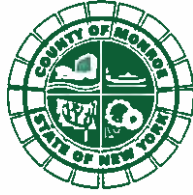


*Monroe County
Clerk of the Legislature*

*Jamie L. Slocum
Clerk*



*Heather D. Halstead
Deputy Clerk*

*David Grant
Assistant Deputy Clerk*

MEMORANDUM

TO: Legislators, Directors, Staff and Media
FROM: Jamie L. Slocum, Clerk of the Legislature *JS*
DATE: July 28, 2014
RE: Matters of Importance – File Nos. 14-0240-14-0242

-
- 14-0240 –** Amend an Increase and Improvement of Facilities in the Rochester Pure Waters District – Fleet Center Improvements, the 2014-2019 Capital Improvement Program, the 2014 Capital Budget and Resolution 117 of 2014; and Authorize Financing and Acceptance of an Incentive Award from the New York State Energy Research and Development Corporation, for the Fleet Center Improvements Project – As A Matter of Importance – County Executive Maggie Brooks
- 14-0241 –** Amend an Increase and Improvement of Facilities in the Rochester Pure Waters District – Fleet Center Improvements, the 2014-2019 Capital Improvement Program, the 2014 Capital Budget and Resolution 117 of 2014; and Authorize Financing and Acceptance of an Incentive Award from the New York State Energy Research and Development Corporation, for the Fleet Center Improvements Project – As A Matter of Importance – County Executive Maggie Brooks
- 14-0242 –** Amend the 2014 Capital Budget and Bond Resolution 141 of 2014 to Provide an Increase in Funding for Construction Services for the “Long Pond Road V Improvement” Project in the Town of Greece – As A Matter of Importance – County Executive Maggie Brooks

These referrals were not made to committee at the preceding meeting of the Legislature on July 8, 2014, but have been determined by President Jeffrey R. Adair to be of sufficient importance to warrant referral between Legislative meetings, pursuant to Sections 545-24 (C) of the Rules of the Monroe County Legislature.

Attachment.

*407 County Office Building • 39 West Main Street • Rochester, New York 14614
Phone: (585) 753-1950 • Fax: (585) 753-1932*



Office of the County Executive

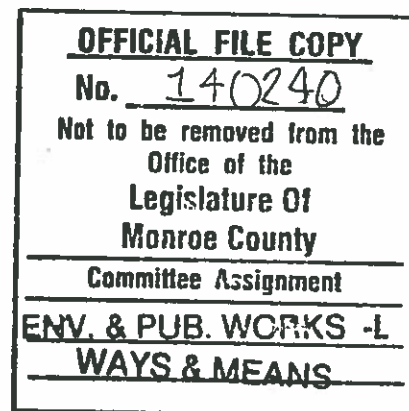
Monroe County, New York

Maggie Brooks
County Executive

Daniel M. DeLaus, Jr.
Deputy County Executive

July 25, 2014

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



Subject: Amend an Increase and Improvement of Facilities in the Rochester Pure Waters District – Fleet Center Improvements, the 2014-2019 Capital Improvement Program, the 2014 Capital Budget and Resolution 117 of 2014; and Authorize Financing and Acceptance of an Incentive Award from the New York State Energy Research and Development Corporation, for the Fleet Center Improvements Project

Honorable Legislators:

I recommend that Your Honorable Body amend an Increase and Improvement of Facilities in the Rochester Pure Waters District (District) consisting of a capital project entitled “Fleet Center Improvements,” the 2014-2019 Capital Improvement Program, the 2014 Capital Budget and Resolution 117 of 2014; and authorize financing and acceptance of an incentive award from the New York State Energy Research and Development Corporation, for the “Fleet Center Improvements” project.

By Resolutions 112, 114, 116, 117, 118 and 119 of 2014 Your Honorable Body approved an Increase and Improvement of Facilities in the District, in the total amount of \$9,210,000, comprised of the “Frank E. Van Lare Thickener Improvements Phase II” project (\$1,885,000), the “Lake & Merrill Pump Station Improvements” project (\$900,000), the “Frank E. Van Lare Maintenance Center” project (\$1,325,000), the “Fleet Center Improvements” project (\$1,900,000), the “Frank E. Van Lare Influent Sewer Rehabilitation” project (\$1,200,000) and the “General Collection System and Treatment Plant Improvements” project (\$2,300,000).

The Fleet Center Improvements project includes phased improvements to various Fleet Center infrastructure and building systems including the planning, design and construction of a Monroe County Pure Waters operations facility to house sewer system operations & maintenance staff, shop space, locker rooms and equipment (presently located at 444 East Henrietta Road); a Monroe County Sheriff’s secured storage garage; and general site improvement including: roadways, parking, drainage and lighting. This project is included in the County’s current Capital Improvement Program as follows:

1 st Year Authorization (2014)	\$1,900,000
2 nd Year Authorization (2015)	\$3,800,000
3 rd Year Authorization (2016)	\$3,800,000
Total	\$9,500,000

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The District desires to advance the total funding for the improvements and complete construction of the entire project in 2015. The District has also revised the estimated cost of the project based on an updated scope of work. It is therefore necessary to shift the remaining funding for the project into the 2014 Capital Budget; increase the total amount of funding for the project; and authorize additional financing for the project.

The necessary total funding to complete the improvements is \$13,000,000. Previously, under Resolution 117 of 2014, \$1.9 million of cash capital was allocated to fund a portion of the project. Therefore, it is necessary to adopt a bond resolution authorizing issuance of \$11,100,000 in bonds to finance the remainder of the project cost. The actual debt service obligation for the project as projected in future years could potentially result in an increase of \$6.80 to the future annual charges of the average District ratepayer. However, the actual impact is typically reduced through retirement of previous debt and other offsets to the District's capital charge levy. Based on an average water consumption of 60,000 gallons and an assessed valuation of \$65,300, the total annual charge for both operation & maintenance and capital to the typical District ratepayer in 2014 is \$235.70.

Portions of the project may become eligible for financing through the New York State Water Pollution Control Revolving Loan Fund (SRF). It is therefore requested that the County have the ability to submit applications and take any necessary steps to utilize this financing vehicle if it becomes available.

A New York State Consolidate Funding Application was submitted and the project was determined to be eligible to participate in the New York State Energy Research and Development Authority's (NYSERDA) New Construction Program for energy saving incentives. The estimated value of the incentives for the project is in an amount not to exceed \$15,000.

The specific legislative actions required are:

1. Hold a Public Hearing for the proposed maximum amount to be expended for an "Increase and Improvement of Facilities in the Rochester Pure Waters District."
2. Following the Public Hearing, adopt a resolution approving the "Increase and Improvement of Facilities in the Rochester Pure Waters District" at the maximum amount to be expended.
3. Amend the 2014-2019 Capital Improvement Program to move funding from 2015 and 2016, in the amount of \$7,600,000, to 2014, and increase the funding, in the amount of \$3,500,000 from \$7,600,000 to \$11,100,000.
4. Amend the 2014 Capital Budget to increase funding for the "Fleet Center Improvements" project, in the amount of \$11,100,000 from \$1,900,000 to \$13,000,000, for a total project authorization of \$13,000,000.
5. Amend Resolution 117 of 2014 to authorize a total project authorization of \$13,000,000 to finance the "Fleet Center Improvements" project, subject to the approval of the State Comptroller, if required, to be funded by the issuance of \$11,100,000 of bonds and \$1,900,000 from available funds (capital fund 1726).

6. Authorize filing of applications and execution of Project Financing Agreements and any other necessary documents by the County Executive or the Director of Finance – Chief Financial Officer, as appropriate, for participation in the New York State Water Pollution Control Revolving Loan Fund (SRF) under the applicable laws of New York State to finance all or a portion of the project.
7. Authorize the County Executive, or her designee, to accept an incentive award from, and to execute a contract any amendments thereto, with the New York State Energy Research and Development Authority, for the New Construction Program, in an amount not to exceed \$15,000, for the “Fleet Center Improvements” project.

Environmental assessments were completed for the “Fleet Center Improvements” project, and it was determined that there would be no significant effect on the environment.

The user fees are revenue generating to the Rochester Pure Waters District. The other Monroe County Pure Waters Districts and County Departments making use of the Fleet Center shall be charged for their appropriate share of the debt service in future Monroe County budgets. 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

July 25, 2014

To The Administrative Board of the
Rochester Pure Waters District
407 County Office Building
Rochester, New York 14614

OFFICIAL FILE COPY
No. <u>140241</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
PURE WATER ADM BRD

Subject: Amend an Increase and Improvement of Facilities in the Rochester Pure Waters District – Fleet Center Improvements, the 2014-2019 Capital Improvement Program, the 2014 Capital Budget and Resolution 117 of 2014; and Authorize Financing and Acceptance of an Incentive Award from the New York State Energy Research and Development Corporation, for the Fleet Center Improvements Project

Honorable Legislators:

I recommend that the Administrative Board of the Rochester Pure Waters District amend an Increase and Improvement of Facilities in the Rochester Pure Waters District (District) consisting of a capital project entitled “Fleet Center Improvements,” the 2014-2019 Capital Improvement Program, the 2014 Capital Budget and Resolution 117 of 2014; and authorize financing and acceptance of an incentive award from the New York State Energy Research and Development Corporation, for the “Fleet Center Improvements” project.

By Resolutions 112, 114, 116, 117, 118 and 119 of 2014, the Monroe County Legislature approved an Increase and Improvement of Facilities in the District, in the total amount of \$9,210,000, comprised of the “Frank E. Van Lare Thickener Improvements Phase II” project (\$1,885,000), the “Lake & Merrill Pump Station Improvements” project (\$900,000), the “Frank E. Van Lare Maintenance Center” project (\$1,325,000), the “Fleet Center Improvements” project (\$1,900,000), the “Frank E. Van Lare Influent Sewer Rehabilitation” project (\$1,200,000) and the “General Collection System and Treatment Plant Improvements” project (\$2,300,000).

The Fleet Center Improvements project includes phased improvements to various Fleet Center infrastructure and building systems including the planning, design and construction of a Monroe County Pure Waters operations facility to house sewer system operations & maintenance staff, shop space, locker rooms and equipment (presently located at 444 East Henrietta Road); a Monroe County Sheriffs secured storage garage; and general site improvement including: roadways, parking, drainage and lighting. This project is included in the County’s current Capital Improvement Program as follows:

1 st Year Authorization (2014)	\$1,900,000
2 nd Year Authorization (2015)	\$3,800,000
<u>3rd Year Authorization (2016)</u>	<u>\$3,800,000</u>
Total	\$9,500,000

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The District desires to advance the total funding for the improvements and complete construction of the entire project in 2015. The District has also revised the estimated cost of the project based on an updated scope of work. It is therefore necessary to shift the remaining funding for the project into the 2014 Capital Budget; increase the total amount of funding for the project; and authorize additional financing for the project.

The necessary total funding to complete the improvements is \$13,000,000. Previously, under Resolution 117 of 2014, \$1.9 million of cash capital was allocated to fund a portion of the project. Therefore, it is necessary to adopt a bond resolution authorizing issuance of \$11,100,000 in bonds to finance the remainder of the project cost. The actual debt service obligation for the project as projected in future years could potentially result in an increase of \$6.80 to the future annual charges of the average District ratepayer. However, the actual impact is typically reduced through retirement of previous debt and other offsets to the District's capital charge levy. Based on an average water consumption of 60,000 gallons and an assessed valuation of \$65,300, the total annual charge for both operation & maintenance and capital to the typical District ratepayer in 2014 is \$235.70.

Portions of the project may become eligible for financing through the New York State Water Pollution Control Revolving Loan Fund (SRF). It is therefore requested that the County have the ability to submit applications and take any necessary steps to utilize this financing vehicle if it becomes available.

A New York State Consolidate Funding Application was submitted and the project was determined to be eligible to participate in the New York State Energy Research and Development Authority's (NYSERDA) New Construction Program for energy saving incentives. The estimated value of the incentives for the project is in an amount not to exceed \$15,000.

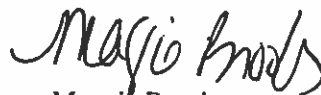
The specific Administrative Board action required is to submit a request to the Monroe County Legislature to approve an "Increase and Improvement of Facilities in the Rochester Pure Waters District" consisting of a capital project entitled "Fleet Center Improvements," at an estimated cost of \$13,000,000.

Environmental assessments were completed for the "Fleet Center Improvements" project, and it was determined that there would be no significant effect on the environment.

The user fees are revenue generating to the Rochester Pure Waters District. The other Monroe County Pure Waters Districts and County Departments making use of the Fleet Center shall be charged for their appropriate share of the debt service in future Monroe County budgets. No additional net County support is required in the current Monroe County budget.

I recommend that this matter receive favorable action by the Administrative Board of the Rochester Pure Waters District.

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

July 25, 2014

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

Subject: Amend the 2014 Capital Budget and Bond Resolution 141 of 2014 to Provide an Increase in Funding for Construction Services for the "Long Pond Road V Improvement" Project in the Town of Greece

Honorable Legislators:

I recommend that Your Honorable Body amend the 2014 Capital Budget and Bond Resolution 141 of 2014 to provide an increase in funding for construction services for the "Long Pond Road V Improvement" project in the Town of Greece.

This project involves reconstruction/rehabilitation of 1.25 miles of Long Pond Road from Larkin Creek to the Lake Ontario State Parkway. The work includes the rehabilitation of the asphalt pavement along Long Pond Road. Additionally, the project includes replacement of storm sewers, and the installation of curbs and sidewalks.

During construction, poor soil conditions were found upon excavating the existing roadway that were not anticipated. This led to significant, unplanned work including undercut of the road along with the need for a new stone fill item and stabilization fabric items. This additional work is necessary in order to complete the project. Since these additional work items along with other project overruns in quantities exceed the contingency for the project, an increase in funding in the amount of \$125,000 to cover the costs in full is needed.

Major funding will be provided by Federal and New York State Department of Transportation funds in the amount of approximately 95% of the project cost with overall project administration by Monroe County.

The specific legislative actions required are:

1. Amend the 2014 Capital Budget to increase funding for the "Long Pond Road V Improvement" project in the amount of \$125,000 from \$3,550,000 to \$3,675,000, for a total project authorization of \$3,675,000.

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Committee Assignment
TRANSPORTATION -L
WAYS & MEANS

2. Amend Bond Resolution 141 of 2014 to increase financing for the "Long Pond Road V Improvement" project, capital fund 1328, in the amount of \$125,000 from \$3,550,000 to \$3,675,000, for a total authorization of \$3,675,000.

Environmental assessments were completed for the "Long Pond Road V Improvement" project and it was determined that there would be no significant effect on the environment.

Funding for this contract, consistent with authorized uses, will be available in capital fund 1328 once the additional financing authorization requested herein is approved 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