

*Monroe County*  
*Clerk of the Legislature*

**Jack Moffitt**  
Clerk



**David Grant**  
Deputy Clerk

**MEMORANDUM**

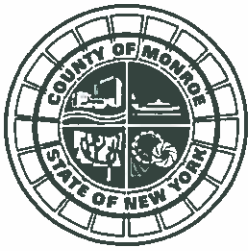
**TO:** Legislators, Directors, Staff and Media  
**FROM:** Jack Moffitt, Clerk of the Legislature  
**DATE:** July 16, 2019  
**RE:** Matters of Importance – File Nos. 19-0194 – 19-0196

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- 19-0194-** Authorize Contracts with Popli Design Group for Engineering Services and the New York State Department of Transportation for the Culverts NY Project (Ayrault Road Culvert over Irondequoit Creek Tributary) in the Town of Perinton – As a Matter of Importance – County Executive Cheryl Dinolfo
- 19-0195-** Authorize Contracts with Fisher Associates, P.E., L.S., L.A., D.P.C. for Engineering Services and the New York State Department of Transportation for the Culverts NY Project (Calkins Road Culvert over Red Creek Tributary) in the Town of Henrietta – As a Matter of Importance – County Executive Cheryl Dinolfo
- 19-0196-** Authorize Contracts with Joseph C. Lu Engineering, P.C. for Engineering Services and the New York State Department of Transportation for the Culverts NY Project (Elmgrove Road Culvert Over Round Creek Tributary) in the Town of Gates – As a Matter of Importance – County Executive Cheryl Dinolfo

These referrals were not made to committee at the preceding meeting of the Legislature on July 9, 2019, but has been determined by President Dr. Joe Carbone to be of sufficient importance to warrant referral between Legislative meetings, pursuant to Section 545-24 (C) of the Rules of the Monroe County Legislature.

Attachments



# Office of the County Executive

MONROE COUNTY, NEW YORK

**Cheryl Dinolfo**  
*County Executive*

July 10, 2019

<b>OFFICIAL FILE COPY</b>
No. <u>190194</u>
Not to be removed from the Office of the Legislature Of Monroe County
<b>Committee Assignment</b>
<b>TRANSPORTATION -L</b>
<b>WAYS &amp; MEANS</b>

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

**Subject:** Authorize Contracts with Popli Design Group for Engineering Services and the New York State Department of Transportation for the Culverts NY Project (Ayrault Road Culvert over Irondequoit Creek Tributary) in the Town of Perinton

Honorable Legislators:

I recommend that Your Honorable Body authorize contracts with Popli Design Group, in the amount of \$149,427.09, for engineering services, and the New York State Department of Transportation, for the Culverts NY project (Ayrault Road Culvert over Irondequoit Creek Tributary) in the Town of Perinton.

The culvert is County-owned and spans Irondequoit Creek Tributary in the Town of Perinton. The project involves the rehabilitation or replacement of the culvert, along with highway approach and channel improvements. The current total project estimate is \$965,000.

Several consultants were considered, with Popli Design Group rated the most qualified for this project. Popli Design Group proposes to provide these services in the amount of \$149,427.09.

A cost breakdown of these services is as follows:

Basic Design Services	\$100,905.60
Special Services	35,661.88
Construction Support Services	<u>12,859.61</u>
Total	\$149,427.09

**The specific legislative actions required are:**

1. Authorize the County Executive, or her designee, to execute a contract with Popli Design Group, 555 Penbrooke Drive, Penfield, New York 14526, in the amount of \$149,427.09, for engineering services, for the Culverts NY project (Ayrault Road Culvert over Irondequoit Creek Tributary) in the Town of Perinton, and any amendments necessary to complete the project within the total capital fund(s) appropriation.
2. Authorize the County Executive, or her designee, to execute a contract, and any amendments thereto, with the New York State Department of Transportation, for the Culverts NY project (Ayrault Road Culvert over Irondequoit Creek Tributary) in the Town of Perinton.

3. Incorporate by reference and adopt the attached resolution required by New York State for Bridge NY Funding for the Culverts NY project (Ayrault Road Culvert over Irondequoit Creek Tributary).

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

Funding for this contract, consistent with authorized uses, is included in capital fund 1934 and in any other capital 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 neither Popli Design Group, nor any of its principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firm are:

Om Popli, President  
S. Jay Popli, Executive VP  
Rohit Agrawal, Principal

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,



Cheryl Dinolfo  
Monroe County Executive

CD:db

ATTACHMENT TO REFERRAL

RESOLUTION INCORPORATED WITHIN AND ATTACHED TO RESOLUTION NO. \_\_\_\_ OF 2019

**AUTHORIZING RESOLUTION REQUIRED BY NEW YORK STATE FOR BRIDGE NY FUNDING FOR AYRAULT ROAD CULVERT OVER IRONDEQUOIT CREEK TRIBUTARY IN THE TOWN OF PERINTON**

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

WHEREAS, a project for the Ayrault Road Culvert over Irondequoit Creek Tributary, P.I.N. 4BNY.38 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 100% New York State funds and 0% non-New York State funds; and

WHEREAS, the County of Monroe will design, let and construct the Project; and

WHEREAS, the County of Monroe desires to advance the Project by making a commitment of 100% of the non-New York State share of the costs of the Project.

NOW, THEREFORE, the Legislature of the County of Monroe ("Legislature"), duly convened does hereby:

RESOLVE, that the Legislature hereby approves the Project; and it is hereby further

RESOLVED, that the Legislature hereby authorizes the County of Monroe to pay 100% of the costs of federal and non-federal share of work for the Project or portions thereof, with the understanding that qualified costs may be eligible for federal-aid, state-aid, or reimbursement from Bridge NY funds; and it is further

RESOLVED, that the sum of \$965,000 is hereby appropriated the Monroe County Capital Budget and made available to cover the cost of participation in the above phases(s) of the Project; and it is further

RESOLVED, that the Legislature hereby agrees that the County of Monroe shall be responsible for all costs of the Project which exceed the amount of the Bridge NY Funding awarded to the County of Monroe; and it is further

RESOLVED, that in the event the full federal and non-federal share of costs of the Project exceed the amount appropriated above, the Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the County of Monroe hereby agrees that construction of the Project shall begin no later than two (2) years after award and that the Project shall be completed within three (3) years of commencing construction; and it is further

RESOLVED, that the Monroe County Executive, or designee be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid and/or State-Aid on behalf of the County of Monroe with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the County of Monroe's first instance funding of Project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefor that are not so eligible, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary agreement in connection with the Project; and it is further

RESOLVED, this Resolution shall take effect immediately.

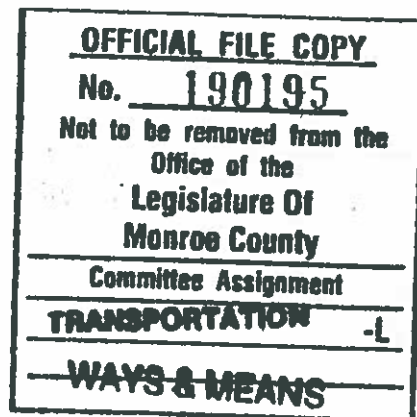


# Office of the County Executive

MONROE COUNTY, NEW YORK

**Cheryl Dinolfo**  
*County Executive*

July 10, 2019



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

**Subject:** Authorize Contracts with Fisher Associates, P.E., L.S., L.A., D.P.C. for Engineering Services and the New York State Department of Transportation for the Culverts NY Project (Calkins Road Culvert over Red Creek Tributary) in the Town of Henrietta

Honorable Legislators:

I recommend that Your Honorable Body authorize contracts with Fisher Associates, P.E., L.S., L.A., D.P.C., in the amount of \$100,089.14, for engineering services, and the New York State Department of Transportation, for the Culverts NY project (Calkins Road Culvert over Red Creek Tributary) in the Town of Henrietta.

The Calkins Road Culvert is County owned and spans the Red Creek Tributary, in the Town of Henrietta. The project involves the rehabilitation or replacement of the culvert along with highway approach and channel improvements. The current total project estimate is \$604,000.

Major funding will be provided by New York State Department of Transportation funds in the amount of approximately 100% of the project cost with overall project administration by Monroe County.

Monroe County was recently awarded Federal funding for this project through the Bridge NY program. New York State requires that construction of the project begin no later than two (2) years after award and that the project be completed within three (3) years of commencing construction.

Several consultants were considered, with Fisher Associates, P.E., L.S., L.A., D.P.C. rated the most qualified for this project. Fisher Associates, P.E., L.S., L.A., D.P.C. proposes to provide the services in the amount of \$100,089.14.

A cost breakdown of the services is as follows:

Basic Design Services	\$ 62,234.92
Basic Construction Services	12,270.92
Special Services	<u>25,583.30</u>
Total	\$100,089.14

**The specific legislative actions required are:**

1. Authorize the County Executive, or her designee, to execute a contract with Fisher Associates, P.E., L.S., L.A., D.P.C., 180 Charlotte Steet, Rochester, New York 14607, in the amount of \$100,089.14, for engineering services, for the Culverts NY project (Calkins Road Culvert over Red Creek Tributary) in the Town of Henrietta, and any amendments necessary to complete the project within the total capital fund(s) appropriation.
2. Authorize the County Executive, or her designee, to execute a contract, and any amendments thereto, with the New York State Department of Transportation, for the rehabilitation or replacement of the Culverts NY project (Calkins Road Culvert over Red Creek Tributary) in the Town of Henrietta.
3. Incorporate by reference and adopt the attached resolution required by New York State for Bridge NY Funding for the Culverts NY project (Calkins Road Culvert over Red Creek Tributary).

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

Funding for this contract, consistent with authorized uses, is included in capital fund 1934 and in any other capital 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 neither Fisher Associates, P.E., L.S., L.A., D.P.C., nor any of its principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firm are:

Roseann B. Schmid, CEO  
Christopher R. Smith, COO, President, Secretary  
Robert W. Goossen, CFO, Vice President  
John S. Boddecker, Vice President  
Emily M. Smith, Vice President  
William M. Price, Vice President

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,

  
Cheryl Dinolfo  
Monroe County Executive

ATTACHMENT TO REFERRAL

RESOLUTION INCORPORATED WITHIN AND ATTACHED TO RESOLUTION NO. \_\_\_ OF 2019

**AUTHORIZING RESOLUTION REQUIRED BY NEW YORK STATE FOR BRIDGE NY FUNDING FOR CALKINS ROAD CULVERT OVER RED CREEK TRIBUTARY IN THE TOWN OF HENRIETTA**

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

WHEREAS, a project for the Calkins Road Culvert over Red Creek Tributary, P.I.N. 4BNY.31 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 100% New York State funds and 0% non-New York State funds; and

WHEREAS, the County of Monroe will design, let and construct the Project; and

WHEREAS, the County of Monroe desires to advance the Project by making a commitment of 100% of the non-New York State share of the costs of the Project.

NOW, THEREFORE, the Legislature of the County of Monroe ("Legislature"), duly convened does hereby:

RESOLVE, that the Legislature hereby approves the Project; and it is hereby further

RESOLVED, that the Legislature hereby authorizes the County of Monroe to pay 100% of the costs of federal and non-federal share of work for the Project or portions thereof, with the understanding that qualified costs may be eligible for federal-aid, state-aid, or reimbursement from Bridge NY funds; and it is further

RESOLVED, that the sum of \$604,000 is hereby appropriated the Monroe County Capital Budget and made available to cover the cost of participation in the above phases(s) of the Project; and it is further

RESOLVED, that the Legislature hereby agrees that the County of Monroe shall be responsible for all costs of the Project which exceed the amount of the Bridge NY Funding awarded to the County of Monroe; and it is further

RESOLVED, that in the event the full federal and non-federal share of costs of the Project exceed the amount appropriated above, the Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the County of Monroe hereby agrees that construction of the Project shall begin no later than two (2) years after award and that the Project shall be completed within three (3) years of commencing construction; and it is further

RESOLVED, that the Monroe County Executive, or designee be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid and/or State-Aid on behalf of the County of Monroe with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the County of Monroe's first instance funding of Project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefor that are not so eligible, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary agreement in connection with the Project; and it is further

RESOLVED, this Resolution shall take effect immediately.



# Office of the County Executive

MONROE COUNTY, NEW YORK

Cheryl Dinolfo  
County Executive

July 10, 2019

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

<b>OFFICIAL FILE COPY</b>	
No.	<u>190196</u>
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
<b>TRANSPORTATION</b>	<b>-L</b>
<b>WAYS &amp; MEANS</b>	

Subject: Authorize Contracts with Joseph C. Lu Engineering, P.C. for Engineering Services and the New York State Department of Transportation for the Culverts NY Project (Elmgrove Road Culvert Over Round Creek Tributary) in the Town of Gates

Honorable Legislators:

I recommend that Your Honorable Body authorize contracts with Joseph C. Lu Engineering, P.C., in the amount of \$94,748.31, for engineering services, and the New York State Department of Transportation, for the Culverts NY project (Elmgrove Road Culvert Over Round Creek Tributary) in the Town of Gates.

The culvert is partially County-owned and spans Round Creek Tributary in the Town of Gates. The project involves the rehabilitation or replacement of the middle section of culvert beneath Elmgrove Road, along with any necessary connections to the sections beneath Elmford Road and Shadow Lane. The current total project estimate is \$995,000.

Major funding will be provided by New York State Department of Transportation funds in the amount of approximately 100% of the project cost with overall project administration by Monroe County.

Several consultants were considered, with Joseph C. Lu Engineering, P.C. rated the most qualified for this project. Lu Engineers proposes to provide these services in the amount of \$94,748.31.

A cost breakdown of these services is as follows:

Basic Design Services	\$44,734.47
Special Services	<u>50,013.84</u>
Total	\$94,748.31

The specific legislative actions required are:

1. Authorize the County Executive, or her designee, to execute a contract with Joseph C. Lu Engineering, P.C., 339 East Avenue, Suite 200, Rochester, New York 14604, in the amount of \$94,748.31, for engineering services, for the Culverts NY project (Elmgrove Road Culvert Over Round Creek Tributary) in the Town of Gates, and any amendments necessary to complete the project within the total capital fund(s) appropriation.



2. Authorize the County Executive, or her designee, to execute a contract, and any amendments thereto, with the New York State Department of Transportation, for the Culverts NY project (Elmgrove Road Culvert Over Round Creek Tributary) in the Town of Gates.
3. Incorporate by reference and adopt the attached resolution required by New York State for Bridge NY Funding for the Culverts NY Project (Elmgrove Road Culvert Over Round Creek Tributary).

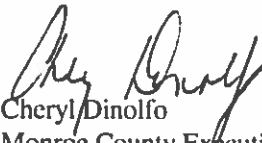
Environmental assessments were completed for this action and it was determined that there would be no significant effect on the environment.

Funding for this contract, consistent with authorized uses, is included in capital fund 1934 and in any other capital 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 neither Joseph C. Lu Engineering, P.C., nor its sole principal officer, Cletus O. Ezenwa, 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,

  
Cheryl Dinolfo  
Monroe County Executive

CD:db

ATTACHMENT TO REFERRAL

RESOLUTION INCORPORATED WITHIN AND ATTACHED TO RESOLUTION NO. \_\_\_ OF 2019

**AUTHORIZING RESOLUTION REQUIRED BY NEW YORK STATE FOR BRIDGE NY FUNDING FOR ELMGROVE ROAD CULVERT OVER ROUND CREEK TRIBUTARY IN THE TOWN OF GATES**

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

WHEREAS, a project for the Elmgrove Road Culvert over Round Creek Tributary, P.I.N. 4BNY.33 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 100% New York State funds and 0% non-New York State funds; and

WHEREAS, the County of Monroe will design, let and construct the Project; and

WHEREAS, the County of Monroe desires to advance the Project by making a commitment of 100% of the non- New York State share of the costs of the Project.

NOW, THEREFORE, the Legislature of the County of Monroe ("Legislature"), duly convened does hereby:

RESOLVE, that the Legislature hereby approves the Project; and it is hereby further

RESOLVED, that the Legislature hereby authorizes the County of Monroe to pay 100% of the costs of federal and non-federal share of work for the Project or portions thereof, with the understanding that qualified costs may be eligible for federal-aid, state-aid, or reimbursement from Bridge NY funds; and it is further

RESOLVED, that the sum of \$995,000 is hereby appropriated the Monroe County Capital Budget and made available to cover the cost of participation in the above phases(s) of the Project; and it is further

RESOLVED, that the Legislature hereby agrees that the County of Monroe shall be responsible for all costs of the Project which exceed the amount of the Bridge NY Funding awarded to the County of Monroe; and it is further

RESOLVED, that in the event the full federal and non-federal share of costs of the Project exceed the amount appropriated above, the Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the County of Monroe hereby agrees that construction of the Project shall begin no later than two (2) years after award and that the Project shall be completed within three (3) years of commencing construction; and it is further

RESOLVED, that the Monroe County Executive, or designee be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid and/or State-Aid on behalf of the County of Monroe with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the County of Monroe's first instance funding of Project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefor that are not so eligible, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary agreement in connection with the Project; and it is further

RESOLVED, this Resolution shall take effect immediately.