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# COUNTY OF ERIE

**MARK C. POLONCARZ**

COUNTY EXECUTIVE

February 10, 2023

Erie County Legislature  
92 Franklin Street, 4<sup>th</sup> Floor  
Buffalo, New York 14202

**Re: Erie County Department of Parks, Recreation & Forestry Shelter Rehabilitation**

Dear Honorable Members:

This resolution is requesting authorization for the County Executive to enter into a contract with the lowest responsible bidder, Scrufari Construction Co., LLC, for the Erie County Department of Parks, Recreation & Forestry Shelter Rehabilitation Project. Bids were received by the Department of Public Works on January 5, 2023 and a copy of the bid tabulation is attached for your reference.

This project involves the rehabilitation of shelter numbers 11 and 26 at Ellicott Creek Park and shelter number 21 at Emery Park to include structural repairs, repointing of existing Historic Works Projects Administration (WPA) masonry repairs, new roofs, and site improvements.

Should your Honorable Body require further information, I encourage you to contact Department of Public Works Commissioner William E. Geary, Jr., or Department of Parks, Recreation & Forestry Commissioner Troy Schinzel. Thank you for your consideration on this matter.

Sincerely yours,

Mark C. Poloncarz, Esq.

Erie County Executive

MCP/maa  
Enclosure

cc: William Geary, Commissioner

# MEMORANDUM

**To:** Honorable Members of the Erie County Legislature  
**From:** Department of Public Works  
**Re:** Erie County Department of Parks, Recreation & Forestry Shelter Rehabilitation  
**Date:** February 10, 2023

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## **SUMMARY**

This resolution is requesting authorization for the County Executive to enter into a contract with the lowest responsible bidder, Scrufari Construction Co., LLC, for the Erie County Department of Parks, Recreation & Forestry Shelter Rehabilitation Project.

This project involves the rehabilitation of shelter numbers 11 and 26 at Ellicott Creek Park and shelter number 21 at Emery Park to include structural repairs, repointing of existing Historic Works Projects Administration (WPA) masonry repairs, new roofs, and site improvements.

## **FISCAL IMPLICATIONS**

Funds for the project are currently available from authorized Capital Projects as follows:

Fund	Fund Center	Capital Project	Description	Amount
420	123	B.19019	2019 Parks WPA Era Rehabilitation	\$300,000
420	123	B.20017	2020 WPA Era Rehabilitation-Parks	\$300,000
410	122	A.21162	2021 Parks Mngd by DPW Exp Cap Program	\$511,080
Total Not to Exceed				\$1,111,080

## **REASONS FOR RECOMMENDATION**

This rehabilitation project includes two (2) shelters at Ellicott Creek Park and one (1) shelter at Emery Park. The work includes structural repairs, repointing of existing historic WPA masonry repairs, new roofs, and site improvements to make the shelters ADA compliant in conformance with the State Historic Preservation Office (SHPO). This project will make the necessary repairs and prevent future deterioration of the WPS masonry shelters.

## **BACKGROUND INFORMATION**

The Historic WPA shelters were originally constructed in the 1930's in an effort to stimulate the economy at that time. These shelters have been maintained over the years, but due to their age they have deteriorated to a point that requires a full renovation and stabilization as they are well beyond their useful life and major renovations are needed for life safety in a public setting. It is important to note that all historic features, including the stone veneer itself, will be salvaged and preserved to the maximum extent possible.

## **CONSEQUENCES OF NEGATIVE ACTION**

If the contract is not approved, further deterioration of the Historic Park shelters will render them unusable and pose a safety risk to the public. They would have to also be closed, reducing the amount of rentable income for the Parks Department.

## **STEPS FOLLOWING APPROVAL**

Upon Legislative approval, the County Executive will execute a contract with the lowest responsible bidder, Scrufari Construction Co., LLC for this shelter rehabilitation project.

## **COMPTROLLER'S OFFICE REVIEW**

The proposed legislation has been reviewed by the Comptroller's Office and is related to authorized capital projects for which there are sufficient appropriations for the action proposed.



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Timothy C. Callan  
Deputy Comptroller  
Comptroller's Office

B.19019 – 2019 Parks WPA Era Rehabilitation  
B.20017 – 2020 WPA Era Rehabilitation-Parks  
A.21162 – 2021 Parks Mngd by DPW Exp Cap Program

File Copy (DPW Resolution BG 2023 Shelter Rehabilitation.docx)

A RESOLUTION SUBMITTED BY:  
DEPARTMENT OF PUBLIC WORKS

RE: Erie County Department of Parks, Recreation & Forestry Shelter Rehabilitation

WHEREAS, the Erie County Department of Parks, Recreation & Forestry (Parks) has identified capital improvement projects at Ellicott Creek Park shelter numbers 11 and 26 and Emery Park shelter number 21 requiring rehabilitation; and

WHEREAS, the existing shelters have deteriorated over time, are in need rehabilitation and can pose a life safety hazard to the public if renovations are not completed; and

WHEREAS, without the renovation included in the project, the shelters would have to eventually be closed, reducing the rental income for the Parks Department; and

WHEREAS, the rehabilitation project includes structural repairs, repointing of existing Historic Works Projects Administration (WPA) masonry repairs, new roofs, and site improvements to make the shelters ADA compliant as well as in compliance with the State Historic Preservation Office (SHPO); and

WHEREAS, the Erie County Department of Public Works (DPW) received bids for the Parks Shelter Rehabilitation Project on January 5, 2023; and

WHEREAS, the lowest responsible bidder is Scrufari Construction Co., LLC; and

WHEREAS, the DPW is recommending award of the contract to the lowest responsible bidder.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to enter into a contract with the lowest responsible bidder, Scrufari Construction Co., LLC, for the Erie County Department of Parks, Recreation & Forestry Shelter Rehabilitation Project for an amount not to exceed \$1,011,080, as follows:

Scrufari Construction Co., LLC	
Base Bid	\$710,706
Alternate 1	\$282,454
Alternate 2	\$5,280
Alternate 3	\$6,700
Alternate 4	\$5,940
<hr/> Total Construction Contract Award	\$1,011,080

; and be it further

RESOLVED, that the sum of \$100,000 be allocated to a Construction Contingency Fund with authorization hereby given to approve change orders in an amount not to exceed the Contingency Fund; and be it further

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

RESOLVED, that sufficient funding for the project exists as follows:

Fund	Fund Center	Capital Project	Description	Amount
420	123	B.19019	2019 Parks WPA Era Rehabilitation	\$300,000
420	123	B.20017	2020 WPA Era Rehabilitation-Parks	\$300,000
410	122	A.21162	2021 Parks Mngd by DPW Exp Cap Program	\$511,080
Total Not to Exceed				\$1,111,080

; and be it further

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

TO: TIMOTHY C. CALLAN, COMPTROLLER'S OFFICE

PROPOSED RESOLUTIONS REQUIRING RULE 55

CONTRACT APPROVAL CHECKLIST  
CONFIRMATION OF AVAILABILITY OF FUNDS IN CAPITAL PROJECTS

REQUESTING DEPARTMENT

COMPLETE ITEMS 1 THROUGH 5

1. CONTRACTOR'S NAME Scufari Construction Co., LLC
2. AMOUNT OF CONTRACT  
Base Bid – \$710,706.00  
Alternate 1 – \$282,454.00  
Alternate 2 – \$5,280.00  
Alternate 3 – \$6,700.00  
Alternate 4 – \$5,940.00  
Construction Contingency – \$ 100,000  
Total – \$ 1,111,080
3. PROJECT NUMBER  
B.19019 \$300,000.00  
B.20017 \$300,000.00  
A.21162 \$511,080.00
4. PROJECT TITLE Erie County Department of Parks, Recreation,  
and Forestry Shelter Rehabilitation  
Funding questions: Kristofer Straus, PE at  
x7294
5. DEPARTMENT CONTACT Letter pickup: Christy Weber at x 8301

COMPTROLLER'S OFFICE

COMPLETE ITEMS 6 AND 7

6. AVAILABILITY OF FUNDS \$ 8,126,243.99
7. PERFORMED BY Kristofer Straus
- Date Sent to Comptroller's Office: 1-27-2023

[55 compt\_10]



Project Name: Parks and Recreation - Various Shelter Reconstruction & Repair  
 DPW Project #: 2021-999-02  
 Project Manager: Malissa Anderson  
 Inspector: \_\_\_\_\_

Bid Date: January 5, 2023  
 Bid Time: 10:30 AM  
 A/E Firm: *D. Demetrio*

BID TABULATION SHEET  
 GENERAL CONSTRUCTION WORK

BIDDER	BASE BID	COMPLETION TIME (CALENDAR DAYS)	ALT. BID NO. 1		ADDITIONAL COMPLETION TIME FOR ALTERNATE (CALENDAR DAYS)	ALT. BID NO. 2		ADDITIONAL COMPLETION TIME FOR ALTERNATE (CALENDAR DAYS)	ALT. BID NO. 3		ADDITIONAL COMPLETION TIME FOR ALTERNATE (CALENDAR DAYS)	ALT. BID NO. 4		ADDITIONAL COMPLETION TIME FOR ALTERNATE (CALENDAR DAYS)	ASSIGNMENT ACKNOWLEDGED	APPRENTICESHIP TRAINING PROGRAM	OWNER'S SIGNATURE	CONTRACTOR'S OWN WORKFORCE	EQUAL PAY CERTIFICATION	W-9 UNDER RESPONSIBILITY ELECTION/STATEMENT	MINOR UTILITIES PART A FORM	BID BOND	EXECUTIVE ORDER 18	DRUG AND ALCOHOL	
			(+/-)	Amount		(+/-)	Amount		(+/-)	Amount		(+/-)	Amount												
Stark Construction	821,000.	214	(+/-)	268,800.	0	(+/-)	500 +	0	(+/-)	500 +	0	(+/-)	500 +	0	X	X	X	X	X	X	X	X	X	X	X
Willlett	951,000.	214	(+/-)	470,000.	0	(+/-)	6,000 +	0	(+/-)	6,000 +	0	(+/-)	7,000 +	0	X	X	X	X	X	X	X	X	X	X	X
Scrifan Construction	710,706.	214	(+/-)	282,459.	0	(+/-)	5,280 +	0	(+/-)	71,830 +	0	(+/-)	5,910 +	0	X	X	X	X	X	X	X	X	X	X	X
Walter Johnson	784,799.	270	(+/-)	331,500.	180	(+/-)	6,100 +	14	(+/-)	6,100 +	14	(+/-)	7,200 +	14	X	X	X	X	X	X	X	X	X	X	X





3925 Hyde Park Blvd.  
Niagara Falls, NY 14305  
716 282-1225 Phone  
716 282-7699 Fax

January 19, 2023

Erie County Parks Department  
95 Franklin Street  
Buffalo, NY 14202

Attn: Michael Banks, DiDonato Engineers and Architectural Professionals

RE: Erie County Parks Shelter Rehabilitation, Erie County Project Number: 2022-999-02

Dear Mr. Banks,

This letter serves to formally notify you that Scrufari Construction Co. LLC, submits to revise its bid for the Erie County Parks Shelter Rehabilitation, Erie County Project Number 2022-999-02. We wish to revise our bid for alternate 3 as follows.

The submitted bid for alternate number 3 for \$71,830.00, Seventy-One Thousand Eight Hundred-Thirty Dollars, is rescinded. We hereby submit a new cost for Alternate 3 with the total of \$6,700.00, Six Thousand Seven Hundred Dollars.

Respectfully,



Peter Greiner  
Project Manager  
Scrufari Construction Co, LLC  
(716) 282-1255