

FEBRUARY 9, 2006

ECONOMIC DEVELOPMENT COMMITTEE
REPORT NO. 3

ALL MEMBERS PRESENT. CHAIRMAN MARINELLI PRESENT AS EX-OFFICIO MEMBER.

1. COMM. 32E-17 (2005) AS AMENDED
COUNTY EXECUTIVE

WHEREAS, there is a need for Highway/Bridge Engineering Services performed by a firm specializing in the provision of such services, and

WHEREAS, after careful review by the Department of Public Works of each firm's capabilities, several firms were selected having the necessary expertise, experience and manpower to provide the required services, and

WHEREAS, this method of assigning projects to any one of the selected firms will permit a more timely execution of projects, and

WHEREAS, it is necessary appropriate to have sufficient depth of consultant talent and expertise to handle the anticipated increase in County highway and bridge projects, and

WHEREAS, it is necessary to make available twenty-seven (27) consultant firms for various programmed Federal Aid Projects, Capital Projects and Emergency Projects.

NOW, THEREFORE, BE IT,

RESOLVED, that your Honorable Body authorize the County Executive to enter into an agreement with each of the following firms to provide General Highway/Bridge Engineering Services for miscellaneous projects:

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| Abate Engineering Associates, P.C. | GZA GeoEnvironmental of New York |
| Bergmann Associates | Hatch Mott McDonald NY, Inc. |
| C & S Engineers, Inc. | Liro Kassner, Inc. |
| Clark Patterson Associates | McMahon & Mann Consulting Eng.P.C.,Inc. |
| CME | Nussbaumer & Clark, Inc. |
| D & S Realty Consultants, Inc. | Parsons Brinckerhoff Quade & Douglas, Inc |
| DiDonato Associates, P.E., P.C. | Parsons Transportation Group of NY, Inc. |
| Empire Geo Services, Inc.. | Stantec Consulting Group, Inc. |
| Erdman Anthony & Associates, Inc | TVGA Engineering & Surveying, P.C. |
| Fisher Associates, P.E.,L.S.,P.C. | Urban Engineers of New York, P.C. |
| Foit-Albert Associates | URS Corporation |

- FRA Engineering, P.C.
- Greenman-Pedersen, Inc.
- Clough-Harbour & Associates

- Watts Engineers
- Wendel-Duchscherer, P.C.

and be it further

RESOLVED, that the listing of Consultant firms that the County Executive is authorized to enter into agreement with to provide General Highway/Bridget Engineering Services for miscellaneous projects, be increased to twenty-seven (27) firms, and be it further

RESOLVED, that the fees for the contracts to the above-noted engineering firms will be \$1,000,000 or less, and be it further

RESOLVED, that additional consultants may be appointed during the course of the term agreement, provided that they meet all the qualifications as previously established by the Department of Public Works with Legislative approval, and be it further

RESOLVED, that the contract duration will be for one year, and be it further,

RESOLVED, that the engineering fees will be paid to the selected consultants on a project-by-project basis with the amount of each project fee being determined by the Commissioner of Public Works and approved by the Erie County Legislature, and be it further,

RESOLVED, that funding for such services be identified separately for each such project that is to be accomplished, and be it further,

RESOLVED, that the Clerk of the Legislature forward three (3) certified copies of this Resolution to the Deputy Commissioner, Highways, Department of Public Works, and also one copy each to the Office of the County Executive, the Commissioner of Public Works, the Division of Budget Management & Finance, and the Office of the County Comptroller.
(4-0)

2. COMM. 3E-6 (2006)
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Public Works has submitted a grant to the New York State Department of State for their Shared Municipal Services incentive Grant Program titled Utility Procurement Aggregation Group Expansion in conjunction with Niagara County and Chautauqua County, and

WHEREAS, the grant seeks funds to expand the Erie County and Niagara County Utility Aggregate by contacting each town and village within Erie, Niagara and Chautauqua County, investigating how their current utility bills are paid and offering a potential low cost alternative, and

WHEREAS, the estimate cost of the entire grant is nearly \$75,000, and

WHEREAS, the Erie County Department of Public Works is seeking funding from NYSERDA to pay for the match portion of the grant, and

WHEREAS, if NYSERDA declines to participate in the grant, the matched portion of the grant, which will not exceed \$7,500, will be taken from the Utility Fund being Fund 140, and

WHEREAS, the New York State Department of State requires that Erie County Legislature support the submission of this grant.

NOW, THEREFORE, BE IT,

RESOLVED, that the Erie County Legislature fully supports and authorizes the Erie County Department of Public Works to submit a grant titled Utility Procurement Aggregation Group Expansion to the New York State Department of State for their Shared Municipal Services Incentive Grant Program naming Gerard J. Sentz, P.E. as the Lead Applicant Contact person in conjunction with Niagara County and Chautauqua County, and be it further,

RESOLVED, that the Erie County Legislature authorizes the matching funds not to exceed \$7,500 to be taken from the Utility Fund, SAP Fund 140, if NYSERDA declines to fund this project, and be it further,

RESOLVED, that two certified copies of this resolution shall be forwarded to the Commissioner of Public Works and one copy each to the Office of the County Executive, the Director of Budget, Finance and Management, and the Office of the Comptroller.

(4-0)

3. COMM. 3E-8 (2006)
COUNTY EXECUTIVE

WHEREAS, on October 7, 2004, your Honorable Body authorized the County Executive to enter into contracts for the reconstruction of Houses 11 & 12 at the Buffalo and Erie County Botanical Gardens, and

WHEREAS, the funding for said project included a \$290,000 construction contingency fund, and

WHEREAS, unanticipated costs have occurred relating to finishing the project due to field conditions related to the enclosure for lead abatement, and

WHEREAS, unanticipated work will require an increase in the construction contingency fund,

NOW, THEREFORE, BE IT,

RESOLVED, that the construction contingency fund be increased by \$200,000 from \$290,000 to \$490,000, with authorization for the Commissioner of Public Works to approve change orders, not to exceed the construction contingency, and be it further,

RESOLVED, that deduct change orders will result in funds being returned to the contingency account, and be it further,

RESOLVED, that funding for the additional \$200,000 be from the Empire State Development Grant for the project WBS element A.00234.2, 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 each to the Office of the County Executive, the Division of Budget, Management & Finance, the Office of the Comptroller, and the Department of Parks and Recreation.
(4-0)

4. COMM. 3E-9 (2006)
COUNTY EXECUTIVE

WHEREAS, engineering design services are required for the Rath Building Cooling Tower Replacement, Engineer's Supplemental Agreement, and

WHEREAS, the firm of Trautman Associates presently has a General Architectural/Engineering Agreement with the County of Erie to provide design services, and

WHEREAS, the resolution dated November 10, 2005 authorized the acceptance of funds from NYSERDA and placement of these funds into Account A.00049.

NOW, THEREFORE, BE IT,

RESOLVED, that the Commissioner of Public Works be authorized to issue a supplemental agreement to Trautman Associates in an amount not-to-exceed \$28,400, including testing, reimbursables, inspection and miscellaneous expenses relative to the engineering design services required for the Rath Building Cooling Tower Replacement, and be it further,

RESOLVED, that the Comptroller is authorized to make all payments from the 2002 Energy Conservation Project A.00049, in an amount not to exceed \$28,400.00, and be it further,

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

(4-0)

TIMOTHY KENNEDY
CHAIRMAN