



# COUNTY OF ERIE

**MARK C. POLONCARZ**

COUNTY EXECUTIVE

December 10, 2013

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

**Re: Various County Park Buildings – 2013 – Demolition of Emery Park Buildings**

Dear Honorable Members:

This resolution is seeking authorization for the County Executive to enter into a contract with the lowest responsible bidder, Apollo Dismantling Service, LLC for the demolition of various Emery Park Buildings. Bids were received by the Department of Public Works on October 15, 2013 and a copy of the bid tabulation is attached for your reference. This work is being conducted by the Department of Public Works for the Department of Parks, Recreation and Forestry.

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,

A handwritten signature in blue ink that reads "Mark Poloncarz".

Mark C. Poloncarz, Esq.  
Erie County Executive

MCP/dab  
Enclosure

cc: John C. Loffredo, Commissioner of Public Works  
Troy Schinzel, Commissioner of Parks, Recreation and Forestry

MEMORANDUM

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**To:** Honorable Members of the Erie County Legislature  
**From:** Department of Public Works  
**Re:** Various County Park Buildings – 2013 – Demolition of Emery Park Buildings  
**Date:** October 28, 2013

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**SUMMARY**

This resolution is seeking authorization for the County Executive to enter into a contract with the lowest responsible bidder, Apollo Dismantling Service, LLC for the demolition of various Emery Park Buildings.

**FISCAL IMPLICATIONS**

Funds for the project are currently available from the approved and adopted 2012 capital budget. The SAP project account is A.13008 – 2013 Countywide Park Improvements.

**REASONS FOR RECOMMENDATION**

There are five dilapidated buildings at Emery Park that are currently unsafe for use, pose a safety and health threat, are structurally unsafe to occupy for the public, or are no longer needed. Three of the buildings, which include the Emery Park Inn, Elizabeth Grove and Twin Lakes comfort stations are already condemned. Therefore, the structures need to be demolished.

**BACKGROUND INFORMATION**

DiDonato Associates determined that three buildings at Emery Park were structurally unsafe and recommended that they be demolished entirely. A pre-demolition hazardous materials survey was also conducted on the five buildings.

**CONSEQUENCES OF NEGATIVE ACTION**

If the condemned buildings are not demolished, they will remain unsafe and pose a life and safety hazard to the public and eventually collapse.

**STEPS FOLLOWING APPROVAL**

Upon Legislative approval, contracts will be entered into by the County Executive with the lowest responsible bidder so work can begin.

**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.



STEFAN MYCHAJLIW  
Erie County Comptroller  
Comptroller's Office

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

**RE: Various County Park Buildings – 2013 – Demolition of Emery Park Buildings**

WHEREAS, DiDonato Associates has inspected and reported on the conditions of three buildings, and has determined that they are structurally unsafe and recommend they be condemned and demolished entirely; and

WHEREAS, the dilapidated parks buildings are going to be demolished since they are no longer structurally sound and pose a safety and health threat to the public; and

WHEREAS, the Erie County Department of Public Works received bids for the Demolition of various Emery Park Buildings project on October 15, 2013; and

WHEREAS, the Erie County Department of Public Works, is recommending award of a contract to the lowest responsible bidder Apollo Dismantling Service, LLC, along with the engineering firm, Clark Patterson Lee.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into a contract with the lowest responsible bidder, Apollo Dismantling Service, LLC for the demolition of various Emery Park Buildings as follows:

Total Base Bid (A+B+C)	\$ 73,000.00
Alternate No. 1	\$ 14,000.00
<u>Alternate No. 2</u>	<u>\$ 26,000.00</u>
Total Amount Not to Exceed:	\$113,000.00

and be it further

RESOLVED, that the sum of \$20,000.00 be allocated to the 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 Comptroller's Office be authorized to make payment for all the above from SAP project accounts as follows:

A.13008 – 2013 Countywide Park Improvements	\$ 133,000.00
Total Payment Not To Exceed:	\$ 133,000.00

and be it further

RESOLVED, that two certified copies of this resolution shall be sent to the Commissioner of the Department of Public Works; and one copy each to the Office of the County Executive; the Director of the Division of Budget and Management, the Department of Parks, Recreation and Forestry 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. CONSULTANT'S NAME  | Apollo Dismantling Services, LLC \$113,000.00<br>Construction Contingency \$ 20,000.00    |
| 2. AMOUNT OF CONTRACT | Not to Exceed \$133,000.00  |
| 3. PROJECT NUMBER     | A.13008 – 2012 Countywide Park Improvements<br>\$133,000.00                               |
| 4. PROJECT TITLE      | Various County Parks Buildings – 2013 –<br>Demolition of Emery Park Buildings             |
| 5. DEPARTMENT CONTACT | Funding questions: Jeffrey P. Zack, PE at x8824<br>Letter pickup: Diane Bukowski at x8301 |

COMPTROLLER'S OFFICE

COMPLETE ITEMS 6 AND 7

- |                                    |                         |
|------------------------------------|-------------------------|
| 6. AVAILABILITY OF FUNDS           | \$ 334,489.35           |
| 7. PERFORMED BY                    | <u>Don Wilian</u>       |
| Date Sent to Comptroller's Office: | <u>October 28, 2013</u> |

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