

March 16, 2017

ENERGY & ENVIRONMENT COMMITTEE
REPORT NO. 4

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

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 5E-11 (2017)
COUNTY EXECUTIVE: “EC Sewer District No. 3 - Engineer Term Contract Agreement - Work Order AECOM-1”
(6-0)
 - b. COMM. 5E-12 (2017)
COUNTY EXECUTIVE: “EC Sewer District No. 3 - Engineer Term Contract Agreement - Work Order GHD-2”
(6-0)
 - c. COMM. 5E-13 (2017)
COUNTY EXECUTIVE: “EC Sewer District No. 6 - Engineer Term Contract Agreement - Work Order EA-1”
(6-0)
2. RESOLVED, the following items are hereby amended and received and filed:
 - a. COMM. 5E-7 (2017)
COUNTY EXECUTIVE: “EC Sewer District Nos. 1, 4 & 5 - Engineer Term Contract Agreement - Work Order GPI-1”
(6-0)
 - b. COMM. 5E-8 (2017)
COUNTY EXECUTIVE: “EC Sewer District Nos. 1, 4 & 5 - Engineer Term Contract Agreement - Work Order WSA-1”
(6-0)
 - c. COMM. 5E-9 (2017)
COUNTY EXECUTIVE: “EC Sewer District Nos. 2, 3 & 8 - Engineer Term Contract Agreement - Work Order N&C-1”
(6-0)

- d. COMM. 5E-10 (2017)
COUNTY EXECUTIVE: “EC Sewer District Nos. 2, 3 & 8 - Engineer Term Contract Agreement - Work Order DI-1”
(6-0)
3. COMM. 1E-11 (2017)
COUNTY EXECUTIVE AS AMENDED
WHEREAS, the County Executive has made the below appointments to the Erie County Sewer District Board of Managers pursuant to the power vested to him by Section 2204 of the County Charter.

NOW, THEREFORE, BE IT

RESOLVED, that the following appointments to the Erie County Sewer District Board of Managers are hereby confirmed:

<u>Erie County Sewer District No. 4</u>	<u>Term Expires</u>
Mr. William Cansdale (Appointment)	12/31/17
Village of Lancaster Department of Public Works 5200 Broadway Lancaster, NY 14086	
<u>Erie County Sewer District No. 5</u>	<u>Term Expires</u>
Mr. Jeffrey Burroughs, P.E. (Appointment)	12/31/17
Town of Amherst Engineer 1100 North Forest Road Williamsville, NY 14221	
 4. COMM. 5E-23 (2017)
COUNTY EXECUTIVE
WHEREAS, the Erie County Legislature approved Erie County to enter into the necessary agreements with the Western New York Land Conservancy to accept the donation of one parcel, approximately 8.2 acres of land, SBL-206.00-1-8.11, located at 6892 Lakeshore Road, Derby, in the Town of Evans, State of New York, and more fully described on Attachment A, to become County parkland; and

WHEREAS, funds to effectuate the property transfer were approved not to exceed \$3,000 in Resolution Comm. 13E-18 (2016) on July 28, 2016; and

WHEREAS, after the passage of the aforementioned resolution, the County learned that additional funds would be needed at the time of closing in order to reimburse the Conservancy for costs associated with school, town and county taxes in the amount of \$8,164.59; and

WHEREAS, the Department of Environment and Planning has completed a review pursuant to New York State Environmental Quality Review Act (SEQR) and a Negative Declaration was issued on February 22, 2016, thus determining that the proposed action will not have an adverse environmental impact.

NOW, THEREFORE, BE IT

RESOLVED, that additional funds be approved in the amount of \$7,000 to cover the closing costs for school, town and county taxes incurred by the donor, for a total expenditure not to exceed \$10,000 in order to effectuate the transfer of the "Lakeview Pocket Preserve" from the Western New York Land Conservancy to Erie County; and be it further

RESOLVED, that said funds shall be appropriated from the Department of Environment and Planning's 2016 Budget in fund 110, funds center 16200 and GL account 516020 – professional services; and be it further

RESOLVED, that the County be permitted to make payment for any and all closing costs and fees associated with the donation of the "Lakeview Pocket Preserve" parcel; and be it further

RESOLVED, that the Clerk of the Legislature send certified copies of this resolution to Daniel Rizzo, Department of Parks, Recreation, and Forestry; Bonnie L. Lawrence, Division of Environmental Compliance in the Department of Environment and Planning; Thomas R. Hersey, Jr., Commissioner of the Department of Environment and Planning; the County Executive; the Erie County Comptroller; the Erie County Director of Budget and Management; and Kristen M. Walder, Assistant County Attorney.

ATTACHMENT A

PROPERTY DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Evans, County of Erie, State of New York, being part of Lot No. 53, Township 9, Range 8 of the Holland Land Company Survey being bounded on the north by the shores of Lake Erie, bounded on the east by lands conveyed to St. Columban's Foreign Mission Society, described in deed recorded in the Erie County Clerk's Office in Liber 4645 of Deeds at page 335; bounded on the south by the Old Lake Shore Road; and bounded on the

west by lands conveyed to Edgar F. Wendt by deed recorded in the Erie County Clerk's Office in Liber 3032 of Deeds at page 594.
(6-0)

**TED B. MORTON
CHAIR**