



2025 JAN 31 11:57

COUNTY OF ERIE

MARK C. POLONCARZ
COUNTY EXECUTIVE

January 31, 2025

Erie County Legislature
92 Franklin Street, 4th Floor
Buffalo, New York 14202

Re: Erie County Medical Examiner's Office Renovations – Phase 7 – Additional Funding

Dear Honorable Members:

The Department of Public Works seeks approval to enter into a contract amendment with Watts Architects & Engineers associated with the Erie County Medical Examiner's Office Renovations – Phase 7 project to compensate the firm for additional design efforts beyond the original scope of services.

This project involves the Erie County Medical Examiner's Office being updated to current standards. Currently, the Medical Examiner's Office renovation is the final Phase 7 of the long-range Master Plan.

Should your Honorable Body require further information, I encourage you to contact Commissioner William E. Geary, Jr., at the Department of Public Works. Thank you for your consideration on this matter.

Sincerely yours,

Mark C. Poloncarz, Esq.
Erie County Executive

MCP/dg
Enclosure

cc: William Geary, Commissioner

MEMORANDUM

To: Honorable Members of the Erie County Legislature
From: Department of Public Works
Re: Erie County Medical Examiner's Office Renovations – Phase 7 – Additional Funding
Date: January 31, 2025

SUMMARY

This resolution seeks approval to execute a contract amendment with Watts Architects & Engineers with respect to the Erie County Medical Examiner's Office Renovations – Phase 7; specifically additional hazardous material monitoring that were not on the initial pre-renovation investigation survey. The County previously awarded a contract amendment for Watts Architects and Engineers per certified resolution COMM 14E-12 (2023). Various locations needed caulk testing which were not marked prior to design along with an additional stairwell's tiles and stair treads. Added to the scope was air monitoring for the removal of all floor tile and their adjacent mastic along with testing for lead paint on exterior walls with an XRF reader.

The total fee will be increased by \$6,750 from the original fee of \$12,000 to a new total fee of \$18,750.

FISCAL IMPLICATIONS

A contract amendment for additional Hazardous Material Design will be executed with Watts Architects & Engineers for no more than \$6,750 from Fund 410, Funds Center 122, Project A.22006 – 2022 – Medical Examiners Toxicology/Pathology Renovations.

REASONS FOR RECOMMENDATION

These funds are needed to properly address the hazardous material in the building. In this project, suspicious materials at various locations were not identified prior to construction, needed to be tested as Asbestos-Containing Materials were suspected and then properly monitored/handled during construction.

BACKGROUND INFORMATION

This fund increase will allow the Project to be completed.

CONSEQUENCES OF NEGATIVE ACTION

If this project is not completed, the Medical Examiner's office renovations will not be completed, leaving the medical examiners office without the proper working environment for accreditation.

STEPS FOLLOWING APPROVAL

Upon Legislative approval, the County Executive will execute a contract amendment with Watts Architecture & Engineering for additional services required due to unforeseen conditions during construction.

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.

 Timothy C. Callan 1/15/25

Timothy C. Callan
Deputy Comptroller
Comptroller's Office

JH/dg

A.22006 2022 Medical Examiner's
Toxicology/Pathology Renovations

File Copy

A RESOLUTION SUBMITTED BY:
DEPARTMENT OF PUBLIC WORKS

RE: Erie County Medical Examiner's Office Renovations – Phase 7 Amendment

WHEREAS, Watts Architecture and Engineering was previously approved per COMM 14E-12 (2023) to provide Countywide Hazardous Materials Design and/or Sample Testing and Air Monitoring services for the Erie County Medical Examiner's Office Renovations – Phase 7 project; and

WHEREAS, there were suspicious hazardous material items that were found during construction and are considered unforeseen by Watts Architects and Engineers during the initial pre-renovation hazardous materials survey; and

WHEREAS, additional air monitoring and XRF readings were added to the scope of the project after construction commenced to address the concern in compliance with the Department of Labor; and

WHEREAS, the additional fee for Watts' expanded scope is to address the unanticipated verification of lead paint on the exterior walls and air monitoring for the removal of the tile floor located under interior walls, and

WHEREAS, the County Executive is requesting authorization to issue an agreement amendment to the firm of Watts Architecture & Engineering for providing asbestos, air monitoring and testing services.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive or Deputy County Executive to execute a second Agreement Amendment with Watts Architects and Engineers under EC DPW Contract No. 22-676-PW to increase their Hazardous Material Design fee by a cost no greater than \$6,750, for a total contract value of \$18,750 specific to the Erie County Medical Examiner's Office – Phase 7 Project; and be it further

RESOLVED, that authorization is hereby given to the Comptroller's Office to make payments from Capital Project A.22006 – 2022 – Medical Examiners Toxicology/Pathology Renovations, Funds Center 122, Fund 410 for these services; 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 County Executive's Office, Comptroller's Office and the Division of Budget and Management.

TO: TIMOTHY 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

Watts Architecture and Engineering, P.C.

2. AMOUNT OF CONTRACT

Additional funds \$6,750

3. PROJECT NUMBER

A.22006

4. PROJECT TITLE

Erie County Medical Examiner's Office
Renovations – Phase 7
Architecture & Engineering Services – Phase 7
Funding questions: Kristofer Straus x7294
Letter pickup: Christy Weber at x8301

5. DEPARTMENT CONTACT

COMPTROLLER'S OFFICE

COMPLETE ITEMS 6 AND 7

6. AVAILABILITY OF FUNDS

\$ 308,255.33

7. PERFORMED BY



Date Sent to Comptroller's Office:

01/15/2025