

April 13, 2010

ECONOMIC DEVELOPMENT COMMITTEE  
REPORT NO. 3

ALL MEMBERS PRESENT.

CHAIR MILLER-WILLIAMS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
  - a. COMM. 6D-3 (2010)  
**DEPARTMENT OF ENVIRONMENT & PLANNING:** "DPW - Demolition of Buildings at the ECMCC Grider Campus"  
(6-0)
  - b. COMM. 6M-12 (2010)  
**UNIVERSITY AT BUFFALO REGIONAL INSTITUTE:** "Article Entitled, "Playing an Insecure Hand"  
(6-0)
2. COMM. 6E-8 (2010)  
**COUNTY EXECUTIVE**  
WHEREAS, bids were taken for the Capital Project for the Rehabilitation of Cayuga Creek Road Bridge at William Street, in the Town of Cheektowaga, on February, 25, 2010, and the low bidder was Nichols, Long and Moore Construction Company of Lancaster, New York at a low bid amount of \$173,440.00; and

WHEREAS, a Contract for construction inspection services for the above noted project to the engineering firm of Clough Harbour Associates LLP, of Buffalo, New York is required at a cost not to exceed \$30,000.00.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be authorized and is hereby directed to execute a Contract for Erie County Project No. BR 165-1-09 for the Rehabilitation of Cayuga Creek Road Bridge at William Street, between the County of Erie and the low bidder, Nichols, Long and Moore Construction Company, of Lancaster, New York at a low bid amount of \$173,440.00; and be it further

RESOLVED, that an amount of \$146,658.53 be allocated from 2003 Bridge Design and Construction Program (SAP Account B.00058), and an amount of \$26,781.47 be allocated from 2008 Preservation of Bridges, Culverts and Dams Program (SAP Account B.00191), and an additional amount of \$10,000.00 be allocated for a Department of Public Works, Division of Highways construction

contingency fund with authorization for the County Executive to approve change orders in an amount not to exceed \$10,000.00, also to be allocated from 2008 Preservation of Bridges, Culverts and Dams Program (SAP Account B.00191); and be it further

RESOLVED, that an amount of \$30,000.00 be allocated from 2008 Preservation of Bridges, Culverts and Dams Program (SAP Account B.00191) for a Contract for services during construction, construction reimbursables, and construction inspection with Clough Harbour Associates LLP, of Buffalo, New York; and be it further

RESOLVED, that the Clerk of the Legislature be instructed to forward three (3) certified copies of this resolution 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. (6-0)

3. COMM. 6E-10 (2010)  
**COUNTY EXECUTIVE**

WHEREAS, on May 28, 2004 an Intermunicipal Exchange Agreement was entered into, by and among the State of New York, the State University of New York, the Frank Lloyd Wright Rowing Boathouse Corporation and the County of Erie to facilitate construction of a new rowing boathouse in the City of Buffalo on the Niagara River in the immediate vicinity of the West Side Rowing Club; and

WHEREAS, pursuant to the Intermunicipal Exchange Agreement the County of Erie is to provide the New York State Division of Military and Naval Affairs (NYS-DMNA) with a replacement parcel of land and construct a motor vehicle storage facility; and

WHEREAS, the NYS-DMNA and the Valley Community Association have requested several changes to enhance the site; and

WHEREAS, in order for the County to proceed with the site enhancements, the construction contingency account must be increased.

NOW, THEREFORE, BE IT

RESOLVED, that the construction contingency account be increased by \$80,557.44 from \$100,000.00 to \$180,557.44; and be it further

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

RESOLVED, that the Comptroller's Office be authorized to make payment for all the above from SAP Project A.20912 – 2009 – Frank Lloyd Wright Boathouse for an amount not to exceed \$80,557.44; and be it further

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Division of Real Estate and Asset Management, and one copy each to the Office of the County Executive, the Division of Budget and Management, and the Office of the Comptroller.  
(6-0)

4. COMM. 6E-16 (2010)

**COUNTY EXECUTIVE**

WHEREAS, bids were taken for the Capital Project for the Seneca Creek Road Culvert Replacement, in the Town of West Seneca, on February, 25, 2010, and the low bidder was Concrete Applied Technologies Corporation (CATCO), of Alden, New York at a low bid amount of \$214,315.09; and

WHEREAS, a Contract for construction inspection services for the above noted project to the engineering firm of Greenman Pedersen, Inc., of Buffalo, New York is required at a cost not to exceed \$30,000.00.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be authorized and is hereby directed to execute a Contract for Erie County Project No. BR 325-1-09 for the Seneca Creek Road Culvert Replacement, between the County of Erie and the low bidder, Concrete Applied Technologies Corporation (CATCO), of Alden, New York at a low bid amount of \$214,315.09; and be it further

RESOLVED, that an amount of \$214,315.09 be allocated from 2008 Preservation of Bridges, Culverts and Dams Program (SAP Account B.00191), and an additional amount of \$10,000.00 be allocated for a Department of Public Works, Division of Highways construction contingency fund with authorization for the County Executive to approve change orders in an amount not to exceed \$10,000.00, also to be allocated from 2008 Preservation of Bridges, Culverts and Dams Program (SAP Account B.00191); and be it further

RESOLVED, that an amount of \$30,000.00 be allocated from 2008 Preservation of Bridges, Culverts and Dams Program (SAP Account B.00191) for a Contract for services during construction, construction reimbursables, and construction inspection with Greenman Pedersen, Inc. of Buffalo, New York; and be it further

RESOLVED, that the Clerk of the Legislature be instructed to forward three (3) certified copies of this resolution 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.

(6-0)

5. COMM. 6E-22 (2010)

**COUNTY EXECUTIVE**

WHEREAS, bids were taken for the Capital Project for the Replacement of Rapids Road Bridge over Beeman Creek, in the Town of Clarence, on February, 25, 2010, and the low bidder was Nichols, Long and Moore Construction Company of Lancaster, New York at a low bid amount of \$708,000.00; and

WHEREAS, a Contract for design construction services for the above noted project to the engineering firm of Foit-Albert Associates, of Buffalo, New York is required at a cost not to exceed \$10,000.00; and

WHEREAS, a Contract for construction inspection services for the above noted project to the engineering firm of Nussbaumer & Clarke, Inc., of Buffalo, New York is required at a cost not to exceed \$90,000.00.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be authorized and is hereby directed to execute a Contract for Erie County Project No. BR 43-1-09 for the Replacement of Rapids Road Bridge over Beeman Creek, between the County of Erie and the low bidder, Nichols Long and Moore Construction Company, of Lancaster, New York at a low bid amount of \$708,000.00; and be it further

RESOLVED, that an amount of \$708,000.00 be allocated from 2008 Preservation of Bridges, Culverts and Dams Program (SAP Account B.00191), and an additional amount of \$50,000.00 be allocated for a Department of Public Works, Division of Highways construction contingency fund with authorization for the County Executive to approve change orders in an amount not to exceed \$50,000.00, also to be allocated from 2008 Preservation of Bridges Culverts and Dams Program (SAP Account B.00191); and be it further

RESOLVED, that an amount of \$10,000.00 be allocated from 2008 Preservation of Bridges, Culverts and Dams Program (SAP Account B.00191) for a Contract for design services during construction with Foit-Albert Associates, of Buffalo, New York; and be it further

RESOLVED, that an amount of \$90,000.00 be allocated from 2008 Preservation of Bridges, Culverts and Dams Program (SAP Account B.00191) for a Contract for services during construction,

construction reimbursables, and construction inspection with Nussbaumer & Clarke, Inc., of Buffalo, New York; and be it further

RESOLVED, that the Clerk of the Legislature be instructed to forward three (3) certified copies of this resolution 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.  
(6-0)

**TIMOTHY M. KENNEDY**  
**CHAIR**