



MONROE COUNTY LEGISLATURE

February 13, 2024 6:00 PM

AGENDA - Day 3

- A. Call to Order
- B. Prayer led by Father Joe Marcoux of St. Elizabeth Ann Seton Church, at the invitation of Legislator Jackie Smith
- C. Pledge of Allegiance led by Legislator Blake Keller
- D. Approval of Journal
January 9, 2024
- E. Presentation of Petitions and Communications
 - New Referral Packet
 - Read and Files
 - Reports from Administration
 - Approved Committee Minutes
 - Proposed Resolutions for February 2024
- F. Proclamations - There are several scheduled
- G. Presentation of Formal Committee Reports - None
- H. Public Forum – There are several speakers registered
- I. Recess Legislature – Convene Pure Waters Administrative Board

ROCHESTER PURE WATERS DISTRICT

PWAB 1. 24-0009

Hughes-Smith & Maffucci

Authorizing Contracts with MRB Group Engineering, Architecture &

Surveying, D.P.C. and Ramboll Americas Engineering Solutions, Inc. for Pump Station General Architectural and Engineering Term Services

PWAB 2. 24-0011

Hughes-Smith & Maffucci

Authorizing Intermunicipal Agreement with Monroe 2-Orleans Board of Cooperative Educational Services to Provide an Annual Technical Skills Training Program

GATES-CHILI-OGDEN SEWER DISTRICT

PWAB 3. 24-0009

Hughes-Smith & Maffucci

Authorizing Contracts with MRB Group Engineering, Architecture & Surveying, D.P.C. and Ramboll Americas Engineering Solutions, Inc. for Pump Station General Architectural and Engineering Term Services

PWAB 4. 24-0011

Hughes-Smith & Maffucci

Authorizing Intermunicipal Agreement with Monroe 2-Orleans Board of Cooperative Educational Services to Provide an Annual Technical Skills Training Program

IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT

PWAB 5. 24-0009

Hughes-Smith & Maffucci

Authorizing Contracts with MRB Group Engineering, Architecture & Surveying, D.P.C. and Ramboll Americas Engineering Solutions, Inc. for Pump Station General Architectural and Engineering Term Services

PWAB 6. 24-0011

Hughes-Smith & Maffucci

Authorizing Intermunicipal Agreement with Monroe 2-Orleans Board of Cooperative Educational Services to Provide an Annual Technical Skills Training Program

NORTHWEST QUADRANT PURE WATERS DISTRICT

PWAB 7. 24-0009

Hughes-Smith & Maffucci

Authorizing Contracts with MRB Group Engineering, Architecture & Surveying, D.P.C. and Ramboll Americas Engineering Solutions, Inc. for Pump Station General Architectural and Engineering Term Services

PWAB 8. 24-0011

Hughes-Smith & Maffucci

Authorizing Intermunicipal Agreement with Monroe 2-Orleans Board of Cooperative Educational Services to Provide an Annual Technical Skills Training Program

J. Adjourn Pure Waters Administrative Board

K. Reconvening Legislature

L. Local Laws

1. 24-0005.LL

Barnhart & Hughes-Smith

Amending Local Law No. 7 of 2020 Entitled "Enacting a Local Law Authorizing a Lease by Negotiation with Federal Express Corporation for Real Property at the Greater Rochester International Airport"
Agenda/Charter Committee; January 22, 2024 - CV: 8-0
Environment & Public Works Committee; January 22, 2024 - CV: 7-0
(For Introductory Purposes Only)

2. 24-0005.LL

Barnhart & Hughes-Smith

Providing that Local Law (Intro. No. ___ of 2024), Entitled "Amending Local Law No. 7 of 2020 Entitled 'Enacting a Local Law Authorizing a Lease by Negotiation with Federal Express Corporation for Real Property at the Greater Rochester International Airport,'" be Tabled

3. 24-0005.LL

Barnhart & Hughes-Smith

Fixing a Public Hearing on Local Law (Intro. No. ___ of 2024), Entitled "Amending Local Law No. 7 of 2020 Entitled, "Enacting a Local Law Authorizing a Lease by Negotiation with Federal Express Corporation for Real Property at the Greater Rochester International Airport""
(Public Hearing is Scheduled for Tuesday, March 12, 2024 at 6:15 P.M.)

4. 24-0034.LL

Barnhart & Hughes-Smith

Enacting Local Law Entitled, "Amending the Airline-Airport Use and Lease Agreements with American Airlines, Inc., Delta Air Lines, Inc., Federal Express Corporation, JetBlue Airways Corporation, Southwest Airlines Co., and United Airlines, Inc. for Space at the Frederick Douglass-Greater Rochester International Airport"

Agenda/Charter Committee; January 22, 2024 - CV: 9-0

Environment & Public Works Committee; January 22, 2024 - CV: 7-0

(For Introductory Purposes Only)

5. 24-0034.LL

Barnhart & Hughes-Smith

Providing that Local Law (Intro. No. ___ of 2024), Entitled, "Amending the Airline-Airport Use and Lease Agreements with American Airlines, Inc., Delta Air Lines, Inc., Federal Express Corporation, JetBlue Airways Corporation, Southwest Airlines Co., and United Airlines, Inc. for Space at the Frederick Douglass-Greater Rochester International Airport," be Tabled

6. 24-0034.LL

Barnhart & Hughes-Smith

Fixing a Public Hearing on Local Law (Intro. No. ___ of 2024) Entitled, "Amending the Airline-Airport Use and Lease Agreements with American Airlines, Inc., Delta Air Lines, Inc., Federal Express Corporation, JetBlue Airways Corporation, Southwest Airlines Co., and United Airlines, Inc. for Space at the Frederick Douglass-Greater Rochester International Airport" *(Public Hearing is Scheduled for Tuesday, March 12, 2024 at 6:16 P.M.)*

M. Consideration of Motions, Resolutions and Notices

7. 24-0004

Long & Maffucci

Re-appointment of Julie A. Cianca as Public Defender

Public Safety Committee; January 23, 2024 - CV: 11-0

8. 24-0006

Hughes-Smith & Bonnick

Classification of Action and Determination of Significance Pursuant to State Environmental Quality Review Act for the Sale of County Owned Tax Foreclosure Property Located at St. Patrick Drive in the Town of Henrietta
Environment & Public Works Committee; January 22, 2024 - CV: 7-0

9. 24-0007

Maffucci & Yudelson

Authorizing Sale of County Owned Tax Foreclosure Property Located at St. Patrick Drive in the Town of Henrietta

Ways & Means Committee; January 23, 2024 - CV: 11-0

10. 24-0008

Hughes-Smith & Maffucci

Authorizing Contracts with MRB Group Engineering, Architecture & Surveying, D.P.C. and Ramboll Americas Engineering Solutions, Inc. for Pump Station General Architectural and Engineering Term Services

Environment & Public Works Committee; January 22, 2024 - CV: 7-0

Ways & Means Committee; January 23, 2024 - CV: 11-0

11. 24-0010

Blankley, Hughes-Smith & Maffucci

Authorizing Intermunicipal Agreement with Monroe 2-Orleans Board of Cooperative Educational Services to Provide an Annual Technical Skills Training Program

Intergovernmental Relations Committee, January 22, 2024 - CV: 5-0

Environment & Public Works Committee; January 22, 2024 - CV: 7-0

Ways & Means Committee; January 23, 2024 - CV: 11-0

12. 24-0012

Hughes-Smith & Bonnick

Authorizing Monroe County to Submit Funding Applications to Federal, State, and/or Not-for-Profit Funding Assistance Programs

Environment & Public Works Committee; January 22, 2024 - CV: 7-0

13. 24-0013

Frazier & Cruz

Designating March 1st to March 30th to be Annual 30-Day Enrollment Period for Making Additions to Monroe County Agricultural Districts

Planning and Economic Development Committee; January 22, 2024 - CV: 5-0

14. 24-0014

Frazier & Maffucci

Amending Resolution 449 of 2017 Increasing Expenditure to Support Efforts of Regional Dredging Management Council

Planning and Economic Development Committee; January 22, 2024 - CV: 5-0

Ways & Means Committee; January 23, 2024 - CV: 11-0

15. 24-0015

Hughes-Smith & Maffucci

Amending Resolution 27 of 2019 Extending Time Period of Grant from United States Environmental Protection Agency for Coordination of Rochester Embayment Area of Concern Program

Environment & Public Works Committee; January 22, 2024 - CV: 7-0

Ways & Means Committee; January 23, 2024 - CV: 11-0

16. 24-0016

Hasman & Maffucci

Amending Resolution 89 of 2023 Accepting Additional Funding from United States Children's Bureau, an Office of the Administration for Children and Families, through a Subcontract with University of Connecticut for Improving Systems and Implementing Interventions to Support Lasting Reunification of Families

Human Services Committee; January 23, 2024 - CV: 9-0

Ways & Means Committee; January 23, 2024 - CV: 11-0

17. 24-0017

Blankley, Hughes-Smith & Maffucci

Authorizing Intermunicipal Agreement with City of Rochester to Provide Water Quality Monitoring for the Beach at Durand Eastman Park

Intergovernmental Relations Committee, January 22, 2024 - CV: 5-0

Environment & Public Works Committee; January 22, 2024 - CV: 7-0

Ways & Means Committee; January 23, 2024 - CV: 11-0

18. 24-0018

Blankley, Hasman & Maffucci

Authorizing Intermunicipal Agreement with City of Rochester for Flower City Public Health Corps Members to Serve in Monroe County Department of Public Health

Intergovernmental Relations Committee, January 22, 2024 - CV: 5-0

Human Services Committee; January 23, 2024 - CV: 9-0

Ways & Means Committee; January 23, 2024 - CV: 11-0

19. 24-0019

Blankley, Hasman & Maffucci

Authorizing Intermunicipal Agreement with City of Rochester to Conduct

Primary Lead Poisoning Prevention Activities in City Target Areas for
Childhood Lead Poisoning Prevention Program
Intergovernmental Relations Committee, January 22, 2024 - CV: 5-0
Human Services Committee; January 23, 2024 - CV: 9-0
Ways & Means Committee; January 23, 2024 - CV: 11-0

20. 24-0020

Hasman & Maffucci

Authorizing Agency Contracts with Finger Lakes Health Systems d/b/a
Common Ground Health and ROCovery Fitness, Inc. for Monroe County
Department of Public Health Addiction Services Program
Human Services Committee; January 23, 2024 - CV: 9-0
Ways & Means Committee; January 23, 2024 - CV: 11-0

21. 24-0021

Hasman & Maffucci

Authorizing Contract with Dentserv Dental Services, PC to Provide Dental
Services for Residents of Monroe Community Hospital
Human Services Committee; January 23, 2024 - CV: 9-0
Ways & Means Committee; January 23, 2024 - CV: 11-0

22. 24-0022

Hasman & Maffucci

Authorizing Contracts to Provide Temporary Nursing Staff at Monroe
Community Hospital
Human Services Committee; January 23, 2024 - CV: 9-0
Ways & Means Committee; January 23, 2024 - CV: 11-0

23. 24-0023

Hasman & Maffucci

Accepting Funding from New York State Office for the Aging and Authorizing
Contract with Lifespan of Greater Rochester, Inc. for Medicare Improvements
for Patients and Providers Act
Human Services Committee; January 23, 2024 - CV: 9-0
Ways & Means Committee; January 23, 2024 - CV: 11-0

24. 24-0024

Burgess & Maffucci

Authorizing Contract with CP Ward, Inc. for Construction Services for Aldrich
Road Culvert Project in Town of Perinton
Transportation Committee; January 23, 2024 - CV: 7-0

Ways & Means Committee; January 23, 2024 - CV: 11-0

25. 24-0025

Long & Maffucci

Accepting Grant from United States Department of Justice, Office of Justice Programs, for 2023 DNA Capacity Enhancement Program

Public Safety Committee; January 23, 2024 - CV: 11-0

Ways & Means Committee; January 23, 2024 - CV: 11-0

26. 24-0026

Long & Maffucci

Accepting Grant from New York State Division of Homeland Security and Emergency Services for 2023 Public Safety Answering Points Operations Grant Program

Public Safety Committee; January 23, 2024 - CV: 11-0

Ways & Means Committee; January 23, 2024 - CV: 11-0

27. 24-0027

Long & Maffucci

Authorizing Contract with Tectonic Engineering Consultants, Geologists & Land Surveyors, D.P.C. for Professional Design Services for Public Safety Radio Communication Towers Structural Inspection Project

Public Safety Committee; January 23, 2024 - CV: 11-0

Ways & Means Committee; January 23, 2024 - CV: 11-0

28. 24-0028

Long & Maffucci

Amending Resolution 39 of 2021 Accepting Additional Funding from United States Bureau of Alcohol, Tobacco, Firearms and Explosives for ATF-Monroe County Sheriff's Office Firearm/Explosive Task Force

Public Safety Committee; January 23, 2024 - CV: 11-0

Ways & Means Committee; January 23, 2024 - CV: 11-0

29. 24-0029

Long & Maffucci

Accepting Grant from United States Department of Justice-Drug Enhancement Administration for Drug Enforcement Administration Task Force

Public Safety Committee; January 23, 2024 - CV: 11-0

Ways & Means Committee; January 23, 2024 - CV: 11-0

30. 24-0030
Maffucci & Yudelson
Accepting Proceeds from City of Rochester's Auction of Unclaimed Stolen Property and Amending 2024 Operating Budget
Ways & Means Committee; January 23, 2024 - CV: 11-0
31. 24-0031
Maffucci & Yudelson
Authorizing Contract with Matrix Pointe Software, LLC for Case Management System for Monroe County Law Department
Ways & Means Committee; January 23, 2024 - CV: 11-0
32. 24-0032
Maffucci & Yudelson
Authorizing Contract with Rel Comm, Inc. for Phone System Licensing and Support
Ways & Means Committee; January 23, 2024 - CV: 11-0
33. 24-0033
Long & Maffucci
Accepting Aid to Defense Grant from New York State Division of Criminal Justice Services for Office of the Public Defender
Public Safety Committee; January 23, 2024 - CV: 11-0
Ways & Means Committee; January 23, 2024 - CV: 11-0
34. 24-0035
Hasman & Maffucci
Accepting Grant from New York State Department of Health for Increasing Training Capacity in Statewide Healthcare Facilities
Human Services Committee; January 23, 2024 - CV: 9-0
Ways & Means Committee; January 23, 2024 - CV: 11-0
35. 24-0036
Hasman & Maffucci
Accepting Grant from New York State Office of Children and Family Services for the Safe Harbour Initiative for 2024
Human Services Committee; January 23, 2024 - CV: 9-0
Ways & Means Committee; January 23, 2024 - CV: 11-0
36. 24-0037

Maffucci & Yudelson

Providing that File No. 24-0037 be Discharged from the Ways and Means Committee

37. 24-0037

Maffucci & Yudelson

Providing that Resolution (Intro. No. ___ of 2024) Entitled "Authorizing Contract with Info Quick Solutions, Inc. for the Installation and Operation of an Integrated County Clerk's Records Management System," be Adopted

38. 24-0038.br

Hughes-Smith & Maffucci

Resolution Authorizing the Issuance of \$9,500,000 Bonds of the County of Monroe, New York, to Finance the Cost of the I&I Genesee Valley Pump Station Project in and for Said County, at an Estimated Maximum Cost of \$9,500,000 and Superseding the Bond Resolution Adopted on September 14, 2021 (Resolution No. 286 of 2021)

Environment & Public Works Committee; January 22, 2024 - CV: 7-0

Ways & Means Committee; January 23, 2024 - CV: 11-0

39. 24-0042

Hasman & Maffucci

Authorizing Agency Contract with New York Recovery Alliance, Inc. for Monroe County Department of Public Health Addiction Services Program Human Services Committee; January 23, 2024 - CV: 9-0

Ways & Means Committee; January 23, 2024 - CV: 11-0

40. 24-0043

Long & Maffucci

Confirming Reappointment of Assigned Counsel Administrator

Public Safety Committee; January 23, 2024 - CV: 11-0

Matters of Urgency

41. 24-0044

Baynes & Bartholomew McCoy

Confirmation of Reappointment to Board of Trustees of Monroe County Library System

Matter of Urgency

42. 24-0045

Maffucci & Yudelson

Approving Collective Bargaining Agreement Between Monroe County Executive and Monroe County Federation of Social Workers I.U.E. - C.W.A. 81381

Matter of Urgency

43. 24-0046

Hasman & Maffucci

Authorizing Acceptance and Payment of Health Care and Mental Hygiene Worker Bonuses to Monroe County Employees and Amendment of Contracts to Pay Health Care and Mental Hygiene Worker Bonuses to Monroe County Contractors

Matter of Urgency

44. 24-0047

Brew & Dondorfer

Confirming Appointment of Republican Elections Commissioner Peter D. Elder

Matter of Urgency

45. 24-0048

Election of Second Assistant Deputy Clerk of the Monroe County Legislature

Matter of Urgency

N. Unfinished Business

O. Adjournment

The next meeting of the Monroe County Legislature is Tuesday, March 12, 2024 at 6:00 P.M.



ATTACHMENTS:

	Description	File Name	Type
▢	January 9, 2024	1.9.24_Draft_Journal.pdf	Backup Material

SECOND DAY

TUESDAY, January 9, 2024

Legislature met pursuant to adjournment.

President Yversha Roman in the Chair.

ROLL CALL

Present – Legislators Barnhart, Bartholomew McCoy, Baynes, Blankley, Bonnick, Brew, Burgess, Colby, Cruz, Delvecchio Hoffman*, DiFlorio, Dondorfer, Frazier, Hasman, Hughes-Smith, Johns, Keller, Long, Maffucci, McCabe, McIntyre, Milne, Morris, Roman, Sinclair, Smith, Vazquez Simmons, Yudelson – 28

Absent – Ciardi – 1

* Legislator Participated in the Meeting via Teleconference.

MOMENT OF PRAYER

The meeting formally opened with a moment of silent prayer. The Pledge of Allegiance to the Flag was led by Legislator Lystra Bartholomew McCoy

APPROVAL OF MINUTES

Without objection, the Journals of Day 12, December 12, 2023 and Day 1, January 2, 2024 were approved as submitted.

PETITIONS AND COMMUNICATIONS

PROCLAMATIONS

None

FORMAL COMMITTEE REPORTS

None

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. There were five speakers and the Open Forum concluded at 6:19 P.M.

MOTIONS, RESOLUTIONS AND NOTICES

Intro. 16 M. 10 28-0	Yudelson & Baynes Providing that the Elections for Deputy Clerk of the Legislature, First Assistant Deputy Clerk of the Legislature and Second Assistant Deputy Clerk of the Legislature be Lifted from the Table
Intro. 17 M. 11 28-0	McCabe & Dondorfer Providing that Election for Legislature Clerk's Office Staff Vote be Severed

Intro. No. 18

ELECTION NO. 7 OF 2024

ELECTION OF THE DEPUTY CLERK OF THE MONROE COUNTY LEGISLATURE

Mr. Brew nominated Ian Watkins, to serve as Deputy Clerk of the Monroe County Legislature. Mr. Dondorfer seconded the nomination.

Mr. Yudelson nominated Nayeliz Santiago, to serve as Deputy Clerk of the Monroe County Legislature. Mr. Baynes, Mr. Blankley and Mr. Cruz seconded the nomination.

There being no other nominations, President Roman requested that a single vote be called for the candidate as presented.

Upon calling the roll, Ms. Nayeliz Santiago was elected to serve as Deputy Clerk of the Monroe County Legislature by the following vote:

Watkins — Legislators Brew, Colby, DiFlorio, Dondorfer, Johns, Keller, McIntyre, Milne, Morris, Sinclair, Smith – 11

Santiago — Legislators Barnhart, Bartholomew McCoy, Baynes, Blankley, Bonnick, Burgess, Cruz, Delvecchio Hoffman, Frazier, Hasman, Hughes-Smith, Long, Maffucci, McCabe, Roman, Vazquez Simmons, Yudelson – 17

Intro. No. 19

ELECTION NO. 8 OF 2024

ELECTION OF THE SECOND ASSISTANT DEPUTY CLERK OF THE MONROE COUNTY LEGISLATURE

Mr. Brew nominated Ian Watkins, to serve as 2nd Assistant Deputy Clerk of the Monroe County Legislature. Mr. Dondorfer seconded the nomination.

Mr. Yudelson nominated Kelsey Sackett, to serve as 2nd Assistant Deputy Clerk of the Monroe County Legislature. Mr. Baynes, Mr. Blankley and Mr. Cruz seconded the nomination.

There being no other nominations, President Roman requested that a single vote be called for the candidate as presented.

Upon calling the roll, Ms. Kelsey Sackett was elected to serve as 2nd Assistant Deputy Clerk of the Monroe County Legislature by the following vote:

Watkins — Legislators Brew, Colby, DiFlorio, Dondorfer, Johns, Keller, McCabe, McIntyre, Milne, Morris, Sinclair, Smith – 12

Santiago — Legislators Barnhart, Bartholomew McCoy, Baynes, Blankley, Bonnick, Burgess, Cruz, Delvecchio Hoffman,

Frazier, Hasman, Hughes-Smith, Long, Maffucci, Roman, Vazquez Simmons, Yudelson – 16

3. Yudelson & Barnhart
Burgess
Hasman
Maffucci
Intro. 20
Res. 1
21-7
- 24-0039 Appointment to the Monroe County Climate Action Plan Advisory Committee
Matter of Urgency
- (Legislators Brew, Colby, Keller, McCabe, Morris, Sinclair and Smith Voted in the Negative.)*
4. Yudelson & Burgess
Maffucci
Intro. 21
Res. 2
28-0
- 24-0040 Confirming the Appointment of Legislative Representative to Monroe Community College Board of Trustees
Matter of Urgency

UNFINISHED BUSINESS

None

Upon Motion by Legislator Yudelson, the Legislature Adjourned at 6:31 P.M. until **Tuesday, February 13, 2024 at 6:00 P.M.**

David Grant
Clerk of the Legislature



ATTACHMENTS:

	Description	File Name	Type
▢	New Referral Packet	new_referrals_24-0049_- _24-0084.pdf	Backup Material



Monroe County Legislature

SUSAN HUGHES-SMITH

Legislator – District 14

February 12, 2024

OFFICIAL FILE COPY
No. <u>240049</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment Memorializing Return -L

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

RE: Memorializing the New York State Assembly and Senate to Pass the Strong Packaging Reduction and Recycling Infrastructure Act and Expand the State's Bottle Bill.

Honorable Legislators:

Packaging makes up approximately 40 percent of the waste in New York State and managing this packaging waste costs New York taxpayers hundreds of millions of dollars every year. Some packaging is not recyclable or reusable, and refillable packaging systems are not readily available. Further, plastic causes serious pollution including litter and the increase of toxic chemicals in our environment. Companies that produce such packaging should help bear the costs of packaging waste, instead of the burden falling on the shoulders of the taxpayer.

Enacting the Packaging Reduction and Recycling Infrastructure Act, as drafted in the New York Assembly and Senate, would reduce plastic and other packaging waste, increase recycling rates, create jobs, reduce toxicity in products, provide millions of dollars in savings for local governments and taxpayers, and lower greenhouse gas emissions

New York's current Returnable Container Act should be modernized to reflect an expanded market of beverages, and the deposit on beverage containers should be increased to 10 cents. The Packaging Reduction and Recycling Infrastructure Act would work in tandem with and supplement the Returnable Container Act.

New York Assembly bill A.5322-A and the New York Senate bill S.4246-A will reduce waste, increase recycling, and lessen the amount of toxins and plastics in our landfills.

We urge the New York State Legislature to pass, and Governor Kathy Hochul to sign into law, a strong and effective Packaging Reduction and Recycling Infrastructure Act A5322-A/S4246-A, and an expanded and modernized Bottle Bill A.6353/S.237-B.

39 WEST MAIN STREET, COB ROOM 409, ROCHESTER, NY 14614

Respectfully submitted,



Susan Hughes-Smith
Legislator – District 14



Yversha Roman
President



Albert Blankley
Assistant Majority Leader



Rachel Barnhart
Legislator – District 17



Linda Hasman
Legislator – District 23



Santos Cruz
Legislator – District 21



Monroe County Legislature

RACHEL BARNHART
Legislator – District 17

February 12, 2024

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

OFFICIAL FILE COPY	
No.	<u>240050</u>
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
<u>Memorializing Referral</u>	-L

RE: Memorializing the New York State Legislature to Pass the SAFE Streets Act

Honorable Legislators:

Motor vehicle crashes have a staggering toll on our community. Between 2018 and 2022 Monroe County experienced 224 motor vehicle crashes that killed at least one person and thousands more that caused injuries.

Fortunately, New York State lawmakers this session will once again consider a series of important bills known as the SAFE Streets Act. These bills are intended to reduce collisions through road design and vehicle safety standards.

Here is a summary of some of the measures:

- Complete Streets Maintenance (S2714/A01280) - Includes, when possible, complete street design features in resurfacing, maintenance, and pavement recycling projects that further enable safe access to public roads for all users.
- Complete Streets Budget Ask - Increase funding in the Department of Transportation Capital Projects Budget for Complete Streets from \$5 million to \$10 million.
- Stop as Yield (S1724/A04346) - Allows cyclists to treat stop lights as stop signs and stop signs as yields, reducing vehicle conflict while prioritizing pedestrian right-of-way and encouraging increased cyclist use of low-traffic, secondary roads.
- Speed Limiters for Repeat Offenders (S2643/A3986) - Requires mandatory intelligent speed assistance technology for repeat offenders.

These measures build on last year's passage of components of the Crash Victim Rights and Safety Act. New York passed funding for complete streets projects around the state,

39 WEST MAIN STREET, COB ROOM 409, ROCHESTER, NY 14614

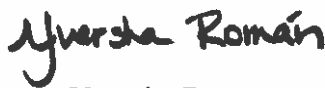
authorized municipalities to lower speed limits to 25 miles per hour, and required additional driver's education instruction on interacting with vulnerable road users.

Crashes are not inevitable. There are things we can do to make our streets safer for everyone, no matter their mode of travel. Passing the SAFE Streets Act will save lives and make our streets safer for all.

Sincerely,



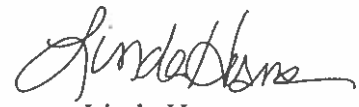
Rachel Barnhart
Legislator – District 17



Yversha Roman
President



Albert Blankley
Assistant Majority Leader



Linda Hasman
Legislator – District 23



Susan Hughes-Smith
Legislator – District 14



Santos Cruz
Legislator – District 21



Monroe County Legislature

LINDA HASMAN

Legislator – District 23

PHONE: (585) 210-2467

OFFICE: (585) 753-1940

E-MAIL: LINDAMHASMAN@GMAIL.COM

OFFICIAL FILE COPY
No. <u>240051</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment Memorializing Funeral -L

February 12, 2024

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

RE: Memorializing the United States Congress to Pass the EATS Act of 2023.

Honorable Legislators:

During the COVID-19 pandemic, Congress passed legislation temporarily expanding SNAP eligibility for college students. These temporary exemptions for students applying or recertifying for SNAP ended on July 1, 2023. The EATS Act of 2023 would permanently expand SNAP eligibility for those pursuing higher education.

The burden of the costs of higher education coupled with food insecurity currently plagues more than four million college students in the United States. It is an unnecessary hurdle for students and studies have shown that food insecure students often have lower GPAs and lower university retention rates than their food secure peers. No student should have to choose between their meals and their schooling. We need to support low-income students and provide an equitable and healthy learning environment for all.

This bill, S.1488/H.R.3183, introduced by New York Senator Kirsten Gillibrand and California Representative Jimmy Gomez, would eliminate multiple conditions currently preventing college students from receiving SNAP benefits. Specifically, this legislation would remove the condition that college students work twenty hours a week outside of classes in order to be eligible for SNAP. Further, it would do away with the myriad of restrictions to student eligibility currently listed in Section 6, Subsection (e) of the Food and Nutrition Act of 2008.

S.1488/H.R.3183: The EATS Act of 2023 aims to expand SNAP eligibility for college students in the United States. We encourage the members of the Senate and the House of Representatives to pass this long overdue legislation. We also urge President Biden to follow suit and sign this into law.

COUNTY OFFICE BUILDING, ROOM 409, 39 WEST MAIN STREET, ROCHESTER, NY 14614

Monroe County Legislature - February 13, 2024

Respectfully submitted,



Linda Hasman
Legislator – District 23



Yversha Roman
President



Albert Blankley
Assistant Majority Leader



Rachel Barnhart
Legislator – District 17



Susan Hughes-Smith
Legislator – District 14



Santos Cruz
Legislator – District 21



Monroe County Legislature Office of the Republican Conference

February 12, 2024

Monroe County Legislature
406 Monroe County Office Building
39 West Main Street
Rochester, NY 14614

OFFICIAL FILE COPY
No. <u>24052</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
Memorializing Referral -L

Subject: Memorializing the New York State Legislature to Pass and Governor Kathy Hochul to Sign the ‘Rescue EMS’ Legislative Package

Honorable Legislators:

Our Emergency Medical Services are in crisis – plagued by shortages in staff, revenue, and resources coupled with high demand and growing complexities in service. As a result, wait times have skyrocketed, ambulances have been forced to cover calls across the County, and critical, sometimes life-saving, services have been delayed. This crisis puts our residents at risk and when a moment can make the difference, puts their lives in danger – this is unsustainable and unacceptable.

We must finally recognize this crisis and ensure our residents are protected – we cannot allow a crisis at home to be met by a crisis on the other end of the phone. This requires a completely revamped approach to emergency services to train and grow our EMS personnel, guarantee the funding and resources they deserve, and fix the illogical reimbursement system. The Rescue EMS Package proposed by State Legislators and supported by municipalities across New York aims to do just that.

This vital package includes several pieces of legislation with components to help resolve these issues with a comprehensive approach – there is no one-size-fits-all solution and our local governments must be able to find and establish their own. S.4020-B/A.3392-B would create special districts to fund EMS services similar to fire agencies, provide the long overdue recognition of EMS as an essential service, and reform the Emergency Medical Service Council. S.5000/A.4077 would remove EMS services from the real property tax cap, allowing our local communities to expand and better equip our emergency services. This package would also establish a system within the Medicaid Fee Schedule for Ground Ambulance Services to provide reimbursement to emergency medical service agencies for providing emergency medical care to Medicaid enrollees without transporting them from the location where medical care was administered to the beneficiary. Reimbursements would be made when emergency medical care is provided to a Medicaid enrollee after a call, text, or other request for emergency medical care.

Not only does this legislation help support the EMS system, but it also takes care of its employees in emergency services by offering much deserved tax breaks. S.6630/A.6274 would allow volunteer firefighters and ambulance workers to claim both state income and local property tax credits and S.7286/A.7524 would

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Phone: (585) 753-1922 • Fax: (585) 753-1960

increase the personal income tax credit of volunteer first responders from \$200 to \$800 for individuals and \$400 to \$1600 for married joint filers.

Monroe County has always been a leader across our State – it is time for us to lead once again in addressing the EMS crisis, valuing our first responders, and protecting the health, and even lives, of our residents. With this holistic approach, counties and their residents are not forced to choose between higher taxes and proper emergency medical services. I am confident that together, Monroe County can address this crisis while protecting both our taxpayers and first responders.

Therefore, I ask you to join me in calling on Governor Kathy Hochul and the New York State Legislature to pass and sign this legislative package and take these steps in supporting emergency services with the funding and resources they deserve before it's too late.

Respectfully Submitted,



Sean McCabe
Monroe County Legislator
District 6



Steve Brew
Monroe County Legislature
Republican Leader



Paul Dondorfer
Monroe County Legislature
Deputy Republican Leader




Jackie Smith
Monroe County Legislature
Asst. Republican Leader



Blake Keller
Monroe County Legislator
District 1



Tracy DiFlorio
Monroe County Legislator
District 3



Virginia McIntyre
Monroe County Legislator
District 4



Richard B. Milne
Monroe County Legislator
District 5



Kirk Morris
Monroe County Legislator
District 7



Mark Johns
Monroe County Legislator
District 8



Frank Ciardi
Monroe County Legislator
District 15



Tom Sinclair
Monroe County Legislator
District 19



Robert Colby
Monroe County Legislator
District 20



Monroe County Legislature

TRACY DIFLORIO
LEGISLATOR – DISTRICT 3

February 9, 2024

Monroe County Legislature
406 Monroe County Office Building
39 West Main Street
Rochester, NY 14614

OFFICIAL FILE COPY
No. <u>240053</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment Memorializing Resolution
-L

Subject: Memorializing President Joseph Biden and Federal Government to Require All Travelers to Provide Photo Identification When Flying

Honorable Legislators:

It is clear that we have an illegal immigration crisis in this Country. President Joe Biden, Homeland Security Secretary Alejandro Mayorkas, and Members of Congress have taken no action, and in some cases negative action, to prevent millions of migrants from illegally entering and remaining in the United States. According to official statistics from Customs and Border Protection, Border Patrol had 2,240,056 encounters with foreign nationals at the southern border in 2023 alone – this is a number greater than the populations of 15 states in the U.S. Now, to make matters worse, the Federal Government has apparently created a two-tier security system at our airports for millions of illegal immigrants vs. law-abiding citizens.

In the wake of the September 11 attacks, there was a logical revamping of security in our airports, including the creation of the Transportation Security Administration. People used to be able to wave goodbye to their loved ones at the gate as they boarded their planes; now almost nobody can go past the entrance concourse without a ticket, boarding pass, metal detector scan, **and valid government-issued identification**. Now, under the Biden Administration, this last facet seemingly only applies to United States citizens – not to the millions of illegal immigrants in this Country and crossing, illegally and un-vetted, each and every day. Through the CBP One program, a ‘partnership’ between the Travel Service Agency and Customers and Border Protection, illegal immigrants do not need an acceptable form of identification and may simply notify TSA Officer that they do not wish to have their photo taken – all while the law-abiding citizen travelers besides them must provide both.

This nonsensical security change is sadly yet another example of illegal immigrants being put before, and ahead, of United States citizens and their safety and security. On top of the immediate potential risk aboard airplanes, illegal immigrants who do not have a verifiable form of identification may be illegitimately documented if fake names or dates of birth are accepted by CBP and subsequently printed onto government issued ID cards – this has the potential of allowing even terrorists and criminals to operate under a now government-issued fake identity.

Therefore, I ask you to join me in calling on the United States Congress and President Biden to take steps to secure the safety of our country by enforcing immigration laws and requiring all travelers, regardless of citizenship status, to provide photo identification when preparing to board a plane.

Respectfully Submitted,

Tracy DiFlorio
Monroe County Legislator
District 3

17 Baymon Drive · Rochester, New York 14624
Phone: (585) 733-8839 · Business: (585) 753-1922

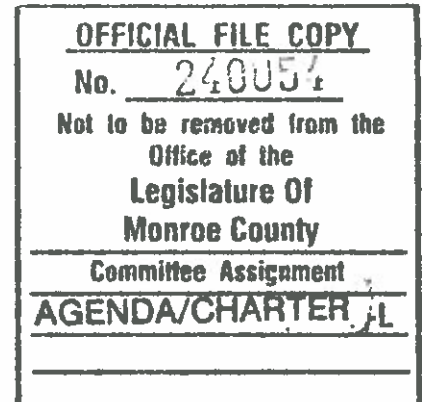


Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

February 9, 2024



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

Subject: Designation of Official Newspapers

Honorable Legislators:

I recommend that Your Honorable Body designate The Daily Record, the Rochester Business Journal, and the Minority Reporter as the official newspapers for the year 2024 for publication of all local laws, notices, and other matters required by law to be published.

Section 214(2) of the County Law of the State of New York requires designation of at least two (2) newspapers within the County as official newspapers for publication of all local laws, notices, and other matters required by law to be published. Section 214(2) also permits the County to designate additional newspapers for any publication and such designation shall be deemed an official newspaper for that particular publication. Designating The Daily Record, the Rochester Business Journal, and the Minority Reporter will allow the County to maintain a broad circulation while efficiently utilizing financial resources. The Daily Record and the Rochester Business Journal have been designated the official newspapers since 1997. The Minority Reporter was first designated in 2020.

The specific legislative actions required are:

1. Designation of The Daily Record and the Rochester Business Journal as the official newspapers for the year 2024 for publication of all local laws, notices, and other matters required by law to be published.
2. Designation of the Minority Reporter for: (1) the publication of public bids and requests for proposals, and (2) the publication of notices required under Chapter 635 of the Monroe County Code regarding in-rem tax foreclosure, and shall be deemed an official newspaper for these particular publications.
3. Said official newspapers shall be required to send copies of all pertinent information required by state law to be published in the official newspapers to the clerks of each respective town, village, and city in Monroe County. In addition, each library system and fire district within the County should also be provided with copies of said local laws, notices, and other matters required by state law to be published in official newspapers. Furthermore, such pertinent information should be posted in a conspicuous manner for public review.

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Monroe County Legislature - February 13, 2024 • www.monroecounty.gov • e-mail: countyexecutive@monroecounty.gov

The legislative action requested in this referral is not an "Action," as that term is defined in 6 NYCRR § 617.2(b), and is not subject to review under the State Environmental Quality Review Act.

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

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

Sincerely


Adam J. Bello
Monroe County Executive

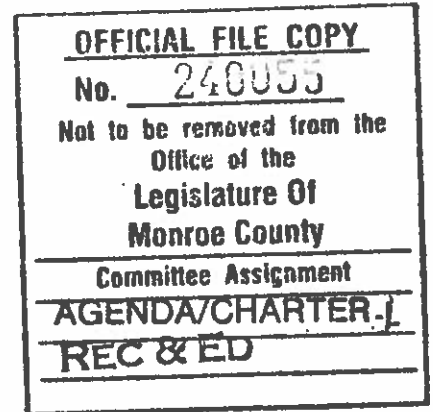
AJB:db



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive



February 9, 2024

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

Subject: Enact a Local Law Amending Chapter 323 of the Monroe County Code, Entitled "Parks," to Change the Standard Hours of Operation for Monroe County Parks

Honorable Legislators:

I recommend that Your Honorable Body enact a local law amending Chapter 323 of the Monroe County Code, entitled "Parks," to amend Section 323-3(A) to change the hours of operation for Monroe County Parks.

The Monroe County Code currently sets the hours of operation for Monroe County parks as 6:00 a.m. to 11:00 p.m. daily. This local law would change the closing hours to 10:00 p.m. daily, except for individuals and activities specifically allowed to continue past that time via a permit to be issued under the authority of the Monroe County Director of Parks. Such permits would typically include activities such as lodge and shelter rentals, which are normally permitted to last until 10:30 p.m., organized sports leagues with field permits, and various special events or festivals to be held within County Parks.

The specific legislative actions required are:

1. Schedule and hold a public hearing on the proposed Local Law.
2. Enact a Local Law amending Chapter 323 of the Monroe County Code, entitled "Parks," to amend section 323-3(A) to change the official hours of operation for Monroe County Parks.

This action is a Type II Action pursuant to 6 NYCRR 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

Enactment of this Local Law will have no impact on the revenues or expenditures of the current Monroe County budget.

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

Sincerely,

Adam J. Bello
Monroe County Executive

By Legislators _____

Intro No. ____

LOCAL LAW NO. ____ OF 2024

ENACTING A LOCAL LAW AMENDING CHAPTER 323, ENTITLED "PARKS"

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

Section 1. Section 323-3(A) of the Monroe County Code is hereby amended as follows:

§ 323-3 Hours of operation.

A. No person shall be permitted to remain, stop or park within the confines of any park between the hours of ~~11:00~~10:00 p.m. and 6:00 a.m. prevailing local time in the County of Monroe, except in an emergency or ~~with a special~~ as expressly allowed pursuant to a permit issued by ~~of the Director of Parks in accordance with this Chapter.~~ In case of an emergency or when, in the judgment of the Director, the public interest demands it, any portion of a park may be closed to the public or to designated persons until permission is given to reopen.

Section 2. If any clause, sentence, paragraph, section or article of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such determination shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or article thereof directly involved in the proceeding in which such adjudication shall have been rendered.

Section 3. This local law shall take effect upon filing with the Secretary of State pursuant to Section 27 of the New York Municipal Home Rule Law and the Monroe County Charter.

File No. 24-_____.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

Adam J. Bello
County Executive

February 9, 2024

OFFICIAL FILE COPY
No. <u>240056</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
ENV. & PUB. WORKS, L
WAYS & MEANS

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

Subject: Authorize the Alteration of Rochester Pure Waters District Sewer Assets by the New York State Department of Transportation During the NY Route 104 from Lake Avenue to Culver Road Project in the City of Rochester

Honorable Legislatures:

I recommend that Your Honorable Body authorize the alterations of Rochester Pure Waters District sewer assets by the New York State Department of Transportation (“NYSDOT”) during the NY Route 104 from Lake Avenue to Culver Road Project in the City of Rochester.

The NYSDOT proposes the construction/re-construction/improvement of NY Route 104 from Lake Avenue to Culver Road in the City of Rochester. As part of this work, NYSDOT will need to alter the Rochester Pure Waters District’s sewer assets (e.g., manhole frames and covers) that are within the project limits. The project is planned to take place during 2024, with actual dates to be determined.

The specific legislative actions are required:

1. Authorize the execution of a utility work agreement for the alteration of Rochester Pure Waters District sewer assets by the New York State Department of Transportation during the NY Route 104 from Lake Avenue to Culver Road Project in the City of Rochester.
2. Incorporate by reference and adopt the attached resolution required by New York State for the alteration of Rochester Pure Waters District sewer assets by the New York State Department of Transportation during the NY Route 104 from Lake Avenue to Culver Road Project in the City of Rochester.

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

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

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

Sincerely,


Adam J. Bello
Monroe County Executive

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

Resolution # _____

WHEREAS, the New York State Department of Transportation proposes the construction, reconstruction, or improvement of **Route 104 from Lake Avenue to Culver Road, City of Rochester, Monroe County, P.I.N. 4104.90**, and

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

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

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

NOW, THEREFORE,

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

BE IT FURTHER RESOLVED that the **Director of Environmental Services** has the authority to sign, with the concurrence of the **Rochester Pure Waters District Administrative Board and Monroe County Legislature**, any and all documentation that may become necessary as a result of this project as it relates to the **Rochester Pure Waters District**, and

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

Moved By:
Seconded By:
Vote:

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

WITNESSETH, my hand and seal this _____ day of _____

Name, title



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

February 9, 2024

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No. <u>240057</u>	
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
<u>PWAB</u>	<u>-L</u>

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

Subject: Authorize the Alteration of Rochester Pure Waters District Sewer Assets by the New York State Department of Transportation During the NY Route 104 from Lake Avenue to Culver Road Project in the City of Rochester

Honorable Legislatures:

I recommend that the Administrative Board of the Rochester Pure Waters District authorize the alterations of Rochester Pure Waters District sewer assets by the New York State Department of Transportation ("NYSDOT") during the NY Route 104 from Lake Avenue to Culver Road Project in the City of Rochester.

The NYSDOT proposes the construction/re-construction/improvement of NY Route 104 from Lake Avenue to Culver Road in the City of Rochester. As part of this work, NYSDOT will need to alter the Rochester Pure Waters District's sewer assets (e.g., manhole frames and covers) that are within the project limits. The project is planned to take place during 2024, with actual dates to be determined.

The specific Administrative Board action required is to submit a request to the Monroe County Legislature to approve the execution of a utility work agreement, and to incorporate by reference and adopt the attached resolution required by New York State for the alteration of Rochester Pure Waters District sewer assets by the New York State Department of Transportation during the NY Route 104 from Lake Avenue to Culver Road Project in the City of Rochester.

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

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

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

Sincerely,

Adam J. Bello
Monroe County Executive

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

Resolution # _____

WHEREAS, the New York State Department of Transportation proposes the construction, reconstruction, or improvement of **Route 104 from Lake Avenue to Culver Road, City of Rochester, Monroe County, P.I.N. 4104.90**, and

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

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

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

NOW, THEREFORE,

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

BE IT FURTHER RESOLVED that the **Director of Environmental Services** has the authority to sign, with the concurrence of the **Rochester Pure Waters District Administrative Board and Monroe County Legislature**, any and all documentation that may become necessary as a result of this project as it relates to the **Rochester Pure Waters District**, and

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

Moved By:

Seconded By:

Vote:

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

WITNESSETH, my hand and seal this _____ day of _____

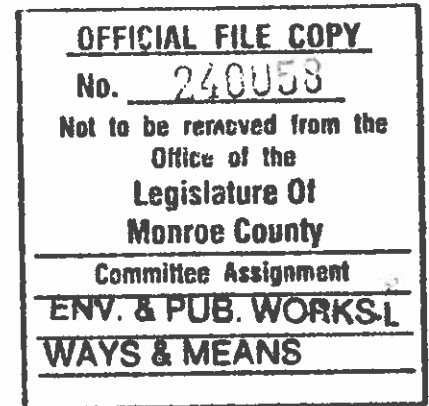
Name, title



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive



February 9, 2024

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

Subject: Increase and Improvement of Facilities in the Rochester Pure Waters District; Amend the 2024-2029 Capital Improvement Program and 2024 Capital Budget to Add a Project Entitled "Rochester Pure Waters District - Frank E. Van Lare Wastewater Treatment Plant Electrical System Improvement;" Amend Bond Resolution 216 of 2021 to Provide an Increase in Funding; and Authorize Financing for the Project

Honorable Legislators:

I recommend that Your Honorable Body approve a request to establish an Increase and Improvement of Facilities in the Rochester Pure Waters District (the "District") in the amount of \$16,852,504; amend the 2024-2029 Capital Improvement Program and the 2024 Capital Budget to add a project entitled "Rochester Pure Waters District - Frank E. Van Lare Wastewater Treatment Plant Electrical System Improvement," and amend Bond Resolution 286 of 2021 to provide an increase in funding.

The total Increase and Improvement of Facilities in the Rochester Pure Waters District is necessary to provide additional funding for continuation of the "Frank E. Van Lare Wastewater Treatment Plant Electrical System Improvement" Project (Capital Fund 1927). Improvements are required to enhance the reliability and resiliency of the facility's electrical system. The Project includes installation of three (3) 2.5MW standby generators to be located in the recently-constructed electrical system building, as well as associated switches, transformers and switchgear to provide onsite power for all plant processes in the event of an outage of utility power. This work is partially funded by the U.S. Department of Homeland Security Federal Emergency Management Agency (FEMA) and administered by the New York State Division of Homeland Security and Emergency Services (DHSES). Grant funding has been made available in an amount not to exceed total project costs of \$16,852,504 with a Federal Share of \$15,247,503.60 and a required non-Federal matching share of \$1,605,000.40.

The specific legislative actions required are:

1. Hold a Public Hearing for the proposed maximum amount to be expended for an "Increase and Improvement of Facilities in the Rochester Pure Waters District."
2. Amend the 2024-2029 Capital Improvement Program to add a project entitled "Frank E. Van Lare Wastewater Treatment Plant Electrical System Improvement" in the amount of \$16,852,504, for a total project authorization of \$37,852,504.

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3. Amend the 2024 Capital Budget to add funding for the “Frank E. Van Lare Wastewater Treatment Plant Electrical System Improvement” Project in the amount of \$16,852,504, for a total project authorization of \$37,852,504.
4. Amend Bond Resolution 216 of 2021 to increase the financing for the “Frank E. Van Lare Wastewater Treatment Plant Electrical System Improvement” Project, capital fund 1927, by \$16,852,504 from \$21,000,000 to \$37,852,504 for a total project authorization of \$37,852,504, subject to the approval of the State Comptroller, if required.

This action is an Unlisted Action under the New York State Environmental Quality Review Act (“SEQRA”). Pursuant to Resolution 187 of 2021, the Monroe County Legislature issued a Negative Declaration for this action. No further action under SEQRA is required.

Funding for this project, consistent with authorized uses, will be available in capital fund 1927 once the additional financing authorization requested herein is approved and in any other capital fund(s) created for the same intended purpose. The local funding for this project will ultimately be provided by Rochester Pure Waters District user fees. No additional net County support is required in the current Monroe County budget.

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

Sincerely,


Adam J. Bello
Monroe County Executive

AJB:db



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

February 9, 2024

OFFICIAL FILE COPY	
No. <u>240059</u>	
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
<u>PWAB</u>	<u>-L</u>

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

Subject: Increase and Improvement of Facilities in the Rochester Pure Waters District; Amend the 2024-2029 Capital Improvement Program and the 2024 Capital Budget to Add a Project Entitled "Rochester Pure Waters District - Frank E. Van Lare Wastewater Treatment Plant Electrical System Improvement;" Amend Bond Resolution 216 of 2021 to Provide an Increase in Funding; and Authorize Financing for the Project

Honorable Legislators:

I recommend that the Administrative Board of the Rochester Pure Waters District approve a request to establish an Increase and Improvement of Facilities in the Rochester Pure Waters District (the "District") in the amount of \$16,852,504; amend the 2024-2029 Capital Improvement Program and the 2024 Capital Budget to add a project entitled "Rochester Pure Waters District - Frank E. Van Lare Wastewater Treatment Plant Electrical System Improvement," and amend Bond Resolution 286 of 2021 to provide an increase in funding.

The total Increase and Improvement of Facilities in the Rochester Pure Waters District is necessary to provide additional funding for continuation of the "Frank E. Van Lare Wastewater Treatment Plant Electrical System Improvement" Project (Capital Fund 1927). Improvements are required to enhance the reliability and resiliency of the facility's electrical system. The Project includes installation of three (3) 2.5MW standby generators to be located in the recently-constructed electrical system building, as well as associated switches, transformers and switchgear to provide onsite power for all plant processes in the event of an outage of utility power. This work is partially funded by the U.S. Department of Homeland Security Federal Emergency Management Agency (FEMA) and administered by the New York State Division of Homeland Security and Emergency Services (DHSES). Grant funding has been made available in an amount not to exceed total project costs of \$16,852,504 with a Federal Share of \$15,247,503.60 and a required non-Federal matching share of \$1,605,000.40.

The specific Administrative Board action required is to submit a request to the Monroe County Legislature to approve an Increase and Improvement of Facilities in the Rochester Pure Waters District in the amount of \$16,852,504; amend the 2024-2029 Capital Improvement Program and the 2024 Capital Budget to add a project entitled "Rochester Pure Waters District - Frank E. Van Lare Wastewater Treatment Plant Electrical System Improvement," and amend Bond Resolution 286 of 2021 to provide an increase in funding in the amount of \$16,852,504, for a total project authorization of \$37,852,504.

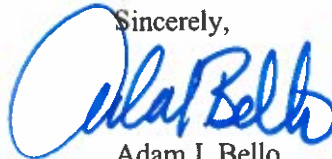
To The Administrative Board of the
Rochester Pure Waters District
February 9, 2024
Page 2

This action is an Unlisted Action under the New York State Environmental Quality Review Act (“SEQRA”). Pursuant to Resolution 187 of 2021, the Monroe County Legislature issued a Negative Declaration for this action. No further action under SEQRA is required.

Funding for this project, consistent with authorized uses, will be available in capital fund 1927 and any capital fund(s) created for the same intended purpose. The local funding for this project will ultimately be provided by Rochester Pure Waters District user fees. No additional 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 Rochester Pure Waters District.

Sincerely,



Adam J. Bello
Monroe County Executive

AJB:db

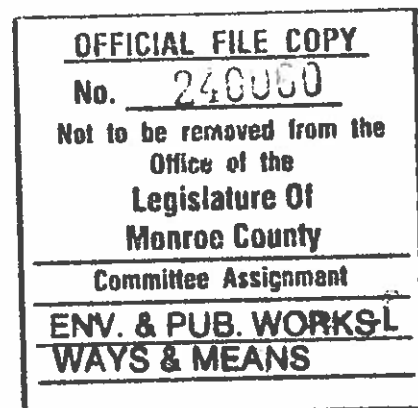


Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

February 9, 2024



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

Subject: Amend the 2024 Capital Budget and Bond Resolution 442 of 2021 to Provide an Increase in Funding and Authorize a Contract with CHA Consulting, Inc. for Design Services for the Runway 4-22 Connector Taxiways Project at the Frederick Douglass-Greater Rochester International Airport

Honorable Legislators:

I recommend that Your Honorable Body amend the 2024 Capital Budget and Bond Resolution 442 of 2021 to provide for an increase in funding in the amount of \$3,500,000 and authorize a contract with CHA Consulting, Inc. in the amount of \$400,000 for design services for the Runway 4-22 Connector Taxiways Project at the Frederick Douglass- Greater Rochester International Airport.

The Federal Aviation Administration (FAA) recently directed the Airport to rehabilitate Runway 4-22's connecting taxiways' geometry to meet all current FAA standards. The rehabilitation will allow for an added layer of safety for arriving and departing aircraft.

This program will include reconfiguration of taxiway edge of pavements in 8 locations (2-Concrete & 6-Asphalt) connecting to primary Runway 4-22. CHA will evaluate the airfield usage of each taxiway by the critical design aircraft, air cargo carriers, and the general aviation community. A survey to determine existing conditions and a Geotechnical Investigation will be conducted to determine subsurface condition. The adjustment of each taxiway's edge lighting systems, signage layout, and final pavement markings will be part of this project. Also included will be maintenance to related storm water drainage systems and associated Runway Safety Area and Taxiway Safety Area grading to meet FAA Advisory Circular standards. Full depth taxiway fillets will be designed in accordance with FAA AC 150/5300-13B and the approved ROC Airport Layout Plans.

This project will be funded by a Federal Aviation Administration grant of 90%, a New York State Department of Transportation grant of 5%, and a local share of 5%.

The Department of Aviation recommends authorization of a contract with CHA Consulting, Inc., a designated airport consultant per Resolution 365 of 2023, to provide design services for the Runway 4-22 Connectors Taxiways Project in the amount of \$400,000.

The specific legislative actions required are:

1. Amend the 2024 Capital Budget to increase funding for the Runway 4-22 Connector Taxiways Project at the Frederick Douglass-Greater Rochester International Airport in the amount of \$3,500,000, from \$130,000 to \$3,630,000, for a total project authorization of \$3,630,000.
2. Amend Bond Resolution 442 of 2021 to increase financing for the Runway 4-22 Connector Taxiways Project at the Frederick Douglass- Greater Rochester International Airport, capital fund 2016, in the amount of \$3,500,000, from \$130,000 to \$3,630,000, for a total project authorization of \$3,630,000.
3. Authorize the County Executive, or his designee, to execute a contract with CHA Consulting, Inc., 100 Chestnut Street, Five Star Bank Plaza, Suite 1300, Rochester, New York 14604, for design services for the Runway 4-22 Connector Taxiways Project at the Frederick Douglass-Greater Rochester International Airport in the amount of \$400,000, along with any amendments necessary to complete the project within the total capital fund(s) appropriation.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(1) (“maintenance or repair involving no substantial change in the existing structure or facility”) and (2) (“rehabilitation of a structure or facility, in kind, on the same site to meet new FAA Design Standards”) and is not subject to further review under the State Environmental Quality Review Act.

Funding for this contract, consistent with authorized uses, will be available in capital fund 2016 once the additional financing authorization requested herein is approved, and any other capital fund(s) created for the same intended purpose. The local funding for this project will ultimately be provided by the Monroe County Airport Authority from Airport generated revenues. 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 CHA Consulting, Inc., nor any of its principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firm are:

John Hensley, President, Infrastructure
Michael DeVoy, Senior Vice President

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

Sincerely,


Adam J. Bello
Monroe County Executive

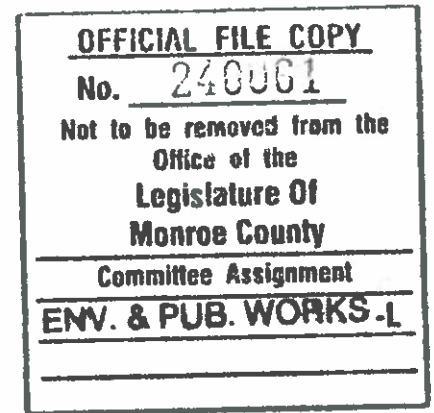


Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

February 9, 2024



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

Subject: Classification of Action and Determination of Significance Pursuant to the State Environmental Quality Review Act for the Airport Electrification and Carbon Emission Reduction Project at the Frederick Douglass-Greater Rochester International Airport

Honorable Legislators:

I recommend that Your Honorable Body determine whether the Airport Electrification and Carbon Emission Reduction Project at the Frederick Douglass-Greater Rochester International Airport may have a significant adverse impact on the environment pursuant to the State Environmental Quality Review Act ("SEQRA").

The project has been preliminarily classified as an Unlisted action. The SEQRA regulations found at 6 NYCRR Part 617 requires that no agency shall carry out or approve an Action until it has complied with the requirements of SEQRA.

The specific legislative actions required are:

1. Determine that the carbon emission reduction project at the Frederick Douglass-Greater Rochester International Airport is an Unlisted action.
2. Make a determination of significance regarding the carbon emission reduction project at the Frederick Douglass-Greater Rochester International Airport pursuant to 6 NYCRR § 617.7.
3. Authorize the County Executive, or his designee, to take such actions to comply with the requirements of the State Environmental Quality Review Act, including without limitation, the execution of documents and the filing, distribution and publication of the documents required under the State Environmental Quality Review Act, and any other actions to implement the intent of this resolution

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

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

Sincerely,

Adam J. Bello
Monroe County Executive

110 County Office Building • 39 West Main Street • Rochester, New York 14614

Short Environmental Assessment Form

Part 1 - Project Information

Instructions for Completing

Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information				
Name of Action or Project: Airport Electrification and Carbon Emission Reduction Project at the Frederick Douglass-Greater Rochester International Airport				
Project Location (describe, and attach a location map): 300 Freight Building Road, Rochester NY 14624				
Brief Description of Proposed Action: In the aviation industry, reducing emissions through new electric vehicle (EV) integration investments is a key focus-area for Airports. In conjunction with Governor Hochul's objectives to lower the carbon footprint of New York State's airports, the Frederick Douglass - Greater Rochester International Airport has recently won a NYS Grant that will enhance the current electrification program with the goal of transitioning away from fossil fuel-powered equipment and will help the airport reduce its carbon footprint. The Airport is exploring the addition of EV Vehicles and charging station to be located on Airport Property. The intent is to redevelop existing impervious area for the charging station; no new impervious area will be created.				
Name of Applicant or Sponsor: Monroe County		Telephone: 585-753-7109 E-Mail: michaelwall@monroecounty.gov		
Address: 39 West Main Street				
City/PO: Rochester		State: New York	Zip Code: 14614	
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			NO <input type="checkbox"/>	YES <input type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval: Monroe County Legislature, Monroe County Planning Board, and Monroe County Building Permit			NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>
3. a. Total acreage of the site of the proposed action?		_____ 0.03 acres		
b. Total acreage to be physically disturbed?		_____ 0.03 acres		
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?		_____ 1.12 acres		
4. Check all land uses that occur on, are adjoining or near the proposed action:				
5. <input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input checked="" type="checkbox"/> Industrial <input checked="" type="checkbox"/> Commercial <input type="checkbox"/> Residential (suburban)				
<input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input checked="" type="checkbox"/> Other(Specify): Freight Building Area				
<input type="checkbox"/> Parkland				


5. Is the proposed action,	NO	YES	N/A
a. A permitted use under the zoning regulations?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. Consistent with the adopted comprehensive plan?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels? b. Are public transportation services available at or near the site of the proposed action? c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	NO <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/>	YES <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: N/A _____ _____	NO <input type="checkbox"/>	YES <input type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____ _____	NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____ _____	NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>	
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places? b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	NO <input checked="" type="checkbox"/> <input type="checkbox"/>	YES <input type="checkbox"/> <input checked="" type="checkbox"/>	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency? b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ _____ _____	NO <input checked="" type="checkbox"/> <input checked="" type="checkbox"/>	YES <input type="checkbox"/> <input type="checkbox"/>	

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:		
<input type="checkbox"/> Shoreline <input type="checkbox"/> Forest <input type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional <input type="checkbox"/> Wetland <input checked="" type="checkbox"/> Urban <input type="checkbox"/> Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
16. Is the project site located in the 100-year flood plan?	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
17. Will the proposed action create storm water discharge, either from point or non-point sources?	NO	YES
If Yes,	<input checked="" type="checkbox"/>	<input type="checkbox"/>
a. Will storm water discharges flow to adjacent properties?	<input type="checkbox"/>	<input type="checkbox"/>
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?	<input type="checkbox"/>	<input type="checkbox"/>
If Yes, briefly describe:		

18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)?	NO	YES
If Yes, explain the purpose and size of the impoundment:	<input checked="" type="checkbox"/>	<input type="checkbox"/>

19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility?	NO	YES
If Yes, describe:	<input checked="" type="checkbox"/>	<input type="checkbox"/>

20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste?	NO	YES
If Yes, describe:	<input type="checkbox"/>	<input checked="" type="checkbox"/>

A search of the DEC's database indicated no open spills or environmental site remediation. If any contaminants are discovered, the Airport will coordinate with the DEC.		
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE		
Applicant/sponsor/name: <u>Monroe County (Frederick Douglass - GRIA)</u>		Date: <u>1/10/2024</u>
Signature: 		Title: <u>Airport Engineer</u>

PRINT FORM

Disclaimer: The EAF Mapper is a screening tool intended to assist project sponsors and reviewing agencies in preparing an environmental assessment form (EAF). Not all questions asked in the EAF are answered by the EAF Mapper. Additional information on any EAF question can be obtained by consulting the EAF Workbooks. Although the EAF Mapper provides the most up-to-date digital data available to DEC, you may also need to contact local or other data sources in order to obtain data not provided by the Mapper. Digital data is not a substitute for agency determinations.

Sources: Esri, HERE, Garmin, USGS, Intermap, INCREMENT P, NRCan, Esri Japan, METI, Esri China (Hong Kong), Esri Korea, Esri Thailand, NGCC, OpenStreetMap contributors, and the GIS User Community

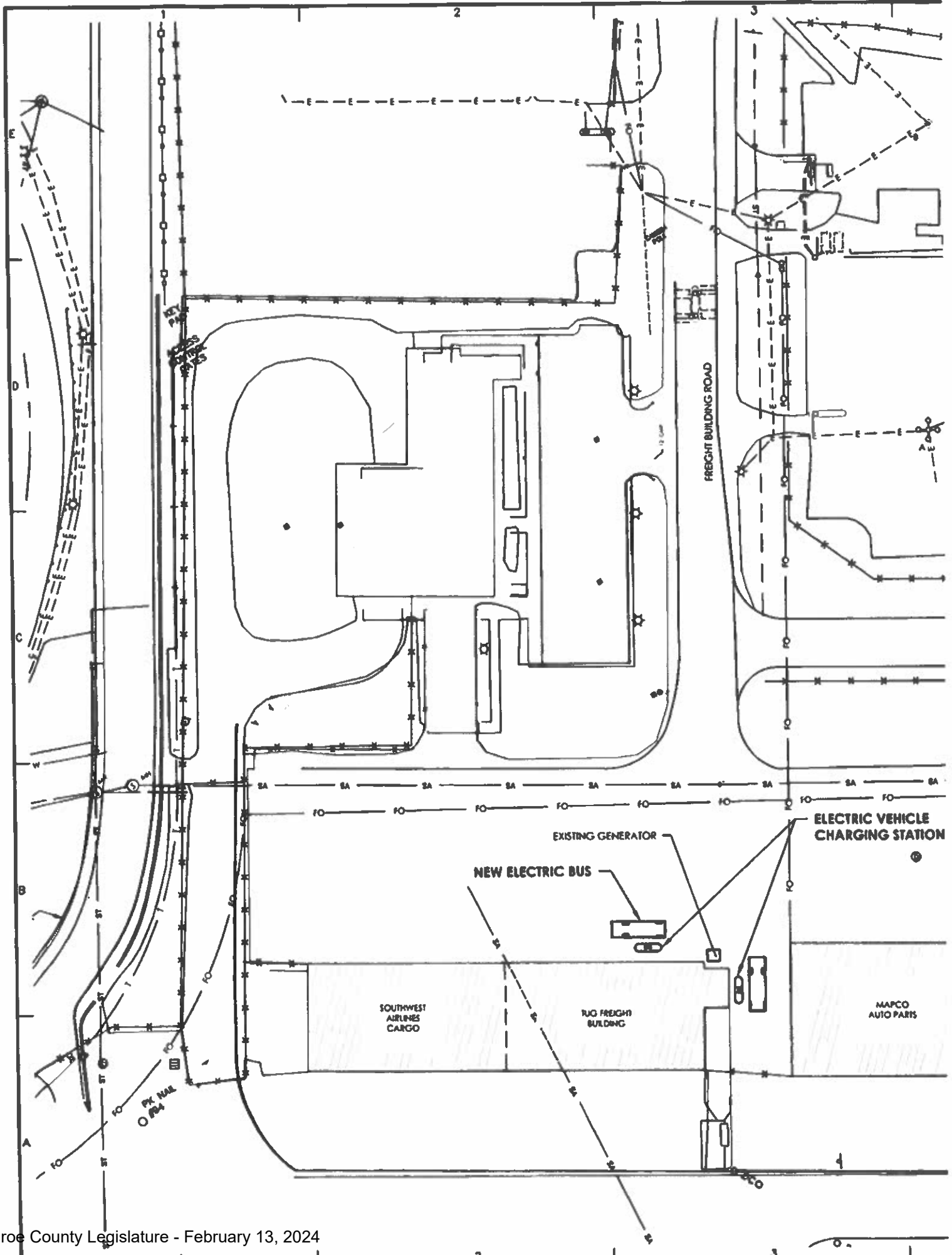
Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National or State Register of Historic Places or State Eligible Sites]	No
Part 1 / Question 12b [Archeological Sites]	Yes
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	No
Part 1 / Question 15 [Threatened or Endangered Animal]	No
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	Yes



Legend

Parcels

Notes



Project:	FD-GRIA Electrification Grant
Date:	1/10/2024

**Short Environmental Assessment Form
Part 2 - Impact Assessment**

Part 2 is to be completed by the Lead Agency.

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Will the proposed action result in a change in the use or intensity of use of land?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Will the proposed action impair the character or quality of the existing community?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
a. public / private water supplies?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. public / private wastewater treatment utilities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action create a hazard to environmental resources or human health?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**Short Environmental Assessment Form
 Part 3 Determination of Significance**

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

The proposed action is authorizing a Grant Agreement with New York State for Aid Relating to the Airport Electrification and Carbon Emission Reduction Project at the Frederick Douglass-Greater Rochester International Airport. The Airport intends to install a EV charging station and purchase an EV Vehicle.

The Part 1 of the EAF indicates the site contains or is near the following: archaeological resources and remediation. No archaeological resources or remediation will be affected by use of the land as no significant development is anticipated. Archaeological resources are also removed from the site. The nearest documented archaeological sensitive area is Genesee Valley Park which is approximately 1.0 miles removed from this site on the east side of the Genesee River. Two mapped remediation sites exist within 1.2 miles to this site (1180 and 1190 Scottsville Road), but are not adjoining the parcel and will not be impacted by this action.

For the above reasons the above action will not result in any significant adverse environmental impacts.

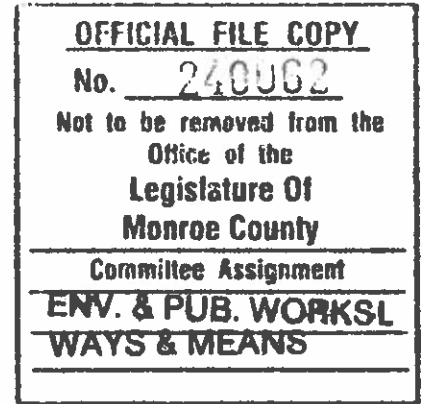
<input type="checkbox"/>	Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.
<input checked="" type="checkbox"/>	Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.
Monroe County	
Name of Lead Agency	Date
Adam J. Bello	County Executive
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive



February 9, 2024

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

Subject: Amend the 2024-2029 Capital Improvement Program and the 2024 Capital Budget to Add a Project Entitled "Airport Electrification and Carbon Emission Reduction Project" at the Frederick Douglass-Greater Rochester International Airport; Authorize Financing for the Project; and Authorize a Grant Agreement with New York State for Aid Relating to the Project

Honorable Legislators:

I recommend that Your Honorable Body amend the 2024-2029 Capital Improvement Program and the 2024 Capital Budget to add a project entitled "Airport Electrification and Carbon Emission Reduction Project" at the Frederick Douglass-Greater Rochester International Airport in the amount of \$1,600,000; authorize financing for the project in the amount of \$1,600,000; and authorize a grant agreement with New York State for aid relating to the project.

In the aviation industry, reducing emissions through new electric vehicle (EV) integration investments is a key focus-area for airports. In conjunction with Governor Hochul's objectives to lower the carbon footprint of New York State's airports, the Frederick Douglass - Greater Rochester International Airport has recently won a NYS Grant that will enhance the current electrification program with the goal of transitioning away from fossil fuel-powered equipment and will help the airport reduce its carbon footprint.

This project will be funded by a State grant of 69% and a local share of 31%.

New York State requires a formal resolution by Your Honorable Body to release the State Aid monies to Monroe County for this project. The project is associated with the 2022 Aviation Capital Grant Program as follows:

Airport Electrification and Carbon Emission Reduction Project at the Frederick Douglass - Greater Rochester International Airport. (State Project PIN 4A08.96):

Table with 2 columns: Share Type and Amount. Rows: State Share (69%) \$1,098,090; Local Share (31%) \$ 501,910; Total \$1,600,000

The project is scheduled to be considered by the Monroe County Planning Board on February 29, 2024.


The specific legislative actions required are:

1. Amend the 2024-2029 Capital Improvement Program to add a project entitled "Airport Electrification and Carbon Emission Reduction Project" in the amount of \$1,600,000.
2. Amend the 2024 Capital Budget to add the project "Airport Electrification and Carbon Emission Reduction Project" in the amount of \$1,600,000.
3. Authorize financing for the project entitled "Airport Electrification and Carbon Emission Reduction Project" in the amount of \$1,600,000.
4. Authorize the County Executive, or his designee, to execute a grant agreement, and any amendments thereto, with the State of New York to accept financial assistance for the "Airport Electrification and Carbon Emission Reduction Project" at the Frederick Douglass - Greater Rochester International Airport.
5. Authorize the County Executive, or his designee, to execute a grant agreement, and any amendments thereto, additional New York State Department of Transportation resolutions and documentation, with and/or for the State of New York to accept financial assistance for the Airport Electrification and Carbon Emission Reduction Project at the Frederick Douglass-Greater Rochester International Airport.

The provisions of the New York State Environmental Quality Review Act shall be complied with prior to Your Honorable Body undertaking, funding, or approving this action requested in this referral.

Funding for this project, consistent with authorized uses, will be available in the capital fund to be created and any other capital fund(s) created for the same intended purpose. No additional net County support is required in the current Monroe County budget. The local funding for this project will ultimately be provided by the Monroe County Airport Authority from Airport generated revenues.

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

Sincerely,


Adam J. Bello
Monroe County Executive

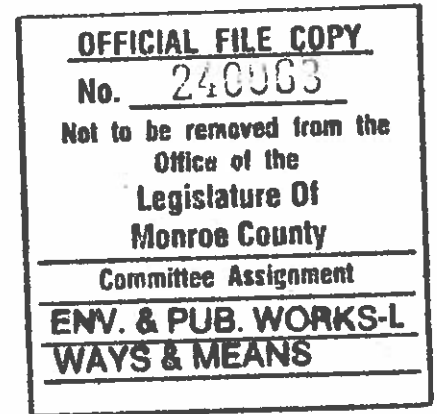


Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

February 9, 2024



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

Subject: Amend the 2024-2029 Capital Improvement Program and 2024 Capital Budget to Add a Project Entitled “Acquire/Replace Rescue Firefighting Safety Vehicle (R3)” at the Frederick Douglass-Greater Rochester International Airport; Authorize Financing for the Project; and Authorize a Contract with C&S Engineers, Inc. for Design Services for the Project

Honorable Legislators:

I recommend that Your Honorable Body amend the 2024-2029 Capital Improvement Program and 2024 Capital Budget to add a project entitled “Acquire/Replace Rescue Firefighting Safety Vehicle (R3)” at the Frederick Douglass- Greater Rochester International Airport in the amount of \$1,500,000; authorize financing for the project in the amount of \$1,500,000; and authorize a contract with C&S Engineers, Inc. in the amount of \$28,300 for design services for the project.

The current R3 vehicle is an Oshkosh Striker that was purchased in 2006. Per the FAA Guidelines, ARFF vehicles typically have a 15 year useful service life and R3, though properly maintained, has aged-out. The Airport is working with the FAA to secure a Grant in 2024 for the replacement of R3. The replacement of the vehicle and equipment will be primarily funded by the FAA.

C & S Engineers, Inc. will provide required professional engineering and grant management services, as requested, to assist the Airport in the acquisition of the ARFF vehicle and associated equipment at the Frederick Douglass-Greater Rochester International Airport. The equipment procurement shall be in accordance with the FAA Airport Improvement Program Handbook as well as FAA Advisory Circular 150/5220-10E, “Guide Specification for Aircraft Rescue and Fire Fighting (ARFF) Vehicles”.

Upon approval of the grant, this project will be funded by the Federal Aviation Administration at 90%, a New York State Department of Transportation grant at 5%, and a local share at 5%.

The Department of Aviation recommends authorization of a contract with C&S Engineers, Inc., a designated airport consultant per Resolution 365 of 2023, to provide design services for the Acquire/Replace Rescue Firefighting Safety Vehicle (R3) Project in the amount of \$28,300.

The project is scheduled to be considered by the Monroe County Planning Board on February 29, 2024.

The specific legislative actions required are:

1. Amend the 2024-2029 Capital Improvement Program to add a project entitled “Acquire/Replace Rescue Firefighting Safety Vehicle (R3) in the amount of \$1,500,000.
2. Amend the 2024 Capital Budget to add a project entitled “Acquire/Replace Rescue Firefighting Safety Vehicle (R3) in the amount of \$1,500,000.
3. Authorize financing for the project entitled “Acquire/Replace Rescue Firefighting Safety Vehicle (R3)” in the amount of \$1,500,000.
4. Authorize the County Executive, or his designee, to execute a contract with C&S Engineers, Inc., 100 S. Clinton Avenue, Suite 2700, Rochester, New York 14604, for design services for the Acquire/Replace Rescue Firefighting Safety Vehicle (R3) Project at the Frederick Douglass-Greater Rochester International Airport in the amount of \$28,300, along with any amendments necessary to complete the project within the total capital fund(s) appropriation.

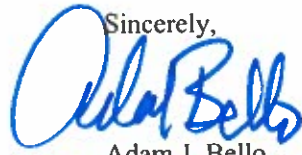
This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(31) (“purchase or sale of furnishings, equipment or supplies, including surplus government property, other than the following: land, radioactive material, pesticides, herbicides, or other hazardous materials”) and is not subject to review under the State Environmental Quality Review Act.

Funding for this contract, consistent with authorized uses, will be included in the capital fund to be created and any other capital fund(s) created for the same intended purpose. The local funding for this project will ultimately be provided by the Monroe County Airport Authority from Airport generated revenues. 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 C&S Engineers, Inc., nor any of its principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firm are:

Michael Hotaling, Chief Executive Officer
John Camp, Chief Operations Officer
Aileen Maguire Meyer, President

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

Sincerely,

Adam J. Bello
Monroe County Executive



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

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Committee Assignment
INTRGOV REL -L
PUBLIC SAFETY

February 9, 2024

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

Subject: Authorize an Intermunicipal Agreement with the City of Rochester for Services Related to Uniform Code Enforcement

Honorable Legislators:

I recommend that Your Honorable Body authorize an intermunicipal agreement with the City of Rochester ("City") for services related to Uniform Code Enforcement.

Pursuant to Section 370-19 of Local Law 1 of 2024, Your Honorable Body may, by resolution, authorize an agreement with other governments to administer and enforce the Uniform Code. Under the intermunicipal agreement, the City would issue certain permits for buildings, facilities, and structures under the care, custody, control, and maintenance of Monroe County but located within the corporate boundaries of the City of Rochester. Such permits would include, but may not be limited to, permits issued pursuant to Chapter 31 of the Fire Code of New York State (Tents, Temporary Special Event Structures, and Other Membrane Structures) and Chapter 56 of the Fire Code of New York State (Explosives and Fireworks).

The specific legislative action required is to authorize the County Executive, or his designee, to execute an intermunicipal agreement, and any amendments thereto, with the City of Rochester for services related to Uniform Code Enforcement.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and (33) ("adoption of regulations, policies, procedures and local legislative decisions in connection with any action on this list") and is not subject to further review under the State Environmental Quality Review Act.

This intermunicipal agreement will have no effect on the revenues or expenditures of the current Monroe County budget.

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

Sincerely
Adam J. Bello
Monroe County Executive

AJB/db



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

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Committee Assignment
INTRGOV REL -L
PUBLIC SAFETY
WAYS & MEANS

February 9, 2024

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

Subject: Authorize an Intermunicipal Agreement with the City of Rochester for Traffic Control Services at Innovative Field

Honorable Legislators:

I recommend that Your Honorable Body authorize an intermunicipal agreement with the City of Rochester for the Rochester Police Department to provide traffic control services for regular and post-season Red Wings baseball games at Innovative Field during the 2024 season at the rate of \$107 per hour for each Police Officer, in an amount not to exceed \$225,000 for the period of April 1, 2024 through October 1, 2024.

The specific legislative action required is to authorize the County Executive, or his designee, to execute an intermunicipal agreement, and any amendments thereto, with the City of Rochester for the Rochester Police Department to provide traffic control services for regular and post-season games at Innovative Field during the 2024 baseball season at a rate of \$107 per hour for each Police Officer, in an amount not to exceed \$225,000 for the period of April 1, 2024 through October 1, 2024.

This referral is a Type II Action pursuant to 6 NYCRR 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Review Act.

Funding for this agreement is included in the 2024 operating budget of the Department of Finance-Unallocated, general fund 9001, funds center 1209060600, Baseball Field. 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,
[Signature]

Adam J. Bello
Monroe County Executive



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

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No. <u>240066</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
PLAN & EC DEV -L
WAYS & MEANS

February 9, 2024

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

Subject: Approve a Public Employees Blanket Bond for the Genesee/Finger Lakes Regional Planning Council

Honorable Legislators:

I recommend that Your Honorable Body approve the Public Employees Blanket Bond as the official undertaking of the Genesee/Finger Lakes Regional Planning Council ("G/FLRPC").

Monroe County has appropriated the sum of \$34,636.35 as its share of the 2024 operating funds of the G/FLRPC. I am requesting authorization to make the annual contribution in a concurrently submitted referral. Pursuant to Section 119-00 of the General Municipal Law of the State of New York, Monroe County is authorized to provide for the payment of such appropriations to an officer of the agency designated by the agency to receive such monies provided that such officer shall have executed an official undertaking approved by the County Legislature. The G/FLRPC has designated Rich Sutherland, Executive Director of the Council, as the officer to receive payments of such monies. G/FLRPC has secured a Public Employees Blanket Bond, issued by National Grange Mutual Insurance Company, providing faithful performance blanket bond coverage for officers and employees of the G/FLRPC in the amount of \$500,000. Monroe County must approve such blanket bond as the official undertaking of G/FLRPC.

The specific legislative action required is to approve the Public Employees Blanket Bond for the Genesee/Finger Lakes Regional Planning Council required pursuant to Section 119-00 of the General Municipal Law of the State of New York.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act..

This Public Employees Blanket Bond will have no impact on the revenues or expenditures of the current Monroe County budget.

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

Sincerely,

Adam J. Bello
Monroe County Executive

110 County Office Building • 39 West Main Street • Rochester, New York 14614



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

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Committee Assignment
PLAN & EC DEV -L
WAYS & MEANS

February 9, 2024

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

Subject: Authorize the Annual Contribution to the Genesee/Finger Lakes Regional Planning Council

Honorable Legislators:

I recommend that Your Honorable Body authorize Monroe County's 2024 annual contribution to the Genesee/Finger Lakes Regional Planning Council ("G/FLRPC") in the amount of \$34,636.35. This annual contribution is Monroe County's share of the G/FLRPC's operating budget and is based on a formula in the Operating Agreement, which specifies the contribution of each of the nine member counties according to population.

The member counties of the G/FLRPC agree each year on an operating budget for the G/FLRPC. The budget is funded from the county contributions and supplemented with grants for such activities as water resources planning, demographic analysis, economic development coordination, and other special projects. This is the fifty-third year the County has contributed to G/FLRPC. This year's contribution is the same amount as last year.

The specific legislative action required is to authorize the payment of Monroe County's 2024 contribution to the Genesee/Finger Lakes Regional Planning Council in the amount of \$34,636.35.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

Funding for this contribution is included in the 2024 operating budget of the Planning and Development Department, fund 9001, funds center 1402040000, Genesee/Finger Lakes Regional Planning Council. No additional net County support is required in the current Monroe County budget.

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

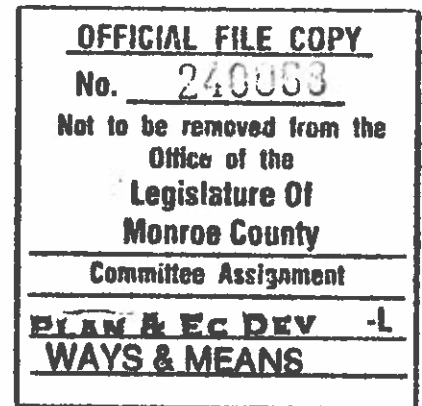
Sincerely,
Adam J. Bello
Monroe County Executive



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive



February 9, 2024

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

Subject: Acceptance of a Grant from the Genesee Transportation Council for a Land Use Monitoring Report Project

Honorable Legislators:

I recommend that Your Honorable Body accept a grant from the Genesee Transportation Council in the amount of \$15,000 for a Land Use Monitoring Report project for the period of April 1, 2024 through March 31, 2025.

The purpose of this grant is to enable the County to prepare a report on changes in land use in Monroe County and projections of future land use. The information will be used by the Genesee Transportation Council to prepare updated estimates and projections of highway traffic using a computer model. This information will also be of use to the Department of Planning and Development in assessing changes and trends in land use during the year and reviewing County activities relating to land use and economic development. This is the thirty-second consecutive year Monroe County has received this grant. This year's funding represents the same amount as last year.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to accept a \$15,000 grant from, and to execute a contract and any amendments thereto with, the Genesee Transportation Council for a Land Use Project for the period of April 1, 2024 through March 31, 2025.
2. Authorize the County Executive to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, to make any necessary funding modifications within the grant guidelines to meet contractual commitments, and to enter into any amendments to extend the time period of the grant.

3. Should funding for this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law, and when applicable, the terms of any labor agreement affecting such positions.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(24) (“information collection including basic data collection and research, water quality and pollution studies, traffic counts, engineering studies, surveys, subsurface investigations and soils studies that do not commit the agency to undertake, fund or approve any Type I or Unlisted action”) and (26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”) and is not subject to further review under the State Environmental Quality Review Act.

Funding for this grant is included in the 2024 operating budget of the Department of Planning and Development, general fund 9001, funds center 1401010000, Planning Services.

This project is 90% funded by the Genesee Transportation Council with an in-kind match of 10% support from staff of the Department of Planning and Development. No additional net County support is required in the current Monroe County budget.

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

Sincerely,


Adam J. Bello
Monroe County Executive



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

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Committee Assignment	
HUMAN SERVICES	-L
WAYS & MEANS	

February 9, 2024

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

Subject: Amend Resolution 352 of 2021, as Amended by Resolution 219 of 2022, to Extend the Time Period for Support of the Monroe County Nurse Family Partnership Program

Honorable Legislators:

I recommend that Your Honorable Body amend Resolution 352 of 2021, as amended by Resolution 219 of 2022, to extend the time period of a grant from the New York State Department of Health to support the Monroe County Nurse-Family Partnership Program ("NFP") through September 30 2024.

By Resolution 352 of 2021, Your Honorable Body authorized the acceptance of two grants from the New York State Department of Health for the Monroe County Nurse Family Partnership Program. The Monroe County Department of Public Health has requested and been granted additional time from the New York State Department of Health to spend the funds of the second grant that was awarded in an amount not to exceed \$281,134 to continue to support the program and to cover anticipated health record data integration expenses.

The specific legislative actions required are:

1. Amend Resolution 352 of 2021, as Amended by Resolution 219 of 2022, to extend the time period of a grant from the New York State Department of Health to support the Monroe County Nurse-Family Partnership Program through September 30 2024.
2. Authorize the County Executive to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, to make any necessary funding modifications within the grant guidelines to meet contractual commitments, and to enter into any amendments to extend the time period of the grant.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”) and is not subject to further review under the State Environmental Quality Review Act.

This grant is 100% funded by the New York State Department of Health. No net County support is required in the current Monroe County budget.

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

Sincerely,


Adam J. Bello
Monroe County Executive

AJB:db



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

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HUMAN SERVICES	-L
PUBLIC SAFETY	
WAYS & MEANS	

February 9, 2024

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

Subject: Acceptance of a Grant from the New York State Division of Criminal Justice Services for the Paul Coverdell Forensic Science Improvement Program (Office of the Medical Examiner's Forensic Toxicology Laboratory)

Honorable Legislators:

I recommend that Your Honorable Body accept a grant from the New York State Division of Criminal Justice Services in the amount of \$57,433 for the Paul Coverdell Forensic Science Improvement Program (Office of the Medical Examiner's Forensic Toxicology Laboratory) for the period of October 1, 2023 through December 31, 2024.

The purpose of this grant is to improve forensic science services in the Monroe County Office of the Medical Examiner's Forensic Toxicology Laboratory. This program provides postmortem forensic toxicology services to aid in the determination of cause and manner of deaths and toxicology services to aid in the evaluation of cases of driving under the influence of drugs and/or alcohol and drug-facilitated sexual assault. The funds will be used to maintain the Laboratory's accreditation, train staff, increase the analytical capacity of the Laboratory, and purchase supplies needed to minimize testing downtimes. This will be the twenty-first year the County has received this grant. This year's funding represents an increase of \$2,777 from last year. This funding varies annually and is dependent on the total amount of federal funds available and the number of forensic laboratories in New York State eligible to receive funds.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to accept a \$57,433 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services for the Paul Coverdell Forensic Science Improvement Program (Office of the Medical Examiner's Forensic Toxicology Laboratory) for the period of October 1, 2023 through December 31, 2024.

2. Authorize the County Executive to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, to make any necessary funding modifications within the grant guidelines to meet contractual commitments, and to enter into any amendments to extend the time period of the grant.
3. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”) and (31) (“purchase or sale of furnishings, equipment or supplies, including surplus government property, other than the following: land, radioactive material, pesticides, herbicides, or other hazardous materials”) and is not subject to further review under the State Environmental Quality Review Act.

Funding for this grant is included in the 2024 operating budget of the Department of Public Health, general fund 9001, funds center 5804020200, Forensic Laboratory.

This grant is 100% funded by the New York State Division of Criminal Justice Services. No net County support is required in the current Monroe County budget.

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

Sincerely,



Adam J. Bello
Monroe County Executive

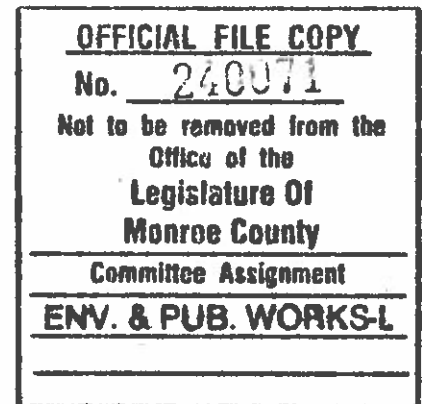
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Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive



February 9, 2024

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

Subject: Designation to Serve as Lead Agency, Classification of Action, and Determination of Significance Pursuant to the State Environmental Quality Review Act for Capacity Improvements, Multi-Use Trail, and Pedestrian Accommodations for the East River Road Project in the Town of Henrietta

Honorable Legislators:

I recommend that Your Honorable Body determine whether the capacity improvements, multi-use trail, and pedestrian accommodations for the East River Road Project in the Town of Henrietta (the "East River Road Project") may have a significant adverse impact on the environment pursuant to the State Environmental Quality Review Act ("SEQRA").

The East River Road Project involves rehabilitation of East River Road from the I-90 overpass to Ward Road in the Town of Henrietta. The work includes: widening of portions of the roadway to accommodate wider shoulders, two-way left turn lanes, and/or dedicated right and left turn only lanes, milling and resurfacing of existing pavement, drainage installation, traffic signal replacements, and multi-use trail construction. The County will also acquire easements for the Project, as well as enter into intermunicipal agreements with the Town of Henrietta to allow the Town to reimburse the County for its share of all costs relating to the capacity improvements, multi-use trail, and pedestrian accommodations. The Town's share of the costs is estimated at \$3,600,000 of the project's total anticipated construction cost. The total estimated project cost is \$11,165,280. The current schedule is to start work in Spring 2024 with an anticipated completion by Fall 2025.

The specific legislative action required are:

1. Designate Monroe County as Lead Agency for a coordinated review of the East River Road Project.
2. Determine that the East River Road Project in the Town of Henrietta is an Unlisted action.
3. Make a determination of significance regarding the East River Road Project pursuant to 6 NYCRR 617.7.

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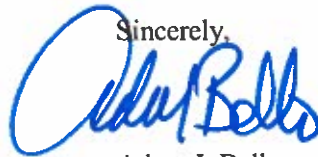
Monroe County Legislature, February 13, 2024
(585) 755-1000 • Fax: (585) 755-4014 • www.monroecounty.gov • e-mail: countyexecutive@monroecounty.gov

4. Authorize the County Executive, or his designee, to take such actions to comply with the requirements of the State Environmental Quality Review Act, including without limitation, the execution of documents and the filing, distribution and publication of the documents required under the State Environmental Quality Review Act, and any other actions to implement the intent of this resolution.

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

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

Sincerely,



Adam J. Bello
Monroe County Executive

**Full Environmental Assessment Form
Part 1 - Project and Setting**

Instructions for Completing Part 1

Part 1 is to be completed by the applicant or project sponsor. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification.

Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information; indicate whether missing information does not exist, or is not reasonably available to the sponsor; and, when possible, generally describe work or studies which would be necessary to update or fully develop that information.

Applicants/sponsors must complete all items in Sections A & B. In Sections C, D & E, most items contain an initial question that must be answered either “Yes” or “No”. If the answer to the initial question is “Yes”, complete the sub-questions that follow. If the answer to the initial question is “No”, proceed to the next question. Section F allows the project sponsor to identify and attach any additional information. Section G requires the name and signature of the applicant or project sponsor to verify that the information contained in Part 1 is accurate and complete.

A. Project and Applicant/Sponsor Information.

Name of Action or Project: East River Road Rehabilitation		
Project Location (describe, and attach a general location map): East River Road, from I-90 to Ward Rd, Town of Henrietta, NY		
Brief Description of Proposed Action (include purpose or need): The project proposes to construct a multi-use trail, improve pedestrian accommodations, and make highway capacity improvements along a portion of East River Road, and property acquisition related to these improvements. The project objectives include extending the service life of the pavement structure, improving surface and subsurface drainage, installation of new closed drainage, replacement of traffic signals, roadway widening, construction of new turning lanes, geometric improvements to meet current standards, improving the shoulder area for all users, providing preventative maintenance of existing culverts to extend their service life (as needed), replacement of an existing culvert to restore the structural integrity and safety of the crossing, achieving Level of Service (LOS) D or better for intersections; LOS E or better for individual movements for ETC+20 (2045) at signalized intersections, according to the NYS Department of Transportation (NYSDOT) Highway Design Manual, and improving/adding pedestrian and bicycle accommodations in accordance with Monroe County Complete Street Checklist.		
Name of Applicant/Sponsor: Monroe County Department of Transportation - Thomas Frys, Director of Transportation		Telephone: 585-753-7720
		E-Mail: tfrys@monroecounty.gov
Address: 50 West Main Street, Suite 6100		
City/PO: Rochester	State: NY	Zip Code: 14614
Project Contact (if not same as sponsor; give name and title/role): Jonathan Walczak, Barton & Loguidice, DPC		Telephone: 585-325-7190
		E-Mail: jwalczak@bartonandloguidice.com
Address: 11 Centre Park, Suite 203		
City/PO: Rochester	State: NY	Zip Code: 14614
Property Owner (if not same as sponsor):		Telephone:
		E-Mail:
Address:		
City/PO:	State:	Zip Code:

B. Government Approvals

B. Government Approvals, Funding, or Sponsorship. ("Funding" includes grants, loans, tax relief, and any other forms of financial assistance.)		
Government Entity	If Yes: Identify Agency and Approval(s) Required	Application Date (Actual or projected)
a. City Council, Town Board, <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No or Village Board of Trustees	Town of Henrietta	
b. City, Town or Village Planning Board or Commission <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
c. City, Town or Village Zoning Board of Appeals <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
d. Other local agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
e. County agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Monroe County	
f. Regional agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
g. State agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	NYSDEC- permits, NYSDOT/DASNY - Funding NYSTA - U&O Permit	8/10/2023 (NYSDEC)
h. Federal agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	US Army Corps of Engineers - permits	8/10/2023
i. Coastal Resources. <ul style="list-style-type: none"> i. Is the project site within a Coastal Area, or the waterfront area of a Designated Inland Waterway? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No ii. Is the project site located in a community with an approved Local Waterfront Revitalization Program? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No iii. Is the project site within a Coastal Erosion Hazard Area? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No 		

C. Planning and Zoning

C.1. Planning and zoning actions.	
Will administrative or legislative adoption, or amendment of a plan, local law, ordinance, rule or regulation be the only approval(s) which must be granted to enable the proposed action to proceed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <ul style="list-style-type: none"> • If Yes, complete sections C, F and G. • If No, proceed to question C.2 and complete all remaining sections and questions in Part I 	
C.2. Adopted land use plans.	
a. Do any municipally- adopted (city, town, village or county) comprehensive land use plan(s) include the site where the proposed action would be located? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If Yes, does the comprehensive plan include specific recommendations for the site where the proposed action would be located? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
b. Is the site of the proposed action within any local or regional special planning district (for example: Greenway; Brownfield Opportunity Area (BOA); designated State or Federal heritage area; watershed management plan; or other?) <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If Yes, identify the plan(s): <u>NYS Heritage Areas: West Erie Canal Corridor</u>	
c. Is the proposed action located wholly or partially within an area listed in an adopted municipal open space plan, or an adopted municipal farmland protection plan? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If Yes, identify the plan(s): <u>Agricultural Development and Farmland Protection Plan - Town of Henrietta</u>	

C.3. Zoning

a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance. Yes No
 If Yes, what is the zoning classification(s) including any applicable overlay district?
Work is proposed within Monroe County right-of-way along East River Road; adjacent parcels are zoned residential and industrial

b. Is the use permitted or allowed by a special or conditional use permit? Yes No

c. Is a zoning change requested as part of the proposed action? Yes No
 If Yes,
 i. What is the proposed new zoning for the site? _____

C.4. Existing community services.

a. In what school district is the project site located? Rush - Henrietta Central School District

b. What police or other public protection forces serve the project site?
Monroe County Sheriff's Office, NYS Police

c. Which fire protection and emergency medical services serve the project site?
Henrietta Fire District

d. What parks serve the project site?
N/A

D. Project Details

D.1. Proposed and Potential Development

a. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if mixed, include all components)? Rehabilitation of a public roadway

b. a. Total acreage of the site of the proposed action? _____ 26.4 acres
 b. Total acreage to be physically disturbed? _____ 9.4 acres
 c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ 26.4 acres

c. Is the proposed action an expansion of an existing project or use? Yes No
 i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, miles, housing units, square feet)? % _____ Units: 1.65 Acres

d. Is the proposed action a subdivision, or does it include a subdivision? Yes No
 If Yes,
 i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types)

 ii. Is a cluster/conservation layout proposed? Yes No
 iii. Number of lots proposed? _____
 iv. Minimum and maximum proposed lot sizes? Minimum _____ Maximum _____

e. Will the proposed action be constructed in multiple phases? Yes No
 i. If No, anticipated period of construction: _____ 15 months
 ii. If Yes:
 • Total number of phases anticipated _____
 • Anticipated commencement date of phase I (including demolition) _____ month _____ year
 • Anticipated completion date of final phase _____ month _____ year
 • Generally describe connections or relationships among phases, including any contingencies where progress of one phase may determine timing or duration of future phases: _____

f. Does the project include new residential uses? Yes No
 If Yes, show numbers of units proposed.

	<u>One Family</u>	<u>Two Family</u>	<u>Three Family</u>	<u>Multiple Family (four or more)</u>
Initial Phase	_____	_____	_____	_____
At completion	_____	_____	_____	_____
of all phases	_____	_____	_____	_____

g. Does the proposed action include new non-residential construction (including expansions)? Yes No
 If Yes,

i. Total number of structures _____
 ii. Dimensions (in feet) of largest proposed structure: _____ height; _____ width; and _____ length
 iii. Approximate extent of building space to be heated or cooled: _____ square feet

h. Does the proposed action include construction or other activities that will result in the impoundment of any liquids, such as creation of a water supply, reservoir, pond, lake, waste lagoon or other storage? Yes No
 If Yes,

i. Purpose of the impoundment: _____
 ii. If a water impoundment, the principal source of the water: Ground water Surface water streams Other specify: _____
 iii. If other than water, identify the type of impounded/contained liquids and their source. _____
 iv. Approximate size of the proposed impoundment. Volume: _____ million gallons; surface area: _____ acres
 v. Dimensions of the proposed dam or impounding structure: _____ height; _____ length
 vi. Construction method/materials for the proposed dam or impounding structure (e.g., earth fill, rock, wood, concrete): _____

D.2. Project Operations

a. Does the proposed action include any excavation, mining, or dredging, during construction, operations, or both? Yes No
 (Not including general site preparation, grading or installation of utilities or foundations where all excavated materials will remain onsite)
 If Yes:

i. What is the purpose of the excavation or dredging? Roadway construction and rehabilitation, installation of culverts and drainage pipes, path
 ii. How much material (including rock, earth, sediments, etc.) is proposed to be removed from the site?
 • Volume (specify tons or cubic yards): 17,500 Cubic Yards
 • Over what duration of time? 15 months
 iii. Describe nature and characteristics of materials to be excavated or dredged, and plans to use, manage or dispose of them.
Asphalt pavement and earth. The material will become property of the contractor to be disposed of at a waste site approved by the County
 iv. Will there be onsite dewatering or processing of excavated materials? Yes No
 If yes, describe. _____
 v. What is the total area to be dredged or excavated? _____ 9.4 acres
 vi. What is the maximum area to be worked at any one time? _____ 5 acres
 vii. What would be the maximum depth of excavation or dredging? _____ 6 feet
 viii. Will the excavation require blasting? Yes No
 ix. Summarize site reclamation goals and plan: _____
The excavated areas will be graded and turf established outside of paved limits, in accordance with the project's SPDES permit for construction activities.

b. Would the proposed action cause or result in alteration of, increase or decrease in size of, or encroachment into any existing wetland, waterbody, shoreline, beach or adjacent area? Yes No
 If Yes:

i. Identify the wetland or waterbody which would be affected (by name, water index number, wetland map number or geographic description): Work is proposed at the culverted crossing of Tributary 1 of Red Creek and Tributary 22 of the Genesee River (two locations). Most of the work will result in temporary impacts, but minor permanent impacts from stone fill and concrete patching are anticipated at two of the stream crossing locations. Permanent & temporary impacts to wetlands and buffers from the roadway widening will also occur.

ii. Describe how the proposed action would affect that waterbody or wetland, e.g. excavation, fill, placement of structures, or alteration of channels, banks and shorelines. Indicate extent of activities, alterations and additions in square feet or acres:
Tributary 1 of Red Creek: temporary construction impacts and permanent impacts from stone fill and concrete patching (56 sq ft).
Tributary 22 of Genesee R: temporary construction impacts and 2 CY of permanent excavation/fill impacts at one crossing.
Wetlands project-wide: 3,947 sq ft permanent impacts, 1,574 sq ft temporary impacts; 190,013 sq ft state wetland buffer permanent impacts

iii. Will the proposed action cause or result in disturbance to bottom sediments? Yes No

If Yes, describe: within existing culverted stream footprints - installation of native stream bed material will be completed

iv. Will the proposed action cause or result in the destruction or removal of aquatic vegetation? Yes No

If Yes:

- acres of aquatic vegetation proposed to be removed: _____
- expected acreage of aquatic vegetation remaining after project completion: _____
- purpose of proposed removal (e.g. beach clearing, invasive species control, boat access): _____
- proposed method of plant removal: _____
- if chemical/herbicide treatment will be used, specify product(s): _____

v. Describe any proposed reclamation/mitigation following disturbance: _____

Disturbed areas within the ROW will be seeded to stabilize and re-vegetate. This will include temporarily impacted wetland areas.

c. Will the proposed action use, or create a new demand for water? Yes No

If Yes:

i. Total anticipated water usage/demand per day: _____ gallons/day

ii. Will the proposed action obtain water from an existing public water supply? Yes No

If Yes:

- Name of district or service area: _____
- Does the existing public water supply have capacity to serve the proposal? Yes No
- Is the project site in the existing district? Yes No
- Is expansion of the district needed? Yes No
- Do existing lines serve the project site? Yes No

iii. Will line extension within an existing district be necessary to supply the project? Yes No

If Yes:

- Describe extensions or capacity expansions proposed to serve this project: _____
- Source(s) of supply for the district: _____

iv. Is a new water supply district or service area proposed to be formed to serve the project site? Yes No

If, Yes:

- Applicant/sponsor for new district: _____
- Date application submitted or anticipated: _____
- Proposed source(s) of supply for new district: _____

v. If a public water supply will not be used, describe plans to provide water supply for the project: _____

vi. If water supply will be from wells (public or private), what is the maximum pumping capacity: _____ gallons/minute.

d. Will the proposed action generate liquid wastes? Yes No

If Yes:

i. Total anticipated liquid waste generation per day: _____ gallons/day

ii. Nature of liquid wastes to be generated (e.g., sanitary wastewater, industrial; if combination, describe all components and approximate volumes or proportions of each): _____

iii. Will the proposed action use any existing public wastewater treatment facilities? Yes No

If Yes:

- Name of wastewater treatment plant to be used: _____
- Name of district: _____
- Does the existing wastewater treatment plant have capacity to serve the project? Yes No
- Is the project site in the existing district? Yes No
- Is expansion of the district needed? Yes No

Yes No
 Yes No
 If Yes:

- Describe extensions or capacity expansions proposed to serve this project: _____

iv. Will a new wastewater (sewage) treatment district be formed to serve the project site? Yes No
 If Yes:

- Applicant/sponsor for new district: _____
- Date application submitted or anticipated: _____
- What is the receiving water for the wastewater discharge? _____

v. If public facilities will not be used, describe plans to provide wastewater treatment for the project, including specifying proposed receiving water (name and classification if surface discharge or describe subsurface disposal plans):

vi. Describe any plans or designs to capture, recycle or reuse liquid waste: _____

e. Will the proposed action disturb more than one acre and create stormwater runoff, either from new point sources (i.e. ditches, pipes, swales, curbs, gutters or other concentrated flows of stormwater) or non-point source (i.e. sheet flow) during construction or post construction? Yes No
 If Yes:

- i. How much impervious surface will the project create in relation to total size of project parcel?
 _____ Square feet or 1.65 acres (impervious surface)
 _____ Square feet or 26.4 acres (parcel size)
- ii. Describe types of new point sources. Closed drainage pipes
- iii. Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent properties, groundwater, on-site surface water or off-site surface waters)?
Stormwater will be directed to ditches and bioretention dry swales. The runoff will ultimately be infiltrated via those swales or directed to surface waters.
 - If to surface waters, identify receiving water bodies or wetlands: _____
Tributary 1 of Red Creek, Tributary 22 of Genesee River
 - Will stormwater runoff flow to adjacent properties? Yes No

iv. Does the proposed plan minimize impervious surfaces, use pervious materials or collect and re-use stormwater? Yes No

f. Does the proposed action include, or will it use on-site, one or more sources of air emissions, including fuel combustion, waste incineration, or other processes or operations? Yes No
 If Yes, identify:

- i. Mobile sources during project operations (e.g., heavy equipment, fleet or delivery vehicles)
Heavy equipment during construction
- ii. Stationary sources during construction (e.g., power generation, structural heating, batch plant, crushers)

- iii. Stationary sources during operations (e.g., process emissions, large boilers, electric generation)

g. Will any air emission sources named in D.2.f (above), require a NY State Air Registration, Air Facility Permit, or Federal Clean Air Act Title IV or Title V Permit? Yes No
 If Yes:

- i. Is the project site located in an Air quality non-attainment area? (Area routinely or periodically fails to meet ambient air quality standards for all or some parts of the year) Yes No
- ii. In addition to emissions as calculated in the application, the project will generate:
 - _____ Tons/year (short tons) of Carbon Dioxide (CO₂)
 - _____ Tons/year (short tons) of Nitrous Oxide (N₂O)
 - _____ Tons/year (short tons) of Perfluorocarbons (PFCs)
 - _____ Tons/year (short tons) of Sulfur Hexafluoride (SF₆)
 - _____ Tons/year (short tons) of Carbon Dioxide equivalent of Hydrofluorocarbons (HFCs)
 - _____ Tons/year (short tons) of Hazardous Air Pollutants (HAPs)

h. Will the proposed action generate or emit methane (including, but not limited to, sewage treatment plants, landfills, composting facilities)? Yes No

If Yes:

i. Estimate methane generation in tons/year (metric): _____

ii. Describe any methane capture, control or elimination measures included in project design (e.g., combustion to generate heat or electricity, flaring): _____

i. Will the proposed action result in the release of air pollutants from open-air operations or processes, such as quarry or landfill operations? Yes No

If Yes: Describe operations and nature of emissions (e.g., diesel exhaust, rock particulates/dust): _____

j. Will the proposed action result in a substantial increase in traffic above present levels or generate substantial new demand for transportation facilities or services? Yes No

If Yes:

i. When is the peak traffic expected (Check all that apply): Morning Evening Weekend
 Randomly between hours of _____ to _____.

ii. For commercial activities only, projected number of truck trips/day and type (e.g., semi trailers and dump trucks): _____

iii. Parking spaces: Existing _____ Proposed _____ Net increase/decrease _____

iv. Does the proposed action include any shared use parking? Yes No

v. If the proposed action includes any modification of existing roads, creation of new roads or change in existing access, describe: _____

vi. Are public/private transportation service(s) or facilities available within ½ mile of the proposed site? Yes No

vii. Will the proposed action include access to public transportation or accommodations for use of hybrid, electric or other alternative fueled vehicles? Yes No

viii. Will the proposed action include plans for pedestrian or bicycle accommodations for connections to existing pedestrian or bicycle routes? Yes No

k. Will the proposed action (for commercial or industrial projects only) generate new or additional demand for energy? Yes No

If Yes:

i. Estimate annual electricity demand during operation of the proposed action: _____

ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via grid/local utility, or other): _____

iii. Will the proposed action require a new, or an upgrade, to an existing substation? Yes No

l. Hours of operation. Answer all items which apply.

i. During Construction:		ii. During Operations:	
• Monday - Friday: _____	7am - 5pm	• Monday - Friday: _____	N/A
• Saturday: _____	N/A	• Saturday: _____	N/A
• Sunday: _____	N/A	• Sunday: _____	N/A
• Holidays: _____	N/A	• Holidays: _____	N/A

m. Will the proposed action produce noise that will exceed existing ambient noise levels during construction, operation, or both? Yes No
 If yes:
 i. Provide details including sources, time of day and duration:
Temporary and short-term noise impacts from heavy equipment during construction. 7am - 5pm Mon-Fri

ii. Will the proposed action remove existing natural barriers that could act as a noise barrier or screen? Yes No
 Describe: _____

n. Will the proposed action have outdoor lighting? Yes No
 If yes:
 i. Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to nearest occupied structures:

ii. Will proposed action remove existing natural barriers that could act as a light barrier or screen? Yes No
 Describe: _____

o. Does the proposed action have the potential to produce odors for more than one hour per day? Yes No
 If Yes, describe possible sources, potential frequency and duration of odor emissions, and proximity to nearest occupied structures:

p. Will the proposed action include any bulk storage of petroleum (combined capacity of over 1,100 gallons) or chemical products 185 gallons in above ground storage or any amount in underground storage? Yes No
 If Yes:
 i. Product(s) to be stored _____
 ii. Volume(s) _____ per unit time _____ (e.g., month, year)
 iii. Generally, describe the proposed storage facilities: _____

q. Will the proposed action (commercial, industrial and recreational projects only) use pesticides (i.e., herbicides, insecticides) during construction or operation? Yes No
 If Yes:
 i. Describe proposed treatment(s):

ii. Will the proposed action use Integrated Pest Management Practices? Yes No

r. Will the proposed action (commercial or industrial projects only) involve or require the management or disposal of solid waste (excluding hazardous materials)? Yes No
 If Yes:
 i. Describe any solid waste(s) to be generated during construction or operation of the facility:
 • Construction: _____ tons per _____ (unit of time)
 • Operation : _____ tons per _____ (unit of time)
 ii. Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid waste:
 • Construction: _____

 • Operation: _____

iii. Proposed disposal methods/facilities for solid waste generated on-site:
 • Construction: _____

 • Operation: _____

s. Does the proposed action include construction or modification of a solid waste management facility? Yes No
 If Yes:
 i. Type of management or handling of waste proposed for the site (e.g., recycling or transfer station, composting, landfill, or other disposal activities): _____
 ii. Anticipated rate of disposal/processing:
 • _____ Tons/month, if transfer or other non-combustion/thermal treatment, or
 • _____ Tons/hour, if combustion or thermal treatment
 iii. If landfill, anticipated site life: _____ years

t. Will the proposed action at the site involve the commercial generation, treatment, storage, or disposal of hazardous waste? Yes No
 If Yes:
 i. Name(s) of all hazardous wastes or constituents to be generated, handled or managed at facility: _____

 ii. Generally describe processes or activities involving hazardous wastes or constituents: _____

 iii. Specify amount to be handled or generated _____ tons/month
 iv. Describe any proposals for on-site minimization, recycling or reuse of hazardous constituents: _____

 v. Will any hazardous wastes be disposed at an existing offsite hazardous waste facility? Yes No
 If Yes: provide name and location of facility: _____

 If No: describe proposed management of any hazardous wastes which will not be sent to a hazardous waste facility:

E. Site and Setting of Proposed Action

E.1. Land uses on and surrounding the project site

a. Existing land uses.
 i. Check all uses that occur on, adjoining and near the project site.
 Urban Industrial Commercial Residential (suburban) Rural (non-farm)
 Forest Agriculture Aquatic Other (specify): _____
 ii. If mix of uses, generally describe:
The project site is an existing public roadway and right-of-way owned by Monroe County. Mixed uses are adjacent.

b. Land uses and covertypes on the project site.

Land use or Covertype	Current Acreage	Acreage After Project Completion	Change (Acres +/-)
• Roads, buildings, and other paved or impervious surfaces	15.8	17.5	+1.7
• Forested	0	0	0
• Meadows, grasslands or brushlands (non-agricultural, including abandoned agricultural)	10.6	8.9	-1.7
• Agricultural (includes active orchards, field, greenhouse etc.)	0	0	0
• Surface water features (lakes, ponds, streams, rivers, etc.)	0	0	0
• Wetlands (freshwater or tidal)	0	0	0
• Non-vegetated (bare rock, earth or fill)	0	0	0
• Other Describe: _____			

c. Is the project site presently used by members of the community for public recreation? Yes No
i. If Yes: explain: _____

d. Are there any facilities serving children, the elderly, people with disabilities (e.g., schools, hospitals, licensed day care centers, or group homes) within 1500 feet of the project site? Yes No
If Yes,
i. Identify Facilities:
Rochester Institute of Technology (RIT); Goose Landing Senior Apartments; Rochester Regional Family Medicine at RIT; Henrietta Psychiatric NP Care, PLLC; Osher Lifelong Learning Institute at RIT

e. Does the project site contain an existing dam? Yes No
If Yes:
i. Dimensions of the dam and impoundment:
• Dam height: _____ feet
• Dam length: _____ feet
• Surface area: _____ acres
• Volume impounded: _____ gallons OR acre-feet
ii. Dam's existing hazard classification: _____
iii. Provide date and summarize results of last inspection:

f. Has the project site ever been used as a municipal, commercial or industrial solid waste management facility, or does the project site adjoin property which is now, or was at one time, used as a solid waste management facility? Yes No
If Yes:
i. Has the facility been formally closed? Yes No
• If yes, cite sources/documentation: _____
ii. Describe the location of the project site relative to the boundaries of the solid waste management facility:

iii. Describe any development constraints due to the prior solid waste activities: _____

g. Have hazardous wastes been generated, treated and/or disposed of at the site, or does the project site adjoin property which is now or was at one time used to commercially treat, store and/or dispose of hazardous waste? Yes No
If Yes:
i. Describe waste(s) handled and waste management activities, including approximate time when activities occurred:

h. Potential contamination history. Has there been a reported spill at the proposed project site, or have any remedial actions been conducted at or adjacent to the proposed site? Yes No
If Yes: Spills and UST/AST records associated with adjacent properties, but not formal roadway corridor
i. Is any portion of the site listed on the NYSDEC Spills Incidents database or Environmental Site Remediation database? Check all that apply: Yes No
 Yes – Spills Incidents database Provide DEC ID number(s): _____
 Yes – Environmental Site Remediation database Provide DEC ID number(s): _____
 Neither database
ii. If site has been subject of RCRA corrective activities, describe control measures: _____
iii. Is the project within 2000 feet of any site in the NYSDEC Environmental Site Remediation database? Yes No
If yes, provide DEC ID number(s): _____
iv. If yes to (i), (ii) or (iii) above, describe current status of site(s):

v. Is the project site subject to an institutional control limiting property uses? Yes No

- If yes, DEC site ID number: _____
- Describe the type of institutional control (e.g., deed restriction or easement): _____
- Describe any use limitations: _____
- Describe any engineering controls: _____
- Will the project affect the institutional or engineering controls in place? Yes No
- Explain: _____

E.2. Natural Resources On or Near Project Site

a. What is the average depth to bedrock on the project site? _____ 10+ feet

b. Are there bedrock outcroppings on the project site? Yes No
If Yes, what proportion of the site is comprised of bedrock outcroppings? _____ %

c. Predominant soil type(s) present on project site:

Ontario loam, 3-8 & 8-15% slopes	_____	24.2 %
Niagara silt loam	_____	11.8 %
Ontario FSL, 3-8 % 8-15% slopes	_____	17.5 %

d. What is the average depth to the water table on the project site? Average: _____ >5 feet

e. Drainage status of project site soils:

<input checked="" type="checkbox"/> Well Drained:	_____	80 % of site
<input checked="" type="checkbox"/> Moderately Well Drained:	_____	10 % of site
<input checked="" type="checkbox"/> Poorly Drained	_____	10 % of site

f. Approximate proportion of proposed action site with slopes:

<input checked="" type="checkbox"/> 0-10%:	_____	86 % of site
<input checked="" type="checkbox"/> 10-15%:	_____	10 % of site
<input checked="" type="checkbox"/> 15% or greater:	_____	4 % of site

g. Are there any unique geologic features on the project site? Yes No
If Yes, describe: _____

h. Surface water features.

i. Does any portion of the project site contain wetlands or other waterbodies (including streams, rivers, ponds or lakes)? Yes No

ii. Do any wetlands or other waterbodies adjoin the project site? Yes No
If Yes to either *i* or *ii*, continue. If No, skip to E.2.i.

iii. Are any of the wetlands or waterbodies within or adjoining the project site regulated by any federal, state or local agency? Yes No

iv. For each identified regulated wetland and waterbody on the project site, provide the following information:

- Streams: Name Tribs of Genesee River & Red Creek, Genesee River Classification C, B(Genesee River)
- Lakes or Ponds: Name N/A Classification _____
- Wetlands: Name state and federal wetlands Approximate Size 0.1-0.46 ac in project area
- Wetland No. (if regulated by DEC) BR-5 (multiple portions mapped)

v. Are any of the above water bodies listed in the most recent compilation of NYS water quality-impaired waterbodies? Yes No
If yes, name of impaired water body/bodies and basis for listing as impaired: _____
Red Creek and tributaries - unknown toxicity - recreation and aquatic life impacts

i. Is the project site in a designated Floodway? Yes No

j. Is the project site in the 100-year Floodplain? Yes No

k. Is the project site in the 500-year Floodplain? Yes No

l. Is the project site located over, or immediately adjoining, a primary, principal or sole source aquifer? Yes No
If Yes:
i. Name of aquifer: _____

<p>m. Identify the predominant wildlife species that occupy or use the project site:</p> <table style="width: 100%; border: none;"> <tr> <td style="border-bottom: 1px solid black; width: 33%;">songbirds</td> <td style="border-bottom: 1px solid black; width: 33%;">raccoon</td> <td style="border-bottom: 1px solid black; width: 33%;">white-footed and deer mice</td> </tr> <tr> <td style="border-bottom: 1px solid black;">white-tailed deer</td> <td style="border-bottom: 1px solid black;">grey and red squirrels</td> <td style="border-bottom: 1px solid black;">striped skunk</td> </tr> </table>	songbirds	raccoon	white-footed and deer mice	white-tailed deer	grey and red squirrels	striped skunk	
songbirds	raccoon	white-footed and deer mice					
white-tailed deer	grey and red squirrels	striped skunk					
<p>n. Does the project site contain a designated significant natural community? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Describe the habitat/community (composition, function, and basis for designation): <u>Silver Maple-Ash Swamp (Black Creek Swamp Chili), Uncommon Community Type; the project is over 1/4 mile away from this habitat</u></p> <p>ii. Source(s) of description or evaluation: <u>NYSDEC Environmental Resource Mapper</u></p> <p>iii. Extent of community/habitat:</p> <ul style="list-style-type: none"> • Currently: <u>282.7</u> acres • Following completion of project as proposed: <u>282.7</u> acres • Gain or loss (indicate + or -): <u>0</u> acres 							
<p>o. Does project site contain any species of plant or animal that is listed by the federal government or NYS as endangered or threatened, or does it contain any areas identified as habitat for an endangered or threatened species? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Species and listing (endangered or threatened): <u>Northern Long-Eared Bat (Federally endangered), Big Shellbark Hickory (NYS threatened), Sweet Indian Plantain (NYS endangered)</u></p>							
<p>p. Does the project site contain any species of plant or animal that is listed by NYS as rare, or as a species of special concern? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Species and listing: _____</p>							
<p>q. Is the project site or adjoining area currently used for hunting, trapping, fishing or shell fishing? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If yes, give a brief description of how the proposed action may affect that use: _____</p>							
<p>E.3. Designated Public Resources On or Near Project Site</p>							
<p>a. Is the project site, or any portion of it, located in a designated agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA, Section 303 and 304? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If Yes, provide county plus district name/number: <u>Monroe; MONRcn6</u></p>							
<p>b. Are agricultural lands consisting of highly productive soils present? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>i. If Yes: acreage(s) on project site? <u>approx. 15</u></p> <p>ii. Source(s) of soil rating(s): <u>Farmland of Statewide Importance and Prime Farmland - as mapped by NRCS' Web Soil Survey</u></p>							
<p>c. Does the project site contain all or part of, or is it substantially contiguous to, a registered National Natural Landmark? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Nature of the natural landmark: <input type="checkbox"/> Biological Community <input type="checkbox"/> Geological Feature</p> <p>ii. Provide brief description of landmark, including values behind designation and approximate size/extent: _____</p>							
<p>d. Is the project site located in or does it adjoin a state listed Critical Environmental Area? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes:</p> <p>i. CEA name: _____</p> <p>ii. Basis for designation: _____</p> <p>iii. Designating agency and date: _____</p>							

e. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places? Yes No

If Yes:

i. Nature of historic/archaeological resource: Archaeological Site Historic Building or District

ii. Name: Riverview Cemetery (eligible), Four properties along East River Rd are eligible for listing; two of these are locally designated historic sites

iii. Brief description of attributes on which listing is based: Resources are associated with historical events and contributions and/or embody distinctive characteristics of period or method of construction

f. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory? Yes No

g. Have additional archaeological or historic site(s) or resources been identified on the project site? Yes No

If Yes:

i. Describe possible resource(s): _____

ii. Basis for identification: _____

h. Is the project site within five miles of any officially designated and publicly accessible federal, state, or local scenic or aesthetic resource? Yes No

If Yes:

i. Identify resource: Genesee River corridor

ii. Nature of, or basis for, designation (e.g., established highway overlook, state or local park, state historic trail or scenic byway, etc.): Locally scenic and significant waterway

iii. Distance between project and resource: _____ 0 miles.

i. Is the project site located within a designated river corridor under the Wild, Scenic and Recreational Rivers Program 6 NYCRR 666? Yes No

If Yes:

i. Identify the name of the river and its designation: _____

ii. Is the activity consistent with development restrictions contained in 6NYCRR Part 666? Yes No

F. Additional Information

Attach any additional information which may be needed to clarify your project.

If you have identified any adverse impacts which could be associated with your proposal, please describe those impacts plus any measures which you propose to avoid or minimize them.

G. Verification

I certify that the information provided is true to the best of my knowledge.

Applicant/Sponsor Name Thomas J. Frys Date 1/22/24

Signature Thomas J. Frys Title Director & County Highway Superintendent

PRINT FORM

Full Environmental Assessment Form
Part 2 - Identification of Potential Project Impacts

Agency Use Only (if applicable)
 Project : _____
 Date : _____

Part 2 is to be completed by the lead agency. Part 2 is designed to help the lead agency inventory all potential resources that could be affected by a proposed project or action. We recognize that the lead agency's reviewer(s) will not necessarily be environmental professionals. So, the questions are designed to walk a reviewer through the assessment process by providing a series of questions that can be answered using the information found in Part 1. To further assist the lead agency in completing Part 2, the form identifies the most relevant questions in Part 1 that will provide the information needed to answer the Part 2 question. When Part 2 is completed, the lead agency will have identified the relevant environmental areas that may be impacted by the proposed activity.

If the lead agency is a state agency and the action is in any Coastal Area, complete the Coastal Assessment Form before proceeding with this assessment.

Tips for completing Part 2:

- Review all of the information provided in Part 1.
- Review any application, maps, supporting materials and the Full EAF Workbook.
- Answer each of the 18 questions in Part 2.
- If you answer “Yes” to a numbered question, please complete all the questions that follow in that section.
- If you answer “No” to a numbered question, move on to the next numbered question.
- Check appropriate column to indicate the anticipated size of the impact.
- Proposed projects that would exceed a numeric threshold contained in a question should result in the reviewing agency checking the box “Moderate to large impact may occur.”
- The reviewer is not expected to be an expert in environmental analysis.
- If you are not sure or undecided about the size of an impact, it may help to review the sub-questions for the general question and consult the workbook.
- When answering a question consider all components of the proposed activity, that is, the “whole action”.
- Consider the possibility for long-term and cumulative impacts as well as direct impacts.
- Answer the question in a reasonable manner considering the scale and context of the project.

NI = No Impact
SI = Small Impact

1. Impact on Land		<input type="checkbox"/> NO	<input checked="" type="checkbox"/> YES
Proposed action may involve construction on, or physical alteration of, the land surface of the proposed site. (See Part 1. D.1)			
<i>If “Yes”, answer questions a - j. If “No”, move on to Section 2.</i>			
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may involve construction on land where depth to water table is less than 3 feet.	E2d	<input checked="" type="checkbox"/> SI	<input type="checkbox"/>
b. The proposed action may involve construction on slopes of 15% or greater.	E2f	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c. The proposed action may involve construction on land where bedrock is exposed, or generally within 5 feet of existing ground surface.	E2a	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
d. The proposed action may involve the excavation and removal of more than 1,000 tons of natural material.	D2a	<input checked="" type="checkbox"/> SI	<input type="checkbox"/>
e. The proposed action may involve construction that continues for more than one year or in multiple phases.	D1e	<input type="checkbox"/>	<input checked="" type="checkbox"/>
f. The proposed action may result in increased erosion, whether from physical disturbance or vegetation removal (including from treatment by herbicides).	D2e, D2q	<input checked="" type="checkbox"/> SI	<input type="checkbox"/>
g. The proposed action is, or may be, located within a Coastal Erosion hazard area.	B1i	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
h. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

2. Impact on Geological Features The proposed action may result in the modification or destruction of, or inhibit access to, any unique or unusual land forms on the site (e.g., cliffs, dunes, minerals, fossils, caves). (See Part 1. E.2.g) <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES <i>If "Yes", answer questions a - c. If "No", move on to Section 3.</i>			
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Identify the specific land form(s) attached: _____	E2g	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may affect or is adjacent to a geological feature listed as a registered National Natural Landmark. Specific feature: _____	E3c	<input type="checkbox"/>	<input type="checkbox"/>
c. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

3. Impacts on Surface Water The proposed action may affect one or more wetlands or other surface water bodies (e.g., streams, rivers, ponds or lakes). (See Part 1. D.2, E.2.h) <input type="checkbox"/> NO <input checked="" type="checkbox"/> YES <i>If "Yes", answer questions a - l. If "No", move on to Section 4.</i>			
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may create a new water body.	D2b, D1h	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
b. The proposed action may result in an increase or decrease of over 10% or more than a 10 acre increase or decrease in the surface area of any body of water.	D2b	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
c. The proposed action may involve dredging more than 100 cubic yards of material from a wetland or water body.	D2a	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
d. The proposed action may involve construction within or adjoining a freshwater or tidal wetland, or in the bed or banks of any other water body.	E2h	<input checked="" type="checkbox"/> SI	<input type="checkbox"/>
e. The proposed action may create turbidity in a waterbody, either from upland erosion, runoff or by disturbing bottom sediments.	D2a, D2h	<input checked="" type="checkbox"/> SI	<input type="checkbox"/>
f. The proposed action may include construction of one or more intake(s) for withdrawal of water from surface water.	D2c	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
g. The proposed action may include construction of one or more outfall(s) for discharge of wastewater to surface water(s).	D2d	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
h. The proposed action may cause soil erosion, or otherwise create a source of stormwater discharge that may lead to siltation or other degradation of receiving water bodies.	D2e	<input checked="" type="checkbox"/> SI	<input type="checkbox"/>
i. The proposed action may affect the water quality of any water bodies within or downstream of the site of the proposed action.	E2h	<input checked="" type="checkbox"/> SI	<input type="checkbox"/>
j. The proposed action may involve the application of pesticides or herbicides in or around any water body.	D2q, E2h	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
k. The proposed action may require the construction of new, or expansion of existing, wastewater treatment facilities.	D1a, D2d	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>

I. Other impacts: _____ _____	<input type="checkbox"/>	<input type="checkbox"/>
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4. Impact on groundwater The proposed action may result in new or additional use of ground water, or may have the potential to introduce contaminants to ground water or an aquifer. (See Part 1. D.2.a, D.2.c, D.2.d, D.2.p, D.2.q, D.2.t) <i>If "Yes", answer questions a - h. If "No", move on to Section 5.</i>				<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur		
a. The proposed action may require new water supply wells, or create additional demand on supplies from existing water supply wells.	D2c	<input type="checkbox"/>	<input type="checkbox"/>		
b. Water supply demand from the proposed action may exceed safe and sustainable withdrawal capacity rate of the local supply or aquifer. Cite Source: _____	D2c	<input type="checkbox"/>	<input type="checkbox"/>		
c. The proposed action may allow or result in residential uses in areas without water and sewer services.	D1a, D2c	<input type="checkbox"/>	<input type="checkbox"/>		
d. The proposed action may include or require wastewater discharged to groundwater.	D2d, E2l	<input type="checkbox"/>	<input type="checkbox"/>		
e. The proposed action may result in the construction of water supply wells in locations where groundwater is, or is suspected to be, contaminated.	D2c, E1f, E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>		
f. The proposed action may require the bulk storage of petroleum or chemical products over ground water or an aquifer.	D2p, E2l	<input type="checkbox"/>	<input type="checkbox"/>		
g. The proposed action may involve the commercial application of pesticides within 100 feet of potable drinking water or irrigation sources.	E2h, D2q, E2l, D2c	<input type="checkbox"/>	<input type="checkbox"/>		
h. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>		

5. Impact on Flooding The proposed action may result in development on lands subject to flooding. (See Part 1. E.2) <i>If "Yes", answer questions a - g. If "No", move on to Section 6.</i>				<input type="checkbox"/> NO	<input checked="" type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur		
a. The proposed action may result in development in a designated floodway.	E2i	<input checked="" type="checkbox"/> SI	<input type="checkbox"/>		
b. The proposed action may result in development within a 100 year floodplain.	E2j	<input checked="" type="checkbox"/> SI	<input type="checkbox"/>		
c. The proposed action may result in development within a 500 year floodplain.	E2k	<input checked="" type="checkbox"/> SI	<input type="checkbox"/>		
d. The proposed action may result in, or require, modification of existing drainage patterns.	D2b, D2e	<input checked="" type="checkbox"/> SI	<input type="checkbox"/>		
e. The proposed action may change flood water flows that contribute to flooding.	D2b, E2i, E2j, E2k	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>		
f. If there is a dam located on the site of the proposed action, is the dam in need of repair, or upgrade?	E1e	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>		

g. Other impacts: _____ _____	<input type="checkbox"/>	<input type="checkbox"/>
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6. Impacts on Air The proposed action may include a state regulated air emission source. <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES (See Part 1. D.2.f., D.2.h, D.2.g) <i>If "Yes", answer questions a - f. If "No", move on to Section 7.</i>			
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. If the proposed action requires federal or state air emission permits, the action may also emit one or more greenhouse gases at or above the following levels: i. More than 1000 tons/year of carbon dioxide (CO ₂) ii. More than 3.5 tons/year of nitrous oxide (N ₂ O) iii. More than 1000 tons/year of carbon equivalent of perfluorocarbons (PFCs) iv. More than .045 tons/year of sulfur hexafluoride (SF ₆) v. More than 1000 tons/year of carbon dioxide equivalent of hydrochloroflouorocarbons (HFCs) emissions vi. 43 tons/year or more of methane	D2g D2g D2g D2g D2g D2h	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
b. The proposed action may generate 10 tons/year or more of any one designated hazardous air pollutant, or 25 tons/year or more of any combination of such hazardous air pollutants.	D2g	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may require a state air registration, or may produce an emissions rate of total contaminants that may exceed 5 lbs. per hour, or may include a heat source capable of producing more than 10 million BTU's per hour.	D2f, D2g	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may reach 50% of any of the thresholds in "a" through "c", above.	D2g	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may result in the combustion or thermal treatment of more than 1 ton of refuse per hour.	D2s	<input type="checkbox"/>	<input type="checkbox"/>
f. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

7. Impact on Plants and Animals The proposed action may result in a loss of flora or fauna. (See Part 1. E.2. m.-q.) <input type="checkbox"/> NO <input checked="" type="checkbox"/> YES <i>If "Yes", answer questions a - j. If "No", move on to Section 8.</i>			
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may cause reduction in population or loss of individuals of any threatened or endangered species, as listed by New York State or the Federal government, that use the site, or are found on, over, or near the site.	E2o	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
b. The proposed action may result in a reduction or degradation of any habitat used by any rare, threatened or endangered species, as listed by New York State or the federal government.	E2o	<input checked="" type="checkbox"/> SI	<input type="checkbox"/>
c. The proposed action may cause reduction in population, or loss of individuals, of any species of special concern or conservation need, as listed by New York State or the Federal government, that use the site, or are found on, over, or near the site.	E2p	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
d. The proposed action may result in a reduction or degradation of any habitat used by any species of special concern and conservation need, as listed by New York State or the Federal government.	E2p	<input checked="" type="checkbox"/> SI	<input type="checkbox"/>

e. The proposed action may diminish the capacity of a registered National Natural Landmark to support the biological community it was established to protect.	E3c	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
f. The proposed action may result in the removal of, or ground disturbance in, any portion of a designated significant natural community. Source: _____	E2n	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
g. The proposed action may substantially interfere with nesting/breeding, foraging, or over-wintering habitat for the predominant species that occupy or use the project site.	E2m	<input checked="" type="checkbox"/> SI	<input type="checkbox"/>
h. The proposed action requires the conversion of more than 10 acres of forest, grassland or any other regionally or locally important habitat. Habitat type & information source: _____	E1b	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
i. Proposed action (commercial, industrial or recreational projects, only) involves use of herbicides or pesticides.	D2q	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
j. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

8. Impact on Agricultural Resources			
The proposed action may impact agricultural resources. (See Part 1. E.3.a. and b.)		<input type="checkbox"/> NO	<input checked="" type="checkbox"/> YES
<i>If "Yes", answer questions a - h. If "No", move on to Section 9.</i>			
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may impact soil classified within soil group 1 through 4 of the NYS Land Classification System.	E2c, E3b	<input checked="" type="checkbox"/> SI	<input type="checkbox"/>
b. The proposed action may sever, cross or otherwise limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc).	E1a, E1b	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.	E3b	<input checked="" type="checkbox"/> SI	<input type="checkbox"/>
d. The proposed action may irreversibly convert agricultural land to non-agricultural uses, either more than 2.5 acres if located in an Agricultural District, or more than 10 acres if not within an Agricultural District.	E1b, E3a	<input checked="" type="checkbox"/> SI	<input type="checkbox"/>
e. The proposed action may disrupt or prevent installation of an agricultural land management system.	E1 a, E1b	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
f. The proposed action may result, directly or indirectly, in increased development potential or pressure on farmland.	C2c, C3, D2c, D2d	<input type="checkbox"/>	<input checked="" type="checkbox"/>
g. The proposed project is not consistent with the adopted municipal Farmland Protection Plan.	C2c	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
h. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

9. Impact on Aesthetic Resources The land use of the proposed action are obviously different from, or are in sharp contrast to, current land use patterns between the proposed project and a scenic or aesthetic resource. (Part 1. E.1.a, E.1.b, E.3.h.) <i>If "Yes", answer questions a - g. If "No", go to Section 10.</i>				<input type="checkbox"/> NO	<input checked="" type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur		
a. Proposed action may be visible from any officially designated federal, state, or local scenic or aesthetic resource.	E3h	<input checked="" type="checkbox"/> SI	<input type="checkbox"/>		
b. The proposed action may result in the obstruction, elimination or significant screening of one or more officially designated scenic views.	E3h, C2b	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>		
c. The proposed action may be visible from publicly accessible vantage points: i. Seasonally (e.g., screened by summer foliage, but visible during other seasons) ii. Year round	E3h	<input checked="" type="checkbox"/> SI <input checked="" type="checkbox"/> SI	<input type="checkbox"/> <input type="checkbox"/>		
d. The situation or activity in which viewers are engaged while viewing the proposed action is: i. Routine travel by residents, including travel to and from work ii. Recreational or tourism based activities	E3h E2q, E1c	<input checked="" type="checkbox"/> SI <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>		
e. The proposed action may cause a diminishment of the public enjoyment and appreciation of the designated aesthetic resource.	E3h	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>		
f. There are similar projects visible within the following distance of the proposed project: <input type="checkbox"/> 0-1/2 mile <input type="checkbox"/> 1/2 -3 mile <input type="checkbox"/> 3-5 mile <input type="checkbox"/> 5+ mile	D1a, E1a, D1f, D1g	<input checked="" type="checkbox"/> SI	<input type="checkbox"/>		
g. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>		

10. Impact on Historic and Archeological Resources The proposed action may occur in or adjacent to a historic or archaeological resource. (Part 1. E.3.e, f. and g.) <i>If "Yes", answer questions a - e. If "No", go to Section 11.</i>				<input type="checkbox"/> NO	<input checked="" type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur		
a. The proposed action may occur wholly or partially within, or substantially contiguous to, any buildings, archaeological site or district which is listed on the National or State Register of Historical Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places.	E3e	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>		
b. The proposed action may occur wholly or partially within, or substantially contiguous to, an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory.	E3f	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>		
c. The proposed action may occur wholly or partially within, or substantially contiguous to, an archaeological site not included on the NY SHPO inventory. Source: _____	E3g	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>		

d. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>
e. If any of the above (a-d) are answered "Moderate to large impact may occur", continue with the following questions to help support conclusions in Part 3:			
i. The proposed action may result in the destruction or alteration of all or part of the site or property.	E3e, E3g, E3f	<input type="checkbox"/>	<input type="checkbox"/>
ii. The proposed action may result in the alteration of the property's setting or integrity.	E3e, E3f, E3g, E1a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
iii. The proposed action may result in the introduction of visual elements which are out of character with the site or property, or may alter its setting.	E3e, E3f, E3g, E3h, C2, C3	<input type="checkbox"/>	<input type="checkbox"/>

11. Impact on Open Space and Recreation			
The proposed action may result in a loss of recreational opportunities or a reduction of an open space resource as designated in any adopted municipal open space plan. (See Part 1. C.2.c, E.1.c., E.2.q.) <i>If "Yes", answer questions a - e. If "No", go to Section 12.</i>		<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in an impairment of natural functions, or "ecosystem services", provided by an undeveloped area, including but not limited to stormwater storage, nutrient cycling, wildlife habitat.	D2e, E1b E2h, E2m, E2o, E2n, E2p	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in the loss of a current or future recreational resource.	C2a, E1c, C2c, E2q	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may eliminate open space or recreational resource in an area with few such resources.	C2a, C2c E1c, E2q	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may result in loss of an area now used informally by the community as an open space resource.	C2c, E1c	<input type="checkbox"/>	<input type="checkbox"/>
e. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

12. Impact on Critical Environmental Areas			
The proposed action may be located within or adjacent to a critical environmental area (CEA). (See Part 1. E.3.d) <i>If "Yes", answer questions a - c. If "No", go to Section 13.</i>		<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in a reduction in the quantity of the resource or characteristic which was the basis for designation of the CEA.	E3d	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in a reduction in the quality of the resource or characteristic which was the basis for designation of the CEA.	E3d	<input type="checkbox"/>	<input type="checkbox"/>
c. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

13. Impact on Transportation
 The proposed action may result in a change to existing transportation systems. NO YES
 (See Part 1. D.2.j)
If "Yes", answer questions a - f. If "No", go to Section 14.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Projected traffic increase may exceed capacity of existing road network.	D2j	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
b. The proposed action may result in the construction of paved parking area for 500 or more vehicles.	D2j	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
c. The proposed action will degrade existing transit access.	D2j	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
d. The proposed action will degrade existing pedestrian or bicycle accommodations.	D2j	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
e. The proposed action may alter the present pattern of movement of people or goods.	D2j	<input checked="" type="checkbox"/> SI	<input type="checkbox"/>
f. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

14. Impact on Energy
 The proposed action may cause an increase in the use of any form of energy. NO YES
 (See Part 1. D.2.k)
If "Yes", answer questions a - e. If "No", go to Section 15.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action will require a new, or an upgrade to an existing, substation.	D2k	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action will require the creation or extension of an energy transmission or supply system to serve more than 50 single or two-family residences or to serve a commercial or industrial use.	D1f, D1q, D2k	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may utilize more than 2,500 MWhrs per year of electricity.	D2k	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may involve heating and/or cooling of more than 100,000 square feet of building area when completed.	D1g	<input type="checkbox"/>	<input type="checkbox"/>
e. Other Impacts: _____ _____			

15. Impact on Noise, Odor, and Light
 The proposed action may result in an increase in noise, odors, or outdoor lighting. NO YES
 (See Part 1. D.2.m., n., and o.)
If "Yes", answer questions a - f. If "No", go to Section 16.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may produce sound above noise levels established by local regulation.	D2m	<input checked="" type="checkbox"/> SI	<input type="checkbox"/>
b. The proposed action may result in blasting within 1,500 feet of any residence, hospital, school, licensed day care center, or nursing home.	D2m, E1d	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
c. The proposed action may result in routine odors for more than one hour per day.	D2o	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>

d. The proposed action may result in light shining onto adjoining properties.	D2n	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
e. The proposed action may result in lighting creating sky-glow brighter than existing area conditions.	D2n, E1a	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
f. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

16. Impact on Human Health

The proposed action may have an impact on human health from exposure to new or existing sources of contaminants. (See Part I.D.2.q., E.1. d. f. g. and h.) NO YES

If "Yes", answer questions a - m. If "No", go to Section 17.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action is located within 1500 feet of a school, hospital, licensed day care center, group home, nursing home or retirement community.	E1d	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b. The site of the proposed action is currently undergoing remediation.	E1g, E1h	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
c. There is a completed emergency spill remediation, or a completed environmental site remediation on, or adjacent to, the site of the proposed action.	E1g, E1h	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
d. The site of the action is subject to an institutional control limiting the use of the property (e.g., easement or deed restriction).	E1g, E1h	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
e. The proposed action may affect institutional control measures that were put in place to ensure that the site remains protective of the environment and human health.	E1g, E1h	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
f. The proposed action has adequate control measures in place to ensure that future generation, treatment and/or disposal of hazardous wastes will be protective of the environment and human health.	D2t	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
g. The proposed action involves construction or modification of a solid waste management facility.	D2q, E1f	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
h. The proposed action may result in the unearthing of solid or hazardous waste.	D2q, E1f	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
i. The proposed action may result in an increase in the rate of disposal, or processing, of solid waste.	D2r, D2s	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
j. The proposed action may result in excavation or other disturbance within 2000 feet of a site used for the disposal of solid or hazardous waste.	E1f, E1g E1h	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
k. The proposed action may result in the migration of explosive gases from a landfill site to adjacent off site structures.	E1f, E1g	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
l. The proposed action may result in the release of contaminated leachate from the project site.	D2s, E1f, D2r	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
m. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

17. Consistency with Community Plans The proposed action is not consistent with adopted land use plans. (See Part 1. C.1, C.2. and C.3.) If "Yes", answer questions a - h. If "No", go to Section 18.			
		<input type="checkbox"/> NO	<input checked="" type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action's land use components may be different from, or in sharp contrast to, current surrounding land use pattern(s).	C2, C3, D1a E1a, E1b	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
b. The proposed action will cause the permanent population of the city, town or village in which the project is located to grow by more than 5%.	C2	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
c. The proposed action is inconsistent with local land use plans or zoning regulations.	C2, C2, C3	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
d. The proposed action is inconsistent with any County plans, or other regional land use plans.	C2, C2	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
e. The proposed action may cause a change in the density of development that is not supported by existing infrastructure or is distant from existing infrastructure.	C3, D1c, D1d, D1f, D1d, E1b	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
f. The proposed action is located in an area characterized by low density development that will require new or expanded public infrastructure.	C4, D2c, D2d D2j	<input checked="" type="checkbox"/> NI	<input type="checkbox"/>
g. The proposed action may induce secondary development impacts (e.g., residential or commercial development not included in the proposed action)	C2a	<input checked="" type="checkbox"/> SI	<input type="checkbox"/>
h. Other: _____		<input type="checkbox"/>	<input type="checkbox"/>

18. Consistency with Community Character The proposed project is inconsistent with the existing community character. (See Part 1. C.2, C.3, D.2, E.3) If "Yes", answer questions a - g. If "No", proceed to Part 3.			
		<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may replace or eliminate existing facilities, structures, or areas of historic importance to the community.	E3e, E3f, E3g	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may create a demand for additional community services (e.g. schools, police and fire)	C4	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may displace affordable or low-income housing in an area where there is a shortage of such housing.	C2, C3, D1f D1g, E1a	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may interfere with the use or enjoyment of officially recognized or designated public resources.	C2, E3	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action is inconsistent with the predominant architectural scale and character.	C2, C3	<input type="checkbox"/>	<input type="checkbox"/>
f. Proposed action is inconsistent with the character of the existing natural landscape.	C2, C3 E1a, E1b E2g, E2h	<input type="checkbox"/>	<input type="checkbox"/>
g. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

PRINT FULL FORM

Full Environmental Assessment Form
Part 3 - Evaluation of the Magnitude and Importance of Project Impacts
and
Determination of Significance

Part 3 provides the reasons in support of the determination of significance. The lead agency must complete Part 3 for every question in Part 2 where the impact has been identified as potentially moderate to large or where there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse environmental impact.

Based on the analysis in Part 3, the lead agency must decide whether to require an environmental impact statement to further assess the proposed action or whether available information is sufficient for the lead agency to conclude that the proposed action will not have a significant adverse environmental impact. By completing the certification on the next page, the lead agency can complete its determination of significance.

Reasons Supporting This Determination:

To complete this section:

- Identify the impact based on the Part 2 responses and describe its magnitude. Magnitude considers factors such as severity, size or extent of an impact.
- Assess the importance of the impact. Importance relates to the geographic scope, duration, probability of the impact occurring, number of people affected by the impact and any additional environmental consequences if the impact were to occur.
- The assessment should take into consideration any design element or project changes.
- Repeat this process for each Part 2 question where the impact has been identified as potentially moderate to large or where there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse environmental impact.
- Provide the reason(s) why the impact may, or will not, result in a significant adverse environmental impact
- For Conditional Negative Declarations identify the specific condition(s) imposed that will modify the proposed action so that no significant adverse environmental impacts will result.
- Attach additional sheets, as needed.

Analysis of Part 2 potential moderate to large impacts:

Impact on Land:

b. The proposed action may involve construction on slopes of 15% or greater. Four percent (4%) of the project site is noted as having slopes equal or greater than 15%, based on mapped soil units. These areas are thin mapped bands of Ontario Loams (OnF and OnD3) that cross the project corridor and slope down to the Genesee River. While East River Road traverses through three mapped soil units with steep slopes, the road corridor itself has been previously disturbed and is associated with grading flatter than 15%+. Additional area is needed to improve the roadway and to add the trail, but these elements are within and adjacent to the highway ROW and would require minimal disturbance of steeply sloped areas. No adverse impacts to areas of steep slopes are anticipated.

e. The proposed action is anticipated to take 15 months to construct - all in 1 phase, due to the length of the project. Though project work will continue for over 1-year, the active construction will move linearly through the corridor. Temporary inconveniences and impacts during active construction may be encountered due to lane and shoulder closures, etc., but the project is not proposed to result in permanent adverse impacts from the construction duration or process.

Impact on Agricultural Resources:

f. The proposed action looks to improve East River Road and improve pedestrian accommodations within the project corridor. Such additions and improvements to an area could make it more enticing to residential and light commercial development, mainly due to increased accessibility. Agricultural lands have been identified within the project limits, namely on the east side of the road. Though increased development pressure may occur, multiple zoning districts along East River Road within the project corridor are not permitted for certain agricultural purposes - they are zoned predominantly for residential and industrial use. The Town's zoning code focuses agricultural opportunities to the south of the I-90 corridor. The project will not have an adverse impact on agricultural resources; future development projects within the corridor will need to pass through a local site plan review process for approval. Based on the Town's Farmland Protection Plan and zoning code, which indicate anticipated development within the East River Road corridor based on their mapping and findings, the proposed action in of itself is not anticipated to significantly contribute to increased development pressure.

Impact on Human Health:

a. The proposed action is within 1500 feet of the Rochester Institute of Technology (RIT), Goose Landing Senior Apartments, Rochester Regional Family Medicine at RIT, Henrietta Psychiatric NP Care, PLLC, and the Osher Lifelong Learning Institute at RIT. Though these facilities are located adjacent to the project corridor, no significant adverse impacts are anticipated to result from the project. In fact, the increased roadway capacity and other improvements, and the addition of the recreational trail would look to improve accessibility and usability of the East River Road corridor, including for the populations that utilize the aforementioned facilities. Temporary impacts may be encountered during active construction, but the corridor will remain open at least partially open throughout the anticipated 15-month construction period.

Determination of Significance - Type 1 and Unlisted Actions

SEQR Status: Type 1 Unlisted

Upon review of the information recorded on this EAF, as noted, plus this additional support information

and considering both the magnitude and importance of each identified potential impact, it is the conclusion of the
Monroe County Legislature as lead agency that:

A. This project will result in no significant adverse impacts on the environment, and, therefore, an environmental impact statement need not be prepared. Accordingly, this negative declaration is issued.

B. Although this project could have a significant adverse impact on the environment, that impact will be avoided or substantially mitigated because of the following conditions which will be required by the lead agency:

There will, therefore, be no significant adverse impacts from the project as conditioned, and, therefore, this conditioned negative declaration is issued. A conditioned negative declaration may be used only for UNLISTED actions (see 6 NYCRR 617.7(d)).

C. This Project may result in one or more significant adverse impacts on the environment, and an environmental impact statement must be prepared to further assess the impact(s) and possible mitigation and to explore alternatives to avoid or reduce those impacts. Accordingly, this positive declaration is issued.

Name of Action: East River Road Rehabilitation Project

Name of Lead Agency: Monroe County Legislature

Name of Responsible Officer in Lead Agency:

Title of Responsible Officer:

Signature of Responsible Officer in Lead Agency:

Date:

Signature of Preparer (if different from Responsible Officer)

Date:

For Further Information:

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Address: 50 West Main Street, Suite 6100, Rochester, NY 14614

Telephone Number: (585) 753-7720

E-mail: tfrys@monroecounty.gov

For Type 1 Actions and Conditioned Negative Declarations, a copy of this Notice is sent to:

Chief Executive Officer of the political subdivision in which the action will be principally located (e.g., Town / City / Village of)

Other involved agencies (if any)

Applicant (if any)

Environmental Notice Bulletin: <http://www.dec.ny.gov/enb/enb.html>

PRINT FULL FORM



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

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No. 240072
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
IN YR GOV REL -L
TRANSPORTATION
WAYS & MEANS

February 9, 2024

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

Subject: Amend the 2024 Capital Budget and Bond Resolution 434 of 2023 to Provide an Increase in Funding; Authorize a Contract with Sealand Contractors Corp. for Construction Services; and Authorize Intermunicipal Agreements with the Town of Henrietta for Capacity Improvements, Multi-Use Trail, and Pedestrian Accommodations for the East River Road Project in the Town of Henrietta

Honorable Legislators:

I recommend that Your Honorable Body amend the 2024 Capital Budget and Bond Resolution 434 of 2023 to provide an increase in funding in the amount of \$3,450,000; authorize a contract with Sealand Contractors Corp. in the amount of \$10,052,000.30 for construction services; and authorize intermunicipal agreements with the Town of Henrietta for capacity improvements, multi-use trail, and pedestrian accommodations for the East River Road Project in the Town of Henrietta.

This project involves rehabilitation of East River Road from the I-90 overpass to Ward Road in the Town of Henrietta. The work includes: widening of portions of the roadway to accommodate wider shoulders, two-way left turn lanes, and/or dedicated right and left turn only lanes, milling and resurfacing of existing pavement, drainage installation, traffic signal replacements, and multi-use trail construction. The intermunicipal agreements will allow the Town of Henrietta to reimburse the County for its share of all costs relating to the capacity improvements, multi-use trail, and pedestrian accommodations. The Town's share of the costs is estimated at \$3,600,000 of the project's total anticipated construction cost. The total estimated project cost is \$11,165,280. The current schedule is to start work in Spring 2024 with an anticipated completion by Fall 2025.

The following four (4) bids were received on December 7, 2023:

Table with 2 columns: Bidder Name and Bid Amount. Includes Sealand Contractors Corp., Keeler Construction Co., Inc., Ramsey Constructors, Inc., and Villager Construction, Inc. (corrected total).

The bids have been reviewed and Sealand Contractors Corp., has been determined to be the lowest responsible bidder pursuant to General Municipal Law §103.

The specific legislative action required are:

- 1. Amend the 2024 Capital Budget to increase funding for the East River Road Project in the Town of Henrietta, in the amount of \$3,450,000, from \$8,700,000 to \$12,150,000, for a total project authorization of \$12,150,000.

2. Amend Bond Resolution 434 of 2023 to increase financing for the East River Road Project in the Town of Henrietta, capital fund 1988, in the amount of \$3,450,000, from \$8,700,000 to \$12,150,000, for a total project authorization of \$12,150,000.
3. Authorize the County Executive, or his designee, to execute a contract with Sealand Contractors Corp., 85 High Tech Drive, Rush, New York 14543, in the amount of \$10,052,000.30 for construction services for the East River Road Project in the Town of Henrietta, and any amendments necessary to complete the project within the total capital fund(s) appropriation.
4. Authorize the County Executive, or his designee, to execute intermunicipal agreements, and any amendments thereto, with the Town of Henrietta for reimbursement to Monroe County of appropriate design and construction costs relating to capacity improvements, multi-use trail, and pedestrian accommodations in conjunction with the East River Road Project in the Town of Henrietta in the estimated amount of \$3,600,000, with the final amount to be determined upon project completion.

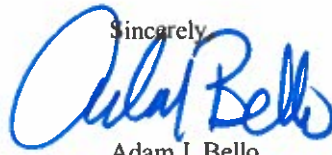
The provisions of the New York State Environmental Quality Review Act shall be complied with prior to Your Honorable Body undertaking, funding or approving the action requested in this referral.

Funding for this project, consistent with authorized uses, will be included in capital fund 1988 once the additional financing authorization herein is approved and in any other capital fund(s) created for the same intended purpose. No additional net County support is required in the current Monroe County budget.

The records in the office of the Monroe County Treasury have indicated that neither Sealand Contractors Corp., nor any of its principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firm are:

Daniel Bree, President / Treasurer
Paul Zawadecki, Secretary

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

Sincerely,

Adam J. Bello
Monroe County Executive



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

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No. 248073
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
INYNGOV REL -L
PUBLIC SAFETY
WAYS & MEANS

February 9, 2024

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

Subject: Authorize Intermunicipal Agreements with Ten Municipalities for the STOP-DWI Law Enforcement Program

Honorable Legislators:

I recommend that Your Honorable Body authorize intermunicipal agreements with the ten municipalities within Monroe County which have local police departments for the STOP-DWI Law Enforcement Program in the total amount of \$112,376 for the period of January 1, 2024 through December 31, 2024.

These agreements will reimburse local police departments for enforcement efforts during 2024. The funding formula includes a base allocation of \$3,000 per police department, plus a percentage of the remaining funding derived from the 2022 DWI arrest totals of each law enforcement agency. Additional funding for Victim Impact Panel ("VIP") responsibilities is allocated to reimburse each participating law enforcement agency for security and general support, and is derived from fees paid by offenders to attend the panel.

The specific legislative action required is to authorize the County Executive, or his designee, to execute intermunicipal agreements, and any amendments thereto, with the City of Rochester and the nine towns and villages listed below for the STOP-DWI Law Enforcement Program in the total amount of \$112,376 for the period of January 1, 2024 through December 31, 2024:

Table with 2 columns: Municipality and Contract Amount. Lists municipalities like Brighton, Brockport, East Rochester, etc., with their respective contract amounts, totaling \$112,376.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”) and is not subject to further review under the State Environmental Quality Review Act.

Funding for these agreements is included in the 2024 operating budget of the Department of Public Safety, general fund 9001, funds center 2405040000, STOP-DWI Enforcement Agency Support and funds center 2405050000, STOP DWI Victim Impact Panel. These funds are generated from local DWI fines and VIP fees. No net County support is required in the current Monroe County budget.

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

Sincerely,



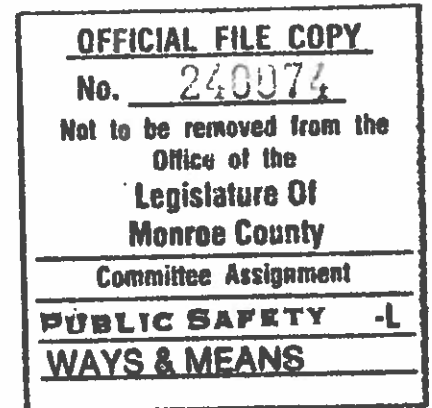
Adam J. Bello
Monroe County Executive



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive



February 9, 2024

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

Subject: Acceptance of a Grant from the New York State Division of Homeland Security and Emergency Services for the 2023 Statewide Interoperable Communications Grant Program

Honorable Legislators:

I recommend that Your Honorable Body accept a grant from the New York State Division of Homeland Security and Emergency Services in the amount of \$1,420,159 for the 2023 Statewide Interoperable Communications Grant Program for the period of January 1, 2023 through December 31, 2025.

This grant provides funding to facilitate the development, consolidation, and/or improved operation of public safety communications in Monroe County to support and enhance statewide interoperable communications for first responders throughout New York State. Funds will be used to support the planned replacement of the County's cache of public safety radios. This is the ninth time the County has received this funding.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to accept a \$1,420,159 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Homeland Security and Emergency Services for the 2023 Statewide Interoperable Communications Grant Program for the period January 1, 2023 through December 31, 2025.
2. Amend the 2024 operating budget of the Department of Public Safety by appropriating the sum of \$1,420,159 into general fund 9300, funds center 2406010000, Public Safety Communications.
3. Authorize the County Executive to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balance during the grant period according to the grantor requirements, to make any necessary funding modifications within the grant guidelines to meet contractual commitments, and to enter into any amendments to extend the time period of the grant.

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.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”) and is not subject to further review under the State Environmental Quality Review Act.

This grant is 100% funded by the New York State Division of Homeland Security and Emergency Services. No net County support is required in the current Monroe County budget.

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

Sincerely,



Adam J. Bello
Monroe County Executive

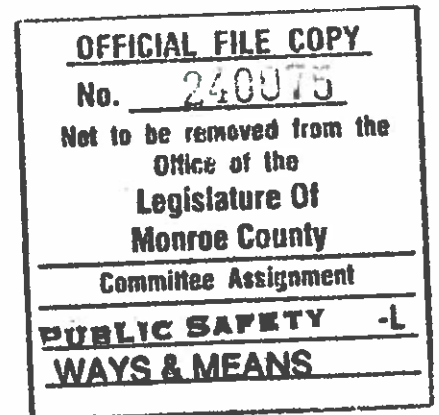
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Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive



February 9, 2024

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

Subject: Acceptance of a Grant from the New York State Division of Criminal Justice Services for the 2023 Paul Coverdell Forensic Science Improvement Program (Monroe County Crime Lab)

Honorable Legislators:

I recommend that Your Honorable Body accept a grant from the New York State Division of Criminal Justice Services in the amount of \$57,433 for the 2023 Paul Coverdell Forensic Science Improvement Program for the period of October 1, 2023 through September 30, 2024.

This program provides funding for the Monroe County Crime Laboratory to fund accreditation expenses, supplies, and travel for training which will improve the quality and timeliness of forensic services. This is the twenty-second year the County has received this grant. This year's funding represents an increase of \$2,777 from last year.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to accept a \$57,433 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services for the 2023 Paul Coverdell Forensic Science Improvement Program (Monroe County Crime Lab) for the period of October 1, 2023 through September 30, 2024.
2. Amend the 2023 operating budget of the Monroe County Department of Public Safety by appropriating the sum of \$57,433 into general fund 9300, funds center 2408040100, Monroe County Crime Laboratory.

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, to make any necessary funding modifications within the grant guidelines to meet contractual commitments, and to enter into any amendments to extend the time period of the grant.
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.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”) and is not subject to further review under the State Environmental Quality Review Act.

This grant is 100% funded by the New York State Division of Criminal Justice Services. No net County support is required in the current Monroe County budget.

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

Sincerely,

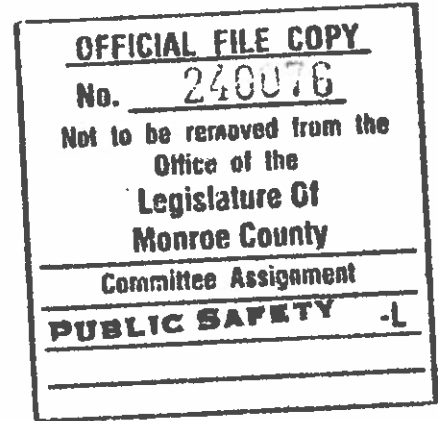

Adam J. Bello
Monroe County Executive

AJB:db



Office of the County Executive
Monroe County, New York

Adam J. Bello
County Executive



February 9, 2024

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

Subject: Authorize the Creation of an Assistant Fire Coordinator in the Department of Public Safety,
Monroe County Fire Bureau

Honorable Legislators:

I recommend that Your Honorable Body authorize the creation of one (1) Assistant Fire Coordinator, Group 17, in the Monroe County Department of Public Safety, Monroe County Fire Bureau.

The request for this position is the result of the planned assignment of an Assistant Fire Coordinator to the Regional Investigative Operations Center ("RIOC"). The Fire Bureau supports all 34 Fire Departments in Monroe County and this action will allow us to maintain a strong service delivery system in the areas of hazardous materials response, special operations, fire investigation, and training. Additionally, several communications projects in the queue require significant on-going program management support.

The specific legislative action required is to authorize the creation of one (1) Assistant Fire Coordinator, Group 17, in the Monroe County Department of Public Safety, Monroe County Fire Bureau.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

Funding for this position is included in the 2024 operating budget of the Department of Public Safety, fund 9001, funds center 2408020100, Mutual Aid Fire Bureau. No additional net County support is required in the current Monroe County budget.

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

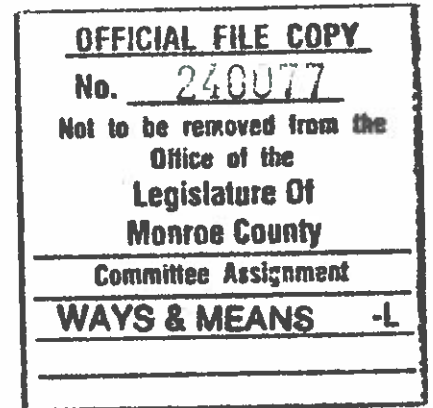
Sincerely,

Adam J. Bello
Monroe County Executive



Office of the County Executive
Monroe County, New York

Adam J. Bello
County Executive



February 9, 2024

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

Subject: Proposed *In Rem* Tax Foreclosure Action No. 148
City of Rochester and Towns of Brighton, et al.

Honorable Legislators:

I recommend that Your Honorable Body authorize an *in rem* tax foreclosure proceeding against the delinquent properties contained in the List of Delinquent Taxes and Properties attached hereto.

These are all of the properties affected by unpaid tax liens held and owned by the County of Monroe for a period of one (1) year or more from the date on which the said properties affected by said tax liens were sold, and all other transcripts of the delinquency affecting the parcels enumerated. These parcels are of sufficient delinquency to be foreclosed under the provisions of the Monroe County *In Rem* Tax Foreclosure Act.

The specific legislative action required is that the Legislature of the County of Monroe authorize and direct that foreclosure proceedings *in rem* be conducted and consummated by separate and individual action against the properties listed therein.

This action is a Type II Action pursuant to 6 NYCRR §617.5(c)(40) (“sale and conveyance of real property by public auction pursuant to article 11 of the Real Property Tax Law”) and is not subject to further review under the State Environmental Quality Review Act.

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

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

Sincerely,

Adam J. Bello
Monroe County Executive



Office of the County Executive
Monroe County, New York

Adam J. Bello
County Executive

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Committee Assignment
WAYS & MEANS -L

February 9, 2024

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

Subject: Erroneous Assessments - Corrections and Cancellations

Honorable Legislators:

I recommend that Your Honorable Body approve the corrections and cancellations of certain Monroe County taxes in the Towns of Chili, Greece, Mendon, Penfield, and the City of Rochester as per the attached list prepared by the Department of Finance, Real Property Tax Services.

The corrections and cancellations are requested because of clerical errors as described by statute.

The specific legislative action required is approval of the taxpayers' applications.

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

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

Sincerely,

Adam J. Bello
Monroe County Executive

Listed below is pertinent information from applications for corrected tax roll. Real Property Tax Service Agency has the original applications and support material available for review if needed. The Real Property Tax Director is recommending the correction and cancellation of certain Monroe County taxes because the same are erroneous.

The tax account hereinafter set forth lists the tax account number, applicant owner, property location, tax year(s), amount of taxes currently due, amount of corrected taxes, amount of taxes to be cancelled and the reason for their correction.

Town of Chili: Tax Account No. 144.02-2-2.2, COMIDA 3453 Union St LLC, 3453 Union St., North Chili, NY 14514. Property Location: 3453 Union St. Tax Year: 2024 Amount of Taxes Currently Due: \$487,586.49. Amount of Corrected Taxes Due: \$32,377.81. Amount of Taxes to be Cancelled: \$455,208.68. Due to a clerical error, the school taxes were relieved incorrectly to the 2024 tax bill. This error resulted in an incorrect charge to the 2024 Town/County tax bill.

Town of Greece: Tax Account No. 060.67-3-2, Nazareno Iglesia Evangelica, 99 Stonewood Ave., Rochester, NY 14616. Property Location: 872 Bennington Dr. Tax Year: 2024 Amount of Taxes Currently Due: \$4,641.06. Amount of Corrected Taxes Due: \$107.56. Amount of Taxes to be Cancelled: \$4,533.50. Due to a clerical error, the Clergy exemption was not added to the parcel in a timely manner. The parcel is wholly exempt. This error resulted in an incorrect 2024 Town/County tax bill.

Town of Mendon: Tax Account No. 224.01-1-18, Timothy & Joy Pender, 38 Partridge HL, Honeoye Falls, NY 14472. Property Location: 38 Partridge HL Tax Year: 2024 Amount of Taxes Currently Due: \$6,298.32. Amount of Corrected Taxes Due: \$3,307.78. Amount of Taxes to be Cancelled: \$2,990.54. Due to a clerical error, the incorrect ownership, inventory and assessment was added to the 2023 roll year. The property record card has been updated with the correct assessment information. This error resulted in an incorrect 2024 Town/County tax bill.

Town of Penfield: Tax Account No. 094.02-1-41.2, Mary Cariola Children's Center, INC., 1000 Elmwood Ave. Ste. 100. Property Location: 1160 State Rd. Tax Year: 2024 Amount of Taxes Currently Due: \$47,122.74. Amount of Corrected Taxes Due: \$1,063.74. Amount of Taxes to be Cancelled: \$46,059.00. Due to a clerical error, the incorrect sewer charges were added to this parcel in error. The property does not have any sewer connection with the town. This error resulted in an incorrect 2024 Town/County tax bill.

City of Rochester: Tax Account No. 106.72-1-15.005, Timothy Bayer, 3685 East Ave., Rochester, NY 14618. Property Location: 270-274 North St. Tax Year: 2024 Amount of Taxes Currently Due: \$7,407.94. Amount of Corrected Taxes Due: \$832.69. Amount of Taxes to be cancelled: \$6,575.25. Due to a clerical error, the incorrect water meter usage was added to this parcel incorrectly. This error resulted in an incorrect 2024 Town/County tax bill.

By Legislators _____ and _____

Intro. No.
RESOLUTION NO. ____ OF 2024

DIRECTING CORRECTION, CANCELLATION AND LEVY OF CERTAIN MONROE COUNTY TAXES IN THE TOWNS OF CHILI, GREECE, MENDON, PENFIELD AND THE CITY OF ROCHESTER.

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

Section 1. The Director of Finance - Chief Financial Officer is hereby authorized to cancel certain Monroe County taxes as set forth and levied against the following properties:

<u>Town/Village</u>	<u>Tax Account #</u>	<u>Year</u>	<u>Amount Currently Due</u>	<u>Amount of Corrected Tax</u>	<u>Amount of Taxes To Be Cancelled</u>
Town of Chili	144.02-2-2.2	2024	\$487,586.49	\$32,377.81	\$455,208.68
Town of Greece	060.67-3-2	2024	\$4,641.06	\$107.56	\$4,533.50
Town of Mendon	224.01-1-18	2024	\$6,298.32	\$3,307.78	\$2,990.54
Town of Penfield	094.02-1-41.2	2024	\$47,122.74	\$1,063.74	\$46,059.00
City of Rochester	106.72-1-15.005	2024	\$7,407.94	\$832.69	\$6,575.25

Following are the assessed owners:

<u>Tax Account Number</u>	<u>Name and Mailing Address</u>
144.02-2-2.2	COMIDA LEASE 3453 Union St LLC 3453 Union St North Chili, NY 14514
060.67-3-2	Nazareno Iglesia Evangelica 99 Stonewood Ave Rochester, NY 14616
224.01-1-18	Timothy & Joy Pender 38 Partridge HL Honecoye Falls, NY 14472
106.72-1-15.005	Timothy Bayer 3685 East Ave Rochester, NY 14618
094.02-1-41.2	Mary Cariola Children's Center, INC 1000 Elmwood Ave Ste 100 Rochester, NY 14620

Section 2. The Controller is hereby authorized to draw an order on the Director of Finance - Chief Financial Officer payable from the Erroneous Assessment Account for the sum of \$515,366.97.

Section 3. The Director of Finance - Chief Financial Officer is authorized to levy the following amount against the following accounts:

Monroe County	\$2,355.51
County Services	\$214.98
Town of Greece	\$515.79
Town of Mendon	\$767.75
Churchville Chili School Taxes	\$455,208.68
Greece School Taxes	\$2,276.03
Barnard Fire District	\$661.84
Mendon Fire District	\$366.90
Greece Town Light	\$38.39
Pure Water O/M Gallon	\$6,575.25
Penfield Sewer O&M	\$46,059.00
Exemption Removal	\$326.85
	\$515,366.97

Section 4. The Application for Corrected Real Property Tax, and duplicate copy thereof, for the tax account number set forth in Section 1 hereof is marked approved, and the correct extension of taxes in the amount set forth in Section 1 hereof is entered on each such application and duplicate copy thereof.

Section 5. It is hereby ordered that the corrected taxes for said tax account number is in the amount set forth in Section 1 hereof, and the officer having jurisdiction of the tax roll is hereby directed to so correct such roll.

Section 6. The Director of Real Property Tax Services is hereby authorized to transmit immediately to the officer having jurisdiction of the tax roll a certified copy of this resolution and the original of each application that has been marked approved, and also to mail to the applicants a notice of approval for each application that has been marked approved.

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

Ways and Means Committee; February 26, 2024 - CV:
File No.

ADOPTION: DATE: _____

VOTE: _____

ACTION BY THE COUNTY EXECUTIVE:

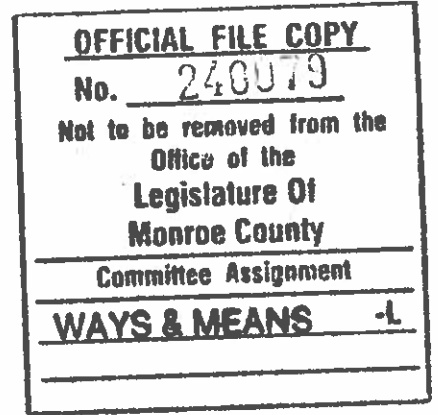
APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATED: _____ EFFECTIVE DATE OF RESOLUTION _____



Office of the County Executive
 Monroe County, New York

Adam J. Bello
 County Executive



February 9, 2024

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

Subject: Authorize the Acquisition of Easements in Real Property for the East River Road Rehabilitation Project in the Town of Henrietta

Honorable Legislators:

I recommend that Your Honorable Body authorize the acquisition of easements for the East River Road Rehabilitation Project in the Town of Henrietta from the property owners described as follows:

<u>Parcel</u>	<u>Owner</u>	<u>Amount</u>
Map 53 Parcel 1 TE 1,500 sf East River Road T.A. # 188.02-1-4 Town of Henrietta	Jaynes Riverview, LLC 1001 Lexington Avenue Rochester, NY 14606	\$100
Map 54 Parcel 1 PE 400 sf 24 Brooks Road T.A. # 174.04-1-18.1 Town of Henrietta	Graywood 1938, LLC 1001 Lexington Avenue Rochester, NY 14606	\$150
Map 55 Parcel 1 PE 1,950 sf Parcel 2 PE 9,367 sf Parcel 3 TE 3,000 sf 4545 East River Road T.A # 174.03-2-1.124 Town of Henrietta	Riverwood Tech Campus LLC 205 St. Paul Street, Suite 200 Rochester, NY 14604	\$55,675
Map 56 Parcel 1 PE 4,308 sf 85 Lehigh Station Road T.A # 174.04-1-21.1 Town of Henrietta	East River Henrietta LLC 1170 Pittsford Victor Road, Suite 260 Pittsford, NY 14534	\$2,100
Map 57 Parcel 1 PE 712 sf 4255 East River Road T.A. # 174.03-2-1.111 Town of Henrietta	SSC Rochester Apartments LLC PO Box 11277 Chicago, IL 60611	\$475

Map 58 Parcel 1 PE 2,023 sf 4000 East River Road T.A. # 174.01-2-58.1 Town of Henrietta	20 Fairwood Drive Associates LLC 20 Fairwood Drive Rochester, NY 14623	\$3,350
Map 59 Parcel 1 PE 2,306 sf 125 Lucius Gordon Drive T.A. # 174.02-1-40 Town of Henrietta	Rochester Institute of Technology 7 Lomb Memorial Drive Rochester, NY 14623	\$875
Map 60 Parcel 1 PE 744 sf 15 Oak Mills Crossing T.A. # 160.19-1-31 Town of Henrietta	David S. Taylor Paula M. Taylor 15 Oak Mills Crossing West Henrietta, NY 14586	\$1,175
Map 61 Parcel 1 PE 2,226 sf 3 Cape Henry Trail T.A. # 160.19-1-27.1 Town of Henrietta	Mohammed Fatlee 3 Cape Henry Trail West Henrietta, NY 14586	\$3,525
Map 62 Parcel 1 PE 1,528 sf 4 Cape Henry Trail T.A. # 160.19-1-26 Town of Henrietta	Atlas Contractors LLC 1900 Empire Blvd, Suite 225 Webster, NY 14580	\$2,425
Map 63 Parcel 1 PE 4,113 sf 3447 East River Road T.A. # 160.04-1-23.1 Town of Henrietta	Cobblestone Housing LLC 460 White Spruce Blvd Rochester, NY 14623	\$2,000
Map 64 Parcel 1 PE 1,524 sf 3399 East River Road T.A. # 160.15-2-48 Town of Henrietta	Patricia Wells Rose 16300 Argent Court Bowie, MD 20716	\$3,500
Map 65 Parcel 1 PE 1,513 sf 3389 East River Road T.A. # 160.15-2-47 Town of Henrietta	James Nelson 50 2nd Avenue North Tonawanda, NY 14120	\$1,225
Map 66 Parcel 1 PE 200 sf Parcel 2 PE 2,321 sf Bailey Road T.A. # 160.04-1-7.1 Town of Henrietta	Rochester Institute of Technology 7 Lomb Memorial Drive Rochester, NY 14623	\$650

Map 67 Parcel 1 PE 201 sf 9 – 11 River Meadow Drive T.A. # 160.15-2-23.1 Town of Henrietta	Scott Haas 99 Monroe Street Honeoye Falls, NY 14472	\$425
Map 68 Parcel 1 PE 303 sf 3265 East River Road T.A. # 160.15-1-53 Town of Henrietta	Abdul Mohammad 3257 East River Road Rochester, NY 14623	\$825
Map 69 Parcel 1 PE 750 sf 3257 East River Road T.A. # 160.15-1-52 Town of Henrietta	Abdul H. Mohammad 3257 East River Road Rochester, NY 14623	\$15,025
Map 70 Parcel 1 PE 750 sf 3249 East River Road T.A. # 160.15-1-51 Town of Henrietta	Elizabeth A. Worth-Curtiss 3249 East River Road Rochester, NY 14623	\$4,525
Map 71 Parcel 1 PE 3,315 sf 4545 East River Road T.A. # 174.03-2-1.125 Town of Henrietta	Riverwood Tech Campus LLC 205 St. Paul Street, Suite 200 Rochester, NY 14604	\$3,200

The specific legislative action required is to authorize the County Executive, or his designee, to acquire the referenced easements and execute all documents necessary for the East River Road Rehabilitation Project at the tax identification numbers identified above, in the Town of Henrietta by contract and/or the Eminent Domain Procedure Law, along with any amendments for unanticipated damages, within the total capital fund(s) appropriation.

The provisions of the New York State Environmental Quality Review Act shall be complied with prior to Your Honorable Body undertaking, funding, or approving the action requested in this referral.

Funding for these acquisitions, consistent with authorized uses, is included in capital fund 1988 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 the individual property owner(s) listed above do 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


Adam J. Bello
Monroe County Executive



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

OFFICIAL FILE COPY
No. <u>240080</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
WAYS & MEANS -L

February 9, 2024

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

Subject: Amend the 2024 Capital Budget to Increase Funding for the Project “ERP System Replacement,”
Authorize an Interfund Transfer, Authorize Contracts for Licensing Enterprise Resource Planning
and Component System Software and Related Project Management and Implementation Services

Honorable Legislators:

I recommend that Your Honorable Body amend the 2024 Capital Budget to increase funding for the project entitled “ERP System Replacement” in the amount of \$1,550,000, authorize an interfund transfer of \$1,550,000, and authorize contracts for licensing Enterprise Resource Planning (ERP) and component system software and related project management and implementation services, in an aggregate amount not to exceed \$11,050,000 as detailed in Attachment A.

In August 2021 Monroe County issued a Request for Proposal (RFP) for ERP Analysis Project Services seeking assistance with (1) drafting an RFP to acquire a new ERP system, (2) the review and evaluation of ERP proposals received, and (3) to provide implementation support services, including project management and change management, once a new system is selected. Pursuant to Resolution 531 of 2021, the County contracted with Avero, LLC for the first two requested services, and now seeks to enter into a separate contract for the third requested service – implementation support.

With the above referenced assistance of Avero, LLC, Monroe County issued its RFP for a replacement ERP system in October 2022. Staff from several administrative and operating departments evaluated and scored ten responses, participated in system demonstrations, and ultimately selected Avaap U.S.A LLC / Workday as an appropriate replacement ERP system, plus several third-party component systems with which Workday has integration agreements.

Upon the selection of Avaap U.S.A. LLC / Workday, the County requests authorization to acquire the necessary software licensing agreements and related implementation services, as detailed in Attachment A, to appropriately configure Workday and its third-party component systems for County use. These contracts will also include technical business analysis services for data migration from SAP, accessible archived data for historical information that will not migrate, connectivity solutions for other existing systems that will continue to operate outside of the ERP environment, requisite employee training prior to full system production, and provide time-limited post-production support.

The adopted 2024 operating budget of the Department of Information Services included \$1,550,000 for new ERP system licensing. However, licensing fees incurred during the period of system configuration and implementation would be more appropriately reflected as a cost of the capital project. Therefore we are requesting an interfund transfer to aggregate the total project’s implementation cost into one fund.

Upon successful contract negotiations, the project is anticipated to commence August 1, 2024 and take eighteen to twenty-four months to fully implement.

The specific legislative actions required are:

1. Amend the 2024 Capital Budget to increase funding for the project entitled "ERP System Replacement," in the amount of \$1,550,000 for a total authorization of \$11,050,000.
2. Authorize an interfund transfer in the amount of \$1,550,000 from the Department of Information Services, internal services fund 9020, to capital fund 2078, ERP System Replacement.
3. Authorize the County Executive, or his designee, to execute contracts, and any amendments thereto, for licensing ERP and component system software and related project management and implementation services, as detailed in Attachment A, in an aggregate amount not to exceed \$11,050,000.

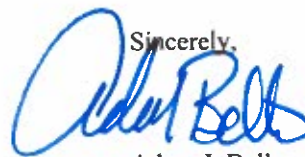
This action is a Type II Action pursuant to 6 NYCRR §617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

Funding for this project, consistent with authorized uses, will be included in capital fund 2078 once the interfund transfer is approved, and any other capital fund(s) created for the same intended purpose. No additional net County support is required in the current Monroe County budget.

The records in the office of the Monroe County Treasury have indicated that neither Avaap U.S.A. LLC, nor any of their principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firm are:

Dhiraj Shah, Founder and Executive Chairman
Steve Csuka, CEO

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

Sincerely,


Adam J. Bello
Monroe County Executive

AJB:db

ATTACHMENT A

Project Management and Implementation Services
(aggregate estimated cost is \$7.65M)

Avero, LLC
512 W. Broadway Avenue
Maryville, TN 37801

Avaap U.S.A. LLC
1400 Goodale Blvd, Suite 100
Columbus, OH 43212

ERP and Component Software Licensing and Implementation Services
(aggregate estimated cost is \$3.40M)

Workday (Workday, Inc.) – ERP system

CityWorks (Azteca Systems, LLC, a Trimble Company) – work orders

Timmons Group

Can/Am Teller (Can/Am Technologies, Inc.) – cashiering

Sherpa Budgeting Solution (Euna Solutions) – budget production

ADP SmartCompliance (ADP, Inc.) – employment tax reporting

Emphasys Sympro Treasury Management (Emphasys Computer Solutions, Inc.) – debt management



Office of the County Executive
Monroe County, New York

Adam J. Bello
County Executive

February 9, 2024

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Committee Assignment
WAYS & MEANS -L

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

Subject: Authorization to Settle a Lawsuit in New York State Supreme Court, Monroe County,
Index No. E2022006509

Honorable Legislators:

I recommend that Your Honorable Body authorize a settlement of \$300,000 in an action brought against Monroe County in New York State Supreme Court, Monroe County, Index No. E2022006509. This lawsuit arises out of an incident that occurred in December 2021.

The specific legislative actions required are:

1. Authorize the settlement of the action brought against Monroe County in New York State Supreme Court, Monroe County, Index No. E2022006509 for \$300,000.
2. Authorize the County Executive, or his designee, to execute and deliver any and all documents necessary to effectuate such settlement.

The legislative action requested in this referral is not an "Action," as that term is defined in 6 NYCRR § 617.2(b), and is not subject to review under the State Environmental Quality Review Act.

Funding for the payment of the settlement is available in the Risk Management Fund. No additional net County support is required in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committees for favorable action by Your Honorable Body. I request that discussion of this referral take place in Executive Session, pursuant to Public Officer's Law § 105(1)(d).

Sincerely,

Adam J. Bello
Monroe County Executive

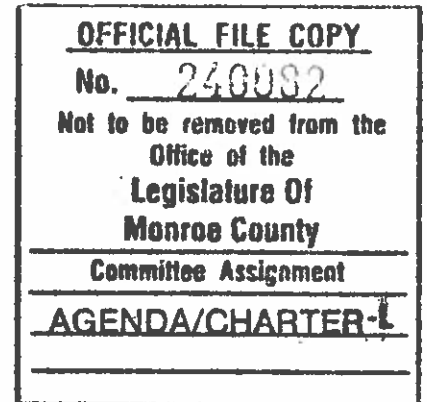


Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

February 9, 2024



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

Subject: Confirmation of Appointment to the Monroe County Airport Authority

Honorable Legislators:

I recommend that Your Honorable Body confirm the appointment of Sanjay Hiranandani, to the Monroe County Airport Authority, in accordance with New York Public Authorities Law §2753.

Mr. Hiranandani resides at 140 Sandringham Road, Rochester, New York 14620. His appointment is effective immediately and his term will expire on December 31, 2025.

The specific legislative action required is to confirm the appointment of Sanjay Hiranandani, 140 Sandringham Road, Rochester, New York 14620, to the Monroe County Airport Authority, whose term will begin immediately and expire on December 31, 2025. This action is required in accordance with New York Public Authorities Law §2753.

The legislative action requested in this referral is not an "Action," as that term is defined in 6 NYCRR § 617.2(b), and is not subject to review under the State Environmental Quality Review Act.

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

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

Sincerely,

Adam J. Bello
Monroe County Executive

AJB:db

— SANJAY HIRANANDANI —

140 Sandringham Rd ♦ Rochester, New York 14610 ♦ 585.678.1764 ♦ sanjay@bluespout.com

SENIOR TECHNOLOGY EXECUTIVE, INVESTOR, AND ADVISOR

Investor and advisor in early stage growth companies focused around technology disruption of a range of industries. Solutions-focused and hands-on strategist equipped with 22+ years of management success within IT, infrastructure and engineering capacities. Detail-oriented professional providing track record of achievement spearheading major technology deployments, developing infrastructures, and executing integrations, while ensuring customer satisfaction and smooth operations. Possess business, technical, engineering, and operations acumen in companies ranging from entrepreneurial start-ups to Fortune 1000 public companies. Areas of expertise include:

Strategic Planning ♦ Operations Management ♦ Process Improvement ♦ Telecommunications ♦ Architecture ♦ Network Design
Infrastructure Design ♦ Mergers/Acquisitions ♦ Budget Administration ♦ Deployments ♦ Vendor/Client Relations ♦ Negotiations

— CAREER —

bluespout, LLC [Rochester, NY]

March 2016-present

Chief Executive Officer: Lead an early stage venture portfolio with investments in over 20 early-stage technology companies, providing guidance and counsel to early stage startups around the globe. Manage a \$84M company portfolio which has enjoyed a 92% IRR since its inception.

Board Memberships:

CloudInsyte, Inc.
KatiKati, Inc.
Simplimechanic, Inc. - Board Chair
FacetoFace Health, LLC

Paychex, Inc. [Rochester, New York]

December 2011-March 2016

Vice President – Information Technology/Chief Technology Officer: Run all aspects of IT infrastructure for Paychex including Hardware and Software Infrastructure, Architecture, Performance, technology strategy and Enterprise support. Manage a \$225M Operating budget and \$75M capital budget. Served as a member of the Senior Officer team and played a key role in defining corporate strategy and direction. Lead plans to help transition legacy infrastructure to support cloud based services, and transition Paychex from a people based to a Software as a Service payroll and benefits services provider

- ♦ Renegotiated and restructured telecom and network agreements and architecture to save \$10M over a 3 year window
- ♦ Led convergence of server platforms from seven diverse legacy platforms to single converged strategy
- ♦ Architected infrastructure to drive double digit performance and capacity growth with no IT operations budget growth
- ♦ Led Infrastructure and organization changes to effect technology support for 8% YoY topline revenue growth and significant shift of customers leveraging web based payroll, HR, and benefits services.

PAETEC Holding Corp. [Fairport, New York]

1999-2011

Senior Vice President & Chief Technology Officer: Drove technology strategy for the company while leading infrastructure design and deployment functions as well as technology transition. Control annual \$135M capital budget and \$25M operating budget and drive control of \$800M in network cost directly contributing to company gross margin. Served as a member of the Senior Officer Team; played an instrumental role in defining corporate strategy and direction, which includes defining plans, establishing corporate operating and capital budgets, and defining and executing merger/acquisition strategy. Lead activities to develop, market, and support voice and data-related products as well as converge local and long-distance voice traffic onto multi-service IP backbone networks. Manage Network Provisioning organization for rapidly increasing demand for access lines; maintain industry-leading turnaround window and volume level, and lead teams managing all deployment, planning, design and development of all systems and voice and data infrastructure.

- ♦ Spearheaded development and deployment of technology infrastructure from start-up phase to \$1.6B publicly traded company; designed infrastructure supporting more than 50,000 medium to large enterprise customers.
- ♦ Directed successful efforts to seamlessly integrate 10 acquisitions into unified service and product offering, realizing key synergies.
- ♦ Championed deployment of one of the first Multi Protocol Label Switching(MPLS) based nationwide IP networks in the US, which led competitors using legacy frame relay technologies to follow.

- ◆ Launched nationwide rollout of the company's data and product set, including leased line-based Internet access, private line data services, and VPN offerings. Deployed national IP backbone and access network infrastructure.
- ◆ Led one of most rapid national deployments of any integrated communications provider networks by leading engineering teams responsible for nationwide switch facilities encompassing Lucent 5ESS switches, Cisco and Juniper routers, system infrastructure from Sun, Dell, EMC, software from Oracle, EMC, and ancillary equipment, and 17,000 route miles of fiber-optic cable.

TeleBeam, Inc. [*State College, PA*]

1998-1999

Vice President, Advanced Technologies: Controlled efforts to design and build large, multiservice IP backbone network, encompassing various access technologies, including HFC CATV plant, DSL loops, leased line, and switched Ethernet; network covered several metro markets in Pennsylvania, Maryland, New York, West Virginia, and Delaware. Deployed plan to provide high-speed switched Ethernet across local dialtone to multiple dwelling units passed by TeleBeam fiber.

- ◆ Designed single-protocol plan to provide high-speed Internet access, local and long-distance voice, and suite of enhanced data and telephony services in several metro markets with populations ranging from 100,000 to 200,000.
- ◆ Realized 300% increase in ISP customer base over 6-month period through orchestrating implementation of backbone router upgrades and network service enhancements.
- ◆ Leveraged CLEC status in Pennsylvania to provide DSL services in Tier-3 markets; transitioned TDM voice transport from IXC portion of business to VoIP to leverage QoS-enabled IP backbone.

Cornell University—Information Technology Division & Cornell Theory Center [*Ithaca, New York*]

1992-1998

Lead Network Architect/Director of Networking and Telecom: Directed transition of campus backbone from legacy Fiber Distributed Data Interface (FDDI) design to high-speed switched and end-to-end Quality of Service(QoS) enabled network. Created and implemented plans for dual gigabit Ethernet backbone and edge nodes of the network serving 40,000+ users. Provided technical leadership to university's high-performance connectivity efforts; represented engineering interests in vBNS, Internet II, Nysernet2000, and other national and regional next-generation networking efforts. Led nationwide initiatives to deploy dynamic IP routing protocols in a next generation Cisco hardware environment. Served as key Cornell representative in leading US Government National Science Foundation funded networking initiatives and represented the University in National Laboratory of Applied Network Research (NLANR) initiatives. Met networking needs of demanding researchers worldwide.

— **ACADEMIC CREDENTIALS** —

Bachelor of Arts, Science & Technology Studies: Cornell University, Ithaca, NY

AWARDS AND RECOGNITION

Top Fifty Asian Americans in Business: Asian American Business Development Center – Recognized as one of the top fifty Asian American business leaders in the United States

Forty Under 40 Award: Rochester Business Journal – Recognized as one of key young business leaders in the Rochester area with significant business and community leadership contributions

Most Innovative Product Award: Telephony Magazine, 2008 – Recognized for leading innovation in evolving legacy infrastructures into industry leading Voice over Internet Protocol (VoIP) offering

COMMUNITY LEADERSHIP

Board Member- Memorial Art Gallery of the University of Rochester

Board Member - Hindu Temple of Rochester

Civilian Panel Member - Brighton Police Department, Town of Brighton

President's Roundtable Member - Rochester Institute of Technology

Former Member, Board of Directors, and Chairman: Development of Indo-American Leaders (DIAL)

Former Trustee and Finance Committee Member: Geva Theatre Center

Former Member, Board of Directors: American Heart Association



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

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Committee Assignment	
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WAYS & MEANS	

February 9, 2024

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

Subject: Authorizing a License Agreement with Bella Events Group for the 2024 Rochester Pride Festival

Honorable Legislators:

I recommend that Your Honorable Body authorize a license agreement with Bella Events Group for the 2024 Rochester Pride Festival to be held at the festival grounds at Beikirch Park, formerly Highland Park South, on July 20, 2024.

The Rochester Pride Festival has been held as a celebration of and for our community's LGBTQ+ members after Rochester's Pride Parade since at least 1996, but this is the first time that the festival is being organized as a ticketed, paid admission event in a County park. Under County law, this commercial use of County park facilities requires the issuance of a revocable license and the approval of the County Legislature.

Rochester Pride events have a long history of being held in July, instead of with most national events in June, dating back to the original July 1971 "Gay-In" picnic at Genesee Valley Park. Since 2016, the Pride Festival has been held at Cobbs Hill Park, a City of Rochester-operated park, but the attendance of the event has outgrown that location. Details of the 2024 Pride Festival are still being developed, but will include food and drink vendors, booths for community organizations and businesses, and live music.

The specific legislative action required is to authorize a license agreement with Bella Events Group for the 2024 Rochester Pride Festival to be held at the festival grounds at Beikirch Park, formerly Highland Park South, on July 20, 2024.

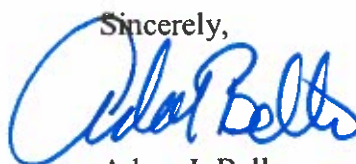
This action is a Type II Action pursuant to 6 NYCRR 617.5(c)(21) ("minor temporary uses of land having negligible or no permanent impact on the environment") and is not subject to further review under the State Environmental Quality Review Act.

This license agreement is revenue generating and no net County support is required in the current Monroe County budget.

The records of the Office of the Monroe County Treasury have indicated that neither Bella Events Group, nor its principal officer, Jenna Knauf, 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,



Adam J. Bello
Monroe County Executive

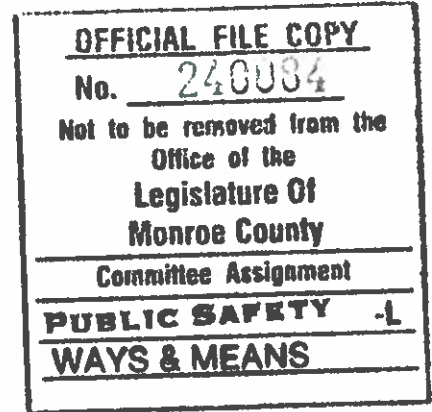


Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

February 9, 2024



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

Subject: Amend Resolution 25 of 2023 to Increase and Extend the Contract with the University of Rochester for the County's Medical Countermeasure Program

Honorable Legislators:

I recommend that Your Honorable Body amend Resolution 25 of 2023 to increase the contract with the University of Rochester for the continuing development and sustainment of the County's Medical Countermeasure Program from the amount of \$75,000 to the amount of \$91,779.37 and extend the contract by two months through June 30, 2024.

The contract, supported by existing grant funding, provides services for the Department of Public Health's Public Health Preparedness efforts through the University of Rochester Center for Community Health.

The specific legislative action required is to amend Resolution 25 of 2023 to increase the contract with the University of Rochester, 601 Elmwood Avenue, Rochester, New York 14642, for the continuing development and sustainment of the County's Medical Countermeasure Program from the amount of \$75,000 to the amount of \$91,779.37 and extend the contract by two months through June 30, 2024.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

Funding for this contract is included in the 2024 operating budget of the Department of Public Safety, general fund 9300, funds center 2408030100, Office of Emergency Management. 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,

Handwritten signature of Adam J. Bello

Adam J. Bello
Monroe County Executive

AJB:db



ATTACHMENTS:

	Description	File Name	Type
▢	Read and Files	2.13.24_read_and_files.pdf	Backup Material

MONROE COUNTY LEGISLATURE
READ & FILE - February 13, 2024 - Day 3

Ref. No.	Subject Matter
RF24-0007	Yversha Roman, President of the Legislature - Regarding Chaplain for the February 13, 2024 meeting, Father Joe Marcoux, at the Invitation of Legislator Jackie Smith - 2/9/24
RF24-0008	Adam J. Bello, Monroe County Executive - Regarding Summary Level Financial Statements by Department for the Period Ending October 2023 - 1/11/24
RF24-0009	John P. Bringewatt, County Attorney, Monroe County - Regarding Monroe County, NY Local State of Emergency - 1/4/24
RF24-0010	John P. Bringewatt, County Attorney, Monroe County - Regarding Monroe County, NY Local State of Emergency - 1/8/24
RF24-0011	John P. Bringewatt, County Attorney, Monroe County - Regarding Monroe County, NY Local State of Emergency - 1/12/24
RF24-0012	John P. Bringewatt, County Attorney, Monroe County - Regarding Monroe County, NY Local State of Emergency - 1/17/24
RF24-0013	John P. Bringewatt, County Attorney, Monroe County - Regarding Monroe County, NY Local State of Emergency - 1/23/24
RF24-0014	John P. Bringewatt, County Attorney, Monroe County - Regarding Monroe County, NY Local State of Emergency - 1/29/24
RF24-0015	John P. Bringewatt, County Attorney, Monroe County - Regarding Monroe County, NY Local State of Emergency - 2/1/24
RF24-0016	John P. Bringewatt, County Attorney, Monroe County - Regarding Monroe County, NY Local State of Emergency - 2/5/24
RF24-0017	John P. Bringewatt, County Attorney, Monroe County - Regarding Monroe County, NY Local State of Emergency - 2/9/24
RF24-0018	Julie Cianca, Public Defender, Monroe County - Regarding Monroe County Public Defender's 2023 Annual Report - 1/31/24
RF24-0019	Malik Evans, Mayor, City of Rochester - Regarding Introductories Filed for the February 20, 2024 Regular City Council Meeting - 2/11/24
RF24-0020	Jeff Kehoe, Associate Environmental Analyst, Agriculture and Markets, State of New York - Regarding Notification of the Agricultural District 8 Year Review - 1/29/24



ATTACHMENTS:

Description	File Name	Type
▫ Reports from Administration	REPORTS_FROM_ADMINISTRATION_2.13.24.pdf	Backup Material

REPORTS FROM ADMINISTRATION

February 6, 2024

Requests for Information

Referral No. 24-0004; 24-0005; 24-0014; 24-0019; 24-0028 and 24-0036

Submitted by Jeffery L. McCann 2/6/24



ATTACHMENTS:

	Description	File Name	Type
▢	Approved Committee Minutes	january_2024_approved_comm_min.pdf	Backup Material

Summary of Minutes
AGENDA/CHARTER COMMITTEE
October 24, 2023
5:10 p.m.

Chairman McCabe called the meeting to order at 5:24 p.m.

MEMBERS PRESENT: Sean McCabe (Chair), Steve Brew (Vice Chair), *Kathleen A. Taylor, Rachel Barnhart (RMM), Dave Long

** Note: Member Participated via Video Conference*

OTHER MEMBERS PRESENT: Robert Colby, Richard B. Milne, Paul Dondorfer, Frank X. Allkofer, Mark Johns, Jackie Smith, Tracy DiFlorio, Sean M. Delehanty, Kirk Morris, Carolyn Delvecchio Hoffman, Susan Hughes-Smith, Howard Maffucci, Mike Yudelson, Roman Misula, William Burgess

ADMINISTRATION PRESENT: John Bringewatt (County Attorney), Robert Franklin (CFO), Laura Smith (Chief Deputy County Attorney), Adrienne Green (Staff Assistant), Michael Garland (DES Director), Sean Murphy (DES Deputy Director), Gary Walker (Communications Director), Richard Tantalo (Public Safety Director), Tim Henry (Public Safety Deputy Director), Denise Read (DHS)

PUBLIC FORUM: There were no speakers.

APPROVAL OF MINUTES: The minutes of August 21, 2023 were approved as submitted.

NEW BUSINESS:

23-0326 - Enact a Local Law Entitled “Uniform Code Enforcement – County Executive Adam J. Bello
MOVED by Legislator Brew, SECONDED by Legislator Long.
ADOPTED: 5-0

23-0272 - Authorize the Creation of the Monroe County Land Bank – As a Matter of Importance – County Executive Adam J. Bello, President Sabrina LaMar, Majority Leader Steve Brew, Minority Leader Yversha Roman, County Legislators Blake Keller, Jackie Smith, Tracy DiFlorio, Frank X. Allkofer, Richard B. Milne, Sean McCabe, Kirk Morris, Mark Johns, Paul Dondorfer, Howard Maffucci, Sean M. Delehanty, Michael Yudelson, Susan Hughes-Smith, George Hebert, Dave Long, Roman Misula, John B. Baynes, Kathleen Taylor, Robert Colby, Rachel Barnhart, Mercedes Vazquez Simmons, Linda Hasman, Albert Blankley, Carolyn Delvecchio Hoffman, Ricky Frazier, William Burgess
MOVED by Legislator Brew, SECONDED by Legislator Barnhart.
ADOPTED: 5-0

OTHER MATTERS

ADJOURNMENT:

There being no other matters, Chairman McCabe adjourned the meeting at 5:32 p.m.

The next Agenda/Charter Committee meeting is scheduled for **Monday, November 27, 2023 at 5:00 p.m.**

Respectfully Submitted,
David Grant
Clerk of the Legislature

Summary of Minutes

ENVIRONMENT & PUBLIC WORKS COMMITTEE

November 27, 2023

5:15 p.m.

Chairman Johns called the meeting to order at 5:15 p.m.

MEMBERS PRESENT: Mark Johns (Chair), Sean McCabe (Vice-Chair), Tracy DiFlorio, George Hebert, Albert Blankley, Susan Hughes-Smith (RMM), Howard Maffucci

OTHER LEGISLATORS PRESENT: Frank X. Allkofer, Mercedes Vazquez Simmons, John Baynes, Roman Misula, Dave Long, Michael Yudelson, Carolyn Delvecchio Hoffman, Ricky Frazier

ADMINISTRATION PRESENT: Adrienne Green (Legislative Liaison), Andy Moore (Director, Airport), Michael Garland (Director, DES) Robert Franklin (CFO), John Bringewatt (County Attorney), Laura Smith (Chief Deputy County Attorney), Sean Murphy (DES)

PUBLIC FORUM: There was one speaker and public forum ended at 5:19pm.

PRESENTATION: Robert Franklin, Chief Financial Officer, Proposed 2024 Monroe County Budget, as it pertained to the Environment and Public Works Committee

APPROVAL OF MINUTES: The minutes of October 24, 2023 were approved as submitted.

NEW BUSINESS:

23-0362 - Classification of Action and Determination of Significance Pursuant to the State Environmental Quality Review Act for the Sale of County Owned Tax Foreclosure Property Located at 21 Bachman Road in the Town of Irondequoit - County Executive Adam J. Bello

MOVED by Legislator McCabe, SECONDED by Legislator DiFlorio.
ADOPTED: 7-0

23-0364 - Classification of Action and Determination of Significance Pursuant to the State Environmental Quality Review Act for the Sale of County Owned Tax Foreclosure Property Located at 50 Ashlyn Rise in the Town of Penfield - County Executive Adam J. Bello

MOVED by Legislator DiFlorio, SECONDED by Legislator Hebert.
ADOPTED: 7-0

23-0366 - Classification of Action and Determination of Significance Pursuant to the State Environmental Quality Review Act for the Jurisdictional Transfer of a portion of Old Brooks Avenue in the Town of Gates to the Town – County Executive Adam J. Bello

MOVED by Legislator Hebert, SECONDED by Legislator McCabe.
ADOPTED: 7-

APPROVED

- 23-0368 - Classification of Action and Determination of Significance Pursuant to the State Environmental Quality Review Act for the Acquisition of Easements for Calkins Road Highway Improvement Project in the Town of Henrietta – County Executive Adam J. Bello

MOVED by Legislator McCabe, SECONDED by Legislator DiFlorio.
ADOPTED: 7-0

- 23-0370 - Acceptance of a Grant from the New York State Department of Environmental Conservation for Municipal Food Scraps Recycling Initiatives - County Executive Adam J. Bello

MOVED by Legislator DiFlorio, SECONDED by Legislator Hebert.
ADOPTED: 7-0

- 23-0372 - Authorize Contract with C&S Engineers, Inc., CHA Consulting, Inc., McFarland Johnson, Inc., and Passero Associates, Engineering, Architecture & Surveying, P.C. for Airport Consulting Term Services for the Frederick Douglass Greater Rochester International Airport – County Executive Adam J. Bello

MOVED by Legislator Hebert, SECONDED by Legislator McCabe.
ADOPTED: 7-0

- 23-0373 - Authorize Contracts with Barton and Loguidice, D.P.C., Environmental Design and Research, Landscape Architecture, Engineering & Environmental Services, D.P.C., Passero Associates, Engineering Architecture & Surveying, P.C., and T.Y. Lin International Engineering & Architecture, P.C. for Parks Architectural and Engineering Term Services – County Executive Adam J. Bello

MOVED by Legislator McCabe, SECONDED by Legislator DiFlorio.
ADOPTED: 7-0

- 23-0374 - Authorize a Contract with Clean Harbors Environmental Services, Inc. to Collect, Transport, and Dispose of Household Hazardous Waste to Support the Monroe County Pure Waters Industrial Waste Program - County Executive Adam J. Bello

MOVED by Legislator DiFlorio, SECONDED by Legislator McCabe.
ADOPTED: 7-0

OTHER MATTERS

ADJOURNMENT:

There being no other matters, Chairman Johns adjourned the meeting at 7:50 p.m.

The next meeting of the Environment and Public Works Committee **will be announced**.

Respectfully Submitted,
Frank Keophtlasy
Deputy Clerk of the Legislature

Summary of Minutes
INTERGOVERNMENTAL RELATIONS COMMITTEE
November 27, 2023
5:30 p.m.

Chairman Hebert called the meeting to order at 7:50 p.m.

MEMBERS PRESENT: George Hebert (Chair), Tracy DiFlorio (Vice Chair), Mark Johns, Dave Long (RMM), Roman Misula

OTHER LEGISLATORS PRESENT: Frank X. Allkofer, Howard Maffucci, Susan Hughes-Smith, Michael Yudelson, Albert Blankley, Sean McCabe, Rick Milne, Mercedes Vazquez Simmons

ADMINISTRATION PRESENT: Adrienne Green (Legislative Liaison), John Bringewatt (County Attorney), Robert Franklin (CFO), Laura Smith (Chief Deputy County Attorney), Sean Murphy (DES), Dr. Zerby (DHS), Jennifer Curly (MCSO), John Clark (ME)

PUBLIC FORUM: There was one speaker.

APPROVAL OF MINUTES: The minutes of October 24, 2023 meeting were approved as submitted.

NEW BUSINESS:

23-0383- Authorize an Intermunicipal Agreements with Other Counties for Services Provided by the Monroe County Office of the Medical Examiner – County Executive Adam J. Bello

MOVED by Legislator DiFlorio, SECONDED by Legislator Johns.
ADOPTED: 5-0

23-0389- Authorize an Intermunicipal Agreements with Municipalities for Rochester-Monroe County Youth Bureau Programs in 2024 – County Executive Adam J. Bello

MOVED by Legislator Johns, SECONDED by Legislator DiFlorio.
ADOPTED: 5-0

23-0394- Amend Resolution 305 of 2020, as Amended by Resolution 410 of 2021, to Extend the Time Period of The Grant from the New York State Division of Homeland Security and Emergency Services for the Operation Stonegarden Program and to Permit the Town of Irondequoit to Seed Reimbursement for Equipment Pursuant to an Intermunicipal Agreement with Monroe County for the Operation Stonegarden Program – County Executive Adam J. Bello

MOVED by Legislator DiFlorio, SECONDED by Legislator Johns.
ADOPTED: 5-0

23-0398- Authorize an Intermunicipal Agreement with Other Counties for Forensic Laboratory Services Provided by the Monroe County Crime Laboratory – County Executive Adam J. Bello

MOVED by Legislator Johns, SECONDED by Legislator DiFlorio.
ADOPTED: 5-0

23-0402- Authorize Intermunicipal Agreement with the City of Rochester for a Firearms Instructor - County Executive Adam J. Bello

MOVED by Legislator DiFlorio, SECONDED by Legislator Johns.
ADOPTED: 5-0

APPROVED

- 23-0409-** Amend the 2023-2029 Capital Improvement Program and 2024 Capital Budget to Add a Project Entitled “PSTF Fire Training Grounds Expansion” Authorize Financing for the Project; Authorize An Intermunicipal Agreement with City of Rochester; and Acceptance of a Gift from the Monroe Community College Foundation – County Executive Adam J. Bello

MOVED by Legislator Johns, SECONDED by Legislator DiFlorio.
ADOPTED: 5-0

- 23-0412-** Authorize Grant Contracts, Appropriation Transfers, and Intermunicipal Agreements Pursuant the American Rescue Plan Act (ARPA) for Broadband Infrastructure – As a Matter of Importance – County Executive Adam J. Bello

MOVED by Legislator DiFlorio, SECONDED by Legislator Johns.
ADOPTED: 5-0

- 23-0414-** Acceptance of a Grant from the United States Department of Justice, Office on Violence Against Women, for the Improving Criminal Justice Responses Grant Program Also Known as the Arrest Program, and Authorize and Intermunicipal Agreement with the City of Rochester and Contracts With the Legal Aid Society of Rochester, New York, Planned Parenthood of Central and Western New York, Inc., and Willow Domestic Violence Center of Greater Rochester, Inc. – As a Matter of Importance – County Executive Adam J. Bello

MOVED by Legislator Johns, SECONDED by Legislator DiFlorio.
ADOPTED: 5-0

OTHER MATTERS:

ADJOURNMENT:

There being no other matters, Chairman Hebert adjourned the meeting at 8:10 p.m.

The next Intergovernmental Relations Committee meeting will be announced.

Respectfully submitted,
Ian Watkins
2nd Assistant Deputy Clerk of the Legislature

APPROVED

Summary of Minutes

PLANNING AND ECONOMIC DEVELOPMENT COMMITTEE

November 27, 2023

5:45 p.m.

Chairwoman DiFlorio called the meeting to order at 8:13 p.m.

MEMBERS PRESENT: Tracy DiFlorio (Chair), Mark Johns, Frank X. Allkofer (Vice Chair), John B. Baynes, Ricky Frazier (RMM)

OTHER LEGISLATORS PRESENT: George Hebert, Howard Maffucci, Susan Hughes-Smith, Dave Long, Mark Johns,

ADMINISTRATION PRESENT: Adrienne Green (Legislative Liaison), Laura Smith (Chief Deputy County Attorney), Bob Franklin (Chief Financial Officer), Ana Liss (Planning Director) John Bringewatt (County Attorney),

PUBLIC FORUM: There were no speakers.

PRESENTATION: Robert Franklin, Chief Financial Officer, Proposed 2024 Monroe County Budget, as it pertained to the Planning and Economic Development Committee. A brief question and answer period followed the presentation.

APPROVAL OF MINUTES: The minutes of September 25, 2023 were approved as submitted.

OTHER MATTERS

ADJOURNMENT:

There being no other matters, Chairwoman DiFlorio adjourned the meeting at 8:34 p.m.

The next Planning and Economic Development Committee meeting will be announced.

Respectfully submitted,
Ian Watkins
2nd Assistant Deputy Clerk of the Legislature

Summary of Minutes

HUMAN SERVICES COMMITTEE

November 28, 2023

5:00 p.m.

Chairman Keller called the meeting to order at 5:01 p.m.

MEMBERS PRESENT: Blake Keller (Chair), Jackie Smith (Vice Chair), Paul Dondorfer, Steve Brew, Kirk Morris, Michael Yudelson (RMM), Linda Hasman, Albert Blankley, Carolyn Delvecchio Hoffman

OTHER LEGISLATORS PRESENT: Richard B. Milne, Sean M. Delchanty, Robert Colby, Roman Misula, William Burgess, Ricky Frazier, Susan Hughes-Smith

ADMINISTRATION PRESENT: Jeff McCann (Deputy County Executive), Adrienne Green (Legislative Liaison), Robert Franklin (CFO), John Bringewatt (County Attorney), Laura Smith (Chief Deputy County Attorney), Steve Newcomb (Director – Office for the Aging), Tim Henry (Deputy Director – Public Safety), Sean Murphy (Deputy Director – DES), Denise Read (DHS), Richard Tantalo (Director – Public Safety), Rebecca Hartman (Chief Toxicologist), Kathy Carelock (Public Health), Thalia Wright (DHS Commissioner), Bob Zerby (Medical Examiner’s Office), Andrea Guzzetta Zury (HR Director), Rebecca Case Caico (Director of Research Strategy and Development), Tom Frys (Transportation Director), Dale Russell (Veterans Services Agency), Mark Funk (Assigned Counsel), Desmond Jackson (MCH), Dr. Michael Mendoza (Public Health Commissioner)

PUBLIC FORUM: There were no speakers.

PRESENTATION: Robert Franklin, Chief Financial Officer, Finance Department
Proposed 2024 Monroe County Budget
As it pertained to the Human Services Committee
(The presentation was followed by a question and answer period)

APPROVAL OF MINUTES: The minutes of October 24, 2023 were approved as submitted.

NEW BUSINESS:

23-0371 - Authorize a Contract with Vargas Associates, Inc. for Professional Design Services for the Department of Human Services Space Utilization Project – County Executive Adam J. Bello

MOVED by Legislator Smith, SECONDED by Legislator Dondorfer.
ADOPTED: 9-0

23-0376 - Authorize a Contract with Monroe Community College to Provide a Certified Nursing Assistant Training Program for New Employees at Monroe Community Hospital – County Executive Adam J. Bello

MOVED by Legislator Dondorfer, SECONDED by Legislator Morris.
ADOPTED: 9-0

23-0377 - Authorize a Contract with Medicaid Recoveries, Inc. to Provide Medicaid Application Services for Monroe Community Hospital – County Executive Adam J. Bello

MOVED by Legislator Morris, SECONDED by Legislator Brew.
ADOPTED: 9-0

- 23-0378 - Authorize a Contract with St. Ann's Management Company, Inc. to Provide Comprehensive Medical Billing Services for Monroe Community Hospital – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Smith.
ADOPTED: 9-0

- 23-0379 - Amend Resolution 220 of 2018 to Accept Additional Funding from the New York State Department of Health and Extend the Time Period for Support of the Monroe County Nurse-Family Partnership Program – County Executive Adam J. Bello

MOVED by Legislator Smith, SECONDED by Legislator Dondorfer.
ADOPTED: 9-0

- 23-0380 - Amend Resolution 412 of 2020, as Amended by Resolution 421 of 2021 and Resolution 369 of 2022, to Amend, Increase, and Extend the Term of the Contract with Rochester Regional Health, through its Rochester General Hospital Permitted Laboratories, to Provide Clinical Laboratory Services for the Monroe County Department of Public Health – County Executive Adam J. Bello

MOVED by Legislator Dondorfer, SECONDED by Legislator Morris.
ADOPTED: 9-0

- 23-0381 - Amend Resolution 429 of 2020 to Amend, Increase, and Extend the Term of the Contract with the University of Rochester Pulmonary Group of the Monroe County Department of Public Health Tuberculosis Control Program – County Executive Adam J. Bello

MOVED by Legislator Morris, SECONDED by Legislator Brew.
ADOPTED: 9-0 (*Legislator Hasman Declared Her Interest Prior to the Vote.*)

- 23-0382 - Acceptance of a Grant from the New York State Department of Health for the Tuberculosis Testing for Asylum Seekers Program – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Smith.
ADOPTED: 9-0

- 23-0383 - Authorize Intermunicipal Agreements with Other Counties for Services Provided by the Monroe County Office of the Medical Examiner – County Executive Adam J. Bello

MOVED by Legislator Smith, SECONDED by Legislator Dondorfer.
ADOPTED: 9-0

- 23-0384 - Acceptance of a Grant from the New York State Governor's Traffic Safety Committee for the Comprehensive Toxicology Testing in Driving Under the Influence and Driving Under the Influence of Drugs Program (Office of the Medical Examiner) – County Executive Adam J. Bello

MOVED by Legislator Dondorfer, SECONDED by Legislator Morris.
ADOPTED: 9-0

- 23-0385 - Authorize a Contract with Nurse-Family Partnership (National Service Office) for Support of the Nurse-Family Partnership Program – County Executive Adam J. Bello

MOVED by Legislator Morris, SECONDED by Legislator Brew.

ADOPTED: 9-0

- 23-0386 - Authorize Contracts with Karen Rosenbloom, Paul DiStefano, William Hawkins, Pamela Grant, and Any Other Qualified Individual to Provide Municipal Representative Services for the Preschool Special Education Program – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Smith.

ADOPTED: 9-0

- 23-0387 - Acceptance of Funding from the New York State Office of Mental Health and Amend Resolution 393 of 2022, as Amended by Resolutions 142, 225, and 298 of 2023 and the Resolution Adopted Pursuant to Referral 23-0314, Authorizing Contracts for the Provision of Mental Health, Developmental Disabilities, and Alcoholism and Substance Abuse Services in 2023 for the Monroe County Office of Mental Health – County Executive Adam J. Bello

MOVED by Legislator Smith, SECONDED by Legislator Dondorfer.

ADOPTED: 9-0

- 23-0388 - Authorize Contracts for the Provision of Mental Health, Developmental Disability, and Alcoholism and Substance Abuse Services in 2024 for the Monroe County Office of Mental Health – County Executive Adam J. Bello

MOVED by Legislator Dondorfer, SECONDED by Legislator Morris.

ADOPTED: 9-0

- 23-0389 - Authorize Intermunicipal Agreements with Municipalities for Rochester-Monroe County Youth Bureau Programs in 2024 – County Executive Adam J. Bello

MOVED by Legislator Morris, SECONDED by Legislator Brew.

ADOPTED: 9-0

- 23-0390 - Authorize Contracts with Not-For-Profit Agencies for Rochester-Monroe County Youth Bureau Programs in 2024 – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Smith.

ADOPTED: 9-0

- 23-0391 - Authorization to Contract for Monroe County Office for the Aging Programs in 2024-2025 – County Executive Adam J. Bello

MOVED by Legislator Smith, SECONDED by Legislator Dondorfer.

ADOPTED: 9-0

- 23-0408 - Authorize Professional Services Contracts for the Monroe County Office of Mental Health, Socio-Legal Center – County Executive Adam J. Bello

MOVED by Legislator Dondorfer, SECONDED by Legislator Morris.

ADOPTED: 9-0

- 23-0410 - Acceptance of a Grant from Health Research Inc. / New York State Department of Health for the New York State Public Health Corps Fellowship Program – County Executive Adam J. Bello

MOVED by Legislator Morris, SECONDED by Legislator Brew.

ADOPTED: 9-0

23-0413 - Authorize Contracts with Rochester Industries Placement, Inc. d/b/a Authentica and WorkFit Medical, LLC for Medical Occupational Examinations and Consultations for Monroe County Employees and the Monroe County HAZMAT Team – As a Matter of Importance – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Dondorfer.
ADOPTED: 9-0

OTHER MATTERS:

ADJOURNMENT:

There being no other matters, Chairman Keller adjourned the meeting at 7:41 p.m.

The next Human Services Committee meeting will be announced.

Respectfully submitted,
David Grant
Clerk of the Legislature

Summary of Minutes

TRANSPORTATION COMMITTEE

November 28, 2023

5:15 p.m.

Chairman Morris called the meeting to order at 7:47 p.m.

MEMBERS PRESENT: Kirk Morris (Chair), Robert Colby (Vice Chair), Jackie Smith, Blake Keller, Linda Hasman (RMM), Ricky Frazier, William Burgess

OTHER LEGISLATORS PRESENT: Sean Delehanty, Steve Brew, Richard Milne, Carolyn Delvecchio Hoffman, Albert Blankley, Roman Misula, Susan Hughes-Smith

ADMINISTRATION PRESENT: Adrienne Greene (Legislative Liaison), Robert Franklin (Chief Financial Officer), John Bringewatt (County Attorney), Laura Smith (Chief Deputy County Attorney), Tom Frys (Transportation Director)

PUBLIC FORUM: There were no speakers.

PRESENTATION: Robert Franklin, Chief Financial Officer, Proposed 2024 Monroe County Budget, as it pertained to the Transportation Committee

APPROVAL OF MINUTES: The minutes of September 26, 2023 were approved as submitted.

NEW BUSINESS:

23-0392 Authorize the Alteration of Monroe County Traffic Safety Signal and Fiber Systems by the New York State Department of Transportation During the NY Route 104 from Lake Avenue to Culver Road Project in the City Of Rochester – County Executive Adam J. Bello

MOVED by Legislator Colby, SECONDED by Legislator Keller.

ADOPTED: 7-0

23-0393 Authorize a Traffic Signal Agreement with Wegmans Food Markets, Inc. to Perform Traffic Signal Operation and Maintenance Services for Traffic Signal #225 Located at the Intersection of Calkins Road and Fair Avenue/Lavender Circle in the Town of Henrietta – County Executive Adam J. Bello

MOVED by Legislator Keller, SECONDED by Legislator Smith

ADOPTED: 7-0

OTHER MATTERS:

ADJOURNMENT:

There being no other matters, Chairman Morris adjourned the meeting at 8:24 p.m.

The next Transportation committee meeting **will be announced.**

Respectfully submitted,
Frank Keophetlasy
Deputy Clerk of the Legislature

Summary of Minutes
PUBLIC SAFETY COMMITTEE
November 28, 2023
5:30 p.m.

Chairman Dondorfer called the meeting to order at 8:31 p.m.

MEMBERS PRESENT: Paul Dondorfer (Chair), Richard B. Milne (Vice Chair), Sean M. Delehanty, Robert Colby, Kirk Morris, William Burgess (RMM), Susan Hughes-Smith, Carolyn Delvecchio Hoffman, Roman Misula

OTHER LEGISLATORS PRESENT: Jackie Smith, Steve Brew, George Hebert, Albert Blankley

ADMINISTRATION PRESENT: Adrienne Green (Legislative Liaison), Robert Franklin (CFO), John Bringewatt (County Attorney), Laura Smith (Chief Deputy County Attorney), Dawn Staub (Administrator, District Attorney), Kristine Durante (Probation Admin.), Richard Tantalo (Director, Public Safety), Korey Brown (Undersheriff, MCSO), Michael Fowler (Commander, MCSO), Sean Murphy (DES), Mark Funk (Conflict Defender)

PUBLIC FORUM: There were no speakers.

PRESENTATION: Robert Franklin, Chief Financial Officer, Proposed 2024 Monroe County Budget, as it pertained to the Environment and Public Safety Committee

APPROVAL OF MINUTES: The minutes of October 24, 2023 were approved as submitted.

NEW BUSINESS:

23-0394 - Amend Resolution 305 of 2020, as amended by Resolution 410 of 2021, to Extend the Time Period of the Grant from the New York State Division of Homeland Security and Emergency Services for the Operation Stonegarden Program and to Permit the Town of Irondequoit to Seek Reimbursement for Equipment - County Executive Adam J. Bello

MOVED by Legislator Milne, SECONDED by Legislator Colby.

ADOPTED: 7-2 (*Legislators Delvecchio Hoffman and Hughes-Smith voted in the negative*)

23-0395 - Acceptance of a Grant from the New York State Office of Indigent Legal Services for the Offices of the Public Defender and the Conflict Defender for the Provision of Indigent Legal Services - County Executive Adam J. Bello

MOVED by Legislator Milne, SECONDED by Legislator Morris.

ADOPTED: 9-0

23-0396 - Acceptance of a Grant from the New York State Office of Indigent Legal Services for the Offices of the Public Defender, Conflict Defender, and the Monroe County Assigned Counsel Office for the Caseload Reduction Program - County Executive Adam J. Bello

MOVED by Legislator Morris, SECONDED by Legislator Delehanty.
ADOPTED: 9-0

- 23-0397 - Acceptance of a Grant from the New York State Division of Criminal Justice Services for the 2023-2024 Aid to Crime Laboratories Program (Monroe County Crime Laboratory) - County Executive Adam J. Bello

MOVED by Legislator Delehanty, SECONDED by Legislator Milne.
ADOPTED: 9-0

- 23-0398 - Authorize Intermunicipal Agreements with Other Counties for Forensic Laboratory Services Provided by the Monroe County Crime Lab - County Executive Adam J. Bello

MOVED by Legislator Milne, SECONDED by Legislator Colby.
ADOPTED: 9-0

- 23-0399 - Acceptance of a Grant from the New York State Governor's Traffic Safety Committee for the Child Passenger Safety Program (Department of Public Safety)- County Executive Adam J. Bello

MOVED by Legislator Milne, SECONDED by Legislator Morris.
ADOPTED: 9-0

- 23-0400 - Acceptance of a Grant from the New York State Stop-DWI Foundation, Inc. for DWI High Visibility Engagement Campaign Enforcement and Authorize Agreements with Ten Municipalities and Two State Entities - County Executive Adam J. Bello

MOVED by Legislator Morris, SECONDED by Legislator Delehanty.
ADOPTED: 9-0

- 23-0401 - Acceptance of a Grant from the New York State Division of Criminal Justice Services for the County Reentry Task Force Program and Authorize a Contract with Delphi Drug and Alcohol Council, Inc. - County Executive Adam J. Bello

MOVED by Legislator Delehanty, SECONDED by Legislator Milne.
ADOPTED: 9-0

- 23-0402 - Authorize an Intermunicipal Agreement with the City of Rochester for a Firearms Instructor - County Executive Adam J. Bello

MOVED by Legislator Milne, SECONDED by Legislator Colby.
ADOPTED: 9-0

- 23-0403 - Acceptance of a Grant from the New York State Division of Homeland Security and Emergency Services for the FY2023 Emergency Management Performance Grant - County Executive Adam J. Bello

MOVED by Legislator Milne, SECONDED by Legislator Morris.
ADOPTED: 9-0

- 23-0404 - Acceptance of a Grant from the New York State Division of Homeland Security and Emergency Services for the FY2023 State Homeland Security Program and Authorize a Contract with the University of Rochester - County Executive Adam J. Bello

MOVED by Legislator Morris, SECONDED by Legislator Delehanty.
ADOPTED: 9-0

- 23-0405 - Acceptance of a Grant from the New York State Division of Homeland Security and Emergency Services for the FY2023 State Law Enforcement Terrorism Prevention Program - County Executive Adam J. Bello

MOVED by Legislator Delehanty, SECONDED by Legislator Milne.
ADOPTED: 9-0

- 23-0409 - Amend the 2024-2029 Capital Improvement Program and 2024 Capital Budget to Add a Project Entitled "PSTF Fire Training Grounds Expansion;" Authorize Financing for the Project; Authorize an Intermunicipal Agreement with the City of Rochester; and Acceptance of a Gift from the Monroe Community College Foundation - County Executive Adam J. Bello

MOVED by Legislator Milne, SECONDED by Legislator Colby.
ADOPTED: 9-0

- 23-0411 - Amend Resolution 365 of 2021 to Increase the Contract with Public Safety Psychology, PLLC for Occupational Psychiatric and Psychological Testing - County Executive Adam J. Bello

MOVED by Legislator Milne, SECONDED by Legislator Morris.
ADOPTED: 9-0

- 23-0414 - Acceptance of a Grant from the United States Department of Justice, Office on Violence Against Women, for the Improving Criminal Justice Responses Grant Program also known as the Arrest Program, and Authorize an Intermunicipal Agreement with the City of Rochester and Contracts with the Legal Aid Society of Rochester, New York, Planned Parenthood of Central and Western New York, Inc., and Willow Domestic Violence Center of Greater Rochester, Inc. - County Executive Adam J. Bello

MOVED by Legislator Morris, SECONDED by Legislator Delehanty.
ADOPTED: 9-0

OTHER MATTERS:

ADJOURNMENT:

There being no other matters, Chairman Dondorfer adjourned the meeting at 10:47 p.m.

The next Public Safety Meeting will be announced.

APPROVED

Respectfully submitted,
Frank Keophetlasy
Deputy Clerk of the Legislature

Summary of Minutes
WAYS AND MEANS COMMITTEE
December 7, 2023
5:30 p.m.

Chairwoman Smith called the meeting to order at 5:31 p.m.

MEMBERS PRESENT: Jackie Smith (Chair), Sean M. Delehanty (Vice-Chair), Steve Brew, Robert Colby, Paul Dondorfer, Richard B. Milne, Howard Maffucci (RMM), Rachel Barnhart, Yversha Roman, Mercedes Vazquez Simmons, Michael Yudelson

MEMBERS ABSENT: Robert J. Colby

(Note: Legislator Colby arrived in the Chambers at 5:45 P.M. and was present for the remainder of the meeting.)

OTHER LEGISLATORS PRESENT: Carolyn Delvecchio Hoffman, John B. Baynes, William Burgess

ADMINISTRATION PRESENT: Jeff McCann (Deputy County Executive), Robert Franklin (CFO), John Bringewatt (County Attorney), Laura Smith (Chief Deputy County Attorney), Richard Tantalo (Public Safety Director), Michael J. Garland, P.E. (DES Director), Amy Grande (Real Property Director), Thalia Wright (Human Services Commissioner), Steve Newcomb (Office for the Aging Acting Director), Tom Frys (Transportation Acting Director), Jennifer Kusse (Information Services), Korey Brown (Undersheriff), Jennifer Curley (Sheriff Admin), Andy Moore (Airport Director), Gary Walker (Communications Director), Ana Liss (Planning Director), Denise Read (DHS), John Clark (Crime Lab), Mark Funk (Assigned Counsel), Jamie Romeo (County Clerk), Janson McNair (OPI Director), Rebecca Case Caico (Planning), Sean Murphy (DES), Andrea Guzzetta Zury (HR Director), Amy Grower (Chief of Staff – Exec’s Office), Adrienne Green (Legislative Liaison), Daniel Krebs (IS), Patrick Merideth (Parks Director), Tom Morrissey (Parks), Tim Henry (Public Safety Deputy Director), Lisa Polito Nicolay (Board of Elections Commissioner), David Reilich (Board of Elections), Jacklyn Ortiz (Board of Elections Commissioner), Meagan McDermott (Communications), Natalie Shepard (Board of Elections), Eric Leinenbach (OPI), Clem Chung (DES), Bob Zerby (ME Office), David Scott (DEI), Nick Stefanovic (Veteran’s Services), Bob Kiley (Parks)

PLEDGE OF ALLEGIANCE: Led by Legislator Sean M. Delehanty.

(Note: Chairwoman wished everyone a Happy Hanukkah.)

PUBLIC HEARING: Assessment Rolls for the Gates-Chili-Ogden Sewer District, Irondequoit Bay South Central Pure Waters District, Northwest Quadrant Pure Waters District and Rochester Pure Waters District for 2024
There were no speakers.

PUBLIC HEARING: Proposed 2024 Monroe County Budget
There were 19 speakers and the public hearing ended at 6:24 p.m.

(Note: Legislator Colby arrived in the Chambers at 5:45 P.M. and was present for the remainder of the meeting.)

PUBLIC FORUM: There were no speakers.

PRESENTATION: Robert Franklin, Chief Financial Officer of Monroe County presented the

APPROVED

Proposed 2024 Monroe County Budget as it pertained to the Ways and Means Committee. A question and answer period followed.

(Chairwoman Smith declared a brief recess during the question and answer period and the recess ended at 8:25 P.M.)

APPROVAL OF MINUTES: The minutes of October 24, 2023 were approved as submitted.

NEW BUSINESS:

23-0363 - Authorize the Sale of County Owned Tax Foreclosure Property Located at 21 Bachman Road in the Town of Irondequoit – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Delehanty.

ADOPTED: 11-0

23-0365 - Authorize the Sale of County Owned Tax Foreclosure Property Located at 50 Ashlyn Rise in the Town of Penfield - County Executive Adam J. Bello

MOVED by Legislator Delehanty, SECONDED by Legislator Dondorfer.

ADOPTED: 11-0

23-0367 - Authorize the Jurisdictional Transfer of a Portion of Old Brooks Avenue in the Town of Gates to the Town of Gates to the Town – County Executive Adam J. Bello

MOVED by Legislator Dondorfer, SECONDED by Legislator Colby.

ADOPTED: 11-0

23-0369 - Authorize the Acquisition of Easements in Real Property for the Calkins Road Highway Improvement Project in the Town of Henrietta – County Executive Adam J. Bello

MOVED by Legislator Colby, SECONDED by Legislators Brew and Milne.

ADOPTED: 11-0

Legislator Brew Moved the remaining Agenda as a whole except for referral nos. 23-0406 and 23-0407 and Legislator Maffucci seconded the motion

ADOPTED: 11-0

23-0370 - Acceptance of a Grant from the New York State Department of Environmental Services for Municipal Food Scraps Recycling Initiatives – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.

ADOPTED: 11-0

23-0371 - Authorize a Contract with Vargas Associates, Inc. for Professional Design Services for the Department of Human Services Space Utilization Project – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.

ADOPTED: 11-0

- 23-0372 - Authorize Contract with C&S Engineers, Inc., CHA Consulting, Inc., McFarland Johnson, Inc., and Passero Associates, Engineering, Architecture & Surveying, P.C. for Airport Consulting Term Services for the Frederick Douglass Greater Rochester International Airport – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.
ADOPTED: 11-0

- 23-0373 - Authorize Contracts with Barton and Loguidice, D.P.C., Environmental Design and Research, Landscape Architecture, Engineering & Environmental Services, D.P.C., Passero Associates, Engineering, Architecture & Surveying, P.C., and T.Y. Lin International Engineering & Architecture, P.C. for Parks Architectural and Engineering Term Services – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.
ADOPTED: 11-0

- 23-0374 - Authorize a Contract with Clean Harbors Environmental Services, Inc. to Collect, Transport, and Dispose of Household Hazardous Waste to Support the Monroe County Pure Waters Industrial Waste Program – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.
ADOPTED: 11-0

- 23-0376 - Authorize a Contract with Monroe Community College to Provide a Certified Nursing Assistant Training Program for New Employees at Monroe Community Hospital – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.
ADOPTED: 11-0

- 23-0377 - Authorize a Contract with Medicaid Recoveries, Inc. to Provide Medicaid Application Services for Monroe Community Hospital – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.
ADOPTED: 11-0

- 23-0378 - Authorize a Contract with St. Ann's Management Company, Inc. to Provide Comprehensive Medical Billing Services for Monroe Community Hospital – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.
ADOPTED: 11-0

- 23-0379 - Amend Resolution 220 of 2018 to Accept Additional Funding from the New York State Department of Health and Extend the Time Period for Support of the Monroe County Nurse-Family Partnership Program – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.
ADOPTED: 11-0

- 23-0380 - Amend Resolution 412 of 2020, as Amended by Resolution 421 of 2021 and Resolution 369 of 2022, to Amend, Increase, and Extend the Term of the Contract with Rochester Regional Health, through its Rochester General Hospital Permitted

Laboratories, to Provide Clinical Laboratory Services for the Monroe County Department of Public Health – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.
ADOPTED: 11-0

- 23-0381 - Amend Resolution 429 of 2020 to Amend, Increase, and Extend the Term of the Contract with the University of Rochester Pulmonary Group for the Monroe County Department of Public Health Tuberculosis Control Program– County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.
ADOPTED: 11-0

- 23-0382 - Acceptance of a Grant from the New York State Department of Health for the Tuberculosis Testing for Asylum Seekers Program – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.
ADOPTED: 11-0

- 23-0383 - Authorize Intermunicipal Agreements with Other Counties for Services Provided by the Monroe County Office of the Medical Examiner – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.
ADOPTED: 11-0

- 23-0384 - Acceptance of a Grant from the New York State Governor’s Traffic Safety Committee for the Comprehensive Toxicology Testing in Driving Under the Influence and Driving Under the Influence of Drugs Program (Office of the Medical Examiner) – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.
ADOPTED: 11-0

- 23-0385 - Authorize a Contract with Nurse-Family Partnership (National Service Office) for Support of the Nurse-Family Partnership Program – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.
ADOPTED: 11-0

- 23-0386 - Authorize Contracts with Karen Rosenbloom, Paul DiStefano, William Hawkins, Pamela Grant, and Any Other Qualified Individual to Provide Municipal Representative Services for the Preschool Special Education Program – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.
ADOPTED: 11-0

- 23-0387 - Acceptance of Funding from the New York State Office of Mental Health and Amend Resolution 393 of 2022, as Amended by Resolutions 142, 225, and 298 of 2023 and the Resolution Adopted Pursuant to Referral 23-0314, Authorizing Contracts for the Provision of Mental Health, Developmental Disabilities, and Alcoholism and Substance Abuse Services in 2023 for the Monroe County Office of Mental Health – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.
ADOPTED: 11-0

- 23-0388 - Authorize Contracts for the Provision of Mental Health, Developmental Disability, and Alcoholism and Substance Abuse Services in 2024 for the Monroe County Office of Mental Health – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.
ADOPTED: 11-0

- 23-0389 - Authorize Intermunicipal Agreements with Municipalities for Rochester-Monroe County Youth Bureau Programs in 2024 – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.
ADOPTED: 11-0

- 23-0390 - Authorize Contracts with Not-For-Profit Agencies for Rochester-Monroe County Youth Bureau Programs in 2024 – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.
ADOPTED: 11-0

- 23-0391 - Authorization to Contract for Monroe County Office for the Aging Programs in 2024-2025 – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.
ADOPTED: 11-0

- 23-0393 - Authorize a Traffic Signal Agreement with Wegmans Food Markets, Inc. to Perform Traffic Signal Operation and Maintenance Services for Traffic Signal #225 Located at the Intersection of Calkins Road and Fair Avenue/Lavender Circle in the Town of Henrietta – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.
ADOPTED: 11-0

- 23-0394 - Amend Resolution 305 of 2020, as amended by Resolution 410 of 2021, to Extend the Time Period of the Grant from the New York State Division of Homeland Security and Emergency Services for the Operation Stonegarden Program and to Permit the Town of Irondequoit to Seek Reimbursement for Equipment – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.
ADOPTED: 11-0

- 23-0395 - Acceptance of a Grant from the New York State Office of Indigent Legal Services for the Offices of the Public Defender and the Conflict Defender for the Provision of Indigent Legal Services – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.
ADOPTED: 11-0

- 23-0396 - Acceptance of a Grant from the New York State Office of Indigent Legal Services for the Offices of the Public Defender, Conflict Defender, and the Monroe County

Assigned Counsel Office for the Caseload Reduction Program – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.
ADOPTED: 11-0

23-0397 - Acceptance of a Grant from the New York State Division of Criminal Justice Services for the 2023-2024 Aid to Crime Laboratories Program (Monroe County Crime Laboratory) – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.
ADOPTED: 11-0

23-0398 - Authorize Intermunicipal Agreements with Other Counties for Forensic Laboratory Services Provided by the Monroe County Crime Lab – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.
ADOPTED: 11-0

23-0399 - Acceptance of a Grant from the New York State Governor’s Traffic Safety Committee for the Child Passenger Safety Program (Department of Public Safety) – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.
ADOPTED: 11-0

23-0400 - Acceptance of a Grant from the New York State STOP-DWI Foundation, Inc. for DWI High Visibility Engagement Campaign Enforcement and Authorize Agreements with Ten Municipalities and Two State Entities – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.
ADOPTED: 11-0

23-0401 - Acceptance of a Grant from the New York State Division of Criminal Justice Services for the County Reentry Task Force Program and Authorize a Contract with Delphi Drug and Alcohol Council, Inc. – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.
ADOPTED: 11-0

23-0402 - Authorize an Intermunicipal Agreement with the City of Rochester for a Firearms Instructor – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.
ADOPTED: 11-0 (*Legislator Dondorfer Declared His Interest Prior to the Vote.*)

23-0403 - Acceptance of a Grant from the New York State Division of Homeland Security and Emergency Services for the FY2023 Emergency Management Performance Grant – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.
ADOPTED: 11-0

- 23-0404 - Acceptance of a Grant from the New York State Division of Homeland Security and Emergency Services for the FY2023 State Homeland Security Program and Authorize a Contract with the University of Rochester – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.

ADOPTED: 11-0

- 23-0405 - Acceptance of a Grant from the New York State Division of Homeland Security and Emergency Services for the FY2023 State Law Enforcement Terrorism Prevention Program – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.

ADOPTED: 11-0

- 23-0408 - Authorize Professional Services Contracts for the Monroe County Office of Mental Health, Socio-Legal Center – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.

ADOPTED: 11-0

- 23-0409 - Amend the 2024-2029 Capital Improvement Program and 2024 Capital Budget to Add a Project Entitled “PSTF Fire Training Grounds Expansion;” Authorize Financing for the Project; Authorize an Intermunicipal Agreement with the City of Rochester; and Acceptance of a Gift from the Monroe Community College Foundation – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.

ADOPTED: 11-0

- 23-0410 - Acceptance of a Grant from Health Research, Inc. /New York State Department of Health for the New York State Public Health Corps Fellowship Program – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.

ADOPTED: 11-0

- 23-0411 - Amend Resolution 365 of 2021 to Increase the Contract with Public Safety Psychology, PLLC for Occupational Psychiatric and Psychological Testing – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.

ADOPTED: 11-0

- 23-0412 - Authorize Grant Contracts, Appropriation Transfers, and Intermunicipal Agreements Pursuant the American Rescue Plan Act (ARPA) for Broadband Infrastructure – As a Matter of Importance – County Executive Adam J. Bello, President Sabrina LaMar, Majority Leader Steve Brew, Minority Leader Yversha Roman, County Legislators Blake Keller, Jackie Smith, Tracy DiFlorio, Frank X. Allkofer, Richard B. Milne, Sean McCabe, Kirk Morris, Mark Johns, Paul Dondorfer, Howard Maffucci, Sean M. Delehanty, Michael Yudelson, Susan Hughes-Smith, Dave Long, Roman Misula, Kathleen Taylor, Robert Colby, Mercedes Vazquez Simmons, Linda Hasman, Albert Blankley, Carolyn Delvecchio Hoffman, Ricky Frazier, William Burgess

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.

ADOPTED: 11-0

- 23-0413 - Authorize Contracts with Rochester Industries Placement, Inc. d/b/a Authentica and WorkFit Medical, LLC for Medical Occupational Examinations and Consultations for Monroe County Employees and the Monroe County HAZMAT Team – As a Matter of Importance – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.

ADOPTED: 11-0

- 23-0414 - Acceptance of a Grant from the United States Department of Justice, Office on Violence Against Woman, for the Improving Criminal Justice Responses Grant Program also known as the Arrest Program, and Authorize an Intermunicipal Agreement with the City of Rochester and Contracts with the Legal Aid Society of Rochester, New York, Planned Parenthood of Central and Western New York, Inc., and Willow Domestic Violence Center of Greater Rochester, Inc. – As a Matter of Importance – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Maffucci.

ADOPTED: 11-0

- 23-0406 - Authorize a Contract with Capital Markets Advisors, LLC for Independent Registered Municipal Advisor Services on behalf of Monroe County – County Executive Adam J. Bello

MOVED by Legislator Milne, SECONDED by Legislator Brew.

ADOPTED: 11-0

- 23-0407 - Authorize Second Round Distribution of Grant Contracts and Appropriation Transfers Pursuant to the American Rescue Plan Act (ARPA) – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Delehanty.

ADOPTED: 11-0

OTHER MATTERS

ADJOURNMENT:

There being no other matters, Chairwoman Smith adjourned the meeting at 9:30 p.m.

The next meeting of the Ways and Means Committee will be announced.

Respectfully Submitted,
David Grant
Clerk of the Legislature



ATTACHMENTS:

	Description	File Name	Type
▢	Proposed Resolutions for February 2024	2.13.24_proposed_resoluions.pdf	Backup Material

PWAB 1;3;5;7

By Legislators Hughes-Smith and Maffucci

PURE WATERS ADMINISTRATIVE BOARDS OF
GATES-CHILI-OGDEN SEWER DISTRICT;
IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT;
NORTHWEST QUADRANT PURE WATERS DISTRICT; AND
ROCHESTER PURE WATERS DISTRICT

Intro. Nos. _____

RESOLUTION NOS. _____ OF 2024

**AUTHORIZING CONTRACTS WITH MRB GROUP ENGINEERING, ARCHITECTURE &
SURVEYING, D.P.C. AND RAMBOLL AMERICAS ENGINEERING SOLUTIONS, INC. FOR
PUMP STATION GENERAL ARCHITECTURAL AND ENGINEERING TERM SERVICES**

BE IT RESOLVED BY THE PURE WATERS ADMINISTRATIVE BOARDS OF THE GATES-
CHILI-OGDEN SEWER DISTRICT; IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS
DISTRICT; NORTHWEST QUADRANT PURE WATERS DISTRICT; AND ROCHESTER PURE
WATERS DISTRICT, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to execute contracts, and any amendments thereto, with MRB Group Engineering, Architecture & Surveying, D.P.C. and Ramboll Americas Engineering Solutions, Inc. for pump station general architectural and engineering term services for a total annual aggregate amount not to exceed \$500,000 for the period of January 1, 2024 through December 31, 2024, with the option to renew for two (2) additional one-year extensions, with escalations for the extensions to be limited to an amount equal to the increase in the previous year's Consumer Price Index (U.S. City Average CPI-U from the Bureau of Labor Statistics).

Section 2. Funding for these contracts, consistent with authorized uses, is included in various capital funds and in the 2024 operating budget of the Department of Environmental Services, pure waters fund 9007, funds center 8575010000, Rochester Pure Waters District Special Expenses; pure waters fund 9007, funds center 8574010000, Irondequoit Bay South Central Pure Waters District Special Expenses; pure waters fund 9007, funds center 8573010000, Northwest Quadrant Pure Waters District Special Expenses; and pure waters fund 9007, funds center 8571010000, Gates-Chili-Ogden Sewer District Special Expenses, and will be requested in future years' budgets.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

File No. 24-0009

ADOPTION: Date: _____

Vote: _____

RWAB 2, 4, 6, 8

By Legislators Blankley, Hughes-Smith, and Maffucci

PURE WATERS ADMINISTRATIVE BOARDS OF THE
GATES-CHILI-OGDEN SEWER DISTRICT;
IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT;
NORTHWEST QUADRANT PURE WATERS DISTRICT; AND
ROCHESTER PURE WATERS DISTRICT

Intro. Nos. _____

RESOLUTION NOS. _____ OF 2024

**AUTHORIZING INTERMUNICIPAL AGREEMENT WITH MONROE 2-ORLEANS BOARD
OF COOPERATIVE EDUCATIONAL SERVICES TO PROVIDE ANNUAL TECHNICAL
SKILLS TRAINING PROGRAM**

BE IT RESOLVED BY THE PURE WATERS ADMINISTRATIVE BOARDS OF THE
GATES-CHILI-OGDEN SEWER DISTRICT; IRONDEQUOIT BAY SOUTH CENTRAL PURE
WATERS DISTRICT; NORTHWEST QUADRANT PURE WATERS DISTRICT; AND ROCHESTER
PURE WATERS DISTRICT, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to execute an
intermunicipal agreement, and any amendments thereto, with Monroe 2-Orleans Board of Cooperative
Educational Services in an annual amount not to exceed \$75,000 to provide an annual technical skills training
program to the Monroe County Department of Environmental Services for the period of January 1, 2024
through December 31, 2024, with the option to renew for four (4) additional one-year extensions in an
annual amount not to exceed \$75,000.

Section 2. Funding for this agreement is included in the 2024 operating budget of the
Department of Environmental Services, pure waters fund 9007, funds center 8572010000, Pure Waters
Administration and internal services fund 9020, funds center 8670010000, Maintenance and Construction,
and will be requested in future years' budgets.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe
County Charter.

File No. 24-0011

ADOPTION: Date: _____ Vote: _____

By Legislators Barnhart and Hughes-Smith

Intro. No. ____

LOCAL LAW NO. __ OF 2024

AMENDING LOCAL LAW NO. 7 OF 2020 ENTITLED "ENACTING A LOCAL LAW AUTHORIZING A LEASE BY NEGOTIATION WITH FEDERAL EXPRESS CORPORATION FOR REAL PROPERTY AT THE GREATER ROCHESTER INTERNATIONAL AIRPORT"

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

Section 1. Section 1 of Local Law No. 7 of 2020 is hereby amended as follows:

The County Executive, or his designee, is hereby authorized to execute a lease agreement on behalf of the Monroe County Airport Authority, and any amendments thereto, with the Federal Express Corporation, or any subsidiary or successor, in the amount of \$130,441.28 per year for a period ten (10) years commencing on or about December 1, 2020, with the option to renew the lease agreement for two (2) additional five (5) year terms and an option to amend the lease to expand the leased premises by an additional 123,220 sq. ft. of unimproved real property with an adjusted additional rent for the additional leased premises, and to amend the name of the airport in the lease and any amendments thereto to the Frederick Douglass Greater Rochester International Airport.

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

Agenda/Charter Committee; January 22, 2024 – CV: 8-0
Environment & Public Works Committee; January 22, 2024 – CV: 7-0
File No. 24-0005.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~~

2.

By Legislators Barnhart and Hughes-Smith

Intro. No. ____

MOTION NO. ____ OF 2024

PROVIDING THAT LOCAL LAW (INTRO. NO. ____ OF 2024), ENTITLED "AMENDING LOCAL LAW NO. 7 of 2020 ENTITLED 'ENACTING A LOCAL LAW AUTHORIZING A LEASE BY NEGOTIATION WITH FEDERAL EXPRESS CORPORATION FOR REAL PROPERTY AT THE GREATER ROCHESTER INTERNATIONAL AIRPORT'", BE TABLED

BE IT MOVED, that Local Law (Intro. No. ____ of 2024), entitled "AMENDING LOCAL LAW NO. 7 of 2020 ENTITLED 'ENACTING A LOCAL LAW AUTHORIZING A LEASE BY NEGOTIATION WITH FEDERAL EXPRESS CORPORATION FOR REAL PROPERTY AT THE GREATER ROCHESTER INTERNATIONAL AIRPORT'" be tabled.

File No. 24-0005.LL

ADOPTION: Date: _____

Vote: _____

By Legislators Barnhart and Hughes-Smith

Intro. No. ____

RESOLUTION NO. ____ OF 2024

FIXING A PUBLIC HEARING ON LOCAL LAW (INTRO. NO. ____ OF 2024), ENTITLED "AMENDING LOCAL LAW NO. 7 OF 2020 ENTITLED 'ENACTING A LOCAL LAW AUTHORIZING A LEASE BY NEGOTIATION WITH FEDERAL EXPRESS CORPORATION FOR REAL PROPERTY AT THE GREATER ROCHESTER INTERNATIONAL AIRPORT'"

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

Section 1. That there will be a public hearing at 6:15 P.M. on the 12th day of March, 2024, in the Legislative Chambers in the County Office Building, Rochester, New York on Local Law (Intro. No. ____ of 2024), entitled "AMENDING LOCAL LAW 7 OF 2020, ENTITLED 'ENACTING A LOCAL LAW AUTHORIZING A LEASE BY NEGOTIATION WITH FEDERAL EXPRESS CORPORATION FOR REAL PROPERTY AT THE GREATER ROCHESTER INTERNATIONAL AIRPORT'"

Section 2. The Clerk of the Legislature is directed to give notice of the time and place of this public hearing, and a description of the proposed local law, to the news media within the County, and shall conspicuously post a copy of said notice in the office of the Clerk at least five days before said hearing. In addition, the Clerk shall cause said notice to be published once in the official newspapers of general circulation within the County at least five days before said hearing.

Section 3. This resolution shall take effect immediately.

File No. 24-0005.LL

ADOPTION: Date: _____

Vote: _____

By Legislators Barnhart and Hughes-Smith

Intro. No. ____

LOCAL LAW NO. __ OF 2024

ENACTING LOCAL LAW ENTITLED “AMENDING THE AIRLINE-AIRPORT USE AND LEASE AGREEMENTS WITH AMERICAN AIRLINES, INC., DELTA AIR LINES, INC., FEDERAL EXPRESS CORPORATION, JETBLUE AIRWAYS CORPORATION, SOUTHWEST AIRLINES CO., AND UNITED AIRLINES, INC. FOR SPACE AT THE FREDERICK DOUGLASS-GREATER ROCHESTER INTERNATIONAL AIRPORT”

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

Section 1. The County Executive, or his designee, is hereby authorized to execute amendments to the Airlinc-Airport Use and Lease Agreements, and any amendments thereto, on behalf of the Monroe County Airport Authority, with American Airlines, Inc., Delta Air Lines, Inc., Federal Express Corporation, JetBlue Airways Corporation, Southwest Airlines Co., and United Airlines, Inc., for space at the Frederick Douglass-Greater Rochester International Airport, with the following amended terms and conditions to the existing Airline-Airport Use and Lease Agreements (the “Agreements”) between the parties for the period from January 1, 2019 through December 31, 2023:

- a. Update the name of the airport to the Frederick Douglass-Greater Rochester International Airport throughout the Agreements.
- b. Extend the Term to December 31, 2028, and replace December 31, 2023 with December 31, 2028 throughout the Agreements.
- c. Amend the definition “Net Airfield Requirement,” replace the reference to “Exhibit ‘G’.” with “Exhibit ‘G-4’.” in Article I.
- d. Amend the definition “Net Terminal Requirement,” replace the reference to “Exhibit ‘G’.” with “Exhibit ‘G-5’.” in Article I.
- e. Amend Article VIII by (i.) Deleting the phrase, “Non-Signatory Airline” Section 8.02.B.2; (ii.) Replace Section 8.06 with updated Revenue Sharing agreed to by the parties; (iii.) Replace Section 8.09 with updated Non-Signatory Airline Landing Fees and Terminal Fees agreed to by the parties; (iv.) Replace Exhibits “E” and “G” with new Exhibit “E” and “G” as required by the replacements.
- f. Replace Article XIX with current Federal Aviation Administration update government inclusion language regarding (i.) Government Agreements; (ii.) Emergency Clause; (iii.) Human Rights Law; (iv.) General Civil Rights Provisions; (v.) Compliance with Nondiscrimination Requirements; (vi.) Title VI Clauses for Transfer of Real Property Acquired or Improved Under the Activity, Facility, or Program; (vii.) Title VI Clauses for Construction/Use/Access to Real Property Acquired Under the Activity, Facility or Program; (viii.) Title VI List of Pertinent Nondiscrimination Acts and Authorities; (ix.) Additional Federal Grant Agreement Covenants; (x.) Americans with Disabilities Act and Air Carrier Access Act; and (xi.) Security.

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

Agenda/Charter Committee; January 22, 2024 – CV: 9-0
Environment & Public Works Committee; January 22, 2024 – CV: 7-0

4.2

File No. 24-0034.LL

ADOPTION: Date: _____

Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF LOCAL LAW: _____

5.

By Legislators Barnhart and Hughes-Smith

Intro. No. ____

MOTION NO. ____ OF 2024

PROVIDING THAT LOCAL LAW (INTRO. NO. ____ OF 2024), ENTITLED “AMENDING THE AIRLINE-AIRPORT USE AND LEASE AGREEMENTS WITH AMERICAN AIRLINES, INC., DELTA AIR LINES, INC., FEDERAL EXPRESS CORPORATION, JETBLUE AIRWAYS CORPORATION, SOUTHWEST AIRLINES CO., AND UNITED AIRLINES, INC. FOR SPACE AT THE FREDERICK DOUGLASS-GREATER ROCHESTER INTERNATIONAL AIRPORT” BE TABLED

BE IT MOVED, that Local Law (Intro. No. ____ of 2024), entitled “AMENDING THE AIRLINE-AIRPORT USE AND LEASE AGREEMENTS WITH AMERICAN AIRLINES, INC., DELTA AIR LINES, INC., FEDERAL EXPRESS CORPORATION, JETBLUE AIRWAYS CORPORATION, SOUTHWEST AIRLINES CO., AND UNITED AIRLINES, INC. FOR SPACE AT THE FREDERICK DOUGLASS-GREATER ROCHESTER INTERNATIONAL AIRPORT,” be tabled.

File No. 24-0034.LL

ADOPTION: Date: _____

Vote: _____

6.

By Legislators Barnhart and Hughes-Smith

Intro. No. ____

RESOLUTION NO. ____ OF 2024

FIXING A PUBLIC HEARING ON LOCAL LAW (INTRO. NO. ____ OF 2024), ENTITLED "AMENDING THE AIRLINE-AIRPORT USE AND LEASE AGREEMENTS WITH AMERICAN AIRLINES, INC., DELTA AIR LINES, INC., FEDERAL EXPRESS CORPORATION, JETBLUE AIRWAYS CORPORATION, SOUTHWEST AIRLINES CO., AND UNITED AIRLINES, INC. FOR SPACE AT THE FREDERICK DOUGLASS-GREATER ROCHESTER INTERNATIONAL AIRPORT"

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

Section 1. That there will be a public hearing at 6:16 p.m. on the 12th day of March, 2024, in the Legislative Chambers in the County Office Building, Rochester, New York on Local Law (Intro. No. ____ of 2024), entitled "LOCAL LAW (INTRO. NO. ____ OF 2024), ENTITLED "AMENDING THE AIRLINE-AIRPORT USE AND LEASE AGREEMENTS WITH AMERICAN AIRLINES, INC., DELTA AIR LINES, INC., FEDERAL EXPRESS CORPORATION, JETBLUE AIRWAYS CORPORATION, SOUTHWEST AIRLINES CO., AND UNITED AIRLINES, INC. FOR SPACE AT THE FREDERICK DOUGLASS-GREATER ROCHESTER INTERNATIONAL AIRPORT".

Section 2. The Clerk of the Legislature is directed to give notice of the time and place of this public hearing, and a description of the proposed local law, to the news media within the County, and shall conspicuously post a copy of said notice in the office of the Clerk at least five days before said hearing. In addition, the Clerk shall cause said notice to be published once in the official newspapers of general circulation within the County at least five days before said hearing.

Section 3. This resolution shall take effect immediately.

File No. 24-0034.LL

ADOPTION: Date: _____ Vote: _____

7.1

By Legislators Long and Maffucci

Intro. No. _____

RESOLUTION NO. _____ OF 2024

REAPPOINTMENT OF JULIE A. CIANCA AS PUBLIC DEFENDER

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

Section 1. In accordance with the provisions of Section C7-5 of the Monroe County Charter, Julie A. Cianca is hereby reappointed as Public Defender, for a two-year term, effective January 1, 2024 and expiring December 31, 2025.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; January 23, 2024 – CV: 11-0
File No. 24-0004

ADOPTION: Date: _____ Vote: _____

Julie Marini Cianca
78 Seascape Drive
Rochester, NY 14612
juliecianca@gmail.com

BAR ADMISSIONS

New York State Bar 1992

EDUCATION

State University of New York @Oswego
1985-1987

University of Notre Dame
Bachelor of Liberal Arts May 1989
Major: Philosophy Minor: Art History

Albany Law School of Union University
Juris Doctorate, May 1992
Internships-Prisoner’s Legal Services, Albany County District Attorney’s Office

LEGAL EXPERIENCE

Intern, Monroe County District Attorney’s Office
1993-1994- conducted legal research for Major Felony Bureau

Attorney, Monroe County Public Defender’s Office
1994-2001 represented individuals charged with misdemeanor, felony, violent felony, homicides and parole violations in town, city, division of parole, and County and Supreme Courts

Attorney, Ernstrom and Drete, Brighton New York
2001 – civil practice with emphasis on contracts and construction law.

Attorney and Supervisor, Office of the Conflict Defender, Rochester, New York
2002-2003 – responsible for implementation and training in newly formed criminal defense office, represented individuals charged with misdemeanors in Rochester City Court

Special Assistant Public Defender, Monroe County Public Defender’s Office
2003 to 2022 – represented individuals charged with felony, violent felony, homicides and parole violations.

- Supervisor of non -violent felony bureau 2005 to 2008, 2021 to March, 2022
- Supervisor of Town Court bureau 2008 to 2016
- Supervisor of Parole Bureau 2017
- Supervisor and Administrator of Continuing Legal Education 2017 to 2021

Acting First Assistant Public Defender, Monroe County Public Defender’s Office
March, 2022 to November, 2022

Public Defender, Monroe County Public Defender’s Office
November, 2022 to present

COMMUNITY EXPERIENCE

Law Explorers Advisor – Greece Olympia

**Penfield High School Moot Court Team Advisor
University of Rochester Moot Court Team Advisor
RMAPI – Rochester-Monroe Anti-Poverty Initiative**

LEGAL COMMUNITY

**Member – CDANY – Chief Defender’s Association of New York
Member – NYSDA – New York State Defender’s Association
Member – JPC – Judicial Process Committee
Member – PCAJ – Presidents Committee on Access to Justice (Monroe County Bar Association)
Member – MCCCDIP – Monroe County Criminal Case Diversion Implementation Project
Member – CJC – 7th Judicial District Community Justice Council**

AWARDS

Jeff Jacobs Award for Excellence in Trial Advocacy, 2017



OFFICE OF THE PUBLIC DEFENDER

ANNUAL REPORT

2022

INTRODUCTION

This report serves as an overview of the work done by the Monroe County Public Defender’s Office (“the Office”) office during 2022. The report is divided into five sections:

1. Recruitment, retention, and diversification of staff.
2. Continued improvement of the quality of the legal representation provided to our clients.
3. Staff training and continuing legal education.
4. Staffing and caseloads.
5. Plans for the future.

Creation of Office and Its Jurisdiction

As described in the 2020 Annual Report authored by former Public Defender Timothy Donaher, the following is a brief history of the history and structure of the Office of the Monroe County Public Defender:

“In a 1963 landmark decision, the Supreme Court of the United States ruled that all indigent defendants had the right to be represented by counsel in criminal proceedings. In order to comply with the Supreme Court ruling, Article 18-B of the County Law of the State of New York was adopted by the State Legislature in 1965. This law required the various counties throughout the State to adopt a plan for the representation of indigent defendants. In compliance with the state mandate, on May 23, 1968, by virtue of Resolution No. 250 of 1968, the Monroe County Legislature adopted Local Law No. 5 of 1968, thus creating the Office of the Monroe County Public Defender.

By law, the Public Defender is required to 'represent, without charge, at the request of the defendant, or by order of the court with the consent of the defendant, each indigent defendant who is charged with a crime...in the county...in which such public defender serves.'

The Monroe County Public Defender's Office represents individuals in the courts within Monroe County, including the City of Rochester and the towns and villages within the geographical boundaries of the County. This area has a population of approximately 760,000 people.

The Office handles cases in:

- A. Town and Village Justice Courts
- B. Rochester City Court (including Rochester Drug Treatment Court)
- C. County Court (including Mental Health Court, Veterans Court, and Judicial Diversion Program Court)
- D. Supreme Court
- E. Family Court
- F. Appellate Division, Fourth Department
- G. Court of Appeals
- H. United States Supreme Court (when required)

The Public Defender represents the indigent accused at every stage of the criminal proceeding from the arraignment through final disposition, including, when appropriate, appeals from adverse judgments and decisions.

Our goal is to provide to the indigent who are accused of a crime, or who are entitled to representation in family court, an exceptional level of legal representation which exceeds that which they would expect to obtain from privately retained counsel. An individual's constitutional

rights must be protected regardless of his or her financial circumstances.

Assistant public defenders are assigned to work in the Local Court, Superior Court, Family Court, or the Appeals Sections and each takes great pride in the quality of the work they provide to our clients. Their dedication and talent ensures that the rights of our clients are protected, and their dignity respected, in a way that promotes true justice in our community.

A challenging 2022

2022 was an unusual and challenging year in the history of the Office. Having declined to seek reappointment at the end of 2021, Tim Donaher left the position after leading the office since 2008. Jill Paperno then briefly served as the Acting Public Defender before Erik Teifke assumed that position for the bulk of 2022. Then, after a protracted selection process, Julie Cianca was sworn in as Public Defender at the end of the year.

PART 1: RECRUITMENT, RETENTION, AND DIVERSIFICATION OF STAFF

The Office continues to value a diverse, equitable, and inclusive work environment. We believe that diversity of all varieties: racial, gender, ability, sexual orientation, age, etc. improves staff experiences and that a staff that feels comfortable and valued is more likely to contribute to positive case outcomes for our clients. We therefore strive to maintain an engaged and dedicated staff by continuing to develop an office culture that is ever mindful of the challenges presented by our work, and seeks to provide deliberate, thoughtful and intentional support to all who serve our common cause.

RECRUITMENT

We recognize the value of recruiting and retaining staff, especially staff that increase the

diversity of the office. To these ends, we have more aggressively and proactively pursued candidates for staff positions than in prior years.

Hiring committee

While we have had a hiring committee for many years, we have recently increased their membership and resources because we are forced to compete with other employers across the country who have at long last recognized the value of a diverse workplace. While this realization is gratifying, it does provide for a very competitive environment and one where our office is forced to compete despite limited resources. We are simply not in a position to outbid most other employers and therefore have had to use creativity, diligence, and passion as we seek out qualified candidates.

The Hiring Committee consists of Acting Second Assistant Public Defender Joshua Stubbe and Assistant Public Defenders Victoria Bahl, Krystian Opalinski, Jane Yoon, and Tracy Sullivan, as well as Chief Investigator Latanya Morse. The following are some of the efforts we have undertaken by our hiring committee in pursuit of staff, especially staff that offer diversity.

- New York University School of Law - Public Interest Job Fair 2022, 2023 (registered)
 - Virtual appearance (only method offered)
 - 2022 job fair program produced 12 interviews with 4 people accepting positions in our September 2022 class of law grads.
- Cornell Law School
 - Work with OADI (Office of Academic Diversity Initiatives)
 - Spoke in 2021 with OADI Students about PD work at MCPD
 - Spoke/lectured in 2022 with OADI students about accusatory instruments and challenges to them, as well as the discovery reforms.
 - Working with OADI to have their students in the Cornell Pro-Bono Scholars Program work at our office during their Spring 2024 semester.
- University of Buffalo School of Law - Public Defender Career Fair
 - Virtual appearance (only method offered)

- Produced 4 applicants who interviewed, 1 accepted for September 2023.
- University of Buffalo School of Law - Career Fair
 - Registered for 2023, in person
- University of Buffalo School of Law On - Campus Interviews
 - Registered for 2023 date, in person
- Albany Law School - Career Fair
 - Registered for February 2023 as virtual option, but are hoping to change to in-person depending on dates/availability
- Albany Law School - On Campus Interviews
 - Registered for 2023, dates not yet confirmed
- Syracuse University College of Law - On Campus Interviews
 - Registered for in-person dates.
- Job Postings with:
 - Greater Rochester Association for Women Attorneys [GRAWA]
 - Western New York Minority Bar Association
 - Women's Bar Association of the State of New York
 - Chief Defender's Association of New York [CDANY]
 - New York State Association of Criminal Defense Lawyers [NYSACDL]
 - New York State Defender's Association
 - Shift Diff (local, black owned, job board)
- Coordination with several other downstate law schools to attend their On-Campus Interview Sessions or participate in job fairs at their schools.

Internship program

Led by Assistant Public Defenders Victoria Bahl and William Weir, the Office has an increasingly robust internship program that offers high school, college, and law school students exposure to not only our office, but the field of indigent criminal defense as well as the criminal justice system. Interns can become involved in a wide array of assignments depending upon their education and experience levels. We strive to make their experience revealing and rewarding by exposing them to many aspects of our work including: client interviews, court appearances, trial preparation, discovery review, jail visits with incarcerated clients, case investigations, and more. Interns accompanied attorneys as they have tried cases to juries, spending many hours both in and out of court serving our clients during these most critical junctures.

Our internship program statistics for 2022 are as follows:

Total interns: 29	Gender: 16 female, 13 male, 1 non-binary
Law School students: 12	Race: 4 identified as Black, Asian, or Hispanic.
Undergraduate students: 17	

It is our hope that by exposing interns to these experiences and inspiring them with the importance of our work, that this program will continue to serve as a pipeline that produces attorney candidates in the future. In just this past year, this program had produced two additions to our attorney staff and one addition to our support staff and we anticipate more to come. Several undergraduate interns have applied to law schools, presumably inspired by their experience with the Office. The intern experiences the Office now offers have prompted the following testimonials from participants:

- “You made me passionate about public defense, and I’m looking forward to a future career as a public defender.”
- “Thank you for taking me under your wing. I learned so much and know being a public defender is for me.”
- “I saw a version of myself that was fearless and confident in a courtroom. Talking with you and watching you in the courtroom, among so many other things, was a huge part in my decision to go to law school after graduation. You have truly inspired me and I could never thank you enough.”
- “Because of this experience, the office, and especially you, I feel I have finally found what I’m meant to do and have direction in my life.”

The expectation is that this program and the investment we make in our student-interns will serve as a pipeline for staff recruitment going forward and serve as a vital supplement to our other recruitment efforts.

Unadmitted attorney positions

The need to increase staff prompted the Office to become more flexible and creative in our hiring practices in 2022. In the past, the Office would only hire offer attorney positions to

those who had passed the bar examination and been admitted to the bar. In 2022, for the first time, the Office hired several law school graduates in September who had taken the bar examination in July but not yet received their results. While only permitted to represent clients on certain offenses and under immediate supervision, this “class” of unadmitted attorneys was exposed to the work gradually over several months as they: attended attorney trainers, observed court appearances, attended client and witness interviews, performed legal research, accompanied attorneys during jail visits, hearings, and trial. Historically, new attorneys would start representing clients immediately and then receive training while doing so, this new arrangement also allows the Office to train them for several months before they are admitted and assume responsibility for their own caseload. This has proven to be a tremendous benefit to our unadmitted attorneys whose introduction to the work has been very gradual unlike that of their predecessors.

This program also allows the Office to better compete with other employers that will not extend employment offers until an attorney is admitted to the bar. The Office expects to accept a class of unadmitted attorneys each September and is already building the 2023 class.

RETENTION

Given the staff retention challenges facing all employers both within and without the legal profession, the Office has increasingly focused on not only attracting but also retaining our staff. We recognize that staff turnover is inevitable, especially in an office as large as ours, and that there are forces at work we cannot control: improved career mobility, shifting perspectives on the work-life balance, changing economic conditions, etc. We are however, mindful that it is very much in the interest of our staff, and by extension, our clients, that we retain employees that we

have invested in. Especially given our increasingly robust training efforts, the loss of a staff member early in their tenure could be viewed as a net loss of resources as we may never have experienced a return on that intense and time-consuming early investment. And while nearly every new staff member lacks experience at first, they become increasingly valuable to the office and their clients as they gain experience. We therefore have placed significant emphasis on improving the experiences of our staff and maintaining office morale given the relationship between these factors and staff retention.

Among the measures undertaken in 2022 to address retention are the following:

- **A supervisory restructure of the Criminal Trial Courts section.** This largest section in the Office had previously been divided into sections based exclusively upon the varieties of cases to which an attorney was assigned: Town Court, City Court, Non-Violent Felonies [NVFOs], Violent Felonies [VFOs]. This resulted in attorneys interacting almost exclusively with their immediate peers instead of those with different experience levels. It also resulted in attorneys occasionally being unable to handle different and more serious cases as they waited for someone more experienced to leave the office so they could advance into a “higher” section. This would result in career stagnation and contributed to some attorneys exploring other career options. Attorneys handling felony cases are now assigned to one of four Superior Court Groups [A – D] comprised of attorneys handling either non-violent felony cases [NVFOs], violent felony cases [VFOs], or a mix of NVFOs and VFOs [Hybrid]. Attorneys handling non-felony [misdemeanor and violation] cases are assigned to one of four Local Court Practice Groups [A – D].

Each Group is supervised by either the Second Assistant or a Special Assistant. Each Group

Supervisor is responsible to both the First Assistant and the Public Defender.

- **Hybrid caseloads.** To keep attorneys engaged, accelerate their development, and keep them from becoming overwhelmed, we now offer caseloads with a mix of different level offenses. These “Hybrid” positions not only offer Superior Court attorneys a more gradual transition from NVFO to VFO cases but also allow them to handle VFO cases earlier in their careers. Likewise, our Local Court attorneys are offered the opportunity to handle felony cases earlier in their careers than in the past. These attorneys are provided with significant oversight of their supervisors on their felony cases. This potential for early exposure to felony cases has been an asset to the both our recruitment and retention efforts.
- **Career start in Rochester City Court.** Attorneys new to the office now begin their careers representing clients in Rochester City Court [RCC] instead of the town courts. This shift offers several advantages: early exposure to a more diverse client population, earlier familiarity with a wider range of offenses, increased opportunities to litigate search and seizure issues, exposure to more experienced prosecutors and judges that are all attorneys, etc. Another advantage to this arrangement is the proximity of the office to Rochester City Court in that the supervisor of our RCC attorneys is a mere block away and can far more easily observe, supervise, and respond to any urgent matters.
- **Enhanced supervision and support.** The supervisor to supervisee ratio has been increased, providing attorneys with more support and oversight. The Groups meet regularly and discuss cases, legal issues, and other developments. Supervisors are expected to review attorney written work product and observe them in court. Supervisors

are evaluated on how well they supervise their Groups.

- **Work From Home [WFH] policy.** Implemented in 2022, this policy was a significant departure from the past where staff was expected to perform work hours either in the office or in the field [court, jail, off-site meetings, investigations, etc.]. The policy allows for each employee, attorney and support staff, to work from home for 16 hours per pay period. This policy has ameliorated the stress of staff with various conflicting responsibilities including child care and has noticeably enhanced morale.
- **Second Chair program.** Jury trials have decreased markedly and steadily across the country for decades and Monroe county is no exception. While the vast majority of cases are resolved with dismissals or negotiated agreements, the right to a jury trial is a powerful protection, so it is critical our attorneys are ready, willing and able to try a case with skill, passion and confidence. To do our part to ensure our entire staff remains well-equipped to represent our clients at jury trials, we continue to seek feedback and encourage communication to expand our training and supervision programs. We have also instituted a program where we pair attorneys for as many jury trials as possible. This has the dual benefit of exposing more attorneys to jury trials and of providing many of our clients with a team of attorneys for their trial. We also frequently devote support staff to trials for these same reasons.
- **Continuing and Continuing Legal Education.** Having earned status as an accredited Continuing Legal Education [CLE] provider several years ago, the Office continues to offer our staff regular, no-cost CLE opportunities. We not only create and deliver these programs but we also generate the certificates of completion for those that attend. This

makes our office more attractive to both prospective and current staff and contributes to our retention efforts. Office training and CLE efforts will be discussed more fully below.

- **Office Committees.** As office morale is vital to staff retention, we have several committees designed to foster inclusiveness and comradery. These include but are not limited to our Welcoming, Community Outreach, and Recreation Committees and are designed to build and maintain staff morale by enhancing the workplace experiences of the staff and the inclusivity of our work environment.

DIVERSIFICATION

While the Office is mindful of the value of many varieties of diversity and features a staff that is majority female, a special emphasis has been placed on increasing racial diversity in the Office. The Office serves the residents of Monroe County, the population of which is approximately 15% Black or African American.¹ By the end of 2022 the Office achieved the highest level of racial diversity in its history.

<u>Attorney staff</u>	<u>Overall staff</u>	<u>Management</u>
8% Black	13 % Black	13% Black
12% Persons of Color	22% Persons of Color	57% Women

Achieving an attorney staff that is 8% Black is especially gratifying given that only 5% of all attorneys in the United States are Black. The Office is therefore currently more racially diverse than the attorney population of the Country as a whole. This is especially noteworthy given the encouraging trend of increasing competition among employers for Black attorneys at present.

¹ <https://www.newyork-demographics.com/monroe-county-demographics>

DEI Working Group

While proud of our efforts thus far, the Office continues to build upon our 2022 progress in diversification of our staff. To that end, and in addition to the Office's efforts to recruitment and retention efforts, a working group was established in 2022 to create the first titled Diversity, Equity, and Inclusion Officer position in the history of the Office. This working group consists of Project Manager Mike Molinari, Chief Investigator Latanya Morse, Special Assistant Robert Turner, and then Acting Public Defender and First Assistant Erik Teifke.

While in the past an assistant public defender was tasked with the Office's DEI efforts, there had never been a person in an official, titled role until the working group secured approval from the Monroe County Civil Service Commission to create the position of Public Defender DEI Coordinator in 2022. The Office is now one of only two county departments with such a staff position, demonstrating our commitment to fostering a diverse, equitable, and inclusive work place.

The Office is thankful for the guidance of former Monroe County Chief Diversity Officer Dr. Deanna Kimbrel and Equal Employment Opportunity Manager Cheryl Hayward during this process. The position of Public Defender Diversity Coordinator was listed in December of 2022 and we anticipate filling the position early in 2023.

Diversity Action Plan [DAP]

The DEI Working Group is currently developing a Diversity Action Plan in consultation with Equal Employment Opportunity Manager Cheryl Hayward.

Management DEI training

In addition, the Office in 2022 offered management staff the opportunity to earn a

certification in Diversity, Equity, and Inclusion through a program offered by Cornell University. As a result of this initiative, 25% of the management staff has now earned this valuable DEI credential. Involvement in educational opportunities is one way management shows a commitment to a culture of sensitivity to the experiences of all members of the staff and is dedicated to the pursuit and enhancement of diversity, equity and inclusiveness of our work environment. It is the hope that the management interest in personal growth will encourage and inspire all staff and consequently, create a more attractive and welcoming office for all our prospective and current colleagues.

PART 2: CONTINUED IMPROVEMENT OF CLIENT SERVICES

HOLISTIC REPRESENTATION

In 2022, the Office further embraced a holistic model of representation which recognizes that our clients are best served by our applying a multidisciplinary approach to their defense. Our clients come to us having amassed various experiences and facing an array of challenges. While ensuring they are assigned a lawyer with excellent legal skills is vital, we endeavor to address our clients circumstances in the most comprehensive manner possible given our resources. In the past, our attorneys would bring their legal skills to bear and frequently secure favorable legal results for clients only for them to emerge from their experience with the criminal justice system no better off than before their arrest. It was an unfortunate feature of this work that we could not address the circumstances of our clients in a more comprehensive and lasting way. Attorneys would have successes only to see the same client arrested and prosecuted once again weeks later. It was dispiriting for our staff and devastating to our clients. But given our

mandate and our limited resources, we simply were not able to do much more than provide legal services within the context of an individual case.

Recently however, with the additional resources and support from New York State through the office of Indigent Legal Services, we are able to broaden the services we can provide to our clients and thereby help them emerge from the process better equipped to succeed and remain arrest-free- thereby reducing the recidivism that plagues sectors of our community.²

Monroe County Model Parental Representation Bureau Grant

In support of our model of holistic and innovative representation, in July, 2021 the Office was awarded a three (3) year grant from the Office of Indigent Legal Services (ILS) for \$2,610,417 to create the Family Defense Bureau to represent parents in child welfare proceedings using a client-centered and interdisciplinary representation model. This competitive grant, titled the “Monroe County Model Representation Bureau” grant, was approved by the Monroe County Legislature through Resolution 512 of 2021 on December 14, 2021. As only the second such program outside New York City, this grant will enable the Office to engage in innovative, preventative and impactful services to clients that will promote family preservation and reduce

² In 2019 Monroe County received a \$38,233,512 five-year grant to improve indigent defense. This funding was provided pursuant to New York State legislation passed in 2017 requiring the Office of Indigent Legal Services to assess each county's indigent, criminal legal services needs in three areas: (1) caseload reduction to comply with new caseload caps; (2) providing counsel at first appearance; and (3) improving the quality of indigent defense. This legislation was the result of a class action settlement colloquially known as “Hurrell-Harring”. Statewide it is anticipated that the cost of these improvements will be approximately \$250 million by 2023. Each year since the 2018-2019 NYS fiscal year, it is anticipated that the New York State Legislature will appropriate increasing funds to reimburse the counties for these expenses. \$50 million was appropriated in FY 2018-2019, \$100 million was appropriated in NYS FY 2019-2020; and \$150 million was appropriated in NYS FY 2020-2021. It is anticipated that \$200 million will be appropriated in NYS FY 2021-2022, and \$250 million in NYS FY 2022-2023. Over the five year period, it is anticipated that Monroe County will receive \$2,548,900 in FY 2018-2019; \$5,097,801 in FY 2019-2020; \$7,646,702 in FY 2020-2021; \$10,195,603 in FY 2021-2022; and \$12,744,504 in FY 2022-2023. This funding will be allocated to the Public Defender's Office, the Mon. Co. Conflict Defender's Office, and the Monroe County Assigned Counsel Panel to improve indigent criminal defense. The Legislature accepted this grant on August 13, 2019.

racial disproportionality in the child welfare system.

As the grant notes, "Using a holistic approach, Bureau staff (four attorneys, four social workers, one parent advocate, and one paralegal) will assess the legal, financial, and social determinants of health needs of each client and their family members, including the needs of the subject children, to develop a strategy that will maximize the likelihood the client's children are not removed, or if removal cannot be avoided, that the children are reunified with the parent at the earliest possible time. Following the Cornerstone Advocacy model of the Center for Family Representation (CFR), each client will be assisted by a staff attorney, social worker and as needed, a parent advocate who will work together to assess the client's needs and develop a plan to achieve the client's goal to maintain the integrity of his or her family, and to ensure safety and stability for the children for the long term. The attorneys, social workers, and parent advocate will be part of a collaborative team representing each client."

The supervising attorney in charge of the unit is Special Assistant Public Defender Robert Turner.

Social Work Bureau

Supervised by Christina Sciortino and Kayla McCrickard, and comprised of Case Managers [Social Workers] and Sentencing Advocates [Mitigation Specialists], this bureau allows the Office to offer more comprehensive support both during and occasionally after the conclusion of their cases.

Case Managers

On select cases, an attorney can now initiate a referral for the assistance of a social worker resulting in a partnership designed to reduce the problems and obstacles faced by clients, both

to attain better results and to improve the likelihood of success during and after the resolution of cases. The case management arm of the Social Work Bureau provides a myriad of services to clients and their families to assist with needs to promote positive resolutions in cases, and also to support healthy living and life management services to prevent recidivism and lift current and former clients out of unfortunate circumstances in any way possible.

The Model Parental Representation Bureau grant also provides for caseworkers as well as a parent advocate, an individual who has experienced the Family Court system as a party within the system, who can understand, empathize, and guide clients through the system.

This bureau provides services including but not limited to: providing resources and referrals (housing, food, clothing, community care management, bus passes, cell phone applications, government benefit application help), linking clients to services (mental health/Substance abuse evaluations, community service resources, medical services, animal welfare services), offerings supportive services (accompaniment to court/appointments, reminder calls, obtain treatment updates to provide to court), record collection/gathering letters of support, etc.

In 2022, staff made 363 casework referrals on behalf of clients.

Sentencing Advocates

The Mitigation and Sentencing Advocacy Bureau at the Monroe County Public Defender's Office is dedicated to improving outcomes for indigent individuals in criminal court proceedings. The staff of this bureau collaborates with attorneys, court involved teens and adults, their families, and various treatment and community providers, to develop holistic and humanizing narratives in hopes of improving long-term outcomes for our clients.

The work of sentencing advocates is described on the website of the National Alliance of Sentencing Advocates and Mitigation Specialists as follows:

Sentencing advocates explore the histories of criminal defendants to create individualized sentencing plans. Their proposals often focus on substance abuse and mental health treatment, victim restitution, community supervision, avoidance of future misconduct, and appropriate and constructive consequences. This approach allows courts to sentence people to community-based programs that address their needs, while reserving expensive prison and jail space only for those who threaten the safety of the community. <https://www.nlada.org/NASAMS>

This bureau provides services for homicide cases; VFO gun cases; VFO cases to include clients facing mandatory persistent sentencing; Felony cases after trial where sentencing is up to the court; Parole and felony probation violation cases; Misdemeanor cases with compelling circumstances. These services include: Record collection and discovery review, comprehensive psychosocial history collection completed via 1:1 interview(s), completion of either comprehensive or abridged mitigation reports, support during litigation, and the referral to the case management program if client is in need of identified services.

In 2022, the staff expanded to staff made a 103 referrals to the Sentencing Advocacy unit, resulting in a record-high number of clients receiving an extra layer of often outcome altering advocacy.

Trial Assistants

While sentencing advocates focus on the result of a plea or trial, trial assistants help in the preparation of a case for hearings and trials. In 2022, the Office filled both Trial Assistant positions. Trial assistants worked with attorneys in gathering information to assist in plea negotiations, hearings, and trials. They assisted with FOIL requests, subpoena preparation, and document review. They helped to transcribe communication obtained on body-worn camera

and interrogation videos. Their work freed up attorney time that had previously been spent on these tasks, so that attorneys could spend more time on attorney/client communications, negotiations, research, writing and hearing and trial preparation.

Next Court Date Reminder Program

In order to assist clients in their obligation to attend court proceedings, the Public Defender's Office implemented a "Next Court Date Reminder Program" in late 2019. Clients are typically issued reminders 7 days, 3 days, and 1 day prior to court appearances and also upon attorney request. In 2022, as a result of this program, a total of 42,963 court date reminders were sent to our 3,613 Rochester City Court and 4,729 Town and Village Court clients.

Failure to Appear Program

Unfortunately, clients do not always make their court appearances. Despite a common belief that this occurs intentionally as the result of a desire to avoid prosecution, the reality is that clients miss court for a variety of reasons unrelated to an intent to avoid prosecution including: lack of transportation (there are courts in Monroe County that are not on a bus line), conflicting work, school, and child care obligations.

Recognizing the reality that people do, at times, struggle to get to court, and miss court for reasons other than intentional disregard for courts' schedules, the New York State Legislature passed legislation (effective January 1, 2020) that required courts to wait 48 hours before issuing a "bench warrant" to allow the defendant time to appear. In 2022, for the third year, the Office issued text notices and letters to clients who failed to appear for court in an effort to have them added back onto the dockets, reduce incarceration on bench warrants, and their lives were not disrupted with warrants.

Counsel at First Appearance [CAFA] program

The arraignment is the first court appearance in a criminal case and one where impactful decisions are made including the custody status of the accused. In 2022, the Office continued to provide 24/7 representation at arraignment in all courts in Monroe County appearing at the arraignments of 4,729 clients. Regardless of the charge, the court, or time of day or night, a Monroe County Public Defender will be present to represent the accused. The involvement of our attorneys at arraignment often results in the dismissal of charges and the release of our clients.

Domestic Violence Survivors Justice Act [DVSJA]

Enacted in 2019, the Domestic Violence Survivors Justice Act [DVSJA] empowers sentencing courts to resentence domestic violence survivors who suffered sexual, psychological or physical abuse that contributed to their conviction if certain specific criteria are met. In 2022, the Office created a unit to enable us to provide excellent representation on these cases.

In 2022, the unit, supervised by Special Assistant Public Defender Jon Griffin and with the invaluable support of intern Courtney Ashraf, represented 29 clients on DVSJA applications.

Public Education

The Office recognizes the relationship between a well-informed community and the fate of those ensnared in the criminal justice system. We as well as anyone understand the critical importance of the recent and long overdue improvements to the bail, discovery, parole, marijuana, and driver's license suspension laws. We see the day to day positive impact that these reforms have had on the lives of countless clients and their families, many of whom are indigent persons of color.

The ensuing criticisms of these reforms and the misinformation and fearmongering about them threatens to retard the progress we have witnessed. Our response has been several-fold. We have spent tremendous time and effort educating and training attorneys in our office, our community, and around the state about the changes in these laws to ensure that their clients receive the intended protections offered by these reforms. We dispatch staff to community events, frequently at the invitation of a legislator, community member, or pastor to offer support for these reforms and to counter misinformation designed to shake public support for them. Our evidence based presentations regularly win converts and also buttress the efforts of those fighting to maintain the progress that has been achieved.

PART 3 TRAINING AND CONTINUING LEGAL EDUCATION

In order to effectively represent our clients, our attorneys must be provided frequent and regular trainings on changes in the law and how to improve their legal skills. To accomplish the necessary training for staff, the Office creates and delivers both training and CLE programs for staff. Concerned not merely with the quality of work done by our staff, the Office regularly opens no-cost training and CLE programs to the staff of the Conflict Defender and the Assigned Counsel Program. In 2022 alone, as detailed below, the Office provided 33 Continuing Legal Education programs for staff attorneys and attorneys in the legal community.

Overseeing the creation and presentation of the Office's training and CLE efforts is First Assistant Public Defender Erik Teifke. Invaluable support for training and CLE programs is provided by Executive Secretary Kennedy Flanagan with contributions from other support staff including Digital Media Tech – Christina Tsiamouras.

Basic Litigation Skills Training

One of the core training programs is the Basic Litigation Skills [BLS] program that attorneys must complete early in their tenure at the office. This program is designed to serve as an introduction to many of the core skills our attorneys will use in service of their clients and provides the foundation for subsequent training and education.

In this program, attorneys are trained on skills including: the importance of our client-centered philosophy, client interviewing and relationship building, negotiation, and trial skills. This 8 module program consists of lectures followed by exercises which simulate such experiences as arraignment, motion argument, jury selection, direct examination, cross-examination, opening statements, and closing arguments. The exercises are performed under the guidance of experienced attorneys serving as coaches. The 2022 program would not be successful were it not for the time and effort of the following coaches: First Assistant Public Defender Erik Teifke, Special Assistant Public Defender John Bradley, Special Assistant Public Defender [now Public Defender] Julie Cianca, former Senior Assistant Public Defender Matthew Clark, Special Assistant Public Defender Elizabeth Riley, and Acting Second Assistant Public Defender Joshua Stubbe.

Introduction to Felony Practice

Developed in 2022 by First Assistant Public Defender Erik Teifke, this program is designed for attorneys being introduced to felony cases and is intended to make sure they enter felony case practice with a solid foundation so they are well equipped to offer excellent client services immediately. During this 17-hour program, participants are trained on: felony preliminary hearings, grand jury practice, felony sentencing, the use of expert witnesses, superior court

accusatory instruments, and more.

CLE Programming

In addition to the staff training programs described above, the Office continued its development and presentation of CLE programs to attorneys in the Office, the community, and across the state. In 2022, the Office sponsored 33 programs for the attorneys in the Office, and the private defense bar. Hundreds of attorneys from upstate New York attended the Office's CLE programs. All of the programs were **provided at no cost to the attendees.**

The programs offered in 2022 were:

1. Implementing Less is More- 2.18
2. Reentry for Public Defenders: A Holistic Style of Representation- 2.23
3. Reentry for Public Defenders: A Holistic Style of Representation-2.28
4. BLS Spring 1- Life of a Case – Client Centered Representation –The First Interview– Arraignment- 3.1
5. BLS Spring 2- Negotiation & Suppression Hearings-3.15
6. BLS Spring 3- Defense Theory of the Case & Voir Dire Basics-3.29
7. BLS Spring 4-Voir Dire–Part 2-4.12
8. NVFO Training 1- Welcome to NVFO Practice! An overview of felony assignments, investigations, bail, discovery and the preliminary hearing-4.22
9. BLS Spring 5-Opening Statements & What Every Attorney Should Know About the Beginning Stages of Trial-4.26
10. NVFO Training 2-Welcome to NVFO Practice! An overview of Grand Jury and Superior Court Accusatory Instruments, Felony VOP and Fugitive cases and Tour of the Grand Jury Facilities at the Hall of Justice-4.29
11. NVFO Training 3-Welcome to NVFO Practice! An overview of felony sentencing, protecting our client's appellate rights, the judicial diversion program and expert witnesses-5.6
12. BLS Spring 6-Direct Examination & Common Evidentiary Objections-5.10
13. NYS Sentencing-The Basics-5.20
14. BLS Spring 7-Introduction to Cross-Examination, Impeachment with a Prior Inconsistency, and Molineux and Sandoval-5.24
15. BLS Spring 8-Effective Closing Arguments, Prosecutorial Misconduct & Seeking, Using and Opposing Jury Instructions-6.7
16. Bail and Discovery Update-6.10
17. Client Confidentiality & Social Media-6.16
18. So...Your Client is Accused of Taking the Gun (but not necessarily leaving the cannoli)...What Do you Do Now?-6.22
19. Discovery Update, Police Disciplinary Records, 2022 Rollbacks, and Common C.O.C Defects-9.9
20. BLS Fall 1-Life of a Case–Client Centered Representation–the First Interview–Arraignment-9.26
21. BLS Fall 2-Negotiation & Suppression Hearings-10.3

22. Criminal Law Update-10.7
23. BLS Fall 3-Defense Theory of the Case, Voir Dire basics, & Jury Selection-10.11
24. BLS Fall 4-Voir Dire & Jury Selection-Part 2-10.17
25. BLS Fall 5-Opening Statements & What Every Attorney Should Know About the Beginning Stages of Trial-10.24
26. Bail in New York-10.31
27. BLS Fall 6-Direct Examination & Common Evidentiary Objections 11.7
28. BLS Fall 7-Introduction to Cross-Examination, Impeachment with a Prior Inconsistency, and Molineux and Sandoval-11.14
29. Immigration Issues in Criminal and Family Court Proceedings-11.17
30. BLS Fall 8- Effective Closing Arguments, Prosecutorial Misconduct & Seeking, Using and Opposing Jury Instructions-11.21
31. Everything You Need to Know About Bail and Bonds-11.18
32. Legal Requirements for Accusatory Instruments in New York-12.9
33. Youth Part for Dummies-12.9

Attorneys in the Office are often asked to present at various CLE programs throughout New York State. In 2022, Office attorneys presented at CLEs sponsored by the New York State Defenders Association, the Monroe County Bar Association, Syracuse university College of Law, and the New York State Association of Criminal Defense Lawyers. It is a tribute to the knowledge and skills of staff that they are so highly sought after as speakers.

Because of the work of the attorneys in this Office who donated their time and effort speaking at CLEs, the legal community received valuable instruction in criminal and family law.³

PART 4: OFFICE STAFFING AND CASELOADS

Criminal Trial Courts

The criminal trial courts consist of local courts [town courts and Rochester City Court] and

³ As a result of the numerous high-quality CLE programs presented by the Office over the last several years, the Office was awarded the Monroe County Bar Association's Raymond J. Pauley Award in 2016. The Pauley Award recognizes an attorney or organization that has made "exceptional contributions to the furtherance of legal education."

Superior Courts [County or Supreme Court. The office represents clients in all of these courts.

Local Court Section

In 2022, the supervisory distinction between town and city courts was eliminated and the two groups of courts are now considered the responsibility of our Local Courts Section. This change was made for several reasons including the need to reduce staff stratification and improve supervisor to supervisee ratios.

The Local Court Section is comprised of four Groups [A - D], each supervised by a Special Assistant Public Defender. Groups A, B, and D are comprised of attorneys handling cases in the town courts while Group C is comprised of our attorneys handling cases in Rochester City Court. Currently these three supervisors are: Special Assistants Mike Doran [A], Jean Caputo [B], Karine Haselbauer [C], and Acting Special Assistant Robert Bahr [D].

In 2022, the shift of some cases in Rochester City Court from this office to the Office of the Conflict Defender continued. As the Office of the Conflict Defender is also a longstanding county legal services department comprised of experienced criminal defense practitioners, there has predictably been no decrease in the quality of services on these cases. This shift was prudent for many reasons, not the least of which was the need to meet maximum caseload requirements mandated by the *Hurrell-Harring* lawsuit settlement. The alternative to this shift would have been the creation of an additional twenty attorney positions within the office, abruptly swelling the staff well beyond historical levels. One way or another, to maintain our grant funding and therefore not require substantial additional financial contributions from the County, the office had to reduce the number of cases per attorney by reducing the number of incoming cases as a whole.

The reduction in caseloads has benefitted staff and by extension our clients. Attorneys will have fewer clients and can devote more time and effort to each case. It appears thus far that these changes have facilitated retention of attorneys who have historically been frustrated by the inability to spend more time on each case.

This shift of some Rochester City Court cases to the Conflict Defender's Office will ultimately result in the Monroe County Public Defender's Office assuming representation for defendants facing charges in City Court who have a conflict in representation with attorneys from the Conflict Defender's Office. For example, if two people charged with the same offense are arraigned, one will be assigned to the Conflict Defender's Office and one will be assigned to the Office.

To ensure that all indigent defendants in Rochester City Court receive excellent services, the Office of the Public Defender continues to offer regular, no-cost trainings to the staff of the Conflict Defender's Office as well as members of the Assigned Counsel Panel.

As of January 2023, the Office has 20 attorneys regularly representing clients in local courts. Additionally, each staff attorney in the Town Court Bureau is required to staff one 12 hour arraignment shift (8:00 a.m. to 8:00 p.m.) each week under the Counsel at First Appearance (CAFA)⁴ Program.

Superior Court Section

In 2022, the supervisory distinction between Non Violent and Violent felony attorneys was eliminated and the two groups of courts are now considered the responsibility of our

⁴ The CAFA program ensures that defendants arraigned at any time throughout the county are represented by counsel at arraignment.

Superior Court Section. The Superior Court section consists of four Superior Court Groups [A – D] comprised of attorneys handling either NVFOs, a mix of NVFOs and VFO [Hybrid], or VFOs. Each group is supervised by a Special Assistant Public Defender: Joshua Stubbe [A], John Bradley [B], Emily Rosmus [C], Elizabeth Riley [D].

In 2022, the Superior Court Section was staffed with the full time equivalent of 30 attorneys, including the 1st Assistant Public Defender, the 2nd Assistant Public Defender, and three Special Assistant Public Defenders. Supervising Special Assistant Public Defender have reduced caseloads due to supervisory responsibilities.

The attorneys in the Section handled felony cases, the most serious charges against the indigent accused. The attorneys appeared in all criminal courts, including: Supreme Court, County Court, City Court and Town/Village Courts.

The attorneys in this Section handled all aspects of the criminal process, including local court preliminary hearings, local court pleas and sentencing; superior court pleas and sentencing, hearings, motions, and trials. In addition, these attorneys handle probation violation proceedings, parole cases (preliminary hearings, final hearings, and administrative appeals), habeas corpus proceedings, and mental health proceedings under the Criminal Procedure Law.

The Office provides vertical representation in nearly all felony cases with rare exceptions where a determination is made that a client in an increasingly perilous legal situation would be better served with a more experienced attorney. The best interests of the client will always guide decision making. This Office remains committed to providing vertical representation because it provides the indigent accused the most effective representation possible.

In 2022, the Office was assigned to approximately 3,345 felony cases. Due to the increase

in felony staffing accomplished as the Office restructured its City Court staffing in recent years, felony caseloads for attorneys in the Public Defender's Office approximate the ILS caseload maximums.

Parole Representation Unit

In 2022, the Parole Representation Unit represented 397 clients charged with violating the terms of their parole. These clients often have unique challenges, such as drug addiction issues, and face the possibility of having their parole revoked and returning to prison. Due to the increase in the number of parole violations in Monroe County since 2014,⁵ the Office currently devotes two fulltime attorneys to this unit. In 2022, those attorneys were Special Assistant Jon Griffin and Public Defender Krystian Opalinski. In 2023, the unit will consist of two full time attorneys and continue to be supervised by Special Assistant Public Defender Jon Griffin.

Our attorneys had to master the changes in parole law under the "Less is More" statute. The Office has been instrumental in educating the local criminal defense community on the new law so alleged parole violators receive the intended benefits of the statute.

Family Court Section

The Family Court bureau of the Public Defender's Office represents litigants-mostly adults but some teens as well-who have cases pending in Monroe County Family Court. The attorneys handle every type of family law case in which indigent litigants are statutorily entitled to assigned counsel, including custody/visitation cases, family offense cases (both petitioners and

⁵ In 2014 the Office represented 806 persons charged with violating their parole. In 2019 that had increased to over 1,100. In 2020 the Office represented clients in 638 parole cases, and in 2021 the Office represented clients in 473 cases. It is suspected that a combination of the pandemic and the gradual implementation of "Less is More" have led to the reduced number of cases in the last two years.

respondents), child abuse and neglect cases, termination of parental rights cases, paternity and child support willful violation cases, and other miscellaneous cases. Outside of New York City, the Family Court bureau of the Monroe County PD's office has the busiest family law practice of any upstate institutional provider.

The Family Court bureau experienced exciting changes in 2022. In 2021 the Office was awarded a competitive grant through the NY State Office of Indigent Legal Services to establish an upstate model parental representation unit focused on holistic legal representation of parents accused of neglecting or abusing their children. The interdisciplinary model envisions attorneys, social workers and a parent advocate providing legal and social work services to parents, both during CPS investigations and after cases are filed against parents in Court. The goals are to help parents fix the problems that could, if left unaddressed, result in the removal of their children from their care, and to speed up reunification if children are removed through CPS and/or court intervention. The benefits that we hope to realize through the interdisciplinary practice are substantial: higher quality representation of parents in child neglect and abuse cases, maintaining family integrity for families living in poverty who often have frequent and sometimes devastating contact with the CPS system, and reduction of the costs associated with out-of-home placements of children who are the subjects of CPS investigations and court action.

Upon approval of the grant by the Monroe County Legislature in December 2021, the Family Defense unit of the Family Court bureau was established in January 2022. At year end, the program had 3 of 4 attorney positions filled and 4 social worker positions filled. Particularly with the addition of social workers in the latter part of the year, we are already seeing the benefits of the interdisciplinary model in terms of client advocacy both in and out of Court.

At the outset of 2022, the Family Court bureau had 10 attorney positions and 1 supervising attorney position, not all of which were filled. Like many organizations, we experienced some of the so-called “great resignation” and consequent hiring difficulties. However, at year end the Family Court bureau was almost fully staffed with 10 attorneys in the Family Law unit, 3 attorneys in the Family Defense unit, and 2 supervising attorneys, one of which supervises the Family Defense unit. The bureau as a whole opened approximately 2200 new cases in 2022. With the carryover of cases opened in 2021 that were still pending in 2022, the Family Court bureau represented clients in approximately 3800 cases in Monroe County Family Court.

2023 promises to be another challenging yet exciting year. Caseloads in family offense and custody/visitation matters are expected to rise with implementation of a new court rule expanding financial eligibility for assigned counsel. The Family Defense unit’s representation of clients in CPS investigation matters will be expanding, especially with the new communication protocols being developed between the Public Defender’s Office and Child Protective Services to identify families that would benefit from our representation. Outreach efforts to other community and legal service providers will be established so that the Rochester community is aware of the legal and social work services our office is now able to provide, and so that providers will be able to refer parents involved in CPS investigations to us. There is a plan to establish client referral protocols with local providers having legal or human service expertise (particularly in housing, financial and employment matters) that we are not able to provide. As always, the overarching goal is to provide the best holistic legal representation possible to our clients to help them create healthy, loving and stable homes for their children.

In 2022, the Family Court Section represented 5,175 clients.

Appeals Section

Individuals aggrieved by the final determination of a criminal or family court have the constitutional right to at least one appeal and to the assignment of counsel to represent them on appeal if they cannot afford to hire a counsel for appeal. The Monroe County Public Defender's Office is assigned by the appellate court to handle such appeals of Monroe County judgments. The Public Defender Office's appellate clients include not only individuals it was assigned to represent at the trial level, but also individuals who retained counsel at the trial level but who no longer have the financial means to retain counsel for appeal.

The preparation and argument of appeals are specialties within the fields of criminal and family law. Proper appellate practice requires not only a strong background in the law, but also strong writing skills and the ability to present persuasive oral argument of legal principles before a panel of judges. In preparing an appeal, appellate attorneys must first carefully review the proceedings (by reviewing a transcript of all proceedings, court filed documents, and exhibits) and then must research the law pertaining to any potential argument arising from the proceedings.

The Monroe County Public Defender's appeals bureau handles appeals to the County Court (of misdemeanor convictions); to the Appellate Division, Fourth Department (primarily of felony convictions and of adverse Family Court orders); and to the State's highest Court, the New York Court of Appeals. The appeals bureau also handles other post-conviction matters, such as motions to vacate convictions, motions to vacate sentences, and appeals from the revocation of parole supervision.

As the appeals bureau is a unit within the Public Defender's Office, it serves the

important role of assisting the Office's trial attorneys in their research and analysis of legal issues. This work ensures that the trial attorneys provide the best possible representation for their clients by, for example, making proper motion arguments and requests for jury instructions.

In 2022, the Public Defender's appellate bureau was supervised by Drew Dubrin, and consisted of ten assistant Public Defenders, a paralegal, and an administrative assistant. The Public Defender's Office also contracted with a number of highly experienced private appellate attorneys to handle a portion of its appellate caseload. In addition, the appeals bureau works with attorneys from large law, national law firms who handle public defender appeals pro bono under the appeals bureau's supervision.

The appeals bureau strives to ensure that its clients' appeals are timely heard, for justice delayed is often justice denied. In 2022, the appeals bureau made significant progress in reducing the delay their clients experience. While the appeals bureau was assigned to handle 92 criminal appeals in 2022, it completed work on 155 criminal appeals. In January of 2021, there were 344 appeals that the Public Defender's Office had been assigned to for over one year but had not yet filed. By February of 2022, that number was reduced to 261. And by the end of 2022, that number shrunk to 165.

In 2022, the Public Defender's won relief in approximately 20 appeals, by obtaining dismissal of charges, a new trial, a new hearing, or a reduced sentence.

Investigation Section

Supervised by Chief Investigator Latanya Morse, the Monroe County Public Defender's Office performs case investigations and other associated tasks on behalf of our clients. The Office

regularly conducts our own investigations, not relying solely upon the results of the police investigations as revealed during the discovery process. It is not unusual for our investigators to locate evidence and witnesses that the police did not or could not locate. The investigation results are then provided to the attorney who uses them to the fullest advantage of each client.

The statistics for 2022 are as follows:

INVESTIGATIVE SECTION STATISTICS 2022	CRIMINAL TRIAL SECTION	FAMILY COURT/APEALS SECTIONS	TOTAL
INVESTIGATION/INTERVIEWS	2058	325	2383
SUBPOENAS	132	144	276
LOCATE/NOTIFY	108	31	139
MISC (Translations, photos, DMV etc.)	321	36	357

In 2022, approximately 3155 criminal and family court investigation requests were handled by our investigative staff. Through their work, our investigative staff makes a strong and clear contribution the Office's ability to successfully resolve cases for our clients either by disposition or trial.

PART 5: THE FUTURE OF THE OFFICE

As we look ahead to 2023, the Office plans to continue to increase and diversify our staff, enhance our attorney training, improve our client services through traditional and innovative means, and enhance our community relationships. The initiatives outlined above will continue, and we will continue looking at how technology may improve Office operations and efficiency. We expect to continue to deliver the excellent results the community has come to expect.

CONCLUSION

The Office of the Public Defender is a very high-functioning and low-maintenance department that was unfortunately thrust into turmoil as a result of the Public Defender selection process during 2022. The Office is deeply appreciative to the Monroe County Legislature, the County Administration, and the community for their support and encouragement during that period. That support, coupled with the dedication of our staff, enabled the Office to continue to deliver traditionally excellent services despite unusually challenging circumstances. We look forward to continuing to serve the citizens of Monroe County in 2023.

Respectfully submitted for
The Public Defender's Office

Julie Cianca
Monroe County Public Defender

CASE INTAKE SUMMARY - 2022

NEW CLIENTS	14,077
FELONY	1883
FELONY [DRUG]	159
FELONY [VFO]	1263
HOMICIDE	40
MISDEMEANOR	4461
VIOLATION [CITY AND TOWN]	854
PROBATION VIOLATION [SUPERIOR]	265
PROBATION VIOLATION [CITY AND TOWN]	184
APPEALS	92
FAMILY COURT	4353
PAROLE	410
FUGITIVE	50
SORA	45
ADVICE	31

TRIAL COURT CASE DISPOSITIONS - 2022

TOTAL cases concluded [dismissal, negotiated settlement, + trial] by MCPD in 2022: 6,033

Cases resolved without a trial: 3,882

- ACD 1,176
- Withdrawn and dismissed 1,023
- Dismissed on motion 266
- Dismissal other 1,417

Cases where a plea was entered to the highest offense charged: 412

- Violation: 17
- Misdemeanor: 275
- Felony: 120

Cases where a plea was entered to less than the highest offense charged: 1,682

- Pleas on felony cases: 509
 - To lesser felony: 86
 - To misdemeanor: 423
- Pleas on misdemeanor cases: 1,173
 - To lesser misdemeanor: 28
 - To violation: 1,145

Cases concluded with a trial: 57

- Felony: 30
- Misdemeanor: 23
- Violation: 4

Trial result:

- Guilty as charged: 13
- Guilty of lesser offense: 2
- Not Guilty: 20
- Trial order of dismissal: 21
- Mistrial: 2

% of cases concluded with a dismissal [ACD, Withdrawn, Dismissed on motion, Dismissal other, TOD, Mistrial]	64.7
% cases with highest charge conviction [Plea to highest charge + GAC after trial]	7
% cases with conviction for any offense [Plea or trial conviction for any crime]	15.9

We are extremely proud of these results; especially given that they were achieved despite what the RASE Commission recently determined to be a "lack of adequate funding for the Public Defender's Office".⁶

⁶ <https://rocrase.com/files/report-rase.pdf%20>

PUBLIC DEFENDER STAFF

ADMINISTRATION

Public Defender – Julie Cianca
Confidential Assistant to the Public Defender – Tracey Tronolone
Project Manager – Michael Molinari
Executive Secretary – Kennedy Flanagan
Senior Data Officer – Katheryne Cook
Confidential Secretary – Lillian Gucciardo
Secretary to Special Counsel – Jennifer Fish
Receptionist – Maribel Trott

CRIMINAL COURTS

First Assistant – Erik Teifke
Acting Second Assistant – Joshua Stubbe
Special Assistant – John Bradley
Special Assistant – Michael Doran
Special Assistant – Elizabeth Riley
Special Assistant – Jon Griffin
Special Assistant – Karine Haselbauer
Special Assistant – Emily Rosmus
Special Assistant – Jean Caputo
Acting Special Assistant – Robert Bahr

Assistant Public Defender – Katherine Higgins
Assistant Public Defender – Campbell Roth
Assistant Public Defender – Marybeth McCarthy
Assistant Public Defender – Victoria Bahl
Assistant Public Defender – Kevin Brach
Assistant Public Defender – Mark Phillips
Assistant Public Defender – Tracy Sullivan
Assistant Public Defender – Krystian Opalinski
Assistant Public Defender – Courtney Baker
Assistant Public Defender – James Adam
Assistant Public Defender – Christopher McClary
Assistant Public Defender – Adam Zielinski
Assistant Public Defender – William Weir
Assistant Public Defender – Marc Infantino
Assistant Public Defender – Jeremie Mathias
Assistant Public Defender – Brittney Clark
Assistant Public Defender – Megan Gokey
Assistant Public Defender – Michael McNelis
Assistant Public Defender – Alex Phengsiaroun
Assistant Public Defender – Jordan Beal
Assistant Public Defender – Mariefaye Bechrakis

Assistant Public Defender – Justin Reichman
 Assistant Public Defender – Nicholas Piron
 Assistant Public Defender – Latoya Funderburk
 Assistant Public Defender – Haley Werner
 Assistant Public Defender – Manab Goswami
 Assistant Public Defender – Andrew Kij
 Assistant Public Defender – Luke Harned
 Assistant Public Defender – TJ Marletta
 Assistant Public Defender – Rachel Wade
 Assistant Public Defender – Connor Wilson
 Assistant Public Defender – Lindsay Hartley
 Assistant Public Defender – Gabriela Wolfe
 Assistant Public Defender – Griffin Dault
 Assistant Public Defender – Aili Obandja
 Assistant Public Defender – Korica Simon
 Assistant Public Defender – Aaron Friedman
 Assistant Public Defender – Gregory Lebens-Higgins
 Assistant Public Defender – Connor Judd
 Assistant Public Defender – Stephanie Davis
 Legal Secretary – Pamela Loughridge
 Legal Secretary – Ann LaRocca
 Legal Secretary – Lisa Doty

APPEALS

Special Assistant Public Defender – Drew Dubrin
 Senior Assistant Public Defender – Janet Somes
 Senior Assistant Public Defender – David Juergens
 Senior Assistant Public Defender – Timothy Davis
 Assistant Public Defender – Jane Yoon
 Assistant Public Defender – Guy Talia
 Assistant Public Defender – James Hobbs
 Assistant Public Defender – Shirley Gorman
 Assistant Public Defender – Jonathan Garvin
 Assistant Public Defender – Tonya Plank
 Assistant Public Defender – Clea Weiss
 Special Urban Investigative Assistant – Coleen Enright
 Administrative Assistant – Shamika McKnight

FAMILY COURT

Special Assistant Public Defender – Adele Fine
 Special Assistant Public Defender (Family Defense Unit) – Robert Turner
 Asst. Pub. Def. – Seana L. Sartori
 Asst. Pub. Def. – Brian J. Wirley
 Asst. Pub. Def. – Christine F. Redfield

Asst. Pub. Def. – Darcie L. Bahr
 Asst. Pub. Def. – Erin K. Barry
 Asst. Pub. Def. – Lisa M. Bruce
 Asst. Pub. Def. – Erin K. Erturk
 Asst. Pub. Def. – Colton J. Kells
 Asst. Pub. Def. – Louis E. King, Jr.
 Asst. Pub. Def. – William H. King, Jr.
 Asst. Pub. Def. – Darius K. Lind
 Asst. Pub. Def. - Kerandeep A. Mattu
 Asst. Pub. Def. – Laina Arras
 Legal Secretary - Samantha Rodriguez
 Spec. Urban Inv. – Ariella Hutton
 Invest. Asst. – Katie Rimes
 Invest. Asst. – Matthew Scrivens
 Invest. Asst. (Family Defense unit) – vacant
 Parent advocate (Family Defense unit) - vacant
 Senior caseworker – Toneisha Anderson
 Senior caseworker – Lisa Freeman
 Senior caseworker – Bernadette Piccininni
 Senior caseworker – Savannah Spencer

INVESTIGATIONS

Chief Investigator	Latanya Morse
Senior Spec Urban Inv.	Maria Camacho
Spec Urban Inv. Bilingual	Greg Pagan
Spec Urban Inv.	Laurie Zimmer
Spec Urban Inv.	Lisa Dowda
Spec Urban Inv.	Jonan Barut
Spec Urban Inv.	Thomas Kosinski
Spec Urban Inv.	Lauren Del Vecchio
Spec Urban Inv.	Nyesha McKinney

SOCIAL WORK

Chief Mitigation Specialist – Christina Sciortino
 Mitigation Specialist – Andre Fontenette
 Mitigation Specialist – Wayman Harris
 Mitigation Specialist – Shunmia Waters

Senior Caseworker – Kayla McCrickard
 Caseworker – Zachary Jenkins
 Caseworker – Jalen McGill
 Caseworker – Nadia Abdallah
 Caseworker - Erin Freeman

DIGITAL MEDIA TECH

Digital Media Tech – Christina Tsiamouras

TRIAL ASSISTANTS

Trial Assistant - Pamela Flemming

Trial Assistant - Ruth Seabolt

OFFICE CLERKS

Office Clerk – Zeldia Reed

Office Clerk – Eduardo Abud-Sturbaum

Office Clerk – Amy Cason

PARALEGALS

Special Urban Investigator – Dan Behrndt

Investigative Assistant – Jamaris Vargas

Investigative Assistant – Tamra Hagan

Investigative Assistant – Bria Smith

Investigative Assistant – Coren McLaughlin

Investigative Assistant – Natasha Iannitti

Investigative Assistant – Sharon Warner

By Legislators Hughes-Smith and Bonnick

Intro. No. _____

RESOLUTION NO. _____ OF 2024

CLASSIFICATION OF ACTION AND DETERMINATION OF SIGNIFICANCE PURSUANT TO STATE ENVIRONMENTAL QUALITY REVIEW ACT FOR SALE OF COUNTY OWNED TAX FORECLOSURE PROPERTY LOCATED AT ST. PATRICK DRIVE IN TOWN OF HENRIETTA

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

Section 1. The Monroe County Legislature determines that the sale of County owned tax foreclosure property located at St. Patrick Drive in the Town of Henrietta is an Unlisted action.

Section 2. The Monroe County Legislature has reviewed and considered the Short Environmental Assessment Form dated November 29, 2023, and has considered the potential environmental impacts of the sale of County owned tax forecloure property located at St. Patrick Drive in the Town of Henrietta pursuant to the requirements of State Environmental Quality Review Act, and has found that the proposed action will not result in any significant adverse environmental impacts. The Monroe County Legislature hereby issues and adopts the Negative Declaration attached hereto and made a part hereof, and determines that an environmental impact statement is not required.

Section 3. The County Executive, or his designee, is hereby authorized to take such actions to comply with the requirements of the State Environmental Quality Review Act, including without limitation, the execution of documents and the filing, distribution, and publication of the documents required under the State Environmental Quality Review Act, and any other actions to implement the intent of this resolution.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; January 22, 2024 - CV: 7-0
File No. 24-0006

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Hughes-Smith and Maffucci

Intro. No. _____

RESOLUTION NO. _____ OF 2024

AUTHORIZING CONTRACTS WITH MRB GROUP ENGINEERING, ARCHITECTURE & SURVEYING, D.P.C. AND RAMBOLL AMERICAS ENGINEERING SOLUTIONS, INC. FOR PUMP STATION GENERAL ARCHITECTURAL AND ENGINEERING TERM SERVICES

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

Section 1. The County Executive, or his designee, is hereby authorized to execute contracts, and any amendments thereto, with MRB Group Engineering, Architecture & Surveying, D.P.C. and Ramboll Americas Engineering Solutions, Inc. for pump station general architectural and engineering term services for a total annual aggregate amount not to exceed \$500,000 for the period of January 1, 2024 through December 31, 2024, with the option to renew for two (2) additional one-year extensions, with escalations for the extensions to be limited to an amount equal to the increase in the previous year's Consumer Price Index (U.S. City Average CPI-U from the Bureau of Labor Statistics).

Section 2. Funding for these contracts, consistent with authorized uses, is included in various capital funds and in the 2024 operating budget of the Department of Environmental Services, pure waters fund 9007, funds center 8575010000, Rochester Pure Waters District Special Expenses; pure waters fund 9007, funds center 8574010000, Irondequoit Bay South Central Pure Waters District Special Expenses; pure waters fund 9007, funds center 8573010000, Northwest Quadrant Pure Waters District Special Expenses; and pure waters fund 9007, funds center 8571010000, Gates-Chili-Ogden Sewer District Special Expenses, and will be requested in future years' budgets.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment & Public Works Committee; January 22, 2024 - CV: 7-0
Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0008

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Blankley, Hughes-Smith, and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH MONROE 2-ORLEANS BOARD OF COOPERATIVE EDUCATIONAL SERVICES TO PROVIDE ANNUAL TECHNICAL SKILLS TRAINING PROGRAMS

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

Section 1. The County Executive, or his designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with Monroe 2-Orleans Board of Cooperative Educational Services in an annual amount not to exceed \$75,000 to provide an annual technical skills training program to the Monroe County Department of Environmental Services for the period of January 1, 2024 through December 31, 2024, with the option to renew for four (4) additional one-year extensions in an annual amount not to exceed \$75,000.

Section 2. Funding for this agreement is included in the 2024 operating budget of the Department of Environmental Services, pure waters fund 9007, funds center 8572010000, Pure Waters Administration and internal services fund 9020, funds center 8670010000, Maintenance and Construction, and will be requested in future years' budgets.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Intergovernmental Relations Committee; January 22, 2024 - CV: 5-0
Environment and Public Works Committee; January 22, 2024 - CV: 7-0
Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0010

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Hughes-Smith and Bonnick

Intro. No. _____

RESOLUTION NO. _____ OF 2024

AUTHORIZING MONROE COUNTY TO SUBMIT FUNDING APPLICATIONS TO FEDERAL, STATE, AND/OR NOT-FOR-PROFIT FUNDING ASSISTANCE PROGRAMS

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

Section 1. The County Executive, or his designee, is hereby authorized to submit funding applications to federal, state, and/or not-for-profit corporations for various projects in calendar year 2024.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; January 22, 2024 - CV: 7-0
File No. 24-0012

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Frazier and Cruz

Intro. No. ____

RESOLUTION NO. ____ OF 2024

DESIGNATING MARCH 1ST TO MARCH 30TH TO BE ANNUAL 30-DAY ENROLLMENT PERIOD FOR MAKING ADDITIONS TO MONROE COUNTY AGRICULTURAL DISTRICTS

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

Section 1. The Monroe County Legislature hereby designates March 1st to March 30th as the annual 30-day enrollment period for making additions to Monroe County Agricultural Districts.

Section 2. The Clerk of the Legislature is hereby authorized to publish and post notice of the 30-day submission period each year for requests to include land, which is predominantly viable agricultural land, within Monroe County Agricultural Districts.

Section 3. The Monroe County Agricultural and Farmland Protection Board is hereby directed to prepare and submit a report within 30 days of the termination of the submission period each year, with its recommendations as to whether inclusion of each piece of land proposed to be included in the certified agricultural districts: a) consists predominantly of viable agricultural land, and b) would serve the public interest by assisting in maintaining a viable agricultural industry within the certified agricultural districts.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning & Economic Development Committee; January 22, 2024 - CV: 5-0
File No. 24-0013

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

LEGAL NOTICE

**NOTICE OF A 30-DAY PERIOD FOR
PROPOSAL FOR INCLUSION OF PREDOMINANTLY VIABLE AGRICULTURAL LANDS
INTO CERTIFIED MONROE COUNTY AGRICULTURAL DISTRICTS**

PLEASE TAKE NOTICE, that pursuant to Article 25-AA of the New York State Agriculture and Markets Law, the Monroe County Legislature has adopted a process to make additions of predominantly viable agricultural land into the certified Monroe County Agricultural Districts.

PLEASE TAKE FURTHER NOTICE, that Monroe County is required to conduct a review of all proposals for inclusion of predominantly viable agricultural land into certified Monroe County Agricultural Districts.

PLEASE TAKE FURTHER NOTICE, that only whole tax parcels are eligible for inclusion in a certified Monroe County Agricultural District.

PLEASE TAKE FURTHER NOTICE, that there is hereby established a 30-day period to request parcels be added to a certified Monroe County Agricultural District, which period commences on March 1, 2024 and terminates on March 31, 2024.

PLEASE TAKE FURTHER NOTICE, that any proposed additions must be submitted in writing to the Clerk of the County Legislature within this 30-day period and shall include the following information: the certified Monroe County Agricultural District into which the land is proposed to be included; a description of the land; the tax map identification number and acreage; and the address.

PLEASE TAKE FURTHER NOTICE, that at the termination of the 30-day period any proposed additions will be submitted to the Monroe County Agricultural and Farmland Protection Board for review and recommendation to the Monroe County Legislature.

PLEASE TAKE FURTHER NOTICE, that subsequent to the receipt of the recommendations of the Monroe County Agricultural and Farmland Protection Board, the Monroe County Legislature will hold a public hearing on the proposals and recommendations of the Monroe County Agricultural and Farmland Protection Board and thereafter will take action to accept or reject the proposals to include predominantly viable agricultural land in the certified Monroe County Agricultural Districts.

DATED: _____, 2024

By Legislators Frazier and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

AMENDING RESOLUTION 449 OF 2017 INCREASING EXPENDITURE TO SUPPORT EFFORTS OF REGIONAL DREDGING MANAGEMENT COUNCIL

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

Section 1. Section 1 of Resolution 449 of 2017 is hereby amended to read as follows:

The County Executive, or ~~her~~ his designee, is hereby authorized to execute a Memorandum of Understanding between Monroe County and the Counties of Niagara, Orleans, Cayuga, Wayne and Others for the Lake Ontario Regional Dredging Program and to authorize the expenditure of ~~\$5,000~~ up to \$17,500 to support the efforts of the Regional Dredging Management Council.

Section 2. Funding for this contribution is included in the 2024 operating budget of the Planning and Development Department, general fund 9001, funds center 1401010000, Planning Services.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning & Economic Development Committee; January 22, 2024 - CV: 5-0
Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0014

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Hughes-Smith and Maffucci

Intro. No. _____

RESOLUTION NO. ____ OF 2024

AMENDING RESOLUTION 27 OF 2019 EXTENDING TIME PERIOD OF GRANT FROM UNITED STATES ENVIRONMENTAL PROTECTION AGENCY FOR COORDINATION OF ROCHESTER EMBAYMENT AREA OF CONCERN PROGRAM

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

Section 1. Section 1 of Resolution 27 of 2019 is hereby amended to read as follows:

The County Executive, or ~~her~~ his designee, is hereby authorized to accept a \$200,000 grant from, and to execute a contract and any amendments thereto with, the United States Environmental Protection Agency, for Coordination of the Rochester Embayment Area of Concern Program, for the period of October 1, 2018 through ~~September 30, 2022~~ March 31, 2025.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; January 22, 2024 - CV: 7-0
Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0015

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

Added language is underlined
Deleted language is ~~stricken~~

By Legislators Hasman and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

AMENDING RESOLUTION 89 OF 2023 ACCEPTING ADDITIONAL FUNDING FROM UNITED STATES CHILDREN’S BUREAU, AN OFFICE OF THE ADMINISTRATION FOR CHILDREN AND FAMILIES, THROUGH A SUBCONTRACT WITH UNIVERSITY OF CONNECTICUT FOR IMPROVING SYSTEMS AND IMPLEMENTING INTERVENTIONS TO SUPPORT LASTING REUNIFICATION OF FAMILIES

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

Section 1. Section 1 of Resolution 89 of 2023 is hereby amended to read as follows:

The County Executive, or his designee, is hereby authorized to accept a ~~\$600,000~~ \$834,195 grant from, and to execute a contract and any amendments thereto with, the United States Children’s Bureau an Office of the Administration for Children and Families, through a subcontract with the University of Connecticut, for Improving Systems and Implementing Interventions to Support Lasting Reunification of Families for the period of January 1, 2023 through September 29, 2025.

Section 2. The 2023 operating budget of the Department of Human Services, Division of Social Services is hereby amended by appropriating the sum of \$234,195 into general fund 9300, funds center 5102010000, Child and Family Services Administration.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; January 23, 2024 - CV: 9-0
Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0016

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

Added language is underlined
Deleted language is ~~stricken~~

By Legislators Blankley, Hughes-Smith and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH CITY OF ROCHESTER TO PROVIDE WATER QUALITY MONITORING FOR BEACH AT DURAND EASTMAN PARK

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

Section 1. The County Executive, or his designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the City of Rochester for Monroe County to provide water quality monitoring for the beach at Durand Eastman Park in an amount not to exceed \$10,000 for the period of January 1, 2024 through December 31, 2024, with two (2) one-year options to renew at Monroe County’s discretion in an amount not to exceed \$10,000 in each renewal year.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Intergovernmental Relations Committee; January 22, 2024 - CV: 5-0
Environment and Public Works Committee; January 22, 2024 – CV: 7-0
Ways and Means Committee; January 23, 2024 – CV: 11-0
File No. 24-0017

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Blankley, Hasman and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH CITY OF ROCHESTER FOR FLOWER CITY PUBLIC HEALTH CORPS MEMBERS TO SERVE IN MONROE COUNTY DEPARTMENT OF PUBLIC HEALTH

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

Section 1. The County Executive, or his designee, is hereby authorized to execute an intermunicipal agreement and any amendments thereto, with the City of Rochester for Flower City Public Health Corps Members to serve in the Monroe County Department of Public Health for the period January 1, 2024 through December 31, 2024, with the option to renew for one (1) additional one-year term.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Intergovernmental Relations Committee; January 22, 2024 - CV: 5-0
Human Services Committee; January 23, 2024 - CV: 9-0
Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0018

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Blankley, Hasman and Maffucci

Intro. No. _____

RESOLUTION NO. _____ OF 2024

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH CITY OF ROCHESTER TO CONDUCT PRIMARY LEAD POISONING PREVENTION ACTIVITIES IN CITY TARGET AREAS FOR CHILDHOOD LEAD POISONING PREVENTION PROGRAM

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

Section 1. The County Executive, or his designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the City of Rochester to conduct primary lead poisoning prevention activities in City target areas for the Childhood Lead Poisoning Prevention Program in an amount not to exceed \$310,000 for the period of January 1, 2024 through December 31, 2024.

Section 2. Funding for this contract is included in the 2024 operating budget of the Department of Public Health, general fund 9001, funds center 5806110000, Lead Programs.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Intergovernmental Relations Committee, January 22, 2024 - CV: 5-0
Human Services Committee; January 23, 2024 - CV: 9-0
Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0019

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Hasman and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

AUTHORIZING AGENCY CONTRACTS WITH FINGER LAKES HEALTH SYSTEMS AGENCY D/B/A COMMON GROUND HEALTH AND ROCOVERY FITNESS, INC. FOR MONROE COUNTY DEPARTMENT OF PUBLIC HEALTH ADDICTION SERVICES PROGRAM

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

Section 1. The County Executive, or his designee, is hereby authorized to execute a contract, and any amendments thereto, with Finger Lakes Health Systems Agency d/b/a Common Ground Health to provide Naloxone distribution and opioid education through community business owners in identified high risk zip codes in an amount not to exceed \$68,000 for the period of January 1, 2024 through December 31, 2024, with the option to renew for four (4) additional one-year terms in an amount not to exceed \$68,000 based on available funding and services to be provided.

Section 2. The County Executive, or his designee, is hereby authorized to execute a contract, and any amendments thereto, with ROCovery Fitness, Inc. to develop a Certified Peer Recovery Workforce in an amount not to exceed \$39,000 for the period of January 1, 2024 through December 31, 2024, with the option to renew for four (4) additional one-year terms in an amount not to exceed \$39,000 based on available funding and services to be provided.

Section 3. Funding for these contracts is included in the 2024 operating budget of the Department of Public Health, general fund 9001, funds center 5801120000, Opioid & Addiction Services Task Force.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; January 23, 2024 – CV: 9-0
Ways & Means Committee; January 23, 2024 – CV: 11-0
File No. 24-0020

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Hasman and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

AUTHORIZING CONTRACT WITH DENTSERV DENTAL SERVICES, P.C. TO PROVIDE DENTAL SERVICES FOR RESIDENTS OF MONROE COMMUNITY HOSPITAL

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

Section 1. The County Executive, or his designee, is hereby authorized to execute a contract and any amendments thereto, with DentServ Dental Services, P.C. to provide dental services for residents of Monroe Community Hospital in a total amount not to exceed \$915,000 for the period of May 1, 2024 through April 30, 2027, with the option to renew for two (2) additional one-year terms at rates increasing annually in an amount not to exceed 3.0% per year.

Section 2. Funding for the first year of this contract is included in the 2024 operating budget of Monroe Community Hospital, hospital fund 9012, funds center 6203160000, Clinic, and will be requested in future years' budgets.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; January 23, 2024 - CV: 9-0
Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0021

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Hasman and Maffucci

Intro. No. _____

RESOLUTION NO. ____ OF 2024

AUTHORIZING CONTRACTS TO PROVIDE TEMPORARY NURSING STAFF AT MONROE COMMUNITY HOSPITAL

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

Section 1. The County Executive, or his designee, is hereby authorized to execute contracts, and any amendments thereto, with Adecco Medical & Science Staffing, Inc., Battle Licensed Practical Nursing, PLLC, Clinical Staffing Resources Corp., Cross Country Staffing, Inc. (d/b/a Cross Country Healthcare Services), Excel Staffing Solutions, LLC, and Maxim Healthcare Staffing Services, Inc., to provide nursing staff relief on a temporary basis at Monroe Community Hospital in a total amount not to exceed \$450,000 collectively for the period of April 1, 2024 through March 31, 2025, with the option to renew for three (3) additional one-year terms with an increase in an amount not to exceed 3.0% per year.

Section 2. Funding for these contracts is included in the 2024 operating budget of Monroe Community Hospital, hospital fund 9012, funds center 6203010000, Nursing Administration, and will be requested in future years' budgets.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; January 23, 2024 – CV: 9-0
Ways and Means Committee; January 23, 2024 – CV: 11-0
File No. 24-0022

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Hasman and Maffucci

Intro. No. _____

RESOLUTION NO. _____ OF 2024

ACCEPTING FUNDING FROM NEW YORK STATE OFFICE FOR THE AGING AND AUTHORIZING CONTRACT WITH LIFESPAN OF GREATER ROCHESTER, INC. FOR MEDICARE IMPROVEMENTS FOR PATIENTS AND PROVIDERS ACT

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

Section 1. The County Executive, or his designee, is hereby authorized to accept a \$50,028 grant from, and to execute a contract and any amendments thereto with, the New York State Office for the Aging for the Medicare Improvements for Patients and Providers Act for the period of September 1, 2023 through August 31, 2024.

Section 2. The County Executive, or his designee, is hereby authorized to execute a contract and any amendments thereto, with Lifespan of Greater Rochester, Inc. to administer the Medicare Improvements for Patients and Providers Act services in an amount not to exceed \$45,756 for the period of September 1, 2023 through August 31, 2024.

Section 3. Funding for this contract is included in the 2024 operating budget of the Department of Human Services, Office for the Aging, general fund 9001, funds center 5501030000, Support Services Contracts.

Section 4. The County Executive is hereby authorized to appropriate any subsequent years of these funds in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, to make any necessary funding modifications within the grant guidelines to meet contractual commitments, and to enter into any amendments to extend the time period of the grant.

Section 5. 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.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; January 23, 2024 – CV: 9-0
Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0023

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

23.2

PURCHASE OF SERVICES INFORMATION FORM
Per Resolution 223 of 2007 as amended by Resolution 11 of 2008

Re: Acceptance of Funding from the New York State Office for the Aging and Authorization to Contract with Lifespan of Greater of Rochester, Inc. for the Medicare Improvements for Patients and Providers Act

Total Served 2022-23 1433
Proposed \$ Amt. 2023-24: \$45,756

SECTION I

PROGRAM: Medicare Improvements for Patients and Providers Program (MIPPA)

CONTRACTOR: Lifespan of Greater Rochester, Inc., Ann Marie Cook, President/CEO

PROGRAM DESCRIPTION: Medicare health insurance counseling, education and outreach directed at raising beneficiary awareness and understanding of Part D, and available preventive and wellness benefits.

PRIMARY OBJECTIVE(S)/ DELIVERABLES: To increase the ability of older adults, their family caregivers and area professionals to understand and choose affordable health insurance. A special emphasis to target low-income, culturally diverse and underserved older adults will be provided.

PRIMARY PERFORMANCE MEASURE/INDICATOR: People provided Medicare health insurance counseling, enrollment assistance, education and outreach will increase their awareness and understanding of Medicare Low-income Subsidies, Savings Program, Medicare prescription drug coverage and available preventive and wellness benefits.

	Previous Year Projection	Previous Year Actual	Current Year Projection	Next Year Projection
Program Year	9/1/22-8/31/23	9/1/22-8/31/23	9/1/23-8/31/24	9/1/24-8/31/25
Total # of Applications	375	375	1000	1000
# Successful	356	1433	900	900
% Successful	90%	382.13%	90%	90%

OUTCOME ASSESSMENT METHODOLOGY: Lifespan uses the New York State Office for Aging's designated Statewide Client Data System, and the County's *ContractHQ* to generate monthly and quarterly reports, annual self-evaluations, program assessments, performance measures, outcome objectives, number of people served including demographics, and units provided which measure the effectiveness and impact of the program.

SECONDARY PERFORMANCE MEASURE/INDICATOR: Indicator of Success: Older Adults will be satisfied with the quality of service provided using the Customer Satisfaction Survey provided to participants.

	Previous Year Projection	Previous Year Actual	Current Year Projection	Next Year Projection
Program Year	9/1/22-8/31/23	9/1/22-8/31/23	9/1/23-8/31/24	9/1/24-8/31/25
% Successful	90%	90%	90%	90%

OUTCOME ASSESSMENT METHODOLOGY: Clients are surveyed to determine effectiveness of the program and measure the level of increased knowledge after receiving information from a MIPPA counselor. Surveys are compiled and analyzed annually.

BOARD MEMBERS: Vicki Hines, Ralph J. Code, III, Esq., LaRon Rowe, Lucia Acosta-Castillejo, Michael Burke, Will Carroll, John Clark, Tere Dominas, Ericka Elliott, Beverly Fair-Brooks, Jarrett Felton, John Fomof, Ankit Garg, Tracy Greene, Bob Hartman, Dr. Brian Heppard, Lori Jansen, Michael Kaufman, Cindy Lovetro, John Lynch, Jr., Dr. Robert McCann, Pennie McNulty, Susan Powell Byrd, Lisa Powers, Esq., Dr. Stephen Ryan, Jaime Soley, Miguel Velazquez, Roberta Van Winkle, Liz Vega

SECTION II

SOURCE MATERIAL: Annual Evaluation is on file with the Clerk of the Monroe County Legislature.

By Legislators Burgess and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

AUTHORIZING CONTRACT WITH CP WARD, INC. FOR CONSTRUCTION SERVICES FOR ALDRICH ROAD CULVERT PROJECT IN TOWN OF PERINTON

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

Section 1. The County Executive, or his designee, is hereby authorized to execute a contract, and any amendments thereto, with CP Ward, Inc. in the amount of \$1,286,228.84 for construction services for the Aldrich Road Culvert Project in the Town of Perinton.

Section 2. Funding for this contract, consistent with authorized uses, is included in the 2024 operating budget of the Department of Transportation, road fund 9002, funds center 8002050000, State Supported Consolidated Local Street and Highway Improvement Program.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; January 23, 2024 – CV: 7-0
Ways and Means Committee; January 23, 2024 – CV: 11-0
File No. 24-0024

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Long and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

ACCEPTING GRANT FROM UNITED STATES DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS, FOR 2023 DNA CAPACITY ENHANCEMENT PROGRAM

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

Section 1. The County Executive, or his designee, is hereby authorized to accept a \$526,741 grant from, and to execute a contract and any amendments thereto with, the United States Department of Justice, Office of Justice Programs for the 2023 DNA Capacity Enhancement Program for the period of October 1, 2023 through September 30, 2025.

Section 2. The 2023 operating budget of the Department of Public Safety is hereby amended by appropriating the sum of \$526,741 into general fund 9300, funds center 2408040100, Monroe County Crime Laboratory.

Section 3. The County Executive is hereby authorized to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, to make any necessary funding modifications within the grant guidelines to meet contractual commitments, and to enter into any amendments to extend the time period of the grant.

Section 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.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; January 23, 2024 - CV: 11-0
Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0025

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Long and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES FOR 2023 PUBLIC SAFETY ANSWERING POINTS OPERATIONS GRANT PROGRAM

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

Section 1. The County Executive, or his designee, is hereby authorized to accept a \$229,967 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Homeland Security and Emergency Services for the 2023 Public Safety Answering Points Operations Grant Program for the period of January 1, 2023 through December 31, 2023.

Section 2. Funding for this grant is included in the 2023 operating budget of the Department of Public Safety, general fund 9001, funds center 2407010000, 9-1-1 Emergency Communications.

Section 3. The County Executive is hereby authorized to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, to make any necessary funding modifications within the grant guidelines to meet contractual commitments, and to enter into any amendments to extend the time period of the grant.

Section 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.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; January 23, 2024 - CV: 11-0
Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0026

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

27.

By Legislators Long and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

AUTHORIZING CONTRACT WITH TECTONIC ENGINEERING CONSULTANTS, GEOLOGISTS & LAND SURVEYORS, D.P.C. FOR PROFESSIONAL DESIGN SERVICES FOR PUBLIC SAFETY RADIO COMMUNICATION TOWERS STRUCTURAL INSPECTION PROJECT

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

Section 1. The County Executive, or his designee, is hereby authorized to execute a contract, and any amendments thereto, with Tectonic Engineering Consultants, Geologists & Land Surveyors, D.P.C. for a total annual amount not to exceed \$51,314 for professional design services for the Public Safety Radio Communication Towers Structural Inspection Project.

Section 2. Funding for this contract, consistent with authorized uses, is included in the 2024 Operating Budget of the Department of Public Safety, general fund 9300, funds center 2406010000, Public Safety Communications.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; January 23, 2024 – CV: 11-0
Ways & Means Committee; January 23, 2024 – CV: 11-0
File No. 24-0027

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Long and Maffucci

Intro. No. _____

RESOLUTION NO. ____ OF 2024

AMENDING RESOLUTION 39 OF 2021 ACCEPTING ADDITIONAL FUNDING FROM UNITED STATES BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES FOR ATF-MONROE COUNTY SHERIFF'S OFFICE FIREARM/EXPLOSIVE TASK FORCE

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

Section 1. Section 1 of Resolution 39 of 2021 is hereby amended to read as follows:

The County Executive, or his designee, is hereby authorized to accept a ~~\$55,000~~ \$105,000 grant from, and to execute a contract and any amendments thereto with, the United States Bureau of Alcohol, Tobacco, Firearms and Explosives for the ATF-Monroe County Sheriff's Office Firearm/Explosive Task Force for the period of October 1, 2019 through September 30, 2024.

Section 2. The 2023 operating budget of the Office of the Sheriff is hereby amended by appropriating the sum of \$50,000 into general fund 9300, funds center 3803010000, Police Bureau Administration.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; January 23, 2024 – CV: 11-0
Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0028

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

Added language is underlined
Deleted language is ~~stricken~~

ja.

By Legislators Long and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

ACCEPTING GRANT FROM UNITED STATES DEPARTMENT OF JUSTICE-DRUG ENFORCEMENT ADMINISTRATION FOR DRUG ENFORCEMENT ADMINISTRATION TASK FORCE

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

Section 1. The County Executive, or his designee, is hereby authorized to accept a grant in an amount not to exceed \$20,707.50 and to execute a contract and any amendments thereto, with the United States Department of Justice Drug Enforcement Administration for the reimbursement of overtime for the Drug Enforcement Administration Task Force for the period of October 1, 2023 through September 30, 2024.

Section 2. The 2023 operating budget of the Office of the Sheriff is hereby amended by appropriating the sum of \$20,707.50 into general fund 9300, funds center 3803010000, Police Bureau Administration.

Section 3. The County Executive is hereby authorized to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, to make any necessary funding modifications within the grant guidelines to meet contractual commitments, and to enter into any amendments to extend the time period of the grant.

Section 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.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; January 23, 2024 - CV: 11-0
Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0029

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Maffucci and Yudelson

Intro. No. ____

RESOLUTION NO. ____ OF 2024

ACCEPTING PROCEEDS FROM CITY OF ROCHESTER'S AUCTION OF UNCLAIMED STOLEN PROPERTY AND AMENDING 2024 OPERATING BUDGET

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

Section 1. The Monroe County Legislature hereby accepts proceeds from the City of Rochester's auction of unclaimed stolen property in the amount of \$71,493.79 into restricted fund balance of the general fund.

Section 2. The 2024 operating budget of the Office of the Sheriff is hereby amended by appropriating restricted fund balance in the amount of \$43,996.18 into general fund 9001, funds center 3803010000, Police Bureau Administration.

Section 3. The 2024 operating budget of the District Attorney's Office is hereby amended by appropriating restricted fund balance in the amount of \$27,497.61 into general fund 9001, funds center 2501010000, DA Administration.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0030

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Maffucci and Yudelson

Intro. No. ____

RESOLUTION NO. ____ OF 2024

AUTHORIZING CONTRACT WITH MATRIX POINTE SOFTWARE, LLC FOR CASE MANAGEMENT SYSTEM FOR MONROE COUNTY LAW DEPARTMENT

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

Section 1. The County Executive, or his designee, is hereby authorized to execute a contract and any amendments thereto, with Matrix Pointe Software, LLC in an amount not to exceed \$600,000 for a term not to exceed five (5) years.

Section 2. Funding for the first year of this case management system is included in the 2024 Operating Budget of the Law Department, general fund 9001, funds center 1601010000 and will be requested in future years' budgets.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways & Means Committee; January 23, 2024 – CV: 11-0
File No. 24-0031

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Maffucci and Yudelson

Intro. No. ____

RESOLUTION NO. ____ OF 2024

AUTHORIZING CONTRACT WITH REL COMM, INC. FOR PHONE SYSTEM LICENSING AND SUPPORT

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

Section 1. The County Executive, or his designee, is hereby authorized to execute a contract and any amendments thereto, with Rel Comm, Inc. for phone and voicemail system support and for software assurance for both the phone system and the voicemail system in an amount not to exceed \$262,000, of which \$72,000 will allow Rel Comm, Inc. to renew the Mitel Software assurance; \$100,000 to renew Voicemail licensing; and \$90,000 to provide support for both systems based on current costs for the period of January 1, 2024 through December 31, 2024.

Section 2. Funding for this contract is included in the 2024 operating budget of the Department of Information Services, internal services fund 9020, funds center 1903010000, Information Services Operations and in the 2024 operating budget of the Department of Human Services grant fund 9300, funds center 5118010000, Social Service Grants.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways & Means Committee; January 23, 2024 – CV: 11-0
File No. 24-0032

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Long and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

ACCEPTING AID TO DEFENSE GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR OFFICE OF PUBLIC DEFENDER

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

Section 1. The County Executive, or his designee, is hereby authorized to accept a \$245,086 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services for the Aid to Defense Program for the Office of the Public Defender for the period of April 1, 2023 through March 31, 2024.

Section 2. The 2023 operating budget of the Public Defender's Office is hereby amended by appropriating the sum of \$245,086 into general fund 9001, funds center 2601010000, Office of The Public Defender.

Section 3. The County Executive is hereby authorized to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, to make any necessary funding modifications within the grant guidelines to meet contractual commitments, and to enter into any amendments to extend the time period of the grant.

Section 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.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; January 23, 2024 - CV: 11-0
Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0033

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Hasman and Maffucci

Intro. No. _____

RESOLUTION NO. _____ OF 2024

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR INCREASING TRAINING CAPACITY IN STATEWIDE HEALTHCARE FACILITIES

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

Section 1. The County Executive, or his designee, is hereby authorized to accept a grant in a total amount not to exceed \$878,756 from, and to execute a contract and any amendments thereto with, the New York State Department of Health for Increasing Training Capacity in Statwide Healthcare Facilities at Monroe Community Hospital for the period of October 1, 2023 through September 30, 2025.

Section 2. The 2024 operating budget of Monroe Community Hospital is hereby amended by appropriating the sum of \$878,756 into hospital fund 9312, funds center 6201010000, Administration.

Section 3. The County Executive is hereby authorized to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, to make any necessary funding modifications within the grant guidelines to meet contractual commitments, and to enter into any amendments to extend the time period of the grant.

Section 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.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; January 23, 2024 – CV: 9-0
Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0035

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Hasman and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES FOR SAFE HARBOUR INITIATIVE FOR 2024

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

Section 1. The County Executive, or his designee, is hereby authorized to accept a \$40,000 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Children and Family Services for the Safe Harbour Initiative for 2024 for the period of January 1, 2024 through December 31, 2024.

Section 2. The 2024 operating budget of the Department of Human Services, Division of Social Services, is hereby amended by appropriating the sum of \$40,000 into fund 9300, funds center 5102010000, Child and Family Services Administration.

Section 3. The County Executive is hereby authorized to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, to make any necessary funding modifications within the grant guidelines to meet contractual commitments, and to enter into any amendments to extend the time period of the grant.

Section 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 agreements affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; January 23, 2024 - CV: 9-0
Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0036

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

36.

By Legislators Maffucci and Yudelson

Intro. No. _____

MOTION NO. _____ OF 2024

PROVIDING THAT FILE NO. 24-0037 BE DISCHARGED FROM THE WAYS AND MEANS COMMITTEE

Be It Moved, that File No. 24-0037 be, and hereby is discharged from the Ways and Means Committee.

ADOPTION: Date: _____

Vote: _____

371

By Legislators Maffucci and Yudelson

Intro. No. _____

MOTION NO. _____ OF 2024

PROVIDING THAT INTRO. NO. _____ OF 2024 ENTITLED "AUTHORIZING CONTRACT WITH INFO QUICK SOLUTIONS, INC. FOR INSTALLATION AND OPERATION OF INTEGRATED COUNTY CLERK'S RECORDS MANAGEMENT SYSTEM," BE ADOPTED

Be It Moved, that Intro. _____ No. of 2024 ENTITLED "AUTHORIZING CONTRACT WITH INFO QUICK SOLUTIONS, INC. FOR INSTALLATION AND OPERATION OF INTEGRATED COUNTY CLERK'S RECORDS MANAGEMENT SYSTEM," be adopted.

File No. 24-0037

ADOPTION: Date: _____

Vote: _____

By Legislators Maffucci and Yudelson

Intro. No. ____

RESOLUTION NO. ____ OF 2024

AUTHORIZING CONTRACT WITH INFO QUICK SOLUTIONS, INC. FOR INSTALLATION AND OPERATION OF INTEGRATED COUNTY CLERK'S RECORDS MANAGEMENT SYSTEM

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

Section 1. The County Executive, or his designee, is hereby authorized to execute a contract, and any amendments thereto, with Info Quick Solutions, Inc. in an amount not to exceed \$600,000 for the installation and maintenance of an integrated records management system and for the continued maintenance of said system. The first payment will be made in 2024 in an amount not to exceed \$216,000 upon completion and acceptance of the installation and full data migration of the system, with maintenance fees in an amount not to exceed \$96,000 per year for four (4) additional years.

Section 2. Funding for the first year of the contract is included in the 2024 operating budget of Monroe County Clerk's Office, fund 9001, funds center 2101020000, Downtown Operations.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; January 23, 2024 - CV: 6-5
File No. 24-0037

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Hughes-Smith and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

SUPERSEDING BOND RESOLUTION DATED FEBRUARY 13, 2024

RESOLUTION AUTHORIZING THE ISSUANCE OF \$9,500,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE I&I GENESEE VALLEY PUMP STATION PROJECT IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF \$9,500,000 AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON SEPTEMBER 14, 2021 (RESOLUTION NO. 286 OF 2021)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. For the object or purpose of financing the cost of the I&I Genesee Valley Pump Station Project in and for the County of Monroe, New York (the "County"), consisting of a new sewage pump station and force main on behalf of the Rochester Pure Waters District, there are hereby authorized to be issued \$9,500,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of an additional \$4,000,000 to pay the cost of the aforesaid specific object or purpose (\$5,500,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid specific object or purpose is forty (40) years, pursuant to subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is \$9,500,000, and the plan for the financing thereof is by the issuance of \$9,500,000 bonds of said County herein authorized, provided, however, that to the extent any state and/or federal aid and/or grant and/or gift is received for the aforesaid purpose. the County Executive, or his designee, is hereby authorized to accept and shall use such funds to redeem any outstanding indebtedness incurred for such purpose or apply it, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance - Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance - Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance - Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be

prescribed by said Director of Finance - Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance - Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance - Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance – Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance - Chief Financial Officer. The Director of Finance - Chief Financial Officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance - Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution, may be contested only if:

- 1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or
- 3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 286 of 2021, being a bond resolution dated September 14, 2021, except to the extent that any indebtedness shall have been contracted or encumbrances made thereunder. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose to \$9,500,000, and to provide \$9,500,000 bonds therefor, an increase of \$4,000,000 over the \$5,500,000 bonds authorized under Resolution No. 286 of 2021.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

By Legislators Hasman and Maffucci

Intro. No. _____

RESOLUTION NO. ___ OF 2024

AUTHORIZING AGENCY CONTRACT WITH NEW YORK RECOVERY ALLIANCE, INC. FOR MONROE COUNTY DEPARTMENT OF PUBLIC HEALTH ADDICTION SERVICES PROGRAM

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

Section 1. The County Executive, or his designee, is hereby authorized to execute a contract, and any amendments thereto, with New York Recovery Alliance, Inc. to provide Naloxone distribution and opioid education through impacted individuals in identified high risk zip codes in an amount not to exceed \$62,000 for the period of January 1, 2024 through December 31, 2024, with the option to renew for four (4) additional one-year terms in an amount not to exceed \$62,000 per year based on available funding and services to be provided.

Section 2. Funding for this contract is included in the 2024 operating budget of the Department of Public Health, general fund 9001, funds center 5801120000, Opioid & Addiction Services Task Force.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; January 23, 2024 – CV: 9-0
Ways & Means Committee; January 23, 2024 – CV: 11-0
File No. 24-0042

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

40.1

By Legislators Long and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

CONFIRMING REAPPOINTMENT OF ASSIGNED COUNSEL ADMINISTRATOR

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

Section 1. The reappointment of Mark Funk as Assigned Counsel Administrator is hereby confirmed, pursuant to the Monroe County/Monroe County Bar Association Plan Regarding the Conflict Defender's Office and Assigned Counsel Program.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; January 23, 2024 – CV: 11-0
File No. 24-0043

ADOPTION: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

40.2

Mark D. Funk

Suite 600 16 E. Main Street Rochester, New York 14614 (585) 753-3488
markfunk@monroecounty.gov

EMPLOYMENT

MONROE COUNTY ASSIGNED COUNSEL PROGRAM

- **Monroe County Assigned Counsel Administrator*; October 31, 2016 – Present
- *Manage the Monroe County Assigned Counsel Program-supervised the assignment of thousands of cases (approximately 3,400 assignments in 2022) annually to approximately 150 panel attorneys

MONROE COUNTY CONFLICT DEFENDER'S OFFICE

- **Monroe County Conflict Defender*; October 31, 2016 – July 2023
- *Supervisor of a staff of 36 including 21 Attorneys who handle misdemeanor criminal cases, parental representation cases in Family Court appeals for indigent clients (office handled approximately 3,500 cases in 2022).

LAW OFFICE OF MARK D. FUNK

- **Private Practice of Law*; January 2001 – October 2016.
- *Criminal Defense, Family Court and Appellate Practice.

Awards and Accolades

2023 President's Award for Professionalism, Monroe County Bar

Association: Awarded by Monroe County Bar Association President Langston D. McFadden; awarded to an attorney who exemplifies and demonstrates a commitment to the concepts of professionalism, civility and collegiality.

Rochester Business Journal/Daily Record, Power Law List for 2021, 2022 and

2023: A list of local legal professionals who are: making sure the legal needs of Rochester's residents are being met and helped limit the disruption caused by the COVID-19 pandemic (2021), working to push the Rochester legal community forward during a time of uncertainty and change (2022) and making sure the legal needs of Rochester's residents are met (2023).

2021 Daily Record/RBJ, Legal Excellence-Leaders in Law Award: Recognizing legal professionals who demonstrate professional accomplishment, exceptional character, integrity and ethics, and commitment to clients and community who make our community stronger through both their professional accomplishments and their civic contributions.

EDUCATION

UNIVERSITY OF DAYTON SCHOOL OF LAW

- *Class of 1995 Rank: Top 18% (24 of 133).
- *Jessup International Law Moot Court Competition, Spring 1995.

STATE UNIVERSITY OF NEW YORK COLLEGE AT OSWEGO

- **Magna Cum Laude* graduate, 1992.
- *B.S. in Secondary Education-Social Studies

CONTINUING LEGAL EDUCATION

*Speaker at numerous Continuing Legal Education Programs on criminal law and Family Court related topics.

*Attendee at numerous Continuing Legal Education Programs on criminal law and Family Court related topics.

BAR ASSOCIATION/PROFESSIONAL ORGANIZATIONS/COMMITTEES

**Chief Defender's Association of New York*

- President, 2022-2023
- President-Elect, Treasurer, Board of Trustees
- Chair, Family Court Committee
- Legislative Committee
- Membership Committee
- Assigned Counsel Committee

**Monroe County Bar Association*

- Past Secretary/Board of Trustees Member
- Past Chair, Criminal Justice Section
- Council Member (current), Family/Matrimonial Section
- Current Chair, Awards Committee
- Member (current), President's Commission on Access to Justice
- Member (current), Solo/Small Committee
- Member (current), Diversity Committee
- Past Secretary, Lawyers for Learning Committee
- Past Lawyers for Learning Mentor, School #29

***Monroe County**

- Department of Public Safety, Diversity, Equity and Inclusion Committee
- Department of Public Safety, Employee Recognition Committee

***New York State Bar Association**

- Mandated Representation Committee
 - Assigned Counsel Sub-committee
 - Family Court Sub-Committee
- Committee on Families and Law

***Other Committees (alphabetically):**

- Communities Not Cages Coalition
- Community Justice Council
- Court Improvement Project (CIP) Committee
 - CIP Race Equity Sub-committee
- Criminal Case Diversion Implementation Project Committee
- Criminal Justice Council
- Domestic Violence/Intensive Domestic Violence Committee
- Family Court Custody Part Operations Committee
- Family Court Planning Committee
- Family Defense Multi-Coalition
- Family Treatment Court Committee
- Greater Rochester Legal Services for Veterans Committee
- Monroe County Criminal Justice Council
- National Adoption Day Committee
- New York Family Advocacy Multi-Coalition
- NYS Office of Indigent Legal Services Criminal Defense Advisory Committee
- NYS Office of Indigent Legal Services Family Court Standards Committee
- NYS SAVES Council
- Policy Equity Academy Grant Committee
- Pre-textual Stop Coalition
- RASE Commission Criminal Justice-Policing CART
- Rochester Extended Family (REF) Initiative Committee
 - Logistics Sub-Committee
 - Research Sub-Committee
- SAFE (Human Trafficking) Court Committee
- Seventh Judicial District Assigned Counsel Administrators Committee
- Seventh Judicial District Chief Defenders Committee
- Seventh Judicial District Community Justice Council
- Veterans Court Committee

VOLUNTEER ACTIVITY

COACH/JUDGE; NYSBA Mock Trial Competition, 1996-present

By Legislators Baynes and Bartholomew McCoy

Intro. No. ____

RESOLUTION NO. ____ OF 2024

CONFIRMATION OF REAPPOINTMENT TO BOARD OF TRUSTEES OF MONROE COUNTY LIBRARY SYSTEM

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

Section 1. In accordance with Article 5 of the Education Law of New York State and Section C7-4 of the Monroe County Charter, the following reappointment to the Monroe County Library System Board of Trustees submitted by Legislature President is hereby confirmed:

Christopher H. Corcoran, residing at 141 Brookside Drive, Rochester, New York 14618, for a term to be as of July 1, 2023 and expire on June 30, 2028.

Section 2. This resolution shall take effect immediately.

Matter of Urgency
File No. 24-0044

ADOPTION: Date: _____ Vote: _____

42.

By Legislators Maffucci and Yudelson

Intro. No. _____

RESOLUTION NO. _____ OF 2024

APPROVING COLLECTIVE BARGAINING AGREEMENT BETWEEN MONROE COUNTY EXECUTIVE AND MONORE COUNTY FEDERATION OF SOCIAL WORKERS, I.U.E.-C.W.A. 81381

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

Section 1. The agreement between the Monroe County Executive and the Monroe County Federation of Social Workers I.U.E.-C.W.A. 81381 for the period of January 1, 2024 through December 31, 2026 is hereby approved.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No. 24-0045

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Hasman and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

AUTHORIZING ACCEPTANCE AND PAYMENT OF HEALTH CARE AND MENTAL HYGIENE WORKER BONUSES TO MONROE COUNTY EMPLOYEES AND AMENDMENT OF CONTRACTS TO PAY HEALTH CARE AND MENTAL HYGIENE WORKER BONUSES TO MONROE COUNTY CONTRACTORS

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

Section 1. The County Executive, or his designee, is hereby authorized to accept Health Care and Mental Hygiene Worker Bonus payments from the State of New York pursuant to Section 367-w in an amount not to exceed \$230,000.

Section 2. The County Executive, or his designee, is hereby authorized to make payment of Health Care and Mental Hygiene Worker Bonus payments to eligible Monroe County employees pursuant to Section 367-w.

Section 3. The County Executive, or his designee, is hereby authorized to execute amendments to the following contract in an amount not to exceed \$3,230 for purposes of making payment of Health Care and Mental Hygiene Worker Bonus payments to the following eligible Monroe County contractor:

- A. Morrison Management Specialists, Inc., an affiliate of Morrison Healthcare, a Division of Compass Group USA, Inc. for food, nutritional and vending service management and operation at Monroe Community Hospital, as authorized by Resolution 415 of 2020, as amended by Resolution 465 of 2022 and Resolution 269 of 2023.

Section 4. The 2024 operating budget of the Department of Public Health, general fund 9001, funds center 5801010000 Public Health Commissioner, in the amount of \$31,219; the Department of Aviation, airport fund 9010, funds center 8101010000 Airport Administration, in the amount of \$4,845; the Department of Human Services, general fund 9001, funds center 5701010000 Mental Health Administration, in the amount of \$6,459; the Office of the Sheriff, general fund 9001, funds center 3801010000 Sheriff Administration, in the amount of \$1,615, are hereby amended.

Section 5. Funding for the Health Care and Mental Hygiene Worker Bonuses is being provided by the State of New York pursuant to Section 367-w.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No. 24-0046

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Brew and Dondorfer

Intro. No. _____

RESOLUTION NO. __ OF 2024

CONFIRMING APPOINTMENT OF REPUBLICAN ELECTIONS COMMISSIONER PETER D. ELDER

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

Section 1. In accordance with Sections 3-202 and 3-204 of the Election Law of the State of New York and the recommendation of the Monroe County Republican Committee, the appointment of Mr. Peter D. Elder, 59 Dunning Avenue, Webster, New York 14580, to the Office of Commissioner of Elections by the Monroe County Legislature is hereby confirmed. The term shall commence on January 1, 2025 and expire on December 31, 2028.

Section 2. This resolution shall take effect immediately.

Matter of Urgency
File No. 24-0047

ADOPTION: Date: _____

Vote: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0009.pdf	Referral Letter
▢	Resolution	PWAB_1_3_5_7.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 5, 2024

OFFICIAL FILE COPY	
No.	240009
Not to be removed from the Office of the Legislature of Monroe County	
Committee Assignment	
PWAB	-L

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 Contracts with MRB Group Engineering, Architecture & Surveying, D.P.C. and Ramboll Americas Engineering Solutions, Inc. for Pump Station General Architectural and Engineering Term Services

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 Rochester Pure Waters District authorize contracts with MRB Group Engineering, Architecture & Surveying, D.P.C. and Ramboll Americas Engineering Solutions, Inc. for a total annual aggregate amount not to exceed \$500,000 for pump station general architectural and engineering term services for the Gates-Chili-Ogden Sewer District, Northwest Quadrant Pure Waters District, Irondequoit Bay South Central Pure Waters District, and the Rochester Pure Waters District (the "Districts") for the period of January 1, 2024 through December 31, 2024, with the option to renew for two (2) additional one-year extensions, with escalations for the extensions to be limited to an amount equal to the increase in the previous year's Consumer Price Index (U.S. City Average CPI-U from the Bureau of Labor Statistics).

The Districts own, operate and maintain 63 sewage pumping stations. These contracts will provide pump station engineering term services including facility evaluations, preparation of engineering reports and technical memorandums, construction cost estimating, preparation of design drawings and technical specifications, and administration and inspection for pump station improvements and associated gravity sewers serving these Districts.

A Request for Proposals was issued with MRB Group Engineering, Architecture & Surveying, D.P.C. and Ramboll Americas Engineering Solutions, Inc. rated the most qualified to provide these services.

The specific Administrative Boards action required is to authorize the County Executive, or his designee, to execute contracts, and any amendments thereto, with MRB Group Engineering, Architecture & Surveying, D.P.C., 145 Culver Road, Suite 160, Rochester, New York 14620 and Ramboll Americas Engineering Solutions, Inc., 400 Andrews Street, Suite 710, Rochester, New York 14604 for pump station general architectural and engineering term services for a total annual aggregate amount not to exceed \$500,000 for the period of January 1, 2024 through December 31, 2024, with the option to renew for two (2) additional one-year extensions, with escalations for the extensions to be limited to an amount equal to the increase in the previous year's Consumer Price Index (U.S. City Average CPI-U from the Bureau of Labor Statistics).

110 County Office Building • 39 West Main Street • Rochester, New York 14614

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
January 5, 2024
Page 2

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c) (24) (“information collection including basic data collection and research, water quality and pollution studies, traffic counts, engineering studies, surveys, subsurface investigations and soils studies that do not commit the agency to undertake, fund or approve any Type I or Unlisted action”) (26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”); and (27) (“conducting concurrent environmental, engineering, economic, feasibility and other studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not commit the agency to commence, engage in or approve such action”) and is not subject to further review under the State Quality Review Act.

Funding for these contracts, consistent with authorized uses, is included in various capital funds and in the 2024 operating budget of the Department of Environmental Services, pure waters fund 9007, funds center 8575010000, Rochester Pure Waters District Special Expenses; pure waters fund 9007, funds center 8574010000, Irondequoit Bay South Central Pure Waters District Special Expenses; pure waters fund 9007, funds center 8573010000, Northwest Quadrant Pure Waters District Special Expenses; and pure waters fund 9007, funds center 8571010000, Gates-Chili-Ogden Sewer District Special Expenses 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 MRB Group Engineering, Architecture & Surveying, D.P.C., nor Ramboll Americas Engineering Solutions, Inc., nor any of their principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firms are:

MRB Group Engineering, Architecture & Surveying, D.P.C.

Ryan T. Colvin, President

James J. Oberst, Executive Vice President / Chief Operating Officer

David M. Doyle, Vice President

Ramboll Americas Engineering Solutions, Inc.

Thomas Nowlan, Executive Director & Chief Executive Officer

Eric Gernant, Secretary

Edward Zawadzki, Treasurer

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 Rochester Pure Waters District.

Sincerely,



Adam J. Bello

Monroe County Executive

PWAB 1;3;5;7

By Legislators Hughes-Smith and Maffucci

PURE WATERS ADMINISTRATIVE BOARDS OF
GATES-CHILI-OGDEN SEWER DISTRICT;
IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT;
NORTHWEST QUADRANT PURE WATERS DISTRICT; AND
ROCHESTER PURE WATERS DISTRICT

Intro. Nos. _____

RESOLUTION NOS. _____ OF 2024

**AUTHORIZING CONTRACTS WITH MRB GROUP ENGINEERING, ARCHITECTURE &
SURVEYING, D.P.C. AND RAMBOLL AMERICAS ENGINEERING SOLUTIONS, INC. FOR
PUMP STATION GENERAL ARCHITECTURAL AND ENGINEERING TERM SERVICES**

BE IT RESOLVED BY THE PURE WATERS ADMINISTRATIVE BOARDS OF THE GATES-
CHILI-OGDEN SEWER DISTRICT; IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS
DISTRICT; NORTHWEST QUADRANT PURE WATERS DISTRICT; AND ROCHESTER PURE
WATERS DISTRICT, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to execute contracts, and any amendments thereto, with MRB Group Engineering, Architecture & Surveying, D.P.C. and Ramboll Americas Engineering Solutions, Inc. for pump station general architectural and engineering term services for a total annual aggregate amount not to exceed \$500,000 for the period of January 1, 2024 through December 31, 2024, with the option to renew for two (2) additional one-year extensions, with escalations for the extensions to be limited to an amount equal to the increase in the previous year's Consumer Price Index (U.S. City Average CPI-U from the Bureau of Labor Statistics).

Section 2. Funding for these contracts, consistent with authorized uses, is included in various capital funds and in the 2024 operating budget of the Department of Environmental Services, pure waters fund 9007, funds center 8575010000, Rochester Pure Waters District Special Expenses; pure waters fund 9007, funds center 8574010000, Irondequoit Bay South Central Pure Waters District Special Expenses; pure waters fund 9007, funds center 8573010000, Northwest Quadrant Pure Waters District Special Expenses; and pure waters fund 9007, funds center 8571010000, Gates-Chili-Ogden Sewer District Special Expenses, and will be requested in future years' budgets.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

File No. 24-0009

ADOPTION: Date: _____

Vote: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0011.pdf	Referral Letter
▢	Resolution	PWAB_2_4_6_8.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 5, 2024

OFFICIAL FILE COPY	
No.	240011
Not to be removed from the Office of the Legislature of Monroe County	
Committee Assignment	
PWAB	-L

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 Intermunicipal Agreement with Monroe 2-Orleans Board of Cooperative Educational Services to Provide an Annual Technical Skills Training Program

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 Water District authorize an intermunicipal agreement with Monroe 2-Orleans Board of Cooperative Educational Services in an annual amount not to exceed \$75,000 to provide an annual technical skills training program to the Monroe County Department of Environmental Services ("DES") for the period of January 1, 2024 through December 31, 2024, with the option to renew for four (4) additional one-year extensions in an annual amount not to exceed \$75,000.

DES is responsible for operating and maintaining Pure Waters' wastewater conveyance and treatment infrastructure and fifteen County facilities comprising nearly three (3) million square feet of space. Wastewater infrastructure includes two wastewater treatment plants, 1,350 miles of collector sewers, regional interceptors, 30 miles of deep-rock tunnels and 63 pump stations. Major County facilities include the County Office Building, CityPlace, the Hall of Justice, the Public Safety Building and 111 Westfall Road, among others. Training and development of DES employees responsible for these assets results in improved competency, reduction of down-time, improved safety, and more cost-effective operations.

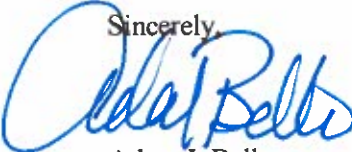
The specific Administrative Boards action required is to authorize the County Executive, or his designee, to execute an intermunicipal agreement, and any amendments thereto, with Monroe 2-Orleans Board of Cooperative Educational Services, 160 Wallace Way, Bldg. 9, Rochester, New York 14624 in an annual amount not to exceed \$75,000 to provide an annual technical skills training program to the Monroe County Department of Environmental Services for the period of January 1, 2024 through December 31, 2024, with the option to renew for four (4) additional one-year extensions in an annual amount not to exceed \$75,000.

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
January 5, 2024
Page 2

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”) and is not subject to further review under the State Quality Review Act.

Funding for this agreement is included in the 2024 operating budget of the Department of Environmental Services, pure waters fund 9007, funds center 8572010000, Pure Waters Administration and internal services fund 9020, funds center 8670010000, Maintenance and Construction, and will be requested in future years’ budgets. No additional net County support is required in the current Monroe County budget.

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,


Adam J. Bello
Monroe County Executive

AJB:db

RWAB 2, 4, 6, 8

By Legislators Blankley, Hughes-Smith, and Maffucci

PURE WATERS ADMINISTRATIVE BOARDS OF THE
GATES-CHILI-OGDEN SEWER DISTRICT;
IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT;
NORTHWEST QUADRANT PURE WATERS DISTRICT; AND
ROCHESTER PURE WATERS DISTRICT

Intro. Nos. _____

RESOLUTION NOS. _____ OF 2024

**AUTHORIZING INTERMUNICIPAL AGREEMENT WITH MONROE 2-ORLEANS BOARD
OF COOPERATIVE EDUCATIONAL SERVICES TO PROVIDE ANNUAL TECHNICAL
SKILLS TRAINING PROGRAM**

BE IT RESOLVED BY THE PURE WATERS ADMINISTRATIVE BOARDS OF THE
GATES-CHILI-OGDEN SEWER DISTRICT; IRONDEQUOIT BAY SOUTH CENTRAL PURE
WATERS DISTRICT; NORTHWEST QUADRANT PURE WATERS DISTRICT; AND ROCHESTER
PURE WATERS DISTRICT, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to execute an
intermunicipal agreement, and any amendments thereto, with Monroe 2-Orleans Board of Cooperative
Educational Services in an annual amount not to exceed \$75,000 to provide an annual technical skills training
program to the Monroe County Department of Environmental Services for the period of January 1, 2024
through December 31, 2024, with the option to renew for four (4) additional one-year extensions in an
annual amount not to exceed \$75,000.

Section 2. Funding for this agreement is included in the 2024 operating budget of the
Department of Environmental Services, pure waters fund 9007, funds center 8572010000, Pure Waters
Administration and internal services fund 9020, funds center 8670010000, Maintenance and Construction,
and will be requested in future years' budgets.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe
County Charter.

File No. 24-0011

ADOPTION: Date: _____

Vote: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0009.pdf	Referral Letter
▢	Resolution	PWAB_1_3_5_7.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 5, 2024

OFFICIAL FILE COPY	
No.	240009
Not to be removed from the Office of the Legislature of Monroe County	
Committee Assignment	
PWAB	-L

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 Contracts with MRB Group Engineering, Architecture & Surveying, D.P.C. and Ramboll Americas Engineering Solutions, Inc. for Pump Station General Architectural and Engineering Term Services

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 Rochester Pure Waters District authorize contracts with MRB Group Engineering, Architecture & Surveying, D.P.C. and Ramboll Americas Engineering Solutions, Inc. for a total annual aggregate amount not to exceed \$500,000 for pump station general architectural and engineering term services for the Gates-Chili-Ogden Sewer District, Northwest Quadrant Pure Waters District, Irondequoit Bay South Central Pure Waters District, and the Rochester Pure Waters District (the "Districts") for the period of January 1, 2024 through December 31, 2024, with the option to renew for two (2) additional one-year extensions, with escalations for the extensions to be limited to an amount equal to the increase in the previous year's Consumer Price Index (U.S. City Average CPI-U from the Bureau of Labor Statistics).

The Districts own, operate and maintain 63 sewage pumping stations. These contracts will provide pump station engineering term services including facility evaluations, preparation of engineering reports and technical memorandums, construction cost estimating, preparation of design drawings and technical specifications, and administration and inspection for pump station improvements and associated gravity sewers serving these Districts.

A Request for Proposals was issued with MRB Group Engineering, Architecture & Surveying, D.P.C. and Ramboll Americas Engineering Solutions, Inc. rated the most qualified to provide these services.

The specific Administrative Boards action required is to authorize the County Executive, or his designee, to execute contracts, and any amendments thereto, with MRB Group Engineering, Architecture & Surveying, D.P.C., 145 Culver Road, Suite 160, Rochester, New York 14620 and Ramboll Americas Engineering Solutions, Inc., 400 Andrews Street, Suite 710, Rochester, New York 14604 for pump station general architectural and engineering term services for a total annual aggregate amount not to exceed \$500,000 for the period of January 1, 2024 through December 31, 2024, with the option to renew for two (2) additional one-year extensions, with escalations for the extensions to be limited to an amount equal to the increase in the previous year's Consumer Price Index (U.S. City Average CPI-U from the Bureau of Labor Statistics).

110 County Office Building • 39 West Main Street • Rochester, New York 14614

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
January 5, 2024
Page 2

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c) (24) (“information collection including basic data collection and research, water quality and pollution studies, traffic counts, engineering studies, surveys, subsurface investigations and soils studies that do not commit the agency to undertake, fund or approve any Type I or Unlisted action”) (26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”); and (27) (“conducting concurrent environmental, engineering, economic, feasibility and other studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not commit the agency to commence, engage in or approve such action”) and is not subject to further review under the State Quality Review Act.

Funding for these contracts, consistent with authorized uses, is included in various capital funds and in the 2024 operating budget of the Department of Environmental Services, pure waters fund 9007, funds center 8575010000, Rochester Pure Waters District Special Expenses; pure waters fund 9007, funds center 8574010000, Irondequoit Bay South Central Pure Waters District Special Expenses; pure waters fund 9007, funds center 8573010000, Northwest Quadrant Pure Waters District Special Expenses; and pure waters fund 9007, funds center 8571010000, Gates-Chili-Ogden Sewer District Special Expenses 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 MRB Group Engineering, Architecture & Surveying, D.P.C., nor Ramboll Americas Engineering Solutions, Inc., nor any of their principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firms are:

MRB Group Engineering, Architecture & Surveying, D.P.C.

Ryan T. Colvin, President

James J. Oberst, Executive Vice President / Chief Operating Officer

David M. Doyle, Vice President

Ramboll Americas Engineering Solutions, Inc.

Thomas Nowlan, Executive Director & Chief Executive Officer

Eric Gernant, Secretary

Edward Zawadzki, Treasurer

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 Rochester Pure Waters District.

Sincerely,



Adam J. Bello

Monroe County Executive

PWAB 1;3;5;7

By Legislators Hughes-Smith and Maffucci

PURE WATERS ADMINISTRATIVE BOARDS OF
GATES-CHILI-OGDEN SEWER DISTRICT;
IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT;
NORTHWEST QUADRANT PURE WATERS DISTRICT; AND
ROCHESTER PURE WATERS DISTRICT

Intro. Nos. _____

RESOLUTION NOS. _____ OF 2024

**AUTHORIZING CONTRACTS WITH MRB GROUP ENGINEERING, ARCHITECTURE &
SURVEYING, D.P.C. AND RAMBOLL AMERICAS ENGINEERING SOLUTIONS, INC. FOR
PUMP STATION GENERAL ARCHITECTURAL AND ENGINEERING TERM SERVICES**

BE IT RESOLVED BY THE PURE WATERS ADMINISTRATIVE BOARDS OF THE GATES-
CHILI-OGDEN SEWER DISTRICT; IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS
DISTRICT; NORTHWEST QUADRANT PURE WATERS DISTRICT; AND ROCHESTER PURE
WATERS DISTRICT, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to execute contracts, and any amendments thereto, with MRB Group Engineering, Architecture & Surveying, D.P.C. and Ramboll Americas Engineering Solutions, Inc. for pump station general architectural and engineering term services for a total annual aggregate amount not to exceed \$500,000 for the period of January 1, 2024 through December 31, 2024, with the option to renew for two (2) additional one-year extensions, with escalations for the extensions to be limited to an amount equal to the increase in the previous year's Consumer Price Index (U.S. City Average CPI-U from the Bureau of Labor Statistics).

Section 2. Funding for these contracts, consistent with authorized uses, is included in various capital funds and in the 2024 operating budget of the Department of Environmental Services, pure waters fund 9007, funds center 8575010000, Rochester Pure Waters District Special Expenses; pure waters fund 9007, funds center 8574010000, Irondequoit Bay South Central Pure Waters District Special Expenses; pure waters fund 9007, funds center 8573010000, Northwest Quadrant Pure Waters District Special Expenses; and pure waters fund 9007, funds center 8571010000, Gates-Chili-Ogden Sewer District Special Expenses, and will be requested in future years' budgets.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

File No. 24-0009

ADOPTION: Date: _____

Vote: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0011.pdf	Referral Letter
▢	Resolution	PWAB_2_4_6_8.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 5, 2024

OFFICIAL FILE COPY	
No.	240011
Not to be removed from the Office of the Legislature of Monroe County	
Committee Assignment	
PWAB	-L

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 Intermunicipal Agreement with Monroe 2-Orleans Board of Cooperative Educational Services to Provide an Annual Technical Skills Training Program

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 Water District authorize an intermunicipal agreement with Monroe 2-Orleans Board of Cooperative Educational Services in an annual amount not to exceed \$75,000 to provide an annual technical skills training program to the Monroe County Department of Environmental Services ("DES") for the period of January 1, 2024 through December 31, 2024, with the option to renew for four (4) additional one-year extensions in an annual amount not to exceed \$75,000.

DES is responsible for operating and maintaining Pure Waters' wastewater conveyance and treatment infrastructure and fifteen County facilities comprising nearly three (3) million square feet of space. Wastewater infrastructure includes two wastewater treatment plants, 1,350 miles of collector sewers, regional interceptors, 30 miles of deep-rock tunnels and 63 pump stations. Major County facilities include the County Office Building, CityPlace, the Hall of Justice, the Public Safety Building and 111 Westfall Road, among others. Training and development of DES employees responsible for these assets results in improved competency, reduction of down-time, improved safety, and more cost-effective operations.

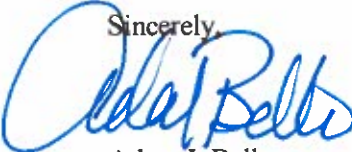
The specific Administrative Boards action required is to authorize the County Executive, or his designee, to execute an intermunicipal agreement, and any amendments thereto, with Monroe 2-Orleans Board of Cooperative Educational Services, 160 Wallace Way, Bldg. 9, Rochester, New York 14624 in an annual amount not to exceed \$75,000 to provide an annual technical skills training program to the Monroe County Department of Environmental Services for the period of January 1, 2024 through December 31, 2024, with the option to renew for four (4) additional one-year extensions in an annual amount not to exceed \$75,000.

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
January 5, 2024
Page 2

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”) and is not subject to further review under the State Quality Review Act.

Funding for this agreement is included in the 2024 operating budget of the Department of Environmental Services, pure waters fund 9007, funds center 8572010000, Pure Waters Administration and internal services fund 9020, funds center 8670010000, Maintenance and Construction, and will be requested in future years’ budgets. No additional net County support is required in the current Monroe County budget.

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,


Adam J. Bello
Monroe County Executive

AJB:db

RWAB 2, 4, 6, 8

By Legislators Blankley, Hughes-Smith, and Maffucci

PURE WATERS ADMINISTRATIVE BOARDS OF THE
GATES-CHILI-OGDEN SEWER DISTRICT;
IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT;
NORTHWEST QUADRANT PURE WATERS DISTRICT; AND
ROCHESTER PURE WATERS DISTRICT

Intro. Nos. _____

RESOLUTION NOS. _____ OF 2024

**AUTHORIZING INTERMUNICIPAL AGREEMENT WITH MONROE 2-ORLEANS BOARD
OF COOPERATIVE EDUCATIONAL SERVICES TO PROVIDE ANNUAL TECHNICAL
SKILLS TRAINING PROGRAM**

BE IT RESOLVED BY THE PURE WATERS ADMINISTRATIVE BOARDS OF THE
GATES-CHILI-OGDEN SEWER DISTRICT; IRONDEQUOIT BAY SOUTH CENTRAL PURE
WATERS DISTRICT; NORTHWEST QUADRANT PURE WATERS DISTRICT; AND ROCHESTER
PURE WATERS DISTRICT, as follows:

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intermunicipal agreement, and any amendments thereto, with Monroe 2-Orleans Board of Cooperative
Educational Services in an annual amount not to exceed \$75,000 to provide an annual technical skills training
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Department of Environmental Services, pure waters fund 9007, funds center 8572010000, Pure Waters
Administration and internal services fund 9020, funds center 8670010000, Maintenance and Construction,
and will be requested in future years' budgets.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe
County Charter.

File No. 24-0011

ADOPTION: Date: _____

Vote: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0009.pdf	Referral Letter
▢	Resolution	PWAB_1_3_5_7.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 5, 2024

OFFICIAL FILE COPY	
No.	240009
Not to be removed from the Office of the Legislature of Monroe County	
Committee Assignment	
PWAB	-L

To The Administrative Boards of the
Gates-Chili-Ogden Sewer District
Irondequoit Bay South Central Pure Waters District
Northwest Quadrant Pure Waters District
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407 County Office Building
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Subject: Authorize Contracts with MRB Group Engineering, Architecture & Surveying, D.P.C. and Ramboll Americas Engineering Solutions, Inc. for Pump Station General Architectural and Engineering Term Services

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 Rochester Pure Waters District authorize contracts with MRB Group Engineering, Architecture & Surveying, D.P.C. and Ramboll Americas Engineering Solutions, Inc. for a total annual aggregate amount not to exceed \$500,000 for pump station general architectural and engineering term services for the Gates-Chili-Ogden Sewer District, Northwest Quadrant Pure Waters District, Irondequoit Bay South Central Pure Waters District, and the Rochester Pure Waters District (the "Districts") for the period of January 1, 2024 through December 31, 2024, with the option to renew for two (2) additional one-year extensions, with escalations for the extensions to be limited to an amount equal to the increase in the previous year's Consumer Price Index (U.S. City Average CPI-U from the Bureau of Labor Statistics).

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110 County Office Building • 39 West Main Street • Rochester, New York 14614

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
January 5, 2024
Page 2

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c) (24) (“information collection including basic data collection and research, water quality and pollution studies, traffic counts, engineering studies, surveys, subsurface investigations and soils studies that do not commit the agency to undertake, fund or approve any Type I or Unlisted action”) (26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”); and (27) (“conducting concurrent environmental, engineering, economic, feasibility and other studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not commit the agency to commence, engage in or approve such action”) and is not subject to further review under the State Quality Review Act.

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MRB Group Engineering, Architecture & Surveying, D.P.C.

Ryan T. Colvin, President

James J. Oberst, Executive Vice President / Chief Operating Officer

David M. Doyle, Vice President

Ramboll Americas Engineering Solutions, Inc.

Thomas Nowlan, Executive Director & Chief Executive Officer

Eric Gernant, Secretary

Edward Zawadzki, Treasurer

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 Rochester Pure Waters District.

Sincerely,



Adam J. Bello

Monroe County Executive

PWAB 1;3;5;7

By Legislators Hughes-Smith and Maffucci

PURE WATERS ADMINISTRATIVE BOARDS OF
GATES-CHILI-OGDEN SEWER DISTRICT;
IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT;
NORTHWEST QUADRANT PURE WATERS DISTRICT; AND
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Intro. Nos. _____

RESOLUTION NOS. _____ OF 2024

**AUTHORIZING CONTRACTS WITH MRB GROUP ENGINEERING, ARCHITECTURE &
SURVEYING, D.P.C. AND RAMBOLL AMERICAS ENGINEERING SOLUTIONS, INC. FOR
PUMP STATION GENERAL ARCHITECTURAL AND ENGINEERING TERM SERVICES**

BE IT RESOLVED BY THE PURE WATERS ADMINISTRATIVE BOARDS OF THE GATES-
CHILI-OGDEN SEWER DISTRICT; IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS
DISTRICT; NORTHWEST QUADRANT PURE WATERS DISTRICT; AND ROCHESTER PURE
WATERS DISTRICT, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to execute contracts, and any amendments thereto, with MRB Group Engineering, Architecture & Surveying, D.P.C. and Ramboll Americas Engineering Solutions, Inc. for pump station general architectural and engineering term services for a total annual aggregate amount not to exceed \$500,000 for the period of January 1, 2024 through December 31, 2024, with the option to renew for two (2) additional one-year extensions, with escalations for the extensions to be limited to an amount equal to the increase in the previous year's Consumer Price Index (U.S. City Average CPI-U from the Bureau of Labor Statistics).

Section 2. Funding for these contracts, consistent with authorized uses, is included in various capital funds and in the 2024 operating budget of the Department of Environmental Services, pure waters fund 9007, funds center 8575010000, Rochester Pure Waters District Special Expenses; pure waters fund 9007, funds center 8574010000, Irondequoit Bay South Central Pure Waters District Special Expenses; pure waters fund 9007, funds center 8573010000, Northwest Quadrant Pure Waters District Special Expenses; and pure waters fund 9007, funds center 8571010000, Gates-Chili-Ogden Sewer District Special Expenses, and will be requested in future years' budgets.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

File No. 24-0009

ADOPTION: Date: _____

Vote: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0011.pdf	Referral Letter
▢	Resolution	PWAB_2_4_6_8.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 5, 2024

OFFICIAL FILE COPY	
No.	240011
Not to be removed from the Office of the Legislature of Monroe County	
Committee Assignment	
PWAB	-L

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 Intermunicipal Agreement with Monroe 2-Orleans Board of Cooperative Educational Services to Provide an Annual Technical Skills Training Program

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 Water District authorize an intermunicipal agreement with Monroe 2-Orleans Board of Cooperative Educational Services in an annual amount not to exceed \$75,000 to provide an annual technical skills training program to the Monroe County Department of Environmental Services ("DES") for the period of January 1, 2024 through December 31, 2024, with the option to renew for four (4) additional one-year extensions in an annual amount not to exceed \$75,000.

DES is responsible for operating and maintaining Pure Waters' wastewater conveyance and treatment infrastructure and fifteen County facilities comprising nearly three (3) million square feet of space. Wastewater infrastructure includes two wastewater treatment plants, 1,350 miles of collector sewers, regional interceptors, 30 miles of deep-rock tunnels and 63 pump stations. Major County facilities include the County Office Building, CityPlace, the Hall of Justice, the Public Safety Building and 111 Westfall Road, among others. Training and development of DES employees responsible for these assets results in improved competency, reduction of down-time, improved safety, and more cost-effective operations.

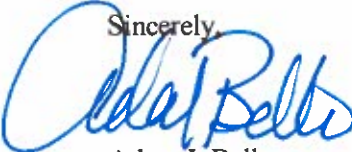
The specific Administrative Boards action required is to authorize the County Executive, or his designee, to execute an intermunicipal agreement, and any amendments thereto, with Monroe 2-Orleans Board of Cooperative Educational Services, 160 Wallace Way, Bldg. 9, Rochester, New York 14624 in an annual amount not to exceed \$75,000 to provide an annual technical skills training program to the Monroe County Department of Environmental Services for the period of January 1, 2024 through December 31, 2024, with the option to renew for four (4) additional one-year extensions in an annual amount not to exceed \$75,000.

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
January 5, 2024
Page 2

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”) and is not subject to further review under the State Quality Review Act.

Funding for this agreement is included in the 2024 operating budget of the Department of Environmental Services, pure waters fund 9007, funds center 8572010000, Pure Waters Administration and internal services fund 9020, funds center 8670010000, Maintenance and Construction, and will be requested in future years’ budgets. No additional net County support is required in the current Monroe County budget.

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,


Adam J. Bello
Monroe County Executive

AJB:db

RWAB 2, 4, 6, 8

By Legislators Blankley, Hughes-Smith, and Maffucci

PURE WATERS ADMINISTRATIVE BOARDS OF THE
GATES-CHILI-OGDEN SEWER DISTRICT;
IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT;
NORTHWEST QUADRANT PURE WATERS DISTRICT; AND
ROCHESTER PURE WATERS DISTRICT

Intro. Nos. _____

RESOLUTION NOS. _____ OF 2024

**AUTHORIZING INTERMUNICIPAL AGREEMENT WITH MONROE 2-ORLEANS BOARD
OF COOPERATIVE EDUCATIONAL SERVICES TO PROVIDE ANNUAL TECHNICAL
SKILLS TRAINING PROGRAM**

BE IT RESOLVED BY THE PURE WATERS ADMINISTRATIVE BOARDS OF THE
GATES-CHILI-OGDEN SEWER DISTRICT; IRONDEQUOIT BAY SOUTH CENTRAL PURE
WATERS DISTRICT; NORTHWEST QUADRANT PURE WATERS DISTRICT; AND ROCHESTER
PURE WATERS DISTRICT, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to execute an
intermunicipal agreement, and any amendments thereto, with Monroe 2-Orleans Board of Cooperative
Educational Services in an annual amount not to exceed \$75,000 to provide an annual technical skills training
program to the Monroe County Department of Environmental Services for the period of January 1, 2024
through December 31, 2024, with the option to renew for four (4) additional one-year extensions in an
annual amount not to exceed \$75,000.

Section 2. Funding for this agreement is included in the 2024 operating budget of the
Department of Environmental Services, pure waters fund 9007, funds center 8572010000, Pure Waters
Administration and internal services fund 9020, funds center 8670010000, Maintenance and Construction,
and will be requested in future years' budgets.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe
County Charter.

File No. 24-0011

ADOPTION: Date: _____

Vote: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0009.pdf	Referral Letter
▢	Resolution	PWAB_1_3_5_7.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 5, 2024

OFFICIAL FILE COPY	
No.	240009
Not to be removed from the Office of the Legislature of Monroe County	
Committee Assignment	
PWAB	-L

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 Contracts with MRB Group Engineering, Architecture & Surveying, D.P.C. and Ramboll Americas Engineering Solutions, Inc. for Pump Station General Architectural and Engineering Term Services

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 Rochester Pure Waters District authorize contracts with MRB Group Engineering, Architecture & Surveying, D.P.C. and Ramboll Americas Engineering Solutions, Inc. for a total annual aggregate amount not to exceed \$500,000 for pump station general architectural and engineering term services for the Gates-Chili-Ogden Sewer District, Northwest Quadrant Pure Waters District, Irondequoit Bay South Central Pure Waters District, and the Rochester Pure Waters District (the "Districts") for the period of January 1, 2024 through December 31, 2024, with the option to renew for two (2) additional one-year extensions, with escalations for the extensions to be limited to an amount equal to the increase in the previous year's Consumer Price Index (U.S. City Average CPI-U from the Bureau of Labor Statistics).

The Districts own, operate and maintain 63 sewage pumping stations. These contracts will provide pump station engineering term services including facility evaluations, preparation of engineering reports and technical memorandums, construction cost estimating, preparation of design drawings and technical specifications, and administration and inspection for pump station improvements and associated gravity sewers serving these Districts.

A Request for Proposals was issued with MRB Group Engineering, Architecture & Surveying, D.P.C. and Ramboll Americas Engineering Solutions, Inc. rated the most qualified to provide these services.

The specific Administrative Boards action required is to authorize the County Executive, or his designee, to execute contracts, and any amendments thereto, with MRB Group Engineering, Architecture & Surveying, D.P.C., 145 Culver Road, Suite 160, Rochester, New York 14620 and Ramboll Americas Engineering Solutions, Inc., 400 Andrews Street, Suite 710, Rochester, New York 14604 for pump station general architectural and engineering term services for a total annual aggregate amount not to exceed \$500,000 for the period of January 1, 2024 through December 31, 2024, with the option to renew for two (2) additional one-year extensions, with escalations for the extensions to be limited to an amount equal to the increase in the previous year's Consumer Price Index (U.S. City Average CPI-U from the Bureau of Labor Statistics).

110 County Office Building • 39 West Main Street • Rochester, New York 14614

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
January 5, 2024
Page 2

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c) (24) (“information collection including basic data collection and research, water quality and pollution studies, traffic counts, engineering studies, surveys, subsurface investigations and soils studies that do not commit the agency to undertake, fund or approve any Type I or Unlisted action”) (26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”); and (27) (“conducting concurrent environmental, engineering, economic, feasibility and other studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not commit the agency to commence, engage in or approve such action”) and is not subject to further review under the State Quality Review Act.

Funding for these contracts, consistent with authorized uses, is included in various capital funds and in the 2024 operating budget of the Department of Environmental Services, pure waters fund 9007, funds center 8575010000, Rochester Pure Waters District Special Expenses; pure waters fund 9007, funds center 8574010000, Irondequoit Bay South Central Pure Waters District Special Expenses; pure waters fund 9007, funds center 8573010000, Northwest Quadrant Pure Waters District Special Expenses; and pure waters fund 9007, funds center 8571010000, Gates-Chili-Ogden Sewer District Special Expenses 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 MRB Group Engineering, Architecture & Surveying, D.P.C., nor Ramboll Americas Engineering Solutions, Inc., nor any of their principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firms are:

MRB Group Engineering, Architecture & Surveying, D.P.C.

Ryan T. Colvin, President

James J. Oberst, Executive Vice President / Chief Operating Officer

David M. Doyle, Vice President

Ramboll Americas Engineering Solutions, Inc.

Thomas Nowlan, Executive Director & Chief Executive Officer

Eric Gernant, Secretary

Edward Zawadzki, Treasurer

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 Rochester Pure Waters District.

Sincerely,



Adam J. Bello

Monroe County Executive

PWAB 1;3;5;7

By Legislators Hughes-Smith and Maffucci

PURE WATERS ADMINISTRATIVE BOARDS OF
GATES-CHILI-OGDEN SEWER DISTRICT;
IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT;
NORTHWEST QUADRANT PURE WATERS DISTRICT; AND
ROCHESTER PURE WATERS DISTRICT

Intro. Nos. _____

RESOLUTION NOS. _____ OF 2024

**AUTHORIZING CONTRACTS WITH MRB GROUP ENGINEERING, ARCHITECTURE &
SURVEYING, D.P.C. AND RAMBOLL AMERICAS ENGINEERING SOLUTIONS, INC. FOR
PUMP STATION GENERAL ARCHITECTURAL AND ENGINEERING TERM SERVICES**

BE IT RESOLVED BY THE PURE WATERS ADMINISTRATIVE BOARDS OF THE GATES-
CHILI-OGDEN SEWER DISTRICT; IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS
DISTRICT; NORTHWEST QUADRANT PURE WATERS DISTRICT; AND ROCHESTER PURE
WATERS DISTRICT, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to execute contracts, and any amendments thereto, with MRB Group Engineering, Architecture & Surveying, D.P.C. and Ramboll Americas Engineering Solutions, Inc. for pump station general architectural and engineering term services for a total annual aggregate amount not to exceed \$500,000 for the period of January 1, 2024 through December 31, 2024, with the option to renew for two (2) additional one-year extensions, with escalations for the extensions to be limited to an amount equal to the increase in the previous year's Consumer Price Index (U.S. City Average CPI-U from the Bureau of Labor Statistics).

Section 2. Funding for these contracts, consistent with authorized uses, is included in various capital funds and in the 2024 operating budget of the Department of Environmental Services, pure waters fund 9007, funds center 8575010000, Rochester Pure Waters District Special Expenses; pure waters fund 9007, funds center 8574010000, Irondequoit Bay South Central Pure Waters District Special Expenses; pure waters fund 9007, funds center 8573010000, Northwest Quadrant Pure Waters District Special Expenses; and pure waters fund 9007, funds center 8571010000, Gates-Chili-Ogden Sewer District Special Expenses, and will be requested in future years' budgets.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

File No. 24-0009

ADOPTION: Date: _____

Vote: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0011.pdf	Referral Letter
▢	Resolution	PWAB_2_4_6_8.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 5, 2024

OFFICIAL FILE COPY	
No.	240011
Not to be removed from the Office of the Legislature of Monroe County	
Committee Assignment	
PWAB	-L

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 Intermunicipal Agreement with Monroe 2-Orleans Board of Cooperative Educational Services to Provide an Annual Technical Skills Training Program

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 Water District authorize an intermunicipal agreement with Monroe 2-Orleans Board of Cooperative Educational Services in an annual amount not to exceed \$75,000 to provide an annual technical skills training program to the Monroe County Department of Environmental Services ("DES") for the period of January 1, 2024 through December 31, 2024, with the option to renew for four (4) additional one-year extensions in an annual amount not to exceed \$75,000.

DES is responsible for operating and maintaining Pure Waters' wastewater conveyance and treatment infrastructure and fifteen County facilities comprising nearly three (3) million square feet of space. Wastewater infrastructure includes two wastewater treatment plants, 1,350 miles of collector sewers, regional interceptors, 30 miles of deep-rock tunnels and 63 pump stations. Major County facilities include the County Office Building, CityPlace, the Hall of Justice, the Public Safety Building and 111 Westfall Road, among others. Training and development of DES employees responsible for these assets results in improved competency, reduction of down-time, improved safety, and more cost-effective operations.

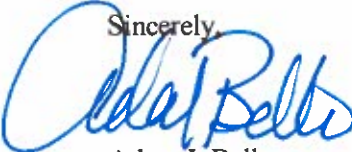
The specific Administrative Boards action required is to authorize the County Executive, or his designee, to execute an intermunicipal agreement, and any amendments thereto, with Monroe 2-Orleans Board of Cooperative Educational Services, 160 Wallace Way, Bldg. 9, Rochester, New York 14624 in an annual amount not to exceed \$75,000 to provide an annual technical skills training program to the Monroe County Department of Environmental Services for the period of January 1, 2024 through December 31, 2024, with the option to renew for four (4) additional one-year extensions in an annual amount not to exceed \$75,000.

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
January 5, 2024
Page 2

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”) and is not subject to further review under the State Quality Review Act.

Funding for this agreement is included in the 2024 operating budget of the Department of Environmental Services, pure waters fund 9007, funds center 8572010000, Pure Waters Administration and internal services fund 9020, funds center 8670010000, Maintenance and Construction, and will be requested in future years’ budgets. No additional net County support is required in the current Monroe County budget.

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,


Adam J. Bello
Monroe County Executive

AJB:db

RWAB 2, 4, 6, 8

By Legislators Blankley, Hughes-Smith, and Maffucci

PURE WATERS ADMINISTRATIVE BOARDS OF THE
GATES-CHILI-OGDEN SEWER DISTRICT;
IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT;
NORTHWEST QUADRANT PURE WATERS DISTRICT; AND
ROCHESTER PURE WATERS DISTRICT

Intro. Nos. _____

RESOLUTION NOS. _____ OF 2024

**AUTHORIZING INTERMUNICIPAL AGREEMENT WITH MONROE 2-ORLEANS BOARD
OF COOPERATIVE EDUCATIONAL SERVICES TO PROVIDE ANNUAL TECHNICAL
SKILLS TRAINING PROGRAM**

BE IT RESOLVED BY THE PURE WATERS ADMINISTRATIVE BOARDS OF THE
GATES-CHILI-OGDEN SEWER DISTRICT; IRONDEQUOIT BAY SOUTH CENTRAL PURE
WATERS DISTRICT; NORTHWEST QUADRANT PURE WATERS DISTRICT; AND ROCHESTER
PURE WATERS DISTRICT, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to execute an
intermunicipal agreement, and any amendments thereto, with Monroe 2-Orleans Board of Cooperative
Educational Services in an annual amount not to exceed \$75,000 to provide an annual technical skills training
program to the Monroe County Department of Environmental Services for the period of January 1, 2024
through December 31, 2024, with the option to renew for four (4) additional one-year extensions in an
annual amount not to exceed \$75,000.

Section 2. Funding for this agreement is included in the 2024 operating budget of the
Department of Environmental Services, pure waters fund 9007, funds center 8572010000, Pure Waters
Administration and internal services fund 9020, funds center 8670010000, Maintenance and Construction,
and will be requested in future years' budgets.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe
County Charter.

File No. 24-0011

ADOPTION: Date: _____

Vote: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0005.pdf	Referral Letter
▢	Resolution	ITEM_1.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 5, 2024

OFFICIAL FILE COPY
No. 240005
Not to be removed from the Office of the Legislature of Monroe County
Committee Assignment
AGENDA/CHARTER-L
ENV. & PUB. WORKS

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

Subject: Enact a Local Law to Amend Local Law No. 7 of 2020 Entitled "Enacting a Local Law Authorizing a Lease by Negotiation with Federal Express Corporation for Real Property at the Greater Rochester International Airport"

Honorable Legislators:

I recommend that Your Honorable Body enact a Local Law amending Local Law No. 7 of 2020, entitled "Enacting a Local Law Authorizing a Lease by Negotiation with Federal Express Corporation for Real Property at the Greater Rochester International Airport," to add an option to expand the leased premises by an additional 123,220 sq. ft. of unimproved real property with an adjusted additional rent and to amend the name of the airport in the lease to the Frederick Douglass - Greater Rochester International Airport.

The additional space will be utilized by Federal Express Corporation to operate its business.

The amendment of the lease was approved by Resolution No. 5 of 2022 by the Monroe County Airport Authority at its meeting on March 23, 2022.

The specific legislative actions required are:

1. Schedule and hold a public hearing on the proposed Local Law.
2. Enact a Local Law to Amend Local Law No. 7 of 2020 entitled "Enacting a Local Law Authorizing a Lease By Negotiation with Federal Express Corporation for Real Property at the Greater Rochester International Airport" to add an option to expand the leased premises by an additional 123,220 sq. ft. of unimproved real property with an adjusted additional rent and to amend the name of the airport in the lease, and any amendments thereto, to the Frederick Douglass - Greater Rochester International Airport.

This action is a Type II Action pursuant to 6 NYCRR § 617.5 (c)(32) ("license, lease and permit renewals, or transfers of ownership thereof, where there will be no material change in permit conditions or the scope of permitted activities") and is not subject to further review under the State Environmental Quality Review Act.

This lease agreement, as amended, continues to be revenue generating to the Monroe County Airport Authority, and no County support is required in the current Monroe County budget.

The records in the office of the Monroe County Treasury have indicated that neither Federal Express Corporation, nor any of its principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firm are:

Frederick W. Smith, Chairman and Chief Executive Officer
Rajesh Subramaniam, President and Chief Operating Officer
Michael Lenz, Executive Vice President and Chief Financial Officer
Mark Allen, Executive Vice President, General Counsel and Secretary

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

Sincerely,


Adam J. Bello
Monroe County Executive

AJB:db

By Legislators _____ and _____

Intro. No. ____

LOCAL LAW NO. __ OF 2024

AMENDING LOCAL LAW NO. 7 OF 2020 ENTITLED "ENACTING A LOCAL LAW AUTHORIZING A LEASE BY NEGOTIATION WITH FEDERAL EXPRESS CORPORATION FOR REAL PROPERTY AT THE GREATER ROCHESTER INTERNATIONAL AIRPORT"

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

Section 1. Section 1 of Local Law No. 7 of 2020 is hereby amended as follows:

The County Executive, or his designee, is hereby authorized to execute a lease agreement on behalf of the Monroe County Airport Authority, and any amendments thereto, with the Federal Express Corporation, or any subsidiary or successor, in the amount of \$130,441.28 per year for a period ten (10) years commencing on or about December 1, 2020, with the option to renew the lease agreement for two (2) additional five (5) year terms and an option to amend the lease to expand the leased premises by an additional 123,220 sq. ft. of unimproved real property with an adjusted additional rent for the additional leased premises, and to amend the name of the airport in the lease and any amendments thereto to the Frederick Douglass Greater Rochester International Airport.

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

File No. 24-0____.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~~

By Legislators Barnhart and Hughes-Smith

Intro. No. ____

LOCAL LAW NO. __ OF 2024

AMENDING LOCAL LAW NO. 7 OF 2020 ENTITLED "ENACTING A LOCAL LAW AUTHORIZING A LEASE BY NEGOTIATION WITH FEDERAL EXPRESS CORPORATION FOR REAL PROPERTY AT THE GREATER ROCHESTER INTERNATIONAL AIRPORT"

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

Section 1. Section 1 of Local Law No. 7 of 2020 is hereby amended as follows:

The County Executive, or his designee, is hereby authorized to execute a lease agreement on behalf of the Monroe County Airport Authority, and any amendments thereto, with the Federal Express Corporation, or any subsidiary or successor, in the amount of \$130,441.28 per year for a period ten (10) years commencing on or about December 1, 2020, with the option to renew the lease agreement for two (2) additional five (5) year terms and an option to amend the lease to expand the leased premises by an additional 123,220 sq. ft. of unimproved real property with an adjusted additional rent for the additional leased premises, and to amend the name of the airport in the lease and any amendments thereto to the Frederick Douglass Greater Rochester International Airport.

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

Agenda/Charter Committee; January 22, 2024 – CV: 8-0
Environment & Public Works Committee; January 22, 2024 – CV: 7-0
File No. 24-0005.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~~



ATTACHMENTS:

	Description	File Name	Type
▢	Resolution	ITEM_2.pdf	Resolution

2.

By Legislators Barnhart and Hughes-Smith

Intro. No. ____

MOTION NO. ____ OF 2024

PROVIDING THAT LOCAL LAW (INTRO. NO. ____ OF 2024), ENTITLED "AMENDING LOCAL LAW NO. 7 of 2020 ENTITLED 'ENACTING A LOCAL LAW AUTHORIZING A LEASE BY NEGOTIATION WITH FEDERAL EXPRESS CORPORATION FOR REAL PROPERTY AT THE GREATER ROCHESTER INTERNATIONAL AIRPORT'", BE TABLED

BE IT MOVED, that Local Law (Intro. No. ____ of 2024), entitled "AMENDING LOCAL LAW NO. 7 of 2020 ENTITLED 'ENACTING A LOCAL LAW AUTHORIZING A LEASE BY NEGOTIATION WITH FEDERAL EXPRESS CORPORATION FOR REAL PROPERTY AT THE GREATER ROCHESTER INTERNATIONAL AIRPORT'" be tabled.

File No. 24-0005.LL

ADOPTION: Date: _____

Vote: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Resolution	ITEM_3.pdf	Resolution

By Legislators Barnhart and Hughes-Smith

Intro. No. ____

RESOLUTION NO. ____ OF 2024

FIXING A PUBLIC HEARING ON LOCAL LAW (INTRO. NO. ____ OF 2024), ENTITLED "AMENDING LOCAL LAW NO. 7 OF 2020 ENTITLED 'ENACTING A LOCAL LAW AUTHORIZING A LEASE BY NEGOTIATION WITH FEDERAL EXPRESS CORPORATION FOR REAL PROPERTY AT THE GREATER ROCHESTER INTERNATIONAL AIRPORT'"

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

Section 1. That there will be a public hearing at 6:15 P.M. on the 12th day of March, 2024, in the Legislative Chambers in the County Office Building, Rochester, New York on Local Law (Intro. No. ____ of 2024), entitled "AMENDING LOCAL LAW 7 OF 2020, ENTITLED 'ENACTING A LOCAL LAW AUTHORIZING A LEASE BY NEGOTIATION WITH FEDERAL EXPRESS CORPORATION FOR REAL PROPERTY AT THE GREATER ROCHESTER INTERNATIONAL AIRPORT'"

Section 2. The Clerk of the Legislature is directed to give notice of the time and place of this public hearing, and a description of the proposed local law, to the news media within the County, and shall conspicuously post a copy of said notice in the office of the Clerk at least five days before said hearing. In addition, the Clerk shall cause said notice to be published once in the official newspapers of general circulation within the County at least five days before said hearing.

Section 3. This resolution shall take effect immediately.

File No. 24-0005.LL

ADOPTION: Date: _____

Vote: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0034.pdf	Referral Letter
▢	Resolution	ITEM_4.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 5, 2024

OFFICIAL FILE COPY
No. <u>240034</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
AGENDA/CHARTER - L
ENV. & PUB. WORKS

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

Subject: Enact a Local Law Amending the Airline-Airport Use and Lease Agreements with American Airlines, Inc., Delta Air Lines, Inc., Federal Express Corporation, JetBlue Airways Corporation, Southwest Airlines Co., and United Airlines, Inc. for Space at the Frederick Douglass-Greater Rochester International Airport

Honorable Legislators:

I recommend that Your Honorable Body enact a Local Law amending the Airline-Airport Use and Lease Agreements with American Airlines, Inc., Delta Air Lines, Inc., Federal Express Corporation, JetBlue Airways Corporation, Southwest Airlines Co., and United Airlines, Inc.

Except for the name, address and contact person, all the terms and conditions of each of the Airline-Airport Use and Lease Agreements and the amendment thereto are the same.

The amendment of the Airline-Airport Use and Lease Agreements was approved by Resolution No. 9 of 2023 by the Monroe County Airport Authority at its meeting on May 17, 2023.

American Airlines, Inc. Delta Air Lines, Inc., Federal Express Corporation, JetBlue Airways Corporation, Southwest Airlines Co., and United Airlines, Inc. are publicly traded companies or owned by a publically traded company.

The specific legislative actions required are:

1. Schedule and hold a public hearing on the proposed Local Law.
2. Authorize the County Executive, or his designee, to enter into an Airline-Airport Use and Lease Agreement Amendments, and any amendments thereto, on behalf of the Monroe County Airport Authority, with American Airlines, Inc. Delta Air Lines, Inc., Federal Express Corporation, JetBlue Airways Corporation, Southwest Airlines Co., and United Airlines, Inc., for space at the Frederick Douglass-Greater Rochester International Airport, with the following amended terms and conditions to the existing Airline-Airport Use and Lease Agreements (the "Agreements") between the parties for the period from January 1, 2019 through December 31, 2023:
 - a. Update the name of the airport to the Frederick Douglass-Greater Rochester International Airport throughout the Agreements.
 - b. Extend the Term to December 31, 2028, and replace December 31, 2023 with December 31, 2028 throughout the Agreements.
 - c. Amend the definition "Net Airfield Requirement," replace the reference to "Exhibit 'G'." with "Exhibit 'G-4'." in Article I.

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- d. Amend the definition “Net Terminal Requirement,” replace the reference to “Exhibit ‘G’.” with “Exhibit ‘G-5’.” in Article I.
- e. Amend Article VIII by (i.) Deleting the phrase, “Non-Signatory Airline” Section 8.02.B.2; (ii.) Replace Section 8.06 with updated Revenue Sharing agreed to by the parties; (iii.) Replace Section 8.09 with updated Non-Signatory Airline Landing Fees and Terminal Fees agreed to by the parties; (iv.) Replace Exhibits “E” and “G” with new Exhibit “E” and “G” as required by the replacements.
- f. Replace Article XIX with current Federal Aviation Administration update government inclusion language regarding (i.) Government Agreements; (ii.) Emergency Clause; (iii.) Human Rights Law; (iv.) General Civil Rights Provisions; (v.) Compliance with Nondiscrimination Requirements; (vi.) Title VI Clauses for Transfer of Real Property Acquired or Improved Under the Activity, Facility, or Program; (vii.) Title VI Clauses for Construction/Use/Access to Real Property Acquired Under the Activity, Facility or Program; (viii.) Title VI List of Pertinent Nondiscrimination Acts and Authorities; (ix.) Additional Federal Grant Agreement Covenants; (x.) Americans with Disabilities Act and Air Carrier Access Act; and (xi.) Security.

This action is a Type II Action pursuant to 6 NYCRR § 617.5 (c)(32) (“license, lease and permit renewals, or transfers of ownership thereof, where there will be no material change in permit conditions or the scope of permitted activities”) and is not subject to further review under the State Environmental Quality Review Act.

This Airline-Airport Use and Lease Agreements, as amended, continue to be revenue generating to the Monroe County Airport Authority, and no County support is required in the current Monroe County budget.

The records in the office of the Monroe County Treasury have indicated that neither American Airlines, Inc. Delta Air Lines, Inc., Federal Express Corporation, JetBlue Airways Corporation, Southwest Airlines Co., and United Airlines, Inc. nor any of their principal officers, owe any delinquent Monroe County property taxes. The principal officers of each of the Airlines are:

American Airlines, Inc.

Robert Isom, Chief Executive Officer
Devon May, Chief Financial Officer
Priya Aiyar, Chief Legal Officer

Delta Air Lines, Inc.

Ed Bastian, Chief Executive Officer & Director
Glen Hauenstein, President
Dan Janki, Executive Vice President-Chief of Operations
John E. Laughter, Chief Operating Officer & Executive Vice President

Federal Express Corporation

Frederick W. Smith, Chairman & Chief Executive Officer
Rajesh Subramaniam, President & Chief Operating Officer
Michael Lenz, Executive Vice President and Chief Financial Officer
Mark Allen, Executive Vice President, General Counsel & Secretary

JetBlue Airways Corporation

Robin Hayes, Chief Executive Officer
Joanna Geraghty, President & Chief Operating Officer
Ursula Hurley, Chief Financial Officer
Al Spencer, Vice President – Chief Accounting Officer
Joanna Geraghty, President and Chief Operating Officer

Southwest Airlines Co.

Robert E. Jordan, President & Chief Executive Officer
Andrew Watterson, Chief Operating Officer
Ryan Green, Executive Vice President & Chief Commercial Officer
Gary Kelly, Chairman

United Airlines, Inc.

Brett J. Hart President
J. Scott Kirby Chief Executive Officer & Director
Torbjorn J. Enqvist Chief Operations Officer & Executive VP

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

Sincerely,


Adam J. Bello
Monroe County Executive

AJB:db

By Legislators _____ and _____

Intro. No. ____

LOCAL LAW NO. __ OF 2024

ENACTING LOCAL LAW ENTITLED “AMENDING THE AIRLINE-AIRPORT USE AND LEASE AGREEMENTS WITH AMERICAN AIRLINES, INC., DELTA AIR LINES, INC., FEDERAL EXPRESS CORPORATION, JETBLUE AIRWAYS CORPORATION, SOUTHWEST AIRLINES CO., AND UNITED AIRLINES, INC. FOR SPACE AT THE FREDERICK DOUGLASS-GREATER ROCHESTER INTERNATIONAL AIRPORT”

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

Section 1. The County Executive, or his designee, is hereby authorized to execute amendments to the Airline Airport Use and Lease Agreements, and any amendments thereto, on behalf of the Monroe County Airport Authority, with American Airlines, Inc., Delta Air Lines, Inc., Federal Express Corporation, JetBlue Airways Corporation, Southwest Airlines Co., and United Airlines, Inc., for space at the Frederick Douglass-Greater Rochester International Airport, with the following amended terms and conditions to the existing Airline-Airport Use and Lease Agreements (the “Agreements”) between the parties for the period from January 1, 2019 through December 31, 2023:

a. Update the name of the airport to the Frederick Douglass-Greater Rochester International Airport throughout the Agreements.

b. Extend the Term to December 31, 2028, and replace December 31, 2023 with December 31, 2028 throughout the Agreements.

c. Amend the definition “Net Airfield Requirement,” replace the reference to “Exhibit ‘G.’” with “Exhibit ‘G-4.’” in Article I.

d. Amend the definition “Net Terminal Requirement,” replace the reference to “Exhibit ‘G.’” with “Exhibit ‘G-5.’” in Article I.

e. Amend Article VIII by (i.) Deleting the phrase, “Non-Signatory Airline” Section 8.02.B.2; (ii.) Replace Section 8.06 with updated Revenue Sharing agreed to by the parties; (iii.) Replace Section 8.09 with updated Non-Signatory Airline Landing Fees and Terminal Fees agreed to by the parties; (iv.) Replace Exhibits “E” and “G” with new Exhibit “E” and “G” as required by the replacements.

f. Replace Article XIX with current Federal Aviation Administration update government inclusion language regarding (i.) Government Agreements; (ii.) Emergency Clause; (iii.) Human Rights Law; (iv.) General Civil Rights Provisions; (v.) Compliance with Nondiscrimination Requirements; (vi.) Title VI Clauses for Transfer of Real Property Acquired or Improved Under the Activity, Facility, or Program; (vii.) Title VI Clauses for Construction/Use/Access to Real Property Acquired Under the Activity, Facility or Program; (viii.) Title VI List of Pertinent Nondiscrimination Acts and Authorities; (ix.) Additional Federal Grant Agreement Covenants; (x.) Americans with Disabilities Act and Air Carrier Access Act; and (xi.) Security.

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

File No. 24-_____.LL

ADOPTION: Date: _____

Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF LOCAL LAW: _____

By Legislators Barnhart and Hughes-Smith

Intro. No. ____

LOCAL LAW NO. __ OF 2024

ENACTING LOCAL LAW ENTITLED “AMENDING THE AIRLINE-AIRPORT USE AND LEASE AGREEMENTS WITH AMERICAN AIRLINES, INC., DELTA AIR LINES, INC., FEDERAL EXPRESS CORPORATION, JETBLUE AIRWAYS CORPORATION, SOUTHWEST AIRLINES CO., AND UNITED AIRLINES, INC. FOR SPACE AT THE FREDERICK DOUGLASS-GREATER ROCHESTER INTERNATIONAL AIRPORT”

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

Section 1. The County Executive, or his designee, is hereby authorized to execute amendments to the Airline-Airport Use and Lease Agreements, and any amendments thereto, on behalf of the Monroe County Airport Authority, with American Airlines, Inc., Delta Air Lines, Inc., Federal Express Corporation, JetBlue Airways Corporation, Southwest Airlines Co., and United Airlines, Inc., for space at the Frederick Douglass-Greater Rochester International Airport, with the following amended terms and conditions to the existing Airline-Airport Use and Lease Agreements (the “Agreements”) between the parties for the period from January 1, 2019 through December 31, 2023:

- a. Update the name of the airport to the Frederick Douglass-Greater Rochester International Airport throughout the Agreements.
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- c. Amend the definition “Net Airfield Requirement,” replace the reference to “Exhibit ‘G’.” with “Exhibit ‘G-4’.” in Article I.
- d. Amend the definition “Net Terminal Requirement,” replace the reference to “Exhibit ‘G’.” with “Exhibit ‘G-5’.” in Article I.
- e. Amend Article VIII by (i.) Deleting the phrase, “Non-Signatory Airline” Section 8.02.B.2; (ii.) Replace Section 8.06 with updated Revenue Sharing agreed to by the parties; (iii.) Replace Section 8.09 with updated Non-Signatory Airline Landing Fees and Terminal Fees agreed to by the parties; (iv.) Replace Exhibits “E” and “G” with new Exhibit “E” and “G” as required by the replacements.
- f. Replace Article XIX with current Federal Aviation Administration update government inclusion language regarding (i.) Government Agreements; (ii.) Emergency Clause; (iii.) Human Rights Law; (iv.) General Civil Rights Provisions; (v.) Compliance with Nondiscrimination Requirements; (vi.) Title VI Clauses for Transfer of Real Property Acquired or Improved Under the Activity, Facility, or Program; (vii.) Title VI Clauses for Construction/Use/Access to Real Property Acquired Under the Activity, Facility or Program; (viii.) Title VI List of Pertinent Nondiscrimination Acts and Authorities; (ix.) Additional Federal Grant Agreement Covenants; (x.) Americans with Disabilities Act and Air Carrier Access Act; and (xi.) Security.

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

Agenda/Charter Committee; January 22, 2024 – CV: 9-0
Environment & Public Works Committee; January 22, 2024 – CV: 7-0

4.2

File No. 24-0034.LL

ADOPTION: Date: _____

Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF LOCAL LAW: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Resolution	ITEM_5.pdf	Resolution

5.

By Legislators Barnhart and Hughes-Smith

Intro. No. ____

MOTION NO. ____ OF 2024

PROVIDING THAT LOCAL LAW (INTRO. NO. ____ OF 2024), ENTITLED “AMENDING THE AIRLINE-AIRPORT USE AND LEASE AGREEMENTS WITH AMERICAN AIRLINES, INC., DELTA AIR LINES, INC., FEDERAL EXPRESS CORPORATION, JETBLUE AIRWAYS CORPORATION, SOUTHWEST AIRLINES CO., AND UNITED AIRLINES, INC. FOR SPACE AT THE FREDERICK DOUGLASS-GREATER ROCHESTER INTERNATIONAL AIRPORT” BE TABLED

BE IT MOVED, that Local Law (Intro. No. ____ of 2024), entitled “AMENDING THE AIRLINE-AIRPORT USE AND LEASE AGREEMENTS WITH AMERICAN AIRLINES, INC., DELTA AIR LINES, INC., FEDERAL EXPRESS CORPORATION, JETBLUE AIRWAYS CORPORATION, SOUTHWEST AIRLINES CO., AND UNITED AIRLINES, INC. FOR SPACE AT THE FREDERICK DOUGLASS-GREATER ROCHESTER INTERNATIONAL AIRPORT,” be tabled.

File No. 24-0034.LL

ADOPTION: Date: _____

Vote: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Resolution	ITEM_6.pdf	Resolution

By Legislators Barnhart and Hughes-Smith

Intro. No. ____

RESOLUTION NO. ____ OF 2024

FIXING A PUBLIC HEARING ON LOCAL LAW (INTRO. NO. ____ OF 2024), ENTITLED "AMENDING THE AIRLINE-AIRPORT USE AND LEASE AGREEMENTS WITH AMERICAN AIRLINES, INC., DELTA AIR LINES, INC., FEDERAL EXPRESS CORPORATION, JETBLUE AIRWAYS CORPORATION, SOUTHWEST AIRLINES CO., AND UNITED AIRLINES, INC. FOR SPACE AT THE FREDERICK DOUGLASS-GREATER ROCHESTER INTERNATIONAL AIRPORT"

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

Section 1. That there will be a public hearing at 6:16 p.m. on the 12th day of March, 2024, in the Legislative Chambers in the County Office Building, Rochester, New York on Local Law (Intro. No. ____ of 2024), entitled "LOCAL LAW (INTRO. NO. ____ OF 2024), ENTITLED "AMENDING THE AIRLINE-AIRPORT USE AND LEASE AGREEMENTS WITH AMERICAN AIRLINES, INC., DELTA AIR LINES, INC., FEDERAL EXPRESS CORPORATION, JETBLUE AIRWAYS CORPORATION, SOUTHWEST AIRLINES CO., AND UNITED AIRLINES, INC. FOR SPACE AT THE FREDERICK DOUGLASS-GREATER ROCHESTER INTERNATIONAL AIRPORT".

Section 2. The Clerk of the Legislature is directed to give notice of the time and place of this public hearing, and a description of the proposed local law, to the news media within the County, and shall conspicuously post a copy of said notice in the office of the Clerk at least five days before said hearing. In addition, the Clerk shall cause said notice to be published once in the official newspapers of general circulation within the County at least five days before said hearing.

Section 3. This resolution shall take effect immediately.

File No. 24-0034.LL

ADOPTION: Date: _____

Vote: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0004.pdf	Referral Letter
▢	Resolution	ITEM_7.pdf	Resolution



Monroe County Legislature

YVERSHA M. ROMAN

President

January 8, 2024

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

OFFICIAL FILE COPY
No. <u>240004</u>
Not to be removed from the Office of the Legislature of Monroe County
Committee Assignment
PUBLIC SAFETY -L

Subject: Re-appointment of Julie A. Cianca as Public Defender

Honorable Legislators:

I, Yversha Roman, President of the Monroe County Legislature, do hereby submit to this Honorable Body for your confirmation, the reappointment of Julie A. Cianca as Public Defender, pursuant to Section C7-5 of the Monroe County Charter.

Ms. Cianca resides at 78 Seascape Drive, Rochester, New York 14612. Attached is the Office of the Public Defender 2022 Annual Report and a copy of Ms. Cianca's resume.

The specific legislative action required is to appoint Ms. Cianca as Public Defender, for a two-year term, effective January 1, 2024 and expiring December 31, 2025.

This resolution will have no fiscal impact on Monroe County's Budget.

Sincerely,

Yversha Román
President

By Legislator Roman

Intro. No.

RESOLUTION NO. _____ OF 2024

REAPPOINTMENT OF JULIE A. CIANCA AS PUBLIC DEFENDER

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

Section 1. In accordance with the provisions of Section C7-5 of the Monroe County Charter, Julie A. Cianca is hereby reappointed as Public Defender, for a two-year term, effective January 1, 2024 and expiring December 31, 2025.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No. 24-_____

ADOPTION: Date: _____ Vote: _____



OFFICE OF THE PUBLIC DEFENDER

ANNUAL REPORT

2022

INTRODUCTION

This report serves as an overview of the work done by the Monroe County Public Defender's Office ("the Office") office during 2022. The report is divided into five sections:

1. Recruitment, retention, and diversification of staff.
2. Continued improvement of the quality of the legal representation provided to our clients.
3. Staff training and continuing legal education.
4. Staffing and caseloads.
5. Plans for the future.

Creation of Office and its Jurisdiction

As described in the 2020 Annual Report authored by former Public Defender Timothy Donaher, the following is a brief history of the history and structure of the Office of the Monroe County Public Defender:

"In a 1963 landmark decision, the Supreme Court of the United States ruled that all indigent defendants had the right to be represented by counsel in criminal proceedings. In order to comply with the Supreme Court ruling, Article 18-B of the County Law of the State of New York was adopted by the State Legislature in 1965. This law required the various counties throughout the State to adopt a plan for the representation of indigent defendants. In compliance with the state mandate, on May 23, 1968, by virtue of Resolution No. 250 of 1968, the Monroe County Legislature adopted Local Law No. 5 of 1968, thus creating the Office of the Monroe County Public Defender.

By law, the Public Defender is required to 'represent, without charge, at the request of the defendant, or by order of the court with the consent of the defendant, each indigent defendant who is charged with a crime...in the county...in which such public defender serves.'

The Monroe County Public Defender's Office represents individuals in the courts within Monroe County, including the City of Rochester and the towns and villages within the geographical boundaries of the County. This area has a population of approximately 760,000 people.

The Office handles cases in:

- A. Town and Village Justice Courts
- B. Rochester City Court (including Rochester Drug Treatment Court)
- C. County Court (including Mental Health Court, Veterans Court, and Judicial Diversion Program Court)
- D. Supreme Court
- E. Family Court
- F. Appellate Division, Fourth Department
- G. Court of Appeals
- H. United States Supreme Court (when required)

The Public Defender represents the indigent accused at every stage of the criminal proceeding from the arraignment through final disposition, including, when appropriate, appeals from adverse judgments and decisions.

Our goal is to provide to the indigent who are accused of a crime, or who are entitled to representation in family court, an exceptional level of legal representation which exceeds that which they would expect to obtain from privately retained counsel. An individual's constitutional

rights must be protected regardless of his or her financial circumstances.

Assistant public defenders are assigned to work in the Local Court, Superior Court, Family Court, or the Appeals Sections and each takes great pride in the quality of the work they provide to our clients. Their dedication and talent ensures that the rights of our clients are protected, and their dignity respected, in a way that promotes true justice in our community.

A challenging 2022

2022 was an unusual and challenging year in the history of the Office. Having declined to seek reappointment at the end of 2021, Tim Donaher left the position after leading the office since 2008. Jill Paperno then briefly served as the Acting Public Defender before Erik Teifke assumed that position for the bulk of 2022. Then, after a protracted selection process, Julie Cianca was sworn in as Public Defender at the end of the year.

PART 1: RECRUITMENT, RETENTION, AND DIVERSIFICATION OF STAFF

The Office continues to value a diverse, equitable, and inclusive work environment. We believe that diversity of all varieties: racial, gender, ability, sexual orientation, age, etc. improves staff experiences and that a staff that feels comfortable and valued is more likely to contribute to positive case outcomes for our clients. We therefore strive to maintain an engaged and dedicated staff by continuing to develop an office culture that is ever mindful of the challenges presented by our work, and seeks to provide deliberate, thoughtful and intentional support to all who serve our common cause.

RECRUITMENT

We recognize the value of recruiting and retaining staff, especially staff that increase the

diversity of the office. To these ends, we have more aggressively and proactively pursued candidates for staff positions than in prior years.

Hiring committee

While we have had a hiring committee for many years, we have recently increased their membership and resources because we are forced to compete with other employers across the country who have at long last recognized the value of a diverse workplace. While this realization is gratifying, it does provide for a very competitive environment and one where our office is forced to compete despite limited resources. We are simply not in a position to outbid most other employers and therefore have had to use creativity, diligence, and passion as we seek out qualified candidates.

The Hiring Committee consists of Acting Second Assistant Public Defender Joshua Stubbe and Assistant Public Defenders Victoria Bahl, Krystian Opalinski, Jane Yoon, and Tracy Sullivan, as well as Chief Investigator Latanya Morse. The following are some of the efforts we have undertaken by our hiring committee in pursuit of staff, especially staff that offer diversity.

- New York University School of Law - Public Interest Job Fair 2022, 2023 (registered)
 - Virtual appearance (only method offered)
 - 2022 job fair program produced 12 interviews with 4 people accepting positions in our September 2022 class of law grads.
- Cornell Law School
 - Work with OADI (Office of Academic Diversity Initiatives)
 - Spoke in 2021 with OADI Students about PD work at MCPD
 - Spoke/lectured in 2022 with OADI students about accusatory instruments and challenges to them, as well as the discovery reforms.
 - Working with OADI to have their students in the Cornell Pro-Bono Scholars Program work at our office during their Spring 2024 semester.
- University of Buffalo School of Law - Public Defender Career Fair
 - Virtual appearance (only method offered)

- Produced 4 applicants who interviewed, 1 accepted for September 2023.
- University of Buffalo School of Law - Career Fair
 - Registered for 2023, in person
- University of Buffalo School of Law On - Campus Interviews
 - Registered for 2023 date, in person
- Albany Law School - Career Fair
 - Registered for February 2023 as virtual option, but are hoping to change to in-person depending on dates/availability
- Albany Law School - On Campus Interviews
 - Registered for 2023, dates not yet confirmed
- Syracuse University College of Law - On Campus Interviews
 - Registered for in-person dates.
- Job Postings with:
 - Greater Rochester Association for Women Attorneys [GRAWA]
 - Western New York Minority Bar Association
 - Women's Bar Association of the State of New York
 - Chief Defender's Association of New York [CDANY]
 - New York State Association of Criminal Defense Lawyers [NYSACDL]
 - New York State Defender's Association
 - Shift Diff (local, black owned, job board)
- Coordination with several other downstate law schools to attend their On-Campus Interview Sessions or participate in job fairs at their schools.

Internship program

Led by Assistant Public Defenders Victoria Bahl and William Weir, the Office has an increasingly robust internship program that offers high school, college, and law school students exposure to not only our office, but the field of indigent criminal defense as well as the criminal justice system. Interns can become involved in a wide array of assignments depending upon their education and experience levels. We strive to make their experience revealing and rewarding by exposing them to many aspects of our work including: client interviews, court appearances, trial preparation, discovery review, jail visits with incarcerated clients, case investigations, and more. Interns accompanied attorneys as they have tried cases to juries, spending many hours both in and out of court serving our clients during these most critical junctures.

Our internship program statistics for 2022 are as follows:

Total interns: 29

Gender: 16 female, 13 male, 1 non-binary

Law School students: 12

Race: 4 identified as Black, Asian, or Hispanic.

Undergraduate students: 17

It is our hope that by exposing interns to these experiences and inspiring them with the importance of our work, that this program will continue to serve as a pipeline that produces attorney candidates in the future. In just this past year, this program had produced two additions to our attorney staff and one addition to our support staff and we anticipate more to come. Several undergraduate interns have applied to law schools, presumably inspired by their experience with the Office. The intern experiences the Office now offers have prompted the following testimonials from participants:

- “You made me passionate about public defense, and I’m looking forward to a future career as a public defender.”
- “Thank you for taking me under your wing. I learned so much and know being a public defender is for me.”
- “I saw a version of myself that was fearless and confident in a courtroom. Talking with you and watching you in the courtroom, among so many other things, was a huge part in my decision to go to law school after graduation. You have truly inspired me and I could never thank you enough.”
- “Because of this experience, the office, and especially you, I feel I have finally found what I’m meant to do and have direction in my life.”

The expectation is that this program and the investment we make in our student-interns will serve as a pipeline for staff recruitment going forward and serve as a vital supplement to our other recruitment efforts.

Unadmitted attorney positions

The need to increase staff prompted the Office to become more flexible and creative in our hiring practices in 2022. In the past, the Office would only hire offer attorney positions to

those who had passed the bar examination and been admitted to the bar. In 2022, for the first time, the Office hired several law school graduates in September who had taken the bar examination in July but not yet received their results. While only permitted to represent clients on certain offenses and under immediate supervision, this “class” of unadmitted attorneys was exposed to the work gradually over several months as they: attended attorney trainers, observed court appearances, attended client and witness interviews, performed legal research, accompanied attorneys during jail visits, hearings, and trial. Historically, new attorneys would start representing clients immediately and then receive training while doing so, this new arrangement also allows the Office to train them for several months before they are admitted and assume responsibility for their own caseload. This has proven to be a tremendous benefit to our unadmitted attorneys whose introduction to the work has been very gradual unlike that of their predecessors.

This program also allows the Office to better compete with other employers that will not extend employment offers until an attorney is admitted to the bar. The Office expects to accept a class of unadmitted attorneys each September and is already building the 2023 class.

RETENTION

Given the staff retention challenges facing all employers both within and without the legal profession, the Office has increasingly focused on not only attracting but also retaining our staff. We recognize that staff turnover is inevitable, especially in an office as large as ours, and that there are forces at work we cannot control: improved career mobility, shifting perspectives on the work-life balance, changing economic conditions, etc. We are however, mindful that it is very much in the interest of our staff, and by extension, our clients, that we retain employees that we

have invested in. Especially given our increasingly robust training efforts, the loss of a staff member early in their tenure could be viewed as a net loss of resources as we may never have experienced a return on that intense and time-consuming early investment. And while nearly every new staff member lacks experience at first, they become increasingly valuable to the office and their clients as they gain experience. We therefore have placed significant emphasis on improving the experiences of our staff and maintaining office morale given the relationship between these factors and staff retention.

Among the measures undertaken in 2022 to address retention are the following:

- **A supervisory restructure of the Criminal Trial Courts section.** This largest section in the Office had previously been divided into sections based exclusively upon the varieties of cases to which an attorney was assigned: Town Court, City Court, Non-Violent Felonies [NVFOs], Violent Felonies [VFOs]. This resulted in attorneys interacting almost exclusively with their immediate peers instead of those with different experience levels. It also resulted in attorneys occasionally being unable to handle different and more serious cases as they waited for someone more experienced to leave the office so they could advance into a “higher’ section. This would result in career stagnation and contributed to some attorneys exploring other career options. Attorneys handling felony cases are now assigned to one of four Superior Court Groups [A – D] comprised of attorneys handling either non-violent felony cases [NVFOs], violent felony cases [VFOs], or a mix of NVFOs and VFOs [Hybrid]. Attorneys handling non-felony [misdemeanor and violation] cases are assigned to one of four Local Court Practice Groups [A – D].

Each Group is supervised by either the Second Assistant or a Special Assistant. Each Group

Supervisor is responsible to both the First Assistant and the Public Defender.

- **Hybrid caseloads.** To keep attorneys engaged, accelerate their development, and keep them from becoming overwhelmed, we now offer caseloads with a mix of different level offenses. These “Hybrid” positions not only offer Superior Court attorneys a more gradual transition from NVFO to VFO cases but also allow them to handle VFO cases earlier in their careers. Likewise, our Local Court attorneys are offered the opportunity to handle felony cases earlier in their careers than in the past. These attorneys are provided with significant oversight of their supervisors on their felony cases. This potential for early exposure to felony cases has been an asset to the both our recruitment and retention efforts.
- **Career start in Rochester City Court.** Attorneys new to the office now begin their careers representing clients in Rochester City Court [RCC] instead of the town courts. This shift offers several advantages: early exposure to a more diverse client population, earlier familiarity with a wider range of offenses, increased opportunities to litigate search and seizure issues, exposure to more experienced prosecutors and judges that are all attorneys, etc. Another advantage to this arrangement is the proximity of the office to Rochester City Court in that the supervisor of our RCC attorneys is a mere block away and can far more easily observe, supervise, and respond to any urgent matters.
- **Enhanced supervision and support.** The supervisor to supervisee ratio has been increased, providing attorneys with more support and oversight. The Groups meet regularly and discuss cases, legal issues, and other developments. Supervisors are expected to review attorney written work product and observe them in court. Supervisors

are evaluated on how well they supervise their Groups.

- **Work From Home [WFH] policy.** Implemented in 2022, this policy was a significant departure from the past where staff was expected to perform work hours either in the office or in the field [court, jail, off-site meetings, investigations, etc.]. The policy allows for each employee, attorney and support staff, to work from home for 16 hours per pay period. This policy has ameliorated the stress of staff with various conflicting responsibilities including child care and has noticeably enhanced morale.
- **Second Chair program.** Jury trials have decreased markedly and steadily across the country for decades and Monroe county is no exception. While the vast majority of cases are resolved with dismissals or negotiated agreements, the right to a jury trial is a powerful protection, so it is critical our attorneys are ready, willing and able to try a case with skill, passion and confidence. To do our part to ensure our entire staff remains well-equipped to represent our clients at jury trials, we continue to seek feedback and encourage communication to expand our training and supervision programs. We have also instituted a program where we pair attorneys for as many jury trials as possible. This has the dual benefit of exposing more attorneys to jury trials and of providing many of our clients with a team of attorneys for their trial. We also frequently devote support staff to trials for these same reasons.
- **Continuing and Continuing Legal Education.** Having earned status as an accredited Continuing Legal Education [CLE] provider several years ago, the Office continues to offer our staff regular, no-cost CLE opportunities. We not only create and deliver these programs but we also generate the certificates of completion for those that attend. This

makes our office more attractive to both prospective and current staff and contributes to our retention efforts. Office training and CLE efforts will be discussed more fully below.

- **Office Committees.** As office morale is vital to staff retention, we have several committees designed to foster inclusiveness and comradery. These include but are not limited to our Welcoming, Community Outreach, and Recreation Committees and are designed to build and maintain staff morale by enhancing the workplace experiences of the staff and the inclusivity of our work environment.

DIVERSIFICATION

While the Office is mindful of the value of many varieties of diversity and features a staff that is majority female, a special emphasis has been placed on increasing racial diversity in the Office. The Office serves the residents of Monroe County, the population of which is approximately 15% Black or African American.¹ By the end of 2022 the Office achieved the highest level of racial diversity in its history.

<u>Attorney staff</u>	<u>Overall staff</u>	<u>Management</u>
8% Black	13 % Black	13% Black
12% Persons of Color	22% Persons of Color	57% Women

Achieving an attorney staff that is 8% Black is especially gratifying given that only 5% of all attorneys in the United States are Black. The Office is therefore currently more racially diverse than the attorney population of the Country as a whole. This is especially noteworthy given the encouraging trend of increasing competition among employers for Black attorneys at present.

¹ <https://www.newyork-demographics.com/monroe-county-demographics>

DEI Working Group

While proud of our efforts thus far, the Office continues to build upon our 2022 progress in diversification of our staff. To that end, and in addition to the Office's efforts to recruitment and retention efforts, a working group was established in 2022 to create the first titled Diversity, Equity, and Inclusion Officer position in the history of the Office. This working group consists of Project Manager Mike Molinari, Chief Investigator Latanya Morse, Special Assistant Robert Turner, and then Acting Public Defender and First Assistant Erik Teifke.

While in the past an assistant public defender was tasked with the Office's DEI efforts, there had never been a person in an official, titled role until the working group secured approval from the Monroe County Civil Service Commission to create the position of Public Defender DEI Coordinator in 2022. The Office is now one of only two county departments with such a staff position, demonstrating our commitment to fostering a diverse, equitable, and inclusive work place.

The Office is thankful for the guidance of former Monroe County Chief Diversity Officer Dr. Deanna Kimbrel and Equal Employment Opportunity Manager Cheryl Hayward during this process. The position of Public Defender Diversity Coordinator was listed in December of 2022 and we anticipate filling the position early in 2023.

Diversity Action Plan [DAP]

The DEI Working Group is currently developing a Diversity Action Plan in consultation with Equal Employment Opportunity Manager Cheryl Hayward.

Management DEI training

In addition, the Office in 2022 offered management staff the opportunity to earn a

certification in Diversity, Equity, and Inclusion through a program offered by Cornell University. As a result of this initiative, 25% of the management staff has now earned this valuable DEI credential. Involvement in educational opportunities is one way management shows a commitment to a culture of sensitivity to the experiences of all members of the staff and is dedicated to the pursuit and enhancement of diversity, equity and inclusiveness of our work environment. It is the hope that the management interest in personal growth will encourage and inspire all staff and consequently, create a more attractive and welcoming office for all our prospective and current colleagues.

PART 2: CONTINUED IMPROVEMENT OF CLIENT SERVICES

HOLISTIC REPRESENTATION

In 2022, the Office further embraced a holistic model of representation which recognizes that our clients are best served by our applying a multidisciplinary approach to their defense. Our clients come to us having amassed various experiences and facing an array of challenges. While ensuring they are assigned a lawyer with excellent legal skills is vital, we endeavor to address our clients circumstances in the most comprehensive manner possible given our resources. In the past, our attorneys would bring their legal skills to bear and frequently secure favorable legal results for clients only for them to emerge from their experience with the criminal justice system no better off than before their arrest. It was an unfortunate feature of this work that we could not address the circumstances of our clients in a more comprehensive and lasting way. Attorneys would have successes only to see the same client arrested and prosecuted once again weeks later. It was dispiriting for our staff and devastating to our clients. But given our

mandate and our limited resources, we simply were not able to do much more than provide legal services within the context of an individual case.

Recently however, with the additional resources and support from New York State through the office of Indigent Legal Services, we are able to broaden the services we can provide to our clients and thereby help them emerge from the process better equipped to succeed and remain arrest-free- thereby reducing the recidivism that plagues sectors of our community.²

Monroe County Model Parental Representation Bureau Grant

In support of our model of holistic and innovative representation, in July, 2021 the Office was awarded a three (3) year grant from the Office of Indigent Legal Services (ILS) for \$2,610,417 to create the Family Defense Bureau to represent parents in child welfare proceedings using a client-centered and interdisciplinary representation model. This competitive grant, titled the “Monroe County Model Representation Bureau” grant, was approved by the Monroe County Legislature through Resolution 512 of 2021 on December 14, 2021. As only the second such program outside New York City, this grant will enable the Office to engage in innovative, preventative and impactful services to clients that will promote family preservation and reduce

² In 2019 Monroe County received a \$38,233,512 five-year grant to improve indigent defense. This funding was provided pursuant to New York State legislation passed in 2017 requiring the Office of Indigent Legal Services to assess each county’s indigent, criminal legal services needs in three areas: (1) caseload reduction to comply with new caseload caps; (2) providing counsel at first appearance; and (3) improving the quality of indigent defense. This legislation was the result of a class action settlement colloquially known as “Hurrell-Harring”. Statewide it is anticipated that the cost of these improvements will be approximately \$250 million by 2023. Each year since the 2018-2019 NYS fiscal year, it is anticipated that the New York State Legislature will appropriate increasing funds to reimburse the counties for these expenses. \$50 million was appropriated in FY 2018-2019, \$100 million was appropriated in NYS FY 2019-2020; and \$150 million was appropriated in NYS FY 2020-2021. It is anticipated that \$200 million will be appropriated in NYS FY 2021-2022, and \$250 million in NYS FY 2022-2023. Over the five-year period, it is anticipated that Monroe County will receive \$2,548,900 in FY 2018-2019; \$5,097,801 in FY 2019-2020; \$7,646,702 in FY 2020-2021; \$10,195,603 in FY 2021-2022; and \$12,744,504 in FY 2022-2023. This funding will be allocated to the Public Defender’s Office, the Mon. Co. Conflict Defender’s Office, and the Monroe County Assigned Counsel Panel to improve indigent criminal defense. The Legislature accepted this grant on August 13, 2019.

racial disproportionality in the child welfare system.

As the grant notes, “Using a holistic approach, Bureau staff (four attorneys, four social workers, one parent advocate, and one paralegal) will assess the legal, financial, and social determinants of health needs of each client and their family members, including the needs of the subject children, to develop a strategy that will maximize the likelihood the client’s children are not removed, or if removal cannot be avoided, that the children are reunified with the parent at the earliest possible time. Following the Cornerstone Advocacy model of the Center for Family Representation (CFR), each client will be assisted by a staff attorney, social worker and as needed, a parent advocate who will work together to assess the client's needs and develop a plan to achieve the client’s goal to maintain the integrity of his or her family, and to ensure safety and stability for the children for the long term. The attorneys, social workers, and parent advocate will be part of a collaborative team representing each client.”

The supervising attorney in charge of the unit is Special Assistant Public Defender Robert Turner.

Social Work Bureau

Supervised by Christina Sciortino and Kayla McCrickard, and comprised of Case Managers [Social Workers] and Sentencing Advocates [Mitigation Specialists], this bureau allows the Office to offer more comprehensive support both during and occasionally after the conclusion of their cases.

Case Managers

On select cases, an attorney can now initiate a referral for the assistance of a social worker resulting in a partnership designed to reduce the problems and obstacles faced by clients, both

to attain better results and to improve the likelihood of success during and after the resolution of cases. The case management arm of the Social Work Bureau provides a myriad of services to clients and their families to assist with needs to promote positive resolutions in cases, and also to support healthy living and life management services to prevent recidivism and lift current and former clients out of unfortunate circumstances in any way possible.

The Model Parental Representation Bureau grant also provides for caseworkers as well as a parent advocate, an individual who has experienced the Family Court system as a party within the system, who can understand, empathize, and guide clients through the system.

This bureau provides services including but not limited to: providing resources and referrals (housing, food, clothing, community care management, bus passes, cell phone applications, government benefit application help), linking clients to services (mental health/Substance abuse evaluations, community service resources, medical services, animal welfare services), offerings supportive services (accompaniment to court/appointments, reminder calls, obtain treatment updates to provide to court), record collection/gathering letters of support, etc.

In 2022, staff made 363 casework referrals on behalf of clients.

Sentencing Advocates

The Mitigation and Sentencing Advocacy Bureau at the Monroe County Public Defender's Office is dedicated to improving outcomes for indigent individuals in criminal court proceedings. The staff of this bureau collaborates with attorneys, court involved teens and adults, their families, and various treatment and community providers, to develop holistic and humanizing narratives in hopes of improving long-term outcomes for our clients.

The work of sentencing advocates is described on the website of the National Alliance of Sentencing Advocates and Mitigation Specialists as follows:

Sentencing advocates explore the histories of criminal defendants to create individualized sentencing plans. Their proposals often focus on substance abuse and mental health treatment, victim restitution, community supervision, avoidance of future misconduct, and appropriate and constructive consequences. This approach allows courts to sentence people to community-based programs that address their needs, while reserving expensive prison and jail space only for those who threaten the safety of the community. <https://www.nlada.org/NASAMS>

This bureau provides services for homicide cases; VFO gun cases; VFO cases to include clients facing mandatory persistent sentencing; Felony cases after trial where sentencing is up to the court; Parole and felony probation violation cases; Misdemeanor cases with compelling circumstances. These services include: Record collection and discovery review, comprehensive psychosocial history collection completed via 1:1 interview(s), completion of either comprehensive or abridged mitigation reports, support during litigation, and the referral to the case management program if client is in need of identified services.

In 2022, the staff expanded to staff made a 103 referrals to the Sentencing Advocacy unit, resulting in a record-high number of clients receiving an extra layer of often outcome altering advocacy.

Trial Assistants

While sentencing advocates focus on the result of a plea or trial, trial assistants help in the preparation of a case for hearings and trials. In 2022, the Office filled both Trial Assistant positions. Trial assistants worked with attorneys in gathering information to assist in plea negotiations, hearings, and trials. They assisted with FOIL requests, subpoena preparation, and document review. They helped to transcribe communication obtained on body-worn camera

and interrogation videos. Their work freed up attorney time that had previously been spent on these tasks, so that attorneys could spend more time on attorney/client communications, negotiations, research, writing and hearing and trial preparation.

Next Court Date Reminder Program

In order to assist clients in their obligation to attend court proceedings, the Public Defender's Office implemented a "Next Court Date Reminder Program" in late 2019. Clients are typically issued reminders 7 days, 3 days, and 1 day prior to court appearances and also upon attorney request. In 2022, as a result of this program, a total of 42,963 court date reminders were sent to our 3,613 Rochester City Court and 4,729 Town and Village Court clients.

Failure to Appear Program

Unfortunately, clients do not always make their court appearances. Despite a common belief that this occurs intentionally as the result of a desire to avoid prosecution, the reality is that clients miss court for a variety of reasons unrelated to an intent to avoid prosecution including: lack of transportation (there are courts in Monroe County that are not on a bus line), conflicting work, school, and child care obligations.

Recognizing the reality that people do, at times, struggle to get to court, and miss court for reasons other than intentional disregard for courts' schedules, the New York State Legislature passed legislation (effective January 1, 2020) that required courts to wait 48 hours before issuing a "bench warrant" to allow the defendant time to appear. In 2022, for the third year, the Office issued text notices and letters to clients who failed to appear for court in an effort to have them added back onto the dockets, reduce incarceration on bench warrants, and their lives were not disrupted with warrants.

Counsel at First Appearance [CAFA] program

The arraignment is the first court appearance in a criminal case and one where impactful decisions are made including the custody status of the accused. In 2022, the Office continued to provide 24/7 representation at arraignment in all courts in Monroe County appearing at the arraignments of 4,729 clients. Regardless of the charge, the court, or time of day or night, a Monroe County Public Defender will be present to represent the accused. The involvement of our attorneys at arraignment often results in the dismissal of charges and the release of our clients.

Domestic Violence Survivors Justice Act [DVSJA]

Enacted in 2019, the Domestic Violence Survivors Justice Act [DVSJA] empowers sentencing courts to resentence domestic violence survivors who suffered sexual, psychological or physical abuse that contributed to their conviction if certain specific criteria are met. In 2022, the Office created a unit to enable us to provide excellent representation on these cases.

In 2022, the unit, supervised by Special Assistant Public Defender Jon Griffin and with the invaluable support of intern Courtney Ashraf, represented 29 clients on DVSJA applications.

Public Education

The Office recognizes the relationship between a well-informed community and the fate of those ensnared in the criminal justice system. We as well as anyone understand the critical importance of the recent and long overdue improvements to the bail, discovery, parole, marijuana, and driver's license suspension laws. We see the day to day positive impact that these reforms have had on the lives of countless clients and their families, many of whom are indigent persons of color.

The ensuing criticisms of these reforms and the misinformation and fearmongering about them threatens to retard the progress we have witnessed. Our response has been several-fold. We have spent tremendous time and effort educating and training attorneys in our office, our community, and around the state about the changes in these laws to ensure that their clients receive the intended protections offered by these reforms. We dispatch staff to community events, frequently at the invitation of a legislator, community member, or pastor to offer support for these reforms and to counter misinformation designed to shake public support for them. Our evidence based presentations regularly win converts and also buttress the efforts of those fighting to maintain the progress that has been achieved.

PART 3 TRAINING AND CONTINUING LEGAL EDUCATION

In order to effectively represent our clients, our attorneys must be provided frequent and regular trainings on changes in the law and how to improve their legal skills. To accomplish the necessary training for staff, the Office creates and delivers both training and CLE programs for staff. Concerned not merely with the quality of work done by our staff, the Office regularly opens no-cost training and CLE programs to the staff of the Conflict Defender and the Assigned Counsel Program. In 2022 alone, as detailed below, the Office provided 33 Continuing Legal Education programs for staff attorneys and attorneys in the legal community.

Overseeing the creation and presentation of the Office's training and CLE efforts is First Assistant Public Defender Erik Teifke. Invaluable support for training and CLE programs is provided by Executive Secretary Kennedy Flanagan with contributions from other support staff including Digital Media Tech – Christina Tsiamouras.

Basic Litigation Skills Training

One of the core training programs is the Basic Litigation Skills [BLS] program that attorneys must complete early in their tenure at the office. This program is designed to serve as an introduction to many of the core skills our attorneys will use in service of their clients and provides the foundation for subsequent training and education.

In this program, attorneys are trained on skills including: the importance of our client-centered philosophy, client interviewing and relationship building, negotiation, and trial skills. This 8 module program consists of lectures followed by exercises which simulate such experiences as arraignment, motion argument, jury selection, direct examination, cross-examination, opening statements, and closing arguments. The exercises are performed under the guidance of experienced attorneys serving as coaches. The 2022 program would not be successful were it not for the time and effort of the following coaches: First Assistant Public Defender Erik Teifke, Special Assistant Public Defender John Bradley, Special Assistant Public Defender [now Public Defender] Julie Cianca, former Senior Assistant Public Defender Matthew Clark, Special Assistant Public Defender Elizabeth Riley, and Acting Second Assistant Public Defender Joshua Stubbe.

Introduction to Felony Practice

Developed in 2022 by First Assistant Public Defender Erik Teifke, this program is designed for attorneys being introduced to felony cases and is intended to make sure they enter felony case practice with a solid foundation so they are well equipped to offer excellent client services immediately. During this 17-hour program, participants are trained on: felony preliminary hearings, grand jury practice, felony sentencing, the use of expert witnesses, superior court

accusatory instruments, and more.

CLE Programming

In addition to the staff training programs described above, the Office continued its development and presentation of CLE programs to attorneys in the Office, the community, and across the state. In 2022, the Office sponsored 33 programs for the attorneys in the Office, and the private defense bar. Hundreds of attorneys from upstate New York attended the Office's CLE programs. All of the programs were **provided at no cost to the attendees.**

The programs offered in 2022 were:

1. Implementing Less is More- 2.18
2. Reentry for Public Defenders: A Holistic Style of Representation- 2.23
3. Reentry for Public Defenders: A Holistic Style of Representation-2.28
4. BLS Spring 1- Life of a Case – Client Centered Representation –The First Interview– Arraignment- 3.1
5. BLS Spring 2- Negotiation & Suppression Hearings-3.15
6. BLS Spring 3- Defense Theory of the Case & Voir Dire Basics-3.29
7. BLS Spring 4-Voir Dire–Part 2-4.12
8. NVFO Training 1- Welcome to NVFO Practice! An overview of felony assignments, investigations, bail, discovery and the preliminary hearing-4.22
9. BLS Spring 5-Opening Statements & What Every Attorney Should Know About the Beginning Stages of Trial-4.26
10. NVFO Training 2-Welcome to NVFO Practice! An overview of Grand Jury and Superior Court Accusatory Instruments, Felony VOP and Fugitive cases and Tour of the Grand Jury Facilities at the Hall of Justice-4.29
11. NVFO Training 3-Welcome to NVFO Practice! An overview of felony sentencing, protecting our client's appellate rights, the judicial diversion program and expert witnesses-5.6
12. BLS Spring 6-Direct Examination & Common Evidentiary Objections-5.10
13. NYS Sentencing-The Basics-5.20
14. BLS Spring 7-Introduction to Cross-Examination, Impeachment with a Prior Inconsistency, and Molineux and Sandoval-5.24
15. BLS Spring 8-Effective Closing Arguments, Prosecutorial Misconduct & Seeking, Using and Opposing Jury Instructions-6.7
16. Bail and Discovery Update-6.10
17. Client Confidentiality & Social Media-6.16
18. So...Your Client is Accused of Taking the Gun (but not necessarily leaving the cannoli)...What Do you Do Now?-6.22
19. Discovery Update, Police Disciplinary Records, 2022 Rollbacks, and Common C.O.C Defects-9.9
20. BLS Fall 1-Life of a Case–Client Centered Representation–the First Interview–Arraignment-9.26
21. BLS Fall 2-Negotiation & Suppression Hearings-10.3

22. Criminal Law Update-10.7
23. BLS Fall 3-Defense Theory of the Case, Voir Dire basics, & Jury Selection-10.11
24. BLS Fall 4-Voir Dire & Jury Selection–Part 2-10.17
25. BLS Fall 5-Opening Statements & What Every Attorney Should Know About the Beginning Stages of Trial-10.24
26. Bail in New York-10.31
27. BLS Fall 6-Direct Examination & Common Evidentiary Objections-11.7
28. BLS Fall 7-Introduction to Cross-Examination, Impeachment with a Prior Inconsistency, and Molineux and Sandoval-11.14
29. Immigration Issues in Criminal and Family Court Proceedings-11.17
30. BLS Fall 8- Effective Closing Arguments, Prosecutorial Misconduct & Seeking, Using and Opposing Jury Instructions-11.21
31. Everything You Need to Know About Bail and Bonds-11.18
32. Legal Requirements for Accusatory Instruments in New York-12.9
33. Youth Part for Dummies-12.9

Attorneys in the Office are often asked to present at various CLE programs throughout New York State. In 2022, Office attorneys presented at CLEs sponsored by the New York State Defenders Association, the Monroe County Bar Association, Syracuse university College of Law, and the New York State Association of Criminal Defense Lawyers. It is a tribute to the knowledge and skills of staff that they are so highly sought after as speakers.

Because of the work of the attorneys in this Office who donated their time and effort speaking at CLEs, the legal community received valuable instruction in criminal and family law.³

PART 4: OFFICE STAFFING AND CASELOADS

Criminal Trial Courts

The criminal trial courts consist of local courts [town courts and Rochester City Court] and

³ As a result of the numerous high-quality CLE programs presented by the Office over the last several years, the Office was awarded the Monroe County Bar Association's Raymond J. Pauley Award in 2016. The Pauley Award recognizes an attorney or organization that has made "exceptional contributions to the furtherance of legal education."

Superior Courts [County or Supreme Court. The office represents clients in all of these courts.

Local Court Section

In 2022, the supervisory distinction between town and city courts was eliminated and the two groups of courts are now considered the responsibility of our Local Courts Section. This change was made for several reasons including the need to reduce staff stratification and improve supervisor to supervisee ratios.

The Local Court Section is comprised of four Groups [A - D], each supervised by a Special Assistant Public Defender. Groups A, B, and D are comprised of attorneys handling cases in the town courts while Group C is comprised of our attorneys handling cases in Rochester City Court. Currently these three supervisors are: Special Assistants Mike Doran [A], Jean Caputo [B], Karine Haselbauer [C], and Acting Special Assistant Robert Bahr [D].

In 2022, the shift of some cases in Rochester City Court from this office to the Office of the Conflict Defender continued. As the Office of the Conflict Defender is also a longstanding county legal services department comprised of experienced criminal defense practitioners, there has predictably been no decrease in the quality of services on these cases. This shift was prudent for many reasons, not the least of which was the need to meet maximum caseload requirements mandated by the *Hurrell-Harring* lawsuit settlement. The alternative to this shift would have been the creation of an additional twenty attorney positions within the office, abruptly swelling the staff well beyond historical levels. One way or another, to maintain our grant funding and therefore not require substantial additional financial contributions from the County, the office had to reduce the number of cases per attorney by reducing the number of incoming cases as a whole.

The reduction in caseloads has benefitted staff and by extension our clients. Attorneys will have fewer clients and can devote more time and effort to each case. It appears thus far that these changes have facilitated retention of attorneys who have historically been frustrated by the inability to spend more time on each case.

This shift of some Rochester City Court cases to the Conflict Defender's Office will ultimately result in the Monroe County Public Defender's Office assuming representation for defendants facing charges in City Court who have a conflict in representation with attorneys from the Conflict Defender's Office. For example, if two people charged with the same offense are arraigned, one will be assigned to the Conflict Defender's Office and one will be assigned to the Office.

To ensure that all indigent defendants in Rochester City Court receive excellent services, the Office of the Public Defender continues to offer regular, no-cost trainings to the staff of the Conflict Defender's Office as well as members of the Assigned Counsel Panel.

As of January 2023, the Office has 20 attorneys regularly representing clients in local courts. Additionally, each staff attorney in the Town Court Bureau is required to staff one 12 hour arraignment shift (8:00 a.m. to 8:00 p.m.) each week under the Counsel at First Appearance (CAFA)⁴ Program.

Superior Court Section

In 2022, the supervisory distinction between Non Violent and Violent felony attorneys was eliminated and the two groups of courts are now considered the responsibility of our

⁴ The CAFA program ensures that defendants arraigned at any time throughout the county are represented by counsel at arraignment.

Superior Court Section. The Superior Court section consists of four Superior Court Groups [A – D] comprised of attorneys handling either NVFOs, a mix of NVFOs and VFO [Hybrid], or VFOs. Each group is supervised by a Special Assistant Public Defender: Joshua Stubbe [A], John Bradley [B], Emily Rosmus [C], Elizabeth Riley [D].

In 2022, the Superior Court Section was staffed with the full time equivalent of 30 attorneys, including the 1st Assistant Public Defender, the 2nd Assistant Public Defender, and three Special Assistant Public Defenders. Supervising Special Assistant Public Defenders have reduced caseloads due to supervisory responsibilities.

The attorneys in the Section handled felony cases, the most serious charges against the indigent accused. The attorneys appeared in all criminal courts, including: Supreme Court, County Court, City Court and Town/Village Courts.

The attorneys in this Section handled all aspects of the criminal process, including local court preliminary hearings, local court pleas and sentencing; superior court pleas and sentencing, hearings, motions, and trials. In addition, these attorneys handle probation violation proceedings, parole cases (preliminary hearings, final hearings, and administrative appeals), habeas corpus proceedings, and mental health proceedings under the Criminal Procedure Law.

The Office provides vertical representation in nearly all felony cases with rare exceptions where a determination is made that a client in an increasingly perilous legal situation would be better served with a more experienced attorney. The best interests of the client will always guide decision making. This Office remains committed to providing vertical representation because it provides the indigent accused the most effective representation possible.

In 2022, the Office was assigned to approximately 3,345 felony cases. Due to the increase

in felony staffing accomplished as the Office restructured its City Court staffing in recent years, felony caseloads for attorneys in the Public Defender's Office approximate the ILS caseload maximums.

Parole Representation Unit

In 2022, the Parole Representation Unit represented 397 clients charged with violating the terms of their parole. These clients often have unique challenges, such as drug addiction issues, and face the possibility of having their parole revoked and returning to prison. Due to the increase in the number of parole violations in Monroe County since 2014,⁵ the Office currently devotes two fulltime attorneys to this unit. In 2022, those attorneys were Special Assistant Jon Griffin and Public Defender Krystian Opalinski. In 2023, the unit will consist of two full time attorneys and continue to be supervised by Special Assistant Public Defender Jon Griffin.

Our attorneys had to master the changes in parole law under the "Less is More" statute. The Office has been instrumental in educating the local criminal defense community on the new law so alleged parole violators receive the intended benefits of the statute.

Family Court Section

The Family Court bureau of the Public Defender's Office represents litigants-mostly adults but some teens as well-who have cases pending in Monroe County Family Court. The attorneys handle every type of family law case in which indigent litigants are statutorily entitled to assigned counsel, including custody/visitation cases, family offense cases (both petitioners and

⁵ In 2014 the Office represented 806 persons charged with violating their parole. In 2019 that had increased to over 1,100. In 2020 the Office represented clients in 638 parole cases, and in 2021 the Office represented clients in 473 cases. It is suspected that a combination of the pandemic and the gradual implementation of "Less is More" have led to the reduced number of cases in the last two years.

respondents), child abuse and neglect cases, termination of parental rights cases, paternity and child support willful violation cases, and other miscellaneous cases. Outside of New York City, the Family Court bureau of the Monroe County PD's office has the busiest family law practice of any upstate institutional provider.

The Family Court bureau experienced exciting changes in 2022. In 2021 the Office was awarded a competitive grant through the NY State Office of Indigent Legal Services to establish an upstate model parental representation unit focused on holistic legal representation of parents accused of neglecting or abusing their children. The interdisciplinary model envisions attorneys, social workers and a parent advocate providing legal and social work services to parents, both during CPS investigations and after cases are filed against parents in Court. The goals are to help parents fix the problems that could, if left unaddressed, result in the removal of their children from their care, and to speed up reunification if children are removed through CPS and/or court intervention. The benefits that we hope to realize through the interdisciplinary practice are substantial: higher quality representation of parents in child neglect and abuse cases, maintaining family integrity for families living in poverty who often have frequent and sometimes devastating contact with the CPS system, and reduction of the costs associated with out-of-home placements of children who are the subjects of CPS investigations and court action.

Upon approval of the grant by the Monroe County Legislature in December 2021, the Family Defense unit of the Family Court bureau was established in January 2022. At year end, the program had 3 of 4 attorney positions filled and 4 social worker positions filled. Particularly with the addition of social workers in the latter part of the year, we are already seeing the benefits of the interdisciplinary model in terms of client advocacy both in and out of Court.

At the outset of 2022, the Family Court bureau had 10 attorney positions and 1 supervising attorney position, not all of which were filled. Like many organizations, we experienced some of the so-called “great resignation” and consequent hiring difficulties. However, at year end the Family Court bureau was almost fully staffed with 10 attorneys in the Family Law unit, 3 attorneys in the Family Defense unit, and 2 supervising attorneys, one of which supervises the Family Defense unit. The bureau as a whole opened approximately 2200 new cases in 2022. With the carryover of cases opened in 2021 that were still pending in 2022, the Family Court bureau represented clients in approximately 3800 cases in Monroe County Family Court.

2023 promises to be another challenging yet exciting year. Caseloads in family offense and custody/visitation matters are expected to rise with implementation of a new court rule expanding financial eligibility for assigned counsel. The Family Defense unit’s representation of clients in CPS investigation matters will be expanding, especially with the new communication protocols being developed between the Public Defender’s Office and Child Protective Services to identify families that would benefit from our representation. Outreach efforts to other community and legal service providers will be established so that the Rochester community is aware of the legal and social work services our office is now able to provide, and so that providers will be able to refer parents involved in CPS investigations to us. There is a plan to establish client referral protocols with local providers having legal or human service expertise (particularly in housing, financial and employment matters) that we are not able to provide. As always, the overarching goal is to provide the best holistic legal representation possible to our clients to help them create healthy, loving and stable homes for their children.

In 2022, the Family Court Section represented 5,175 clients.

Appeals Section

Individuals aggrieved by the final determination of a criminal or family court have the constitutional right to at least one appeal and to the assignment of counsel to represent them on appeal if they cannot afford to hire a counsel for appeal. The Monroe County Public Defender's Office is assigned by the appellate court to handle such appeals of Monroe County judgments. The Public Defender Office's appellate clients include not only individuals it was assigned to represent at the trial level, but also individuals who retained counsel at the trial level but who no longer have the financial means to retain counsel for appeal.

The preparation and argument of appeals are specialties within the fields of criminal and family law. Proper appellate practice requires not only a strong background in the law, but also strong writing skills and the ability to present persuasive oral argument of legal principles before a panel of judges. In preparing an appeal, appellate attorneys must first carefully review the proceedings (by reviewing a transcript of all proceedings, court filed documents, and exhibits) and then must research the law pertaining to any potential argument arising from the proceedings.

The Monroe County Public Defender's appeals bureau handles appeals to the County Court (of misdemeanor convictions); to the Appellate Division, Fourth Department (primarily of felony convictions and of adverse Family Court orders); and to the State's highest Court, the New York Court of Appeals. The appeals bureau also handles other post-conviction matters, such as motions to vacate convictions, motions to vacate sentences, and appeals from the revocation of parole supervision.

As the appeals bureau is a unit within the Public Defender's Office, it serves the

important role of assisting the Office’s trial attorneys in their research and analysis of legal issues. This work ensures that the trial attorneys provide the best possible representation for their clients by, for example, making proper motion arguments and requests for jury instructions.

In 2022, the Public Defender’s appellate bureau was supervised by Drew Dubrin, and consisted of ten assistant Public Defenders, a paralegal, and an administrative assistant. The Public Defender’s Office also contracted with a number of highly experienced private appellate attorneys to handle a portion of its appellate caseload. In addition, the appeals bureau works with attorneys from large law, national law firms who handle public defender appeals pro bono under the appeals bureau’s supervision.

The appeals bureau strives to ensure that its clients’ appeals are timely heard, for justice delayed is often justice denied. In 2022, the appeals bureau made significant progress in reducing the delay their clients experience. While the appeals bureau was assigned to handle 92 criminal appeals in 2022, it completed work on 155 criminal appeals. In January of 2021, there were 344 appeals that the Public Defender’s Office had been assigned to for over one year but had not yet filed. By February of 2022, that number was reduced to 261. And by the end of 2022, that number shrunk to 165.

In 2022, the Public Defender’s won relief in approximately 20 appeals, by obtaining dismissal of charges, a new trial, a new hearing, or a reduced sentence.

Investigation Section

Supervised by Chief Investigator Latanya Morse, the Monroe County Public Defender's Office performs case investigations and other associated tasks on behalf of our clients. The Office

regularly conducts our own investigations, not relying solely upon the results of the police investigations as revealed during the discovery process. It is not unusual for our investigators to locate evidence and witnesses that the police did not or could not locate. The investigation results are then provided to the attorney who uses them to the fullest advantage of each client.

The statistics for 2022 are as follows:

INVESTIGATIVE SECTION STATISTICS 2022	CRIMINAL TRIAL SECTION	FAMILY COURT/APPEALS SECTIONS	TOTAL
INVESTIGATION/INTERVIEWS	2058	325	2383
SUBPOENAS	132	144	276
LOCATE/NOTIFY	108	31	139
MISC (Translations, photos, DMV etc.)	321	36	357

In 2022, approximately 3155 criminal and family court investigation requests were handled by our investigative staff. Through their work, our investigative staff makes a strong and clear contribution the Office’s ability to successfully resolve cases for our clients either by disposition or trial.

PART 5: THE FUTURE OF THE OFFICE

As we look ahead to 2023, the Office plans to continue to increase and diversify our staff, enhance our attorney training, improve our client services through traditional and innovative means, and enhance our community relationships. The initiatives outlined above will continue, and we will continue looking at how technology may improve Office operations and efficiency. We expect to continue to deliver the excellent results the community has come to expect.

CONCLUSION

The Office of the Public Defender is a very high-functioning and low-maintenance department that was unfortunately thrust into turmoil as a result of the Public Defender selection process during 2022. The Office is deeply appreciative to the Monroe County Legislature, the County Administration, and the community for their support and encouragement during that period. That support, coupled with the dedication of our staff, enabled the Office to continue to deliver traditionally excellent services despite unusually challenging circumstances. We look forward to continuing to serve the citizens of Monroe County in 2023.

Respectfully submitted for
The Public Defender's Office

Julie Cianca
Monroe County Public Defender

CASE INTAKE SUMMARY - 2022

NEW CLIENTS	14,077
FELONY	1883
FELONY [DRUG]	159
FELONY [VFO]	1263
HOMICIDE	40
MISDEMEANOR	4461
VIOLATION [CITY AND TOWN]	854
PROBATION VIOLATION [SUPERIOR]	265
PROBATION VIOLATION [CITY AND TOWN]	184
APPEALS	92
FAMILY COURT	4353
PAROLE	410
FUGITIVE	50
SORA	45
ADVICE	31

TRIAL COURT CASE DISPOSITIONS - 2022

TOTAL cases concluded [dismissal, negotiated settlement, + trial] by MCPD in 2022: 6,033

Cases resolved without a trial: 3,882

- ACD 1,176
- Withdrawn and dismissed 1,023
- Dismissed on motion 266
- Dismissal other 1,417

Cases where a plea was entered to the highest offense charged: 412

- Violation: 17
- Misdemeanor: 275
- Felony: 120

Cases where a plea was entered to less than the highest offense charged: 1,682

- Pleas on felony cases: 509
 - To lesser felony: 86
 - To misdemeanor: 423
- Pleas on misdemeanor cases: 1,173
 - To lesser misdemeanor: 28
 - To violation: 1,145

Cases concluded with a trial: 57

- Felony: 30
- Misdemeanor: 23
- Violation: 4

Trial result:

- Guilty as charged: 13
- Guilty of lesser offense: 2
- Not Guilty: 20
- Trial order of dismissal: 21
- Mistrial: 2

% of cases concluded with a dismissal [ACD, Withdrawn, Dismissed on motion, Dismissal other, TOD, Mistrial]	64.7
% cases with highest charge conviction [Plea to highest charge + GAC after trial]	7
% cases with conviction for any offense [Plea or trial conviction for any crime]	15.9

We are extremely proud of these results; especially given that they were achieved despite what the RASE Commission recently determined to be a “lack of adequate funding for the Public Defender’s Office”.⁶

⁶ <https://rocrase.com/files/report-rase.pdf%20>

PUBLIC DEFENDER STAFF

ADMINISTRATION

Public Defender – Julie Cianca
Confidential Assistant to the Public Defender – Tracey Tronolone
Project Manager – Michael Molinari
Executive Secretary – Kennedy Flanagan
Senior Data Officer – Katheryne Cook
Confidential Secretary – Lillian Gucciardo
Secretary to Special Counsel – Jennifer Fish
Receptionist – Maribel Trott

CRIMINAL COURTS

First Assistant – Erik Teifke
Acting Second Assistant – Joshua Stubbe
Special Assistant – John Bradley
Special Assistant – Michael Doran
Special Assistant – Elizabeth Riley
Special Assistant – Jon Griffin
Special Assistant – Karine Haselbauer
Special Assistant – Emily Rosmus
Special Assistant – Jean Caputo
Acting Special Assistant – Robert Bahr

Assistant Public Defender – Katherine Higgins
Assistant Public Defender – Campbell Roth
Assistant Public Defender – Marybeth McCarthy
Assistant Public Defender – Victoria Bahl
Assistant Public Defender – Kevin Brach
Assistant Public Defender – Mark Phillips
Assistant Public Defender – Tracy Sullivan
Assistant Public Defender – Krystian Opalinski
Assistant Public Defender – Courtney Baker
Assistant Public Defender – James Adam
Assistant Public Defender – Christopher McClary
Assistant Public Defender – Adam Zielinski
Assistant Public Defender – William Weir
Assistant Public Defender – Marc Infantino
Assistant Public Defender – Jeremie Mathias
Assistant Public Defender – Brittney Clark
Assistant Public Defender – Megan Gokey
Assistant Public Defender – Michael McNelis
Assistant Public Defender – Alex Phengsiaroun
Assistant Public Defender – Jordan Beal
Assistant Public Defender – Mariefaye Bechrakis

Assistant Public Defender – Justin Reichman
Assistant Public Defender – Nicholas Piron
Assistant Public Defender – Latoya Funderburk
Assistant Public Defender – Haley Werner
Assistant Public Defender – Manab Goswami
Assistant Public Defender – Andrew Kij
Assistant Public Defender – Luke Harned
Assistant Public Defender – TJ Marletta
Assistant Public Defender – Rachel Wade
Assistant Public Defender – Connor Wilson
Assistant Public Defender – Lindsay Hartley
Assistant Public Defender – Gabriela Wolfe
Assistant Public Defender – Griffin Dault
Assistant Public Defender – Aili Obandja
Assistant Public Defender – Korica Simon
Assistant Public Defender – Aaron Friedman
Assistant Public Defender – Gregory Lebens-Higgins
Assistant Public Defender – Connor Judd
Assistant Public Defender – Stephanie Davis
Legal Secretary – Pamela Loughridge
Legal Secretary – Ann LaRocca
Legal Secretary – Lisa Doty

APPEALS

Special Assistant Public Defender – Drew Dubrin
Senior Assistant Public Defender – Janet Somes
Senior Assistant Public Defender – David Juergens
Senior Assistant Public Defender – Timothy Davis
Assistant Public Defender – Jane Yoon
Assistant Public Defender – Guy Talia
Assistant Public Defender – James Hobbs
Assistant Public Defender – Shirley Gorman
Assistant Public Defender – Jonathan Garvin
Assistant Public Defender – Tonya Plank
Assistant Public Defender – Clea Weiss
Special Urban Investigative Assistant – Coleen Enright
Administrative Assistant – Shamika McKnight

FAMILY COURT

Special Assistant Public Defender – Adele Fine
Special Assistant Public Defender (Family Defense Unit) – Robert Turner
Asst. Pub. Def. – Seana L. Sartori
Asst. Pub. Def. – Brian J. Wirley
Asst. Pub. Def. – Christine F. Redfield

Asst. Pub. Def. – Darcie L. Bahr
Asst. Pub. Def. – Erin K. Barry
Asst. Pub. Def. – Lisa M. Bruce
Asst. Pub. Def. – Erin K. Erturk
Asst. Pub. Def. – Colton J. Kells
Asst. Pub. Def. – Louis E. King, Jr.
Asst. Pub. Def. – William H. King, Jr.
Asst. Pub. Def. – Darius K. Lind
Asst. Pub. Def. – Kerandeep A. Mattu
Asst. Pub. Def. – Laina Arras
Legal Secretary - Samantha Rodriguez
Spec. Urban Inv. – Ariella Hutton
Invest. Asst. – Katie Rimes
Invest. Asst. – Matthew Scrivens
Invest. Asst. (Family Defense unit) – vacant
Parent advocate (Family Defense unit) - vacant
Senior caseworker – Toneisha Anderson
Senior caseworker – Lisa Freeman
Senior caseworker – Bernadette Piccininni
Senior caseworker – Savannah Spencer

INVESTIGATIONS

Chief Investigator	Latanya Morse
Senior Spec Urban Inv.	Maria Camacho
Spec Urban Inv. Bilingual	Greg Pagan
Spec Urban Inv.	Laurie Zimmer
Spec Urban Inv.	Lisa Dowda
Spec Urban Inv.	Jonan Barut
Spec Urban Inv.	Thomas Kosinski
Spec Urban Inv.	Lauren Del Vecchio
Spec Urban Inv.	Nyeshia McKinney

SOCIAL WORK

Chief Mitigation Specialist – Christina Sciortino
Mitigation Specialist – Andre Fontenette
Mitigation Specialist – Wayman Harris
Mitigation Specialist – Shunmia Waters

Senior Caseworker – Kayla McCrickard
Caseworker – Zachary Jenkins
Caseworker – Jalen McGill
Caseworker – Nadia Abdallah
Caseworker - Erin Freeman

DIGITAL MEDIA TECH

Digital Media Tech – Christina Tsiamouras

TRIAL ASSISTANTS

Trial Assistant - Pamela Flemming

Trial Assistant - Ruth Seabolt

OFFICE CLERKS

Office Clerk – Zelda Reed

Office Clerk – Eduardo Abud-Sturbaum

Office Clerk – Amy Cason

PARALEGALS

Special Urban Investigator – Dan Behrndt

Investigative Assistant – Jamaris Vargas

Investigative Assistant – Tamra Hagan

Investigative Assistant – Bria Smith

Investigative Assistant – Coren McLaughlin

Investigative Assistant – Natasha Iannitti

Investigative Assistant – Sharon Warner

Julie Marini Cianca
78 Seascape Drive
Rochester, NY 14612
juliecianca@gmail.com

BAR ADMISSIONS

New York State Bar 1992

EDUCATION

State University of New York @Oswego
1985-1987

University of Notre Dame
Bachelor of Liberal Arts May 1989
Major: Philosophy Minor: Art History

Albany Law School of Union University
Juris Doctorate, May 1992
Internships-Prisoner's Legal Services, Albany County District Attorney's Office

LEGAL EXPERIENCE

Intern, Monroe County District Attorney's Office
1993-1994- conducted legal research for Major Felony Bureau

Attorney, Monroe County Public Defender's Office
1994-2001 represented individuals charged with misdemeanor, felony, violent felony, homicides and parole violations in town, city, division of parole, and County and Supreme Courts

Attorney, Ernstrom and Drete, Brighton New York
2001 – civil practice with emphasis on contracts and construction law.

Attorney and Supervisor, Office of the Conflict Defender, Rochester, New York
2002-2003 – responsible for implementation and training in newly formed criminal defense office, represented individuals charged with misdemeanors in Rochester City Court

Special Assistant Public Defender, Monroe County Public Defender's Office
2003 to 2022 – represented individuals charged with felony, violent felony, homicides and parole violations.

Supervisor of non -violent felony bureau 2005 to 2008, 2021 to March, 2022

Supervisor of Town Court bureau 2008 to 2016

Supervisor of Parole Bureau 2017

Supervisor and Administrator of Continuing Legal Education 2017 to 2021

Acting First Assistant Public Defender, Monroe County Public Defender's Office
March, 2022 to November, 2022

Public Defender, Monroe County Public Defender's Office
November, 2022 to present

COMMUNITY EXPERIENCE

Law Explorers Advisor – Greece Olympia

Penfield High School Moot Court Team Advisor
University of Rochester Moot Court Team Advisor
RMAPI – Rochester-Monroe Anti-Poverty Initiative

LEGAL COMMUNITY

Member – CDANY – Chief Defender’s Association of New York
Member – NYSDA – New York State Defender’s Association
Member – JPC – Judicial Process Committee
Member – PCAJ – Presidents Committee on Access to Justice (Monroe County Bar Association)
Member – MCCCDIP – Monroe County Criminal Case Diversion Implementation Project
Member – CJC – 7th Judicial District Community Justice Council

AWARDS

Jeff Jacobs Award for Excellence in Trial Advocacy, 2017

7.1

By Legislators Long and Maffucci

Intro. No. _____

RESOLUTION NO. _____ OF 2024

REAPPOINTMENT OF JULIE A. CIANCA AS PUBLIC DEFENDER

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

Section 1. In accordance with the provisions of Section C7-5 of the Monroe County Charter, Julie A. Cianca is hereby reappointed as Public Defender, for a two-year term, effective January 1, 2024 and expiring December 31, 2025.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; January 23, 2024 – CV: 11-0
File No. 24-0004

ADOPTION: Date: _____ Vote: _____

Julie Marini Cianca
78 Seascape Drive
Rochester, NY 14612
juliecianca@gmail.com

BAR ADMISSIONS

New York State Bar 1992

EDUCATION

State University of New York @Oswego
1985-1987

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Bachelor of Liberal Arts May 1989
Major: Philosophy Minor: Art History

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Attorney, Ernstrom and Drete, Brighton New York
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Attorney and Supervisor, Office of the Conflict Defender, Rochester, New York
2002-2003 – responsible for implementation and training in newly formed criminal defense office, represented individuals charged with misdemeanors in Rochester City Court

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- Supervisor of Town Court bureau 2008 to 2016
- Supervisor of Parole Bureau 2017
- Supervisor and Administrator of Continuing Legal Education 2017 to 2021

Acting First Assistant Public Defender, Monroe County Public Defender’s Office
March, 2022 to November, 2022

Public Defender, Monroe County Public Defender’s Office
November, 2022 to present

COMMUNITY EXPERIENCE

Law Explorers Advisor – Greece Olympia

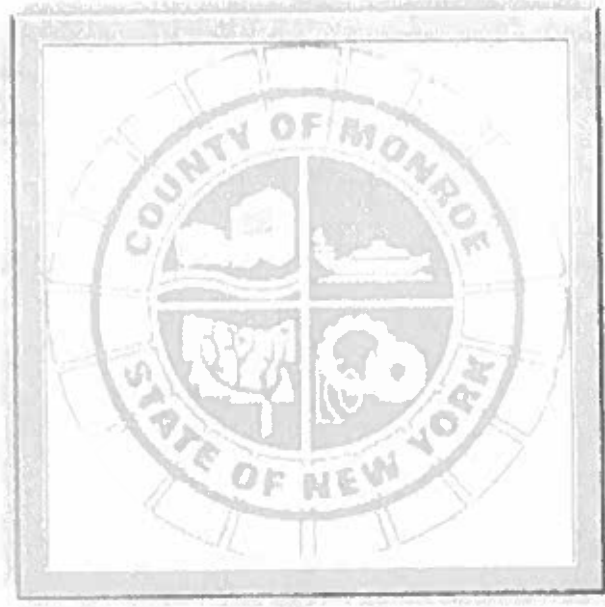
**Penfield High School Moot Court Team Advisor
University of Rochester Moot Court Team Advisor
RMAPI – Rochester-Monroe Anti-Poverty Initiative**

LEGAL COMMUNITY

**Member – CDANY – Chief Defender’s Association of New York
Member – NYSDA – New York State Defender’s Association
Member – JPC – Judicial Process Committee
Member – PCAJ – Presidents Committee on Access to Justice (Monroe County Bar Association)
Member – MCCCDIP – Monroe County Criminal Case Diversion Implementation Project
Member – CJC – 7th Judicial District Community Justice Council**

AWARDS

Jeff Jacobs Award for Excellence in Trial Advocacy, 2017



OFFICE OF THE PUBLIC DEFENDER

ANNUAL REPORT

2022

INTRODUCTION

This report serves as an overview of the work done by the Monroe County Public Defender’s Office (“the Office”) office during 2022. The report is divided into five sections:

1. Recruitment, retention, and diversification of staff.
2. Continued improvement of the quality of the legal representation provided to our clients.
3. Staff training and continuing legal education.
4. Staffing and caseloads.
5. Plans for the future.

Creation of Office and its Jurisdiction

As described in the 2020 Annual Report authored by former Public Defender Timothy Donaher, the following is a brief history of the history and structure of the Office of the Monroe County Public Defender:

“In a 1963 landmark decision, the Supreme Court of the United States ruled that all indigent defendants had the right to be represented by counsel in criminal proceedings. In order to comply with the Supreme Court ruling, Article 18-B of the County Law of the State of New York was adopted by the State Legislature in 1965. This law required the various counties throughout the State to adopt a plan for the representation of indigent defendants. In compliance with the state mandate, on May 23, 1968, by virtue of Resolution No. 250 of 1968, the Monroe County Legislature adopted Local Law No. 5 of 1968, thus creating the Office of the Monroe County Public Defender.

By law, the Public Defender is required to 'represent, without charge, at the request of the defendant, or by order of the court with the consent of the defendant, each indigent defendant who is charged with a crime...in the county...in which such public defender serves.'

The Monroe County Public Defender's Office represents individuals in the courts within Monroe County, including the City of Rochester and the towns and villages within the geographical boundaries of the County. This area has a population of approximately 760,000 people.

The Office handles cases in:

- A. Town and Village Justice Courts
- B. Rochester City Court (including Rochester Drug Treatment Court)
- C. County Court (including Mental Health Court, Veterans Court, and Judicial Diversion Program Court)
- D. Supreme Court
- E. Family Court
- F. Appellate Division, Fourth Department
- G. Court of Appeals
- H. United States Supreme Court (when required)

The Public Defender represents the indigent accused at every stage of the criminal proceeding from the arraignment through final disposition, including, when appropriate, appeals from adverse judgments and decisions.

Our goal is to provide to the indigent who are accused of a crime, or who are entitled to representation in family court, an exceptional level of legal representation which exceeds that which they would expect to obtain from privately retained counsel. An individual's constitutional

rights must be protected regardless of his or her financial circumstances.

Assistant public defenders are assigned to work in the Local Court, Superior Court, Family Court, or the Appeals Sections and each takes great pride in the quality of the work they provide to our clients. Their dedication and talent ensures that the rights of our clients are protected, and their dignity respected, in a way that promotes true justice in our community.

A challenging 2022

2022 was an unusual and challenging year in the history of the Office. Having declined to seek reappointment at the end of 2021, Tim Donaher left the position after leading the office since 2008. Jill Paperno then briefly served as the Acting Public Defender before Erik Teifke assumed that position for the bulk of 2022. Then, after a protracted selection process, Julie Cianca was sworn in as Public Defender at the end of the year.

PART 1: RECRUITMENT, RETENTION, AND DIVERSIFICATION OF STAFF

The Office continues to value a diverse, equitable, and inclusive work environment. We believe that diversity of all varieties: racial, gender, ability, sexual orientation, age, etc. improves staff experiences and that a staff that feels comfortable and valued is more likely to contribute to positive case outcomes for our clients. We therefore strive to maintain an engaged and dedicated staff by continuing to develop an office culture that is ever mindful of the challenges presented by our work, and seeks to provide deliberate, thoughtful and intentional support to all who serve our common cause.

RECRUITMENT

We recognize the value of recruiting and retaining staff, especially staff that increase the

diversity of the office. To these ends, we have more aggressively and proactively pursued candidates for staff positions than in prior years.

Hiring committee

While we have had a hiring committee for many years, we have recently increased their membership and resources because we are forced to compete with other employers across the country who have at long last recognized the value of a diverse workplace. While this realization is gratifying, it does provide for a very competitive environment and one where our office is forced to compete despite limited resources. We are simply not in a position to outbid most other employers and therefore have had to use creativity, diligence, and passion as we seek out qualified candidates.

The Hiring Committee consists of Acting Second Assistant Public Defender Joshua Stubbe and Assistant Public Defenders Victoria Bahl, Krystian Opalinski, Jane Yoon, and Tracy Sullivan, as well as Chief Investigator Latanya Morse. The following are some of the efforts we have undertaken by our hiring committee in pursuit of staff, especially staff that offer diversity.

- New York University School of Law - Public Interest Job Fair 2022, 2023 (registered)
 - Virtual appearance (only method offered)
 - 2022 job fair program produced 12 interviews with 4 people accepting positions in our September 2022 class of law grads.
- Cornell Law School
 - Work with OADI (Office of Academic Diversity Initiatives)
 - Spoke in 2021 with OADI Students about PD work at MCPD
 - Spoke/lectured in 2022 with OADI students about accusatory instruments and challenges to them, as well as the discovery reforms.
 - Working with OADI to have their students in the Cornell Pro-Bono Scholars Program work at our office during their Spring 2024 semester.
- University of Buffalo School of Law - Public Defender Career Fair
 - Virtual appearance (only method offered)

- Produced 4 applicants who interviewed, 1 accepted for September 2023.
- University of Buffalo School of Law - Career Fair
 - Registered for 2023, in person
- University of Buffalo School of Law On - Campus Interviews
 - Registered for 2023 date, in person
- Albany Law School - Career Fair
 - Registered for February 2023 as virtual option, but are hoping to change to in-person depending on dates/availability
- Albany Law School - On Campus Interviews
 - Registered for 2023, dates not yet confirmed
- Syracuse University College of Law - On Campus Interviews
 - Registered for in-person dates.
- Job Postings with:
 - Greater Rochester Association for Women Attorneys [GRAWA]
 - Western New York Minority Bar Association
 - Women's Bar Association of the State of New York
 - Chief Defender's Association of New York [CDANY]
 - New York State Association of Criminal Defense Lawyers [NYSACDL]
 - New York State Defender's Association
 - Shift Diff (local, black owned, job board)
- Coordination with several other downstate law schools to attend their On-Campus Interview Sessions or participate in job fairs at their schools.

Internship program

Led by Assistant Public Defenders Victoria Bahl and William Weir, the Office has an increasingly robust internship program that offers high school, college, and law school students exposure to not only our office, but the field of indigent criminal defense as well as the criminal justice system. Interns can become involved in a wide array of assignments depending upon their education and experience levels. We strive to make their experience revealing and rewarding by exposing them to many aspects of our work including: client interviews, court appearances, trial preparation, discovery review, jail visits with incarcerated clients, case investigations, and more. Interns accompanied attorneys as they have tried cases to juries, spending many hours both in and out of court serving our clients during these most critical junctures.

Our internship program statistics for 2022 are as follows:

Total interns: 29	Gender: 16 female, 13 male, 1 non-binary
Law School students: 12	Race: 4 identified as Black, Asian, or Hispanic.
Undergraduate students: 17	

It is our hope that by exposing interns to these experiences and inspiring them with the importance of our work, that this program will continue to serve as a pipeline that produces attorney candidates in the future. In just this past year, this program had produced two additions to our attorney staff and one addition to our support staff and we anticipate more to come. Several undergraduate interns have applied to law schools, presumably inspired by their experience with the Office. The intern experiences the Office now offers have prompted the following testimonials from participants:

- “You made me passionate about public defense, and I’m looking forward to a future career as a public defender.”
- “Thank you for taking me under your wing. I learned so much and know being a public defender is for me.”
- “I saw a version of myself that was fearless and confident in a courtroom. Talking with you and watching you in the courtroom, among so many other things, was a huge part in my decision to go to law school after graduation. You have truly inspired me and I could never thank you enough.”
- “Because of this experience, the office, and especially you, I feel I have finally found what I’m meant to do and have direction in my life.”

The expectation is that this program and the investment we make in our student-interns will serve as a pipeline for staff recruitment going forward and serve as a vital supplement to our other recruitment efforts.

Unadmitted attorney positions

The need to increase staff prompted the Office to become more flexible and creative in our hiring practices in 2022. In the past, the Office would only hire offer attorney positions to

those who had passed the bar examination and been admitted to the bar. In 2022, for the first time, the Office hired several law school graduates in September who had taken the bar examination in July but not yet received their results. While only permitted to represent clients on certain offenses and under immediate supervision, this “class” of unadmitted attorneys was exposed to the work gradually over several months as they: attended attorney trainers, observed court appearances, attended client and witness interviews, performed legal research, accompanied attorneys during jail visits, hearings, and trial. Historically, new attorneys would start representing clients immediately and then receive training while doing so, this new arrangement also allows the Office to train them for several months before they are admitted and assume responsibility for their own caseload. This has proven to be a tremendous benefit to our unadmitted attorneys whose introduction to the work has been very gradual unlike that of their predecessors.

This program also allows the Office to better compete with other employers that will not extend employment offers until an attorney is admitted to the bar. The Office expects to accept a class of unadmitted attorneys each September and is already building the 2023 class.

RETENTION

Given the staff retention challenges facing all employers both within and without the legal profession, the Office has increasingly focused on not only attracting but also retaining our staff. We recognize that staff turnover is inevitable, especially in an office as large as ours, and that there are forces at work we cannot control: improved career mobility, shifting perspectives on the work-life balance, changing economic conditions, etc. We are however, mindful that it is very much in the interest of our staff, and by extension, our clients, that we retain employees that we

have invested in. Especially given our increasingly robust training efforts, the loss of a staff member early in their tenure could be viewed as a net loss of resources as we may never have experienced a return on that intense and time-consuming early investment. And while nearly every new staff member lacks experience at first, they become increasingly valuable to the office and their clients as they gain experience. We therefore have placed significant emphasis on improving the experiences of our staff and maintaining office morale given the relationship between these factors and staff retention.

Among the measures undertaken in 2022 to address retention are the following:

- **A supervisory restructure of the Criminal Trial Courts section.** This largest section in the Office had previously been divided into sections based exclusively upon the varieties of cases to which an attorney was assigned: Town Court, City Court, Non-Violent Felonies [NVFOs], Violent Felonies [VFOs]. This resulted in attorneys interacting almost exclusively with their immediate peers instead of those with different experience levels. It also resulted in attorneys occasionally being unable to handle different and more serious cases as they waited for someone more experienced to leave the office so they could advance into a “higher” section. This would result in career stagnation and contributed to some attorneys exploring other career options. Attorneys handling felony cases are now assigned to one of four Superior Court Groups [A – D] comprised of attorneys handling either non-violent felony cases [NVFOs], violent felony cases [VFOs], or a mix of NVFOs and VFOs [Hybrid]. Attorneys handling non-felony [misdemeanor and violation] cases are assigned to one of four Local Court Practice Groups [A – D].

Each Group is supervised by either the Second Assistant or a Special Assistant. Each Group

Supervisor is responsible to both the First Assistant and the Public Defender.

- **Hybrid caseloads.** To keep attorneys engaged, accelerate their development, and keep them from becoming overwhelmed, we now offer caseloads with a mix of different level offenses. These “Hybrid” positions not only offer Superior Court attorneys a more gradual transition from NVFO to VFO cases but also allow them to handle VFO cases earlier in their careers. Likewise, our Local Court attorneys are offered the opportunity to handle felony cases earlier in their careers than in the past. These attorneys are provided with significant oversight of their supervisors on their felony cases. This potential for early exposure to felony cases has been an asset to the both our recruitment and retention efforts.
- **Career start in Rochester City Court.** Attorneys new to the office now begin their careers representing clients in Rochester City Court [RCC] instead of the town courts. This shift offers several advantages: early exposure to a more diverse client population, earlier familiarity with a wider range of offenses, increased opportunities to litigate search and seizure issues, exposure to more experienced prosecutors and judges that are all attorneys, etc. Another advantage to this arrangement is the proximity of the office to Rochester City Court in that the supervisor of our RCC attorneys is a mere block away and can far more easily observe, supervise, and respond to any urgent matters.
- **Enhanced supervision and support.** The supervisor to supervisee ratio has been increased, providing attorneys with more support and oversight. The Groups meet regularly and discuss cases, legal issues, and other developments. Supervisors are expected to review attorney written work product and observe them in court. Supervisors

are evaluated on how well they supervise their Groups.

- **Work From Home [WFH] policy.** Implemented in 2022, this policy was a significant departure from the past where staff was expected to perform work hours either in the office or the field [court, jail, off-site meetings, investigations, etc.]. The policy allows for each employee, attorney and support staff, to work from home for 16 hours per pay period. This policy has ameliorated the stress of staff with various conflicting responsibilities including child care and has noticeably enhanced morale.
- **Second Chair program.** Jury trials have decreased markedly and steadily across the country for decades and Monroe county is no exception. While the vast majority of cases are resolved with dismissals or negotiated agreements, the right to a jury trial is a powerful protection, so it is critical our attorneys are ready, willing and able to try a case with skill, passion and confidence. To do our part to ensure our entire staff remains well-equipped to represent our clients at jury trials, we continue to seek feedback and encourage communication to expand our training and supervision programs. We have also instituted a program where we pair attorneys for as many jury trials as possible. This has the dual benefit of exposing more attorneys to jury trials and of providing many of our clients with a team of attorneys for their trial. We also frequently devote support staff to trials for these same reasons.
- **Continuing and Continuing Legal Education.** Having earned status as an accredited Continuing Legal Education [CLE] provider several years ago, the Office continues to offer our staff regular, no-cost CLE opportunities. We not only create and deliver these programs but we also generate the certificates of completion for those that attend. This

makes our office more attractive to both prospective and current staff and contributes to our retention efforts. Office training and CLE efforts will be discussed more fully below.

- **Office Committees.** As office morale is vital to staff retention, we have several committees designed to foster inclusiveness and comradery. These include but are not limited to our Welcoming, Community Outreach, and Recreation Committees and are designed to build and maintain staff morale by enhancing the workplace experiences of the staff and the inclusivity of our work environment.

DIVERSIFICATION

While the Office is mindful of the value of many varieties of diversity and features a staff that is majority female, a special emphasis has been placed on increasing racial diversity in the Office. The Office serves the residents of Monroe County, the population of which is approximately 15% Black or African American.¹ By the end of 2022 the Office achieved the highest level of racial diversity in its history.

<u>Attorney staff</u>	<u>Overall staff</u>	<u>Management</u>
8% Black	13 % Black	13% Black
12% Persons of Color	22% Persons of Color	57% Women

Achieving an attorney staff that is 8% Black is especially gratifying given that only 5% of all attorneys in the United States are Black. The Office is therefore currently more racially diverse than the attorney population of the Country as a whole. This is especially noteworthy given the encouraging trend of increasing competition among employers for Black attorneys at present.

¹ https://www.newyork-demographics.com/monroe-county_demographics

DEI Working Group

While proud of our efforts thus far, the Office continues to build upon our 2022 progress in diversification of our staff. To that end, and in addition to the Office's efforts to recruitment and retention efforts, a working group was established in 2022 to create the first titled Diversity, Equity, and Inclusion Officer position in the history of the Office. This working group consists of Project Manager Mike Molinari, Chief Investigator Latanya Morse, Special Assistant Robert Turner, and then Acting Public Defender and First Assistant Erik Teifke.

While in the past an assistant public defender was tasked with the Office's DEI efforts, there had never been a person in an official, titled role until the working group secured approval from the Monroe County Civil Service Commission to create the position of Public Defender DEI Coordinator in 2022. The Office is now one of only two county departments with such a staff position, demonstrating our commitment to fostering a diverse, equitable, and inclusive work place.

The Office is thankful for the guidance of former Monroe County Chief Diversity Officer Dr. Deanna Kimbrel and Equal Employment Opportunity Manager Cheryl Hayward during this process. The position of Public Defender Diversity Coordinator was listed in December of 2022 and we anticipate filling the position early in 2023.

Diversity Action Plan [DAP]

The DEI Working Group is currently developing a Diversity Action Plan in consultation with Equal Employment Opportunity Manager Cheryl Hayward.

Management DEI training

In addition, the Office in 2022 offered management staff the opportunity to earn a

certification in Diversity, Equity, and Inclusion through a program offered by Cornell University. As a result of this initiative, 25% of the management staff has now earned this valuable DEI credential. Involvement in educational opportunities is one way management shows a commitment to a culture of sensitivity to the experiences of all members of the staff and is dedicated to the pursuit and enhancement of diversity, equity and inclusiveness of our work environment. It is the hope that the management interest in personal growth will encourage and inspire all staff and consequently, create a more attractive and welcoming office for all our prospective and current colleagues.

PART 2: CONTINUED IMPROVEMENT OF CLIENT SERVICES

HOLISTIC REPRESENTATION

In 2022, the Office further embraced a holistic model of representation which recognizes that our clients are best served by our applying a multidisciplinary approach to their defense. Our clients come to us having amassed various experiences and facing an array of challenges. While ensuring they are assigned a lawyer with excellent legal skills is vital, we endeavor to address our clients circumstances in the most comprehensive manner possible given our resources. In the past, our attorneys would bring their legal skills to bear and frequently secure favorable legal results for clients only for them to emerge from their experience with the criminal justice system no better off than before their arrest. It was an unfortunate feature of this work that we could not address the circumstances of our clients in a more comprehensive and lasting way. Attorneys would have successes only to see the same client arrested and prosecuted once again weeks later. It was dispiriting for our staff and devastating to our clients. But given our

mandate and our limited resources, we simply were not able to do much more than provide legal services within the context of an individual case.

Recently however, with the additional resources and support from New York State through the office of Indigent Legal Services, we are able to broaden the services we can provide to our clients and thereby help them emerge from the process better equipped to succeed and remain arrest-free- thereby reducing the recidivism that plagues sectors of our community.²

Monroe County Model Parental Representation Bureau Grant

In support of our model of holistic and innovative representation, in July, 2021 the Office was awarded a three (3) year grant from the Office of Indigent Legal Services (ILS) for \$2,610,417 to create the Family Defense Bureau to represent parents in child welfare proceedings using a client-centered and interdisciplinary representation model. This competitive grant, titled the “Monroe County Model Representation Bureau” grant, was approved by the Monroe County Legislature through Resolution 512 of 2021 on December 14, 2021. As only the second such program outside New York City, this grant will enable the Office to engage in innovative, preventative and impactful services to clients that will promote family preservation and reduce

² In 2019 Monroe County received a \$38,233,512 five-year grant to improve indigent defense. This funding was provided pursuant to New York State legislation passed in 2017 requiring the Office of Indigent Legal Services to assess each county’s indigent, criminal legal services needs in three areas: (1) caseload reduction to comply with new caseloads caps; (2) providing counsel at first appearance; and (3) improving the quality of indigent defense. This legislation was the result of a class action settlement colloquially known as “Hurrell-Harring”. Statewide it is anticipated that the cost of these improvements will be approximately \$250 million by 2023. Each year since the 2018-2019 NYS fiscal year, it is anticipated that the New York State Legislature will appropriate increasing funds to reimburse the counties for these expenses. \$50 million was appropriated in FY 2018-2019, \$100 million was appropriated in NYS FY 2019-2020; and \$150 million was appropriated in NYS FY 2020-2021. It is anticipated that \$200 million will be appropriated in NYS FY 2021-2022, and \$250 million in NYS FY 2022-2023. Over the five-year period, it is anticipated that Monroe County will receive \$2,548,900 in FY 2018-2019; \$5,097,801 in FY 2019-2020; \$7,646,702 in FY 2020-2021; \$10,195,603 in FY 2021-2022; and \$12,744,504 in FY 2022-2023. This funding will be allocated to the Public Defender’s Office, the Mon. Co. Conflict Defender’s Office, and the Monroe County Assigned Counsel Panel to improve indigent criminal defense. The Legislature accepted this grant on August 13, 2019.

racial disproportionality in the child welfare system.

As the grant notes, "Using a holistic approach, Bureau staff (four attorneys, four social workers, one parent advocate, and one paralegal) will assess the legal, financial, and social determinants of health needs of each client and their family members, including the needs of the subject children, to develop a strategy that will maximize the likelihood the client's children are not removed, or if removal cannot be avoided, that the children are reunified with the parent at the earliest possible time. Following the Cornerstone Advocacy model of the Center for Family Representation (CFR), each client will be assisted by a staff attorney, social worker and as needed, a parent advocate who will work together to assess the client's needs and develop a plan to achieve the client's goal to maintain the integrity of his or her family, and to ensure safety and stability for the children for the long term. The attorneys, social workers, and parent advocate will be part of a collaborative team representing each client."

The supervising attorney in charge of the unit is Special Assistant Public Defender Robert Turner.

Social Work Bureau

Supervised by Christina Sciortino and Kayla McCrickard, and comprised of Case Managers [Social Workers] and Sentencing Advocates [Mitigation Specialists], this bureau allows the Office to offer more comprehensive support both during and occasionally after the conclusion of their cases.

Case Managers

On select cases, an attorney can now initiate a referral for the assistance of a social worker resulting in a partnership designed to reduce the problems and obstacles faced by clients, both

to attain better results and to improve the likelihood of success during and after the resolution of cases. The case management arm of the Social Work Bureau provides a myriad of services to clients and their families to assist with needs to promote positive resolutions in cases, and also to support healthy living and life management services to prevent recidivism and lift current and former clients out of unfortunate circumstances in any way possible.

The Model Parental Representation Bureau grant also provides for caseworkers as well as a parent advocate, an individual who has experienced the Family Court system as a party within the system, who can understand, empathize, and guide clients through the system.

This bureau provides services including but not limited to: providing resources and referrals (housing, food, clothing, community care management, bus passes, cell phone applications, government benefit application help), linking clients to services (mental health/Substance abuse evaluations, community service resources, medical services, animal welfare services), offerings supportive services (accompaniment to court/appointments, reminder calls, obtain treatment updates to provide to court), record collection/gathering letters of support, etc.

In 2022, staff made 363 casework referrals on behalf of clients.

Sentencing Advocates

The Mitigation and Sentencing Advocacy Bureau at the Monroe County Public Defender's Office is dedicated to improving outcomes for indigent individuals in criminal court proceedings. The staff of this bureau collaborates with attorneys, court involved teens and adults, their families, and various treatment and community providers, to develop holistic and humanizing narratives in hopes of improving long-term outcomes for our clients.

The work of sentencing advocates is described on the website of the National Alliance of Sentencing Advocates and Mitigation Specialists as follows:

Sentencing advocates explore the histories of criminal defendants to create individualized sentencing plans. Their proposals often focus on substance abuse and mental health treatment, victim restitution, community supervision, avoidance of future misconduct, and appropriate and constructive consequences. This approach allows courts to sentence people to community-based programs that address their needs, while reserving expensive prison and jail space only for those who threaten the safety of the community. <https://www.nlada.org/NASAMS>

This bureau provides services for homicide cases; VFO gun cases; VFO cases to include clients facing mandatory persistent sentencing; Felony cases after trial where sentencing is up to the court; Parole and felony probation violation cases; Misdemeanor cases with compelling circumstances. These services include: Record collection and discovery review, comprehensive psychosocial history collection completed via 1:1 interview(s), completion of either comprehensive or abridged mitigation reports, support during litigation, and the referral to the case management program if client is in need of identified services.

In 2022, the staff expanded to staff made a 103 referrals to the Sentencing Advocacy unit, resulting in a record-high number of clients receiving an extra layer of often outcome altering advocacy.

Trial Assistants

While sentencing advocates focus on the result of a plea or trial, trial assistants help in the preparation of a case for hearings and trials. In 2022, the Office filled both Trial Assistant positions. Trial assistants worked with attorneys in gathering information to assist in plea negotiations, hearings, and trials. They assisted with FOIL requests, subpoena preparation, and document review. They helped to transcribe communication obtained on body-worn camera

and interrogation videos. Their work freed up attorney time that had previously been spent on these tasks, so that attorneys could spend more time on attorney/client communications, negotiations, research, writing and hearing and trial preparation.

Next Court Date Reminder Program

In order to assist clients in their obligation to attend court proceedings, the Public Defender's Office implemented a "Next Court Date Reminder Program" in late 2019. Clients are typically issued reminders 7 days, 3 days, and 1 day prior to court appearances and also upon attorney request. In 2022, as a result of this program, a total of 42,963 court date reminders were sent to our 3,613 Rochester City Court and 4,729 Town and Village Court clients.

Failure to Appear Program

Unfortunately, clients do not always make their court appearances. Despite a common belief that this occurs intentionally as the result of a desire to avoid prosecution, the reality is that clients miss court for a variety of reasons unrelated to an intent to avoid prosecution including: lack of transportation (there are courts in Monroe County that are not on a bus line), conflicting work, school, and child care obligations.

Recognizing the reality that people do, at times, struggle to get to court, and miss court for reasons other than intentional disregard for courts' schedules, the New York State Legislature passed legislation (effective January 1, 2020) that required courts to wait 48 hours before issuing a "bench warrant" to allow the defendant time to appear. In 2022, for the third year, the Office issued text notices and letters to clients who failed to appear for court in an effort to have them added back onto the dockets, reduce incarceration on bench warrants, and their lives were not disrupted with warrants.

Counsel at First Appearance [CAFA] program

The arraignment is the first court appearance in a criminal case and one where impactful decisions are made including the custody status of the accused. In 2022, the Office continued to provide 24/7 representation at arraignment in all courts in Monroe County appearing at the arraignments of 4,729 clients. Regardless of the charge, the court, or time of day or night, a Monroe County Public Defender will be present to represent the accused. The involvement of our attorneys at arraignment often results in the dismissal of charges and the release of our clients.

Domestic Violence Survivors Justice Act [DVSJA]

Enacted in 2019, the Domestic Violence Survivors Justice Act [DVSJA] empowers sentencing courts to resentence domestic violence survivors who suffered sexual, psychological or physical abuse that contributed to their conviction if certain specific criteria are met. In 2022, the Office created a unit to enable us to provide excellent representation on these cases.

In 2022, the unit, supervised by Special Assistant Public Defender Jon Griffin and with the invaluable support of intern Courtney Ashraf, represented 29 clients on DVSJA applications.

Public Education

The Office recognizes the relationship between a well-informed community and the fate of those ensnared in the criminal justice system. We as well as anyone understand the critical importance of the recent and long overdue improvements to the bail, discovery, parole, marijuana, and driver's license suspension laws. We see the day to day positive impact that these reforms have had on the lives of countless clients and their families, many of whom are indigent persons of color.

The ensuing criticisms of these reforms and the misinformation and fearmongering about them threatens to retard the progress we have witnessed. Our response has been several-fold. We have spent tremendous time and effort educating and training attorneys in our office, our community, and around the state about the changes in these laws to ensure that their clients receive the intended protections offered by these reforms. We dispatch staff to community events, frequently at the invitation of a legislator, community member, or pastor to offer support for these reforms and to counter misinformation designed to shake public support for them. Our evidence based presentations regularly win converts and also buttress the efforts of those fighting to maintain the progress that has been achieved.

PART 3 TRAINING AND CONTINUING LEGAL EDUCATION

In order to effectively represent our clients, our attorneys must be provided frequent and regular trainings on changes in the law and how to improve their legal skills. To accomplish the necessary training for staff, the Office creates and delivers both training and CLE programs for staff. Concerned not merely with the quality of work done by our staff, the Office regularly opens no-cost training and CLE programs to the staff of the Conflict Defender and the Assigned Counsel Program. In 2022 alone, as detailed below, the Office provided 33 Continuing Legal Education programs for staff attorneys and attorneys in the legal community.

Overseeing the creation and presentation of the Office's training and CLE efforts is First Assistant Public Defender Erik Teifke. Invaluable support for training and CLE programs is provided by Executive Secretary Kennedy Flanagan with contributions from other support staff including Digital Media Tech – Christina Tsiamouras.

Basic Litigation Skills Training

One of the core training programs is the Basic Litigation Skills [BLS] program that attorneys must complete early in their tenure at the office. This program is designed to serve as an introduction to many of the core skills our attorneys will use in service of their clients and provides the foundation for subsequent training and education.

In this program, attorneys are trained on skills including: the importance of our client-centered philosophy, client interviewing and relationship building, negotiation, and trial skills. This 8 module program consists of lectures followed by exercises which simulate such experiences as arraignment, motion argument, jury selection, direct examination, cross-examination, opening statements, and closing arguments. The exercises are performed under the guidance of experienced attorneys serving as coaches. The 2022 program would not be successful were it not for the time and effort of the following coaches: First Assistant Public Defender Erik Teifke, Special Assistant Public Defender John Bradley, Special Assistant Public Defender [now Public Defender] Julie Cianca, former Senior Assistant Public Defender Matthew Clark, Special Assistant Public Defender Elizabeth Riley, and Acting Second Assistant Public Defender Joshua Stubbe.

Introduction to Felony Practice

Developed in 2022 by First Assistant Public Defender Erik Teifke, this program is designed for attorneys being introduced to felony cases and is intended to make sure they enter felony case practice with a solid foundation so they are well equipped to offer excellent client services immediately. During this 17-hour program, participants are trained on: felony preliminary hearings, grand jury practice, felony sentencing, the use of expert witnesses, superior court

accusatory instruments, and more.

CLE Programming

In addition to the staff training programs described above, the Office continued its development and presentation of CLE programs to attorneys in the Office, the community, and across the state. In 2022, the Office sponsored 33 programs for the attorneys in the Office, and the private defense bar. Hundreds of attorneys from upstate New York attended the Office's CLE programs. All of the programs were **provided at no cost to the attendees.**

The programs offered in 2022 were:

1. Implementing Less is More- 2.18
2. Reentry for Public Defenders: A Holistic Style of Representation- 2.23
3. Reentry for Public Defenders: A Holistic Style of Representation-2.28
4. BLS Spring 1- Life of a Case – Client Centered Representation –The First Interview– Arraignment- 3.1
5. BLS Spring 2- Negotiation & Suppression Hearings-3.15
6. BLS Spring 3- Defense Theory of the Case & Voir Dire Basics-3.29
7. BLS Spring 4-Voir Dire–Part 2-4.12
8. NVFO Training 1- Welcome to NVFO Practice! An overview of felony assignments, investigations, bail, discovery and the preliminary hearing-4.22
9. BLS Spring 5-Opening Statements & What Every Attorney Should Know About the Beginning Stages of Trial-4.26
10. NVFO Training 2-Welcome to NVFO Practice! An overview of Grand Jury and Superior Court Accusatory Instruments, Felony VOP and Fugitive cases and Tour of the Grand Jury Facilities at the Hall of Justice-4.29
11. NVFO Training 3-Welcome to NVFO Practice! An overview of felony sentencing, protecting our client's appellate rights, the judicial diversion program and expert witnesses-5.6
12. BLS Spring 6-Direct Examination & Common Evidentiary Objections-5.10
13. NYS Sentencing-The Basics-5.20
14. BLS Spring 7-Introduction to Cross-Examination, Impeachment with a Prior Inconsistency, and Molineux and Sandoval-5.24
15. BLS Spring 8-Effective Closing Arguments, Prosecutorial Misconduct & Seeking, Using and Opposing Jury Instructions-6.7
16. Bail and Discovery Update-6.10
17. Client Confidentiality & Social Media-6.16
18. So...Your Client is Accused of Taking the Gun (but not necessarily leaving the cannoli)...What Do you Do Now?-6.22
19. Discovery Update, Police Disciplinary Records, 2022 Rollbacks, and Common C.O.C Defects-9.9
20. BLS Fall 1-Life of a Case–Client Centered Representation–the First Interview–Arraignment-9.26
21. BLS Fall 2-Negotiation & Suppression Hearings-10.3

22. Criminal Law Update-10.7
23. BLS Fall 3-Defense Theory of the Case, Voir Dire basics, & Jury Selection-10.11
24. BLS Fall 4-Voir Dire & Jury Selection-Part 2-10.17
25. BLS Fall 5-Opening Statements & What Every Attorney Should Know About the Beginning Stages of Trial-10.24
26. Bail in New York-10.31
27. BLS Fall 6-Direct Examination & Common Evidentiary Objections 11.7
28. BLS Fall 7-Introduction to Cross-Examination, Impeachment with a Prior Inconsistency, and Molineux and Sandoval-11.14
29. Immigration Issues in Criminal and Family Court Proceedings-11.17
30. BLS Fall 8- Effective Closing Arguments, Prosecutorial Misconduct & Seeking, Using and Opposing Jury Instructions-11.21
31. Everything You Need to Know About Bail and Bonds-11.18
32. Legal Requirements for Accusatory Instruments in New York-12.9
33. Youth Part for Dummies-12.9

Attorneys in the Office are often asked to present at various CLE programs throughout New York State. In 2022, Office attorneys presented at CLEs sponsored by the New York State Defenders Association, the Monroe County Bar Association, Syracuse university College of Law, and the New York State Association of Criminal Defense Lawyers. It is a tribute to the knowledge and skills of staff that they are so highly sought after as speakers.

Because of the work of the attorneys in this Office who donated their time and effort speaking at CLEs, the legal community received valuable instruction in criminal and family law.³

PART 4: OFFICE STAFFING AND CASELOADS

Criminal Trial Courts

The criminal trial courts consist of local courts [town courts and Rochester City Court] and

³ As a result of the numerous high-quality CLE programs presented by the Office over the last several years, the Office was awarded the Monroe County Bar Association's Raymond J. Pauley Award in 2016. The Pauley Award recognizes an attorney or organization that has made "exceptional contributions to the furtherance of legal education."

Superior Courts [County or Supreme Court. The office represents clients in all of these courts.

Local Court Section

In 2022, the supervisory distinction between town and city courts was eliminated and the two groups of courts are now considered the responsibility of our Local Courts Section. This change was made for several reasons including the need to reduce staff stratification and improve supervisor to supervisee ratios.

The Local Court Section is comprised of four Groups [A - D], each supervised by a Special Assistant Public Defender. Groups A, B, and D are comprised of attorneys handling cases in the town courts while Group C is comprised of our attorneys handling cases in Rochester City Court. Currently these three supervisors are: Special Assistants Mike Doran [A], Jean Caputo [B], Karine Haselbauer [C], and Acting Special Assistant Robert Bahr [D].

In 2022, the shift of some cases in Rochester City Court from this office to the Office of the Conflict Defender continued. As the Office of the Conflict Defender is also a longstanding county legal services department comprised of experienced criminal defense practitioners, there has predictably been no decrease in the quality of services on these cases. This shift was prudent for many reasons, not the least of which was the need to meet maximum caseload requirements mandated by the *Hurrell-Harring* lawsuit settlement. The alternative to this shift would have been the creation of an additional twenty attorney positions within the office, abruptly swelling the staff well beyond historical levels. One way or another, to maintain our grant funding and therefore not require substantial additional financial contributions from the County, the office had to reduce the number of cases per attorney by reducing the number of incoming cases as a whole.

The reduction in caseloads has benefitted staff and by extension our clients. Attorneys will have fewer clients and can devote more time and effort to each case. It appears thus far that these changes have facilitated retention of attorneys who have historically been frustrated by the inability to spend more time on each case.

This shift of some Rochester City Court cases to the Conflict Defender's Office will ultimately result in the Monroe County Public Defender's Office assuming representation for defendants facing charges in City Court who have a conflict in representation with attorneys from the Conflict Defender's Office. For example, if two people charged with the same offense are arraigned, one will be assigned to the Conflict Defender's Office and one will be assigned to the Office.

To ensure that all indigent defendants in Rochester City Court receive excellent services, the Office of the Public Defender continues to offer regular, no-cost trainings to the staff of the Conflict Defender's Office as well as members of the Assigned Counsel Panel.

As of January 2023, the Office has 20 attorneys regularly representing clients in local courts. Additionally, each staff attorney in the Town Court Bureau is required to staff one 12 hour arraignment shift (8:00 a.m. to 8:00 p.m.) each week under the Counsel at First Appearance (CAFA)⁴ Program.

Superior Court Section

In 2022, the supervisory distinction between Non Violent and Violent felony attorneys was eliminated and the two groups of courts are now considered the responsibility of our

⁴ The CAFA program ensures that defendants arraigned at any time throughout the county are represented by counsel at arraignment.

Superior Court Section. The Superior Court section consists of four Superior Court Groups [A – D] comprised of attorneys handling either NVFOs, a mix of NVFOs and VFO [Hybrid], or VFOs. Each group is supervised by a Special Assistant Public Defender: Joshua Stubbe [A], John Bradley [B], Emily Rosmus [C], Elizabeth Riley [D].

In 2022, the Superior Court Section was staffed with the full time equivalent of 30 attorneys, including the 1st Assistant Public Defender, the 2nd Assistant Public Defender, and three Special Assistant Public Defenders. Supervising Special Assistant Public Defender have reduced caseloads due to supervisory responsibilities.

The attorneys in the Section handled felony cases, the most serious charges against the indigent accused. The attorneys appeared in all criminal courts, including: Supreme Court, County Court, City Court and Town/Village Courts.

The attorneys in this Section handled all aspects of the criminal process, including local court preliminary hearings, local court pleas and sentencing; superior court pleas and sentencing, hearings, motions, and trials. In addition, these attorneys handle probation violation proceedings, parole cases (preliminary hearings, final hearings, and administrative appeals), habeas corpus proceedings, and mental health proceedings under the Criminal Procedure Law.

The Office provides vertical representation in nearly all felony cases with rare exceptions where a determination is made that a client in an increasingly perilous legal situation would be better served with a more experienced attorney. The best interests of the client will always guide decision making. This Office remains committed to providing vertical representation because it provides the indigent accused the most effective representation possible.

In 2022, the Office was assigned to approximately 3,345 felony cases. Due to the increase

in felony staffing accomplished as the Office restructured its City Court staffing in recent years, felony caseloads for attorneys in the Public Defender's Office approximate the ILS caseload maximums.

Parole Representation Unit

In 2022, the Parole Representation Unit represented 397 clients charged with violating the terms of their parole. These clients often have unique challenges, such as drug addiction issues, and face the possibility of having their parole revoked and returning to prison. Due to the increase in the number of parole violations in Monroe County since 2014,⁵ the Office currently devotes two fulltime attorneys to this unit. In 2022, those attorneys were Special Assistant Jon Griffin and Public Defender Krystian Opalinski. In 2023, the unit will consist of two full time attorneys and continue to be supervised by Special Assistant Public Defender Jon Griffin.

Our attorneys had to master the changes in parole law under the "Less is More" statute. The Office has been instrumental in educating the local criminal defense community on the new law so alleged parole violators receive the intended benefits of the statute.

Family Court Section

The Family Court bureau of the Public Defender's Office represents litigants-mostly adults but some teens as well-who have cases pending in Monroe County Family Court. The attorneys handle every type of family law case in which indigent litigants are statutorily entitled to assigned counsel, including custody/visitation cases, family offense cases (both petitioners and

⁵ In 2014 the Office represented 806 persons charged with violating their parole. In 2019 that had increased to over 1,100. In 2020 the Office represented clients in 638 parole cases, and in 2021 the Office represented clients in 473 cases. It is suspected that a combination of the pandemic and the gradual implementation of "Less is More" have led to the reduced number of cases in the last two years.

respondents), child abuse and neglect cases, termination of parental rights cases, paternity and child support willful violation cases, and other miscellaneous cases. Outside of New York City, the Family Court bureau of the Monroe County PD's office has the busiest family law practice of any upstate institutional provider.

The Family Court bureau experienced exciting changes in 2022. In 2021 the Office was awarded a competitive grant through the NY State Office of Indigent Legal Services to establish an upstate model parental representation unit focused on holistic legal representation of parents accused of neglecting or abusing their children. The interdisciplinary model envisions attorneys, social workers and a parent advocate providing legal and social work services to parents, both during CPS investigations and after cases are filed against parents in Court. The goals are to help parents fix the problems that could, if left unaddressed, result in the removal of their children from their care, and to speed up reunification if children are removed through CPS and/or court intervention. The benefits that we hope to realize through the interdisciplinary practice are substantial: higher quality representation of parents in child neglect and abuse cases, maintaining family integrity for families living in poverty who often have frequent and sometimes devastating contact with the CPS system, and reduction of the costs associated with out-of-home placements of children who are the subjects of CPS investigations and court action.

Upon approval of the grant by the Monroe County Legislature in December 2021, the Family Defense unit of the Family Court bureau was established in January 2022. At year end, the program had 3 of 4 attorney positions filled and 4 social worker positions filled. Particularly with the addition of social workers in the latter part of the year, we are already seeing the benefits of the interdisciplinary model in terms of client advocacy both in and out of Court.

At the outset of 2022, the Family Court bureau had 10 attorney positions and 1 supervising attorney position, not all of which were filled. Like many organizations, we experienced some of the so-called “great resignation” and consequent hiring difficulties. However, at year end the Family Court bureau was almost fully staffed with 10 attorneys in the Family Law unit, 3 attorneys in the Family Defense unit, and 2 supervising attorneys, one of which supervises the Family Defense unit. The bureau as a whole opened approximately 2200 new cases in 2022. With the carryover of cases opened in 2021 that were still pending in 2022, the Family Court bureau represented clients in approximately 3800 cases in Monroe County Family Court.

2023 promises to be another challenging yet exciting year. Caseloads in family offense and custody/visitation matters are expected to rise with implementation of a new court rule expanding financial eligibility for assigned counsel. The Family Defense unit’s representation of clients in CPS investigation matters will be expanding, especially with the new communication protocols being developed between the Public Defender’s Office and Child Protective Services to identify families that would benefit from our representation. Outreach efforts to other community and legal service providers will be established so that the Rochester community is aware of the legal and social work services our office is now able to provide, and so that providers will be able to refer parents involved in CPS investigations to us. There is a plan to establish client referral protocols with local providers having legal or human service expertise (particularly in housing, financial and employment matters) that we are not able to provide. As always, the overarching goal is to provide the best holistic legal representation possible to our clients to help them create healthy, loving and stable homes for their children.

In 2022, the Family Court Section represented 5,175 clients.

Appeals Section

Individuals aggrieved by the final determination of a criminal or family court have the constitutional right to at least one appeal and to the assignment of counsel to represent them on appeal if they cannot afford to hire a counsel for appeal. The Monroe County Public Defender's Office is assigned by the appellate court to handle such appeals of Monroe County judgments. The Public Defender Office's appellate clients include not only individuals it was assigned to represent at the trial level, but also individuals who retained counsel at the trial level but who no longer have the financial means to retain counsel for appeal.

The preparation and argument of appeals are specialties within the fields of criminal and family law. Proper appellate practice requires not only a strong background in the law, but also strong writing skills and the ability to present persuasive oral argument of legal principles before a panel of judges. In preparing an appeal, appellate attorneys must first carefully review the proceedings (by reviewing a transcript of all proceedings, court filed documents, and exhibits) and then must research the law pertaining to any potential argument arising from the proceedings.

The Monroe County Public Defender's appeals bureau handles appeals to the County Court (of misdemeanor convictions); to the Appellate Division, Fourth Department (primarily of felony convictions and of adverse Family Court orders); and to the State's highest Court, the New York Court of Appeals. The appeals bureau also handles other post-conviction matters, such as motions to vacate convictions, motions to vacate sentences, and appeals from the revocation of parole supervision.

As the appeals bureau is a unit within the Public Defender's Office, it serves the

important role of assisting the Office's trial attorneys in their research and analysis of legal issues. This work ensures that the trial attorneys provide the best possible representation for their clients by, for example, making proper motion arguments and requests for jury instructions.

In 2022, the Public Defender's appellate bureau was supervised by Drew Dubrin, and consisted of ten assistant Public Defenders, a paralegal, and an administrative assistant. The Public Defender's Office also contracted with a number of highly experienced private appellate attorneys to handle a portion of its appellate caseload. In addition, the appeals bureau works with attorneys from large law, national law firms who handle public defender appeals pro bono under the appeals bureau's supervision.

The appeals bureau strives to ensure that its clients' appeals are timely heard, for justice delayed is often justice denied. In 2022, the appeals bureau made significant progress in reducing the delay their clients experience. While the appeals bureau was assigned to handle 92 criminal appeals in 2022, it completed work on 155 criminal appeals. In January of 2021, there were 344 appeals that the Public Defender's Office had been assigned to for over one year but had not yet filed. By February of 2022, that number was reduced to 261. And by the end of 2022, that number shrunk to 165.

In 2022, the Public Defender's won relief in approximately 20 appeals, by obtaining dismissal of charges, a new trial, a new hearing, or a reduced sentence.

Investigation Section

Supervised by Chief Investigator Latanya Morse, the Monroe County Public Defender's Office performs case investigations and other associated tasks on behalf of our clients. The Office

regularly conducts our own investigations, not relying solely upon the results of the police investigations as revealed during the discovery process. It is not unusual for our investigators to locate evidence and witnesses that the police did not or could not locate. The investigation results are then provided to the attorney who uses them to the fullest advantage of each client.

The statistics for 2022 are as follows:

INVESTIGATIVE SECTION STATISTICS 2022	CRIMINAL TRIAL SECTION	FAMILY COURT/APPEALS SECTIONS	TOTAL
INVESTIGATION/INTERVIEWS	2058	325	2383
SUBPOENAS	132	144	276
LOCATE/NOTIFY	108	31	139
MISC (Translations, photos, DMV etc.)	321	36	357

In 2022, approximately 3155 criminal and family court investigation requests were handled by our investigative staff. Through their work, our investigative staff makes a strong and clear contribution the Office's ability to successfully resolve cases for our clients either by disposition or trial.

PART 5: THE FUTURE OF THE OFFICE

As we look ahead to 2023, the Office plans to continue to increase and diversify our staff, enhance our attorney training, improve our client services through traditional and innovative means, and enhance our community relationships. The initiatives outlined above will continue, and we will continue looking at how technology may improve Office operations and efficiency. We expect to continue to deliver the excellent results the community has come to expect.

CONCLUSION

The Office of the Public Defender is a very high-functioning and low-maintenance department that was unfortunately thrust into turmoil as a result of the Public Defender selection process during 2022. The Office is deeply appreciative to the Monroe County Legislature, the County Administration, and the community for their support and encouragement during that period. That support, coupled with the dedication of our staff, enabled the Office to continue to deliver traditionally excellent services despite unusually challenging circumstances. We look forward to continuing to serve the citizens of Monroe County in 2023.

Respectfully submitted for
The Public Defender's Office

Julie Cianca
Monroe County Public Defender

CASE INTAKE SUMMARY - 2022

NEW CLIENTS	14,077
FELONY	1883
FELONY [DRUG]	159
FELONY [VFO]	1263
HOMICIDE	40
MISDEMEANOR	4461
VIOLATION [CITY AND TOWN]	854
PROBATION VIOLATION [SUPERIOR]	265
PROBATION VIOLATION [CITY AND TOWN]	184
APPEALS	92
FAMILY COURT	4353
PAROLE	410
FUGITIVE	50
SORA	45
ADVICE	31

TRIAL COURT CASE DISPOSITIONS - 2022

TOTAL cases concluded [dismissal, negotiated settlement, + trial] by MCPD in 2022: 6,033

Cases resolved without a trial: 3,882

- ACD 1,176
- Withdrawn and dismissed 1,023
- Dismissed on motion 266
- Dismissal other 1,417

Cases where a plea was entered to the highest offense charged: 412

- Violation: 17
- Misdemeanor: 275
- Felony: 120

Cases where a plea was entered to less than the highest offense charged: 1,682

- Pleas on felony cases: 509
 - To lesser felony: 86
 - To misdemeanor: 423
- Pleas on misdemeanor cases: 1,173
 - To lesser misdemeanor: 28
 - To violation: 1,145

Cases concluded with a trial: 57

- Felony: 30
- Misdemeanor: 23
- Violation: 4

Trial result:

- Guilty as charged: 13
- Guilty of lesser offense: 2
- Not Guilty: 20
- Trial order of dismissal: 21
- Mistrial: 2

% of cases concluded with a dismissal [ACD, Withdrawn, Dismissed on motion, Dismissal other, TOD, Mistrial]	64.7
% cases with highest charge conviction (Plea to highest charge + GAC after trial)	7
% cases with conviction for any offense [Plea or trial conviction for any crime]	15.9

We are extremely proud of these results; especially given that they were achieved despite what the RASE Commission recently determined to be a "lack of adequate funding for the Public Defender's Office".⁶

⁶ <https://rocrase.com/files/report-rase.pdf%20>

PUBLIC DEFENDER STAFF

ADMINISTRATION

Public Defender – Julie Cianca
Confidential Assistant to the Public Defender – Tracey Tronolone
Project Manager – Michael Molinari
Executive Secretary – Kennedy Flanagan
Senior Data Officer – Katheryne Cook
Confidential Secretary – Lillian Gucciardo
Secretary to Special Counsel – Jennifer Fish
Receptionist – Maribel Trott

CRIMINAL COURTS

First Assistant – Erik Teifke
Acting Second Assistant – Joshua Stubbe
Special Assistant – John Bradley
Special Assistant – Michael Doran
Special Assistant – Elizabeth Riley
Special Assistant – Jon Griffin
Special Assistant – Karine Haselbauer
Special Assistant – Emily Rosmus
Special Assistant – Jean Caputo
Acting Special Assistant – Robert Bahr

Assistant Public Defender – Katherine Higgins
Assistant Public Defender – Campbell Roth
Assistant Public Defender – Marybeth McCarthy
Assistant Public Defender – Victoria Bahl
Assistant Public Defender – Kevin Brach
Assistant Public Defender – Mark Phillips
Assistant Public Defender – Tracy Sullivan
Assistant Public Defender – Krystian Opalinski
Assistant Public Defender – Courtney Baker
Assistant Public Defender – James Adam
Assistant Public Defender – Christopher McClary
Assistant Public Defender – Adam Zielinski
Assistant Public Defender – William Weir
Assistant Public Defender – Marc Infantino
Assistant Public Defender – Jeremie Mathias
Assistant Public Defender – Brittney Clark
Assistant Public Defender – Megan Gokey
Assistant Public Defender – Michael McNelis
Assistant Public Defender – Alex Phengsiaroun
Assistant Public Defender – Jordan Beal
Assistant Public Defender – Mariefaye Bechrakis

Assistant Public Defender – Justin Reichman
 Assistant Public Defender – Nicholas Piron
 Assistant Public Defender – Latoya Funderburk
 Assistant Public Defender – Haley Werner
 Assistant Public Defender – Manab Goswami
 Assistant Public Defender – Andrew Kij
 Assistant Public Defender – Luke Harned
 Assistant Public Defender – TJ Marletta
 Assistant Public Defender – Rachel Wade
 Assistant Public Defender – Connor Wilson
 Assistant Public Defender – Lindsay Hartley
 Assistant Public Defender – Gabriela Wolfe
 Assistant Public Defender – Griffin Dault
 Assistant Public Defender – Aili Obandja
 Assistant Public Defender – Korica Simon
 Assistant Public Defender – Aaron Friedman
 Assistant Public Defender – Gregory Lebens-Higgins
 Assistant Public Defender – Connor Judd
 Assistant Public Defender – Stephanie Davis
 Legal Secretary – Pamela Loughridge
 Legal Secretary – Ann LaRocca
 Legal Secretary – Lisa Doty

APPEALS

Special Assistant Public Defender – Drew Dubrin
 Senior Assistant Public Defender – Janet Somes
 Senior Assistant Public Defender – David Juergens
 Senior Assistant Public Defender – Timothy Davis
 Assistant Public Defender – Jane Yoon
 Assistant Public Defender – Guy Talia
 Assistant Public Defender – James Hobbs
 Assistant Public Defender – Shirley Gorman
 Assistant Public Defender – Jonathan Garvin
 Assistant Public Defender – Tonya Plank
 Assistant Public Defender – Clea Weiss
 Special Urban Investigative Assistant – Coleen Enright
 Administrative Assistant – Shamika McKnight

FAMILY COURT

Special Assistant Public Defender – Adele Fine
 Special Assistant Public Defender (Family Defense Unit) – Robert Turner
 Asst. Pub. Def. – Seana L. Sartori
 Asst. Pub. Def. – Brian J. Wirley
 Asst. Pub. Def. – Christine F. Redfield

Asst. Pub. Def. – Darcie L. Bahr
 Asst. Pub. Def. – Erin K. Barry
 Asst. Pub. Def. – Lisa M. Bruce
 Asst. Pub. Def. – Erin K. Erturk
 Asst. Pub. Def. – Colton J. Kells
 Asst. Pub. Def. – Louis E. King, Jr.
 Asst. Pub. Def. – William H. King, Jr.
 Asst. Pub. Def. – Darius K. Lind
 Asst. Pub. Def. - Kerandeep A. Mattu
 Asst. Pub. Def. – Laina Arras
 Legal Secretary - Samantha Rodriguez
 Spec. Urban Inv. – Ariella Hutton
 Invest. Asst. – Katie Rimes
 Invest. Asst. – Matthew Scrivens
 Invest. Asst. (Family Defense unit) – vacant
 Parent advocate (Family Defense unit) - vacant
 Senior caseworker – Toneisha Anderson
 Senior caseworker – Lisa Freeman
 Senior caseworker – Bernadette Piccininni
 Senior caseworker – Savannah Spencer

INVESTIGATIONS

Chief Investigator	Latanya Morse
Senior Spec Urban Inv.	Maria Camacho
Spec Urban Inv. Bilingual	Greg Pagan
Spec Urban Inv.	Laurie Zimmer
Spec Urban Inv.	Lisa Dowda
Spec Urban Inv.	Jonan Barut
Spec Urban Inv.	Thomas Kosinski
Spec Urban Inv.	Lauren Del Vecchio
Spec Urban Inv.	Nyesha McKinney

SOCIAL WORK

Chief Mitigation Specialist – Christina Sciortino
 Mitigation Specialist – Andre Fontenette
 Mitigation Specialist – Wayman Harris
 Mitigation Specialist – Shunmia Waters

Senior Caseworker – Kayla McCrickard
 Caseworker – Zachary Jenkins
 Caseworker – Jalen McGill
 Caseworker – Nadia Abdallah
 Caseworker - Erin Freeman

DIGITAL MEDIA TECH

Digital Media Tech – Christina Tsiamouras

TRIAL ASSISTANTS

Trial Assistant - Pamela Flemming

Trial Assistant - Ruth Seabolt

OFFICE CLERKS

Office Clerk – Zelda Reed

Office Clerk – Eduardo Abud-Sturbaum

Office Clerk – Amy Cason

PARALEGALS

Special Urban Investigator – Dan Behrndt

Investigative Assistant – Jamaris Vargas

Investigative Assistant – Tamra Hagan

Investigative Assistant – Bria Smith

Investigative Assistant – Coren McLaughlin

Investigative Assistant – Natasha Iannitti

Investigative Assistant – Sharon Warner



ATTACHMENTS:

	Description	File Name	Type
▢	R24-0006	R24-0006.pdf	Referral Letter
▢	Resolution	ITEM_8.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

OFFICIAL FILE COPY
No. <u>240006</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
ENV. & PUB. WORKS-L

January 5, 2024

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

Subject: Classification of Action and Determination of Significance Pursuant to the State Environmental Quality Review Act for the Sale of County Owned Tax Foreclosure Property Located at St. Patrick Drive in the Town of Henrietta

Honorable Legislators:

I recommend that Your Honorable Body determine whether the sale of County owned tax foreclosure property in the Town of Henrietta may have a significant adverse impact on the environment pursuant to the State Environmental Quality Review Act ("SEQRA"). This action is described as follows:

The proposed sale is as follows:

<u>Parcel</u>	<u>Offeror</u>	<u>Offered Amount</u>
St. Patrick Drive TA # 161.19-2-3 Town of Henrietta	Oluwasegun Modupe 131 Planters Row West Henrietta, NY 14586	\$12,000

The sale of County owned tax foreclosure property located at St. Patrick Drive, Rochester, NY 14623 in the Town of Henrietta has been preliminarily classified as an Unlisted action. The SEQRA regulations found at 6 NYCRR Part 617 requires that no agency shall carry out or approve an Action until it has complied with the requirements of SEQRA.

The specific legislative actions required are:

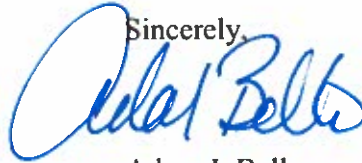
1. Determine that the sale of County owned tax foreclosure property located at St. Patrick Drive in the Town of Henrietta is an Unlisted Action.
2. Make a determination of significance regarding the sale of County owned tax foreclosure property located at St. Patrick Drive in the Town of Henrietta pursuant to 6 NYCRR § 617.7.

110 County Office Building • 39 West Main Street • Rochester, New York 14614

3. Authorize the County Executive, or his designee, to take such actions to comply with the requirements of the State Environmental Quality Review Act, including without limitation, the execution of documents and the filing, distribution and publication of the documents required under the State Environmental Quality Review Act, and any other actions to implement the intent of this resolution

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

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

Sincerely,


Adam J. Bello
Monroe County Executive

By Legislators Hughes-Smith and Bonnick

Intro. No. _____

RESOLUTION NO. _____ OF 2024

CLASSIFICATION OF ACTION AND DETERMINATION OF SIGNIFICANCE PURSUANT TO STATE ENVIRONMENTAL QUALITY REVIEW ACT FOR SALE OF COUNTY OWNED TAX FORECLOSURE PROPERTY LOCATED AT ST. PATRICK DRIVE IN TOWN OF HENRIETTA

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

Section 1. The Monroe County Legislature determines that the sale of County owned tax foreclosure property located at St. Patrick Drive in the Town of Henrietta is an Unlisted action.

Section 2. The Monroe County Legislature has reviewed and considered the Short Environmental Assessment Form dated November 29, 2023, and has considered the potential environmental impacts of the sale of County owned tax forecloure property located at St. Patrick Drive in the Town of Henrietta pursuant to the requirements of State Environmental Quality Review Act, and has found that the proposed action will not result in any significant adverse environmental impacts. The Monroe County Legislature hereby issues and adopts the Negative Declaration attached hereto and made a part hereof, and determines that an environmental impact statement is not required.

Section 3. The County Executive, or his designee, is hereby authorized to take such actions to comply with the requirements of the State Environmental Quality Review Act, including without limitation, the execution of documents and the filing, distribution, and publication of the documents required under the State Environmental Quality Review Act, and any other actions to implement the intent of this resolution.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; January 22, 2024 - CV: 7-0
File No. 24-0006

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0007.pdf	Referral Letter
▢	Resolution	ITEM_9.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 5, 2024

OFFICIAL FILE COPY
No. 240007
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Legislature of
Monroe County
Committee Assignment
WAYS & MEANS -L

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

Subject: Authorize the Sale of County Owned Tax Foreclosure Property Located at St. Patrick Drive in the Town of Henrietta

Honorable Legislators:

I recommend that Your Honorable Body authorize a contract to sell county owned tax foreclosure property located at St. Patrick Drive in the Town of Henrietta as follows:

Table with 3 columns: Parcel, Offeror, Offered Amount. Row 1: St. Patrick Drive, Oluwasegun Modupe, \$12,000

This vacant land was acquired January 30, 2019 through tax foreclosure, is surplus property and is not needed by Monroe County. The price indicated above was determined to be market value by Monroe County Real Estate.

The specific legislative action required is to authorize the County Executive, or his designee, to enter into a contract with the above referenced offeror, to sell the real property identified by the following tax account number 161.19-2-3 and to execute all documents necessary for the conveyance, for the purchase price set forth above.

The provisions of the New York State Environmental Quality Review Act shall be complied with prior to Your Honorable Body undertaking, funding, or approving the action requested in this referral.

This contract 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 the individual property owner listed above 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,
Adam J. Bello
Monroe County Executive

By Legislators Maffucci and Yudelson

Intro. No. ____

RESOLUTION NO. __ OF 2024

AUTHORIZING SALE OF COUNTY OWNED TAX FORECLOSURE PROPERTY LOCATED AT ST. PATRICK DRIVE IN TOWN OF HENRIETTA

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

Section 1. The County Executive, or his designee, is hereby authorized to enter into a contract with the below referenced offeror, to sell the real property identified by the following tax account number 161.19-2-3 and to execute all documents necessary for the conveyance, for the purchase price set forth below.

<u>Parcel</u>	<u>Offeror</u>	<u>Offered Amount</u>
St. Patrick Drive TA # 161.19-2-3 Town of Henrietta	Oluwasegun Modupe 131 Planters Row West Henrietta, NY 14586	\$12,000

Section 2. This contract is revenue generating and no net County support is required in the current Monroe County Budget.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0007

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	R24-0008	R24-0008.pdf	Referral Letter
▢	Resolution	ITEM_10.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 5, 2024

OFFICIAL FILE COPY
No. <u>240008</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
ENV. & PUB. WORKS-L
WAYS & MEANS

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

Subject: Authorize Contracts with MRB Group Engineering, Architecture & Surveying, D.P.C. and Ramboll Americas Engineering Solutions, Inc. for Pump Station General Architectural and Engineering Term Services

Honorable Legislators:

I recommend that Your Honorable Body authorize contracts with MRB Group Engineering, Architecture & Surveying, D.P.C. and Ramboll Americas Engineering Solutions, Inc. for a total annual aggregate amount not to exceed \$500,000 for pump station general architectural and engineering term services for the Gates-Chili-Ogden Sewer District, Northwest Quadrant Pure Waters District, Irondequoit Bay South Central Pure Waters District, and the Rochester Pure Waters District (the "Districts") for the period of January 1, 2024 through December 31, 2024, with the option to renew for two (2) additional one-year extensions, with escalations for the extensions to be limited to an amount equal to the increase in the previous year's Consumer Price Index (U.S. City Average CPI-U from the Bureau of Labor Statistics).

The Districts own, operate and maintain 63 sewage pumping stations. These contracts will provide pump station engineering term services including facility evaluations, preparation of engineering reports and technical memorandums, construction cost estimating, preparation of design drawings and technical specifications, and administration and inspection for pump station improvements and associated gravity sewers serving these Districts.

A Request for Proposals was issued with MRB Group Engineering, Architecture & Surveying, D.P.C. and Ramboll Americas Engineering Solutions, Inc. rated the most qualified to provide these services.

The specific legislative action required is to authorize the County Executive, or his designee, to execute contracts, and any amendments thereto, with MRB Group Engineering, Architecture & Surveying, D.P.C., 145 Culver Road, Suite 160, Rochester, New York 14620 and Ramboll Americas Engineering Solutions, Inc., 400 Andrews Street, Suite 710, Rochester, New York 14604 for pump station general architectural and engineering term services for a total annual aggregate amount not to exceed \$500,000 for the period of January 1, 2024 through December 31, 2024, with the option to renew for two (2) additional one-year extensions, with escalations for the extensions to be limited to an amount equal to the increase in the previous year's Consumer Price Index (U.S. City Average CPI-U from the Bureau of Labor Statistics).

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c) (24) (“information collection including basic data collection and research, water quality and pollution studies, traffic counts, engineering studies, surveys, subsurface investigations and soils studies that do not commit the agency to undertake, fund or approve any Type I or Unlisted action”); (26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”); and (27) (“conducting concurrent environmental, engineering, economic, feasibility and other studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not commit the agency to commence, engage in or approve such action”) and is not subject to further review under the State Quality Review Act.

Funding for these contracts, consistent with authorized uses, is included in various capital funds and in the 2024 operating budget of the Department of Environmental Services, pure waters fund 9007, funds center 8575010000, Rochester Pure Waters District Special Expenses; pure waters fund 9007, funds center 8574010000, Irondequoit Bay South Central Pure Waters District Special Expenses; pure waters fund 9007, funds center 8573010000, Northwest Quadrant Pure Waters District Special Expenses; and pure waters fund 9007, funds center 8571010000, Gates-Chili-Ogden Sewer District Special Expenses 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 MRB Group Engineering, Architecture & Surveying, D.P.C., nor Ramboll Americas Engineering Solutions, Inc., nor any of their principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firms are:

MRB Group Engineering, Architecture & Surveying, D.P.C.

Ryan T. Colvin, President

James J. Oberst, Executive Vice President / Chief Operating Officer

David M. Doyle, Vice President

Ramboll Americas Engineering Solutions, Inc.

Thomas Nowlan, Executive Director & Chief Executive Officer

Eric Gernant, Secretary

Edward Zawadzki, Treasurer

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

Sincerely,



Adam J. Bello

Monroe County Executive

By Legislators Hughes-Smith and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

AUTHORIZING CONTRACTS WITH MRB GROUP ENGINEERING, ARCHITECTURE & SURVEYING, D.P.C. AND RAMBOLL AMERICAS ENGINEERING SOLUTIONS, INC. FOR PUMP STATION GENERAL ARCHITECTURAL AND ENGINEERING TERM SERVICES

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

Section 1. The County Executive, or his designee, is hereby authorized to execute contracts, and any amendments thereto, with MRB Group Engineering, Architecture & Surveying, D.P.C. and Ramboll Americas Engineering Solutions, Inc. for pump station general architectural and engineering term services for a total annual aggregate amount not to exceed \$500,000 for the period of January 1, 2024 through December 31, 2024, with the option to renew for two (2) additional one-year extensions, with escalations for the extensions to be limited to an amount equal to the increase in the previous year's Consumer Price Index (U.S. City Average CPI-U from the Bureau of Labor Statistics).

Section 2. Funding for these contracts, consistent with authorized uses, is included in various capital funds and in the 2024 operating budget of the Department of Environmental Services, pure waters fund 9007, funds center 8575010000, Rochester Pure Waters District Special Expenses; pure waters fund 9007, funds center 8574010000, Irondequoit Bay South Central Pure Waters District Special Expenses; pure waters fund 9007, funds center 8573010000, Northwest Quadrant Pure Waters District Special Expenses; and pure waters fund 9007, funds center 8571010000, Gates-Chili-Ogden Sewer District Special Expenses, and will be requested in future years' budgets.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment & Public Works Committee; January 22, 2024 - CV: 7-0
Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0008

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	R24-0010	R24-0010.pdf	Referral Letter
▢	Resolution	ITEM_11.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 5, 2024

OFFICIAL FILE COPY
No. <u>240010</u>
Not to be removed from the Office of the Legislature of Monroe County
Committee Assignment
INTRGOV REL. -L
ENV. & PUB. WORKS
WAYS & MEANS

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

Subject: Authorize an Intermunicipal Agreement with Monroe 2-Orleans Board of Cooperative Educational Services to Provide an Annual Technical Skills Training Program

Honorable Legislators:

I recommend that Your Honorable Body authorize an intermunicipal agreement with Monroe 2-Orleans Board of Cooperative Educational Services in an annual amount not to exceed \$75,000 to provide an annual technical skills training program to the Monroe County Department of Environmental Services ("DES") for the period of January 1, 2024 through December 31, 2024, with the option to renew for four (4) additional one-year extensions in an annual amount not to exceed \$75,000.

DES is responsible for operating and maintaining Pure Waters' wastewater conveyance and treatment infrastructure and fifteen County facilities comprising nearly three (3) million square feet of space. Wastewater infrastructure includes two wastewater treatment plants, 1,350 miles of collector sewers, regional interceptors, 30 miles of deep-rock tunnels and 63 pump stations. Major County facilities include the County Office Building, CityPlace, the Hall of Justice, the Public Safety Building and 111 Westfall Road, among others. Training and development of DES employees responsible for these assets results in improved competency, reduction of down-time, improved safety, and more cost-effective operations.

The specific legislative action required is to authorize the County Executive, or his designee, to execute an intermunicipal agreement, and any amendments thereto, with Monroe 2-Orleans Board of Cooperative Educational Services, 160 Wallace Way, Bldg. 9, Rochester, New York 14624 in an annual amount not to exceed \$75,000 to provide an annual technical skills training program to the Monroe County Department of Environmental Services for the period of January 1, 2024 through December 31, 2024, with the option to renew for four (4) additional one-year extensions in an annual amount not to exceed \$75,000.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”) and is not subject to further review under the State Quality Review Act.

Funding for this agreement is included in the 2024 operating budget of the Department of Environmental Services, pure waters fund 9007, funds center 8572010000, Pure Waters Administration and internal services fund 9020, funds center 8670010000, Maintenance and Construction, and will be requested in future years’ budgets. No additional net County support is required in the current Monroe County budget.

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

Sincerely,


Adam J. Bello
Monroe County Executive

AJB:db

By Legislators Blankley, Hughes-Smith, and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH MONROE 2-ORLEANS BOARD OF COOPERATIVE EDUCATIONAL SERVICES TO PROVIDE ANNUAL TECHNICAL SKILLS TRAINING PROGRAMS

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

Section 1. The County Executive, or his designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with Monroe 2-Orleans Board of Cooperative Educational Services in an annual amount not to exceed \$75,000 to provide an annual technical skills training program to the Monroe County Department of Environmental Services for the period of January 1, 2024 through December 31, 2024, with the option to renew for four (4) additional one-year extensions in an annual amount not to exceed \$75,000.

Section 2. Funding for this agreement is included in the 2024 operating budget of the Department of Environmental Services, pure waters fund 9007, funds center 8572010000, Pure Waters Administration and internal services fund 9020, funds center 8670010000, Maintenance and Construction, and will be requested in future years' budgets.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Intergovernmental Relations Committee; January 22, 2024 - CV: 5-0
Environment and Public Works Committee; January 22, 2024 - CV: 7-0
Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0010

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	R24-0012	R24-0012.pdf	Referral Letter
▢	Resolution	ITEM_12.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 5, 2024

OFFICIAL FILE COPY
No. <u>240012</u>
Not to be removed from the Office of the Legislature of Monroe County
Committee Assignment
ENV. & PUB. WORKS-L

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

Subject: Authorize Monroe County to Submit Funding Applications to Federal, State, and/or Not-for-Profit Funding Assistance Programs

Honorable Legislators:

I recommend that Your Honorable Body authorize Monroe County to submit funding applications to federal, state, and/or not-for-profit corporations, including but not limited to the annual Consolidated Funding Application, the New York State Environmental Facilities Corporation, New York State Empire State Development, the United States Environmental Protection Agency, the United States Department of Housing and Urban Development, and other state and federal agencies and not-for-profit corporations for various projects in calendar year 2024.

Projects that qualify and are selected for funding will be referred to Your Honorable Body for approval.

The specific legislative action required is to authorize the County Executive, or his designee, to submit funding applications to federal, state, and/or not-for-profit corporations for various projects in calendar year 2024.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(27) ("conducting concurrent environmental, engineering, economic, feasibility and other studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not commit the agency to commence, engage in or approve such action") and is not subject to further review under the State Environmental Quality Review Act.

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

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

Sincerely,

Adam J. Bello
Monroe County Executive

AJB:db

By Legislators Hughes-Smith and Bonnick

Intro. No. _____

RESOLUTION NO. _____ OF 2024

AUTHORIZING MONROE COUNTY TO SUBMIT FUNDING APPLICATIONS TO FEDERAL, STATE, AND/OR NOT-FOR-PROFIT FUNDING ASSISTANCE PROGRAMS

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

Section 1. The County Executive, or his designee, is hereby authorized to submit funding applications to federal, state, and/or not-for-profit corporations for various projects in calendar year 2024.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; January 22, 2024 - CV: 7-0
File No. 24-0012

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	R24-0013	R24-0013.pdf	Cover Memo
▢	Resolution	ITEM_13.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

OFFICIAL FILE COPY
No. <u>240013</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
PLAN & EC DEV -L

January 5, 2024

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

Subject: Designate March 1st to March 30th to be the Annual 30-day Enrollment Period for Making Additions to Monroe County Agricultural Districts

Honorable Legislators:

I recommend that Your Honorable Body designate March 1st to March 30th to be the annual 30-day enrollment period for making additions to Monroe County's Agricultural Districts.

Section 303-b of the Agriculture and Markets Law requires Your Honorable Body establish an annual 30-day period during which landowners can submit proposals to include land that is predominantly viable agricultural land within a certified agricultural district. Monroe County would begin this addition process by publishing a general notice to make landowners aware of the 30-day submission period. At the end of the 30-day submission period all requests for inclusion will be referred to the Monroe County Agricultural and Farmland Protection Board ("AFPB") for its recommendations. The AFPB then has 30 days to make a recommendation to Your Honorable Body concerning any proposed additions to the state-certified agricultural districts. Upon receipt of the recommendation, Your Honorable Body must hold a public hearing before taking action to adopt or reject the addition of any parcels to any district. A second referral will be submitted to Your Honorable Body after the report of the AFPB to schedule the public hearing and recommend adoption or rejection of the addition of parcels to any district.

The specific legislative actions required are:

1. Designate March 1st to March 30th as the annual 30-day enrollment period for making additions to Monroe County Agricultural Districts.
2. Authorize the Clerk of the Legislature to publish and post notice of the 30-day submission period each year for requests to include land, which is predominantly viable agricultural land, within Monroe County Agricultural Districts.

3. Direct the Monroe County Agricultural and Farmland Protection Board to prepare and submit a report within 30-days of the termination of the submission period each year, with its recommendations as to whether inclusion of each piece of land proposed to be included in the certified agricultural districts: a) consists predominantly of viable agricultural land, and b) would serve the public interest by assisting in maintaining a viable agricultural industry within the certified agricultural districts.

This is a Type II Action pursuant to 6 NYCRR 617.5(c)(24) (“information collection including basic data collection and research, water quality and pollution studies, traffic counts, engineering studies, surveys, subsurface investigations and soils studies that do not commit the agency to undertake, fund or approve any Type I or Unlisted action”) and is not subject to further review under the State Environmental Quality Review Act.

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

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

Sincerely,



Adam J. Bello
Monroe County Executive

By Legislators Frazier and Cruz

Intro. No. _____

RESOLUTION NO. _____ OF 2024

DESIGNATING MARCH 1ST TO MARCH 30TH TO BE ANNUAL 30-DAY ENROLLMENT PERIOD FOR MAKING ADDITIONS TO MONROE COUNTY AGRICULTURAL DISTRICTS

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

Section 1. The Monroe County Legislature hereby designates March 1st to March 30th as the annual 30-day enrollment period for making additions to Monroe County Agricultural Districts.

Section 2. The Clerk of the Legislature is hereby authorized to publish and post notice of the 30-day submission period each year for requests to include land, which is predominantly viable agricultural land, within Monroe County Agricultural Districts.

Section 3. The Monroe County Agricultural and Farmland Protection Board is hereby directed to prepare and submit a report within 30 days of the termination of the submission period each year, with its recommendations as to whether inclusion of each piece of land proposed to be included in the certified agricultural districts: a) consists predominantly of viable agricultural land, and b) would serve the public interest by assisting in maintaining a viable agricultural industry within the certified agricultural districts.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning & Economic Development Committee; January 22, 2024 - CV: 5-0
File No. 24-0013

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

LEGAL NOTICE

**NOTICE OF A 30-DAY PERIOD FOR
PROPOSAL FOR INCLUSION OF PREDOMINANTLY VIABLE AGRICULTURAL LANDS
INTO CERTIFIED MONROE COUNTY AGRICULTURAL DISTRICTS**

PLEASE TAKE NOTICE, that pursuant to Article 25-AA of the New York State Agriculture and Markets Law, the Monroe County Legislature has adopted a process to make additions of predominantly viable agricultural land into the certified Monroe County Agricultural Districts.

PLEASE TAKE FURTHER NOTICE, that Monroe County is required to conduct a review of all proposals for inclusion of predominantly viable agricultural land into certified Monroe County Agricultural Districts.

PLEASE TAKE FURTHER NOTICE, that only whole tax parcels are eligible for inclusion in a certified Monroe County Agricultural District.

PLEASE TAKE FURTHER NOTICE, that there is hereby established a 30-day period to request parcels be added to a certified Monroe County Agricultural District, which period commences on March 1, 2024 and terminates on March 31, 2024.

PLEASE TAKE FURTHER NOTICE, that any proposed additions must be submitted in writing to the Clerk of the County Legislature within this 30-day period and shall include the following information: the certified Monroe County Agricultural District into which the land is proposed to be included; a description of the land; the tax map identification number and acreage; and the address.

PLEASE TAKE FURTHER NOTICE, that at the termination of the 30-day period any proposed additions will be submitted to the Monroe County Agricultural and Farmland Protection Board for review and recommendation to the Monroe County Legislature.

PLEASE TAKE FURTHER NOTICE, that subsequent to the receipt of the recommendations of the Monroe County Agricultural and Farmland Protection Board, the Monroe County Legislature will hold a public hearing on the proposals and recommendations of the Monroe County Agricultural and Farmland Protection Board and thereafter will take action to accept or reject the proposals to include predominantly viable agricultural land in the certified Monroe County Agricultural Districts.

DATED: _____, 2024



ATTACHMENTS:

	Description	File Name	Type
▢	R24-0014	R24-0014.pdf	Cover Memo
▢	Resolution	ITEM_14.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 5, 2024

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No. <u>240014</u>
Not to be removed from the Office of the Legislature of Monroe County
Committee Assignment
PLAN & EC DEV -L
WAYS & MEANS

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

Subject: Amend Resolution 449 of 2017 to Increase the Expenditure to Support the Efforts of the Regional Dredging Management Council

Honorable Legislators:

I recommend that Your Honorable Body amend Resolution 449 of 2017 to increase the expenditure to support the efforts of the Regional Dredging Management Council from \$5,000 to up to \$17,500.

The counties of Orleans, Cayuga, Monroe, Niagara, and Wayne (the "Counties") formed the Lake Ontario Regional Dredging Council in 2017 to review, finalize and implement a Small Harbor Dredging Management Plan. Orleans County applied to the New York State Office of Planning and Community Development for a Local Government Efficiency Grant ("Grant") through a New York State Consolidated Funding Application. They were awarded the Grant for \$62,500 and a 50/50 match of \$62,500 is required. Each of the Counties will contribute up to \$12,500 towards the 50/50 match.

The specific legislative action required is to amend Resolution 449 of 2017 to increase the expenditure to support the efforts of the Regional Dredging Management Council from \$5,000 to up to \$17,500.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(24) ("information collection including basic data collection and research, water quality and pollution studies, traffic counts, engineering studies, surveys, subsurface investigations and soils studies that do not commit the agency to undertake, fund or approve any Type I or Unlisted action") and (27) ("conducting concurrent environmental, engineering, economic, feasibility and other studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not commit the agency to commence, engage in or approve such action") and is not subject to further review under the State Environmental Quality Review Act.

Funding for this contribution is included in the 2024 operating budget of the Planning and Development Department, general fund 9001, funds center 1401010000, Planning 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,

Adam J. Bello
Monroe County Executive

110 County Office Building • 39 West Main Street • Rochester, New York 14614

Monroe County Legislature, February 13, 2024 • (585) 755-1000 • fax: (585) 755-1014 • www.monroecounty.gov • e-mail: countyexecutive@monroecounty.gov

By Legislators Frazier and Maffucci

Intro. No. _____

RESOLUTION NO. _____ OF 2024

AMENDING RESOLUTION 449 OF 2017 INCREASING EXPENDITURE TO SUPPORT EFFORTS OF REGIONAL DREDGING MANAGEMENT COUNCIL

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

Section 1. Section 1 of Resolution 449 of 2017 is hereby amended to read as follows:

The County Executive, or ~~her~~ his designee, is hereby authorized to execute a Memorandum of Understanding between Monroe County and the Counties of Niagara, Orleans, Cayuga, Wayne and Others for the Lake Ontario Regional Dredging Program and to authorize the expenditure of ~~\$5,000~~ up to \$17,500 to support the efforts of the Regional Dredging Management Council.

Section 2. Funding for this contribution is included in the 2024 operating budget of the Planning and Development Department, general fund 9001, funds center 1401010000, Planning Services.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning & Economic Development Committee; January 22, 2024 - CV: 5-0
Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0014

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	R24-0015	R24-0015.pdf	Referral Letter
▢	Resolution	ITEM_15.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 5, 2024

OFFICIAL FILE COPY
No. <u>240015</u>
Not to be removed from the Office of the Legislature of Monroe County
Committee Assignment
ENV. & PUB. WORKS-L
WAYS & MEANS

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

Subject: Amend Resolution 27 of 2019 to Extend the Time Period of the Grant from the United States Environmental Protection Agency for Coordination of the Rochester Embayment Area of Concern Program

Honorable Legislators:

I recommend that Your Honorable Body amend Resolution 27 of 2019 to extend the time period of the grant from the United States Environmental Protection Agency for Coordination of the Rochester Embayment Area of Concern Program through March 31, 2025.

The purpose of this grant is to support the coordination and implementation of the Rochester Embayment Remedial Action Plan. Monroe County, in partnership with the New York State Department of Environmental Conservation, developed the Stage I and Stage II Remedial Action Plans ("RAP") for the Rochester Embayment of Lake Ontario. Key components of this project include: tracking and documenting remedial activities and progress towards delisting from the United States Environmental Protection Agency ("EPA") list of Areas of Concern designated under the 1987 Great Lakes Water Quality Agreement by means of semi-annual reports; coordinating RAP public participation and the integration of the RAP process with associated groups and participating in the review of the monitoring activities underway for the completed management actions.

Significant supporting work related to the grant has been completed, including remedial actions to successfully remove all 14 Beneficial Use Impairments ("BUIs") as originally identified within the Rochester Embayment Area of Concern. However, Monroe County Department of Public Health has requested and been granted additional time from the EPA to complete all of the steps required to delist the Rochester Embayment as an Area of Concern.

The specific legislative action required is to amend Resolution 27 of 2019 to extend the time period of the grant from the United States Environmental Protection Agency for Coordination of the Rochester Embayment Area of Concern Program through March 31, 2025

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”) and is not subject to further review under the State Environmental Quality Review Act.

This grant is 100% funded by the United States Environmental Protection Agency. No net County support is required in the current Monroe County budget.

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

Sincerely,



Adam J. Bello
Monroe County Executive

AJB:db

By Legislators Hughes-Smith and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

AMENDING RESOLUTION 27 OF 2019 EXTENDING TIME PERIOD OF GRANT FROM UNITED STATES ENVIRONMENTAL PROTECTION AGENCY FOR COORDINATION OF ROCHESTER EMBAYMENT AREA OF CONCERN PROGRAM

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

Section 1. Section 1 of Resolution 27 of 2019 is hereby amended to read as follows:

The County Executive, or ~~her~~ his designee, is hereby authorized to accept a \$200,000 grant from, and to execute a contract and any amendments thereto with, the United States Environmental Protection Agency, for Coordination of the Rochester Embayment Area of Concern Program, for the period of October 1, 2018 through ~~September 30, 2022~~ March 31, 2025.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; January 22, 2024 - CV: 7-0
Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0015

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

Added language is underlined
Deleted language is ~~stricken~~



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0016.pdf	Referral Letter
▢	Resolution	ITEM_16.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

OFFICIAL FILE COPY	
No.	240018
Not to be removed from the Office of the Legislature of Monroe County	
Committee Assignment	
HUMAN SERVICES	-L
WAYS & MEANS	

January 5, 2024

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

Subject: Amend Resolution 89 of 2023 to Accept Additional Funding from the United States Children's Bureau, an Office of the Administration for Children and Families, through a Subcontract with the University of Connecticut for Improving Systems and Implementing Interventions to Support Lasting Reunification of Families

Honorable Legislators:

I recommend that Your Honorable Body amend Resolution 89 of 2023 to accept additional funding from the United States Children's Bureau, an Office of the Administration for Children and Families, through a subcontract with the University of Connecticut, in the amount of \$234,195 for Improving Systems and Implementing Interventions to Support Lasting Reunification of Families for the period of January 1, 2023 through September 29, 2025.

By Resolution 89 of 2023, Your Honorable Body authorized the acceptance of a grant from the United States Children's Bureau through a subcontract with University of Connecticut. The award is to develop, integrate and evaluate best practices and innovative interventions that will improve outcomes for children and youth in foster care with a goal of reunification with their parents and families. The additional funding will be used to continue to support this program. The additional funding will bring the grant's total to \$834,195.

The specific legislative actions required are:

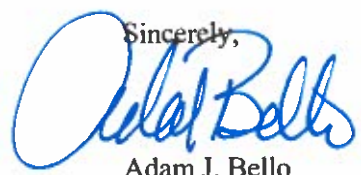
1. Amend Resolution 89 of 2023 to accept an additional \$234,195 from, and to authorize the County Executive, or his designee, to execute a contract and any amendments thereto with, the United States Children's Bureau, an Office of the Administration for Children and Families, through a subcontract with the University of Connecticut for Improving Systems and Implementing Interventions to Support Lasting Reunification of Families, bringing the total program award to \$834,195 for the period of January 1, 2023 through September 29, 2025.
2. Amend the 2023 operating budget of the Department of Human Services, Division of Social Services by appropriating the sum of \$234,195 into general fund 9300, funds center 5102010000, Child and Family Services Administration.

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This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”) and is not subject to further review under the State Environmental Quality Review Act.

This grant is 100% funded by the United States Children’s Bureau through a subcontract with University of Connecticut. No net County support is required in the current Monroe County budget.

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

Sincerely,

Adam J. Bello
Monroe County Executive

AJB:db

By Legislators Hasman and Maffucci

Intro. No. _____

RESOLUTION NO. _____ OF 2024

AMENDING RESOLUTION 89 OF 2023 ACCEPTING ADDITIONAL FUNDING FROM UNITED STATES CHILDREN’S BUREAU, AN OFFICE OF THE ADMINISTRATION FOR CHILDREN AND FAMILIES, THROUGH A SUBCONTRACT WITH UNIVERSITY OF CONNECTICUT FOR IMPROVING SYSTEMS AND IMPLEMENTING INTERVENTIONS TO SUPPORT LASTING REUNIFICATION OF FAMILIES

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

Section 1. Section 1 of Resolution 89 of 2023 is hereby amended to read as follows:

The County Executive, or his designee, is hereby authorized to accept a ~~\$600,000~~ \$834,195 grant from, and to execute a contract and any amendments thereto with, the United States Children’s Bureau an Office of the Administration for Children and Families, through a subcontract with the University of Connecticut, for Improving Systems and Implementing Interventions to Support Lasting Reunification of Families for the period of January 1, 2023 through September 29, 2025.

Section 2. The 2023 operating budget of the Department of Human Services, Division of Social Services is hereby amended by appropriating the sum of \$234,195 into general fund 9300, funds center 5102010000, Child and Family Services Administration.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; January 23, 2024 - CV: 9-0
Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0016

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

Added language is underlined
Deleted language is ~~stricken~~



ATTACHMENTS:

	Description	File Name	Type
▢	R24-0017	R24-0017.pdf	Referral Letter
▢	Resolution	ITEM_17.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 5, 2024

OFFICIAL FILE COPY
No. 240017
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
INTRGOV REL -L
ENV. & PUB. WORKS
WAYS & MEANS

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

Subject: Authorize an Intermunicipal Agreement with the City of Rochester to Provide Water Quality Monitoring for the Beach at Durand Eastman Park

Honorable Legislators:

I recommend that Your Honorable Body authorize an intermunicipal agreement with the City of Rochester in an amount not to exceed \$10,000 for Monroe County to provide water quality monitoring for the beach at Durand Eastman Park for the period of January 1, 2024 through December 31, 2024, with two (2) one-year options to renew at Monroe County's discretion in an amount not to exceed \$10,000 in each renewal year.

Under the terms of the intermunicipal agreement, Monroe County will provide water quality sample collection, analytical services, and interpretation of results. The sampling results from the previous seasons will be used to refine an operational model similar to the one employed at Ontario Beach. The final parameters for the model shall be determined by the Monroe County Department of Public Health and will be used to make decisions on whether to open or close the beach for water quality reasons at Durand Eastman Park. Monroe County will be reimbursed by the City of Rochester on a fee-for-service basis.

The specific legislative action required is to authorize the County Executive, or his designee, to execute an intermunicipal agreement, and any amendments thereto, with the City of Rochester for Monroe County to provide water quality monitoring for the beach at Durand Eastman Park in an amount not to exceed \$10,000 for the period of January 1, 2024 through December 31, 2024, with two (2) one-year options to renew at Monroe County's discretion in an amount not to exceed \$10,000 in each renewal year.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

This agreement is revenue generating. No additional net County support is required in the current Monroe County budget.

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

Sincerely,
Adam Bello
Adam J. Bello
Monroe County Executive

AJB:db

110 County Office Building • 39 West Main Street • Rochester, New York 14614

By Legislators Blankley, Hughes-Smith and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH CITY OF ROCHESTER TO PROVIDE WATER QUALITY MONITORING FOR BEACH AT DURAND EASTMAN PARK

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

Section 1. The County Executive, or his designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the City of Rochester for Monroe County to provide water quality monitoring for the beach at Durand Eastman Park in an amount not to exceed \$10,000 for the period of January 1, 2024 through December 31, 2024, with two (2) one-year options to renew at Monroe County's discretion in an amount not to exceed \$10,000 in each renewal year.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Intergovernmental Relations Committee; January 22, 2024 - CV: 5-0
Environment and Public Works Committee; January 22, 2024 - CV: 7-0
Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0017

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0018.pdf	Referral Letter
▢	Resolution	ITEM_18.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 5, 2024

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No.	<u>240018</u>
Not to be removed from the Office of the Legislature of Monroe County	
Committee Assignment	
INTRGOV REL	-L
HUMAN SERVICES	
WAYS & MEANS	

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

Subject: Authorize an Intermunicipal Agreement with the City of Rochester for Flower City Public Health Corps Members to Serve in the Monroe County Department of Public Health

Honorable Legislators:

I recommend that Your Honorable Body authorize an intermunicipal agreement with the City of Rochester for Flower City Public Health Corps members to support the Monroe County Department of Public Health for the period of January 1, 2024 through December 31, 2024, with the option to renew for one (1) additional one-year term.

Under this program, City of Rochester AmeriCorps members serving in the Flower City Public Health Corps members will support the Monroe County Department of Public Health's work in the community. Members will receive an overview of the department and then be assigned to a division and program that matches their interests. For example, a member with an interest in logistics could be assigned to the Office of Public Health Preparedness to assist in the planning and execution of a preparedness exercise. A member with an interest in Maternal Child Health could be assigned to the Nurse Family Partnership Program to connect clients with community resources. The final assignment will be dictated by the interest of the Flower City Public Health Corps member and the programmatic needs of the Monroe County Department of Public Health.

The specific legislative action required is to authorize the County Executive, or his designee, to execute an intermunicipal agreement and any amendments thereto, with the City of Rochester for Flower City Public Health Corps Members to serve in the Monroe County Department of Public Health for the period January 1, 2024 through December 31, 2024, with the option to renew for one (1) additional one-year term.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not included new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

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

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

Sincerely,

Adam J. Bello
Monroe County Executive

110 County Office Building • 39 West Main Street • Rochester, New York 14614

By Legislators Blankley, Hasman and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH CITY OF ROCHESTER FOR FLOWER CITY PUBLIC HEALTH CORPS MEMBERS TO SERVE IN MONROE COUNTY DEPARTMENT OF PUBLIC HEALTH

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

Section 1. The County Executive, or his designee, is hereby authorized to execute an intermunicipal agreement and any amendments thereto, with the City of Rochester for Flower City Public Health Corps Members to serve in the Monroe County Department of Public Health for the period January 1, 2024 through December 31, 2024, with the option to renew for one (1) additional one-year term.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Intergovernmental Relations Committee; January 22, 2024 - CV: 5-0
Human Services Committee; January 23, 2024 - CV: 9-0
Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0018

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0019.pdf	Referral Letter
▢	Resolution	ITEM_19.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

OFFICIAL FILE COPY
No. 240019
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
INTRGOV REL -L
HUMAN SERVICES
WAYS & MEANS

January 5, 2024

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

Subject: Authorize an Intermunicipal Agreement with the City of Rochester to Conduct Primary Lead Poisoning Prevention Activities in City Target Areas for the Childhood Lead Poisoning Prevention Program

Honorable Legislators:

I recommend that Your Honorable Body authorize an intermunicipal agreement with the City of Rochester in an amount not to exceed \$310,000 to conduct primary lead poisoning prevention activities in City target areas for the period of January 1, 2024 through December 31, 2024.

This contract will support the County's Childhood Lead Poisoning Prevention Program. The City of Rochester will conduct primary lead poisoning prevention activities in City target areas, including: visual lead inspections, dust wipe sampling, and clearance testing following lead hazard control activities.

The specific legislative action required is to authorize the County Executive, or his designee, to execute an intermunicipal agreement, and any amendments thereto, with the City of Rochester to conduct primary lead poisoning prevention activities in City target areas for the Childhood Lead Poisoning Prevention Program in an amount not to exceed \$310,000 for the period of January 1, 2024 through December 31, 2024.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

Funding for this contract is included in the 2024 operating budget of the Department of Public Health, general fund 9001, funds center 5806110000, Lead Programs. 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,
[Signature of Adam J. Bello]

Adam J. Bello
Monroe County Executive

AJB:db

By Legislators Blankley, Hasman and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH CITY OF ROCHESTER TO CONDUCT PRIMARY LEAD POISONING PREVENTION ACTIVITIES IN CITY TARGET AREAS FOR CHILDHOOD LEAD POISONING PREVENTION PROGRAM

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

Section 1. The County Executive, or his designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the City of Rochester to conduct primary lead poisoning prevention activities in City target areas for the Childhood Lead Poisoning Prevention Program in an amount not to exceed \$310,000 for the period of January 1, 2024 through December 31, 2024.

Section 2. Funding for this contract is included in the 2024 operating budget of the Department of Public Health, general fund 9001, funds center 5806110000, Lead Programs.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Intergovernmental Relations Committee, January 22, 2024 - CV: 5-0
Human Services Committee; January 23, 2024 - CV: 9-0
Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0019

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0020.pdf	Referral Letter
▢	Resolution	ITEM_20.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 5, 2024

OFFICIAL FILE COPY	
No.	240020
Not to be removed from the Office of the Legislature of Monroe County	
Committee Assignment	
HUMAN SERVICES	-L
WAYS & MEANS	

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

Subject: Authorize Agency Contracts with Finger Lakes Health Systems Agency d/b/a Common Ground Health and RORecovery Fitness, Inc. for the Monroe County Department of Public Health Addiction Services Program

Honorable Legislators:

I recommend that Your Honorable Body authorize agency contracts with Finger Lakes Health Systems Agency d/b/a Common Ground Health in an amount not to exceed \$68,000 and RORecovery Fitness, Inc. in an amount not to exceed \$39,000 for the period of January 1, 2024 through December 31, 2024, with the option to renew for four (4) additional one-year terms based on available funding and services to be provided for the Monroe County Department of Public Health Addiction Services Program.

These agencies will support the work of the Addiction Services Division in naloxone distribution, opioid education, linkage to medication-assisted treatment, training, behavioral health supports, community resource connection, overdose follow-up care, peer support, safe drug disposal practices, data collection, data analysis, and peer workforce development.

A Request for Proposals was issued, with Finger Lakes Health Systems Agency d/b/a Common Ground Health and RORecovery Fitness, Inc. selected as the most qualified to provide these services.

The specific legislative actions required are:


1. Authorize the County Executive, or his designee, to execute a contract, and any amendments thereto, with Finger Lakes Health Systems Agency d/b/a Common Ground Health, 1150 University Avenue, Rochester, New York 14607, to provide Naloxone distribution and opioid education through community business owners in identified high risk zip codes in an amount not to exceed \$68,000 for the period of January 1, 2024 through December 31, 2024, with the option to renew for four (4) additional one-year terms in an amount not to exceed \$68,000 based on available funding and services to be provided.
2. Authorize the County Executive, or his designee, to execute a contract, and any amendments thereto, with RORecovery Fitness, Inc., 1035 Dewey Avenue, Rochester, New York 14613, to develop a Certified Peer Recovery Workforce, in an amount not to exceed \$39,000 for the period of January 1, 2024 through December 31, 2024, with the option to renew for four (4) additional one-year terms in an amount not to exceed \$39,000 based on available funding and services to be provided.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

Funding for these contracts is included in the 2024 operating budget of the Department of Public Health, general fund 9001, funds center 5801120000, Opioid & Addiction Services Task Force. 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 Finger Lakes Health Systems Agency d/b/a Common Ground Health and ROCoverly Fitness, Inc., each of which are not-for-profit entities, do 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,

Adam J. Bello
Monroe County Executive

AJB:db

By Legislators Hasman and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

AUTHORIZING AGENCY CONTRACTS WITH FINGER LAKES HEALTH SYSTEMS AGENCY D/B/A COMMON GROUND HEALTH AND ROCOVERY FITNESS, INC. FOR MONROE COUNTY DEPARTMENT OF PUBLIC HEALTH ADDICTION SERVICES PROGRAM

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

Section 1. The County Executive, or his designee, is hereby authorized to execute a contract, and any amendments thereto, with Finger Lakes Health Systems Agency d/b/a Common Ground Health to provide Naloxone distribution and opioid education through community business owners in identified high risk zip codes in an amount not to exceed \$68,000 for the period of January 1, 2024 through December 31, 2024, with the option to renew for four (4) additional one-year terms in an amount not to exceed \$68,000 based on available funding and services to be provided.

Section 2. The County Executive, or his designee, is hereby authorized to execute a contract, and any amendments thereto, with ROcovery Fitness, Inc. to develop a Certified Peer Recovery Workforce in an amount not to exceed \$39,000 for the period of January 1, 2024 through December 31, 2024, with the option to renew for four (4) additional one-year terms in an amount not to exceed \$39,000 based on available funding and services to be provided.

Section 3. Funding for these contracts is included in the 2024 operating budget of the Department of Public Health, general fund 9001, funds center 5801120000, Opioid & Addiction Services Task Force.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; January 23, 2024 – CV: 9-0
Ways & Means Committee; January 23, 2024 – CV: 11-0
File No. 24-0020

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0021.pdf	Referral Letter
▢	Resolution	ITEM_21.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 5, 2024

OFFICIAL FILE COPY	
No.	<u>240021</u>
Not to be removed from the Office of the Legislature of Monroe County	
Committee Assignment	
HUMAN SERVICES	-L
WAYS & MEANS	

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

Subject: Authorize a Contract with Dentserv Dental Services, PC to Provide Dental Services for Residents of Monroe Community Hospital

Honorable Legislators:

I recommend that Your Honorable Body authorize a contract with DentServ Dental Services, P.C. in a total amount not to exceed \$915,000 to provide dental services for residents of Monroe Community Hospital ("MCH") for the period of May 1, 2024 through April 30, 2027, with the option to renew for two (2) additional one-year terms at rates increasing annually in an amount not to exceed 3.0%.

To ensure appropriate dental care of its residents, it is necessary that MCH contract with a vendor that is able to provide dentists, dental technicians, hygienists, and dental assistants as necessary to perform routine patient examinations, provide care for other dental conditions, and consultation to MCH. The provider must deliver services in accordance with regulatory requirements, resident needs, and professional standards of practice. DentServ Dental Services, P.C. currently provides these services.

A Request for Proposals was issued, with DentServ Dental Services, P.C. being the sole respondent.

The specific legislative action required is to authorize the County Executive, or his designee, to execute a contract, and any amendments thereto, with DentServ Dental Services, P.C., 15 Canal Road, Pelham Manor, New York 10803, to provide dental services for residents of Monroe Community Hospital in a total amount not to exceed \$915,000 for the period of May 1, 2024 through April 30, 2027, with the option to renew for two (2) additional one-year terms at rates increasing annually in an amount not to exceed 3.0%.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

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(585) 753-1000 • fax: (585) 753-1014 • www.monroecounty.gov • e-mail: countyexecutive@monroecounty.gov

Funding for the first year of this contract this contract is included in the 2024 operating budget of Monroe Community Hospital, hospital fund 9012, funds center 6203160000, Clinic, 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 DentServ Dental Services, P.C., nor any of its principal officers owe any delinquent Monroe County property taxes. The principal officers of the firm are:

Dr. Martin Cukier, President (sole owner of company)
Gregg Salzman, Chief Operating Officer

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

Sincerely,


Adam J. Bello
Monroe County Executive

By Legislators Hasman and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

AUTHORIZING CONTRACT WITH DENTSERV DENTAL SERVICES, P.C. TO PROVIDE DENTAL SERVICES FOR RESIDENTS OF MONROE COMMUNITY HOSPITAL

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

Section 1. The County Executive, or his designee, is hereby authorized to execute a contract and any amendments thereto, with DentServ Dental Services, P.C. to provide dental services for residents of Monroe Community Hospital in a total amount not to exceed \$915,000 for the period of May 1, 2024 through April 30, 2027, with the option to renew for two (2) additional one-year terms at rates increasing annually in an amount not to exceed 3.0% per year.

Section 2. Funding for the first year of this contract is included in the 2024 operating budget of Monroe Community Hospital, hospital fund 9012, funds center 6203160000, Clinic, and will be requested in future years' budgets.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; January 23, 2024 - CV: 9-0
Ways and Means Committee; January 23, 2024 – CV: 11-0
File No. 24-0021

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0022.pdf	Referral Letter
▢	Resolution	ITEM_22.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 5, 2024

OFFICIAL FILE COPY	
No.	240022
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
HUMAN SERVICES	-L
WAYS & MEANS	

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

Subject: Authorize Contracts to Provide Temporary Nursing Staff at Monroe Community Hospital

Honorable Legislators:

I recommend that Your Honorable Body authorize contracts with Adecco Medical & Science Staffing, Inc., Battle Licensed Practical Nursing, PLLC, Clinical Staffing Resources Corp., Cross Country Staffing, Inc. (d/b/a Cross Country Healthcare Services), Excel Staffing Solutions, LLC, and Maxim Healthcare Staffing Services, Inc. to provide nursing staff relief on a temporary basis at Monroe Community Hospital in a total amount not to exceed \$450,000 collectively for the period of April 1, 2024 through March 31, 2025, with the option to renew for three (3) additional one-year terms with an increase in an amount not to exceed 3.0% per year.

Monroe Community Hospital must maintain adequate staffing for patient care. These contracts will provide for temporary relief services needed to cover absences due to illness, injury on duty, vacations and job vacancies for certified nursing assistants, licensed practical nurses, and registered nurses at the Hospital. The necessity of having a number of temporary agencies to provide nursing personnel is crucial in order to assure proper staffing is met at all times.

A Request for Qualifications was issued for these services, with Adecco Medical & Science Staffing, Inc., Battle Licensed Practical Nursing, PLLC, Clinical Staffing Resources Corp., Cross Country Staffing, Inc. (d/b/a Cross Country Healthcare Services), Excel Staffing Solutions, LLC, and Maxim Healthcare Staffing Services, Inc. rated the most qualified.

The specific legislative action required is to authorize the County Executive, or his designee, to execute contracts, and any amendments thereto, with Adecco Medical & Science Staffing, Inc., 1890 South Winton Road, Suite 150, Rochester, New York 14618, Battle Licensed Practical Nursing, PLLC, 215 South Main Street, Newark, New York 14513, Clinical Staffing Resources Corp., 420 Broadway, 3rd Floor, Brooklyn, New York 11211, Cross Country Staffing, Inc. (d/b/a Cross Country Healthcare Services), 6551 Park of Commerce Boulevard, Boca Raton, Florida 33487, Excel Staffing Solutions, LLC, 50 Bernar Park, Suite 6, Rochester, New York 14624, and Maxim Healthcare Staffing Services, Inc., 500 Seneca Street, Suite 610, Buffalo, New York 14204, to provide nursing staff relief on a temporary basis at Monroe Community Hospital in a total amount not to exceed \$450,000 collectively for the period of April 1, 2024 through March 31, 2025, with the option to renew for three (3) additional one-year terms with an increase in an amount not to exceed 3.0% per year.

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Funding for these contracts is included in the 2024 operating budget of Monroe Community Hospital, hospital fund 9012, funds center 6203010000, Nursing Administration, and will be requested in future years' budgets. No additional net County support is required in the current Monroe County Budget.

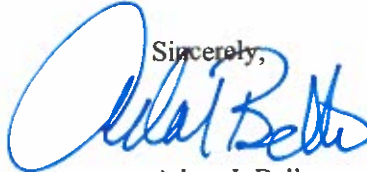
This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

The records in the Office of the Monroe County Treasury have indicated that neither Adecco Medical & Science Staffing, Inc., Battle Licensed Practical Nursing, PLLC, Clinical Staffing Resources Corp., Cross Country Staffing, Inc. (d/b/a Cross Country Healthcare Services), Excel Staffing Solutions, LLC, Maxim Healthcare Staffing Services, Inc., nor any of their principal officers, owe any delinquent Monroe County Property taxes. The principal officers of the firms are:

Adecco Medical & Science Staffing, Inc.: Publicly Traded Company (ISIN: CH0012138605)
Battle Licensed Practical Nursing, PLLC: Robert L. Battle, Jr., Owner
Clinical Staffing Resources Corp.: Daniel Weinberger, Owner and President
Cross Country Staffing Inc.: Publicly-held C-Corporation (NASDAQ: CCRN)
Excel Staffing Solutions, LLC: Kelly Shamp, Owner and President
Maxim Healthcare Staffing Services, Inc.: Bill Butz, President, Adam Gier, Business Development Manager

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

Sincerely,



Adam J. Bello
Monroe County Executive

By Legislators Hasman and Maffucci

Intro. No. _____

RESOLUTION NO. ____ OF 2024

AUTHORIZING CONTRACTS TO PROVIDE TEMPORARY NURSING STAFF AT MONROE COMMUNITY HOSPITAL

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

Section 1. The County Executive, or his designee, is hereby authorized to execute contracts, and any amendments thereto, with Adecco Medical & Science Staffing, Inc., Battle Licensed Practical Nursing, PLLC, Clinical Staffing Resources Corp., Cross Country Staffing, Inc. (d/b/a Cross Country Healthcare Services), Excel Staffing Solutions, LLC, and Maxim Healthcare Staffing Services, Inc., to provide nursing staff relief on a temporary basis at Monroe Community Hospital in a total amount not to exceed \$450,000 collectively for the period of April 1, 2024 through March 31, 2025, with the option to renew for three (3) additional one-year terms with an increase in an amount not to exceed 3.0% per year.

Section 2. Funding for these contracts is included in the 2024 operating budget of Monroe Community Hospital, hospital fund 9012, funds center 6203010000, Nursing Administration, and will be requested in future years' budgets.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; January 23, 2024 – CV: 9-0
Ways and Means Committee; January 23, 2024 – CV: 11-0
File No. 24-0022

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0023.pdf	Referral Letter
▢	Resolution	ITEM_23.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

OFFICIAL FILE COPY	
No.	240023
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
HUMAN SERVICES	-L
WAYS & MEANS	

January 5, 2024

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

Subject: Acceptance of Funding from the New York State Office for the Aging and Authorization to Contract with Lifespan of Greater Rochester, Inc. for the Medicare Improvements for Patients and Providers Act

Honorable Legislators:

I recommend that Your Honorable Body accept a grant from the New York State Office for the Aging in the amount of \$50,028 for the Medicare Improvements for Patients and Providers Act for the period of September 1, 2023 through August 31, 2024 and authorize a contract with Lifespan of Greater Rochester, Inc. in an amount not to exceed \$45,756 for the period of September 1, 2023 through August 31, 2024 to administer the Medicare Improvements for Patients and Providers Act services.

This funding will be used by the Monroe County Office for the Aging to increase the number of older adults, informal family caregivers, and area providers' understanding of Medicaid, Medicare and other health insurance options. In addition, these funds will be used to help eligible older adults apply for Medicare Part B and Part D to lower their health insurance costs. This is the fourteenth year Monroe County has received funding for this grant. This year's funding represents an increase of \$3,857 from last year.

A request for proposals was issued for these services, with Lifespan of Greater Rochester, Inc. rated the most qualified.

Please refer to the attached Purchase of Service Information form for disclosure of information required pursuant to Resolution 223 of 2007, as amended by Resolution 11 of 2008.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to accept a \$50,028 grant from, and to execute a contract and any amendments thereto with, the New York State Office for the Aging for the Medicare Improvements for Patients and Providers Act for the period of September 1, 2023 through August 31, 2024.

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Monroe County Legislature, February 13, 2024 • (585) 955-1000 • www.monroecounty.gov • e-mail: countyexecutive@monroecounty.gov

2. Authorize the County Executive, or his designee, to execute a contract, and any amendments thereto, with Lifespan of Greater Rochester, Inc., 1900 South Clinton Avenue, Rochester, NY 14618, to administer the Medicare Improvements for Patients and Providers Act services in an amount not to exceed \$45,756 for the period of September 1, 2023 through August 31, 2024.
3. Authorize the County Executive to appropriate any subsequent years of these funds in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, to make any necessary funding modifications within the grant guidelines to meet contractual commitments, and to enter into any amendments to extend the time period of the grant.
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.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”) and is not subject to further review under the State Environmental Quality Review Act.

Funding for this contract is included in the 2024 operating budget of the Department of Human Services, Office for the Aging, general fund 9001, funds center 5501030000, Support Services Contracts. No additional net County support is required in the current Monroe County budget.

Lifespan of Greater Rochester, Inc. is a not-for-profit agency and the records in the Office of the Monroe County Treasury have indicated that they do 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,



Adam J. Bello
Monroe County Executive

PURCHASE OF SERVICES INFORMATION FORM
Per Resolution 223 of 2007 as amended by Resolution 11 of 2008

Re: Acceptance of Funding from the New York State Office for the Aging and Authorization to Contract with Lifespan of Greater of Rochester, Inc. for the Medicare Improvements for Patients and Providers Act

Total Served 2022-23 **1433**
Proposed \$ Amt. 2023-24: **\$45,756**

SECTION I

PROGRAM: Medicare Improvements for Patients and Providers Program (MIPPA)

CONTRACTOR: Lifespan of Greater Rochester, Inc., Ann Marie Cook, President/CEO

PROGRAM DESCRIPTION: Medicare health insurance counseling, education and outreach directed at raising beneficiary awareness and understanding of Part D, and available preventive and wellness benefits.

PRIMARY OBJECTIVE(S)/ DELIVERABLES: To increase the ability of older adults, their family caregivers and area professionals to understand and choose affordable health insurance. A special emphasis to target low-income, culturally diverse and underserved older adults will be provided.

PRIMARY PERFORMANCE MEASURE/INDICATOR: People provided Medicare health insurance counseling, enrollment assistance, education and outreach will increase their awareness and understanding of Medicare Low-Income Subsidies, Savings Program, Medicare prescription drug coverage and available preventive and wellness benefits.

	Previous Year Projection	Previous Year Actual	Current Year Projection	Next Year Projection
Program Year	9/1/22-8/31/23	9/1/22-8/31/23	9/1/23-8/31/24	9/1/24-8/31/25
Total # of Applications	375	375	1000	1000
# Successful	356	1433	900	900
% Successful	90%	382.13%	90%	90%

OUTCOME ASSESSMENT METHODOLOGY: Lifespan uses the New York State Office for Aging's designated Statewide Client Data System, and the County's *ContrackHQ* to generate monthly and quarterly reports, annual self-evaluations, program assessments, performance measures, outcome objectives, number of people served including demographics, and units provided which measure the effectiveness and impact of the program.

SECONDARY PERFORMANCE MEASURE/INDICATOR: Indicator of Success: Older Adults will be satisfied with the quality of service provided using the Customer Satisfaction Survey provided to participants.

	Previous Year Projection	Previous Year Actual	Current Year Projection	Next Year Projection
Program Year	9/1/22-8/31/23	9/1/22-8/31/23	9/1/23-8/31/24	9/1/24-8/31/25
% Successful	90%	90%	90%	90%

OUTCOME ASSESSMENT METHODOLOGY: Clients are surveyed to determine effectiveness of the program and measure the level of increased knowledge after receiving information from a MIPPA counselor. Surveys are compiled and analyzed annually.

BOARD MEMBERS: Vicki Hines, Ralph J. Code, III, Esq., LaRon Rowe, Lucia Acosta-Castillejo, Michael Burke, Will Carroll, John Clark, Tere Dominas, Ericka Elliott, Beverly Fair-Brooks, Jarrett Felton, John Fornof, Ankit Garg, Tracy Greene, Bob Hartman, Dr. Brian Heppard, Lori Jansen, Michael Kaufman, Cindy Lovetro, John Lynch, Jr., Dr. Robert McCann, Pennie McNulty, Susan Powell Byrd, Lisa Powers, Esq., Dr. Stephen Ryan, Jaime Soley, Miguel Velazquez, Roberta Van Winkle, Liz Vega

SECTION II

SOURCE MATERIAL: Annual Evaluation is on file with the Clerk of the Monroe County Legislature.

By Legislators Hasman and Maffucci

Intro. No. _____

RESOLUTION NO. _____ OF 2024

ACCEPTING FUNDING FROM NEW YORK STATE OFFICE FOR THE AGING AND AUTHORIZING CONTRACT WITH LIFESPAN OF GREATER ROCHESTER, INC. FOR MEDICARE IMPROVEMENTS FOR PATIENTS AND PROVIDERS ACT

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

Section 1. The County Executive, or his designee, is hereby authorized to accept a \$50,028 grant from, and to execute a contract and any amendments thereto with, the New York State Office for the Aging for the Medicare Improvements for Patients and Providers Act for the period of September 1, 2023 through August 31, 2024.

Section 2. The County Executive, or his designee, is hereby authorized to execute a contract and any amendments thereto, with Lifespan of Greater Rochester, Inc. to administer the Medicare Improvements for Patients and Providers Act services in an amount not to exceed \$45,756 for the period of September 1, 2023 through August 31, 2024.

Section 3. Funding for this contract is included in the 2024 operating budget of the Department of Human Services, Office for the Aging, general fund 9001, funds center 5501030000, Support Services Contracts.

Section 4. The County Executive is hereby authorized to appropriate any subsequent years of these funds in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, to make any necessary funding modifications within the grant guidelines to meet contractual commitments, and to enter into any amendments to extend the time period of the grant.

Section 5. 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.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; January 23, 2024 – CV: 9-0
Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0023

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

23.2

PURCHASE OF SERVICES INFORMATION FORM
Per Resolution 223 of 2007 as amended by Resolution 11 of 2008

Re: Acceptance of Funding from the New York State Office for the Aging and Authorization to Contract with Lifespan of Greater of Rochester, Inc. for the Medicare Improvements for Patients and Providers Act

Total Served 2022-23 1433
Proposed \$ Amt. 2023-24: \$45,756

SECTION I

PROGRAM: Medicare Improvements for Patients and Providers Program (MIPPA)

CONTRACTOR: Lifespan of Greater Rochester, Inc., Ann Marie Cook, President/CEO

PROGRAM DESCRIPTION: Medicare health insurance counseling, education and outreach directed at raising beneficiary awareness and understanding of Part D, and available preventive and wellness benefits.

PRIMARY OBJECTIVE(S)/ DELIVERABLES: To increase the ability of older adults, their family caregivers and area professionals to understand and choose affordable health insurance. A special emphasis to target low-income, culturally diverse and underserved older adults will be provided.

PRIMARY PERFORMANCE MEASURE/INDICATOR: People provided Medicare health insurance counseling, enrollment assistance, education and outreach will increase their awareness and understanding of Medicare Low-Income Subsidies, Savings Program, Medicare prescription drug coverage and available preventive and wellness benefits.

	Previous Year Projection	Previous Year Actual	Current Year Projection	Next Year Projection
Program Year	9/1/22-8/31/23	9/1/22-8/31/23	9/1/23-8/31/24	9/1/24-8/31/25
Total # of Applications	375	375	1000	1000
# Successful	356	1433	900	900
% Successful	90%	382.13%	90%	90%

OUTCOME ASSESSMENT METHODOLOGY: Lifespan uses the New York State Office for Aging's designated Statewide Client Data System, and the County's *ContractHQ* to generate monthly and quarterly reports, annual self-evaluations, program assessments, performance measures, outcome objectives, number of people served including demographics, and units provided which measure the effectiveness and impact of the program.

SECONDARY PERFORMANCE MEASURE/INDICATOR: Indicator of Success: Older Adults will be satisfied with the quality of service provided using the Customer Satisfaction Survey provided to participants.

	Previous Year Projection	Previous Year Actual	Current Year Projection	Next Year Projection
Program Year	9/1/22-8/31/23	9/1/22-8/31/23	9/1/23-8/31/24	9/1/24-8/31/25
% Successful	90%	90%	90%	90%

OUTCOME ASSESSMENT METHODOLOGY: Clients are surveyed to determine effectiveness of the program and measure the level of increased knowledge after receiving information from a MIPPA counselor. Surveys are compiled and analyzed annually.

BOARD MEMBERS: Vicki Hines, Ralph J. Code, III, Esq., LaRon Rowe, Lucia Acosta-Castillejo, Michael Burke, Will Carroll, John Clark, Tere Dominas, Ericka Elliott, Beverly Fair-Brooks, Jarrett Felton, John Fomof, Ankit Garg, Tracy Greene, Bob Hartman, Dr. Brian Heppard, Lori Jansen, Michael Kaufman, Cindy Lovetro, John Lynch, Jr., Dr. Robert McCann, Pennie McNulty, Susan Powell Byrd, Lisa Powers, Esq., Dr. Stephen Ryan, Jaime Soley, Miguel Velazquez, Roberta Van Winkle, Liz Vega

SECTION II

SOURCE MATERIAL: Annual Evaluation is on file with the Clerk of the Monroe County Legislature.



ATTACHMENTS:

	Description	File Name	Type
▢	R24-0024	R24-0024.pdf	Referral Letter
▢	Resolution	ITEM_24.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 5, 2024

OFFICIAL FILE COPY	
No.	240024
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
TRANSPORTATION	-L
WAYS & MEANS	

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

Subject: Authorize a Contract with CP Ward, Inc. for Construction Services for the Aldrich Road Culvert Project in the Town of Perinton

Honorable Legislators:

I recommend that Your Honorable Body authorize a contract with CP Ward, Inc. in the amount of \$1,286,228.84 for construction services for the Aldrich Road Culvert project in the Town of Perinton.

This project involves replacement of a box culvert on Aldrich Road over White Brook Tributary. The work involves removal of the existing culvert and replacement with a new precast concrete box culvert. Installation of new asphalt pavement, bridge railing, and pavement markings will also be completed. In addition, during the design for the Aldrich Road Culverts project, the Town of Perinton requested having the culvert extended in order to install sidewalk along Aldrich Road, and will reimburse the County for the appropriate costs relating to this work. The current schedule is to start work in spring 2024 with an anticipated completion by fall 2024.

The following five (5) bids were received on November 30, 2023:

CP Ward, Inc.	\$1,286,228.84
Rochester Earth, Inc.	\$1,331,753.00
Seneca Stone Corp.	\$1,430,000.00
Keeler Construction Co. Inc.	\$1,443,258.00
Villager Construction, Inc.	\$1,529,224.10

The bids have been reviewed and CP Ward, Inc. has been determined to be the lowest responsible bidder pursuant to General Municipal Law §103.

The specific legislative action required is to authorize the County Executive, or his designee, to execute a contract, and any amendments thereto, with CP Ward, Inc., 100 West River Road, PO Box 900, Scottsville, New York 14546, in the amount of \$1,286,228.84 for construction services for the Aldrich Road Culvert Project in the Town of Perinton.

This action is an Unlisted Action under the New York State Environmental Quality Review Act ("SEQRA"). Pursuant to Resolution 338 of 2023, the Monroe County Legislature issued a Negative Declaration for this action. No further action under SEQRA is required.

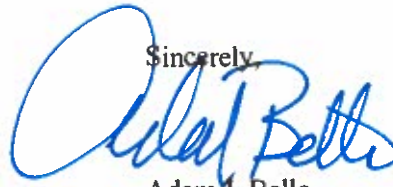
Funding for this contract, consistent with authorized uses, is included in the 2024 operating budget of the Department of Transportation, road fund 9002, funds center 8002050000, State Supported Consolidated Local Street and Highway Improvement Program. No additional net County support is required in the current Monroe County budget.

The records in the office of the Monroe County Treasury have indicated that neither CP Ward, Inc., nor any of its principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firm are:

Kenneth A. Stewart, President, Treasurer
Steven K. Phillips, Executive Vice President, Secretary
Daniel C. Ayers, Vice President

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

Sincerely,



Adam J. Bello
Monroe County Executive

By Legislators Burgess and Maffucci

Intro. No. _____

RESOLUTION NO. _____ OF 2024

AUTHORIZING CONTRACT WITH CP WARD, INC. FOR CONSTRUCTION SERVICES FOR ALDRICH ROAD CULVERT PROJECT IN TOWN OF PERINTON

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

Section 1. The County Executive, or his designee, is hereby authorized to execute a contract, and any amendments thereto, with CP Ward, Inc. in the amount of \$1,286,228.84 for construction services for the Aldrich Road Culvert Project in the Town of Perinton.

Section 2. Funding for this contract, consistent with authorized uses, is included in the 2024 operating budget of the Department of Transportation, road fund 9002, funds center 8002050000, State Supported Consolidated Local Street and Highway Improvement Program.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; January 23, 2024 – CV: 7-0
Ways and Means Committee; January 23, 2024 – CV: 11-0
File No. 24-0024

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0025.pdf	Referral Letter
▢	Resolution	ITEM_25.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

OFFICIAL FILE COPY	
No.	<u>240025</u>
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
PUBLIC SAFETY	-L
WAYS & MEANS	

January 5, 2024

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

Subject: Acceptance of a Grant from the United States Department of Justice, Office of Justice Programs, for the 2023 DNA Capacity Enhancement Program

Honorable Legislators:

I recommend that Your Honorable Body accept a grant from the United States Department of Justice, Office of Justice Programs in the amount of \$526,741 for the 2023 DNA Capacity Enhancement Program for the period of October 1, 2023 through September 30, 2025.

The purpose of the DNA Capacity Enhancement Program is to increase the capabilities of the Monroe County Crime Laboratory DNA analysis section by providing supplies for casework, mandatory continuing education in human identification science, maintenance of equipment and for expenses related to the continued accreditation of the Laboratory. This program allows the Laboratory to continue to provide timely services to the region's law enforcement community and judicial system. This is the eighteenth year that the County has received this grant. This year's funding represents an increase of \$42,474 from the previous grant.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to accept a \$526,741 grant from, and to execute a contract and any amendments thereto with, the United States Department of Justice, Office of Justice Programs for the 2023 DNA Capacity Enhancement Program for the period of October 1, 2023 through September 30, 2025.
2. Amend the 2023 operating budget of the Department of Public Safety by appropriating the sum of \$526,741 into general fund 9300, funds center 2408040100, Monroe County Crime Laboratory.
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, to make any necessary funding modifications within the grant guidelines to meet contractual commitments, and to enter into any amendments to extend the time period of the grant.

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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.

This action is a Type II Action pursuant to 6 NYCRR § 617.5 (c)(26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”) and is not subject to further review under the State Environmental Quality Review Act.

This grant is 100% funded by the United States Department of Justice, Office of Justice Programs. No net County support is required in the current Monroe County budget.

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

Sincerely,



Adam J. Bello
Monroe County Executive

AJB:db

25.

By Legislators Long and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

ACCEPTING GRANT FROM UNITED STATES DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS, FOR 2023 DNA CAPACITY ENHANCEMENT PROGRAM

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

Section 1. The County Executive, or his designee, is hereby authorized to accept a \$526,741 grant from, and to execute a contract and any amendments thereto with, the United States Department of Justice, Office of Justice Programs for the 2023 DNA Capacity Enhancement Program for the period of October 1, 2023 through September 30, 2025.

Section 2. The 2023 operating budget of the Department of Public Safety is hereby amended by appropriating the sum of \$526,741 into general fund 9300, funds center 2408040100, Monroe County Crime Laboratory.

Section 3. The County Executive is hereby authorized to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, to make any necessary funding modifications within the grant guidelines to meet contractual commitments, and to enter into any amendments to extend the time period of the grant.

Section 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.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; January 23, 2024 - CV: 11-0
Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0025

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0026.pdf	Cover Memo
▢	Resolution	ITEM_26.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

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No. <u>240026</u>
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Committee Assignment
PUBLIC SAFETY -L
WAYS & MEANS

January 5, 2024

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

Subject: Acceptance of a Grant from the New York State Division of Homeland Security and Emergency Services for the 2023 Public Safety Answering Points Operations Grant Program

Honorable Legislators:

I recommend that Your Honorable Body accept a grant from the New York State Division of Homeland Security and Emergency Services in the amount of \$229,967 for the 2023 Public Safety Answering Points ("PSAP") Operations Grant Program for the period of January 1, 2023 through December 31, 2023.

The New York State Division of Homeland Security and Emergency Services, through its Office of Interoperable and Emergency Communications, has been designated to administer a grant program to support counties' public safety call-taking and dispatching expenses. The PSAP Operations Grant provides reimbursement to counties for general operating expenses and will be utilized to offset existing 911 staff salary and benefits. This is the ninth year the County has received this grant. This year's funding represents a decrease of \$10,968 from last year's grant award.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to accept a \$229,967 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Homeland Security and Emergency Services for the 2023 Public Safety Answering Points Operations Grant Program for the period January 1, 2023 through December 31, 2023.
2. Authorize the County Executive to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, to make any necessary funding modifications within the grant guidelines to meet contractual commitments, and to enter into any amendments to extend the time period of the grant.

3. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”) and is not subject to further review under the State Environmental Quality Review Act.

Funding for this grant is included in the 2023 operating budget of the Department of Public Safety, general fund 9001, funds center 2407010000, 9-1-1 Emergency Communications.

This grant is 100% funded by the New York State Division of Homeland Security and Emergency Services. No net County support is required in the current Monroe County budget.

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

Sincerely,



Adam J. Bello
Monroe County Executive

AJB:db

By Legislators Long and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES FOR 2023 PUBLIC SAFETY ANSWERING POINTS OPERATIONS GRANT PROGRAM

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

Section 1. The County Executive, or his designee, is hereby authorized to accept a \$229,967 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Homeland Security and Emergency Services for the 2023 Public Safety Answering Points Operations Grant Program for the period of January 1, 2023 through December 31, 2023.

Section 2. Funding for this grant is included in the 2023 operating budget of the Department of Public Safety, general fund 9001, funds center 2407010000, 9-1-1 Emergency Communications.

Section 3. The County Executive is hereby authorized to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, to make any necessary funding modifications within the grant guidelines to meet contractual commitments, and to enter into any amendments to extend the time period of the grant.

Section 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.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; January 23, 2024 - CV: 11-0
Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0026

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0027.pdf	Referral Letter
▢	Resolution	ITEM_27.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

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No. <u>240027</u>
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Committee Assignment
PUBLIC SAFETY -L
WAYS & MEANS

January 5, 2024

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

Subject: Authorize a Contract with Tectonic Engineering Consultants, Geologists & Land Surveyors, D.P.C. for Professional Design Services for the Public Safety Radio Communication Towers Structural Inspection Project

Honorable Legislators:

I recommend that Your Honorable Body authorize a contract with Tectonic Engineering Consultants, Geologists & Land Surveyors, D.P.C. for a total annual amount not to exceed \$51,314 for professional design services for the Public Safety Radio Communication Towers Structural Inspection Project.

The Monroe County Department of Public Safety utilizes approximately 24 towers to maintain a reliable county-wide, first responder communications network. These towers are multi-leg lattice structures or monopoles. Equipment is housed in on-site shelters or adjacent buildings. Each site has standby generator capacity.

Professional design services are required for structural, civil, site, mechanical, electrical and electronics engineering assessments. Any system or component of a public safety tower site, such as the tower, shelter, fencing, grounding systems, security systems, grading/landscaping, and standby generators, will be assessed and inspected as part of this project.

A Request for Proposals was issued with Tectonic Engineering Consultants, Geologists & Land Surveyors, D.P.C. selected as the most qualified to provide these services.

The specific legislative action required is to authorize the County Executive, or his designee, to execute a contract, and any amendments thereto, with Tectonic Engineering Consultants, Geologists & Land Surveyors, D.P.C., 3495 Winton Place, Rochester, New York 14623 for a total annual amount not to exceed \$51,314 for professional design services for the Public Safety Radio Communication Towers Structural Inspection Project.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(2) ("replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site, including upgrading buildings to meet building, energy, or fire codes unless such action meets or exceeds any of the thresholds in section 617.4 of this Part;"); (24) ("information collection including basic data collection and research, water quality and pollution studies, traffic counts, engineering studies, surveys, subsurface investigations and soils studies that do not commit the agency to undertake, fund or approve any Type I or Unlisted action"); (26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment"); and (27) ("conducting concurrent environmental, engineering, economic, feasibility and other studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not commit the agency to commence, engage in or approve such action") and is not subject to further review under the State Quality Review Act.

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Funding for this contract, consistent with authorized uses, is included in 2024 Operating Budget of the Department of Public Safety, general fund 9300, funds center 2406010000, Public Safety Communications. 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 Tectonic Engineering Consultants, Geologists & Land Surveyors, D.P.C., nor any of its principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firm are:

Donald A. Benvie, President and CEO
Edward F. Martella, Vice President

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

Sincerely,


Adam J. Bello
Monroe County Executive

AJB:db

By Legislators Long and Maffucci

Intro. No. _____

RESOLUTION NO. ____ OF 2024

AUTHORIZING CONTRACT WITH TECTONIC ENGINEERING CONSULTANTS, GEOLOGISTS & LAND SURVEYORS, D.P.C. FOR PROFESSIONAL DESIGN SERVICES FOR PUBLIC SAFETY RADIO COMMUNICATION TOWERS STRUCTURAL INSPECTION PROJECT

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

Section 1. The County Executive, or his designee, is hereby authorized to execute a contract, and any amendments thereto, with Tectonic Engineering Consultants, Geologists & Land Surveyors, D.P.C. for a total annual amount not to exceed \$51,314 for professional design services for the Public Safety Radio Communication Towers Structural Inspection Project.

Section 2. Funding for this contract, consistent with authorized uses, is included in the 2024 Operating Budget of the Department of Public Safety, general fund 9300, funds center 2406010000, Public Safety Communications.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; January 23, 2024 – CV: 11-0
Ways & Means Committee; January 23, 2024 – CV: 11-0
File No. 24-0027

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0028.pdf	Referral Letter
▢	Resolution	ITEM_28.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 5, 2024

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No. <u>240028</u>
Not to be removed from the Office of the Legislature Of Monroe County
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WAYS & MEANS

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

Subject: Amend Resolution 39 of 2021 to Accept Additional Funding from the United States Bureau of Alcohol, Tobacco, Firearms and Explosives for the ATF-Monroe County Sheriff's Office Firearm/Explosive Task Force

Honorable Legislators:

This matter is being referred to Your Honorable Body at the request of Sheriff Todd K. Baxter.

I recommend that Your Honorable Body amend Resolution 39 of 2021 to accept additional funding from the United States Bureau of Alcohol, Tobacco, Firearms and Explosives ("ATF") for the ATF-Monroe County Sheriff's Office Firearm/Explosive Task Force in the amount of \$50,000 for the reimbursement of overtime for the period of October 1, 2019 through September 30, 2024.

This grant continues to support the collaborative task force with the ATF to assist ATF in the investigation of explosives incidents and firearms in the Monroe County area. The funds will be used to pay a portion of the costs incurred by the Sheriff's Office for overtime. This is the seventh year the County has received this grant. This additional funding will bring the grant total to \$105,000.

The specific legislative actions required are:

1. Amend Resolution 39 of 2021 to accept an additional \$50,000 from, and to authorize the County Executive, or his designee, to execute a contract and any amendments thereto, with the United States Bureau of Alcohol, Tobacco, Firearms and Explosives for the reimbursement of overtime for the ATF-Monroe County Sheriff's Office Firearm/Explosive Task Force for the period of October 1, 2019 through September 30, 2024.

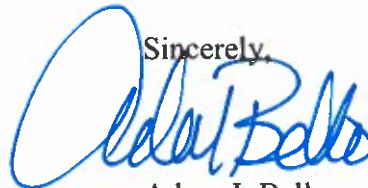
2. Amend the 2023 operating budget of the Office of the Sheriff by appropriating the sum of \$50,000 into general fund 9300, funds center 3803010000, Police Bureau Administration.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) (“routine or continuing agency administration and management, not included new programs or major reordering of priorities that may affect the environment”) and is not subject to further review under the State Environmental Quality Review Act.

This grant is 100% funded by the United States Bureau of Alcohol, Tobacco, Firearms and Explosives. No additional net County support is required in the current Monroe County budget.

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

Sincerely,



Adam J. Bello
Monroe County Executive

By Legislators Long and Maffucci

Intro. No. _____

RESOLUTION NO. _____ OF 2024

AMENDING RESOLUTION 39 OF 2021 ACCEPTING ADDITIONAL FUNDING FROM UNITED STATES BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES FOR ATF-MONROE COUNTY SHERIFF'S OFFICE FIREARM/EXPLOSIVE TASK FORCE

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

Section 1. Section 1 of Resolution 39 of 2021 is hereby amended to read as follows:

The County Executive, or his designee, is hereby authorized to accept a ~~\$55,000~~ \$105,000 grant from, and to execute a contract and any amendments thereto with, the United States Bureau of Alcohol, Tobacco, Firearms and Explosives for the ATF-Monroe County Sheriff's Office Firearm/Explosive Task Force for the period of October 1, 2019 through September 30, 2024.

Section 2. The 2023 operating budget of the Office of the Sheriff is hereby amended by appropriating the sum of \$50,000 into general fund 9300, funds center 3803010000, Police Bureau Administration.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; January 23, 2024 – CV: 11-0
Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0028

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

Added language is underlined
Deleted language is ~~stricken~~



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0029.pdf	Referral Letter
▢	Resolution	ITEM_29.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 5, 2024

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No. <u>240029</u>
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Committee Assignment
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To The Honorable
Monroe County Legislature
407 County Office Building
Rochester, New York 14614

Subject: Acceptance of a Grant from the United States Department of Justice-Drug Enforcement Administration for the Drug Enforcement Administration Task Force

Honorable Legislators:

This matter is being referred to Your Honorable Body at the request of Sheriff Todd K. Baxter.

I recommend that Your Honorable Body accept a grant from the United States Department of Justice, Drug Enforcement Administration ("DEA") in an amount not to exceed \$20,707.50 for the reimbursement of overtime for the DEA Task Force for the period of October 1, 2023 through September 30, 2024.

This grant will support a collaborative task force with the DEA to investigate, apprehend, and arrest narcotic traffickers. The grant will reimburse overtime costs associated with the task force services. This will be the sixth time the County has received this funding. This year's funding represents an increase of \$866.75 from last year.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to accept a grant in an amount not to exceed \$20,707.50 and to execute a contract and any amendments thereto, with the United States Department of Justice Drug Enforcement Administration for the reimbursement of overtime for the Drug Enforcement Administration Task Force for the period of October 1, 2023 through September 30, 2024.

2. Amend the 2023 operating budget of the Office of the Sheriff by appropriating the sum of \$20,707.50 into fund 9300, funds center 3803010000, Police Bureau 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 to make any necessary funding modifications within the grant guidelines to meet contractual commitments, and to enter into any amendments to extend the time period of the grant.
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.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) (“routine or continuing agency administration and management, not included new programs or major reordering of priorities that may affect the environment”) and is not subject to further review under the State Environmental Quality Review Act.

This grant is 100% funded by the United States Department of Justice, Drug Enforcement 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,


Adam J. Bello
Monroe County Executive

JA.

By Legislators Long and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

ACCEPTING GRANT FROM UNITED STATES DEPARTMENT OF JUSTICE-DRUG ENFORCEMENT ADMINISTRATION FOR DRUG ENFORCEMENT ADMINISTRATION TASK FORCE

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

Section 1. The County Executive, or his designee, is hereby authorized to accept a grant in an amount not to exceed \$20,707.50 and to execute a contract and any amendments thereto, with the United States Department of Justice Drug Enforcement Administration for the reimbursement of overtime for the Drug Enforcement Administration Task Force for the period of October 1, 2023 through September 30, 2024.

Section 2. The 2023 operating budget of the Office of the Sheriff is hereby amended by appropriating the sum of \$20,707.50 into general fund 9300, funds center 3803010000, Police Bureau Administration.

Section 3. The County Executive is hereby authorized to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, to make any necessary funding modifications within the grant guidelines to meet contractual commitments, and to enter into any amendments to extend the time period of the grant.

Section 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.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; January 23, 2024 - CV: 11-0
Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0029

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0030.pdf	Referral Letter
▢	Resolution	ITEM_30.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

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No.	<u>240030</u>
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
WAYS & MEANS	-L

January 5, 2024

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

Subject: Accept Proceeds from the City of Rochester's Auction of Unclaimed Stolen Property and Amend the 2024 Operating Budget

Honorable Legislators:

This matter is being referred to Your Honorable Body at the request of Sheriff Todd K. Baxter and District Attorney Sandra Doorley.

I recommend that Your Honorable Body accept proceeds from the City of Rochester's auction of unclaimed stolen property and appropriate those funds in the 2024 operating budget in the amount of \$71,493.79.

The unclaimed stolen property was acquired in 2019 when several search warrants were executed in the City of Rochester and Town of Greece in connection to a long-term pawnshop investigation. The proceeds from the auction are considered donated funds because the items were signed over to the City of Rochester by retailers. This is the first time the Sheriff's Office and District Attorney's Office have received auction funds from the City of Rochester for unclaimed stolen property.

The specific legislative actions required are:

1. Accept proceeds from the City of Rochester's auction of unclaimed stolen property in the amount of \$71,493.79 into restricted fund balance of the general fund.
2. Amend the 2024 operating budget of the Office of the Sheriff by appropriating restricted fund balance in the amount of \$43,996.18 into general fund 9001, funds center 3803010000, Police Bureau Administration.

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3. Amend the 2024 operating budget of the District Attorney's Office by appropriating restricted fund balance in the amount of \$27,497.61 into general fund 9001, funds center 2501010000, DA Administration.

This is a Type II Action pursuant to 6 NYCRR 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

This action is revenue generating. No net County support is required in the current Monroe County budget.

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

Sincerely,



Adam J. Bello
Monroe County Executive

30.

By Legislators Maffucci and Yudelson

Intro. No. ____

RESOLUTION NO. ____ OF 2024

ACCEPTING PROCEEDS FROM CITY OF ROCHESTER'S AUCTION OF UNCLAIMED STOLEN PROPERTY AND AMENDING 2024 OPERATING BUDGET

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

Section 1. The Monroe County Legislature hereby accepts proceeds from the City of Rochester's auction of unclaimed stolen property in the amount of \$71,493.79 into restricted fund balance of the general fund.

Section 2. The 2024 operating budget of the Office of the Sheriff is hereby amended by appropriating restricted fund balance in the amount of \$43,996.18 into general fund 9001, funds center 3803010000, Police Bureau Administration.

Section 3. The 2024 operating budget of the District Attorney's Office is hereby amended by appropriating restricted fund balance in the amount of \$27,497.61 into general fund 9001, funds center 2501010000, DA Administration.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0030

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0031.pdf	Referral Letter
▢	Resolution	ITEM_31.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

OFFICIAL FILE COPY
No. <u>240031</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
WAYS & MEANS -L

January 5, 2024

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

Subject: Authorize a Contract with Matrix Pointe Software, LLC for a Case Management System for the Monroe County Law Department

Honorable Legislators:

I recommend that Your Honorable Body authorize a contract with Matrix Pointe Software, LLC ("Matrix") in an amount not to exceed \$600,000 for a Case Management System for the Monroe County Law Department for a term not to exceed five (5) years.

The Monroe County Law Department currently uses a number of data collection systems from basic Excel spreadsheets to purchased case management systems. The current case management software was purchased in 2011 and no longer addresses the department's needs. Through Matrix's system, the Law Department will be able to track the status of case files, track the status of payments, generate and manage documents, and facilitate e-discovery. Matrix focuses on public sector organizations and is uniquely positioned to provide a unified case management and document management system across all six divisions of the Law Department.

A Request for Proposals was issued, with Matrix Pointe Software, LLC selected as the most qualified to provide these services.

The specific legislative action required is to authorize the County Executive, or his designee, to execute a contract and any amendments thereto, with Matrix Pointe Software, LLC, 30400 Detroit Road, Suite 400, Cleveland, Ohio 44145, in an amount not to exceed \$600,000 for a term not to exceed five (5) years.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and (31) ("purchase or sale of furnishings, equipment or supplies, including surplus government property, other than the following: land, radioactive material, pesticides, herbicides, or other hazardous materials") and is not subject to further review under the State Environmental Quality Review Act.

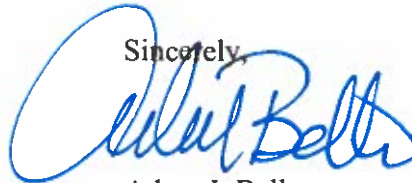
Funding for the first year of this case management system is included in the 2024 Operating Budget of the Law Department, general fund 9001, funds center 1601010000 and will be requested in future years' budgets.

The records in the Office of the Monroe County Treasury have indicated that neither Matrix Pointe Software, LLC, nor its officers owe any delinquent Monroe County property taxes. The principal officers are:

Joseph J. Whang, Chief Executive Officer
Thomas Coury, Chairman and Chief Software Architect

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

Sincerely,



Adam J. Bello
Monroe County Executive

AJB:db

By Legislators Maffucci and Yudelson

Intro. No. _____

RESOLUTION NO. ____ OF 2024

AUTHORIZING CONTRACT WITH MATRIX POINTE SOFTWARE, LLC FOR CASE MANAGEMENT SYSTEM FOR MONROE COUNTY LAW DEPARTMENT

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

Section 1. The County Executive, or his designee, is hereby authorized to execute a contract and any amendments thereto, with Matrix Pointe Software, LLC in an amount not to exceed \$600,000 for a term not to exceed five (5) years.

Section 2. Funding for the first year of this case management system is included in the 2024 Operating Budget of the Law Department, general fund 9001, funds center 1601010000 and will be requested in future years' budgets.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways & Means Committee; January 23, 2024 – CV: 11-0
File No. 24-0031

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0032.pdf	Referral Letter
▢	Resolution	ITEM_32.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 5, 2024

<u>OFFICIAL FILE COPY</u>	
No.	<u>240032</u>
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
WAYS & MEANS	-L

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

Subject: Authorize a Contract with Rel Comm, Inc. for Phone System Licensing and Support

Honorable Legislators:

I recommend that Your Honorable Body authorize a contract with Rel Comm, Inc. for phone and voicemail system support and for software assurance for both the phone system and the voicemail system in an amount not to exceed \$262,000, of which \$72,000 will allow Rel Comm, Inc. to renew the Mitel Software assurance; \$100,000 to renew Voicemail licensing; and \$90,000 to provide support for both systems based on current costs for the period of January 1, 2024 through December 31, 2024.

The purpose of this contract is to provide complete phone and voicemail systems support including all integrated products to Monroe County users with the exception of Monroe Community Hospital. It also provides Software Assurance for the phone system and voicemail system software licensing.

A Request for Qualifications was issued for this contract and Rel Comm, Inc. was rated the most qualified to provide this service.

The specific legislative action required is to authorize the County Executive, or his designee, to execute a contract, and any amendments thereto, with Rel Comm, Inc., 250 Cumberland Street, Rochester, New York 14605, for phone and voicemail system support and for software assurance for both the phone system and the voicemail system in an amount not to exceed \$262,000, of which \$72,000 will allow Rel Comm, Inc. to renew the Mitel Software assurance; \$100,000 to renew Voicemail licensing; and \$90,000 to provide support for both systems based on current costs for the period of January 1, 2024 through December 31, 2024.

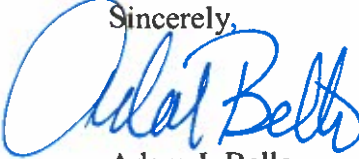
This is a Type II action pursuant to 6 NYCRR § 617.5(c)(26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”) and is not subject to further review under the State Environmental Quality Review Act.

Funding for this contract is included in the 2024 operating budget of the Department of Information Services, internal services fund 9020, funds center 1903010000, Information Services Operations and in the 2024 operating budget of the Department of Human Services grant fund 9300, funds center 5118010000, Social Services Grants. 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 Rel Comm, Inc., nor any of its principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firm are:

Bob Murray, CEO
Joe Marasco, President
Kelly Kaye, CFO

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

Sincerely,

Adam J. Bello
Monroe County Executive

AJB:db

By Legislators Maffucci and Yudelson

Intro. No. ____

RESOLUTION NO. ____ OF 2024

AUTHORIZING CONTRACT WITH REL COMM, INC. FOR PHONE SYSTEM LICENSING AND SUPPORT

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

Section 1. The County Executive, or his designee, is hereby authorized to execute a contract and any amendments thereto, with Rel Comm, Inc. for phone and voicemail system support and for software assurance for both the phone system and the voicemail system in an amount not to exceed \$262,000, of which \$72,000 will allow Rel Comm, Inc. to renew the Mitel Software assurance; \$100,000 to renew Voicemail licensing; and \$90,000 to provide support for both systems based on current costs for the period of January 1, 2024 through December 31, 2024.

Section 2. Funding for this contract is included in the 2024 operating budget of the Department of Information Services, internal services fund 9020, funds center 1903010000, Information Services Operations and in the 2024 operating budget of the Department of Human Services grant fund 9300, funds center 5118010000, Social Service Grants.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways & Means Committee; January 23, 2024 – CV: 11-0
File No. 24-0032

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0033.pdf	Referral Letter
▢	Resolution	ITEM_33.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

OFFICIAL FILE COPY
No. <u>240033</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
PUBLIC SAFETY -L WAYS & MEANS

January 5, 2024

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

Subject: Acceptance of the Aid to Defense Grant from New York State Division of Criminal Justice Services for the Office of the Public Defender

Honorable Legislators:

This matter is being referred to Your Honorable Body at the request of Monroe County Public Defender Julie Cianca.

I recommend that Your Honorable Body accept a grant from the New York State Division of Criminal Justice Services in the amount of \$245,086 for the Aid to Defense ("ATD") Program for the Office of the Public Defender for the period of April 1, 2023 through March 31, 2024.

The ATD Grant program provides expedited felony case processing through the judicial system by funding part or all of the salary costs to three (3) full-time positions in the Public Defender's Office. This will be the fortieth year the County has received this grant. This year's funding is the same amount received in last year's award.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to accept a \$245,086 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services for the Aid to Defense Program for the Office of the Public Defender for the period of April 1, 2023 through March 31, 2024.
2. Amend the 2023 operating budget of the Public Defender's Office by appropriating the sum of \$245,086 into general fund 9001, funds center 2601010000, Office of The Public Defender.

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, to make any necessary funding modifications within the grant guidelines to meet contractual commitments, and to enter into any amendments to extend the time period of the grant.
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.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”) and is not subject to further review under the State Environmental Quality Review Act.

This grant is 100% funded by the New York State Division of Criminal Justice 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,



Adam J. Bello
Monroe County Executive

AJB:db

By Legislators Long and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

ACCEPTING AID TO DEFENSE GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR OFFICE OF PUBLIC DEFENDER

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

Section 1. The County Executive, or his designee, is hereby authorized to accept a \$245,086 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services for the Aid to Defense Program for the Office of the Public Defender for the period of April 1, 2023 through March 31, 2024.

Section 2. The 2023 operating budget of the Public Defender’s Office is hereby amended by appropriating the sum of \$245,086 into general fund 9001, funds center 2601010000, Office of The Public Defender.

Section 3. The County Executive is hereby authorized to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, to make any necessary funding modifications within the grant guidelines to meet contractual commitments, and to enter into any amendments to extend the time period of the grant.

Section 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.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; January 23, 2024 - CV: 11-0
Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0033

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0035.pdf	Referral Letter
▢	Resolution	ITEM_34.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

OFFICIAL FILE COPY
No. 240035
Not to be removed from the Office of the Legislature of Monroe County
Committee Assignment
HUMAN SERVICES -L
WAYS & MEANS

January 5, 2024

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

Subject: Acceptance of a Grant from the New York State Department of Health for Increasing Training Capacity in Statewide Healthcare Facilities

Honorable Legislators:

I recommend that Your Honorable Body accept a grant from the New York State Department of Health in a total amount not to exceed \$878,756 for Increasing Training Capacity in Statewide Healthcare Facilities at Monroe Community Hospital ("MCH") for the period of October 1, 2023 through September 30, 2025.

This grant was awarded based on the need to rebuild and grow the healthcare workforce with programs designed to improve the career pipeline, expand access to healthcare training and education, and to recruit care workers to underserved areas, as a direct result of the COVID-19 pandemic and the continuing and existing healthcare professional shortages in New York State. This opportunity is intended to support projects that fulfill the goal of increasing the training capacity of healthcare facilities with the goal of supporting healthcare facilities to prepare, mentor, and train a steady pipeline of high-quality healthcare professionals.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to accept a grant in a total amount not to exceed \$878,756 from, and to execute a contract and any amendments thereto with, the New York State Department of Health for Increasing Training Capacity in Statewide Healthcare Facilities at Monroe Community Hospital for the period of October 1, 2023 through September 30, 2025.
2. Amend the 2024 operating budget of Monroe Community Hospital by appropriating the sum of \$878,756 into hospital fund 9312, funds center 6201010000, Administration.

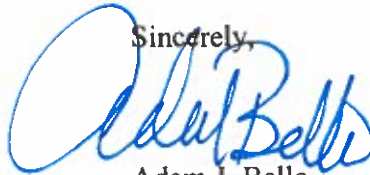
3. Authorize the County Executive to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, to make any necessary funding modifications within the grant guidelines to meet contractual commitments, and to enter into any amendments to extend the time period of the grant.
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.

This action is a Type II Action pursuant to 6 NYCRR § 617.5 (c)(26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”) and is not subject to further review under the State Environmental Quality Review Act.

This grant is 100% funded by the New York State Department of Health. No net County support is required in the current Monroe County budget.

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

Sincerely,



Adam J. Bello
Monroe County Executive

By Legislators Hasman and Maffucci

Intro. No. _____

RESOLUTION NO. _____ OF 2024

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR INCREASING TRAINING CAPACITY IN STATEWIDE HEALTHCARE FACILITIES

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

Section 1. The County Executive, or his designee, is hereby authorized to accept a grant in a total amount not to exceed \$878,756 from, and to execute a contract and any amendments thereto with, the New York State Department of Health for Increasing Training Capacity in Statwide Healthcare Facilities at Monroe Community Hospital for the period of October 1, 2023 through September 30, 2025.

Section 2. The 2024 operating budget of Monroe Community Hospital is hereby amended by appropriating the sum of \$878,756 into hospital fund 9312, funds center 6201010000, Administration.

Section 3. The County Executive is hereby authorized to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, to make any necessary funding modifications within the grant guidelines to meet contractual commitments, and to enter into any amendments to extend the time period of the grant.

Section 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.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; January 23, 2024 – CV: 9-0
Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0035

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0036.pdf	Referral Letter
▢	Resolution	ITEM_35.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 5, 2024

OFFICIAL FILE COPY	
No.	240036
Not to be removed from the Office of the Legislature of Monroe County	
Committee Assignment	
HUMAN SERVICES	-L
WAYS & MEANS	

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

Subject: Acceptance of a Grant from the New York State Office of Children and Family Services for the Safe Harbour Initiative for 2024

Honorable Legislators:

I recommend that Your Honorable Body accept a grant from the New York State Office of Children and Family Services ("OCFS") in the amount of \$40,000 for the Safe Harbour Initiative for 2024 ("Safe Harbour") for the period of January 1, 2024 through December 31, 2024.

This award will be used to continue the established efforts of Safe Harbour such as short-term safe housing that offers 24-hour crisis intervention, medical care, advocacy, and other services to underage victims of human trafficking within Monroe County. The Center for Youth Services will continue to be the lead agency for this grant after its demonstrated successful collaboration with Monroe County during the partnership's 6 year pilot program, and initial year of "NYS Graduate Community" status. Monroe County has been recognized as a statewide leader with Safe Harbour and has shared its successes with new piloting counties.

The Department of Human Services will continue to assign the Rochester-Monroe County Youth Bureau Executive Director to be its representative who will serve as County liaison to the OCFS Statewide Steering Committee and to provide inter-agency collaborative support and guidance for sustainable implementation of the Safe Harbour Plan. Training will be provided to teach the skills and tools necessary to ensure that child victims are properly identified, referred, and receive the appropriate specialized services to which they are entitled by law. This is the eleventh year the County has received this grant. This year's funding represents a decrease of \$3,350 from last year.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to accept a \$40,000 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Children and Family Services for the Safe Harbour Initiative for 2024 for the period of January 1, 2024 through December 31, 2024.

2. Amend the 2024 operating budget of the Department of Human Services, Division of Social Services, by appropriating the sum of \$40,000 into fund 9300, funds center 5102010000, Child and Family Services 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, to make any necessary funding modifications within the grant guidelines to meet contractual commitments, and to enter into any amendments to extend the time period of the grant.
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 agreements affecting such positions.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”) and is not subject to further review under the State Environmental Quality Review Act.

This grant is 100% funded by the New York State Office of Children and Family Services. No net County support is required in the current Monroe County budget.

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

Sincerely,



Adam J. Bello
Monroe County Executive

AJB:db

By Legislators Hasman and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES FOR SAFE HARBOUR INITIATIVE FOR 2024

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

Section 1. The County Executive, or his designee, is hereby authorized to accept a \$40,000 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Children and Family Services for the Safe Harbour Initiative for 2024 for the period of January 1, 2024 through December 31, 2024.

Section 2. The 2024 operating budget of the Department of Human Services, Division of Social Services, is hereby amended by appropriating the sum of \$40,000 into fund 9300, funds center 5102010000, Child and Family Services Administration.

Section 3. The County Executive is hereby authorized to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, to make any necessary funding modifications within the grant guidelines to meet contractual commitments, and to enter into any amendments to extend the time period of the grant.

Section 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 agreements affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; January 23, 2024 - CV: 9-0
Ways and Means Committee; January 23, 2024 - CV: 11-0
File No. 24-0036

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Resolution	ITEM_36.pdf	Resolution

36.

By Legislators Maffucci and Yudelson

Intro. No. _____

MOTION NO. _____ OF 2024

PROVIDING THAT FILE NO. 24-0037 BE DISCHARGED FROM THE WAYS AND MEANS COMMITTEE

Be It Moved, that File No. 24-0037 be, and hereby is discharged from the Ways and Means Committee.

ADOPTION: Date: _____

Vote: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0037.pdf	Referral Letter
▢	Resolution	ITEM_37.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 5, 2024

OFFICIAL FILE COPY	
No.	<u>240037</u>
Not to be removed from the Office of the Legislature of Monroe County	
Committee Assignment	
WAYS & MEANS	-L

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

Subject: Authorize a Contract with Info Quick Solutions, Inc. for the Installation and Operation of an Integrated County Clerk's Records Management System

Honorable Legislators:

This matter is being referred to Your Honorable Body at the request of Monroe County Clerk Jamie Romeo.

I recommend that Your Honorable Body authorize a contract with Info Quick Solutions, Inc. ("IQS") in an amount not to exceed \$600,000 for the installation and data migration of an Integrated County Clerk's Records Management System and for the continued maintenance of said system. The first payment will be made in 2024 in an amount not to exceed \$216,000 upon completion and acceptance of the installation and full data migration of the system, with maintenance fees in an amount not to exceed \$96,000 per year for four (4) additional years.

The County Clerk's Records Management system is a unified system that handles all the cashing, indexing, scanning, and verification of documents. In addition, it also serves as the main accounting tool for finances managed by the County Clerk's Office.

IQS's proposal includes project management, data conversion, training, implementation of the new records management system along with the continued monthly support and maintenance following installation. This proposal also provides for offsite backup and disaster recovery. In addition, IQS will provide additional support in the full data conversions and consolidation of pistol permit records, migrating three (3) separate sets of data into one. IQS is currently owned and operated in Syracuse, New York, and currently serves 35 other New York County Clerk offices.

An updated records management system will provide for many efficiencies in the management of land, court, and pistol permit records. In addition, new functionality will allow for additional electronic integrations between the County Clerk's Office, New York State Tax & Finance Department, Monroe County Real Property Office, Monroe County Sheriff's Office and Rochester Police Department to provide more efficient and secure methods of processing transactions and file management.

A Request for Proposals was issued for the installation of an Integrated Records Management System and IQS was selected as the most qualified to provide this service.

The specific legislative action required is to authorize the County Executive, or his designee, to execute a contract, and any amendments thereto, with Info Quick Solutions, Inc., 7460 Morgan Road, Liverpool, New York 13090, in an amount not to exceed \$600,000 for the installation and maintenance of an integrated records management system and for the continued maintenance of said system. The first payment will be made in 2024 in an amount not to exceed \$216,000 upon completion and acceptance of the installation and full data migration of the system, with maintenance fees in an amount not to exceed \$96,000 per year for four (4) additional years.

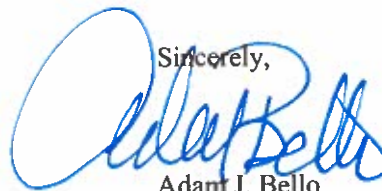
Funding for the first year of the contract is included in the 2024 operating budget of Monroe County Clerk's Office, fund 9001, funds center 2101020000, Downtown Operations. No additional net County support is required in the current Monroe County budget.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

The records in the Office of the Monroe County Treasury have indicated that neither Info Quick Solutions, Inc. nor any of its principal officers, owe any delinquent Monroe County Property taxes. The principal officers are:

Bernard Owens, President, Treasurer
Brian Owens, Vice President
Christine Lohr, Secretary

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

Sincerely,


Adam J. Bello
Monroe County Executive

371

By Legislators Maffucci and Yudelson

Intro. No. _____

MOTION NO. _____ OF 2024

PROVIDING THAT INTRO. NO. _____ OF 2024 ENTITLED "AUTHORIZING CONTRACT WITH INFO QUICK SOLUTIONS, INC. FOR INSTALLATION AND OPERATION OF INTEGRATED COUNTY CLERK'S RECORDS MANAGEMENT SYSTEM," BE ADOPTED

Be It Moved, that Intro. _____ No. of 2024 ENTITLED "AUTHORIZING CONTRACT WITH INFO QUICK SOLUTIONS, INC. FOR INSTALLATION AND OPERATION OF INTEGRATED COUNTY CLERK'S RECORDS MANAGEMENT SYSTEM," be adopted.

File No. 24-0037

ADOPTION: Date: _____

Vote: _____

37,2

By Legislators Maffucci and Yudelson

Intro. No. ____

RESOLUTION NO. ____ OF 2024

AUTHORIZING CONTRACT WITH INFO QUICK SOLUTIONS, INC. FOR INSTALLATION AND OPERATION OF INTEGRATED COUNTY CLERK'S RECORDS MANAGEMENT SYSTEM

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

Section 1. The County Executive, or his designee, is hereby authorized to execute a contract, and any amendments thereto, with Info Quick Solutions, Inc. in an amount not to exceed \$600,000 for the installation and maintenance of an integrated records management system and for the continued maintenance of said system. The first payment will be made in 2024 in an amount not to exceed \$216,000 upon completion and acceptance of the installation and full data migration of the system, with maintenance fees in an amount not to exceed \$96,000 per year for four (4) additional years.

Section 2. Funding for the first year of the contract is included in the 2024 operating budget of Monroe County Clerk's Office, fund 9001, funds center 2101020000, Downtown Operations.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; January 23, 2024 - CV: 6-5
File No. 24-0037

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	R24-0038	R24-0038.pdf	Referral Letter
▢	Resolution	ITEM_38.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 5, 2024

OFFICIAL FILE COPY
No. <u>240038</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
ENV. & PUB. WORKS-L
WAYS & MEANS

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

Subject: Amend the 2024 Capital Budget and Bond Resolution 286 of 2021 to Provide an Increase in Funding for Rochester Pure Waters District – Genesee Valley Pump Station Project

Honorable Legislators:

I recommend that Your Honorable Body amend the 2024 Capital Budget and Bond Resolution 286 of 2021 to provide an increase in funding for the Genesee Valley Pump Station Project.

The Genesee Valley Pump Station Project will provide relief to the Rochester Pure Waters District's (the "District") Wilson Boulevard trunk sewer and restore capacity in the District's collection system. Additionally, this project will allow the University of Rochester ("UofR") to expand its emergency medical facilities and permit future development in the Wilson Boulevard trunk sewer's sewer shed south of the UofR Medical Center. The improvements will include a new 3.5 million gallon per day sanitary pump station and force main consisting of a diversion and wet will structure with submersible pumps, valve and meter vaults, a small building to house electrical, instrumentation, and control components, and a force main approximately 1,500 linear feet that will cross under the Genesee River roughly 900 feet south of Elmwood Avenue. Through Resolution 294 of 2021, Your Honorable Body approved contracts with MRB Group for professional engineering services and with the UofR for financial participation in and the conveyance of interest in real property for the Project. Through Resolutions 159 and 160 of 2023, Your Honorable Body adopted Home Rule Messages for New York State Senate and Assembly Bills to allow the District to acquire permanent easements from the City of Rochester through Genesee Valley Park.

The estimated cost increase resulted from significant escalation of construction pricing since the project was originally estimated in 2021 and planned for construction commencing in 2022. The project was delayed to prolonged effort to acquire easements across Genesee Valley Park. Since design commenced in 2022, the pump station location on the UofR has been relocated from its original proposed location due to City of Rochester requirements and negotiations. The shifting of the pump station location resulted in a deeper excavation for the pump station structures as well as the relocation of existing underground and overhead utilities in conflict with the relocated pump station structures adding costs unforeseen in 2021.

The estimated cost of the improvements is \$9,500,000 with \$5,500,000 previously authorized by Your Honorable Body through Resolution 285 of 2021. The actual debt service obligation for the revised cost of the project, \$9,500,000, as projected in future years could potentially result in an increase of \$5.85 to the future annual charges of the average District ratepayer. However, the actual impact is typically reduced through the retirement of previous debt and other offsets to the District's capital charge levy. Based on an average annual water consumption of 60,000 gallons, the total annual charge for both operation and maintenance and capital to the typical District ratepayer in 2023 is \$254.89.

The specific legislative actions required are:

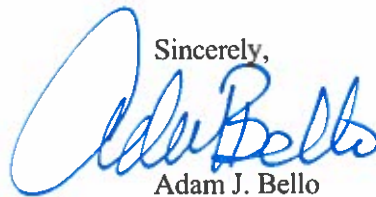
1. Amend the 2024 Capital Budget to increase funding for the "Genesee Valley Pump Station" project by \$4,000,000, from \$5,500,000 to \$9,500,000 for a total authorization of \$9,500,000.
2. Amend Bond Resolution 286 of 2021 to increase the total estimated project cost and financing for the "Genesee Valley Pump Station," capital fund 2009 by \$4,000,000, from \$5,500,000 to \$9,500,000, for a total project authorization of \$9,500,000, subject to the approval of the State Comptroller, if required.

This action is a Type I Action under the New York State Environmental Quality Review Act ("SEQRA"). Pursuant to Resolution 292 of 2021, the Monroe County Legislature issued a Negative Declaration for this action. No further action under SEQRA is required.

Funding for this project, consistent with authorized uses, will be available in capital fund 2009 and any capital fund(s) created for the same intended purpose. The local funding for this project will ultimately be provided by Rochester Pure Waters District user fees. No additional net County support is required in the current Monroe County budget.

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

Sincerely,



Adam J. Bello
Monroe County Executive

By Legislators Hughes-Smith and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

SUPERSEDING BOND RESOLUTION DATED FEBRUARY 13, 2024

RESOLUTION AUTHORIZING THE ISSUANCE OF \$9,500,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE I&I GENESEE VALLEY PUMP STATION PROJECT IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF \$9,500,000 AND SUPERSEDING THE BOND RESOLUTION ADOPTED ON SEPTEMBER 14, 2021 (RESOLUTION NO. 286 OF 2021)

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. For the object or purpose of financing the cost of the I&I Genesee Valley Pump Station Project in and for the County of Monroe, New York (the "County"), consisting of a new sewage pump station and force main on behalf of the Rochester Pure Waters District, there are hereby authorized to be issued \$9,500,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of an additional \$4,000,000 to pay the cost of the aforesaid specific object or purpose (\$5,500,000 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid specific object or purpose is forty (40) years, pursuant to subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is \$9,500,000, and the plan for the financing thereof is by the issuance of \$9,500,000 bonds of said County herein authorized, provided, however, that to the extent any state and/or federal aid and/or grant and/or gift is received for the aforesaid purpose. the County Executive, or his designee, is hereby authorized to accept and shall use such funds to redeem any outstanding indebtedness incurred for such purpose or apply it, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance - Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance - Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance - Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be

prescribed by said Director of Finance - Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance - Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance - Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance – Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance - Chief Financial Officer. The Director of Finance - Chief Financial Officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance - Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution, may be contested only if:

- 1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or
- 3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall supersede Resolution No. 286 of 2021, being a bond resolution dated September 14, 2021, except to the extent that any indebtedness shall have been contracted or encumbrances made thereunder. The purpose of this superseding bond resolution is to effect the following: to increase the maximum estimated cost of the purpose to \$9,500,000, and to provide \$9,500,000 bonds therefor, an increase of \$4,000,000 over the \$5,500,000 bonds authorized under Resolution No. 286 of 2021.

Section 8. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0042.pdf	Referral Letter
▢	Resolution	ITEM_39.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

OFFICIAL FILE COPY
No. 240042
Not to be removed from the Office of the Legislature of Monroe County
Committee Assignment
HUMAN SERVICES -1
WAYS & MEANS

January 18, 2024

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

Subject: Authorize an Agency Contract with New York Recovery Alliance, Inc. for the Monroe County Department of Public Health Addiction Services Program

Honorable Legislators:

I recommend that Your Honorable Body authorize an agency contract with New York Recovery Alliance, Inc. in an amount not to exceed \$62,000 for the period of January 1, 2024 through December 31, 2024, with the option to renew for four (4) additional one-year terms in an amount not to exceed \$62,000 per year based on available funding and services to be provided for the Monroe County Department of Public Health Addiction Services Program.

This agency will support the work of the Addiction Services Division in naloxone distribution and opioid education, data collection, and peer support.

A Request for Proposals was issued, with New York Recovery Alliance, Inc. selected as the most qualified to provide these services.

The specific legislative action required is to authorize the County Executive, or his designee, to execute a contract, and any amendments thereto, with New York Recovery Alliance, Inc., 149 Crosman Terrace, Rochester, New York 14620, to provide Naloxone distribution and opioid education through impacted individuals in identified high risk zip codes in an amount not to exceed \$62,000 for the period of January 1, 2024 through December 31, 2024, with the option to renew for four (4) additional one-year terms in an amount not to exceed \$62,000 per year based on available funding and services to be provided.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

Funding for this contract is included in the 2024 operating budget of the Department of Public Health, general fund 9001, funds center 5801120000, Opioid & Addiction Services Task Force. 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 New York Recovery Alliance, Inc., which is a not-for-profit entity, 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,



Adam J. Bello
Monroe County Executive

AJB:db

By Legislators Hasman and Maffucci

Intro. No. _____

RESOLUTION NO. ____ OF 2024

AUTHORIZING AGENCY CONTRACT WITH NEW YORK RECOVERY ALLIANCE, INC. FOR MONROE COUNTY DEPARTMENT OF PUBLIC HEALTH ADDICTION SERVICES PROGRAM

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

Section 1. The County Executive, or his designee, is hereby authorized to execute a contract, and any amendments thereto, with New York Recovery Alliance, Inc. to provide Naloxone distribution and opioid education through impacted individuals in identified high risk zip codes in an amount not to exceed \$62,000 for the period of January 1, 2024 through December 31, 2024, with the option to renew for four (4) additional one-year terms in an amount not to exceed \$62,000 per year based on available funding and services to be provided.

Section 2. Funding for this contract is included in the 2024 operating budget of the Department of Public Health, general fund 9001, funds center 5801120000, Opioid & Addiction Services Task Force.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; January 23, 2024 – CV: 9-0
Ways & Means Committee; January 23, 2024 – CV: 11-0
File No. 24-0042

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

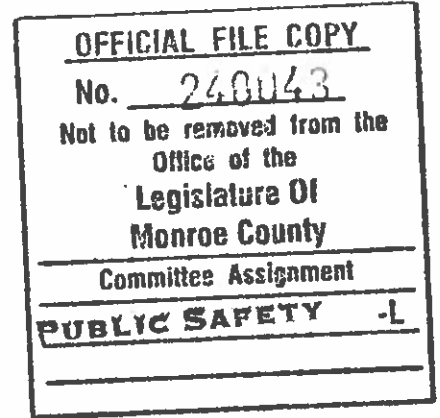
	Description	File Name	Type
▢	Referral	R24-0043.pdf	Referral Letter
▢	Resolution	ITEM_40.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive



January 18, 2024

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

Subject: Confirmation of the Reappointment of the Assigned Counsel Administrator

Honorable Legislators:

I recommend that Your Honorable Body confirm the reappointment of Mark Funk as Assigned Counsel Administrator, pursuant to the Monroe County/Monroe County Bar Association Plan Regarding the Conflict Defender's Office and Assigned Counsel Program.

A copy of Mr. Funk's resume is enclosed.

The specific legislative action required is to confirm the reappointment of Mark Funk as Assigned Counsel Administrator, pursuant to the Monroe County/Monroe County Bar Association Plan Regarding the Conflict Defender's Office and Assigned Counsel Program.

The legislative action requested in this referral is not an "Action," as that term is defined in 6 NYCRR § 617.2 (b), and is not subject to review under the State Environment Quality Review Act.

This confirmation will have no impact on the revenues or expenditures in the current Monroe County budget.

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

Sincerely,

Adam J. Bello
Monroe County Executive

AJB:db

Mark D. Funk

Suite 600 16 E. Main Street Rochester, New York 14614 (585) 753-3488
markfunk@monroecounty.gov

EMPLOYMENT

MONROE COUNTY ASSIGNED COUNSEL PROGRAM

- **Monroe County Assigned Counsel Administrator*; October 31, 2016 – Present
- *Manage the Monroe County Assigned Counsel Program-supervised the assignment of thousands of cases (approximately 3,400 assignments in 2022) annually to approximately 150 panel attorneys

MONROE COUNTY CONFLICT DEFENDER'S OFFICE

- **Monroe County Conflict Defender*; October 31, 2016 – July 2023
- *Supervisor of a staff of 36 including 21 Attorneys who handle misdemeanor criminal cases, parental representation cases in Family Court appeals for indigent clients (office handled approximately 3,500 cases in 2022).

LAW OFFICE OF MARK D. FUNK

- **Private Practice of Law*; January 2001 – October 2016.
- *Criminal Defense, Family Court and Appellate Practice.

Awards and Accolades

2023 President's Award for Professionalism, Monroe County Bar

Association: Awarded by Monroe County Bar Association President Langston D. McFadden; awarded to an attorney who exemplifies and demonstrates a commitment to the concepts of professionalism, civility and collegiality.

Rochester Business Journal/Daily Record, Power Law List for 2021, 2022 and

2023: A list of local legal professionals who are: making sure the legal needs of Rochester's residents are being met and helped limit the disruption caused by the COVID-19 pandemic (2021), working to push the Rochester legal community forward during a time of uncertainty and change (2022) and making sure the legal needs of Rochester's residents are met (2023).

2021 Daily Record/RBJ, Legal Excellence-Leaders in Law Award: Recognizing legal professionals who demonstrate professional accomplishment, exceptional character, integrity and ethics, and commitment to clients and community who make our community stronger through both their professional accomplishments and their civic contributions.

EDUCATION

UNIVERSITY OF DAYTON SCHOOL OF LAW

*Class of 1995 Rank: Top 18% (24 of 133).

*Jessup International Law Moot Court Competition, Spring 1995.

STATE UNIVERSITY OF NEW YORK COLLEGE AT OSWEGO

**Magna Cum Laude* graduate, 1992.

*B.S. in Secondary Education-Social Studies

CONTINUING LEGAL EDUCATION

*Speaker at numerous Continuing Legal Education Programs on criminal law and Family Court related topics.

*Attendee at numerous Continuing Legal Education Programs on criminal law and Family Court related topics.

BAR ASSOCIATION/PROFESSIONAL ORGANIZATIONS/COMMITTEES

**Chief Defender's Association of New York*

- President, 2022-2023
- President-Elect, Treasurer, Board of Trustees
- Chair, Family Court Committee
- Legislative Committee
- Membership Committee
- Assigned Counsel Committee

**Monroe County Bar Association*

- Past Secretary/Board of Trustees Member
- Past Chair, Criminal Justice Section
- Council Member (current), Family/Matrimonial Section
- Current Chair, Awards Committee
- Member (current), President's Commission on Access to Justice
- Member (current), Solo/Small Committee
- Member (current), Diversity Committee
- Past Secretary, Lawyers for Learning Committee
- Past Lawyers for Learning Mentor, School #29

**Monroe County*

- Department of Public Safety, Diversity, Equity and Inclusion Committee
- Department of Public Safety, Employee Recognition Committee

**New York State Bar Association*

- Mandated Representation Committee
 - Assigned Counsel Sub-committee
 - Family Court Sub-Committee
- Committee on Families and Law

**Other Committees (alphabetically):*

- Communities Not Cages Coalition
- Community Justice Council
- Court Improvement Project (CIP) Committee
 - CIP Race Equity Sub-committee
- Criminal Case Diversion Implementation Project Committee
- Criminal Justice Council
- Domestic Violence/Intensive Domestic Violence Committee
- Family Court Custody Part Operations Committee
- Family Court Planning Committee
- Family Defense Multi-Coalition
- Family Treatment Court Committee
- Greater Rochester Legal Services for Veterans Committee
- Monroe County Criminal Justice Council
- National Adoption Day Committee
- New York Family Advocacy Multi-Coalition
- NYS Office of Indigent Legal Services Criminal Defense Advisory Committee
- NYS Office of Indigent Legal Services Family Court Standards Committee
- NYS SAVES Council
- Policy Equity Academy Grant Committee
- Pre-textual Stop Coalition
- RASE Commission Criminal Justice-Policing CART
- Rochester Extended Family (REF) Initiative Committee
 - Logistics Sub-Committee
 - Research Sub-Committee
- SAFE (Human Trafficking) Court Committee
- Seventh Judicial District Assigned Counsel Administrators Committee
- Seventh Judicial District Chief Defenders Committee
- Seventh Judicial District Community Justice Council
- Veterans Court Committee

VOLUNTEER ACTIVITY

COACH/JUDGE; NYSBA Mock Trial Competition, 1996-present

40.1

By Legislators Long and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

CONFIRMING REAPPOINTMENT OF ASSIGNED COUNSEL ADMINISTRATOR

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

Section 1. The reappointment of Mark Funk as Assigned Counsel Administrator is hereby confirmed, pursuant to the Monroe County/Monroe County Bar Association Plan Regarding the Conflict Defender's Office and Assigned Counsel Program.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; January 23, 2024 – CV: 11-0
File No. 24-0043

ADOPTION: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

40.2

Mark D. Funk

Suite 600 16 E. Main Street Rochester, New York 14614 (585) 753-3488
markfunk@monroecounty.gov

EMPLOYMENT

MONROE COUNTY ASSIGNED COUNSEL PROGRAM

- **Monroe County Assigned Counsel Administrator*; October 31, 2016 – Present
- *Manage the Monroe County Assigned Counsel Program-supervised the assignment of thousands of cases (approximately 3,400 assignments in 2022) annually to approximately 150 panel attorneys

MONROE COUNTY CONFLICT DEFENDER'S OFFICE

- **Monroe County Conflict Defender*; October 31, 2016 – July 2023
- *Supervisor of a staff of 36 including 21 Attorneys who handle misdemeanor criminal cases, parental representation cases in Family Court appeals for indigent clients (office handled approximately 3,500 cases in 2022).

LAW OFFICE OF MARK D. FUNK

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- *Criminal Defense, Family Court and Appellate Practice.

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2023: A list of local legal professionals who are: making sure the legal needs of Rochester's residents are being met and helped limit the disruption caused by the COVID-19 pandemic (2021), working to push the Rochester legal community forward during a time of uncertainty and change (2022) and making sure the legal needs of Rochester's residents are met (2023).

2021 Daily Record/RBJ, Legal Excellence-Leaders in Law Award: Recognizing legal professionals who demonstrate professional accomplishment, exceptional character, integrity and ethics, and commitment to clients and community who make our community stronger through both their professional accomplishments and their civic contributions.

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- *Class of 1995 Rank: Top 18% (24 of 133).
- *Jessup International Law Moot Court Competition, Spring 1995.

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- **Magna Cum Laude* graduate, 1992.
- *B.S. in Secondary Education-Social Studies

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*Attendee at numerous Continuing Legal Education Programs on criminal law and Family Court related topics.

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- President, 2022-2023
- President-Elect, Treasurer, Board of Trustees
- Chair, Family Court Committee
- Legislative Committee
- Membership Committee
- Assigned Counsel Committee

**Monroe County Bar Association*

- Past Secretary/Board of Trustees Member
- Past Chair, Criminal Justice Section
- Council Member (current), Family/Matrimonial Section
- Current Chair, Awards Committee
- Member (current), President's Commission on Access to Justice
- Member (current), Solo/Small Committee
- Member (current), Diversity Committee
- Past Secretary, Lawyers for Learning Committee
- Past Lawyers for Learning Mentor, School #29

***Monroe County**

- Department of Public Safety, Diversity, Equity and Inclusion Committee
- Department of Public Safety, Employee Recognition Committee

***New York State Bar Association**

- Mandated Representation Committee
 - Assigned Counsel Sub-committee
 - Family Court Sub-Committee
- Committee on Families and Law

***Other Committees (alphabetically):**

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- Community Justice Council
- Court Improvement Project (CIP) Committee
 - CIP Race Equity Sub-committee
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- Criminal Justice Council
- Domestic Violence/Intensive Domestic Violence Committee
- Family Court Custody Part Operations Committee
- Family Court Planning Committee
- Family Defense Multi-Coalition
- Family Treatment Court Committee
- Greater Rochester Legal Services for Veterans Committee
- Monroe County Criminal Justice Council
- National Adoption Day Committee
- New York Family Advocacy Multi-Coalition
- NYS Office of Indigent Legal Services Criminal Defense Advisory Committee
- NYS Office of Indigent Legal Services Family Court Standards Committee
- NYS SAVES Council
- Policy Equity Academy Grant Committee
- Pre-textual Stop Coalition
- RASE Commission Criminal Justice-Policing CART
- Rochester Extended Family (REF) Initiative Committee
 - Logistics Sub-Committee
 - Research Sub-Committee
- SAFE (Human Trafficking) Court Committee
- Seventh Judicial District Assigned Counsel Administrators Committee
- Seventh Judicial District Chief Defenders Committee
- Seventh Judicial District Community Justice Council
- Veterans Court Committee

VOLUNTEER ACTIVITY

COACH/JUDGE; NYSBA Mock Trial Competition, 1996-present



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0044.pdf	Referral Letter
▢	Resolution	ITEM_41.pdf	Resolution



Monroe County Legislature

YVERSHA M. ROMAN

President

January 25, 2024

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

OFFICIAL FILE COPY	
No.	240044
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
URGENT	-L

RE: Re-appointment to the Monroe County Library System Board of Trustees

Honorable Legislators:

In accordance with Article 5 of the Education Law of New York State and Section C7-4 of the Monroe County Charter, I would like to recommend Christopher H. Corcoran, be reappointed to the Monroe County Library System Board of Trustees.

Mr. Corcoran resides at 141 Brookside Drive, Rochester, New York 14618. Attached is a copy of Mr. Corcoran's resume.

The specific legislative action required is to appoint Mr. Corcoran for a term, effective July 1, 2023 and expiring June 30, 2028

This resolution will have no fiscal impact on Monroe County's Budget.

Sincerely,

Yversha Roman
President of the Legislature

By Legislator Roman

Intro. No. ____

RESOLUTION NO. ____ OF 2024

CONFIRMATION OF REAPPOINTMENT TO BOARD OF TRUSTEES OF MONROE COUNTY LIBRARY SYSTEM

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

Section 1. In accordance with Article 5 of the Education Law of New York State and Section C7-4 of the Monroe County Charter, the following reappointment to the Monroe County Library System Board of Trustees submitted by Legislature President is hereby confirmed:

Christopher H. Corcoran, residing at 141 Brookside Drive, Rochester, New York 14618, for a term to be as of July 1, 2023 and expire on June 30, 2028.

Section 2. This resolution shall take effect immediately.

Matter of Urgency
File No. 24-_____

ADOPTION: Date: _____ Vote: _____

Christopher H. Corcoran

141 Brookside Drive
Rochester, NY 14618

Born Rochester, NY 1951

Admitted to New York State Bar, 1977.

A member of Torres Law Office, 132 Allen's Creek Rd, Rochester, NY 14618
Practice primarily in the areas of trusts and estate and real estate law

Member Monroe County Bar Association, Trust and Estate Section, (also past chair) Memorial Committee (also past chair) and past chair of Ethics Committee

New York State Bar Association

The Country Club of Rochester (Board of Stewards 2005 - 2011)

Princeton University (AB. 1973)

Albany Law School of Union University (J.D. 1976)

Member, Board of Editors, Albany Law Review, 1974-1976

Note: I have benefited from libraries my entire life. Their importance was brought home to me when an elderly man told me that one reason why he did not move to the rural area where his child lived was that there was no library there.

By Legislators Baynes and Bartholomew McCoy

Intro. No. ____

RESOLUTION NO. ____ OF 2024

CONFIRMATION OF REAPPOINTMENT TO BOARD OF TRUSTEES OF MONROE COUNTY LIBRARY SYSTEM

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

Section 1. In accordance with Article 5 of the Education Law of New York State and Section C7-4 of the Monroe County Charter, the following reappointment to the Monroe County Library System Board of Trustees submitted by Legislature President is hereby confirmed:

Christopher H. Corcoran, residing at 141 Brookside Drive, Rochester, New York 14618, for a term to be as of July 1, 2023 and expire on June 30, 2028.

Section 2. This resolution shall take effect immediately.

Matter of Urgency
File No. 24-0044

ADOPTION: Date: _____ Vote: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0045.pdf	Referral Letter
▢	Resolution	ITEM_42.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

February 9, 2024

OFFICIAL FILE COPY	
No.	<u>240045</u>
Not to be removed from the Office of the Legislature of Monroe County	
Committee Assignment	
URGENT	-L

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

Subject: Approve the Collective Bargaining Agreement Between the Monroe County Executive and the Monroe County Federation of Social Workers I.U.E.-C.W.A. 81381

Honorable Legislators:

I recommend that Your Honorable Body approve the Collective Bargaining Agreement between the Monroe County Executive and the Monroe County Federation of Social Workers I.U.E.-C.W.A. 81381 for the period of January 1, 2024 through December 31, 2026.

The principal terms of this agreement are outlined below:

1. Wage increases, generally, set forth as follows:
2024 – 4.25% schedule increase
2025 – 3.5% schedule increase
2026 – 3.75% schedule increase
2. The two salary schedules (SS1 and SS2) are combined into one schedule.
3. New 3-year longevity payment at \$375, the 5-year longevity payment increased to \$475, 10-year payment to \$575, 15-year payment to \$675, 20-year payment to \$875, and the 25 or more year payment to \$975.
4. Increased tuition reimbursement to up to \$2,000 maximum per year.
5. Juneteenth has been formally added to the contract listing of paid holidays and revise Columbus Day to read “Columbus Day/Indigenous Peoples Day.”

The estimated costs of this referral are:

2024 – \$ 3,435,019
2025 – \$ 1,556,188
2026 – \$ 1,725,702

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Monroe County Legislature - February 13, 2024 • www.monroecounty.gov • e-mail: countyexecutive@monroecounty.gov

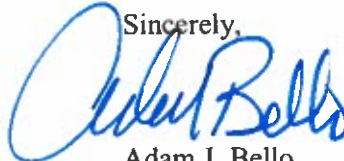
The specific legislative actions required are:

1. Approve the agreement between the Monroe County Executive and the Monroe County Federation of Social Workers I.U.E.-C.W.A. 81381 for the period of January 1, 2024 through December 31, 2026.
2. Amend the 2024 Budget Salary Schedule to reflect the agreement with Monroe County Federation of Social Workers I.U.E.-C.W.A. 81381.

Funding for this agreement is included in the 2024 Operating Budget of the County and will be requested in future years budgets. No additional net County support is required in the current Monroe County budget.

This action is a type II Action pursuant to 6 NYCRR & 617.5 (C)(28) (“collective bargaining activities”) and is not subject to further review under the State Environmental Quality Review Act.

I recommend that this matter receive favorable action by Your Honorable Body.

Sincerely,


Adam J. Bello
Monroe County Executive

By Legislators _____ and _____

Intro. No. _____

RESOLUTION NO. _____ OF 2024

APPROVING COLLECTIVE BARGAINING AGREEMENT BETWEEN MONROE COUNTY EXECUTIVE AND MONORE COUNTY FEDERATION OF SOCIAL WORKERS, I.U.E.-C.W.A. 81381

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

Section 1. The agreement between the Monroe County Executive and the Monroe County Federation of Social Workers I.U.E.-C.W.A. 81381 for the period of January 1, 2024 through December 31, 2026 is hereby approved.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No. 24-0

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

42.

By Legislators Maffucci and Yudelson

Intro. No. ____

RESOLUTION NO. ____ OF 2024

APPROVING COLLECTIVE BARGAINING AGREEMENT BETWEEN MONROE COUNTY EXECUTIVE AND MONORE COUNTY FEDERATION OF SOCIAL WORKERS, I.U.E.-C.W.A. 81381

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

Section 1. The agreement between the Monroe County Executive and the Monroe County Federation of Social Workers I.U.E.-C.W.A. 81381 for the period of January 1, 2024 through December 31, 2026 is hereby approved.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No. 24-0045

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0046.pdf	Referral Letter
▢	Resolution	ITEM_43.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

February 9, 2024

OFFICIAL FILE COPY	
No.	<u>240046</u>
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
URGENT	-L

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

Subject: Authorizing the Acceptance and Payment of Health Care and Mental Hygiene Worker Bonuses to Monroe County Employees and the Amendment of Contracts to Pay Health Care and Mental Hygiene Worker Bonuses to Monroe County Contractors

Honorable Legislators:

I recommend that Your Honorable Body authorize the acceptance and payment of Health Care and Mental Hygiene Worker Bonuses to Monroe County employees pursuant to Section 367-w of New York's Social Services Law ("Section 367-w"). I further recommend that Your Honorable Body authorize the amendment of various contracts between Monroe County and vendors who provide contract workers to the County to provide for the payment of bonuses for those contracted workers pursuant to Section 367-w.

As Your Honorable Body is aware, Section 367-w was enacted to provide Health Care and Mental Hygiene Worker Bonuses to health care and mental hygiene workers. Section 367-w provides for a bonus of up to \$1,500 per employee based upon hours worked during a six-month vesting period. Section 367-w sets forth a schedule of five vesting periods from October of 2021 through March of 2024. Employees are eligible for a maximum of \$3,000 during the five vesting periods. Employee eligibility is solely determined by Section 367-w and based upon an employee's job title as set forth by the New York State Department of Health.

Pursuant to Resolutions 309 of 2022, 465 of 2022, and 269 of 2023, Your Honorable Body approved payments of bonuses to Monroe County employees for the first, second, and third vesting periods. In addition to certain Monroe County employees being eligible for the bonus, certain contract workers who are employed on behalf of Monroe County pursuant to a contract with a vendor are also eligible. Under the terms of the bonus program, Monroe County is required to submit claims for those contract workers. The New York State Department of Health allowed employers the opportunity to submit claims on behalf of employees and contract workers for vesting period four on or before October 31, 2023.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to accept Health Care and Mental Hygiene Worker Bonus payments from the State of New York pursuant to Section 367-w in an amount not to exceed \$230,000.
2. Authorize the County Executive, or his designee, to make payment of Health Care and Mental Hygiene Worker Bonus payments to eligible Monroe County employees pursuant to Section 367-w.

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3. Authorize the County Executive, or his designee, to execute amendments to the following contract in an amount not to exceed \$3,230 for purposes of making payment of Health Care and Mental Hygiene Worker Bonus payments to the following eligible Monroe County contractor:
 - A. Morrison Management Specialists, Inc., an affiliate of Morrison Healthcare, a Division of Compass Group USA, Inc. for food, nutritional and vending service management and operation at Monroe Community Hospital, as authorized by Resolution 415 of 2020, as amended by Resolution 465 of 2022 and Resolution 269 of 2023.
4. Amend the 2024 operating budget of the Department of Public Health, general fund 9001, funds center 5801010000 Public Health Commissioner, in the amount of \$31,219; the Department of Aviation, airport fund 9010, funds center 8101010000 Airport Administration, in the amount of \$4,845; the Department of Human Services, general fund 9001, funds center 5701010000 Mental Health Administration, in the amount of \$6,459; the Office of the Sheriff, general fund 9001, funds center 3801010000 Sheriff Administration, in the amount of \$1,615.

This action is a Type II Action pursuant to 6 NYCRR §617.5(c)(26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”) and is not subject to further review under the State Environmental Quality Review Act.

Funding for the Health Care and Mental Hygiene Worker Bonuses is being provided by the State of New York pursuant to Section 367-w. No net County support is required in the current Monroe County budget.

I recommend that this matter receive favorable action by Your Honorable Body.

Sincerely,


Adam J. Bello
Monroe County Executive

By Legislators _____ and _____

Intro. No. _____

RESOLUTION NO. ____ OF 2024

AUTHORIZING ACCEPTANCE AND PAYMENT OF HEALTH CARE AND MENTAL HYGIENE WORKER BONUSES TO MONROE COUNTY EMPLOYEES AND AMENDMENT OF CONTRACTS TO PAY HEALTH CARE AND MENTAL HYGIENE WORKER BONUSES TO MONROE COUNTY CONTRACTORS

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

Section 1. The County Executive, or his designee, is hereby authorized to accept Health Care and Mental Hygiene Worker Bonus payments from the State of New York pursuant to Section 367-w in an amount not to exceed \$230,000.

Section 2. The County Executive, or his designee, is hereby authorized to make payment of Health Care and Mental Hygiene Worker Bonus payments to eligible Monroe County employees pursuant to Section 367-w.

Section 3. The County Executive, or his designee, is hereby authorized to execute amendments to the following contract in an amount not to exceed \$3,230 for purposes of making payment of Health Care and Mental Hygiene Worker Bonus payments to the following eligible Monroe County contractor:

- A. Morrison Management Specialists, Inc., an affiliate of Morrison Healthcare, a Division of Compass Group USA, Inc. for food, nutritional and vending service management and operation at Monroe Community Hospital, as authorized by Resolution 415 of 2020, as amended by Resolution 465 of 2022 and Resolution 269 of 2023.

Section 4. The 2024 operating budget of the Department of Public Health, general fund 9001, funds center 5801010000 Public Health Commissioner, in the amount of \$31,219; the Department of Aviation, airport fund 9010, funds center 8101010000 Airport Administration, the amount of \$4,845; the Department of Human Services, general fund 9001, funds center 5701010000 Mental Health Administration, in the amount of \$6,459; the Office of the Sheriff, general fund 9001, funds center 3801010000 Sheriff Administration, the amount of \$1,615.

Section 5. Funding for the Health Care and Mental Hygiene Worker Bonuses is being provided by the State of New York pursuant to Section 367-w.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No. 24-0

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Hasman and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

AUTHORIZING ACCEPTANCE AND PAYMENT OF HEALTH CARE AND MENTAL HYGIENE WORKER BONUSES TO MONROE COUNTY EMPLOYEES AND AMENDMENT OF CONTRACTS TO PAY HEALTH CARE AND MENTAL HYGIENE WORKER BONUSES TO MONROE COUNTY CONTRACTORS

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

Section 1. The County Executive, or his designee, is hereby authorized to accept Health Care and Mental Hygiene Worker Bonus payments from the State of New York pursuant to Section 367-w in an amount not to exceed \$230,000.

Section 2. The County Executive, or his designee, is hereby authorized to make payment of Health Care and Mental Hygiene Worker Bonus payments to eligible Monroe County employees pursuant to Section 367-w.

Section 3. The County Executive, or his designee, is hereby authorized to execute amendments to the following contract in an amount not to exceed \$3,230 for purposes of making payment of Health Care and Mental Hygiene Worker Bonus payments to the following eligible Monroe County contractor:

- A. Morrison Management Specialists, Inc., an affiliate of Morrison Healthcare, a Division of Compass Group USA, Inc. for food, nutritional and vending service management and operation at Monroe Community Hospital, as authorized by Resolution 415 of 2020, as amended by Resolution 465 of 2022 and Resolution 269 of 2023.

Section 4. The 2024 operating budget of the Department of Public Health, general fund 9001, funds center 5801010000 Public Health Commissioner, in the amount of \$31,219; the Department of Aviation, airport fund 9010, funds center 8101010000 Airport Administration, in the amount of \$4,845; the Department of Human Services, general fund 9001, funds center 5701010000 Mental Health Administration, in the amount of \$6,459; the Office of the Sheriff, general fund 9001, funds center 3801010000 Sheriff Administration, in the amount of \$1,615, are hereby amended.

Section 5. Funding for the Health Care and Mental Hygiene Worker Bonuses is being provided by the State of New York pursuant to Section 367-w.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No. 24-0046

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0047.pdf	Referral Letter
▢	Resolution	ITEM_44.pdf	Resolution



Monroe County Legislature

STEVE BREW
REPUBLICAN LEADER
LEGISLATOR - DISTRICT 12

OFFICIAL FILE COPY	
No.	<u>240047</u>
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assigament	
URGENT	-L

February 9, 2024

Honorable Legislators
Monroe County Legislature
407 County Office Building
Rochester, NY 14614

Subject: Appointment of Commissioner of Elections, Peter D. Elder

Honorable Legislators:

I, Steve Brew, Republican Conference Leader of the Monroe County Legislature, in accordance with Sections 3-202 and 3-204 of the Election Law of the State of New York and the recommendation of the Monroe County Republican Committee, do hereby submit to this Honorable Body for confirmation, the appointment of Mr. Peter D. Elder, 59 Dunning Avenue, Webster, New York, 14580 to the Office of Commission of Elections, for a term to commence on January 1, 2025 and expire on December 31, 2028.

This resolution will have no impact on the Monroe County budget.

Sincerely,

Steve Brew
Republican Leader
District 12

By Legislators _____ and _____

Intro. No. _____

RESOLUTION NO. ___ OF 2024

CONFIRMING APPOINTMENT OF REPUBLICAN ELECTIONS COMMISSIONER PETER D. ELDER

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

Section 1. In accordance with Sections 3-202 and 3-204 of the Election Law of the State of New York and the recommendation of the Monroe County Republican Committee, the appointment of Mr. Peter D. Elder, 59 Dunning Avenue, Webster, New York 14580, to the Office of Commissioner of Elections by the Monroe County Legislature is hereby confirmed. The term shall commence on January 1, 2025 and expire on December 31, 2028.

Section 2. This resolution shall take effect immediately.

Matter of Urgency
File No. 24- _____

ADOPTION: Date: _____

Vote: _____

By Legislators Brew and Dondorfer

Intro. No. _____

RESOLUTION NO. __ OF 2024

CONFIRMING APPOINTMENT OF REPUBLICAN ELECTIONS COMMISSIONER PETER D. ELDER

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

Section 1. In accordance with Sections 3-202 and 3-204 of the Election Law of the State of New York and the recommendation of the Monroe County Republican Committee, the appointment of Mr. Peter D. Elder, 59 Dunning Avenue, Webster, New York 14580, to the Office of Commissioner of Elections by the Monroe County Legislature is hereby confirmed. The term shall commence on January 1, 2025 and expire on December 31, 2028.

Section 2. This resolution shall take effect immediately.

Matter of Urgency
File No. 24-0047

ADOPTION: Date: _____

Vote: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R24-0048.pdf	Referral Letter



Monroe County Legislature

YVERSHA M. ROMAN
President

February 9, 2024

OFFICIAL FILE COPY
No. <u>240048</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
URGENT -L

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

RE: Election for Position of Second Assistant Deputy Clerk of the Legislature

Honorable Legislators:

In accordance with the Rules of the Legislature, an Election for the Position of Second Assistant Deputy Clerk of the Legislature is called for the February 13, 2024 meeting of the Legislature.

This resolution will have no fiscal impact on Monroe County's Budget.

Sincerely,

Yversha Roman
President of the Legislature

39 WEST MAIN STREET, COB ROOM 410, ROCHESTER, NY 14614