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COUNTY OF ERIE

CHRIS COLLINS

COUNTY EXECUTIVE

March 3, 2011

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

Re: API Heat Transfer Contract for Engineering Feasibility Studies

Honorable Members:

Enclosed please find a memorandum and proposed resolution from the Department of Environment and Planning authorizing the County Executive to enter into an agreement with API Heat Transfer, Inc. to provide reimbursement for an engineering feasibility study from the Erie County P2R2TAP Grant budget (SAP#162PP_ASSIST0709). This agreement is necessary to complete tasks related to the County's contractual obligations with the New York State Department of Economic Development for this grant project.

Should your Honorable Body require any further information, I encourage you to contact the Department of Environment and Planning. Thank you for your consideration of this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "JC Collins", is written over the signature line.

CHRIS COLLINS
Erie County Executive

MEMORANDUM

To: Honorable Members of the Erie County Legislature
From: Department of Environment and Planning
Re: API Heat Transfer Contract for Engineering Feasibility Studies
Date: March 3, 2011

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 an agreement with API Heat Transfer Inc., one of the partners identified in the approved grant work plan for the Erie County Pollution Prevention, Reuse and Recycling Technical Assistance Grant Project.

This agreement is necessary for API Heat Transfer Inc. to access grant funds to complete grant tasks which will allow the County to successfully meet its contractual obligations with the New York State Department of Economic Development (NYSDED) for this project. API Heat Transfer Inc. will be reimbursed up to \$30,000 for consulting services to conduct an engineering feasibility study to evaluate changes in their operations that will result in improved efficiency, a reduction in the waste they generate as well as long-term economic savings. The company will provide a 100% match through labor, materials or services. API Heat Transfer Inc. will work in accordance with an approved work plan and report directly to DEP.

FISCAL IMPLICATIONS

There are no County fiscal implications. The New York State Department of Economic Development grant provides 100 percent of the funding for the P2R2TAP Grant SAP# (162PP_ASSIST0709). The local match is provided through in-kind services already outlined in the grant.

REASONS FOR RECOMMENDATION

Approval of this resolution will allow the grant project partner to access grant funds and contract for an engineering feasibility study to evaluate waste reduction and cost saving pollution prevention strategies.

BACKGROUND INFORMATION

DEP has run an Office of Pollution Prevention since 1990. This office provides technical assistance to businesses and institutions in Erie County on environmental regulations and pollution prevention. The technical assistance provided by DEP includes on-site assistance, workshops, seminars, and telephone consultations. The mission of this work is to reduce costs and waste in order to increase competitiveness. A great deal of the work described above is funded through grants. The New York State Department of Economic Development (NYSDED) provided for \$230,501 to Erie County to coordinate a Pollution Prevention, Reuse and Recycling Technical Assistance Program (P2R2TAP) for businesses in the seven Western New York counties.

CONSEQUENCES OF A NEGATIVE ACTION

Without the requested authorization, Erie County will be unable to enter into agreement with API Heat Transfer Inc., and the expenses they incur will not be reimbursed.

STEPS FOLLOWING APPROVAL

The County Executive will enter into agreement with API Heat Transfer Inc. for up to \$30,000. The company will provide a 100 percent match through labor, materials or services. API Heat Transfer Inc. will work in accordance with an approved work plan and report directly to DEP. DEP will establish the entity as a vendor so that approved expenses can be reimbursed.

A RESOLUTION SUBMITTED BY:
DEPARTMENT OF ENVIRONMENT AND PLANNING

Re: API Heat Transfer Contract for
Engineering Feasibility Studies

WHEREAS, the Erie County Department of Environment and Planning (DEP) provides technical assistance to private businesses to assist them in identifying ways to reduce waste and save money; and

WHEREAS, the New York State Department of Economic Development (NYSDED) granted Erie County \$230,501 to coordinate a Pollution Prevention, Reuse and Recycling Technical Assistance Program (P2R2TAP) for businesses in the seven Western New York counties; and

WHEREAS, as part of the P2R2TAP grant SAP# (162PP_ASSIST0709) work plan and contract with the NYSDED, it is necessary for Erie County to enter into an agreement with API Heat Transfer, Inc., an identified project partner for up to \$30,000; and

WHEREAS, API Heat Transfer, Inc. will be required to work in accordance with a work plan approved by DEP and provide a 100 percent match.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into an agreement with API Heat Transfer, Inc. for an amount not to exceed \$30,000 to conduct an engineering feasibility study; and be it further

RESOLVED, that this Resolution take effect immediately; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive; the County Comptroller; the Commissioner of the Department of Environment and Planning; the Director of the Division of Budget and Management; and the County Attorney.