

L. Dolata

New York State Department of Environmental Conservation
Division of Environmental Remediation
Bureau of Construction Services, Room 267
50 Wolf Road, Albany, New York 12233-7010
Phone: (518) 457-9280 • FAX: (518) 457-7743
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DEC 26 2000

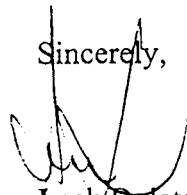
Mr. Michael Maher
Sevenson Environmental Services
2749 Lockport Road
Niagara Falls, New York 14202

Dear Mr. Maher:

Re: Site No. 5-10-017
Cumberland Bay Sludge Bed Removal site

Enclosed is a copy of the Certificate of Substantial Completion dully signed. The enclosed is for your records.

Sincerely,



Lech Dolata
Project Manager
Central Field Services Section
Bureau of Construction Services
Division of Environmental Remediation

Enclosure

cc: w/Enc. K. Decker - Earth Tech
w/o Enc. D. Steenberge - NYSDEC, Region 5
R. Fedigan - NYSDOH

LD/mj
bcc: D. Smith
J. Van Hoesen
Dayfile
Dolata #10 a:\CBaysubcompletion.wpd

CERTIFICATE OF SUBSTANTIAL COMPLETION

OWNER: NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL
CONSERVATION

PROJECT: CUMBERLAND BAY SLUDGE BED REMOVAL AND DISPOSAL
CONTRACT

CONTRACTOR: SEVENSON ENVIRONMENTAL SERVICES
2749 LOCKPORT ROAD
NIAGARA FALLS, NEW YORK 14305

ENGINEER: NYSDEC
BUREAU OF CONSTRUCTION SERVICES
DIVISION OF ENVIRONMENTAL REMEDIATION
50 WOLF ROAD
ROOM 267
ALBANY, NEW YORK 12233-7010

CONTRACTORS
CONTRACT: D003955

DEC SITE NO.: 5-10-017

Definition of Substantial Completion: Substantial completion is defined to be the date when the Owner and the Contractor reach mutual agreement that the work is substantially complete.

Date of Substantial Completion: November 13, 2000

Written, mutual agreements upon which the date of Substantial Completion has been mutually agreed to are as follows:

1. Agreement to Substantial Completion by the Owner will in no way affect the obligations of the Contractor under the terms and provisions of the contract with respect to uncompleted work.
2. The Contractor shall subsequently complete or correct all unfinished items in the work accepted by the Owner as substantially complete.
3. The Owner and Contractor made an inspection of the work on November 13, 2000. Following this inspection, the owner advised the Contractor of remaining items to be completed or corrected, and provided the Contractor with an Estimate of Work Remaining (attached). The contractor shall endorse said Estimate of Work Remaining as evidence of agreement and provide the owner with a mutually acceptable schedule for completion of the Estimate of Work Remaining.

CERTIFICATE OF SUBSTANTIAL COMPLETION

CONTRACTOR accepts this Certificate of Substantial Completion on 12/5, ~~19~~ 2000

SEVENSON ENVIRONMENTAL SERVICES

By: Milton D. Maler

Title: Project Manager

OWNER accepts this Certificate of Substantial Completion on 12/5, ~~19~~ 2000

NEW YORK STATE DEPARTMENT OF
ENVIRONMENTAL CONSERVATION

By: [Signature]

Title: Project Manager

**ESTIMATE OF WORK REMAINING
CUMBERLAND BAY SLUDGE BED SITE
SITE NO. 5-10-017
NOVEMBER 13, 2000**

<u>WORK ITEM REMAINING</u>	<u>EST. COST</u>
1) Complete remaining equipment decon and demobe (predominantly WWTP and mobile equipment)	\$
2) Disposal of retention Basin excavated material	\$
3) Recycling/disposal of asphalt pads (Wilcox Dock, press building, soil stockpile area)	\$
4) Removal and disposal of geosynthetic liners under asphalt pads (same 3 areas)	\$
5) Complete soil sampling on east and west sides of Cumberland Ave. and perform any necessary work based on sample results	\$
6) Complete removal and disposal of geosynthetic liner beneath gravel pad in WWTP area	\$
7) Complete regrading of gravel areas on west side of Cumberland Ave.	\$
8) Complete road crossing repairs on Cumberland Ave.	\$
9) Complete all final regrading, topsoil placement and revegetation activities in all disturbed areas	\$
10) Complete utility removal (electric/phone/water/sewage)	\$
11) Demobilize all trailers on site	\$
12) Complete removal of all supplies on site	\$
13) Properly dispose of any brush/wood piles created by SES	\$
14) Complete removal of any remaining fence sections to be eliminated	\$
TOTAL	\$343,271.00