



ECLEEC JUL 09 10 10:51

COUNTY OF ERIE

MARK C. POLONCARZ
COUNTY EXECUTIVE

July 9, 2013

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

Re: Buffalo Niagara Convention Center – 2013 – Renovation to Ballroom Carpet

Dear Honorable Members:

This resolution is requesting authorization for the County Executive to enter into a contract with the lowest responsible bidders for the Buffalo Niagara Convention Center – 2013 – Renovation to Ballroom Carpet project. Bids were received by the Department of Public Works on June 12, 2013 and a copy of the bid tabulation is attached for your reference. This project involves the replacement of the Ballroom carpet, in-floor electrical outlets, and other miscellaneous improvements.

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

Sincerely yours,

Mark C. Poloncarz, Esq.
Erie County Executive

MCP/dab
Enclosure

cc: John C. Loffredo, Commissioner

MEMORANDUM

COMPTROLLER'S
RECEIVED

13 JUN 18 AM 11:37

To: Honorable Members of the Erie County Legislature
From: Department of Public Works
Re: Buffalo Niagara Convention Center – 2013 – Renovation to Ballroom Carpet
Date: June 17, 2013

SUMMARY

This resolution is requesting authorization for the County Executive to enter into contracts with the lowest responsible bidders for the Buffalo Niagara Convention Center – 2013 – Renovation to Ballroom Carpet project, located at 153 Franklin Street, Buffalo, New York.

This project involves the replacement of the Ballroom carpet, in-floor electrical outlets and other miscellaneous improvements. This resolution is also requesting approval for the County Executive to enter into a Contract Amendment with the firm of DiDonato Associates for design and construction services for re-construction of the loading dock trench drains.

FISCAL IMPLICATIONS

Funds for the project are currently available from the approved and adopted 2012 capital budget. The SAP project account is A.12002 – 2012 Buffalo Niagara Convention Center Rehabilitation.

REASONS FOR RECOMMENDATION

The Ballroom carpet is continuously heaving and causing tripping problems. One area had to be temporarily repaired prior to the 2012 Auto and Home shows. Correcting the problem will eliminate possible law suits against the County.

During the 2010 renovations to the Exhibit Hall area, painting of the dividing air-wall, concrete columns and blocking out the high perimeter windows was eliminated due to budget constraints. The proposed work will address these items.

The concrete trench drains at the north and south entrances to the loading dock are crumbling and caving in. The condition poses a health and safety hazard and the drains need to be reconstructed.

BACKGROUND INFORMATION

All work must be performed this summer during the lowest schedule of Convention Center use with the exception of the Ballroom carpet, which will be replaced in December 2013 due to the long lead of delivery of the carpet.

CONSEQUENCES OF NEGATIVE ACTION

If the Ballroom carpet is not replaced, additional buckling of the Ballroom carpet will continue with possible law suits to the County. Painting the air wall and concrete columns will enhance the new finishes in the Exhibit Hall. Blocking out the high bay windows will eliminate the Buffalo Niagara Convention Center personnel's need to manually insert black cardboard in the windows, which is a health and safety concern working off a lift.

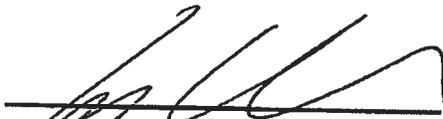
The loading dock trench drains must be reconstructed to eliminate health and safety concerns. This would also eliminate law suites.

STEPS FOLLOWING APPROVAL

Upon Legislative approval, the County Executive will enter into a contract with the lowest responsible bidders. A Contract Amendment will be entered into with the firm of DiDonato Associates for A/E services.

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.



GREGORY GACH
Deputy Comptroller
Comptroller's Office

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

RE: Buffalo Niagara Convention Center – 2013 –Renovation to Ballroom Carpet

WHEREAS, the Department of Public Works received bids for the Buffalo Niagara Convention Center – 2013 – Renovation to Ballroom Carpet project on June 12, 2013; and

WHEREAS, the Erie County Department of Public Works along with BHNT Architects, PC are recommending award of the contracts to the lowest responsible bidders;

WHEREAS, your Honorable Body has previously authorized the County Executive to enter in a General Architectural/Engineering services agreement with the firm of DiDonato Associates 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 the firm of DiDonato Associates for providing design and construction document services for reconstructing the loading dock trench drain.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into a contract with the lowest responsible bidders for the BNCC-2013-Renovations to Ballroom Carpet project for an amount not to exceed as follows:

<u>General Construction Work</u> Nichter Construction, Inc.	Base Bid:	\$361,000.00
<u>Electrical Construction Work</u> O'Connell Electric Company, Inc.	Base Bid:	<u>\$ 95,250.00</u>
Total Award of All Construction Contracts:		\$456,250.00

and be it further

RESOLVED, that the sum of \$75,000.00 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 deduct change orders will result in these funds being returned to the Construction Contingency Fund; and be it further

RESOLVED, that the County Executive is authorized to execute an Agreement Amendment with the firm of DiDonato Associates for providing professional design and services

for the reconstruction of the trench drains for an amount not to exceed \$10,000.00 including reimbursables; and be it further

RESOLVED, that the Comptroller's Office be authorized to make payment for all the above from SAP project account:

A.12002 – 2012 Buffalo Niagara Convention Center Rehabilitation	\$465,710.00
A.13003–2013 Buffalo Niagara Convention Center Rehabilitation	<u>\$ 75,540.00</u>
For an Amount Not To Exceed	\$541,250.00

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.

TO: GREGORY GACH, COMPTROLLER'S OFFICE

PROPOSED RESOLUTIONS REQUIRING RULE 55

CONTRACT APPROVAL CHECKLIST
CONFIRMATION OF AVAILABILITY OF FUNDS IN CAPITAL PROJECTS

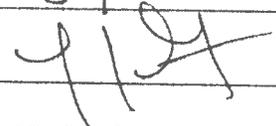
REQUESTING DEPARTMENT

COMPLETE ITEMS 1 THROUGH 5

- | | | | | | | | | | |
|----------------------------------|---|---------------------|--------------|--------------------------|--------------|----------------------------|--------------|----------------------------------|--------------|
| 1. CONTRACTOR'S NAME | Nichter Construction, Inc.
O'Connell Electric Company, Inc. | | | | | | | | |
| 2. AMOUNT OF CONTRACT | <table border="0"><tr><td>DiDonato Associates</td><td>\$ 10,000.00</td></tr><tr><td>Construction Contingency</td><td>\$ 75,000.00</td></tr><tr><td>Nichter Construction, Inc.</td><td>\$361,000.00</td></tr><tr><td>O'Connell Electric Company, Inc.</td><td>\$ 95,250.00</td></tr></table> | DiDonato Associates | \$ 10,000.00 | Construction Contingency | \$ 75,000.00 | Nichter Construction, Inc. | \$361,000.00 | O'Connell Electric Company, Inc. | \$ 95,250.00 |
| DiDonato Associates | \$ 10,000.00 | | | | | | | | |
| Construction Contingency | \$ 75,000.00 | | | | | | | | |
| Nichter Construction, Inc. | \$361,000.00 | | | | | | | | |
| O'Connell Electric Company, Inc. | \$ 95,250.00 | | | | | | | | |
| 3. PROJECT NUMBER | A.12002 – 2012 BNCC Rehabilitation
A.13003 – 2013 BNCC Rehabilitation | | | | | | | | |
| 4. PROJECT TITLE | Buffalo Niagara Convention Center – 2013 –
Renovation to Ballroom Carpet | | | | | | | | |
| 5. DEPARTMENT CONTACT | Funding questions: Jeffrey P. Zack, PE at x8824
Letter pickup: Diane Bukowski at x8301 | | | | | | | | |

COMPTROLLER'S OFFICE

COMPLETE ITEMS 6 AND 7

- | | |
|------------------------------------|--|
| 6. AVAILABILITY OF FUNDS | \$ 30,000.00 |
| 7. PERFORMED BY |  |
| Date Sent to Comptroller's Office: | June 17, 2013 |

[55 compt_10]

**BUFFALO/NIAGARA CONVENTION CENTER
 RENOVATION TO BALLROOM CARPET**

**DATE: 6.13.2013
 TIME: 2:30 PM**

**BID TABULATION SHEET
 ELECTRICAL CONSTRUCTION WORK**

BIDDER	BASE BID	
O'CONNELL ELECTRIC COMPANY, INC.	95,250.00	
SOUTH BUFFALO ELECTRIC, INC.	134,895.00	
CIR ELECTRICAL CONSTRUCTION CORP.	159,300.00	
Ferguson Electric Construction Co., Inc.	199,800.00	
Frey electric Construction Co., Inc.	179,000.00	

**DEPARTMENT OF PUBLIC WORKS
 OFFICE OF THE COMMISSIONER**

**BUFFALO/NIAGARA CONVENTION CENTER
RENOVATION TO BALLROOM CARPET**

DATE: 6.13.2013
TIME: 2:30 PM

**BID TABULATION SHEET
GENERAL CONSTRUCTION WORK**

BIDDER	BASE BID	ALTERNATE BID #1 ADD/DEDUCT	ALTERNATE BID #2 ADD/DEDUCT	ALTERNATE BID #3 ADD/DEDUCT	ALTERNATE BID #4 ADD/DEDUCT
NICHTER CONSTRUCTION, INC.	361,000.00	39,000.00 (+/-)	14,500.00 (+/-)	15,500.00 (+/-)	70,000.00 (+/-)
TRASON DEVELOPMENT CORP.	624,900.00	45,000.00 (+)	22,000.00 (+)	25,000.00 (+)	85,000.00 (+)

DEPARTMENT OF PUBLIC WORKS
OFFICE OF THE COMMISSIONER