

MARCH 8, 2007

ECONOMIC DEVELOPMENT COMMITTEE
REPORT NO. 5

ALL MEMBERS PRESENT.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 2M-3 (2007)
ERIE-NIAGARA REGIONAL PARTNERSHIP: 2006 Year End-Project
(4-0)
 - b. COMM. 5E-5 (2007)
KENNEDY: Local Law 3-2006
(4-0)
 - c. COMM. 5D-6 (2007)
PUBLIC WORKS: ECFS Grant for Master Plan for Space Consolidation & Relocation – RFP Process
(4-0)
2. COMM. 15E-42 (2006)
COUNTY EXECUTIVE
WHEREAS, Foit-Albert Associates has a General Architectural/Engineering Agreement with Erie County dated July 15, 2004, and

WHEREAS, Foit-Albert Associates has the necessary manpower and expertise to complete the design and construction documents for the Window Replacement at School 84.

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of Public Works be authorized to issue a Supplemental Agreement to Foit-Albert Associates to prepare design and construction documents for a fee not to exceed \$20,000.00, and be it further,

RESOLVED, that the Comptroller's Office be authorized to make payments for all of the above from the 2001 Roofing and Exterior Waterproofing account, Project A.00026.3.1, 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, and the Office of the Comptroller.

(4-0)

3. COMM. 5E-15 (2007)
COUNTY EXECUTIVE
WHEREAS, your Honorable Body previously authorized a contract with Abate Engineers on July 27, 2006 to provide Architectural/Engineering Services for the Remedial Structural Repairs Work and

WHEREAS, in performing the remedial structural repairs to the Boiler Room ceiling support steel, sandblasting and cleaning revealed that the steel was in worse condition. We have attached, at the end of this resolution, several photographs depicting the existing conditions of the steel and temporary shoring installed. The County requested Abate Engineers to investigate these conditions resulting in additional design work and construction administration fees, and

WHEREAS, your Honorable Body previously authorized a construction contingency at the time of award of construction contracts on July 27, 2006, the Department of Public Works is asking for an increase in the construction contingency for the Remedial Structural Repair Work contract to cover the additional remedial repair work to the Boiler Room ceiling support steel, and

WHEREAS, your Honorable Body previously authorized a contract with URS, Inc. on May 13, 2004 to provide Architectural/Engineering Services for the Reconstruction of Houses 11 & 12 and prepare an Environmental Impact Statement for the Botanical Gardens Master Plan, and

WHEREAS, ongoing unforeseen conditions in the renovation work for House Nos. 11 and 12 required the firm of URS, Inc. to spend additional time for the Construction Administration Phase of the work and additional time in preparing and responding to SHPO's concern with the Environmental Impact Statement for approval.

NOW, THEREFORE, BE IT,

RESOLVED, that the Commissioner of Public Works be authorized to issue a change order to Abate Engineering's contract for an amount not to exceed \$45,000.00 for additional design work and construction administration for the remedial structural repairs, and be it further,

RESOLVED, that the Commissioner of Public Works be authorized to issue a change order to URS, Inc. for an amount not to exceed \$214,000.00 for providing additional construction administration for Houses 11 & 12 and for additional time in completing the Environmental Impact Statement for the Botanical Gardens Master Plan, and be it further,

RESOLVED, that the construction contingency account for the Remedial Structural Repairs Work be increased by \$311,000.00 from \$60,000.00 to \$371,000.00 with authorization for the

Commissioner of Public Works to approve change orders not to exceed the amount of the construction contingency, and be it further,

RESOLVED, that deduct change orders will be returned to the construction contingency account, and be it further,

RESOLVED, that the Comptroller's Office be authorized to make payment for all of the above from SAP project A.00032-Botanical Gardens Master Plan Reconstruction in an amount not to exceed \$524,332.00, and SAP Project A.00080-2003 Botanical Gardens Master Plan Reconstruction in an amount not to exceed \$45,668.00, total payments not to exceed \$570,000.00, 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.

(4-0)

TIMOTHY M. KENNEDY
CHAIRMAN