

June 30, 2016

ENERGY & ENVIRONMENT COMMITTEE
REPORT NO. 12

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

1. RESOLVED, the following item is hereby received and filed:
 - a. COMM. 12D-11 (2016)
COMMISSIONER, DEPARTMENT OF ENVIRONMENT & PLANNING: “Information Regarding EC Parks System - Retention of Consultant to Update the Parks Master Plan” (5-0)
2. COMM. 4E-11 (2016)
COUNTY EXECUTIVE
WHEREAS, the Erie County park system contains nearly 11,000 acres of land on 38 sites throughout Erie County, including large heritage parks, trails, small urban sites, and a variety of facilities capable of accommodating both summer and winter recreational pursuits; and

WHEREAS, new demands have been placed on the park system not present in 2003, and technology has evolved that warrants a close look at how the system is marketed and how the general public is informed about system facilities and events; and

WHEREAS, Erie County is desirous of a new analysis and an updated master plan for the system that can be used to guide parks through the year 2030; and

WHEREAS, Erie County is desirous of engaging architectural and planning services for the update to the 2003 Erie County Park System Master Plan; and

WHEREAS, Erie County received New York Power Authority funds through a grant from the Erie County Greenway Standing Committee for a Waterfront Access Enhancement Strategy in the amount of \$225,000; and

WHEREAS, said grant will be used in the Park Plan update; and

WHEREAS, the 2015 Capital Budget allocated \$300,000 for the production of an update to the Erie County Parks Master Plan; and

WHEREAS, Erie County conducted a consultant selection process in accordance with Section 19.08 of the Erie County Administrative Code.

NOW, THEREFORE, BE IT

RESOLVED, that the County be authorized to accept \$225,000 from the New York Power Authority through the Erie County Greenway – Standing Committee funding process; and be it further

RESOLVED, that the Director of the Division of Budget & Management is hereby authorized to complete the following budget adjustment to SAP Project A.15017, (2015 Environment & Planning Master Plan for Erie County Parks – Countywide) within the Erie County Budget.

Increase Revenue and Appropriations totaling \$225,000 as follows:

<u>Revenue</u>		
Commitment Item #420499	(Other Local Source Revenue)	(\$225,000)

<u>Appropriations</u>		
Commitment Item #516020	(Professional Services – Contractual Fees)	\$225,000

And be it further

RESOLVED, that the Director of the Division of Budget & Management is hereby authorized to implement any budget adjustments as required to comply with Federal, State, and New York State Power Authority funding requirements; and be it further

RESOLVED, that the Erie County Executive is hereby authorized to enter into all necessary agreements with Wendel Architecture, Engineering, Surveying and Landscape Architecture, PC to prepare planning and design documents associated with updating the 2003 Park System Master Plan for a fee of \$450,700 and a project design contingency of \$45,070 for a total not to exceed \$495,770; and be it further

RESOLVED, that a total amount of \$495,770 be allocated from SAP Project A.15017, 2015 Environment & Planning Master Plan for Erie County Parks – Countywide to carry out the aforesaid agreement(s); and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive’s Office; the Director of the Division of Budget and Management; the Comptroller’s Office; the Commissioner of the Department of Environment and Planning; the Commissioner of Parks, Recreation and Forestry; and the County Attorney.
(5-0)

3. COMM. 12E-17 (2016)
COUNTY EXECUTIVE
WHEREAS, the County park known as Black Rock Canal Park is within the City of Buffalo; and

(5-0)

WHEREAS, Erie County is looking to initiate Phase 3 improvements, which include enhancements to the boat basin area; and

WHEREAS, Erie County was recently awarded a \$700,000 grant through the Niagara River Greenway funding process for Phase 3 improvements to Black Rock Canal Park; and

WHEREAS, The Niagara River Greenway funding is a reimbursable account; and

WHEREAS, that the requirement for a request for proposal in Section 19.08 of the Erie County Administrative Code was previously waived due to the unique knowledge and experience of Nussbaumer and Clarke, Inc. concerning conditions at Black Rock Canal Park and their ability to expedite the design process in a manner consistent with the completion timeframes established by various grantor agencies; and be it further

WHEREAS, Erie County is desirous of expanding the services of Nussbaumer and Clarke, Inc. to include final design, bid documents and construction inspection.

WHEREAS, the Erie County Legislature approved entering into a contract with Nussbaumer and Clarke, Inc. for preliminary design services on July 30, 2015, with resolution item 14E-23.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to execute a contract amendment with Nussbaumer and Clarke, Inc. (NCI) for engineering services for the project's final design, bid document and construction phases in an amount not to exceed \$68,135, and an additional \$6,800 for a Department of Environment and Planning design contingency fund with authorization for the County Executive to approve contract amendments with NCI not to exceed \$74,935; and be it further

RESOLVED, that the estimated total sum of the final design phase inclusive of the design contingency \$74,935 is hereby appropriated from Capital Project Account Number A.15081; and be it further

RESOLVED, that an accounts receivable be established to receive reimbursement of expenditures from the \$700,000 Niagara River Greenway grant for the Black Rock Canal Park Phase 3; and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive's Office; the Comptroller's Office; the Division of Budget and Management; the County Attorney; and the Commissioner of the Department of Environment and Planning, Rath Building, 10th Floor.

**TED B. MORTON
CHAIR**