



ECLEG APR09'13 4:10:11

# COUNTY OF ERIE

**MARK C. POLONCARZ**  
COUNTY EXECUTIVE

April 9, 2013

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

**RE: Erie County Sewer District Nos. 3 & 8  
Engineer Term Contract Agreement  
DiDonato Associates – Work Order DI - 4**

Honorable Members:

Enclosed please find a memorandum from the Department of Environment and Planning, Division of Sewerage Management, for the issuance of a work order as authorized by the resolution, passed by the Erie County Legislature on February 3, 2011, related to 3-year Term Agreements.

Should your honorable body require further information, I encourage you to contact Joseph L. Fiegl, P.E. in the Division of Sewerage Management. Thank you for your consideration on this matter.

Sincerely yours,

Mark C. Poloncarz, Esq.  
Erie County Executive

C: J. Fiegl – Environment and Planning

## MEMORANDUM

**To:** Honorable Members of the Erie County Legislature  
**From:** Division of Sewerage Management  
**Re:** Erie County Sewer District Nos. 3 & 8  
Engineer Term Contract Agreement  
DiDonato Associates - Work Order: DI - 4  
**Date:** March 22, 2013

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### **SUMMARY**

The Erie County Legislature is requested to receive and file this communication pertaining to the Department of Environment and Planning's approval of a work order with DiDonato Associates for Erie County Sewer District Nos. 3 & 8 in an amount not exceed \$28,000.00.

### **FISCAL IMPLICATIONS**

There will be no impact on to the County's General Fund. The cost of the engineering inspection work related to this communication will be paid from the 2013 adopted Sewer Fund Operating Budget; Sewer professional services account 516020 of District Nos. 3 & 8.

### **REASONS FOR RECOMMENDATION**

The Division of Sewerage Management has issued work order DI -4 to DiDonato Associates under this work order to provide resident engineering services. DiDonato Associates will use the certified Minority Business Enterprise (MBE) firm Watts Engineers to inspect various subdivision projects in Erie County Sewer District Nos. 3 & 8.

### **BACKGROUND INFORMATION**

On February 3, 2011, the Erie County Legislature passed a resolution (Comm. 17E-7) authorizing a 3-year Term Agreement with DiDonato Associates. At the time of the contract award, the Division of Sewerage Management committed to notifying the Honorable Legislature of each work order issued.

The Term Agreement was approved to provide the Division of Sewerage Management with engineering services required to complete various construction inspections throughout the Erie County Sewer Districts. The actual inspection will be provided by the subconsultant firm of Watts Engineers. Watts is a certified MBE firm.

### **CONSEQUENCES OF NEGATIVE ACTION**

This is a receive and file item.

### **STEPS FOLLOWING APPROVAL**

This is a receive and file item.

JEF  
MAS

*Maria R. Whyte*  
Maria R. Whyte

Commissioner

3/25/13

MAS: bs

Cc: J.Fiegl/0.11.0 LegLtr (w/encl)  
M.Salah/J.Carr/0.3.2.DiDonato 11-13 (w/encl)  
S.Tirone (w/encl)

*V:\Sewerage Management\Administration\Documents\Mary\Matt\work orders\DiDonato work order - DI - 4.docx*

ERIE COUNTY SEWER DISTRICT NOS.3 & 8  
WORK ORDER NO. DI-4

ENGINEER: DiDonato

CONTRACT DATE: January 1, 2008

1. Title of Proposal:

Provide Resident Engineer for various subdivision sewer installation projects in ECSD Nos. 3&8.

2. Name and Business Address of Proposer:

DiDonato Associates  
689 Main Street  
Buffalo, NY 14203

3. Name, Title and Address of Principal Bearing Technical Responsibility:

John DiDonato, P.E.  
689 Main Street  
Buffalo, NY 14203

4. Effective Dates of Proposal:

March 18, 2013

5. Brief Description of Work for Which Proposal is Submitted.

The Engineer will provide construction inspection for various subdivisions projects in ECSD Nos. 3&8.

6. Engineering Cost: \$ 28,000.00

7. Source of Funds: 2012 Sewer Fund Operating Budget Professional Services Account 516020 of ECSD Nos. 3 & 8

8. Project No.: DI -4

9. Attachments: DI Proposal page (1)

10. File: 0.3.2 DiDonato (11-13)

DATE: 3/26/13

Accepted By: \_\_\_\_\_

Prepared by: M.A. Salah  
Matt A. Salah, P.E.

Authorized By: \_\_\_\_\_  
Joseph L. Fiegl, P.E.  
Deputy Commissioner

Sr. Coord. Sewer Construction Projects



689 Main Street  
Buffalo, NY 14203  
P 716 656-1900  
F 716 656-1987  
www.didonato.cc

March 18, 2013

Erie County Department of Environmental Planning  
Division of Sewerage Management  
95 Franklin Street, Room 1034  
Buffalo, New York 14202

**Attention: Matt Salah, P.E., Coor. Sewer Construction Projects**

Re: Three Year Term Agreement- Work Order DI-4

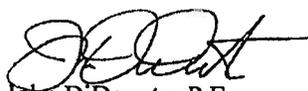
Dear Mr. Salah:

In accordance with our discussions, we are requesting additional funding be included in our term agreement as part of Work Order No. DI-4. This work order is for additional funds to be included in Districts 3 & 8. As directed, we will incorporate Watts Engineers as a subconsultant in this Work Order to meet our minority requirements. Their NICET III hourly rate is \$32.50 with an overhead rate of 118%. This is a loaded rate of \$77.94 which will allow 320 hours of inspection time for a \$25,000 total.

With our Project Management oversight and our 5% markup, we are requesting a supplement as part of Work Order DI-4 in the amount of \$28,000 be sent to us for endorsement and processing.

If you require additional information in relation to this agreement, please do not hesitate to contact me.

Very truly yours,  
**DiDonato Associates, P.E., P.C.**

  
John DiDonato, P.E.  
Principal