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COUNTY OF ERIE

MARK C. POLONCARZ
COUNTY EXECUTIVE

January 21, 2013

Erie County Legislature
25 Delaware Avenue
Buffalo, New York 14202

**RE: Erie County Sewer District No. 3
Engineering Agreement Close-Out
A/E Agreement (Design) Dated August 22, 2005
Parsons Engineering of New York Inc.**

Dear Honorable Members:

Enclosed please find an accompanying memorandum and proposed resolution from the Department of Environment and Planning, Division of Sewerage Management, pertaining to the close-out an engineering agreement between Erie County and Parsons Engineering of New York Inc.

Should your honorable body require further information, I encourage you to contact Joseph L. Fiegl, P.E. in the Department of Environment and Planning. Thank you for your consideration on this matter.

Sincerely,

Mark Poloncarz, Esq.
Erie County Executive

MCP:MS:bs
Enclosure

cc: Maria R. Whyte, Commissioner, Department of Environment and Planning
Joseph L. Fiegl, P.E., Deputy Commissioner, Division of Sewerage Management

MEMORANDUM

To: Honorable Members of the Erie County Legislature
From: Department of Environment and Planning
Re: Erie County Sewer District No. 3
A/E Agreement (Design) Dated August 22, 2005
Parsons Engineering of New York Inc.
Date: January 7, 2013

SUMMARY

Final acceptance of the Engineering Agreement date August 22, 2005 with Parsons Engineering of New York Inc. in the amount of \$174,540.05 is requested. All work has been completed and the Engineer has been paid in full.

FISCAL IMPLICATIONS

This contract does not impact on the County's General Fund. The funds for this project were charged against the Erie County Sewer District No. 3 Capital Bond Account No. C.00039.

REASONS FOR RECOMMENDATION

The scope of services called for in the Engineering Agreement has been completed. As a result, it is the Department's recommendation to finalize this contract.

BACKGROUND INFORMATION

On August 22, 2005 an Engineering Agreement was awarded by the Erie County Legislature to Parsons Engineering of New York Inc. The consultant engineer was retained to complete the Engineering documents for the rehabilitation of former Town of Boston District Nos. 1, 3, & 4 in Erie County Sewer District No. 3. The work has been satisfactorily completed.

CONSEQUENCES OF NEGATIVE ACTION

The Engineer may make future claims by the Engineer against this contract.

STEPS FOLLOWING APPROVAL

The County of Erie will close-out the Contract.

COMPTROLLER'S OFFICE REVIEW

The proposed legislation has been reviewed by the Comptroller's Office and is related to an authorized capital project for which there are sufficient capital appropriations for the action proposed. It is recommended that this legislation be approved.

Signed _____

Title Gregory G. Gach

Deputy Comptroller

Date 1/9/13

**A RESOLUTION SUBMITTED BY:
Department of Environment and Planning**

**RE: Erie County Sewer District No. 3
A/E Agreement (Design) Dated August 22, 2005
Parsons Engineering of New York Inc.**

WHEREAS, the Erie County Legislature has secured the services of Parsons Engineering of New York Inc. for engineering services related to Sewerage Facilities for Erie County Sewer District No. 3; and

WHEREAS, the Erie County Department of Environment and Planning, Division of Sewerage Management has advised the Legislature that the engineering services have been completed; and

WHEREAS, the Erie County Department of Environment and Planning, Division of Sewerage Management has recommended the formal close-out of the Engineering Agreement, dated August 22, 2005, with Parsons Engineering of New York Inc. in the final contract amount of \$174,540.05.

NOW, THEREFORE BE IT

RESOLVED, that the Engineering Agreement dated August 22, 2005 between the County of Erie and Parsons Engineering of New York Inc., allocated in Erie County Sewer District No. 3 Bond Account C.00039, be formally closed in the final amount of \$174,540.05; and be it further

RESOLVED that the Clerk of the Legislature be directed to send a certified copy of this resolution to the County Executive, Erie County Comptroller, Kristen Walder, Assistant County Attorney and Joseph L. Fiegl, P.E., Deputy Commissioner, Department of Environment & Planning.