

By Legislators Hughes-Smith and Maffucci

Intro. No. _____

RESOLUTION NO. ____ OF 2024

APPROVING INCREASE AND IMPROVEMENT OF FACILITIES IN ROCHESTER PURE WATERS DISTRICT – FRANK E. VAN LARE WASTEWATER TREATMENT PLANT ELECTRICAL SYSTEM IMPROVEMENT

WHEREAS, the Administrative Board of the Rochester Pure Waters District of the County of Monroe, New York has heretofore duly caused to be prepared, pursuant to Section 268 of the County Law, a map and plan by an engineer duly licensed by the State of New York for a proposed increase and improvement of the facilities of said District, consisting of the “Frank E. Van Lare Wastewater Treatment Plant Electrical System Improvement,” all as more fully set forth in such map and plan; and

WHEREAS, the County Legislature of the County of Monroe has called a public hearing on the aforesaid increase and improvement of facilities in accordance with the provisions of Section 268 of the County Law, and said public hearing held on _____, 2024, at _____ P.M. in the Legislative Chambers of the County Office Building, Rochester, New York, in said County; and

WHEREAS, notice of said public hearing was duly published in the manner provided by law and proof thereof has been submitted to said County Legislature; and

WHEREAS, said County Legislature has duly considered the evidence given at said public hearing.

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

Section. 1 Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to increase and improve the facilities in the Rochester Pure Waters District at a maximum estimated cost of \$16,852,504, for a total project authorization of \$37,852,504, all as more fully described in the preambles hereof.

Section 2. The cost of such increase and improvement shall be assessed against the entire geographic area encompassed by the Rochester Pure Waters District.

Section 3. The expenditure proposed for such improvement of facilities in the Rochester Pure Waters District is in the public interest and will not constitute an undue burden on the property which will bear the cost thereof; and all real property to be assessed for such expenditure will be benefited by the proposed improvements and no benefited property has been excluded.

Section 4. The increase and improvement of facilities in the Rochester Pure Waters District is hereby approved at the maximum amount to be expended.

Section 5. Authorize filing of applications and execution of Project Financing Agreements and any other necessary documents by the County Executive or the Director of Finance - Chief Financial Officer, as appropriate, for participation in federal or New York State subsidized loan programs to finance all or a portion of the project.

Section 6. The Clerk of the Legislature is hereby authorized and directed to send certified copies of this resolution to the New York State Department of Audit and Control.

Section 7. The Administrative Board of the Rochester Pure Waters District of said County is hereby directed to proceed with the improvements in the manner set forth in Section 262 of the County Law.

Section 8. Funding for this project, consistent with authorized uses, will be available in capital fund 1927 and any capital fund(s) created for the same intended purpose. The local funding for this project will ultimately be provided by Rochester Pure Waters District user fees.

Section 9. 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. 24-0058

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

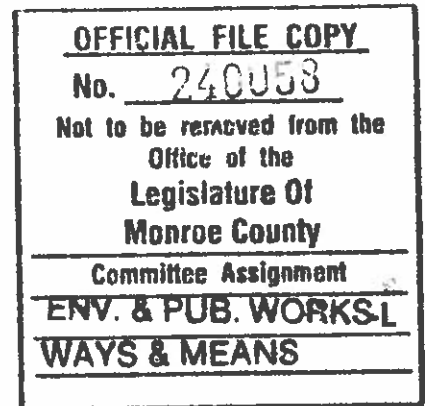


Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

February 9, 2024



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

Subject: Increase and Improvement of Facilities in the Rochester Pure Waters District; Amend the 2024-2029 Capital Improvement Program and 2024 Capital Budget to Add a Project Entitled "Rochester Pure Waters District - Frank E. Van Lare Wastewater Treatment Plant Electrical System Improvement;" Amend Bond Resolution 216 of 2021 to Provide an Increase in Funding; and Authorize Financing for the Project

Honorable Legislators:

I recommend that Your Honorable Body approve a request to establish an Increase and Improvement of Facilities in the Rochester Pure Waters District (the "District") in the amount of \$16,852,504; amend the 2024-2029 Capital Improvement Program and the 2024 Capital Budget to add a project entitled "Rochester Pure Waters District - Frank E. Van Lare Wastewater Treatment Plant Electrical System Improvement;" and amend Bond Resolution 286 of 2021 to provide an increase in funding.

The total Increase and Improvement of Facilities in the Rochester Pure Waters District is necessary to provide additional funding for continuation of the "Frank E. Van Lare Wastewater Treatment Plant Electrical System Improvement" Project (Capital Fund 1927). Improvements are required to enhance the reliability and resiliency of the facility's electrical system. The Project includes installation of three (3) 2.5MW standby generators to be located in the recently-constructed electrical system building, as well as associated switches, transformers and switchgear to provide onsite power for all plant processes in the event of an outage of utility power. This work is partially funded by the U.S. Department of Homeland Security Federal Emergency Management Agency (FEMA) and administered by the New York State Division of Homeland Security and Emergency Services (DHSES). Grant funding has been made available in an amount not to exceed total project costs of \$16,852,504 with a Federal Share of \$15,247,503.60 and a required non-Federal matching share of \$1,605,000.40.

The specific legislative actions required are:

1. Hold a Public Hearing for the proposed maximum amount to be expended for an "Increase and Improvement of Facilities in the Rochester Pure Waters District."
2. Amend the 2024-2029 Capital Improvement Program to add a project entitled "Frank E. Van Lare Wastewater Treatment Plant Electrical System Improvement" in the amount of \$16,852,504, for a total project authorization of \$37,852,504.

3. Amend the 2024 Capital Budget to add funding for the “Frank E. Van Lare Wastewater Treatment Plant Electrical System Improvement” Project in the amount of \$16,852,504, for a total project authorization of \$37,852,504.
4. Amend Bond Resolution 216 of 2021 to increase the financing for the “Frank E. Van Lare Wastewater Treatment Plant Electrical System Improvement” Project, capital fund 1927, by \$16,852,504 from \$21,000,000 to \$37,852,504 for a total project authorization of \$37,852,504, subject to the approval of the State Comptroller, if required.

This action is an Unlisted Action under the New York State Environmental Quality Review Act (“SEQRA”). Pursuant to Resolution 187 of 2021, the Monroe County Legislature issued a Negative Declaration for this action. No further action under SEQRA is required.

Funding for this project, consistent with authorized uses, will be available in capital fund 1927 once the additional financing authorization requested herein is approved and in any other capital fund(s) created for the same intended purpose. The local funding for this project will ultimately be provided by Rochester Pure Waters District user fees. 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