

January 28, 2021

ENERGY & ENVIRONMENT COMMITTEE  
REPORT NO. 2

ALL MEMBERS PRESENT.  
CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received, filed and printed:
  - a. COMM. 2E-16 (2021)  
**COUNTY EXECUTIVE:** “First Appointment to Lake Erie Watershed Protection Alliance Board of Directors”  
(Chair’s Ruling)

January 11, 2021

Mr. Mark Gaston  
District Manager  
Erie County Soil and Water Conservation District  
50 Commerce Way  
East Aurora, NY 14052

RE: Appointment to the Lake Erie Watershed protection Alliance Board of Directors

Dear Mr. Gaston:

Pursuant to the Intermunicipal Agreement dated February 24, 2015 and amended on December 19, 2019, that established the Lake Erie Watershed Protection Alliance, I, Mark C. Poloncarz, Erie County Executive do hereby confirm your appointment to the Board of Directors of the Lake Erie Watershed Protection Alliance (LEWPA) based upon the recommendation from the Erie County Water Quality Committee as indicated in the minutes of the meeting held on November 18, 2020. You will serve as the Soil and Water Conservation District representative for the County of Erie for a three-year term to expire December 31, 2023. Your alternate will be Donald Stribick, Soil and Conservation District Technician.

LEWPA is a three-county alliance composed of Cattaraugus, Chautauqua, and Erie counties working together on water quality issues. The LEWPA Board of Directors is composed of three members from each of the three counties. Your role is to represent the Soil and Water Conservation District interests of Erie County on this Board. LEWPA meets quarterly in February, May, August, and November and meetings rotate throughout the three counties of the Alliance.

Thank you very much for your service to Erie County and LEWPA.

Yours Sincerely,

Mark C. Poloncarz, Esq.  
Erie County Executive

- b. COMM. 2E-17 (2021)  
**COUNTY EXECUTIVE:** “Second Appointment to Lake Erie Watershed Protection Alliance Board of Directors”  
(Chair’s Ruling)

January 11, 2021

Honorable Mary Hosler  
Supervisor Town of Evans  
8787 Erie Road  
Angola NY 14006

RE: Appointment to the Lake Erie Watershed protection Alliance Board of Directors

Dear Supervisor Hosler:

Pursuant to the Intermunicipal Agreement dated February 24, 2015 and amended on December 19, 2019, that established the Lake Erie Watershed Protection Alliance, I, Mark C. Poloncarz, Erie County Executive do hereby confirm your appointment to the Board of Directors of the Lake Erie Watershed Protection Alliance (LEWPA) based upon the recommendation from the Erie County Water Quality Committee as indicated in the minutes of the meeting held on November 18, 2020. You will serve as the local government representative for the County of Erie for a three-year term to expire December 31, 2023. Your alternate will be William Smith, Director of Planning and Community Development for the Town of Evans.

LEWPA is a three-county alliance composed of Cattaraugus, Chautauqua, and Erie counties working together on water quality issues. The LEWPA Board of Directors is composed of three members from each of the three counties. Your role is to represent the local governments of Erie County on this Board. LEWPA meets quarterly in February, May, August, and November and meetings rotate throughout the three counties of the Alliance.

Thank you very much for your service to Erie County and LEWPA.

Yours Sincerely,

Mark C. Poloncarz, Esq.  
Erie County Executive

- c. COMM. 2E-18 (2021)  
**COUNTY EXECUTIVE:** “Third Appointment to Lake Erie Watershed Protection Alliance Board of Directors”  
(Chair’s Ruling)

January 11, 2021

Ms. Bonnie Lawrence  
Deputy Commissioner  
Erie County Department of Environment & Planning  
95 Franklin Street, Room 1077  
Buffalo, NY 14202

RE: Appointment to the Lake Erie Watershed protection Alliance Board of Directors

Dear Ms. Lawrence:

Pursuant to the Intermunicipal Agreement dated February 24, 2015 and amended on December 19, 2019, that established the Lake Erie Watershed Protection Alliance, I, Mark C. Poloncarz, Erie County Executive do hereby confirm your appointment to the Board of Directors of the Lake Erie Watershed Protection Alliance (LEWPA) based upon the recommendation from the Erie County Water Quality Committee as indicated in the minutes of the meeting held on November 18, 2020. You will serve as the regional government representative for the County of Erie for a three-year term to expire December 31, 2023. Your alternate will be Mary MacSwan with the Western New York Stormwater Coalition.

LEWPA is a three-county alliance composed of Cattaraugus, Chautauqua, and Erie counties working together on water quality issues. The LEWPA Board of Directors is composed of three members from each of the three counties. Your role is to represent the regional government interests of Erie County on this Board. LEWPA meets quarterly in February, May, August, and November and meetings rotate throughout the three counties of the Alliance.

Thank you very much for your service to Erie County and LEWPA.

Yours Sincerely,

Mark C. Poloncarz, Esq.  
Erie County Executive

2. RESOLVED, the following items are hereby received and filed:
- a. INTRO. 16-9 (2020)  
**RATH, LORIGO, TODARO & MILLS:** “Support for Funding WNY Farms & Opposing Imposition of New Wage Requirements”  
(Chair’s Ruling)
  - b. COMM. 2M-2 (2021)  
**NYS AGRICULTURE AND MARKETS:** “Letter Certifying Modification of Agricultural Districts”  
(Chair’s Ruling)
  - c. COMM. 2M-3 (2021)  
**NYSDEC:** “Fact Sheet - Certification of Cleanup Requirements Achieved at Brownfield Site - 140 Chandler St., Buffalo”  
(Chair’s Ruling)
  - d. COMM. 2M-7 (2021)  
**NYSDEC:** “Fact Sheet - Brownfield Cleanup Program Application for 1155 Niagara St., Buffalo”  
(Chair’s Ruling)
  - e. COMM. 2M-8 (2021)  
**NYSDEC:** “Invitation for Public Comment - Brownfield Cleanup Program for 1155 Niagara St., Buffalo”  
(Chair’s Ruling)
  - f. COMM. 2M-9 (2021)  
**NYSDEC:** “Fact Sheet - Certification of Cleanup Requirements Achieved at Brownfield Site - 3100 Clinton St., West Seneca”  
(Chair’s Ruling)

3. COMM. 2E-8 (2021)  
**COUNTY EXECUTIVE**

WHEREAS, pursuant to Legislative Comm. 13E-6 (2020), Contract 82 was awarded to Kandey Company, Inc. to construct the Sanitary Sewer Replacement Project in Erie County Sewer District Nos. 3, 6, and 8; and

WHEREAS, the Erie County Division of Sewerage Management has advised additional contract time is needed to complete contract work (with no cost implications); and

WHEREAS, the Erie County Department of Environment and Planning recommends issuance of Change Order No. 2 to extend the completion date to June 15, 2021.

NOW, THEREFORE, BE IT

RESOLVED, that Contract 82 between the County of Erie and Kandey Company, Inc. (19 Ransier Drive, West Seneca, New York 14224) be amended to add 187 days to the contract time; and be it further

RESOLVED, that the Deputy Commissioner in the Division of Sewerage Management be authorized to execute a changer order for Contract 82 to modify the contract completion date to June 15, 2021; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send one (1) certified copy of this resolution to the County Executive, the Erie County Comptroller, the Director of Budget and Management, Kristen Walder, Assistant County Attorney, and Joseph Fiegl, P.E., Deputy Commissioner, Department of Environment and Planning.

(6-0)

**TIMOTHY J. MEYERS**  
**CHAIR**