



ECLEG 00700113-110 00

COUNTY OF ERIE

MARK C. POLONCARZ
COUNTY EXECUTIVE

October 8, 2013

Erie County Legislature
92 Franklin Street – Fourth Floor
Buffalo, New York 14202

**RE: Erie County Sewer District No. 3 & 4
Contract No. 71
Contract Close Out – Hydrolawn of Buffalo, 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 of Contract No.71, with Hydrolawn of Buffalo, Inc.

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

Sincerely,

Mark C. Poloncarz, Esq.
Erie County Executive

MCP:RN:ms
Enclosure

C: J. Fiegl – Environment and Planning

MEMORANDUM

To: Honorable Members of the Erie County Legislature
From: Department of Environment and Planning
Re: Erie County Sewer District No. 3 & 4
Contract No. 71
Contract Close Out -- Hydrolawn of Buffalo, Inc.
Date: September 16, 2013

SUMMARY

Acceptance and approval of Contract No. 71 in the final contract amount of \$109,262.95 together with Change Order No. 1 (final) providing a decrease of (\$63,327.61) from Erie County Sewer District No. 3 Capital Account C.00062 and Erie County Sewer District No. 4 Capital Account C.00072, as well as authorization to issue final payment to the contractor, Hydrolawn of Buffalo, Inc., is requested.

FISCAL IMPLICATIONS

There will be no impact on the County's General Fund. The funds for this contract were allocated from Erie County Sewer District No. 3 Capital Account C.00062 and Erie County Sewer District No. 4 Capital Account C.00072.

REASONS FOR RECOMMENDATION

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

BACKGROUND INFORMATION

Contract No. 71 was bid on October 25, 2012 and awarded by the Erie County Legislature on December 20, 2012, Legislative Comm. 23E-4 (2012). This sanitary sewer system improvement contract installed replacement sewers on Roseview, West Quaker, South Davis, Iroquois, and Broezel in Erie County Sewer District Nos. 3 & 4.

CONSEQUENCES OF NEGATIVE ACTION

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

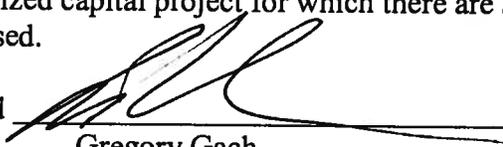
STEPS FOLLOWING APPROVAL

The County of Erie will execute the final change order and make a final payment to Hydrolawn of Buffalo, Inc.

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.

Signed
Title



Gregory Gach
Comptroller

Date

9/20/13

jk


Maria Whyte
Commissioner

RBN:ms

Encl.

Cc: M. Whyte
J.Fiegl/0.11.0 Leg.Ltr (w/encl.)
J.Carr/M. Salah/0.3.3.71 (w/encl.)
S.Tirone

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A RESOLUTION SUBMITTED BY
Department of Environment and Planning

RE: Erie County Sewer District No.3 & 4
Contract No. 71
Contract Close Out – Hydrolawn of Buffalo, Inc.

WHEREAS, pursuant to Legislative Comm. 23E-4 (2012) Contract No.71 was awarded to Hydrolawn of Buffalo, Inc. for sanitary sewer replacement on Roseview, West Quaker, South Davis, Iroquois, and Broezel in Erie County Sewer District No. 3 & 4; and

WHEREAS, the Erie County Division of Sewerage Management has advised that all base contract improvements are now completed; and

WHEREAS, the Erie County Department of Environment and Planning has recommended the acceptance of Contract No. 71, in the final contract amount of \$109,262.95 which includes Change Order No. 1 (final), a decrease of (\$63,327.61), and recommends approval for final payment.

NOW, THEREFORE BE IT

RESOLVED, that Contract No. 71 between the County of Erie and Hydrolawn of Buffalo, Inc. (PO Box 771, Derby, NY 14047) is accepted in the final contract amount of \$109,262.95, \$41,676.43 in Bond Account C.00072 and \$67,586.52 in Bond Account C.00062 which includes Change Order No. 1 (final), a decrease of (\$63,327.61), (\$58,856.68) in Bond Account C.00072 and (\$4,470.93) in Bond Account C.00062; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send one (1) certified copy each to the County Executive, the Erie County Comptroller, the Director of Budget and Management and Kristen Walder, Assistant County Attorney and two (2) certified copies of this resolution to Joseph L. Fiegl, P.E., Department of Environment and Planning.