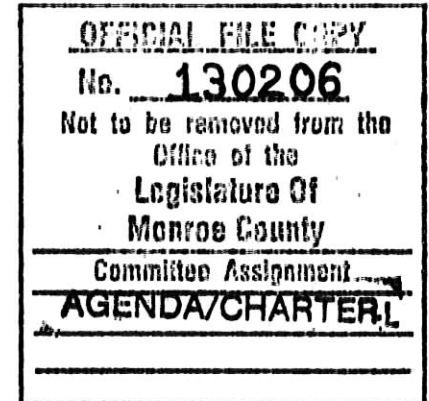




# Monroe County Legislature

**WILLIE JOE LIGHTFOOT**  
ASSISTANT DEMOCRATIC LEADER

**WILLIE JOE LIGHTFOOT**  
LEGISLATOR - DISTRICT 27  
COUNTY OFFICE BUILDING, ROOM 408  
39 WEST MAIN STREET  
ROCHESTER, NEW YORK 14614  
OFFICE: (585) 753-1940  
E-MAIL: willielightfoot@gmail.com



July 8, 2013

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

**RE: Creating An Animal Abuser Registry In Monroe County**

Honorable Legislators:

As elected officials, we have a sworn duty to protect our most vulnerable residents from abuse. This means those who cannot advocate for themselves, including animals. Animals are often viewed as treasured members of our families. It is heartbreaking to hear stories of animal abuse. Not only that, but individuals convicted of abusing animals have a high recidivism rate and they are also more likely to commit violent crimes against people. For these reasons, we propose creating an Animal Abuser Registry, to allow pet sellers and adoption agencies to ensure they are not selling or otherwise transferring ownership of an animal to someone convicted of an animal abuse crime.

There are many issues related to animal abuse crimes, from animal hoarding to dog fighting to domestic violence. Unfortunately, our county has seen its share of problems from these issues. Every few weeks there is a new story about an animal hoarder having been arrested for neglect or a dog fighting ring having been broken up. The people who commit these heinous crimes need to be prevented from gaining ownership of animals in the future.

This local law, modeled after similar legislation pass in other counties in New York, would create an Animal Abuser Registry by contracting with the Humane Society of Greater Rochester and authorizing the Sheriff to promulgate the rules and regulations necessary to implement the intent of this law.

Individuals convicted of an animal abuse crime would be required to register with the registry within ten days of their conviction or release from incarceration. Failure to register would be a misdemeanor. Any person or entity found to illegally sell a pet to a person on the registry will be guilty of a violation and subject to a fine of up to \$1,000 per offense. Finally, to

cover the administrative costs of the registry, all registrants will be required to pay a \$100 annual fee, with the revenue shared between the Humane Society of Greater Rochester and the Monroe County Sheriff's Department.

Therefore, we propose the following Local Law to amend the Monroe County Code & Charter:

**The specific legislative action required:**

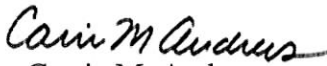
1. Schedule and hold a public hearing on attached proposed local law.
2. Enact the local law amending the Monroe County Code & Charter, as attached.

This proposal will have no impact on the revenue and/or expenditures of the current Monroe County Budget, as the law will become effective on January 1, 2014.

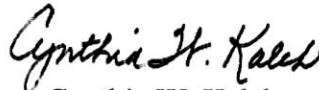
Respectfully submitted,



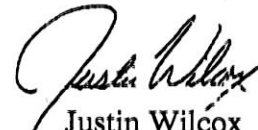
Willie Joe Lightfoot  
Assistant Minority Leader



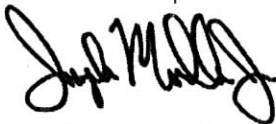
Carrie M. Andrews  
Democratic Leader



Cynthia W. Kaleh  
Assistant Minority Leader



Justin Wilcox  
Legislator - District 14



Joseph D. Morelle Jr.  
Legislator - District 17



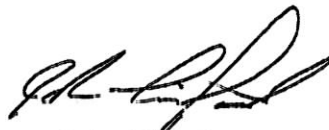
Glenn Gamble.  
Legislator - District 22



Paul Haney  
Legislator - District 23



Joshua Bauroth  
Legislator - District 24



John Lightfoot  
Legislator - District 25



Michael Patterson  
Legislator - District 29

By Legislators \_\_\_\_\_ and \_\_\_\_\_

Intro. No. \_\_\_\_\_

LOCAL LAW NO. \_\_\_\_\_ OF 2013

**A LOCAL LAW ENTITLED "CREATING AN ANIMAL ABUSER REGISTRY IN MONROE COUNTY"**

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

**Section 1.** Part IV, General Local Laws of the Administrative Code and Charter of Monroe County is hereby amended to include the following Local Law:

**Chapter 383. Animal Abuser Registry**

**383-1. Title**

This Local Law shall be known as the "Animal Abuser Registry Law."

**383-2. Legislative Findings**

The Legislature finds and determines that animal cruelty is a serious problem resulting in the abuse of thousands of animals each year and that while the State of New York has criminalized the cruel treatment of animals, animal abuse and cruelty continues to occur in Monroe County and throughout New York State.

The Legislature further finds and determines that people who have abused animals in the past are likely to do so in the future and studies show that there is a near 100% recidivism rate for certain types of abuse such as animal hoarding.

The Legislature further finds and determines that individuals who abuse animals are statistically more likely to commit violent acts against humans and, in particular, the Legislature also determines that a strong correlation has been established linking individuals who abuse animals with incidents of domestic violence.

The Legislature further finds and determines that animals in need of homes need to be protected from potential abusers.

The Legislature further finds that New York state law embodies a strong public policy of ensuring that those who abuse animals should not be allowed access to the victim pool, this via York State Agriculture Markets Law § 374(8), but that this state law in no way preempts local jurisdictions from enacting laws that further protect animals from documented abusers.

The Legislature further finds and determines that it is in the best interests of the residents of Monroe County and their animals that an online registry be established identifying individuals residing in Monroe County convicted of animal abuse crimes that will prevent these individuals convicted of animal cruelty from adopting, purchasing, or otherwise obtaining animals from any animal shelter, pet seller, or other person or entity involved in the exchange of animals by adoption, sale, or other means.

### **383-3. Definitions**

As used in this local law, the following terms shall have the meanings indicated:

“Animal” – Any dog, cat or horse.

“Animal Abuse Crime” – Any of the following crimes:

- (a) A violation of §§ 351, 353, 353-a, 353-b, 353-c, 353-d, 353-e, 354, 355, 356, 357, 358, 358-a, 359, 359-a, 360, 361, 362, 363, 364, 365, 366, 366-a, 368, 369 or 370 of the New York State Agriculture Markets Law (AML)
- (b) Sexual misconduct with an animal in violation of NYS Penal Law (PL) §130.20(3)
- (c) Harming a service animal in violation of PL §242.05, §242.10 or §242.15
- (d) Killing or injuring a police animal in violation of PL §195.06
- (e) Harming an animal trained to aid a person with a disability in violation of PL §195.11 or §195.12

“Animal Abuse Offender” – Any person convicted of an Animal Abuse Crime.

“Animal Abuse Registry” – The on-line registry established by this Local Law for registering any person residing in Monroe County convicted of an Animal Abuse Crime.

“Animal Shelter” – Any public or privately owned organization including, but not limited to, any duly incorporated humane society, pound, animal protective association or animal rescue group which maintains buildings, structures, or other property for the purpose of harboring animals which may be stray, unwanted, lost, abandoned, or abused and seeks to find appropriate temporary or permanent homes for such animals.

“Conviction” – An adjudication of guilt by any court of competent jurisdiction whether upon verdict after trial, plea of guilty, or nolo contendere plea.

“Pet Seller” – Any person, partnership, firm, corporation or other entity who engages in the sale or offering for sale of more than nine animals per year. Such definition shall include breeders who sell or offer to sell animals; provided that a breeder who sells or offers to sell directly to the consumer fewer than twenty-five animals per year that are born and raised on the breeder's residential premises shall not be considered a pet dealer as a result of selling or offering to sell such animals.

### **383-4. Establishing an Animal Abuser Registry**

- (A) An on-line registry shall be established containing the name, residence information, and a head photo of any individual residing in Monroe County who has been convicted of any Animal Abuse Crime. The Monroe County Sheriff is hereby authorized to negotiate an agreement (to be executed by the Monroe County Executive) with the Humane Society of Greater Rochester (“HSGR”) to establish and maintain a registry for such individuals in Monroe County.

### **383-5. Registry Requirements for those with a Conviction of an Animal Abuse Crime**

- (A) Any individual eighteen (18) years of age or older who has been convicted of an Animal Abuse Crime on or after the effective date of this Local Law must register with the Monroe County Animal Abuser Registry within ten (10) business days of their release from incarceration or from the date of judgment of conviction, whichever is later. This section shall not apply to youthful offenders or to persons whose convictions or adjudications include sealed records.
- (B) Each person required to register with the Animal Abuser Registry shall submit:
  - (i) His or her name and any aliases they may be known by;
  - (ii) His or her residence address;
  - (iii) His or her date of birth; and,
  - (iiii) A photograph of the front of his or her head and shoulders not less than 2" x 3" or a digital image commonly known as a digital photograph of the front of his or her head and shoulders, without sunglasses, eyeglasses, headphones, hat or head covering that obscures the hair or hairline (unless worn daily for a religious purpose) or other items or apparel that obstructs one's head, face or neck.
- (C) Every person required to register with the Animal Abuser Registry shall update their registry information annually and within thirty (30) days of any change of address.
- (D) Every person required to register pursuant to this Local Law shall remain on the Animal Abuser Registry for ten (10) years following his or her release from incarceration or the date the judgment of conviction was rendered, whichever is later. Any currently or previously registered Animal Abuse Offender convicted of a subsequent Animal Abuse Crime shall be placed on the registry for life following the second conviction.
- (E) Every person required to register with the Animal Abuser Registry shall pay an annual fee of one-hundred (\$100.00) dollars to the Monroe County Sheriff's Department.
- (F) The Monroe County Sheriff is hereby authorized and empowered to promulgate such rules and regulations as may be necessary to implement this Local Law.

**383-6. Animal Shelters and Pet Sellers Prohibited from Transferring Animal Ownership to Animal Abuse Offenders**

- (A) No Animal Shelter or Pet Seller located in Monroe County shall sell, exchange or otherwise transfer the ownership of any animal to any person listed as an Animal Abuse Offender on the Animal Abuser Registry. Prior to the sale, exchange, or other transfer of ownership of any animal, the Animal Shelter or Pet Seller is required to examine the Animal Abuser Registry to confirm that the name of the potential owner of the animal is not listed.
- (B) During the period when an Animal Abuse Offender is required to be registered on the Animal Abuser Registry, the Animal Abuse Offender is prohibited from possessing, adopting, owning, purchasing or exercising control over any animal.
- (C) Animal Shelters and Pet Sellers shall retain records related to the Animal Abuser Registry as determined by rules to be promulgated by the Monroe County Sheriff.

**383-7. Penalties**

- (A) Any Animal Abuse Offender required to register with the Animal Abuser Registry who fails to so register and/or update his or her information annually or within 30 days of having moved, shall be guilty of a misdemeanor punishable by incarceration for a period of not more than one (1) year and/or a fine not to exceed \$1,000.00.
- (B) Any Animal Shelter or Pet Seller that violates subdivision 6 of section 383 of this Local Law shall be guilty of a violation and subject to a fine of up to one thousand (\$1,000.00) dollars per violation. It shall not be a violation of this law if the Animal Shelter or Pet Seller made a good faith effort to check the Animal Abuser Registry or if they checked and the name did not appear thereon.
- (C) Any Animal Abuse Offender who violates or attempts to violate subparagraph B of subdivision 6 of section 383 of this Local Law shall be guilty of a violation punishable by a fine not to exceed one thousand dollars (\$1,000).
- (D) This local law may be enforced by any authorized law enforcement officer

**383-8. Severability**

If any clause, sentence, paragraph, section, subdivision or other part of this Local Law or its applications shall be adjudged by a Court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or otherwise invalidate the remainder of this Local Law which shall remain in full force and effect except as limited by such order or judgment.

**Section 2.** This local law shall be effective beginning on January 1, 2014.

File No. 13-0\_\_\_\_\_ .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 CO LEGISLATURE  
 39 WEST MAIN ST  
 ROCHESTER, NY  
 14614

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*Office of the County Executive*

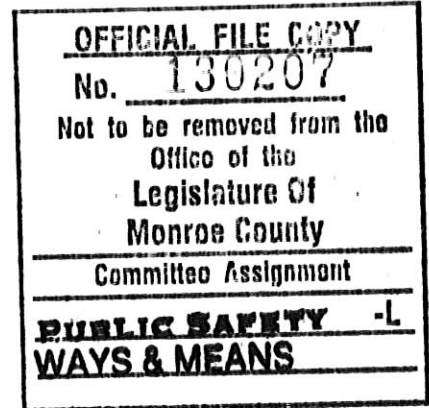
Monroe County, New York

**Maggie Brooks**  
*County Executive*

**Daniel M. DeLaus, Jr.**  
*Deputy County Executive*

July 2, 2013

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



**Subject:** Amend Resolution 2 of 2009 to Accept Additional Grant Funding from the Transportation Security Administration and Extend the Time Period for the National Explosives Detection Canine Team 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 amend Resolution 2 of 2009 to accept additional grant funding from the Transportation Security Administration (TSA), in the amount of \$181,500, for the National Explosives Detection Canine Team Program, and to extend the time period by twelve (12) months, through September 30, 2014.

The purpose of this grant is to provide partial funding for the deployment of three (3) certified TSA Nitrate Canine Road Patrol Deputies to the Greater Rochester International Airport. The Sheriff's Office will also be responsible for promptly responding to threats at support facilities, rail stations, airports, passenger terminal, seaports and surface carriers. Funds will be used to help support the handler's salaries and overtime, uniforms, canine expenses, kenneling, equipment, gas, and training for the three K-9 Deputies assigned. This additional funding will bring the program award to \$934,000.

**The specific legislative actions required are:**

1. Amend Resolution 2 of 2009 to accept an additional \$181,500 from, and to authorize the County Executive, or her designee, to execute a contract and any amendments thereto with, the Transportation Security Administration, for the National Explosives Detection Canine Team Program, bringing the total program award to \$934,000, and to extend the time period by twelve (12) months, through September 30, 2014.

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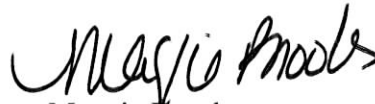
(585) 753-1000 • fax: (585) 753-1014 • www.monroecounty.gov • e-mail: countyexecutive@monroecounty.gov

2. Amend the 2013 operating grant budget of the Office of the Sheriff by appropriating the sum of \$136,125 into fund 9300, funds center 3803140000, Police Bureau Airport Security.

This grant is partially funded by the Transportation Security Administration. This grant requires a 25% local match. This funding is included in the 2013 operating budget of the Airport, fund 9010, funds center 8102010000, Airport Security, and will be requested in future years 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 2, 2013

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

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Committee Assignment
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<b>WAYS &amp; MEANS</b>

**Subject:** Acceptance of a Grant from the New York State Division of Homeland Security and Emergency Services for the FY2011 Bomb Squad Initiative Grant Program (Office of the Sheriff)

**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 \$78,750, for the FY2011 Bomb Squad Initiative Grant Program, for the period of May 14, 2013 through August 31, 2014.

This Federal Fiscal Year 2011 grant provides funds for the law enforcement community to support their terrorism prevention and preparedness efforts. The funds will be used to purchase equipment and training to enhance the capabilities of the Monroe County Sheriff's Office's FBI Certified Bomb Squad. This is the sixth year the County has received this grant. This year's funding represents a decrease of \$2,500 from last year.

**The specific legislative actions required are:**

1. Authorize the County Executive, or her designee, to accept a \$78,750 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 FY2011 Bomb Squad Initiative Grant Program, for the period of May 14, 2013 through August 31, 2014.

2. Amend the 2013 operating grant budget of the Sheriff's Office, by appropriating the sum of \$78,750 into fund 9300, funds center 3803010000, Bomb Squad Initiative Grant Program/Homeland Security's State Homeland Security Program.
3. Authorize the County Executive 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.
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.

This grant is 100% funded by the Federal Department of Homeland Security (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  
County Executive



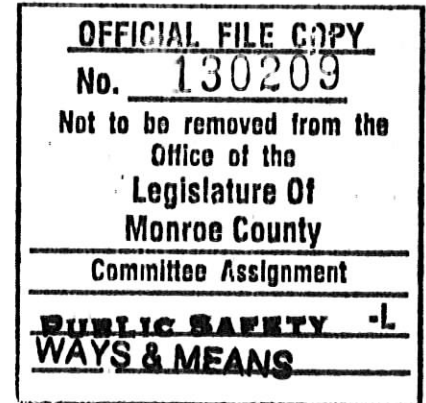
*Office of the County Executive*  
Monroe County, New York

**Maggie Brooks**  
*County Executive*

**Daniel M. DeLaus, Jr.**  
*Deputy County Executive*

July 2, 2013

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 FY2012 Bomb Squad Initiative Grant Program (Office of the Sheriff)

**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 \$78,750, for the FY2012 Bomb Squad Initiative Grant Program, for the period of May 14, 2013 through August 31, 2014.

This Federal Fiscal Year 2012 grant provides funds for the law enforcement community to support their terrorism prevention and preparedness efforts. The funds will be used to purchase equipment and training to enhance the capabilities of the Monroe County Sheriff's Office's FBI Certified Bomb Squad. This is the seventh year the County has received this grant. This year's funding is the same as last year.

**The specific legislative actions required are:**

1. Authorize the County Executive, or her designee, to accept a \$78,750 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 Bomb Squad Initiative Grant Program, for the period of May 14, 2013 through August 31, 2014.

2. Amend the 2013 operating grant budget of the Sheriff's Office, by appropriating the sum of \$78,750 into fund 9300, funds center 3803010000, Bomb Squad Initiative Grant Program/State Homeland Security Program.
3. Authorize the County Executive 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.
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.

This grant is 100% funded by the Federal Department of Homeland Security (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  
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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July 2, 2013

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

**Subject:** Authorize a Contract with Genesee & Wyoming, Inc. (Rochester & Southern Railroad) for Traffic Control and Site Security at 1647 Wheatland Center Road, Town of Wheatland

**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 authorize a contract with Genesee & Wyoming, Inc. (Rochester & Southern Railroad), in an amount not to exceed \$6,000, to reimburse the Monroe County Sheriff's Office ("MCSO") for traffic control and site security at 1647 Wheatland Center Road, Town of Wheatland, New York, for the period of June 4, 2013 through June 6, 2013.

The Rochester & Southern Railroad requested that the MCSO provide traffic control and site security during a train accident clean up at the above location in an effort to safeguard the public. This is reimbursement for services provided by the MCSO.

**The specific legislative action required is** to authorize the County Executive, or her designee, to execute a contract, and any amendments thereto, with Genesee & Wyoming, Inc. (Rochester & Southern Railroad), 400 Meridian Centre Drive, Suite 330, Rochester, New York 14618, in an amount not to exceed \$6,000, to reimburse the Monroe County Sheriff's Office for traffic control and site security at 1647 Wheatland Center Road, Town of Wheatland, New York, for the period of June 4, 2013 through June 6, 2013.

Funding for these services is included in the 2013 operating budget of the Office of the Sheriff, fund 9001, funds center 3803010000, Sheriff Police Bureau Administration. 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*

July 2, 2013

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

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<b>WAYS &amp; MEANS</b>

**Subject:** Acceptance of a Grant from the New York State Division of Criminal Justice Services for Firearm Examiner

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 \$28,423, for Firearm Examiner at the Monroe County Crime Laboratory, for the period of July 1, 2013 through June 30, 2014.

This grant will enable the Monroe County Crime Laboratory, which serves an eight (8) county area, to fill a vacant Firearms Examiner position at the Monroe County Crime Laboratory in an effort to reduce firearms backlog. 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 \$28,423 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for Firearm Examiner at the Monroe County Crime Laboratory, for the period of July 1, 2013 through June 30, 2014.
2. Amend the 2013 operating grant budget of the Department of Public Safety by appropriating the sum of \$28,423 into fund 9300, funds center 2408040100, Crime Laboratory.

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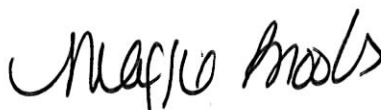
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3. Authorize the County Executive to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.
4. Should 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.

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.

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

Sincerely,



Maggie Brooks  
County Executive



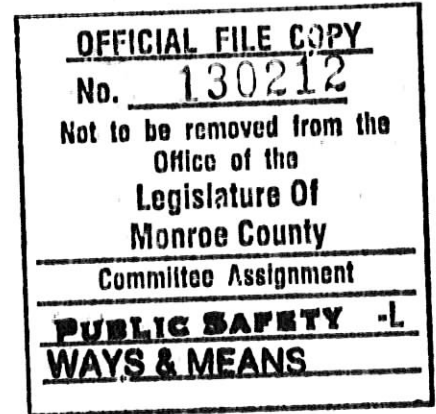
*Office of the County Executive*

Monroe County, New York

**Maggie Brooks**  
*County Executive*

**Daniel M. DeLaus, Jr.**  
*Deputy County Executive*

July 2, 2013



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

**Subject:** Amend Resolution 255 of 2011 to Accept Additional Funding from the New York State Division of Criminal Justice Services for the Front-End Juvenile Justice Reform Program and Amend the Contract with the Rochester Institute of Technology

**Honorable Legislators:**

I recommend that Your Honorable Body amend Resolution 255 of 2011 to accept additional funding from the New York State Division of Criminal Justice Services, in the amount of \$125,000, for the Front-End Juvenile Justice Reform Program, and to amend the contract with the Rochester Institute of Technology, in the amount of \$15,000, for program evaluation services, and to extend the time period for both for fifteen (15) months through June 30, 2014.

The goals of this program, also known as Enhanced Delinquency Diversion, are to: 1) increase the number of low risk youth diverted from secure detention to non-secure detention facilities, 2) reduce the instances of inappropriate use of detention, 3) increase the number of adjustments away from petitions; and 4) decrease the number of low-risk African American youth admitted to detention, in an effort to address disproportionality issues. The grant term was extended by fifteen (15) months. Therefore, the additional funding will bring the grant total to \$439,000.

The Monroe County Office of Probation and Community Corrections will maintain a Senior Probation Officer position to coordinate the program, provide training to law enforcement, and chair the Diversion Review Committee. The Center for Public Safety Initiatives at Rochester Institute of Technology will serve as the research partner for this project, by conducting structure, process and outcome evaluations.

**The specific legislative actions required are:**

1. Amend Resolution 255 of 2011 to accept an additional \$125,000 from, and to authorize the County Executive, or her designee, to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for the Front-End Juvenile Justice Reform Program, bringing the total program award to \$439,000, and to extend the time period for fifteen (15) months through June 30, 2014.

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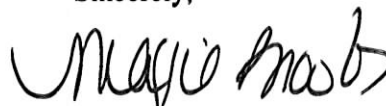
2. Amend the 2013 operating grant budget of the Department of Public Safety, Office of Probation and Community Corrections, by appropriating the sum of \$125,000 into fund 9300; funds center 2403020100, Family Services Division.
3. Amend Resolution 255 of 2011 to amend the contract with the Rochester Institute of Technology, 1 Lomb Memorial Drive, Rochester, New York 14623, for program evaluation services, bringing the total contract amount to \$65,000 and to extend the time period for fifteen (15) months through June 30, 2014.
4. Authorize the County Executive 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.

The Rochester Institute of Technology 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.

This grant is 100% funded by the New York State Division of Criminal Justice Services. 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.**

July 2, 2013

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

Dep <b>OFFICIAL FILE COPY</b>
No. <u>130213</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
<b>PUBLIC SAFETY -L</b>
<b>WAYS &amp; MEANS</b>

**Subject:** Acceptance of Three Alternatives to Incarceration Grants from the New York State Division of Criminal Justice Services for the Pretrial Program, Enhanced Pretrial Program, and Domicile Restriction Program

Honorable Legislators:

I recommend that Your Honorable Body accept three (3) Alternatives to Incarceration (ATI) grants from the New York State Division of Criminal Justice Services, the first in the amount of \$170,494, for the Pretrial Program, the second in the amount of \$105,533, for the Enhanced Pretrial Program, and the third in the amount of \$51,961, for the Domicile Restriction Program, all for the period of July 1, 2013 through June 30, 2014.

The goal of all ATI programs is to reduce recidivism, promote public safety, and enhance defendant/offender accountability through community corrections. Monroe County Probation Officers and Pretrial Services Corporation staff interview offenders to determine if any ATI programs would be appropriate for the offender.

The Pretrial Program provides universal screening for all defendants arrested and detained in the Monroe County Jail. The program staff interview defendants, verify information given and communicate that information to the Court in order to assist a qualified defendant in obtaining release on his/her own recognizance in lieu of money bail or pre-trial detention. If the defendant is released to the program, he/she is monitored to ensure subsequent Court appearances.

The Enhanced Pretrial Program provides intensive monitoring of a defendant by an individual case manager. An additional treatment component may be required of the defendant. The Program team links defendants with treatment programs, monitors client progress, and makes recommendations to the court for adjustment/modification. Monitoring occurs through personal and telephone contacts and continues at least twice per week until case disposition.

The Domicile Restriction Program provides an alternative to incarceration/detention by the use of electronic monitoring of offenders. The program includes traditional monitoring (landline and cellular) and GPS, victim paging for Domestic Violence cases and alcohol sensing equipment for high risk clients. By placing clients in this program, the County saves money, and the client has the opportunity to continue their employment, schooling, and/or treatment and maintain familial ties, thereby reducing their chance of re-offending.

The two pretrial programs will be provided by Pre-Trial Services Corporation of the Monroe County Bar Association. The Domicile Restriction Program will be administered by staff from the Monroe County Office of Probation and Community Corrections. This will be the twenty-first year that the County has received these grants. This year's funding represents the same amount as the previous grant award.

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**The specific legislative actions required are:**

1. Authorize the County Executive, or her designee, to accept a \$170,494 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for the Alternatives to Incarceration Grant, for the Pretrial Program, for the period of July 1, 2013 through June 30, 2014.
2. Authorize the County Executive, or her designee, to accept a \$105,533 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for the Alternatives to Incarceration Grant, for the Enhanced Pretrial Program, for the period of July 1, 2013 through June 30, 2014.
3. Authorize the County Executive, or her designee, to accept a \$51,961 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for the Alternatives to Incarceration Grant, for the Domicile Restriction Program, for the period of July 1, 2013 through June 30, 2014.
4. Authorize the County Executive 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.

Funding for these grants is included in the 2013 operating budget of the Department of Public Safety, Office of Probation and Community Corrections, fund 9001, funds center 2403060000, Alternatives to Incarceration.

These grants are 100% funded by the New York State Division of Criminal Justice 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.

Dep. County Executive
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Committee Assignment
<b>INTRGOV REL -L</b>

July 2, 2013

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

Subject: Authorize an Intermunicipal Agreement with the Rochester City School District to Provide the "WaterTower Academy ATD Classroom"

Honorable Legislators:

I recommend that Your Honorable Body authorize an intermunicipal agreement with the Rochester City School District (RCSD) to provide the "WaterTower Academy ATD Classroom," for the period of September 1, 2013 through June 30, 2014, with the option to renew for three (3) additional one-year terms.

The RCSD, through its WaterTower Academy, will provide classroom education in academic core courses to 25-30 chronic truant youths residing within the District. The WaterTower Academy will work to re-engage students with goals of enhanced attendance and academic growth while moving them back into school and the community without further need of Family Court involvement. The youth will be supervised by Probation Officers while in 'alternative to detention' status and WaterTower Academy teachers and staff will work closely with the Probation Officers to ensure classroom success. Absent intensive Probation intervention, the youth would otherwise be housed in local detention centers at great cost to the taxpayer. This is the second year that Monroe County and the RCSD will utilize this program as an alternative to detention.

**The specific legislative action required** is to authorize the County Executive, or her designee, to execute an intermunicipal agreement, and any amendments thereto, with the Rochester City School District, to provide the "WaterTower Academy ATD Classroom," for the period of September 1, 2013 through June 30, 2014, with the option to renew for three (3) additional one-year terms.

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*

July 2, 2013

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

**Subject:** Authorize a Contract with Tetra Tech, Inc. for Interoperable Communications and Emergency Management Exercise Consultant Services

Honorable Legislators:

I recommend that Your Honorable Body authorize a contract with Tetra Tech, Inc., in an amount not to exceed \$258,500, to perform interoperable communications and emergency management exercise consultant services, for the period of June 15, 2013 through January 31, 2014, with the option to renew for an additional one-year term.

The services provided by Tetra Tech, Inc., include development and execution of an interoperable communications training and exercise plan compliant with the federal Homeland Security Exercise and Evaluation Program and all National Incident Management System guidelines and principles. Responders from the various disciplines (including 911) in Monroe County and the five surrounding counties will be trained in the procedures and use of the regional interoperable equipment. These exercises will identify any gaps in responder skills, operational protocols and equipment and allow us to remedy any deficiencies prior to an actual event. The consultant will evaluate the training and make recommendations to identify gaps in local or regional technology, responder skills/capability, governance, protocols or any other areas in after action reports. Funding for this service is included in the Division of Homeland Security and Emergency Services' Statewide Interoperable Communications Grant Program.

A Request for Qualifications was issued for this service with Tetra Tech, Inc. selected as the most qualified to provide this service.

**The specific legislative action required is to authorize the County Executive, or her designee to execute a contract, and any amendments thereto, with Tetra Tech, Inc., 10000 The American Road, Morris Plains, New Jersey, 07950, to perform interoperable communications and emergency management training and exercise consultant services, in an amount not to exceed \$258,500, for the period of June 15, 2013 through January 31, 2014, with an option to renew for an additional one-year term.**

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<b>WAYS &amp; MEANS</b>

Funding for this contract is included in the 2013 grant operating budget of the Department of Public Safety, fund 9300, funds center 2406010000, Public Safety Communications. 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 Tetra Tech, Inc., nor any of its principal officers, owe any delinquent Monroe County Property taxes. The principal officers of the firm are:

Dan L. Batrack, Chairman, Chief Executive Officer and President  
Steven M. Burdick, Executive Vice President, Chief Financial Officer and Treasurer  
Ronald J. Chu, Executive Vice President, Technical Support Services  
Frank C. Gross, Executive Vice President, Remediation & Construction Management  
James R. Pagenkof, Executive Vice President, Engineering & Consulting Services

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

Sincerely,

  
Maggie Brooks  
County Executive



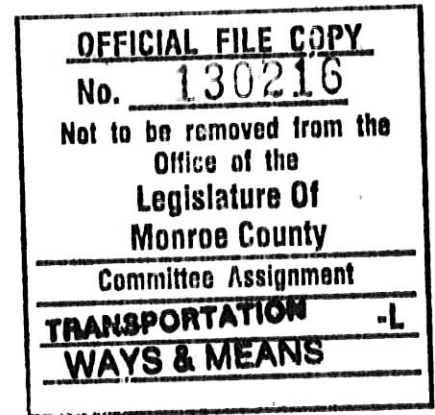
*Office of the County Executive*  
Monroe County, New York

**Maggie Brooks**  
*County Executive*

**Daniel M. DeLaus, Jr.**  
*Deputy County Executive*

July 2, 2013

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



**Subject:** Authorization to Advertise for Bids for the Preventive Maintenance Bridges/Rustic Rail Replacement Project in Monroe County

**Honorable Legislators:**

I recommend that Your Honorable Body authorize the Department of Transportation to advertise for bids for the Preventive Maintenance Bridges/Rustic Rail Replacement Project in Monroe County.

This project includes preventive maintenance repairs and cleaning of joints, bearings, bridge deck and abutments on the Thornell Road Bridge over Irondequoit Creek in the Town of Pittsford, Parma Center Road Bridge over Salmon Creek in the Town of Parma and the Linden Avenue Bridge over Irondequoit Creek in the Town of Perinton. All of the rustic guide rail will be replaced at the Clover Street Bridge over Allen Creek, in the Town of Brighton, Linden Avenue Bridge over Irondequoit Creek, in the Town of Perinton, and Thornell Road Bridge over Irondequoit Creek, in the Town of Pittsford.

Major funding for the construction phase will be provided from Federal and New York State Aid in the amount of approximately 95% of the project cost, with overall project administration by Monroe County.

Plans, specifications and cost estimates have been prepared and the Department of Transportation is ready to advertise for bids. An informational newsletter was mailed to residents adjacent to the bridge maintenance locations in February 2013. The total anticipated construction cost is \$535,000, which includes the following estimated amounts:

Construction Cost	\$443,000
Construction Supervision	70,000
Contingency	<u>22,000</u>
Total	\$535,000

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**The specific legislative action required is to authorize the Department of Transportation to advertise for bids for the Preventive Maintenance Bridges/Rustic Rail Replacement Project in Monroe County.**

Environmental assessments were completed for the Preventive Maintenance Bridges/Rustic Rail Replacement Project in Monroe County, 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 1650 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*

July 2, 2013

To The Honorable  
Monroe County Legislature  
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Committee Assignment	
<b>TRANSPORTATION</b>	<b>-L</b>
<b>WAYS &amp; MEANS</b>	

**Subject:** Authorization to Advertise for Bids for the Long Pond Road V Improvement Project, in the Town of Greece

**Honorable Legislators:**

I recommend that Your Honorable Body authorize the Department of Transportation to advertise for bids for the Long Pond Road V Improvement Project, in the Town of Greece.

The project involves improvement to Long Pond Road between Janes Road and the Lake Ontario State Parkway. The work includes reconstruction of the roadway, construction of new curbs, sidewalks, drainage improvements, replacement of an existing culvert with a precast concrete culvert, new signs and pavement markings. The project will also include milling and resurfacing of Long Pond Road between Kuhn Road and the Lake Ontario State Parkway.

Major funding for the construction phase will be provided from Federal and New York State Aid in the amount of approximately 95% of the project cost, with overall project administration by Monroe County.

Plans, specifications and cost estimates have been prepared and the Department of Transportation is ready to advertise for bids. Several public information meetings have been held with the most recent one held on October 6, 2009. The total anticipated construction cost is \$3,565,000, which includes the following estimated amounts:

Construction Cost	\$3,040,000
Construction Supervision	365,000
Contingency	<u>160,000</u>
Total	\$3,565,000

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**The specific legislative action required is** to authorize the Department of Transportation to advertise for bids for the Long Pond Road V Improvement Project, in the Town of Greece.

Environmental assessments were completed for the Long Pond Road V Improvement Project in the Town of Greece, 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 1328 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*

July 2, 2013

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

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Committee Assignment	
<b>TRANSPORTATION</b>	-L
<b>WAYS &amp; MEANS</b>	

**Subject:** Authorization to Advertise for Bids for the Edgewood Avenue Bridge Project over Allen Creek in the Town of Brighton

**Honorable Legislators:**

I recommend that Your Honorable Body authorize the Department of Transportation to advertise for bids for the Edgewood Avenue Bridge Project over Allen Creek in the Town of Brighton.

This project involves the replacement of the bridge on Edgewood Avenue over Allen Creek. The work on the bridge includes replacement of the existing bridge with a precast concrete arch structure, addition of sidewalks on both sides, replacement of the bridge and approach guide rail system, and approach pavement resurfacing.

Major funding for the construction phase will be provided from Federal and New York State Aid in the amount of approximately 95% of the project cost, with overall project administration by Monroe County.

Plans, specifications and cost estimates have been prepared and the Department of Transportation is ready to advertise for bids. A public information meeting was held for this project on November 30, 2011. The total anticipated construction cost is \$715,000, which includes the following estimated amounts:

Construction Cost	\$585,000
Construction Supervision	100,000
Contingency	<u>30,000</u>
Total	\$715,000

**The specific legislative action required is to authorize the Department of Transportation to advertise for bids for the Edgewood Avenue Bridge Project over Allen Creek in the Town of Brighton.**

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Environmental assessments were completed for the Edgewood Avenue Bridge Project over Allen Creek in the Town of Brighton, 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 1578 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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<b>Committee Assignment</b>
<b>HUMAN SERVICES -L</b>

July 2, 2013

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

Subject: Confirmation of the Appointment of the Executive Health Director of Monroe Community Hospital

Honorable Legislators:

I recommend that Your Honorable Body confirm the appointment of Gene R. Larrabee as Executive Health Director of Monroe Community Hospital, pursuant to Sections C2-6(C)(9) and C6-17 (1) (a) of the Monroe County Charter.

Mr. Larrabee has vast professional experience as a Chief Executive Officer, Senior Level Corporate Manager and Health Care Administrator. He last served as the Executive Director of the Albany County Department of Residential Health Care Facilities. Mr. Larrabee is a Licensed Nursing Home Administrator and holds a Master's Degree in Health Services Administration from Governor's State University. A copy of his resume is attached.

Mr. Larrabee's appointment is effective July 22, 2013.

**The specific legislative action required is to confirm the appointment of Gene R. Larrabee as Executive Health Director of Monroe Community Hospital, effective July 22, 2013.**

This appointment 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

# Gene R. Larrabee

## Career Objective Corporate Executive/Senior Management/Agency Director

### Professional Highlights

An experienced and successful Chief Executive Office/Senior Level Corporate Manager/Health Care Administrator with a solid history of impressive career achievements characterized by proven experience in the following:

Consultancies specializing in regulatory/corporate compliance and quality management programs

Multi-facility/multi-site/multi-corporate operations management	
New Construction, Facility Expansion, Start-up, Third Party Contract Negotiations	
P&L Management	Strategic Planning
Budget Development	Investment Planning
Policy Development	Clinical Program Design
Marketing Management	Foundation Oversight
Reimbursement Methodologies	Human Resources
Systems & Procedures	Cost Control
New Product Development	Staff Development/Training
Special Care Unit Creation	Governmental Liaison

An educator, seminar leader and trainer, university adjunct professor and curriculum consultant, author, registered lobbyist and three-term President of a professional association.  
1997-1998 Author, *Achieving Substantial Compliance*, a 600 page manual for long-term care professionals offering guidance to OBRA's survey process (a publication of Primus Care, Inc.).

### Professional Experience

#### ALBANY COUNTY DEPARTMENT OF RESIDENTIAL HEALTH CARE FACILITIES

2007-Present

Executive Director of the Department (initially two facilities totaling 472 beds) and Administrator of Record for Albany County Nursing Home, a 250 bed skilled nursing facility. Highlights of tenure include creating and implementing new initiatives in a number of clinical areas including pain management, falls prevention, incontinence, behavioral management; restructuring the Department of Rehabilitation Services to provide better care while enhancing revenues; developing a unique, innovative, research-based day program for dementia residents (selected for professional conference presentation within two years of inception); developing a resident wellness program; substantially improving regulatory compliance and survey results while fostering improved relations with the New York State Department of Health.

#### CONSULATE HEALTH CARE (formerly Tandem Health Care) OF WEST PALM BEACH

2005-2007

Administrator of a 120 bed skilled nursing facility in West Palm Beach, Florida, specializing in a high skilled/Medicare/Managed Care census environment.

#### PONCE DE LEON CARE CENTER

2004-2005

Administrator of a 120 bed skilled nursing and rehabilitation facility located in St. Augustine, Florida, specializing in high Medicare census with rehabilitative potential.

#### THE EVERGREENS SENIOR HEALTHCARE SYSTEM

2003-2004

Chief Executive Officer of a not-for-profit senior healthcare system consisting of two long-term care facilities totaling 480 beds (430 skilled nursing, 50 assisted living) located in Greensboro, North Carolina.

**MANAGEMENT CONSULTANT**  
1994-2000 2001-2004

President of Primus Care, Inc., a consulting firm specializing in regulatory/corporate compliance issues, designing total quality management and assurance systems and strategies, composing plans of correction, survey preparation, comprehensive operations analysis, resident assessment systems, case mix reimbursement direction, staff training and development, seminar design and presentation

**SHEBOYGAN COUNTY HEALTH CARE CENTERS**  
2000-2001

Director of Health Care Centers for Sheboygan County, Wisconsin with oversight responsibilities for a multi-facility network of long-term care operations totaling over 700 beds.

**HORIZON HEALTH CARE CORPORATION**  
Albuquerque, New Mexico  
1992-1993

Midwest District Director (Wisconsin, Michigan) for a major national health care corporation with multi-facility oversight responsibility for more than 1200 beds.

**LAC QUI PARLE HEALTH CARE SERVICES**  
Madison, Minnesota  
1991-1992

President and Chief Executive Officer of a rural, religiously affiliated, not-for profit 234 bed health care campus/complex including an acute care hospital, a skilled nursing facility, a retirement residence, assisted living, and community physician clinic with full scope administrative responsibility for one of the 100 largest non-profit corporations in Minnesota.

**P.S. OPERATIONS, INC., AND AFFILIATES**  
1974-1990

President and Chief Executive Officer of a health care corporate enterprise including administrative management of a large (242 beds) skilled nursing/rehabilitation facility, its affiliated companies, and managed facilities in various states and locations. Also held a real estate license, oversaw a number of real estate investments and negotiated real estate contracts.

**NILES MANOR NURSING CENTRE**  
Niles, Illinois  
1974

Facility Administrator with total management responsibility for the operation of a 300 bed skilled nursing facility in a metropolitan, suburban setting.

**RN CONVALESCENT HOME**  
Berwyn, Illinois  
1973-1974

Administrator of a 49 bed skilled nursing and intermediate care nursing facility including operational oversight for expansion to 100 beds.

**ELIZABETH LUDEMAN MENTAL RETARDATION CENTER**  
Park Forest, Illinois  
1972-1973

Administrator with total management responsibility for an 80 bed unit for mentally retarded children in a newly created, experimental facility operated by the Illinois Department of Mental Health.

**Additional Information**

**Licensure:** Licensed Nursing Home Administrator/Health Care Administrator: New York, Florida, Illinois, Indiana, Ohio (inactive), Wisconsin, Minnesota  
**Education:** 1970, B.A., University of Iowa/Winona State University; Communications and Political Science  
1971, Attended University of Toledo College of Law  
1972, M.A., Governors State University; University Park, Illinois; Health Services Administration  
Available upon request  
**References:**  
**Affiliations:** Florida Health Care Association, Illinois Health Care Association, New York Association of Homes and Services for the Aging



*Office of the County Executive*  
Monroe County, New York

Maggie Brooks  
County Executive

Daniel M. DeLaus, Jr.  
Deputy County Executive

July 2, 2013

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

<b>OFFICIAL FILE COPY</b>
No. <u>130220</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
<b>HUMAN SERVICES -L</b>

**Subject: Confirmation of Reappointment to the Monroe County Board of Health**

Honorable Legislators:

I recommend that Your Honorable Body confirm the reappointment of Clint J. Koenig, M.D., 255 East Brook Road, Pittsford, New York 14534, to serve on the Monroe County Board of Health, for a term to begin on September 1, 2013 and to expire on August 31, 2017, pursuant to Monroe County Charter, § C6-12 (J).

**The specific legislative action required is to confirm the reappointment of Clint J. Koenig, M.D., to serve on the Monroe County Board of Health, for a term to begin on September 1, 2013 and to expire on August 31, 2017. This action is required pursuant to Monroe County Charter, § C6-12 (J).**

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





*Office of the County Executive*  
Monroe County, New York

**Maggie Brooks**  
*County Executive*

**Daniel M. DeLaus, Jr.**  
*Deputy County Executive*

July 2, 2013

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

<b>OFFICIAL FILE COPY</b>	
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<b>INTRGOV REL</b>	<b>-I.</b>
<b>HUMAN SERVICES</b>	
<b>WAYS &amp; MEANS</b>	

**Subject:** Amend Resolution 123 of 2013 to Accept Additional Funding from the University of Rochester Medical Center; Authorize Intermunicipal Agreements with the Rochester City School District and Various Other School Districts and Extend the Time Period for the School Located Influenza Vaccinations for Children: Community-wide Dissemination Program

**Honorable Legislators:**

I recommend that Your Honorable Body amend Resolution 123 of 2013 to accept additional funding from the University of Rochester Medical Center, in the amount of \$90,082; authorize intermunicipal agreements with the Rochester City School District and various other school districts in Monroe County, and to extend the time period for four (4) years, through July 31, 2017, for the School Located Influenza Vaccinations for Children: Community-wide Dissemination Program.

By Resolution 123 of 2013, Your Honorable Body authorized the acceptance of a grant from the University of Rochester Medical Center for the School Located Influenza Vaccinations for Children: Community-wide Dissemination Program. Monroe County has been a leader in promoting immunizations and recently collaborated with the University of Rochester on the Centers for Disease Control and Prevention's School Based Influenza Immunization Grant program to test the cost effectiveness of giving flu shots in school. Students in the participating schools had higher immunization rates compared to those in non-participating schools. The purpose of this grant is to develop and test a county-wide sustainable school-located influenza vaccination program for children ages 5-18. Department of Public Health staff will work with the University of Rochester to integrate the program with public health activities and assist with evaluation of the program. This additional funding will be used to cover partial salary and benefits of existing positions and administrative costs for the duration of the grant. This additional funding will bring the grant total to \$100,000.

**The specific legislative actions required are:**

1. Amend Resolution 123 of 2013 to accept an additional \$90,082 from, and to authorize the County Executive, or her designee, to execute a contract and any amendments thereto with, the University of Rochester Medical Center, for the School Located Influenza Vaccinations for Children: Community-wide Dissemination Program, bringing the total program award to \$100,000, and extending the time period for four (4) years, for the period of September 30, 2012 through July 31, 2017.

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2. Amend the 2013 operating grant budget of the Department of Public Health by appropriating the sum of \$10,082 into fund 9300, funds center 5801010000, School Located Influenza Vaccinations for Children: Community-wide Dissemination Grant.
3. Authorize the County Executive, or her designee, to execute an intermunicipal agreement, and any amendments thereto, with the Rochester City School District and the University of Rochester, for the School Located Influenza Vaccinations for Children: Community-wide Dissemination Program, for the period of September 30, 2012 through July 31, 2017.
4. Authorize the County Executive, or her designee, to execute an intermunicipal agreement, and any amendments thereto, with various other school districts in Monroe County and the University of Rochester, for the School Located Influenza Vaccinations for Children: Community-wide Dissemination Program, for the period of September 30, 2012 through July 31, 2017.

Partial funding for this grant is included in the 2013 operating grant budget of the Department of Public Health, fund 9300, funds center 5801010000, School Located Influenza Vaccinations for Children: Community-wide Dissemination Grant. The appropriated amount will adjust the current funding to that established by the grant. Funding for the subsequent years of this grant will be included in future years' budgets.

This grant is 100% funded by the University of Rochester Medical Center. 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

July 2, 2013

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

<b>OFFICIAL FIDELITY</b> Jr. No. <b>130282</b> cutive
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
<b>INTRGOV REL -L</b> <b>HUMAN SERVICES</b>
<b>WAYS &amp; MEANS</b>

Subject: Acceptance of a Grant from the New York State Department of Health and Authorize an Intermunicipal Agreement with the City of Rochester and Contracts with Schneider Laboratories Global, Inc., Cornell University and Catholic Family Center for the Childhood Lead Primary Prevention Program

Honorable Legislators:

I recommend that Your Honorable Body accept a grant from the New York State Department of Health, in the amount of \$802,276, and authorize an intermunicipal agreement with the City of Rochester, in an amount not to exceed \$280,000, and contracts with Schneider Laboratories Global, Inc., in an amount not to exceed \$21,000, Cornell University, in an amount not to exceed \$31,000, and Catholic Family Center, in an amount not to exceed \$24,000, for the Childhood Lead Primary Prevention Program, for the period of April 1, 2013 through March 31, 2014.

The purpose of this grant is to reduce the incidence of lead poisoning in Monroe County children by the identification and safe correction of lead hazards in housing units before a child is poisoned. Funding will support lead visual inspections and risk assessments performed by Monroe County Department of Public Health Lead Risk Assessors in areas of high risk, in residences of pregnant women and refugees, in residences funded by Monroe County Department of Human Services clients with young children, and in residences who have blood lead levels between 8-14 ug/dl. Funds will also be used to contract with the City of Rochester to conduct primary lead poisoning prevention activities in City target areas, including: visual lead inspections, dust wipe sampling, and clearance testing following lead hazard control activities. In addition, funds will be used for vendor contracts to: support lead safe work practices training; provide outreach and education in environmental home safety; provide lead primary prevention education; provide lead safe housing for refugee families. This will be the seventh year the County has received this grant. This year's funding level is the same as the previous twelve-month period.

Requests for Proposals were issued for these services and Schneider Laboratories Global, Inc., Cornell University and Catholic Family Center were selected as the most qualified to provide the vendor services.

**The specific legislative actions required are:**

1. Authorize the County Executive, or her designee, to accept a \$802,276 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the Childhood Lead Primary Prevention Program, for the period of April 1, 2013 through March 31, 2014.
2. Amend the 2013 operating grant budget of the Department of Public Health by appropriating the sum of \$601,707 into fund 9300, funds center 58061 10000, Childhood Lead Primary Prevention Grant.
3. Authorize the County Executive, or her designee, to execute an intermunicipal agreement, and any amendments thereto, with the City of Rochester, for the Childhood Lead Primary Prevention Program, in an amount not to exceed \$280,000, for the period of April 1, 2012 through March 31, 2013.

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4. Authorize the County Executive, or her designee, to execute a contract, and any amendments thereto, with Schneider Laboratories Global, Inc., 2512 West Cary Street, Richmond, Virginia, 23220, for the Childhood Lead Primary Prevention Program, in an amount not to exceed \$21,000, for the period of April 1, 2013 through March 31, 2014.
5. Authorize the County Executive, or her designee, to execute a contract, and any amendments thereto, with Cornell University, 373 Pine Tree Road, Ithaca, New York, 14850, for the Childhood Lead Primary Prevention Program, in an amount not to exceed \$31,000, for the period of April 1, 2013 through March 31, 2014.
6. Authorize the County Executive, or her designee, to execute a contract, and any amendments thereto, with Catholic Family Center, 87 North Clinton Avenue, Rochester, New York, 14604, for the Childhood Lead Primary Prevention Program, in an amount not to exceed \$24,000, for the period of April 1, 2013 through March 31, 2014.
7. Authorize the County Executive 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.
8. 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.

Partial funding is included in the 2013 operating grant budget of the Department of Public Health, fund 9300, funds center 5806110000, Childhood Lead Primary Prevention Grant. The appropriated amount will adjust the current funding to that established by the grant.

This grant is 100% funded by the New York State Department of Health. 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 Schneider Laboratories Global, Inc., nor any of its principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firm are:

Najwa Abouzaki, President & CEO  
Raja Abouzaki - VP/Corp. Lab Director  
Tess Catlyn - VP/Bids & Contracts

Cornell University and Catholic Family Center are not-for-profit entities, and the records in the Office of the Monroe County Treasury have indicated that neither 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

July 2, 2013

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

<b>OFFICIAL FILE COPY</b>
No. <u>130223</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
<b>HUMAN SERVICES -L</b>
<b>WAYS &amp; MEANS</b>

**Subject: Acceptance of a Grant from Health Research, Inc. for the Expanded Partner Services Pilot Program**

**Honorable Legislators:**

I recommend that Your Honorable Body accept a grant from Health Research, Inc., in the amount of \$75,000, for the Expanded Partner Services Pilot Program, for the period of July 1, 2013 through June 30, 2014.

The purpose of this grant is to conduct activities necessary to follow up on reports of persons living with a diagnosis of HIV infection within Monroe County and thought to be out-of-care. This funding will support the investigation of out-of-care patients; link patients to medical care and other non-medical services, as identified; elicit, notify, and test partners of their potential exposure to HIV; engage patients and named partner in a risk-reduction conversation and provide supplies to prevent the spread of the disease; collect and/or verify identifying and demographic information related to HIV; and complete partner services field investigations. Funds will be used to provide partial funding for existing salaries and benefits as well as funding a new Assistant Public Health Representative. It will also support transportation, supply and administrative costs. This will be 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 \$75,000 grant from, and to execute a contract and any amendments thereto with, Health Research, Inc., for the Expanded Partner Services Pilot Program, for the period of July 1, 2013 through June 30, 2014.
2. Amend the 2013 operating grant budget of the Department of Public Health by appropriating the sum of \$75,000 into fund 9300, funds center 5802030200, Expanded Partner Services Pilot Grant.
3. Authorize the County Executive 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.

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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.

This grant is 100% funded by Health Research, Inc. 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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Monroe County
Committee Assignment
REC & ED -L
WAYS & MEANS

July 2, 2013

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

Subject: Authorize Contracts with Holdsworth Klimowski Construction, LLC, Crosby-Brownlie, Inc., Thurston Dudek LLC and Kaplan-Schmidt Electric, Inc. for Construction Services for the Monroe Community College Public Safety Building/Building 21 Project

Honorable Legislators:

I recommend that Your Honorable Body authorize contracts with Holdsworth Klimowski Construction, LLC, in the amount of \$4,362,700, for general construction, Crosby-Brownlie, Inc. in the amount of \$1,083,800, for mechanical construction, Thurston Dudek LLC, in the amount of \$458,300, for plumbing construction, and Kaplan-Schmidt Electric, Inc., in the amount of \$956,280, for electrical construction, for the Monroe Community College Public Safety Building/Building 21 Project.

This project involves construction of an addition to the existing Monroe Community College Building 21 Campus Services Complex. Improvements include a new 28,000 square feet addition to co-locate the Facilities and Physical Services Departments, as well as consolidate Public Safety Department staff currently located throughout the College campus. The project will include new offices, locker rooms, storage areas, shop and garage spaces, installation of security video and data cabling, parking and site work.

The following bids were received on May 1, 2013:

Table with 2 columns: Bidder Name and Bid Amount. Includes sub-sections for General Construction and Mechanical Construction.

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<u>Mechanical Construction (Continued)</u>	<u>Bid Amount</u>
Amering & Johnston	\$ 1,239,100
Airtech Heating & AC	1,247,250
Lloyd Mechanical	1,289,450
Bell Mechanical	1,291,000
Michael Ferrauilo	1,326,300
Landry Mechanical	1,326,400

<u>Plumbing Construction</u>	<u>Bid Amount</u>
Thurston Dudek LLC	\$ 458,300
Lloyd Mechanical	500,241
Michael Ferrauilo	511,880
Nairy Mechanical	515,700
Landry Mechanical	526,050

<u>Electrical Construction</u>	<u>Bid Amount</u>
Kaplan-Schmidt Electric, Inc.	\$ 956,280
Billitier Electric	990,500
Concord Electric	997,200
Connors Haas	1,028,600
Schuler-Haas	1,109,030
Eastcoast Electric	1,194,300
O'Connell Electric	1,234,300
Power & Construction Group	1,240,207
Hewitt Young Electric	1,492,250

The bids have been reviewed and the Department of Environmental Services recommends contract awards to Holdsworth Klimowski Construction, LLC, in the amount of \$4,362,700, for general construction, Crosby-Brownlie, Inc., in the amount of \$1,083,800, for mechanical construction, Thurston Dudek LLC, in the amount of \$458,300, for plumbing construction, and Kaplan-Schmidt Electric, Inc., in the amount of \$956,280, for electrical construction, all as the lowest responsible bidders.

**The specific legislative actions required are:**

1. Authorize the County Executive, or her designee, to execute a contract with Holdsworth Klimowski Construction, LLC, 51 Goodway Drive South, Rochester, NY 14623, in the amount of \$4,362,700, for general construction, for the Monroe Community College Public Safety Building/Building 21 Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.
2. Authorize the County Executive, or her designee, to execute a contract with Crosby-Brownlie, Inc., 100 Nassau Street, Rochester, NY 14605, in the amount of \$1,083,800, for mechanical construction, for the Monroe Community College Public Safety Building/Building 21 Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.
3. Authorize the County Executive, or her designee, to execute a contract with Thurston Dudek LLC, 291 David Parkway, Ontario, NY 14519, in the amount of \$458,300, for plumbing construction, for the Monroe Community College Public Safety Building/Building 21 Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.



4. Authorize the County Executive, or her designee, to execute a contract with Kaplan-Schmidt Electric, Inc., 50 Saginaw Drive, Rochester, NY 14623, in the amount of \$956,280, for electric construction, for the Monroe Community College Public Safety Building/Building 21 Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

An environmental assessment was completed for the Monroe Community College Public Safety Building/Building 21 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 1639 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 Holdsworth Klimowski Construction, LLC, Crosby-Brownlie, Inc., Thurston Dudek LLC, nor Kaplan-Schmidt Electric, Inc., nor any of their principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firms are:

Holdsworth Klimowski Construction, LLC

Ted R. Holdsworth, President/Treasurer  
Robert J. Klimowski, Secretary

Crosby-Brownlie, Inc.

Raymond Johnson, President  
Marietta Brownlie, Secretary  
Gavin Brownlie Jr., Treasurer

Thurston Dudek LLC

William Thurston, President/Secretary  
Nicholas Dudek, Treasurer

Kaplan-Schmidt Electric, Inc.

Eric F. Schmidt, President/Secretary/Treasurer

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 2, 2013

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

<b>OFFICIAL FILE COPY</b>
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Committee Assignment
<b>ENV. &amp; PUB. WORKS</b>
<b>WAYS &amp; MEANS</b>

**Subject:** Authorize a Contract with Popli Design Group for Professional Engineering Services for the Monroe Community College Property Preservation Projects Phase II Project

Honorable Legislators:

I recommend that Your Honorable Body authorize a contract with Popli Design Group, in the amount of \$79,877, for professional engineering services, for the Monroe Community College Property Preservation Projects Phase II Project.

This phase of the project involves comprehensive improvements that impact the quality and delivery of instruction and management of physical operations throughout the campus. Improvements will include upgrade and modernization of mechanical, electrical, plumbing and communication systems at several College buildings. Security and life/safety enhancements, code compliance issues and hazardous material abatement will also be addressed. A prior facilities conditions assessment has identified various site, infrastructure and building issues that will be addressed in a prioritized and phased approach over the life of this project.

Several consultants were considered to provide professional engineering services, with Popli Design Group rated the most qualified for the project. Popli Design Group proposes to provide basic design and special services in the amount of \$79,877. A cost breakdown of these services is as follows:

Basic Design Services	\$70,312
<u>Special Services</u>	<u>\$ 9,565</u>
Total	\$79,877

**The specific legislative action required is to authorize the County Executive, or her designee, to execute a contract with Popli Design Group, 555 Penbrooke Drive, Penfield, New York 14526, in the amount of \$79,877, for professional engineering services, for the Monroe Community College Property Preservation Projects Phase II Project, and any amendments necessary to complete the project within the total capital fund(s) authorization.**

An environmental assessment was completed for the Monroe Community College Property Preservation Projects Phase II Project, and it was determined that there would be no significant effect on the environment.

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Funding for this contract, consistent with authorized uses, is included in capital fund 1508 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 Popli Design Group, nor any of its principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firm are:

Om Popli, President  
Rohit Agrawal, Partner

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 2, 2013

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Committee Assignment
<b>ENV. &amp; PUB. WORKS - L</b>
<b>WAYS &amp; MEANS</b>

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

**Subject:** Authorize Energy Conservation Improvements at the Monroe County Civic Center Complex

Honorable Legislators:

I recommend that Your Honorable Body authorize energy conservation improvements at the Monroe County Civic Center Complex in the amount of \$13,300,000.

In October of 2012, the County issued a request for proposals for Energy Performance Contracting Services for the Monroe County Civic Center Complex consistent with New York State Energy Law, Article 9. John W. Danforth Company was the selected respondent based on their qualifications, recommended energy conservation measures and the associated proforma. Subsequently, the John W. Danforth Company conducted an investment-grade energy audit of the equipment and systems at the facility.

As a result of the energy audit, it was determined that substantial energy savings could be achieved by replacing equipment and systems that are no longer energy efficient and/or are at the end of their useful life. The project will involve replacing and upgrading various mechanical systems and electrical systems including the existing chillers with new energy efficient units, completing building envelope improvements, increasing the efficient use of steam, hot water and condensate, and retrofitting the existing lighting systems with energy efficient lamps and ballasts. The cost to design, furnish and install the energy conservation improvements is \$13,300,000.

The John W. Danforth Company will guarantee annual energy savings from the improvements. These savings, combined with New York State Energy Research Development Authority (NYSERDA) rebates and associated operational savings, will offset the cost of the project over a 15-year period following commissioning of the improvements. The average annual cost savings is estimated to be \$1,125,973 per year. The total project savings are estimated to be \$16,889,598 over the 15-year period, which is well within the expected life of the energy improvements. Actual energy use will be measured and verified on a monthly basis.

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**The specific legislative action required is to authorize the County Executive, or her designee, to execute any and all documents, and any amendments thereto, needed for the financing, execution, and implementation of energy conservation improvements at the Monroe County Civic Center Complex in the amount of \$13,300,000.**

An environmental assessment was completed for the Energy Conservation Improvements at the Monroe County Civic Center Complex, and it was determined that there would be no significant effect on the environment.

Funding for this project, which will be offset by reimbursement from NYSERDA and savings from the energy efficiency improvements, will be requested in the 2014, as well as future years, operating 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 neither the John W. Danforth Company, nor any of its principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firm are:

Kevin G. Reilly, CEO, Chairman, Treasurer  
Patrick J. Reilly, President  
Nickolas Optis, Executive Vice President  
Robert Beck, Executive Vice President  
John Samar, 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.

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No. <u>130227</u>
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Committee Assignment
<b>ENV. &amp; PUB. WORKS</b>
<b>WAYS &amp; MEANS</b>

July 2, 2013

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

**Subject:** Authorize a Contract with O'Brien & Gere for Energy Market Consulting Term Services Related to the Monroe County Energy Aggregation Group, the Implementation of a Performance-Based Capacity Savings Program and Renewable Commodity, Capacity and Energy Credit Marketing

**Honorable Legislators:**

I recommend that Your Honorable Body authorize a contract with O'Brien & Gere, in an amount not to exceed \$100,000, for energy market consulting term services related to the Monroe County Energy Aggregation Group (EAG), the implementation of a performance-based capacity savings program and renewable commodity, capacity and energy credit marketing, for the period of July 1, 2013 through June 30, 2014, with the option to renew for two (2) additional one-year periods, in an annual amount not to exceed \$100,000.

Monroe County established the EAG in 1999 and it currently provides services to twenty-one (21) municipalities throughout the community, including the Monroe County Water Authority, Rochester City School District and numerous Towns and Villages. In total, the aggregation group handles electricity and natural gas purchases and billing for over 1,300 accounts on behalf of its members. O'Brien & Gere will review the current state of the EAG, hold meetings with its members and evaluate opportunities to improve purchasing and billing options.

In addition, O'Brien & Gere will assist Monroe County Pure Waters in implementing a capacity savings program to generate electricity bill savings by lowering Pure Waters' capacity purchase obligations, commonly known as "demand" charges. A portion of the electricity bills paid by the County is for "demand," the potential amount of energy Pure Waters facilities could possibly need at a given moment in time. By lowering the electricity used by Pure Waters facilities on the peak demand day for a given year for the entire utility system, Monroe County can realize a significant reduction in "demand" charges by reducing its share of the overall utility system demand.

O'Brien & Gere will also market the renewable electricity and associated credits from Monroe County's landfill gas-to-electricity plants. Monroe County currently controls 2.67 MW of electricity production from its current plant. It is anticipated that the County will begin construction on a second landfill gas to-electricity plant pending legislative and state regulatory approvals in late 2013-early 2014.

The second plant will initially produce an additional 3.2 MW of electricity. O'Brien & Gere will assist the County in engaging the wholesale markets to increase the County's revenue from both the electricity commodity and its associated renewable energy credits.

**The specific legislative action required is** to authorize the County Executive, or her designee, to execute a contract, and any amendments thereto, with O'Brien & Gere, 333 West Washington Street, Syracuse, NY 13202, for energy market consulting term services related to the Monroe County Energy Aggregation Group, the implementation of a performance-based capacity savings program and renewable commodity, capacity and energy credit marketing, in an amount not to exceed \$100,000, for the period of July 1, 2013 through June 30, 2014, with the option to renew for two (2) additional one-year periods, in an annual amount not to exceed \$100,000.

This project involves consulting services and no direct physical activity, and therefore does not require an environmental review.

Funding for these services is included in the 2013 operating budget of the Department of Environmental Services: fund 9007, funds center 8575010000, Rochester Pure Waters District Special Expense; fund 9020, funds center 8600010000, Building Operations, and fund 9009, funds center 8201010000, Solid Waste Administration, 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 neither O'Brien & Gere, nor any of its principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firm are:

James A. Fox, Chief Executive Officer  
R. Leland Davis, President  
John F. Sutphen, Senior Vice President  
Joseph M. McNulty, Chief Financial Officer

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 2, 2013

To The Administrative Boards of the  
Gates-Chili Ogden Sewer District  
Irondequoit Bay South Central Pure Waters District  
Northwest Quadrant Pure Waters District  
Rochester Pure Waters District  
407 County Office Building  
Rochester, New York 14614

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<u>PWAB</u>	<u>-L</u>

**Subject:** Authorize a Contract with O'Brien & Gere for Energy Market Consulting Term Services Related to the Monroe County Energy Aggregation Group, the Implementation of a Performance-Based Capacity Savings Program and Renewable Commodity, Capacity and Energy Credit Marketing

**Honorable Legislators:**

I recommend that the Administrative Boards of the Gates-Chili-Ogden Sewer District, Irondequoit Bay South Central and Northwest Quadrant Pure Waters Districts and the Rochester Pure Waters District authorize a contract with O'Brien & Gere, in an amount not to exceed \$100,000, for energy market consulting term services related to the Monroe County Energy Aggregation Group (EAG), the implementation of a performance-based capacity savings program and renewable commodity, capacity and energy credit marketing, for the period of July 1, 2013 through June 30, 2014, with the option to renew for two (2) additional one-year periods, in an annual amount not to exceed \$100,000.

Monroe County established the EAG in 1999 and it currently provides services to twenty-one (21) municipalities throughout the community, including the Monroe County Water Authority, Rochester City School District and numerous Towns and Villages. In total the aggregation group handles electricity and natural gas purchases and billing for over 1,300 accounts on behalf of its members. O'Brien & Gere will review the current state of the EAG, hold meetings with its members and evaluate opportunities to improve purchasing and billing options.

In addition, O'Brien & Gere will assist Monroe County Pure Waters in implementing a capacity savings program to generate electricity bill savings by lowering Pure Waters' capacity purchase obligations, commonly known as "demand" charges. A portion of the electricity bills paid by the County is for "demand," the potential amount of energy Pure Waters facilities could possibly need at a given moment in time. By lowering the electricity used by Pure Waters facilities on the peak demand day for a given year for the entire utility system, Monroe County can realize a significant reduction in "demand" charges by reducing its share of the overall utility system demand.

O'Brien & Gere will also market the renewable electricity and associated credits from Monroe County's landfill gas-to-electricity plants. Monroe County currently controls 2.67 MW of electricity production from its current plant. It is anticipated that the County will begin construction on a second landfill gas to-electricity plant pending legislative and state regulatory approvals in late 2013-early 2014. The second plant will initially produce an additional 3.2 MW of electricity. O'Brien & Gere will assist the County in engaging the wholesale markets to increase the County's revenue from both the electricity commodity and its associated renewable energy credits.

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The Administrative Boards of the  
Gates-Chili Ogden Sewer District  
Irondequoit Bay South Central Pure Waters District  
Northwest Quadrant Pure Waters District  
Rochester Pure Waters District  
July 2, 2013  
Page 2

**The specific Administrative Boards action required is** to authorize the County Executive, or her designee, to execute a contract, and any amendments thereto, with O'Brien & Gere, 333 West Washington Street, Syracuse, NY 13202, for energy market consulting term services related to the Monroe County Energy Aggregation Group, the implementation of a performance-based capacity savings program and renewable commodity, capacity and energy credit marketing, in an amount not to exceed \$100,000, for the period of July 1, 2013 through June 30, 2014, with the option to renew for two (2) additional one-year periods, in an annual amount not to exceed \$100,000.

This project involves consulting services and no direct physical activity, and therefore does not require an environmental review.

Funding for these services is included in the 2013 operating budget of the Department of Environmental Services: fund 9007, funds center 8575010000, Rochester Pure Waters District Special Expense; fund 9020, funds center 8600010000, Building Operations, and fund 9009, funds center 8201010000, Solid Waste Administration, 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 neither O'Brien & Gere, nor any of its principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firm are:

James A. Fox, Chief Executive Officer  
R. Leland Davis, President  
John F. Sutphen, Senior Vice President  
Joseph M. McNulty, Chief Financial Officer

I recommend that this matter receive favorable action by the Administrative Boards of the Gates-Chili Ogden Sewer District, Irondequoit Bay South Central Pure Waters District, Northwest Quadrant Pure Waters District and the Rochester Pure Waters District.

Sincerely,

  
Maggie Brooks  
County Executive



*Office of the County Executive*

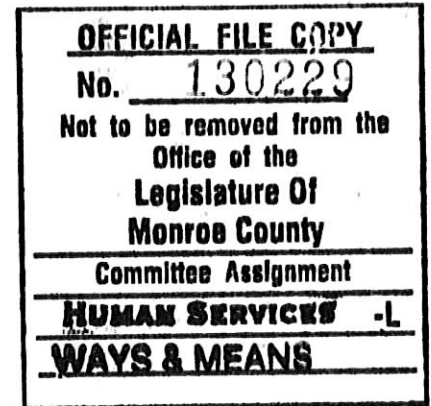
Monroe County, New York

**Maggie Brooks**  
*County Executive*

**Daniel M. DeLaus, Jr.**  
*Deputy County Executive*

July 2, 2013

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



**Subject:** Acceptance of a Grant from the Rochester Area Community Foundation for Consultant Services Provided by Monroe County for the Expanded Learning Time Collaborative and Community-School Partners Youth Program Quality Improvement Project

**Honorable Legislators:**

I recommend that Your Honorable Body accept a grant from the Rochester Area Community Foundation ("RACF"), in an amount not to exceed \$28,000, for consultant services provided by Monroe County for the Expanded Learning Time Initiative and Community-School Partners Youth Program Quality Improvement Project, for the period of July 1, 2013 through December 31, 2013.

The Expanded Learning Time Collaborative and Community-School Partners Youth Program Quality Improvement ("Collaborative") is a Ford Foundation-funded collaboration with New York State Department of Education and U.S. Department of Education. It is a multi-year initiative with its primary goal to develop high-quality and sustainable expanded learning time (ELT) schools in five (5) states. Through the Collaborative, ELT schools will leverage additional time to empower each student with the knowledge, skills, and experiences essential for college and career success. These schools will serve as national models for effectively expanding the traditional public school day and/or year in order to improve student achievement and social-emotional development and increase school-community collaborations to effectively support children in the Rochester City School District. The goal will be accomplished through the following four (4) major activities: 1) linkage/alignment of school day expanded learning time efforts with youth development and after-school programming opportunities; 2) increasing school-community partnerships; 3) implementation of a youth program quality improvement system and process for continuous program improvement through professional learning supports; 4) increased community collaboration and service linkages for participating students facing significant challenges for integration of education and other services (eg. services that address social-emotional, behavioral, and other special needs).

The RACF is acting as the local fiduciary for the Ford Foundation for the Expanded Learning Time Collaborative and Community Schools Partners Youth Program Quality Improvement Project in partnership with the Rochester-Monroe County Youth Bureau and the Rochester City School District, one of eleven (11) sites participating in this national pilot.

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Through a contract with the RACF, the Rochester-Monroe County Youth Bureau will provide staff coordination services to the Collaborative. These duties will include: administration of the Youth Program Quality Improvement process; on-site technical assistance for coordination of school-community partnerships; and working to lead all of the partner agencies in achieving the collaborative's goals. The Youth Bureau will provide 17.5 hours per week of consultative services, which will be reimbursed monthly based upon invoices submitted. This is the first year this program is being funded by the RACF.

**The specific legislative actions required are:**

1. Authorize the County Executive, or her designee, to accept a grant in an amount not to exceed \$28,000 from, and to execute a contract and any amendments thereto with, the Rochester Area Community Foundation, for consultant services provided by Monroe County for the Expanded Learning Time Collaborative and Community-School Partners Youth Program Quality Improvement Project, for the period of July 1, 2013 through December 31, 2013.
2. Authorize the County Executive 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.
3. 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 this program is included in the 2013 operating budget of the Department of Human Services, Rochester-Monroe County Youth Bureau, fund 9001, funds center 560101000, Youth Bureau Administration.

This reimbursement is 100% funded by the Rochester Area Community Foundation. 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