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# COUNTY OF ERIE

**MARK C. POLONCARZ**

COUNTY EXECUTIVE

October 28, 2016

Erie County Legislature  
92 Franklin Street – 4<sup>th</sup> Floor  
Buffalo, New York 14202

**RE: Erie County Sewer District No. 6  
NYSEFC Capital Project Close Out  
C.00064 Fund Transfer – Capital Reserve Fund**

Dear Honorable Members:

Enclosed please find a memorandum from the Department of Environment and Planning pertaining to the close out of New York State Environmental Facilities Corporation (NYSEFC) Capital Project in Erie County Sewer District (ECSD) No. 6 bond account C.00064.

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,

Mark C. Poloncarz, Esq.  
Erie County Executive

MCP:ST:cs

cc: Joseph Fiegl, Deputy Commissioner, Division of Sewerage Management

## **MEMORANDUM**

**To:** Honorable Members of the Erie County Legislature  
**From:** Department of Environment and Planning  
**Re:** Erie County Sewer District No. 6  
NYSEFC Capital Project Close Out  
C.00064 Fund Transfer – Capital Reserve Fund  
**Date:** October 28, 2016

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### **SUMMARY**

The close out of a New York State Environmental Conservation Facilities (NYSEFC) capital project allocated in Erie County Sewer District (ECSD) No. 6 bond account C.00064 and the transfer of \$255,000.00 from ECSD No. 6's capital reserve fund to account C.00064 is requested. Upon availability of funds, \$375,000.00 is to be transferred from bond account C.00064 to the ECSD No. 6 debt service fund to balance the project expenditures.

### **FISCAL IMPLICATIONS**

There are no fiscal implications to the County's General Fund due to this request.

### **REASONS FOR RECOMMENDATION**

All projects to be funded by the capital project have been completed. A transfer of capital reserves is necessary for final accounting and close out. The use of capital reserves would decrease long-term financing costs.

### **BACKGROUND INFORMATION**

A number of projects have been completed in Erie County Sewer District No. 6 utilizing bond account C.00064. Portions of the costs associated with these projects have been financed using NYSEFC and local borrowings. Capital reserve funds are necessary to facilitate final accounting and close out of a capital project in bond account C.00064 that was partially funded by NYSEFC.

### **CONSEQUENCES OF NEGATIVE ACTION**

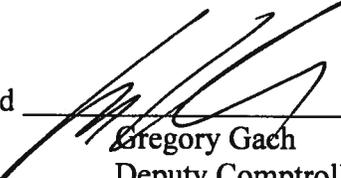
There would be a deficit balance in the capital project and debt service fund.

### **STEPS FOLLOWING APPROVAL**

The Comptroller will be requested to transfer monies into the appropriate ECSD No. 6 accounts to facilitate final accounting and close out.

**COMPTROLLER'S OFFICE REVIEW**

The proposed legislation has been reviewed by the Comptroller's Office and is related to an authorized capital project for which there are sufficient capital appropriations for the action proposed.

Signed  \_\_\_\_\_ Date 10/19/16 \_\_\_\_\_  
Gregory Gach  
Deputy Comptroller

**Erie County Sewer District No. 6  
NYSEFC Capital Project Close Out  
C.00064 Fund Transfer – Capital Reserve Fund**

A RESOLUTION SUBMITTED BY:  
Department of Environment and Planning

RE: Erie County Sewer District No. 6  
NYSEFC Capital Project Close Out  
C.00064 Fund Transfer – Capital Reserve Fund

WHEREAS, Erie County Sewer District No. 6 is in the process of closing out a New York State Environmental Facilities Corporation capital project; and

WHEREAS, Erie County Sewer District No. 6 has monies in its capital reserve account to facilitate final accounting and capital project close out; and

WHEREAS, the use of said capital reserve funds will have no impact on the approved 2016 Budget.

NOW, THEREFORE BE IT

RESOLVED, that \$255,000.00 be transferred from Erie County Sewer District No. 6 capital reserve account C.00006 to Erie County Sewer District No. 6 bond account C.00064; and be it further

RESOLVED, the Erie County Comptroller and Director of Budget increase appropriations in Erie County Sewer District No. 6 capital reserve account C.00006 by \$255,000.00 and increase estimated revenues and appropriations in Erie County Sewer District No. 6 bond account C.00064 by \$255,000.00; and be it further

RESOLVED, that \$375,000.00 be transferred from Erie County Sewer District No. 6 bond account C.00064 to the Erie County Sewer District No. 6 debt service fund upon availability of sufficient funds; and be it further

RESOLVED, the Erie County Comptroller and Director of Budget and Management be authorized to establish all budgeting accounts necessary to facilitate these transfers; and be it further

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

JH

  
\_\_\_\_\_  
Thomas R. Hersey, Jr.  
Commissioner

ST:cs

Cc: J. Fiegl/C. Katra/0.11.0 LegLtr (w/encl)  
S. Tirone (w/encl)

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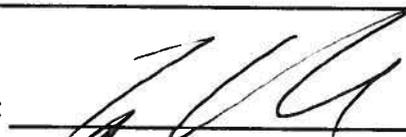
PROJECT TITLE: C.00064 2005 ECSD #6 INC & IMP \$4M

1) IS THE REASON FOR THIS CONTRACT CONSISTENT WITH THE PURPOSE OF THE PROJECT: YES X NO       

2) PROJECT AVAILABLE APPROPRIATION

Total Project Revenues	\$ <u>3,105,657.80</u>
Total Project Appropriations	\$ 4,409,712.50
Proposed Increase:	<u>255,000.00</u>
	\$ <u>4,664,712.50</u>
Less: Total Expenditure To Date	\$ <u>3,094,261.90</u>
Total Commitments	\$ <u>394,480.36</u>
Available Appropriations As Of Date Of Request (incl. increase)	\$ <u>1,175,970.24</u>
Less: Contract Amount	\$ <u>375,000.00</u>
Net Available Appropriations	\$ <u><u>800,970.24</u></u>

**Comments:** \$38,831.80 cash is available in the project. Sewers is requesting \$255,000.00  
be transferred in from Capital Reserve account C.00006. \$690,260.32 cash is available in  
project C.00006. This is also a contract closeout.

Request Approved: 

Request Denied: \_\_\_\_\_

Date: 10/19/16