



# COUNTY OF ERIE

**MARK C. POLONCARZ**

COUNTY EXECUTIVE

May 15, 2014

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

**Re: Miscellaneous Bridge Repairs – 2014 Project Number BR-MISC 3-14-Towns of  
Hamburg, Sardinia and Grand Island - Construction Award  
IMMEDIATE CONSIDERATION REQUESTED**

Dear Honorable Members:

Please find attached bid tabulations for the four (4) bidders on the above project, indicating the low bidder being Union Concrete & Construction Corporation (UCC) of West Seneca, New York. The County Executive is requesting authorization to award a contract to Union Concrete & Construction Corporation, being a responsible contractor. Additionally, we recommend that a contract with Clough Harbour & Associates of Buffalo, New York, be authorized for construction engineering and construction inspection services.

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/mc  
Enclosure

cc: Commissioner John Loffredo, P.E.

## MEMORANDUM

**To:** Honorable Members of the Erie County Legislature  
**From:** Department of Public Works  
**Re:** Miscellaneous Bridge Repairs – 2014 - Project Number BR-MISC 3-14  
Townships of Hamburg, Sardinia and Grand Island – Construction Award  
**Date:** May 15, 2014

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### **SUMMARY**

Requesting award of a contract between Union Concrete & Construction Corporation and the County of Erie for the Miscellaneous Bridge Rehabilitation and Repair Project BR-MISC 7-13, establish a construction contingency and authorize the County Executive to approve change orders, award a construction engineering and a construction inspection service agreement to Clough Harbour & Associates.

#### The following bridges are included in this contract:

Clark Street over Rush Creek (BR 51-1),  
Genesee Road over Hosmer Brook (BR 409-2)  
Love Road over Big Six Mile Creek (BR 548-1)

### **FISCAL IMPLICATIONS**

The total cost for the construction phase of this project is currently estimated at \$280,116.80 and is available in: Fund 420, Business Area 123  
B.11031 2011 As Directed Bridge Work in the amount of \$212,222.03 and  
B.12008 2012 Preservation of Bridges and Culverts in the amount of \$67,777.97,  
for a total not to exceed of \$280,000.00.

### **REASONS FOR RECOMMENDATION**

It is necessary that this approval be granted, so that the Contract be awarded to allow the contractor to begin construction.

### **BACKGROUND INFORMATION**

These bridges have been determined to be deficient in several areas through the NYSDOT Bridge Inspection process. The repairs are necessary to improve the bridges rating and prevent further deterioration.

### **CONSEQUENCES OF NEGATIVE ACTION**

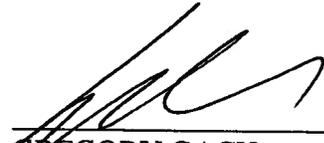
The construction phase of the Project will not be implemented in a timely manner. Negative action would halt project advancement, and continue with safety hazards and other conditions on these three bridges.

### **STEPS FOLLOWING APPROVAL**

The contracts will be awarded and construction will begin as soon as possible depending on the weather and availability of materials.

**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.



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GREGORY GACH  
Comptroller's Office

JCL/WSS/dab

A RESOLUTION SUBMITTED BY:  
DEPARTMENT OF PUBLIC WORKS  
DIVISION OF HIGHWAYS

RE:           Miscellaneous Bridge Repairs – 2014  
              Project Number BR-MISC 3-14-Towns of Hamburg, Sardinia  
              and Grand Island - Construction Award

WHEREAS, bids were taken for the Miscellaneous Bridge Rehabilitation and Repair Project BR-MISC 3-14, in various towns, on March 27, 2014, and the lowest responsible bidder was Union Concrete & Construction Corporation, of West Seneca, New York in the amount of \$218,288.00; and

WHEREAS, the Miscellaneous Bridge Rehabilitation and Repair Project BR-MISC 3-14 will rehabilitate or repair three (3) County owned bridges. The following bridges are included in this contract: Clark Street over Rush Creek (BR 51-1), Genesee Road over Hosmer Brook (BR 409-2) and Love Road over Big Sixmile Creek (BR 548-1); and

WHEREAS, funding for this Project was approved and is available in Fund 420 Business Area 123, WBS Element B.11031 2011 As Directed Bridge Work in the amount of \$212,222.03 and WBS Element B.12008 2012 Preservation of Bridges and Culverts in the amount of \$67,777.97, for a total not to exceed of \$280,000.00; and

WHEREAS, it is necessary that this approval be granted, so the contract can be awarded and allow the contractor to order material and begin work this summer; and

WHEREAS, in order to facilitate the Miscellaneous Bridge Rehabilitation and Repair Project BR-MISC 3-14 it will be necessary for the County to execute the construction contract with the responsible low bidder and establish a construction contingency; and

WHEREAS, a contract has been negotiated with Clough Harbour & Associates for construction inspection and engineering services during construction for a not to exceed amount of \$40,000.00.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be authorized to award and execute a contract for the Miscellaneous Bridge Rehabilitation and Repair Project BR-MISC 3-14 between the County of Erie and the lowest responsible bidder Union Concrete & Construction Corporation, establish a construction contingency, execute change orders and execute a negotiated contract between the County of Erie and project engineers Clough Harbour Associates; and be it further

RESOLVED, that funding for the Miscellaneous Bridge Rehabilitation and Repair Project BR-MISC 3-14 be allocated from Fund 420, Business Area 123, WBS Element B.11031 2011 As Directed Bridge Work in the amount of \$212,222.03 and WBS Element B.12008 2012 Preservation of Bridges and Culverts in the amount of \$67,777.97, for a total not to exceed of \$280,000.00; and be it 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, 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: GREGORY GACH, DEPUTY 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	Union Concrete & Construction Corporation Clough Harbour Associates
2. AMOUNT OF CONTRACT	\$218,288.00 Union Concrete \$ 40,000.00 Clough Harbour \$ 21,712.00 Contingency
3. PROJECT NUMBER(s)	B.11031 \$212,222.03 B.12008 \$ 67,777.97
4. PROJECT TITLE	B.11031 2011 As Directed Bridge Work B.12008 2012 Preservation of Bridges & Culverts
5. DEPARTMENT CONTACT	Funding questions: Charles A. Sickler, PE at 8372 Letter pickup: Diane Bukowski at 8301

COMPTROLLER'S OFFICE

COMPLETE ITEMS 6 AND 7

6. AVAILABILITY OF FUNDS	B. 11031 \$ 212,222.03 B. 12008 \$ 184,589.22
7. PERFORMED BY	<u>Jon Wilson</u>
Date Sent to Comptroller's Office:	<u>May 5, 2014</u>

[55 compt\_10]

OFFICE OF THE COMPTROLLER REVIEW

DATE: 5/14/14

PROJECT TITLE: B.11031 2011 Emergency Bridge Work Reconstruction

1) IS THE REASON FOR THIS CONTRACT CONSISTENT WITH THE PURPOSE OF THE PROJECT: YES \_\_\_\_\_ NO \_\_\_\_\_

IF NO, RETURN THIS REQUEST TO THE DEPARTMENT

IF YES, COMPLETE THE FOLLOWING VERIFICATION

2) PROJECT AVAILABLE APPROPRIATION

TOTAL PROJECT REVENUES \$ 500,000.00

TOTAL PROJECT APPROPRIATIONS \$ 500,000.00

LESS: TOTAL EXPENDITURE TO DATE \$ 287,777.97

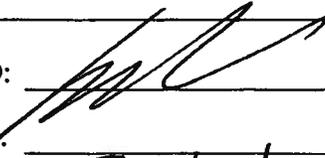
TOTAL COMMITMENTS \$ 0

AVAILABLE APPROPRIATIONS AS OF DATE OF REQUEST \$ 212,222.03

LESS: CONTRACT AMOUNT: 212,222.03

NET AVAILABLE APPROPRIATIONS 0.00

COMMENTS: Cash in project: \$212,222.03  
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REQUEST APPROVED: 

REQUEST DENIED: \_\_\_\_\_

DATE: 5/14/14

OFFICE OF THE COMPTROLLER REVIEW

DATE: 5-14-2014

PROJECT TITLE: B.12008 2012 PRESERVATION OF BRIDGES, CULVERTS CONST

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

IF NO, RETURN THIS REQUEST TO THE DEPARTMENT

IF YES, COMPLETE THE FOLLOWING VERIFICATION

2) PROJECT AVAILABLE APPROPRIATION

1

TOTAL PROJECT REVENUES \$ 608,432.00

TOTAL PROJECT APPROPRIATIONS \$ 608,432.00

LESS: TOTAL EXPENDITURE TO DATE \$ 376,441.40

TOTAL COMMITMENTS \$ 47,401.38

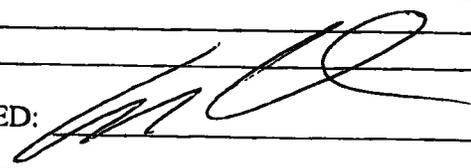
AVAILABLE APPROPRIATIONS AS OF DATE OF REQUEST \$ 184,589.22

LESS: CONTRACT AMOUNT: 67,777.97

NET AVAILABLE APPROPRIATIONS \$ 116,811.25

COMMENTS: Project cash balance \$231,990.60

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REQUEST APPROVED:  \_\_\_\_\_

REQUEST DENIED: \_\_\_\_\_

DATE: 5/14/14 \_\_\_\_\_