



ECLEG 09PR09'13 A1010

COUNTY OF ERIE

MARK C. POLONCARZ

COUNTY EXECUTIVE

April 9, 2013

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

**RE: Erie County Sewer District No. 3
Contract No. 43PS-E Electrical
Contract Close Out – Weydman Electric, 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. 43PS-E Electrical, with Weydman Electric, 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:EAP: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
Contract No. 43PS-E Electrical
Contract Close Out – Weydman Electric, Inc.
Date: March 11, 2013

SUMMARY

Acceptance and approval of the Crescent Avenue Pumping Station Project Contract No. 43PS-E Electrical in the final contract amount of \$208,636.12 together with Change Order No. 1 (final) providing a decrease of \$1,863.88 in Erie County Sewer District No. 3 Bond Account C.00073, as well as authorization to issue final payment to the contractor, Weydman Electric, 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 Bond Account No. C.00073.

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. 43PS-E Electrical was bid on June 22, 2011 and awarded by the Erie County Legislature on July 21, 2011, Legislative Comm. 9E-10 (2011). This contract installed the electrical work for the Crescent Avenue Pumping Station in Erie County Sewer District No. 3

CONSEQUENCES OF NEGATIVE ACTION

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

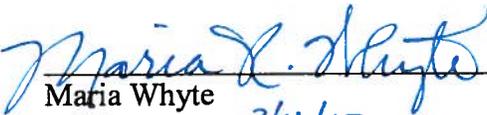
STEPS FOLLOWING APPROVAL

The County of Erie will execute the final change order and make a final payment to Weydman Electric, 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  Date 3/13/13
Title Stefan Mychajliw
 Comptroller

JLF

Maria Whyte
Commissioner 3/11/13

EAP:ms
Encl.
Cc: M. Whyte
 J. Fiegl/0.11.0 Leg. Ltr (w/encl.)
 J. Carr/J. Mallory/J. Russell/3.3.3.43PS-E (w/encl.)
 S. Tirone

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**A RESOLUTION SUBMITTED BY
Department of Environment and Planning**

**RE: Erie County Sewer District No. 3
Contract No. 43PS-E Electrical
Contract Close Out – Weydman Electric, Inc.**

WHEREAS, pursuant to Legislative Comm. 9E-10 (2011) Contract No. 43PS-E Electrical was awarded to Weydman Electric, Inc. for electrical work for the Crescent Avenue Pumping Station; and

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

WHEREAS, the Erie County Department of Environment and Planning has recommended the acceptance of Contract No. 43PS-E Electrical, in the final contract amount of \$208,636.12 which includes Change Order No. 1 (final), a decrease of \$ 1,863.88, and recommends approval for final payment.

NOW, THEREFORE BE IT

RESOLVED, that Contract No. 43PS-E Electrical between the County of Erie and Weydman Electric, Inc. (747 Young St Tonawanda, New York 14150) is accepted in the final contract amount of \$208,636.12 which includes Change Order No. 1 (final), a decrease of \$1,863.88, and is allocated in Erie County Sewer District No. 3 Bond Account C.00073; and be it further

RESOLVED, that the Erie County Comptroller be directed to make final payment for Contract No. 43PS-E Electrical to Weydman Electric, Inc., for a total contract amount of \$208,636.12; 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.



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

Date: February 15, 2013

Change Order No. 1 FINAL Amount (\$1,863.88) Bond Account C.00073

Contract No. 43PS-E File No. 3.3.3.43PS-E

Project Crescent Avenue Pumping Station - Electrical

Contractor's Name Weydman Electric, Inc.

Contractor's Address 747 Young Street, Tonawanda, New York 14150

Description of Change to Contract:

Bid Item E-3, General Contingency Allowance is being adjusted from a total of \$10,000.00 to \$8,136.12. Two items outlined on page 2 (Attachments #1 and #2) were reimbursed from the Contingency Allowance for a total of \$8,136.12. The contract quantities were adjusted to reflect actual installed quantities. The total final change order cost, is a decrease of \$1,863.88.

Reason for Modification:

In accordance with the contract documents, the Contractor shall be compensated for the work performed and authorized.

Time Extension:

A no cost time extension was necessary from February 12, 2012 to February 15, 2013 to complete the work, and to process the close-out. Onsite work was substantially completed by October 26, 2012.

Indirect Costs:

No indirect costs are a result of this Change Order.

Additional Engineering Costs:

There are no additional engineering costs.

Contract Cost Summary:

Original Contract	\$210,500.00
Change Order No. 1 (Final)	(\$1,863.88)
Final Contract Amount	\$208,636.12

Attachments

Attachment #1 - Upgraded the Grinder Pump Station electric service structure from wood construction to steel bollards and unistrut steel construction with a stainless steel cabinet. Upgraded from a Square D, Heavy Duty Safety Switch to a Square D, Non-fusible Heavy Duty, stainless steel Safety Switch at the Crescent Ave. Pumping Station.
\$6,332.70.

Attachment #2 - Furnish and install a stainless steel support structure for the exterior load bank at the East Eden Pumping Station.
\$1,803.42.

CONTRACTOR _____ DATE _____
Robert E Hobba (Weydman Electric, Inc.)

ENGINEER _____ DATE _____
Daniel Kolkmann, (CRA Infrastructure & Engineering, Inc.)

COUNTY OF ERIE _____ DATE _____
Joseph L. Fiegl, P.E., Deputy Commissioner - DSM

ERIE COUNTY LEGISLATURE COMMITTEE NO. _____ DATE _____

ERIE COUNTY SEWER DISTRICT NO. 3 BOARD OF MANAGERS DATE _____