

March 8, 2018

ENERGY & ENVIRONMENT COMMITTEE
REPORT NO. 5

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

1. COMM. 3E-11 (2018)
COUNTY EXECUTIVE AS AMENDED

WHEREAS, the Erie County Department of Environment and Planning has received the following lowest responsible bids for Erie County Sewer District No. 4, Contract Nos. 42-A (General/Mechanical) and 42-D (Electrical) at 10:00 a.m. on February 14, 2018:

<u>Contract</u>	<u>Lowest Responsible Bidder</u>	<u>Amount</u>
Contract No. 42-A General/Mechanical	Nichols, Long & Moore Construction Corp. 770 Riverview Blvd. Tonawanda, NY 14150	\$746,400.00
Contract No. 42-D Electrical	Ferguson Electric Construction Co., Inc. 333 Ellicott Street Buffalo, NY 14203	\$223,000.00

and

WHEREAS, the aforementioned lowest responsible bidders have been recognized in the past as contractors capable of performing the specified work; and

WHEREAS, the Division of Sewerage Management has determined that this project is a Type II action in accordance with 6NYCRR Section 617.5(c) and therefore is not subject to State Environmental Quality Review Act review under New York State Environmental Conservation Law.

NOW, THEREFORE, BE IT

RESOLVED, that the Iroquois Pumping Station Rehabilitation Project, Erie County Sewer District No. 4, Contract Nos. 42-A (General/Mechanical) and 42-D (Electrical) be awarded as follows:

<u>Contract</u>	<u>Lowest Responsible Bidder</u>	<u>Amount</u>
Contract No. 42-A General/Mechanical	Nichols, Long & Moore Construction Corp. 770 Riverview Blvd.	\$746,400.00

Tonawanda, NY 14150

Contract No. 42-D Electrical	Ferguson Electric Construction Co., Inc. 333 Ellicott Street Buffalo, NY 14203	\$223,000.00
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and be it further

RESOLVED, that the County Executive be, and hereby is, authorized to execute the Contracts with the aforementioned lowest responsible bidders, subject to approval as to form by the County Attorney's office and approval as to content by the Commissioner of Environment and Planning; and be it further

RESOLVED, that the Director of Budget and Management and the county Comptroller are authorized and directed to transfer up to \$8,000 from Erie County Sewer District No. 4 Capital Reserve Account C.00034 to Erie County Sewer District No. 4 Capital Account C.00072 and establish the budgets necessary to facilitate the transfer; and be it further

RESOLVED, that the County Comptroller is authorized and directed to allocate \$223,000.00 from Erie County Sewer District No. 4, Capital Account C.00072 for contract No. 42-D (Electrical); and be it further

RESOLVED, that the County Comptroller is authorized and directed to allocate \$746,400.00 from Erie County Sewer District No. 4 Capital Account C.17401 for Contract No. 42-A (General/Mechanical); and be it further

RESOLVED, that the Clerk of the Legislature be directed to send one (1) certified copy each of this resolution to the County Executive, the Director of Budget and Management, the County Comptroller, and Kristen Walder, Assistant County Attorney; and two (2) certified copies to Joseph L. Fiegl, P.E., Department of Environment and Planning, Rath Building, 10th Floor.
(6-0)

2. COMM 5E-13 (2018)

COUNTY EXECUTIVE

WHEREAS, the WNY Stormwater Coalition (Coalition), established in 2006 with execution of a Memorandum of Agreement, collaborates on a joint Stormwater Management Program; and

WHEREAS, the Erie County Department of Environment and Planning coordinates the activities of the Coalition; and

WHEREAS, the Department of Public Works (DPW) – Division of Highways and the Department of Environment and Planning (DEP) – Division of Sewerage Management are currently members of the Coalition; and

WHEREAS, the DPW – Division of Highways and the DEP – Division of Sewerage Management realize the benefits of continued membership in the Coalition and agree to the terms and conditions associated with that membership; and

WHEREAS, the DPW – Division of Highways and the DEP – Division of Sewerage Management have the funds to pay the annual membership dues.

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of Environment and Planning and the Commissioner of Public Works, on behalf of the County Executive, are authorized to enter into a Memorandum of Agreement with 44 Municipal Separate Storm Sewer System Owners and Operators to continue the Western New York Stormwater Coalition; and be it further

RESOLVED, that upon execution of the MOA, the DPW – Division of Highways and the DEP – Division of Sewerage Management will continue to be members of the Coalition and will receive the benefits of membership in the Coalition; and be it further

RESOLVED, that the DPW – Division of Highways and the DEP – Division of Sewerage Management will remit the following participation fees to the Coalition: \$1,250 (DPW – Division of Highways) and \$625 (DEP – Division of Sewerage Management); and be it further

RESOLVED, that upon execution of the MOA, the DPW – Division of Highways will pay the annual membership fee from SAP Fund 210 Cost Center 1231010 – Account #516020, and the DEP – Division of Sewerage Management will pay the annual membership fee from the Sewer District No. 6 Operating Fund 220, Cost Center 1861010 – Account #516020 starting in fiscal year 2017 and annually thereafter for five years; and be it further

RESOLVED, that the County has the option of renewing this MOA for one (1) consecutive five (5) year term; 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; Thomas R. Hersey, Jr., Commissioner of Environment and Planning; William Geary, Commissioner of Public Works; Joseph Fiegl, P.E., Deputy Commissioner of Environment and Planning – Division of

Sewerage Management; and Bonnie Lawrence, Deputy Commissioner of Environment and Planning – Division of Environmental Compliance Services.
(6-0)

JOHN BRUSO
CHAIR