



COUNTY OF ERIE

MARK C. POLONCARZ

COUNTY EXECUTIVE

July 17, 2014

The Honorable
Erie County Legislature
92 Franklin Street – 4th Floor
New York 14202

**RE: Various County Parks Projects – 2014 Pre-Demolition Survey & Demolition-Phase II, New Park Shelters Re-Bid, and Wendt Beach Backflow Preventer
IMMEDIATE CONSIDERATION REQUESTED**

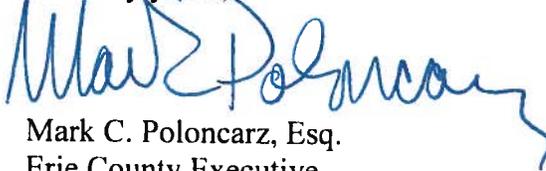
Dear Honorable Members:

This resolution is requesting authorization for the County Executive to enter into Agreement Amendments with the architectural/engineering firms of Watts Architectural & Engineering P.C. and Clark Patterson Lee for pre-demolition hazardous material survey and demolition design.

In addition, the Department of Public Works will be receiving bids for the Various County Parks – 2014 New Park Shelters Re-Bid and the Wendt Beach Park – 2014 Backflow Preventer projects during Legislative summer recess. Legislative authorization is required for the County Executive to enter into construction contracts with the lowest responsible bidders for the construction of new park shelters and the Wendt Beach backflow preventer so that construction may proceed during the summer months.

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

MEMORANDUM

To: Honorable Members of the Erie County Legislature
From: Department of Public Works
Re: Various County Parks Projects – 2014 Pre-Demolition Survey & Demolition – Phase II, New Park Shelters Re-Bid, and Wendt Beach Backflow Preventer
Date: July 14, 2014

SUMMARY

This resolution is requesting authorization for the County Executive to enter into Agreement Amendments with the A/E firms of Watts Architectural & Engineering P.C. and Clark Patterson Lee for pre-demolition hazardous material survey and demolition design for the Various County Park Buildings – 2014 Pre-Demolition Survey of Hazardous Materials – Phase II & 2014 Demolition – Phase II projects.

This resolution is also seeking authorization for the County Executive to enter into contracts with the lowest responsible bidders during the Legislature’s summer recess for an amount not to exceed, including construction contingency \$100,000.00 for the Various County Parks – 2014 New Park Shelters Re-Bid project and \$75,000.00 for the Wendt Beach Park – 2014 Backflow Preventer project. This authorization will allow for work to commence during the summer months when the Legislature is on recess.

FISCAL IMPLICATIONS

Funds for the project are currently available from the approved and adopted 2014 capital budget. The SAP project account is A.14007 – 2014 Countywide Parks Improvements.

REASON FOR RECOMMENDATION

Several old dilapidated parks buildings are going to be demolished since they pose a safety and health threat or are structurally unsafe to occupy for the public. The project will require a pre-demolition hazardous materials survey and demolition design consulting services. New shelters will be constructed in various County parks to replace the old ones. Lastly, a backflow preventer must be installed at Wendt Beach to provide water to the new Lifeguard and Public Restroom Facility as required by the Erie County Water Authority and the New York State Department of Health.

BACKGROUND INFORMATION

This Honorable Body previously approved a resolution for the A/E firms of Watts Architectural & Engineering P.C. and Clark Patterson Lee to perform pre-demolition hazardous material survey and demolition design consulting services for the Various County Park Buildings – 2013 Pre-Demolition Survey Hazardous Materials of Emery Park Buildings and 2013 – Demolition of Emery Park Buildings projects. The second phase of the projects will require the same type of services. New shelters were designed to replace the old ones that were demolished. Lastly, after review by the Erie County Water Authority, it was determined that a new backflow preventer be installed to serve the entire Wendt Beach Park.

BACKGROUND INFORMATION

Your Honorable Body previously approved a resolution for the A/E firms of Watts Architectural & Engineering P.C. and Clark Patterson Lee to perform pre-demolition hazardous material survey and demolition design consulting services for the Various County Park Buildings – 2013 Pre-Demolition Survey Hazardous Materials of Emery Park Buildings and 2013 – Demolition of Emery Park Buildings projects. The second phase of the projects will require the same type of services. New shelters were designed to replace the old ones that were demolished. Lastly, after review by the Erie County Water Authority, it was determined that a new backflow preventer be installed to serve the entire Wendt Beach Park.

CONSEQUENCES OF NEGATIVE ACTION

If demolition to these buildings is not performed, they will remain unsafe and pose a life and safety hazard to the public. By not providing additional new shelters, the various County Parks will not be improved to better serve the public. Without the installation of a backflow preventer at Wendt Beach, the new Lifeguard and Public Restroom Facility cannot be occupied.

STEPS FOLLOWING APPROVAL

When bids are received and reviewed, contracts will be entered into by the County Executive with the lowest responsible bidders. The County Executive will also execute an Agreement Amendment with each of the professional A/E firms.

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: Various County Parks Projects –
2014 Pre-Demolition Survey & Demolition –
Phase II, New Park Shelters Re-Bid, and
Wendt Beach Backflow Preventer

WHEREAS, several old dilapidated parks buildings need to be demolished because they pose a safety and health threat or are structurally unsafe to occupy for the public and as such, the project will require a pre-demolition hazardous materials survey and demolition design consulting services; and

WHEREAS, your Honorable Body has previously authorized the County Executive to enter in a General Architectural/Engineering services agreements with the firms of Watts Architectural & Engineering, P.C. and Clark Patterson Lee 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 Watts Architectural & Engineering, P.C. for providing design and construction administration services for the Various County Park Buildings – 2014 Pre-Demolition Survey of Hazardous Materials – Phase II project; and

WHEREAS, the County Executive is requesting authorization to issue an Agreement Amendment to the firm of Clark Patterson Lee for providing design and construction administration services for the Various County Park Buildings – 2014 Demolition – Phase II project; and

WHEREAS, new park shelters will be constructed in various County parks to replace the old ones; and

WHEREAS, a backflow preventer must be installed at Wendt Beach to provide water to the new Lifeguard and Public Restroom Facility as required by the Erie County Water Authority and the New York State Department of Health; and

WHEREAS, the Department of Public Works will be receiving bids after the last legislative meeting before summer recess for the Various County Parks – 2014 New Park Shelters Re-Bid project and the Wendt Beach Park – 2014 Backflow Preventer project; and

WHEREAS, the last Legislative meeting before summer recess will not allow for the normal award process of a construction contract after bids are received; and

WHEREAS, the County Executive is seeking prior authorization to award contracts to the lowest responsible bidders.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be authorized to enter into an Agreement Amendment with the A/E firm of Watts Architectural & Engineering, P.C. for an amount not to exceed \$35,000.00, including a design contingency; and be it further

RESOLVED, that the County Executive be authorized to enter into an Agreement Amendment with the A/E firm of Clark Patterson Lee for an amount not to exceed \$70,000, including a design contingency; and be it further

RESOLVED, that the County Executive is authorized to award a contract to the lowest responsible bidders, during the Legislative summer recess, so the work can proceed during the summer months for a total contract, including construction contingency, not to exceed \$100,000.00 for the Various County Parks – 2014 New Shelters Re-Bid project and \$75,000.00 for the Wendt Beach Park – 2014 Backflow Preventer project; 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 Department of Public Works will report to the Legislature the value of the contract awarded and to whom for both projects; and be it further

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

<u>A.14007 – 2014 Countywide Parks Improvements</u>	<u>\$280,000.00</u>
Total Payments Not To Exceed:	\$280,000.00

;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 Department of Parks, Recreation and Forestry, Office of the County Executive, the Division of Budget and Management, Chief Financial Officer 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	Watts Architectural & Engineering \$35,000.00 Clark Patterson Lee \$70,000.00 Lowest Responsible Bidder including Construction Contingency (Total of Both Projects) <u>\$175,000.00</u>
2. AMOUNT OF CONTRACT	Not to Exceed <u>\$280,000.00</u>
3. PROJECT NUMBER	<u>A.14007 - \$280,000.00</u>
4. PROJECT TITLE	<u>2014 Countywide Parks Improvements</u>
5. DEPARTMENT CONTACT	<u>Funding questions: Jeffrey P. Zack, PE at x8824 Letter pickup: Diane Bukowski at x8301</u>

COMPTROLLER'S OFFICE

COMPLETE ITEMS 6 AND 7

6. AVAILABILITY OF FUNDS	<u>\$1,000,000.00</u>
7. PERFORMED BY	<u><i>Quill Weisman</i></u>
Date Sent to Comptroller's Office:	<u>July 7, 2014</u>

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