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County of Erie

DENNIS T. GORSKI
COUNTY EXECUTIVE

PHONE: 716-858-1

January 15, 1999

The Honorable
Erie County Legislature
25 Delaware Avenue
Buffalo, New York 14202

RE: Erie County Sewer District No. 1
French Road Area Wet Weather Relief Project
Malcolm Pirnie, Inc.
Contract Close-Out

Honorable Members:

Enclosed please find an accompanying memorandum and proposed resolution from the Department of Environment and Planning for the close-out of the French Road Area Wet Weather Relief Project engineering study in Erie County Sewer District No. 1

Please refer this matter to the Energy and Environment Committee. A representative of the Department of Environment and Planning will be present to answer any questions.

Very truly yours,

Dennis T. Gorski
COUNTY EXECUTIVE

DTG:MAS:co
cc: R. Tobe
C. Alessi/0.7.1.0
G. Devlin/1.3.2.25
co/0728

REF. NO. E&PEELUX.DSM

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County of Erie

DENNIS T. GORSKI
COUNTY EXECUTIVE

DEPARTMENT OF ENVIRONMENT AND PLANNING

RICHARD M. TOBE
COMMISSIONER

January 15, 1999

The Honorable
Erie County Legislature
25 Delaware Avenue
Buffalo, New York 14202

RE: Erie County Sewer District No. 1
French Road Area Wet Weather Relief Project
Malcolm Pirnie, Inc.
Contract Close-Out

Honorable Members:

I. SUMMARY OF RECOMMENDED ACTION

Final acceptance of the French Road Area Wet Weather Relief Project engineering study in the amount of \$116,273.00.

II. FISCAL IMPLICATIONS

This contract will have no impact on the County's General Fund. The funds for this project are included in Sewer Capital, Sewer District No. 1, IFMIS #80301, and Object No. 42, Dues and Fees, Sub-object No. 184, Architectural and Engineering (SFG - Fund 430, Project 515, Department No. 810, Account 821).

III. REASON FOR RECOMMENDATION

All engineering services required by the contract documents have been completed. As a result, it is the Department's recommendation to finalize this project.

IV. BACKGROUND

The French Road Area Wet Weather Relief Project engineering study was awarded to Malcolm Pirnie, Inc. on September 27, 1990.

Erie County Legislature
January 15, 1999
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The project's primary goal was to correct wet weather overflow and basement back-up problems in the French Road area of the Town of Cheektowaga.

V. CONSEQUENCES OF A NEGATIVE ACTION

Contract default on the part of the County of Erie could be claimed by the contractor.

VI. STEPS FOLLOWING APPROVAL

The County of Erie is recommending the formal close-out of the A/E Agreement dated September 27, 1990, with Malcolm Pirnie Inc. at the final contract amount of \$116,273.00.

VII. 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 account balances for the action proposed. It is recommended that this legislation be approved.

Signed *Malcolm Pirnie* Date *1-20-99*

Please refer this item to the Energy and Environment Committee. A suggested resolution is attached for your convenience.

Very truly yours,

Richard M. Tobe

Richard M. Tobe
COMMISSIONER

MAS
Recommended by:

Charles J. Alessi
Charles J. Alessi, P.E.
DEPUTY COMMISSIONER

RMT:MAS:co
enc.
cc: R. Tobe
C. Alessi/0.7.1.0
G. Devlin/M. Salah/1.3.2.25
co/0728
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SUGGESTED RESOLUTION

WHEREAS, the Erie County Legislature has secured the services of Malcolm Pirnie, Inc. to complete the French Road Area Wet Weather Relief Project engineering study for Erie County Sewer District No. 1; and

WHEREAS, the Erie County Division of Sewerage Management has advised the Legislature that all engineering services are complete; and

WHEREAS, the Erie County Division of Sewerage Management has recommended the formal close-out of the A/E Agreement dated September 27, 1990 with Malcolm Pirnie, Inc. at the final contract amount of \$116,273.00,

NOW, THEREFORE, BE IT

RESOLVED, that the A/E Agreement dated September 27, 1990 between the County of Erie and Malcolm Pirnie, Inc. be formally closed out in the final amount of \$116,273.00; and be it further

RESOLVED, that the Erie County Comptroller is hereby authorized and directed to close-out the related contract encumbrance in Erie County Sewer District No. 1, Fund #430, Project #515, Department #810, Account #821, dues and fees; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send (2) certified copies of this resolution to Charles J. Alessi, P.E., Deputy Commissioner, Department of Environment and Planning and one certified copy to the Erie County Comptroller's Office and Steve Gawlik, Assistant County Attorney.

co/0728

REF. No.: E&PEELUX.DSM

OFFICE OF THE COMPTROLLER REVIEW
 FOR APPROVAL TO DISBURSE CAPITAL PROJECT CASH
 (use a separate form for each capital project)

PROJECT # 430 - 515 TITLE ECSD #1 Increased Improvement
 Of Facilities (1980-1984)

PROJECT PURPOSE: Increase and Improvement of Facilities ECSD #1 for
 the increase in capacity of the existing French Road Sewer,
 diversion of effluents and to relieve the overloaded French Road
 Trunk Sewer and Pump Stations.

PROJ. AUTHORIZATION: BUDGET YEAR _____ OR DATE OF LEGISLATION _____

BOND RESOLUTION(S) AUTHORIZING PROJECT: TOTAL \$4,115,000.00

DATE(S) 5/15/80 6/6/85 _____
 AMT(S) \$2,735,000 \$1,380,000 _____

CONTRACT PURPOSE: French Road Area Wet Weather Relief Project

CONTRACTOR	\$ AMOUNT	G/L #	TOTAL AVAILABLE APPROPRIATION
<u>Malcolm Pirnie</u>	<u>- 0 -</u>	<u>821</u>	_____
_____	_____	_____	_____
_____	_____	_____	_____
TOTAL	<u>- 0 -</u>	_____	_____

CHANGE ORDERS: PROJECT LEGISLATIVE HISTORY FOR THIS CONTRACT

DATE	DESCRIPTION (Orig. Enc. Inc., Dec)		SFG Doc#
<u>4/10/91</u>	<u>French Road Area Relief</u>	<u>\$74,673.00</u>	<u>CE 15964</u>
<u>1/29/93</u>	<u>CO #1</u>	<u>\$41,600.00</u>	<u>CE 15964</u>
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

AUTHORIZING SIGNATURE: *[Signature]* DATE: 1/15/99
 PHONE # 0301