

October 17, 2019

ECONOMIC DEVELOPMENT COMMITTEE  
REPORT NO. 16

ALL MEMBERS PRESENT.

CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following item is hereby received and filed:

a. COMM. 20M-5 (2019)  
**NFTA**: “NFTA Board Minutes for Meeting Held on 7/25/2019”  
(Chair’s Ruling)

2. COMM. 20E-9 (2019)  
**COUNTY EXECUTIVE**

WHEREAS, the Unified Court System Eight Judicial District (“UCS”) has requested that the Erie County Department of Public Works make improvements to the Erie County Family Court Building, Old County Hall, and/or Erie County Court Building to make the spaces more aesthetically appealing; and

WHEREAS, the total for cost of the improvements is not to exceed \$405,000 and is 100% reimbursable to the County by the UCS as a tenant request line item within the Chapter 686 cleaning and minor maintenance contract with the County for the New York State fiscal year beginning April 1, 2019; and

WHEREAS, a new capital project A.19XXX – UCS 2019-2020 Tenant Work Improvements will be created in Funds Center 122, Fund 410, in the amount of \$405,000.

NOW, THEREFORE, BE IT

RESOLVED, that in order to comply with the Unified Court System Eighth Judicial District request to make improvements to the Family Court Building, Old County Hall, and/or Erie County Court Building, a new capital project A.19XXX – UCS 2019-2020 Tenant Work Improvements will be created in Fund 410, Funds Center 122 in the amount of \$405,000 for said improvements; and be it further

RESOLVED, that the County Executive is hereby authorized to accept reimbursements in an amount not to exceed \$405,000 from UCS after said improvements are completed; and be it further

RESOLVED, that the Division of Budget and Management is authorized to make all necessary budgetary and accounting entries to facilitate the acceptance of revenue and outlay of expenditures; and be it further

RESOLVED, that certified copies of this resolution be sent to the Department of Public Works, Office of the Commissioner, Office of the County Executive, the Division of Budget and Management, the Office of the Comptroller and the Unified Court System Eighth Judicial District c/o Andrew Isenberg.  
(5-0) Chair Baskin not present for vote.

3. COMM. 20E-16 (2019)  
**COUNTY EXECUTIVE**

WHEREAS, the County of Erie holds an ownership interest in a railroad right-of-way located in the Town of Cheektowaga and the Villages of Depew and Lancaster through a tax forgiveness agreement with the Erie-Lackawanna Railroad, with said right-of-way being designated Line 1242; and

WHEREAS, the County of Erie holds an ownership interest in a railroad right-of-way located between the City of Buffalo and the Village of Gowanda through a tax forgiveness agreement with the Erie-Lackawanna Railroad, with said right-of-way being designated Line 1246; and

WHEREAS, the County has leased the aforementioned rail lines to the Erie County Industrial Development Agency (ECIDA) under a management agreement since 1985; and

WHEREAS, said management agreement has been renewed on a five-year basis and is due for renewal; and

WHEREAS, the County and the ECIDA desire to continue the operating relationship for Rail Lines 1242 and 1246 for an additional five-year term.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into any necessary agreements and other documents with the Erie County Industrial Land Development Agency for purposes of extending the lease agreement and operation of Rail Lines 1242 and 1246; and be it further

RESOLVED, that the Clerk of the Legislature forward one certified copy of this Resolution to the Department of Environment and Planning, Office of the Commissioner, and also one copy each to the Office of the County Executive, Office of the County Attorney, the Division of Budget and Management and the Office of the Comptroller.  
(6-0)

4. COMM. 20E-17 (2019)  
**COUNTY EXECUTIVE**

WHEREAS, years of weathering have caused exterior elements to crack, spall, and deteriorate at the Erie County Court Building; and

WHEREAS, falling debris poses a risk to the public; and

WHEREAS, repairs and protective measures of the building envelope must be implemented; and

WHEREAS, Trautman Associates has the necessary expertise and manpower to provide professional design services for the project; and

WHEREAS, authorization is required for the County Executive to issue an Agreement Amendment to Trautman Associates for providing professional design and construction administration services for an exterior repair and waterproofing project located at the Erie County Court Building.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into an Agreement Amendment with Trautman Associates for providing professional design and construction administration services for the Exterior Repair and Waterproofing of the Erie County Court Building for an amount not to exceed \$250,000, including design contingency; and be further

RESOLVED, that the Comptroller's Office be authorized to make payment from the following capital project in Funds Center 122, Fund 410:

A.20918 – 2009-Countywide Roof	\$ 250,000
Total Amount Not to Exceed	\$ 250,000

and be it further

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Commissioner's Office, and one copy each to the Office of the County Executive, the Division of Budget and Management, and the Office of the Comptroller.  
(6-0)

5. **COMM. 20E-23 (2019)**  
**COUNTY EXECUTIVE**

WHEREAS, the County of Erie is interested in fostering business growth and job creation within Erie County; and

WHEREAS, Erie County desires to encourage the sound reuse of urban brownfields for productive use, be it industrial, commercial, or recreational; and

WHEREAS, the former Bethlehem Steel site in the City of Lackawanna is now owned in part by the Buffalo and Erie County Industrial Land Development Corporation (ILDC), Tecumseh Redevelopment Inc. (Tecumseh) and Welded Tube USA Realty, LLC (Welded Tube); and

WHEREAS, a phased approach to redevelopment of the site included building a new waterline; removal and relocation of railroad tracks, and construction of a new road known as the Dona Street Extension; and

WHEREAS, the first two phases have been completed and construction of the Dona Street Extension is near completion; and

WHEREAS, the ILDC, Tecumseh, and Welded Tube each granted permanent easements to the County in order to construct the Dona Street Extension; and

WHEREAS, the City of Lackawanna has agreed to take over the ownership and maintenance responsibilities for the Dona Street Extension; and

WHEREAS, the County and the City of Lackawanna desire to enter into an Intermunicipal Agreement whereby the County will transfer and assign the easements for the Dona Street Extension project to the City of Lackawanna.

NOW, THEREFORE, BE IT

RESOLVED, that upon completion of the highway improvements by the County for the Dona Street Extension project, the County shall transfer the road easements to the City of Lackawanna and said transfer shall be governed by the provisions of New York State Highway Law, §§ 115-b and 115-c; and be it further

RESOLVED, that the County Executive be authorized to execute all necessary agreements or assignments on behalf of the County of Erie in connection with the Dona Street Extension project; and be it further

RESOLVED, that the Clerk of the Legislature forward three (3) certified copies of this Resolution to the Department of Public Works, Office of the Commissioner, and also one copy each to the Department of Environment and Planning, Office of the County Executive, Office of the County Attorney, the Division of Budget and Management and the Office of the Comptroller.  
(6-0)

**HOWARD J. JOHNSON, JR.**  
**CHAIR**