



MONROE COUNTY LEGISLATURE

July 12, 2022 6:00 PM

AGENDA - Day 9

- A. Call to Order
- B. Prayer led by David Hurlbutt, Worship Director of Hope Church, at the invitation of Legislator Smith
- C. Pledge of Allegiance led by Legislator Blake Keller
- D. Approval of Journal
June 14, 2022
- E. Presentation of Petitions and Communications
 - Approved Committee Minutes
 - New Referral Packet
 - Read and Files
 - Reports from Administration
 - Proposed Resolutions for July 2022
- F. Proclamations - There are several scheduled
- G. Recess Legislature - Public Hearing(s) before the Legislature
6:15 P.M. - "Adopting 2023-2028 Capital Improvement Program"
- H. Reconvening Legislature
- I. Presentation of Formal Committee Reports - None
- J. Presentation
 - Hillary Olson, President & CEO - Rochester Museum and Science Center
- K. Public Forum – There are several speakers registered

L. Local Laws

1. 22-0220

Johns and Brew

Enact a Local Law Entitled "Monroe County School Bus Stop Arm Demonstration Program"

Agenda Charter Committee; June 27, 2022 - CV: 5-0
(For Introductory Purposes Only)

2. 22-0220

Johns and Brew

Providing that Local Law (Intro. No. ___ of 2022) Entitled, "Monroe County School Bus Stop Arm Demonstration Program," be Tabled

3. 22-0220

Johns and Brew

Fixing a Public Hearing on Local Law (Intro. No. ___ of 2022) Entitled "Monroe County School Bus Stop Arm Demonstration Program"
(Public Hearing is Scheduled for Tuesday, August 9, 2022 at 6:15 P.M.)

4. 22-0222

Johns and Brew

Enact a Local Law Entitled "Hybrid Videoconferencing by County Public Bodies"

Agenda Charter Committee; June 27, 2022 - CV: 5-0
(For Introductory Purposes Only)

5. 22-0222

Johns and Brew

Providing that Local Law (Intro. No. ___ of 2022) Entitled, "Hybrid Videoconferencing by County Public Bodies," be Tabled

6. 22-0222

Johns and Brew

Fixing a Public Hearing on Local Law (Intro. No. ___ of 2022) Entitled "Hybrid Videoconferencing by County Public Bodies"
(Public Hearing is Scheduled for Tuesday, August 9, 2022 at 6:16 P.M.)

M. Consideration of Motions, Resolutions and Notices

7. 22-0161

Taylor, Johns, Hebert, Allkofer, Milne, Keller, Dondorfer and Delehanty
Providing that Resolution (Intro. No. 165 of 2022), Entitled "Adopting 2023-2028 Capital Improvement Program," be Lifted from the Table

8. 22-0161

Taylor, Johns, Hebert, Allkofer, Milne, Keller, Dondorfer and Delehanty
Providing that Resolution (Intro. No. 165 of 2022), Entitled "Adopting 2023-2028 Capital Improvement Program," be Adopted

9. 22-0201

Johns and Taylor

Authorize the Use of a New York State Department of Agriculture and Markets Short Environmental Assessment Form for Unlisted Actions related to Agricultural Districts and Enter into a Cooperative Agreement with the New York State Department of Agriculture and Markets Regarding State Environmental Quality Reviews for Monroe County Agricultural District Processes

Environment and Public Works Committee; June 27, 2022 - CV; 7-0
Planning and Economic Development Committee; June 27, 2022 - CV: 5-0
(For Introductory Purposes Only)

10. 22-0201

Johns and Taylor

Providing that Resolution (Intro. No. ___ of 2022), "Authorizing Use of New York State Department of Agriculture and Markets Short Environmental Assessment Form for Unlisted Actions Related to Agricultural Districts and Entering into Cooperative Agreement with New York State Department of Agriculture and Markets Regarding State Environment Quality Reviews for Monroe County Agricultural District Processes," be Tabled

11. 22-0201

Johns and Taylor

Fixing Public Hearing for Authorizing Use of New York State Department of Agriculture and Markets Short Environmental Assessment Form for Unlisted Actions Related to Agricultural Districts
(Public Hearing is Scheduled for Tuesday, August 9, 2022 at 6:17 P.M.)

12. 22-0202

Johns and Hebert

Classification of Action, Designation of Lead Agency, and Determination of Significance, Pursuant to State Environmental Quality Review Act (SEQRA) for Additions to the Monroe County Western and Eastern Agricultural Districts
Environment and Public Works Committee; June 27, 2022 - CV: 7-0

13. 22-0203

Taylor and Allkofer

Authorizing Additions to Monroe County Agricultural Districts
Planning and Economic Development Committee; June 27, 2022 - CV: 5-0
(For Introductory Purposes Only)

14. 22-0203

Taylor and Allkofer

Providing that Resolution (Intro. No. ___ of 2022) Entitled, "Authorize Additions to Monroe County Agricultural Districts" be Tabled.

15. 22-0203

Taylor and Allkofer

Fixing a Public Hearing on Resolution (Intro. No. ___ of 2022) Entitled "Authorize Additions to Monroe County Agricultural Districts"
(Public Hearing is Scheduled for Monday, July 25, 2022 at 5:45 P.M. at the Planning and Economic Development Committee Meeting)

16. 22-0204

Milne and Delehanty

Accepting Grant from Health Research, Inc. for Public Health Emergency Preparedness Program and Authorize a Contract with University of Rochester
Human Services Committee; June 29, 2022 - CV: 8-0
Ways and Means Committee; June 29, 2022 - CV: 11-0

17. 22-0205

Milne and Delehanty

Accepting Grant from New York State Department of Health for the Sexually Transmitted Disease Intervention Program
Human Services Committee; June 29, 2022 - CV: 8-0
Ways and Means Committee; June 29, 2022 - CV: 11-0

18. 22-0206

Keller and Delehanty

Accepting Additional Funding from New York State Department of Transportation for the State Supported Consolidated Local Street and Highway Improvement Program
Transportation Committee; June 29, 2022 - CV: 7-0
Ways and Means Committee; June 29, 2022 - CV: 11-0

19. 22-0207

Dondorfer and Delehanty

Accepting Aid to Localities Grant from New York State Division of Criminal Justice Services for the Offices of District Attorney and Public Defender
Public Safety Committee; June 29, 2022 - CV: 9-0
Ways and Means Committee; June 29, 2022 - CV: 11-0

20. 22-0208

Dondorfer and Delehanty

Authorizing Contract with Cayuga Home for Children Inc. for Therapy Services with Raise the Age Youth
Public Safety Committee; June 29, 2022 - CV: 9-0
Ways and Means Committee; June 29, 2022 - CV: 11-0

21. 22-0209

Dondorfer and Delehanty

Amending Resolution 282 of 2020 Authorizing Contract Renewals with the Board of Regents of the University of Oklahoma Health Sciences Center and Coordinated Care Services, Inc. for Services Related to Finger Lakes Regional Youth Justice Team Grant Program
Public Safety Committee; June 29, 2022 - CV: 9-0
Ways and Means Committee; June 29, 2022 - CV: 11-0

22. 22-0210

Delehanty and Marianetti

Approving Amended and Restated Monroe County Deferred Compensation Plan, as Previously Adopted by New York State Deferred Compensation Board
Ways and Means Committee; June 29, 2022 - CV: 11-0

23. 22-0211

Keller and Delehanty

Authorizing Acquisition of Interests in Real Property for Salt Road Highway Improvement Project in Town of Penfield

Transportation Committee; June 29, 2022 - CV: 7-0
Ways and Means Committee; June 29, 2022 - CV: 11-0

24. 22-0212

Dondorfer and Delehanty

Authorizing Creation of One New Position in Public Safety Department Office of Probation-Community Corrections and One New Position in District Attorney's Office in Order to Implement United States Justice Department's Swift, Certain, and Fair Supervision Program; and Authorizing Agreement with City of Rochester Police Department and Other Community Partners to Carry out the Swift, Certain and Fair Supervision HOPE Grant in Monroe County
Public Safety Committee; June 29, 2022 - CV: 9-0
Ways and Means Committee; June 29, 2022 - CV: 11-0

25. 22-0213

Milne and Delehanty

Amending 2022-2027 Capital Improvement Program Increasing Funding for Project Entitled "Friendship Place" at Monroe Community Hospital
Human Services Committee; June 29, 2022 - CV: 8-0
Ways and Means Committee; June 29, 2022 - CV: 11-0

26. 22-0213.br

Milne and Delehanty

Resolution Authorizing the Issuance of \$1,110,500 Bonds of the County of Monroe, New York, to Finance Costs of the Friendship Place Project, in and for Said County, at an Estimated Maximum Cost of \$1,386,333.

27. 22-0214

Delehanty and Marianetti

Authorizing Settlement of Lawsuit in New York State Supreme Court, Monroe County, Index No. I2014011911
Ways and Means Committee; June 29, 2022 - CV: 11-0

28. 22-0215

Delehanty and Marianetti

Authorizing Settlement of Lawsuit in New York State Supreme Court, Monroe County, Index No. E2018008332
Ways and Means Committee; June 29, 2022 - CV: 11-0

29. 22-0219

Delehanty and Marianetti

Amending 2022 Operating Budget to add \$5.00 Admission for Veterans at Seneca Park Zoo

Ways and Means Committee; June 29, 2022 - CV: 11-0

30. 22-0219

Delehanty and Marianetti

Providing that Resolution (Intro. No. ___ of 2022) Entitled, "Amend the 2022 Operating Budget to add \$5.00 Admission for Veterans at Seneca Park Zoo," be Amended

31. 22-0219

Delehanty and Marianetti

Providing that Resolution (Intro. No. ___ of 2022) Entitled, "Amend the 2022 Operating Budget to add \$5.00 Admission for Veterans at Seneca Park Zoo," be Adopted as Amended

32. 22-0221

Hebert, Dondorfer and Delehanty

Authorizing Intermunicipal Agreement with Ontario County for Monroe County Jail to Accept and Maintain Custody of Inmates from Ontario County Jail

Intergovernmental Relations Committee; June 27, 2022 - CV: 5-0

Public Safety Committee; June 29, 2022 - CV: 8-1

Ways and Means Committee; June 29, 2022 - CV: 11-0

Matters of Urgency

33. 22-0246

Allkofer and Delehanty

Approving Monroe Community College's 2022-2023 Operating Budget

For Introductory Purposes Only

Matter of Urgency

34. 22-0246

Allkofer and Delehanty

Providing that Resolution (Intro. No. ___ of 2022) Entitled "Approving Monroe Community College's 2022-2023 Operating Budget," be Tabled

35. 22-0246

Allkofer and Delehanty

Fixing Public Hearing on Resolution (Intro. No. ___ of 2022) Entitled
"Approving Monroe Community College's 2022-2023 Operating Budget"
(*Public Hearing is Scheduled for Tuesday, July 26, 2022 at 6:00 P.M. before
the Joint Recreation and Education and Ways and Means Committee.*)

36. 22-0247

Delehanty and Marianetti

Amending Resolution 206 of 2020, Standard Work Day and Reporting
Resolution for County Elected and Appointed Officials for Retirement Credit
Purposes
Matter of Urgency

37. 22-0249

Johns and Brew

Confirming Reappointment to the Monroe County Library System Board of
Trustees
Matter of Urgency

38. 22-0250

Johns and Brew

Confirming Appointment to the Monroe County Traffic Safety Board
Matter of Urgency

N. Unfinished Business

O. Adjournment

The next meeting of the Monroe County Legislature is scheduled for Tuesday,
August 9, 2022 at 6:00 P.M.



ATTACHMENTS:

	Description	File Name	Type
▢	June 14, 2022	6.14.22_Draft_Journal.pdf	Backup Material

EIGHTH DAY

TUESDAY, JUNE 14, 2022

Legislature met pursuant to adjournment.

President LaMar in the Chair.

ROLL CALL

Present – Legislators Allkofer, Barnhart, Baynes, Blankley, Brew, Burgess, Colby, Delehanty, Delvecchio Hoffman, Dondorfer, Frazier, Hasman, Hebert, Hughes-Smith, Johns, Keller, Long, LaMar, Maffucci, Marianetti, McCabe, Milne, Roman, Smith, Taylor, Vazquez Simmons, Vecchio, Yudelson – 28

Absent – DiFlorio – 1

ANNOUNCEMENT

President LaMar welcomed former Monroe County Legislator and current Ogden Town Supervisor Mike Zale to the chambers.

MOMENT OF PRAYER

The meeting formally opened. President LaMar led a Silent Prayer.

APPROVAL OF MINUTES

Without objection, the Journal of Day 7 was approved as submitted.

PETITIONS AND COMMUNICATIONS

None

PROCLAMATIONS

By the President of the Legislature – Sabrina LaMar

Recognized jointly with Legislator Paul Dondorfer and Legislator Robert Colby, Members of the Monroe County Sheriff’s Office, Town of Ogden Police, Spencerport Fire District and Brockport Fire District for their efforts in preventing the loss of life in a car crash, going above and beyond the call of duty.

Read and Filed.

Recognized jointly with Legislator Carolyn Delvecchio Hoffman. Viola Curry was recognized for her dedication to her community as the Senior Nutrition Program Coordinator at the Montgomery Center at SWAN for over 45 years.

Read and Filed

Recognized jointly with Legislator Albert Blankley and Legislator Carolyn Delvecchio Hoffman. Recognized Don Simkin for his endless contributions though St. Martin Boxing.

Read and Filed

Recognized jointly with Legislator Carolyn Delvecchio Hoffman. Recognized Tiffany Owens for her dedication to her community and her service as Executive Director of Southwest Area Neighborhood Association at Montgomery Center.

Read and Filed

Recognized jointly with Legislator Tracy DiFlorio. Recognized Provider Appreciation Day to honor child care providers for their tireless work to ensure children in our community receive adequate child care.

Read and Filed

FORMAL COMMITTEE REPORTS

None

PUBLIC FORUM

An Open Forum was conducted to allow speakers to address the Legislature. There were 9 speakers and the Open Forum concluded at 6:30 P.M.

MOTIONS, RESOLUTIONS AND NOTICES

Brew & Roman
Intro. 164
M. 16
28-0

Motion to Move Agenda Item Nos. 1-39 as a Whole Except for Item Nos. 4, 5, 6, 8, 10, 17, 18, 19, 22, 23, 35, 36 and 37

1. Taylor & Delehanty
Allkofer
Dondorfer
Hebert
Keller
McCabe
Milne
Intro. 165

22-0161

Adopting 2023-2028 Capital Improvement Program
Planning and Economic Development Committee; May 23, 2022 – CV: 5-0
Environment and Public Works Committee; May 23, 2022 – CV: 8-0
Intergovernmental Relations Committee; May 23, 2022 – CV: 5-0
Recreation and Education Committee; May 23, 2022 – CV: 5-0
Human Services Committee; May 24, 2022 – CV: 7-0
Transportation Committee; May 24, 2022 – CV: 6-0
Public Safety Committee; May 24, 2022 – CV: 8-0
Ways and Means Committee; May 24, 2022 – CV: 11-0
(For introductory Purposes only)

2. Taylor & Allkofer
Delehanty
Dondorfer
Hebert

22-0161

Providing that Resolution (Intro. No. 165 of 2022), “Adopting 2023-2028 Capital Improvement Program,” Be Tabled

- Keller
McCabe
Milne
Intro. 166
M. 17
28-0
3. Taylor & Allkofer Delehanty Dondorfer Hebert Keller McCabe Milne Intro. 167 Res. 142 28-0 22-0161 Fixing a Public Hearing for Adoption of 2023-2028 Capital Improvement Program Planning and Economic Development Committee; May 23, 2022 – CV: 5-0 Environment and Public Works Committee; May 23, 2022 – CV: 8-0 Intergovernmental Relations Committee; May 23, 2022 – CV: 5-0 Recreation and Education Committee; May 23, 2022 – CV: 5-0 Human Services Committee; May 24, 2022 – CV: 7-0 Transportation Committee; May 24, 2022 – CV: 6-0 Public Safety Committee; May 24, 2022 – CV: 8-0 Ways and Means Committee; May 24, 2022 – CV: 11-0
7. McCabe & Delehanty Intro. 168 Res. 143 28-0 22-0164 Authorizing Contract with Hunt Engineers, Architects, Land Surveyors & Landscape Architect D.P.C. For Professional Design Services for Fiber Optic Master Plan Project Environment and Public Works Committee; May 23, 2022 – CV: 6-0 Ways and Means Committee; May 24, 2022 – CV: 11-0
9. McCabe & Delehanty Intro. 169 Res. 144 28-0 22-0166 Authorizing Contract with Fisher Associates, P.E., L.S., L.A., D.P.C. for Professional Design Services for Monroe Community College Improve Safety of Downtown Campus Entrance Project Environment and Public Works Committee; May 23, 2022 – CV: 6-0 Ways and Means Committee; May 24, 2022 – CV: 11-0
11. McCabe & Johns Intro. 170 Res. 145 28-0 22-0168 Determination of Significance Pursuant to State Environmental Quality Review Act for Tropical Exhibit and Main Entry Plaza Project Environment and Public Works Committee; May 23, 2022 – CV: 6-0
12. McCabe & Delehanty Intro. 171 Res. 146 28-0 22-0169 Authorizing Implementation of Project Labor Agreement for Tropical Exhibit and Main Entry Plaza Project Environment and Public Works Committee; May 23, 2022 – CV: 6-0 Ways and Means Committee; May 24, 2022 – CV: 11-0
13. Hebert & Delehanty McCabe Intro. 172 Res. 147 28-0 22-0170 Authorizing Intermunicipal Agreement with City of Rochester for County to Supply Chilled Water to City’s Air Conditioning System at Blue Cross Arena Poisoning Prevention Program (F/K/A Childhood Lead Poisoning Primary Prevention Program and Lead Poisoning Prevention Program) Intergovernmental Relations Committee; May 23, 2022 – CV: 5-0 Environment and Public Works Committee; May 23, 2022 – CV: 6-0 Ways and Means Committee; May 24, 2022 – CV: 11-0
14. Milne & Delehanty Intro. 173 Res. 148 28-0 22-0171 Classification of Action and Determination of Significance Pursuant to State Environmental Quality Review Act for East Avenue Sidewalk Project Funded Through Monroe Community Development Block Grant Program/Home Environment and Public Works Committee; May 23, 2022 – CV: 6-0
15. McCabe & Johns Intro. 174 Res. 149 22-0172 Classification of Action and Determination of Significance Pursuant to State Environmental Quality Review Act for Archer Road Sidewalk Project Funded Through Monroe County Community Development Block Grant Program/Home Environment and Public Works Committee; May 23, 2022 – CV: 6-0

28-0

16. McCabe & Johns
Intro. 175
Res. 150
28-0
- 22-0173 Classification of Action and Determination of Significance Pursuant to State Environmental Quality Review Act for First Time Home Buyers Program Funded Through Monroe County Home Investment Partnerships Program
Environment and Public Works Committee; May 23, 2022 – CV: 6-0
20. Allkofer & Delehanty
Intro. 176
Res. 151
- 22-0177 Accepting Grant from New York State Office of Parks, Recreation, and Historic Preservation for the Zoos, Botanical Gardens, and Aquariums Program
Recreation and Education Committee; May 23, 2022 – CV: 5-0
Ways and Means Committee; May 24, 2022 – CV: 11-0
21. Allkofer & Delehanty
Intro. 177
Res. 152
28-0
- 22-0178 Accepting Grant from New York State Office of Parks, Recreation and Historic Preservation for Snowmobile Trail Development and Maintenance Program and Authorizing Contracts with Hilton Sno-Flyers, Inc., Webster Ridge Runners Snow Mobile Club, Inc., Salmon Creek Snowmobile Club, Inc., and Hill and Gully Riders, Inc. For development and Maintenance of Trails
Recreation and Education Committee; May 23, 2022 – CV: 5-0
Ways and Means Committee; May 24, 2022 – CV: 11-0
24. Milne & Delehanty
Intro. 178
Res. 153
28-0
- 22-0181 Accepting Grant from New York State Division of Criminal Justice Services for Paul Coverdell Forensic Science Improvement Program (Office of Medical Examiner’s Forensic Toxicology Laboratory)
Human Services Committee; May 24, 2022 – CV: 7-0
Ways and Means Committee; May 24, 2022 – CV: 11-0
25. Milne & Delehanty
Intro. 179
Res. 154
28-0
- 22-0182 Accepting Grant from Health Research, Inc. for Expanded Partner Services Initiative
Human Services Committee; May 24, 2022 – CV: 7-0
Ways and Means Committee; May 24, 2022 – CV: 11-0
26. Milne & Delehanty
Intro. 180
Res. 155
28-0
- 22-0183 Amending Resolution 391 of 2019 Amending and Increasing Contract with Ultramobile Imaging, Inc. to Provide Radiology Services at Monroe Community Hospital and for Monroe County Department of Public Health Tuberculosis Control Program
Human Services Committee; May 24, 2022 – CV: 7-0
Ways and Means Committee; May 24, 2022 – CV: 11-0
27. Keller & Delehanty
Intro. 181
Res. 156
28-0
- 22-0184 Accepting Federal and State Aid for Operation and Maintenance of the Rochester/Monroe County Traffic Control Center
Transportation Committee; May 24, 2022 – CV: 6-0
Ways and Means Committee; May 24, 2022 – CV: 11-0
28. Hebert & Delehanty
Dondorfer
Intro. 182
Res. 157
28-0
- 22-0185 Authorizing Intermunicipal Agreement with City of Rochester to Accept Pass through Funding from the United States Department of Justice for 2021 Edward Byrne Memorial Justice Assistance Grant Program
Intergovernmental Relations Committee; May 23, 2022 – CV: 5-0
Public Safety Committee; May 24, 2022 – CV: 8-0
Ways and Means Committee; May 24, 2022 – CV: 11-0
29. Delehanty & Marianetti
Intro.183
Res. 158
28-0
- 22-0186 Authorizing in Rem Tax Foreclosure Action No. 146
Ways and Means Committee; May 24, 2022 – CV: 11-0
30. Allkofer &
- 22-0187 Amending 2022 Capital Budget to Provide Increase in Funding for Monroe County

- Delehanty
McCabe
Intro. 184
Res. 159
28-0
- Library System Fleet Replacement Project and Authorizing Interfund Transfer
Recreation and Education Committee; May 23, 2022 – CV: 5-0
Environment and Public Works Committee; May 23, 2022 – CV: 6-0
Ways and Means Committee; May 24, 2022 – CV: 11-0
31. Milne &
Delehanty
Intro. 185
Res. 160
28-0
- 22-0188 Authorizing Contract with Wellnow Urgent Care, P.C. for Medical Occupational Examinations and Consultations for Monroe County Employees and Monroe County Hazmat Team
Human Services Committee; May 24, 2022 – CV: 7-0
Ways and Means Committee; May 24, 2022 – CV: 11-0
32. McCabe &
Johns
Intro. 186
Res. 161
28-0
- 22-0189 Classification of Action and Determination of Significance Pursuant to State Environmental Quality Review Act for the Sale of County Owned Surplus Real Property at the April 2022 Public Auction
Environment and Public Works Committee; May 23, 2022 – CV: 6-0
33. Delehanty &
Marianetti
Intro. 187
Res. 162
28-0
- 22-0190 Authorizing Sale of County Owned Surplus Real Property at the April 2022 Public Auction
Ways and Means Committee; May 24, 2022 – CV: 11-0
34. Delehanty &
Marianetti
Intro. 188
Res. 163
28-0
- 22-0191 Authorizing Settlement of Lawsuit in New York State Supreme Court, Monroe County, Index No. 12017001402
Ways and Means Committee; May 24, 2022 – CV: 11-0
38. Delehanty &
Marianetti
Intro. 189
Res. 164
28-0
- 22-0196 Mortgage Tax Distribution
Ways and Means Committee; May 24, 2022 – CV: 11-0
39. McCabe &
Johns
Intro. 190
Res. 165
28-0
- 22-0197 Classification of Action and Determination of Significance Pursuant to State Environmental Quality Review Act for Lease of Office and Laboratory Space at 819-827 West Main Street, Rochester, NY
Environment and Public Works Committee; May 23, 2022 – CV: 6-0
4. McCabe &
Delehanty
Intro. 191
Res. 166
28-0
- 22-0162 Amending 2022-2027 Capital Improvement Program to Add Project Entitled “Monroe Community College Work Health Care Center;” and Authorizing Contract with Dormitory Authority for the State of New York
Environment and Public Works Committee; May 23, 2022 – CV: 6-0
Ways and Means Committee; May 24, 2022 – CV: 11-0
5. McCabe &
Delehanty
Intro. 192
Res. 167
28-0
- 22-0162.br Resolution Authorizing the Issuance of \$2,500,000 Bonds of the County of Monroe, New York, to Finance the Cost of the Monroe Community College Wolk Healthcare Center Project, in and for Said County, at an Estimated Maximum Cost of \$2,500,000
Environment and Public Works Committee; May 23, 2022 – CV: 6-0
Ways and Means Committee; May 24, 2022 – CV: 11-0
6. McCabe &
Delehanty
Intro. 193
Res. 168
Intro. 161
28-0
- 22-0163.br Resolution Authorizing the Issuance of \$16,000,000 Bonds of the County of Monroe, New York, to Finance Costs of the Space Utilization and Renovation of Cityplace Project, in and for Said County, at an Estimated Maximum Cost of \$16,370,400
Environment and Public Works Committee; May 23, 2022 – CV: 6-0
Ways and Means Committee; May 24, 2022 – CV: 11-0

8. McCabe & Delehanty
Intro. 194
Res. 169
28-0
22-0165 Authorizing Contract with Hunt Engineers, Architects, Land Surveyors & Landscape Architect D.P.C. for Professional Design Services for Monroe Community College Expand Virtual Learning Center Project
Environment and Public Works Committee; May 23, 2022 – CV: 6-0
Ways and Means Committee; May 24, 2022 – CV: 11-0
10. McCabe & Delehanty
Milne
Intro. 195
Res. 170
28-0
22-0167 Authorizing Implementation of Project Labor Agreement for Specialized Secure Detention Facility Capital Project
Environment and Public Works Committee; May 23, 2022 – CV: 6-0
Humans Services Committee; May 24, 2022 – CV: 7-0
Ways and Means Committee; May 24, 2022 – CV: 11-0
17. McCabe & Johns
Intro. 196
Res. 171
28-0
22-0174 Classification of Action and Determination of Significance Pursuant to State Environmental Quality Review Act for the Acquisition Rehab Resale Program Funded Through Monroe County Home Investment Partnerships Program
Environment and Public Works Committee; May 23, 2022 – CV: 6-0
18. Brew & Delehanty
Intro. 197
Res. 172
28-0
22-0175 Approving 2022 Annual Action Plan for Housing and Community Development in Suburban Monroe County and Grant Submission to U.S. Department of Housing and Urban Development
Planning and Economic Development Committee; May 23, 2022 – CV: 5-0
Ways and Means Committee; May 24, 2022 – CV: 11-0
(Legislator Vazquez Simmons Declared her Interest Prior to the Vote.)
19. Taylor & Delehanty
Intro. 198
Res. 173
28-0
22-0176 Amending Resolution 192 of 2021 Authorizing a Second Amendment to Monroe County's 2021 Annual Action Plan for Home Investment Partnerships-American Rescue Plan (Home-ARP) Program to the United States Department of Housing and Urban Development (HUD)
Planning and Economic Development Committee; May 23, 2022 – CV: 5-0
Ways and Means Committee; May 24, 2022 – CV: 11-0
(Legislator Vazquez Simmons Declared her Interest Prior to the Vote.)
22. Milne & Delehanty
Intro. 199
Res. 174
28-0
22-0179 Accepting Funding from New York State Office of Addiction Services and Supports and Amending Resolution 517 of 2021, As Amended by Resolution 122 of 2022, Authorizing Contracts for the Provision of Mental Health, Developmental Disability and Alcoholism and Substance Abuse Services in 2022 for Monroe County Office of Mental Health
Humans Services Committee; May 24, 2022 – CV: 7-0
Ways and Means Committee; May 24, 2022 – CV: 11-0
(Legislators Hasman and Long Declared their Interest Prior to the Vote.)
23. Milne & Delehanty
Intro. 200
Res. 175
28-0
22-0180 Amending Resolution 132 of 2021 Amending and Increasing Contract with URMC Labs, a Division of University of Rochester, for Laboratory Services at Monroe Community Hospital
and Alcoholism and Substance Abuse Services in 2022 for Monroe County Office of Humans Services Committee; May 24, 2022 – CV: 7-0
Ways and Means Committee; May 24, 2022 – CV: 11-0
(Legislators Hasman and Long Declared their Interest Prior to the Vote.)
35. Allkofer & Delehanty
Intro. 201
Res. 176
28-0
22-0192 Amending 2022 Operating Budget to Add \$1.00 Admission for Individuals Receiving Food Assistance at Seneca Park Zoo
Recreation and Education Committee; May 23, 2022 – CV: 5-0
Ways and Means Committee; May 24, 2022 – CV: 11-0
36. Johns & McCabe
22-0193 Confirmation of Appointments to Monroe County Civil Service Commission

- Intro. 202
Res. 177
25-3
- Agenda Charter Committee; May 23, 2022 – CV: 5-1
(Legislators LaMar, McCabe and Milne Voted in the Negative.)
37. Dondorfer & Johns Baynes Delehanty Maffucci McCabe
Intro. 203
Res. 178
27-1
- 22-0195 Amending 2022 Operating Budget Appropriating Fund Balance for Violence Response Initiatives of Monroe County Office of the Sheriff and Create Eleven Deputy Sheriff Road Patrol Positions
Public Safety Committee; May 24, 2022 – CV: 8-0
Ways and Means Committee; May 24, 2022 – CV: 11-0
(Legislator Vecchio Declared her Interest Prior to the Vote.)
- (Legislator Delvecchio Hoffman Voted in the Negative.)*
40. Milne & Delehanty
Intro. 204
Res. 179
28-0
- 22-0198 Amending 2022-2027 Capital Improvement Program to Add Project Entitled “STD Clinic Relocation;” and Authorizing Acceptance of Reimbursement from City of Rochester of Federal Relocation Dollars
Humans Services Committee; May 24, 2022 – CV: 7-0
Ways and Means Committee; May 24, 2022 – CV: 11-0
41. Milne & Delehanty
Intro. 205
Res. 180
28-0
- 22-0198.br Resolution Authorizing the Issuance of \$500,000 Bonds of the County of Monroe, New York, to Finance the Cost of the STD Clinic Relocation Project, in and for Said County, at an Estimated Maximum Cost of \$500,000
Ways and Means Committee; May 24, 2022 – CV: 11-0
42. Delehanty & Marianetti
Intro. 206
Res. 181
28-0
- 22-0199 Approving Amendments to 2022 Salary Schedules and Authorizing Retention Payments to Full-Time Employees
Ways and Means Committee; May 24, 2022 – CV: 11-0
(Legislator Vecchio Declared her interest Prior to the Vote)
43. Brew & Smith
Intro. 207
Res. 182
28-0
- 22-0216 Young Citizens of the Year and Willie W. Lightfoot Youth Advocate of the Year Recommendations
Matter of Urgency
44. Allkofer & McCabe
Intro. 208
Res. 183
28-0
- 22-0217 Confirmation of Appointment and Reappointment to Board of Trustees of Monroe County Library System
Matter of Urgency
(Legislator Baynes Declared his Interest Prior to the Vote.)
45. Brew & Smith
Intro. 209
Res. 184
25-3
- 22-0218 Amending Resolution 105 of 2022 to Add on Additional Non-Profit Organization
Matter of Urgency
(Legislators Baynes, Hughes-Smith, Vazquez Simmons Voted in the Negative.)

UNFINISHED BUSINESS

None

Upon Motion by Legislator Brew, the Legislature Adjourned at 7:19 P.M. until **Tuesday, July 12, 2022 at 6:00 P.M.**

David Grant
Clerk of the Legislature



ATTACHMENTS:

Description	File Name	Type
▫ Approved Committee Minutes	7.12.22_approved_committee_minutes.pdf	Backup Material

Summary of Minutes
AGENDA/CHARTER COMMITTEE
May 23, 2022
5:00 p.m.

Chairman Johns called the meeting to order at 5:01 p.m.

MEMBERS PRESENT: Mark Johns (Chair), Steve Brew (Vice Chair), Sean M. Delehanty, Rachel Barnhart (RMM), Dave Long, Sabrina LaMar (Ex-Officio)

OTHER MEMBERS PRESENT: Frank X. Allkofer, George J. Hebert, Maria Vecchio, Howard Maffucci, Susan Hughes-Smith, Ricky Frazier

ADMINISTRATION PRESENT: Jeff McCann (Deputy County Executive), Corinda Crossdale (Deputy County Executive – HHS), Don Crumb (Legislative Liaison), Robert Franklin (CFO), Laura Smith (Chief Deputy County Attorney), Adrienne Green (Staff Assistant), Andrea Guzzetta Zury (HR Director), Patricia Uttaro (Monroe County Library System Director)

PUBLIC FORUM: There were no speakers.

APPROVAL OF MINUTES: The minutes of February 14, 2022 were approved as submitted.

NEW BUSINESS: *(President LaMar Voted on the Following Referral.)*

22-0193 - Confirmation of Appointments to the Monroe County Civil Service Commission – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislators Barnhart and Delehanty.

ADOPTED: 5-1 *(President LaMar Voted in the Negative.)*

OTHER MATTERS

ADJOURNMENT:

There being no other matters, Chairman Johns adjourned the meeting at 5:06 p.m.

The next Agenda/Charter Committee meeting is scheduled for **Monday, June 27, 2022 at 5:00 p.m.**

Respectfully Submitted,
David Grant
Clerk of the Legislature

Summary of Minutes
ENVIRONMENT & PUBLIC WORKS COMMITTEE
May 23, 2022
5:15 p.m.

Vice Chairman Johns called the meeting to order at 5:15 p.m.

MEMBERS PRESENT: Mark Johns (Vice-Chair), Tracy DiFlorio, George Hebert, Susan Hughes-Smith (RMM), Howard Maffucci, President LaMar (Ex-Officio)

MEMBERS ABSENT: Sean McCabe (Chair) (Excused), Albert Blankley (Excused),

OTHER LEGISLATORS PRESENT: Sean Delehanty, Frank X. Allkofer, Steve Brew, Kathy Taylor Ricky Frazier, Dave Long, Maria Vecchio, John B. Baynes, Mercedes Vazquez Simmons

ADMINISTRATION PRESENT: Jeff McCann (Deputy County Executive), Corinda Crossdale (Deputy County Executive – HHS), Don Crumb (Legislative Liaison), Michael Garland, P.E. (DES Director), Robert Franklin (CFO), Bill Daly (DES), Laura Smith (Chief Deputy County Attorney)

PUBLIC FORUM: There were no speakers.

PRESENTATION: **2023-2028 Capital Improvement Program**
Pat Gooch, Senior Planner
Monroe County Planning & Development Department
As it pertains to the Environment and Public Works Committee

APPROVAL OF MINUTES: The minutes of April 25, 2022 were approved as submitted.

NEW BUSINESS: *(President LaMar voted on the following referrals.)*

22-0161 - Adopt 2023-2028 Capital Improvement Program - County Executive Adam J. Bello

**MOVED by Legislator DiFlorio, SECONDED by Legislator Hebert.
ADOPTED: 6-0**

22-0162 - Amend the 2022-2027 Capital Improvement Program and 2022 Capital Budget to Add a Project Entitled "Monroe Community College Wolk Health Care Center;" Authorize Financing for the Project; and Authorize a Contract with the Dormitory Authority of the State of New York - County Executive Adam J. Bello

**MOVED by Legislator Hebert, SECONDED by President LaMar.
ADOPTED: 6-0**

- 22-0163 - Amend the 2022 Capital Budget and Authorize Financing to Increase Funding for the Space Utilization and Renovation of CityPlace Project - County Executive Adam J. Bello

MOVED by President LaMar, SECONDED by Legislator DiFlorio.
ADOPTED: 6-0

- 22-0164 - Authorize a Contract with Hunt Engineers, Architects, Land Surveyors & Landscape Architect D.P.C. for Professional Design Services for the Fiber Optic Master Plan Project - County Executive Adam J. Bello

MOVED by Legislator DiFlorio, SECONDED by Legislator Hebert.
ADOPTED: 6-0

- 22-0165 - Authorize a Contract with Hunt Engineers, Architects, Land Surveyors & Landscape Architect D.P.C. for Professional Services for the Monroe Community College Expand Virtual Learning Center Project - County Executive Adam J. Bello

MOVED by Legislator DiFlorio, SECONDED by Legislator Hebert.
ADOPTED: 6-0

- 22-0166 - Authorize a Contract with Fisher Associates, P.E., L.S., L.A., D.P.C. for Professional Design Services for the Monroe Community College Improve Safety of Downtown Campus Entrance Project- County Executive Adam J. Bello

MOVED by President LaMar, SECONDED by Legislator Hebert.
ADOPTED: 6-0

- 22-0167 - Authorize the Implementation of a Project Labor Agreement for the Specialized Secure Detention Facility Capital Project - County Executive Adam J. Bello

MOVED by Legislator DiFlorio, SECONDED by Legislator Hebert.
ADOPTED: 6-0

- 22-0168 - Determination of Significance Pursuant to the State Environmental Quality Review Act for Tropical Exhibit and Main Entry Plaza Project- County Executive Adam J. Bello

MOVED by Legislator Hebert, SECONDED by President LaMar.
ADOPTED: 6-0

- 22-0169 - Authorize the Implementation of a Project Labor Agreement for the Tropical Exhibit Main Entry Plaza Project- County Executive Adam J. Bello

MOVED by President LaMar, SECONDED by Legislator DiFlorio.
ADOPTED: 6-0

- 22-0170 - Authorize an Intermunicipal Agreement with the City of Rochester for the County to Supply Chilled Water to the City's Air Conditioning System at the Blue Cross Arena- County Executive Adam J. Bello

MOVED by Legislator DiFlorio, SECONDED by Legislator Hebert.
ADOPTED: 6-0

- 22-0171 - Classification of Action and Determination of Significance Pursuant to State Environmental Quality Review Act ("SEQRA") for the East Avenue Sidewalk Project funded through the Monroe County Community Development Block Grant Program/HOME- County Executive Adam J. Bello

MOVED by Legislator Hebert, SECONDED by President LaMar.
ADOPTED: 6-0

- 22-0172 - Classification of Action and Determination of Significance Pursuant to State Environmental Quality Review Act ("SEQRA") for the Archer Road Sidewalk Project funded through the Monroe County Community Development Block Grant Program/HOME- County Executive Adam J. Bello

MOVED by President LaMar, SECONDED by Legislator DiFlorio.
ADOPTED: 6-0

- 22-0173 - Classification of Action and Determination of Significance Pursuant to State Environmental Quality Review Act ("SEQRA") for the First Time Home Buyer Program funded through the Monroe County Home Investment Partnerships Program - County Executive Adam J. Bello

MOVED by Legislator DiFlorio, SECONDED by Legislator Hebert.
ADOPTED: 6-0

- 22-0174 - Classification of Action and Determination of Significance Pursuant to State Environmental Quality Review Act ("SEQRA") for the Acquisition Rehab Resale Program funded through the Monroe County Home Investment Partnerships Program- County Executive Adam J. Bello

MOVED by Legislator Hebert, SECONDED by President LaMar.
ADOPTED: 6-0

- 22-0187 - Amend the 2022 Capital Budget to Provide an Increase in Funding for the Monroe County Library System Fleet Replacement Project and Authorize an Interfund Transfer - County Executive Adam J. Bello

MOVED by President LaMar, SECONDED by Legislator DiFlorio.
ADOPTED: 6-0

- 22-0189 - Classification of Action and Determination of Significance Pursuant to the State Environmental Quality Review Act for the Sale of County Owned Surplus Real Property at the April 2022 Public Auction - County Executive Adam J. Bello

APPROVED

MOVED by Legislator DiFlorio, SECONDED by Legislator Hebert.
ADOPTED: 6-0

22-0197 - Classification of Action and Determination of Significance Pursuant to the State Environmental Quality Review Act for the Lease of Office and Laboratory Space at 819-827 West Main Street, Rochester, NY – As a Matter of Importance - County Executive Adam J. Bello

MOVED by Legislator DiFlorio, SECONDED by Legislator Hebert.
ADOPTED: 6-0

OTHER MATTERS

ADJOURNMENT:

There being no other matters, Vice Chairman Johns adjourned the meeting at 6:16 p.m.

The next meeting of the Environment and Public Works Committee will be held on **June 27, 2022 at 5:15pm.**

Respectfully Submitted,
Frank Keophetlasy
Deputy Clerk of the Legislature

Summary of Minutes
INTERGOVERNMENTAL RELATIONS COMMITTEE
May 23, 2022

5:30 p.m.

Chairman Hebert called the meeting to order at 6:19 p.m.

MEMBERS PRESENT: George Hebert (Chair), Tracy DiFlorio (Vice Chairwoman), Kathleen A. Taylor, Dave Long (RMM), Maria Vecchio

OTHER LEGISLATORS PRESENT: Frank Allkofer, Rachael Barnhart, Howard Maffucci, Steve Brew, John Baynes, Sean Delehanty, Ricky Frazier, Sue Hughes-Smith, Mercedes Vasquez Simmons

ADMINISTRATION PRESENT: Jeff McCann (Deputy County Executive), Don Crumb (Law), Robert Franklin (CFO), Laura Smith (Law Department), Ana Liss (Planning Director)

PRESENTATION: **2023-2028 Capital Improvement Program**
Pat Gooch, Senior Planner
Monroe County Planning & Development Department
As it pertains to the Intergovernmental Relations Committee

PUBLIC FORUM: There were no speakers.

APPROVAL OF MINUTES: The minutes of April 25, 2022 meeting were approved as submitted.

NEW BUSINESS:

22-0161- Adopt 2023-2028 Capital Improvement Program – County Executive Adam J. Bello

MOVED by Legislator DiFlorio, SECONDED by Legislator Taylor.
ADOPTED: 5-0

22-0170- Authorize an Intermunicipal Agreement with the City of Rochester for the County to Supply Chilled Water to the City's Air Conditioning System at the Blue Cross Arena – County Executive Adam J. Bello

MOVED by Legislator Taylor, SECONDED by Legislator DiFlorio.
ADOPTED: 5-0

22-0185- Authorize and Intermunicipal Agreement with the City of Rochester to Accept Pass through Funding From the United States Department of Justice for the 2021 Edward Byrne Memorial Justice Assistance Grant Program – County Executive Adam J. Bello

MOVED by Legislator DiFlorio, SECONDED by Legislator Taylor.
ADOPTED: 5-0

OTHER MATTERS:

ADJOURNMENT:

There being no other matters, Chairman Hebert adjourned the meeting at 6:25 p.m.

The next Intergovernmental Relations Committee meeting is scheduled on Monday, June 27, 2022 at 5:30 P.M.

Respectfully submitted,
Ian Watkins
2nd Assistant Deputy Clerk of the Legislature

Summary of Minutes

PLANNING AND ECONOMIC DEVELOPMENT COMMITTEE

May 23, 2022

5:45 p.m.

Chairwoman DiFlorio called the meeting to order at 6:26 p.m.

MEMBERS PRESENT: Tracy DiFlorio (Chair), Kathleen Taylor (Vice Chairwoman), Frank X. Allkofer, John B. Baynes, Ricky Frazier (RMM)

OTHER LEGISLATORS PRESENT: George Hebert, Howard Maffucci, Steve Brew, Sean Delehanty, Susan Hughes-Smith, Dave Long, Mark Johns, Maria Vecchio

ADMINISTRATION PRESENT: Jeff McCann (Deputy County Executive), Don Crumb (Law), Laura Smith (Chief Deputy County Attorney), Bob Franklin (Chief Financial Officer), Ana Liss (Planning Director)

PUBLIC FORUM: There were no speakers.

PRESENTATION: **2023-2028 Capital Improvement Program**
Pat Gooch, Senior Planner,
Monroe County Planning & Development Department
As it pertains to the Planning and Economic Development Committee

APPROVAL OF MINUTES: The minutes of January 24, 2022 were approved as submitted.

NEW BUSINESS:

22-0161- Adopt 2023-2028 Capital Improvement Program – County Executive Adam J. Bello

MOVED by Legislator Taylor, SECONDED by Legislator Allkofer.
ADOPTED: 5-0

22-0175- 2022 Annual Action Plan for Housing and Community Development in Suburban Monroe County And Grant Submission to the U.S. Department of Housing and Urban Development - County Executive Adam J. Bello

MOVED by Legislator Allkofer, SECONDED by Legislator Taylor.
ADOPTED: 5-0

22-0176- Amend Resolution 194 of 2021 to Authorize a Second Amendment to Monroe County's 2021 Annual Action Plan for the Home Improvements Partnerships-American Rescue Plan (HOME-ARP) Program to the United States Department of Housing and Urban Development – County Executive Adam J. Bello

MOVED by Legislator Allkofer, SECONDED by Legislator Taylor.
ADOPTED: 5-0

OTHER MATTERS

ADJOURNMENT:

There being no other matters, Chairwoman DiFlorio adjourned the meeting at 6:44 p.m.

APPROVED

The next Planning and Economic Development Committee meeting is scheduled for Monday, June 27, 2022 at 5:45 P.M.

Respectfully submitted,
Ian Watkins
2nd Assistant Deputy Clerk of the Legislature

Summary of Minutes

HUMAN SERVICES COMMITTEE

May 24, 2022

5:00 p.m.

Chairman Milne called the meeting to order at 5:00 p.m.

MEMBERS PRESENT: Richard B. Milne (Chair), Jackie Smith (Vice Chair), Paul Dondorfer, Steve Brew, Blake Keller, Michael Yudelson (RMM), Linda Hasman

MEMBERS ABSENT: Albert Blankley (Excused), Carolyn Delvecchio Hoffman (Excused)

OTHER LEGISLATORS PRESENT: Sean M. Delehanty, Susan Hughes-Smith, Howard Maffucci, Ricky Frazier, William Burgess, Maria Vecchio

ADMINISTRATION PRESENT: Jeff McCann (Deputy County Executive), Corinda Crossdale (Deputy County Executive – HHS), Don Crumb (Legislative Liaison), John Bringewatt (County Attorney), Laura Smith (Chief Deputy County Attorney), Thalia Wright (Commissioner – DHS), Pat Gooch (Senior Planner), Adrienne Green (Staff Assistant – County Executive’s Office), Robert Franklin (CFO), Richard Tantalo (Public Safety Director), Andrea Guzzetta Zury (HR Director)

PUBLIC FORUM: There were no speakers.

PRESENTATION: **2023-2028 Capital Improvement Program**
Pat Gooch, Senior Planner
Monroe County Planning & Development Department
As it pertains to the Human Services Committee

APPROVAL OF MINUTES: The minutes of April 26, 2022 were approved as submitted.

NEW BUSINESS:

22-0161 - Adopt 2023-2028 Capital Improvement Program – County Executive Adam J. Bello

MOVED by Legislator Smith, SECONDED by Legislator Brew.

ADOPTED: 7-0

22-0167 - Authorize the Implementation of a Project Labor Agreement for the Specialized Secure Detention Facility Capital Project – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Dondorfer.

ADOPTED: 7-0

22-0179 - Acceptance of Funding from the New York State Office of Addiction Services and Supports and Amend Resolution 517 of 2021, as Amended by the Resolution Adopted Pursuant to Referral 22-0131, Authorizing Contracts for the Provision of Mental Health, Developmental Disability, and Alcoholism and Substance Abuse Services in 2022 for the Monroe County Office of Mental Health – County Executive Adam J. Bello

MOVED by Legislator Dondorfer, SECONDED by Legislator Keller.

ADOPTED: 7-0 (*Legislator Hasman Declared Her Interest Prior to the Vote.*)

- 22-0180 - Amend Resolution 132 of 2021 to Amend and Increase the Contract with URMIC Labs, a Division of the University of Rochester, for Laboratory Services at Monroe Community Hospital – County Executive Adam J. Bello

MOVED by Legislator Keller, SECONDED by Legislator Smith.
ADOPTED: 7-0 (*Legislator Hasman Declared Her Interest Prior to the Vote.*)

- 22-0181 - Acceptance of a Grant from the New York State Division of Criminal Justice Services for the Paul Coverdell Forensic Science Improvement Program (Office of the Medical Examiner's Forensic Toxicology Laboratory) – County Executive Adam J. Bello

MOVED by Legislator Smith, SECONDED by Legislator Brew.
ADOPTED: 7-0

- 22-0182 - Acceptance of a Grant from Health Research, Inc. for the Expanded Partner Services Initiative – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Dondorfer.
ADOPTED: 7-0

- 22-0183 - Amend Resolution 391 of 2019 to Amend and Increase the Contract with Ultramobile Imaging, Inc. to Provide Radiology Services at Monroe Community Hospital and for the Monroe County Department of Public Health Tuberculosis Control Program – County Executive Adam J. Bello

MOVED by Legislator Dondorfer, SECONDED by Legislator Keller.
ADOPTED: 7-0

- 22-0188 - Authorize a Contract with WellNow Urgent Care, P.C. for Medical Occupational Examinations and Consultations for Monroe County Employees and the Monroe County HAZMAT Team – County Executive Adam J. Bello

MOVED by Legislator Keller, SECONDED by Legislator Smith.
ADOPTED: 7-0

- 22-0198 - Amend the 2022-2027 Capital Improvement Program and 2022 Capital Budget to Add a Project Entitled “STD Clinic Relocation;” Authorize Financing for the Project; and Authorize Acceptance of Reimbursement from the City of Rochester of Federal Relocation Dollars – As a Matter of Importance – County Executive Adam J. Bello

MOVED by Legislator Smith, SECONDED by Legislator Brew.
ADOPTED: 7-0

OTHER MATTERS:

ADJOURNMENT:

There being no other matters, Chairman Milne adjourned the meeting at 5:23 p.m.

The next Human Services Committee meeting is scheduled for **Tuesday, June 28, 2022 at 5:00 p.m.**

Respectfully submitted,
David Grant
Clerk of the Legislature

Summary of Minutes

TRANSPORTATION COMMITTEE

May 24, 2022

5:15 p.m.

Chairman Keller called the meeting to order at 5:24 p.m.

MEMBERS PRESENT: Blake Keller (Chair), Richard B. Milne (Vice Chair), Jackie Smith, Linda Hasman(RMM), Ricky Frazier, William Burgess

MEMBERTS ABSENT: Robert J. Colby (Excused)

OTHER LEGISLATORS PRESENT: Sean M. Delehanty, Howard Maffucci, Sue Hughes-Smith, John B. Baynes, Maria Vecchio, Yversha M. Roman, Rachel Barnhart, Mercedes Vazquez Simmons, Dave Long, Steve Brew, Michael Yudelson, Albert Blankley

ADMINISTRATION PRESENT: Jeff McCann (Deputy County Executive), Corinda Crossdale (Deputy County Executive), Robert Franklin (Chief Financial Officer), John Bringewatt (County Attorney), Laura Smith (Chief Deputy County Attorney), Don Crumb (Law), Pat Gooch (Planning and Development), Adrienne Green (Staff Assistant)

PUBLIC FORUM: There were no speakers.

PRESENTATION: **2023-2028 Capital Improvement Program**
Pat Gooch, Senior Planner
Monroe County Planning & Development Department
As it pertains to the Transportation Committee

APPROVAL OF MINUTES: The minutes of April 26, 2022 were approved as submitted.

NEW BUSINESS:

22-0161- Adopt 2023-2028 Capital Improvement Program– County Executive Adam J. Bello

MOVED by Legislator Smith, SECONDED by Legislator Milne.
ADOPTED: 6-0

22-0184- Acceptance of Federal and State Aid for the Operation and Maintenance of the Rochester/Monroe County Traffic Control Center - County Executive Adam J. Bello

MOVED by Legislator Milne, SECONDED by Legislators Smith.
ADOPTED: 6-0

OTHER MATTERS:

ADJOURNMENT:

There being no other matters, Chairman Keller adjourned the meeting at 5:32 p.m.

APPROVED

The next Transportation meeting will be **Tuesday, June 28, 2022 at 5:15 P.M.**

Respectfully submitted,
Frank Keophetlasy
Deputy Clerk of the Legislature

Summary of Minutes
PUBLIC SAFETY COMMITTEE
May 24, 2022
5:30 p.m.

Chairman Dondorfer called the meeting to order at 5:35p.m.

MEMBERS PRESENT: Paul Dondorfer (Chair), Richard B. Milne (Vice Chair), Brian Mariannetti Robert Colby, Sean M. Delehanty, Maria Vecchio (RMM), William Burgess, Susan Hughes-Smith

MEMBERS ABSENT: Carolyn Delvecchio Hoffman (Excused)

OTHER LEGISLATORS PRESENT: Jackie Smith, Howard Maffucci, Michael Yudelson, Ricky Frazier, Yversha Roman, Mercedes Vazquez Simmons

ADMINISTRATION PRESENT: Jeff Mcann (Deputy County Executive), Corinda Crossdale (Deputy County Executive), Robert Franklin (CFO), John Bringewatt (County Attorney), Laura Smith (Chief Deputy County Attorney), Don Crumb (Legislative Representative), Jennifer Ball (Probation), Michael Fowler (Sheriffs Office) Richard Tantalo (Director of Public Safety), Adrienne Green (Staff Assistant)

PUBLIC FORUM: There was one (1) speaker.

PRESENTATION: **2023-2028 Capital Improvement Program**
Pat Gooch, Senior Planner
Monroe County Planning & Development Department
As it pertains to the Public Safety Committee

APPROVAL OF MINUTES: The minutes of April 26, 2022 were approved as submitted.

NEW BUSINESS:

22-0161 - Adopt 2023-2028 Capital Improvement Program – County Executive Adam J. Bello

MOVED by Legislator Milne, SECONDED by Legislator Colby.

ADOPTED: 8-0 (*Legislator Vecchio Declared her Interest Prior to the vote*)

22-0185 - Authorize an Intermunicipal Agreement with the City of Rochester to Accept Pass Through Funding from the United States Department of Justice for the 2021 Edward Byrne Memorial Justice Assistance Grant - County Executive Adam J. Bello

MOVED by Legislator Colby, SECONDED by Legislator Marianetti.

ADOPTED: 8-0

22-0195 - Amend the 2022 Operating Budget to Appropriate Fund Balance for Violence Response Initiatives of the Monroe County Office of the Sheriff and Create Eleven Deputy Sheriff Road Patrol Positions - County Executive Adam J. Bello

MOVED by Legislator Marianetti, SECONDED by Legislator Delehanty.
ADOPTED: 8-0 (*Legislator Vecchio Declared her Interest Prior to the vote*)

OTHER MATTERS:

ADJOURNMENT:

There being no other matters, Chairman Dondorfer adjourned the meeting at 5:55 p.m.

The next Public Safety Meeting will be held on Tuesday, June 28, 2022 at 5:30pm.

Respectfully submitted,
Frank Keophetlasy
Deputy Clerk of the Legislature

Summary of Minutes
WAYS AND MEANS COMMITTEE
May 24, 2022
6:00 p.m.

Chairman Delehanty called the meeting to order at 6:01 p.m.

MEMBERS PRESENT: Sean M. Delehanty (Chair), Brian E. Marianetti (Vice Chair), Steve Brew, Paul Dondorfer, Robert Colby, Jackie Smith, Howard Maffuci (RMM), Rachel Barnhart, Yversha M. Roman, Mercedes Vazquez Simmons, Michael Yudelson

OTHER LEGISLATORS PRESENT: Richard B. Milne, William Burgess, Ricky Frazier, Susan Hughes-Smith, Mary Vecchio

ADMINISTRATION PRESENT: Jeff McCann (Deputy County Executive), Corinda Crossdale (Deputy County Executive – Health & Human Services), Robert Franklin (CFO), John Bringewatt (County Attorney), Laura Smith (Chief Deputy County Attorney), Don Crumb (Legislative Liaison), Richard Tantalo (Public Safety Director), Jennifer Curley (Sheriff Admin), Tom Morrissey (Parks), Michael Fowler (Chief Deputy), Ana Liss (Planning Director), Michael Garland, P.E. (DES Director), Pat Gooch (Senior Planner), Adrienne Green (Staff Assistant), Tim Murphy (Real Property Director), Patrick Merideth (Parks Director), Ken Forney (IS), Andrea Guzzetta Zury (HR Director), Clement Chung (DES Deputy Director)

PLEDGE OF ALLEGIANCE: Led by Legislator Brian E. Marianetti

PUBLIC FORUM: There was one speaker. Public Forum ended at 6:11 p.m.

PRESENTATION: **2023-2028 Capital Improvement Program**
Pat Gooch, Senior Planner
Monroe County Planning & Development Department
As it pertains to the Ways and Means Committee

APPROVAL OF MINUTES: The minutes of April 26, 2022 were approved as submitted.

NEW BUSINESS:

22-0161 - Adopt 2023-2028 Capital Improvement Program – County Executive Adam J. Bello

MOVED by Legislator Marianetti, SECONDED by Legislator Brew.

ADOPTED: 11-0

22-0162 - Amend the 2022-2027 Capital Improvement Program and 2022 Capital Budget to Add a Project Entitled “Monroe Community College Wolk Health Care Center,” Authorize Financing for the Project; and Authorize a Contract with the Dormitory Authority of the State of New York - County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Smith.

ADOPTED: 11-0

22-0163 - Amend the 2022 Capital Budget and Authorize Financing to Increase Funding for the Space Utilization and Renovation of CityPlace Project – County Executive Adam J. Bello

MOVED by Legislator Smith, SECONDED by Legislator Dondorfer.
ADOPTED: 11-0

- 22-0164 - Authorize a Contract with Hunt Engineers, Architects, Land Surveyors & Landscape Architect D.P.C. for Professional Design Services for the Fiber Optic Master Plan Project - County Executive Adam J. Bello

MOVED by Legislator Dondorfer, SECONDED by Legislator Colby.
ADOPTED: 11-0

- 22-0165 - Authorize a Contract with Hunt Engineers, Architects, Land Surveyors & Landscape Architect D.P.C. for Professional Services for the Monroe Community College Expand Virtual Learning Center Project – County Executive Adam J. Bello

MOVED by Legislator Colby, SECONDED by Legislator Marianetti.
ADOPTED: 11-0

- 22-0166 - Authorize a Contract with Fisher Associates, P.E., L.S., L.A., D.P.C. for Professional Design Services for the Monroe Community College Improve Safety of Downtown Campus Entrance Project – County Executive Adam J. Bello

MOVED by Legislator Marianetti, SECONDED by Legislator Brew.
ADOPTED: 11-0

- 22-0167 - Authorize the Implementation of a Project Labor Agreement for the Specialized Secure Detention Facility Capital Project – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Smith.
ADOPTED: 11-0

- 22-0169 - Authorize the Implementation of a Project Labor Agreement for the Tropical Exhibit Main Entry Plaza Project – County Executive Adam J. Bello

MOVED by Legislator Smith, SECONDED by Legislator Dondorfer.
ADOPTED: 11-0

- 22-0170 - Authorize an Intermunicipal Agreement with the City of Rochester for the County to Supply Chilled Water to the City's Air Conditioning System at the Blue Cross Arena – County Executive Adam J. Bello

MOVED by Legislator Dondorfer, SECONDED by Legislator Colby.
ADOPTED: 11-0

- 22-0175 - 2022 Annual Action Plan for Housing and Community Development in Suburban Monroe County and Grant Submission to the U.S. Department of Housing and Urban Development – County Executive Adam J. Bello

MOVED by Legislator Colby, SECONDED by Legislator Marianetti.
ADOPTED: 11-0 (*Legislator Varquez Simmons Declared Her Interest Prior to the Vote.*)

- 22-0176 - Amend Resolution 194 of 2021 to Authorize a Second Amendment to Monroe County's 2021 Annual Action Plan for the Home Investment Partnerships-American Rescue Plan (HOME-ARP) Program to the United States Department of Housing and Urban Development (HUD) – County Executive Adam J. Bello

MOVED by Legislator Marianetti, SECONDED by Legislators Brew.

ADOPTED: 11-0 (*Legislator Vazquez Simmons Declared Her Interest Prior to the Vote.*)

- 22-0177 - Acceptance of a Grant from The New York State Office of Parks, Recreation, and Historic Preservation for the Zoos, Botanical Gardens, and Aquariums Program – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Smith.

ADOPTED: 11-0

- 22-0178 - Acceptance of a Grant from the New York State Office of Parks, Recreation and Historic Preservation for the Snowmobile Trail Development and Maintenance Program and Authorize Contracts with the Hilton Sno-Flyers, Inc., Webster Ridge Runners Snowmobile Club, Inc. Salmon Creek Snowmobile Club, Inc., and Hill and Gully Riders, Inc. for the Development and Maintenance of Trails – County Executive Adam J. Bello

MOVED by Legislator Smith, SECONDED by Legislators Dondorfer.

ADOPTED: 11-0

- 22-0179 - Acceptance of Funding from the New York State Office of Addiction Services and Supports and Amend Resolution 517 of 2021, as Amended by the Resolution Adopted Pursuant to Referral 22-0131, Authorizing Contracts for the Provision of Mental Health, Developmental Disability, and Alcoholism and Substance Abuse Services in 2022 for the Monroe County Office of Mental Health – County Executive Adam J. Bello

MOVED by Legislator Dondorfer, SECONDED by Legislator Colby.

ADOPTED: 11-0

- 22-0180 - Amend Resolution 132 of 2021 to Amend and Increase the Contract with URMCLabs, a Division of the University of Rochester, for Laboratory Services at Monroe Community Hospital – County Executive Adam J. Bello

MOVED by Legislator Colby, SECONDED by Legislator Marianetti.

ADOPTED: 11-0

- 22-0181 - Acceptance of a Grant from the New York State Division of Criminal Justice Services for the Paul Coverdell Forensic Science Improvement Program (Office of the Medical Examiner's Forensic Toxicology Laboratory) – County Executive Adam J. Bello

MOVED by Legislator Marianetti, SECONDED by Legislators Brew.

ADOPTED: 11-0

- 22-0182 - Acceptance of a Grant from Health Research, Inc. for the Expanded Partner Services Initiative – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Smith.

ADOPTED: 11-0

- 22-0183 - Amend Resolution 391 of 2019 to Amend and Increase the Contract with Ultramobile Imaging, Inc. to Provide Radiology Services at Monroe Community Hospital and for the Monroe County Department of Public Health Tuberculosis Control Program – County Executive Adam J. Bello

MOVED by Legislator Smith, SECONDED by Legislators Dondorfer.
ADOPTED: 11-0

- 22-0184 - Acceptance of Federal and State Aid for the Operation and Maintenance of the Rochester/Monroe County Traffic Control Center – County Executive Adam J. Bello

MOVED by Legislator Dondorfer, SECONDED by Legislator Colby.
ADOPTED: 11-0

- 22-0185 - Authorize an Intermunicipal Agreement with the City of Rochester to Accept Pass Through Funding from the United States Department of Justice for the 2021 Edward Byrne Memorial Justice Assistance Grant – County Executive Adam J. Bello

MOVED by Legislator Colby, SECONDED by Legislators Marianetti and Vazquez Simmons.
ADOPTED: 11-0

- 22-0186 - Proposed In Rem Tax Foreclosure Action No. 146 City of Rochester and Towns of Brighton, et al. – County Executive Adam J. Bello

MOVED by Legislator Marianetti, SECONDED by Legislators Brew.
ADOPTED: 11-0

- 22-0187 - Amend the 2022 Capital Budget to Provide an Increase in Funding for the Monroe County Library System Fleet Replacement Project and Authorize an Interfund Transfer – County Executive Adam J. Bello

MOVED by Legislator Brew, SECONDED by Legislator Smith.
ADOPTED: 11-0

- 22-0188 - Authorize a Contract with WellNow Urgent Care, P.C. for Medical Occupational Examinations and Consultations for Monroe County Employees and the Monroe County HAZMAT Team – County Executive Adam J. Bello

MOVED by Legislator Smith, SECONDED by Legislators Dondorfer.
ADOPTED: 11-0

- 22-0190 - Authorize the Sale of County Owned Surplus Real Property at the April 2022 Public Auction – County Executive Adam J. Bello

MOVED by Legislator Dondorfer, SECONDED by Legislator Colby.
ADOPTED: 11-0

- 22-0191 - Authorization to Settle a Lawsuit in New York State Supreme Court, Monroe County, Index No. I2017001402 – County Executive Adam J. Bello

MOVED by Legislator Colby, SECONDED by Legislator Marianetti.
ADOPTED: 11-0

- 22-0192 - Amend the 2022 Operating Budget to Add \$1.00 Admission for Individuals Receiving Food Assistance at Seneca Park Zoo – County Executive Adam J. Bello, President Sabrina LaMar, County Legislators Yversha Roman, Howard Maffucci, Michael Yudelson, Susan Hughes-Smith, David Long, Maria Vecchio, John B. Baynes, Rachel

Barnhart, Mercedes Vazquez Simmons, Linda Hasman, Albert Blankley, Carolyn Delvecchio Hoffman, Ricky Frazier, William Burgess

MOVED by Legislator Marianetti, SECONDED by Legislators Brew.
ADOPTED: 11-0

- 22-0195 - Amend the 2022 Operating Budget to Appropriate Fund Balance for Violence Response Initiatives of the Monroe County Office of the Sheriff and Create Eleven Deputy Sheriff Road Patrol Positions – As a Matter of Importance – County Executive Adam J. Bello, President Sabrina LaMar, Majority Leader Steve Brew, Minority Leader Yversha Roman, County Legislators Blake Keller, Jackie Smith, Tracy DiFlorio, Frank X. Allkofer, Richard B. Milne, Sean McCabe, Brian E. Marianetti, Mark Johns, Paul Dondorfer, Howard Maffucci, Sean M. Delehanty, Michael Yudelson, Susan Hughes-Smith, George J. Hebert, David Long, Maria Vecchio, John B. Baynes, Kathleen Taylor, Robert Colby, Ricky Frazier, William Burgess

MOVED by Legislator Brew, SECONDED by Legislators Smith, Maffucci and Vazquez Simmons.
ADOPTED: 11-0

- 22-0196 - Mortgage Tax Distribution – As a Matter of Importance – County Executive Adam J. Bello

MOVED by Legislator Smith, SECONDED by Legislators Dondorfer.
ADOPTED: 11-0

- 22-0198 - Amend the 2022-2027 Capital Improvement Program and 2022 Capital Budget to Add a Project Entitled “STD Clinic Relocation;” Authorize Financing for the Project; and Authorize Acceptance of Reimbursement from the City of Rochester of Federal Relocation Dollars – As a Matter of Importance – County Executive Adam J. Bello

MOVED by Legislator Dondorfer, SECONDED by Legislator Colby.
ADOPTED: 11-0

- 22-0199 - Approve Amendments to 2022 Salary Schedules and Authorize Retention Payments to Full-Time Employees – As a Matter of Importance – County Executive Adam J. Bello

MOVED by Legislator Colby, SECONDED by Legislator Marianetti.
ADOPTED: 11-0

OTHER MATTERS

ADJOURNMENT:

There being no other matters, Chairman Delehanty adjourned the meeting at 6:47 p.m.

The next meeting of the Ways and Means Committee will be **Tuesday, June 28, 2022 at 6:00 P.M.**

Respectfully Submitted,
David Grant
Clerk of the Legislature



ATTACHMENTS:

	Description	File Name	Type
▢	New Referral Packet	referall nos 22-0223 _ - _22-0245.pdf	Backup Material

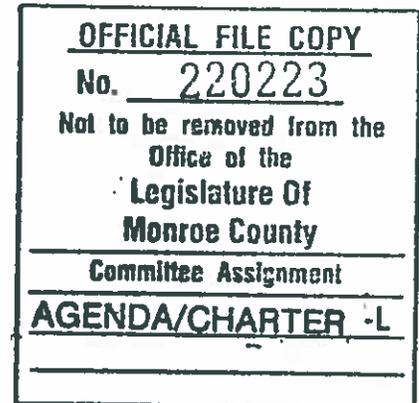


Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

July 8, 2022



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

Subject: Confirmation of Reappointments and Appointments to the Monroe County Recycling Advisory Committee.

Honorable Legislators:

I recommend that Your Honorable Body confirm the following reappointments and appointments to the Monroe County Recycling Advisory Committee, pursuant to Monroe County Code, Section 347-32. The terms will commence July 1, 2022.

Terms to expire June 30, 2024

County Executive Reappointment from the Environmental Management Council

Haines B. Lockhart, Jr. Ph.D.
68 Hillary Lane
Penfield, New York 14526

County Executive Appointment from the Town Supervisors' Association

Ciaran Hanna, Supervisor
Town of Perinton
126 Bent Oak Trail
Fairport, New York 14450

County Executive Appointment from the Village Mayors' Association

John Hartman, Mayor
Village of Churchville
23 E. Buffalo Street
Churchville, New York 14428

County Executive Reappointment from the Refuse Waste Haulers

Jeffrey Meyers, General Manager
Cascades Recovery U.S., Inc.
1845 Emerson Street
Rochester, New York 14606

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(585) 753-1000 • fax: (585) 753-1014 • www.monroecounty.gov • e-mail: countyexecutive@monroecounty.gov

County Executive Reappointment from the Materials Recycling Facility

Jeffrey Richardson
Waste Management of New York
5 Perinton Parkway
Fairport, New York 14450

County Executive Reappointment from Scrap Dealers

Duane Beckett, President
Sunnking
4 Owens Road
Brockport, New York 14420

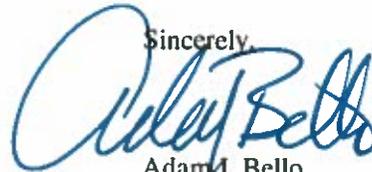
The specific legislative action required is to confirm the reappointments and appointments to the Monroe County Recycling Advisory Committee. This action is required pursuant to Monroe County Code, Section 347-32.

The legislative action requested in this referral is not an "Action," as that term is defined in 6 NYCRR § 617.2 (b), and is not subject to review under the State Environment Quality Review Act.

The reappointments and appointments 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 favorable action by Your Honorable Body.

Sincerely,



Adam J. Bello
Monroe County Executive

AJB:db

**Biographical Sketch
Haines B. Lockhart, Jr., Ph.D.**

Haines B. Lockhart, Jr. received his M.S. and Ph.D. degrees in Chemistry, with a specialization in Biochemistry, from the University of Nebraska, Lincoln, in 1969 and 1973, respectively. He was employed in the Health, Safety and Environment Laboratories of Eastman Kodak Co. in Rochester, NY for more than 33 years, retiring in 2006 as Director, Health, Safety and Environment, North America. While employed at Kodak, Dr. Lockhart held a number of management positions, including: Director of the Kodak Park Medical Department, Corporate Environmental Director, Corporate Safety Director, and Director of Health, Safety and Environmental Technologies. He also completed an industrial post-doctoral study in Toxicology and Environmental Toxicology. He has published several scientific papers on the impact of photographic chemicals in the environment. He has been a member of the Monroe County Environmental Management Council (EMC) for over 34 years, and a member of the County's Recycling Advisory Committee (RAC) for the past 11 years. He is also a member of the Rochester Museum and Science Center's Technical Advisory Group (TAG).

Jeffery M. Meyers
PROFESSIONAL EXPERIENCE SUMMARY
January 2022

Total Years Industry Experience: 28 years

Education:

- **Plattsburgh State University**
Degree Achieved: Bachelor of Arts in Environmental Science; 1993
Concentration in Environmental Planning
Minor in Industrial and Organizational Psychology
- **Rochester Institute of Technology**
Degree Achieved: Certificate in Waste Management Technology; 1994

Work History:

- **Alpco Recycling – 1994 to 1995**
Position Held: Residential Recycling Drop Off Supervisor
- **Clearvue Polymers, Inc. 1995**
Position Held: Processing Technician
- **Kruger Recycling, Inc. – 1995 to 2001**
Positions Held: Shift Supervisor
Plant Manager
Operations Manager
- **Cascades Recovery +**
- **2001 to Present**
Position Held: Plant Supervisor
General Manager; Plant Operations
General Manager; Buffalo & Rochester
General Manager; US Operations
Regional Operations Manager

Summary of Experience:

Operations:

- **Responsible for all day-to-day operations of recycling plants, garbage transfer stations, bale warehouse and transport fleets. Ensure all equipment is running safely and efficiently, all preventive maintenance practices are being performed regularly.**
- **Oversee large capital improvement projects. Included but not limited to, planning, implementing and execution of said projects. Projects include installing**

new equipment, removal of old equipment, opening new plants, relocation of plants, closing of plants. Purchase and start up of new equipment.

- Currently, is responsible for all aspects of operating three facilities in New York. Including operations, sales, customer relations, human resource, health/safety, information, accounting and profit/loss. Also coaching and training less experienced staff throughout the Cascades organization.
- Helping to secure low landed cost OCC supply to paper mills all over the Northeast USA

Supervisory:

- Supervised employees from multiple disciplines. Including but not limited to general laborers, office staff, machine operators, drivers, supervisors, managers, accountants, HR/HS coordinators, and sales staff.
- Responsible for hiring, terminations, performance reviews, disciplinary actions and training of employees throughout his career.
- Involved in the full cycle process of labor planning during facility start-ups and shutdowns.

Marketing:

- Oversaw expansion of recycling programs. Included but not limited to, planning, implementing and execution of said projects. Projects include mixed office paper programs, industrial plastic programs, e-waste and large curbside expansion programs.
- Currently works closely with Cascades in-house marketing group in the selling of material.
- Worked, directly, with brokers and other end market vendors for waste and recycling products. Materials include but are not limited to e-scrap, rolls, industrial plastic and glass.
- Works closely with Cascades customers and Municipalities to ensure a high level of service, at all times.
- Has extensive knowledge of all grades of fiber and container product.
- Member of the Monroe County Recycling Advisory Committee since 2013
- Selected Chairmen of the Monroe County Recycling Advisory Committee October 2020.

**Jeffrey Richardson
Sr. District Manager
Waste Management of NY, LLC**

Jeffrey Richardson is the Sr. District Manager for Waste Management of New York's upstate NY operations. Mr. Richardson is an accomplished executive with more than 25 years of experience in driving brand growth, maximizing operational excellence and delivering financial performance. Mr. Richardson's operations experience in NY includes landfills, transfer stations, renewable energy facilities, recycling facilities and acquisitions. Mr. Richardson's current responsibilities include directing and overseeing multiple districts having annualized revenues in excess of \$100 million. He and his team are charged with providing superior customer service, meeting stakeholder expectations, ensuring safety, environmental and operational excellence, strategic planning, capital management and financial performance. Jeff holds a Bachelor of Science degree in Engineering from the State University of NY, College of Environmental Science and Forestry, Syracuse.

Duane Beckett

4 Owens Rd Brockport, NY 14420 585-350-6169 dbeckett@sunnking.com

Objective

To constantly drive my company Sunnking Inc. to be an industry leader within the electronics recycling business. Increase recycling rates throughout NY State by decreasing e-scrap volumes into landfills.

Education

- SUNY Brockport
- Business

Experience

Jan 1, 2000 to Current

Founder/CEO | Sunnking Inc | Brockport, NY, Buffalo, NY, Utica, NY

Having the privilege of self employment and twenty one (21) years of constant learning and evolving within the recycling industry.

Awards & Acknowledgements

- First NY State company to receive R2/RIOS recycling certification
- Numerous local and regional awards and acknowledgments
- Donations of over 100K to charitable organizations, specifically Camp Good Days

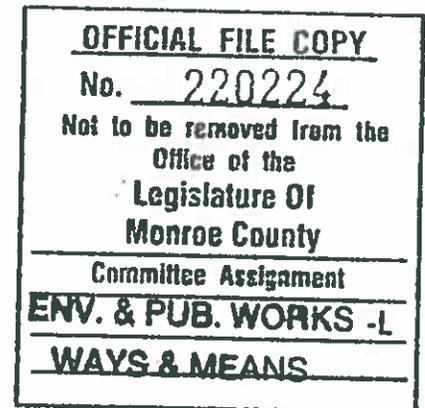


Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

July 8, 2022



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

Subject: Acceptance of a Grant from the Oswego County Soil and Water Conservation District for the Water Quality Program and Authorize a Contract with the Monroe County Soil and Water Conservation District

Honorable Legislators:

I recommend that Your Honorable Body accept a grant from the Oswego County Soil and Water Conservation District in the amount of \$89,200 for the period of April 1, 2022 through March 31, 2024 for the Water Quality Program and authorize a contract with the Monroe County Soil and Water Conservation District in an amount not to exceed \$69,600 for the completion of water quality projects for the period of April 1, 2022 through March 31, 2024.

The purpose of this grant is to assist counties that are members of the Finger Lakes-Lake Ontario Watershed Protection Alliance (FL-LOWPA), in funding programs to improve water quality. Oswego County Soil & Water Conservation District is the sponsor organization for FL-LOWPA, responsible for the administration of this grant. In Monroe County, program components will include planning, education and implementation of individual projects to improve water quality. The grant will be used to undertake water quality programs such as the United States Geological Survey Cooperative Agreement for stream monitoring, public education of invasive species, and stream bank erosion repair projects. The County has received this program specific grant for nearly three decades.

The Monroe County Soil and Water Conservation District will provide stormwater management consulting and project management services to identify and implement water quality improvement projects such as stream bank erosion and shoreline stabilization in Monroe County and serve as the program manager for the New York State Watercraft Steward Program to control invasive species in Monroe County.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to accept an \$89,200 grant from, and to execute a contract and any amendments thereto with, the Oswego County Soil and Water Conservation District for the Water Quality Program for the period of April 1, 2022 through March 31, 2024.
2. Amend the 2022 operating budget of the Department of Environmental Services by appropriating the sum of \$89,200 into pure waters fund 9307, funds center 8572020100, Pure Waters Industrial Waste.

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3. Authorize the County Executive, or his designee, to execute a contract, and any amendments thereto, with the Monroe County Soil and Water Conservation District, 145 Paul Road, Building 5, Rochester, New York 14624, for the completion of water quality projects in an amount not to exceed \$69,600 for the period of April 1, 2022 through March 31, 2024.
4. Authorize the County Executive to appropriate any subsequent years of the grant awards in accordance with the grant terms, to reappropriate any unencumbered balances during the grant periods according to the grantor requirements, and to make any necessary funding modifications within the grant guidelines to meet contractual commitments.
5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the 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.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(27) (“conducting concurrent environmental, engineering, economic, feasibility and other studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not commit the agency to commence, engage in or approve such action”) and is not subject to further review under the State Environmental Quality Review Act..

This grant is 100% funded by the Oswego County Soil and Water Conservation District. No net County support is required in the current Monroe County budget.

The Monroe County Soil and Water Conservation District is a not-for-profit agency, and the records in the Office of the Monroe County Treasury have indicated that it does not owe any delinquent Monroe County property taxes.

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



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

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July 8, 2022

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

Subject: Acceptance of a Municipal Waste Reduction and Recycling Grant-In-Aid from the New York State Department of Environmental Conservation for a Municipal Waste Reduction and/or Recycling Project

Honorable Legislators:

I recommend that Your Honorable Body accept a Municipal Waste Reduction and Recycling Grant-In-Aid from the New York State Department of Environmental Conservation in the amount of \$87,645.52 for a Municipal Waste Reduction and/or Recycling Project for the period of January 1, 2022 through December 31, 2022.

The State of New York's Municipal Waste Reduction and Recycling Assistance Program is available to counties and provides up to a 50 percent match of eligible costs for recycling planning, education and promotion, including costs of local recycling coordinator salaries. The County has previously been awarded funding through this program with the most recent grant award authorized with Resolution 181 of 2021. This new grant will provide financial assistance for recycling salaries and public education expenses for the year 2022.

The specific legislative action required is to authorize the County Executive, or his designee, to accept a \$87,645.52 Municipal Waste Reduction and Recycling Grant-In-Aid from, and execute a contract and any amendments thereto with, the New York State Department of Environmental Conservation for a Municipal Waste Reduction and/or Recycling Project for the period of January 1, 2022 through December 31, 2022.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

This grant requires a 50% local match. This match funding, as well as the grant funding for this program, is included in the 2022 operating budget of the Department of Environmental Services, solid waste fund 9009, funds center 8201010000 Solid Waste Administration. 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,
[Signature]
Adam J. Bello
Monroe County Executive



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

July 8, 2022

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

Subject: Amend the 2022-2027 Capital Improvement Program and the 2022 Capital Budget to Add a Project Entitled "Multimodal Freight Initiative Planning Project" and Authorize Financing for the Project

Honorable Legislators:

I recommend that Your Honorable Body amend the 2022-2027 Capital Improvement Program and the 2022 Capital Budget to add a project entitled "Multimodal Freight Initiative Planning Project" (the "Project") in the amount of \$1,000,000 and authorize financing for the Project in the amount of \$1,000,000.

Rochester-Genesee Regional Transportation Authority and Genesee Transportation Council studies have reviewed freight-related issues in the region and made recommendations for future projects. Several of the recommendations are focused on infrastructure in Monroe County and include expansion of the main (04-22) runway at the Frederick Douglas Greater Rochester International Airport ("ROC"), creation of a regional-scale multimodal transfer facility, marine facilities, expansion of railroad sidings, and safety improvements to rail and highway infrastructure. The COVID-19 pandemic and recent international conflicts have exacerbated an already fragile supply chain. Coastal multimodal facilities are experiencing increased delays in docking ships and off-loading freight, and there is an increased utilization of air freight solutions. Monroe County is well-positioned to relieve these regional and national supply chain limitations based on our unique combination of air (ROC), rail (CSX), and highway (I-90, I-390, I-490, I-590) infrastructure with direct access to North American and global markets.

The Departments of Environmental Services ("DES") and Planning and Development ("P&D") have reviewed the recent regional studies; initiatives planned or undertaken by other municipalities across the state and county; and federal, state and local grant opportunities, as well as assessed the feasibility of undertaking an initiative to site a multimodal facility in Monroe County to transload bulk materials and provide centralized paper and food-grade storage. Based on the aggregate of information, DES and P&D believe that multimodal facilities are viable and could reap real benefits in terms of economic growth and job creation and retention. DES and P&D recommend that a nationally-recognized consultant be engaged to prepare a planning-level business plan and prospectus for a Multimodal Freight Initiative. The initial task of this is an economic and marketing assessments. In the event the economic and marketing assessments determine that the Multimodal Freight Initiative is viable, more detailed work would be completed on infrastructure assessments, environmental assessments, preliminary engineering, and grant applications. These succeeding tasks would be the subject of future referrals to advance the additional planning of the Project.

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This project is scheduled to be considered by the Monroe County Planning Board on July 28, 2022.

The specific legislative actions required are:

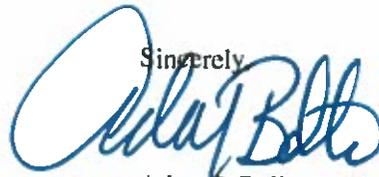
1. Amend the 2022-2027 Capital Improvement Program to add a project entitled "Multimodal Freight Initiative Planning Project," in the amount of \$1,000,000.
2. Amend the 2022 Capital Budget to add a project entitled "Multimodal Freight Initiative Planning Project," in the amount of \$1,000,000.
3. Authorize financing for the project entitled "Multimodal Freight Initiative Planning Project," in the amount of \$1,000,000.

This action is a Type II Action pursuant to 6 NYCRR §617.5(c)(24) ("information collection, including basic data collection and research; water quality and pollution studies, traffic counts, engineering studies; surveys; subsurface investigations; and soils studies that do not commit the agency to undertake, fund or approve any Type I or Unlisted action") and (27) ("conducting concurrent environmental, engineering, economic, feasibility and other studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not commit the agency to commence, engage in or approve such action"), and is not subject to further review under the State Environmental Quality Review Act.

Funding for this project, consistent with authorized uses, will be included in the capital fund to be created and any other capital fund(s) created for the same intended purpose. 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



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

July 8, 2022

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

Subject: Amend the 2022-2027 Capital Improvement Program and the 2022 Capital Budget to Advance the "Tropical Exhibit and Main Entry Plaza" Project from 2023 to 2022 and Retitle the Project as "Tropical Exhibit and Main Entry Plaza, Phase 2;" Amend the 2022 Capital Budget to Increase Funding for the "Tropical Exhibit and Main Entry Plaza, Phase 2" Project; Authorize Financing for the Project

Honorable Legislators:

I recommend that Your Honorable Body amend the 2022-2027 Capital Improvement Program and the 2022 Capital Budget to advance the "Tropical Exhibit and Main Entry Plaza" project from 2023 to 2022 in the amount of \$64,120,000 and retitle the project as "Tropical Exhibit and Main Entry Plaza, Phase 2;" amend the 2022 Capital Budget to increase funding for the "Tropical Exhibit and Main Entry Plaza, Phase 2" project in the amount of \$38,780,000; and authorize financing for the "Tropical Exhibit and Main Entry Plaza, Phase 2" project in the amount of \$102,900,000.

By Resolution 180 of 2015, Your Honorable Body adopted the 2016-2021 Capital Improvement Program which included the Tropical Exhibit and Main Entry Plaza Project. This project features a state-of-the-art Tropics complex, showcasing animals from the ecosystems of Borneo and Madagascar at the south end of the Seneca Park Zoo, in the area previously occupied by the rhinoceros exhibit and the main building. This will include a naturalistic orangutan habitat enabling climbing and more "treetop-like" movement. The new Tropics complex will also feature ring-tailed lemurs and an aquarium. Other animals from these ecosystems will be incorporated as well. A new Entry Building will include a Conservation Resource Center, housing conservation and education programs. It will also include larger event capacity, space for Parks staff and the Zoo Society, and operations like Zoo Membership and admissions. The ZooShop will be expanded and upgraded to meet the best-in-class standards as well as the increased demands based on attendance growth.

The new zoo facilities will provide a world-class experience to Monroe County residents and will be of a quality that the Seneca Park Zoo is expected to be a destination trip for regional visitors. The indoor tropical environmental is expected to be an attractive draw during the winter months and is expected to increase overall seasonal attendance.

Governor Hochul has committed \$42,500,000 in the State's 2022-2023 budget toward the project. In addition, the Seneca Park Zoo Society, a not-for-profit corporation chartered to cooperate with the County in the raising of funds for the benefit of the Zoo; to foster, develop, and promote interest and civic pride among the citizens of Monroe County in their zoo and the animals therein; and to provide an organization dedicated to the advancement of scientific education and conservation knowledge of the members of the animal kingdom, has committed to undertaking significant fundraising efforts to raise \$23,000,000 for the project.

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This project is scheduled to be considered by the Monroe County Planning Board at its July 28, 2022 meeting.

The specific legislative actions required are:

1. Amend the 2022-2027 Capital Improvement Program to advance the "Tropical Exhibit and Main Entry Plaza," project from 2023 to 2022 and retitle the project as "Tropical Exhibit and Main Entry Plaza, Phase 2" in the amount of \$64,120,000.
2. Amend the 2022 Capital Budget to increase funding for the "Tropical Exhibit and Main Entry Plaza, Phase 2" project in the amount of \$38,780,000.
3. Authorize financing for the "Tropical Exhibit and Main Entry Plaza, Phase 2" in the amount of \$102,900,000.

This action is a Type I Action under the New York State Environmental Quality Review Act ("SEQRA"). Pursuant to Resolution 145 of 2022, the Monroe County Legislature issued an Amended Negative Declaration for this action. No further action under SEQRA is required.

Funding for this project consistent with authorized uses, will be included in capital fund 1774, the new capital fund to be created, and any other capital fund(s) created for the same intended purpose. 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



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

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PUBLIC SAFETY
WAYS & MEANS

July 8, 2022

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

Subject: Authorize an Intermunicipal Agreement with the City of Rochester for Limited Access to the Monroe County Electronic Pistol Permit Records System

Honorable Legislators:

This matter is being referred to Your Honorable Body at the request of Monroe County Clerk Jamie Romeo.

I recommend that Your Honorable Body authorize an intermunicipal agreement with the City of Rochester for limited access to the Monroe County electronic pistol permit records system, for a term of three (3) years, with the option to renew for two (2) additional one-year terms.

Monroe County, through the Office of the County Clerk, has an electronic pistol permit records system under its management and supervision. The City of Rochester, through the Rochester police Department, desires access to the County's system. The County is willing to permit the City limited access to the County's system provided the City assumes all costs, responsibilities, and liabilities of its access to the County's system.

The specific legislative action required is to authorize the County Executive, or his designee, to execute an intermunicipal agreement, and any amendments thereto, with the City of Rochester for limited access to the Monroe County electronic pistol permit records system for a term of three (3) years, with the option to renew for two (2) additional one-year terms.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

This agreement will have no impact on the revenues or expenditures of the 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

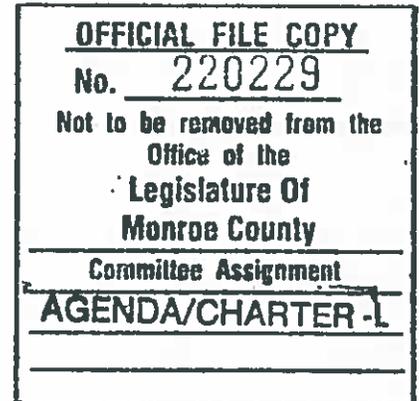


Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

July 8, 2022



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

Subject: Confirmation of Reappointment to the Monroe County Board of Health

Honorable Legislators:

In accordance with § C6-12 (J) of the Monroe County Charter, I hereby submit to Your Honorable Body for your confirmation, the reappointment of the following individual to serve on the Monroe County Board of Health:

- Sarah Fletcher, Deputy Commissioner of the Department of Recreation and Human Services at the City of Rochester and has been recommended by Mayor Malik Evans for a term to commence on September 1, 2022 and expire on August 31, 2026.

The specific legislative action required is to confirm the reappointment of Sarah Fletcher to the Monroe County Board of Health in accordance with § C6-12 (J) of the Monroe County Charter for a term to commence on September 1, 2022 and expire on August 31, 2026.

The legislative action requested in this referral is not an "Action," as that term is defined in 6 NYCRR § 617.2(b), and is not subject to review under the State Environmental Quality Review Act.

This reappointment 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 favorable action by Your Honorable Body.

Sincerely,

Adam J. Bello
Monroe County Executive

AJB:db



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

July 8, 2022

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

Subject: Amend Resolution 314 of 2017, as Amended by Resolution 244 of 2020 and Resolution 48 of 2021, to Accept Additional Funding from the New York State Department of Health and Extend the Time Period for the Nutrition Programs

Honorable Legislators:

I recommend that Your Honorable Body amend Resolution 314 of 2017, as amended by Resolution 244 of 2020 and Resolution 48 of 2021, to accept additional funding from the New York State Department of Health in the amount of \$2,324,693 for the Nutrition Programs, including the Women, Infant & Children and Enhanced Peer Counselor components, and extend the time period for one (1) year, through September 30, 2023.

The Nutrition Programs include the Women, Infant & Children and Enhanced Peer Counselor components. The Nutrition Programs provide: nutrition and health education counseling; supplemental food for low-income infants and children up to age five; supplemental food for low-income pregnant, breastfeeding, and post-partum women; and education, promotion and support for breastfeeding. This additional funding will be used to support salaries, benefits, and program costs for an additional year and will bring the total program award to \$18,380,564.

The specific legislative actions required are:

1. Amend Resolution 314 of 2017, as amended by Resolution 244 of 2020 and Resolution 48 of 2021, to accept an additional \$2,324,693 from, and to authorize the County Executive, or his designee, to execute a contract and any amendments thereto with, New York State Department of Health for the Nutrition Programs, including the Women, Infant & Children and Enhanced Peer Counselor components, bringing the total program award to \$18,380,564, and extending the time period for one (1) year, through September 30, 2023.

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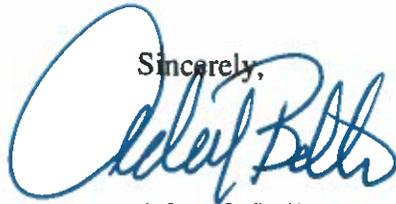
2. Amend the 2022 operating budget of the Department of Public Health by appropriating the sum of \$2,324,693 into general fund 9300, funds center 5803010000, Maternal/Child Administration.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”) and is not subject to further review under the State Environmental Quality Review Act.

This grant is 100% funded by the New York State Department of Health. No 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



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

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July 8, 2022

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

Subject: Amend Resolution 352 of 2021 to Accept Additional Funding from the New York State Department of Health and Extend the Time Period for Support of the Monroe County Nurse Family Partnership Program

Honorable Legislators:

I recommend that Your Honorable Body amend Resolution 352 of 2021 to accept additional funding from the New York State Department of Health to support the Monroe County Nurse-Family Partnership Program ("NFP") in the amount of \$182,949 for the second grant and to extend the time period for one (1) year, through September 30 2023.

By Resolution 352 of 2021, Your Honorable Body authorized the acceptance of two grants from the New York State Department of Health for the Monroe County Nurse Family Partnership Program. The purpose of these two grants is to provide support of the County's existing NFP program. The NFP program is an evidence-based nurse home visiting program that has been rigorously evaluated and includes expertly trained nurses delivering the services per a standard curriculum. The grants will provide a portion of the funding for the NFP program, which annually provides home visits to approximately 300 high-risk, first time mothers, their infants, and families to improve their pregnancy outcomes and their health, well-being, and self-sufficiency. The funds will be used to support a previously authorized vendor contract which provides the nurses who make home visits to all NFP clients. The additional funding will be used to continue to support the program. The additional funding will bring the second grant's total to \$281,134.

The specific legislative actions required are:

- 1. Amend Resolution 352 of 2021 to accept an additional \$182,949 from, and to authorize the County Executive, or his designee, to execute a contract and any amendments thereto with, the New York State Department of Health for support of the Monroe County Nurse-Family Partnership Program bringing the total program award of the second grant to \$281,134, and to extend the time period one (1) year, through September 30, 2023.
2. Amend the 2022 operating budget of the Department of Public Health by appropriating the sum of \$182,949 into general fund 9300, funds center 5803050000, Nurse-Family Partnership.

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This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”) and is not subject to further review under the State Environmental Quality Review Act.

This grant is 100% funded by the New York State Department of Health. No 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



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

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July 8, 2022

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

Subject: Amend Resolution 521 of 2021 to Amend and Increase the Contract with Nurse-Family Partnership (National Service Office) for Support of the Nurse-Family Partnership Program

Honorable Legislators:

I recommend that Your Honorable Body amend Resolution 521 of 2021 to amend and increase the contract with Nurse-Family Partnership (National Service Office) from an amount not to exceed \$45,960 to an amount not to exceed \$62,000 for support of the Nurse-Family Partnership ("NFP") program for the period of January 1, 2022 through December 31, 2022.

This contract will support the County's existing NFP program. The NFP program is an evidence-based nurse home visiting program that has been rigorously evaluated and includes expertly trained nurses delivering the services per a standard curriculum. The NFP program provides home visits to high-risk, first-time mothers, their infants and families to improve their pregnancy outcomes and their health, well-being, and self-sufficiency. The national office of Nurse-Family Partnership provides services to communities in implementing and sustaining the NFP program, including program implementation support, education of nurse home visitors and supervisors and ongoing clinical support, agency management and operations support, evaluation, reporting and quality improvement support, federal policy and program financing support, and marketing and community outreach resources.

The specific legislative action required is to amend Resolution 521 of 2021 to amend and increase the contract with Nurse-Family Partnership (National Service Office), 1900 Grant Street, Suite 400, Denver, Colorado 80203 for support of the Nurse-Family Partnership program from an amount not to exceed \$45,960 to an amount not to exceed \$62,000 for the period of January 1, 2022 through December 31, 2022.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”) and is not subject to further review under the State Environmental Quality Review Act.

Funding for this contract is included in the 2022 operating budget of the Department of Public Health, general funds 9001 and 9300, funds center 5803050000, Nurse-Family Partnership. No additional net County support is required in the current Monroe County budget.

Nurse-Family Partnership is a not-for-profit entity, and the records in the Office of the Monroe County Treasury have indicated that it does not owe any delinquent Monroe County property taxes.

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



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

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Committee Assignment
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July 8, 2022

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

Subject: Acceptance of a Grant from the New York State Department of Health for the Rabies Reimbursement Program

Honorable Legislators:

I recommend that Your Honorable Body accept a three-year grant from the New York State Department of Health in the amount of \$176,991 for the Rabies Reimbursement Program for the period of April 1, 2022 through March 31, 2025.

The purpose of this grant is to provide financial support to local health departments and individuals exposed to rabies when it has been identified in a county. Funds will be used to contract with Rochester General Hospital to provide human rabies post-exposure treatment services at the Rochester Regional Health Immediate Care – Wilson Center location. In addition, funds will be used for other rabies control related costs, including specimen preparation and shipment, purchase of animal rabies vaccine, and costs for pet vaccination clinics that are carried out according to the New York State Sanitary Code. This will be the thirty-first year the County has received this grant. This year’s funding level is the same amount as the previous 12 month period.

The specific legislative actions required are:

- 1. Authorize the County Executive, or his designee, to accept a \$176,991 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the Rabies Reimbursement Program for the period of April 1, 2022 through March 31, 2025.
2. 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 grant guidelines to meet contractual commitments.
3. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the 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.

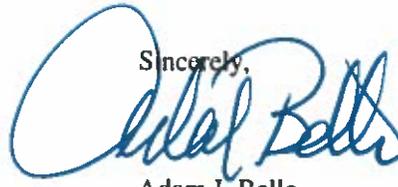
This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”) and is not subject to further review under the State Environmental Quality Review Act.

Funding for this grant is included in the 2022 operating budget of the Department of Public Health, general fund 9001, funds center 5806080100, Rabies Reimbursement Program.

This grant is 100% funded by the New York State Department of Health. 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



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

July 8, 2022

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

Subject: Authorize a Contract with Patagonia Health, Inc. to Provide a Public Health Communicable Disease Data/Management System Replacement and Implementation Support Services for the Monroe County Department of Public Health

Honorable Legislators:

I recommend that Your Honorable Body authorize a contract with Patagonia Health, Inc. in an amount not to exceed \$1,700,000 to provide a public health communicable disease data/management system replacement and implementation support services for the Monroe County Department of Public Health for the period of September 1, 2022 through August 31, 2027, with the option to renew for three (3) additional one-year terms, in an amount not to exceed \$313,021, \$325,542, and \$338,563 for each of the subsequent renewals.

This vendor will provide a new Electronic Health Record ("EHR") system to house electronic versions of patients' healthcare records and maximize system security, patient confidentiality, and healthcare efficiencies. The core components of this EHR include administrative functions, physician order entry, lab systems, radiology systems, pharmacy systems, and clinical documentation. The implementation of the EHR will include customizable software, hardware, IT networks, and IT interfaces including, but not limited to, uploads (required) and downloads to regulatory systems where possible.

A Request for Proposals was issued for this contract and Patagonia Health, Inc. was selected as the most qualified to provide this service.

The specific legislative action required is to authorize the County Executive, or his designee, to execute a contract and any amendments thereto, with Patagonia Health, Inc., 15100 Weston Parkway, Suite 204, Cary, NC 27513, to provide a public health communicable disease data/management system replacement and implementation support services for the Monroe County Department of Public Health in an amount not to exceed \$1,700,000 for the period of September 1, 2022 through August 31, 2027, with the option to renew for three (3) additional one-year terms, in an amount not to exceed \$313,021, \$325,542, and \$338,563 for each of the subsequent renewals.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”) and is not subject to further review under the State Environmental Quality Review Act.

Funding for the system acquisition and implementation services under this contract, consistent with authorized uses, is available in capital fund 2036 and in any capital funds(s) created for the same intended purpose. Funding for the monthly subscription fees required in 2022 pursuant to this contract is available in the 2022 operating budget of the Department of Public Health, general fund 9001, funds center 5802010000 Clinic Administration / Central Services, and will be requested in future year’s budgets..

The records in the Office of the Monroe County Treasury have indicated that neither Patagonia Health, Inc., nor its principal officer, Ashok Mathur, CEO, owe any delinquent Monroe County property taxes.

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



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

July 8, 2022

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

Subject: Acceptance of Funding from the New York State Office of Children and Family Services for Youth Sports and Education Opportunity Funding

Honorable Legislators:

I recommend that Your Honorable Body accept a grant from the New York State Office of Children and Family Services in the amount of \$32,725 for sports and education opportunity funding for the period of January 1, 2022 through December 31, 2022.

These funds are intended to provide a variety of sports for children and youth ages 6-17 in under-resourced communities. The Office of Children and Family Services encourages a wide and flexible definition of sports that includes organized activities with movement, physical fitness, and engagement outdoors, such as yoga, hiking, dance, etc. Municipal youth bureaus should give priority consideration to programs that serve youth identifying as Black, indigenous, people of color and/or providers of adaptive sports for youth with physical disabilities that aim to foster the following development outcomes:

- Educational connection and achievement: More youth attending and completing school with increased attainment, including programs that have collegiate placement success.
- Physical health and well-being: Increasing physical activity and positive relationships to one's body and physical activity.

This is the first year the County has received this funding.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to accept funding in the amount of \$32,725 and to execute a contract, and any amendments thereto with, New York State Office of Children and Family Services for sports and education opportunity funding for the period January 1, 2022 through December 31, 2022.
2. Amend the 2022 operating budget of the Department of Human Services, Youth Bureau by appropriating the sum of \$32,725 into general fund 9001, funds center 5603010000, Youth Contracts.

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3. 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.
4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the 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.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

This grant is 100% funded by New York State Office of Child and Family Services. No 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



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

July 8, 2022

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

Subject: Authorize an Intermunicipal Agreement with the Churchville-Chili Central School District for Reimbursement to the Monroe County Sheriff's Office School Resource Program

Honorable Legislators:

This matter is being referred to Your Honorable Body at the request of Sheriff Todd K. Baxter.

I recommend that Your Honorable Body authorize an intermunicipal agreement with Churchville-Chili Central School District, in an amount not to exceed \$105,661 for reimbursement to the Monroe County Sheriff's Office School Resource Program for the period of September 1, 2022 through June 30, 2023, with the option to renew for two (2) additional one-year terms at dollar amounts to be agreed by the parties, but in no case less than \$105,661 per year.

The Churchville-Chili Central School District will be provided a full-time Monroe County Sheriff's School Resource Officer ("SRO") during the 180-day school year, plus an additional 8 administrative days and overtime deemed necessary by the request and approval of the District and the Sheriff's Office. The SRO's primary duty is to promote an atmosphere in which students, teachers and staff feel safe. The SRO may assist in the investigation of suspected criminal activity occurring on Churchville-Chili Central School District property and/or related to the Churchville-Chili Central School District. This assistance shall be provided in consultation with school administrators, in accordance with New York State law and Churchville-Chili Central School District policy. As an educator working with classroom teachers and other Churchville-Chili Central School District personnel, the SRO may present information and answer questions on a variety of topics, such as drugs, safety, crime, and violence prevention, concepts of safety, traffic laws, general law, and crime prevention techniques. The goal of the presentations is to increase student, staff, and community awareness and understanding of laws and personal safety. The SRO shall also perform such other security and/or law enforcement services as may be reasonably assigned by the District Superintendent, in consultation with the Sheriff, as appropriate.

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The District will fund the salary and fringes associated with the Sheriff's Office SRO assigned during the 180 day school year, plus an additional 8 administrative days.

The specific legislative action required is to authorize the County Executive, or his designee, to execute an intermunicipal agreement, and any amendments thereto, with the Churchville-Chili Central School District, in an amount not to exceed \$105,661, for reimbursement to the Monroe County Sheriff's School Resource Program for the period of September 1, 2022 through June 30, 2023, with the option to renew for two (2) additional one-year terms at dollar amounts to be agreed by the parties, but in no case less than \$105,661 per year.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

This agreement is revenue generating and no 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



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

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July 8, 2022

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

Subject: Amend Resolution 195 of 2019 to Increase the Intermunicipal Agreement with the Fairport Central School District for the Purchase of Fuel for Vehicles of the Monroe County Sheriff's Office

Honorable Legislators:

This matter is being referred to Your Honorable Body at the request of Sheriff Todd K. Baxter.

I recommend that Your Honorable Body amend Resolution 195 of 2019 to increase the intermunicipal agreement with the Fairport Central School District for the purchase of fuel for Monroe County Sheriff's Office vehicles at the rate of ten cents (\$.10) per gallon above the New York State contract price, from an amount not to exceed \$15,000 to an amount not to exceed \$33,000 for the renewal period of September 1, 2021 through August 31, 2022, with the option to add two (2) additional one-year renewals.

This amendment is to cover the increased cost of gasoline since Resolution 195 of 2019 was adopted and approved.

The specific legislative action required is to amend Resolution 195 of 2019 to increase the intermunicipal agreement with the Fairport Central School District for the purchase of fuel for Monroe County Sheriff's Office vehicles at the rate of ten cents (\$.10) per gallon above the New York State contract price, from an amount not to exceed \$15,000 to an amount not to exceed \$33,000 for the renewal period of September 1, 2021 through August 31, 2022, with the option to add two (2) additional one-year renewals.

This is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to review under the State Environmental Quality Review Act.

Funding for this contract is included in the 2022 operating budget of the Sheriff's Office, general fund 9001, funds center 3803020000, Road Patrol Zone A, and will be requested in future years' budgets. 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,
[Signature]
Adam J. Bello
Monroe County Executive



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

July 8, 2022

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

Subject: Authorize the Monroe County Sheriff's Office to Accept a Donation from the Monroe County Sheriff's Foundation, Inc. to Reimburse the Monroe County Sheriff's Office for Purchase of a Brabant Draft Horse Named "Zeus" for the Monroe County Sheriff's Mounted Unit

Honorable Legislators:

This matter is being referred to Your Honorable Body at the request of Sheriff Todd K. Baxter.

I recommend that Your Honorable Body authorize the Monroe County Sheriff's Office to accept a donation of \$7,650 from the Monroe County Sheriff's Foundation, Inc. to reimburse the Monroe County Sheriff's Office for the purchase of a 15 year old Brabant draft horse named "Zeus" for the Monroe County Sheriff's Mounted Unit.

The horse has been purchased and is in the service of the Monroe County Sheriff's Office Mounted Unit.

The specific legislative action required is to authorize the Monroe County Sheriff's Office to accept \$7,650 from the Monroe County Sheriff's Foundation, Inc. to be used to reimburse the Monroe County Sheriff's Office for the purchase of a 15 year old Brabant draft horse named "Zeus" for the Monroe County Sheriff's Mounted Unit.

This is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to review under the State Environmental Quality Review Act

This donation will have no impact on the revenues and expenditures of 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



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

July 8, 2022

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

Subject: Classification of Action, Designation of Lead Agency, and Determination of Significance Pursuant to the State Environmental Quality Review Act for Monroe Community College Applied Technology Center - S.T.E.M. Addition

Honorable Legislators:

I recommend that Your Honorable Body determine whether the Monroe Community College Applied Technology Center - S.T.E.M. Addition may have a significant adverse impact on the environment pursuant to the State Environmental Quality Review Act ("SEQRA").

By Resolution 181 of 2013, Your Honorable Body adopted the 2014-2019 Capital Improvement Program which included the Monroe Community College Applied Technology Center - S.T.E.M. Addition Project. The Applied Technology Center ("ATC"), currently located on West Henrietta Road, houses the facilities necessary for practical, hands-on training leading to a certificates or associate degrees in Automotive Technology; Heating, Ventilation and Air Conditioning Technology; Solar Thermal Technology; and Precision and Tooling Machining Technology. An addition was planned to provide space for new Science, Technology, Engineering and Mathematics ("S.T.E.M.") programs while supporting the corporate sponsorships and industrial training that is an important part of the College's mission.

The 2021 Facilities Master Plan included a recommendation to relocate the ATC to the Brighton Campus in order to better integrate its technical programs with academic and S.T.E.M. programs currently available at the Brighton Campus. In addition, there are significant deferred maintenance costs at the existing ATC site. Avoiding these costs, as well as placing the ATC on the Brighton Campus, provides an opportunity to improve efficiency of campus staffing and facility maintenance efforts. Finally, locating the ATC on the Brighton Campus enables growth in emerging highly technical fields such as optics and diesel technology. Advancing the construction of the ATC helps to accelerate the availability of properly trained workers to help satisfy the occupational demand in these well-paying technical fields.

The Monroe Community College Applied Technology Center - S.T.E.M. Addition has been preliminarily classified as a Type I action. The SEQRA regulations found at 6 NYCRR Part 617 requires that no agency shall carry out or approve an Action until it has complied with the requirements of SEQRA.

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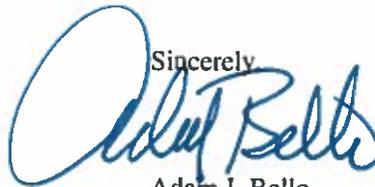
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The specific legislative actions required are:

1. Determine that the Monroe Community College Applied Technology Center - S.T.E.M. Addition is a Type I action.
2. Designate Monroe County as Lead Agency for a coordinated review of the Monroe Community College Applied Technology Center - S.T.E.M. Addition.
3. Make a determination of significance regarding the 1 Monroe Community College Applied Technology Center - S.T.E.M. Addition pursuant to 6 NYCRR § 617.7.
4. Authorize the County Executive, or his designee, to take such actions to comply with the requirements of the State Environmental Quality Review Act, including without limitation, the execution of documents and the filing, distribution and publication of the documents required under the State Environmental Quality Review Act, and any other actions to implement the intent of this resolution.

This designation 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 favorable action by Your Honorable Body.

Sincerely


Adam J. Bello
Monroe County Executive

**Full Environmental Assessment Form
Part 1 - Project and Setting**

Instructions for Completing Part 1

Part 1 is to be completed by the applicant or project sponsor. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification.

Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information; indicate whether missing information does not exist, or is not reasonably available to the sponsor; and, when possible, generally describe work or studies which would be necessary to update or fully develop that information.

Applicants/sponsors must complete all items in Sections A & B. In Sections C, D & E, most items contain an initial question that must be answered either "Yes" or "No". If the answer to the initial question is "Yes", complete the sub-questions that follow. If the answer to the initial question is "No", proceed to the next question. Section F allows the project sponsor to identify and attach any additional information. Section G requires the name and signature of the applicant or project sponsor to verify that the information contained in Part 1 is accurate and complete.

A. Project and Applicant/Sponsor Information.

Name of Action or Project: Monroe Community College - Applied Technologies Center - S.T.E.M. Addition (ATC-STEM)		
Project Location (describe, and attach a general location map): 1000 E. Henrietta Road, Rochester, NY 14623		
Brief Description of Proposed Action (include purpose or need): Construction of new Applied Technology Center including 80,000± SF main building; 2,000± SF Solar Energy Lab; 3,500± SF Entry Plaza; 10,000± SF storage barn; 15,000± SF renovations to existing building; 100,000± new paved area; miscellaneous improvements to pedestrian circulation. The existing Applied Technology Center ("ATC"), currently located on West Henrietta Road, houses the facilities necessary for practical, hands-on training leading to a certificate or associate degree in Automotive Technology, Heating, Ventilation and Air Conditioning Technology, Solar Thermal Technology, and Precision and Tooling Machining Technology. An addition was planned to provide space for new Science, Technology, Engineering and Mathematics (S.T.E.M.) programs. The 2021 Facilities Master Plan included a recommendation to relocate the ATC to the Brighton Campus in order to better integrate its technical programs with academic and S.T.E.M. programs currently available at the Brighton Campus. In addition, there are significant deferred maintenance costs at the existing ATC site. Avoiding these costs as well as placing the ATC on the Brighton Campus provides an opportunity to improve efficiency of campus staffing and facility maintenance efforts.		
Name of Applicant/Sponsor: Monroe County	Telephone: 585-753-1000	
	E-Mail: countyexecutive@monroecounty.gov	
Address: 39 West Main Street		
City/PO: Rochester	State: NY	Zip Code: 14614
Project Contact (if not same as sponsor; give name and title/role): Sean P. Murphy, PE	Telephone: 595-753-7541	
	E-Mail: seanmurphy@monroecounty.gov	
Address: 50 West Main Street, Suite 7100		
City/PO: Rochester	State: NY	Zip Code: 14614
Property Owner (if not same as sponsor):	Telephone:	
	E-Mail:	
Address:		
City/PO:	State:	Zip Code:

B. Government Approvals

B. Government Approvals, Funding, or Sponsorship. ("Funding" includes grants, loans, tax relief, and any other forms of financial assistance.)		
Government Entity	If Yes: Identify Agency and Approval(s) Required	Application Date (Actual or projected)
a. City Counsel, Town Board, <input type="checkbox"/> Yes <input type="checkbox"/> No or Village Board of Trustees		
b. City, Town or Village Planning Board or Commission <input type="checkbox"/> Yes <input type="checkbox"/> No		
c. City, Town or Village Zoning Board of Appeals <input type="checkbox"/> Yes <input type="checkbox"/> No		
d. Other local agencies <input type="checkbox"/> Yes <input type="checkbox"/> No		
e. County agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Monroe County Legislature	August 2022
f. Regional agencies <input type="checkbox"/> Yes <input type="checkbox"/> No		
g. State agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	State University of New York (SUNY)	September 2022
h. Federal agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	US HUD EDI	April 2022
i. Coastal Resources.		
i. Is the project site within a Coastal Area, or the waterfront area of a Designated Inland Waterway?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
ii. Is the project site located in a community with an approved Local Waterfront Revitalization Program?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
iii. Is the project site within a Coastal Erosion Hazard Area?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

C. Planning and Zoning

C.1. Planning and zoning actions.	
Will administrative or legislative adoption, or amendment of a plan, local law, ordinance, rule or regulation be the only approval(s) which must be granted to enable the proposed action to proceed?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<ul style="list-style-type: none"> If Yes, complete sections C, F and G. If No, proceed to question C.2 and complete all remaining sections and questions in Part 1 	
C.2. Adopted land use plans.	
a. Do any municipally- adopted (city, town, village or county) comprehensive land use plan(s) include the site where the proposed action would be located?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If Yes, does the comprehensive plan include specific recommendations for the site where the proposed action would be located?	<input type="checkbox"/> Yes <input type="checkbox"/> No
b. Is the site of the proposed action within any local or regional special planning district (for example: Greenway; Brownfield Opportunity Area (BOA); designated State or Federal heritage area; watershed management plan; or other?)	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
If Yes, identify the plan(s): NYS Heritage Areas West Erie Canal Corridor	

c. Is the proposed action located wholly or partially within an area listed in an adopted municipal open space plan, or an adopted municipal farmland protection plan?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If Yes, identify the plan(s):	

C.3. Zoning

a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance. Yes No
 If Yes, what is the zoning classification(s) including any applicable overlay district?
 RLB - Residential Low Density "B"

b. Is the use permitted or allowed by a special or conditional use permit? Yes No

c. Is a zoning change requested as part of the proposed action? Yes No
 If Yes,
 i. What is the proposed new zoning for the site? _____

C.4. Existing community services.

a. In what school district is the project site located? Rush-Henrietta Central School District

b. What police or other public protection forces serve the project site?
MCC Public Safety Peace Officers / Town of Brighton Police / Monroe County Sheriff

c. Which fire protection and emergency medical services serve the project site?
West Brighton Fire Protection District / West Brighton Fire Department

d. What parks serve the project site?
None

D. Project Details

D.1. Proposed and Potential Development

a. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if mixed, include all components)? Higher Education

b. a. Total acreage of the site of the proposed action? 296.52 acres
 b. Total acreage to be physically disturbed? 10.9 acres
 c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 316.54 acres

c. Is the proposed action an expansion of an existing project or use? Yes No
 i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, miles, housing units, square feet)? % 9 Units: _____

d. Is the proposed action a subdivision, or does it include a subdivision? Yes No
 If Yes,
 i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types) _____
 ii. Is a cluster/conservation layout proposed? Yes No
 iii. Number of lots proposed? _____
 iv. Minimum and maximum proposed lot sizes? Minimum _____ Maximum _____

e. Will the proposed action be constructed in multiple phases? Yes No
 i. If No, anticipated period of construction: 24 months
 ii. If Yes:
 • Total number of phases anticipated _____
 • Anticipated commencement date of phase I (including demolition) _____ month _____ year
 • Anticipated completion date of final phase _____ month _____ year
 • Generally describe connections or relationships among phases, including any contingencies where progress of one phase may determine timing or duration of future phases: _____

f. Does the project include new residential uses? Yes No
 If Yes, show numbers of units proposed.

	<u>One Family</u>	<u>Two Family</u>	<u>Three Family</u>	<u>Multiple Family (four or more)</u>
Initial Phase	_____	_____	_____	_____
At completion of all phases	_____	_____	_____	_____

g. Does the proposed action include new non-residential construction (including expansions)? Yes No
 If Yes,

i. Total number of structures 4

ii. Dimensions (in feet) of largest proposed structure: 25 height; 350 width; and 350 length

iii. Approximate extent of building space to be heated or cooled: 95500 square feet

h. Does the proposed action include construction or other activities that will result in the impoundment of any liquids, such as creation of a water supply, reservoir, pond, lake, waste lagoon or other storage? Yes No
 If Yes,

i. Purpose of the impoundment: _____

ii. If a water impoundment, the principal source of the water: Ground water Surface water streams Other specify: _____

iii. If other than water, identify the type of impounded/contained liquids and their source. _____

iv. Approximate size of the proposed impoundment. Volume: _____ million gallons; surface area: _____ acres

v. Dimensions of the proposed dam or impounding structure: _____ height; _____ length

vi. Construction method/materials for the proposed dam or impounding structure (e.g., earth fill, rock, wood, concrete): _____

D.2. Project Operations

a. Does the proposed action include any excavation, mining, or dredging, during construction, operations, or both? (Not including general site preparation, grading or installation of utilities or foundations where all excavated materials will remain onsite) Yes No
 If Yes:

i. What is the purpose of the excavation or dredging? _____

ii. How much material (including rock, earth, sediments, etc.) is proposed to be removed from the site?

- Volume (specify tons or cubic yards): _____
- Over what duration of time? _____

iii. Describe nature and characteristics of materials to be excavated or dredged, and plans to use, manage or dispose of them. _____

iv. Will there be onsite dewatering or processing of excavated materials? Yes No
 If yes, describe. _____

v. What is the total area to be dredged or excavated? _____ acres

vi. What is the maximum area to be worked at any one time? _____ acres

vii. What would be the maximum depth of excavation or dredging? _____ feet

viii. Will the excavation require blasting? Yes No

ix. Summarize site reclamation goals and plan: _____

b. Would the proposed action cause or result in alteration of, increase or decrease in size of, or encroachment into any existing wetland, waterbody, shoreline, beach or adjacent area? Yes No
 If Yes:

i. Identify the wetland or waterbody which would be affected (by name, water index number, wetland map number or geographic description): _____

ii Describe how the proposed action would affect that waterbody or wetland, e.g. excavation, fill, placement of structures, or alteration of channels, banks and shorelines. Indicate extent of activities, alterations and additions in square feet or acres:

iii Will the proposed action cause or result in disturbance to bottom sediments? Yes No
 If Yes, describe: _____

iv. Will the proposed action cause or result in the destruction or removal of aquatic vegetation? Yes No
 If Yes:

- acres of aquatic vegetation proposed to be removed: _____
- expected acreage of aquatic vegetation remaining after project completion: _____
- purpose of proposed removal (e.g. beach clearing, invasive species control, boat access): _____
- proposed method of plant removal: _____
- if chemical/herbicide treatment will be used, specify product(s): _____

v. Describe any proposed reclamation/mitigation following disturbance: _____

c. Will the proposed action use, or create a new demand for water? Yes No
 If Yes:

i Total anticipated water usage/demand per day: _____ 10,000 gallons/day

ii Will the proposed action obtain water from an existing public water supply? Yes No
 If Yes:

- Name of district or service area: Monroe County Water Authority
- Does the existing public water supply have capacity to serve the proposal? Yes No
- Is the project site in the existing district? Yes No
- Is expansion of the district needed? Yes No
- Do existing lines serve the project site? Yes No

iii. Will line extension within an existing district be necessary to supply the project? Yes No
 If Yes:

- Describe extensions or capacity expansions proposed to serve this project: _____
- Source(s) of supply for the district: _____

iv. Is a new water supply district or service area proposed to be formed to serve the project site? Yes No
 If, Yes:

- Applicant/sponsor for new district: _____
- Date application submitted or anticipated: _____
- Proposed source(s) of supply for new district: _____

v. If a public water supply will not be used, describe plans to provide water supply for the project: _____

vi. If water supply will be from wells (public or private), what is the maximum pumping capacity: _____ gallons/minute.

d. Will the proposed action generate liquid wastes? Yes No
 If Yes:

i. Total anticipated liquid waste generation per day: _____ 10,000 gallons/day

ii. Nature of liquid wastes to be generated (e.g., sanitary wastewater, industrial; if combination, describe all components and approximate volumes or proportions of each): _____
 Sanitary Wastewater

iii. Will the proposed action use any existing public wastewater treatment facilities? Yes No
 If Yes:

- Name of wastewater treatment plant to be used: Frank E. VanLare WRRF
- Name of district: Irondequoit Bay - South Central Pure Waters District
- Does the existing wastewater treatment plant have capacity to serve the project? Yes No
- Is the project site in the existing district? Yes No
- Is expansion of the district needed? Yes No

• Do existing sewer lines serve the project site? Yes No
 • Will a line extension within an existing district be necessary to serve the project? Yes No
 If Yes:
 • Describe extensions or capacity expansions proposed to serve this project: _____

iv. Will a new wastewater (sewage) treatment district be formed to serve the project site? Yes No
 If Yes:
 • Applicant/sponsor for new district: _____
 • Date application submitted or anticipated: _____
 • What is the receiving water for the wastewater discharge? _____

v. If public facilities will not be used, describe plans to provide wastewater treatment for the project, including specifying proposed receiving water (name and classification if surface discharge or describe subsurface disposal plans):

vi. Describe any plans or designs to capture, recycle or reuse liquid waste: _____

e. Will the proposed action disturb more than one acre and create stormwater runoff, either from new point sources (i.e. ditches, pipes, swales, curbs, gutters or other concentrated flows of stormwater) or non-point source (i.e. sheet flow) during construction or post construction? Yes No
 If Yes:
 i. How much impervious surface will the project create in relation to total size of project parcel?
 _____ Square feet or 32 acres (impervious surface)
 _____ Square feet or 296.5 acres (parcel size)
 ii. Describe types of new point sources. Roof drains, sidewalks, road pavement

iii. Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent properties, groundwater, on-site surface water or off-site surface waters)?
Existing storm sewers, dry swales, bioretention areas.

• If to surface waters, identify receiving water bodies or wetlands: _____

• Will stormwater runoff flow to adjacent properties? Yes No

iv. Does the proposed plan minimize impervious surfaces, use pervious materials or collect and re-use stormwater? Yes No

f. Does the proposed action include, or will it use on-site, one or more sources of air emissions, including fuel combustion, waste incineration, or other processes or operations? Yes No
 If Yes, identify:
 i. Mobile sources during project operations (e.g., heavy equipment, fleet or delivery vehicles)

ii. Stationary sources during construction (e.g., power generation, structural heating, batch plant, crushers)

iii. Stationary sources during operations (e.g., process emissions, large boilers, electric generation)

g. Will any air emission sources named in D.2.f (above), require a NY State Air Registration, Air Facility Permit, or Federal Clean Air Act Title IV or Title V Permit? Yes No
 If Yes:
 i. Is the project site located in an Air quality non-attainment area? (Area routinely or periodically fails to meet ambient air quality standards for all or some parts of the year) Yes No
 ii. In addition to emissions as calculated in the application, the project will generate:
 • _____ Tons/year (short tons) of Carbon Dioxide (CO₂)
 • _____ Tons/year (short tons) of Nitrous Oxide (N₂O)
 • _____ Tons/year (short tons) of Perfluorocarbons (PFCs)
 • _____ Tons/year (short tons) of Sulfur Hexafluoride (SF₆)
 • _____ Tons/year (short tons) of Carbon Dioxide equivalent of Hydrofluorocarbons (HFCs)
 • _____ Tons/year (short tons) of Hazardous Air Pollutants (HAPs)

h. Will the proposed action generate or emit methane (including, but not limited to, sewage treatment plants, landfills, composting facilities)? Yes No

If Yes:

i. Estimate methane generation in tons/year (metric): _____

ii. Describe any methane capture, control or elimination measures included in project design (e.g., combustion to generate heat or electricity, flaring): _____

i. Will the proposed action result in the release of air pollutants from open-air operations or processes, such as quarry or landfill operations? Yes No

If Yes: Describe operations and nature of emissions (e.g., diesel exhaust, rock particulates/dust): _____

j. Will the proposed action result in a substantial increase in traffic above present levels or generate substantial new demand for transportation facilities or services? Yes No

If Yes:

i. When is the peak traffic expected (Check all that apply): Morning Evening Weekend
 Randomly between hours of _____ to _____.

ii. For commercial activities only, projected number of truck trips/day and type (e.g., semi trailers and dump trucks): _____

iii. Parking spaces: Existing _____ Proposed _____ Net increase/decrease _____

iv. Does the proposed action include any shared use parking? Yes No

v. If the proposed action includes any modification of existing roads, creation of new roads or change in existing access, describe: _____

vi. Are public/private transportation service(s) or facilities available within 1/2 mile of the proposed site? Yes No

vii. Will the proposed action include access to public transportation or accommodations for use of hybrid, electric or other alternative fueled vehicles? Yes No

viii. Will the proposed action include plans for pedestrian or bicycle accommodations for connections to existing pedestrian or bicycle routes? Yes No

k. Will the proposed action (for commercial or industrial projects only) generate new or additional demand for energy? Yes No

If Yes:

i. Estimate annual electricity demand during operation of the proposed action: _____

TBD

ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via grid/local utility, or other):
On-site combustion (CHP) and/or local utility

iii. Will the proposed action require a new, or an upgrade, to an existing substation? Yes No

l. Hours of operation. Answer all items which apply.

<p>i. During Construction:</p> <ul style="list-style-type: none"> • Monday - Friday: _____ Daylight hours only • Saturday: _____ • Sunday: _____ • Holidays: _____ 	<p>ii. During Operations:</p> <ul style="list-style-type: none"> • Monday - Friday: _____ 6AM - 6PM • Saturday: _____ 6AM - 6PM • Sunday: _____ Closed • Holidays: _____ Closed
--	---

<p>m. Will the proposed action produce noise that will exceed existing ambient noise levels during construction, operation, or both? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If yes:</p> <p>i. Provide details including sources, time of day and duration: <u>There will be short-duration construction-related noise, limited to daylight hours, which will pose minimal impact only on project site.</u></p>
<p>ii. Will the proposed action remove existing natural barriers that could act as a noise barrier or screen? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>Describe: _____</p>
<p>n. Will the proposed action have outdoor lighting? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If yes:</p> <p>i. Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to nearest occupied structures: <u>Site and building-mounted lighting for safety and security. Lighting will be aimed towards interior of campus.</u></p>
<p>ii. Will proposed action remove existing natural barriers that could act as a light barrier or screen? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>Describe: _____</p>
<p>o. Does the proposed action have the potential to produce odors for more than one hour per day? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If Yes, describe possible sources, potential frequency and duration of odor emissions, and proximity to nearest occupied structures: _____</p> <p><u>During construction there may be typical odors generated by construction vehicles and construction operations. During occupancy, there may be odors associated with vehicles that may be out-of-tune, but are being repaired by students</u></p>
<p>p. Will the proposed action include any bulk storage of petroleum (combined capacity of over 1,100 gallons) or chemical products 185 gallons in above ground storage or any amount in underground storage? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Product(s) to be stored _____</p> <p>ii. Volume(s) _____ per unit time _____ (e.g., month, year)</p> <p>iii. Generally, describe the proposed storage facilities: _____</p>
<p>q. Will the proposed action (commercial, industrial and recreational projects only) use pesticides (i.e., herbicides, insecticides) during construction or operation? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Describe proposed treatment(s): _____</p> <p>_____</p> <p>_____</p> <p>ii. Will the proposed action use Integrated Pest Management Practices? <input type="checkbox"/> Yes <input type="checkbox"/> No</p>
<p>r. Will the proposed action (commercial or industrial projects only) involve or require the management or disposal of solid waste (excluding hazardous materials)? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Describe any solid waste(s) to be generated during construction or operation of the facility:</p> <ul style="list-style-type: none"> • Construction: <u>TBD</u> tons per _____ (unit of time) • Operation: <u>No significant change</u> tons per _____ (unit of time) <p>ii. Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid waste:</p> <ul style="list-style-type: none"> • Construction: <u>County may implement source-separation and recycling of C&D materials.</u> • Operation: <u>College follows the County's law for institutional recycling. College also recycles materials generated from the technical programs offered at ATC, such as motor oil, tires, batteries and electronics.</u> <p>iii. Proposed disposal methods/facilities for solid waste generated on-site:</p> <ul style="list-style-type: none"> • Construction: <u>Existing landfill / recycling center</u> • Operation: <u>Existing landfill / recycling center</u>

s. Does the proposed action include construction or modification of a solid waste management facility? Yes No

If Yes:

i. Type of management or handling of waste proposed for the site (e.g., recycling or transfer station, composting, landfill, or other disposal activities): _____

ii. Anticipated rate of disposal/processing:

- _____ Tons/month, if transfer or other non-combustion/thermal treatment, or
- _____ Tons/hour, if combustion or thermal treatment

iii. If landfill, anticipated site life: _____ years

t. Will the proposed action at the site involve the commercial generation, treatment, storage, or disposal of hazardous waste? Yes No

If Yes:

i. Name(s) of all hazardous wastes or constituents to be generated, handled or managed at facility: _____
Air conditioning refrigerants, machining oils and coolants, motor oils

ii. Generally describe processes or activities involving hazardous wastes or constituents: _____
Small quantities of materials used for educational purposes

iii. Specify amount to be handled or generated <1 tons/month

iv. Describe any proposals for on-site minimization, recycling or reuse of hazardous constituents: _____

v. Will any hazardous wastes be disposed at an existing offsite hazardous waste facility? Yes No

If Yes: provide name and location of facility: _____
 Certified disposal and/or recycling facilities TBD based on public bid

If No: describe proposed management of any hazardous wastes which will not be sent to a hazardous waste facility: _____

E. Site and Setting of Proposed Action

E.1. Land uses on and surrounding the project site

a. Existing land uses.

i. Check all uses that occur on, adjoining and near the project site.

Urban Industrial Commercial Residential (suburban) Rural (non-farm)

Forest Agriculture Aquatic Other (specify): _____

ii. If mix of uses, generally describe: _____

b. Land uses and covertypes on the project site.

Land use or Covertype	Current Acreage	Acreage After Project Completion	Change (Acres +/-)
• Roads, buildings, and other paved or impervious surfaces	10.9	10.9	0
• Forested			
• Meadows, grasslands or brushlands (non-agricultural, including abandoned agricultural)			
• Agricultural (includes active orchards, field, greenhouse etc.)			
• Surface water features (lakes, ponds, streams, rivers, etc.)			
• Wetlands (freshwater or tidal)			
• Non-vegetated (bare rock, earth or fill)			
• Other Describe: _____			

c. Is the project site presently used by members of the community for public recreation? Yes No
i. If Yes: explain: _____

d. Are there any facilities serving children, the elderly, people with disabilities (e.g., schools, hospitals, licensed day care centers, or group homes) within 1500 feet of the project site? Yes No
If Yes,
i. Identify Facilities: _____

e. Does the project site contain an existing dam? Yes No
If Yes:
i. Dimensions of the dam and impoundment:
• Dam height: _____ feet
• Dam length: _____ feet
• Surface area: _____ acres
• Volume impounded: _____ gallons OR acre-feet
ii. Dam's existing hazard classification: _____
iii. Provide date and summarize results of last inspection: _____

f. Has the project site ever been used as a municipal, commercial or industrial solid waste management facility, or does the project site adjoin property which is now, or was at one time, used as a solid waste management facility? Yes No
If Yes:
i. Has the facility been formally closed? Yes No
• If yes, cite sources/documentation: _____
ii. Describe the location of the project site relative to the boundaries of the solid waste management facility: _____
iii. Describe any development constraints due to the prior solid waste activities: _____

g. Have hazardous wastes been generated, treated and/or disposed of at the site, or does the project site adjoin property which is now or was at one time used to commercially treat, store and/or dispose of hazardous waste? Yes No
If Yes:
i. Describe waste(s) handled and waste management activities, including approximate time when activities occurred: _____

h. Potential contamination history. Has there been a reported spill at the proposed project site, or have any remedial actions been conducted at or adjacent to the proposed site? Yes No
If Yes:
i. Is any portion of the site listed on the NYSDEC Spills Incidents database or Environmental Site Remediation database? Check all that apply: Yes No
 Yes - Spills Incidents database Provide DEC ID number(s): 8280830, 751539, 1304684, 1405569
 Yes - Environmental Site Remediation database Provide DEC ID number(s): _____
 Neither database
ii. If site has been subject of RCRA corrective activities, describe control measures: _____
iii. Is the project within 2000 feet of any site in the NYSDEC Environmental Site Remediation database? Yes No
If yes, provide DEC ID number(s): _____
iv. If yes to (i), (ii) or (iii) above, describe current status of site(s): _____

v. Is the project site subject to an institutional control limiting property uses? Yes No

- If yes, DEC site ID number: _____
- Describe the type of institutional control (e.g., deed restriction or easement): _____
- Describe any use limitations: _____
- Describe any engineering controls: _____
- Will the project affect the institutional or engineering controls in place? Yes No
- Explain: _____

E.2. Natural Resources On or Near Project Site

a. What is the average depth to bedrock on the project site? _____ >20 feet

b. Are there bedrock outcroppings on the project site? Yes No
 If Yes, what proportion of the site is comprised of bedrock outcroppings? _____ %

c. Predominant soil type(s) present on project site: sandy silty clay _____ 100 %
 _____ %
 _____ %

d. What is the average depth to the water table on the project site? Average: 10 feet

e. Drainage status of project site soils: Well Drained: _____ % of site
 Moderately Well Drained: 50 % of site
 Poorly Drained: 50 % of site

f. Approximate proportion of proposed action site with slopes: 0-10%: 100 % of site
 10-15%: _____ % of site
 15% or greater: _____ % of site

g. Are there any unique geologic features on the project site? Yes No
 If Yes, describe: _____

h. Surface water features.

i Does any portion of the project site contain wetlands or other waterbodies (including streams, rivers, ponds or lakes)? Yes No

ii Do any wetlands or other waterbodies adjoin the project site? Yes No

If Yes to either i or ii, continue. If No, skip to E.2.i.

iii Are any of the wetlands or waterbodies within or adjoining the project site regulated by any federal, state or local agency? Yes No

iv For each identified regulated wetland and waterbody on the project site, provide the following information:

- Streams: Name 846-61 Classification C
- Lakes or Ponds: Name _____ Classification _____
- Wetlands: Name Federal Waters, Federal Waters, Federal Waters... Approximate Size 4.23 AC
- Wetland No. (if regulated by DEC) _____

v. Are any of the above water bodies listed in the most recent compilation of NYS water quality-impaired waterbodies? Yes No
 If yes, name of impaired water body/bodies and basis for listing as impaired: _____

i. Is the project site in a designated Floodway? Yes No

j. Is the project site in the 100-year Floodplain? Yes No

k. Is the project site in the 500-year Floodplain? Yes No

l. Is the project site located over, or immediately adjoining, a primary, principal or sole source aquifer? Yes No
 If Yes:
 i Name of aquifer: _____

<p>m. Identify the predominant wildlife species that occupy or use the project site:</p> <p>Canadian Geese _____ Gray Squirrel _____ various field mammals _____ various field birds _____ _____</p>	
<p>n. Does the project site contain a designated significant natural community? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Describe the habitat/community (composition, function, and basis for designation): _____</p> <p>ii. Source(s) of description or evaluation: _____</p> <p>iii. Extent of community/habitat:</p> <ul style="list-style-type: none"> • Currently: _____ acres • Following completion of project as proposed: _____ acres • Gain or loss (indicate + or -): _____ acres 	
<p>o. Does project site contain any species of plant or animal that is listed by the federal government or NYS as endangered or threatened, or does it contain any areas identified as habitat for an endangered or threatened species? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Species and listing (endangered or threatened): _____</p> <p>_____</p>	
<p>p. Does the project site contain any species of plant or animal that is listed by NYS as rare, or as a species of special concern? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Species and listing: _____</p> <p>_____</p>	
<p>q. Is the project site or adjoining area currently used for hunting, trapping, fishing or shell fishing? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If yes, give a brief description of how the proposed action may affect that use: _____</p> <p>_____</p>	
<p>E.3. Designated Public Resources On or Near Project Site</p>	
<p>a. Is the project site, or any portion of it, located in a designated agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA, Section 303 and 304? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes, provide county plus district name/number: _____</p>	
<p>b. Are agricultural lands consisting of highly productive soils present? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>i. If Yes: acreage(s) on project site? _____</p> <p>ii. Source(s) of soil rating(s): _____</p>	
<p>c. Does the project site contain all or part of, or is it substantially contiguous to, a registered National Natural Landmark? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Nature of the natural landmark: <input type="checkbox"/> Biological Community <input type="checkbox"/> Geological Feature</p> <p>ii. Provide brief description of landmark, including values behind designation and approximate size/extent: _____</p> <p>_____</p>	
<p>d. Is the project site located in or does it adjoin a state listed Critical Environmental Area? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes:</p> <p>i. CEA name: _____</p> <p>ii. Basis for designation: _____</p> <p>iii. Designating agency and date: _____</p>	

c. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places? Yes No

If Yes:

i. Nature of historic/archaeological resource: Archaeological Site Historic Building or District

ii. Name: _____

iii. Brief description of attributes on which listing is based: _____

f. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory? Yes No

g. Have additional archaeological or historic site(s) or resources been identified on the project site? Yes No

If Yes:

i. Describe possible resource(s): _____

ii. Basis for identification: _____

h. Is the project site within five miles of any officially designated and publicly accessible federal, state, or local scenic or aesthetic resource? Yes No

If Yes:

i. Identify resource: Various State, County, Local parks, trails, scenic byways, and related resources

ii. Nature of, or basis for, designation (e.g., established highway overlook, state or local park, state historic trail or scenic byway, etc.): State and local significance

iii. Distance between project and resource: _____ 0 - 5 miles.

i. Is the project site located within a designated river corridor under the Wild, Scenic and Recreational Rivers Program 6 NYCRR 666? Yes No

If Yes:

i. Identify the name of the river and its designation: _____

ii. Is the activity consistent with development restrictions contained in 6NYCRR Part 666? Yes No

F. Additional Information

Attach any additional information which may be needed to clarify your project.

If you have identified any adverse impacts which could be associated with your proposal, please describe those impacts plus any measures which you propose to avoid or minimize them.

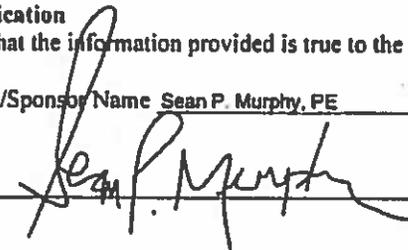
G. Verification

I certify that the information provided is true to the best of my knowledge.

Applicant/Sponsor Name Sean P. Murphy, PE

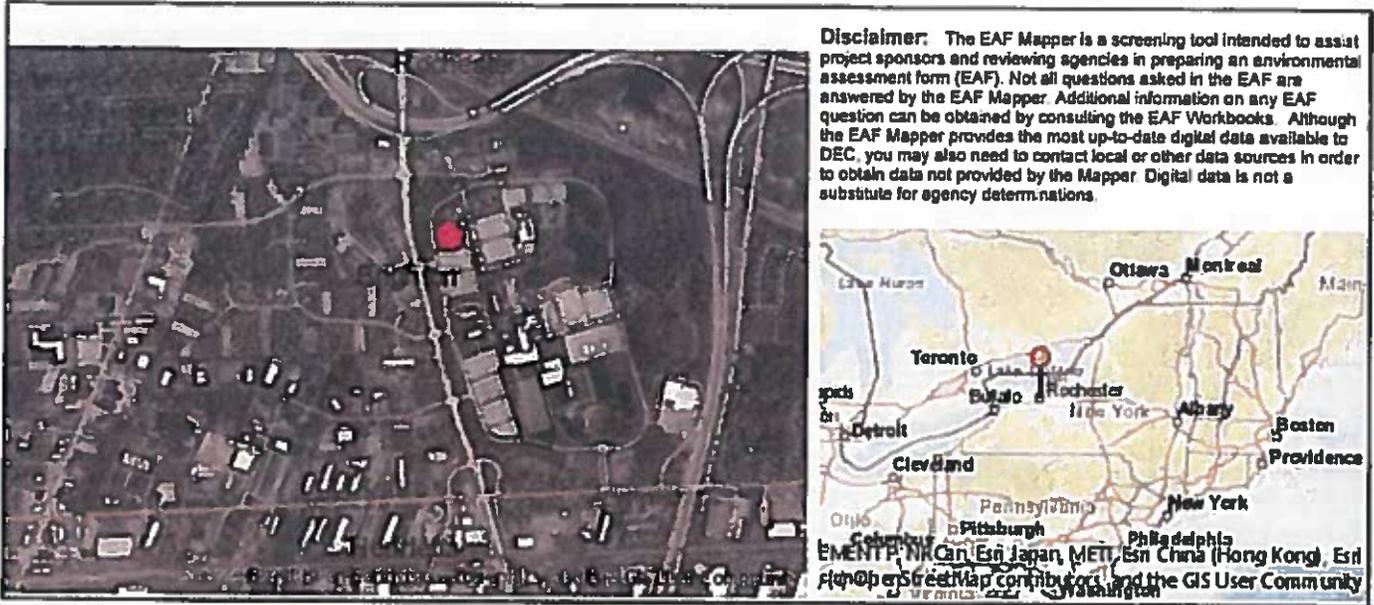
Date 01-July-2022

Signature



Title Assistant Engineering Operations Manager

PRINT FORM

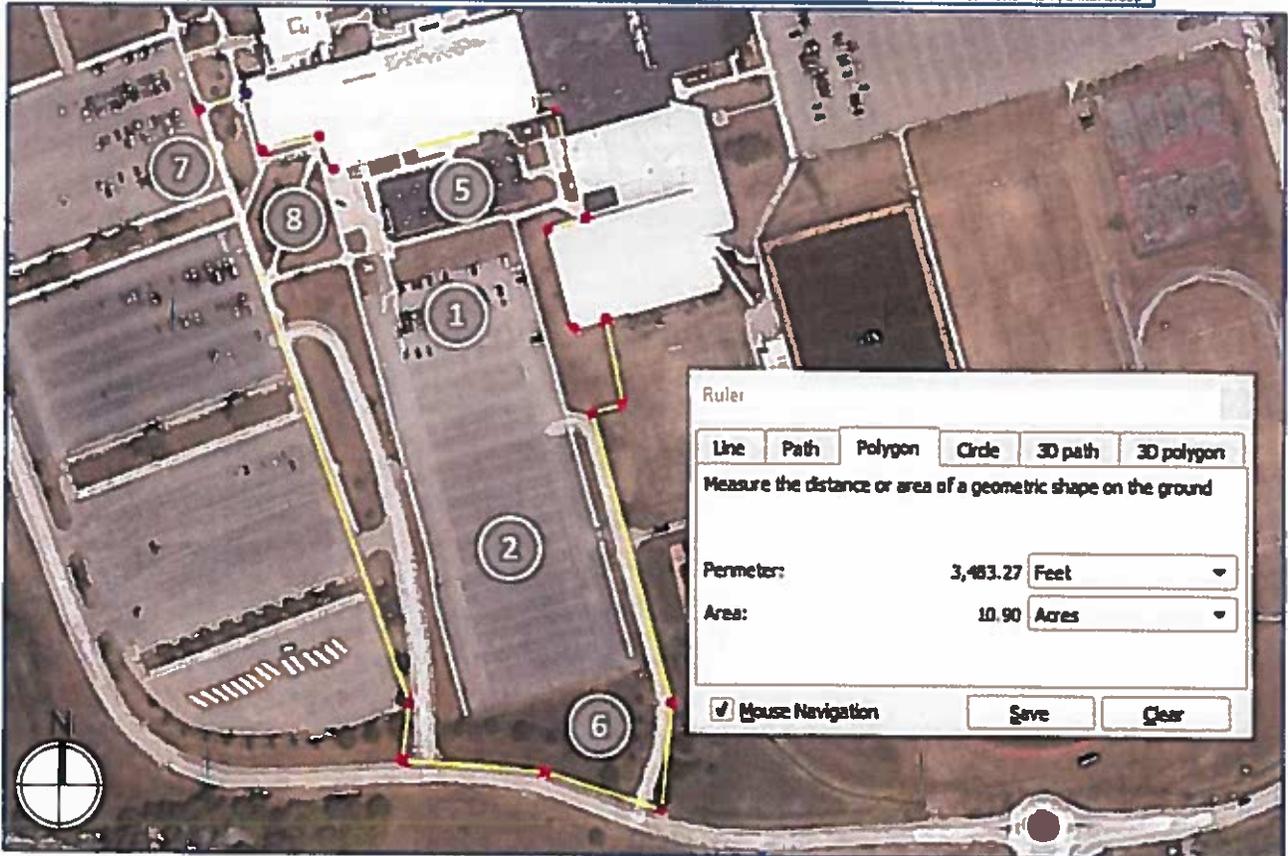
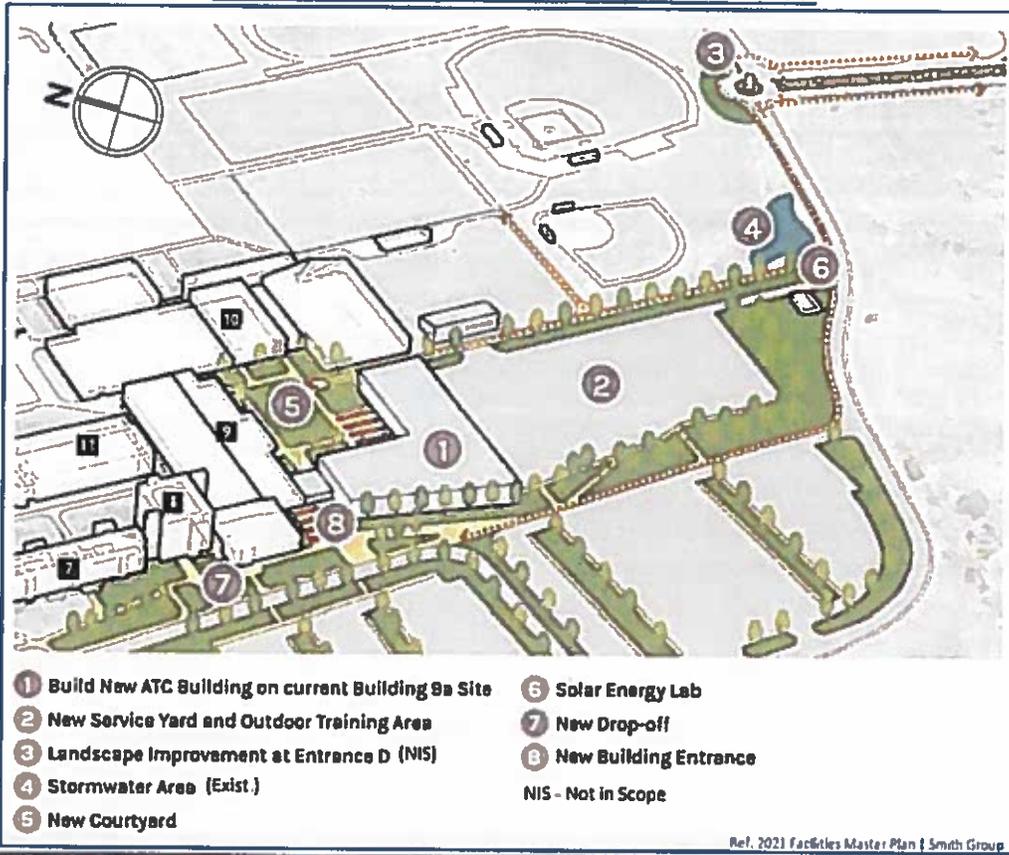


Disclaimer: The EAF Mapper is a screening tool intended to assist project sponsors and reviewing agencies in preparing an environmental assessment form (EAF). Not all questions asked in the EAF are answered by the EAF Mapper. Additional information on any EAF question can be obtained by consulting the EAF Workbooks. Although the EAF Mapper provides the most up-to-date digital data available to DEC, you may also need to contact local or other data sources in order to obtain data not provided by the Mapper. Digital data is not a substitute for agency determinations.

B.i.i [Coastal or Waterfront Area]	No
B.i.ii [Local Waterfront Revitalization Area]	No
C.2.b. [Special Planning District]	Yes - Digital mapping data are not available for all Special Planning Districts. Refer to EAF Workbook.
C.2.b. [Special Planning District - Name]	NYS Heritage Areas:West Erie Canal Corridor
E.1.h [DEC Spills or Remediation Site - Potential Contamination History]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.i [DEC Spills or Remediation Site - Listed]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.i [DEC Spills or Remediation Site - Environmental Site Remediation Database]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.iii [Within 2,000' of DEC Remediation Site]	No
E.2.g [Unique Geologic Features]	No
E.2.h.i [Surface Water Features]	Yes
E.2.h.ii [Surface Water Features]	Yes
E.2.h.iii [Surface Water Features]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
E.2.h.iv [Surface Water Features - Stream Name]	846-61
E.2.h.iv [Surface Water Features - Stream Classification]	C
E.2.h.iv [Surface Water Features - Wellands Name]	Federal Waters
E.2.h.v [Impaired Water Bodies]	No
E.2.i. [Floodway]	No
E.2.j. [100 Year Floodplain]	No

E.2.k. [500 Year Floodplain]	No
E.2.l. [Aquifers]	No
E.2.n. [Natural Communities]	No
E.2.o. [Endangered or Threatened Species]	No
E.2.p. [Rare Plants or Animals]	No
E.3.a. [Agricultural District]	No
E.3.c. [National Natural Landmark]	No
E.3.d [Critical Environmental Area]	No
E.3.e. [National or State Register of Historic Places or State Eligible Sites]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.3.f. [Archeological Sites]	No
E.3.i. [Designated River Corridor]	No

Monroe Community College Applied Technology Center – S.T.E.M. Addition *Conceptual Layout and Impacted Area*





Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

July 8, 2022

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ENV. & PUB. WORKS-L
WAYS & MEANS

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

Subject: Amend the 2022-2027 Capital Improvement Program to Advance the Monroe Community College Applied Technology Center - S.T.E.M. Addition Project from 2023 to 2022; Amend the 2022 Capital Budget to Add a Project Entitled "Monroe Community College Applied Technology Center - S.T.E.M. Addition;" Authorize Financing for the Project; and Authorize Contracts with the Dormitory Authority of the State of New York

Honorable Legislators:

I recommend that Your Honorable Body amend the 2022-2027 Capital Improvement Program to advance the Monroe Community College Applied Technology Center - S.T.E.M. Addition project from 2023 to 2022; Amend the 2022 Capital Budget to add a project entitled "Monroe Community College Applied Technology Center - S.T.E.M. Addition," in the amount of \$34,634,000; authorize financing for the project in the amount of \$34,634,000; and authorize contracts with the Dormitory Authority of the State of New York.

By Resolution 181 of 2013, Your Honorable Body adopted the 2014-2019 Capital Improvement Program which included the Monroe Community College Applied Technology Center - S.T.E.M. Addition project. The Applied Technology Center ("ATC"), currently located on West Henrietta Road, houses the facilities necessary for practical, hands-on training leading to a certificates or associate degrees in Automotive Technology; Heating, Ventilation and Air Conditioning Technology; Solar Thermal Technology; and Precision and Tooling Machining Technology. An addition was planned to provide space for new Science, Technology, Engineering and Mathematics ("S.T.E.M.") programs while supporting the corporate sponsorships and industrial training that is an important part of the College's mission.

The 2021 Facilities Master Plan included a recommendation to relocate the ATC to the Brighton Campus in order to better integrate its technical programs with academic and S.T.E.M. programs currently available at the Brighton Campus. In addition, there are significant deferred maintenance costs at the existing ATC site. Avoiding these costs, as well as placing the ATC on the Brighton Campus, provides an opportunity to improve efficiency of campus staffing and facility maintenance efforts. Finally, locating the ATC on the Brighton Campus enables growth in emerging highly technical fields such as optics and diesel technology. Advancing the construction of the ATC helps to accelerate the availability of properly trained workers to help satisfy the occupational demand in these well-paying technical fields.

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Partial reimbursement of 50% for project costs will be requested from the State University of New York (SUNY) upon establishment of the Resolution and the capital fund.

This project is scheduled to be considered by the Monroe County Planning Board at its July 28, 2022 meeting.

The specific legislative actions required are:

1. Amend the 2022-2027 Capital Improvement Program to advance the Monroe Community College Applied Technology Center - S.T.E.M. Addition project from 2023 to 2022, in the amount of \$34,634,000.
2. Amend the 2022 Capital Budget to add a project entitled "Monroe Community College Applied Technology Center - S.T.E.M. Addition," in the amount of \$34,634,000.
3. Authorize financing for the project entitled "Monroe Community College Applied Technology Center - S.T.E.M. Addition," in the amount of \$34,634,000.
4. Authorize the County Executive, or his designee, to execute contracts with the Dormitory Authority of the State of New York to purchase fixtures and equipment for the Monroe Community College Applied Technology Center - S.T.E.M. Addition project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

The provisions of the New York State Environmental Quality Review Act shall be complied with prior to Your Honorable Body undertaking, funding, or approving the action requested in this referral.

Funding for this project consistent with authorized uses, will be included in the capital fund to be created and any other capital fund(s) created for the same intended purpose. 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



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

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Monroe County

Committee Assignment

HUMAN SERVICES -L

WAYS & MEANS

July 8, 2022

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

Subject: Acceptance of a Grant from the New York State Office of Children and Family Services for the Family First Mobile Response Program

Honorable Legislators:

I recommend that Your Honorable Body accept a grant from the New York State Office of Children and Family Services in the amount of \$320,000 for the Family First Mobile Response Program for the period of January 1, 2022 through December 31, 2022.

This funding is provided through the federal Family First Prevention Services Act. Monroe County has intensified efforts around keeping children and families together. When out of home placement is necessary, Monroe County first tries to place children with kin but when that is not possible, utilizes foster homes within the community, rather than congregate care settings. The trauma experienced by these youth prior to coming into foster care may lead to behavioral and mental health challenges that compromise their safety and the safety of others. When these challenges exceed what caregivers can provide, children in care and their caregivers would benefit from in-home assistance to de-escalate the situation, effectively manage behavior, stabilize the child and family situation, and ultimately improve outcomes for children in care.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to accept a \$320,000 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Children and Family Services for the Family First Mobile Response Program for the period January 1, 2022 through December 31, 2022.
2. Amend the 2022 operating budget of the Department of Human Services, Division of Social Services by appropriating the sum of \$320,000 into general fund 9300, funds center 5102010000, Child/Family Service Administration.

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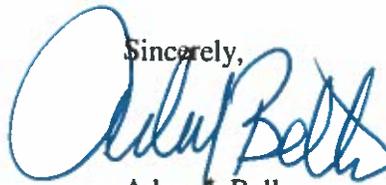
3. Authorize the County Executive to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within grant guidelines to meet contractual commitments.
4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the 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.

This action is a Type II Action pursuant of 6 NYCRR § 617.5(c)(26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”) and is not subject to further review under the State Environmental Quality Review Act

This grant is 100% funded by the New York State Office of Children and Family Services. No 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



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

July 8, 2022

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INTRGOV REL	-L
HUMAN SERVICES	
WAYS & MEANS	

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

Subject: Authorize an Appropriation Transfer and Intermunicipal Agreements with the City of Rochester and All Towns and Villages Within Monroe County for Continuing COVID-19 Mitigation and Response Actions

Honorable Legislators:

I recommend that Your Honorable Body authorize an appropriation transfer in the amount of \$20,000,000 from the Monroe County Legislature Local Recovery Fund to the Department of Public Health and authorize intermunicipal agreements with the City of Rochester and all towns and villages within Monroe County as may be necessary for continuing COVID-19 mitigation and response actions.

As you are aware, Monroe County has been incurring costs to mitigate the effects of, and respond directly to, the COVID-19 pandemic. For over two years, Monroe County has managed multiple fixed and mobile sites for Coronavirus rapid testing, vaccinations, and boosters, purchased personal protective equipment, test kits, and other medical supplies for use by the County and community at large, and has provided non-congregate sheltering for those requiring quarantine or isolation. Expenses for the aforementioned services have been accounted for within the Department of Public Health for program management, accounting, and reimbursement claiming purposes.

Actions to respond to and mitigate the public health impacts of the Coronavirus pandemic are an allowable use of the American Rescue Plan State and Local Fiscal Recovery Fund, for which Monroe County was awarded over \$144 million. As such, the Local Recovery Fund was always intended to support the Department of Public Health's efforts. By Section 3 of Resolution 213 of 2021, however, no amount of the County's award may be expensed, charged, appropriated, reserved, encumbered, committed, posted, transferred or otherwise utilized except by resolution of the County Legislature.

The Department of Public Health does not have sufficient appropriations to continue its current or future mitigation and response actions, therefore an appropriation transfer will be required before the next variant of the virus manifests itself. In addition, prior experience has demonstrated that municipal assistance has been valuable to the County in providing support for its response efforts. The ability to quickly engage another municipality – within the appropriation limit requested – via intermunicipal agreement offers flexibility during challenging times.

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The specific legislative actions required are:

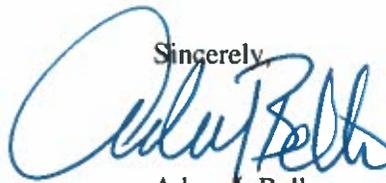
1. Authorize an appropriation transfer of \$20,000,000 from the Monroe County Legislature, general fund 9301, funds center 1001030000, Local Recovery Fund to the Department of Public Health, general fund 9001, funds center 5801090100, Pandemic Response.
2. Authorize intermunicipal agreements with the City of Rochester and all towns and villages within Monroe County as may be necessary to assist the Department of Public Health in mitigating or responding to local public health impacts.

The legislative action requested in this referral is not an "Action," as that term is defined in 6 NYCRR § 617.2(b), and is not subject to review under the State Environmental Quality Review Act.

These actions will have no net impact on 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



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

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HUMAN SERVICES -L
WAYS & MEANS

July 8, 2022

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

Subject: Amend Resolution 250 of 2021, as Amended by Resolution 414 of 2021, to Extend the Time Period for the 2021 Safe Summer Youth Engagement Program and Authorize Contracts

Honorable Legislators:

I recommend that Your Honorable Body amend Resolution 250 of 2021, as amended by Resolution 414 of 2021, to extend the time period for three (3) months, through June 30, 2022, for the 2021 Safe Summer Youth Engagement Program and authorize contracts for the 2021 Safe Summer Youth Engagement Program for the period of July 1, 2021 through June 30, 2022.

This time extension will be used by the Monroe County Department of Human Services, Youth Bureau, to continue the work of the 2021 Safe Summer Youth Engagement Program. Monroe County initially received this 6-month grant in 2021 with effective dates of July 1, 2021 through December 31, 2021. New York State Office of Child and Family Services has extended the grant period through June 30, 2022. This is a no-cost extension, which means no additional funding will be provided, and only the grant period will be extended.

The specific legislative actions required are:

- 1. Amend Resolution 250 of 2021, as amended by Resolution 414 of 2021, to extend the time period for the New York State Office of Children and Family Services Safe Summer Youth Engagement Program for three (3) months, through June 30, 2022.
2. Amend Resolution 414 of 2021 to extend the time period with Center for Teen Empowerment, Inc. for three (3) months, through June 30, 2022.
3. Authorize the County Executive, or his designee, to execute contracts, and any amendments thereto, with the AW Foundation Inc., 1100 University Avenue, Rochester, New York 14607 and The Greater New York Revitalization Inc., on behalf of the F.A.C.T.S. Program, 182 Monroe Avenue, Rochester, New York 14607, for the 2021 Safe Summer Youth Engagement Program in a total aggregate amount not to exceed \$130,000 for the period of July 1, 2021 through June 30, 2022.

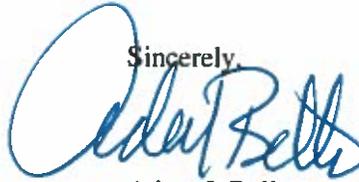
4. Should funding of these programs be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program(s) and where applicable, to terminate or abolish some or all positions funded under such program(s). Any termination or abolishment of positions shall be in accordance with the New York State Civil Service Law, and when applicable, the terms of any labor agreement affecting such positions.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”) and is not subject to further review under the State Environmental Quality Review Act.

Funding for this contract is included in the 2022 operating budget of the Department of Human Services, Youth Bureau, general fund 9001, funds center 5603010000, Youth Contracts. 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



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

July 8, 2022

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

Subject: Amending Resolution 109 of 2022, Election of a Cents per Gallon Rate of Sales and Compensating Use Taxes on Motor Fuel and Diesel Motor Fuel

Honorable Legislators:

I recommend that Your Honorable Body amend Resolution 109 of 2022, which amended Resolution 265 of 1965, as amended, to elect a cents per gallon rate of sales and compensating use taxes on motor fuel and diesel motor fuel in lieu of the percentage rate of such taxes, pursuant to the authority of Article 29 of the Tax Law of the State of New York.

After Your Honorable Body adopted Resolution 109 of 2022 to enact a temporary cents-per-gallon rate of sales and use tax for motor fuel and diesel motor fuel, New York State enacted Chapter 187 of 2022, which permitted such temporary rates to sunset on January 1, 2023. This resolution would extend Monroe County's temporary cents-per-gallon rate of sales and use tax from December 1, 2022 to January 1, 2023, as permitted under Chapter 187 of 2022.

The specific legislative actions required is to amend Resolution 109 of 2022 so that it expires and is deemed repealed on January 1, 2023.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

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



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

July 8, 2022

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

Subject: Authorization to Settle a Lawsuit in New York State Supreme Court, Monroe County,
Index No. E2018004747

Honorable Legislators:

I recommend that Your Honorable Body authorize a settlement of \$440,000 in an action brought against the Monroe County Sheriff in New York State Supreme Court, Monroe County, Index No. E2018004747. This lawsuit arises out of an incident that occurred in July 2017.

The specific legislative actions required are:

1. Authorize the settlement of the action brought against the Monroe County Sheriff in New York State Supreme Court, Monroe County, Index No. E2018004747 for \$440,000.
2. Authorize the County Executive, or his designee, to execute and deliver any and all documents necessary to effectuate such settlement.

The legislative action requested in this referral is not an "Action," as that term is defined in 6 NYCRR § 617.2(b), and is not subject to review under the State Environmental Quality Review Act.

Funding for the payment of the settlement is available in the Risk Management Fund. No additional net County support is required in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committees for favorable action by Your Honorable Body. I request that discussion of this referral take place in Executive Session, pursuant to Public Officer's Law § 105(1)(d).

Sincerely,

Adam J. Bello
Monroe County Executive



ATTACHMENTS:

	Description	File Name	Type
▢	Read and Files	7.12.22_Read_and_Files.pdf	Backup Material

MONROE COUNTY LEGISLATURE
READ & FILE - July 12, 2022 - Day 9

<i>Ref. No.</i>	<i>Subject Matter</i>
RF22-0084	Sabrina LaMar, President of the Legislature - Regarding Chaplain for the July 12, 2022 meeting, David Hurlbutt, at the Invitation of Legislator Jackie Smith - 7/12/22
RF22-0085	Adam J. Bello, Monroe County Executive - Regarding Referral 22-0219 Amend the 2022 Operating Budget to add \$5.00 Admission for Veterans at Seneca Park Zoo - 7/8/22
RF22-0086	Josette Mangieri, Senior Debt Management Coordinator, Department of Finance, Monroe County - Regarding Bond Certificate of Determination dated June 29, 2022 for Monroe County's Competitive Sale of \$34,603,000 Public Improvement Serial Bonds - 2022 - 6/29/22
RF22-0087	Adam J. Bello, Monroe County Executive - Regarding Summary Level Financial Statements by Department for the Periods Ending January, February, March 2022 - 6/21/22
RF22-0088	Malik Evans, Mayor, City of Rochester - Regarding Introductories for the July 2022 Rochester City Council Meeting - 6/23/22
RF22-0089	Brian F. Moon, Real Property Analyst 2, New York State Department of Taxation and Finance - Regarding List of Certified 2022 State Equalization Rates - 6/29/22
RF22-0090	Brian F. Moon, Real Property Analyst 2, New York State Department of Taxation and Finance - Regarding List of Certified 2022 State Equalization Rates - 6/21/22



ATTACHMENTS:

Description	File Name	Type
▫ Reports from Administration	REPORTS_FROM_ADMINISTRATION_7.12.22.pdf	Backup Material

REPORTS FROM ADMINISTRATION

July 12, 2022

Requests for Information

Referral No. 22-0192; 22-0206; 22-0207 and 22-0221

Submitted by Jeffery L. McCann 7/8/22



ATTACHMENTS:

	Description	File Name	Type
▢	Proposed Resolutions for July 2022	7.12.22_proposed_resolutions.pdf	Backup Material

By Legislators Johns and Brew

Intro No. ____

LOCAL LAW NO. __ OF 2022

ENACT A LOCAL LAW ENTITLED "MONROE COUNTY SCHOOL BUS STOP ARM DEMONSTRATION PROGRAM"

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

Section 1. A new chapter shall be added as Chapter 341 of the Monroe County Code entitled "Monroe County School Bus Stop Arm Demonstration Program" and shall read as follows:

§ 1 Definitions. Defined terms used in this local law shall have the same meaning as ascribed to them below:

COUNTY shall mean Monroe County.

SCHOOL BUS PHOTO VIOLATION MONITORING SYSTEM shall mean a device that is capable of operating independently of an enforcement officer which is installed to work in conjunction with a school bus stop-arm and which automatically produces two or more photographs, two or more microphotographs, a videotape or other recorded images of a vehicle at the time it is used or operated in violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law.

SCHOOL DISTRICT shall mean any school district wholly contained within Monroe County except for the Rochester City School District.

§ 2 Program established.

- A. There is hereby established, pursuant to § 1174-a of the New York State Vehicle and Traffic Law, a demonstration program imposing monetary liability on owners of vehicles for failure of the operators thereof to comply with § 1174 of the New York State Vehicle and Traffic Law when meeting a school bus marked and equipped as provided in Subdivisions 20 and 21-c of § 375 of the New York State Vehicle and Traffic Law in the County of Monroe.
- B. To carry out the demonstration program, the County is authorized to enter into an agreement with a school district for the installation, maintenance, and use of school bus photo violation monitoring systems as well as proper handling and custody of data received by the school bus cameras, subject to the provisions of § 1174-a of the New York Vehicle and Traffic Law. Once a school district has entered into an agreement with the County, cameras shall be installed on school buses owned or operated by that school district or privately owned and operated for compensation under a contract with such school district.

§ 3 Cost of program and reports relating thereto.

- A. The total cost to a school district of the installation, maintenance, and use of school bus photo violation monitoring systems pursuant to an agreement authorized by this local law shall be borne entirely by the County.
- B. A school district shall provide any information necessary or desirable to the County in order to meet its reporting requirements under § 1174-a of the Vehicle and Traffic Law.
- C. Pursuant to § 1174-a (a)(3)(i) of the Vehicle and Traffic Law, any school district participating in the demonstration program shall be prohibited from accessing any photographs, microphotographs, videotapes, other recorded images and data from school bus photo violation monitoring systems but shall provide, pursuant to the agreement with the County, as provided in this local law, for the proper handling and custody of such photographs, microphotographs, videotapes, other recorded images and data produced by such systems, and for the forwarding of such photographs, microphotographs, videotapes, other recorded images and data to the County for the purpose of determining whether a motor vehicle was operated in violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law and imposing monetary liability on the owner of such motor vehicle therefor.
- D. Photographs, microphotographs, videotapes, other recorded images and data produced by school bus photo violation monitoring systems shall be destroyed (a) 90 days after the date of the alleged imposition of liability if a notice of liability is not issued for such alleged imposition of liability pursuant to this local law, or (b) upon final disposition of a notice of liability issued pursuant to this local law.
- E. The County shall adopt and enforce measures to protect the privacy of drivers, passengers, pedestrians and cyclists whose identity and identifying information may be captured by a school bus photo monitoring device. Such measures shall include:
 - a. Utilization of necessary technologies to ensure, to the extent practicable, that photographs produced by such school photo violation monitoring systems shall not include images that identify the driver, the passengers, the contents of the vehicle, pedestrians and cyclists; provided, however, that no notice of liability issued pursuant to this section shall be dismissed solely because a photograph or photographs allow for the identification of the contents of a vehicle, provided that the County has made a reasonable effort to comply with the provisions of this subsection;
 - b. A prohibition of the use or dissemination of vehicles' license plate information and other information and images captured by school bus photo violation monitoring systems except: (a) as required to establish liability under this section or collect payment of penalties; (b) as required by court order; or (c) as otherwise required by law;
 - c. Oversight procedures to ensure compliance with the privacy protection measures required herein.

- F. The County shall undertake the installation of signage in conformance with standards established in the Manual of Uniform Traffic Control Devices. Such signage shall be installed at each roadway entrance of the jurisdictional boundaries of the County giving notice that school bus photo violation monitoring systems are used to enforce restrictions on vehicles violating § 1174 of the New York Vehicle and Traffic Law. For the purposes of this subsection, the term "roadway" shall not include state expressway routes or state interstate routes but shall include controlled-access highway exit ramps that enter the boundaries of the County.

§ 4 Penalties for offenses.

- A. An owner liable for a violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law pursuant to this local law shall be liable for monetary penalties in accordance with the following schedule of fines and penalties:
- a. \$250 for a first violation;
 - b. \$275 for a second violation committed within 18 months of the first violation;
 - c. \$300 for a third violation or subsequent violation all of which were committed within 18 months from the first violation; and
 - d. An additional penalty of \$25 for each violation for the failure to respond to a notice of liability within the prescribed time period.
- B. An imposition of liability under this local law shall not be deemed a conviction and shall not be made part of the operating record of the person upon whom such liability is imposed nor shall it be used for insurance purposes in the provision of motor vehicle insurance coverage.
- C. All fines and penalties collected pursuant to this local law shall be deposited with the County of Monroe County Finance Department.

§ 5 Notice of liability.

- A. A notice of liability shall be sent as provided by state law by first-class mail to each person alleged to be liable as an owner for a violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law. Personal delivery on the owner shall not be required. A manual or automatic record of mailing prepared in the ordinary course of business shall be prima facie evidence of the facts contained therein. The notice of liability shall be prepared and mailed by the County, or by any other entity authorized by the County.
- B. A notice of liability shall contain the name and address of the person alleged to be liable as an owner for a violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law, the registration number of the vehicle involved in such violation, the location where such violation took place, the date and time of such violation and the identification number of the camera which recorded the violation or other document locator number.
- C. A notice of liability shall contain information advising the person charged of the manner and the time in which he or she may contest the liability alleged in the notice. Such notice of liability shall also contain a warning to advise the persons charged that failure to contest in the manner

and time provided shall be deemed an admission of liability and that a default judgment may be entered thereon.

- D. A notice of liability may contain such other information as the entity causing such notice of liability to be mailed deems appropriate to communicate the law, and the adjudicatory process if the addressee of the notice wishes to contest the notice of liability.

§ 6 Owner liability.

- A. The owner of a vehicle shall be liable for a penalty imposed pursuant to this local law if such vehicle was used or operated with the permission of the owner, express or implied, in violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law and such violation is evidenced by information obtained from a school bus photo violation monitoring system; provided, however, that no owner of a vehicle shall be liable for a penalty imposed pursuant to this local law where the operator of such vehicle has been convicted of the underlying violation of Subdivision (a) of § 1174 of the New York State Vehicle and Traffic Law. For purpose of (i) this section; and (ii) this local law, there shall be a presumption that such vehicle was used and operated with the consent of the owner at the time it was used and operated in violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law.
- B. If the owner receives a notice of liability pursuant to this local law for any time period during which the vehicle was reported to the police as having been stolen, it shall be a valid defense to an allegation of liability for a violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law pursuant to this local law that the vehicle had been reported to the police as stolen prior to the time the violation occurred and had not been recovered by such time. For purposes of asserting the defense provided by this subsection, it shall be sufficient that a certified copy of the police report on the stolen vehicle be sent or delivered to a court of competent jurisdiction or parking violations bureau having jurisdiction where any contested notice of liability would otherwise be determined.
- C. An owner who is a lessor of a vehicle to which a notice of liability was issued pursuant to this local law shall not be liable for the violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law, provided that he or she complies with the provisions of § 1174-a of the New York Vehicle and Traffic Law and otherwise sends to the Court of competent jurisdiction, or other adjudicatory bureau or agency of competent jurisdiction, a copy of the rental, lease or other such contract document covering such vehicle on the date of the violation, with the name and address of the lessee clearly legible, within 37 days after receiving notice from the agency or entity which caused such notice of liability to be issued, together with the information contained in the original notice of liability. Failure to send such information within the 37-day time period shall render the owner liable for the penalty prescribed by this local law. Where the lessor complies with the provisions of this subsection, the lessee of such vehicle for purposes of this section, shall be deemed to be the owner of such vehicle on the date of such violation for the purposes of this section, shall be subject to liability for the violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law pursuant to this local law and shall be sent a notice of liability pursuant to § 4 of this local law.

- D. A certificate, sworn to or affirmed by a technician employed by the County, or a facsimile thereof, upon inspection of photographs, microphotographs, videotapes, other recorded images produced by a school bus photo violation monitoring system, shall be prima facie evidence of the facts contained therein. Any photographs, microphotographs, videotapes, other recorded images evidencing such a violation shall be available for inspection in any proceeding to adjudicate the liability for such violation.
- E. It shall be a defense to any prosecution for or allegation of a violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law pursuant to this local law that such school bus stop-arms were malfunctioning at the time of the alleged violation.

§ 7 Adjudication of liability. Liability pursuant to the demonstration program established hereunder shall be imposed upon owners by the Court of competent jurisdiction in the County of Monroe or in another manner pursuant to the New York State Vehicle and Traffic Law.

§ 8 Action for indemnification. If the owner held liable for a violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law pursuant to this local law was not the operator of the vehicle at the time of the violation, the owner may maintain an action for indemnification against the operator.

§ 9 Reporting requirements.

- A. The County shall develop and cause to be submitted an annual report on the results of the use of a school bus photo violation monitoring system to the Governor, the temporary president of the Senate and the speaker of the Assembly on or before June 1 of each year in which the demonstration program is operable. Such report shall include any information required by § 1174-a(m) of the New York Vehicle and Traffic Law to be included as a result of the enactment of this local law.
- B. Pursuant to the requirements of § 1174-a of the New York State Vehicle and Traffic Law, courts, bureaus, and agencies conducting adjudications as a result of this local law shall report at least annually to the County on the quality of the adjudication process and its results including the total number of hearings scheduled, rescheduled, and held; the total number of persons scheduled for such hearings; the total number of cases where fines were paid on or before the hearing date; and the total number of default judgments entered.

Section 2. If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 3. This local law shall take effect in accordance with the provisions of the Municipal Home Rule Law and the Monroe County Charter.

Agenda/Charter Committee; June 27, 2022 - CV: 5-0

1.6

File No. 22-0220.LL

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF LOCAL LAW: _____

2.

By Legislators Johns and Brew

Intro. No. ____

MOTION NO. ____ OF 2022

PROVIDING THAT LOCAL LAW (INTRO. NO. ____ OF 2022) ENTITLED “MONROE COUNTY SCHOOL BUS STOP ARM DEMONSTRATION PROGRAM”, BE TABLED

BE IT MOVED, that Local Law (Intro. No. ____ of 2022) entitled “Monroe County School Bus Stop Arm Demonstration Program”, be tabled.

File No. 22-0220.LL

ADOPTION: Date: _____ Vote: _____

By Legislators Johns and Brew

Intro. No. ____

RESOLUTION NO. ____ OF 2022

FIXING A PUBLIC HEARING ON LOCAL LAW (INTRO. NO. ____ OF 2022) ENTITLED "MONROE COUNTY SCHOOL BUS STOP ARM DEMONSTRATION PROGRAM"

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

Section 1. That there will be a public hearing at 6:15 P.M. on the 9th day of August, 2022, in the Legislative Chambers in the County Office Building, Rochester, New York on Local Law (Intro. No. ____ of 2022) entitled "Monroe County School Bus Stop Arm Demonstration Program".

Section 2. The Clerk of the Legislature is directed to give notice of the time and place of this public hearing, and a description of the proposed local law, to the news media within the County, and shall conspicuously post a copy of said notice in the office of the Clerk at least five days before said hearing. In addition, the Clerk shall cause said notice to be published once in the official newspapers of general circulation within the County at least five days before said hearing.

Section 3. This local law shall take effect in accordance with the provisions of the Municipal Home Rule Law and the Monroe County Charter.

File No. 22-0220.LL

ADOPTION: Date: _____ Vote: _____

By Legislators Johns and Brew

Intro No. _____

LOCAL LAW NO. __ OF 2022

ENACT A LOCAL LAW ENTITLED “HYBRID VIDEOCONFERENCING BY COUNTY PUBLIC BODIES”

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

Section 1. This local law shall be known as the “Hybrid Videoconferencing by County Public Bodies” and shall read as follows:

§ 1 Definitions. Defined terms used in this local law shall have the same meaning as ascribed to them in Article 7 of the Public Officers Law, except as set forth below:

- A. “County Public Body” shall mean the Monroe County Legislature, its committees, and subcommittees, together with any and all administrative boards, commissions, agencies, or entities created by or for Monroe County which consist of two or more members and for which a quorum is required in order to conduct public business.
- B. “Extraordinary Circumstances” shall be determined by each County Public Body in its written procedures. Such circumstances may include, but are not necessarily limited to, disability, illness, caregiving responsibilities, or any other significant or unexpected factor or event which precludes the member’s physical attendance at such meeting.

§ 2 Use of Videoconferencing by County Public Bodies. Members of a County Public Body are hereby permitted to participate in public meetings remotely by videoconference from a location not open to the public upon the following conditions:

- A. A quorum of members of the County Public Body are gathered together at a physical location or locations otherwise open to the public;
- B. The County Public Body has established written procedures governing member and public attendance consistent with Public Officers Law § 103-a, and such written procedures are conspicuously posted on the County website;
- C. Members of the County Public Body are physically present at any such meeting unless such member is unable to be physically present at any such meeting location due to Extraordinary Circumstances;
- D. Except in the case of executive sessions conducted pursuant to Public Officers Law § 105, the County Public Body ensures that members of the County Public Body can be heard, seen, and

- identified while the meeting is being conducted, including but not limited to any motions, proposals, resolutions, and any other matter formally discussed or voted upon;
- E. The minutes of the meetings involving videoconferencing state which, if any, members participated remotely and are available to the public pursuant to Public Officers Law § 106;
 - F. If videoconferencing is used to conduct a meeting, the public notice for the meeting informs the public that videoconferencing will be used, where the public can view and/or participate in such meeting, where required documents and records will be posted or available, and identifies the physical location for the meeting where the public can attend;
 - G. The County Public Body provides that each meeting conducted using videoconferencing shall be recorded and such recordings posted or linked on the public website of the public body within five business days following the meeting, and shall remain so available for a minimum of five years thereafter. Such recordings shall be transcribed upon request;
 - H. If videoconferencing is used to conduct a meeting, the County Public Body provides the opportunity for members of the public to view such meeting via video, and to participate in proceedings via videoconference in real time where public comment or participation is authorized and ensures that videoconferencing authorizes the same public participation or testimony as in person participation or testimony;
 - I. A County Public Body electing to utilize videoconferencing to conduct its meetings maintains an official website; and
 - J. Open meetings of the County Public Body that are broadcast or that use videoconferencing utilize technology to permit access by members of the public with disabilities consistent with the 1990 Americans with Disabilities Act, as amended.

§ 3 Public Emergencies. The in-person participation requirements of Section 2(A) and (C) of this Local Law shall not apply during a state disaster emergency declared by the Governor pursuant to New York State Executive Law § 28 nor a local state of emergency proclaimed by the County Executive pursuant to New York State Executive Law § 24 if the chair of the County Public Body determines that the circumstances necessitating the emergency declaration would affect or impair the ability of the County Public Body to hold an in-person meeting.

Section 2. If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 3. This local law shall take effect in accordance with the provisions of the Municipal Home Rule Law and the Monroe County Charter.

Agenda/Charter Committee; June 27, 2022 - CV: 5-0
File No. 22-0222.LL

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF LOCAL LAW: _____

5.

By Legislators Johns and Brew

Intro. No. ____

MOTION NO. ____ OF 2022

PROVIDING THAT LOCAL LAW (INTRO. NO. ____ OF 2022) ENTITLED “HYBRID VIDEOCONFERENCING BY COUNTY PUBLIC BODIES”, BE TABLED

BE IT MOVED, that Local Law (Intro. No. ____ of 2022) entitled “Hybrid Videoconferencing by County Public Bodies” be tabled.

File No. 22-0222.LL

ADOPTION: Date: _____

Vote: _____

6.

By Legislators Johns and Brew

Intro. No. _____

RESOLUTION NO. _____ OF 2022

**FIXING A PUBLIC HEARING ON LOCAL LAW (INTRO. NO. _____ OF 2022)
ENTITLED "HYBRID VIDEOCONFERENCING BY COUNTY PUBLIC BODIES"**

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

Section 1. That there will be a public hearing at 6:16 P.M. on the 9th day of August, 2022, in the Legislative Chambers in the County Office Building, Rochester, New York on Local Law (Intro. No. _____ of 2022) entitled "Hybrid Videoconferencing by County Public Bodies".

Section 2. The Clerk of the Legislature is directed to give notice of the time and place of this public hearing, and a description of the proposed local law, to the news media within the County, and shall conspicuously post a copy of said notice in the office of the Clerk at least five days before said hearing. In addition, the Clerk shall cause said notice to be published once in the official newspapers of general circulation within the County at least five days before said hearing.

Section 3. This local law shall take effect in accordance with the provisions of the Municipal Home Rule Law and the Monroe County Charter.

File No. 22-0222.LL

ADOPTION: Date: _____

Vote: _____

7.

By Legislators DiFlorio, McCabe, Hebert, Allkofer, Milne, Keller, Dondorfer and Delehanty

Intro. No. ____

MOTION NO. ____ OF 2022

PROVIDING THAT RESOLUTION (INTRO. NO. 165 OF 2022), "ADOPTING 2023-2028 CAPITAL IMPROVEMENT PROGRAM," BE LIFTED FROM THE TABLE

BE IT MOVED, that Resolution (Intro. No. 165 of 2022), entitled "ADOPTING 2023-2028 CAPITAL IMPROVEMENT PROGRAM," be lifted from the table.

File No. 22-0161

ADOPTION: Date: _____ Vote: _____

8.1

By Legislators DiFlorio, McCabe, Hebert, Allkofer, Milne, Keller, Dondorfer and Delehanty

Intro. No. ____

MOTION NO. ____ OF 2022

PROVIDING THAT RESOLUTION (INTRO. NO. 165 OF 2022), "ADOPTING 2023-2028 CAPITAL IMPROVEMENT PROGRAM," BE ADOPTED

BE IT MOVED, that Resolution (Intro. No. 165 of 2022), entitled "ADOPTING 2023-2028 CAPITAL IMPROVEMENT PROGRAM," be adopted.

File No. 22-0161

ADOPTION: Date: _____ Vote: _____

8.2

By Legislators DiFlorio, McCabe, Hebert, Allkofer, Milne, Keller, Dondorfer and Delehanty

Intro. No. 165

RESOLUTION NO. ____ OF 2022

ADOPTING 2023-2028 CAPITAL IMPROVEMENT PROGRAM

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

Section 1. The Legislature hereby adopts the proposed 2023-2028 Capital Improvement Program of the County of Monroe, as submitted by County Executive Adam J. Bello, in its entirety.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

- Planning & Economic Development Committee; May 23, 2022 – CV: 5-0
- Environment & Public Works Committee; May 23, 2022 – CV: 6-0
- Intergovernmental Relations Committee; May 23, 2022 – CV: 5-0
- Recreation & Education Committee; May 23, 2022 – CV: 5-0
- Human Services Committee; May 24, 2022 – CV: 7-0
- Transportation Committee; May 24, 2022 – CV: 6-0
- Public Safety Committee; May 24, 2022 – CV: 8-0
- Ways and Means Committee; May 24, 2022 – CV: 11-0

File No. 22-0161

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators McCabe and DiFlorio

Intro. No. ____

RESOLUTION NO. ____ OF 2022

AUTHORIZING USE OF NEW YORK STATE DEPARTMENT OF AGRICULTURE AND MARKETS SHORT ENVIRONMENTAL ASSESSMENT FORM FOR UNLISTED ACTIONS RELATED TO AGRICULTURAL DISTRICTS AND ENTERING INTO COOPERATIVE AGREEMENT WITH NEW YORK STATE DEPARTMENT OF AGRICULTURE AND MARKETS REGARDING STATE ENVIRONMENT QUALITY REVIEWS FOR MONROE COUNTY AGRICULTURAL DISTRICT PROCESSES

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

Section 1. The Legislature hereby adopts and authorizes the use of the Short Environmental Assessment Form for Unlisted Actions related to Agricultural Districts as provided by the New York State Department of Agriculture and Markets.

Section 2. The County Executive, or his designee, is hereby authorized to enter into a Cooperative Agreement with the New York State Department of Agriculture and Markets whereby Monroe County is designated as Lead Agency and prepares the Short Environmental Assessment Form for Agricultural Districts for agricultural district processes.

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

Environment & Public Works Committee; June 27, 2022 – CV: 7-0
Planning & Economic Development Committee; June 27, 2022 – CV: 5-0
File No. 22-0201

ADOPTION: Date: _____ Vote: ____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

10.

By Legislators McCabe and DiFlorio

Intro. No. ____

MOTION NO. ____ OF 2022

PROVIDING THAT RESOLUTION (INTRO. NO. ____ OF 2022), "AUTHORIZING USE OF NEW YORK STATE DEPARTMENT OF AGRICULTURE AND MARKETS SHORT ENVIRONMENTAL ASSESSMENT FORM FOR UNLISTED ACTIONS RELATED TO AGRICULTURAL DISTRICTS AND ENTERING INTO COOPERATIVE AGREEMENT WITH NEW YORK STATE DEPARTMENT OF AGRICULTURE AND MARKETS REGARDING STATE ENVIRONMENT QUALITY REVIEWS FOR MONROE COUNTY AGRICULTURAL DISTRICT PROCESSES" BE TABLED

BE IT MOVED, that Resolution (Intro. No. ____ of 2022), entitled "AUTHORIZING USE OF NEW YORK STATE DEPARTMENT OF AGRICULTURE AND MARKETS SHORT ENVIRONMENTAL ASSESSMENT FORM FOR UNLISTED ACTIONS RELATED TO AGRICULTURAL DISTRICTS AND ENTERING INTO COOPERATIVE AGREEMENT WITH NEW YORK STATE DEPARTMENT OF AGRICULTURE AND MARKETS REGARDING STATE ENVIRONMENT QUALITY REVIEWS FOR MONROE COUNTY AGRICULTURAL DISTRICT PROCESSES," be tabled.

File No. 22-0201

ADOPTION: Date: _____

Vote: _____

11.

By Legislators McCabe and DiFlorio

Intro. No. ____

RESOLUTION NO. ____ OF 2022

FIXING PUBLIC HEARING FOR AUTHORIZING USE OF NEW YORK STATE DEPARTMENT OF AGRICULTURE AND MARKETS SHORT ENVIRONMENTAL ASSESSMENT FORM FOR UNLISTED ACTIONS RELATED TO AGRICULTURAL DISTRICTS

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

Section 1. The Legislature hereby fixes a public hearing to be held before the Monroe County Legislature on Tuesday, August 9, 2022, at 6:17 P.M., at the County Legislative Chambers, County Office Building, Rochester, New York, on the use of the Short Environmental Assessment Form for Unlisted Actions related to Agricultural Districts as provided by the New York State Department of Agriculture and Markets.

Section 2. The Clerk of the Legislature is hereby directed to publish the legal notice of such public hearing at least once in one (1) daily newspaper of general circulation in the County, at least ten (10) days before the date set for the hearing.

Section 3. This resolution shall take effect immediately.

Environment & Public Works Committee; June 27, 2022 - CV: 7-0
Planning & Economic Development Committee; June 27, 2022 - CV: 5-0
File No. 22-0201

ADOPTION: Date: _____ Vote: _____

By Legislators McCabe and Johns

Intro. No. ____

RESOLUTION NO. __ OF 2022

CLASSIFICATION OF ACTION, DESIGNATION OF LEAD AGENCY, AND DETERMINATION OF SIGNIFICANCE PURSUANT TO STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA) FOR ADDITIONS TO MONROE COUNTY WESTERN AND EASTERN AGRICULTURAL DISTRICTS

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

Section 1. The Monroe County Legislature determines that the additions of the referenced properties to Monroe County Western and Eastern Districts is an Unlisted Action.

Section 2. The Monroe County Legislature designates Monroe County as Lead Agency for coordinated review of the Additions to the Monroe County Western and Eastern Districts.

Section 3. The Monroe County Legislature has reviewed and considered the Short Environmental Assessment Form for Agricultural Districts dated May 9, 2022 and has considered the potential environmental impacts of the additions of the referenced properties to the Monroe County Western and Eastern Agricultural Districts pursuant to the requirements of State Environmental Quality Review Act and has found that the proposed action will not result in any significant adverse environmental impacts. The Monroe County Legislature hereby issues and adopts the Negative Declaration attached hereto and made a part hereof and determines that an environmental impact statement is not required.

Section 4. The County Executive, or his designee, is hereby authorized to take such actions to comply with the requirements of the State Environmental Quality Review Act, including without limitation, the execution of documents and the filing, distribution, and publication of the documents required under the State Environmental Quality Review Act, and any other actions to implement the intent of this resolution.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment & Public Works Committee; June 27, 2022 - CV: 7-0
File No. 22-0202

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

Short Environmental Assessment Form Part 1 - Project Information

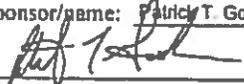
Instructions for Completing

Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information			
Name of Action or Project: 2022 Agricultural District Additions			
Project Location (describe, and attach a location map): Fifty two parcels, representing 29 applicants throughout Monroe County. See attached list.			
Brief Description of Proposed Action: Parcels to be added to the Monroe County Agricultural Districts as part of the 2022 Annual Additions			
Name of Applicant or Sponsor: Monroe County		Telephone: 585-753-2032	
		E-Mail: patrickgooch@monroecounty.gov	
Address: 39 West Main Street			
City/PO: Rochester		State: NY	Zip Code: 14614
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			NO <input type="checkbox"/> YES <input checked="" type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval:			NO <input type="checkbox"/> YES <input checked="" type="checkbox"/>
3. a. Total acreage of the site of the proposed action?		1863.89 acres	
b. Total acreage to be physically disturbed?		0 acres	
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?		1863.89 acres	
4. Check all land uses that occur on, are adjoining or near the proposed action:			
<input type="checkbox"/> Urban <input checked="" type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Residential (suburban)			
<input checked="" type="checkbox"/> Forest <input checked="" type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other(Specify):			
<input type="checkbox"/> Parkland			

5. Is the proposed action,	NO	YES	N/A
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
a. A permitted use under the zoning regulations?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. Consistent with the adopted comprehensive plan?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?	NO	YES	
If Yes, identify: _____	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
b. Are public transportation services available at or near the site of the proposed action?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
9. Does the proposed action meet or exceed the state energy code requirements?	NO	YES	
If the proposed action will exceed requirements, describe design features and technologies: N/A _____	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply?	NO	YES	
If No, describe method for providing potable water: _____	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities?	NO	YES	
If No, describe method for providing wastewater treatment: _____	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places?	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____			

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:		
<input type="checkbox"/> Shoreline <input checked="" type="checkbox"/> Forest <input checked="" type="checkbox"/> Agricultural/grasslands <input checked="" type="checkbox"/> Early mid-successional <input checked="" type="checkbox"/> Wetland <input type="checkbox"/> Urban <input type="checkbox"/> Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES
	<input type="checkbox"/>	<input checked="" type="checkbox"/>
16. Is the project site located in the 100-year flood plan?	NO	YES
	<input type="checkbox"/>	<input checked="" type="checkbox"/>
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes,	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
a. Will storm water discharges flow to adjacent properties?	<input type="checkbox"/>	<input type="checkbox"/>
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?	<input type="checkbox"/>	<input type="checkbox"/>
If Yes, briefly describe: _____ _____		
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment:	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe:	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe:	NO	YES
	<input type="checkbox"/>	<input checked="" type="checkbox"/>
828030 and 828032 - Inactive Landfills, that do not pose a significant threat to human health. V00109 - Investigated and excavated.		
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE		
Applicant/sponsor/name: <u>Patrick T. Gooch</u>		Date: <u>05/09/2022</u>
Signature: <u></u>		Title: <u>Senior Planner</u>

PRINT FORM

12.5

Agency Use Only [If applicable]

Project: 2022 Ag Dist. Additions

Date: 2022.05.10

Short Environmental Assessment Form Part 2 - Impact Assessment

Part 2 is to be completed by the Lead Agency.

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Will the proposed action result in a change in the use or intensity of use of land?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Will the proposed action impair the character or quality of the existing community?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing:		
a. public / private water supplies?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. public / private wastewater treatment utilities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action create a hazard to environmental resources or human health?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

PRINT FORM

12.6

Agency Use Only [If applicable]

Project: 2022 Ag Dist. Additions

Date: 2022.05.10

Short Environmental Assessment Form Part 3 Determination of Significance

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

Fifty two parcels have been requested to be added to the Monroe County Agricultural Districts, Western #5 and Eastern #6. These parcels are located throughout the County. A Part 1 Environmental Assessment Form ("EAF") that utilized the EAF Mapper was completed for each parcel. Those results have been reviewed and aggregated into Parts 1, 2, and 3 of this Short Environmental Assessment Form ("SEAF"). The addition of each parcel is part of the larger Monroe County Annual Additions to the Agricultural Districts. Accordingly, this will be reviewed as one action and all impacts, scope, and significance will be determined together.

Upon review of the SEAF Part 1 for each parcel some individual parcels may contain or be adjacent to endangered species (bald eagle and least bittern), national or state register of historic places or state eligible sites, archaeological sites, wetlands or other regulated water-bodies, 100 year flood plain(s), and remediation sites (see part 1).

The action taking place is the addition of parcels to an agricultural district, no physical construction or changes to the parcels is permitted by this action. Any such physical changes will be consistent with the existing regulations and zoning or will need to be permitted by the local municipality and undergo an environmental review at that time. The parcels being added to the Agricultural District are largely used for agricultural activities that reflect the current and historic character of the surrounding area and will remain the same through this action. They are not anticipated to change in character, attract people or traffic, impact existing water and waste water services.

As such, this action will not result in significant adverse impacts to on-site or adjacent endangered species (bald eagle and least bittern), national or state register of historic places or state eligible sites, archaeological sites, wetlands or other regulated water-bodies, 100 year flood plain(s), and remediation sites are anticipated.

<input type="checkbox"/>	Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.
<input checked="" type="checkbox"/>	Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.
Monroe County	
_____ Name of Lead Agency	_____ Date
Adam J. Bello	County Executive
_____ Print or Type Name of Responsible Officer in Lead Agency	_____ Title of Responsible Officer
Patrick T. Gooch	
_____ Signature of Responsible Officer in Lead Agency	_____ Signature of Preparer (if different from Responsible Officer)

PRINT FORM

By Legislators DiFlorio and Taylor

Intro. No. _____

RESOLUTION NO. ____ OF 2022

AUTHORIZING ADDITIONS TO MONROE COUNTY AGRICULTURAL DISTRICTS

WHEREAS, pursuant to Article 25-AA, Section 303-b of the Agriculture and Markets Law, the Monroe County Agricultural and Farmland Protection Board has submitted a report recommending the proposed additions of fifty-two (52) parcels to the following Monroe County Western and Eastern Agricultural Districts:

Western Agricultural District #5:

- 358 Humphrey Rd, Town of Chili, consisting of approximately 20.00 acres, tax account number 173.01-1-1.2, owned by Elizabeth A Van Blargan
- 317 Redman Rd, Town of Clarkson, consisting of approximately 62.30 acres, tax account number 028.03-1-1, owned by James Reichert
- 2375 Redman Rd, Town of Hamlin, consisting of approximately 68.90 acres, tax account number 028.01-1-2.2, owned by James Reichert
- 1200 Monroe Orleans County Line Rd, Town of Hamlin, consisting of approximately 109.30 acres, tax account number 011.04-2-1, owned by Kludt Family Limited
- 2200 Redman Rd, Town of Hamlin, consisting of approximately 107.80 acres, tax account number 028.01-1-4.2, owned by Michael & Matthew Kludt / Mike-Matt Lands Partnership
- Morton Rd, Town of Hamlin, consisting of approximately 30.15 acres, tax account number 011.04-1-17.2, owned by Michael & Matthew Kludt
- 1043 Moscow Rd, Town of Hamlin, consisting of approximately 31.89 acres, tax account number 005.02-1-6.224, owned by Mike-Matt Lands Partnership
- 360 Jacobs Rd, Town of Hamlin, consisting of approximately 77.39 acres, tax account number 005.04-1-13.114, owned by Mike-Matt Lands Partnership
- 455 Morton Rd, Town of Hamlin, consisting of approximately 30.05 acres, tax account number 011.04-1-27.2, owned by Mike-Matt Lands Partnership
- Church Rd, Town of Hamlin, consisting of approximately 27.61 acres, tax account number 014.03-1-4.12, owned by Nicholas & James Breslawski
- 123 Walker Rd, Town of Hamlin, consisting of approximately 77.80 acres, tax account number 023.03-2-2.1, owned by Joseph J Lancia
- 1681 Hamlin Parma Town Line Rd, Town of Hamlin, consisting of approximately 62.00 acres, tax account number 031.01-1-18, owned by Eugene D Dollard

- Church Rd, Town of Hamlin, consisting of approximately 13.28 acres, tax account number 012.04-2-3.5, owned by Michael and Marilyn Mitchell
- 2234 Roosevelt Hwy, Town of Hamlin, consisting of approximately 82.40 acres, tax account number 029.02-2-26, owned by Zdzislaw and Linda Robinson
- 1001 Lake Road West Frk, Town of Hamlin, consisting of approximately 28.83 acres, tax account number 013.03-1-6.3, owned by David S Leverenz
- 1199 Lake Road East Frk, Town of Hamlin, consisting of approximately 12.11 acres, tax account number 021.01-2-1.111, owned by David S Leverenz
- Brick Schoolhouse Rd, Town of Hamlin, consisting of approximately 5.00 acres, tax account number 0.21.02-1-1.21, owned by David S Leverenz
- 3391 Brick Schoolhouse Rd, Town of Hamlin, consisting of approximately 10.06 acres, tax account number 0.21.02-1-1.31, owned by David S Leverenz
- Leona Ln, Town of Hamlin, consisting of approximately 1.19 acres, tax account number 021.01-4-6.12, owned by David S Leverenz
- 1414 Lake Rd, Town of Hamlin, consisting of approximately 46.80 acres, tax account number 021.01-4-6.11, owned by David S Leverenz
- 7 Wiler Rd, Town of Hamlin, consisting of approximately 41.76 acres, tax account number 021.02-1-8.1, owned by David S Leverenz
- Redman Rd, Town of Hamlin, consisting of approximately 74.04 acres, tax account number 012.03-2-22.12, owned by David S Leverenz
- 2040 Roosevelt Hwy, Town of Hamlin, consisting of approximately 58.76 acres, tax account number 030.01-1-15.118, owned by David S Leverenz
- 2088 Roosevelt Hwy, Town of Hamlin, consisting of approximately 5.46 acres, tax account number 030.01-1-15.113, owned by David S Leverenz
- Brick Schoolhouse Rd, Town of Hamlin, consisting of approximately 0.75 acres, tax account number 020.02-3-16.22, owned by JDP Lands, LLC
- 28 Drake Rd, Town of Hamlin, consisting of approximately 13.52 acres, tax account number 020.02-3-4.11, owned by JDP Lands, LLC
- 18 Drake Rd, Town of Hamlin, consisting of approximately 5.39 acres, tax account number 020.02-3-4.12, owned by JDP Lands, LLC
- 70 Drake Rd, Town of Hamlin, consisting of approximately 3.80 acres, tax account number 020.02-3-4.23, owned by JDP Lands, LLC
- 4061 Brick Schoolhouse Rd, Town of Hamlin, consisting of approximately 12.07 acres, tax account number 020.02-3-16.1, owned by JDP Lands, LLC

- 1259 Hamlin Parma Town Line Rd, Town of Hamlin, consisting of approximately 18.21 acres, tax account number 023.03-1-22.1, owned by John Fridd
- 2360 Monroe Orleans County Line Rd, Town of Hamlin, consisting of approximately 57.55 acres, tax account number 027.02-1-5.2, owned by Janet Surridge/F&B Upland Birds, Inc
- 505 Cook Rd, Town of Hamlin, consisting of approximately 10.00 acres, tax account number 004.02-1-8.1, owned by Brandon and Sarah Passer
- 370 Hamlin Center Rd, Town of Hamlin, consisting of approximately 70.50 acres, tax account number 022.03-1-6, owned by Luigi Marseglia
- 1848 Walker Lake Ontario Rd, Town of Hamlin, consisting of approximately 49.80 acres, tax account number 030.02-1-3, owned by T & D Properties, LLC
- 3056 Roosevelt Hwy, Town of Hamlin, consisting of approximately 56.50 acres, tax account number 021.03-1-33, owned by Paul W. and Sandra Rath
- 507 Morton Rd, Town of Hamlin, consisting of approximately 5.90 acres, tax account number 011.04-1-21, owned by Linda D. Curtis
- Beadle Rd, Town of Sweden, consisting of approximately 15.32 acres, tax account number 099.04-2-5.2, owned by Gage Olschewski
- 960 Salmon Creek Rd, Town of Sweden, consisting of approximately 17.10 acres, tax account number 099.04-2-11.2, owned by Michael and Sondra LeDuc

Eastern Agricultural District #6:

- 829 Pitts Mdn Ctr Rd, Town of Mendon, consisting of approximately 2.28 acres, tax account number 204.02-1-5, owned by Joshua & Courtney Cawley
- Pitts Mdn Ctr Rd, Town of Mendon, consisting of approximately 10.80 acres, tax account number 204.02-1-8, owned by Joshua & Courtney Cawley
- Pitts Mdn Ctr Rd, Town of Mendon, consisting of approximately 20.28 acres, tax account number 204.02-1-37, owned by Joshua & Courtney Cawley
- Pitts Mdn Ctr Rd, Town of Mendon, consisting of approximately 10.00 acres, tax account number 204.02-1-38, owned by Joshua & Courtney Cawley
- Pitts Mdn Ctr Rd, Town of Mendon, consisting of approximately 20.00 acres, tax account number 204.02-1-36, owned by Joshua & Courtney Cawley
- 23 Pannell Cir, Town of Perinton, consisting of approximately 15.82 acres, tax account number 181.01-1-14.2, owned by Palomaki Farms LLC
- 7215 Pittsford Palmyra Rd, Town of Perinton, consisting of approximately 28.60 acres, tax account number 180.02-1-2, owned by 515 Log Cabin Road LLC

- East River Road, Town of Rush, consisting of approximately 43.15 acres, tax account number 219.01-1-33.131, owned by Stokoe 1812, Inc.
- 880 Rush Scottsville Rd, Town of Rush, consisting of approximately 0.93 acres, tax account number 201.04-1-29.5, owned by Jeanne Leonardi
- Rush Scottsville Rd, Town of Rush, consisting of approximately 61.40 acres, tax account number 201.04-1-29.1, owned by Jeanne Leonardi
- 900 Rush Scottsville Rd, Town of Rush, consisting of approximately 0.94 acres, tax account number 201.04-1-29.3, owned by Jeanne Leonardi
- East River Rd, Town of Rush, consisting of approximately 139.30 acres, tax account number 225.03-1-1, owned by Hartford Resources LLC/ Jeffery and Jaqueline Phillips
- 517 Rush West Rush Rd, Town of Rush, consisting of approximately 56.59 acres, tax account number 219.02-1-18.012, owned by Marilyn A Smith and Marilyn A Smith Revoc. Trust/Debra Hunt
- 6811 Rush Lima Rd, Town of Rush, consisting of approximately 71.00 acres, tax account number 221.01-1-8, owned by John Damico

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

Section 1. The Legislature hereby approves and adopts the proposed addition of fifty-two (52) parcels to the Monroe County Western and Eastern Districts, as described above and as recommended by the Monroe County Agricultural and Farmland Protection Board.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning & Economic Development Committee; June 27, 2022 - CV: 5-0
File No. 22-0203

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

14,

By Legislators DiFlorio and Taylor

Intro. No. _____

MOTION NO. ____ OF 2022

PROVIDING THAT RESOLUTION (INTRO. NO. ____ OF 2022), ENTITLED "AUTHORIZING ADDITIONS TO MONROE COUNTY AGRICULTURAL DISTRICTS," BE TABLED

BE IT MOVED, that Resolution (Intro. No. ____ of 2022), entitled "AUTHORIZING ADDITIONS TO MONROE COUNTY AGRICULTURAL DISTRICTS," be tabled.

File No. 22-0203

ADOPTION: Date: _____

Vote: _____

By Legislators DiFlorio and Taylor

Intro No. _____

RESOLUTION NO. _____ OF 2022

FIXING A PUBLIC HEARING BY THE PLANNING AND ECONOMIC DEVELOPMENT OF THE MONROE COUNTY LEGISLATURE ON RESOLUTION (INTRO. NO. ____ OF 2022), ENTITLED "AUTHORIZING ADDITIONS TO MONROE COUNTY AGRICULTURAL DISTRICTS"

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

Section 1. That there will be a public hearing by the Planning and Economic Development Committee of the Monroe County Legislature at 5:45 p.m. on Monday, July 25, 2022, in the Legislative Chambers in the Monroe County Office Building, 39 West Main Street, Rochester, New York, on Resolution (Intro. No. ____ of 2022), entitled "AUTHORIZING ADDITIONS TO MONROE COUNTY AGRICULTURAL DISTRICTS."

Section 2. The Clerk of the Legislature is directed to provide notice of the public hearing on the fifty-two (52) parcels proposed for inclusion of viable agricultural land into the Monroe County Western and Eastern Districts, (the "Districts") by publishing, at least five (5) days before said hearing, a notice in a newspaper having general circulation within the District. The Clerk is also directed to provide written notice of the hearing to the municipalities of Chili, Clarkson, Hamlin, Sweden, Mendon, Perinton and Rush, to the owner of the land proposed to be added to the District as it is listed in the most recent assessment roll, and to the Commissioner of Agriculture and Markets. In addition, the Clerk is directed to conspicuously post a copy of said notice in the office of the Clerk at least five (5) days before said hearing. The notice shall state the time, date and place of the public hearing, a description of the proposed District, the proposed recommendations of the Monroe County Agricultural and Farmland Protection Board, and a statement that the public hearing will be held concerning the original proposal and any recommendations proposed by the Monroe County Agricultural and Farmland Protection Board.

Section 3. This resolution shall take effect immediately.

Planning & Economic Development Committee; June 27, 2022 - CV: 5-0
File No. 22-0203

ADOPTION: Date: _____

Vote: _____

By Legislators Milne and Delehanty

Intro. No. _____

RESOLUTION NO. _____ OF 2022

ACCEPTING GRANT FROM HEALTH RESEARCH, INC. FOR PUBLIC HEALTH EMERGENCY PREPAREDNESS PROGRAM AND AUTHORIZING CONTRACT WITH UNIVERSITY OF ROCHESTER

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 accept a \$299,494 grant from, and to execute a contract and any amendments thereto with, Health Research, Inc. for the Public Health Emergency Preparedness Program for the period of July 1, 2022 through June 30, 2023.

Section 2. The 2022 operating budget of the Department of Public Health is hereby amended by appropriating the sum of \$299,494 into general fund 9300, funds center 5801090000, Public Health Preparedness.

Section 3. The County Executive, or his designee, is hereby authorized to appropriate up to \$1,000,000 in additional restricted New York State Department of Health emergency placeholder funding upon approval by New York State.

Section 4. The County Executive, or his designee, is hereby authorized to execute a contract and any amendments thereto, with the University of Rochester for the continuing development and sustainment of the County's Medical Countermeasure Program in an amount not to exceed \$40,608 for the period of February 1, 2023 through June 30, 2023 subject to funding.

Section 5. The County Executive is hereby authorized 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 grant guidelines to meet contractual commitments.

Section 6. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the 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 7. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; June 29, 2022 - CV: 8-0
Ways and Means Committee; June 29, 2022 - CV: 11-0
File No. 22-0204

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

By Legislators Milne and Delehanty

Intro. No. _____

RESOLUTION NO. _____ OF 2022

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR SEXUALITY TRANSMITTED DISEASE INTERVENTION PROGRAM

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 accept a \$2,375,000 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health for the Sexually Transmitted Disease Intervention Program for the period of January 1, 2022 through December 31, 2026.

Section 2. The 2022 operating budget of the Department of Public Health is hereby amended by appropriating the sum of \$475,000 into general fund 9300, funds center 5802030100, STD Clinic.

Section 3. The County Executive is hereby authorized 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 grant guidelines to meet contractual commitments.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the 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 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; June 29, 2022 - CV: 8-0
Ways and Means Committee; June 29, 2022 - CV: 11-0
File No. 22-0205

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Keller and Delehanty

Intro. No. _____

RESOLUTION NO. _____ OF 2022

ACCEPTING ADDITIONAL FUNDING FROM NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR STATE SUPPORTED CONSOLIDATED LOCAL STREET AND HIGHWAY IMPROVEMENT PROGRAM

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 accept additional funding from the New York State Department of Transportation in the amount of \$1,234,943 for the State Supported Consolidated Local Street and Highway Improvement Program, bringing the total funding amount to \$10,287,943.

Section 2. The 2022 operating budget of the Department of Transportation is hereby amended by appropriating the sum of \$1,234,943 into road fund 9002, funds center 8002050000, State Supported Consolidated Local Street and Highway Improvement Program.

Section 3. The County Executive is hereby authorized 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 grant guidelines to meet contractual commitments.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the 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 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; June 29, 2022 - CV: 7-0
Ways and Means Committee; June 29, 2022 - CV: 11-0
File No. 22-0206

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Dondorfer and Delehanty

Intro. No. ____

RESOLUTION NO. ____ OF 2022

ACCEPTING AID TO LOCALITIES GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR OFFICES OF DISTRICT ATTORNEY AND PUBLIC DEFENDER

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 accept a \$640,825 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services for the Aid to Localities Program for the Offices of the District Attorney and the Public Defender for the period of April 1, 2022 through March 31, 2023.

Section 2. The 2022 operating budget of the District Attorney's Office is hereby amended by appropriating the sum of \$395,739 into general fund 9300, funds center 2508010000, Major Felony Bureau.

Section 3. The 2022 operating budget of the Public Defender's Office is hereby amended by appropriating the sum of \$245,086 into general fund 9300, funds center 2601010000, Office of The Public Defender.

Section 4. The County Executive is hereby authorized 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.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the 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 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; June 29, 2022 - CV: 9-0
Ways and Means Committee; June 29, 2022 - CV: 11-0
File No. 22-0207

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

20.

By Legislators Dondorfer and Delehanty

Intro. No. ____

RESOLUTION NO. ____ OF 2022

AUTHORIZING CONTRACT WITH CAYUGA HOME FOR CHILDREN INC. FOR THERAPY SERVICES WITH RAISE THE AGE YOUTH

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 a contract and any amendments thereto, with Cayuga Home for Children Inc. for therapy services with Raise the Age youth in an amount not to exceed \$241,819 for the period of April 1, 2022 through March 31, 2023, with the option to renew for three (3) additional one-year terms in an amount not to exceed \$241,819 per year.

Section 2. Funding for this contract is included in the 2022 operating budget of the Department of Public Safety, general fund 9300, funds center 2403020100 Juvenile Services Family Division.

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

Public Safety Committee; June 29, 2022 - CV: 9-0
Ways and Means Committee; June 29, 2022 - CV: 11-0
File No. 22-0208

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Dondorfer and Delehanty

Intro. No. ____

RESOLUTION NO. ____ OF 2022

AMENDING RESOLUTION 282 OF 2020 AUTHORIZING CONTRACT RENEWALS WITH BOARD OF REGENTS OF THE UNIVERSITY OF OKLAHOMA HEALTH SCIENCES CENTER AND COORDINATED CARE SERVICES, INC. FOR SERVICES RELATED TO FINGER LAKES REGIONAL YOUTH JUSTICE TEAM GRANT PROGRAM

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

Section 1. Section 1 of Resolution 282 of 2020 is hereby amended to read as follows:

The County Executive, or his designee, is hereby authorized to execute a contract and any amendments thereto, with the Board of Regents of the University of Oklahoma Health Sciences Center for the Oklahoma Model Treatment Modality Training in the Problematic Sexual Behavior – Cognitive Behavior – Adolescent Treatment Program in an amount not to exceed \$70,000 for the period of January 1, 2021 through December 31, 2021, and a contract renewal, and any amendments thereto, in an amount not to exceed \$33,529 for the period of January 1, 2022 through September 30, 2022.

Section 2. Section 2 of Resolution 282 of 2020 is hereby amended to read as follows:

The County Executive, or his designee, is hereby authorized to execute a contract and any amendments thereto, with Coordinated Care Services, Inc. for trauma informed training in an amount not to exceed \$70,000 for the period of January 1, 2021 through December 31, 2021, and a contract renewal, and any amendments thereto, in an amount not to exceed \$70,000 for the period of January 1, 2022 through September 30, 2022.

Section 3. Funding for these contracts is included in the 2022 operating budget of the Department of Public Safety, general fund 9300, funds center 2403010000, Probation Administration.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; June 29, 2022 - CV: 9-0
Ways and Means Committee; June 29, 2022 - CV: 11-0
File No. 22-0209

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

Added language is underlined
Deleted language is ~~stricken~~

22.

By Legislators Delehanty and Marianetti

Intro. No. ____

RESOLUTION NO. ____ OF 2022

APPROVING AMENDED AND RESTATED MONROE COUNTY DEFERRED COMPENSATION PLAN, AS PREVIOUSLY ADOPTED BY NEW YORK STATE DEFERRED COMPENSATION BOARD

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

Section 1. The County Legislature hereby approves the Amended and Restated Monroe County Deferred Compensation Plan, as previously adopted by the New York State Deferred Compensation Board, and adopted by the Monroe County Deferred Compensation Committee, in accordance with Chapter 41 of the Monroe County Code.

Section 2. The Clerk of the Legislature is hereby authorized to send a certified copy of this resolution to the Director of the Department of Human Resources, who shall maintain a certified copy of the Amended Plan, for information and inspection at all times as required by Local Law No. 4 of 1998.

Section 3. The Chairperson of the Monroe County Deferred Compensation Committee is hereby authorized to file the Amended Plan, and any other necessary documentation, with the President of the New York State Civil Service Commission, as may be required.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; June 29, 2022 - CV: 11-0
File No. 22-0210

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Keller and Delehanty

Intro. No. ___

RESOLUTION NO. __ OF 2022

AUTHORIZING ACQUISITION OF INTERESTS IN REAL PROPERTY FOR SALT ROAD HIGHWAY IMPROVEMENT PROJECT IN TOWN OF PENFIELD

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 acquire the referenced property interests and execute all documents necessary for the Salt Road Highway Improvement Project between Atlantic Avenue and Plank Road at the tax identification numbers identified below in the Town of Penfield by contract and/or the Eminent Domain Procedure Law, along with any amendments for unanticipated damages, within the total capital fund(s) appropriation.

<u>Parcel</u>	<u>Owner</u>	<u>Amount</u>
Map 15 Parcel 1 TE 1,908 sf 1652 Salt Road T.A. # 111.03-1-4.4	Vanessa Kelly 1652 Salt Road Penfield, NY 14526	\$200
Map 16 Parcel 1 TE 396 sf 1647 Salt Road T.A. # 110.04-1-30	Emily Spirito & Ryan Michael Tesler 1647 Salt Road Penfield, NY 14526	\$100
Map 17 Parcel 1 PE 2,295 sf Parcel 2 TE 1,144 sf Parcel 3 TE 1,709 sf 1632 Salt Road T.A. # 111.03-1-2	Paschalis Mihalitsas Sandra Mihalitsas 1632 Salt Road Penfield, NY 14526	\$2,400
Map 18 Parcel 1 PE 2,574 sf Parcel 2 TE 841 sf 1630 Salt Road T.A. # 111.03-1-1	Kimberly McNaughton 1630 Salt Road Penfield, NY 14526	\$3,700
Map 19 Parcel 1 PE 165 sf 1606 Salt Road T.A.# 110.04-1-29.2	Denise M. Hogestyn James M. Hogestyn 1606 Salt Road Penfield, NY 14526	\$200
Map 20 Parcel 1 PE 1,782 sf 1606 Salt Road T.A. # 111.01-1-31	William J. Kelly Joann Kovacich 1606 Salt Road Penfield, NY 14526	\$3,700

<p>Map 21 Parcel 1 PE 3,505 sf 1550 Salt Road T.A. # 111.01-1-32.1</p>	<p>James Wilbert 1515 Salt Road Penfield, NY 14526</p>	<p>\$300</p>
<p>Map 22 Parcel(s) 1,2,3 & 4 Parcel 1 PE 256 sf Parcel 2 PE 380 sf Parcel 3 TE 3,914 sf Parcel 4 TE 601 sf 1601 Salt Road T.A. # 110.04-1-28.1</p>	<p>Roger I. Leavy 1673 Salt Road Penfield, NY 14526</p>	<p>\$5,200</p>
<p>Map 23 Parcel(s) 1, 2, 3, 4, 5, 6 & 7 Parcel 1 PE 9,520 sf Parcel 2 PE 1,650 sf Parcel 3 PE 5,699 sf Parcel 4 TE 4,107 sf Parcel 5 TE 1,485 sf Parcel 6 TE 2,150 sf Parcel 7 TE 4,946 sf 1530 Salt Road T.A. # 111.01-1-32.2</p>	<p>James R. Wilbert 1515 Salt Road Penfield, NY 14526</p>	<p>\$2,000</p>
<p>Map 24 Parcel(s) 1, 2, 3, 4, 5, & 6 Parcel 1 PE 7,772 sf Parcel 2 PE 6,282 sf Parcel 3 TE 579 sf Parcel 4 TE 3,850 sf Parcel 5 TE 14,720 sf Parcel 6 TE 780 sf 1515 Salt Road T.A. # 110.02-1-23</p>	<p>James R. Wilbert 1515 Salt Road Penfield, NY 14526</p>	<p>\$1,700</p>
<p>Map 25 Parcels 1, 2 & 3 Parcel 1 PE 560 sf Parcel 2 TE 4,919 sf Parcel 3 TE 1,998 sf 1620 Kennedy Road T.A. # 111.01-1-6.3</p>	<p>John G. Mechetti 1620 Kennedy Road Webster, NY 14580</p>	<p>\$1,000</p>
<p>Map 26 Parcel 1 PE 260 sf 1421 Salt Road T.A. # 110.02-1-17</p>	<p>Tyler A. Johnson Marie A. Johnson 1421 Salt Road Webster, NY 14580</p>	<p>\$700</p>
<p>Map 27 Parcel 1 PE 8,093 sf Parcel 2 TE 4,945 sf 1410 Salt Road T.A. #111.01-1-1</p>	<p>Craig Relyea 1650 Kennedy Road Webster, NY 14580</p>	<p>\$1,000</p>

<p>Map 28 Parcel 1 PE 2,556 Parcel 2 TE 2,250 sf 1405 Salt Road T.A. # 095.04-1-46</p>	<p>Julie Schwartz 1405 Salt Road Webster, NY 14580</p>	<p>\$4,400</p>
<p>Map 29 Parcel 1 PE 198 sf 1404 Salt Road T.A. # 096.03-1-70</p>	<p>Allison Fedyk 1404 Salt Road Webster, NY 14580</p>	<p>\$300</p>
<p>Map 30 Parcel 1 PE 2,700 sf Parcel 2 TE 1,500 sf 1403 Salt Road T.A. # 095.04-1-45</p>	<p>Ricky Trottier Barbara Trottier 1403 Salt Road Webster, NY 14580</p>	<p>\$3,900</p>
<p>Map 31 Parcel 1 PE 3,580 sf Parcel 2 TE 1,728 sf 1401 Salt Road T.A. # 095.04-1-44</p>	<p>Daniel A. Hyman 1401 Salt Road Webster, NY 14580</p>	<p>\$5,400</p>
<p>Map 32 Parcel(s) 1, 2, & 3 Parcel 1 PE 240 sf Parcel 2 PE 240 sf Parcel 3 TE 1,920 sf 1401 Salt Road T.A. # 096.03-1-69.21</p>	<p>Joseph J. Scofero Kimberly A. Scofero 1402 Salt Road Webster, NY 14580</p>	<p>\$1,100</p>
<p>Map 33 Parcel(s) 1, 2, & 3 Parcel 1 PE 1,456 sf Parcel 2 PE 956 sf Parcel 3 TE 507 sf 1391 Salt Road T.A. # 095.04-1-43</p>	<p>North East Joint Fire District P.O. Box 361 Webster, NY 14580</p>	<p>\$1,700</p>
<p>Map 34 Parcel(s) 1, 2, 3 Parcel 1 PE 240 sf Parcel 2 TE 1,392 sf Parcel 3 TE 577 1396 Salt Road T.A. # 096.03-1-69.12</p>	<p>Joseph Scofero Paula A. Scofero 1402 Salt Road Webster, NY 14580</p>	<p>\$550</p>
<p>Map 35 Parcel 1 PE 4,150 sf 1590 Kennedy Road T.A. # 110.02-1-22.31</p>	<p>James Wilbert 1515 Salt Road Penfield, NY 14526</p>	<p>\$400</p>

23.4

Map 36
Parcel 1 PE 392 sf
Parcel 2 TE 1,47 SF
1623 Plank Road
T.A. # 096.03-1-69.1

Devin A. Muha
Molly Muha
1623 Plank Road
Webster, NY 14580

\$210

Section 2. Funding for these acquisitions, consistent with authorized uses, is available in capital fund 1910 and in any other fund(s) created for the same intended purpose.

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

Transportation Committee; June 29, 2022 - CV: 7-0
Ways and Means Committee; June 29, 2022 - CV: 11-0
File No. 22-0211

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Dondorfer and Delehanty

Intro. No. ____

RESOLUTION NO. ____ OF 2022

AUTHORIZING CREATION OF ONE NEW POSITION IN PUBLIC SAFETY DEPARTMENT OFFICE OF PROBATION-COMMUNITY CORRECTIONS AND ONE NEW POSITION IN DISTRICT ATTORNEY'S OFFICE IN ORDER TO IMPLEMENT UNITED STATES JUSTICE DEPARTMENT'S SWIFT, CERTAIN, AND FAIR SUPERVISION PROGRAM; AND AUTHORIZING AGREEMENT WITH CITY OF ROCHESTER POLICE DEPARTMENT AND OTHER COMMUNITY PARTNERS TO CARRY OUT THE SWIFT, CERTAIN AND FAIR SUPERVISION HOPE GRANT IN MONROE COUNTY

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 create one (1) new Senior Probation Officer, Group 16, in the Public Safety Department Office of Probation-Community Corrections and the creation of one (1) new Senior Assistant District Attorney, Group 20, in the District Attorney's Office in order to implement the United States Justice Department's Swift, Certain, and Fair Supervision Program.

Section 2. The County Executive, or his designee, is hereby authorized to enter into an agreement with the City of Rochester Police Department, New York State Supreme Court, the Center for Public Safety Initiatives at Rochester Institute of Technology, and other municipal and community entities to carry out the Swift, Certain and Fair Supervision HOPE Grant in Monroe County.

Section 3. Funding for these positions is included in the 2022 operating budget of the Public Safety Department Office of Probation-Community Corrections, general funds 9001 and 9300, funds center 2403050000, Central Services Division and the District Attorney's Office, general fund 9001, funds center 2509010000, Special Investigations Bureau.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the 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 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; June 29, 2022 - CV: 9-0
Ways and Means Committee; June 29, 2022 - CV: 11-0
File No. 22-0212

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Milne and Delehanty

Intro. No. _____

RESOLUTION NO. _____ OF 2022

AMENDING 2022-2027 CAPITAL IMPROVEMENT PROGRAM INCREASING FUNDING FOR PROJECT ENTITLED "FRIENDSHIP PLACE" AT MONROE COMMUNITY HOSPITAL

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

Section 1. The 2022-2027 Capital Improvement Program is hereby amended to increase funding for the project entitled "Friendship Place" in the amount of \$1,110,500, from \$0 to \$1,110,500 for a total project authorization of \$1,386,333.

Section 2. Funding for this project, consistent with authorized uses, will be available in capital fund 2039 once the additional financing authorization requested herein is approved, and in any capital fund(s) created for the same intended purpose.

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

Human Services Committee; June 29, 2022 - CV: 8-0
Ways and Means Committee; June 29, 2022 - CV: 11-0
File No. 22-0213

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Milne and Delehanty

Intro. No. ____

RESOLUTION NO. ____ OF 2022

BOND RESOLUTION DATED JULY 12, 2022

RESOLUTION AUTHORIZING THE ISSUANCE OF \$1,110,500 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE COSTS OF THE FRIENDSHIP PLACE PROJECT, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF \$1,386,333.

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. For the object or purpose of financing costs of the Friendship Place Project, in and for the County of Monroe, New York (the "County"), consisting of various improvements to the dementia care unit at Monroe Community Hospital, there are hereby authorized to be issued \$1,110,500 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of an additional \$1,110,500 to pay the cost of the aforesaid specific object or purpose (\$275,833 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid specific object or purpose is twenty-five (25) years, pursuant to subdivision 12(a)(1) of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is \$1,386,333, and the plan for the financing thereof is by the expenditure of \$275,833 previously appropriated therefor pursuant to Resolution No. 245 of 2021, dated July 13, 2021, and by the issuance of \$1,110,500 bonds of said County herein authorized, provided, however, that to the extent any state and/or federal aid and/or grant and/or gift is received for the aforesaid purpose, the County Executive, or his designee, is hereby authorized to accept and shall use such funds to redeem any outstanding indebtedness incurred for such purpose or apply it, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance - Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance - Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance - Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance - Chief Financial Officer, consistent with the provisions of the Local

Finance Law. The Director of Finance - Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance - Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance - Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance - Chief Financial Officer. The Director of Finance - Chief Financial Officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance - Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution, may be contested only if:

- 1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and

an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

- 3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to publish this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner prescribed by Section 81.00 of the Local Finance Law.

26.3

Human Services Committee; June 29, 2022 - CV: 8-0
Ways and Means Committee; June 29, 2022 - CV: 11-0
File No. 22-0213.br

ADOPTION: Date: _____

Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Delehanty and Marianetti

Intro. No. _____

RESOLUTION NO. _____ OF 2022

**AUTHORIZING SETTLEMENT OF LAWSUIT IN NEW YORK STATE SUPREME COURT,
MONROE COUNTY, INDEX NO. I2014011911**

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

Section 1. The Legislature hereby authorizes the settlement of the lawsuit for \$30,000.

Section 2. The County Executive, or his designee, is hereby authorized to execute and deliver any and all documents necessary to effectuate such settlement.

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

Ways and Means Committee; June 29, 2022 - CV: 11-0
File No. 22-0214

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Delehanty and Marianetti

Intro. No. _____

RESOLUTION NO. _____ OF 2022

**AUTHORIZING SETTLEMENT OF LAWSUIT IN NEW YORK STATE SUPREME COURT,
MONROE COUNTY, INDEX NO. E2018008332**

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

Section 1. The Legislature hereby authorizes the settlement of the lawsuit for \$25,000.

Section 2. The County Executive, or his designee, is hereby authorized to execute and deliver any and all documents necessary to effectuate such settlement.

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

Ways and Means Committee; June 29, 2022 - CV: 11-0
File No. 22-0215

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

29.

By Legislators Delehanty and Marianetti

Intro. No. _____

RESOLUTION NO. _____ OF 2022

AMENDING 2022 OPERATING BUDGET TO ADD \$5.00 ADMISSION FOR VETERANS AT SENECA PARK ZOO

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

Section 1. The 2022 Operating Budget, Seneca Park Zoo Fees is hereby amended to add \$5.00 admission for Veterans, together with \$5.00 admission for one (1) guest present with such Veteran, during all normal operating hours.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; June 29, 2022 - CV: 11-0
File No. 22-0219

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Delehanty and Marianetti

Intro. No. ____

MOTION NO. ____ OF 2022

PROVIDING THAT RESOLUTION (INTRO NO. 23 OF 2022), ENTITLED "AMENDING 2022 OPERATING BUDGET TO ADD \$5.00 ADMISSION FOR VETERANS AT SENECA PARK ZOO" BE AMENDED

Be It Moved, that Intro No. ____ of 2022, be amended as follows:

Section 1. The 2022 Operating Budget, Seneca Park Zoo Fees is hereby amended to add \$5.00 admission for Veterans, together with \$5.00 admission for ~~one (1)~~ three (3) guests present with such Veteran, during all normal operating hours.

File No. 22-0219

ADOPTION: Date: _____ Vote: _____

Added Language is underlined
Deleted Language is ~~stricken~~

By Legislators Brew, Roman, Keller, Smith, DiFlorio, Allkofer, Milne, Marianetti, Johns, Dondorfer, Maffucci, Delehanty, Yudelson, Hebert, Long, Vecchio, Taylor, Baynes, Colby, Vazquez Simmons, Hasman, Delvecchio Hoffman and Frazier

Intro. No. ____

MOTION NO. ____ OF 2022

PROVIDING THAT RESOLUTION (INTRO NO. ____ OF 2022) ENTITLED “AMENDING 2022 OPERATING BUDGET TO ADD \$5.00 ADMISSION FOR VETERANS AT SENECA PARK ZOO” BE ADOPTED AS AMENDED

BE IT MOVED, that Resolution (Intro. No. ____ of 2022), entitled “AMENDING 2022 OPERATING BUDGET TO ADD \$5.00 ADMISSION FOR VETERANS AT SENECA PARK ZOO” be adopted as amended.

File No. 22-0219

ADOPTION: Date: _____ Vote: _____

By Legislators Brew, Roman, Keller, Smith, DiFlorio, Allkofer, Milne, Marianetti, Johns, Dondorfer, Maffucci, Delehanty, Yudelson, Hebert, Long, Vecchio, Taylor, Baynes, Colby, Vazquez Simmons, Hasman, Delvecchio Hoffman and Frazier

Intro. No. ____

RESOLUTION NO. ____ OF 2022
(As Amended By Motion No. ____ of 2022)

AMENDING 2022 OPERATING BUDGET TO ADD \$5.00 ADMISSION FOR VETERANS AT SENECA PARK ZOO

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

Section 1. The 2022 Operating Budget, Seneca Park Zoo Fees is hereby amended to add \$5.00 admission for Veterans, together with \$5.00 admission for three (3) guests present with such Veteran, during all normal operating hours.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; June 29, 2022 - CV: 11-0
File No. 22-0219

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Hebert, Dondorfer and Delehanty

Intro. No. ____

RESOLUTION NO. ____ OF 2022

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH ONTARIO COUNTY FOR MONROE COUNTY JAIL TO ACCEPT AND MAINTAIN CUSTODY OF INMATES FROM ONTARIO COUNTY JAIL

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 an intermunicipal agreement, and any amendments thereto, with Ontario County for Monroe County to accept and maintain custody of Ontario County inmates at a daily rate of \$122.13 per inmate for the period of June 20, 2022 through June 19, 2023.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Intergovernmental Relations Committee; June 27, 2022 - CV: 8-0

Public Safety Committee; June 29, 2022 - CV: 8-1

Ways and Means Committee; June 29, 2022 - CV: 11-0

File No. 22-0221

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Allkofer and Delehanty

Intro. No. ____

RESOLUTION NO. ____ OF 2022

APPROVING MONROE COMMUNITY COLLEGE'S 2022-2023 OPERATING BUDGET

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

Section 1. The operating budget for the fiscal year September 1, 2022 through August 31, 2023, in the amount of \$109,440,000 and a sponsor contribution by the County of Monroe in the amount of \$20,380,000, is hereby approved.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No. 22-0246

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators Allkofer and Delehanty

Intro. No. ____

MOTION NO. ____ OF 2022

PROVIDING THAT RESOLUTION (INTRO. NO. ____ OF 2022) ENTITLED "APPROVING MONROE COMMUNITY COLLEGE'S 2022-2023 OPERATING BUDGET," BE TABLED

BE IT MOVED, that Resolution (Intro. No. ____ of 2022), entitled, "APPROVING MONROE COMMUNITY COLLEGE'S 2022-2023 OPERATING BUDGET," be tabled.

File No. 22-0246

ADOPTION: Date: _____ Vote: _____

By Legislators Allkofer and Delehanty

Intro. No. ____

RESOLUTION NO. ____ OF 2022

FIXING PUBLIC HEARING ON RESOLUTION (INTRO. NO. ____ OF 2022) ENTITLED "APPROVING MONROE COMMUNITY COLLEGE'S 2022-2023 OPERATING BUDGET"

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

Section 1. That there will be a public hearing at 6:00 P.M. on the 26th day of July, 2022, in the Legislative Chambers in the County Office Building, Rochester, New York on Resolution (Intro. No. ____ of 2022), entitled "APPROVING MONROE COMMUNITY COLLEGE'S 2022-2023 OPERATING BUDGET" before a joint meeting of the Recreation and Education and Ways and Means Committees of the Monroe County Legislature.

Section 2. The Clerk of the Legislature is directed to give notice of the time and place of this public hearing, and a description of the proposed resolution, to the news media within the County, and shall conspicuously post a copy of said notice in the office of the Clerk at least five days before said hearing. In addition, the Clerk shall cause said notice to be published once in the official newspaper of general circulation within the County at least five days before said hearing.

Section 3. This resolution shall take effect immediately.

Matter of Urgency
File No. 22-0246

ADOPTION: Date: _____ Vote: _____

By Legislators Delehanty and Marianetti

Intro. No. _____

RESOLUTION NO. _____ OF 2022

AMENDING RESOLUTION 206 OF 2020, STANDARD WORK DAY AND REPORTING RESOLUTION FOR COUNTY ELECTED AND APPOINTED OFFICIALS FOR RETIREMENT CREDIT PURPOSES

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

Section 1. Section 1 of Resolution 206 of 2020 is hereby amended to read as follows:

The County of Monroe hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body:

Title	Name	Standard Work Day (Hrs/day)	Term Begins/Ends	Participates in Employer's Time Keeping System (Y/N)	Days/Month (based on Record of Activities)
Elected Officials					
County Executive	Adam J. Bello	8	1/2020-12/2023	N	26.80
County Clerk	Jamie Romeo	8	2/2020-12/2020 1/2021-12/2024	N	21.02
District Attorney	Sandra Doorley	8	1/2020-12/2023	N	28.53
Sheriff	Todd K. Baxter	8	1/2018-12/2021 1/2022-12/2025	N	N/A*
County Legislator, 1 st District	R. Edwin Wilt	6	1/2020-12/2021 1/2020-8/2/2021	N	N/A*
County Legislator, 1st District	G. Blake Keller	6	8/2/2021-12/2021 1/2022-12/2023	N	N/A*
County Legislator, 2 nd District	Jackie Smith	6	1/2020-12/2023 1/2020-12/2021 1/2022-12/2023	N	8.25
County Legislator, 3 rd District	Tracy DiIorio	6	1/2020-12/2021 1/2022-12/2023	N	10.58
County Legislator, 4 th District	Frank X. Allkofer	6	1/2020-12/2021 1/2022-12/2023	N	N/A*
County Legislator, 5th District	Karla Boyce	6	1/2020-12/2021	N	5.67
County Legislator, 5th District	Richard B. Milne	6	1/2022-12/2023	N	7.39
County Legislator, 6th District	Fred Anello	6	1/2020-12/2021	N	5.16
County Legislator, 6th District	Sean McCabe	6	1/2022-12/2023	N	N/A*
County Legislator, 7 th District	Brian Marianetti	6	1/2020-12/2021 1/2022-12/2023	N	8.11 7.31
County Legislator, 8 th District	Matthew Terp	6	1/2020-12/2021 1/2020-8/11/2021 1/2022-4/12/2022	N	5.47
County Legislator, 8th District	Jennifer Wright	6	8/12/2021- 12/2021	N	4.89
County Legislator, 8th District	Mark Johns	6	1/13/2022- 12/2022	N	N/A*
County Legislator, 9 th District	Paul Dondorfer	6	1/2020-12/2023 1/2020-12/2021 1/2022-12/2023	N	7.09
County Legislator, 10 th District	Howard S. Maffucci	6	1/2020-12/2021 1/2022-12/2023	N	N/A*

County Legislator, 11 th District	Sean Delehanty	6	1/2020-12/2021 1/2022-12/2023	N	12.94 12.83
County Legislator, 12 th District	Steve Brew	6	1/2020-12/2021 1/2022-12/2023	N	11.28 23.61
County Legislator, 13 th District	Michael Yudelson	6	1/2020-12/2021 1/2022-12/2023	N	N/A*
County Legislator, 14th District	Justin F. Wilson	6	1/2020-12/2021	N	7.4
County Legislator, 14 th District	Susan Hughes-Smith	6	1/2022-12/2023	N	N/A*
County Legislator, 15 th District	George J. Hebert	6	1/2020-12/2021 1/2022-12/2023	N	17.14
County Legislator, 16th District	Joseph L. Carbone	6	1/2020-12/2021	N	11.17
County Legislator, 16 th District	David Long	6	1/2022-12/2023	N	N/A*
County Legislator, 17th District	Joseph D. Morelle, Jr.	6	1/2020-12/2021	N	6.39
County Legislator, 17 th District	Maria Vecchio	6	1/2022-12/2023	N	5.82
County Legislator, 18 th District	John B. Baynes	6	1/2020-12/2021 1/2022-12/2023	N	11.46
County Legislator, 19 th District	Kathleen A. Taylor	6	1/2020-12/2021 1/2022-12/2023	N	N/A*
County Legislator, 20 th District	Mike Zale	6	1/2020-12/2021 1/2020-9/28/2020	N	11.06
County Legislator, 20 th District	Robert J. Colby	6	10/8/2020- 12/2021 1/2022-12/2023	N	N/A*
County Legislator, 21 st District	Rachel Barnhart	6	1/2020-12/2021 1/2022-12/2023	N	10.03
County Legislator, 22nd District	Vincent R. Felder	6	1/2020-12/2021	N	9.77
County Legislator, 22 nd District	Mercedes Vazquez Simmons	6	1/2022-12/2023	N	17.94
County Legislator, 23 rd District	Linda Hasman	6	1/2020-12/2021 1/2022-12/2023	N	N/A*
County Legislator, 24th District	Joshua P. Bauroth	6	1/2020-12/2021	N	10.03
County Legislator, 24 th District	Albert Blankley	6	1/2022-12/2023	N	N/A*
County Legislator, 25th District	John Lightfoot	6	1/2020-3/2020	N	2.96
County Legislator, 25 th District	Calvin Lee, Jr.	6	1/2020-12/2020 1/2021-12/2021	N	N/A*
County Legislator, 25 th District	Carolyn Delvecchio Hoffman	6	1/2022-12/2023	N	18.56
County Legislator, 26 th District	Yversha M. Roman	6	1/2020-12/2021 1/2022-12/2023	N	N/A*** 4.08 8.00
County Legislator, 27 th District	Sabrina A. LaMar	6	5/2019-12/2019 1/2020-12/2021 1/2022-12/2023	N	5.06 10.51
County Legislator, 28th District	Frank Keophetlasy	6	1/2020-12/2021	N	3.92
County Legislator, 28 th District	Ricky Frazier	6	1/2022-12/2023	N	6.20
County Legislator, 29th District	Ernest S. Flagler-Mitchell	6	1/2020-12/2021	N	7.75
County Legislator, 29 th District	William Burgess	6	1/2022-12/2023	N	6.88
Appointed Officials					
Legislative Counsel	Patrick Paradyjak	6	1/2021-12/2021** 1/2022-12/2023**	N	2.45

* Elected Official/Legislator has opted out of receiving retirement credits to which he/she is entitled.

** Term is listed solely to comply with 2 NYCRR §315.4.

*** Elected Official/Legislator opted in to receiving retirement credits to which he/she is entitled, but did not complete a Record of Activities as required in 2 NYCRR §315.4.

Section 2. The Clerk of the Legislature is hereby directed to post the Resolution on the County website for thirty (30) days after its adoption.

Section 3. The Clerk of the Legislature is hereby directed to file a certified copy of this Resolution with the Office of the State Comptroller within fifteen (15) days after the public posting period has ended.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No. 22-0247

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

Added language is underlined
Deleted language is ~~stricken~~

By Legislators Johns and Brew

Intro. No. _____

RESOLUTION NO. ____ OF 2022

AMENDING RESOLUTION 79 OF 2022, ENTITLED "CONFIRMING REAPPOINTMENT AND APPOINTMENT TO MONROE COUNTY WATER AUTHORITY," TO CORRECT APPOINTMENT TERMS AND CONFIRMING APPOINTMENTS TO THE MONROE COUNTY SOIL AND WATER CONSERVATION BOARD

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

Section 1. Section 1 of Resolution 79 of 2022 is amended as follows:

Monroe County Soil and Water Conservation District

- Legislature Majority Caucus Member: The Honorable Steve Brew, for a term to begin immediately and expire on ~~March 8, 2025~~ January 1, 2023.
- Legislature Minority Caucus Member: The Honorable Susan Hughes-Smith, for a term to begin immediately and expire on ~~March 8, 2025~~ January 1, 2023.

Section 2. In accordance with New York State Soil and Conservation Law Article II and Monroe County Resolutions 11 and 90 of 1953, the following appointments, are hereby confirmed:

- Mr. Marc Krieger, 111 Willard Rd., Pittsford, New York 14534, for a term to be effective immediately and expire on January 1, 2025.
- Mr. Rollin Pickering, 960 Thayer Rd., Fairport, New York 14450, for a term to be effective immediately and expire on January 1, 2025.
- Mr. Charles Colby, 265 Colby Street, Spencerport, New York 14459, for a term to be effective immediately and expire on January 1, 2025.

Section 3. This resolution shall take effect immediately.

Matter of Urgency
File No. 22-0248

ADOPTION: Date: _____

Vote: _____

By Legislators Johns and Brew

Intro. No. _____

RESOLUTION NO. ____ OF 2022

CONFIRMING REAPPOINTMENT TO MONROE COUNTY LIBRARY SYSTEM BOARD OF TRUSTEES

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

Section 1. In accordance with Article 5 of the Education Law of New York State and Section C7-4 of the Monroe County Charter, the following appointment to the Board of Trustees of the Monroe County Library System submitted by Legislature President Sabrina LaMar is hereby confirmed:

- Mr. Peter Knapp residing at 782 Bel Arbor Trail, Webster, NY 14580 for a term to be effective immediately and expire on June 30, 2027.

Section 3. This resolution shall take effect immediately.

Matter of Urgency
File No. 22-0249

ADOPTION: Date: _____

Vote: _____

39.

By Legislators Johns and Brew

Intro. No. _____

RESOLUTION NO. ____ OF 2022

CONFIRMING APPOINTMENT TO MONROE COUNTY TRAFFIC SAFETY BOARD

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

Section 1. Pursuant to Article 43, Section 1673 of the Vehicle and Traffic Law and Local Law No. 3 of 1970, the following appointment is hereby confirmed, for a term to be effective immediately and expiring on July 11, 2025.

- Sean McCabe, 95 Helenwood Road, Rochester, NY 14616

Section 3. This resolution shall take effect immediately.

Matter of Urgency
File No. 22-0250

ADOPTION: Date: _____

Vote: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R22-0220.pdf	Referral Letter
▢	Resolution	ITEM_1.pdf	Resolution



Office of the County Executive Monroe County Legislature

June 21, 2022

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

Subject: Enact a Local Law Entitled "Monroe County School Bus Stop Arm Demonstration Program"

Honorable Legislators:

We recommend that Your Honorable Body enact a Local Law to establish a School Bus Stop Arm Demonstration Program in Monroe County.

According to the National Highway Traffic Safety Association ("NHTSA"), the greatest risk to a student is not riding a school bus, but approaching or leaving one. Although passing a school bus that has its red lights flashing and stop-arm extended is illegal in all fifty states, school bus drivers have reported that motorists still illegally pass school buses, placing children at risk for serious if not deadly injury. According to NHTSA study on illegal passing in one state, approximately 3,394 motorists illegally passed a stopped school bus in a single day, meaning in a 180-day school year there would be approximately 611,000 instances of illegal passing.

To successfully combat school bus stop-arm violations, national studies indicate that programs must incorporate education on compliance with the law, effective reporting of violations, and proper enforcement of the law. Monroe County is authorized under Section 1174-a of the New York Vehicle and Traffic Law to adopt a local law establishing a demonstration program that imposes monetary liability on the owner of a vehicle for failure to stop at a school bus displaying a red visual sign and stop arm. The proposed local law would allow the County to develop and implement a comprehensive program to deter vehicle operators from overtaking and passing a stopped school bus and reduce the incidence of possible serious injuries to students, including: (1) installing and operating video monitoring systems on school buses for the purpose of recording violations of vehicles passing school buses, and (2) imposing civil penalties on vehicle owners for violations.

The specific legislative actions required are:

1. Schedule and hold a public hearing on the proposed Local Law.
2. Enact the enclosed Local Law Entitled Monroe County School Bus Stop Arm Demonstration Program.

OFFICIAL FILE COPY
No. <u>220220</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
AGENDA/CHARTER

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c) (31) ("purchase or sale of furnishings, equipment or supplies, including surplus government property, other than the following: land, radioactive material, pesticides, herbicides, or other hazardous materials"); (33) ("adoption of regulations, policies, procedures and local legislative decisions in connection with any action on this list") and (35) ("civil or criminal enforcement proceedings, whether administrative or judicial, including a particular course of action specifically required to be undertaken pursuant to a judgment or order, or the exercise of prosecutorial discretion") and is not subject to further review under the State Environmental Quality Review Act.

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

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

Sincerely,



Adam Bello
Monroe County Executive



Sabrina LaMar
Monroe County Legislature
President



Steve Brew
Monroe County Legislature
Majority Leader



Yversha Roman
Monroe County Legislature
Minority Leader



Blake Keller
Monroe County Legislator
District 1



Jackie Smith
Monroe County Legislator
District 2



Tracy DiFlorio
Monroe County Legislator
District 3



Frank X. Allkofer
Monroe County Legislator
District 4



Richard B. Milne
Monroe County Legislator
District 5



Sean McCabe
Monroe County Legislator
District 6



Brian E. Marianetti
Monroe County Legislator
District 7



Mark Johns
Monroe County Legislator
District 8



Paul Dondorfer
Monroe County Legislator
District 9



Howard Maffucci
Monroe County Legislator
District 10



Sean M. Delehanty
Monroe County Legislator
District 11



Michael Yudelson
Monroe County Legislator
District 13



Susan Hughes-Smith
Monroe County Legislator
District 14



George Hebert
Monroe County Legislator
District 15



David Long
Monroe County Legislator
District 16



Maria Vecchio
Monroe County Legislator
District 17



John B. Baynes
Monroe County Legislator
District 18



Kathleen Taylor
Monroe County Legislator
District 19



Robert Colby
Monroe County Legislator
District 20



Rachel Barnhart
Monroe County Legislator
District 21



Mercedes Vazquez Simmons
Monroe County Legislator
District 22



Linda Hasman
Monroe County Legislator
District 23



Albert Blankley
Monroe County Legislator
District 24



Carolyn Delvecchio Hoffman
Monroe County Legislator
District 25



Ricky Frazier
Monroe County Legislator
District 28



William Burgess
Monroe County Legislator
District 29

By Legislators _____ and _____

Intro No. _____

LOCAL LAW NO. ___ OF 2022

ENACT A LOCAL LAW ENTITLED “MONROE COUNTY SCHOOL BUS STOP ARM DEMONSTRATION PROGRAM”

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

Section 1. A new chapter shall be added to the Monroe County Code entitled “Monroe County School Bus Stop Arm Demonstration Program” and shall read as follows:

§ 1 Definitions. Defined terms used in this local law shall have the same meaning as ascribed to them below:

COUNTY shall mean Monroe County.

SCHOOL BUS PHOTO VIOLATION MONITORING SYSTEM shall mean a device that is capable of operating independently of an enforcement officer which is installed to work in conjunction with a school bus stop-arm and which automatically produces two or more photographs, two or more microphotographs, a videotape or other recorded images of a vehicle at the time it is used or operated in violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law.

SCHOOL DISTRICT shall mean any school district wholly contained within Monroe County except for the Rochester City School District.

§ 2 Program established.

- A. There is hereby established, pursuant to § 1174-a of the New York State Vehicle and Traffic Law, a demonstration program imposing monetary liability on owners of vehicles for failure of the operators thereof to comply with § 1174 of the New York State Vehicle and Traffic Law when meeting a school bus marked and equipped as provided in Subdivisions 20 and 21-c of § 375 of the New York State Vehicle and Traffic Law in the County of Monroe.
- B. To carry out the demonstration program, the County is authorized to enter into an agreement with a school district for the installation, maintenance, and use of school bus photo violation monitoring systems as well as proper handling and custody of data received by the school bus cameras, subject to the provisions of § 1174-a of the New York Vehicle and Traffic Law. Once a school district has entered into an agreement with the County, cameras shall be installed on school buses owned or operated by that school district or privately owned and operated for compensation under a contract with such school district.

§ 3 Cost of program and reports relating thereto.

- A. The total cost to a school district of the installation, maintenance, and use of school bus photo violation monitoring systems pursuant to an agreement authorized by this local law shall be borne entirely by the County.
- B. A school district shall provide any information necessary or desirable to the County in order to meet its reporting requirements under § 1174-a of the Vehicle and Traffic Law.
- C. Pursuant to § 1174-a (a)(3)(i) of the Vehicle and Traffic Law, any school district participating in the demonstration program shall be prohibited from accessing any photographs, microphotographs, videotapes, other recorded images and data from school bus photo violation monitoring systems but shall provide, pursuant to the agreement with the County, as provided in this local law, for the proper handling and custody of such photographs, microphotographs, videotapes, other recorded images and data produced by such systems, and for the forwarding of such photographs, microphotographs, videotapes, other recorded images and data to the County for the purpose of determining whether a motor vehicle was operated in violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law and imposing monetary liability on the owner of such motor vehicle therefor.
- D. Photographs, microphotographs, videotapes, other recorded images and data produced by school bus photo violation monitoring systems shall be destroyed (a) 90 days after the date of the alleged imposition of liability if a notice of liability is not issued for such alleged imposition of liability pursuant to this local law, or (b) upon final disposition of a notice of liability issued pursuant to this local law.
- E. The County shall adopt and enforce measures to protect the privacy of drivers, passengers, pedestrians and cyclists whose identity and identifying information may be captured by a school bus photo monitoring device. Such measures shall include:
 - a. Utilization of necessary technologies to ensure, to the extent practicable, that photographs produced by such school photo violation monitoring systems shall not include images that identify the driver, the passengers, the contents of the vehicle, pedestrians and cyclists; provided, however, that no notice of liability issued pursuant to this section shall be dismissed solely because a photograph or photographs allow for the identification of the contents of a vehicle, provided that the County has made a reasonable effort to comply with the provisions of this subsection;
 - b. A prohibition of the use or dissemination of vehicles' license plate information and other information and images captured by school bus photo violation monitoring systems except: (a) as required to establish liability under this section or collect payment of penalties; (b) as required by court order; or (c) as otherwise required by law;
 - c. Oversight procedures to ensure compliance with the privacy protection measures required herein.

- F. The County shall undertake the installation of signage in conformance with standards established in the Manual of Uniform Traffic Control Devices. Such signage shall be installed at each roadway entrance of the jurisdictional boundaries of the County giving notice that school bus photo violation monitoring systems are used to enforce restrictions on vehicles violating § 1174 of the New York Vehicle and Traffic Law. For the purposes of this subsection, the term "roadway" shall not include state expressway routes or state interstate routes but shall include controlled-access highway exit ramps that enter the boundaries of the County.

§ 4 Penalties for offenses.

- A. An owner liable for a violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law pursuant to this local law shall be liable for monetary penalties in accordance with the following schedule of fines and penalties:
 - a. \$250 for a first violation;
 - b. \$275 for a second violation committed within 18 months of the first violation;
 - c. \$300 for a third violation or subsequent violation all of which were committed within 18 months from the first violation; and
 - d. An additional penalty of \$25 for each violation for the failure to respond to a notice of liability within the prescribed time period.
- B. An imposition of liability under this local law shall not be deemed a conviction and shall not be made part of the operating record of the person upon whom such liability is imposed nor shall it be used for insurance purposes in the provision of motor vehicle insurance coverage.
- C. All fines and penalties collected pursuant to this local law shall be deposited with the County of Monroe County Finance Department.

§ 5 Notice of liability.

- A. A notice of liability shall be sent as provided by state law by first-class mail to each person alleged to be liable as an owner for a violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law. Personal delivery on the owner shall not be required. A manual or automatic record of mailing prepared in the ordinary course of business shall be prima facie evidence of the facts contained therein. The notice of liability shall be prepared and mailed by the County, or by any other entity authorized by the County.
- B. A notice of liability shall contain the name and address of the person alleged to be liable as an owner for a violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law, the registration number of the vehicle involved in such violation, the location where such violation took place, the date and time of such violation and the identification number of the camera which recorded the violation or other document locator number.
- C. A notice of liability shall contain information advising the person charged of the manner and the time in which he or she may contest the liability alleged in the notice. Such notice of liability shall also contain a warning to advise the persons charged that failure to contest in the manner and time provided shall be deemed an admission of liability and that a default judgment may be entered thereon.

- D. A notice of liability may contain such other information as the entity causing such notice of liability to be mailed deems appropriate to communicate the law, and the adjudicatory process if the addressee of the notice wishes to contest the notice of liability.

§ 6 Owner liability.

- A. The owner of a vehicle shall be liable for a penalty imposed pursuant to this local law if such vehicle was used or operated with the permission of the owner, express or implied, in violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law and such violation is evidenced by information obtained from a school bus photo violation monitoring system; provided, however, that no owner of a vehicle shall be liable for a penalty imposed pursuant to this local law where the operator of such vehicle has been convicted of the underlying violation of Subdivision (a) of § 1174 of the New York State Vehicle and Traffic Law. For purpose of (i) this section; and (ii) this local law, there shall be a presumption that such vehicle was used and operated with the consent of the owner at the time it was used and operated in violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law.
- B. If the owner receives a notice of liability pursuant to this local law for any time period during which the vehicle was reported to the police as having been stolen, it shall be a valid defense to an allegation of liability for a violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law pursuant to this local law that the vehicle had been reported to the police as stolen prior to the time the violation occurred and had not been recovered by such time. For purposes of asserting the defense provided by this subsection, it shall be sufficient that a certified copy of the police report on the stolen vehicle be sent or delivered to a court of competent jurisdiction or parking violations bureau having jurisdiction where any contested notice of liability would otherwise be determined.
- C. An owner who is a lessor of a vehicle to which a notice of liability was issued pursuant to this local law shall not be liable for the violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law, provided that he or she complies with the provisions of § 1174-a of the New York Vehicle and Traffic Law and otherwise sends to the Court of competent jurisdiction, or other adjudicatory bureau or agency of competent jurisdiction, a copy of the rental, lease or other such contract document covering such vehicle on the date of the violation, with the name and address of the lessee clearly legible, within 37 days after receiving notice from the agency or entity which caused such notice of liability to be issued, together with the information contained in the original notice of liability. Failure to send such information within the 37-day time period shall render the owner liable for the penalty prescribed by this local law. Where the lessor complies with the provisions of this subsection, the lessee of such vehicle for purposes of this section, shall be deemed to be the owner of such vehicle on the date of such violation for the purposes of this section, shall be subject to liability for the violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law pursuant to this local law and shall be sent a notice of liability pursuant to § 4 of this local law.

- D. A certificate, sworn to or affirmed by a technician employed by the County, or a facsimile thereof, upon inspection of photographs, microphotographs, videotapes, other recorded images produced by a school bus photo violation monitoring system, shall be prima facie evidence of the facts contained therein. Any photographs, microphotographs, videotapes, other recorded images evidencing such a violation shall be available for inspection in any proceeding to adjudicate the liability for such violation.
- E. It shall be a defense to any prosecution for or allegation of a violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law pursuant to this local law that such school bus stop-arms were malfunctioning at the time of the alleged violation.

§ 7 Adjudication of liability. Liability pursuant to the demonstration program established hereunder shall be imposed upon owners by the Court of competent jurisdiction in the County of Monroe or in another manner pursuant to the New York State Vehicle and Traffic Law.

§ 8 Action for indemnification. If the owner held liable for a violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law pursuant to this local law was not the operator of the vehicle at the time of the violation, the owner may maintain an action for indemnification against the operator.

§ 9 Reporting requirements.

- A. The County shall develop and cause to be submitted an annual report on the results of the use of a school bus photo violation monitoring system to the Governor, the temporary president of the Senate and the speaker of the Assembly on or before June 1 of each year in which the demonstration program is operable. Such report shall include any information required by § 1174-a(m) of the New York Vehicle and Traffic Law to be included as a result of the enactment of this local law.
- B. Pursuant to the requirements of § 1174-a of the New York State Vehicle and Traffic Law, courts, bureaus, and agencies conducting adjudications as a result of this local law shall report at least annually to the County on the quality of the adjudication process and its results including the total number of hearings scheduled, rescheduled, and held; the total number of persons scheduled for such hearings; the total number of cases where fines were paid on or before the hearing date; and the total number of default judgments entered.

Section 2. If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 3. This local law shall take effect in accordance with the provisions of the Municipal Home Rule Law and the Monroe County Charter.

_____ Committee; _____, 2022 - CV:
File No. 22-____.LL

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF LOCAL LAW: _____

By Legislators Johns and Brew

Intro No. ____

LOCAL LAW NO. __ OF 2022

ENACT A LOCAL LAW ENTITLED “MONROE COUNTY SCHOOL BUS STOP ARM DEMONSTRATION PROGRAM”

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

Section 1. A new chapter shall be added as Chapter 341 of the Monroe County Code entitled “Monroe County School Bus Stop Arm Demonstration Program” and shall read as follows:

§ 1 Definitions. Defined terms used in this local law shall have the same meaning as ascribed to them below:

COUNTY shall mean Monroe County.

SCHOOL BUS PHOTO VIOLATION MONITORING SYSTEM shall mean a device that is capable of operating independently of an enforcement officer which is installed to work in conjunction with a school bus stop-arm and which automatically produces two or more photographs, two or more microphotographs, a videotape or other recorded images of a vehicle at the time it is used or operated in violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law.

SCHOOL DISTRICT shall mean any school district wholly contained within Monroe County except for the Rochester City School District.

§ 2 Program established.

- A. There is hereby established, pursuant to § 1174-a of the New York State Vehicle and Traffic Law, a demonstration program imposing monetary liability on owners of vehicles for failure of the operators thereof to comply with § 1174 of the New York State Vehicle and Traffic Law when meeting a school bus marked and equipped as provided in Subdivisions 20 and 21-c of § 375 of the New York State Vehicle and Traffic Law in the County of Monroe.
- B. To carry out the demonstration program, the County is authorized to enter into an agreement with a school district for the installation, maintenance, and use of school bus photo violation monitoring systems as well as proper handling and custody of data received by the school bus cameras, subject to the provisions of § 1174-a of the New York Vehicle and Traffic Law. Once a school district has entered into an agreement with the County, cameras shall be installed on school buses owned or operated by that school district or privately owned and operated for compensation under a contract with such school district.

§ 3 Cost of program and reports relating thereto.

- A. The total cost to a school district of the installation, maintenance, and use of school bus photo violation monitoring systems pursuant to an agreement authorized by this local law shall be borne entirely by the County.
- B. A school district shall provide any information necessary or desirable to the County in order to meet its reporting requirements under § 1174-a of the Vehicle and Traffic Law.
- C. Pursuant to § 1174-a (a)(3)(i) of the Vehicle and Traffic Law, any school district participating in the demonstration program shall be prohibited from accessing any photographs, microphotographs, videotapes, other recorded images and data from school bus photo violation monitoring systems but shall provide, pursuant to the agreement with the County, as provided in this local law, for the proper handling and custody of such photographs, microphotographs, videotapes, other recorded images and data produced by such systems, and for the forwarding of such photographs, microphotographs, videotapes, other recorded images and data to the County for the purpose of determining whether a motor vehicle was operated in violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law and imposing monetary liability on the owner of such motor vehicle therefor.
- D. Photographs, microphotographs, videotapes, other recorded images and data produced by school bus photo violation monitoring systems shall be destroyed (a) 90 days after the date of the alleged imposition of liability if a notice of liability is not issued for such alleged imposition of liability pursuant to this local law, or (b) upon final disposition of a notice of liability issued pursuant to this local law.
- E. The County shall adopt and enforce measures to protect the privacy of drivers, passengers, pedestrians and cyclists whose identity and identifying information may be captured by a school bus photo monitoring device. Such measures shall include:
 - a. Utilization of necessary technologies to ensure, to the extent practicable, that photographs produced by such school photo violation monitoring systems shall not include images that identify the driver, the passengers, the contents of the vehicle, pedestrians and cyclists; provided, however, that no notice of liability issued pursuant to this section shall be dismissed solely because a photograph or photographs allow for the identification of the contents of a vehicle, provided that the County has made a reasonable effort to comply with the provisions of this subsection;
 - b. A prohibition of the use or dissemination of vehicles' license plate information and other information and images captured by school bus photo violation monitoring systems except: (a) as required to establish liability under this section or collect payment of penalties; (b) as required by court order; or (c) as otherwise required by law;
 - c. Oversight procedures to ensure compliance with the privacy protection measures required herein.

- F. The County shall undertake the installation of signage in conformance with standards established in the Manual of Uniform Traffic Control Devices. Such signage shall be installed at each roadway entrance of the jurisdictional boundaries of the County giving notice that school bus photo violation monitoring systems are used to enforce restrictions on vehicles violating § 1174 of the New York Vehicle and Traffic Law. For the purposes of this subsection, the term "roadway" shall not include state expressway routes or state interstate routes but shall include controlled-access highway exit ramps that enter the boundaries of the County.

§ 4 Penalties for offenses.

- A. An owner liable for a violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law pursuant to this local law shall be liable for monetary penalties in accordance with the following schedule of fines and penalties:
- a. \$250 for a first violation;
 - b. \$275 for a second violation committed within 18 months of the first violation;
 - c. \$300 for a third violation or subsequent violation all of which were committed within 18 months from the first violation; and
 - d. An additional penalty of \$25 for each violation for the failure to respond to a notice of liability within the prescribed time period.
- B. An imposition of liability under this local law shall not be deemed a conviction and shall not be made part of the operating record of the person upon whom such liability is imposed nor shall it be used for insurance purposes in the provision of motor vehicle insurance coverage.
- C. All fines and penalties collected pursuant to this local law shall be deposited with the County of Monroe County Finance Department.

§ 5 Notice of liability.

- A. A notice of liability shall be sent as provided by state law by first-class mail to each person alleged to be liable as an owner for a violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law. Personal delivery on the owner shall not be required. A manual or automatic record of mailing prepared in the ordinary course of business shall be prima facie evidence of the facts contained therein. The notice of liability shall be prepared and mailed by the County, or by any other entity authorized by the County.
- B. A notice of liability shall contain the name and address of the person alleged to be liable as an owner for a violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law, the registration number of the vehicle involved in such violation, the location where such violation took place, the date and time of such violation and the identification number of the camera which recorded the violation or other document locator number.
- C. A notice of liability shall contain information advising the person charged of the manner and the time in which he or she may contest the liability alleged in the notice. Such notice of liability shall also contain a warning to advise the persons charged that failure to contest in the manner

and time provided shall be deemed an admission of liability and that a default judgment may be entered thereon.

- D. A notice of liability may contain such other information as the entity causing such notice of liability to be mailed deems appropriate to communicate the law, and the adjudicatory process if the addressee of the notice wishes to contest the notice of liability.

§ 6 Owner liability.

- A. The owner of a vehicle shall be liable for a penalty imposed pursuant to this local law if such vehicle was used or operated with the permission of the owner, express or implied, in violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law and such violation is evidenced by information obtained from a school bus photo violation monitoring system; provided, however, that no owner of a vehicle shall be liable for a penalty imposed pursuant to this local law where the operator of such vehicle has been convicted of the underlying violation of Subdivision (a) of § 1174 of the New York State Vehicle and Traffic Law. For purpose of (i) this section; and (ii) this local law, there shall be a presumption that such vehicle was used and operated with the consent of the owner at the time it was used and operated in violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law.
- B. If the owner receives a notice of liability pursuant to this local law for any time period during which the vehicle was reported to the police as having been stolen, it shall be a valid defense to an allegation of liability for a violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law pursuant to this local law that the vehicle had been reported to the police as stolen prior to the time the violation occurred and had not been recovered by such time. For purposes of asserting the defense provided by this subsection, it shall be sufficient that a certified copy of the police report on the stolen vehicle be sent or delivered to a court of competent jurisdiction or parking violations bureau having jurisdiction where any contested notice of liability would otherwise be determined.
- C. An owner who is a lessor of a vehicle to which a notice of liability was issued pursuant to this local law shall not be liable for the violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law, provided that he or she complies with the provisions of § 1174-a of the New York Vehicle and Traffic Law and otherwise sends to the Court of competent jurisdiction, or other adjudicatory bureau or agency of competent jurisdiction, a copy of the rental, lease or other such contract document covering such vehicle on the date of the violation, with the name and address of the lessee clearly legible, within 37 days after receiving notice from the agency or entity which caused such notice of liability to be issued, together with the information contained in the original notice of liability. Failure to send such information within the 37-day time period shall render the owner liable for the penalty prescribed by this local law. Where the lessor complies with the provisions of this subsection, the lessee of such vehicle for purposes of this section, shall be deemed to be the owner of such vehicle on the date of such violation for the purposes of this section, shall be subject to liability for the violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law pursuant to this local law and shall be sent a notice of liability pursuant to § 4 of this local law.

- D. A certificate, sworn to or affirmed by a technician employed by the County, or a facsimile thereof, upon inspection of photographs, microphotographs, videotapes, other recorded images produced by a school bus photo violation monitoring system, shall be prima facie evidence of the facts contained therein. Any photographs, microphotographs, videotapes, other recorded images evidencing such a violation shall be available for inspection in any proceeding to adjudicate the liability for such violation.
- E. It shall be a defense to any prosecution for or allegation of a violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law pursuant to this local law that such school bus stop-arms were malfunctioning at the time of the alleged violation.

§ 7 Adjudication of liability. Liability pursuant to the demonstration program established hereunder shall be imposed upon owners by the Court of competent jurisdiction in the County of Monroe or in another manner pursuant to the New York State Vehicle and Traffic Law.

§ 8 Action for indemnification. If the owner held liable for a violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law pursuant to this local law was not the operator of the vehicle at the time of the violation, the owner may maintain an action for indemnification against the operator.

§ 9 Reporting requirements.

- A. The County shall develop and cause to be submitted an annual report on the results of the use of a school bus photo violation monitoring system to the Governor, the temporary president of the Senate and the speaker of the Assembly on or before June 1 of each year in which the demonstration program is operable. Such report shall include any information required by § 1174-a(m) of the New York Vehicle and Traffic Law to be included as a result of the enactment of this local law.
- B. Pursuant to the requirements of § 1174-a of the New York State Vehicle and Traffic Law, courts, bureaus, and agencies conducting adjudications as a result of this local law shall report at least annually to the County on the quality of the adjudication process and its results including the total number of hearings scheduled, rescheduled, and held; the total number of persons scheduled for such hearings; the total number of cases where fines were paid on or before the hearing date; and the total number of default judgments entered.

Section 2. If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 3. This local law shall take effect in accordance with the provisions of the Municipal Home Rule Law and the Monroe County Charter.

Agenda/Charter Committee; June 27, 2022 - CV: 5-0

1.6

File No. 22-0220.LL

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF LOCAL LAW: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Resolution	ITEM_2.pdf	Resolution
▢	Referral	R22-0220.pdf	Referral Letter

By Legislators Johns and Brew

Intro. No. ____

MOTION NO. ____ OF 2022

PROVIDING THAT LOCAL LAW (INTRO. NO. ____ OF 2022) ENTITLED “MONROE COUNTY SCHOOL BUS STOP ARM DEMONSTRATION PROGRAM”, BE TABLED

BE IT MOVED, that Local Law (Intro. No. ____ of 2022) entitled “Monroe County School Bus Stop Arm Demonstration Program”, be tabled.

File No. 22-0220.LL

ADOPTION: Date: _____ Vote: _____



Office of the County Executive Monroe County Legislature

June 21, 2022

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

Subject: Enact a Local Law Entitled "Monroe County School Bus Stop Arm Demonstration Program"

Honorable Legislators:

We recommend that Your Honorable Body enact a Local Law to establish a School Bus Stop Arm Demonstration Program in Monroe County.

According to the National Highway Traffic Safety Association ("NHTSA"), the greatest risk to a student is not riding a school bus, but approaching or leaving one. Although passing a school bus that has its red lights flashing and stop-arm extended is illegal in all fifty states, school bus drivers have reported that motorists still illegally pass school buses, placing children at risk for serious if not deadly injury. According to NHTSA study on illegal passing in one state, approximately 3,394 motorists illegally passed a stopped school bus in a single day, meaning in a 180-day school year there would be approximately 611,000 instances of illegal passing.

To successfully combat school bus stop-arm violations, national studies indicate that programs must incorporate education on compliance with the law, effective reporting of violations, and proper enforcement of the law. Monroe County is authorized under Section 1174-a of the New York Vehicle and Traffic Law to adopt a local law establishing a demonstration program that imposes monetary liability on the owner of a vehicle for failure to stop at a school bus displaying a red visual sign and stop arm. The proposed local law would allow the County to develop and implement a comprehensive program to deter vehicle operators from overtaking and passing a stopped school bus and reduce the incidence of possible serious injuries to students, including: (1) installing and operating video monitoring systems on school buses for the purpose of recording violations of vehicles passing school buses, and (2) imposing civil penalties on vehicle owners for violations.

The specific legislative actions required are:

1. Schedule and hold a public hearing on the proposed Local Law.
2. Enact the enclosed Local Law Entitled Monroe County School Bus Stop Arm Demonstration Program.

OFFICIAL FILE COPY

No. 220220

Not to be removed from the
Office of the
Legislature Of
Monroe County

Committee Assignment

AGENDA/CHARTER

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c) (31) ("purchase or sale of furnishings, equipment or supplies, including surplus government property, other than the following: land, radioactive material, pesticides, herbicides, or other hazardous materials"); (33) ("adoption of regulations, policies, procedures and local legislative decisions in connection with any action on this list") and (35) ("civil or criminal enforcement proceedings, whether administrative or judicial, including a particular course of action specifically required to be undertaken pursuant to a judgment or order, or the exercise of prosecutorial discretion") and is not subject to further review under the State Environmental Quality Review Act.

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

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

Sincerely,



Adam Bello
Monroe County Executive



Sabrina LaMar
Monroe County Legislature
President



Steve Brew
Monroe County Legislature
Majority Leader



Yversha Roman
Monroe County Legislature
Minority Leader



Blake Keller
Monroe County Legislator
District 1



Jackie Smith
Monroe County Legislator
District 2



Tracy DiFlorio
Monroe County Legislator
District 3



Frank X. Allkofer
Monroe County Legislator
District 4



Richard B. Milne
Monroe County Legislator
District 5



Sean McCabe
Monroe County Legislator
District 6



Brian E. Marianetti
Monroe County Legislator
District 7



Mark Johns
Monroe County Legislator
District 8



Paul Dondorfer
Monroe County Legislator
District 9



Howard Maffucci
Monroe County Legislator
District 10



Sean M. Delehanty
Monroe County Legislator
District 11



Michael Yudelson
Monroe County Legislator
District 13



Susan Hughes-Smith
Monroe County Legislator
District 14



George Hebert
Monroe County Legislator
District 15



David Long
Monroe County Legislator
District 16



Maria Vecchio
Monroe County Legislator
District 17



John B. Baynes
Monroe County Legislator
District 18



Kathleen Taylor
Monroe County Legislator
District 19



Robert Colby
Monroe County Legislator
District 20



Rachel Barnhart
Monroe County Legislator
District 21



Mercedes Vazquez Simmons
Monroe County Legislator
District 22



Linda Hasman
Monroe County Legislator
District 23



Albert Blankley
Monroe County Legislator
District 24



Carolyn Delvecchio Hoffman
Monroe County Legislator
District 25



Ricky Frazier
Monroe County Legislator
District 28



William Burgess
Monroe County Legislator
District 29

By Legislators _____ and _____

Intro No. _____

LOCAL LAW NO. __ OF 2022

ENACT A LOCAL LAW ENTITLED “MONROE COUNTY SCHOOL BUS STOP ARM DEMONSTRATION PROGRAM”

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

Section 1. A new chapter shall be added to the Monroe County Code entitled “Monroe County School Bus Stop Arm Demonstration Program” and shall read as follows:

§ 1 Definitions. Defined terms used in this local law shall have the same meaning as ascribed to them below:

COUNTY shall mean Monroe County.

SCHOOL BUS PHOTO VIOLATION MONITORING SYSTEM shall mean a device that is capable of operating independently of an enforcement officer which is installed to work in conjunction with a school bus stop-arm and which automatically produces two or more photographs, two or more microphotographs, a videotape or other recorded images of a vehicle at the time it is used or operated in violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law.

SCHOOL DISTRICT shall mean any school district wholly contained within Monroe County except for the Rochester City School District.

§ 2 Program established.

- A. There is hereby established, pursuant to § 1174-a of the New York State Vehicle and Traffic Law, a demonstration program imposing monetary liability on owners of vehicles for failure of the operators thereof to comply with § 1174 of the New York State Vehicle and Traffic Law when meeting a school bus marked and equipped as provided in Subdivisions 20 and 21-c of § 375 of the New York State Vehicle and Traffic Law in the County of Monroe.
- B. To carry out the demonstration program, the County is authorized to enter into an agreement with a school district for the installation, maintenance, and use of school bus photo violation monitoring systems as well as proper handling and custody of data received by the school bus cameras, subject to the provisions of § 1174-a of the New York Vehicle and Traffic Law. Once a school district has entered into an agreement with the County, cameras shall be installed on school buses owned or operated by that school district or privately owned and operated for compensation under a contract with such school district.

§ 3 Cost of program and reports relating thereto.

- A. The total cost to a school district of the installation, maintenance, and use of school bus photo violation monitoring systems pursuant to an agreement authorized by this local law shall be borne entirely by the County.
- B. A school district shall provide any information necessary or desirable to the County in order to meet its reporting requirements under § 1174-a of the Vehicle and Traffic Law.
- C. Pursuant to § 1174-a (a)(3)(i) of the Vehicle and Traffic Law, any school district participating in the demonstration program shall be prohibited from accessing any photographs, microphotographs, videotapes, other recorded images and data from school bus photo violation monitoring systems but shall provide, pursuant to the agreement with the County, as provided in this local law, for the proper handling and custody of such photographs, microphotographs, videotapes, other recorded images and data produced by such systems, and for the forwarding of such photographs, microphotographs, videotapes, other recorded images and data to the County for the purpose of determining whether a motor vehicle was operated in violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law and imposing monetary liability on the owner of such motor vehicle therefor.
- D. Photographs, microphotographs, videotapes, other recorded images and data produced by school bus photo violation monitoring systems shall be destroyed (a) 90 days after the date of the alleged imposition of liability if a notice of liability is not issued for such alleged imposition of liability pursuant to this local law, or (b) upon final disposition of a notice of liability issued pursuant to this local law.
- E. The County shall adopt and enforce measures to protect the privacy of drivers, passengers, pedestrians and cyclists whose identity and identifying information may be captured by a school bus photo monitoring device. Such measures shall include:
 - a. Utilization of necessary technologies to ensure, to the extent practicable, that photographs produced by such school photo violation monitoring systems shall not include images that identify the driver, the passengers, the contents of the vehicle, pedestrians and cyclists; provided, however, that no notice of liability issued pursuant to this section shall be dismissed solely because a photograph or photographs allow for the identification of the contents of a vehicle, provided that the County has made a reasonable effort to comply with the provisions of this subsection;
 - b. A prohibition of the use or dissemination of vehicles' license plate information and other information and images captured by school bus photo violation monitoring systems except: (a) as required to establish liability under this section or collect payment of penalties; (b) as required by court order; or (c) as otherwise required by law;
 - c. Oversight procedures to ensure compliance with the privacy protection measures required herein.

- F. The County shall undertake the installation of signage in conformance with standards established in the Manual of Uniform Traffic Control Devices. Such signage shall be installed at each roadway entrance of the jurisdictional boundaries of the County giving notice that school bus photo violation monitoring systems are used to enforce restrictions on vehicles violating § 1174 of the New York Vehicle and Traffic Law. For the purposes of this subsection, the term "roadway" shall not include state expressway routes or state interstate routes but shall include controlled-access highway exit ramps that enter the boundaries of the County.

§ 4 Penalties for offenses.

- A. An owner liable for a violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law pursuant to this local law shall be liable for monetary penalties in accordance with the following schedule of fines and penalties:
 - a. \$250 for a first violation;
 - b. \$275 for a second violation committed within 18 months of the first violation;
 - c. \$300 for a third violation or subsequent violation all of which were committed within 18 months from the first violation; and
 - d. An additional penalty of \$25 for each violation for the failure to respond to a notice of liability within the prescribed time period.
- B. An imposition of liability under this local law shall not be deemed a conviction and shall not be made part of the operating record of the person upon whom such liability is imposed nor shall it be used for insurance purposes in the provision of motor vehicle insurance coverage.
- C. All fines and penalties collected pursuant to this local law shall be deposited with the County of Monroe County Finance Department.

§ 5 Notice of liability.

- A. A notice of liability shall be sent as provided by state law by first-class mail to each person alleged to be liable as an owner for a violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law. Personal delivery on the owner shall not be required. A manual or automatic record of mailing prepared in the ordinary course of business shall be prima facie evidence of the facts contained therein. The notice of liability shall be prepared and mailed by the County, or by any other entity authorized by the County.
- B. A notice of liability shall contain the name and address of the person alleged to be liable as an owner for a violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law, the registration number of the vehicle involved in such violation, the location where such violation took place, the date and time of such violation and the identification number of the camera which recorded the violation or other document locator number.
- C. A notice of liability shall contain information advising the person charged of the manner and the time in which he or she may contest the liability alleged in the notice. Such notice of liability shall also contain a warning to advise the persons charged that failure to contest in the manner and time provided shall be deemed an admission of liability and that a default judgment may be entered thereon.

- D. A notice of liability may contain such other information as the entity causing such notice of liability to be mailed deems appropriate to communicate the law, and the adjudicatory process if the addressee of the notice wishes to contest the notice of liability.

§ 6 Owner liability.

- A. The owner of a vehicle shall be liable for a penalty imposed pursuant to this local law if such vehicle was used or operated with the permission of the owner, express or implied, in violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law and such violation is evidenced by information obtained from a school bus photo violation monitoring system; provided, however, that no owner of a vehicle shall be liable for a penalty imposed pursuant to this local law where the operator of such vehicle has been convicted of the underlying violation of Subdivision (a) of § 1174 of the New York State Vehicle and Traffic Law. For purpose of (i) this section; and (ii) this local law, there shall be a presumption that such vehicle was used and operated with the consent of the owner at the time it was used and operated in violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law.
- B. If the owner receives a notice of liability pursuant to this local law for any time period during which the vehicle was reported to the police as having been stolen, it shall be a valid defense to an allegation of liability for a violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law pursuant to this local law that the vehicle had been reported to the police as stolen prior to the time the violation occurred and had not been recovered by such time. For purposes of asserting the defense provided by this subsection, it shall be sufficient that a certified copy of the police report on the stolen vehicle be sent or delivered to a court of competent jurisdiction or parking violations bureau having jurisdiction where any contested notice of liability would otherwise be determined.
- C. An owner who is a lessor of a vehicle to which a notice of liability was issued pursuant to this local law shall not be liable for the violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law, provided that he or she complies with the provisions of § 1174-a of the New York Vehicle and Traffic Law and otherwise sends to the Court of competent jurisdiction, or other adjudicatory bureau or agency of competent jurisdiction, a copy of the rental, lease or other such contract document covering such vehicle on the date of the violation, with the name and address of the lessee clearly legible, within 37 days after receiving notice from the agency or entity which caused such notice of liability to be issued, together with the information contained in the original notice of liability. Failure to send such information within the 37-day time period shall render the owner liable for the penalty prescribed by this local law. Where the lessor complies with the provisions of this subsection, the lessee of such vehicle for purposes of this section, shall be deemed to be the owner of such vehicle on the date of such violation for the purposes of this section, shall be subject to liability for the violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law pursuant to this local law and shall be sent a notice of liability pursuant to § 4 of this local law.

- D. A certificate, sworn to or affirmed by a technician employed by the County, or a facsimile thereof, upon inspection of photographs, microphotographs, videotapes, other recorded images produced by a school bus photo violation monitoring system, shall be prima facie evidence of the facts contained therein. Any photographs, microphotographs, videotapes, other recorded images evidencing such a violation shall be available for inspection in any proceeding to adjudicate the liability for such violation.
- E. It shall be a defense to any prosecution for or allegation of a violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law pursuant to this local law that such school bus stop-arms were malfunctioning at the time of the alleged violation.

§ 7 Adjudication of liability. Liability pursuant to the demonstration program established hereunder shall be imposed upon owners by the Court of competent jurisdiction in the County of Monroe or in another manner pursuant to the New York State Vehicle and Traffic Law.

§ 8 Action for indemnification. If the owner held liable for a violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law pursuant to this local law was not the operator of the vehicle at the time of the violation, the owner may maintain an action for indemnification against the operator.

§ 9 Reporting requirements.

- A. The County shall develop and cause to be submitted an annual report on the results of the use of a school bus photo violation monitoring system to the Governor, the temporary president of the Senate and the speaker of the Assembly on or before June 1 of each year in which the demonstration program is operable. Such report shall include any information required by § 1174-a(m) of the New York Vehicle and Traffic Law to be included as a result of the enactment of this local law.
- B. Pursuant to the requirements of § 1174-a of the New York State Vehicle and Traffic Law, courts, bureaus, and agencies conducting adjudications as a result of this local law shall report at least annually to the County on the quality of the adjudication process and its results including the total number of hearings scheduled, rescheduled, and held; the total number of persons scheduled for such hearings; the total number of cases where fines were paid on or before the hearing date; and the total number of default judgments entered.

Section 2. If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 3. This local law shall take effect in accordance with the provisions of the Municipal Home Rule Law and the Monroe County Charter.

_____ Committee; _____, 2022 - CV:
File No. 22-____.LL

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF LOCAL LAW: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Resolution	ITEM_3.pdf	Resolution
▢	Referral	R22-0220.pdf	Referral Letter

By Legislators Johns and Brew

Intro. No. ____

RESOLUTION NO. ____ OF 2022

FIXING A PUBLIC HEARING ON LOCAL LAW (INTRO. NO. ____ OF 2022) ENTITLED "MONROE COUNTY SCHOOL BUS STOP ARM DEMONSTRATION PROGRAM"

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

Section 1. That there will be a public hearing at 6:15 P.M. on the 9th day of August, 2022, in the Legislative Chambers in the County Office Building, Rochester, New York on Local Law (Intro. No. ____ of 2022) entitled "Monroe County School Bus Stop Arm Demonstration Program".

Section 2. The Clerk of the Legislature is directed to give notice of the time and place of this public hearing, and a description of the proposed local law, to the news media within the County, and shall conspicuously post a copy of said notice in the office of the Clerk at least five days before said hearing. In addition, the Clerk shall cause said notice to be published once in the official newspapers of general circulation within the County at least five days before said hearing.

Section 3. This local law shall take effect in accordance with the provisions of the Municipal Home Rule Law and the Monroe County Charter.

File No. 22-0220.LL

ADOPTION: Date: _____ Vote: _____



Office of the County Executive Monroe County Legislature

June 21, 2022

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

Subject: Enact a Local Law Entitled "Monroe County School Bus Stop Arm Demonstration Program"

Honorable Legislators:

We recommend that Your Honorable Body enact a Local Law to establish a School Bus Stop Arm Demonstration Program in Monroe County.

According to the National Highway Traffic Safety Association ("NHTSA"), the greatest risk to a student is not riding a school bus, but approaching or leaving one. Although passing a school bus that has its red lights flashing and stop-arm extended is illegal in all fifty states, school bus drivers have reported that motorists still illegally pass school buses, placing children at risk for serious if not deadly injury. According to NHTSA study on illegal passing in one state, approximately 3,394 motorists illegally passed a stopped school bus in a single day, meaning in a 180-day school year there would be approximately 611,000 instances of illegal passing.

To successfully combat school bus stop-arm violations, national studies indicate that programs must incorporate education on compliance with the law, effective reporting of violations, and proper enforcement of the law. Monroe County is authorized under Section 1174-a of the New York Vehicle and Traffic Law to adopt a local law establishing a demonstration program that imposes monetary liability on the owner of a vehicle for failure to stop at a school bus displaying a red visual sign and stop arm. The proposed local law would allow the County to develop and implement a comprehensive program to deter vehicle operators from overtaking and passing a stopped school bus and reduce the incidence of possible serious injuries to students, including: (1) installing and operating video monitoring systems on school buses for the purpose of recording violations of vehicles passing school buses, and (2) imposing civil penalties on vehicle owners for violations.

The specific legislative actions required are:

1. Schedule and hold a public hearing on the proposed Local Law.
2. Enact the enclosed Local Law Entitled Monroe County School Bus Stop Arm Demonstration Program.

OFFICIAL FILE COPY
No. <u>220220</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
AGENDA/CHARTER

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c) (31) ("purchase or sale of furnishings, equipment or supplies, including surplus government property, other than the following: land, radioactive material, pesticides, herbicides, or other hazardous materials"); (33) ("adoption of regulations, policies, procedures and local legislative decisions in connection with any action on this list") and (35) ("civil or criminal enforcement proceedings, whether administrative or judicial, including a particular course of action specifically required to be undertaken pursuant to a judgment or order, or the exercise of prosecutorial discretion") and is not subject to further review under the State Environmental Quality Review Act.

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

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

Sincerely,



Adam Bello
Monroe County Executive



Sabrina LaMar
Monroe County Legislature
President



Steve Brew
Monroe County Legislature
Majority Leader



Yversha Roman
Monroe County Legislature
Minority Leader



Blake Keller
Monroe County Legislator
District 1



Jackie Smith
Monroe County Legislator
District 2



Tracy DiFlorio
Monroe County Legislator
District 3



Frank X. Allkofer
Monroe County Legislator
District 4



Richard B. Milne
Monroe County Legislator
District 5



Sean McCabe
Monroe County Legislator
District 6



Brian E. Marianetti
Monroe County Legislator
District 7



Mark Johns
Monroe County Legislator
District 8



Paul Dondorfer
Monroe County Legislator
District 9



Howard Maffucci
Monroe County Legislator
District 10



Sean M. Delehanty
Monroe County Legislator
District 11



Michael Yudelson
Monroe County Legislator
District 13



Susan Hughes-Smith
Monroe County Legislator
District 14



George Hebert
Monroe County Legislator
District 15



David Long
Monroe County Legislator
District 16



Maria Vecchio
Monroe County Legislator
District 17



John B. Baynes
Monroe County Legislator
District 18



Kathleen Taylor
Monroe County Legislator
District 19



Robert Colby
Monroe County Legislator
District 20



Rachel Barnhart
Monroe County Legislator
District 21



Mercedes Vazquez Simmons
Monroe County Legislator
District 22



Linda Hasman
Monroe County Legislator
District 23



Albert Blankley
Monroe County Legislator
District 24



Carolyn Delvecchio Hoffman
Monroe County Legislator
District 25



Ricky Frazier
Monroe County Legislator
District 28



William Burgess
Monroe County Legislator
District 29

By Legislators _____ and _____

Intro No. _____

LOCAL LAW NO. __ OF 2022

ENACT A LOCAL LAW ENTITLED “MONROE COUNTY SCHOOL BUS STOP ARM DEMONSTRATION PROGRAM”

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

Section 1. A new chapter shall be added to the Monroe County Code entitled “Monroe County School Bus Stop Arm Demonstration Program” and shall read as follows:

§ 1 Definitions. Defined terms used in this local law shall have the same meaning as ascribed to them below:

COUNTY shall mean Monroe County.

SCHOOL BUS PHOTO VIOLATION MONITORING SYSTEM shall mean a device that is capable of operating independently of an enforcement officer which is installed to work in conjunction with a school bus stop-arm and which automatically produces two or more photographs, two or more microphotographs, a videotape or other recorded images of a vehicle at the time it is used or operated in violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law.

SCHOOL DISTRICT shall mean any school district wholly contained within Monroe County except for the Rochester City School District.

§ 2 Program established.

- A. There is hereby established, pursuant to § 1174-a of the New York State Vehicle and Traffic Law, a demonstration program imposing monetary liability on owners of vehicles for failure of the operators thereof to comply with § 1174 of the New York State Vehicle and Traffic Law when meeting a school bus marked and equipped as provided in Subdivisions 20 and 21-c of § 375 of the New York State Vehicle and Traffic Law in the County of Monroe.
- B. To carry out the demonstration program, the County is authorized to enter into an agreement with a school district for the installation, maintenance, and use of school bus photo violation monitoring systems as well as proper handling and custody of data received by the school bus cameras, subject to the provisions of § 1174-a of the New York Vehicle and Traffic Law. Once a school district has entered into an agreement with the County, cameras shall be installed on school buses owned or operated by that school district or privately owned and operated for compensation under a contract with such school district.

§ 3 Cost of program and reports relating thereto.

- A. The total cost to a school district of the installation, maintenance, and use of school bus photo violation monitoring systems pursuant to an agreement authorized by this local law shall be borne entirely by the County.
- B. A school district shall provide any information necessary or desirable to the County in order to meet its reporting requirements under § 1174-a of the Vehicle and Traffic Law.
- C. Pursuant to § 1174-a (a)(3)(i) of the Vehicle and Traffic Law, any school district participating in the demonstration program shall be prohibited from accessing any photographs, microphotographs, videotapes, other recorded images and data from school bus photo violation monitoring systems but shall provide, pursuant to the agreement with the County, as provided in this local law, for the proper handling and custody of such photographs, microphotographs, videotapes, other recorded images and data produced by such systems, and for the forwarding of such photographs, microphotographs, videotapes, other recorded images and data to the County for the purpose of determining whether a motor vehicle was operated in violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law and imposing monetary liability on the owner of such motor vehicle therefor.
- D. Photographs, microphotographs, videotapes, other recorded images and data produced by school bus photo violation monitoring systems shall be destroyed (a) 90 days after the date of the alleged imposition of liability if a notice of liability is not issued for such alleged imposition of liability pursuant to this local law, or (b) upon final disposition of a notice of liability issued pursuant to this local law.
- E. The County shall adopt and enforce measures to protect the privacy of drivers, passengers, pedestrians and cyclists whose identity and identifying information may be captured by a school bus photo monitoring device. Such measures shall include:
 - a. Utilization of necessary technologies to ensure, to the extent practicable, that photographs produced by such school photo violation monitoring systems shall not include images that identify the driver, the passengers, the contents of the vehicle, pedestrians and cyclists; provided, however, that no notice of liability issued pursuant to this section shall be dismissed solely because a photograph or photographs allow for the identification of the contents of a vehicle, provided that the County has made a reasonable effort to comply with the provisions of this subsection;
 - b. A prohibition of the use or dissemination of vehicles' license plate information and other information and images captured by school bus photo violation monitoring systems except: (a) as required to establish liability under this section or collect payment of penalties; (b) as required by court order; or (c) as otherwise required by law;
 - c. Oversight procedures to ensure compliance with the privacy protection measures required herein.

- F. The County shall undertake the installation of signage in conformance with standards established in the Manual of Uniform Traffic Control Devices. Such signage shall be installed at each roadway entrance of the jurisdictional boundaries of the County giving notice that school bus photo violation monitoring systems are used to enforce restrictions on vehicles violating § 1174 of the New York Vehicle and Traffic Law. For the purposes of this subsection, the term "roadway" shall not include state expressway routes or state interstate routes but shall include controlled-access highway exit ramps that enter the boundaries of the County.

§ 4 Penalties for offenses.

- A. An owner liable for a violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law pursuant to this local law shall be liable for monetary penalties in accordance with the following schedule of fines and penalties:
 - a. \$250 for a first violation;
 - b. \$275 for a second violation committed within 18 months of the first violation;
 - c. \$300 for a third violation or subsequent violation all of which were committed within 18 months from the first violation; and
 - d. An additional penalty of \$25 for each violation for the failure to respond to a notice of liability within the prescribed time period.
- B. An imposition of liability under this local law shall not be deemed a conviction and shall not be made part of the operating record of the person upon whom such liability is imposed nor shall it be used for insurance purposes in the provision of motor vehicle insurance coverage.
- C. All fines and penalties collected pursuant to this local law shall be deposited with the County of Monroe County Finance Department.

§ 5 Notice of liability.

- A. A notice of liability shall be sent as provided by state law by first-class mail to each person alleged to be liable as an owner for a violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law. Personal delivery on the owner shall not be required. A manual or automatic record of mailing prepared in the ordinary course of business shall be prima facie evidence of the facts contained therein. The notice of liability shall be prepared and mailed by the County, or by any other entity authorized by the County.
- B. A notice of liability shall contain the name and address of the person alleged to be liable as an owner for a violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law, the registration number of the vehicle involved in such violation, the location where such violation took place, the date and time of such violation and the identification number of the camera which recorded the violation or other document locator number.
- C. A notice of liability shall contain information advising the person charged of the manner and the time in which he or she may contest the liability alleged in the notice. Such notice of liability shall also contain a warning to advise the persons charged that failure to contest in the manner and time provided shall be deemed an admission of liability and that a default judgment may be entered thereon.

- D. A notice of liability may contain such other information as the entity causing such notice of liability to be mailed deems appropriate to communicate the law, and the adjudicatory process if the addressee of the notice wishes to contest the notice of liability.

§ 6 Owner liability.

- A. The owner of a vehicle shall be liable for a penalty imposed pursuant to this local law if such vehicle was used or operated with the permission of the owner, express or implied, in violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law and such violation is evidenced by information obtained from a school bus photo violation monitoring system; provided, however, that no owner of a vehicle shall be liable for a penalty imposed pursuant to this local law where the operator of such vehicle has been convicted of the underlying violation of Subdivision (a) of § 1174 of the New York State Vehicle and Traffic Law. For purpose of (i) this section; and (ii) this local law, there shall be a presumption that such vehicle was used and operated with the consent of the owner at the time it was used and operated in violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law.
- B. If the owner receives a notice of liability pursuant to this local law for any time period during which the vehicle was reported to the police as having been stolen, it shall be a valid defense to an allegation of liability for a violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law pursuant to this local law that the vehicle had been reported to the police as stolen prior to the time the violation occurred and had not been recovered by such time. For purposes of asserting the defense provided by this subsection, it shall be sufficient that a certified copy of the police report on the stolen vehicle be sent or delivered to a court of competent jurisdiction or parking violations bureau having jurisdiction where any contested notice of liability would otherwise be determined.
- C. An owner who is a lessor of a vehicle to which a notice of liability was issued pursuant to this local law shall not be liable for the violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law, provided that he or she complies with the provisions of § 1174-a of the New York Vehicle and Traffic Law and otherwise sends to the Court of competent jurisdiction, or other adjudicatory bureau or agency of competent jurisdiction, a copy of the rental, lease or other such contract document covering such vehicle on the date of the violation, with the name and address of the lessee clearly legible, within 37 days after receiving notice from the agency or entity which caused such notice of liability to be issued, together with the information contained in the original notice of liability. Failure to send such information within the 37-day time period shall render the owner liable for the penalty prescribed by this local law. Where the lessor complies with the provisions of this subsection, the lessee of such vehicle for purposes of this section, shall be deemed to be the owner of such vehicle on the date of such violation for the purposes of this section, shall be subject to liability for the violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law pursuant to this local law and shall be sent a notice of liability pursuant to § 4 of this local law.

- D. A certificate, sworn to or affirmed by a technician employed by the County, or a facsimile thereof, upon inspection of photographs, microphotographs, videotapes, other recorded images produced by a school bus photo violation monitoring system, shall be prima facie evidence of the facts contained therein. Any photographs, microphotographs, videotapes, other recorded images evidencing such a violation shall be available for inspection in any proceeding to adjudicate the liability for such violation.
- E. It shall be a defense to any prosecution for or allegation of a violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law pursuant to this local law that such school bus stop-arms were malfunctioning at the time of the alleged violation.

§ 7 Adjudication of liability. Liability pursuant to the demonstration program established hereunder shall be imposed upon owners by the Court of competent jurisdiction in the County of Monroe or in another manner pursuant to the New York State Vehicle and Traffic Law.

§ 8 Action for indemnification. If the owner held liable for a violation of Subdivision (a) of § 1174 of the New York Vehicle and Traffic Law pursuant to this local law was not the operator of the vehicle at the time of the violation, the owner may maintain an action for indemnification against the operator.

§ 9 Reporting requirements.

- A. The County shall develop and cause to be submitted an annual report on the results of the use of a school bus photo violation monitoring system to the Governor, the temporary president of the Senate and the speaker of the Assembly on or before June 1 of each year in which the demonstration program is operable. Such report shall include any information required by § 1174-a(m) of the New York Vehicle and Traffic Law to be included as a result of the enactment of this local law.
- B. Pursuant to the requirements of § 1174-a of the New York State Vehicle and Traffic Law, courts, bureaus, and agencies conducting adjudications as a result of this local law shall report at least annually to the County on the quality of the adjudication process and its results including the total number of hearings scheduled, rescheduled, and held; the total number of persons scheduled for such hearings; the total number of cases where fines were paid on or before the hearing date; and the total number of default judgments entered.

Section 2. If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 3. This local law shall take effect in accordance with the provisions of the Municipal Home Rule Law and the Monroe County Charter.

_____ Committee; _____, 2022 - CV:
File No. 22-____.LL

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF LOCAL LAW: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R22-0222.pdf	Referral Letter
▢	Resolution	ITEM_4.pdf	Resolution



Monroe County Legislature

June 24, 2022

OFFICIAL FILE COPY
No. <u>220222</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
AGENDA/CHARTER -L

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

Subject: Enact a Local Law Entitled “Hybrid Videoconferencing by County Public Bodies”

Honorable Legislators:

The COVID-19 pandemic led to many changes in the professional workplace, the most common being holding remote or virtual meetings. The capabilities and use of videoconferencing technologies have widely expanded and altered to accommodate both private and public sectors. While using videoconferencing by public bodies during the COVID-19 pandemic was a temporary measure – its usage has become a permanent staple of our time.

New York State has amended its Open Meetings Law to allow for permanent hybrid remote or virtual attendance of public bodies. This Local Law is pursuant to Public Officers Law Section 103-a and will allow Monroe County to follow suit and update its procedures for the 21st century.

Pursuant to Public Officers Law Section 103-a, this Local Law will permit hybrid meeting attendance, requiring a quorum of members of the County Public Body to be gathered together at physical locations open to the public. Members shall be physically present at any such meeting unless such member is unable to be physically present at any such meeting location due to extraordinary circumstances, as outlined in the resolution, including disability, illness, caregiving responsibilities, or any other significant or unexpected factor or event which precludes the member’s physical attendance at such meeting.

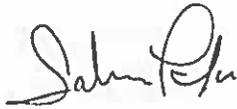
The specific legislative action required is to:

1. Schedule and hold a public hearing.
2. Adopt the local law as attached.

The legislative action requested in this referral is not an "Action" as that term is defined in Article 6 NYCRR.2(b) and is not subject to the State Environmental Quality Review Act.

This action would have no impact on the current Monroe County budget.

Sincerely,



Sabrina LaMar
Monroe County Legislature
President



Steve Brew
Monroe County Legislature
Majority Leader



Yversha Roman
Monroe County Legislature
Minority Leader

By Legislators _____ and _____

Intro No. ____

LOCAL LAW NO. __ OF 2022

ENACT A LOCAL LAW ENTITLED “HYBRID VIDEOCONFERENCING BY COUNTY PUBLIC BODIES”

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

Section 1. This local law shall be known as the “Hybrid Videoconferencing by County Public Bodies” and shall read as follows:

§ 1 Definitions. Defined terms used in this local law shall have the same meaning as ascribed to them in Article 7 of the Public Officers Law, except as set forth below:

- A. “County Public Body” shall mean the Monroe County Legislature, its committees, and subcommittees, together with any and all administrative boards, commissions, agencies, or entities created by or for Monroe County which consist of two or more members and for which a quorum is required in order to conduct public business.
- B. “Extraordinary Circumstances” shall be determined by each County Public Body in its written procedures. Such circumstances may include, but are not necessary limited to, disability, illness, caregiving responsibilities, or any other significant or unexpected factor or event which precludes the member’s physical attendance at such meeting.

§ 2 Use of Videoconferencing by County Public Bodies. Members of a County Public Body are hereby permitted to participate in public meetings remotely by videoconference from a location not open to the public upon the following conditions:

- A. A quorum of members of the County Public Body are gathered together at a physical location or locations otherwise open to the public;
- B. The County Public Body has established written procedures governing member and public attendance consistent with Public Officers Law § 103-a, and such written procedures are conspicuously posted on the County website;
- C. Members of the County Public Body are physically present at any such meeting unless such member is unable to be physically present at any such meeting location due to Extraordinary Circumstances;
- D. Except in the case of executive sessions conducted pursuant to Public Officers Law § 105, the County Public Body ensures that members of the County Public Body can be heard, seen, and identified while the meeting is being conducted, including but not limited to any motions, proposals, resolutions, and any other matter formally discussed or voted upon;

- E. The minutes of the meetings involving videoconferencing state which, if any, members participated remotely and are available to the public pursuant to Public Officers Law § 106;
- F. If videoconferencing is used to conduct a meeting, the public notice for the meeting informs the public that videoconferencing will be used, where the public can view and/or participate in such meeting, where required documents and records will be posted or available, and identifies the physical location for the meeting where the public can attend;
- G. The County Public Body provides that each meeting conducted using videoconferencing shall be recorded and such recordings posted or linked on the public website of the public body within five business days following the meeting, and shall remain so available for a minimum of five years thereafter. Such recordings shall be transcribed upon request;
- H. If videoconferencing is used to conduct a meeting, the County Public Body provides the opportunity for members of the public to view such meeting via video, and to participate in proceedings via videoconference in real time where public comment or participation is authorized and ensures that videoconferencing authorizes the same public participation or testimony as in person participation or testimony;
- I. A County Public Body electing to utilize videoconferencing to conduct its meetings maintains an official website; and
- J. Open meetings of the County Public Body that are broadcast or that use videoconferencing utilize technology to permit access by members of the public with disabilities consistent with the 1990 Americans with Disabilities Act, as amended.

§ 3 Public Emergencies. The in-person participation requirements of Section 2(A) and (C) of this Local Law shall not apply during a state disaster emergency declared by the Governor pursuant to New York State Executive Law § 28 nor a local state of emergency proclaimed by the County Executive pursuant to New York State Executive Law § 24 if the chair of the County Public Body determines that the circumstances necessitating the emergency declaration would affect or impair the ability of the County Public Body to hold an in-person meeting.

Section 2. If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 3. This local law shall take effect in accordance with the provisions of the Municipal Home Rule Law and the Monroe County Charter.

_____ Committee; _____, 2022 - CV:
File No. 22-____.LL

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF LOCAL LAW: _____

By Legislators Johns and Brew

Intro No. ____

LOCAL LAW NO. __ OF 2022

ENACT A LOCAL LAW ENTITLED "HYBRID VIDEOCONFERENCING BY COUNTY PUBLIC BODIES"

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

Section 1. This local law shall be known as the "Hybrid Videoconferencing by County Public Bodies" and shall read as follows:

§ 1 Definitions. Defined terms used in this local law shall have the same meaning as ascribed to them in Article 7 of the Public Officers Law, except as set forth below:

- A. "County Public Body" shall mean the Monroe County Legislature, its committees, and subcommittees, together with any and all administrative boards, commissions, agencies, or entities created by or for Monroe County which consist of two or more members and for which a quorum is required in order to conduct public business.
- B. "Extraordinary Circumstances" shall be determined by each County Public Body in its written procedures. Such circumstances may include, but are not necessarily limited to, disability, illness, caregiving responsibilities, or any other significant or unexpected factor or event which precludes the member's physical attendance at such meeting.

§ 2 Use of Videoconferencing by County Public Bodies. Members of a County Public Body are hereby permitted to participate in public meetings remotely by videoconference from a location not open to the public upon the following conditions:

- A. A quorum of members of the County Public Body are gathered together at a physical location or locations otherwise open to the public;
- B. The County Public Body has established written procedures governing member and public attendance consistent with Public Officers Law § 103-a, and such written procedures are conspicuously posted on the County website;
- C. Members of the County Public Body are physically present at any such meeting unless such member is unable to be physically present at any such meeting location due to Extraordinary Circumstances;
- D. Except in the case of executive sessions conducted pursuant to Public Officers Law § 105, the County Public Body ensures that members of the County Public Body can be heard, seen, and

- identified while the meeting is being conducted, including but not limited to any motions, proposals, resolutions, and any other matter formally discussed or voted upon;
- E. The minutes of the meetings involving videoconferencing state which, if any, members participated remotely and are available to the public pursuant to Public Officers Law § 106;
 - F. If videoconferencing is used to conduct a meeting, the public notice for the meeting informs the public that videoconferencing will be used, where the public can view and/or participate in such meeting, where required documents and records will be posted or available, and identifies the physical location for the meeting where the public can attend;
 - G. The County Public Body provides that each meeting conducted using videoconferencing shall be recorded and such recordings posted or linked on the public website of the public body within five business days following the meeting, and shall remain so available for a minimum of five years thereafter. Such recordings shall be transcribed upon request;
 - H. If videoconferencing is used to conduct a meeting, the County Public Body provides the opportunity for members of the public to view such meeting via video, and to participate in proceedings via videoconference in real time where public comment or participation is authorized and ensures that videoconferencing authorizes the same public participation or testimony as in person participation or testimony;
 - I. A County Public Body electing to utilize videoconferencing to conduct its meetings maintains an official website; and
 - J. Open meetings of the County Public Body that are broadcast or that use videoconferencing utilize technology to permit access by members of the public with disabilities consistent with the 1990 Americans with Disabilities Act, as amended.

§ 3 Public Emergencies. The in-person participation requirements of Section 2(A) and (C) of this Local Law shall not apply during a state disaster emergency declared by the Governor pursuant to New York State Executive Law § 28 nor a local state of emergency proclaimed by the County Executive pursuant to New York State Executive Law § 24 if the chair of the County Public Body determines that the circumstances necessitating the emergency declaration would affect or impair the ability of the County Public Body to hold an in-person meeting.

Section 2. If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 3. This local law shall take effect in accordance with the provisions of the Municipal Home Rule Law and the Monroe County Charter.

Agenda/Charter Committee; June 27, 2022 - CV: 5-0
File No. 22-0222.LL

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF LOCAL LAW: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Resolution	ITEM_5.pdf	Resolution
▢	Referral	R22-0222.pdf	Referral Letter

5.

By Legislators Johns and Brew

Intro. No. ____

MOTION NO. ____ OF 2022

PROVIDING THAT LOCAL LAW (INTRO. NO. ____ OF 2022) ENTITLED “HYBRID VIDEOCONFERENCING BY COUNTY PUBLIC BODIES”, BE TABLED

BE IT MOVED, that Local Law (Intro. No. ____ of 2022) entitled “Hybrid Videoconferencing by County Public Bodies” be tabled.

File No. 22-0222.LL

ADOPTION: Date: _____

Vote: _____



Monroe County Legislature

June 24, 2022

OFFICIAL FILE COPY
No. <u>220222</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
AGENDA/CHARTER -L

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

Subject: Enact a Local Law Entitled “Hybrid Videoconferencing by County Public Bodies”

Honorable Legislators:

The COVID-19 pandemic led to many changes in the professional workplace, the most common being holding remote or virtual meetings. The capabilities and use of videoconferencing technologies have widely expanded and altered to accommodate both private and public sectors. While using videoconferencing by public bodies during the COVID-19 pandemic was a temporary measure – its usage has become a permanent staple of our time.

New York State has amended its Open Meetings Law to allow for permanent hybrid remote or virtual attendance of public bodies. This Local Law is pursuant to Public Officers Law Section 103-a and will allow Monroe County to follow suit and update its procedures for the 21st century.

Pursuant to Public Officers Law Section 103-a, this Local Law will permit hybrid meeting attendance, requiring a quorum of members of the County Public Body to be gathered together at physical locations open to the public. Members shall be physically present at any such meeting unless such member is unable to be physically present at any such meeting location due to extraordinary circumstances, as outlined in the resolution, including disability, illness, caregiving responsibilities, or any other significant or unexpected factor or event which precludes the member’s physical attendance at such meeting.

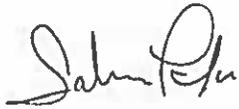
The specific legislative action required is to:

1. Schedule and hold a public hearing.
2. Adopt the local law as attached.

The legislative action requested in this referral is not an "Action" as that term is defined in Article 6 NYCRR.2(b) and is not subject to the State Environmental Quality Review Act.

This action would have no impact on the current Monroe County budget.

Sincerely,



Sabrina LaMar
Monroe County Legislature
President



Steve Brew
Monroe County Legislature
Majority Leader



Yversha Roman
Monroe County Legislature
Minority Leader

By Legislators _____ and _____

Intro No. ____

LOCAL LAW NO. __ OF 2022

ENACT A LOCAL LAW ENTITLED “HYBRID VIDEOCONFERENCING BY COUNTY PUBLIC BODIES”

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

Section 1. This local law shall be known as the “Hybrid Videoconferencing by County Public Bodies” and shall read as follows:

§ 1 Definitions. Defined terms used in this local law shall have the same meaning as ascribed to them in Article 7 of the Public Officers Law, except as set forth below:

- A. “County Public Body” shall mean the Monroe County Legislature, its committees, and subcommittees, together with any and all administrative boards, commissions, agencies, or entities created by or for Monroe County which consist of two or more members and for which a quorum is required in order to conduct public business.
- B. “Extraordinary Circumstances” shall be determined by each County Public Body in its written procedures. Such circumstances may include, but are not necessary limited to, disability, illness, caregiving responsibilities, or any other significant or unexpected factor or event which precludes the member’s physical attendance at such meeting.

§ 2 Use of Videoconferencing by County Public Bodies. Members of a County Public Body are hereby permitted to participate in public meetings remotely by videoconference from a location not open to the public upon the following conditions:

- A. A quorum of members of the County Public Body are gathered together at a physical location or locations otherwise open to the public;
- B. The County Public Body has established written procedures governing member and public attendance consistent with Public Officers Law § 103-a, and such written procedures are conspicuously posted on the County website;
- C. Members of the County Public Body are physically present at any such meeting unless such member is unable to be physically present at any such meeting location due to Extraordinary Circumstances;
- D. Except in the case of executive sessions conducted pursuant to Public Officers Law § 105, the County Public Body ensures that members of the County Public Body can be heard, seen, and identified while the meeting is being conducted, including but not limited to any motions, proposals, resolutions, and any other matter formally discussed or voted upon;

- E. The minutes of the meetings involving videoconferencing state which, if any, members participated remotely and are available to the public pursuant to Public Officers Law § 106;
- F. If videoconferencing is used to conduct a meeting, the public notice for the meeting informs the public that videoconferencing will be used, where the public can view and/or participate in such meeting, where required documents and records will be posted or available, and identifies the physical location for the meeting where the public can attend;
- G. The County Public Body provides that each meeting conducted using videoconferencing shall be recorded and such recordings posted or linked on the public website of the public body within five business days following the meeting, and shall remain so available for a minimum of five years thereafter. Such recordings shall be transcribed upon request;
- H. If videoconferencing is used to conduct a meeting, the County Public Body provides the opportunity for members of the public to view such meeting via video, and to participate in proceedings via videoconference in real time where public comment or participation is authorized and ensures that videoconferencing authorizes the same public participation or testimony as in person participation or testimony;
- I. A County Public Body electing to utilize videoconferencing to conduct its meetings maintains an official website; and
- J. Open meetings of the County Public Body that are broadcast or that use videoconferencing utilize technology to permit access by members of the public with disabilities consistent with the 1990 Americans with Disabilities Act, as amended.

§ 3 Public Emergencies. The in-person participation requirements of Section 2(A) and (C) of this Local Law shall not apply during a state disaster emergency declared by the Governor pursuant to New York State Executive Law § 28 nor a local state of emergency proclaimed by the County Executive pursuant to New York State Executive Law § 24 if the chair of the County Public Body determines that the circumstances necessitating the emergency declaration would affect or impair the ability of the County Public Body to hold an in-person meeting.

Section 2. If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 3. This local law shall take effect in accordance with the provisions of the Municipal Home Rule Law and the Monroe County Charter.

_____ Committee; _____, 2022 - CV:
File No. 22-____.LL

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF LOCAL LAW: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Resolution	ITEM_6.pdf	Resolution
▢	Referral	R22-0222.pdf	Referral Letter

6.

By Legislators Johns and Brew

Intro. No. ____

RESOLUTION NO. ____ OF 2022

**FIXING A PUBLIC HEARING ON LOCAL LAW (INTRO. NO. ____ OF 2022)
ENTITLED "HYBRID VIDEOCONFERENCING BY COUNTY PUBLIC BODIES"**

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

Section 1. That there will be a public hearing at 6:16 P.M. on the 9th day of August, 2022, in the Legislative Chambers in the County Office Building, Rochester, New York on Local Law (Intro. No. ____ of 2022) entitled "Hybrid Videoconferencing by County Public Bodies".

Section 2. The Clerk of the Legislature is directed to give notice of the time and place of this public hearing, and a description of the proposed local law, to the news media within the County, and shall conspicuously post a copy of said notice in the office of the Clerk at least five days before said hearing. In addition, the Clerk shall cause said notice to be published once in the official newspapers of general circulation within the County at least five days before said hearing.

Section 3. This local law shall take effect in accordance with the provisions of the Municipal Home Rule Law and the Monroe County Charter.

File No. 22-0222.LL

ADOPTION: Date: _____ Vote: _____



Monroe County Legislature

June 24, 2022

OFFICIAL FILE COPY
No. <u>220222</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
AGENDA/CHARTER -L

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

Subject: Enact a Local Law Entitled “Hybrid Videoconferencing by County Public Bodies”

Honorable Legislators:

The COVID-19 pandemic led to many changes in the professional workplace, the most common being holding remote or virtual meetings. The capabilities and use of videoconferencing technologies have widely expanded and altered to accommodate both private and public sectors. While using videoconferencing by public bodies during the COVID-19 pandemic was a temporary measure – its usage has become a permanent staple of our time.

New York State has amended its Open Meetings Law to allow for permanent hybrid remote or virtual attendance of public bodies. This Local Law is pursuant to Public Officers Law Section 103-a and will allow Monroe County to follow suit and update its procedures for the 21st century.

Pursuant to Public Officers Law Section 103-a, this Local Law will permit hybrid meeting attendance, requiring a quorum of members of the County Public Body to be gathered together at physical locations open to the public. Members shall be physically present at any such meeting unless such member is unable to be physically present at any such meeting location due to extraordinary circumstances, as outlined in the resolution, including disability, illness, caregiving responsibilities, or any other significant or unexpected factor or event which precludes the member’s physical attendance at such meeting.

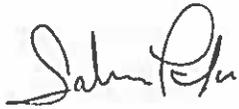
The specific legislative action required is to:

1. Schedule and hold a public hearing.
2. Adopt the local law as attached.

The legislative action requested in this referral is not an "Action" as that term is defined in Article 6 NYCRR.2(b) and is not subject to the State Environmental Quality Review Act.

This action would have no impact on the current Monroe County budget.

Sincerely,



Sabrina LaMar
Monroe County Legislature
President



Steve Brew
Monroe County Legislature
Majority Leader



Yversha Roman
Monroe County Legislature
Minority Leader

By Legislators _____ and _____

Intro No. ____

LOCAL LAW NO. __ OF 2022

ENACT A LOCAL LAW ENTITLED “HYBRID VIDEOCONFERENCING BY COUNTY PUBLIC BODIES”

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

Section 1. This local law shall be known as the “Hybrid Videoconferencing by County Public Bodies” and shall read as follows:

§ 1 Definitions. Defined terms used in this local law shall have the same meaning as ascribed to them in Article 7 of the Public Officers Law, except as set forth below:

- A. “County Public Body” shall mean the Monroe County Legislature, its committees, and subcommittees, together with any and all administrative boards, commissions, agencies, or entities created by or for Monroe County which consist of two or more members and for which a quorum is required in order to conduct public business.
- B. “Extraordinary Circumstances” shall be determined by each County Public Body in its written procedures. Such circumstances may include, but are not necessary limited to, disability, illness, caregiving responsibilities, or any other significant or unexpected factor or event which precludes the member’s physical attendance at such meeting.

§ 2 Use of Videoconferencing by County Public Bodies. Members of a County Public Body are hereby permitted to participate in public meetings remotely by videoconference from a location not open to the public upon the following conditions:

- A. A quorum of members of the County Public Body are gathered together at a physical location or locations otherwise open to the public;
- B. The County Public Body has established written procedures governing member and public attendance consistent with Public Officers Law § 103-a, and such written procedures are conspicuously posted on the County website;
- C. Members of the County Public Body are physically present at any such meeting unless such member is unable to be physically present at any such meeting location due to Extraordinary Circumstances;
- D. Except in the case of executive sessions conducted pursuant to Public Officers Law § 105, the County Public Body ensures that members of the County Public Body can be heard, seen, and identified while the meeting is being conducted, including but not limited to any motions, proposals, resolutions, and any other matter formally discussed or voted upon;

- E. The minutes of the meetings involving videoconferencing state which, if any, members participated remotely and are available to the public pursuant to Public Officers Law § 106;
- F. If videoconferencing is used to conduct a meeting, the public notice for the meeting informs the public that videoconferencing will be used, where the public can view and/or participate in such meeting, where required documents and records will be posted or available, and identifies the physical location for the meeting where the public can attend;
- G. The County Public Body provides that each meeting conducted using videoconferencing shall be recorded and such recordings posted or linked on the public website of the public body within five business days following the meeting, and shall remain so available for a minimum of five years thereafter. Such recordings shall be transcribed upon request;
- H. If videoconferencing is used to conduct a meeting, the County Public Body provides the opportunity for members of the public to view such meeting via video, and to participate in proceedings via videoconference in real time where public comment or participation is authorized and ensures that videoconferencing authorizes the same public participation or testimony as in person participation or testimony;
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§ 3 Public Emergencies. The in-person participation requirements of Section 2(A) and (C) of this Local Law shall not apply during a state disaster emergency declared by the Governor pursuant to New York State Executive Law § 28 nor a local state of emergency proclaimed by the County Executive pursuant to New York State Executive Law § 24 if the chair of the County Public Body determines that the circumstances necessitating the emergency declaration would affect or impair the ability of the County Public Body to hold an in-person meeting.

Section 2. If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 3. This local law shall take effect in accordance with the provisions of the Municipal Home Rule Law and the Monroe County Charter.

_____ Committee; _____, 2022 - CV:
File No. 22-____.LL

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF LOCAL LAW: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Resolution	ITEM_7.pdf	Resolution
▢	Referral	R22-0161.pdf	Referral Letter

7.

By Legislators DiFlorio, McCabe, Hebert, Allkofer, Milne, Keller, Dondorfer and Delehanty

Intro. No. ____

MOTION NO. ____ OF 2022

PROVIDING THAT RESOLUTION (INTRO. NO. 165 OF 2022), "ADOPTING 2023-2028 CAPITAL IMPROVEMENT PROGRAM," BE LIFTED FROM THE TABLE

BE IT MOVED, that Resolution (Intro. No. 165 of 2022), entitled "ADOPTING 2023-2028 CAPITAL IMPROVEMENT PROGRAM," be lifted from the table.

File No. 22-0161

ADOPTION: Date: _____ Vote: _____



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

May 6, 2022

OFFICIAL FILE COPY
No. <u>220161</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
PLAN & EC DEV -L
ENV. & PUB. WORKS
INTRGOV REL

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

Subject: Adopt 2023-2028 Capital Improvement Program

Honorable Legislators:

REC & ED
HUMAN SERVICES
TRANSPORTATION
PUBLIC SAFETY
WAYS & MEANS

I recommend that Your Honorable Body adopt the proposed 2023-2028 Capital Improvement Program as recommended by the Monroe County Planning Board. The proposed Capital Improvement Program is submitted to the County Legislature in accordance with Section C4-10 of Article IV and Section C5-7 of Article V of the Monroe County Charter.

This proposed program includes projects designed to address aging infrastructure while at the same time ensuring that Monroe County continues to grow and expand its job base and quality of life. Projects contained in the program are intended to improve and modernize public buildings, construct needed highway and bridge improvements, as well as continue investment in public safety, the Frederick Douglass Greater Rochester International Airport, the County Parks System, the Monroe County Library System, the Monroe Community Hospital, and Monroe Community College.

The 2023-2028 Capital Improvement Program is the result of a collaborative effort involving the County Executive's Office, Departments of Planning and Development, Finance (Office of Management and Budget), Law, Transportation, Environmental Services, Parks, and Information Services. In addition, the Monroe County Planning Board put in many hours in reviewing and recommending this program. I want to thank all of those involved in the preparation of this program for their hard work and dedication.

The specific legislative actions required are:

1. Fix a public hearing on the adoption of the proposed 2023-2028 Capital Improvement Program.

2. Direct the Clerk of the Legislature to publish legal notice of such public hearing at least once in one daily newspaper of general circulation in the County at least ten (10) days before the date set for the hearing.
3. Adopt the proposed 2023-2028 Capital Improvement Program, as submitted, in its entirety.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(27) (“conducting concurrent environmental, engineering, economic, feasibility and other studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not commit the agency to commence, engage in or approve such action”) and is not subject to further review under the State Environmental Quality Review Act.

The adoption of the proposed 2023-2028 Capital Improvement Program 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 favorable action by Your Honorable Body.

Sincerely,



Adam J. Bello
Monroe County Executive



ATTACHMENTS:

	Description	File Name	Type
▢	Resolution	ITEM_8.pdf	Resolution
▢	Referral	R22-0161.pdf	Referral Letter
▢	Supplement for CIP	Grant_22-0161_CIP_SupplementAttach.pdf	Backup Material

By Legislators DiFlorio, McCabe, Hebert, Allkofer, Milne, Keller, Dondorfer and Delehanty

Intro. No. ____

MOTION NO. ____ OF 2022

PROVIDING THAT RESOLUTION (INTRO. NO. 165 OF 2022), "ADOPTING 2023-2028 CAPITAL IMPROVEMENT PROGRAM," BE ADOPTED

BE IT MOVED, that Resolution (Intro. No. 165 of 2022), entitled "ADOPTING 2023-2028 CAPITAL IMPROVEMENT PROGRAM," be adopted.

File No. 22-0161

ADOPTION: Date: _____ Vote: _____

8.2

By Legislators DiFlorio, McCabe, Hebert, Allkofer, Milne, Keller, Dondorfer and Delehanty

Intro. No. 165

RESOLUTION NO. ____ OF 2022

ADOPTING 2023-2028 CAPITAL IMPROVEMENT PROGRAM

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

Section 1. The Legislature hereby adopts the proposed 2023-2028 Capital Improvement Program of the County of Monroe, as submitted by County Executive Adam J. Bello, in its entirety.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

- Planning & Economic Development Committee; May 23, 2022 – CV: 5-0
- Environment & Public Works Committee; May 23, 2022 – CV: 6-0
- Intergovernmental Relations Committee; May 23, 2022 – CV: 5-0
- Recreation & Education Committee; May 23, 2022 – CV: 5-0
- Human Services Committee; May 24, 2022 – CV: 7-0
- Transportation Committee; May 24, 2022 – CV: 6-0
- Public Safety Committee; May 24, 2022 – CV: 8-0
- Ways and Means Committee; May 24, 2022 – CV: 11-0

File No. 22-0161

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

May 6, 2022

OFFICIAL FILE COPY
No. <u>220161</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
PLAN & EC DEV -L
ENV. & PUB. WORKS
INTRGOV REL

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

Subject: Adopt 2023-2028 Capital Improvement Program

Honorable Legislators:

REC & ED
HUMAN SERVICES
TRANSPORTATION
PUBLIC SAFETY
WAYS & MEANS

I recommend that Your Honorable Body adopt the proposed 2023-2028 Capital Improvement Program as recommended by the Monroe County Planning Board. The proposed Capital Improvement Program is submitted to the County Legislature in accordance with Section C4-10 of Article IV and Section C5-7 of Article V of the Monroe County Charter.

This proposed program includes projects designed to address aging infrastructure while at the same time ensuring that Monroe County continues to grow and expand its job base and quality of life. Projects contained in the program are intended to improve and modernize public buildings, construct needed highway and bridge improvements, as well as continue investment in public safety, the Frederick Douglass Greater Rochester International Airport, the County Parks System, the Monroe County Library System, the Monroe Community Hospital, and Monroe Community College.

The 2023-2028 Capital Improvement Program is the result of a collaborative effort involving the County Executive's Office, Departments of Planning and Development, Finance (Office of Management and Budget), Law, Transportation, Environmental Services, Parks, and Information Services. In addition, the Monroe County Planning Board put in many hours in reviewing and recommending this program. I want to thank all of those involved in the preparation of this program for their hard work and dedication.

The specific legislative actions required are:

1. Fix a public hearing on the adoption of the proposed 2023-2028 Capital Improvement Program.

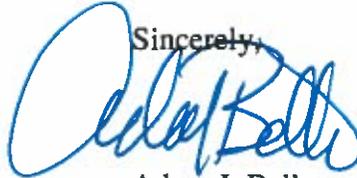
2. Direct the Clerk of the Legislature to publish legal notice of such public hearing at least once in one daily newspaper of general circulation in the County at least ten (10) days before the date set for the hearing.
3. Adopt the proposed 2023-2028 Capital Improvement Program, as submitted, in its entirety.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(27) (“conducting concurrent environmental, engineering, economic, feasibility and other studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not commit the agency to commence, engage in or approve such action”) and is not subject to further review under the State Environmental Quality Review Act.

The adoption of the proposed 2023-2028 Capital Improvement Program 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 favorable action by Your Honorable Body.

Sincerely,



Adam J. Bello
Monroe County Executive



SUPPLEMENT

Recommended 2023 - 2028 Capital Improvement Program



April, 2022



Submitted to
the Monroe County Legislature for
Review and Recommendation



by

Adam J. Bello, County Executive *and*
the
Monroe County Planning Board



Monroe County
Library System
www.libraryweb.org

Supplement to the Recommended 2023-2028 Capital Improvement Program

This Supplement to the April, 2022, Recommended CIP submitted to the Monroe County Legislature is being provided to expand the project summary tables for those departments that use cash from their operating budgets as a source of funds for capital projects (Information Services, Library, Pure Waters, Solid Waste, Parks, Traffic Engineering, Public Safety, and the Office of the Sheriff).

As described in the main CIP document, the sources of funds for financing the County's capital projects are primarily County revenues, project revenues, state and federal aid, and debt financing. Sometimes, private parties or local governments contribute towards a portion of project costs. County revenues primarily consist of property and sales taxes. Project revenues are made up of special district charges (Pure Waters assessments) and enterprise (direct user) fees (Airport, Solid Waste, and Monroe Community Hospital). State and federal aid is in the form of grants for specific projects.

The following department summary tables designate funding sources as follows: County operating cash (cc); County debt financing (c); special district charges (d); district operating cash (dc); enterprise fees (e); enterprise operating cash (ec); state grants (s); federal grants (f); and private funds (p).

Supplement to Recommended 2023-2028 CIP Program Summary Tables Table of Contents

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Department of Information Services

Project Name	Funding	Budget	Annual Project Cost					Total Cost 6 Years
		2023	2024	2025	2026	2027	2028	
N/W Infrastructure	cc	2,750,000	1,350,000	700,000	900,000	1,600,000	950,000	8,250,000
	Total	2,750,000	1,350,000	700,000	900,000	1,600,000	950,000	8,250,000
ERP/Security	cc	350,000	850,000	350,000	200,000	600,000	650,000	3,000,000
	Total	350,000	850,000	350,000	200,000	600,000	650,000	3,000,000
Office Equipment Refresh and Replacement	cc	0	900,000	2,050,000	2,000,000	900,000	1,500,000	7,350,000
	Total	0	900,000	2,050,000	2,000,000	900,000	1,500,000	7,350,000
<i>Italics denotes a new project</i>	County Cash	3,100,000	3,100,000	3,100,000	3,100,000	3,100,000	3,100,000	18,600,000
	Department Total	3,100,000	3,100,000	3,100,000	3,100,000	3,100,000	3,100,000	18,600,000

Health Department - Medical Examiner

Project Name	Funding	Budget	Annual Project Cost					Total Cost 6 Years
		2023	2024	2025	2026	2027	2028	
Toxicology Lab Equipment - Medical Examiner	c	0	310,000	120,000	485,000	0	350,000	1,265,000
	Total	0	310,000	120,000	485,000	0	350,000	1,265,000
<i>Italics denotes a new project</i>	County	0	310,000	120,000	485,000	0	350,000	1,265,000
	Department Total	0	310,000	120,000	485,000	0	350,000	1,265,000

Monroe Community College

Project Name	Funding	Budget	Annual Project Cost					Total Cost 6 Years
		2023	2024	2025	2026	2027	2028	
Property Preservation Projects Phase 3	c	680,000	273,000	1,500,000	1,000,000	1,000,000	1,250,000	5,703,000
	s	680,000	273,000	1,500,000	1,000,000	1,000,000	1,250,000	5,703,000
	Total	1,360,000	546,000	3,000,000	2,000,000	2,000,000	2,500,000	11,406,000
Applied Technology Center - S.T.E.M. Addition	c	174,000	5,546,000	5,713,000	5,884,000		0	17,317,000
	s	174,000	5,546,000	5,713,000	5,884,000		0	17,317,000
	Total	348,000	11,092,000	11,426,000	11,768,000	0	0	34,634,000
Services for Students Renovation	c	2,533,000	2,609,000	2,688,000	0	0	0	7,830,000
	s	2,533,000	2,609,000	2,688,000	0	0	0	7,830,000
	Total	5,066,000	5,218,000	5,376,000	0	0	0	15,660,000
Capital Equipment Replacement - Technology	c	680,000	250,000	0	0	0	0	930,000
	s	680,000	250,000	0	0	0	0	930,000
	Total	1,360,000	500,000	0	0	0	0	1,860,000
Expand Virtual Learning Center	c	296,000	0	0	0	0	0	296,000
	s	296,000	0	0	0	0	0	296,000
	Total	592,000	0	0	0	0	0	592,000
Improve Safety of Downtown Campus Entrance	c	232,000	0	0	0	0	0	232,000
	s	232,000	0	0	0	0	0	232,000
	Total	464,000	0	0	0	0	0	464,000
Optimize Campus Wayfinding	c	0	0	0	0	1,568,000	1,568,000	3,136,000
	s	0	0	0	0	1,568,000	1,568,000	3,136,000
	Total	0	0	0	0	3,136,000	3,136,000	6,272,000
Enhance Pedestrian Safety & Connectivity	c	0	0	0	0	431,000	0	431,000
	s	0	0	0	0	431,000	0	431,000
	Total	0	0	0	0	862,000	0	862,000
Improve Transit Services & Facilities	c	0	0	0	0	0	125,000	125,000
	s	0	0	0	0	0	125,000	125,000
	Total	0	0	0	0	0	250,000	250,000
Italics denotes a new project	County	4,595,000	8,678,000	9,901,000	6,884,000	2,999,000	2,943,000	36,000,000
	State	4,595,000	8,678,000	9,901,000	6,884,000	2,999,000	2,943,000	36,000,000
	Department Total	9,190,000	17,356,000	19,802,000	13,768,000	5,998,000	5,886,000	72,000,000

Monroe Community Hospital

Project Name	Funding	Budget	Annual Project Cost					Total Cost 6 Years
		2023	2024	2025	2026	2027	2028	
Infrastructure Improvements	e	220,000	150,000	175,000	150,000	400,000	150,000	1,245,000
	Total	220,000	150,000	175,000	150,000	400,000	150,000	1,245,000
Information Technology Equipment	e	593,000	1,218,000	843,000	1,340,000	443,000	643,000	5,080,000
	Total	593,000	1,218,000	843,000	1,340,000	443,000	643,000	5,080,000
Equipment/Furnishings/Resident Care	e	388,000	502,000	524,000	837,000	556,000	448,000	3,255,000
	Total	388,000	502,000	524,000	837,000	556,000	448,000	3,255,000
Interior Improvements	e	600,000	500,000	300,000	300,000	200,000	200,000	2,100,000
	Total	600,000	500,000	300,000	300,000	200,000	200,000	2,100,000
Exterior, Site and Utility Improvements	e	350,000	175,000	175,000	175,000	175,000	175,000	1,225,000
	Total	350,000	175,000	175,000	175,000	175,000	175,000	1,225,000
Roof Improvements	e	0	1,000,000	0	0	1,000,000	0	2,000,000
	Total	0	1,000,000	0	0	1,000,000	0	2,000,000
<i>Italics denotes a new project</i>	Enterprise	2,151,000	3,545,000	2,017,000	2,802,000	2,774,000	1,616,000	14,905,000
	Department Total	2,151,000	3,545,000	2,017,000	2,802,000	2,774,000	1,616,000	14,905,000

Monroe County Library System

Project Name	Funding	Budget	Annual Project Cost					Total Cost 6 Years
		2023	2024	2025	2026	2027	2028	
Library System Automation	cc	155,000	155,000	155,000	155,000	155,000	155,000	930,000
	Total	155,000	155,000	155,000	155,000	155,000	155,000	930,000
Monroe County Library System Fleet Replacement	c	0	0	0	0	260,000	0	260,000
	Total	0	0	0	0	260,000	0	260,000
<i>Italics denotes a new project</i>	County	0	0	0	0	260,000	0	260,000
	County Cash	155,000	155,000	155,000	155,000	155,000	155,000	930,000
	Department Total	155,000	155,000	155,000	155,000	415,000	155,000	1,190,000

Department of Aviation

Project Name	Funding	Budget	Annual Project Cost					Total Cost 6 Years
		2023	2024	2025	2026	2027	2028	
Runway 28 Safety Improvements	e	10,000	15,000	125,000	0	0	0	150,000
	s	10,000	15,000	125,000	0	0	0	150,000
	f	180,000	270,000	2,250,000	0	0	0	2,700,000
	Total	200,000	300,000	2,500,000	0	0	0	3,000,000
General Aviation Apron Improvements	e	25,000	25,000	0	25,000	0	25,000	100,000
	s	25,000	25,000	0	25,000	0	25,000	100,000
	f	450,000	450,000	0	450,000	0	450,000	1,800,000
	Total	500,000	500,000	0	500,000	0	500,000	2,000,000
Heavy Equipment	e	0	0	0	30,000	0	0	30,000
	s	0	0	0	30,000	0	0	30,000
	f	2,000,000	0	2,000,000	540,000	0	0	4,540,000
	Total	2,000,000	0	2,000,000	600,000	0	0	4,600,000
Airspace Protection Program	e	50,000	0	50,000	0	0	0	100,000
	s	50,000	0	50,000	0	0	0	100,000
	f	900,000	0	900,000	0	0	0	1,800,000
	Total	1,000,000	0	1,000,000	0	0	0	2,000,000
Terminal Improvements	e	0	0	0	0	100,000	0	100,000
	s	0	0	0	0	100,000	0	100,000
	f	1,000,000	0	0	3,070,000	1,800,000	0	5,870,000
	Total	1,000,000	0	0	3,070,000	2,000,000	0	6,070,000
Airport Building Improvements	e	1,000,000	0	0	1,000,000	0	0	2,000,000
	Total	1,000,000	0	0	1,000,000	0	0	2,000,000
Terminal Fire Detection Upgrade	f	1,000,000	0	0	0	2,000,000	0	3,000,000
	Total	1,000,000	0	0	0	2,000,000	0	3,000,000
Airport Information Systems Upgrade	f	300,000	0	0	0	500,000	0	800,000
	Total	300,000	0	0	0	500,000	0	800,000
Planning and Design Projects	e	13,000	0	0	0	25,000	0	38,000
	s	13,000	0	0	0	25,000	0	38,000
	f	225,000	0	0	0	450,000	0	675,000
	Total	251,000	0	0	0	500,000	0	751,000
100 Ramp Rehabilitation	e	200,000	0	0	0	0	500,000	700,000
	Total	200,000	0	0	0	0	500,000	700,000
Property Acquisition	e	25,000	0	0	0	0	25,000	50,000
	s	25,000	0	0	0	0	25,000	50,000
	f	450,000	0	0	0	0	450,000	900,000
	Total	500,000	0	0	0	0	500,000	1,000,000
Taxiway "C" Rehabilitation	e	0	0	50,000	0	0	0	50,000
	s	0	0	50,000	0	0	0	50,000
	f	0	3,000,000	900,000	0	0	0	3,900,000
	Total	0	3,000,000	1,000,000	0	0	0	4,000,000
Parking Facility Upgrades	e	0	500,000	0	500,000	0	500,000	1,500,000
	Total	0	500,000	0	500,000	0	500,000	1,500,000
North Ramp Improvements	e	0	50,000	0	0	100,000	0	150,000
	s	0	50,000	0	0	100,000	0	150,000
	f	0	900,000	0	0	1,800,000	0	2,700,000
	Total	0	1,000,000	0	0	2,000,000	0	3,000,000

Department of Aviation, continued

Project Name	Funding	Budget	Annual Project Cost					Total Cost 6 Years
		2023	2024	2025	2026	2027	2028	
Viaduct Rehabilitation	e	0	50,000	0	0	50,000	0	100,000
	s	0	50,000	0	0	50,000	0	100,000
	f	0	900,000	0	0	900,000	0	1,800,000
	Total	0	1,000,000	0	0	1,000,000	0	2,000,000
Access/Circulation Roadway	e	0	500,000	0	0	0	500,000	1,000,000
	s	0	0	0	0	0	0	0
	f	0	0	0	0	0	0	0
	Total	0	500,000	0	0	0	500,000	1,000,000
Airport Safety and Security	e	0	75,000	0	0	0	0	75,000
	s	0	75,000	0	0	0	0	75,000
	f	0	1,350,000	0	0	0	0	1,350,000
	Total	0	1,500,000	0	0	0	0	1,500,000
Airport Pavement Management Study	e	0	15,000	0	0	0	0	15,000
	s	0	15,000	0	0	0	0	15,000
	f	0	270,000	0	0	0	0	270,000
	Total	0	300,000	0	0	0	0	300,000
Refurbish Passenger Loading Bridges	f	0	0	2,000,000	0	0	2,000,000	4,000,000
	Total	0	0	2,000,000	0	0	2,000,000	4,000,000
Runway 4-22 Safety Improvement at Little Black Creek	e	0	0	55,000	0	0	25,000	80,000
	s	0	0	55,000	0	0	25,000	80,000
	f	0	0	990,000	0	0	450,000	1,440,000
	Total	0	0	1,100,000	0	0	500,000	1,600,000
Airport Utility System Improvements	e	0	0	0	50,000	0	0	50,000
	s	0	0	0	50,000	0	0	50,000
	f	0	0	0	900,000	0	0	900,000
	Total	0	0	0	1,000,000	0	0	1,000,000
Master Plan Update	e	0	0	0	50,000	0	0	50,000
	s	0	0	0	50,000	0	0	50,000
	f	0	0	0	900,000	0	0	900,000
	Total	0	0	0	1,000,000	0	0	1,000,000
Runway 4-22 Connector Taxiways	e	0	0	0	75,000	0	0	75,000
	s	0	0	0	75,000	0	0	75,000
	f	0	0	0	1,350,000	0	0	1,350,000
	Total	0	0	0	1,500,000	0	0	1,500,000
Rehabilitate Taxiway A	e	0	0	0	0	0	100,000	100,000
	s	0	0	0	0	0	100,000	100,000
	f	0	0	0	0	0	1,800,000	1,800,000
	Total	0	0	0	0	0	2,000,000	2,000,000
Airfield Lighting Upgrade	e	0	0	0	0	0	75,000	75,000
	s	0	0	0	0	0	75,000	75,000
	f	0	0	0	0	0	1,350,000	1,350,000
	Total	0	0	0	0	0	1,500,000	1,500,000
Environmental Compliance Projects	e	0	0	0	0	0	50,000	50,000
	s	0	0	0	0	0	50,000	50,000
	f	0	0	0	0	0	900,000	900,000
	Total	0	0	0	0	0	1,000,000	1,000,000
<i>Italics denotes a new project</i>	Enterprise	1,323,000	1,230,000	280,000	1,730,000	275,000	1,800,000	6,638,000
	State	123,000	230,000	280,000	230,000	275,000	300,000	1,438,000
	Federal	6,505,000	7,140,000	9,040,000	7,210,000	7,450,000	7,400,000	44,745,000
	Department Total	7,951,000	8,600,000	9,600,000	9,170,000	8,000,000	9,500,000	52,821,000

Department of Environmental Services - Division of Pure Waters

Project Name	Funding	Budget	Annual Project Cost					Total Cost 6 Years	
		2023	2024	2025	2026	2027	2028		
RPWD - General Collection System & Treatment Plant Improvements	dc	2,500,000	2,500,000	2,500,000	2,500,000	2,500,000	2,500,000	2,500,000	15,000,000
	Total	2,500,000	2,500,000	2,500,000	2,500,000	2,500,000	2,500,000	2,500,000	15,000,000
NWQPWD - General Pump Station, Interceptor and Treatment Plant Improvements	dc	950,000	950,000	950,000	950,000	950,000	950,000	950,000	5,700,000
	Total	950,000	950,000	950,000	950,000	950,000	950,000	950,000	5,700,000
IBSCPWD - General Pump Station & Interceptor Improvements	dc	450,000	450,000	450,000	450,000	450,000	450,000	450,000	2,700,000
	Total	450,000	450,000	450,000	450,000	450,000	450,000	450,000	2,700,000
GCOSD - General Collection System Improvements	dc	350,000	350,000	350,000	350,000	350,000	350,000	450,000	2,200,000
	Total	350,000	350,000	350,000	350,000	350,000	350,000	450,000	2,200,000
RPWD - CSOAP Tunnel System Improvements	d	0	0	1,200,000	4,800,000	0	0	0	6,000,000
	Total	0	0	1,200,000	4,800,000	0	0	0	6,000,000
IBSCPWD - South Central Trunk Sewer Improvements	d	0	0	1,200,000	1,800,000	0	0	0	3,000,000
	Total	0	0	1,200,000	1,800,000	0	0	0	3,000,000
NWQPWD - Aeration Improvements	d	0	0	2,400,000	6,000,000	6,000,000	0	0	14,400,000
	Total	0	0	2,400,000	6,000,000	6,000,000	0	0	14,400,000
GCOSD - Pump Station Improvements	d	0	0	750,000	0	0	0	0	750,000
	Total	0	0	750,000	0	0	0	0	750,000
IBSCPWD - Thomas Creek Pump Station Improvements	d	0	0	0	400,000	1,600,000	0	0	2,000,000
	Total	0	0	0	400,000	1,600,000	0	0	2,000,000
NWQPWD - Preliminary Treatment Improvements	d	0	0	0	600,000	2,400,000	0	0	3,000,000
	Total	0	0	0	600,000	2,400,000	0	0	3,000,000
FEV - Primary Scum Collection Improvements	d	0	0	0	1,000,000	0	0	0	1,000,000
	Total	0	0	0	1,000,000	0	0	0	1,000,000
FEV - Stockroom and MEI Shop Improvements	d	0	0	0	0	1,200,000	4,800,000	0	6,000,000
	Total	0	0	0	0	1,200,000	4,800,000	0	6,000,000
NWQPWD - Buttonwood/Flynn Rd/Island Cottage Pump Stations Improvements	d	0	0	0	0	3,500,000	16,500,000	0	20,000,000
	Total	0	0	0	0	3,500,000	16,500,000	0	20,000,000
<i>IBSCPWD - Irondequoit Bay Pump Station Improvements</i>	d	0	0	0	0	0	1,000,000	0	1,000,000
	Total	0	0	0	0	0	1,000,000	0	1,000,000
<i>RPWD - General CSOAP Tunnel System Improvements</i>	dc	0	0	0	0	0	0	500,000	500,000
	Total	0	0	0	0	0	0	500,000	500,000
<i>NWQPWD - NWQ WWTF Electrical Improvements</i>	d	0	0	0	0	0	0	400,000	400,000
	Total	0	0	0	0	0	0	400,000	400,000
<i>Italics denotes a new project</i>	District	0	0	5,550,000	14,600,000	14,700,000	22,700,000	0	57,550,000
	District Cash	4,250,000	4,250,000	4,250,000	4,250,000	4,250,000	4,850,000	0	26,100,000
	Department Total	4,250,000	4,250,000	9,800,000	18,850,000	18,950,000	27,550,000	0	83,650,000

Department of Environmental Services - Engineering and Facilities Management

Project Name	Funding	Budget	Annual Project Cost					Total Cost 6 Years
		2023	2024	2025	2026	2027	2028	
Frontier Field Stadium Seating and Caulking Replacement	c	1,000,000	0	0	0	0	0	1,000,000
	Total	1,000,000	0	0	0	0	0	1,000,000
CityPlace Electrical and Mechanical Improvements	c	1,600,000	0	0	0	0	0	1,600,000
	Total	1,600,000	0	0	0	0	0	1,600,000
General Elevator Reconstructions and Replacements	c	3,000,000	3,000,000	0	0	0	0	6,000,000
	Total	3,000,000	3,000,000	0	0	0	0	6,000,000
General Improvements of County Buildings	c	1,325,000	0	1,400,000	0	1,350,000	0	4,075,000
	Total	1,325,000	0	1,400,000	0	1,350,000	0	4,075,000
Westfall Building Reconstruction	c	1,100,000	0	0	0	0	2,800,000	3,900,000
	Total	1,100,000	0	0	0	0	2,800,000	3,900,000
Hall of Justice Court Requested Improvements	s	0	200,000	0	0	200,000	0	400,000
	Total	0	200,000	0	0	200,000	0	400,000
Hall of Justice Reconstruction	c	0	0	675,000	0	1,825,000	0	2,500,000
	Total	0	0	675,000	0	1,825,000	0	2,500,000
Civic Center Complex Reconstruction	c	0	0	675,000	0	825,000	0	1,500,000
	Total	0	0	675,000	0	825,000	0	1,500,000
HOJ Sally Port	c	0	0	3,000,000	0	0	0	3,000,000
	Total	0	0	3,000,000	0	0	0	3,000,000
Fleet Maintenance Building Improvements	c	0	0	0	500,000	2,000,000	0	2,500,000
	Total	0	0	0	500,000	2,000,000	0	2,500,000
CityPlace General Improvements	c	0	0	0	0	0	1,250,000	1,250,000
	Total	0	0	0	0	0	1,250,000	1,250,000
<i>Italics denotes a new project</i>	County	8,025,000	3,000,000	5,750,000	500,000	6,000,000	4,050,000	27,325,000
	State	0	200,000	0	0	200,000	0	400,000
	Department Total	8,025,000	3,200,000	5,750,000	500,000	6,200,000	4,050,000	27,725,000

Department of Environmental Services - Solid Waste

Project Name	Funding	Budget	Annual Project Cost					Total Cost 6 Years
		2023	2024	2025	2026	2027	2028	
MCRC & RRF Facilities Improvements	ec	200,000	200,000	200,000	200,000	200,000	200,000	1,200,000
	Total	200,000	200,000	200,000	200,000	200,000	200,000	1,200,000
Northeast Quadrant (Gloria Drive) Landfill Improvements	e	0	0	500,000	2,500,000	2,500,000	0	5,500,000
	Total	0	0	500,000	2,500,000	2,500,000	0	5,500,000
<i>Italics denotes a new project</i>	Enterprise	0	0	500,000	2,500,000	2,500,000	0	5,500,000
	Enterprise	200,000	200,000	200,000	200,000	200,000	200,000	1,200,000
	Cash							
	Department Total	200,000	200,000	700,000	2,700,000	2,700,000	200,000	6,700,000

Department of Parks

Project Name	Funding	Budget	Annual Project Cost					Total Cost 6 Years
		2023	2024	2025	2026	2027	2028	
Buildings and Structures	cc	750,000	750,000	750,000	750,000	750,000	750,000	4,500,000
	Total	750,000	750,000	750,000	750,000	750,000	750,000	4,500,000
Equipment/Vehicles Parks - Heavy Duty	cc	200,000	200,000	200,000	200,000	200,000	200,000	1,200,000
	Total	200,000	200,000	200,000	200,000	200,000	200,000	1,200,000
Equipment/Vehicles Parks - Light Duty	cc	50,000	50,000	50,000	50,000	50,000	50,000	300,000
	Total	50,000	50,000	50,000	50,000	50,000	50,000	300,000
Utilities, Access and Site Improvements	cc	550,000	550,000	550,000	550,000	550,000	550,000	3,300,000
	Total	550,000	550,000	550,000	550,000	550,000	550,000	3,300,000
Highland Park - Master Plan Improvements	c	20,000	700,000	0	0	0	0	720,000
	Total	20,000	700,000	0	0	0	0	720,000
Churchville Park - Master Plan Update	c	0	80,000	0	0	0	0	80,000
	Total	0	80,000	0	0	0	0	80,000
Greece Canal Park - Master Plan Improvements	c	0	50,000	600,000	0	0	0	650,000
	Total	0	50,000	600,000	0	0	0	650,000
Ontario Beach Park - Master Plan Improvements	c	0	0	0	100,000	800,000	0	900,000
	Total	0	0	0	100,000	800,000	0	900,000
Black Creek Park - Master Plan Improvements	c	0	0	0	0	100,000	720,000	820,000
	Total	0	0	0	0	100,000	720,000	820,000
<i>Oatka Creek Park - Master Plan Update</i>	c	0	0	0	0	0	80,000	80,000
	Total	0	0	0	0	0	80,000	80,000
<i>Italics denotes a new project</i>	County	20,000	830,000	600,000	100,000	900,000	800,000	3,250,000
	County Cash	1,550,000	1,550,000	1,550,000	1,550,000	1,550,000	1,550,000	9,300,000
	Department Total	1,570,000	2,380,000	2,150,000	1,650,000	2,450,000	2,350,000	12,550,000

Department of Parks - Seneca Park Zoo

Project Name	Funding	Budget	Annual Project Cost					Total Cost 6 Years
		2023	2024	2025	2026	2027	2028	
Tropical Exhibit and Main Entry Plaza	c	49,000,000	0	0	0	0	0	49,000,000
	p	15,120,000	0	0	0	0	0	15,120,000
	Total	64,120,000	0	0	0	0	0	64,120,000
Facilities and Grounds	c	500,000	0	500,000	0	500,000	0	1,500,000
	Total	500,000	0	500,000	0	500,000	0	1,500,000
<i>Italics denotes a new project</i>	County	49,500,000	0	500,000	0	500,000	0	50,500,000
	Private	15,120,000	0	0	0	0	0	15,120,000
	Department Total	64,620,000	0	500,000	0	500,000	0	65,620,000

Department of Transportation - Highways and Bridges

Project Name	Funding	Budget	Annual Project Cost					Total Cost 6 Years
		2023	2024	2025	2026	2027	2028	
Culvert Replacement Program	c	1,600,000	1,600,000	1,600,000	1,600,000	1,600,000	1,600,000	9,600,000
	Total	1,600,000	1,600,000	1,600,000	1,600,000	1,600,000	1,600,000	9,600,000
Milling/Resurfacing/Recycling	c	1,500,000	1,500,000	1,500,000	1,500,000	1,500,000	1,500,000	9,000,000
	Total	1,500,000	1,500,000	1,500,000	1,500,000	1,500,000	1,500,000	9,000,000
DOT Replacement Vehicles	cc	125,000	125,000	125,000	125,000	125,000	125,000	750,000
	Total	125,000	125,000	125,000	125,000	125,000	125,000	750,000
Road Machinery & Equipment	c	373,000	247,000	59,000	378,000	305,000	258,000	1,620,000
	Total	373,000	247,000	59,000	378,000	305,000	258,000	1,620,000
Thomas Avenue (St. Paul Blvd. to Pattonwood Drive)	c	450,000	0	4,800,000	0	0	0	5,250,000
	Total	450,000	0	4,800,000	0	0	0	5,250,000
Redman Road Bridge over Yanty Creek (1041320)	c	275,000	0	1,950,000	0	0	0	2,225,000
	Total	275,000	0	1,950,000	0	0	0	2,225,000
Phillips Road (NYS Route 104 to Schlegel Road)	c	425,000	0	0	5,800,000	0	0	6,225,000
	Total	425,000	0	0	5,800,000	0	0	6,225,000
Hinchey Road (Pixley Road to Chili Avenue)	c	6,200,000	0	0	0	0	0	6,200,000
	Total	6,200,000	0	0	0	0	0	6,200,000
Middle Road (Erie Station Road to Lehigh Station Road)	c	3,200,000	0	0	0	0	0	3,200,000
	Total	3,200,000	0	0	0	0	0	3,200,000
Highway Preventive Maintenance #10	c	0	370,000	0	0	0	0	370,000
	s	0	1,112,000	0	0	0	0	1,112,000
	f	0	5,929,000	0	0	0	0	5,929,000
	Total	0	7,411,000	0	0	0	0	7,411,000
East River Road (NYS Thruway I-90 to Ward Road)	c	0	6,350,000	0	0	0	0	6,350,000
	p	0	1,650,000	0	0	0	0	1,650,000
	Total	0	8,000,000	0	0	0	0	8,000,000
Calkins Road (East Henrietta Road to Pinnacle Road)	c	0	4,200,000	0	0	0	0	4,200,000
	Total	0	4,200,000	0	0	0	0	4,200,000
Mile Square Road Bridge over Irondequoit Creek (3317130)	c	0	275,000	0	1,550,000	0	0	1,825,000
	Total	0	275,000	0	1,550,000	0	0	1,825,000
Taylor Road Bridge over Irondequoit Creek (3317720)	c	0	275,000	0	1,200,000	0	0	1,475,000
	Total	0	275,000	0	1,200,000	0	0	1,475,000
Linden Avenue (NYS Route 441 to N. Washington Street)	c	0	425,000	0	0	4,200,000	0	4,625,000
	Total	0	425,000	0	0	4,200,000	0	4,625,000
North Hamlin Road Bridge over Sandy Creek (3317640)	c	0	0	1,100,000	0	0	0	1,100,000
	Total	0	0	1,100,000	0	0	0	1,100,000
Moscow Road Bridge over Yanty Creek (3317110)	c	0	0	275,000	0	1,400,000	0	1,675,000
	Total	0	0	275,000	0	1,400,000	0	1,675,000
Broadway: S. Union/Goodman & Union St.: Broadway/Monroe (City)	c	0	0	0	4,000,000	0	0	4,000,000
	Total	0	0	0	4,000,000	0	0	4,000,000
Clover Street (Monroe Avenue to East Avenue)	c	0	0	0	580,000	0	0	580,000
	Total	0	0	0	580,000	0	0	580,000
Vintage Lane Bridge over Round Pond Creek (3367000)	c	0	0	0	300,000	0	1,500,000	1,800,000
	Total	0	0	0	300,000	0	1,500,000	1,800,000
Lehigh Station Road (East River Rd. to W. Henrietta Rd.)	c	0	0	0	0	500,000	0	500,000
	Total	0	0	0	0	500,000	0	500,000
Harris Road (NYS Route 441 to Atlantic Avenue)	c	0	0	0	0	490,000	0	490,000
	Total	0	0	0	0	490,000	0	490,000

Department of Transportation - Highways and Bridges, continued

Project Name	Funding	Budget	Annual Project Cost					Total Cost 6 Years	
		2023	2024	2025	2026	2027	2028		
Turk Hill Road Bridge over Thomas Creek Tributary (3317260)	c	0	0	0	0	0	275,000	0	275,000
	Total	0	0	0	0	0	275,000	0	275,000
Ridgeway Avenue - City Line to Ramona Street (City)	c	0	0	0	0	0	0	3,000,000	3,000,000
	Total	0	0	0	0	0	0	3,000,000	3,000,000
<i>Trolley Blvd (Long Pond Rd. to Lee Rd.)</i>	c	0	0	0	0	0	0	400,000	400,000
	Total	0	0	0	0	0	0	400,000	400,000
<i>Jacobs Road Bridge over Yanty Creek (3317670)</i>	c	0	0	0	0	0	0	325,000	325,000
	Total	0	0	0	0	0	0	325,000	325,000
<i>Italics denotes a new project</i>	County	14,023,000	15,242,000	11,284,000	16,908,000	10,270,000	8,583,000	76,310,000	
	County Cash	125,000	125,000	125,000	125,000	125,000	125,000	750,000	
	Private	0	1,650,000	0	0	0	0	1,650,000	
	State	0	1,112,000	0	0	0	0	1,112,000	
	Federal	0	5,929,000	0	0	0	0	5,929,000	
	Department Total	14,148,000	24,058,000	11,409,000	17,033,000	10,395,000	8,708,000	85,751,000	

Department of Transportation - Traffic Engineering

Project Name	Funding	Budget	Annual Project Cost					Total Cost 6 Years	
		2023	2024	2025	2026	2027	2028		
Traffic Engineering	cc	450,000	450,000	450,000	450,000	450,000	450,000	450,000	2,700,000
	Total	450,000	450,000	450,000	450,000	450,000	450,000	450,000	2,700,000
Spot Improvement Projects	cc	500,000	500,000	500,000	500,000	500,000	500,000	500,000	3,000,000
	Total	500,000	500,000	500,000	500,000	500,000	500,000	500,000	3,000,000
City of Rochester Traffic Features	cc	250,000	250,000	250,000	250,000	250,000	250,000	250,000	1,500,000
	Total	250,000	250,000	250,000	250,000	250,000	250,000	250,000	1,500,000
Traffic Sign Retroreflectivity Program	cc	50,000	50,000	50,000	50,000	50,000	50,000	100,000	350,000
	Total	50,000	50,000	50,000	50,000	50,000	50,000	100,000	350,000
Highway Lighting Rehabilitation - Central	c	3,850,000	0	0	0	0	0	0	3,850,000
	Total	3,850,000	0	0	0	0	0	0	3,850,000
Road Machinery and Apparatus	c	0	180,000	100,000	845,000	160,000	196,000	1,481,000	
	Total	0	180,000	100,000	845,000	160,000	196,000	1,481,000	
RTOC Rehabilitation II	c	0	0	0	200,000	0	1,500,000	1,700,000	
	Total	0	0	0	200,000	0	1,500,000	1,700,000	
<i>Italics denotes a new project</i>	County	3,850,000	180,000	100,000	1,045,000	160,000	1,696,000	7,031,000	
	County Cash	1,250,000	1,250,000	1,250,000	1,250,000	1,250,000	1,300,000	7,550,000	
	Department Total	5,100,000	1,430,000	1,350,000	2,295,000	1,410,000	2,996,000	14,581,000	

Department of Public Safety

Project Name	Funding	Budget	Annual Project Cost					Total Cost 6 Years
		2023	2024	2025	2026	2027	2028	
Public Safety Communications Equipment and Device Replacement	cc	250,000	500,000	250,000	250,000	500,000	250,000	2,000,000
	Total	250,000	500,000	250,000	250,000	500,000	250,000	2,000,000
Public Safety Communications Infrastructure	cc	500,000	250,000	500,000	500,000	250,000	500,000	2,500,000
	Total	500,000	250,000	500,000	500,000	250,000	500,000	2,500,000
Public Safety Vehicle Replacement	cc	120,000	120,000	120,000	120,000	120,000	120,000	720,000
	Total	120,000	120,000	120,000	120,000	120,000	120,000	720,000
Public Safety Technology Research and Planning	c	200,000	200,000	0	0	0	200,000	600,000
	Total	200,000	200,000	0	0	0	200,000	600,000
Public Safety Communications Infrastructure Replacement	c	1,265,000	0	0	0	0	0	1,265,000
	Total	1,265,000	0	0	0	0	0	1,265,000
Hazardous Material Fire Truck Replacement	c	0	1,300,000	0	0	0	0	1,300,000
	Total	0	1,300,000	0	0	0	0	1,300,000
Public Safety Training Center Capital Improvements	c	0	100,000	0	0	0	50,000	150,000
	Total	0	100,000	0	0	0	50,000	150,000
Forensic Instrumentation Upgrade	c	0	0	140,000	150,000	1,300,000	0	1,590,000
	Total	0	0	140,000	150,000	1,300,000	0	1,590,000
Public Safety Systems Hardware / Software Upgrades	c	0	0	432,000	300,000	0	0	732,000
	Total	0	0	432,000	300,000	0	0	732,000
911 Phone System	c	0	0	2,750,000	0	0	0	2,750,000
	Total	0	0	2,750,000	0	0	0	2,750,000
Communications Site (Tower) Relocation	c	0	0	250,000	0	0	0	250,000
	Total	0	0	250,000	0	0	0	250,000
911 Logging Recorder Replacement	c	0	0	0	500,000	0	0	500,000
	Total	0	0	0	500,000	0	0	500,000
911 Workstation Replacement	c	0	0	0	0	375,000	0	375,000
	Total	0	0	0	0	375,000	0	375,000
<i>Special Operations Vehicle Replacement (Fire Bureau)</i>	c	0	0	0	0	0	600,000	600,000
	Total	0	0	0	0	0	600,000	600,000
Improve & Expand Emergency Operations Center	c	0	0	0	0	0	50,000	50,000
	Total	0	0	0	0	0	50,000	50,000
<i>Italics denotes a new project</i>	County	1,465,000	1,600,000	3,572,000	950,000	1,675,000	900,000	10,162,000
	County Cash	870,000	870,000	870,000	870,000	870,000	870,000	5,220,000
	Department Total	2,335,000	2,470,000	4,442,000	1,820,000	2,545,000	1,770,000	15,382,000

Monroe County Office of the Sheriff

Project Name	Funding	Budget	Annual Project Cost					Total Cost 6 Years
		2023	2024	2025	2026	2027	2028	
Sheriff's Vehicle Replacement	cc	1,600,000	1,600,000	1,600,000	1,600,000	1,600,000	1,600,000	9,600,000
	Total	1,600,000	1,600,000	1,600,000	1,600,000	1,600,000	1,600,000	9,600,000
Jail Tower Addition and Mainframe Improvements	c	600,000	0	0	0	0	0	600,000
	Total	600,000	0	0	0	0	0	600,000
Sheriff's Armored Vehicle Replacement	s	250,000	0	0	0	0	0	250,000
	Total	250,000	0	0	0	0	0	250,000
Sheriff's Office CBRNE Total Containment Vessel Replacement Project	c	0	250,000	0	0	0	0	250,000
	Total	0	250,000	0	0	0	0	250,000
Jail Mainframe Reconstruction	c	0	0	12,500,000	0	0	0	12,500,000
	Total	0	0	12,500,000	0	0	0	12,500,000
Sheriff's Office Active Shooter Firearm and PPE replacement project	c	0	0	0	0	350,000	0	350,000
	Total	0	0	0	0	350,000	0	350,000
Sheriff's Office Marine Unit Vessel Replacement Project	c	0	0	0	0	300,000	0	300,000
	s	0	0	0	0	100,000	0	100,000
	Total	0	0	0	0	400,000	0	400,000
HOJ Plaza Level Security Project	c	0	0	0	0	250,000	0	250,000
	Total	0	0	0	0	250,000	0	250,000
<i>Radio Communications Infrastructure for Jail and Court Bureau</i>	c	0	0	0	0	0	750,000	750,000
	Total	0	0	0	0	0	750,000	750,000
<i>Sheriff's Spec OPS Bldg Upgrades</i>	c	0	0	0	0	0	150,000	150,000
	Total	0	0	0	0	0	150,000	150,000
<i>Italics denotes a new project</i>	County	600,000	250,000	12,500,000	0	900,000	900,000	15,150,000
	County Cash	1,600,000	1,600,000	1,600,000	1,600,000	1,600,000	1,600,000	9,600,000
	State	250,000	0	0	0	100,000	0	350,000
	Department Total	2,450,000	1,850,000	14,100,000	1,600,000	2,600,000	2,500,000	25,100,000

Monroe County Water Authority

Project Name	Funding	Budget	Annual Project Cost					Total Cost 6 Years
		2023	2024	2025	2026	2027	2028	
Hydrant Replacement Program	d	375,000	400,000	425,000	450,000	475,000	475,000	2,600,000
	Total	375,000	400,000	425,000	450,000	475,000	475,000	2,600,000
Water Main Rehabilitation	d	7,700,000	7,900,000	8,000,000	8,150,000	8,300,000	8,300,000	48,350,000
	Total	7,700,000	7,900,000	8,000,000	8,150,000	8,300,000	8,300,000	48,350,000
Storage Facilities Rehabilitation	d	1,400,000	1,200,000	930,000	1,900,000	1,750,000	1,750,000	8,930,000
	Total	1,400,000	1,200,000	930,000	1,900,000	1,750,000	1,750,000	8,930,000
Residential Meter Replacement and Upgrade Program	d	2,485,000	2,700,000	2,700,000	2,700,000	2,700,000	2,700,000	15,985,000
	Total	2,485,000	2,700,000	2,700,000	2,700,000	2,700,000	2,700,000	15,985,000
Large Meter Replacement and Upgrade Program	d	307,250	310,000	310,000	310,000	310,000	310,000	1,857,250
	Total	307,250	310,000	310,000	310,000	310,000	310,000	1,857,250
Valve Replacement Program	d	320,000	340,000	360,000	380,000	400,000	400,000	2,200,000
	Total	320,000	340,000	360,000	380,000	400,000	400,000	2,200,000
<i>Italics denotes a new project</i>	District	12,587,250	12,850,000	12,725,000	13,890,000	13,935,000	13,935,000	79,922,250
	Department Total	12,587,250	12,850,000	12,725,000	13,890,000	13,935,000	13,935,000	79,922,250



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R22-0201.pdf	Referral Letter
▢	Resolution	ITEM_9.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

June 10, 2022

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

Subject: Authorize the Use of a New York State Department of Agriculture and Markets Short Environmental Assessment Form for Unlisted Actions related to Agricultural Districts and Enter into a Cooperative Agreement with the New York State Department of Agriculture and Markets Regarding State Environmental Quality Reviews for Monroe County Agricultural District Processes

Honorable Legislators:

I recommend that Your Honorable Body authorize the use of a New York State Department of Agriculture and Markets Short Environmental Assessment Form for Unlisted Actions related to agricultural districts and enter into a Cooperative Agreement with the New York State Department of Agriculture and Markets ("Ag and Markets") for the purpose of establishing Monroe County as the Lead Agency to conduct a coordinated review with Ag and Markets.

The scope of the Cooperative Agreement will cover the following processes that Agriculture & Markets Law, Article 25-AA requires Monroe County to undertake: review of an existing Agricultural District, which includes termination or modification of such district, pursuant to AML § 303-a; inclusion of viable agricultural land to an existing Agricultural District, pursuant to AML § 303-b; consolidation of existing Agricultural Districts, pursuant to AML § 303-c; and any other actions which may be deemed as an Unlisted action related to NYS Agriculture & Markets Law Article 25-AA and its subsequent amendments.

6 NYCRR § 617.14(f) requires agencies to hold a public hearing to amend SEQRA procedures. 6 NYCRR § 617.14(d) authorizes agencies "to enter into cooperative agreements with other agencies regularly involved in carrying out or approving the same actions for the purposes of coordinating their procedures." Ag and Markets has provided a draft Cooperative Agreement for counties to use.

The specific legislative actions required are:

1. Schedule and hold a public hearing regarding the adoption and authorization of using the Short Environmental Assessment Form for Unlisted Actions related to Agricultural Districts as provided by the New York State Department of Agriculture and Markets.
2. Adopt and authorize the use of the Short Environmental Assessment Form for Unlisted Actions related to Agricultural Districts as provided by the New York State Department of Agriculture and Markets.

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No. <u>220201</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
ENV. & PUB. WORKS-L
PLAN & EC DEV

3. Authorize the County Executive, or his designee, to enter into a Cooperative Agreement with the New York State Department of Agriculture and Markets whereby Monroe County is designated as Lead Agency and prepares the Short Environmental Assessment Form for Agricultural Districts for agricultural district processes.

This is a Type II Action pursuant to 6 NYCRR 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and (33) ("adoption of regulations, policies, procedures and local legislative decisions in connection with any action on this list") and is not subject to further review under the State Environmental Quality Review Act.

This agreement 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 favorable action by Your Honorable Body.

Sincerely,


Adam J. Bello
Monroe County Executive

By Legislators McCabe and DiFlorio

Intro. No. ____

RESOLUTION NO. ____ OF 2022

AUTHORIZING USE OF NEW YORK STATE DEPARTMENT OF AGRICULTURE AND MARKETS SHORT ENVIRONMENTAL ASSESSMENT FORM FOR UNLISTED ACTIONS RELATED TO AGRICULTURAL DISTRICTS AND ENTERING INTO COOPERATIVE AGREEMENT WITH NEW YORK STATE DEPARTMENT OF AGRICULTURE AND MARKETS REGARDING STATE ENVIRONMENT QUALITY REVIEWS FOR MONROE COUNTY AGRICULTURAL DISTRICT PROCESSES

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

Section 1. The Legislature hereby adopts and authorizes the use of the Short Environmental Assessment Form for Unlisted Actions related to Agricultural Districts as provided by the New York State Department of Agriculture and Markets.

Section 2. The County Executive, or his designee, is hereby authorized to enter into a Cooperative Agreement with the New York State Department of Agriculture and Markets whereby Monroe County is designated as Lead Agency and prepares the Short Environmental Assessment Form for Agricultural Districts for agricultural district processes.

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

Environment & Public Works Committee; June 27, 2022 – CV: 7-0
Planning & Economic Development Committee; June 27, 2022 – CV: 5-0
File No. 22-0201

ADOPTION: Date: _____ Vote: ____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Resolution	ITEM_10.pdf	Resolution
▢	Referral	R22-0201.pdf	Referral Letter

10.

By Legislators McCabe and DiFlorio

Intro. No. ____

MOTION NO. ____ OF 2022

PROVIDING THAT RESOLUTION (INTRO. NO. ____ OF 2022), "AUTHORIZING USE OF NEW YORK STATE DEPARTMENT OF AGRICULTURE AND MARKETS SHORT ENVIRONMENTAL ASSESSMENT FORM FOR UNLISTED ACTIONS RELATED TO AGRICULTURAL DISTRICTS AND ENTERING INTO COOPERATIVE AGREEMENT WITH NEW YORK STATE DEPARTMENT OF AGRICULTURE AND MARKETS REGARDING STATE ENVIRONMENT QUALITY REVIEWS FOR MONROE COUNTY AGRICULTURAL DISTRICT PROCESSES" BE TABLED

BE IT MOVED, that Resolution (Intro. No. ____ of 2022), entitled "AUTHORIZING USE OF NEW YORK STATE DEPARTMENT OF AGRICULTURE AND MARKETS SHORT ENVIRONMENTAL ASSESSMENT FORM FOR UNLISTED ACTIONS RELATED TO AGRICULTURAL DISTRICTS AND ENTERING INTO COOPERATIVE AGREEMENT WITH NEW YORK STATE DEPARTMENT OF AGRICULTURE AND MARKETS REGARDING STATE ENVIRONMENT QUALITY REVIEWS FOR MONROE COUNTY AGRICULTURAL DISTRICT PROCESSES," be tabled.

File No. 22-0201

ADOPTION: Date: _____

Vote: _____



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

June 10, 2022

OFFICIAL FILE COPY
No. <u>220201</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
ENV. & PUB. WORKS-L
PLAN & EC DEV

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

Subject: Authorize the Use of a New York State Department of Agriculture and Markets Short Environmental Assessment Form for Unlisted Actions related to Agricultural Districts and Enter into a Cooperative Agreement with the New York State Department of Agriculture and Markets Regarding State Environmental Quality Reviews for Monroe County Agricultural District Processes

Honorable Legislators:

I recommend that Your Honorable Body authorize the use of a New York State Department of Agriculture and Markets Short Environmental Assessment Form for Unlisted Actions related to agricultural districts and enter into a Cooperative Agreement with the New York State Department of Agriculture and Markets ("Ag and Markets") for the purpose of establishing Monroe County as the Lead Agency to conduct a coordinated review with Ag and Markets.

The scope of the Cooperative Agreement will cover the following processes that Agriculture & Markets Law, Article 25-AA requires Monroe County to undertake: review of an existing Agricultural District, which includes termination or modification of such district, pursuant to AML § 303-a; inclusion of viable agricultural land to an existing Agricultural District, pursuant to AML § 303-b; consolidation of existing Agricultural Districts, pursuant to AML § 303-c; and any other actions which may be deemed as an Unlisted action related to NYS Agriculture & Markets Law Article 25-AA and its subsequent amendments.

6 NYCRR § 617.14(f) requires agencies to hold a public hearing to amend SEQRA procedures. 6 NYCRR § 617.14(d) authorizes agencies "to enter into cooperative agreements with other agencies regularly involved in carrying out or approving the same actions for the purposes of coordinating their procedures." Ag and Markets has provided a draft Cooperative Agreement for counties to use.

The specific legislative actions required are:

1. Schedule and hold a public hearing regarding the adoption and authorization of using the Short Environmental Assessment Form for Unlisted Actions related to Agricultural Districts as provided by the New York State Department of Agriculture and Markets.
2. Adopt and authorize the use of the Short Environmental Assessment Form for Unlisted Actions related to Agricultural Districts as provided by the New York State Department of Agriculture and Markets.

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(585) 753-1000 • fax: (585) 753-1014 • www.monroecounty.gov • e-mail: countyexecutive@monroecounty.gov

3. Authorize the County Executive, or his designee, to enter into a Cooperative Agreement with the New York State Department of Agriculture and Markets whereby Monroe County is designated as Lead Agency and prepares the Short Environmental Assessment Form for Agricultural Districts for agricultural district processes.

This is a Type II Action pursuant to 6 NYCRR 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and (33) ("adoption of regulations, policies, procedures and local legislative decisions in connection with any action on this list") and is not subject to further review under the State Environmental Quality Review Act.

This agreement 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 favorable action by Your Honorable Body.

Sincerely,


Adam J. Bello
Monroe County Executive



ATTACHMENTS:

	Description	File Name	Type
▢	Resolution	ITEM_11.pdf	Resolution
▢	Referral	R22-0201.pdf	Referral Letter

11.

By Legislators McCabe and DiFlorio

Intro. No. ____

RESOLUTION NO. ____ OF 2022

FIXING PUBLIC HEARING FOR AUTHORIZING USE OF NEW YORK STATE DEPARTMENT OF AGRICULTURE AND MARKETS SHORT ENVIRONMENTAL ASSESSMENT FORM FOR UNLISTED ACTIONS RELATED TO AGRICULTURAL DISTRICTS

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

Section 1. The Legislature hereby fixes a public hearing to be held before the Monroe County Legislature on Tuesday, August 9, 2022, at 6:17 P.M., at the County Legislative Chambers, County Office Building, Rochester, New York, on the use of the Short Environmental Assessment Form for Unlisted Actions related to Agricultural Districts as provided by the New York State Department of Agriculture and Markets.

Section 2. The Clerk of the Legislature is hereby directed to publish the legal notice of such public hearing at least once in one (1) daily newspaper of general circulation in the County, at least ten (10) days before the date set for the hearing.

Section 3. This resolution shall take effect immediately.

Environment & Public Works Committee; June 27, 2022 - CV: 7-0
Planning & Economic Development Committee; June 27, 2022 - CV: 5-0
File No. 22-0201

ADOPTION: Date: _____ Vote: _____



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

June 10, 2022

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

Subject: Authorize the Use of a New York State Department of Agriculture and Markets Short Environmental Assessment Form for Unlisted Actions related to Agricultural Districts and Enter into a Cooperative Agreement with the New York State Department of Agriculture and Markets Regarding State Environmental Quality Reviews for Monroe County Agricultural District Processes

Honorable Legislators:

I recommend that Your Honorable Body authorize the use of a New York State Department of Agriculture and Markets Short Environmental Assessment Form for Unlisted Actions related to agricultural districts and enter into a Cooperative Agreement with the New York State Department of Agriculture and Markets ("Ag and Markets") for the purpose of establishing Monroe County as the Lead Agency to conduct a coordinated review with Ag and Markets.

The scope of the Cooperative Agreement will cover the following processes that Agriculture & Markets Law, Article 25-AA requires Monroe County to undertake: review of an existing Agricultural District, which includes termination or modification of such district, pursuant to AML § 303-a; inclusion of viable agricultural land to an existing Agricultural District, pursuant to AML § 303-b; consolidation of existing Agricultural Districts, pursuant to AML § 303-c; and any other actions which may be deemed as an Unlisted action related to NYS Agriculture & Markets Law Article 25-AA and its subsequent amendments.

6 NYCRR § 617.14(f) requires agencies to hold a public hearing to amend SEQRA procedures. 6 NYCRR § 617.14(d) authorizes agencies "to enter into cooperative agreements with other agencies regularly involved in carrying out or approving the same actions for the purposes of coordinating their procedures." Ag and Markets has provided a draft Cooperative Agreement for counties to use.

The specific legislative actions required are:

1. Schedule and hold a public hearing regarding the adoption and authorization of using the Short Environmental Assessment Form for Unlisted Actions related to Agricultural Districts as provided by the New York State Department of Agriculture and Markets.
2. Adopt and authorize the use of the Short Environmental Assessment Form for Unlisted Actions related to Agricultural Districts as provided by the New York State Department of Agriculture and Markets.

OFFICIAL FILE COPY
No. <u>220201</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
ENV. & PUB. WORKS-L
PLAN & EC DEV

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(585) 753-1000 • fax: (585) 753-1014 • www.monroecounty.gov • e-mail: countyexecutive@monroecounty.gov

3. Authorize the County Executive, or his designee, to enter into a Cooperative Agreement with the New York State Department of Agriculture and Markets whereby Monroe County is designated as Lead Agency and prepares the Short Environmental Assessment Form for Agricultural Districts for agricultural district processes.

This is a Type II Action pursuant to 6 NYCRR 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and (33) ("adoption of regulations, policies, procedures and local legislative decisions in connection with any action on this list") and is not subject to further review under the State Environmental Quality Review Act.

This agreement 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 favorable action by Your Honorable Body.

Sincerely,


Adam J. Bello
Monroe County Executive



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R22-0202.pdf	Cover Memo
▢	Resolution	ITEM_12.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

June 10, 2022

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

Subject: Classification of Action, Designation of Lead Agency, and Determination of Significance, Pursuant to State Environmental Quality Review Act (SEQRA) for Additions to the Monroe County Western and Eastern Agricultural Districts

Honorable Legislators:

I recommend that Your Honorable Body designate Monroe County as Lead Agency to Authorize Additions to the Monroe County Western and Eastern Agricultural Districts ("the Districts") and to determine whether the action may have a significant adverse impact on the environment pursuant to SEQRA.

Pursuant to Article 25AA Section 303-b of Agriculture and Markets Law, a report has been prepared by the Monroe County Agricultural and Farmland Protection Board recommending the proposed addition to the Districts of fifty two parcels:

Western Agricultural District #5:

- 358 Humphrey Rd, Town of Chili, consisting of approximately 20.00 acres, tax account number 173.01-1-1.2, owned by Elizabeth A Van Blargan
- 317 Redman Rd, Town of Clarkson, consisting of approximately 62.30 acres, tax account number 028.03-1-1, owned by James Reichert
- 2375 Redman Rd, Town of Hamlin, consisting of approximately 68.90 acres, tax account number 028.01-1-2.2, owned by James Reichert
- 1200 Monroe Orleans County Line Rd, Town of Hamlin, consisting of approximately 109.30 acres, tax account number 011.04-2-1, owned by Kludt Family Limited
- 2200 Redman Rd, Town of Hamlin, consisting of approximately 107.80 acres, tax account number 028.01-1-4.2, owned by Michael & Matthew Kludt / Mike-Matt Lands Partnership
- Morton Rd, Town of Hamlin, consisting of approximately 30.15 acres, tax account number 011.04-1-17.2, owned by Michael & Matthew Kludt
- 1043 Moscow Rd, Town of Hamlin, consisting of approximately 31.89 acres, tax account number 005.02-1-6.224, owned by Mike-Matt Lands Partnership
- 360 Jacobs Rd, Town of Hamlin, consisting of approximately 77.39 acres, tax account number 005.04-1-13.114, owned by Mike-Matt Lands Partnership
- 455 Morton Rd, Town of Hamlin, consisting of approximately 30.05 acres, tax account number 011.04-1-27.2, owned by Mike-Matt Lands Partnership

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Committee Assignment
ENV. & PUB. WORKS -L

- Church Rd, Town of Hamlin, consisting of approximately 27.61 acres, tax account number 014.03-1-4.12, owned by Nicholas & James Breslawski
- 123 Walker Rd, Town of Hamlin, consisting of approximately 77.80 acres, tax account number 023.03-2-2.1, owned by Joseph J Lancia
- 1681 Hamlin Parma Town Line Rd, Town of Hamlin, consisting of approximately 62.00 acres, tax account number 031.01-1-18, owned by Eugene D Dollard
- Church Rd, Town of Hamlin, consisting of approximately 13.28 acres, tax account number 012.04-2-3.5, owned by Michael and Marilyn Mitchell
- 2234 Roosevelt Hwy, Town of Hamlin, consisting of approximately 82.40 acres, tax account number 029.02-2-26, owned by Zdzislaw and Linda Robinson
- 1001 Lake Road West Frk, Town of Hamlin, consisting of approximately 28.83 acres, tax account number 013.03-1-6.3, owned by David S Leverenz
- 1199 Lake Road East Frk, Town of Hamlin, consisting of approximately 12.11 acres, tax account number 021.01-2-1.111, owned by David S Leverenz
- Brick Schoolhouse Rd, Town of Hamlin, consisting of approximately 5.00 acres, tax account number 0.21.02-1-1.21, owned by David S Leverenz
- 3391 Brick Schoolhouse Rd, Town of Hamlin, consisting of approximately 10.06 acres, tax account number 0.21.02-1-1.31, owned by David S Leverenz
- Leona Ln, Town of Hamlin, consisting of approximately 1.19 acres, tax account number 021.01-4-6.12, owned by David S Leverenz
- 1414 Lake Rd, Town of Hamlin, consisting of approximately 46.80 acres, tax account number 021.01-4-6.11, owned by David S Leverenz
- 7 Wiler Rd, Town of Hamlin, consisting of approximately 41.76 acres, tax account number 021.02-1-8.1, owned by David S Leverenz
- Redman Rd, Town of Hamlin, consisting of approximately 74.04 acres, tax account number 012.03-2-22.12, owned by David S Leverenz
- 2040 Roosevelt Hwy, Town of Hamlin, consisting of approximately 58.76 acres, tax account number 030.01-1-15.118, owned by David S Leverenz
- 2088 Roosevelt Hwy, Town of Hamlin, consisting of approximately 5.46 acres, tax account number 030.01-1-15.113, owned by David S Leverenz
- Brick Schoolhouse Rd, Town of Hamlin, consisting of approximately 0.75 acres, tax account number 020.02-3-16.22, owned by JDP Lands, LLC
- 28 Drake Rd, Town of Hamlin, consisting of approximately 13.52 acres, tax account number 020.02-3-4.11, owned by JDP Lands, LLC
- 18 Drake Rd, Town of Hamlin, consisting of approximately 5.39 acres, tax account number 020.02-3-4.12, owned by JDP Lands, LLC

- 70 Drake Rd, Town of Hamlin, consisting of approximately 3.80 acres, tax account number 020.02-3-4.23, owned by JDP Lands, LLC
- 4061 Brick Schoolhouse Rd, Town of Hamlin, consisting of approximately 12.07 acres, tax account number 020.02-3-16.1, owned by JDP Lands, LLC
- 1259 Hamlin Parma Town Line Rd, Town of Hamlin, consisting of approximately 18.21 acres, tax account number 023.03-1-22.1, owned by John Fridd
- 2360 Monroe Orleans County Line Rd, Town of Hamlin, consisting of approximately 57.55 acres, tax account number 027.02-1-5.2, owned by Janet Surridge/F&B Upland Birds, Inc
- 505 Cook Rd, Town of Hamlin, consisting of approximately 10.00 acres, tax account number 004.02-1-8.1, owned by Brandon and Sarah Passer
- 370 Hamlin Center Rd, Town of Hamlin, consisting of approximately 70.50 acres, tax account number 022.03-1-6, owned by Luigi Marseglia
- 1848 Walker Lake Ontario Rd, Town of Hamlin, consisting of approximately 49.80 acres, tax account number 030.02-1-3, owned by T & D Properties, LLC
- 3056 Roosevelt Hwy, Town of Hamlin, consisting of approximately 56.50 acres, tax account number 021.03-1-33, owned by Paul W. and Sandra Rath
- 507 Morton Rd, Town of Hamlin, consisting of approximately 5.90 acres, tax account number 011.04-1-21, owned by Linda D. Curtis
- Beadle Rd, Town of Sweden, consisting of approximately 15.32 acres, tax account number 099.04-2-5.2, owned by Gage Olschewski
- 960 Salmon Creek Rd, Town of Sweden, consisting of approximately 17.10 acres, tax account number 099.04-2-11.2, owned by Michael and Sondra LeDuc

Eastern Agricultural District #6:

- 829 Pitts Mdn Ctr Rd, Town of Mendon, consisting of approximately 2.28 acres, tax account number 204.02-1-5, owned by Joshua & Courtney Cawley
- Pitts Mdn Ctr Rd, Town of Mendon, consisting of approximately 10.80 acres, tax account number 204.02-1-8, owned by Joshua & Courtney Cawley
- Pitts Mdn Ctr Rd, Town of Mendon, consisting of approximately 20.28 acres, tax account number 204.02-1-37, owned by Joshua & Courtney Cawley
- Pitts Mdn Ctr Rd, Town of Mendon, consisting of approximately 10.00 acres, tax account number 204.02-1-38, owned by Joshua & Courtney Cawley
- Pitts Mdn Ctr Rd, Town of Mendon, consisting of approximately 20.00 acres, tax account number 204.02-1-36, owned by Joshua & Courtney Cawley
- 23 Pannell Cir, Town of Perinton, consisting of approximately 15.82 acres, tax account number 181.01-1-14.2, owned by Palomaki Farms LLC
- 7215 Pittsford Palmyra Rd, Town of Perinton, consisting of approximately 28.60 acres, tax account number 180.02-1-2, owned by 515 Log Cabin Road LLC

- East River Road, Town of Rush, consisting of approximately 43.15 acres, tax account number 219.01-1-33.131, owned by Stokoe 1812, Inc.
- 880 Rush Scottsville Rd, Town of Rush, consisting of approximately 0.93 acres, tax account number 201.04-1-29.5, owned by Jeanne Leonardi
- Rush Scottsville Rd, Town of Rush, consisting of approximately 61.40 acres, tax account number 201.04-1-29.1, owned by Jeanne Leonardi
- 900 Rush Scottsville Rd, Town of Rush, consisting of approximately 0.94 acres, tax account number 201.04-1-29.3, owned by Jeanne Leonardi
- East River Rd, Town of Rush, consisting of approximately 139.30 acres, tax account number 225.03-1-1, owned by Hartford Resources LLC/ Jeffery and Jaqueline Phillips
- 517 Rush West Rush Rd, Town of Rush, consisting of approximately 56.59 acres, tax account number 219.02-1-18.012, owned by Marilyn A Smith and Marilyn A Smith Revoc. Trust/Debra Hunt
- 6811 Rush Lima Rd, Town of Rush, consisting of approximately 71.00 acres, tax account number 221.01-1-8, owned by John Damico

The additions to the Districts has been preliminarily classified as an Unlisted action pursuant to 6 NYCRR § 617.4. The State Environmental Quality Review Act ("SEQRA") regulations found at 6 NYCRR Part 617 requires that no agency shall carry out or approve an Action until it has complied with the requirements of SEQRA.

The specific legislative actions required are:

1. Determine that the additions to the Districts is an Unlisted Action.
2. Designate Monroe County as Lead Agency for a coordinated review of the Additions to the Districts.
3. Make a determination of significance for the additions to the Districts pursuant to 6 NYCRR § 617.7.
4. Authorize the County Executive, or his designee, to take such actions to comply with the requirements of SEQRA, including without limitation, the execution of documents and the filing, distribution and publication of the documents required under SEQRA, and any other actions to implement the intent of this resolution.

This action 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 favorable action by Your Honorable Body.

Sincerely,


Adam J. Bello
Monroe County Executive

Short Environmental Assessment Form

Part 1 - Project Information

Instructions for Completing

Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information			
Name of Action or Project: 2022 Agricultural District Additions			
Project Location (describe, and attach a location map): Fifty two parcels, representing 29 applicants throughout Monroe County. See attached list.			
Brief Description of Proposed Action: Parcels to be added to the Monroe County Agricultural Districts as part of the 2022 Annual Additions.			
Name of Applicant or Sponsor: Monroe County		Telephone: 585-753-2032	
Address: 39 West Main Street		E-Mail: patrickgooch@monroecounty.gov	
City/PO: Rochester		State: NY	Zip Code: 14614
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			NO <input type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval:			YES <input type="checkbox"/>
3. a. Total acreage of the site of the proposed action? _____ 1863.89 acres			
b. Total acreage to be physically disturbed? _____ 0 acres			
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ 1863.89 acres			
4. Check all land uses that occur on, are adjoining or near the proposed action:			
<input type="checkbox"/> Urban <input checked="" type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Residential (suburban)			
<input checked="" type="checkbox"/> Forest <input checked="" type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other(Specify):			
<input type="checkbox"/> Parkland			

5. Is the proposed action,	NO	YES	N/A
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
a. A permitted use under the zoning regulations?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. Consistent with the adopted comprehensive plan?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels? b. Are public transportation services available at or near the site of the proposed action? c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: N/A _____	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places? b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency? b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	

Project: 2022 Ag Dist. Additions

Date: 2022.05.10

**Short Environmental Assessment Form
Part 2 - Impact Assessment**

Part 2 is to be completed by the Lead Agency.

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Will the proposed action result in a change in the use or intensity of use of land?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Will the proposed action impair the character or quality of the existing community?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing:		
a. public / private water supplies?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. public / private wastewater treatment utilities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action create a hazard to environmental resources or human health?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

PRINT FORM

**Short Environmental Assessment Form
Part 3 Determination of Significance**

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

Fifty two parcels have been requested to be added to the Monroe County Agricultural Districts, Western #5 and Eastern #6. These parcels are located throughout the County. A Part 1 Environmental Assessment Form ("EAF") that utilized the EAF Mapper was completed for each parcel. Those results have been reviewed and aggregated into Parts 1, 2, and 3 of this Short Environmental Assessment Form ("SEAF"). The addition of each parcel is part of the larger Monroe County Annual Additions to the Agricultural Districts. Accordingly, this will be reviewed as one action and all impacts, scope, and significance will be determined together.

Upon review of the SEAF Part 1 for each parcel some individual parcels may contain or be adjacent to endangered species (bald eagle and least bittern), national or state register of historic places or state eligible sites, archaeological sites, wetlands or other regulated water-bodies, 100 year flood plain(s), and remediation sites (see part 1).

The action taking place is the addition of parcels to an agricultural district, no physical construction or changes to the parcels is permitted by this action. Any such physical changes will be consistent with the existing regulations and zoning or will need to be permitted by the local municipality and undergo an environmental review at that time. The parcels being added to the Agricultural District are largely used for agricultural activities that reflect the current and historic character of the surrounding area and will remain the same through this action. They are not anticipated to change in character, attract people or traffic, impact existing water and waste water services.

As such, this action will not result in significant adverse impacts to on-site or adjacent endangered species (bald eagle and least bittern), national or state register of historic places or state eligible sites, archaeological sites, wetlands or other regulated water-bodies, 100 year flood plain(s), and remediation sites are anticipated.

- Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.
- Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

Monroe County

Name of Lead Agency

Adam J. Bello

Print or Type Name of Responsible Officer in Lead Agency

Signature of Responsible Officer in Lead Agency

Date

County Executive

Title of Responsible Officer

Patrick T. Gooch

Signature of Preparer (if different from Responsible Officer)

PRINT FORM

By Legislators McCabe and Johns

Intro. No. ____

RESOLUTION NO. __ OF 2022

CLASSIFICATION OF ACTION, DESIGNATION OF LEAD AGENCY, AND DETERMINATION OF SIGNIFICANCE PURSUANT TO STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA) FOR ADDITIONS TO MONROE COUNTY WESTERN AND EASTERN AGRICULTURAL DISTRICTS

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

Section 1. The Monroe County Legislature determines that the additions of the referenced properties to Monroe County Western and Eastern Districts is an Unlisted Action.

Section 2. The Monroe County Legislature designates Monroe County as Lead Agency for coordinated review of the Additions to the Monroe County Western and Eastern Districts.

Section 3. The Monroe County Legislature has reviewed and considered the Short Environmental Assessment Form for Agricultural Districts dated May 9, 2022 and has considered the potential environmental impacts of the additions of the referenced properties to the Monroe County Western and Eastern Agricultural Districts pursuant to the requirements of State Environmental Quality Review Act and has found that the proposed action will not result in any significant adverse environmental impacts. The Monroe County Legislature hereby issues and adopts the Negative Declaration attached hereto and made a part hereof and determines that an environmental impact statement is not required.

Section 4. The County Executive, or his designee, is hereby authorized to take such actions to comply with the requirements of the State Environmental Quality Review Act, including without limitation, the execution of documents and the filing, distribution, and publication of the documents required under the State Environmental Quality Review Act, and any other actions to implement the intent of this resolution.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment & Public Works Committee; June 27, 2022 - CV: 7-0
File No. 22-0202

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

Short Environmental Assessment Form Part 1 - Project Information

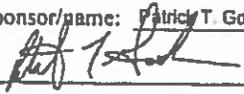
Instructions for Completing

Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information			
Name of Action or Project: 2022 Agricultural District Additions			
Project Location (describe, and attach a location map): Fifty two parcels, representing 29 applicants throughout Monroe County. See attached list.			
Brief Description of Proposed Action: Parcels to be added to the Monroe County Agricultural Districts as part of the 2022 Annual Additions.			
Name of Applicant or Sponsor: Monroe County		Telephone: 585-753-2032	
		E-Mail: patrickgaoch@monroecounty.gov	
Address: 39 West Main Street			
City/PO: Rochester		State: NY	Zip Code: 14614
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			NO <input type="checkbox"/> YES <input checked="" type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval:			NO <input type="checkbox"/> YES <input checked="" type="checkbox"/>
3. a. Total acreage of the site of the proposed action?		1863 89 acres	
b. Total acreage to be physically disturbed?		0 acres	
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?		1863 89 acres	
4. Check all land uses that occur on, are adjoining or near the proposed action:			
<input type="checkbox"/> Urban <input checked="" type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Residential (suburban)			
<input checked="" type="checkbox"/> Forest <input checked="" type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other(Specify):			
<input type="checkbox"/> Parkland			

5. Is the proposed action, a. A permitted use under the zoning regulations? b. Consistent with the adopted comprehensive plan?	NO	YES	N/A
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels? b. Are public transportation services available at or near the site of the proposed action? c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: N/A _____	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places? b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency? b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	

<p>14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:</p> <p><input type="checkbox"/> Shoreline <input checked="" type="checkbox"/> Forest <input checked="" type="checkbox"/> Agricultural/grasslands <input checked="" type="checkbox"/> Early mid-successional</p> <p><input checked="" type="checkbox"/> Wetland <input type="checkbox"/> Urban <input type="checkbox"/> Suburban</p>		
<p>15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?</p>	<p>NO</p> <p><input type="checkbox"/></p>	<p>YES</p> <p><input checked="" type="checkbox"/></p>
<p>16. Is the project site located in the 100-year flood plan?</p>	<p>NO</p> <p><input type="checkbox"/></p>	<p>YES</p> <p><input checked="" type="checkbox"/></p>
<p>17. Will the proposed action create storm water discharge, either from point or non-point sources?</p> <p>If Yes,</p> <p>a. Will storm water discharges flow to adjacent properties?</p> <p>b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?</p> <p>If Yes, briefly describe:</p> <p>_____</p> <p>_____</p>	<p>NO</p> <p><input checked="" type="checkbox"/></p> <p><input type="checkbox"/></p> <p><input type="checkbox"/></p>	<p>YES</p> <p><input type="checkbox"/></p> <p><input type="checkbox"/></p> <p><input type="checkbox"/></p>
<p>18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)?</p> <p>If Yes, explain the purpose and size of the impoundment:</p> <p>_____</p> <p>_____</p>	<p>NO</p> <p><input checked="" type="checkbox"/></p>	<p>YES</p> <p><input type="checkbox"/></p>
<p>19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility?</p> <p>If Yes, describe:</p> <p>_____</p> <p>_____</p>	<p>NO</p> <p><input checked="" type="checkbox"/></p>	<p>YES</p> <p><input type="checkbox"/></p>
<p>20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste?</p> <p>If Yes, describe:</p> <p>_____</p> <p>_____</p> <p>828030 and 828032 - Inactive Landfills, that do not pose a significant threat to human health. V00109 - Investigated and excavated.</p>	<p>NO</p> <p><input type="checkbox"/></p>	<p>YES</p> <p><input checked="" type="checkbox"/></p>
<p>I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE</p> <p>Applicant/sponsor/name: <u>Patrick T. Gooch</u> Date: <u>05/09/2022</u></p> <p>Signature: <u></u> Title: <u>Senior Planner</u></p>		

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12.5

Agency Use Only (If applicable)

Project: 2022 Ag Dist. Additions

Date: 2022.05.10

Short Environmental Assessment Form
Part 2 - Impact Assessment

Part 2 is to be completed by the Lead Agency.

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Will the proposed action result in a change in the use or intensity of use of land?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Will the proposed action impair the character or quality of the existing community?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing: a. public / private water supplies?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. public / private wastewater treatment utilities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action create a hazard to environmental resources or human health?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

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Short Environmental Assessment Form Part 3 Determination of Significance

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

Fifty two parcels have been requested to be added to the Monroe County Agricultural Districts, Western #5 and Eastern #6. These parcels are located throughout the County. A Part 1 Environmental Assessment Form ("EAF") that utilized the EAF Mapper was completed for each parcel. Those results have been reviewed and aggregated into Parts 1, 2, and 3 of this Short Environmental Assessment Form ("SEAF"). The addition of each parcel is part of the larger Monroe County Annual Additions to the Agricultural Districts. Accordingly, this will be reviewed as one action and all impacts, scope, and significance will be determined together.

Upon review of the SEAF Part 1 for each parcel some individual parcels may contain or be adjacent to endangered species (bald eagle and least bittern), national or state register of historic places or state eligible sites, archaeological sites, wetlands or other regulated water-bodies, 100 year flood plain(s), and remediation sites (see part 1).

The action taking place is the addition of parcels to an agricultural district, no physical construction or changes to the parcels is permitted by this action. Any such physical changes will be consistent with the existing regulations and zoning or will need to be permitted by the local municipality and undergo an environmental review at that time. The parcels being added to the Agricultural District are largely used for agricultural activities that reflect the current and historic character of the surrounding area and will remain the same through this action. They are not anticipated to change in character, attract people or traffic, impact existing water and waste water services.

As such, this action will not result in significant adverse impacts to on-site or adjacent endangered species (bald eagle and least bittern), national or state register of historic places or state eligible sites, archaeological sites, wetlands or other regulated water-bodies, 100 year flood plain(s), and remediation sites are anticipated.

<input type="checkbox"/>	Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.
<input checked="" type="checkbox"/>	Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.
Monroe County	
Adam J. Bello	
Patrick T. Gooch	

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ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R22-0203.pdf	Referral Letter
▢	Resolution	ITEM_13.pdf	Resolution

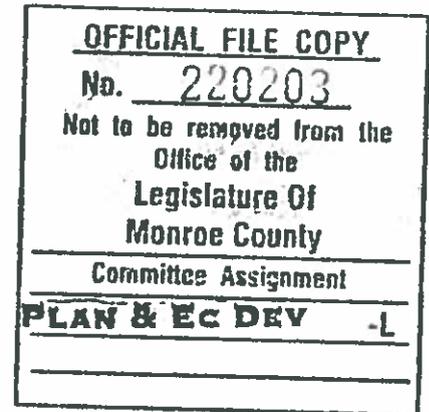


Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

June 10, 2022



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

Subject: Authorize Additions to Monroe County Agricultural Districts

Honorable Legislators:

I recommend that Your Honorable Body authorize the following fifty-two (52) parcels for addition to the Monroe County Western and Eastern Agricultural Districts ("Districts") as follows:

Western Agricultural District #5:

- 358 Humphrey Rd, Town of Chili, consisting of approximately 20.00 acres, tax account number 173.01-1-1.2, owned by Elizabeth A Van Blargan
- 317 Redman Rd, Town of Clarkson, consisting of approximately 62.30 acres, tax account number 028.03-1-1, owned by James Reichert
- 2375 Redman Rd, Town of Hamlin, consisting of approximately 68.90 acres, tax account number 028.01-1-2.2, owned by James Reichert
- 1200 Monroe Orleans County Line Rd, Town of Hamlin, consisting of approximately 109.30 acres, tax account number 011.04-2-1, owned by Kludt Family Limited
- 2200 Redman Rd, Town of Hamlin, consisting of approximately 107.80 acres, tax account number 028.01-1-4.2, owned by Michael & Matthew Kludt / Mike-Matt Lands Partnership
- Morton Rd, Town of Hamlin, consisting of approximately 30.15 acres, tax account number 011.04-1-17.2, owned by Michael & Matthew Kludt
- 1043 Moscow Rd, Town of Hamlin, consisting of approximately 31.89 acres, tax account number 005.02-1-6.224, owned by Mike-Matt Lands Partnership
- 360 Jacobs Rd, Town of Hamlin, consisting of approximately 77.39 acres, tax account number 005.04-1-13.114, owned by Mike-Matt Lands Partnership
- 455 Morton Rd, Town of Hamlin, consisting of approximately 30.05 acres, tax account number 011.04-1-27.2, owned by Mike-Matt Lands Partnership
- Church Rd, Town of Hamlin, consisting of approximately 27.61 acres, tax account number 014.03-1-4.12, owned by Nicholas & James Breslawski
- 123 Walker Rd, Town of Hamlin, consisting of approximately 77.80 acres, tax account number 023.03-2-2.1, owned by Joseph J Lancia

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- 1681 Hamlin Parma Town Line Rd, Town of Hamlin, consisting of approximately 62.00 acres, tax account number 031.01-1-18, owned by Eugene D Dollard
- Church Rd, Town of Hamlin, consisting of approximately 13.28 acres, tax account number 012.04-2-3.5, owned by Michael and Marilyn Mitchell
- 2234 Roosevelt Hwy, Town of Hamlin, consisting of approximately 82.40 acres, tax account number 029.02-2-26, owned by Zdzislaw and Linda Robinson
- 1001 Lake Road West Frk, Town of Hamlin, consisting of approximately 28.83 acres, tax account number 013.03-1-6.3, owned by David S Leverenz
- 1199 Lake Road East Frk, Town of Hamlin, consisting of approximately 12.11 acres, tax account number 021.01-2-1.111, owned by David S Leverenz
- Brick Schoolhouse Rd, Town of Hamlin, consisting of approximately 5.00 acres, tax account number 0.21.02-1-1.21, owned by David S Leverenz
- 3391 Brick Schoolhouse Rd, Town of Hamlin, consisting of approximately 10.06 acres, tax account number 0.21.02-1-1.31, owned by David S Leverenz
- Leona Ln, Town of Hamlin, consisting of approximately 1.19 acres, tax account number 021.01-4-6.12, owned by David S Leverenz
- 1414 Lake Rd, Town of Hamlin, consisting of approximately 46.80 acres, tax account number 021.01-4-6.11, owned by David S Leverenz
- 7 Wiler Rd, Town of Hamlin, consisting of approximately 41.76 acres, tax account number 021.02-1-8.1, owned by David S Leverenz
- Redman Rd, Town of Hamlin, consisting of approximately 74.04 acres, tax account number 012.03-2-22.12, owned by David S Leverenz
- 2040 Roosevelt Hwy, Town of Hamlin, consisting of approximately 58.76 acres, tax account number 030.01-1-15.118, owned by David S Leverenz
- 2088 Roosevelt Hwy, Town of Hamlin, consisting of approximately 5.46 acres, tax account number 030.01-1-15.113, owned by David S Leverenz
- Brick Schoolhouse Rd, Town of Hamlin, consisting of approximately 0.75 acres, tax account number 020.02-3-16.22, owned by JDP Lands, LLC
- 28 Drake Rd, Town of Hamlin, consisting of approximately 13.52 acres, tax account number 020.02-3-4.11, owned by JDP Lands, LLC
- 18 Drake Rd, Town of Hamlin, consisting of approximately 5.39 acres, tax account number 020.02-3-4.12, owned by JDP Lands, LLC
- 70 Drake Rd, Town of Hamlin, consisting of approximately 3.80 acres, tax account number 020.02-3-4.23, owned by JDP Lands, LLC
- 4061 Brick Schoolhouse Rd, Town of Hamlin, consisting of approximately 12.07 acres, tax account number 020.02-3-16.1, owned by JDP Lands, LLC
- 1259 Hamlin Parma Town Line Rd, Town of Hamlin, consisting of approximately 18.21 acres, tax account number 023.03-1-22.1, owned by John Fridd

- 2360 Monroe Orleans County Line Rd, Town of Hamlin, consisting of approximately 57.55 acres, tax account number 027.02-1-5.2, owned by Janet SurrIDGE/F&B Upland Birds, Inc
- 505 Cook Rd, Town of Hamlin, consisting of approximately 10.00 acres, tax account number 004.02-1-8.1, owned by Brandon and Sarah Passer
- 370 Hamlin Center Rd, Town of Hamlin, consisting of approximately 70.50 acres, tax account number 022.03-1-6, owned by Luigi Marseglia
- 1848 Walker Lake Ontario Rd, Town of Hamlin, consisting of approximately 49.80 acres, tax account number 030.02-1-3, owned by T & D Properties, LLC
- 3056 Roosevelt Hwy, Town of Hamlin, consisting of approximately 56.50 acres, tax account number 021.03-1-33, owned by Paul W. and Sandra Rath
- 507 Morton Rd, Town of Hamlin, consisting of approximately 5.90 acres, tax account number 011.04-1-21, owned by Linda D. Curtis
- Beadle Rd, Town of Sweden, consisting of approximately 15.32 acres, tax account number 099.04-2-5.2, owned by Gage Olschewski
- 960 Salmon Creek Rd, Town of Sweden, consisting of approximately 17.10 acres, tax account number 099.04-2-11.2, owned by Michael and Sondra LeDuc

Eastern Agricultural District #6:

- 829 Pitts Mdn Ctr Rd, Town of Mendon, consisting of approximately 2.28 acres, tax account number 204.02-1-5, owned by Joshua & Courtney Cawley
- Pitts Mdn Ctr Rd, Town of Mendon, consisting of approximately 10.80 acres, tax account number 204.02-1-8, owned by Joshua & Courtney Cawley
- Pitts Mdn Ctr Rd, Town of Mendon, consisting of approximately 20.28 acres, tax account number 204.02-1-37, owned by Joshua & Courtney Cawley
- Pitts Mdn Ctr Rd, Town of Mendon, consisting of approximately 10.00 acres, tax account number 204.02-1-38, owned by Joshua & Courtney Cawley
- Pitts Mdn Ctr Rd, Town of Mendon, consisting of approximately 20.00 acres, tax account number 204.02-1-36, owned by Joshua & Courtney Cawley
- 23 Pannell Cir, Town of Perinton, consisting of approximately 15.82 acres, tax account number 181.01-1-14.2, owned by Palomaki Farms LLC
- 7215 Pittsford Palmyra Rd, Town of Perinton, consisting of approximately 28.60 acres, tax account number 180.02-1-2, owned by 515 Log Cabin Road LLC
- East River Road, Town of Rush, consisting of approximately 43.15 acres, tax account number 219.01-1-33.131, owned by Stokoe 1812, Inc.
- 880 Rush Scottsville Rd, Town of Rush, consisting of approximately 0.93 acres, tax account number 201.04-1-29.5, owned by Jeanne Leonardi
- Rush Scottsville Rd, Town of Rush, consisting of approximately 61.40 acres, tax account number 201.04-1-29.1, owned by Jeanne Leonardi
- 900 Rush Scottsville Rd, Town of Rush, consisting of approximately 0.94 acres, tax account number 201.04-1-29.3, owned by Jeanne Leonardi

- East River Rd, Town of Rush, consisting of approximately 139.30 acres, tax account number 225.03-1-1, owned by Hartford Resources LLC/ Jeffery and Jaqueline Phillips
- 517 Rush West Rush Rd, Town of Rush, consisting of approximately 56.59 acres, tax account number 219.02-1-18.012, owned by Marilyn A Smith and Marilyn A Smith Revoc. Trust/Debra Hunt
- 6811 Rush Lima Rd, Town of Rush, consisting of approximately 71.00 acres, tax account number 221.01-1-8, owned by John Damico

Pursuant to § 303-b of the Agriculture and Markets Law, a report has been prepared by the Monroe County Agricultural and Farmland Protection Board recommending the proposed addition to the Monroe County Agricultural Districts. Your Honorable Body must hold a public hearing before taking action to add these parcels to the District. I recommend adding the parcels listed above to the Monroe County Agricultural Districts.

The specific legislative actions required are:

1. Schedule and hold a public hearing on the addition of fifty-two (52) parcels to the Monroe County Agricultural Districts, as set forth in the report prepared by the Monroe County Agricultural and Farmland Protection Board.
2. Consider the recommendations and facts presented at the hearing relative to the addition of the parcels to the Monroe County Agricultural Districts.
3. Add fifty-two (52) parcels to the Monroe County Agricultural Districts, upon favorable consideration of the recommendations.

The provisions of the New York State Environmental Quality Review Act shall be complied with prior to Your Honorable Body undertaking, funding, or approving the action requested in this referral.

This addition to the Monroe County Agricultural Districts 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 favorable action by Your Honorable Body.

Sincerely,



Adam J. Bello
Monroe County Executive



Agricultural and Farmland Protection Board

Monroe County, New York

Adam J. Bello
County Executive

Board Appointees

Four Active Farmers; County Legislator; Agribusiness; Agricultural Land Preservation Organization; Chairperson, Soil & Water Conservation District Board of Directors; Director, Real Property Tax Service; County Cooperative Extension Agent; Director, Department of Planning & Development

April 15, 2022

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

SUBJECT: Addition of 52 Parcels to Agricultural Districts

Honorable Legislators:

Article 25AA Section 303-B of the NYS Agriculture and Markets law allows additions to established agricultural districts prior to the normal eight-year review date. The law also requires the county agricultural and farmland protection board to review the proposed additions to the district(s) and make recommendations on the proposal to the legislative body. Resolution number 20 of 2022 adopted by Your Honorable Body directed the Agricultural and Farmland Protection Board to review and make recommendations on additions to the district(s).

Therefore, in accordance with Article 25AA, we are pleased to transmit this report concerning our review, findings, and recommendations. This report includes 1) a list of ten (10) parcels from six (6) landowners that are currently not receiving an agricultural value assessment, and 2) an attachment of forty-two (42) parcels from twenty-three (23) landowners receiving an agricultural assessment. More information about agricultural assessments is provided as an attachment.

Parcels without an agricultural assessment: Ten (10) parcels from six (6) applicants have requested these parcels be added to an agricultural district. All applicants were interviewed by phone. A determination was made by the AFPB based on soil type, site visit, physical structures and landowner intent as to whether or not these parcels are predominantly viable agricultural land. The following 10 parcels have been found to be viable agricultural land and are recommended by AFPB to be added to an agricultural district.

1000 East Henrietta Road, Rochester, New York 14623
(585) 292-2065 Fax (585) 292-3866

- 1) Eastern Agricultural District #6: parcel address Ryan A. Perry, 23 Pannell Circle, Fairport NY, one parcel located in Town of Perinton, 181.01-1-14.2 (15.82 acres).
- 2) Eastern Agricultural District #6: mailing address Joesph Hurley, 249 Benson Road, Victor NY, one parcel located in Town of Perinton, 180.02-1-2 (30 acres).
- 3) Eastern Agricultural District #6: mailing address Courtney & Joshua Cawley, 1100 Pittsford Mendon Center Road, Mendon NY, five parcels located in Town of Mendon, 204.02-1-5 (2.28 acres), 204.02-1-8 (10.8 acres), 204.02-1-37 (20.28 acres), 204.02-1-38 (10 acres), 201.02-1-36 (20 acres).
- 4) Western Agricultural District #5: mailing address Elizabeth A. Van Blargan, 385 Humphrey Road, Chili NY, one parcel located in Town of Chili, 173.01-1-1.2 (20 acres).
- 5) Western Agricultural District #5: mailing address Gage Olschewski, 730 Ogden Sweden Townline Road, Spencerport NY, one parcel located in Town of Sweden, 099.04-2-5.2 (15.32 acres)
- 6) Western Agricultural District #5: mailing address Michael & Sandra LeDuc, 960 Salomon Creek Road, Brockport NY, one parcel located in Town of Sweden, 099.04-002-11.2 (17 acres).

Parcels with an agricultural assessment: Forty-two (42) parcels with agricultural assessments from twenty-three (23) applicants have requested that their parcels be added to an agricultural district. These parcels have previously been determined by a Town assessor (based on a soils group worksheet and proof of farm revenue) to be viable agricultural land. A Town assessor reaffirms this determination every year. All applicants were contacted by AFPB staff and/or the local assessor's office by phone and/or by USPS mail regarding the 30 day annual addition process. The Board concurs with each respective assessor's determination along with findings by AFPB staff that these parcels are viable agricultural land and recommends to the county legislature that these 42 parcels also be added to an agricultural district. A list of these parcels is attached as Appendix A.

Based on telephone interviews with owners and assessors, analysis of USDA soil maps, and site visits, the Board has determined that all 52 parcels are comprised of predominantly viable agricultural land and inclusion of these parcels into an agricultural district would serve the public interest by assisting in maintaining a viable agricultural industry within the respective municipalities.

Sincerely,



Robert J. Colby, Chairman

1000 East Henrietta Road, Rochester, New York 14623
(585) 292-2065 Fax (585) 292-3866

Appendix A - Ag. Exempt Parcels requested to add to the Ag. District

Town of Hamlin

Parcel ID:	Property Address	Acres	Municipality	Owner/Applicant
028.01-1-2.2	2375 Redman Rd	68.90	Hamlin	James Reichert
011.04-2-1	1200 Monroe Orleans County Line Rd	109.30	Hamlin	Kludt Family Limited
028.01-1-4.2	2200 Redman Rd	107.80	Hamlin	Mike-Matt Lands
011.04-1-17.2	Morton Rd	30.15	Hamlin	Mike-Matt Lands
005.02-1-6.224	1043 Moscow Rd	31.89	Hamlin	Mike-Matt Lands
005.04-1-13.114	360 Jacobs Rd	77.39	Hamlin	Mike-Matt Lands
011.04-1-27.2	455 Morton Rd	30.05	Hamlin	Mike-Matt Lands
014.03-1-4.12	Church Rd	27.61	Hamlin	Nicholas & James Breslawski
023.03-2-2.1	123 Walker Rd	77.80	Hamlin	Joseph J Lancia
031.01-1-18	1681 Hamlin Parma Town Line Rd	62.00	Hamlin	Eugene D Dollard
012.04-2-3.5	Church Rd	13.28	Hamlin	Michael Mitchell
029.02-2-26	2234 Roosevelt Hwy	82.40	Hamlin	Zdzislaw and Linda Robinson
013.03-1-6.3	1001 Lake Road West Frk	28.83	Hamlin	David S Leverenz
021.01-2-1.111	1199 Lake Road East Frk	12.11	Hamlin	David S Leverenz
0.21.02-1-1.21	Brick Schoolhouse Rd	5.00	Hamlin	David S Leverenz
0.21.02-1-1.31	3391 Brick Schoolhouse Rd	10.06	Hamlin	David S Leverenz
021.01-4-6.12	Leona Ln	1.19	Hamlin	David S Leverenz
021.01-4-6.11	1414 Lake Rd	46.80	Hamlin	David S Leverenz
021.02-1-8.1	7 Wiler Rd	41.76	Hamlin	David S Leverenz
012.03-2-22.12	Redman Rd	74.04	Hamlin	David S Leverenz
030.01-1-15.118	2040 Roosevelt Hwy	58.76	Hamlin	David S Leverenz
030.01-1-15.113	2088 Roosevelt Hwy	5.46	Hamlin	David S Leverenz
020.02-3-16.22	Brick Schoolhouse Rd	0.75	Hamlin	JDP Lands, LLC
020.02-3-4.11	28 Drake Rd	13.52	Hamlin	JDP Lands, LLC
020.02-3-4.12	18 Drake Rd	5.39	Hamlin	JDP Lands, LLC
020.02-3-23	70 Drake Rd	3.80	Hamlin	JDP Lands, LLC
020.02-3-16.1	4061 Brick Schoolhouse Rd	12.07	Hamlin	JDP Lands, LLC
023.03-1-22.1	1259 Hamlin Parma Town Line Rd	18.21	Hamlin	John Fridd
027.02-1-5.2	2360 Monroe Orleans County Line Rd	57.55	Hamlin	Janet Surridge
004.02-1-8.1	505 Cook Rd	10.00	Hamlin	Brandon and Sarah Passer
022.03-1-6	370 Hamlin Center Rd	70.50	Hamlin	Luigi Marseglia
030.02-1-3	1848 Walker Lake Ontario Rd	49.80	Hamlin	T & D Properties, LLC
021.03-1-33	3056 Roosevelt Hwy	56.50	Hamlin	Paul W. Rath
011.04-1-21	507 Morton Rd	5.90	Hamlin	Linda D. Curtis

Town of Rush

Parcel ID:	Property Address	Acres	Municipality	Owner/Applicant
219.01-1-33.131	East River Road	43.15	Rush	Kim Stokoe
201.04-1-29.5	880 Rush Scottsville Rd	0.93	Rush	Jeanne Leonardi
201.04-1-29.1	Rush Scottsville Rd	61.40	Rush	Jeanne Leonardi
201.04-1-29.3	900 Rush Scottsville Rd	0.94	Rush	Jeanne Leonardi
225.03-1-1	East River Rd	139.30	Rush	Hartford Resources LLC/ Jeffery and Jaqueline Phillips
219.02-1-18.012	517 Rush West Rush Rd	56.59	Rush	Debra Hunt (Trustee of Marilyn A Smith Revoc. Trust)
221.01-1-8	6811 Rush Lima Rd	71.00	Rush	John Damico

Town of Clarkson

Parcel ID:	Property Address	Acres	Municipality	Owner/Applicant
028.03-1-1	Redman Rd	62.30	Clarkson	James Reichert

Total # of Parcels: 42 / Total acreage: 1,723.97

1000 East Henrietta Road, Rochester, New York 14623
(585) 292-2065 Fax (585) 292-3866

By Legislators DiFlorio and Taylor

Intro. No. _____

RESOLUTION NO. ____ OF 2022

AUTHORIZING ADDITIONS TO MONROE COUNTY AGRICULTURAL DISTRICTS

WHEREAS, pursuant to Article 25-AA, Section 303-b of the Agriculture and Markets Law, the Monroe County Agricultural and Farmland Protection Board has submitted a report recommending the proposed additions of fifty-two (52) parcels to the following Monroe County Western and Eastern Agricultural Districts:

Western Agricultural District #5:

- 358 Humphrey Rd, Town of Chili, consisting of approximately 20.00 acres, tax account number 173.01-1-1.2, owned by Elizabeth A Van Blargan
- 317 Redman Rd, Town of Clarkson, consisting of approximately 62.30 acres, tax account number 028.03-1-1, owned by James Reichert
- 2375 Redman Rd, Town of Hamlin, consisting of approximately 68.90 acres, tax account number 028.01-1-2.2, owned by James Reichert
- 1200 Monroe Orleans County Line Rd, Town of Hamlin, consisting of approximately 109.30 acres, tax account number 011.04-2-1, owned by Kludt Family Limited
- 2200 Redman Rd, Town of Hamlin, consisting of approximately 107.80 acres, tax account number 028.01-1-4.2, owned by Michael & Matthew Kludt / Mike-Matt Lands Partnership
- Morton Rd, Town of Hamlin, consisting of approximately 30.15 acres, tax account number 011.04-1-17.2, owned by Michael & Matthew Kludt
- 1043 Moscow Rd, Town of Hamlin, consisting of approximately 31.89 acres, tax account number 005.02-1-6.224, owned by Mike-Matt Lands Partnership
- 360 Jacobs Rd, Town of Hamlin, consisting of approximately 77.39 acres, tax account number 005.04-1-13.114, owned by Mike-Matt Lands Partnership
- 455 Morton Rd, Town of Hamlin, consisting of approximately 30.05 acres, tax account number 011.04-1-27.2, owned by Mike-Matt Lands Partnership
- Church Rd, Town of Hamlin, consisting of approximately 27.61 acres, tax account number 014.03-1-4.12, owned by Nicholas & James Breslawski
- 123 Walker Rd, Town of Hamlin, consisting of approximately 77.80 acres, tax account number 023.03-2-2.1, owned by Joseph J Lancia
- 1681 Hamlin Parma Town Line Rd, Town of Hamlin, consisting of approximately 62.00 acres, tax account number 031.01-1-18, owned by Eugene D Dollard

- Church Rd, Town of Hamlin, consisting of approximately 13.28 acres, tax account number 012.04-2-3.5, owned by Michael and Marilyn Mitchell
- 2234 Roosevelt Hwy, Town of Hamlin, consisting of approximately 82.40 acres, tax account number 029.02-2-26, owned by Zdzislaw and Linda Robinson
- 1001 Lake Road West Frk, Town of Hamlin, consisting of approximately 28.83 acres, tax account number 013.03-1-6.3, owned by David S Leverenz
- 1199 Lake Road East Frk, Town of Hamlin, consisting of approximately 12.11 acres, tax account number 021.01-2-1.111, owned by David S Leverenz
- Brick Schoolhouse Rd, Town of Hamlin, consisting of approximately 5.00 acres, tax account number 0.21.02-1-1.21, owned by David S Leverenz
- 3391 Brick Schoolhouse Rd, Town of Hamlin, consisting of approximately 10.06 acres, tax account number 0.21.02-1-1.31, owned by David S Leverenz
- Leona Ln, Town of Hamlin, consisting of approximately 1.19 acres, tax account number 021.01-4-6.12, owned by David S Leverenz
- 1414 Lake Rd, Town of Hamlin, consisting of approximately 46.80 acres, tax account number 021.01-4-6.11, owned by David S Leverenz
- 7 Wiler Rd, Town of Hamlin, consisting of approximately 41.76 acres, tax account number 021.02-1-8.1, owned by David S Leverenz
- Redman Rd, Town of Hamlin, consisting of approximately 74.04 acres, tax account number 012.03-2-22.12, owned by David S Leverenz
- 2040 Roosevelt Hwy, Town of Hamlin, consisting of approximately 58.76 acres, tax account number 030.01-1-15.118, owned by David S Leverenz
- 2088 Roosevelt Hwy, Town of Hamlin, consisting of approximately 5.46 acres, tax account number 030.01-1-15.113, owned by David S Leverenz
- Brick Schoolhouse Rd, Town of Hamlin, consisting of approximately 0.75 acres, tax account number 020.02-3-16.22, owned by JDP Lands, LLC
- 28 Drake Rd, Town of Hamlin, consisting of approximately 13.52 acres, tax account number 020.02-3-4.11, owned by JDP Lands, LLC
- 18 Drake Rd, Town of Hamlin, consisting of approximately 5.39 acres, tax account number 020.02-3-4.12, owned by JDP Lands, LLC
- 70 Drake Rd, Town of Hamlin, consisting of approximately 3.80 acres, tax account number 020.02-3-4.23, owned by JDP Lands, LLC
- 4061 Brick Schoolhouse Rd, Town of Hamlin, consisting of approximately 12.07 acres, tax account number 020.02-3-16.1, owned by JDP Lands, LLC

- 1259 Hamlin Parma Town Line Rd, Town of Hamlin, consisting of approximately 18.21 acres, tax account number 023.03-1-22.1, owned by John Fridd
- 2360 Monroe Orleans County Line Rd, Town of Hamlin, consisting of approximately 57.55 acres, tax account number 027.02-1-5.2, owned by Janet Surridge/F&B Upland Birds, Inc
- 505 Cook Rd, Town of Hamlin, consisting of approximately 10.00 acres, tax account number 004.02-1-8.1, owned by Brandon and Sarah Passer
- 370 Hamlin Center Rd, Town of Hamlin, consisting of approximately 70.50 acres, tax account number 022.03-1-6, owned by Luigi Marseglia
- 1848 Walker Lake Ontario Rd, Town of Hamlin, consisting of approximately 49.80 acres, tax account number 030.02-1-3, owned by T & D Properties, LLC
- 3056 Roosevelt Hwy, Town of Hamlin, consisting of approximately 56.50 acres, tax account number 021.03-1-33, owned by Paul W. and Sandra Rath
- 507 Morton Rd, Town of Hamlin, consisting of approximately 5.90 acres, tax account number 011.04-1-21, owned by Linda D. Curtis
- Beadle Rd, Town of Sweden, consisting of approximately 15.32 acres, tax account number 099.04-2-5.2, owned by Gage Olschewski
- 960 Salmon Creek Rd, Town of Sweden, consisting of approximately 17.10 acres, tax account number 099.04-2-11.2, owned by Michael and Sondra LeDuc

Eastern Agricultural District #6:

- 829 Pitts Mdn Ctr Rd, Town of Mendon, consisting of approximately 2.28 acres, tax account number 204.02-1-5, owned by Joshua & Courtney Cawley
- Pitts Mdn Ctr Rd, Town of Mendon, consisting of approximately 10.80 acres, tax account number 204.02-1-8, owned by Joshua & Courtney Cawley
- Pitts Mdn Ctr Rd, Town of Mendon, consisting of approximately 20.28 acres, tax account number 204.02-1-37, owned by Joshua & Courtney Cawley
- Pitts Mdn Ctr Rd, Town of Mendon, consisting of approximately 10.00 acres, tax account number 204.02-1-38, owned by Joshua & Courtney Cawley
- Pitts Mdn Ctr Rd, Town of Mendon, consisting of approximately 20.00 acres, tax account number 204.02-1-36, owned by Joshua & Courtney Cawley
- 23 Pannell Cir, Town of Perinton, consisting of approximately 15.82 acres, tax account number 181.01-1-14.2, owned by Palomaki Farms LLC
- 7215 Pittsford Palmyra Rd, Town of Perinton, consisting of approximately 28.60 acres, tax account number 180.02-1-2, owned by 515 Log Cabin Road LLC

- East River Road, Town of Rush, consisting of approximately 43.15 acres, tax account number 219.01-1-33.131, owned by Stokoe 1812, Inc.
- 880 Rush Scottsville Rd, Town of Rush, consisting of approximately 0.93 acres, tax account number 201.04-1-29.5, owned by Jeanne Leonardi
- Rush Scottsville Rd, Town of Rush, consisting of approximately 61.40 acres, tax account number 201.04-1-29.1, owned by Jeanne Leonardi
- 900 Rush Scottsville Rd, Town of Rush, consisting of approximately 0.94 acres, tax account number 201.04-1-29.3, owned by Jeanne Leonardi
- East River Rd, Town of Rush, consisting of approximately 139.30 acres, tax account number 225.03-1-1, owned by Hartford Resources LLC/ Jeffery and Jaqueline Phillips
- 517 Rush West Rush Rd, Town of Rush, consisting of approximately 56.59 acres, tax account number 219.02-1-18.012, owned by Marilyn A Smith and Marilyn A Smith Revoc. Trust/Debra Hunt
- 6811 Rush Lima Rd, Town of Rush, consisting of approximately 71.00 acres, tax account number 221.01-1-8, owned by John Damico

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

Section 1. The Legislature hereby approves and adopts the proposed addition of fifty-two (52) parcels to the Monroe County Western and Eastern Districts, as described above and as recommended by the Monroe County Agricultural and Farmland Protection Board.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Planning & Economic Development Committee; June 27, 2022 - CV: 5-0
File No. 22-0203

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Resolution	ITEM_14.pdf	Resolution
▢	Referral	R22-0203.pdf	Referral Letter

By Legislators DiFlorio and Taylor

Intro. No. _____

MOTION NO. ____ OF 2022

PROVIDING THAT RESOLUTION (INTRO. NO. ____ OF 2022), ENTITLED "AUTHORIZING ADDITIONS TO MONROE COUNTY AGRICULTURAL DISTRICTS," BE TABLED

BE IT MOVED, that Resolution (Intro. No. ____ of 2022), entitled "AUTHORIZING ADDITIONS TO MONROE COUNTY AGRICULTURAL DISTRICTS," be tabled.

File No. 22-0203

ADOPTION: Date: _____

Vote: _____

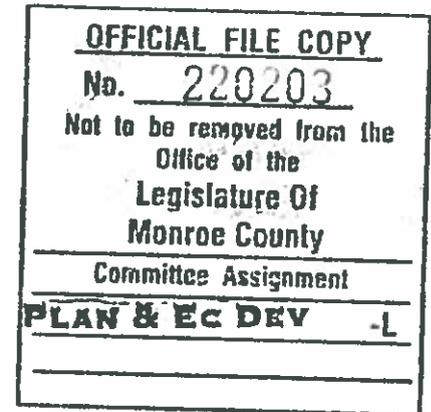


Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

June 10, 2022



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

Subject: Authorize Additions to Monroe County Agricultural Districts

Honorable Legislators:

I recommend that Your Honorable Body authorize the following fifty-two (52) parcels for addition to the Monroe County Western and Eastern Agricultural Districts ("Districts") as follows:

Western Agricultural District #5:

- 358 Humphrey Rd, Town of Chili, consisting of approximately 20.00 acres, tax account number 173.01-1-1.2, owned by Elizabeth A Van Blargan
- 317 Redman Rd, Town of Clarkson, consisting of approximately 62.30 acres, tax account number 028.03-1-1, owned by James Reichert
- 2375 Redman Rd, Town of Hamlin, consisting of approximately 68.90 acres, tax account number 028.01-1-2.2, owned by James Reichert
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- 1681 Hamlin Parma Town Line Rd, Town of Hamlin, consisting of approximately 62.00 acres, tax account number 031.01-1-18, owned by Eugene D Dollard
- Church Rd, Town of Hamlin, consisting of approximately 13.28 acres, tax account number 012.04-2-3.5, owned by Michael and Marilyn Mitchell
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- 3391 Brick Schoolhouse Rd, Town of Hamlin, consisting of approximately 10.06 acres, tax account number 0.21.02-1-1.31, owned by David S Leverenz
- Leona Ln, Town of Hamlin, consisting of approximately 1.19 acres, tax account number 021.01-4-6.12, owned by David S Leverenz
- 1414 Lake Rd, Town of Hamlin, consisting of approximately 46.80 acres, tax account number 021.01-4-6.11, owned by David S Leverenz
- 7 Wiler Rd, Town of Hamlin, consisting of approximately 41.76 acres, tax account number 021.02-1-8.1, owned by David S Leverenz
- Redman Rd, Town of Hamlin, consisting of approximately 74.04 acres, tax account number 012.03-2-22.12, owned by David S Leverenz
- 2040 Roosevelt Hwy, Town of Hamlin, consisting of approximately 58.76 acres, tax account number 030.01-1-15.118, owned by David S Leverenz
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- 2360 Monroe Orleans County Line Rd, Town of Hamlin, consisting of approximately 57.55 acres, tax account number 027.02-1-5.2, owned by Janet SurrIDGE/F&B Upland Birds, Inc
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- 507 Morton Rd, Town of Hamlin, consisting of approximately 5.90 acres, tax account number 011.04-1-21, owned by Linda D. Curtis
- Beadle Rd, Town of Sweden, consisting of approximately 15.32 acres, tax account number 099.04-2-5.2, owned by Gage Olschewski
- 960 Salmon Creek Rd, Town of Sweden, consisting of approximately 17.10 acres, tax account number 099.04-2-11.2, owned by Michael and Sondra LeDuc

Eastern Agricultural District #6:

- 829 Pitts Mdn Ctr Rd, Town of Mendon, consisting of approximately 2.28 acres, tax account number 204.02-1-5, owned by Joshua & Courtney Cawley
- Pitts Mdn Ctr Rd, Town of Mendon, consisting of approximately 10.80 acres, tax account number 204.02-1-8, owned by Joshua & Courtney Cawley
- Pitts Mdn Ctr Rd, Town of Mendon, consisting of approximately 20.28 acres, tax account number 204.02-1-37, owned by Joshua & Courtney Cawley
- Pitts Mdn Ctr Rd, Town of Mendon, consisting of approximately 10.00 acres, tax account number 204.02-1-38, owned by Joshua & Courtney Cawley
- Pitts Mdn Ctr Rd, Town of Mendon, consisting of approximately 20.00 acres, tax account number 204.02-1-36, owned by Joshua & Courtney Cawley
- 23 Pannell Cir, Town of Perinton, consisting of approximately 15.82 acres, tax account number 181.01-1-14.2, owned by Palomaki Farms LLC
- 7215 Pittsford Palmyra Rd, Town of Perinton, consisting of approximately 28.60 acres, tax account number 180.02-1-2, owned by 515 Log Cabin Road LLC
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- 880 Rush Scottsville Rd, Town of Rush, consisting of approximately 0.93 acres, tax account number 201.04-1-29.5, owned by Jeanne Leonardi
- Rush Scottsville Rd, Town of Rush, consisting of approximately 61.40 acres, tax account number 201.04-1-29.1, owned by Jeanne Leonardi
- 900 Rush Scottsville Rd, Town of Rush, consisting of approximately 0.94 acres, tax account number 201.04-1-29.3, owned by Jeanne Leonardi

- East River Rd, Town of Rush, consisting of approximately 139.30 acres, tax account number 225.03-1-1, owned by Hartford Resources LLC/ Jeffery and Jaqueline Phillips
- 517 Rush West Rush Rd, Town of Rush, consisting of approximately 56.59 acres, tax account number 219.02-1-18.012, owned by Marilyn A Smith and Marilyn A Smith Revoc. Trust/Debra Hunt
- 6811 Rush Lima Rd, Town of Rush, consisting of approximately 71.00 acres, tax account number 221.01-1-8, owned by John Damico

Pursuant to § 303-b of the Agriculture and Markets Law, a report has been prepared by the Monroe County Agricultural and Farmland Protection Board recommending the proposed addition to the Monroe County Agricultural Districts. Your Honorable Body must hold a public hearing before taking action to add these parcels to the District. I recommend adding the parcels listed above to the Monroe County Agricultural Districts.

The specific legislative actions required are:

1. Schedule and hold a public hearing on the addition of fifty-two (52) parcels to the Monroe County Agricultural Districts, as set forth in the report prepared by the Monroe County Agricultural and Farmland Protection Board.
2. Consider the recommendations and facts presented at the hearing relative to the addition of the parcels to the Monroe County Agricultural Districts.
3. Add fifty-two (52) parcels to the Monroe County Agricultural Districts, upon favorable consideration of the recommendations.

The provisions of the New York State Environmental Quality Review Act shall be complied with prior to Your Honorable Body undertaking, funding, or approving the action requested in this referral.

This addition to the Monroe County Agricultural Districts 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 favorable action by Your Honorable Body.

Sincerely,



Adam J. Bello
Monroe County Executive



Agricultural and Farmland Protection Board

Monroe County, New York

Adam J. Bello
County Executive

Board Appointees

Four Active Farmers; County Legislator; Agribusiness; Agricultural Land Preservation Organization; Chairperson, Soil & Water Conservation District Board of Directors; Director, Real Property Tax Service; County Cooperative Extension Agent; Director, Department of Planning & Development

April 15, 2022

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

SUBJECT: Addition of 52 Parcels to Agricultural Districts

Honorable Legislators:

Article 25AA Section 303-B of the NYS Agriculture and Markets law allows additions to established agricultural districts prior to the normal eight-year review date. The law also requires the county agricultural and farmland protection board to review the proposed additions to the district(s) and make recommendations on the proposal to the legislative body. Resolution number 20 of 2022 adopted by Your Honorable Body directed the Agricultural and Farmland Protection Board to review and make recommendations on additions to the district(s).

Therefore, in accordance with Article 25AA, we are pleased to transmit this report concerning our review, findings, and recommendations. This report includes 1) a list of ten (10) parcels from six (6) landowners that are currently not receiving an agricultural value assessment, and 2) an attachment of forty-two (42) parcels from twenty-three (23) landowners receiving an agricultural assessment. More information about agricultural assessments is provided as an attachment.

Parcels without an agricultural assessment: Ten (10) parcels from six (6) applicants have requested these parcels be added to an agricultural district. All applicants were interviewed by phone. A determination was made by the AFPB based on soil type, site visit, physical structures and landowner intent as to whether or not these parcels are predominantly viable agricultural land. The following 10 parcels have been found to be viable agricultural land and are recommended by AFPB to be added to an agricultural district.

1000 East Henrietta Road, Rochester, New York 14623
(585) 292-2065 Fax (585) 292-3866

- 1) Eastern Agricultural District #6: parcel address Ryan A. Perry, 23 Pannell Circle, Fairport NY, one parcel located in Town of Perinton, 181.01-1-14.2 (15.82 acres).
- 2) Eastern Agricultural District #6: mailing address Joesph Hurley, 249 Benson Road, Victor NY, one parcel located in Town of Perinton, 180.02-1-2 (30 acres).
- 3) Eastern Agricultural District #6: mailing address Courtney & Joshua Cawley, 1100 Pittsford Mendon Center Road, Mendon NY, five parcels located in Town of Mendon, 204.02-1-5 (2.28 acres), 204.02-1-8 (10.8 acres), 204.02-1-37 (20.28 acres), 204.02-1-38 (10 acres), 201.02-1-36 (20 acres).
- 4) Western Agricultural District #5: mailing address Elizabeth A. Van Blargan, 385 Humphrey Road, Chili NY, one parcel located in Town of Chili, 173.01-1-1.2 (20 acres).
- 5) Western Agricultural District #5: mailing address Gage Olschewski, 730 Ogden Sweden Townline Road, Spencerport NY, one parcel located in Town of Sweden, 099.04-2-5.2 (15.32 acres)
- 6) Western Agricultural District #5: mailing address Michael & Sandra LeDuc, 960 Salomon Creek Road, Brockport NY, one parcel located in Town of Sweden, 099.04-002-11.2 (17 acres).

Parcels with an agricultural assessment: Forty-two (42) parcels with agricultural assessments from twenty-three (23) applicants have requested that their parcels be added to an agricultural district. These parcels have previously been determined by a Town assessor (based on a soils group worksheet and proof of farm revenue) to be viable agricultural land. A Town assessor reaffirms this determination every year. All applicants were contacted by AFPB staff and/or the local assessor's office by phone and/or by USPS mail regarding the 30 day annual addition process. The Board concurs with each respective assessor's determination along with findings by AFPB staff that these parcels are viable agricultural land and recommends to the county legislature that these 42 parcels also be added to an agricultural district. A list of these parcels is attached as Appendix A.

Based on telephone interviews with owners and assessors, analysis of USDA soil maps, and site visits, the Board has determined that all 52 parcels are comprised of predominantly viable agricultural land and inclusion of these parcels into an agricultural district would serve the public interest by assisting in maintaining a viable agricultural industry within the respective municipalities.

Sincerely,



Robert J. Colby, Chairman

1000 East Henrietta Road, Rochester, New York 14623
(585) 292-2065 Fax (585) 292-3866

Appendix A - Ag. Exempt Parcels requested to add to the Ag. District

Town of Hamlin

Parcel ID:	Property Address	Acres	Municipality	Owner/Applicant
028.01-1-2.2	2375 Redman Rd	68.90	Hamlin	James Reichert
011.04-2-1	1200 Monroe Orleans County Line Rd	109.30	Hamlin	Kludt Family Limited
028.01-1-4.2	2200 Redman Rd	107.80	Hamlin	Mike-Matt Lands
011.04-1-17.2	Morton Rd	30.15	Hamlin	Mike-Matt Lands
005.02-1-6.224	1043 Moscow Rd	31.89	Hamlin	Mike-Matt Lands
005.04-1-13.114	360 Jacobs Rd	77.39	Hamlin	Mike-Matt Lands
011.04-1-27.2	455 Morton Rd	30.05	Hamlin	Mike-Matt Lands
014.03-1-4.12	Church Rd	27.61	Hamlin	Nicholas & James Breslawski
023.03-2-2.1	123 Walker Rd	77.80	Hamlin	Joseph J Lancia
031.01-1-18	1681 Hamlin Parma Town Line Rd	62.00	Hamlin	Eugene D Dollard
012.04-2-3.5	Church Rd	13.28	Hamlin	Michael Mitchell
029.02-2-26	2234 Roosevelt Hwy	82.40	Hamlin	Zdzislaw and Linda Robinson
013.03-1-6.3	1001 Lake Road West Frk	28.83	Hamlin	David S Leverenz
021.01-2-1.111	1199 Lake Road East Frk	12.11	Hamlin	David S Leverenz
0.21.02-1-1.21	Brick Schoolhouse Rd	5.00	Hamlin	David S Leverenz
0.21.02-1-1.31	3391 Brick Schoolhouse Rd	10.06	Hamlin	David S Leverenz
021.01-4-6.12	Leona Ln	1.19	Hamlin	David S Leverenz
021.01-4-6.11	1414 Lake Rd	46.80	Hamlin	David S Leverenz
021.02-1-8.1	7 Wiler Rd	41.76	Hamlin	David S Leverenz
012.03-2-22.12	Redman Rd	74.04	Hamlin	David S Leverenz
030.01-1-15.118	2040 Roosevelt Hwy	58.76	Hamlin	David S Leverenz
030.01-1-15.113	2088 Roosevelt Hwy	5.46	Hamlin	David S Leverenz
020.02-3-16.22	Brick Schoolhouse Rd	0.75	Hamlin	JDP Lands, LLC
020.02-3-4.11	28 Drake Rd	13.52	Hamlin	JDP Lands, LLC
020.02-3-4.12	18 Drake Rd	5.39	Hamlin	JDP Lands, LLC
020.02-3-23	70 Drake Rd	3.80	Hamlin	JDP Lands, LLC
020.02-3-16.1	4061 Brick Schoolhouse Rd	12.07	Hamlin	JDP Lands, LLC
023.03-1-22.1	1259 Hamlin Parma Town Line Rd	18.21	Hamlin	John Fridd
027.02-1-5.2	2360 Monroe Orleans County Line Rd	57.55	Hamlin	Janet Surridge
004.02-1-8.1	505 Cook Rd	10.00	Hamlin	Brandon and Sarah Passer
022.03-1-6	370 Hamlin Center Rd	70.50	Hamlin	Luigi Marseglia
030.02-1-3	1848 Walker Lake Ontario Rd	49.80	Hamlin	T & D Properties, LLC
021.03-1-33	3056 Roosevelt Hwy	56.50	Hamlin	Paul W. Rath
011.04-1-21	507 Morton Rd	5.90	Hamlin	Linda D. Curtis

Town of Rush

Parcel ID:	Property Address	Acres	Municipality	Owner/Applicant
219.01-1-33.131	East River Road	43.15	Rush	Kim Stokoe
201.04-1-29.5	880 Rush Scottsville Rd	0.93	Rush	Jeanne Leonardi
201.04-1-29.1	Rush Scottsville Rd	61.40	Rush	Jeanne Leonardi
201.04-1-29.3	900 Rush Scottsville Rd	0.94	Rush	Jeanne Leonardi
225.03-1-1	East River Rd	139.30	Rush	Hartford Resources LLC/ Jeffery and Jaqueline Phillips
219.02-1-18.012	517 Rush West Rush Rd	56.59	Rush	Debra Hunt (Trustee of Marilyn A Smith Revoc. Trust)
221.01-1-8	6811 Rush Lima Rd	71.00	Rush	John Damico

Town of Clarkson

Parcel ID:	Property Address	Acres	Municipality	Owner/Applicant
028.03-1-1	Redman Rd	62.30	Clarkson	James Reichert

Total # of Parcels: 42 / Total acreage: 1,723.97

1000 East Henrietta Road, Rochester, New York 14623
(585) 292-2065 Fax (585) 292-3866



ATTACHMENTS:

	Description	File Name	Type
▢	Resolution	ITEM_15.pdf	Resolution
▢	Referral	R22-0203.pdf	Referral Letter

By Legislators DiFlorio and Taylor

Intro No. _____

RESOLUTION NO. _____ OF 2022

FIXING A PUBLIC HEARING BY THE PLANNING AND ECONOMIC DEVELOPMENT OF THE MONROE COUNTY LEGISLATURE ON RESOLUTION (INTRO. NO. ____ OF 2022), ENTITLED "AUTHORIZING ADDITIONS TO MONROE COUNTY AGRICULTURAL DISTRICTS"

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

Section 1. That there will be a public hearing by the Planning and Economic Development Committee of the Monroe County Legislature at 5:45 p.m. on Monday, July 25, 2022, in the Legislative Chambers in the Monroe County Office Building, 39 West Main Street, Rochester, New York, on Resolution (Intro. No. ____ of 2022), entitled "AUTHORIZING ADDITIONS TO MONROE COUNTY AGRICULTURAL DISTRICTS."

Section 2. The Clerk of the Legislature is directed to provide notice of the public hearing on the fifty-two (52) parcels proposed for inclusion of viable agricultural land into the Monroe County Western and Eastern Districts, (the "Districts") by publishing, at least five (5) days before said hearing, a notice in a newspaper having general circulation within the District. The Clerk is also directed to provide written notice of the hearing to the municipalities of Chili, Clarkson, Hamlin, Sweden, Mendon, Perinton and Rush, to the owner of the land proposed to be added to the District as it is listed in the most recent assessment roll, and to the Commissioner of Agriculture and Markets. In addition, the Clerk is directed to conspicuously post a copy of said notice in the office of the Clerk at least five (5) days before said hearing. The notice shall state the time, date and place of the public hearing, a description of the proposed District, the proposed recommendations of the Monroe County Agricultural and Farmland Protection Board, and a statement that the public hearing will be held concerning the original proposal and any recommendations proposed by the Monroe County Agricultural and Farmland Protection Board.

Section 3. This resolution shall take effect immediately.

Planning & Economic Development Committee; June 27, 2022 - CV: 5-0
File No. 22-0203

ADOPTION: Date: _____

Vote: _____

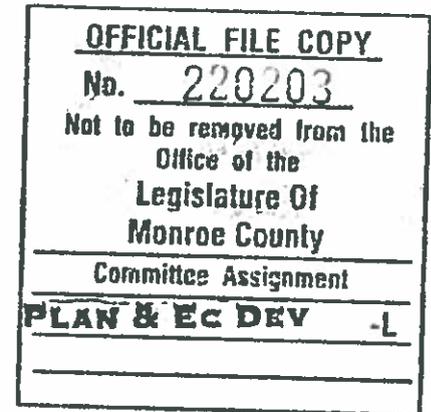


Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

June 10, 2022



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

Subject: Authorize Additions to Monroe County Agricultural Districts

Honorable Legislators:

I recommend that Your Honorable Body authorize the following fifty-two (52) parcels for addition to the Monroe County Western and Eastern Agricultural Districts ("Districts") as follows:

Western Agricultural District #5:

- 358 Humphrey Rd, Town of Chili, consisting of approximately 20.00 acres, tax account number 173.01-1-1.2, owned by Elizabeth A Van Blargan
- 317 Redman Rd, Town of Clarkson, consisting of approximately 62.30 acres, tax account number 028.03-1-1, owned by James Reichert
- 2375 Redman Rd, Town of Hamlin, consisting of approximately 68.90 acres, tax account number 028.01-1-2.2, owned by James Reichert
- 1200 Monroe Orleans County Line Rd, Town of Hamlin, consisting of approximately 109.30 acres, tax account number 011.04-2-1, owned by Kludt Family Limited
- 2200 Redman Rd, Town of Hamlin, consisting of approximately 107.80 acres, tax account number 028.01-1-4.2, owned by Michael & Matthew Kludt / Mike-Matt Lands Partnership
- Morton Rd, Town of Hamlin, consisting of approximately 30.15 acres, tax account number 011.04-1-17.2, owned by Michael & Matthew Kludt
- 1043 Moscow Rd, Town of Hamlin, consisting of approximately 31.89 acres, tax account number 005.02-1-6.224, owned by Mike-Matt Lands Partnership
- 360 Jacobs Rd, Town of Hamlin, consisting of approximately 77.39 acres, tax account number 005.04-1-13.114, owned by Mike-Matt Lands Partnership
- 455 Morton Rd, Town of Hamlin, consisting of approximately 30.05 acres, tax account number 011.04-1-27.2, owned by Mike-Matt Lands Partnership
- Church Rd, Town of Hamlin, consisting of approximately 27.61 acres, tax account number 014.03-1-4.12, owned by Nicholas & James Breslawski
- 123 Walker Rd, Town of Hamlin, consisting of approximately 77.80 acres, tax account number 023.03-2-2.1, owned by Joseph J Lancia

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- 1681 Hamlin Parma Town Line Rd, Town of Hamlin, consisting of approximately 62.00 acres, tax account number 031.01-1-18, owned by Eugene D Dollard
- Church Rd, Town of Hamlin, consisting of approximately 13.28 acres, tax account number 012.04-2-3.5, owned by Michael and Marilyn Mitchell
- 2234 Roosevelt Hwy, Town of Hamlin, consisting of approximately 82.40 acres, tax account number 029.02-2-26, owned by Zdzislaw and Linda Robinson
- 1001 Lake Road West Frk, Town of Hamlin, consisting of approximately 28.83 acres, tax account number 013.03-1-6.3, owned by David S Leverenz
- 1199 Lake Road East Frk, Town of Hamlin, consisting of approximately 12.11 acres, tax account number 021.01-2-1.111, owned by David S Leverenz
- Brick Schoolhouse Rd, Town of Hamlin, consisting of approximately 5.00 acres, tax account number 0.21.02-1-1.21, owned by David S Leverenz
- 3391 Brick Schoolhouse Rd, Town of Hamlin, consisting of approximately 10.06 acres, tax account number 0.21.02-1-1.31, owned by David S Leverenz
- Leona Ln, Town of Hamlin, consisting of approximately 1.19 acres, tax account number 021.01-4-6.12, owned by David S Leverenz
- 1414 Lake Rd, Town of Hamlin, consisting of approximately 46.80 acres, tax account number 021.01-4-6.11, owned by David S Leverenz
- 7 Wiler Rd, Town of Hamlin, consisting of approximately 41.76 acres, tax account number 021.02-1-8.1, owned by David S Leverenz
- Redman Rd, Town of Hamlin, consisting of approximately 74.04 acres, tax account number 012.03-2-22.12, owned by David S Leverenz
- 2040 Roosevelt Hwy, Town of Hamlin, consisting of approximately 58.76 acres, tax account number 030.01-1-15.118, owned by David S Leverenz
- 2088 Roosevelt Hwy, Town of Hamlin, consisting of approximately 5.46 acres, tax account number 030.01-1-15.113, owned by David S Leverenz
- Brick Schoolhouse Rd, Town of Hamlin, consisting of approximately 0.75 acres, tax account number 020.02-3-16.22, owned by JDP Lands, LLC
- 28 Drake Rd, Town of Hamlin, consisting of approximately 13.52 acres, tax account number 020.02-3-4.11, owned by JDP Lands, LLC
- 18 Drake Rd, Town of Hamlin, consisting of approximately 5.39 acres, tax account number 020.02-3-4.12, owned by JDP Lands, LLC
- 70 Drake Rd, Town of Hamlin, consisting of approximately 3.80 acres, tax account number 020.02-3-4.23, owned by JDP Lands, LLC
- 4061 Brick Schoolhouse Rd, Town of Hamlin, consisting of approximately 12.07 acres, tax account number 020.02-3-16.1, owned by JDP Lands, LLC
- 1259 Hamlin Parma Town Line Rd, Town of Hamlin, consisting of approximately 18.21 acres, tax account number 023.03-1-22.1, owned by John Fridd

- 2360 Monroe Orleans County Line Rd, Town of Hamlin, consisting of approximately 57.55 acres, tax account number 027.02-1-5.2, owned by Janet SurrIDGE/F&B Upland Birds, Inc
- 505 Cook Rd, Town of Hamlin, consisting of approximately 10.00 acres, tax account number 004.02-1-8.1, owned by Brandon and Sarah Passer
- 370 Hamlin Center Rd, Town of Hamlin, consisting of approximately 70.50 acres, tax account number 022.03-1-6, owned by Luigi Marseglia
- 1848 Walker Lake Ontario Rd, Town of Hamlin, consisting of approximately 49.80 acres, tax account number 030.02-1-3, owned by T & D Properties, LLC
- 3056 Roosevelt Hwy, Town of Hamlin, consisting of approximately 56.50 acres, tax account number 021.03-1-33, owned by Paul W. and Sandra Rath
- 507 Morton Rd, Town of Hamlin, consisting of approximately 5.90 acres, tax account number 011.04-1-21, owned by Linda D. Curtis
- Beadle Rd, Town of Sweden, consisting of approximately 15.32 acres, tax account number 099.04-2-5.2, owned by Gage Olschewski
- 960 Salmon Creek Rd, Town of Sweden, consisting of approximately 17.10 acres, tax account number 099.04-2-11.2, owned by Michael and Sondra LeDuc

Eastern Agricultural District #6:

- 829 Pitts Mdn Ctr Rd, Town of Mendon, consisting of approximately 2.28 acres, tax account number 204.02-1-5, owned by Joshua & Courtney Cawley
- Pitts Mdn Ctr Rd, Town of Mendon, consisting of approximately 10.80 acres, tax account number 204.02-1-8, owned by Joshua & Courtney Cawley
- Pitts Mdn Ctr Rd, Town of Mendon, consisting of approximately 20.28 acres, tax account number 204.02-1-37, owned by Joshua & Courtney Cawley
- Pitts Mdn Ctr Rd, Town of Mendon, consisting of approximately 10.00 acres, tax account number 204.02-1-38, owned by Joshua & Courtney Cawley
- Pitts Mdn Ctr Rd, Town of Mendon, consisting of approximately 20.00 acres, tax account number 204.02-1-36, owned by Joshua & Courtney Cawley
- 23 Pannell Cir, Town of Perinton, consisting of approximately 15.82 acres, tax account number 181.01-1-14.2, owned by Palomaki Farms LLC
- 7215 Pittsford Palmyra Rd, Town of Perinton, consisting of approximately 28.60 acres, tax account number 180.02-1-2, owned by 515 Log Cabin Road LLC
- East River Road, Town of Rush, consisting of approximately 43.15 acres, tax account number 219.01-1-33.131, owned by Stokoe 1812, Inc.
- 880 Rush Scottsville Rd, Town of Rush, consisting of approximately 0.93 acres, tax account number 201.04-1-29.5, owned by Jeanne Leonardi
- Rush Scottsville Rd, Town of Rush, consisting of approximately 61.40 acres, tax account number 201.04-1-29.1, owned by Jeanne Leonardi
- 900 Rush Scottsville Rd, Town of Rush, consisting of approximately 0.94 acres, tax account number 201.04-1-29.3, owned by Jeanne Leonardi

- East River Rd, Town of Rush, consisting of approximately 139.30 acres, tax account number 225.03-1-1, owned by Hartford Resources LLC/ Jeffery and Jaqueline Phillips
- 517 Rush West Rush Rd, Town of Rush, consisting of approximately 56.59 acres, tax account number 219.02-1-18.012, owned by Marilyn A Smith and Marilyn A Smith Revoc. Trust/Debra Hunt
- 6811 Rush Lima Rd, Town of Rush, consisting of approximately 71.00 acres, tax account number 221.01-1-8, owned by John Damico

Pursuant to § 303-b of the Agriculture and Markets Law, a report has been prepared by the Monroe County Agricultural and Farmland Protection Board recommending the proposed addition to the Monroe County Agricultural Districts. Your Honorable Body must hold a public hearing before taking action to add these parcels to the District. I recommend adding the parcels listed above to the Monroe County Agricultural Districts.

The specific legislative actions required are:

1. Schedule and hold a public hearing on the addition of fifty-two (52) parcels to the Monroe County Agricultural Districts, as set forth in the report prepared by the Monroe County Agricultural and Farmland Protection Board.
2. Consider the recommendations and facts presented at the hearing relative to the addition of the parcels to the Monroe County Agricultural Districts.
3. Add fifty-two (52) parcels to the Monroe County Agricultural Districts, upon favorable consideration of the recommendations.

The provisions of the New York State Environmental Quality Review Act shall be complied with prior to Your Honorable Body undertaking, funding, or approving the action requested in this referral.

This addition to the Monroe County Agricultural Districts 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 favorable action by Your Honorable Body.

Sincerely,



Adam J. Bello
Monroe County Executive



Agricultural and Farmland Protection Board

Monroe County, New York

Adam J. Bello
County Executive

Board Appointees

Four Active Farmers; County Legislator; Agribusiness; Agricultural Land Preservation Organization; Chairperson, Soil & Water Conservation District Board of Directors; Director, Real Property Tax Service; County Cooperative Extension Agent; Director, Department of Planning & Development

April 15, 2022

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

SUBJECT: Addition of 52 Parcels to Agricultural Districts

Honorable Legislators:

Article 25AA Section 303-B of the NYS Agriculture and Markets law allows additions to established agricultural districts prior to the normal eight-year review date. The law also requires the county agricultural and farmland protection board to review the proposed additions to the district(s) and make recommendations on the proposal to the legislative body. Resolution number 20 of 2022 adopted by Your Honorable Body directed the Agricultural and Farmland Protection Board to review and make recommendations on additions to the district(s).

Therefore, in accordance with Article 25AA, we are pleased to transmit this report concerning our review, findings, and recommendations. This report includes 1) a list of ten (10) parcels from six (6) landowners that are currently not receiving an agricultural value assessment, and 2) an attachment of forty-two (42) parcels from twenty-three (23) landowners receiving an agricultural assessment. More information about agricultural assessments is provided as an attachment.

Parcels without an agricultural assessment: Ten (10) parcels from six (6) applicants have requested these parcels be added to an agricultural district. All applicants were interviewed by phone. A determination was made by the AFPB based on soil type, site visit, physical structures and landowner intent as to whether or not these parcels are predominantly viable agricultural land. The following 10 parcels have been found to be viable agricultural land and are recommended by AFPB to be added to an agricultural district.

1000 East Henrietta Road, Rochester, New York 14623
(585) 292-2065 Fax (585) 292-3866

- 1) Eastern Agricultural District #6: parcel address Ryan A. Perry, 23 Pannell Circle, Fairport NY, one parcel located in Town of Perinton, 181.01-1-14.2 (15.82 acres).
- 2) Eastern Agricultural District #6: mailing address Joesph Hurley, 249 Benson Road, Victor NY, one parcel located in Town of Perinton, 180.02-1-2 (30 acres).
- 3) Eastern Agricultural District #6: mailing address Courtney & Joshua Cawley, 1100 Pittsford Mendon Center Road, Mendon NY, five parcels located in Town of Mendon, 204.02-1-5 (2.28 acres), 204.02-1-8 (10.8 acres), 204.02-1-37 (20.28 acres), 204.02-1-38 (10 acres), 201.02-1-36 (20 acres).
- 4) Western Agricultural District #5: mailing address Elizabeth A. Van Blargan, 385 Humphrey Road, Chili NY, one parcel located in Town of Chili, 173.01-1-1.2 (20 acres).
- 5) Western Agricultural District #5: mailing address Gage Olschewski, 730 Ogden Sweden Townline Road, Spencerport NY, one parcel located in Town of Sweden, 099.04-2-5.2 (15.32 acres)
- 6) Western Agricultural District #5: mailing address Michael & Sandra LeDuc, 960 Salomon Creek Road, Brockport NY, one parcel located in Town of Sweden, 099.04-002-11.2 (17 acres).

Parcels with an agricultural assessment: Forty-two (42) parcels with agricultural assessments from twenty-three (23) applicants have requested that their parcels be added to an agricultural district. These parcels have previously been determined by a Town assessor (based on a soils group worksheet and proof of farm revenue) to be viable agricultural land. A Town assessor reaffirms this determination every year. All applicants were contacted by AFPB staff and/or the local assessor's office by phone and/or by USPS mail regarding the 30 day annual addition process. The Board concurs with each respective assessor's determination along with findings by AFPB staff that these parcels are viable agricultural land and recommends to the county legislature that these 42 parcels also be added to an agricultural district. A list of these parcels is attached as Appendix A.

Based on telephone interviews with owners and assessors, analysis of USDA soil maps, and site visits, the Board has determined that all 52 parcels are comprised of predominantly viable agricultural land and inclusion of these parcels into an agricultural district would serve the public interest by assisting in maintaining a viable agricultural industry within the respective municipalities.

Sincerely,



Robert J. Colby, Chairman

1000 East Henrietta Road, Rochester, New York 14623
(585) 292-2065 Fax (585) 292-3866

Appendix A - Ag. Exempt Parcels requested to add to the Ag. District

Town of Hamlin

Parcel ID:	Property Address	Acres	Municipality	Owner/Applicant
028.01-1-2.2	2375 Redman Rd	68.90	Hamlin	James Reichert
011.04-2-1	1200 Monroe Orleans County Line Rd	109.30	Hamlin	Kludt Family Limited
028.01-1-4.2	2200 Redman Rd	107.80	Hamlin	Mike-Matt Lands
011.04-1-17.2	Morton Rd	30.15	Hamlin	Mike-Matt Lands
005.02-1-6.224	1043 Moscow Rd	31.89	Hamlin	Mike-Matt Lands
005.04-1-13.114	360 Jacobs Rd	77.39	Hamlin	Mike-Matt Lands
011.04-1-27.2	455 Morton Rd	30.05	Hamlin	Mike-Matt Lands
014.03-1-4.12	Church Rd	27.61	Hamlin	Nicholas & James Breslawski
023.03-2-2.1	123 Walker Rd	77.80	Hamlin	Joseph J Lancia
031.01-1-18	1681 Hamlin Parma Town Line Rd	62.00	Hamlin	Eugene D Dollard
012.04-2-3.5	Church Rd	13.28	Hamlin	Michael Mitchell
029.02-2-26	2234 Roosevelt Hwy	82.40	Hamlin	Zdzislaw and Linda Robinson
013.03-1-6.3	1001 Lake Road West Frk	28.83	Hamlin	David S Leverenz
021.01-2-1.111	1199 Lake Road East Frk	12.11	Hamlin	David S Leverenz
0.21.02-1-1.21	Brick Schoolhouse Rd	5.00	Hamlin	David S Leverenz
0.21.02-1-1.31	3391 Brick Schoolhouse Rd	10.06	Hamlin	David S Leverenz
021.01-4-6.12	Leona Ln	1.19	Hamlin	David S Leverenz
021.01-4-6.11	1414 Lake Rd	46.80	Hamlin	David S Leverenz
021.02-1-8.1	7 Wiler Rd	41.76	Hamlin	David S Leverenz
012.03-2-22.12	Redman Rd	74.04	Hamlin	David S Leverenz
030.01-1-15.118	2040 Roosevelt Hwy	58.76	Hamlin	David S Leverenz
030.01-1-15.113	2088 Roosevelt Hwy	5.46	Hamlin	David S Leverenz
020.02-3-16.22	Brick Schoolhouse Rd	0.75	Hamlin	JDP Lands, LLC
020.02-3-4.11	28 Drake Rd	13.52	Hamlin	JDP Lands, LLC
020.02-3-4.12	18 Drake Rd	5.39	Hamlin	JDP Lands, LLC
020.02-3-23	70 Drake Rd	3.80	Hamlin	JDP Lands, LLC
020.02-3-16.1	4061 Brick Schoolhouse Rd	12.07	Hamlin	JDP Lands, LLC
023.03-1-22.1	1259 Hamlin Parma Town Line Rd	18.21	Hamlin	John Fridd
027.02-1-5.2	2360 Monroe Orleans County Line Rd	57.55	Hamlin	Janet Surridge
004.02-1-8.1	505 Cook Rd	10.00	Hamlin	Brandon and Sarah Passer
022.03-1-6	370 Hamlin Center Rd	70.50	Hamlin	Luigi Marseglia
030.02-1-3	1848 Walker Lake Ontario Rd	49.80	Hamlin	T & D Properties, LLC
021.03-1-33	3056 Roosevelt Hwy	56.50	Hamlin	Paul W. Rath
011.04-1-21	507 Morton Rd	5.90	Hamlin	Linda D. Curtis

Town of Rush

Parcel ID:	Property Address	Acres	Municipality	Owner/Applicant
219.01-1-33.131	East River Road	43.15	Rush	Kim Stokoe
201.04-1-29.5	880 Rush Scottsville Rd	0.93	Rush	Jeanne Leonardi
201.04-1-29.1	Rush Scottsville Rd	61.40	Rush	Jeanne Leonardi
201.04-1-29.3	900 Rush Scottsville Rd	0.94	Rush	Jeanne Leonardi
225.03-1-1	East River Rd	139.30	Rush	Hartford Resources LLC/ Jeffery and Jaqueline Phillips
219.02-1-18.012	517 Rush West Rush Rd	56.59	Rush	Debra Hunt (Trustee of Marilyn A Smith Revoc. Trust)
221.01-1-8	6811 Rush Lima Rd	71.00	Rush	John Damico

Town of Clarkson

Parcel ID:	Property Address	Acres	Municipality	Owner/Applicant
028.03-1-1	Redman Rd	62.30	Clarkson	James Reichert

Total # of Parcels: 42 / Total acreage: 1,723.97

1000 East Henrietta Road, Rochester, New York 14623
(585) 292-2065 Fax (585) 292-3866



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R22-0204.pdf	Referral Letter
▢	Resolution	ITEM_16.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

June 10, 2022

OFFICIAL FILE COPY	
No.	<u>220204</u>
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
HUMAN SERVICES	-L
WAYS & MEANS	

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

Subject: Acceptance of a Grant from Health Research, Inc. for the Public Health Emergency Preparedness Program and Authorize a Contract with the University of Rochester

Honorable Legislators:

I recommend that Your Honorable Body accept a grant from Health Research, Inc. in the amount of \$1,299,494 for the Public Health Emergency Preparedness Program for the period of July 1, 2022 through June 30, 2023, and authorize a contract with the University of Rochester in an amount not to exceed \$40,608 for continuing development and sustainment of the County's Medical Countermeasure Program for the period of February 1, 2023 through June 30, 2023 subject to funding.

The purpose of this grant is to assist local health departments to develop emergency-ready public health departments in accordance with the National Preparedness Goals and the Centers for Disease Control and Prevention Preparedness Goals. Program objectives are: continued COVID-19 response support, enhanced public health emergency preparedness including training, planning, equipment acquisition and response readiness; enhanced point of dispensing clinic readiness to include bioterrorism response (e.g. anthrax); expansion of a volunteer medical reserve corps; enhanced communicable disease planning (e.g. pandemic influenza); and enhanced disease surveillance. An additional \$1,000,000 in restricted New York State Department of Health emergency placeholder funding is included. This funding could be made available in the event an actual public health emergency occurs during the grant period. This will be the twenty-first year the County has received this grant. If the \$1,000,000 in restricted New York State Department of Health emergency placeholder funding is received, this year's funding represents an increase of \$809 from last year.

This contract will support the County's Medical Countermeasure Program. The University of Rochester will provide: support of exercise and drill development and implementation; communication and information management activities; Monroe County Department of Public Health staff and partner training; and completion of other related projects and activities as determined by the Program Manager of the Office of Public Health Preparedness.

A Request for Qualifications was issued for this contract with the University of Rochester selected as the most qualified to perform this service.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to accept a \$299,494 grant from, and to execute a contract and any amendments thereto with, Health Research, Inc. for the Public Health Emergency Preparedness Program for the period of July 1, 2022 through June 30, 2023.
2. Amend the 2022 operating budget of the Department of Public Health by appropriating the sum of \$299,494 into general fund 9300, funds center 5801090000, Public Health Preparedness.

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Monroe County Legislature - July 12, 2022 - 1014 • www.monroecounty.gov • e-mail: countyexecutive@monroecounty.gov

3. Authorize the County Executive, or his designee, to appropriate up to \$1,000,000 in additional restricted New York State Department of Health emergency placeholder funding upon approval by New York State.
4. Authorize the County Executive, or his designee, to execute a contract and any amendments thereto, with the University of Rochester, 601 Elmwood Avenue, Rochester, New York 14642, for the continuing development and sustainment of the County's Medical Countermeasure Program in an amount not to exceed \$40,608 for the period of February 1, 2023 through June 30, 2023 subject to funding.
5. 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 grant guidelines to meet contractual commitments.
6. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the 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.

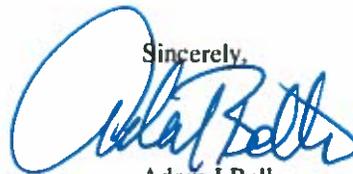
This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

This grant is 100% funded by Health Research, Inc. No net County support is required in the current Monroe County budget.

The University of Rochester is a not-for-profit entity and the records in the Office of the Monroe County Treasury have indicated that it does not owe any delinquent Monroe County property taxes.

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

By Legislators Milne and Delehanty

Intro. No. _____

RESOLUTION NO. _____ OF 2022

ACCEPTING GRANT FROM HEALTH RESEARCH, INC. FOR PUBLIC HEALTH EMERGENCY PREPAREDNESS PROGRAM AND AUTHORIZING CONTRACT WITH UNIVERSITY OF ROCHESTER

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 accept a \$299,494 grant from, and to execute a contract and any amendments thereto with, Health Research, Inc. for the Public Health Emergency Preparedness Program for the period of July 1, 2022 through June 30, 2023.

Section 2. The 2022 operating budget of the Department of Public Health is hereby amended by appropriating the sum of \$299,494 into general fund 9300, funds center 5801090000, Public Health Preparedness.

Section 3. The County Executive, or his designee, is hereby authorized to appropriate up to \$1,000,000 in additional restricted New York State Department of Health emergency placeholder funding upon approval by New York State.

Section 4. The County Executive, or his designee, is hereby authorized to execute a contract and any amendments thereto, with the University of Rochester for the continuing development and sustainment of the County's Medical Countermeasure Program in an amount not to exceed \$40,608 for the period of February 1, 2023 through June 30, 2023 subject to funding.

Section 5. The County Executive is hereby authorized 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 grant guidelines to meet contractual commitments.

Section 6. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the 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 7. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; June 29, 2022 - CV: 8-0
Ways and Means Committee; June 29, 2022 - CV: 11-0
File No. 22-0204

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R22-0205.pdf	Referral Letter
▢	Resolution	ITEM_17.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

June 10, 2022

OFFICIAL FILE COPY	
No.	<u>220205</u>
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
HUMAN SERVICES	-L
WAYS & MEANS	

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

Subject: Acceptance of a Grant from the New York State Department of Health for the Sexually Transmitted Disease Intervention Program

Honorable Legislators:

I recommend that Your Honorable Body accept a five-year grant from the New York State Department of Health in the amount of \$2,375,000 for the Sexually Transmitted Disease ("STD") Intervention Program for the period of January 1, 2022 through December 31, 2026.

The purpose of this grant is to enhance STD investigation and control activities with the goal of reducing the rate of sexually transmitted disease in Monroe County. In May of 2016, NY State Public Health Law Article 23 was amended to include HIV in the list of sexually transmitted infections classifications. This allowed funding for the surveillance and partner services of sexually transmitted infections to include HIV. This grant will be used to provide funding for existing salary, benefits, supply and administrative costs. This will be the twenty-second year the County has received this grant. This year's funding represents the same amount from the previous 12-month period.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to accept a \$2,375,000 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health for the Sexually Transmitted Disease Intervention Program for the period of January 1, 2022 through December 31, 2026.
2. Amend the 2022 operating budget of the Department of Public Health by appropriating the sum of \$475,000 into general fund 9300, funds center 5802030100, STD Clinic.
3. 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 grant guidelines to meet contractual commitments.

4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the 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.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

This grant is 100% funded by the New York State Department of Health. 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

By Legislators Milne and Delehanty

Intro. No. _____

RESOLUTION NO. _____ OF 2022

ACCEPTING GRANT FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR SEXUALITY TRANSMITTED DISEASE INTERVENTION PROGRAM

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 accept a \$2,375,000 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health for the Sexually Transmitted Disease Intervention Program for the period of January 1, 2022 through December 31, 2026.

Section 2. The 2022 operating budget of the Department of Public Health is hereby amended by appropriating the sum of \$475,000 into general fund 9300, funds center 5802030100, STD Clinic.

Section 3. The County Executive is hereby authorized 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 grant guidelines to meet contractual commitments.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the 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 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; June 29, 2022 - CV: 8-0
Ways and Means Committee; June 29, 2022 - CV: 11-0
File No. 22-0205

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R22-0206.pdf	Referral Letter
▢	Resolution	ITEM_18.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

June 10, 2022

OFFICIAL FILE COPY	
No.	<u>220206</u>
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
TRANSPORTATION	-L
WAYS & MEANS	

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

Subject: Accept Additional Funding from the New York State Department of Transportation for the State Supported Consolidated Local Street and Highway Improvement Program

Honorable Legislators:

I recommend that Your Honorable Body accept additional funding from the New York State Department of Transportation in the amount of \$1,234,943 for the State Supported Consolidated Local Street and Highway Improvement Program.

The Consolidated Local Street and Highway Improvement Program ("CHIPS") helps support the cost of highway and bridge maintenance throughout Monroe County. The New York State Department of Transportation budget also includes programs entitled Extreme Winter Recovery, PAVE-NY, and Pave Our Potholes, which provide additional funding to the CHIPS program. Pursuant to the recently approved FY 2022-2023 New York State Budget, Monroe County will receive an additional \$1,234,943, bringing the total CHIPS award to \$10,287,943.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to accept additional funding from the New York State Department of Transportation in the amount of \$1,234,943 for the State Supported Consolidated Local Street and Highway Improvement Program, bringing the total funding amount to \$10,287,943.
2. Amend the 2022 operating budget of the Department of Transportation, by appropriating the sum of \$1,234,943 into road fund 9002, funds center 8002050000, State Supported Consolidated Local Street and Highway Improvement Program.
3. 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.

This action is a Type II Action pursuant to 6 NYCRR § 617.5 (c)(26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”) and is not subject to further review under the State Environmental Quality Review Act.

Partial funding for this program is included in the 2022 operating budget of the Department of Transportation, road fund 9002, funds center 8002050000, State Supported Consolidated Local Street and Highway Improvement Program. The appropriated amount will adjust the current funding to that established for the program by the New York State approved budget.

This program is 100% funded by the New York State Department of Transportation. 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

By Legislators Keller and Delehanty

Intro. No. _____

RESOLUTION NO. _____ OF 2022

ACCEPTING ADDITIONAL FUNDING FROM NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR STATE SUPPORTED CONSOLIDATED LOCAL STREET AND HIGHWAY IMPROVEMENT PROGRAM

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 accept additional funding from the New York State Department of Transportation in the amount of \$1,234,943 for the State Supported Consolidated Local Street and Highway Improvement Program, bringing the total funding amount to \$10,287,943.

Section 2. The 2022 operating budget of the Department of Transportation is hereby amended by appropriating the sum of \$1,234,943 into road fund 9002, funds center 8002050000, State Supported Consolidated Local Street and Highway Improvement Program.

Section 3. The County Executive is hereby authorized 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 grant guidelines to meet contractual commitments.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the 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 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Transportation Committee; June 29, 2022 - CV: 7-0
Ways and Means Committee; June 29, 2022 - CV: 11-0
File No. 22-0206

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R22-0207.pdf	Referral Letter
▢	Resolution	ITEM_19.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

June 10, 2022

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No. <u>220207</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
PUBLIC SAFETY -L
WAYS & MEANS

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

Subject: Acceptance of the Aid to Localities Grant from the New York State Division of Criminal Justice Services for the Offices of the District Attorney and the Public Defender

Honorable Legislators:

This matter is being referred to Your Honorable Body at the request of District Attorney Sandra Doorley and Acting Monroe County Public Defender Erik Teifke.

I recommend that Your Honorable Body accept a grant from the New York State Division of Criminal Justice Services in the amount of \$640,825 for the Aid to Localities ("ATL") Program for the Offices of the District Attorney and the Public Defender for the period of April 1, 2022 through March 31, 2023.

The ATL Grant program provides expedited felony case processing through the judicial system by funding part or all of the salary costs equivalent to five (5) full-time positions in the District Attorney's Office, and part of the salary costs of three (3) full-time positions in the Public Defender's Office. The funding amounts are as follows: \$395,739 for the District Attorney and \$245,086 for the Public Defender. This will be the thirty-ninth year the County has received this grant. This year's funding is the same amount received in last year's award.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to accept a \$640,825 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services for the Aid to Localities Program for the Offices of the District Attorney and the Public Defender for the period of April 1, 2022 through March 31, 2023.
2. Amend the 2022 operating budget of the District Attorney's Office by appropriating the sum of \$395,739 into general fund 9300, funds center 2508010000, Major Felony Bureau.

3. Amend the 2022 operating budget of the Public Defender's Office by appropriating the sum of \$245,086 into general fund 9300, funds center 2601010000, Office of The Public Defender.
4. 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.
5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the 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.

This is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to review under the State Environmental Quality Review Act.

This grant is 100% funded by the New York State Division of Criminal Justice Services. 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

By Legislators Dondorfer and Delehanty

Intro. No. ____

RESOLUTION NO. ____ OF 2022

ACCEPTING AID TO LOCALITIES GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR OFFICES OF DISTRICT ATTORNEY AND PUBLIC DEFENDER

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 accept a \$640,825 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services for the Aid to Localities Program for the Offices of the District Attorney and the Public Defender for the period of April 1, 2022 through March 31, 2023.

Section 2. The 2022 operating budget of the District Attorney's Office is hereby amended by appropriating the sum of \$395,739 into general fund 9300, funds center 2508010000, Major Felony Bureau.

Section 3. The 2022 operating budget of the Public Defender's Office is hereby amended by appropriating the sum of \$245,086 into general fund 9300, funds center 2601010000, Office of The Public Defender.

Section 4. The County Executive is hereby authorized 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.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the 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 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; June 29, 2022 - CV: 9-0
Ways and Means Committee; June 29, 2022 - CV: 11-0
File No. 22-0207

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R22-0208.pdf	Referral Letter
▢	Resolution	ITEM_20.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

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Nb. <u>220208</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
PUBLIC SAFETY -L
WAYS & MEANS

June 10, 2022

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

Subject: Authorize a Contract with Cayuga Home for Children Inc. for Therapy Services with Raise the Age Youth

Honorable Legislators:

I recommend that Your Honorable Body authorize a contract with Cayuga Home for Children Inc. ("Cayuga Centers") in an amount not to exceed \$241,819 for therapy services with Raise the Age youth for the period of April 1, 2022 through March 31, 2023, with the option to renew for three (3) additional one-year terms in an amount not to exceed \$241,819 per year.

Cayuga Centers will provide therapy services that are family-based prevention and intervention methods for high-risk youth that will address complex problems through clinical practices that are flexibly constructed and culturally sensitive. In addition, when identified for adolescent offenders who have exhibited serious antisocial or delinquent behaviors, Cayuga Centers therapists will use a home-based model of service delivery to reduce barriers that keep families from accessing services.

A Request for Proposals was issued for this contract with Cayuga Centers the sole responder.

The specific legislative action required is to authorize the County Executive, or his designee, to execute a contract and any amendments thereto, with Cayuga Home for Children Inc., 101 Hamilton Avenue, Auburn, New York 13021 for therapy services with Raise the Age youth in an amount not to exceed \$241,819 for the period April 1, 2022 through March 31, 2023, with the option to renew for three (3) additional one-year terms in an amount not to exceed \$241,819 per year.

This is a Type II action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

Funding for this contract is included in the 2022 operating budget of the Department of Public Safety, general fund 9300, funds center 2403020100 Juvenile Services Family Division. No additional net County support is required in the current Monroe County budget.

Cayuga Home for Children Inc. is a not-for-profit agency and the records in the Office of the Monroe County Treasury have indicated that it does not owe any delinquent Monroe County property taxes.

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

20.

By Legislators Dondorfer and Delehanty

Intro. No. ____

RESOLUTION NO. ____ OF 2022

AUTHORIZING CONTRACT WITH CAYUGA HOME FOR CHILDREN INC. FOR THERAPY SERVICES WITH RAISE THE AGE YOUTH

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 a contract and any amendments thereto, with Cayuga Home for Children Inc. for therapy services with Raise the Age youth in an amount not to exceed \$241,819 for the period of April 1, 2022 through March 31, 2023, with the option to renew for three (3) additional one-year terms in an amount not to exceed \$241,819 per year.

Section 2. Funding for this contract is included in the 2022 operating budget of the Department of Public Safety, general fund 9300, funds center 2403020100 Juvenile Services Family Division.

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

Public Safety Committee; June 29, 2022 - CV: 9-0
Ways and Means Committee; June 29, 2022 - CV: 11-0
File No. 22-0208

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R22-0209.pdf	Referral Letter
▢	Resolution	ITEM_21.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

June 10, 2022

OFFICIAL FILE COPY	
No.	<u>220209</u>
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
PUBLIC SAFETY	-L
WAYS & MEANS	

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

Subject: Amend Resolution 282 of 2020 to Authorize Contract Renewals with the Board of Regents of the University of Oklahoma Health Sciences Center and Coordinated Care Services, Inc. for Services Related to the Finger Lakes Regional Youth Justice Team Grant Program

Honorable Legislators:

I recommend that Your Honorable Body amend Resolution 282 of 2020 to authorize a contract renewal with the Board of Regents of the University of Oklahoma Health Sciences Center ("University of Oklahoma") in an amount not to exceed \$33,529 for the Oklahoma Model Treatment Modality Training in the Problematic Sexual Behavior – Cognitive Behavior – Adolescent Treatment Program and a contract renewal with Coordinated Care Services, Inc. in an amount not to exceed \$70,000 for Trauma Informed Training for the period of January 1, 2022 through September 30, 2022.

Per Resolution 6 of 2020, Your Honorable Body accepted a grant from the New York State Division of Criminal Justice Services for the Finger Lakes Regional Youth Justice Team Grant Program. The University of Oklahoma will continue to provide training regarding assessment and treatment for adolescents with sexual behavior problems. Coordinated Care Services, Inc. will continue to provide training, knowledge and capacity around the elements of a trauma-informed, culturally informed system, and how that understanding can be applied to their daily practice and organizational culture yielding improved outcomes.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to execute a contract renewal and any amendments thereto with, the Board of Regents of the University of Oklahoma Health Sciences Center, 865 Research Parkway, Suite 450, Oklahoma City, Oklahoma 73104, for the Oklahoma Model Treatment Modality Training in Problematic Sexual Behavior – Cognitive Behavior – Adolescent Treatment Program in an amount not to exceed \$33,529 for the period of January 1, 2022 through September 30, 2022.
2. Authorize the County Executive, or his designee, to execute a contract renewal and any amendments thereto with, Coordinated Care Services, Inc., Water Tower Park, 1099 Jay Street, Building J, Rochester, New York 14611 for trauma informed training in an amount not to exceed \$70,000 for the period of January 1, 2022 through September 30, 2022.

This is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to review under the State Environmental Quality Review Act.

Funding for these contracts is included in the 2022 operating budget of the Department of Public Safety, general fund 9300, funds center 2403010000, Probation Administration. No additional net County support is required in the current Monroe County budget.

The University of Oklahoma is an institution of higher education and Coordinated Care Services, Inc. is a not-for-profit agency. Records of the Office of the Monroe County Treasury have indicated that neither entity owes any delinquent Monroe County property taxes.

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

By Legislators Dondorfer and Delehanty

Intro. No. ____

RESOLUTION NO. ____ OF 2022

AMENDING RESOLUTION 282 OF 2020 AUTHORIZING CONTRACT RENEWALS WITH BOARD OF REGENTS OF THE UNIVERSITY OF OKLAHOMA HEALTH SCIENCES CENTER AND COORDINATED CARE SERVICES, INC. FOR SERVICES RELATED TO FINGER LAKES REGIONAL YOUTH JUSTICE TEAM GRANT PROGRAM

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

Section 1. Section 1 of Resolution 282 of 2020 is hereby amended to read as follows:

The County Executive, or his designee, is hereby authorized to execute a contract and any amendments thereto, with the Board of Regents of the University of Oklahoma Health Sciences Center for the Oklahoma Model Treatment Modality Training in the Problematic Sexual Behavior – Cognitive Behavior – Adolescent Treatment Program in an amount not to exceed \$70,000 for the period of January 1, 2021 through December 31, 2021, and a contract renewal, and any amendments thereto, in an amount not to exceed \$33,529 for the period of January 1, 2022 through September 30, 2022.

Section 2. Section 2 of Resolution 282 of 2020 is hereby amended to read as follows:

The County Executive, or his designee, is hereby authorized to execute a contract and any amendments thereto, with Coordinated Care Services, Inc. for trauma informed training in an amount not to exceed \$70,000 for the period of January 1, 2021 through December 31, 2021, and a contract renewal, and any amendments thereto, in an amount not to exceed \$70,000 for the period of January 1, 2022 through September 30, 2022.

Section 3. Funding for these contracts is included in the 2022 operating budget of the Department of Public Safety, general fund 9300, funds center 2403010000, Probation Administration.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; June 29, 2022 - CV: 9-0
Ways and Means Committee; June 29, 2022 - CV: 11-0
File No. 22-0209

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

Added language is underlined
Deleted language is ~~stricken~~



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R22-0210.pdf	Referral Letter
▢	Resolution	ITEM_22.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

OFFICIAL FILE COPY
No. <u>220210</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
WAYS & MEANS -L

June 10, 2022

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

Subject: Approving the Amended and Restated Monroe County Deferred Compensation Plan, as Previously Adopted by the New York State Deferred Compensation Board

Honorable Legislators:

I recommend that Your Honorable Body approve the Amended and Restated Monroe County Deferred Compensation Plan ("Amended Plan"), as previously adopted by the New York State Deferred Compensation Board ("State Board").

The Setting Every Community Up for Retirement Enhancement Act of 2019 ("SECURE Act") and the Coronavirus Aid, Relief and Economic Security Act of 2020 ("CARES Act") enacted regulatory changes to certain types of distributions and loans to Plan participants and beneficiaries after a participant's death, and permitted the option to elect certain changes in response to the Coronavirus pandemic. The State Board made amendments to its Model Plan on December 11, 2020 to reflect the regulatory changes and to permit public employers in this state to elect certain distribution and loan options in response to the pandemic's impact on personal finances.

In accordance with Chapter 41 of the Monroe County Code and New York State regulations, the Monroe County Deferred Compensation Committee must adopt said amendments, the Monroe County Legislature must approve the amendments, and the Amended Plan must be filed with the President of the New York State Civil Service Commission. Accordingly, the Monroe County Deferred Compensation Committee met, discussed, and adopted the Amended Plan on September 10, 2020. The Amended Plan is now before Your Honorable Body for consideration and approval.

A copy of the Amended Plan is on file within the Office of the Clerk of the Legislature. Legislators and their staffs may review the Amended Plan at their convenience.

The specific legislative actions required are:

1. Approve the Amended and Restated Monroe County Deferred Compensation Plan, as previously adopted by the New York State Deferred Compensation Board, and adopted by the Monroe County Deferred Compensation Committee, in accordance with Chapter 41 of the Monroe County Code.
2. Authorize the Clerk of the Legislature to send a certified copy of this resolution to the Director of the Department of Human Resources, who shall maintain a certified copy of the Amended Plan, for information and inspection at all times as required by Local Law No. 4 of 1998.
3. Authorize the Chairperson of the Monroe County Deferred Compensation Committee to file the Amended Plan, and any other necessary documentation, with the President of the New York State Civil Service Commission, as may be required.

This action is a Type II action pursuant to 6 NYCRR 617.5(c)(26) (“routine or continuing agency administration and management”) and is not subject to review under the State Environmental Quality Review Act.

Adoption of this resolution will have no net 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 favorable action by Your Honorable Body.

Sincerely,



Adam J. Bello
Monroe County Executive

AJB:db



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

MEMORANDUM

TO: David Grant, Clerk of the Legislature

FROM: Dawn Broking, Office of the County Executive 

DATE: June 21, 2022

SUBJECT: Referral 22-0210 Approving the Amended and Restated Monroe County Deferred Compensation Plan, as Previously Adopted by the New York State Deferred Compensation Board

Enclosed, please find a revised Plan Document for the Deferred COMPENSATION PLAN FOR EMPLOYEES OF Monroe County (Amended and Restated as of June 24, 2020).

This is to correct an error in Section 7, 7.2 (b). There are no other corrections to the document.

Corrected section 7, 7.2 (b) on Page 21 of the document:

(b) Automatic Distribution. With respect to a Participant or an Alternate Payee whose Plan Benefit, including any amounts attributable to an in-Plan Rollover Contribution to a Roth Account pursuant to Section ~~Error! Reference source not found~~ 8.8, but not including any amounts in the Participant.....

Enclosure



Plan Document

for the

**DEFERRED COMPENSATION PLAN
FOR EMPLOYEES OF
Monroe County**

(Amended and Restated as of June 24, 2020)

**Deferred Compensation Plan
for Employees of
Monroe County
Plan Document**

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**Deferred Compensation Plan
for Employees of
Monroe County
Plan Document**

PURPOSE

The purpose of the Plan is to encourage Employees to make and continue careers with the Employer by providing Employees with a convenient way to save on a regular and long-term basis and thereby provide for their retirement as set forth herein. The Employer adopted this Plan by complying with the procedures set forth in the Regulations.

A Participant's benefit under the Plan is limited to the Plan Benefit, and the value of the Plan Benefit will depend upon the investment results achieved by the Investment Options in which the Participant chooses to invest. Each Participant shall be 100 percent vested at all times in his or her Plan Benefit in accordance with the terms of the Plan.

In accordance with Section 457 of the Code, all amounts of Compensation deferred or contributed under the Plan, all property and rights purchased with such amounts and all income attributable to such amounts, and all other property and rights are held in trust for the exclusive benefit of Participants and their Beneficiaries and Alternate Payees pursuant to the Trust Agreement.

The Plan and the Trust Agreement are intended to satisfy the requirements for an eligible deferred compensation plan under Section 457 of the Code applicable to governmental employers described in Section 457(e)(1)(B) of the Code, and shall be construed and administered accordingly. To the extent that any term of the Plan is inconsistent with the provisions of Section 457 of the Code applicable to governmental employers, the inconsistent term shall, to the fullest extent possible, be treated for all purposes of the Plan as amended or reformed to conform to the applicable provisions of Section 457 of the Code.

Except as otherwise provided herein, this amendment and restatement of the Plan is effective as of the Effective Date.

SECTION 1 DEFINITIONS

When used herein, the following terms shall have the following meanings:

1.1 “Account” means each separate account established and maintained for an Account Participant under the Plan, including, as applicable, each Before-Tax Deferral Account, Roth Account (if applicable), Rollover Account, Alternate Payee Account and Beneficiary Account.

1.2 “Account Participant” means each Participant, Beneficiary, Surviving Spouse, Alternate Payee or other individual with an Account.

1.3 “Administrative Service Agency” means an Administrative Service Agency as defined in the Regulations selected by the Committee to provide services in respect of the Plan.

1.4 “Alternate Payee” means any spouse, former spouse, child or other dependent of a Participant who is recognized by a Qualified Domestic Relations Order as having a right to receive all, or a portion of, the Plan Benefit with respect to such Participant.

1.5 “Alternate Payee Account” means the Account established for an Alternate Payee pursuant to a Qualified Domestic Relations Order.

1.6 “Amounts Deferred or Contributed” means the aggregate of Compensation deferred or contributed by a Participant pursuant to Sections 3.1 and 3.2, including Before-Tax Deferrals and Roth Contributions (if applicable).

1.7 “Before-Tax Deferral Account” means the Account or Accounts established under the Plan to record a Participant’s Before-Tax Deferrals, and the income, gains and losses credited thereto. A Beneficiary Account or Alternate Payee Account corresponding to the deceased or relevant Participant’s Before-Tax Deferrals may also be referred to as a Before-Tax Deferral Account.

1.8 “Before-Tax Deferrals” means that part of a Participant’s Compensation which is deferred into the Plan and is not includable in the Participant’s taxable income which, in the absence of a Participant’s election to defer such Compensation under Section 3.1, would have been paid to the Participant and would have been includable in the Participant’s taxable income.

1.9 “Beneficiary” means the beneficiary or beneficiaries established in accordance with the provisions of Section 9 to receive the amount, if any, payable under the Plan upon the death of a Participant or, if applicable, Beneficiary, including Designated Beneficiaries, Default Beneficiaries, and Eligible Beneficiaries.

1.10 “Beneficiary Account” means the Account established for a Beneficiary in accordance with Section 6.2.

1.11 “Business Day” means, subject to Section 4.4(b), any day (measured in accordance with State time) on which the New York Stock Exchange is open for the trading of securities.

1.12 “CARES Act” means the Coronavirus Aid, Relief and Economic Security Act of 2020, as now in effect or as hereafter amended, and the applicable regulations and rulings thereunder. All references to sections of the CARES Act are to such sections as they may from time to time be amended or renumbered.

1.13 “Code” means the Internal Revenue Code of 1986, as now in effect or as hereafter amended, and the applicable Treasury Regulations and rulings thereunder. All citations to sections of the Code are to such sections as they may from time to time be amended or renumbered.

1.14 “Committee” means the Deferred Compensation Committee appointed by the Employer in accordance with the Regulations to act on behalf of Employer to administer the Plan.

1.15 “Compensation” means:

(a) all compensation for services to the Employer, including salary, wages, fees, commissions and overtime pay that is includible in the Employee’s gross income for each Plan Year under the Code;

(b) any differential wage payments defined in Code Section 3401(h)(2) pursuant to the HEART Act; and

(c) any accumulated sick pay, accumulated vacation pay and back pay paid to a Participant by his or her Employer, provided that such accumulated sick pay, accumulated vacation pay and back pay is received by the Plan in accordance with the timing requirements of the Treasury Regulations promulgated under Section 457 of the Code.

1.16 “Coronavirus-Related Distribution” means a distribution made from the Plan to a Qualified Participant on or after January 1, 2020 and before December 31, 2020 or such other date provided for under the CARES Act or other applicable law.

1.17 “Default Beneficiary” has the meaning set forth in Section 9.2(a).

1.18 “Designated Beneficiary” means a Beneficiary designated in accordance with Section 9.1 by a Participant (or by the Surviving Spouse of a Participant on or following the death of the Participant in accordance with Section 9.3).

1.19 “Distributee” means (a) an Employee or former Employee, (b) the Surviving Spouse of an Employee or former Employee and (c) the spouse or former spouse of an Employee or former Employee, but only to the extent such spouse or former spouse is an Alternate Payee under a Qualified Domestic Relations Order and only with regard to the interest of such spouse or former spouse.

1.20 “Distribution Waiting Period” means 45 days following a Participant’s Severance from Employment, or, to the extent that the Committee has designated a different Distribution Waiting Period under Section 8.1(e) of Schedule A, the Distribution Waiting Period as set forth in Section 8.1(e) of Schedule A.

1.21 “Earliest Retirement Date” means the earlier of (a) the date on which the Participant Severs from Employment or (b) the date the Participant attains age 50.

1.22 “Effective Date” means July 12, 2022.

1.23 “Eligible Beneficiary” mean, in accordance with Section 401(a)(9) of the Code, a Beneficiary who is, as of the time of the Participant’s death, (i) the Participant’s Surviving Spouse, (ii) the Participant’s Child who has not yet reached the age of majority (within the meaning of Section 401(a)(9)(F) of the Code), (iii) a disabled Beneficiary (with the meaning of Section 72(m)(7) of the Code), (iv) a Beneficiary who is chronically ill (within the meaning of Section 7702B(c)(2) of the Code) or (v) a Beneficiary who is not more than 10 years younger than the Participant.

1.24 “Eligible Retirement Plan” means:

- (a) an individual retirement account described in Section 408(a) of the Code;
- (b) an individual retirement annuity described in Section 408(b) of the Code;
- (c) a qualified trust under Section 401(a) or 401(k) of the Code;
- (d) an annuity contract or custodial account described in Section 403(b) of the Code;
- (e) an eligible deferred compensation plan described in Section 457 of the Code that is maintained by a state, political subdivision of a state, any agency or instrumentality of a state or political subdivision of a state; and
- (f) a Roth IRA.

1.25 “Eligible Rollover Distribution” means all or any portion of the balance of the Plan to the credit of a Distributee or a Beneficiary of a Participant, except that an Eligible Rollover Distribution shall not include (a) any distribution that is (i) one of a series of substantially equal periodic payments (not less frequently than annually) made for the life (or life expectancy) of the Distributee or the joint lives (or joint life expectancies) of the Distributee and the Distributee’s Beneficiary or (ii) for a specified period of ten years or more, (b) any distribution to the extent such distribution is required under Section 401(a)(9) of the Code, or (c) any distribution due to an Unforeseeable Emergency.

1.26 “Employee” means any individual who receives Compensation for services from the Employer, including any elected or appointed officer or employee of the Employer, and any employee who is included in a unit of employees covered by a negotiated collective bargaining agreement that specifically provides for participation in the Plan. An Employee shall not include an independent contractor, a consultant or any other individual classified by the Employer as not eligible to participate in the Plan.

1.27 “Employer” means Monroe County.

1.28 “Enrollment Date” means, with respect to an Employee who is eligible to enroll or be enrolled in the Plan, any payroll date on which such Employee receives Compensation, or such other date or dates as the Administrative Service Agency may establish either in lieu of, or in addition to, such dates.

1.29 “Financial Organization” means a Financial Organization as defined in the Regulations selected by the Committee to provide services in respect of the Plan.

1.30 “HEART Act” means the Heroes Earnings Assistance and Relief Tax Act of 2008.

1.31 “Includible Compensation” means “includible compensation” as defined in Section 457(e)(5) of the Code.

1.32 “Investment Fund” means each of the investment funds made available by the Committee through the Plan in accordance with Section 6.5(b).

1.33 “Investment Option” means each of the Investment Funds and each other investment option made available by the Committee through the Plan in accordance with Section 6.5(b).

1.34 “Loan Grace Period” means 90 days following the due date of a Participant’s scheduled repayment of his or her Plan loan, or, to the extent that the Committee has designated a shorter Loan Grace Period under Section 7.3(f) of Schedule A, the Loan Grace Period as set forth in Section 7.3(f) of Schedule A.

1.35 “Maximum Annual Number of Partial Distributions” means twelve partial lump sum payments per Plan Year, or, to the extent that the Committee has designated a different Maximum Annual Number of Partial Distributions under Section 8.1(c)(i) and (iii) of Schedule A, the Maximum Annual Number of Partial Distributions as set forth in Section 8.1(c)(i) and (iii) of Schedule A.

1.36 “Minimum Installment Amount” means \$100, or, to the extent that the Committee has designated a different Minimum Installment Amount under Section 8.1(c) of Schedule A, the Minimum Installment Amount as set forth in Section 8.1(c) of Schedule A.

1.37 “Minimum Lump Sum Amount” means \$100, or, to the extent that the Committee has designated a different Minimum Lump Sum Amount under Section 8.1(c)(i) and (iii) of Schedule A, the Minimum Lump Sum Amount as set forth in Section 8.1(c)(i) and (iii) of Schedule A.

1.38 “Normal Retirement Age” means any age designated by a Participant within the following parameters: (i) beginning (A) no earlier than the earliest age at which the Participant has the right to retire under the basic pension plan, if any, in which the Participant participates in connection with his or her service to the Employer and to receive immediate retirement benefits without actuarial or similar reduction because of retirement before some later age specified in such basic pension plan or, (B) in the case of a Participant who does not participate in such basic pension plan, no earlier than age 65, and (ii) ending no later than age 70½. Notwithstanding the previous sentence, a Participant who is a qualified police officer or firefighter (as defined under Section 415(b)(2)(H)(ii)(I) of the Code) may designate a Normal Retirement Age that is earlier than the earliest Normal Retirement Age described above, but in no event may such Normal Retirement Age be earlier than age 40. Notwithstanding anything in the Plan to the contrary, a Participant’s designation of a Normal Retirement Age shall not control the date that payment of such Participant’s benefits shall commence pursuant to Section 8.

1.39 “Participant” means an Employee or former Employee who is not deceased and who has an Account or Rollover Account under the Plan.

1.40 “Participation Agreement” means an agreement in writing or in such other form approved by the Committee, pursuant to which the Employee elects to reduce his or her Compensation for future Enrollment Dates and to have amounts deferred or contributed into the Plan on his or her behalf in accordance with the terms of the Plan.

1.41 “Plan” means the Deferred Compensation Plan for Employees of the Employer, as the same may be amended from time to time.

1.42 “Plan Benefit” has the meaning set forth in Section 6.5.

1.43 “Plan Year” means the calendar year.

1.44 “Qualified Domestic Relations Order” means any judgment, decree or order, including, approval of a property settlement agreement, that has been determined by the Administrative Service Agency to meet the requirements of a qualified domestic relations order within the meaning of Section 414(p) of the Code.

1.45 “Qualified Participant” means a Participant who meets the requirements of Section 2202(a)(4)(A)(ii) of the CARES Act.

1.46 “Qualified Roth Contribution Program” means a qualified Roth contribution program as defined in Section 402A of the Code.

1.47 “Regulations” means the rules and regulations promulgated by the Deferred Compensation Board of the State of New York pursuant to Section 5 of the State Finance Law, as the same may be amended from time to time.

1.48 “Required Beginning Date” means April 1 of the calendar year following the later of the calendar year in which the Participant: (a) attains age 72, or (b) Severs from Employment.

1.49 “Review Committee” means the committee designated to review claims to rights or benefits under the Plan in accordance with Section 11.8 and requests for Unforeseeable Emergency withdrawals under Section 7.

1.50 “Rollover Account” means the Account or Accounts established and maintained in respect of a Participant or a Beneficiary who is a Participant’s Surviving Spouse or, if applicable, by a spousal Alternate Payee pursuant to Section 5.2(c).

1.51 “Rollover Contribution” means the amount contributed by a Participant or a Beneficiary to a Rollover Account or, if applicable, by an Alternate Payee to an Alternate Payee Account, in accordance with Section 5.2 that the Administrative Service Agency has determined would qualify as an Eligible Rollover Distribution, other than a distribution consisting of contributions to a Roth IRA, and which the Administrative Service Agency has determined may be contributed.

1.52 “Roth Account” means the Account or Accounts established under the Plan to record a Participant’s Roth Contributions, and the income, gains and losses credited thereto. A Beneficiary Account or Alternate Payee Account corresponding to the deceased or relevant Participant’s Roth Contributions may also be referred to as a Roth Account.

1.53 “Roth Contributions” means amounts contributed pursuant to Section 3.1 by a Participant to the extent that the Committee has resolved to implement a Roth Program to Section 3.1(c) of Schedule A, which amounts are:

(a) designated irrevocably by the Participant at the time of the contribution election as Roth Contributions that are being made from Compensation pursuant to Section 3.1(c); and

(b) treated by the Employer as includible in the Participant’s income at the time the Participant would have received that amount in Compensation.

1.54 “Roth IRA” has the meaning set forth in Section 408A of the Code.

1.55 “Roth Program” means a Qualified Roth Contribution Program within the Plan.

1.56 “Section 457 Transfer” means a transfer made into an Account pursuant to Section 5.1.

- 1.57 “SECURE Act” means the Setting Every Community Up for Retirement Enhancement Act of 2019, as now in effect or as hereafter amended, and the applicable regulations and rulings thereunder. All citations to sections of the SECURE Act are to such sections as they may from time to time be amended or renumbered.
- 1.58 “Severance from Employment” or “Severs from Employment” means a severance from employment with the Employer within the meaning of Section 457 of the Code.
- 1.59 “State” means the State of New York.
- 1.60 “Surviving Spouse” means the survivor of a deceased Participant to whom such Participant was legally married on the date of the Participant’s death.
- 1.61 “Treasury Regulations” means the regulations promulgated by the Treasury Department under the Code, as now in effect or as hereafter amended. All citations to sections of the Treasury Regulations are to such sections as they may from time to time be amended or renumbered.
- 1.62 “Trust Agreement” means an agreement entered into in respect of the Plan between the Committee and one or more Trustees pursuant to which all cash and other rights and properties and all income attributable to such cash and rights and properties are held in trust as such agreement may be amended from time to time.
- 1.63 “Trust Fund” means the assets of the Plan, including cash and other rights and properties arising from Amounts Deferred or Contributed, Section 457 Transfers and Rollover Contributions which are held and administered by the Trustee pursuant to the Trust Agreement.
- 1.64 “Trustee” means the trustee or trustees acting as such under the Trust Agreement, and any successors thereto.
- 1.65 “Unforeseeable Emergency” means a (i) severe financial hardship to the Participant resulting from a sudden and unexpected illness or accident of the Participant or Beneficiary, the Participant’s or Beneficiary’s spouse, or the Participant’s or Beneficiary’s dependent, (ii) loss of the Participant’s or Beneficiary’s property because of casualty, or (iii) other similar extraordinary or unforeseeable circumstances arising as a result of events beyond the control of the Participant or Beneficiary.
- 1.66 “Unit” means a unit measuring the value of an Account Participant’s proportionate interest in an Investment Fund.
- 1.67 “USERRA” means the provisions of the Uniformed Services Employment and Reemployment Rights Act of 1994 contained in chapter 43 of title 38 of the United States Code.
- 1.68 “Valuation Date” means each Business Day unless otherwise provided in the Plan or in an agreement between the Committee and a Financial Organization.

SECTION 2 PARTICIPATION

2.1 Enrollment.

(a) Eligibility and Enrollment. Each Employee shall be eligible to participate in the Plan as of any Enrollment Date following the date he or she becomes an Employee, and shall commence such participation in the Plan by duly filing a Participation Agreement and any enrollment forms or other pertinent information concerning the Employee and his or her Beneficiary with the Administrative Service Agency in a manner as prescribed by the Committee. With the exception of Participation Agreements filed on or before an Employee's first day of service, no Participation Agreement shall be effective before the first Enrollment Date in the calendar month following the month in which the Participation Agreement is filed with the Administrative Service Agency.

(b) Initial Enrollment and Subsequent Changes. Each Employee enrolling in the Plan shall provide to the Administrative Service Agency, in a complete and timely manner, at the time of initial enrollment and thereafter if there are any changes, with such information that the Administrative Service Agency determines is necessary or advisable for the administration of the Plan or to comply with applicable law. With the exception of Participation Agreements filed on or before an Employee's first day of service, no Participation Agreement or amendment or modification thereto shall be effective before the first Enrollment Date in the calendar month following the month in which the Participation Agreement or such amendment or modification is filed with the Administrative Service Agency.

2.2 Voluntary Participation. Participation in the Plan by Employees shall be voluntary.

2.3 Cessation of Participation. The participation of an Account Participant shall cease upon payment to the Account Participant of the entire value of his or her Plan Benefit or upon the Account Participant's death prior to such payment.

2.4 Corrective Action. If an individual is erroneously included or excluded from participation, corrective action will be taken as soon as administratively practicable to correct such erroneous inclusion or exclusion.

SECTION 3
AMOUNTS DEFERRED OR CONTRIBUTED

3.1 Participant Deferral and Contribution Authorization.

(a) **Initial Authorization.** A Participant may elect to defer or contribute Compensation under the Plan by authorizing, on his or her Participation Agreement, regular payroll deductions that do not individually or in the aggregate exceed the limitations of Section 3.2. Unless otherwise designated under Section 3.1(c), any Amounts Deferred or Contributed under this Section 3.1(a) shall be treated as Before-Tax Deferrals. Any initial deferral election shall be effective as soon as administratively practicable, subject to the timing requirements set forth in Sections 2.1(a) and 2.1(b).

(b) **Modifications.** A Participant may increase or decrease the rate of deferral or contribution of his or her Compensation, and may make separate elections with respect to the increase or decrease of the rate of his or her Before-Tax Deferrals and Roth Contributions (to the extent applicable), within the limitations set forth in Section 3.2, as of any Enrollment Date by duly filing a new or modified Participation Agreement, or such other form authorized for such purpose by the Committee, with the Administrative Service Agency, which shall be effective as soon as administratively practicable, subject to the timing requirements set forth in Sections 2.1(a) and 2.1(b).

(c) **Roth Contributions.** To the extent that the Committee has resolved on or after January 1, 2011 to implement a Roth Program pursuant to Section 3.1(c) of Schedule A, a Participant shall be permitted to make Roth Contributions from his or her Compensation by designating a percentage of his or her initial authorization or modified authorization described in Sections 3.1(a) and 3.1(b) as Roth Contributions, which designation shall be effective as soon as administratively practicable for all future payroll periods until modified or suspended, subject to the timing requirements set forth in Sections 2.1(a) and 2.1(b). For the avoidance of doubt, to the extent that the Committee has *not* resolved to implement a Roth Program pursuant to Section 3.1(c) of Schedule A, Participants shall not be permitted to make Roth Contributions and any provisions of the Plan as they relate to Roth Contributions, Roth Accounts, Rollover Contributions from Qualified Roth Contribution Programs and in-Plan rollovers into Roth Accounts shall not apply.

(d) **Discontinuance or Suspension.** A Participant may discontinue or temporarily suspend his or her deferrals or contributions, and may make separate elections with respect to the discontinuance or suspension of his or her Before-Tax Deferrals and Roth Contributions (to the extent applicable), as of any specified Enrollment Date by giving notice thereof to the Administrative Service Agency. The Administrative Service Agency shall discontinue or suspend the deferral or contribution of Compensation as soon as administratively practicable, subject to the timing requirements set forth in Sections 2.1(a) and 2.1(b).

(e) Deferrals and Contributions After a HEART Act Distribution or Unforeseeable Emergency Withdrawal. A participant's deferrals and contributions will be suspended for a period of six months following a distribution pursuant to the Section 414(u)(12)(B)(i) of the Code and, to the extent that the Committee has resolved to implement a suspension of deferrals after an Unforeseeable Emergency withdrawal pursuant to Section 3.1(e) of Schedule A, after a distribution due to an Unforeseeable Emergency withdrawal.

3.2 General Deferral and Contribution Limitations and Catch-Up Limitations.

(a) In General. The aggregate amount of Before-Tax Deferrals and Roth Contributions (to the extent applicable) that may be deferred or contributed by a Participant for any pay period shall be a minimum of \$10 and shall not exceed the lesser of:

- (i) An amount as may be permitted pursuant to Section 457(e)(15) of the Code, and
- (ii) 100% of the Participant's Includible Compensation for the Plan Year;

provided, however, the maximum amount that a Participant may defer or contribute for any Plan Year may be calculated after accounting for mandatory and permissive payroll deductions, as reasonably determined by the Employer.

(b) 457 Catch-Up. Notwithstanding the limitation in Section 3.2(a), a Participant may file an election in the manner required by the Administrative Service Agency to have the catch-up limitation as set forth in Section 3.2(b) apply to the determination of the maximum amount that may be deferred or contributed during one or more of the last three Plan Years ending before attainment of the Participant's Normal Retirement Age. If the catch-up limitation is elected, the maximum aggregate amount of Before-Tax Deferrals and Roth Contributions (to the extent applicable) that may be deferred or contributed for each of the Plan Years covered by the election shall not exceed the lesser of:

- (i) twice the dollar amount set forth in Section 3.2(a); and
- (ii) the sum of the limitations provided for in Section 3.2(a) for each of the Plan Years the Participant was eligible to participate in the Plan, minus the aggregate amount actually deferred or contributed for such Plan Years (disregarding any amounts deferred or contributed pursuant to Section 3.2(c)).

A Participant may not elect to have Section 3.2(b) apply more than once, whether or not the Participant rejoins the Plan after a Severance from Employment.

(c) Age 50 Catch-Up. All Participants who have attained age 50 before the close of a Plan Year and who are not permitted to defer or contribute additional Compensation pursuant to Section 3.2(b) for such Plan Year, due to the application of any limitation imposed by the Code or the Plan, shall be eligible to make additional catch-up contributions in the form of Before-Tax Deferrals, Roth Contributions or a combination thereof in accordance with, and subject to, the limitations of Section 3.2(c) of the Plan and Section 414(v) of the Code. Age 50 catch-up contributions pursuant to Section 3.2(c) shall not exceed the lesser of:

(i) the excess of 100% of Participant's Includible Compensation for the Plan Year over the sum of any other Amounts Deferred or Contributed by the Participant for such Plan Year; and

(ii) an amount as may be permitted by Section 414(v)(2)(B) of the Code.

(d) Dual Eligibility. Notwithstanding anything in Sections 3.2(b) and (c) to the contrary, if a Participant who is eligible to make an additional catch-up contribution under Section 3.2(c) for a Plan Year in which the Participant has elected to make a catch-up contribution under Section 3.2(b), such Participant is entitled to the greater of :

(i) the 457 catch-up contribution amount under Section 3.2(b); and

(ii) the age 50 catch-up contribution amount under Section 3.2(c).

(e) USERRA. Notwithstanding the limitation provided for in Section 3.2(a), any Participant who is entitled to reemployment rights pursuant to USERRA and who is so reemployed in accordance with the provisions of such law may elect to make such additional deferrals or contributions as are permitted or required by USERRA.

(f) Excess Deferrals and Contributions. In the event that any Amounts Deferred or Contributed under the Plan for any Plan Year exceed the limitations provided for in Section 3.2, any such excess deferrals or contributions shall be distributed to the Participant, with allocable net income, in the following order (unless otherwise directed by the Participant): first, from Before-Tax Deferrals and second, from Roth Contributions (to the extent applicable), as determined in accordance with methods and procedures established by the Administrative Service Agency as soon as practicable after the Administrative Service Agency determines that the amount was an excess deferral or contribution. Distributions under Section 3.2(f) will be reportable as taxable income to the extent required by applicable law.

SECTION 4
INVESTMENT OF AMOUNTS DEFERRED OR CONTRIBUTED AND ROLLOVER CONTRIBUTIONS

4.1 Remittance of Deferrals and Contributions. All Amounts Deferred or Contributed in accordance with Section 3 shall be paid by the applicable Employer as promptly as possible, but in no event later than two Business Days from the applicable payroll date, to the Trust Fund. Thereafter, Amounts Deferred or Contributed shall be invested by the Trustee in accordance with the investment instructions received by the Trustee from the Administrative Service Agency, within two Business Days following receipt by the Trust Fund of such Amounts Deferred or Contributed (or, if later, on the first Business Day coincident with or immediately following receipt by the Trustee of the investment instructions from the Administrative Service Agency related to such Amounts Deferred or Contributed). All such Amounts Deferred or Contributed shall be invested by the Trustee (in accordance with the investment instructions received from the Administrative Service Agency) in the Investment Options provided by one or more Financial Organizations appointed by the Committee in accordance with the Regulations, and shall be held, managed, invested and reinvested in accordance with the applicable agreement entered into by the Committee or the Trustee with each such Financial Organization.

4.2 Allocation of Deferrals and Contributions. A Participant who has enrolled in the Plan pursuant to Section 2 shall, by filing a direction with the Administrative Service Agency in writing or in such other manner as the Committee may authorize, specify the percentage (in multiples of one percent) of his or her Amounts Deferred or Contributed, that shall be allocated to each Investment Option made available by the Committee. A Participant's investment allocation elections shall be applied in the same manner to both Before-Tax Deferrals and Roth Contributions (to the extent applicable).

4.3 Continuation of Deferral and Contribution Allocation. Any deferral and contribution allocation direction given by a Participant shall be deemed to be a continuing direction until changed by the Participant. A Participant may change his or her deferral and contribution allocation direction with respect to future Amounts Deferred or Contributed, as of any Enrollment Date, by giving notice in writing or in such other manner as the Committee may authorize to the Administrative Service Agency prior to any Enrollment Date. Any change to a Participant's deferral and contribution allocation direction shall be applied in the same manner to both Before-Tax Deferrals and Roth Contributions (to the extent applicable). All such future deferrals and contributions shall be invested by the Trustee in the Investment Options in accordance with such changed direction.

4.4 Transfer of Assets Among Investment Options.

(a) Transfer of Assets. As of any Valuation Date an Account Participant may direct the Administrative Service Agency, by giving notice in writing or in such other manner as the Committee may authorize, to liquidate his or her interest in any of the Investment Options and transfer the proceeds thereof to one or more other Investment Options in the proportions directed by such Participant. Account Participants may make separate transfer directions for their Before-Tax Deferral Accounts and Accounts relating to Rollover Contributions involving before-tax deferrals and their Roth Accounts and Accounts relating to Rollover Contributions involving

Roth contributions (to the extent applicable). Such direction must be made in accordance with the requirements and procedures established by the Committee and in effect at the time and in a multiple of one percent or one dollar increments of the Account Participant's interest in the applicable Investment Option.

(b) Committee's Right to Reduce or Deny Transfer Request. If the Trustee or any Financial Organization appointed by the Committee advises the Committee, or the Committee otherwise determines, that it is not reasonably able to prudently liquidate the necessary amount and transfer it from one of the Investment Options to another, the amount to be transferred with respect to each Account Participant who duly requested such a transfer may be reduced in proportion to the ratio which the aggregate amount that the Trustee or the Financial Organization has advised the Committee may not prudently be so transferred bears to the aggregate amount that all Account Participants have duly requested be so transferred. Regardless of any Account Participant's investment direction, no transfer between Investment Options may be made in violation of any restriction imposed by the terms of the agreement between the Committee or the Trustee and a Financial Organization providing any Investment Option or of any applicable law. Notwithstanding anything in this Section 4.4(b) or the Plan to the contrary, the Committee, the Trustee or the Financial Organization shall have the right, without prior notice to any Account Participant, to suspend, for a limited period of time, daily transfers between and among Investment Options for one or more days if the Committee, the Trustee or the Financial Organization determines that such action is necessary or advisable (i) in light of unusual market conditions, (ii) in response to technical or mechanical problems with the Plan's or the Administrative Service Agency's record keeping systems, (iii) in connection with any suspension of normal trading activity on the New York Stock Exchange or other major securities exchange, (iv) as a result of strikes, work stoppages, acts of war or terrorism, insurrection, revolution, nuclear or natural catastrophes or other similar events, losses or interruptions of power, other utility outages or malfunctions, or malfunctions in communications or computer services, in each case, that make it necessary or advisable to suspend trading activity, or (v) in accordance with Section 4.10.

4.5 Administrative Actions with Regard to Investment Directions. The Administrative Service Agency shall have the right to decline to implement any investment direction upon its determination that: (i) the person giving the direction is legally incompetent to do so; (ii) implementation of the investment direction would be contrary to the Plan or applicable law or governmental ruling or regulation including, Treasury Regulations; (iii) implementation of the investment direction would be contrary to a court order, including, a Qualified Domestic Relations Order; (iv) implementation of the investment direction would be contrary to the rules, regulations or prospectuses of the Investment Funds; or (v) implementation of the investment direction would be contrary to the investment guidelines or terms of any agreements applicable to the Stable Value Fund or any similar Investment Fund then available under the Plan.

4.6 Account Participant Responsibility for Deferrals, Contributions and Investment Allocations. Each Participant is solely responsible for the allocation of his or her Amounts Deferred or Contributed, and each Account Participant is solely responsible for the investment allocation of his or her Account, in each case, in and among the Investment Options. Each Account Participant shall assume all risk in connection with the allocation of amounts in and among the Investment Options and for any losses incurred or deemed to be incurred as a result of

the Account Participant's allocation or failure to allocate any amount to an Investment Option or any decrease in the value of any Investment Option. Neither the Committee, any Trustee, any Employer nor the Administrative Service Agency is empowered to advise a Participant as to the manner in which the Account Participant's Account shall be allocated among the Investment Options. The fact that a particular Investment Option is available to Participants for investment under the Plan shall not be construed by any Account Participant as a recommendation for investment in such Investment Option. If the Committee elects to make available investment guidance services or investment advice services to Account Participants, such services shall be utilized only at the voluntary election of the Account Participant and shall not limit the Account Participant's responsibility under Section 4.6 for the allocation of his or her Accounts in and among the Investment Options.

4.7 Investment Allocation of Alternate Payee Accounts. Notwithstanding any other provision of the Plan, during any period when an Alternate Payee Account is created and segregated on behalf of an Alternate Payee pursuant to a Qualified Domestic Relations Order from the Accounts of the related Participant, the Alternate Payee shall be entitled to direct the allocation of investments of such Alternate Payee Account in accordance with Sections 4.2 and 4.4, as applicable, and shall be subject to the provisions of Sections 4.5 and 4.6, but only to the extent provided in such order. In the event that an Alternate Payee fails to specify an investment direction on the date of creation of the Alternate Payee Account pursuant to Section 4.9, such Alternate Payee's Alternate Payee Account shall be invested in the same manner as the relevant Participant's corresponding Before-Tax Deferral Account, Roth Account (to the extent applicable) and Rollover Accounts on such date and, except as otherwise provided by the Qualified Domestic Relations Order, shall remain invested in accordance with such initial allocation until the Alternate Payee directs otherwise or until such time as the Alternate Payee ceases to have an Alternate Payee Account under the Plan by reason of distribution or otherwise.

4.8 Investment Allocation of Beneficiary Accounts. Notwithstanding any other provision of the Plan, during any period following the death of a Participant and prior to distribution of the entire Plan Benefit of such Participant, such Participant's Beneficiary shall be entitled to direct the allocation of investments of such Plan Benefit in accordance with Section 4.4 or, as applicable, his or her proportional interest in such Plan Benefit, in accordance with Section 4.4 and shall be subject to the provisions of Sections 4.5 and 4.6. In the event that a Beneficiary fails to specify an investment direction on the date of creation of the Beneficiary Account pursuant to Section 4.4, such Beneficiary's Beneficiary Account shall be invested in the same manner as the relevant Participant's corresponding Before-Tax Deferral Account, Roth Account (to the extent applicable) and Rollover Accounts on such date.

4.9 Initial and Ongoing Investment Allocation with respect to Rollover Contributions and Section 457 Transfers. Unless otherwise directed by the Account Participant, the same deferral and contribution allocation direction applicable to an Account Participant pursuant to Section 4.2 or 4.3, as applicable, shall apply to all Section 457 Transfers and Rollover Contributions. Notwithstanding the foregoing, in accordance with procedures established by the Administrative Service Agency, an Account Participant may make an alternative initial allocation election in accordance with the procedures set forth in Section 4.4 for any applicable Section 457 Transfer or Rollover Contribution. Thereafter, such Account Participant may direct the Administrative Service Agency to liquidate his or her interest in any of the Investment Options and transfer the

proceeds thereof to one or more other Investment Options in accordance with Section 4.4 (in each case subject to the limitations set forth in Sections 4.5 and 4.6). All Rollover Contributions shall be invested by the Trustee in the Investment Options in accordance with such directions as soon as administratively practicable.

4.10 Fund Mapping or Similar Activity. Notwithstanding anything in Section 4 to the contrary, if the Committee eliminates one or more of the Investment Funds or Investment Options or undertakes similar activity on behalf of the Plan, the Committee shall be authorized to liquidate without an Account Participant's consent and without the need for prior notice to the Account Participant the portion of each Account invested in such eliminated Investment Fund or Investment Option and direct the proceeds of such liquidation in one or more remaining or replacement Investment Funds or Investment Options in accordance with such liquidation and transfer procedures as the Committee may determine to be necessary or advisable in connection with such elimination.

SECTION 5 ROLLOVERS

5.1 Transfer from Another Governmental 457 Plan. Compensation previously deferred or contributed by (or contributed on behalf of) a Participant, a Beneficiary or a spousal Alternate Payee pursuant to another eligible deferred compensation plan under Section 457 of the Code maintained by another employer described in Section 457(e)(1)(B) of the Code shall be accepted for a plan-to-plan transfer to the Plan by the Trustee in the form and in the manner prescribed by the Committee. All such Section 457 Transfers shall be credited to the applicable Account Participant's corresponding Before-Tax Deferral Account or Roth Account (to the extent applicable), or a combination thereof and shall be invested in accordance with Section 4.9.

5.2 Acceptance of Assets from an Eligible Retirement Plan.

(a) Rollover Contributions in General. Amounts previously deferred or contributed by (or contributed on behalf of) a Participant, a Beneficiary or a spousal Alternate Payee under another Eligible Retirement Plan (other than a Roth IRA) that (i) are distributed to the Participant, the Beneficiary or the spousal Alternate Payee or (ii) are directly rolled over to the Plan as an eligible rollover distribution from such Eligible Retirement Plan, may be accepted as a Rollover Contribution by the Trustee in the form and in the manner specified by the Administrative Service Agency; *provided*, that Rollover Contributions of amounts from a Qualified Roth Contribution Program may be contributed only to the extent that the Committee has resolved to implement a Roth Program pursuant to Section 3.1(c) of Schedule A and any such contributions must be directly rolled over to the Plan. Notwithstanding the foregoing, other than Rollover Contributions from a Qualified Roth Contribution Program as described in the preceding sentence, the Administrative Service Agency shall not accept any Rollover Contribution, or any portion thereof, that represents deferrals or contributions under another Eligible Retirement Plan that were made from compensation that was included in the Participant, Beneficiary or spousal Alternate Payee's gross income in the year the amounts were deferred or contributed. The Administrative Service Agency may require such documentation from the distributing Eligible Retirement Plan as it deems necessary to effectuate the rollover in accordance with section 402 of the Code and to confirm that such plan is an Eligible Retirement Plan.

(b) Written Request: Acceptance of Assets. The Administrative Service Agency, in accordance with the Code and procedures established by the Committee, shall, as soon as practicable following its receipt of the written request of a Participant, a Beneficiary who is a Participant's Surviving Spouse or spousal Alternate Payee, determine whether the Rollover Contribution shall be accepted by the Plan. Any written request filed by a Participant, a Beneficiary who is a Participant's Surviving Spouse or a spousal Alternate Payee pursuant to Section 5.2(a) shall set forth the fair market value of such Rollover Contribution and a statement in a form satisfactory to the Administrative Service Agency that the amount to be transferred constitutes a Rollover Contribution. In the event the Administrative Service Agency permits the transfer of the Rollover Contribution, the Trustee shall accept such Rollover Contribution and the

transfer of such Rollover Contribution shall be deemed to have been made on the Valuation Date next following the date on which it was paid to the Trust Fund.

(c) Rollover Account. The Rollover Contribution shall be maintained in a separate, fully vested Rollover Account for the benefit of the contributing Participant or the Beneficiary and, in the case of a spousal Alternate Payee, the Alternate Payee Account, and shall be invested in accordance with the investment direction of the applicable Account Participant pursuant to Section 4.9. All amounts so transferred shall be credited to the Account Participant's Rollover Account or Alternate Payee Account and shall be available for distribution at any time during the Plan Year. No other contributions shall be allocated to the Rollover Account. Any Rollover Contributions of amounts from a Qualified Roth Contribution Program shall be segregated and held in a separately designated and maintained Rollover Account from those amounts not from a Qualified Roth Contribution Program. At the election of the Participant, Beneficiary who is a Participant's Surviving Spouse or spousal Alternate Payee, any Rollover Contributions or 457 Transfers from an eligible deferred compensation plan under Section 457(b) of the Code may be held in separately designated and maintained Rollover Accounts for 457(b) Rollover Contributions; *provided* that any such amounts from a Qualified Roth Contribution Program and any such amounts not from a Qualified Roth Contribution Program shall be segregated and held in separately designated and maintained 457(b) Rollover Accounts.

5.3 Form of 457 Transfer or Rollover Contribution. Each 457 Transfer and Rollover Contribution shall consist only of (i) cash and (ii) to the extent that the Employer has resolved to adopt a loan program pursuant to Section 7.3 of Schedule A, solely with respect to 457 Transfers and Rollover Contributions from another eligible deferred compensation plan under Section 457 of the Code maintained by a Public Employer or the Deferred Compensation Plan for Employees of the State of New York and Other Participating Jurisdictions, any outstanding loan to the applicable Account Participant under the transferring or distributing 457 plan, *provided* that (A) such outstanding loan will be subject to the same terms and conditions as in place under the transferring or distributing 457 plan, (B) an Account Participant may not make a Rollover Contribution that includes an outstanding loan unless the entire amount of such Account Participant's plan benefit under the transferring or distributing 457 plan is contributed into the Plan, (C) the source of the outstanding loan disbursement under the transferring or distributing 457 plan must have been from before-tax deferrals, and (D) the Account Participant does not have a loan outstanding, or a defaulted loan that has not yet been repaid, under the Plan at the time of the 457 Transfer or Rollover Contribution.

5.4 Rollover of Assets to Purchase Retirement Service Credit. With respect to trustee-to-trustee transfers, a Participant or Beneficiary may elect, in accordance with procedures established by the Committee, to have all or any portion of the value of his or her Account transferred to the trustee of a defined benefit governmental plan as described in Section 414(d) of the Code; *provided, however*, that such transfer is for the purchase of permissive service credit (as defined in Section 415(n)(3)(A) of the Code) under such plan or a repayment of contributions and earnings with respect to a forfeiture of service under such plan.

SECTION 6
ACCOUNTS AND RECORDS OF THE PLAN

6.1 Participant Accounts.

(a) **In General.** The Administrative Service Agency shall establish and maintain one or more Accounts for each Participant, including a Before-Tax Deferral Account, a Roth Account (to the extent applicable) and, as necessary, one or more Rollover Accounts (including a segregated Rollover Account relating to contributions from a Qualified Roth Contribution Program, to the extent applicable) with respect to each Participant. Each Account shall record the value of the portion of the Participant's Plan Benefit allocable to that Account, the value of the portion of his or her Plan Benefit, if any, that is invested in each Investment Option (both in the aggregate and by Account) and other relevant data pertaining thereto. With respect to each Participant, all Amounts Deferred or Contributed, all Section 457 Transfers and all Rollover Contributions shall be credited to his or her Before-Tax Deferral Account, Roth Account or Rollover Account, as applicable.

(b) **Written Statement.** Each Account Participant shall be furnished with a written statement of his or her Accounts (including the value of the interest he or she has, if any, in each Investment Option and the amount of and explanation for each allocation to or deduction from his or her Accounts) at least quarterly, which statement shall be delivered in a manner prescribed by the Committee.

6.2 Beneficiary Accounts. The Administrative Service Agency shall establish and maintain one or more Beneficiary Accounts, including, as applicable, separate Before-Tax Deferral Accounts, Roth Accounts (to the extent applicable), and Rollover Accounts with respect to each Beneficiary of a deceased Participant. Each such Account shall record the value of the portion of the deceased Participant's Plan Benefit allocable to each of the Beneficiary's Accounts, the value of the portion of the Plan Benefit, if any, that is invested in each Investment Option (both in the aggregate and by Account) and other relevant data pertaining thereto. Each Beneficiary shall be furnished with a written statement of his or her Accounts in the same manner set forth in Section 6.1(b).

6.3 Alternate Payee Accounts. The Administrative Service Agency shall establish and maintain one or more Alternate Payee Accounts, including, as applicable, separate Before-Tax Deferral Accounts, Roth Accounts (to the extent applicable), and Rollover Accounts with respect to each Alternate Payee. The Alternate Payee Account shall separately account for all amounts received (i) from the Participant's Rollover Account and (ii) from all amounts rolled into the Plan by a spousal Alternate Payee, pursuant to Section 5.1 or 5.2. Each such Account shall record the value of the portion of the Participant's Plan Benefit allocable to the Alternate Payee's Account, the value of the portion of the Plan Benefit, if any, that is invested in each Investment Option (both in the aggregate and by Account) and other relevant data pertaining thereto. Each Alternate Payee shall be furnished with a written statement of his or her Alternate Payee Accounts in the same manner set forth in Section 6.1(b).

6.4 Allocations and Credits. The establishment and maintenance of, or allocations and credits to, the Account of any Account Participant shall not vest in such Account Participant or

Beneficiary of a Participant any right, title or interest in and to any Trust Fund assets or Plan benefits except at the time or times and upon the terms and conditions and to the extent expressly set forth in the Plan and the Trust Agreement and, in the case of an Alternate Payee Account, the express terms of the Qualified Domestic Relations Order.

6.5 Plan Benefit and Trust Fund.

(a) Plan Benefit Defined. As of the close of each Valuation Date, the Plan Benefit of an Account Participant shall equal the aggregate value of his or her Accounts as of such Valuation Date. As of any date that is not a Valuation Date, a Participant's Plan Benefit shall be calculated in accordance with the previous sentence as of such date, but based upon the value of the Account Participant's Accounts as of the close of the most recent Valuation Date. The value of an Account as of a Valuation Date shall be calculated as of each Valuation Date in accordance with a methodology established by the Committee and reasonably and consistently applied to all similarly situated Account Participants and shall be based upon an Account Participant's aggregate deferrals and contributions to the Trust Fund and distributions and withdrawals from the Trust Fund, the investment performance of the Investment Options in which each Account has been allocated, and any fees, credits or debits allocable to each Account. As of each Valuation Date, each Account shall be adjusted to reflect all Units or dollars credited and Units or dollars distributed, withdrawn or deducted therefrom in accordance with the terms of the Plan and the Trust Agreement. The aggregate Plan Benefit of all Account Participants shall in no event exceed the value of the assets of the Trust Fund and may be less than such value to the extent of any unallocated expense, reserve or similar account maintained as part of the Trust Fund.

(b) Investment Options and Investment Funds. The Trust Fund shall be invested at the direction of Account Participants, in accordance with Section 4, in and among the Investment Options made available through the Plan from time to time by the Committee. Investment Options may include (i) one or more Investment Funds, (ii) a brokerage account or similar investment window through which Account Participants may direct the investment of their Accounts into Mutual Funds (as defined below) or other available investment products that the Committee designates as available for investment through such window, (iii) an individual participant loan fund to record the value of an outstanding loan made to a Participant in accordance with Section 7.3, and (iv) any other investment alternative that the Committee may make available through the Plan. Investment Funds may consist of open-end investment companies registered under the Investment Company Act of 1940, as amended ("Mutual Funds"), separately managed accounts, unregistered commingled funds, group or commingled trusts, or any combination thereof as approved from time to time by the Committee for the investment of the assets of the Trust Fund.

**SECTION 7
WITHDRAWALS FOR UNFORESEEABLE EMERGENCIES; WITHDRAWALS
OF SMALL AMOUNTS; LOANS**

7.1 Distribution for an Unforeseeable Emergency.

(a) **Amount of Distribution for an Unforeseeable Emergency.** Upon a showing by a Participant of an Unforeseeable Emergency, the Administrative Service Agency may, permit a payment to be made to the Participant in an amount which does not exceed the lesser of (i) the amount reasonably needed to meet the financial need created by such Unforeseeable Emergency, including estimated income taxes and (ii) an amount which, together with any prior distribution or withdrawal, does not exceed the value of the Participant's Plan Benefit determined as of the most recent Valuation Date. Any such payment shall be made from the Trust Fund by the Trustee upon the direction of the Administrative Service Agency and shall be withdrawn by the Trustee pro rata from the Investment Funds in which the Participant has an interest, unless the Participant specifies in the request for such a payment the portion of the total amount to be withdrawn by the Trustee from each Investment Fund. The Participant shall designate the amount of the distribution that will come from his or her Before-Tax Deferral Account and from his or her Roth Account in accordance with procedures established by the Administrative Service Agency. All payments shall be made in one lump cash sum within sixty days after approval of the request.

(b) **Evidence of Other Relief.** A Participant must provide evidence that the amount requested for an Unforeseeable Emergency may not be fully relieved (i) through reimbursement or compensation by insurance or otherwise, (ii) by liquidation of a Participant's other non-Plan assets, to the extent the liquidation of such assets would not itself cause severe financial hardship, or (iii) by cessation of deferrals and contributions under the Plan.

7.2 Distribution from a Small Inactive Account.

(a) **Elective Distribution.** An Account Participant with a Plan Benefit, not including the amount in the Participant's Rollover Accounts, of \$5,000 or less (or such greater amount as may be permitted by Section 401(a)(11) of the Code) may elect at any time to receive a lump sum distribution, not to exceed \$5,000 of his or her Account and Rollover Account, which distribution will be made in accordance with procedures established by the Administrative Service Agency, *provided* that both of the following conditions have been met:

(i) there has been no Amount Deferred or Contributed by such Participant during the two-year period ending on the date of distribution; and

(ii) there has been no prior distribution made to such Participant pursuant to this Section 7.2.

(b) **Automatic Distribution.** With respect to a Participant or an Alternate Payee whose Plan Benefit, including any amounts attributable to an in-Plan Rollover Contribution to a Roth Account pursuant to Section 8.8, but not including any amounts in the Participant or Alternate Payee's Rollover Accounts, does not exceed the amount set forth in Section 7.2(a), if and to the extent that the Committee has resolved to provide for automatic distributions pursuant

to Section 7.2(b) of Schedule A, the Committee shall direct the automatic distribution of the Participant's Account and Rollover Account or the Alternate Payee's Alternate Payee Account as soon as practicable, to the extent provided in Section 7.2(b) of Schedule A: (i) following the Participant's Severance from Employment and (ii) upon an Account Participant's Plan Benefit falling below the value set forth in Section 7.2(b) of Schedule A, to the extent that the requirements of Section 7.2(a) are met; *provided, however*, that in the event any such distribution is greater than \$1,000, if the participant does not elect to have such distribution paid directly to an eligible retirement plan specified by the participant in a direct rollover or to receive the distribution directly in accordance with Section 8.1(b), then the Committee will pay the distribution in a direct rollover to an individual retirement plan designated by the Committee; and *provided further*, that such distribution shall be made in accordance with the requirements of Section 401(a)(31) of the Code.

7.3 Loans. To the extent the Committee has resolved to adopt a loan program pursuant to Section 7.3 of Schedule A, this Section 7.3 shall apply.

(a) Eligibility. Participants who are active Employees, and, if the Committee shall determine, Participants who are on an approved leave of absence from their Employer, shall be eligible to request a Plan loan. Each Participant shall have only one outstanding Plan loan at any time. Upon the request of a loan-eligible Participant, the Administrative Service Agency may, on such terms and conditions prescribed herein, direct the Trustee to make a Plan loan to such loan-eligible Participant.

(b) Loan Amount. The principal amount of any Plan loan shall be for an amount equal to at least \$1,000, or such other amount as the Committee shall determine, and shall not exceed the lesser of:

- (i) 50% of the value of the sum of the Participant's Accounts (including his or her Before-Tax Deferral Account and Roth Account (to the extent applicable)); and
- (ii) \$50,000 reduced by the highest value in the last twelve months of any loans by the Participant from the Plan and other Eligible Retirement Plans sponsored by the Employer or in which the Employer participates.

(c) Repayment Period. All Plan loans, other than those for the purpose of acquiring the dwelling unit which is, or within a reasonable time shall be, the principal residence of the Participant, shall be repaid over a non-renewable repayment period of five years. A Plan loan made for acquiring a principal residence shall be repaid over a non-renewable repayment period of up to 15 years, or such shorter term as the Committee shall determine. Any Plan loan shall be repaid in substantially equal installments of principal and accrued interest that shall be paid at least monthly or quarterly, as specified by the Committee, subject to the methods and procedures as shall be determined by the Administrative Service Agency.

(d) Rate of Interest. Each Plan loan granted shall bear a rate of interest equal to one percentage point above the prime interest rate as published in the Wall Street Journal on the last

Business Day of the month preceding the application for the loan, or such other reasonable rate of interest as the Committee shall determine.

(e) Source of Loans; Security. A Plan loan shall be made only from the Before-Tax Deferral Account or, if applicable, Rollover Accounts relating to Rollover Contributions of before-tax deferrals. All Plan loans shall be made from the Trust Fund and notes evidencing such obligations shall be considered assets of the Trust Fund and shall be treated as a separate loan investment fund for purposes of determining the value as of any Valuation Date of a Participant's Accounts. All Plan loans shall be secured, as of the date of the Plan loan, by the sum of (i) the Participant's Before-Tax Deferral Account and Roth Account (to the extent applicable) and (ii) the Participant's Rollover Accounts, if applicable, *provided, however*, that no more than 50% of the aggregate value of such Participant's Accounts shall be used as security for the Plan loan.

(f) Default. If a Participant fails to make any scheduled repayment of his or her Plan loan within the Loan Grace Period, such Participant shall be considered in default and the Administrative Service Agency shall declare a deemed distribution to have occurred with respect to such Plan loan, effective as of the date of the default and shall reduce the value of the Participant's Plan Benefit by the amount of the deemed distribution. Notwithstanding anything in Section 7.3 to the contrary, a Participant who has defaulted on a loan made under the Plan shall not be eligible to obtain another loan hereunder until the defaulted loan and accrued interest has been repaid, and the new loan shall be subject to any other limitations required under Section 1.72(p) of the Treasury Regulations.

(g) Outstanding Loans. An outstanding loan shall include (i) any loan that is being repaid in compliance with Section 7.3 until repaid in full and (ii) any loan that is considered in default until subsequently repaid in full.

(h) Administration and Fees. The Committee may establish or change from time to time the standards or requirements for making any Plan loan, including assessing an administrative fee against the Participant or the Participant's Account for such Plan loan.

(i) CARES Act Loans. To the extent that the Employer has resolved to implement the loan provisions pursuant to Section 7.3(i) of Schedule B, upon the request of a loan-eligible Participant, the Administrative Service Agency may direct the Trustee to make a Plan loan to a Qualified Participant in accordance with the terms of this Section 7.3(i) and consistent with the CARES Act. Notwithstanding anything to the contrary in Section 7.3, the principal amount of a loan made to a Qualified Participant, from March 27, 2020 to September 23, 2020 shall not exceed the lesser of: (i) \$100,000, reduced by the excess (if any) of (x) the Plan's highest outstanding loan balance during the one-year period ending on the day before the date on which the loan is made over (y) the plan's outstanding balance on the date on which the loan is made; or (ii) the greater of (x) the present value of the nonforfeitable accrued benefit under the Participant's Account and (y) \$10,000.

(j) CARES Act Loan Repayment. To the extent that the Employer has resolved to implement the repayment provisions pursuant to Section 7.3(j) of Schedule B and notwithstanding anything to the contrary in Section 7.3, a Qualified Participant with an

outstanding loan with a repayment date during the period beginning on March 27, 2020 and ending on December 31, 2020 shall have the repayment date delayed by up to one year.

7.4 Death Prior to Distribution of Proceeds. If a Participant dies prior to the payment of any withdrawal for an Unforeseeable Emergency, distribution of a small inactive account or disbursement of the proceeds of any Plan loan, the Participant's withdrawal, distribution or loan request shall be void as of the date of death and no withdrawal, distribution or disbursement shall be made by operation of Section 7 to the Participant's Beneficiary or estate.

7.5 Coronavirus-Related Distributions. To the extent that the Employer has resolved to implement the distribution provisions pursuant to Section 7.5 of Schedule B and notwithstanding anything in Section 7.1, upon a showing by a Qualified Participant of a need for a Coronavirus-Related Distribution, the Administrative Services Agency may permit a payment to be made to the Participant in an amount that does not exceed \$100,000 or, to the extent that the Employer has designated a different amount under Section 7.5 of Schedule B, the amount as set forth in Section 7.5 of Schedule B.

7.6 Distribution for Qualified Birth or Adoption. To the extent that the Employer has resolved to implement the distribution provisions pursuant to Section 7.6 of Schedule B, the Administrative Services Agency may permit a distribution to be made to a Participant in an amount not to exceed \$5,000 for a qualified birth or adoption distribution as defined under Section 113 of the SECURE Act.

SECTION 8
DISTRIBUTIONS FROM THE PLAN AND OTHER ELIGIBLE RETIREMENT PLANS

8.1 Distributions to Participants.

(a) Eligibility for Distribution. A Participant will become eligible to receive a distribution of his Plan Benefit upon the occurrence of any of the following events: (i) the Participant's Severance from Employment with the Employer; (ii) the Participant's attainment of age 70½; provided, however, that for purposes of this Section 8, a Participant will be deemed to have had a Severance from Employment during any period he or she is performing service in the uniformed services described in Section 3401(h)(2)(A) of the Code; . Except as otherwise provided in Section 7, a Participant may not receive distribution of his or her Plan Benefit at any time prior to the occurrence of one of the foregoing events.

(b) Distributions to Participants. Upon a Participant's eligibility for a distribution pursuant to Section 8.1(a), the Participant shall be entitled to receive his or her Plan Benefit, which shall be paid in cash by the Trustee from the Trust Fund in accordance with one of the methods described in Section 8.1(c) and as of the commencement date elected by the Participant in accordance with the procedures prescribed Section 8.1(e).

(c) Distribution Options. Subject to Section 8.6, any payment made under this section shall be made in one of the following methods, as the Participant (or, in the case of the death of a Participant, his or her Beneficiary) may elect any of the following:

(i) A total or partial lump sum payment. Any partial lump sum payment shall be an amount of at least the Minimum Lump Sum Amount, and the number of partial lump sum payments in any Plan Year may not exceed the Maximum Annual Number of Partial Distributions.

(ii) Periodic monthly, quarterly, semi-annual or annual installment payments; *provided, however,* that a Participant (or, in the case of the death of a Participant, his or her Beneficiary) may elect to receive (A) an initial installment payment in a specified amount and (B) the balance of his or her Account in periodic monthly, quarterly, semi-annual or annual installment payments. Any installment payment made pursuant to Section 8.1(c)(ii) shall be at least the Minimum Installment Amount. If the balance of the Participant's Account and Rollover Account is less than such amount, then the payment will equal the total amount of the Participant's Account and Rollover Account. Installment payments may consist of (A) fixed amounts paid on each payment date as designated by the Participant (or in the case of the death of a Participant, his or her Beneficiary), or (B) formulaic amounts determined by the Administrative Service Agency, based on a fixed period designated by the Participant (or in the case of the death of a Participant, his or her Beneficiary), calculated by dividing the Plan Benefit on the

date of the payment by the number of payments remaining during the fixed period.

(iii) A Participant who elects to receive installment payments or who is currently receiving installment payments pursuant to Section 8.1(c)(ii) may elect, subject to any limitations set forth by the Committee and in accordance with procedures established by the Administrative Service Agency, to receive a portion of his or her Account distributed in a lump sum; *provided, however*, that no lump sum payment shall be less than the Minimum Lump Sum Amount; and *provided further*, that the number of such elections in any Plan Year may not exceed the Maximum Annual Number of Partial Distributions, as set forth in Section 8.1(c) of Schedule A. Such lump sum payments shall not result in a discontinuation of subsequent installment payments; *provided, however*, that such subsequent payments may be redetermined in accordance with methods and procedures established by the Administrative Service Agency.

(iv) A Participant who is an eligible retired public safety officer, as defined in Section 402(l) of the Code, may elect, at the time and in the manner prescribed by the Administrative Service Agency, to have up to \$3,000 per year (or such greater amount as may be permitted under applicable guidance issued by the Internal Revenue Service) of amounts from his or her Before-Tax Deferral Account distributable under the Plan used to pay qualified health insurance premiums for an accident or health plan or long-term care insurance contract covering the Participant and his or her spouse and dependents. Such amounts are excludible from the Participant's gross income to the extent the qualified health insurance premiums are paid directly to the provider of the accident or health plan or long-term care insurance contract (determined in accordance with Section 402(l) of the Code) by deduction from a distribution to the Plan.

(v) For each distribution election under Section 8.1(c), a Participant shall designate the percentage of each distribution that will come from his or her Before-Tax Deferral Account and the percentage that will come from his or her Roth Account (to the extent applicable). For the avoidance of doubt, for purposes of the limitations and restrictions described in this Section 8.1(c), each distribution election made by a Participant and each payment made in accordance thereto shall be deemed to be one election and one payment, even if payment is

made both from the Participant's Before-Tax Deferral Account and from his or her Roth Account (to the extent applicable).

Notwithstanding the foregoing, a Participant may not elect an installment period extending beyond the longest of (A) his or her life expectancy, (B) if his or her designated Beneficiary is his or her Spouse, the life expectancy of the Participant and his or her Spouse and (C) if his designated Beneficiary is not his or her Spouse, the life expectancy determined using the applicable table contained in the applicable Treasury Regulation.

(d) Calculation of Payments.

(i) If a Participant elects a total lump sum payment, pursuant to Section 8.1(c)(i), the Participant's Plan Benefit shall be determined as of the Valuation Date coincident with or last preceding the date on which the Plan Benefit is withdrawn from the Investment Options and liquidated for distribution. Such liquidated amount (i) shall be held in the Trust Fund in a payment account maintained by the Trustee for this purpose and (ii) shall not be credited with interest or investment gains or losses following the date of liquidation.

(ii) If a Participant elects to receive a partial lump sum payment pursuant to Section 8.1(c)(i) or (iii), installment payments pursuant to Section 8.1(c)(i), or payment of qualified health insurance premiums for an accident or health plan or long-term care insurance contract covering the Participant and his or her spouse and dependents pursuant to paragraph Section 8.1(c)(iv), any remaining balance in such Participant's Accounts shall continue to participate in the investment performance of the Investment Options in which such amounts are invested and to bear its allocable share of administrative and investment expenses until the Valuation Date coincident with or last preceding the date on which such Plan Benefit amounts are withdrawn from the Investment Funds and liquidated for distribution; *provided, however*, that the amount of the installments need not be redetermined to reflect changes in the value of the Account more frequently than annually. All such redeterminations shall be made by the Administrative Service Agency in accordance with procedures of uniform application. Any amount liquidated for purposes of an installment payment (i) shall be held in the Trust Fund in a payment account maintained by the Trustee for this purpose and (ii) shall not be credited with interest or investment gains or losses following the date of liquidation.

(e) Distribution Election. In the case of the Participant's Severance from Employment with the Employer, a distribution election made by the Participant shall specify the form of payment as provided in Section 8.1(c) and the date on which payments shall commence; *provided, however*, that any such payments that would result in an account balance of less than \$500 may not commence earlier than at the end of the Distribution Waiting Period; *provided, further* that the timing of any distribution must be in compliance with Section 8.6. Subject to Section 8.6, a Participant who is receiving distributions under the Plan may change both the

timing and the method of payment elected subject to any limitations set forth by the Committee and in accordance with procedures established by the Administrative Service Agency.

(f) Rollover Accounts. Notwithstanding any other provision of Section 8.1, a Participant who has one or more Rollover Accounts shall be permitted to withdraw all or any portion of such Rollover Accounts at any time during a Plan Year; *provided* that such withdrawal shall be paid pursuant to a method of payment elected by the Participant in accordance with Section 8.1(c) and the value of such Rollover Accounts shall be determined in accordance with Section 8.1(d).

8.2 Distributions to Beneficiaries. If a Participant dies before distribution of his or her Plan Benefit has commenced, a distribution election made by the Beneficiary shall specify the form of payment as provided in Section 8.1(c) and the date on which payments shall commence. If a Participant dies at any time before his or her entire Plan Benefit has been distributed, then the Participant's Beneficiary may make subsequent distribution elections as provided in Section 8.1(c). Notwithstanding the foregoing, any distribution to a Beneficiary shall be made in accordance with the provisions of Section 401(a)(9) of the Code and subject to Sections 8.6(d) and (e).

8.3 Distributions to Alternate Payees. A distribution to an Alternate Payee may be paid in a single lump sum as soon as practicable following the qualification of the Qualified Domestic Relations Order and the close of all appeals to the Qualified Domestic Relations Order if the Alternate Payee consents to such lump sum distribution. In the event that the Alternate Payee does not consent to receive his or her distribution in a single lump sum as soon as practicable following the qualification of the Qualified Domestic Relations Order, the Alternate Payee may make an election to receive a distribution any time after the Earliest Retirement Date, subject to any requirements of Section 401(a)(9) of the Code and Section 8.1(c), by filing a distribution election specifying the form of payment as provided in Section 8.6 and the date on which payments shall commence.

8.4 Eligible Rollover Distributions.

(a) Participant Rollover Distributions. In connection with a Participant's Severance from Employment, the Distributee may elect, at the time and in the manner prescribed by the Administrative Service Agency, to have all or any portion of the Participant's Accounts that qualifies as an Eligible Rollover Distribution paid directly to the trustee of an Eligible Retirement Plan; *provided* that such other plan provides for the acceptance of such amounts by the trustee. The Plan shall provide written information to Distributees regarding Eligible Rollover Distributions to the extent required by Section 402(f) of the Code.

(b) Beneficiary Rollover Distributions. Upon a Participant's death, a Beneficiary may elect, at the time and in the manner prescribed by the Administrative Service Agency, to have all or any portion of the Participant's Accounts that qualifies as an Eligible Rollover Distribution paid directly to the trustee of an individual retirement arrangement (as defined in

Section 7701(a)(37) of the Code) that is established for the purpose of receiving the distribution on behalf of such Beneficiary.

(c) Roth IRA Rollover Distribution. In connection with a Participant's Severance from Employment or upon a Participant's death, as the case may be, a Participant or a Beneficiary may elect, at the time and in the manner prescribed by the Administrative Service Agency, to have all or any portion of the Participant's Accounts that qualifies as an Eligible Rollover Distribution rolled over to a Roth individual retirement arrangement (as defined in Section 7701(a)(37) of the Code, and designated as a Roth arrangement at the time of its establishment). Such amounts will be included in gross income as if the distribution had been made to such Participant or Beneficiary.

8.5 Withholding. The Trustee shall withhold or cause to be withheld from any amounts withdrawn or distributed all federal, state, city or other taxes as shall be required pursuant to any law or governmental ruling or regulation, including Treasury Regulations.

8.6 Required Minimum Distributions.

(a) In General. Notwithstanding any other provision of the Plan to the contrary, all distributions under the Plan shall be in accordance with the minimum distribution and timing requirements of Section 401(a)(9) of the Code (including the incidental death benefit requirements of Section 401(a)(9)(G) of the Code) and the final Treasury regulations under Sections 1.401(a)(9)-2 through 1.401(a)(9)-9, which are incorporated herein by reference. Such provisions shall override any distribution options in the Plan that may be inconsistent with Section 401(a)(9) of the Code. Any distributions made pursuant to this Section 8.6 in order to comply with Section 401(a)(9) of the Code shall be charged against the Account or Accounts of the Account Participant in such manner as designated by the Account Participant in accordance with procedures established by the Administrative Service Agency; *provided, however*, that if no such designation is made, such distributions shall be charged first against the Before-Tax Deferral Account, second against the Roth Account (to the extent applicable), third against the Rollover Account or Rollover Accounts not relating to Rollover Contributions of amounts from a Qualified Roth Contribution Program, and fourth against the Rollover Account or Rollover Accounts relating to Rollover Contributions of amounts from a Qualified Roth Contribution Program

(b) 2009 Waiver. Notwithstanding anything to the contrary in Section 8.6, an Account Participant who would have been required to receive required minimum distributions for 2009 but for the enactment of Section 401(a)(9)(H) of the Code ("2009 RMDs"), and who would have satisfied that requirement by receiving distributions that are (i) equal to the 2009 RMDs or (ii) one or more payments in a series of substantially equal distributions (that include the 2009 RMDs) made at least annually and expected to last for the life (or life expectancy) of the Participant, the joint lives (or joint life expectancy) of the Participant and the Participant's Beneficiary, or for a period of at least 10 years, will not receive those distributions for 2009 unless the Participant or Beneficiary chooses to receive such distributions. Participants and

Beneficiaries described in the preceding sentence will be given the opportunity to elect to receive the distributions described in the preceding sentence.

(c) Distributions During Participant's Life. The Plan Benefit of a Participant shall be distributed (or commence to be distributed) to such Participant as soon as practicable after the Required Beginning Date. If the Participant has not made an election pursuant to Section 8.1(c) prior to such Required Beginning Date, then the Plan Benefit shall be distributed in the form of installment payments commencing on the Required Beginning Date.

(d) Death of a Participant Occurring on or Prior to December 31, 2021, and Before the Required Beginning Date.

(i) If, prior to December 31, 2021, a Participant dies before his Required Beginning Date, the remaining portion (if any) of such Participant's Plan Benefit shall be distributed to his or her Beneficiary no later than December 31 of the calendar year containing the fifth anniversary of the Participant's death (determined without regard to 2009), except as set forth in Sections 8.6(d)(i)(a) or (a) as follows:

(a) The Beneficiary may elect to receive a distribution of the Plan Benefit over a period not exceeding the life expectancy of the Beneficiary; *provided* that the distribution commences no later than December 31 of the calendar year immediately following the calendar year in which the Participant dies; or

(b) If the sole Beneficiary is the Participant's Surviving Spouse, such Surviving Spouse may elect to receive a distribution of the Account over a period not exceeding the life expectancy of the Surviving Spouse (determined as of the date such payments commence); *provided* that the distribution commences on or before the later of December 31 of the calendar year immediately following the calendar year in which the Participant dies or December 31 of the calendar year in which the Participant would have attained age 72; *provided, further*, that if the Surviving Spouse dies after the Participant but before distributions to the Surviving Spouse commence, Section 8.6(d) (with the exception of Section 8.6(d)(i)(a)) shall apply as if the Surviving Spouse were the Participant.

(ii) The Beneficiary may elect to receive payment of the Plan Benefit as a lump sum or in annual, monthly or quarterly installment payments.

(iii) If the Beneficiary is an individual and is not an Eligible Beneficiary and the Participant dies before January 1, 2022, the remaining balance of the Plan Benefit must be distributed within the remaining life expectancy of the Beneficiary, and, if the Beneficiary dies after January 1, 2022 and before the

entire Plan Benefit is distributed, the remaining balance of the Plan Benefit must be distributed within 10 years of the Beneficiary's death.

(e) Death of a Participant Occurring on or Prior to December 31, 2021, After the Required Beginning Date, and After Commencement of Distributions. If, prior to December 31, 2021, a Participant dies on or after the Required Beginning Date, but before his or her entire Plan Benefit is distributed to him or her, the unpaid portion of his or her Plan Account shall be distributed as follows:

(i) If the Participant has a Designated Beneficiary or Default Beneficiary that is the Surviving Spouse, the longer of the remaining life expectancy of the Participant's Beneficiary and the remaining life expectancy of the Participant determined in accordance with Section 1.409(a)(9)-5 of the Treasury Regulations; or

(ii) If the Participant does not have a Designated Beneficiary or if the Default Beneficiary is not the Surviving Spouse, the remaining life expectancy of the Participant determined in accordance with Section 1.409(a)(9)-5 of the Treasury Regulations;

provided, however, that if a Beneficiary so elects, the Participant's remaining Plan Benefit may be paid to the Beneficiary at any time in a lump sum so long as the entire Plan Benefit is paid at least as rapidly as it would be paid under Section 8.6(e)(i); and *provided, further*, that if the Beneficiary is an individual and is not an Eligible Beneficiary and the Participant dies before January 1, 2022, the remaining balance of the Plan Benefit must be distributed within the remaining life expectancy of the Beneficiary, and, if the Beneficiary dies after January 1, 2022 and before the entire Plan Benefit is distributed, the remaining balance of the Plan Benefit must be distributed with 10 years of the Beneficiary's death.

(f) Distributions After the Death of a Participant Occurring After December 31, 2021. If, after December 31, 2021, a Participant dies before his or her entire Plan Benefit is distributed to him or her, the unpaid portion of his or her Plan Account shall be distributed as follows:

(i) If the Participant has a Beneficiary who is an Eligible Beneficiary and an individual, the Eligible Beneficiary may receive distributions of the Beneficiary's unpaid portion of Plan Benefit over his or her remaining life expectancy determined in accordance with applicable Treasury Regulations, *provided* that, if the Eligible Beneficiary dies, any remaining benefits must be distributed to his or her Beneficiary within 10 years of the Eligible Beneficiary's death; and *provided, further*, that, if the Eligible Beneficiary is a minor child, any remaining benefits must be distributed within 10 years after such child reaches the age of majority; and

(ii) If the Participant has a Beneficiary who is not an Eligible Beneficiary but is an individual, the Beneficiary shall receive distribution of the Beneficiary's

unpaid portion of the Plan Benefit in its entirety within 10 years following the date of the Participant's death; or

(iii) If the Participant has a Beneficiary who is not an individual, the Beneficiary shall receive distribution of the Beneficiary's unpaid portion of the Plan Benefit in its entirety with five years following the date of the Participant's death.

(g) Alternate Payee Accounts. In the case of any Alternate Payee Account, payments to the Alternate Payee must be made in accordance with the Plan and Section 401(a)(9) of the Code.

(h) 2020 Waiver. Notwithstanding anything to the contrary in Section 8.6, whether a Participant or Beneficiary who would have been required to receive required minimum distributions in 2020 (or paid in 2021 for the 2020 calendar year for a Participant with a required beginning date of April 1, 2021) but for the enactment of Section 401(a)(9)(I) of the Code ("2020 RMDs"), and who would have satisfied that requirement by receiving distributions that are either (1) equal to the 2020 RMDs, or (2) one of more payments (that include the 2020 RMDs) in a series of substantially equal periodic payments made at least annually and expected to last for the life (or life expectancy) of the Participant, the joint lives (or joint life expectancies) of the Participant and the Participant's designed Beneficiary, or for a period of at least 10 years ("Extended 2020 RMDs"), will receive those distributions as determined in accordance with the option chosen by the employer in Schedule B. Notwithstanding the option chosen by the employer in Schedule B, a Participant or Beneficiary will be given an opportunity to make an election as to whether or not to receive those distributions. In addition, notwithstanding Section 8.4, and solely for purposes of applying the direct rollover provisions of the plan, certain additional distributions in 2020, as chosen by the employer in Schedule B, will be treated as eligible rollover distributions. If no election is made by the employer in the adoption agreement, a direct rollover will be offered only for distributions that would be eligible rollover distributions in the absence of section 401(a)(9)(I) of the Code. To the extent there is a conflict between this Section 8.6(h) of the Plan and Section 401(a) of the Code, the provision of the Code shall prevail.

8.7 Special Proceeds. If the Plan receives Special Proceeds (as defined below) that are allocable to an Account Participant who has received a final distribution of his or her entire Plan Benefit, then the Plan shall distribute such Special Proceeds to the former Participant, Beneficiary, or Alternate Payee (or in accordance with Section 9.2, if the Participant is deceased and no Beneficiary designation was in effect at the time of the Participant's death, or to the estate of Beneficiary or Alternate Payee, as applicable, if such person is deceased) in a lump sum as soon as practicable after the Plan receives such Special Proceeds unless, at the time of such mandatory distribution, the value of such distribution would exceed \$1,000. For purposes of Section 8.7, "Special Proceeds" means amounts attributable to a settlement of any dispute or controversy related to any of the assets previously attributable to any Account of the former Participant, Beneficiary, or Alternate Payee or any other amounts allocable under the Plan to a

former Participant, Beneficiary, or Alternate Payee relating to an adjustment to the amount or value of any such Account.

8.8 In-Plan Rollover to Roth Account.

- (a) A Participant who has not severed employment or a spousal Alternate Payee would be permitted to have all or any portion of the Participant's Plan Benefit not otherwise distributable under the Plan, and not attributable to Roth Contributions or outstanding loans, directly rolled over into a separately maintained Account within his or her Roth Account. Any such amounts will be included in gross income as if the distribution had been made to such Participant or spousal Alternate Payee. After a Participant or spousal Alternate Payee has made an in-Plan rollover into a Roth Account, such Participant or spousal Alternate Payee may elect to take distributions from such Account in accordance with Sections 8.1 or 8.3.
- (b) Upon any distribution event pursuant to which a Participant, a Beneficiary who is a Participant's Surviving Spouse or a spousal Alternate Payee would be permitted to have all or any portion of the Participant's Plan Benefit that qualifies as an Eligible Rollover Distribution rolled over into another Eligible Retirement Plan, such Participant, Beneficiary who is a Participant's Surviving Spouse or spousal Alternate Payee may elect to have the portion of such Eligible Rollover Distribution that is not attributable to Roth Contributions or outstanding loans directly rolled over into a separately maintained Account within his or her Roth Account. Any such amounts will be included in gross income as if the distribution had been made to such Participant, Beneficiary who is a Participant's Surviving Spouse or spousal Alternate Payee. After a Participant, Beneficiary who is a Participant's Surviving Spouse or spouse Alternate Payee has made an in-Plan rollover into a Roth Account, such Participant, Beneficiary who is a Participant's Surviving Spouse or spousal Alternate Payee may elect to take distributions from such Account in accordance with any of the distribution options set forth in Section 8.1(c).
- (c) The provisions in Section 8.8 shall be administered in accordance with procedures established by the Administrative Service Agency and shall be interpreted and administered in accordance with and subject to Section 402A(c)(4) of the Code and any rules, regulations or other guidance issued by the Internal Revenue Service in relation thereto.

SECTION 9 DESIGNATION OF BENEFICIARIES

9.1 Written Designation of Beneficiaries. Each Participant shall file with the Administrative Service Agency a written designation of one or more persons as the Designated Beneficiary who shall be entitled to receive the Plan Benefit, if any, payable under the Plan upon his or her death. A Participant may from time to time revoke or change his or her Designated Beneficiary designation without the consent of any prior Designated Beneficiary by filing a new written designation with the Administrative Service Agency. The last such designation received by the Administrative Service Agency "in good order" shall be controlling; *provided, however*, that no designation or change or revocation thereof shall be effective unless received by the Administrative Service Agency in good order prior to the Participant's death, and in no event shall it be effective as of a date prior to such receipt. For purposes of Section 9, a Beneficiary designation shall be deemed to be received in good order only if (i) it is in a written or electronic format acceptable to the Administrative Service Agency and (ii) the Administrative Service Agency can reasonably identify the Beneficiary or Beneficiaries named in the designation.

9.2 No Beneficiaries Designate; Death of a Beneficiary. (a) If no such Beneficiary designation is in effect at the time of a Participant's death, or if no designated Beneficiary survives the Participant, or if no designated Beneficiary can be located with reasonable diligence by the Administrative Service Agency, the payment of the Plan Benefit, if any, payable under the Plan upon the Participant's death shall be made by the Trustee from the Trust Fund to the Participant's Surviving Spouse, if any, or if the Participant has no Surviving Spouse, or the Surviving Spouse cannot be located with reasonable diligence by the Administrative Service Agency, then to the deceased Participant's estate (such Beneficiary hereinafter referred to as the "Default Beneficiary"). If the Administrative Service Agency is in doubt as to the right or entitlement of any person to receive such amount, the Administrative Service Agency shall inform the Committee and the Trustee, and the Trustee may retain such amount, without liability for any interest thereon, until the rights thereto are determined, or the Trustee may pay such amount into any court of appropriate jurisdiction or to any other person pursuant to applicable law and such payment shall be a complete discharge of the liability of the Trustee, Plan, Committee, Employer, Administrative Service Agency and Financial Organizations.

(b) If a Designated Beneficiary or Default Beneficiary dies after the death of the Participant but prior to receiving a complete distribution of the portion of the Plan Benefit that would have been paid to such Beneficiary had such Beneficiary's death not then occurred, then, for purposes of the Plan, the distribution that would otherwise have been received by such Beneficiary shall be paid to the Beneficiary's estate.

9.3 Surviving Spouse. Notwithstanding Section 9.2, a Beneficiary who is a Surviving Spouse of the Participant may designate a subsequent Designated Beneficiary, subject to the same filing requirements of Section 9.1, to the extent permitted under Section 401(a)(9) of the Code. To the extent such Surviving Spouse is not permitted or does not elect to designate a subsequent Designated Beneficiary pursuant to the preceding sentence, and the Surviving Spouse dies prior to receiving a complete distribution of the Plan Benefit that would have been paid to such Surviving Spouse had such Surviving Spouse's death not then occurred, then, for purposes

of the Plan, the distribution that would otherwise have been received by such Surviving Spouse shall be paid to the Surviving Spouse's estate.

SECTION 10 QUALIFIED DOMESTIC RELATIONS ORDERS

10.1 Qualified Domestic Relations Order. Payments with respect to a Participant's Plan Benefit may be made by the Trustee from the Trust Fund to one or more Alternate Payees pursuant to the terms of a Qualified Domestic Relations Order. Upon segregation of the assets payable to an Alternate Payee in an Alternate Payee Account or the payment of such benefits to the Alternate Payee, any such amounts paid or segregated shall no longer constitute part of the Participant's Plan Benefit. No liability whatsoever shall be incurred by the Committee, the Trustee, the Employer, the Administrative Service Agency, the Review Committee or any Financial Organization solely by reason of any act or omission undertaken in accordance with this section to comply with the terms of a Qualified Domestic Relations Order.

10.2 Suspension of Distributions During Claim Period. Subject to the discretion of the Administrative Service Agency or the Committee, no distribution of any Plan Benefit shall be permitted in any period during which a purported Qualified Domestic Relations Order claim, against all or part of such Plan Benefit, is being reviewed in accordance with the provisions of Section 11.8. If the Administrative Service Agency reasonably believes that a purported Qualified Domestic Relations Order against all or part of any Plan Benefit is likely to be asserted, the Committee may refuse to permit any distribution of all or part of such Plan Benefit pending determination of such claim.

SECTION 11 ADMINISTRATION

11.1 Plan Administration. Except as otherwise provided herein, the operation and administration of the Plan shall be the responsibility of the Committee and the Committee shall have all of the broad, general authority necessary or advisable to operate and administer the Plan. The Committee shall have the power and the duty to take all action and to make all decisions necessary or proper to carry out its responsibilities under the Plan. All determinations of the Committee as to any question involving its responsibilities under the Plan, including, interpretation of the Plan or as to any discretionary actions to be taken under the Plan, shall be solely in the Committee's discretion and shall be final, conclusive and binding on all parties.

11.2 Committee Powers and Duties. Without limiting the generality of the foregoing, the Committee shall have the following powers and duties:

(a) to require any person to furnish such information as it may request for the purpose of the proper administration of the Plan as a condition to receiving any benefit under the Plan;

(b) to make and enforce such rules and regulations and prescribe the use of such forms as it shall deem necessary for the efficient administration of the Plan;

(c) to interpret the Plan and to resolve ambiguities, inconsistencies and omissions in the terms of the Plan or any document related to the Plan;

(d) to decide all questions concerning the Plan and the eligibility of any Employee or other individual to participate in the Plan;

(e) to determine the amount of benefits which shall be payable to any person in accordance with the provisions of the Plan;

(f) to enlarge or diminish any applicable time period set forth in the Plan, subject to applicable law; and

(g) to determine the methods and procedures for the implementation and use of any automated telephone, computer, internet, intranet or other electronic or automated system adopted by the Committee for purposes of Plan administration, including, for receiving and processing enrollments and instructions with respect to the investment of assets allocated to an Account Participant's Accounts and for such other purposes as may be designated from time to time.

11.3 Limitation of Liability. Except as may be prohibited by applicable law, neither the Committee nor any member thereof shall be liable for (a) anything done or omitted to be done by it or by them unless the act or omission claimed to be the basis for liability amounted to a failure to act in good faith or was due to gross negligence or willful misconduct; (b) the payment of any amount under the Plan; or (c) any judgment or reasonable mistake of fact made by it or on its behalf by a member of the Committee. No member of the Committee shall be personally liable

under any contract, agreement, bond or other instrument made or executed by him or her or on his or her behalf in connection with the Plan or Trust Fund.

11.4 Trustee. The Trustee shall have responsibility for the custody and safekeeping of the assets of the Plan and the Trust Fund and the valuation of such assets in accordance with the terms of the Trust Agreement and, in conjunction with the Administrative Service Agency, shall be responsible for implementing the aggregated investment decisions of Participants and beneficiaries by allocating the Plan assets to the various Investment Options. The Committee shall periodically review the performance and methods of the Trustee and the Committee may, subject to the terms of the Trust Agreement, appoint and remove or change the Trustee at any time for any reason or for no stated reason. If the Trust Agreement so provides, the Trustee may also serve as the Administrative Service Agency and perform the record keeping services normally performed by a third party Administrative Service Agency or may provide the services normally provided by a Financial Organization, provided that the Trustee otherwise qualifies as an Administrative Service Agency or a Financial Organization, as the case may be.

11.5 Financial Organizations. The Committee shall have the power to appoint or remove one or more Financial Organizations and to delegate to such Financial Organization(s) authority and discretion to manage (including the power to acquire and dispose of) the assets of the Plan and Trust Fund in accordance with the Regulations and the Plan. The Committee shall periodically review the performance and methods of such Financial Organization(s). The Committee has the right to (i) replace any Financial Organization or Investment Option with a successor Financial Organization or Investment Option or (ii) to select any additional Financial Organization or Investment Option.

11.6 Delegation. The Committee may delegate its general authority as it deems appropriate in accordance with the terms of the Plan and all applicable Code sections; *provided, however*, that such delegation shall be subject to revocation at any time at the discretion of the Committee. Notwithstanding any other provision of the Plan, the Committee's general authority shall include the right to review, revise, modify, revoke, or vacate any decision made or action taken by any party under the Plan to whom authority of the Committee has been delegated or to whom authority with respect to the administration of the Plan or the custody and investment of the assets of the Trust Fund has been delegated or assigned under the terms of the Plan, by the Committee or otherwise. The rights of the Committee under Section 11.6 include, the right to review, revise, modify, revoke, or vacate any decision of the Administrative Service Agency or the Review.

11.7 Plan Expenses.

(a) Assessment Against the Trust Fund. Subject to 11.7(b), the expenses of administering the Plan, including (i) the fees and expenses of the Financial Organizations and Administrative Service Agency for the performance of their duties under the Plan, including any fees and expenses associated with a change, termination or addition of an Investment Option, (ii) the fees, if any, of any member of the Committee and any Trustee and the expenses incurred by the Committee or any of its members or any Trustee in the performance of their duties under the Plan (including reasonable compensation for any legal counsel, certified public accountants,

consultants, and agents, employees of the Committee and cost of services rendered in respect of the Plan and the Trust Agreement (as provided therein)), and (iii) all other proper charges and disbursements of the Financial Organizations, Administrative Service Agency, the Committee or its members (including settlements of claims or legal actions approved by counsel to the Plan) or any Trustee shall be allocated to and paid out of the assets of the Trust Fund in accordance with such allocation and payment procedures as the Committee shall establish from time to time. The Committee is authorized to levy a fee against the Accounts of Account Participants for the purpose of paying some or all of such expenses, except where the Employer elects to pay such expenses directly; *provided, however*, that any such fees shall be levied on a pro-rata basis from the Account Participant's various Accounts at any given time, including Before-Tax Deferral Accounts, Roth Accounts (to the extent applicable), Rollover Accounts not relating to Rollover Contributions of amounts from a Qualified Roth Contribution Program, and Rollover Accounts relating to Rollover Contributions of amounts from a Qualified Roth Contribution Program.

(b) Investment Expenses. Unless the Committee determines otherwise, brokerage fees, transfer taxes and any other expenses incident to the purchase or sale of securities for any Investment Option shall be deemed to be part of the cost of such securities, or deducted in computing the proceeds therefrom, as the case may be. The Administrative Service Agency shall appropriately deduct any taxes assessed in respect of any assets held, income received, or transactions effected under any Investment Option proportionately against any Accounts that are invested in such Investment Option.

11.8 Review of Claims.

(a) Initial Claim of Rights or Benefits and Review. Any claim to rights or benefits under the Plan, including, any purported Qualified Domestic Relations Order, or request for an Unforeseeable Emergency Withdrawal must be filed in writing with the Committee, or with such other entity as the Committee may designate. Within sixty days after receipt of such claim, the Committee, or such other entity designated by the Committee, shall notify the claimant and, if such claimant is not the Account Participant, any Account Participant against whose Plan Benefit the claim is made, that the claim has been granted or denied, in whole or in part. Notice of denial of any claim in whole or in part by the Committee, or by such other entity designated by the Committee, shall include the specific reasons for denial and notice of the rights granted by Section 11.8.

(b) Review of Decision. Any claimant or Account Participant who has received notice of denial or grant, in whole or in part, of a claim made in accordance with the foregoing Section 11.8(a) may file a written request within thirty days of receipt of such denial for review of the decision by the Review Committee. Within ninety days after receipt of such request for review, the Review Committee shall notify the claimant and, as applicable, the Account Participant, that the claim has been granted or denied, in whole or in part; *provided, however*, that the Review Committee may in its discretion extend such period by up to an additional 120 days upon notice to the claimant and, as applicable, the Account Participant, prior to expiration of the original ninety days that such additional period is needed for proper review of the claim. Notice of denial of any claim in whole or in part by the Review Committee shall

include the specific reasons for denial and shall be final, binding and conclusive on all interested persons for all purposes.

11.9 Advisers. The Committee shall arrange for the engagement of legal counsel and certified public accountants, who may be counsel or accountants for the Employer, and other consultants, including an investment adviser, and make use of agents and clerical or other personnel, for purposes of this Plan. The Committee may rely upon the written opinions of counsel, accountants and consultants, and upon any information supplied by the Trustee, a Financial Organization or Administrative Service Agency appointed in accordance with the Regulations.

11.10 Limitation on Committee Power. No member of the Committee shall be entitled to act on or decide any matters relating solely to such member or any of his or her rights or benefits under the Plan.

11.11 Committee Action. All actions of the Committee shall be taken at a public meeting in accordance with Article 7 of the Public Officers Law. The Committee shall establish its own procedures and the time and place for its meetings and provide for the keeping of minutes of all meetings.

11.12 General Requirements. Notwithstanding any other provision hereof, the Plan shall at all times be operated in accordance with the requirements of applicable law, including, the Regulations.

SECTION 12
AMENDMENT OR TERMINATION

12.1 Power to Amend and Terminate. Subject to any requirements of State or federal law, the Employer reserves the right at any time and with or without prior notice to any person to amend, suspend or terminate the Plan, to eliminate future deferrals and contributions for existing Participants, or to limit participation to existing Participants, in whole or in part and for any reason and without the consent of any Employee, Account Participant, Beneficiary or other person. No amendment, suspension or termination of any provisions of the Plan or any deferrals or contributions thereunder, the Trust Agreement or any Investment Option may be made retroactively, unless such retroactivity is allowed under State law, the Code and other applicable law.

12.2 Termination of Plan. Upon any action by the Employer to initiate a Plan termination, the Employer shall permit no further deferrals or contributions of Compensation under the Plan, and the Plan termination shall become effective upon the distribution of all Plan Benefits. After taking an action to initiate a Plan termination, the Employer may distribute all Plan Benefits to Account Participants or the Employer may provide that Plan Benefits and other interests in the Trust Fund shall continue to be payable as provided in the Plan. Any distributions, transfers or other dispositions of the Plan Benefits as provided in the Plan shall constitute a complete discharge of all liabilities under the Plan. The Committee and the Trustee(s) shall remain in existence and the Trust Agreement and all of the provisions of the Plan that the Employer determines are necessary or advisable for the administration and distribution, transfer or other disposition of interests in the Trust Fund shall remain in force.

SECTION 13
GENERAL LIMITATIONS AND PROVISIONS

13.1 Plan Binding on Account Participants. The Plan, as duly amended from time to time, shall be binding on each Account Participant and his or her Surviving Spouse, heirs, administrators, trustees, successors, assigns, and Beneficiaries and all other interested persons.

13.2 No Right to Employment. Nothing contained herein shall give any individual the right to be retained in the employment of the Employer or affect the right of the Employer to terminate any individual's employment. The adoption and maintenance of the Plan shall not constitute a contract between the Employer and any individual or consideration for, or an inducement to or condition of, the employment of any individual.

13.3 Incapacitation or Incompetence. If the Administrative Service Agency shall find that any person to whom any amount is payable under the Plan is unable to care for his or her affairs, is a minor, or has died, then any payment due to such person or his or her estate (unless a prior claim therefor has been made by a Beneficiary, Surviving Spouse or duly appointed legal representative or the time period during which a Beneficiary or Surviving Spouse could make a claim under the Plan has not elapsed) may, if the Administrative Service Agency so elects, be paid to his or her spouse, a child, a relative, or any other person maintaining or having custody of such person otherwise entitled to payment or deemed by the Trustee to be a proper recipient on behalf of such person. Any such payment shall be a complete discharge of all liability under the Plan therefor.

13.4 No Alienation of Plan Benefits. Except insofar as may otherwise be required by a Qualified Domestic Relations Order or applicable law, no amount payable at any time under the Plan shall be subject in any manner to alienation by anticipation, sale, transfer, assignment, bankruptcy, pledge, attachment, garnishment, charge or encumbrance of any kind, and any attempt to so alienate such amount, whether presently or thereafter payable, shall be void.

13.5 Notices to the Committee. All elections, designations, requests, notices, instructions, and other communications from the Employer, an Employee, an Account Participant, or any other person to the Committee, Administrative Service Agency or the Employer required or permitted under the Plan shall be in such form as is prescribed by the Committee, shall be mailed by first class mail or delivered electronically in such a form and to such location as shall be prescribed by the Committee from time to time, and shall be deemed to have been given and delivered only upon actual receipt thereof at such location. Copies of all elections, designations, requests, notices, instructions and other communications from an Employee, a Participant, a Beneficiary, a Surviving Spouse or any other person to the Employer shall be promptly filed with the Administrative Service Agency in such a manner specified by the Administrative Service Agency.

13.6 Notices to Participants. All notices, statements, reports and other communications from an Employer, the Trustee or the Committee to any Account Participant, shall be deemed to have been duly given when delivered to, or when mailed by electronic delivery or other form of delivery approved by the Committee or by first class mail, postage prepaid and addressed to such Employee, Account Participant, Beneficiary, Surviving Spouse or other person at his or her

address last appearing on the records of the Administrative Service Agency, the Trustee or the Employer.

13.7 Trust Sole Source of Plan Benefits. The Trust Fund shall be the sole source of benefits under the Plan and, except as otherwise required by applicable law, neither the Committee, the Employer nor any officer or employee of an Employer assume any liability or responsibility for payment of such benefits, and each Account Participant, his or her spouse or Beneficiary, or other person who shall claim the right to any payment under the Plan shall be entitled to look only to the Trust Fund for such payment and shall not have any right, claim or demand therefor against the Committee or any member thereof, the Employer, or any officer or employee of an Employer. Nothing in Section 13.7 shall relieve an Employer of its obligation to defer or contribute Amounts Deferred or Contributed to the Trust Fund within two Business Days after the applicable payroll date, in the manner contemplated by Section 4.1.

13.8 Account Assets and Account Vesting.

(a) Account Assets Held in Trust Fund. The entire value of each Account for each Account Participant shall be held in the Trust Fund pursuant to the Trust Agreement for the exclusive benefit of the applicable Account Participant and for paying reasonable expenses of the Plan and of the Trust Fund pursuant to Section 11.7 and no part of the Trust Fund shall revert to any Employer; *provided, however*, that the setting-aside of any amounts to be held in the Trust Fund is expressly conditioned upon the following: If an amount is set aside to be held in the Trust Fund by an Employer in a manner which is inconsistent with any of the requirements of Section 457(b) of the Code, such amount shall be returned to such Employer prior to the first day of the first Plan Year commencing more than 180 days after the date of notification of such inconsistency by the Secretary of the Treasury. Any amounts so returned to the Employer, and the earnings thereon, shall be remitted to the Participants on whose behalf such amounts were set aside.

(b) Vesting. Each Account Participant shall be 100 percent vested at all times in his or her Plan Benefit.

13.9 Several Liability. The duties and responsibilities allocated to each person under the Plan and the Trust Agreement shall be the several and not joint responsibility of each, and no such person shall be liable for the act or omission of any other person.

13.10 Interpretation. (i) The term “including” means by way of example and not by way of limitation, and (ii) the headings preceding the sections hereof have been inserted solely as a matter of convenience and in no way define or limit the scope or intent of any provisions hereof.

13.11 Construction. The Plan and all rights there under shall be governed by and construed in accordance with the Code and the laws of the State.

SCHEDULE A

Effective date of last completion or amendment of this Schedule A: May 16, 2013

Instructions

This Schedule A and all later amendments to this Schedule A are part of the Plan document and should remain attached to the Plan document.

Schedule A is used by the Committee (1) TO ACTIVATE or TERMINATE optional Plan provisions described below, (2) TO MODIFY the default provisions of the Plan described below or (3) TO INDICATE that the default provisions described below will continue to apply under the Plan.

Each section of this Schedule A must be completed by the Committee in connection with the adoption of this amendment and restatement of the Plan. All selections made shall remain effective until this Schedule A is later amended by the Committee.

All section references refer to the corresponding sections of the Plan and all defined terms have the meanings ascribed to them in the Plan.

Committee Elections – Optional Plan Provisions

3.1(c) ROTH PROGRAM

Section 3.1(c) of the Plan permits Roth Contributions only if the Committee checks YES below. The Committee must also indicate below the effective date of this election. The Committee should check NO below to indicate that Roth Contributions will not be permitted under the Plan or, at a later time, to change prospectively (as of a specified effective date) a prior election under this section.

The Plan shall maintain a Roth Program under which Participants may make Roth Contributions to the Plan, which Roth Contributions will be made and separately accounted for in compliance with the relevant provisions of the Plan and the Code.

YES

NO

Effective date: May 16, 2013

8.8 IN-PLAN ROLLOVER TO A ROTH ACCOUNT

Section 8.8 of the Plan permits In-Plan Rollovers to a Roth Account only if the Committee has checked YES in Section 3.1(c) (permitting a Roth Program) and checked YES below allowing a Participant's Plan Benefit not attributable to Roth Contributions or outstanding loans to be directly contributed to a Roth Account under the Plan prior to, upon or after a distributable event. The Committee must also indicate below the effective date of this election. The Committee should check NO below to indicate that a Participant's Plan Benefit may not be directly rolled over to a Roth Account under the Plan or, at a later time, to change prospectively (as of a specified effective date) a prior election under this section.

To the extent the Committee has resolved to implement and maintain a Roth Program pursuant to Section 3.1(c) of Schedule A, a Participant may elect to have the portion of his or her Plan Benefit that is not attributable to Roth Contributions or outstanding loans directly rolled over into a Roth Account in the Plan.

YES (do not check YES unless Roth Program is in effect)

NO

Effective date: May 16, 2013

3.1(e) SUSPENSION OF DEFERRALS AND CONTRIBUTIONS FOLLOWING AN UNFORESEEABLE EMERGENCY WITHDRAWAL

Section 3.1(e) of the Plan allows the Employer automatically to suspend deferrals and contributions for six months following the date a Participant receives an Unforeseeable Emergency withdrawal only if the Committee checks YES below. The Committee must also indicate below the effective date of this election. The Committee should check NO below to indicate that a suspension of deferrals and contributions will not be required or, at a later time, to change prospectively (as of a specified effective date) a prior election under this section.

A Participant's deferrals and contributions will be suspended for a period of six months following a distribution due to an Unforeseeable Emergency withdrawal.

YES

NO

Effective date: May 16, 2013

7.2(b) AUTOMATIC DISTRIBUTION OF SMALL ACCOUNTS FOLLOWING A SEVERANCE FROM EMPLOYMENT

Section 7.2(b) of the Plan allows the Employer to automatically distribute certain small account balances following a Severance from Employment only if the Committee has checked YES below. The Committee must also indicate below the effective date of this election. The Committee should check NO to indicate that no automatic distribution will occur following a Severance from Employment or, at a later time, prospectively to change(as of a specified effective date) a prior election under this section.

With respect to a Participant or an Alternate Payee whose Account or Alternate Payee Account does not exceed the amount set forth in Section 7.2(a) of the Plan, the Committee shall direct the automatic distribution of the Participant's Account and Rollover Account or the Alternate Payee's Alternate Payee Account as soon as practicable following the Participant's Severance from Employment.

YES

NO

Effective date: May 16, 2013

7.2(b) AUTOMATIC DISTRIBUTION OF INACTIVE SMALL ACCOUNTS

Section 7.2(b) of the Plan allows the Employer to automatically distribute certain small account balances in inactive accounts only if the Committee has checked YES below and indicated the small account amount below. The Committee must also indicate below the effective date of this election. The Committee should check NO to indicate that no automatic distribution of inactive small accounts will occur or, at a later time, prospectively to change (as of a specified effective date) a prior election under this section.

7.2(b) Automatic Distributions after a Severance from Employment.

With respect to a Participant or an Alternate Payee whose Account or Alternate Payee Account does not exceed the amount set forth in Section 7.2(a) of the Plan, upon an Account Participant's Plan Benefit falling below \$_____, [Insert any whole dollar amount up to the dollar limit under Section 411(a)(11)(A) of the Code] to the extent that the requirements of Section 7.2(a) of the Plan are met, the Committee shall direct the automatic distribution of the Participant's Account and Rollover Account or the Alternate Payee's Alternate Payee Account in accordance with 7.2(b) of the Plan.

YES (do not check YES unless a permissible amount is specified above)

NO

Effective date: May 16, 2013

7.3 PLAN LOANS FOR ACTIVE EMPLOYEES

Section 7.3 of the Plan allows active Employees to request a Plan loan only if the Committee has checked YES below. The Committee must also indicate below the effective date of this election. The Committee should check NO to indicate that no Plan loans will be permitted or, at a later time, prospectively (as of a specified effective date) to change a prior election under this section.

Participants who are active Employees shall be eligible to request a Plan loan and may be granted a loan pursuant to the requirements of Section 7.3 of the Plan.

YES

NO

Effective date: May 16, 2013

7.3(a) PLAN LOANS FOR PARTICIPANTS ON AN APPROVED LEAVE OF ABSENCE

Section 7.3(a) of the Plan allows Participants who are on an approved leave of absence to be eligible to request a Plan loan only if the Committee has checked YES above (permitting Plan loans for active Employees) and checked YES below extending the loan provisions to Participants on an approved leave of absence. The Committee must also indicate below the effective date of this election. The Committee should check NO to indicate that no Plan loans will be permitted for Participants on an approved leave of absence or, at a later time, prospectively to change (as of a specified effective date) a prior election under this section.

Participants who are on an approved leave of absence from their Employer shall be eligible to request a Plan loan and may be granted a loan pursuant to the requirements of Section 7.3 of the Plan.

YES (do not check YES unless Plan Loans are authorized for active Employees)

NO

Effective date: May 16, 2013

Committee Elections – Modification of Default Plan Provisions

7.3(f) DURATION OF LOAN GRACE PERIOD

Section 7.3 of the Plan allows the Committee to permit Plan loans (see elections above). If the Committee permits Plan loans, the Plan document states that, unless the Committee makes an election below, any such loan will be in default if a Participant fails to make a required loan repayment within 90 days following the due date for such repayment. The Plan document refers to this period as the “Loan Grace Period.”

Section 7.3(f) of the Plan allows the Committee to specify a shorter Loan Grace Period by indicating a period of fewer than 90 days below and by indicating that such election will apply to Plan loans made after the effective date specified below. The Committee may, at a later time, indicate (as of a specified effective date) a different Loan Grace Period by making a new election under this section.

The Loan Grace Period for purposes of Section 7.3(f) shall be _____ days [a number of days greater than 0 but less than 90] following the due date of a Participant’s scheduled loan repayment.

Effective date: _____

8.1(c)(i) and (iii) MINIMUM LUMP SUM AMOUNT

Sections 8.1(c)(i) and (iii) of the Plan allow a Participant who is otherwise eligible for a distribution under the Plan to elect to receive that distribution in a total or partial lump sum. The Plan document states that, unless the Committee makes an election below, the amount of a partial lump sum distribution cannot be less than \$100. The Plan document refers to this amount as the “Minimum Lump Sum Amount.”

Sections 8.1(c)(i) and (iii) of the Plan allow the Committee to specify a different Minimum Lump Sum Amount by indicating a dollar amount below and by indicating that such Minimum Lump Sum Amount will apply to distributions made after the effective date specified below. The Committee may also indicate there is no Minimum Lump Sum Amount by inserting the “none” or “0” below. The Committee may, at a later time, indicate (as of a specified effective date) on a prospective basis a different Minimum Lump Sum Amount by making a new election under this section.

The Minimum Lump Sum Amount shall be \$ _____.

Effective date: _____

8.1(c)(ii) MINIMUM INSTALLMENT AMOUNT

Section 8.1(c)(ii) of the Plan allows a Participant who is otherwise eligible for a distribution under the Plan to elect to receive that distribution in periodic monthly, quarterly, semi-annual or annual installments. The Plan document states that, unless the Committee makes an election below, the amount of an installment distribution cannot be less than \$100. The Plan document refers to this amount as the "Minimum Installment Amount."

Section 8.1(c)(ii) of the Plan allows the Committee to specify a different Minimum Installment Amount by indicating a dollar amount below and by indicating that such Minimum Installment Amount will apply to distributions made after the effective date specified below. The Committee may also indicate there is no Minimum Installment Amount by inserting the "none" or "0" below. The Committee may, at a later time, indicate (as of a specified effective date) on a prospective basis a different Minimum Installment Amount by making a new election under this section.

The Minimum Installment Amount shall be \$ _____.

Effective date: _____

8.1(c)(i) and (iii) MAXIMUM ANNUAL NUMBER OF PARTIAL DISTRIBUTIONS PER PLAN YEAR

Sections 8.1(c)(i) and (iii) of the Plan allow a Participant who is otherwise eligible for a distribution under the Plan to elect to receive that distribution in a total or partial lump sum. The Plan document states that, unless the Committee makes an election below, the maximum number of partial lump sum distributions in a Plan Year may not exceed 12. The Plan document refers to this amount as the "Maximum Annual Number of Partial Distributions."

Sections 8.1(c)(i) and (iii) of the Plan allow the Committee to specify a different Maximum Number of Partial Distributions per Plan Year by indicating a different limit below and by indicating that such limit will apply to distributions made after the effective date specified below. The Committee may, at a later time, indicate (as of a specified effective date) on a prospective basis a different Maximum Number of Partial Distributions for a Plan Year by making a new election under this section.

The Maximum Annual Number of Partial Distributions for each Plan Year shall be _____.

Effective date: _____

8.1(e) DISTRIBUTION WAITING PERIOD

Section 8.1(c) of the Plan allows a Participant who is otherwise eligible for a distribution under the Plan to elect to receive that distribution in a total or partial lump sum or in installments. Section 8.1(e) of the Plan document also states that, unless the Committee makes an election below, a distribution will be delayed for 45 days if the distribution would result in the Participant having an account balance of less than \$500. The Plan document refers to this period as the "Distribution Waiting Period."

Section 8.1(e) of the Plan allows the Committee to specify a different Distribution Waiting Period by indicating a different limit below and by indicating that such limit will apply to distributions made after the effective date specified below. The Committee may also indicate there is no Distribution Waiting Period by inserting the word "none" below. The Committee may, at a later time, indicate (as of a specified effective date) on a prospective basis a different Distribution Waiting Period for a Plan Year by making a new election under this Schedule A.

The Distribution Waiting Period shall be _____ days.

Effective date: _____

SCHEDULE B
CARES Act and SECURE Act Optional Plan Provisions

Effective date of the last completion or amendment of this Schedule B: July 12, 2022

Employer Elections – Optional CARES Act and SECURE Act Plan Provisions

7.3(i) CARES ACT PLAN LOANS FOR QUALIFIED PARTICIPANTS

Section 7.3(i) of the Plan allows the Employer to permit Qualified Participants to request a CARES Act Plan loan. If adopted, the provision applies to CARES Act loans made to Qualified Participants from March 27, 2020 to September 23, 2020. Unless the Employer designates a lower amount below, the maximum loan amount shall be capped as described in Section 7.3(i) of the CARES Act. Check YES to indicate that CARES Act loans will be permitted. Check NO to indicate that no CARES Act Plan loans will be permitted. Only one option may be elected.

Loan-eligible Participants who are Qualified Participants shall be eligible to request a CARES Act Plan loan and may be granted a loan pursuant to the requirements of Section 7.3(i) of the Plan.

YES

NO

If YES, the maximum loan amount shall be \$100,000.

7.3(j) CARES ACT LOAN REPAYMENT DELAY

Section 7.3(j) of the Plan allows the Employer to permit repayment of certain Plan loans made to Qualified Participants to be delayed up to one year. If adopted, the provision applies to Qualified Participants with outstanding loans with repayment due between March 27, 2020 and December 31, 2020. Check YES to indicate that changes to loan repayment schedules pursuant to the CARES Act will be permitted. Check NO to indicate that no changes to loan repayment schedules pursuant to the CARES Act will occur. Only one option may be elected.

Qualified Participants with an outstanding loan under the Plan may have the due date of such loan delayed pursuant to the requirements of Section 7.3(j) of the Plan.

YES

NO

7.5 CORONAVIRUS-RELATED DISTRIBUTIONS

Section 7.5 of the Plan allows the Employer to permit Coronavirus-Related Distributions. The Plan document states that, unless the Committee makes a different election below, the maximum distribution amount shall be \$100,000, as capped by the CARES Act. If adopted, the provision applies to Coronavirus-Related Distributions made between January 1, 2020 and December 31, 2020. Check YES to indicate that Coronavirus-Related Distributions will be permitted. Check NO to indicate that Coronavirus-Related Distributions will not be permitted under the Plan. Only one option may be elected.

The Plan shall permit Coronavirus-Related Distributions, pursuant to Section 7.5 of the Plan, in compliance with the relevant provisions of the Plan and the CARES Act.

YES

NO

The maximum distribution amount shall be \$100,000.

7.6 DISTRIBUTION FOR A NEW CHILD

Section 7.6 of the Plan allows the Employer to permit penalty-free distributions for a new child. If adopted, the provision applies to Distributions for a New Child made after December 31, 2019. Check YES to indicate that Distributions for a New Child will be permitted. Check NO to indicate that Distributions for a New Child will not be permitted under the Plan. Only one option may be elected.

The Plan shall permit distributions for a new child as of the operational effected date described below, pursuant to Section 7.6 of the Plan, in compliance with the relevant provisions of the Plan and the SECURE Act.

YES

NO

8.1(a) ELIGIBILITY FOR DISTRIBUTION

Section 8.1(a) of the Plan provides for the minimum age for in-service distributions to Participants. The Plan document states that, unless the Employer elects a different minimum age below, which shall be no lower than age 59 ½, the minimum age for in-service distributions shall be 70 ½. If adopted, the provision applies to distributions made after December 31, 2019. Check YES to indicate that the minimum age for in-service distributions will be changed to the age elected below. Check NO to indicate that no changes will be made to the minimum age for in-service distributions. Only one option may be elected.

YES

The minimum age for in-service distributions shall be _____.

NO

8.6(h) 2020 RMDs

Section 8.6(h) of the Plan provides for the waiver of required minimum distributions for calendar year 2020 and allows the employer to choose whether a Participant or Beneficiary will receive 2020 RMDs. If adopted, the provision applies to required minimum distributions for the period between January 1, 2020 and December 31, 2020. Only one option may be elected.

- A Participant or Beneficiary who would have been required to receive a 2020 RMD will receive this distribution unless the Participant or Beneficiary chooses not to receive the distribution; or
- A Participant or Beneficiary who would have been required to receive a 2020 RMD will not receive this distribution unless the Participant or Beneficiary chooses to receive the distribution.

Section 8.6(h) also provides for the treatment of certain distributions in 2020 as eligible rollover distributions. Check one or none.

- 2020 RMDs (as defined in the Plan);
- 2020 RMDs and Extended 2020 RMDs (both as defined in the Plan); or
- 2020 RMDs (as defined in the Plan), but only if paid with an additional amount that is an eligible rollover distribution without regard to section 401(a)(9)(I).

22.

By Legislators Delehanty and Marianetti

Intro. No. ____

RESOLUTION NO. ____ OF 2022

APPROVING AMENDED AND RESTATED MONROE COUNTY DEFERRED COMPENSATION PLAN, AS PREVIOUSLY ADOPTED BY NEW YORK STATE DEFERRED COMPENSATION BOARD

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

Section 1. The County Legislature hereby approves the Amended and Restated Monroe County Deferred Compensation Plan, as previously adopted by the New York State Deferred Compensation Board, and adopted by the Monroe County Deferred Compensation Committee, in accordance with Chapter 41 of the Monroe County Code.

Section 2. The Clerk of the Legislature is hereby authorized to send a certified copy of this resolution to the Director of the Department of Human Resources, who shall maintain a certified copy of the Amended Plan, for information and inspection at all times as required by Local Law No. 4 of 1998.

Section 3. The Chairperson of the Monroe County Deferred Compensation Committee is hereby authorized to file the Amended Plan, and any other necessary documentation, with the President of the New York State Civil Service Commission, as may be required.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; June 29, 2022 - CV: 11-0
File No. 22-0210

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R22-0211.pdf	Referral Letter
▢	Resolution	ITEM_23.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

June 10, 2022

OFFICIAL FILE COPY	
No. <u>220211</u>	
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
TRANSPORTATION	-L
WAYS & MEANS	

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

Subject: Authorize the Acquisition of Interests in Real Property for the Salt Road Highway Improvement Project in the Town of Penfield

Honorable Legislators:

I recommend that Your Honorable Body authorize the acquisition of interests in real property for the Salt Road Highway Improvement Project in the Town of Penfield from the property owners described as follows:

<u>Parcel</u>	<u>Owner</u>	<u>Amount</u>
Map 15 Parcel 1 TE 1,908 sf 1652 Salt Road T.A. # 111.03-1-4.4	Vanessa Kelly 1652 Salt Road Penfield, NY 14526	\$200
Map 16 Parcel 1 TE 396 sf 1647 Salt Road T.A. # 110.04-1-30	Emily Spirito & Ryan Michael Tesler 1647 Salt Road Penfield, NY 14526	\$100
Map 17 Parcel 1 PE 2,295 sf Parcel 2 TE 1,144 sf Parcel 3 TE 1,709 sf 1632 Salt Road T.A. # 111.03-1-2	Paschalis Mihalitsas Sandra Mihalitsas 1632 Salt Road Penfield, NY 14526	\$2,400
Map 18 Parcel 1 PE 2,574 sf Parcel 2 TE 841 sf 1630 Salt Road T.A. # 111.03-1-1	Kimberly McNaughton 1630 Salt Road Penfield, NY 14526	\$3,700
Map 19 Parcel 1 PE 165 sf 1606 Salt Road T.A.# 110.04-1-29.2	Denise M. Hogestyn James M. Hogestyn 1606 Salt Road Penfield, NY 14526	\$200

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Map 20 Parcel 1 PE 1,782 sf 1606 Salt Road T.A. # 111.01-1-31	William J. Kelly Joann Kovacich 1606 Salt Road Penfield, NY 14526	\$3,700
Map 21 Parcel 1 PE 3,505 sf 1550 Salt Road T.A. # 111.01-1-32.1	James Wilbert 1515 Salt Road Penfield, NY 14526	\$300
Map 22 Parcel(s) 1,2,3 & 4 Parcel 1 PE 256 sf Parcel 2 PE 380 sf Parcel 3 TE 3,914 sf Parcel 4 TE 601 sf 1601 Salt Road T.A. # 110.04-1-28.1	Roger I. Leavy 1673 Salt Road Penfield, NY 14526	\$5,200
Map 23 Parcel(s) 1, 2, 3, 4, 5, 6 & 7 Parcel 1 PE 9,520 sf Parcel 2 PE 1,650 sf Parcel 3 PE 5,699 sf Parcel 4 TE 4,107 sf Parcel 5 TE 1,485 sf Parcel 6 TE 2,150 sf Parcel 7 TE 4,946 sf 1530 Salt Road T.A. # 111.01-1-32.2	James R. Wilbert 1515 Salt Road Penfield, NY 14526	\$2,000
Map 24 Parcel(s) 1, 2, 3, 4, 5, & 6 Parcel 1 PE 7,772 sf Parcel 2 PE 6,282 sf Parcel 3 TE 579 sf Parcel 4 TE 3,850 sf Parcel 5 TE 14,720 sf Parcel 6 TE 780 sf 1515 Salt Road T.A. # 110.02-1-23	James R. Wilbert 1515 Salt Road Penfield, NY 14526	\$1,700
Map 25 Parcels 1, 2 & 3 Parcel 1 PE 560 sf Parcel 2 TE 4,919 sf Parcel 3 TE 1,998 sf 1620 Kennedy Road T.A. # 111.01-1-6.3	John G. Mechetti 1620 Kennedy Road Webster, NY 14580	\$1,000
Map 26 Parcel 1 PE 260 sf 1421 Salt Road T.A. # 110.02-1-17	Tyler A. Johnson Marie A. Johnson 1421 Salt Road Webster, NY 14580	\$700

Map 27 Parcel 1 PE 8,093 sf Parcel 2 TE 4,945 sf 1410 Salt Road T.A. #111.01-1-1	Craig Relyea 1650 Kennedy Road Webster, NY 14580	\$1,000
Map 28 Parcel 1 PE 2,556 Parcel 2 TE 2,250 sf 1405 Salt Road T.A. # 095.04-1-46	Julie Schwartz 1405 Salt Road Webster, NY 14580	\$4,400
Map 29 Parcel 1 PE 198 sf 1404 Salt Road T.A. # 096.03-1-70	Allison Fedyk 1404 Salt Road Webster, NY 14580	\$300
Map 30 Parcel 1 PE 2,700 sf Parcel 2 TE 1,500 sf 1403 Salt Road T.A. # 095.04-1-45	Ricky Trottier Barbara Trottier 1403 Salt Road Webster, NY 14580	\$3,900
Map 31 Parcel 1 PE 3,580 sf Parcel 2 TE 1,728 sf 1401 Salt Road T.A. # 095.04-1-44	Daniel A. Hyman 1401 Salt Road Webster, NY 14580	\$5,400
Map 32 Parcel(s) 1, 2, & 3 Parcel 1 PE 240 sf Parcel 2 PE 240 sf Parcel 3 TE 1,920 sf 1402 Salt Road T.A. # 096.03-1-69.21	Joseph J. Scofero Kimberly A. Scofero 1402 Salt Road Webster, NY 14580	\$1,100
Map 33 Parcel(s) 1, 2, & 3 Parcel 1 PE 1,456 sf Parcel 2 PE 956 sf Parcel 3 TE 507 sf 1391 Salt Road T.A. # 095.04-1-43	North East Joint Fire District P.O. Box 361 Webster, NY 14580	\$1,700
Map 34 Parcel(s) 1, 2, 3 Parcel 1 PE 240 sf Parcel 2 TE 1,392 sf Parcel 3 TE 577 sf 1396 Salt Road T.A. # 096.03-1-69.12	Joseph Scofero Paula A. Scofero 1402 Salt Road Webster, NY 14580	\$550
Map 35 Parcel 1 PE 4,150 sf 1590 Kennedy Road T.A. # 110.02-1-22.31	James R. Wilbert 1515 Salt Road Penfield, NY 14526	\$400

Map 36
Parcel 1 PE 392 sf
Parcel 2 TE 1,447 SF
1623 Plank Road
T.A. # 096.03-1-69.1

Devin A. Muha
Molly Muha
1623 Plank Road
Webster, NY 14580

\$210

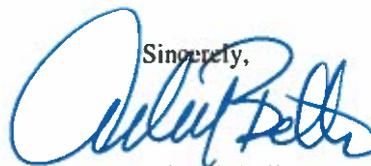
The specific legislative action required is to authorize the County Executive, or his designee, to acquire the referenced property interests and execute all documents necessary for the Salt Road Highway Improvement Project between Atlantic Avenue and Plank Road at the tax identification numbers listed above, in the Town of Penfield by contract and/or the Eminent Domain Procedure Law, along with any amendments for unanticipated damages, within the total capital fund(s) appropriation.

This action is an Unlisted Action under the New York State Environmental Quality Review Act ("SEQRA"). Pursuant to Resolution 86 of 2022, the Monroe County Legislature issued a Negative Declaration for this action. No further action under SEQRA is required.

Funding for this contract, consistent with authorized uses, is available in capital fund 1910 and in any other fund(s) created for the same intended purpose. 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 the individual property owner(s) listed above do not owe any delinquent Monroe County property taxes.

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

By Legislators Keller and Delchanty

Intro. No. ____

RESOLUTION NO. __ OF 2022

AUTHORIZING ACQUISITION OF INTERESTS IN REAL PROPERTY FOR SALT ROAD HIGHWAY IMPROVEMENT PROJECT IN TOWN OF PENFIELD

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 acquire the referenced property interests and execute all documents necessary for the Salt Road Highway Improvement Project between Atlantic Avenue and Plank Road at the tax identification numbers identified below in the Town of Penfield by contract and/or the Eminent Domain Procedure Law, along with any amendments for unanticipated damages, within the total capital fund(s) appropriation.

<u>Parcel</u>	<u>Owner</u>	<u>Amount</u>
Map 15 Parcel 1 TE 1,908 sf 1652 Salt Road T.A. # 111.03-1-4.4	Vanessa Kelly 1652 Salt Road Penfield, NY 14526	\$200
Map 16 Parcel 1 TE 396 sf 1647 Salt Road T.A. # 110.04-1-30	Emily Spirito & Ryan Michael Tesler 1647 Salt Road Penfield, NY 14526	\$100
Map 17 Parcel 1 PE 2,295 sf Parcel 2 TE 1,144 sf Parcel 3 TE 1,709 sf 1632 Salt Road T.A. # 111.03-1-2	Paschalis Mihalitsas Sandra Mihalitsas 1632 Salt Road Penfield, NY 14526	\$2,400
Map 18 Parcel 1 PE 2,574 sf Parcel 2 TE 841 sf 1630 Salt Road T.A. # 111.03-1-1	Kimberly McNaughton 1630 Salt Road Penfield, NY 14526	\$3,700
Map 19 Parcel 1 PE 165 sf 1606 Salt Road T.A.# 110.04-1-29.2	Denise M. Hogestyn James M. Hogestyn 1606 Salt Road Penfield, NY 14526	\$200
Map 20 Parcel 1 PE 1,782 sf 1606 Salt Road T.A. # 111.01-1-31	William J. Kelly Joann Kovacich 1606 Salt Road Penfield, NY 14526	\$3,700

<p>Map 21 Parcel 1 PE 3,505 sf 1550 Salt Road T.A. # 111.01-1-32.1</p>	<p>James Wilbert 1515 Salt Road Penfield, NY 14526</p>	<p>\$300</p>
<p>Map 22 Parcel(s) 1,2,3 & 4 Parcel 1 PE 256 sf Parcel 2 PE 380 sf Parcel 3 TE 3,914 sf Parcel 4 TE 601 sf 1601 Salt Road T.A. # 110.04-1-28.1</p>	<p>Roger I. Leavy 1673 Salt Road Penfield, NY 14526</p>	<p>\$5,200</p>
<p>Map 23 Parcel(s) 1, 2, 3, 4, 5, 6 & 7 Parcel 1 PE 9,520 sf Parcel 2 PE 1,650 sf Parcel 3 PE 5,699 sf Parcel 4 TE 4,107 sf Parcel 5 TE 1,485 sf Parcel 6 TE 2,150 sf Parcel 7 TE 4,946 sf 1530 Salt Road T.A. # 111.01-1-32.2</p>	<p>James R. Wilbert 1515 Salt Road Penfield, NY 14526</p>	<p>\$2,000</p>
<p>Map 24 Parcel(s) 1, 2, 3, 4, 5, & 6 Parcel 1 PE 7,772 sf Parcel 2 PE 6,282 sf Parcel 3 TE 579 sf Parcel 4 TE 3,850 sf Parcel 5 TE 14,720 sf Parcel 6 TE 780 sf 1515 Salt Road T.A. # 110.02-1-23</p>	<p>James R. Wilbert 1515 Salt Road Penfield, NY 14526</p>	<p>\$1,700</p>
<p>Map 25 Parcels 1, 2 & 3 Parcel 1 PE 560 sf Parcel 2 TE 4,919 sf Parcel 3 TE 1,998 sf 1620 Kennedy Road T.A. # 111.01-1-6.3</p>	<p>John G. Mechetti 1620 Kennedy Road Webster, NY 14580</p>	<p>\$1,000</p>
<p>Map 26 Parcel 1 PE 260 sf 1421 Salt Road T.A. # 110.02-1-17</p>	<p>Tyler A. Johnson Marie A. Johnson 1421 Salt Road Webster, NY 14580</p>	<p>\$700</p>
<p>Map 27 Parcel 1 PE 8,093 sf Parcel 2 TE 4,945 sf 1410 Salt Road T.A. #111.01-1-1</p>	<p>Craig Relyea 1650 Kennedy Road Webster, NY 14580</p>	<p>\$1,000</p>

Map 28 Parcel 1 PE 2,556 Parcel 2 TE 2,250 sf 1405 Salt Road T.A. # 095.04-1-46	Julie Schwartz 1405 Salt Road Webster, NY 14580	\$4,400
Map 29 Parcel 1 PE 198 sf 1404 Salt Road T.A. # 096.03-1-70	Allison Fedyk 1404 Salt Road Webster, NY 14580	\$300
Map 30 Parcel 1 PE 2,700 sf Parcel 2 TE 1,500 sf 1403 Salt Road T.A. # 095.04-1-45	Ricky Trottier Barbara Trottier 1403 Salt Road Webster, NY 14580	\$3,900
Map 31 Parcel 1 PE 3,580 sf Parcel 2 TE 1,728 sf 1401 Salt Road T.A. # 095.04-1-44	Daniel A. Hyman 1401 Salt Road Webster, NY 14580	\$5,400
Map 32 Parcel(s) 1, 2, & 3 Parcel 1 PE 240 sf Parcel 2 PE 240 sf Parcel 3 TE 1,920 sf 1401 Salt Road T.A. # 096.03-1-69.21	Joseph J. Scofero Kimberly A. Scofero 1402 Salt Road Webster, NY 14580	\$1,100
Map 33 Parcel(s) 1, 2, & 3 Parcel 1 PE 1,456 sf Parcel 2 PE 956 sf Parcel 3 TE 507 sf 1391 Salt Road T.A. # 095.04-1-43	North East Joint Fire District P.O. Box 361 Webster, NY 14580	\$1,700
Map 34 Parcel(s) 1, 2, 3 Parcel 1 PE 240 sf Parcel 2 TE 1,392 sf Parcel 3 TE 577 1396 Salt Road T.A. # 096.03-1-69.12	Joseph Scofero Paula A. Scofero 1402 Salt Road Webster, NY 14580	\$550
Map 35 Parcel 1 PE 4,150 sf 1590 Kennedy Road T.A. # 110.02-1-22.31	James Wilbert 1515 Salt Road Penfield, NY 14526	\$400

23.4

Map 36
Parcel 1 PE 392 sf
Parcel 2 TE 1,47 SF
1623 Plank Road
T.A. # 096.03-1-69.1

Devin A. Muha
Molly Muha
1623 Plank Road
Webster, NY 14580

\$210

Section 2. Funding for these acquisitions, consistent with authorized uses, is available in capital fund 1910 and in any other fund(s) created for the same intended purpose.

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

Transportation Committee; June 29, 2022 - CV: 7-0
Ways and Means Committee; June 29, 2022 - CV: 11-0
File No. 22-0211

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R22-0212.pdf	Referral Letter
▢	Resolution	ITEM_24.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

June 10, 2022

OFFICIAL FILE COPY
No. <u>220212</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
PUBLIC SAFETY -L
WAYS & MEANS

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

Subject: Authorize the Creation of One New Position in the Public Safety Department Office of Probation-Community Corrections and One New Position in the District Attorney's Office in Order to Implement the United States Justice Department's Swift, Certain, and Fair Supervision Program; and Authorize an Agreement with the City of Rochester Police Department and Other Community Partners to Carry Out the Swift, Certain and Fair Supervision HOPE Grant in Monroe County

Honorable Legislators:

I recommend that Your Honorable Body authorize the creation of one (1) new Senior Probation Officer, Group 16, in the Public Safety Department Office of Probation-Community Corrections and the creation of one (1) new Senior Assistant District Attorney, Group 20, in the District Attorney's Office in order to implement the United States Justice Department's Swift, Certain, and Fair Supervision Program; and authorize an agreement with the City of Rochester Police Department, New York State Supreme Court, the Center for Public Safety Initiatives at Rochester Institute of Technology, and other municipal and community entities to carry out the Swift, Certain and Fair Supervision HOPE Grant in Monroe County.

The Swift, Certain, and Fair Supervision Program uses data and research informed strategies to improve probationer outcomes. These positions will be partially funded through the United States Department of Justice's Swift, Certain and Fair Supervision HOPE Grant authorized by the Monroe County Legislature pursuant to Resolution 15 of 2022.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to create one (1) new Senior Probation Officer, Group 16, in the Public Safety Department Office of Probation-Community Corrections and the creation of one (1) new Senior Assistant District Attorney, Group 20, in the District Attorney's Office in order to implement the United States Justice Department's Swift, Certain, and Fair Supervision Program.
2. Authorize the County Executive, or his designee, to enter into an agreement with the City of Rochester Police Department, New York State Supreme Court, the Center for Public Safety Initiatives at Rochester Institute of Technology, and other municipal and community entities to carry out the Swift, Certain and Fair Supervision HOPE Grant in Monroe County.

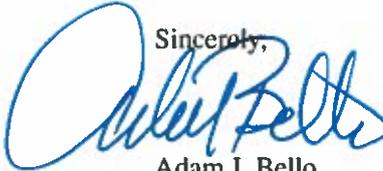
110 County Office Building • 39 West Main Street • Rochester, New York 14614
(585) 753-1000 • fax: (585) 753-1014 • www.monroecounty.gov • e-mail: countyexecutive@monroecounty.gov

3. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the 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

This is a Type II action pursuant to 6 NYCRR § 617.5(c)(26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”) and is not subject to further review under the State Environmental Quality Review Act.

Funding for these positions is included in the 2022 operating budget of the Public Safety Department Office of Probation-Community Corrections, general funds 9001 and 9300, funds center 2403050000, Central Services Division and the District Attorney’s Office, general fund 9001, funds center 2509010000, Special Investigations Bureau.

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

By Legislators Dondorfer and Delehanty

Intro. No. ____

RESOLUTION NO. ____ OF 2022

AUTHORIZING CREATION OF ONE NEW POSITION IN PUBLIC SAFETY DEPARTMENT OFFICE OF PROBATION-COMMUNITY CORRECTIONS AND ONE NEW POSITION IN DISTRICT ATTORNEY'S OFFICE IN ORDER TO IMPLEMENT UNITED STATES JUSTICE DEPARTMENT'S SWIFT, CERTAIN, AND FAIR SUPERVISION PROGRAM; AND AUTHORIZING AGREEMENT WITH CITY OF ROCHESTER POLICE DEPARTMENT AND OTHER COMMUNITY PARTNERS TO CARRY OUT THE SWIFT, CERTAIN AND FAIR SUPERVISION HOPE GRANT IN MONROE COUNTY

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 create one (1) new Senior Probation Officer, Group 16, in the Public Safety Department Office of Probation-Community Corrections and the creation of one (1) new Senior Assistant District Attorney, Group 20, in the District Attorney's Office in order to implement the United States Justice Department's Swift, Certain, and Fair Supervision Program.

Section 2. The County Executive, or his designee, is hereby authorized to enter into an agreement with the City of Rochester Police Department, New York State Supreme Court, the Center for Public Safety Initiatives at Rochester Institute of Technology, and other municipal and community entities to carry out the Swift, Certain and Fair Supervision HOPE Grant in Monroe County.

Section 3. Funding for these positions is included in the 2022 operating budget of the Public Safety Department Office of Probation-Community Corrections, general funds 9001 and 9300, funds center 2403050000, Central Services Division and the District Attorney's Office, general fund 9001, funds center 2509010000, Special Investigations Bureau.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the 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 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; June 29, 2022 - CV: 9-0
Ways and Means Committee; June 29, 2022 - CV: 11-0
File No. 22-0212

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R22-0213.pdf	Referral Letter
▢	Resolution	ITEM_25.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

June 10, 2022

OFFICIAL FILE COPY
No. <u>220213</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
HUMAN SERVICES -L
WAYS & MEANS

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

Subject: Amend the 2022-2027 Capital Improvement Program and 2022 Capital Budget to Increase Funding for the Project Entitled "Friendship Place" at Monroe Community Hospital and Authorize Financing

Honorable Legislators:

I recommend that Your Honorable Body amend the 2022-2027 Capital Improvement Program and 2022 Capital Budget to increase funding for the project entitled "Friendship Place" at Monroe Community Hospital ("MCH"), and authorize financing for the project.

Friendship Place is the renaming and remodeling of MCH's Dementia Care unit on Friendship 1 West. Originally authorized by Your Honorable Body in July 2021 as a \$275,833 capital project, the remodeling entails building a newly designed spa/bathing room with specialized tubs and fixtures, and initiating therapeutic dementia care-centered updates to the dining room and common area by resizing and restructuring egress and security.

Earlier this year MCH received notice that it was awarded a \$500,000 grant jointly by the New York State Department of Health and the Dormitory Authority of the State of New York to expand beyond the common areas and into the individual resident rooms and specialized memory care sensory areas. MCH would like to augment that grant with \$610,500 of additional project financing to improve the quality of the Dementia Care Unit, providing enhanced quality of life and safe activities of daily living for residents with memory and/or wandering behaviors. With the aforementioned grant funding and additional project financing, the new estimated total project cost is \$1,386,333.

This project is scheduled to be considered by the Monroe County Planning Board on June 23, 2022.

The specific legislative actions required are:

1. Amend the 2022-2027 Capital Improvement Program to increase funding for the project entitled "Friendship Place" in the amount of \$1,110,500, from \$0 to \$1,110,500 for a total project authorization of \$1,386,333.

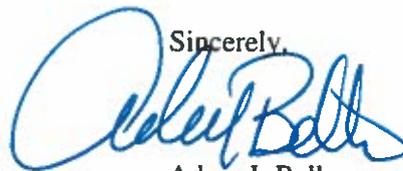
110 County Office Building • 39 West Main Street • Rochester, New York 14614
(585) 753-1000 • fax: (585) 753-1014 • www.monroecounty.gov • e-mail: countyexecutive@monroecounty.gov

2. Amend the 2022 Capital Budget to increase funding for the project entitled "Friendship Place" in the amount of \$1,110,500.
3. Authorize financing for the project entitled "Friendship Place" in the amount of \$1,110,500.

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, including upgrading buildings to meet building, energy, or fire codes unless such action meets or exceeds any of the thresholds in section 617.4 of this Part") and is not subject to further review under the State Environmental Quality Review Act.

Funding for this project, consistent with authorized uses, will be available in capital fund 2039 once the additional financing authorization requested herein is approved, and in any capital fund(s) created for the same intended purpose.

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

25.

By Legislators Milne and Delehanty

Intro. No. _____

RESOLUTION NO. _____ OF 2022

AMENDING 2022-2027 CAPITAL IMPROVEMENT PROGRAM INCREASING FUNDING FOR PROJECT ENTITLED "FRIENDSHIP PLACE" AT MONROE COMMUNITY HOSPITAL

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

Section 1. The 2022-2027 Capital Improvement Program is hereby amended to increase funding for the project entitled "Friendship Place" in the amount of \$1,110,500, from \$0 to \$1,110,500 for a total project authorization of \$1,386,333.

Section 2. Funding for this project, consistent with authorized uses, will be available in capital fund 2039 once the additional financing authorization requested herein is approved, and in any capital fund(s) created for the same intended purpose.

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

Human Services Committee; June 29, 2022 - CV: 8-0
Ways and Means Committee; June 29, 2022 - CV: 11-0
File No. 22-0213

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Resolution	ITEM_26.pdf	Resolution
▢	Referral	R22-0213.pdf	Referral Letter

By Legislators Milne and Delehanty

Intro. No. ____

RESOLUTION NO. ____ OF 2022

BOND RESOLUTION DATED JULY 12, 2022

RESOLUTION AUTHORIZING THE ISSUANCE OF \$1,110,500 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE COSTS OF THE FRIENDSHIP PLACE PROJECT, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF \$1,386,333.

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. For the object or purpose of financing costs of the Friendship Place Project, in and for the County of Monroe, New York (the "County"), consisting of various improvements to the dementia care unit at Monroe Community Hospital, there are hereby authorized to be issued \$1,110,500 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of an additional \$1,110,500 to pay the cost of the aforesaid specific object or purpose (\$275,833 having been heretofore appropriated from one or more Capital Budgets). The period of probable usefulness of the aforesaid specific object or purpose is twenty-five (25) years, pursuant to subdivision 12(a)(1) of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is \$1,386,333, and the plan for the financing thereof is by the expenditure of \$275,833 previously appropriated therefor pursuant to Resolution No. 245 of 2021, dated July 13, 2021, and by the issuance of \$1,110,500 bonds of said County herein authorized, provided, however, that to the extent any state and/or federal aid and/or grant and/or gift is received for the aforesaid purpose, the County Executive, or his designee, is hereby authorized to accept and shall use such funds to redeem any outstanding indebtedness incurred for such purpose or apply it, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance - Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance - Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance - Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance - Chief Financial Officer, consistent with the provisions of the Local

Finance Law. The Director of Finance - Chief Financial Officer may, in the event it is determined to issue variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance - Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance - Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance - Chief Financial Officer. The Director of Finance - Chief Financial Officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance - Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution, may be contested only if:

- 1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and

an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

- 3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to publish this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner prescribed by Section 81.00 of the Local Finance Law.

Human Services Committee; June 29, 2022 - CV: 8-0
Ways and Means Committee; June 29, 2022 - CV: 11-0
File No. 22-0213.br

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

June 10, 2022

OFFICIAL FILE COPY
No. <u>220213</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
HUMAN SERVICES -L
WAYS & MEANS

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

Subject: Amend the 2022-2027 Capital Improvement Program and 2022 Capital Budget to Increase Funding for the Project Entitled "Friendship Place" at Monroe Community Hospital and Authorize Financing

Honorable Legislators:

I recommend that Your Honorable Body amend the 2022-2027 Capital Improvement Program and 2022 Capital Budget to increase funding for the project entitled "Friendship Place" at Monroe Community Hospital ("MCH"), and authorize financing for the project.

Friendship Place is the renaming and remodeling of MCH's Dementia Care unit on Friendship 1 West. Originally authorized by Your Honorable Body in July 2021 as a \$275,833 capital project, the remodeling entails building a newly designed spa/bathing room with specialized tubs and fixtures, and initiating therapeutic dementia care-centered updates to the dining room and common area by resizing and restructuring egress and security.

Earlier this year MCH received notice that it was awarded a \$500,000 grant jointly by the New York State Department of Health and the Dormitory Authority of the State of New York to expand beyond the common areas and into the individual resident rooms and specialized memory care sensory areas. MCH would like to augment that grant with \$610,500 of additional project financing to improve the quality of the Dementia Care Unit, providing enhanced quality of life and safe activities of daily living for residents with memory and/or wandering behaviors. With the aforementioned grant funding and additional project financing, the new estimated total project cost is \$1,386,333.

This project is scheduled to be considered by the Monroe County Planning Board on June 23, 2022.

The specific legislative actions required are:

1. Amend the 2022-2027 Capital Improvement Program to increase funding for the project entitled "Friendship Place" in the amount of \$1,110,500, from \$0 to \$1,110,500 for a total project authorization of \$1,386,333.

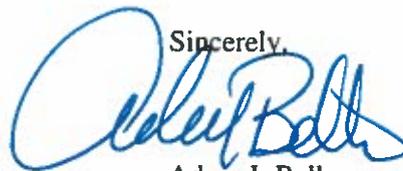
110 County Office Building • 39 West Main Street • Rochester, New York 14614
(585) 753-1000 • fax: (585) 753-1014 • www.monroecounty.gov • e-mail: countyexecutive@monroecounty.gov

2. Amend the 2022 Capital Budget to increase funding for the project entitled "Friendship Place" in the amount of \$1,110,500.
3. Authorize financing for the project entitled "Friendship Place" in the amount of \$1,110,500.

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, including upgrading buildings to meet building, energy, or fire codes unless such action meets or exceeds any of the thresholds in section 617.4 of this Part") and is not subject to further review under the State Environmental Quality Review Act.

Funding for this project, consistent with authorized uses, will be available in capital fund 2039 once the additional financing authorization requested herein is approved, and in any capital fund(s) created for the same intended purpose.

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



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R22-0214.pdf	Referral Letter
▢	Resolution	ITEM_27.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

June 10, 2022

OFFICIAL FILE COPY	
No.	<u>220214</u>
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
WAYS & MEANS	-L

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

Subject: Authorization to Settle a Lawsuit in New York State Supreme Court, Monroe County,
Index No. I2014011911

Honorable Legislators:

I recommend that Your Honorable Body authorize a settlement of \$30,000 in an action brought against Monroe County, in New York State Supreme Court, Monroe County, Index No. I2014011911. This lawsuit arises out of an incident that occurred in August 2013.

The specific legislative actions required are:

1. Authorize the settlement of the action brought against Monroe County in New York State Supreme Court, Monroe County, Index No. I2014011911 for \$30,000.
2. Authorize the County Executive, or his designee, to execute and deliver any and all documents necessary to effectuate such settlement.

The legislative action requested in this referral is not an "Action," as that term is defined in 6 NYCRR § 617.2(b), and is not subject to review under the State Environmental Quality Review Act.

Funding for the payment of the settlement is available in the Risk Management Fund. No additional net County support is required in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committees for favorable action by Your Honorable Body. I request that discussion of this referral take place in Executive Session, pursuant to Public Officer's Law § 105(1)(d).

Sincerely,

Adam J. Bello
Monroe County Executive

110 County Office Building • 39 West Main Street • Rochester, New York 14614
(585) 753-1000 • fax: (585) 753-1014 • www.monroecounty.gov • e-mail: countyexecutive@monroecounty.gov

By Legislators Delehanty and Marianetti

Intro. No. _____

RESOLUTION NO. _____ OF 2022

AUTHORIZING SETTLEMENT OF LAWSUIT IN NEW YORK STATE SUPREME COURT, MONROE COUNTY, INDEX NO. I2014011911

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

Section 1. The Legislature hereby authorizes the settlement of the lawsuit for \$30,000.

Section 2. The County Executive, or his designee, is hereby authorized to execute and deliver any and all documents necessary to effectuate such settlement.

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

Ways and Means Committee; June 29, 2022 - CV: 11-0
File No. 22-0214

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R22-0215.pdf	Referral Letter
▢	Resolution	ITEM_28.pdf	Resolution



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

June 10, 2022

OFFICIAL FILE COPY
No. <u>220215</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
WAYS & MEANS -L

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

Subject: Authorization to Settle a Lawsuit in New York State Supreme Court, Monroe County,
Index No. E2018008332

Honorable Legislators:

I recommend that Your Honorable Body authorize a settlement of \$25,000 in an action brought against Monroe County, in New York State Supreme Court, Monroe County, Index No. E2018008332. This lawsuit arises out of an incident that occurred in August 2017.

The specific legislative actions required are:

1. Authorize the settlement of the action brought against Monroe County in New York State Supreme Court, Monroe County, Index No. E2018008332 for \$25,000.
2. Authorize the County Executive, or his designee, to execute and deliver any and all documents necessary to effectuate such settlement.

The legislative action requested in this referral is not an "Action," as that term is defined in 6 NYCRR § 617.2(b), and is not subject to review under the State Environmental Quality Review Act.

Funding for the payment of the settlement is available in the Risk Management Fund. No additional net County support is required in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committees for favorable action by Your Honorable Body. I request that discussion of this referral take place in Executive Session, pursuant to Public Officer's Law § 105(1)(d).

Sincerely,

Adam J. Bello
Monroe County Executive

110 County Office Building • 39 West Main Street • Rochester, New York 14614
(585) 753-1000 • fax: (585) 753-1014 • www.monroecounty.gov • e-mail: countyexecutive@monroecounty.gov

By Legislators Delehanty and Marianetti

Intro. No. _____

RESOLUTION NO. _____ OF 2022

**AUTHORIZING SETTLEMENT OF LAWSUIT IN NEW YORK STATE SUPREME COURT,
MONROE COUNTY, INDEX NO. E2018008332**

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

Section 1. The Legislature hereby authorizes the settlement of the lawsuit for \$25,000.

Section 2. The County Executive, or his designee, is hereby authorized to execute and deliver any and all documents necessary to effectuate such settlement.

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

Ways and Means Committee; June 29, 2022 - CV: 11-0
File No. 22-0215

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R22-0219.pdf	Referral Letter
▢	Resolution	ITEM_29.pdf	Resolution



Office of the County Executive Monroe County Legislature

OFFICIAL FILE COPY
No. <u>220219</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
WAYS & MEANS -L

June 21, 2022

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

Subject: Amend the 2022 Operating Budget to add \$5.00 Admission for Veterans at Seneca Park Zoo

Honorable Legislators:

We recommend that Your Honorable Body amend the 2022 Operating Budget to add \$5.00 admission at Seneca Park Zoo for veterans.

Monroe County is home to approximately 32,000 veterans who have put their lives on the line to protect our freedom. Cultural institutions across the country offer discounted admission to veterans in recognition of their service to our country; a program Monroe County can mirror at our own Seneca Park Zoo. While we could never fully thank these individuals for their service and sacrifices in defense of our nation, this is a small measure by which Monroe County can assist our veterans.

The specific legislative action required is to amend the 2022 Operating Budget, Seneca Park Zoo Fees to add \$5.00 Admission for Veterans, together with \$5.00 Admission for one (1) guest present with such Veteran, during all normal operating hours.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

The admissions are revenue generating and no net County support is required in the current Monroe County budget.

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

Sincerely,

Adam Bello
Monroe County Executive

Sabrina LaMar
Monroe County Legislature
President

Steve Brew
Monroe County Legislature
Majority Leader

Yversha Roman
Monroe County Legislature
Minority Leader



Blake Keller
Monroe County Legislator
District 1



Jackie Smith
Monroe County Legislator
District 2



Tracy DiFlorio
Monroe County Legislator
District 3



Frank X. Allkofer
Monroe County Legislator
District 4



Richard B. Milne
Monroe County Legislator
District 5



Sean McCabe
Monroe County Legislator
District 6



Brian E. Marianetti
Monroe County Legislator
District 7



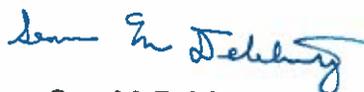
Mark Johns
Monroe County Legislator
District 8



Paul Dondorfer
Monroe County Legislator
District 9



Howard Maffucci
Monroe County Legislator
District 10



Sean M. Delehanty
Monroe County Legislator
District 11



Michael Yudelson
Monroe County Legislator
District 13



Susan Hughes-Smith
Monroe County Legislator
District 14



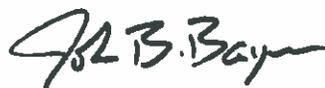
George Hebert
Monroe County Legislator
District 15



David Long
Monroe County Legislator
District 16



Maria Vecchio
Monroe County Legislator
District 17



John B. Baynes
Monroe County Legislator
District 18



Kathleen Taylor
Monroe County Legislator
District 19



Robert Colby
Monroe County Legislator
District 20



Rachel Barnhart
Monroe County Legislator
District 21



Mercedes Vazquez Simmons
Monroe County Legislator
District 22



Linda Hasman
Monroe County Legislator
District 23



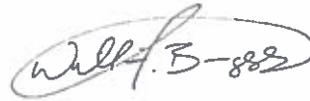
Albert Blankley
Monroe County Legislator
District 24



Carolyn Delvecchio Hoffman
Monroe County Legislator
District 25



Ricky Frazier
Monroe County Legislator
District 28



William Burgess
Monroe County Legislator
District 29

By Legislators Delehanty and Marianetti

Intro. No. _____

RESOLUTION NO. _____ OF 2022

AMENDING 2022 OPERATING BUDGET TO ADD \$5.00 ADMISSION FOR VETERANS AT SENECA PARK ZOO

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

Section 1. The 2022 Operating Budget, Seneca Park Zoo Fees is hereby amended to add \$5.00 admission for Veterans, together with \$5.00 admission for one (1) guest present with such Veteran, during all normal operating hours.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; June 29, 2022 - CV: 11-0
File No. 22-0219

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▣	Resolution	ITEM_30.pdf	Resolution
▣	Referral	R22-0219.pdf	Referral Letter

By Legislators Delehanty and Marianetti

Intro. No. ____

MOTION NO. ____ OF 2022

PROVIDING THAT RESOLUTION (INTRO NO. 23 OF 2022), ENTITLED "AMENDING 2022 OPERATING BUDGET TO ADD \$5.00 ADMISSION FOR VETERANS AT SENECA PARK ZOO" BE AMENDED

Be It Moved, that Intro No. ____ of 2022, be amended as follows:

Section 1. The 2022 Operating Budget, Seneca Park Zoo Fees is hereby amended to add \$5.00 admission for Veterans, together with \$5.00 admission for ~~one (1)~~ three (3) guests present with such Veteran, during all normal operating hours.

File No. 22-0219

ADOPTION: Date: _____ Vote: _____

Added Language is underlined

Deleted Language is ~~stricken~~



Office of the County Executive Monroe County Legislature

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No. <u>220219</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
WAYS & MEANS -L

June 21, 2022

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

Subject: Amend the 2022 Operating Budget to add \$5.00 Admission for Veterans at Seneca Park Zoo

Honorable Legislators:

We recommend that Your Honorable Body amend the 2022 Operating Budget to add \$5.00 admission at Seneca Park Zoo for veterans.

Monroe County is home to approximately 32,000 veterans who have put their lives on the line to protect our freedom. Cultural institutions across the country offer discounted admission to veterans in recognition of their service to our country; a program Monroe County can mirror at our own Seneca Park Zoo. While we could never fully thank these individuals for their service and sacrifices in defense of our nation, this is a small measure by which Monroe County can assist our veterans.

The specific legislative action required is to amend the 2022 Operating Budget, Seneca Park Zoo Fees to add \$5.00 Admission for Veterans, together with \$5.00 Admission for one (1) guest present with such Veteran, during all normal operating hours.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

The admissions are revenue generating and no net County support is required in the current Monroe County budget.

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

Sincerely,

Adam Bello
Monroe County Executive

Sabrina LaMar
Monroe County Legislature
President

Steve Brew
Monroe County Legislature
Majority Leader

Yversha Roman
Monroe County Legislature
Minority Leader



Blake Keller
Monroe County Legislator
District 1



Jackie Smith
Monroe County Legislator
District 2



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Monroe County Legislator
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Monroe County Legislator
District 4



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District 6



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Monroe County Legislator
District 7



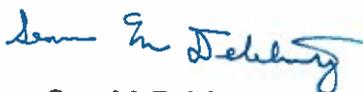
Mark Johns
Monroe County Legislator
District 8



Paul Dondorfer
Monroe County Legislator
District 9



Howard Maffucci
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John B. Baynes
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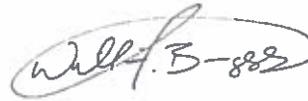
Albert Blankley
Monroe County Legislator
District 24



Carolyn Delvecchio Hoffman
Monroe County Legislator
District 25



Ricky Frazier
Monroe County Legislator
District 28



William Burgess
Monroe County Legislator
District 29



ATTACHMENTS:

	Description	File Name	Type
▢	Resolution	ITEM_31.pdf	Resolution
▢	Referral	R22-0219.pdf	Referral Letter

By Legislators Brew, Roman, Keller, Smith, DiFlorio, Allkofer, Milne, Marianetti, Johns, Dondorfer, Maffucci, Delehanty, Yudelson, Hebert, Long, Vecchio, Taylor, Baynes, Colby, Vazquez Simmons, Hasman, Delvecchio Hoffman and Frazier

Intro. No. ____

MOTION NO. ____ OF 2022

PROVIDING THAT RESOLUTION (INTRO NO. ____ OF 2022) ENTITLED “AMENDING 2022 OPERATING BUDGET TO ADD \$5.00 ADMISSION FOR VETERANS AT SENECA PARK ZOO” BE ADOPTED AS AMENDED

BE IT MOVED, that Resolution (Intro. No. ____ of 2022), entitled “AMENDING 2022 OPERATING BUDGET TO ADD \$5.00 ADMISSION FOR VETERANS AT SENECA PARK ZOO” be adopted as amended.

File No. 22-0219

ADOPTION: Date: _____ Vote: _____

By Legislators Brew, Roman, Keller, Smith, DiFlorio, Allkofer, Milne, Marianetti, Johns, Dondorfer, Maffucci, Delehanty, Yudelson, Hebert, Long, Vecchio, Taylor, Baynes, Colby, Vazquez Simmons, Hasman, Delvecchio Hoffman and Frazier

Intro. No. ____

RESOLUTION NO. ____ OF 2022
(As Amended By Motion No. ____ of 2022)

AMENDING 2022 OPERATING BUDGET TO ADD \$5.00 ADMISSION FOR VETERANS AT SENECA PARK ZOO

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

Section 1. The 2022 Operating Budget, Seneca Park Zoo Fees is hereby amended to add \$5.00 admission for Veterans, together with \$5.00 admission for three (3) guests present with such Veteran, during all normal operating hours.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; June 29, 2022 - CV: 11-0
File No. 22-0219

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



Office of the County Executive Monroe County Legislature

OFFICIAL FILE COPY
No. <u>220219</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
WAYS & MEANS -L

June 21, 2022

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

Subject: Amend the 2022 Operating Budget to add \$5.00 Admission for Veterans at Seneca Park Zoo

Honorable Legislators:

We recommend that Your Honorable Body amend the 2022 Operating Budget to add \$5.00 admission at Seneca Park Zoo for veterans.

Monroe County is home to approximately 32,000 veterans who have put their lives on the line to protect our freedom. Cultural institutions across the country offer discounted admission to veterans in recognition of their service to our country; a program Monroe County can mirror at our own Seneca Park Zoo. While we could never fully thank these individuals for their service and sacrifices in defense of our nation, this is a small measure by which Monroe County can assist our veterans.

The specific legislative action required is to amend the 2022 Operating Budget, Seneca Park Zoo Fees to add \$5.00 Admission for Veterans, together with \$5.00 Admission for one (1) guest present with such Veteran, during all normal operating hours.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

The admissions are revenue generating and no net County support is required in the current Monroe County budget.

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

Sincerely,

Adam Bello
Monroe County Executive

Sabrina LaMar
Monroe County Legislature
President

Steve Brew
Monroe County Legislature
Majority Leader

Yversha Roman
Monroe County Legislature
Minority Leader



Blake Keller
Monroe County Legislator
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Jackie Smith
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Tracy DiFlorio
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Frank X. Allkofer
Monroe County Legislator
District 4



Richard B. Milne
Monroe County Legislator
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Sean McCabe
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Brian E. Marianetti
Monroe County Legislator
District 7



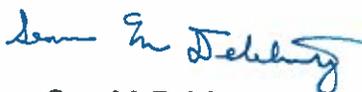
Mark Johns
Monroe County Legislator
District 8



Paul Dondorfer
Monroe County Legislator
District 9



Howard Maffucci
Monroe County Legislator
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Sean M. Delehanty
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Carolyn Delvecchio Hoffman
Monroe County Legislator
District 25



Ricky Frazier
Monroe County Legislator
District 28



William Burgess
Monroe County Legislator
District 29



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R22-0221.pdf	Referral Letter
▢	Resolution	ITEM_32.pdf	Resolution



Office of the County Executive
Monroe County, New York

Adam J. Bello
County Executive

June 22, 2022

OFFICIAL FILE COPY
No. <u>220221</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
INTRGOV REL -L
PUBLIC SAFETY
WAYS & MEANS

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

Subject: Authorize an Intermunicipal Agreement with Ontario County for the Monroe County Jail to Accept and Maintain Custody of Inmates from the Ontario County Jail

Honorable Legislators:

This matter is being referred to Your Honorable Body at the request of Sheriff Todd K. Baxter.

I recommend that Your Honorable Body authorize an intermunicipal agreement with Ontario County for the Monroe County Jail to accept and maintain custody of Ontario County inmates at a daily rate of \$122.13 per inmate for the period of June 20, 2022 through June 19, 2023.

The Ontario County Sheriff's Office is currently experiencing an acute shortage of qualified staff necessary to safeguard inmates in its jail facility. The Monroe County Sheriff's Office has sufficient staff and space to safely and effectively retain inmates during this temporary period.

The specific legislative action required is to authorize the County Executive, or his designee, to execute an intermunicipal agreement, and any amendments thereto, with Ontario County for Monroe County to accept and maintain custody of Ontario County inmates at a daily rate of \$122.13 per inmate for the period of June 20, 2022 through June 19, 2023.

This is a Type II Action pursuant to 6 NYCRR §617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

This contract is revenue generating and no 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

By Legislators Hebert, Dondorfer and Delehanty

Intro. No. ____

RESOLUTION NO. ____ OF 2022

AUTHORIZING INTERMUNICIPAL AGREEMENT WITH ONTARIO COUNTY FOR MONROE COUNTY JAIL TO ACCEPT AND MAINTAIN CUSTODY OF INMATES FROM ONTARIO COUNTY JAIL

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 an intermunicipal agreement, and any amendments thereto, with Ontario County for Monroe County to accept and maintain custody of Ontario County inmates at a daily rate of \$122.13 per inmate for the period of June 20, 2022 through June 19, 2023.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Intergovernmental Relations Committee; June 27, 2022 - CV: 8-0
Public Safety Committee; June 29, 2022 - CV: 8-1
Ways and Means Committee; June 29, 2022 - CV: 11-0
File No. 22-0221

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Resolution	ITEM_33.pdf	Resolution
▢	Referral	R22-0246_.pdf	Referral Letter

By Legislators Allkofer and Delehanty

Intro. No. ____

RESOLUTION NO. ____ OF 2022

APPROVING MONROE COMMUNITY COLLEGE'S 2022-2023 OPERATING BUDGET

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

Section 1. The operating budget for the fiscal year September 1, 2022 through August 31, 2023, in the amount of \$109,440,000 and a sponsor contribution by the County of Monroe in the amount of \$20,380,000, is hereby approved.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No. 22-0246

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

July 8, 2022

OFFICIAL FILE COPY	
No.	<u>220246</u>
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
URGENT	-L

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

Subject: Approval of Monroe Community College's 2022-2023 Operating Budget

Honorable Legislators:

I recommend that Your Honorable Body approve the operating budget of Monroe Community College for the fiscal year September 1, 2022 through August 31, 2023 as submitted by the College.

The proposed 2022-2023 Monroe Community College budget has been reviewed by me, as well as the staff of the County's Office of Management and Budget. I concur with the request of the College.

The following resolution was adopted by the Monroe Community College Board of Trustees at their meeting on June 6, 2022:

RESOLVED, that the Board of Trustees of Monroe Community College approves the Operating Budget for the fiscal year September 1, 2022 through August 31, 2023 in the amount of \$109,440,000.

Approval of this budget will provide funding for 7,200 state-aidable full-time equivalent students during the College fiscal year. Adoption by Your Honorable Body is required before the State University of New York can approve its share of the College budget.

The specific legislative actions required are:

1. Schedule and hold a public hearing.
2. Approve the total Monroe Community College operating budget in the amount of \$109,440,000 and a sponsor contribution by the County of Monroe in the amount of \$20,380,000.

110 County Office Building • 39 West Main Street • Rochester, New York 14614

(585) 753-1000 • fax: (585) 753-1014 • www.monroecounty.gov • e-mail: countyexecutive@monroecounty.gov

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(27) (“conducting concurrent environmental, engineering, economic, feasibility and other studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not commit the agency to commence, engage in or approve such action”) and is not subject to further review under the State Environmental Quality Review Act.

The approval of this budget will require an appropriation of \$20,380,000 in the County of Monroe budget year 2023 as the County sponsor contribution.

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

By Legislators _____ and _____

Intro. No. ____

RESOLUTION NO. ____ OF 2022

APPROVING MONROE COMMUNITY COLLEGE'S 2022-2023 OPERATING BUDGET

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

Section 1. The operating budget for the fiscal year September 1, 2022 through August 31, 2023, in the amount of \$109,440,000 and a sponsor contribution by the County of Monroe in the amount of \$20,380,000, is hereby approved.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No. 22-0

ADOPTION: Date: _____ Vote: ____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

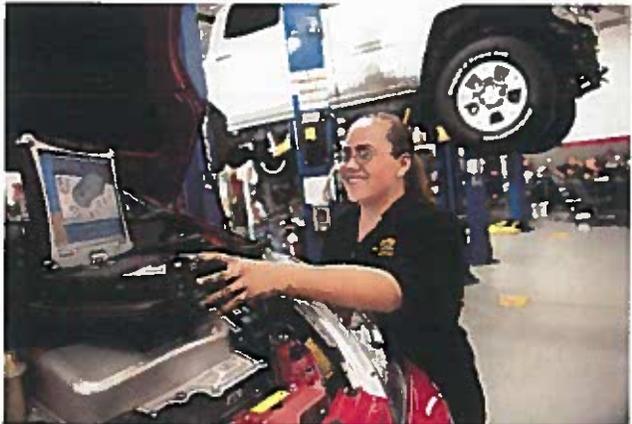
SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

2022-2023 Operating Budget



SEPTEMBER 1, 2022 – AUGUST 31, 2023



Monroe Community College 2022-2023 Operating Budget

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Monroe Community College 2022-2023 Operating Budget

Overview – Highlights

The college's 2022-2023 gross budget remains flat as compared to the 2021-2022 budget. The full-time student tuition rate will increase by \$50 to \$4,756/year. The base state aid rate remains flat at \$2,997 per FTE student. The net cost per FTE student reflects a year-on-year increase of \$665 or 4.9% driven primarily by the decline in enrollment and nominal increase in the net budget.

ENROLLMENT – 7,200 (state-aidable) FTEs

- Decrease of 323 FTEs or 4.3% fewer than the state-aidable enrollment in the 2021-2022 budget of 7,523.
- Unduplicated headcount for state-aidable students, in total, will approximate 19,478 in 2022-2023 compared to 16,796 in 2021-2022, reflecting an increase of 16.0%.

NET BUDGET – (as defined by SUNY) - \$103,019,320

- Reflects a \$382,000 increase from 2021-2022 attributable primarily to a decrease in budgeted enrollment with a corresponding reduction in student revenues and Federal Appropriation under the Higher Education Emergency Relief Fund (HEERF) act, offset by increases in Sponsor's Contribution and Charges to Other Counties.
- Computed by deducting Service Fees, Other Sponsored Programs and Other Sources revenue streams from the Gross Budget.

Monroe Community College 2022-2023 Operating Budget

Overview – Highlights

GROSS BUDGET - \$109,440,000

- Remains unchanged from 2021-2022.
- The year-over-year flat budget reflects implementation of various cost management strategies related to reduced compensation costs and contractual expenses, where possible, coupled with the reallocation of resources in support of student success.

NET COST PER FTE - \$14,308

- Increase of \$665 or 4.9% from the 2021-2022 budgeted net cost per FTE of \$13,643.
- This increase in net cost per FTE is primarily a result of the decline in aidable student enrollment and nominal increase in the net budget.

Monroe Community College
2022-2023 Operating Budget

Revenues – Highlights

STUDENT TUITION AND FEES - \$44,008,743; down 2.4%

Tuition - \$35,642,727; down 1.8%

- Full-time tuition rate increases to \$4,756 per year.
- Part-time tuition rate increases to \$198 per credit hour.
- An average 5-year annual increase in the full-time tuition rate of 2.1%. MCC remains among the lowest cost SUNY community colleges.

Fees - \$7,325,016 down 4.2%

- Year-over-year variance of approximately \$325,000 is due primarily to the decline in budgeted enrollment.
- Technology fees will remain flat year over year.

Charges to Non-residents - \$1,041,000; down 9.2%

- Decrease is due primarily to the decline in budgeted enrollment.

**Monroe Community College
2022-2023 Operating Budget**

Revenues – Highlights

STATE AID - \$29,920,662; down 0.1%

- The overall decrease in state aid of \$14,333 is driven by adoption of a funding floor set at 100% of the SUNY approved 2021/22 base aid as stipulated in the NYS Enacted budget.
- The enacted funding floor provides more than \$5,575,000 more than the FTE funding model.
- The base aid rate remains at \$2,997 per FTE.

FEDERAL APPROPRIATION (HEERF) - \$5,400,000

- Represents an allocation of institutional funds under the HEERF Program.

SPONSOR CONTRIBUTION - \$20,380,000; increase of \$750,000

- Reflects an increase of \$750,000 year-over-year.
- Sponsor contribution has increased on an average annual basis by 1.3% over the last 5 years.

Monroe Community College
2022-2023 Operating Budget

Appropriations – Highlights

PERSONAL SERVICES EXPENDITURES will decrease \$109,858 or 0.2%. This includes contractual commitments under employee labor contracts, offset by reductions in staffing as costs are realigned with enrollment expectations.

EMPLOYEE BENEFITS will increase by \$250,000 due primarily to increases in health care benefit costs, offset by reduced pension expenses and the impact of fewer faculty and staff positions as positions are aligned with expected enrollment.

EQUIPMENT EXPENDITURES will increase by \$267,754. Expenditures for equipment represent less than 1.0% of the college's operating budget.

CONTRACTUAL EXPENDITURES will decrease \$407,896 or 2.3% as costs are aligned with budgeted 2022-2023 revenues mainly as a result of reduced services contracts, supplies and other costs.

Monroe Community College 2022-2023 Operating Budget

Financial Summary

	<u>2020/21 ACTUAL</u>	<u>2021/2022 BUDGET</u>	<u>2022/2023 BUDGET REQUEST</u>	<u>2022/2023 INCREASE (DECREASE)</u>	<u>% VAR</u>
REVENUE:					
Tuition and Fees	\$50,903,675	\$45,095,985	\$44,008,743	(\$1,087,242)	(2.4%)
Other Sponsored Programs	2,372,505	2,816,000	2,816,000	0	0.0%
State Aid	30,645,115	29,934,995	29,920,662	(14,333)	(0.1%)
Federal Appropriation - HEERF	16,724,646	6,900,000	5,400,000	(1,500,000)	(21.7%)
Sponsor's Contribution	19,130,000	19,630,000	20,380,000	750,000	3.8%
Charges to Other Counties	5,035,522	3,904,696	5,513,040	1,608,344	41.2%
Other Sources	1,921,343	1,004,700	1,263,700	259,000	25.8%
Allocated Fund Balance	(24,881,891)	153,624	137,855	(15,769)	(10.3%)
TOTAL REVENUES	<u>\$101,850,915</u>	<u>\$109,440,000</u>	<u>\$109,440,000</u>	<u>\$0</u>	<u>0.0%</u>
COSTS BY FUNCTION:					
Instruction	\$38,310,209	\$43,200,149	\$41,671,325	(\$1,528,824)	(3.5%)
Other Sponsored Programs	2,460,670	2,725,723	2,725,723	0	0.0%
Public Service	475,890	499,689	531,214	31,525	6.3%
Academic Support	12,843,539	11,798,893	12,132,065	333,172	2.8%
Libraries	1,804,582	1,879,668	1,906,527	26,859	1.4%
Student Services	9,995,381	12,121,956	12,236,239	114,283	0.9%
Maintenance & Operation of Plant	15,106,866	17,984,565	19,039,328	1,054,763	5.9%
General Administration	8,499,660	9,038,347	9,075,411	37,064	0.4%
General Institutional	12,354,118	10,191,010	10,122,168	(68,842)	(0.7%)
TOTAL EXPENDITURES	<u>\$101,850,915</u>	<u>\$109,440,000</u>	<u>\$109,440,000</u>	<u>\$0</u>	<u>0.0%</u>
COSTS BY OBJECT:					
Personal Services	\$57,139,215	\$60,020,619	\$59,910,761	(\$109,858)	(0.2%)
Employee Benefits	29,982,756	31,310,000	31,560,000	250,000	0.8%
Equipment	352,470	379,949	647,703	267,754	70.5%
Contractual Expenses	14,376,474	17,729,432	17,321,536	(407,896)	(2.3%)
TOTAL EXPENDITURES	<u>\$101,850,915</u>	<u>\$109,440,000</u>	<u>\$109,440,000</u>	<u>\$0</u>	<u>0.0%</u>

Monroe Community College 2022-2023 Operating Budget

Enrollment Summary

	<u>2020/21 ACTUAL</u>	<u>2021/2022 BUDGET</u>	<u>2022/2023 BUDGET REQUEST</u>	<u>2022/2023 INCREASE (DECREASE)</u>	<u>% VAR</u>
<u>FTEs:</u>					
<u>STATE AIDABLE:</u>					
Credit	8,234	7,468	7,158	(310)	(4.2%)
Non-Credit	47	55	42	(13)	(23.6%)
TOTAL STATE AIDABLE	8,281	7,523	7,200	(323)	(4.4%)
Non-Aidable	296	200	190	(10)	(5.0%)
TOTAL FTEs	8,577	7,723	7,390	(333)	(4.3%)
<u>STUDENT HEADCOUNT: (Unduplicated)</u>					
State-Aidable	20,700	16,793	19,478	2,685	16.0%
Non-Aidable	2,523	3,019	2,218	(801)	(26.5%)
TOTAL	23,223	19,813	21,696	1,883	9.5%

Monroe Community College 2022-2023 Operating Budget

	2020/21 ACTUAL	Revenues 2021/2022 BUDGET	2022/2023 BUDGET REQUEST	2022/2023 INCREASE (DECREASE)	% VAR
<u>TUITION AND FEES</u>					
<u>STUDENT TUITION:</u>					
Fall/Spring	\$36,641,066	\$32,378,727	\$31,488,025	\$ (890,702)	(2.8%)
Winter	384,261	264,477	325,215	60,738	23.0%
Summer	4,396,012	3,656,858	3,829,487	172,629	4.7%
TOTAL TUITION	\$41,421,339	\$36,300,062	\$35,642,727	\$ (657,335)	(1.8%)
<u>CHARGES TO NON-RESIDENTS</u>	1,426,320	1,146,000	1,041,000	(105,000)	(9.2%)
<u>STUDENT FEES</u>	8,056,016	7,649,923	7,325,016	(324,907)	(4.2%)
TOTAL TUITION and FEES	\$50,903,675	\$45,095,985	\$44,008,743	\$ (1,087,242)	(2.4%)
<u>OTHER SPONSORED PROGRAMS</u>	2,372,505	2,816,000	2,816,000	0	0.0%
<u>GOVERNMENT APPROPRIATIONS:</u>					
State Aid	30,645,115	29,934,995	29,920,662	(14,333)	(0.1%)
Federal Appropriation - HEERF	16,724,646	6,900,000	5,400,000	(1,500,000)	(21.7%)
Sponsor's Contribution	19,130,000	19,630,000	20,380,000	750,000	3.8%
Charges to Other Counties	5,035,522	3,904,696	5,513,040	1,608,344	41.2%
<u>OTHER SOURCES:</u>					
Interest	33	1,000	201,000	200,000	20000.0%
Rental Income	134,885	177,500	177,500	0	0.0%
Miscellaneous	1,786,425	826,200	885,200	59,000	7.1%
TOTAL	1,921,343	\$1,004,700	\$1,263,700	\$ 259,000	25.8%
<u>ALLOCATED FUND BALANCE</u>	(24,881,891)	153,624	137,855	(15,769)	(10.3%)
TOTAL REVENUES	\$101,850,915	\$109,440,000	\$109,440,000	\$ -	0.0%

Monroe Community College 2022-2023 Operating Budget

Expenditures

	<u>2020/21 ACTUAL</u>	<u>2021/2022 BUDGET</u>	<u>2022/2023 BUDGET REQUEST</u>	<u>2022/2023 INCREASE (DECREASE)</u>	<u>% VAR</u>
INSTRUCTION					
Fall & Spring					
Personal Services	\$25,392,227	\$26,327,406	\$25,322,123	(\$1,005,283)	(3.8%)
Employee Benefits	9,345,397	11,696,834	11,372,034	(324,800)	(2.8%)
Equipment	181,054	186,914	397,914	211,000	112.9%
Contractual Expenses	1,606,535	2,689,883	2,531,719	(158,164)	(5.9%)
TOTAL	\$36,525,213	\$40,901,037	\$39,623,790	(\$1,277,247)	(3.1%)
Winter Session					
Personal Services	\$125,591	\$115,400	\$114,404	(\$996)	(0.9%)
Employee Benefits	26,196	52,162	51,378	(784)	(1.5%)
TOTAL	\$151,787	\$167,562	\$165,782	(\$1,780)	(1.1%)
Summer Session					
Personal Services	\$1,373,971	\$1,468,000	\$1,298,571	(\$169,429)	(11.5%)
Employee Benefits	259,238	663,550	583,182	(80,368)	(12.1%)
TOTAL	\$1,633,209	\$2,131,550	\$1,881,753	(\$249,797)	(11.7%)
TOTAL INSTRUCTION					
Personal Services	\$26,891,789	\$27,910,806	\$26,735,098	(\$1,175,708)	(4.2%)
Employee Benefits	9,630,831	12,412,546	12,006,594	(405,952)	(3.3%)
Equipment	181,054	186,914	397,914	211,000	112.9%
Contractual Expenses	1,606,535	2,689,883	2,531,719	(158,164)	(5.9%)
TOTAL	\$38,310,209	\$43,200,149	\$41,671,325	(\$1,528,824)	(3.5%)

Monroe Community College 2022-2023 Operating Budget

Expenditures

	<u>2020/21 ACTUAL</u>	<u>2021/2022 BUDGET</u>	<u>2022/2023 BUDGET REQUEST</u>	<u>2022/2023 INCREASE (DECREASE)</u>	<u>% VAR</u>
<u>OTHER SPONSORED PROGRAMS</u>					
Personal Services	\$844,453	\$1,026,586	\$978,345	(\$48,241)	(4.7%)
Employee Benefits	288,763	369,756	345,018	(24,738)	(6.7%)
Equipment	0	0	0	0	NA
Contractual Expenses	<u>1,327,454</u>	<u>1,329,381</u>	<u>1,402,360</u>	<u>72,979</u>	5.5%
TOTAL	\$2,460,670	\$2,725,723	\$2,725,723	\$0	0.0%
<u>PUBLIC SERVICE</u>					
Personal Services	\$300,929	\$311,122	\$336,167	\$25,045	8.0%
Employee Benefits	157,967	142,432	155,411	12,979	9.1%
Equipment	8,921	19,000	15,501	(3,499)	(18.4%)
Contractual Expenses	<u>8,073</u>	<u>27,135</u>	<u>24,135</u>	<u>(3,000)</u>	(11.1%)
TOTAL	\$475,890	\$499,689	\$531,214	\$31,525	6.3%
<u>ACADEMIC SUPPORT</u>					
Personal Services	\$6,560,044	\$6,649,079	\$6,914,578	\$265,499	4.0%
Employee Benefits	2,963,948	2,659,528	2,792,919	133,391	5.0%
Equipment	31,508	55,835	58,988	3,153	5.6%
Contractual Expenses	<u>3,288,039</u>	<u>2,434,451</u>	<u>2,365,580</u>	<u>(68,871)</u>	(2.8%)
TOTAL	\$12,843,539	\$11,798,893	\$12,132,065	\$333,172	2.8%
<u>LIBRARIES</u>					
Personal Services	\$1,107,140	\$1,112,375	\$1,116,539	\$4,164	0.4%
Employee Benefits	495,423	528,507	535,702	7,195	1.4%
Equipment	0	0	0	0	NA
Contractual Expenses	<u>202,019</u>	<u>238,786</u>	<u>254,286</u>	<u>15,500</u>	6.5%
TOTAL	\$1,804,582	\$1,879,668	\$1,906,527	\$26,859	1.4%

Monroe Community College 2022-2023 Operating Budget

Expenditures					
	<u>2020/21 ACTUAL</u>	<u>2021/2022 BUDGET</u>	<u>2022/2023 BUDGET REQUEST</u>	<u>2022/2023 INCREASE (DECREASE)</u>	<u>% VAR</u>
<u>STUDENT SERVICES</u>					
Personal Services	\$5,980,068	\$6,870,470	\$6,907,515	\$37,045	0.5%
Employee Benefits	2,830,671	3,626,899	3,682,311	55,412	1.5%
Equipment	4,333	4,000	6,900	2,900	72.5%
Contractual Expenses	<u>1,180,309</u>	<u>1,620,587</u>	<u>1,639,513</u>	<u>18,926</u>	1.2%
TOTAL	\$9,995,381	\$12,121,956	\$12,236,239	\$114,283	0.9%
<u>MAINTENANCE & OPERATION OF PLANT</u>					
Personal Services	\$7,164,462	\$7,668,567	\$8,378,214	\$709,647	9.3%
Employee Benefits	3,671,500	3,922,245	4,327,345	405,100	10.3%
Equipment	114,731	107,000	157,000	50,000	46.7%
Contractual Expenses	<u>4,156,173</u>	<u>6,286,753</u>	<u>6,176,769</u>	<u>(109,984)</u>	(1.7%)
TOTAL	\$15,106,866	\$17,984,565	\$19,039,328	\$1,054,763	5.9%
<u>GENERAL ADMINISTRATION</u>					
Personal Services	\$4,812,184	\$4,920,627	\$5,043,696	\$123,069	2.5%
Employee Benefits	2,167,051	2,456,387	2,542,581	86,194	3.5%
Equipment	3,485	5,800	8,800	3,000	51.7%
Contractual Expenses	<u>1,516,940</u>	<u>1,655,533</u>	<u>1,480,334</u>	<u>(175,199)</u>	(10.6%)
TOTAL	\$8,499,660	\$9,038,347	\$9,075,411	\$37,064	0.4%
<u>GENERAL INSTITUTIONAL</u>					
Personal Services	\$3,478,146	\$3,550,987	\$3,500,609	(\$50,378)	(1.4%)
Employee Benefits	7,776,602	5,191,700	5,172,119	(19,581)	(0.4%)
Equipment	8,438	1,400	2,600	1,200	85.7%
Contractual Expenses	<u>1,090,932</u>	<u>1,446,923</u>	<u>1,446,840</u>	<u>(83)</u>	(0.0%)
TOTAL	\$12,354,118	\$10,191,010	\$10,122,168	(\$68,842)	(0.7%)
<u>TOTAL COSTS</u>					
Personal Services	\$57,139,215	\$60,020,619	\$59,910,761	(\$109,858)	(0.2%)
Employee Benefits	29,982,756	31,310,000	31,560,000	250,000	0.8%
Equipment	352,470	379,949	647,703	267,754	70.5%
Contractual Expenses	<u>14,376,474</u>	<u>17,729,432</u>	<u>17,321,536</u>	<u>(407,896)</u>	(2.3%)
GRAND TOTAL	\$101,850,915	\$109,440,000	\$109,440,000	\$0	0.0%

Monroe Community College 2022-2023 Operating Budget

	Enrollment			
	<u>2020/2021 ACTUAL</u>	<u>2021/2022 Budget</u>	<u>2022/2023 BUDGET REQUEST</u>	<u>2022/2023 INCREASE (DECREASE)</u>
<u>STATE AIDABLE CREDIT FTEs</u>				
<u>FALL SEMESTER</u>				
Full-Time	2,578	2,490	2,240	(250)
Part-Time	1,009	749	877	128
Credit Course Supplement	557	455	486	31
TOTAL	<u>4,144</u>	<u>3,694</u>	<u>3,603</u>	<u>(91)</u>
<u>WINTER SESSION</u>				
Part-Time	65	46	56	10
<u>SPRING SEMESTER</u>				
Full-Time	1,927	2,065	1,675	(390)
Part-Time	943	763	820	57
Credit Course Supplement	380	234	331	97
TOTAL	<u>3,250</u>	<u>3,062</u>	<u>2,826</u>	<u>(236)</u>
<u>SUMMER SESSION</u>				
Full-Time/Part-Time	775	666	673	7
TOTAL	<u>8,234</u>	<u>7,468</u>	<u>7,158</u>	<u>(310)</u>
<u>STATE AIDABLE NON-CREDIT FTEs</u>				
Fall Semester	8	40	7	(33)
Spring Semester	25	15	22	7
Summer Session	14	0	13	13
TOTAL	<u>47</u>	<u>55</u>	<u>42</u>	<u>(13)</u>
TOTAL STATE AIDABLE FTEs	<u>8,281</u>	<u>7,523</u>	<u>7,200</u>	<u>(323)</u>
<u>OTHER SPONSORED PROGRAMS (NON-AIDABLE)</u>				
	296	200	190	(10)
TOTAL	<u>8,577</u>	<u>7,723</u>	<u>7,390</u>	<u>(333)</u>
<u>STUDENT HEADCOUNT</u>				
State-Aidable	20,700	16,793	19,478	2,685
Non-Aidable	2,523	3,019	2,218	(801)
TOTAL HEADCOUNT (unduplicated)	<u>23,223</u>	<u>19,813</u>	<u>21,696</u>	<u>1,884</u>

Monroe Community College 2022-2023 Operating Budget

TUITION AND FEE SCHEDULE

	2021-2022	2022-2023
TUITION		
NEW YORK STATE residents who are residents of the sponsorship area or non-residents of the sponsorship area who present Certificates of Residence:		
Full-time (12 credit hours or equivalent or more per semester) per academic year	\$4,706.00	\$4,756.00
Part-time (per semester credit hour or equivalent)	\$196.00	\$198.00
Part-time Off-Peak (per semester credit hour or equivalent)	\$130.00	\$132.00
High school students taking college-level credit courses at their high school	\$65.00	\$66.00
Students enrolled in early college high school and/or P-TECH programs	\$0 - \$65.00	\$0 - \$66.00
NEW YORK STATE residents who do not present Certificate(s) of Residence and non-residents of NYS:		
Full-time (12 credit hours or equivalent or more per semester) per academic year	\$9,412.00	\$9,512.00
Part-time (per semester credit hour or equivalent)	\$392.00	\$396.00
Part-time Off-Peak (per semester credit hour or equivalent)	\$260.00	\$264.00
High school students taking college-level credit courses at their high school	\$130.00	\$132.00
Students enrolled in early college high school and/or P-TECH programs	\$0 - \$130.00	\$0 - \$132.00

Monroe Community College 2022-2023 Operating Budget

TUITION AND FEE SCHEDULE

	<u>2021-2022</u>	<u>2022-2023</u>
STUDENT SERVICE FEES		
Laboratory/Service Fee ¹	\$15.00 - \$675.00	\$8.00 - \$675.00
Dual enrollment course fee	\$0	\$0
Credit by Examination	\$196.00	\$198.00
Returned Check Fee	\$20.00	\$20.00
Late Registration Fee	\$25.00	\$25.00
Re-registration Fee	\$25.00	\$25.00
Deferred Payment Fee	\$20.00 - \$50.00	\$20.00 - \$50.00
Enrollment / Records Fee (per applicable session)	\$8.00	\$8.00
Open Educational Resources (OER) Course Fee - for each registered OER course	\$10.00	\$10.00
Students enrolled in early college high school and/or P-TECH programs	May be waived	May be waived
¹ Does not include Airport Rescue Fire Fighter and Hazardous Materials Course Fees. Does Include fees for health related courses		
OUT-OF-STATE STUDENT CAPITAL REVENUE FEE		
Required for all out-of-state students per credit hour up to a \$300 annual maximum	\$10.00 - \$300.00	\$10.00 - \$300.00
STUDENT LIFE FEE²		
Fall and Spring (per semester)		
12 or more credit hours or equivalent	\$130.00	\$156.00
9-11 credit hours or equivalent	\$113.00	\$136.25
5-8 credit hours or equivalent	\$57.00	\$70.25
1-4 credit hours or equivalent	\$36.50	\$45.25
Summer Session Student Life fee (per credit hour)	\$2.25	\$3.00
Summer Session Photo ID fee	\$2.50	\$3.00
Students enrolled in early college high school and/or P-Tech programs	May be waived	May be waived
² less Graduation Fee of \$2.75 for part-time non-matriculated students		

Monroe Community College 2022-2023 Operating Budget

TUITION AND FEE SCHEDULE

	2021-2022	2022-2023
TECHNOLOGY FEE (per applicable term)		
12 or more credit hours or equivalent	\$325.00	\$325.00
9-11 credit hours or equivalent	\$218.00	\$218.00
5-8 credit hours or equivalent	\$110.00	\$110.00
1-4 credit hours or equivalent	\$56.00	\$56.00
Students enrolled in early college high school and/or P-TECH programs	May be waived	May be waived
 TRANSPORTATION FEE		
Fall and Spring (per semester)	\$75.00	\$75.00
This Transportation Fee supports expenses related to full-service transportation including vehicle registration (on-campus parking) and access to bus services provided by the Regional Transit Service (RTS) with a valid MCC ID, and maintenance and security of campus roadways, walkways, and parking lots		
Students participating in any dual or concurrent enrollment program	Waived	Waived

**Monroe Community College
2022-2023 Operating Budget**

TUITION AND FEE SCHEDULE

	<u>2021-2022</u>	<u>2022-2023</u>
HEALTH INSURANCE FEE		
Required of all international students holding non-immigrant visas, (includes repatriation and emergency evacuation coverage) and all students without coverage in Nursing and other Health-related clinical courses.		
Fall registrants - Annual (coverage is August through July)	\$2,423.00	\$2,591.00
Fall registrants - Fall only (coverage is August through mid-January)	\$1,109.00	\$1,186.00
Spring registrants (coverage is mid-January through July)	\$1,314.00	\$1,405.00
Summer registrants (coverage is June through July)	\$404.00	\$432.00
HEALTH FEE (per semester)		
Required of all students registered for 6 or more credit hours or equivalent	\$10.00	\$10.00
Students enrolled in early college high school and/or P-TECH programs	May be waived	May be waived

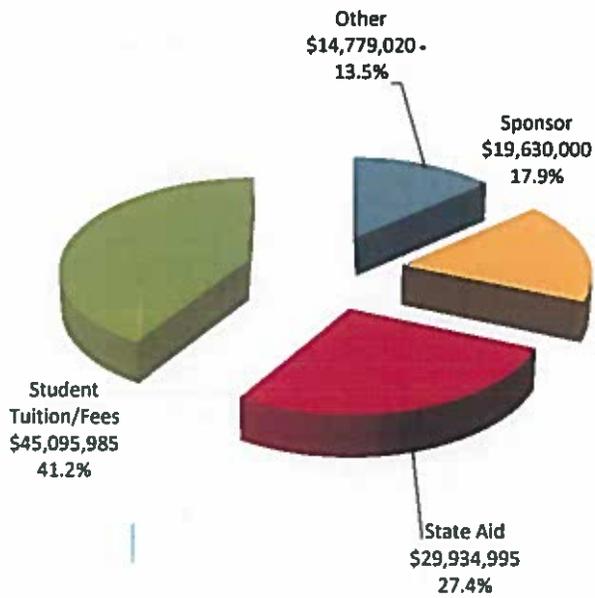
Monroe Community College 2022-2023 Operating Budget

Revenue Sources – Highlights

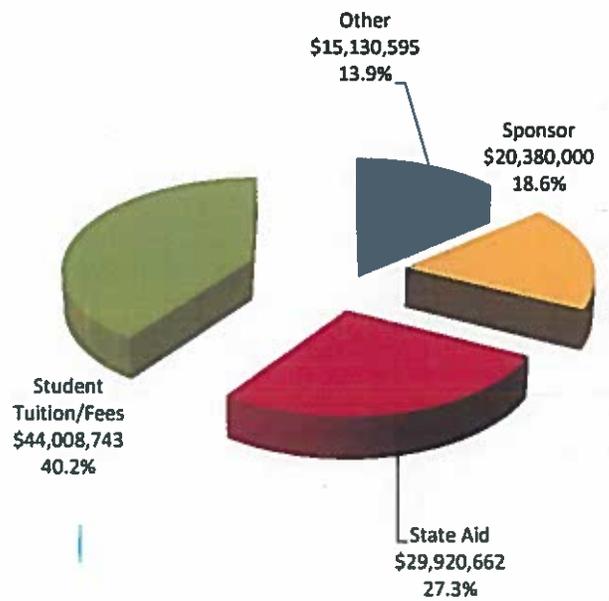
- ❑ The state, county sponsor, and students provide 86.2% of total funding for the operating budget.
- ❑ State aid is determined by SUNY in accord with the state budget. For the 2022-2023 year, base state aid is the higher of \$2,997 per FTE or 100% of the 2021-22 SUNY approved base aid. Under the enacted funding floor, state aid amounts to \$29,920,662 or 27.3% of the total revenue budget.
- ❑ Sponsor contribution amounts to \$20,380,000, an increase of \$750,000 or 3.8% over last year. This represents 18.6% of the total revenue budget.
- ❑ Student tuition and fees will total \$44,008,743 or 40.2% of the total revenue budget.
- ❑ Student tuition rates will increase to \$4,756 for full-time and \$198 per credit hour for part-time students. Historically, this amounts to a 2.1% average annual increase over the last 5-year period. Student tuition will fund \$35,642,727 or 32.6% of the total budget. The Technology fee will remain flat at \$325 per applicable term and will provide \$4,605,537 in student support.
- ❑ Other sources of revenue totaling \$15,130,595 or 13.9% include \$5,400,000 in Federal Appropriation – HEERF funding, Other Sponsored Programs, charges to other counties, interest, rental and miscellaneous revenue and use of allocated fund balance.

Monroe Community College 2022-2023 Operating Budget

Total Revenues – 2021-2022
\$109,440,000



Total Revenues – 2022-2023
\$109,440,000

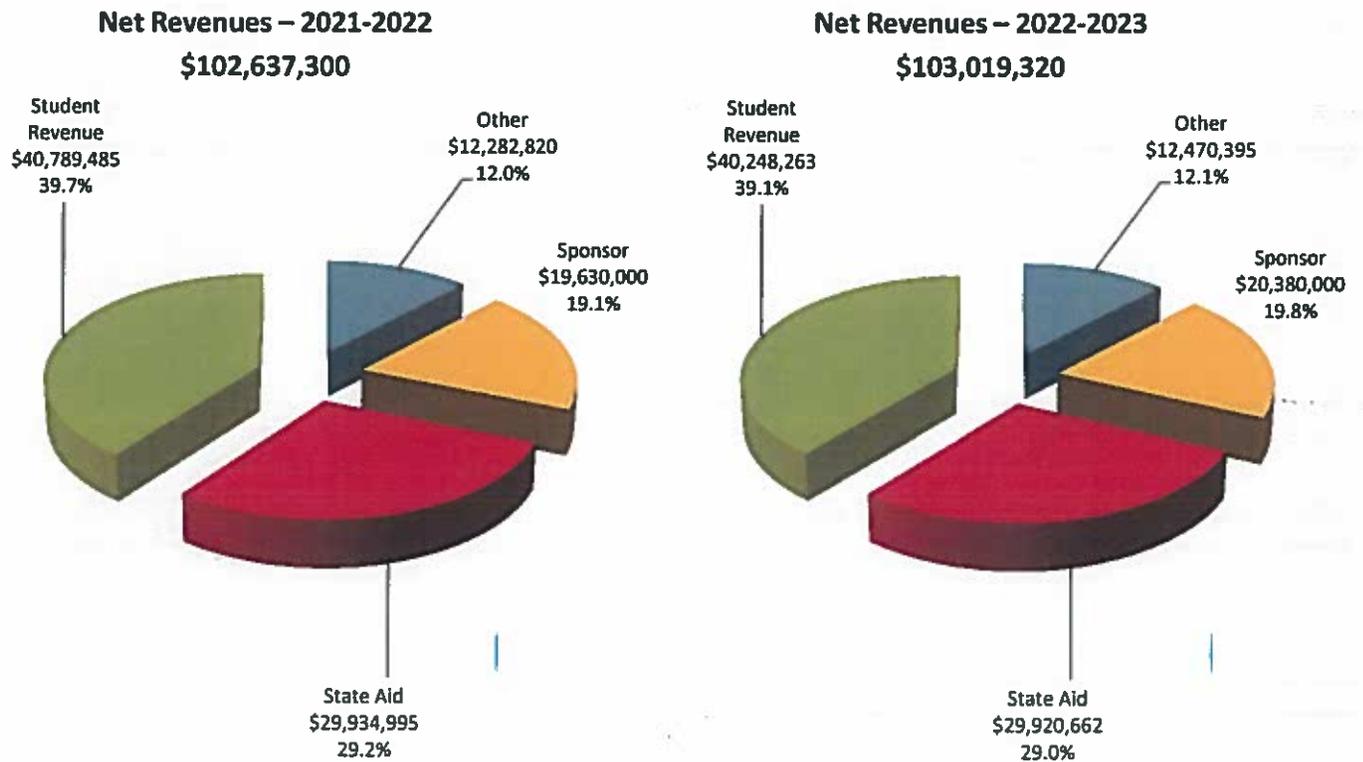


Monroe Community College 2022-2023 Operating Budget

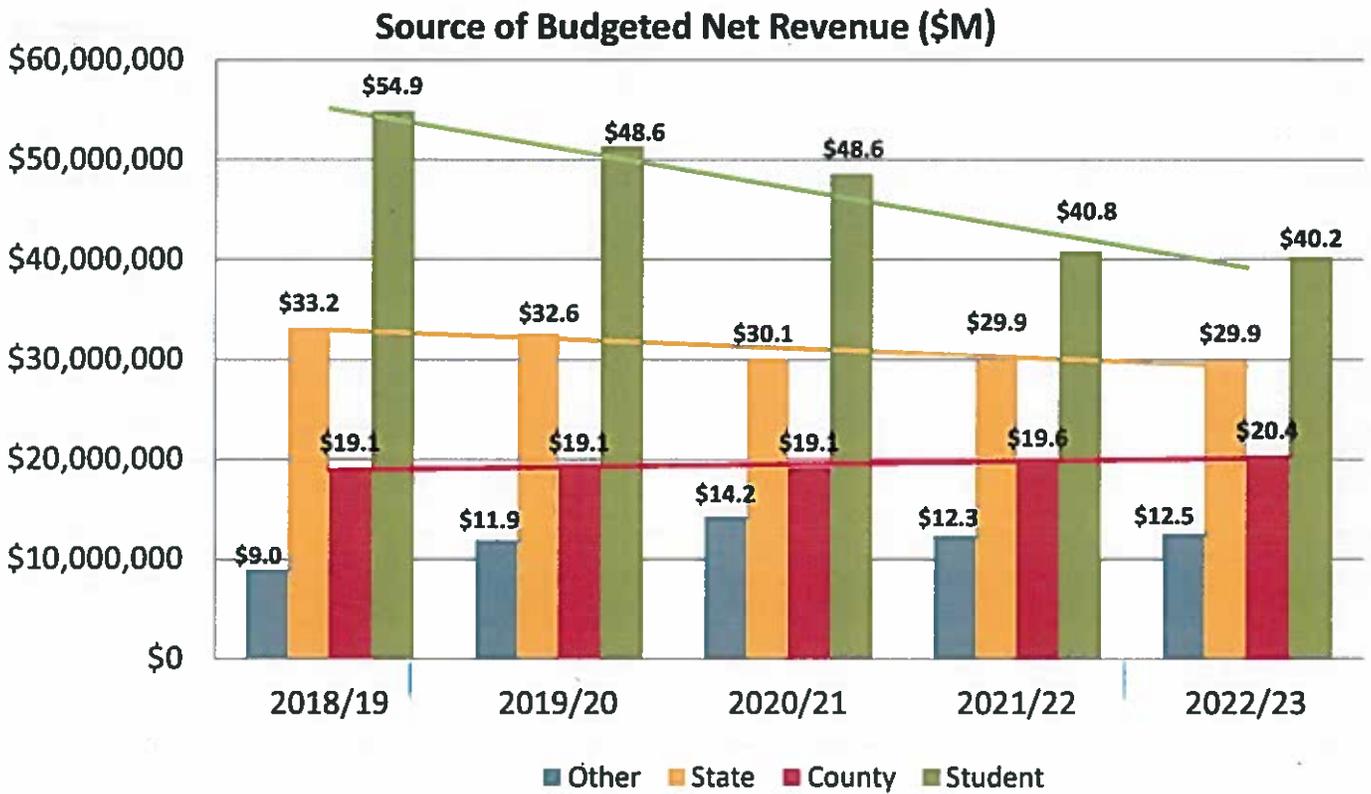
Net Revenue – Highlights

- ❑ The net operating budget of \$103,019,320 equals the gross operating budget minus offsetting operating revenues and budgeted appropriations not allowable for state aid, such as Other Sponsored Programs. This is the basis for the tri-party funding partnership: the state, local sponsor, and student revenue.
- ❑ State aid is provided in the form of enrollment-based funding as determined by SUNY. For the 2022-2023 year, base state aid is the higher of \$2,997 per FTE or 100% of the 2021-22 SUNY approved base aid. Under the enacted funding floor, state aid amounts to \$29,920,662 or 29.0% of the net revenue budget.
- ❑ Sponsor contribution amounts to \$20,380,000 – an increase of \$750,000 over last year. This represents 19.8% of the net revenue budget.
- ❑ Student revenue (tuition and technology fees) will total \$40,248,263 or 39.1% of the net revenue budget. Amended tuition limitation regulations allow community colleges to exceed the limit of one-third of the net budget. This budget anticipates that this amendment will continue.
- ❑ Other sources of net revenue totaling \$12,470,395 or 12.1% include \$5,400,000 in Federal Appropriation – HEERF funding, charges to other counties, non-resident tuition, interest and rental revenue allowable under SUNY guidelines, and use of allocated fund balance.

Monroe Community College 2022-2023 Net Operating Budget

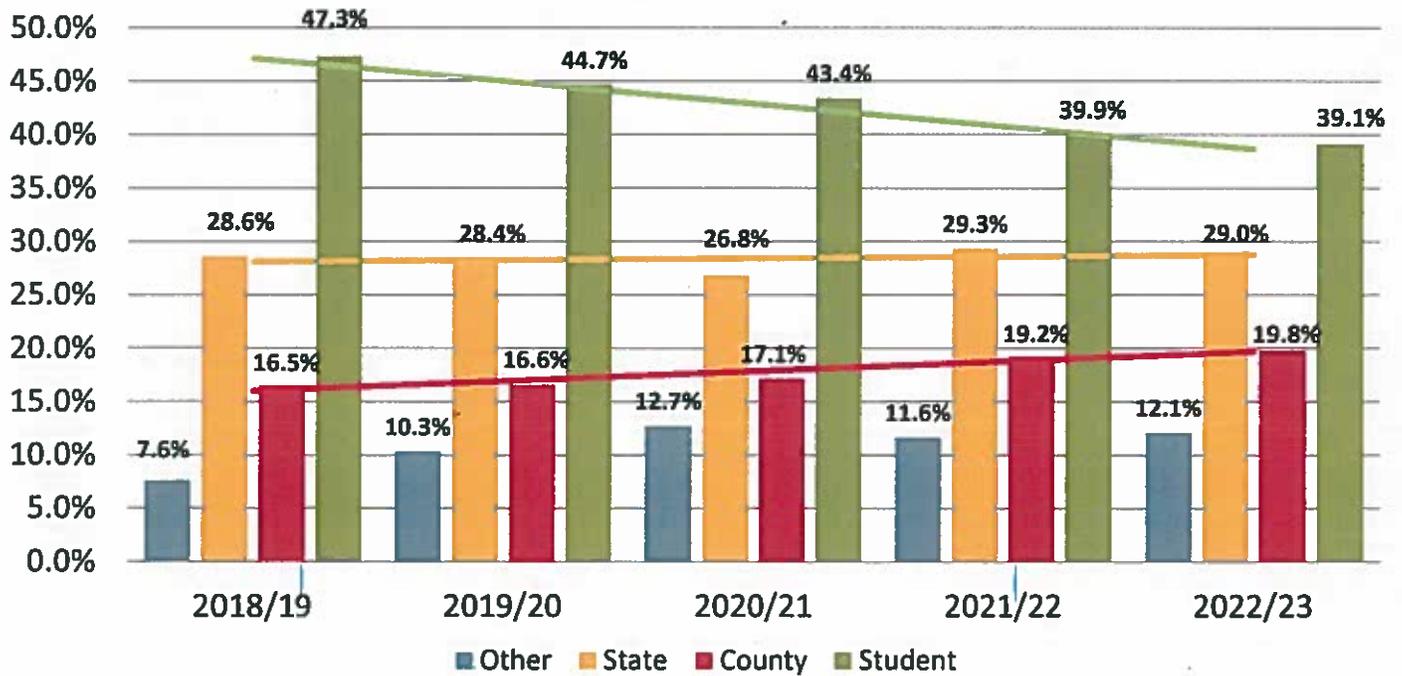


Monroe Community College 2022-2023 Operating Budget



Monroe Community College 2022-2023 Operating Budget

Source of Budgeted Net Revenue (%)



x

Monroe Community College 2022-2023 Operating Budget

Increase (Decrease) in Revenue

- ❑ This chart represents the revenue that is required to fund the College's 2022-2023 operating budget.
- ❑ As previously illustrated, there are three (3) primary sources of revenue for the operating budget. It is anticipated that compared to the 2022-2023 budget, the three sources will change by the following amounts:

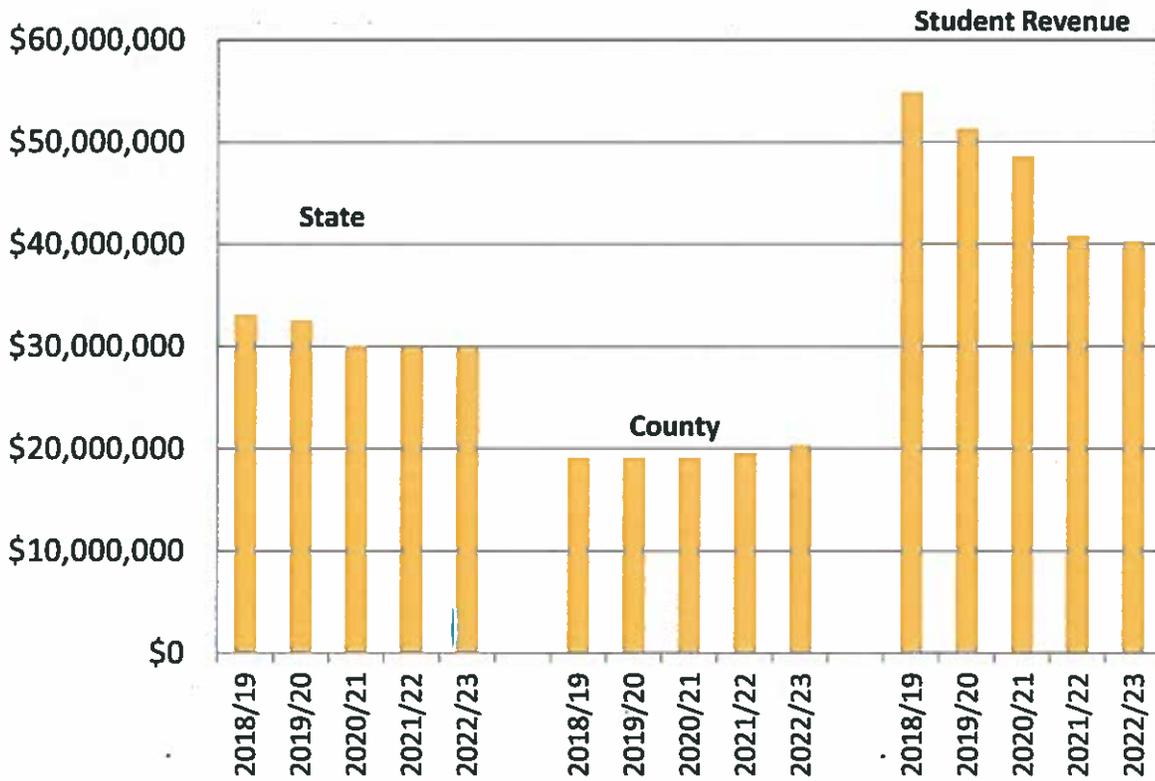
Student Tuition and Fees	(\$1,087,242)	(2.4%)
State of New York	(\$ 14,333)	(0.1%)
County of Monroe	\$ 750,000	3.8%

- ❑ Per the approved state budget, base state aid is set at the enacted 100% funding floor.
- ❑ A three-year history of year-on-year changes in the primary sources of budgeted revenue is as follows:

	<u>2020-2021</u>	<u>2021-2022</u>	<u>2022-2023</u>
Student Tuition and Fees	(\$3,257,068)	(\$7,897,949)	(\$1,087,242)
State of New York	(2,488,831)	(154,997)	(14,333)
County of Monroe	0	500,000	750,000

**Monroe Community College
2022-2023 Operating Budget**

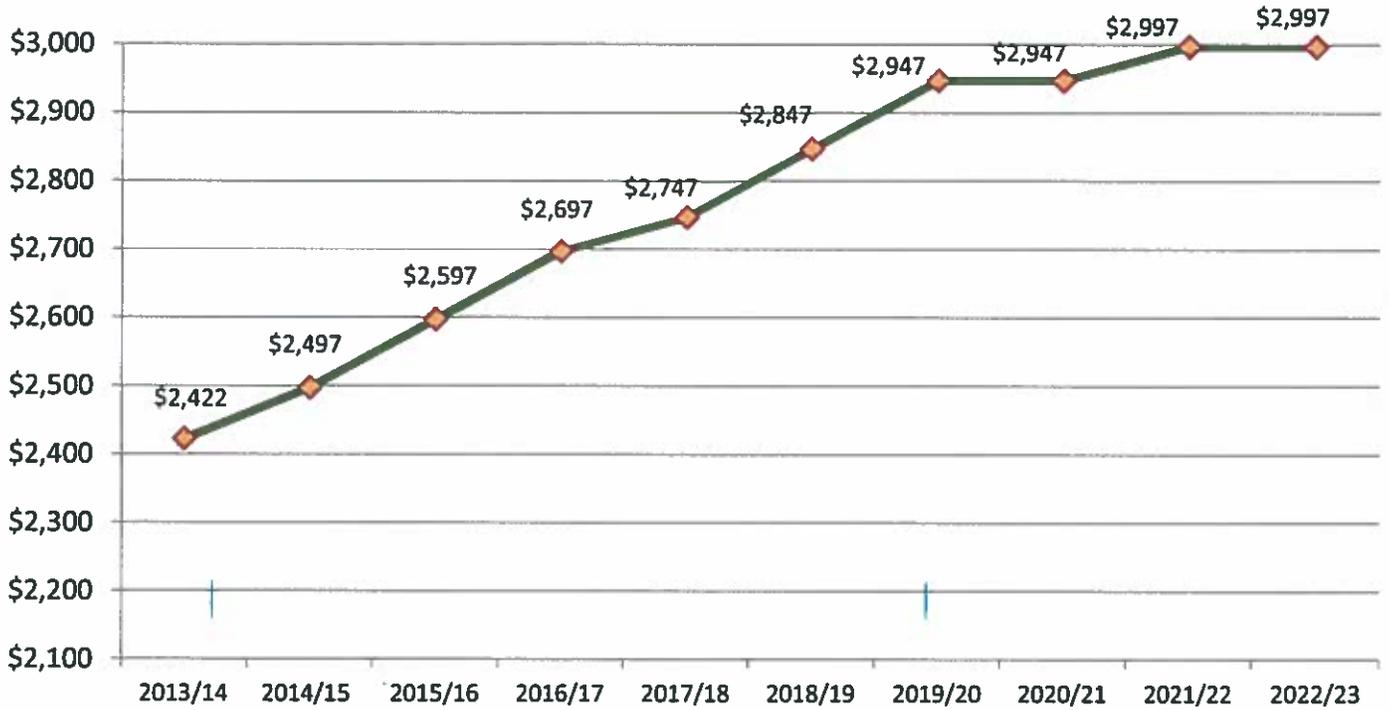
Budgeted Revenue by Primary Source



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Monroe Community College
2022-2023 Operating Budget

Base State Aid Per FTE



Monroe Community College 2022-2023 Operating Budget

Appropriations - Costs by Object

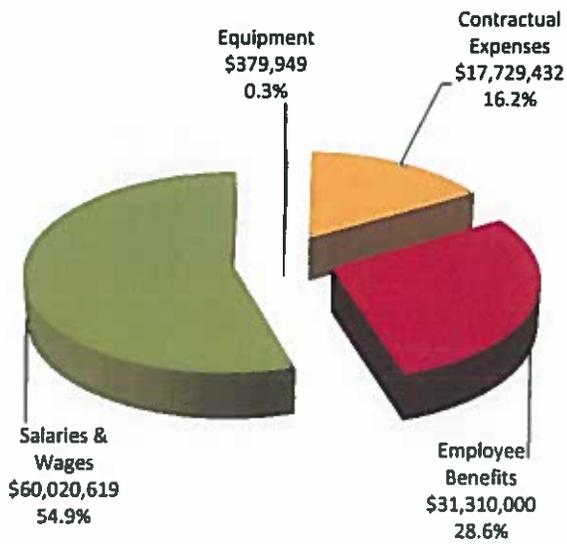
- ❑ 83.6% of the operating budget request is for salaries and benefits for faculty and staff.
- ❑ Less than 1.0% of the operating budget request is for equipment.
- ❑ 15.8% of the operating budget request is for contractual expenses, such as utilities, maintenance agreements and supplies.
- ❑ The percentage change in the budget categories is comprised of the following:

Personal Services	(0.10%)
Employee Benefits	0.23%
Equipment	0.24%
Contractual Expenses	(0.37%)
Overall Change	<u>(0.00%)</u>

Monroe Community College 2022-2023 Operating Budget

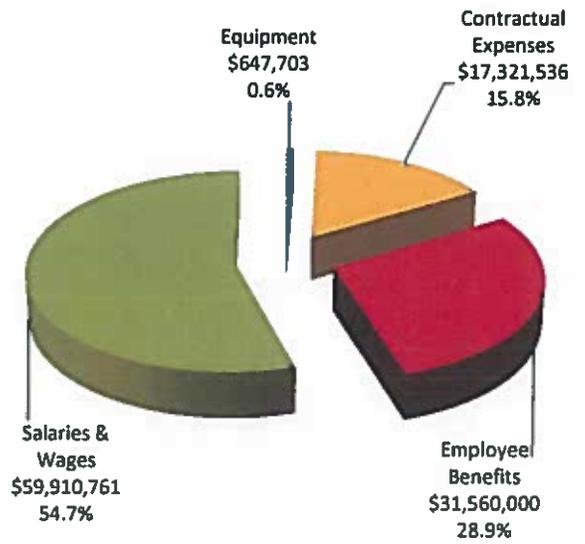
Appropriations – Costs by Object

**2021-2022
\$109,440,000**



Appropriations – Costs by Object

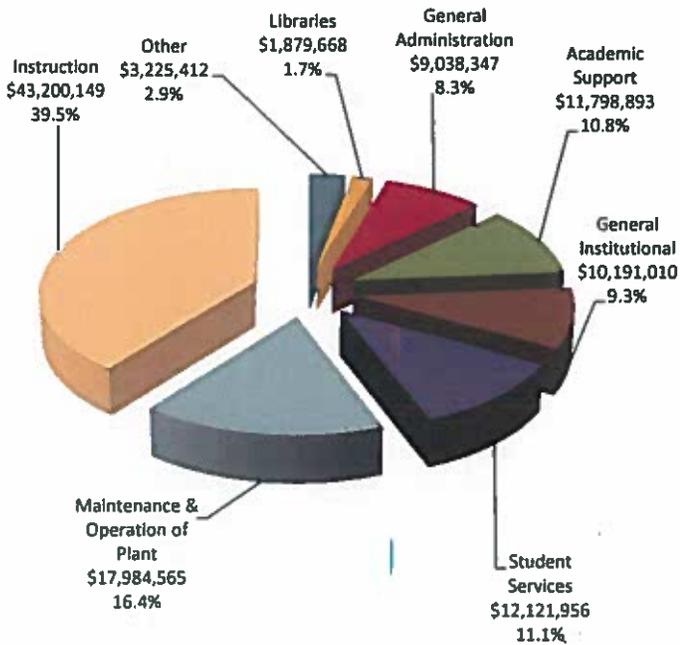
**2022-2023
\$109,440,000**



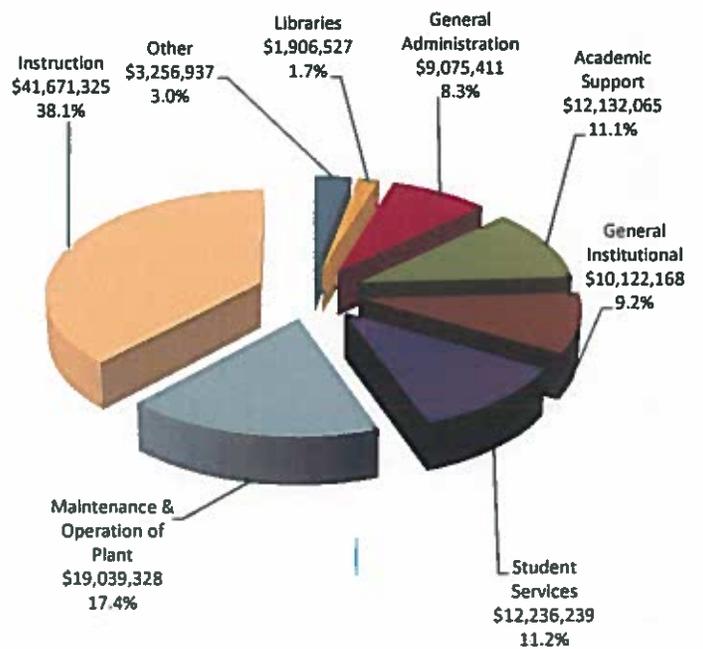
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Monroe Community College 2022-2023 Operating Budget

Gross Budget by Function – 2021-2022
\$109,440,000



Gross Budget by Function – 2022-2023
\$109,440,000



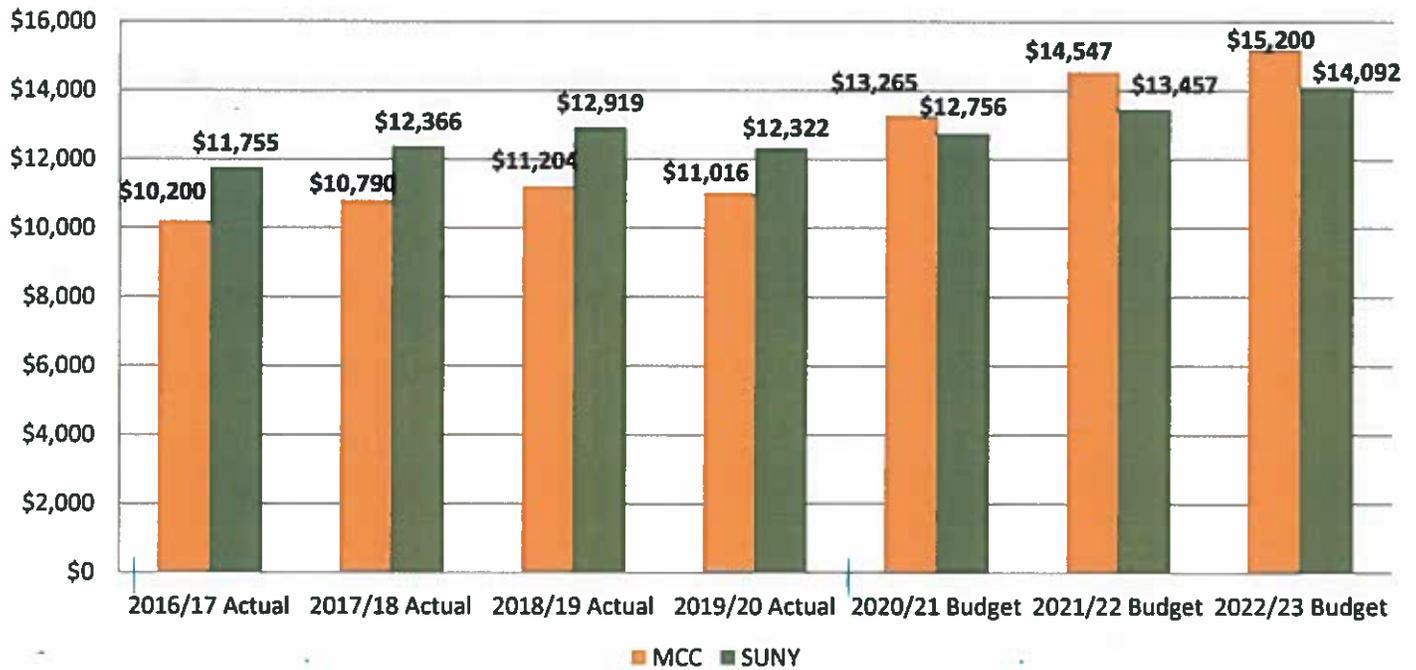
Monroe Community College 2022-2023 Operating Budget

Gross Budgeted Expenditures per FTE Student

- ❑ This graph compares Monroe Community College's total cost per full-time equivalent (FTE) student with the average cost per FTE student for all community colleges under the program of the State University of New York (SUNY).
- ❑ For the 2022-2023 year, the gross budgeted expenditure per FTE student is \$15,200, up \$653 from the 2021-2022 gross budgeted amount of \$14,547. This is due primarily to the anticipated decrease in state-aidable credit enrollment.
- ❑ The budgeted cost per FTE of \$15,200 is \$1,108 or 7.9% above the computed SUNY average of \$14,092 for the 2021-22 year.

Monroe Community College 2022-2023 Operating Budget

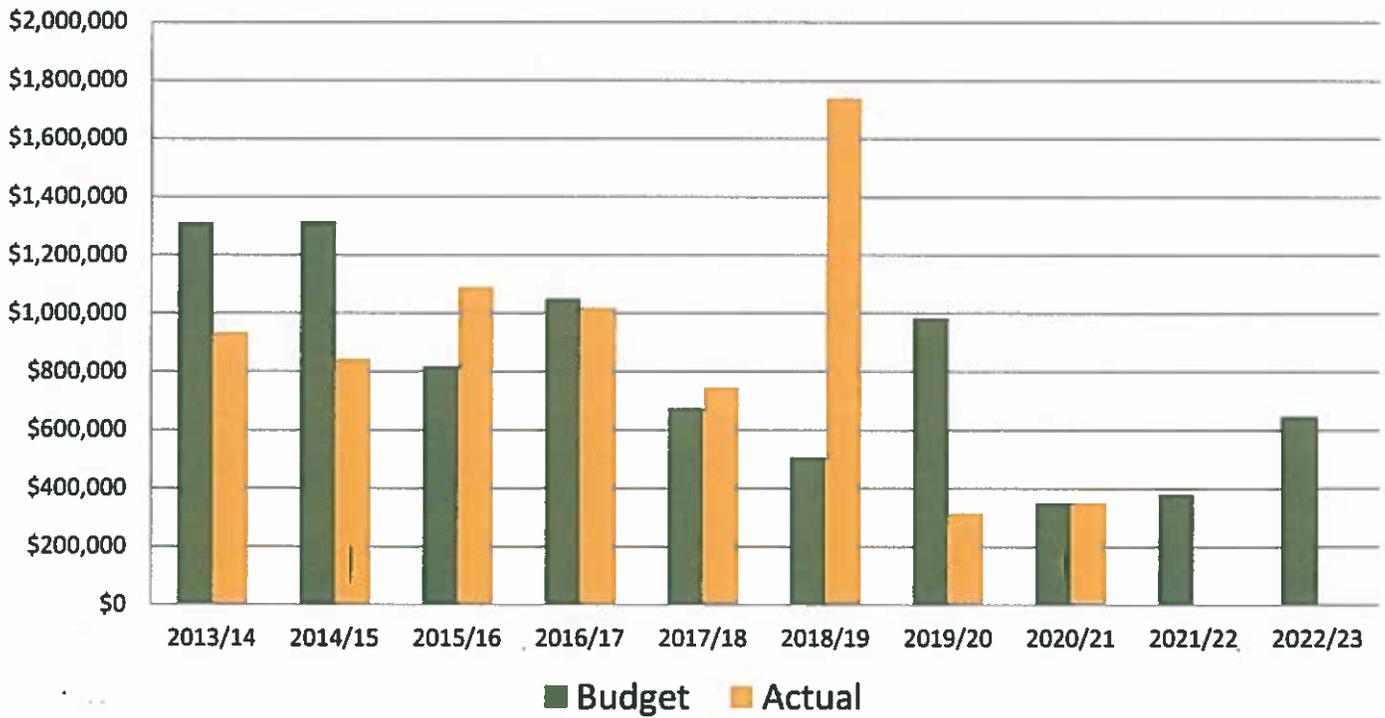
Total Expenditures per FTE



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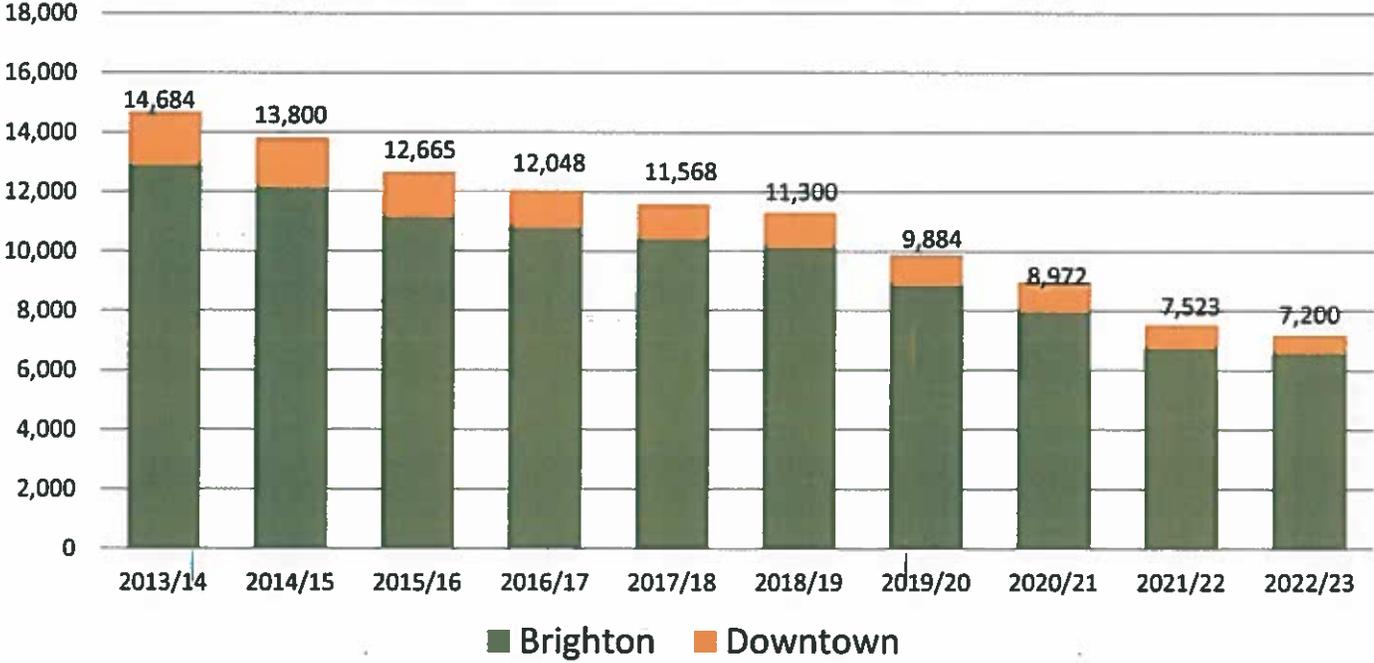
Monroe Community College
2022-2023 Operating Budget

Equipment Expenditure History



Monroe Community College 2022-2023 Operating Budget

Aidable FTE Enrollment



Monroe Community College 2022-2023 Operating Budget

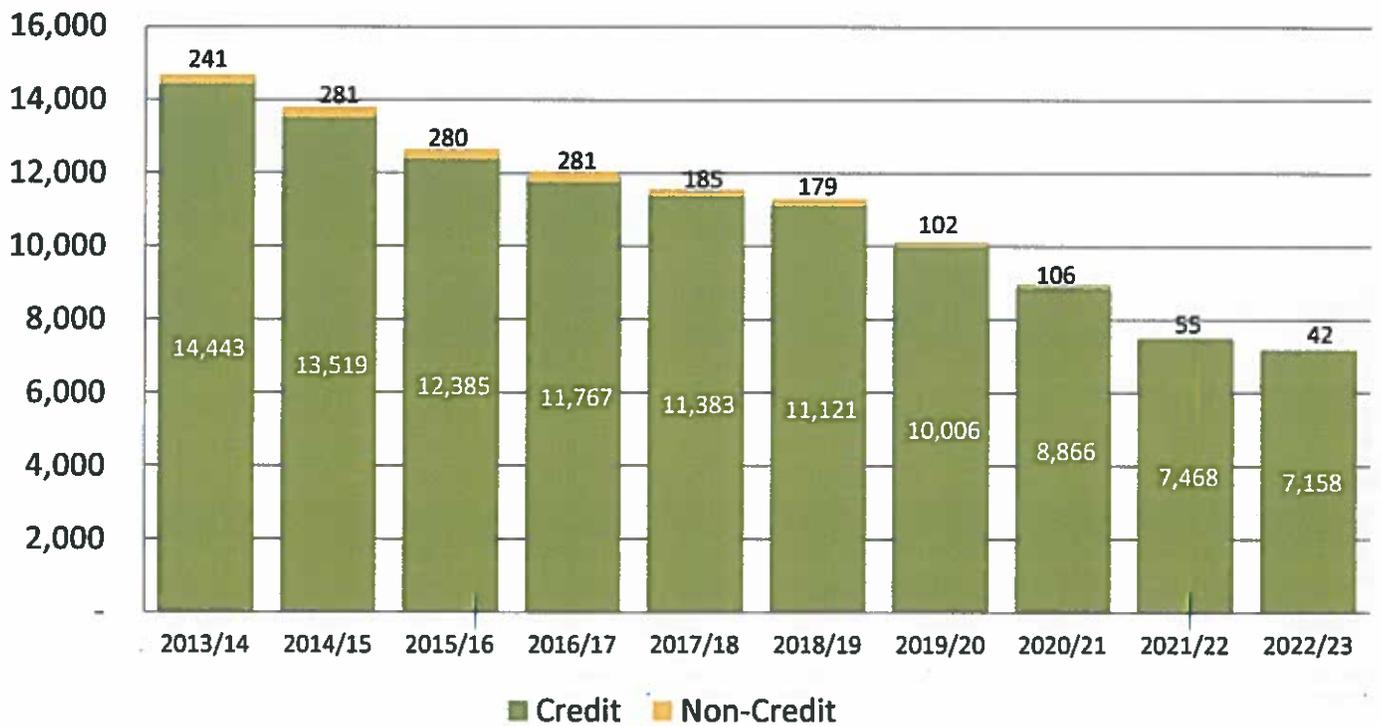
Aidable FTE Enrollment

- ❑ The graph demonstrates the trend in enrollment at Monroe Community College since 2013-2014. Full-time equivalent (FTE) student is the basic measure of workload used by SUNY and the basis for determining the amount of state aid the college will receive.
- ❑ FTE enrollment is calculated by dividing all credit and credit equivalent units in specified aidable non-credit courses taken by students by 30.
- ❑ Total aidable enrollment is budgeted at 7,200 FTEs which is 323 FTEs or 4.3% less than the 2021-2022 budget of 7,523.
- ❑ Aidable enrollment at the Brighton Campus is budgeted at 6,576 FTEs which is 159 FTEs or 2.4% less than the 2021-2022 budget of 6,735.
- ❑ The Brighton Campus includes enrollment related to the Public Safety Training Facility and the Applied Technologies Center of 500 and 192 FTEs, respectively.
- ❑ Downtown Campus enrollment is budgeted at 624 FTEs. This reflects a decrease of 164 FTEs or 20.8% below the 2021-2022 budgeted enrollment of 788 FTEs.

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Monroe Community College 2022-2023 Operating Budget

Credit and Non-Credit Budgeted Aidable FTE Enrollment



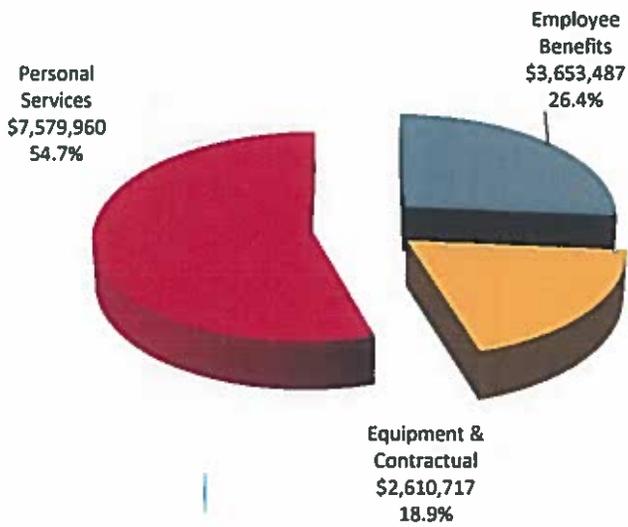
Monroe Community College 2022-2023 Operating Budget

Downtown Campus

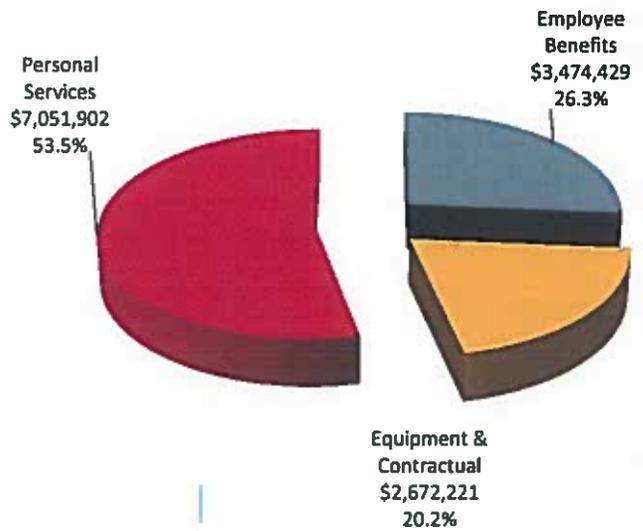
- ❑ The Downtown Campus represents the operations of the college's campus at 321 State Street in downtown Rochester. The campus includes all core instructional and student-related functions as well as operations related to the college's Division of Economic Development and Innovative Workforce Services (EDIWS). EDIWS oversees both credit and non-credit instruction including Other Sponsored Programs (OSP).
- ❑ The direct cost appropriation for 2022-2023 is \$13,198,552 reflecting a 4.7% decrease from the 2021-22 budget.
- ❑ Projected credit enrollment at the Downtown Campus is 624 FTEs or 8.7% of the total 2022-2023 aidable college enrollment of 7,200. This is a decrease of 164 FTEs or 20.8% compared to the 2021-2022 budgeted enrollment of 788.
- ❑ Projected enrollment for Other Sponsored Programs (OSP) is 190 FTEs reflecting a decrease of 10 FTEs or 5.0% compared to the 2021-22 budgeted enrollment of 200 FTEs.

Monroe Community College 2022-2023 Operating Budget – Downtown Campus

Direct Costs by Object – 2021-2022
\$13,844,164

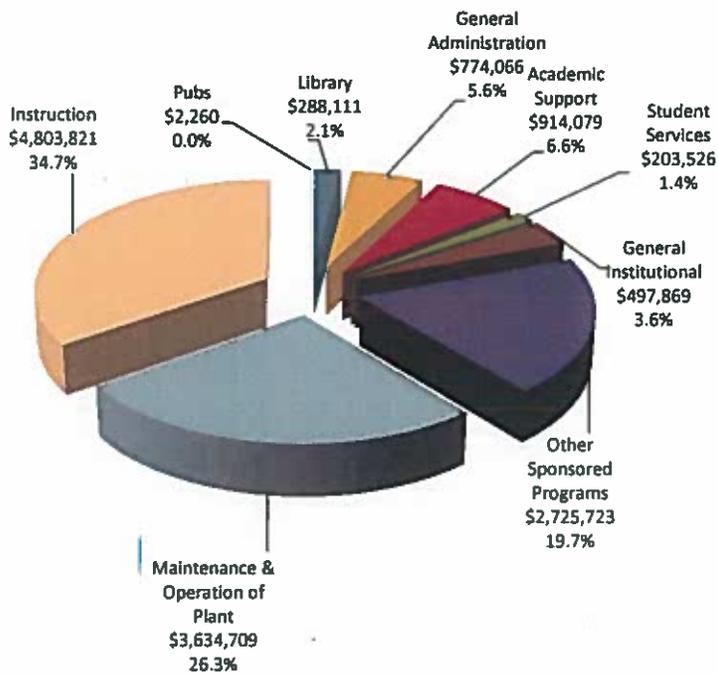


Direct Costs by Object – 2022-2023
\$13,198,552

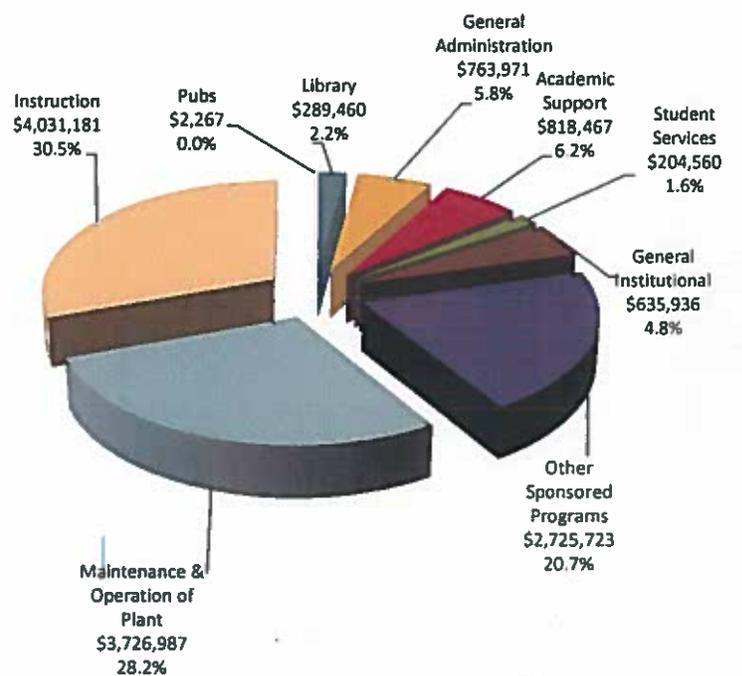


Monroe Community College 2022-2023 Operating Budget – Downtown Campus

Direct Costs by Functions – 2021-2022
\$13,844,164



Direct Costs by Functions – 2022-2023
\$13,198,552





ATTACHMENTS:

	Description	File Name	Type
▢	Resolution	ITEM_34.pdf	Resolution
▢	Referral	R22-0246_.pdf	Referral Letter

By Legislators Allkofer and Delehanty

Intro. No. ____

MOTION NO. ____ OF 2022

PROVIDING THAT RESOLUTION (INTRO. NO. ____ OF 2022) ENTITLED "APPROVING MONROE COMMUNITY COLLEGE'S 2022-2023 OPERATING BUDGET," BE TABLED

BE IT MOVED, that Resolution (Intro. No. ____ of 2022), entitled, "APPROVING MONROE COMMUNITY COLLEGE'S 2022-2023 OPERATING BUDGET," be tabled.

File No. 22-0246

ADOPTION: Date: _____ Vote: _____



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

July 8, 2022

OFFICIAL FILE COPY	
No. <u>220246</u>	
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
URGENT	-L

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

Subject: Approval of Monroe Community College's 2022-2023 Operating Budget

Honorable Legislators:

I recommend that Your Honorable Body approve the operating budget of Monroe Community College for the fiscal year September 1, 2022 through August 31, 2023 as submitted by the College.

The proposed 2022-2023 Monroe Community College budget has been reviewed by me, as well as the staff of the County's Office of Management and Budget. I concur with the request of the College.

The following resolution was adopted by the Monroe Community College Board of Trustees at their meeting on June 6, 2022:

RESOLVED, that the Board of Trustees of Monroe Community College approves the Operating Budget for the fiscal year September 1, 2022 through August 31, 2023 in the amount of \$109,440,000.

Approval of this budget will provide funding for 7,200 state-aidable full-time equivalent students during the College fiscal year. Adoption by Your Honorable Body is required before the State University of New York can approve its share of the College budget.

The specific legislative actions required are:

1. Schedule and hold a public hearing.
2. Approve the total Monroe Community College operating budget in the amount of \$109,440,000 and a sponsor contribution by the County of Monroe in the amount of \$20,380,000.

110 County Office Building • 39 West Main Street • Rochester, New York 14614

(585) 753-1000 • fax: (585) 753-1014 • www.monroecounty.gov • e-mail: countyexecutive@monroecounty.gov

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(27) (“conducting concurrent environmental, engineering, economic, feasibility and other studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not commit the agency to commence, engage in or approve such action”) and is not subject to further review under the State Environmental Quality Review Act.

The approval of this budget will require an appropriation of \$20,380,000 in the County of Monroe budget year 2023 as the County sponsor contribution.

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

By Legislators _____ and _____

Intro. No. ____

RESOLUTION NO. ____ OF 2022

APPROVING MONROE COMMUNITY COLLEGE'S 2022-2023 OPERATING BUDGET

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

Section 1. The operating budget for the fiscal year September 1, 2022 through August 31, 2023, in the amount of \$109,440,000 and a sponsor contribution by the County of Monroe in the amount of \$20,380,000, is hereby approved.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No. 22-0

ADOPTION: Date: _____ Vote: ____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

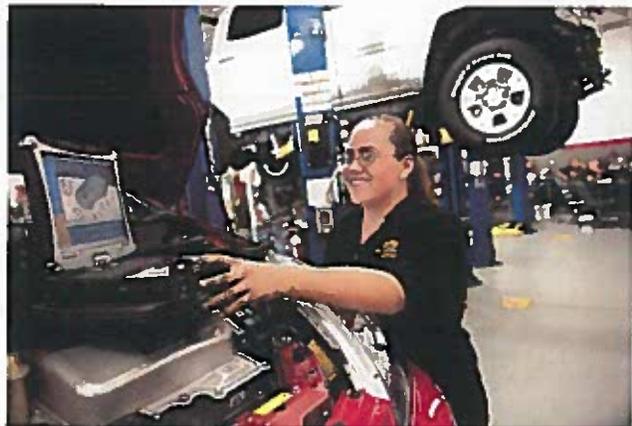
SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

2022-2023 Operating Budget



SEPTEMBER 1, 2022 – AUGUST 31, 2023



Monroe Community College 2022-2023 Operating Budget

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Monroe Community College 2022-2023 Operating Budget

Overview – Highlights

The college's 2022-2023 gross budget remains flat as compared to the 2021-2022 budget. The full-time student tuition rate will increase by \$50 to \$4,756/year. The base state aid rate remains flat at \$2,997 per FTE student. The net cost per FTE student reflects a year-on-year increase of \$665 or 4.9% driven primarily by the decline in enrollment and nominal increase in the net budget.

ENROLLMENT – 7,200 (state-aidable) FTEs

- Decrease of 323 FTEs or 4.3% fewer than the state-aidable enrollment in the 2021-2022 budget of 7,523.
- Unduplicated headcount for state-aidable students, in total, will approximate 19,478 in 2022-2023 compared to 16,796 in 2021-2022, reflecting an increase of 16.0%.

NET BUDGET – (as defined by SUNY) - \$103,019,320

- Reflects a \$382,000 increase from 2021-2022 attributable primarily to a decrease in budgeted enrollment with a corresponding reduction in student revenues and Federal Appropriation under the Higher Education Emergency Relief Fund (HEERF) act, offset by increases in Sponsor's Contribution and Charges to Other Counties.
- Computed by deducting Service Fees, Other Sponsored Programs and Other Sources revenue streams from the Gross Budget.

Monroe Community College 2022-2023 Operating Budget

Overview – Highlights

GROSS BUDGET - \$109,440,000

- Remains unchanged from 2021-2022.
- The year-over-year flat budget reflects implementation of various cost management strategies related to reduced compensation costs and contractual expenses, where possible, coupled with the reallocation of resources in support of student success.

NET COST PER FTE - \$14,308

- Increase of \$665 or 4.9% from the 2021-2022 budgeted net cost per FTE of \$13,643.
- This increase in net cost per FTE is primarily a result of the decline in aidable student enrollment and nominal increase in the net budget.

Monroe Community College
2022-2023 Operating Budget

Revenues – Highlights

STUDENT TUITION AND FEES - \$44,008,743; down 2.4%

Tuition - \$35,642,727; down 1.8%

- Full-time tuition rate increases to \$4,756 per year.
- Part-time tuition rate increases to \$198 per credit hour.
- An average 5-year annual increase in the full-time tuition rate of 2.1%. MCC remains among the lowest cost SUNY community colleges.

Fees - \$7,325,016 down 4.2%

- Year-over-year variance of approximately \$325,000 is due primarily to the decline in budgeted enrollment.
- Technology fees will remain flat year over year.

Charges to Non-residents - \$1,041,000; down 9.2%

- Decrease is due primarily to the decline in budgeted enrollment.

**Monroe Community College
2022-2023 Operating Budget**

Revenues – Highlights

STATE AID - \$29,920,662; down 0.1%

- The overall decrease in state aid of \$14,333 is driven by adoption of a funding floor set at 100% of the SUNY approved 2021/22 base aid as stipulated in the NYS Enacted budget.
- The enacted funding floor provides more than \$5,575,000 more than the FTE funding model.
- The base aid rate remains at \$2,997 per FTE.

FEDERAL APPROPRIATION (HEERF) - \$5,400,000

- Represents an allocation of institutional funds under the HEERF Program.

SPONSOR CONTRIBUTION - \$20,380,000; increase of \$750,000

- Reflects an increase of \$750,000 year-over-year.
- Sponsor contribution has increased on an average annual basis by 1.3% over the last 5 years.

Monroe Community College
2022-2023 Operating Budget

Appropriations – Highlights

PERSONAL SERVICES EXPENDITURES will decrease \$109,858 or 0.2%. This includes contractual commitments under employee labor contracts, offset by reductions in staffing as costs are realigned with enrollment expectations.

EMPLOYEE BENEFITS will increase by \$250,000 due primarily to increases in health care benefit costs, offset by reduced pension expenses and the impact of fewer faculty and staff positions as positions are aligned with expected enrollment.

EQUIPMENT EXPENDITURES will increase by \$267,754. Expenditures for equipment represent less than 1.0% of the college's operating budget.

CONTRACTUAL EXPENDITURES will decrease \$407,896 or 2.3% as costs are aligned with budgeted 2022-2023 revenues mainly as a result of reduced services contracts, supplies and other costs.

Monroe Community College 2022-2023 Operating Budget

Financial Summary

	<u>2020/21 ACTUAL</u>	<u>2021/2022 BUDGET</u>	<u>2022/2023 BUDGET REQUEST</u>	<u>2022/2023 INCREASE (DECREASE)</u>	<u>% VAR</u>
REVENUE:					
Tuition and Fees	\$50,903,675	\$45,095,985	\$44,008,743	(\$1,087,242)	(2.4%)
Other Sponsored Programs	2,372,505	2,816,000	2,816,000	0	0.0%
State Aid	30,645,115	29,934,995	29,920,662	(14,333)	(0.1%)
Federal Appropriation - HEERF	16,724,646	6,900,000	5,400,000	(1,500,000)	(21.7%)
Sponsor's Contribution	19,130,000	19,630,000	20,380,000	750,000	3.8%
Charges to Other Counties	5,035,522	3,904,696	5,513,040	1,608,344	41.2%
Other Sources	1,921,343	1,004,700	1,263,700	259,000	25.8%
Allocated Fund Balance	(24,881,891)	153,624	137,855	(15,769)	(10.3%)
TOTAL REVENUES	<u>\$101,850,915</u>	<u>\$109,440,000</u>	<u>\$109,440,000</u>	<u>\$0</u>	<u>0.0%</u>
COSTS BY FUNCTION:					
Instruction	\$38,310,209	\$43,200,149	\$41,671,325	(\$1,528,824)	(3.5%)
Other Sponsored Programs	2,460,670	2,725,723	2,725,723	0	0.0%
Public Service	475,890	499,689	531,214	31,525	6.3%
Academic Support	12,843,539	11,798,893	12,132,065	333,172	2.8%
Libraries	1,804,582	1,879,668	1,906,527	26,859	1.4%
Student Services	9,995,381	12,121,956	12,236,239	114,283	0.9%
Maintenance & Operation of Plant	15,106,866	17,984,565	19,039,328	1,054,763	5.9%
General Administration	8,499,660	9,038,347	9,075,411	37,064	0.4%
General Institutional	12,354,118	10,191,010	10,122,168	(68,842)	(0.7%)
TOTAL EXPENDITURES	<u>\$101,850,915</u>	<u>\$109,440,000</u>	<u>\$109,440,000</u>	<u>\$0</u>	<u>0.0%</u>
COSTS BY OBJECT:					
Personal Services	\$57,139,215	\$60,020,619	\$59,910,761	(\$109,858)	(0.2%)
Employee Benefits	29,982,756	31,310,000	31,560,000	250,000	0.8%
Equipment	352,470	379,949	647,703	267,754	70.5%
Contractual Expenses	14,376,474	17,729,432	17,321,536	(407,896)	(2.3%)
TOTAL EXPENDITURES	<u>\$101,850,915</u>	<u>\$109,440,000</u>	<u>\$109,440,000</u>	<u>\$0</u>	<u>0.0%</u>

Monroe Community College 2022-2023 Operating Budget

Enrollment Summary

	<u>2020/21 ACTUAL</u>	<u>2021/2022 BUDGET</u>	<u>2022/2023 BUDGET REQUEST</u>	<u>2022/2023 INCREASE (DECREASE)</u>	<u>% VAR</u>
<u>FTEs:</u>					
<u>STATE AIDABLE:</u>					
Credit	8,234	7,468	7,158	(310)	(4.2%)
Non-Credit	47	55	42	(13)	(23.6%)
TOTAL STATE AIDABLE	8,281	7,523	7,200	(323)	(4.4%)
Non-Aidable	296	200	190	(10)	(5.0%)
TOTAL FTEs	8,577	7,723	7,390	(333)	(4.3%)
<u>STUDENT HEADCOUNT: (Unduplicated)</u>					
State-Aidable	20,700	16,793	19,478	2,685	16.0%
Non-Aidable	2,523	3,019	2,218	(801)	(26.5%)
TOTAL	23,223	19,813	21,696	1,883	9.5%

Monroe Community College 2022-2023 Operating Budget

	2020/21 ACTUAL	Revenues 2021/2022 BUDGET	2022/2023 BUDGET REQUEST	2022/2023 INCREASE (DECREASE)	% VAR
<u>TUITION AND FEES</u>					
<u>STUDENT TUITION:</u>					
Fall/Spring	\$36,641,066	\$32,378,727	\$31,488,025	\$ (890,702)	(2.8%)
Winter	384,261	264,477	325,215	60,738	23.0%
Summer	4,396,012	3,656,858	3,829,487	172,629	4.7%
TOTAL TUITION	\$41,421,339	\$36,300,062	\$35,642,727	\$ (657,335)	(1.8%)
<u>CHARGES TO NON-RESIDENTS</u>	1,426,320	1,146,000	1,041,000	(105,000)	(9.2%)
<u>STUDENT FEES</u>	8,056,016	7,649,923	7,325,016	(324,907)	(4.2%)
TOTAL TUITION and FEES	\$50,903,675	\$45,095,985	\$44,008,743	\$ (1,087,242)	(2.4%)
<u>OTHER SPONSORED PROGRAMS</u>	2,372,505	2,816,000	2,816,000	0	0.0%
<u>GOVERNMENT APPROPRIATIONS:</u>					
State Aid	30,645,115	29,934,995	29,920,662	(14,333)	(0.1%)
Federal Appropriation - HEERF	16,724,646	6,900,000	5,400,000	(1,500,000)	(21.7%)
Sponsor's Contribution	19,130,000	19,630,000	20,380,000	750,000	3.8%
Charges to Other Counties	5,035,522	3,904,696	5,513,040	1,608,344	41.2%
<u>OTHER SOURCES:</u>					
Interest	33	1,000	201,000	200,000	20000.0%
Rental Income	134,885	177,500	177,500	0	0.0%
Miscellaneous	1,786,425	826,200	885,200	59,000	7.1%
TOTAL	1,921,343	\$1,004,700	\$1,263,700	\$ 259,000	25.8%
<u>ALLOCATED FUND BALANCE</u>	(24,881,891)	153,624	137,855	(15,769)	(10.3%)
TOTAL REVENUES	\$101,850,915	\$109,440,000	\$109,440,000	\$ -	0.0%

Monroe Community College 2022-2023 Operating Budget

Expenditures

	<u>2020/21 ACTUAL</u>	<u>2021/2022 BUDGET</u>	<u>2022/2023 BUDGET REQUEST</u>	<u>2022/2023 INCREASE (DECREASE)</u>	<u>% VAR</u>
INSTRUCTION					
Fall & Spring					
Personal Services	\$25,392,227	\$26,327,406	\$25,322,123	(\$1,005,283)	(3.8%)
Employee Benefits	9,345,397	11,696,834	11,372,034	(324,800)	(2.8%)
Equipment	181,054	186,914	397,914	211,000	112.9%
Contractual Expenses	1,606,535	2,689,883	2,531,719	(158,164)	(5.9%)
TOTAL	\$36,525,213	\$40,901,037	\$39,623,790	(\$1,277,247)	(3.1%)
Winter Session					
Personal Services	\$125,591	\$115,400	\$114,404	(\$996)	(0.9%)
Employee Benefits	26,196	52,162	51,378	(784)	(1.5%)
TOTAL	\$151,787	\$167,562	\$165,782	(\$1,780)	(1.1%)
Summer Session					
Personal Services	\$1,373,971	\$1,468,000	\$1,298,571	(\$169,429)	(11.5%)
Employee Benefits	259,238	663,550	583,182	(80,368)	(12.1%)
TOTAL	\$1,633,209	\$2,131,550	\$1,881,753	(\$249,797)	(11.7%)
TOTAL INSTRUCTION					
Personal Services	\$26,891,789	\$27,910,806	\$26,735,098	(\$1,175,708)	(4.2%)
Employee Benefits	9,630,831	12,412,546	12,006,594	(405,952)	(3.3%)
Equipment	181,054	186,914	397,914	211,000	112.9%
Contractual Expenses	1,606,535	2,689,883	2,531,719	(158,164)	(5.9%)
TOTAL	\$38,310,209	\$43,200,149	\$41,671,325	(\$1,528,824)	(3.5%)

Monroe Community College 2022-2023 Operating Budget

Expenditures

	<u>2020/21 ACTUAL</u>	<u>2021/2022 BUDGET</u>	<u>2022/2023 BUDGET REQUEST</u>	<u>2022/2023 INCREASE (DECREASE)</u>	<u>% VAR</u>
<u>OTHER SPONSORED PROGRAMS</u>					
Personal Services	\$844,453	\$1,026,586	\$978,345	(\$48,241)	(4.7%)
Employee Benefits	288,763	369,756	345,018	(24,738)	(6.7%)
Equipment	0	0	0	0	NA
Contractual Expenses	<u>1,327,454</u>	<u>1,329,381</u>	<u>1,402,360</u>	<u>72,979</u>	5.5%
TOTAL	\$2,460,670	\$2,725,723	\$2,725,723	\$0	0.0%
<u>PUBLIC SERVICE</u>					
Personal Services	\$300,929	\$311,122	\$336,167	\$25,045	8.0%
Employee Benefits	157,967	142,432	155,411	12,979	9.1%
Equipment	8,921	19,000	15,501	(3,499)	(18.4%)
Contractual Expenses	<u>8,073</u>	<u>27,135</u>	<u>24,135</u>	<u>(3,000)</u>	(11.1%)
TOTAL	\$475,890	\$499,689	\$531,214	\$31,525	6.3%
<u>ACADEMIC SUPPORT</u>					
Personal Services	\$6,560,044	\$6,649,079	\$6,914,578	\$265,499	4.0%
Employee Benefits	2,963,948	2,659,528	2,792,919	133,391	5.0%
Equipment	31,508	55,835	58,988	3,153	5.6%
Contractual Expenses	<u>3,288,039</u>	<u>2,434,451</u>	<u>2,365,580</u>	<u>(68,871)</u>	(2.8%)
TOTAL	\$12,843,539	\$11,798,893	\$12,132,065	\$333,172	2.8%
<u>LIBRARIES</u>					
Personal Services	\$1,107,140	\$1,112,375	\$1,116,539	\$4,164	0.4%
Employee Benefits	495,423	528,507	535,702	7,195	1.4%
Equipment	0	0	0	0	NA
Contractual Expenses	<u>202,019</u>	<u>238,786</u>	<u>254,286</u>	<u>15,500</u>	6.5%
TOTAL	\$1,804,582	\$1,879,668	\$1,906,527	\$26,859	1.4%

Monroe Community College 2022-2023 Operating Budget

Expenditures					
	<u>2020/21 ACTUAL</u>	<u>2021/2022 BUDGET</u>	<u>2022/2023 BUDGET REQUEST</u>	<u>2022/2023 INCREASE (DECREASE)</u>	<u>% VAR</u>
<u>STUDENT SERVICES</u>					
Personal Services	\$5,980,068	\$6,870,470	\$6,907,515	\$37,045	0.5%
Employee Benefits	2,830,671	3,626,899	3,682,311	55,412	1.5%
Equipment	4,333	4,000	6,900	2,900	72.5%
Contractual Expenses	<u>1,180,309</u>	<u>1,620,587</u>	<u>1,639,513</u>	<u>18,926</u>	1.2%
TOTAL	\$9,995,381	\$12,121,956	\$12,236,239	\$114,283	0.9%
<u>MAINTENANCE & OPERATION OF PLANT</u>					
Personal Services	\$7,164,462	\$7,668,567	\$8,378,214	\$709,647	9.3%
Employee Benefits	3,671,500	3,922,245	4,327,345	405,100	10.3%
Equipment	114,731	107,000	157,000	50,000	46.7%
Contractual Expenses	<u>4,156,173</u>	<u>6,286,753</u>	<u>6,176,769</u>	<u>(109,984)</u>	(1.7%)
TOTAL	\$15,106,866	\$17,984,565	\$19,039,328	\$1,054,763	5.9%
<u>GENERAL ADMINISTRATION</u>					
Personal Services	\$4,812,184	\$4,920,627	\$5,043,696	\$123,069	2.5%
Employee Benefits	2,167,051	2,456,387	2,542,581	86,194	3.5%
Equipment	3,485	5,800	8,800	3,000	51.7%
Contractual Expenses	<u>1,516,940</u>	<u>1,655,533</u>	<u>1,480,334</u>	<u>(175,199)</u>	(10.6%)
TOTAL	\$8,499,660	\$9,038,347	\$9,075,411	\$37,064	0.4%
<u>GENERAL INSTITUTIONAL</u>					
Personal Services	\$3,478,146	\$3,550,987	\$3,500,609	(\$50,378)	(1.4%)
Employee Benefits	7,776,602	5,191,700	5,172,119	(19,581)	(0.4%)
Equipment	8,438	1,400	2,600	1,200	85.7%
Contractual Expenses	<u>1,090,932</u>	<u>1,446,923</u>	<u>1,446,840</u>	<u>(83)</u>	(0.0%)
TOTAL	\$12,354,118	\$10,191,010	\$10,122,168	(\$68,842)	(0.7%)
<u>TOTAL COSTS</u>					
Personal Services	\$57,139,215	\$60,020,619	\$59,910,761	(\$109,858)	(0.2%)
Employee Benefits	29,982,756	31,310,000	31,560,000	250,000	0.8%
Equipment	352,470	379,949	647,703	267,754	70.5%
Contractual Expenses	<u>14,376,474</u>	<u>17,729,432</u>	<u>17,321,536</u>	<u>(407,896)</u>	(2.3%)
GRAND TOTAL	\$101,850,915	\$109,440,000	\$109,440,000	\$0	0.0%

Monroe Community College 2022-2023 Operating Budget

	Enrollment			
	<u>2020/2021 ACTUAL</u>	<u>2021/2022 Budget</u>	<u>2022/2023 BUDGET REQUEST</u>	<u>2022/2023 INCREASE (DECREASE)</u>
<u>STATE AIDABLE CREDIT FTEs</u>				
<u>FALL SEMESTER</u>				
Full-Time	2,578	2,490	2,240	(250)
Part-Time	1,009	749	877	128
Credit Course Supplement	557	455	486	31
TOTAL	<u>4,144</u>	<u>3,694</u>	<u>3,603</u>	<u>(91)</u>
<u>WINTER SESSION</u>				
Part-Time	65	46	56	10
<u>SPRING SEMESTER</u>				
Full-Time	1,927	2,065	1,675	(390)
Part-Time	943	763	820	57
Credit Course Supplement	380	234	331	97
TOTAL	<u>3,250</u>	<u>3,062</u>	<u>2,826</u>	<u>(236)</u>
<u>SUMMER SESSION</u>				
Full-Time/Part-Time	775	666	673	7
TOTAL	<u>8,234</u>	<u>7,468</u>	<u>7,158</u>	<u>(310)</u>
<u>STATE AIDABLE NON-CREDIT FTEs</u>				
Fall Semester	8	40	7	(33)
Spring Semester	25	15	22	7
Summer Session	14	0	13	13
TOTAL	<u>47</u>	<u>55</u>	<u>42</u>	<u>(13)</u>
TOTAL STATE AIDABLE FTEs	<u>8,281</u>	<u>7,523</u>	<u>7,200</u>	<u>(323)</u>
<u>OTHER SPONSORED PROGRAMS (NON-AIDABLE)</u>				
	296	200	190	(10)
TOTAL	<u>8,577</u>	<u>7,723</u>	<u>7,390</u>	<u>(333)</u>
<u>STUDENT HEADCOUNT</u>				
State-Aidable	20,700	16,793	19,478	2,685
Non-Aidable	2,523	3,019	2,218	(801)
TOTAL HEADCOUNT (unduplicated)	<u>23,223</u>	<u>19,813</u>	<u>21,696</u>	<u>1,884</u>

Monroe Community College 2022-2023 Operating Budget

TUITION AND FEE SCHEDULE

	2021-2022	2022-2023
TUITION		
NEW YORK STATE residents who are residents of the sponsorship area or non-residents of the sponsorship area who present Certificates of Residence:		
Full-time (12 credit hours or equivalent or more per semester) per academic year	\$4,706.00	\$4,756.00
Part-time (per semester credit hour or equivalent)	\$196.00	\$198.00
Part-time Off-Peak (per semester credit hour or equivalent)	\$130.00	\$132.00
High school students taking college-level credit courses at their high school	\$65.00	\$66.00
Students enrolled in early college high school and/or P-TECH programs	\$0 - \$65.00	\$0 - \$66.00
NEW YORK STATE residents who do not present Certificate(s) of Residence and non-residents of NYS:		
Full-time (12 credit hours or equivalent or more per semester) per academic year	\$9,412.00	\$9,512.00
Part-time (per semester credit hour or equivalent)	\$392.00	\$396.00
Part-time Off-Peak (per semester credit hour or equivalent)	\$260.00	\$264.00
High school students taking college-level credit courses at their high school	\$130.00	\$132.00
Students enrolled in early college high school and/or P-TECH programs	\$0 - \$130.00	\$0 - \$132.00

Monroe Community College 2022-2023 Operating Budget

TUITION AND FEE SCHEDULE

	<u>2021-2022</u>	<u>2022-2023</u>
STUDENT SERVICE FEES		
Laboratory/Service Fee ¹	\$15.00 - \$675.00	\$8.00 - \$675.00
Dual enrollment course fee	\$0	\$0
Credit by Examination	\$196.00	\$198.00
Returned Check Fee	\$20.00	\$20.00
Late Registration Fee	\$25.00	\$25.00
Re-registration Fee	\$25.00	\$25.00
Deferred Payment Fee	\$20.00 - \$50.00	\$20.00 - \$50.00
Enrollment / Records Fee (per applicable session)	\$8.00	\$8.00
Open Educational Resources (OER) Course Fee - for each registered OER course	\$10.00	\$10.00
Students enrolled in early college high school and/or P-TECH programs	May be waived	May be waived
¹ Does not include Airport Rescue Fire Fighter and Hazardous Materials Course Fees. Does Include fees for health related courses		
OUT-OF-STATE STUDENT CAPITAL REVENUE FEE		
Required for all out-of-state students per credit hour up to a \$300 annual maximum	\$10.00 - \$300.00	\$10.00 - \$300.00
STUDENT LIFE FEE²		
Fall and Spring (per semester)		
12 or more credit hours or equivalent	\$130.00	\$156.00
9-11 credit hours or equivalent	\$113.00	\$136.25
5-8 credit hours or equivalent	\$57.00	\$70.25
1-4 credit hours or equivalent	\$36.50	\$45.25
Summer Session Student Life fee (per credit hour)	\$2.25	\$3.00
Summer Session Photo ID fee	\$2.50	\$3.00
Students enrolled in early college high school and/or P-Tech programs	May be waived	May be waived
² less Graduation Fee of \$2.75 for part-time non-matriculated students		

Monroe Community College 2022-2023 Operating Budget

TUITION AND FEE SCHEDULE

	2021-2022	2022-2023
TECHNOLOGY FEE (per applicable term)		
12 or more credit hours or equivalent	\$325.00	\$325.00
9-11 credit hours or equivalent	\$218.00	\$218.00
5-8 credit hours or equivalent	\$110.00	\$110.00
1-4 credit hours or equivalent	\$56.00	\$56.00
Students enrolled in early college high school and/or P-TECH programs	May be waived	May be waived
 TRANSPORTATION FEE		
Fall and Spring (per semester)	\$75.00	\$75.00
This Transportation Fee supports expenses related to full-service transportation including vehicle registration (on-campus parking) and access to bus services provided by the Regional Transit Service (RTS) with a valid MCC ID, and maintenance and security of campus roadways, walkways, and parking lots		
Students participating in any dual or concurrent enrollment program	Waived	Waived

Monroe Community College 2022-2023 Operating Budget

TUITION AND FEE SCHEDULE

	2021-2022	2022-2023
HEALTH INSURANCE FEE		
Required of all international students holding non-immigrant visas, (includes repatriation and emergency evacuation coverage) and all students without coverage in Nursing and other Health-related clinical courses.		
Fall registrants - Annual (coverage is August through July)	\$2,423.00	\$2,591.00
Fall registrants - Fall only (coverage is August through mid-January)	\$1,109.00	\$1,186.00
Spring registrants (coverage is mid-January through July)	\$1,314.00	\$1,405.00
Summer registrants (coverage is June through July)	\$404.00	\$432.00
HEALTH FEE (per semester)		
Required of all students registered for 6 or more credit hours or equivalent	\$10.00	\$10.00
Students enrolled in early college high school and/or P-TECH programs	May be waived	May be waived

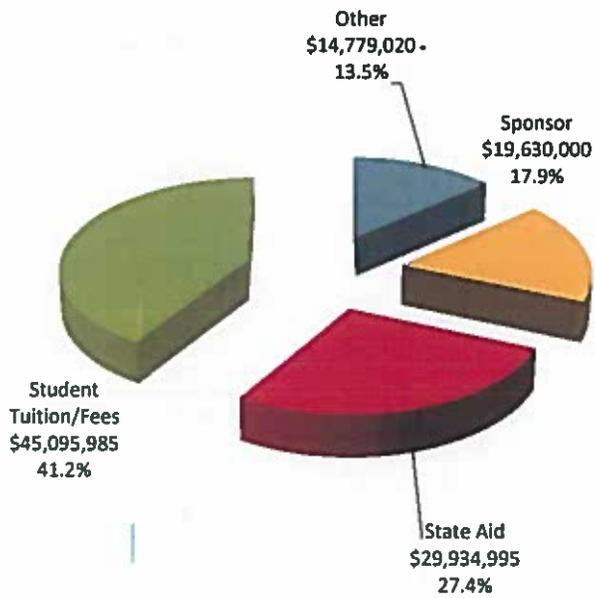
Monroe Community College 2022-2023 Operating Budget

Revenue Sources – Highlights

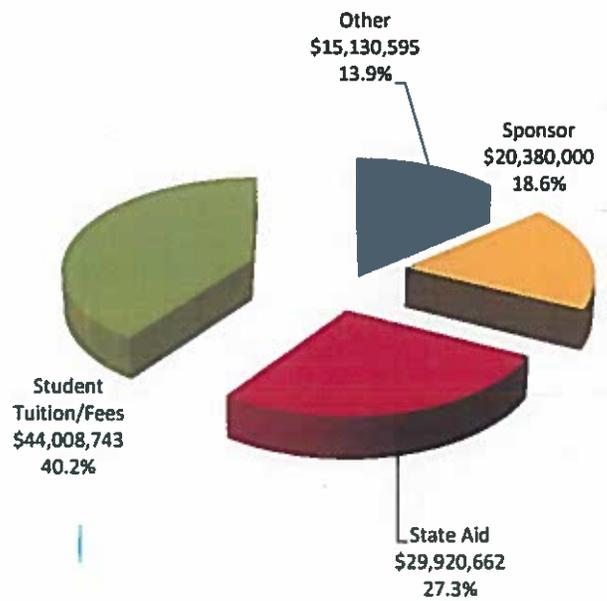
- ❑ The state, county sponsor, and students provide 86.2% of total funding for the operating budget.
- ❑ State aid is determined by SUNY in accord with the state budget. For the 2022-2023 year, base state aid is the higher of \$2,997 per FTE or 100% of the 2021-22 SUNY approved base aid. Under the enacted funding floor, state aid amounts to \$29,920,662 or 27.3% of the total revenue budget.
- ❑ Sponsor contribution amounts to \$20,380,000, an increase of \$750,000 or 3.8% over last year. This represents 18.6% of the total revenue budget.
- ❑ Student tuition and fees will total \$44,008,743 or 40.2% of the total revenue budget.
- ❑ Student tuition rates will increase to \$4,756 for full-time and \$198 per credit hour for part-time students. Historically, this amounts to a 2.1% average annual increase over the last 5-year period. Student tuition will fund \$35,642,727 or 32.6% of the total budget. The Technology fee will remain flat at \$325 per applicable term and will provide \$4,605,537 in student support.
- ❑ Other sources of revenue totaling \$15,130,595 or 13.9% include \$5,400,000 in Federal Appropriation – HEERF funding, Other Sponsored Programs, charges to other counties, interest, rental and miscellaneous revenue and use of allocated fund balance.

Monroe Community College 2022-2023 Operating Budget

Total Revenues – 2021-2022
\$109,440,000



Total Revenues – 2022-2023
\$109,440,000

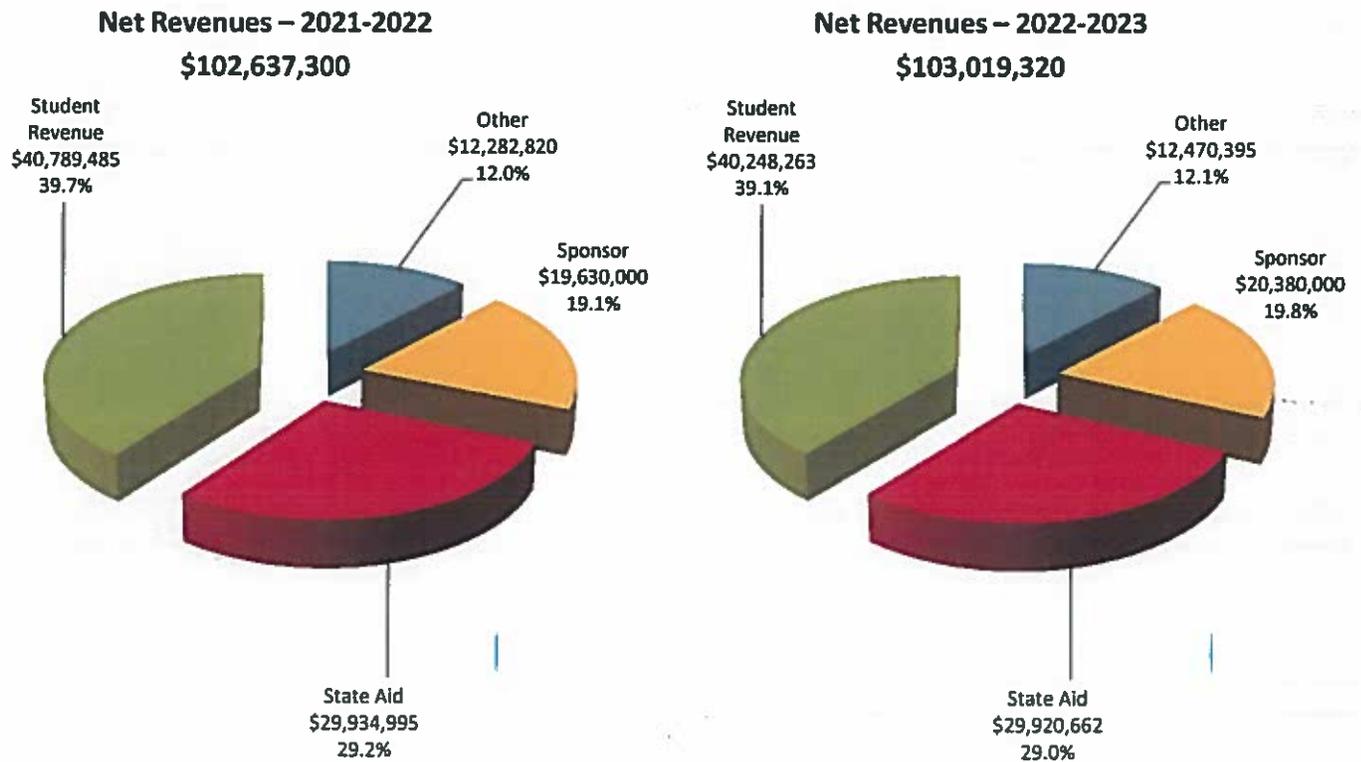


Monroe Community College 2022-2023 Operating Budget

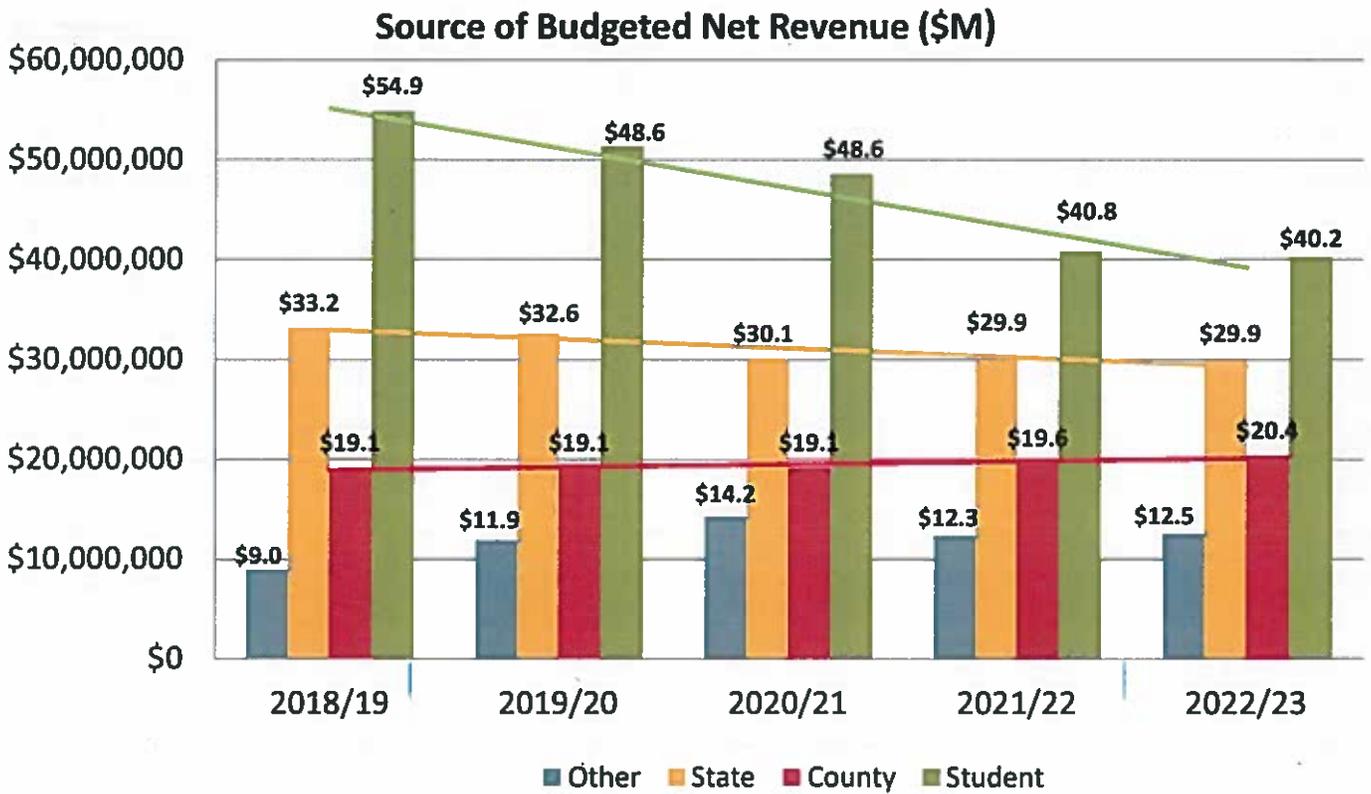
Net Revenue – Highlights

- ❑ The net operating budget of \$103,019,320 equals the gross operating budget minus offsetting operating revenues and budgeted appropriations not allowable for state aid, such as Other Sponsored Programs. This is the basis for the tri-party funding partnership: the state, local sponsor, and student revenue.
- ❑ State aid is provided in the form of enrollment-based funding as determined by SUNY. For the 2022-2023 year, base state aid is the higher of \$2,997 per FTE or 100% of the 2021-22 SUNY approved base aid. Under the enacted funding floor, state aid amounts to \$29,920,662 or 29.0% of the net revenue budget.
- ❑ Sponsor contribution amounts to \$20,380,000 – an increase of \$750,000 over last year. This represents 19.8% of the net revenue budget.
- ❑ Student revenue (tuition and technology fees) will total \$40,248,263 or 39.1% of the net revenue budget. Amended tuition limitation regulations allow community colleges to exceed the limit of one-third of the net budget. This budget anticipates that this amendment will continue.
- ❑ Other sources of net revenue totaling \$12,470,395 or 12.1% include \$5,400,000 in Federal Appropriation – HEERF funding, charges to other counties, non-resident tuition, interest and rental revenue allowable under SUNY guidelines, and use of allocated fund balance.

Monroe Community College 2022-2023 Net Operating Budget

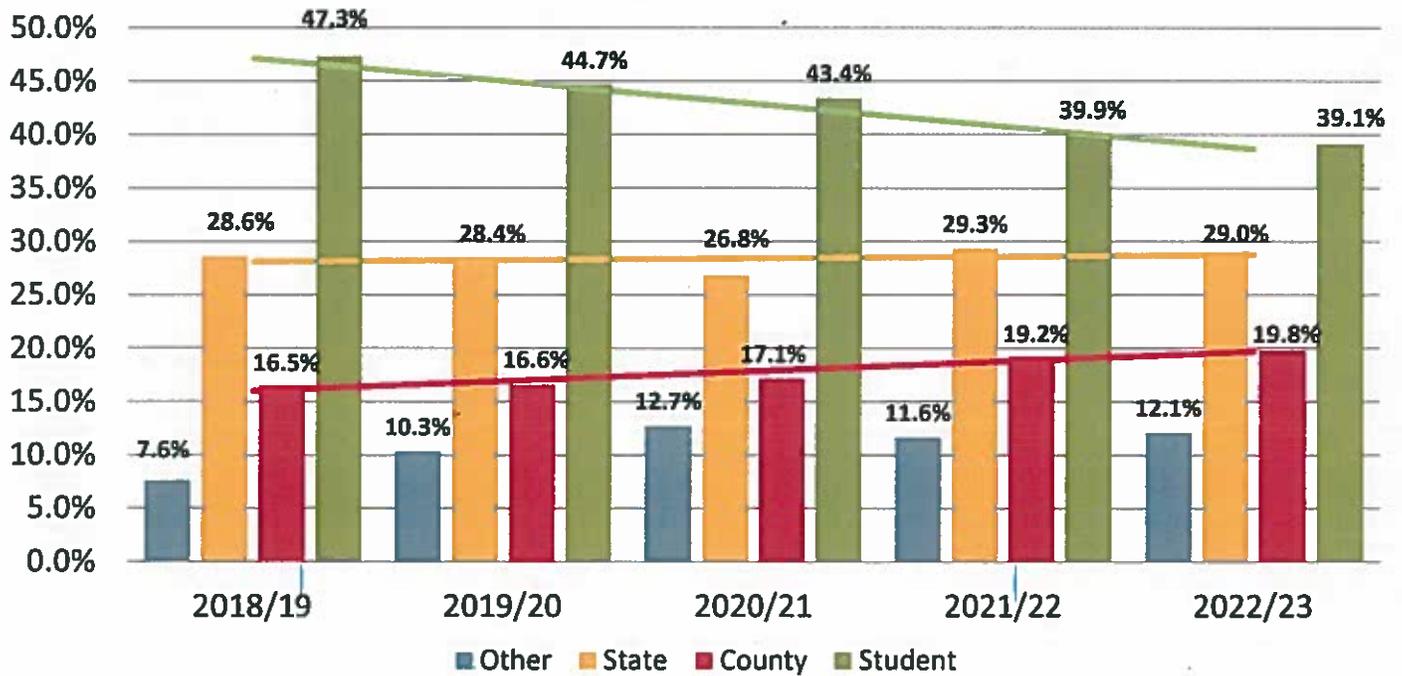


Monroe Community College 2022-2023 Operating Budget



Monroe Community College 2022-2023 Operating Budget

Source of Budgeted Net Revenue (%)



x

Monroe Community College 2022-2023 Operating Budget

Increase (Decrease) in Revenue

- ❑ This chart represents the revenue that is required to fund the College's 2022-2023 operating budget.
- ❑ As previously illustrated, there are three (3) primary sources of revenue for the operating budget. It is anticipated that compared to the 2022-2023 budget, the three sources will change by the following amounts:

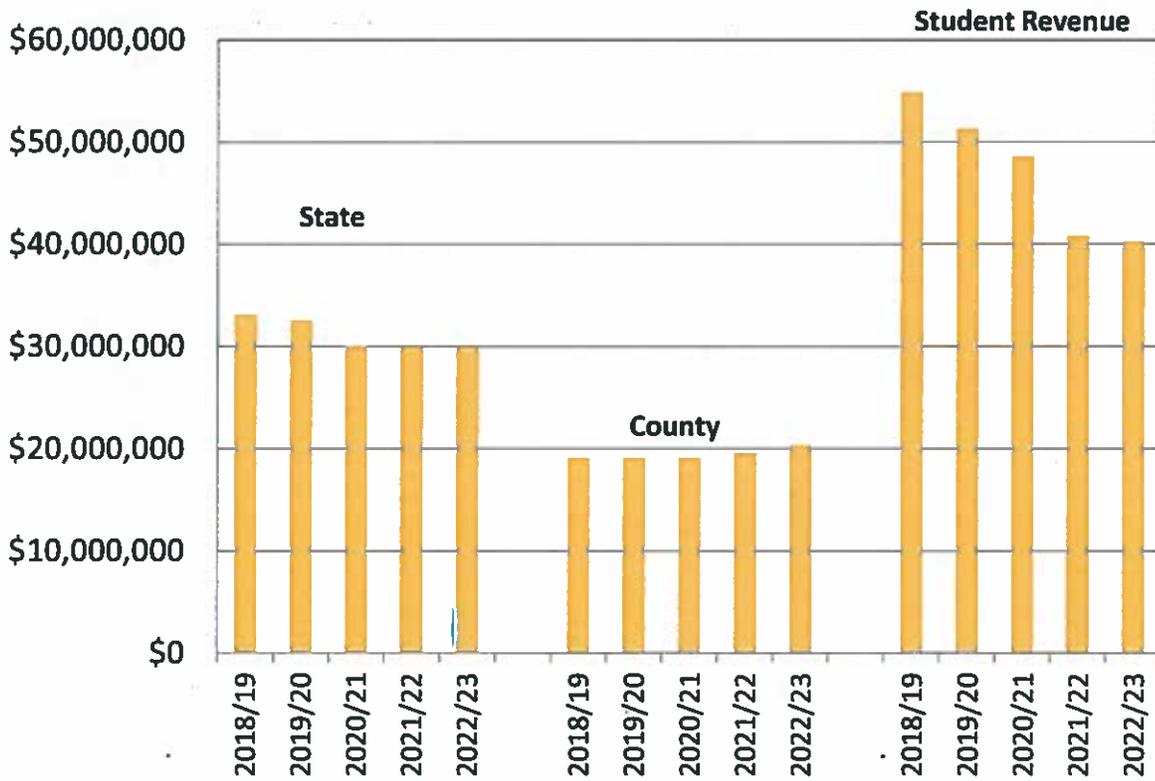
Student Tuition and Fees	(\$1,087,242)	(2.4%)
State of New York	(\$ 14,333)	(0.1%)
County of Monroe	\$ 750,000	3.8%

- ❑ Per the approved state budget, base state aid is set at the enacted 100% funding floor.
- ❑ A three-year history of year-on-year changes in the primary sources of budgeted revenue is as follows:

	<u>2020-2021</u>	<u>2021-2022</u>	<u>2022-2023</u>
Student Tuition and Fees	(\$3,257,068)	(\$7,897,949)	(\$1,087,242)
State of New York	(2,488,831)	(154,997)	(14,333)
County of Monroe	0	500,000	750,000

**Monroe Community College
2022-2023 Operating Budget**

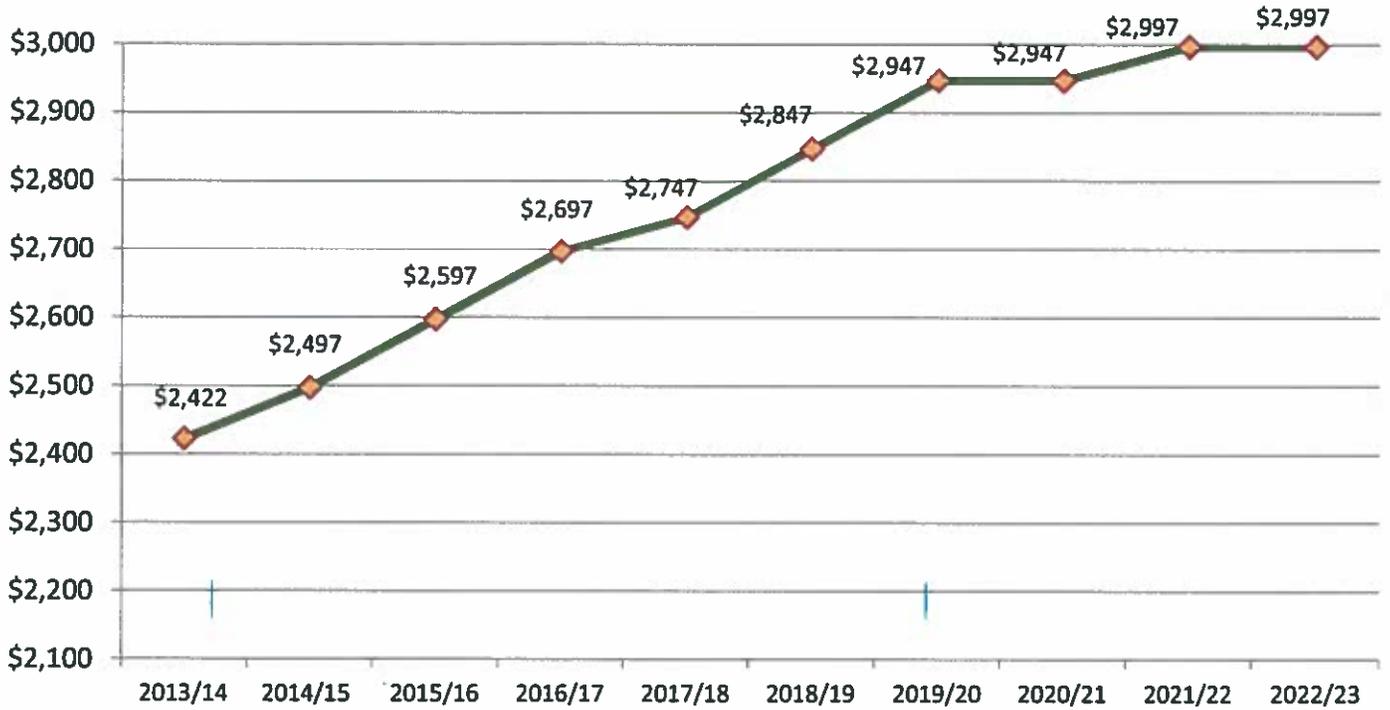
Budgeted Revenue by Primary Source



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Monroe Community College
2022-2023 Operating Budget

Base State Aid Per FTE



**Monroe Community College
2022-2023 Operating Budget**

Appropriations - Costs by Object

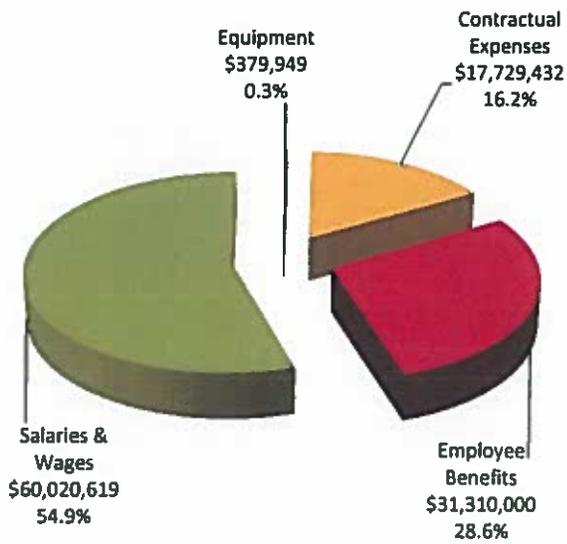
- 83.6% of the operating budget request is for salaries and benefits for faculty and staff.
- Less than 1.0% of the operating budget request is for equipment.
- 15.8% of the operating budget request is for contractual expenses, such as utilities, maintenance agreements and supplies.
- The percentage change in the budget categories is comprised of the following:

Personal Services	(0.10%)
Employee Benefits	0.23%
Equipment	0.24%
Contractual Expenses	(0.37%)
Overall Change	<u>(0.00%)</u>

Monroe Community College 2022-2023 Operating Budget

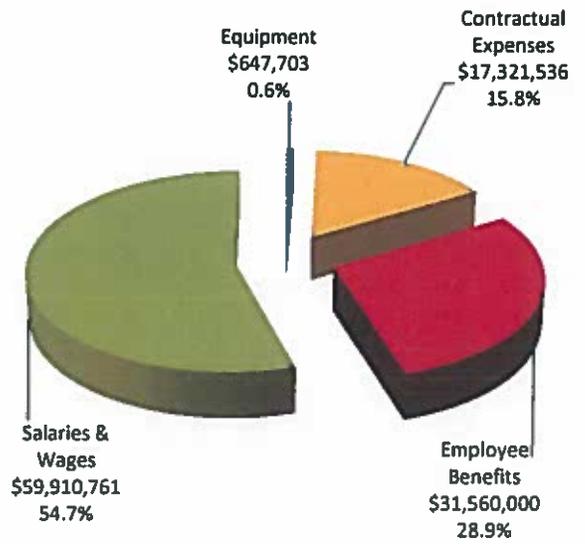
Appropriations – Costs by Object

**2021-2022
\$109,440,000**



Appropriations – Costs by Object

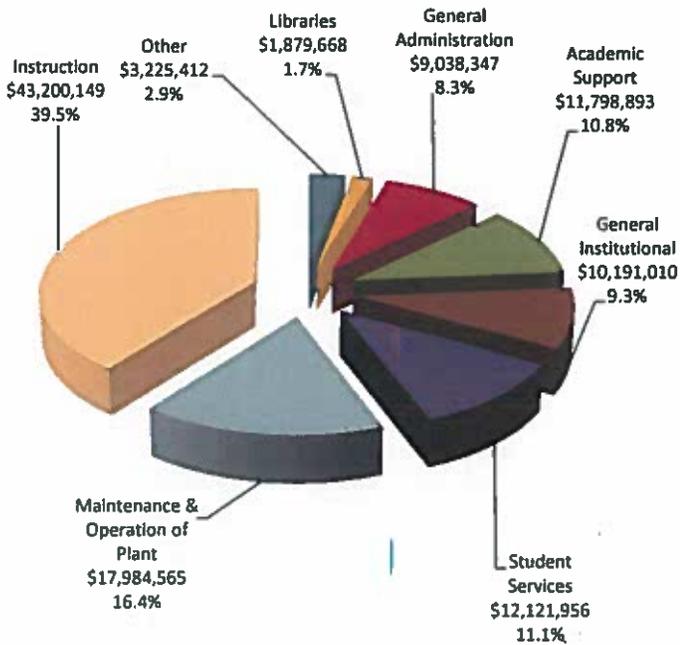
**2022-2023
\$109,440,000**



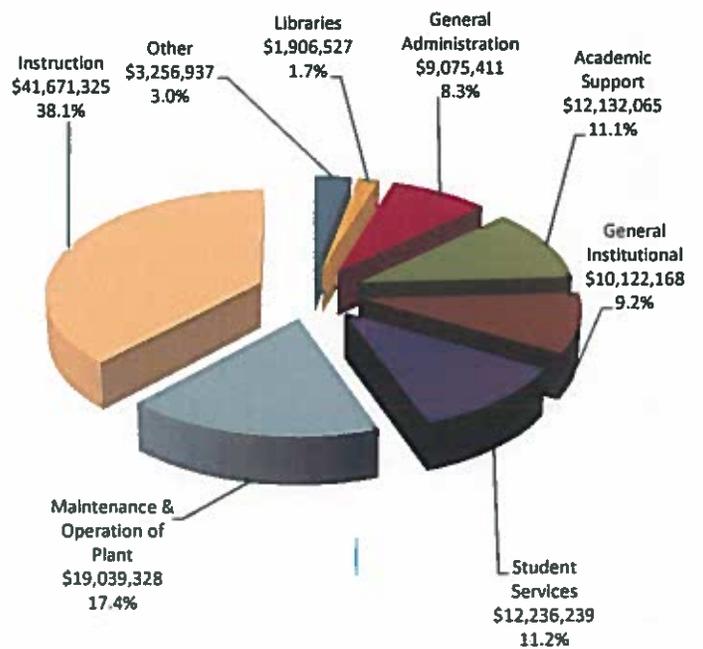
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Monroe Community College 2022-2023 Operating Budget

Gross Budget by Function – 2021-2022
\$109,440,000



Gross Budget by Function – 2022-2023
\$109,440,000



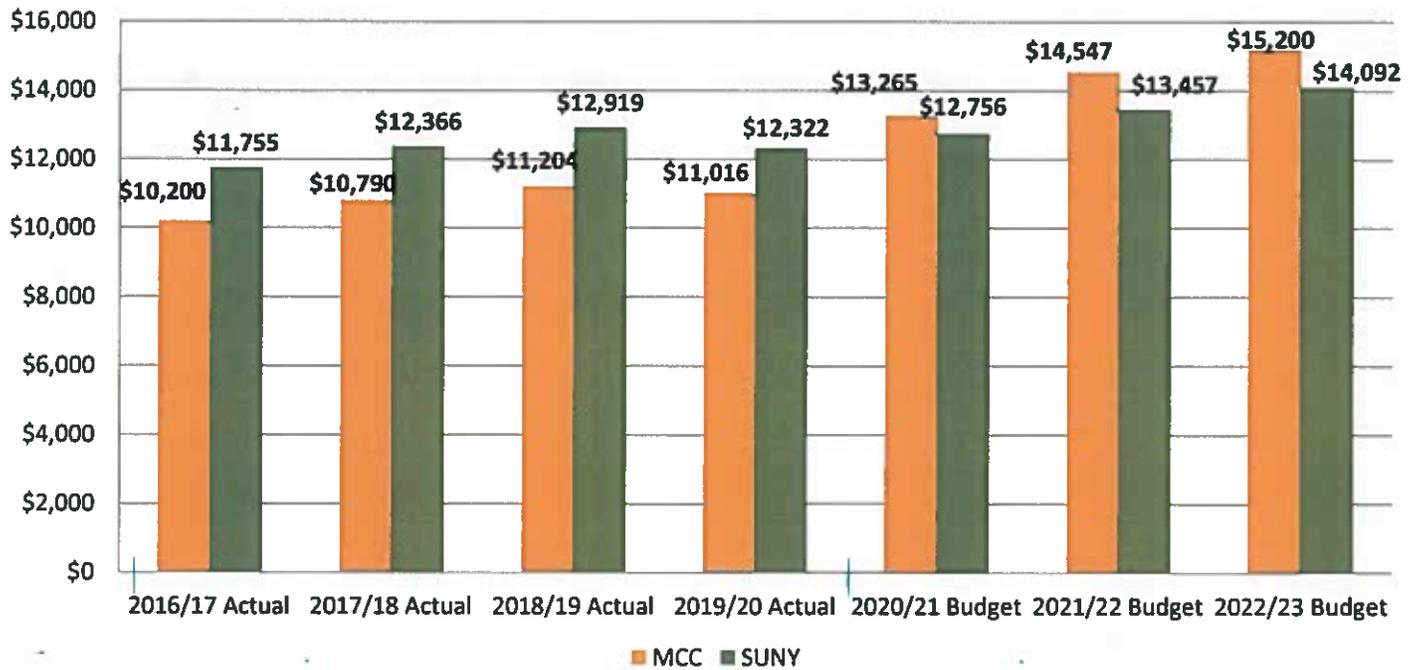
Monroe Community College 2022-2023 Operating Budget

Gross Budgeted Expenditures per FTE Student

- ❑ This graph compares Monroe Community College's total cost per full-time equivalent (FTE) student with the average cost per FTE student for all community colleges under the program of the State University of New York (SUNY).
- ❑ For the 2022-2023 year, the gross budgeted expenditure per FTE student is \$15,200, up \$653 from the 2021-2022 gross budgeted amount of \$14,547. This is due primarily to the anticipated decrease in state-aidable credit enrollment.
- ❑ The budgeted cost per FTE of \$15,200 is \$1,108 or 7.9% above the computed SUNY average of \$14,092 for the 2021-22 year.

Monroe Community College 2022-2023 Operating Budget

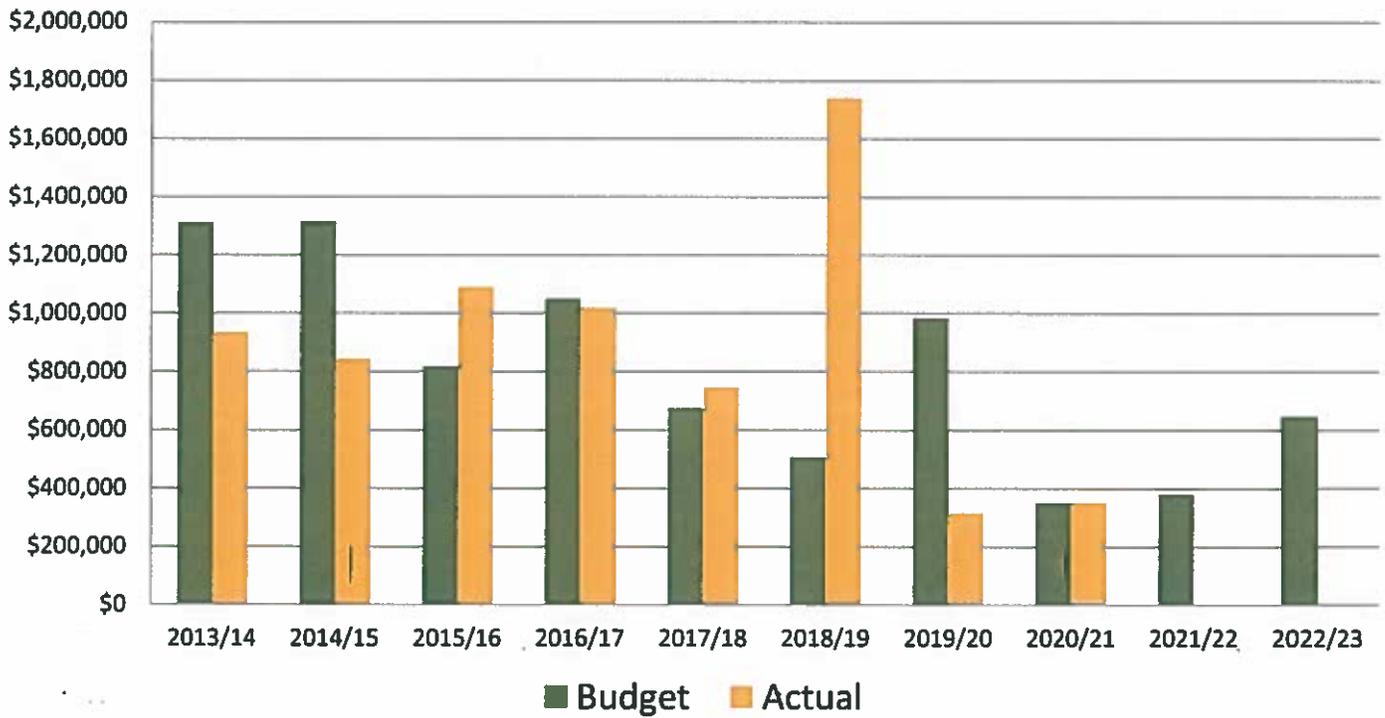
Total Expenditures per FTE



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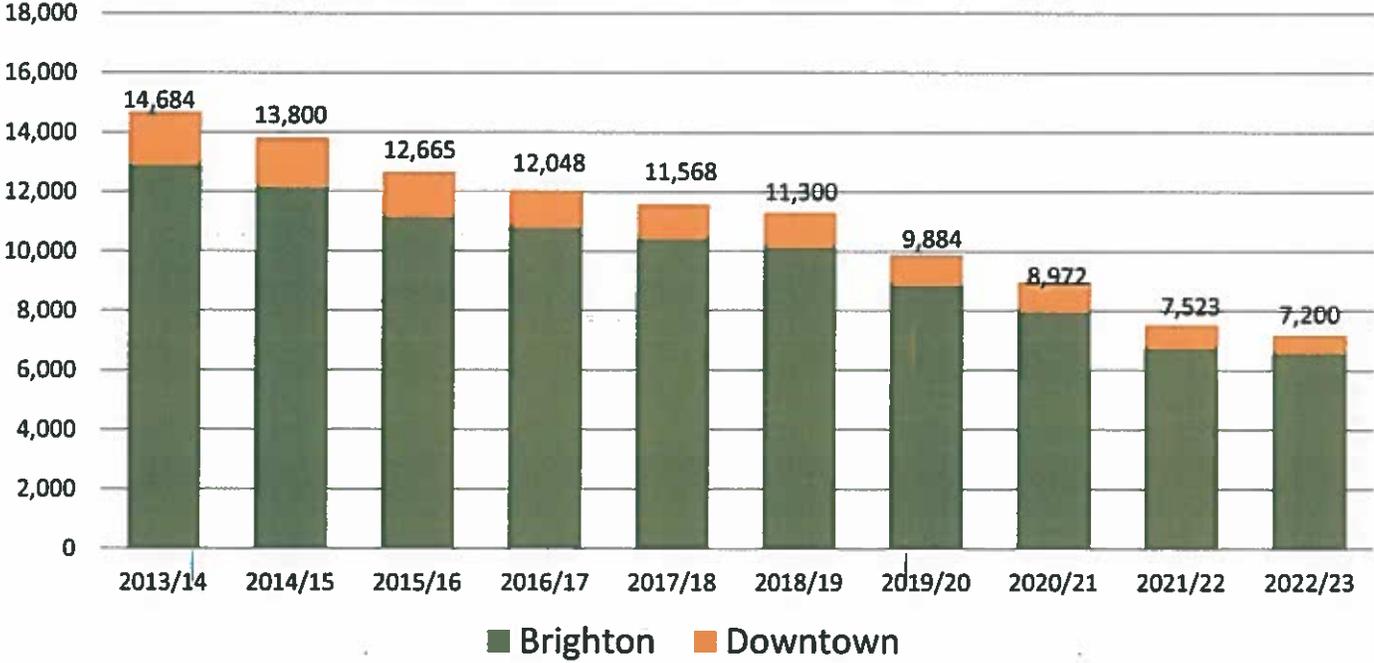
Monroe Community College
2022-2023 Operating Budget

Equipment Expenditure History



Monroe Community College 2022-2023 Operating Budget

Aidable FTE Enrollment



Monroe Community College 2022-2023 Operating Budget

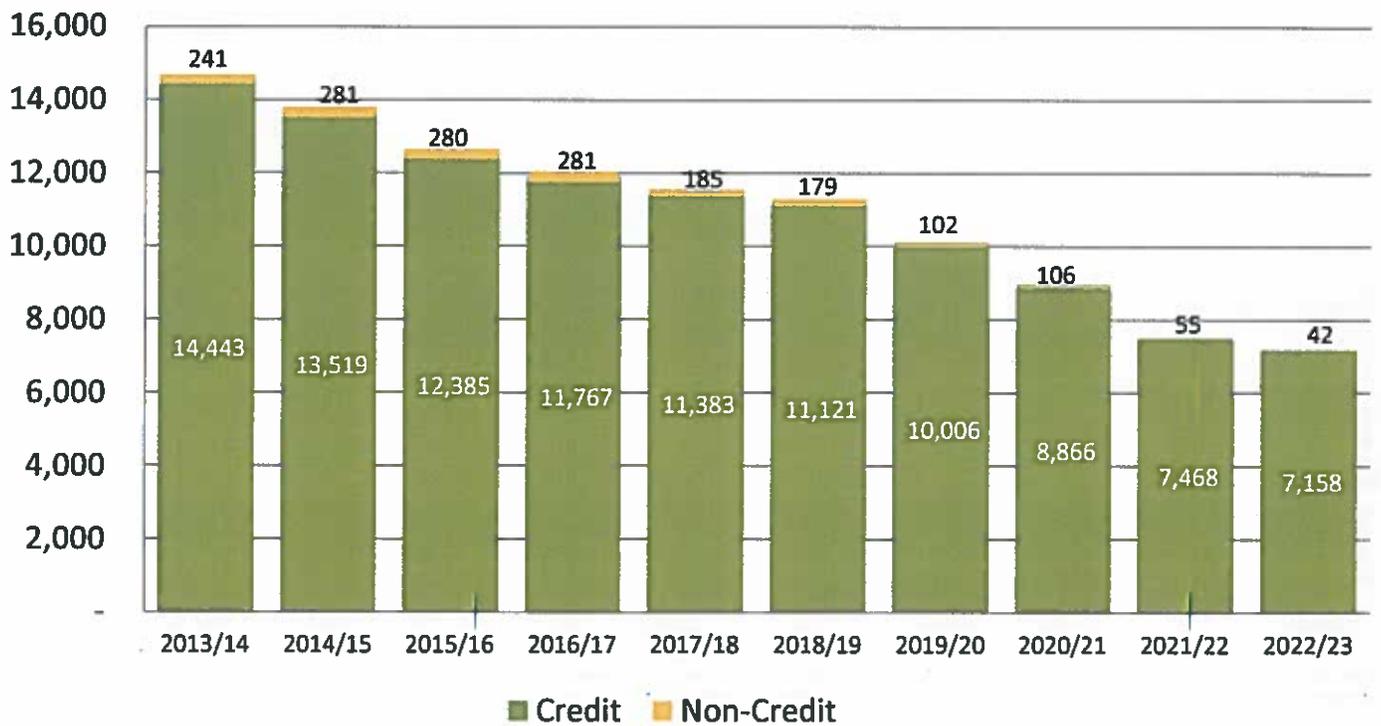
Aidable FTE Enrollment

- ❑ The graph demonstrates the trend in enrollment at Monroe Community College since 2013-2014. Full-time equivalent (FTE) student is the basic measure of workload used by SUNY and the basis for determining the amount of state aid the college will receive.
- ❑ FTE enrollment is calculated by dividing all credit and credit equivalent units in specified aidable non-credit courses taken by students by 30.
- ❑ Total aidable enrollment is budgeted at 7,200 FTEs which is 323 FTEs or 4.3% less than the 2021-2022 budget of 7,523.
- ❑ Aidable enrollment at the Brighton Campus is budgeted at 6,576 FTEs which is 159 FTEs or 2.4% less than the 2021-2022 budget of 6,735.
- ❑ The Brighton Campus includes enrollment related to the Public Safety Training Facility and the Applied Technologies Center of 500 and 192 FTEs, respectively.
- ❑ Downtown Campus enrollment is budgeted at 624 FTEs. This reflects a decrease of 164 FTEs or 20.8% below the 2021-2022 budgeted enrollment of 788 FTEs.

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Monroe Community College 2022-2023 Operating Budget

Credit and Non-Credit Budgeted Aidable FTE Enrollment



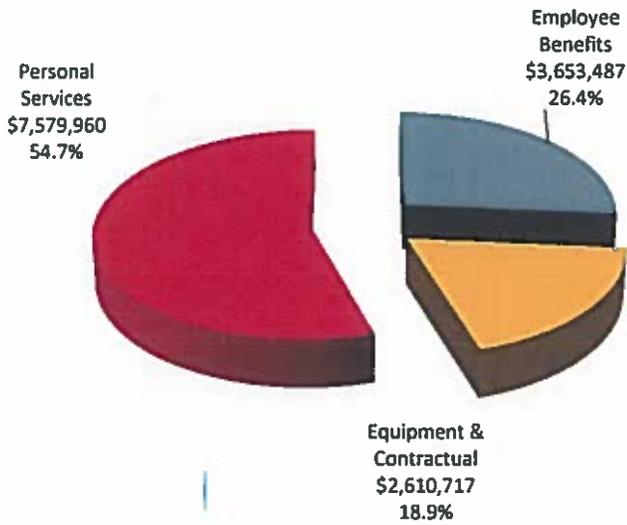
Monroe Community College 2022-2023 Operating Budget

Downtown Campus

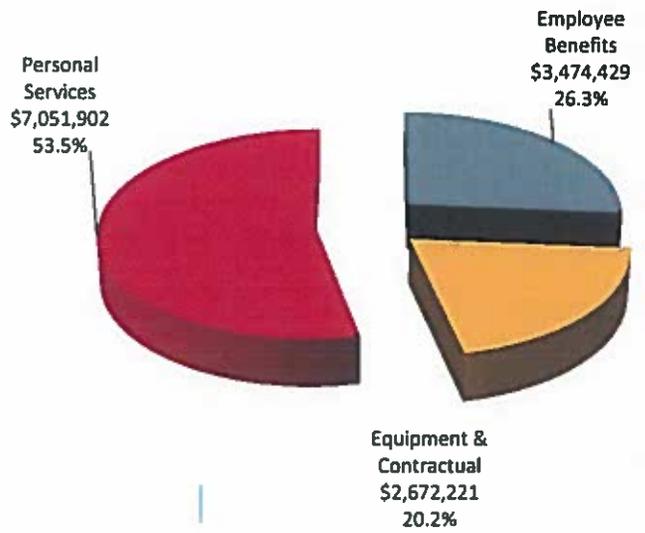
- ❑ The Downtown Campus represents the operations of the college's campus at 321 State Street in downtown Rochester. The campus includes all core instructional and student-related functions as well as operations related to the college's Division of Economic Development and Innovative Workforce Services (EDIWS). EDIWS oversees both credit and non-credit instruction including Other Sponsored Programs (OSP).
- ❑ The direct cost appropriation for 2022-2023 is \$13,198,552 reflecting a 4.7% decrease from the 2021-22 budget.
- ❑ Projected credit enrollment at the Downtown Campus is 624 FTEs or 8.7% of the total 2022-2023 aidable college enrollment of 7,200. This is a decrease of 164 FTEs or 20.8% compared to the 2021-2022 budgeted enrollment of 788.
- ❑ Projected enrollment for Other Sponsored Programs (OSP) is 190 FTEs reflecting a decrease of 10 FTEs or 5.0% compared to the 2021-22 budgeted enrollment of 200 FTEs.

Monroe Community College 2022-2023 Operating Budget – Downtown Campus

Direct Costs by Object – 2021-2022
\$13,844,164

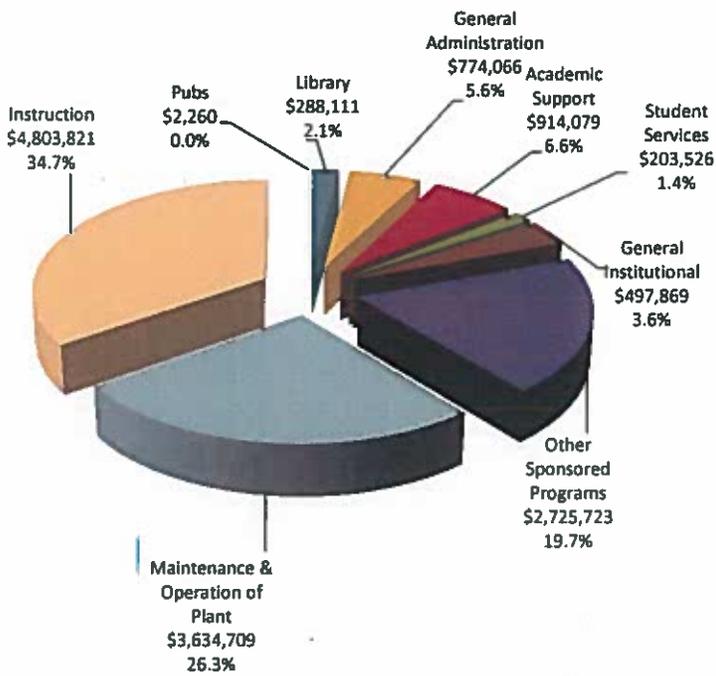


Direct Costs by Object – 2022-2023
\$13,198,552

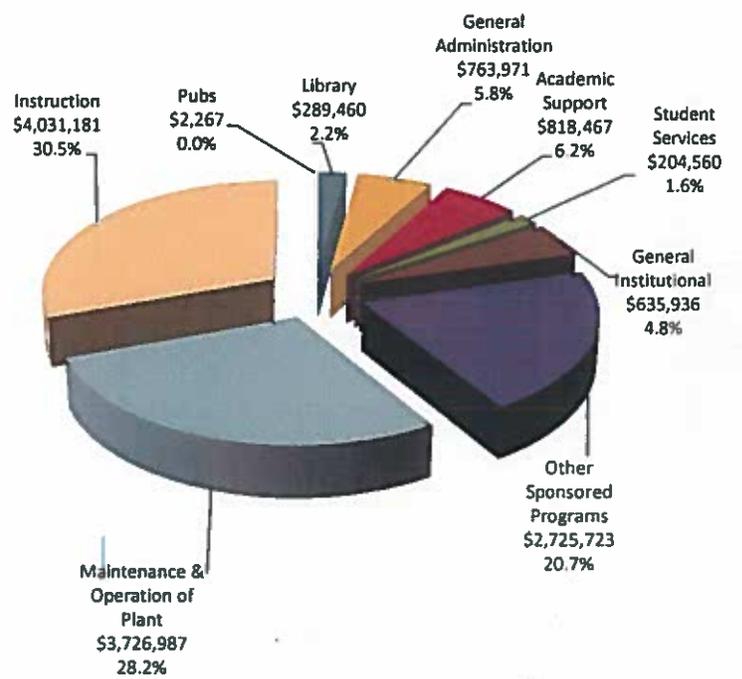


Monroe Community College 2022-2023 Operating Budget – Downtown Campus

Direct Costs by Functions – 2021-2022
\$13,844,164



Direct Costs by Functions – 2022-2023
\$13,198,552





ATTACHMENTS:

	Description	File Name	Type
▢	Resolution	ITEM_35.pdf	Resolution
▢	Referral	R22-0246_.pdf	Referral Letter

By Legislators Allkofer and Delehanty

Intro. No. ____

RESOLUTION NO. ____ OF 2022

FIXING PUBLIC HEARING ON RESOLUTION (INTRO. NO. ____ OF 2022) ENTITLED "APPROVING MONROE COMMUNITY COLLEGE'S 2022-2023 OPERATING BUDGET"

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

Section 1. That there will be a public hearing at 6:00 P.M. on the 26th day of July, 2022, in the Legislative Chambers in the County Office Building, Rochester, New York on Resolution (Intro. No. ____ of 2022), entitled "APPROVING MONROE COMMUNITY COLLEGE'S 2022-2023 OPERATING BUDGET" before a joint meeting of the Recreation and Education and Ways and Means Committees of the Monroe County Legislature.

Section 2. The Clerk of the Legislature is directed to give notice of the time and place of this public hearing, and a description of the proposed resolution, to the news media within the County, and shall conspicuously post a copy of said notice in the office of the Clerk at least five days before said hearing. In addition, the Clerk shall cause said notice to be published once in the official newspaper of general circulation within the County at least five days before said hearing.

Section 3. This resolution shall take effect immediately.

Matter of Urgency
File No. 22-0246

ADOPTION: Date: _____ Vote: _____



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

July 8, 2022

OFFICIAL FILE COPY	
No. <u>220246</u>	
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
URGENT	-L

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

Subject: Approval of Monroe Community College's 2022-2023 Operating Budget

Honorable Legislators:

I recommend that Your Honorable Body approve the operating budget of Monroe Community College for the fiscal year September 1, 2022 through August 31, 2023 as submitted by the College.

The proposed 2022-2023 Monroe Community College budget has been reviewed by me, as well as the staff of the County's Office of Management and Budget. I concur with the request of the College.

The following resolution was adopted by the Monroe Community College Board of Trustees at their meeting on June 6, 2022:

RESOLVED, that the Board of Trustees of Monroe Community College approves the Operating Budget for the fiscal year September 1, 2022 through August 31, 2023 in the amount of \$109,440,000.

Approval of this budget will provide funding for 7,200 state-aidable full-time equivalent students during the College fiscal year. Adoption by Your Honorable Body is required before the State University of New York can approve its share of the College budget.

The specific legislative actions required are:

1. Schedule and hold a public hearing.
2. Approve the total Monroe Community College operating budget in the amount of \$109,440,000 and a sponsor contribution by the County of Monroe in the amount of \$20,380,000.

110 County Office Building • 39 West Main Street • Rochester, New York 14614

(585) 753-1000 • fax: (585) 753-1014 • www.monroecounty.gov • e-mail: countyexecutive@monroecounty.gov

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(27) (“conducting concurrent environmental, engineering, economic, feasibility and other studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not commit the agency to commence, engage in or approve such action”) and is not subject to further review under the State Environmental Quality Review Act.

The approval of this budget will require an appropriation of \$20,380,000 in the County of Monroe budget year 2023 as the County sponsor contribution.

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

By Legislators _____ and _____

Intro. No. ____

RESOLUTION NO. ____ OF 2022

APPROVING MONROE COMMUNITY COLLEGE'S 2022-2023 OPERATING BUDGET

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

Section 1. The operating budget for the fiscal year September 1, 2022 through August 31, 2023, in the amount of \$109,440,000 and a sponsor contribution by the County of Monroe in the amount of \$20,380,000, is hereby approved.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No. 22-0

ADOPTION: Date: _____ Vote: ____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

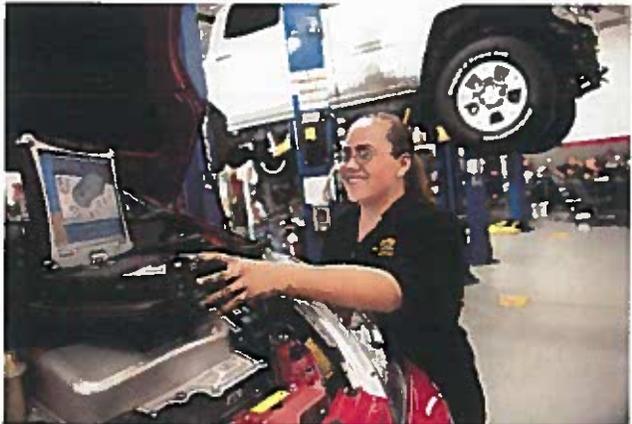
SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

2022-2023 Operating Budget



SEPTEMBER 1, 2022 – AUGUST 31, 2023



Monroe Community College 2022-2023 Operating Budget

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Monroe Community College 2022-2023 Operating Budget

Overview – Highlights

The college's 2022-2023 gross budget remains flat as compared to the 2021-2022 budget. The full-time student tuition rate will increase by \$50 to \$4,756/year. The base state aid rate remains flat at \$2,997 per FTE student. The net cost per FTE student reflects a year-on-year increase of \$665 or 4.9% driven primarily by the decline in enrollment and nominal increase in the net budget.

ENROLLMENT – 7,200 (state-aidable) FTEs

- Decrease of 323 FTEs or 4.3% fewer than the state-aidable enrollment in the 2021-2022 budget of 7,523.
- Unduplicated headcount for state-aidable students, in total, will approximate 19,478 in 2022-2023 compared to 16,796 in 2021-2022, reflecting an increase of 16.0%.

NET BUDGET – (as defined by SUNY) - \$103,019,320

- Reflects a \$382,000 increase from 2021-2022 attributable primarily to a decrease in budgeted enrollment with a corresponding reduction in student revenues and Federal Appropriation under the Higher Education Emergency Relief Fund (HEERF) act, offset by increases in Sponsor's Contribution and Charges to Other Counties.
- Computed by deducting Service Fees, Other Sponsored Programs and Other Sources revenue streams from the Gross Budget.

Monroe Community College 2022-2023 Operating Budget

Overview – Highlights

GROSS BUDGET - \$109,440,000

- Remains unchanged from 2021-2022.
- The year-over-year flat budget reflects implementation of various cost management strategies related to reduced compensation costs and contractual expenses, where possible, coupled with the reallocation of resources in support of student success.

NET COST PER FTE - \$14,308

- Increase of \$665 or 4.9% from the 2021-2022 budgeted net cost per FTE of \$13,643.
- This increase in net cost per FTE is primarily a result of the decline in aidable student enrollment and nominal increase in the net budget.

Monroe Community College
2022-2023 Operating Budget

Revenues – Highlights

STUDENT TUITION AND FEES - \$44,008,743; down 2.4%

Tuition - \$35,642,727; down 1.8%

- Full-time tuition rate increases to \$4,756 per year.
- Part-time tuition rate increases to \$198 per credit hour.
- An average 5-year annual increase in the full-time tuition rate of 2.1%. MCC remains among the lowest cost SUNY community colleges.

Fees - \$7,325,016 down 4.2%

- Year-over-year variance of approximately \$325,000 is due primarily to the decline in budgeted enrollment.
- Technology fees will remain flat year over year.

Charges to Non-residents - \$1,041,000; down 9.2%

- Decrease is due primarily to the decline in budgeted enrollment.

**Monroe Community College
2022-2023 Operating Budget**

Revenues – Highlights

STATE AID - \$29,920,662; down 0.1%

- The overall decrease in state aid of \$14,333 is driven by adoption of a funding floor set at 100% of the SUNY approved 2021/22 base aid as stipulated in the NYS Enacted budget.
- The enacted funding floor provides more than \$5,575,000 more than the FTE funding model.
- The base aid rate remains at \$2,997 per FTE.

FEDERAL APPROPRIATION (HEERF) - \$5,400,000

- Represents an allocation of institutional funds under the HEERF Program.

SPONSOR CONTRIBUTION - \$20,380,000; increase of \$750,000

- Reflects an increase of \$750,000 year-over-year.
- Sponsor contribution has increased on an average annual basis by 1.3% over the last 5 years.

Monroe Community College
2022-2023 Operating Budget

Appropriations – Highlights

PERSONAL SERVICES EXPENDITURES will decrease \$109,858 or 0.2%. This includes contractual commitments under employee labor contracts, offset by reductions in staffing as costs are realigned with enrollment expectations.

EMPLOYEE BENEFITS will increase by \$250,000 due primarily to increases in health care benefit costs, offset by reduced pension expenses and the impact of fewer faculty and staff positions as positions are aligned with expected enrollment.

EQUIPMENT EXPENDITURES will increase by \$267,754. Expenditures for equipment represent less than 1.0% of the college's operating budget.

CONTRACTUAL EXPENDITURES will decrease \$407,896 or 2.3% as costs are aligned with budgeted 2022-2023 revenues mainly as a result of reduced services contracts, supplies and other costs.

Monroe Community College 2022-2023 Operating Budget

Financial Summary

	<u>2020/21 ACTUAL</u>	<u>2021/2022 BUDGET</u>	<u>2022/2023 BUDGET REQUEST</u>	<u>2022/2023 INCREASE (DECREASE)</u>	<u>% VAR</u>
REVENUE:					
Tuition and Fees	\$50,903,675	\$45,095,985	\$44,008,743	(\$1,087,242)	(2.4%)
Other Sponsored Programs	2,372,505	2,816,000	2,816,000	0	0.0%
State Aid	30,645,115	29,934,995	29,920,662	(14,333)	(0.1%)
Federal Appropriation - HEERF	16,724,646	6,900,000	5,400,000	(1,500,000)	(21.7%)
Sponsor's Contribution	19,130,000	19,630,000	20,380,000	750,000	3.8%
Charges to Other Counties	5,035,522	3,904,696	5,513,040	1,608,344	41.2%
Other Sources	1,921,343	1,004,700	1,263,700	259,000	25.8%
Allocated Fund Balance	(24,881,891)	153,624	137,855	(15,769)	(10.3%)
TOTAL REVENUES	<u>\$101,850,915</u>	<u>\$109,440,000</u>	<u>\$109,440,000</u>	<u>\$0</u>	<u>0.0%</u>
COSTS BY FUNCTION:					
Instruction	\$38,310,209	\$43,200,149	\$41,671,325	(\$1,528,824)	(3.5%)
Other Sponsored Programs	2,460,670	2,725,723	2,725,723	0	0.0%
Public Service	475,890	499,689	531,214	31,525	6.3%
Academic Support	12,843,539	11,798,893	12,132,065	333,172	2.8%
Libraries	1,804,582	1,879,668	1,906,527	26,859	1.4%
Student Services	9,995,381	12,121,956	12,236,239	114,283	0.9%
Maintenance & Operation of Plant	15,106,866	17,984,565	19,039,328	1,054,763	5.9%
General Administration	8,499,660	9,038,347	9,075,411	37,064	0.4%
General Institutional	12,354,118	10,191,010	10,122,168	(68,842)	(0.7%)
TOTAL EXPENDITURES	<u>\$101,850,915</u>	<u>\$109,440,000</u>	<u>\$109,440,000</u>	<u>\$0</u>	<u>0.0%</u>
COSTS BY OBJECT:					
Personal Services	\$57,139,215	\$60,020,619	\$59,910,761	(\$109,858)	(0.2%)
Employee Benefits	29,982,756	31,310,000	31,560,000	250,000	0.8%
Equipment	352,470	379,949	647,703	267,754	70.5%
Contractual Expenses	14,376,474	17,729,432	17,321,536	(407,896)	(2.3%)
TOTAL EXPENDITURES	<u>\$101,850,915</u>	<u>\$109,440,000</u>	<u>\$109,440,000</u>	<u>\$0</u>	<u>0.0%</u>

Monroe Community College 2022-2023 Operating Budget

Enrollment Summary

	<u>2020/21 ACTUAL</u>	<u>2021/2022 BUDGET</u>	<u>2022/2023 BUDGET REQUEST</u>	<u>2022/2023 INCREASE (DECREASE)</u>	<u>% VAR</u>
<u>FTEs:</u>					
<u>STATE AIDABLE:</u>					
Credit	8,234	7,468	7,158	(310)	(4.2%)
Non-Credit	47	55	42	(13)	(23.6%)
TOTAL STATE AIDABLE	8,281	7,523	7,200	(323)	(4.4%)
Non-Aidable	296	200	190	(10)	(5.0%)
TOTAL FTEs	8,577	7,723	7,390	(333)	(4.3%)
<u>STUDENT HEADCOUNT: (Unduplicated)</u>					
State-Aidable	20,700	16,793	19,478	2,685	16.0%
Non-Aidable	2,523	3,019	2,218	(801)	(26.5%)
TOTAL	23,223	19,813	21,696	1,883	9.5%

Monroe Community College 2022-2023 Operating Budget

	2020/21 ACTUAL	Revenues 2021/2022 BUDGET	2022/2023 BUDGET REQUEST	2022/2023 INCREASE (DECREASE)	% VAR
<u>TUITION AND FEES</u>					
<u>STUDENT TUITION:</u>					
Fall/Spring	\$36,641,066	\$32,378,727	\$31,488,025	\$ (890,702)	(2.8%)
Winter	384,261	264,477	325,215	60,738	23.0%
Summer	4,396,012	3,656,858	3,829,487	172,629	4.7%
TOTAL TUITION	\$41,421,339	\$36,300,062	\$35,642,727	\$ (657,335)	(1.8%)
<u>CHARGES TO NON-RESIDENTS</u>	1,426,320	1,146,000	1,041,000	(105,000)	(9.2%)
<u>STUDENT FEES</u>	8,056,016	7,649,923	7,325,016	(324,907)	(4.2%)
TOTAL TUITION and FEES	\$50,903,675	\$45,095,985	\$44,008,743	\$ (1,087,242)	(2.4%)
<u>OTHER SPONSORED PROGRAMS</u>	2,372,505	2,816,000	2,816,000	0	0.0%
<u>GOVERNMENT APPROPRIATIONS:</u>					
State Aid	30,645,115	29,934,995	29,920,662	(14,333)	(0.1%)
Federal Appropriation - HEERF	16,724,646	6,900,000	5,400,000	(1,500,000)	(21.7%)
Sponsor's Contribution	19,130,000	19,630,000	20,380,000	750,000	3.8%
Charges to Other Counties	5,035,522	3,904,696	5,513,040	1,608,344	41.2%
<u>OTHER SOURCES:</u>					
Interest	33	1,000	201,000	200,000	20000.0%
Rental Income	134,885	177,500	177,500	0	0.0%
Miscellaneous	1,786,425	826,200	885,200	59,000	7.1%
TOTAL	1,921,343	\$1,004,700	\$1,263,700	\$ 259,000	25.8%
<u>ALLOCATED FUND BALANCE</u>	(24,881,891)	153,624	137,855	(15,769)	(10.3%)
TOTAL REVENUES	\$101,850,915	\$109,440,000	\$109,440,000	\$ -	0.0%

Monroe Community College 2022-2023 Operating Budget

Expenditures

	<u>2020/21 ACTUAL</u>	<u>2021/2022 BUDGET</u>	<u>2022/2023 BUDGET REQUEST</u>	<u>2022/2023 INCREASE (DECREASE)</u>	<u>% VAR</u>
INSTRUCTION					
Fall & Spring					
Personal Services	\$25,392,227	\$26,327,406	\$25,322,123	(\$1,005,283)	(3.8%)
Employee Benefits	9,345,397	11,696,834	11,372,034	(324,800)	(2.8%)
Equipment	181,054	186,914	397,914	211,000	112.9%
Contractual Expenses	1,606,535	2,689,883	2,531,719	(158,164)	(5.9%)
TOTAL	<u>\$36,525,213</u>	<u>\$40,901,037</u>	<u>\$39,623,790</u>	<u>(\$1,277,247)</u>	<u>(3.1%)</u>
Winter Session					
Personal Services	\$125,591	\$115,400	\$114,404	(\$996)	(0.9%)
Employee Benefits	26,196	52,162	51,378	(784)	(1.5%)
TOTAL	<u>\$151,787</u>	<u>\$167,562</u>	<u>\$165,782</u>	<u>(\$1,780)</u>	<u>(1.1%)</u>
Summer Session					
Personal Services	\$1,373,971	\$1,468,000	\$1,298,571	(\$169,429)	(11.5%)
Employee Benefits	259,238	663,550	583,182	(80,368)	(12.1%)
TOTAL	<u>\$1,633,209</u>	<u>\$2,131,550</u>	<u>\$1,881,753</u>	<u>(\$249,797)</u>	<u>(11.7%)</u>
TOTAL INSTRUCTION					
Personal Services	\$26,891,789	\$27,910,806	\$26,735,098	(\$1,175,708)	(4.2%)
Employee Benefits	9,630,831	12,412,546	12,006,594	(405,952)	(3.3%)
Equipment	181,054	186,914	397,914	211,000	112.9%
Contractual Expenses	1,606,535	2,689,883	2,531,719	(158,164)	(5.9%)
TOTAL	<u>\$38,310,209</u>	<u>\$43,200,149</u>	<u>\$41,671,325</u>	<u>(\$1,528,824)</u>	<u>(3.5%)</u>

Monroe Community College 2022-2023 Operating Budget

Expenditures

	<u>2020/21 ACTUAL</u>	<u>2021/2022 BUDGET</u>	<u>2022/2023 BUDGET REQUEST</u>	<u>2022/2023 INCREASE (DECREASE)</u>	<u>% VAR</u>
<u>OTHER SPONSORED PROGRAMS</u>					
Personal Services	\$844,453	\$1,026,586	\$978,345	(\$48,241)	(4.7%)
Employee Benefits	288,763	369,756	345,018	(24,738)	(6.7%)
Equipment	0	0	0	0	NA
Contractual Expenses	<u>1,327,454</u>	<u>1,329,381</u>	<u>1,402,360</u>	<u>72,979</u>	5.5%
TOTAL	\$2,460,670	\$2,725,723	\$2,725,723	\$0	0.0%
<u>PUBLIC SERVICE</u>					
Personal Services	\$300,929	\$311,122	\$336,167	\$25,045	8.0%
Employee Benefits	157,967	142,432	155,411	12,979	9.1%
Equipment	8,921	19,000	15,501	(3,499)	(18.4%)
Contractual Expenses	<u>8,073</u>	<u>27,135</u>	<u>24,135</u>	<u>(3,000)</u>	(11.1%)
TOTAL	\$475,890	\$499,689	\$531,214	\$31,525	6.3%
<u>ACADEMIC SUPPORT</u>					
Personal Services	\$6,560,044	\$6,649,079	\$6,914,578	\$265,499	4.0%
Employee Benefits	2,963,948	2,659,528	2,792,919	133,391	5.0%
Equipment	31,508	55,835	58,988	3,153	5.6%
Contractual Expenses	<u>3,288,039</u>	<u>2,434,451</u>	<u>2,365,580</u>	<u>(68,871)</u>	(2.8%)
TOTAL	\$12,843,539	\$11,798,893	\$12,132,065	\$333,172	2.8%
<u>LIBRARIES</u>					
Personal Services	\$1,107,140	\$1,112,375	\$1,116,539	\$4,164	0.4%
Employee Benefits	495,423	528,507	535,702	7,195	1.4%
Equipment	0	0	0	0	NA
Contractual Expenses	<u>202,019</u>	<u>238,786</u>	<u>254,286</u>	<u>15,500</u>	6.5%
TOTAL	\$1,804,582	\$1,879,668	\$1,906,527	\$26,859	1.4%

Monroe Community College 2022-2023 Operating Budget

Expenditures					
	<u>2020/21 ACTUAL</u>	<u>2021/2022 BUDGET</u>	<u>2022/2023 BUDGET REQUEST</u>	<u>2022/2023 INCREASE (DECREASE)</u>	<u>% VAR</u>
<u>STUDENT SERVICES</u>					
Personal Services	\$5,980,068	\$6,870,470	\$6,907,515	\$37,045	0.5%
Employee Benefits	2,830,671	3,626,899	3,682,311	55,412	1.5%
Equipment	4,333	4,000	6,900	2,900	72.5%
Contractual Expenses	<u>1,180,309</u>	<u>1,620,587</u>	<u>1,639,513</u>	<u>18,926</u>	1.2%
TOTAL	\$9,995,381	\$12,121,956	\$12,236,239	\$114,283	0.9%
<u>MAINTENANCE & OPERATION OF PLANT</u>					
Personal Services	\$7,164,462	\$7,668,567	\$8,378,214	\$709,647	9.3%
Employee Benefits	3,671,500	3,922,245	4,327,345	405,100	10.3%
Equipment	114,731	107,000	157,000	50,000	46.7%
Contractual Expenses	<u>4,156,173</u>	<u>6,286,753</u>	<u>6,176,769</u>	<u>(109,984)</u>	(1.7%)
TOTAL	\$15,106,866	\$17,984,565	\$19,039,328	\$1,054,763	5.9%
<u>GENERAL ADMINISTRATION</u>					
Personal Services	\$4,812,184	\$4,920,627	\$5,043,696	\$123,069	2.5%
Employee Benefits	2,167,051	2,456,387	2,542,581	86,194	3.5%
Equipment	3,485	5,800	8,800	3,000	51.7%
Contractual Expenses	<u>1,516,940</u>	<u>1,655,533</u>	<u>1,480,334</u>	<u>(175,199)</u>	(10.6%)
TOTAL	\$8,499,660	\$9,038,347	\$9,075,411	\$37,064	0.4%
<u>GENERAL INSTITUTIONAL</u>					
Personal Services	\$3,478,146	\$3,550,987	\$3,500,609	(\$50,378)	(1.4%)
Employee Benefits	7,776,602	5,191,700	5,172,119	(19,581)	(0.4%)
Equipment	8,438	1,400	2,600	1,200	85.7%
Contractual Expenses	<u>1,090,932</u>	<u>1,446,923</u>	<u>1,446,840</u>	<u>(83)</u>	(0.0%)
TOTAL	\$12,354,118	\$10,191,010	\$10,122,168	(\$68,842)	(0.7%)
<u>TOTAL COSTS</u>					
Personal Services	\$57,139,215	\$60,020,619	\$59,910,761	(\$109,858)	(0.2%)
Employee Benefits	29,982,756	31,310,000	31,560,000	250,000	0.8%
Equipment	352,470	379,949	647,703	267,754	70.5%
Contractual Expenses	<u>14,376,474</u>	<u>17,729,432</u>	<u>17,321,536</u>	<u>(407,896)</u>	(2.3%)
GRAND TOTAL	\$101,850,915	\$109,440,000	\$109,440,000	\$0	0.0%

Monroe Community College 2022-2023 Operating Budget

	Enrollment			
	<u>2020/2021 ACTUAL</u>	<u>2021/2022 Budget</u>	<u>2022/2023 BUDGET REQUEST</u>	<u>2022/2023 INCREASE (DECREASE)</u>
<u>STATE AIDABLE CREDIT FTEs</u>				
<u>FALL SEMESTER</u>				
Full-Time	2,578	2,490	2,240	(250)
Part-Time	1,009	749	877	128
Credit Course Supplement	557	455	486	31
TOTAL	<u>4,144</u>	<u>3,694</u>	<u>3,603</u>	<u>(91)</u>
<u>WINTER SESSION</u>				
Part-Time	65	46	56	10
<u>SPRING SEMESTER</u>				
Full-Time	1,927	2,065	1,675	(390)
Part-Time	943	763	820	57
Credit Course Supplement	380	234	331	97
TOTAL	<u>3,250</u>	<u>3,062</u>	<u>2,826</u>	<u>(236)</u>
<u>SUMMER SESSION</u>				
Full-Time/Part-Time	775	666	673	7
TOTAL	<u>8,234</u>	<u>7,468</u>	<u>7,158</u>	<u>(310)</u>
<u>STATE AIDABLE NON-CREDIT FTEs</u>				
Fall Semester	8	40	7	(33)
Spring Semester	25	15	22	7
Summer Session	14	0	13	13
TOTAL	<u>47</u>	<u>55</u>	<u>42</u>	<u>(13)</u>
TOTAL STATE AIDABLE FTEs	<u>8,281</u>	<u>7,523</u>	<u>7,200</u>	<u>(323)</u>
<u>OTHER SPONSORED PROGRAMS (NON-AIDABLE)</u>				
	296	200	190	(10)
TOTAL	<u>8,577</u>	<u>7,723</u>	<u>7,390</u>	<u>(333)</u>
<u>STUDENT HEADCOUNT</u>				
State-Aidable	20,700	16,793	19,478	2,685
Non-Aidable	2,523	3,019	2,218	(801)
TOTAL HEADCOUNT (unduplicated)	<u>23,223</u>	<u>19,813</u>	<u>21,696</u>	<u>1,884</u>

Monroe Community College 2022-2023 Operating Budget

TUITION AND FEE SCHEDULE

	2021-2022	2022-2023
TUITION		
NEW YORK STATE residents who are residents of the sponsorship area or non-residents of the sponsorship area who present Certificates of Residence:		
Full-time (12 credit hours or equivalent or more per semester) per academic year	\$4,706.00	\$4,756.00
Part-time (per semester credit hour or equivalent)	\$196.00	\$198.00
Part-time Off-Peak (per semester credit hour or equivalent)	\$130.00	\$132.00
High school students taking college-level credit courses at their high school	\$65.00	\$66.00
Students enrolled in early college high school and/or P-TECH programs	\$0 - \$65.00	\$0 - \$66.00
NEW YORK STATE residents who do not present Certificate(s) of Residence and non-residents of NYS:		
Full-time (12 credit hours or equivalent or more per semester) per academic year	\$9,412.00	\$9,512.00
Part-time (per semester credit hour or equivalent)	\$392.00	\$396.00
Part-time Off-Peak (per semester credit hour or equivalent)	\$260.00	\$264.00
High school students taking college-level credit courses at their high school	\$130.00	\$132.00
Students enrolled in early college high school and/or P-TECH programs	\$0 - \$130.00	\$0 - \$132.00

Monroe Community College 2022-2023 Operating Budget

TUITION AND FEE SCHEDULE

	<u>2021-2022</u>	<u>2022-2023</u>
STUDENT SERVICE FEES		
Laboratory/Service Fee ¹	\$15.00 - \$675.00	\$8.00 - \$675.00
Dual enrollment course fee	\$0	\$0
Credit by Examination	\$196.00	\$198.00
Returned Check Fee	\$20.00	\$20.00
Late Registration Fee	\$25.00	\$25.00
Re-registration Fee	\$25.00	\$25.00
Deferred Payment Fee	\$20.00 - \$50.00	\$20.00 - \$50.00
Enrollment / Records Fee (per applicable session)	\$8.00	\$8.00
Open Educational Resources (OER) Course Fee - for each registered OER course	\$10.00	\$10.00
Students enrolled in early college high school and/or P-TECH programs	May be waived	May be waived
¹ Does not include Airport Rescue Fire Fighter and Hazardous Materials Course Fees. Does Include fees for health related courses		
OUT-OF-STATE STUDENT CAPITAL REVENUE FEE		
Required for all out-of-state students per credit hour up to a \$300 annual maximum	\$10.00 - \$300.00	\$10.00 - \$300.00
STUDENT LIFE FEE²		
Fall and Spring (per semester)		
12 or more credit hours or equivalent	\$130.00	\$156.00
9-11 credit hours or equivalent	\$113.00	\$136.25
5-8 credit hours or equivalent	\$57.00	\$70.25
1-4 credit hours or equivalent	\$36.50	\$45.25
Summer Session Student Life fee (per credit hour)	\$2.25	\$3.00
Summer Session Photo ID fee	\$2.50	\$3.00
Students enrolled in early college high school and/or P-Tech programs	May be waived	May be waived
² less Graduation Fee of \$2.75 for part-time non-matriculated students		

Monroe Community College 2022-2023 Operating Budget

TUITION AND FEE SCHEDULE

	2021-2022	2022-2023
TECHNOLOGY FEE (per applicable term)		
12 or more credit hours or equivalent	\$325.00	\$325.00
9-11 credit hours or equivalent	\$218.00	\$218.00
5-8 credit hours or equivalent	\$110.00	\$110.00
1-4 credit hours or equivalent	\$56.00	\$56.00
Students enrolled in early college high school and/or P-TECH programs	May be waived	May be waived
 TRANSPORTATION FEE		
Fall and Spring (per semester)	\$75.00	\$75.00
This Transportation Fee supports expenses related to full-service transportation including vehicle registration (on-campus parking) and access to bus services provided by the Regional Transit Service (RTS) with a valid MCC ID, and maintenance and security of campus roadways, walkways, and parking lots		
Students participating in any dual or concurrent enrollment program	Waived	Waived

Monroe Community College 2022-2023 Operating Budget

TUITION AND FEE SCHEDULE

	2021-2022	2022-2023
HEALTH INSURANCE FEE		
Required of all international students holding non-immigrant visas, (includes repatriation and emergency evacuation coverage) and all students without coverage in Nursing and other Health-related clinical courses.		
Fall registrants - Annual (coverage is August through July)	\$2,423.00	\$2,591.00
Fall registrants - Fall only (coverage is August through mid-January)	\$1,109.00	\$1,186.00
Spring registrants (coverage is mid-January through July)	\$1,314.00	\$1,405.00
Summer registrants (coverage is June through July)	\$404.00	\$432.00
HEALTH FEE (per semester)		
Required of all students registered for 6 or more credit hours or equivalent	\$10.00	\$10.00
Students enrolled in early college high school and/or P-TECH programs	May be waived	May be waived

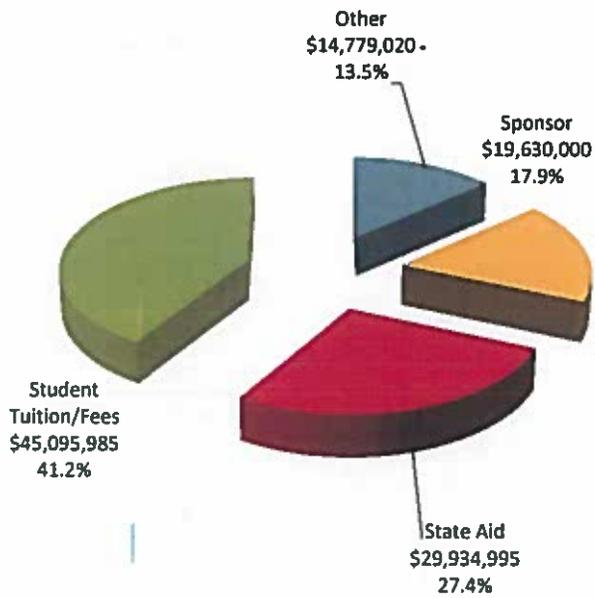
Monroe Community College 2022-2023 Operating Budget

Revenue Sources – Highlights

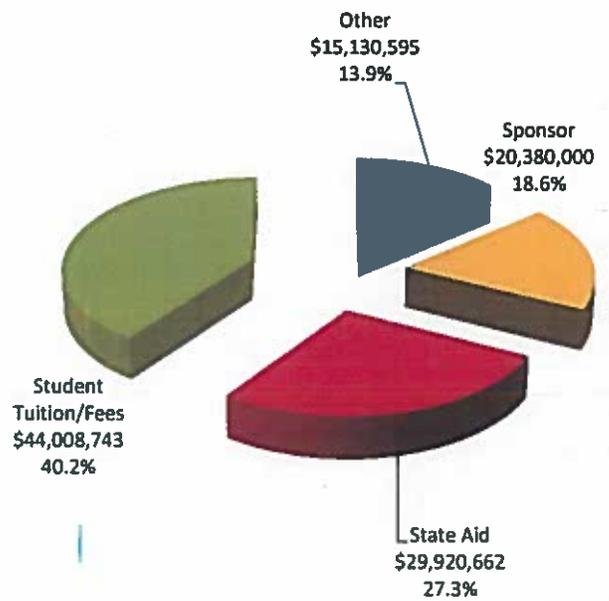
- ❑ The state, county sponsor, and students provide 86.2% of total funding for the operating budget.
- ❑ State aid is determined by SUNY in accord with the state budget. For the 2022-2023 year, base state aid is the higher of \$2,997 per FTE or 100% of the 2021-22 SUNY approved base aid. Under the enacted funding floor, state aid amounts to \$29,920,662 or 27.3% of the total revenue budget.
- ❑ Sponsor contribution amounts to \$20,380,000, an increase of \$750,000 or 3.8% over last year. This represents 18.6% of the total revenue budget.
- ❑ Student tuition and fees will total \$44,008,743 or 40.2% of the total revenue budget.
- ❑ Student tuition rates will increase to \$4,756 for full-time and \$198 per credit hour for part-time students. Historically, this amounts to a 2.1% average annual increase over the last 5-year period. Student tuition will fund \$35,642,727 or 32.6% of the total budget. The Technology fee will remain flat at \$325 per applicable term and will provide \$4,605,537 in student support.
- ❑ Other sources of revenue totaling \$15,130,595 or 13.9% include \$5,400,000 in Federal Appropriation – HEERF funding, Other Sponsored Programs, charges to other counties, interest, rental and miscellaneous revenue and use of allocated fund balance.

Monroe Community College 2022-2023 Operating Budget

Total Revenues – 2021-2022
\$109,440,000



Total Revenues – 2022-2023
\$109,440,000

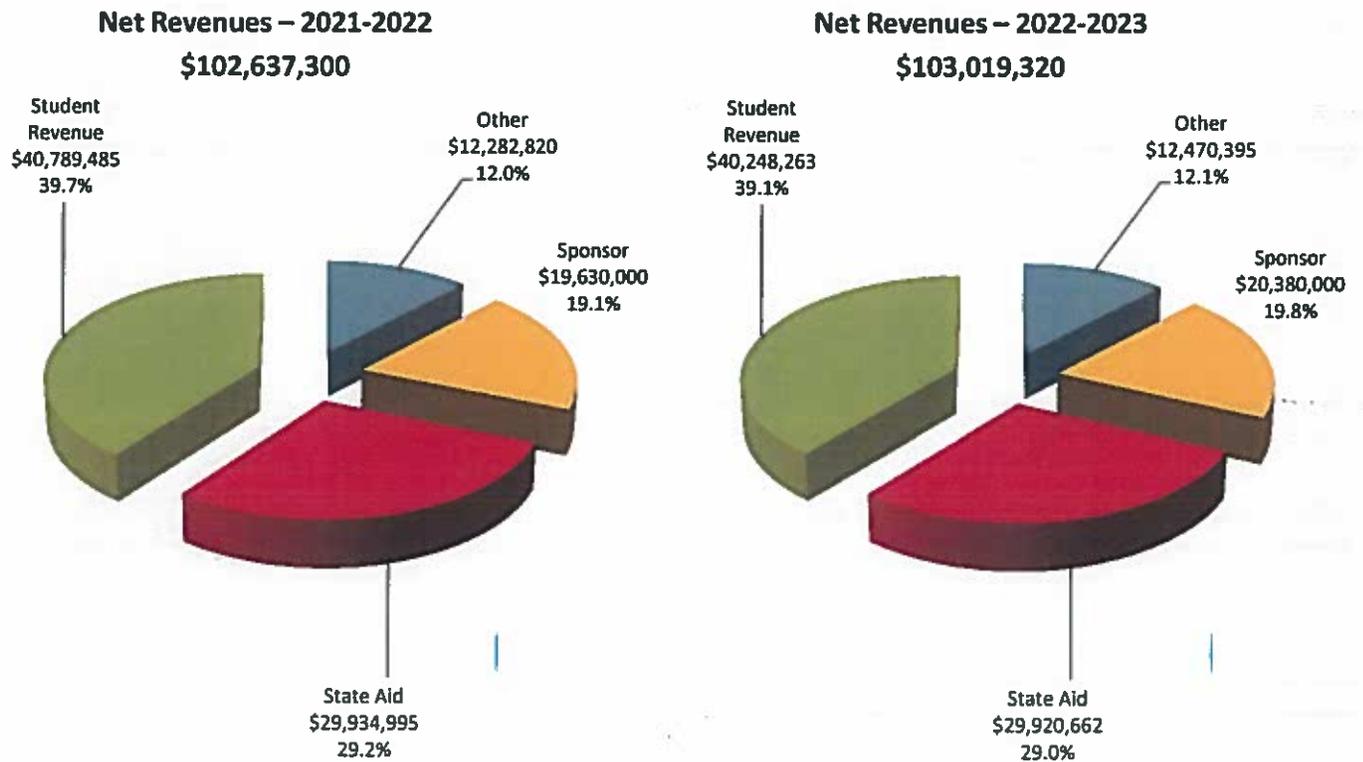


Monroe Community College 2022-2023 Operating Budget

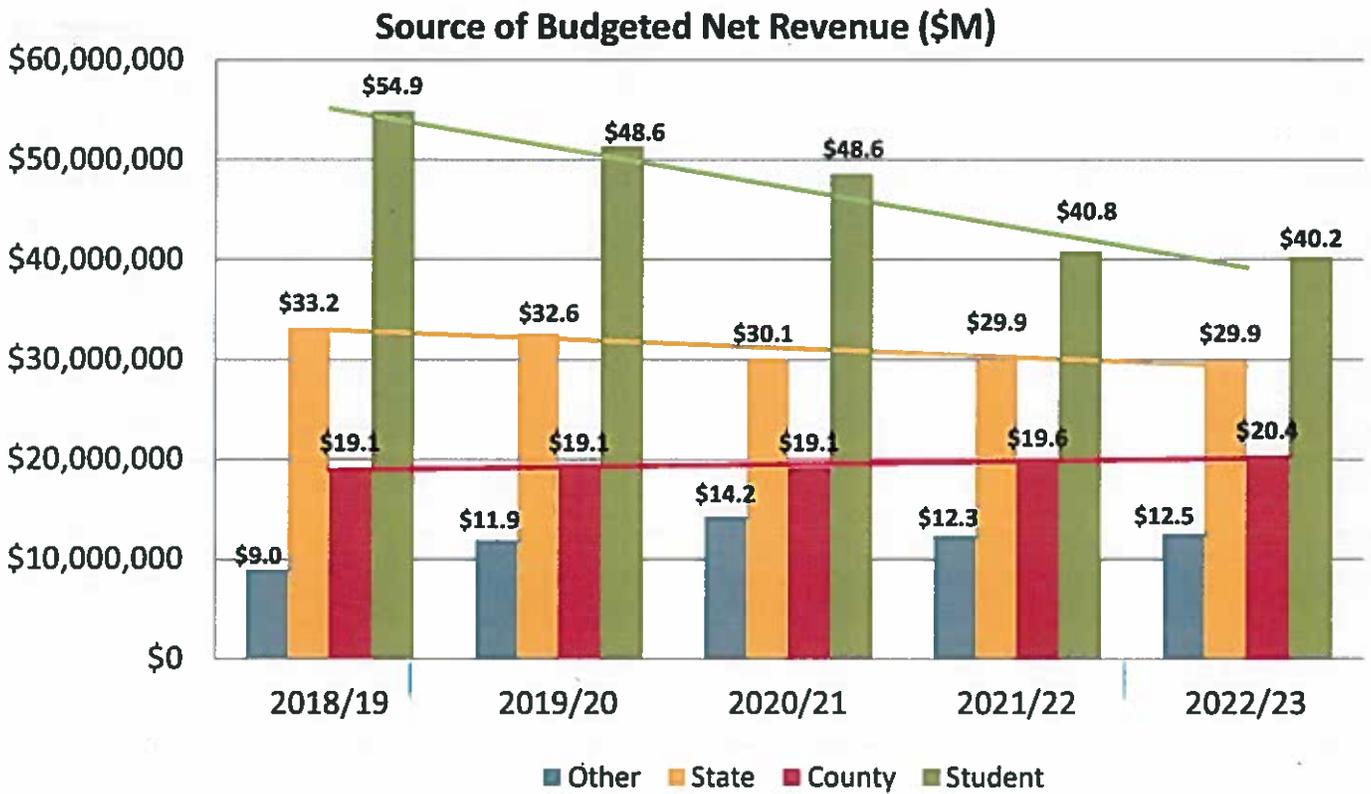
Net Revenue – Highlights

- ❑ The net operating budget of \$103,019,320 equals the gross operating budget minus offsetting operating revenues and budgeted appropriations not allowable for state aid, such as Other Sponsored Programs. This is the basis for the tri-party funding partnership: the state, local sponsor, and student revenue.
- ❑ State aid is provided in the form of enrollment-based funding as determined by SUNY. For the 2022-2023 year, base state aid is the higher of \$2,997 per FTE or 100% of the 2021-22 SUNY approved base aid. Under the enacted funding floor, state aid amounts to \$29,920,662 or 29.0% of the net revenue budget.
- ❑ Sponsor contribution amounts to \$20,380,000 – an increase of \$750,000 over last year. This represents 19.8% of the net revenue budget.
- ❑ Student revenue (tuition and technology fees) will total \$40,248,263 or 39.1% of the net revenue budget. Amended tuition limitation regulations allow community colleges to exceed the limit of one-third of the net budget. This budget anticipates that this amendment will continue.
- ❑ Other sources of net revenue totaling \$12,470,395 or 12.1% include \$5,400,000 in Federal Appropriation – HEERF funding, charges to other counties, non-resident tuition, interest and rental revenue allowable under SUNY guidelines, and use of allocated fund balance.

Monroe Community College 2022-2023 Net Operating Budget

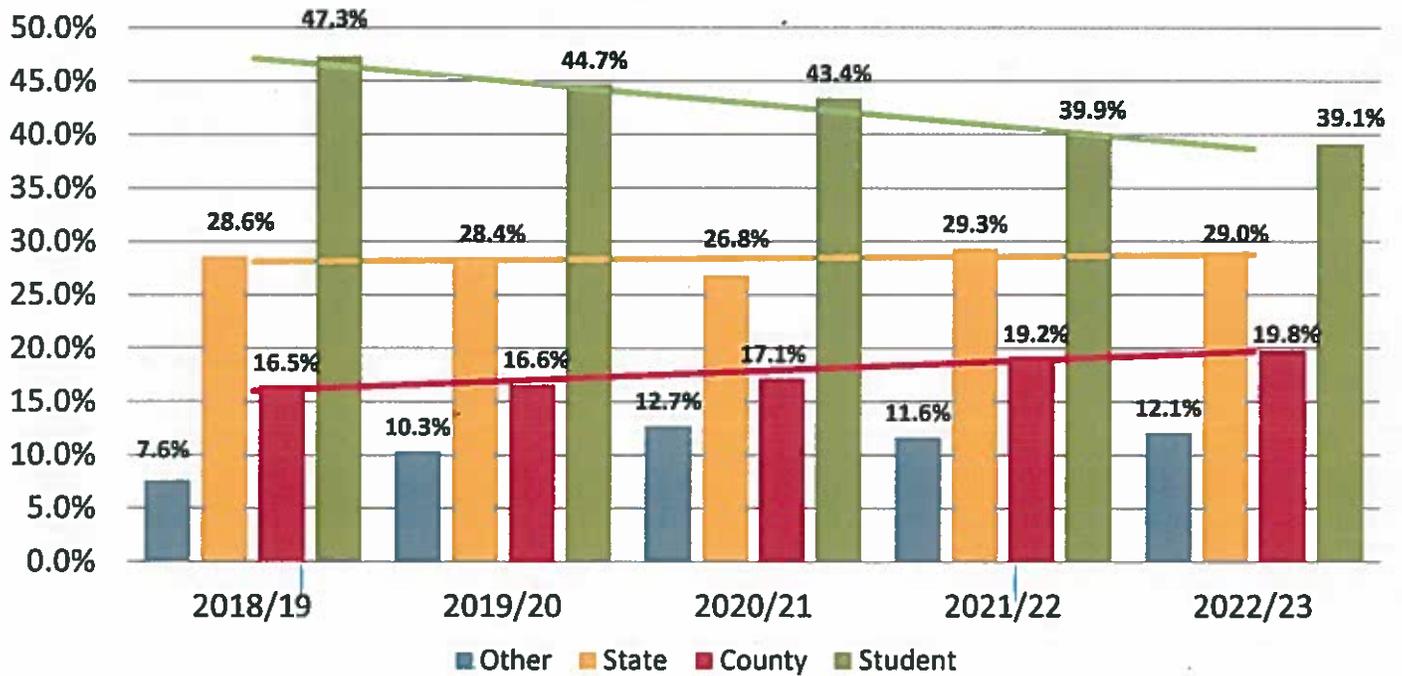


Monroe Community College 2022-2023 Operating Budget



Monroe Community College 2022-2023 Operating Budget

Source of Budgeted Net Revenue (%)



x

Monroe Community College 2022-2023 Operating Budget

Increase (Decrease) in Revenue

- This chart represents the revenue that is required to fund the College's 2022-2023 operating budget.
- As previously illustrated, there are three (3) primary sources of revenue for the operating budget. It is anticipated that compared to the 2022-2023 budget, the three sources will change by the following amounts:

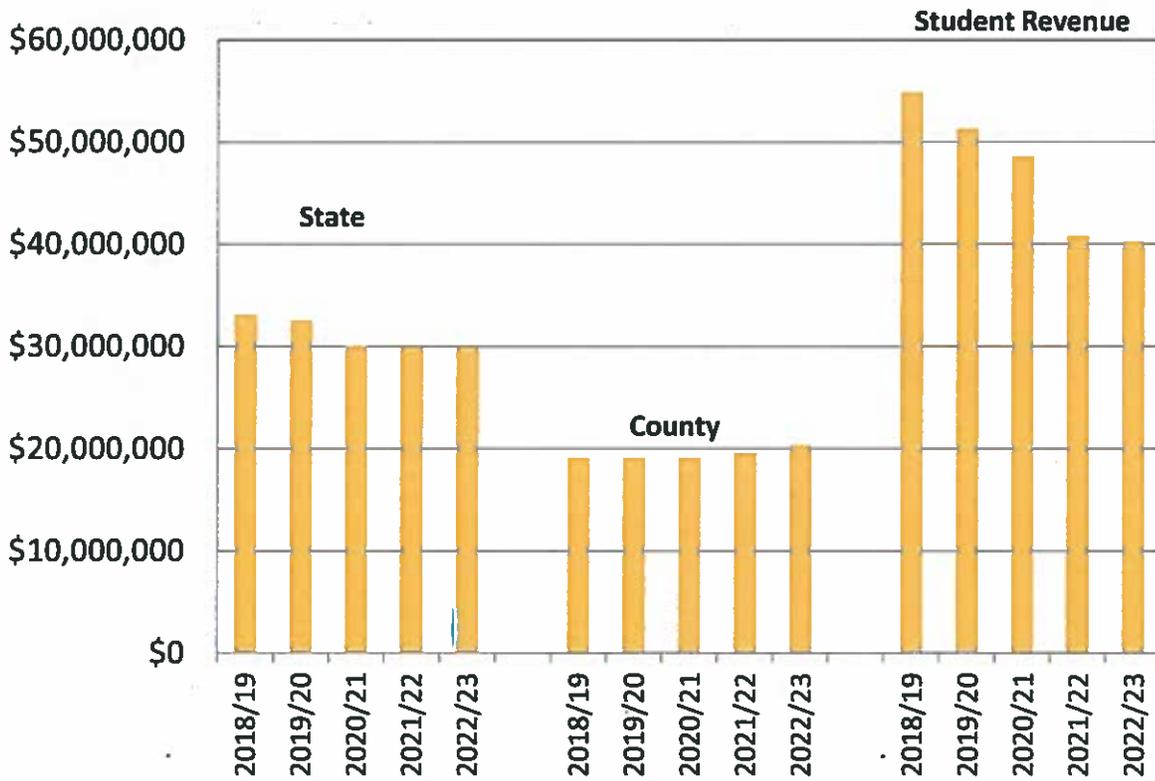
Student Tuition and Fees	(\$1,087,242)	(2.4%)
State of New York	(\$ 14,333)	(0.1%)
County of Monroe	\$ 750,000	3.8%

- Per the approved state budget, base state aid is set at the enacted 100% funding floor.
- A three-year history of year-on-year changes in the primary sources of budgeted revenue is as follows:

	<u>2020-2021</u>	<u>2021-2022</u>	<u>2022-2023</u>
Student Tuition and Fees	(\$3,257,068)	(\$7,897,949)	(\$1,087,242)
State of New York	(2,488,831)	(154,997)	(14,333)
County of Monroe	0	500,000	750,000

**Monroe Community College
2022-2023 Operating Budget**

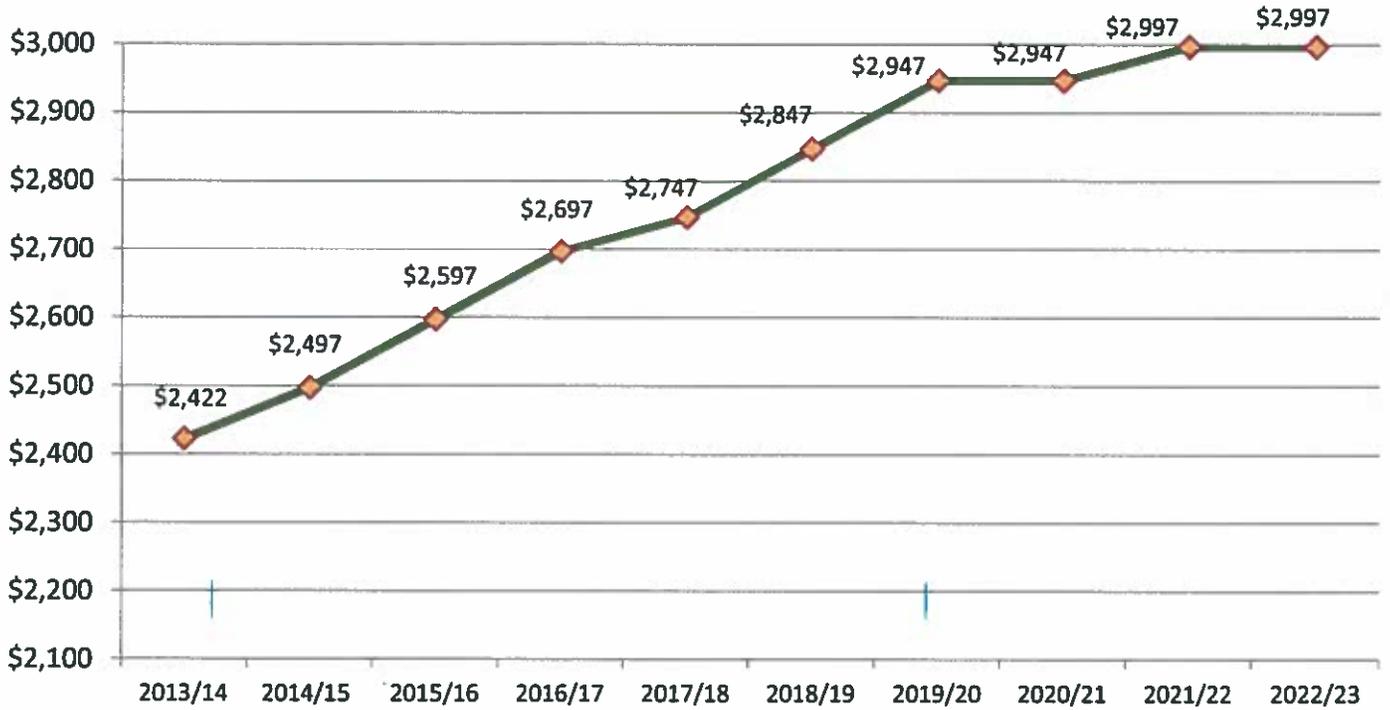
Budgeted Revenue by Primary Source



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Monroe Community College
2022-2023 Operating Budget

Base State Aid Per FTE



**Monroe Community College
2022-2023 Operating Budget**

Appropriations - Costs by Object

- 83.6% of the operating budget request is for salaries and benefits for faculty and staff.
- Less than 1.0% of the operating budget request is for equipment.
- 15.8% of the operating budget request is for contractual expenses, such as utilities, maintenance agreements and supplies.
- The percentage change in the budget categories is comprised of the following:

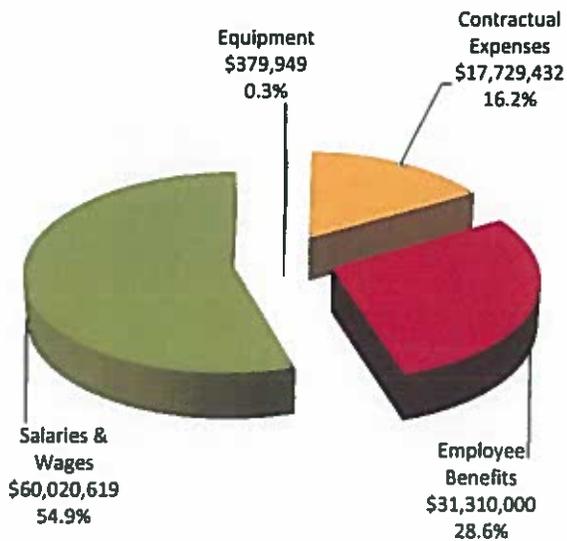
Personal Services	(0.10%)
Employee Benefits	0.23%
Equipment	0.24%
Contractual Expenses	(0.37%)
Overall Change	<u>(0.00%)</u>

Monroe Community College 2022-2023 Operating Budget

Appropriations – Costs by Object

2021-2022

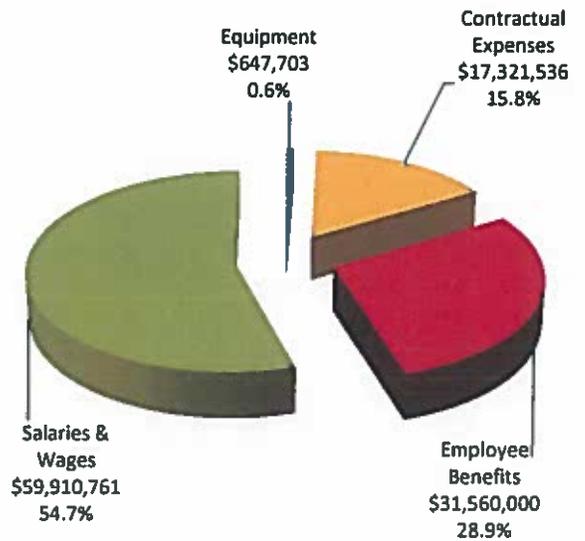
\$109,440,000



Appropriations – Costs by Object

2022-2023

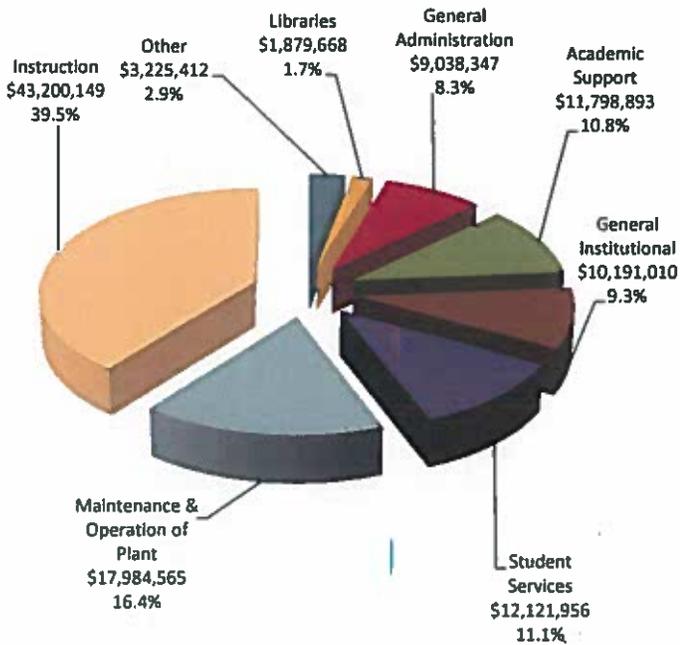
\$109,440,000



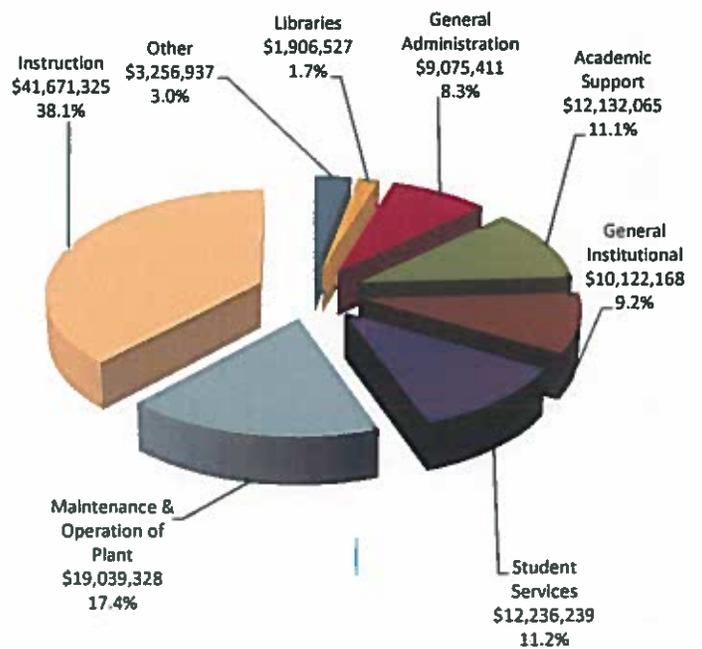
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Monroe Community College 2022-2023 Operating Budget

Gross Budget by Function – 2021-2022
\$109,440,000



Gross Budget by Function – 2022-2023
\$109,440,000



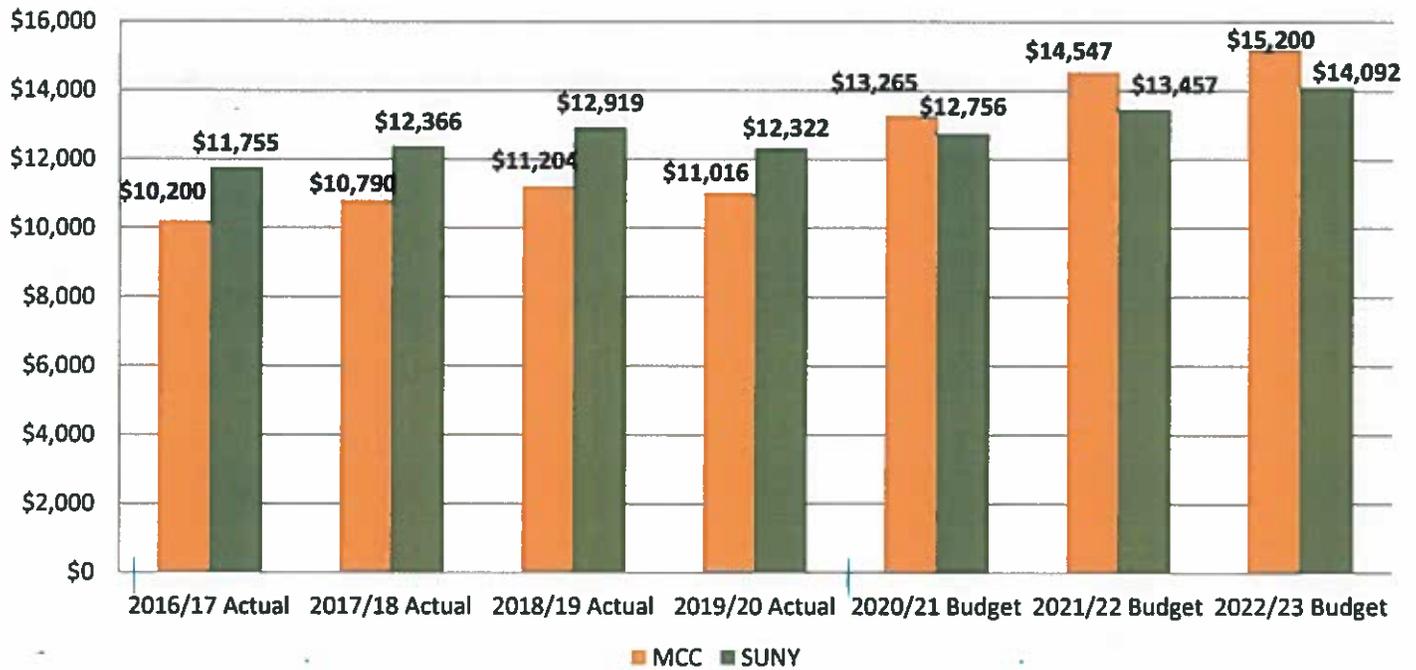
Monroe Community College 2022-2023 Operating Budget

Gross Budgeted Expenditures per FTE Student

- ❑ This graph compares Monroe Community College's total cost per full-time equivalent (FTE) student with the average cost per FTE student for all community colleges under the program of the State University of New York (SUNY).
- ❑ For the 2022-2023 year, the gross budgeted expenditure per FTE student is \$15,200, up \$653 from the 2021-2022 gross budgeted amount of \$14,547. This is due primarily to the anticipated decrease in state-aidable credit enrollment.
- ❑ The budgeted cost per FTE of \$15,200 is \$1,108 or 7.9% above the computed SUNY average of \$14,092 for the 2021-22 year.

Monroe Community College 2022-2023 Operating Budget

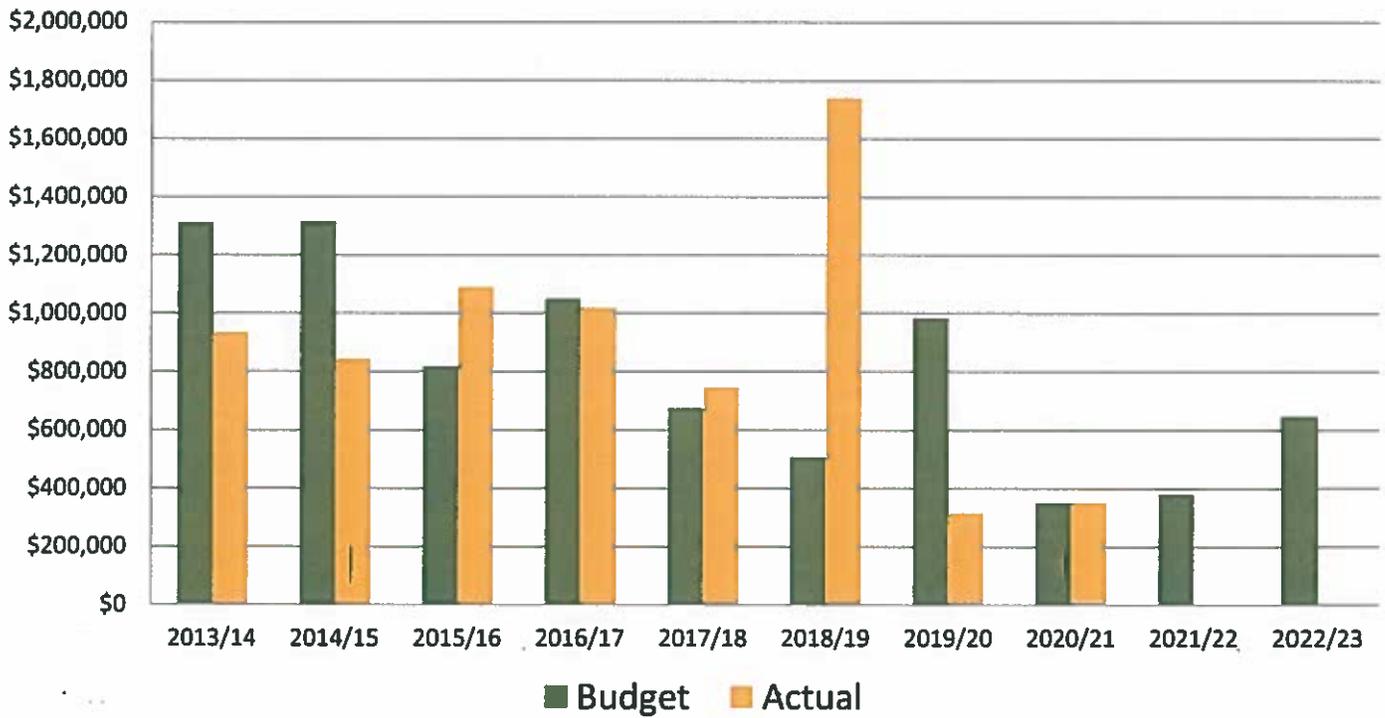
Total Expenditures per FTE



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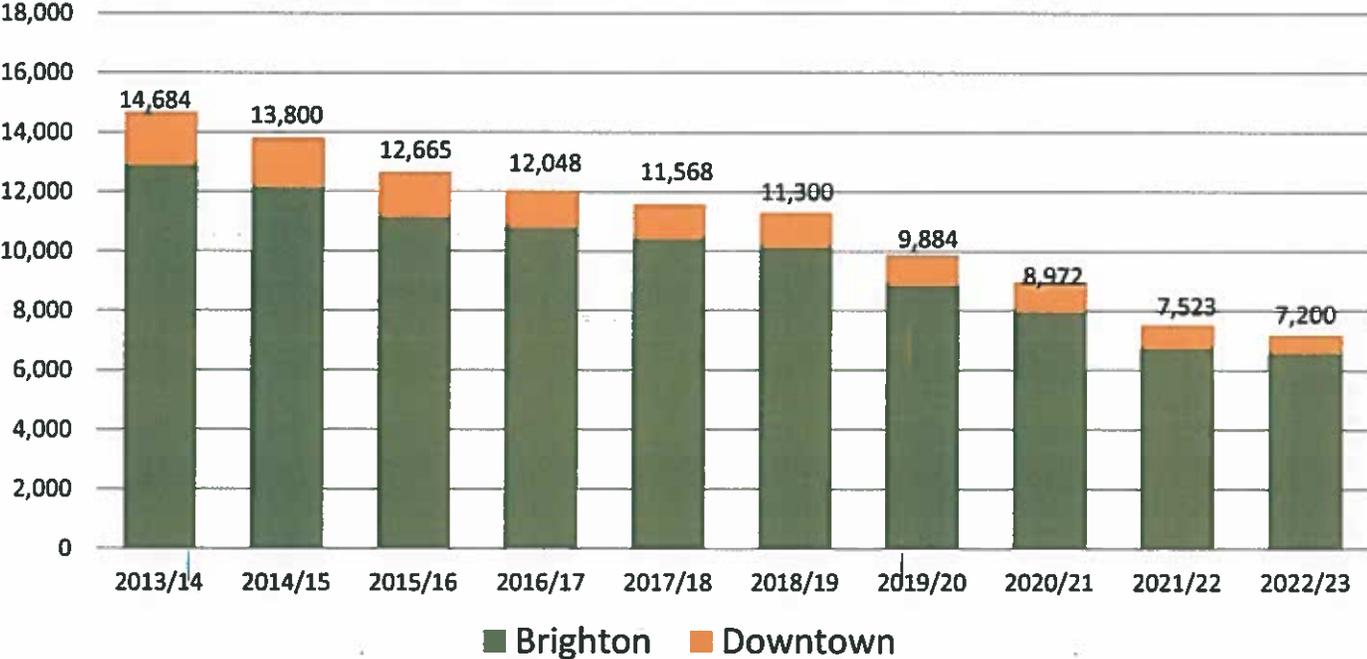
Monroe Community College
2022-2023 Operating Budget

Equipment Expenditure History



Monroe Community College 2022-2023 Operating Budget

Aidable FTE Enrollment



Monroe Community College 2022-2023 Operating Budget

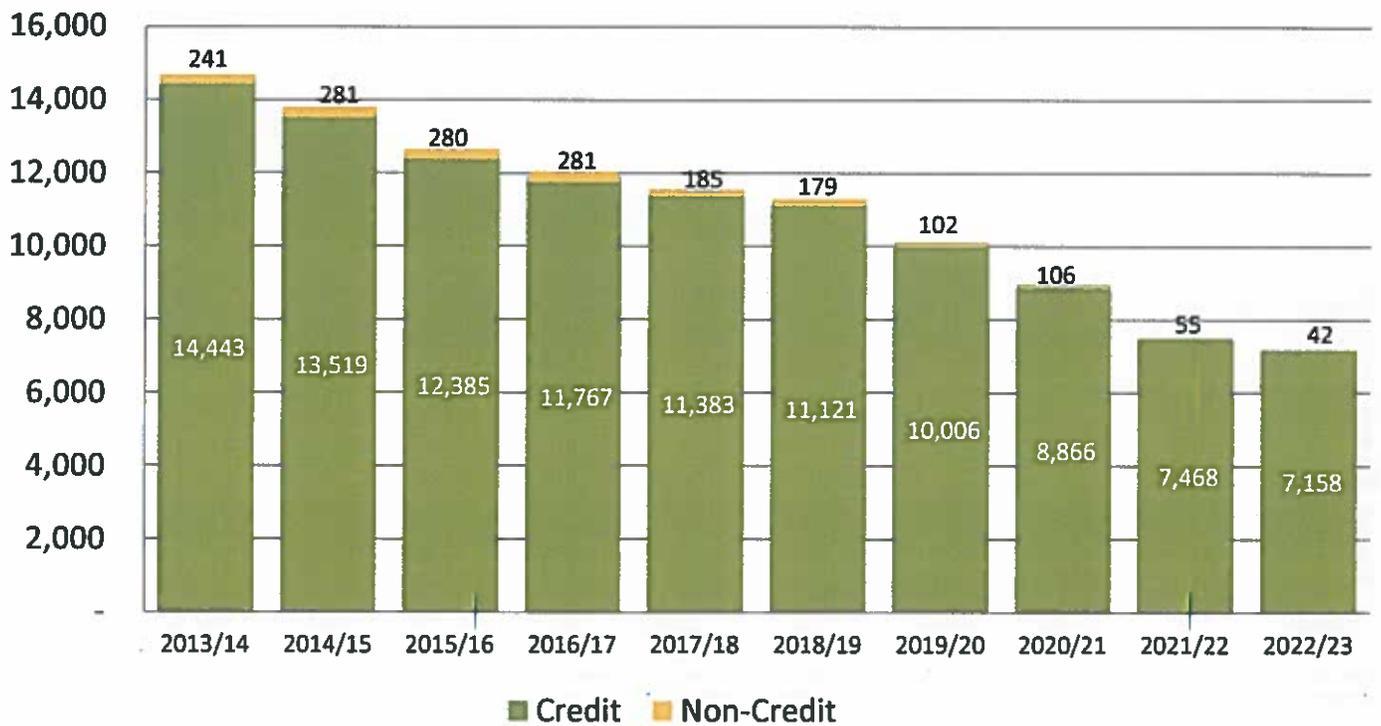
Aidable FTE Enrollment

- ❑ The graph demonstrates the trend in enrollment at Monroe Community College since 2013-2014. Full-time equivalent (FTE) student is the basic measure of workload used by SUNY and the basis for determining the amount of state aid the college will receive.
- ❑ FTE enrollment is calculated by dividing all credit and credit equivalent units in specified aidable non-credit courses taken by students by 30.
- ❑ Total aidable enrollment is budgeted at 7,200 FTEs which is 323 FTEs or 4.3% less than the 2021-2022 budget of 7,523.
- ❑ Aidable enrollment at the Brighton Campus is budgeted at 6,576 FTEs which is 159 FTEs or 2.4% less than the 2021-2022 budget of 6,735.
- ❑ The Brighton Campus includes enrollment related to the Public Safety Training Facility and the Applied Technologies Center of 500 and 192 FTEs, respectively.
- ❑ Downtown Campus enrollment is budgeted at 624 FTEs. This reflects a decrease of 164 FTEs or 20.8% below the 2021-2022 budgeted enrollment of 788 FTEs.

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Monroe Community College 2022-2023 Operating Budget

Credit and Non-Credit Budgeted Aidable FTE Enrollment



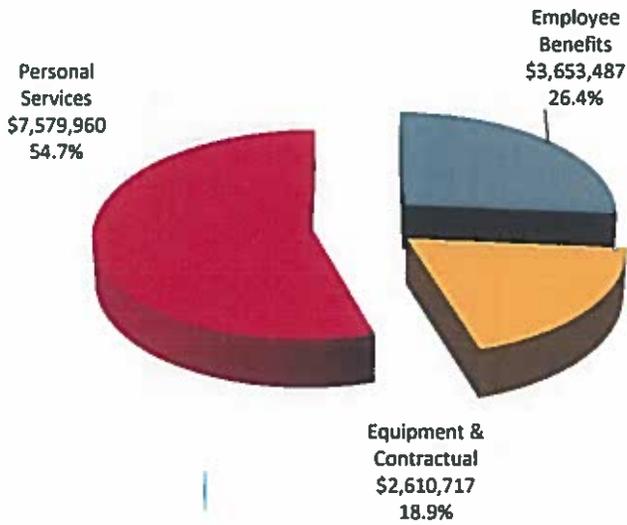
Monroe Community College 2022-2023 Operating Budget

Downtown Campus

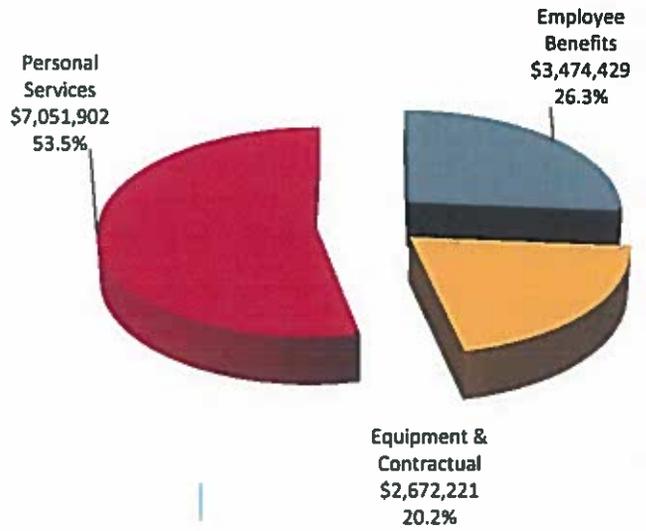
- ❑ The Downtown Campus represents the operations of the college's campus at 321 State Street in downtown Rochester. The campus includes all core instructional and student-related functions as well as operations related to the college's Division of Economic Development and Innovative Workforce Services (EDIWS). EDIWS oversees both credit and non-credit instruction including Other Sponsored Programs (OSP).
- ❑ The direct cost appropriation for 2022-2023 is \$13,198,552 reflecting a 4.7% decrease from the 2021-22 budget.
- ❑ Projected credit enrollment at the Downtown Campus is 624 FTEs or 8.7% of the total 2022-2023 aidable college enrollment of 7,200. This is a decrease of 164 FTEs or 20.8% compared to the 2021-2022 budgeted enrollment of 788.
- ❑ Projected enrollment for Other Sponsored Programs (OSP) is 190 FTEs reflecting a decrease of 10 FTEs or 5.0% compared to the 2021-22 budgeted enrollment of 200 FTEs.

Monroe Community College 2022-2023 Operating Budget – Downtown Campus

Direct Costs by Object – 2021-2022
\$13,844,164

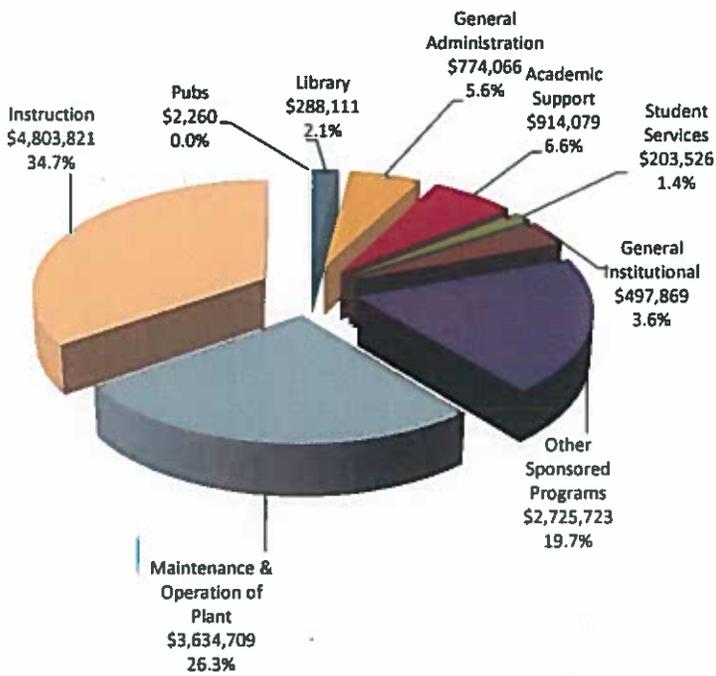


Direct Costs by Object – 2022-2023
\$13,198,552

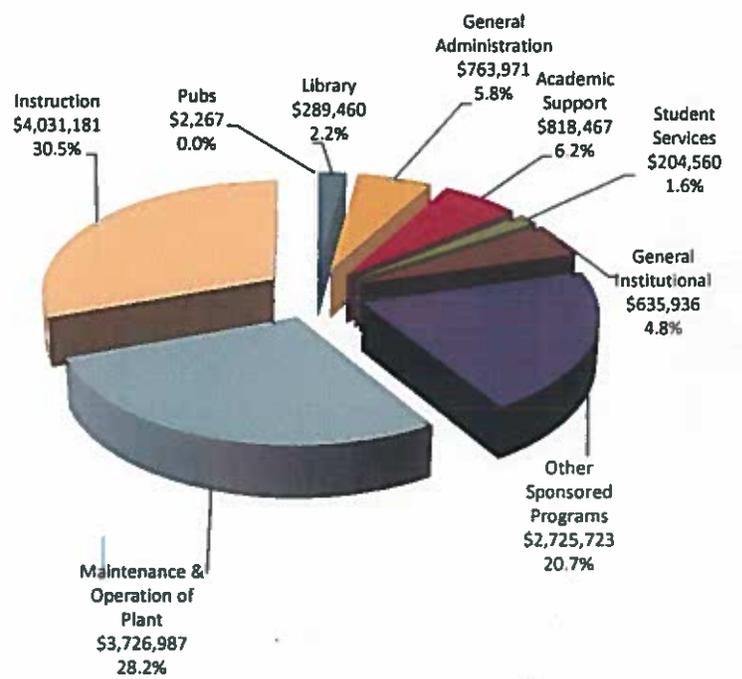


Monroe Community College 2022-2023 Operating Budget – Downtown Campus

Direct Costs by Functions – 2021-2022
\$13,844,164



Direct Costs by Functions – 2022-2023
\$13,198,552





ATTACHMENTS:

	Description	File Name	Type
▢	Resolution	ITEM_36.pdf	Resolution
▢	Referral	R22-0247.pdf	Referral Letter

By Legislators Delehanty and Marianetti

Intro. No. _____

RESOLUTION NO. _____ OF 2022

AMENDING RESOLUTION 206 OF 2020, STANDARD WORK DAY AND REPORTING RESOLUTION FOR COUNTY ELECTED AND APPOINTED OFFICIALS FOR RETIREMENT CREDIT PURPOSES

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

Section 1. Section 1 of Resolution 206 of 2020 is hereby amended to read as follows:

The County of Monroe hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body:

Title	Name	Standard Work Day (Hrs/day)	Term Begins/Ends	Participates in Employer's Time Keeping System (Y/N)	Days/Month (based on Record of Activities)
Elected Officials					
County Executive	Adam J. Bello	8	1/2020-12/2023	N	26.80
County Clerk	Jamie Romeo	8	2/2020-12/2020 1/2021-12/2024	N	21.02
District Attorney	Sandra Doorley	8	1/2020-12/2023	N	28.53
Sheriff	Todd K. Baxter	8	1/2018-12/2021 1/2022-12/2025	N	N/A*
County Legislator, 1 st District	R. Edwin Wilt	6	1/2020-12/2021 1/2020-8/2/2021	N	N/A*
County Legislator, 1 st District	G. Blake Keller	6	8/2/2021-12/2021 1/2022-12/2023	N	N/A*
County Legislator, 2 nd District	Jackie Smith	6	1/2020-12/2023 1/2020-12/2021 1/2022-12/2023	N	8.25
County Legislator, 3 rd District	Tracy DiFlorio	6	1/2020-12/2021 1/2022-12/2023	N	10.58
County Legislator, 4 th District	Frank X. Allkofer	6	1/2020-12/2021 1/2022-12/2023	N	N/A*
County Legislator, 5 th District	Carla Boyce	6	1/2020-12/2021	N	5.67
County Legislator, 5 th District	Richard B. Milne	6	1/2022-12/2023	N	7.39
County Legislator, 6 th District	Fred Anello	6	1/2020-12/2021	N	5.16
County Legislator, 6 th District	Sean McCabe	6	1/2022-12/2023	N	N/A*
County Legislator, 7 th District	Brian Marianetti	6	1/2020-12/2021 1/2022-12/2023	N	8.14 7.31
County Legislator, 8 th District	Matthew Terp	6	1/2020-12/2021 1/2020-8/11/2021 1/2022-1/12/2022	N	5.47
County Legislator, 8 th District	Jennifer Wright	6	8/12/2021- 12/2021	N	4.89
County Legislator, 8 th District	Mark Johns	6	1/13/2022- 12/2022	N	N/A*
County Legislator, 9 th District	Paul Dondorfer	6	1/2020-12/2023 1/2020-12/2021 1/2022-12/2023	N	7.09
County Legislator, 10 th District	Howard S. Maffucci	6	1/2020-12/2021 1/2022-12/2023	N	N/A*

County Legislator, 11 th District	Sean Delehanty	6	1/2020-12/2021 1/2022-12/2023	N	12.94 12.83
County Legislator, 12 th District	Steve Brew	6	1/2020-12/2021 1/2022-12/2023	N	11.28 23.61
County Legislator, 13 th District	Michael Yudelson	6	1/2020-12/2021 1/2022-12/2023	N	N/A*
County Legislator, 14 th District	Justin H. Wilson	6	1/2020-12/2021	N	7.4
County Legislator, 14 th District	Susan Hughes-Smith	6	1/2022-12/2023	N	N/A*
County Legislator, 15 th District	George J. Hebert	6	1/2020-12/2021 1/2022-12/2023	N	17.14
County Legislator, 16 th District	Joseph L. Carbone	6	1/2020-12/2021	N	14.17
County Legislator, 16 th District	David Long	6	1/2022-12/2023	N	N/A*
County Legislator, 17 th District	Joseph D. Morelle, Jr.	6	1/2020-12/2021	N	6.39
County Legislator, 17 th District	Maria Vecchio	6	1/2022-12/2023	N	5.82
County Legislator, 18 th District	John B. Baynes	6	1/2020-12/2021 1/2022-12/2023	N	11.46
County Legislator, 19 th District	Kathleen A. Taylor	6	1/2020-12/2021 1/2022-12/2023	N	N/A*
County Legislator, 20 th District	Mike Zale	6	1/2020-12/2021 1/2020-9/28/2020	N	11.06
County Legislator, 20 th District	Robert J. Colby	6	10/8/2020- 12/2021 1/2022-12/2023	N	N/A*
County Legislator, 21 st District	Rachel Barnhart	6	1/2020-12/2021 1/2022-12/2023	N	10.03
County Legislator, 22 nd District	Vincent R. Felder	6	1/2020-12/2021	N	9.77
County Legislator, 22 nd District	Mercedes Vazquez Simmons	6	1/2022-12/2023	N	17.94
County Legislator, 23 rd District	Linda Hasman	6	1/2020-12/2021 1/2022-12/2023	N	N/A*
County Legislator, 24 th District	Joshua P. Bauroth	6	1/2020-12/2021	N	10.03
County Legislator, 24 th District	Albert Blankley	6	1/2022-12/2023	N	N/A*
County Legislator, 25 th District	John Lightfoot	6	1/2020-3/2020	N	2.96
County Legislator, 25 th District	Calvin Lee, Jr.	6	1/2020-12/2020 1/2021-12/2021	N	N/A*
County Legislator, 25 th District	Carolyn Delvecchio Hoffman	6	1/2022-12/2023	N	18.56
County Legislator, 26 th District	Yversha M. Roman	6	1/2020-12/2021 1/2022-12/2023	N	N/A*** 4.08 8.00
County Legislator, 27 th District	Sabrina A. LaMar	6	5/2019-12/2019 1/2020-12/2021 1/2022-12/2023	N	5.06 10.51
County Legislator, 28 th District	Frank Keophethasy	6	1/2020-12/2021	N	3.92
County Legislator, 28 th District	Ricky Frazier	6	1/2022-12/2023	N	6.20
County Legislator, 29 th District	Ernest S. Flagler-Mitchell	6	1/2020-12/2021	N	7.75
County Legislator, 29 th District	William Burgess	6	1/2022-12/2023	N	6.88
Appointed Officials					
Legislative Counsel	Patrick Pardyjak	6	1/2021-12/2021** 1/2022-12/2023**	N	2.45

* Elected Official/Legislator has opted out of receiving retirement credits to which he/she is entitled.

** Term is listed solely to comply with 2 NYCRR §315.4.

*** Elected Official/Legislator opted in to receiving retirement credits to which he/she is entitled, but did not complete a Record of Activities as required in 2 NYCRR §315.4.

Section 2. The Clerk of the Legislature is hereby directed to post the Resolution on the County website for thirty (30) days after its adoption.

Section 3. The Clerk of the Legislature is hereby directed to file a certified copy of this Resolution with the Office of the State Comptroller within fifteen (15) days after the public posting period has ended.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No. 22-0247

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

Added language is underlined
Deleted language is ~~stricken~~



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

July 8, 2022

OFFICIAL FILE COPY
No. 220247
Not to be removed from the Office of the Legislature of Monroe County
Committee Assignment
URGENT -L

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

Subject: Amend Resolution 206 of 2020, the Standard Work Day and Reporting Resolution for County Elected and Appointed Officials for Retirement Credit Purposes

Honorable Legislators:

I recommend that Your Honorable Body amend Resolution 206 of 2020, the Standard Work Day and Reporting Resolution for County Elected and Appointed Officials for Retirement Credit Purposes.

The purpose of the amendment is to update the reporting for: County Clerk, Jamie Romeo; Sheriff, Todd K. Baxter; County Legislator, 1st District, from R. Edwin Wilt, to G. Blake Keller; County Legislator, 2nd District, Jackie Smith; County Legislator, 3rd District, Tracy DiFlorio; County Legislator, 4th District, Frank X. Allkofer; County Legislator, 5th District, from Karla Boyce to Richard B. Milne; County Legislator, 6th District, from Fred Ancello to Sean McCabe; County Legislator, 7th District, Brian Marianetti; County Legislator, 8th District, from Matthew Terp to Jennifer Wright to Matthew Terp to Mark Johns; County Legislator, 9th District, Paul Dondorfer; County Legislator, 10th District, Howard S. Maffucci; County Legislator, 11th District, Sean Delehanty; County Legislator, 12th District, Steve Brew; County Legislator, 13th District, Michael Yudelson; County Legislator, 14th District, from Justin Wilcox to Susan Hughes Smith; County Legislator, 15th District, George J. Hebert; County Legislator, 16th District, from Joseph L. Carbone to David Long; County Legislator, 17th District, from Joseph D. Morelle, Jr. to Maria Vecchio; County Legislator, 18th District, John B. Baynes; County Legislator, 19th District, Kathleen A. Taylor; County Legislator, 20th District, from Mike Zale to Robert Colby; County Legislator, 21st District, Rachel Barnhart; County Legislator, 22nd District, from Vincent R. Felder to Mercedes Vazquez Simmons; County Legislator, 23rd District, Linda Hasman; County Legislator, 24th District, from Joshua P. Bauroth to Albert Blankley; County Legislator, 25th District, from Calvin Lee, Jr. to Carolyn Delvecchio Hoffman; County Legislator, 26th District, Yversha M. Roman; County Legislator, 27th District, Sabrina A. LaMar; County Legislator, 28th District, from Frank Keophetlasy to Ricky Frazier; County Legislator, 29th District, from Ernest S. Flagler-Mitchell to William Burgess; and Legislative Counsel, Patrick Pardyjak.

This action is required by the New York Codes, Rules and Regulations, Title 2, Chapter VI, Part 315. The State regulations require that the Standard Work Day and Reporting Resolution be adopted at the first regular meeting of the Legislature held after the records of work activities have been submitted. The State regulations also require that the Clerk of the Legislature post the Resolution on the County's website for thirty (30) days and file a certified copy of the Resolution with the Office of the State Comptroller within forty-five (45) days of its adoption.

110 County Office Building • 39 West Main Street • Rochester, New York 14614

(585) 753-1000 • fax: (585) 753-1014 • www.monroecounty.gov • e-mail: countyexecutive@monroecounty.gov

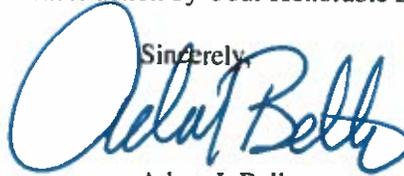
The specific legislative action required is to amend Resolution 206 of 2020, the Standard Work Day and Reporting Resolution for County Elected and Appointed Officials for Retirement Credit Purposes.

This is a Type II Action pursuant to 6 NYCRR §617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

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

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

Sincerely,



Adam J. Bello
Monroe County Executive

By Legislators Delehanty and Marianetti

Intro. No. _____

RESOLUTION NO. _____ OF 2022

AMENDING RESOLUTION 206 OF 2020, STANDARD WORK DAY AND REPORTING RESOLUTION FOR COUNTY ELECTED AND APPOINTED OFFICIALS FOR RETIREMENT CREDIT PURPOSES

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

Section 1. Section 1 of Resolution 206 of 2020 is hereby amended to read as follows:

The County of Monroe hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body:

Title	Name	Standard Work Day (Hrs/day)	Term Begins/Ends	Participates in Employer's Time Keeping System (Y/N)	Days/Month (based on Record of Activities)
Elected Officials					
County Executive	Adam J. Bello	8	1/2020-12/2023	N	26.80
County Clerk	Jamie Romeo	8	2/2020-12/2020 1/2021-12/2024	N	21.02
District Attorney	Sandra Doorley	8	1/2020-12/2023	N	28.53
Sheriff	Todd K. Baxter	8	1/2018-12/2021 1/2022-12/2025	N	N/A*
County Legislator, 1 st District	R. Edwin Wilt	6	1/2020-12/2021 1/2020-8/2/2021	N	N/A*
<u>County Legislator, 1st District</u>	<u>G. Blake Keller</u>	<u>6</u>	<u>8/2/2021-12/2021</u> 1/2022-12/2023	<u>N</u>	<u>N/A*</u>
County Legislator, 2 nd District	Jackie Smith	6	1/2020-12/2023 1/2020-12/2021 1/2022-12/2023	N	8.25
County Legislator, 3 rd District	Tracy DiFlorio	6	1/2020-12/2021 1/2022-12/2023	N	10.58
County Legislator, 4 th District	Frank X. Allkofer	6	1/2020-12/2021 1/2022-12/2023	N	N/A*
County Legislator, 5th District	Karla Boyce	6	1/2020-12/2021	N	5.67
<u>County Legislator, 5th District</u>	<u>Richard B. Milne</u>	<u>6</u>	<u>1/2022-12/2023</u>	<u>N</u>	<u>7.39</u>
County Legislator, 6th District	Fred Anello	6	1/2020-12/2021	N	5.16
<u>County Legislator, 6th District</u>	<u>Sean McCabe</u>	<u>6</u>	<u>1/2022-12/2023</u>	<u>N</u>	<u>N/A*</u>
County Legislator, 7 th District	Brian Marianetti	6	1/2020-12/2021 1/2022-12/2023	N	8.11 7.31
County Legislator, 8 th District	Matthew Terp	6	1/2020-12/2021 1/2020-8/11/2021 1/2022-4/12/2022	N	5.47
<u>County Legislator, 8th District</u>	<u>Jennifer Wright</u>	<u>6</u>	<u>8/12/2021-</u> <u>12/2021</u>	<u>N</u>	<u>4.89</u>
<u>County Legislator, 8th District</u>	<u>Mark Johns</u>	<u>6</u>	<u>1/13/2022-</u> <u>12/2022</u>	<u>N</u>	<u>N/A*</u>
County Legislator, 9 th District	Paul Dondorfer	6	1/2020-12/2023 1/2020-12/2021 1/2022-12/2023	N	7.09
County Legislator, 10 th District	Howard S. Maffucci	6	1/2020-12/2021 1/2022-12/2023	N	N/A*
County Legislator, 11 th District	Sean Delehanty	6	1/2020-12/2021	N	12.94

			1/2022-12/2023		12.83
County Legislator, 12 th District	Steve Brew	6	1/2020-12/2021 1/2022-12/2023	N	11.28 23.61
County Legislator, 13 th District	Michael Yudelson	6	1/2020-12/2021 1/2022-12/2023	N	N/A*
County Legislator, 14th District	Justin F. Wilson	6	1/2020-12/2021	N	7.4
County Legislator, 14 th District	Susan Hughes Smith	6	1/2022-12/2023	N	N/A*
County Legislator, 15 th District	George J. Hebert	6	1/2020-12/2021 1/2022-12/2023	N	17.14
County Legislator, 16th District	Joseph L. Carbone	6	1/2020-12/2021	N	14.17
County Legislator, 16 th District	David Long	6	1/2022-12/2023	N	N/A*
County Legislator, 17th District	Joseph D. Morelle, Jr.	6	1/2020-12/2021	N	6.39
County Legislator, 17 th District	Maria Vecchio	6	1/2022-12/2023	N	5.82
County Legislator, 18 th District	John B. Baynes	6	1/2020-12/2021 1/2022-12/2023	N	11.46
County Legislator, 19 th District	Kathleen A. Taylor	6	1/2020-12/2021 1/2022-12/2023	N	N/A*
County Legislator, 20 th District	Mike Zale	6	1/2020-12/2021 1/2020-9/28/2020	N	11.06
<u>County Legislator, 20th District</u>	<u>Robert J. Colby</u>	6	10/8/2020-12/2021 1/2022-12/2023	N	N/A*
County Legislator, 21 st District	Rachel Barnhart	6	1/2020-12/2021 1/2022-12/2023	N	10.03
County Legislator, 22nd District	Vincent R. Felder	6	1/2020-12/2021	N	9.77
<u>County Legislator, 22nd District</u>	<u>Mercedes Vazquez Simmons</u>	6	1/2022-12/2023	N	17.94
County Legislator, 23 rd District	Linda Hasman	6	1/2020-12/2021 1/2022-12/2023	N	N/A*
County Legislator, 24th District	Joshua P. Bauroth	6	1/2020-12/2021	N	10.03
County Legislator, 24 th District	Albert Blankley	6	1/2022-12/2023	N	N/A*
County Legislator, 25th District	John Lightfoot	6	1/2020-3/2020	N	2.96
County Legislator, 25 th District	Calvin Lee, Jr.	6	1/2020-12/2020 1/2021-12/2021	N	N/A*
<u>County Legislator, 25th District</u>	<u>Carolyn Delvecchio Hoffman</u>	6	1/2022-12/2023	N	18.56
County Legislator, 26 th District	Yversha M. Roman	6	1/2020-12/2021 1/2022-12/2023	N	N/A*** 4.08 8.00
County Legislator, 27 th District	Sabrina A. LaMar	6	5/2019-12/2019 1/2020-12/2021 1/2022-12/2023	N	5.06 10.51
County Legislator, 28th District	Frank Keophetasy	6	1/2020-12/2021	N	3.92
County Legislator, 28 th District	Ricky Frazier	6	1/2022-12/2023	N	6.20
County Legislator, 29th District	Ernest S. Engler Mitchell	6	1/2020-12/2021	N	7.73
County Legislator, 29 th District	William Burgess	6	1/2022-12/2023	N	6.88
Appointed Officials					
Legislative Counsel	Patrick Pardyjak	6	1/2021-12/2021** 1/2022-12/2023**	N	2.45

* Elected Official/Legislator has opted out of receiving retirement credits to which he/she is entitled.

** Term is listed solely to comply with 2 NYCRR §315.4.

*** Elected Official/Legislator opted in to receiving retirement credits to which he/she is entitled, but did not compete a Record of Activities as required in 2 NYCRR §315.4.

Section 2. The Clerk of the Legislature is hereby directed to post the Resolution on the County website for thirty (30) days after its adoption.

Section 3. The Clerk of the Legislature is hereby directed to file a certified copy of this Resolution with the Office of the State Comptroller within fifteen (15) days after the public posting period has ended.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No. 22-0XXX

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

Added language is underlined
Deleted language is ~~stricken~~



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R22-0249.pdf	Referral Letter
▢	Resolution	ITEM_38.pdf	Resolution



Monroe County Legislature
Office of the President

SABRINA LAMAR
PRESIDENT

July 12, 2022

To the Honorable
Monroe County Legislature
407 County Office Building
Rochester, NY 14617

Subject: **Confirmation of Reappointment to the Monroe County Library System Board of Trustees**

Honorable Legislators:

I, Sabrina LaMar, President of the Monroe County Legislature, in accordance with Article 5 of the Education Law of the State of New York and Section C7-4 of the Monroe County Charter, do hereby submit to this Honorable Body for its confirmation the reappointment of Mr. Peter Knapp to the Monroe County Library System Board of Trustees.

Mr. Peter Knapp resides at 782 Bel Arbor Trail, Webster, NY 14580, for a term to be effective immediately and expire on June 30, 2027.

The specific legislative action required is to confirm the appointment of Mr. Peter Knapp to the Monroe County Library System Board of Trustees.

The legislative action requested in this referral is not an "Action" as that term is defined in 6 NYCRR 617.5(b), and is not subject to review under the State Environmental Quality Review Act.

This resolution will have no impact on the revenue or expenditures of the current Monroe County Budget.

Sincerely,

Sabrina LaMar
Monroe County Legislature
President

OFFICIAL FILE COPY

No. 220249

Not to be removed from the
Office of the
Legislature Of
Monroe County

Committee Assignment

URGENT

-L

By Legislators ___ and ___

Intro. No.

RESOLUTION NO. ___ OF 2022

CONFIRMING REAPPOINTMENT TO MONROE COUNTY LIBRARY SYSTEM BOARD OF TRUSTEES

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

Section 1. In accordance with Article 5 of the Education Law of New York State and Section C7-4 of the Monroe County Charter, the following appointment to the Board of Trustees of the Monroe County Library System submitted by Legislature President Sabrina LaMar is hereby confirmed:

- Mr. Peter Knapp residing at 782 Bel Arbor Trail, Webster, NY 14580 for a term to be effective immediately and expire on June 30, 2027.

Section 3. This resolution shall take effect immediately.

Matter of Urgency
File No. 22-___

ADOPTION: Date: _____

Vote: _____

By Legislators Johns and Brew

Intro. No. _____

RESOLUTION NO. ____ OF 2022

CONFIRMING REAPPOINTMENT TO MONROE COUNTY LIBRARY SYSTEM BOARD OF TRUSTEES

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

Section 1. In accordance with Article 5 of the Education Law of New York State and Section C7-4 of the Monroe County Charter, the following appointment to the Board of Trustees of the Monroe County Library System submitted by Legislature President Sabrina LaMar is hereby confirmed:

- Mr. Peter Knapp residing at 782 Bel Arbor Trail, Webster, NY 14580 for a term to be effective immediately and expire on June 30, 2027.

Section 3. This resolution shall take effect immediately.

Matter of Urgency
File No. 22-0249

ADOPTION: Date: _____

Vote: _____



ATTACHMENTS:

	Description	File Name	Type
▢	Referral	R22-0250.pdf	Referral Letter
▢	Resolution	ITEM_39.pdf	Resolution



Monroe County Legislature
Office of the President

SABRINA LAMAR
PRESIDENT

July 12, 2022

To the Honorable
Monroe County Legislature
407 County Office Building
Rochester, NY 14617

OFFICIAL FILE COPY	
No. <u>220250</u>	
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
URGENT	-L

Subject: Confirmation of Appointment to the Monroe County Traffic Safety Board

Honorable Legislators:

I, Sabrina LaMar, President of the Monroe County Legislature, in accordance with Article 43, Section 1673 of the Vehicle and Traffic Law and Local Law No. 3 of 1970, do hereby recommend for your confirmation the appointment of Sean McCabe, 95 Helenwood Rd., Rochester, NY 14616.

The specific legislative action required is to confirm the appointment of the Mr. Sean McCabe to the Monroe County Traffic Safety Board.

The legislative action requested in this referral is not an "Action" as that term is defined in 6 NYRCRR 617.5(b), and is not subject to review under the State Environmental Quality Review Act.

This resolution will have no impact on the revenue or expenditures of the current Monroe County Budget.

Sincerely,

Sabrina LaMar
Monroe County Legislature
President

By Legislators ___ and ___

Intro. No.

RESOLUTION NO. ___ OF 2022

CONFIRMING APPOINTMENT TO MONROE COUNTY TRAFFIC SAFETY BOARD

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

Section 1. Pursuant to Article 43, Section 1673 of the Vehicle and Traffic Law and Local Law No. 3 of 1970, the following appointment is hereby confirmed, for a term to be effective immediately and expiring on July 11, 2025.

- Sean McCabe, 95 Helenwood Road, Rochester, NY 14616

Section 3. This resolution shall take effect immediately.

Matter of Urgency

File No. 22-___

ADOPTION: Date: _____

Vote: _____

39.

By Legislators Johns and Brew

Intro. No. _____

RESOLUTION NO. ____ OF 2022

CONFIRMING APPOINTMENT TO MONROE COUNTY TRAFFIC SAFETY BOARD

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

Section 1. Pursuant to Article 43, Section 1673 of the Vehicle and Traffic Law and Local Law No. 3 of 1970, the following appointment is hereby confirmed, for a term to be effective immediately and expiring on July 11, 2025.

- Sean McCabe, 95 Helenwood Road, Rochester, NY 14616

Section 3. This resolution shall take effect immediately.

Matter of Urgency
File No. 22-0250

ADOPTION: Date: _____

Vote: _____