

May 15, 2012

ECONOMIC DEVELOPMENT COMMITTEE  
REPORT NO. 6

ALL MEMBERS PRESENT.

CHAIR GRANT PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
  - a. COMM. 27M-4 (2011)  
**PRESIDENT OF NYSAC:** "Letter to Chair of Legislature Concerning NYS Land Bank Act"  
(5-0) Chair Grant not present for vote.
  - b. COMM. 9M-10 (2012)  
**NFTA:** "Minutes of Meeting Held 3/26/2012"  
(5-0) Chair Grant not present for vote.

2. COMM. 9E-16 (2012)  
**COUNTY EXECUTIVE**  
WHEREAS, the Library Board of Trustees has authorized the Library Director, in cooperation with the Erie County Department of Public Works to proceed with the asbestos abatement project on the second floor, west wing of the Buffalo and Erie County Central Library; and

WHEREAS, the Legislature has previously authorized the County Executive to enter into a General Architectural/Engineering Services Agreement with Watts Architecture & Engineering, P.C. for providing professional design and construction document services on Erie County projects; and

WHEREAS, the County Executive is requesting authorization to issue an Agreement Amendment to Watts Architecture & Engineering, P.C. for providing design and construction documents services for an asbestos abatement project at the Erie County Central Library.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to issue an Agreement Amendment to Watts Architecture & Engineering, P.C. for providing professional design and construction document services for the asbestos abatement project at the Buffalo & Erie County Central Library for an amount not to exceed \$25,000.00; and be further

RESOLVED, that the Comptroller's Office be authorized to make payment for all the above from SAP project account F.00007 - 2003 Central Library Asbestos Abatement; 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 Office of the County Executive, the Division of Budget and Management, Kenneth Stone, CFO of the Buffalo & Erie County Public Library, and the Office of the Comptroller.

(5-0) Chair Grant not present for vote.

3. COMM. 9E-17 (2012)  
**COUNTY EXECUTIVE**

WHEREAS, the existing roof system at the Erie Community College's City Campus, 45 Oak Street building, is 30 plus years old and is leaking, causing damage to the building interior spaces and systems; and

WHEREAS, the Legislature has previously authorized the County Executive to enter into a General Architectural/Engineering Services Agreement with Advanced Architecture and Planning for providing professional design and construction document services on Erie County projects; and

WHEREAS, the County Executive is requesting authorization from the Legislature to issue an Agreement Amendment to Advanced Architecture and Planning for providing design and construction documents services for the roof replacement project at Erie Community College's City Campus, 45 Oak Street building.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to issue an Agreement Amendment to Advanced Architecture and Planning for providing professional design and construction document services for the Erie Community College's City Campus, 45 Oak Street building for an amount not to exceed \$25,000.00; and be further

RESOLVED, that the Comptroller's Office be authorized to make payment for all the above from SAP project account E.11003- 2011 Erie Community College- Roofs Collegewide (Countywide) for an amount not to exceed \$25,000.00; 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 Office of the County Executive, the Division of Budget and Management, and the Office of the Comptroller.  
(5-0) Chair Grant not present for vote.

4. COMM. 9E-18 (2012)

**COUNTY EXECUTIVE**

WHEREAS, bids were taken for the Capital Project for the 2012 Culvert Group 1 (Allen Road BR 27-6, Scherff Road BR 371-3 and Hayes Hollow Road BR 397-3A), in the Town of Sardinia, Orchard Park and Concord, respectively, on March 29, 2012, with the lowest responsible bidder being DiPizio Construction Company, at a low bid amount of \$299,998; and

WHEREAS, a change order for construction engineering and construction inspection services for the above noted project to the engineering firm of Clough Harbour Associates, is required at a cost not to exceed \$30,898; and

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be authorized and is hereby directed to execute a contract for Erie County Project No. FM 27/371/397-12 for the 2012 Culvert Group 1 Project (Allen Road BR 27-6, Scherff Road BR 371-3 and Hayes Hollow Road BR 397-3A), between the County of Erie and DiPizio Construction Company, at a low bid amount of \$299,998; and be it further

RESOLVED, that the County Executive be authorized and is hereby directed to execute a change order with Clough Harbour Associates for construction engineering and inspection services in the amount of \$30,898; and be it further

RESOLVED, that an additional amount of \$30,000 be allocated for a Department of Public Works, Division of Highways construction contingency fund with authorization for the County Executive to approve change orders in an amount not to exceed \$30,000; and be it further

RESOLVED, that the total project budget of \$360,896 be allocated from available funds in the following SAP Capital Accounts:

B.20921.1: 2009 FEMA 1857-NY Program , \$45,388.00

B.21027.5: 2010 Preservation of Bridges and Culverts Construction Program, \$250,000.00

B.11026.1: 2011 Preservation of Bridges and Culverts Construction Program, \$65,508.00

and be it further

RESOLVED, that when any of the expenditures of the approved project be eligible for FEMA or FHWA reimbursement, the budget will be adjusted by the increasing federal or state revenue accordingly; and be it further

RESOLVED, that the Clerk of the Legislature be instructed to forward three (3) certified copies of this resolution 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.

(6-0)

5. COMM. 9E-19 (2012)

**COUNTY EXECUTIVE**

WHEREAS, when Eden-Evans Center Road and Beach Road was reconstructed about 40 years ago, slag was used as a sub-base material which at the time, it was thought that slag was an acceptable material for this purpose; and

WHEREAS, long stretches of this road have been heaving in the winter months making the road difficult to drive in those months due to the wicking of water in the sub-base; and

WHEREAS, over the years, the Department of Public Works has tried several solutions to mitigate the heaving with no success; and

WHEREAS, the only solution is to fully remove the slag sub-base and replace it with gravel material and new pavement; and

WHEREAS, before construction can commence, these roads are in need of design; and

WHEREAS, funds exist in SAP Project number B.21001 (2010 Capital Overlay Program) for work on Eden-Evans Center Road (CR 221)/Beach Road (CR32); and

WHEREAS, the Department of Public Works desires to use these funds to begin design work on this roadway.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature authorizes the County Executive to enter into a contract for engineering services for the design of the rehabilitation of Eden-Evans Center Road (CR 221) and Beach Road (CR32), in the Town of Evans with DiDonato Associates for an amount not to exceed \$180,000.00; and be it further

RESOLVED, SAP Project B.21001, Capital Overlay Program, will be utilized to perform the necessary study and design of the project; and be it further

RESOLVED, that the Clerk of the Legislature forward three (3) certified copies of this resolution 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.  
(6-0)

**THOMAS A. LOUGHRAN**  
**CHAIR**