



MONROE COUNTY

Environment and Public Works Committee

October 25, 2022 5:00 PM

AGENDA

A. ROLL CALL

B. PUBLIC FORUM

C. APPROVAL OF MINUTES

September 28, 2022

D. NEW BUSINESS

22-0334

Acceptance of Grants from the New York State Department of Environmental Conservation Municipal Zero-Emission Vehicle Infrastructure Grant Project - County Executive Adam J. Bello

22-0336

Amend Resolution 425 of 202 to Amend the Contract with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C for Professional Design Services for the Monroe County Climate Action Plan - County Executive Adam J. Bello

22-0337

Amend Intermunicipal Agreements between the Irondequoit Bay South Central Pure Waters District and the Town of Webster - County Executive Adam J. Bello

22-0358

Commit General Fund Unassigned Fund Balance for the Specific Purpose of Funding Climate Action Initiatives as Recommended in the Adopted Climate Action Plan - Phase 1 of Monroe County - As a Matter of Importance - County Executive Adam J. Bello, President Sabrina LaMar, County Legislators Rick Milne, Sean M. Delehanty, Michael Yudelson and Susan Hughes-Smith

22-0359

Amend the 2022-2027 Capital Improvement Program and the 2022 Capital Budget to Add a Project Entitled "Airport Terminal Area Revitalization Airport/Campus Innovations" at the Frederick Douglass-Greater Rochester International Airport; Authorize Financing for the Project; and Authorize a Grant Agreement with New York State for Aid Relating to the Project - As a Matter of Importance - County Executive Adam J. Bello

22-0363

Authorize an Amendment to the Contract with Frontier Communications of Rochester, Inc. Concerning Naming Rights for the Stadium Located at One Morrie Silver Way in the City of Rochester - As a Matter of Importance - County Executive Adam J. Bello

E. OTHER MATTERS

F. ADJOURNMENT

The Next Meeting of the Environment and Public Works Committee Will Be Held on Monday, November 28, 2022 at 5:15pm



ATTACHMENTS:

Description File Name

- ▣ September 28, 2022 9.28.22_EPW_minutes.pdf

Summary of Minutes
ENVIRONMENT & PUBLIC WORKS COMMITTEE
September 28, 2022
5:20 p.m.

Chairman McCabe called the meeting to order at 6:41 p.m.

MEMBERS PRESENT: Sean McCabe (Chair), Mark Johns (Vice-Chair), George J. Hebert, Susan Hughes-Smith (RMM), Howard Maffucci, Albert Blankley

MEMBERS ABSENT: Tracy DiFlorio (Excused)

OTHER LEGISLATORS PRESENT: Sean Delehanty, Frank X. Allkofer, Steve Brew, Kathy Taylor, Ricky Frazier, Dave Long, Maria Vecchio, John B. Baynes, Mercedes Vazquez Simmons

ADMINISTRATION PRESENT: Jeff McCann (Deputy County Executive), Adrienne Green (Legislative Liaison), Robert Franklin (CFO), Corinda Crossdale (Deputy County Executive – HHS), John Bringewatt (County Attorney), Laura Smith (Chief Deputy County Attorney), Patrick Meredith (Parks Director)

PUBLIC FORUM: There were no speakers.

APPROVAL OF MINUTES: The minutes of August 22, 2022 were approved as submitted.

NEW BUSINESS:

22-0286 - Classification of Action and Determination of Significance Pursuant to the State Environmental Quality Review Act for the Sale of County Owned Tax Foreclosure Property Located at 51 Indian Trail in the Town of Irondequoit - County Executive Adam J. Bello

MOVED by Legislator Johns, SECONDED by Legislator Hebert.
ADOPTED: 6-0

22-0325 - Classification of Action and Determination of Significance Pursuant to the State Environmental Quality Review Act for the Multicraft Apprenticeship Preparation Program, Inc.'s MAPP/PROJECT PHOENIX Project – As a Matter of Importance - County Executive Adam J. Bello

MOVED by Legislator Johns, SECONDED by Legislator Hebert.
ADOPTED: 6-0

- 22-0326 -** Classification of Action and Determination of Significance Pursuant to the State Environmental Quality Review Act for Leasing Commercial Space for Youth Mentoring and Family Support in Monroe County – As a Matter of Importance - County Executive Adam J. Bello

MOVED by Legislator Hebert, SECONDED by Legislator Johns.
ADOPTED: 6-0

- 22-0327 -** Classification of Action and Determination of Significance Pursuant to the State Environmental Quality Review Act for the Volunteers of America of Western New York, Inc.'s Hydroponic Farm – As a Matter of Importance - County Executive Adam J. Bello

MOVED by Legislator Johns, SECONDED by Legislator Hebert.
ADOPTED: 6-0

- 22-0328 -** Classification of Action and Determination of Significance Pursuant to the State Environmental Quality Review Act for Leasing Commercial Space for the Deaf Refugee Advocacy Community Connections – As a Matter of Importance - County Executive Adam J. Bello

MOVED by Legislator Hebert, SECONDED by Legislator Johns.
ADOPTED: 6-0

- 22-0330 -** Classification of Action and Determination of Significance Pursuant to the State Environmental Quality Review Act for Leasing Commercial Space for the Board of Elections in Monroe County – As a Matter of Importance - County Executive Adam J. Bello

MOVED by Legislator Johns, SECONDED by Legislator Hebert.
ADOPTED: 6-0

OTHER MATTERS

ADJOURNMENT:

There being no other matters, Chairman McCabe adjourned the meeting at 6:47 p.m.

The next meeting of the Environment and Public Works Committee will be held on **Monday, October 24, 2022 at 5:15 p.m.**

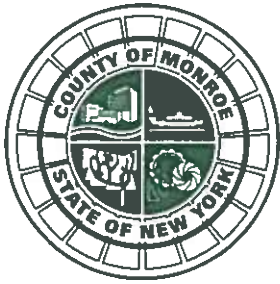
Respectfully Submitted,
Frank Keophetlasy
Deputy Clerk of the Legislature



ATTACHMENTS:

Description File Name

▣ Referral R22-0334.pdf



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

October 7, 2022

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| WAYS & MEANS |

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

Subject: Acceptance of Grants from the New York State Department of Environmental Conservation Municipal Zero-Emission Vehicle Infrastructure Grant Project

Honorable Legislators:

I recommend that Your Honorable Body accept grants from the New York State Department of Environmental Conservation ("NYSDEC") in the total amount of \$248,360 for the Municipal Zero-Emission Vehicle Infrastructure Project.

Monroe County was awarded these grants as part of an initiative by the NYSDEC to increase the number of Zero Emission Vehicles ("ZEV") on the road by installing charging stations throughout the State.

The program, led by the Monroe County Department of Environmental Services, will involve installing ZEV Charging Stations at various County facilities for use by both the County and the public. The grants require that the stations be Level 2 Charging Stations, which equate to a full-vehicle charge in eight (8) hours. Dual charging stations will be installed at up to four (4) of the following sites: MCC Brighton Campus, MCC Downtown Campus, Webster Park, and Churchville Park. This is the second time the County has received these grants.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to accept grants in the total amount of \$248,360 from, and to execute contracts and any amendments thereto with, the New York State Department of Environmental Conservation for the Municipal Zero-Emission Vehicle Infrastructure Project.
2. Amend the 2022 operating budget of the Department of Environmental Services by appropriating the sum of \$248,360 into internal services fund 9020, funds center 8675010000 Fleet Maintenance.

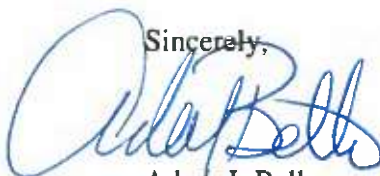
3. Authorize the County Executive to appropriate any subsequent years of the grant awards in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within the grant guidelines to meet contractual commitments.
4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(3) (“retrofit of an existing structure and its appurtenant areas to incorporate green infrastructure”); (9) (“construction or expansion of a primary or accessory/appurtenant, non-residential structure or facility involving less than 4,000 square feet of gross floor area and not involving a change in zoning or a use variance and consistent with local land use controls, but not radio communication or microwave transmission facilities”); and (31) (“purchase or sale of furnishings, equipment or supplies, including surplus government property, other than the following: land, radioactive material, pesticides, herbicides, or other hazardous materials”), and is not subject to further review under the State Environmental Quality Review Act.

These grants require a 20% local match. Funding for this match is included in the 2022 operating budget of the Department of Environmental Services, internal services fund 9020, funds center 8675010000, Fleet Maintenance. 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,



Adam J. Bello
Monroe County Executive

AJB:db



ATTACHMENTS:

Description File Name

▣ Referral R22-0336.pdf



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Monroe County, New York

Adam J. Bello
County Executive

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October 7, 2022

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

Subject: Amend Resolution 425 of 2020 to Amend the Contract with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. for Professional Design Services for the Monroe County Climate Action Plan

Honorable Legislators:

I recommend that Your Honorable Body amend Resolution 425 of 2020 to increase the contract with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C. ("Bergmann") from the amount of \$97,820 to the amount of \$380,520 for additional professional design services for the Monroe County Climate Action Plan ("CAP"), and to extend the contract through December 31, 2022, with the option to extend for two (2) years at no additional cost.

On March 10, 2020, Your Honorable Body authorized the creation of a CAP Advisory Committee for the express purpose of creating the Monroe County CAP (Resolution 76 of 2020). This was followed by further related actions taken by Your Honorable Body to appoint members of the Committee (Resolution No. 167 of 2020), authorizing the execution of the referenced contract with Bergmann, adoption of the New York State Climate Smart Communities Resolution (Resolution 260 of 2020), and acceptance of a grant from the New York State Department of Environmental Conservation under the Climate Smart Communities program to support the development of the CAP (Resolution 111 of 2022).

Resolution 425 of 2022 authorized Bergmann to provide professional design services for Phase I of the CAP, which focuses on internal Monroe County operations. Phase II of the CAP will focus on community-wide actions and is anticipated to be completed by the end of 2023.

The specific legislative action required is to amend Resolution 425 of 2020 to increase the contract with Bergmann Associates, Architects, Engineers, Landscape Architects & Surveyors, D.P.C., 280 East Broad Street, Suite 200, Rochester, New York 14604, from the amount of \$97,820 to the amount of \$380,520 for additional professional design services for the Monroe County Climate Action Plan, and to extend the contract through December 31, 2022, with the option to extend for two (2) years at no additional cost.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(24) (“information collection including basic data collection and research, water quality and pollution studies, traffic counts, engineering studies, surveys, subsurface investigations and soils studies that do not commit the agency to undertake, fund or approve any Type I or Unlisted action”); (27) (“conducting concurrent environmental, engineering, economic, feasibility and other studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not commit the agency to commence, engage in or approve such action”) and is not subject to review under the State Environmental Quality Review Act.

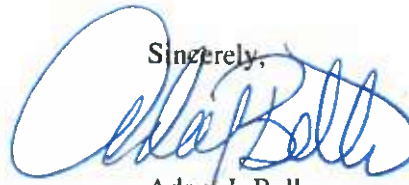
Funding for this contract, consistent with authorized uses, is included in the operating budget of the Department of Environmental Services, general fund 9001, funds center 8301010000, Engineering Administration.

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

Joseph Dopico, President
Richard Chelotti, Vice President
Glenn Harvey, Vice President

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

Sincerely,



Adam J. Bello
Monroe County Executive

AJB:db



ATTACHMENTS:

Description File Name

▣ Referral R22-0337.pdf



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

October 7, 2022

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

Subject: Amend Intermunicipal Agreements between the Irondequoit Bay South Central Pure Waters District and the Town of Webster

Honorable Legislators:

I recommend that Your Honorable Body amend the Construction Agreement for Engineering and Construction between the Town of Webster and the Irondequoit Bay South Central Pure Waters District ("IBSCPWD") (the "Construction Agreement") and an Operating Agreement between the IBSCPWD and the Town of Webster (the "Operating Agreement"), collectively referred to as the "Intermunicipal Agreements" or "IMA."

By Resolution 308 of 2001, Your Honorable Body authorized the County Executive to execute intermunicipal agreements with the Town of Webster to share the costs of design and construction of a sanitary collection sewer system along Bay Road and Lake Road in the Town of Webster and for sanitary sewage treatment and transmission services. The Construction Agreement dated November 27, 2001, pertains to the sharing of cost of design and construction. The Operating Agreement last dated January 22, 2002, as amended by that certain Amendatory Agreement #1 dated March 31, 2004, pertains to the treatment and transmission. These IMA resulted in the project entitled the "Webster Sandbar Sewer and Watermain Extension" that was constructed in 2004.

The verbiage within the agreements requires clarification that all right, title and interest in the gravity sewer referred to in the IMA shall be vested in the Town. In addition, items regarding future cost shares of sewer repairs and wastewater flow data between the Town of Webster and IBSCPWD will be clearly defined in the amendment.

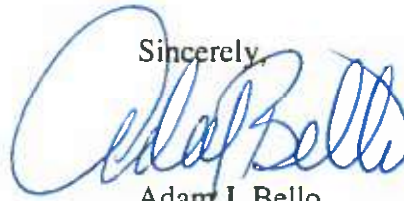
The specific legislative action required is to authorize the County Executive, or his designee, to amend the intermunicipal agreement between the Town of Webster and the District to clarify title of gravity sewers and operation and maintenance terms.

This action is a Type II Action pursuant to 6 NYCRR §617.5(c)(26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”) and is not subject to review under the State Environmental Quality Review Act.

These intermunicipal agreements 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,



Adam J. Bello
Monroe County Executive



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Description File Name

▣ Referral R22-0358.pdf



Office of the County Executive Monroe County Legislature

October 19, 2022

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

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Subject: Commit General Fund Unassigned Fund Balance for the Specific Purpose of Funding Climate Action Initiatives as Recommended in the Adopted Climate Action Plan – Phase 1 of Monroe County

Honorable Legislators:

We recommend that Your Honorable Body commit general fund unassigned fund balance in the amount of \$1,000,000 for the specific purpose of funding climate action initiatives as recommended in the adopted Climate Action Plan – Phase 1 of Monroe County.

The Climate Action Plan – Phase 1 of Monroe County identified a number of strategies for addressing climate mitigation and adaptation from a government operations standpoint. The Plan also recommended goals for reducing overall greenhouse gas emissions by a certain percentage within a defined period of time. Lastly, a number of implementation actions were identified and ranked for the County's consideration in working toward the recommended goals.

The County's management team must now begin the process of evaluating the feasibility of implementing the Plan's strategies and implementation actions and the means by which implementation will be measured and monitored. Having a designated fund balance from which appropriations can be budgeted and expensed, along with a mechanism to replenish the fund balance once used, provides the County flexibility in planning and implementing climate actions.

The Governmental Accounting Standards Board, through Statement No. 54, Fund Balance Reporting and Governmental Fund Type Definitions (GASB 54), sets forth the process by which fund balance may be reported as committed. GASB 54 states that amounts to be used for specific purposes pursuant to constraints imposed by formal action of the government's highest level of decision-making authority should be reported as committed fund balance, and that those committed amounts cannot be used for any other purpose unless the government removes or changes the specified use by taking the same type of formal action it employed to commit those amounts.

The specific legislative actions required are:

1. Commit general fund unassigned fund balance in the amount of \$1,000,000 for the specific purpose of funding climate action initiatives as recommended in the adopted Climate Action Plan – Phase 1 of Monroe County.
2. Authorize the Director of Finance-Chief Financial Officer to restore any used portion of committed fund balance to \$1,000,000 from current year operating surpluses, if any, or by appropriation in the next annual operating budget to be submitted.

This legislative action is a Type II action pursuant to 6 NYCRR §617.5(c)(26) (“routine or continuing agency administration and management”) and (27) (“conducting concurrent environmental, engineering, economic, feasibility and other studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not commit the agency to commence, engage in or approve such action”) and is not subject to further review under the State Environmental Quality Review Act.

The commitment of fund balance will have no impact on the revenues or expenditures of the current Monroe County budget.

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

Sincerely,



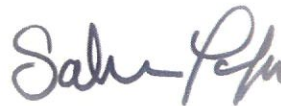
Adam J. Bello
Monroe County Executive



Rick Milne
Monroe County Legislator
District 5



Michael Yudelson
Monroe County Legislator
District 13



Sabrina LaMar
Monroe County Legislature
President



Sean M. Delehanty
Monroe County Legislator
District 11



Susan Hughes-Smith
Monroe County Legislator
District 14



ATTACHMENTS:

Description File Name

▣ Referral R22-0359.pdf

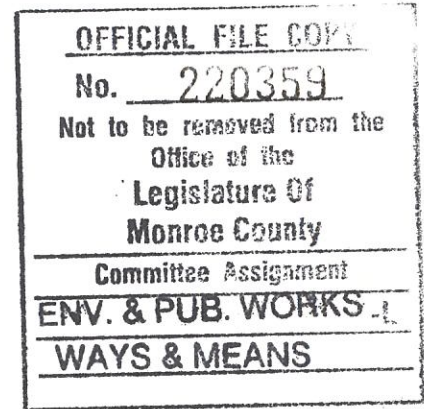


Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

October 19, 2022



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

Subject: Amend the 2022-2027 Capital Improvement Program and the 2022 Capital Budget to Add a Project Entitled "Airport Terminal Area Revitalization Airport/Campus Innovations" at the Frederick Douglass-Greater Rochester International Airport; Authorize Financing for the Project; and Authorize a Grant Agreement with New York State for Aid Relating to the Project

Honorable Legislators:

I recommend that Your Honorable Body amend the 2022-2027 Capital Improvement Program and the 2022 Capital Budget to add a project entitled "Airport Terminal Area Revitalization Airport/Campus Innovations" at the Frederick Douglass-Greater Rochester International Airport in the amount of \$26,600,000, authorize financing for the project in the amount of \$26,600,000, and authorize a grant agreement with New York State for Aid relating to the project.

New York State requires a formal resolution by Your Honorable Body to release State Aid monies to Monroe County for the Airport Terminal Area Revitalization Airport/Campus Innovations project. The Airport Terminal Area Revitalization Airport/Campus Innovations Project is associated with the 2022 Upstate Airport Economic Development and Revitalization Program as follows:

Airport Terminal Area Revitalization Airport/Campus Innovations Project (State Project PIN 4A08.97):

Table with 2 columns: Share Type and Amount. Rows include State Share (57%) \$18,000,000, Local Share (12%) \$ 3,681,000, Other (31%) \$ 9,978,237, and Total \$31,659,237 (Project funding from existing Capital Funds \$5,085,300 - remainder to be funded from Upstate Airport Economic Development and Revitalization Program)

This project is scheduled to be considered by the Monroe County Planning Board on October 27, 2022.

This grant project will assist the Airport in upgrading and revitalizing various areas in the Airport Terminal Building and the Airport Campus. The projects will include the following:

- 1. New Frederick Douglass Legacy Area
2. Renovated Veterans Area
3. Canopy Additions and Airport Access Road improvement
4. Revitalization of the Arrivals Area including ceilings, furnishings, elevators and entrance/exit vestibules and upgrades to the terminal fire alarm system
5. Upgrades to both the Bag Belt System and Fire Alarm Systems
6. Development of a ROC Airport App
7. Airport Fire House improvements

8. Replacement of three (3) aircraft jet bridges
9. Airport garage parking guidance system
10. Improvements to three (3) airport freight buildings

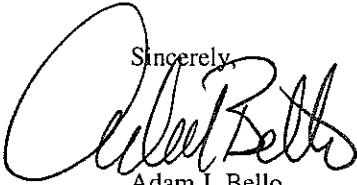
The specific legislative actions required are:

1. Amend the 2022-2027 Capital Improvement Plan to add a project entitled, "Airport Terminal Area Revitalization Airport/Campus Innovations" in the amount of \$26,600,000.
2. Amend the 2022 Capital Budget to add the project "Airport Terminal Area Revitalization Airport/Campus Innovations" in the amount of \$26,600,000.
3. Authorize financing for the project entitled "Airport Terminal Area Revitalization Airport/Campus Innovations" in the amount of \$26,600,000.
4. Authorize the County Executive, or his designee, to execute a grant agreement, any amendments thereto, additional New York State Department of Transportation resolutions and documentation, with and/or for the State of New York to accept financial assistance for the Airport Terminal Area Revitalization Airport/ Campus Innovations project at the Frederick Douglass-Greater Rochester International Airport.

These actions are Type II Actions pursuant to 6 NYCRR § 617.5(c)(2) ("replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site, including upgrading buildings to meet building, energy, or fire codes unless such action meets or exceeds any of the thresholds in section 617.4 of this Part"); (22) ("installation of traffic control devices on existing streets, roads and highways"); and (31) purchase or sale of furnishings, equipment or supplies, including surplus government property, other than the following: land, radioactive material, pesticides, herbicides, or other hazardous materials") and is not subject to further review under the State Environmental Quality Review Act.

Funding for the Airport Access Road portion of this project in the amount of \$2,105,000, is included in capital fund 1987, funding for the Jet Bridges portion of this project in the amount of \$2,980,300, is included in capital fund 1824, and funding for the remainder of the project, consistent with authorized uses, will be included in the capital fund to be created or any capital fund(s) created for the same intended purpose. No additional net County support is required in the current Monroe County budget. The local funding for this project will ultimately be provided by the Monroe County Airport Authority from Airport generated revenues.

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

Sincerely,

Adam J. Bello
Monroe County Executive



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Description File Name

▣ Referral R22-0363.pdf

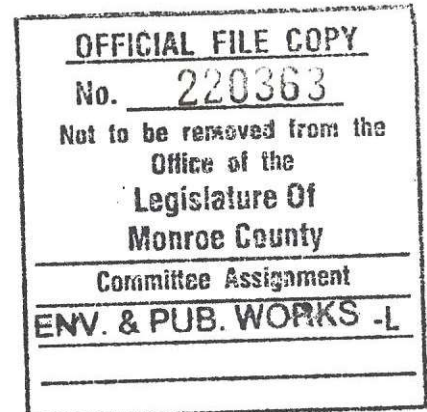


Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

October 24, 2022



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

Subject: Authorize an Amendment to the Contract with Frontier Communications of Rochester, Inc. Concerning Naming Rights for the Stadium Located at One Morrie Silver Way in the City of Rochester

Honorable Legislators:

I recommend that Your Honorable Body authorize an amendment to the contract with Frontier Communications of Rochester, Inc. concerning naming rights for the stadium located at One Morrie Silver Way in the City of Rochester.

In 1994, the Greater Rochester Outdoor Sports Facility Corporation (the "SFC") entered into an agreement with Frontier Communications to allow Frontier to purchase the naming rights to what has been known as Frontier Field. This agreement was amended in 2015 and currently runs through November 15, 2025, with an option to renew at that time. The assets and liabilities of the SFC were assumed by the County in 2018, as authorized by Resolution 452 of 2017.

Under the proposed amendment, Innovative Data Processing Solutions LLC ("Innovative Solutions"), a nationally recognized company headquartered in Henrietta that provides managed cloud services, cloud consulting, and other technology support resources to its clients, would assume many of the rights and responsibilities of Frontier under the naming rights agreement. The stadium would then be called Innovative Field. The County would continue to receive all revenue originally contemplated under the naming rights agreement.

The specific legislative actions required are:

1. Authorize an amendment to the contract with Frontier Communications of Rochester, Inc. concerning naming rights for the stadium located at One Morrie Silver Way in the City of Rochester, and authorize Innovative Data Processing Solutions LLC to become a party to that contract through the amendment.
2. Authorize the County Executive, or his designee, to execute and deliver any and all agreements and documents necessary to effectuate such amendment.

The legislative action requested in this referral is not an "Action," as that term is defined in 6 NYCRR § 617.2(b), and is not subject to review under the State Environmental Quality Review Act.

This contract is revenue generating and no net County support is required in the current Monroe County budget.

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

Sincerely,


Adam J. Bello
Monroe County Executive

AJB:db