

By Legislators Boyce and Drawe

Intro. No. _____

RESOLUTION NO. _____ OF 2017

SCHEDULE AND HOLD A PUBLIC HEARING; APPROVE THE SUBMISSION OF A GRANT APPLICATION TO; AND AUTHORIZE THE ACCEPTANCE OF GRANT FUNDING FROM, THE NEW YORK STATE OFFICE OF COMMUNITY RENEWAL FOR THE NEW YORK STATE IMMINENT THREAT PROGRAM LAKE ONTARIO FLOOD RELIEF FUNDING

WHEREAS, it is now desired to call a public hearing to approve said application for grant funds for improvement of public facilities and public infrastructure in accordance with the provisions of Section 570.486, Subpart I of the CFR and in compliance with the requirements of the Housing and Community Development Act of 1974, as amended and authorizing acceptance of grant funding.

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

Section 1. A meeting of the County Legislature of the County of Monroe, New York, shall be held at the Legislative Chambers in the County Office Building, in Rochester, New York, in said County, on the 12th day of December, 2017, at 6:19 P.M., for the purpose of conducting a public hearing upon the aforesaid proposal for recovery and repair caused by the Lake Ontario flooding in 2017, including mitigation in said County, and for such other action on the part of said County Legislature in relation thereto as may be required by law or proper in the premises.

Section 2. The County Legislature is hereby authorized and directed to cause a copy of this resolution to be published once in The Daily Record and The Rochester Business Journal, the official newspapers of said County, not less than ten nor more than twenty days before the date set herein for said public hearing.

Section 3. This resolution shall take effect immediately.

Matter of Urgency
File No. 17-0291

ADOPTION: Date: _____ Vote: _____



Office of the County Executive

MONROE COUNTY, NEW YORK

Cheryl Dinolfo
County Executive

November 13, 2017

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

Subject: Schedule and Hold a Public Hearing; Approve the Submission of a Grant Application to; and Authorize the Acceptance of Grant Funding from, the New York State Office of Community Renewal for the New York State Imminent Threat Program Lake Ontario Flood Relief Funding

Honorable Legislators:

I recommend that Your Honorable Body schedule and hold a public hearing; approve the submission of a grant application to; and authorize the acceptance of grant funding in the amount of \$1,500,000 or such other amount as determined from, the New York State Office of Community Renewal for the New York State Imminent Threat Program Lake Ontario Flood Relief funding, for the Monroe County Departments of Environmental Services, Parks, and Transportation, for the period of January 1, 2017 through December 31, 2019.

Approval of this grant submission by the New York State Office of Community Renewal will provide the County with funding in the amount of \$1,500,000. This represents the combined funding for recovery/repair and resiliency/mitigation for public facilities and public infrastructure due to Lake Ontario flooding.

The specific legislative actions required are:

1. Schedule and hold a public hearing on Monroe County's grant application for the submission of the New York State Imminent Threat Program Lake Ontario Flood Relief funding to the New York State Office of Community Renewal.
2. Authorize the County Executive, or her designee, to submit the grant application to the New York State Office of Community Renewal and to provide such additional information as may be required by the New York State Office of Community Renewal for the Imminent Threat Program Lake Ontario Flood Relief.
3. Authorize the County Executive, or her designee, to accept the grant funds in the amount of \$1,500,000 or such other amount as determined by the New York State Office of Community Renewal, subject to New York State Office of Community Renewal approval of the submission.
4. Amend the 2017 operating budget of the Department of Environmental Services by appropriating the sum of \$370,000, or such other amount as determined by the New York State Office of Community Renewal, into pure waters fund 9307, funds center 8572010000, Pure Waters Administration.

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No. **170891**

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Legislature Of
Monroe County

Committee Assignment

URGENT

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5. Amend the 2017 operating budget of the Department of Parks by appropriating the sum of \$764,000, or other such amount as determined by the New York State Office of Community Renewal, into general fund 9300, funds center 8801010000, Parks Administration.
6. Amend the 2017 operating budget of the Department of Transportation by appropriating the sum of \$366,000, or other such amount as determined by the New York State Office of Community Renewal, into road fund 9302, funds center 8002040000, Road Maintenance.
7. The expenditure proposed for such improvements of facilities and infrastructure is in the public interest and will not constitute an undue burden on the property which will bear the cost thereof; will be benefited by the proposed improvements and no benefited property has been excluded.
8. Authorize the County Executive, or her designee, to execute all contracts, including intermunicipal agreements, and any amendments thereto, that are necessary to carry out the administration of the New York State Imminent Threat Program Lake Ontario Flood Relief funding, for the period of January 1, 2017 through December 31, 2019.
9. 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 the grant guidelines to meet contractual commitments.
10. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify such 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.

Environmental assessments were completed for this action and it was determined that there would be no significant effect on the environment.

This grant is 100% funded by the New York State Office of Community Renewal. No net County support is required in the current Monroe County budget.

I recommend that this matter receive favorable action by Your Honorable Body.

Sincerely,


Cheryl Dinolfo
Monroe County Executive

CD:db

By Legislators _____ and _____

Intro. No. ____

RESOLUTION NO. _____ OF 2017

SCHEDULE AND HOLD A PUBLIC HEARING; APPROVE THE SUBMISSION OF A GRANT APPLICATION TO; AND AUTHORIZE THE ACCEPTANCE OF GRANT FUNDING FROM, THE NEW YORK STATE OFFICE OF COMMUNITY RENEWAL FOR THE NEW YORK STATE IMMINENT THREAT PROGRAM LAKE ONTARIO FLOOD RELIEF FUNDING

WHEREAS, the County Legislature of the County of Monroe has called a public hearing on the aforesaid improvements of public facilities and public infrastructure in accordance with the provisions of Section 268 of the County Law, and said public hearing held on the 12th day of December, 2017, at 6:15 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. The County Executive, or her designee, is hereby authorized to submit the grant application for New York State Imminent Threat Program Lake Ontario Flood Relief Funding to New York State Office of Community Renewal and to provide such additional information as may be required by New York State Office of Community Renewal.

Section 2. The County Executive, or her designee, is hereby authorized to accept the grant funds in the amount of One Million Five Hundred Thousand and 00/100 Dollars (\$1,500,000) or such other amount as determined by the New York State Office of Community Renewal, subject to New York State Office of Community Renewal approval of the submission for the period of January 1, 2017 through December 31, 2019.

Section 3. Authorize the County Executive, or her designee, to accept the grant funds in the amount of One Million Five Hundred Thousand and 00/100 Dollars (\$1,500,000) or such other amount as determined by New York State Office of Community Renewal, subject to New York State Office of Community Renewal approval of the submission.

Section 4. Amend the 2017 operating budget of the Department of Environmental Services by appropriating the sum of \$370,000 or such other amount as determined by the New York State Office of Community Renewal into pure waters fund 9307, funds center 8572010000 Pure Waters Administration.

Section 5. Amend the 2017 operating budget of the Department of Parks by appropriating the sum of \$764,000, or other such amount as determined by the New York State Office of Community Renewal, into general fund 9300, funds center 8801010000 Parks Administration..

Section 6. Amend the 2017 operating budget of the Department of Transportation by appropriating the sum of \$366,000, or other such amount as determined by the New York State Office of Community Renewal, into, road fund 9302, funds center 8002040000 Road Maintenance.

Section 7. The expenditure proposed for such improvement of facilities and infrastructure is in the public interest and will not constitute an undue burden on the property which will bear the cost thereof; will be benefited by the proposed improvements and no benefited property has been excluded.

Section 8. The County Executive, or her designee, is hereby authorized to execute all contracts, including intermunicipal agreements, and any amendments thereto, that are necessary to carry out the administration of the New York State Office of Community Renewal program grant for the period of January 1, 2017 through December 31, 2019.

Section 9. The County Executive, or her designee, is hereby authorized to appropriate any subsequent years of 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 the grant guidelines to meet contractual commitments.

Section 10. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify such 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 11. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No. 17-_____

ADOPTION: Date:_____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED:_____ VETOED:_____

SIGNATURE:_____ DATE:_____

EFFECTIVE DATE OF RESOLUTION:_____