

July 23, 2015

ENERGY & ENVIRONMENT COMMITTEE
REPORT NO. 13

ALL MEMBERS PRESENT.
CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 13E-12 (2015)
LORIGO: "Letter to Director of Weights & Measures Regarding Enforcement of Proposed Local Law Regarding Microbeads"
(6-0)
 - b. COMM. 14D-6 (2015)
CLERK OF THE LEGISLATURE: "NYS DEC Documents Received"
(6-0)
2. COMM. 13E-10 (2015)
COUNTY EXECUTIVE AS AMENDED
WHEREAS, the Erie County Department of Environment and Planning has received the following lowest responsible bid for the Stony Road Sanitary Sewer Repair Project, Erie County Sewer District No.4, Contract No. 49 at 10:00 a.m. on July 15, 2015:

<u>Contract</u>	<u>Lowest Responsible Bidder</u>	<u>Amount</u>
Contract No. 49	Yarussi Construction, Inc. 5650 Simmons Avenue Niagara Falls, NY 14304	\$215,000.00

; and

WHEREAS, the aforementioned lowest responsible bidder is recognized as a reputable contractor capable of completing this project; and

WHEREAS, there is available cash in Erie County Sewer District No. 4 Capital Reserve Account C.00034; and

WHEREAS, the Division of Sewerage Management wants to utilize a portion of the cash balance in Capital Reserve Account C.00034 to fund the contract.

NOW, THEREFORE, BE IT,

RESOLVED, that the Stony Road Sanitary Sewer Repair Project, Erie County Sewer District No. 4, Contract No. 49 be awarded as follows

<u>Contract</u>	<u>Lowest Responsible Bidder</u>	<u>Amount</u>
Contract No. 49	Yarussi Construction, Inc. 5650 Simmons Avenue Niagara Falls, NY 14304	\$215,000.00

; and be it further

RESOLVED, that the County Executive be, and hereby is, authorized to execute the Contract with the aforementioned lowest responsible bidder, subject to approval as to form by the County Attorney's office and certification of available funds by the Comptroller's office; and be it further

RESOLVED, that the Erie County Comptroller and Director of Budget and Management be authorized and directed to establish a new Capital Project, C.15401"SD#4 Stony Rd Rehab .250M" with estimated revenues of \$250,000.00 through an interfund transfer from Capital Reserve (486000), and Appropriations Professional Services (516020) of \$250,000.00 and to establish all budgetary accounts necessary to facilitate the transfer of funds; and be it further

RESOLVED, that the Erie County Comptroller and Director of Budget and Management be authorized to establish budgets as necessary and directed to transfer \$250,00.000 from Erie County Sewer District No. 4 Capital Reserve Account C.00034 to Erie County Sewer District No. 4 Capital Account C.15401 ; and be it further

RESOLVED, that the Erie County Comptroller be authorized and directed to allocate \$250,000.00 from Erie County Sewer District No. 4, Capital Account C.15401 for this project; and be it further

RESOLVED, that the Clerk of the Legislature be directed to 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 Fiegl, P.E., Department of Environment and Planning.
(6-0)

3. COMM. 14E-2 (2015)
COUNTY EXECUTIVE

WHEREAS, the New York Electronic Equipment Recycling and Reuse Act was passed in 2010 to remove consumer waste electronics (e-waste) from the solid waste stream and increase recovery of electronic recyclable material; and

WHEREAS, since January 2015, due to the Statewide Electronics Disposal Ban, it is no longer legal to place e-waste in with regular household trash or to be disposed in landfills; and

WHEREAS, the Act intended to assign costs associated with the collection and recycling of e-waste to consumer electronics manufacturers based upon the amount of retail electronics sold in New York; and

WHEREAS, many municipalities have initiated programs to provide residents with convenient e-waste collection sites; and

WHEREAS, due to the amount and type of e-waste material collected by municipalities and due to a reduction in value for recycled materials generated from e-waste, the municipal collection programs have changed from a revenue generating program to an expense; and

WHEREAS, amendments to the original Electronic Equipment Recycling and Reuse Act would better assign costs associated with the recycling of e-waste to consumer electronics manufacturers and increase opportunities for residents to properly recycle their e-waste.

NOW, THEREFORE BE IT

RESOLVED, the Erie County Legislature does hereby call upon Governor Andrew Cuomo, the New York State Assembly, the New York State Senate, and the State Department of Environmental Conservation to amend and improve the current Electronic Equipment Recycling and Reuse Act to build toward long term goals of creating a more sustainable manufacturer implemented electronics recycling program, with convenience standards for both rural and urban populations, that eliminate expenses incurred by local governments; and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this Resolution to: The County Executive's Office; Assemblyman Steven C. Englebright, Chairman – Environment Conservation Committee; Senator Thomas F. O'Mara, Chairman – Environment Conservation Committee; Joseph Martens, NYS Department of Environmental Conservation; Senator Patrick Gallivan; Senator Marc C. Panepinto; Senator Michael Ranzenhofer; Senator Timothy Kennedy; Assemblymember Jane L. Corwin; Assemblymember Dave DiPietro; Assemblymember Raymond Walter; Assemblymember Crystal D. Peoples; Assemblymember Angela M. Wozniak; Assemblymember Sean Ryan; Assemblymember Michael Kearns; Assemblymember Robin Schimminger; Governor Andrew Cuomo; Deputy County Executive Maria R. Whyte, and Deputy Commissioner Thomas R. Hersey, Jr.

(6-0)

4. COMM. 14E-3 (2015)
COUNTY EXECUTIVE

WHEREAS, it is estimated that roughly 3.1 million gallons of waste paint are generated in New York each year; and

WHEREAS, management of waste paint in New York results in a cost that typically represents 50% of municipal household hazardous waste budgets; and

WHEREAS, a statewide paint stewardship program would mean that the paint industry would be responsible for collecting and managing leftover paint in New York; and

WHEREAS, the American Coatings Association, a trade association representing paint manufacturers from across the United States, has created PaintCare, a non-profit program to manage the reuse, recycling and disposal of waste paint; and

WHEREAS, other states, including Rhode Island, Connecticut and Oregon have passed legislation implementing paint recovery programs managed by PaintCare, saving local municipalities tens of thousands of dollars to manage the paint as part of household hazardous waste collection programs; and

WHEREAS, in addition to reducing government costs, a paint stewardship program would create green sector jobs, reduce waste and encourage the public to purchase the right amount of paint for a job; and

WHEREAS, Erie County therefore wishes to express its support for an industry-sponsored statewide paint collection system.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby urges the New York State Legislature to enact paint recycling legislation which would require the paint industry to be responsible for collecting and managing leftover paint in New York; and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this resolution to: Assemblyman Steven C. Englebright, Chairman – Environment Conservation Committee; Senator Thomas F. O'Mara, Chairman – Environment Conservation Committee; Joseph Martens, NYS Department of Environmental Conservation; Senator Patrick Gallivan; Senator Marc C. Panepinto; Senator Michael Ranzenhofer; Senator Timothy Kennedy; Assemblymember Jane L. Corwin; Assemblymember Dave DiPietro; Assemblymember Raymond Walter; Assemblymember Crystal D. Peoples; Assemblymember

Angela M. Wozniak; Assemblymember Sean Ryan; Assemblymember Michael Kearns; Assemblymember Robin Schimminger; Governor Andrew Cuomo; Erie County Executive Mark C. Poloncarz; Deputy County Executive Maria R. Whyte, and Deputy Commissioner Thomas R. Hersey, Jr.

(6-0)

5. COMM. 14E-17 (2015)
COUNTY EXECUTIVE

WHEREAS, the NYSDOT periodically schedules the improvements of sections of State Highways; and

WHEREAS, these improvements require the adjustment of County sanitary sewer facilities located within the State highway right-of-way at no cost to the County upon the individual review and approval of the Board of Managers of the sewer districts; and

WHEREAS, the Erie County Department of Environment and Planning, Division of Sewerage Management has advised the Legislature that a NYSDOT Public Utility Work Agreement is ready to be entered into; and

WHEREAS, the Erie County Department of Environment and Planning, Division of Sewerage Management has recommended to the Legislature that Erie County enter into the NYSDOT Public Utility Work Agreement.

NOW, THEREFORE BE IT

RESOLVED, that the Legislature approve the Erie County Department of Environment and Planning, Division of Sewerage Management entering into NYSDOT Public Utility Work Agreement for adjusting County sanitary sewer facilities located within the State highway right-of-way at no cost to the County upon the individual approval of the Board of Managers of the sewer districts; and it be further

RESOLVED, that the Erie County Executive is hereby authorized to sign the NYSDOT Public Utility Work Agreement allowing the NYSDOT to perform the necessary required and at no cost to the County; and it be further

RESOLVED, that the Erie County Executive is hereby authorized to sign NYSDOT Public Utility Agreements with the understanding that the County will be obligated to maintain Erie County Sewer District facilities adjusted via State-let contracts; and be it further

RESOLVED, that (1) certified copy each of this resolution to the County Executive and Kristin Walder, Assistant County Attorney; and send two (2) certified copies of this resolution to Joseph L. Fiegl, P.E., Department of Environment and Planning.

(6-0)

6. COMM. 14E-18 (2015)
COUNTY EXECUTIVE AS AMENDED

WHEREAS, the Town of Lancaster owns the property at 3789 Walden Avenue (Rear), which consists of approximately 3.5 acres formerly used for the Town of Lancaster dog control operations; and

WHEREAS, the aforementioned property at 3789 Walden Avenue (Rear), Lancaster, New York is more specifically described as SBL #104.08-7-7.1; and

WHEREAS, property SBL #104.08-7-7.1 is directly adjacent to Erie County's Northern Region Offices servicing Erie County Sewer District Nos. 1, 4, and 5; and

WHEREAS, the Town of Lancaster contacted the County of Erie to ascertain its interest in purchasing property SBL #104.08-7-7.1; and

WHEREAS, the County of Erie has the need for additional space for storage and potential future expansion of its Northern Region Offices; and

WHEREAS, the Town of Lancaster has accepted the County of Erie's offer to purchase SBL #104.08-7-7.1 for the sum of \$50,000.00; and

WHEREAS, the County of Erie acting as lead agency under 6 NYCRR Part 617 State Environmental Quality Review (SEQR) has determined that this proposed property purchase is a SEQR Unlisted Action with no significant adverse environmental impacts; and

WEHEREAS, an amount not to exceed \$10,000.00 may be necessary to cover closing and associated costs related to the property.

NOW, THEREFORE, BE IT

RESOLVED, that the County of Erie has made a determination of non-significance for the environmental impacts associated with the purchase I transfer of SBL #104.08-7-7.1 and hence affirms a SEQR Negative Declaration for this action; and be it further

RESOLVED, successive to the aforementioned SEQR Negative Declaration, the Legislature for the County of Erie hereby authorizes the purchase of the property at 3789 Walden Avenue (Rear) in the Town of Lancaster, New York for the amount of \$50,000.00; and be it further

RESOLVED, that an amount not to exceed \$10,000.00 be authorized for applicable closing and associated costs; and be it further

RESOLVED, that the County Executive be, and hereby is, authorized to execute any and all necessary agreements to purchase the property at 3789 Walden Avenue (Rear) in the Town of Lancaster, New York, subject to approval as to form by the County Attorney; and be it further

RESOLVED, that the County Comptroller and the Director of Budget and Management is authorized and directed to transfer an amount not to exceed \$60,000.00 to district-wide Capital Project C.00065 and establish all necessary accounts and budgets to facilitate this transfer; and it be further

RESOLVED, that the \$60,000.00 transfer will be funded in amounts not to exceed as follows: ECSD No. 1 Capital Reserve C.00033 - \$21,600.00; ECSD No. 4 Capital Reserve C.00034 - \$30,000.00; ECSD No. 5 Capital Reserve C.00005 - \$8,400.00; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send one (1) certified copy each to the County Executive, the Director of Budget and Management, the Erie County Comptroller, 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.
(6-0)

7. COMM. 14E-20 (2015)
COUNTY EXECUTIVE

WHEREAS, the Erie County Legislature had awarded the Erie County Sewer District No. 3 engineering agreement to GHD Consulting Services, Inc. (formerly Stearns & Wheler, LLC, Environmental Engineers & Scientists); and

WHEREAS, the Erie County Department of Environment and Planning, Division of Sewerage Management has advised the Legislature that all scheduled engineering services are now complete; and

WHEREAS, the Engineer has been paid in full; and

WHEREAS, the Erie County Department of Environment and Planning, Division of Sewerage Management has recommended the acceptance of the Erie County Sewer District No. 3 engineering agreement with GHD Consulting Services, Inc. in the final contract amount of \$1,414,346.01.

NOW, THEREFORE BE IT

RESOLVED, that the Erie County Sewer District No. 3 engineering agreement between the County of Erie and GHD Consulting Services, Inc. (formerly Stearns & Wheler, LLC, Environmental

Engineers & Scientists), 200 John James Audubon Parkway, Suite 101, Amherst, NY 14228 is accepted in the amount of \$1,414,346.01; and be it further

RESOLVED, that the Erie County Comptroller is hereby authorized and directed to finalize the Erie County Sewer Districts No. 3 engineering agreement between the County of Erie and GHD Consulting Services, Inc., in the amount of \$1,414,346.01; 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 Erie County Comptroller, and Kristen Walder, Assistant County Attorney; and two (2) certified copies to Joseph L. Fiegl, P.E. Department of Environment and Planning, Division of Sewerage Management, Rath Building, 10th floor.
(6-0)

8. COMM. 14E-21 (2015)
COUNTY EXECUTIVE

WHEREAS, pursuant to Legislative Comm. 8E-21 (2006), Contract No. 41G was awarded to Kohl Construction, Inc. for replacement of the existing mechanical bar screens and the roof system at the Wilmuth Avenue Pumping Station in Erie County Sewer District No. 6; and

WHEREAS, the Erie County Division of Sewerage Management has advised that all scheduled improvements are now completed; and

WHEREAS, the Erie County Department of Environment and Planning has recommended the acceptance of Contract No. 41G, in the final contract amount of \$546,120.00 which includes Change Order No. 1 (final), a decrease of \$12,500.00, and recommends approval for final payment.

NOW, THEREFORE BE IT

RESOLVED, that Contract No. 41G between the County of Erie and Kohl Construction, Inc. (1427 Two Rod Road, Alden, New York 14004) is accepted in the final contract amount of \$546,120.00 which includes Change Order No. 1 (final), a decrease of \$12,500.00, with \$546,120.00 allocated in Erie County Sewer District No. 6 Bond Account C.00064; and be it further

RESOLVED, that the Erie County Comptroller be directed to make final payment for Contract No. 41G to Kohl Construction, Inc., subject to the completion of all close out paperwork by the contractor to the satisfaction of the Division of Sewerage Management, for a total contract amount of \$546,120.00; and be it further

RESOLVED, that the Clerk of the Legislature be directed to 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 Fiegl, P.E., Department of Environment and Planning.
(6-0)

9. COMM. 14E-22 (2015)
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Parks, Recreation & Forestry received a request by the AFL-CIO to complete and provide assistance to the Workers Memorial location at Chestnut Ridge Park; and

WHEREAS, the Workers Memorial Site at Chestnut Ridge was constructed as a result of a cooperative venture between the Buffalo Central Labor Council, AFL-CIO and the County of Erie; and

WHEREAS, the site is ready to be re-established with a permanent monument honoring all Erie County workers who were either killed on the job or died as a direct cause of the work they were doing.

NOW, THEREFORE, BE IT

RESOLVED, the Erie County Department of Parks, Recreation and Forestry is authorized to enter into an agreement with the WNY Area Labor Federation, AFL-CIO for the purposes of providing assistance to the Workers Memorial location at Chestnut Ridge Park; and be it further

RESOLVED, that certified copies of this Resolution be sent to the Erie County Executive, the Commissioner of Parks, Recreation and Forestry, the Erie County Division of Budget and Management and the Erie County Department of Law.
(6-0)

10. COMM. 14E-23 (2015)
COUNTY EXECUTIVE

WHEREAS, the County park known as Black Rock Canal Park is within the City of Buffalo; and

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 it is necessary to accept these funds and to award a contract for the design phase of the project.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to accept an award of \$700,000 from the New York State Power Authority Resettlement Agreement (Greenway) for the Phase 3 improvements; and be it further

RESOLVED, that the Division of Budget and Management is authorized to establish a new capital project in Fund Center 162, Fund 410 (Account 409000 State Aid Revenues) with the funds from this award and to make the necessary budgetary adjustments; and be it further

RESOLVED, that the County Executive is hereby authorized to execute an agreement with Nussbaumer and Clarke, Inc. (NCI) for engineering services for the project's schematic design phase in an amount not to exceed \$62,290, and an additional \$6,230 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 \$68,520; and be it further

RESOLVED, that the estimated total sum of the schematic design phase inclusive of the design contingency \$68,520 is hereby appropriated from the new capital project and made available to cover the cost of participation in the above schematic phase of the Project; and be it further

RESOLVED, that the requirement for a request for proposal in Section 19.08 of the Erie County Administrative Code is hereby 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

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.
(6-0)

11. COMM. 14E-24 (2015)
COUNTY EXECUTIVE AS AMENDED

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 coordinate, oversee, and support work towards the delisting of the Buffalo River as a Great Lakes Area of Concern; and

WHEREAS, the United States Environmental Protection Agency (USEPA) Great Lakes Restoration Initiative provides grant assistance to municipalities to implement projects to improve the quality of the Great Lakes; and

WHEREAS, DEP provides technical assistance regarding the management of the Erie County Natural Habitat Parks; and

WHEREAS, the United States Environmental Protection Agency (USEPA) solicited Erie County to be a local sponsor for \$5,000,000 in funding to work with the United States Army Corps of Engineers (USACE) to complete a 17-month United States Environmental Protection Agency Great Lakes Restoration Initiative Grant: "Buffalo River AOC Project Management: Erie County Natural Habitat/Buffalo River Shoreline and In-Water Restoration Delisting Project"; and

WHEREAS, the USEPA through an interagency agreement will directly provide the USACE \$3.8 million of the \$5 million grant to manage the design and construction work at both the Seneca Bluffs Natural Habitat site, as well as at the in-water properties identified by the Buffalo River Remedial Action Committee; and

WHEREAS, in order for the USACE to receive this direct funding from the USEPA, it is necessary that Erie County enter into an agreement with the USACE to be the local Government sponsor for this habitat restoration work; and

WHEREAS, in order to secure proper authority to access the identified habitat projects Erie County and/or the USACE will need to enter into access agreements with each the City of Buffalo and approximately seven private land owners whose property is adjacent to the proposed projects; and

WHEREAS, in order to most efficiently restore an additional 1,100 linear feet of shoreline at the NFTA property at 61 Smith Street adjacent to the currently EPA-funded Erie County Red Jacket (Smith Street) Natural Habitat Park Restoration site, authorization is being requested to allow a change order to the current contract with Wendel Companies (Contract #14-783-EP) to expand the scope of work to include the design and construction for this additional restoration to the current project. This proposed change order is justified because Wendel Companies was awarded Contract #14-783-EP based on the decision of an RFP selection committee that Wendel Companies was the best qualified bidder with the lowest price for the adjacent Red Jacket (Smith Street) Natural Habitat Restoration implementation; and additionally, because the USEPA has put stringent time constraints on awarding the project funds that the Buffalo River AOC habitat restorations must be completed by December 31, 2016 which could not be attained if an RFP process were required; and

WHEREAS, Erie County will need to enter into an access agreement with the NFTA in order to allow the County and/or their contractor the necessary access to do the proposed habitat restoration work; and

WHEREAS, the addition of this AOC habitat restoration initiative necessitates the execution of a grant contract with the USACE and change order to a current contract, the adoption of a grant budget; and the creation of a Junior Environmental Compliance Specialist (JG-7) position within the DEP to help administer and oversee this additional work which will be 100 % grant funded.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive or the Deputy County Executive is hereby authorized to execute the necessary agreements and enter into an agreement with the United States Environmental Protection Agency to provide local coordination of \$5,000,000.00 grant funding for the purpose of implementing a "Buffalo River AOC Project Management: Erie County Natural Habitat Park and Buffalo River Shoreline and In-Water Restoration Delisting Project" of which Erie County will receive \$925,000 in funding to directly implement their share of the project work; and be it further

RESOLVED, that the County Executive or the Deputy County Executive is hereby authorized to execute the necessary agreements with the United States Army Corps of Engineers to provide access and direct approximately \$4,075,000 of the EPA grant project funding to USACE for the purpose of implementing approximately 3,000 linear feet of shoreline stabilization and restoration at Erie County's Seneca Bluffs Natural Habitat Park and at least 2,500 linear feet of in-water natural habitat restoration at sites identified by the Buffalo River Remedial Action Committee; and be it further

RESOLVED, that the County Executive or the Deputy County Executive is hereby authorized to execute the necessary access agreements with the City of Buffalo and approximately seven private land owners and the USACE to implement approximately 2,500 linear feet of in-water submerged aquatic vegetation and restoration projects along the Buffalo River Area of Concern; and be it further

RESOLVED, that the County Executive or the Deputy County Executive is hereby authorized to enter into an access agreement with the Niagara Frontier Transportation Authority to restore approximately 1,100 linear feet of additional shoreline and habitat restoration at 61 Smith Street, Buffalo, New York; and be it further

RESOLVED, that Change order #1 to existing Erie County Contract #14-783-EP with Wendel Companies Inc. to expand their existing habitat design and engineering work at Erie County's Red Jacket (Smith Street) Natural Habitat Park to include the approximately 1,100 linear feet of shoreline and habitat restoration at 61 Smith Street, Buffalo, New York and is hereby authorized not to exceed \$150,000; and be it further

RESOLVED, that the grant budget and project period for the United States Environmental Protection Agency Great Lakes Restoration Initiative Grant: “Buffalo River AOC Project Management: Erie County Natural Habitat and Buffalo River In-Water Restoration Delisting Project” is hereby created in the Department of Environment and Planning, Business Area 162, as follows:

“Buffalo River AOC Project Management: Erie County Natural Habitat and Buffalo River Shoreline and In-Water Restoration Delisting Project” (Grant Period: 7/1/15 – 12/31/16),
SAP Grant Account #162BRRPMPH2

REVENUE:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
414000	Federal Aid Revenue	(\$ 831,000.00)
TOTAL REVENUE		(\$ 831,000.00)

APPROPRIATIONS:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
500000	Regular Full Time Wages	\$ 45,080.00
502000	Fringe Benefits	\$ 29,920.00
516020	Professional Services	\$ 756,000.00
TOTAL APPROPRIATIONS:		\$ 831,000.00

and be it further

RESOLVED, that the following position, for which sufficient funding through United States Environmental Protection Agency grant funding for personal services and fringe benefits exists, will be created in the above grant:

Junior Environmental Compliance Specialist (JG-7)
B-100 No. 000 000 8380
Budgeted Annual Salary: \$31,822

and be it further

RESOLVED, that the Director of the Division of Budget and Management is hereby authorized to implement any budget adjustments as required to comply with State and local funding requirements; 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;

Maria R. Whyte, Commissioner of Environment and Planning; Thomas Hersey, Jr., Deputy Commissioner of Environment and Planning; and Bonnie Lawrence, Coordinator – Pollution Prevention Program.
(6-0)

12. COMM. 14E-41 (2015)
COUNTY EXECUTIVE

RESOLVED, the Erie County Legislature hereby confirms the appointment of the following individuals, on the recommendation of the Erie County Executive, to serve on the Erie County Environmental Management Council:

EMC AT-LARGE APPOINTMENTS

Anne Bergantz 20 Dorchester Rd Buffalo, NY 14222	Eric “Luke” Jackson 67 Chatham Ave Buffalo, NY 14216	George Besch 39 Lake Ave Lancaster, NY 14086	Daniel Spitzer 20 Harbour Point Cmn Buffalo, NY 14202
Paul Fuhrmann 3221 Ransom Rd Lancaster, NY 14086	Laurie Stillwell 484 Getzville Rd Amherst, NY 14226	Rosa A. Gonzalez 8 Lakewood Dr Orchard Park, NY 14127	Don Stribick 147 Hybank Dr West Seneca, NY 14224
David Hahn-Baker 440 Lincoln Pkwy Buffalo, NY 14216	Josh Wilson 115 Mariner St Buffalo, NY 14201	Denine Jackson 89 Wellington Rd Buffalo, NY 14216	Brenda Young 9402 Douglas Fir Ct Clarence Cntr, NY 14032

MUNICIPAL APPOINTMENTS

Conn Keogh 22 Carriage Hill Williamsville, NY 14221	(T) Amherst	Leona Rockwood 5724 Old Lakeshore Rd Lakeview, NY 14086	(T) Hamburg
Don Owens 1865 Hubbard Rd East Aurora, NY 14052	(T) Aurora	Adrienne Punturiero 11 Dudley Ave Hamburg, NY 14075	(V) Hamburg
Supervisor Leonard Pero Town of Brant, P.O. BOX 100 Brant, NY 14027	(T) Brant	William Kolacki 9292 Savage Rd Holland, NY 14080	(T) Holland
Elizabeth Meunier 4919 Ledge Ln	(T) Clarence	Fred Heinle 714 Ridge Rd	(C) Lackawanna

Williamsville, NY 14221

Deborah Jusiak (T) Colden
8389 Lewis Rd
Holland, NY 14080

Supervisor David Tessmer (T) Collins
Mill Street, PO Box 420
Collins, NY 14034

Supervisor Gary Eppolito (T) Concord
86 Franklin St, PO BOX 368
Springville, NY 14141

Kevin Peterson (V) Depew
54 Babbette Dr
Depew, NY 14043

Mr. Lamont Beers (T) Eden
2880 Wood Spirit
Eden, NY 14057

Fred Streif (T) Elma
130 Shreif Rd
Elma, NY 14059

David Mosher (T) Evans
9155 Meadow Lange
Angola, NY 14006

Sam Akinbami (T) Grand Island
2227 West River Rd
Grand Island, NY 14072
(6-0)

13. COMM. 14E-42 (2015)
COUNTY EXECUTIVE
July 14, 2015
Erie County Legislature
92 Franklin St.-4th Floor

Lackawanna, NY 14218

Julius McCan (T) Lancaster
33 Burwell Ave
Lancaster, NY 14086

Lewis Tandy (T) Newstead
13678 Main Rd
Akron, NY 14001

Deputy Mayor David Rood (V) Orchard Park
4295 South Buffalo St
Orchard Park, NY 14127

Lori Whittington (T) Sardinia
10300 Phillips Rd
Sardinia, NY 14134

Andrew Baumgartner (T) Tonawanda
224 Edgewood Ave
Tonawanda, NY 14223

Evelyn Hicks (T) West Seneca
276 Seneca Creek Rd
West Seneca, NY 14224

Jane Vohwinkel (V) Williamsville
50 North Long
Williamsville, NY 14221

Buffalo, NY 14202

Dear Honorable Members:

RE: APPOINTMENTS TO THE LAKE ERIE WATERSHED PROTECTION ALLIANCE (LEWPA)

I, Mark C. Poloncarz, Erie County Executive do hereby appoint the following individuals to the Lake Erie Watershed Protection Alliance (LEWPA) to 3 year terms:

Leonard Pero – Supervisor, Town of Brant
1272 Brant-North Collins Road, P.O. Box 228, Brant, New York 14027

Thomas Heresy – Deputy Commissioner, Erie County Environment and Planning
95 Franklin Street, Room 1077, Buffalo, New York 14202

Mark Gaston – Director, Erie County Soil & Water Conservation District
50 Commerce Way, East Aurora, New York 14052

Sincerely,
MARK C. POLONCARZ
Mark C. Poloncarz, Esq.
Erie County Executive

cc: Thomas Heresy, Deputy Commissioner, Erie County Environment and Planning
(6-0) Receive, file & print.

TED B. MORTON
CHAIR