



Office of the County Executive
Monroe County, New York

Adam J. Bello
County Executive

December 6, 2024

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

Subject: Acceptance of a Grant from the New York State Department of Agriculture and Markets for the Petroleum Product Quality Program

Honorable Legislators:

I recommend that Your Honorable Body accept a grant from the New York State Department of Agriculture and Markets in the amount of \$150,455 for the Petroleum Quality Testing Program for the period of April 1, 2024 through March 31, 2029, payable in equal amounts of \$30,091 annually for the five-year period.

The Monroe County Weights and Measures Division have been performing Petroleum Quality Screening and Testing under an agreement with the New York State Department of Agriculture and Markets since 1991. The program is designed to ensure the quality of gasoline and diesel products to the consumer. The program is funded from a small percentage of the 1990 New York State gasoline tax increase, and all costs incurred by the municipalities' participation are covered by New York State. Some of these costs include wages, benefits, administration, transportation and mileage, gasoline/diesel sample purchases, postage, or any other expenses related to this program.

Detailed vouchers are submitted to New York State on a quarterly basis for reimbursement to the County. During the contract period, the State will establish a quota for gasoline and diesel samples. The County will randomly select retail sites throughout the course of the year for sampling so that nearly every retail gas station will submit samples to be tested. These samples are sent to the State-designated laboratory for testing under strict American Society for Testing Materials guidelines, and results are monitored by the County for adherence to specifications. This will be the thirty-third year the County has received this grant. This year's funding represents an increase of \$19,380 from the previous grant period.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to accept a \$150,455 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Agriculture and Markets for the Petroleum Quality Testing Program for the period of April 1, 2024 through March 31, 2029, payable in equal amounts of \$30,091 annually for the five-year period.

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Committee Assignment	
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2. 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, to make any necessary funding modifications within the grant guidelines to meet contractual commitments, and to enter into any amendments to extend the time period of the grant.
3. 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)(26) ("routine or continuing agency administration and management, not included new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

Funding for this grant is included in the 2024 operating budget of the Department of Public Safety, general fund 9001, funds center 2408050000, Division of Weights & Measures.

This grant is 100% funded by the New York State Department of Agriculture and Markets. 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,



Adam J. Bello
Monroe County Executive

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