

*Monroe County
Clerk of the Legislature*

**David Grant
Clerk**



**Nayeliz Santiago
Deputy Clerk**

**Isabela Mulcahy
2nd Assistant Dep. Clerk**

MEMORANDUM

TO: Legislators, Directors, Staff and Media
FROM: David Grant, Clerk of the Legislature
DATE: May 7, 2026
RE: Matters of Urgency – File Nos. 26-0127 – 26-0128

Matters of Urgency:

- 26-0127** **Authorize Intermunicipal Agreements for the Monroe County
Community Climate Action Fund Pilot Program** – As a Matter of
Urgency – County Executive Adam J. Bello
- 26-0128** **Authorization to Settle a Lawsuit in Supreme Court, Monroe County,
Index No. E2020010086** – As a Matter of Urgency – County Executive
Adam J. Bello

Per President Yversha Román, the attached communications have been declared to be Matters of Urgency pursuant to Section 545-24(A)(3) of the Rules of the Monroe County Legislature and will be considered at the May 12, 2026 regular meeting of the Monroe County Legislature.

Attachments



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

May 7, 2026

OFFICIAL FILE COPY	
No.	<u>260127</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: Authorize Intermunicipal Agreements for the Monroe County Community Climate Action Fund Pilot Program

Honorable Legislators:

We recommend that Your Honorable Body authorize intermunicipal agreements with municipalities located in Monroe County for the Monroe County Community Climate Action Fund Pilot Program in an amount not to exceed \$200,000 in the aggregate, for terms to commence on or after June 1, 2026 and terminate on or before December 31, 2028.

The Monroe County Climate Action Plan (CAP) was completed in two phases. In 2022, Phase I was adopted by the Legislature via Resolution no. 276 of 2022 to identify and prioritize goals, strategies, and initiatives aimed at reducing greenhouse gas (GHG) emissions from County-owned sites, facilities, its fleet, and its activities. Recognizing that County operations constitute a small portion of the overall GHG emissions in the community, the CAP Phase II was adopted by the Legislature via Resolution no. 231 of 2024 with a broader focus, aiming to reduce GHG emissions from residential, commercial, industrial, municipal, and all other energy-dependent activities that occur within Monroe County. Included in the CAP Phase II are nearly 100 actions that municipalities can take individually or in partnership to reduce GHG emissions.

The Monroe County Community Climate Action Fund Pilot Program (the Program) would incentivize and support municipalities in advancing relevant CAP Phase II actions through grants to municipalities within Monroe County for initiatives aimed at reducing greenhouse gas (GHG) emissions, either via changes to their internal operations or in partnership with stakeholders. A total of \$200,000 would be available for up to 50% of the eligible costs, with municipalities required to provide the remaining 50% or more in matching funds. Individual municipalities would be eligible to receive up to \$10,000 for new or expanded initiatives included in the County's CAP Phase II. To encourage collaboration, municipalities that partner to submit a joint application may be considered for an increased maximum award of up to \$15,000 in matching funds per participating municipality. A solicitation led by the Monroe County Department of Environmental Services Sustainability Group would be conducted and applications would be evaluated based on technical merit, municipal capacity and commitment, and collaboration with partners and affected stakeholders. Municipalities selected to receive County funds through the Program would need to enter into an intermunicipal agreement (IMA) with Monroe County.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to execute intermunicipal agreements, and any amendments thereto, with municipalities located in Monroe County for the Monroe County Community Climate Action Fund Pilot Program, in an amount not to exceed \$10,000 for each intermunicipal agreement involving one municipality, in an amount not to exceed \$15,000 per municipality for intermunicipal agreements involving two or more municipalities, and not to exceed \$200,000 in the aggregate, for terms to commence on or after June 1, 2026 and terminate on or before December 31, 2028.
2. Authorize a transfer in the amount of \$50,000 in the 2026 operating budget of the Department of Finance from general fund 9001, funds center 3001010000, Budget Preparation & Administration to the Department of Environmental Services, general fund 9001, funds center 8301020000, Climate Initiatives.
3. Authorize a transfer in the amount of \$75,000 in the 2026 operating budget of the Department of Finance from general fund 9001, funds center 1206010000, Real Property Tax Service to the Department of Environmental Services, general fund 9001, funds center 8301020000, Climate Initiatives.
4. Authorize a transfer in the amount of \$75,000 in the 2026 operating budget of the Department of Law from general fund 9001, funds center 1602010000, General Law-Legal Services to the Department of Environmental Services, general fund 9001, funds center 8301020000, Climate Initiatives.

The Monroe County Community Climate Action Fund Pilot Program includes Type II actions pursuant to 6 NYCRR § 617.5(c)(1) (“maintenance or repair involving no substantial changes in an existing structure or facility”); (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”); (3) (“retrofit of an existing structure and its appurtenant areas to incorporate green infrastructure”); (5) (“repaving of existing highways not involving the addition of new travel lanes”); (6) (“street openings and right-of-way openings for the purpose of repair or maintenance of existing utility facilities”); (13) (“extension of utility distribution facilities, including gas, electric, telephone, cable, water and sewer connections to render service in approved subdivisions or in connection with any action on this list”); (14) (“installation of solar energy arrays where such installation involves 25 acres or less of physical alteration on the following sites: (i) closed landfills; (ii) brownfield sites that have received a Brownfield Cleanup Program certificate of completion (“COC”) pursuant to ECL § 27-1419 and 6 NYCRR § 375-3.9 or Environmental Restoration Project sites that have received a COC pursuant to 6 NYCRR § 375-4.9, where the COC under either program for a particular site has an allowable use of commercial or industrial, provided that the change of use requirements in 6 NYCRR § 375-1.11(d) are complied with; (iii) sites that have received an inactive hazardous waste disposal site full liability release or a COC pursuant to 6 NYCRR § 375-2.9, where the Department has determined an allowable use for a particular site is commercial or industrial, provided that the change of use requirements in 6 NYCRR § 375-1.11(d) are complied with; (iv) currently disturbed areas at publicly-owned wastewater treatment facilities; (v) currently disturbed areas at sites zoned for industrial use; and (vi) parking lots or parking garages”); (26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”); (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 (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") that are not subject to further review under the State Environmental Quality Review Act.

While most projects in the Monroe County Community Climate Action Fund Pilot Program are expected to be classified as Type II actions, some may be classified as Unlisted or Type I. Any projects classified as Unlisted or Type I will be reviewed individually and the provisions of the New York State Environmental Quality Review Act shall be complied with prior to Your Honorable Body undertaking, funding, or approving projects classified as Unlisted or Type I actions.

Funding for these agreements will be included in the 2026 operating budget of the Department of Environmental Services, general fund 9001, funds center 8301020000, Climate Initiatives, upon approval of the requested appropriation transfers. No additional net County support is required in the current Monroe County budget.

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

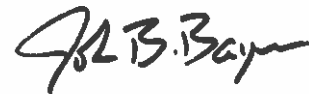
Sincerely,



Adam J. Bello
Monroe County Executive



Susan Hughes-Smith
Monroe County Legislator
District 14



John B. Baynes
Monroe County Legislator
District 11

By Legislators Hughes-Smith and Baynes

Intro. No. ____

RESOLUTION NO. ____ OF 2026

AUTHORIZING INTERMUNICIPAL AGREEMENTS FOR THE MONROE COUNTY COMMUNITY CLIMATE ACTION FUND PILOT 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 execute intermunicipal agreements, and any amendments thereto, with municipalities located in Monroe County for the Monroe County Community Climate Action Fund Pilot Program, in an amount not to exceed \$10,000 for each intermunicipal agreement involving one municipality, in an amount not to exceed \$15,000 per municipality for intermunicipal agreements involving two or more municipalities, and not to exceed \$200,000 in the aggregate, for terms to commence on or after June 1, 2026 and terminate on or before December 31, 2028.

Section 2. An appropriation transfer is hereby authorized in the amount of \$50,000 in the 2026 operating budget of the Department of Finance from general fund 9001, funds center 3001010000, Budget Preparation & Administration to the Department of Environmental Services, general fund 9001, funds center 8301020000, Climate Initiatives.

Section 3. An appropriation transfer is hereby authorized in the amount of \$75,000 in the 2026 operating budget of the Department of Finance from general fund 9001, funds center 1206010000, Real Property Tax Service to the Department of Environmental Services, general fund 9001, funds center 8301020000, Climate Initiatives.

Section 4. An appropriation transfer is hereby authorized in the amount of \$75,000 in the 2026 operating budget of the Department of Law from general fund 9001, funds center 1602010000, General Law-Legal Services to the Department of Environmental Services, general fund 9001, funds center 8301020000, Climate Initiatives.

Section 5. Funding for these agreements will be included in the 2026 operating budget of the Department of Environmental Services, general fund 9001, funds center 8301020000, Climate Initiatives, upon approval of the appropriation transfers.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency

File No. 26-____

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

OFFICIAL FILE COPY	
No.	<u>260123</u>
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
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May 7, 2026

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

Subject: Authorization to Settle a Lawsuit in Supreme Court, Monroe County,
Index No. E2020010086

Honorable Legislators:

I recommend that Your Honorable Body authorize a settlement of \$500,000 in an action brought against Monroe County in Supreme Court, Monroe County, Index No. E2020010086. This lawsuit arises out of an incident that occurred in October 2019.

The specific legislative actions required are:

1. Authorize the settlement of the action brought against Monroe County in Supreme Court, Monroe County, Index No. E2020010086.
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 receive 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

By Legislators _____

Intro. No. _____

RESOLUTION NO. _____ OF 2026

**AUTHORIZATION TO SETTLE A LAWSUIT IN NEW YORK STATE SUPREME COURT,
MONROE COUNTY, INDEX NO. E2020010086**

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

Section 1. The settlement of the action brought against Monroe County in New York State Supreme Court, Monroe County, Index No. E2020010086 in the amount of \$500,000 is hereby authorized.

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. Funding for the payment of the settlement is available in the Risk Management Fund.

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

Matter of Urgency
File No. 26-_____

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____