

By Legislators McCabe and Smith

Intro. No. ____

RESOLUTION NO. ____ OF 2023

APPROVING INCREASE AND IMPROVEMENT OF FACILITIES IN IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT -LAKE ONTARIO RESILIENCY & ECONOMIC DEVELOPMENT INITIATIVE (REDI) - SANDBAR WWPS PROJECT

WHEREAS, the Administrative Board of the Irondequoit Bay South Central Pure Waters District of the County of Monroe, New York has heretofore duly caused to be prepared, pursuant to Section 268 of the County Law, a map and plan by an engineer duly licensed by the State of New York for a proposed increase and improvement of the facilities of said District, consisting of the "Irondequoit Bay South Central Pure Waters District – Lake Ontario Resiliency & Economic Development Initiative (REDI) - Sandbar WWPS Project," all as more fully set forth in such map and plan; and

WHEREAS, the County Legislature of the County of Monroe has called a public hearing on the aforesaid increase and improvement of facilities in accordance with the provisions of Section 268 of the County Law, and said public hearing held on the ____ day of _____, 2023, at ____ 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. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to increase and improve the facilities in the Irondequoit Bay South Central Pure Waters District, at a maximum estimated cost of \$495,000, all as more fully described in the preambles hereof.

Section 2. The cost of such increase and improvement shall be assessed against the entire geographic area encompassed by the Irondequoit Bay South Central Pure Waters District.

Section 3. The expenditure proposed for such improvement of facilities in the Irondequoit Bay South Central Pure Waters District is in the public interest and will not constitute an undue burden on the property which will bear the cost thereof; and all real property to be assessed for such expenditure will be benefited by the proposed improvements and no benefited property has been excluded.

Section 4. The increase and improvement of facilities in the Irondequoit Bay South Central Pure Waters District is hereby approved at the maximum amount to be expended.

Section 5. The County Executive or the Director of Finance – Chief Financial Officer are hereby authorized and directed to file applications and execute project financing and grant agreements and any other necessary documents as appropriate, for participation in the New York State Environmental Facilities Corporation under applicable laws of New York State to finance all or a portion of the project

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Section 6. The Clerk of the Legislature is hereby authorized and directed to send certified copies of this resolution to the New York State Department of Audit and Control.

Section 7. The Administrative Board of the Irondequoit Bay South Central Pure Waters District of said County is hereby directed to proceed with the improvements in the manner set forth in Section 262 of the County Law.

Section 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; November 28, 2022 – CV: 7-0
Ways and Means Committee; December 8, 2022 – CV: 10-0
File No. 22-0387

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

November 10, 2022

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

OFFICIAL FILE COPY
No. <u>220357</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
ENV. & PUB. WORKSL
WAYS & MEANS

Subject: Increase and Improvement of Facilities in the Irondequoit Bay South Central Pure Waters District - Lake Ontario Resiliency & Economic Development Initiative (REDI) - Sandbar WWPS Project, and Amend the 2023 Capital Budget and Bond Resolution 125 of 2020 to Provide an Increase in Funding

Honorable Legislators:

I recommend that Your Honorable Body approve a request to establish an Increase and Improvement of Facilities in the Irondequoit Bay South Central Pure Waters District (the "District") in the amount of \$245,000 for a capital project entitled "Lake Ontario Resiliency & Economic Development Initiative (REDI) – Sandbar WWPS Project," and amend the 2023 Capital Budget and Bond Resolution 125 of 2020 to provide an increase in funding.

The total Increase and Improvement of Facilities in the District is comprised of the "General Pump Station and Interceptor Improvements" project (\$400,000) and the "Lake Ontario Resiliency & Economic Development Initiative (REDI) - Sandbar WWPS Project" (\$245,000) for a total estimated cost of the Increase and Improvement of Facilities in the amount of \$645,000. The "General Pump Station and Interceptor Improvements" project is under consideration by Your Honorable Body as a companion referral.

This project was presented to, and approved by, Your Honorable Body in 2020 (Resolution 124 of 2020) in conjunction with a \$250,000 grant from New York State. The project seeks to address flooding that occurs during high water events by protecting the building and its equipment at the Monroe County Department of Environmental Services Sandbar Wastewater Pump Station, which is located in Sandbar Park, a Town of Webster municipal park. The pump station is submersible but the adjacent control building, including a standby generator, is constructed at grade and is vulnerable to water intrusion from Irondequoit Bay.

The Town of Webster has completed design of the improvements, has bid the project, and the bids for the work received by the Town of Webster exceed the prior \$250,000 funding authorization from your Honorable Body (Resolution 125 of 2020). The Department of Environmental Services has reviewed the cost breakdown from the contractor's bid for the work as provided by the Town of Webster. The costs for the portion of the work related to the County's pump station are accurate and reasonable.

The estimated cost of the improvements is \$495,000, with \$250,000 previously authorized. The actual debt service obligation for the additional cost of the project, \$245,000, as projected in future years, could potentially result in an increase of \$0.13 to the future annual charges of the average District ratepayer. However, the actual impact is typically reduced through the retirement of previous debt and other offsets to the District's capital charge levy. Based on average, annual water consumption of 60,000 gallons, the total annual charge for both operation and maintenance and capital to the typical District ratepayer in 2022 is \$117.74.

The specific legislative actions required are:

1. Hold a Public Hearing for the proposed maximum amount to be expended for an "Increase and Improvement of Facilities in the Irondequoit Bay South Central Pure Waters District."
2. Following the Public Hearing, adopt a resolution approving the "Increase and Improvement of Facilities in the Irondequoit Bay South Central Pure Waters District" at the maximum amount to be expended.
3. Amend the 2023 Capital Budget to increase funding for the "Lake Ontario Resiliency & Economic Development Initiative (REDI) – Sandbar WWPS Project" by \$245,000, for a total authorization of \$495,000.
4. Amend Bond Resolution 125 of 2020 to increase the total estimated project cost and financing for the "Lake Ontario Resiliency & Economic Development Initiative (REDI) – Sandbar WWPS Project", capital fund 1977 by \$245,000, from \$250,000 to \$495,000, for a total project authorization of \$495,000, subject to the approval of the State Comptroller, if required.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(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 is not subject to further review under the State Environmental Quality Review Act.

Funding for this project, consistent with authorized uses, will be available in capital fund 1977 once the additional financing authorization requested herein is approved and any capital fund(s) created for the same intended purpose. The local funding for this project will ultimately be provided by Pure Waters District user fees. 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