



ERIE COUNTY 11-2-14

# COUNTY OF ERIE

**MARK C. POLONCARZ**  
COUNTY EXECUTIVE

November 25, 2014

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

**RE: Old County Hall – Exterior Waterproofing and Improvements  
Construction Contingency Increase**

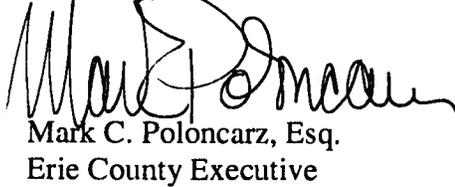
Dear Honorable Members:

On December 21, 2012, your Honorable Body awarded contracts for the Old County Hall- Exterior Waterproofing and Improvements project, including a Construction Contingency.

This resolution is requesting authorization to allow the County Executive to increase the Construction Contingency for the restoration of the exterior main entrance stairs and platform, unforeseen structural and building repairs to the clock tower and repairs to the exterior retaining walls on the north and south sides of the building.

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,



Mark C. Poloncarz, Esq.  
Erie County Executive

MCP:jh/dab

## **MEMORANDUM**

**To:** Honorable Members of the Erie County Legislature  
**From:** Department of Public Works  
**Re:** Old County Hall – Exterior Waterproofing & Improvements  
Construction Contingency Increase  
**Date:** November 25, 2014

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### **SUMMARY**

Your Honorable Body previously approved contracts to restore and preserve the exterior portions of Old County Hall, including a construction contingency fund. The County Executive is requesting an increase to the contingency fund for renovations to the main exterior entrance stairs and platform, and unforeseen structural and building repairs to the clock tower and repairs to the retaining walls on the north and south sides of the building.

### **FISCAL IMPLICATIONS**

Funds are available from previously approved, as amended:

A.11004 Roof Replacement & Exterior Waterproofing  
A.00260 Sidewalk Restoration (Old County Hall)

### **REASONS FOR RECOMMENDATION/ BACKGROUND INFORMATION**

During Old County Hall's exterior renovation project in 2002-2004, funds were eliminated for the restoration of the main entrance stairs and platform. The contingency fund increase will restore and waterproof this area and maintain the historical significance of Old County Hall, including repairs to the clock tower and retaining walls. Funds are available to restore and waterproof the main entrance of this historic building, including repairs to the clock tower and retaining walls.

### **CONSEQUENCES OF NEGATIVE ACTION**

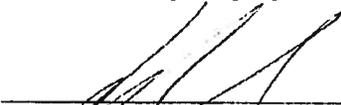
If the building is not restored and preserved, the exterior will continue to deteriorate to the point where the building will be unsafe to house courts and the public.

### **STEPS FOLLOWING APPROVAL**

Upon approval by the Erie County Legislature, Contract Amendments will be issued to the approved contractor on site so the work can be completed.

**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  
Deputy Comptroller  
Comptroller's Office

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

**RE: Old County Hall – Exterior Waterproofing  
and Improvements-  
Construction Contingency Increase**

**WHEREAS**, several months ago construction contracts were authorized by your Honorable Body for Old County Hall-Exterior Waterproofing and Improvements; and

**WHEREAS**, during the Old County Hall Exterior Renovations funds were eliminated for the restoration of the main entrance stairs and platform, and the retaining walls on the north and south sides of the building; and

**WHEREAS**, unforeseen conditions require structural and building repairs at the clock tower; and

**WHEREAS**, funds have now become available to restore and waterproof the main entrance stairs and platform to the historic building; and

**WHEREAS**, the construction contingency must be increased to fund the additional work.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the County Executive is authorized to increase the current construction contingency fund by \$275,000.00; and be it further

**RESOLVED**, that the deduct change orders will result in these funds being returned to the contingency fund; and be it further

**RESOLVED**, that Contract Amendments will be negotiated and issued to the previously approved contractors on site to complete the restoration and waterproofing of the main entrance stair and platform, retaining walls and miscellaneous building repairs; and be it further

**RESOLVED**, that the Comptroller's office be authorized to make payment for all the above from SAP Project:

A.11004 Roof Replacement & Exterior Waterproofing	\$187,438.07
A.00260 Sidewalk Restoration	<u>\$ 87,561.93</u>

**For a Total Amount Not To Exceed \$275,000.00**

; and be it further

**RESOLVED**, that two certified copies of this resolution be sent to the Department of Public Works, 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, 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>Construction Contingency</u>  |
| 2. AMOUNT OF CONTRACT | <u>Not to Exceed \$275,000.00</u>  |
| 3. PROJECT NUMBER     | <u>A.11004 - \$187,438.07</u><br><u>A.00260 - \$ 87,561.93</u>   |
| 4. PROJECT TITLE      | <u>Old County Hall Exterior Waterproofing and</u><br><u>Improvements</u><br><u>Construction Contingency Increase</u> |
| 5. DEPARTMENT CONTACT | <u>Funding questions: Jeffrey P. Zack, PE at 8824</u><br><u>Letter pickup: Diane Bukowski at 8301</u>                |

COMPTROLLER'S OFFICE

COMPLETE ITEMS 6 AND 7

- |                                    |   |
|------------------------------------|---|
| 6. AVAILABILITY OF FUNDS           | <u>A.11004 \$ 1,000,000.00</u><br><u>A.00260 \$ 87,562.00</u> |
| 7. PERFORMED BY                    | <u><i>Don. Wilson</i></u>                                     |
| Date Sent to Comptroller's Office: | <u>October 31, 2014</u>                                       |

[55 compt\_10]

PROJECT TITLE: A.11004 2011 Roof Replacement & Exterior Waterproofing

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

IF NO, RETURN THIS REQUEST TO THE DEPARTMENT

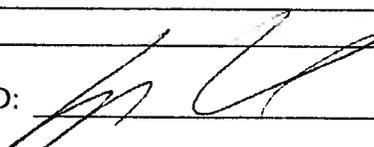
IF YES, COMPLETE THE FOLLOWING VERIFICATION

2) PROJECT AVAILABLE APPROPRIATION

TOTAL PROJECT REVENUES	\$	<u>1,000,000.00</u>
TOTAL PROJECT APPROPRIATIONS	\$	<u>1,000,000.00</u>
LESS: TOTAL EXPENDITURE TO DATE	\$	<u>0.00</u>
TOTAL COMMITMENTS	\$	<u>0.00</u>
AVAILABLE APPROPRIATIONS AS OF DATE OF REQUEST	\$	<u>1,000,000.00</u>
LESS: CONTRACT AMOUNT:		<u>187,438.07</u>
NET AVAILABLE APPROPRIATIONS	\$	<u>812,561.93</u>

COMMENTS: Available cash: \$1,000,000.00

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\_\_\_\_\_  
\_\_\_\_\_

REQUEST APPROVED: 

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

DATE: 11/12/14

PROJECT TITLE: A.00260 2005 Sidewalk Restoration (Buffalo)

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

IF NO, RETURN THIS REQUEST TO THE DEPARTMENT

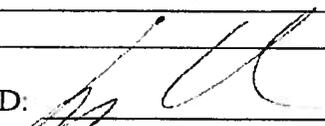
IF YES, COMPLETE THE FOLLOWING VERIFICATION

2) PROJECT AVAILABLE APPROPRIATION

TOTAL PROJECT REVENUES	\$	<u>160,000.00</u>
TOTAL PROJECT APPROPRIATIONS	\$	<u>160,000.00</u>
LESS: TOTAL EXPENDITURE TO DATE	\$	<u>72,438.00</u>
TOTAL COMMITMENTS	\$	<u>0</u>
AVAILABLE APPROPRIATIONS AS OF DATE OF REQUEST	\$	<u>87,562.00</u>
LESS: CONTRACT AMOUNT:		<u>87,561.93</u>
NET AVAILABLE APPROPRIATIONS	\$	<u>.07</u>

COMMENTS: \$89,436.87 cash balance

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\_\_\_\_\_  
\_\_\_\_\_

REQUEST APPROVED: 

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

DATE: 11/12/14