

**CITY OF NIAGARA FALLS  
NEW YORK**

February 24, 2022

**TO:** City Council  
**FROM:** Mayor Robert M. Restaino  
**SUBJECT:** **CHANGE ORDER #1/FINAL - \$0 – OCCHINO CORP.  
PIN 5761.81 – BUFFALO AVENUE RESURFACING PHASE 4  
RAINBOW BOULEVARD TO 24<sup>TH</sup> STREET**

A contract for the above referenced project was awarded to Occhino Corp. on March 17, 2021 in the amount of \$1,869,493.65

Subsequent to the start of the project, minor cost overruns for margin restorations and the NYSDOT mandated asphalt and fuel adjustments caused related bid items to exceed original contract quantities. However, significant cost underruns on critical contingency items usually encountered in heavy industrial sections of Buffalo Avenue allow these minor overruns to be addressed with no additional funds (\$0 change to the contract). It is also important to note that **all** costs associated with this project are reimbursable up to 95% per existing funding agreements between NYSDOT and the City.

Will the Council vote to so approve and authorize the Mayor to execute a change order in a form acceptable to the Corporation Counsel?

Respectfully submitted,

Mayor Robert M. Restaino

Anthony Restaino, City Administrator

Robert Buzzelli, Civil Engineer III

Bax \_\_\_\_\_ Myles \_\_\_\_\_ Tompkins \_\_\_\_\_ Zajac \_\_\_\_\_ Spanbauer \_\_\_\_\_