

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

Contract: WSA-013 **Project No.:** 201800081
Project Description: Water System Improvements
Large Valve Replacements
Various Municipalities

Item Description:


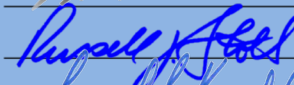


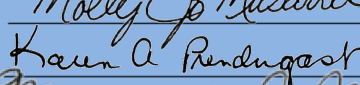
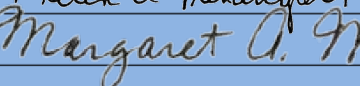

Agreement Professional Service Contract Amendment Change Order
 BCD NYSDOT Agreement Contract Documents Addendum
 Recommendation for Award of Contract Recommendation to Reject Bids
 Request for Proposals
 Other Final Pay Application

Action Requested:


Board Authorization to Execute Legal Approval
 Board Authorization to Award Execution by the Chairman
 Board Authorization to Advertise for Bids Execution by the Secretary to the Authority
 Board Authorization to Solicit Request for Proposals
 Other Board Approval

Approvals Needed:

APPROVED AS TO CONTENT:

<input checked="" type="checkbox"/> Sr. Distribution Engineer	<u></u>	Date: <u>9/14/2020</u>
<input checked="" type="checkbox"/> Chief Operating Officer	<u></u>	Date: <u>9/11/2020</u>
<input checked="" type="checkbox"/> Executive Engineer	<u></u>	Date: <u>09/14/2020</u>
<input checked="" type="checkbox"/> Director of Administration	<u></u>	Date: <u>09/11/2020</u>
<input checked="" type="checkbox"/> Risk Manager	<u></u>	Date: <u>09/14/2020</u>
<input checked="" type="checkbox"/> Chief Financial Officer	<u></u>	Date: <u>09/14/2020</u>
<input checked="" type="checkbox"/> Legal	<u></u>	Date: <u>09/14/20</u>

APPROVED FOR BOARD RESOLUTION:

<input checked="" type="checkbox"/> Secretary to the Authority	<u></u>	Date: <u>09/14/2020</u>
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Remarks: Amount certified for Final Payment \$99,967.19

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



ERIE COUNTY WATER AUTHORITY

INTEROFFICE MEMORANDUM

September 10, 2020

To: Terrence D. McCracken, Secretary to the Authority

From: Jeffrey R. Sylvester, Distribution Engineer

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

Subject: Contract WSA-013
Large Valve Replacements
Various Municipalities
ECWA Project No. 201800081

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, E & R General Construction, 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 \$99,967.19.

JRS:jmf

Attachment

cc: R.Stoll

L.Kowalski

M.Quinn

L.Lester

CONT-WSA-013-1801-I-186-B

Civil Engineering
Environmental Engineering
Municipal Engineering
Land Surveying



Project Management
Construction Support Services
Landscape Architecture
SWPPP Services

July30

Jeff Sylvester
Erie County Water Authority
3030 Union Road
Cheektowaga, New York 14227

Re: Erie County Water Authority Contract WSA-13
Water System Improvements
Large Valve Replacement Project
ECWA Project No. 2008000081

Gentlemen:

E&R General Construction Inc has completed all work on the referenced project and has requested final payment. We are enclosing the following documents (originals):

- Pay Application 4 & Final
- Certification of Surety stating that the Performance Bond shall remain in effect for two years and the Payment Bond shall remain in effect for one year from the date of final acceptance
- General Release Form 507
- Affidavit of Payment of Debts and Claims - AIA Form G706
- Affidavit of Release of Liens - AIA Form G706A
- Consent of Surety to Final Payment – AIA Form G707

We have reviewed the application and supporting documentation and find it accurate as to the amount of work performed in accordance with the contract documents. We hereby certify that all work has been performed in general conformance with the plans and specifications. We therefore recommend that final payment be made to E&R General Construction Inc in the amount of \$99,967.19

Please note that documentation of the remaining Certified Payroll Records and Part D of the MWBE Utilization Plan has been submitted to Lavonya Lester under separate cover.

Very truly yours,

A handwritten signature in black ink that reads "James K. Ehrin". The signature is stylized and includes a large loop at the end.

James K. Ehrin

cc: Mike Quinn
Leonard Kowalski, ECWA
18024

20-07-30-18024-ECWA-Final Recommendation for Payment-L-jke

OWNER: Erie County Water Authority
350 Elliott Square Building
Buffalo, NY 14203

PROJECT: Water System Improvements
Large Valve Replacements
Contract WSA-013

APPLICATION NO: 4 and Final
PERIOD TO: 06/29/2020
DISTRIBUTION TO:
OWNER
ARCHITECT
CONTRACTOR

FROM (CONTRACTOR):
E & R General Construction Inc.
38 St. David's Drive
West Seneca, NY 14224

VIA (ARCHITECT): WM. SCHUTT & ASSOC.
ECWA PROJECT NO: 2018000081

CONTRACT DATE: 3/7/19

CONTRACTORS APPLICATION FOR PAYMENT

CHANGE ORDER SUMMARY		ADDITIONS	DEDUCTIONS
Change Orders approved in previous months by Owner			
TOTAL			
Approved This Month	Date Approved		
1	November 21, 2019	\$ 655,267.11	
2			
3			
4			
TOTALS		\$ 655,267.11	\$ -

Net Change by Change Orders

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for payment were issued and payments received from the Owner; and that current payment shown herein is now due.

CONTRACTOR: E & R General Construction Inc.
By:  Date: 6/29/20

ARCHITECTS CERTIFICATE FOR PAYMENT

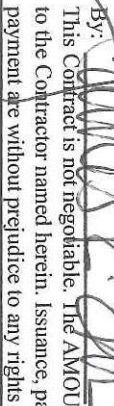
In accordance with the Contract Document, based on on-site observations and the data comprising the above application, the architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the work has progressed as indicated, the quality of the work is in accordance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

Application is made for payment, as shown below, in connection with the Contract.

1. ORIGINAL CONTRACT SUM \$ 1,448,000.00
 2. Net Change by Change Orders \$ 655,267.11
 3. CONTRACT SUM TO DATE (Line 1-+2) \$ 2,103,267.11
 4. TOTAL CONTRACT completed to date \$ 1,999,343.72
(Column G on G703)
 5. RETAINAGE
A.) 0% of Completed work (Column D+E) -
- Total Retainage (Line 5a + 5b or total in column I of G703) \$ -
6. TOTAL EARNED LESS RETAINAGE \$ 1,999,343.72
(Line 4 less Line 5 Total)
 7. Less Previous Certificates for payment \$ 1,899,376.53
(Line 6 from prior certificate)
 8. CURRENT PAYMENT DUE \$ 99,967.19
 9. Balance to finish plus retainage \$ 103,923.39
(Line 3 less Line 6)

State of: New York County of: Erie
Subscribed and sworn to me before this 29th day of June 2020
Notary Republic:  My Commission Expires: 02/28/2022
ROBERT BATTISTA
Notary Public, State of New York
Qualified in Erie County
Reg. No. 02844023877
My Commission Expires Jan. 31, 22

AMOUNT CERTIFIED \$ 99,967.19
(Attached explanation if amount certified differs from the amount applied for.)
ARCHITECT:

By:  Date: 7/30/2020
This Contract 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.

AIA Document G702, APPLICATION AND CERTIFICATE FOR PAYMENT, contains Contractors' signed certificate attached. In tabulations below, amounts are to be stated to the nearest dollar. E & R GENERAL CONSTRUCTION INC.

APPLICATION NO.: 4 and Final
 APPLICATION DATE: 06/29/2020
 PERIOD TO: 06/29/2020

PROJECT: WATER SYSTEM IMPROVEMENTS - AMHERST, NY

ITEM NO.	DESCRIPTION OF WORK	QTY	UM	SCHEDULED VALUE		WORK COMPLETED		MATERIALS STORED (NOT IN E OR B)	TOTAL COMPLETED AND STORED TO DATE (D+E+B)		BALANCE TO FINISH	RETAINAGE 0%
				UNIT PRICE	TOTAL \$ VALUE	PREVIOUS APPLIC	THIS PERIOD QTY		TOTAL \$	% C/C		
4A	Test Pit Excavation and backfill	65	EA	\$200.00	\$13,000.00	\$12,000.00			\$12,000.00	92.3%	\$1,000.00	\$0.00
5A	Rock Excavation	75	CY	\$150.00	\$11,250.00	\$1,650.00			\$1,650.00	14.7%	\$9,600.00	\$0.00
6A	Select Fill	1,000	CY	\$29.00	\$29,000.00	\$27,318.00			\$27,318.00	94.2%	\$1,682.00	\$0.00
11A1	Furnish and Install Concrete Sidewalk	150	SY	\$60.00	\$9,000.00	\$5,512.80			\$5,512.80	61.3%	\$3,487.20	\$0.00
11A2	Furnish and Install Concrete Driveway	75	SY	\$80.00	\$6,000.00	\$1,760.00			\$1,760.00	29.3%	\$4,240.00	\$0.00
11A3	Furnish and Install Concrete Base Course	250	SY	\$100.00	\$25,000.00	\$10,786.00			\$10,786.00	43.1%	\$14,214.00	\$0.00
11A4	Furnish and Install Concrete Curb and Gutter	200	LF	\$75.00	\$15,000.00	\$6,637.50			\$6,637.50	44.3%	\$8,362.50	\$0.00
11B2	Furnish and Install Top Course Asphalt Pavement	350	SY	\$75.00	\$26,250.00	\$12,970.50			\$12,970.50	49.4%	\$13,279.50	\$0.00
11B3	Furnish and Install Base Course Asphalt Pavement	250	SY	\$25.00	\$6,250.00	\$5,899.75			\$5,899.75	94.4%	\$350.25	\$0.00
11B4	Furnish and Install Base Course Asphalt Pavement	150	SY	\$75.00	\$11,250.00	\$18,458.25			\$18,458.25	164.1%	-\$7,208.25	\$0.00
11B5a	Furnish and Install Base Course Asphalt Pavement County/State	100	SY	\$50.00	\$5,000.00	\$1,500.00			\$1,500.00	30.0%	\$3,500.00	\$0.00
11B5b	Furnish and Install Base Course Asphalt Pavement Local	1,100	SY	\$20.00	\$22,000.00	\$17,137.40			\$17,137.40	77.9%	\$4,862.60	\$0.00
11B6	Grd Milling	200	LF	\$20.00	\$4,000.00	\$1,720.00			\$1,720.00	43.0%	\$2,280.00	\$0.00
13A	Furnish and Install Extra Excavation 10 p 12 feet	50	CY	\$100.00	\$5,000.00	\$0.00			\$0.00	0.0%	\$5,000.00	\$0.00
14A	Site 1A	1	LS	\$75,000.00	\$75,000.00	\$75,000.00			\$75,000.00	100.0%	\$0.00	\$0.00
14B	Site 1B	1	LS	\$98,000.00	\$98,000.00	\$98,000.00			\$98,000.00	100.0%	\$0.00	\$0.00
14C	Site 1C	1	LS	\$84,000.00	\$84,000.00	\$84,000.00			\$84,000.00	100.0%	\$0.00	\$0.00
14D	Site 2A	1	LS	\$65,000.00	\$65,000.00	\$65,000.00			\$65,000.00	100.0%	\$0.00	\$0.00
14E	Site 2B	1	LS	\$65,000.00	\$65,000.00	\$65,000.00			\$65,000.00	100.0%	\$0.00	\$0.00
14F	Site 3	1	LS	\$78,000.00	\$78,000.00	\$78,000.00			\$78,000.00	100.0%	\$0.00	\$0.00
14G	Site 4A	1	LS	\$79,000.00	\$79,000.00	\$79,000.00			\$79,000.00	100.0%	\$0.00	\$0.00
14H	Site 4B	1	LS	\$46,000.00	\$46,000.00	\$46,000.00			\$46,000.00	100.0%	\$0.00	\$0.00
14I	Site 4C	1	LS	\$45,000.00	\$45,000.00	\$45,000.00			\$45,000.00	100.0%	\$0.00	\$0.00
14J	Site 4D	1	LS	\$48,000.00	\$48,000.00	\$48,000.00			\$48,000.00	100.0%	\$0.00	\$0.00
14K	Site 5	1	LS	\$85,000.00	\$85,000.00	\$85,000.00			\$85,000.00	100.0%	\$0.00	\$0.00
14L	Site 6	1	LS	\$67,000.00	\$67,000.00	\$67,000.00			\$67,000.00	100.0%	\$0.00	\$0.00
14M	Site 7	1	LS	\$65,000.00	\$65,000.00	\$65,000.00			\$65,000.00	100.0%	\$0.00	\$0.00
14N	Site 8	1	LS	\$147,000.00	\$147,000.00	\$147,000.00			\$147,000.00	100.0%	\$0.00	\$0.00
15A	Crew Labor and Equipment	120	HRS	\$200.00	\$24,000.00	\$6,600.00			\$6,600.00	27.5%	\$17,400.00	\$0.00
16A	Vacuum Truck and Labor	60	HRS	\$150.00	\$9,000.00	\$2,400.00			\$2,400.00	26.7%	\$6,600.00	\$0.00
17A	Contingency Allowance	1	LS	\$150,000.00	\$150,000.00	\$143,108.16			\$143,108.16	95.4%	\$6,891.84	\$0.00
	Change Order No 1	1	LS	\$655,267.11	\$655,267.11	\$655,267.11			\$655,267.11	100.0%	\$0.00	\$0.00
	TOTAL				\$2,103,267.11	\$1,999,343.72			\$1,999,343.72	95.1%	\$103,923.39	\$0.00

M&T Insurance Agency, Inc.

285 Delaware Ave., Suite 400, Buffalo, NY 14202

Toll Free: (800) 716-8314 / 716-853-7960 / Fax: 716-651-4290

June 29, 2020


CERTIFICATION OF SURETY

RE: Erie County Water Authority
Water System Improvements / Large Valve Replacements
Contract No. WSA-013 / Project No. 201800081
Final Contract Amount: \$1,999,343.72
Bond No. 30056378

Please be advised that in accordance with Article 5.01 of the General Conditions, modified by 5.01A of the Supplementary Conditions, the performance bond for the above captioned project will remain in full force and effect, in accordance with all of the terms and conditions of the bond, for two (2) years after final acceptance and the payment bond will remain in effect, in accordance with all of the terms and conditions of the bond, for one (1) year after the date of final acceptance.

Should you have any additional questions or need any additional information, please do not hesitate to contact us at (716) 651-4239.

Sincerely,



Joseph R. Riggie, Attorney-in-Fact
Western Surety Company

cc: E&R General Construction, Inc.

Insurance Products offered are: NOT FDIC insured; NOT a deposit in, obligation of, nor insured by any federal government agency; NOT guaranteed or underwritten by the bank; NOT a condition to the provisions or terms of any banking service or activity.

Insurance products are offered by M&T Insurance Agency, Inc., not by M&T Bank. M&T Insurance Agency, Inc. is licensed as an insurance agent and acts as agent for insurers. In case of excess and surplus lines, M&T Insurance Agency, Inc. is an insurance broker and places insurance on behalf of our clients. Insurance policies are obligations of the insurers that issue the policies. Insurance products may not be available in all states.

(Inq2493)

Western Surety Company

POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

John P Rumschik, Joseph R Riggie, Stephen F Walter, Martin Petrik, Brian Donald Falk, Individually

of Buffalo, NY, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

- In Unlimited Amounts -

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed on this 11th day of February, 2020.



WESTERN SURETY COMPANY

Paul T. Bruflat
Paul T. Bruflat, Vice President

State of South Dakota }
County of Minnehaha } ss

On this 11th day of February, 2020, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires
June 23, 2021



J. Mohr
J. Mohr, Notary Public

CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 29th day of June 2020



WESTERN SURETY COMPANY

L. Nelson
L. Nelson, Assistant Secretary

Authorizing By-Law

ADOPTED BY THE SHAREHOLDERS OF WESTERN SURETY COMPANY

This Power of Attorney is made and executed pursuant to and by authority of the following By-Law duly adopted by the shareholders of the Company.

Section 7. All bonds, policies, undertakings, Powers of Attorney, or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, and Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile.

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

Greeting: Know Ye, That E&R General Construction Inc

38 St. David Drive

West Seneca, New York 14224

NAME AND ADDRESS OF CORPORATION

For and in consideration of the sum of One Million, Nine Hundred, Ninety Nine Thousand,
Three Hundred Forty Three dollars and Seventy Two cents *dollars (\$* 1,999,343.72 *),*

*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:*

E&R General Construction 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

E&R General Construction Inc has caused its

corporate seal to be hereunto affixed, and

these presents to be signed by its duly authorized

officer this 29th day of JUNE

Two Thousand and twenty

By Angiolina Passucci
Vice Pres.

State of New York)

County of Erie ss.

Town Of W. SENECA

On this 29th day of JUNE, Two Thousand
and Twenty, before me personally came Angiolina Passucci to

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

Town of West Seneca that he/she is

the Vice President of E&R General Construction 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.

ROBERT BATHISTA
Notary Public, State of New York
Qualified in Erie County
Reg. No. 0294422677
My Commission Expires Jan. 31, 2022

Robert Bathista



AIA[®] Document G706[™] – 1994

Contractor's Affidavit of Payment of Debts and Claims

PROJECT: WATER SYSTEM IMPROVEMENT ARCHITECT'S PROJECT NUMBER: 201800081 OWNER:
LARGE VALVE REPLACEMENT CONTRACT FOR: WATER SYSTEM IMPROV ARCHITECT:
 TO OWNER: ERIE COUNTY WATER AUTHORITY CONTRACT DATED: 3-26-2019 CONTRACTOR:
295 MAIN STREET SURETY:
BUFFALO, NY 14203 OTHER:

STATE OF: NEW YORK
 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 or 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. AIA Document G707, Consent of Surety, may be used for this purpose
- Indicate Attachment Yes No

CONTRACTOR: (Name and address)
E+R GENERAL CONST. INC
38 SAINT DAVID'S DRIVE
WEST SENECA, NY 14224

BY: [Signature]
 (Signature of authorized representative)

Angiolini Pasquucci
 (Printed name and title) VICE PRESIDENT

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 material and equipment suppliers, to the extent required by the Owner, accompanied by a list thereof.
3. Contractor's Affidavit of Release of Liens (AIA Document G706A).

Subscribed and sworn to before me on this date:
29th June 2020

Notary Public: [Signature]
 My Commission Expires:

ROBERT BATTISTA
 Notary Public, State of New York
 Qualified in Erie County
 Reg. No. 02844529677
 My Commission Expires Jan. 31, 2022



AIA[®] Document G706A[™] - 1994

Contractor's Affidavit of Release of Liens

PROJECT: WATER SYSTEM IMPROVEMENTS ARCHITECT'S PROJECT NUMBER: 201800081 OWNER:
LARGE VALVE REPLACEMENT CONTRACT FOR: WATER SYSTEM IMPROVEMENTS ARCHITECT:
CONTRACT NO. USA-013 CONTRACTOR:
 TO OWNER: ERIE COUNTY WATER AUTHORITY CONTRACT DATED: 3-26-2019 SURETY:
295 MAIN STREET OTHER:
BUFFALO, NY 14203

STATE OF: NEW YORK
 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 referenced 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 material and equipment suppliers, to the extent required by the Owner, accompanied by a list thereof.

CONTRACTOR: (Name and address)
E+R GENERAL CONST., INC.
38 SAINT DAVID'S DRIVE
WEST SENECGA, NY 14224

BY: [Signature]
 (Signature of authorized representative)

Angelo Lina Passucci
 (Printed name and title) Vice President

Subscribed and sworn to before me on this date:
29th June 2020

Notary Public:
 My Commission Expires:

ROBERT BATTISTA
 Notary Public, State of New York
 Qualified in Erie County
 Reg. No. 02BA4523677
 My Commission Expires Jan. 31, 2022



AIA Document G707™ – 1994

Consent Of Surety to Final Payment

PROJECT: <i>(Name and address)</i> Water System Improvements Large Valve Replacements Contract No. WSA-013	ARCHITECT'S PROJECT NUMBER:	OWNER: <input type="checkbox"/>
TO OWNER: <i>(Name and address)</i> Erie County Water Authority 295 Main Street, Room 350 Buffalo, New York 14203	CONTRACT FOR: General Construction	ARCHITECT: <input type="checkbox"/>
	CONTRACT DATED: March 26, 2019	CONTRACTOR: <input type="checkbox"/>
	Bond No: 30056378	SURETY: <input type="checkbox"/>
		OTHER: <input type="checkbox"/>

In accordance with the provisions of the Contract between the Owner and the Contractor as indicated above, the
(Insert name and address of Surety)

Western Surety Company c/o CNA Surety
 151 N. Franklin Street, 17th Fl.
 Chicago, Illinois 60606

_____, SURETY,

on bond of
(Insert name and address of Contractor)

E&R General Construction, Inc.
 38 St. David's Drive
 West Seneca, New York 14224

_____, CONTRACTOR,

hereby approves of the final payment to the Contractor, and agrees that final payment to the Contractor shall not relieve the Surety
 of any of its obligations to

(Insert name and address of Owner)

Erie County Water Authority
 295 Main Street, Room 350
 Buffalo, New York 14203

_____, OWNER,

as set forth in said Surety's bond.

IN WITNESS WHEREOF, the Surety has hereunto set its hand on this date:

(Insert in writing the month followed by the numeric date and year.)

June 29, 2020

Western Surety Company

(Surety)

(Signature of authorized representative)

Joseph R. Riggie, Attorney-in-Fact

(Printed name and title)

Attest:

(Seal):

Name Of Contractor E & R General Construction Inc. 38 Saint Davids' Dr. West Seneca, NY 14224	Erie County Water Authority Contract No. WSA-013 Water System Improvements-Large Valve Replacement
Name of Subcontractor	

For Week Ending - May 1, 2020 to May 31, 2020		Project No.: 201800081										
(1) Name, Address, and Social Security Number of Employee	(2) No. Of Withhold Exempt	(4) Day and Date					(7) Gross Earned	(8) Deductions			(9) Net Wages Paid For Week	
		Mon	Tues	Wed	Thur	Fri		Sat	Sun	Fica		With- holding Tax

NO WORK THIS MONTH

PAYROLL

(For Contractor's Optional Use; See Instruction, Form WH - 347 Inst.)

Name Of Contractor E & R General Construction Inc. 38 Saint Davids' Dr. West Seneca, NY 14224		Erie County Water Authority Contract No. WSA-013 Water System Improvements-Large Valve Replacement																
Name of Subcontractor																		
Payroll No.		For Week Ending - April 1, 2020 to April 30, 2020																
(1) Name, Address, and Social Security Number of Employee		(2) No. Of Withheld Exempt	(3) Work Classification	O.T. and S.T.	(4) Day and Date							(7) Gross Earned		(6) Deductions			(9) Net Wages Paid For Week	
					Mon	Tues	Wed	Thur	Fri	Sat	Sum							
Hours worked Each Day																		
Project No.: 201800081																		

NO WORK THIS MONTH

U.S. Department of Labor
Wage and Hour and Public
Contracts Divisions

(For Contractor's Optional Use; See Instruction, Form WH - 347 Inst.)

Form Approved
Budget Bureau NO. 44-R1093

PAYROLL

Name Of Contractor E & R General Construction Inc. 38 Saint Davids' Dr. West Seneca, NY 14224	Erie County Water Authority Contract No. WSA-013 Water System Improvements-Large Valve Replacement
Name of Subcontractor	

For Week Ending - March 1, 2020 to March 31, 2020		Project No.: 201800081													
(1) Name, Address, and Social Security Number of Employee	(2) No. Of Withheld Exempt	(3) Work Classification	O.T. and S.T.	(4) Day and Date							(7) Gross Earned	(8) Deductions			(9) Net Wages Paid For Week
				Mon	Tues	Wed	Thur	Fri	Sat	Sun		Fica	With- holding Tax	State	
Hours worked Each Day															

NO WORK THIS MONTH

PAYROLL

(For Contractor's Optional Use; See Instruction, Form WH - 347 Inst.)

Name Of Contractor	E & R General Construction Inc. 38 Saint Davids' Dr. West Seneca, NY 14224	
Name of Subcontractor	Erie County Water Authority Contract No. WSA-013 Water System Improvements-Large Valve Replacement	

For Week Ending - February 1, 2020 to February 28, 2020										Project No.: 201800081							
(1) Name, Address, and Social Security Number of Employee	(2) No. Of Withheld Exempt	(3) Work Classification	O.T. and S.T.	(4) Day and Date							(5) Hours	(6) Pay	(7) Gross Earned	(8) Deductions			(9) Net Wages Paid For Week
				Mon	Tues	Wed	Thur	Fri	Sat	Sun				Fica	With- holding Tax	State	
NO WORK THIS MONTH																	

PAYROLL
(For Contractor's Optional Use; See Instruction, Form WH - 347 Inst.)

**Erie County Water Authority Contract No. WSA-013
Water System Improvements-Large Valve Replacement**

Name Of Contractor
E & R General Construction Inc.
38 Saint Davids' Dr. West Seneca, NY 14224

Name of Subcontractor

For Week Ending - January 1, 2020 to January 31, 2020

Project No.: 201800081

(1) Name, Address, and Social Security Number of Employee	(2) No. Of Withhold Exempt	(3) Work Classification	O.T. and S.T.	(4) Day and Date							(7) Gross Earned	(8) Deductions				(9) Net Wages Paid For Week
				Mon	Tues	Wed	Thur	Fri	Sat	Sun		Fica	With- holding Tax	State	SDI	
Hours worked Each Day																
NO WORK THIS MONTH																

PAYROLL
(For Contractor's Optional Use; See Instruction, Form WH - 347 Inst.)

**Erie County Water Authority Contract No. WSA-013
Water System Improvements-Large Valve Replacement**

Name Of Contractor
E & R General Construction Inc.
38 Saint Davids' Dr. West Seneca, NY 14224

Name of Subcontractor

Project No.: 201800081

For Week Ending - December 31, 2019

(1) Name, Address, and Social Security Number of Employee	(2) No. Of Withhold Exempt	(3) Work Classification	O.T. and S.T.	(4) Day and Date							(7) Gross Earned	(8) Deductions				(9) Net Wages Paid For Week
				Mon	Tues	Wed	Thur	Fri	Sat	Sun		Fica	With- holding Tax	State	SDI	
Hours worked Each Day																
NO WORK THIS MONTH																

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)

ECWA WATER SYSTEM
LARG EVALU -

CONTRACTOR: E & R General Const. Inc.

CONTRACT: WSA-013

MBE	TOTAL AMOUNT EXPENDED
ONEIDA SALES & SERVICE	\$ 167,978.00
IROQUOIS BAR CONST.	\$ 13,891.00
WBE USTRAFFIC CONTROLL INC.	\$ 70,416.00

TOTAL OF ALL MBE SUB-CONTRACTS \$ ~~181,869.00~~ 252,285.00

AMOUNT OF CONTRACT 1,999,343.00

FINAL MBE PERCENTAGE ~~.09%~~ 13%

I, Angiolina Passucci, as an official representative of E & R GENERAL CONST. INC., do hereby certify that the information listed above is correct and complete.

Angiolina Passucci
NAME
Vice President
TITLE
6-29-20
DATE

Jeff Sylvester

From: Lavonya Lester
Sent: Tuesday, September 1, 2020 1:44 PM
To: Jeff Sylvester
Subject: RE: WSA-013 PN 201800081 Project Closeout

This is Ok to release.

Please do NOT include the copies of checks imaged behind Part D as part of the final documents.

I will add them to my MWBE folder for supporting documents only.

We do not want this type of account information in the board documents,

Thanks

Lavonya

From: Jeff Sylvester <jsylvester@ecwa.org>
Sent: Tuesday, September 1, 2020 10:20 AM
To: Lavonya Lester <llester@ecwa.org>
Cc: Michael J. Quinn <mquinn@ecwa.org>
Subject: FW: WSA-013 PN 201800081 Project Closeout

Lavonya,

Have you had the opportunity to review/approve the attached?

LMK at your convenience, thanks.

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

From: Jeff Sylvester
Sent: Thursday, August 20, 2020 8:54 AM
To: Lavonya Lester <llester@ecwa.org>
Cc: Michael J. Quinn <mquinn@ecwa.org>
Subject: WSA-013 PN 201800081 Project Closeout

Lavonya,

Attached is the MWBE/Final Certified payroll for the above referenced job for your review and approval.

The original MWBE participation was 9.09% of the original contract. Due to math error, I had E & R resubmit. Not quite the 10% we are looking for. They did add the third MBE (US Traffic) for additional work under a change order. As noted, the percentage is above the 10%.

Call with questions, thank you.

JEFFREY R SYLVESTER
DISTRIBUTION ENGINEER

Erie County Water Authority
3030 Union Road
Cheektowaga, NY 14227-1097
T: 716.685.8266
M: 716.440.0703
F: 716.684.3937
jsylvester@ecwa.org

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