

By Legislators Hughes-Smith and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

AUTHORIZING CONTRACTS WITH SWBR ARCHITECTURE, ENGINEERING & LANDSCAPE ARCHITECTURE, D.P.C. AND T.Y. LIN INTERNATIONAL ENGINEERING & ARCHITECTURE, P.C. FOR CODE ENFORCEMENT TERM SERVICES

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 contracts, and any amendments thereto, with SWBR Architecture, Engineering & Landscape Architecture, D.P.C. and T.Y. Lin International Engineering & Architecture, P.C. for NYS Uniform Code Enforcement Term Services in a total annual aggregate amount not to exceed \$300,000 for the period of January 1, 2025 through December 31, 2025, with the option to renew for two (2) additional one-year extensions, with escalations for the extensions to be limited to an amount equal to the increase in the previous year's Consumer Price Index (U.S. City Average CPI-U from the Bureau of Labor Statistics).

Section 2. Funding for these contracts, consistent with authorized uses, is included in various capital funds and in the 2025 operating budget of the Department of Environmental Services, general fund 9001, funds center 8301010000, Engineering Administration.

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

Environment & Public Works Committee; November 25, 2024 - CV: 6-0

Ways and Means Committee; December 5, 2024 - CV: 10-0

File No. 24-0371

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

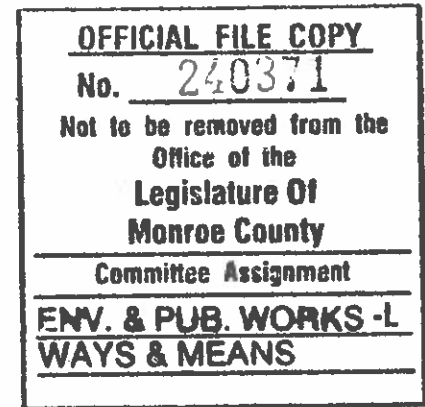


Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

November 8, 2024



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

Subject: Authorize Contracts with SWBR Architecture, Engineering & Landscape Architecture, D.P.C. and T.Y. Lin International Engineering & Architecture, P.C. for Code Enforcement Term Services

Honorable Legislators:

I recommend that Your Honorable Body authorize contracts with SWBR Architecture, Engineering & Landscape Architecture, D.P.C., and T.Y. Lin International Engineering & Architecture, P.C. for code enforcement term services in a total annual aggregate amount not to exceed \$300,000 for the period of January 1, 2025 through December 31, 2025, with the option to renew for two (2) additional one-year extensions, with escalations for the extensions to be limited to an amount equal to the increase in the previous year's Consumer Price Index (U.S. City Average CPI-U from the Bureau of Labor Statistics).

Monroe County is responsible for building code enforcement for all County owned facilities in accordance with the New York State Uniform Fire Prevention and Building Code (NYS Building Code). The County's responsibilities include conducting building inspections, reviewing building plans, issuing building permits and certificates of occupancy, and issuing operating permits. The NYS Building Code also requires a number of specialized inspections by certified personnel, for which County staff may not be certified. This contract will allow the County to supplement its staff with a consultant, on an as-needed basis, to assist with code enforcement. Consultant services will include fire-life-safety and property maintenance inspection services, plan review, specialized construction inspection, code compliance training, and general code related consultation services at the direction of the Department of Environmental Services' Code Enforcement Officials.

Several consultants were considered, with SWBR Architecture, Engineering & Landscape Architecture, D.P.C. and T.Y. Lin International Engineering & Architecture, P.C. rated the most qualified to provide these services.

The specific legislative action required is to authorize the County Executive, or his designee, to execute contracts, and any amendments thereto, with SWBR Architecture, Engineering & Landscape Architecture, D.P.C., 387 East Main Street, Rochester, New York 14604, and T.Y. Lin International Engineering & Architecture, P.C., 255 East Avenue, Suite 2B, Rochester, New York 14604, for NYS Uniform Code Enforcement Term Services in a total annual aggregate amount not to exceed \$300,000 for the period of January 1, 2025 through December 31, 2025, with the option to renew for two (2) additional one-year extensions, with escalations for the extensions to be limited to an amount equal to the increase in the previous year's Consumer Price Index (U.S. City Average CPI-U from the Bureau of Labor Statistics).

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(25) (“official acts of a ministerial nature involving no exercise of discretion, including building permits and historic preservation permits where issuance is predicated solely on the applicant's compliance or noncompliance with the relevant local building or preservation code(s)”; (26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”); and (34) (“engaging in review of any part of an application to determine compliance with technical requirements, provided that no such determination entitles or permits the project sponsor to commence the action unless and until all requirements of this Part have been fulfilled”) and is not subject to further review under the State Environmental Quality Review Act.

Funding for these contracts, consistent with authorized uses, is included in various capital funds and in the proposed 2025 operating budget of the Department of Environmental Services, general fund 9001, funds center 8301010000, Engineering Administration. No additional 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 SWBR Architecture, Engineering & Landscape Architecture, D.P.C.; T.Y. Lin International Engineering & Architecture, P.C.; nor any of its principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firms are:

SWBR Architecture, Engineering & Landscape Architecture, D.P.C.

Thomas R. Gears – President
Mark E. Kluczynski - Chief Operating Officer
Randal R. Sickler - Principal
Steven D. Fernaays – Principal

T.Y. Lin International Engineering & Architecture, P.C.

Marwan Nader - President, Secretary/Treasurer, Director
Brent Sevcik - Director
Dennis Kennelly - Vice President, Assistant Secretary
Philip Yartey – Vice President

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