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COUNTY OF ERIE

MARK C. POLONCARZ
COUNTY EXECUTIVE

December 18, 2012

Erie County Legislature
92 Franklin Street, 4th Floor
Buffalo, NY 14202

Re: New York State Pollution Prevention Institute Community Grant: Stormwater Education Projects

Dear Honorable Members:

Enclosed please find a memorandum and proposed resolution from the Department of Environment and Planning authorizing the County Executive to enter into the necessary agreements to accept grant funding for two projects: the Stormwater Pollution Prevention Public Education Campaign and the Storm Drain Identification and Education Grant.

The New York State Pollution Prevention Institute has granted Erie County $32,000 to implement both of these public education campaigns.

Should your Honorable Body require further information, I encourage you to contact Deputy Commissioner-Environmental Compliance Thomas R. Hersey at the Department of Environment and Planning. Thank you for your consideration on this matter.

Sincerely yours,

Mark C. Poloncarz, Esq.
Erie County Executive

MCP/cw
Enclosure

cc: Thomas R. Heresy, Department of Environment and Planning

MEMORANDUM

To: Honorable Members of the Erie County Legislature
From: Department of Environment and Planning
Re: New York State Pollution Prevention Institute Community Grant
Stormwater Education Projects
Date: December 17, 2012

SUMMARY

It is recommended that the Legislature approve the attached resolution prepared by the Department of Environment and Planning (DEP) authorizing the County Executive to enter into the necessary agreements to accept $32,000 in grant funding from the New York State Pollution Prevention Institute (NYSP2I) to commence two public education projects: the Stormwater Pollution Prevention Public Education Campaign and the Storm Drain Identification and Education Grant. These new grant efforts will be used to assist the regulated municipalities that belong to the WNY Stormwater Coalition with fulfilling their public education and involvement requirements.

FISCAL IMPLICATIONS

This funding does not require any County funds or in-kind match. The NYSP2I grant will provide $20,000 (100%) of the funding for the Stormwater Pollution Prevention Public Education Campaign and $12,000 (100%) of the funding for the Storm Drain Identification and Education Grant.

REASONS FOR RECOMMENDATION

Approval of this resolution will enable Erie County to access the $32,000 in funding and educate the public about stormwater issues.

BACKGROUND INFORMATION

Federal legislation from the United States Environmental Protection Agency (USEPA) continues to advance the stormwater regulations of Phase I. Among the requirements of the Phase II Stormwater regulations are public education and involvement. Minimum Control Measure 1 requires regulated municipalities to conduct outreach and education on stormwater pollution prevention. Minimum Control Measure 2 requires regulated municipalities to engage the public in their stormwater pollution prevention programs. The federal regulations are administered in New York by the New York State Department of Environmental Conservation.

The Erie County Department of Environment and Planning initiated a regional strategy to assist local (Erie and Niagara County) municipal governments in understanding and complying with the Phase II regulations. This strategy included the formation of the WNY Stormwater Coalition which provides a forum for Municipal Separate Storm Sewer Systems (MS4s) in Erie and Niagara County to share resources and work in partnership toward compliance with stormwater requirements. The Coalition consists of representatives of Erie County, Niagara County, several local and State government agencies, forty-two (42) regulated MS4s, and environmental consultants. For the past ten years, the DEP has facilitated Coalition members in working collaboratively to comply with federal and state stormwater management requirements.

CONSEQUENCES OF NEGATIVE ACTION

Without approval of the attached resolution, Erie County will be unable to access the $32,000 in grant funding earmarked for stormwater education projects.

STEPS FOLLOWING APPROVAL

The County Executive will enter into the necessary agreements to receive $32,000 in grant funding for two grants from the New York State Pollution Prevention Institute. The Department of Environment and Planning will enter into an agreement with advertising venues identified in the Stormwater Pollution Prevention Public Education Campaign grant.

A RESOLUTION SUBMITTED BY:
DEPARTMENT OF ENVIRONMENT AND PLANNING

Re: New York State Pollution Prevention Institute Community Grant: Stormwater Education Projects

WHEREAS, the New York State Pollution Prevention Institute, provides grants for community pollution prevention education projects and granted Erie County $32,000 in two separate grants to complete two projects: the Stormwater Pollution Prevention Public Education Campaign and the Storm Drain Identification and Education Grant; and

WHEREAS, the WNY Stormwater Coalition, which is coordinated by the Erie County Department of Environment and Planning, has public education and involvement among its goals and regulatory requirements; and

WHEREAS, execution of the project work plan in accordance with the contractual requirements set forth by the granting agency, necessitates the following grant funded part-time position for approximately 100 hours of work, in an amount not to exceed $1,100: Intern – Environment & Planning (JG1) ; and

WHEREAS, sole source vendors have been identified for the advertising that will take place during the course of the projects.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter an agreement with the New York State Pollution Prevention Institute for assistance with the Stormwater Pollution Prevention Public Education Campaign in an amount not to exceed $20,000 in grant resources; and be it further

RESOLVED, that the County Executive is authorized to enter an agreement with the New York State Pollution Prevention Institute for assistance with the Storm Drain Identification and Education Grant in an amount not to exceed $12,000 in grant resources; and be it further

RESOLVED, that the revenue from the New York State Pollution Prevention Institute for the Stormwater Pollution Prevention Public Education Campaign is hereby appropriated in a grant account in the Department of Environment and Planning (Business Area 162, Fund 281) as follows:

Stormwater Pollution Prevention Public Education Campaign
(Grant Period: 12/6/2012 – 5/31/2013)
SAP Grant Account #162SPPPEC0513

REVENUE:

Account	Description	Current Budget
409000	State Aid Revenue – New York State Pollution Prevention Institute	($20,000)

TOTAL REVENUE	($20,000)

APPROPRIATIONS:

Account	Description	Budget
516020	Professional Services Contracts	$20,000
		$20,000

TOTAL APPROPRIATIONS	$20,000

and be it further

RESOLVED, that the revenue from the New York State Pollution Prevention Institute for the Storm Drain Identification and Education Grant is hereby appropriated in a grant account in the Department of Environment and Planning (Business Area 162, Fund 281) as follows:

Storm Drain Identification and Education Grant
(Grant Period: 12/6/2012 – 5/31/2013)
SAP Grant Account #162SDIEC0513

REVENUE:

Account	Description	Current Budget
409000	State Aid Revenue – New York State Pollution Prevention Institute	($12,000)

TOTAL REVENUE	($12,000)

APPROPRIATIONS:

Account	Description	Budget
500000	Personnel Services	$1,100
510000	Local Travel & Mileage	$825
505000	Office Supplies	$8,075
530000	Other	$2,000
		$12,000

TOTAL APPROPRIATIONS	$12,000

and be it further

RESOLVED, that the following part time position will be created with a budget not to exceed $1,000:

Intern – Environment & Planning (JG 1)
B-100 No. 0000007051
Budgeted Salary: $1,100

and be it further

RESOLVED, that the Erie County Department of Environment and Planning is authorized to contract with sole source suppliers of advertising named within the Stormwater Pollution Prevention Public Education Campaign project, which are Entercom Buffalo ($10,000) and Normal Advertising ($10,000); and be it further

RESOLVED, that the Director of the Division of Budget and Management is hereby authorized to implement any budget adjustments as required to comply with State and local funding requirements; and be it further

RESOLVED, that certified copies of this resolution shall be sent to the County Executive's Office; the Comptroller's Office; the Director of the Division of Budget and Management; the County Attorney; and the Commissioner of the Department of Environment and Planning, Rath Building, 10th Floor.