

November 26, 2013

ENERGY & ENVIRONMENT COMMITTEE
REPORT NO. 17

ALL MEMBERS PRESENT.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 20E-8 (2013)
COUNTY EXECUTIVE: "ECSD No. 3 - Engineering Term Agreement - URS Corporation - Work Order URS - 2"
(5-0)
 - b. COMM. 20E-10 (2013)
COUNTY EXECUTIVE: "ECSD No. 5 - Engineer Term Agreement - DiDonato Associates - Work Order DA-1"
(5-0)

2. COMM. 18E-9 (2013)
COUNTY EXECUTIVE AS AMENDED
WHEREAS, the Board of Managers for Erie County Sewer Districts Nos. 1, 2, 3, 4, 5, 6 and 8 have a system of Sewer District User Charges or Fees; and

WHEREAS, the Boards have requested and are desirous of collecting said User Charges or Fees in 2014 for properties in the same manner and fashion as the regular sewer district taxes as has been done in the past year.

NOW, THEREFORE, BE IT

RESOLVED, that the Director of Real Property Tax Services is hereby authorized and directed to spread said 2013 Sewer District User Charges or Fees against properties within Erie County Sewer District Nos. 1, 2, 3, 4, 5, 6 & 8 liable therefore as provided by law; and be it further

RESOLVED, that the following amounts be collected:

- Sewer District #1 \$ 1,116,856.50
- Sewer District #2 \$ 193,206.88
- Sewer District #3 \$ 1,012,925.91
- Sewer District #4 \$ 667,948.62
- Sewer District #5 \$ 344,007.75
- Sewer District #6 \$ 1,728,422.45

Sewer District #8	\$ 643,044.50
Total	\$ 5,706,412.61

and be it further

RESOLVED, that the Clerk of the Legislature be authorized and directed to send a certified copy of this resolution to the County Executive, the Erie County Comptroller, the Director of Real Property Tax Services, the Director of Budget, the County Attorney and Joseph L. Fiegl, P.E., Deputy Commissioner, Department of Environment and Planning.
(5-0)

3. COMM. 20E-9 (2013)
COUNTY EXECUTIVE
WHEREAS, it is impractical for the Division of Sewerage Management to solicit proposals for each and every small project when the need arises for construction inspection assistance; and

WHEREAS, the County of Erie advertised a Request for Proposals from consulting firms to perform professional services associated with general construction inspection for the Division of Sewerage Management; and

WHEREAS, the advertised Request for Proposals contemplated three-year term contracts to assist the Division of Sewerage Management when in-house workload dictates; and

WHEREAS, a review committee consisting of representatives from the Erie County Division of Sewerage Management was established to evaluate all fifteen (15) timely received responses to the County's Request for Proposals, using a consistent scoring matrix; and

WHEREAS, the proposal review committee recommends retaining DiDonato Associates, Greenman - Pedersen, Inc and Wm. Schutt Associates to complete the requested consulting services.

NOW, THEREFORE, BE IT

RESOLVED, that DiDonato Associates, Greenman - Pedersen, Inc and Wm. Schutt Associates be retained to perform professional services associated with construction inspection for the Division of Sewerage Management; and be it further

RESOLVED, that the County Executive be, and hereby is, authorized to execute an Agreement with DiDonato Associates (689 Main Street, Buffalo, New York 14203), Greenman - Pedersen, Inc. (4950 Genesee Street, Suite 165, Buffalo, New York 14225) and Wm. Schutt Associates (37 Central Avenue, Lancaster, NY 14086) for professional services associated with construction inspection for the Division of

Sewerage Management in an amount not to exceed \$150,000.00 each, subject to approval as to form by the County Attorney's office; and be it further

RESOLVED, that the County Director of Budget and the County Comptroller be authorized to allocate \$150,000.00 for each agreement from any of the Sewer Capital Projects in fund 430 or from the Sewer Operating Fund 220 (including business areas 181, 182, 183, and 186, account 516020 (Professional Service Contracts)) as determined by the Division of Sewerage Management; and be it further

RESOLVED, that the Clerk of the Legislature send two (2) certified copies of this resolution to Joseph Fiegl, P.E., Division of Sewerage Management and one (1) certified copy each to the County Executive, the Erie County Comptroller, the Erie County Director of Budget and Management, and Kristen Walder, Assistant County Attorney.
(5-0)

4. COMM. 20E-11 (2013)
COUNTY EXECUTIVE

WHEREAS, the 2013 Assessment Rolls for Erie County Sewer District Nos. 1-6 and 8 describing each lot or parcel of land have been prepared by the Division of Sewerage Management; and

WHEREAS, the Division of Sewerage Management has also assessed the estimate of expenditures and proportioned them to the lots and parcels of land as nearly as may be to the benefit which each lot or parcel will derive therefrom; and

WHEREAS, the Clerk of the Legislature had a Notice of Public Hearing published in the official County newspapers prior to the date of the Public Hearing which informed the public that the Assessment Rolls would be open for public inspection on and after the first day of October, 2013; and

WHEREAS, said Public Hearing was held in the Chamber of the Erie County Legislature, 92 Franklin Street, 4th Floor, Buffalo, New York, at 1:30 p.m., local time on November 1, 2013 and that all persons desiring to be heard were duly heard and that all objections have been heard and considered; and

WHEREAS, said Assessment Rolls, estimate of expenditures, and Public Hearing were carried out in accordance with Article 5A, Sections 270 and 271 of County Law.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby affirm and adopt the 2013 Assessment Rolls for Erie County Sewer District Nos. 1, 2, 3, 4, 5, 6 and 8; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send a certified copy of this resolution to the County Executive, Erie County Comptroller, Kristen Walder, Assistant County Attorney and Joseph L. Fiegl, P.E., Deputy Commissioner, Department of Environment & Planning.
(5-0)

5. COMM. 20E-15 (2013)
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Parks, Recreation and Forestry has contracted with an outside vendor for a number of years to operate the concession area at Grover Cleveland Golf Course; and

WHEREAS, the concessionaire has provided food and refreshments for park patrons to enjoy throughout the golf season; and

WHEREAS, Bohica Foods has provided the best proposal for service, as well as the highest revenue fee for the County of Erie.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Executive is authorized to enter into an agreement with Bohica Foods for operation of the concession stand at Grover Cleveland Golf Course; and be it further

RESOLVED, that the Erie County Department of Parks, Recreation and Forestry will receive \$5,400.00 in revenue annually from Bohica Foods for the length of the contract; 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, the Erie County Department of Law and the Office of the Comptroller.
(5-0)

TERRENCE D. McCracken
CHAIR