

May 7, 2015

ECONOMIC DEVELOPMENT COMMITTEE
REPORT NO. 5

ALL MEMBERS PRESENT, EXCEPT LEGISLATOR LORIGO.
CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 7M-4 (2015)
NFTA: "Notice of Approved Revised Annual Budget For Fiscal Year Ending 2016"
(5-0)
 - b. COMM. 7M-5 (2015)
NFTA: "February 26, 2015 Board Minutes"
(5-0)
 - c. COMM. 9M-2 (2015)
NFTA: "Statements of Actual Cash Flow for Period April 2014-March 2015 and Projected Cash Flow for Period April 2015-March 2016"
(5-0)
2. COMM. 2E-16 (2015)
COUNTY EXECUTIVE AS AMENDED
WHEREAS, Erie County is desirous of engaging engineering services for Phase III to the Evans Multi-Use Pathway; 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 December 12, 2014.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be authorized to execute a contract with Wendel in an amount not to exceed \$230,230, for the purposes of conducting Engineering Design Services which are necessary prior to construction of Phase III to the Evans Multi-Use Pathway; and be it further

RESOLVED, that the County Executive be authorized to execute contract amendments to the aforementioned contract in a cumulative amount not to exceed \$56,000; and be it further

RESOLVED, that said funding amounts shall be allocated from SAP Account No. A. 14079, Evans Multi-Use Pathway; 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.
(5-0)

3. COMM. 9E-3 (2015)
COUNTY EXECUTIVE
WHEREAS, the Buffalo Niagara Convention Center – 2014 Boiler Stack Replacement project will require a pre-renovation survey, bulk sampling and testing of suspect material, and abatement design and the Various County Park Buildings – 2014 Demolition Phase 2 project will require air monitoring and testing to properly proceed with associated design, construction, and demolition project phases; and

WHEREAS, this Honorable Body has previously authorized the County Executive to enter into a Term Agreement with Watts Architectural & Engineering for providing Environmental Consulting Services; and

WHEREAS, the County Executive is requesting authorization to enter into an Agreement Amendment with Watts Architectural & Engineering for providing Environmental Consulting Services for Asbestos Abatement Design, Monitoring and Testing.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into an Agreement Amendment with the firm of Watts Architectural & Engineering, including a design contingency and reimbursables, to provide Environmental Consulting Services for the Buffalo Niagara Convention Center – 2014 Boiler Stack Replacement and the Various County Park Buildings – 2014 Demolition Phase 2 projects for an amount not to exceed \$35,000.00; 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.13003 – 2013 Buffalo Niagara Convention Center Rehabilitation	\$ 15,000.00
<u>A.14007 – 2014 Countywide Parks Improvements</u>	<u>\$ 20,000.00</u>
For an Amount Not to Exceed:	\$ 35,000.00

;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, Commissioner of Parks Recreation & Forestry, the Division of Budget and Management, and the Office of the Comptroller.
(5-0)

4. COMM. 9E-4 (2015)
COUNTY EXECUTIVE AS AMENDED

WHEREAS, Houses No. 2 & 3 will be reconstructed in similar fashion to Houses 11 & 12. All of these buildings face the front of the facility and would improve the appearance and looks of the facility, as well as correct and preserve the glass structures which are failing. Currently, House No. 3 is closed when wind velocities exceed 40 mph; and

WHEREAS, removal of existing asbestos containing material requires NYS Certified Asbestos Project Monitoring Services to ensure contractor compliance per NYS ICR 56- 9.1(d)(1); and

WHEREAS, this Honorable Body has previously authorized the County Executive to enter into an Agreement with Stohl Environmental, LLC to provide Environmental Consulting Services on Erie County projects; and

WHEREAS, the County Executive is requesting authorization to issue an Agreement Amendment to the firm of Stohl Environmental, LLC to provide Abatement Monitoring Services during construction for the Buffalo and Erie County Botanical Gardens - 2015 - Houses 2 & 3 Renovation project.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be authorized to enter into an Agreement Amendment with Stohl Environmental, LLC for an amount not to exceed \$25,000.00; and be it further

RESOLVED, that the Comptroller's Office be authorized to make payment for the above from SAP project account A.14024- 2014 Buffalo & Erie County Botanical Gardens Master Plan Implementation for a total amount not to exceed \$25,000.00; and be it further

RESOLVED, that two certified copies of this resolution shall be sent to the Commissioner of the Department of Public Works; and one copy each to the Office of the County Executive; the Director of the Division of Budget and Management, the Department of Parks, Recreation and Forestry and the Office of the Comptroller.
(5-0)

5. COMM. 9E-16 (2015)
COUNTY EXECUTIVE

WHEREAS, existing authorized project funding is insufficient for completion of the Reconstruction of Hopkins Road (C.R. 87) from Smith Road (C.R. 297) to Tonawanda Creek Road (C.R.2) Project (the "Project"); and

WHEREAS, it is estimated that an additional \$300,000.00 will be required to bring the Project to completion and closeout.

NOW, THEREFORE, BE IT

RESOLVED, that the SAP Account B.14024.10, Fund Center 123, Fund 420, 2014 Capital Overlay Program budget be adjusted as follows:

		CURRENT BUDGET	INCREASE/ DECREASE	REVISED BUDGET
REVENUES				
Account	Description			
Capital Projects	Capital Project Exp	\$14,959,688	\$ 300,000	\$ 15,259,688
UNALLOCATED	Unallocated Capital	<u>\$ 740,000</u>	<u>\$ (300,000)</u>	<u>\$ 440,000</u>
TOTAL REVENUES		<u>\$15,699,688</u>	<u>\$ 0</u>	<u>\$15,699,688</u>
APPROPRIATIONS				
Capital Projects	Capital Project Exp	<u>\$15,699,688</u>	<u>\$ 0</u>	<u>\$15,699,688</u>
TOTAL APPROPRIATIONS		<u>\$15,699,688</u>	<u>\$ 0</u>	<u>\$15,699,688</u>

RESOLVED, that the following authorized Project funds, SAP Account B.14024.10, Fund Center 123, Fund 420, 2014 Capital Overlay Program in the amount of \$300,000.00 be made available for the Project; and be it further

RESOLVED, that the County Executive be authorized and is hereby directed to execute any change orders with low bidder Visone Construction and/or project engineers Greenman-Pederson, Inc. as required for the completion of the project within authorized project funds from the above identified project funds; 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.
(5-0)

EDWARD A. RATH, III
CHAIR