



*Monroe County Legislature*  
*Office of the President*

**JEFFREY R. ADAIR**  
PRESIDENT

January 7, 2013

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

RE: Confirmation of Reappointment to the Monroe County Soil and Water Conservation Board

Honorable Legislators:

I, Jeffrey R. Adair, President of the Monroe County Legislature, recommend that this Honorable Body confirm my reappointment of Legislator Joshua Bauroth, 24 Alliance Avenue, Rochester, NY 14620 to the Monroe County Soil and Water Conservation Board, pursuant to New York State Soil and Conservation District Law Article II and Monroe County Resolutions 90 and 11 of 1953.

**The specific Legislative Action required** is to confirm the reappointment of Legislator Joshua Bauroth to continue service on the Monroe County Soil and Water Conservation Board, for a term to expire on December 31, 2013, pursuant to New York State Soil and Conservation District Law Article II and Monroe County Resolutions 90 and 11 of 1953.

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

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

Sincerely,

Jeffrey R. Adair  
President  
Monroe County Legislature

<b>OFFICIAL FILE COPY</b>
No. <b>130003</b>
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Committee Assignment
-L-



# Monroe County Legislature

**STEPHEN TUCCIARELLO**  
LEGISLATOR - DISTRICT 4

January 7, 2013

<b>OFFICIAL FILE COPY</b>
No. <b>130004</b>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
<b>AGENDA/CHARTER -L</b>
<b>HUMAN SERVICES</b>

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

**Subject: A Local Law To Prohibit the Sale, Use or Possession of Synthetic Drugs and Other Similar Compounds.**

Honorable Legislators:

I recommend that this Honorable Body enact a Local Law prohibiting the sale, use or possession of synthetic drugs and other similar compounds.

Synthetic drugs and other similar compounds are a new phenomenon in our culture that targets young adults. These types of drugs are being created every day and sold within our community. In order to prevent these drugs from being made and sold in the community we need to enact a law to prohibit the sale, use or possession of these deadly substances. One of the most alarming facts is the majority of synthetic drug users are high school students and older teens. According to the 2011 Monitoring the Future survey of youth drug-use trends, 11.4 percent of 12th graders used synthetic drugs in the past year, making it the second most commonly used illicit drug among seniors in High School.

As lawmakers, we must ensure that drug legislation stay current with the changing times. Several states and localities have enacted laws designed to protect our citizens from synthetic drugs. To date, the New York State Legislature has failed to enact comprehensive legislation to address this problem. Monroe County should not wait for New York State to act and should implement legislation to prohibit this activity. Synthetic Cannabis poses a threat to the well-being of our community and all residents of our State. Prohibiting the distribution of this drug will send a strong message to discourage any person from selling, using, or producing this dangerous substance.

Therefore, we urge this Legislature to implement this local law to prohibit the sale, use or possession of synthetic drugs and other similar compounds.




**The specific legislative actions required are:**

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

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

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

Sincerely,

  
Steve Tucciarello  
Monroe County Legislature  
District 4

  
Rick Antelli  
Monroe County Legislature  
District 7

By Legislators Tucciarello and Antelli

Intro No. \_\_\_\_

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

**LOCAL LAW ENTITLED "PROHIBITING THE SALE, USE OR POSSESSION OF SYNTHETIC DRUGS AND OTHER SIMILAR COMPOUNDS"**

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. PROHIBITING THE SALE, USE OR POSSESSION OF SYNTHETIC DRUGS AND OTHER SIMILAR COMPOUNDS**

**§383-1. Title.**

This chapter shall be known as the law "Prohibiting the Sale, Use or Possession of Synthetic Drugs and other Similar Compounds."

**§383-2. Legislative Intent.**

The Legislature finds that:

A. Monroe County, along with communities throughout the country, has experienced increased crimes, emergency room cases, illnesses and deaths linked to the use and abuse of synthetic "designer" drugs and other similar substances or compounds;

B. Such products are being openly sold and marketed in Monroe County;

C. While several state legislatures have banned the sale, use and possession of these substances, the New York State Legislature has not done so;

D. The health, safety and well-being of the citizens of Monroe County is furthered by prohibiting the sale, use or possession of these substances.

**§383-3. Purpose.**

The purpose of this Chapter is to prohibit the sale, use or possession of synthetic drugs and other similar compounds in Monroe County.

**§383-4. Definitions.** As used in this section:

A. "Synthetic Drug" means any product, whether described as tobacco, potpourri, herbs, incense, spice, aromatic, bath salts, synthetic marijuana, synthetic stimulant or any combination thereof, and whether marketed for the purpose of being ingested otherwise marketed which includes, but is not limited to, one or more of the following hallucinogenic substances:

(1) "Synthetic Cannabinoids" means any substance that is a cannabinoid receptor type 1

(CB1 receptor) agonist as demonstrated by binding studies and function assays or is a structural analog or chemical derivative of any listed compound, as follows:

- a. 2-[(1R,2R,5R)-5-hydroxy-2-(3-hydroxypropyl)cyclohexyl]-5-(2-methyloctan-2-yl)phenol
- b. 4-methoxyphenyl-[2-methyl-1-(2-morpholin-4-ylethyl)indol-3-yl]methanone
- c. [(3R)-5-Methyl-3-(morpholin-4-ylmethyl)-2,3-dihydro[1,4]oxazino[2,3,4-*b*]indol-6-yl](naphthalene-1-yl)methanone
- d. (2-Methyl-1-pentyl-1*H*-indol-3-yl)(naphthalen-1-yl)methanone
- e. (2-Methyl-1-propyl-1*H*-indol-3-yl)(naphthalene-1-yl)methanone
- f. Naphthalen-1-yl[1-(pen-4-en-1-yl)-1*H*-indol-3-yl]methanone
- g. 1-pentyl-3-(4-ethyl-1-naphthoyl)indole
- h. 1-pentylindol-3-yl)naphthalen-1-ylmethane
- i. (1-Pentyl-1*H*-indol-3-yl)(4-propylnaphthalen-1-yl)methanone
- j. 3-[(4-methyl-1-naphthaleny)methyl]-1-pentyl-1*H*-indole
- k. 1-([(1*E*)-3-pentylinden-1-ylidene]methyl)naphthalene
- l. 2-(2-methylphenyl)-1-(1-pentyl-1*H*-indol-3-yl)ethanone
- m. 2-(3-methoxyphenyl)-1-(1-pentylindol-3-yl)ethanone
- n. (5-(2-fluorophenyl)-1-pentylpyrrol-3-yl)-naphthalen-1-ylmethanone
- o. 1-pentyl-3-(2-iodobenzoyl)indole
- p. [1-[(1-Methyl-2-piperidinyl)methyl]-3-indolyl]-(1-naphthalenyl)methanone
- q. 1-[(N-methylpiperidin-2-yl)methyl]3-(adaman-1-oyl)indole
- r. (2-Iodophenyl){1-[1-methylpiperidin-2-yl)methyl]-1*H*-indol-3-yl}methanone
- s. (1-Pentyl-1*H*-indol-3-yl)(2,2,3,3-tetramethylcyclopropyl)methanone
- t. [1-(5-Fluoropentyl)-1*H*-indol-3-yl](2,2,3,3-tetramethylcyclopropyl)methanone
- u. Unless specifically exempted or unless listed in another schedule, or approved for use by the Food and Drug Administration as a legitimate pharmaceutical compound, any material, compound, mixture, or preparation which contains any quantity of the above listed compounds, or which contains their salts, isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation or contains a structural analog or chemical derivative of any of the listed compounds.

(2) Substituted Cathinones means any substance that is a structural analog cathinone including any chemical derivatives of cathinone which by definition has a structural substitution on the benzene ring or aliphatic chain or contains a structural analog or chemical derivative of any of the listed compounds, as follows:

- a. 4-Methoxymethcathinone
- b. 3-Fluoromethcathinone
- c. 4-Fluoromethcathinone
- d. 2-Methylmethcathinone
- e. 3-Methylmethcathinone
- f. 2-Ethylethcathinone
- g. 3-Ethylethcathinone
- h. 4-Ethylethcathinone
- i. 2-Methylethcathinone
- j. 3-Methylethcathinone
- k. 4-Methylethcathinone
- l. 4-Fluoroethcathinone
- m. Ethylmethcathinone
- n.  $\beta$ -Keto-methylbenzodioxolypentanamine
- o. 2-(methlamino)-1-phenylpentan-1-one
- p.  $\alpha$ -Pyrrolidinopentiophenone
- q. 3,4-methylenedioxy-N-ethylcathinone
- r.  $\alpha$ -Pyrrolidinopropiophenone
- s. 3,4-Methylenedioxy- $\alpha$  pyrrolidinopropiophenone
- t. (RS)-1-naphthalen-2-yl-2-pyrrolidin-1-ylpentan-1-one
- u. Unless specifically exempted or unless listed in another schedule, or approved for use by the Food and Drug Administration as a legitimate pharmaceutical compound, any material, compound, mixture or preparation which contains any quantity of the above listed compounds, or which contains their salts, isomers and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation.

- (3) Substituted Phenethylamines means any substance that is a structural analog of any phenethylamine scheduled in the public health law, including any chemical derivatives of scheduled phenethylamines which by definition has a structural substitution on the benzene ring or aliphatic chain or contains a structural analog of any of the listed compounds, as follows:
- a. 4-Methylamphetamine
  - b. 3-Methylamphetamine
  - c. 4-Chloroamphetamine
  - d. 4-Fluoroamphetamine
  - e. 2-(4-chloro-2,5-dimethoxyphenyl)-N-[(2-methoxyphenyl)methyl]ethanamine
  - f. 2-(4-iodo-2,5-dimethoxyphenyl)-N-[(2-methoxyphenyl)methyl]ethanamine
  - g. 1-(6-Benzofuranyl)-2-propanamine (MDA with a O>C ring substitute)
  - h. Unless specifically exempted or unless listed in another schedule, or approved for use by the Food and Drug Administration as a legitimate pharmaceutical compound, any material, compound, mixture, or preparation which contains any quantity of the above listed compounds, or which contains their salts, isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation.
- (4) Substituted phenylpiperazines means any substance that is a chemical analog of Benzylpiperazine (a Schedule I Controlled Substance) or any chemical derivatives of Benzylpiperazine which by definition has a structural substitution on the benzene or piperazine ring or contains a structural analog of any of the listed compounds, as follows:
- a. Trifluoromethylphenylpiperazine
  - b. *meta*-Chlorophenylpiperazine
  - c. *para*-Chlorophenylpiperazine
  - d. *para*-Fluorophenylpiperazine
  - e. 4-Methoxyphenylpiperazine
  - f. Dibenzylpiperazine
  - g. Unless specifically exempted or unless listed in another schedule, or approved for use by the Food and Drug Administration as a legitimate pharmaceutical compound, any material, compound, mixture, or preparation which contains any quantity of the above listed compounds, or which contains their salts, isomers, and salts of isomers whenever the existence of such salts, isomers, and

salts of isomers is possible within the specific chemical designation.

- (5) Substituted Tryptamines means any substance that is a structural analog of Dimethyltryptamine, or Psilocin, (Schedule I Controlled Substances) or any chemical derivative of Demethyltryptamine which by definition has a structural substitution on the indole ring of aliphatic chain or contains a structural analog of any of the listed compounds, as follows:

a. 5-MeO-DALT

- b. Unless specifically exempted or unless listed in another schedule, or approved for use by the Food and Drug Administration as a legitimate pharmaceutical compound, any material, compound, mixture, or preparation which contains any quantity of the above listed compounds, or which contains their salts, isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation.

- (6) Unclassified Structurally

a. Desoxypipadrol (2-DPMP)

b. 3-methoxy-phencyclidine

c. 4-methoxy-phencyclidine

d. Methoxetamine (Ketamine Analog)

e. (3-diethylamino-2,2-dimethylpropyl)-4-aminobenzoate

f. 5,6-Methylenedioxy-2-aminoindane

g. (5-Iodo-2-aminoindane) 5-iodo-2,3-dihydro-1*H*-inden-2-amine

B. "Structural Analog" means an optical or positional isomer of a chemical derivative of any drug listed in 3306 of the New York Public Health Law (Controlled Substances Act) or any of the substances specifically listed in this law (with the exception of those substances approved by the Food and Drug Administration for use as pharmaceuticals).

C. "Chemical Derivative" means a compound produced by adding an element or chemical group to the ring of aliphatic chain of an existing chemical. The novel chemicals produced are often not subject to existing laws or regulations.

D. "Element" means any substance in the periodic table of elements. Commonly used elements added to synthetic drugs include; F (Fluorine), Cl (Chlorine), Br (Bromine), I (Iodine), etc.

E. "Chemical Group" means a small combination of elements. Commonly used chemical groups added to synthetic drugs include: CH<sub>3</sub> (Methyl), CH<sub>3</sub>CH<sub>2</sub> (Ethyl), CH<sub>3</sub>O (methoxy), OCH<sub>2</sub>O (Methylenedioxy), etc.

#### §383-5. Prohibitions.

- A. It shall be unlawful for any person to use, sell or otherwise furnish or provide any



A. synthetic drug in Monroe County.

B. It shall be unlawful for any person to possess any synthetic drug in Monroe County, unless said synthetic drug is expressly prescribed to said person by a physician, psychiatrist or person otherwise duly licensed and authorized to prescribe medication within the State of New York, and at the time of the alleged violation, the person in possession of the synthetic drug is able to provide written proof to the law enforcement officer(s) that the synthetic drug was so prescribed.

**§383-6. Enforcement and Penalties.**

A. Any person violating the provisions of this Chapter shall be guilty of an unclassified misdemeanor punishable by a fine of up to one thousand dollars (\$1,000) and/or imprisonment of up to one (1) year. Each such violation shall constitute a separate and distinct offense.

B. This Chapter shall be enforced by any local law enforcement agency having jurisdiction.

**§383-7. Severability.**

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

**§383-8. Reverse Preemption.**

This local law shall be null and void on the day that statewide or federal legislation goes into effect incorporating either the same or substantially similar provisions as are contained in this law, or in the event that a pertinent state or federal administrative agency issues and promulgates regulations preempting such action by Monroe County. The County Legislature may determine by resolution whether or not identical or substantially similar statewide or federal legislation or pertinent preempting state or federal regulations have been enacted for the purposes of triggering the provisions of this section.

Section 2. This local law shall take effect immediately upon filing with the Secretary of State pursuant to Section 27 of the New York State Municipal Home Rule Law.

Agenda/Charter Committee; CV:  
Human Services Committee; CV:  
File No. 13-0004.LL

ADOPTION: Date: \_\_\_\_\_ Vote: \_\_\_\_\_

ACTION BY THE COUNTY EXECUTIVE

APPROVED: \_\_\_\_\_ VETOED: \_\_\_\_\_

SIGNATURE: \_\_\_\_\_ DATE: \_\_\_\_\_

EFFECTIVE DATE OF LOCAL LAW: \_\_\_\_\_

By Legislators Tucciarello and Antelli

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

MOTION NO. \_\_\_\_ OF 2013

**PROVIDING THAT LOCAL LAW (INTRO. NO. \_\_\_\_ OF 2013), ENTITLED "PROHIBITING THE SALE, USE OR POSSESSION OF SYNTHETIC DRUGS AND OTHER SIMILAR COMPOUNDS." BE TABLED**

BE IT MOVED, that Local Law (Intro. No. \_\_\_\_ of 2013), entitled "PROHIBITING THE SALE, USE OR POSSESSION OF SYNTHETIC DRUGS AND OTHER SIMILAR COMPOUNDS," be tabled.

File No. 13-0004.LL

ADOPTION: Date: \_\_\_\_\_ Vote: \_\_\_\_\_

By Legislators Tucciarello and Antelli

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

RESOLUTION NO. \_\_\_\_\_ OF 2013

**FIXING A PUBLIC HEARING ON LOCAL LAW (INTRO. NO. \_\_\_\_ OF 2013), ENTITLED "PROHIBITING THE SALE, USE OR POSSESSION OF SYNTHETIC DRUGS AND OTHER SIMILAR COMPOUNDS"**

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

Section 1. That there will be a public hearing at \_\_\_\_\_ p.m. on the \_\_\_\_ day of \_\_\_\_\_, 2013, in the Legislative Chambers in the County Office Building, Rochester, New York on Local Law (Intro. No. \_\_\_\_ of 2013), entitled **"PROHIBITING THE SALE, USE OR POSSESSION OF SYNTHETIC DRUGS AND OTHER SIMILAR COMPOUNDS."**

Section 2. The Clerk of the Legislature is directed to give notice of the time and place of this public hearing, and a description of the proposed local law, to the news media within the County, and shall conspicuously post a copy of said notice in the office of the Clerk at least five days before said hearing. In addition, the Clerk shall cause said notice to be published once in the official newspapers of general circulation within the County at least five days before said hearing.

Section 3. This resolution shall take effect immediately.

File No. 13-0004.LL

ADOPTION: Date: \_\_\_\_\_ Vote: \_\_\_\_\_

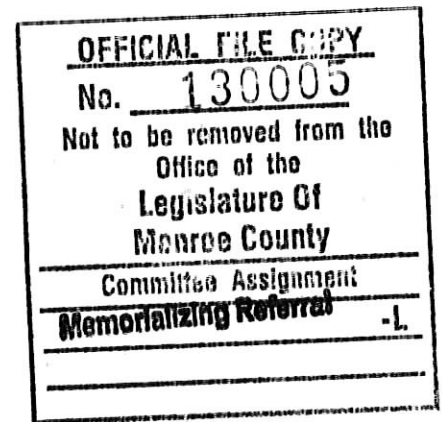


# Monroe County Legislature

**CARRIE M. ANDREWS**  
DEMOCRATIC MINORITY LEADER

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

January 7, 2013



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

**Re: Memorializing the U.S. Congress to Pass a Renewal of the Federal Assault Weapons Ban**

Honorable Legislators:

In 1994, Congress passed the Violent Crime Control and Law Enforcement Act imposing a ten-year ban on the manufacture, possession, and transfer of semi-automatic assault weapons, except for military or police use. Similar to military assault weapons but marketed to civilians, semi-automatic assault weapons are designed to fire rapidly and spread their fire over a large area, giving them extraordinary lethal power. Labeled "cop killers" by law enforcement, some semi-automatic weapons can fire up to six bullets per second and can hold ammunition magazines that will allow a shooter to fire 30 rounds without reloading.

The federal assault weapons ban prohibited the manufacture of certain makes of firearms, copies of any of the prohibited makes, firearms with more than one military weapon feature, and ammunition magazines that hold more than ten rounds. Regrettably, President George W. Bush and the U.S. Congress allowed the assault weapons ban to expire in 2004. Since then, the manufacture and sale of these high-powered, deadly weapons has been perfectly legal and often tragic.

The threat from these weapons to citizens and law enforcement officials is very real. A February 2010 study by the Violence Policy Center found that between 2005 and 2007, one in four law enforcement officers slain in the line of duty was killed with an assault weapon. This heartbreaking outcome is one our community knows all too well. On December 24, 2012, first responders arriving at the scene of a house fire in Webster were ambushed with gunfire. Two men, Michael Chiapperini and Tomasz Kaczowka, were killed and three others were wounded in this senseless attack. Sadly, this tragic incident is not isolated. On December 14, 2012 at Sandy Hook Elementary School in Newtown, Connecticut, a shooter used the same style rifle to murder twenty children and six adults.

Law enforcement officials report that semi-automatic assault weapons are “the weapons of choice” for gang members and drug dealers. Federal law bans the sale of automatic weapons to civilians, yet semi-automatic assault weapons, with virtually the same killing power as fully automatic weapons, remain available. Recently, U.S. Senator Dianne Feinstein pledged to introduce legislation aimed at banning assault weapons. Therefore, I urge you to join me in memorializing the U.S. Congress to pass and President Barack Obama to sign a renewal of the Assault Weapons Ban.

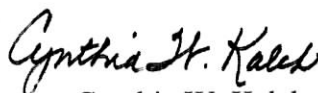
Respectfully submitted,



Carrie M. Andrews  
Democratic Minority Leader



Willie Joe Lightfoot  
Assistant Minority Leader



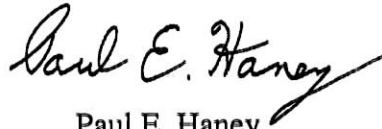
Cynthia W. Kaleh  
Assistant Minority Leader



Justin Wilcox  
Legislator – District 14



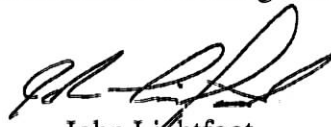
Glenn J. Gamble  
Legislator – District 22



Paul E. Haney  
Legislator – District 23



Joshua Bauroth  
Legislator – District 24



John Lightfoot  
Legislator – District 25



Michael Patterson  
Legislator – District 29



*Office of the County Executive*

Monroe County, New York

**Maggie Brooks**  
*County Executive*

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

January 4, 2013

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

<b>OFFICIAL FILE COPY</b>
No. <u>130006</u>
Not to be removed from the Office of the Legislature of Monroe County
Committee Assignment
<b>PLAN &amp; EC DEV -L</b>

**Subject:** Authorize the Initiation of the Process for Making Additions to Monroe County Agricultural Districts

**Honorable Legislators:**

I recommend that Your Honorable Body authorize the initiation of the process for making additions to Monroe County's Agricultural Districts.

Section 303-b of the Agriculture and Markets Law requires Your Honorable Body establish an annual 30-day period during which landowners can submit proposals to include land that is predominantly viable agricultural land within a certified agricultural district. Monroe County would begin this addition process by publishing a general notice to make landowners aware of the 30-day submission period. At the end of the 30-day submission period all requests for inclusion will be referred to the Monroe County Agricultural and Farmland Protection Board (AFPB) for its recommendations. The AFPB then has 30 days to make a recommendation to Your Honorable Body concerning any proposed additions to the certified agricultural districts. Upon receipt of the recommendation, Your Honorable Body must hold a public hearing before taking action to adopt or reject the addition of any parcels to any district. A second referral will be submitted to Your Honorable Body after the report of the AFPB to schedule the public hearing and recommend adoption or rejection of the addition of parcels to any district.

**The specific legislative actions required are:**

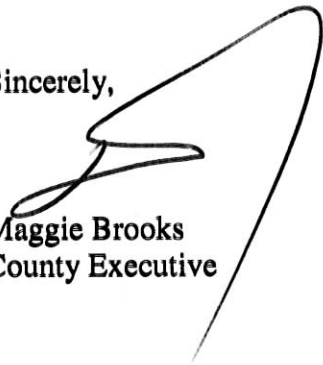
1. Authorize the Clerk of the Legislature to publish and post notice of the 30-day submission period for requests to include land, which is predominantly viable agricultural land, within certified Monroe County agricultural districts.

2. Direct the Monroe County Agricultural and Farmland Protection Board to prepare and submit a report, within 30 days of the termination of the submission period, with its recommendations as to whether inclusion of each piece of land proposed to be included in the certified agricultural districts a) consists predominantly of viable agricultural land and b) would serve the public interest by assisting in maintaining a viable agricultural industry within the certified agricultural districts.

This initiation of process 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

<b>Daniel M. DeLaus, Jr.</b> <i>Deputy County Executive</i> No. <b>130007</b> Not to be removed from the Office of the Legislature Of Monroe County Committee Assignment <b>PUBLIC SAFETY -1</b> <b>WAYS &amp; MEANS</b>
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January 4, 2013

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

**Subject:** Authorize Federal Equitable Sharing Agreements with the United States Department of Justice and the United States Department of Treasury

**Honorable Legislators:**

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

I recommend that Your Honorable Body authorize Federal Equitable Sharing Agreements with the United States Department of Justice and the United States Treasury Department, for participation by the Monroe County District Attorney's Office and the Monroe County Sheriff's Office in the federal equitable sharing programs for federally forfeited cash, property and proceeds obtained in the course of joint law enforcement investigations and prosecutions, for the period of January 1, 2013 through December 31, 2013.

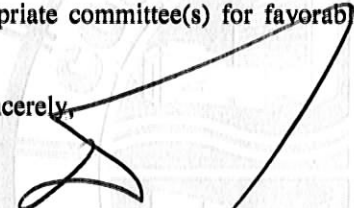
In an effort to further encourage cooperation among federal, state and local law enforcement agencies and to punish and deter criminal activity by depriving criminals of property used or acquired through illegal activities, the United States Congress provided the Secretary of the Treasury and the United States Attorney General with the authority to share federally forfeited cash, property and proceeds with participating federal, state and local law enforcement agencies. The shared funds, property and proceeds must be used for law enforcement purposes.

**The specific legislative action required** is to authorize the County Executive, or her designee, to execute Federal Equitable Sharing Agreements with the United States Department of Justice and the United States Treasury Department, for participation in federal equitable sharing programs for federally forfeited cash, property and proceeds obtained in the course of joint law enforcement investigations and prosecutions, for the period of January 1, 2013 through December 31, 2013.

These agreements are revenue generating. 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

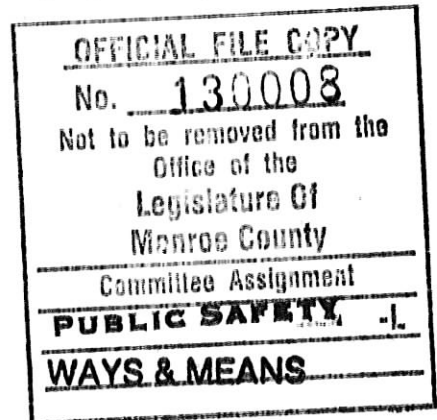
Monroe County, New York

**Maggie Brooks**  
County Executive

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

January 4, 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 Operation Stonegarden Program

**Honorable Legislators:**

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

I recommend that Your Honorable Body accept a grant from the New York State Division of Homeland Security and Emergency Services, in the amount \$188,810, for the Operation Stonegarden Program, for the period of October 1, 2012 through June 30, 2014.

This Federal Fiscal Year 2012 grant provides funding for the law enforcement community to enhance preparedness and operational readiness along United States land borders. Funds shall be used to increase the operational capabilities (i.e. planning, prevention, response, recovery and mitigation of an incident or homeland security issue) of federal, state, local and tribal law enforcement, promoting a layered, coordinated approach to law enforcement within U.S. border states and territories. Funds will also be used to purchase equipment and fund operational overtime. This is the fourth time the Sheriff's Office has received this grant. This year's funding represents a decrease of \$16,907 from last year.

**The specific legislative actions required are:**

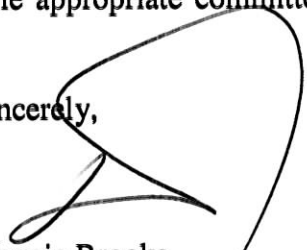
1. Authorize the County Executive, or her designee, to accept an \$188,810 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Homeland Security and Emergency Services, for the Operation Stonegarden Program, for the period of October 1, 2012 through June 30, 2014.

2. Amend the 2013 operating grant budget of the Office of the Sheriff, by appropriating the sum of \$188,810 into fund 9300, funds center 3803010000, Police Bureau Administration.
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 Federal Emergency Management (administered by the New York State Division of Homeland Security and Emergency Services). No net County support is required in the current Monroe County budget.

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

Sincerely,



Maggie Brooks  
County Executive



# Office of the County Executive

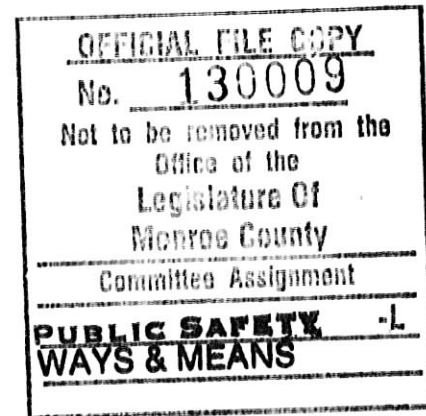
Monroe County, New York

**Maggie Brooks**  
County Executive

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

January 4, 2013

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



**Subject:** Acceptance of a Grant from New York State Division of Criminal Justice Services for the Motor Vehicle Theft and Insurance Fraud Prevention Program

Honorable Legislators:

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

I recommend that Your Honorable Body accept a grant from the New York State Division of Criminal Justice Services, in the amount of \$28,400, for the Motor Vehicle Theft and Insurance Fraud Prevention Program, for the period of January 1, 2013 through December 31, 2013.

The purpose of this program is to reduce thefts of and from motor vehicles in Monroe County through the County Auto Theft Task Force. The grant will pay a portion of the costs incurred by the Sheriff's Office for overtime, equipment, training, and travel. This will be the eleventh year the County has received this grant. This year's funding represents a decrease of \$5,600 from last year.

**The specific legislative actions required are:**

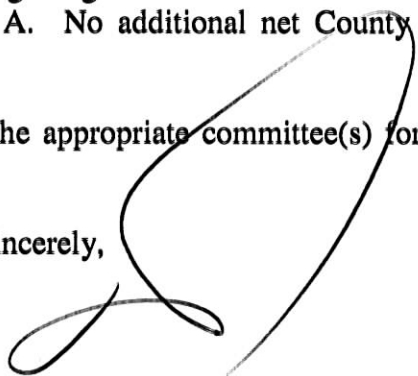
1. Authorize the County Executive, or her designee, to accept a \$28,400 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services, for the Motor Vehicle Theft and Insurance Fraud Prevention Program, for the period of January 1, 2013 through December 31, 2013.

2. Amend the 2013 operating grant budget of the Office of the Sheriff by appropriating the sum of \$28,400 into fund 9300, funds center 3803020000, Road Patrol Zone A.
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 requires an \$8,721 local match for fringe benefits not reimbursed on the grant overtime. This match is included in the 2013 operating budget of the Office of the Sheriff, fund 9001, funds center 3803020000, Road Patrol Zone A. 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*

January 4, 2013

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

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No. <u>130010</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 a Grant from the United States Department of Justice, United States Marshals Service Western District of New York, for the United States Marshals Service New York/New Jersey Regional Fugitive Task Force-Rochester Division

**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 United States Department of Justice, United States Marshals Service (USMS) Western District of New York, in an amount not to exceed \$32,000, for reimbursement of overtime, for the United States Marshals Service New York/New Jersey Regional Fugitive Task Force-Rochester Division, for the period of October 9, 2012 through September 30, 2013.

This grant continues to support the collaborative task force with the USMS to investigate, apprehend and arrest violent felony fugitives. The grant will reimburse a portion of the overtime costs associated with the task force services. This will be the fourth year the County has received this grant. This year's funding represents a decrease of \$1,000 from last year.

**The specific legislative actions required are:**

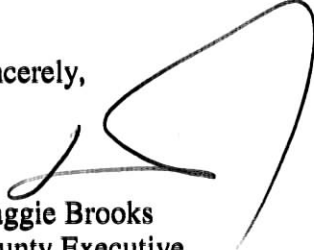
1. Authorize the County Executive, or her designee, to accept a grant in an amount not to exceed \$32,000 from, and to execute a contract and any amendments thereto, with the United States Department of Justice, United States Marshals Service Western District of New York, for reimbursement of overtime, for the United States Marshals Service New York/New Jersey Regional Fugitive Task Force-Rochester Division, for the period of October 9, 2012 through September 30, 2013.

3. Amend the 2012 operating grant budget of the Office of the Sheriff by appropriating the sum of \$32,000 into fund 9300, funds center 3803010000, Police Bureau Administration.
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.

This grant requires a \$12,160 local match for fringe benefits not reimbursed on the grant overtime. This match is included in the 2012 operating budget of the Office of the Sheriff, fund 9001, funds center 3803010000, Police Bureau Administration, and will be included 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*

January 4, 2013

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

Subject: Authorize a Contract with Richard J. Watts, Inc. for Radiological Consultant Services

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No. <u>130011</u>
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Committee Assignment
<b>PUBLIC SAFETY</b> -L
<b>WAYS &amp; MEANS</b>

Honorable Legislators:

I recommend that Your Honorable Body authorize a contract with Richard J. Watts, Inc., in an amount not to exceed \$77,000, to perform radiological consultant services, for the period of January 1, 2013 through December 31, 2013.

Services include development and delivery of Monroe County's radiological program as it relates to the Ginna Nuclear Power Plant. Tasks include but are not limited to: development and delivery of radiological training program, coordinate all aspects of the radiological dose assessment program, assist in the maintenance and calibration of radiological detection equipment, coordinate/assist/and participate in training and exercises related to the Ginna Nuclear Power Plant, update the County's Radiological Emergency Plan, file necessary radiological reports and documentation, and provide subject matter expertise to County officials as it relates to radiological preparedness.

A Request for Qualifications was issued and Richard J. Watts, Inc. was 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 Richard J. Watts, Inc. 404 Bluhm Road, Fairport, New York 14450, to perform radiological consultant services, in an amount not to exceed \$77,000, for the period of January 1, 2013 through December 31, 2013.

Funding for this contract is included in the 2013 operating budget of the Department of Public Safety, fund 9300, funds center 2408030200, Office of Emergency Management/Radiological Survey. 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 Richard J. Watts, Inc., nor its principal officer, Richard J. Watts, President, owe any delinquent Monroe County property taxes.

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

Sincerely,

  
**Maggie Brooks**  
County Executive



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

**Maggie Brooks**  
 County Executive

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

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No.	<b>130012</b>
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Committee Assignment	
<b>TRANSPORTATION</b>	<b>-L</b>
<b>WAYS &amp; MEANS</b>	

January 4, 2013

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

**Subject:** Authorize a Contract with Villager Construction, Inc. for the Long Pond Road Bridge at Round Pond Creek Project in the Town of Greece

Honorable Legislators:

I recommend that Your Honorable Body authorize a contract with Villager Construction, Inc. for the Long Pond Road Bridge at Round Pond Creek Project in the Town of Greece.

This project involves the relining of the existing two (2) culvert pipes that comprise the bridge. Additional grading and stream work are required upstream of the bridge and this upstream work will also include the installation of a debris fin. The project also includes installation of new guiderail.

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

The following six (6) bids were received on October 25, 2012:

Villager Construction, Inc.	\$387,632.80
C.P. Ward, Inc	388,575.00
Crane-Hogan Structural Systems, Inc.	411,552.00
Keeler Construction Co., Inc.	419,035.90
Sealand Contractors Corp.	489,000.35
DiFiore Construction, Inc.	598,286.00

The bids have been reviewed and the Department of Transportation recommends the award of the contract to the lowest responsible bidder, Villager Construction, Inc., in the amount of \$387,632.80.

**The specific legislative action required is** to authorize the County Executive, or her designee, to execute a contract with Villager Construction, Inc., 425 Old Macedon Center Road, Fairport, NY 14450 in the amount of \$387,632.80, for construction services for the Long Pond Road Bridge at Round Pond Creek Project in the Town of Greece, and any amendments necessary to complete the project within the total capital fund(s) appropriation.



Environmental assessments were completed for the Long Pond Road Bridge at Round Pond Creek Project and it was determined that there would be no significant effect on the environment.

Funding for this contract, consistent with authorized uses, is included in capital fund 1579 and in 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 Villager Construction, Inc., nor any of its principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firm are:

Richard K. Clark, President & Treasurer  
Timothy O. Lawless, Secretary & 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
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Monroe County
Committee Assignment
TRANSPORTATION -L
WAYS & MEANS

January 4, 2013

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

Subject: Authorization to Advertise for Bids for the Highway Rehabilitation Program, Pinnacle Road in the Town of Rush

Honorable Legislators:

I recommend that Your Honorable Body authorize the Department of Transportation to advertise for bids for the Highway Rehabilitation Program, Pinnacle Road in the Town of Rush.

This project involves the rehabilitation of Pinnacle Road from Rush Mendon Road (NY 251) to the Rush Town line. The work includes hot in place recycling of the roadway with a single course overlay. New shoulders will also be constructed along with associated open and closed drainage improvements.

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 October 30, 2012. The total anticipated construction cost is \$2,120,000, which includes the following estimated amounts:

Table with 2 columns: Item, Amount. Rows: Construction Cost (\$1,670,000), Construction Supervision (200,000), Contingency (250,000), Total (\$2,120,000)

The specific legislative action required is to authorize the Department of Transportation to advertise for bids for the Highway Rehabilitation Program, Pinnacle Road in the Town of Rush.

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

Funding for this project, consistent with authorized uses, is included capital fund 1673 and in 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

110 County Office Building • 39 West Main Street • Rochester, N.Y. 14614

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



Office of the County Executive

Monroe County, New York

Maggie Brooks
County Executive

Daniel M. DeLaus, Jr.
Deputy County Executive

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Committee Assignment
TRANSPORTATION -L
WAYS & MEANS

January 4, 2013

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

Subject: Authorize a Contract with Erdman, Anthony and Associates, Inc. for Engineering Services for the Highway Rehabilitation Program, Pinnacle Road in the Town of Henrietta

Honorable Legislators:

I recommend that Your Honorable Body authorize a contract with Erdman, Anthony and Associates, Inc., for engineering services, for the Highway Rehabilitation Program, Pinnacle Road in the Town of Henrietta.

Pinnacle Road is a County owned road with the limits for this project being from the Rush-Henrietta town line north to Interstate Route 90 in the Town of Henrietta. This project will involve rehabilitation of the road and related components. The current total project estimate is \$3,600,000.

Several consultants were considered, with Erdman, Anthony and Associates, Inc. rated the most qualified for this project. Erdman, Anthony and Associates, Inc. proposes to provide these services in the amount of \$270,644.04.

A cost breakdown of these services is as follows:

Table with 2 columns: Service Type and Amount. Rows include Design Services (\$158,451.87), Special Services (87,777.94), Construction Services (24,434.23), and Total (\$270,664.04).

The specific legislative action required is to authorize the County Executive, or her designee, to execute a contract with Erdman, Anthony and Associates, Inc., 145 Culver Road, Suite 200, Rochester, New York 14620, in the amount of \$270,644.04, for engineering services, for the Highway Rehabilitation Program, Pinnacle Road in the Town of Henrietta, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

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

Funding for these services, consistent with authorized uses, is included capital fund 1673 and in 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 Erdman, Anthony and Associates, Inc., nor any of its principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firm are:

Russell Bullock, Chairman of the Board  
Curt Helman, President/CEO  
Stephen Easton, Controller

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

Sincerely,

A handwritten signature in black ink, appearing to read 'Maggie Brooks', with a large, sweeping flourish that loops back over the top of the signature.

Maggie Brooks  
County Executive



*Office of the County Executive*

Monroe County, New York

**Maggie Brooks**  
*County Executive*

**Daniel M. DeLaus, Jr.**

*Deputy County Executive*

No. 130015

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Legislature of  
Monroe County

Committee Assignment

**TRANSPORTATION -1.**  
**WAYS & MEANS**

January 4, 2013

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

**Subject:** Authorize Contracts with LaBella Associates, P.C. and the New York State Department of Transportation for Engineering Services for the Bridge Preventative Maintenance Project in the Towns of Brighton, Clarkson, Greece, Hamlin, Parma and Wheatland

**Honorable Legislators:**

I recommend that Your Honorable Body authorize contracts with LaBella Associates, P.C. and the New York State Department of Transportation, for engineering services, for the Bridge Preventative Maintenance project in the Towns of Brighton, Clarkson, Greece, Hamlin, Parma and Wheatland.

The Bridge Preventative Maintenance project consists of the following bridge locations: Winton Road spanning the Erie Canal in Brighton, Edgemere Drive over Buck Pond Outlet and North Greece Road over Northrup Creek in Greece, North Hamlin Road over Sandy Creek and Lake Road West Fork over Sandy Creek in Hamlin, Clarkson-Parma Townline Road over Otis Creek in Clarkson/Parma and Wheatland Center Road over Oatka Creek in Wheatland. This project will involve preventative maintenance of various elements (joint seal replacement, cleaning and painting of bearings, concrete repairs to deck and substructure, bridge and guiderail upgrades) of the existing bridges. The current total project estimate is \$3,006,000.

Several consultants were considered, with LaBella Associates, P.C. rated the most qualified for this project. LaBella Associates, P.C. proposes to provide these services in the amount of \$268,427.82.

A cost breakdown of these services is as follows:

Design Services	\$184,545.49
Special Services	<u>83,882.33</u>
Total	\$268,427.82

**The specific legislative actions required are:**

1. Authorize the County Executive, or her designee, to execute a contract with LaBella Associates, P.C., 300 State Street, Suite 201, Rochester, New York 14614, in the amount of \$268,427.82, for engineering services, for the Bridge Preventative Maintenance project in the Towns of Brighton, Clarkson, Greece, Hamlin, Parma and Wheatland, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

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2. Authorize the County Executive, or her designee, to execute a contract, and any amendments thereto, with the New York State Department of Transportation, for the Bridge Preventative Maintenance project in Monroe County.

Environmental assessments were completed for the Bridge Preventative Maintenance project, and it was determined that there would be no significant effect on the environment.

Funding for these services, consistent with authorized uses, is included capital fund 1657 and in 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 LaBella Associates, P.C., nor any of its principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firm are:

Sergio Esteban, CEO  
Robert Healy, President/Treasurer  
Steve Metzger, Secretary

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

Sincerely,



Maggie Brooks  
County Executive



# Office of the County Executive

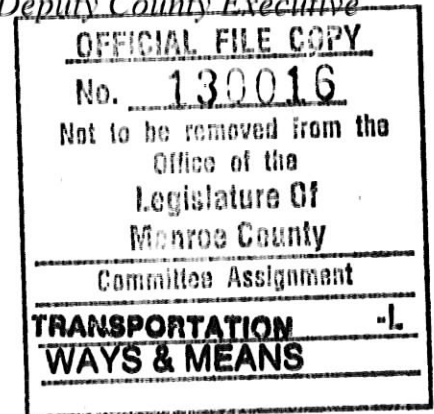
Monroe County, New York

**Maggie Brooks**  
*County Executive*

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

January 4, 2013

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



**Subject:** Authorize a Contract with Fisher Associates, P.E., L.S., P.C. for Engineering Services for the Morgan Road Culverts at Mill Creek and Black Creek Tributaries in the Town of Chili

Honorable Legislators:

I recommend that Your Honorable Body authorize a contract with Fisher Associates, P.E., L.S., P.C. ("Fisher Associates") for engineering services, for the Morgan Road Culverts at Mill Creek and Black Creek Tributaries in the Town of Chili.

The Morgan Road Culvert project consists of two (2) County owned culverts that span Mill Creek and Black Creek Tributaries in the Town of Chili. This project will involve replacement or rehabilitation of both existing culverts at Mill Creek and Black Creek Tributaries. The current total project estimate is \$880,000.

Several consultants were considered, with Fisher Associates, rated the most qualified for this project. Fisher Associates proposes to provide these services in the amount of \$101,314.76.

A cost breakdown of these services is as follows:

Design Services	\$ 80,909.69
Special Services	8,025.00
Construction Services	<u>12,380.07</u>
Total	\$101,314.76

**The specific legislative action required is** to authorize the County Executive, or her designee, to execute a contract with Fisher Associates, P.E., L.S., P.C., 135 Calkins Road, Rochester, New York 14623, in the amount of \$101,314.76, for engineering services, for the Morgan Road Culverts at Mill Creek and Black Creek Tributaries in the Town of Chili, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Environmental assessments were completed for the Morgan Road Culverts at Mill Creek and Black Creek Tributaries, and it was determined that there would be no significant effect on the environment.

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(585) 753-1000 • fax: (585) 753-1014 • [www.monroecounty.gov](http://www.monroecounty.gov) • e-mail: [countyexecutive@monroecounty.gov](mailto:countyexecutive@monroecounty.gov)

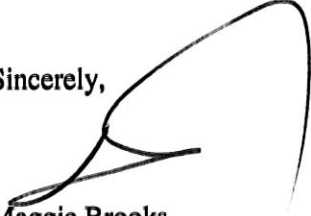
Funding for these services, consistent with authorized uses, is included in Capital Fund 1614 and any capital fund(s) created for the same intended purpose. No additional net County support is required in the current Monroe County budget.

The records in the Office of the Monroe County Treasury have indicated that neither Fisher Associates, P.E., L.S., P.C., nor any of its principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firm are:

Claire Fisher, P.E., President, Secretary, Treasurer  
Robert W. Goossen, P.E., Vice President  
J. Steve Boddecker, L.S., Vice President

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

Sincerely,



Maggie Brooks  
County Executive





# Office of the County Executive

Monroe County, New York

**Maggie Brooks**  
County Executive

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

January 4, 2013

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

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No. <u>130017</u>
Not to be removed from the Office of the Legislature of Monroe County
Committee Assignment
<b>TRANSPORTATION</b> -L
<b>WAYS &amp; MEANS</b>

**Subject:** Authorize a Contract with Hunt Engineers, Architects & Land Surveyors, P.C. for Engineering Services for the Stottle Road Culvert at Black Creek Tributary in the Town of Chili

Honorable Legislators:

I recommend that Your Honorable Body authorize a contract with Hunt Engineers, Architects & Land Surveyors, P.C., for engineering services, for the Stottle Road Culvert at Black Creek Tributary in the Town of Chili.

The Stottle Road Culvert is a County owned culvert spanning Black Creek Tributary in the Town of Chili. This project will involve replacement/rehabilitation of the existing culvert. The current total project estimate is \$480,000.

Several consultants were considered, with Hunt Engineers, Architects & Land Surveyors, P.C. rated the most qualified for this project. Hunt Engineers, Architects & Land Surveyors, P.C. proposes to provide these services in the amount of \$60,318.75.

A cost breakdown of these services is as follows:

Design Services	\$44,570.03
Special Services	13,323.39
Construction Services	<u>2,425.33</u>
Total	\$60,318.75

**The specific legislative action required is** to authorize the County Executive, or her designee, to execute a contract with Hunt Engineers, Architects & Land Surveyors, P.C., 4 Commercial Street, Suite 300, Rochester, New York 14614, in the amount of \$60,318.75, for engineering services, for the Stottle Road Culvert at Black Creek Tributary in the Town of Chili, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Environmental assessments were completed for the Stottle Road Culvert at Black Creek Tributary, and it was determined that there would be no significant effect on the environment.

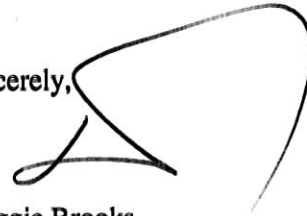
Funding for these services, consistent with authorized uses, is included in capital fund 1614, and any capital fund(s) created for the same intended purpose. No additional net County support is required in the current Monroe County budget.

The records in the Office of the Monroe County Treasury have indicated that neither Hunt Engineers, Architects & Land Surveyors, P.C., nor any of its principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firm are:

Daniel C. Bower, President/Treasurer  
John Cake, Vice President of Architecture  
Charles J. Franze, Vice President of Engineering

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

Sincerely,

A handwritten signature in black ink, appearing to read 'Maggie Brooks', with a large, sweeping flourish extending upwards and to the right.

Maggie Brooks  
County Executive



*Office of the County Executive*

Monroe County, New York

**Maggie Brooks**  
*County Executive*

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

January 4, 2013

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

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

**Subject:** Amend the 2013 Capital Budget and Bond Resolution 206 of 2011 to Provide an Increase in Funding for the Lyell Avenue Improvements Project in the Village of Spencerport, Town of Ogden

**Honorable Legislators:**

I recommend that Your Honorable Body amend the 2013 Capital Budget and Bond Resolution 206 of 2011, to provide an increase in funding for the Lyell Avenue Improvements Project in the Village of Spencerport, Town of Ogden.

Lyell Avenue is a County owned highway with the limits for this project being from Union Street (NYS Rt. 259) to the Spencerport Village line, in the Town of Ogden. This project involves the reconstruction of the roadway within the stated limits, installation of sidewalk, a highway lighting system, drainage improvements and a culvert replacement. A construction services contract was awarded by Your Honorable Body for this project in July 2011.

During construction several unknown conditions were identified that resulted in increased costs, including encountering contaminated soils. There were private and public utility conflicts encountered with the installation of new storm sewers and a box culvert. These conflicts resulted in relocations of the utilities, and the contaminated soil materials required proper handling, treatment, and disposal. High water table conditions throughout the project made installation of a portion of the storm sewer using conventional methods impossible, resulting in significant design modifications. The modifications included installing a critical storm sewer outfall pipe via a boring method to avoid possible damage or impacts to private property. Also, the street lighting system components contained in the contract bid documents were changed so that the poles, luminaires, and wire specifications conformed to the Village system. Consequently, funding for this project needs to be increased by \$275,000 to cover these increased project costs.

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

**The specific legislative actions required are:**

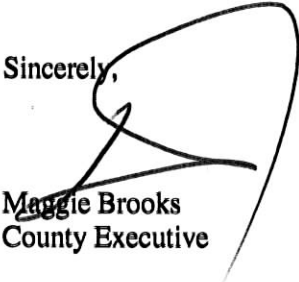
1. Amend the 2013 Capital Budget to increase the project authorization by \$275,000 for the Lyell Avenue Project, from \$3,100,000 to \$3,375,000, making the total project authorization \$3,375,000.
2. Amend Bond Resolution 206 of 2011 to increase financing for the Lyell Avenue Project, capital fund 1330, from \$3,100,000 to \$3,375,000, for a total authorization of \$3,375,000.

Environmental assessments have been completed for the Lyell Avenue Project and it was determined that there would be no significant effect on the environment.

Funding for these services, consistent with authorized uses, will be included in capital fund 1330 once the additional financing authorization requested herein is approved and in 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. <del>Deputy County Executive</del>	
OFFICIAL FILE COPY No. 130019	
Not to be removed from the Office of the Legislature of Monroe County	
Committee Assignment	
HUMAN SERVICES	-L-
WAYS & MEANS	

January 4, 2013

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

Subject: Amend Resolution 295 of 2011 to Increase the Professional Services Contracts for the Monroe County Office of Mental Health, Socio-Legal Center

Honorable Legislators:

I recommend that Your Honorable Body amend Resolution 295 of 2011 to increase the contracts from an amount not to exceed \$109,000 to an amount not to exceed \$125,180, cumulatively for all contracts, for services to be provided for the Monroe County Office of Mental Health, Socio-Legal Center, for the period of January 1, 2012 through December 31, 2012.

The Socio-Legal Center provides a variety of mental health related services and supports to the criminal justice system and individuals with mental illness and their families involved in the criminal justice system. Professional services contracts are maintained with approved and qualified psychiatrists to provide competency to stand trial and court-ordered psychiatric evaluations and testimony to the courts as needed, as required by New York State Mental Hygiene Law. The psychiatrists also provide services to the Assisted Outpatient (AOT) program which is operated at the Center under New York State's "Kendra's Law." The AOT program serves individuals with serious mental illness who, due to noncompliance with outpatient treatment, may be court-ordered to treatment in the community on an outpatient basis.

The psychiatrists performed additional hours of services, resulting in a need to increase the cumulative amount for the 2012 contracts.

The specific legislative action required is to amend Resolution 295 of 2011 to amend the contracts, and any amendments thereto, with John Tokoli, M.D., Michael McGrath, M.D. and Odysseus Adamides, Jr., M.D., for mental health services, from an amount not to exceed \$109,000 to an amount not to exceed \$125,180, cumulatively for all contracts, for the period of January 1, 2012 through December 31, 2012.

Funding for these contracts is available in the 2012 operating budget of the Department of Human Services, Office of Mental Health, fund 9001, funds center 5701030000, Socio-Legal 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*

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

January 4, 2013

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

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No. <u>130020</u>
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Committee Assignment
<b>ENV. &amp; PUB. WORKS -1</b>
<b>PUBLIC SAFETY</b>
<b>WAYS &amp; MEANS</b>

**Subject:** Authorize a Cooperative Agreement with the United States Department of Homeland Security, Transportation Security Administration, for Law Enforcement Personnel Reimbursement at the Greater Rochester International Airport

Honorable Legislators:

I recommend that Your Honorable Body authorize a Cooperative Agreement with the United States Department of Homeland Security, Transportation Security Administration (TSA), in a total amount not to exceed \$233,600 for law enforcement personnel reimbursement at the Greater Rochester International Airport (Airport), for the period of October 1, 2012 through September 30, 2013, with the option to renew for two (2) additional one-year periods.

The purpose of this agreement is to provide reimbursement for the salaries and training of Monroe County Sheriff's Office deputies providing law enforcement services on-site at the Airport and law enforcement response to the security passenger screening checkpoints pursuant to the requirements established by the TSA. The TSA will reimburse Monroe County a total amount not to exceed \$233,600, during the one (1) year award period. The previous five-year agreement which expired September 30, 2012, was authorized by Resolution 372 of 2007.

**The specific legislative action required is** to authorize the County Executive, or her designee, to execute a Cooperative Agreement, and any amendments thereto, with the United States Department of Homeland Security, Transportation Security Administration, for law enforcement personnel reimbursement at the Greater Rochester International Airport, in a total amount not to exceed \$233,600, for the period of October 1, 2012 through September 30, 2013, with the option to renew for two (2) additional one-year periods.

This agreement is revenue generating. 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

January 4, 2013

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

**Subject: Authorize a Contract with CHA Consulting, Inc. for Design Services for the Tunnel Lighting Retrofit Project at the Greater Rochester International Airport**

Honorable Legislators:

I recommend that Your Honorable Body authorize a contract with CHA Consulting, Inc., in the amount of \$72,000, for design services, for the Tunnel Lighting Retrofit Project at the Greater Rochester International Airport.

This project will replace 751 high pressure sodium light fixtures currently installed both airside and landside in the Access Road Tunnel with LED lighting. The project will include adding supplemental lighting controls so that during inactivity of more than one half hour, lighting inside the tunnels will reduce to night time levels. The project will also address and correct issues regarding water infiltration occurring within the tunnel lighting conduit system.

Funding for this project will ultimately be provided by the Monroe County Airport Authority from its Renewal and Replacement Fund, the New York State Energy Research and Development Authority (NYSERDA), and any other energy grant incentive awards that may be received.

The Department of Aviation recommends authorization of a contract with CHA Consulting, Inc., a designated airport consultant per Resolution 241 of 2011, to provide design services for the Tunnel Lighting Retrofit Project in the amount of \$72,000.

**The specific legislative action required is to authorize the County Executive, or her designee, to execute a contract with CHA Consulting, Inc., 16 Main Street West, Suite 830, Rochester, New York 14614, for design services, for the Tunnel Lighting Retrofit Project at the Greater Rochester International Airport, in the amount of \$72,000, along with any amendments necessary to complete the project within the total capital fund(s) appropriation.**

Environmental assessments were completed for the Tunnel Lighting Retrofit Project, and it was determined that there would be no significant effect on the environment.

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<b>ENV. &amp; PUB. WORKS</b>
<b>WAYS &amp; MEANS</b>

Funding for this project, consistent with authorized uses, is included in capital fund 1622 and any capital fund(s) created for the same intended purpose. The local funding for this project will ultimately be provided by the Monroe County Airport Authority from Airport generated revenues. No net County support is required in the current Monroe County budget.

The records in the Office of the Monroe County Treasury have indicated that neither CHA Consulting, Inc., nor any of its principal partners, owe any delinquent Monroe County property taxes. The principal partners of the firm are:

William Lucarelli  
Thomas O'Brien  
Vincent Campisi  
John Sobiech  
Frank Mento

Rodney Bascom  
Gary Robinson  
James Fuller  
Michael Hollowood  
Joseph Thomson

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*

January 4, 2013

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

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No. <u>130022</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
<b>ENV. &amp; PUB. WORKS..L</b>
<b>WAYS &amp; MEANS</b>

**Subject:** Amend Resolution 101 of 2011 to Increase and Extend the Contract with the Rochester Institute of Technology Center for Integrated Manufacturing Studies to Expand the Community-Based Biofuel Program

**Honorable Legislators:**

I recommend that Your Honorable Body amend Resolution 101 of 2011 to increase the contract with Rochester Institute of Technology Center for Integrated Manufacturing Studies (RIT CIMS), from the amount of \$71,200 to the amount of \$190,772, to expand the Community-Based Biofuel Program, and to extend the time period for one (1) year, through January 31, 2014.

Your Honorable Body, under Resolution 101 of 2011, previously authorized the County to accept a grant from the United States Environmental Protection Agency to fully fund this contract. The purpose of this contract amendment is to allow Monroe County's Department of Environmental Services and RIT CIMS to expand its partnership to produce biodiesel and cleaning products from waste cooking grease. Under this new phase of the project, RIT CIMS will utilize waste grease collected from residents at the County's EcoPark and from RIT's food service operations as feedstock for the production process. The biodiesel will be used in Monroe County and Rochester Institute of Technology (RIT) vehicles and equipment. In addition, RIT will also use the sustainably-produced fuel to heat an on-campus recreational facility. Lastly, by-products from the biodiesel production will be used to make cleaning products for RIT and County facilities.

**The specific legislative action required is to amend Resolution 101 of 2011 to increase the contract with Rochester Institute of Technology Center for Integrated Manufacturing Studies, from the amount of \$71,200 to the amount of \$190,772, to expand the Community-based Biofuel Program, and to extend the time period for one (1) year, through January 31, 2014.**

An environmental assessment was completed for the Community-Based Biofuel Program, and it was determined that there would be no significant effect on the environment.

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Funding for this contract is included in the 2013 operating grant budget of the Department of Environmental Services, fund 9300, funds center 8675010000, Fleet Maintenance. No net County support is required in the current Monroe County budget.

This contract is 100% funded by the United States Environmental Protection Agency. No County support is required in the current Monroe County budget.

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.

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*

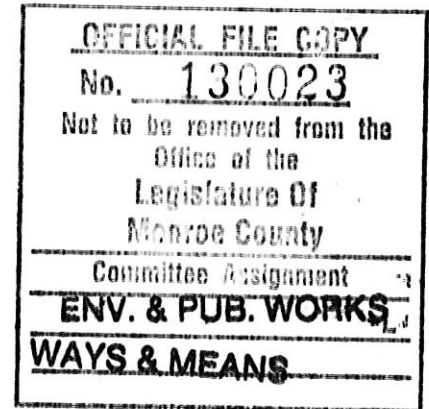
Monroe County, New York

**Maggie Brooks**  
*County Executive*

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

January 4, 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 Pollution Prevention Institute's Community Grant Program for Pharmaceutical Collection Program Outreach Education

**Honorable Legislators:**

I recommend that Your Honorable Body accept a grant from the New York State Pollution Prevention Institute's Community Grant Program, in the amount of \$10,000, for pharmaceutical collection program outreach education, for the period of December 1, 2012 through May 31, 2013.

The purpose of this grant is to reduce the discharge of pharmaceutical-based pollutants to New York's waters by increasing household awareness of Monroe County's five-year-old pharmaceutical waste collection program. To prevent poisoning and misuse, this waste's historical recommended disposal method was via wastewater and solid waste systems that are not designed to properly manage them. With the cooperation of area law enforcement and other partners, Monroe County offers safe and environmentally responsible disposal options. Increased household awareness of, and thereby participation in, this program is vital to its success and environmental and public health. The grant funds will be used for outreach/education material development and printing. This is the second time the County will receive funding under this grant program.

**The specific legislative actions required are:**

1. Authorize the County Executive, or her designee, to accept a \$10,000 grant from, and to execute a contract and any amendments thereto with, the New York State Pollution Prevention Institute's Community Grant Program, for pharmaceutical collection program outreach education, for the period of December 1, 2012 through May 31, 2013.

2. Authorize the County Executive, or her designee, to amend the 2013 operating grant budget of the Department of Environmental Services by appropriating the sum of \$10,000 into fund 9300, funds center 8572020100, Pure Waters Industrial Waste.
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 the grant guidelines to meet contractual commitments.
4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such persons.

The phase of this project involves acceptance of a grant and no direct activity and therefore, does not require an environmental review.

This grant is 100% funded by the New York State Pollution Prevention Institute's Community Grant Program. 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*

January 4, 2013

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

<b>OFFICIAL FILE COPY</b>
No. <u>130024</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment _____
<b>ENV. &amp; PUB. WORKS-L</b>
<b>WAYS &amp; MEANS</b>

**Subject:** Increase and Improvement of Facilities in the Gates-Chili-Ogden Sewer District – General Collection System Improvements and Amend the 2013 Capital Budget and Bond Resolution 103 of 2012

Honorable Legislators:

I recommend that Your Honorable Body approve a request to establish an Increase and Improvement of Facilities in the Gates-Chili-Ogden Sewer District (District), in the amount of \$675,000, consisting of a capital project entitled the “General Collection System Improvements,” and amend the 2013 Capital Budget and Bond Resolution 103 of 2012.

This increase and improvement of facilities is necessary to provide additional funding for continuation of the “General Collection System Improvements” project (capital fund 1558). This project includes general improvements to various pump stations and collection system infrastructure, including enhancements to appurtenant communication and data transmission systems. This project is necessary to maintain the reliability and continuity of services to District customers.

The estimated cost of these additional improvements is \$675,000. The actual debt service obligation for the additional cost of the project, as projected in future years, could potentially result in an increase of \$1.70 to the future annual charges of the average District ratepayer. However, the actual impact is typically reduced through retirement of previous debt and other offsets to the District’s capital charge levy. Based on an average water consumption of 60,000 gallons, the total annual charge for both operation & maintenance and capital to the typical District ratepayer in 2013 is \$192.29.

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

**The specific legislative actions required are:**

1. Hold a Public Hearing for the proposed maximum amount to be expended for an "Increase and Improvement of Facilities in the Gates-Chili-Ogden Sewer District."
2. Following the Public Hearing, adopt a resolution approving the "Increase and Improvement of Facilities in Gates-Chili-Ogden Sewer District" at the maximum amount to be expended.
3. Amend the 2013 Capital Budget to increase the funding for the "General Collection System Improvements" project, in the amount of \$675,000 from \$1,500,000 to \$2,175,000, for a total project authorization of \$2,175,000.
4. Amend Bond Resolution 103 of 2012 to increase the total estimated project cost and financing for the "General Collection System Improvements" project (capital fund 1558), in the amount of \$675,000 from \$1,500,000 to \$2,175,000, for a total project authorization of \$2,175,000, subject to the approval of the State Comptroller, if required.
5. Authorize filing of applications and execution of Project Financing Agreements and any other necessary documents by the County Executive or the Director of Finance - Chief Financial Officer, as appropriate, for participation in the New York State Water Pollution Control Revolving Loan Fund (SRF) under the applicable laws of New York State to finance all or a portion of the project.

An environmental assessment was completed for the "General Collection System Improvements" project and it was determined that there would be no significant effect on the environment.

The user fees are revenue generating to the Gates-Chili-Ogden Sewer District. 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*

January 4, 2013

To The Administrative Board  
Gates-Chili-Ogden Sewer District  
407 County Office Building  
Rochester, New York 14614

<b>OFFICIAL FILE COPY</b>	
No.	<b>130025</b>
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
<b>PWAB</b>	<b>-L</b>

**Subject:** Increase and Improvement of Facilities in the Gates-Chili-Ogden Sewer District – General Collection System Improvements and Amend the 2013 Capital Budget and Bond Resolution 103 of 2012

**Honorable Legislators:**

I recommend that the Administrative Board of the Gates-Chili-Ogden Sewer District (District) approve a request to establish an Increase and Improvement of Facilities in the Gates-Chili-Ogden Sewer District, in the amount of \$675,000, consisting of a capital project entitled the "General Collection System Improvements," and amend the 2013 Capital Budget and Bond Resolution 103 of 2012.

This increase and improvement of facilities is necessary to provide additional funding for continuation of the "General Collection System Improvements" project (capital fund 1558). This project includes general improvements to various pump stations and collection system infrastructure, including enhancements to appurtenant communication and data transmission systems. This project is necessary to maintain the reliability and continuity of services to District customers.

The estimated cost of these additional improvements is \$675,000. The actual debt service obligation for the additional cost of the project, as projected in future years, could potentially result in an increase of \$1.70 to the future annual charges of the average District ratepayer. However, the actual impact is typically reduced through retirement of previous debt and other offsets to the District's capital charge levy. Based on an average water consumption of 60,000 gallons, the total annual charge for both operation & maintenance and capital to the typical District ratepayer in 2013 is \$192.29.

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

To The Administrative Board  
Gates-Chili-Ogden Sewer District  
January 4, 2013  
Page 2

**The specific Administrative Board action required is** to submit a request to the Monroe County Legislature to approve an "Increase and Improvement of Facilities in the Gates-Chili-Ogden Sewer District," consisting of a capital project entitled "General Collection System Improvements," at an estimated cost of \$675,000, and amend the 2013 Capital Budget and Bond Resolution 103 of 2012.

An environmental assessment was completed for the "General Collection System Improvements" project and it was determined that there would be no significant effect on the environment.

The user fees are revenue generating to the Gates-Chili-Ogden Sewer District. No additional net County support is required in the current Monroe County budget.

I recommend that this matter receive favorable action by the Administrative Board of the Gates-Chili-Ogden Sewer District.

Sincerely,

A handwritten signature in black ink, appearing to be 'Maggie Brooks', written in a cursive style.

Maggie Brooks  
County Executive





# Office of the County Executive

Monroe County, New York

**Maggie Brooks**  
County Executive

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

January 4, 2013

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

<b>OFFICIAL FILE COPY</b>
No. <u>130026</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
<b>ENV. &amp; PUB. WORKS.</b>
<b>WAYS &amp; MEANS</b>

**Subject:** Increase and Improvement of Facilities in the Irondequoit Bay South Central Pure Waters District - General Pump Station and Interceptor Improvements and Amend the 2013 Capital Budget and Bond Resolution 94 of 2012

Honorable Legislators:

I recommend that Your Honorable Body approve a request to establish an Increase and Improvement of Facilities in the Irondequoit Bay South Central Pure Waters District (District), in the amount of \$450,000, consisting of a capital project entitled the "General Pump Station and Interceptor Improvements," and amend the 2013 Capital Budget and Bond Resolution 94 of 2012.

This increase and improvement of facilities is necessary to provide additional funding for continuation of the "General Pump Station and Interceptor Improvements" project (capital fund 1555). This project includes general improvements to various pump stations and interceptor sewers, including enhancements to appurtenant communication and data transmission. This project is necessary to maintain the reliability and continuity of services to District customers.

The estimated cost of these additional improvements is \$450,000. The actual debt service obligation for the additional cost of the project, as projected in future years, could potentially result in an increase of \$0.27 to the future annual charges of the average District ratepayer. However, the actual impact is typically reduced through retirement of previous debt and other offsets to the District's capital charge levy. Based on an average water consumption of 60,000 gallons, the total annual charge for both operation & maintenance and capital to the typical District ratepayer in 2013 is \$105.49.

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

**The specific legislative actions required are:**

1. Hold a Public Hearing for the proposed maximum amount to be expended for an "Increase and Improvement of Facilities in the Irondequoit Bay South Central Pure Waters District."

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2. Following the Public Hearing, adopt a resolution approving the "Increase and Improvement of Facilities in the Irondequoit Bay South Central Pure Waters District" at the maximum amount to be expended.
3. Amend the 2013 Capital Budget to increase the funding for the "General Pump Station and Interceptor Improvements" project, in the amount of \$450,000 from \$1,500,000 to \$1,950,000, for a total project authorization of \$1,950,000.
4. Amend Bond Resolution 94 of 2012 to increase the total estimated project cost and financing for the "General Pump Station and Interceptor Improvements" project (capital fund 1555), in the amount of \$450,000 from \$1,500,000 to \$1,950,000, for a total project authorization of \$1,950,000, subject to the approval of the State Comptroller, if required.
5. Authorize filing of applications and execution of Project Financing Agreements and any other necessary documents by the County Executive or the Director of Finance - Chief Financial Officer, as appropriate, for participation in the New York State Water Pollution Control Revolving Loan Fund (SRF) under the applicable laws of New York State to finance all or a portion of the project.

An environmental assessment was completed for the "General Pump Station and Interceptor Improvements" project, and it was determined that there would be no significant effect on the environment.

The user fees are revenue generating to the Irondequoit Bay South Central Pure Waters District. 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*

January 4, 2013

To The Administrative Board  
Irondequoit Bay South Central Pure Waters District  
407 County Office Building  
Rochester, New York 14614

<b>OFFICIAL FILE COPY</b>	
No.	<b>130027</b>
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
<b>PWAB</b>	<b>-L</b>

**Subject:** Increase and Improvement of Facilities in the Irondequoit Bay South Central Pure Waters District - General Pump Station and Interceptor Improvements and Amend the 2013 Capital Budget and Bond Resolution 94 of 2012

**Honorable Legislators:**

I recommend that the Administrative Board of the Irondequoit Bay South Central Pure Waters District approve a request to establish an Increase and Improvement of Facilities in the Irondequoit Bay South Central Pure Waters District (District), in the amount of \$450,000, consisting of a capital project entitled the "General Pump Station and Interceptor Improvements," and amend the 2013 Capital Budget and Bond Resolution 94 of 2012.

This increase and improvement of facilities is necessary to provide additional funding for continuation of the "General Pump Station and Interceptor Improvements" project (capital fund 1555). This project includes general improvements to various pump stations and interceptor sewers, including enhancements to appurtenant communication and data transmission. This project is necessary to maintain the reliability and continuity of services to District customers.

The estimated cost of these additional improvements is \$450,000. The actual debt service obligation for the additional cost of the project, as projected in future years, could potentially result in an increase of \$0.27 to the future annual charges of the average District ratepayer. However, the actual impact is typically reduced through retirement of previous debt and other offsets to the District's capital charge levy. Based on an average water consumption of 60,000 gallons, the total annual charge for both operation & maintenance and capital to the typical District ratepayer in 2013 is \$105.49.

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

To The Administrative Board  
Irondequoit Bay South Central Pure Waters District  
January 4, 2013  
Page 2

**The specific Administrative Board action required is** to submit a request to the Monroe County Legislature to approve an "Increase and Improvement of Facilities in the Irondequoit Bay South Central Pure Waters District," consisting of a capital project entitled "General Pump Station and Interceptor Improvements," at an estimated cost of \$450,000, and amend the 2013 Capital Budget and Bond Resolution 94 of 2012.

An environmental assessment was completed for the "General Pump Station and Interceptor Improvements" project, and it was determined that there would be no significant effect on the environment.

The user fees are revenue generating to the Irondequoit Bay South Central Pure Waters District. No additional net County support is required in the current Monroe County budget.

I recommend that this matter receive favorable action by the Administrative Board of the Irondequoit Bay South Central 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*

January 4, 2013

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

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No. <u>130028</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
<b>ENV. &amp; PUB. WORKS -I. WAYS &amp; MEANS</b>

**Subject:** Increase and Improvement of Facilities in the Northwest Quadrant Pure Waters District - General Pump Station and Interceptor Improvements and Amend the 2013 Capital Budget and Bond Resolution 98 of 2012

**Honorable Legislators:**

I recommend that Your Honorable Body approve a request to establish an Increase and Improvement of Facilities in the Northwest Quadrant Pure Waters District (District), in the amount of \$450,000, consisting of a capital project entitled the "General Pump Station and Interceptor Improvements," and amend the 2013 Capital Budget and Bond Resolution 98 of 2012.

This increase and improvement of facilities is necessary to provide additional funding for continuation of the "General Pump Station and Interceptor Improvements" project (capital fund 1605). This project includes general improvements to various pump stations and interceptor sewers, including enhancements to appurtenant communication and data transmission. This project is necessary to maintain the reliability and continuity of services to District customers.

The estimated cost of these additional improvements is \$450,000. The actual debt service obligation for the additional cost of the project, as projected in future years, could potentially result in an increase of \$0.59 to the future annual charges of the average District ratepayer. However, the actual impact is typically reduced through retirement of previous debt and other offsets to the District's capital charge levy. Based on an average water consumption of 60,000 gallons, the total annual charge for both operation & maintenance and capital to the typical District ratepayer in 2013 is \$106.96.

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

**The specific legislative actions required are:**

1. Hold a Public Hearing for the proposed maximum amount to be expended for an "Increase and Improvement of Facilities in the Northwest Quadrant Pure Waters District."
2. Following the Public Hearing, adopt a resolution approving the "Increase and Improvement of Facilities in the Northwest Quadrant Pure Waters District" at the maximum amount to be expended.
3. Amend the 2013 Capital Budget to increase the funding for the "General Pump Station and Interceptor Improvements" project, in the amount of \$450,000 from \$1,000,000 to \$1,450,000, for a total project authorization of \$1,450,000.
4. Amend Bond Resolution 98 of 2012 to increase the total estimated project cost and financing for the "General Pump Station and Interceptor Improvements" project (capital fund 1605), in the amount of \$450,000 from \$1,000,000 to \$1,450,000, for a total project authorization of \$1,450,000, subject to the approval of the State Comptroller, if required.
5. Authorize filing of applications and execution of Project Financing Agreements and any other necessary documents by the County Executive or the Director of Finance - Chief Financial Officer, as appropriate, for participation in the New York State Water Pollution Control Revolving Loan Fund (SRF) under the applicable laws of New York State to finance all or a portion of the project.

An environmental assessment was completed for the "General Pump Station and Interceptor Improvements" project, and it was determined that there would be no significant effect on the environment.

The user fees are revenue generating to the Northwest Quadrant Pure Waters District. 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*

January 4, 2013

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

<u>OFFICIAL FILE COPY</u>	
No. <u>130029</u>	
Not to be removed from the Office of the Legislature Of Monroe County	
<u>Committee Assignment</u>	
<u>PWAB</u>	<u>-L</u>

**Subject:** Increase and Improvement of Facilities in the Northwest Quadrant Pure Waters District - General Pump Station and Interceptor Improvements and Amend the 2013 Capital Budget and Bond Resolution 98 of 2012

Honorable Legislators:

I recommend that the Administrative Board of the Northwest Quadrant Pure Waters District approve a request to establish an Increase and Improvement of Facilities in the Northwest Quadrant Pure Waters District (District), in the amount of \$450,000, consisting of a capital project entitled the "General Pump Station and Interceptor Improvements," and amend the 2013 Capital Budget and Bond Resolution 98 of 2012.

This increase and improvement of facilities is necessary to provide additional funding for continuation of the "General Pump Station and Interceptor Improvements" project (capital fund 1605). This project includes general improvements to various pump stations and interceptor sewers, including enhancements to appurtenant communication and data transmission. This project is necessary to maintain the reliability and continuity of services to District customers.

The estimated cost of these additional improvements is \$450,000. The actual debt service obligation for the additional cost of the project, as projected in future years, could potentially result in an increase of \$0.59 to the future annual charges of the average District ratepayer. However, the actual impact is typically reduced through retirement of previous debt and other offsets to the District's capital charge levy. Based on an average water consumption of 60,000 gallons, the total annual charge for both operation & maintenance and capital to the typical District ratepayer in 2013 is \$106.96.

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

To The Administrative Board  
Northwest Quadrant Pure Waters District  
January 4, 2013  
Page 2

**The specific Administrative Board action required is** to submit a request to the Monroe County Legislature to approve an "Increase and Improvement of Facilities in the Northwest Quadrant Pure Waters District," consisting of a capital project entitled "General Pump Station and Interceptor Improvements," at an estimated cost of \$450,000 and amend the 2013 Capital Budget and Bond Resolution 98 of 2012.

An environmental assessment was completed for the "General Pump Station and Interceptor Improvements" project, and it was determined that there would be no significant effect on the environment.

The user fees are revenue generating to the Northwest Quadrant Pure Waters District. No additional net County support is required in the current Monroe County budget.

I recommend that this matter receive favorable action by the Administrative Board of the Northwest Quadrant 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*

January 4, 2013

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

<b>OFFICIAL FILE COPY</b>
No. <u>130030</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
<b>ENV. &amp; PUB. WORKS.</b>
<b>WAYS &amp; MEANS</b>

**Subject:** Increase and Improvement of Facilities in the Rochester Pure Waters District – Combined Sewer Overflow Abatement Program (CSOAP) Pedestrian Bridge Improvements

**Honorable Legislators:**

I recommend that Your Honorable Body approve a request to establish an Increase and Improvement of Facilities in the Rochester Pure Waters District (District), in the amount of \$900,000, consisting of a capital project entitled the "Combined Sewer Overflow Abatement Program (CSOAP) Pedestrian Bridge Improvements," and authorize financing related to this project.

The total Increase and Improvement of Facilities in the District is comprised of the "Combined Sewer Overflow Abatement Program (CSOAP) Tunnel System Improvements" project (\$2,700,000) and the "Combined Sewer Overflow Abatement Program (CSOAP) Pedestrian Bridge Improvements" project (\$900,000) for a total estimated cost of the Increase and Improvement of Facilities in the amount of \$3,600,000. The other project (CSOAP Tunnel System Improvements) is also under consideration by Your Honorable Body as a companion referral.

This project includes evaluation and structural rehabilitation of the CSOAP Pedestrian Bridge. Improvements will include structural repair and replacement of various components of the bridge and approach pathways. This project is necessary to maintain the reliability and continuity of services to District customers.

The estimated cost of these improvements is \$900,000. The actual debt service obligation for the additional cost of the project, as projected in future years, could potentially result in an increase of \$0.57 to the future annual charges of the average District ratepayer. However, the actual impact is typically reduced through retirement of previous debt and other offsets to the District's capital charge levy. Based on an average water consumption of 60,000 gallons and an assessed valuation of \$65,300, the total annual charge for both operation & maintenance and capital to the typical District ratepayer in 2013 is \$235.70.

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

**The specific legislative actions required are:**

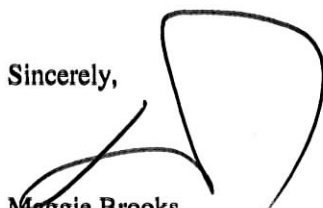
1. Hold a Public Hearing for the proposed maximum amount to be expended for an "Increase and Improvement of Facilities in the Rochester Pure Waters District."
2. Following the Public Hearing, adopt a resolution approving the "Increase and Improvement of Facilities in the Rochester Pure Waters District" at the maximum amount to be expended.
3. Amend the 2013 Capital Budget to include a project entitled "Combined Sewer Overflow Abatement Program (CSOAP) Pedestrian Bridge Improvements," in the amount of \$900,000.
4. Adopt a bond resolution authorizing issuance of \$900,000 in bonds to finance the "Combined Sewer Overflow Abatement Program (CSOAP) Tunnel System Improvements" project, subject to the approval of the State Comptroller, if required.
5. Authorize filing of applications and execution of Project Financing Agreements and any other necessary documents by the County Executive or the Director of Finance - Chief Financial Officer, as appropriate, for participation in the New York State Water Pollution Control Revolving Loan Fund (SRF) under the applicable laws of New York State to finance all or a portion of the project.

An environmental assessment was completed for the "Combined Sewer Overflow Abatement Program (CSOAP) Pedestrian Bridge Improvements" project, and it was determined that there would be no significant effect on the environment.

The user fees are revenue generating to the Rochester Pure Waters District. 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

January 4, 2013

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

OFFICIAL FILE COPY	
No.	130031
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
<b>PWAB</b>	-L

**Subject:** Increase and Improvement of Facilities in the Rochester Pure Waters District – Combined Sewer Overflow Abatement Program (CSOAP) Pedestrian Bridge Improvements

**Honorable Legislators:**

I recommend that the Administrative Board of the Rochester Pure Waters District (District) approve a request to establish an Increase and Improvement of Facilities in the Rochester Pure Waters District, in the amount of \$900,000, consisting of a capital project entitled the "Combined Sewer Overflow Abatement Program (CSOAP) Pedestrian Bridge Improvements," and authorize financing related to this project.

The total Increase and Improvement of Facilities in the District is comprised of the "Combined Sewer Overflow Abatement Program (CSOAP) Tunnel System Improvements" project (\$2,700,000) and the "Combined Sewer Overflow Abatement Program (CSOAP) Pedestrian Bridge Improvements" project (\$900,000) for a total estimated cost of the Increase and Improvement of Facilities in the amount of \$3,600,000. The other project (CSOAP Tunnel System Improvements) is also under consideration by Your Honorable Body as a companion referral.

This project includes evaluation and structural rehabilitation of the CSOAP Pedestrian Bridge. Improvements will include structural repair and replacement of various components of the bridge and approach pathways. This project is necessary to maintain the reliability and continuity of services to District customers.

The estimated cost of these improvements is \$900,000. The actual debt service obligation for the additional cost of the project, as projected in future years, could potentially result in an increase of \$0.57 to the future annual charges of the average District ratepayer. However, the actual impact is typically reduced through retirement of previous debt and other offsets to the District's capital charge levy. Based on an average water consumption of 60,000 gallons and an assessed valuation of \$65,300, the total annual charge for both operation & maintenance and capital to the typical District ratepayer in 2013 is \$235.70.

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

To The Administrative Board  
Rochester Pure Waters District  
January 4, 2013  
Page 2

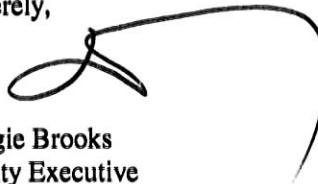
**The specific Administrative Board action required is** to submit a request to the Monroe County Legislature to approve an "Increase and Improvement of Facilities in the Rochester Pure Waters District," consisting of a capital project entitled "Combined Sewer Overflow Abatement Program (CSOAP) Pedestrian Bridge Improvements," in the amount of \$900,000.

An environmental assessment was completed for the "Combined Sewer Overflow Abatement Program (CSOAP) Pedestrian Bridge Improvements" project, and it was determined that there would be no significant effect on the environment.

The user fees are revenue generating to the Rochester Pure Waters District. No additional net County support is required in the current Monroe County budget.

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

Sincerely,

A handwritten signature in black ink, consisting of a series of loops and a long, sweeping tail that curves upwards and to the right.

Maggie Brooks  
County Executive



*Office of the County Executive*

Monroe County, New York

**Maggie Brooks**  
*County Executive*

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

January 4, 2013

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

OFFICIAL FILE COPY
No. <b>130032</b>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
<b>ENV. &amp; PUB. WORKS -L</b>
<b>WAYS &amp; MEANS</b>

**Subject:** Increase and Improvement of Facilities in the Rochester Pure Waters District – Combined Sewer Overflow Abatement Program (CSOAP) Tunnel System Improvements and Amend the 2013 Capital Budget and Bond Resolution 92 of 2012

**Honorable Legislators:**

I recommend that Your Honorable Body approve a request to establish an Increase and Improvement of Facilities in the Rochester Pure Waters District (District), in the amount of \$2,700,000, consisting of a capital project entitled the “Combined Sewer Overflow Abatement Program (CSOAP) Tunnel System Improvements,” and amend the 2013 Capital Budget and Bond Resolution 92 of 2012.

The total Increase and Improvement of Facilities in the District is comprised of the “Combined Sewer Overflow Abatement Program (CSOAP) Tunnel System Improvements” project (\$2,700,000) and the “Combined Sewer Overflow Abatement Program (CSOAP) Pedestrian Bridge Improvements” project (\$900,000) for a total estimated cost of the Increase and Improvement of Facilities in the amount of \$3,600,000. The other project (CSOAP Pedestrian Bridge Improvements) is also under consideration by Your Honorable Body as a companion referral.

This increase and improvement of facilities is necessary to provide additional funding for continuation of the “Combined Sewer Overflow Abatement Program (CSOAP) Tunnel System Improvements” project (capital fund 1653). This project includes a comprehensive evaluation of the CSOAP Tunnel System. Improvements will include grit and debris removal to restore hydraulic capacity and general structural rehabilitation to ensure physical integrity of the system. This project is necessary to maintain the reliability and continuity of services to District customers.

The estimated cost of these additional improvements is \$2,700,000. The actual debt service obligation for the additional cost of the project, as projected in future years, could potentially result in an increase of \$1.71 to the future annual charges of the average District ratepayer. However, the actual impact is typically reduced through retirement of previous debt and other offsets to the District’s capital charge levy. Based on an average water consumption of 60,000 gallons and an assessed valuation of \$65,300, the total annual charge for both operation & maintenance and capital to the typical District ratepayer in 2013 is \$235.70.

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

**The specific legislative actions required are:**

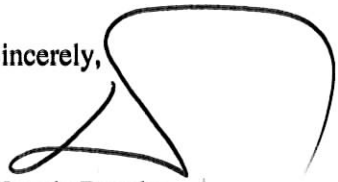
1. Hold a Public Hearing for the proposed maximum amount to be expended for an "Increase and Improvement of Facilities in the Rochester Pure Waters District."
2. Following the Public Hearing, adopt a resolution approving the "Increase and Improvement of Facilities in the Rochester Pure Waters District" at the maximum amount to be expended.
3. Amend the 2013 Capital Budget to increase the funding for "Combined Sewer Overflow Abatement Program (CSOAP) Tunnel System Improvements" project, in the amount of \$2,700,000 from \$1,000,000 to \$3,700,000, for a total project authorization of \$3,700,000.
4. Amend Bond Resolution 92 of 2012 to increase the total estimated project cost and financing for the "Combined Sewer Overflow Abatement Program (CSOAP) Tunnel System Improvements" project (capital fund 1653), in the amount of \$2,700,000 from \$1,000,000 to \$3,700,000, for a total project authorization of \$3,700,000, subject to the approval of the State Comptroller, if required.
5. Authorize filing of applications and execution of Project Financing Agreements and any other necessary documents by the County Executive or the Director of Finance - Chief Financial Officer, as appropriate, for participation in the New York State Water Pollution Control Revolving Loan Fund (SRF) under the applicable laws of New York State to finance all or a portion of the project.

An environmental assessment was completed for the "Combined Sewer Overflow Abatement Program (CSOAP) Tunnel System Improvements" project, and it was determined that there would be no significant effect on the environment.

The user fees are revenue generating to the Rochester Pure Waters District. 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*

January 4, 2013

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

<b>OFFICIAL FILE COPY</b>	
No. <u>130033</u>	
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
<b>PWAB</b>	-L

**Subject:** Increase and Improvement of Facilities in the Rochester Pure Waters District – Combined Sewer Overflow Abatement Program (CSOAP) Tunnel System Improvements and Amend the 2013 Capital Budget and Bond Resolution 92 of 2012

**Honorable Legislators:**

I recommend that the Administrative Board of the Rochester Pure Waters District (District) approve a request to establish an Increase and Improvement of Facilities in the Rochester Pure Waters District, in the amount of \$2,700,000, consisting of a capital project entitled the “Combined Sewer Overflow Abatement Program (CSOAP) Tunnel System Improvements,” and amend the 2013 Capital Budget and Bond Resolution 92 of 2012.

The total Increase and Improvement of Facilities in the District is comprised of the “Combined Sewer Overflow Abatement Program (CSOAP) Tunnel System Improvements” project (\$2,700,000) and the “Combined Sewer Overflow Abatement Program (CSOAP) Pedestrian Bridge Improvements” project (\$900,000) for a total estimated cost of the Increase and Improvement of Facilities in the amount of \$3,600,000. The other project (CSOAP Pedestrian Bridge Improvements) is also under consideration by Your Honorable Body as a companion referral.

This increase and improvement of facilities is necessary to provide additional funding for continuation of the “Combined Sewer Overflow Abatement Program (CSOAP) Tunnel System Improvements” project (capital fund 1653). This project includes a comprehensive evaluation of the CSOAP Tunnel System. Improvements will include grit and debris removal to restore hydraulic capacity and general structural rehabilitation to ensure physical integrity of the system. This project is necessary to maintain the reliability and continuity of services to District customers.

The estimated cost of these additional improvements is \$2,700,000. The actual debt service obligation for the additional cost of the project, as projected in future years, could potentially result in an increase of \$1.71 to the future annual charges of the average District ratepayer. However, the actual impact is typically reduced through retirement of previous debt and other offsets to the District’s capital charge levy. Based on an average water consumption of 60,000 gallons and an assessed valuation of \$65,300, the total annual charge for both operation & maintenance and capital to the typical District ratepayer in 2013 is \$235.70.

To The Administrative Board  
Rochester Pure Waters District  
January 4, 2013  
Page 2

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

**The specific Administrative Board action required is** to submit a request to the Monroe County Legislature to approve an "Increase and Improvement of Facilities in the Rochester Pure Waters District," consisting of a capital project entitled "Combined Sewer Overflow Abatement Program (CSOAP) Tunnel System Improvements," at an estimated cost of \$2,700,000, and amend the 2013 Capital Budget and Bond Resolution 92 of 2012.

An environmental assessment was completed for the "Combined Sewer Overflow Abatement Program (CSOAP) Tunnel System Improvements" project, and it was determined that there would be no significant effect on the environment.

The user fees are revenue generating to the Rochester Pure Waters District. No additional net County support is required in the current Monroe County budget.

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

Sincerely,



Maggie Brooks  
County Executive





*Office of the County Executive*

Monroe County, New York

**Maggie Brooks**  
*County Executive*

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

January 4, 2013

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

<b>OFFICIAL FILE COPY</b>	
No.	<b>130034</b>
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
<b>HUMAN SERVICES</b>	<b>-L</b>
<b>WAYS &amp; MEANS</b>	

**Subject:** Acceptance of a Grant from the New York State Office of Temporary and Disability Assistance for the 2012-2013 Home Energy Assistance Program

**Honorable Legislators:**

I recommend that Your Honorable Body accept a grant from the New York State Office of Temporary and Disability Assistance, in the amount of \$1,253,800, for the Home Energy Assistance Program (HEAP), for the period of October 1, 2012 through September 30, 2013.

This program provides funds for low income, elderly and public assistance households to help meet the cost of energy bills. A portion of the program funding is used for the administration of the grants. In 2009, New York State began processing most regular HEAP payments. Monroe County is still responsible for determination of eligibility and processing of some emergency or unusual payments. This is the thirty-first year the County has received this grant, and this initial award is a decrease of \$128,479 from last year's initial allocation.

**The specific legislative actions required are:**

1. Authorize the County Executive, or her designee, to accept a \$1,253,800 grant from, and execute a contract and any amendments thereto with, the New York State Office of Temporary and Disability Assistance, for the 2012-2013 Home Energy Assistance Program, for the period of October 1, 2012 through September 30, 2013.
2. Amend the 2012 operating grant budget of the Department of Human Services, Division of Social Services by appropriating the sum of \$465,540 into fund 9300, funds center 5117010000, Home Energy Assistance Program.

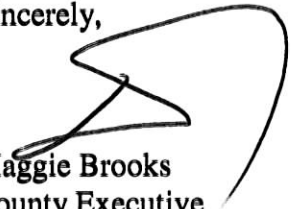
3. Authorize the County Executive to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual commitments.
4. Should funding of this program be modified or terminated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

Partial funding for this grant is included in the 2012 operating grant budget of the Department of Human Services, Division of Social Services, fund 9300, funds center 5117010000, Home Energy Assistance Program. The appropriated amount will adjust the current funding to that established by the grant.

This grant is 100% reimbursed by Federal funds. 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*

January 4, 2013

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

<b>OFFICIAL FILE COPY</b>
No. <u>130035</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
<b>PUBLIC SAFETY</b> -L
<b>WAYS &amp; MEANS</b>

**Subject:** Acceptance of a Grant from the New York State Governor's Traffic Safety Committee for the Child Passenger Safety Program (Department of Public Safety)

**Honorable Legislators:**

I recommend that Your Honorable Body accept a grant from the New York State Governor's Traffic Safety Committee, in the amount of \$12,580, for the Child Passenger Safety Program, for the period of October 1, 2012 through September 30, 2013.

This grant will fund the purchase of child safety seats, supplies and handouts for the Office of Traffic Safety's fitting station. A staff member, through a monthly fitting station, will inspect and oversee the installation of child safety seats along with increasing the knowledge of Monroe County residents on the proper use and installation of child safety seats. This will be the eighth year the County has received this grant. This year's funding represents an increase of \$5,580 from last year.

**The specific legislative actions required are:**

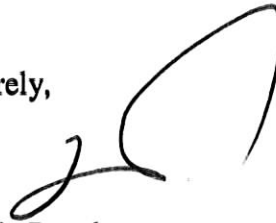
1. Authorize the County Executive, or her designee, to accept a \$12,580 grant from, and to execute a contract and any amendments thereto with, the New York State Governor's Traffic Safety Committee for the Child Passenger Safety Program for the period of October 1, 2012 through September 30, 2013.
2. Amend the 2013 operating grant budget of the Department of Public Safety by appropriating the sum of \$12,580 into fund 9300, funds center 2405100000, Office of Traffic Safety 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 New York State Governor's Traffic Safety Committee. 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,

A handwritten signature in black ink, appearing to read 'Maggie Brooks', written in a cursive style.

Maggie Brooks  
County Executive



*Office of the County Executive*

Monroe County, New York

**Maggie Brooks**  
*County Executive*

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

January 4, 2013

<b>OFFICIAL FILE COPY</b>
No. <b>130036</b>
Not to be removed from the Office of the Legislature of Monroe County
Committee Assignment
<b>ENV. &amp; PUB. WORKS - I</b>
<b>WAYS &amp; MEANS</b>

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

**Subject:** Authorize a Contract with CHA Consulting, Inc. for Design Services for the Rehabilitate Taxiways A-1, A-3, and N Project at the Greater Rochester International Airport

Honorable Legislators:

I recommend that Your Honorable Body authorize a contract with CHA Consulting, Inc., in the amount of \$47,500, for design services, for the Rehabilitate Taxiways A-1, A-3, and N Project at the Greater Rochester International Airport (Airport).

This project will update taxiways that connect the primary Runway 4-22 to Taxiway A. The project will include asphalt and concrete pavement rehabilitation, drainage improvements, lighting, signage, and markings. The Airport Pavement Management Study identified these pavements as a priority for rehabilitation to maintain safe operations at the Airport.

This project will be funded by a Federal Aviation Administration grant of 90%, a New York State Department of Transportation grant of 5%, and a local share of 5%.

The Department of Aviation recommends authorization of a contract with CHA Consulting, Inc., a designated airport consultant per Resolution 241 of 2011, to provide design services for the Rehabilitate Taxiways A-1, A-3, and N Project, in the amount of \$47,500.

**The specific legislative action required is** to authorize the County Executive, or her designee, to execute a contract with CHA Consulting, Inc., 16 Main Street West, Suite 830, Rochester, New York 14614, for design services, for the Rehabilitate Taxiways A-1, A-3, and N Project at the Greater Rochester International Airport, in the amount of \$47,500, along with any amendments necessary to complete the project within the total capital fund(s) appropriation.

Environmental assessments were completed for the Rehabilitate Taxiways A-1, A-3, and N Project, and it was determined that there would be no significant effect on the environment.

Funding for this contract, consistent with authorized uses, is included in capital fund 1656 and any capital fund(s) created for the same intended purpose. The local funding for this project will ultimately be provided by the Monroe County Airport Authority from Airport generated revenues. No additional net County support is required in the current Monroe County budget.

The records in the Office of the Monroe County Treasury have indicated that neither CHA Consulting, Inc., nor any of its principal partners, owe any delinquent Monroe County property taxes. The principal partners of the firm are:

William Lucarelli  
Thomas O'Brien  
Vincent Campisi  
John Sobiech  
Frank Mento

Rodney Bascom  
Gary Robinson  
James Fuller  
Michael Hollowood  
Joseph Thomson

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

January 4, 2013

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

Subject: Designation of Official Newspapers

Honorable Legislators:

I recommend that Your Honorable Body designate The Daily Record and the Rochester Business Journal as the official newspapers for the year 2013 for publication of all local laws, notices and other matters required by law to be published.

Section 214(2) of the County law of the State of New York requires designation of at least two (2) newspapers within the County as official newspapers for publication of all local laws, notices and other matters required by law to be published. Designating The Daily Record and the Rochester Business Journal will allow the County to maintain the broadest possible leadership, as well as to most efficiently use our financial resources. These newspapers have been designated the official newspapers since 1997.

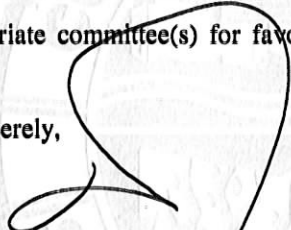
**The specific legislative actions required are:**

1. Designation of The Daily Record and the Rochester Business Journal as the official newspapers for the year 2013 for publication of all local laws, notices and other matters required by law to be published.
2. Said official newspapers shall be required to send copies of all pertinent information required by state law to be published in the official newspapers to the clerks of each respective town, village and city in Monroe County. In addition, each library system and fire district within the County should also be provided with copies of said local laws, notices and other matters required by state law to be published in official newspapers. Furthermore, such pertinent information should be posted in a conspicuous manner for public review.

This designation of official newspaper 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

110 County Office Building • 39 West Main Street • Rochester, N.Y. 14614

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

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