

MINUTES of the **MEETING** of the **ERIE COUNTY WATER AUTHORITY** held in the office, 350 Ellicott Square Building, Buffalo, New York, on the 25th day of October, 2007.

PRESENT: **Frank E. Swiatek, Chairman**
Francis G. Warthling, Treasurer
Robert A. Mendez, Executive Director
Matthew J. Baudo, Secretary to the Authority
Robert J. Lichtenthal, Jr., Deputy Director
Wesley C. Dust, Executive Engineer
Mark J. Fuzak, Attorney
Ronald P. Bennett, Associate Attorney
Karla L. Thomas, Director of Human Resources
Daniel J. NeMoyer, Public Affairs Officer
Albert J. Meaney, Comptroller

ATTENDEES: **Joseph Matteliano**

CALL TO ORDER

PLEDGE TO THE FLAG

I. - ROLL CALL

II. - READING OF MINUTES

Motion by Mr. Warthling seconded by Mr. Swiatek and carried to waive the reading of the Minutes of the Meeting held on Thursday, October 11, 2007.

III. - APPROVAL OF MINUTES

Motion by Mr. Warthling seconded by Mr. Swiatek and carried to approve the Minutes of the Meeting held on Thursday, October 11, 2007.

IV. - REPORTS (See "Report" Minutes for Details)

- A) SECRETARY/PERSONNEL**
- B) LEGAL**
- C) FISCAL**
- D) OPERATIONS**
- E) HUMAN RESOURCES**

V. - COMMUNICATIONS AND BILLS

ITEM 1 - CREATION OF MASTER PURCHASE ORDERS:

Motion by Mr. Warthling seconded by Mr. Swiatek and carried to approve the creation of Master Purchase Order Nos. as listed on the attached sheet page 1 not to exceed the amount of \$15,000.00 and that the Director of Administration be authorized to execute the above and all associated documents after certifying that they are in conformity with applicable laws and the Authority's By-Laws and Purchasing Guidelines, Policies and Procedures..

ITEM 2 - MASTER PURCHASE ORDERS:

Motion by Mr. Warthling seconded by Mr. Swiatek and carried to approve for payment of Master Purchase Order Nos. as listed on the attached sheets pages 1-11 after certification by the Comptroller that the orders are in accordance with the quotations and that the Director of Administration be authorized to execute the above and all associated documents after certifying that they are in conformity with applicable laws and the Authority's By-Laws and Purchasing Guidelines, Policies and Procedures.

VI. - UNFINISHED BUSINESS (NONE)

VII. - NEW BUSINESS (RESOLUTIONS 3-21)

ITEM 3 - PAYMENT OF INVOICE OF CITIGROUP FOR SERVICES RENDERED IN CONNECTION WITH THE ISSUANCE OF ERIE COUNTY WATER AUTHORITY, WEEKLY ADJUSTABLE/FIXED RATE WATER WORKS SYSTEM REVENUE BONDS, SERIES 1993A AND WEEKLY ADJUSTABLE/FIXED RATE WATER WORKS SYSTEM REVENUE BONDS, SERIES 1993B - \$13,390.41

Motion by Mr. Warthling seconded by Mr. Swiatek

WHEREAS, Heretofore and on the 18th day of February 1993, the Authority adopted the Third Supplemental Resolution authorizing the issuance of \$42,500,000 Weekly Adjustable/Fixed Rate Water Works System Revenue Bonds, Series 1993A and 1993B; and

WHEREAS, CitiGroup has submitted their invoice in the total amount of \$13,390.41, dated September 28, 2007 for services performed for the period of July 1, 2007 to September 30, 2007; and

WHEREAS, Said invoice has been approved for payment by Albert Meaney, Comptroller;

NOW, THEREFORE, BE IT RESOLVED:

That the abovementioned invoice of CitiGroup in the amount of \$13,390.41 for services rendered in connection with the Erie County Water Authority Weekly Adjustable/Fixed Rate Water Works System Revenue Bonds, Series 1993A and Series 1993B be referred to the Comptroller for his verification and if found to be in order that said invoice be approved and the Treasurer, or in his absence the Assistant Treasurer, be and hereby is authorized to pay the same.

Ayes: Two; Commrs. Swiatek and Warthling

Noes: None

ITEM 4 - AUTHORIZATION TO ENTER INTO A RISK MANAGEMENT INFORMATION SERVICES AGREEMENT WITH HARTFORD FIRE INSURANCE COMPANY AND RALPH J. VANNER & ASSOCIATES, INC. RELATIVE TO MONITORING THE ERIE COUNTY WATER AUTHORITY'S WORKER'S COMPENSATION ACCOUNT WITH HARTFORD INSURANCE COMPANY

Motion by Mr. Warthling seconded by Mr. Swiatek

WHEREAS, Hartford Fire Insurance Company ("Hartford") provided the Erie County Water Authority ("Authority") with worker's compensation insurance; and

WHEREAS, Ralph J. Vanner & Associates, Inc. ("Ralph J. Vanner") is the Authority's workers compensation agent; and

WHEREAS, The Authority has filed Dispute Notices with Hartford regarding the Workers' Compensation Insurance Policy which was terminated by the Authority effective December 31, 2005; and

WHEREAS, Hartford maintains an @Venture system which accesses workers' compensation records via on-line direct access, via diskettes or by electronic data interface; and

WHEREAS, In order to move the dispute to a conclusion, whether by mediation, litigation or otherwise, it is necessary for the Authority to obtain access to the @Venture system; and

WHEREAS, A Risk Management Information Services Agreement ("Agreement")

was submitted by Hartford to provide the Authority and Ralph J. Vanner with access to these records for the sum of \$812 per quarter; and

WHEREAS, Such payment will be made under protest pending resolution of the dispute; and

WHEREAS, Mark J. Fuzak, Counsel, Robert J. Lichtenthal, Jr., Deputy Director and Robert A. Mendez, Executive Director recommend acceptance of the Agreement;

NOW, THEREFORE, BE IT RESOLVED:

That the Chairman be and he hereby is authorized to execute said agreement on behalf of the Authority; and be it further

RESOLVED: That the Secretary be and he hereby is authorized to forward an executed copy of said Agreement together with a certified copy of this resolution to Hartford and Ralph J. Vanner.

Ayes: Two; Commrs. Swiatek and Warthling
Noes: None

ITEM 5 - AUTHORIZATION TO ENTER INTO A COOPERATIVE AGREEMENT WITH THE COUNTY OF ERIE IN CONNECTION WITH THE RECONSTRUCTION PROJECT ON COMO PARK BOULEVARD, TOWN OF CHEEKTOWAGA, COUNTY OF ERIE, NEW YORK

Motion by Mr. Warthling seconded by Mr. Swiatek

WHEREAS, The County of Erie ("County") has initiated plans to undertake the reconstruction of Como Park Blvd. in the Town of Cheektowaga, County of Erie, including pavement, curbs and sidewalks ("Reconstruction Project"); and

WHEREAS, The Erie County Water Authority ("Authority") intends to replace the existing watermain presently located on Como Park Blvd. during the reconstruction project by the County ("Watermain Project"); and

WHEREAS, The County and the Authority desire to enter into a Cooperative Agreement to coordinate and facilitate the Reconstruction Project and the Watermain Project on Como Park Blvd. in order to achieve cost containment and efficiency; and

WHEREAS, Wesley C. Dust, P.E., Executive Engineer and Robert A. Mendez, Executive Director recommend entering into a Cooperative Agreement with the County;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority accepts the Cooperative Agreement between the County and the Authority to coordinate and facilitate the Reconstruction Project and the Watermain Project on Como Park Blvd. in order to achieve cost containment and efficiency; and be it further

RESOLVED: That the Chairman be and he hereby is authorized to execute said agreement on behalf of the Authority; and be it further

RESOLVED: That the Secretary be and he hereby is authorized to forward an executed copy of said Agreement together with a certified copy of this resolution to the County.

Ayes: Two; Commrs. Swiatek and Warthling
Noes: None

ITEM 6 - AUTHORIZATION TO ACCEPT PROPOSAL OF CMB WINSOR, LLC FOR THE INSTALLATION OF APPROXIMATELY 2,015 LINEAR FEET OF EIGHT-INCH PVC WATERMAIN, FOUR HYDRANTS AND APPURTENANCES IN WATERFORD COMMONS, PHASE 3, TOWN OF CLARENCE, NEW YORK, PROJECT NO. 200400196, EC NO. 5732

Motion by Mr. Warthling seconded by Mr. Swiatek

WHEREAS, The Erie County Water Authority ("Authority") desires to enter into a Main Extension Agreement (Builder-Contractor-Developer) with CMB Winsor, LLC for the installation of approximately 2,015 l.f. of eight-inch PVC watermain, four hydrants and appurtenances in Waterford Commons, Phase 3, Town of Clarence, New York; and

WHEREAS, The materials, work, labor and services for said installation shall be supplied and paid for by the applicant; and

WHEREAS, Said installation of main and hydrants has been assigned Work Authorization No. EC-5732; and

WHEREAS, Wesley C. Dust, P.E., Executive Engineer and Robert A. Mendez, Executive Director advised that the materials, work, labor and services for said installations, as proposed to be supplied and installed by the applicant, meet with the Authority's specifications;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority accepts the proposal of CMB Winsor, LLC for the installation of

approximately 2,015 l.f. of eight-inch PVC watermain, four hydrants and appurtenances in Waterford Commons, Phase 3, Town of Clarence, New York; and be it further

RESOLVED: That the Chairman be and he hereby is authorized to execute said Main Extension Agreement (Builder-Contractor-Developer) between the Authority and CMB Winsor, LLC covering the abovementioned subdivision.

Ayes: Two; Commrs. Swiatek and Warthling
Noes: None

ITEM 7 - AUTHORIZATION TO ACCEPT THE CONSTRUCTION AND INSTALLATION OF 6 LINEAR FEET OF SIX-INCH DIAMETER CLASS 53 DUCTILE IRON PIPE, 689.75 LINEAR FEET OF EIGHT-INCH DIAMETER CLASS 52 DUCTILE IRON PIPE, TWO HYDRANTS, TWO LINE VALVES AND APPURTENANCES ON ALBRIGHT COURT, CITY OF LACKAWANNA, NEW YORK, EC NO. 5696, PROJECT NO. 200600626

Motion by Mr. Warthling seconded by Mr. Swiatek

WHEREAS, The Erie County Water Authority ("Authority"), by resolution dated June 14, 2007, identified as Item No. 3, of the Minutes of that meeting, accepted the proposal of City of Lackawanna for the installation of approximately 690 l.f. of 8-inch diameter class 52 ductile iron pipe, two hydrants and appurtenances in Albright Court, City of Lackawanna, New York, identified by Work Authorization No. 5696; and

WHEREAS, The Bill of Sale dated September 27, 2007 and the Schedule of Inventory dated September 25, 2007 have been approved by Wesley C. Dust, Executive Engineer and Mark J. Fuzak, Counsel and the construction and installation of 6 linear feet of six-inch diameter class 53 ductile iron pipe, 689.75 linear feet of eight-inch diameter class 52 ductile iron pipe, two hydrants, two line valves and appurtenances on Albright Court, City of Lackawanna, New York have been installed in accordance with the specifications of the Authority as certified to by Donald J. Hoefler; and

WHEREAS, The Division of Environmental Health of the Health Department of the County of Erie has under date of August 7, 2007 approved the completed works for public water supply improvement for Albright Court, City of Lackawanna, New York; and

WHEREAS, Albert J. Meaney, Comptroller has reviewed the costs of the main and hydrants and finds them reasonable and correct; and

WHEREAS, Wesley C. Dust, P.E., Executive Engineer and Robert A. Mendez, Executive Director recommend approval and acceptance of said main and hydrants;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority accept the construction and installation of of 6 linear feet of six-inch diameter class 53 ductile iron pipe, 689.75 linear feet of eight-inch diameter class 52 ductile iron pipe, two hydrants, two line valves and appurtenances on Albright Court, City of Lackawanna, New York, and said main, hydrants and line valves be added to the property records of the Authority.

Ayes: Two; Commrs. Swiatek and Warthling
Noes: None

ITEM 8 - AUTHORIZATION TO ADVERTISE FOR BIDS FOR CONTRACT NO. MP-73, STURGEON POINT TREATMENT PLANT COAGULATION BASINS UPGRADES, PROJECT NO. 20070016

Motion by Mr. Warthling seconded by Mr. Swiatek

WHEREAS, Wesley C. Dust, P.E., Executive Engineer and Robert A. Mendez, Executive Director recommend that the Erie County Water Authority ("Authority") publish a notice inviting sealed bids or proposals pursuant to Section 1069 of the Public Authorities Law for Contract No. MP-73, Sturgeon Point Treatment Plant Coagulation Basins Upgrades; and

WHEREAS, The work, labor and services for the abovementioned project is estimated to cost an amount in excess of \$5,000.00; and

WHEREAS, The Advertisement for Bids for Contract No. MP-73, Sturgeon Point Treatment Plant Coagulation Basins Upgrades will be conducted pursuant to the newly enacted legislation, New York State Finance Law §§ 139-j and 139-k and the Authority's Purchasing Guidelines, Policies and Procedures; and

WHEREAS, Malcolm Pirnie, Consulting Engineers will be the designated contact person for the project with the adoption of this resolution;

NOW, THEREFORE, BE IT RESOLVED:

That the plans and specifications and form of bid be prepared for Contract No. MP-73, Sturgeon Point Treatment Plant Coagulation Basins Upgrades and upon completion be made available for inspection by bidders in the office of the Authority; and be it further

RESOLVED: That the Secretary be and he hereby is authorized and directed to publish a notice inviting sealed bids or proposals pursuant to Section 1069 of the Public Authorities Law for the abovementioned project.

Ayes: Two; Commrs. Swiatek and Warthling
Noes: None

ITEM 9 - APPROVAL OF CREDIT CHANGE ORDER NO. 1 OF HUNTING SPECIALIZED PRODUCTS, INC. FOR 24-INCH DIAMETER JOINT REPAIRS, WATER SYSTEM IMPROVEMENTS, HAMBURG, NEW YORK, PROJECT NO. 200700014, CONTRACT NO. 07-29-06 - \$3,228.00

Motion by Mr. Warthling seconded by Mr. Swiatek

WHEREAS, Heretofore and on the 17th day of May, 2007, the Erie County Water Authority ("Authority") entered into a contract with Hunting Specialized Products, Inc. for for 24-inch diameter joint repairs, water system improvements, Hamburg, New York, identified as Contract No. 07-29-06; and

WHEREAS, Said contractor has submitted Credit Change Order No. 1 in the sum of \$3,228.00 to provide for the following changes:

1. Concrete lining removal
2. Additional joint seals were not required; and

WHEREAS, The reasons for said change are as follows;

1. The existing contract documents did not provide for concrete lining removal.
2. Additional joint seals were not required; and

WHEREAS, Wesley C. Dust, P.E., Executive Engineer and Robert A. Mendez, Executive Director recommend approval of said Credit Change Order No. 1;

NOW, THEREFORE, BE IT RESOLVED:

That Credit Change Order No. 1 of Hunting Specialized Products, Inc. in the amount of \$3,228.00 to provide for the abovementioned change be approved; and be it further

RESOLVED: That the Chairman be and he hereby is authorized to execute said Credit Change Order No. 1 on behalf of the Authority.

Ayes: Two; Commrs. Swiatek and Warthling
Noes: None

**ITEM 10 -APPROVAL OF CHANGE ORDER NO. 1 OF C.R.M. CONTRACTING, INC.
FOR FENCING, GUARDRAIL, GENERAL WELDING, PAINTING AND
SANDBLASTING REPAIRS AS REQUIRED, PROJECT NO. 200500235,
CONTRACT NO. 05-31-11 - \$77,386.25**

Motion by Mr. Warthling seconded by Mr. Swiatek

WHEREAS, Heretofore and on the 10th day of November, 2005, the Erie County Water Authority ("Authority") entered into a contract with C.R.M. Contracting, Inc. for fencing, guardrail, general welding, painting and sandblasting repairs, identified as Contract No. 05-31-11; and

WHEREAS, Paragraph 3 of the Notice to Bidders Section of the contract states that if the Authority and the Contractor mutually agree to continue the contract after the 20th day of October, 2007, the contract shall be extended for the term of one year on the same terms and conditions provided for in the contract; and

WHEREAS, C.R.M. Contracting, Inc. has submitted a letter dated September 4, 2007 requesting a one year extension under the same terms and conditions; and

WHEREAS, Said contractor has submitted Change Order No. 1 in the sum of \$77,386.25 to extend the contract for a one year period; and

WHEREAS, Wesley C. Dust, P.E., Executive Engineer and Robert A. Mendez, Executive Director recommend approval of said Change Order No. 1;

NOW, THEREFORE, BE IT RESOLVED:

That Change Order No. 1 of C.R.M. Contracting, Inc. in the amount of \$77,386.25 to provide for the abovementioned change be approved; and be it further

RESOLVED: That the Chairman be and he hereby is authorized to execute said Change Order No. 1 on behalf of the Authority.

Ayes: Two; Commrs. Swiatek and Warthling
Noes: None

ITEM 11 -RATIFICATION OF THE INSTALLATION OF HYDRANTS AND VALVES AND RETIREMENT OF EXISTING HYDRANTS AND VALVES - VARIOUS LOCATIONS

Motion by Mr. Warthling seconded by Mr. Swiatek

WHEREAS, The Engineering Department of the Erie County Water Authority ("Authority") advised that hydrants and valves were installed as part of the Authority's program to keep pace with improvements in fire fighting technology, as follows:

Replace existing hydrant at 24 Bernice Drive, Town of Cheektowaga with a new Clow hydrant on 1/6/06. Work done by ECWA forces under Work Authorization No. 107.200 5602.

Old Mathews hydrant originally installed in 1962 was scrapped and retired under Retirement Authorization No. R060001.

Replace existing hydrant at 451 Broad St., City of Tonawanda with a new Kennedy hydrant on 12/29/05. Work done by ECWA forces under Work Authorization No. 107.200 5601.

Old Waterous hydrant originally installed pre 2004 was scrapped and retired under Retirement Authorization No. R060052.

Replace existing hydrant at 40 Waltercrest Terrace, Town of West Seneca with a new Kennedy hydrant on 12/6/05. Work done by ECWA forces under Work Authorization No. 107.200 5598.

Old Ludlow hydrant originally installed in 1956 was scrapped and retired under Retirement Authorization No. R050050.

Replace existing hydrant at 29 Miami Parkway, Town of Cheektowaga with a new Clow hydrant on 9/17/07. Work done by ECWA forces under Work Authorization No. 107.200 5738.

Old Mathews hydrant originally installed in 1955 was scrapped and retired under Retirement Authorization No. R70053.

Replace existing hydrant tee, hydrant valve and hydrant at 637 Main Street, City of Tonawanda with a new Clow hydrant on 9/11/07. Work done by ECWA forces under Work Authorization No. 107.200 5737.

Old Eddy hydrant with a 4" branch & tee originally installed was scrapped and retired under Retirement Authorization No. R70052.

Replace existing hydrant at 172 Kenview Blvd., Town of Cheektowaga with a new Clow hydrant on 9/19/07. Work done by ECWA forces under Work Authorization No. 107.200 5739.

Old Iowa hydrant originally installed in 1945 was scrapped and retired under Retirement Authorization No. R70054.

Replace existing hydrant at East Niagara, 2nd hydrant s/e of Wales, City of Tonawanda with a new Clow hydrant on 7/23/07. Work done by ECWA forces under Work Authorization No. 107.200 5719.

Old 6" Darling hydrant originally installed pre 2004 was scrapped and retired under Retirement Authorization No. R70042.

Replace existing hydrant at 919 Dick Road with a new Clow hydrant on 7/13/07. Work done by ECWA forces under Work Authorization No. 107.200 5712.

Old 6" Mathews hydrant originally installed in 1927 was scrapped and retired under Retirement Authorization No. R70035.

Replace existing hydrant at Rutland corner of Broadway, Village of Sloan with a new Clow hydrant on 7/16/07. Work done by ECWA forces under Work Authorization No. 107.200 5714.

Broken hydrant originally installed in 1986 was scrapped and retired under Retirement Authorization No. R70037.

Replace existing hydrant at 4970 Thompson Road, Town of Clarence with a new Clow hydrant on 7/26/07. Work done by ECWA forces under Work Authorization No. 107.200 5722.

2315

Old Eddy hydrant originally installed pre 1999 was scrapped and retired under Retirement Authorization No. R70044.

Replace existing hydrant at 4899 Ledge Lane, Town of Clarence with a new Clow hydrant on 7/26/07. Work done by ECWA forces under Work Authorization No. 107.200 5721.

Old Mathews hydrant originally installed pre 1999 was scrapped and retired under Retirement Authorization No. R70043.

Replace existing hydrant at Maldiner Ave., 1st hydrant s/o Canton, City of Tonawanda with a new Clow hydrant on 8/6/07. Work done by ECWA forces under Work Authorization No. 107.200 5724.

6" Darling hydrant originally installed pre 2004 was scrapped and retired under Retirement Authorization No. R70045.

Replace existing hydrant at 226 Lorfield Drive, Town of Amherst with a new Clow hydrant on 8/22/07. Work done by ECWA forces under Work Authorization No. 107.200 5729.

Old Rensselaer hydrant originally installed in 1951 was scrapped and retired under Retirement Authorization No. R70047.

Replace existing hydrant at 39 Meadowbrook Drive, City of Lackawanna with a new Clow hydrant on 8/22/07. Work done by ECWA forces under Work Authorization No. 107.200 5728.

Old Mathews hydrant originally installed in 1954 was scrapped and retired under Retirement Authorization No. R70046.

Replace existing hydrant at 6380 Goodrich Road, Town of Clarence with a new Clow hydrant on 1/6/06. Work done by ECWA forces under Work Authorization No. 107.200 5602.

Old Kennedy hydrant originally installed pre 1999 was scrapped and retired under Retirement Authorization No. R70048.

Replace existing valve at Seneca St. at Hilldale, Town of West Seneca with a new 8" resilient valve on 8/29/07. Work done by ECWA forces under Work Authorization No. 107.200 5733.

Old valve originally installed in 1905 was scrapped and retired under Retirement Authorization No. R70049.

10/25/07

Replace existing valve at 9835 Clarence Center Road, Town of Clarence with a new 8" resilient valve on 9/5/07. Work done by ECWA forces under Work Authorization No. 107.200 5736.

Old valve originally installed pre 1999 was scrapped and retired under Retirement Authorization No. R70051.

Replace existing valve at 101 Bentham Parkway (on Lamarck) side of house, Town of Amherst with a new resilient seat valve on 6/12/07. Work done by ECWA forces under Work Authorization No. 107.200 5713.

Old 6" valve originally installed in 1925 was scrapped and retired under Retirement Authorization No. R70036.

Removed existing valve at 3580 Southwestern Blvd., Town of Orchard Park on 7/16/07. Work done by ECWA forces under Work Authorization No. 107.200 5715.

Old valve originally installed pre 2004 was scrapped and retired under Retirement Authorization No. R710038.

Replace existing valve at Concord Place and Lexington Terrace, Town of Amherst with a new resilient seat valve on 7/17/07. Work done by ECWA forces under Work Authorization No. 107.200 5716.

Old valve originally installed in 1926 was scrapped and retired under Retirement Authorization No. R70039.

Replace existing valve at 9935 Clarence Center Road, Town of Clarence with a new resilient seat valve on 7/19/07. Work done by ECWA forces under Work Authorization No. 107.200 5717.

Old 8" gate valve originally installed pre 1999 was scrapped and retired under Retirement Authorization No. R70040.

Replace existing valve at 31 Manlon Terrace, Town of Cheektowaga with a new 6" resilient seat valve on 7/23/07. Work done by ECWA forces under Work Authorization No. 107.200 5718.

Old 6" gate valve originally installed in 1939 was scrapped and retired under Retirement Authorization No. R70041.

2317

Replace existing 8" valve at Ridge Road and Rosary Avenue, City of Lackawanna with a new 8" resilient valve on 9/22/06. Work done by ECWA forces under Work Authorization No. 107.200 5649.

Old 8" gate valve originally installed in 1902 was scrapped and retired under Retirement Authorization No. R60040.

Replace existing hydrant at 3258 Abbott Road, Town of Hamburg with a new Clow hydrant on 9/26/06. Work done by ECWA forces under Work Authorization No. 107.200 5651.

Old Mueller hydrant originally installed in 1971 was scrapped and retired under Retirement Authorization No. R60041.

Replace existing hydrant at 259 Utica Street, City of Tonawanda with a new Clow hydrant on 10/4/06. Work done by ECWA forces under Work Authorization No. 107.200 5653.

Old Holly hydrant originally installed pre 2004 was scrapped and retired under Retirement Authorization No. R60043.

Replace existing hydrant at 264 Windermere Blvd., Town of Amherst with a 1" BO on 5/17/07. Work done by ECWA forces under Work Authorization No. 107.200 5701.

Old Kennedy hydrant originally installed in 1983 was scrapped and retired under Retirement Authorization No. R70024.

Replace existing hydrant at 133 West Elmview Avenue, City of Lackawanna with a new Clow hydrant on 8/10/06. Work done by ECWA forces under Work Authorization No. 107.200 5637.

Old Mathews hydrant originally installed in 1955 was scrapped and retired under Retirement Authorization No. R60030.

Replace existing hydrant at 174 Lydia Lane, Town of Cheektowaga with a new Clow hydrant on 8/18/06. Work done by ECWA forces under Work Authorization No. 107.200 5641.

Old Mathews hydrant originally installed in 1961 was scrapped and retired under Retirement Authorization No. R60034.

Replace existing hydrant at 6100 Long Street, Town of Clarence with a new Clow hydrant on 8/14/06. Work done by ECWA forces under Work Authorization No. 107.200 5640.

10/25/07

Old Kennedy hydrant originally installed pre 1999 was scrapped and retired under Retirement Authorization No. R60033.

Replace existing hydrant at 41 Chesterfield Drive, Town of Cheektowaga with a new Clow hydrant on 9/11/06. Work done by ECWA forces under Work Authorization No. 107.200 5645.

Old Rensselaer hydrant originally installed in 1952 was scrapped and retired under Retirement Authorization No. R60037.

Replace existing hydrant at 5265 Old Goodrich Road, Town of Clarence with a new Clow hydrant on 10/11/06. Work done by ECWA forces under Work Authorization No. 107.200 5654.

Old hydrant originally installed pre 1999 was scrapped and retired under Retirement Authorization No. R60044.

Replace existing hydrant at 239 Darwin Drive, Town of Amherst with a new Clow hydrant on 8/14/06. Work done by ECWA forces under Work Authorization No. 107.200 5639.

Old Rensselaer hydrant originally installed in 1923 was scrapped and retired under Retirement Authorization No. R60032.

Replace existing hydrant at 85 Aris Avenue, Town of Cheektowaga with a new Clow hydrant on 8/30/06. Work done by ECWA forces under Work Authorization No. 107.200 5643.

Old hydrant originally installed in 1955 was scrapped and retired under Retirement Authorization No. R60035.

Replace existing hydrant at Hunting Valley Road N., Town of Clarence with a new Clow hydrant on 8/10/06. Work done by ECWA forces under Work Authorization No. 107.200 5638.

Old hydrant originally installed pre 1999 was scrapped and retired under Retirement Authorization No. R60031.

Replace existing valve at 8100 Old Post Road West, Town of West Seneca with a new 6" resilient valve on 9/5/06. Work done by ECWA forces under Work Authorization No. 107.200 5644.

Old 6" valve originally installed pre 1999 was scrapped and retired under Retirement Authorization No. R60036.

2319

Replace existing valve at 789 Terrace Blvd., Village of Depew with a new 6" resilient valve on 8/10/06. Work done by ECWA forces under Work Authorization No. 107.200 5656.

Old 6" valve originally installed in 1915 was scrapped and retired under Retirement Authorization No. R60029.

New valve installation at 3583 Lake Shore Road, Town of Hamburg with a new 24" butterfly valve on 11/9/06. Work done by ECWA forces under Work Authorization No. 107.200 5658.

Replace existing valve at 203 Eggert Road, Town of Cheektowaga with a new 8" resilient valve on 10/12/06. Work done by ECWA forces under Work Authorization No. 107.200 5652.

Old 8" gate valve originally installed in 1948 was scrapped and retired under Retirement Authorization No. R60042.

Replace existing valve at Terrace Blvd. southwest corner of Penora, Village of Depew with a new 6" resilient valve on 8/10/06. Work done by ECWA forces under Work Authorization No. 107.200 5635.

Old 6" valve originally installed in 1915 was scrapped and retired under Retirement Authorization No. R60028.

Replace existing valve at Pleasant Avenue and Central Avenue, Village of Lancaster with a new 6" resilient valve on 9/19/06. Work done by ECWA forces under Work Authorization No. 107.200 5647.

Old 6" valve originally installed pre 2002 was scrapped and retired under Retirement Authorization No. R60038.

Replace existing hydrant at 202 Lydia Lane, Town of Cheektowaga with a new Clow hydrant on 10/9/07. Work done by ECWA forces under Work Authorization No. 107.200 5743.

Old Kennedy hydrant originally installed in 1981 was scrapped and retired under Retirement Authorization No. R70058.

Replace existing hydrant at 115 Geneva Street, Town of Aurora with a new Clow hydrant on 10/3/06. Work done by ECWA forces under Work Authorization No. 107.200 5742.

Old Kennedy hydrant originally installed pre 2005 was scrapped and retired under Retirement Authorization No. R70057.

10/25/07

Replace existing hydrant at 69 Royal Parkway E., Town of Amherst with a new Clow hydrant on 9/27/07. Work done by ECWA forces under Work Authorization No. 107.200 5740.

Old Kennedy hydrant originally installed in 1990 was scrapped and retired under Retirement Authorization No. R70055.

Replace existing valve at 253 Morgan Street, City of Tonawanda with a new resilient valve on 10/16/07. Work done by ECWA forces under Work Authorization No. 107.200 5756.

Old gate valve originally installed pre 8/18/04 was scrapped and retired under Retirement Authorization No. R70056.

Install BO at 373 Indian Church Road, Town of West Seneca on 6/16/06. Work done by ECWA forces under Work Authorization No. 107.200 5757.

Removed existing valve at West Drullard Avenue, Town of Lancaster on 10/10/07. Work done by ECWA forces under Work Authorization No. 107.200 5746.

Old valve originally installed pre 12/1/02 was scrapped and retired under Retirement Authorization No. R70060.

Replace existing valve at Morgan Street, City of Tonawanda with a new 8" resilient valve on 10/11/07. Work done by ECWA forces under Work Authorization No. 107.200 5744.

Old 8" valve originally installed pre 8/18/04 was scrapped and retired under Retirement Authorization No. R70059; and

WHEREAS, Wesley C. Dust, P.E., Executive Engineer and Robert A. Mendez, Executive Director ratify said installations and work;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority approve the retirement of the abovementioned hydrants and valves at the abovementioned locations; and be it further

RESOLVED: That the installation of the new hydrants and valves in the abovementioned locations, as part of the Authority's continuing program to improve its facilities is hereby approved, ratified and confirmed.

Ayes: Two; Commrs. Swiatek and Warthling
Noes: None

ITEM 12 - REFUND FOR NEW SERVICE INSTALLATIONS - \$38,803.30

Motion by Mr. Warthling seconded by Mr. Swiatek

WHEREAS, The Erie County Water Authority ("Authority") has installed new services identified on its records by OWIP numbers; and

WHEREAS, Said new services have been completed and the actual cost thereof ascertained; and

WHEREAS, The entire actual cost thereof is less than the estimated cost of the new services; and

WHEREAS, Albert J. Meaney, Comptroller, under the date of October 25, 2007, has recommended that the following refunds on attached Schedule "A" be made;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority repay the difference between the estimated cost of said new services and the entire actual costs thereof to the parties and in the amounts hereinafter set forth on attached Schedule "A".

Ayes: Two; Commrs. Swiatek and Warthling

Noes: None

ITEM 13 - AUTHORIZATION TO INSTALL ONE HYDRANT AT 9095 MAIN STREET, TOWN OF CLARENCE, NEW YORK, PROJECT NO. 200700637, EC NO. 5745

Motion by Mr. Warthling seconded by Mr. Swiatek

WHEREAS, In a resolution dated, September 27, 2007, The Town Board of the Town of Clarence authorized the Erie County Water Authority ("Authority") to install one hydrant at 9095 Main Street, Town of Clarence, New York under the Authority's annual large service contract; and

WHEREAS, This hydrant installation has been assigned Work Authorization No. EC 5745 and Project No. 200700637;

NOW, THEREFORE, BE IT RESOLVED:

That one hydrant be installed at 9095 Main Street, Town of Clarence, New York under the Authority's annual large service contract.

Ayes: Two; Commrs. Swiatek and Warthling
Noes: None

ITEM 14 - AUTHORIZATION TO GRANT LEAK ALLOWANCE REQUESTS

Motion by Mr. Warthling seconded by Mr. Swiatek

WHEREAS, Robert J. Lichtenthal, Jr., Deputy Director advised the Authority that he has received leak allowance requests from Authority customers listed below resulting from a service line leak:

- | | |
|---|---|
| <p>1) Amherst Hill Tennis Club
5959 Sheridan Drive
Williamsville, NY 14221
\$4,281.02</p> | <p>3) Kadimah School of Buffalo
1085 Eggert Road
Amherst, NY 14226
\$1,800.24</p> |
| <p>2) D Aprile Springs HOA
92 Nichter Road
Lancaster, NY 14086
\$493.94</p> | |

WHEREAS, Robert J. Lichtenthal, Jr., Deputy Director advised that the requests contain documentation showing that the leaks have been repaired; and

WHEREAS, Said leak allowance requests have complied with all leak allowance requirements; and

WHEREAS, As stated in Section 9.09 of the Authority's Tariff, the granting of a leak allowance shall be in the sole discretion of the Authority; and

WHEREAS, Robert J. Lichtenthal, Jr., Deputy Director recommends granting the above leak allowance requests; and

WHEREAS, Robert A. Mendez, Executive Director concurs with said recommendation;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority grant the leak allowance requests to the abovementioned customers; and be it further

RESOLVED: That the Comptroller is hereby authorized and directed to adjust the accounts of the abovementioned customers.

Ayes: Two; Commrs. Swiatek and Warthling
Noes: None

ITEM 15 - MARTIN LANG - LEAVE OF ABSENCE

Motion by Mr. Warthling seconded by Mr. Swiatek and carried to grant Martin Lang a leave of absence from his permanent position of Meter Service Worker during his provisional appointment as Dispatcher.

Ayes: Two; Commrs. Swiatek and Warthling
Noes: None

ITEM 16 - STEVEN D'AMICO - LEAVE OF ABSENCE

Motion by Mr. Warthling seconded by Mr. Swiatek and carried to grant Steven D'Amico a leave of absence from his permanent position of Customer Service Representative during his provisional appointment as Budget Director.

Ayes: Two; Commrs. Swiatek and Warthling
Noes: None

ITEM 17 - SPENCER PLARR - LEAVE OF ABSENCE

Motion by Mr. Warthling seconded by Mr. Swiatek and carried to grant Spencer Plarr a leave of absence from his permanent position of Skilled Water Utility Worker during his temporary appointment as Crew Chief.

Ayes: Two; Commrs. Swiatek and Warthling
Noes: None

ITEM 18 - C. SCOTT SPIER - LEAVE OF ABSENCE

Motion by Mr. Warthling seconded by Mr. Swiatek and carried to grant C. Scott Spier a leave of absence from his permanent position of Crew Chief during his probationary period as General Crew Chief.

Ayes: Two; Commrs. Swiatek and Warthling
Noes: None

ITEM 19 - PURCHASE ORDERS:

Motion by Mr. Warthling seconded by Mr. Swiatek and carried to approve for payment of Purchase Order Nos. as listed on the attached sheets pages 12-21 after certification by the Comptroller that the orders are in accordance with the quotations and that the Director of Administration be authorized to execute the above and all associated documents after certifying that they are in conformity with applicable laws and the Authority's By-Laws and Purchasing Guidelines, Policies and Procedures.

ITEM 20 - PURCHASE ORDER AMENDMENTS:

Motion by Mr. Warthling seconded by Mr. Swiatek and carried to approve for payment of Purchase Order Amendments as listed on the attached sheet page 22 after certification by the Comptroller that the orders are in accordance with the quotations and that the Director of Administration be authorized to execute the above and all associated documents after certifying that they are in conformity with applicable laws and the Authority's By-Laws and Purchasing Guidelines, Policies and Procedures.

ITEM 21 - SERVICE CONNECTION WORK ORDER LIST:

Motion by Mr. Warthling seconded by Mr. Swiatek and carried to approve Service Connection Work Order Nos. 07-42 and 07-43, to C. Destro Development Co., Inc. for Service Area No. 1 under Contract No. 07-04-01 and to C. Destro Development Co., Inc. for Service Area No. 2 under Contract No. 07-05-01 and large services under Contract No. 07-03-01 to Kandey Company, Inc.

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VIII. - ADJOURNMENT

Meeting adjourned until the next regular meeting to be held on Thursday, November 15, 2007 at 4:00 p.m.

Matthew J. Baudo
Secretary to the Authority

PF

10/25/07