



COUNTY OF ERIE

MARK C. POLONCARZ

COUNTY EXECUTIVE

February 25, 2018

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

**Re: Emery Road Culvert BR 67-1 Replacement
Town of Aurora
Project No. CAP 67-1-14**

Dear Honorable Members:

We are forwarding for your Honorable Body's approval a request for a Change Order to the construction budget for Concrete Applied Technologies Corp. (CATCO) of Alden, New York.

Should your Honorable Body require further information, I encourage you to contact Commissioner William E. Geary, Jr. of the Department of Public Works. Thank you for your consideration on this matter.

Sincerely yours,

A handwritten signature in cursive script that reads "Mark C. Poloncarz".

Mark C. Poloncarz, Esq.
Erie County Executive

MCP:ws/dab

MEMORANDUM

To: Honorable Members of the Erie County Legislature
From: Department of Public Works
Re: Emery Road Culvert BR 67-1 Replacement
Town of Aurora
Project No. CAP 67-1-14
Date: February 25, 2018

SUMMARY

A Contract was awarded to Concrete Applied Technologies Corp. (CATCO) for the Emery Road Culvert BR67-1 Replacement Project via Communication number 8E-4 (2014). Unforeseen work was required to progress and complete the project. A change order is now required to pay for the additional construction.

FISCAL IMPLICATIONS

The attached proposed resolution requests that the additional work required for the Emery Road Culvert BR67-1 Replacement Project be funded from Fund 420, Funds Center 123, SAP Project B.15019 2015 Capital Overlay in the amount of \$31,296.95.

REASONS FOR RECOMMENDATION

It is necessary that this approval be granted so the contract and the Project can be closed.

BACKGROUND INFORMATION

The fencing that was specified in the Contract is no longer available. The contractor found a suitable substitute and supplied and installed same. Also, a temporary gas line was needed to be installed as the location of the existing line interfered with the excavation of the structure.

CONSEQUENCES OF NEGATIVE ACTION


Without this additional authorization, the culvert would not be properly reconstructed.

STEPS FOLLOWING APPROVAL

A change order will be processed for CATCO. The close-out of the project will then occur after the change order work is completed and the vendor is paid.

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 appropriations for the action proposed.



GREGORY GACH
Deputy Comptroller
Comptroller's Office

Project: Emery Road Culvert Replacement
CAP 67-1-14
B.15019

A RESOLUTION SUBMITTED BY
DEPARTMENT OF PUBLIC WORKS

Re: Emery Road Culvert BR 67-1 Replacement
Town of Aurora
Project No. CAP 67-1-14

WHEREAS, the Emery Road Culvert BR67-1 Replacement Project (the "Project") contract was awarded between Concrete Applied Technologies Corp., the responsible low bidder, and the County of Erie, via Communication 8E-4 (2014); and

WHEREAS, the Project required a different type of fence other than the type specified, due to the original not being available; and

WHEREAS, the gas line needed to be temporarily relocated; and

WHEREAS, the work performed was beyond the scope of the original project requiring additional funding; and

WHEREAS, a change order between Concrete Applied Technologies Corp. (CATCO) and the County of Erie is required.

NOW, THEREFORE, BE IT

RESOLVED, that the additional funds for the Emery Road Culvert BR67-1 Replacement Project be allocated from Fund 420, Funds Center 123, SAP Project B.15019 2015 Capital Overlay Program in an amount of \$31,296.95; and be it further

RESOLVED, that the County Executive be authorized to execute a change order for the Emery Road Culvert BR 67-1 Replacement Project Number CAP 67-1-2014, with the contractor, CATCO to increase the project budget from \$675,325.34 to \$706,622.29 for a total change order in the amount of \$31,296.95; and be it further

RESOLVED, that the Clerk of the Legislature be instructed to forward five (5) certified copies of this resolution to the Department of Public Works, Office of the Commissioner, and one copy each to the Office of the County Executive, the Division of Budget and Management, and the Office of the Comptroller.

TO: GREGORY GACH, COMPTROLLER'S OFFICE

RE: PROPOSED RESOLUTIONS REQUIRING RULE 55

CONTRACT APPROVAL CHECKLIST
CONFIRMATION OF AVAILABILITY OF FUNDS IN CAPITAL PROJECTS

REQUESTING DEPARTMENT

COMPLETE ITEMS 1 THROUGH 5

- | | |
|-----------------------|---|
| 1. CONTRACTOR'S NAME | <u>Concrete Applied Technologies Corp. (CATCO)</u> |
| 2. AMOUNT OF CONTRACT | <u>\$31,296.95</u> |
| 3. PROJECT NUMBER | <u>B.15019</u> |
| 4. PROJECT TITLE | <u>Emery Road-Culvert Replacement</u> |
| 5. DEPARTMENT CONTACT | <u>Funding questions: Charles A. Sickler, PE at 8372; Letter pickup: Diane Bukowski at 8301</u> |

COMPTROLLER'S OFFICE

COMPLETE ITEMS 6 AND 7

- | | |
|------------------------------------|--------------------------------|
| 6. AVAILABILITY OF FUNDS | <u>\$ 383,904.66</u> |
| 7. PERFORMED BY | <u><i>Greg R. Mitchell</i></u> |
| Date Sent to Comptroller's Office: | <u>February 15, 2018</u> |

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