

OCTOBER 6, 2005

ENERGY & ENVIRONMENT COMMITTEE
REPORT NO. 11

ALL MEMBERS PRESENT EXCEPT LEGISLATOR MARINELLI. CHAIRMAN HOLT PRESENT AS EX-OFFICIO MEMBER

1. RESOLVED, that the following items are hereby received and filed.
 - a. COMM. 22E-6 (2005)
COUNTY EXECUTIVE: Diesel School Bus Initiative (5-0)
 - b. COMM. 24D-2 (2005)
COUNTY EXECUTIVE: West Nile Virus & Other Arbovirus Five-Year Report (5-0)

2. COMM. 24E-11 (2005)
COUNTY EXECUTIVE
WHEREAS, the COUNTY is proceeding with its Variable Speed Drive (VSD) replacement program including the evaluation and replacement (where applicable) of deficient VSD's throughout the COUNTY's sanitary sewer system; and

WHEREAS, the COUNTY has retained a consulting firm to provide engineering services necessary for the VSD replacement program (Comm. 8E-17); and

WHEREAS, the Iroquois Pumping Station (Iroquois Station) is owned by the Town of Lancaster (TOWN), operated and maintained by the COUNTY and is tributary to the COUNTY sanitary sewer system; and

WHEREAS, the COUNTY and TOWN are desirous of including the Iroquois Station and related equipment in the COUNTY's VSD replacement program for the purpose of more effectively and efficiently operating respective sanitary sewer assets; and

WHEREAS, the TOWN will compensate the COUNTY for engineering services related to the VSD replacement program at the Iroquois pumping station; and

WHEREAS, an Intermunicipal Agreement is necessary to make provisions for the TOWN to evaluate, redesign and replace deficient VSD's and related mechanical equipment at the Iroquois Station, in Erie County Sewer District No. 4, using the services of the COUNTY's Engineer.

NOW, THEREFORE BE IT

RESOLVED, that an Intermunicipal Agreement between the COUNTY, on behalf of Erie County Sewer District No. 4, and the Town of Lancaster on behalf of Lancaster Town Sewer District No. 2 for the purpose of evaluating, redesigning and replacing deficient VSD's and related mechanical equipment at the Iroquois Station in the Town of Lancaster as necessary is hereby approved; and

BE IT FURTHER,

RESOLVED that the County Executive be, and hereby is, authorized to execute the agreement subject to approval as to form by the County Attorney, and content by the Commissioner of the Department of Environment and Planning, and be it further

RESOLVED, that the Clerk of the Legislature be directed to send two (2) certified copies of the Resolution to Charles J. Alessi, P.E., Deputy Commissioner, Department of Environment and Planning, and one certified copy each to Joel A. Giambra, County Executive, Gregory Gach, Erie County Comptroller's Office; Gregory Dudek, Assistant County Attorney; Joseph Passafiume, Director of Budget and Management; and Robert Giza, Supervisor, Town of Lancaster.
(5-0)

3. COMM. 24E-12 (2005)
COUNTY EXECUTIVE

WHEREAS, the 2005 Budget for Erie County Sewer District Nos. 1-4-5 (ECSD Nos. 1-4-5) and Erie County Sewer District No. 6 (ECSD No. 6) Debt Service Fund contains sufficient funds for payment of their annual debt service costs; and

WHEREAS, when the 2005 Budget was prepared, the bond sale had not taken place until after the budget submittal and said budgeted funds were already approved and in place; and

WHEREAS, funds need to be transferred from the Principal Code, where there is sufficient funds, into the Interest Code to make interest payments required until the end of the year; and

NOW, THEREFORE, BE IT

RESOLVED, that the following amounts be transferred from each respective Account in the Debt Service Fund by the Budget Office as appropriate and placed into the proper Sewer District No. 1-4-5 and Sewer District No. 6 Debt Service Fund Accounts as follows:

<u>Fund</u>	<u>Cost Center</u>	<u>Account</u>	<u>Amount</u>
310	1730010	550000	-\$24,000
310	1730010	550800	\$24,000
310	1760010	550000	-\$ 3,900
310	1760010	550800	\$ 3,900

and other adjustments in the Operating and/or Debt Service Funds if necessary by the Budget Office; and be it further

RESOLVED, that the Clerk of the Legislature be authorized and directed to send certified copies of this resolution to Joel A. Giambra, County Executive; Charles J. Alessi, P.E., Deputy Commissioner, Department of Environment and Planning, James Hartman, Erie County Comptroller, and Director, Budget and Management.

(5-0)

4. COMM. 24E-16 (2005)
COUNTY EXECUTIVE

WHEREAS, the 2005 Budget for Erie County Sewer District No. 3/Southtowns Sewage Treatment Agency has insufficient funds budgeted in the New York State Department of Environmental Facilities Corporation (NYSEFC) Account for payment of Administrative Fees mandated by NYSEFC; and

WHEREAS, when the 2005 Budget was prepared, the NYSEFC borrowing had not taken place until after the budget submittal and said budgeted funds were already approved and in place; and

WHEREAS, funds need to be transferred in the 2005 Operating Budget for payment of the above NYSEFC fees due in 2005.

NOW, THEREFORE, BE IT

RESOLVED, that the following amount be transferred in the Sewer Operating Fund by the Budget Office as follows:

E.C.S.D. 3/Southtowns Sewage Treatment Agency

The amount of \$3,200 from Fund 220, Cost Center 18310, Account 516020, Maintenance Contracts to Account 550500, NYSEFC Administrative Fees; and any other adjustments if required in the Operating and/or Debt Service Funds by the Budget Office

and be it further

RESOLVED, that the Clerk of the Legislature be authorized and directed to send certified copies of this resolution to Joel A. Giambra, County Executive; Charles J. Alessi, P.E., Deputy Commissioner, Department of Environment and Planning, James Hartman, Erie County Comptroller, and Director, Budget and Management.
(5-0)

RAYMOND K. DUSZA
CHAIRMAN