

By Legislators Dondorfer and Delehanty

Intro. No. _____

RESOLUTION NO. _____ OF 2021

AMENDING RESOLUTION 278 OF 2012 TO EXTEND CONTRACT WITH WASTE MANAGEMENT OF NEW YORK, L.L.C. FOR OPERATION AND MAINTENANCE OF MONROE COUNTY RECYCLING CENTER AND CURBSIDE RECYCLING PROGRAM

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

Section 1. Section 1 of Resolution 278 of 2012 shall be amended, in part, as follows:

The County Executive, or ~~her~~ his designee, is hereby authorized to execute a contract, and any amendments thereto, with Waste Management of New York, L.L.C., ("WMNY") for the operation and maintenance of the Monroe County Recycling Center, for a ~~ten-year~~ twenty-year period commencing January 1, 2013 through December 31, ~~2022~~ 2032, with payment provisions as follows:

Section 2. Waste Management of New York, L.L.C. shall replace the container processing line at the Monroe County Recycling Center at its sole cost and expense.

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

Committee of the Whole; December 15, 2020 - CV: 29-0
File No. 20-0425

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

December 4, 2020

OFFICIAL FILE COPY
No. <u>200425</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 278 of 2012 to Extend the Contract with Waste Management of New York L.L.C. for Operation and Maintenance of the Monroe County Recycling Center and Curbside Recycling Program

Honorable Legislators:

I recommend that Your Honorable Body amend Resolution 278 of 2012 to extend the contract with Waste Management of New York L.L.C. to operate and maintain the Monroe County Recycling Center and Curbside Recycling Program through December 31, 2032 and require Waste Management of New York L.L.C. to replace the container processing line at its sole cost and expense, with all other terms of the contract to remain the same.

Per Resolution 278 of 2012, Your Honorable Body authorized a contract agreement with Waste Management of New York L.L.C. ("Waste Management") to operate and maintain the Monroe County Recycling Center and Curbside Recycling Program. The term of the agreement is ten (10) years and currently runs through December 31, 2022. New York State General Municipal Law § 120-w(2) permits a municipality to enter into a contract to operate a resource recovery facility for a period not to exceed twenty-five (25) years.

Pursuant to the agreement, Waste Management operates a container processing line that was installed in 1991 and is at the end of its useful life. Monroe County is desirous of extending the operation and maintenance agreement with Waste Management for an additional ten (10) years in consideration for Waste Management replacing the container processing line at its sole cost and expense, which is estimated to cost \$3.2 million.

The specific legislative action required is to amend Resolution 278 of 2012 to extend the contract with Waste Management of New York L.L.C. to operate and maintain the Monroe County Recycling Center and Curbside Recycling Program through December 31, 2032 and require Waste Management of New York L.L.C. to replace the container processing line at its sole cost and expense, with all other terms of the contract to remain the same.

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.

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 neither Waste Management of New York, L.L.C., nor any of its principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firm are:

Rafael E. Carrasco, President
Brian J. Bauman, Vice President
Christopher P. DeSantis, Vice President
Leslie K. Nagy, Vice President, Chief Financial 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

AJB:db