



ERIE COUNTY WATER AUTHORITY

INTEROFFICE MEMORANDUM

January 10, 2022

To: Terrence D. McCracken, Secretary to the Authority

From: Mark D. Jarmuz, Distribution Engineer *MJ*

Subject: Contract BL-001
Water System Improvements Towns of Clarence and Aurora
ECWA Project No. 202000060

The following documents are attached for processing of the Final Pay Application for the above referenced Capital 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 \$90,801.26 and includes all the previous retainage. The project was billed to Unit 2590 Eng/Const Distribution Mains - Item 101515 and retention was withheld from progress payments per the contract requirements. The retention will be paid from the following budget line: General Ledger No 232003 Contract Retentions.

Attachment
cc: L.Kowalski
M.Quinn
L.Lester
CONT-BL-001-1901-I-186-B

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

Contract: BL-001 **Project No.:** 202000060
Project Description: Water System Improvements Towns of Clarence and Aurora

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>1/11/2022</u>
<input checked="" type="checkbox"/> Chief Operating Officer		Date: <u>1/11/2022</u>
<input checked="" type="checkbox"/> Executive Engineer		Date: <u>01/11/2022</u>
<input checked="" type="checkbox"/> Director of Administration		Date: <u>01/11/2022</u>
<input checked="" type="checkbox"/> Risk Manager		Date: <u>01/11/2022</u>
<input checked="" type="checkbox"/> Chief Financial Officer		Date: <u>1/11/2022</u>
<input checked="" type="checkbox"/> Legal		Date: <u>1/11/2022</u>

APPROVED FOR BOARD RESOLUTION:

<input checked="" type="checkbox"/> Secretary to the Authority		Date: <u>1/12/22</u>
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Remarks: Amount certified for Final Payment \$90,801.26

Resolution Date: _____

Item No: _____

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. (716 has a current project with ECWA - PN 202000058)
- ☒ 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

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



December 14, 2021

Mark D. Jarmuz, P.E.
Erie County Water Authority
3030 Union Road
Cheektowaga, New York 14227

Re: Contract BL-001
Town of Clarence & Town of Aurora Water System Improvements
Subj: Final Payment Application and Supporting Documentation
File: 360.002.001

Dear Mr. Jarmuz:

Barton & Loguidice, D.P.C. (B&L) has reviewed the Final Payment Application from 716 Site Contracting, Inc. for \$90,801.26 for work completed under Contract BL-001. The amount applied for in this application includes no additional work performed, and is the value of retainage outside of previous payment applications.

B&L reviewed the payment application and recommends payment in full, as all work performed under Contract BL-001 was found to be in substantial compliance with the Contract Documents. As outlined in the Authority's Final Pay App Procedure, attached please find the following documentation for your review:

1. Payment Application No. 5 (Application for Final Payment)
2. Surety letter for Performance Bond and Payment Bond
3. Form 507 – General Release
4. AIA G706 forms
5. AIA G706A forms
6. AIA G707 – Consent of Surety to Final Payment
7. W/MBE Utilization Report – Form D
8. Final Certified Payroll

Please feel free to contact me directly with any question or if you require additional information on the enclosed.

Sincerely,

BARTON & LOGUIDICE, D.P.C.

Nicholas A. Pezzino
Project Manager

NAP/tlh
Attachments

To: Erie County Water Authority
295 Main St suite 350
Buffalo, NY 14110

Project: Contract No. BL-001
Water System Improvements
Town of Clarence and Aurora

Application No: 5 Final Payment

Distribution to:

App. Date: November 17, 2021

Period to: November 17, 2021

Project No: 202000060

Contract Date: April 12, 2021

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

Contract For: Waterline

Via Architect: 202000060

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	1,859,680.00
2. Net Change By Change Orders	0.00
3. CONTRACT SUM TO DATE	1,859,680.00
4. TOTAL COMPLETED AND STORED TO DATE	1,816,025.01
5. RETAINAGE:	
a. of Completed Work	0.00
b. of Stored Material	0.00
TOTAL RETAINAGE	0.00
6. TOTAL EARNED LESS RETAINAGE	1,816,025.01
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT	1,725,223.75
8. CURRENT PAYMENT DUE	90,801.26
9. BALANCE TO FINISH, INCLUDING RETAINAGE	43,654.99

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	

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: 716 Site Contracting Inc
By: E Pacer Date: 11/17/21
Eric Pacer

State of: New York

County of: ERIE

Subscribed and sworn before me this 17th day of November 2021

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 true and accurate to the best of his/her knowledge and belief.

Notary Public:

Susan A. Stachowiak

SUSAN A. STACHOWIAK
Notary Public, State of New York
Qualified in Erie County
Reg No. 01ST502293
My Commission Expires Jan 3, 2022

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.

\$90,801.26

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: Notary A Pacer Date: 12/14/21

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: 5

App. Date: November 17, 2021

Period to: November 17, 2021

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

Project No: 202000060

A	B		C		D	E	F	G		H	I
Item #	Description of Work	Unit Cost Unit Type	Schedule of Values	Work Completed		Materials Stored & Used Prior + Current	Total Completed and Stored To Date	%	Balance to Finish	Retainage	
				From Previous Application(s)	This Period						
1	6" DIP	132.00 LF	Amt Qty	5,940.00 45.00	11,880.00 90.00	0.00 0.00		11,880.00 90.00	200.00	-5,940.00 -45.00	0.00
2	8" DIP	68.50 LF	Amt Qty	23,975.00 350.00	34,318.50 501.00	0.00 0.00		34,318.50 501.00	143.14	-10,343.50 -151.00	0.00
3	12" DIP	150.00 LF	Amt Qty	7,500.00 50.00	21,450.00 143.00	0.00 0.00		21,450.00 143.00	286.00	-13,950.00 -93.00	0.00
4	16" DIP	179.50 LF	Amt Qty	813,135.00 4,530.00	820,674.00 4,572.00	0.00 0.00		820,674.00 4,572.00	100.93	-7,539.00 -42.00	0.00
5	8" GATE VALVE	1,400.00 EA	Amt Qty	8,400.00 6.00	18,200.00 13.00	0.00 0.00		18,200.00 13.00	216.67	-9,800.00 -7.00	0.00
6	12" BUTTERFLY VALVE	1,900.00 EA	Amt Qty	3,800.00 2.00	13,300.00 7.00	0.00 0.00		13,300.00 7.00	350.00	-9,500.00 -5.00	0.00
7	16" BUTTERFLY VALVE	3,300.00 EA	Amt Qty	33,000.00 10.00	26,400.00 8.00	0.00 0.00		26,400.00 8.00	80.00	6,600.00 2.00	0.00
8	FIRE HYDRANT	6,500.00 EA	Amt Qty	39,000.00 6.00	45,500.00 7.00	0.00 0.00		45,500.00 7.00	116.67	-6,500.00 -1.00	0.00
9	ABANDON HYDRANT	1,300.00 EA	Amt Qty	2,600.00 2.00	2,600.00 2.00	0.00 0.00		2,600.00 2.00	100.00	0.00 0.00	0.00
10	TEST PIT	2,000.00 EA	Amt Qty	42,000.00 21.00	70,000.00 35.00	0.00 0.00		70,000.00 35.00	166.67	-28,000.00 -14.00	0.00
11	ROCK	150.00 CY	Amt Qty	7,500.00 50.00	0.00 0.00	0.00 0.00		0.00 0.00	0.00	7,500.00 50.00	0.00

PAGE 1 TOTAL:	986,850.00	1,064,322.50	0.00		1,064,322.50	107.85	-77,472.50	0.00
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A=Line Item Number B=Brief Item Description C=Total Value of Item D=Total of D and E From Previous Application(s) (If Any) E=Total Work Completed For This Application
 F=Materials Purchased and Stored for Project G=Total of All Work Completed and Materials Stored for Project H=Remaining Balance of Amount to Finish I=Amount Withheld from G

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Application No: 5

App. Date: November 17, 2021

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

Period to: November 17, 2021

Project No: 202000060

A Item #	B Description of Work		C Schedule of Values		D Work Completed		F Materials Stored & Used Prior + Current	G Total Completed and Stored To Date		H Balance to Finish	I Retainage
	Unit Cost	Unit Type	Amt	Qty	From Previous Application(s)	This Period			%		
12	SELECT BACKFILL	46.00 CY	115,000.00 2,500.00		102,534.00 2,229.00	0.00 0.00		102,534.00 2,229.00	89.16	12,466.00 271.00	0.00
13	INTERCONNECT NO 1	9,500.00 EA	9,500.00 1.00		9,500.00 1.00	0.00 0.00		9,500.00 1.00	100.00	0.00 0.00	0.00
14	INTERCONNECT NO 2	8,000.00 EA	8,000.00 1.00		8,000.00 1.00	0.00 0.00		8,000.00 1.00	100.00	0.00 0.00	0.00
15	INTERCONNECT NO 3	7,500.00 EA	7,500.00 1.00		7,500.00 1.00	0.00 0.00		7,500.00 1.00	100.00	0.00 0.00	0.00
16	INTERCONNECT NO 4	7,000.00 EA	7,000.00 1.00		7,000.00 1.00	0.00 0.00		7,000.00 1.00	100.00	0.00 0.00	0.00
17	INTERCONNECT NO 5	6,500.00 EA	6,500.00 1.00		6,500.00 1.00	0.00 0.00		6,500.00 1.00	100.00	0.00 0.00	0.00
18	INTERCONNECT NO 6	6,500.00 EA	6,500.00 1.00		6,500.00 1.00	0.00 0.00		6,500.00 1.00	100.00	0.00 0.00	0.00
19	INTERCONNECT NO 7	5,500.00 EA	5,500.00 1.00		5,500.00 1.00	0.00 0.00		5,500.00 1.00	100.00	0.00 0.00	0.00
20	INTERCONNECT NO 8	6,300.00 EA	6,300.00 1.00		6,300.00 1.00	0.00 0.00		6,300.00 1.00	100.00	0.00 0.00	0.00
21	INTERCONNECT NO 9	5,900.00 EA	5,900.00 1.00		5,900.00 1.00	0.00 0.00		5,900.00 1.00	100.00	0.00 0.00	0.00
22	INTERCONNECT NO 10	6,800.00 EA	6,800.00 1.00		6,800.00 1.00	0.00 0.00		6,800.00 1.00	100.00	0.00 0.00	0.00

PAGE 2 TOTAL:	184,500.00	172,034.00	0.00		172,034.00	93.24	12,466.00	0.00
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Application No: 5

App. Date: November 17, 2021

Period to: November 17, 2021

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

Project No: 202000060

A	B		C		D	E	F	G		H	I
Item #	Description of Work	Unit Cost Unit Type	Schedule of Values	Work Completed		Materials Stored & Used Prior + Current	Total Completed and Stored To Date	%	Balance to Finish	Retainage	
				From Previous Application(s)	This Period						
23	WATER SERVICES	3,400.00 EA	Amt Qty	44,200.00 13.00	61,200.00 18.00	0.00 0.00		61,200.00 18.00	138.46	-17,000.00 -5.00	0.00
24	1 1/2" WATERSERVICE	3,000.00 EA	Amt Qty	3,000.00 1.00	0.00 0.00	0.00 0.00		0.00 0.00	0.00	3,000.00 1.00	0.00
25	3/4 TO 1" COPPER	7.00 LF	Amt Qty	6,860.00 980.00	5,621.00 803.00	0.00 0.00		5,621.00 803.00	81.94	1,239.00 177.00	0.00
26	1 1/2" COPPER	13.00 LF	Amt Qty	650.00 50.00	0.00 0.00	0.00 0.00		0.00 0.00	0.00	650.00 50.00	0.00
27	3/4 TO 1" POLY TUBING	3.50 LF	Amt Qty	700.00 200.00	0.00 0.00	0.00 0.00		0.00 0.00	0.00	700.00 200.00	0.00
28	1 1/2" POLY TUBING	7.00 LF	Amt Qty	700.00 100.00	0.00 0.00	0.00 0.00		0.00 0.00	0.00	700.00 100.00	0.00
29	CASING PIPE	230.00 LF	Amt Qty	11,500.00 50.00	4,600.00 20.00	0.00 0.00		4,600.00 20.00	40.00	6,900.00 30.00	0.00
30	ABANDON NO 1	5,900.00 EA	Amt Qty	5,900.00 1.00	5,900.00 1.00	0.00 0.00		5,900.00 1.00	100.00	0.00 0.00	0.00
31	ABANDON NO 2	6,120.00 Ea	Amt Qty	6,120.00 1.00	6,120.00 1.00	0.00 0.00		6,120.00 1.00	100.00	0.00 0.00	0.00
32	ABANDON NO 3	5,700.00 EA	Amt Qty	5,700.00 1.00	5,700.00 1.00	0.00 0.00		5,700.00 1.00	100.00	0.00 0.00	0.00
33	ABANDON NO 4	5,500.00 EA	Amt Qty	5,500.00 1.00	5,500.00 1.00	0.00 0.00		5,500.00 1.00	100.00	0.00 0.00	0.00

PAGE 3 TOTAL:	90,830.00	94,641.00	0.00		94,641.00	104.20	-3,811.00	0.00
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Application No: 5

App. Date: November 17, 2021

Period to: November 17, 2021

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

Project No: 202000060

A	B		C		D	E	F	G		H	I
Item #	Description of Work	Unit Cost Unit Type	Schedule of Values	Work Completed		Materials Stored & Used Prior + Current	Total Completed and Stored To Date	%	Balance to Finish	Retainage	
				From Previous Application(s)	This Period						
34	CONCRETE GUTTER	75.00 LF	Amt Qty	3,750.00 50.00	0.00 0.00	0.00 0.00		0.00 0.00	0.00	3,750.00 50.00	0.00
35	1 1/2" TOP COURSE	12.00 SY	Amt Qty	115,200.00 9,600.00	114,936.00 9,578.00	0.00 0.00		114,936.00 9,578.00	99.77	264.00 22.00	0.00
36	2" BINDER	17.85 SY	Amt Qty	46,410.00 2,600.00	42,920.33 2,404.50	0.00 0.00		42,920.33 2,404.50	92.48	3,489.67 195.50	0.00
37	6" BASE	51.15 SY	Amt Qty	132,990.00 2,600.00	122,990.18 2,404.50	0.00 0.00		122,990.18 2,404.50	92.48	9,999.82 195.50	0.00
38	1 1/2" MILLING	3.00 SY	Amt Qty	28,800.00 9,600.00	28,734.00 9,578.00	0.00 0.00		28,734.00 9,578.00	99.77	66.00 22.00	0.00
39	LANDSCAPING	13.00 LF	Amt Qty	3,250.00 250.00	3,250.00 250.00	0.00 0.00		3,250.00 250.00	100.00	0.00 0.00	0.00
40	TESTING	3.00 LF	Amt Qty	15,000.00 5,000.00	15,492.00 5,164.00	0.00 0.00		15,492.00 5,164.00	103.28	-492.00 -164.00	0.00
41	EXTRA DEPTH 8-10'	10.00 LF	Amt Qty	4,000.00 400.00	4,600.00 460.00	0.00 0.00		4,600.00 460.00	115.00	-600.00 -60.00	0.00
42	EXTRA DEPTH 10-12'	20.00 LF	Amt Qty	3,000.00 150.00	0.00 0.00	0.00 0.00		0.00 0.00	0.00	3,000.00 150.00	0.00
43	REPAIR CREW	150.00 HR	Amt Qty	3,600.00 24.00	0.00 0.00	0.00 0.00		0.00 0.00	0.00	3,600.00 24.00	0.00
44	VAC TRUCK	125.00 HR	Amt Qty	2,000.00 16.00	0.00 0.00	0.00 0.00		0.00 0.00	0.00	2,000.00 16.00	0.00

PAGE 4 TOTAL:	358,000.00	332,922.51	0.00		332,922.51	93.00	25,077.49	0.00
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Application No: 5

App. Date: November 17, 2021

Period to: November 17, 2021

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

Project No: 202000060

A	B		C		D	E	F	G		H	I
Item #	Description of Work	Unit Cost Unit Type	Schedule of Values		Work Completed		Materials Stored & Used Prior + Current	Total Completed and Stored To Date	%	Balance to Finish	Retainage
					From Previous Application(s)	This Period					
45	BOWER METER VAULT	42,500.00 LS	Amt Qty	42,500.00 1.00	42,500.00 1.00	0.00 0.00		42,500.00 1.00	100.00	0.00 0.00	0.00
46	MAPLE METER VAULT	44,000.00 LS	Amt Qty	44,000.00 1.00	44,000.00 1.00	0.00 0.00		44,000.00 1.00	100.00	0.00 0.00	0.00
47	GIRDLE METER VAULT	53,000.00 LS	Amt Qty	53,000.00 1.00	53,000.00 1.00	0.00 0.00		53,000.00 1.00	100.00	0.00 0.00	0.00
48	ALLOWANCE	100,000.00 LS	Amt Qty	100,000.00 1.00	12,605.00 0.13	0.00 0.00		12,605.00 0.13	12.61	87,395.00 0.87	0.00

PAGE 5 TOTAL:	239,500.00	152,105.00	0.00		152,105.00	63.51	87,395.00	0.00
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GRAND TOTAL:	1,859,680.00	1,816,025.01	0.00		1,816,025.01	97.65	43,654.99	0.00
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NIAGARA NATIONAL INC.
INSURANCE GROUP

November 10, 2021

Nicholas A. Pezzino
Barton & Loguidice
1738 Elmwood Ave.
Buffalo, NY 14207

Re: 716 Site Contracting, Inc.
Bond # B 1240192
Erie County Water Authority – Contract No. BL-001 Water System Improvements
Towns of Clarence and Aurora

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 \$1,859,680.00.

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 North Boston, NY 14110

NAME AND ADDRESS OF CORPORATION

For and in consideration of the sum of one million eight hundred sixteen thousand

twenty five-----01/100 dollars (\$ 1,816,025.01),

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*

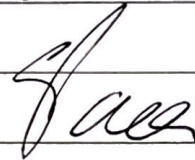
corporate seal to be hereunto affixed, and

these presents to be signed by its duly authorized

officer this 17 *day of* November

Two Thousand and 21

By



State of New York)

County of Erie ss.

_____ Of _____

On this 17 *day of* November *, Two Thousand*

and 21 *, before me personally came* Eric Pacer *to*

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

_____ that he/she is

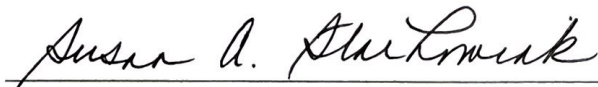
the VP *of* 716 Site Contracting Inc *, the corporation*

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

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)

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

ARCHITECT'S PROJECT NUMBER:

OWNER: ☐

ARCHITECT: ☐

CONTRACT FOR:

Waterline

CONTRACTOR: ☐

PROJECT: (Name and address)

BL-001
Water System Improvements
Town of Clarence and Aurora
Project # 202000060

SURETY: ☐

CONTRACT DATED: 4/12/20

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.

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: November 17, 2021

Notary Public:

Susan A. Stachowiak

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 required.

Document G706A

Contractor's Affidavit of Release of Liens

PROJECT: (Name and address)

BL-001

Water System Improvements
Town of Clarence and Aurora
Project # 202000060

ARCHITECT'S PROJECT NUMBER:

OWNER: ☐

ARCHITECT: ☐

CONTRACT FOR: Waterline

CONTRACTOR: ☐

TO OWNER: (Name and address)

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

SURETY: ☐

CONTRACT DATED: 4/12/20

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.

BY:

(Signature of authorized representative)

(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: November 17, 2021

Notary Public:

My Commission expires:

SUSANA 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.

**CONSENT OF
SURETY COMPANY
TO FINAL PAYMENT**
AIA DOCUMENT G707

OWNER
ARCHITECT
CONTRACTOR
SURETY
OTHER

☐
☐
☐
☐
☐

B 1240192

PROJECT: **BL-001 Clarence**
(name, address)

TO (Owner)

Erie County Water Authority
350 Ellicott Square Bldg
Buffalo

NY

14203

ARCHITECT'S PROJECT NO:

CONTRACT FOR:

BL-001 Water System Improvements - Towns of Clarence &
Aurora

CONTRACT DATE: 4/12/2021

CONTRACTOR: 716 Site Contracting Inc.

In accordance with the provisions of the Contract between the Owner and the Contractor as indicated above, the

SELECTIVE INSURANCE COMPANY OF AMERICA
40 WANTAGE AVENUE
BRANCHVILLE, NEW JERSEY 07890

, SURETY COMPANY,

on bond

716 Site Contracting Inc.

, CONTRACTOR,

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

Erie County Water Authority
350 Ellicott Square Bldg
Buffalo

NY

14203

, OWNER,

as set forth in the said Surety Company's bond.

IN WITNESS WHEREOF,
the Surety Company has hereunto set its hand this

9th day of November 2021

SELECTIVE INSURANCE COMPANY OF AMERICA
Surety Company

Signature of Authorized Representative

James M. Kuryak

Attest:

(Seal):

Attorney-in-fact
Title

NOTE: This form is to be used as a companion document to AIA DOCUMENT G706, CONTRACTOR'S AFFIDAVIT OF PAYMENT OF DEBTS AND
CLAIMS, Current Edition

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: **One Million Eight Hundred Fifty Nine Thousand Six Hundred Eighty Dollars (\$1,859,680.00)**

Signed this 9th day of November, 2021

SELECTIVE INSURANCE COMPANY OF AMERICA

By:


Brian C. Sarisky

Its SVP, Strategic Business Units, Commercial Lines



STATE OF NEW JERSEY :

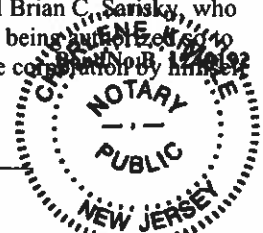
:ss. Branchville

COUNTY OF SUSSEX :

On this 9th day of November 2021 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 to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by him 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
STATE OF NEW JERSEY
ID # N/A
MY COMMISSION EXPIRES 6/2/26


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 has full force and effect and this Power of Attorney issued pursuant to and in accordance with the By-Laws is valid.

Signed this 9th day of November, 2021


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



**ALL NOTICES REGARDING CLAIMS AGAINST
THIS BOND MUST BE MAILED OR FAXED TO:**

**SELECTIVE INSURANCE COMPANY OF AMERICA
Attention: BOND CLAIMS**

P.O. Box 7265

London, KY 40742

Email address: CSVCenter@selective.com

Telefax: 866-324-3471

Phone: 866-455-9969

For all other inquiries not related to claims, contact
Selective Insurance Company of America
40 Wantage Avenue
Branchville, NJ 07890
1-800-777-9656
1-973-948-3000

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: BL-001

MBE	TOTAL AMOUNT EXPENDED
SEE ATTCHED	

TOTAL OF ALL MBE
SUB-CONTRACTS \$ 305,167

AMOUNT OF
CONTRACT 1,859,680

FINAL MBE
PERCENTAGE 16.4%

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 V.P
NAME
VP
TITLE
11/17/21
DATE