

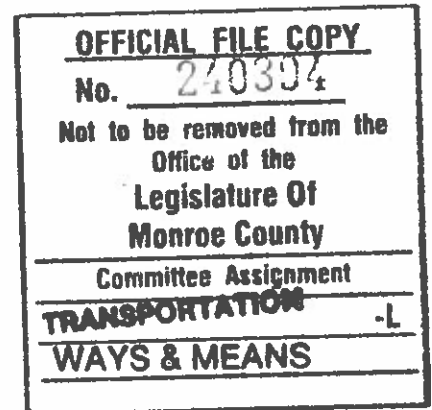


Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

November 8, 2024



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

Subject: Authorize the Alteration of Monroe County Fiber and Lighting Systems by the New York State Department of Transportation During the NYS Route 33A and NYS Route 259 Intersection Safety Improvements Project in the Town of Chili

Honorable Legislators:

I recommend that Your Honorable Body authorize the alteration of Monroe County fiber and lighting systems by the New York State Department of Transportation ("NYSDOT") during the NYS Route 33A and NYS Route 259 Intersection Safety Improvements Project in the Town of Chili.

The NYSDOT proposes the construction/reconstruction/improvement of the NYS Route 33A and NYS Route 259 Intersection Safety Improvements Project in the Town of Chili. As part of this work, the NYSDOT will alter the elevation of approximately two (2) manholes that are part of the Monroe County fiber and lighting systems and within the project limits. The project is planned to take place during 2025, with actual dates to be determined.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to execute a utility work agreement for the alteration of Monroe County fiber and lighting systems by the New York State Department of Transportation during the NYS Route 33A and NYS Route 259 Intersection Safety Improvements Project in the Town of Chili.
2. Incorporate by reference and adopt the attached resolution required by New York State for the alteration of Monroe County fiber and lighting systems by the New York State Department of Transportation during the NYS Route 33A and NYS Route 259 Intersection Safety Improvements Project in the Town of Chili.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(2) ("replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site") and is not subject to review under the State Environmental Quality Review Act.

This project 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

**Resolution Granting the State of New York Authority to Perform the Adjustment for the
Owner and Agreeing to Maintain Facilities Adjusted Via State-let Contract**

Resolution # _____

WHEREAS, the New York State Department of Transportation proposes the construction, reconstruction, or improvement of **Route 33A and Route 259 Intersection Safety Improvements in the Town of Chili, Monroe County, P.I.N. 4033.77**, and

WHEREAS, the State will include as part of the construction, reconstruction, or improvement of the above mentioned project the **alter elevation of approximately two (2) manholes**, pursuant to Section 10, Subdivision 24, of the State Highway Law, as shown on the contract plans and Utility Special Note relating to the project and meeting the requirements of the owner, and

WHEREAS, the service life of the relocated and/or replaced utilities has not been extended, and

WHEREAS, the State will provide for the reconstruction of the above mentioned work, as shown on the contract plans and Utility Special Notes, relating to the above mentioned project.

NOW, THEREFORE,

BE IT RESOLVED: That the **Monroe County Department of Transportation** approves of the above mentioned work performed on the project and shown on the contract plans relating to the project and that the **Monroe County Department of Transportation** will maintain or cause to be maintained the adjusted facilities performed as above stated and as shown on the contract plans.

BE IT FURTHER RESOLVED that the **Director of Transportation** has the authority to sign, with the concurrence of the **Monroe County Legislature**, any and all documentation that may become necessary as a result of this project as it relates to the **Monroe County Department of Transportation**, and

BE IT FURTHER RESOLVED: That **Monroe County** is hereby directed to transmit five (5) certified copies of the foregoing resolution to the New York State Department of Transportation.

Moved By:

Seconded By:

Vote:

I, _____, duly appointed and qualified _____, do hereby CERTIFY that the foregoing resolution was adopted at a meeting duly called and held in the office of, _____, a quorum being present on the _____ day of _____, and that said copy is a true, correct and compared copy of the original resolution so adopted and that the same has not been revoked or rescinded.

WITNESSETH, my hand and seal this _____ day of _____.

Name, title