

March 6, 2014

ENERGY & ENVIRONMENT COMMITTEE
REPORT NO. 4

ALL MEMBERS PRESENT.

CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 4E-5 (2014)
COUNTY EXECUTIVE: “Erie County Sewer District No. 3, 4 and 5 Engineer Term Agreement LiRo Engineers, Inc. - Work Order LE-6”
(6-0)
 - b. COMM. 4D-3 (2014)
COMMISSIONER OF PARKS, RECREATION AND FORESTRY: “Department of Parks, Recreation and Forestry Response to Audit of Parks Housing”
(6-0)

2. COMM. 4E-4 (2014)
COUNTY EXECUTIVE
WHEREAS, the County of Erie on behalf of the Erie County Sewer District No. 2 entered in various agreements for the upgrade and improvement of five (5) pumping stations in Erie County Sewer District No. 2; and

WHEREAS, the final total project costs may exceed the amount available in Erie County Sewer District No. 2 Capital Account C.00004; and

WHEREAS, the Erie County Sewer District No. 2 has adequate cash in its capital reserve account C.00008 to fund this project; and

WHEREAS, the Department of Environment and Planning, Division of Sewerage Management recommends the approval of the transfer of funds to Erie County Sewer District No. 2 Capital Project Account C.00004.

NOW, THEREFORE, BE IT

RESOLVED, that the County Director of Budget and Management and the County Comptroller be authorized to increase the appropriations and estimated revenues in Erie County Sewer District No. 2 Capital Project Account C.00004 by \$30,000.00, and be it further

RESOLVED, that the County Director of Budget and Management and the County Comptroller be authorized to transfer \$30,000.00 from Erie County Sewer District No. 2 Capital Reserve Account C.00008 to Erie County Sewer District No. 2 Capital Project Account C.00004; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send one (1) certified copy each to the County Executive, the County Director of Budget and Management, the County Comptroller, and Kristen Walder, Assistant County Attorney; and two (2) certified copies of this resolution to Joseph L. Fiegl, P.E., Department of Environment and Planning.
(6-0)

3. COMM. 4E-6 (2014)
COUNTY EXECUTIVE

WHEREAS, the County of Erie previously entered into a contract with the Erie County Soil and Water Conservation District who have the necessary expertise and personnel to perform the necessary inspections and evaluations as well as to carry out administrative responsibilities related to the delivery of various technical services including stream bank maintenance, bridge and culvert scour maintenance; and

WHEREAS, it has become necessary to implement the County-wide Stream Maintenance Program to continue to reduce erosion and localized flood-related risk to roads, bridges, culverts and rights-of-way by removing gravel bars and vegetative debris obstructing or diverting the natural flow of streams, repair bridge and culvert scour or prevention of same; and

WHEREAS, Article 5-G of the General Municipal Law authorizes municipalities and districts to contract to perform together that which each public entity is authorized to perform individually; and Article 5, Section 99-R of the same General Municipal Law authorizes Erie County and the District to contract by direct negotiations for services of government not regularly provided to the public as part of general government services; and

WHEREAS, the Legislative Body of Erie County and the Board of Directors of the Erie County Soil and Water Conservation District have previously authorized a municipal agreement on October 6, 2011, at Meeting Number 20, Communication Number 18E-30 for the purpose of performing a County-wide Stream Maintenance Program.

NOW, THEREFORE, BE IT

RESOLVED, that the Agreement between the County of Erie and the Erie County Soil and Water Conservation District be renewed to allow for the Erie County Soil and Water Conservation District to provide technical services to reduce erosion, scour and localized flooding related risks to roads, bridges, culverts and rights-of-way at various locations; and be it further

RESOLVED, that funds for this contract in an amount of \$100,000 shall be allocated from Business Area 123, Cost Center 1231010, Fund 210, General Ledger Account 516020 – Professional Services in the Department of Public Works; and be it further

RESOLVED, that three (3) 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 and Finance, and the Office of the Comptroller.

(6-0)

TED B. MORTON
CHAIR