

Erie County Fiscal Stability Authority

Resolution No. 08-36

APPROVING CERTAIN CONTRACTS, SETTLEMENTS, AND OTHER OBLIGATIONS BINDING THE COUNTY OF ERIE

WHEREAS, Chapter 182 of the New York Laws of 2005 created the Erie County Fiscal Stability Authority (“ECFSA”) to serve as a corporate governmental agency and instrumentality of the State of New York, and as a public benefit corporation to “oversee [Erie] County’s budget, financial and capital plans; to issue bonds, notes or other obligations to achieve budgetary savings and to finance short-term cash flow or capital needs; and, if necessary, to develop financial plans on behalf of the County if the County is unwilling or unable to take the required steps toward fiscal stability;” and

WHEREAS, the ECFSA first imposed a control period upon the County of Erie (the “County”) by adopting Resolution 06-49 on November 3, 2006; and

WHEREAS, incident to and in furtherance of the imposition of the control period, the ECFSA adopted Resolution 06-51, which authorized a process for approving contracts, settlements, or other obligations binding or purporting to bind the County (“contract approval process”), on November 3, 2006; and

WHEREAS, in adopting Resolution 07-04 on January 11, 2007, the ECFSA renewed and continued the contract approval process authorized by Resolution 06-51; and

WHEREAS, the ECFSA has adopted Resolution 07-10, which replaces and supersedes the contract approval process authorized by Resolution 06-51; and

WHEREAS, the ECFSA must review and approve any contract, settlement, or other obligation, valued at greater than \$50,000, that binds or purports to bind the County or a covered organization, before it takes effect; and

WHEREAS, the County Executive or a “Responsible Official,” as defined in Resolution 07-10, has duly submitted a request for review of the contracts, settlements, and other obligations listed on the attached document; and

WHEREAS, the ECFSA Executive Director, after consultation with the ECFSA Staff, has recommended approval of each contract, settlement, or other obligation via written correspondence to each ECFSA Director;

NOW, THEREFORE, BE IT RESOLVED that the ECFSA approves the contracts, settlements, and other obligations listed on the attached document.

Department	Description	Amount
EC Environment & Planning – Service Contract – Stohl Environment	Lead-based testing services contract. Required by federal regulations on all houses through the county’s community development & HOME investment partnership programs.	\$55,000 – no local share
EC Environment & Planning – Sewerage District– Award of contract 34A – Visone Construction, Inc.	Installation of approx. 1,900 linear ft. of sedentary sewer pipe, manholes and appurtenances	\$1,110,429 – all sewer district funds
EC Environment & Planning – Sewerage District – Kemira Water Solutions, Inc.	Purchase of Ferric Chloride	\$134,587 – all sewer district funds
EC Environment & Planning - Grant funding - NYSDEC	Waste reduction and Recycling/Education grant to assist municipalities with compliance to NYS mandated Solid Waste Management Plans	\$359,354 - \$179,677 local share
EC Environment & Planning – Intermunicipal Agreement – City of Buffalo	City is part of the process for 3-5 above. This would allow the county to enter into associated NYSDEC agreement with the City of Buffalo	70,000 – No local share
EC Environment & Planning – Sewerage District – Purchase Contract - Allied Waste, Modern Disposal	Sewer Sludge Disposal	\$199,000 – Sewer district funds
EC Environment & Planning – Receipt of Grant Funds – USEPA, University at Buffalo	Assist in developing a protocol and training module for municipalities to detect, sample and track down sources of illicit discharges to their storm sewer systems	\$64,280 – No local share
EC Environment & Planning – Sewerage District – Award of Construction Contract – Milherst Construction	Installation of 1,630 ft. of sanitary sewer pipe to eliminate obsolete pumping station	\$109,144 – Sewer District funds
EC Environment & Planning – Sewerage District -Lease Agreement – Wanakah Sewer Commission/ Hamburg	Transferring the Wanakah District collection system to the county to own, operate and maintain	Undetermined value as of yet, in excess of \$50,000
EC Environment & Planning – Sewerage District – Award of Construction Contract – Kadney Co.	Rehab of 5,100 ft. of existing sanitary sewers and replacement of 6 existing manholes on Transit Rd. in Clarence due to deterioration	\$485,357 – Sewer district funds
EC Department of Health – Service Contract – Health Research Inc., Federal Centers for Disease Control	Upgrade local Health Dept. preparedness and response capacity to bioterrorism events	\$1,041,782 – No local share
EC Department of Health – Public Health Lab – Purchase Contract – BD Diagnostics Systems	Re-agents and supplies necessary to conduct routine molecular testing for gonorrhea and chlamydia	\$67,673 – All local share
EC Department of Health – Public Health Lab – Purchase Contract – Cardinal Health	Re-agents and supplies necessary to conduct routine viral hepatitis, syphilis and rubella diagnostic testing	\$87,359.32 – All local share
EC Department of Health – Service Contract – Health Research Inc., Federal Centers for Disease Control	Equip and staff bio safety level-3 laboratory at the Erie county Public health lab	\$179,719 – No local share
EC Department of Health – Receipt of Grant Funds – NYS Division of Criminal Justice Services	Will assist the Forensic Toxicology Lab in maintaining its NYS accreditation	\$306,249 – No local share
EC Department of Health – Receipt of Grant Funds – NYS Division of Criminal Justice Services	Assist the Forensic Toxicology Lab in maintaining its NYS accreditation	\$60,800 – No local share
EC Department of Mental Health –	Increase contract due to increase in NYS OASAS funding	\$1,585,284 - \$181,199

Service Contract – Mid-Erie Counseling and Treatment	increase	Local share
EC Department of Mental Health – Service Contract – Approved Vendors	Changes in SPOA grant expenditures that are 100% reimbursed to the county	\$10,779,404 - \$10,000 Local share
EC Department of Mental Health – Service Contract – Spectrum Human Services	Increase contract due to increase in NYS OASAS funding increase	\$4,026,345 - \$45,517 Local share
EC Public Works – Service Contract, Change Order – Boldt landscaping	Erie county stump removal program related to October 2006 storm	\$420,000 – No local share
EC Public Works – Purchase Contract – National Fuel Resources	Purchase of natural gas to fuel county owned facilities and to provide the county’s customer pool with low-cost natural gas for their operations	\$1,650,000 – Local share is \$221,000 + unreimbursed DSS portion
EC Public Works – Purchase Contract – NYS Office of Parks & Visone construction	Erie County Tow Path Phase II improvements	\$446,868 – 285,996 Local share
EC Social Services – Service Contract – Biel’s Information Technology Systems Corp.	Document imaging	\$450,000 - \$50,580 Local share
EC Law Dept. – Settlement of Legal Claim – Bristol Meyers Squibb	Settlement regarding company inflating the average wholesale price of certain drugs for which Medicaid reimbursement is based	\$379,957 – receipt of revenues for general fund

*EC- Erie County

This resolution shall take effect immediately.

Stanley J. Keysa
Secretary

Date: March 7, 2008