

JUNE 19, 2008

ECONOMIC DEVELOPMENT COMMITTEE
REPORT NO. 10

ALL MEMBERS PRESENT, EXCEPT LEGISLATOR MILLER-WILLIAMS. CHAIR MARINELLI
PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 3M-8 (2008)
OFFICE OF THE STATE COMPTROLLER: Audit of NYS Thruway Authority - Proposed Toll Increases
(5-0)
 - b. COMM. 8M-16 (2008)
NYSDEC: Public Notice Concerning Brownfield Cleanup Program - Open Comment Period
(5-0)
 - c. COMM. 11M-1 (2008)
NYS DEPARTMENT OF TRANSPORTATION: US Route 62, SH5172, Niagara Falls Boulevard, Ridge Lea/Koenig Rd. Intersection, I-290 Overpass to Ridge Lea/Koenig Rd. Intersection, Amherst & Tonawanda
(5-0)
 - d. COMM. 11M-6 (2008)
NFTA: NFTA Board Minutes for Meeting Held on April 28, 2008
(5-0)
 - e. COMM. 11M-10 (2008)
JAMES J. EAGAN: Letter Regarding NFTA Board of Commissioners Vacancy
(5-0)
2. COMM. 11E-13 (2008)
COUNTY EXECUTIVE
WHEREAS, your honorable body previously awarded a General Architectural/Engineering contract to Buffalo Engineering for work at the Buffalo and Erie County Public Library – Main Branch; and

WHEREAS, the Library Board of Trustees has requested that the Department of Public Works proceed with the fuel oil tank replacement, sidewalk replacement, and interior storage mezzanine; and

WHEREAS, the Library Board of Trustees further authorized the Library Director, in cooperation with the Erie County Department of Public Works, to proceed with the work.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to issue a change order to Buffalo Engineering in an amount not to exceed \$65,000.00 for the work; and be it further

RESOLVED, that the Comptroller’s Office be authorized to make payment from the following SAP Accounts for Design:

| | | |
|---|-----------------|--------------------|
| ’02 Central Library Mechanical Equipment & Building Improvements | Project F.00003 | \$20,000.00 |
| ’99 Library – Roof & Exterior | Project F.00015 | \$ 9,300.00 |
| ’99 Central Library - Renovations | Project F.00001 | \$18,700.00 |
| ’03 Central Library – Interior Renovations | Project F.00006 | <u>\$17,000.00</u> |
| Total Not to Exceed | | \$65,000.00 |

and be it further

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Office of the Commissioner and one copy each to the Office of the County Executive, the department of Budget, Management and Finance, the Office of the Comptroller, and the Library Board of Trustees.
(5-0)

3. COMM. 11E-15 (2008)
COUNTY EXECUTIVE
WHEREAS, 937 Broadway LLC and 937 Broadway Housing Development Fund Corp is developing housing for low and very low income households (Project), pursuant to Article XI of the New York Private Housing Finance; and

WHEREAS, the Project, located at 937 Broadway in the City of Buffalo, New York, will contain 43 studio, one-bedroom and two-bedroom apartments for low and very low income persons; and

WHEREAS, in order to make the Project economically feasible for 937 Broadway LLC and 937 Broadway Housing Development Fund Corp. to operate the apartment complex it is necessary to obtain tax relief from the County of Erie and the City of Buffalo.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to execute a Payment in Lieu of Taxes (PILOT) Agreement with 937 Broadway LLC and 937 Broadway Housing Development Fund Corp. relating to the Broadway Market Apartments and all other agreements necessary to conclude this Project; and be it further

RESOLVED, that said Agreement shall include an annual PILOT in the amount of taxes due as set forth on Schedule B attached hereto. Payment under the Agreement will be for thirty (30) years with the County share of each annual payment being twenty-five (25) percent of the total amount; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive; the Director of Budget and Management; the Director of Real Property Tax Services; the Commissioner of the Department of Environment and Planning; the County Comptroller; and the County Attorney.
(5-0)

4. COMM. 11E-23 (2008)
COUNTY EXECUTIVE

WHEREAS, the 2008 Capital budget contains \$5,000,000.00 for Buffalo/Niagara Convention Center Renovations and Improvements; and

WHEREAS, the firm of BHNT Architects currently has a term contract with the Department of Public Works to provide Architectural/Engineering Services at the Buffalo/Niagara Convention Center; and

WHEREAS, on July 15, 2004, your honorable body authorized the County Executive to enter into a General Architectural/Engineering Agreement covering Professional Services for miscellaneous County projects with BHNT Architects; and

WHEREAS, it is now desired to start the design work for the 2008 Capital Projects at the Buffalo/Niagara Convention Center.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be authorized to issue a Supplemental Agreement to BHNT Architects to prepare contract documents for the 2008 Buffalo/Niagara Convention Center work for an amount not to exceed \$200,000.00; and be it further

RESOLVED, that the Comptroller be authorized to make payment for all of the above from SAP Project A.00306 – 2007 - Convention Center Renovations and Improvements for an amount not to exceed \$200,000.00; and be it further

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Office of the Commissioner, and one copy each to the Office of the County Executive, the Division of Budget, Management & Finance and the Office of the Comptroller.
(5-0)

TIMOTHY M. KENNEDY
CHAIR