

FEBRUARY 12, 2009

ECONOMIC DEVELOPMENT COMMITTEE  
REPORT NO. 2

ALL MEMBERS PRESENT.

1. RESOLVED, the following items are hereby received and filed:
  - a. COMM. 2E-1 (2009)  
**KENNEDY:** Letter to County Executive Regarding Federal Economic Stimulus Package (5-0)
  - b. COMM. 2E-23 (2009)  
**WHYTE:** Letter to President Obama - RE: Request for Financial Assistance (5-0)
  - c. COMM. 2M-7 (2009)  
**CENTER FOR TRANSPORTATION EXCELLENCE:** EC Mobility Manager Services: Year End Report (8/1/08 - 12/31/08) (5-0)
  - d. COMM. 2M-8 (2009)  
**NFTA:** Board Minutes for Meeting Held 12/22/08 (5-0)
2. COMM. 3E-15 (2009)  
**COUNTY EXECUTIVE**

WHEREAS, some developer projects necessitate that the County Department of Public Works Division of Highways expend current or future road funds on mitigation efforts, such as road widening, strengthening, etc.; and

WHEREAS, wherever practical, it is desirable to have the developer share in the cost of said mitigation efforts; and

WHEREAS, Wal\*Mart Stores East, L.P. is proposing a project on William Street (CR 338) at Transit Road (SR 78); and

WHEREAS, New York State Department of Transportation and the Erie County Department of Public Works, Division of Highways require that Wal\*Mart Stores East, L.P. undertake certain improvements to William Street (CR 338) in the Town of Lancaster as part of its development project to mitigate the traffic impact on William Street; and

WHEREAS, Wal\*Mart Stores East, L.P. has agreed to convey in fee simple, for the sum of \$1.00, consideration waived, a parcel of land constituting approximately 0.183± acres for highway right of way and highway improvements thereon as mitigation efforts.

NOW, THEREFORE, BE IT

RESOLVED, that the County of Erie is hereby authorized to accept the conveyance of approximately 0.183± acre parcel of land and improvements thereon situated adjacent to William Street (CR 338) in the Town of Lancaster from Wal\*Mart Stores East, L.P. for the sum of \$1.00, consideration waived, to offset mitigation efforts as the result of the development project; and be it further

RESOLVED, that the County Executive is hereby authorized to execute all necessary agreements and documents on behalf of the County of Erie in connection with the County of Erie's acquisition of fee title and to portions of the aforementioned parcel; and be it further

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, and one copy each to the Office of the County Executive, the Division of Budget, Management and Finance, and the Office of the Comptroller. (5-0)

**TIMOTHY M. KENNEDY**  
**CHAIR**