

October 25, 2018

ENERGY & ENVIRONMENT COMMITTEE  
REPORT NO. 15

ALL MEMBERS PRESENT, EXCEPT LEGISLATOR MILLS.  
CHAIR SAVAGE PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
  - a. INTRO. 14-1 (2018)  
**LOUGHRAN & LORIGO:** “Termination of Erie County Water Authority Commissioner Schad”  
(Chair’s Ruling)
  - b. COMM. 14E-3 (2018)  
**SAVAGE:** “Letter to County Attorney Requesting Legal Opinion Concerning Removal Process of ECWA Commissioner”  
(Chair’s Ruling)
  - c. COMM. 14D-1 (2018)  
**COUNTY ATTORNEY:** “Legal Opinion Concerning ECWA”  
(Chair’s Ruling)
  - d. COMM. 14M-2 (2018)  
**NYS AUTHORITIES BUDGET OFFICE:** “Response to Inquiry Regarding Removal of ECWA Members”  
(Chair’s Ruling)
  - e. COMM. 15D-2 (2018)  
**COUNTY ATTORNEY:** “County Attorney Opinion - Concerning Operational Control of ECWA”  
(Chair’s Ruling)
  - f. INTRO. 16-4 (2018)  
**LOUGHRAN & LORIGO:** “Second Resolution Terminating Appointment of ECWA Commissioner Jerome Schad”  
(Chair’s Ruling)

- g. INTRO. 17-4 (2018)  
**LOUGHRAN & LORIGO:** “Third Resolution Terminating Appointment of Erie County Water Authority Commissioner Jerome Schad”  
(Chair’s Ruling)
- h. COMM. 19M-2 (2018)  
**NYSDEC:** “Public Comment Invitation - Brownfield Cleanup Program Application for Site on Doat St., Buffalo”  
(Chair’s Ruling)
- i. COMM. 19M-5 (2018)  
**NYSDEC:** “Public Comment Invitation - Brownfield Cleanup Program Application for Site on River Rd., Town of Tonawanda”  
(Chair’s Ruling)

2. COMM. 19E-8 (2018)  
**COUNTY EXECUTIVE**  
WHEREAS, the Erie County Department of Environment and Planning (DEP) has played a crucial role in water quality and habitat protection concerns throughout the region for decades and continues to lead and manage many initiatives that protect and preserve our natural resources; and

WHEREAS, DEP is committed to coordinate, oversee, and support work towards the protection of the County’s natural resources and public spaces; and

WHEREAS, the Dormitory Authority of the State of New York (DASNY) State Municipal Facilities Program provides grant assistance to municipalities to implement projects to improve the quality of the Great Lakes, ecosystem and habitat; and

WHEREAS, DEP provides technical assistance regarding the management of the Times Beach Nature Preserve and provides public access to this unique globally important migratory bird flyway and ecotourism attraction.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive or the Deputy County Executive is hereby authorized to execute the necessary agreements to accept a grant of \$500,000 for the purpose of establishing a “Erie County Department of Environment & Planning 3-Year DASNY Grant for Times Beach Nature Preserve Capital Improvements - 1/1/19 through 12/31/21” project; and be it further

RESOLVED, that the grant budget and project period for “Erie County Department of Environment & Planning 3-Year DASNY Grant for Times Beach Nature Preserve Capital Improvements - 1/1/19 through 12/31/21” project is hereby created in the Department of Environment and Planning, Business Area 162, as follows:

Erie County Department of Environment & Planning  
3-Year DASNY Grant for Times Beach Nature Preserve  
Capital Improvements 1/1/19 through 12/31/21  
SAP Grant Account #162TBNPDASNY1921

REVENUE:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
409000	State Aid Revenue	<u>\$500,000</u>
TOTAL REVENUE		\$500,000

APPROPRIATIONS:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
516020	Professional Services	\$500,000
TOTAL APPROPRIATIONS:		\$500,000

and be it further

RESOLVED, that the Director of the Division of Budget and Management is hereby authorized to implement any budget adjustments as required to comply with State and local funding requirements; 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; and Bonnie Lawrence, Deputy Commissioner of Environment and Planning.

(5-0)

**JOHN BRUSO**  
**CHAIR**