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# COUNTY OF ERIE

**MARK C. POLONCARZ**  
COUNTY EXECUTIVE

April 22, 2013

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

**RE: Water Quality Improvement Project Grant Award  
Erie County Sewer District No. 3 (ECSD No. 3)**

Honorable Members:

Enclosed please find a resolution and an accompanying memorandum pertaining to the Water Quality Improvement Project grant awarded to the Division of Sewerage Management.

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/JAC/ms  
Enclosure

C: J. Fiegl – Environment and Planning

## MEMORANDUM

To: Honorable Members of the Erie County Legislature  
From: Department of Environment and Planning  
Re: Water Quality Improvement Project Grant Award  
Erie County Sewer District No. 3 (ECSD No. 3)  
Date: March 25, 2013

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### **SUMMARY**

Authorization to increase the appropriations and establish grant revenue for a New York State Water Quality Improvement Project (WQIP) program grant award in capital project C.00012 by \$5,000,000.00 is requested. This grant award will be used towards the implementation of the Rush Creek Interceptor project, along with applicable upgrades at the Southtowns Advanced Wastewater Treatment Facility in ECSD No. 3.

### **FISCAL IMPLICATIONS**

There are no fiscal implications to the County's General Fund. The WQIP grant award for \$5,000,000 will decrease the capital costs associated with planned sanitary sewer system and wastewater treatment plant upgrade projects in ECSD No. 3. All other costs and local shares, associated with this project will be paid from ECSD No. 3 capital or operating accounts.

### **REASONS FOR RECOMMENDATION**

The Erie County Division of Sewerage Management was notified by the NYSDEC that the Rush Creek Interceptor project in ECSD No. 3 was selected to receive a \$5,000,000 WQIP grant. Erie County/Erie County Sewer District No. 3 has entered into an agreement with New York State per Legislative Comm. 3E-25 (2011) for the \$5,000,000.00 WQIP grant. A resolution from Your Honorable Body is required to increase the appropriations for the grant in capital project C.00012.

### **BACKGROUND INFORMATION**

In October 2009, the Erie County Division of Sewerage Management submitted a WQIP grant application to the NYSDEC for the Rush Creek Interceptor project. The intended purpose of the Rush Creek Interceptor project is to eliminate permitted sanitary sewer overflows at three locations tributary to the Blasdell Wastewater Treatment Plant as well as the plant itself through construction of a gravity sewer and high flow protections. In November 2010, the Division of Sewerage Management was awarded \$5,000,000 from the NYSDEC to implement this project. In January of 2011 Erie County/Erie County Sewer District No. 3 was authorized to enter into agreement with the NYSDEC for the acceptance of the \$5,000,000.00 grant. The total project costs have been estimated at \$13,000,000.00 and the current authorization is \$8,100,000.00, therefore, appropriations in the capital account need to be increased by \$5,000,000.00 with funding through the grant revenue. The balance of the project will be funded through Erie County Sewer District No. 3 capital and operations accounts.

## **CONSEQUENCES OF NEGATIVE ACTION**

This is a procedural action and the capital project will not be increased to account for the grant, therefore multiple capital projects would need to be utilized.

## **STEPS TO FOLLOW APPROVAL**

The Comptroller and Director of Budget and Management office will adjust the appropriation and establish grant revenue in capital project C.00012 through an increase of \$5,000,000.00 to account for the GIGP Grant.

A RESOLUTION SUBMITTED BY:  
DEPARTMENT OF ENVIRONMENT AND PLANNING

RE: Water Quality Improvement Project Grant Award  
Erie County Sewer District No. 3 (ECSD No. 3)

WHEREAS, Erie County on behalf of Erie County Sewer District No. 3 submitted a grant application to the Water Quality Improvement Project program for the Rush Creek Interceptor project; and

WHEREAS, the Erie County had been notified that the Rush Creek Interceptor Project was awarded a \$5,000,000 grant through the Water Quality Improvement Project program; and

WHEREAS, per Legislative Comm. 3E-25 (2011) Erie County has entered into a grant agreement with New York State; and

WHEREAS, Capital project C.00012 needs to be increased for the anticipated appropriations and establish the Water Quality Improvement Project grant revenue.

NOW, THEREFORE, BE IT

RESOLVED, that the Comptroller and Director of Budget are authorized to increase the appropriations and estimated grant revenue in capital project C.00012 by \$5,000,000.00; and be it further

RESOLVED, that the Clerk of the Legislature send one (1) certified copy each to the County Executive, the Erie County Comptroller, the Erie County Director of Budget and Management, Kristen Walder, Assistant County Attorney and two (2) certified copies of this resolution to Joseph L. Fiegl, P.E., Division of Sewerage Management.