



COUNTY OF ERIE

MARK C. POLONCARZ

COUNTY EXECUTIVE

June 30, 2015

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

**RE: Buffalo Niagara Convention Center – 2014 Boiler Stack & Fire Protection
Backflow Preventer Replacement**

Dear Honorable Members:

This resolution is requesting authorization for the County Executive to enter into a contract with the lowest responsible bidder for the Buffalo Niagara Convention Center – 2014 Boiler Stack & Fire Protection Backflow Preventer Replacement project. Bids were received by the Department of Public Works on May 14, 2015 and a copy of the bid tabulation is attached for your reference.

This project will replace the existing deteriorated boiler stack and one of the two backflow prevention devices, which are original to the building when it was constructed circa 1971.

Should your Honorable Body require further information, I encourage you to contact 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:ka/dab

cc: John C. Loffredo, Department of Public Works

MEMORANDUM

To: Honorable Members of the Erie County Legislature
From: Department of Public Works
Re: Buffalo Niagara Convention Center – 2014 Boiler Stack & Fire Protection
Backflow Preventer Replacement
Date: June 30, 2015

SUMMARY

This resolution is requesting authorization for the County Executive to enter into a contract with the lowest responsible bidder for the Buffalo Niagara Convention Center – 2014 Boiler Stack & Fire Protection Backflow Preventer Replacement project.

This project will replace the existing deteriorated boiler stack and one of the two backflow prevention devices, which are original to the building when it was constructed circa 1971.

FISCAL IMPLICATIONS

Funds for the project are available from the approved, as adopted, 2013 and 2014 Capital Budget Projects – A.13003 – 2013 Buffalo Niagara Convention Center and A.14002 – 2014 Buffalo Niagara Convention Center.

REASON FOR RECOMMENDATION

The exterior boiler stack has deteriorated to the point where it will become unsafe during the winter months when the building needs to be heated. If the boiler stack is not replaced during the summer months, the BNCC could be left without heat for the next heating season.

All work that will disturb the BNCC's operations must be performed during the summer months which are typically the slowest time of the year for use of the Convention Center.

BACKGROUND INFORMATION

The summer is typically the slowest time of the year for use of the Convention Center and heating cannot be shut down during the winter. Therefore, the replacement of the boiler stack and backflow prevention device must be performed during this time.

CONSEQUENCES OF NEGATIVE ACTION

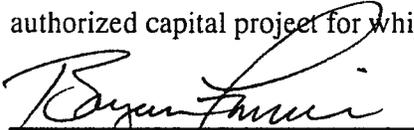
If the necessary repairs and corrections are not done, the existing boiler stack may collapse due to its' deterioration. The facility will be without heat if this scenario occurs and will have to be closed, thus losing Erie County revenue.

STEPS FOLLOWING APPROVAL

Upon Legislative approval, the County Executive will enter into a contract with the lowest responsible bidder for the Buffalo Niagara Convention Center – 2014 Boiler Stack & Fire Protection Backflow Preventer Replacement project.

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.

 FOR GREG GACH

GREGORY GACH

Deputy Comptroller
Comptroller's Office

File: (bg.bncc.boiler stack.replacemt)

A RESOLUTION SUBMITTED BY:
DEPARTMENT OF PUBLIC WORKS

RE: Buffalo Niagara Convention Center – 2014 Boiler Stack & Fire Protection Backflow Preventer Replacement

WHEREAS, the existing deteriorated boiler stack and one of the two backflow prevention devices at the Buffalo Niagara Convention Center require replacement, and are original to the building when it was constructed circa 1971; and

WHEREAS, the Erie County Department of Public Works received bids for the Buffalo Niagara Convention Center – 2014 Boiler Stack & Fire Protection Backflow Preventer Replacement project on May 14, 2015; and

WHEREAS, the Erie County Department of Public Works, along with the A/E firm, 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 Buffalo Niagara Convention Center – 2014 Boiler Stack & Fire Protection Backflow Preventer Replacement project for an amount not to exceed as follows:

Mechanical Construction Work

<u>Custom Sheet Metal Contracting, LLC</u>	Base Bid:	\$ 354,000.00
Total Award of Construction Contract Not to Exceed:		\$ 354,000.00

; and be it further

RESOLVED, that the sum of \$26,000.00 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.13003 – 2013 Buffalo Niagara Convention Center	\$ 200,000.00
<u>A.14002 – 2014 Buffalo Niagara Convention Center</u>	<u>\$ 180,000.00</u>
For a total amount not to exceed:	\$ 380,000.00

; 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 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

<u>REQUESTING DEPARTMENT</u>	<u>COMPLETE ITEMS 1 THROUGH 5</u>
1. CONTRACTOR'S NAME	<u>Custom Sheet Metal Contracting, LLC</u> <u>Construction Contingency</u>
2. AMOUNT OF CONTRACT	<u>Custom Sheet Metal Contracting, LLC \$354,000.00</u> <u>Construction Contingency \$ 26,000.00</u>
3. PROJECT NUMBER	<u>A.13003; A.14002</u>
4. PROJECT TITLE	<u>2013 Buffalo Niagara Convention Center</u> <u>2014 Buffalo Niagara Convention Center</u>
5. DEPARTMENT CONTACT	Funding questions: Jeffrey P. Zack #8824 <u>Letter pickup: Diane Bukowski at 8301</u>
<u>COMPTROLLER'S OFFICE</u>	<u>COMPLETE ITEMS 6 AND 7</u>
6. AVAILABILITY OF FUNDS	<u>A,13003 \$ 327,417.17</u> <u>A,14002 \$ 250,000.00</u>
7. PERFORMED BY	<u>Don Urban</u>
Date sent to Comptroller's Office:	<u>June 16, 2015</u>

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