



# COUNTY OF ERIE

**MARK C. POLONCARZ**

COUNTY EXECUTIVE

January 30, 2026

Erie County Legislature  
92 Franklin Street – Fourth Floor  
Buffalo, New York 14202

**RE: Erie County Sewer District No. 6  
Lackawanna Open Cut Excavation Sanitary Sewer Replacements  
Contract No. 68 Construction Close Out  
Visone Construction, Inc.**

Dear Honorable Members:

Enclosed please find a memorandum from the Department of Environment and Planning pertaining to close out of the Lackawanna Open Cut Excavation Sanitary Sewer Replacements, Erie County Sewer District No. 6, Contract No. 68.

Should your Honorable Body require further information, I encourage you to contact Joseph Fiegl, P.E. in the Department of Environment and Planning. Thank you for your consideration on this matter.

Sincerely yours,

A handwritten signature in blue ink, reading "Mark C. Poloncarz", with a long horizontal flourish extending to the right.

Mark C. Poloncarz, Esq.  
Erie County Executive

MCP: nw  
Enclosure

Cc: J. Fiegl – Environment and Planning

## **MEMORANDUM**

**To:** Honorable Members of the Erie County Legislature  
**From:** Department of Environment and Planning  
**Re:** Erie County Sewer District No. 6  
Lackawanna Open Cut Excavation Sanitary Sewer Replacements  
Contract No. 68 Construction Close Out  
Visone Construction, Inc.  
**Date:** January 30, 2026

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### **SUMMARY**

Acceptance and approval of Contract No. 68 in the final contract amount of \$1,063,925.18 together with Change Order No. 1 (final), a decrease of \$161,636.69 as well as authorization to issue final payment to the contractor, Visone Construction, Inc. is requested.

### **FISCAL IMPLICATIONS**

There will be no impact on the County's General Fund. The funds for this contract were allocated from Capital Account No. C.21150 (American Rescue Plan funds) and Erie County Sewer District No. 6 Capital Reserve Account No. C.00006. No additional funding is requested.

### **REASONS FOR RECOMMENDATION**

All scheduled improvements required by the contract documents have been completed. As a result, it is the Department's recommendation to finalize this contract.

### **BACKGROUND INFORMATION**

Contract No. 68 was bid on October 1, 2024 and awarded by the Erie County Legislature on October 24, 2024 pursuant to Legislative Comm. 15E-4 (2024). All funding was reviewed by the Erie County Comptroller's Office prior to various actions by the Erie County Legislature. This contract constructed the Lackawanna Open Cut Excavation Sanitary Sewer Replacements in Erie County Sewer District No. 6. Change Order No. 1 (Final) is an adjustment of final quantities resulting in a decrease of \$161,636.69 to the total contract value.

### **CONSEQUENCES OF NEGATIVE ACTION**

Contract default on the part of the County of Erie could be claimed by the Contactor.

### **STEPS FOLLOWING APPROVAL**

The County of Erie will execute the final change order and make a final payment to Visone Construction, Inc.

A RESOLUTION SUBMITTED BY:  
DEPARTMENT OF ENVIRONMENT AND PLANNING

RE: Erie County Sewer District No. 6  
Lackawanna Open Cut Excavation Sanitary Sewer Replacements  
Contract No. 68 Construction Close Out  
Visone Construction, Inc.

WHEREAS, pursuant to Legislative Comm. 15E-4 (2024) Contract No. 68 was awarded to Visone Construction, Inc. to construct the Lackawanna Open Cut Excavation Sanitary Sewer Replacements in Erie County Sewer District No. 6; and

WHEREAS, the Erie County Division of Sewerage Management has advised that all scheduled improvements are now complete and recommends approval for final payment.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes Contract No. 68 between the County of Erie and Visone Construction, Inc. (79 Sheldon Avenue, Depew NY 14043) being accepted in the final contract amount of \$1,063,925.18, which includes Change Order No. 1 (final), a decrease of \$161,636.69; and be it further

RESOLVED, that authorization is hereby given to the Erie County Comptroller to make final payment for Contract No. 68 to Visone Construction, Inc. for a total contract amount of \$1,063,925.18; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send one (1) certified copy of this resolution to the Office of the County Executive, the Office of the Comptroller, the Division of Budget and Management, the Department of Law, and the Division of Sewerage Management.

APPROVAL TO DISBURSE CAPITAL PROJECT CASH  
(use a separate form for each capital project)

SEWER CAPITAL C. 21150 & C.00006 TITLE Erie County Sewer District No. 6

PROJECT PURPOSE: The construction of the Lackawanna Open Cut Excavation Sanitary Sewer Replacements.

PROJ.AUTHORIZATION: BUDGET YEAR \_\_\_\_\_ OR DATE OF LEGISLATION \_\_\_\_\_

BOND RESOLUTION(S) AUTHORIZING PROJECT: TOTAL \$ \_\_\_\_\_  
DATE(S) \_\_\_\_\_  
AMT(S) \_\_\_\_\_ \$ \_\_\_\_\_

CONTRACT PURPOSE: Contract to installation of approximately 2,096 linear feet of 8-inch diameter PVC sanitary sewerline across five (5) project sites in ECSD No. 6 and the City of Lackawanna, including Ludel Terrace at Sandra Drive, Shannon Drive at Ludel Terrace, South Fisher Road at North Drive, Gibbons Street, and Parkview Avenue.

<u>CONTRACTOR</u>	<u>\$ AMOUNT</u>	<u>W.B.S.#</u>	<u>TOTAL AVAILABLE APPROPRIATION</u>
CO#1 VISIONE CONSTRUCTION, INC.-	\$0.00	C.21150	\$1,000,000.00
CO#1 VISIONE CONSTRUCTION, INC.-	\$ 161,636.69	C.00006	\$225,561.87

Total \$1,063,925.18

CHANGE ORDERS: PROJECT LEGISLATIVE HISTORY FOR THIS CONTRACT

<u>DATE</u>	<u>DESCRIPTION (Orig. Enc. Inc., Dec)</u>	<u>Amount</u>	<u>SFG Doc#</u>
<u>Original Contract</u>			
<u>Visone Construction, Inc.</u>		<u>\$1,225,561.87</u>	

REQUESTED BY: Nadine R. Wetzel, P.E.

	<u>Initials</u>	<u>Date</u>	
Amount Allocated _____	_____	_____	Deputy Commission
Amount Available _____	_____	_____	Accountant