



COUNTY OF ERIE

MARK C. POLONCARZ

COUNTY EXECUTIVE

June 23, 2014

Erie County Legislature
25 Delaware Avenue
Buffalo, New York 14202

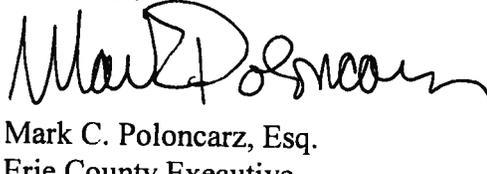
**RE: Erie County Sewer District No. 8
Contract No. 12 - Close-Out
Brooklea and Creekside Low Pressure Grinder (LPG) Replacement**

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. 12 with CMH Company, 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 yours,



Mark C. Poloncarz, Esq.
Erie County Executive

MCP/mc
Enclosure

MEMORANDUM

To: Honorable Members of the Erie County Legislature
From: Department of Environment and Planning
Re: Erie County Sewer District No. 8
Contract No. 12 - Close-Out
Brooklea and Creekside Low Pressure Grinder (LPG) Replacement
Date: June 23, 2014

SUMMARY

Final acceptance and approval of Contract No. 12 in the amount of \$83,950.00 together with Change Order No. 1 (final), a decrease of (\$5,000.00), and processing the final payment to the contractor is requested.

FISCAL IMPLICATIONS

There will be no impact to the County's General Fund. The funds for this contract were allocated from the Erie County Sewer District (ECSD) No. 8 Account C.00071.

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. 12 was bid on May 15, 2013 and awarded to CMH Company, Inc. by the County Legislature on July 11, 2013, Comm. 12E-13. This contract provided for the general construction work associated with replacement of the Brooklea and Creekside Sanitary Sewerage Grinder Pump Units, located in the Village of East Aurora, Erie County Sewer District No. 8.

CONSEQUENCES OF NEGATIVE ACTION

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

STEPS FOLLOWING APPROVAL

The County of Erie will execute the final change order and make final payment to CMH Company, 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 Greg Gach

Deputy Comptroller

Date 6/9/14

Comm. 13E-16

Page 2 of 3

A RESOLUTION SUBMITTED BY:
DEPARTMENT OF ENVIRONMENT AND PLANNING

RE: Erie County Sewer District No. 8
Contract No. 12 - Close-Out
Brooklea and Creekside Low Pressure
Grinder (LPG) Replacement

WHEREAS, the Erie County Legislature had awarded Contract No. 12 to CMH Company, Inc.; and

WHEREAS, the Erie County Department of Environment and Planning, Division of Sewerage Management has advised the Legislature that all scheduled improvements are now completed; and

WHEREAS, the Erie County Department of Environment and Planning, Division of Sewerage Management has recommended the final acceptance of Contract No. 12 in the final contract amount of \$83,950.00, which includes Change Order No. 1 (final), a decrease of \$5,000.00.

NOW, THEREFORE BE IT

RESOLVED, that Contract No. 12 between the County of Erie and CMH Company, Inc. 12704 North Road, Alden, New York 14004-9772, is accepted in the amount of \$83,950.00 which includes Change Order No. 1 (final), a decrease of (\$5,000.00); and be it further

RESOLVED, that the Erie County Comptroller is hereby authorized and directed to finalize Contract No. 12 between the County of Erie and CMH Company, Inc. in the amount of \$83,950.00 and make final payment from Erie County Sewer District No. 8 Account No. C.00071; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send one certified copy each of this Resolution to the County Executive, the Erie County Comptroller's Office, and Kristen Walder, Assistant County Attorney; and two (2) certified copies to Joseph L. Fiegl, P.E. Department of Environment and Planning, Division of Sewerage Management.