

JULY 20, 2006

ECONOMIC DEVELOPMENT COMMITTEE  
REPORT NO. 12

ALL MEMBERS PRESENT.

1. COMM. 12E-17 (2006)  
**COUNTY EXECUTIVE**

RESOLVED, that for County purposes of construction and reconstruction of roads and culverts, the County Executive is hereby authorized and directed to acquire the following interest in the parcels of land herein described for and in consideration of the sum described herein for the Centerline Road Culvert Project (CR 175), in the Town of Wales:

PARCEL	OWNER(S)	AREA	PERMANENT EASEMENT
3	Raymond Jankowski	017 ± acres	\$ 100.00
4	Janice E. VanSteenburgh	0.008 ± acres	\$ 100.00

and be it further

RESOLVED, that funds not to exceed a total amount of \$200.00 for permanent easements for the above noted parcels for the Centerline Road Culvert Project, be authorized from the Purchase of Permanent Right-of-Way Program (SAP B.00062), and be it further

RESOLVED, that the Clerk of the Legislature be instructed to forward three (3) certified copies of this resolution to the Deputy Commissioner - Highways, Department of Public Works, and one copy to the Department of Public Works, Office of the Commissioner; the Office of the County Executive, the Division of Budget, Management & Finance; and the Office of the Comptroller.  
(5-0)

2. COMM. 12E-19 (2006)  
**COUNTY EXECUTIVE**

WHEREAS, the Department of Public Works received bids for the Roof Repair – Emergency Response Services – All-County-owned Buildings and is recommending award to the lowest responsible bidder; and

WHEREAS, a contract is to be awarded to Grove Roofing Services, Inc. in the maximum amount of \$75,000.00, the expenditure of which shall be based upon the cost of each emergency response.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be authorized to enter into a contract for the Roof Repair – Emergency Response Services as follows: Grove Roofing Services, Inc., 131 Reading Street, Buffalo, New York 14220, and be it further

RESOLVED, that the total expenditure be \$75,000 with authorization for the Commissioner of Public Works to approve the work based upon the New York State Department of Labor Prevailing Wage Rate Schedule and for all materials furnished and installed for each emergency response repair; and be it further

RESOLVED, that the Comptroller’s Office be authorized to make payment for all of the above from the 2002 Roof Replacement & Waterproofing account, Project A.00227, in the amount of \$75,000.00; and be it further

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Office of the Commissioner; and one copy to the Office of the County Executive, the Division of Budget, Management & Finance, and the Office of the Comptroller.  
(5-0)

3. COMM. 12E-43 (2006)  
**COUNTY EXECUTIVE**

WHEREAS, the Department of Public Works received bids for the Botanical Gardens – Remedial Structural Repairs on July 6, 2006, and is recommending award, along with the Engineer, to the lowest responsible bidder; and

WHEREAS, Cloverbank Construction is the lowest responsible bidder for the General Construction Work; and

WHEREAS, no bids were received for the Electrical Construction Work; and

WHEREAS, your Honorable Body previously approved a General Architect/Engineer Agreement with the firm of Abate Associates to provide Engineering Services; and

WHEREAS, the Department of Public Works is requesting your Honorable Body’s authorization to issue a change order to Abate Associates for providing construction services during the Construction Phase; and

WHEREAS, the Commissioner of Public Works has determined that constant supervision and inspection of the critical structural repairs being performed is required; and

WHEREAS, the Commissioner of Public Works is requesting approval to hire a Construction Inspector for the critical inspection work; and

WHEREAS, the County has sufficient funds for this work from a grant received from the Empire State Development Corporation.

NOW, THEREFORE, BE IT

RESOLVED, that the County of Erie be authorized to enter into an agreement with Cloverbank Construction, Inc. for the sum of \$207,000.00 and; be it further

RESOLVED, that the sum of \$60,000.00, which includes twenty-five percent (25%) of the General Construction Work and \$10,000 for General Construction Contractor to hire an electrical contractor, since no electrical bids were received, be allocated to a construction contingency fund with authorization for the Commissioner of Public Works to approve change orders in an amount not to exceed the contingency; and be it further

RESOLVED, that the Commissioner of Public Works be authorized to issue a change order to Abate Associates for an amount not to exceed \$15,000.00 for the Construction Administration Phase; and be it further

RESOLVED, that the County be authorized to hire a Construction Inspector to inspect the critical structural repairs for an amount not to exceed \$33,000.00; and be it further

RESOLVED, that the Comptroller be authorized to make payment for all the above in an amount not to exceed \$315,000.00, from SAP Project No. A.00234, '04 Botanical Gardens Master Plan; and be it further

RESOLVED, that two 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, Management & Finance, and the Office of the Comptroller.  
(5-0)

4. COMM. 13E-23 (2006)  
**COUNTY EXECUTIVE**

WHEREAS, the award of construction of Lakeshore Road and Bridge to Donald J. Braasch Construction, Inc. was adopted at the 2<sup>nd</sup> session of the Legislature of Erie County, Resolution Communication 27E-24, and

WHEREAS, corrective action is necessary to allocate the award to the appropriate Department of Public Works, Highway Division Capital project funds which were incorrectly charged in whole to SAP B.00017 in the amount of \$484,439.01, and

WHEREAS, the Erie County Department of Public Works Highway Division has identified the following appropriate Capital Project funds in the amount of \$484,440. to correct this error,  
\$226,000. from B.00017, 2001 Road Reconstruction Program  
\$ 21,719. from B.00053, 2003 Road Reconstruction Program  
\$144,998. from B.00059, 2003 Culvert Reconstruction Program  
\$ 91,723. from B.00128, 2004 Road Reconstruction Program

NOW, THEREFORE, BE IT

RESOLVED, that the Lakeshore Road and Bridge Construction resolution of January 19, 2006, Communication 27E-24 be corrected from a total project allocation of \$484,440. from B.00017, 2001 Road Reconstruction Program to the following appropriate Capital Projects and allocation:  
\$226,000. from B.00017, 2001 Road Reconstruction Program  
\$ 21,719. from B.00053, 2003 Road Reconstruction Program  
\$144,998. from B.00059, 2003 Culvert Reconstruction Program  
\$ 91,723. from B.00128, 2004 Road Reconstruction Program  
\$484,440. TOTAL

and, be it further

RESOLVED, that the Commissioner of Public Works direct appropriate County Departments and staff to take corrective actions which allocate the award to the appropriate Capital Projects as outlined above, and, be it further

RESOLVED, that the Clerk of the County Legislature be instructed to forward (3) certified copies of this resolution to the Commissioner of Public Works, one copy to the Deputy Commissioner – Highways, one copy to the County Comptroller, one copy to the Director of Budget, Management, and Finance, and one copy to the Office of the County Executive.  
(5-0)

**TIMOTHY M. KENNEDY**  
**CHAIRMAN**