

*Monroe County
Clerk of the Legislature*

**Diana M. Christodaro
Clerk**



**David Grant
Deputy Clerk**

MEMORANDUM

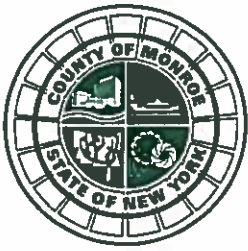
TO: Legislators, Directors, Staff and Media
FROM: Diana M. Christodaro, Clerk of the Legislature (DC)
DATE: October 11, 2016
RE: Matters of Urgency – File Nos. 16-0293 and 16-0294

16-0293 Amend the 2016-2021 Capital Improvement Program and the 2016 Capital Budget to Add a Project Entitled “Airport Revitalization and Redevelopment Project” at the Greater Rochester International Airport and Authorize Financing for the Project; Authorize a Contract with CHA Consulting, Inc. for Design Services and Assistance with Grant Submission Packages and a Contract with Passero Associates, Engineering, Architecture & Surveying, P.C. for Design Services and Assistance with Grant Submission Packages for the Airport Revitalization and Redevelopment Project at the Greater Rochester International Airport – As a Matter of Urgency – County Executive Cheryl Dinolfo

16-0294 Amend Resolution 189 of 2016, the Standard Work Day and Reporting Resolution for County Elected and Appointed Officials for Retirement Credit Purposes – As a Matter of Urgency – County Executive Cheryl Dinolfo

Per President Anthony J. Daniele, the attached communications are 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 October 11, 2016 meeting of the Monroe County Legislature.

Attachments



Office of the County Executive

MONROE COUNTY, NEW YORK

Cheryl Dinolfo
County Executive

October 7, 2016

OFFICIAL FILE COPY	
No. <u>160293</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: Amend the 2016-2021 Capital Improvement Program and the 2016 Capital Budget to Add a Project Entitled "Airport Revitalization and Redevelopment Project" at the Greater Rochester International Airport and Authorize Financing for the Project; Authorize a Contract with CHA Consulting, Inc. for Design Services and Assistance with Grant Submission Packages and a Contract with Passero Associates, Engineering, Architecture & Surveying, P.C., for Design Services and Assistance with Grant Submission Packages for the Airport Revitalization and Redevelopment Project at the Greater Rochester International Airport

Honorable Legislators:

I recommend that Your Honorable Body amend the 2016-2021 Capital Improvement Program and the 2016 Capital Budget, to add a project entitled "Airport Revitalization and Redevelopment Project," in the amount of \$54,000,000; authorize financing for the project in the amount of \$54,000,000; and authorize a contract with CHA Consulting, Inc., in the amount of \$3,100,000, for design services and assistance with grant submission packages for the terminal improvements component, and a contract with Passero Associates, Engineering, Architecture & Surveying, P.C., in the amount of \$1,000,000, for design services and assistance with grant submission packages for the roadway network improvements and Airport entry canopy component, for the Airport Revitalization and Redevelopment Project, at the Greater Rochester International Airport ("Airport").

New York State has provided Monroe County a \$39.8 million grant to accelerate and enhance projects related to the Airport. In addition to the State grant, the Airport will utilize approximately \$11 million in Passenger Facility Charges and \$2.9 million in local share funding to initiate and complete projects related to terminal improvements, roadway network improvements, and feasibility studies associated with technology development opportunities.

The terminal improvement component of this project will include the design and construction of an Airport entry canopy, security exit lanes, communication technology enhancements, concessions redesign, concourse renovations and furnishings, security checkpoint expansion, security area relocations, ticketing lobby enhancements, and baggage claim alterations. Airport circulation roadway network improvements may include surface rehabilitation, parking improvements, curbing, pavement markings, and lighting and landscaping enhancements. The feasibility studies portion will be related to the planning and development of an Airport technology incubator.

This project will be funded by the New York State Department of Transportation grant, Passenger Facility Charges, and local shares. The portion to be funded by each agency will be dependent upon each specific component of the project.

The Department of Aviation recommends authorization of a contract with CHA Consulting, Inc., a designated airport consultant per Resolution 18 of 2015, to provide design services and assistance with grant submission packages for the terminal improvements component of the Airport Revitalization and Redevelopment Project in the amount of \$3,100,000.

The Department of Aviation also recommends authorization of a contract with Passero Associates, Engineering, Architecture & Surveying, P.C., a designated airport consultant per Resolution 18 of 2015, to provide design services and assistance with grant submission packages for the roadway network improvements and Airport entry canopy component of the Airport Revitalization and Redevelopment Project in the amount of \$1,000,000.

This project was approved by the Monroe County Planning Board on October 3, 2016.

The specific legislative actions required are:

1. Amend the 2016-2021 Capital Improvement Program to add a project entitled "Airport Revitalization and Redevelopment Project," at the Greater Rochester International Airport, in the amount of \$54,000,000.
2. Amend the 2016 Capital Budget to add a project entitled "Airport Revitalization and Redevelopment Project," at the Greater Rochester International Airport, in the amount of \$54,000,000.
3. Authorize financing for the project entitled "Airport Revitalization and Redevelopment Project," at the Greater Rochester International Airport, in the amount of \$54,000,000.
4. Authorize the County Executive, or her designee, to execute a contract with CHA Consulting, Inc., 16 Main Street West, Suite 830, Rochester, New York 14614, for design services and assistance with grant submission packages for the terminal improvements component for the Airport Revitalization and Redevelopment Project at the Greater Rochester International Airport, in the amount of \$3,100,000, along with any amendments necessary to complete the project within the total capital fund(s) appropriation.
5. Authorize the County Executive, or her designee, to execute a contract with Passero Associates, Engineering, Architecture & Surveying, P.C., 242 West Main Street, Suite 100, Rochester, New York 14614, for design services and assistance with grant submission packages for the roadway network improvements and Airport entry canopy component for the Airport Revitalization and Redevelopment Project at the Greater Rochester International Airport, in the amount of \$1,000,000, along with any amendments necessary to complete the project within the total capital fund(s) appropriation.

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

Funding for this project, consistent with authorized uses, will be included in the capital fund to be created and any other capital fund(s) created for the same intended purpose. The local funding for this project will ultimately be provided by the Monroe County Airport Authority from Airport generated revenues. 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 CHA Consulting, Inc., nor Passero Associates, Engineering, Architecture & Surveying, P.C., nor any of their principal officers, owe any delinquent Monroe County Property taxes. The principal officers of the firms are:

CHA Consulting, Inc.

Michael Carroll, President and Chief Executive Officer
Dom Bernardo, Chief Financial Officer
Richard Lowenstein, Director of Engineering
Michael Platt, General Counsel
Paula Heller, Corporate Human Resources Executive

Passero Associates, Engineering, Architecture & Surveying, P.C.

Gary W. Passero, Founding Partner
Wayne F. Wegman, Chief Executive Officer
John F. Caruso, President

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

Sincerely,


Cheryl Dinolfo
Monroe County Executive

CD:db

By Legislators _____ and _____

Intro. No. ____

RESOLUTION NO. ____ OF 2016

AMENDING 2016-2021 CAPITAL IMPROVEMENT PROGRAM TO ADD PROJECT ENTITLED "AIRPORT REVITALIZATION AND REDEVELOPMENT PROJECT" AT GREATER ROCHESTER INTERNATIONAL AIRPORT; AUTHORIZE CONTRACT WITH CHA CONSULTING, INC. FOR DESIGN SERVICES AND ASSISTANCE WITH GRANT SUBMISSION PACKAGES AND CONTRACT WITH PASSERO ASSOCIATES, ENGINEERING, ARCHITECTURE & SURVEYING, P.C., FOR DESIGN SERVICES AND ASSISTANCE WITH GRANT SUBMISSION PACKAGES FOR AIRPORT REVITALIZATION AND REDEVELOPMENT PROJECT AT GREATER ROCHESTER INTERNATIONAL AIRPORT

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

Section 1. The 2016-2021 Capital Improvement Program is hereby amended to add a project entitled "Airport Revitalization and Redevelopment Project," at the Greater Rochester International Airport, in the amount of \$54,000,000.

Section 2. The County Executive, or her designee, is hereby authorized to execute a contract and any amendments thereto, with CHA Consulting, Inc., 16 Main Street West, Suite 830, Rochester, New York 14614, for design services and assistance with grant submission packages for the terminal improvements component for the Airport Revitalization and Redevelopment Project at the Greater Rochester International Airport, in the amount of \$3,100,000.

Section 3. The County Executive, or her designee, is hereby authorized to execute a contract and any amendments thereto, with Passero Associates, Engineering, Architecture & Surveying, P.C., 242 West Main Street, Suite 100, Rochester, New York 14614, for design services and assistance with grant submission packages for the roadway network improvements and Airport entry canopy component for the Airport Revitalization and Redevelopment Project at the Greater Rochester International Airport, in the amount of \$1,000,000.

Section 4. Funding for this contract, 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.

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

Matter of Urgency
File No. 16-

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

By Legislators _____ and _____

Intro. No. ____

RESOLUTION NO. ____ OF 2016

BOND RESOLUTION DATED OCTOBER 11, 2016

RESOLUTION AUTHORIZING THE ISSUANCE OF \$54,000,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF AN AIRPORT REVITALIZATION AND REDEVELOPMENT PROJECT, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF \$54,000,000.

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 class of objects or purposes of financing the cost of an Airport Revitalization and Redevelopment Project, in and for the County of Monroe, New York (the "County"), including terminal improvements and roadway network improvements, there are hereby authorized to be issued \$54,000,000 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 the amount hereby authorized to pay the cost of the aforesaid class of objects or purposes. The period of probable usefulness of the aforesaid class of objects or purposes is ten (10) years, pursuant to subdivision 14 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is \$54,000,000, and the plan for the financing thereof is by the issuance of \$54,000,000 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, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, 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.

Matter of Urgency
File No. 16-****.br

ADOPTION: Date: October 11, 2016

Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



Office of the County Executive

MONROE COUNTY, NEW YORK

Cheryl Dinolfo
County Executive

October 7, 2016

OFFICIAL FILE COPY	
No. <u>160294</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: Amend Resolution 189 of 2016, 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 189 of 2016, the Standard Work Day and Reporting Resolution for County Elected and Appointed Officials for Retirement Credit Purposes.

The purpose of this amendment is to: Add the reporting for Monroe County Clerk, Adam Bello, who was appointed to replace former Monroe County Clerk, Cheryl Dinolfo, effective March 24, 2016.

This action is required by the Compilation of Codes, Rules and Regulations of the State of New York, Title 2, Chapter VI, and Part 315. 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 fifteen (15) days after the public posting period has ended.

The specific legislative action required is to amend Resolution 189 of 2016, the Standard Work Day and Reporting Resolution for County Elected and Appointed Officials for Retirement Credit Purposes.

This action requires no net County support in the current Monroe County budget.

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

Sincerely,

Cheryl Dinolfo
Monroe County Executive

CD:db

By Legislators _____ and _____

Intro. No. _____

RESOLUTION NO. _____ OF 2016

AMENDING RESOLUTION 189 OF 2016, 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 189 of 2016 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	Cheryl Dinolfo	8	1/2016-12/2019	N	28.04
County Clerk	Adam Bello	8	3/24/2016-12/2016	N	22.29
District Attorney	Sandra Doorley	8	1/2016-12/2019	N	29.21
Sheriff	Patrick M. O'Hlynn	8	1/2014-12/2017	N	27.66
County Legislator, 1 st District	Tina M. Brown	6	1/2016-12/2019	N	9.22
County Legislator, 2 nd District	Michael J. Rockow	6	1/2016-12/2019	N	8.69
County Legislator, 3 rd District	Tracy DiFlorio	6	1/2016-12/2019	N	10.58
County Legislator, 4 th District	Frank X. Allkofer	6	1/2016-1/2019	N	N/A*
County Legislator, 5 th District	Karla Boyce	6	1/2016-12/2019	N	8.77
County Legislator, 6 th District	Fred Ancello	6	1/2016-12/2019	N	7.83
County Legislator, 7 th District	Brian Marianetti	6	1/2016-12/2019	N	8.14
County Legislator, 8 th District	Matthew Terp	6	1/2016-12/2019	N	5.47
County Legislator, 9 th District	Debbie Drawe	6	1/2016-12/2019	N	11.86
County Legislator, 10 th District	Anthony J. Daniele	6	1/2016-12/2019	N	16.81
County Legislator, 11 th District	Sean Delehanty	6	1/2016-12/2019	N	12.94
County Legislator, 12 th District	Steve Brew	6	1/2016-12/2019	N	11.28
County Legislator, 13 th District	John J. Howland	6	1/2016-12/2019	N	N/A*
County Legislator, 14 th District	Justin F. Wilcox	6	1/2016-12/2019	N	4.1
County Legislator, 15 th District	George J. Hebert	6	1/2016-12/2019	N	17.14
County Legislator, 16 th District	Joseph L. Carbone	6	1/2016-12/2019	N	8.5
County Legislator, 17 th District	Joseph D. Morelle, Jr.	6	1/2016-12/2019	N	6.39
County Legislator, 18 th District	Tanya Conley	6	1/2016-12/2019	N	10.53
County Legislator, 19 th District	Kathleen A. Taylor	6	1/2016-12/2019	N	N/A*
County Legislator, 20 th District	Mike Zale	6	1/2016-12/2019	N	11.06
County Legislator, 21 st District	Mark S. Muoio	6	1/2016-12/2019	N	3.81
County Legislator, 22 nd District	Vincent R. Felder	6	1/2016-12/2019	N	9.77
County Legislator, 23 rd District	James M. Sheppard	6	1/2016-1/2019	N	N/A*

County Legislator, 24 th District	Joshua P. Bauroth	6	1/2016-12/2019	N	12.44
County Legislator, 25 th District	John Lightfoot	6	1/2016-12/2019	N	10.6
County Legislator, 26 th District	Tony Micciche	6	1/2016-12/2019	N	10.5
County Legislator, 27 th District	LaShay D. Harris	6	1/2016-12/2019	N	8.97
County Legislator, 28 th District	Cynthia Kaleh	6	1/2016-12/2019	N	19.35
County Legislator, 29 th District	Ernest S. Flagler-Mitchell	6	1/2016-12/2019	N	7.75
Appointed Officials					
Legislative Counsel	Patrick Paradyjak	6	1/2016-12/2019**	N	2.53

* 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.

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. 16- - -

ADOPTION: Date: Vote:

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

Added language is underlined

Deleted language is ~~stricken~~