

May 31, 2018

ENERGY & ENVIRONMENT COMMITTEE
REPORT NO. 9

ALL MEMBERS PRESENT, EXCEPT LEGISLATOR BURKE.
CHAIR SAVAGE PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following item is hereby received and filed:

a. COMM. 10M-2 (2018)
NYS AGRICULTURE AND MARKETS “Letter Regarding Modification of Agricultural Districts”
(Chair’s ruling)

2. COMM. 10E-24 (2018)
COUNTY EXECUTIVE
WHEREAS, the County of Erie retained Arcadis of N.Y., Inc. to provide engineering services related to flow monitoring and infiltration/inflow (I/I) quantification in Erie County Sewer District No. 3 pursuant to Legislative Comm. 4E-12 (2016); and

WHEREAS, the Erie County Division of Sewerage Management has advised the Legislature that all engineering services have been completed; and

WHEREAS, the Erie County Division of Sewerage Management has recommended the formal close-out of the Engineering Agreement, dated March 17, 2016, with Arcadis of N.Y., Inc. in the final contract amount of \$161,942.04; and

WHEREAS, the revenue for this project were authorized in Capital Project C.16301.

NOW, THEREFORE, BE IT

RESOLVED, that the Engineering Agreement dated March 17, 2016 between the County of Erie and Arcadis of N.Y., Inc. be formally closed in the final amount of \$161,942.04; and be it further

RESOLVED, that the remaining balance of capital reserve funding authorized for this project pursuant to Legislative Comm. 4E-12 (2016) in Capital Project C.16301.be returned to Erie County Sewer District No. 3 Capital Reserve Account C.00007; 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 Director of Budget and Management, and Kristen Walder,

Assistant County Attorney; and two (2) certified copies of this resolution to Joseph L. Fiegl, P.E., Department of Environment and Planning.
(4-0) Chair Savage not present for vote.

3. COMM. 10E-30 (2018)
COUNTY EXECUTIVE
WHEREAS, the Erie County Department of Environment and Planning has identified a need for additional accounting and administrative services; and

WHEREAS, it has been determined that a Coordinator of Grants and Program Administration (FT) position will improve efficiency of operations in a cost-effective manner; and

WHEREAS, the Erie County Division of Sewerage Management and the Division of Community Development through the Community Block Grant Program will share equally in the utilization and overall funding for this position.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Division of Sewerage Management is hereby authorized to create a full-time Coordinator of Grants and Program Administration (Job Grade 12, budgeted Step 2) position as noted in B-100 #10271; and be it further

RESOLVED, that a vacant Senior Clerk Typist position (#51009084) be eliminated; and be it further

RESOLVED, that the Environment & Planning Community Development Operations Funds Center 1621120 Fund 290 Budget be revised as follows:

Revenues		Current Budget	Changes	Amended Budget
Account	Description			
412500	Fed Aid - Community Development	\$2,733,034	\$ 23,087	\$2,756,121
Appropriations		Current Budget	Changes	Amended Budget
Account	Description			
916200	ID Environment and Planning Services	\$8,105	\$ 23,087	\$ 31,192

and be it further

RESOLVED, that the Commissioner of the Department of Environment and Planning, Commissioner of Personnel, and Division of Budget and Management are hereby authorized to make the necessary budgetary and personnel adjustments to effectuate this action; and be it further

RESOLVED, that certified copies of this resolution be sent to the: County Executive's Office; Commissioner of Personnel; Director of the Division of Budget and Management; and the Commissioner of the Department of Environment and Planning, Rath Building, 10th Floor.
(4-0) Chair Savage not present for vote.

4. COMM. 10E-35 (2018)
COUNTY EXECUTIVE

WHEREAS, the County of Erie advertised for and received responses to a Request for Proposals to perform professional services associated with the Erie County Sewer District No. 2 – Flow Monitoring and I/I Quantification Project; and

WHEREAS, the completion of flow monitoring and I/I quantification will assist Erie County Sewer District No. 2 in making informed decisions relative to collection system work and regulatory requirements; and

WHEREAS, the project has been awarded a \$100,000 grant from the New York State Department of Environmental Conservation; and

WHEREAS, Erie County Sewer District No. 2 has adequate authorization in Capital Project C. 17201 to fund the local share of this project; and

WHEREAS, a review committee was established to evaluate all responses to the County's Request for Proposals for this project, using a consistent scoring matrix; and

WHEREAS, the proposal review committee recommends Arcadis of New York, Inc. (Arcadis) to complete the requested consulting services; and

WHEREAS, the Division of Sewerage Management has determined that this proposed project is a Type II action in accordance with 6 NYCRR Section 617.5(c) and therefore is not subject to State Environmental Quality Review Act review under New York State Environmental Conservation Law.

NOW, THEREFORE, BE IT

RESOLVED, that Arcadis be retained to perform professional services associated with the Erie County Sewer District No. 2 – Flow Monitoring and I/I Quantification Project for the Division of Sewerage Management; and be it further

RESOLVED, that the County Executive be, and hereby is, authorized to execute an Agreement with Arcadis, 50 Fountain Plaza, Suite 600, Buffalo, New York 14202 for professional services associated with this project in an amount not to exceed \$180,000 subject to approval as to content by the Commissioner of the Department of Environment and Planning and approval as to form by the County Attorney's Office; and be it further

RESOLVED, that the Director of Budget and the County Comptroller be authorized to increase estimated revenues and appropriations in Capital Project C.17201 for the \$100,000 grant from the New York State Department of Environmental Conservation; and be it further

RESOLVED, that the costs associated with this project be allocated from Capital Project C.17201; and be it further

RESOLVED, that the Clerk of the Legislature shall send one (1) certified copy each to the County Executive, the Erie County Director of Budget and Management, the Erie County Comptroller, Kristen Walder, Assistant County Attorney; and send two (2) certified copies of this resolution to Joseph Fiegl, P.E., Division of Sewerage Management.
(5-0)

JOHN BRUSO
CHAIR