

October 1, 2013

ECONOMIC DEVELOPMENT COMMITTEE
REPORT NO. 15

ALL MEMBERS PRESENT.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 12E-12 (2013)
COUNTY EXECUTIVE: “Initiatives for a Smart Economy”
(5-0)
 - b. COMM. 13M-4 (2013)
LANCASTER TOWN BOARD: “Copy of Resolution Calling on the County Executive & County Legislature to Help Resolve Snow Removal & De-Icing Issues of County Roads”
(5-0)
 - c. COMM. 14D-2 (2013)
DEPARTMENT OF PUBLIC WORKS: “Sowles Road - Town of Hamburg”
(5-0)
 - d. COMM. 14D-4 (2013)
DEPARTMENT OF PUBLIC WORKS: “Update: Resolution 10E-14 (2013) - Award of Contract - Abbott Road Bridge over Neuman Creek Replacement - Town of Orchard Park”
(5-0)
 - e. COMM. 14M-8 (2013)
EDEN TOWN BOARD: “Copy of Resolution Concerning Eden-Evans Center Road, Eden, NY”
(5-0)
 - f. COMM. 14M-9 (2013)
JAMES H. BRAUN JR.: “Letter to County Executive Concerning Ransom Creek Bridge at Heise Road Intersection”
(5-0)
 - g. COMM. 15D-3 (2013)
COMPTROLLER'S OFFICE: “Letter to Commissioner of Public Works Concerning Audit of the Maintenance & Inspection of County Elevators”
(5-0)
 - h. COMM. 15D-16 (2013)
COMMISSIONER OF PUBLIC WORKS: “Letter to Chair of Legislature Concerning Mid-Block Crosswalk - 92 Franklin St., Buffalo, NY”
(5-0)
 - i. COMM. 15D-21 (2013)
COMPTROLLER'S OFFICE: “Letter to County Executive Concerning NYSDOT Single Audit Report for the Year Ended 12/31/2012”
 - j. COMM. 15D-29 (2013)
COMMISSIONER OF PUBLIC WORKS: “Letter to Legislator Rath Concerning Snowplowing Contract Comments in Amherst & Clarence Bee”
(5-0)
 - k. COMM. 15M-1 (2013)
SECRETARY TO THE NYS GOVERNOR: “Letter to State Comptroller Concerning the Nomination of Wesley Hicks, Jr., MD as a Member of the NFTA Board”
(5-0)
 - l. COMM. 15M-3 (2013)
NFTA: “Minutes from Meeting Held 6/27/2013”
(5-0)
 - m. COMM. 15M-13 (2013)
SARDINIA TOWN BOARD: “Copy of Resolution Resolving Issues of Contract Between EC Department of Public Works & Various Towns in EC for Snowplowing & De-Icing Services”
(5-0)
 - n. COMM. 15M-14 (2013)
AURORA TOWN BOARD: “Copy of Resolution Concerning EC Snowplowing”
(5-0)
 - o. COMM. 15M-15 (2013)
ELMA TOWN BOARD: “Copy of Resolution to Help Resolve Snow Removal & De-Icing Issues of County Roads”
(5-0)

- p. COMM. 15M-16 (2013)
NFTA: “Copy of 17A Report & Capital Expenditures Report for the First Quarter of Fiscal Year Ending 3/31/2014”
(5-0)
- q. COMM. 15M-17 (2013)
HAMBURG TOWN BOARD: “Copy of Resolution Concerning Repair and Repaving of Sowles Road from McKinley Parkway to Southwestern Boulevard”
(5-0)
- r. COMM. 15M-19 (2013)
EDEN TOWN BOARD: “Copy of Resolution Concerning Snow Removal & De-Icing Issues of County Roads”
(5-0)
- s. COMM. 15M-24 (2013)
NFTA: “Minutes of Meeting Held 7/25/2013”
(5-0)
- t. COMM. 15M-25 (2013)
NFTA: “Copy of Annual 17A Report”
(5-0)
- u. COMM. 15M-27 (2013)
TOWN HIGHWAY SUPERINTENDENTS ASSOCIATION OF EC, INC.: “Letter to Commissioner of Public Works Concerning 2014-2016 Town/County Snow Plowing Contracts”
(5-0)

2. COMM. 10E-21 (2013)
COUNTY EXECUTIVE AS AMENDED
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 redesign of the second floor west area work; and

WHEREAS, the County of Erie received bids for the Buffalo and Erie County Main Central Library – Second Floor West Renovations on July 24, 2013; and

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

WHEREAS, the lowest responsible bidders are:

GENERAL CONSTRUCTION WORK	Javen Construction Co. Inc.
HVAC CONSTRUCTION WORK	Greater Niagara Mechanical Inc.
ELECTRICAL CONSTRUCTION WORK	CIR Electrical Construction Corp.
PLUMBING WORK	Numarco, Inc.

and

WHEREAS, revenue in the amount of \$55,460.00 has been received in project F.00007, Central Library Asbestos Abatement and Environmental Remediation, and is available for budgeting to help support this work; and

WHEREAS, your Honorable Body has previously authorized the County Executive to enter in a General Architectural/Engineering services agreement with the firm of Watts Architectural & Engineering PC for providing professional design and construction document services on Erie County projects; and

WHEREAS, the County Executive is requesting authorization to issue an Agreement Amendment to the firm of Watts Architectural & Engineering PC for providing design and construction administration services for the Erie County Main Library, Second Floor West Renovations.

NOW, THEREFORE, BE IT

RESOLVED, that the budget for the Central Library Asbestos Abatement and Environmental Remediation project (F.00007), be amended as follows:

Account	Description	Change
REVENUES		
405060	State Aid – NYSERDA	\$55,460.00
APPROPRIATIONS		
516020	Professional Services & Fees	\$55,460.00

and be it further

RESOLVED, that the County Executive is authorized to enter into a contract with the lowest responsible bidders, for the Buffalo & Erie County Main Central Library Second Floor West Renovations as follows:

General Construction Work

Base Bid – Javen Construction Co, Inc.	\$570,000.00
Alt Bid #1	<u>\$ 21,000.00</u>
Total	\$591,000.00

HVAC Construction Work

Base Bid - Greater Niagara Mechanical Inc.	\$215,700.00
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Electrical Construction Work

Base Bid – CIR Electrical Construction Corp.	\$ 216,900.00
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Plumbing Construction Work

Base Bid – Numarco, Inc.	<u>\$ 97,000.00</u>
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Total Contract Award	\$1,120,600.00
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RESOLVED, that the sum of \$69,222.00 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 County Executive is authorized to execute an Agreement Amendment with the firm of Watts Architectural & Engineering PC for providing professional design and construction administration services for Erie County Main Library Second Floor West Renovations for an amount not to exceed \$84,000 including reimbursables; and be it further

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

F.11001 2011 Central Library Space Renovations	\$ 21,000.00
F.00007 Central Library Asbestos	\$ 81,927.00
F.0009 Central Library Mechanical Improvements	\$ 25,104.00
F.00011 Central Library Asbestos	\$ 6,721.00
Library 420 NYS Construction TR 1215	\$1,139,070.00
Available Total	\$1,273,822.00

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, the Buffalo & Erie County Central Library, Ken Stone, and the Office of the Comptroller.
(5-0)

3. COMM. 16E-9 (2013)
COUNTY EXECUTIVE

WHEREAS, the Erie County Legislature via Comm. 13E-13 of July 18, 2013 authorized the participation in the construction phase of Federal Aid Bridge Maintenance Project; PIN 5760.28 Bridge Washing Two Hundred & Thirty (230) Bridges, PIN 5760.29 Deck Sealing Eighteen (18) Bridges, PIN 5760.30 Bridge Joint Replacement Three (3) Bridges (the Project) in the amount of \$625,000 from Project B.00192.322, 2008 Bridge Maintenance, fund 420, business area 123; and

WHEREAS, due to Legislative recess, execution of Project agreement and award to responsible low bidder(s) based on an estimated cost was necessary to meet required tasks within our construction season; and

WHEREAS, the awards to low bidders, Hunting Valley Construction Inc., A& A Painting, Construction Contingency, and CHA Consulting Inc. and LiRo Engineers construction services and inspection agreements exceed the project estimate of \$625,000 by approximately \$48,000; and

WHEREAS, the Erie County Department of Public Works, Division of Highways, is confident the bidders’ proposals are fair and in the best economic interest to the taxpayers of Erie County, and would like to finance the shortfall from existing available funds.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby approves the above subject Project; and be it further

RESOLVED, that your Honorable Body hereby authorizes the allocation of \$48,000, from B.13016.8 2013 Capital Overlay Program, BA 123, Fund 420 for the shortfall in the federal aid project for bridge washing, deck sealing and bridge joint replacement; and be it further

RESOLVED, that the County Executive be authorized to execute award of project to the responsible low bidder(s), establish a Project contingency, and execute contracts between the County of Erie and project engineers CHA Consulting, Inc. and LiRo Engineers for construction engineering services and inspection for the Project, in an amount not to exceed the revised allowable Project construction amount of \$673,000; and be it further

RESOLVED, that three (3) certified copies of this resolution be forwarded to the Department of Public Works, and one copy each to the Office of the County Executive, the Division of Budget and Management, the Office of County Attorney, and the Office of the Comptroller.
(5-0)

4. **COMM. 16E-10 (2013)**
COUNTY EXECUTIVE

WHEREAS, the Miscellaneous Bridge Rehabilitation and Repair Project BR-MISC 6-13 will be advertised, bid, and ready for award of construction contract to the responsible low bidder; and

WHEREAS, the Miscellaneous Bridge Rehabilitation and Repair Project BR-MISC 6-13 will rehabilitate or repair six (6) County Owned Bridges; and

WHEREAS, funding for this Project was approved and is available in Fund 420, Business Area 123, Project B.11031.1 – 2011 As Directed Bridge Work-Reconstruction (\$215,850.23) and B.12008.2-2012 Preservation of Bridges and Culverts-Construction (\$184,579.22), in the amount of \$400,429.45; and

WHEREAS, it is necessary that this approval be granted, so that the contract can be awarded to allow the contractor to order material as soon as possible and begin work this summer; and

WHEREAS, in order to facilitate the Miscellaneous Bridge Rehabilitation and Repair Project BR-MISC 6-13 it will be necessary for the County to execute the construction contract with the responsible low bidder and establish a construction contingency; and

WHEREAS, a contract must be negotiated with Clough Harbour & Associates for construction inspection and engineering services during construction.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be authorized and is hereby directed to award and execute a contract for the Miscellaneous Bridge Rehabilitation and Repair Project BR-MISC 6-13 between the County of Erie and the lowest responsible bidder, establish a construction contingency and execute a negotiated contract between the County of Erie and project engineers Clough Harbour Associates; and be it further

RESOLVED, that funding for the Miscellaneous Bridge Rehabilitation and Repair Project BR-MISC 6-13 be allocated from Fund 420, Business Area 123, Projects B.11031.1- 2011 As Directed Bridge Work-Reconstruction (\$215,850.23) and B.12008.2-2012 Preservation of Bridges and Culverts-Construction (\$184,579.22), in an amount not to exceed \$400,429.45; and be it further

RESOLVED, that the Department of Public Works will inform the Erie County Legislature, for information only, what contractor was the successful low responsible bidder for the Miscellaneous Bridge Rehabilitation and Repair Project BR-MISC 6-13; and be it further

RESOLVED, that the Clerk of the Legislature be instructed to forward five (5) 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.
(5-0)

5. **COMM. 16E-11 (2013)**
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Public Works/Highways is required to work collaboratively both internally and externally; and

WHEREAS, appropriate training will be used to improve work productivity, teamwork and communication; and

WHEREAS, this training includes a DiSC personal assessment to enhance supervisory practices; and

WHEREAS, the selection process has determined that Developing Professionals is the most appropriate firm to provide content for a DiSC assessment; and

WHEREAS, the Erie County Department of Public Works/Highways has funds allocated in their 2013 budget to pay for the professional services contract.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the County Executive to enter into a contract with Developing Professionals for the provision of DiSC workshop for employee training; and be it further

RESOLVED, that should the Department of Public Works find the DiSC assessment to be an effective training tool, the department may initiate a DiSC Train the Trainer program in a larger scope, subject to available funds; and be it further

RESOLVED, that the funding for this program in the amount of \$8,500 is available from 2013 Budget Business Area 123, Fund 210, G/L Account 516020 for Professional Services; 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 and Finance, the Office of the Comptroller, the Department of Purchase and the Department of Personnel.
(5-0)

THOMAS A. LOUGHRAN
CHAIR