

January 30, 2024

COMMUNITY ENRICHMENT COMMITTEE
REPORT NO. 1

ALL MEMBERS PRESENT, EXCEPT LEGISLATORS GILMOUR & MILLS.
CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:

- a. COMM. 12M-2 (2023)
VBN PRESIDENT & CEO: “2023 First Quarter Reports & Financial Statements for VBN & BNCC”
(Acting Chair’s Ruling)
- b. COMM. 12M-3 (2023)
CHAIR, SUNY ERIE BOARD OF TRUSTEES: “2023-2024 SUNY Erie Operating Budget”
(Acting Chair’s Ruling)
- c. COMM. 2E-10 (2024)
COUNTY EXECUTIVE: “Appointments to the EC Arts & Cultural Advisory Board”
(Acting Chair’s Ruling)
- d. COMM. 2E-11 (2024)
COUNTY EXECUTIVE: “Appointments to the VBN & BNCC Board of Directors”
(Acting Chair’s Ruling)

2. COMM. 2E-9 (2024)

COUNTY EXECUTIVE

RESOLVED, the Erie County Legislature does hereby confirm the following individuals for re-appointment to the Buffalo and Erie County Public Library Board of Directors with a term expiration of December 31, 2028:

Christine Pedigo Bartholomew
709 O’Brian Hall
Buffalo, NY 14260

John Craik
384 Voorhees Avenue
Buffalo, NY 14216

(4-0)

HOWARD J. JOHNSON, JR.
ACTING CHAIR

September 19, 2024

COMMUNITY ENRICHMENT COMMITTEE
REPORT NO. 2

ALL MEMBERS PRESENT, EXCEPT LEGISLATOR GREENE.
CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:

a. COMM. 12E-11 (2024)

GREENE: "Letter to Locust Street Art Board Members"
(Chair's Ruling)

b. COMM. 13E-19 (2024)

COUNTY EXECUTIVE: "Appointments to the EC Historical Commission"
(Chair's Ruling)

c. COMM. 14D-7 (2024)

COMMISSIONER OF DHSES: "Snowmobile Federation"
(Chair's Ruling)

2. COMM. 15E-10 (2024)

COUNTY EXECUTIVE

RESOLVED, the Erie County Legislature does hereby confirm the following individual for appointment to the Buffalo and Erie County Public Library Board of Trustees:

Nathaniel W. Barnes
Buffalo Public Schools
712 City Hall, 65 Niagara Square
Buffalo, NY 14202

(5-0)

3. COMM. 15E-26 (2024)
COUNTY EXECUTIVE

RESOLVED, the Erie County Legislature does hereby confirm the following individuals for appointment to the Erie County Commission on the Status of Women, for a term ending December 31, 2027:

Miki Sophia Roberts
51 Garner Avenue
Buffalo, NY 14213
New Appointee

(5-0)

Eleanor M. Gainey
160 Lakewood Parkway
Amherst, NY 14226
New Appointee

Kimberly Nguyen
2495 Main Street, Ste 530
Buffalo, NY 14214
New Appointee

4. COMM. 15E-31 (2024)
COUNTY EXECUTIVE

WHEREAS, Erie County wishes to honor and memorialize the contributions of trailblazing women for the Western New York Community; and

WHEREAS, a Trailblazing Women Monument Steering Committee led by the Executive Director of the Erie County Commission on the Status of Women was established to honor pioneering women from Western New York; and

WHEREAS, complications with the originally proposed TBWM location on the entry plaza to the Buffalo and Erie County Public Library resulted in the selection of the green space in front of Old County Hall as the location of the TBWM; and

WHEREAS, the project location change resulted in additional site-specific redesign efforts, including new project plans and specifications, addition construction cost estimates, and additional design elements that resulted in additional \$18,813 in design fees and \$7,421 in construction costs; and

WHEREAS, the work performed by the site designer, Trautman Associates, authorized under resolution COMM. 24E-11 (2021), and construction contractor, ScottLawn Yard, LLC (SLY), authorized under COMM. 2E-30 (2023), is complete; and

WHEREAS, no additional funds are needed for these costs and are within the existing project budget.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive or Deputy County Executive to amend the existing agreement with Trautman Associates to increase the contract amount from \$55,890 to \$74,703, to accommodate payment for the approved design changes related to the Trailblazing Women Monument Project; and be it further

RESOLVED, that authorization is hereby given to the County Executive or Deputy County Executive to increase the existing agreement with ScottLawn Yard, LLC to increase the contract amount from \$288,500 to \$295,921, to accommodate payment for the approved design changes related to the Trailblazing Women Monument Project; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the Office of the County Executive, the Division of Budget and Management, the Department of Law, the Office of the Comptroller, the Department of Public Advocacy, and the Department of Environment and Planning. (5-0)

**JEANNE M. VINAL
CHAIR**

October 3, 2024

COMMUNITY ENRICHMENT COMMITTEE
REPORT NO. 3

ALL MEMBERS PRESENT, EXCEPT LEGISLATOR BARGNESI.
CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:

a. COMM. 16E-2 (2024)

COUNTY EXECUTIVE: "Appointment to the Albright-Knox Art Gallery Board of Directors"
(Chair's Ruling)

b. COMM. 16E-3 (2024)

COUNTY EXECUTIVE: "Appointment to the Zoological Society of Buffalo Board of Directors"
(Chair's Ruling)

c. COMM. 16E-4 (2024)

COUNTY EXECUTIVE: "Appointment to the Arts in Public Places Committee"
(Chair's Ruling)

d. COMM. 16E-5 (2024)

COUNTY EXECUTIVE: "Appointment to the Buffalo & Erie County Board of Trustees"
(Chair's Ruling)

2. COMM. 16E-23 (2024)

COUNTY EXECUTIVE

WHEREAS, the replacement of two existing motor starters for the main pool's pumps with variable frequency drives is necessary to minimize an abrupt stoppage of water within the pool's circulation pumps thereby preventing potential damage to recently installed piping and surrounding equipment; and

WHEREAS, the electrical construction work for the ECC Natatorium Improvements project was completed by CIR Electrical Construction Corporation per the previously approved resolution (COMM. 21E-13 (2021) on December 16, 2021 and the issue has been reviewed by the original aquatic consultant to be design-related unrelated to the builder's warranty; and

WHEREAS, per General Municipal Law Section 103, the work total is less than \$35,000 and therefore does not have to be publicly bid; and

WHEREAS, a proposal was solicited from CIR Electrical Construction Corporation due to their familiarity with the scope; and

WHEREAS, the County will receive 50% reimbursement from New York State for this project; and

WHEREAS, the Department of Public Works ("DPW") and CHA are recommending award of the purchase order contract to CIR Electrical Construction Corporation.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the Department of Public Works to enter into a purchase order contract with CIR Electrical Construction Corporation for the SUNY ECC City Campus Burt Flickinger Athletic Center Pool Pump Motor Starter Replacement project; and be it further

RESOLVED, that sufficient funding for all the above is available from the approved 2019 Capital Budget, Fund 480, Funds Center 122, E.19001 – Erie Community College Collegewide Improvements and Renovations, in an amount not to exceed \$24,300.00; and be it further

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Commissioner's Office, and one copy each to County Executive's Office, Comptroller's Office, Division of Budget and Management and SUNY Erie Financial Officer.

(4-0) Chair Baskin not present for vote.

3. COMM. 16E-24 (2024)

COUNTY EXECUTIVE

WHEREAS, this project is part of a larger multi-phased Power Distribution/Wiring and Mechanical upgrade project as capital funds are secured and become available, and is consistent with JMZ Architect's Masterplan; and

WHEREAS, the air handler and cooling plant serving the main dining hall of the Spring Student Center, the (8) entry and hallway cabinet heating units, and the electrical panels serving the cafeteria and foodservice equipment are original to the 1958 building and have reached the end of their service life; and

WHEREAS, in order to reduce maintenance costs associated with temporary "stop-gap" measures to keep the heating equipment functioning, a full replacement is warranted. Significant energy savings will be achieved utilizing energy efficient upgraded mechanical heating systems with advance control operations like demand control ventilation, night setback and ventilation control strategies; and

WHEREAS, the project may be eligible for rebates and incentives from various agencies such as National Grid, NYSERDA and/or utility companies; and

WHEREAS, the County of Erie received bids for the SUNY Erie Community College (ECC) North Campus Spring Student Center Cafeteria HVAC Systems Upgrade project on Thursday, September 5, 2024; and

WHEREAS, the lowest responsible bidder for the Mechanical Construction Work is JWDanforth Company, and Electrical Construction Work is Frey Electric Construction Co., Inc.; and

WHEREAS, the County will receive 50% reimbursement from New York State for this project; and

WHEREAS, the Department of Public Works (“DPW”) and IBC Engineering P.C. are recommending award of the contract to the lowest responsible bidders; and

WHEREAS, the County of Erie previously entered into an Agreement with IBC Engineering PC to complete a campus-wide MEP building assessment (COMM. 3E-11 on February 18, 2021) and an Agreement Amendment for design and construction administration services for power distribution/wiring and mechanical upgrades at Breschger and Kittinger Halls (COMM. 5E-17 on March 17, 2022), and an additional professional services in the amount of \$40,000; inclusive of A/E design fee of \$28,500 required for construction administration and commissioning services necessary to complete this project as well as additional A/E design contingency in the amount of \$11,500 to address unforeseen conditions.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive or Deputy County Executive to enter into a contract with the lowest responsible bidders for the SUNY Erie ECC North Campus Spring Student Center Cafeteria HVAC Systems Upgrade Project as follows:

<u>Mechanical Construction Work</u>		
JWDanforth Company	Base Bid:	\$ 1,517,000.00
	Add Alternate No M-1	\$ 199,500.00
Total Award of Mechanical Construction Contract:		\$ 1,716,500.00
<u>Electrical Construction Work</u>		
Frey Electric Construction Co., Inc	Base Bid:	\$ 231,800.00
	Add Alternate No E-1	\$ 4,400.00
Total Award of Electrical Construction Contract:		\$ 236,200.00

and be it further

RESOLVED, that authorization is hereby given for the sum of \$107,300.00 be allocated to a Construction Contingency Fund with authorization for the County Executive to approve change orders in an amount not to exceed the Contingency Fund; and be it further

RESOLVED, that change order deductions will result in these funds being returned to the Construction Contingency Fund; and be it further

RESOLVED, that authorization is hereby provided to the Division of Budget and Management and the Comptroller’s Office to accept any rebates and incentives and deposit it into E.23050 – 2023 SUNY Erie Facility Master Plan Phase 2, Fund 480, Funds Center 122; and be it further

RESOLVED, that authorization is hereby given to the County Executive or Deputy County Executive to enter into a Second Agreement Amendment with IBC Engineering P.C. for additional A/E design fee and design contingency for a total amount not to exceed \$40,000.00 to address unforeseen conditions; and be it further

RESOLVED, that sufficient funding for all of the above is available from the approved Capital Budgets, Funds Center 122, Fund 480, as follows:

E.19001 2019 Collegewide Improvements and Renovations	\$ 16,849.95
E.20001 2020 Collegewide Improvements and Renovations	\$ 298,656.00
E.23050 2023 SUNY Erie Facility Master Plan Phase 2	\$ 588,482.90
<u>E.24051 2024 SUNY Erie Facility Master Plan Phase 3</u>	<u>\$1,196,011.15</u>
For a Total Amount Not to Exceed	\$2,100,000.00

and be it further

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Commissioner’s Office, and one copy each to the County Executive’s Office, Comptroller’s Office, Division of Budget and Management, and one copy to Erie Community College of the Chief Administrative and Financial Officer.
(5-0)

4. COMM. 16E-27 (2024)
COUNTY EXECUTIVE

WHEREAS, the County of Erie ("County") provides legal guidance pertaining to a variety of matters involving Erie Community College ("SUNY Erie") through its Department of Law. The legal guidance provided by the Erie County Department of Law is not only of critical importance to SUNY Erie but involves a significant allocation of staff resources by the County which SUNY Erie currently does not reimburse to the County; and

WHEREAS, due to complexities of operating a large, comprehensive SUNY Community College, SUNY Erie has significantly increased its requests for legal guidance from the Erie County Department of Law. In order to continue to provide the College with prompt legal guidance, the College and County have discussed the potential for a shared employee, similar to the structure that currently has been in place for many years involving a shared employee with the County Department of Public Works; and

WHEREAS, the County and SUNY Erie have proposed that SUNY Erie will hire a full-time employee that will spend approximately 60% of his/her time on legal matters involving SUNY Erie, and approximately 40% of his/her time on legal matters involving the Erie County Department of Law; and

WHEREAS, there is currently a full-time employee in the Erie County Department of Law who is SUNY Erie's primary point of contact, and who would serve in an Interim role of SUNY Erie's Executive Director of Legal Affairs, and would be a shared employee with the County under this shared employee agreement. The annual salary for the position will be \$160,000, of which SUNY Erie would pay \$100,000 of the salary annually, plus fringes, and the County would reimburse SUNY Erie \$60,000 of the salary annually; and

WHEREAS, on August 29, 2024, SUNY Erie's Board of Trustees authorized its President and/or her staff to negotiate and execute a written agreement with the County as to the terms and conditions of the shared employee arrangement.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive or Deputy County Executive to enter into an agreement with SUNY Erie for the purposes of a shared employee arrangement which shall continue into future years; and be it further

RESOLVED, that authorization is hereby given to amend the Division of Law's 2024 Adopted Budget (Fund 110, Funds Center 16010) as follows:

2024 Adopted Budget
Division of Law
Fund 110, Funds Center 16010

APPROPRIATIONS	CHANGE
500000 Full Time - Salaries	(\$15,000)
516055 Department Payments to SUNY ERIE	<u>\$15,000</u>
TOTAL	<u>\$ 0</u>

and be it further

RESOLVED, that authorization is hereby given to appropriate the pro-rated amount of \$15,000 for reimbursement of the shared employee's salary for the remainder of 2024; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive's Office, Department of Law, and Division of Budget and Management.
(5-0)

**JEANNE M. VINAL
CHAIR**