

MAY 6, 2007

HEALTH COMMITTEE
REPORT NO. 6

ALL MEMBERS PRESENT.

1. RESOLVED, the following items are hereby received and filed:

- a. COMM. 9E-1 (2007)
LOCKLEAR: Mold Testing: Erie County Family Court Building
(4-0)
- b. COMM. 9D-3 (2007)
ECMCC: Annual Audit Report Certification
(4-0)

2. COMM. 6E-10 (2007)
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Health wishes to contract with the New York State Department of Environmental Conservation (NYSDEC) from April 1, 2004 to March 31, 2009 for the purpose of reviewing plans and specifications, reconnaissance inspections and compliance, annual inspections and compliance and complaint investigation inspections for sanitary sewer and on-site wastewater treatment systems in accordance with a mutually agreed on annual work plan, and

WHEREAS, the total value of the contract will not exceed \$156,690 over the five (5) year period subject to availability of funds with an annual cap of \$30,138.56 agreed to annually by the Erie County Department of Health and the New York State Department of Environmental Conservation, and

WHEREAS, the contract allows continuation of sewer reviews under the authority of the New York State Department of Environmental Conservation to be done by the Erie County Department of Health in coordination with reviews of water system improvements and realty subdivisions that are done under contract with the New York State Department of Health.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to enter into a contract with the New York State Department of Environmental Conservation for the purpose of reviewing of water system improvements and realty subdivisions for the period April 1, 2004 through March 31, 2009, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Office of the County Executive, the Department of Health, Office of the Comptroller, the Division of Budget, Management and Finance, and the Department of Law.
(4-0)

3. COMM. 9E-17 (2007)
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Environment and Planning, Division of Sewerage Management needs to retain an Energy Performance Contractor to provide validation and preliminary design services for energy and efficiency upgrades at wastewater treatment facilities in Erie County Sewer District No. 2 and No. 6; and

WHEREAS, the Department of Environment and Planning has recommended the firm of Siemens Building Technologies, Inc., 85 Northpoint Parkway, Suite 8, Amherst, New York 14228.

NOW, THEREFORE BE IT

RESOLVED, that the firm of Siemens Building Technologies, Inc. be retained at a cost not-to-exceed \$48,700.00; and be it further

RESOLVED, that the County Executive, be and hereby is, authorized to execute an Agreement with the firm of Siemens Building Technologies, Inc., 85 Northpoint Parkway, Suite 8, Amherst, New York 14228, to provide the needed services subject to approval as to form by the County Attorney's Office and approval as to content by the Commissioner of the Department of Environment and Planning; and be it further

RESOLVED, that the County Comptroller be authorized to allocate a total of \$48,700.00 for the Agreement as follows: \$36,525.00 from ECSD No. 2 Operating Fund Contractual Services (Account No. 516020) and \$12,175.00 from ECSD No. 6 Bond Account C.00001; 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; Director of Budget, Management and Finance; Erie County Comptroller's Office; Gregory Dudek, Assistant County Attorney and two (2) certified copies to Thomas J. Whetham, P.E., Department of Environment and Planning.
(4-0)

CYNTHIA E. LOCKLEAR
CHAIRMAN