

SUSPENSION



COUNTY OF ERIE

MARK C. POLONCARZ

COUNTY EXECUTIVE

April 27, 2015

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

**RE: Erie County Sewer District No. 3
Contract No. 37STP-A
Change Order No. 2**

Dear Honorable Members:

Enclosed please find a memorandum from the Department of Environment and Planning pertaining to Change Order No. 2 for the Erie County Sewer District No. 3, Contract No. 37STP-A, Southtowns Influent Pump Station and ORF Improvements Project.

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

Sincerely yours,

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

Mark C. Poloncarz, Esq.
Erie County Executive

MCP:TB:cs
Enclosure

SUSPENSION

MEMORANDUM

To: Honorable Members of the Erie County Legislature
From: Department of Environment and Planning
Re: Erie County Sewer District No. 3
Contract No. 37STP-A
Change Order No. 2
Date: April 27, 2015

SUMMARY

Approval of Change Order No. 2 to Contract 37 STP-A, Southtowns Influent Pumping Station and ORF Improvements Project in Erie County Sewer District No. 3, in the amount of \$87,322.00 is requested.

FISCAL IMPLICATIONS

There are no fiscal implications to the County's General Fund. The funds to this Change Order No.2 will be allocated from Erie County Sewer District No. 3 Sewer Capital Reserve Account C.00007.

REASONS FOR RECOMMENDATION

The Change Order is required to compensate the Contractor for relocating an existing waterline at the Southtowns Sewage Treatment Facility that is in conflict with a proposed forcemain that is part of the contract work. Without relocating this waterline, the forcemain work cannot get completed and the new pumping station would not be able to operate.

BACKGROUND INFORMATION

Your Honorable Body in Legislative Communication 11E-9 (2014) approved the award of the Contract 37STP-A to Kandey Company for the general construction of influent pumping station and overflow retention facility improvements at the Southtowns Sewage Treatment Facility. A component of the contract work is to install a 42" diameter forcemain from the proposed pumping station to the overflow retention facility. During the course of installing the forcemain, it was discovered that the existing waterline on the treatment plant site is in conflict with the waterline and needs to be relocated.

CONSEQUENCES OF NEGATIVE ACTION

The required forcemain could not be completed and the new pumping station would not be able to operate.

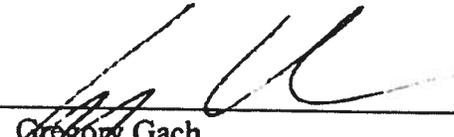
STEPS FOLLOWING APPROVAL

The Change Order will be executed and the contractor will do the necessary work to relocate the existing waterline to facilitate forcemain installation.

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COMPTROLLER'S OFFICE REVIEW

The proposed action 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  Date 4-22-18
Gregory Gach
Deputy Comptroller

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A RESOLUTION SUBMITTED BY: DEPARTMENT OF ENVIRONMENT AND PLANNING

Re: Approval of Change Order No. 2
Erie County Sewer District No. 3
Southtowns Influent Pump Station and ORF Improvements
Contract No. 37 STP-A

WHEREAS, the Erie County Department of Environment and Planning has determined that an existing waterline at the Southtowns Sewage Treatment Plant is in conflict with the installation of a new 42" forcemain pipe; and

WHEREAS, the existing waterline has to be relocated to facilitate the installation of the forcemain pipe.

NOW, THEREFORE BE IT

RESOLVED, that the Change Order No. 2 to the Contract 37 STP-A, Southtowns Influent Pump Station and ORF Improvements with Kandey Company, Inc. in the amount of \$87,322.00 be approved; and it be further

RESOLVED, that the Department of Environment and Planning, Division of Sewerage Management is hereby directed to execute and process Change Order No. 2, subject to certification of availability of funds by the Comptroller's Office; and it be further

RESOLVED, that the Erie County Comptroller and Director of Budget & Management be authorized to increase appropriations and estimate revenue \$87,322.00 in Capital Project C.00012; and it be further

RESOLVED, that the Erie County Comptroller and Director of Budget & Management be authorized to establish budgets as necessary and directed to transfer \$87,322.00 from Erie County Sewer District No. 3 Capital Reserve Account C.00007 to Erie County Sewer District No. 3 Capital Account C.00012 for Contract No. 37 STP-A; and it be further,

RESOLVED, that the Erie County Comptroller be authorized and directed to allocate \$87,322.00 from Erie County Sewer District No. 3, Capital Account C.00012 for payment of this change order; and it be further

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

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APPROVAL TO DISBURSE CAPITAL PROJECT CASH
(use a separate form for each capital project)

SEWER CAPITAL C.00012 TITLE Increase and Improvement of Facilities (2002)

PROJECT PURPOSE: Increase and Improvement of Facilities - Erie County Sewer District No. 3

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

BOND RESOLUTION(S) AUTHORIZING PROJECT: TOTAL \$ 14,850,000

DATE(S) <u>5-19-2005</u>	<u>1-1-2013</u>	<u>7-18-2013</u>	_____
AMT(S) <u>\$9,100,000</u>	<u>\$ 5,000,000</u>	<u>\$ 750,000</u>	<u>\$</u>

CONTRACT PURPOSE: Influent Pumping Station and ORP Improvements at the Southtowns Wastewater Treatment Facility.

<u>CONTRACTOR/ENGINEER</u>	<u>\$ AMOUNT</u>	<u>W.B.S.#</u>	<u>TOTAL AVAILABLE APPROPRIATION</u>
<u>Kandey Company, Inc.</u> <u>Change Order No. 2</u>	<u>\$87,322.00</u>	_____	_____

CHANGE ORDERS: PROJECT LEGISLATIVE HISTORY FOR THIS CONTRACT

<u>DATE</u>	<u>DESCRIPTION (Orig. Enc. Inc., Dec)</u>	<u>Amount</u>	<u>SFG Doc#</u>
_____	<u>Kandey Company, Inc. Original</u>	<u>\$7,327,777.00</u>	_____
_____	_____	_____	_____
_____	_____	_____	_____

REQUESTED BY:	<u>James Butt</u>		
	<u>Initials</u>	<u>Date</u>	
Amount Allocated	<u>Capital Reserve</u>	_____	Deputy Commissioner
Amount Available	_____	<u>4/1/15</u>	Accountant

V:\Sewerage Management\Administration\Documents\Courtney\RESO DRAFTS\Batt\DCSD\ Change Order Contracts 179TP-A.doc

SUSPENSION



DEPARTMENT OF ENVIRONMENT AND PLANNING DIVISION OF SEWERAGE MANAGEMENT CONSTRUCTION CONTRACT CHANGE FORM

Date: March 17, 2015

Change Order No. 2 Amount \$87,322.00 Bond Account C.00012

Contract No. 37STP-A General File No. 3.3.3.37STP-A

Project Southtowns Influent Pump Station and ORF Improvements

Contractor's Name Kandey Company, Inc.

Contractor's Address 19 Ransier Drive, West Seneca, New York 14224

Description of Change to Contract:

Installation of additional 400 LF of 8" ductile iron water line, new aluminum hot box with new RPZ, relocation of 4" water line, tree removal, and connections.

Reason for Modification:

Existing 8" water line and RPZ vault is in conflict with the new 42" forcemain requiring the relocation of 400' of the existing water line and a new RPZ with enclosure.

Time Extension:

A no cost 14 day time extension is required for this Change Order. The revised completion date is March 28, 2016.

Indirect Costs:

There is an approximate \$7,500 in electrical work under Contract 37STP-D.

Additional Engineering Costs:

There are no additional engineering costs associated with this change order.

Contract Cost Summary:

Original Contract	\$7,327,777.00
Change Order No. 1	- 0 -
Change Order No. 2	<u>\$87,322.00</u>
Revised Contract Amount	\$7,415,099.00

SUSPENSION

Contract 37STP-A General
Change Order No. 2
Page 2

Authorization:

Contractor _____ Date _____
Kandey Company, Inc.

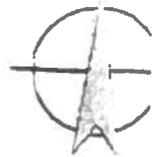
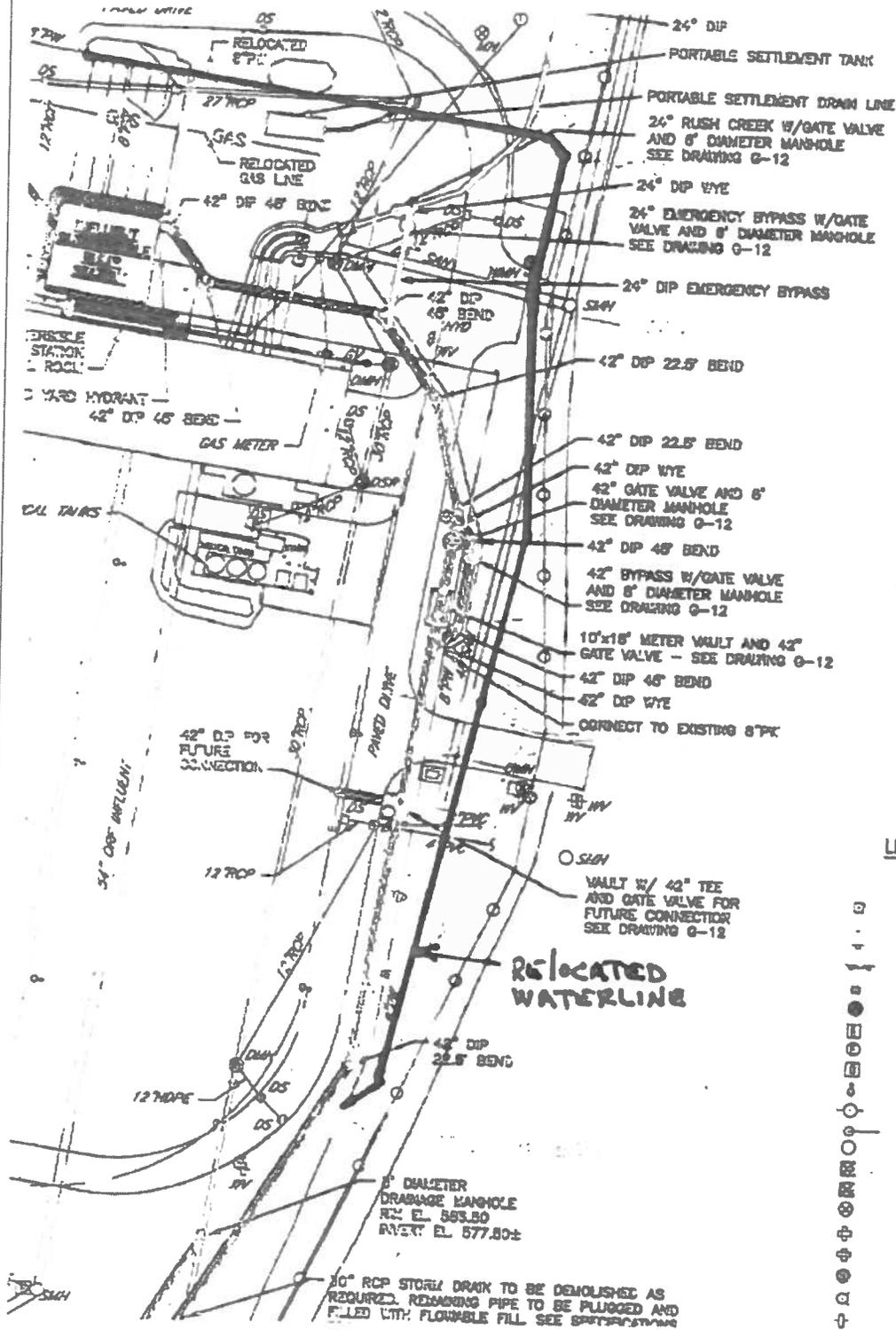
Engineer _____ Date _____
GHD Consulting Services, Inc.

County of Erie _____ Date _____
Joseph L. Fiegl, P.E. – Deputy Commissioner DSM

Erie County Legislature Comm # _____ Date _____

Erie County Sewer District No. 3 Board of Managers Date _____

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LEGEND



- CONTROL POINT
- BENCHMARK CONTROL
- POST
- SIGN
- SIGN BILLBOARD
- DS DRAINAGE STRUCTURE
- DMM DRAINAGE MANHOLE
- ELECTRIC METER
- ELECTRIC MANHOLE
- GAS METER
- LIGHTING POLE
- POLE WITH UTILITY
- CUY WIRE
- SMH SANITARY MANHOLE
- UNKNOWN UTILITY BOX
- UNKNOWN UTILITY JUNCTION BOX
- UNKNOWN MANHOLE
- UNKNOWN VALVE
- UNKNOWN VENT
- UNKNOWN WELL
- FIRE HYDRANT
- NY WATER VALVE

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KANDEY CO. INC.

19 Ransier Drive

West Seneca, New York 14224

Phone: (716) 675-7245 Fax: (716) 675-4957

March 16, 2015

Erie County DEP
95 Franklin Street
Buffalo, NY 14202

Reference: Southtowns AWTF ISPS & ORF Improvements (Contract 37 STP-A) – Change Proposal Rev-2

Kandey Company, Inc. is pleased to offer change pricing options due to 42" force main conflict with existing 8" water main as requested by GHD and Owner as follows.

Relocate existing 8" water main to avoid alignment of new proposed 42" force main including.

- New Aluminum Hot Box with new 8" RPZ including concrete pad. Submittal for record only for Hot Box & RPZ.
- Tree removal
- Additional 400 LF of 8" ductile iron pipe including additional point of connections during scheduled shutdown.
- Relocate existing 4" service currently serving east side basement 3"
- Reference attached sketch identifying relocated water in yellow.
- MBE utilization on materials purchase
- Bond

Lump Sum Total:.....\$87,322.00

Please do not hesitate to contact us with questions.

Sincerely;
Kandey Company, Inc.



Richard H Roberts Jr.
PM / Est

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19 Ransler Drive • West Seneca, NY 14225
(716) 675-7245 • Fax: (716) 675-4957

ADDITIONAL WORK AUTHORIZATION

Project Name:	Southtowns AWTF ISPS & ORF Improvements	Contract #	J7 STP - A	Date	18-Mar-15
Owners Name / Contact:	Erie County DEP	Job #	K1472	Extra#	
Address:	95 Franklin Street, Room 1034	City	Buffalo	State	NY
		Zip			14203

You are hereby authorized to perform the additional work specifically described which is over and above contract price.
Description of Work:
 Relocate 8" RPZ above grade in stainless steel Hot Box, relocate 8" water to avoid 42" FM at STA 5+65 and along access drive. Relocate 4" water service that is in conflict with new valve vault. Add 2 Shutdown & Interconnects on Saturday - REV 2

Trade	Employee Name	Hours Worked			Billing Rate			Extension
		Reg.	1.5	2	Reg.	1.5	2	
S	Superintendent	0	0		52.28	93.34	0.00	\$ -
Op	Operator	48	8		76.50	115.19	153.88	\$ 4,593.52
Op	Operator	48	8		76.50	115.19	153.88	\$ 4,593.52
Op	Operator	0	0		76.50	115.19	153.88	\$ -
LF	Labor Foreman	56	8		64.42	85.05	105.69	\$ 4,287.92
L	Laborer	56	8		60.67	79.43	98.19	\$ 4,032.96
L	Laborer	0	8		60.67	79.43	98.19	\$ 635.44
L	Laborer	0	8		60.67	79.43	98.19	\$ 635.44
		0			0.00	0.00	0.00	\$ -
	Kenday Dump Truck & Driver include Travel	24			80.00	0.00	0.00	\$ 1,920.00
					0.00	0.00	0.00	\$ -

Subcontractor	Days			Billing Rate			Extension
	Reg.	0	0	Day	0	0	
	0			0.00			\$ -
Eastwood Tree Removal	1			2500.00			\$ 2,500.00
Subcontractors Subtotal							\$ 2,500.00

MATERIALS AND SUPPLIES			
QTY.	DESCRIPTION	Unit Price	Extension
1	JMP Supply Quote Attached		
203	Ton Bedding Stone for Additional 800 LF 4" & 8" Water Main	\$ 31,848.66	\$ 31,848.66
75	Ton Select In Roadway & New RPZ Pad	\$ 16.05	\$ 1,203.75
1	Minimum Load Concrete for Hot Box Pad	\$ 922.50	\$ 922.50
1	Misc Forms & Mesh for Pad	\$ 475.00	\$ 475.00
1	Plathos Low Temp Strobe Power Loss & Low Temp Alarm for Hot Box	\$ 200.00	\$ 200.00
		\$ 1,475.00	\$ 1,475.00
		\$ -	\$ -
		\$ -	\$ -
		\$ -	\$ -

Total Charges		TOOL AND EQUIPMENT					
	Total Equipment	\$	10,405.20	Description & No.	Hours	Rate	Extension
	Total Material	\$	38,179.31	Excavator EX-14	0	204.47	\$ -
	Total Labor	\$	20,698.80	Excavator EX-18	0	164.20	\$ -
		\$	-	Excavator EX-2	40	132.17	\$ 5,286.80
	Subtotal	\$	69,283.31	Roller RC-2	0	0.00	\$ -
	Applicable Sales Tax	\$	-	Loader WL-4	48	50.88	\$ 2,442.24
10.00%	Overhead	\$	6,928.33	Backhoe LB-3	8	36.08	\$ 288.64
10.00%	Profit	\$	7,621.16	Dozer DZ-5	0	82.28	\$ -
5.00%	Subcontractors Including OH&P	\$	2,625.00	Service Van SV-1	56	28.08	\$ 1,572.48
	Bond	\$	864.19	Pick Up PU-2	0	27.78	\$ -
	Total AWA Sales Price	\$	87,322.00	Water Pump - WP-1	24	33.96	\$ 815.04

Owner Representative: _____

Kandey Co.