

By Legislators Hebert, Keller and Smith

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

RESOLUTION NO. \_\_\_\_\_ OF 2023

**ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF HEALTH AND  
AUTHORIZING INTERMUNICIPAL AGREEMENTS FOR TOBACCO ENFORCEMENT  
PROGRAM (F/K/A ADOLESCENT TOBACCO USE PREVENTION PROGRAM)**

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 \$158,792 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health for the Tobacco Enforcement Program for the period of April 1, 2023 through March 31, 2024.

Section 2. The 2023 operating budget of the Department of Public Health is hereby amended by appropriating the sum of \$158,792 into general fund 9300, funds center 5806010000, Environmental Health Administration.

Section 3. The County Executive, or his designee, is hereby authorized to execute intermunicipal agreements, and any amendments thereto, with the City of Rochester, the Towns of Brighton, Gates, Greece, Irondequoit, and Webster, and other subcontractors as necessary for the Tobacco Enforcement Program in a total amount not to exceed \$60,440 for the period of April 1, 2023 through March 31, 2024.

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 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.

Intergovernmental Relations Committee; September 25, 2023 - CV: 3-0  
Human Services Committee; September 26, 2023 - CV: 8-0  
Ways and Means Committee; September 26, 2023 - CV: 10-0  
File No. 23-0285

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*

September 8, 2023

<b>OFFICIAL FILE COPY</b>	
No.	<u>230285</u>
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
<b>INTRGOV REL</b>	<b>-L</b>
<b>HUMAN SERVICES</b>	
<b>WAYS &amp; MEANS</b>	

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

**Subject:** Acceptance of a Grant from the New York State Department of Health and Authorize Intermunicipal Agreements for the Tobacco Enforcement Program (f/k/a Adolescent Tobacco Use Prevention Program)

Honorable Legislators:

I recommend that Your Honorable Body accept a grant from the New York State Department of Health in the amount of \$158,792 and authorize intermunicipal agreements with those listed below in a total amount not to exceed \$60,440 for the Tobacco Enforcement Program (f/k/a Adolescent Tobacco Use Prevention Program) for the period of April 1, 2023 through March 31, 2024.

The purpose of this grant is to prevent the sale of tobacco and vapor products to children under the age of 21. This project involves the participation of the Monroe County Sheriff's Office, the Rochester City Police Department, and the Towns of Brighton, Gates, Greece, Irondequoit, and Webster, and includes compliance investigation, public information, education, and enforcement components. This will be the twenty-eighth year the County has received this grant. This year's funding level is the same amount as the previous twelve month period.

**The specific legislative actions required are:**

1. Authorize the County Executive, or his designee, to accept a \$158,792 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health for the Tobacco Enforcement Program for the period of April 1, 2023 through March 31, 2024.
2. Amend the 2023 operating budget of the Department of Public Health by appropriating the sum of \$158,792 into general fund 9300, funds center 5806010000, Environmental Health Administration.
3. Authorize the County Executive, or his designee, to execute intermunicipal agreements, and any amendments thereto, with the City of Rochester, the Towns of Brighton, Gates, Greece, Irondequoit, and Webster, and other subcontractors as necessary for the Tobacco Enforcement Program in a total amount not to exceed \$60,440 for the period of April 1, 2023 through March 31, 2024.


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 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)(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 the New York State Department of Health. 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