COUNTY OF ERIE

MARK C. POLONCARZ
COUNTY EXECUTIVE

June 16, 2014

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

RE: Construction and Construction Engineering and Inspection Services
Akron Falls Park Bridge (PK-2) Replacement over Murder Creek
Town of Newstead/Village of Akron
Erie County Project No. BR-PK-2-12

Dear Honorable Members:

We are forwarding for your approval a proposed resolution to authorize the County Executive to execute project change orders with the construction contractor Accadia Site Contracting, Inc. of Depew, New York and project engineers TY Lin International of Buffalo, New York.

Should your Honorable Body require further information, I encourage you to contact Commissioner John C. Loffredo of 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

MEMORANDUM

To:	Honorable Members of the Erie County Legislature
From:	Department of Public Works
Re:	Construction and Construction Engineering and Inspection Services Akron Falls Park Bridge (PK-2) Replacement over Murder Creek Town of Newstead/Village of Akron Erie County Project No. BR-PK-2-12
Date:	**June 16, 2014**

SUMMARY

We request adoption of a resolution to authorize the County Executive to execute project change orders with the construction contractor Accadia Site Contracting, Inc. and project engineer TY Lin International, on the Akron Falls Park Bridge (PK-2) Replacement over Murder Creek project.

FISCAL IMPLICATIONS

The total construction cost of this project is currently estimated at $751,249.82. The project was previously approved and appropriated via Comm.12E-14 (2012) on July 12, 2012 (SAP B.12014). The current Project construction phase increase in the amount of $99,069.41, is available from SAP Project B.13016.15, 2013 Capital Overlay (PAYGO). The project construction increase is necessary for change orders to Accadia Site Contracting, Inc. and TY Lin International for unanticipated on-site work scope and quantity changes.

REASONS FOR RECOMMENDATION

The Erie County Department of Public Works has agreed to the project increases, after lengthy negotiations, due to the unanticipated circumstances of Superstorm Sandy, in October 2012, which caused significant rainfall in this area causing damage and delays to the project due to high water levels.

BACKGROUND INFORMATION

The Akron Falls Park Bridge (PK-2) Replacement Project is completed and open. These change orders will allow final payments and close out of project.

CONSEQUENCES OF NEGATIVE ACTION

This action is required to pay for the costs related to the unanticipated on-site work scope and quantity changes.

STEPS FOLLOWING APPROVAL

The County Executive will sign the negotiated change orders and the final payments will be made.

COMPTROLLER'S OFFICE REVIEW

The proposed legislation has been reviewed by the Office of the Comptroller and is related to an authorized capital project for which there is sufficient funding

Gregory Gach
Deputy Comptroller
Comptroller's Office

File Copy (HGWY.Akron Falls Bridge.6.9.14)

A RESOLUTION SUBMITTED BY:
DEPARTMENT OF PUBLIC WORKS

RE: Construction and Construction Engineering
and Inspection Services Akron Falls Park Bridge
(PK-2) Replacement over Murder Creek
Town of Newstead/Village of Akron
Erie County Project No. BR-PK-2-12

WHEREAS, the Akron Falls Park Bridge Replacement Project No. BR-PK-2-12 was approved, appropriated, and awarded to the low bidder Accadia Site Contracting Inc., via Comm.12E-14 (2012) of July 12, 2012; and

WHEREAS, it has been determined that unanticipated on-site work scope and quantity changes requires an increase to the contract with Accadia Site Contracting Inc. and an increase to the construction engineering services and construction inspection services with TY Lin International.

NOW, THEREFORE, BE IT

RESOLVED, that the initial estimated project construction authorization of $750,000.00 be increased by the amount of $99,069.41 which is available from capital account SAP B.13016, 2013 Capital Overlay (PAYGO); and be it further

RESOLVED, that the County Executive be authorized to execute negotiated change orders in the amount not to exceed the allowable project construction total between the County of Erie and project contractor Accadia Site Contracting, Inc. as well as project engineer TY Lin International for unanticipated on-site work scope and quantity changes; 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 Office 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	Accadia Site Contracting TY-Lin International
2. AMOUNT, CHANGE ORDER(S)	$99,069.41
3. PROJECT NUMBER	SAP B.13016.15
4. PROJECT TITLE	2012 Akron Falls Valley Bridge Construction
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	$
7. PERFORMED BY	

Date Sent to Comptroller's Office: June 9, 2014

[55 compt_10]

TO: GREGORY GACH, COMPTROLLER'S OFFICE

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COMPTROLLER'S OFFICE	COMPLETE ITEMS 6 AND 7
6. AVAILABILITY OF FUNDS	$ 1,296,363.81
7. PERFORMED BY	Don Urban
Date Sent to Comptroller's Office:	June 9, 2014

[55 compt_10]

OFFICE OF THE COMPTROLLER REVIEW **DATE:** 6-10-2014

PROJECT TITLE: B.13016 2013 CAPITAL OVERLAY PROGRAM (COUNTYWIDE)

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	$ 7,900,000.00
TOTAL PROJECT APPROPRIATIONS	$ 7,900,000.00
LESS: TOTAL EXPENDITURE TO DATE	$ 5,943,815.66
TOTAL COMMITMENTS	$ 659,820.53
AVAILABLE APPROPRIATIONS AS OF DATE OF REQUEST	$ 1,296,363.81
LESS: CONTRACT AMOUNT:	99,069.41
NET AVAILABLE APPROPRIATIONS	$ 1,197294.40

COMMENTS: Project cash balance 2,218166.88

REQUEST APPROVED: [signature]

REQUEST DENIED: _____

DATE: 6/10/14