



COUNTY OF ERIE

MARK C. POLONCARZ

COUNTY EXECUTIVE

June 30, 2015

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

**RE: Construction Contract Increase for Penora Street CR23 Phase 3
Erie County Project No CAP-23-14
Village of Depew**

Dear Honorable Members:

We are forwarding for your approval a proposed resolution authorizing the Department of Public Works, Division of Highways, to execute a project Change Order for the Penora Street Phase 3 Improvements Project with Union Concrete and Construction Corp. (UCC).

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

Sincerely,

A handwritten signature in black ink that reads "Mark C. Poloncarz".

Mark C. Poloncarz, Esq.
Erie County Executive

MCP:ws/dab

cc: John Loffredo, Department of Public Works

MEMORANDUM

To: Honorable Members of the Erie County Legislature
From: Department of Public Works
Re: Construction Contract Increase for Penora Street CR23 Phase 3
Erie County Project No CAP-23-14
Village of Depew
Date: June 30, 2015

SUMMARY

Department of Public Works recommends approval to increase the Scope of Work and project budget via a Change Order on the Penora Street Rehabilitation Project No. CAP-23-14, a Construction Contract with Union Concrete and Construction Corp. (UCC).

FISCAL IMPLICATIONS

The attached proposed resolution requests \$246,926.87 be allocated as follows:

B.11025.3	2011 Preservation of Roads	\$ 49,974.28
B.13003.3	2013 Preservation of Roads	\$ 32,617.33
b.14014.3	2014 Preservation of Roads	\$ 50,000.00
B.14024.20	2014 Capital Overlay	<u>\$160,000.00</u>
	Total	\$292,591.61

REASONS FOR RECOMMENDATION

In an effort to complete the project and close it out, the quantities have been computed from field measurements and increases and decreases have been calculated. Erie County DPW has agreed to the project increase, after negotiations.

BACKGROUND INFORMATION

The Project is complete and open to traffic. This Change Order will allow final payment and close out of Project.

CONSEQUENCES OF NEGATIVE ACTION

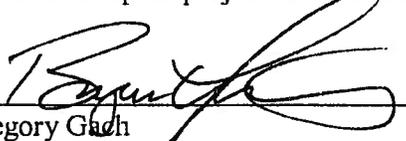
The Project will not be able to be closed out.

STEPS FOLLOWING APPROVAL

The County Executive will sign the negotiated change order & final payment will be made.

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 funds



Gregory Gach
Deputy Comptroller
Comptroller's Office

FOR GREG GACH

File:

A RESOLUTION SUBMITTED BY:
DEPARTMENT OF PUBLIC WORKS
DIVISION OF HIGHWAYS

RE: Construction Contract Increase for Penora Street CR23 Phase 3
Erie County Project No CAP-23-14
Village of Depew

WHEREAS, bids were taken for the Rehabilitation/Reconstruction of Penora Street CR 23, Phase 3 Project, in the Village of Depew, on February 20, 2014. The low responsible bidder was Union Concrete and Construction Corp. (UCC) of West Seneca, at a low bid amount of \$1,415,963.6; and

WHEREAS, the project was allowed to be awarded to the lowest responsible bidder via Legislative approval at the 7th Session, dated April 3, 2014, Communication 5E-11 (2014); and

WHEREAS, additional funding is required to complete payment for work already in place to pay for quantity increases for both road and bridge repairs, and to close out the contract.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized and is hereby directed to approve an increase to the Scope of Work and item quantities, and execute a Change Order for the Penora Street Rehabilitation Project No. CAP-23-14, in an amount not to exceed \$292,591.61; and be it further

RESOLVED, that the funding sources for this payment shall be utilized from B.11025, 2011 Preservation of Roads (\$49,974.28), B.13003, 2013 Preservation of Roads (\$ 32,617.33), B.14014.3, 2014 Preservation of Roads (\$50,000.00) and B.14024.20, 2014 Capital Overlay (\$160,000.00) for a Scope of Work increase to the Construction Contract with UCC for an amount not to exceed \$292,591.61; and be it further

RESOLVED, that three certified copies of this resolution be sent to the Department of Public Works, Office of the Commissioner, 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	Union Concrete & Construction Corp. (dba UCC)
2. AMOUNT OF CONTRACT	\$1,631,182.90 /change order \$292,591.61 B.11025.3 \$49,974.28 B.13003.3 \$32,617.33 B.14014.3 \$50,000.00
3. PROJECT NUMBER	B.14024.20 \$160,000.00 2011 Preservation of Roads 2013 Preservation of Roads 2014 Preservation of Roads
4. PROJECT TITLE	2014 Capital Overlay
5. DEPARTMENT CONTACT	Funding questions: Charles A. Sickler, PE at 8372 Letter pickup: Diane Bukowski at 8301

<u>COMPTROLLER'S OFFICE</u>	<u>COMPLETE ITEMS 6 AND 7</u>
6. AVAILABILITY OF FUNDS	B.11025 \$ 49,974.28 B.13003 \$ 276,374.05 B.14014 \$ 3,091,549.15
7. PERFORMED BY	B.14024 \$ 927,691.46 Don Hedden
Date Sent to Comptroller's Office:	June 18, 2015

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