



ERIE COUNTY WATER AUTHORITY

INTEROFFICE MEMORANDUM

July 2, 2025

To: Terrence D. McCracken, Secretary to the Authority

From: William W. Wheeler, PE, Senior Distribution Engineer

Subject: Contract No. W-035-B
Water Storage Tank Rehabilitation – Sandridge Tank
ECWA Project No. 202300060
Change Order No. 2

A handwritten signature in blue ink, appearing to be "WW", enclosed within a blue circular scribble.

Attached is Change Order No. 2 pertaining to the above referenced contract. The Change Order is for time extension only.

Modification 001, Extension of Substantial Completion Time, includes extending Final Completion time from 6/7/25 to 9/30/25.

Several work items are incomplete such as interior pipe insulation and exterior catch basin grating. Delays have occurred in reviewing and approving material submittals to complete this work. Further, several items have excessive lead times to obtain. Therefore, additional time is requested to complete remaining work.

Please refer to attached letter from our engineering consultant Wendel dated June 16, 2025 for additional information, change order form signed by Wendel and Amstar of Western New York, extension request letter from Amstar of Western New York dated June 5, 2025, and list of remaining work last revised March 12, 2025.

The Contractor anticipates completed the work in August 2025.

WWW:SLK:jmf

Attachment

cc: L.Kowalski, PE

CONT-W-035-B-2301-X-16

**ERIE COUNTY WATER AUTHORITY
AUTHORIZATION FORM
For Approval/Execution of Board Meeting Documents**

Document Name: _____ **Project No.:** _____

Description: _____

Item Description:

Choose one:

Other: _____

Action Requested:

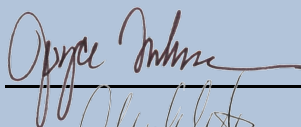
Choose one:

Other: _____

Approvals Required:

APPROVED AS TO CONTENT:

Chief Financial Officer



Date: 07/07/2025

Chief Operating Officer



Date: 07/02/2025

Claims Rep. – Risk Manager



Date: 7/2/2025

Comptroller

Date: _____

Director of Administration



Date: 07/02/2025

Director of Distribution

Date: _____

Director of Human Resources

Date: _____

Director of IT

Date: _____

Director of Production

Date: _____

Director of Water Quality

Date: _____

Executive Engineer



Date: 7/10/2025

General Counsel (Legal)



Date: 7/2/2025

Other:



Date: 07-02-2025

APPROVED FOR BOARD RESOLUTION:

Secretary to the Authority



Date: 7/14/2025

Remarks: _____

Resolution Date: _____ **Item No:** _____



June 16, 2025

Seth Krull, PE
Erie County Water Authority
3030 Union Road
Cheektowaga, NY 14227-1097

**SUBJECT: STORAGE TANK REFURBISHING – SANDRIDGE
PROJECT NO. 202300060, CONTRACT NO. W-035B
CHANGE ORDER NO. 02 REQUEST – FINAL COMPLETION TIME EXTENSION**

Dear Mr. Krull,

The Contractor, Amstar of Western New York (Amstar), for ECWA Project No. 202300060, Contract No. W-035B Storage Tank Refurbishing – Sandridge has submitted a request for a Final Completion Time Extension. The original Final Completion date per the contract was June 7, 2025. The Contractor has proposed a new Final Completion date of September 30, 2025. As defined by Section 01131 Schedule of Completion, 1.04 Substantial and Final Completion, B, Final Completion includes the following:

1. Site Restoration

The Contractor has requested the time extension for the Final Completion Date for the following reason: The death of Amstar previous Project Manager, Bruce Cozad, during the completion of the project; and experiencing long production times specifically for the manufacturing of the frame and grate related to the concrete catch basin; and insulation related to the inlet/outlet pipe and drain valve. The Contractor's proposed schedule includes beginning work on required punch list items the week of June 23, 2025, and completing all miscellaneous modifications and restoration work as shown in project punch list provided by Catherine H. Knab, by September 30, 2025.

The following documentation has been provided and has been enclosed as pertinent backup

- Contractor Extension Request Letter
- Contractor Project Punch List

We recommend that the ECWA grant the time extension request and not enforce liquidated damages for the following reasons.

- The loss of life of Amstar's Project Manager for the project.
- The Contractor has maintained open communication with the Engineer and the Owner related to delays.
- The delay does not result in a direct capital cost to the ECWA.

Should you have any questions or concerns, please contact Brandon Novoa at bnovoa@wendelcompanies.com or Tim Walck at twalck@wendelcompanies.com or by phone at 716.688.0766.

Thank you,
Wendel

A handwritten signature in blue ink, appearing to read "Timothy J. Walck".

Timothy Walck, PE
Project Manager

Date of Issuance: June 16, 2025
Owner: Erie County Water Authority (ECWA)
Contractor: Amstar of Western New York
Engineer: Wendel
Project: Storage Tank Refurbishing Sandridge

Effective Date:

Owner's Contract No.: 202300060 – W-035B

Contractor's Project No.:

Engineer's Project No.: 239844

Contract Name: W-035B

The Contract is modified as follows upon execution of this Change Order:

Description:

The Contractor has requested an extension for the Final Completion date for the Sandridge Tank to September 30, 2025. Due to the loss of Amstar previous Project Manager, Bruce Cozad, during the completion of the project, and experiencing long production times specifically for the manufacturing of the frame and grate related to the concrete catch basin, and insulation related to the inlet/outlet pipe and drain valve. The contractor's proposed schedule includes beginning work on required punch list items the week of June 23, 2025, and completing all miscellaneous modifications and restoration work as indicated in project punch list by September 30, 2025.

Attachments: *[List documents supporting change]*

- Contractor Extension Request Letter
- Contractor Project Punch List

CHANGE IN CONTRACT PRICE	CHANGE IN CONTRACT TIMES <i>[note changes in Milestones if applicable]</i>
Original Contract Price: \$ <u>\$1,900,000.00</u>	Original Contract Times: Substantial Completion: <u>November 22, 2024</u> Ready for Final Payment: <u>June 7, 2025</u> days or dates
[Increase][Decrease] from previously approved Change Orders No. <u> </u> to No. <u> </u> : \$ <u>NA</u>	[Increase][Decrease] from previously approved Change Orders No. <u> </u> to No. <u>1</u> : Substantial Completion: <u>28 days</u> Ready for Final Payment: <u>NA</u> days
Contract Price prior to this Change Order: \$ <u>1,900,000.00</u>	Contract Times prior to this Change Order: Substantial Completion: <u>December 20, 2024</u> Ready for Final Payment: <u>June 7, 2025</u> days or dates
[Increase] [Decrease] of this Change Order: \$ <u>0.00</u>	[Increase] [Decrease] of this Change Order: Substantial Completion: <u>NA</u> Ready for Final Payment: <u>115 days</u> days or dates
Contract Price incorporating this Change Order: \$ <u>1,900,000.00</u>	Contract Times with all approved Change Orders: Substantial Completion: <u>December 20, 2024</u> Ready for Final Payment: <u>September 30, 2025</u> days or dates

RECOMMENDED:
By: Timothy J. Webb
Engineer (if required)
Title: Project Manager
Date: 6/16/25


ACCEPTED:

By: _____
Owner (Authorized Signature)

Title: _____

Date: _____

ACCEPTED:

By: 
Contractor (Authorized Signature)

Title: Project Manager

Date: 6/17/25

Approved by Funding Agency (if applicable)

By: _____

Date:

Title: _____



Erie County Water Authority,
Contract# W-035B
6/5/2025

Due to the longer than normal submittal correspondence, the loss of Amstar previous project Manager, and long production times we are requesting a timeline extension for the Sandridge Project ECWA 202300060. Amstar is asking for an Extension to complete JM Davidson Engineering, D.P.C. punch list provided by Catherine H. Knab, PE that was revised on March 12th, 2025. Attached with this letter is that outstanding punch list that needs to be completed. The extension that Amstar is asking for is to change the completion date from 6/7/2025 to 9/30/2025.

Thank You
Project Manager

A handwritten signature in black ink, appearing to read "David C. Cuthbertson", is written over the typed name "David Cuthbertson".

6/5/2025

Project Punch List – R2

Project: Erie County Water Authority
W-035B Sandridge Tank Refurbishing
Project No.: 202300060
Contractor: Amstar
Date Created: January 7, 2025
Date Revised: March 12, 2025

The following items were identified for completion or correction:

No.	Action Needed	Date Resolved	Comments
1	Landscape restoration by landscape subcontractor		
2	Final paving at catch basin work		
3	Installation of two new bollards. Location to be approved by ECWA.		
4	Repair pipe insulation on inlet/outlet pipe		
5	Install pipe insulation on drain valve (to be completed by subcontractor)		
6	Waste pickup		
7	Removal of rigging (to be done following insulation repair on inlet/outlet pipe)		
8	Coating touchup on catwalk platform (to be done following rigging removal)		
9	Install ladder in catch basin		
10	Install permanent frame and grate		
11	Coating touchup around overhead door and on threshold		
12	Adjust electrical hand hole covers over structure alongside driveway.		

No.	Action Needed	Date Resolved	Comments
13	Walls in lower section of column have many areas with paint runs		
14	Repair fence fabric on gate and remainder of fence		
15	Check fence gate closure, adjust as necessary		
16	Exterior grounding rod pipe & cover – remove existing broken clay pipe. Replace with PVC pipe sleeve that is 2 feet in length and reinstall existing metal cover. To be flush with ground to avoid lawnmower interference.		