



COUNTY OF ERIE

MARK C. POLONCARZ

COUNTY EXECUTIVE

July 3, 2026

Erie County Legislature
92 Franklin Street, 4th Floor
Buffalo, New York 14202

RE: Countywide NYSDEC Environmental Compliance Term Agreement Amendment

Dear Honorable Members:

The Department of Public Works (DPW) entered into a contract with Wendel Architecture, Engineering, Surveying & Landscaping Architecture, P.C. on July 24, 2025 per COMM. 13E-22 (2025), for Countywide NYSDEC Environmental Compliance. This resolution is requesting authorization for the County Executive to enter into a Contract Amendment for the Countywide NYSDEC Environmental Compliance Term Agreement with Wendel Architecture, Engineering, Surveying & Landscaping Architecture, P.C. to include funding sources from the Department of Parks, Recreation and Forestry. There is no change in the contract terms as originally executed.

Should your Honorable Body require further information, I encourage you to contact Commissioner Troy P. Schinzel, at the Department of Parks, Recreation and Forestry. Thank you for your consideration on this matter.

Sincerely yours,

A handwritten signature in blue ink, reading "Mark C. Poloncarz".

Mark C. Poloncarz, Esq.
Erie County Executive

MCP/ks

Enclosure

cc: Troy P. Schinzel, Commissioner, Department of Parks, Recreation & Forestry

MEMORANDUM

To: Honorable Members of the Erie County Legislature
From: Department of Public Works
Re: NYSDEC environmental Compliance Term Agreement Amendment
Date: July 3, 2026

SUMMARY

The accompanying resolution requests authority from the County Executive to amend the executed NYSDEC environmental Compliance Term Agreement with Wendel Architecture, Engineering, Surveying & Landscaping Architecture, P.C. to add Department of Parks, Recreation & Forestry specific funding sources for a new fuel island at Willowdale Park. Wendel was selected in accordance with the County's policy using an open request for proposals and the County selection process. The term of the contract is for a three (3)-year with an option for two, one (1)-year extensions.

FISCAL IMPLICATIONS

Funds for the project are currently available in Fund 410, Funds Center 164, for an amount not to exceed \$110,000.00, including a \$11,500.00 design contingency.

A.25063 – 2025 Willowdale Park \$110,000.00

Consultant billing would be on an hourly basis according to the approved rate schedule per their proposal unless an agreed upon work scope and fee can be determined prior to beginning any services.

REASONS FOR RECOMMENDATION

With the addition of Willowdale Park in the Department of Erie County Parks, Recreation & Forestry, the 170 acres will include a 9-hole golf course along with a passive park, and fuel will be required to operate this park efficiently.

BACKGROUND INFORMATION

The Countywide NYSDEC Environmental Compliance was executed on July 24, 2025 per COMM. 13E-22 (2025), to allow the County to implement various environmental improvements and upgrades at various facilities, including Parks and Highways facilities. Maintaining compliance with DEC and EPA regulations has avoided fines and penalties. This resolution does not change the terms of the already executed contract. It includes additional funds from the Department of Parks, Recreation & Forestry for their department's needs as issues arise.

CONSEQUENCES OF NEGATIVE ACTION

Without approval, Willowdale Park will not have the ability to fuel their onsite vehicles and equipment and will have to fuel at a different park locations, which is not efficient.

STEPS FOLLOWING APPROVAL

Upon Legislative approval, the County Executive will execute an Contract Amendment with Wendel Architecture, Engineering, Surveying & Landscaping Architecture, P.C. for the project.

COMPTROLLER'S OFFICE REVIEW

The proposed legislation has been reviewed by the Comptroller's Office and is related to an authorized capital project for which there are sufficient appropriations for the action proposed.

 6/15/26

Timothy C. Callan
Deputy Comptroller
Comptroller's Office

A.25063 – 2025 Willowdale Park

File Copy (DPW Resolution_BG Environmental Compliance Amendment Willowdale.docx)

A RESOLUTION SUBMITTED BY:
DEPARTMENT OF PUBLIC WORKS

RE: Countywide NYSDEC Environmental
Compliance Term Agreement Amendment

WHEREAS, the Department of Public Works previously advertised an RFP for the Countywide NYSDEC Environmental Compliance Term Agreement project (herein called the "Project") on June 4, 2025 as Erie County must maintain countywide facilities that fall under New York State Department of Environmental Conservation (NYSDEC) and Environmental Protection Agency (EPA) regulations; and

WHEREAS, the County has in the past met this need by the awarding an On-Call contract for such services to consultants selected in accordance with County policy and the County selection process; and

WHEREAS, the County previously entered into an agreement through the Department of Public Works (DPW) standard consultant selection process with Wendel Architecture, Engineering, Surveying & Landscaping Architecture, P.C. for professional services for the Countywide NYSDEC Environmental Compliance Term Agreement project per COMM. 13E-22 (2025); and

WHEREAS, the County reserved the right for all Erie County Departments to utilize the contract provided a funding source per the terms of the RFP that was issued on July 24, 2025; and

WHEREAS, the terms of DPW Contract No. 25-763-PW will remain unchanged while including the ability to use Department of Parks, Recreation and Forestry funding sources as described herein; and

WHEREAS, the firms are anticipated to be utilized by the Department of Parks, Recreation, & Forestry, and other Departments/Divisions within the County; and

WHEREAS, funding for the On-Call contracts is available from the Capital Projects hereinafter noted.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes County Executive or Deputy County Executive to enter into an on-call term contract with Wendel Architecture, Engineering, Surveying & Landscaping Architecture, P.C. per DPW Contract No. 25-763-PW for an initial term of three years with the option of two (2), one (1)-year extensions; and be it further

RESOLVED, that the County Executive is authorized to execute Agreement Amendments on a case-by-case basis as negotiated with the County and Wendel per the terms of

DPW Contract No. 25-763-PW as projects arise to utilize Department of Parks, Recreation and Forestry funding sources by an amount not to exceed \$110,000.00; and be it further

RESOLVED, that the funding is available in Fund 410, Funds Center 164:

A.25063 – 2025 Willowdale Park	\$110,000.00
For a Total Amount Not to Exceed	\$110,000.00

and it be 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 and one copy each to the County Executive's Office, Comptroller's Office, Division of Budget and Management and to the Department of Parks, Recreation & Forestry.

DATE: 6/18/2026

1) IS THE REASON FOR THIS CONTRACT CONSISTENT WITH THE PURPOSE OF THE PROJECT: YES ☒ X NO ☐

2) PROJECT AVAILABLE APPROPRIATION

Comments: There is currently a negative cash balance of \$98,771.44. This Project is funded as a PAY-AS-YOU-GO project.

Request Approved: Int. C. ca

Request Denied: _____

Date: 6/15/26

TO: TIMOTHY CALLAN, COMPTROLLER'S OFFICE

PROPOSED RESOLUTIONS REQUIRING RULE 55

CONTRACT APPROVAL CHECKLIST
CONFIRMATION OF AVAILABILITY OF FUNDS IN CAPITAL PROJECTS

REQUESTING DEPARTMENT

COMPLETE ITEMS 1 THROUGH 5

- | | | | |
|----|--------------------|---|---------------------|
| 1. | CONTRACTOR'S NAME | <u>Wendel Architecture, Engineering, Surveying & Landscaping Architecture, P.C.</u> | |
| 2. | AMOUNT OF CONTRACT | <u>Total amount not to exceed \$110,000.00</u> | |
| 3. | PROJECT NUMBER | <u>A.25063</u> | <u>\$110,000.00</u> |
| 4. | PROJECT TITLE | <u>NYSDEC Environmental Compliance Term Agreement</u> | |
| 5. | DEPARTMENT CONTACT | <u>Funding questions: Troy P. Schinzel at x8353
Letter pickup: Christy Weber at x8301</u> | |

COMPTROLLER'S OFFICE

COMPLETE ITEMS 6 AND 7

- | | | |
|------------------------------------|-----------------------|------------------------|
| 6. | AVAILABILITY OF FUNDS | <u>\$ 2,687,641.45</u> |
| 7. | PERFORMED BY | <u>Huy Tran</u> |
| Date Sent to Comptroller's Office: | | <u>6/18/2026</u> |

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Project Budget Consumption

Column K

Version Characteristics

- Fund
- Fund Center
- Funded Program
- Fiscal Year

Version Fund

- Fund
- 410 Bld. and Improvement

Project Budget Consumption Report Date: 06/18/2026 Page: 1 / 1

Fund/Group
Fund Center *
Funded Program A.25063 (2025 Willowdale Park Improv Project)

Commitment Item	Original Budget	Adjustments	Outstand Budget	Commitment	Actuals
440000 Interest Rev. Surplus	3,000,000.00-	3,890,000.00-	6,890,000.00-		190,741.06-
* Revenue	3,000,000.00-	3,890,000.00-	6,890,000.00-		190,741.06-
516020 Prof. Ser. Con. and Fees				3,089,608.02	428,279.36
516430 BUILDING, GROUNDS & HEAVY EQP	3,000,000.00	3,890,000.00	6,890,000.00	587,148.28	97,322.89
* Expense	3,000,000.00	3,890,000.00	6,890,000.00	3,676,756.30	525,602.25
** Commitment Item				3,676,756.30	334,861.19

Capital Trial Balance

Column

Reports

- Capital Trial Balance
- Debt Trial Balance
- CDBG Trial Balance
- Project Comparison Debt Trial Balance

Version Characteristics

- Funded Program
- Fund

Version Fund

- 250252-001 Selection 0004
- 410 Bld. and Improvement

Capital Trial Balance Date Printed: 06/18/2026 Client: 100 Page: 2 of 2

Fund(s): 490..599 Fiscal Year: 2026 Period: 1 to 6 Project(s): A.25063 2025 Willowdale Park Improv Project

Account	Trans. Tr.	YTD Debit	YTD Credit	Balance
117000 CASH CONTROL ACCOUNT		190,741.06	289,512.50-	98,771.44-
200050 ACCOUNTS PAYABLE CONTROL ACCT	30,160.74-	289,512.50	259,351.76-	
200200 SR/IR ACCOUNT		547,762.76	783,852.51-	236,089.75-
289999 UNRECEIVED/UNRECORDED FUND BALANCE				
* Balance Sheet	30,160.74-	1,028,016.32	1,332,716.77-	334,861.19-
440000 INTEREST REVENUE SURPLUS			190,741.06-	190,741.06-
* Revenues			190,741.06-	190,741.06-
516020 PROFESSIONAL SERVICE CONTRACTS AND FEES	30,160.74	398,118.62		428,279.36
516430 BUILDING, GROUNDS & HEAVY EQP		87,322.89		97,322.89
* Expenditures	30,160.74	495,441.51		525,602.25
** Total		1,523,457.83	1,523,457.83-	