

December 9, 2002

ECONOMIC DEVELOPMENT
COMMITTEE
REPORT NO. 18

ALL MEMBERS PRESENT. CHAIRMAN DeBENEDETTI PRESENT AS EX-OFFICIO MEMBER.

1. Item Page -2002 (Comm. 22E-13)

COUNTY EXECUTIVE

WHEREAS, the Buffalo Convention Center Management Corporation (CCMC) has requested an additional 2002 operating subsidy in the amount of \$210,000 to offset a projected year-end operating deficit; and

WHEREAS, services provided by the CCMC are central to promoting the use of the Convention Center as part of our region's convention and tourism destination marketing efforts; and

WHEREAS, maintaining the fiscal health of this organization is important given the Buffalo Convention Center's role in hosting conventions and special events that can result in increased revenues, as well as enhanced tourism and related economic impacts for our region,

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into the necessary agreement with the Buffalo Convention Center Management Corporation for the purpose noted above; and be it further

RESOLVED, that the source of these additional funds shall be prior years' reappropriations for the Convention Center Management Corporation available in Department 303, Extraordinary County Aid to Local Government (DAC 1109043038300798); and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive; the County Comptroller; the Commissioner of the Department of Environment and Planning; the Director of the Division of Budget, Management and Finance; and Richard Geiger, President, Buffalo Convention Center Management Corporation, 617 Main Street, Suite 400, Buffalo, New York 14203.

(6-0) Chairman DeBenedetti present as Ex-Officio Member.

2. Item Page -2002 (Comm. 24E-20)

COUNTY EXECUTIVE

WHEREAS, the Department of Public Works received bids on November 20, 2002 for the Buffalo Convention Center, Boiler & Exterior Building Rehabilitation for installation of a new chiller, and

WHEREAS, the Department of Public Works is recommending award to the lowest responsible bidders,

NOW, THEREFORE, BE IT,

RESOLVED, that the County Executive be authorized to enter into the following contracts for the Buffalo Convention Center, Boiler & Exterior Chiller Replacement as follows:

MECHANICAL WORK

DV Brown & Associates, Inc.	Base Bid	\$644,400.00
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ELECTRICAL WORK

CIR Electrical Construction Corporation	Base Bid	\$ 10,950.00
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GENERAL CONSTRUCTION WORK

Summit Construction Group, Inc.	Base Bid	<u>\$ 74,890.00</u>
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Total for all contracts:		\$730,240.00
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and be it further,

RESOLVED, that the sum of \$30,000.00 be allocated to a construction contingency fund with authorization for the Commissioner of Public Works to approve change orders not to exceed the amount of the contingency, and be it further,

RESOLVED, that deduct change orders will result in these funds being returned to the contingency account, and be it further,

RESOLVED, that additional architectural/engineering fees be allocated for additional services in an amount not to exceed \$50,000.00 for 2003 bid packages, and be it further,

RESOLVED, that the Commissioner of Public Works is authorized to accept, at a later date, Alternate Bid Nos. H2, H3, H4, E2, E3, and E4 contingent upon receipt of additional funding, and be it further,

RESOLVED, that if Alternate Bid H2 (\$11,100.00), H3 (\$15,700.00), and H4 (\$54,000.00) are accepted, that the contract with DV Brown will increase by \$80,800.00, and be it further,

RESOLVED, that if Alternate Bids E2 (\$5,400.00), E3 (\$600.00), and E4 (\$5,400.00) are accepted, that the contract with CIR Electric Construction Corporation will increase by \$11,400.00, and be it further,

RESOLVED, that the Comptroller's Office be authorized to make payments for all of the above from the 2002 Buffalo Convention Center, Project 285, Fund 410, in the amount of \$700,000.00, and 2002 Exterior Building Rehabilitation, Project 290, Fund 410, in the amount of \$95,000.00, and 2001 Buffalo Convention Center Reconstruction, Project 192, Fund 410, in the amount of \$15,240.00, and be it further,

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Office of the Commissioner; one copy to Budget Management & Finance; and one copy to the Comptroller's Office.

(6-0) Chairman DeBenedetti present as Ex-Officio Member.

3. Item Page -2002 (Comm. 24E-21)

COUNTY EXECUTIVE

WHEREAS, the Department of Public Works received bids for the Erie County Rath Building, Site Rehabilitation, Phase II, on December 3, 2001, and

WHEREAS, your Honorable Body has previously awarded a contract to the lowest responsible bidder, STS Construction Co., in the amount of \$1,149,375.00, and

WHEREAS, during excavation for the next work, additional structural concrete slabs were required for code compliance, in addition to removal of poor soil conditions and miscellaneous repairs,

NOW, THEREFORE, BE IT,

RESOLVED, that the construction contingency fund be increased by \$130,000.00, with authorization for the Commissioner of Public Works to approve change orders, and be it further,

RESOLVED, that deduct change orders will result in funds being returned to the contingency account, and be it further,

RESOLVED, that the sum of \$34,000.00 be allocated for Architectural/Engineering Services necessary to complete the project, and be it further,

RESOLVED, that the Comptroller's Office be authorized to make payments for all of the above from the 2002 Exterior Building Rehabilitation, Fund 410, Project 290, in the amount of \$64,000.00 and Rath Building & Site, Fund 410, Project 195, in the amount of \$12,000.00, and Code Compliance, Fund 410, Project 129, in the amount of \$88,000.00, and be it further,

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Office of the Commissioner; one copy to the Office of Budget Management & Finance; and one copy to the Office of the Comptroller.

(6-0) Chairman DeBenedetti present as Ex-Officio Member.

4. Item Page -2002 (Comm. 24E-22)

COUNTY EXECUTIVE

WHEREAS, The County of Erie, desires to participate in the US EPA Brownfield Showcase Community Pilot Program; and

WHEREAS, The US EPA designated the Niagara Region Coalition as a recipient of the 2000 Brownfield Showcase Community Pilot Program to look at regional approaches to redevelop brownfields along the waterfront; and

WHEREAS, The development of brownfields along our waterfronts will be an important tool for redevelopment of our region and the attraction of new industry to the Buffalo Niagara region; and

WHEREAS, The County of Niagara, the City of Buffalo, and the City of Niagara Falls are also participants of the Niagara Region Coalition; and

WHEREAS, A non-binding Memorandum of Understanding by and among Erie County, the County of Niagara, the City of Buffalo and the City of Niagara Falls has been prepared, which establishes procedures for utilizing federal funds and selection of proposed sites.

NOW, THEREFORE, BE IT

RESOLVED, That the non-binding Memorandum of Understanding by and among the County of Erie, the City of Buffalo, the County of Niagara and the City of Niagara Falls is approved; and be it further

RESOLVED, That the source of these funds for providing planning and public outreach assistance and for brownfield site assistance is being provided by the US EPA; and be it further

RESOLVED, That the Clerk of the Legislature be directed to send certified copies of this resolution to the Director of the Division of Budget, Management and Finance, the Comptroller, the Commissioner of the Department of Environment and Planning and the County Attorney.
(6-0) Chairman DeBenedetti present as Ex-Officio Member.

MICHAEL H. RANZENHOFER
CHAIRMAN