



ECLEG APR11 '16 AM10:07

COUNTY OF ERIE

MARK C. POLONCARZ

COUNTY EXECUTIVE

April 8, 2016

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

**RE: November 2014 - Knife Snow Storm–FEMA Contract
Amendments and Purchase Order Increases**

Dear Honorable Members:

This resolution is requesting authorization to allow the County Executive and/or Director of Purchasing to enter into Contract Amendments or increase Purchase Orders with various contractors that performed repairs to County facilities as a result of the November 2014 Winter Storm Knife.

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

cc: John Loffredo, Commissioner of Public Works

MEMORANDUM

To: Honorable Members of the Erie County Legislature
From: Department of Public Works
Re: November 2014 - Knife Snow Storm
FEMA Contract Amendments and Purchase Order Increases
Date: April 8, 2016

SUMMARY

This resolution is requesting authorization to allow the County Executive and/or Director of Purchasing to enter into Contract Amendments or increase Purchase Orders with various contractors that performed repairs to County facilities as a result of the November 2014 Winter Storm Knife.

As the contractors were performing the building's repairs, various unforeseen conditions were encountered that warranted changes to the contractor's scope of work, resulting in Contract Amendments or increases to Purchase Orders.

FISCAL IMPLICATIONS

Funds for the Contract Amendments and increases to Purchase Orders are available from the FEMA Reimbursement Account, Fund 251. The County will receive 75% reimbursement from FEMA.

REASON FOR RECOMMENDATION

If the Contract Amendments and increases to Purchase Orders are not approved, the contractors will not fully be paid for their changes in scope of work.

BACKGROUND INFORMATION

The November 2014 Knife Snow Storm caused damage to various County owned facilities. The required repairs were bid and as the contractors performed their work, unforeseen conditions were encountered requiring changes in the scope of work and issuance of Contract Amendments and increases to Purchase Orders to the contractors.

CONSEQUENCES OF NEGATIVE ACTION

If the Contract Amendments and increases to Purchase Orders are not approved, the contractor's will not fully be paid for their work.

STEPS FOLLOWING APPROVAL

Upon Legislative approval, Contract Amendments and increases to Purchase Orders will be entered into with the Contractors.

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

Re: November 2014 Knife Snow Storm
EMA Contract Amendments and Purchase Order Increases

WHEREAS, the County Executive declared a State of Emergency in the County of Erie on November 18, 2014 and the Federal Emergency Management Association (FEMA) granted the Declaration, due to the unprecedented snow storm that occurred between November 17 and November 26, 2014; and

WHEREAS, the County submitted various claims to FEMA for damage caused to County owned facilities by the November 2014 Knife Snow Storm; and

WHEREAS, the County hired various contractors to perform repair work to the damaged County facilities; and

WHEREAS, do to unknown or unforeseen conditions, changes in the contractors scope of work were encountered as the work progressed, resulting in Contract Amendments or increases to Purchase Orders.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive and/or Director of Purchasing be authorized to enter into Contract Amendments or increases to Purchase Orders with the contractors as follows:

FERGUSON ELECTRIC

Contract Amendment E-1	\$13,750.00
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TRASON DEVELOPMENT

Contract Amendment G-1	\$53,157.83
Contract Amendment G-2	\$ 1,849.53

LOUIS DEL PRINCE & SONS

Contract Amendment SC-01	\$116,051.00
Contract Amendment SC-06	\$ <u>5,850.00</u>

Total Contract Amendment/PO Increases	\$190,658.36
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;and be it further

RESOLVED, that the Comptroller's Office be authorized to make payment for all the above Contract Amendments or increases to Purchase Orders for an amount not to exceed \$190,658.36 from the Operating Budget, BA122, Fund 251, Cost Center 12220, G/L Account 516020; 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 Director of the Division of Budget and Management, the Director of Purchasing, 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

Ferguson Electric

Trason Development

Louis Del Prince & Sons

Ferguson Electric \$ 13,750.00

Trason Development \$ 55,007.36

Louis Del Prince & Sons \$121,901.00

2. AMOUNT OF CONTRACT

3. PROJECT NUMBER

BA122, Fund 251, Cost Center 12220, G/L 516020

4. PROJECT TITLE

November - 2014 - Knife snow Storm

FEMA Contract Amendments/PO Increases

5. DEPARTMENT CONTACT

Funding questions: Jeffrey P. Zack #8824

Letter pickup: Diane Bukowski at 8301

COMPTROLLER'S OFFICE

COMPLETE ITEMS 6 AND 7

6. AVAILABILITY OF FUNDS

\$ _____

7. PERFORMED BY

Date sent to Comptroller's Office:

February 19, 2016

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