



5340 S. Quebec St., Suite 250S
Greenwood Village, CO 80111
Phone: 720-250-9837
Fax: (303) 379-7284

Outside Plant Damage Recovery

February 8, 2019

Erie County Water Authority
295 Main Street
Buffalo, NY 14203

RE: Damaged Facilities: Charter Spectrum
Site Location: 6816 Minuteman Trail, Derby, NY 14047
Damage Date: February 2, 2019
PRG Claim# CHS-58980
Confirmation Code – [REDACTED]

To Whom It May Concern:

Project Resources Group has been retained by Charter Spectrum to assist in recovering costs associated with repairing and replacing Charter Spectrum facilities damaged by third parties. It is our primary responsibility to investigate damages and recover the costs of repairing and replacing the compromised facilities.

It has been determined that **Erie County Water Authority** is responsible for the damage to Charter Spectrum facilities referenced above that occurred on **February 2, 2019**.

We understand that while **repairing a water main** at the above referenced address, **Erie County Water Authority** hit and damaged cable owned and operated by Charter Spectrum. We understand that the markings were inaccurate.

If you had General Liability Insurance at the time of this incident, please submit this claim to them for their handling.

****Payment is due upon receipt.**

You may also make payment via a credit card; please see the attached form for completion. **To make an online payment please visit <https://opdpayments.prgconsulting.net> and use claim number and confirmation code listed above.**

Enclosed is an invoice itemizing the charges incurred for this damage. **Please make your check in the amount of \$2,872.22 payable to Project Resources Group, Inc. and mail it to the attention of:**

Project Resources Group, Inc.
5340 S. Quebec St. Suite 250S
Greenwood Village, CO 80111

If you have questions or require additional information, please contact me at 720-250-9837. Thank you for your prompt attention to this matter.

Sincerely,

Jackie W [REDACTED] Claims Specialist
Project Resources Group Inc. - Outside Plant Damage Recovery Division
Direct: 720-250-[REDACTED]
[REDACTED]

Encl – Documentation & Available Photos



INVOICE



Please Make Check Payable to: Project Resources Group

Remit to: Project Resources Group
Attn: Damage Claims
5340 S. Quebec St., Ste. 250 S
Greenwood Village, CO 80111

Invoice # CHS-58980
Date: February 8, 2019
Terms: Due Upon Receipt
Conf. Code # [REDACTED]

Responsible for Damages:

Erie County Water Authority
295 Main Street
Buffalo, NY 14203

Date & Address Where Damage Occurred:

2/2/2019 6816 Minuteman Trail
Derby, NY 14047

Labor and Materials Costs:

	<u>Units</u>	<u>Unit Rate</u>	<u>Amount</u>
<i>Internal Labor Costs</i>			
Maintenance Technician	8.00	\$65.00	\$520.00
Bucket Truck	8.00	\$50.00	\$400.00
Investigation Mobilization	1.00	\$100.00	\$100.00
Field Investigation Time	5.00	\$75.00	\$375.00
Allocated Loss Adjustment Expense	1.00	\$290.00	<u>\$290.00</u>
Sub-Total			\$1,685.00
<i>Contract Labor Costs</i>			
Labor			
Machine Trench- 36"	112.00	\$6.00	\$672.00
Coaxial Splicing UG- With Activation	112.00	\$0.41	\$45.92
Deliver Materials To Job Site	1.00	\$100.00	\$100.00
Trip Charge	1.00	\$100.00	\$100.00
Place	112.00	\$0.80	<u>\$89.60</u>
Sub-Total			\$1,007.52
<i>Material Costs</i>			
Conn, .500-St	2.00	\$4.08	\$8.15
Heatshrink 1.7X48 In (60 Carton)	1.00	\$4.84	\$4.84
Conn Female Splice Coupler	2.00	\$3.42	\$6.84
Conn, Splice .540 Qr	2.00	\$8.96	\$17.92
Cable .625 Cableguard	112.00	\$0.79	\$88.96
Cic Rg-11	112.00	\$0.42	\$47.03
Ramshead	1.00	\$3.07	\$3.07
Conn, Stinger To F	2.00	\$1.44	<u>\$2.88</u>
Sub-Total			\$179.70

Invoice Total

\$2,872.22
=====

Damage Investigation Findings

PRG CLAIM: CHS-58980
DATE OF DAMAGE: 02/02/2019 5:30 AM
NOTIFICATION: 02/04/2019
LOCATION: 6816 Minuteman Trail, Derby, NY 14047
ARRIVAL: 02/04/2019
LOCATE TICKET: 02029-178-005-00
INVESTIGATOR: Jamie H [REDACTED]

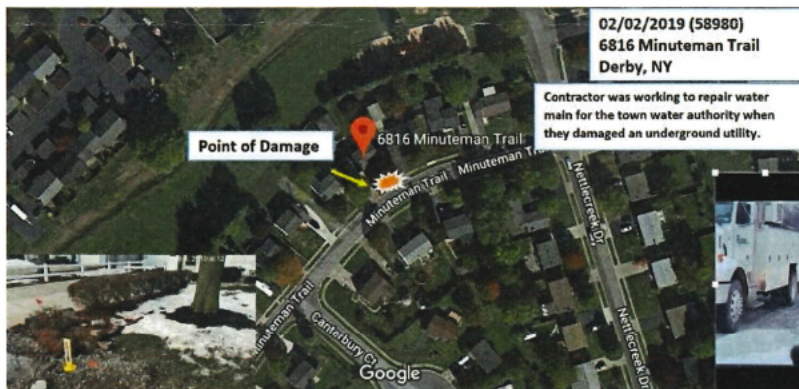
SUMMARY

On Monday February 4, 2019 I was notified by Charter Spectrum technician Jeffery P [REDACTED] of an underground utility damage at 6816 Minuteman Trail, in the Town of Derby, NY. This damage occurred on Saturday February 2, 2019 and was due to a contractor working to repair a water main break.

Upon my arrival onsite, on February 4, 2019 there were no contractors on site and no equipment. Although, I noticed USIC locate markers flags in the area of the dig site. I spoke with the technician Jeffery P [REDACTED] who stated that on Saturday when he arrived, there were crews from the Erie County Water Authority on site. Erie County Water Authority of 295 Main Street, Buffalo, NY were on site attempting to fix a water main break at the above address. The water authority did have a valid emergency locate ticket that was called in for the above location. USIC was contracted to locate and mark the Charter Spectrum line, which was marked correctly according to what the technician seen when arriving on site, Saturday February 2, 2019.

Criteria for a DSNY search provided a valid DSNY ticket for Erie County Water Authority for work at 6816 Minuteman Trail, Derby, NY.

Charter Spectrum technicians arrived onsite to make the necessary repairs to restore services.



STATEMENTS

Jeffery P. [REDACTED] Charter Spectrum Technician

"Water Authority is here excavating to repair the water main. They did have a locate, just hit the line rushing a little."

DETERMINATION

It has been determined that on February 2, 2019 Erie County Water Authority of 295 Main Street, Buffalo, NY was working at 6816 Minuteman Trail, Derby, NY after a water main break occurred. After investigation, Erie County Water Authority did have a valid locate ticket and the area was marked properly. The contractor failed to use the prescribed or proper precaution when excavating within the tolerance zone.

In accordance with New York State Law, New York State Code Rule 753, 16 NYCRR Part 753-3.6 Verification of underground facilities. Where an underground facility has been staked, marked or otherwise designated by the operator and the tolerance zone overlaps with any part of the work area, or the projected line of a bore/directional drill intersects the tolerance zone, the excavator shall verify the precise location, type, and size, direction of run and depth of such underground facility or its encasement. Verification shall be completed before the excavation or demolition is commenced or shall be performed as the work progresses. It is the responsibility of the contractor to properly support and protect all underground utilities.



ROOT CAUSE

Excavator failure to properly support and protect facility.

Ticket: 02029-178-005-00 Type: Emergency Previous Ticket:

State: NY County: ERIE Place: EVANS /T

Addr: From: 6816 To: 6818 Name: MINUTEMAN TRL

Cross: From: To: Name:

Offset:

Locate: LOCATE ON THE NORTH SIDE OF THE ROAD IN FRONT OF THE ADDRESS AT THE
: ROAD EDGE

NearSt: NETTLE CREEK AND CANTERBURY CT

Means of Excavation: BACKHOE Blasting: N

Site marked with white: N

Boring/Directional Drilling: N

Within 25ft of Edge of Road: Y

Work Type: WATER MAIN REPAIR

Duration:

Depth of excavation:

Site dimensions:

Start Date and Time: 02/02/2019 03:16

Must Start By: 02/19/2019

Contact Name: BRENDAN F [REDACTED]

Company: ERIE COUNTY WATER AUTHORITY

Addr1: 3030 UNION RD Addr2:
City: CHEEKTOWAGA State: NY Zip: 14227
Phone: 716-685-8241 Fax: 716-685-8501

Email: DISPATCHUFPO@ECWA.ORG

Field Contact: BRENDAN F [REDACTED]

Alt Phone: 716-685-8241

Working for: ERIE COUNTY WATER AUTHORITY

Comments: EMERGENCY, CREW IS ON WAY TO SITE NOW, THIS IS A THREAT TO

: LIFE/PROPERTY/VITAL UTILITY.

:

: DEPTH OF EXCAVATION AND LENGTH/WIDTH OF SITE UNKNOWN

: Lookup Type: PARCEL

Members:

ERIE COUNTY DIVISION OF SEWER MANAGEMENT	716-823-5888 x221
ERIE COUNTY WATER AUTHORITY	716-685-8241
NATIONAL FUEL GAS / DUNKIRK / SOUTH	716-363-6233
NATIONAL GRID / WEST / ELECTRIC	800-262-8600
TIME WARNER CABLE - BUFFALO	800-262-8600
VERIZON BUFFALO	716-392-6334

Ticket: 02029-178-007-00 Type: Emergency Previous Ticket:

State: NY County: ERIE Place: EVANS /T

Addr: From: 6816 To: Name: MINUTEMAN TRL

Cross: From: To: Name:

Offset:

Locate: LOCATE IN FRONT OF THE RESIDENCE

NearSt: NETTLE CREEK DR AND CRESCENT DR

Means of Excavation: EXCAVATOR Blasting: N

Site marked with white: N

Boring/Directional Drilling: N

Within 25ft of Edge of Road: Y

Work Type: REPAIRING WATER MAIN

Duration:

Depth of excavation:

Site dimensions:

Start Date and Time: 02/02/2019 04:11

Must Start By: 02/19/2019

Contact Name: JEFF S [REDACTED]

Company: RUSSO DEVELOPMENT

Addr1: 3710 MILESTRIP RD Addr2:

City: BLASDELL State: NY Zip: 14219

Phone: 716-844-8745 Fax: 716-931-9071

Email: [REDACTED]

Field Contact: JEFF

Cell Phone: [REDACTED]

Working for: ERIE COUNTY WATER AUTHORITY

Comments: EMERGENCY, CREW IS ON WAY TO SITE NOW, THIS IS A THREAT TO

: LIFE/PROPERTY/VITAL UTILITY.

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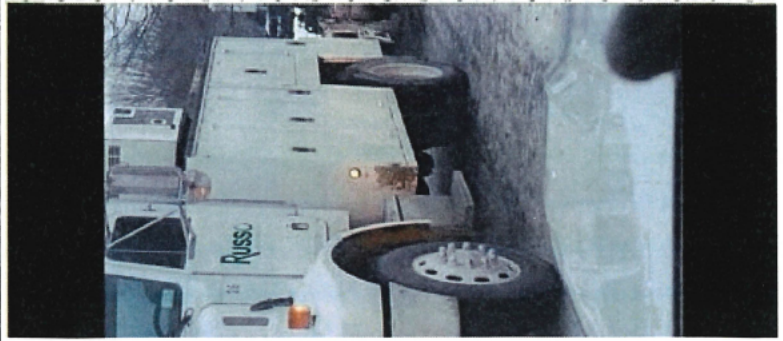
NATIONAL GRID / WEST / ELECTRIC 800-262-8600

TIME WARNER CABLE - BUFFALO 800-262-8600

VERIZON | BUFFALO 716-392-6334



58980 - Investigator1.PNG



58980 - Investigator2.PNG



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58980 - Investigator15.PNG

Project Resources Group
5340 S. Quebec St. Suite 250S
Greenwood Village, CO 80111

RECEIVED

19 FEB 15 PM 1:17

ERIE COUNTY
WATER AUTHORITY

Erie County Water Authority
295 Main Street
Buffalo, NY 14203



14203\$2494 C031

