

July 6, 2017

ENERGY & ENVIRONMENT COMMITTEE
REPORT NO. 11

ALL MEMBERS PRESENT.

CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. COMM. 12E-12 (2017)
COUNTY EXECUTIVE

WHEREAS, the County of Erie is bound to fulfill the terms of the United States Environmental Protection Agency “Federal Plan Requirements for Sewage Sludge Incineration Units Constructed on or Before October 14, 2010, Final Rule, 40 CRD 60 Subparts MMMM” in Erie County Sewer District 3; and

WHEREAS, the additional regulatory requirements include reporting that was not previously necessary for Erie County Sewer District No. 3; and

WHEREAS, the Erie County Department of Environment and Planning has received a proposal for additional consulting services by GHD Consulting Services, Inc. (GHD) to prepare compliance reports for an amount not to exceed \$38,700; and

WHEREAS, GHD is already performing consulting services pertaining to the sewage sludge incinerators at Southtowns AWTF but a change order would be necessary for the additional services; and

WHEREAS, there are adequate cash reserves in Erie County Sewer District No. 3 Capital Reserve Account C.00007.

NOW, THEREFORE, BE IT,

RESOLVED, that this Honorable Body approves the use of capital reserves for additional professional services associated with the Southtowns AWTF sewage sludge incinerators; and be it further

RESOLVED, that the Director of Budget and Management and the County Comptroller are authorized and directed to transfer \$40,000.00 from Erie County Sewer District No. 3 Capital Reserve Account C.00007 to Sewer District No. 3 Capital Account C.14301 and establish the budgets necessary to facilitate the transfer and fund a change order with GHD; and be it further

RESOLVED, that the Director of Budget and Management and the County Comptroller are authorized and directed to increase the allocation in Erie County Sewer District No. 3 Capital Account C.14301 for this project by \$40,000.00; 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 Director of Budget and Management, the County Comptroller,

Kristen Walder, Assistant County Attorney; and two (2) certified copies to Joseph L. Fiegl, P.E., Department of Environment and Planning, Rath Building, 10th Floor.
(6-0)

2. COMM. 12E-13 (2017)
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Environment and Planning (DEP) has played a crucial role in water quality issues throughout the region for decades and continues to administer many initiatives that protect and preserve our natural water resources; and

WHEREAS, DEP is committed to coordinating, overseeing, and conducting work towards the creation of a Regional Niagara River Lake Erie Watershed Management Plan Phase 2; and

WHEREAS, the New York State Department of State (NYS DOS) provides grant assistance to municipalities to prepare watershed revitalization plans; and

WHEREAS, the NYS DOS awarded Erie County a \$507,830 grant (SAP Grant Account #162RRNRLEWMP1417) to complete the “Regional Niagara River Lake Erie Watershed Management Plan Phase 2” project; and

WHEREAS, the project has not yet been completed and the funding has not yet been expended, necessitating the execution of a no-cost extension to the contract with the NYS DOS.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to execute the necessary agreements to extend the “Regional Niagara River Lake Erie Watershed Management Plan Phase 2” grant contract, 162RRNRLEWMP1417, for one year (July 1, 2017 –June 30, 2018); and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive; the Director of the Division of Budget and Management; the County Attorney; the County Comptroller; Thomas R. Hersey, Jr., Commissioner of Environment and Planning; Bonnie L. Lawrence, Deputy Commissioner of Environment and Planning; and Peter J. Wilson, Coordinator – Pollution Prevention Program.
(6-0)

3. COMM. 12E-14 (2017)
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Environment and Planning (DEP) provides technical assistance to municipalities to assist them in complying with environmental regulations; and

WHEREAS, the State of New York, through its Department of Environmental Conservation, provides financial aid for stormwater compliance assistance projects of which Erie County was granted \$417,228 to commence the WNY Stormwater Coalition (WNYSC): Newly Designated Urbanized Area Project; and

WHEREAS, the Planner – Geographic Information Systems position (JG-11) on the project was recently vacated and will be deleted from the grant; and

WHEREAS, the WNYSC unanimously voted at its April 12, 2017 meeting to approve the promotion of the Junior Environmental Compliance Specialist (JG-7) grant funded position to an Environmental Compliance Specialist (JG-9) due to an increase in responsibilities; and

WHEREAS, the Environmental Compliance Specialist (JG-9) promotion will not impact the county budget as it will be paid for by grant funding from the New York State Department of Environmental Conservation grant entitled, “WNYSC: Newly Designated Urbanized Area Project” – grant 162WNYSCNDUAP1518.

NOW, THEREFORE, BE IT

RESOLVED, that the following adjustments be made to the positions in grant 162WNYSCNDUAP1518, for which sufficient New York State Department of Environmental Conservation grant funding for personal services and fringe benefits exists:

B-100 No. 9431:

Add: Environmental Compliance Specialist (JG-9) position
Budgeted Annual Salary: \$42,400

Delete: Junior Environmental Compliance Specialist (JG-7)
Budgeted Annual Salary: \$36,502

Delete: Planner – Geographic Information Systems (JG 11)
Budgeted Annual Salary: \$58,594

;and be it further

RESOLVED, that the current Junior Environmental Compliance Specialist will be provisionally promoted to the position of Environmental Compliance Specialist (JG-9); and be it further

RESOLVED, that the Director of the Division of Budget and Management is hereby authorized to implement any budget amendments as required to comply with federal, state and other local source funding requirements; and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive’s Office; the Comptroller’s Office; the Director of the Division of Budget and Management; the County Attorney; Thomas R. Hersey, Jr., Commissioner of the Department of Environment and Planning; and Bonnie Lawrence, Deputy Commissioner of the Division of Environmental Compliance Services.
(6-0)

TED B. MORTON
CHAIR