

MARCH 9, 2005

ECONOMIC DEVELOPMENT COMMITTEE  
REPORT NO. 2

ALL MEMBERS PRESENT.

1. RESOLVED, that the following items are hereby received and filed.
  - a. INTRO 4-10 (2004)  
**SWANICK:** Opposition to Imposition of Additional Tolls on Roads & Highways in WNY  
(5-0)
  - b. COMM. 8E-21 (2004)  
**COUNTY EXECUTIVE:** DPW - Reconstruction of Maple Road - Intersection at Flint, North Forest & Hopkins Roads, Town of Amherst - AS AMENDED  
(5-0)
  - c. INTRO 10-3 (2004)  
**MARSHALL:** Elimination of NYS Tax on Clothing & Footwear Under \$110  
(4-1) Legislator Marshall voted in the negative.
  - d. INTRO 17-15 (2004)  
**HOLT:** NYS Thruway Tolls for Buffalo-Area Commuters  
(5-0)
  - e. COMM. 23E-1 (2004)  
**CUSACK:** Letter to Legislator Schroeder Re: Comm. 16M-7 & Comm. 19M-26  
(5-0)
  - f. COMM. 23E-35 (2004)  
**CHASE:** Request for Update on 2004 Road Projects from DPW  
(5-0)
  - g. INTRO 30-6 (2004)  
**MINORITY CAUCUS:** Proposed NYS Thruway Toll Increase  
(5-0)
  - h. COMM. 4D-11 (2005)  
**DPW:** 2004/2005 Snow Plow Routes  
(5-0)
  - i. COMM. 4D-13 (2005)  
**DPW:** Copy of Memo To County Attorney's Office Re: Capital Projects that Need to Remain Open if Red Budget is Implemented  
(5-0)
  - j. COMM. 6M-3 (2005)  
**NFTA:** 17A Report & the Capital Expenditure Reports for 3rd Quarter of FY Ending 3/31/05  
(5-0)
2. COMM. 1E-9 (2005)  
**COUNTY EXECUTIVE**  
WHEREAS, the Department of Public Works received bids on October 26, 2004, for the Erie County Highway Maintenance Facilities, Overhead Exterior Door Replacement, and

WHEREAS, the Architect and the Department of Public Works are recommending award to the lowest responsible bidder,

NOW, THEREFORE, BE IT,

RESOLVED, that the County Executive be authorized to enter into a contract for Roof and Masonry Restoration at the Clarence Maintenance Garage as follows:

GENERAL CONSTRUCTION WORK

MGR Constructors, Inc.

Base Bid:	\$156,295.00
Alternate Bid #1	<u>\$ 22,600.00</u>
Total	\$178,895.00

and be it further,

RESOLVED, that the sum of \$20,000 be allocated for a construction contingency fund with authorization for the Commissioner of Public Works to approve change orders in an amount not to exceed the construction contingency, and be it further,

RESOLVED, that the sum of \$2,000 be allocated for testing, inspection and miscellaneous expenses with authorization for the Commissioner of Public Works to expend said funds, and be it further,

RESOLVED, that the Comptroller's Office be authorized to make payment from the following: Erie County Highway Garage Renovations, Project B.00104 in the amount of \$62,840.00 and Exterior Building Rehabilitation, Project A.00044 in the amount of \$138,055.00, and be it further,

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

(4-1) Legislator Kennedy voted in the negative.

3. COMM. 6E-23 (2005)

**COUNTY EXECUTIVE**

WHEREAS, the City of Buffalo owns and operates a District Heat Facility that provides hot water to many City-owned buildings, as well as the County-owned facilities of the Rath Building and Family Court Building, and

WHEREAS, the existing contract for the City of Buffalo to provide hot water for heating between the City of Buffalo and Erie County has now expired and requires renewal if Erie County is to continue to receive hot water for the purpose of heating its buildings, and

WHEREAS, the City of Buffalo and Erie County have held a series of negotiations and have agreed on a tentative agreement for the City of Buffalo to supply these Erie County-owned facilities with hot water for a term of five years renewable for five years thereafter, and

WHEREAS, the Department of Public Works desires to enter into this contract,

NOW, THEREFORE, BE IT,

RESOLVED, that the Erie County Legislature authorizes the County Executive to enter into a contract with the City of Buffalo to supply hot water for the purpose of heating its facilities, and be it further,

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

(5-0)

4. COMM. 6E-32 (2005)

**COUNTY EXECUTIVE**

WHEREAS, air monitoring and environmental services are required for the Botanical Gardens Implementation of the Master Plan, Architectural/Engineering Agreement, and

WHEREAS, the firm of URS Corporation Group presently has a General Engineering contract with the County of Erie to provide design services, and

WHEREAS, the firm of URS Corporation Group has the Architectural/Engineering & Environmental expertise to provide the required services to implement the long-range master plan and environmental impact statement,

NOW, THEREFORE, BE IT,

RESOLVED, that the Commissioner of Public Works be authorized to enter into a supplemental agreement with URS Corporation Group with a maximum fee not-to-exceed \$35,000, including testing, reimbursables, and miscellaneous expenses relative to the design services for master plan implementation and environmental impact statement, and be it further,

RESOLVED, that the \$35,000 fee allocation be taken from the Botanical Gardens account, Project A.00234, 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 and Finance; one copy to the Office of the Comptroller; one copy to the Office of the County Executive; and one copy to the Department of Parks and Recreation and one copy to the Botanical Gardens Society.

(5-0)

**TIMOTHY M. WROBLEWSKI**  
**CHAIRMAN**