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# County of Erie

**DENNIS T. GORSKI**  
COUNTY EXECUTIVE

RECEIVED  
ERIE COUNTY LEGISLATURE  
1999 FEB - 2 AM 10:44  
PHONE: 716-858-8500

January 25, 1999

Erie County Legislature  
County Hall - 7th Floor  
25 Delaware Avenue  
Buffalo, New York 14202

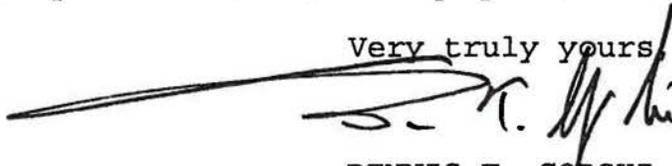
RE: Erie County Sewer District No. 4  
Modification of Plans (1999)  
Erie County Sewer Agency Report

Honorable Members:

Enclosed please find a departmental memorandum from the Department of Environment and Planning pertaining to an Erie County Sewer Agency Report for Erie County Sewer District No. 4.

Please refer this matter to the Energy and Environment Committee. A representative of the Department of Environment and Planning will be present to answer any questions.

Very truly yours,



DENNIS T. GORSKI  
County Executive

DTG/kn  
Enc.

LEGIS\0163CJA  
REF.: E&PEEMEX.DSM

3E-23



# County of Erie

DENNIS T. GORSKI  
COUNTY EXECUTIVE

## DEPARTMENT OF ENVIRONMENT AND PLANNING

RICHARD M. TOBE  
COMMISSIONER

January 25, 1999

Erie County Legislature  
County Hall - 7th Floor  
25 Delaware Avenue  
Buffalo, New York 14202

RE: Erie County Sewer District No. 4 (ECSD #4)  
Modification of Plans (1999)  
Erie County Sewer Agency Report

Honorable Legislators:

I. RECOMMENDED ACTION:

The Legislature receive and file the enclosed Erie County Sewer Agency Report for ECSD #4.

II. FISCAL IMPLICATIONS:

There are no fiscal implications with the recommended action. However, preparation of the Sewer Agency Report is the first step in changing the project's scope. The change will permit the Sewer District to allocate unused bond authorization to finance additions to their garage and maintenance facilities.

III. REASON FOR RECOMMENDATION:

Pursuant to Article 5A, County Law, the Legislature is required to hold a public hearing before a change to the bond authorization can take effect. This project is necessary to insure funds are available to make needed improvements in ECSD #4.

IV. BACKGROUND:

Erie County Sewer District Nos. 1, 4 & 5 operate out of a single facility located in Lancaster. Over the years the garage and maintenance facility has been outgrown and is outdated. It needs to be modernized which will cost \$2 million.

IV. BACKGROUND (Cont'd.):

A new bond project could be established but this can take up to two (2) years. Since ECSD No. 4 has an existing project with unused and unneeded authorization, it is proposed to modify the existing project to include the needed changes to the maintenance facility. The three (3) Sewer Districts will then pay their share of the debt service on the bonds used to make the improvements. The modifications will take only a few months and can save over \$100,000 in escalation costs.

V. CONSEQUENCES OF A NEGATIVE ACTION:

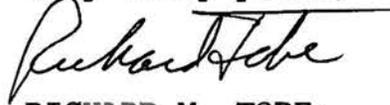
The Sewer District employees will be forced to continue to work in inadequate and substandard facilities.

VI. STEPS FOLLOWING APPROVAL:

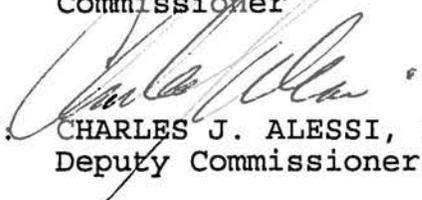
The Sewer Agency Report will be available for the public's review. The Legislature will be requested to call a Public Hearing after which, the Legislature will be requested to approve the change.

Please refer this matter to the Energy and Environment Committee. A representative of the Department of Environment and Planning will be present to answer any questions.

Very truly yours,



RICHARD M. TOBE  
Commissioner



RECOMMENDED BY: CHARLES J. ALESSI, P.E.  
Deputy Commissioner

RMT/CJA/kn

Enc.

cc: Todd Miles, Esq. Bond Counsel  
Greg Olma, Chairman, E&E Committee (w/encl)  
P. Foster (w/encl)  
0.7.1.0 (w/enc)  
4.4.8.11 (w/enc)  
4.7.1.1 (w/enc)

LEGIS\0163CJA

REF.: E&PEEMEX.DSM

**ERIE COUNTY SEWER AGENCY REPORT  
FOR  
ERIE COUNTY SEWER DISTRICT NO. 4**

**MODIFICATION OF PLANS (1999)**

**GENERAL**

Erie County Sewer District No. 4 (ECSD No. 4) was created in the 1960's, is located in central Erie County, and handles wastewater flows from the Villages of Depew and Lancaster, and the Towns of Lancaster, West Seneca and Cheektowaga. The actual construction of the District's facilities did not begin until State and Federal grants became available in the middle 1970's. The main interceptor sewer system was constructed initially and activated in January, 1978. The lateral sewer system was subsequently built and made operational over the next decade and is still under construction.

While the aforementioned interceptor and lateral sewers were designed to handle the normal dry weather sanitary sewer flows, the age of the Lancaster and Depew Village systems created a need to handle a much larger volume of sewage flows during wet weather events due to infiltration and inflow. This necessitated building a wet weather relief sewer project which began in the mid 1990's.

In 1998 work was completed on the project. The original bond authorization for the project was \$4.4 million. This was subsequently increased by \$7.05 million to \$11.45 million (Exhibit 1). Now that the project is essentially completed, there is \$2.042 million left in unused authorization.

The Sewer District has reviewed its current needs and determined that the unused authorization would benefit the District best by including a new addition to their administrative offices and refurbishing the existing garage facilities. Also, the remaining authorization would be kept as a small capital reserve for future, but as yet undefined, lateral sewer construction.

## BACKGROUND

When Sewer District No. 4 began operations in 1978 they combined their operation with Erie County Sewer District Nos. 1 and 5. This combination offered great savings as District Nos. 1 and 5 already had equipment and maintenance facilities. In addition, economies were achieved through the use of a single work force.

Due to the growth of all three Districts, there became a need for an expanded maintenance facility. This was achieved through the leasing and subsequent purchase of the old Town of Lancaster garage in the early 1980's (Exhibit 2 - Garage A).

Again, continued growth and the centralization of operations in Lancaster caused the need for yet bigger maintenance facilities. As a result, a second storage garage was added in the late 1980's (Exhibit 2 - Garage B).

Over the years the existing maintenance facilities have been modified, to the extent possible, to meet the needs of the Districts. Now, however, it is apparent that the existing facilities need further modification and expansion. The older facilities need to be updated to current standards, and new facilities for administration and employee welfare are also required.

## DESCRIPTION OF THE PROJECT

In 1998, Sewer District Nos. 1, 4 and 5 hired Duchscherer Oberst Design PC to evaluate the existing facilities and present a design for the needed improvements. Their schematic design report "Administration Building Extension and Site Improvement, Northern Region District Nos. 1, 4 & 5" dated December 4, 1998 is included in this Sewer Agency Report by reference.

The project is located at 3789 Walden Avenue, Lancaster, NY, which is currently the office and garages for the

Erie County, Division of Sewerage Management, Northern Region District Nos. 1, 4 & 5. It consists of an administration building and loading dock addition to the existing facility, including improvements to the existing garages and the surrounding site. The new building design and alterations will comply with the requirements of the Americans with Disabilities Act of 1990 and New York State Building Codes.

#### Administration Building

The preferred site location for the Administration building addition is the north side of the existing Garage A (Exhibit 3). It is an open level site with an existing office building attached to the north east corner of Garage A.

The existing small office building is undersized and generally outdated. Therefore, it was recommended that the existing office building space be gutted and expanded in a manner to sufficiently house the District's administrative and operating staffs.

#### Existing Garage A & B

Existing Garage A is a 7,200 square foot, slab-on-grade, single width masonry building, with a steel structure and flat roof. It is approximately 20'-0" in height with four wood-framed mezzanine levels within. The flat roof is made up of an integral fiberboard deck and built-up roofing with gravel surface which is in poor condition.

The existing deck exhibits areas of water damage, and steel members are rusted. From the underside and roof, the deck appears to be in satisfactory condition. Due to the existing conditions and unknowns, a deck replacement has been recommended.

Some of the uses for the mezzanines are to be relocated to the new administration building addition. Therefore, a reorganization of the mezzanine levels is needed. More importantly, several of the framed structures are undersized and

need to be replaced to meet with current building codes.

Existing Garage B is a 5,940 square foot, slab-on-grade, pre-engineered steel and metal building with a standard gable roof. Garage B is attached to Garage A by a masonry and translucent panel passage which is about 16'-0" long. The only work required for Garage B is the modifications for openings to the new dock addition.

#### Loading Dock

A loading dock with overhead doors is desired with accessibility to both garage buildings. This would provide the District with the means to safely handle the large, heavy shipments of parts and/or equipment. It is recommended a loading dock with ramp and overhead doors be constructed between the two garages.

#### Building Addition

The planned addition is approximately a 6,500 square foot, one-story slab-on-grade building with brick veneer exterior walls (Exhibits 3 & 4). The planned structure will have masonry bearing walls with an interior row of steel framing, supporting bar joists and metal deck for the flat roof. The foundation will consist of continuous perimeter concrete footing with frost wall, and concrete spread footings at the interior. Offices and meeting rooms will be located adjacent to exterior walls on the north side, so windows can provide natural lighting and to allow general offices to be readily accessible to the public.

#### Garage A Modifications

The existing mezzanine structures in Garage A will be removed and replaced. The new mezzanine structures are planned as steel framed with concrete floors. Steel stairs, railings, metal screens, and some gypsum board partitions would be used with the new work.

The existing roof and deck of Garage A will be

replaced. The roof construction would be a fully adhered PVC membrane on rigid insulation mechanically fastened to a metal deck. New pre-finished metal fascia, gutters and downspouts would also be included.

#### Loading Dock Improvements

The proposed loading dock is planned as an elevated 4'-0" above grade, enclosed platform. An overhead door and leveler will be located at the opening for truck access. From the level platform of the dock, a ramp will extend down at a slope compatible for forklift truck operation to the floor level of the garages. A level landing will be located there, and access to each garage is through overhead doors on the walls of the existing buildings. Each existing building will require modifications for the new openings. The existing passage is in poor condition and is planned to be demolished and reworked with the new dock.

#### Site Improvements

The project for the Northern Region District Nos. 1, 4 and 5 building extension will also have significant site improvements that better organize the site for visitors, staff, field personnel, and delivery people. The most notable improvement will be parking for 67 cars, including a zone dedicated to visitors, near the main entry to the addition. Other site amenities will be improved to make the facility appealing to the visitor as well as passersby and employees. A new flagpole, site sign, parking lot lighting, and new landscaping will create a fresh compliment to the proposed building addition.

**PROJECT COST**

The total project cost is \$1,823,342 (Exhibit 5). This amount is broken down as follows:

Site Improvements	\$ 244,979	
Administration Bldg. Addition	956,501	
Garage "A" Improvements	291,950	
Loading Dock	79,001	
Asbestos Abatement	13,084	
15% Contingency	<u>237,827</u>	
Total	\$1,823,342	
Engineering/Inspection	<u>175,000</u>	
	\$1,998,342,	SAY <u>\$2,000,000</u>

**FEDERAL AND STATE AID**

Federal or State grant assistance for construction projects are currently not available. However, low interest loans are available through the New York State Revolving Loan Fund Program. For eligible projects, the program basically allows for a 1/3 subsidy on the interest rate for bonds and zero interest for temporary financing (BANS) during construction.

The County's bonding rate over the last few years has varied between 5.75 and 6.25%. Currently, it is estimated to be around 4.43%. Therefore, we have assumed a 6% rate as it is not expected to materially change in the future. With a 1/3 subsidy, this would result in an effective rate of interest of 4% for the project.

**DEBT SERVICE COSTS**

The debt service on the project cost of \$2,000,000, assuming an annual interest rate of 4% for twenty years, is \$147,160 per year. (Grant, Ireson, and Leavenworth, Principles of Engineering Economy, Table E9, Page 603).

**PER HOME COST**

As this is a Modification of Plans, there is no

increase to the amount of the original bond authorization. So, the total annual cost will not increase. It should however, be significantly less than that projected in the 1996 Sewer Agency Report for two (2) reasons:

- 1) In the 1996 Sewer Agency Report (SAR), it was assumed that Erie County Sewer District No. 4 (ECSD No. 4) would pay 100% of the annual debt service cost on the established authorization. Under this SAR, it is proposed that ECSD No. 4 pay only about 53% of the debt service cost of this \$2,000,000 project. Erie County Sewer District Nos. 1 and 5 will pay 38% and 9% of the cost, respectfully.
  
- 2) Also in the 1996 SAR, only low interest loans were anticipated to help pay for the original project. However, ECSD No. 4 has since obtained a grant of \$3.57 million with anticipation of more grants for another \$3.57 million; or \$7.14 million total. These grants represent a total annual savings of \$518,221 per year for the Sewer District from the cost projections in the 1996 SAR.

#### DISTRIBUTION OF THE COSTS

The cost of the project is \$2,000,000 and has an annual debt service cost of \$147,160. The three (3) Sewer Districts (Nos. 1, 4 and 5) currently are all managed out of one facility and this facility will be upgraded as part of this project. Therefore, the Sewer Districts have agreed to share the annual debt service cost for the project in the same manner as the annual sewer maintenance bills are shared (Exhibit 6).

In the 1999 Budget, maintenance costs are shared based on equivalent dwelling units (EDU's) serviced in each District. The breakdown is as follows:

	<u>No. Units</u>	<u>%</u>
District No. 1 . . .	16,823 . . .	38%
District No. 4 . . .	23,476 . . .	53%
District No. 5 . . .	<u>3,977 . . .</u>	<u>9%</u>
TOTAL	44,276	100%

Based on this 1999 proration, the annual cost per District will be as follows:

District No. 1 . . .	147,160 x .38% =	\$55,921
District No. 4 . . .	147,160 x .53% =	\$77,995
District No. 5 . . .	147,160 x .09% =	<u>\$13,244</u>
		\$147,160

Each year the Districts' prorate share will be adjusted pursuant to the annual budget and the Memorandum of Understanding dated December 21, 1998, (Exhibit 6).

#### NEW YORK STATE AUDIT & CONTROL

Submittal of an application to NYS Audit & Control for approval is not required as this is a Modification of Plans pursuant to Article 5A, County law and no increase in cost is proposed. Pursuant to Chapter 397 of the New York Laws of 1995, application to the NYS Comptroller is not required if the increased cost to the typical property, as a result of this Modification of Plans, does not exceed \$15.00 annually.

#### BOARD OF MANAGERS REVIEW

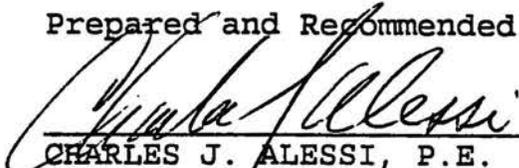
The project has been discussed with the Board of Managers of Erie County Sewer District No. 4. Based on these discussions and review of this Sewer Agency Report, the Board approved this Erie County Sewer Agency Report on \_\_\_\_\_ (Exhibit 7) and requests the Erie County Legislature approve a Modification of Plans pursuant to Article 5A, County Law.

#### RECOMMENDATIONS

The Erie County Sewer Agency and the Department of Environment and Planning recommendations are that the Erie County Legislature should:

1. Accept and adopt this Sewer Agency Report which calls for needed improvements to the maintenance and office facility;
2. Adopt the necessary resolution for a Modification of Plans pursuant to Article 5A of County Law;
3. Adopt the necessary resolution calling for a Public Hearing;
4. Approve the Modification of Plans to finance the cost of improvements for the administrative and maintenance facility.

Prepared and Recommended By:

  
\_\_\_\_\_  
CHARLES J. ALESSI, P.E.  
Erie County Sewer Agency and  
Deputy Commissioner, Department  
of Environment and Planning

Approved By:

\_\_\_\_\_  
ROBERT GIZA, CHAIRMAN  
Board of Managers,  
Erie County Sewer District No. 4

Dated: \_\_\_\_\_

CJA/kn  
1/15/99

CJA/SAR-MP99.SD4

**BOND ACCOUNT FORECAST  
ERIE COUNTY SEWER DISTRICT NO. 4  
BOND ACCOUNT NO. 430-535-810 (093100)**

**Contract : Force Main Air Release Valves ( EC - 4 ), ORF Modifications ( EC - 5 ) & Depew Pump Station ( EC - 6 )**

Original Bond Authorization	\$4,400,000.00
Additional Bonding Authorization (5/96)	\$7,050,000.00
Total Authorization	\$11,450,000.00
Adjustment to Authorization ( L.O.C. )	\$0.00
Total Adjustment to Authorization ( a )	\$11,450,000.00
Allocated	\$9,407,608.08
Unallocated	\$2,042,391.92
Expenditures	\$8,779,924.45
Total Projected Expenditures ( b )	\$9,407,608.08
Projected Additional Allocation	\$158,000.00
Projected Authorization Status ( a - b )	\$2,042,391.92

**Bonds Sold to Date: SRF Program (June-1996) \$4,400,000.00**

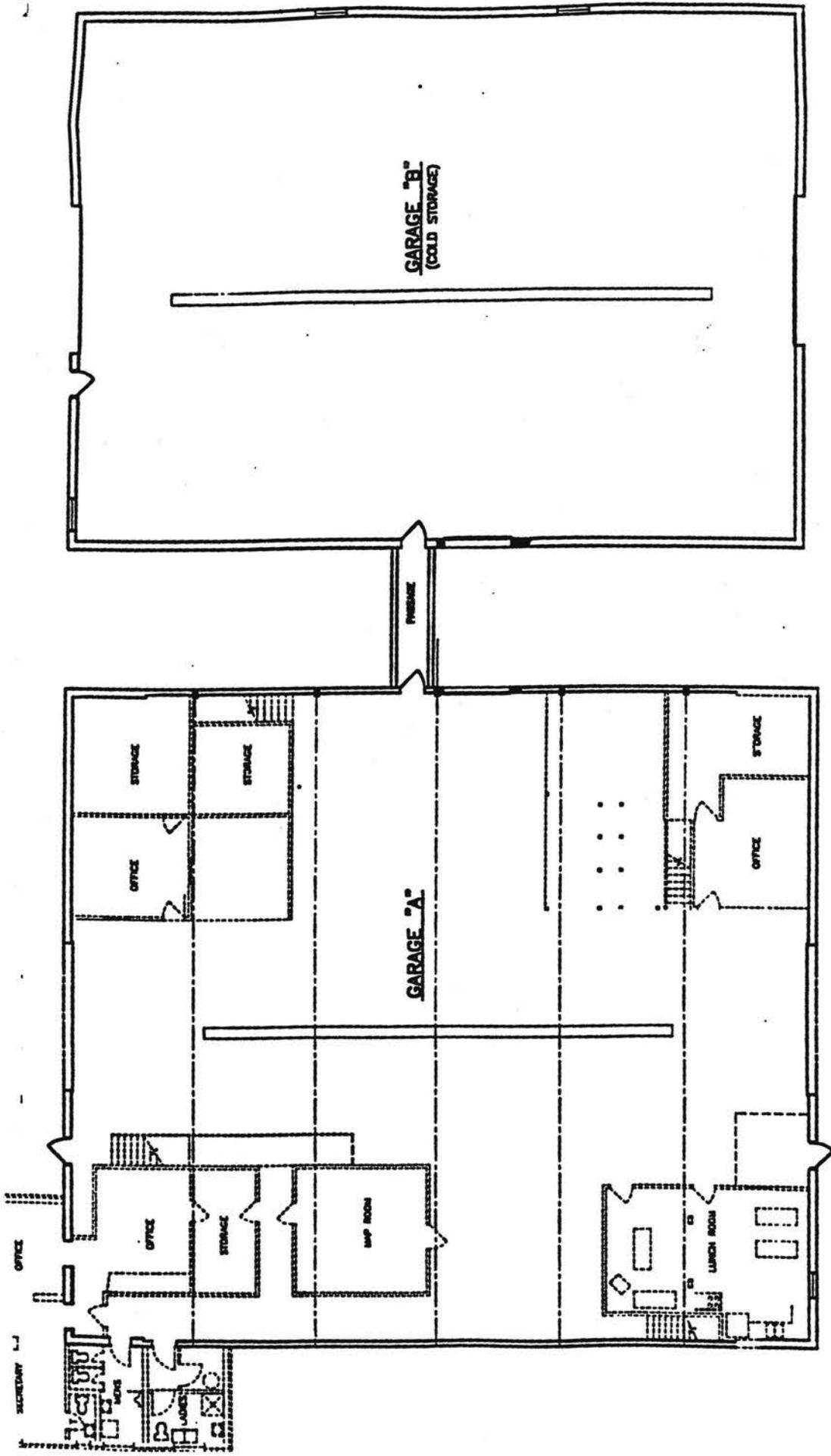
**December-1998**

**BOND ACCOUNT FORECAST  
 ERIE COUNTY SEWER DISTRICT NO. 4  
 BOND ACCOUNT NO. 430-535-810 (093100)**

	Allocated \$9,407,608.08	Expenditures \$8,779,924.45
<b>Construction</b>	<b>\$8,414,732.73</b>	<b>\$7,973,595.56</b>
Contract EC - 4 ( Force Main )	\$468,503.83	\$468,503.83
Contract EC - 5A ( ORF)	\$1,843,106.12	\$1,843,106.12
Contract EC - 5B ( ORF)	\$20,000.00	\$20,000.00
Contract EC - 5D ( ORF)	\$91,239.00	\$91,239.00
Contract EC - 6A (Pump Station)	\$5,333,063.66	\$4,969,072.06
Contract EC - 6B (Pump Station)	\$130,000.00	\$110,193.35
Contract EC - 6C (Pump Station)	\$40,183.00	\$34,460.30
Contract EC - 6D (Pump Station)	\$488,637.12	\$437,020.90
<b>Engineering</b>	<b>\$872,387.35</b>	<b>\$685,840.89</b>
URS Agreement Dated 4/8/94	\$675,545.00	\$561,934.01
Eng. C.O. No. 1	\$11,804.35	\$10,623.93
Eng. C.O. No. 2	\$0.00	\$0.00
Eng. C.O. No. 3	\$142,620.00	\$110,047.68
Eng. C.O. No. 4	\$3,616.00	\$3,235.27
Eng. C.O. No. 5	\$38,802.00	\$0.00
<b>Legal</b>	<b>\$0.00</b>	<b>\$0.00</b>
<b>Easements</b>	<b>\$0.00</b>	<b>\$0.00</b>
<b>Utilities</b>	<b>\$0.00</b>	<b>\$0.00</b>
<b>Debt Service</b>	<b>\$120,488.00</b>	<b>\$120,488.00</b>
SRF Issuance Cost 6699-03 (6/96)	\$120,488.00	\$120,488.00
<b>Salaries &amp; Fringe Benefits</b>	<b>\$0.00</b>	<b>\$0.00</b>
<b>Miscellaneous</b>	<b>\$0.00</b>	<b>\$0.00</b>
Travel	\$0.00	\$0.00
Office Supplies	\$0.00	\$0.00
Clothing	\$0.00	\$0.00
Advertising	\$0.00	\$0.00
Other	\$0.00	\$0.00

**BOND ACCOUNT FORECAST  
 ERIE COUNTY SEWER DISTRICT NO. 4  
 BOND ACCOUNT NO. 430-535-810 (093100)**

	Total Projected Expenditures \$9,407,608.08	Projected Additional Allocations \$158,000.00
<b>Construction</b>	<b>\$8,414,732.73</b>	<b>\$18,000.00</b>
Contract EC - 4 ( Force Main )	\$468,503.83	\$0.00
Contract EC - 5A ( ORF)	\$1,843,106.12	\$0.00
Contract EC - 5B ( ORF)	\$20,000.00	\$0.00
Contract EC - 5D ( ORF)	\$91,239.00	\$0.00
Contract EC - 6A (Pump Station)	\$5,333,063.66	\$15,000.00
Contract EC - 6B (Pump Station)	\$130,000.00	\$0.00
Contract EC - 6C (Pump Station)	\$40,183.00	\$3,000.00
Contract EC - 6D (Pump Station)	\$488,637.12	\$0.00
<b>Engineering</b>	<b>\$872,387.35</b>	<b>\$0.00</b>
URS Agreement Dated 4/8/94	\$675,545.00	\$0.00
Eng. C.O. No. 1	\$11,804.35	\$0.00
Eng. C.O. No. 2	\$0.00	\$0.00
Eng. C.O. No. 3	\$142,620.00	\$0.00
Eng. C.O. No. 4	\$3,616.00	\$0.00
Eng. C.O. No. 5	\$38,802.00	\$0.00
<b>Legal</b>	<b>\$0.00</b>	<b>\$0.00</b>
<b>Easements</b>	<b>\$0.00</b>	<b>\$0.00</b>
<b>Utilities</b>	<b>\$0.00</b>	<b>\$0.00</b>
<b>Debt Service</b>	<b>\$120,488.00</b>	<b>\$140,000.00</b>
SRF Issuance Cost 6699-03 (6/96)	\$120,488.00	\$140,000.00
<b>Salaries &amp; Fringe Benefits</b>	<b>\$0.00</b>	<b>\$0.00</b>
<b>Miscellaneous</b>	<b>\$0.00</b>	<b>\$0.00</b>
Travel	\$0.00	\$0.00
Office Supplies	\$0.00	\$0.00
Clothing	\$0.00	\$0.00
Advertising	\$0.00	\$0.00
Other	\$0.00	\$0.00



EXISTING FIRST FLOOR PLAN

1/8"=1'-0"



**"EXHIBIT 4"**

**SCHEMATIC DESIGN ADMINISTRATION BUILDING**

SPACE	DESCRIPTION	SQUARE FOOTAGE
Reception	Public Entrance Vestibule: 6'x8' = 48 sf Counter: 4'x8' = 32 sf Waiting Area: 10'x12' = 120 sf	200
Public Rest Room	(1) Unisex accessible toilet room: 7'x7' = 49 sf	49
General Office	3 Employees: (8'x8' work areas) x 3 = 192 sf Files: 4'x10' = 40 sf	232
District Manager	1 Person: 14'x14'	196
Asst. District Manager	1 Person: 12'x12'	144
Super./Maint./Mech.	3 Employees: (10'x10' work areas) x 3	300
Inspectors	3 Employees: (10'x10' work areas) x 3	300
Conference Room	20 People: 28'x16'	448
Laboratory	Sample storage, Incubation, Electrical: 18'x20' = 360 sf Office separated from lab: 8'x10' = 80 sf	440
Map Room	40 Vertical Hanging Files: 16'x16' = 256sf 4 Legal Sized Files 50% Expansion Space = 128 sf	384
Men's Locker Room	45 Men, 2 Lockers each (allow 15 sf each person) 12 Seasonal Employees, 1 Locker Each (4) toilets, (4) urinals, (4) sinks (6) showers: 12'x30' = 360 sf	1215
Women's Locker Room	6 Women, 2 Lockers each (allow 15 sf each person) 2 Seasonal, 1 Locker each (2) toilets, (2) sinks (2) showers: 8'x10' = 80 sf	320
Mechanical Room	HW Heater, Equipment: 12'x15'	180
Janitorial Room	Mop Sink, Janitorial Supplies: 4'x5'	20
Lunch Room	50 Employees (allow 15 sf each) = 750 sf Table & Chairs, Stove, Refrigerator, Sink, Microwave, Cabinets: 4'x14' = 56 sf	806
E.T. Office/Work	2 Technicians (9'x10' work area) x 2 Storage Room 8'x18' = 144 sf	324
Comm. Room	Closet for communication panels	20
Office Supply Room	Closet for office supplies	20

SUBTOTAL 5598

Exterior/Interior Walls and Circulation: 20% of Subtotal 1119.6

TOTAL ADMINISTRATION BUILDING SQUARE FOOTAGE 6717.6

## SCHEMATIC DESIGN COST ESTIMATE

DESCRIPTION	Unit	Amount	Cost/Unit	Subtotal	
<b>SITE</b>					
Conc.Curb-Standard-Incl. Removals	LS			\$ 18,675	
Chain Link Fence	LF	155	\$ 20.00	\$ 3,100	
Conc.Walk-Incl.Existing Removed	LS			\$ 7,104	
Heavy Duty Asphalt Paving	SF	17,825	\$5.00	\$ 89,125	
Regular Asphalt Paving-Incl.Removals	LS			\$ 58,125	
Flagpole - Incl. Existing Removed	LS	1		\$ 3,500	
Paint Stripping	LS	1	\$350.00	\$ 350	
Catch Basins	EA	3	\$1,000.00	\$ 3,000	
Storm Piping	LF	500	\$30.00	\$ 15,000	
Landscaping-Trees, Shrubs, Sod, Removals	LS			\$ 28,000	
Site Signage	LS	1	\$5,000.00	\$ 5,000	
Sanitary Sewer	LS			\$ 6,000	
Water	LS			\$ 8,000	
Gas Service				N/A	
<b>SUBTOTAL</b>					<b>\$244,979</b>
<b>ADMINISTRATION BUILDING</b>					
Demo Exist. Administration	CF	6,864	\$0.51	\$3,501	
New Building	SF	6,720	\$75.00	\$504,000	
Mechanical	LS			\$161,000	
Electrical	LS			\$180,000	
Plumbing	LS			\$108,000	
<b>SUBTOTAL</b>					<b>\$956,501</b>
<b>GARAGE "A"</b>					
Replace Roof & Deck	SF	7,360	\$20.00	\$73,600	
Demo Exist. Mezzanines, etc.	CF	45,000	\$0.15	\$6,750	
Renovate Interior - Paint	SF	128,000	\$0.20	\$25,600	
New Mezzanines	SF	2,400	\$60.00	\$144,000	
Mechanical	LS			\$42,000	
Electrical-Incl.w/Admin. Bldg.				\$-0-	
Plumbing - N/A				\$-0-	
<b>SUBTOTAL</b>					<b>\$291,950</b>
<b>LOADING DOCK</b>					
Demo Exist. Passage, etc.	CF	1,300	\$0.77	\$1,001	
New Dock	SF	1,300	\$60.00	\$78,000	
Mechanical-Incl. w/Garage "A"				\$-0-	
Electrical - Incl. w/Admin. Bldg.				\$-0-	
Plumbing - N/A				\$-0-	
<b>SUBTOTAL</b>					<b>\$79,001</b>
<b>ASBESTOS ABATEMENT</b>					<b>\$13,084</b>
<b>SUBTOTAL</b>					<b>\$1,585,515</b>
+ 15% Design Contingency					<b>\$237,827</b>
<b>TOTAL</b>					<b>\$1,823,342</b>

NOTE: Does Not Include Architectural and Engineering Fees or Other "Soft" Costs

**MEMORANDUM OF UNDERSTANDING  
ERIE COUNTY SEWER DISTRICT NOS. 1-4-5**

This AGREEMENT entered into this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, by and between the Board of Managers of Erie County Sewer District Nos. 1, 4, and 5, sets forth the conditions and means to fund the expansion of the Districts' Office and Maintenance Facility.

WHEREAS, Sewer District Nos. 1, 4 and 5 have operated with a combined operating and maintenance staff since the late 1970's, and

WHEREAS, Sewer District Nos. 1, 4 and 5 entered into a "Memorandum of Understanding" on June 19, 1991 which set forth the conditions and terms for their operation of the Districts using a combined operating budget, and

WHEREAS, the existing Maintenance Facility located at 3789 Walden Avenue, Lancaster, New York is inadequate for present day operations and no longer meets the needs of the Sewer Districts, and

WHEREAS, Sewer District Nos. 1, 4 and 5 hired the architectural firm of Duchscherer, Oberst Design PC to prepare a plan to upgrade the administrative and maintenance facilities of the Districts, and the estimated cost of these improvements is \$1,907,982, and

WHEREAS, Sewer District Nos. 1, 4 and 5 now desire to make necessary capital improvements to the joint Administrative Office and Maintenance Facility, and

WHEREAS, Sewer District No. 4 has \$2 million in excess unused bond authorization available which can be used to finance this project.

NOW, THEREFORE BE IT

RESOLVED, that it is hereby agreed that:

- 1) Sewer District Nos. 1, 4 and 5 will jointly upgrade their Administrative and Maintenance Facility at a cost not to exceed \$2 million.
- 2) Sewer District No. 4 will request the Erie County Legislature to modify its Bond Resolution for its "Increase and Improvement of Facilities (1996)", Capital Project Account 430-535-810 under County Law, Article 5A, Modification of Plans, to provide for the capital construction of the new facilities.
- 3) Sewer District Nos. 1, 4 and 5 will then pay the annual cost of debt service attributed to the new facilities in proportion to the number of EDU's (equivalent dwelling units) serviced each year by each District.

- 4) The allocation of EDU's and each District's subsequent prorata share of the annual debt service cost shall be as determined by the annual budget as currently represented by Table VI. A copy of Table VI from the 1999 Budget work papers is attached for reference.
- 5) This resolution shall be in effect until the debt service cost of the new facilities has been retired or unless the Board of Managers for each District unanimously agrees to otherwise modify this agreement.

IN WITNESS WHEREOF, the Board of Managers hereto have set their hands, as of the day and year first above written.

**ERIE COUNTY SEWER DISTRICT NO. 1**

BY: \_\_\_\_\_  
Chairman of Sewer District No. 1

MOTION BY: \_\_\_\_\_

SECONDED BY: \_\_\_\_\_

APPROVED: \_\_\_\_\_ DATE: \_\_\_\_\_

**ERIE COUNTY SEWER DISTRICT NO. 4**

BY: \_\_\_\_\_  
Chairman of Sewer District No. 4

MOTION BY: \_\_\_\_\_

SECONDED BY: \_\_\_\_\_

APPROVED: \_\_\_\_\_ DATE: \_\_\_\_\_

**ERIE COUNTY SEWER DISTRICT NO. 5**

BY: \_\_\_\_\_  
Chairman of Sewer District No. 5

MOTION BY: \_\_\_\_\_

SECONDED BY: \_\_\_\_\_

APPROVED: \_\_\_\_\_ DATE: \_\_\_\_\_

APPROVED AS TO FORM:

RECOMMENDED BY:

\_\_\_\_\_  
Erie County Attorney

\_\_\_\_\_  
Deputy Commissioner

CJA/kn  
12/21/98

DISTRICT NO. 4  
**1999 BUDGET**  
**TABLE VI**

DIVISION OF O&M COSTS FOR 1, 4, & 5

District #5 - Full service units	3977
District #1 - Full service units	16823
District #4 - Full service units	

▪ T - Lancaster	6322
▪ NYS Correction Facility	474
▪ Home & Pen.	648
Lancaster TD 1,2,4	779
Lancaster T.D. 6	16
Lancaster T.D. 7	16
▪ Miscellaneous	230
(Alden, Elma, Walden, & Bflo. Corr.)	
& Depew/Chk O/D	
<i>(* Lancaster Town unit 7674 )</i>	

Partial service units

Cheektowaga	5326
West Seneca	2507
V - Depew   6409	3845
V - Lancaster   5521	<u>3313</u>

District #4 - Total	23476
<b>TOTAL 1, 4, 5</b>	<b>44276</b>

District #1	38%
District #4	53%
District #5	9%

RESOLUTION  
BOARD OF MANAGERS  
ERIE COUNTY SEWER DISTRICT NO. 4

WHEREAS, the Erie County Sewer Agency and the Erie County Department of Environment and Planning have prepared a Sewer Agency Report for consideration by the Erie County Sewer District No. 4 Board of Managers calling for a Modification of Plans (1999) pursuant to Section 2536, Article 5A, County Law; and

WHEREAS, the aforementioned Sewer Agency Report describes certain various improvements needed by the District to improve sewer service to the residents of Erie County Sewer District No. 4 and its service areas, which includes but is not limited to the construction of a new administrative and maintenance facility; and

WHEREAS, the Department of Environment and Planning has provided information relative to the project's costs and the project's impact on the tax structure to the people of Erie County Sewer District No. 4; and

WHEREAS, the cost of the project will be shared with Erie County Sewer District Nos. 1 and 5 in proportion to the units serviced.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Sewer District No. 4 Board of Managers does hereby accept and adopt this subject Sewer Agency Report and, further recommends this report be submitted to the Erie County Legislature for further consideration and action pursuant to Article 5A, County Law; and be it further

RESOLVED, that the Erie County Sewer Agency be directed to pursue a Modification of Plans (1999) pursuant to Section 2536, Article 5A of County Law.

Respectfully submitted,

---

EDWARD PRYCE, P.E.  
Secretary, Board of Managers  
Erie County Sewer District No. 4

MOVED BY: \_\_\_\_\_

SECONDED BY: \_\_\_\_\_

APPROVED/DISAPPROVED: \_\_\_\_\_

DATE: \_\_\_\_\_

CJA/kn  
1/15/99

CJA/SAR-MP99.SD4