



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

April 5, 2024

OFFICIAL FILE COPY	
No.	<u>240127</u>
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
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To The Honorable
Monroe County Legislature
407 County Office Building
Rochester, New York 14614

Subject: Amend the 2024 Capital Budget and Bond Resolution 421 of 2023 to Provide an Increase in Funding and Authorize Contracts with Lu Engineers for Engineering Services and the New York State Department of Transportation for the Mile Square Road Bridge Project in the Town of Mendon

Honorable Legislators:

I recommend that Your Honorable Body amend the 2024 Capital Budget and Bond Resolution 421 of 2023 to provide an increase in funding in the amount of \$15,000; authorize financing for engineering services related to the project in the amount of \$290,000; and authorize contracts with Lu Engineers in the amount of \$255,375.33 for engineering services, and the New York State Department of Transportation for the Mile Square Road Bridge project in the Town of Mendon.

The Mile Square Road Bridge is County owned and spans the Irondequoit Creek in the Town of Mendon. The project involves the rehabilitation or replacement of the bridge along with highway approach and channel improvements. The current schedule is to conduct preliminary engineering and final design during the years 2024-2025 with an anticipated construction start in 2026.

Major funding will be provided by Federal funds in the amount of approximately 95% of the project cost with overall project administration by Monroe County.

Monroe County was recently awarded Federal funding for this project through the Bridge NY program. New York State requires that construction of the project begin no later than two (2) years after award and that the project be completed within three (3) years of commencing construction.

Several consultants were considered, with Lu Engineers rated the most qualified for this project.

A cost breakdown of the services is as follows:

Basic Design Services	\$154,733.12
Basic Construction Services	16,654.00
Special Services	83,988.21
Total	\$255,375.33

The specific legislative actions required are:

1. Amend the 2024 Capital Budget to increase funding for the Mile Square Road Bridge project in the amount of \$15,000 from \$275,000 to \$290,000 for an authorization of \$290,000 for engineering services related to the project.
2. Amend Bond Resolution 421 of 2023 to increase financing for the Mile Square Road Bridge project in the amount of 15,000 from \$275,000 to \$290,000 for an authorization of \$290,000 for engineering services related to the project.
3. Authorize the County Executive, or his designee, to execute a contract with Lu Engineers, 200 East Broad Street, Suite 170, Rochester, New York 14604, in the amount of \$255,375.33 for engineering services for the Mile Square Road Bridge project in the Town of Mendon, and any amendments necessary to complete the project within the total capital fund(s) appropriation.
4. Authorize the County Executive or his designee, to execute a contract, and any amendments thereto, with the New York State Department of Transportation for the Mile Square Road Bridge project in the Town of Mendon.
5. Incorporate by reference and adopt the attached resolution required by New York State for NY Bridge Funding for the Mile Square Road Bridge project.

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 further review under the State Environmental Quality Review Act.

Funding for this project, consistent with authorized uses, will be included in capital fund 2095 once the additional financing authorization herein is approved and in any other 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 Lu Engineers, nor its sole officer, Cletus O. Ezenwa, P.E., 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,

FCR



Adam J. Bello
Monroe County Executive

ATTACHMENT TO REFERRAL

RESOLUTION INCORPORATED WITHIN AND ATTACHED TO RESOLUTION NO. ____ OF 2024

AUTHORIZING RESOLUTION REQUIRED BY NEW YORK STATE FOR BRIDGE NY FUNDING FOR MILE SQUARE ROAD BRIDGE PROJECT OVER IRONDEQUOIT CREEK IN TOWN OF MENDON

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

WHEREAS, a project for Mile Square Road over Irondequoit Creek, P.I.N. 4BNY.51 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 95% Federal funds and 5% non-federal funds; and

WHEREAS, the County of Monroe will design, let and construct the Project; and

WHEREAS, the County of Monroe desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of the Project.

NOW, THEREFORE, the Legislature of the County of Monroe ("Legislature"), duly convened does hereby:

RESOLVE, that the Legislature hereby approves the above-subject Project; and it is hereby further

RESOLVED, that the Legislature hereby authorizes the County of Monroe to pay 100% of the cost of federal and non-federal share of work for the Project or portions thereof, with the understanding that qualified costs may be eligible for federal-aid, state-aid, or reimbursement from Bridge NY funds; and it is further

RESOLVED, that the sum of \$290,000 is hereby appropriated in the Monroe County Capital Budget and made available to cover the cost of participation in the above phases(s) of the Project; and it is further

RESOLVED, that the Legislature hereby agrees that the County of Monroe shall be responsible for all cost of the Project which exceed the amount of the Bridge NY Funding awarded to the County of Monroe; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the Project exceeds the amount appropriated above, the Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the County of Monroe hereby agrees that construction of the Project shall begin no later than two (2) years after award and that the Project shall be completed within three (3) years of commencing construction; and it is further

RESOLVED, that the Monroe County Executive, or designee be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid and/or State-Aid on behalf of the County of Monroe with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the County of Monroe's first instance funding of Project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary agreement in connection with the Project; and it is further

RESOLVED, this Resolution shall take effect immediately.