

By Legislators Wright and Delehanty

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

RESOLUTION NO. \_\_\_\_ OF 2021

**AUTHORIZING ACCEPTANCE OF ENGINEERING PLANNING GRANT FROM NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION FOR FRANK E. VAN LARE WATER RESOURCE RECOVERY FACILITY – RECYCLE IMPROVEMENTS STUDY**

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 Grant Agreement with the New York State Environmental Facilities Corporation and any and all other contracts, documents and instruments necessary to bring about the project and to fulfill Monroe County's obligations under the Grant Agreement for the Frank E. Van Lare Water Resource Recovery Facility – Recycle Improvements Study (EPG Application Number 105194).

Section 2. The 2021 operating budget of the Department of Environmental Services is hereby amended by appropriating the sum of \$50,000 into pure waters fund 9007, funds center 8575010000 Rochester Pure Waters District Special Expense Administration.

Section 3. The County Executed is hereby authorized to appropriate a minimum 20% local match, in addition to in-kind services, as required by the EPG Program for the Frank E. Van Lare Water Resource Recovery Facility – Recycle Improvements Study (EPG Application Number 105194). Under the EPG Program, this local match must be at least 20% of the EPG grant award of \$50,000. The source of the local match and any amount in excess of the required local match is included in the 2021 operating budget of the Department of Environmental Services, pure waters fund 9007, funds center 8575010000 Rochester Pure Waters District Special Expense Administration.

Section 4. 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, and to make any necessary funding modifications within the grant guidelines to meet contractual commitments.

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.

Environment and Public Works Committee; August 23, 2021 - CV: 7-0  
Ways and Means Committee; August 24, 2021 - CV: 11-0  
File No. 21-0305

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*

August 6, 2021

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| No. <u>210305</u>  |
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| Committee Assignment   |
| <b>ENV. &amp; PUB. WORKS</b>   |
| <b>WAYS &amp; MEANS</b>  |

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

Subject: Acceptance of an Engineering Planning Grant from the New York State Environmental Facilities Corporation for the Frank E. Van Lare Water Resource Recovery Facility – Recycle Improvements Study

Honorable Legislators:

I recommend that Your Honorable Body authorize the acceptance of an Engineering Planning Grant ("EPG") from the New York State Environmental Facilities Corporation in an amount up to \$50,000 for the Frank E. Van Lare Water Resource Recovery Facility ("FEV WRRF") – Recycle Improvements Study.

The Rochester Pure Waters District owns, operates, and maintains the FEV WRRF located at 1574 Lakeshore Boulevard in Rochester, New York. By Resolution 422 of 2017, Your Honorable Body authorized an Order on Consent for the FEV WRRF with the New York State Department of Environmental Conservation ("NYSDEC"). The schedule, approved by the NYSDEC, associated with the Order on Consent to design and construct an enhanced or modified aeration system to correct the aeration system deficiencies with a project completion by 2025. Phase A of the aeration system improvements has been completed. Phase B is scheduled to start construction in 2022. Concurrent to the design of Phase B, significant loads to the aeration system from the recycle and centrate flows from the solids processing were identified. Improvements to the recycle and centrate treatment are anticipated to enhance secondary treatment (inclusive of the aeration system) and conform to the requirements of the Order on Consent. The improvements are also expected to decrease dewatering of solids and plant odors.

The Rochester Pure Waters District will initiate a FEV WRRF Recycle Improvements Study to evaluate the recycle and centrate waste stream, improvement alternatives, and associated construction cost estimates. The FEV WRRF Recycle Improvements Study has been selected to receive up to \$50,000 from the Wastewater Infrastructure Engineering Planning Grant program through the New York State Clean Water State Revolving Fund administered through the New York State Environmental Facilities Corporation to help pay for engineering and planning to produce an engineering report for FEV WRRF Recycle Improvements.

**The specific legislative actions required are:**

1. Authorize the County Executive, or his designee, to execute a Grant Agreement with the New York State Environmental Facilities Corporation and any and all other contracts, documents, and instruments necessary to bring the project about and to fulfill Monroe County's obligations under the Grant Agreement for the Frank E. Van Lare Water Resource Recovery Facility – Recycle Improvements Study (EPG Application Number 105194).

2. Amend the 2021 operating budget of the Department of Environmental Services by appropriating the sum of \$50,000 into pure waters fund 9007, funds center 8575010000 Rochester Pure Waters District Special Expense Administration.
3. Authorize the County Executive to appropriate a minimum 20% local match, in addition to in-kind services, as required by the EPG Program for the Frank E. Van Lare Water Resource Recovery Facility – Recycle Improvements Study (EPG Application Number 105194). Under the EPG Program, this local match must be at least 20% of the EPG grant award of \$50,000. The source of the local match and any amount in excess of the required local match is included in the 2021 operating budget of the Department of Environmental Services, pure waters fund 9007, funds center 8575010000 Rochester Pure Waters District Special Expense Administration.
4. Authorize the County Executive to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within the grant guidelines to meet contractual commitments.
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.

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.

This grant requires a local match of 20% (i.e., \$10,000). This \$10,000 match is included in the 2021 operating budget of the Department of Environmental Services, pure waters fund 9007, funds center 8575010000 Rochester Pure Waters District Special Expense 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,

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Adam J. Bello  
Monroe County Executive