

February 25, 2016

ECONOMIC DEVELOPMENT COMMITTEE
REPORT NO. 4

ALL MEMBERS PRESENT.

CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 4D-3 (2016)
DEPARTMENT OF ENVIRONMENT & PLANNING: “Initiatives for a Smart Economy - 2015 Q3 & Q4 Biannual Reports”
(6-0)
 - b. COMM. 4M-2 (2016)
NFTA: “Dec. 21, 2015 Board Minutes”
(6-0)
 - c. COMM. 4M-3 (2016)
NFTA: “17A Report and Capital Expenditure Reports for Third Quarter for FY Ending March, 2016”
(6-0)

2. INTRO. 2-2 (2016)
RATH
WHEREAS, there remains an Erie County, regional, and State of New York priority to significantly enhance public school educational performance; experiences; and career opportunities for students in Buffalo; and

WHEREAS, forty percent of high school students do not graduate in five years from Buffalo Public Schools, with “at risk” student groups particularly susceptible to significantly lower graduation rates; and

WHEREAS, fifty-eight percent of Buffalo’s five year dropout rate is comprised of Economically Disadvantaged Students; and

WHEREAS, there remains an urgent need for innovative, outcome-based, and career pathway initiatives to address achievement gaps, inequities and secondary and post-secondary educational needs for public school students in Buffalo; and

WHEREAS, a goal of such innovative educational approaches should be to increase the number of high school graduates with regionally relevant college coursework; career training; and improved linkage to college and/or employment opportunities for students transitioning into the workforce after high school; and

WHEREAS, students with special needs; English language learners and public school students from economically disadvantaged circumstances, must be provided equal opportunities for educational success within Buffalo Public Schools; and

WHEREAS, a proposed unique Aurora Academy Charter High School in Buffalo, in partnership with Daemen College, Niagara University and Erie Community College would bring internationally-proven educational best practices to establish multiple pathways to high school graduation, to college or vocational career choices in the Buffalo Niagara Region, for all Buffalo Public School students; and

WHEREAS, the collaborative coalition of three institutions of higher education provides unique programming that will respond to the Western New York region’s economic and community needs; and

WHEREAS, the proposed Aurora Academy Charter High School will give priority to increasing the number of highly qualified educators in Buffalo and diversify the demographic of such educators by providing opportunities for college teacher preparation coursework in eleventh and twelfth grade.

NOW, THEREFORE BE IT

RESOLVED, That this honorable body expresses its full support for the authorization of the Aurora Academy Charter High School by the SUNY Board of Trustees, Charter School Committee, and for the partnership with and contributions of Daemen College, Niagara University, and Erie Community College to the proposed school, for the benefit of high school students in Buffalo, in particular, those students most at risk of academic failure; and be it further

RESOLVED, That certified copies of this Resolution be forwarded to the Lt. Governor of the State of New York, the Governor of the State of New York, and any other party deemed necessary and proper.
(5-1) Legislator Burke voted in the negative.

3. COMM. 4E-7 (2016)
COUNTY EXECUTIVE
WHEREAS, to improve the efficiency within the Department of Social Services, the County of Erie desires to renovate office space on the seventh floor of the Erie County Rath Building; and

WHEREAS, this Honorable Body has previously authorized the County Executive to enter in a General Engineering Services Agreement with the firm of Buffalo Engineering, PC for providing design, construction documents and project monitoring services on Erie County projects; and

WHEREAS, the County Executive is requesting authorization to issue an Agreement Amendment to Buffalo Engineering, PC for providing design, construction documents and project monitoring services for the Rath Building seventh floor, Social Service renovations project.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to issue an Agreement Amendment to Buffalo Engineering, PC for providing design, construction documents and project monitoring services for the Rath Building, seventh floor Social Services renovation, for an amount not to exceed \$20,000.00; and be it further

RESOLVED, that the Comptroller's Office be authorized to make payment for all the above from SAP Project Account A.00308 – Social Services Renovations, for an amount not to exceed \$20,000.00; 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, Department of Social Services and the Office of the Comptroller.
(6-0)

4. COMM. 4E-8 (2016)
COUNTY EXECUTIVE

WHEREAS, bids were taken for the Rehabilitation/Reconstruction of Penora Street CR 23, Phase 3 Project, in the Village of Depew, on February 20, 2014. The low responsible bidder was Union Concrete and Construction Corp. (UCC) of West Seneca, at a low bid amount of \$1,415,963.6; and

WHEREAS, the project was allowed to be awarded to the lowest responsible bidder via Legislative approval at the April 3, 2014 legislative session (Comm. 5E-11 (2014)); and

WHEREAS, additional funding is required to complete payment for work already in place to pay for quantity increases for both road and bridge repairs, and to close out contract.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be authorized and is hereby directed to approve an increase to the Scope of Work and item quantities, and execute a Change Order for the Penora Street Rehabilitation Project No. CAP-23-14, for an amount not to exceed \$26,012.80; and be it further

RESOLVED, that the amount of \$26,012.80 be utilized from B.12008.4 - 2012 Preservation of Bridges for a Scope of Work increase to the Construction Contract with Union Concrete and Construction Corp. for an amount not to exceed \$26,012.80; and be it further

RESOLVED, that three 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 and Management, and the Office of the Comptroller.
(6-0)

5. COMM. 4E-9 (2016)
COUNTY EXECUTIVE

WHEREAS, an authorized, via Comm. 17E-9 on October 1, 2015, locally administered federal aid funded project in the amount of \$700,000. from B.13002, 2013 Bridge Enhancement Construction, has insufficient funding for the Bridge Vertical Down, Bearings, Railings and Joints Project, NYS PIN 5760.54, ("the Project"); and

WHEREAS, public bids were taken on November 5, 2015 and it will be necessary for the County to execute contracts with the responsible low bidder Oakgrove Construction Inc., project engineers CHA Consulting, Inc., and establish a construction contingency; and

WHEREAS, it is estimated that an additional \$600,729.58 is necessary to award, construct, administer, inspect, and establish an appropriate project contingency for the project.

NOW, THEREFORE, BE IT

RESOLVED, that the SAP Fund 420, BA123, Project Fund B.15019, 2015 Capital Road Overlay Program (PAYGO) budget be adjusted as follows:

REVENUES		CURRENT BUDGET	INCREASE/ DECREASE	REVISED BUDGET
Account	Description			
Capital Projects	Capital Project Exp	\$13,511,400	\$ 600,730	\$ 14,112,130
UNALLOCATED	Unallocated Capital	<u>\$ 1,300,000</u>	<u>\$ (600,730)</u>	<u>\$ 699,270</u>

TOTAL REVENUES		<u>\$14,811,400</u>	<u>\$ 0</u>	<u>\$ 14,811,400</u>
APPROPRIATIONS				
Capital Projects	Capital Project Exp	<u>\$14,811,400</u>	<u>\$ 0</u>	<u>\$14,811,400</u>
TOTAL APPROPRIATIONS		<u>\$14,811,400</u>	<u>\$ 0</u>	<u>\$14,811,400</u>

; and be it further

RESOLVED, that additional Project funds, SAP Fund 420, BA123, Project Fund B.15019, 2015 Capital Road Overlay Program (PAYGO) in the amount of \$600,729.58 be made available for the Project; and be it further

RESOLVED, that the County Executive be authorized and is hereby directed to execute contracts with low bidder Oakgrove Construction Inc. in the amount of \$1,043,237.00, and project engineers CHA Consulting, Inc. in the amount of \$90,000.00, and establish a project contingency in the amount of \$167,492.58; 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 Office of Budget and Management, and the Office of the Comptroller.
(6-0)

6. COMM. 4E-10 (2016)

COUNTY EXECUTIVE

WHEREAS, Erie County has engaged Greenman-Pedersen, Inc. for engineering services for the Bethlehem Steel Shoreline trail; and

WHEREAS, Erie County is desirous of expanding the services for the Bethlehem Steel Shoreline Trail to include right-of-way acquisition and final design; and

WHEREAS, in compliance with Section 19.08 of the Erie County Administrative Code, a consultant selection process was undertaken to evaluate responses to a Request For Supplemental Information to Expression of Interest Document dated March 20, 2015.

WHEREAS, the Erie County Legislature approved entering into a contract with Greenman Pedersen, Inc. for engineering services on July 16, 2015, through Comm. 13E-7 (2015).

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be authorized to execute a contract amendment with Greenman-Pedersen, Inc. for an additional amount not to exceed \$150,000 to be added to the existing contract of \$150,000 for a total amount not to exceed \$300,000 for the purposes of completing final engineering design services and right-of-way acquisition which are necessary prior to construction of the Bethlehem Steel Shoreline Trail; and be it further

RESOLVED, that the County Executive be authorized to execute additional contract amendments for contingencies to the aforementioned contract in a cumulative amount not to exceed \$30,000; and be it further

RESOLVED, that said funding amounts shall be allocated from SAP Account No. A.13012, Bethlehem Steel Redevelopment; and be it further

RESOLVED, that the Clerk of the Legislature be instructed to forward certified copies of this resolution to the Department of Environment and Planning, 10th Floor, Rath Building; the Office of the County Executive; the Director of the Division of Budget and Management; the Office of the Comptroller; and the Office of the County Attorney.
(6-0)

7. COMM. 4E-21 (2016)

COUNTY EXECUTIVE

WHEREAS, it is recognized that access to high speed Internet service is a valuable tool for creating economic growth and prosperity for a region; and

WHEREAS, in Erie County's Initiatives for a Stronger Community, the County has committed to the goal of increasing broadband access for citizens of Erie County; and

WHEREAS, Erie County has solicited proposals from qualified technology firms for proposals to perform a study of broadband internet service in Erie County; and

WHEREAS, Erie County has conducted a review and selection process of the proposals that have been received for the Erie County broadband Internet service study; and

WHEREAS, the results of the selection process are included as an attachment to this resolution as outlined in the Erie County Administrative Code Section 19.08; and

WHEREAS, Erie County desires to work with ECC Technologies to perform a study of Broadband service in Erie County; and

WHEREAS, this study will research the situation where tens of thousands of Erie County residents have limited or no access to high speed internet service.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into agreements with ECC Technology or other entities as appropriate, in amounts not to exceed \$63,000, to perform a study of broadband service in Erie County, and be it further

RESOLVED, funding for this study in an amount not to exceed \$63,000 are appropriated from Fund 110, Cost Center 16200, Account 516020 Professional Services Contracts and Fees; and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive's Office; the Director of the Division of Budget and Management; the Comptroller's Office; the Commissioner of the Department of Environment and Planning, and the County Attorney.
(6-0)

EDWARD A. RATH, III
CHAIR