3-16-1993 by L.L. No. 2-1993, approved 4-8-1993; 9-10-1996 by L.L. No. 4-1996, approved 9-30-1996; 10-8-1996 by L.L. No. 7-1996, approved 10-28-1996]

B. Procedures. The Director of Planning and Development, or his or her designee, shall serve as Secretary of the Board. The Chairperson of the Planning Board shall be selected by the Board from its citizen members and shall serve a one-year term. The voting ex officio members may designate alternates to represent them at meetings of the Board. Such alternates, who shall be designated in advance by written notice to the Board Chairperson, shall be entitled to vote in the absence of the voting ex officio members whom they represent. Alternates shall have the right to vote at not more than six meetings of the Board in each calendar year. Unless otherwise provided by law, any eight voting members of the Planning Board shall constitute a quorum at any meeting duly held at a time fixed by law, by any bylaw duly adopted by the Board, or on reasonable notice. A majority consisting of at least eight affirmative votes shall be required for Board approval of any matter. The members of the Planning Board shall receive no compensation for their services as members thereof but may be reimbursed for reasonable and necessary expenses incurred in the performance of their duties within appropriations made available therefor. The Planning Board may adopt, by a majority vote of its total membership, such additional rules and procedures as are necessary for the efficient and orderly conduct of its business.
[Amended 3-16-1993 by L.L. No. 2-1993, approved 4-8-1993; amended 10-8-1996 by L.L. No. 7-1996, approved 10-28-1996]

C. Powers and duties. The Planning Board shall have the following powers and duties:

(1) As set forth in § C4-10 of this Charter and § A7-1 of the Administrative Code, to review the capital improvement program prepared by the Department of Planning and Development and guidelines for the preparation thereof, to make written recommendations to the County Executive and the County Legislature on all capital projects contained in the program and on the priority of capital projects contained in the first year of the program and to review and make written recommendations on any capital project additions to the capital improvement program or capital budget.

[Amended 6-9-1992 by L.L. No. 5-1992, approved 7-2-1992]

(2) As set forth in ~~§§ **A10-3 and A10-4**~~ Article X of the Administrative Code, to review the Comprehensive Development Plan and to submit its recommendations thereon to the County Legislature and to approve any proposed amendments to said plan prior to action being taken on such amendments by the County Legislature.

~~(3) As set forth in §§ **A10-2** and **A11-1** of the Administrative Code, to review procedural guidelines for the coordination and preparation of the Comprehensive Development Plan and annual planning program.~~

~~(4) To formulate or review County policies and standards for inclusion in the Comprehensive Development Plan and to recommend such policies and standards to the County Legislature.~~

~~(5) To recommend amendments of the Comprehensive Development Plan and annual planning program to the County Legislature.~~

~~(6)~~ (3) To hear appeals from decisions by the Director of Planning, as set forth in § C5-5 of this Article.

~~(7) As set forth in § **A9-2A** and **B** of the Administrative Code, to develop and promulgate minimum qualifications of professional and administrative experience and education for the appointment of the Director of Planning and Development and to make recommendations to the County Executive of one or more persons whom it deems qualified for appointment to said office.~~
~~**[Amended 6-9-1992 by L.L. No. 5-1992, approved 7-2-1992]**~~

Added Language is underlined
Deleted Language is ~~stricken~~

§ C6-5. Department of Finance; Office of the Controller; Office of Management and Budget; Office of Financial Services.
[Amended 4-4-1989 by L.L. No. 2-1989, approved 5-1-1989; 6-29-1993 by L.L. No. 4-1993, approved 7-14-1993 *Editor's Note: Amended at time of adoption of Code; see Ch. 1, General Provisions, Art. I.* **]**

(3) Division of Purchasing and Central Services.

(a) Division established; Administrator. There shall be a Division of Purchasing and Central Services, the head of which shall be the Administrator of Purchasing and Central Services.

(b) Powers and duties. The Administrator of Purchasing and Central Services shall have the following powers and duties:

[1] To make all purchases of supplies, materials, equipment and services for the County, to contract for all public work for the County and to contract for the rental or servicing of equipment for the County, in accordance with requirements for competitive bidding and advertising set forth in the Administrative Code or, in the absence of such code provisions, as set forth in applicable law.

[2] To purchase for civil divisions within the County, if approved by the County Legislature and the governing boards of such divisions, on such basis as may be mutually agreed upon.

[3] To sell any surplus supplies, materials or equipment, and to make such other sales as may be authorized by the County Legislature.

[4] To enter into and execute all contracts or other agreements necessary to carry out his or her duties hereunder, as authorized by the County Legislature, the County Executive or pursuant to the Administrative Code or other applicable law.

[5] To transfer supplies, materials and equipment among County departments, offices and other agencies, subject to the approval of the heads thereof and the County Executive.

[6] To be responsible for the proper maintenance of all current inventories of supplies, materials and equipment owned or under the jurisdiction of the County, and to oversee the keeping of records and the operation of any storeroom or warehouse operated by the County.

[7] To establish, provide or approve suitable specifications or standards for all supplies, materials, equipment, services and public work to be purchased for the County; to inspect all deliveries to determine their compliance with such specifications and standards; and to accept or reject such deliveries in accordance with the results of any inspection.

[8] To invite or require competitive bidding before making any purchase or sale, in accordance with requirements therefor set forth in the Administrative Code or, in the absence of such code provisions, as set forth in applicable law.

[9] To furnish supplies, materials, equipment, contractual services or public work to County departments, offices or other agencies only upon receipt of properly approved requisitions and only if an unencumbered appropriation sufficient to pay for the same is available.

[10] To have charge over and supervise a central duplicating service, copying machines, a central mail room and such other central services as may be determined and assigned by the County Executive.

[11] To provide information to MWBE firms of upcoming construction, engineering and architectural services procurements, and report to Legislature with MWBE registration list annually.

[12] To require MWBE utilization plans for construction, engineering and architectural services prior to contract award.

~~[11]~~ [13] To perform such other duties as may be required by the Administrative Code and other laws.

(4) Audit Committee. There shall be a County Audit Committee whose members, procedures and duties shall be as specified below:

(a) Membership. The Audit Committee shall consist of seven members, two members from the County Legislature, one member from the majority party and one member from the minority party, both members appointed by the President of the Legislature and confirmed by the Legislature; two members from the County administration appointed by the County Executive; and three members from outside of the Legislature and the administration who are certified public accountants, one such member appointed by the majority party of the Legislature, one such member appointed by the minority party of the Legislature and one such member appointed by the County Executive. The seven members shall serve two-year terms.

(b) Procedures. The Chairperson of the Audit Committee shall be selected by the Committee from its members who are from outside of the Legislature and administration. Any four members of the Audit Committee shall constitute a quorum. A majority vote of the total Audit Committee (i.e., four votes) is required for Committee approval of any matter.

(c) Powers and duties. The Audit Committee shall have the following powers and duties:

[1] To receive from the Director of Finance on or before March 15, and approve within 30 days of receipt, the presentation of the County's annual internal audit plan which shall consist of a rolling twelve-month audit plan at any given point in time and which shall describe the proposed areas of emphasis for the upcoming 12 months, including consideration of compliance audits, operational audits and assistance from external independent accountants. The Committee shall also assist in the establishment of reporting standards.

[2] To receive from the Director of Finance - Chief Financial Officer all audits, whether produced in accordance with such plan or for other reasons. In either case, the confidentiality of employee records cited in any audit shall be strictly maintained within the Committee. Such records shall be restricted solely to use within the Committee for informational purposes only and shall not be transmitted to the Legislature nor released to the public.

[3] To file such plan and audits with the Ways and Means Committee of the County Legislature.

[4] To review such plan and audits and to submit comments, if any, to the Ways and Means Committee of the County Legislature and to the County Executive.

Added Language is underlined
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Chapter C. CHARTER

Article VI. County Executive Departments/Offices/Bureaus

§ C6-7. Department of Human Resources.
[Amended 12-13-1994 by L.L. No. 10-1994, approved 12-29-1994]

A. Department established; Director. There shall be a Department of Human Resources, the head of which shall be the Director of Human Resources.

B. Powers and duties. The Director of Human Resources shall have the following powers and duties:

(1) To administer, under the general authority and direction of the County Civil Service Commission, the Civil Service Law of the State of New York for the County of Monroe and the civil divisions therein, except for the City of Rochester.

(2) To develop and administer personnel policies.

(3) To prepare personnel rules for County officers and employees for approval by the County Executive and adoption by the County Legislature.

(4) To administer the personnel system of the County in accordance with such personnel rules.

(5) To prepare and maintain a compensation plan for all positions, providing uniform pay for like services.

(6) To prepare and administer a merit system.

(7) To maintain personnel records for all County employees.

(8) To foster and develop programs for the improvement of employee effectiveness, including programs for training and development, safety, health and counseling, with a focus on opportunities for promotion of minorities, women, veterans and individuals with disabilities.

(9) To supervise ~~the Office of Labor Relations~~ labor relations functions.

(10) To supervise ~~the Office of Affirmative Action~~ equal opportunity functions.

(11) To negotiate labor contracts for the County, with the approval of the County Executive.

(12) To conduct studies of problems in negotiations and to compile data and information pertinent to the County's negotiations with recognized employee associations.

(13) To administer the contractual agreements which have been negotiated with recognized employee associations, and to act under the direction of the County Executive to resolve disputes and grievances related to such agreements.

(14) To perform such other duties as may be required by the Administrative Code and other laws, and as the County Executive may prescribe.

C. Related board: County Civil Service Commission.

(1) The County Civil Service Commission is continued for the purpose of administering the Civil Service Law for the County of Monroe and civil divisions therein, except the City of Rochester. The five-member Civil Service Commission, as established under the Optional County Government Law of

the State of New York, shall continue until such law is repealed, in which event administration of the Civil Service Law for the County of Monroe and civil divisions therein, except the City of Rochester, shall not be affected, except that the County Legislature is empowered to terminate the terms of office of the five-member Civil Service Commission and to appoint a three-member Commission in accordance with the Civil Service Law of the State of New York.

(2) Except as otherwise provided in Chapter 863 of the Laws of 1970 of the State of New York, nothing in this Charter shall be construed to repeal or in any way affect the provisions of the Civil Service Law of the State of New York.

~~D. Office of Affirmative Action.~~

~~(1) There shall be within the Department of Human Resources an Office of Affirmative Action, the head of which shall be the Manager of Employment Services and Affirmative Action.~~

~~(2) Powers and duties. The Manager of Employment Services and Affirmative Action shall have the following powers and duties:~~

~~(a) To develop and update an affirmative action plan for the County and each agency, in order to ensure equal employment opportunities for all persons, regardless of age, national origin, race, religion, color, sex, marital status or disability, and to monitor adherence to such plan.~~
~~(b) To inquire into incidents of division and conflict based upon discriminatory practices and to seek to correct such practices by recommending to appropriate agencies, public and private, and governmental jurisdictions such actions as may be considered necessary to eliminate or lessen such discriminatory practices.~~

~~(c) To perform such other duties as may be required by the Administrative Code, other laws and as may be delegated by the Director of Human Resources.~~

~~E. Related board: Human Relations Commission.~~

~~(1) There shall be a Human Relations Commission consisting of 15 members who shall be appointed by the President of the County Legislature. Members of the Commission shall serve without compensation and shall have terms of three years, except that in the initial appointments made to the Commission, five members shall have been appointed for terms of one year each, five for terms of two years and five for terms of three years. All other appointments shall be for terms of three years; provided, however, that any appointment to fill a vacancy occurring otherwise than by expiration of term shall be for the balance of said member's term. The Commission shall organize by electing one of its members as Chairperson, who shall serve for a term of one year in that capacity.~~

~~(2) The Commission shall have the following powers and duties:~~

~~(a) To assist the Manager of Employment Services and Affirmative Action as requested; and~~

~~(b) To recommend corrective actions to the Manager of Employment Services and Affirmative Action based upon knowledge of community issues.~~

Added Language is <u>underlined</u>
Deleted Language is ~~stricken~~

§ C6-8. Department of Planning and Development.
[Amended 6-9-1992 by L.L. No. 5-1992, approved 7-2-1992]

A. Department established; Director. There shall be a Department of Planning and Development, as set forth in Article V of this Charter, the head of which shall be the Director of Planning and Development.

B. Powers and duties. The Director shall have the powers and duties set forth in § C5-2 of this Charter.
C. Related boards. The following boards ~~are~~ is established.

(1) County Planning Board. There shall be a County Planning Board, as set forth in § C5-7 of this Charter.

~~(2) County Planning Council. There shall be a County Planning Council, as set forth in § C5-8 of this Charter.~~

~~(3) County Housing Commission. There shall be a County Housing Commission, as set forth in § C5-9 of this Charter.~~

Added Language is underlined
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(2) Powers and duties. The ~~Director~~ Commissioner shall have the following powers and duties:

(a) To administer social services, including but not limited to services for adults and the aging, services for children and youth and special services for low-income families and individuals.

(b) To be responsible for the assistance and care of any person who resides or is found in the County and who is in need of assistance and care.

(c) To identify and maintain a record of all social service resources within the County.

(d) To assist public and private service agencies in the development of cooperative services in order to assure the provision of service programs responsive to people's needs.

(e) To carry out local social services district requirements for child support as set forth in the Social Services Law.

(f) To perform such other duties as may be required by the Administrative Code, other laws and as directed by the County Executive.

E. Office for the Aging.

(1) There shall be an Office for the Aging, the head of which shall be the Director of the Office for the Aging, who shall be appointed by the County Executive.

(2) The Director shall have the following powers and duties:

(a) To apply for funds from all governmental and private sources for services for the aging.

(b) To operate or contract to operate various programs for the aging.

(c) To contract for services with various governmental and private organizations for services for the aging.

(d) To devise a comprehensive County-wide plan for services for the aging, identify gaps in such services and encourage service provision.

(e) To plan environmental and personal services to meet the needs of the elderly through evaluation of services and identification of major problems affecting the elderly.

(f) To stimulate and review needed programs and services for the elderly.

(g) To conduct research on the needs of the aging within the County and develop alternative means of meeting these needs.

(h) To cooperate with elderly residents of the County and with organizations servicing or representing such individuals.

(i) To provide information relative to programs and services for the elderly in the County and sources of support for such programs and services.

(j) To encourage the cooperation of agencies servicing the elderly.

(k) To make recommendations and cooperate with the federal, state and local agencies concerning the development of policy toward the elderly and the application of public funds available for their needs.

(l) To perform such other duties as may be required by the Administrative Code and other laws.

(3) Related board: ~~Citizens' Advisory Committee for the Office for the Aging~~ Council for Elders. There shall be a ~~Citizens' Advisory Committee for the Office for the Aging~~ Council for Elders, consisting of no more than 18 citizen members and three ex officio members, to advise and make recommendations to the Director concerning all matters relating to the older citizens of the County. Citizen members of the ~~Committee~~ Council shall be appointed by the County Executive and shall have three-year terms, except that for the initial appointments six shall have terms of one year, six shall have terms of two years and six shall have terms of three years. No citizen member shall serve more than two full terms consecutively. Three ex officio members shall be appointed by the County Executive as follows: one representative of the County Legislature, one representative of the City Council of the City of Rochester and one representative of the Nutrition Project Council. The terms of ex officio members shall be for such period of time as they remain members of their respective representative bodies. The ~~Citizens' Advisory Committee~~ Council for Elders shall elect its own Chairperson.

F. Rochester-Monroe County Youth Bureau.

(1) Bureau established; Executive Director. Pursuant to agreement between the City of Rochester and the County of Monroe and in accordance with applicable state laws, codes, rules and regulations, there shall be a Rochester-Monroe County Youth Bureau, the head of which shall be the Executive Director of the Rochester-Monroe County Youth Bureau, who shall be appointed by the County Executive.

(2) Powers and duties. Pursuant to agreement between the City of Rochester and the County of Monroe and in accordance with applicable state laws, codes, rules and regulations, the Executive Director shall be responsible for planning, coordinating and supplementing the activities of public, private or religious agencies devoted in whole or in part to the welfare and protection of youth.

(3) Related board: Rochester-Monroe County Youth Board.

(a) Pursuant to agreement between the City of Rochester and the County of Monroe and in accordance with applicable state laws, codes, rules and regulations, there shall be a Rochester-Monroe County Youth Board.

(b) Composition of Board. The Board shall be composed in accordance with the provisions of Title 9 of the Official Compilation of Codes, Rules and Regulations of the State of New York, Subtitle E, Part 165, Section 165-1.1(e)(1), as presently constituted or hereafter amended.

(c) Powers, duties and responsibilities of the Board. The powers, duties and responsibilities

of the Board shall be as set forth in Title 9 of the Official Compilation of Codes, Rules and Regulations of the State of New York, Subtitle E, Part 165, Section 165-1.1(c)(2), as presently constituted or hereafter amended.

Added Language is underlined
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The entire section C6-11(D) shall be deleted in its entirety and replaced with the following:

Chapter C. CHARTER

Article VI. County Executive Departments/Offices/Bureaus

§ C6-11. (D) Office of Mental Health

(1) Director; power and duties. The Director of the Office of Mental Health shall be the head of the department and shall be appointed by the County Executive with confirmation by the County Legislature. The Director shall meet those qualifications fixed by the State Office of Mental Health and the Mental Hygiene Laws in existence at the time of his or her appointment. The Director shall have all the powers and perform all the duties now or hereafter conferred or imposed upon a Director by applicable law. The Director shall also perform such other duties as may be required or delegated to him or her by the County Executive or the County Legislature.

(2) Local Government Unit. The County of Monroe shall be the local government unit prescribed by Mental Hygiene Law §41.05. The Director shall serve as its chief executive officer as prescribed by law.

(3) Community Services Board. There shall be a Community Services Board which shall be appointed by the County Executive. The membership for the Board, including qualifications, numbers and terms shall be set by New York State Mental Hygiene Law. The Board shall advise on matters relating to an adequate program of mental health services in the County.

Added Language is underlined
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Chapter C. CHARTER

Article VI. County Executive Departments/Offices/Bureaus

§ C6-12. Department of Public Health.

A. Scope of section. This section ~~and § C6-14~~ of this Charter include all matters relating to the Department~~s~~ of Public Health~~, Mental Health~~ and Medical Examiner that were formerly contained in § 1017-a and § 1017-b of the Optional County Government Law of the State of New York, applicable to the County of Monroe. The County of Monroe, including the cities, towns, villages and special districts therein, shall continue to be a County Health District, and there shall continue to be a County Department of Public Health ~~and a County Office of Mental Health~~. Appointments of the County ~~Director~~ Commissioner of Public Health, ~~the County Director of Mental Health,~~ members of the Boards of Health ~~and of Mental Health~~ and the County Medical Examiner shall be made in accordance with the provisions of this section ~~and § C6-14 of this Charter~~.

B. Establishment of District and Department. The County Legislature, with the approval of the Commissioner of Health of the State of New York, may establish a County or part-County health district, the health activities of which shall be administered by a County or part-County department of health. No city or any part thereof shall be included as a part of any such health district unless a majority of the Common Council of such city or the officials exercising similar powers shall have consented thereto and, in respect of cities having a population of 50,000 or more, according to the last preceding federal or state census or enumeration, unless a majority of the County Legislators representing that part of County outside such city shall have consented thereto. If the County contains one or more cities having a population of 50,000 or more, according to the last preceding federal or state census or enumeration, which are not to be included in a County or part-County health district, the majority of the County Legislators representing that part of the County outside such city or cities may petition the County Legislature to establish such part of the County as a part-County health district and, upon receiving such petition, the County Legislature shall forthwith file a certified copy of such petition with the State Health Commissioner. If after a reasonable period of time following such petition to the County Legislature a part-County health district has not been established in the County, which proposed district, in the opinion of the State Health Commissioner, meets with standards of administration, service and work necessary to qualify for state aid, the State Health Commissioner may refuse state aid reimbursement of expenditures made by such city or cities having a population of 50,000 or more and which are not to be included in the proposed County or part-County health district, until such part-County or County health district has been established or until such petition has been withdrawn. Whenever the provisions of this section shall have been proposed to be adopted in the County and proceedings have been taken to establish a County or part-County health district within the County, the County Legislature shall notify the State Health Commissioner, in writing, of the proposed establishment of such County or part-County health district and in such notice shall state the extent of the territory intended to be included within such district. The consent of the State Health Commissioner to the establishment of any such health district shall be evidenced by a certificate, setting forth the approval of the State Health Commissioner to the establishment of such health district. Such certificate shall be filed with the Clerk of the County Legislature.

C. Local health districts within. Local health districts within the area of any County or part-County health district shall continue to exist as subdivisions of such health district, and the local Boards of Health shall continue to exist and to retain their powers and duties subject to the rulings and regulations of the County Legislature, and may continue to appoint local health officers for such local health districts as provided by law. The governing authorities of any city, village or town or the governing authorities of the cities, villages or

towns within a consolidated health district may abolish such city, village, town or consolidated health district as a local health district, whereupon all the powers and duties of the local Board of Health of such local health district shall devolve upon the Board of Health of the County or part-County health district and all powers and duties of the local health officer of such local health district shall devolve upon the County ~~Director~~ Commissioner of Public Health. The governing authorities of a town or village, the local Board of Health of which has been abolished pursuant to the provisions of this section, when authorized by a proposition submitted and adopted in the manner provided by law, may employ a public health nurse or public health nurses, qualified as provided in the Sanitary Code of the State of New York, and make the necessary appropriation therefor. Such public health nurse or nurses shall work under the direction of the County ~~Director~~ Commissioner of Public Health.

D. Withdrawal of a city. The governing authorities of any city which has consented to be included in a County or part-County health district may, at any time after three years shall have elapsed since such city has been included in such health district, by resolution adopted by said authorities, provide for the withdrawal of such city from the County or part-County health district. Before such action for the withdrawal of a city from a County or part-County health district is taken, an opportunity shall be given for a public hearing before such governing authorities. Public notice shall be given and the County Executive, the ~~Director~~ Commissioner of the Department of Public Health, the State Health Commissioner, the County Legislature and the Board of Health of the County or part-County health district shall be notified, in writing, at least 30 days in advance of the time and place of such hearing. The withdrawal of a city from a County or part-County health district shall become effective at a time to be stated in the resolution adopted by the governing authorities of the city pursuant to the provisions of this section, which time shall be not less than 30 days from the date of the adoption of said resolution. Upon the date when such resolution shall become effective, the local health district of such city shall be reinstated and it shall have all the powers of a local health district as though such city had not been included in the County or part-County health district pursuant to the provisions of this section.

E. Dissolution. The County Legislature, with the consent of the County Legislators representing that part of the County included in the district in respect to a part-County health district, may abolish such district at any time after three years have elapsed following its establishment; provided, however, that before such action may be taken an opportunity shall be given for a public hearing. Public notice shall be given and the State Health Commissioner shall be notified, in writing, at least 30 days in advance of the time and place of such hearing. The action of the County Legislature abolishing a health district pursuant to the provisions of this section shall become effective 30 days after the adoption of the resolution to abolish such health district, and at the end of such period, the terms of office of the members of the Board of Health and of County ~~Director~~ Commissioner of Public Health shall terminate.

F. ~~Director~~ Commissioner; appointment; term; compensation. The County Executive shall appoint a County ~~Director~~ Commissioner of Public Health who shall be the administrative head of the County Department of Public Health. The Board of Health of each County and part-County health district may recommend to the County Executive for appointment as County ~~Director~~ Commissioner of Public a person or persons whom it deems qualified for such office. The County ~~Director~~ Commissioner of Public Health shall possess such qualifications for office as are prescribed in the Sanitary Code of the State of New York. The County ~~Director~~ Commissioner of Public Health shall receive such compensation as may be fixed by the County Legislature.

G. Powers and duties. The County ~~Director~~ Commissioner of Public Health shall devote his or her entire

time to duties of his or her office except that in a County operating as a County health district, the boundaries of which are coterminous with the County, he or she may, with the approval of the Commissioner of Health of the State of New York, be appointed Superintendent of the County General Hospital or County Medical Examiner. The County ~~Director~~ Commissioner of Public Health shall, within his or her district, possess all the powers conferred upon and perform all the duties required of local health officers or commissioners under the Public Health Law of the State of New York or other applicable law.

H. Deputy ~~Directors~~ Commissioners; assistants and employees; appointment and removal. Local health officers who continue to hold office after the establishment of a County or part-County health district, pursuant to the provisions of this section, shall be deputies of the County ~~Director~~ Commissioner of Public Health, who may require any such local health officer to perform within his or her jurisdiction any of the duties required of local health officers. The County Executive may appoint such additional deputies, assistant deputies and other employees as recommended by the Board of Health and as may be required to fulfill the purposes of this section in the health district and as may be authorized by the County Legislature. Such deputies and assistant deputies and other employees shall have the qualifications prescribed in the Sanitary Code of the State of New York. The County ~~Director~~ Commissioner of Public Health may designate, in writing, a deputy, qualified in accordance with the provisions of said Sanitary Code, to whom shall be delegated all the powers and duties of the County ~~Director~~ Commissioner of Public Health when such ~~Director~~ Commissioner is unable to act by reason of absence or disability. The County Executive shall have power, upon recommendation of the Board of Health, to remove the health officer of any local health district included within such County or part-County health district or any deputy or assistant deputy of the County ~~Director~~ Commissioner of Public Health for cause, upon written charges, and after such health officer or deputy or assistant deputy, after due notice, has been given an opportunity to be heard.

I. Office of Medical Examiner. The Office of Medical Examiner in and for the County of Monroe shall be continued. The County Executive may appoint the County ~~Director~~ Commissioner of Public Health as the County Medical Examiner and shall appoint such deputies and other assistants as may be authorized by the County Legislature. The said Medical Examiner shall be a duly qualified practitioner of medicine and surgery, shall be a graduate of a medical college and shall have had at least five years actual experience in the practice of his or her profession. The Medical Examiner shall have and exercise within the County of Monroe all the powers and shall perform all the functions and duties prescribed by law for said office.

J. Related board: Board of Health.

(1) Organization; appointment. The Board of Health shall consist of 11 members, at least one of whom shall be a physician licensed to practice in the State of New York, one of whom shall be a nurse licensed to practice in the State of New York, one of whom shall be a member of the County Legislature, one of whom shall be a member of the Council of the City of Rochester recommended by the President of the Council and one of whom shall be a representative of the City of Rochester recommended by the Mayor of the City of Rochester. The members of the Board of Health shall be residents of the County of Monroe. The members of the Board of Health shall be appointed by the County Executive with the approval of the County Legislature. The Medical Society of the County of Monroe and the Genesee Valley Nurses Association may submit to the County Executive a list of physicians and nurses, respectively, from which the County Executive may choose the physician and nurse members of the Board of Health.

(2) Terms; vacancies. The term of office of members of the Board of Health shall be four years. No

person shall serve more than two consecutive terms, except as hereinafter provided, and except further, if a person fills a vacancy in a term as hereinafter provided, that term shall not be counted as a term for such person unless more than two years remain in that term. The terms of all members shall commence as of the first day of September and shall expire as of the 31st day of August, except that members whose terms have expired shall continue to serve in such capacity until such a successor is appointed and approved. Vacancies shall be filled in the same manner as original appointments for the unexpired term. If the County Legislature or Council member of the Board of Health ceases to be a member of the County Legislature or Council, respectively, his or her term on the Board of Health shall be deemed to have expired, and his or her successor shall be appointed to a full term of four years. If the County Legislature or Council member of the Board of Health resigns from or is replaced on the Board of Health but remains a member of the County Legislature or Council, respectively, a vacancy shall be deemed to have been created, and his or her successor shall be appointed to complete the unexpired term. Except for the County Legislature and Council members of the Board of Health, initial appointments to the Board shall be made in such manner so that the terms of not more than two members shall expire in the same year.

~~(3) Compensation and expenses of members. The members of the Board of Health of a County or part-County health district shall receive for attendance at meetings of the Board and, when authorized by the President of the Board within appropriations made therefor, for meetings of standing committees, a per diem compensation which shall be fixed by the County Legislature, and in addition thereto, they shall be allowed actual and necessary traveling expenses, to be audited and paid in the same manner as other expenses of the Board of Health.~~

~~(4)~~ (3) General expenses. If the County has a Director of Finance, all charges and other expenses of a County or part-County health district shall be audited and paid in the same manner as other charges against the County. The Board of Health of a County or part-County health district shall submit annually, in the manner prescribed by and on or before the date fixed by or pursuant to law, an itemized estimate of the revenues and expenditures of such health district for the ensuing fiscal year. The County Legislature shall levy a tax upon the taxable property within the County or part-County health district, sufficient to provide such sums as the County Legislature may deem necessary to meet the expenses of such health district. The County Legislature may appropriate moneys in the manner provided by law for any items of expense of the County or part-County health district which may in any degree tend to promote the efficiency of the administration of the provisions of this section and the regulations adopted pursuant to the authority thereof.

~~(5)~~ (4) Powers and duties; rules and regulations. Upon the establishment of a Board of Health for a County or part-County health district as provided in this section, such Board shall exercise all the powers and perform all duties of local Boards of Health as provided in this section, and such Board may recommend to the County Legislature for adoption and publication rules, regulations, orders and directions for the security of life and health in the health district which shall not be inconsistent with the provisions of this section and the Sanitary Code of the State of New York. The County Legislature may adopt only those rules, regulations, orders and directions recommended by the Board of Health which have had prior approval of the State Health Commissioner. Such rules, regulations, orders and directions shall be known as the Sanitary Code of such district. Any and all provisions of the Sanitary Code of the County of Monroe in effect at the time of the adoption of this Charter shall remain in full force and effect until amended or repealed by the County Legislature. *Editor's Note: The Monroe County Sanitary Code may be found in Ch.* **569** *of this volume.* Every rule, regulation, order and

direction adopted by the County Legislature shall state the date on which it takes effect and a copy thereof signed by the County ~~Director~~ Commissioner of Public Health or his or her deputy shall be filed as a public record in the Department of Health of the State of New York, in the office of the County or part-County department of health, ~~and~~ in the office of the County Clerk and the County website and shall be published in such manner as the County Legislature may from time to time determine. The County ~~Director~~ Commissioner of Public Health or his or her deputy shall furnish certified copies or an electronic copy of the Sanitary Code of the health district and its amendments for a fee of $1. Nothing herein contained shall be construed to restrict the power of any city or any village to adopt and enforce additional ordinances or enforce existing ordinances relating to health and sanitation, provided that such ordinances are not inconsistent with the provisions of this section or the Sanitary Code.

~~(6)~~ (5) Sanitary codes; violations and penalties. The provisions of the sanitary code of a County or part-County health district shall have the force and effect of law. Any noncompliance or nonconformance with any provision of such sanitary code or of any rule, regulation, order or special direction duly made thereunder shall constitute a violation punishable on conviction by a fine of not more than $250 or by imprisonment for not more than 15 days, or by both such fine and imprisonment~~.~~, and for a second or subsequent offense by a fine not exceeding $500.00 or by imprisonment not exceeding 15 days, or both. Certified copies of the sanitary code of a County or part-County health district shall be received in evidence in all courts and proceedings in the State of New York.

~~(7)~~ (6) Officers. The Board of Health of a County or part-County health district shall elect annually ~~123~~one of its members as President and another as Vice President. The Board of Health may designate the County ~~Director~~ Commissioner of Public Health to act as its Secretary without extra compensation.

(NOTE: This section is transferred in totality from §C6-9 to reflect that it is under the direction and control of the Department of Public Health.)

K. County Environmental Management Council. There shall be a County Environmental Management Council, pursuant to Article 47 of the Environmental Conservation Law of the State of New York, whose membership, powers, duties and procedures shall be as specified below.

(1) Membership. The County Environmental Management Council shall consist of the following members who shall be appointed by the County Legislature: one member of each city, town and village Conservation Advisory Council or Conservation Board within the County; up to 10 additional residents of the County to serve as members at large, who shall be chosen for their interest, experience and expertise in the area of improvement and preservation of environmental quality; and three members of the County Legislature. In addition, the County Environmental Management Council shall have five voting ex officio members: the Deputy County Executive, the Director of Planning and Development, the Director of Environmental Services, ~~the Engineering Operations Manager~~ Chief of Engineering and Facilities Management and the ~~Director~~ Commissioner of Public Health. The County Legislature shall appoint a Chairperson from among the members of the Council, who shall serve at the pleasure of the Legislature for a term which shall expire on December 31 of each even-numbered year. The members from the Conservation Advisory Councils or Conservation Boards and the members at large shall be appointed for terms which shall expire on December 31 of each even-numbered year. The County Legislators shall be appointed for terms which coincide with their elective terms of office. Each voting ex officio member may designate an alternate to represent him or her and to vote in his or her absence at meetings of the Council or at meetings of committees of the Council. Alternates shall be designated in advance by written notice to the Chairperson.

(2) Powers and duties. The Council shall have the powers and duties specified in Article 47 of the Environmental Conservation Law of the State of New York, as presently constituted or hereafter amended.

(3) Procedures. The Council shall designate a Secretary; adopt rules and procedures for its operations and meetings, consistent with this Charter; keep accurate records of its meetings and activities; and report upon the same to the County Legislature from time to time, or as the County Legislature may request or designate. Members of the Council shall receive no compensation for their services as members thereof but may be reimbursed for reasonable and necessary expenses incurred in the performance of their duties within the appropriations made available to the Council.

Added Language is underlined
Deleted Language is ~~stricken~~

Chapter C. CHARTER

Article VI. County Executive Departments/Offices/Bureaus

§ C6-16. Veterans' Services Agency.
Editor's Note: Former § C6-16, Department of Economic Development, was repealed 6-9-1992 by L.L. No. 5-1992, approved 7-2-1992. See now § C5-2, Department of Planning and Development.
[Added 12-10-1996 by L.L. No. 13-1996, approved 12-30-1996]

A. Office established; Director. There shall be a County Office for Veterans' Services, the head of which shall be the Director of the County Office for Veterans' Services, who shall be appointed by the County Executive.

B. Powers and duties. The Director shall have the following powers and duties:

(1) To provide information and counsel to former members of the Armed Forces of the United States.

(2) ~~To process~~ To provide information and aid in the processing of various papers for these veterans.

~~(3) To plan the provision of adequate cemetery plots for former veterans.~~

(3) ~~(1)~~ ~~To process~~ To provide information and aid in the processing of applications for veterans' benefits on behalf of the survivors of veterans.

(4) ~~(5)~~ To plan and participate in appropriate memorial services.

(5) ~~(6)~~ To carry out such other duties as may be required by the United States Veterans' Administration, the New York State Veterans' Administration and by appropriate directives of the County of Monroe.

Added Language is underlined
Deleted Language is ~~stricken~~

Chapter C. CHARTER

Article VI. County Executive Departments/Offices/Bureaus

§ C6-17. Monroe Community Hospital; related board~~s~~: Monroe Community Hospital Board~~;. Monroe Community Hospital Advisory Council.~~

A. Monroe Community Hospital established. Notwithstanding the provisions of the General Municipal Law of the State of New York, there is hereby continued in the County of Monroe an institution for the hospitalization and extended care and treatment of the chronically ill. The institution shall continue to be known as "Monroe Community Hospital."

B. Administration.

(1) Monroe Community Hospital Executive Health Director.

(a) The County Executive shall appoint a Monroe Community Hospital Executive Health Director (hereinafter "Director"), who shall be confirmed by a majority vote of the total membership of the County Legislature, pursuant to § A4-3 of the Administrative Code. ~~In the event that medical services shall have been contracted for, this appointment shall also be subject to approval of the body or corporation contracted with.~~ The Director shall be the chief administrative officer of the hospital (hereinafter "facility") subject, however, to:

[1] Appropriately instituted ~~hospital~~ facility rules and regulations.

[2] This Charter.

[3] The general control of the County Executive and the County Legislature.

(b) Subject to Subsection B(1)(a)[1], [2] and [3] above, the Director shall have the following powers and duties:

[1] To equip the ~~hospital~~ facility with all necessary furniture, appliances, fixtures and other needed facilities for the care and treatment of patients and for the use of officers, staff and employees thereof.

[2] To have general supervision and control of the records, accounts, buildings and all internal affairs of the ~~hospital~~ facility, and to maintain discipline therein and to enforce compliance with and obedience to all appropriately instituted rules, bylaws and regulations for the government, discipline and management of the ~~hospital~~ facility and the employees and patients thereof.

[3] To appoint such employees as may be necessary for the efficient performance of the business of the ~~hospital~~ facility and as are provided in the budget for the ~~hospital~~ facility and to prescribe their duties and to discharge any of said employees pursuant to the provisions of the Civil Service Law of the State of New York.

[4] To cause proper accounts and records of the business and operations of the facility

to be kept regularly from day to day in accordance with the ~~American Hospital Association Chart of Accounts~~ generally accepted accounting principles and to see that such accounts and records are correctly made up for the annual report to the County Legislature, and to present them to the Hospital Board, which shall incorporate them in its annual report to the County Legislature.

[5] To report the financial status of the ~~hospital~~ facility to the Director of Finance in accordance with the provisions of ~~Article IV~~ of this Charter and ~~Articles VI, VII and VIII of~~ the Administrative Code and all other policies and directions of the County Executive and to comply with all other administrative policies, rules and regulations applicable to other County departments, offices and agencies, as promulgated by the County Executive.

[6] To receive into the ~~hospital~~ facility, within the limitations of space available, and subject to subsection B(2) and (3) hereinafter, any resident of the County who requires the type of care available in the facility, irrespective of such person's ability to pay for his or her care; and also receive persons who are not residents of the County, provided that the admission of such nonresident does not interfere with the proper care and treatment of County residents and the County is reimbursed for the cost of the care and treatment of such nonresident.

[7] To cause to be kept proper records of admission of all patients, including their name, age, sex, marital condition, occupation, place of last employment and the names and addresses of their nearest relative or friend.

[8] With the approval of the Medical Director, to discharge from said ~~hospital~~ facility any patient who shall willfully or habitually violate the rules thereof or who for any other nonmedical reason is no longer a suitable patient for treatment, ~~therein and to make a full report thereof at the next meeting of the hospital.~~

[9] To collect and receive all money due to the ~~hospital~~ facility, to keep an accurate account of the same and to transmit the same to the Director of Finance.

[10] To recommend to the County Attorney the institution of actions for the collection of claims and obligations due to the facility from any and all causes.

~~[11] To give a bond before entering upon the discharge of his or her duties in such form as the County Executive may determine to secure the faithful performance of his or her duties.~~
[11] ~~[12]~~ To carry out all other obligations of the County in operations of the ~~hospital~~ facility.

(2) Deputy Director; powers and duties. There shall be a Deputy Director, who shall be appointed by the County Executive, to act for and in place of the Director.
[Added 6-11-2002 by L.L. No. 4-2002, approved 7-8-2002 *Editor's Note: This local law also provided for the renumbering of former Subsection B(2) through (6) as B(3) through (7), respectively.* **]**

(3) Monroe Community Hospital Medical Director.

(a) Subject to the provisions of Subsection B(5) hereinafter, the County Executive, upon recommendation of the ~~Hospital Board~~ Executive Director, shall appoint the Monroe Community Hospital Medical Director (hereinafter "Medical Director"), who shall be a physician.

(b) The Medical Director shall have complete authority over and responsibility for the medical staff of and the medical care in the facility, subject to the general authority of the County Executive~~.~~, and in accordance with local state and federal requirements.

(c) The Medical Director shall be responsible for determining:

[1] As to admissions, whether or not a prospective patient is medically appropriate for admission to or treatment at the ~~hospital~~ facility; in so determining, the Medical Director may consider such factors as type and levels of care available, space and equipment available and staff workload, as well as such other factors as may seem proper to him or her.

[2] As to discharge, whether or not a patient should be discharged from the ~~hospital~~ facility from a medical point of view; in so determining, the Medical Director may consider such factors as relative medical needs of others for bed space, the potential medical benefits to be gained by retention and the availability of alternative ~~hospitals~~ facilities, as well as such other factors as may seem proper to him or her.

(d) The Medical Director shall:

[1] Cause a careful medical examination to be made of the physical condition of each person admitted to the ~~hospital~~ facility and cause a proper record to be kept of such examination and of such person's condition from time to time thereafter.

[2] Discharge from the ~~hospital~~ facility any patient who is recovered from his or her illness sufficiently to be no longer in need of the care and treatment of the ~~hospital~~ facility.

~~[3] Recruit, employ or appoint and discharge all members of the facility staff, subject to the advice and approval of the Monroe Community Hospital Board, the Monroe Community Hospital Medical Advisory Council, and the County Executive.~~

(4) Admission and maintenance of patients.

(a) When a patient is admitted to the ~~hospital~~ facility, the Director shall cause to be made such inquiries as deemed necessary relative to the ability of the patient or of the relatives of the patient legally liable for his or her support to pay for his or her care and treatment.

[1] If the Director finds that such patient or said relatives are able to pay for such patient's care and treatment, in whole or in part, an order shall be made by the Director

directing such patient or said relatives to pay to the Director of Finance of the County for support of such patient a specified sum per week, in proportion to their financial ability, but such sum shall not exceed the actual cost of caring for and treating such patient. The Director shall have the same power and authority to collect such sums from any patient or his or her relatives legally liable for such patient's support as is possessed by a social services official in like circumstances. In all claims for payment and/or reimbursement made under the provisions of this section, the Director shall be deemed a preferred creditor.

[2] If the Director finds that such patient or said relatives are not able to pay, either in whole or in part, for such patient's care and treatment in the ~~hospital~~ facility, the unpaid cost of such patient's care and treatment shall become a charge upon the County; provided, however, that in case such patient is not a resident of the County, the costs of his or her maintenance shall be a charge upon the civil division of the state upon which he or she would be a charge as a needy person. No employee of the ~~hospital~~ facility or of the body or corporation contracted with to provide medical services shall accept from any patient any fee, payment or gratuity whatsoever for services rendered to such patient.

(b) Notwithstanding the provisions of Subsection B(4)(a) above, whenever a contract shall be in effect with any ~~hospital~~ facility service corporation covered by the applicable provisions of ~~Article 9-C of~~ the Insurance Law of the State of New York ~~*Editor's Note: The Insurance Law was recodified by Chapter 367 of the Laws of 1984. See now Article 43 of the Insurance Law.*~~ for the rendering of ~~hospital~~ facility service by such ~~hospital~~ facility to the subscribers of such corporation, the rendering of ~~hospital~~ facility service to such subscribers, insofar as payment for such service is concerned, shall be subject to the provision of such contract, and in such case the provisions of such Subsection B(3)(a) above, to the extent that they are covered by such contract, shall be inapplicable.

(c) Notwithstanding the provisions of Subsection B(4)(a) above, a ~~hospital~~ facility staff member shall charge any patient receiving treatment or services from such staff member a fee if and to the extent that such patient is able to obtain reimbursement therefor through "Blue Cross," "Blue Shield," "Medicare," "Medicaid" or any similar insurance or program; an adjustment in such staff member's salary, insofar as it is paid directly or indirectly by the County, shall be made by an appropriate means to reflect such fees.

(5) Contract for medical services.

(a) The County Executive may contract with ~~the University of Rochester or with~~ any appropriate hospital or facility ~~hospital~~ in the County for the provision of all or any part of the medical services required at the Monroe Community Hospital. The contract may contain such terms and conditions as the County Executive deems necessary. Such contract shall require approval of the County Legislature.

(b) Any existing contract for medical services that may be in force at the time of the adoption of this section of the Charter shall continue in accordance with its terms and may be amended as the parties thereto deem necessary. Nothing in any existing contract or future

amendment thereto is intended to be barred or changed by the adoption of this section, and this section of the Charter shall be construed to be compatible with any such contract or amendment thereto.

(6) Visitation and inspection. Subject to all applicable statutes, regulations and rules, members ~~Members~~ of the Hospital Board shall be admitted to every part of the ~~hospital~~ facility and premises and shall have access to all books, papers, accounts and records pertaining to the facility and shall be furnished with copies, abstracts and reports whenever required by them. The ~~hospital~~ facility shall also be subject to inspection by any duly authorized and designated representative of the ~~Board of Social Services of the~~ State of New York~~; and~~ the Department of Health of the State of New York~~, and the County Legislature.~~ The officers of the ~~hospital~~ facility shall admit such representatives into every part of the ~~hospital~~ facility and premises and give them access on demand to all records, reports, books, papers and accounts pertaining to the ~~hospital~~ facility, subject to all applicable statutes, regulations and rules.

(7) General administration of the affairs of the ~~hospital~~ facility. Except as specifically provided for herein to the contrary, the County Executive and the Director of Finance shall be responsible to the County Legislature for the proper administration of the ~~hospital~~ facility, in accordance with the provisions of this Charter.

Section deleted in its entirety and replaced with the following:

C. Related board: Monroe Community Hospital Board.

(1) There shall continue to be a Monroe Community Hospital Board (hereinafter " Board"), which shall meet at the facility at least six times per year and shall have the following powers and duties:

(a) To serve as a board of citizens of the County to meet, advise and consult with the County Executive, the Medical Director and the Executive Health Director in all matters relating to Monroe Community Hospital.

(b)To advise and recommend methods by which the quality of patient care may be improved to insure that the Monroe Community Hospital remains a high quality extended care facility for chronically ill patients and patients requiring long-term care.

(c)To advise and recommend on all matters involving cooperation with other medical institutions and facilities of the County

(d) To review the annual report of the operation of the facility as submitted by the Executive Director.

(e) To keep a proper record of its proceedings, which shall be open at all times for the inspection of its members, the members of the County Legislature and duly authorized representatives of the State of New York.

(2) The Board shall consist of 15 persons to be appointed by the President of the County Legislature, subject to confirmation by the Legislature. It shall include two County Legislators, one member of the majority party and one member of the largest minority party. The Board shall also include one representative of each of the following: the University of Rochester School of Medicine and Dentistry, the Rochester Regional Hospital Association, the Finger Lakes Health Systems Agency, the United Way of Greater Rochester, Inc., the Medical Society of the County of Monroe, a relative of a current or former resident. The Board shall also include three citizens at large of the County; and three Monroe Community Hospital residents to be nominated by the Monroe

Community Hospital Residents' Council.

(3) Members shall be appointed for terms of three years. Vacancies shall be filled by appointment in the same manner as original appointments. No member shall serve more than two consecutive three-year terms. All members sitting of July 1, 2014, shall continue to serve the reminder of their term.

Officers: Officers of the Hospital Board shall be a Chair, Vice Chair and Secretary elected by the Board for terms of one year.

Officer Duties.

The Chair shall have general supervision of the work of the Hospital Board, shall appoint such committees as deemed advisable and shall preside at all meetings.

The Vice Chair shall perform the duties of the Chair during the absence of the Chair.

The Secretary shall insure notification to the members of the time and place of all meetings of the Hospital Board, shall insure the accuracy of minutes of the meetings and shall perform such other secretarial duties as may be designated by the Hospital Board. Meetings of the Hospital Board shall be called by the Chair or, in the absence of the Chair, by the Vice Chair. Meetings shall also be called upon the written request of any three or more members of the Hospital Board. Notice of meetings shall be given to all members as soon as practicable. Notice shall be defined to include written, electronic or telephonic communication. At any meeting of the Hospital Board, a majority of the voting members shall constitute a quorum. Passage of any resolution will be by majority vote of the voting members present at the meeting.

~~D. Related board: Monroe Community Hospital Medical Advisory Council.~~

~~(1) There shall continue to be a Monroe Community Hospital Medical Advisory Council (hereinafter "Medical Council"), which Council shall consist of as many members as the County Executive shall determine, subject to the following:~~

~~(a) All members of the Medical Council shall be physicians or dentists.~~

~~(b) If the medical services of the facility shall have been contracted for, a majority of the Medical Council shall be those persons nominated by the body or corporation so contracted with to supply medical services so long as such contract continues.~~

~~(c) The County Executive shall request the following facilitiess to nominate a person for appointment to the Medical Council: Rochester Psychiatric Center, Rochester General Hospital, Genesee Hospital, Highland Hospital, Park Ridge Hospital, St Mary's Hospital, Lakeside Memorial Hospital of Brockport and Strong Memorial Hospital; and upon such nomination the County Executive shall appoint such nominee.~~

~~(d) The County Executive shall request the Medical Society of the County of Monroe to nominate a person for appointment to the Medical Council; and upon such nomination, the County Executive shall appoint such nominee.~~

~~(e) Upon the termination of any person's membership on the Medical Council, by expiration of term or otherwise, if he or she shall have been nominated pursuant to Subsections **D(1)(b)**,(c) or (d) above (and, in the case of Subsection **D(1)(b)**, if such contract has not been terminated), his or her successor shall be nominated by the body or~~

~~corporation which nominated the person whose membership shall have terminated.~~

~~(f) The Medical Director shall be a member of the Medical Council.~~

~~(2) Members of the Medical Council shall be appointed for terms of three years. Members shall serve without compensation by reason of such membership; however, the County Legislature may authorize the payment of reasonable and actual expenses of the members of the Medical Council, including necessary travel expenses.~~

~~(3) The Medical Council shall have a Chairperson, a Vice Chairperson and a Secretary, who shall be elected by the Medical Council annually. The Medical Council shall meet at least four times each year. The Chairperson or any three or more members of the Medical Council may call a meeting at any time upon at least 10 days' written notice to all members; in the event that the Chairperson determines that special need requires a shorter notice, he or she may call a meeting by notice of not less than two days, either by written notice or by other means of communication. A majority of the Medical Council shall constitute a quorum.~~

~~(4) The powers and the duties of the Medical Council shall be solely advisory and shall be as follows:~~

~~(a) To advise the Hospital Board and the Medical Director on all matters relating to medical care of patients.~~

~~(b) To attempt to coordinate the medical services of the Monroe Community Hospital with those of other community facilities and health agencies.~~

~~(c) To assist the Medical Director in the development of medical care programs focusing upon the chronically ill.~~

~~(d) To render advice on those questions referred to it by the President of the County Legislature, by the County Executive, by the Hospital Board or by the Medical Director or on those questions which its members deem appropriate without such referral.~~

Added Language is <u>underlined</u>
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Chapter C. CHARTER

Article VI. County Executive Departments/Offices/Bureaus

§ C6-18. Department of Public Safety.

A. Department established; Director. There shall be a Department of Public Safety, the head of which shall be the Director of Public Safety.

B. Powers and duties. The Director of Public Safety shall have the following powers and duties:

(1) To assist, coordinate and guide all County agencies providing public safety services.

(2) To be the lead County agency for coordinating public safety budgeting, providing technical assistance for public safety grants, training and planning.

(3) To monitor public safety activities and data in the County.

(4) To coordinate radio communications among all public safety agencies in the County.

(5) To operate and maintain public safety radio equipment for which the County is responsible.

(6) To provide, in a ~~public safety~~ County Crime ~~laboratory~~ Laboratory, crime detection services through the analysis of evidence associated with possible crimes.

(7) To testify in grand jury, preliminary hearings and trials as to the substance of the analysis of the evidence.

(8) To provide forensic services, for a specified charge, to those ~~counties outside the County of Monroe~~ municipal governments and local law enforcement agencies which desire to use the services of the County Crime ~~laboratory~~ Laboratory.

(9) To provide, through a community corrections function, family court intake, presentence investigation, probationer supervision and such other corrections services as may be assigned by state and local courts with jurisdiction in the County and applicable laws.

(10) To develop, administer and carry out plans to protect the population of the County in the event of disaster.

(11) ~~To administer the civil defense functions of the County.~~ To administer the emergency management, mitigation planning, terrorism prevention and civil defense functions of the County.

(12) ~~To administer the County programs for fire training and mutual aid in cases of fire and other emergencies in which the services of firemen would be used.~~ To administer County and State fire training and mutual aid in cases of fires or other incidents where multiple fire agencies and firefighters are being utilized.

(13) To act as liaison officer between the County and the County Fire Advisory Board and the fire-fighting forces of the County.

~~(14) To develop and, when adopted, enforce a County-wide fire prevention code.~~

(14) ~~(15)~~ To perform the duties related to weights and measures pursuant to ~~§ 180 of~~ the Agriculture and Markets Law of the State of New York.

(15) ~~(16)~~ To create divisions of this Department as required, with approval of the County Executive.

(16) ~~(17)~~ To perform such other duties as may be required.

C. Related board: County Fire Advisory Board.

(1) ~~Pursuant to § 225-a of the County Law of the State of New York, there shall be a County Fire Advisory Board consisting of not fewer than five nor more than 21 members, each of whom shall be appointed by the County Legislature for a term not to exceed two years, in accordance with the provisions of § 225-a of the County Law and the County of Monroe Fire Mutual Aid Plan.~~ Pursuant to Section 225- a of the County Law of the State of New York, there shall be a County Fire Advisory Board consisting of not fewer than five nor more than 17 members, each of whom shall be appointed by the County Legislature for a term not to exceed two years, in accordance with the provisions of 225-a of the County Law and the County of Monroe Fire Mutual Aid Plan.
[Amended 11-23-1993 by L.L. No. 9-1993, approved 12-14-1993]

(2) Powers and duties. The County Fire Advisory Board shall have the following powers and duties:

(a) ~~To cooperate with the Office of Fire Prevention and Control in the Department of State in relation to such programs for fire training, fire service-related activities and mutual aid.~~

(a) ~~(b)~~ To act as an advisory body to the County Legislature and to the County Fire Coordinator in connection with the County participation in such programs for fire training, fire service-related activities and mutual aid and in connection with the County establishment and maintenance of a County fire training school and mutual aid programs in cases of fire and other emergencies in which the services of ~~firemen~~ firefighter would be used.

(b) ~~(c)~~ To perform such other duties as the County Legislature may prescribe in relation to fire training, fire service-related activities and mutual aid in cases of fire and other emergencies in which the services of ~~firemen~~ firefighter would be used.

D. Related board: Monroe County Emergency Medical Services Advisory Board; Emergency Medical Services Coordinator.
[Added 2-1-1994 by L.L. No. 1-1994, approved 2-22-1994]

(1) Pursuant to § 223-b of the County Law of the State of New York, there shall be a County Emergency Medical Services Advisory Board, consisting of 21 members, each of whom shall be appointed for a term of two years by the County Legislature, except that, in the first instance only, 10 members shall be appointed for a term of one year. All terms shall begin on March 1 of the year of appointment.

(2) The County Emergency Medical Services ("EMS") Advisory Board shall have the following powers and duties:

(a) To ~~cooperative~~ cooperate with appropriate state agencies in relation to programs for EMS training, EMS activities and mutual aid.

(b) To advise the County government and the County EMS Coordinator in connection with County participation in EMS training programs, EMS activities and mutual aid programs, in which the services of EMS providers may be used.

(c) To perform such other duties as the County Legislature may prescribe in relation to EMS training programs, activities and mutual aid programs, in which the services of EMS providers may be used.

(3) The members of the County EMS Advisory Board shall be County officers and shall serve without compensation.

(4) Pursuant to § 223-b of the County Law of the State of New York, there shall be the office of County ~~emergency~~ Emergency Medical Services Coordinator. The County Executive shall appoint the County Emergency Medical Services Coordinator, to serve at the pleasure of the County Executive.

(5) The County Emergency Medical Services Coordinator shall have the following duties:

(a) To administer all County programs for EMS training and mutual aid whenever there are emergencies in which the services of EMS providers would be used.

(b) To act as liaison officer between the County government and the Emergency Medical Services Advisory Board and all EMS providers and the governing boards of such providers.

(c) To perform such other duties as the County Executive shall prescribe in relation to EMS operations.

(6) The County EMS Coordinator shall be a County officer, and the amount of compensation he shall receive, if any, will be fixed by the County Legislature in its annual budget process.

(7) The County EMS Coordinator, or a member of the County Legislature, may serve as a member of the County EMS Advisory Board, but shall not receive additional compensation from the County for such services.

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§ C6-19. Department of Transportation.
[Added 6-9-1992 by L.L. No. 5-1992, approved 7-2-1992 *Editor's Note: In addition to repealing former § C6-19, Department of Public Works, L.L. No. 5-1992 provided for the reorganization and renaming of a number of County departments. See §§ C5-2 and C6-19 through C6-22. It also provided that all of the sections of this Charter and the Administrative Code affected by such changes are also amended for the purpose of incorporating such changes. Titles of departments in the Charter and Administrative Code will be updated in the course of normal supplementation.*]

A. Department established; Director. There shall be a Department of Transportation, the head of which shall be the Director of Transportation.

B. Powers and duties. The Director shall have the following powers and duties:
[Amended 3-14-1995 by L.L. No. 3-1995, approved 3-30-1995; 9-10-1996 by L.L. No. 4-1996, approved 9-30-1996]

(1) To make traffic surveys on any or all highways, roads and streets within the County, and to make recommendations with regard to traffic regulations and the location of signs, signals and other devices used for the direction and control of traffic.

(2) To prepare and annually update an improvements program and budget of proposed County highways and bridge projects for inclusion in the capital improvement program.

(3) To install, operate and otherwise maintain traffic signs and signals located within the County~~;~~, and operate a computerized traffic signal system control center managing all traffic signal devices, including signals, flashers and monitoring cameras.

(4) To serve as the County Superintendent of Highways and, as such, to supervise, provide for, and control the design, construction, reconstruction, alteration, operation, maintenance and repair of all roads and bridges determined to be the County's responsibility.

(5) To enter upon property abutting a County highway or rivers, streams or creeks and to take such action authorized by § 118-b of the New York State Highway Law and to reimburse the owner thereof for any damage in accordance with the foregoing law. Such action shall only be undertaken in the event that the Director of Transportation declares the situation to be an emergency condition, as outlined in § 118-b, or that such action is necessary to prevent an emergency condition. Before entering such properties, the Director of Transportation shall make a diligent attempt to contact the property owner, and access onto said property shall be made in the least obtrusive path and manner possible. The Director of Transportation shall file with the Clerk of the County Legislature an annual report of actions taken under this section.

~~(6) To plan, contract, reconstruct, maintain and operate all port facilities being provided as a County function.~~

(6) ~~(7)~~ To contract with state, city, town and village units of government for the delivery of any and all County traffic, highway and bridge services.

(7) ~~(8)~~ To assess transportation needs for the County and coordinate the planning and development of highway~~, rail and water~~ facilities in order to effectively meet those needs.

(8) ~~(9)~~ To create divisions of this department as required with approval of the County Executive.

(9) ~~(10)~~ To provide technical review services for proposed buildings or subdivision slots having frontage on, access to or otherwise directly related to any existing or proposed County road, right-of-

way, drainage system or site shown on the County Official Map, pursuant to 239-~~kc~~ of the General Municipal Law of the State of New York, and technical review services with regard to permits issued pursuant to § 136 of the Highway Law of the State of New York.

(10) ~~(11)~~ To plan and administer activities relating to rights-of-way and claims along existing and proposed County highways and bridges.

~~(12) To develop and maintain an accurate monumentation program for the County.~~

~~(13) To provide technical, engineering, design, land survey and architectural support as necessary to County Department of Transportation purposes.~~

(11) Participate in EOC activities/responses, including coordinating City, State and County transportation operations.

(12) ~~(14)~~ To perform such other duties as may be required by the Administrative Code, ~~and~~ other laws~~.~~, and the County Executive.

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§ C6-20. Department of Environmental Services.
[Added 6-9-1992 by L.L. No. 5-1992, approved 7-2-1992 *Editor's Note: This local law also renumbered former § C6-20, Department of Public Engineering, as § C6-23.*]

A. Department established; Director. There shall be a Department of Environmental Services, the head of which shall be the Director of Environmental Services.

B. Powers and duties. The Director shall have the following powers and duties:
[Amended 9-10-1996 by L.L. No. 4-1996, approved 9-30-1996]

(1) To be responsible for the development, operation and maintenance of all sewage treatment and disposal facilities and trunk sewer systems constructed by the County, including additions thereto.

(2) To make agreements with the various municipalities or districts to assume responsibility for the operation and maintenance of any existing treatment and disposal facilities, trunk lines and transmission lines and any additions thereto.

(3) To plan, operate services and develop the necessary regulations and powers relating to County facilities for flood control and drainage control.

(4) To be responsible for the planning, development, operation and maintenance of all solid waste handling facilities owned or contracted for by the County.

(5) To make agreements with the various municipalities or districts for the handling of solid waste.

(6) To manage resource recovery facilities in such a way as to maximize recycling and minimize the use of landfills.

(7) To create divisions of this Department as required, with approval of the County Executive.

(8) To provide technical engineering, design, land survey and architectural support when necessary to County departments, offices and agencies.

(9) To ensure that the materials used in the construction of County facilities meet quality specifications.

~~(10) To plan and implement necessary management of County real property holdings through purchases, sales, leases or other property transactions, all subject to applicable law.~~
~~[Added 11-14-2000 by L.L. No. 6-2000, approved 12-12-2000 *Editor's Note: This local law also renumbered former Subsection B(10) as B(11).*]~~

(10) ~~(11)~~ To operate and maintain the facilities of the County to meet current and future needs of County residents.
[Added 1-14-2003 by L.L. No. 6-2003, approved 1-30-2003 *Editor's Note: Section 3 of this local law was subject to permissive referendum. No valid petition requesting same was filed as of 3-31-2003.*]

(11) ~~(12)~~ To be responsible for the design, construction, maintenance, alterations, renovations~~,~~ and operation ~~and security~~ of all County buildings, grounds and equipment to meet current and future needs of County residents.
[Added 1-14-2003 by L.L. No. 6-2003, approved 1-30-2003]

(12) ~~(13)~~ To develop and implement the most effective and efficient management methods for

maintenance, distribution and replacement of rolling stock motor equipment owned by the County for purposes of providing County services.
[Added 1-14-2003 by L.L. No. 6-2003, approved 1-30-2003]

(13) ~~(14)~~ To perform such other duties as may be required by the Administrative Code and other laws.

C. Related board: Pure Waters Administrative Board.

(1) The Monroe County Legislature shall be the administrative board for all existing, modified or created County sewer districts, including the Northwest Quadrant Pure Waters District; the Irondequoit Bay Pure Waters District; the Gates-Chili-Ogden Sewer District; the Rochester Pure Waters District; and the South Central Pure Waters District; and as such shall have all the powers conferred and be subject to all the duties imposed upon administrative bodies by §§ 262, 263, 265 and 266 of the County Law of the State of New York, as those sections may be amended, and by any other applicable provisions of state law to be enacted by the State of New York.

(2) The County Legislature acting as the Administrative Board shall be responsible for all policy matters relating to Pure Waters Programs. The Administrative Board provides for the delegation to the County Executive of the various administrative responsibilities related to the operation of the County sewer districts, including but not limited to the adoption, amendment and repeal, from time to time, of rules and regulations; responsibility for the collection, accounting and custody of all district revenues; responsibility for the execution of any agreement or contract of the districts as authorized by the County Legislature; responsibility for the dismissal, removal, suspension or layoff of Pure Waters Division personnel within the limits set forth in this Charter and the Administrative Code; responsibility to prescribe the internal organization of the Pure Waters Division; responsibility for the advertisement of bids and specifications and the issuance of requests for proposal for purchases and public works projects of the districts and any other administrative and executive responsibilities consistent with the powers and duties of the County Executive set forth in § C3-2 of this Charter. The Pure Waters Administrative Board shall retain the power to review and approve contracts in the same manner as provided for in § C2-6 of this Charter and § A5-6 of the Administrative Code. *Editor's Note: Former § C6-20D, Related board: Pure Waters Advisory Board, which immediately followed this subsection, was repealed 2-14-1995 by L.L. No. 1-1995, approved 3-7-1995.*

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Chapter C. CHARTER

Article VI. County Executive Departments/Offices/Bureaus

§ C6-21. Department of Aviation.
[Added 6-9-1992 by L.L. No. 5-1992, approved 7-2-1992 *Editor's Note: This local law also renumbered former § C6-21, Department of Parks, as § C6-24.*]

A. Department established; Director, There shall be a Department of Aviation, the head of which shall be the Director of Aviation.

B. Powers and duties. The Director shall have the following powers and duties:
[Amended 9-10-1996 by L.L. No. 4-1996, approved 9-30-1996]

(1) To plan for, construct, maintain and operate County airport facilities.

(2) To provide technical, engineering, design, land survey and architectural support as necessary to County Department of Aviation purposes.

(3) To create divisions of this Department as required, with approval of the County Executive.

(4) To perform such other duties as may be required by the Administrative Code and other laws~~,~~ and regulations.

C. Deputy Director; powers and duties. There shall be a Deputy Director, who shall be appointed by the County Executive, to act for and in place of the Director.
[Added 6-11-2002 by L.L. No. 4-2002, approved 7-8-2002]

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Chapter C. CHARTER

Article VII. Other Administrative Agencies

§ C7-1. County Clerk.

A. Position established. As authorized and set forth in the New York State Constitution and other applicable laws, there shall be a County Clerk, who shall be elected from the County at large for a term of ~~three~~ four years. Vacancies in the office of County Clerk shall be filled ~~in the same manner as vacancies in the office of County Legislator,~~ as set forth in ~~§ C2-5 of this Charter~~ New York State County Law §400(7).

B. Powers and duties. The County Clerk shall have the powers and duties set forth in the New York State Constitution and other applicable laws, including but not limited to the following:

(1) To act as the official registrar of the County.

(2) To record deeds, mortgages, maps and other actions affecting real property.

(3) To act as the official Clerk of the State Supreme and County Courts and, as such, make an accurate recording of all proceedings.

(4) To process applications for naturalization and administer oaths for such.

(5) To issue passports, hunting and fishing licenses and pistol permits, as authorized by applicable law.

(6) To supervise the operation of the Auto License Bureau, as authorized by state law.

(7) To perform such other duties as may be set forth in the Administrative Code, and as may be required by other laws.

C. Absence of restriction. Nothing in this section shall be construed to limit the powers and duties of the office of County Clerk, as provided by the New York State Constitution and other laws.

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Chapter C. CHARTER

Article VII. Other Administrative Agencies

§ C7-7. Sheriff.

A. Position established. As authorized and set forth in the New York State Constitution, the County Law of the State of New York and other applicable laws, there shall be a Sheriff, who shall be elected from the County at large for a term of ~~three~~ four years. Vacancies in the office of Sheriff shall be filled ~~in the same manner as vacancies in the office of County Legislator,~~ as set forth in ~~§ C2-5 of this Charter.~~ County Law §400(7).

B. Powers and duties. The Sheriff shall have the powers and duties set forth in the New York State Constitution and other applicable laws, including but not limited to the following:

(1) To manage the County jail and to provide for the care and custody of persons committed to his or her custody by competent courts or by intergovernmental agreement.

(2) To provide police services within the County, ~~with the approval of the County Legislature~~ in accordance with County Law §650.

(3) To perform the civil duties specified in applicable law.

(4) To perform such other duties as may be set forth in the Administrative Code, and as may be required by other laws.

C. Absence of restriction. Nothing in this section shall be construed to limit the powers and duties of the office of Sheriff, as provided by the New York State Constitution and other laws.

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Chapter C. CHARTER

Article VIII. General Provisions

§ C8-7. Periodic review.

A. Every five years from the date on which this provision takes effect, the County Legislature shall appoint a temporary committee with the following duties:

(1) To review the Charter and the Administrative Code.

(2) To make preliminary recommendations to the County Legislature, based on its review, concerning the need for Charter or Code amendment and the creation of a Charter Commission.

B. The committee shall make its report within ~~six~~ twelve months from its appointment.

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Chapter A. ADMINISTRATIVE CODE

Part 2. Legislature and Executive

Article V. County Executive

§ A5-6. Delegation to County Executive and President of Legislature power to authorize, enter into and execute agreements and contracts.
[Amended 9-8-1998 by L.L. No. 3-1998, *Editor's Note: This local law was subject to permissive referendum. No valid petition requesting same was filed as of 11-16-1998.* **approved 10-1-1998]**

A. Except as set forth in Subsection B below and in accordance with the provisions of § C2-6C(13) and § C3-2A(17) of the County Charter and within budgetary appropriations adopted by the County Legislature, the County Executive is delegated the power to authorize, enter into and execute any agreement or contract on behalf of the County for goods and services where the total consideration thereof is ~~$5,000~~ $20,000 or less and any lease, rental, occupancy or other agreement for space needed for County activities for a term or terms not to exceed five years.

B. In accordance with provisions of § C2-6C(13) and § C2-4B(10) of the County Charter, the President of the Legislature is delegated the power to authorize, enter into and execute any agreement or contract on behalf of the County for the operation of the County Legislature, its staff and committees, and for goods and services where the total consideration thereof is $5,000 or less.

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Chapter A. ADMINISTRATIVE CODE

Part 3. Financial Procedures

Article VI. Operating Budget Procedures

§ A6-11. Budget available as public record.

Upon submission, the proposed annual budget shall become a public record in the office of the Clerk of the County Legislature as required by § 4-2B of the Charter. Copies of a summary of the same shall be made available by the County Executive for distribution throughout the County to the news media; libraries; city, town and village halls; school district offices; and the like. The County Executive shall make the summary available for download on the County website.

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Chapter A. ADMINISTRATIVE CODE

Part 3. Financial Procedures

Article VII. Capital Improvement Program and Capital Budget Procedures

§ A7-1. Capital improvement program.

A. Capital improvement program defined. As required by § C4-10 of the Charter, the County Executive shall prepare a capital improvement program. This plan of capital projects proposed to be undertaken during a six-year period shall contain a description of each capital project, the estimated cost thereof, the proposed method of financing of each project and the estimated effect of each capital project ~~in the first two (2) years of the program~~ upon operating costs of the County ~~within each of the three (3) fiscal years following completion of the project~~. The first year of the capital improvement program shall be the basis for determining the capital projects and their order of priority for inclusion in the capital budget. The capital improvement program shall contain the recommendations of the County Executive and the Planning Board on capital project proposals and on the order of priority of capital projects contained in the first year of the capital improvement program.

B. Duties of departments and other agencies. As set forth in the Charter, this code and related guidelines, all departments and other agencies shall contribute to the development and content of the capital improvement program.

C. Guidelines. The Director of Planning and Development shall be made responsible for the general coordination and preparation of the capital improvement program and shall prepare and administer such guidelines as may be necessary for the preparation of the capital improvement program. Upon review by the Planning Board and the final approval of the County Executive, such guidelines shall be followed by all departments and other agencies. Guidelines established pursuant to this Subsection shall include, but shall not be limited to, a timetable or calendar for the preparation of the program; standard forms and/or definitions for program submissions; the specifications of program components, program submission data and other supportive material as necessary; and any procedural guidelines, in addition to those set forth in SubsectionE below, necessary for preparation and adoption of the program or of amendments to the program.

D. Community participation. The Director of Planning and Development shall establish a program for assuring adequate community participation in the preparation of the capital improvement program in accordance with § A16-2 of this code. Prior to making final recommendations on the capital improvement program, the Planning Board shall hold at least one (1) public information hearing on the program. Upon receipt of the County Executive's proposed capital improvement program, the Clerk of the Legislature shall submit copies of said program to each municipality in the County for its review and comment. Prior to the adoption by the County Legislature of the capital improvement program, the County Legislature shall hold at least one (1) public ~~hearing~~ meeting thereon, pursuant to § C4-10G of the Charter. The capital improvement program, as proposed or adopted, shall be available for public inspection in the office of the Clerk of the Legislature.

E. Procedures for the preparation of capital improvement program. The capital improvement program shall be prepared for the County Legislature according to the following procedures, in the sequence indicated, and as set forth in § C4-10 of the charter:

(1) On or before the fifteenth day of October of each year, the County Executive shall begin the process of preparing the capital improvement program for the next six (6) years, beginning with the first day of January following the ensuing year, in accordance with the guidelines established pursuant to § 47-1C of this code.

(2) On or before the first day of December of each year, the Director of Planning and Development shall receive all capital project requests as set forth in the guidelines established pursuant to § A7-1C of this code and shall refer acceptable requests to the Director of ~~Management and Budget~~ Finance. The Director of Management and Budget shall analyze the fiscal and management aspects of each project request and shall then refer such analysis to the Director of Planning.

(3) The Director of Planning and Development shall review such capital project requests for their effect on the development of the County and the provision of County services and for their consistency with the Comprehensive Development Plan ~~and annual planning program~~. The Director of Planning and Development shall prepare and present to the County Executive for review and recommendation a written report containing the analyses of the Director of ~~Management and Budget~~ Finance and the Director of Planning.

(4) The Director of Planning and Development shall receive the recommendations of the County Executive and shall prepare a written report based upon such recommendations, which shall be presented to the Planning Board. The Planning Board shall review and make written recommendations on all projects to be contained in the capital improvement program and the priority of capital projects for the first year of the program as set forth in § C5-7C of the charter.

(5) The Director of Planning and Development shall then prepare a proposed capital improvement program report, which shall include the recommendations of the Planning Board and shall submit such report to the County Executive on or before the first day of April of each year.

(6) The County Executive shall review the proposed capital improvement program submitted by the Director of Planning and Development and shall submit, on or before the first ~~day~~ regularly scheduled Legislature meeting of May each year, said proposed capital improvement program and the County Executive's recommendations to the County Legislature for its review and adoption, pursuant to § C4-10F of the Charter.

F. Amendment of the capital improvement program. At any time after the adoption of the capital improvement program, the County Legislature may, by a majority vote of its entire membership, amend the capital improvement program, provided that no capital project shall be added to the capital improvement program until it has first been reviewed by the County Executive and the Planning Board. The County Legislature shall refer the proposed amendment to the County Executive and the Planning Board for such review. Such review shall take place within forty-five (45) days of the date of such referral, provided that if the County Executive and/or the Planning Board fails to act within such period of time, the County Legislature may proceed to act on the proposed amendment as it deems necessary.

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§ A7-2. Capital budget.

A. Capital budget required and defined. There shall be an annual capital budget, as defined in § C4-11A of the Charter.

B. Preparation and adoption of the capital budget. The Director of ~~Management and Budget~~ Finance shall prepare the proposed capital budget pursuant to § C4-11A of the Charter, for submission as an element of the proposed annual budget. The County Legislature shall adopt the capital budget as an element of the annual budget and shall provide for the financing of the projects contained therein, as set forth in § C4-4 of the Charter.

C. Amendment of the capital budget. At any time after the adoption of the capital budget, the County Legislature may amend the capital budget in accordance with the provisions of § C4-11C of the Charter.

D. Capital budget annual report. The County Executive shall report to the County Legislature on the status of the capital budget within ninety (90) days following the close of the fiscal year to which it applies. The report shall include summary data to evaluate the overall financial status of the capital budget: initial authorized amounts, amendments authorized during the budget year, borrowings made against authorizations, amounts expended and encumbered:
[Amended 5-19-1992 by L.L. No. 4-1992, approved 6-18-1992]

(1) A summary of the financial and implementation status prior to the fiscal year to which the capital budget applies;

(2) A comparison of the planned financial and implementation activity during that fiscal year, with the financial and implementation activity that was performed; and

(3) A summary of the financial and implementation activity yet to be accomplished, including the estimated date of project completion and the estimated total project cost.

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Chapter A. ADMINISTRATIVE CODE

Part 3. Financial Procedures

Article VIII. Financial Administration and Procedures

§ A8-3. Annual report.

Pursuant to § C4-8 of the Charter, the County Executive shall prepare an annual report for each fiscal year and file such report with the County Legislature. Such report shall depict the financial condition of the County. It shall provide balance sheets and revenue and expense statements. Copies of such report or summaries thereof shall be made available by the County Executive for ~~distribution throughout the County to the news media; libraries; city, town and village halls; school district offices; and the like~~ download on the County website. Such report or a summary thereof may be published in one (1) or more newspapers of general circulation in the County, at the discretion of the County Executive.

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Chapter A. ADMINISTRATIVE CODE

Part 4. Planning Procedures

Article IX. Department of Planning

§ A9-2. Director of Planning and Development; qualifications; appointment procedure; powers and duties.

A. Qualifications. The Director of Planning and Development shall be a person experienced in planning administration and techniques and shall meet such minimum qualifications of professional and administrative experience and education as may be specified by the Planning Board, as authorized by § C5-7C(7) of the Charter.

B. Appointment procedure. The Director of Planning and Development shall be appointed by the County Executive~~, except that the Planning Board may recommend to the County Executive for appointment as Director of Planning a person or persons whom it deems qualified for such office, as authorized by § C5-7C(7) of the Charter.~~

C. Duties. The Director of Planning and Development shall have the following duties in addition to those powers and duties set forth in § C5-2 of the Charter:

(1) To prepare and administer guidelines for the preparation and amendment of the Comprehensive Development Plan ~~and annual planning program in accordance with §§ A10-2 and A11-1C~~ in accordance with Article X of this code.

~~(2) To establish a program for community participation in the preparation and amendment of the Comprehensive Development Plan in accordance with § A16-1 of this code.~~

~~(3)~~ (2) To prepare and administer guidelines for the preparation of the capital improvement program in accordance with ~~§ A7-1C~~ Article VII of this code.

~~(4) To establish a program for community participation in the preparation of the capital improvement program in accordance with § A7-1D of this code.~~

~~(5) To establish programs for community participation in other programs of the Department of Planning in accordance with § A16-3 of this code.~~

~~(6)~~ (3) To undertake planning studies and establish and maintain a planning data base in accordance with ~~§§ A15-1, A15-2 and A15-3~~ Article XV of this code.

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Chapter A. ADMINISTRATIVE CODE

Part 4. Planning Procedures

Article X. Comprehensive Development Plan

§ A10-1. Contents of Comprehensive Development Plan.

The Comprehensive Development Plan shall contain such material as is needed to provide broad, overall policy direction for the social, physical and economic development of the County; to serve as a policy guide for actions by the County Legislature; to guide the activities, plans and programs of administrative agencies as these relate to the future development of the County; and to serve as a guide for major development proposals by local government and private interests. The process for preparing and periodically reviewing the Comprehensive Development Plan shall be consistent with Section 239-d of the New York State General Municipal Law ~~consist of several interrelated elements that shall include but not be limited to the following subject matter: human services, public safety, transportation, housing, energy, environment, waste water management, solid waste management, drainage, land use, open space and parks, recreation, educational and cultural services and economic development.~~ The major focus of each plan element shall be on the programs and actions of County government. ~~Each element shall set forth background information and issues, goals and objectives, policies and actions necessary to carry the policies into effect. Elements of the plan shall specify, whenever appropriate, general location requirements for private and public uses of land, including but not limited to the following: residential, commercial, agricultural and industrial uses; public facilities, including sewer, water, health and education facilities; conservation areas, County parks and other open space; and major roads, highways and public transportation facilities. In addition and where it is deemed necessary to provide policy guidance, elements of the plan may specify administrative agency goals and objectives, proposed additions to or changes in agency services and capital facility needs, measures of effectiveness and standards of service and recommendations for improving the coordination and integration of various administrative agency plans and programs~~

§ A10-2. Preparation of Comprehensive Development Plan.
[Amended 6-28-1988 by L.L. No. 4-1988, approved 7-21-1988; 10-8-1996 by L.L. No. 8-1996, approved 10-28-1996]
The Director of Planning and Development shall be responsible for the general coordination and preparation of the Comprehensive Development Plan. All service councils, departments and other agencies shall assist the Director of Planning and Development in the preparation of the Comprehensive Development Plan. Such assistance shall include, but shall not be limited to, preparing and submitting such basic data and information relating to the Comprehensive Development Plan as may be required by the Director of Planning and Development; reviewing and commenting on drafts of the elements of the Comprehensive Development Plan; and preparing drafts of such components of the Comprehensive Development Plan under such guidelines as may be specified by the Director of Planning and Development, reviewed by the Planning Board and approved by the County Executive.

~~§ A10-3. Submission and adoption of Comprehensive Development Plan.~~
~~Elements of the Comprehensive Development Plan shall be submitted and adopted in accordance with the following procedures:~~

~~A. Administrative review. The following shall be the procedures for administrative review of the elements of the Comprehensive Development Plan:~~

(1) Review by appropriate service council. Elements of the Comprehensive Development Plan shall be submitted for review to such service councils whose programs or functions relate to the subject content of the plan element.
[Amended 6-28-1988 by L.L. No. 4-1988, approved 7-21-1988]

(2) Preliminary review by County Executive. Upon review by such service councils, such service councils shall submit to the County Executive for preliminary review the recommendations of such service councils on elements of the Comprehensive Development Plan.
[Amended 6-28-1988 by L.L. No. 4-1988, approved 7-21-1988]

(3) Review by Director of Planning. Upon preliminary review, the County Executive shall submit to the Director of Planning for review the elements of the Comprehensive Development Plan, along with the recommendations of the service councils.
[Amended 6-28-1988 by L.L. No. 4-1988, approved 7-21-1988]

(4) Final review by County Executive. Upon review, the Director of Planning shall submit recommendations on elements of the Comprehensive Development Plan to the County Executive for final review.

B. Review by Planning Board. Elements of the Comprehensive Development Plan shall be submitted by the County Executive to the Planning Board for review, along with the recommendations of the service councils, Director of Planning and the County Executive. In the process of determining what revisions if any, to make in the plan elements, the Planning Board shall consider the recommendations received. To this end, the Board may request from the administration whatever additional information it deems necessary so as to adequately make a determination on what revisions to make in the plan elements.
[Amended 6-28-1988 by L.L. No. 4-1988, approved 7-21-1988]

C. Community review. After incorporating appropriate revisions in the elements, based on the recommendations of the service councils, Director of Planning and the County Executive, the Planning Board shall submit the elements for community review and participation in accordance with § **A16-1** of this code.
[Amended 6-28-1988 by L.L. No. 4-1988, approved 7-21-1988]

D. Legislative adoption. Upon completion of the administrative, Planning Board and community review procedures set forth above, elements of the Comprehensive Development Plan shall be submitted for legislative adoption in accordance with the following procedures:

(1) Planning Board review. The Planning Board shall review the plan elements, taking into consideration the comments and recommendations offered through the community review process, and shall submit its recommendations to the County Executive, which recommendations shall include any proposed revisions to the elements.

(2) County Executive review. The County Executive shall submit the elements, together with the County Executive's recommendations and those of the Planning Board, to the County Legislature for adoption.

(3) County Legislature adoption. The County Legislature shall hold one (1) or more public hearings on

~~the plan elements and, after making any changes deemed necessary, the County legislature shall adopt the plan elements.~~

§ ~~A10-4~~ A10-3. Amendment of Comprehensive Development Plan.

The Comprehensive Development Plan or any of its elements or any parts thereof may be amended at any time by the County Legislature. Prior to such amendment, however, the County Executive and the Director of Planning and Development shall review and the Planning Board shall approve any proposed amendment. ~~within sixty (60) days of the submission of such amendment for review and approval; provided that if the County Executive or Director of Planning and/or the Planning Board fail to act within such period of time, the Legislature may proceed as if the review were made and the approval granted~~. If the Planning Board disapproves a proposed amendment to the Comprehensive Development Plan, the County Legislature may approve such amendment by a majority vote of the total membership thereof. Prior to amending the Comprehensive Development Plan or any of its elements, the County Legislature shall hold one (1) or more public hearings on said amendments.

~~§ A10-5. Effect of plan adoption; criteria for review and approval by the Director of Planning; public improvements requiring review and approval.~~

~~A. Effect of plan adoption. Whenever a Comprehensive Development Plan or any of its elements or any parts thereof shall have been adopted as hereinbefore provided, the following shall apply in accordance with § C5-3C of the Charter:~~

~~(1) As defined in Subsection D below, no street or other public way, public park, ground, open space or other public space, County building or other County structure or public utility shall be constructed, created or authorized in any portion of the County in respect to which said plan or part thereof has been adopted until the location, character and extent of such project shall have been submitted to and approved by the Director of Planning as conforming to the general intent and purposes of the Comprehensive Development Plan.~~

~~(2) Expenditure of funds for support of County service programs shall not be authorized unless certified by the County Executive as consistent with the general intent and purposes of the Comprehensive Development Plan.~~

~~B. Criteria for review and approval by the Director of Planning. The review and approval by the Director of Planning of various public improvements subject to his or her approval, as set forth in Subsection A above, shall be based on a determination of whether the public improvement is in conformance with the general intent of the Comprehensive Development Plan, which determination shall take into account the potential impact of the public improvement on County services and facilities and the intermunicipal and County-wide effects of the public improvement.~~

~~C. Period of review and approval. The Director of Planning shall complete his or her review of the proposed public improvement and shall submit to the applicant a written report thereon within thirty (30) days of the receipt of the application for the proposed public improvement, except that this thirty-day period may be extended by agreement of both the applicant and the Director of Planning. Where the Director of Planning fails to submit his or her report within the thirty-day period or within the mutually agreed upon extension of that period, the proposed public improvement shall be deemed to have been approved by the Director of~~

~~Planning.~~

~~D. Public improvements requiring review and approval. The public improvements to be submitted to and approved by the Director of Planning prior to their authorization or construction, as set forth in Subsection A above, shall be as follows:~~

~~(1) Street. County-owned streets, including new alignments and widenings but excluding routine maintenance, resurfacing and the installation of traffic control devices such as signals and turning lanes.~~

~~(2) Other public way. All County public ways; local recreational trails which connect with a County park or other County facility or which are part of an intermunicipal system; local bikeways which are identified as part of a County bikeway system in a bikeway plan that is adopted as part of the Comprehensive Development Plan.~~

~~(3) Public park. All County parks; local parks exceeding fifty (50) acres.~~

~~(4) Ground. County-owned places of public assembly, such as fairgrounds.~~

~~(5) Open space. County conservation or resource protection areas; local conservation or resource protection areas containing more than one hundred (100) acres.~~

~~(6) Other public space. County-owned land not elsewhere identified, including landfill sites.~~

~~(7) County building. New construction or expansion of existing County buildings.~~

~~(8) Other County structure. Bridges; park structures; communication facilities; vehicular storage structures; other County structures.~~

~~(9) Public utility. Pure waters and water authority facilities; local sewer and water districts.~~

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~~Article XI. Annual Planning Program~~

~~§ A11-1. Annual planning program required; duties of departments and other agencies; guidelines.~~

~~A. Program required. As required by § C5-5D of the Charter, the County shall undertake an annual planning program which shall update and maintain the relevance of the Comprehensive Development Plan.~~

~~B. Duties of administrative agencies. As set forth in the Charter, this code and related guidelines, all service councils, departments and other agencies shall contribute to the annual planning program.~~
~~[Amended 6-28-1988 by L.L. No. 4-1988, approved 7-21-1988]~~

~~C. Guidelines. The Director of Planning shall be responsible for the general coordination and preparation of the annual planning program and shall prepare and administer such guidelines as may be necessary to carry out such responsibility. Upon review of the Planning Board and final approval of the County Executive, such guidelines shall be followed by all service councils, departments and other agencies of the County. Such guidelines shall include such elements as may be appropriate to an annual planning program.~~
~~[Amended 6-28-1988 by L.L. No. 4-1988, approved 7-21-1988]~~

~~§ A11-2. Components of annual planning program.~~

~~A. General. The annual planning program shall include submissions from the Director of Planning, the various service councils, departments and other agencies as set forth in § **A11-1** of this code and in Subsection **C** below.~~
~~[Amended 6-28-1988 by L.L. No. 4-1988, approved 7-21-1988]~~

~~B. Program elements. The annual planning program shall:~~

~~(1) Contain specific recommendations for action in regard to the needs of the community and in regard to private and public land use and development.~~

~~(2) Describe and, if appropriate, locate on a map all Comprehensive Development Plan Amendments adopted since the submission of the last annual planning program.~~

~~(3) Contain recommendations concerning the implementation of the Comprehensive Development Plan.~~

~~(4) Contain an analysis of the extent to which current goals, objectives and policies have been met during the preceding year.~~

~~(5) Contain recommended amendments or new proposals related to all elements of the Comprehensive Development Plan as adopted to date.~~

~~(6) Set forth the reason for such recommended amendments or new proposals, indicating whether or not they are consistent with each other, the Comprehensive Development Plan as adopted to date and the recommendations of the last annual planning program.~~

~~(7) Contain recommendations as to new or additional elements of the Comprehensive Development Plan that should be prepared.~~

~~(8) Set forth proposals for improving the integration of appropriate governmental and private plans, policies, standards, laws, ordinances and regulations, particularly as such apply to the development of the County and the provision of County services and facilities.~~

~~C. Preparation and submission of the annual planning program. Pursuant to this code and related guidelines, the Director of Planning shall be responsible for the preparation and submission of the annual planning program. Upon authorization by the County Executive, the Director of Planning may require the issuance of necessary program reports by other agencies in compliance with this section, provided that such reports are reviewed by the Director of Planning and conform with any applicable guidelines. The Director of Planning shall prepare, with assistance from other agencies, an annual supplement or supplements to the Comprehensive Development Plan containing the program elements set forth in Subsection **B** of this section.~~

Added Language is <u>underlined</u>
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Chapter A. ADMINISTRATIVE CODE

Part 4. Planning Procedures

Article XII. Capital Improvement Program and Capital Budget

§ A12-1. Preparation of capital improvement program.

The Director of Planning and Development shall cause to be prepared a capital improvement program in accordance with §§ C4-10 and C5-2B(3) of the Charter and § A7-1 of this code. Such program shall contain the recommendations of the Planning Board on all projects contained therein and on the priority of projects contained in the first year of the program, as set forth in §§ C4-10 and C5-7C(1) of the Charter and § A7-1Aand E of this code.

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~~Chapter A. ADMINISTRATIVE CODE~~

~~Part 1. Planning Procedures~~

~~Article XIII. Matters Referred to the Director of Planning~~

~~§ A13-1. Matters to be referred.~~

~~As required by § C5-4D of the Charter, the Director of Planning shall prepare reports giving an advisory review on certain proposed actions by departments and other agencies, including such actions as the adoption of plans and policies and the acquisition and development of land.~~

~~§ A13-2. Report by the Director of Planning.~~

~~A. Elements of report. The report of the Director of Planning shall include specific reference to the relation of the proposal to the Comprehensive Development Plan. When the proposal has not been considered and processed as an amendment to or addition to the Comprehensive Development Plan, the Director of Planning shall set forth his or her recommendations as to whether the proposal should be so considered and processed. The report of the Director of Planning shall also, as appropriate, include specific reference to the relationship of the proposal to:~~

~~(1) The annual planning program;~~

~~(2) The capital improvement program;~~

~~(3) Operating plans of departments and other agencies;~~

~~(4) Pertinent plans and programs of other governmental jurisdictions, including public benefit corporations; and~~

~~(5) Other human, public safety, physical, environmental and economic needs.~~

~~B. Other procedures.~~

~~(1) The report by the Director of Planning shall be presented to:~~

~~(a) The County Executive;~~

~~(b) The appropriate service council;~~
~~**[Amended 6-28-1988 by L.L. No. 4-1988, approved 7-21-1988]**~~

~~(c) The agency originating the proposal;~~

~~(d) The County Legislature, if the proposal requires legislative review or approval; and~~

~~(e) Such other parties as deemed appropriate by the Director of Planning.~~

~~(2) The Director of Planning shall present such report within thirty (30) days after the receipt of such~~

~~proposal; provided, however, that if the Director of Planning fails to report within such period of time, the agency having jurisdiction to act may act without such report. The Director of Planning and such agency may, by mutual agreement, extend the reporting time beyond thirty (30) days.~~

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Chapter A. ADMINISTRATIVE CODE

Part 4. Planning Procedure

Article XIV. Review and Approval Over Land Use

§ A14-1. Reviews and approval in the vicinity of publicly owned airports.

A. Authority of review. In accordance with § C5-4A of the Charter and within the areas defined therein, the Director of Planning and Development shall have the authority of review and approval over land use and land subdivision, including the height of structures, in the vicinity of publicly owned airports in the County.

B. Matters subject to review and approval. The matters subject to review and approval of the Director of Planning and Development pursuant to this section shall include, but shall not be limited to, building permits, special permits and site plans required by zoning regulations, variances and amendments to zoning regulations and land subdivision as defined by municipal subdivision regulations or the Public Health Law of the State of New York.

C. Application submission requirements. The responsible government official shall submit to the Director of Planning and Development a complete application for all matters reviewed pursuant to this section. A complete application shall consist of a completed development review referral form, as such form has been issued by the Director of Planning and Development; a completed airport review referral form, as such form has been issued by the Director of Planning and Development; one (1) copy of each map, drawing, sketch plan or other rendering which has been prepared as part of the application for any municipal or other governmental permit; and any additional information which the Director of Planning and Development deems necessary for the conduct of his or her review.

D. Referral to the ~~Engineering Operations Manager~~ Chief of Engineering and Facilities Management. The Director of Planning and Development shall refer all matters to be reviewed pursuant to this section to the ~~Engineering Operations Manager~~ Chief of Engineering and Facilities Management for an advisory report, which report shall consider the effects of the matter on the efficient use and safe operation of publicly owned airports.
[Amended 9-10-1996 by L.L. No. 4-1996, approved 9-30-1996]

E. Time period of review. The Director of Planning and Development shall complete his or her review of all matters subject to this section and shall submit to the applicant and the municipality a written report thereon within thirty (30) days of the receipt of a complete application, except that this thirty-day period may be extended by agreement between the municipality and the Director of Planning and Development. If the Director of Planning and Development fails to submit such report within said thirty-day period or within the mutually agreed upon extension of said period, the application shall be deemed to have been approved by the Director of Planning and Development.

F. Report of the Director of Planning and Development. The Director of Planning and Development, in his or her report prepared pursuant to this section, shall approve, approve with conditions or disapprove all matters subject to this section. If the decision is one (1) of approval with conditions or disapproval, the report shall specify the reasons for such decision.

G. Standards for reviews by the Director of Planning and Development. The Director of Planning shall adopt standards to provide a basis for determinations made on all matters reviewed pursuant to this section. The preparation of such standards shall conform with the guidelines and procedures set forth below:

(1) Standards concerning lighting and the height of structures. The Airport Director ~~of Transportation~~ shall prepare and submit to the Director of Planning for his or her consideration proposed standards concerning lighting and the height of structures. Such standards shall be

designed to assure the efficient use and safe operation of publicly owned airports and shall take into consideration such factors as the distance of the proposed land use or land subdivision from publicly owned airports and the location of such land use or land subdivision with respect to the approach-departure corridors of publicly owned airports. Such standards shall take into consideration the standards and criteria issued by the Federal Aviation Administration in ~~Volume XI, Part 77 of the Federal Aviation Regulations and in Advisory Circular 70/7460-2B;~~ in 14 Code of Federal Regulations part 77 and in Advisory Circular 70/7460-1k, and shall further take into consideration such additional standards and criteria as may be issued by the Federal Aviation Administration and other authorities on airport regulation.

(2) Standards concerning the nature and intensity of land use and land subdivision. The Director of Planning and Development shall prepare standards concerning the nature and intensity of land use and land subdivision subject to his or her review and approval pursuant to this section and shall integrate such standards with standards on lighting and the height of structures. Such standards shall be designed to assure the efficient use and safe operation of publicly owned airports and shall be further designed to assure that land use and land subdivision in the vicinity of publicly owned airports will be of such character and extent as not to subject undue concentrations of people to aircraft crash hazards, aircraft noise and other adverse impacts of airport operations. The standards shall take into consideration such factors as the distance of the proposed land use or land subdivision from publicly owned airports and the location of such land use or land subdivision with respect to the approach-departure corridors of publicly owned airports. The standards shall specify, based on such considerations, appropriate population and employment densities, soundproofing measures and types of land use. The standards shall take into consideration the standards and criteria issued by the Federal Aviation Administration in Advisory Circular 150/5050-6 and in its report Aviation Noise Abatement Policy (November 1976); and shall further take into consideration such additional standards and criteria as may be issued by the Federal Aviation Administration and other authorities on airport regulation.

H. Appeals from decisions by the Director of Planning and Development. In accordance with § C5-5 of the Charter, the Planning Board shall hear appeals from decisions made by the Director of Planning and Development pursuant to this section.

I. Rules, regulations and criteria for acting upon appeals. The Planning Board shall establish and make public rules, regulations and criteria for acting upon appeals from decisions made by the Director of Planning and Development pursuant to this section and shall include therein a reasonable time period within which appeals shall be heard.

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Chapter A. ADMINISTRATIVE CODE

Part 4. Planning Procedures

Article XV. Planning Studies and Data Gathering and Maintenance

§ A15-1. Studies related to Comprehensive Development Plan and annual planning program.
The Director of Planning and Development shall undertake, commission and/or coordinate studies~~, as part of the preparation of the Comprehensive Development Plan and the annual planning program,~~ of the social, physical and economic factors relevant to the well-being and future development of the County. All such studies shall be available for ~~pubic~~ public inspection and shall be analyzed by the Director of Planning and Development for their implications on County services and the general development of the County~~, and the results of such studies shall be integrated into the Comprehensive Development Plan and annual planning program~~. Such studies are intended to provide the information necessary to help guide both public and private action related to the development of the County, which may include information concerning:

A. The existing and future characteristics of the population.

B. The needs of the community in terms of housing, education, recreation, commerce and industry, agriculture, transportation and other public and private services and improvements.

C. The effect of existing and possible future land use and development upon environmental conditions and natural resources, including air, water, forests, soils, wetlands, floodplains, shorelines and wildlife.

D. The methods by which the needs and anticipated problems of the County can be met by private and public action, including regulatory, service, fiscal and public works measures.

~~§ A15-2. Current index of the location of streets.~~

~~In accordance with § C5-2B(10) of the charter, the Director of Planning shall maintain and update no less frequently than on an annual basis an index of the location of streets within the County. Such index shall indicate the postal zip code number and census tract number within which all streets or segments thereof in the County are located. The required information for preparing the index shall be supplied by the Office of Real Property Tax Services and shall be processed by the Department of Data Processing.~~

§ ~~A15-3~~ A15-2. Other data.

The Director of Planning and Development shall compile, maintain and disseminate such other data as are appropriate for the conduct of planning and land use development activities by departments and other agencies, local governments and private interests in the County. Such data shall include but not be limited to detailed base maps of each town and village in the County showing new streets and subdivisions therein; annual population estimates for the County; land use data for the County; census reports; and municipal land use regulations. The Director of Planning and Development shall maintain a planning library for the use of County agencies, other governmental agencies and the general public.

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Chapter A. ADMINISTRATIVE CODE

Part 4. Planning Procedures

Article XVI. Community Participation in Planning

~~§ A16-1. Community participation in the preparation and amendment of the Comprehensive Development Plan.~~

~~As set forth in § **A10-3C** of this code, the Director of Planning shall establish a program for assuring adequate community participation in the preparation of the Comprehensive Development Plan or any parts or amendments thereof. Such a program may include the following: the submission of the plan or any parts or amendments thereof to each municipality in the County for review and comment, the holding of public information meetings, the formation of representative advisory groups, the holding of workshops by the County Legislature, the undertaking of public opinion surveys and coverage by the news media. Prior to the adoption by the County Legislature of the Comprehensive Development Plan or any parts or amendments thereof, the County Legislature shall hold at least one (1) public hearing in accordance with § **A10-3D(3)** of this code. The Comprehensive Development Plan and any parts or amendments thereof, adopted or proposed, and all supporting reports, studies, maps, charts and other materials, shall be available for public inspection.~~

§ ~~A16-2~~ A16-1. Community participation in the preparation of the capital improvement program.

In accordance with § A7-1D of this code, the Director of Planning and Development shall establish a program for assuring adequate community participation in the preparation of the capital improvement program.

§ ~~A16-3~~ A16-2. Community participation in other programs of the Department of Planning and Development.

The Director of Planning and Development shall establish programs to assure that there is adequate opportunity for community participation in other programs of the Department of Planning and Development and shall publish periodically a newsletter to inform County and local governmental officials and the general public of these programs. All reports prepared in these programs shall be available for public inspection.

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Section 2. If any clause, sentence, paragraph, section or article of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such determination shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or article thereof directly involved in the proceeding in which such adjudication shall have been rendered.

Section 3. This local law shall take effect immediately upon filing with the Secretary of State pursuant to Section 27 of the New York State Municipal Home Rule Law.

Agenda/Charter Committee; _____, 2014 – CV:
File No. 14-0XXX

ADOPTION: Date: _____, 2014 Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF LOCAL LAW: _____

Added Language is underlined
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Monroe County Legislature

KARLA F. BOYCE
LEGISLATOR - DISTRICT 5

OFFICIAL FILE COPY
No. 140137
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
Memorializing Referral -L

April 7, 2014

To The Honorable
Monroe County Legislature
39 West Main St.
Rochester, NY 14614

Subject: Memorializing the United States House of Representatives to pass H.R. 2301 and enact the Clinical Trial Cancer Mission 2020 Act

Honorable Legislators:

Nearly sixteen hundred Americans die from cancer every day. In 2014 alone, it is projected that 550,000 people will die from some form of cancer and over 1,000,000 people will develop some form of the disease. In the United States, cancer has become the second most common cause of death after heart disease, and accounts for nearly 1 of every 4 deaths.

Research funded by the American Cancer Society indicates that in a five year relative survival rate for all cancers diagnosed between 2003 and 2009, 68% of those diagnosed have a better survival rate, an increase from 49% in 1975-1977. This improvement of survival is a result of both progress in diagnosing certain cancers at an earlier stage and vast improvements in treatment as a result of recent advancements in research.

The Clinical Trail Cancer Mission 2020 Act will amend the Public Health Service Act to enhance the clinical trial registry data bank reporting requirements and enforce measures to ensure that the results of any cancer research that is being conducted are documented within this database in a timely manner. The publishing of results would be mandatory regardless of the effectiveness of the particular method studied. Based upon these changes, the Clinical Trail Cancer Mission 2020 Act will help to advance cancer research and ensure that tax payers dollars are being spent in the most productive and efficient manner.

Therefore, I urge you to join me in memorializing the United States House of Representatives to pass H.R. 2301 and enact the Clinical Trial Cancer Mission 2020 Act, which will strengthen cancer research reporting requirements to make current research data more readily available. The Clinical Trial Cancer Mission 2020 Act is a step in the right direction to attain the goal of ending cancer by the year 2020.

Respectfully Submitted,

Karla F. Boyce
Monroe County Legislature
District 5

8 Surrey Hill Lane • Pittsford, New York 14534
Phone: (585) 624-1177 • Business: (585) 753-1922
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Jeffrey R Adair
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President

Debbie Drawe
Monroe County Legislature
District 9

Kathleen A Taylor
Monroe County Legislature
District 19

Robert J. Colby
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District 20

Monroe County Legislature

KARLA F. BOYCE
LEGISLATOR - DISTRICT 5

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Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
Memorializing Referral -L

April 7, 2014

To The Honorable
Monroe County Legislature
39 West Main St.
Rochester, NY 14614

Subject: Memorializing the New York State Senate to Oppose the Marijuana Regulation and Taxation Act

Honorable Legislators:

The cultivation, processing, transportation and use of marijuana presents a major public health risk. In a recent study conducted by the Rocky Mountain Poison and Drug Center in Denver following the legalization of marijuana in Colorado, doctors have noticed an increase in exposure to marijuana in young pediatric patients. Specifically, these doctors noted that the young patients have had more severe symptoms than typically associated with marijuana use. In all, over fifteen hundred children under the age of 12 have been evaluated and admitted to hospitals in Colorado for accidental marijuana poisonings.

Research conducted by the Substance Abuse and Mental Health Service Administration reported over 500,000 emergency room visits in 2011 directly were connected to marijuana use, surpassing heroin and LSD. In a recent report conducted by the Institute of Behavior and Health regarding automobile accidents, 26.9% of seriously injured drivers tested positive for marijuana. These reports show that the use of marijuana can be dangerous to an individual's safety and well-being.

The Marijuana Regulation and Taxation Act will legalize, regulate and tax marijuana under state law. This will enable any person over the age of 21 to legally purchase up to two ounces of marijuana. The core issues with the legalization of marijuana are the unintended health and safety risks not only for those who partake in the recreational use of this drug but for children exposed to these drugs and motorists who share the roadways with those under the influence.

Therefore, I urge you to join me in memorializing the New York State Senate to oppose the Marijuana Regulation and Taxation Act, which will legalize the use of marijuana in New York State. With the increased risks which could be visited on our State's children and motoring public, it is important that New York State comply with current federal law and join federal agencies to stop the spread of marijuana distribution.

Respectfully Submitted,

Karla F. Boyce
Monroe County Legislature
District 5

Carmen F. Gumina
Monroe County Legislature
District 8

8 Surrey Hill Lane • Pittsford, New York 14534
Phone: (585) 624-1177 • Business: (585) 753-1922
E-mail: monroe5@monroecounty.gov

Monroe County Legislature

CYNTHIA W. KALEH
LEGISLATOR - DISTRICT 28

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No. 140139
Not to be removed from the Office of the
Legislature Of
Monroe County
Committee Assignment
AGENDA/CHARTER

CYNTHIA W. KALEH
LEGISLATOR - DISTRICT 28
18 FAIRVIEW HEIGHTS
ROCHESTER, NEW YORK 14613
OFFICE: (585) 753-1940
HOME: (585) 647-3929
FAX: (585) 232-7431
E-MAIL: cindy@kaltechsupport.com

March 13, 2014

To The Honorable
Monroe County Legislature
39 West Main Street
Rochester, NY 14614

RE: Enacting a Revolving Door Ban on Employment with Local Development Corporation Contractors

Honorable Legislators:

Public trust in government can be shattered when current or former government officials are perceived to value their own personal financial well-being over the public good. In order to protect public interest, it is important to establish a ban on the practice of county officers or employees from accepting employment with entities contracting or subcontracting with a Local Development Corporation.

Similar revolving door bans have been adopted in thirty-one states and by the White House in order to prevent actual or perceived conflicts of interest. By establishing a "cooling off period" between public and certain private sector employment, the County can establish greater compliance with our ethics rules and constituents are able to gain trust regarding who is benefiting from their tax dollars. By adopting this policy, Monroe County officials would ensure that individuals affiliated with LDCs are not influenced by political connections.

In the recent past, there have been several high-ranking county officials who have left public employment to obtain lucrative new jobs with LDCs and their subcontractors. This pathway to employment leaves the public with the clear impression, whether legitimate or not, that public officials are being rewarded for their political contacts.

To help prevent the erosion of public trust by these occurrences, we propose enacting a two-year ban on county officers or employees soliciting or accepting employment with certain LDCs, their contractors and subcontractors. The enactment of this law will send a strong message that we will not tolerate even the appearance of rewarding entities that hire current or former county officers and employees.

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Therefore, we propose that this Honorable Body enact a local law amending the Monroe County Charter and Administrative Code entitled "Enacting a Revolving Door Ban on Employment with Local Development Corporation Contractors"

The specific legislative actions required are:

1. Schedule and hold a public hearing on the proposed local law.

2. Enact local law amending the Monroe County Charter, as attached.

This proposed local law will have no impact on the revenues and/or expenditures of the 2014 Monroe County Budget.

We recommend that this matter be approved by Your Honorable Body.

Respectfully Submitted,

Cynthia H. Kaleh
Cynthia Kaleh
Assistant Minority Leader

Carrie M Andrews
Carrie M. Andrews
Democratic Minority Leader

Justin Wilcox
Justin Wilcox
Legislator – District 14

Joseph Morelle, Jr.
Legislator – District 17

Paul E. Haney
Paul E. Haney
Legislator – District 23

Josh Bauroth
Josh Bauroth
Legislator – District 24

John Lightfoot
Legislator – District 25

Leslie M Rivera
Leslie M. Rivera
Legislator – District 29

By Legislators _____ and _____

Intro. No. _____

LOCAL LAW NO. _____ OF 2014

A LOCAL LAW ENTITLED "ENACTING A REVOLVING DOOR BAN ON EMPLOYMENT WITH LOCAL DEVELOPMENT CORPORATION CONTRACTORS."

BE IT ENACTED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Chapter 45-8 of the Administrative Local Laws of Monroe County is hereby amended as follows:

45-8 Incompatible Employment

A. No officer or employee shall engage in, solicit, negotiate for or promise to accept private employment or render services for private interest when such employment or service creates a conflict with or impairs the proper discharge of his official duties.

B. In order to ensure compliance with section 45-8(A), no officer or employee shall, for two years following the termination of employment with the County of Monroe, accept private employment with or render services for compensation to any Local Development Corporation, created for the benefit of the County of Monroe, or any contractor or subcontractor thereto.

File No. 14-0_____.LL

ADOPTION: Date:_____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE:_____

EFFECTIVE DATE OF LOCAL LAW: _____

Added Language is underlined
Deleted Language is ~~stricken~~

Monroe County Legislature

CARRIE M. ANDREWS
DEMOCRATIC MINORITY LEADER

CARRIE M. ANDREWS
LEGISLATURE - DISTRICT 21
50 ROSEVIEW AVENUE
ROCHESTER, NEW YORK 14609
OFFICE: (585) 753-1940
E-MAIL: carrie_andrews@hotmail.com

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Committee Assignment
Memorializing Referral -L

April 7, 2014

To The Honorable
Monroe County Legislature
39 West Main Street
Rochester, NY 14614

RE: Memorializing the United States Congress to Pass, and President Barack Obama to Sign S.2035, the Suicide Prevention Research Innovation Act of 2014 (SPRINT ACT).

Honorable Legislators:

The tragedy of suicide is devastating, and loved ones are often left with many questions that go unanswered. In order for America to make a firm commitment to suicide prevention, there needs to be a shift in focus to supporting mental health resources and brain research. The SPRINT ACT of 2014 is an important bill that would designate funding to both understand and prevent suicide.

The SPRINT Act of 2014 would provide $40 million per fiscal year to the National Institute for Mental Health (NIMH) to conduct targeted research on suicide prevention over the next five years. The research includes studies designed to reduce the risk of self-harm, suicide and interpersonal violence, especially in rural communities with a shortage of mental health services.

The bill's sponsor, Senator Mark Begich (D-AK), introduced this legislation in response to troubling statistics regarding suicide in the United States. According to the Centers for Disease Control, more than 38,364 Americans commit suicide every year. It is believed that 90 percent of the individuals who die by suicide had a diagnosable psychiatric disorder at the time of their death. Veterans are an especially at-risk population, accounting for 20 percent of all suicides in the U.S.

As the tenth leading cause of death in the United States, more must be done to ensure every possible action is being taken to better understand and more capably address instances of preventable suicide. This critically important legislation has the potential to prevent families from dealing with the devastating wake that suicide brings. For these reasons, it must be enacted

in to law.

Therefore, I urge you to join me in memorializing the United States Congress to pass, and President Barack Obama to sign S.2035, the Suicide Prevention Research Innovation Act of 2014 (SPRINT 2014).

Respectfully Submitted,

Carrie M. Andrews
Democratic Minority Leader

Cynthia W. Kaleh
Assistant Minority Leader

Justin Wilcox
Legislator – District 14

Joseph Morelle, Jr.
Legislator – District 17

Paul E. Haney
Legislator – District 23

Joshua Bauroth
Legislator – District 24

Leslie M. Rivera
Legislator – District 29

Monroe County Legislature

CYNTHIA W. KALEH
LEGISLATOR - DISTRICT 28

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Memorializing Referral -L

CYNTHIA W. KALEH
LEGISLATOR - DISTRICT 28
18 FAIRVIEW HEIGHTS
ROCHESTER, NEW YORK 14613
OFFICE: (585) 753-1940
HOME: (585) 647-3929
FAX: (585) 232-7431
E-MAIL: cindy@kaltechsupport.com

April 7, 2014

To The Honorable
Monroe County Legislature
39 West Main Street
Rochester, NY 14614

RE: Memorializing the United States Congress to Pass, and President Barack Obama to Sign S.56, the Right Start Child Care and Education Act.

Honorable Legislators:

The ability for a parent to afford child care is synonymous with their ability to gain meaningful employment and have financial success. Unfortunately, the cost of child care is significantly rising, which places an unrealistic burden on New York families. Senator Kirsten Gillibrand has co-sponsored S.56, the Right Start Child Care and Education Act, that would make child care more affordable and encourage more trained professionals to enter the child care work force.

The legislation would amend the Internal Revenue Code to increase the rates and maximum allowable amount of the tax credit for employer-provided child care facilities. It would also increase the eligibility threshold amount and rate of the household and dependent care tax credit and make such credit refundable. Further, it would allow a new $2000 tax credit for child care providers who hold a bachelor's degree in early childhood education or a related degree. Lastly, it would increase the tax exclusion for employer-provided dependent care assistance.

According to a report by Senator Gillibrand, New York's working parents are paying higher rates than ever for quality child care. The cost of child care has increased approximately $730 per year while the allowable tax credit has increased less than $20 a year since 1981. It is estimated that families across New York are paying approximately $10,400 per year for an infant, $9,100 per year for a toddler and $8,300 per year for a school aged child. The proposed legislation would greatly decrease the cost of child care for New York families while increasing the level of care that children receive by increasing the number of individuals with early education training in the child care field.

printed on recycled paper

Therefore, I urge you to join me in memorializing the United States Congress to pass, and President Barack Obama to sign S.59, the Right Start Child Care and Education Act.

Respectfully Submitted,

Cynthia Kaleh
Assistant Minority Leader

Carrie M. Andrews
Democratic Minority Leader

Willie Joe Lightfoot
Assistant Minority Leader

Justin Wilcox
Legislator – District 14

Joseph Morelle, Jr.
Legislator – District 17

Paul E. Haney
Legislator – District 23

Joshua Bauroth
Legislator – District 24

Leslie Rivera
Legislator – District 29

Monroe County Legislature

JUSTIN F. WILCOX
LEGISLATOR - DISTRICT 14

JUSTIN F. WILCOX
LEGISLATOR - DISTRICT 14
75 MIDDLEBROOK LANE
ROCHESTER, NEW YORK 14618
OFFICE: (585) 753-1940
HOME: (585) 473-6631
FAX: (585) 753-1946
E-MAIL: jfwilcox@frontiernet.net

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Committee Assignment
Memorializing Referral -L

April 7, 2014

To the Honorable
Monroe County Legislature
407 County Office Building
39 West Main Street
Rochester, New York 14614

Re: Calling on Governor Cuomo to Support Local Town Officials and Oppose Amending the Current Agreement with the Seneca Nation to Allow For a Casino in the Town of Henrietta

Honorable Legislators:

Recently, the Seneca Nation purchased land in the Town of Henrietta for development, including a proposed casino. While investment in our County should always be encouraged and welcomed, it is not at all clear that a casino is in the best interest of the residents and businesses in the Town.

Supporters of casinos cite a growth in jobs and tourism dollars for the community where it is located. However, studies indicate that casinos draw a significant share of their dollars from local residents, hurting surrounding small businesses. If the project receives tax or regulatory breaks, the advantage over local businesses becomes even more obvious. There are also wider societal issues that come along with casino including increased addiction and crime.

More importantly, the Town of Henrietta is officially opposed to a proposed casino. This came as a result of an outcry from residents to their local elected officials. It is important that these local wishes be respected and that this Honorable Body join the Town of Henrietta in declaring its official opposition to a casino within the Town of Henrietta. Therefore, we urge you to join us in calling on Governor Andrew Cuomo to oppose amending the current agreement with the Seneca Nation to allow a casino within the Town of Henrietta.

Respectfully submitted,

Justin Wilcox
Legislator – District 14

Carrie M. Andrews
Democratic Minority Leader

Cynthia W. Kaleh
Assistant Minority Leader

Paul E. Haney
Legislator – District 23

Joshua Bauroth
Legislator – District 24

Leslie M. Rivera
Legislator – District 29

Office of **the County Executive**

Monroe County, New York

Maggie Brooks
County Executive

Daniel M. DeLaus, Jr.
Deputy County Executive

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PUBLIC SAFETY -L
WAYS & MEANS

April 4, 2014

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

Subject: Acceptance of a Grant from the New York State Division of Homeland Security and Emergency Services for the FY 2013 Critical Infrastructure Grant Program

Honorable Legislators:

I recommend that Your Honorable Body accept a grant from the New York State Division of Homeland Security and Emergency Services, in the amount of $50,000, for the FY 2013 Critical Infrastructure Grant Program, for the period of November 7, 2013 through August 31, 2015.

The Critical Infrastructure Grant Program provides funds to support the County's program for preparedness and prevention activities for terrorist events using weapons of mass destruction involving chemical, biological, radiological, nuclear and explosive materials. The grant will enhance physical security measures at the Greater Rochester International Airport through the acquisition of equipment such as license plate readers and compatible software for the Monroe County Sheriff's Office Airport Unit and training for first responders throughout Monroe County as it relates to Critical Infrastructure/Key Resources. This is the second year the County has received this grant. This year's funding represents a decrease of $50,000 from the previous award.

The specific legislative actions required are:

1. Authorize the County Executive, or her designee, to accept a $50,000 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Homeland Security and Emergency Services, for the FY 2013 Critical Infrastructure Grant Program, for the period of November 7, 2013 through August 31, 2015.

2. Amend the 2014 operating grant budget of the Department of Public Safety by appropriating the sum of $50,000 into fund 9300, funds center 2408030100, Office of Emergency Management.

3. Authorize the County Executive to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modification within the grant guidelines to meet contractual commitments.

4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Environmental assessments were completed for the Critical Infrastructure Grant Program and it was determined that there would be no significant effect on the environment.

This grant is 100% funded by the New York State Division of Homeland Security and Emergency Services. No net County support is required in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,

Maggie Brooks
County Executive

Office of **the County Executive**

Monroe County, New York

Maggie Brooks
County Executive

Daniel M. DeLaus, Jr.
Deputy County Executive

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WAYS & MEANS

April 4, 2014

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

Subject: Acceptance of a Grant from the New York State Division of Criminal Justice Services for Juvenile Reentry Services and Authorize a Contract with Hillside Children's Center

Honorable Legislators:

I recommend that Your Honorable Body accept a grant from the New York State Division of Criminal Justice Services, in the amount of $236,000, and authorize a contract with Hillside Children's Center, in the amount of $236,000, for Juvenile Reentry Services, for the period of April 1, 2014 through March 31, 2015, with the option to renew for two (2) additional one-year terms.

The primary goal of this project is to reduce recidivism among youth returning from out of home placement as a result of an adjudication of delinquency. To facilitate this goal, Hillside will provide a Juvenile Reentry Coordinator, who will ensure early and comprehensive planning for approximately 50 youth returning to their community. Emphasis will be on stable housing, appropriate educational situations, and pro-social supports for each youth. The Coordinator will also chair the Juvenile Reentry Task Force Committee, which meets monthly and includes local agency and community-based service providers and other stakeholders. The goal of the Committee is to provide a coordinated response to identifying and implementing services for youth that are deemed necessary to stabilize and maintain the youth safely in the community. This is the second year the County is receiving this grant. This year's funding represents a decrease of $136,160 from the previous award.

Hillside is a locally-based nonprofit provider of family-led and child/youth guided behavioral health services. Hillside reaches over 5,000 families annually by providing a full continuum of services including home and community-based preventive services, pre-detention diversion services, non-secure detention, and residential treatment centers.

A request for qualifications was issued for this service and Hillside Children's Center was selected as the most qualified to provide this service.

The specific legislative actions required are:

1. Authorize the County Executive, or her designee, to accept a $236,000 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for Juvenile Reentry Services, for the period of April 1, 2014 through March 31, 2015.

2. Amend the 2014 operating grant budget of the Department of Public Safety, Office of Probation and Community Corrections, by appropriating the sum of $236,000 into fund 9300, funds center 2403010000, Probation Administration.

3. Authorize the County Executive, or her designee, to execute a contract, and any amendments thereto, with Hillside Children's Center, 1183 Monroe Avenue, Rochester, New York 14620, for provision of Juvenile Reentry Services, in the amount of $236,000, for the period of April 1, 2014 through March 31, 2015 with the option to renew for two (2) additional one-year terms.

4. Authorize the County Executive to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Environmental assessments were completed for Juvenile Reentry Services and it was determined that there would be no significant effect on the environment.

This grant is 100% funded by the New York State Division of Criminal Justice Services. No net County support is required in the current Monroe County budget.

Hillside Children's Center is a not-for-profit agency, and the records in the Office of the Monroe County Treasury have indicated that it does not owe any delinquent Monroe County property taxes.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,

Maggie Brooks
County Executive

Office of **the County Executive**

Monroe County, New York

Maggie Brooks
County Executive

Daniel M. DeLaus, Jr.
Deputy County Executive

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WAYS & MEANS

April 4, 2014

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

Subject: Acceptance of a Grant from the New York State Division of Homeland Security and Emergency Services for the FY2013 Tactical Team Grant Program

Honorable Legislators:

This matter is being referred to Your Honorable Body at the request of Sheriff Patrick M. O'Flynn.

I recommend that Your Honorable Body accept a grant from the New York State Division of Homeland Security and Emergency Services, in the amount of $100,000, for the FY2013 Tactical Team Grant Program, for the period of January 7, 2014 through August 31, 2015.

The purpose of this program is to assist The Sheriff's Office with the enhancement of their tactical team regional response capabilities. The grant will pay the costs incurred by the Sheriff's Office for training and equipment. This is the first year the County has received this grant.

The specific legislative actions required are:

1. Authorize the County Executive, or her designee, to accept a $100,000 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Homeland Security and Emergency Services, for the FY2013 Tactical Team Grant Program, for the period of January 7, 2014 through August 31, 2015.

2. Amend the 2014 operating grant budget of the Office of the Sheriff by appropriating the sum of $100,000 into fund 9300, funds center 3803010000, Police Bureau Administration.

3. Authorize the County Executive to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within the grant guidelines to meet contractual commitments.

4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

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

This grant is 100% funded by the Federal Department of Homeland Security Federal Emergency Management (administered by the New York State Division of Homeland Security and Emergency Services). No net County support is required in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,

Maggie Brooks

Maggie Brooks
County Executive

Office of **the County Executive**

Monroe County, New York

Maggie Brooks
County Executive

Daniel M. DeLaus, Jr.
Deputy County Executive

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Committee Assignment
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WAYS & MEANS

April 4, 2014

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

Subject: Acceptance of a Grant from the New York State Office of Indigent Legal Services for the Offices of the Public Defender and the Conflict Defender for the Provision of Indigent Legal Services

Honorable Legislators:

I recommend that Your Honorable Body accept a grant from the New York State Office of Indigent Legal Services, in the amount of $1,592,379, for the Office of the Monroe County Public Defender and the Office of the Monroe County Conflict Defender, for the provision of indigent legal services, for the period of June 1, 2014 through May 31, 2017.

This grant will provide funding for part or all of the salary costs equivalent to three (3) existing and three (3) new full-time positions and the Appeals Backlog Reduction program in the Office of the Monroe County Public Defender. The grant will also provide funding for an Online Counsel Software Voucher System in the Office of the Monroe County Conflict Defender. We have been notified of the funding amounts for the Office of the Monroe County Public Defender, ($1,444,163), and the Office of the Monroe County Conflict Defender, ($148,216) over a three (3) year period. This is the fourth year the County has received this grant. This year's funding represents the same amount as last year.

The specific legislative actions required are:

1. Authorize the County Executive, or her designee, to accept a $1,592,379 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Indigent Legal Services for the Office of the Monroe County Public Defender and the Office of the Monroe County Conflict Defender, for the provision of indigent legal services, for the period of June 1, 2014 through May 31, 2017.

2. Amend the 2014 operating grant budget of the Office of the Public Defender by appropriating the sum of $470,271, into fund 9300, funds center 2601010000, Public Defender Administration.

3. Amend the 2014 operating grant budget of the Department of Public Safety by appropriating the sum of $60,522 into funds 9300, funds center 2402010000, Legal Representation.

4. Authorize the County Executive to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within the grant guidelines to meet contractual commitments.

5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Funding for subsequent years of this grant will be included in future years' budgets.

This grant is 100% funded by the New York State Office of Indigent Legal Services. No net County support is required in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,

Maggie Brooks
County Executive

Office of **the County Executive**

Monroe County, New York

Maggie Brooks
County Executive

Daniel M. DeLaus, Jr.
Deputy County Executive

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TRANSPORTATION -L
WAYS & MEANS

April 4, 2014

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

Subject: Authorize a Contract with Keeler Construction Co., Inc. for Construction Services for the Highway Rehabilitation Program, Pinnacle Road Project in the Town of Henrietta

Honorable Legislators:

I recommend that Your Honorable Body authorize a contract with Keeler Construction Co., Inc., in the amount of $2,353,017.20, for construction services, for the Highway Rehabilitation Program, Pinnacle Road Project in the Town of Henrietta.

This project involves rehabilitation of Pinnacle Road from the Rush-Henrietta town line to Red Lion Road (South). From the Rush-Henrietta town line to the New York State Thruway, the work involves hot in-place recycling of the roadway, topped with a single course asphalt overlay and new shoulders will be constructed with associated open and closed drainage improvements. North of the New York State Thruway to Red Lion South, the existing road will be milled and resurfaced. New pavement markings will also be included throughout the project limits.

The following four (4) bids were received on March 19, 2014:

Keeler Construction Co., Inc.	$2,353,017.20
Sealand Contractors Corp.	$2,369,000.80
Villager Construction, Inc.	$2,524,504.00
Concrete Applied Technologies Corp.	$2,613,848.00

The bids have been reviewed and the Department of Transportation recommends the award of the contract to the lowest responsible bidder, Keeler Construction Co., Inc., in the amount of $2,353,017.20.

The specific legislative action required is to authorize the County Executive, or her designee, to execute a contract with Keeler Construction Co., Inc., 13519 West Lee Road, Albion, New York 14411, in the amount of $2,353,017.20, for construction services, for the Highway Rehabilitation Program, Pinnacle Road Project in the Town of Henrietta, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Environmental assessments were completed for the Highway Rehabilitation Program, Pinnacle Road Project in the Town of Henrietta, and it was determined that there would be no significant effect on the environment.

Funding for this contract, consistent with authorized uses, is included in capital fund 1673 and any capital fund(s) created for the same intended purpose. No additional net County support is required in the current Monroe County budget.

The records in the office of the Monroe County Treasury have indicated that neither Keeler Construction Co., Inc., nor any of its principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firm are:

Mark D. Keeler, President/Treasurer
Thomas B. Keeler, Vice President/Secretary

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,

Maggie Brooks
County Executive

Office of **the County Executive**

Monroe County, New York

Maggie Brooks
County Executive

Daniel M. DeLaus, Jr.
Deputy County Executive

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HUMAN SERVICES -L
WAYS & MEANS

April 4, 2014

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

Subject: Amend Resolution 60 of 2014 to Authorize a Contract with the University of Rochester for the Immunization Action Plan Program

Honorable Legislators:

I recommend that Your Honorable Body amend Resolution 60 of 2014 to authorize a contract with the University of Rochester, in an amount not to exceed $47,000, to provide nursing staff and clinic consulting for the Immunization Action Plan Program, for the period of April 1, 2014 through March 31, 2015, with the option to renew for three (3) additional one-year terms in an amount not to exceed $47,000 annually.

By Resolution 60 of 2014, Your Honorable Body authorized the acceptance of a five-year grant from the New York State Department of Health for the Immunization Action Plan Program. The purpose of this grant is to raise immunization coverage levels for children, adults, high risk and underserved populations; to improve standards of immunization practice at the provider level; to administer the Perinatal Hepatitis B Prevention Program; and to promote participation in the New York State Immunization Information System (NYSIIS). Funds will be used to support administrative services, existing staff positions to run the program and a contract with the University of Rochester to provide nursing staff and clinic consulting in the immunization and outreach clinics.

A request for proposals was issued and the University of Rochester was selected as the most qualified to provide this service.

The specific legislative action required is to amend Resolution 60 of 2014 to authorize the County Executive, or her designee, to execute a contract and any amendments thereto, with the University of Rochester, 601 Elmwood Avenue, Rochester, New York, 14642, to provide nursing staff and clinic consulting for the Immunization Action Plan Program, in an amount not to exceed $47,000, for the period of April 1, 2014 through March 31, 2015, with the option to renew for three (3) additional one-year terms in an amount not to exceed $47,000 annually.

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

Funding for this contract is included in the 2014 operating grant budget of the Department of Public Health, fund 9300, funds center 5802050100, Immunization Action Plan Program. No additional net County support is required in the current Monroe County budget.

The University of Rochester is a not-for-profit entity, and the records in the Office of the Monroe County Treasury have indicated that it does not owe any delinquent Monroe County property taxes.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,

Maggie Brooks
County Executive

Office of **the County Executive**

Monroe County, New York

Maggie Brooks
County Executive

Daniel M. DeLaus, Jr.
Deputy County Executive

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April 4, 2014

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

Subject: Acceptance of a Grant from the United States Department of Housing and Urban Development for the Project to Reunite Families

Honorable Legislators:

I recommend that Your Honorable Body accept a grant from the United States Department of Housing and Urban Development, Supportive Housing Program, in the amount of $52,002, for the Project to Reunite Families, for the period of May 1, 2013 through April 30, 2014.

The purpose of the grant is to assist homeless youth age sixteen to twenty-one (with an emphasis on youth 16 and 17 years old) by locating emergency, short, and long term housing, while providing service coordination to address the underlying causes of homelessness. Participants will be counseled in accessing mainstream supports including educational programs, employment, and preventive services with the goal in every case being to reunite the youth with his/her family when appropriate. This funding will allow the Department of Human Services to support one (1) full-time position in the Emergency Housing Unit. This is the fourth year the County has received this grant. This year's funding represents an increase of $972 from last year.

The specific legislative actions required are:

1. Authorize the County Executive, or her designee, to accept a $52,002 grant from, and to execute a contract and any amendments thereto with, the United States Department of Housing and Urban Development, Supportive Housing Program, for the Project to Reunite Families, for the period of May 1, 2013 through April 30, 2014.

2. Amend the 2014 operating grant budget of the Department of Human Services, Division of Social Services, by appropriating the sum of $52,002 into fund 9300, funds center 5118010000, Project to Reunite Families.

3. Authorize the County Executive to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within the grant guidelines to meet contractual commitments.

4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

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

This grant requires a 25% local match. This funding is included in the 2014 operating budget of the Department of Human Services, fund 9001, funds center 5103040000, Emergency Shelter Program. No additional net County support is required in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,

Maggie Brooks

Maggie Brooks
County Executive

Office of **the County Executive**

Monroe County, New York

Maggie Brooks
County Executive

Daniel M. DeLaus, Jr.
Deputy County Executive

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HUMAN SERVICES -L
WAYS & MEANS

April 4, 2014

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

Subject: Acceptance of a Grant from the United States Department of Housing and Urban Development for the Homeless Youth Project and Authorize a Contract with Hillside Children's Center

Honorable Legislators:

I recommend that Your Honorable Body accept a grant from the United States Department of Housing and Urban Development (HUD), Supportive Housing Program, in the amount of $111,094, for the Homeless Youth Project, and authorize a contract with Hillside Children's Center, in the amount of $103,826, for the period of April 1, 2013 through March 31, 2014.

The purpose of the Homeless Youth Project is to provide homeless youth 16 to 20 years of age, or youth at risk of being homeless, with intensive case management services. Funds support two (2) full-time intensive case managers at Hillside Children's Center's Alternatives for Independent Youth Program and grant administration costs for the Rochester-Monroe County Youth Bureau. Support services to youth include meeting the youth's basic needs, i.e. food, clothing, shelter, and transportation as well as casework and linkages to health care and mental health services. Outcomes of services include access to safe shelter, linkages to job training, employment, General Equivalency Diploma or high school completion and youth discharged to stable living. The Homeless Youth Project began in 1998 with a three-year grant from HUD, a one-year renewal grant in 2001-2002, two (2) three-year grant cycles in 2002-2005 and 2005-2008, a two-year grant cycle in 2008-2010, and a three-year grant cycle in 2010-2013. This will be the seventh award and a one-year renewal grant from HUD. This one-year award represents a $215,957 total grant decrease from the last multi-year cycle.

Please refer to the attached Purchase of Services Information Form for disclosure of information required pursuant to Resolution 223 of 2007 as amended by Resolution 11 of 2008.

The specific legislative actions required are:

1. Authorize the County Executive, or her designee, to accept a $111,094 grant from, and to execute a contract and any amendments thereto with, the United States Department of Housing and Urban Development, for the Homeless Youth Project, for the period of April 1, 2013 through March 31, 2014.

2. Amend the 2014 operating grant budget of the Department of Human Services, Rochester-Monroe County Youth Bureau, by appropriating the sum of $111,094 into fund 9300, funds center 5604010000, HUD Supportive Housing Services Program Grant.

3. Authorize the County Executive, or her designee, to execute a contract, and any amendments thereto, with Hillside Children's Center, 1183 Monroe Avenue, Rochester, New York 14620, for the Homeless Youth Project, in the amount of $103,826, for the period of April 1, 2013 through March 31, 2014.

4. Authorize the County Executive to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within the grant guidelines to meet contractual commitments.

5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

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

This grant is 100% funded by the United States Department of Housing and Urban Development. No net County support is required in the current Monroe County budget.

Hillside Children's Center is a not-for-profit agency, and the records in the office of the Monroe County Treasury have indicated that it does not owe any delinquent Monroe County property taxes.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely

Maggie Brooks
County Executive

PURCHASE OF SERVICES INFORMATION FORM
Per Resolution 223 of 2007 as amended by Resolution 11 of 2008

Acceptance of a Grant from the United States Department of Housing and Urban Development for the Homeless Youth Project and Authorize a Contract with Hillside Children's Center

PROGRAM: HUD Homeless Youth Project - Hillside Children's Center Alternatives for Youth and Emergency Services Program /YHES

CONTRACTOR: Hillside Children's Center, Dennis M. Richardson, President and CEO

PRIMARY OBJECTIVE(S)/ DELIVERABLE(S): Obtain residential stability for older homeless youth ages 16-21.

PRIMARY PERFORMANCE MEASUREMENT/INDICATOR: 75% of the 100 youth involved in the case management will be discharged to safe and stable living.

	2012-2013	2013-2014 Projection
Program Year	4/1/12 – 3/31/13	4/1/13 – 3/31/14
Total # of Participants	174	100
# Successful	72	75
% Successful	41%	75%

2013 Mid Year Performance: _x_ on track to achieve ____ below expectations

OUTCOME ASSESSMENT METHODOLOGY: On going case records record individual service plans, utilizations of program resources i.e. drop in center, emergency beds.

2. PRIMARY OBJECTIVE(S) DELIVERABLE(S): Achieve greater stability for homeless youth.

PRIMARY PERFORMANCE MEASUREMENT/INDICATOR: 70% of youth who have received case management services will be enrolled in school, job training and/or have employment at the time of discharge.

	2012-2013 Projection	2013-2014 Projection
Program Year	4/1/12-3/13/13	4/01/13 – 3/31/14
Total # of Participants	100	100
# Successful	60	70
% Successful	60%	70%

2013 Mid Year Performance: _x_ on track to achieve ____ below expectations

OUTCOME ASSESSMENT METHODOLOGY: On going case records record individual service plans, utilizations of program resources i.e. drop in center, street outreach.

BOARD MEMBERS: Angela B. Pichichero, Roger B. Friedlander, Robert B. Stiles, John E. Van de Wetering, Ph.D., Jose J. Coronas, Dennis M. Richardson, Mark C. Clement, William J. Daniels, Ph.D., Deborah J. Daum, William Goodrich, Kevin N. Hill, Alan Illig, Barbara McManus, Diana L. Nole, Gerard Q. Pierce, Efrain Rivera, Robert C. Tait

SOURCE MATERIAL: HUD APR report (attached)

HUD CoC APR
Annual Performance Report
Question 7

7. HMIS or Comparable Database Data Quality

Total number of records for All Clients	227
Total number of records for Adults Only	174
Total number of records for Unaccompanied Youth	53
Total number of records for Leavers	83

Data Element	Don't Know or Refused	Missing Data
First Name	0	0
Last Name	0	0
SSN	0	0
Date of Birth	0	0
Race	0	0
Ethnicity	0	0
Gender	0	0
Veteran Status	0	0
Disabling Condition	0	0
Residence Prior to Entry	0	0
Zip of Last Permanent Address	0	0
Housing Status (at entry)	0	0
Income (at entry)	0	0
Income (at exit)	0	0
Non-Cash Benefits (at entry)	0	0
Non-Cash Benefits (at exit)	0	0
Physical Disability (at entry)	0	0
Developmental Disability (at entry)	0	0
Chronic Health Condition (at entry)	0	0
HIV / AIDS (at entry)	0	0
Mental Health (at entry)	0	0
Substance Abuse (at entry)	0	0
Domestic Violence (at entry)	0	0
Destination	6	0

HUD CoC APR
Annual Performance Report
Questions 8-9

8. Persons Served During the Operating Year by Type

Number of Persons in Households Served During the Operating Year

	Total	Without Children	With Children and Adults	With Only Children	Unknown HH Type
Adults	**174**	174	0	0	0
Children	**53**	0	0	53	0
Don't Know/Refused	**0**	0	0	0	0
Missing Information	**0**	0	0	0	0
TOTAL	**227**	**174**	**0**	**53**	**0**

Average Number of persons Served Each Night

	Total	Without Children	With Children and Adults	With Only Children	Unknown HH Type
Average Number of Persons	**134.93**	106.75	0	28.18	0

Point-in-Time Count of Persons on the Last Wednesday in

	Total	Without Children	With Children and Adults	With Only Children	Unknown HH Type
January	**142**	109	0	33	0
April	**126**	104	0	22	0
July	**140**	112	0	28	0
October	**136**	104	0	32	0

9. Households Served During the Operating Year

Number of Households Served During the Operating Year

	Total	Without Children	With Children and Adults	With Only Children	Unknown HH Type
Households	**227**	174	0	53	0

Point-in-Time Count of Households Served on the Last Wednesday in

	Total	Without Children	With Children and Adults	With Only Children	Unknown HH Type
January	**142**	109	0	33	0
April	**126**	104	0	22	0
July	**140**	112	0	28	0
October	**136**	104	0	32	0

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Question 12

12. Client Contacts and Engagements

Number of Persons Contacted Rates During the Operating Year

	Total	First contacted at place not meant for human habitation	First contacted at non-housing service site	First contacted at housing location	First contact place was missing
Once	0	0	0	0	0
2-5 Times	0	0	0	0	0
6-9 Times	0	0	0	0	0
10+ Times	0	0	0	0	0
TOTAL	0	0	0	0	0

Number of Persons Engaged by Number of Contacts During the Operating Year

	Total	First contacted at place not meant for human habitation	First contacted at non-housing service site	First contacted at housing location	First contact place was missing
1 Contact	0	0	0	0	0
2-5 Contacts	0	0	0	0	0
6-9 Contacts	0	0	0	0	0
10+ Contacts	0	0	0	0	0
TOTAL	0	0	0	0	0

Rate of Engagement	0	0	0	0	0

HUD CoC APR
Annual Performance Report
Question 15

15a. Gender - Adults

Gender of Adults
Number of Adults in Households

	Total	Without Children	With Children and Adults	Unknown HH Type
Male	73	73	0	0
Female	100	100	0	0
Transgendered	1	1	0	0
Other	0	0	0	0
Don't Know/Refused	0	0	0	0
Information Missing	0	0	0	0
Subtotal	**174**	**174**	**0**	**0**

15b. Gender - Children

Gender of Children
Number of Children in Households

	Total	With Children and Adults	With Only Children	Unknown HH Type
Male	16	0	16	0
Female	37	0	37	0
Transgendered	0	0	0	0
Other	0	0	0	0
Don't Know/Refused	0	0	0	0
Information Missing	0	0	0	0
Subtotal	**53**	**0**	**53**	**0**

15c. Gender - Missing Age

Gender of Persons Missing Age Information
Number of Persons in Households

	Total	Without Children	With Children and Adults	With Only Children	Unknown HH Type
Male	0	0	0	0	0
Female	0	0	0	0	0
Transgendered	0	0	0	0	0
Other	0	0	0	0	0
Don't Know/Refused	0	0	0	0	0
Information Missing	0	0	0	0	0
Subtotal	0	0	0	0	0

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Annual Performance Report
Questions 16-17

16. Age

Age
Number of Persons in Households

	Total	Without Children	With Children and Adults	With Only Children	Unknown HH Type
Under 5	0	0	0	0	0
5 - 12	0	0	0	0	0
13 - 17	53	0	0	53	0
18 - 24	174	174	0	0	0
25 - 34	0	0	0	0	0
35 - 44	0	0	0	0	0
45 - 54	0	0	0	0	0
55 - 61	0	0	0	0	0
62+	0	0	0	0	0
Don't Know/Refused	0	0	0	0	0
Information Missing	0	0	0	0	0
Age Error (Negative Age or 100+)	0	0	0	0	0
Total	**227**	**174**	**0**	**53**	**0**

17a. Ethnicity

Ethnicity
Number of Persons in Households

	Total	Without Children	With Children and Adults	With Only Children	Unknown HH Type
Non-Hispanic/Non-Latino	199	152	0	47	0
Hispanic/Latino	28	22	0	6	0
Don't Know/Refused	0	0	0	0	0
Information Missing	0	0	0	0	0
Total	**227**	**174**	**0**	**53**	**0**

17b. Race

Race
Number of Persons in Households

	Total	Without Children	With Children and Adults	With Only Children	Unknown HH Type
White	76	54	0	22	0
Black or African-American	148	118	0	30	0
Asian	0	0	0	0	0
American Indian or Alaska Native	1	0	0	1	0
Native Hawaiian or Other Pacific Islander	1	1	0	0	0
Multiple Races	1	1	0	0	0
Don't Know/Refused	0	0	0	0	0
Information Missing	0	0	0	0	0
Total	**227**	**174**	**0**	**53**	**0**

HUD CoC APR
Annual Performance Report
Questions 18-19

18a. Physical and Mental Health Types of Conditions at Entry

Known Physical and Mental Health Conditions
Number of Persons in Households

	Total	Without Children	With Children and Adults	With Only Children	Unknown HH Type
Mental Illness	42	35	0	7	0
Alcohol Abuse	2	2	0	0	0
Drug Abuse	2	2	0	0	0
Chronic Health Condition	5	4	0	1	0
HIV/AIDS and Related Diseases	0	0	0	0	0
Developmental Disability	5	5	0	0	0
Physical Disability	8	5	0	3	0

18b. Physical and Mental Health Known Conditions at Entry

Number of Known Conditions
Number of Persons

	Total	Without Children	With Children and Adults	With Only Children	Unknown HH Type
None	171	128	0	43	0
1 Condition	48	39	0	9	0
2 Conditions	6	5	0	1	0
3+ Conditions	2	2	0	0	0
Condition Unknown	0	0	0	0	0
Don't Know / Refused	0	0	0	0	0
Information Missing	0	0	0	0	0
TOTAL:	227	174	0	53	0

19a. Victims of Domestic Violence

Past Domestic Violence Experience
Number of Adults and Unaccompanied Children in Households

	Total	Without Children	With Children and Adults	With Only Children	Unknown HH Type
Yes	22	15	0	7	0
No	205	159	0	46	0
Don't Know/Refused	0	0	0	0	0
Information Missing	0	0	0	0	0
TOTAL	227	174	0	53	0

19b. When Past Domestic Violence Experience Occurred

Number of Adults and Unaccompanied Children in Households

	Total	Without Children	With Children and Adults	With Only Children	Unknown HH Type
Less than 3 Months	1	1	0	0	0
3 to 6 Months Ago	0	0	0	0	0
6 to 12 Months Ago	0	0	0	0	0
More tha a year Ago	0	0	0	0	0
Don't Know/Refused	0	0	0	0	0
Information Missing	21	14	0	7	0
TOTAL	22	15	0	7	0

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Annual Performance Report
Question 20

20a1. Residence Prior to Program Entry - Homeless Situations

Residence Prior to Program Entry - Homeless Situations
Number of Persons in Households

	Total	Without Children	With Children and Adults	With Only Children	Unknown HH Type
Emergency Shelter	57	48	0	9	0
Transitional housing for homeless persons	1	0	0	1	0
Place not meant for habitation	1	1	0	0	0
Safe Haven	0	0	0	0	0
TOTAL	**59**	**49**	**0**	**10**	**0**

20a2. Residence Prior to Program Entry - Institutional Settings

Residence Prior to Program Entry - Institutional Settings
Number of Persons in Households

	Total	Without Children	With Children and Adults	With Only Children	Unknown HH Type
Psychiatric hospital or other psychiatric facility	2	1	0	1	0
Substance abuse treatment facility or detox center	0	0	0	0	0
Hospital (Non-psychiatric)	0	0	0	0	0
Jail, prison , or juvenile detention facility	2	2	0	0	0
Foster Care	3	3	0	0	0
TOTAL	**7**	**6**	**0**	**1**	**0**

20a3. Residence Prior to Program Entry - Other Locations

Residence Prior to Program Entry - Other Locations
Number of Adults and Unaccompanied Youth in Households

	Total	Without Children	With Children and Adults	With Only Children	Unknown HH Type
PSH for Homeless persons	0	0	0	0	0
Owned by Client, no Subsidy	1	1	0	0	0
Owned by Client, with Subsidy	0	0	0	0	0
Rental by Client, no subsidy	6	6	0	0	0
Rental by Client, with VASH Subsidy	1	0	0	1	0
Rental by Client, with other ongoing Subsidy	1	1	0	0	0
Hotel/Motel, Paid by Client	2	2	0	0	0
Staying or Living with Family	83	60	0	23	0
Staying or Living with Friend(s)	67	49	0	18	0
Other	0	0	0	0	0
Don't Know/Refused	0	0	0	0	0
Information Missing	0	0	0	0	0
TOTAL	**161**	**119**	**0**	**42**	**0**

HUD CoC APR
Annual Performance Report
Questions 21-22

21. Veteran Status

Veteran Status
Number of Adults in Households

	Total	Without Children	With Children and Adults	Unknown HH Type
Veteran	0	0	0	0
Not a Veteran	174	174	0	0
Don't Know/Refused	0	0	0	0
Information Missing	0	0	0	0
Total	**174**	**174**	**0**	**0**

22a1. Physical and Mental Health Condition Types at Exit - Leavers

Known Physical and Mental Health Conditions
Leavers - Total Number by Type

	All Persons	Adults	Children	Unknown
Mental Illness	16	12	4	0
Alcohol Abuse	1	1	0	0
Drug Abuse	3	2	1	0
Chronic Health Condition	2	1	1	0
HIV/AIDS and Related Diseases	0	0	0	0
Developmental Disability	2	2	0	0
Physical Disability	5	4	1	0

22a2. Known Physical and Mental Health Condition at Exit - Leavers

Number of Known Conditions
Leavers - Total Number by Type

	All Persons	Adults	Children	Unknown
None	58	43	15	0
1 Condition	18	15	3	0
2 Conditions	6	4	2	0
3+ Conditions	0	0	0	0
Condition Unknown	1	1	0	0
Don't Know / Refused	0	0	0	0
Information Missing	0	0	0	0
TOTAL:	**83**	**63**	**20**	**0**

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Questions 21-22

22b1. Physical and Mental Health Condition Types at Exit – Stayers

Known Physical and Mental Health Conditions
Stayers - Total Number by Type

	All Persons	Adults	Children	Unknown
Mental Illness	33	29	4	0
Alcohol Abuse	1	1	0	0
Drug Abuse	1	1	0	0
Chronic Health Condition	3	3	0	0
HIV/AIDS and Related Diseases	0	0	0	0
Developmental Disability	5	5	0	0
Physical Disability	5	3	2	0

22b2. Known Physical and Mental Health Condition at Exit – Stayers

Number of Known Conditions
Stayers - Total Number by Type

	All Persons	Adults	Children	Unknown
None	102	75	27	0
1 Condition	33	27	6	0
2 Conditions	6	6	0	0
3+ Conditions	2	2	0	0
Condition Unknown	1	1	0	0
Don't Know / Refused	0	0	0	0
Information Missing	0	0	0	0
TOTAL:	144	111	33	0

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Questions 23-24

23. Client Monthly Cash-Income Amount - Adult Leavers

Client Monthly Cash-Income Amount
Number of Adult Leavers

Program Entry	Income at Entry	Income at Exit	Less Income at Exit	Same Income at Exit	More Income at Exit	Unknown Income Change	Average Change ($) Monthly Income per Adult
No Income	34	17		17	17	0	$282.38
$1 - $150	2	0	0	0	2	0	$430.00
$151 - $250	1	3	0	1	0	0	$0.00
$251 - $500	12	19	0	8	4	0	$204.17
$501 - $750	12	13	0	8	4	0	$151.67
$751 - $1,000	2	4	0	0	2	0	$555.00
$1,001 - $1,250	0	2	0	0	0	0	0
$1,251 - $1,500	0	1	0	0	0	0	0
$1,501 - $1,750	0	3	0	0	0	0	0
$1,751 - $2,000	0	1	0	0	0	0	0
$2,001 +	0	0	0	0	0	0	0
Don't Know/Refused	0	0				0	
Missing/No Follow-up	0	0				0	
Total	**63**	**63**	**0**	**34**	**29**	**0**	**$251.44**

24. Client Monthly Cash-Income Amount by Entry and Latest Status

Client Monthly Cash-Income Amount by Entry and Latest Status
Number of Adult Stayers

Program Entry	Income at Entry	Follow-up Total	Less Income at Follow-up	Same Income at Follow-up	More Income at Follow-up	Unknown Income Change	Average Change ($) Monthly Income per Adult
No Income	73	63		62	10	1	$72.67
$1 - $150	2	3	0	2	0	0	$0.00
$151 - $250	2	1	0	1	1	0	$268.00
$251 - $500	20	20	2	15	3	0	$48.20
$501 - $750	9	13	0	7	2	0	$105.00
$751 - $1,000	3	5	0	3	0	0	$0.00
$1,001 - $1,250	2	4	0	2	0	0	$0.00
$1,251 - $1,500	0	1	0	0	0	0	0
$1,501 - $1,750	0	0	0	0	0	0	0
$1,751 - $2,000	0	0	0	0	0	0	0
$2,001 +	0	0	0	0	0	0	0
Don't Know/Refused	0	0				0	
Missing/No Follow-up	0	1				0	
Total	**111**	**111**	**2**	**92**	**16**	**1**	**$69.79**

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Annual Performance Report
Question 25

25a1. Cash Income Types by Exit Status - Leavers

Cash-Income Sources
Type of Cash-Income Sources by Number of Persons - Leavers

	Total	Adults	Children	Age Unknown
Earned Income	21	16	5	0
Unemployment Insurance	1	1	0	0
SSI	19	14	5	0
SSDI	3	3	0	0
Veteran's Disability	0	0	0	0
Private Disability Insurance	0	0	0	0
Worker's Compensation	0	0	0	0
TANF or Equivalent	18	17	1	0
General Assistance	7	6	1	0
Retirement (Social Security)	0	0	0	0
Veteran's Pension	0	0	0	0
Pension from Former Job	0	0	0	0
Child Support	2	1	1	0
Alimony (Spousal Support)	0	0	0	0
Other Source	1	1	0	0
TOTAL	72	59	13	0

25a2. Cash-Income by Exit Status - Leavers

Cash-Income Sources
Number of Cash-Income Sources by Number of Persons - Leavers

	Total	Adults	Children	Age Unknown
No Sources	25	17	8	0
1+ Source(s)	58	46	12	0
Don't Know / Refused	0	0	0	0
Missing this Information	0	0	0	0
TOTAL	83	63	20	0

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Annual Performance Report
Question 25

25b1. Cash-Income Sources - Stayers

Cash-Income Sources
Type of Cash-Income Sources by Number of Persons - Stayers

	Total	Adults	Children	Age Unknown
Earned Income	23	18	5	0
Unemployment Insurance	2	2	0	0
SSI	20	16	4	0
SSDI	1	1	0	0
Veteran's Disability	0	0	0	0
Private Disability Insurance	0	0	0	0
Worker's Compensation	0	0	0	0
TANF or Equivalent	18	14	4	0
General Assistance	5	4	1	0
Retirement (Social Security)	0	0	0	0
Veteran's Pension	0	0	0	0
Pension from Former Job	0	0	0	0
Child Support	1	0	1	0
Alimony (Spousal Support)	0	0	0	0
Other Source	1	1	0	0
TOTAL	71	56	15	0

25b2. Cash Income Number of Sources - Stayers

Cash-Income Sources
Number of Cash-Income Sources by Number of Persons - Stayers

	Total	Adults	Children	Age Unknown
No Sources	83	62	21	0
1+ Source(s)	59	47	12	0
Don't Know / Refused	0	0	0	0
Missing this Information	2	2	0	0
TOTAL	144	111	33	0

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Annual Performance Report
Question 26

26a1. Non-Cash Benefit Types by Exit Status - Leavers

Non-Cash Benefits
Non-Cash Benefits by Number of Persons - Leavers

	Total	Adults	Children	Age Unknown
Supplemental Nutritional Assistance Program	27	24	3	0
MEDICAID Health Insurance	20	17	3	0
MEDICARE Health Insurance	0	0	0	0
State Children's Health Insurance	0	0	0	0
WIC	1	1	0	0
VA Medical Services	0	0	0	0
TANF Child Care Services	0	0	0	0
TANF Transportation Services	0	0	0	0
Other TANF-Funded Services	0	0	0	0
Temporary Rental Assistance	0	0	0	0
Section 8, Public Housing, Rental Assistance	1	1	0	0
Other Source	0	0	0	0
TOTAL	49	43	6	0

26a2. Non-Cash Benefits by Exit Status - Leavers

Client Non-Cash Benefits by Exit Status
Number of Non-Cash Benefits by Number of Persons - Leavers

	Total	Adults	Children	Age Unknown
No Sources	51	35	16	0
1+ Source(s)	32	28	4	0
Don't Know / Refused	0	0	0	0
Missing this Information	0	0	0	0
TOTAL	83	63	20	0

HUD CoC APR
Annual Performance Report
Question 26

26b1. Non-Cash Benefit Sources - Stayers

Non-Cash Benefits
Non-Cash Benefits by Number of Persons - Stayers

	Total	Adults	Children	Age Unknown
Supplemental Nutritional Assistance Program	38	34	4	0
MEDICAID Health Insurance	20	18	2	0
MEDICARE Health Insurance	0	0	0	0
State Children's Health Insurance	0	0	0	0
WIC	1	1	0	0
VA Medical Services	0	0	0	0
TANF Child Care Services	1	1	0	0
TANF Transportation Services	0	0	0	0
Other TANF-Funded Services	1	1	0	0
Temporary Rental Assistance	1	1	0	0
Section 8, Public Housing, Rental Assistance	1	1	0	0
Other Source	0	0	0	0
TOTAL	63	57	6	0

26b2. Number of Non-Cash Benefit Sources - Stayers

Client Non-Cash Benefits by Exit Status
Number of Non-Cash Benefits by Number of Persons - Stayers

	Total	Adults	Children	Age Unknown
No Sources	102	73	29	0
1+ Source(s)	42	38	4	0
Don't Know / Refused	0	0	0	0
Missing this Information	0	0	0	0
TOTAL	144	111	33	0

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Annual Performance Report
Question 27

27. Length of Participation by Exit Status

Length of Participation by Exit Status
Number of Persons

	Total	Leavers	Stayers
Less than 30 days	11	1	10
31 to 60 days	11	0	11
61 to 180 days	72	51	21
181 to 365 days	36	17	19
366 to 730 days (1-2 Yrs)	56	10	46
731 to 1095 days (2-3 Yrs)	27	3	24
1096 to 1460 days (3-4 Yrs)	8	1	7
1461 to 1825 days (4-5 Yrs)	5	0	5
More than 1825 Days (>5 Yrs)	1	0	1
Information Missing	0	0	0
Total	**227**	**83**	**144**

Average and Median Length of Participation in Days

	Average Length	Median Length
Leavers	245	153
Stayers	502	436

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Annual Performance Report
Question 29

29a1. Destination by Household Type and Length of Stay (All Leavers who Stayed More than 90 Days)

Number of Leavers in Households

Permanent Destinations

	Total	Without Children	With Children and Adults	With Only Children	Unknown HH Type
Owned by Client, no Ongoing Subsidy	3	2	0	1	0
Owned by Client, with Ongoing Subsidy	0	0	0	0	0
Rental by Client, no Ongoing subsidy	9	8	0	1	0
Rental by Client, with VASH Subsidy	0	0	0	0	0
Rental by Client, with other Ongoing Subsidy	1	1	0	0	0
PSH for Homeless Persons	2	2	0	0	0
Living with Family, Permanent Tenure	0	0	0	0	0
Living with Friends, Permanent Tenure	0	0	0	0	0
Subtotal	**15**	**13**	**0**	**2**	**0**

Temporary Destinations

Emergency Shelter	4	3	0	1	0
TH for Homeless Persons	0	0	0	0	0
Staying with Family, Temporary Tenure	36	25	0	11	0
Staying with Friends, Temporary Tenure	13	13	0	0	0
Place Not Meant for Human Habitation	0	0	0	0	0
Safe Haven	0	0	0	0	0
Hotel or Motel, Paid by Client	0	0	0	0	0
Subtotal	**53**	**41**	**0**	**12**	**0**

Institutional Settings

Foster Care	0	0	0	0	0
Psychiatric Facility	0	0	0	0	0
Substance Abuse or Detox Facility	0	0	0	0	0
Hospital (non-Psychiatric)	0	0	0	0	0
Jail or Prison	1	1	0	0	0
Subtotal	**1**	**1**	**0**	**0**	**0**

Other Destinations

Deceased	0	0	0	0	0
Other	0	0	0	0	0
Don't Know/Refused	5	1	0	4	0
Information Missing	0	0	0	0	0
Subtotal	**5**	**1**	**0**	**4**	**0**

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Annual Performance Report
Question 29

29a2. Destination by Household Type and Length of Stay (All Leavers who Stayed 90 Days or Less)

Number of Leavers in Households

Permanent Destinations

	Total	Without Children	With Children and Adults	With Only Children	Unknown HH Type
Owned by Client, no Ongoing Subsidy	0	0	0	0	0
Owned by Client, with Ongoing Subsidy	0	0	0	0	0
Rental by Client, no Ongoing subsidy	0	0	0	0	0
Rental by Client, with VASH Subsidy	0	0	0	0	0
Rental by Client, with other Ongoing Subsidy	0	0	0	0	0
PSH for Homeless Persons	0	0	0	0	0
Living with Family, Permanent Tenure	0	0	0	0	0
Living with Friends, Permanent Tenure	0	0	0	0	0
Subtotal	**0**	**0**	**0**	**0**	**0**

Temporary Destinations

Emergency Shelter	0	0	0	0	0
TH for Homeless Persons	0	0	0	0	0
Staying with Family, Temporary Tenure	4	2	0	2	0
Staying with Friends, Temporary Tenure	4	4	0	0	0
Place Not Meant for Human Habitation	0	0	0	0	0
Safe Haven	0	0	0	0	0
Hotel or Motel, Paid by Client	0	0	0	0	0
Subtotal	**8**	**6**	**0**	**2**	**0**

Institutional Settings

Foster Care	0	0	0	0	0
Psychiatric Facility	0	0	0	0	0
Substance Abuse or Detox Facility	0	0	0	0	0
Hospital (non-Psychiatric)	0	0	0	0	0
Jail or Prison	0	0	0	0	0
Subtotal	**0**	**0**	**0**	**0**	**0**

Other Destinations

Deceased	0	0	0	0	0
Other	0	0	0	0	0
Don't Know/Refused	1	1	0	0	0
Information Missing	0	0	0	0	0
Subtotal	**1**	**1**	**0**	**0**	**0**

HUD CoC APR
Annual Performance Report
Question 36

36a. Permanent Housing Programs

Performance Measure	Exhibit 2 Target # of persons who were expected to accomplish this measure	Exhibit 2 Target % of persons who were expected to accomplish this measure	Actual # of person in the program for whom the measure is appropriate	Actual # of persons who accomplished this measure	Actual % of persons who accomplished this measure	% Difference between Exhibit 2 Target and Actual Performance
1. Housing Stability Measure			0	0	0.00%	
2a. Total Income Measure			0	0	0.00%	
2b. Earned Income Measure			0	0	0.00%	

36b. Transitional Housing Programs

Performance Measure	Exhibit 2 Target # of persons who were expected to accomplish this measure	Exhibit 2 Target % of persons who were expected to accomplish this measure	Actual # of person in the program for whom the measure is appropriate	Actual # of persons who accomplished this measure	Actual % of persons who accomplished this measure	% Difference between Exhibit 2 Target and Actual Performance
1. Housing Stability Measure			0	0	0.00%	
2a. Total Income Measure			0	0	0.00%	
2b. Earned Income Measure			0	0	0.00%	

36c. Street Outreach Programs

Performance Measure	Exhibit 2 Target # of persons who were expected to accomplish this measure	Exhibit 2 Target % of persons who were expected to accomplish this measure	Actual # of person in the program for whom the measure is appropriate	Actual # of persons who accomplished this measure	Actual % of persons who accomplished this measure	% Difference between Exhibit 2 Target and Actual Performance
1. Housing Stability Measure			0	0	0.00%	
2a. Physical Disability			0	0	0.00%	
2b. Developmental Disability			0	0	0.00%	
2c. Chronic Health			0	0	0.00%	
2d. HIV/AIDS			0	0	0.00%	
2e. Mental Health			0	0	0.00%	
2f. Substance Abuse			0	0	0.00%	

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Question 36

36d. Supportive Services Only (SSO) Programs

Performance Measure	Exhibit 2 Target # of persons who were expected to accomplish this measure	Exhibit 2 Target % of persons who were expected to accomplish this measure	Actual # of person in the program for whom the measure is appropriate	Actual # of persons who accomplished this measure	Actual % of persons who accomplished this measure	% Difference between Exhibit 2 Target and Actual Performance
1. Housing Stability Measure			83	15	18.07%	
2a. Total Income Measure			174	45	25.86%	
2b. Earned Income Measure			174	10	5.75%	

36e. Safe Haven Programs

Performance Measure	Exhibit 2 Target # of persons who were expected to accomplish this measure	Exhibit 2 Target % of persons who were expected to accomplish this measure	Actual # of person in the program for whom the measure is appropriate	Actual # of persons who accomplished this measure	Actual % of persons who accomplished this measure	% Difference between Exhibit 2 Target and Actual Performance
1. Housing Stability Measure			0	0	0.00%	
2a. Total Income Measure			0	0	0.00%	

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Annual Performance Report
Additional Information

User Prompt Field	Value(s) Selected
1. Select Provider Group(s):	-None Selected-
1. Select Provider(s):	-None Selected-; Hillside AIYES: Case Management(237)
2. Enter Start Date:	4/1/2012
3. Enter End Date PLUS 1 Day:	4/1/2013
4. Select Entry Type:	HUD
5. Enter Adult Age:	18
EDA Provider	-Default Provider-
Enter Effective Date	4/1/2013
Is using the Disability Determination field part of your workflow for HUD reporting?	Yes
Is using the Receiving Income Source field part of your workflow for HUD reporting?	Yes
Is using the Receiving Benefit field part of your workflow for HUD reporting?	Yes

Provider Reporting Information	Client Count Based on Uid	Unduplicated Count
Hillside AIYES: Case Management(237)	227	227

Additional Information
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Office of **the County Executive**

Monroe County, New York

Maggie Brooks
County Executive

Daniel M. DeLaus, Jr.
Deputy County Executive

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April 4, 2014

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

Subject: Authorize a Contract with CHA Consulting, Inc., for Design Services for the Extend Taxiway E to Runway 10 Threshold Project at the Greater Rochester International Airport

Honorable Legislators:

I recommend that Your Honorable Body authorize a contract with CHA Consulting, Inc., in the amount of $160,000, for design services, for the Extend Taxiway E to Runway 10 Threshold Project at the Greater Rochester International Airport.

This project will improve airfield safety with the construction of 1,000 feet of new 75 feet wide asphalt pavement which is an extension of Taxiway E from Runway 4-22 to the Runway 10 Threshold. The project is shown on the approved Airport Layout Plan and several projects have been completed over the past thirteen years to prepare for this new taxiway. The project work includes earthwork, drainage improvements, crushed stone subgrade, asphalt pavement, airfield lighting, and pavement markings.

This project will be funded by a Federal Aviation Administration grant of 90%, a New York State Department of Transportation grant of 5%, and a local share of 5%.

The Department of Aviation recommends authorization of a contract with CHA Consulting, Inc., a designated airport consultant per Resolution 241 of 2011, to provide design services for the Extend Taxiway E to Runway 10 Threshold Project in the amount of $160,000.

The specific legislative action required is to authorize the County Executive, or her designee, to execute a contract with CHA Consulting, Inc., 16 Main Street West, Suite 830, Rochester, New York 14614, for design services, for the Extend Taxiway E to Runway 10 Threshold Project at the Greater Rochester International Airport, in the amount of $160,000, along with any amendments necessary to complete the project within the total capital fund(s) appropriation.

Environmental assessments were completed for the Extend Taxiway E to Runway 10 Threshold Project and it was determined that there would be no significant effect on the environment.

Funding for the design portion of this project, consistent with authorized uses, is included in capital fund 1690 and any capital fund(s) created for the same intended purpose. The local funding for this project will ultimately be provided by the Monroe County Airport Authority from Airport generated revenues. No additional net County support is required in the current Monroe County budget.

The records in the Office of the Monroe County Treasury have indicated that neither CHA Consulting, Inc., nor any of its executive officers, owe any delinquent Monroe County property taxes. The executive officers of the firm are:

Rodney A. Bascom, President and Chief Operating Officer
Dom M. Bernardo, Executive Vice President and Chief Financial Officer
William S. Lucarelli, Executive Vice President
Michael A. Platt, Executive Vice President, General Counsel and Secretary
Raymond L. Rudolph, Jr., Chief Executive Officer
John Sobiech, Executive Vice President

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,

Maggie Brooks
County Executive

Office of **the County Executive**

Monroe County, New York

Maggie Brooks
County Executive

Daniel M. DeLaus, Jr.
Deputy County Executive

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April 4, 2014

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

Subject: Authorize a Contract with Jay A. Supnick, Ph.D., for Pre-Employment Psychological Evaluations for Police Officer Candidates in Monroe County Towns and Villages

Honorable Legislators:

I recommend that Your Honorable Body authorize a contract with Jay A. Supnick, Ph.D., in an amount not to exceed $15,000, for pre-employment psychological evaluations for Police Officer candidates in Monroe County Towns and Villages, for the period of January 1, 2013 through December 31, 2013, with the option to renew for two (2) additional one-year terms.

Dr. Supnick will perform pre-employment psychological evaluations for Police Officer candidates in the various Monroe County towns and villages.

A request for proposals was issued for this service, with Dr. Supnick the sole responder.

The specific legislative action required is to authorize the County Executive, or her designee, to execute a contract, and any amendments thereto, with Jay A. Supnick, Ph.D., 448 White Spruce Boulevard, Rochester, New York 14623, in the amount of $15,000, for pre-employment psychological evaluations for Police Officer candidates in the various Monroe County towns and villages, for the period of January 1, 2013 through December 31, 2013, with the option to renew for two (2) additional one-year terms.

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

Funding for this contract is included in the 2013 operating budget of the Department of Human Resources, fund 9001, funds center 1701010000, and will be requested in future years budgets. No additional net County support is required in the current Monroe County budget.

The records in the Office of the Monroe County Treasury have indicated that Jay A. Supnick, Ph.D., does not owe any delinquent Monroe County property taxes.

I recommend that this matter be referred to the appropriate committee(s) for a favorable action by Your Honorable Body.

Sincerely,

Maggie Brooks
County Executive

Office of **the County Executive**

Monroe County, New York

Maggie Brooks
County Executive

Daniel M. DeLaus, Jr.
Deputy County Executive

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April 4, 2014

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

Subject: Publication of Unpaid Taxes

Honorable Legislators:

I recommend that Your Honorable Body, in accordance with Section 18 of the Monroe County Tax Act, authorize the County Treasurer to publish in The Daily Record the list of lands with unpaid taxes and to charge a fee of $7.00 to cover the cost of the publications, which will be added to the unpaid amounts due for such parcel. In addition, I will direct the Department of Communications to post the list of lands with unpaid taxes on the County's website (www.monroecounty.gov), and notice thereof will be provided to the local news media.

To comply with the provisions of Section 18, a list of lands charged with unpaid taxes must be published and printed annually. Such publication should take place on August 15, 2014, together with a notice that each tax sale certificate will be sold on August 20, 2014 in the County Treasury. In addition to the publication of the list of lands, a notice of said publication calling the attention of the public and all persons interested that a list of lands charged with unpaid taxes will be available and the notice shall be published in The Rochester Business Journal for four (4) consecutive weeks and in The Daily Record for thirty (30) days prior to August 1.

The specific legislative action required is to direct the County Treasurer to publish in The Daily Record the list of lands charged with unpaid taxes, and the notice of publication of the list in both The Daily Record and The Rochester Business Journal, and to authorize the charge of $7.00 per parcel for such publications.

An environmental assessment was completed for the "Publication of Unpaid Taxes" and it was determined that there would be no significant effect on the environment.

Funding is included in the 2014 operating budget of the Department of Finance, fund 9001, funds center 1205010000, Treasury. No additional net County support is required in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,

Maggie Brooks
County Executive

Office of **the County Executive**

Monroe County, New York

Maggie Brooks
County Executive

Daniel M. DeLaus, Jr.
Deputy County Executive

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April 4, 2014

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

Subject: Erroneous Assessment - Refunds

Honorable Legislators:

I recommend that Your Honorable Body approve the refund and levy of certain Monroe County taxes in the Towns of Clarkson and Gates as per the attached list prepared by the Department of Finance, Real Property Tax Services.

The refunds are requested because of a clerical error as described by statute.

The specific legislative action required is approval of the taxpayers' applications.

No additional net County support is required in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,

Maggie Brooks

Maggie Brooks
County Executive

Listed below is pertinent information from an application for the refund of property taxes. The Real Property Tax Service Agency has the original application and support material available for review if needed. I am recommending the correction and refund of these Monroe County taxes because the same is erroneous. Listed below is the applicant's name, address, property location, tax year(s), tax account number, refund amount and reason for correction.

Town of Clarkson: Stiles Veterans Legacy Trust, 36 Underwood Avenue, Hilton, NY 14468 (property location: 1363 Roosevelt Highway). Tax Account No. 030.02-2-13.4 requires a $4,697.76 refund for tax year 2014. Veterans, Limited Income and Enhanced Star Exemptions were omitted from the final assessment roll in error.

Town of Gates: Wegmans Food Markets, Inc., P.O. Box 24470, Rochester, NY 14624 (property location: 1500 Brooks Avenue). Tax Account No. 134.08-1-85 requires a $41,145.06 refund for tax year 2012, a $63,556.58 refund for tax year 2013, a $74,957.49 refund for tax year 2014. Pure Waters Capital and O/M charges need to be partially cancelled due to the fact that a portion of the water consumed is used in the production of product and cooling towers.

The necessary procedure to be followed by the Monroe County Legislature regarding this refund is for that body, by resolution, to approve this application, to authorize and direct the Controller to draw an order on the Director of Finance payable from the Erroneous Assessment Account for the heretofore stated sums and to authorize and direct the County Director of Real Property Tax Services to mail a duplicate copy of the approved application to said taxpayer.

Office of **the County Executive**

Monroe County, New York

Maggie Brooks
County Executive

Daniel M. DeLaus, Jr.
Deputy County Executive

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April 4, 2014

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

Subject: Erroneous Assessment - Correction and Cancellation

Honorable Legislators:

I recommend that Your Honorable Body approve the correction and cancellation of certain Monroe County taxes in the Town of Penfield as per the attached list prepared by the Department of Finance, Real Property Tax Services.

The correction and cancellation are requested because of clerical errors as described by statute.

The specific legislative action required is approval of the taxpayer's application.

No additional net County support is required in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,

Maggie Brooks
County Executive

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Listed below is pertinent information from applications for corrected tax roll. Real Property Tax Service Agency has the original applications and support material available for review if needed. The Real Property Tax Director is recommending the correction and cancellation of certain Monroe County taxes because the same are erroneous.

The tax account hereinafter set forth lists the tax account number, applicant owner, property location, tax year(s), amount of taxes currently due, amount of corrected taxes, amount of taxes to be cancelled and the reason for their correction.

Town of Penfield: Tax Account No. 109.05-3-39, Beacon Hills Homeowners Association, Att: Crofton Assoc., 111 Marsh Rd., Pittsford, NY 14534. **Property Location:** 140 Blue Ridge Rd. **Tax Year:** 2014 **Amount of Taxes Currently Due:** $22,799.77. **Amount of Corrected Taxes Due**: $17,771.21. **Amount of Taxes to be Cancelled:** $5,028.56. There was a leak in one of their water lines and the water drained into the storm sewer and was not treated, thus a partial cancellation is necessary.

Office of **the County Executive**

Monroe County, New York

Maggie Brooks
County Executive

Daniel M. DeLaus, Jr.
Deputy County Executive

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April 4, 2014

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

Subject: Authorize the Issuance of Refunding Bonds

Honorable Legislators:

I am recommending that Your Honorable Body authorize the issuance of refunding bonds in a total amount not to exceed $9 million with the proceeds to be used to pay the remaining debt service costs associated with the Public Stadium Bonds-1999 issue. The potential savings to Monroe County taxpayers of this action are significant.

Recent conditions in the bond market offer the potential for significant savings to taxpayers if the County refinances all or a portion of the outstanding balance of these bond issues by issuing refunding bonds. This would have the effect of reducing the interest cost of the original bond issue since the refunding bond issue would incur a lower interest cost and therefore result in lower debt service cost.

While the exact amount of savings cannot be determined until the interest rates for the refunding bonds are set, it is anticipated that the present value savings is estimated to be in excess of $1 million over the remaining life of the bond issue.

The specific legislative action required is to authorize the issuance of refunding bonds in a total amount not to exceed $9 million.

Environmental assessments were completed for the Issuance of Refunding Bonds and it was determined that there would be no significant effect on the environment

No additional net County support is required in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,

Maggie Brooks
County Executive

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Monroe County, New York

Maggie Brooks
County Executive

Daniel M. DeLaus, Jr.
Deputy County Executive

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April 4, 2014

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

Subject: Authorization to Settle Lawsuit, entitled "Frank Sterling V. County of Monroe, *et. al.*," and Authorize Financing

Honorable Legislators:

I recommend that Your Honorable Body authorize a settlement in the amount of $7,055,000 in an action brought against the County of Monroe by Frank Sterling, and authorize financing for the settlement in the amount of $7,500,000.

The Sterling lawsuit arises out of damages sustained by the plaintiff as a result of his arrest on July 10, 1991, by Monroe County Deputy Sheriff Investigators, and his conviction and subsequent incarceration for almost 19 years.

The specific legislative actions required are:

1. Authorize financing for the settlement of the Sterling lawsuit in the amount of $7,500,000.

2. Authorize the settlement of the Sterling lawsuit for $7,055,000.

3. Authorize the County Executive, or her designee, to execute and deliver any and all documents necessary to effectuate such settlement.

Funding for this settlement will be included in the Risk Management Fund pursuant to the financing authorization requested. No additional net County support is required in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body. I request that the Sterling lawsuit referral be considered in Executive Session, pursuant to the Public Officer's Law.

Sincerely,

Maggie Brooks
County Executive

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Office of **the County Executive**

Monroe County, New York

Maggie Brooks
County Executive

Daniel M. DeLaus, Jr.
Deputy County Executive

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April 4, 2014

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

Subject: Authorization to Advertise for Bids for the Morgan Road Culvert over Mill Creek Project in the Town of Chili

Honorable Legislators:

I recommend that Your Honorable Body authorize the Department of Transportation to advertise for bids for the Morgan Road Culvert over Mill Creek project in the Town of Chili.

This project involves the rehabilitation of the existing culvert located on Morgan Road just east of Wheatland Center Road. The work includes relining the existing culvert with a smooth concrete lining, installation of medium stone fill scour protection and installation of grouted stone rip rap above the culvert for embankment stabilization.

Plans, specifications and cost estimates have been prepared and the Department of Transportation is ready to advertise for bids. Public outreach consisted of a newsletter that was mailed to area residents and public officials in September 2013. The total anticipated construction cost is $104,000, which includes the following estimated amounts:

Construction Cost	$ 85,000
Construction Supervision	15,000
Contingency	4,000
Total	$104,000

The specific legislative action required is to authorize the Department of Transportation to advertise for bids for the Morgan Road Culvert over Mill Creek project in the Town of Chili.

Environmental assessments were completed for the Morgan Road Culvert over Mill Creek project, and it was determined that there would be no significant effect on the environment.

Funding for this project, consistent with authorized uses, is included in capital fund 1701 and any capital fund(s) created for the same intended purpose. No additional net County support is required in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,

Maggie Brooks
County Executive

Office of **the County Executive**
Monroe County, New York

Maggie Brooks
County Executive

Daniel M. DeLaus, Jr.
Deputy County Executive

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AGENDA/CHARTER

April 4, 2014

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

Subject: Confirmation of Appointment to the Monroe County Board of Health

Honorable Legislators:

In accordance with Section C6-12(J) of the Monroe County Charter, I hereby submit to Your Honorable Body for your confirmation, the appointment of Jeremy Akbar Cooney to serve on the Monroe County Board of Health.

Mr. Cooney will fill the unexpired term of the vacant City of Rochester, Mayor's office representative that currently exists on this board. He resides at 47 Menlo Place, Rochester, New York 14620. His appointment has been recommended by Mayor Lovely A. Warren. Mr. Cooney's appointment will be effective immediately and expire on August 31, 2016.

The specific legislative action required is to confirm the appointment of Mr. Jeremy Akbar Cooney to the Monroe County Board of Health, in accordance with Section C6-12(J) of the Monroe County Charter, for a term to begin immediately and expire on August 31, 2016.

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

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,

Maggie Brooks
County Executive

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JEREMY AKBAR COONEY

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PROFESSIONAL EXPERIENCE

Mayor's Office, City of Rochester, Rochester, NY
Chief of Staff, January 2014 – Present
• Serve as senior advisor to the mayor, manage inter-government relations, and provide oversight of the Rochester Public Library system and Department of Recreation & Youth Services.

YMCA of Greater Rochester, Rochester, NY
Vice President of Development, May 2011 – December 2013
• Led and managed a team of 10 development professionals in annual giving, grant writing, major and planned gifts, and government relations.

Ward Greenberg Heller & Reidy, LLP, Rochester, NY
Associate Attorney, September 2010 – February 2011
• Researched legal issues on complex insurance allocation schemes and mass torts, drafted motions and correspondence.

Featherstonhaugh, Wiley & Clyne, LLP, Albany, NY
Lobbying Intern, January 2010 – June 2010
• Lobbied members of the state legislature, organized legislative fundraisers, regularly attended legislative committee hearings.

Greenberg Traurig, LLP, Albany, NY/New York, NY
Summer Associate, Summer 2009
• Researched legislative issues and drafted legal documents to shareholders and clients, rotated among litigation, government affairs, and health care practice groups.

New York Governor's Counsel's Office, State of New York, Albany, NY
Legal Intern, Summer 2008
• Researched legal issues and detailed legislative histories, drafted memoranda and portions of the Governor's program bills, participated in legislative negotiations, met with members of the state legislature and with lobbyists.

Hobart and William Smith Colleges, Office of the President: Division of Institutional Advancement, Geneva, NY
Manager for Campaign Leadership, August 2005 – August 2007
• Developed communications strategy with President Mark Gearan for public launch of capital campaign, recruited and managed campaign volunteers, solicited prospects for campaign gifts, undertook aggressive national travel schedule.

The Hon. Louise M. Slaughter, United States Congress, Washington D.C./WNY
Staff Assistant, June 2004 – August 2005
• Served as personal aide, primary contact for constituent services, and regional press contact for the Congresswoman.

EDUCATION

Albany Law School, Albany, NY
Juris Doctor, May 2010
- Cum laude; Dean's List (Fall 2008, Spring 2009, Fall 2009, Spring 2010); Justinian Honor Society
- Executive Editor for Symposia, ALBANY LAW REVIEW
- Class President, September 2007 (elected); April 2008 (re-elected); April 2009 (re-elected)
- Trustee, Board of Trustees, Albany Law School (appointed September 2009)

Hobart College, Geneva, NY
Bachelor of Arts in Public Policy Studies (with honors), May 2004
- Cum laude; Dean's List Scholar
- Student Body President, 2003 – 2004

ACHIEVEMENTS /CIVIC ENGAGEMENT

- Eagle Scout with Bronze Palm (BSA), 2000
- Forty Under 40 Business Leader (RBJ), 2011
- Chair, New York State Young Leaders Congress (Appointed by Governor Paterson January 1, 2009)
- Board Member, Rochester Area Community Foundation, March 2011-Present
- Board Member, Episcopal Senior Life Communities, January 2011-Present
- Board Member, Hochstein School of Music & Dance, January 2011-Present
- Board Member, Delphi Drug & Alcohol Council, January 2011-December 2013