

MARCH 8, 2007

ENERGY & ENVIRONMENT COMMITTEE
REPORT NO. 5

ALL MEMBERS PRESENT.

1. COMM. 5E-9 (2007)
COUNTY EXECUTIVE

WHEREAS, the Erie County Legislature awarded Contract 60EV to CMH Construction, Inc.;
and

WHEREAS, the Erie County Department of Environment and Planning, Division of Sewerage Management has advised the Legislature that all scheduled improvements are now completed, and

WHEREAS, the Erie County Department of Environment and Planning, Division of Sewerage Management has recommended the final acceptance of Contract 60EV in the amount of \$765,126.07 which includes Change Order No. 1 (final), a decrease of (\$73,729.93) and approve final payment.

NOW, THEREFORE, BE IT

RESOLVED, that Contract 60EV between the County of Erie and CMH Construction, Inc., 2067 Old Union Road, Cheektowaga, New York 14227 in Erie County Sewer District No. 2 Bond Account C.00011, be accepted in the amount of \$765,126.07 which includes Change Order No. 1 (final), a decrease of (\$73,729.93); and be it further;

RESOLVED, that the Erie County Comptroller is hereby authorized and directed to finalize Contract No. 60EV between the County of Erie and CMH Construction, Inc. in the amount of \$765,126.07 and make final payment; and be it further;

RESOLVED, that the Clerk of the Legislature be directed to send two (2) certified copies of this Resolution to Thomas J. Whetham, P.E., Department of Environment and Planning and one certified copy to the County Executive, the Erie County Comptroller, the Director of Budget and Management and Gregory Dudek, Assistant County Attorney.
(4-0)

2. COMM. 5E-10 (2007)
COUNTY EXECUTIVE

WHEREAS, the Erie County Legislature has awarded Contract 17 to Milherst Construction, Inc.;
and

WHEREAS, the Erie County Department of Environment and Planning, Division of Sewerage Management has advised the Legislature that all scheduled improvements are now completed, and

WHEREAS, the Erie County Department of Environment and Planning, Division of Sewerage Management has recommended the final acceptance of Contract 17 in the amount of \$898,480.62 which includes Change Order No. 2 (final), a decrease of (\$27,897.38) and approve final payment.

NOW, THEREFORE, BE IT

RESOLVED, that Contract 17 between the County of Erie and Milherst Construction, Inc., 2601 Millersport Highway, P.O. Box 631, Getzville, New York 14068, be accepted in the amount of \$898,480.62 which includes Change Order No. 2 (final), a decrease of (\$27,897.38); and be it further

RESOLVED, that the Erie County Comptroller is hereby authorized and directed to finalize Contract No. 17 between the County of Erie and Milherst Construction, Inc. in the amount of \$898,480.62 and make final payment from Sewer Capital, Erie County Sewer District No. 1, Account C.00032; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send two (2) certified copies of this Resolution to Thomas J. Whetham, P.E., Department of Environment and Planning and one certified copy to the County Executive, the Erie County Comptroller, the Director of Budget and Management and Gregory Dudek, Assistant County Attorney.
(4-0)

3. COMM. 5E-11 (2007)
COUNTY EXECUTIVE

RESOLVED, the Erie County Legislature does hereby confirm the appointment of the following individual to the Board of Managers for Erie County Sewer District #2:

<u>Name and Address</u>	<u>Term Expiration</u>
Mayor Dolores Rinaldi Village of North Collins 10543 Main Street North Collins, New York 14111 (4-0)	December 31, 2007

4. COMM. 5E-12 (2007)
COUNTY EXECUTIVE

RESOLVED, the Erie County Legislature does hereby confirm the appointment of the following individual to the Board of Managers for Erie County Sewer District #3:

<u>Name and Address</u>	<u>Term Expiration</u>
Mayor John Wilson Village of Orchard Park 4295 South Buffalo Street Orchard Park, New York 14127 (4-0)	December 31, 2007

3. COMM. 5E-13 (2007)

COUNTY EXECUTIVE

RESOLVED, the Erie County Legislature does hereby confirm the appointment of the following individual to the Board of Managers for Erie County Sewer District #5:

<u>Name and Address</u>	<u>Term Expiration</u>
Mr. John Callahan Town of Clarence One Town Place Clarence, New York 14031 (4-0)	December 31, 2007

**THOMAS A. LOUGHRAN
CHAIRMAN**