

May 19, 2011

ENERGY & ENVIRONMENT COMMITTEE
REPORT NO. 6

ALL MEMBERS PRESENT.

CHAIR MILLER-WILLIAMS PRESENT AS EX-OFFICIO MEMBER.

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

- a. COMM. 6E-9 (2011)
FUDOLI: "Letter to Legislator Mazur Concerning EC Agricultural & Farmland Protection Board Appearance at Energy & Environment Committee"
(6-0)
- b. COMM. 6M-10 (2011)
CLARENCE TOWN CLERK: "Copy of Resolution Concerning Contract with EC Water Authority"
(6-0)
- c. COMM. 6M-21 (2011)
NEWSTEAD TOWN CLERK: "Copy of Resolution Concerning Appointment Qualifications for Erie County Water Authority Commissioners"
(6-0)
- d. COMM. 8M-3 (2011)
AMHERST TOWN BOARD: "Copy of Resolution Concerning Appointments of Commissioners of the EC Water Authority"
(6-0)
- e. COMM. 9E-9 (2011)
COUNTY EXECUTIVE: "ECSD Nos. 2,3,6 & 8 - Engineer Term Agreement - DiDonato Associates"
(6-0)
- f. COMM. 9E-14 (2011)
COUNTY EXECUTIVE: "ECSD No. 3 - Contract 36 - Change Order No. 2"
(6-0)

- g. COMM. 9E-15 (2011)
MILLER-WILLIAMS: "Letter to Legislator Mazur Concerning Appointment to Commissioner of EC Water Authority"
(6-0)
- h. COMM. 9D-5 (2011)
DEPARTMENT OF ENVIRONMENT & PLANNING: "Lake Erie Beach Neighborhood Revitalization - Town of Evans - SEQR Notification"
(6-0)
- i. COMM. 9M-9 (2011)
NYSDEC: "Notice of Meeting to be Held 5/9/2011 & Availability of an Ecological Restoration Master Plan for the Buffalo River"
(6-0)
- j. COMM. 9M-10 (2011)
NYSDEC: "Copy of Submitted Application to Brownfield Cleanup Program from Delta Sonic Car Wash Systems, Inc., Concerning Cleanup at the Langner Road Site - Town of West Seneca"
(6-0)
- k. COMM. 10M-8 (2011)
NYSDEC: "Fact Sheet - Brownfield Cleanup Program - Cleanup Activities Completed at 111 Hydraulic Street Site"
(6-0)
- l. COMM. 10M-9 (2011)
JEFFREY S. EBERHARD, PH.D.: "Letter of Interest in Serving as a Commissioner for the EC Water Authority"
(6-0)
- m. COMM. 10M-11 (2011)
KURT FELGEMACHER: "Letter of Interest in Serving as a Commissioner for the EC Water Authority"
(6-0)
- n. COMM. 10M-14 (2011)
DAVID L. TRUMPFHELLER: "Letter of Interest in Serving as a Commissioner for the EC Water Authority"
(6-0)

o. COMM. 10M-15 (2011)
CHRISTOPHER T. WEINERT: “Letter of Interest in Serving as a Commissioner for the EC Water Authority”
(6-0)

p. COMM. 10M-16 (2011)
LAURA V. LEWIS: “Letter of Interest in Serving as a Commissioner for the EC Water Authority”
(6-0)

2. COMM. 10E-4 (2011)
COUNTY EXECUTIVE
RESOLVED, the Erie County Legislature hereby confirms the appointment of the following individual to the Board of Managers for Erie County Sewer District No. 1 for a term expiring on December 31, 2011:

Mr. Daniel Higgins
70 North Covington Drive
West Seneca, NY 14220

(6-0)

3. COMM. 10E-7 (2011)
COUNTY EXECUTIVE
WHEREAS, the County recognizes the need to properly train its employees to protect their health and well being, and to comply with applicable state and federal regulations; and

WHEREAS, Erie County’s Division of Sewerage Management has applied for funds from the Western New York Council on Occupational Safety & Health through a New York State Department of Labor Hazard Abatement Board training grant.

NOW, THEREFORE, BE IT

RESOLVED, that the proposed agreement between the County of Erie and the Western New York Council on Occupational Safety & Health to provide health and safety training to the Division of Sewerage Management and Sewer District employees is hereby approved; and be it further

RESOLVED, that the County Executive be, and hereby is, authorized to execute said agreement subject to approval as to form by the County Attorney and as to content by the Commissioner of Environment and Planning; and be it further

RESOLVED, that the Clerk of the Legislature be authorized and directed to send two certified copies of this resolution to Joseph Fiegl, P.E., Deputy Commissioner, Department of Environment and Planning, and one certified copy each to the County Executive, the Director of Budget and Management, Erie County Comptroller; and County Attorney.
(6-0)

4. COMM. 10E-21 (2011)
COUNTY EXECUTIVE
WHEREAS, Erie County is desirous of engaging engineering and construction management services for Phase 1 improvements for the Erie County Black Rock Canal Park (aka Ontario Street Boat Launch) in the City of Buffalo; and

WHEREAS, in compliance with Section 19.08 of the Erie County Administrative Code a consultant selection process was undertaken to evaluate responses to Request for Proposal #106186BC.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be authorized to execute a Contract for Engineering and Construction Management Services for Phase 1 Improvements to Black Rock Canal Park (aka Ontario Street Boat Launch) in an amount not to exceed \$107,621 with Nussbaumer and Clark, Inc; and be it further

RESOLVED, that an amount of \$107,621 be allocated from SAP Account A.21016 for Engineering and Construction Management Services (GL Account 516020 Professional Services, Contracts and Fees) and an additional amount of \$10,762 be allocated for a Department of Environment and Planning design contingency fund with authorization for the County Executive to approve contract amendments with Nussbaumer and Clark, Inc., not to exceed \$10,762, also to be allocated from SAP Account A.21016; and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive’s Office; the Comptroller’s Office; the Director of 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)

THOMAS J. MAZUR
CHAIR