



# COUNTY OF ERIE

**MARK C. POLONCARZ**  
COUNTY EXECUTIVE

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January 20, 2012

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

**RE: Erie County Sewer District No. 3  
Contract No. 36  
Contract Close Out**

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. 36 with Sicar Management & Construction, Inc.

Should your honorable body require further information, I encourage you to contact the Department of Environment and Planning. Thank you for your consideration on this matter.

Sincerely,

MARK C. POLONCARZ  
County Executive

ZE-11

## **MEMORANDUM**

**To:** Honorable Members of the Erie County Legislature  
**From:** Environment and Planning  
**Re:** Erie County Sewer District No. 3  
Contract No. 36  
Contract Close Out  
**Date:** January 12, 2012

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### **SUMMARY**

Acceptance and approval of Contract No. 36, Village of Blasdel/Town of Hamburg Sanitary Sewer Rehabilitation Project, in the final contract amount of \$3,346,918.49 together with Change Order No. 3(final), a decrease of \$22,917.51 and final payment to the contractor, Sicar Management & Construction, Inc. is requested.

### **FISCAL IMPLICATIONS**

There will be no impact on the County's General Fund. The funds for this contract were allocated from Sewer Capital, Erie County Sewer District No. 3 Account No. C.00062.

### **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. 36 was bid on May 7, 2009, and awarded by the Erie County Legislature on May 28, 2009. This contract involved the rehabilitation of existing sanitary sewers within the Erie County Sewer District No. 3 service area.

### **CONSEQUENCES OF NEGATIVE ACTION**

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

### **STEPS FOLLOWING APPROVAL**

The County of Erie will execute the final change order and make a final payment to Sicar Management & Construction, 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 Lorne H. Steinhart Date 11/7/2011  
Title Lorne Steinhart  
Deputy Comptroller

A RESOLUTION SUBMITTED BY  
Department of Environment and Planning

RE: Erie County Sewer District No. 3  
Contract No. 36  
Contract Close Out

WHEREAS, the Erie County Legislature had awarded Contract No. 36 to Sicar Management & Construction, Inc. for the rehabilitation of existing sanitary sewers within the Erie County Sewer District No. 3 service area; and

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

WHEREAS, the Erie County Department of Environment and Planning has recommended the acceptance of Contract No. 36, Village of Blasdell/Town of Hamburg Sanitary Sewer Rehabilitation Project, in the final contract amount of \$3,436,918.49 which includes Change Order No. 3 (final), a decrease of \$22,917.51 in Sewer Capital, Erie County Sewer District No. 3, Account No. C.00062.

NOW, THEREFORE BE IT

RESOLVED, that Contract No. 36, Village of Blasdell/Town of Hamburg Sanitary Sewer Rehabilitation Project between the County of Erie and Sicar Management & Construction, Inc., 1128 Jamison Road, Elma, New York 14059 accepted in the amount of \$3,436,918.49 which includes Change Order No. 3 (final), a decrease of \$22,917.51 in Sewer Capital, Erie County Sewer District No. 3 Account No. C.00062 and release of retention is approved; and be it further

RESOLVED, that the Erie County Comptroller is hereby authorized and directed to finalize Contract No. 36, Village of Blasdell/Town of Hamburg Sanitary Sewer Rehabilitation Project between County of Erie and Sicar Management & Construction, Inc. in the amount of \$3,436,918.49 and release all retention; and be it further

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