

September 26, 2002

ECONOMIC DEVELOPMENT  
COMMITTEE  
REPORT NO. 14

ALL MEMBERS PRESENT EXCEPT LEGISLATOR LARSON.

1. Item Page -2002 **AS AMENDED**  
**COUNTY EXECUTIVE**  
(Comm. 17E-17)

WHEREAS, the Department of Public Works received bids on September 11, 2002 for Roof Replacement -Wendt Beach Park, 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 Replacement - Wendt Beach Park as follows:

ROOFING WORK

Grove Roofing

Base Bid	\$104,100.00
Alternate Bid #2	<u>\$ 26,100.00</u>
Total	\$130,200.00

and be it further,

RESOLVED, that the sum of \$12,000.00 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 deduct change orders will result in funds being returned to the contingency account, and be it further,

RESOLVED, that the sum of \$2,000.00 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 2002 Countywide Roof Replacement & Waterproofing, Project 296, Fund 410, 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 Division of Budget Management & Finance; one copy to the Office of the Comptroller; and one copy to the Office of Parks and Recreation.

(4-0) Legislator Larson absent.

2. Item Page -2002 (Comm. 17E-18)

**COUNTY EXECUTIVE**

WHEREAS, the Botanical Gardens Society has gone through a qualification based selection process for a design firm to do a planting master plan, and

WHEREAS, the Botanical Gardens Society has funds to pay for a Planting Master Plan Study, and

WHEREAS, the firm of The Portico Group, 217 Pine Street, 2<sup>nd</sup> floor, Seattle, WA 19801, is being recommended by the Botanical Gardens Society for this project,

NOW, THEREFORE, BE IT,

RESOLVED, that the County Executive be authorized to enter into a contract with The Portico Group, 217 Pine Street, 2<sup>nd</sup> Floor, Seattle WA, 98101, and be it further,

RESOLVED, that the amount to be paid for said consulting services for this work, plus variable design services and reimbursables, shall not exceed \$50,000, and be it further,

RESOLVED, that the fee allocation funded by the Botanical Gardens Society be transferred to the Department of Public Works and deposited into the Botanical Gardens, Project 203, Fund 410, and be it further,

RESOLVED, that the Comptroller's Office be authorized to make payment from the money to be provided by the Botanical Gardens, 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 Division of Budget Management & Finance, one copy to the Botanical Gardens Society; and one copy to the Office of the Comptroller.

(4-0) Legislator Larson absent.

3. Item Page -2002 (Comm. 17E-19)

**COUNTY EXECUTIVE**

WHEREAS, the New York State Department of Transportation has submitted to the County Legislature a proposed Maintenance Plan and Agreement, pursuant to Sections 129, 130 and 131-e of the Highway Law, by which the Counties of Erie and Cattaraugus are to maintain the truss bridge for pedestrians known as the Bigelow Bridge (formally known as the Route 240X bridge over Cattaraugus Creek) and to be designated as New York Project No. 5268.28, and said proposed plan and agreement also provides for the Counties of Erie and Cattaraugus to request the Department of Transportation, to submit the aforementioned project with the recommendation that it be approved

by the Administrator of the United States Federal Highway Administration, and that if such project is approved and constructed by the Department and the Administrator of the United States Federal Highway Administration, the Counties of Erie and Cattaraugus will thereafter at their own cost and expense maintain this project in a manner satisfactory to the Department of Transportation and the Administrator of the United States Federal Highway Administration, or their authorized representatives and make provision each year for such maintenance,

NOW THEREFORE BE IT

RESOLVED, that the Counties of Erie and Cattaraugus shall maintain such highway and guarantee the maintenance of such pedestrian fishing bridge and will each pay one-half the cost of such maintenance and will maintain the pedestrian fishing bridge in a manner satisfactory to the New York State Department of Transportation or its authorized representatives, and will make provision each year for such maintenance, and be it further

RESOLVED, that the New York State Department of Transportation submit such project to the Administrator of the United States Federal Highway Administration and recommend to him the approval of the same for construction with funds apportioned to the State for construction of Highways and related projects under the provisions of Federal Highway Acts, and be it further

RESOLVED, that the County Legislature act through the Commissioner of Public Works who is hereby authorized to act for this County Legislature and make and enter into agreement with the State Department of Transportation, in manner and form and substance as herein stated and in accordance with the form of contract herein mentioned as having been submitted to this County Legislature for action, and that this County Legislature furnish five (5) certified copies of this resolution authorizing the County Legislature to execute the agreements on behalf of the County such Commissioner of Public Works being fully authorized and directed to make and enter into agreements on behalf of Erie County in any manner and form required by the Department of Transportation, or the Administrator of the United States Federal Highway Administration and attach the seal of the County Legislature thereto, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to submit five (5) certified copies of the foregoing resolution to the New York State Department of Transportation, one copy to the Cattaraugus County Clerk of the Legislature, one copy to the Cattaraugus County Commissioner of Public Works, and one copy each to the Erie County Commissioner of Public Works and the Erie County Comptroller.

(4-0) Legislator Larson absent.

**MICHAEL H. RANZENHOFER**  
**CHAIRMAN**