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# COUNTY OF ERIE

**MARK C. POLONCARZ**  
COUNTY EXECUTIVE

July 9, 2012

Erie County Legislature  
92 Franklin Street – 4<sup>th</sup> Floor  
Buffalo, New York 14202

**RE: Ralph Wilson Stadium - Sound System Improvements Phases 2 and 3**

Dear Honorable Members:

The Lease between the Buffalo Bills and the County of Erie requires that the County provide capital improvements to Ralph Wilson Stadium on an annual basis. The Buffalo Bills have requested that the County, through the Department of Public Works, proceed with capital improvements to the Ralph Wilson Stadium consisting of Sound System Improvements Phases 2 and 3.

This resolution is requesting the County Executive enter into an agreement with the lowest responsible bidders for the Ralph Wilson Stadium Sound System Upgrades Phases 2 and 3. Bids were received by the Department of Public Works on June 28, 2012 and a copy of the bid tabulations are attached for your reference.

Should your Honorable Body require further information, I encourage you to contact Commissioner John Loffredo at the Department of Public Works. Thank you for your consideration on this matter.

Sincerely,

Mark C. Poloncarz, Esq.  
Erie County Executive

MCP/bb  
Enclosure

cc: John Loffredo, Department of Pubic Works

# MEMORANDUM

COMPTROLLER'S  
RECEIVED

12 JUN 29 PM 2:25

**To:** Honorable Members of the Erie County Legislature  
**From:** Department of Public Works  
**Re:** Ralph Wilson Stadium  
2012 Stadium Sound System Upgrades Phases 2 & 3  
**Date:** June 28, 2012

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## **SUMMARY**

The Lease between the Buffalo Bills and Erie County requires that the County provide annual capital maintenance and repairs to the Stadium. The Buffalo Bills have requested that the County proceed with the Stadium Sound System upgrades Phases 2 & 3 work. The Department of Public Works has received bids for the Ralph Wilson Stadium Sound System Upgrades – Phases 2 & 3 work on June 28, 2012. This resolution is requesting authorization for the County Executive to enter into a contract with the lowest responsible bidder.

## **FISCAL IMPLICATIONS**

Funds are available from the 2012 approved capital budget, SAP Project: A.12001 – 2012 - Rehabilitation of Ralph Wilson Stadium.

## **REASONS FOR RECOMMENDATION**

The Buffalo Bills have requested that the County, through the Department of Public Works, proceed with Phases 2 & 3 of the stadium sound system upgrades as part of the 2012 capital projects pursuant to the Lease between the Buffalo Bills and Erie County. This work must be completed prior to the 2012 football season.

## **BACKGROUND INFORMATION**

The County is required pursuant to the Lease between the Buffalo Bills and Erie County to provide annual capital projects. This work complies with the Lease.

## **CONSEQUENCES OF NEGATIVE ACTION**

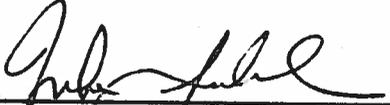
The County will be in violation of the Lease between the Buffalo Bills and Erie County.

## **STEPS FOLLOWING APPROVAL**

A contract will be executed by the County Executive with the lowest responsible bidder so the stadium sound system upgrades work can begin.

**COMPTROLLER'S OFFICE REVIEW**

For proposed 2012 bonds, the proposed legislation has been reviewed by the Office of the Comptroller and is related to an authorized capital project for which there will be sufficient funding once the 2012 bonds are sold. This project is included in the agreed upon list of 2012 projects to advance.

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~~LORNE H. STEINHART~~ Mike Szutala  
Deputy Comptroller  
Comptroller's Office

MCP:dab

File (DPW.6.21.12.Sound System Upgrades.reso)

**A RESOLUTION SUBMITTED BY:  
DEPARTMENT OF PUBLIC WORKS**

**RE: Ralph Wilson Stadium – 2012 Stadium Sound System Upgrades, Phases 2 and 3**

**WHEREAS, the County is required pursuant to the Lease Agreement between the Buffalo Bills and Erie County to provide capital improvements to Ralph Wilson Stadium on an annual basis; and**

**WHEREAS, the Erie County, Department of Public Works, received bids for the Ralph Wilson Stadium – 2012 – Stadium Sound System Upgrades, Phases 2 and 3 on June 28, 2012; and**

**WHEREAS, the Erie County, Department of Public Works, is recommending award of a contract to the lowest responsible bidder, along with the engineer.**

**NOW, THEREFORE, BE IT**

**RESOLVED, that the County Executive be authorized to enter into a contract with the lowest responsible bidder for the Ralph Wilson Stadium – 2012 – Stadium Sound System Upgrades, Phases 2 and 3 as follows:**

**ELECTRICAL WORK**

|   |                 |                     |
|---|-----------------|---------------------|
| <b>Frey Electric Construction Company</b> | <b>Base Bid</b> | <b>\$510,000.00</b> |
|---|-----------------|---------------------|

**; and be it further**

**RESOLVED, that the sum of \$50,000.00 be allocated to a construction contingency fund with authorization for the County Executive and/or Commissioner of Public Works to approve change orders not to exceed the contingency; and be it further**

**RESOLVED, that deduct change orders will result in these funds returned to the contingency fund; and be it further**

**RESOLVED, that the Comptroller's Office be authorized to make payment for all the above from SAP Project A.12001 2012 – Rehabilitation of Ralph Wilson Stadium, for an amount not to exceed \$560,000.00; and be it further**

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

TO: LORNE STEINHART, 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

Frey Electric Construction Co.

2. AMOUNT OF CONTRACT

\$510,000.00 – Frey Electric Construction Co.  
\$ 50,000.00 – Construction Contingency

3. PROJECT NUMBER

A12001 - \$ 560,000.00

4. PROJECT TITLE

Ralph Wilson Stadium – 2012 Stadium Sound  
System Upgrades, Phases 2 & 3

5. DEPARTMENT CONTACT

Funding questions: Jeffrey P. Zack, PE at 8824  
Letter pickup: Diane Bukowski at 8301

COMPTROLLER'S OFFICE

COMPLETE ITEMS 6 AND 7

6. AVAILABILITY OF FUNDS

\$ \* see below

7. PERFORMED BY

*Jackie Puloff*

Date Sent to Comptroller's Office:

June 28, 2012

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\* **COMMENTS:** There will be enough funding for the action proposed once the bonds are sold for 2012. This project was included in the agreed upon list of projects to cash advance prior to the bond sale.