

*Monroe County*  
*Clerk of the Legislature*

**David Grant**  
Clerk



**Frank Keophetlasy**  
Deputy Clerk

**Ian Watkins**  
2<sup>nd</sup> Assistant Dep. Clerk

**MEMORANDUM**

**TO:** Legislators, Directors, Staff and Media  
**FROM:** David Grant, Clerk of the Legislature *DG*  
**DATE:** January 11, 2022  
**RE:** Matters of Urgency – File Nos. 22-0003 and 22-0043 through 22-0046

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- 22-0003     Rescheduling November 2022 Full Legislature Meeting – As a Matter of Urgency – Sabrina LaMar, President of the Legislature
- 22-0043     Amend Resolution 93 of 2021 Acceptance of a Grant from the United States Department of the Treasury for Emergency Rent Assistance for the Monroe County Eviction Prevention Pilot Initiative 2.0 Program to Accept Additional Funding and Extend the Time Period – As a Matter of Urgency – Adam J. Bello, County Executive
- 22-0044     Approve the Collective Bargaining Agreement Between the Monroe County Executive and the Civil Service Employees Association, Inc. Monroe County Local 828, Unit 7400 – As a Matter of Urgency – Adam J. Bello, County Executive
- 22-0045     Approve the Collective Bargaining Agreement Between the Monroe County Executive and the International Union of Operating Engineers, Local 158 – As a Matter of Urgency – Adam J. Bello, County Executive
- 22-0046     Authorization to Enter into a Settlement Agreement in the New York Coordinated Opioid Litigation (Supreme Court, Suffolk County Index No. 400000/2017) – As a Matter of Urgency – Adam J. Bello, County Executive

Per Sabrina LaMar, President of the Monroe County Legislature, the attached communications are declared to be Matters of Urgency pursuant to Section 545-24(A)(3) of the Rules of the Monroe County Legislature and will be considered for appropriate action at the January 11, 2022 meeting of the Monroe County Legislature.

Attachments



*Monroe County Legislature*  
*Office of the President*

**SABRINA LAMAR**  
PRESIDENT

January 10, 2022

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

<b>OFFICIAL FILE COPY</b>	
No. <u>220003</u>	
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
<b>URGENT</b>	-L

**RE: Rescheduling November 2022 Full Legislature Meeting**

Honorable Legislators:

Under Section C2-9(B) of the Monroe County Charter and Section 545-4(A) of the Rules of the Monroe County Legislature, the Legislature shall meet on the second Tuesday of each month. The current November 8, 2022 Full Legislature Meeting will conflict with Election Day.

Therefore, I, Sabrina LaMar, President of the Monroe County Legislature, do hereby propose that this Honorable Body reschedule the November 2022 meeting of the Full Legislature to meet on November 15, 2022 pursuant to Section 545-4(A) of the Rules of the Monroe County Legislature.

Sincerely,

A handwritten signature in black ink, appearing to read "Sabrina LaMar".

Sabrina LaMar  
Monroe County Legislature  
President

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

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

RESOLUTION NO. \_\_\_\_ OF 2022

**RESCHEDULING NOVEMBER 2022 FULL LEGISLATURE MEETING**

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

Section 1. Pursuant to Section C2-9(A) of the Monroe County Charter and Section 545-4(A) of the Rules of the Monroe County Legislature, the November 8, 2022 Full Legislature meeting is hereby rescheduled to meet November 15, 2022.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency  
File No. 22-\_\_\_\_

ADOPTION: Date: January 11, 2022 Vote: \_\_\_\_\_

ACTION BY THE COUNTY EXECUTIVE

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

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

EFFECTIVE DATE OF RESOLUTION: \_\_\_\_\_



# Office of the County Executive

Monroe County, New York

Adam J. Bello  
County Executive

January 10, 2022

<b>OFFICIAL FILE COPY</b>	
No.	<u>220043</u>
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
<b>URGENT</b>	-L

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

**Subject:** Amend Resolution 93 of 2021 Acceptance of a Grant from the United States Department of the Treasury for Emergency Rent Assistance for the Monroe County Eviction Prevention Pilot Initiative 2.0 Program to Accept Additional Funding and Extend the Time Period

Honorable Legislators:

I recommend that Your Honorable Body amend Resolution 93 of 2021 to accept additional funding from the United States Department of the Treasury ("Treasury") in the amount of \$455,503.19 for the Emergency Rental Assistance program and extend the time period through September 30, 2022.

Under the Emergency Rental Assistance program ("ERA1"), the Treasury awarded Monroe County \$15,900,965.70 from which the County's Eviction Prevention Pilot Initiative 2.0 was established. The Treasury has been monitoring actual spending of ERA1 funding and offered municipalities the opportunity to apply for additional funding from reallocated under-spending of other governments. Monroe County applied for reallocated funding and has been granted an additional \$455,503.19 bringing the total ERA1 award to \$16,356,468.89. Under the terms of the application for reallocated funds, the Treasury has also extended the date by which ERA1 funds must be fully obligated to September 30, 2022.

Monroe County's Eviction Prevention Pilot Initiative 2.0 is also funded by the City's ERA1 allocation of \$6,101,213.50, which was subsequently transferred to the County, and by a second iteration of the Treasury's Emergency Rental Assistance program ("ERA2"). Under ERA2, Monroe County received \$22,050,597.30 (combined City and County allocations), which must be fully obligated by the later date of September 30, 2025. With the reallocated funding just awarded, the combined ERA1 and ERA2 funding for the Eviction Prevention Pilot Initiative 2.0 is now a total of \$44,508,279.69.

**The specific legislative actions required are to:**

1. Amend Resolution 93 of 2021 to accept additional funding from the United States Department of the Treasury in the amount of \$455,503.19 for a total award of \$16,356,468.89 and extend the time period through September 30, 2022.
2. Amend the 2022 operating budget of the Department of Finance by appropriating the sum of \$455,503.19 into general fund 9001, funds center 1209070200, Emergency Rental Assistance.

3. Authorize the County Executive to reappropriate for 2022 any unencumbered balances and unexpended commitments of the grant award remaining as of December 31, 2021 in accordance with the grant terms, and to make any necessary funding modifications within the grant guidelines to meet contractual commitments.

This action is a Type II Action pursuant to §6 NYCRR 617.5 (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 United States Department of the Treasury. 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 \_\_\_\_\_ and \_\_\_\_\_

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

RESOLUTION NO. \_\_\_\_ OF 2022

**AMENDING RESOLUTION 93 OF 2021 ACCEPTING GRANT FROM UNITED STATES DEPARTMENT FOR EMERGENCY RENT ASSISTANCE FOR MONROE COUNTY EVICTION PREVENTION PILOT INITIATIVE 2.0 PROGRAM TO ACCEPT ADDITIONAL FUNDING AND EXTENDING TIME PERIOD**

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

Section 1. Section 1 of Resolution 93 of 2021 is hereby amended to read as follows:

The County Executive, or his designee, is hereby authorized to accept a ~~\$15,900,965.70~~ \$16,356,468.89 grant from, and to execute a contract and any amendments thereto with, the United States Department of the Treasury for Emergency Rent Assistance for the Monroe County Eviction Prevention Pilot Initiative 2.0 program, for the period of January 1, 2021 through ~~December 31, 2021~~ September 30, 2022.

Section 2. The 2022 operating budget of the Department of Finance is hereby amended by appropriating the sum of \$455,503.19 into general fund 9001, funds center 1209070200, Emergency Rental Assistance.

Section 3. The County Executive is hereby authorized to reappropriate for 2022 any unencumbered balances and unexpended commitments of the grant award remaining as of December 31, 2021 in accordance with the grant terms, and to make any necessary funding modifications within the grant guidelines to meet contractual commitments.

Matter of Urgency  
File No. 22-

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

ACTION BY THE COUNTY EXECUTIVE

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

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

EFFECTIVE DATE OF RESOLUTION: \_\_\_\_\_

Added language is underlined.  
Deleted language is ~~stricken~~.



# Office of the County Executive

Monroe County, New York

Adam J. Bello  
County Executive

January 10, 2022

<b>OFFICIAL FILE COPY</b>	
No.	<u>220044</u>
Not to be removed from the Office of the Legislature of Monroe County	
Committee Assignment	
<b>URGENT</b>	-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 Civil Service Employees Association, Inc. Monroe County Local 828, Unit 7400

Honorable Legislators:

I recommend that Your Honorable Body approve the Collective Bargaining Agreement between the Monroe County Executive and the Civil Service Employees Association, Inc. ("CSEA") Monroe County local 828, Unit 7400 for the period of January 1, 2022 through December 31, 2024.

The principal terms of this agreement are outlined below:

1. Wage increases, generally, set forth as follows:

- 2022 – Minimum wage increased to \$15 per hour; salary steps on the schedules increased by \$1.25 per hour
- 2023 – 3% schedule increase
- 2024 – 3% schedule increase

2. The salary schedule (SS1) for those hired prior to April 15, 2005 will remain, but the two separate salary schedules (SS2 and SS3) for those hired on or after April 15, 2005 are combined into one schedule, to be known as SS2. A new schedule, to be known as SS3 consisting only of pay groups 60 through 62, has been established for employees in the building trades job titles.
3. Employees will be fully reimbursed up to an annual maximum of \$150 for the purchase of safety shoes required by the County.
4. Tuition reimbursement annual maximums increased to \$2,000 at the rate of 75%. Full reimbursement for tuition costs related to study in the field of health care increased to \$3,000.
5. Domestic partners registered with the County will be covered under the County's health insurance plans effective July 1, 2022.
6. Longevity pay amounts increased by \$100 per year.
7. The schedule of paid holidays is increased with the addition of Juneteenth.
8. Shift premium pay is increased to \$1.25 per hour, from \$0.80 per hour.

9. Employees who are assigned to a downtown location who work some or all hours in person will receive a \$200 annual stipend in order to offset the cost of parking. Employees who have access to free parking are not eligible for this stipend.
10. Employees in the Probation Officer job family will receive a \$250 payment each year for clothing/equipment maintenance.
11. Tool allowance is increased to \$600 per year, from \$300.

I further recommend that Your Honorable Body amend the compensation program for Unrepresented Employees not covered above commensurate with the modifications in the CSEA agreement and amend the compensation program for the Monroe County Sheriff's Executive Staff commensurate with the modifications in the Sheriff's Command agreement previously approved by this Honorable Body. The Sheriff's Executive Staff will also receive a longevity pay schedule increase of 1%, and their work week will be standardized at 41.25 hours.

The estimated costs of this referral are:

2022 – \$ 7,965,971  
2023 – \$ 3,715,346  
2024 – \$ 3,826,681  
2025 – \$ 15,569  
2026 – \$ 15,880

**The specific legislative actions required are:**

1. Approve the Collective Bargaining Agreement between the Monroe County Executive and the Civil Service Employees Association, Inc. Monroe County Local 828, Unit 7400 for the period of January 1, 2022 through December 31, 2024.
2. Amend the 2022 Budget Salary Schedule to reflect the agreement with the Civil Service Employees Association, Inc. Local 828, Unit 7400, amend the applicable Salary Schedule for unrepresented employees commensurate with the modifications to the CSEA Salary Schedule, and amend the applicable Salary Schedule for the Monroe County Sheriff's Executive Staff commensurate with the modifications to the Sheriff's Command Staff Salary Schedule approved in the Sheriff's Command agreement.
3. Amend the compensation program for unrepresented employees commensurate with the modifications in the CSEA agreement, amend the compensation program for the Monroe County Sheriff's Executive Staff commensurate with the modifications in the Sheriff's Command agreement, and extend applicable economic benefits to all employment classes currently covered.

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 2022

**APPROVING COLLECTIVE BARGAINING AGREEMENT BETWEEN MONROE COUNTY EXECUTIVE AND CIVIL SERVICE EMPLOYEES ASSOCIATION, INC. MONROE COUNTY LOCAL 828, UNIT 7400**

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

Section 1. The Collective Bargaining Agreement between the Monroe County Executive and the Civil Service Employees Association, Inc. Monroe County Local 828, Unit 7400 for the period of January 1, 2022 through December 31, 2024 is hereby approved.

Section 2. The 2022 Budget Salary Schedule is hereby amended to reflect the agreement with the Civil Service Employees Association, Inc. Local 828, Unit 7400, the applicable Salary Schedule for unrepresented employees is amended commensurate with the modifications to the CSEA Salary Schedule, and the applicable Salary Schedule for the Monroe County Sheriff's Executive Staff is amended commensurate with the modifications to the Sheriff's Command Staff Salary Schedule approved in the Sheriff's Command agreement..

Section 3. The compensation program for unrepresented employees is amended commensurate with the modifications in the CSEA agreement, the compensation program for the Monroe County Sheriff's Executive Staff is amended commensurate with the modifications in the Sheriff's Command agreement, and applicable economic benefits are extended to all employment classes currently covered.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency  
File No. 22-

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

ACTION BY THE COUNTY EXECUTIVE

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

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

EFFECTIVE DATE OF RESOLUTION: \_\_\_\_\_



*Office of the County Executive*

Monroe County, New York

**Adam J. Bello**  
*County Executive*

January 10, 2022

<b>OFFICIAL FILE COPY</b>	
No. <u>220045</u>	
Not to be removed from the Office of the Legislature of Monroe County	
Committee Assignment	
<b>URGENT</b>	<b>-L</b>

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 International Union of Operating Engineers, Local 158

Honorable Legislators:

I recommend that Your Honorable Body approve the Collective Bargaining Agreement between the Monroe County Executive and the International Union of Operating Engineers, Local 158, for the period of January 1, 2022 through December 31, 2024.

The principal terms of this agreement are outlined below:

1. Wage increases, generally, set forth as follows:

2022 – \$1.50 schedule increase  
2023 – 3% schedule increase  
2024 – 3% schedule increase

2. Two separate salary schedules (SS1 and SS2) pre May 1, 2017 schedule and post May 1, 2017 schedule are combined into one schedule, to be known as SS1.

3. Longevity pay amounts increased by \$300 per year and an additional 5 years of service longevity payment at \$675 added.

4. Employees will be fully reimbursed up to an annual maximum of \$150 for the purchase of safety shoes required by the County.

5. Domestic partners registered with the County will be covered under the County's health insurance plans effective July 1, 2022.

6. The schedule of paid holidays is increased with the addition of Juneteenth.

The estimated cost of this referral is:

2022 – \$ 55,821.80  
2023 – \$ 22,799.57  
2024 – \$ 23,483.56

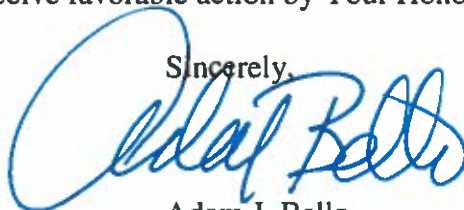
**The specific legislative actions required are:**

1. Approve the Collective Bargaining Agreement between the Monroe County Executive and the International Union of Operating Engineers, Local 158 for the period of January 1, 2022 through December 31, 2024.
2. Amend the 2022 Budget Salary Schedule to reflect the agreement with the International Union of Operating Engineers, Local 158.

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 2022

**APPROVING COLLECTIVE BARGAINING AGREEMENT BETWEEN MONROE COUNTY EXECUTIVE AND THE INTERNATIONAL UNION OF OPERATING ENGINEERS, LOCAL 158**

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

Section 1. The Collective Bargaining Agreement between the Monroe County Executive and the International Union of Operating Engineers, Local 158 for the period of January 1, 2022 through December 31, 2024 is hereby approved.

Section 2. The 2022 Budget Salary Schedule is hereby amended to reflect the agreement with the International Union of Operating Engineers, Local 158.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency  
File No. 22-

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

ACTION BY THE COUNTY EXECUTIVE

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

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

EFFECTIVE DATE OF RESOLUTION: \_\_\_\_\_



# Office of the County Executive

Monroe County, New York

Adam J. Bello  
County Executive

January 10, 2022

<b>OFFICIAL FILE COPY</b>	
No. <u>220046</u>	
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
<b>URGENT</b>	<b>-L</b>

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

Subject: Authorization to Enter into a Settlement Agreement in the New York Coordinated Opioid Litigation (Supreme Court, Suffolk County Index No. 400000/2017)

Honorable Legislators:

I recommend that Your Honorable Body authorize a settlement agreement to recover funds from an opioid manufacturer in connection with the New York Coordinated Opioid Litigation, *In re Opioid Litigation* (Supreme Court, Suffolk County Index No. 400000/2017). Through this settlement, Monroe County will receive additional funds to address the opioid crisis in our community.

Last September, Your Honorable Body approved Resolution 283 of 2021, approving settlements with two sets of defendants in the New York Coordinated Opioid Litigation. Now, the New York Attorney General and the outside counsel representing municipalities throughout the State have entered into a settlement agreement with Allergan, an opioid manufacturer, that will pay a maximum of \$200 million to New York State and New York municipalities over a ten-year period as compensation for the role Allergan played in exacerbating the opioid crisis by promoting opioid consumption and failing to prevent the diversion of prescription opioids.

Under the terms of the settlement, Monroe County will receive a one-time payment of up to \$1,877,179. As with the prior opioid settlements, the total amount the defendants are obligated to pay to New York State and New York municipalities is dependent on the level of participation by municipalities in the settlement agreement. Monroe County, and other municipalities across the State, will receive the maximum settlement value if Monroe County and other counties across the State all adopt the proposed settlement.

The settlement agreement provides that half of the funds recovered by the County would be restricted to combatting the opioid epidemic, and half would be unrestricted. I am committed, however, to ensuring that the funds recovered pursuant to these settlements are utilized to combat the opioid epidemic, not diverted to other governmental purposes. All funds received pursuant to this settlement agreements, regardless of whether the funds are restricted or unrestricted pursuant to the terms of the settlement, will be placed in a trust fund dedicated to responding to the opioid epidemic and the ongoing harm it is causing our community.

Monroe County's outside counsel for the opioid litigation, Simmons Hanly Conroy, is strongly recommending that all of its clients join in this settlement. Likewise, the New York Attorney General has authorized this settlement on behalf of the State of New York. The settlement agreement is structured such that all Counties must promptly approve the agreement in order to receive the maximum amount. Monroe County's claims against other defendants in the New York Coordinated Opioid Litigation, including additional manufacturers and large pharmacy chains, remain pending, and it is possible that Monroe County will recover additional amounts from these defendants in the future.

**The specific legislative actions required are:**

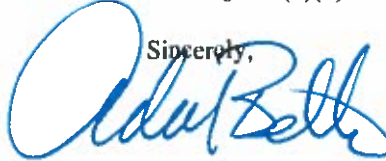
1. Authorize the settlement and release of the County's claims in *In re Opioid Litigation* (Supreme Court, Suffolk County Index No. 400000/2017) against Allergan Finance LLC, Allergan Limited, and other affiliated Released Entities as defined in the Allergan New York State Opioid Settlement Agreement.
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.

These contracts are revenue generating and no net County support is required in the current Monroe County budget.

I recommend that this matter receive favorable action by Your Honorable Body. I request that this referral be considered in Executive Session, pursuant to Public Officer's Law § 105(1)(d).

Sincerely,



Adam J. Bello  
Monroe County Executive

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

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

RESOLUTION NO. \_\_\_\_\_ OF 2022

**AUTHORIZING SETTLEMENT AGREEMENT IN NEW YORK COORDINATED OPIOID LITIGATION (SUPREME COURT, SUFFOLK COUNTY INDEX NO. 400000/2017)**

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

Section 1. The Legislature hereby authorizes the settlement and release of the County's claims in *In re Opioid Litigation* (Supreme Court, Suffolk County Index No. 400000/2017) against Allergan Finance LLC, Allergan Limited, and other affiliated Released Entities as defined in the Allergan New York State Opioid Settlement Agreement.

Section 2. The County Executive, or his designee, is hereby authorized to execute and deliver any and all documents necessary to effectuate such settlement.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency  
File No. 22-\_\_\_\_\_

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

**ACTION BY THE COUNTY EXECUTIVE**

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

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

EFFECTIVE DATE OF RESOLUTION: \_\_\_\_\_