

By Legislators McCabe and Delehanty

Intro. No. ____

RESOLUTION NO. ____ OF 2022

**ACCEPTING TWO GRANTS FROM NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL
CONSERVATION FOR NONPROFIT SOURCE PLANNING – MONROE COUNTY RECYCLING
CENTER GREEN INFRASTRUCTURE FEASIBILITY STUDY AND CLIMATE SMART COMMUNITIES
– CLIMATE ACTION PLAN**

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 \$27,000 from, and execute a contract and any amendments thereto with, the New York State Department of Environmental Conservation for the Nonpoint Source Planning – Monroe County Recycling Center Green Infrastructure Feasibility Study.

Section 2. The County Executive, or his designee, is hereby authorized to accept a \$97,820 grant from, and execute a contract and any amendments thereto with, the New York State Department of Environmental Conservation for the Nonpoint Source Planning – Monroe County Recycling Center Green Infrastructure Feasibility Study.

Section 3. The 2022 operating budget of the Department of Environmental Services is hereby amended by appropriating the sum of \$27,000 into solid waste fund 9009, funds center 8204010000, Recycling.

Section 4. The 2022 operating budget of the Department of Environmental Services is hereby amended by appropriating the sum of \$97,820 into general fund 9001, funds center 8301010000, Engineering.

Section 5. These grants require a 10% local match for the Nonpoint Source Planning Grant and 50% local match for the Climate Smart Communities Grant. Funding for the matches is included in the 2022 operating budget of the Department of Environmental Services, solid waste fund 9009, funds center 8204010000, Recycling, and general fund 9001, funds center 8301010000, Engineering.

Section 6. The County Executive is hereby authorized to appropriate any subsequent years of the grant awards 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 7. 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.

Section 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment & Public Works Committee; April 25, 2022 - CV: 8-0
Ways and Means Committee; April 26, 2022 - CV: 11-0
File No. 22-0120

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

April 8, 2022

OFFICIAL FILE COPY
No. <u>220120</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: Acceptance of Two Grants from the New York State Department of Environmental Conservation for Nonpoint Source Planning – Monroe County Recycling Center Green Infrastructure Feasibility Study and Climate Smart Communities – Climate Action Plan

Honorable Legislators:

I recommend that Your Honorable Body accept two grants from the New York State Department of Environmental Conservation ("NYSDEC"), the first in an amount not to exceed \$27,000 for the Nonpoint Source Planning – Monroe County Recycling Center Green Infrastructure Feasibility Study, and the second in the amount of \$97,820 for the Climate Smart Communities – Climate Action Plan.

Monroe County was awarded these grants as part of an initiative by NYSDEC to provide resources for projects focused on community development and job creation, tourism, waterfront revitalization, and energy and environmental improvements. These grants were submitted through the New York State Consolidated Funding Application program. The Monroe County Department of Environmental Services will lead the projects funded by these grants and administer the grant requirements.

The Nonpoint Source Planning grant will support the development of a feasibility study of incorporating green infrastructure for stormwater management as part of the site improvements project at the Monroe County Recycling Center, located at 384 Lee Road in the City of Rochester.

The Climate Smart Communities grant will support the development of the Monroe County Climate Action Plan, currently underway, to define the County's climate challenges and metrics for progress, and provide concrete, data-driven strategies that will improve planning and development processes for infrastructure and buildings, energy, water resources, transportation, and waste elimination.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to accept a grant in an amount not to exceed \$27,000 from, and execute a contract and any amendments thereto with, the New York State Department of Environmental Conservation for the Nonpoint Source Planning – Monroe County Recycling Center Green Infrastructure Feasibility Study.
2. Authorize the County Executive, or his designee, to accept a \$97,820 grant from, and execute a contract and any amendments thereto with, the New York State Department of Environmental Conservation for the Nonpoint Source Planning – Monroe County Recycling Center Green Infrastructure Feasibility Study.

3. Amend the 2022 operating budget of the Department of Environmental Services by appropriating the sum of \$27,000 into solid waste fund 9009, funds center 8204010000, Recycling.
4. Amend the 2022 operating budget of the Department of Environmental Services by appropriating the sum of \$97,820 into general fund 9001, funds center 8301010000, Engineering.
5. Authorize the County Executive to appropriate any subsequent years of the grant awards 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.
6. 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)(3) ("retrofit of an existing structure and its appurtenant areas to incorporate green infrastructure"); (9) ("construction or expansion of a primary or accessory/appurtenant, non-residential structure or facility involving less than 4,000 square feet of gross floor area and not involving a change in zoning or a use variance and consistent with local land use controls, but not radio communication or microwave transmission facilities"); (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.

These grants require a 10% local match for the Nonpoint Source Planning Grant and 50% local match for the Climate Smart Communities Grant. Funding for the matches is included in the 2022 operating budget of the Department of Environmental Services, solid waste fund 9009, funds center 8204010000, Recycling, and general fund 9001, funds center 8301010000, Engineering. 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