

May 16, 2019

ENERGY & ENVIRONMENT COMMITTEE  
REPORT NO. 6

ALL MEMBERS PRESENT, EXCEPT LEGISLATOR BRUSO.  
CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
  - a. COMM. 8E-18 (2019)  
**COUNTY EXECUTIVE:** “Ellicott Creek Park – Reconstruction of Shelters 6 & 7, Demolition of Concession Stand Addition & Shelter 9 – Construction Bid”  
(Chair’s Ruling)
  - b. COMM. 11E-21 (2019)  
**COUNTY EXECUTIVE:** “ECSD No. 8 – Engineering Term Contract Agreement”  
(Chair’s Ruling)
  - c. COMM. 11E-22 (2019)  
**COUNTY EXECUTIVE:** “ECSD Nos. 1, 4 & 5 – Engineering Term Contract Agreement”  
(Chair’s Ruling)
  - d. COMM 11E-26 (2019)  
**COUNTY EXECUTIVE:** “ECSD No. 3 – Engineering Term Contract Agreement”  
(Chair’s Ruling)
2. COMM. 11E-18 (2019)  
**COUNTY EXECUTIVE**  
WHEREAS, the Department of Public Works looks to constantly improve and enhance its roll throughout Erie County by providing open and consistent access to infrastructure across every city, town, and village throughout the county; and

WHEREAS, the Division of Fleet Services owns and maintains electric cars, and the market for electric vehicles has been rising throughout the country; and

WHEREAS, charging stations serve as means to attract additional visitors to the Erie County parks system; and

WHEREAS, New York State Energy Research and Development (NYSERDA) identified regions across the state that did not have sufficient Electronic Vehicle (EV) infrastructure and responded by incentivizing municipalities to install charging stations; and

WHEREAS, the NYSERDA funded program allows for the total cost of up to approximately \$8,000 per charging station, as well as installation, to be covered for partnering cities, towns and counties; and

WHEREAS, a requirement of receiving the grant and the station is that the station be powered and the usage reported for four (4) years, of which the contract with Plug-In Stations Online includes the first year software license therefore an additional three (3) years of software license will need to be purchased at a cost not to exceed \$8,000; and

WHEREAS, the County is required to upfront the costs associated with the acquisition and installation of the stations; and

WHEREAS, the County has received confirmation from NYSERDA that \$144,000 in funding for the project has already been green lit for the proposed list of sites, which is 100% of the costs of the stations, shipping and installation (\$4,000-\$8,000 per station) once all of the requirements have been met with the installation.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to enter into contract and amendments with Plugin Stations Online LLC Inc. for the acquisition and installation of multiple EV Charging stations; and be it further

RESOLVED, that Erie County agrees to partner with NYSERDA as a recipient of the grant as well as in the provision of usage data so that services moving forward may be enhanced; and be it further

RESOLVED, that the Erie County Legislature hereby authorizes the Department of Public Works to accept the \$144,000 in incentives from NYSERDA, as well as any and all future grants/incentives related to this project to offset the related expenses of the project; and be it further

RESOLVED, that the revenues and appropriations in Capital Project A.17011 – 2017 Purchase of Electric Vehicles and Charging Stations, Fund 410, Funds Center 107 be increased by the amount of this incentive, as well as any future incentives as follows:

Revenue	Current Budget	Budget Adjustment	Revised Budget
475000-Bond Proceeds	\$60,000	\$0	\$60,000
479100-Other Contributions	\$10,000	\$0	\$10,000
405060-State Aid-NYSERDA	\$0	\$144,000	\$144,000
Total Revenue	<u>\$70,000</u>	<u>\$144,000</u>	<u>\$214,000</u>
Appropriations			
CAPITALPROJECTS	\$70,000	\$144,000	\$214,000
Total Appropriations	<u>\$70,000</u>	<u>\$144,000</u>	<u>\$214,000</u>

and be it further

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to enter into contract and amendments with ChargePoint, Inc, for to satisfy the above mentioned NYSERDA program grant for the purposes of obtaining software licenses for the EV Stations at a cost not to exceed \$8,000 available in capital project A.17011 – 2017 Purchase of Electric Vehicles and Charging Stations, Fund 410, Funds Center 107; and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this Resolution to the Erie County Executive; the Division of Budget and Management; the Office of the Comptroller; and the Department of Public Works.  
(6-0)

3. COMM. 11E-25 (2019)  
**COUNTY EXECUTIVE**

WHEREAS, the City of Buffalo, the Towns of Amherst, Tonawanda, Cheektowaga, and Hamburg including the Villages located therein, and Erie County receive over \$19,000,000 annually in Federal Community Development Block Grant funds; and

WHEREAS, an important element for receiving Federal funds is an Analysis of Impediments to Fair Housing Choice within recipient municipalities; and

WHEREAS, the aforementioned local governments and Erie County are desirous of conducting a joint Analysis of Impediments to Fair Housing Choice consistent with Federal guidelines; and

WHEREAS, based on results from a Request for Proposal process conducted by the Department of Environment and Planning, the City of Buffalo, and the Towns of Amherst, Tonawanda, Cheektowaga and Hamburg the County Executive is desirous of executing a contract in an amount not to exceed \$73,490 with Neighborhood Planners; and

WHEREAS, funds for the Analysis will be federal Community Development Block Grant (CDBG) monies available to each municipality with contributions shown as follows:

\$18,373 –	Erie County/Town of Hamburg
\$36,745 –	City of Buffalo
\$ 6,124 –	Town of Amherst
\$ 6,124 –	Town of Tonawanda
<u>\$ 6,124 –</u>	Town of Cheektowaga
<u>\$73,490 –</u>	Total

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to execute a contract with Neighborhood Planners in an amount not to exceed \$73,490 for the purpose of carrying out an Analysis of Impediments to Fair Housing Choice within those municipalities comprising the Erie County Community Development Block Grant Consortium, the City of Buffalo, and the Towns of Amherst, Tonawanda, Cheektowaga, and Hamburg and Villages therein; and be it further

RESOLVED, that the Erie County share of the project cost shall be allocated from the J.00519 2019-20 CDBG Program; and be it further

RESOLVED, that the County Executive is further authorized to execute contracts with the City of Buffalo, and the Towns of Amherst, Tonawanda, Cheektowaga and Hamburg for the purpose of receiving an amount not to exceed \$55,117 for completion of said Analysis; and be it further

RESOLVED, that authorization is hereby provided to accept funding in an amount not to exceed \$55,118 from the City of Buffalo, and the Towns of Amherst, Tonawanda, Cheektowaga and Hamburg, and establish a grant budget for the County and Towns; and be it further

RESOLVED, that authorization is hereby provided to establish a grant for the period June 1, 2019 to May 30, 2020 in Fund 290 J.00519, as follows:

2019 Budget – Fund 290  
Analysis of Impediments to Fair Housing Choice (AI Study)

<u>Revenue</u>	<u>Increase</u>
County of Erie/Town of Hamburg	\$18,373
City of Buffalo	\$36,745
Town of Amherst	\$ 6,124
Town of Tonawanda	\$ 6,124
Town of Cheektowaga	<u>\$ 6,124</u>
Total Revenue	\$73,490
<u>Appropriations</u>	
Professional Services	\$73,490
Net – Revenue less: Expense	0

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive; the County Comptroller; the Director of the Division of Budget and Management; the County Attorney; and the Commissioner of the Department of Environment and Planning, Thomas R. Hersey, Jr., 10<sup>th</sup> Floor, Edward A. Rath County Office Building.  
(6-0)

4. COMM. 11E-29 (2019)

**COUNTY EXECUTIVE AS AMENDED**

WHEREAS, the Erie County Department of Environment and Planning has received the following lowest responsible bid for Contract No. 59 at 2:00 p.m. on April 23, 2019:

<u>Contract</u>	<u>Lowest Responsible Bidder</u>	<u>Amount</u>
Contract No. 59	Hohl Industrial Services, Inc. 770 Riverview Blvd. Tonawanda, NY 14150	\$625,859.25

and

WHEREAS, the aforementioned lowest responsible bidder has successfully completed projects for the Division of Sewerage Management in the past; and

WHEREAS, the Division of Sewerage Management has determined that this project is a Type II action in accordance with 6NYCRR Section 617.5(c) and therefore is not subject to State Environmental Quality Review Act review under New York State Environmental Conservation Law; and

WHEREAS, there is adequate funding available in Erie County Sewer District No. 3 Capital Project C.00062.

NOW, THEREFORE, BE IT,

RESOLVED, that the Southtowns AWTF ORF Rehabilitation, Erie County Sewer District No. 3, Contract No. 59 be awarded as follows:

<u>Contract</u>	<u>Lowest Responsible Bidder</u>	<u>Amount</u>
Contract No. 59	Hohl Industrial Services, Inc. 770 Riverview Blvd. Tonawanda, NY 14150	\$625,859.25

and be it further

RESOLVED, that the County Executive be, and hereby is, authorized to execute the Contract with the aforementioned lowest responsible bidder, subject to approval as to form by the County Attorney's office and approval as to content by the Commissioner of Environment and Planning; and be it further

RESOLVED, that the County Comptroller is authorized and directed to allocate \$625,859.25 from Erie County Sewer District No. 3, Capital Project C.00062 for Contract No. 59; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send one certified copy each of this resolution to the County Executive, the Director of Budget and Management, the County Comptroller, and Kristen Walder, Assistant County Attorney; and two (2) certified copies to Joseph L. Fiegl, P.E., Department of Environment and Planning, Rath Building, 10<sup>th</sup> Floor.  
(6-0)

5. COMM. 11E-31 (2019)

**COUNTY EXECUTIVE**

RESOLVED, the Erie County Legislature hereby confirms the appointment of the following individuals, on the recommendation of the Erie County Executive, to serve on the Erie County Environmental Management Council:

Environmental Management Council At-Large Appointments

Anne Bergantz 20 Dorchester Road Buffalo, NY 14222	George Besch 39 Lake Avenue Lancaster, NY 14086	Meaghan Boice-Green 93 Honorine Drive Depew, NY 14043	Paul Fuhrmann 3221 Ransom Road Lancaster, NY 14086
Rosa A. Gonzalez 8 Lakewood Drive Orchard Park, NY 14127	David Hahn-Baker 440 Lincoln Parkway Buffalo, NY 14216	Eric "Luke" Jackson 67 Chatham Ave Buffalo, NY 14216	Jason Kulaszewski 282 Hoyt Street Buffalo, NY 14213
Faustenia Morrow 9514 Transit Rd., Unit D East Amherst, NY 14051	Phil Stokes 28 Fairchild Drive Amherst, NY 14226	Don Stribick 147 Hybank Drive West Seneca, NY 14224	De'yrone Tabb 183 Florida Street Buffalo, NY 14208

Municipal Appointments

Matthew Clabeaux 493 Mill Street Williamsville, NY 14221 Town of Amherst	Don Owens 1865 Hubbard Road East Aurora, NY 14052 Town of Aurora	Councilwoman Linda Hammer 3301 Broadway Street Cheektowaga, NY 14227 Town of Cheektowaga
Brenda Young 9402 Douglas Fir Ct. Clarence Center, NY 14032 Town of Clarence	Deputy Mayor Edwin Voll III 273 Canton Street Depew, NY 14043 Village of Depew	
Greg Genco 9602 Jennings Eden, NY 14057 Town of Eden	Kimberly O'Rourke 1731 Woodard Road Elma, New York 14059 Town of Elma	Paul Michalec 1224 Church Road Angola, NY 14006 Town of Evans

Sam Akinbami  
2227 West River Road  
Grand Island, NY 14072  
Town of Grand Island

William Kolacki  
9292 Savage Road  
Holland, NY 14080  
Town of Holland

Richard Schechter  
4 Lennys Lane  
Orchard Park, NY 14127  
Town of Orchard Park  
(6-0)

Leona Rockwood  
5724 Old Lakeshore Road  
Lakeview, NY 14085  
Town of Hamburg

Julius McCann  
33 Burwell Avenue  
Lancaster, NY  
Town of Lancaster

Karl Spencer  
7 Cam Court  
West Seneca, NY 14224  
Town of West Seneca

Andrew Schrauth  
225 Highland Avenue  
Hamburg, NY 14075  
Village of Hamburg

Lewis Tandy  
13678 Main Road  
Akron, NY 14001  
Town of Newstead

Jane Vohwinkel  
50 North Long  
Williamsville, NY 14221  
Village of Williamsville

**TIMOTHY MEYERS  
CHAIR**