

ERIE COUNTY WATER AUTHORITY  
AUTHORIZATION FORM  
For Approval/Execution of Documents  
(check which apply)

**Contract:** CH-009 **Project No.:** 201700091  
**Project Description:** Water System Improvements, City of Lackawanna, Towns of Cheektowaga, Hamburg, and West Seneca, and Village of Blasdell.

**Item Description:**


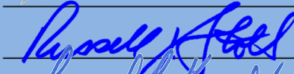



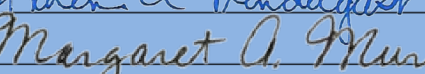

- |  |  |   |                                       |
|--|--|---|---------------------------------------|
| <input type="checkbox"/> Agreement                                     | <input type="checkbox"/> Professional Service Contract | <input type="checkbox"/> Amendment          | <input type="checkbox"/> Change Order |
| <input type="checkbox"/> BCD   | <input type="checkbox"/> NYSDOT Agreement              | <input type="checkbox"/> Contract Documents | <input type="checkbox"/> Addendum     |
| <input type="checkbox"/> Recommendation for Award of Contract          | <input type="checkbox"/> Recommendation to Reject Bids |   |                                       |
| <input type="checkbox"/> Request for Proposals                         |  |   |                                       |
| <input checked="" type="checkbox"/> Other <u>Final Pay Application</u> |  |   |                                       |

**Action Requested:**

- |   |  |
|---|--|
| <input type="checkbox"/> Board Authorization to Execute                       | <input checked="" type="checkbox"/> Legal Approval                   |
| <input type="checkbox"/> Board Authorization to Award                         | <input type="checkbox"/> Execution by the Chairman                   |
| <input type="checkbox"/> Board Authorization to Advertise for Bids            | <input type="checkbox"/> Execution by the Secretary to the Authority |
| <input type="checkbox"/> Board Authorization to Solicit Request for Proposals |  |
| <input checked="" type="checkbox"/> Other <u>Board Approval</u>               |  |

**Approvals Needed:**

**APPROVED AS TO CONTENT:**

<input checked="" type="checkbox"/> Sr. Distribution Engineer		Date: <u>1/8/2021</u>
<input checked="" type="checkbox"/> Chief Operating Officer		Date: <u>1/8/2021</u>
<input checked="" type="checkbox"/> Executive Engineer		Date: <u>1/11/2021</u>
<input checked="" type="checkbox"/> Director of Administration		Date: <u>1/11/2021</u>
<input checked="" type="checkbox"/> Risk Manager		Date: <u>1/8/2021</u>
<input checked="" type="checkbox"/> Chief Financial Officer		Date: <u>01/08/2021</u>
<input checked="" type="checkbox"/> Legal		Date: <u>01/10/2021</u>

**APPROVED FOR BOARD RESOLUTION:**

<input checked="" type="checkbox"/> Secretary to the Authority		Date: <u>1/12/21</u>
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**Remarks:** Amount certified for Final Payment \$25,005.36

**Resolution Date:** \_\_\_\_\_

**Item No:** \_\_\_\_\_



**ERIE COUNTY WATER AUTHORITY**  
**INTEROFFICE MEMORANDUM**

January 6, 2021

To: Terrence D. McCracken, Secretary to the Authority

From: Jeffrey R. Sylvester, Distribution Engineer

A handwritten signature in blue ink, appearing to be "JRS", is written over the name Jeffrey R. Sylvester.

Subject: Contract CH-009

Water System Improvements

City of Lackawanna, Towns of Cheektowaga, Hamburg and West Seneca, and

Village of Blasdell

ECWA Project No. 201700091

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The following documents are attached for processing of the Final Pay Application for the above referenced project.

- Blue Authorization Form - this form provides the project name and project number, the action that is being requested of the Board, and it provides a list of approvals that are required prior to being acted on by the Board.
- ECWA Final Payment Application Checklist and Packet.

The checklist indicates that the contractor, 716 Site Contracting, Inc., has provided all the proper documentation to close out the contract, including the required WMBE Utilization Report – Part D and Final Certified Payrolls, which were already reviewed and approved by Director of EEO (ECWA). The entire Final Pay Application package has to be reviewed by Risk Manager and Legal Department prior to Board action. The amount certified for Final Payment is \$25,005.36.

JRS:jmf

Attachment

cc: L.Kowalski

M.Quinn




L.Lester

CONT-CH-009-1701-I-186-B



# Erie County Water Authority

## Final Payment Application





### **CHECK LIST:** Items to Accompany Final Payment Application

-  ☐ 1. Blue Authorization Form
-  ☐ 2. Statement by Consultant, if applicable, certifying that all work was performed in general conformance to plans and specifications and recommend that Final Payment be made. If no Consultant, ECWA Engineering should recommend the Final Payment be made.
-  ☐ 3. Final Payment Application. The Amount Certified for Final Payment must be written on the Blue Authorization Form.



### **Insurance & Bond Requirements**

-  ☐ 4. Evidence that Insurance is in effect for two years. This is usually evident on the Certificates of Insurance that are issued.
-  ☐ 5. Certification that Performance Bond is in effect for two years and Payment Bond is in effect for one year.

### **Release & AIA Forms**

-  ☐ 6. Form 507 Release by Corporation
-  ☐ 7. AIA G706, Contractor's Affidavit of Payment of Debts and Claims
-  ☐ 8. AIA G706A, Contractor's Affidavit of Release of Liens
-  ☐ 9. AIA G707, Consent of Surety to Final Payment

### **EEO Requirements**

-  ☐ 10. M/WBE Utilization Report – Part D
-  ☐ 11. Final Certified Payrolls

### **DISTRIBUTION:**

#### To Accounts Payable

- After the Final Payment Application has been approved by the ECWA Board of Commissioners, a PDF copy can be emailed to [accountspayable@ECWA.org](mailto:accountspayable@ECWA.org)

#### To ECWA Engineering

- A hard copy of the entire Final Payment Application should be placed in the files.
- A PDF copy of the Final Payment Application should be saved to the appropriate project folder on the network.

#### EEO:

- M/WBE Part D
- Certified Payrolls



October 26, 2020

Mr. Jeff Sylvester  
Erie County Water Authority  
3030 Union Road  
Cheektowaga, New York 14227-1097

**Re: FINAL PAYMENT APPLICATION**  
**CH-009 – Water System Improvements, Town of Cheektowaga**  
**ECWA Project No. 201700091**  
**CHA Project No. 32987**

Dear Mr. Sylvester:

CHA has reviewed the Final Payment application from 716 Site Contracting, Inc. for \$25,005.36 for work performed relative to the above project. This final amount is the release of retained monies.

CHA has reviewed the payment request and recommends payment in the full amount of \$25,005.36 for work completed to date. All work was performed in substantial conformance with the plans and specifications. All certified payrolls have been previously submitted to Lavonya Lester.

Enclosed for your review and processing are the following:

- Final Payment Application (3 copies)
- Surety letter for Performance Bond and Payment Bond
- Form 507 - General Release
- AIA G706 - Contractor's Affidavit of Payment of Debts and Claims
- AIA G706A - Contractor's Affidavit of Release of Liens
- AIA G707 - Consent of Surety to Final Payment
- M/WBE Utilization Report – Part D

Should you have any questions or require additional information, please contact me at (716) 222-2519 or [mjarmuz@chacompanies.com](mailto:mjarmuz@chacompanies.com).

Sincerely,

A handwritten signature in blue ink, appearing to read "Mark D. Jarmuz", followed by a horizontal line.

Mark D. Jarmuz  
Project Manager

## APPLICATION and CERTIFICATE for PAYMENT

To: Erie County Water Authority  
295 Main St, Rm 350  
Buffalo, NY 14203

Project: CH-009

Project # 201700091  
Contract # 18-18-04

Application No: 10

App. Date: July 20, 2020

Water System Improvements

From: 716 Site Contracting Inc.  
7311 Ward Rd.  
North Tonawanda, NY 14120

Period to:

Project No: 2017000091

Contract Date: April 20, 2018

Distribution to:

- ☐ OWNER  
☐ CONSTRUCTION MGR.  
☐ ARCHITECT  
☐ CONTRACTOR  
☐ OTHER

Contract For: CH-009

Via Architect: CHA

## CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract. Continuation Sheet, G703, is attached.

1. ORIGINAL CONTRACT SUM 2,307,048.75
2. Net Change By Change Orders 0.00
3. CONTRACT SUM TO DATE 2,307,048.75
4. TOTAL COMPLETED AND STORED TO DATE 2,297,430.30

## 5. RETAINAGE:

- a. of Completed Work 0.00
- b. of Stored Material 0.00

## TOTAL RETAINAGE

## 6. TOTAL EARNED LESS RETAINAGE

## 7. LESS PREVIOUS CERTIFICATES FOR PAYMENT

## 8. CURRENT PAYMENT DUE

## 9. BALANCE TO FINISH, INCLUDING RETAINAGE

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner	0.00	0.00
Total approval this Month	0.00	0.00
TOTALS	0.00	0.00
NET CHANGES by Change Order	0.00	

CONTRACTOR: 716 Site Contracting Inc

By: Eric Pacer VP Date: 7/20/20

Eric Pacer

State of: New York County of: \_\_\_\_\_

Subscribed and sworn before me this \_\_\_\_\_ day of \_\_\_\_\_

Eric Pacer personally appeared before me, the undersigned notary public, and provided satisfactory evidence of identification to be the person who signed this document in my presence and swore or affirmed to me that the contents of this document are truthful and accurate to the best of his/her knowledge and belief.

Notary Public:

My Commission expires: \_\_\_\_\_

## ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

**\$25,005.36**

## AMOUNT CERTIFIED

(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that are changed to conform to the amount certified.)

ARCHITECT:

By: [Signature]

Date: 9/8/2020

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

**CAUTION: You should use an original document which has this caution printed in red. An original assures that changes will not be obscured as may occur when documents are reproduced.**

Document G702, APPLICATION AND CERTIFICATE FOR PAYMENT, containing Contractor's signed Certification is attached.

Application No: 10

App. Date: July 20, 2020

Use Column I on Contracts where variable retainage for line items may apply.

Period to:

Project No: 2017000091

A Item #	B Description of Work		Unit Cost Unit Type	C Schedule of Values		D Work Completed		E Completed This Period	F Materials Stored & Used Prior + Current	G Total Completed and Stored To Date	H Balance to Finish	I Retainage
						From Previous Application(s)						
				Amt Qty								
1	1A 4" DIP		60.00 LF	Amt Qty	1,800.00 30.00	540.00 9.00	0.00 0.00			540.00 9.00	1,260.00 21.00	0.00
2	1A2 6" DIP		71.00 LF	Amt Qty	27,335.00 385.00	20,625.50 290.50	0.00 0.00			20,625.50 290.50	6,709.50 94.50	0.00
3	1A3 8" DIP		48.50 LF	Amt Qty	409,582.50 8,445.00	401,725.50 8,283.00	0.00 0.00			401,725.50 8,283.00	7,857.00 162.00	0.00
4	1A4 10" DIP		50.00 LF	Amt Qty	2,000.00 40.00	2,100.00 42.00	0.00 0.00			2,100.00 42.00	-100.00 -2.00	0.00
5	1A5 12" DIP		69.50 LF	Amt Qty	66,025.00 950.00	64,982.50 935.00	0.00 0.00			64,982.50 935.00	1,042.50 15.00	0.00
6	1A6 16" DIP		350.00 LF	Amt Qty	29,750.00 85.00	16,450.00 47.00	0.00 0.00			16,450.00 47.00	13,300.00 38.00	0.00
7	2A1 6" GATE VALVE		2,600.00 EA	Amt Qty	7,800.00 3.00	7,800.00 3.00	0.00 0.00			7,800.00 3.00	0.00 0.00	0.00
8	2A2 8" GATE VALVE		1,250.00 EA	Amt Qty	55,000.00 44.00	51,250.00 41.00	0.00 0.00			51,250.00 41.00	3,750.00 3.00	0.00
9	2A3 10" GATE VALVE		2,000.00 EA	Amt Qty	2,000.00 1.00	2,000.00 1.00	0.00 0.00			2,000.00 1.00	0.00 0.00	0.00
10	2B1 12" BUTTERFLY		1,500.00 EA	Amt Qty	9,000.00 6.00	9,000.00 6.00	0.00 0.00			9,000.00 6.00	0.00 0.00	0.00

PAGE 1 TOTAL:

610,292.50	576,473.50	0.00	576,473.50	94.46	33,819.00	0.00
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Period to:

Project No: 2017000091

A Item #	B Description of Work	Unit Cost Unit Type	C Schedule of Values		D Work Completed		E Completed This Period	F Materials Stored & Used Prior + Current	G Total Completed and Stored To Date	H Balance to Finish	I Retainage
			Values		From Previous Application(s)						
11	2B2 16" BUTTERFLY	2,750.00 EA	Amt Qty	22,000.00 8.00	19,250.00 7.00		0.00 0.00		19,250.00 7.00	2,750.00 1.00	0.00
12	2C11 24"X16" TAP & VAL	10,000.00 EA	Amt Qty	10,000.00 1.00	10,000.00 1.00		0.00 0.00		10,000.00 1.00	0.00 0.00	0.00
13	3A FIRE HYDRANT	3,650.00 EA	Amt Qty	62,050.00 17.00	65,700.00 18.00		0.00 0.00		65,700.00 18.00	-3,650.00 -1.00	0.00
14	3C ABANDON HYDRANT	1,400.00 EA	Amt Qty	19,600.00 14.00	25,200.00 18.00		0.00 0.00		25,200.00 18.00	-5,600.00 -4.00	0.00
15	4A TEST PIT	2,200.00 EA	Amt Qty	66,000.00 30.00	105,600.00 48.00		0.00 0.00		105,600.00 48.00	-39,600.00 -18.00	0.00
16	5A ROCK	250.00 CY	Amt Qty	5,000.00 20.00	0.00 0.00		0.00 0.00		0.00 0.00	5,000.00 20.00	0.00
17	6A SELECT BACKFILL	40.75 CY	Amt Qty	169,723.75 4,165.00	204,972.50 5,030.00		0.00 0.00		204,972.50 5,030.00	-35,248.75 -865.00	0.00
18	7 INTERCONNECTS		Amt Qty								
19	5TH ST 1 & 2	6,100.00 ea	Amt Qty	12,200.00 2.00	12,200.00 2.00		0.00 0.00		12,200.00 2.00	0.00 0.00	0.00
20	HIGHLAND 3,4 & 5	5,333.33 EA	Amt Qty	16,000.00 3.00	16,000.00 3.00		0.00 0.00		16,000.00 3.00	0.00 0.00	0.00
21	LABELLA 6 & 7	5,000.00 EA	Amt Qty	10,000.00 2.00	10,000.00 2.00		0.00 0.00		10,000.00 2.00	0.00 0.00	0.00

PAGE 2 TOTAL:

392,573.75	468,922.50	0.00	468,922.50	119.45	-76,348.75	0.00
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Period to:

Project No: 2017000091

A Item #	B Description of Work Unit Cost Unit Type		C Schedule of Values		D Work Completed From Previous Application(s)		E Work Completed This Period		F Materials Stored & Used Prior + Current	G Total Completed and Stored To Date	H Balance to Finish	I Retainage
22	MADISON 8-17	6,260.00 EA	Amt Qty	62,600.00 10.00	62,600.00 10.00	0.00 0.00				62,600.00 10.00	0.00 0.00	0.00
23	JASMINE AVE 18 & 19	5,900.00 EA	Amt Qty	11,800.00 2.00	11,800.00 2.00	0.00 0.00				11,800.00 2.00	0.00 0.00	0.00
24	NANDALE DR 20,21,22	5,500.00 EA	Amt Qty	16,500.00 3.00	16,500.00 3.00	0.00 0.00				16,500.00 3.00	0.00 0.00	0.00
25	HELEN ST 23, 24,25,26	4,625.00 EA	Amt Qty	18,500.00 4.00	18,500.00 4.00	0.00 0.00				18,500.00 4.00	0.00 0.00	0.00
26	LAKE AVE 27 & 28	12,500.00 EA	Amt Qty	25,000.00 2.00	10,000.00 0.80	0.00 0.00				10,000.00 0.80	15,000.00 1.20	0.00
27	LAKE AVE 29-34	5,166.67 EA	Amt Qty	31,000.00 6.00	24,000.00 4.65	0.00 0.00				24,000.00 4.65	7,000.00 1.35	0.00
28	8A 13/4" & 1" NEAR SIDE	2,640.00 EA	Amt Qty	340,560.00 129.00	324,720.00 123.00	0.00 0.00				324,720.00 123.00	15,840.00 6.00	0.00
29	8B1 3/4" & 1" FAR SIDE	2,941.00 EA	Amt Qty	399,976.00 136.00	402,917.00 137.00	0.00 0.00				402,917.00 137.00	-2,941.00 -1.00	0.00
30	8C1 3/4" AND 1" COPPE	7.00 LF	Amt Qty	49,490.00 7,070.00	44,086.00 6,298.00	0.00 0.00				44,086.00 6,298.00	5,404.00 772.00	0.00
31	ABANDONMENTS		Amt Qty									
32	5TH ST #1	4,000.00 EA	Amt Qty	4,000.00 1.00	4,000.00 1.00	0.00 0.00				4,000.00 1.00	0.00 0.00	0.00

PAGE 3 TOTAL:

959,426.00	919,123.00	0.00	919,123.00	95.80	40,303.00	0.00
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## G703 UNIT PRICING

PROJECT: CH-009

716 Site Contracting Inc.

Page 4 of 5

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Application No: 10

App. Date: July 20, 2020

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Project No: 2017000091

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			Amt	Qty	From Previous Application(s)		This Period					
33	HIGHLAND PKWY #2	3,000.00 EA	3,000.00	1.00	3,000.00	1.00	0.00	0.00		3,000.00	0.00	0.00
34	LABELLA AVE #3	3,000.00 EA	3,000.00	1.00	3,000.00	1.00	0.00	0.00		3,000.00	0.00	0.00
35	MADISON AVE 4 & 5	4,000.00 EA	8,000.00	2.00	8,000.00	2.00	0.00	0.00		8,000.00	0.00	0.00
36	JASMINE AVE #6	2,000.00 EA	2,000.00	1.00	2,000.00	1.00	0.00	0.00		2,000.00	0.00	0.00
37	NANDALE AVE #7	2,000.00 EA	2,000.00	1.00	2,000.00	1.00	0.00	0.00		2,000.00	0.00	0.00
38	LAKE AVE 8 & 9	2,000.00 EA	4,000.00	2.00	2,000.00	1.00	0.00	0.00		2,000.00	2,000.00	0.00
39	11A CONCRETE WALK	55.00 SY	36,300.00	660.00	20,625.00	375.00	0.00	0.00		20,625.00	15,675.00	0.00
40	11A2 CONCRETE Drive	60.00 SY	4,200.00	70.00	4,950.00	82.50	0.00	0.00		4,950.00	-750.00	0.00
41	11A4 CONCRETE CURB	65.00 LF	7,475.00	115.00	7,020.00	108.00	0.00	0.00		7,020.00	455.00	0.00
42	11B2 ASPHALT DRIVE	55.00 SY	14,850.00	270.00	15,210.80	276.56	0.00	0.00		15,210.80	-360.80	0.00
43	11B3 ASPHALT TOP	11.55 SY	45,969.00	3,980.00	48,542.69	4,202.83	0.00	0.00		48,542.69	-2,573.69	0.00

PAGE 4 TOTAL:

130,794.00	116,348.49	0.00	116,348.49	88.96	14,445.51	0.00
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App. Date: July 20, 2020

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Period to:

Project No: 2017000091

A Item #	B Description of Work		Unit Cost Unit Type	C Schedule of Values		D Work Completed		E Completed This Period	F Materials Stored & Used Prior + Current	G Total Completed and Stored To Date	H Balance to Finish	I Retainage
						From Previous Application(s)						
44	11B4 ASPHALT BINDER	13.75 SY		Amt Qty	54,725.00 3,980.00	56,092.71 4,079.47		0.00 0.00		56,092.71 4,079.47	-1,367.71 -99.47	0.00
45	11B5 ASPHALT BASE	30.00 SY		Amt Qty	119,400.00 3,980.00	125,675.10 4,189.17		0.00 0.00		125,675.10 4,189.17	-6,275.10 -209.17	0.00
46	11C1 LANDSCAPE	6.00 LF		Amt Qty	9,300.00 1,550.00	10,020.00 1,670.00		0.00 0.00		10,020.00 1,670.00	-720.00 -120.00	0.00
47	12A TESTING & CHLOR	2.50 LF		Amt Qty	24,837.50 9,935.00	22,750.00 9,100.00		0.00 0.00		22,750.00 9,100.00	2,087.50 835.00	0.00
48	13A EXTRA EXCAVATION	15.00 LF		Amt Qty	4,575.00 305.00	1,050.00 70.00		0.00 0.00		1,050.00 70.00	3,525.00 235.00	0.00
49	13C EXTRA CONCRETE	75.00 CY		Amt Qty	1,125.00 15.00	975.00 13.00		0.00 0.00		975.00 13.00	150.00 2.00	0.00

PAGE 5 TOTAL: 213,962.50 216,562.81 0.00 0.00 216,562.81 101.22 -2,600.31 0.00

GRAND TOTAL: 2,307,048.75 2,297,430.30 0.00 0.00 2,297,430.30 99.58 9,618.45 0.00

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**POWER OF ATTORNEY**

**SELECTIVE INSURANCE COMPANY OF AMERICA**, a New Jersey corporation having its principal office at 40 Wantage Avenue, in Branchville, State of New Jersey ("SICA"), pursuant to Article VII, Section 1 of its By-Laws, which state in pertinent part:

The Chairman of the Board, President, Chief Executive Officer, any Executive Vice President, any Senior Vice President or any Corporate Secretary may, from time to time, appoint attorneys in fact, and agents to act for and on behalf of the Corporation and they may give such appointee such authority, as his/her certificate of authority may prescribe, to sign with the Corporation's name and seal with the Corporation's seal, bonds, recognizances, contracts of indemnity and other writings obligatory in the nature of a bond, recognizance or conditional undertaking, and any of said Officers may, at any time, remove any such appointee and revoke the power and authority given him/her.

does hereby appoint **James M. Kuryak**

, its true and lawful attorney(s)-in-fact, full authority to execute on SICA's behalf fidelity and surety bonds or undertakings and other documents of a similar character issued by SICA in the course of its business, and to bind SICA thereby as fully as if such instruments had been duly executed by SICA's regularly elected officers at its principal office, in amounts or penalties not exceeding the sum of: **Two Million Three Hundred Seven Thousand Forty Nine Dollars (\$2,307,049.00)**

Signed this 29th day of September, 2020

SELECTIVE INSURANCE COMPANY OF AMERICA

By:

Brian C. Sarisky

Its SVP, Strategic Business Units, Commercial Lines



STATE OF NEW JERSEY :

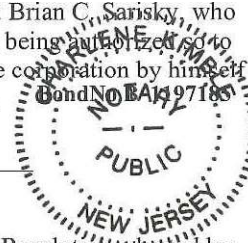
:ss. Branchville

COUNTY OF SUSSEX :

On this 29th day of September 2020 before me, the undersigned officer, personally appeared Brian C. Sarisky, who acknowledged himself to be the Sr. Vice President of SICA, and that he, as such Sr. Vice President, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by himself as Sr. Vice President and that the same was his free act and deed and the free act and deed of SICA.

**Charlene Kimble**  
Notary Public of New Jersey  
My Commission Expires 6/2/2021

*Charlene Kimble*  
Notary Public



The power of attorney is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of SICA at a meeting duly called and held on the 6th of February 1987, to wit:

"RESOLVED, the Board of Directors of Selective Insurance Company of America authorizes and approves the use of a facsimile corporate seal, facsimile signatures of corporate officers and notarial acknowledgements thereof on powers of attorney for the execution of bonds, recognizances, contracts of indemnity and other writing obligatory in the nature of a bond, recognizance or conditional undertaking."

**CERTIFICATION**

I do hereby certify as SICA's Corporate Secretary that the foregoing extract of SICA's By-Laws and Resolution is in full force and effect and this Power of Attorney issued pursuant to and in accordance with the By-Laws is valid.

Signed this 29th day of September, 2020

*Michael H. Lanza*  
Michael H. Lanza, SICA Corporate Secretary



Important Notice: If the bond number embedded within the Notary Seal does not match the number in the upper right-hand corner of this Power of Attorney, contact us at 973-948-3000.

B91 (4-14)

CERTIFIED COPY



NIAGARA NATIONAL INC.  
INSURANCE GROUP

October 26, 2020

Mark Jarmuz  
CHA Companies  
2200 Main Place Tower  
Buffalo, NY 14202-3722

Re: 716 Site Contracting, Inc.  
Bond # B1197185  
Erie County Water Authority – Contract No. CH-009 Water System Improvements

Be advised that, in accordance with Article 5.01 of the General Conditions, and modified by 5.01A of the Supplementary Conditions, the payment bond noted above shall remain in effect for one year and the performance bond shall remain in effect for two years after the final date of acceptance. The bond is in the amount of \$2,307,049.

Should you have any questions, I can be reached at 716-684-6000.

Sincerely,

James M. Kuryak

Attorney-In-Fact, Selective Insurance Company of America

*Insuring your future.*



*To all to Whom these Presents Shall Come,  
or may concern*

**Greeting: Know Ye, That** 716 Site Contracting Inc  
Po Box 120  
N Boston NY 14110

NAME AND ADDRESS OF CORPORATION

For and in consideration of the sum of Two million two hundred ninety seven  
thousand four hundred thirty and thirty dollars (\$ 2,297,430<sup>30</sup>),

lawful money of the United States of America to its duly authorized officer in hand paid by the  
**Erie County Water Authority,**

the receipt whereof is hereby acknowledged, has remised, released, and forever discharged, and by  
these presents does for itself, its successors and assigns, remise, release and forever discharge the  
said **Erie County Water Authority,**

heirs, executors, administrators, successors and assigns, of and from all, and all manner of action  
and actions cause and causes of action, suits, debts, dues, sums of money, accounts, reckoning,  
bonds, bills, specialties, covenants, contracts, controversies, agreements, promises, variances,  
trespasses, damages, judgments, extents, executions, claims and demands whatsoever, in law or in  
equity, which against the said:

716 Site Contracting Inc  
(NAME OF CORPORATION)

ever had, now has or which it or its successors or assigns, hereafter can, shall or may have for, upon  
or by reason of any matter, cause or thing whatsoever from the beginning of the world to the day of  
the date of these presents.

*In Presence of*

*in witness Whereof, the*

716 Site Contracting Inc has caused its  
corporate seal to be hereunto affixed, and

these presents to be signed by its duly authorized

officer this 17 day of August

Two Thousand and twenty

By

*State of New York* )

*County of Erie* ss.

\_\_\_\_\_ Of \_\_\_\_\_)

On this 17 day of August, Two Thousand  
and twenty, before me personally came Eric Pace to

me personally known who, being by me duly sworn did depose and say that he/she resides in

Depew NY that he/she is

the VP of 716 Site Contracting Inc, the corporation

described in and which executed the above Instrument, that he/she knows the seal of said  
corporation; that it was so affixed to said Instrument is such corporate seal; that it was so affixed by  
order of the Board of Directors of said corporation, and he/she signed his/her name thereto by like  
order.

Susan A. Stachowiak

SUSAN A. STACHOWIAK

Notary Public, State of New York

Qualified in Erie County

Reg No. 01ST502293

My Commission Expires Jan 3, 20 22

# Contractor's Affidavit of Payment of Debts and Claims

Document G706

TO OWNER: (Name and address)

ECWA  
295 Main St. Rm 350,  
Buffalo, NY 14203

ARCHITECT'S PROJECT NUMBER:

OWNER: ☐

ARCHITECT: ☐

CONTRACT FOR:

Water System Improvements

CONTRACTOR: ☐

PROJECT: (Name and address)

CH-009  
Project No 201700091

SURETY: ☐

CONTRACT DATED: 4/19/2018

OTHER: ☐

STATE OF: NY

COUNTY OF: Erie

The undersigned hereby certifies that, except as listed below, payment has been made in full and all obligations have otherwise been satisfied for all materials and equipment furnished, for all work, labor, and services performed, and for all known indebtedness and claims against the Contractor for damages arising in any manner in connection with the performance of the Contract referenced above for which the Owner's property might in any way be held responsible or encumbered.

EXCEPTIONS:

None

SUPPORTING DOCUMENTS ATTACHED HERETO:

1. Consent of Surety to Final Payment. Whenever Surety is involved, Consent of Surety is required.

Indicate Attachment: ☒ yes ☐ no

The following supporting documents should be attached hereto if required by the Owner:

1. Contractor's Release or Waiver of Liens, conditional upon receipt of final payment.

2. Separate Releases or Waivers of Liens from Subcontractors and equipment suppliers, to the extent required by the Owner, accompanied by a list thereof.

3. Contractor's Affidavit of Release of Liens.

CONTRACTOR: (Name and address)

716 Site Contracting Inc.  
PO Box 120  
N Boston, NY 14110

BY:

(Signature of authorized representative)

Eric Pacer VP  
(Printed name and title)

The above personally appeared before me, the undersigned notary public, and provided satisfactory evidence of identification to be the person who signed this document in my presence and swore or affirmed to me that the contents of this document are truthful and accurate to the best of his/her knowledge and belief.

Date:

Notary Public:

My Commission expires:

SUSAN A. STACHOWIAK

Notary Public, State of New York

Qualified in Erie County

Reg No. 01ST502293

My Commission Expires Jan 3, 2022

CAUTION: You should sign an Original Document, on which this text appears in RED. An Original Document assures that changes will not be obscured.

Document G706A

Contractor's Affidavit of Release of Liens

PROJECT: (Name and address)

ECWA CH009  
CH-009  
Project No. 201700091

ARCHITECT'S PROJECT NUMBER:

OWNER: ☐

ARCHITECT: ☐

CONTRACT FOR: *Water System Improvements*

CONTRACTOR: ☐

TO OWNER: (Name and address)

ECWA  
295 Main St. Rm 350  
Buffalo NY 14203

SURETY: ☐

CONTRACT DATED: *4/19/2018*

OTHER: ☐

STATE OF: *NY*

COUNTY OF: *Erie*

The undersigned hereby certifies that to the best of the undersigned's knowledge, information and belief, except as listed below, the Releases or Waivers of Lien attached hereto include the Contractor, all Subcontractors, all suppliers of materials and equipment, and all performers of Work, labor or services who have or may have liens or encumbrances or the right to assert liens or encumbrances against any property of the Owner arising in any manner out of the performance of the Contract references above.

EXCEPTIONS: *None*

SUPPORTING DOCUMENTS ATTACHED HERETO:

1. Contractor's Release or Waiver of Liens, conditional upon receipt of final payment.
2. Separate Releases or Waivers of Liens from Subcontractors and equipment suppliers, to the extent required by the Owner, accompanied by a list thereof.

CONTRACTOR: (Name and address)

*716 Site Contracting Inc*  
*P.O. Box 120*  
*N. Bayton NY 14110*

BY:

*Kathryn Geiger*  
(Signature of authorized representative)

*Kathryn Geiger Pres.*  
(Printed name and title)

The above personally appeared before me, the undersigned notary public, and provided satisfactory evidence of identification to be the person who signed this document in my presence and swore or affirmed to me that the contents of this document are truthful and accurate to the best of his/her knowledge and belief.

Date: *July 17, 2020*

Notary Public:

*Susan A. Stachowiak*

My Commission expires:

**SUSAN A. STACHOWIAK**

CAUTION: You should sign an Original Document, on which this text appears in RED. An Original Document as shown here is not a true and accurate copy of the original document.

Notary Public, State of New York  
Qualified in Erie County  
Reg No. 01ST502293

My Commission Expires Jan 3, 20 *22*

Selective Insurance Company of America  
40 Wantage Avenue  
Branchville, New Jersey 07890  
973-948-3000

B 1197185

**CONSENT OF SURETY COMPANY  
TO FINAL PAYMENT**

In accordance with the provisions of the contract dated 22nd day of March 2018 ,  
between the Erie County Water Authority  
Obligee  
350 Ellicott Square Bldg Buffalo, NY 14203 and  
716 Site Contracting Inc.  
PO Box 120 North Boston, NY 14110  
(Contractor)

the SELECTIVE INSURANCE COMPANY OF AMERICA Surety on the bond of

716 Site Contracting Inc. after a  
(Contractor)  
careful examination of the books and records of said Contractor or after receipt of an affidavit from Contractor, which examination or affidavit satisfies this company that all claims for labor and materials have been satisfactorily settled, hereby approves of the final payment to the said

716 Site Contracting Inc.  
(Contractor)

and by these presents witnesseth the payment to the Contractor of the final estimates shall not relieve the Surety Company of any of its obligations to the Obligee as set forth in the said Surety Company's Bond.

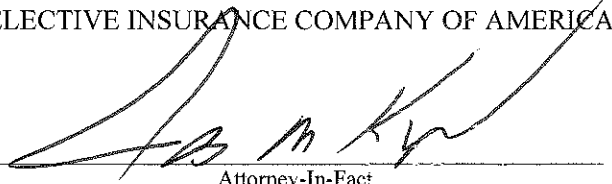
IN WITNESS WHEREOF, the said Surety Company has hereunto set its hand and seal this  
29th day of September , 2020 .

Attest:

SELECTIVE INSURANCE COMPANY OF AMERICA

(SEAL)

BY:

  
Attorney-In-Fact

James M. Kuryak

# MINORITY BUSINESS ENTERPRISE UTILIZATION REPORT - PART D

## FINAL CERTIFICATION OF EXPENDITURES TO MBE's

(to be completed by the prime CONTRACTOR and submitted with the request for final payment)

CONTRACTOR: 716 Site Contracting Inc CONTRACT: CH005

MBE	TOTAL AMOUNT EXPENDED
See Attached	

TOTAL OF ALL MBE  
SUB-CONTRACTS \$ 185,246<sup>66</sup>

AMOUNT OF  
CONTRACT 2,297,430<sup>30</sup>

FINAL MBE  
PERCENTAGE 8%

I, Eric Pacer, as an official  
representative of 716 Site Contracting Inc,  
do hereby certify that the information listed above is correct and complete.

Eric Pacer  
NAME

VP  
TITLE

7/14/20  
DATE

## Jeff Sylvester

---

**From:** Lavonya Lester  
**Sent:** Monday, January 4, 2021 2:32 PM  
**To:** Jeff Sylvester  
**Cc:** Michael J. Quinn  
**Subject:** RE: CH-009 PN 201700091, WMBE Part D - Final Pay App  
**Attachments:** WMBE Part D - Final.pdf; MInority Participation Letter.pdf

I have reviewed all documentation and certified payrolls. This final pay app is approved.

Thanks  
Lavonya

---

**From:** Jeff Sylvester <[jsylvester@ecwa.org](mailto:jsylvester@ecwa.org)>  
**Sent:** Monday, November 9, 2020 1:52 PM  
**To:** Lavonya Lester <[llester@ecwa.org](mailto:llester@ecwa.org)>  
**Cc:** Michael J. Quinn <[mquinn@ecwa.org](mailto:mquinn@ecwa.org)>  
**Subject:** CH-009 PN 201700091, WMBE Part D - Final Pay App

Lavonya,

We are looking to close out the above project.

Please review the attached and approve. 716 can be contacted if further info is needed.

Thank you.

JEFFREY R SYLVESTER  
DISTRIBUTION ENGINEER



**Erie County Water Authority**  
3030 Union Road  
Cheektowaga, NY 14227-1097  
T: 716.685.8266  
F: 716.684.3937  
[jsylvester@ecwa.org](mailto:jsylvester@ecwa.org)

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