

By Legislators Boyce and Drawe

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

RESOLUTION NO. \_\_\_\_ OF 2017

**APPROVING INCREASE AND IMPROVEMENT OF FACILITIES IN ROCHESTER PURE WATERS DISTRICT - GENERAL COLLECTION SYSTEM AND TREATMENT PLANT IMPROVEMENTS**

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 "Rochester Pure Waters District - General Collection System and Treatment Plant Improvements," 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 the \_\_\_\_ day of \_\_\_\_, 2017, 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 \$2,500,000, 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. The County Executive or the Director of Finance - Chief Financial Officer are hereby authorized and directed to file applications and execute Project Financing Agreements and any other necessary documents as appropriate, for participation in the New York State Water Pollution Control Revolving Loan Fund (SFR) under applicable laws of New York State 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.

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

Environment and Public Works Committee; January 23, 2017 - CV: 5-2  
Ways and Means Committee; January 24, 2017 - CV: 7-4  
File No. 17-0021

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

**Cheryl Dinolfo**  
*County Executive*

January 6, 2017

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

<b>OFFICIAL FILE COPY</b>
No. <b>170021</b>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
<b>ENV. &amp; PUB. WORKS-L</b>
<b>WAYS &amp; MEANS</b>

**Subject:** Increase and Improvement of Facilities in the Rochester Pure Waters District – General Collection System and Treatment Plant Improvements and Amend the Proposed 2017 Capital Budget and Bond Resolution 47 of 2016

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 (District), in the amount of \$2,500,000, consisting of a capital project entitled "General Collection System and Treatment Plant Improvements," and amend the proposed 2017 Capital Budget and Bond Resolution 47 of 2016.

The total Increase and Improvement of Facilities in the District is comprised of the "General Collection System and Treatment Plant Improvements" project (\$2,500,000), the "Pure Waters Lighting Replacement – Phase II" project (\$2,036,000), and the "Combined Sewer Overflow Abatement Program (CSOAP) Tunnel System Improvements" project (\$2,000,000) for a total estimated cost of the Increase and Improvement of Facilities in the amount of \$6,536,000. All of the above projects are under consideration by Your Honorable Body as companion referrals.

This increase and improvement of facilities is necessary to provide additional funding for continuation of the "General Collection System and Treatment Plant Improvements" project (capital fund 1728). This project includes general improvements to various pump stations, collection system infrastructure and the Frank E. Van Lare Wastewater Treatment Plant including enhancements to appurtenant communication and data transmission systems. This project is necessary to maintain the reliability and continuity of services to District customers.

The estimated cost of the improvements is \$2,500,000. The actual debt service obligation for the additional cost of the project, as projected in future years, could potentially result in an increase of \$1.49 to the future annual charges of the average District ratepayer. However, the actual impact is typically reduced through retirement of previous debt and other offsets to the District's capital charge levy. Based on an average water consumption of 60,000 gallons, the total annual charge for both operation & maintenance and capital to the typical District ratepayer in 2017 is \$235.70.

**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. Following the Public Hearing, adopt a resolution approving the "Increase and Improvement of Facilities in the Rochester Pure Waters District" at the maximum amount to be expended.
3. Amend the proposed 2017 Capital Budget to increase funding for the "General Collection System and Treatment Plant Improvements" project (capital fund 1728), in the amount of \$2,500,000 from \$7,200,000 to \$9,700,000, for a total project authorization of \$9,700,000.
4. Amend Bond Resolution 47 of 2016 to increase the total estimated project cost and financing for the "General Collection System and Treatment Plant Improvements" project (capital fund 1728), in the amount of \$2,500,000 from \$7,200,00 to \$9,700,000, for a total project authorization of \$9,700,000, subject to the approval of the State Comptroller, if required.
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 the New York State Water Pollution Control Revolving Loan Fund (SRF) under the applicable laws of New York State to finance all or a portion of the project.

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

Funding for this project, consistent with authorized uses, will be available in capital fund 1728 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 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,

  
Cheryl Dinolfo  
Monroe County Executive