



ECL:EC 06T02'18 NY 9109

COUNTY OF ERIE

MARK C. POLONCARZ

COUNTY EXECUTIVE

September 28, 2018

Erie County Legislature
92 Franklin Street – Fourth Floor
Buffalo, NY 14202

**Re: Erie County Sewer District Nos. 2, 3, 4, 5, and 6
Closure of Completed Capital Projects**

Dear Honorable Members:

Enclosed please find a memorandum and proposed resolution from the Department of Environment and Planning requesting the authorization to move funds necessary to close completed capital projects.

Should your Honorable Body require further information, I encourage you to contact Joseph L. Fiegl, P.E. in the Division of Sewerage Management. Thank you for your consideration on this matter.

Sincerely yours,

Mark C. Poloncarz, Esq.
Erie County Executive

MCP/cw
Enclosure

Cc: J. Fiegl, Deputy Commissioner – DEP/DSM

MEMORANDUM

To: Honorable Members of the Erie County Legislature
From: Department of Environment and Planning
Re: Erie County Sewer Districts Nos. 2, 3, 4, 5, and 6
Closure of Completed Capital Projects
Date: September 28, 2018

SUMMARY

The Department of Environment and Planning is requesting authorization for the movement of funds between the capital project accounts, capital reserve, and operating accounts of various Erie County Sewer Districts (ECSDs) to close out completed capital projects and to facilitate final accounting of monies used for the completed projects.

FISCAL IMPLICATIONS

There will be no fiscal implications to the County's general fund. Residual equity transfers will be processed to move the funds to/from the ECSD capital reserve projects to sewer district capital and/or operating accounts.

REASONS FOR RECOMMENDATION

Various capital project accounts have positive or negative balances that need to be cleared to close out the capital project fund account.

BACKGROUND INFORMATION

Capital projects were approved and funds were allocated from bond authorizations, capital reserve funds, or operating funds. These projects have now been completed. Some of these projects have remaining cash balances that need to be applied to the related debt service or the original source of funds. Additionally some of these projects have balances that need to be funded with capital reserves to allow for final close out.

CONSEQUENCES OF NEGATIVE ACTION

The capital project accounts will not be properly funded with all monies applied to project contracts, leaving the capital project account with a zero balance. These projects will not be closed out and will remain open pending the final accounting of funds.

STEPS TO FOLLOW APPROVAL

The required transfers of funds will be made to clear balances on completed capital accounts. The accounts will then be closed out.

COMPTROLLER'S OFFICE REVIEW

The proposed legislation has been reviewed by the Comptroller's Office and is related to capital accounts for which there are sufficient funds available for the actions proposed.

Signed  Date 9/11/18
Gregory Gach
Deputy Comptroller

**Erie County Sewer District Nos. 2, 3, 4, 5, and 6
Closure of Completed Capital Projects**

A RESOLUTION SUBMITTED BY:
Department of Environment and Planning

RE: Erie County Sewer District Nos. 2, 3, 4, 5, and 6
Closure of Completed Capital Projects

WHEREAS, the Division of Sewerage Management has determined that a number of capital projects have been completed and need to be closed; and

WHEREAS , these projects are in Erie County Sewer District Nos. 2, 3, 4, 5, and 6; and

WHEREAS, some of these projects have available funds that need to be applied to the related debt service accounts or to the original source of funds; and

WHEREAS, some of these projects have balances that need to be funded with capital reserves for final accounting and close out; and

WHEREAS, the transfer of funds necessary to facilitate these actions will not impact the approved 2018 Budget.

NOW, THEREFORE, BE IT

RESOLVED, that authorization is hereby provided to wholly close the following capital projects:

Fund	Project	SD #	Project Name	Return to Capital Reserve	Return to Operating	Apply to Debt Service	Needs Capital Reserve	Initial Bond Issuance	Initial Payment
430	C.00013	2	New Disinfect				\$141,188.12	Dec-05	
430	C.00028	2	Inc & Imp				\$304.62	Nov-94	
430	c.00003	3	Elma Pump St				\$32,343.32	Aug-04	
430	C.00014	3	Ext & Recon			\$5.11		Aug-04	
430	C.00018	3	Inc & Imp			\$2,017.53		Nov-94	
430	C.00066	3	Boston State Rd Ext			\$22,522.90		May-10	
430	C.00073	3	South Bflo PS		\$799.99				Jul-10
430	C.11302	3	STP Heat Exc	\$1,057.63					Sep-11
430	C.00030	4	Inc & Imp			\$232,680.81		Dec-03	
430	C.00070	4	ESCD 1 & 4 Merger study	\$502.84					Oct-07
430	C.00056	5	Inc & Imp				\$21,937.26	Dec-05	
430	C.00068	5	Amherst Merger Study	\$138.19					Jul-07
430	C.00037	6	Inc & Imp			\$3,576.37		Dec-03	
Grand Total				\$1,698.66	\$799.99	\$260,802.72	\$195,773.32		

and be it further

RESOLVED, that \$141,188.12 be transferred from Erie County Sewer District (ECSD) No. 2 Capital Reserve Account C.00008 to Capital Account C.00013, and that \$304.62 be transferred from Capital Reserve Account C.00008 to Capital Account C.00028; and be it further

RESOLVED that \$32,343.32 be transferred from ECSD No. 3 Capital Reserve Account C.00007 to Capital Account C.00003, and that \$1,057.00, and any additional interest earned be transferred from Capital Account C.11302 to Capital Reserve C.00007; and be it further

RESOLVED, that \$502.84 be transferred from ECSD No. 4 Capital Account C.00070 to Capital Reserve Account C.00034; and be it further

RESOLVED, that \$21,937.26 be transferred from ECSD No. 5 Capital Reserve Account C.00005 to Capital Account C.00056, and that \$138.19 be transferred from Capital Account C.00068 to Capital Reserve Account C.00005; and be it further

RESOLVED, that \$5.11 be transferred from ECSD No. 3 Capital Account C.00014 to Capital Debt Service C.00014 and that \$22,522.90 be transferred from Capital Account C.00066 to Capital Debt Service C.00066, and that \$2,017.53 be transferred from Capital Account C.00018 to Capital Debt Service C.00018; and be it further

RESOLVED, that \$799.99 be transferred from ECSD No. 3 Capital Account C.00073 to Fund Center 183, Fund 220, Account 486010; and be it further:

RESOLVED, that \$232,680.81 be transferred from ECSD No. 4 Capital Account C.00030 to Capital Debt Service C.00030; and be it further

RESOLVED, that \$3,576.37 be transferred from ECSD No. 6 Capital Account C.00037 to Capital Debt Service C.00037; and be it further

RESOLVED, that amounts transferred into Capital Debt Service accounts be applied to future debt payments in 2019 or later; and be it further

RESOLVED, that authorization is hereby provided to the Division of Budget and Management and the Comptroller's Office to make any and all budgetary and financial entries required to implement this resolution, including any adjustments needed to account for interest earned in any of the project accounts; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send one (1) certified copy each of this Resolution to the County Executive, the Erie County Comptroller, and the Director of Budget and Management; and two (2) certified copies be sent to Joseph L. Fiegl, P.E. Department of Environment and Planning, Division of Sewerage Management.