



COUNTY OF ERIE

MARK C. POLONCARZ

COUNTY EXECUTIVE

April 2, 2014

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

RE: Emery Park – 2013 Reconstruction of Shelter No. 12

Dear Honorable Members:

This resolution is requesting authorization for the County Executive to enter into a contract with the lowest responsible bidder for the Emery Park – 2013 Reconstruction of Shelter No. 12 project. Bids were received by the Department of Public Works on March 19, 2014 and a copy of the bid tabulation is attached for your reference.

This project involves removing and replacing the base structure and re-building the stone chimney and fireplace, in lieu of demolishing the entire shelter.

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,

Mark C. Poloncarz, Esq.
Erie County Executive

MCP/mc
Enclosure

cc: John Loffredo, Commissioner of Public Works
Troy Schinzel, Commissioner of Parks

MEMORANDUM

To: Honorable Members of the Erie County Legislature
From: Department of Public Works
Re: Emery Park – 2013 Reconstruction of Shelter No. 12
Date: April 2, 2014

SUMMARY

This resolution is requesting authorization for the County Executive to enter into a contract with the lowest responsible bidder for the Emery Park – 2013 Reconstruction of Shelter No. 12 project, located at 2084 Emery Road, South Wales, New York, 14139. This project involves removing and replacing the base structure and re-building the stone chimney and fireplace, in lieu of demolishing the entire shelter.

FISCAL IMPLICATIONS

Funds for the project in the amount of \$114,700.00 are currently available from the 2013 approved, as amended, capital budget as follows:

A.13008 2013 Countywide Parks Improvements
A.13010 2013 Countywide Shelter, Building and Comfort Station Replacement

REASON FOR RECOMMENDATION

Based on unsafe conditions of the shelter reported by DiDonato Associates, the County has determined that it would be in the best interest of the public to re-build the structure in lieu of demolishing the entire shelter.

BACKGROUND INFORMATION

DiDonato Associates previously inspected and reported on the condition of Shelter No. 12 at Emery Park, and determined that the roof structure is structurally unsafe and is showing signs of failure.

CONSEQUENCES OF NEGATIVE ACTION

If this project is not completed, then the shelter will continue to pose an unsafe hazard to the public and will be closed.

STEPS FOLLOWING APPROVAL

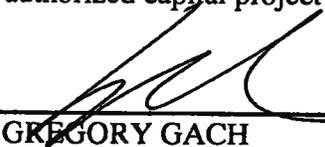
Upon Legislative approval, the County Executive will enter into a contract with the lowest responsible bidder.

STEPS FOLLOWING APPROVAL

Upon Legislative approval, the County Executive will enter into a contract with the lowest responsible bidder.

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: Emery Park–2013 Reconstruction of Shelter No. 12

WHEREAS, the Erie County Department of Public Works received bids for the Emery Park – 2013 Reconstruction of Shelter No. 12 project on March 19, 2014; and

WHEREAS, the lowest responsible bidder is Nichter Construction Inc.; and

WHEREAS, the Erie County Department of Public Works, along with DiDonato Associates, are recommending award of the contract to the lowest responsible bidder.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into a contract with the lowest responsible bidder for the Emery Park – 2013 Reconstruction of Shelter No. 12 project for an amount not to exceed as follows:

General Construction Work		
Nichter Construction Inc.	Base Bid:	\$ 89,700.00
	Alternate Bid Alt.-1	\$ 15,000.00
<hr/>		
Total Award of Construction Contract:		\$104,700.00

and be it further

RESOLVED, that the sum of \$10,000.00 be allocated to a Construction Contingency Fund with authorization for the County Executive to approve change orders in an amount not to exceed the Contingency Fund; 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 Comptroller's Office be authorized to make payment for all the above from SAP project accounts as follows:

A.13008	2013 Countywide Parks Improvements	\$ 70,500.00
A.13010	2013 Countywide Shelter, Building and Comfort Station Replacement	<u>\$ 44,200.00</u>
	For an amount not to exceed	\$114,700.00

; 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 Office of the County Executive, the Division of Budget and Management, the Office of the Comptroller, and the Department of Parks, Recreation, and Forestry.

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>Nichter Construction Inc.</u> |
| | | Construction Contingency \$ 10,000.00 |
| 2. | AMOUNT OF CONTRACT | <u>Nichter Construction Inc. \$104,700.00</u> |
| 3. | PROJECT NUMBER | A.13008 \$ 70,500.00
<u>A.13010 \$ 44,200.00</u> |
| 4. | PROJECT TITLE | <u>2013 Countywide Parks Improvements;</u>
<u>2013 Countywide Shelter, Building and</u>
<u>Comfort Station Replacement</u>
Funding questions: Jeffrey P. Zack #8824 |
| 5. | DEPARTMENT CONTACT | <u>Letter pickup: Diane Bukowski at 8301</u> |

COMPTROLLER'S OFFICE

COMPLETE ITEMS 6 AND 7

- | | | |
|----|------------------------------------|--|
| 6. | AVAILABILITY OF FUNDS | <u>A.13008 \$ 148,974.12</u>
<u>A.13010 \$ 239,898.67</u> |
| 7. | PERFORMED BY | <u>Don Urban</u> |
| 8. | Date sent to Comptroller's Office: | <u>April 1, 2014</u> |

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EMERY PARK 2013
DATE: 3.19.2014
RECONSTRUCTION OF SHELTER NO. 12
TIME: 10:30 AM

BID TABULATION
FOR
GENERAL CONSTRUCTION WORK

BIDDER	BASE BID	ALLOWANCE #1 (SLAB REPLACEMENT)
Nichter Construction Inc.	89,700.00	15,000.00 (ADD)
Miller Enterprises, Inc.	132,700.00	11,700.00 (ADD)
Trason Development Corporation	125,000.00	2,125.00 (ADD)

DEPARTMENT OF PUBLIC WORKS
OFFICE OF THE COMMISSIONER