

*Monroe County Legislature*  
*Office of the President*

**JEFFREY R. ADAIR**  
PRESIDENT

August 10, 2015

<b>OFFICIAL FILE COPY</b>
No. <b>150236</b>
Not to be removed from the Office of the Legislature of Monroe County
Committee Assignment
-L

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

**Subject: Confirmation of Appointment to the Monroe County Fishery Advisory Board**

Honorable Legislators:

I, Jeffrey R. Adair, President of the Monroe County Legislature, in accordance with Monroe County Resolution 369 of 1995, do hereby submit to your Honorable Body for your confirmation, the appointment of Legislator Matthew Terp, 508 Pipeline Way, Webster, New York 14580 to serve on the Monroe County Fishery Advisory Board as the Legislature's Majority Liaison.

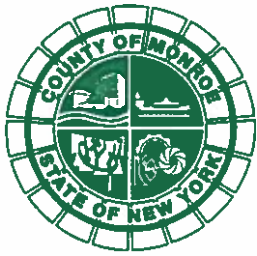
**The specific legislative actions required are:**

1. Confirm the appointment of Legislator Matthew Terp as the legislative liaison to the Monroe County Fishery Advisory Board.

This action will have no impact on the revenues or expenditures of the current Monroe County budget.

Sincerely,

Jeffrey R. Adair  
President  
Monroe County Legislature



*Monroe County Legislature*  
*Office of the President*

**JEFFREY R. ADAIR**  
PRESIDENT

August 10, 2015

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-L

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

**Subject: Confirmation of Appointment of Legislative Liaison to the Board of Trustees of the Monroe County Library System**

Honorable Legislators:

I, Jeffrey R. Adair, President of the Monroe County Legislature, in accordance with Article 5 of the Education Law and Section C7-4 of the Monroe County Charter, do hereby submit to Your Honorable Body for your confirmation the appointment of the Honorable Matthew Terp to serve as legislative liaison to the Board of Trustees of the Monroe County Library System.

Legislator Terp resides at 508 Pipeline Way, Webster, New York 14580. His appointment is effective immediately and he will serve conterminously with his elected term of office.

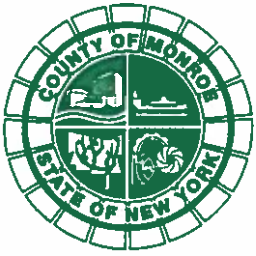
**The specific legislative actions required are:**

1. Confirm the appointment of Legislator Matthew Terp as the legislative liaison to the Board of Trustees of the Monroe County Library System.

This action will have no impact on the revenues or expenditures of the current Monroe County budget.

Sincerely,

Jeffrey R. Adair  
President  
Monroe County Legislature



*Monroe County Legislature*  
*Office of the President*

**JEFFREY R. ADAIR**  
PRESIDENT

August 10, 2015

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Committee Assignment
-L

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

**Subject: Appointment to the Board of Directors of Greater Rochester Visitors Association**

Honorable Legislators,

I, Jeffrey R. Adair, President of the Monroe County Legislature, in accordance with Local Law No. 4 of 1997, do hereby submit to Your Honorable Body for your confirmation the following Legislature appointment to the Board of Directors of Greater Rochester Visitors Association from the visitors' industry:

Mr. Bill Strassburg, Strategic Planning at Wegmans Food Market.

His appointment is effective September 1, 2015, and will expire August 31, 2018.

**The specific legislative action required is to confirm the appointment of Mr. Bill Strassburg to the Board of Directors of Greater Rochester Visitors Association for a term commencing September 1, 2015 and expiring August 31, 2018.**

This resolution will have no impact on the revenues or expenditures of the current Monroe County budget.

Sincerely,

Jeffrey R. Adair  
President  
Monroe County Legislature



# Monroe County Legislature

**JOHN J. HOWLAND**  
LEGISLATOR - DISTRICT 13

August 10, 2015

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

<b>OFFICIAL FILE COPY</b>
No. <u>150239</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
<b>Memorializing Referral -L</b>

**Re: Memorializing the New York State Canal Corporation to Place a Boat Launch in Monroe County West of Lock 33**

Honorable Legislators:

Completed in 1825, the Erie Canal was a pioneering waterway built across New York State that caused both a population and economic surge in western New York. No longer used as a vital commercial thoroughfare, the Erie Canal today is a major source of summertime recreation and a reminder of our industrious history.

However, accessing the canal to use for recreation is often an arduous endeavor for the majority of Monroe County boaters. Currently, only two launches exist within the county, in the Towns of Pittsford and Fairport. Pittsford and Henrietta are both home to a lock, which, while once marvels of modern engineering are now time-consuming and inconvenient for recreational purposes. The locks discourage water enthusiasts from exploring the canal west of Lock 32 in Pittsford. Boaters who launch in Pittsford only have 300 yards before reaching lock 32 traveling west.

To commemorate the Erie Canal's bicentennial in 2025, the New York State Canal Corporation is currently seeking proposals for updates to the Canal Recreationway Plan. It would be in the best interest of Monroe County residents if the Plan included installation of a new boat launch, west of Lock 33 in Henrietta. This would allow boaters to travel freely along the canal between Henrietta and Lockport for 63 miles, and would also provide convenient access to the Genesee River up to the City of Rochester.

There are two locations west of Lock 33 that would be convenient for a boat launch: the first at the canal crossing on Edgewood Avenue in the Town of Henrietta, and the second at the canal crossing on Clinton Avenue in Brighton. Both locations are more central to the County, and are not encumbered by necessary lock usage.



I urge you to join me in requesting the New York State Canal Corporation to add this project to its updated Canal Recreationway Plan, to be completed by 2025. This would expand residents' ability to enjoy the lucrative recreation potential that Monroe County boasts, and allow boaters and water enthusiasts to travel freely through the rest of the County and appreciate our history and geography.

Sincerely,

A handwritten signature in blue ink that reads "John J. Howland". The signature is written in a cursive style with a large, sweeping initial "J".

John J. Howland  
Monroe County Legislature  
District 13



## Monroe County Legislature

**WILLIE JOE LIGHTFOOT**  
Assistant Democratic Leader

**WILLIE JOE LIGHTFOOT**  
LEGISLATOR - DISTRICT 27  
COUNTY OFFICE BUILDING, ROOM 408  
39 WEST MAIN STREET  
ROCHESTER, NEW YORK 14614  
OFFICE: (585) 753-1940  
E-MAIL: willielightfoot@gmail.com

<b>OFFICIAL FILE COPY</b>
No. <u>150240</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
<b>Memorializing Referral -L</b>

August 10, 2015

To The Honorable  
Monroe County Legislature  
39 West Main Street  
Rochester, NY 14614

**RE: Memorializing the United States Congress to Pass, and President Obama to Sign S.681, the Blue Water Navy Vietnam Veterans Act of 2015.**

Honorable Legislators:

Agent Orange was a horrific herbicidal weapon that has devastated many American soldiers due to exposure that lead many illnesses including Hodgkin's disease, Parkinson's disease, and respiratory cancers. When the United States government formally recognized that there was a direct connection between veterans' exposure to Agent Orange and several serious types of illness, the Department of Veterans Affairs (VA) began to cover the cost of treatment.

At the time, the formal wording for eligibility for these benefits stated that the soldier had to have physically served on Vietnamese soil or on boats on the rivers inside Vietnam. This language resulted in a large population of sailors who had served on boats located off of the Vietnamese Coast being ineligible for benefits, despite also having been exposed though air and water to Agent Orange. When a veteran returns home from serving overseas and discovers they have a medical condition as a result of their service to our country, it is expected that they will receive all of the benefits that they are entitled to, and this group of veterans should be no different.

The Blue Water Navy Vietnam Veterans Act of 2015 means to correct this inexcusable oversight and allow for veterans who served on the Vietnamese coast to gain the VA benefits they rightly deserve and need. Senator Kirsten Gillibrand, the bill's cosponsor, stated that due to the lack of benefits, Vietnam veterans "continue to become ill and go into bankruptcy from trying to pay their medical bills."

It is unconscionable that any Vietnam Veteran with a service-related illness or disease would be denied the benefits they rightly deserve. Therefore, we urge you to join us in memorializing the United States Congress to pass, and President Obama to sign S.681, the Blue Water Navy Vietnam Veterans Act of 2015.

Respectfully Submitted,




Willie Joe Lightfoot  
Assistant Minority Leader



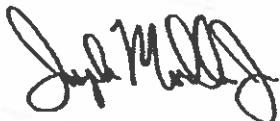
Carrie M. Andrews  
Democratic Leader



Cynthia W. Kaleh  
Assistant Minority Leader



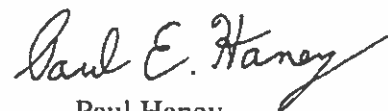
Justin Wilcox  
Legislator – District 14



Joseph D. Morelle Jr.  
Legislator – District 17



Glenn Gamble.  
Legislator – District 22



Paul Haney  
Legislator – District 23



Joshua Bauroth  
Legislator – District 24



John Lightfoot  
Legislator – District 25



Ernest S. Flagler-Mitchell  
Legislator – District 29



# Monroe County Legislature

**CYNTHIA W. KALEH**

LEGISLATOR - DISTRICT 28

CYNTHIA W. KALEH  
LEGISLATOR - DISTRICT 28  
18 FAIRVIEW HEIGHTS  
ROCHESTER, NEW YORK 14613  
OFFICE: (585) 753-1940  
HOME: (585) 647-3929  
FAX: (585) 232-7431  
E-MAIL: cindy@kaltechsupport.com

<b>OFFICIAL FILE COPY</b>
No. <u>150241</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
<b>Memorializing Referral -L</b>

August 10, 2015

To The Honorable  
Monroe County Legislature  
39 West Main Street  
Rochester, NY 14614

**RE: Memorializing the New York Department of State to Prioritize Implementation of the New Regulatory Powers Over the Nail Salon Industry Granted by A.7630/S.5996, and Asking that Investigation of and Enforcement Over the Industry Not be Limited to Downstate**

Honorable Legislators:

A scathing critique of the nail salon industry in New York State was published by the New York Times in May, revealing that workers are being forced to serve extended unpaid apprenticeships, during which they pay fees to learn new skills, and after graduating are being significantly underpaid in violation of state minimum wage laws. They are also suffering serious health consequences including miscarriages due to constant exposure to harsh chemicals. In response, Governor Andrew Cuomo introduced a bill which the State Legislature quickly passed, granting the Department of State extensive new enforcement and licensing powers over the industry.

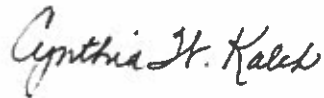
These new powers include imposing enhanced penalties for those caught operating without a license, which will now be a criminal offense that can result in jail time and a fine of up to \$2500. The new rules also require additional bonds and insurance policies be taken out by salons, so that they can afford to pay back wages if caught underpaying workers, and imposes more significant penalties for those caught violating existing labor laws – potentially including shutting down businesses. Salons will also be required to post a “Salon Worker’s Bill of Rights” conspicuously, and state agencies have been working hard to educate salon patrons about warning signs of exploitative shops. The law also makes it easier and more affordable for salons and workers to become licensed by the state, lowering a major barrier to compliance. These new



enforcement powers help ensure that the basic human rights of workers are respected and provide a level playing field for those shops that do follow the law.

While the density of nail shops in Rochester and Monroe County is nowhere near as great as it is downstate, it should be of great concern that these issues are likely affecting workers here as well. Therefore, I humbly ask you to join us in memorializing the New York Department of State to prioritize implementation of the new regulatory powers over the nail salon industry granted by A.7630/S.5996, and asking that investigation of and enforcement over the industry not be limited to downstate.

Respectfully Submitted,



Cynthia Kaleh  
Assistant Minority Leader



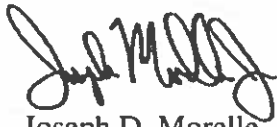
Carrie M. Andrews  
Democratic Leader



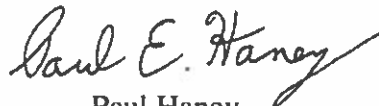
Willie J. Lightfoot  
Assistant Minority Leader



Justin Wilcox  
Legislator – District 14



Joseph D. Morelle  
Legislator – District 17



Paul Haney  
Legislator – District 23



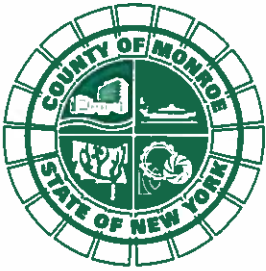
Joshua Bauroth  
Legislator – District 24



John Lightfoot  
Legislator – District 25



Ernest Flagler-Mitchell  
Legislator – District 29



# Monroe County Legislature

**JOSEPH D. MORELLE JR.**  
LEGISLATOR - DISTRICT 17

JOSEPH D. MORELLE JR.  
LEGISLATOR - DISTRICT 17  
COUNTY OFFICE BUILDING, ROOM 408  
39 WEST MAIN STREET  
ROCHESTER, NEW YORK 14614  
OFFICE: (585) 753-1940  
E-MAIL: JDMORELLEjr@gmail.com

<b>OFFICIAL FILE COPY</b>
No. <u>150242</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
<b>Memorializing Referral -L</b>

August 10, 2015

To the Honorable  
Monroe County Legislature  
407 County Office Building  
39 West Main Street  
Rochester, New York 14614

**Re: Memorializing the U.S. House of Representatives to Pass H.R. 1955, an Act to Amend the Federal Water Pollution Control Act to Provide Assistance for Nutrient Removal Technologies to States in the Great Lakes System**

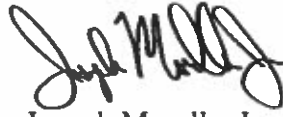
Honorable Legislators:

As the largest system of fresh surface water in the world, the Great Lakes have served as a cradle to North American civilization, from the earliest natives to present day. In fact, even today tens of millions of Americans rely on the Great Lakes for commerce, drinking water, transportation, and recreation. When not properly maintained and monitored, this very development can threaten this vital resource.

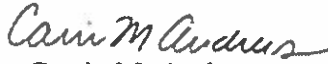
Preserving the integrity of the Great Lakes has been a long time priority for Congresswoman Louise Slaughter. As such, she has co-sponsored legislation with Buffalo area Congressman Brian Higgins entitled the Great Lakes Nutrient Removal Assistance Act. This would provide \$500 million of funding to the Environmental Protection Agency to upgrade publicly owned wastewater treatment plants, including the Van Lare Wastewater Facility run by Monroe County. This funding is key in allowing municipalities access to federal dollars when planning infrastructure upgrades at a time when local governments' budgets and resources are tighter than ever. This funding is also vital to continue our efforts in Monroe County, like communities across the Great Lakes, to protect one of our most valuable resources.

Therefore, we urge you to join us in memorializing the U.S. House of Representatives to pass H.R. 1955, an Act to Amend the Federal Water Pollution Control Act to Provide Assistance for Nutrient Removal Technologies to States in the Great Lakes System.

Respectfully submitted,



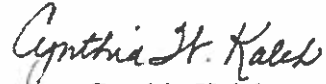
Joseph Morelle, Jr.  
Legislator – District 17



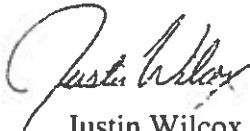
Carrie M. Andrews  
Democratic Leader



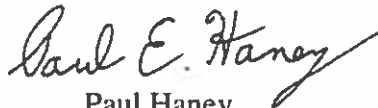
Willie J. Lightfoot  
Assistant Minority Leader



Cynthia Kaleh  
Assistant Minority Leader



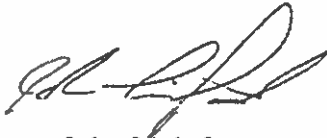
Justin Wilcox  
Legislator – District 14



Paul Haney  
Legislator – District 23



Joshua Bauroth  
Legislator – District 24



John Lightfoot  
Legislator – District 25



Ernest Flagler-Mitchell  
Legislator – District 29



*Monroe County Legislature*

**JOSHUA BAUROTH**  
LEGISLATURE - DISTRICT 24

**JOSHUA BAUROTH**  
LEGISLATOR - DISTRICT 24  
24 ALLIANCE AVENUE  
ROCHESTER, NEW YORK 14620  
OFFICE: (585) 753-1940  
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FAX: (585) 753-1946  
E-MAIL: jpbauroth@yahoo.com

<b>OFFICIAL FILE COPY</b>
No. <u>150243</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
<b>Memorializing Referral</b> -L

August 10, 2015

To The Honorable  
Monroe County Legislature  
39 West Main Street  
Rochester, NY 14614

**RE: Memorializing the United States Congress to Abandon a Proposed Half Billion Dollar Cut in USDA Funding During a Bird Flu Epidemic**

Honorable Legislators:

The United States Congress is currently considering a \$500 million cut to USDA research funding that helps support farmers and scientists as they work to confront the threat of bird flu, which has had a devastating impact on grocery store prices this year. This proposal has already passed both houses' Appropriations Committees, and could become part of our next federal budget. U.S. Senator Charles Schumer has pointed out that this shortsighted cut could not come at a worse time and could wreak havoc on consumer's grocery bills and New York State farmers' profits.

This year's bird flu epidemic has led to the deaths of 48 million birds, which has pushed up the price of eggs and products using them as ingredients, like salad dressings, mayonnaise, and baked goods. The drastic increase in the price of this kitchen staple has been a burden on all New York State residents, but increases in the costs of basic necessities are felt most acutely by the most vulnerable children and families in our region, whose food budgets are already stretched thin by rising grocery prices and stagnant wages.

As the eight-largest egg producer in the nation, New York is fortunate that bird flu has not yet spread to its 4,000 poultry farms. Research that focuses on how the disease is spread and new methods of vaccinating flocks is vital to ensure that the devastation Midwestern poultry farms have experienced isn't also inflicted on New York State farmers, crippling an important industry and pushing grocery bills even higher. The New York Farm Bureau shares those concerns and has come out against these research funding cuts, saying, "Our poultry farmers

need this money for research to help prevent the spread of the Avian flu. We need to get this before it enters into the state. These research dollars are used for control measures, testing, vaccines and other research that are very helpful and beneficial to our farmers.”

As elected officials fight to control spending and ensure that taxpayers receive a good return on their investment in the form of programs and services their taxes support, research funding can be an easy target for cuts. The lack of immediate or highly visible results may make such cuts more palatable, but often leads to much greater losses in the future as our science and technology fall behind. Therefore, I humbly ask you to join us in memorializing the United States Congress to abandon this proposed half billion dollar cut in USDA research funding during a bird flu epidemic.

Respectfully Submitted,



Joshua Bauroth  
Monroe County Legislature  
District 24



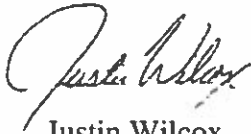
Carrie M. Andrews  
Democratic Leader



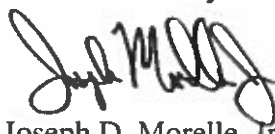
Willie J. Lightfoot  
Assistant Minority Leader



Cynthia Kaleh  
Assistant Minority Leader



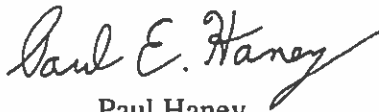
Justin Wilcox  
Legislator – District 14



Joseph D. Morelle, Jr.  
Legislator – District 17



Glenn Gamble  
Legislator – District 22



Paul Haney  
Legislator – District 23



Ernest S. Flagler-Mitchell  
Legislator – District 29



# Monroe County Legislature

**ERNEST S. FLAGLER-MITCHELL**  
LEGISLATOR - DISTRICT 29

**ERNEST S. FLAGLER-MITCHELL**  
LEGISLATOR - DISTRICT 29  
354 RANDOLPH STREET  
ROCHESTER, NEW YORK 14609  
OFFICE: (585) 753-1940  
FAX: (585) 753-1946  
E-MAIL: [ernestflaglermitchell@gmail.com](mailto:ernestflaglermitchell@gmail.com)

<b>OFFICIAL FILE COPY</b>
No. <u>150244</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
<b>Memorializing Referral -L</b>

August 10, 2015

To The Honorable  
Monroe County Legislature  
39 West Main Street  
Rochester, NY 14614

**RE: Memorializing the New York State Senate to Pass, and Governor Andrew Cuomo to sign, S.4894, an Act to Amend the Civil Service Law in Relation to the Granting of Excused Leave to Public Employees to Undertake Cancer Screenings.**

Honorable Legislators:

It is widely known that the earlier a person is diagnosed with cancer, the greater chance that person has to fight the cancer and beat it. Despite knowing the importance and benefits of early detection, people often cite a busy work schedule or lack of time off as a reason they cannot go to a physician for screening and testing.

Senate bill 4894 promotes early cancer screening by granting paid leave to public officers, employees of the state, a county, a municipality or a school district to undertake these potentially lifesaving medical procedures. The previous law took an important step forward by providing time off for breast and prostate cancer screenings. However, the time has come to expand this law to all cancers. In fact, the NYS Assembly recently passed legislation doing just that.

Catching cancer early is essential in order to improve overall public health. Hard working individuals should receive the full support from their employers to put their health and well-being first and proactively receive cancer screenings. This effort has the ability to reduce cancer rates across New York State.

Therefore, we urge you to join us in memorializing the New York State Senate to pass, and Governor Andrew Cuomo to sign, S.4894, an act to amend the Civil Service Law in relation to the granting of excused leave to public employees to undertake cancer screenings.

Respectfully Submitted,



Ernest S. Flagler-Mitchell  
Legislator – District 29




Carrie Andrews  
Democratic Minority Leader



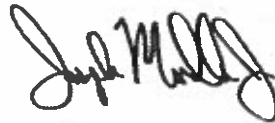
Willie J. Lightfoot  
Assistant Minority Leader



Cynthia W. Kaleh  
Assistant Minority Leader



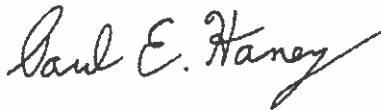
Justin Wilcox  
Legislator – District 14



Joseph D. Morelle, Jr.  
Legislator – District 17




Glenn Gamble  
Legislator – District 22



Paul Haney  
Legislator – District 23



Joshua Bauroth  
Legislator – District 24



John Lightfoot  
Legislator – District 25



*Monroe County Legislature*

**JOSHUA BAUROTH**  
LEGISLATURE - DISTRICT 24

**JOSHUA BAUROTH**  
LEGISLATOR - DISTRICT 24  
24 ALLIANCE AVENUE  
ROCHESTER, NEW YORK 14620  
OFFICE: (585) 753-1940  
HOME: (585) 429-5445  
FAX: (585) 753-1946  
E-MAIL: jpbauroth@yahoo.com

<b>OFFICIAL FILE COPY</b>
No. <u>150245</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
<b>AGENDA/CHARTER</b>

August 10, 2015

To The Honorable  
Monroe County Legislature  
39 West Main Street  
Rochester, NY 14614

**RE: The "Truth in Impact on Municipal Budgeting" Act**

Honorable Legislators:

As part of its operations, the County of Monroe regularly purchases private property for various reasons. For example, this year's Capital Improvement Plan includes buying offices adjoining Monroe Community College to serve as the new headquarters for the MCC Foundation and purchasing a shuttered gas station adjoining the airport to increase the buffer zone around the airport's runways in the interests of safety.

Such purchases have an impact on the budgets of municipalities and school districts by taking properties off of their tax rolls. In the example of the MCC Foundation office purchase above, \$5,471.42 in property taxes were assessed to the property by the Town of Brighton and ambulance and fire districts in 2015, and \$15,296.79 to the Rush-Henrietta School District.

Each of these individual impacts might not be back-breaking, but as town, school and fire and ambulance district leaderships work to create balanced budgets and provide vital services to their constituents, they will inarguably have to adjust taxes and services in reaction to these changes.

Our proposed legislation would require the County administration and its Planning Board to promptly notify local governments and schools of the projected impact of any proposed county purchase of private property on tax revenues, ensuring that municipal taxpayers and their



elected leaders are not taken by surprise by the impact these changes can have on the services they are provided. Much as state regulations and mandates can have some impact on our county's budget, it is only fair that we recognize that our activities can have a significant impact on the towns, villages and school districts of Monroe County and their efforts to provide quality services at a reasonable cost to their taxpayers.

**The specific legislative actions required are:**

1. Schedule and hold a public hearing on these proposed amendments to local law.
2. To amend the administrative code and charter of Monroe County, as attached.

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

We recommend that this matter be referred to the appropriate committee(s) for favorable action by this Honorable Body.

Respectfully Submitted,




Joshua Bauroth  
Monroe County Legislature  
District 24



Carrie M. Andrews  
Democratic Leader



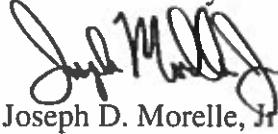
Willie J. Lightfoot  
Assistant Minority Leader



Cynthia Kaleh  
Assistant Minority Leader



Justin Wilcox  
Legislator – District 14



Joseph D. Morelle, Jr.  
Legislator – District 17



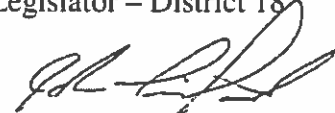
Dorothy Styk  
Legislator – District 18



Glenn Gamble  
Legislator – District 22



Paul Haney  
Legislator – District 23



John Lightfoot  
Legislator – District 25



Ernest S. Flagler-Mitchell  
Legislator – District 29

By Legislator Bauroth

Intro No. \_\_\_\_

LOCAL LAW NO. \_\_\_\_ OF 2015

**LOCAL LAW ENTITLED “THE TRUTH IN IMPACT ON MUNICIPAL BUDGETING” ACT**

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

**Section 1. Legislative Intent.**

The Legislature finds that:

A. The Capital Improvement Program of Monroe County often includes capital projects that involve the acquisition of land.

B. As the purchase of land may result in their removal from the taxable property of other local governments including, but not limited to, towns, villages, and school districts, the annual process of creating a capital improvement program should include early notification of affected governments of the impact on their budgets.

**Section 2. Purpose.**

This purpose of this legislation is to ensure that local units of government such as towns and school districts receive adequate notification when the planned acquisition of real property in the county’s Capital Improvement Program will have a direct impact on that unit of government’s revenue. It is only appropriate that county government, which is often significantly affected in its budgeting by decisions of the state legislature, does everything in its power to ensure that its own actions are minimally disruptive to other governments as they work to provide quality services to residents in a cost-effective manner.

As an added benefit to the Capital Improvement Program, earlier notification of these local units of government during the planning process may result in new information being brought to the attention of county leaders which could have an impact on the decision to purchase real property and any improvements or betterments located on it.

**Section 3. Chapter A, Part III, Article VII, Section 1, “Capital Improvement Program,” is hereby amended to read as follows:**

Chapter A. Administrative code

Part III. Financial procedures

Article VII – Capital improvement program and capital budget procedures

S A7-1. Capital improvement program

E. Procedures for the preparation of capital improvement program

(4) The Director of Planning and Development shall receive the recommendations of the County Executive and shall prepare a written report based upon such recommendations, which shall be presented to the Planning Board. The Planning Board shall review and make written recommendations on all projects to be contained in the capital improvement program and the priority of capital projects for the first year of the program as set forth in § C5-7C of the Charter. As part of its review of projects, the Planning Board shall be responsible for notifying any unit of government including, but not limited to, towns, villages, school districts, fire districts and ambulance districts, that will experience a decrease in property tax revenues as the result of the acquisition of real property by the county, for its own purposes or on behalf of another organization for which the county is serving as lead agency on a grant award. Such notification will include a description of the project, a short justification for why the purchase has been deemed necessary by the county, and an estimate of the total financial impact on the affected unit of government, based upon the most recent assessed values and tax rates available to the Board.

**Section 4: Chapter C, Article IV, Section 10, “Capital Improvement Program,” is hereby amended to read as follows:**

Chapter C. CHARTER

Article IV. Financial Procedures

S C4-10. Capital Improvement Program

H. Amendment of capital improvement program. At any time after the adoption of the capital improvement program, the County Legislature, by a majority vote of its total membership, may amend the capital improvement program, provided that no project shall be added to the capital improvement program until it has first been reviewed by the County Executive and the Planning Board, in accordance with the procedures set forth in § A7-1F of the Administrative Code. As part of the Planning Board’s review, if such amendment results in the newly proposed acquisition of real property that was not previously part of the adopted program, any and all affected local units of government including, but not limited to, towns, villages, school districts, fire districts, and ambulance districts, shall be notified of the planned acquisition as set forth in § A7-1E of the Administration Code.

Section 5. This local law shall take effect January 1, 2016 and will have no impact on the current Monroe County budget.

File No. 15-0\_\_\_\_\_

ADOPTION: Date: \_\_\_\_\_ Vote: \_\_\_\_\_

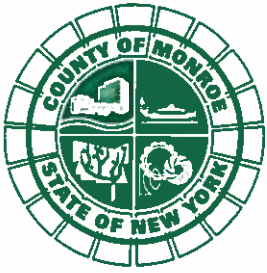
ACTION BY THE COUNTY EXECUTIVE

APPROVED: \_\_\_\_\_ VETOED: \_\_\_\_\_

SIGNATURE: \_\_\_\_\_ DATE: \_\_\_\_\_

EFFECTIVE DATE OF LOCAL LAW: \_\_\_\_\_

Added Language is underlined  
Deleted Language is ~~stricken~~



# Monroe County Legislature

**CARRIE M. ANDREWS**  
DEMOCRATIC MINORITY LEADER

CARRIE M. ANDREWS  
LEGISLATURE - DISTRICT 21  
50 ROSEVIEW AVENUE  
ROCHESTER, NEW YORK 14609  
OFFICE: (585) 753-1940  
E-MAIL: [carrie\\_andrews@hotmail.com](mailto:carrie_andrews@hotmail.com)

<b>OFFICIAL FILE COPY</b>
No. <u>150246</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
<b>AGENDA/CHARTER</b>

August 10, 2015

To The Honorable  
Monroe County Legislature  
389 West Main Street  
Rochester, New York 14614

**Re: Amending Chapter 382 “Prohibiting Cyberbullying in Monroe County”**

Honorable Legislators:

In July of 2012, the Monroe County Legislature voted to enact a local law entitled ‘Prohibiting Cyberbullying in Monroe County.’ While this law was well intentioned, a similar law in Albany County was struck down by the New York State Court of Appeals. Before facing potential lawsuits here, we propose amending the current law taking into account the court’s ruling.

In a July 1, 2014 decision, the Court of Appeals ruled that the Albany County law was too broad and violated the First Amendment. Writing for the majority opinion, Associate Judge Victoria Graffeo stated that the law violated the free-speech clause of the First Amendment which ‘dictates that government generally has no power to restrict a person’s expression because of its message, ideas, subject matter or content.’ As the Albany County law was the basis for our local law, an amendment is necessary to reflect this ruling.

Therefore, we propose that this Honorable Body amend Chapter 382 of the Monroe County Administrative Code & Charter. This will ensure that the laudable intention of the original local law, protecting children from cyberbullying, will stand a legal challenge.

**The specific legislative actions required are:**

1. Schedule and hold a public hearing on this proposed amendment to local law.

2. Amend Chapter 382 of the Monroe County Administrative Code & Charter, as attached.

This proposed local law shall have no impact on the revenues and/or expense of the 2015 Monroe County Budget.

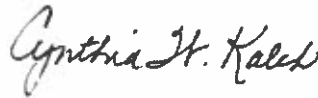
Respectfully Submitted,



Carrie M. Andrews  
Democratic Leader



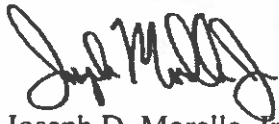
Willie J. Lightfoot  
Assistant Minority Leader



Cynthia Kaleh  
Assistant Minority Leader



Justin Wilcox  
Legislator – District 14



Joseph D. Morelle, Jr.  
Legislator – District 17



Paul Haney  
Legislator – District 23



Joshua Bauroth  
Legislator – District 24



Ernest Flagler-Mitchell  
Legislator – District 29

By Legislator Andrews

Intro. No. \_\_\_\_\_

LOCAL LAW NO. \_\_\_\_\_ OF 2015

**A LOCAL LAW ENTITLED "THE PROTECT CHILDREN FROM CYBERBULLYING AMENDMENT OF 2015"**

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

Section 1. Chapter 382-4 of the General Local Laws of Monroe County is hereby amended as follows:

**§382-4 Definitions**

As used in this chapter:

**A. COMPUTER NETWORK**

The interconnection of hardware or wireless communication lines with a computer through remote terminals, or a complex consisting of two or more interconnected computers.

**B. COUNTY**

The County of Monroe, New York.

**C. CYBERBULLYING**

~~With intent to harass, annoy, threaten, or place another in fear of personal injury, engaging in a course of conduct or repeatedly committing acts of abusive behavior over a period of time by communication or causing a communication to be sent by mechanical or electronic means, posting statements or images on the Internet, through a computer network, or via cell or smart phone. Acts of abusive behavior shall include, but not be limited to: taunting; threatening; intimidating; insulting; tormenting; humiliating; disseminating sexually explicit photographs, either actual or modified, of a minor; disseminating the private, personal or sexual information, either factual or false, of a minor without lawful authority.~~ With intent to inflict emotional harm, communicating or causing a communication to be sent when that communication, whether electronic or otherwise, includes: sexually explicit photos, either actual or modified, of a minor; or, private or personal sexual information, either factual or false, of a minor.

**D. MINOR**

Any natural person or individual under the age of 18.

E. PERSON

Any natural person; or individual, ~~corporation, unincorporated association, proprietorship, firm, partnership, joint venture, joint stock association, or other entity or business organization of any kind.~~

File No. 15-0\_\_\_\_\_ .LL

ADOPTION: Date: \_\_\_\_\_ Vote: \_\_\_\_\_

ACTION BY THE COUNTY EXECUTIVE

APPROVED: \_\_\_\_\_ VETOED: \_\_\_\_\_

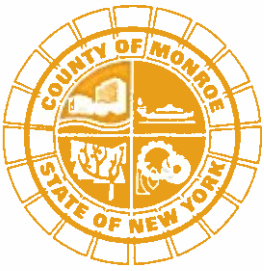
SIGNATURE: \_\_\_\_\_ DATE: \_\_\_\_\_

EFFECTIVE DATE OF LOCAL LAW: \_\_\_\_\_

Added Language is underlined

Deleted Language is ~~stricken~~





# Office of the County Executive

Monroe County, New York

**Maggie Brooks**  
County Executive

August 7, 2015

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

**Subject:** Amend Resolution 304 of 2014 to Accept Additional Funding from the New York State Office of Victim Services for the Victim and Witness Assistance Program for the District Attorney's Office

Honorable Legislators:

This matter is being referred to Your Honorable Body at the request of District Attorney Sandra Doorley.

I recommend that Your Honorable Body amend Resolution 304 of 2014 to accept additional funding from the New York State Office of Victim Services, in the amount of \$24,860, for the Victim and Witness Assistance Program, for the District Attorney's Office, for the period of October 1, 2014 through September 30, 2017.

The Victim and Witness Assistance Program funds a portion of the salary and fringe benefits of five (5) full-time Victim Witness Advocate positions and one part-time clerk position in the District Attorney's Office. In addition, the funding covers the costs of grant-mandated travel for training. Victim Witness Advocates provide support service to felony and misdemeanor crime victims who find the judicial process a bewildering and often traumatic experience. Advocates orient victims and witnesses to procedures, assist in arranging court appearances, and help victims obtain victim compensation, among other services. The additional funding will bring the grant total to \$447,555.

**The specific legislative actions required are:**

1. Amend Resolution 304 of 2014 to accept an additional \$24,860, and to authorize the County Executive, or her designee, to execute a contract and any amendments thereto with, the New York State Office of Victim Services, for the Victim and Witness Assistance Program, bringing the total program award to \$447,555, for the period of October 1, 2014 through September 30, 2017.
2. Amend the 2015 operating grant budget of the District Attorney's Office by appropriating the sum of \$24,860 into fund 9300, funds center 2501010000, DA Central Administration.

110 County Office Building • 39 West Main Street • Rochester, N.Y. 14614

(585) 753-1000 • fax: (585) 753-1014 • [www.monroecounty.gov](http://www.monroecounty.gov) • e-mail: [countyexecutive@monroecounty.gov](mailto:countyexecutive@monroecounty.gov)

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No. <u>150247</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
<b>PUBLIC SAFETY-L</b>
<b>WAYS &amp; MEANS</b>

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

This grant is funded by the New York State Office of Victim Services. By Resolution 304 of 2014, this grant requires a 20% local match. The additional match funding is included in the 2015 operating budget of the District Attorney's Office, fund 9001, funds center 2501010000, DA Central Administration, and will be requested in future years budgets.

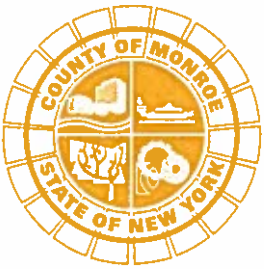
This grant is funded by the New York State Office of Victim Services. No additional net County Support is required in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,



Maggie Brooks  
County Executive



# Office of the County Executive

Monroe County, New York

**Maggie Brooks**  
County Executive

August 7, 2015

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No. <u>150248</u>
Not to be removed from the Office of the Legislature Of Monroe County
<b>Committee Assignment</b>
<b>PUBLIC SAFETY -L</b>
<b>WAYS &amp; MEANS</b>

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

**Subject:** Amend Resolution 303 of 2014 to Accept Additional Funding from the New York State Office of Victim Services for the Sheriff's Victim Assistance Program

Honorable Legislators:

This matter is being referred to Your Honorable Body at the request of Sheriff Patrick M. O'Flynn.

I recommend that Your Honorable Body amend Resolution 303 of 2014 to accept additional funding from the New York State Office of Victim Services, in the amount of \$31,464, for the Sheriff's Victim Assistance Program, for the period of October 1, 2014 through September 30, 2017.

The Sheriff's Victim Assistance Program funds three (3) Senior Victim Advocate positions within the Office of the Sheriff. The advocates provide a comprehensive program that engages victims at the crime scene or immediately thereafter and walks them through the criminal justice system as needed. Services provided include: crisis support service, outreach through the home, workplace and hospital, referral service, case status information, short term counseling for victims and their families, advocacy court procedure information and accompaniment, assistance with property recovery and reimbursement assistance for lost wages and medical bills through compensation claims assistance. The additional funding will bring the grant total to \$565,544.

**The specific legislative actions required are:**

1. Amend Resolution 303 of 2014 to accept an additional \$31,464 from, and to authorize the County Executive, or her designee, to execute a contract and any amendments thereto with, the New York State Office of Victim Services, for the Sheriff's Victim Assistance Program, bringing the total program award to \$565,544, for the period of October 1, 2014 through September 30, 2017.

2. Amend the 2015 operating grant budget of the Sheriff's Office by appropriating the sum of \$31,464 into fund 9300, funds center 3803110000, Victim Assistance Program.

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

By Resolution 303 of 2014, this grant requires a 20% local match. The additional match funding is included in the 2015 operating budget of the Sheriff's Office, fund 9001, funds center 3803110000, Victim Assistance Program, and will be requested in future years budgets.

This grant is funded by the New York State Office of Victim Services. 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,



Maggie Brooks  
County Executive



# Office of the County Executive

Monroe County, New York

**Maggie Brooks**  
*County Executive*

August 7, 2015

<b>OFFICIAL FILE COPY</b>
No. <u>150249</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
<b>PUBLIC SAFETY -L</b>
<b>WAYS &amp; MEANS</b>

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

**Subject:** Authorize a Contract with Aramark Correctional Services, LLC for the Provision of Commissary Services at the Monroe County Jail and the Monroe Correctional Facility

Honorable Legislators:

This matter is being referred to Your Honorable Body at the request of Sheriff Patrick M. O'Flynn.

I recommend that Your Honorable Body authorize a contract with Aramark Correctional Services, LLC, for the period of September 1, 2015 through August 31, 2018, with the option to renew for two (2) additional one-year periods, for the provision of Commissary Services at the Monroe County Jail and the Monroe Correctional Facility.

Under this contract, Aramark Correctional Services, LLC will manage the commissary, including the associated Inmate Trust Fund functions, purchasing and ordering necessary for the delivery of commissary services to the inmates. The contractor will also provide all computer equipment and support for the operation of an inmate accounting and banking system necessary for commissary operation. Under this contract, Aramark will pay a commission rate of 46% of gross sales, less sales tax. These commissions will be deposited into trust fund 9618, Jail Commissary.

A Request for Proposals was issued for this contract and Aramark Correctional Services, LLC was selected as the most qualified to provide this service.

**The specific legislative action required is to authorize the County Executive, or her designee, to execute a contract, and any amendments thereto, with Aramark Correctional Services, LLC, for the period of September 1, 2015 through August 31, 2018, with the option to renew for two (2) additional one-year periods, for the provision of Commissary Services at the Monroe County Jail and the Monroe Correctional Facility.**

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

This contract is revenue generating. No 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 Aramark Correctional Services, LLC, nor its principal officer, Eric Foss, 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,

  
Maggie Brooks  
County Executive



# Office of the County Executive

Monroe County, New York

**Maggie Brooks**  
County Executive

August 7, 2015

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

**Subject:** Authorize a Contract with Monroe #1 Board of Cooperative Educational Services for Reimbursement to the Monroe County Sheriff's Office School Resource Program

Honorable Legislators:

This matter is being referred to Your Honorable Body at the request of Sheriff Patrick M. O'Flynn.

I recommend that Your Honorable Body authorize a contract with Monroe #1 Board of Cooperative Educational Services ("BOCES #1"), in the amount of \$93,383, for reimbursement to the Monroe County Sheriff's Office School Resource Program, for the period of September 1, 2015 through June 30, 2016.

BOCES #1 will be provided a full-time Monroe County Sheriff's School Resource Officer ("SRO") during the 180-day school year, plus an additional 10 administrative days. The SRO's primary duty is to maintain an atmosphere where students, teachers and staff feel safe. The SRO may assist in the investigation of suspected criminal activity occurring on BOCES #1 property and/or related to BOCES #1. This assistance shall be provided in consultation with school administrators, in accordance with New York State Law and BOCES #1 policy. As an educator, working with classroom teachers and other BOCES #1 personnel, the SRO may present information and answer questions on a variety of topics, such as the law, drugs, safety, crime prevention, violence prevention, concepts of safety, traffic laws, general law, and crime prevention techniques. The goal of the presentations is to increase student, staff, and community awareness and understanding of laws and personal safety. The SRO shall also perform such other security and/or law enforcement services as may be reasonably assigned by the District Superintendent, in consultation with the Sheriff, as appropriate.

This will be the second year the Sheriff's Office has participated in the SRO Program at BOCES #1. BOCES #1 will fund the salary and fringes associated with the Sheriff's Office SRO assigned during the 180 day school year plus an additional 10 administrative days.

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<b>PUBLIC SAFETY-L</b>
<b>WAYS &amp; MEANS</b>

**The specific legislative action required is to authorize the County Executive, or her designee, to execute a contract, and any amendments thereto, with Monroe #1 Board of Cooperative Educational Services, 41 O'Connor Road, Fairport, New York 14450, in the amount of \$93,383, for reimbursement to the Monroe County Sheriff's Office School Resource Program, for the period of September 1, 2015 through June 30, 2016.**

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

Funding for the services to be provided is included in the 2015 operating budget of the Office of the Sheriff, fund 9001, funds center 3803010000, Police Bureau Administration. 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,



Maggie Brooks  
County Executive





# Office of the County Executive

Monroe County, New York

**Maggie Brooks**  
County Executive

August 7, 2015

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

**Subject:** Authorize Contracts with Manning-Squires-Hennig Co., Inc., Elmer W. Davis Inc., Schindler Elevator Corporation, Monroe Piping & Sheet Metal, LLC, Thurston Dudek, LLC, Crosby-Brownlie, Inc., and Schuler-Haas Electric Corp.; Acceptance of an Incentive Award from the New York State Energy Research and Development Authority, and a Contract with the Dormitory Authority of the State of New York for the Monroe Community College Downtown Campus Project

Honorable Legislators:

I recommend that Your Honorable Body authorize contracts with Manning-Squires-Hennig Co., Inc., in the amount of \$18,647,000, for general construction, Elmer W. Davis Inc., in the amount of \$3,801,000, for roof construction, Schindler Elevator Corporation, in the amount of \$1,082,000, for elevator construction, Monroe Piping & Sheet Metal, LLC, in the amount of \$1,185,300, for fire protection construction, Thurston Dudek, LLC, in the amount of \$1,735,900, for plumbing construction, Crosby-Brownlie, Inc., in the amount of \$10,782,900, for the Mechanical (HVAC) construction and Schuler-Haas Electric Corp., in the amount of \$6,495,750, for electrical construction; acceptance of an incentive award from the New York State Energy Research and Development Authority (NYSERDA), and a contract with the Dormitory Authority (DASNY) of the State of New York for the Monroe Community College Downtown Campus Project.

This project involves the design and construction of a new Monroe Community College Downtown Campus located at 321 State Street in the City of Rochester. In June 2013, Monroe County acquired several existing buildings and a portion of a surface parking lot formerly owned by the Eastman Kodak Company bounded by Morrie Silver Way, Plymouth Avenue, State Street and Kodak Street. The buildings will be renovated to accommodate a new, approximately 250,000 square feet downtown campus. Improvements will include: main entry/atrium area, circulation space, classrooms, lecture halls, instructional learning/technology centers, computer labs, science labs, human performance lab, administrative and faculty offices, student services areas, assembly areas, library, student activity areas, cafeteria and dining areas, public safety services, building operations and central receiving and storage. Work will include: general construction, interior, roofing, elevator fire protection, plumbing mechanical (HVAC) and electrical construction.

A New York State Consolidate Funding Application was submitted and the project was determined to be eligible to participate in NYSERDA's new construction program for energy saving incentives. The estimated value of the incentives for the project is in an amount not to exceed \$200,000.

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<b>ENV. &amp; PUB. WORKS</b>
<b>REC &amp; ED</b>
<b>WAYS &amp; MEANS</b>

A contract with DASNY is currently being negotiated. Under the terms of the proposed contract, DASNY would be responsible to coordinate interior design services and to purchase all furniture, fixtures and equipment for the project. DASNY's services would include: scheduling, procurement, delivery, installation, training, warranty, enforcement, setup, testing, acceptance and certification. The contract value with DASNY would be \$10,000,000.

The following bids were received:

<u>General Construction</u>	<u>Bid Amount</u>
Manning-Squires-Hennig Co., Inc.	\$18,647,000
Le Chase Construction Services LLC	19,202,000
<u>Roofing Construction</u>	<u>Bid Amount</u>
Elmer W. Davis Inc.	\$3,801,000
<u>Elevator Construction</u>	<u>Bid Amount</u>
Schindler Elevator Corporation	\$1,082,000
Otis Elevator Company	1,249,998
Downey-Goodlein Elevator Corp.	1,487,454
ThyssenKrupp Elevator	1,537,000
<u>Fire Protection Construction</u>	<u>Bid Amount</u>
Monroe Piping & Sheet Metal, LLC	\$1,185,300
Davis Ulmer Sprinkler Co Inc.	1,254,070
SRI Fire Sprinkler LLC	1,505,300
Tyco Simplex Grinnell	1,667,819
<u>Plumbing Construction</u>	<u>Bid Amount</u>
Thurston Dudek, LLC	\$1,735,900
Landry Mechanical	2,088,000
T Bell Construction Corporation	2,102,000
Monroe Piping & Sheet Metal, LLC	2,166,300
Crosby-Brownlie, Inc.	2,222,700
<u>Mechanical (HVAC) Construction</u>	<u>Bid Amount</u>
Crosby-Brownlie, Inc.	\$10,782,900
John W. Danforth	11,072,000
Landry Mechanical Inc.	11,588,000
Monroe Piping & Sheet Metal, LLC	12,775,700
<u>Electrical Construction</u>	<u>Bid Amount</u>
Schuler-Haas Electric Corp.	\$6,495,750
Hewitt Young Electric LLC	6,721,000
Callea Electric	6,855,950
East Coast Electric	6,973,898
Blackmon-Farrell Electric	7,316,400
Kaplan-Schmidt Electric Inc.	7,808,300
O'Connell Electric Co.	9,665,600

The bids have been reviewed and the Department of Environmental Services recommends contract awards to Manning-Squires-Hennig Co., Inc., in the amount of \$18,647,000, for general construction, Elmer W. Davis Inc., in the amount of \$3,801,000, for roofing construction, Schindler Elevator Corporation, in the amount of \$1,082,000, for elevator construction, Monroe Piping & Sheet Metal, LLC, in the amount of \$1,185,300, for fire protection construction, Thurston Dudek, LLC, in the amount of \$1,735,900, for plumbing construction, Crosby-Brownlie, Inc., in the amount of \$10,782,900, for mechanical (HVAC) construction, and Schuler-Haas Electric Corp., in the amount of \$6,495,750, for electrical construction, each as the lowest responsible bidder for their respective contract.

**The specific legislative actions required are:**

1. Authorize the County Executive, or her designee, to execute a contract with Manning-Squires-Hennig Co., Inc., 8426 Seven Springs Road, Batavia, NY 14020, in the amount of \$18,647,000, for general construction, for the Monroe Community College Downtown Campus Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.
2. Authorize the County Executive, or her designee, to execute a contract with Elmer W. Davis Inc., 1217 Clifford Avenue, Rochester, NY 14621, in the amount of \$3,801,000, for roofing construction, for the Monroe Community College Downtown Campus Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.
3. Authorize the County Executive, or her designee, to execute a contract with Schindler Elevator Corporation, 50 Vantage Point Drive, Suite 3, Rochester, NY 14624, in the amount of \$1,082,000, for elevator construction, for the Monroe Community College Downtown Campus Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.
4. Authorize the County Executive, or her designee, to execute a contract with Monroe Piping & Sheet Metal, LLC, 68 Humboldt Street, Rochester, NY 14609, in the amount of \$1,185,300, for fire protection construction, for the Monroe Community College Downtown Campus Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.
5. Authorize the County Executive, or her designee, to execute a contract with Thurston Dudek, LLC, 291 David Parkway, Ontario, NY 14519, in the amount of \$1,735,900, for plumbing construction, for the Monroe Community College Downtown Campus Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.
6. Authorize the County Executive, or her designee, to execute a contract with Crosby-Brownlie, Inc., 100 Nassau Street, Rochester, NY 14605, in the amount of \$10,782,900, for mechanical (HVAC) construction, for the Monroe Community College Downtown Campus Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.
7. Authorize the County Executive, or her designee, to execute a contract with Schuler-Haas Electric Corp., 240 Commerce Drive, Rochester, NY 14623, in the amount of \$6,495,750, for electrical construction, for the Monroe Community College Downtown Campus Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.
8. Authorize the County Executive, or her designee, to accept an incentive award from, and to execute a contract any amendments thereto, with the New York State Energy Research and Development Authority, in an amount not to exceed \$200,000, for the Monroe Community College Downtown Campus Project.
9. Authorize the County Executive, or her designee, to execute a contract with the Dormitory Authority of the State of New York, in an amount not to exceed \$10,000,000, for interior design services and to purchase furniture, fixtures and equipment, for the Monroe Community College Downtown Campus Project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

An environmental assessment was completed for this action and it was determined that there would be no significant effect on the environment.

Funding for this project, consistent with authorized uses, is included in capital fund 1665 and any 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 Manning-Squires Hennig Co, Inc., Elmer W. Davis Inc., Schindler Elevator Corporation, Monroe Piping & Sheet Metal, LLC, Thurston Dudek, LLC, Crosby-Brownlie, Inc., nor Schuler-Haas Electric Corp., nor any of their principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firms are:

Manning-Squires-Hennig Co., Inc.

Gary Squires, President

Schindler Elevator Corporation

Gregory Ergenbright, President

Michael Bickel, Secretary

Thomas Sparno, Treasurer

Thurston Dudek, LLC

William Thurston, President/Secretary

Nicholas Dudek, Treasurer

Schuler-Haas Electric Corp.

Daniel J. Streicher, CEO, CFO

Edward T. Schuler, Chief Operating Officer

Joyce M. Donnelly, Secretary

Elmer W. Davis Inc.

Jeffery Davis, President

Donald E. Plant, Secretary/Treasurer

Monroe Piping & Sheet Metal, LLC

Daniel J. Englert, President

Crosby-Brownlie, Inc.

Raymond Johnson, President

Marietta Brownlie, Secretary

Gavin Brownlie Jr., Treasurer

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,



Maggie Brooks  
County Executive



# Office of the County Executive

Monroe County, New York

**Maggie Brooks**  
*County Executive*

August 7, 2015

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

**Subject:** Amend the 2015-2020 Capital Improvement Program, the 2015 Capital Budget and Bond Resolution 361 of 2014 to Expand the Scope and Increase the Project Authorization of the Northeast Quadrant (Gloria Drive) Landfill Improvements Project for the Acquisition of Property Located at 1775 Kennedy Road in the Town of Penfield

Honorable Legislators:

I recommend that Your Honorable Body amend the 2015-2020 Capital Improvement Program, the 2015 Capital Budget and Bond Resolution 361 of 2014, to expand the scope and increase the project authorization of the Northeast Quadrant (Gloria Drive) Landfill Improvements Project for the acquisition of property located at 1775 Kennedy Road in the Town of Penfield.

This project involves a comprehensive environmental evaluation, planning, and design of a new containment/collection system, pump station, and forcemain to convey leachate to the local municipal sewer system. Per Resolution 141 of 2015, Your Honorable Body approved authorization of a contract with Barton & Loguidice, D.P.C. for professional design services for the Gloria Drive Landfill Master Plan.

The landfill footprint comprises approximately twenty five (25) acres of a ninety two (92) acre parcel. The landfill was active between June 1975 and June 1980 and was closed with a vegetated cover. Erosion and loss of vegetation have occurred on the cover. The landfill is equipped with a leachate collection system; however in recent years outbreaks and collection tank overflows have occurred.

Groundwater monitoring conducted on the landfill property indicates groundwater flow is radial. Additionally, elevated concentrations of leachate parameters were found along the eastern and southern property lines. The property adjacent to the southern property line of the landfill is a Rochester Gas and Electric right of way. The property adjacent to the eastern property line is privately owned and located at 1775 Kennedy Road. This property is seventy six (76) acres and is primarily used for agriculture. The property does not contain any residences or structures.

The County intends to purchase 1775 Kennedy Road from Matthew R. Konet, owner, at a purchase price of \$320,000 which was negotiated between the owner and the Director of Real Property Services. The property will be used to provide a buffer between the closed landfill and the surrounding properties, and to provide additional area for attenuation of leachate. Groundwater monitoring will be conducted to confirm that natural attenuation of the landfill is occurring. Long-term public uses for 1775 Kennedy Road will be identified after groundwater monitoring wells are installed and several sampling events are conducted.

The current scope for the project is for planning and design in the amount of \$250,000, which was authorized pursuant to Bond Resolution 361 of 2014. An additional \$250,000 is proposed in the 2016-2021 Capital Improvement Program. The County desires to advance the total funding for the project and complete the acquisition of 1775 Kennedy Road in 2015. It is therefore necessary to expand the scope of the project to include acquisition of 1775 Kennedy Road and to increase the project authorization in the amount of \$450,000, for a total project authorization of \$700,000.

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No. <u>150252</u>
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Committee Assignment
<b>ENV. &amp; PUB WORKS</b>
<b>WAYS &amp; MEANS</b>

This project is scheduled to be considered by the Monroe County Planning Board on August 27, 2015.

**The specific legislative actions required are:**

1. Amend the 2015-2020 Capital Improvement Program to expand the scope of the "Northeast Quadrant (Gloria Drive) Landfill Improvements" project to include acquisition of adjacent land at 1775 Kennedy Road and provide for a \$450,000 increase in the cost of the project, making the total project cost \$700,000.
2. Amend the 2015 Capital Budget to expand the scope of the project to include the acquisition of adjacent land at 1775 Kennedy Road and to increase funding for the "Northeast Quadrant (Gloria Drive) Landfill Improvements" project, capital fund 1766, in the amount of \$450,000 from \$250,000 to \$700,000, for a total project authorization of \$700,000.
3. Amend Bond Resolution 361 of 2014 to expand the scope of the project to include acquisition of 1775 Kennedy Road and to increase financing for the "Northeast Quadrant (Gloria Drive) Landfill Improvements" project, capital fund 1766, in the amount of \$450,000 from \$250,000 to \$700,000 for a total authorization of \$700,000.
4. Authorize the County Executive, or her designee, to acquire the property located at 1775 Kennedy Road, in the Town of Penfield, having tax account # 111.01-1-27, from Matthew R. Konet, for the purchase price of \$320,000, and all expenses necessary to acquire the property.

An environmental review will be completed prior to Your Honorable Body taking final action on this matter.

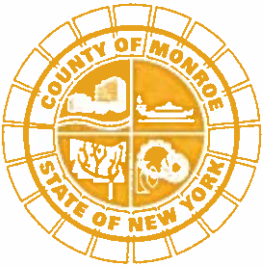
Funding for this project, consistent with authorized uses, is and will be available in capital fund 1766 once the additional financing authorization requested herein is approved, and any other subsequent capital fund(s) created for the same intended purpose. No additional net county support is required in the current Monroe County budget.

The records in the Office of the Monroe County Treasury have indicated that Matthew R. Konet does not 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,

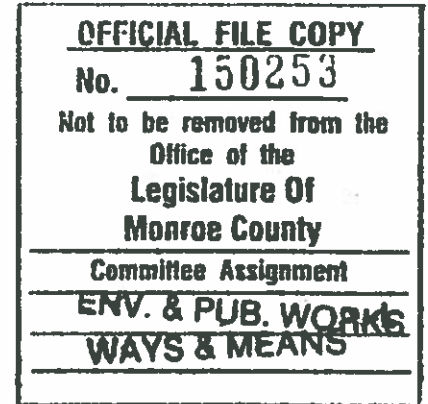
  
Maggie Brooks  
County Executive



# Office of the County Executive

Monroe County, New York

**Maggie Brooks**  
County Executive



August 7, 2015

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

**Subject:** Authorize a Contract with Blue Heron Construction Company, LLC for Construction Services for the Lake and Merrill Pump Station Improvements Project

Honorable Legislators:

I recommend that Your Honorable Body authorize a contract with Blue Heron Construction Company, LLC, in the amount of \$687,867, for general construction, for the Lake & Merrill Pump Station Improvements Project.

The Rochester Pure Waters District ("District") owns, operates, and maintains the Lake & Merrill Pump Station located underneath the southbound lanes of Lake Avenue, south of Merrill Street. The pump station was originally constructed in the early 1920's on the west side of the then narrow Lake Avenue. In the 1950's, Lake Avenue was widened, leaving the pump station under the south bound lanes of Lake Avenue. An entry tunnel was then constructed from the west wall of the underground control room to a location between the curb and sidewalk on the west side of Lake Avenue. Access to the tunnel is from an access hatch and ladder located near the southwest corner of Lake & Merrill. This project will replace the old pump station under Lake Avenue with a new pump station located outside of the public right-of-way, within an existing easement to the District on the Southwest corner of the intersection of Lake Avenue and Merrill Street. The improvements will provide better conditions for operation and maintenance of the system, and is necessary to maintain the reliability and continuity of services to District customers.

The following bids were received:

<u>General Construction</u>	<u>Bid Amount</u>
Blue Heron Construction Company, LLC	\$687,867
Crane-Hogan Structural Systems, Inc.	734,195
C.P. Ward, Inc.	821,730
J.J. Bell Constructors, LLC	824,000
Mark Cerrone, Inc.	849,500
Villager Construction, Inc.	904,500

The bids have been reviewed and the Department of Environmental Services recommends contract award to Blue Heron Construction Company, LLC, in the amount of \$687,867, as the lowest responsible bidder for the general construction contract.

**The specific legislative action required is to authorize the County Executive, or her designee, to execute a contract with Blue Heron Construction Company, LLC, 9289 Bonta Bridge Road, Jordan NY 13080, in the amount of \$687,867, for general construction, for the Lake & Merrill Pump Station Improvements project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.**

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An environmental assessment was completed this action and it was determined that there would be no significant effect on the environment.

Funding for this project, consistent with authorized uses, is included in capital fund 1723 and any 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 Blue Heron Construction Company, LLC, nor any of its principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firm are:

Charles Gregory III, Partner  
Eric Soehner, President  
Charles Gregory IV, Operating Officer  
Matthew Rodenhizer, Vice President

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,



Maggie Brooks  
County Executive





# Office of the County Executive

Monroe County, New York

**Maggie Brooks**  
County Executive

August 7, 2015

<b>OFFICIAL FILE COPY</b>
No. <u>150254</u>
Not to be removed from the Office of the Legislature Of Monroe County
<b>Committee Assignment</b>
<b>PURE WATER ADM ELR</b>

To The Administrative Board of the  
Rochester Pure Waters District  
407 County Office Building  
Rochester, New York 14614

**Subject:** Authorize a Contract with Blue Heron Construction Company, LLC for Construction Services for the Lake and Merrill Pump Station Improvements Project

Honorable Legislators:

I recommend that the Administrative Board of the Rochester Pure Waters District authorize a contract with Blue Heron Construction Company, LLC, in the amount of \$687,867, for general construction, for the Lake & Merrill Pump Station Improvements Project.

The Rochester Pure Waters District ("District") owns, operates, and maintains the Lake & Merrill Pump Station located underneath the southbound lanes of Lake Avenue, south of Merrill Street. The pump station was originally constructed in the early 1920's on the west side of the then narrow Lake Avenue. In the 1950's, Lake Avenue was widened leaving the pump station under the south bound lanes of Lake Avenue. An entry tunnel was then constructed from the west wall of the underground control room to a location between the curb and sidewalk on the west side of Lake Avenue. Access to the tunnel is from an access hatch and ladder located near the southwest corner of Lake & Merrill. This project will replace the old pump station under Lake Avenue with a new pump station located outside of the public right-of-way, within an existing easement to the District on the Southwest corner of the intersection of Lake Avenue and Merrill Street. The improvements will provide better conditions for operation and maintenance of the system, and is necessary to maintain the reliability and continuity of services to District customers.

The following bids were received:

<u>General Construction</u>	<u>Bid Amount</u>
Blue Heron Construction Company, LLC	\$687,867
Crane-Hogan Structural Systems, Inc.	734,195
C.P. Ward, Inc.	821,730
J.J. Bell Constructors, LLC	824,000
Mark Cerrone, Inc.	849,500
Villager Construction, Inc.	904,500

The bids have been reviewed and the Department of Environmental Services recommends contract award to Blue Heron Construction Company, LLC, in the amount of \$687,867, as the lowest responsible bidder for the general construction contract.

**The specific Administrative Board action required** is to authorize the County Executive, or her designee, to execute a contract with Blue Heron Construction Company, LLC, 9289 Bonta Bridge Road, Jordan NY 13080, in the amount of \$687,867, for general construction, for the Lake & Merrill Pump Station Improvements project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

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To The Administrative Board of the  
Rochester Pure Waters District  
August 7, 2015  
Page 2

An environmental assessment was completed for this action and it was determined that there would be no significant effect on the environment.

Funding for this project, consistent with authorized uses, is included in capital fund 1723 and any 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 Blue Heron Construction Company, LLC, nor any of its principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firms are:

Charles Gregory III, Partner  
Eric Soehner, President  
Charles Gregory IV, Operating Officer  
Matthew Rodenhizer, Vice President

I recommend that this matter receive favorable action by the Administrative Board of the Rochester Pure Waters District.

Sincerely,

  
Maggie Brooks  
County Executive



# Office of the County Executive

Monroe County, New York

**Maggie Brooks**  
County Executive

August 7, 2015

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No. <u>150255</u>
Not to be removed from the Office of the Legislature Of Monroe County
<b>Committee Assignment</b>
<b>HUMAN SERVICES -L</b>
<b>WAYS &amp; MEANS</b>

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 Health for the Nutrition Programs

Honorable Legislators:

I recommend that Your Honorable Body accept a five-year grant from the New York State Department of Health, in an amount not to exceed \$10,991,385, for the Nutrition Programs, for the period of October 1, 2015 through September 30, 2020.

The Nutrition Programs include the Women, Infant & Children, and Enhanced Peer Counselor components. The Nutrition Programs provide: nutrition and health education counseling; supplemental food for low-income infants and children up to age five; supplemental food for low-income pregnant, breastfeeding and post-partum women; and education, promotion and support for breastfeeding. This funding will be used to support salary, benefits, contracts and other program costs. This will be the thirty-sixth year the County has received this grant. This year's funding represents an increase of \$207,676 from the previous 12-month period.

**The specific legislative actions required are:**

1. Authorize the County Executive, or her designee, to accept a grant in an amount not to exceed \$10,991,385 from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the Nutrition Programs, for the period of October 1, 2015 through September 30, 2020.
2. Amend the 2015 operating grant budget of the Department of Public Health by appropriating the sum of \$1,703,005 into fund 9300, funds center 5803010000, Maternal/Child Administration.
3. 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.

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4. 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.

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

Partial funding for this grant is included in the 2015 operating grant budget of the Department of Public Health, fund 9300, funds center 5803010000, Maternal/Child Administration. The appropriated amount will adjust the current funding to that established by the grant.

This grant is 100% funded by the New York State Department of Health. 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,



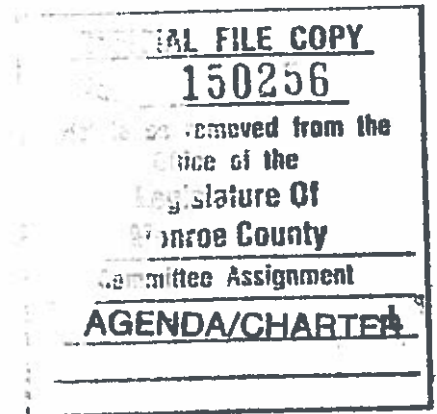
Maggie Brooks  
County Executive



# *Office of the County Executive*

Monroe County, New York

**Maggie Brooks**  
*County Executive*



August 7, 2015

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

**Subject:** Confirmation of Appointment and Reappointments to the Monroe County Recycling Advisory Committee

Honorable Legislators:

I recommend that Your Honorable Body confirm the following appointment and reappointments to the Monroe County Recycling Advisory Committee, pursuant to Monroe County Code, Section 347-32. The terms will commence July 1, 2015.

**Terms to expire June 30, 2017**

**County Executive Reappointment**

Frank Murphy  
Empire Resource Recycling, Inc.  
1845 Emerson Street  
Rochester, NY 14606

**County Executive Reappointment**

Ram Shivastava, President  
Larsen Engineers  
700 W. Metro Park  
Rochester, NY 14623

**County Executive Reappointment from Rochester Business Alliance**

Eric Longnecker, Senior Buyer  
Diamond Packaging  
111 Commerce Drive  
Rochester, NY 14623

**President of the Legislature Reappointment**

Fred McCullough, Director of Building Services  
Monroe Community College  
276 Campbell Road  
Brockport, NY 14420

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**President of the Legislature Reappointment**

Dennis Zink  
1151 Brooktree Lane  
Webster, NY 14580

**Legislature Reappointment (recommended by Majority Leader)**

Suzanne Dunn, Resource Recovery Coordinator  
Wegmans Food Markets  
PO Box 30844  
100 Market Street  
Rochester, NY 14603

**Legislature Reappointment (recommended by Minority Leader)**

Enid L. Cardinal  
128 Crossman Terrace  
Rochester, NY 14620

**County Executive Appointment (recommended by City of Rochester Mayor)**

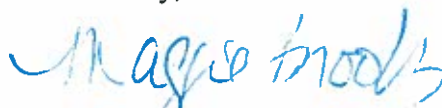
Thomas Belknap  
City of Rochester Operations Center  
945 Mount Read Boulevard  
Rochester, NY 14606

**The specific legislative action required is to confirm the appointment and reappointments to the Monroe County Recycling Advisory Committee. This action is required pursuant to Monroe County Code, Section 347-32.**

These appointments 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,



Maggie Brooks  
County Executive



# Office of the County Executive

Monroe County, New York

**Maggie Brooks**  
County Executive

August 7, 2015

<b>OFFICIAL FILE COPY</b>
No. <u>150257</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
<b>HUMAN SERVICES -L</b>
<b>WAYS &amp; MEANS</b>

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

**Subject:** Authorize a Contract with UltraMobile Imaging, Inc. for Radiology Services at Monroe Community Hospital

Honorable Legislators:

I recommend that Your Honorable Body authorize a contract with UltraMobile Imaging, Inc., in an amount not to exceed \$81,000, to provide radiology services for residents at Monroe Community Hospital, for the period of October 1, 2015 through September 30, 2016, with the option to renew for three (3) additional one-year terms.

The purpose of this contract is to provide routine diagnostic x-rays of the residents in Monroe Community Hospital's long term care facility.

A request for proposals was issued for this contract and UltraMobile Imaging, Inc. was selected as the most qualified to provide this service.

**The specific legislative action required is to authorize the County Executive, or her designee, to execute a contract and any amendments thereto, with UltraMobile Imaging, Inc., 1465 Jefferson Road, Rochester, New York 14623, to provide radiology services for residents of Monroe Community Hospital, in an amount not to exceed \$81,000, for the period of October 1, 2015 through September 30, 2016, with the option to renew for three (3) additional one-year terms.**

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

Funding for this contract is included in the 2015 operating budget of Monroe Community Hospital, fund 9012, funds center 6201010000, Monroe Community Hospital, and will be requested in future years budgets. 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 UltraMobile Imaging, Inc., nor any of its principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firm are:

Will Irwin, President  
Peter Powers, Investor/Part Owner  
Sanford Abbey, Investor/Part Owner

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,



Maggie Brooks  
County Executive





# Office of the County Executive

Monroe County, New York

**Maggie Brooks**  
*County Executive*

August 7, 2015

<b>OFFICIAL FILE COPY</b>
No. <u>150258</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
<del>ENV. &amp; PUB. WORKS</del>
<b>WAYS &amp; MEANS</b>

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

**Subject:** Authorize an Energy Performance Contract with Smartwatt Energy, Inc. for Energy Conservation Improvements at the Frank E. Van Lare Treatment Plant, Northwest Quadrant Treatment Plant, Fleet Operations Center, Greater Rochester International Airport, Hall of Justice, County Office Building and Various Pure Waters' Pump Stations

Honorable Legislators:

I recommend that Your Honorable Body authorize an energy performance contract with Smartwatt Energy, Inc., in the amount of \$1,565,768, for energy conservation improvements at the Frank E. Van Lare Treatment Plant, Northwest Quadrant Treatment Plant, Fleet Operations Center, Greater Rochester International Airport, Hall of Justice, County Office Building and various Pure Waters' pump stations.

In June 2014, the County issued a request for proposals for Energy Performance Contracting Services for the Frank E. Van Lare Treatment Plant, Northwest Quadrant Treatment Plant, Fleet Operations Center and various Pure Waters' pump stations, consistent with New York State Energy Law Article 9. Smartwatt Energy, Inc. was selected based on qualifications and their proforma. Subsequently, the County requested Smartwatt Energy, Inc. to conduct an energy audit of lighting at the Frank E. Van Lare Treatment Plant, Northwest Quadrant Treatment Plant, Fleet Operations Center and various Pure Waters' pump stations.

As a result of the energy audit, it was determined that substantial energy savings could be achieved by replacing existing lighting systems that are no longer energy efficient and/or are at the end of their useful life. The project will involve replacing over 4,400 existing lighting with various types of LED lighting fixtures. The costs to design, furnish and install the energy conservation improvements is \$1,565,768. Smartwatt Energy, Inc. will guarantee the annual reduction in energy consumption used by the lighting.

Smartwatt Energy, Inc. will guarantee annual energy savings from the improvements. These savings will offset the cost of the project over a 7.4-year period following commissioning of the improvements. The average annual cost savings is estimated to be \$194,274 per year. The total project savings are estimated to be \$2,914,110 over the 15-year expected life of the energy improvements.

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**The specific legislative action required is** to authorize the County Executive, or her designee, to execute a contract, and all documents and any amendments thereto, needed for the financing, execution, and implementation of energy conservation, with Smartwatt Energy, Inc., 400 Mason Road, Fairport, New York 14450, for energy conservation improvements at the Frank E. Van Lare Treatment Plant, Northwest Quadrant Treatment Plant, Fleet Operations Center, Greater Rochester International Airport, Hall of Justice, County Office Building and various Pure Waters' pump stations, in the amount of \$1,565,768.

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

Funding for this contract, which will be offset by savings from the energy efficiency improvements, is included in the 2015 operating budget(s) of the Department of Environmental Services, fund 9007, funds center 8575020200, Rochester Pure Waters District Operations; fund 9007, funds center 8573030000, Northwest Quadrant Pure Waters District Operations; fund 9007, funds center 8571030100, Gates-Chili-Ogden Sewer District Operations; fund 9007, funds center 8574030000, Irondequoit Bay South Central Pure Waters District Operations; fund 9020, funds center 8625010000, Hall of Justice; fund 9020, funds center 8635010000, County Office Building and the Department of Aviation, fund 9010, funds center 8104010000, Airport Field Operations, and will be requested in future years budgets. 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 Smartwatt Energy, Inc., nor any of its principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firm are:

Chris Covell, President

Tarek El-Gohary, Vice President of East Coast Operations

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,



Maggie Brooks  
County Executive



# Office of the County Executive

Monroe County, New York

**Maggie Brooks**  
County Executive

August 7, 2015

<b>OFFICIAL FILE COPY</b>
No. <u>150259</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
<b>PURE WATER ADM ERP</b>

To The Administrative Boards of the  
Gates-Chili-Ogden Sewer District  
Irondequoit Bay South Central Pure Waters District  
Northwest Quadrant Pure Waters District  
Rochester Pure Waters District  
407 County Office Building  
Rochester, New York 14614

**Subject:** Authorize an Energy Performance Contract with Smartwatt Energy, Inc. for Energy Conservation Improvements at the Frank E. Van Lare Treatment Plant, Northwest Quadrant Treatment Plant, Fleet Operations Center, Greater Rochester International Airport, Hall of Justice, County Office Building and Various Pure Waters' Pump Stations

Honorable Legislators:

I recommend that the Administrative Boards of the Gates-Chili-Ogden Sewer District, Irondequoit Bay South Central Pure Waters District, Northwest Quadrant Pure Waters District and the Rochester Pure Waters District authorize an energy performance contract with Smartwatt Energy, Inc., in the amount of \$1,565,768, for energy conservation improvements at the Frank E. Van Lare Treatment Plant, Northwest Quadrant Treatment Plant, Fleet Operations Center, Greater Rochester International Airport, Hall of Justice, County Office Building and various Pure Waters' pump stations.

In June 2014, the County issued a request for proposals for Energy Performance Contracting Services for the Frank E. Van Lare Treatment Plant, Northwest Quadrant Treatment Plant, Fleet Operations Center and various Pure Waters' pump stations, consistent with New York State Energy Law Article 9. Smartwatt Energy, Inc. was selected based on qualifications and their proforma. Subsequently, the County requested Smartwatt Energy, Inc. to conduct an energy audit of lighting at the Frank E. Van Lare Treatment Plant, Northwest Quadrant Treatment Plant, Fleet Operations Center and various Pure Waters' pump stations.

As a result of the energy audit, it was determined that substantial energy savings could be achieved by replacing existing lighting systems that are no longer energy efficient and/or are at the end of their useful life. The project will involve replacing over 4,400 existing lighting with various types of LED lighting fixtures. The cost to design, furnish and install the energy conservation improvements is \$1,565,768. Smartwatt Energy, Inc. will guarantee the annual reduction in energy consumption used by the lighting.

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To The Administrative Boards of the  
Gates-Chili-Ogden Sewer District  
Irondequoit Bay South Central Pure Waters District  
Northwest Quadrant Pure Waters District  
Rochester Pure Waters District  
August 7, 2015  
Page 2

Smartwatt Energy, Inc. will guarantee annual energy savings from the improvements. These savings will offset the cost of the project over a 7.4-year period following commissioning of the improvements. The average annual cost savings is estimated to be \$194,274 per year. The total project savings are estimated to be \$2,914,110 over the 15-year expected life of the energy improvements.

**The specific Administrative Boards action required is** to authorize the County Executive, or her designee, to execute a contract, and all documents and any amendments thereto, needed for the financing, execution, and implementation of energy conservation, with Smartwatt Energy, Inc., 400 Mason Road, Fairport, New York 14450, for energy conservation improvements at the Frank E. Van Lare Treatment Plant, Northwest Quadrant Treatment Plant, Fleet Operations Center, Greater Rochester International Airport, Hall of Justice, County Office Building and various Pure Waters' pump stations, in the amount of \$1,565,768.

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

Funding for this contract, which will be offset by savings from the energy efficiency improvements, is included in the 2015 operating budget(s) of the Department of Environmental Services, fund 9007, funds center 8575020200, Rochester Pure Waters District Operations; fund 9007, funds center 8573030000, Northwest Quadrant Pure Waters District Operations; fund 9007, funds center 8571030100, Gates-Chili-Ogden Sewer District Operations; fund 9007, funds center 8574030000, Irondequoit Bay South Central Pure Waters District Operations; fund 9020, funds center 8625010000, Hall of Justice; fund 9020, funds center 8635010000, County Office Building and the Department of Aviation, fund 9010, funds center 8104010000, Airport Field Operations, and will be requested in future years budgets. 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 Smartwatt Energy, Inc., nor any of its principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firm are:

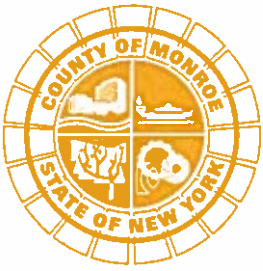
Chris Covell, President  
Tarek El-Gohary, Vice President of East Coast Operations

I recommend that this matter receive favorable action by the Administrative Boards of the Gates-Chili-Ogden Sewer District, Irondequoit Bay South Central Pure Waters District, Northwest Quadrant Pure Waters District and the Rochester Pure Waters District.

Sincerely,



Maggie Brooks  
County Executive



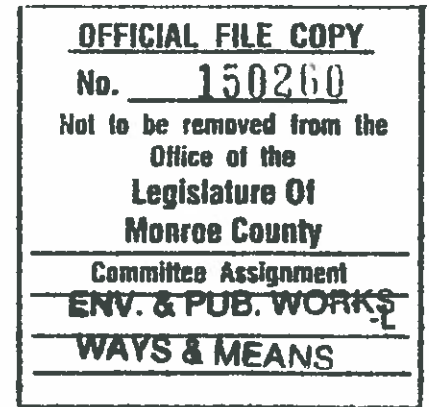
# Office of the County Executive

Monroe County, New York

**Maggie Brooks**  
County Executive

August 7, 2015

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



**Subject:** Increase and Improvement of Facilities in the Irondequoit Bay South Central Pure Waters District for the Acquisition of the Industry Pump Station and Forcemain from New York State

Honorable Legislators:

I recommend that Your Honorable Body approve an Increase and Improvement of Facilities in the Irondequoit Bay South Central Pure Waters District (District) for the acquisition of the Industry Pump Station and Forcemain from New York State.

The District, formerly the South Central Pure Waters District, entered into an agreement to operate and maintain the Industry Pump Station and Forcemain with the New York State Office of General Services in 1988. The pump station and forcemain presently serve the State School at Industry and the Monroe County Children's Detention Center. However, in order to serve other users, the station and forcemain must become District assets. There is no remaining debt service on the facilities.

**The specific legislative actions required are:**

1. Hold a Public Hearing for the proposed "Increase and Improvement of Facilities in the Irondequoit Bay South Central Pure Waters District for the Acquisition of the Industry Pump Station and Forcemain from New York State."
2. Following the Public Hearing, adopt a resolution approving the "Increase and Improvement of Facilities in the Irondequoit Bay South Central Pure Waters District for the Acquisition of the Industry Pump Station and Forcemain from New York State."

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 be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,

Maggie Brooks  
County Executive

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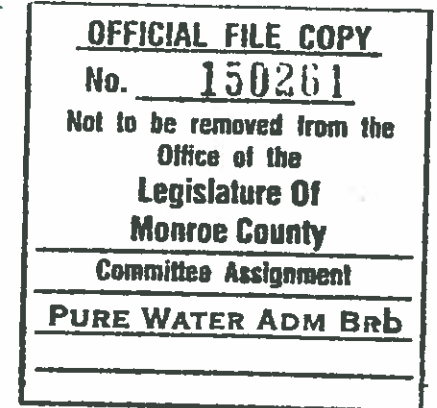


# Office of the County Executive

Monroe County, New York

**Maggie Brooks**  
County Executive

August 7, 2015



To The Administrative Board of the  
Irondequoit Bay South Central Pure Waters District  
407 County Office Building  
Rochester, New York 14614

**Subject:** Increase and Improvement of Facilities in the Irondequoit Bay South Central Pure Waters District for the Acquisition of the Industry Pump Station and Forcemain from New York State

Honorable Legislators:

I recommend that the Administrative Board of the Irondequoit Bay South Central Pure Waters District approve an Increase and Improvement of Facilities in the Irondequoit Bay South Central Pure Waters District (District) for the acquisition of the Industry Pump Station and Forcemain from New York State.

The District, formerly the South Central Pure Waters District, entered into an agreement to operate and maintain the Industry Pump Station and Forcemain with the New York State Office of General Services in 1988. The pump station and forcemain presently serve the State School at Industry and the Monroe County Children's Detention Center. However, in order to serve other users, the station and forcemain must become District assets. There is no remaining debt service on the facilities.

**The specific Administrative Board actions required are:**

1. Hold a Public Hearing for the proposed "Increase and Improvement of Facilities in the Irondequoit Bay South Central Pure Waters District for the Acquisition of the Industry Pump Station and Forcemain from New York State."
2. Following the Public Hearing, adopt a resolution approving the "Increase and Improvement of Facilities in the Irondequoit Bay South Central Pure Waters District for the Acquisition of the Industry Pump Station and Forcemain from New York State."

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 Board of the Irondequoit Bay South Central Pure Waters District.

Sincerely,

Maggie Brooks  
County Executive

110 County Office Building • 39 West Main Street • Rochester, N.Y. 14614

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# Office of the County Executive

Monroe County, New York

**Maggie Brooks**  
County Executive

<b>OFFICIAL FILE COPY</b>
No. <u>150262</u>
Not to be removed from the Office of the Legislature Of Monroe County
<b>Committee Assignment</b>
<b>INTRGOV #1 -L</b>
<b>TRANSPORTATION</b>

August 7, 2015

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

Subject: Authorize the Jurisdictional Transfer of a Portion of Brew Road in the Town of Riga to the Town of Riga

Honorable Legislators:

I recommend that Your Honorable Body Authorize the jurisdictional transfer of a portion of Brew Road in the Town of Riga to the Town of Riga.

The Town of Riga and the County of Monroe have agreed that Brew Road from Bovee Road north 0.66 miles should be abandoned to the adjoining owners as it is no longer needed for transportation purposes. According to New York State Highway Law 118, the highway jurisdiction must be transferred from the County of Monroe to the Town of Riga. After the jurisdictional transfer, the Town of Riga will go through the process to finalize the abandonment of the highway right-of-way to the adjoining owners. Therefore, the Monroe County Director of Transportation recommends the jurisdictional transfer of a portion of Brew Road from Bovee Road north 0.66 miles to O'Brien Road from Monroe County to the Town of Riga and the corresponding amendment of the County road system map under New York State Highway Law Sections 115 and 115-b.

This transaction was approved by the Riga Town Board at its meeting on July 8, 2015.

**The specific legislative action required** is to authorize the jurisdictional transfer of a portion of Brew Road from Bovee Road north 0.66 miles to O'Brien Road from Monroe County to the Town of Riga, and an amendment of the County road system map accordingly.

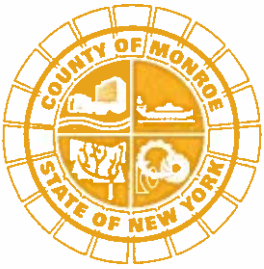
Environmental assessments were completed for this action and it was determined that there would be no significant effect on the environment.

This transfer 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,

Maggie Brooks  
County Executive



# Office of the County Executive

Monroe County, New York

**Maggie Brooks**  
County Executive

<b>OFFICIAL FILE COPY</b>
No. <u>150263</u>
Not to be removed from the Office of the Legislature Of Monroe County
<b>Committee Assignment</b>
<b>WAYS &amp; MEANS -L</b>

August 7, 2015

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

**Subject:** Authorize the Acquisition of Interests in Real Property of a Portion of the O'Brien Road Right of Way in the Town of Riga

Honorable Legislators:

I recommend that Your Honorable Body authorize the acquisition of interests in real property of the O'Brien Road Right of Way containing approximately 2.819 acres from the Town of Riga described as follows:

<u>Parcel</u>	<u>Owner</u>	<u>Amount</u>
Map 17 Parcel 2 Fee 1.315 Acres Town of Riga	Town of Riga 6460 E. Buffalo Road Churchville, New York 14428	\$1
Map 17 Parcel 3 Fee 1.504 Acres Town of Riga	Town of Riga 6460 E. Buffalo Road Churchville, New York 14428	\$1

The Right of Way involved abuts the properties owned by the County of Monroe commonly known as 303 & 310 Brew Road, tax identification # 169.03-1-26.111, and O'Brien Road, tax identification # 169.03-1-22.11, in the Town of Riga. The County owns the adjoining property to this portion of the right-of-way, which is no longer needed by the Town of Riga for highway purposes. This portion will be abandoned and transferred by the Town of Riga to the County of Monroe.

**The specific legislative action required is to authorize the County Executive, or her designee, to acquire the right, title and interest in land commonly known as the O'Brien Road Right of Way, which abuts 303 & 310 Brew Road, tax identification # 169.03-1-26.111, and O'Brien Road, tax identification # 169.03-1-22.11, in the Town of Riga and to execute all documents necessary for the conveyances.**

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

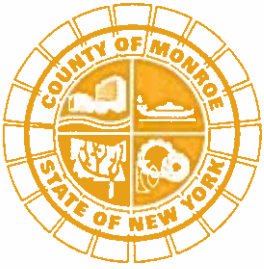
This transfer will have no impact on the revenues or expenditures of the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,



Maggie Brooks  
County Executive



# Office of the County Executive

Monroe County, New York

**Maggie Brooks**  
County Executive

<b>OFFICIAL FILE COPY</b>
No. <u>150264</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
<b>AGENDA/CHARTER</b>
<b>WAYS &amp; MEANS</b>

August 7, 2015

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

Subject: Enact a Local Law Authorizing the Sale of Surplus Property on O'Brien Road, Town of Riga, New York

Honorable Legislators:

I recommend that Your Honorable Body enact a Local Law authorizing the sale of a portion of excess right-of-way on O'Brien Road in the Town of Riga to George McCormick for the sale price of \$1.

This sale of the excess right-of-way is in exchange for a similar size parcel of land on the north side of O'Brien Road that will be used for the construction of a hammer head turn around on the Town road.

**The specific legislative actions required are:**

1. Schedule and hold a Public hearing on the proposed Local Law.
2. Enact a Local Law authorizing the County Executive, or her designee, to sell a portion of excess right-of-way on O'Brien Road in the Town of Riga, to George McCormick for the sale price of \$1.

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

This action will have no impact on the revenues or expenditures of the current Monroe County budget.

The records in the Office of the Monroe County Treasury have indicated that George McCormick does not 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,

Maggie Brooks  
County Executive

By Legislators \_\_\_\_\_ and \_\_\_\_\_

Intro No. \_\_\_\_\_

LOCAL LAW NO. \_\_\_\_\_ OF 2015

**ENACTING A LOCAL LAW ENTITLED "AUTHORIZING THE SALE OF SURPLUS PROPERTY ON O'BRIEN ROAD IN TOWN OF RIGA, NEW YORK TO GEORGE MCCORMICK"**

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

Section 1. The County Executive, or her designee, is hereby authorized to sell a portion of excess right of way on O'Brien Road in the Town of Riga, to George McCormick for the sale price of \$1. The sale of the excess right of way is in exchange for a similar size parcel of land on the north side of O'Brien Road to be used for a hammer head turn around for the Town road.

Section 2. This local law shall take effect in accordance with the provisions of the Municipal Home Rule Law and the Monroe County Charter.

\_\_\_\_\_ Committee: \_\_\_\_\_ - CV: \_\_\_\_\_  
File No. 15-0\_\_\_\_.LL

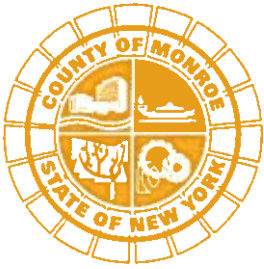
ADOPTION: Date: \_\_\_\_\_ Vote: \_\_\_\_\_

**ACTION BY THE COUNTY EXECUTIVE**

APPROVED: \_\_\_\_\_ VETOED: \_\_\_\_\_

SIGNATURE: \_\_\_\_\_ DATE: \_\_\_\_\_

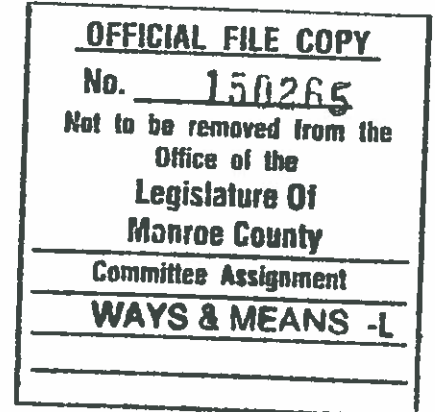
EFFECTIVE DATE OF LOCAL LAW: \_\_\_\_\_



Office of the County Executive

Monroe County, New York

Maggie Brooks
County Executive



August 7, 2015

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

Subject: Authorize the Acquisition of Interest in Real Property Located on Bovee Road in the Town of Riga

Honorable Legislators:

I recommend that Your Honorable Body authorize the acquisition of interest in real property located on Bovee Road in the Town of Riga described as follows.

Table with 3 columns: Parcel, Offeror, Offered Amount. Row 1: 2.908 Acres Bovee Road T.A. # 183.01-1-2 Town of Riga, Town of Riga, \$1

This property is surplus property and is no longer needed by the Town of Riga and the Town Board has approved the transfer.

The specific legislative action required is to authorize the County Executive, or her designee, to acquire the interest in real property located on Bovee Road, tax identification # 183.01-1-2, in the Town of Riga, and to execute all documents necessary for the conveyance.

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

This transfer 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,

Handwritten signature of Maggie Brooks

Maggie Brooks
County Executive

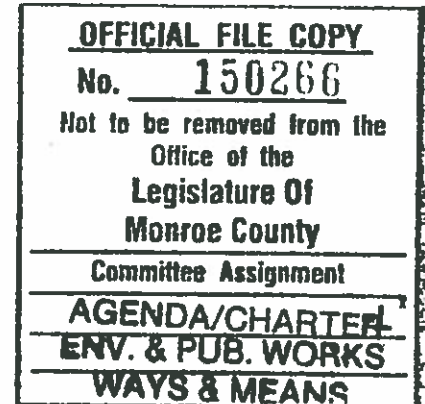


# Office of the County Executive

Monroe County, New York

**Maggie Brooks**  
County Executive

August 7, 2015



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

**Subject:** Enact a Local Law to Amend the Landfill Lease Agreement with Waste Management of New York, LLC for the Mill Seat Landfill

Honorable Legislators:

I recommend that Your Honorable Body enact a Local Law to amend the Landfill Lease ("Lease") with Waste Management of New York, LLC ("WMNY") relating to the Mill Seat Landfill ("Landfill").

Per Local Law No. 1 of 2002, Monroe County ("County") entered into a Lease with WMNY, to operate and expand the Landfill. Local Law No. 5 of 2006 amended the Lease to incorporate the provisions of Amendment No. 3 to the County and Town of Riga, New York Host Community Benefit Agreement dealing with additional fees for Beneficial Use Determination materials and the provision of the town-wide solid waste collection and recycling service.

The purpose of this Local Law is to amend the lease agreement with WMNY to provide long term disposal capacity through the one hundred eighteen (118) acre Proposed Landfill Expansion for an approximate thirty-two (32) years of additional site life. Under the terms of an amended Landfill Lease, the following will remain the same: Permitted Design Capacity (1,945 tons/day or 776,250 tons/year) and height, site operating conditions and hours of operations, origin and types of materials managed. Key provisions of the amended Landfill Lease are as follows:

- Effective January 1, 2016, the Landfill Lease term will be reset for a new term of forty-nine (49) years.
- WMNY will make a payment to the County of one million and 00/100 Dollars (\$1,000,000) within ninety (90) days of issuance of all the expansion permits on terms and conditions reasonably acceptable to the County and WMNY.
- WMNY will transfer approximately 304.121 acres of real property, consisting of Lot No. 1 of the James Mahar Subdivision and Lot No. 1 of the Richard Mahar Subdivision, to the County in the location of the Proposed Landfill Expansion, buffer area, and Proposed Mitigation Area.

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- WMNY will enhance the Additional Rent Revenue Sharing to the County for the number of annual Qualified Waste tons which exceeds three hundred seventy-five thousand (375,000) tons up to six hundred thousand (600,000) tons to six percent (6%) such Year's Gate Rate multiplied by the number of Qualified Waste tons in excess of three hundred seventy-five thousand (375,000) tons.
- WMNY will enhance the Additional Rent Revenue Sharing to the County for the number of annual Qualified Waste tons which exceeds six hundred thousand (600,000) tons but is less than the annual Permitted Design Capacity of seven hundred seventy-six thousand two hundred fifty (776,250) tons to eight percent (8%) such Year's Gate Rate multiplied by the number of Qualified Waste tons in excess of six hundred thousand (600,000) tons.
- WMNY and the County shall receive half of the net revenue, calculated by deduction of mutually agreed upon capital and operating expenses from any LFG utilization or revenues generated from methane associated with the Proposed Landfill Expansion area.
- WMNY will pay the County (or Gates-Chili-Ogden Pure Waters District) sixty thousand and 00/100 Dollars (\$60,000) per year for reserve capacity of the Brew Road pump station force main and thirty thousand and 00/100 Dollars (\$30,000) for annual line maintenance per year for the term of the lease.
- The County will transport and deliver and WMNY will accept at the Landfill or High Acres Landfill and Recycling Center all the wastewater residuals that are generated or under its control for the period of 2016 to 2028.
- WMNY and the County shall enter into an Access Agreement for Closure and Post Closure Care as required by the Landfill Lease and applicable law.

**The specific legislative actions required are:**

1. Schedule and hold a public hearing on the Local Law entitled, "Enact a Local Law to Amend the Landfill Lease Agreement with Waste Management of New York, LLC for the Mill Seat Landfill."
2. Enact a Local Law authorizing the County Executive, or her designee, to execute an amendment to the Landfill Lease Agreement between the County of Monroe, New York and Waste Management of New York, LLC for the currently permitted Mill Seat Landfill with support facilities and Proposed Landfill Expansion for a period of forty-nine (49) years and until closure of the Landfill, and further amend the Landfill Lease Agreement or this Amendment upon the mutual consent of the parties.

The environmental review pursuant to the New York State Environmental Quality Review Act has been completed. Following the issuance of both Draft and Final Supplemental Environmental Impact Statements, the County completed the Findings Statement for this project dated July 13, 2015, and no further review is necessary.


This agreement is revenue generating and no 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 Waste Management of New York, LLC, nor any of its principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firm are:

Tara J. Hemmer, President  
Christopher P. DeSantis, Vice President  
John S. Skoutelas, Assistant Secretary

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,



Maggie Brooks  
County Executive

By Legislators \_\_\_\_\_ and \_\_\_\_\_

Intro. No. \_\_\_\_\_

LOCAL LAW NO. \_\_\_\_\_ OF 2015

**ENACTING A LOCAL LAW TO AMEND THE LANDFILL LEASE AGREEMENT WITH WASTE MANAGEMENT OF NEW YORK, LLC FOR MILL SEAT LANDFILL**

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

Section 1. The County Executive, or her designee, is hereby authorized to execute an amendment to the Landfill Lease Agreement between the County of Monroe, New York and Waste Management of New York, LLC for the currently permitted Mill Seat Landfill with support facilities and Proposed Landfill Expansion for a period of forty-nine (49) years and until closure of the Landfill, and further amend the Landfill Lease Agreement or this Amendment upon the mutual consent of the parties.

Section 2. This local law shall take effect in accordance with the provisions of the Municipal Home Rule Law and the Monroe County Charter.

\_\_\_\_\_ Committee; \_\_\_\_\_, 2015 - CV: \_\_\_\_\_

\_\_\_\_\_ Committee; \_\_\_\_\_, 2015 - CV: \_\_\_\_\_

File No. 15-XXXX.LL

ENACTED: Date: \_\_\_\_\_ Vote: \_\_\_\_\_

ACTION BY THE COUNTY EXECUTIVE

APPROVED: \_\_\_\_\_ VETOED: \_\_\_\_\_

SIGNATURE: \_\_\_\_\_ DATE: \_\_\_\_\_

EFFECTIVE DATE: \_\_\_\_\_