

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

Contract: GP-010 **Project No.:** 202100035
Project Description: Water System Improvements Towns of Hamburg and West Seneca and City of Lackawanna

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 _____

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 _____

Approvals Needed:

APPROVED AS TO CONTENT:

<input checked="" type="checkbox"/> Sr. Distribution Engineer	<u><i>Bill C.</i></u>	Date: <u>6/2/2021</u>
<input checked="" type="checkbox"/> Chief Operating Officer	<u><i>Russell J. Stoll</i></u>	Date: <u>6/2/2021</u>
<input checked="" type="checkbox"/> Executive Engineer	<u><i>Jeanard F. Koralik</i></u>	Date: <u>06/02/2021</u>
<input checked="" type="checkbox"/> Director of Administration	<u><i>Deanna L. Lister</i></u>	Date: <u>06/02/2021</u>
<input checked="" type="checkbox"/> Risk Manager	<u><i>Molly Jo Musarra</i></u>	Date: <u>06/02/2021</u>
<input checked="" type="checkbox"/> Chief Financial Officer	<u><i>Karen A. Bredenkamp</i></u>	Date: <u>06/02/2021</u>
<input checked="" type="checkbox"/> Legal	<u><i>Margaret A. Murphy</i></u>	Date: <u>06/02/2021</u>

APPROVED FOR BOARD RESOLUTION:

<input checked="" type="checkbox"/> Secretary to the Authority	<u><i>T. J. [Signature]</i></u>	Date: <u>6/2/21</u>
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Remarks: Amendment #1


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



ERIE COUNTY WATER AUTHORITY
INTEROFFICE MEMORANDUM

June 2, 2021

To: Terrence D. McCracken, Secretary to the Authority

From: William W. Wheeler, Distribution Engineer 

Subject: Contract GP-010
Transmission System Improvements,
Towns of Hamburg and West Seneca and City of Lackawanna
ECWA Project No. 202100035

Attached are the following documents:

1. ECWA Authorization Form for processing Professional Service Contract Amendment #1 with Greenman-Pedersen, Inc.
2. Three original copies of Professional Service Contract Amendment #1 for the above referenced project.

The Amendment is to adjust the Design Services for the above referenced project.

On March 4, 2021, the Authority and the Engineer entered into a professional services contract for engineering and consulting services relating to the installation of approximately 13,300 linear feet of new transmission waterline on multiple streets in the Towns of Hamburg and West Seneca and City of Lackawanna. During the preliminary design phase of the project, the Authority discovered a discrepancy between the actual project footage and the RFP/Professional Service Agreement. The total project length within the executed Agreement was 13,300 linear feet and the actual measured length of the project was 9,150 linear feet. The Authority discussed with the Engineer if their proposal had been developed from the language within the RFP or actual measured footage. The Engineer stated that their proposal was developed from the language within the RFP.

With the discrepancy in pipeline length, the Authority requested the Engineer to review the design fees to include the replacement of a parallel 6-inch distribution main (100+ years in age) along Abbott Road between Willet and Berg Road to the 16-inch main 500-feet north of Majestic Terrace. This replacement would bring the total length of the project to approximately 12,500 linear feet with the addition of 9 interconnections and numerous service transfers. The Authority and the Engineer determine these efforts would be a no cost increase to the Engineer's fee.

To: Terrence D. McCracken
Secretary to the Authority

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June 2, 2021

This work is within the original scope of the Professional Services Contract dated March 4, 2021 and the project is adequately funded. The construction costs will be budgeted within the 2022 budget.

Budget Information:

Unit: 2595 Eng/Const Transmission Mains
– Item 101599 Transmission Main Replacement B

WWW:jmf

Attachments

cc: R.Stoll

L.Kowalski

M.Quinn

L.Lester

CONT-GP-010-2101-X-01

**AMENDMENT NO. 1 TO
PROFESSIONAL SERVICES AGREEMENT**

AMENDMENT, effective June 10, 2021 (“Amendment No. 1”), to the Professional Services Agreement, effective on March 4, 2021, by and between

ERIE COUNTY WATER AUTHORITY
295 Main Street, Room 350
Buffalo, New York 14203

hereinafter referred to as the “Authority,” and

GREENMAN-PEDERSEN, INC.
4950 Genesee Street, Suite 100
Buffalo, New York 14225

hereinafter referred to as the “Engineer.”

WHEREAS, on March 4, 2021 the Authority awarded the Engineer a professional service contract to provide engineering and consulting services relating to the installation of new transmission and distribution mains, and the replacement of transmission and distribution mains in the Towns of Hamburg and West Seneca and the City of Lackawanna (the “Contract”); and

WHEREAS, based on the recommendation of the Authority’s Chief Operating Officer and Executive Engineer, the Authority seeks to amend the Contract’s scope of services from the installation of 13,300 linear feet of new transmission main to 12,500 linear feet of new transmission and distribution mains; and

WHEREAS, the Engineer has agreed to the amendment of the scope of services and has agreed to perform the services under the Contract at the same price in the Contract; and

WHEREAS, in accordance with Article 3, paragraph 3.02 of the Contract, any modification or variation from the terms of the Contract, must be in writing, authorized by a resolution of the Board of Commissioners of the Authority (the “Board”), and signed by all parties to be effective;

NOW, THEREFORE, in consideration of mutual promises herein set forth, the parties agree to the following:

- (1) The parties agree that Article 1, Paragraph 1.01 in the Contract is deleted in its entirety and replaced with the following:

1.01 The Project

- A. The Engineer shall provide engineering services for the Project which consists of the installation of approximately 12,500 linear feet of new transmission and distribution waterlines on multiple streets in the Towns of Hamburg and West Seneca and City of Lackawanna on the following streets:
1. 24-inch transmission main on Willet Road from 530 Willet Road to the interconnection with a 6-inch line approximately 100 LF east of the Abbott Road and Berg Road intersection,
 2. 24-inch transmission main on Abbott Road from the intersection of Willet Road and Berg Road to Fisher Road,
 3. 6-inch distribution main on Abbott from the intersection of Willet Road and Berg to the 16-inch main 500-feet north of Majestic Terrace, and
 4. 6-inch distribution main on North Drive from Abbott Road to 40 North Drive.
- B. The Engineer agrees the existing waterlines will be abandoned in place. The size and type of the new waterline will be determined as a part of the design project but will be a minimum 24-inch diameter transmission main on Willet Road and Abbott Road, a minimum 8-inch diameter distribution main on Abbott Road, and a minimum of 10-inch diameter on North Drive.
- C. The Engineer shall provide engineering services for the development of a Stormwater Pollution Prevention Plan (SWPPP) for the Project.
- D. The Engineer agrees the following conditions apply to all work performed for the Project:
1. All valving, hydrants, transfer of services, abandonments, interconnections, and appurtenances shall be included in the design.

2. The Project includes a hydraulic analysis to demonstrate functionality and redundancy of existing and proposed waterlines in case of a waterline failure in the area.
3. Pipe materials to use, sizes, and interconnection details to various existing pipes will be necessary during the design.
4. Incorporation of all Authority standard details to be included in the drawing set along with completion of all necessary tables and other design information as required.

(2) The parties agree all other terms and conditions, including Payment of Professional Services under Article 2, the Contract shall remain without change or amendment; and

(3) This Amendment may be executed in counterparts, each of which is deemed an original, but all of which together are deemed to be one and the same agreement.

IN WITNESS WHERETO, the parties hereto have caused this Amendment No. 1 to be signed by their respective duly constituted officers, attested and sealed pursuant to proper authority.

ERIE COUNTY WATER AUTHORITY

By _____
Jerome D. Schad, Chair

GREENMAN-PEDERSEN, INC.

By _____
David F. Pratt, P.E., Vice President

STATE OF NEW YORK)
COUNTY OF ERIE) ss:

On the _____ day of June, in the year 2021, before me personally came Jerome D. Schad, to me known, who, being by me duly sworn, did depose and say that he resides in Amherst, New York, that he is the Chair of the Board of Commissioners for the Erie County Water Authority described in the above instrument; and that he signed his name thereto by order of the Board of Commissioners.

Notary Public

STATE OF NEW YORK)
COUNTY OF ERIE) ss:

On the _____ day of _____, in the year 2021, before me personally came David F. Pratt, P.E., Vice President, to me known, who, being by me duly sworn, did depose and say that he resides in Holland, New York, that he is the Vice President of the Corporation described in the above instrument; and that he signed his name thereto by order of the Board of Directors of said Corporation.

Notary Public