

JUNE 28, 2007

ECONOMIC DEVELOPMENT COMMITTEE
REPORT NO. 12

ALL MEMBERS PRESENT.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 11D-10 (2007)
COUNTY ATTORNEY: Amendment to Laws of 1982 Chapter 828
(4-0)
 - b. COMM. 11M-11 (2007)
NIAGARA COUNTY LEGISLATURE: Certified Resolution Re: County Support for Erie-Niagara Initiative for Quick-Cool Produce Facility or Alternative Agricultural Project
(4-0)
 - c. COMM. 13M-5 (2007)
TOWN OF SARDINIA: Roads in the Town of Sardinia
(4-0)
 - d. COMM. 13M-7 (2007)
LAW OFFICES OF DIFILIPPO & FLAHERTY, P.C.: Erie County Roads - Town of Sardinia
(4-0)
 - e. COMM. 13M-10 (2007)
NFTA: Audited Financial Statements for FY Ended 3/31/07
(4-0)
 - f. COMM. 13M-14 (2007)
NFTA: Annual 17A Report
(4-0)
 - g. COMM. 13M-15 (2007)
NFTA: Annual Public Authority Date Request Questionnaire 2007
(4-0)
2. INTRO 7-4 (2007)
KENNEDY **AS AMENDED**

WHEREAS, The Buffalo Employment and Training Center (BETC) is a collaboration between workforce development organizations and partner agencies with a primary goal of assisting residents of Buffalo and Erie County to gain employment and assist employers in finding qualified workers in a one-stop environment; and

WHEREAS, The collaborative efforts of the BETC and its partners have developed and implemented a new and innovative One-Stop streamlined approach to conveniently bring employment, training and other workforce services to residents and employers; and

WHEREAS, Complementing this approach has been the creation of One-Stop Service Centers conveniently located throughout Erie County which combine numerous professional services for the job seeker and employers and allows individuals to access the BETC's network of partners at a single convenient physical location; and

WHEREAS, the BETC provides many free job training and placement resources including an initial assessment, job coaching and job search assistance, career counseling, up-to-date labor market information, job vacancy listings, electronic job banks, computer access and financial aid information; and

WHEREAS, The BETC provides specialized career counseling and assessment services such as customized career planning, work skills and training needs assessment, local and national career path exploration, computerized career exploration system assessments of interests, values, aptitude and personality to further career planning and job search; and

WHEREAS, The BETC provides specialized skills training services such as Computer Skills Training, an array of Job Search Workshops including resume writing and interviewing skills, General Equivalency Diploma (GED), occupational skills training in a variety of fields, on-the-job training, re-training for experienced workers, in addition to financial, tuition and child care assistance; and

WHEREAS, The BETC offers free professional services to employers who are looking to advance businesses in the capacity of employee recruitment and screening, customized training programs; and

WHEREAS, The BETC efforts contribute to both the supply and the demand side of the labor market based on research demonstrating that trainees enjoy great job-placement rates, retain their jobs longer, and enjoy substantial gains in earnings; and

WHEREAS, Workforce development is a powerful economic development tool designed to increase momentum and capitalize on future opportunities for economic and business growth; and

WHEREAS, A more versatile workforce development system that works in both urban and rural areas can only be achieved through the process of streamlining job training and employment services in order to nurture innovative approaches to delivering employment services creating; and

WHEREAS, The Western New York region has suffered considerably with both the decrease in total population of young adults in the age group of 25 – 34 years old and the flight of those who are college educated; and

WHEREAS, The Western New York Region is not alone in facing unique workforce development challenges, and in these challenging times regional economic vitality depends on the strength of local businesses; and

WHEREAS, With local economic development organizations devoting considerable effort to attract businesses to this area, it is essential to have dedicated training centers, such as the BETC, to upgrade the skills of displaced workers or to enhance the skills of incumbent workers.

NOW, THEREFORE, BE IT

RESOLVED, That this Honorable Body recognizes the continuation of Buffalo-Niagara's population's decline and slow growth as a result of regional out-migration and the decline in the population of young adults resulting from lack of opportunity; and be it further

RESOLVED, That this Honorable Body recognizes that workforce training is a key element of workforce development and applauds BETC's efforts in improving the skills of the regions workforce; and be it further

RESOLVED, That this Honorable Body applauds the BETC for providing services to assist students and workers find new or better jobs, receive training to be skilled employees, and help the region's businesses acquire the skilled employees they need to increase productivity to compete in the changing global economy; and be it further

RESOLVED, That this Honorable Body recommends all regional schools utilize and form partnerships with the BETC that capitalize on the value of networks and the collective strength of companies sharing resources and ideas; and be it further

RESOLVED, That these partnerships will help connect college students with employers in the Western New York region in order to retain locally educated college graduates in Erie County, thereby sustaining a robust pipeline of talent for the growing companies; and be it further

RESOLVED, That further collaboration among higher education institutions and the BETC will provide the opportunity for students and workers to improve their lives, increase the strength of our businesses and communities, and provide a collaborative regional approach to increasing the economic prosperity, progressive growth and quality of life in Erie County and Western New York; and be it further

RESOLVED, That this Honorable Body calls for Colleges to form a cooperative committee to develop and implement a plan to incorporate BETC with their career placement practices; and be it further

RESOLVED, That a true copy of this resolution be forwarded to the board of trustees of Erie Community College, SUNY at Buffalo, Buffalo State College, Canisius College, D'Youville College, Daemen College, Hilbert College, Bryant and Stratton, Medaille College, Trocaire College, Villa Maria College; the administration of BETC; the Mayor of the City of Buffalo; and the Erie County Executive. (4-0)

3. INTRO 9-4 (2007)

KENNEDY & WHYTE

WHEREAS, power generation from polluting non-renewable resources, such as oil and coal, results in serious human impairments, negative impacts on wildlife, plants, and the natural environment, and has become a factor in conflicts over the world's dwindling non-renewable resources; and

WHEREAS, energy conservation alone is insufficient to reduce the serious negative impacts caused by fossil fuels used for energy generation; and

WHEREAS, the use of clean renewable energy sources, such as wind, solar, ocean, geothermal and hydro, has many benefits; minimal environmental impacts, increased income for local producers of such energy sources and dramatic air quality improvement; and

WHEREAS, governments can address this problem by purchasing energy from renewable sources to help reduce pollution and to contribute to the development of the market for renewable energy sources; and

WHEREAS, New York State government, Nassau County and Suffolk County as well as the Towns of Clinton, New Paltz and Fishkill have all set goals to purchase a certain percentage of electricity created by renewable energy within the next several years; and

WHEREAS, the Erie County Legislature wishes to exercise leadership in this most important environmental effort.

NOW, THEREFORE, BE IT

RESOLVED, that it should be the policy of Erie County to improve environmental quality and redirect energy policy, promote energy efficiency, clean energy production and clean renewable energy markets; and be it further

RESOLVED, that Erie County is hereby authorized, empowered, and directed to purchase energy from sources that include a growing proportion of non-polluting renewable energy technologies with a goal of no less than 8% by 2009, 16% by 2011 and 25% by 2013; and be it further

RESOLVED, that the County Executive is further authorized, empowered, and directed to issue an annual report to the County Legislature no later than December 31 of each year updating the progress of achieving the 25% goal, said report to be filed with the Clerk of the County Legislature.

RESOLVED, that a certified copy of this resolution be forwarded to the Erie County Executive.
(4-0)

4. COMM. 13E-30 (2007)

COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Public Works, Division of Highways, is planning to reconstruct Wehrle Drive (CR 290) between Youngs Road and Transit Road in the Town of Amherst ("Project"), and

WHEREAS, the Erie County Department of Public Works, Division of Highways, conducted a public hearing on September 12, 2002 to present and take comment on the social, economic and environmental effects of the design alternatives for the Project, and

WHEREAS, the Erie County Legislature has previously approved of the Wehrle Drive reconstruction project and appropriated funds for this public Project in resolutions dated March 6, 2003 (Reference: Comm. 4E-22), and May 25, 2006 (Reference: Comm. 5E-27) in SAP B.00007.1, and

WHEREAS, in a resolution dated April 1, 2004 (Reference: Comm. 7E-42), the Legislature determined that the chosen design alternative would not have any significant adverse environmental, economic or social impacts and authorized the County of Erie to acquire through the payment of just compensation fee and/or easement title in the necessary "Subject Properties" as specifically identified in said resolution, and

WHEREAS, the County has already acquired most of the Subject Properties at a price that equals the appraised value of such property, and

WHEREAS, the Erie County Legislature has approved the use of certain eminent domain proceedings pursuant to the Eminent Domain Law on or about July 13, 2006 (Reference: Comm. 7E-32), and

WHEREAS, despite considerable negotiations an additional twenty two (22) property owners have refused to convey fee and/or easement title to their properties and have refused to accept all reasonable administrative settlements proposed by the County, and

WHEREAS, the acquisition of the properties are de minimus in nature so that the public interest will not be prejudiced by the construction of the public Project, and

WHEREAS, in order to facilitate the Project, it is necessary for the County to acquire by fee, permanent easement or temporary easement the additional twenty two (22) parcels of real property, as such the Commissioner of Public Works desires that eminent domain proceedings be commenced pursuant to the Eminent Domain Procedure Law against the property owners who have refused to convey fee and/or easement title to their properties.

NOW, THEREFORE, BE IT

RESOLVED, that due to the fact that the owners of the following properties have refused to convey fee and/or easement title to their properties at the properties' appraised value and have refused to accept any reasonable administrative settlements, the Commissioner of Public Works, the County Attorney and/or their authorized representatives, are hereby authorized to acquire the following properties pursuant to the Eminent Domain Procedure Law:

<u>Map #:</u>	<u>Type:</u>	<u>Section-Block-Lot:</u>	<u>Township:</u>
374-1 & 374-2	TE/FEE	81.09-6-44	Amherst
374-24	TE	81.10-5-1	Amherst
374-25	TE	81.10-4-1	Vil. of Williamsville
374-30	TE	81.09-2-5	Vil. of Williamsville
374-32	TE	81.09-2-6	Vil. of Williamsville
374-34 & 374-35	FEE/TE	81.01-1-13	Amherst
374-47 & 374-77	TE/FEE	81.02-3-30	Amherst
374-48 & 374-58	TE/FEE	81.01-1-12.12	Amherst
374-49 & 374-50	FEE/TE (2)	81.02-3-1.1	Amherst
374-61 & 374-62	FEE/TE	81.02-3-5.1	Amherst
374-94 & 374-95	FEE/TE	81.02-3-12.1	Amherst
374-98 & 374-99	FEE/TE	81.12-1-8.1	Amherst
374-101 & 374-102	FEE/TE	81.02-3-14.1	Amherst
374-103 & 374-104	FEE/PE/TE	81.02-3-15.121	Amherst

374-111	TE	81.02-3-1.2	Amherst
374-121 & 374-122	FEE/TE	81.02-2-7.112	Amherst
374-123 & 374-124	FEE/TE	81.02-3-18	Amherst
374-127 & 374-128	FEE/TE	81.02-3-21	Amherst
374-135 & 374-136	FEE/TE	81.09-7-1	Amherst
374-137 & 374-152	FEE/TE	82.09-1-20	Amherst
374-142 & 374-143	FEE/TE	82.09-2-10	Amherst
374-154 & 374-155	FEE/TE	81.02-2-9.2	Amherst

and be it further

RESOLVED, that the County Attorney or his authorized representative shall prepare, and the County Executive shall be authorized to execute, all appropriate documents relating to acquiring fee and/or easement title to the Subject Properties referenced above; and be it further

RESOLVED, that the expenses of acquiring the Subject Properties referenced above shall be derived from funds previously appropriated by the Erie County Legislature for the Preliminary Engineering, Right-of-Way Incidentals and Right-of-Way Acquisition Phases for the Wehrle Drive reconstruction project, such appropriations having been made by resolutions on March 6, 2003 (Reference: Comm. 4E-22), April 1, 2004 (Reference: Comm. 7E-42) May 25, 2006 (Reference: Comm. 5E-27), and be it further

RESOLVED, that two certified copies of this resolution shall be forwarded 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, the Office of the Comptroller, and the Office of the County Attorney.

(4-0)

5. COMM. 13E-32 (2007)

COUNTY EXECUTIVE

WHEREAS, the Department of Public Works received bids for Family Court- Noise Alleviation Work and is recommending award to the lowest responsible bidders, and

WHEREAS, Trason Development Corporation and CIR Electrical Construction Corp. are the lowest responsible bidders for the work.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be authorized to enter into a contract for Family Court – Noise Alleviation Work with Trason Development Corporation, 7350 Boston State Road, Hamburg NY 14075 and CIR Electrical Construction Corp., 2750 Kenmore Avenue, Tonawanda NY 14150 as follows:

GENERAL CONSTRUCTION WORK

Trason Development Corporation

Base Bid: \$78,564.00

ELCTRICAL CONSTRUCTION WORK

CIR Electrical Construction Corp.

Base Bid: \$18,900.00

Total Award: \$97,464.00

and be it further

RESOLVED, that the sum of \$10,000.00 be allocated to a construction contingency fund with authorization for the Commissioner of Public Works to approve change orders in an amount not to exceed the contingency, and be it further

RESOLVED, that deduct change orders will result in these funds being returned to the contingency fund, and be it further

RESOLVED, that the Comptroller’s Office be authorized to make payment for all of the above from the Court Facility Improvements, SAP Project A.00157, in an amount not to exceed \$107,464.00, 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.

(4-0)

6. COMM. 13E-33 (2007)

COUNTY EXECUTIVE

WHEREAS, the Department of Public Works received bids for a Window & Door Replacement – School #84 and is recommending award to the lowest responsible bidder, and

WHEREAS, Window Specialist, Inc. is the lowest responsible bidder for the work,

NOW, THEREFORE, BE IT,

RESOLVED, that the County Executive be authorized to enter into a contract for School #84 – Window & Door Replacement with Window Specialist, Inc., 188 Erie Street, Lancaster, New York, as follows :

GENERAL CONSTRUCTION WORK

Base Bid:	\$198,000.00
Alternate #1	\$ 6,000.00
Alternate #2	<u>(\$ 2,000.00)</u>
Total Award:	\$202,000.00

and, be it further,

RESOLVED, that the sum of \$20,000.00 be allocated to a construction contingency fund with authorization for the Commissioner of Public Works to approve change orders in an amount not to exceed the contingency, and be it further

RESOLVED, that deduct change orders will result in these funds being returned to the contingency fund, and be it further

RESOLVED, that the Comptroller’s Office be authorized to make payment for all of the above from the ’03 Roof Replacement & Weatherproofing, Project A.00070 in an amount not to exceed \$222,000.00, and be it further

RESOLVED, that two 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.
(4-0)

7. **COMM. 13E-34 (2007)**
COUNTY EXECUTIVE

WHEREAS, a project for the replacement of the CR 111, Lake Shore Road Bridge over Delaware Creek, BIN 3-32749-0, in the Town of Evans, Erie County, PIN 5755.66 (the “Project”) is eligible for funding under Title 23, U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

WHEREAS, the County of Erie via resolutions Comm. 14E-20, 12E-16, and 17E-34 adopted on July 6, 2000, July 3, 2003, and July 15, 2004, respectively, approved the Project and appropriated funds for the non-Federal share of the costs of the Master and Supplemental Agreements to date, and

WHEREAS, the County of Erie desires to complete the Project by making commitment of 100% of the non-Federal share of the costs of supplemental Preliminary Engineering (Scoping and Design I-VI), Right-of-Way Incidentals, Right-of-Way Acquisition, Construction Inspection and Construction Phases of the Project, PIN 5755.66 increasing the total Project from \$1,309,650.00 to \$1,534,650.00, and thereby the total non-Federal share from \$261,930.00 to \$306,930.00, a difference of \$45,000.00, and

WHEREAS, Parsons Transportation Group was authorized to perform Preliminary Engineering (Scoping and Design I-VI), Right-of-Way Incidentals, and Right-of-Way Acquisition , and Construction Inspection Phases of the project via County Resolutions Comm. 13D-15, 27E-24 of July 15, 1999, and January 19, 2006, respectively; and

WHEREAS, Donald Braasch Construction, Inc. was awarded Construction via County Resolution Comm. 27E-24 adopted January 19, 2006.

NOW, THEREFORE, BE IT

RESOLVED, that the County Legislature of the County of Erie hereby authorizes the County of Erie to pay in the first instance 100% of the Federal and non-Federal share of the costs of Preliminary Engineering (Scoping and Design I-VI), Right-of-Way Incidentals, Right-of-Way Acquisition, Construction Inspection, and Construction Phases of the Project or portions thereof, and be it further

RESOLVED, that in addition to the \$1,309,650.00 (\$261,930.00 non-Federal Share) previously appropriated for the project’s Master and Supplemental Agreements for all Project phases via Erie via resolutions Comm. 14E-20, 12E-16, and 17E-34 adopted on July 6, 2000, July 3, 2003, and July 15, 2004, respectively, that the total project fund SAP B.00089 1996 Federal Aid Projects Program be increased by \$225,000.00, equal to the revenue and appropriations reflecting the increased project cost of \$1,534,650.00, and thereby proportionally increasing the non-Federal share by \$45,000.00, and be it further

RESOLVED, that in the event the amount required to pay in the first instance 100% of the Federal and non-Federal shares of the cost of the Preliminary Engineering (Scoping and Design I-VI) and Right-of-Way Incidentals Phases exceeds the amount appropriated above \$306,930.00 and/or 100% of the full Federal and non-Federal shares of the cost of the Project Phases exceeds \$1,534,650.00, the County of Erie shall convene its Legislature as soon as possible to appropriate said excess amount immediately upon the notification by the NYSDOT thereof, and be it further

RESOLVED, that the County Executive of the County of Erie be is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Erie with the NYSDOT in connection with the advancement or approval of the Project and providing for the administration of the Project and the Municipality’s first instance funding of

project costs and permanent funding of the local share of Federal-aid and State-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and be it further

RESOLVED, that the Commissioner of the Department of Public Works be authorized to execute Change Orders with Project engineering consultants, Parsons Transportation Group and General Contractor Donald J. Braasch Construction, Inc. in accordance with the New York State Department of Transportation agreement, and be it further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation, by attaching it to any necessary Agreement in connection with the Project, and be it further

RESOLVED, that the Clerk of the Legislature forward ten (10) certified copies of this resolution to the Deputy Commissioner, Highways, to be forwarded to the New York State Department of Transportation and one certified copy to the Department of Public Works, Office of the Commissioner; the Office of the County Executive; the Division of Budget, Finance & Management; and the Office of the Comptroller.
(4-0)

8. COMM. 13E-35 (2007)
COUNTY EXECUTIVE

WHEREAS, contracts were previously authorized for General Architectural/Engineering Services with Trautman Associates, M.E. Engineering, and Robson Woese, Inc. on a project-by-project basis, and

WHEREAS, previously approved Erie County Capital Budgets provided funding for the Erie County Home Boiler Fuel Tank Replacement, Elevator Renovations, and Fire Alarm Upgrades, and

WHEREAS, the Erie County Medical Center Sale/Lease Agreement (S.P.O.A.) designated these projects be funded.

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of Public Works be authorized to issue a Supplemental Agreement to Trautman Associates to prepare design and construction documents for the Erie County Home Elevator Renovations for a fee not to exceed \$56,600.00, and be it further

RESOLVED, that the Commissioner of Public Works be authorized to issue a Supplemental Agreement to M.E. Engineering to prepare design and construction documents for the Erie County Home Boiler Fuel Tank Replacement for a fee not to exceed \$14,000.00, and be it further

RESOLVED, that the Commissioner of Public Works be authorized to issue a Supplemental Agreement to Robson Woese, Inc. to prepare design and construction documents for the Erie County Home, Fire Alarm Upgrades, for a fee not to exceed \$12,000.00, and be it further

RESOLVED, the Erie County Comptroller's Office be authorized to make payments for all of the above from the following:

- Erie County Home Elevator Renovations, SAP Project H.00003	\$56,600.00
- Erie County Home Boiler Fuel Tank Replacement, SAP Project H.00012	\$14,000.00
- Erie County Home Fire Alarm Upgrades, SAP Project H.00004	\$12,000.00

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; the Office of the Comptroller; and the Erie County Medical Center, Chief Executive Officer.
(4-0)

9. COMM. 13E-36 (2007)
COUNTY EXECUTIVE

WHEREAS, a project for the replacement of the CR 341, Cemetery Road, Bridge over Erie Road and Conrail, BIN 3-36250-0, in the Town of Lancaster, Erie County, PIN 5755.27 (the "Project") is eligible for funding under Title 23, U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

WHEREAS, the County of Erie via resolution Comm. 6D-1999 adopted on April 29, 1999 approved the Project and appropriated funds for the non-Federal share of the costs of the Master Agreement; and

WHEREAS, the County of Erie desires to advance the Project by making commitment of 100% of the non-Federal share of the costs of supplemental Preliminary Engineering (Scoping and Design I-VI) and Right-of-Way Incidentals Phases of the Project, PIN 5755.27 increasing the total Project from \$422,000. to \$732,000., and thereby the total non-Federal share from \$84,400.00 to \$146,400.00, a difference of \$62,000.00, and

WHEREAS, Erdmann Anthony was authorized to perform Preliminary Engineering (Scoping and Design I-VI) and Right-of-Way Incidentals Phases of the project via County Resolution Comm. 13D-15 of July 15, 1999;

NOW, THEREFORE, BE IT

RESOLVED, that the County Legislature of the County of Erie hereby authorizes the County of Erie to pay in the first instance 100% of the Federal and non-Federal share of the costs of Preliminary Engineering (Scoping and Design I-VI) and Right-of-Way Incidentals Phases of the Project or portions thereof; and be it further

RESOLVED, that in addition to the \$422,000.00 (\$84,400.00 non-Federal Share) previously appropriated for the project's Master Agreement for Preliminary Engineering (Scoping & Design I-IV) and Right of Way Incidentals phases via County Resolution Comm. 6D-19 adopted on April 29, 1999 that the total project fund SAP B.00007 1999 Federal Aid Projects Program be increased by \$310,000.00, equal to the revenue and appropriations reflecting the increased project cost of \$732,000.00, and thereby proportionally increasing the non-Federal share by \$62,000.00; and be it further

RESOLVED, that in the event the amount required to pay in the first instance 100% of the Federal and non-Federal shares of the cost of the Preliminary Engineering (Scoping and Design I-VI) and Right-of-Way Incidentals Phases exceeds the amount appropriated above \$146,000.00 and/or 100% of the full Federal and non-Federal shares of the cost of the Preliminary Engineering (Scoping and Design I-VI) and Right-of-Way Incidentals Phases exceeds \$732,000.00, the County of Erie shall convene its Legislature as soon as possible to appropriate said excess amount immediately upon the notification by the NYSDOT thereof; and be it further

RESOLVED, that the County Executive of the County of Erie be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Erie with the NYSDOT in connection with the advancement or approval of the Project and providing for the administration of the Project and the Municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and be it further

RESOLVED, that the Commissioner of the Department of Public Works be authorized to execute a Change Order with Project engineering consultants, Erdmann Anthony in accordance with the New York State Department of Transportation agreement; and be it further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation, by attaching it to any necessary Agreement in connection with the Project; and be it further

RESOLVED, that the Clerk of the Legislature forward ten (10) certified copies of this Resolution to the Deputy Commissioner, Highways, to be forwarded to the New York State Department of Transportation and one certified copy to each of the following: Commissioner of Public Works, Office of the County Executive, Division of Budget, Management & Finance, and the Office of the Comptroller.

(4-0)

TIMOTHY M. KENNEDY
CHAIRMAN