

February 14, 2019

ENERGY & ENVIRONMENT COMMITTEE
REPORT NO. 3

ALL MEMBERS PRESENT.

CHAIR SAVAGE PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 3E-20 (2019)
COUNTY EXECUTIVE: "ECSD #3 - Engineer Term Contract Agreement"
(Chair's Ruling)
 - b. COMM. 3M-5 (2019)
COMMISSIONER, NYS AGRICULTURE & MARKETS: "Certification of Report & Plan to Modify EC Agricultural Districts"
(Chair's Ruling)
 - c. COMM. 3M-6 (2019)
NYS DEC: "Invitation for Public Comment - Draft Investigation & Cleanup for Site on Chandler St., Buffalo"
(Chair's Ruling)
 - d. COMM. 3M-9 (2019)
NYS DEPT. OF PUBLIC SERVICE: "Factsheet & Notice of Public Hearings – Concerning NextEra Energy Transmission NY, Inc.'s Empire State Line Project"
(Chair's Ruling)
 - e. COMM. 3M-11 (2019)
ECWA: "Detailed Financial Report for Years Ended 12/31/18 & 2017"
(Chair's Ruling)
2. COMM. 2E-17 (2019)
COUNTY EXECUTIVE
WHEREAS, the Department of Parks, Recreation & Forestry desires to enter into an agreement with the New York State Office of Parks, Recreation and Historic Preservation for Snowmobile Trail Development during the 2018-2019 snowmobile season in the amount not to exceed \$186,096; and

WHEREAS, this agreement with New York State shall pertain to such maintenance as performed by the individual Snowmobile Clubs of Erie County on both club trails located outside County-owned lands as well as on trails located in Erie County Parks and Forestry lots.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into an agreement with the New York State Office of Parks, Recreation and Historic Preservation for an amount not to exceed \$186,096.00 as pertains to snowmobile trail maintenance performed during the 2018-2019 snowmobile season; and be it further

RESOLVED, that the County Executive is authorized to enter into contracts with the individual Snowmobile Clubs of Erie County for a total amount not to exceed \$186,096 for the purpose of snowmobile trail maintenance on club trails during the 2018-2019 snowmobile season, provided that the clubs meet all insurance and other requirements deemed necessary by the County, in amounts as follows:

Colden Trail Riders Inc.	\$ 17,808
Eden Trail Blazers Inc.	\$ 10,752
Grand Island Snowmobile Club Inc.	\$ 5,712
Hamburg Snowmobile Club Inc.	\$ 21,108
Holland Sno-Rascals Inc.	\$ 27,684
Marilla Sno-Mob Inc.	\$ 14,568
Northern Erie SnoSeekers Inc.	\$ 20,496
Pioneer Sno-Surfers Inc.	\$ 13,764
Southern Tier Snowdrifters Inc.	\$ 21,132
WNY Snowmobile Club of Boston Inc.	\$ <u>33,072</u>
	\$186,096

and be it further

RESOLVED, that the Erie County Legislature hereby approves the appropriation of anticipated state aid revenue in the Division of Parks, Fund 110, Funds Center 16410, Account 409010, in the amount of \$186,096, as well as an increase in appropriations in the amount of \$186,096, in the Division of Parks, Fund 110, Funds Center 16410, Account 516020, in order that funds may be available to make payment to the individual clubs of the Erie County Federation of Snowmobile Clubs; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Office of the Erie County Executive, the Department of Parks, Recreation and Forestry, the Division of Budget, Management and Finance, the Office of the Erie County Comptroller and Assistant County Attorney, Kristen Walder, of the Law Department.

(6-0)

3. COMM. 3E-4 (2019)

COUNTY EXECUTIVE

WHEREAS, there is broad scientific consensus that impacts from anthropogenic climate change pose a severe risk worldwide to life and property, and that swift reduction in greenhouse gas (GHG) emissions will be necessary to protect the well-being and future of our planet; and

WHEREAS, in 2013 Erie County was a key stakeholder in the development of the Western New York Regional Sustainability Plan, which includes actions to be undertaken by communities to address climate change; and

WHEREAS, in 2014 the Erie County Legislature resolved to become a Climate Smart Community, and to set goals and implement sustainability actions, which includes the development of the CASP (COMM. 12E-5, 2014); and

WHEREAS, in 2015 the Erie County Legislature resolved to accept a grant from NYSERDA for the purpose of creating an “Erie County Climate Action and Sustainability Plan” project (COMM. 6E-8, 2015), which funded coordination of the Green Team and the resulting Climate Action & Sustainability Plan for Internal Operations (CASP); and

WHEREAS, the Erie County Green Team, made up of representation from all County agencies, has met regularly to develop the CASP; and

WHEREAS, whereas many of the actions outlined in the CASP will result in cost savings and those actions outlined in the CASP that require funding are subject to budget approval; and

WHEREAS, by adopting the CASP, the legislature will reinforce the need to prioritize actions to conserve energy and reduce GHG emissions to protect the health and well-being of the County.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby adopt the Climate Action & Sustainability Plan for Internal Operations; and be it further

RESOLVED, that the CASP will be incorporated into the Erie County Comprehensive Plan, A Framework for Regional Growth; and be it further

RESOLVED, that the Department of Environment and Planning shall provide publically on the internet an update on progress on the CASP actions and resulting GHG emissions reductions at least annually with a report sent to the Legislature; and be it further

RESOLVED, that certified copies of this resolution shall be furnished to the Office of the County Executive; the County Attorney; the County Comptroller; Thomas R. Hersey, Jr., Commissioner of Environment and Planning, and Bonnie Lawrence, Deputy Commissioner of Environment and Planning. (6-0)

4. COMM. 3E-17 (2019)

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 Department of Public Works (DPW) – Division of Highways and the Department of Environment and Planning (DEP) – Division of Sewerage Management, as parties to the Western NY Stormwater Coalition’s Memorandum of Agreement, 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 Coalition has increased its annual participation fee to \$1,800; 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 are authorized to pay the increased participation fee; 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: \$1,800 (DPW – Division of Highways) and \$900 (DEP – Division of Sewerage Management); and be it further

RESOLVED, that the DPW – Division of Highways will pay the increased participation fee from SAP Fund 210 Funds Center 123 – Account #510200, and the DEP – Division of Sewerage Management will pay the annual fee from the Sewer District No. 6 Fund 220, Funds Center 18610 – Account #510200 starting in fiscal year 2019 and annually thereafter for the duration of the Coalition’s MOA; 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