

By Legislators Wilt and Smith

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

RESOLUTION NO. \_\_\_\_ OF 2020

**AMENDING RESOLUTION 204 OF 2019 TO RESCIND SECTION 4 TO INCORPORATE AND ADOPT NEW YORK STATE DEPARTMENT OF TRANSPORTATION RESOLUTION FOR LAKE ROAD WEST FORK BRIDGE OVER SANDY CREEK PROJECT IN TOWN OF HAMLIN**

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

Section 1. Section 4 of Resolution 204 of 2019 is hereby amended to read as follows:

The ~~attached resolution~~attached resolution required by New York State for NY Bridge Funding for the Lake Road West Fork Bridge Rehabilitation project is hereby incorporated by reference and adoption.

Section 2. Funding for this contract, consistent with authorized uses, is available in capital fund 1938 and any capital fund(s) created for the same intended purpose

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

Transportation Committee; January 28, 2020 - CV: 7-0  
File No. 20-0013

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

ACTION BY THE COUNTY EXECUTIVE

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

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

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

Added language is underlined.

Deleted language is ~~stricken~~.

## ATTACHMENT TO REFERRAL

RESOLUTION INCORPORATED WITHIN AND ATTACHED TO RESOLUTION NO. \_\_\_\_ OF 2020

**AUTHORIZING RESOLUTION REQUIRED BY NEW YORK STATE FOR THE LAKE ROAD  
WEST FORK BRIDGE OVER SANDY CREEK PROJECT**

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

WHEREAS, a project for the Lake Road West Fork Bridge over Sandy Creek Project, P.I.N. 4BNY.26 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 95% federal funds and 5% non-federal funds; and

WHEREAS, the County of Monroe will design, let and construct the Project; and

WHEREAS, the County of Monroe desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of the Project.

NOW, THEREFORE, the Legislature of the County of Monroe ("Legislature"), duly convened does hereby:

RESOLVE, that the Legislature hereby approves the above-subject Project; and it is hereby further

RESOLVED, that the Legislature hereby authorizes the County of Monroe to pay 100% of the cost of federal and non-federal share of work for the Project or portions thereof, with the understanding that qualified costs may be eligible for federal-aid, state-aid, or reimbursement from Bridge NY funds; and it is further

RESOLVED, that the sum of \$846,000 is hereby appropriated in the Monroe County Capital Budget and made available to cover the cost of participation in the above phases(s) of the Project; and it is further

RESOLVED, that the Legislature hereby agrees that the County of Monroe shall be responsible for all costs of the Project which exceed the amount of the Bridge NY Funding awarded to the County of Monroe; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the Project exceeds the amount appropriated above, the Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the County of Monroe hereby agrees that construction of the Project shall begin no later than twenty-four (24) months after award and the construction phase of the Project shall be completed within thirty (30) months; and it is further

RESOLVED, that the Monroe County Executive, or designee be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid and/or State-Aid on behalf of the County of Monroe with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the County of Monroe's first instance funding of Project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefor that are not so eligible, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary agreement in connection with the Project; and it is further

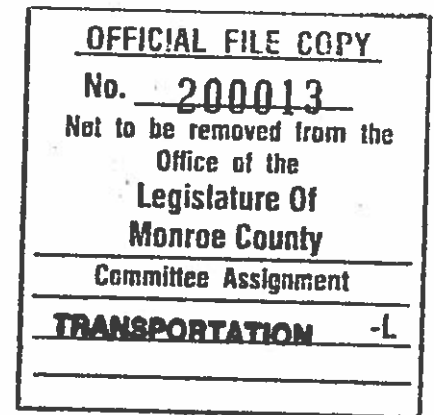
RESOLVED, this Resolution shall take effect immediately.



*Office of the County Executive*  
Monroe County, New York

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

January 10, 2020



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

**Subject:** Amend Resolution 204 of 2019 to Rescind Section 4 to Incorporate and Adopt a New York State Department of Transportation Resolution for the Lake Road West Fork Bridge over Sandy Creek Project in the Town of Hamlin

**Honorable Legislators:**

I recommend that Your Honorable Body amend Resolution 204 of 2019 to rescind Section 4 to incorporate by reference and adopt the attached resolution required by the New York State Department of Transportation for the Lake Road West Fork Bridge over Sandy Creek Project in the Town of Hamlin.

The Lake Road West Fork Bridge is County-owned and spans Sandy Creek in the Town of Hamlin. The project will involve preliminary engineering and final design for preventive maintenance to the bridge structure. The current total project estimate is \$846,000.

Major funding will be provided by Federal funds in the amount of approximately 95% of the project cost with overall project administration by Monroe County.

Monroe County was awarded Federal funding for this project through the Bridge NY program. New York State requires that construction of the project begin no later than twenty-four (24) months after award and that the construction phase of the project be completed within thirty (30) months.

Pursuant to Resolution 204 of 2019, Your Honorable Body incorporated and adopted a New York State resolution to secure Bridge NY funding for the project. The State Resolution stated incorrectly that the time period required for completing the project was three years. Under State law, the time period required for completing the project is two and one-half years (thirty months). Therefore, this action is intended to correct the time period required to complete the project. The other portions of Resolution 204 of 2019 shall remain the same.

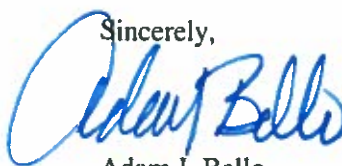
**The specific legislative action required** is to amend Resolution 204 of 2019 to rescind Section 4 to incorporate by reference and adopt the attached resolution required by New York State for the Lake Road West Fork Bridge over Sandy Creek Project.

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

Funding for this contract, consistent with authorized uses, is available in capital fund 1938 and any capital fund(s) created for the same intended purpose. 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

ATTACHMENT TO REFERRAL

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RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary agreement in connection with the Project; and it is further

RESOLVED, this Resolution shall take effect immediately.