



COUNTY OF ERIE

MARK C. POLONCARZ
COUNTY EXECUTIVE

October 29, 2015

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

**RE: Erie County Sewer Districts
Construction Inspection Term Agreements
Change Order No. 1**

Dear Honorable Members:

Enclosed please find a memorandum from the Department of Environment and Planning, Division of Sewerage Management, pertaining to the Change Order No. 1 to the Construction Inspection Term Agreements with Greenman-Pederson, Inc., Wm Schutt Associates, and DiDonato Associates.

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

Sincerely,

A handwritten signature in black ink, appearing to read "Mark Poloncarz".

Mark Poloncarz, Esq.
Erie County Executive

MCP/MAS:cs

cc: Joseph Fiegl, 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 Districts
Construction Inspection Term Agreements
Change Order No. 1
Date: October 29, 2015

SUMMARY

The Erie County Legislature's approval of this communication pertaining to Change Order No. 1 for \$50,000.00 additional authorization to each of the construction inspection term agreements with Greenman-Pederson, Inc., 4950 Genesee Street, Buffalo, New York 14225; Wm Schutt Associates, 37 Central Avenue, Lancaster, New York 14086; and DiDonato Associates, 689 Main Street, Buffalo, New York 14203, is requested.

FISCAL IMPLICATIONS

There will be no impact to the County's General Fund. The cost for this work will be allocated from any of the sewer capital projects in fund 430 or from sewer operating fund 220 (including business areas 181, 182, 183, and 186, account 516020 (Professional Services Contracts)).

REASONS FOR RECOMMENDATION

In order to continue issuance of work orders with the above mentioned consultants under these Term Agreements, a \$50,000.00 change order for each of the three firms is required. The original authorization for these services is close to being exceeded and it is in the best interest of the Erie County Sewer Districts to increase the amount of each agreement and continue utilizing the firms throughout 2016. Note that the costs associated with these services are in part offset by permit fee revenues collected during the construction approval process for new connections.

BACKGROUND INFORMATION

On December 12, 2013, the Erie County Legislature passed resolution Comm. 20E-9 (2013) authorizing execution of agreements with Greenman-Pederson, Inc., Wm Schutt Associates, and DiDonato Associates, to perform construction inspection in the Erie County Sewer Districts. The current agreements are set to expire on December 31, 2016. These Construction Inspection Term Agreements are necessary to supplement the Division of Sewerage Management's staff and has allowed the Division to maintain our level of service with increased workload.

CONSEQUENCES OF NEGATIVE ACTION

If the Change Order is not approved the Erie County Sewer District's will have difficulty staffing construction inspections and performing other work needed in the Division of Sewerage Management.

STEPS TO FOLLOW APPROVAL

The Division of Sewerage Management will execute Change Order No. 1 to Greenman-Pederson, Inc., 4950 Genesee Street, Buffalo, New York 14225; Wm Schutt Associates, 37 Central Avenue, Lancaster, New York 14086; and DiDonato Associates, 689 Main Street, Buffalo, New York 14203.

A RESOLUTION SUBMITTED BY:
DEPARTMENT OF ENVIRONMENT AND PLANNING

RE: Erie County Sewer Districts
Construction Inspection Term Agreements
Change Order No. 1

WHEREAS, pursuant to Legislative Comm. 20E – 9 (2013), Erie County on behalf of the Erie County Sewer Districts entered into agreements with Greenman-Pederson, Inc., Wm. Schutt Associates, and DiDonato Associates, to provide construction inspection services; and

WHEREAS, the amount of \$150,000.00 for each agreement is close to being expended; and

WHEREAS, a change order is necessary to fund the construction inspection services through 2016; and

WHEREAS, the Division of Sewerage Management and the Board of Managers for each Erie County Sewer District recommends the approval of Change Order No. 1 for the term agreements to provide the budget necessary to complete the necessary inspection services.

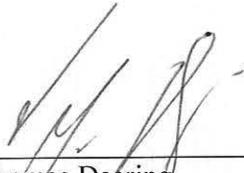
NOW, THEREFORE, BE IT

RESOLVED, that Change Order No. 1 to the agreements, with Greenman-Pederson, Inc., Wm. Schutt Associates, and DiDonato Associates be approved in the amount of \$50,000.00 each; and be it further

RESOLVED, that the Deputy Commissioner in the Division of Sewerage Management is hereby authorized to execute and process the necessary Change Orders; and be it further

RESOLVED, that the Erie County Director of Budget and Management and Erie County Comptroller are directed to allocate an additional \$50,000.00 for each agreement from any of the sewer capital projects in fund 430 or from the sewer operating fund 220 (including business areas 181, 182, 183, and 186 account 516020) as determined by the Division of Sewerage Management; 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.

JK 

Thomas Dearing
Commissioner

MAS:cs

Encl.

Cc: J. Fiegl/ 0.11.0 LegLtr (w/encl)
M. Salah/0.3.2 Wm Schutt (14-16)
File 0.3.2 GPI (14-16)
File 0.3.2 DiDonato (14-16)

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ERIE COUNTY DEPARTMENT ENVIRONMENT & PLANNING
DIVISION OF SEWERAGE MANAGEMENT

ENGINEERING/AMENDMENT

CHANGE ORDER NO. 1 DATE September 29, 2015 SHEET 1 OF 1

CONTRACT NO. A/E Agreement FILE NO. 0.3.2. DiDonato (14-16)

PROJECT Erie County Sewer Districts Term Agreement

ENGINEER'S NAME DiDonato Associates

ENGINEER'S ADDRESS 689 Main Street, Buffalo, New York 14203

DESCRIPTION OF CHANGE TO CONTRACT

The purpose of this change order is to increase the amount of the current 3 year Term Agreement by \$50,000.00. All work shall conform to the scope of work as assigned by work orders.

PAYMENT

The Engineer will be compensated pursuant to the terms of the Agreement and as detailed in each work order. The total amount allocated by the County for this agreement and this change order is as follows:

CONTRACT COST SUMMARY

Original Contract	\$150,000.00
Change Order 1	\$ 50,000.00
Revised Total Contract	\$200,000.00

TIME EXTENSION

The expiration date for this Agreement will remain the same through December 31, 2016.

ATTACHMENTS: (None)

AUTHORIZATION

CONSULTING
ENGINEER _____ DATE _____

DSM
ENGINEER _____ DATE _____

Matt A. Salah, P.E.
Sr. Coordinator Sewer Construction Projects

COUNTY OF ERIE _____ DATE _____

Joseph L. Fiegl, P.E.
Deputy Commissioner

ORIGINAL LEGISLATURE APPROVAL December 12, 2013, Comm. 20E-9 (2013)

MAS:cs

Cc: J. Fiegl/J. Carr/0.3.2.DiDonato(14-16)

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