

Monroe County
Clerk of the Legislature

Diana M. Christodaro
Clerk



David Grant
Deputy Clerk

MEMORANDUM

TO: Legislators, Directors, Staff and Media

FROM: Diana M. Christodaro, Clerk of the Legislature

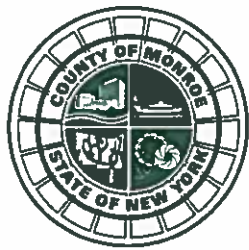
DATE: November 13, 2017

RE: Matter of Urgency – File Nos. 17-0289 through 17-0291

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- 17-0289** **Schedule Public Hearings for Assessment Rolls of the Pure Waters Districts for 2018 and Confirmation and Adoption of Assessment Rolls – As a Matter of Urgency – County Executive Cheryl Dinolfo**
- 17-0290** **Pure Waters Administrative Boards Schedule Public Hearings for Operation and Maintenance Charges for Each of the Monroe County Pure Waters Districts for 2018 and Establishment of Scale of Charges – As a Matter of Urgency – County Executive Cheryl Dinolfo**
- 17-0291** **Schedule and Hold a Public Hearing: Approve the Submission of a Grant Application to; and Authorize the Acceptance of Grant Funding from, the New York State Office of Community Renewal for the New York State Imminent Threat Program Lake Ontario Flood Relief Funding – As a Matter of Urgency – County Executive Cheryl Dinolfo**

Per President Anthony J. Daniele, the attached communication is declared to be a Matter of Urgency pursuant to Section 545-24(A)(3) of the Rules of the Monroe County Legislature and will be considered at the November 14, 2017 meeting of the Monroe County Legislature.

Attachments



Office of the County Executive

MONROE COUNTY, NEW YORK

Cheryl Dinolfo
County Executive

November 13, 2017

OFFICIAL FILE COPY	
No. <u>170289</u>	
Not to be removed from the Office of the Legislature of Monroe County	
Committee Assignment	
URGENT	-L

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

Subject: Schedule Public Hearings for Assessment Rolls of the Pure Waters Districts for 2018 and Confirmation and Adoption of Assessment Rolls

Honorable Legislators:

I recommend that Your Honorable Body schedule public hearings for the assessment rolls of the Pure Waters Districts for 2018 and confirmation and adoption of assessment rolls.

The specific legislative actions required are:

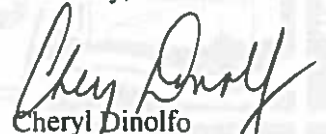
1. Schedule public hearings on the assessment rolls of the Pure Waters Districts for 2018 to be held at the same time as the public hearing on the proposed Monroe County Budget.
2. Confirm and adopt the assessment rolls of the Gates-Chili-Ogden Sewer District, Northwest Quadrant Pure Waters District, Irondequoit Bay South Central Pure Waters District and Rochester Pure Waters District for the year 2018 as prepared by the Pure Waters Division.

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

No net County support is required in the current Monroe County budget.

I recommend that this matter receive favorable action by Your Honorable Body.

Sincerely,


Cheryl Dinolfo
Monroe County Executive

CD:db

2018 PURE WATERS RATES

DISTRICT	2017 RATES	2018 RATES CAPITAL + O/M	PARCEL CHARGE	TOTAL
Northwest Quadrant (1)	\$117.01	\$28.56 + \$87.45*	\$1.00	\$117.01
Ironde. Bay South Central (2)	\$115.54	\$27.39 + \$87.15*	\$1.00	\$115.54
Gales-Chili-Ogden (4)	\$229.90	\$94.69 + \$134.21*	\$1.00	\$229.90
Rochester PWD**	\$235.70	\$87.50 + \$148.20		\$235.70

* Based on average water consumption of 60,000 gallons

** Based on \$65,300 Assessed Valuation and 60,000 gallons of water consumption

DISTRICT	CAPITAL RATES 2017	2018 [^]	OPERATION & MAINTENANCE RATES 2017	2018
Northwest Quadrant	\$ 28.56/Unit	\$ 28.56/Unit	\$ 1.4575/1,000G W/C	\$ 1.4575/1,000G W/C
Irondequoit Bay South Central	\$ 27.39/Unit	\$ 27.39/Unit	\$ 1.4525/1,000G W/C	\$ 1.4525/1,000G W/C
Gales-Chili-Ogden	\$ 94.69/Unit	\$ 94.69/Unit	\$ 2.2368/1,000G W/C	\$ 2.2368/1,000G W/C
Rochester PWD	\$ 1.34/AV ^{^^}	\$ 1.34/AV ^{^^}	\$ 2.4700/1,000G W/C	\$ 2.4700/1,000G W/C

[^] Capital Rate subject to final adjustment of debt service and assessment values.

^{^^} AV = Assessed Value

9/14/2017

Zones Of Assessments & Service Areas	Special	2017 RATES	2018 RATES CAPITAL + O/M	PARCEL CHARGE	TOTAL
Northwest Quadrant (Local Collection Services)		\$168.15	\$65.50 + \$100.65**	\$1.00	\$168.15
Irondequoit Bay South Central (Local Collection Services)		\$175.59	\$27.39 + \$148.20 ***	\$1.00	\$175.59
Rochester PWD (Zone 2)		\$0.155376	\$100.00		\$100.00

** Based on average water consumption of 60,000 gallons & \$1.6775/1,000G W/C

*** Based on average water consumption of 60,000 gallons & \$2.47/1,000G W/C



Office of the County Executive

MONROE COUNTY, NEW YORK

Cheryl Dinolfo
County Executive

November 13, 2017

OFFICIAL FILE COPY
No. <u>170290</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
URGENT -L

Pure Waters Administrative Boards
407 County Office Building
Rochester, New York 14614

Subject: Pure Waters Administrative Boards Schedule Public Hearings for Operation and Maintenance Charges for Each of the Monroe County Pure Waters Districts for 2018 and Establishment of Scale of Charges

Honorable Legislators:

In accordance with New York State County Law §266, the Administrative Boards of the various County Pure Waters Districts ("Districts") are required to hold public hearings and to adopt a scale of charges for the respective Districts which charges allocate the costs of operation and maintenance of facilities to the Districts and establishes the proportionate factors of surcharge for the treatment of industrial wastes and sewage.

Attached hereto are the proposed charges for each of the County Pure Waters Districts.

The specific Administrative Boards actions required are:

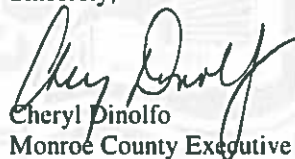
1. Schedule a public hearing to consider the proposed 2018 Scale of Charges for the Monroe County Pure Waters Districts.
2. Establish the Scale of Charges per the attached schedules for the Gates-Chili-Ogden Sewer District, the Northwest Quadrant Pure Waters District, the Irondequoit Bay South Central Pure Waters District and the Rochester Pure Waters District for 2018.

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

No net County support is required in the current Monroe County budget.

I recommend that this matter receive favorable action by the Administrative Boards of the Monroe County Pure Waters Districts.

Sincerely,



Cheryl Dinolfo
Monroe County Executive

CD:db

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** Based on average water consumption of 60,000 gallons & \$1.6775/1,000G W/C

*** Based on average water consumption of 60,000 gallons & \$2.47/1,000G W/C

NOTICE OF HEARINGS ON SCALE OF CHARGES
FOR

GATES-CHILI-OGDEN SEWER DISTRICT

NORTHWEST QUADRANT PURE WATERS DISTRICT

IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT

ROCHESTER PURE WATERS DISTRICT

Pursuant to Section 266 of the County Law of the State of New York and Resolution No. 502 of 1971, as amended by Resolution No. 337 of 1974, relating to the Rochester Pure Waters District, and pursuant to Section 266 of the County Law of the State of New York and Resolution Nos. 417 and 418 of 1973, and 449 of 1976, relating to the remaining pure waters districts, as adopted by the County Legislature of the County of Monroe, public hearings will be held by the Administrative Boards of the Gates-Chili-Ogden Sewer District, Northwest Quadrant Pure Waters District, Irondequoit Bay South Central Pure Waters District and the Rochester Pure Waters District at the Legislative Chambers of the County Legislature in the County Office Building in Rochester, New York, on the __th day of December 2017 on proposed scales of charges for the operation and maintenance of the facilities of the respective Districts as follows:

Rochester Pure Waters District:	__:__ p.m. ET
Gates-Chili-Ogden Sewer District:	__:__ p.m. ET
Northwest Quadrant Pure Waters District:	__:__ p.m. ET
Irondequoit Bay South Central Pure Waters District:	__:__ p.m. ET

SCALE OF CHARGES

These Scales of Charges shall be effective commencing January 1, 2018.

GATES-CHILI-OGDEN SEWER DISTRICT **Operation and Maintenance Charge**

\$2.2368 per 1,000 gallons of water consumption (see Notes 1-3).

NORTHWEST QUADRANT PURE WATERS DISTRICT **Operation and Maintenance Charge**

\$1.4575 per 1,000 gallons of water consumption (see Notes 1-3).

Operation and Maintenance Charge for properties **Receiving Local Collection System Services**

\$1.6775 per 1,000 gallons of water consumption (see Notes 1-3).

IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT **Operation and Maintenance Charge**

\$1.4525 per 1,000 gallons of water consumption

Operation and Maintenance Charge for properties **Receiving Local Collection System Services**

\$2.47 per 1,000 gallons of water consumption (see Notes 1-3).

ROCHESTER PURE WATERS DISTRICT **Operation and Maintenance Charge**

\$2.4700 per 1,000 Gallons of water consumption (see Notes 1-3).

CHARGES FOR RPWD ZONE 2: No Charge - Operation and Maintenance not provided.



NOTES RE: Operation and Maintenance Charge (All Districts):

1. This charge is based upon recent historic water consumption reflecting normal domestic waste water. It will be adjusted for industrial and commercial users based on the quality of sewage and additional cost of treatment.
2. This charge is subject to change based on financial obligations of the District.
3. This charge will be included in the 2018 County Tax Bill as a user charge. Accounts for which water consumption has not been calculated by November 1, 2017 will be billed at 60,000 gallons per unit for the user charge commencing January 1, 2018. All such bills unpaid as of October 1st will be transferred to the County Tax Rolls.
4. In-District and out-of-District agreements may be developed based on but not limited to loadings placed on the total sewerage systems pursuant to the Monroe County Sewer Use Law.

NEW USER CONNECTION FEES

The charges for regulating, permitting and connecting to a public sanitary sewer within the District are based on average costs incurred by the District for such new connections.

The proposed fee schedule for new connections is as follows:

Gates-Chili-Ogden Sewer District:

\$300.00 per connection - residential

\$400.00 per connection - non-residential

Northwest Quadrant and Irondequoit Bay South Central Pure Waters Districts:

\$250.00 per connection - residential

\$350.00 per connection - non-residential

Rochester Pure Waters District:

\$300.00 per connection – residential *

\$400.00 per connection – non-residential *

* For the RPWD a storm and sanitary sewer connection will be considered one connection when made at the same time.

SEWER SURCHARGE - APPLICABLE TO ALL DISTRICTS

The owner or lessee of any parcel of real property connected with the District's Sewerage System and discharging any sewage, industrial wastes or other wastes containing acceptable pollutants imparting characteristics that exceed the maximum values established for normal sewage shall be surcharged. The surcharge reimburses the District for increased cost of treating said effluent. The charge shall be arrived at by multiplying the charge for normal sanitary sewage by the surcharge factor. The formula for finding the surcharge factor is as follows:

$$\text{S.F.} = \frac{a(\text{BOD}-300)}{300} + \frac{b(\text{SS}-300)}{300} + \frac{d(\text{P}-10)}{10}$$

Definitions:

S.F. = Surcharge Factor.

BOD = Milligrams per liter of Biochemical Oxygen Demand, as defined in Section 2.12 of the Monroe County Sewer Use Law.

SS = Milligrams per liter of Suspended Solids, as defined in Section 2.55 of the Monroe County Sewer Use Law.

P = Milligrams per liter of Phosphorus, as defined in Section 2.33 of the Monroe County Sewer Use Law.

a = Proportionate cost to treat a lb. of Biochemical Oxygen Demand (BOD) and is established at 0.470.

b = Proportionate cost to treat a lb. of Suspended Solids (SS) and is established at 0.505.

d = Proportionate cost to treat a lb. of Phosphorus (P) and is established at 0.025.

OTHER CHARGES - WHERE APPLICABLE

A. Application Fees for Licenses or Permits under the Sewer Use Law

- | | | |
|-----|---|----------|
| (1) | Initial Application for License or Permit (3 Year) | \$125.00 |
| (2) | Renewal License or Permit Applications (3 Year) | \$75.00 |
| (3) | Initial or Renewal Application for Scavenger Waste Permit where application is licensed under Environmental Conservation Law Section 27-0301 of New York State | \$30.00 |
| (4) | Specialty Short Term Discharge Permit
(Note – permit issued with no fee for wastewater transported to treatment plants. Permit fees already recovered in disposal fee) | \$125.00 |

B. Septic Tank Hauling Rates

Charge for Scavenger Waste (Based on Truck Capacity)	\$42.00/1,000 gallons
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C. Disposal of Vector Spoils

- | | | |
|-----|--|--------------------|
| (1) | Charge for disposal of Vector Spoils (Cu Yds.)
Based on half of vehicle capacity. | \$89.00/Cubic Yard |
| (2) | Charge for disposal of Vector Spoils (Tons)
Based on certified scale house receipt. | \$58.00/Ton |

D. Collection System Charges

- | | | |
|-----|---|---|
| (1) | Review of Plans and construction monitoring (Due prior to plan approval) | \$300.00/lot -
minimum of 1 lot |
| (2) | Inspection of privately constructed sewers (Due prior to plan approval. No charge for existing sewers inside subdivision boundaries.) | \$0.50/foot of
sewer & laterals -
\$50.00 minimum,
as applicable |

- | | | |
|-----|--|---|
| (3) | Pumping Station Maintenance Fee
(Due prior to final acceptance of sanitary sewer. To be included in letter of credit for construction of sewers.) | \$10,000/pump station |
| (4) | Cleanout Inspection Fee | \$50.00/cleanout -
\$25.00 for repeat
Inspections |
| (5) | Interceptor Review and Construction
Monitoring Fee | \$350.00/project |

E. Charges for Private Sewer Maintenance

The following rates shall be charged for tape snaking of private sewer laterals:

Single and Double Dwelling	\$25.00
Four or More Family Dwelling	\$50.00
Commercial Laterals and Conductors	\$50.00

F. Treatment Plant Disposal Fee

Biosolids/Sludge Disposal Fee	\$430.00/dry ton
Residuals Disposal Fee	\$430.00/dry ton

(Based on Minimum of 3% Solids. Solids Content Below 3% will be charged at Minimum.)

G. Restaurant / Food Processing Grease Disposal Fee \$250.00/1,000 gallons

H. Non-Hazardous Industrial/Commercial Wastewater Disposal Fee

Laboratory and Sampling	\$35.00/1,000 gallons (Minimum) \$75.00/Truckload
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**PROCEDURES FOR INITIATING LOCAL SEWER CONSTRUCTION
AND CONNECTIONS in the Rochester Pure Waters District**

1. A petition requesting the Rochester Pure Waters District to install sewers in a particular area will be submitted to the Administrator of Pure Waters.
2. The Administrator of Pure Waters will have an engineering feasibility report prepared for the project, including a preliminary cost estimate and recommendation.
3. The report and the petition will be presented to the Administrative Board for approval.
4. If the project is approved by the Board, it will then be considered as a Capital improvement project, or as a capital budget item.
5. Whenever a new connection is made to an existing sewer, a connection fee of \$300.00 will be charged by the District. All work and cost for installing a lateral or laterals shall be the property owner's responsibility.

At said public hearings the respective Administrative Boards will hear all persons interested in the subject matter thereof.

An appeal to the County Legislature from any scale of charges established by any of the Administrative Boards and confirmed by the County Legislature may be taken by any person aggrieved. Such appeal may be taken by filing with such Administrative Board and with the Clerk of the Legislature a written notice of appeal specifying the ground thereof, within 15 days of the confirmation of such scale of charges by the Legislature pursuant to Section 266 of the County Law.

Dated: Rochester New York
November ____, 2017

By: _____

Diana Christodaro
Clerk of the Monroe County Legislature



Office of the County Executive

MONROE COUNTY, NEW YORK

Cheryl Dinolfo
County Executive

November 13, 2017

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

Subject: Schedule and Hold a Public Hearing; Approve the Submission of a Grant Application to; and Authorize the Acceptance of Grant Funding from, the New York State Office of Community Renewal for the New York State Imminent Threat Program Lake Ontario Flood Relief Funding

Honorable Legislators:

I recommend that Your Honorable Body schedule and hold a public hearing; approve the submission of a grant application to; and authorize the acceptance of grant funding in the amount of \$1,500,000 or such other amount as determined from, the New York State Office of Community Renewal for the New York State Imminent Threat Program Lake Ontario Flood Relief funding, for the Monroe County Departments of Environmental Services, Parks, and Transportation, for the period of January 1, 2017 through December 31, 2019.

Approval of this grant submission by the New York State Office of Community Renewal will provide the County with funding in the amount of \$1,500,000. This represents the combined funding for recovery/repair and resiliency/mitigation for public facilities and public infrastructure due to Lake Ontario flooding.

The specific legislative actions required are:

1. Schedule and hold a public hearing on Monroe County's grant application for the submission of the New York State Imminent Threat Program Lake Ontario Flood Relief funding to the New York State Office of Community Renewal.
2. Authorize the County Executive, or her designee, to submit the grant application to the New York State Office of Community Renewal and to provide such additional information as may be required by the New York State Office of Community Renewal for the Imminent Threat Program Lake Ontario Flood Relief.
3. Authorize the County Executive, or her designee, to accept the grant funds in the amount of \$1,500,000 or such other amount as determined by the New York State Office of Community Renewal, subject to New York State Office of Community Renewal approval of the submission.
4. Amend the 2017 operating budget of the Department of Environmental Services by appropriating the sum of \$370,000, or such other amount as determined by the New York State Office of Community Renewal, into pure waters fund 9307, funds center 8572010000, Pure Waters Administration.

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No.	<u>170001</u>
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
URGENT	-L


5. Amend the 2017 operating budget of the Department of Parks by appropriating the sum of \$764,000, or other such amount as determined by the New York State Office of Community Renewal, into general fund 9300, funds center 8801010000, Parks Administration.
6. Amend the 2017 operating budget of the Department of Transportation by appropriating the sum of \$366,000, or other such amount as determined by the New York State Office of Community Renewal, into road fund 9302, funds center 8002040000, Road Maintenance.
7. The expenditure proposed for such improvements of facilities and infrastructure is in the public interest and will not constitute an undue burden on the property which will bear the cost thereof; will be benefited by the proposed improvements and no benefited property has been excluded.
8. Authorize the County Executive, or her designee, to execute all contracts, including intermunicipal agreements, and any amendments thereto, that are necessary to carry out the administration of the New York State Imminent Threat Program Lake Ontario Flood Relief funding, for the period of January 1, 2017 through December 31, 2019.
9. Authorize the County Executive to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within the grant guidelines to meet contractual commitments.
10. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify such program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law, and when applicable, the terms of any labor agreement affecting such positions.

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

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

I recommend that this matter receive favorable action by Your Honorable Body.

Sincerely,


Cheryl Dinolfo
Monroe County Executive

By Legislators _____ and _____

Intro. No. ____

RESOLUTION NO. _____ OF 2017

SCHEDULE AND HOLD A PUBLIC HEARING; APPROVE THE SUBMISSION OF A GRANT APPLICATION TO; AND AUTHORIZE THE ACCEPTANCE OF GRANT FUNDING FROM, THE NEW YORK STATE OFFICE OF COMMUNITY RENEWAL FOR THE NEW YORK STATE IMMINENT THREAT PROGRAM LAKE ONTARIO FLOOD RELIEF FUNDING

WHEREAS, the County Legislature of the County of Monroe has called a public hearing on the aforesaid improvements of public facilities and public infrastructure in accordance with the provisions of Section 268 of the County Law, and said public hearing held on the 12th day of December, 2017, at 6:15 P.M. in the Legislative Chambers of the County Office Building, Rochester, New York, in said County; and

WHEREAS, notice of said public hearing was duly published in the manner provided by law and proof thereof has been submitted to said County Legislature; and

WHEREAS, said County Legislature has duly considered the evidence given at said public hearing.

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

Section 1. The County Executive, or her designee, is hereby authorized to submit the grant application for New York State Imminent Threat Program Lake Ontario Flood Relief Funding to New York State Office of Community Renewal and to provide such additional information as may be required by New York State Office of Community Renewal.

Section 2. The County Executive, or her designee, is hereby authorized to accept the grant funds in the amount of One Million Five Hundred Thousand and 00/100 Dollars (\$1,500,000) or such other amount as determined by the New York State Office of Community Renewal, subject to New York State Office of Community Renewal approval of the submission for the period of January 1, 2017 through December 31, 2019.

Section 3. Authorize the County Executive, or her designee, to accept the grant funds in the amount of One Million Five Hundred Thousand and 00/100 Dollars (\$1,500,000) or such other amount as determined by New York State Office of Community Renewal, subject to New York State Office of Community Renewal approval of the submission.

Section 4. Amend the 2017 operating budget of the Department of Environmental Services by appropriating the sum of \$370,000 or such other amount as determined by the New York State Office of Community Renewal into pure waters fund 9307, funds center 8572010000 Pure Waters Administration.

Section 5. Amend the 2017 operating budget of the Department of Parks by appropriating the sum of \$764,000, or other such amount as determined by the New York State Office of Community Renewal, into general fund 9300, funds center 8801010000 Parks Administration..

Section 6. Amend the 2017 operating budget of the Department of Transportation by appropriating the sum of \$366,000, or other such amount as determined by the New York State Office of Community Renewal, into, road fund 9302, funds center 8002040000 Road Maintenance.

Section 7. The expenditure proposed for such improvement of facilities and infrastructure is in the public interest and will not constitute an undue burden on the property which will bear the cost thereof; will be benefited by the proposed improvements and no benefited property has been excluded.

Section 8. The County Executive, or her designee, is hereby authorized to execute all contracts, including intermunicipal agreements, and any amendments thereto, that are necessary to carry out the administration of the New York State Office of Community Renewal program grant for the period of January 1, 2017 through December 31, 2019.

Section 9. The County Executive, or her designee, is hereby authorized to appropriate any subsequent years of grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within the grant guidelines to meet contractual commitments.

Section 10. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify such 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.

Section 11. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No. 17-_____

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____