



COUNTY OF ERIE

MARK C. POLONCARZ

COUNTY EXECUTIVE

July 17, 2014

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

**RE: Emergency Culvert Repairs – Erie County Highways
IMMEDIATE CONSIDERATION REQUESTED**

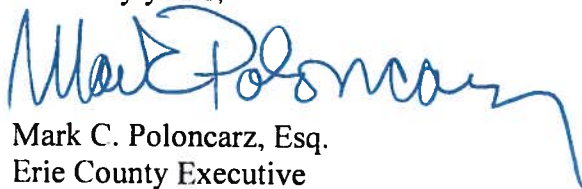
Dear Honorable Members:

Attached please find for your consideration a memorandum and a proposed resolution authorizing the Commissioner of Public Works to issue a "Time and Material" contract to the lowest bid contractor in the Emergency Highway Repair Bid Book, in an amount not to exceed \$800,000. The work will be for Emergency Culvert Repairs in Southern Erie County and will be funded by appropriated fund balance previously authorized by your Honorable Body for use in 2014.

Since the repairs are very time sensitive in order to avoid additional damage to the roads, immediate consideration is being requested.

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

Sincerely yours,

A handwritten signature in blue ink, reading "Mark C. Poloncarz". The signature is fluid and cursive, with the first name "Mark" and last name "Poloncarz" clearly visible. The signature is positioned above the printed name and title of the signatory.

Mark C. Poloncarz, Esq.
Erie County Executive

cc: John C. Loffredo, Commissioner of Public Works

MEMORANDUM

To: Honorable Members of the Erie County Legislature
From: Department of Public Works - Office of the Commissioner
Re: Emergency Culvert Repairs-Erie County Highways
Date: July 17, 2014

SUMMARY

On July 8, 2014 a severe rain storm hit the southern part of Erie County causing extensive damage to a number of culverts and drainage ditches. These items must be repaired, as soon as possible, in order to avoid additional road damage by undermining and/or closure with additional heavy rains. The estimated "not to exceed" cost of repairs is \$800,000.

FISCAL IMPLICATIONS

Funds for this request in the amount of \$800,000 are available from the \$5 million of appropriated fund balance provided through Comm. 12E-8, as approved by your Honorable Body on June 12, 2014.

REASONS FOR RECOMMENDATION

Repairs must be done as soon as possible in order to avoid additional cost to the county and additional damage to the roads.

CONSEQUENCES OF NEGATIVE ACTION

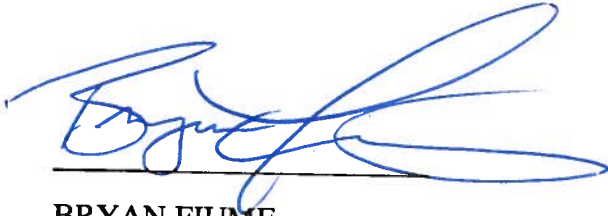
If no action is taken and heavy rain do occur, the road will suffer additional damage that could have been avoided.

STEPS FOLLOWING APPROVAL

The Department of Public Works will issue contracts to three lowest bid contractors in the Emergency Highway Repair Bid Book for an amount not to exceed \$800,000, in order to accomplish the work before winter.

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.

A handwritten signature in blue ink, appearing to read 'Bryan Fiume', is written over a horizontal line.

BRYAN FIUME
Comptroller's Office

A RESOLUTION SUBMITTED BY
DEPARTMENT OF PUBLIC WORKS

RE: Emergency Culvert Repairs-Erie County Highways

WHEREAS, on July 8, 2014 a severe rainstorm hit the southern part of Erie County and caused extensive damage to county road culverts and drainage ditches, and

WHEREAS, repairs must be accomplished as soon as possible in order to avoid additional damage and costs to the County and road closures should further heavy rains occur, and

WHEREAS, the estimated "not to exceed" cost is \$800,000.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to issue a contract to the three lowest bid contractors in the Emergency Highway Repair Bid Book (item E636.0101) for repairs to Erie County culverts and roads; and be it further

RESOLVED, that the Comptroller's Office be authorized to make payments to the designated low bid contractor from SAP Account B.14024, Capital Overlay in an amount not to exceed \$800,000; and be it further

RESOLVED, that certified copies of this resolution will be forwarded to the County Executive, the Office of the Comptroller, the Division of Budget and Management and the Department of Public Works, Commissioner's Office

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 | <u>TBD.</u> |
| 2. AMOUNT OF CONTRACT(S) | <u>Not to exceed \$800,000.00</u> |
| 3. PROJECT NUMBER(s) | <u>B.14024</u> |
| 4. PROJECT TITLE | <u>Emergency Culvert Repairs</u> |
| 5. DEPARTMENT CONTACT | <u>Funding questions: Charles A. Sickler, PE at 8372</u>
<u>Letter pickup: Diane Bukowski at 8301</u> |

COMPTROLLER'S OFFICE

COMPLETE ITEMS 6 AND 7

- | | |
|------------------------------------|--|
| 6. AVAILABILITY OF FUNDS | <u>\$2,250,000.00 \$10,873,737.35</u> |
| 7. PERFORMED BY | <u>Almeric McKnight</u> |
| Date Sent to Comptroller's Office: | <u>July 18, 2014</u> |

[55 compt_10]

OFFICE OF THE COMPTROLLER REVIEW

DATE: 7-18-14

PROJECT TITLE: B.14024 2014 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

TOTAL PROJECT REVENUES \$

TOTAL PROJECT APPROPRIATIONS \$ 15,699,688.00

LESS: TOTAL EXPENDITURE TO DATE \$ 760,220.17

TOTAL COMMITMENTS \$ 4,065,730.48

AVAILABLE APPROPRIATIONS AS OF DATE OF REQUEST \$ 10,873,737.35

LESS: CONTRACT AMOUNT: 800,000.00

NET AVAILABLE APPROPRIATIONS \$ 10,073,737.35

COMMENTS: Available cash balance is negative. 888.53. Funding for this project is
contingent on the authorization of the 2014 Bond Sale
the 2014 Bond Sale.

REQUEST APPROVED: 

REQUEST DENIED:

DATE: 7/18/14