



COUNTY OF ERIE

MARK C. POLONCARZ

COUNTY EXECUTIVE

July 11, 2017

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

Re: Bethlehem Steel Shoreline Trail, PIN 5761.04 – Amendment to Preliminary Design Agreement – Greenman-Pedersen, Inc.

Dear Honorable Members:

Enclosed please find a memorandum and proposed resolution pertaining to the execution of a contract amendment for development of the final Plans, Specifications & Estimate, and construction inspection services relative to the Bethlehem Steel Shoreline Trail project.

Should your Honorable Body require further information, I encourage you to contact Christopher Pawenski, Coordinator of Industrial Assistance at the Department of Environment and Planning. Thank you for your consideration on this matter.

Sincerely yours,

A handwritten signature in black ink, reading "Mark C. Poloncarz", with a long, sweeping horizontal line extending to the right.

Mark C. Poloncarz, Esq.
Erie County Executive

MCP/cw
Enclosure

Cc: Thomas R. Hersey, Jr., Commissioner

MEMORANDUM

To: Honorable Members of the Erie County Legislature
From: Department of Environment and Planning
Re: Bethlehem Steel Shoreline Trail, PIN 5761.04 – Amendment to Preliminary Design Agreement – Greenman-Pedersen, Inc.
Date: July 11, 2017

SUMMARY

The Department of Environment and Planning is requesting authorization for the County Executive to execute a consultant contract amendment with Greenman-Pedersen, Inc. for development of final Plans, Specifications & Estimate, and construction inspection services relative to Bethlehem Steel Shoreline Trail project.

FISCAL IMPLICATIONS

The proposed resolution requests that an additional amount not to exceed \$230,000 be added to previously approved amount of \$300,000, for a total amount not to exceed \$530,000. The additional funds shall be allocated from available funds in the capital project A.13012, 2013 Industrial Redevelopment Projects. An additional \$50,000 is being requested from the same account for contract contingencies. The source of funding for is being shared between Erie County (20%) and New York State (80%).

REASONS FOR RECOMMENDATION

The selected firm has broad experience in engineering design work for bicycle/pedestrian trails, especially within the parameters of the Federal Aid procedures, as well as experience working on projects within brownfields. Greenman-Pedersen will provide a seamless approach to the engagement given their in-house capacity in environmental analysis, engineering, and federal aid contract management. The consultants presented a sound proposal which reflected a thorough understanding of the scope of services defined by the Department of Environment and Planning. Given the federal aid nature of this project, the consultant selection process was guided by those procedures outlined in New York State Department of Transportation documents pertinent to locally administered federal aid projects. Thus, a cost proposal was only solicited from the recommended firm.

BACKGROUND INFORMATION

Greenman-Pedersen was the unanimous number one rated firm by each member of the review committee and selected to perform the work. As preliminary design has been completed, NYSDOT has asked us to speed the work by completing the Plans, Specifications & Estimate at this time to meet federal funding requirements. The Federal Aid process requires this additional scope of work prior to authorizing the start of construction. The County desires to contract with Greenman-Pedersen through this final design step and construction.

CONSEQUENCES OF NEGATIVE ACTION

The completion of the Plans, Specifications & Estimate would be delayed a minimum of three months, thus straining the targeted completion schedule and jeopardizing federal funding.

STEPS FOLLOWING APPROVAL

The contract amendment will be prepared and executed by all parties.

COMPTROLLERS OFFICE REVIEW

The proposed legislation has been reviewed by the Office of the Comptroller and is related to an authorized Capital Project, Account A.13012, Bethlehem Steel Redevelopment, for which there is a sufficient account balance for the action proposed.



Gregory Gach
Deputy Commissioner

A RESOLUTION SUBMITTED BY:
DEPARTMENT OF ENVIRONMENT AND PLANNING

RE: Bethlehem Steel Shoreline Trail, PIN 5761.04
– Amendment to Preliminary Design Agreement
– Greenman-Pedersen, Inc.

WHEREAS, Erie County has engaged Greenman-Pederson, Inc. for engineering services for the Bethlehem Steel Shoreline trail; and

WHEREAS, Erie County is desirous of expanding the services for the Bethlehem Steel Shoreline Trail to include development of the final Plans, Specifications & Estimate, and construction inspection services; and

WHEREAS, in compliance with Section 19.08 of the Erie County Administrative Code, a consultant selection process was undertaken to evaluate responses to a Request for Supplemental Information to Expression of Interest Document dated March 20, 2015.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to execute a contract amendment with Greenman-Pedersen, Inc. for an additional amount not to exceed \$230,000 to be added to the existing contract of \$300,000, for a total amount not to exceed of \$530,000 for the purposes of developing the final Plans, Specifications and Estimate which are necessary prior to start of construction and construction inspection services of the Bethlehem Steel Shoreline Trail; and be it further

RESOLVED, that the County Executive be authorized to execute additional contract amendments for contingencies to the aforementioned contract in a cumulative amount not to exceed \$50,000; and be it further

RESOLVED, that said funding amounts shall be allocated from capital project A.13012, 2013 Industrial Redevelopment Projects; and be it further

RESOLVED, that the Clerk of the Legislature be instructed to forward certified copies of this resolution to Thomas R. Hersey, Jr., Commissioner of the Department of Environment and Planning, 10th Floor, Rath Building; the Office of the County Executive; the Director of the Division of Budget and Management; the Office of the Comptroller; the Office of the County Attorney; and Christopher S. Pawenski, Coordinator, Industrial Assistance Program.