

October 3, 2013

ENERGY & ENVIRONMENT COMMITTEE
REPORT NO. 13

ALL MEMBERS PRESENT.

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

a. COMM. 16E-8 (2013)
COUNTY EXECUTIVE: "ECSD No. 8 - Reed-Hill Subdivision"
(5-0)

2. COMM. 13E-25 (2013)
COUNTY EXECUTIVE AS AMENDED

WHEREAS, the County of Erie advertised for and received responses to a request for proposals from consulting firms to perform professional services associated with the Southtowns Advanced Wastewater Facility (AWTF) Facility Report Update Project; and

WHEREAS, a review committee consisting of representatives from the Erie County Division of Sewerage Management was established to evaluate all responses to the County's request for proposals, using a consistent scoring matrix; and

WHEREAS, the proposal review committee recommends retaining ARCADIS U.S., Inc. to complete the requested consulting services; and

WHEREAS, there is available cash in Erie County Sewer District No. 3 Capital Reserve Account C.00007; and

WHEREAS, the Division of Sewerage Management wants to utilize a portion of the cash balance in Capital Reserve Account C.00007 to fund the contract; and

WHEREAS, the County of Erie is bound to fulfill the terms of New York State Department of Environment and Planning State Discharge Pollutant Elimination System Permit NY0095401, including the preparation of this Facility Report Update for the Southtowns AWTF in Erie County Sewer District No. 3.

NOW, THEREFORE, BE IT

RESOLVED, that ARCADIS U.S., Inc. (ARCADIS) be retained to perform professional services associated with the Southtowns AWTF Facility Report Update Project; and be it further

RESOLVED, that the County Executive be, and hereby is, authorized to execute an Agreement with ARCADIS, 50 Fountain Plaza – Suite 600, Buffalo, New York 14202 for professional services associated with the Southtowns AWTF Facility Report Update Project in an amount not to exceed \$225,000.00, subject to approval as to content by the Commissioner of the Department of Environment and Planning and approval as to form by the County Attorney's office; and be it further

RESOLVED, that the Erie County Comptroller and Director of Budget and Management be authorized and directed to establish a new Capital Project, C.13301 "Southtowns AWTF Fac. Rpt. 0.225M" with estimated revenues of, (486,000) interfund transfer from Capital Reserve, \$225,000.00 and Appropriations Professional Services (516020) of \$225,000.00 and to establish all budgetary accounts necessary to facilitate the transfer of funds; and be it further

RESOLVED, that the Erie County Comptroller and Director of Budget and Management be authorized to establish budgets as necessary and directed to transfer \$225,000 from Erie County Sewer District No. 3 Capital Reserve Account C.00007 to Erie County Sewer District No. 3 Capital Account C.13301; and be it further

RESOLVED, that the Erie County Comptroller be authorized and directed to allocate \$225,000.00 from Erie County Sewer District No. 3, Capital Account C.13301 for this project; and be it further

RESOLVED, that the Clerk of the Legislature send one (1) certified copy each to the County Executive, the Erie County Comptroller, the Erie County Director of Budget and Management, and Kristen Walder, Assistant County Attorney; and two (2) certified copies of this resolution to Joseph Fiegl, P.E., Division of Sewerage Management.
(5-0)

3. COMM. 15E-14 (2013)
COUNTY EXECUTIVE AS AMENDED

WHEREAS, the Town of Amherst has merged of Amherst Town Sewer District No. 16 with Amherst Town Sewer District No. 1; and

WHEREAS, the County of Erie on behalf of ECSD 5 has requested modifications to the existing October 26, 2005 service agreement due to said Town Sewer Districts merger; and

WHEREAS, the billing formula consists of seven items where Item No. 4 of the original agreement shall be adjusted to account for the Town Sewer District merger.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be, and hereby is, authorized to execute an amendment to the October 26, 2005 service agreement for ECSD 5, subject to approval as to content by the Commissioner of Environment and Planning and approval as to form by the County Attorney; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send one (1) certified copy each of this resolution to the County Executive, Kristen Walder, Assistant County Attorney, the Town of Amherst Comptroller and send two (2) certified copies of this resolution to Joseph L. Fiegl, P.E., Department of Environment and Planning.

(5-0)

4. COMM. 16E-15 (2013)
COUNTY EXECUTIVE

RESOLVED, the Erie County Legislature grants authorization to conduct a public hearing and that a notice is hereby given that the Assessment Rolls for 2013 (2014 Levy) have been completed for Erie County Sewer District Nos. 1,2,3,4,5,6 and 8 and will be on file in the Office of the Division of Sewerage Management, Department of Environment & Planning, 95 Franklin Street, Buffalo, NY 14202, and open for public inspection during business hours on and after the first of October, 2013; and be it further

RESOLVED, that the County Legislature will hold a Public Hearing on the Assessment Rolls at 1:30 p.m., local time, on November 1, 2013, in the Chambers of the Erie County Legislature, 92 Franklin Street, 4th Floor, Buffalo, New York, to hear all persons interested in the subject concerning the same.

(5-0)

TERRENCE D. McCracken
CHAIR