

September 30, 2021

ENERGY & ENVIRONMENT COMMITTEE
REPORT NO. 14

ALL MEMBERS PRESENT.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 17E-9 (2021)
COUNTY EXECUTIVE: “ECSD Nos. 1, 3, 6 & 8 - Engineering Term Contract Agreement”
(Chair’s Ruling)
 - b. COMM. 17D-1 (2021)
DEPUTY COMMISSIONER, ENVIRONMENT & PLANNING: “ECSD No. 3 - Southtowns
Advanced Wastewater Treatment Facility Expansion”
(Chair’s Ruling)
2. COMM. 14E-22 (2021)
COUNTY EXECUTIVE AS AMENDED
WHEREAS, the Erie County Department of Environment and Planning has received the following lowest responsible bid for Contract No. 44 at 10:00 a.m. on September 9, 2021:

<u>Contract</u>	<u>Lowest Responsible Bidder</u>	<u>Amount</u>
Contract No. 44	4 th Generation Construction, Inc. 5650 Simmons Ave Niagara Falls, NY 14304	\$263,400.00

and

WHEREAS, the aforementioned lowest responsible bidder has successfully completed projects similar to Contact No. 44 for other municipalities; and

WHEREAS, the Division of Sewerage Management has determined this project is a New York State Environmental Quality Review (SEQR) Unlisted Action and after due consideration a Negative Declaration was issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

NOW, THEREFORE, BE IT

RESOLVED, that the Slate Bottom Creek Sanitary Sewer Replacement Project, Erie County Sewer District No. 1, Contract No. 44 be awarded as follows:

<u>Contract</u>	<u>Lowest Responsible Bidder</u>	<u>Amount</u>
Contract No. 44	4 th Generation Construction, Inc. 5650 Simmons Ave Niagara Falls, NY 14304	\$263,400.00

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 that the Director of Budget and Management and the County Comptroller are authorized to allocate up to \$263,400.00 in Capital Project No. C.21150.6.20 to fund Contract No. 44; and be it further

RESOLVED, that the Director of the Division of Budget and Management is hereby authorized to implement any budget adjustments necessary to facilitate this funding; and be it further

RESOLVED, that at the close of the project any unused funds be returned to the capital project and the budgets be adjusted accordingly; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send a certified copy of this resolution to the County Executive, the County Comptroller, the Director of Budget and Management, Kristen Walder, Second Assistant County Attorney, and Joseph Fiegl, P.E., Deputy Commissioner, Department of Environment and Planning.
(5-0)

3. COMM. 17E-5 (2021)
COUNTY EXECUTIVE
WHEREAS, the Stone Walls at Culvert PK-21 in Chestnut Ridge Park are deteriorating and causing a potential safety hazard for the travelling public; and

WHEREAS, it is desired to replace the Stone Walls at Culvert Pk-21 (the Project); and

WHEREAS, Greenman-Pedersen, Inc. was selected via the County's RFP process and approved via COMM. 6E-5 (April 26, 2019) and extended by COMM 9E-10 (May 13, 2021) for the provision of On-Call General Civil and Geotechnical Engineering Services; and

WHEREAS, it is desired to execute a contract with Greenman-Pedersen, Inc for the design and construction phases of the Project in the amount of \$30,000; and

WHEREAS, the funding required is available from the SAP projects hereinafter noted.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby approves the subject project; and be it further

RESOLVED, that the County Executive be authorized to execute a contract for design and construction phase engineering services for the Project with Greenman-Pedersen, Inc. in the not to exceed amount of \$30,000; and be it further

RESOLVED, that funding for this project be made available in Projects B.19018 – Chestnut Ridge Park Culverts, Fund 420, Funds Center 123; and be it further

RESOLVED, that the Clerk of the Legislature be instructed to forward five (5) certified copies of this resolution to the Department of Public Works, Division of Highways, and one copy each to the Office of the County Executive, the Division of Budget and Management, and the Office of the Comptroller.
(5-0)

4. COMM. 17E-8 (2021)
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Environment and Planning (DEP) provides technical assistance to municipalities to assist them in complying with environmental regulations; and

WHEREAS, the State of New York, through its Department of Environmental Conservation (NYSDEC), granted Erie County, in partnership with 40 municipalities, \$181,840 to commence the WNY Stormwater Coalition (WNYSC): GIS Coordination Project; and

WHEREAS, Erie County and the NYSDEC entered into a contract (Grant #162WNYSCGISCP1821) authorized by COMM. 7E-47 (2018); and

WHEREAS, it is necessary to extend the term of this contract to May 1, 2023.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive or the Deputy County Executive is authorized to execute the necessary agreements with the NYSDEC to extend the project until May 1, 2023; 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; Daniel R. Castle, Commissioner of Environment and Planning; and Bonnie L. Lawrence, Deputy Commissioner of Environment and Planning.

(5-0)

TIMOTHY J. MEYERS
CHAIR