

By Legislators Hughes-Smith and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2024

**AUTHORIZING ALTERATION OF ROCHESTER PURE WATERS DISTRICT SEWER ASSETS
BY NEW YORK STATE DEPARTMENT OF TRANSPORTATION DURING NY ROUTE 104
FROM LAKE AVENUE TO CULVER ROAD PROJECT IN CITY OF ROCHESTER**

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

Section 1. The Monroe County Legislature hereby authorizes the execution of a utility work agreement for the alteration of Rochester Pure Waters District sewer assets by the New York State Department of Transportation during the NY Route 104 from Lake Avenue to Culver Road Project in the City of Rochester.

Section 2. The attached resolution required by New York State for the alteration of Rochester Pure Waters District sewer assets by the New York State Department of Transportation during the NY Route 104 from Lake Avenue to Culver Road Project in the City of Rochester is hereby incorporated by reference and adoption.

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

Environment and Public Works Committee; February 26, 2024 - CV: 7-0

Ways and Means Committee; February 27, 2024 - CV: 11-0

File No. 24-0056

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

Resolution Granting the State of New York Authority to Perform the Adjustment for the Owner and Agreeing to Maintain Facilities Adjusted Via State-let Contract

Resolution # _____

WHEREAS, the New York State Department of Transportation proposes the construction, reconstruction, or improvement of Route 194 from Lake Avenue to Culver Road, City of Rochester, Monroe County, P.I.N. 4104.90, and

WHEREAS, the State will include as part of the construction, reconstruction, or improvement of the above mentioned project the adjust elevations of approximately two (2) sanitary manhole elevations, pursuant to Section 10, Subdivision 24, of the State Highway Law, as shown on the contract plans and Utility Special Note relating to the project and meeting the requirements of the owner, and

WHEREAS, the service life of the relocated and/or replaced utilities has not been extended, and

WHEREAS, the State will provide for the reconstruction of the above mentioned work, as shown on the contract plans and Utility Special Notes, relating to the above mentioned project.

NOW, THEREFORE,

BE IT RESOLVED: That the Rochester Pure Waters District approves of the above mentioned work performed on the project and shown on the contract plans relating to the project and that the Rochester Pure Waters District will maintain or cause to be maintained the adjusted facilities performed as above stated and as shown on the contract plans.

BE IT FURTHER RESOLVED that the Director of Environmental Services has the authority to sign, with the concurrence of the Rochester Pure Waters District Administrative Board and Monroe County Legislature, any and all documentation that may become necessary as a result of this project as it relates to the Rochester Pure Waters District, and

BE IT FURTHER RESOLVED: That the Rochester Pure Waters District is hereby directed to transmit five (5) certified copies of the foregoing resolution to the New York State Department of Transportation.

Moved By:
Seconded By:
Vote:

I, _____, duly appointed and qualified _____, do hereby
CERTIFY that the foregoing resolution was adopted at a meeting duly called and held in the office of, _____, a
quorum being present on the _____ day of _____, and that said copy is a true, correct and compared copy of
the original resolution so adopted and that the same has not been revoked or rescinded.

WITNESSETH, my hand and seal this _____ day of _____

Name, title



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

February 9, 2024

OFFICIAL FILE COPY
No. <u>240056</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: Authorize the Alteration of Rochester Pure Waters District Sewer Assets by the New York State Department of Transportation During the NY Route 104 from Lake Avenue to Culver Road Project in the City of Rochester

Honorable Legislatures:

I recommend that Your Honorable Body authorize the alterations of Rochester Pure Waters District sewer assets by the New York State Department of Transportation ("NYSDOT") during the NY Route 104 from Lake Avenue to Culver Road Project in the City of Rochester.

The NYSDOT proposes the construction/re-construction/improvement of NY Route 104 from Lake Avenue to Culver Road in the City of Rochester. As part of this work, NYSDOT will need to alter the Rochester Pure Waters District's sewer assets (e.g., manhole frames and covers) that are within the project limits. The project is planned to take place during 2024, with actual dates to be determined.

The specific legislative actions are required:

1. Authorize the execution of a utility work agreement for the alteration of Rochester Pure Waters District sewer assets by the New York State Department of Transportation during the NY Route 104 from Lake Avenue to Culver Road Project in the City of Rochester.
2. Incorporate by reference and adopt the attached resolution required by New York State for the alteration of Rochester Pure Waters District sewer assets by the New York State Department of Transportation during the NY Route 104 from Lake Avenue to Culver Road Project in the City of Rochester.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(2) (“replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site”) and is not subject to further review under the State Environmental Quality Review Act.

This project will have no impact on the revenues or expenditures of the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for the favorable action by Your Honorable Body.

Sincerely,


Adam J. Bello
Monroe County Executive

Resolution Granting the State of New York Authority to Perform the Adjustment for the Owner and Agreeing to Maintain Facilities Adjusted Via State-let Contract

Resolution # _____

WHEREAS, the New York State Department of Transportation proposes the construction, reconstruction, or improvement of **Route 104 from Lake Avenue to Culver Road, City of Rochester, Monroe County, P.I.N. 4104.90**, and

WHEREAS, the State will include as part of the construction, reconstruction, or improvement of the above mentioned project the **adjust elevations of approximately two (2) sanitary manhole elevations**, pursuant to Section 10, Subdivision 24, of the State Highway Law, as shown on the contract plans and Utility Special Note relating to the project and meeting the requirements of the owner, and

WHEREAS, the service life of the relocated and/or replaced utilities has not been extended, and

WHEREAS, the State will provide for the reconstruction of the above mentioned work, as shown on the contract plans and Utility Special Notes, relating to the above mentioned project.

NOW, THEREFORE,

BE IT RESOLVED: That the **Rochester Pure Waters District** approves of the above mentioned work performed on the project and shown on the contract plans relating to the project and that the **Rochester Pure Waters District** will maintain or cause to be maintained the adjusted facilities performed as above stated and as shown on the contract plans.

BE IT FURTHER RESOLVED that the **Director of Environmental Services** has the authority to sign, with the concurrence of the **Rochester Pure Waters District Administrative Board and Monroe County Legislature**, any and all documentation that may become necessary as a result of this project as it relates to the **Rochester Pure Waters District**, and

BE IT FURTHER RESOLVED: That the **Rochester Pure Waters District** is hereby directed to transmit five (5) certified copies of the foregoing resolution to the New York State Department of Transportation.

Moved By:

Seconded By:

Vote:

I, _____, duly appointed and qualified _____, do hereby CERTIFY that the foregoing resolution was adopted at a meeting duly called and held in the office of, _____, a quorum being present on the _____ day of _____, and that said copy is a true, correct and compared copy of the original resolution so adopted and that the same has not been revoked or rescinded.

WITNESSETH, my hand and seal this _____ day of _____.

Name, title