

July 21, 2016

ECONOMIC DEVELOPMENT COMMITTEE
REPORT NO. 13

ALL MEMBERS PRESENT.
CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. COMM. 5E-14 (2016)

COUNTY EXECUTIVE

WHEREAS, Hopkins Court Apartments consists of a two story, 105-unit elevator building designed and built for senior affordable housing; and

WHEREAS, Hopkins Court was originally built in 2000 utilizing tax credits. One hundred percent of the units are set aside for households at or below 60% of the area median income and 100% of the units are rent restricted; and

WHEREAS, the Erie County Legislature adopted a policy on Payment in Lieu of Taxes (PILOT) on December 16, 1999, and the PILOT is consistent with said policy; and

WHEREAS, in order to make the Project economically feasible for Hopkins Court Apartments to continue to operate the community it is necessary to extend tax relief from the County of Erie and the Town of Amherst.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to execute a Payment in Lieu of Taxes (PILOT) Agreement extension with Hopkins Court Associates, L.P., the Town of Amherst, and any other organizations necessary to conclude this PILOT Agreement; and be it further

RESOLVED, that said Agreement extension shall include an annual PILOT in the amount of taxes due as set forth on Schedule A attached hereto; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive; the Director of the Division of Budget and Management; the Director of Real Property Tax Services; the Commissioner of the Department of Environment and Planning; the County Comptroller; and the County Attorney.

SCHEDULE A
Hopkins Court Apartments

Hopkins Court Associates, L.P.

PILOT Payment Schedule
Proposed

	Year	PILOT Payment	County	Town
Actual	2002	29,475	7,436	22,039
	2003	30,637	7,659	22,978
	2004	31,556	7,889	23,667
	2005	32,503	8,126	24,377
	2006	33,479	8,370	25,109
	2007	34,483	8,621	25,862
	2008	35,517	8,879	26,638
	2009	36,583	9,146	27,437
	2010	37,680	9,420	28,260
	2011	38,811	9,703	29,108
	2012	39,975	9,994	29,981
	2013	41,175	10,294	30,881
	2014	42,409	10,602	31,807
	2015	43,681	10,920	32,761
	2016	44,992	11,248	33,744
Proposed	2017	46,342	11,585	34,756
	2018	47,732	11,933	35,799
	2019	49,164	12,291	36,873
	2020	50,639	12,660	37,979
	2021	52,158	13,040	39,119
	2022	53,723	13,431	40,292
	2023	55,334	13,834	41,501
	2024	56,995	14,249	42,746
	2025	58,704	14,676	44,028
	2026	60,465	15,116	45,349
	2027	62,279	15,570	46,710
	2028	64,148	16,037	48,111
	2029	66,072	16,518	49,554
	2030	68,054	17,014	51,041
	2031	70,096	17,524	52,572

(6-0)

2. COMM. 5E-15 (2016)

COUNTY EXECUTIVE

WHEREAS, St. Mary's Commons Apartments consists of a two story, 101-unit building designed for senior affordable housing; and

WHEREAS, St. Mary's Commons Apartments was originally built in 2003 utilizing tax credits. One hundred percent of the units are set aside for households at or below 60% of the area median income and 100% of the units are rent restricted; and

WHEREAS, the Erie County Legislature adopted a policy on Payment in Lieu of Taxes (PILOT) on December 16, 1999, and the PILOT is consistent with said policy; and

WHEREAS, in order to make the Project economically feasible for St. Mary's Commons Apartments to continue to operate the community it is necessary to extend tax relief from the County of Erie and the Town of Amherst.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to execute a Payment in Lieu of Taxes (PILOT) Agreement extension with St. Mary's Commons Apartments, L.P., the Town of Amherst, and any other organizations necessary to conclude this PILOT Agreement; and be it further

RESOLVED, that said Agreement extension shall include an annual PILOT in the amount of taxes due as set forth on Schedule A attached hereto; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive; the Director of the Division of Budget and Management; the Director of Real Property Tax Services; the Commissioner of the Department of Environment and Planning; the County Comptroller; and the County Attorney.

SCHEDULE A
St. Mary's Commons Apartments

ST. MARY'S COMMONS APARTMENTS, L.P.

**PILOT Payment Schedule
Proposed**

	Year	PILOT Payment	County	Town
Actual	2005	30,054	7,514	22,541
	2006	30,956	7,739	23,217
	2007	31,884	7,971	23,913
	2008	32,840	8,210	24,631
	2009	33,826	8,457	25,370
	2010	34,841	8,710	26,131
	2011	35,886	8,972	26,915
	2012	36,963	9,241	27,722
	2013	38,072	9,518	28,554
	2014	39,214	9,803	29,410
	2015	40,390	10,098	30,293
	2016	41,602	10,400	31,201
	2017	42,850	10,712	32,137
Proposed	2018	44,135	11,034	33,101
	2019	45,459	11,365	34,095
	2020	46,824	11,706	35,118
	2021	48,229	12,057	36,171
	2022	49,675	12,419	37,257
	2023	51,166	12,791	38,374
	2024	52,701	13,175	39,525
	2025	54,282	13,570	40,711
	2026	55,910	13,978	41,933
	2027	57,587	14,397	43,191
	2028	59,315	14,829	44,486
	2029	61,094	15,274	45,821
	2030	62,927	15,732	47,195
	2031	64,815	16,204	48,611
	2032	66,760	16,690	50,070
	2033	68,762	17,191	51,572
	2034	70,825	17,706	53,119

(6-0)

3. COMM. 9E-3 (2016)

COUNTY EXECUTIVE AS AMENDED

WHEREAS, the existing roof system is beyond its useful life and is leaking causing damage to the building interior space and systems. Replacing the roof will help maintain a safe and proper working environment for the building occupants and preserve the building for continued use; and

WHEREAS, the Erie County Department of Public Works received bids for the Erie County Health Department - 2016 Building 17 Roof Replacement Phase1 project on June 27, 2016;and

WHEREAS, the Erie County Department of Public Works, and the Architect are recommending award of a contract to the lowest responsible bidder; and

WHEREAS, your Honorable Body has previously authorized the County Executive to enter into an General NE Agreement with the architectural firm of Clark Patterson Lee for providing Architectural/Engineering Services on Erie County projects; and

WHEREAS, the County Executive is requesting authorization to enter into an Agreement Amendment or Contract with the architectural and engineering firm of Clark Patterson Lee for providing additional Architectural/Engineering Services for the Erie County Health Department - Building 17 Roof Replacement project.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into a contract with the lowest responsible bidder for the Erie County Health Department - 2016 Building 17 Roof Replacement Phase 1 project as follows:

General Construction Work

Jameson Roofing Company	Base Bid:	\$1,126,700.00
Add Roof Area	Alternate No. 1 Bid:	<u>\$ 105,582.00</u>
	Total amount of contract not to exceed	\$1,232,282.00

; and be it further

RESOLVED, that the sum of \$172,718.00 be allocated to a Construction Contingency Fund with authorization for the County Executive, to approve change orders in an amount not to exceed the Construction Contingency Fund; and be it further

RESOLVED, that any deduct change orders will result in these funds being returned to the Construction Contingency Fund; and be it further

RESOLVED, that the County Executive is authorized to enter into an Agreement Amendment or Contract with Clark Patterson Lee for providing additional Architectural/Engineering Services for the Erie County Health Department - Building 17 Roof Replacement project, including reimbursables for an amount not to exceed \$32,000.00; and be it further

RESOLVED, that the Comptroller's Office be authorized to make payment for the above from SAP Project Accounts as follows:

A.16026 - 2016 Improvements to Building 17 (Buffalo)	\$ 500,000.00
<u>A.13015 - 2013 EMCC Bldg. 17 Improvements Buffalo</u>	<u>\$ 937,000.00</u>
Total Amount Not To Exceed:	\$ 1,437,000.00

; and be it further

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Commissioner's Office, 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. 10E-7 (2016)

COUNTY EXECUTIVE AS AMENDED

WHEREAS, the County of Erie, Department of Public Works advertised for Request for Qualifications from Architectural/Engineering and Testing Services firms for the Division of Highways and Buildings; and

WHEREAS, the County Executive is requesting approval to pre-qualify Architectural/Engineering and Testing Services with the firms having the necessary expertise, experience and personnel to provide professional services on County projects; and

WHEREAS, the General Architectural/Engineering and Testing Services pre-qualification list will be valid for a period of one (1) year, from the date of this Legislative Resolution; and

WHEREAS, the request for General Architectural/Engineering & Testing Services is consistent with the Erie County Administrative Code, Section 19.08.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature is hereby authorizing a pre-qualified list of General Architectural/Engineering and Testing Service firms for providing Architectural/Engineering and Testing Service projects with the Department of Public Works as listed in the attached Exhibit A; and be it further

RESOLVED, that the General Architectural/Engineering and Testing Services pre-qualified firms will remain in effect for one (1) year from the approved date of this Legislative Resolution; and be it further

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

2016 DPW CONSULTANT RFQ RESPONDENT LIST

CONSULTANT	HIGHWAYS					BUILDINGS						
	A-1	A-2	A-3	A-4	A-5	B-1	B-2	B-3	B-4	B-5	B-6	B-7
	Road construction & Reconstruction	Bridge & Culvert Construction & Reconstruction	Dam Maintenance & Repairs	Survey	Highway Material Testing & Inspections	Architectural Services for Small to Large Buildings	Mechanical Plumbing Systems - Maintenance and New Buildings	Commissioning Services	Electrical - Maintenance & New Construction	Building Code Compliance	Federal / State Environmental Compliance	Building Material Testing & Inspections
Advance Architecture & Planning												
AECOM						X	X	X	X	X	X	X
Architectural Resources						X	X	X	X	X	X	X
Bergmann Assoc.	X	X	X	X		X	X	X	X	X	X	X
BHNT Architects						X	X	X	X	X	X	X
Buffalo Engineering							X	X	X	X	X	X
C & S Companies	X	X	X	X	X	X	X	X	X	X	X	X
C J Brown								X				
Cliff Harbour Assoc (CHA)	X	X	X	X								
Clark Patterson Lee	X	X	X	X	X	X	X	X	X	X	X	X
DiDonato Assoc.	X	X	X	X		X				X	X	X
Erdman Anthony	X	X	X	X	X							
Flynn/Battaglia Architects						X						
Folt-Albert Assoc.	X	X	X	X						X	X	
Frankie Engineering & Land Surveying				X								
GHQ Consulting Services, Inc.							X	X	X	X	X	X
Greenman Peterson Inc.	X	X	X	X	X	X	X	X	X	X	X	X
Hamilt Houston Lowrie						X	X	X	X	X	X	X
Khaops	X	X	X	X								
Kidney Architects						X	X	X	X	X	X	X
Labelle Assoc.	X	X	X	X		X	X	X	X	X	X	X
Liko Engineers	X	X	X	X			X	X	X	X	X	X
McMahon & Mann	X	X	X	X			X	X	X	X	X	X
MNB Group	X	X	X	X		X	X	X	X			
Papil	X	X	X	X		X	X	X	X			
Ravi	X	X	X	X		X	X	X	X			
SUB/Empire Soils	X	X	X	X	X							X
Trautman Assoc.						X	X	X	X	X	X	X
Ty Lin	X	X	X	X	X							
Urban Engineers	X	X	X	X	X							
Watts Architecture	X	X	X	X	X	X	X	X	X	X	X	X
Wendel	X	X	X	X		X	X	X	X	X	X	X
WSP Parsons Brinckerhoff	X	X	X	X		X	X	X	X	X	X	X
Zavis Architectural						X	X	X	X	X	X	X

(6-0)

5. COMM. 13E-7 (2016)
COUNTY EXECUTIVE

WHEREAS, a project to construct a 0.85 mile long multi-use pedestrian/bike pathway in the City of Tonawanda from State to East Niagara Street, along an unused railroad ROW owned by NFTA and within Fillmore Avenue ROW owned by the City of Tonawanda (the "Project"), said Project known as Tonawanda Rails to Trails Extension a federal aid project identified as NYSDOT PIN 5761.02 was authorized by this honorable body on June 11, 2015 via Communication 11E-10; and

WHEREAS, it is desired to acquire the ROW necessary for the construction of the project; and

WHEREAS, acquisition of ROW may involve acquisition of real property interests by fee, permanent easement, temporary easement, permit, lease, license, or intermunicipal agreement with any or all of: the Niagara Frontier Transportation Authority, the New York State Canal Corporation, the City of Tonawanda and such other property owners as may be required (the Property Owners); and

WHEREAS, in order to allow for acquisition of the required ROW in time for NYSDOT/FHWA to grant construction approval by September 30, 2016, the end of the current federal fiscal year, and to prevent putting the Project's federal funding at risk.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby approves the commencement of the acquisition of the ROW required to construct the Project; and be it further

RESOLVED, that a sum not to exceed \$43,000.00 from Business Area 123, Fund 420, SAP B.13016.19, Tonawanda Rails to Trails ROW be made available to cover all costs of ROW acquisition; and be it further

RESOLVED, that the County of Erie is authorized to acquire the necessary real property interests from the aforementioned Property Owners for the purpose of constructing the Project; and be it further

RESOLVED, that the County of Erie is authorized to enter into all necessary contracts and agreements for the acquisition of the required ROW to construct the Project; and be it further

RESOLVED, that the Commissioner of Public Works, or his authorized representatives, are hereby authorized to establish the amounts which he believes to represent just compensation for the real property interests to be acquired; and be it further

RESOLVED, that the Commissioner of Public Works, or his authorized representatives, are hereby authorized to negotiate and offer just compensation amounts to the Property Owners for the purpose of acquiring the necessary real property interest in portions of their respective parcels of real

property by fee, easement, permit and/or lease, which acquisition is necessary for construction of the Project; and be it further

RESOLVED, that the Commissioner of Public Works, or his authorized representatives, are authorized to act on behalf of the County of Erie in connection with the acquisition of the required ROW from the aforementioned Property Owners; and be it further

RESOLVED, that the County Attorney shall prepare and the County Executive shall execute all appropriate documents relating to acquiring fee, easement, permit, lease, license or intermunicipal agreement interests in the necessary ROW; and be it further

RESOLVED, should one or more owners of the Subject Properties refuse to convey such portions of their real property to the County for an amount not to exceed the just compensation determined by the Commissioner of Public Works, or his authorized representatives, the County is authorized to commence eminent domain procedures; and be it further

RESOLVED, that the Clerk of the Legislature forward three (3) certified copies of this resolution to the Department of Public Works, Office of the Commissioner, and also one copy each to the Office of the County Executive, the Division of Budget and Management, and the Office of the Comptroller. (6-0)

6. COMM. 13E-8 (2016)
COUNTY EXECUTIVE

WHEREAS, The Village of Hamburg (“Village”) intends to design and construct pedestrian facilities on a County owned roadway at Legion Drive (CR 134); and

WHEREAS, said pedestrian facilities shall be designed and constructed in compliance with the Americans with Disabilities Act and with Federal and Village funds; and

WHEREAS, the Village shall be responsible for any and all maintenance aspects related to the pedestrian facilities; and

WHEREAS, an agreement between the Village and the County will be necessary to allow the Village to proceed with the design and construction of the pedestrian facilities.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be authorized to execute an agreement between the County of Erie and the Village of Hamburg, allowing the Village to design, construct, and maintain pedestrian facilities located on Legion Drive (CR 134) in the Village of Hamburg; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send one certified copy of the resolution to the County Executive; the County Attorney; and the Department of Public Works (6-0)

7. COMM. 13E-9 (2016)
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Public Works received bids for the Buffalo Niagara Convention Center – 2016 – Toilet Room Renovations, Loading Dock Railings & Sprinkler Conversion and Fire Alarm Upgrades on May 5, 2016 and May 26, 2016; and

WHEREAS, the Erie County Department of Public Works, along with the A/E firm, BHNT Architects, are recommending award of the contract to the lowest responsible bidders.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into a contract with the lowest responsible bidders for the Buffalo Niagara Convention Center – 2016 – Toilet Room Renovations, Loading Dock Railings & Sprinkler Conversion and Fire Alarm Upgrades project for an amount not to exceed as follows:

General Construction Work
Miller Enterprises, Inc.

Base Bid:	\$124,000.00
<u>Add Alternate No. 3</u>	<u>\$110,000.00</u>
Total General Construction Contract	\$234,000.00

Plumbing Work
Leo J. Roth

Base Bid	\$22,200.00
<u>Add Alternate No.3</u>	<u>\$25,500.00</u>
Total Plumbing Contract	\$47,700.00

Electrical Work
CIR Electrical

Base Bid	\$105,997.00
<u>Add Alternate No.3</u>	<u>\$ 21,765.00</u>
Total Electrical Contract	\$127,762.00

Fire Protection Work
Allied Fire Protection

<u>Base Bid</u>	<u>\$ 46,270.00</u>
Total Fire Protection Contract	\$ 46,270.00
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Total Award of all Contracts Not To Exceed	\$455,732.00

;and be it further

RESOLVED, the sum of \$150,000.00 be allocated to a Construction Contingency Fund with authorization for the County Executive to approve change orders in an amount not to exceed the Contingency Fund; and be it further

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

RESOLVED, that the Comptroller's Office be authorized to make payment for all the above from SAP Project Accounts as follows:

A.12002-2012- Buffalo Niagara Convention Center Rehabilitation	\$ 10,000.00
A.14002-2014-Buffalo Niagara Convention Center Rehabilitation	\$158,091.84
A.15002-2015-Buffalo Niagara Convention Center Rehabilitation	\$250,000.00
<u>A.16003-2016-Buffalo Niagara Convention Center Rehabilitation</u>	<u>\$187,640.16</u>
For an Amount Not To Exceed	\$605,732.00

;and be it further

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, commissioner's Office, 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)

8. COMM. 13E-10 (2016)
COUNTY EXECUTIVE

WHEREAS, the Library Board of Trustees has authorized the Library Director, in cooperation with the Erie County Department of Public Works to proceed with the installation of a new ADA accessible elevator; and

WHEREAS, the Department of Public Works received bids for the Buffalo and Erie County Main Central Library – New ADA Elevator project on June 24, 2016; and

WHEREAS, the Erie County Department of Public Works, along with its Consultant, HHL, is recommending award of the contracts to the lowest responsible bidders.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into contracts with the lowest responsible bidders for the Buffalo & Erie County Main Central Library-New ADA Elevator as follows:

General Construction Work:

Sicoli Construction Services, Inc.

Base Bid:	\$1,138,700.00
Add Alt Bid No 1	14,600.00
Add Alt Bid No 2	29,600.00
Add Alt Bid No 3	<u>15,500.00</u>
	\$1,198,400.00

Elevator Construction Work

DCB Elevator Co., Inc.

Base Bid:	\$ 197,600.00
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Mechanical & Plumbing Construction Work

MLP Plumbing & Mechanical Inc.

Base Bid:	\$ 84,400.00
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Electrical Construction Work

Weydman Electric & Communications

Base Bid:	\$ 143,747.00
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Total Award of the Contract Not to Exceed \$1,624,147.00

;and be it further

RESOLVED, that the sum of \$160,000.00 be allocated to a Construction Contingency Fund with authorization for the County Executive to approve change orders in an amount not to exceed the Contingency Fund; and be it further

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

RESOLVED, that the Comptroller's Office be authorized to make payment for all the above from SAP project account A.21013-2010-Buffalo and Erie County Library-New ADA Compliance Elevator; and be it further

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Commissioner's Office, and one copy each to the Office of the County Executive, the Division of Budget and Management, the Buffalo & Erie County Central Library, Ken Stone, and the Office of the Comptroller.

(6-0)

9. COMM. 13E-11 (2016)

COUNTY EXECUTIVE

WHEREAS, this Honorable Body has previously authorized the County Executive to enter in a General Architectural/Engineering services agreement with the firm of Trautman Associates for providing professional services on Erie County projects; and

WHEREAS, the County Executive is requesting authorization to enter into an Agreement Amendment or Contract with the firm of Trautman Associates for providing professional A/E Services for the Erie County Medical Examiner's Office Laboratory - Phase 4 upgrades project.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to execute an Agreement Amendment or Contract with the firm of Trautman Associates for providing Architectural/Engineering services for the Erie County Medical Examiner's Office Laboratory-Phase 4 upgrade project, for an amount not to exceed \$200,000 including design contingency and reimbursables; and be it further

RESOLVED, that the Comptroller's Office be authorized to make payment for all the above from SAP Project A.16024-2016-Renovation to Toxicology Laboratory & Medical Examiners Facility, Fund 410, Business Area 122 for an amount not to exceed \$200,000; and be it further

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Commissioner's Office, 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)

10. COMM. 13E-12 (2016)

COUNTY EXECUTIVE

WHEREAS, the County of Erie will be receiving bids for the Erie County Home – 2016 Perimeter Fencing Re-Bid during the Legislative recess period; and

WHEREAS, the Legislative meeting scheduled before summer recess will not allow for the normal award process of construction contracts after bids are received; and

WHEREAS, the County Executive is seeking pre-authorization to award contracts to the lowest responsible bidder.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is pre-authorized to award a contract to the lowest responsible bidder so the work can proceed during the summer months for a total contract, including construction contingency, for an amount not to exceed \$150,000.00; and be it further

RESOLVED, that the Department of Public Works will report to the Legislature the value of the contracts awarded and to whom; and be it further

RESOLVED, that the Comptroller's Office be authorized to make payment for all the above from SAP project accounts as follows:

A.20903 – 2009 Countywide Fire Alarm & Security Improvements	\$57,000.00
A.11005 – 2011 Countywide Building & Facility Improvements	\$30,000.00
A.14003 – 2014 Countywide Code & Environmental Compliance	\$41,000.00
A.15003 – 2015 Countywide Code & Environmental Compliance	\$ 7,000.00
<u>A.16011 – 2016 DPW EC Home Decommissioning</u>	<u>\$15,000.00</u>
Total Amount not to exceed:	\$150,000.00

;and be it further

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Commissioner's Office, 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)

11. COMM. 13E-13 (2016)

COUNTY EXECUTIVE

WHEREAS, the Department of Public Works received bids for the Erie County Highways Department-2016-Harlem Road Fleet Building Addition on March 15, 2016; and

WHEREAS, the lowest responsible bidder for the General Construction work is Northern Dreams Construction; and

WHEREAS, the Erie County Department of Public Works, along with its Consultant, is recommending award of the contract to the lowest responsible bidder; and

WHEREAS, the County Executive requests authorization to enter into an Agreement Amendment with the firm of Advanced Architecture & Planning for providing Professional Architectural/Engineering Services for the Erie County Highways Department – 2016 – Harlem Road Fleet Building Addition.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into a Contract with the lowest responsible bidder for the Erie County Highways Department – 2016 – Harlem Road Fleet Building Addition for an amount not to exceed as follows:

General Construction Work

Northern Dreams Construction	Base Bid:	\$265,000.00
	Alt Bid #1	\$ 11,238.70
	Alt Bid #2	\$ <u>6,113.80</u>
Total Award of Construction Project		\$282,352.50

;and be it

RESOLVED, that the sum of \$25,000.00 be allocated to the Construction Contingency Fund with authorization for the County Executive to approve change orders in an amount not to exceed the Contingency Fund; and be it further

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

RESOLVED, that the County Executive is authorized to execute an Agreement Amendment with the firm of Advanced Architecture & Planning for providing Professional Architectural/Engineering Services for the Erie County Highway Department – 2016- Harlem Road Fleet Building Addition, for an amount not to exceed \$2,500.00

RESOLVED, that the Comptroller’s Office be authorized to make payment for all the above from SAP Project Account: A.20904 – 2009 Space Consolidation for a total amount not to exceed \$309,852.50; and be it further

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Commissioner’s Office, 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)

12. COMM. 13E-14 (2016)
COUNTY EXECUTIVE

WHEREAS, last year construction contracts were authorized by this Honorable Body for the Various Highway Maintenance Facilities-2015-New Salt Storage Buildings project; and

WHEREAS, when the contractor started excavating for the foundations and contaminated soils were encountered which must be remediated per NYS-DEC regulations; and

WHEREAS, the Construction Contingency must be increased to fund additional work.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to increase the current construction contingency fund by \$150,000.00 to a total of \$197,418.00 to address environmental issues at the Clarence Highway Barn; and be it further

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

RESOLVED, that Contract Amendments will be negotiated and issued to the previously approved contractors on site to complete the additional work at the Clarence Highway Barn; and be it further

RESOLVED, that the Comptroller’s office be authorized to make payment for all the above from SAP Project A.16009-2016-DPW Environmental Regulatory Compliance (Countywide), Fund 410, Business Area 122, for a total amount not to exceed \$150,000.00; and be it further

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Commissioner’s Office, 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)

13. COMM. 13E-15 (2016)
COUNTY EXECUTIVE

WHEREAS, the Department of Public Works received bids for the Hamburg Highway Maintenance Facility - 2016- New Salt Storage Building project on May 9, 2016; and

WHEREAS, the Erie County Department of Public Works, along with the A/E firm of Wendel Architects & Engineers are recommending award of the contract to the lowest responsible bidders.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into contracts with the lowest responsible bidders for the Hamburg Highway Maintenance Facility-2016-New Salt Storage Building project for an amount not to exceed as follows:

<u>General Construction Work</u>		
Hybrid Building Solutions	Base Bid	\$285,970.85
<u>Site Construction Work</u>		
Pinto Construction	Base Bid	\$296,720.00
<u>Electrical Construction Work</u>		
Weydman Electric	Base Bid	\$ 22,400.00
Total Award of Contracts Not To Exceed		\$605,090.85

;and be it further

RESOLVED, that the sum of \$60,309.15 be allocated to a Construction Contingency Fund with authorization for the County Executive to approve change orders in an amount not to exceed the Contingency Fund; and be it further

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

RESOLVED, that the Comptroller's Office be authorized to make payment for all the above from SAP Project Accounts as follows:

A.13027-2013-Highway Building Improvements	\$399,731.15
<u>A.15006-2015-Countywide Environmental Regulatory Compliance</u>	<u>\$265,668.85</u>
For a Total Amount Not to Exceed	\$665,400.00

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Commissioner's Office, 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)

14. COMM. 13E-16 (2016)
COUNTY EXECUTIVE

WHEREAS, several months ago construction contracts were authorized by your Honorable Body for the Erie County Holding Center -2014- Various Renovations- Phase 2- Locker Room Renovations; and

WHEREAS, unforeseen conditions incurred during the execution of the project and additional work requested by the Erie County Sheriff's Department; and

WHEREAS, the Construction Contingency must be increased to fund the additional work.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to increase the current construction contingency fund by \$50,000.00 to a total of \$120,000.00; and be it further

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

RESOLVED, that Contract Amendments will be negotiated and issued to the previously approved contractors on site to complete the additional work; and be it further

RESOLVED, that the Comptroller's office be authorized to make payment for all the above from SAP project A.13022-2013-Various Improvements to the Erie County Holding Center, for a total amount not to exceed \$50,000.00; and be it

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

(6-0)

15. COMM. 13E-40 (2016)
COUNTY EXECUTIVE

WHEREAS, Sprague Brook Park would benefit with higher usage of the park if more electric campsites were available since they show more use and activity, and the Department of Parks, Recreation, and Forestry would benefit from increased income as a result; and

WHEREAS, LaBella Associates, D.P.C. has the necessary expertise and manpower to provide professional design and construction services for the Sprague Brook Park – Campsite Electric Installation project; and

WHEREAS, your Honorable Body has previously authorized the County Executive to enter into a General Architectural/Engineering Services Agreement with LaBella Associates, D.P.C. for providing Professional Design Services on Erie County projects; and

WHEREAS, the County Executive requests authorization to enter into Agreement Amendments with the firm of LaBella Associates, D.P.C. for providing Professional Architectural/Engineering Services for the Sprague Brook Park – Campsite Electric Installation project.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to execute an Agreement Amendment with the firm of LaBella Associates, D.P.C. for providing Professional Architectural/Engineering Services for the Sprague Brook Park – Campsite Electric Installation project for an amount not to exceed \$20,000.00, including reimbursables and a design contingency; and be it further

RESOLVED, that the Comptroller’s Office be authorized to make payment for the above from BA 122, Fund 410 - SAP Project A.15012 – 2015 Countywide Parks Improvements; and be it further

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Commissioner’s Office, and one copy each to the Office of the County Executive, the Division of Budget and Management, the Office of the Comptroller, and the Department of Parks, Recreation, and Forestry.
(6-0)

16. COMM. 13E-45 (2016)
COUNTY EXECUTIVE

WHEREAS, in September of 2006, Sprint Spectrum Realty Company, LLC (formerly, Sprint Spectrum L.P.) (“Sprint”) entered into a lease agreement with the County of Erie (“County”) for purposes of leasing space on the cell tower located on the South Campus of Erie Community College (“ECC”); and

WHEREAS, the 2006 lease agreement is set expire on August 31, 2016 and Sprint has requested to extend the term for an additional sixty (60) months with the option to renew for two additional consecutive terms, each for sixty (60) months; and

WHEREAS, ECC shall continue to receive monthly revenue from Sprint as a tenant on the cell tower; and

WHEREAS, effective September 1, 2016, the annual rent shall be in the amount of \$27,854.16, with an increase of 4% each year; and

WHEREAS, the ECC Board of Trustees approved entering into the proposed lease amendment with Sprint at their meeting on June 30, 2016.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be authorized to execute a lease amendment with Sprint Spectrum Realty Company, LLC (formerly, Sprint Spectrum L.P.) for purposes of leasing space on the cell tower located on the South Campus of Erie Community College for a period of sixty (60) months with the option to renew for two additional consecutive terms, each for sixty (60) months; and be it further

RESOLVED, that the funds received from this lease amendment are to be budgeted for, and accounted for, as operating revenue of Erie Community College; and be it further

RESOLVED, that a certified copy of this resolution be forwarded to the County Executive; Erie Community College; the County Attorney; the Division of Budget and Management; and the Department of Public Works.
(6-0)

EDWARD A. RATH, III
CHAIR