

MINUTES of the **ANNUAL MEETING** of the **ERIE COUNTY WATER AUTHORITY** held in the office, 350 Ellicott Square Build, Buffalo, New York, on the 8th day of May, 2008.

PRESENT: Frank E. Swiatek, Commissioner
 Kelly M. Vacco, Commissioner
 Francis G. Warthling, Commissioner
 Robert A. Mendez, Executive Director
 Matthew J. Baudo, Secretary to the Authority
 Kelly M. Vacco, , Deputy Director
 Wesley C. Dust, Executive Engineer
 Mark J. Fuzak, Attorney
 Ronald P. Bennett, Associate Attorney
 Karla L. Thomas, Director of Human Resources
 Paul H. Riester, Director of Administration
 Albert J. Meaney, Comptroller
 Daniel J. NeMoyer, Public Affairs Officer
 Susan L. Rinaldo, Cash Manager

ATTENDEES: Joseph Matteliano

Meeting called to order at 10:00 a.m.

CALL TO ORDER

PLEDGE TO THE FLAG

I. - ROLL CALL

ITEM 1- TEMPORARY SECRETARY

Motion by Mr. Francis G. Warthling seconded by Ms. Kelly M. Vacco and carried to appoint Mr. Matthew J. Baudo Temporary Secretary for the Annual Meeting.

ITEM 2- TEMPORARY CHAIRMAN

Motion by Mr. Frank E. Swiatek seconded by Mr. Francis G. Warthling and carried to appoint Ms. Kelly M. Vacco Temporary Chair for the Annual Meeting.

ITEM 3- CHAIRMAN

Nominations were opened for the office of Chairman.

Unanimous motion and second and carried to nominate Mr. Frank E. Swiatek as Chairman of the Erie County Water Authority for the ensuing year.

Motion by Ms. Kelly M. Vacco seconded by Mr. Francis G. Warthling and carried to move that nominations be closed.

On Roll Call the following votes were cast:

Ayes: Three; Commr. Swiatek, Vacco and Warthling
Noes: None

Motion carried to elect Frank E. Swiatek as Chairman.

ITEM 4 - VICE CHAIR

Nominations were opened for the office of Vice Chair.

Unanimous motion and second and carried to nominate Ms. Kelly M. Vacco, as Vice Chair of the Erie County Water Authority for the ensuing year.

Motion by Mr. Frank E. Swiatek seconded by Mr. Francis G. Warthling and carried to move that nominations be closed.

On Roll Call the following votes were cast:

Ayes: Three; Commr. Swiatek, Vacco and Warthling
Noes: None

Motion carried to elect Kelly M. Vacco, as Vice Chair.

ITEM 5 - TREASURER

Nominations were opened for the office of Treasurer.

Unanimous motion and second and carried to nominate Mr. Francis G. Warthling as Treasurer of the Erie County Water Authority for the ensuing year.

Motion by Ms. Kelly M. Vacco seconded by Mr. Frank E. Swiatek, and carried to move that nominations be closed.

On Roll Call the following votes were cast:

Ayes: Three; Commr. Swiatek, Vacco and Warthling
Noes: None

Motion carried to elect Mr. Francis G. Warthling as Treasurer.

ITEM 6 - ASSISTANT TREASURER

Nominations were opened for the office of Assistant Treasurer.

Motion by Mr. Francis G. Warthling seconded by Ms. Kelly M. Vacco, and carried to nominate Mr. Mark J. Fuzak as Assistant Treasurer of the Erie County Water Authority for the ensuing year.

Motion by Mr. Francis G. Warthling seconded by Ms. Kelly M. Vacco, and carried to move that nominations be closed.

On Roll Call the following votes were cast:

Ayes: Three; Commr. Swiatek, Vacco and Warthling
Noes: None

Motion carried to elect Mark J. Fuzak as Assistant Treasurer.

ITEM 7 - RENEWAL OF TREASURER'S AND EMPLOYEES' BONDS

Motion by Mr. Francis G. Warthling seconded by Ms. Kelly M. Vacco, and carried that the Erie County Water Authority ratify the continuation of the Treasurer Bond with Hanover Insurance Group in the amount of \$250,000 for the period April 28, 2006 through April 28, 2009 and the Bill Collector=s Bonds with NGM Insurance Co. in the amount of \$250,000.00 for the period January 1, 2008 through January 1, 2009 and all other employees with Travelers Casualty & Surety Company of America in the amount of \$500,000.00 for the period of January 1, 2008 through January 1, 2009, (covered under the existing Commercial Crime Policy for a Government Entity).

Ayes: Three; Commr. Swiatek, Vacco and Warthling
Noes: None

ITEM 8 - SECRETARY

Nominations were opened for the office of Secretary.

Motion by Mr. Francis G. Warthling seconded by Ms. Kelly M. Vacco, and carried to nominate Mr. Matthew J. Baudo as Secretary to the Erie County Water Authority for the ensuing year.

Motion by Mr. Francis G. Warthling seconded by Ms. Kelly M. Vacco, and carried to move that nominations be closed.

On Roll Call the following votes were cast:

Ayes: Three; Commr. Swiatek, Vacco and Warthling

Noes: None

ITEM 9 - ASSISTANT SECRETARY

Nominations are open for the office of Assistant Secretary.

Motion by Mr. Francis G. Warthling seconded by Ms. Kelly M. Vacco, and carried to nominate Mr. Robert J. Lichtenthal, Jr. as Assistant Secretary to the Erie County Water Authority for the ensuing year.

Motion by Mr. Francis G. Warthling seconded by Ms. Kelly M. Vacco, and carried to move that nominations be closed.

On Roll Call the following votes were cast:

Ayes: Three; Commr. Swiatek, Vacco and Warthling

Noes: None

Motion carried to elect Robert J. Lichtenthal, Jr. as Assistant Secretary to the Authority.

ITEM 10 - AUTHORIZATION TO DESIGNATE DEPOSITORIES FOR FUNDS

Motion by Mr. Frank E. Swiatek seconded by Ms. Kelly M. Vacco, and carried that the Erie County Water Authority designate the following as depositories for funds collected by Mr. Francis G. Warthling Treasurer:

HSBC BANK USA

Erie County Water Authority Improvement & Extension Debt Reserve Fund - 1st, 2nd & 3rd Series Bonds

Erie County Water Authority Improvement & Extension Debt Service Fund - 1st, 2nd & 3rd Series Bonds

1. 1973 Escrow Debt Service A Account - Restricted Investment
2. 1973 Escrow Debt Service B Account - Unrestricted Investment
3. Erie County Water Authority Water System Revenue Account
4. Erie County Water Authority Savings Account

MANUFACTURERS & TRADERS TRUST COMPANY

Erie County Water Authority Water System Revenue Fund

Erie County Water Authority Extension & Improvement Fund

Erie County Water Authority MTB Money Market Fund

Erie County Water Authority Private Fire Protection Construction Account

Erie County Water Authority Operating and Maintenance

Erie County Water Authority Sick Pay and Pension Reserves

Erie County Water Authority Savings Account – Water System Revenue

Erie County Water Authority Savings Account – Customer Deposit

Erie County Water Authority Water Works System Revenue Refunding Bonds Series 1990A - Debt Service Fund:

1. Principal Account - Serial Bonds
2. Interest Account
3. Bond Retirement Account - Term Bonds (Sinking Fund - for Principal on Called Bonds)

Erie County Water Authority Fourth Resolution Refunding Water Revenue Bonds - Series 1992 - Bond Fund:

1. Principal Account
2. Interest Account
3. Bond Retirement Account
4. Reserve Account

Erie County Water Authority Series 1993A & B Weekly
Adjustable/Fixed Rate Water Works System Revenue Bonds -
Construction Fund

Erie County Water Authority Series 1993A & B Weekly
Adjustable/Fixed Rate Water Works System Revenue Bonds -
Series 1993 A & B Cost of Issuance Account

Erie County Water Authority Series 1993A & B Weekly
Adjustable/Fixed Rate Water Works System Revenue Bonds -
Secondary Bond Fund:

1. Secondary Interest Account
2. Secondary Principal Account
3. Secondary Bond Retirement Account
4. Payment Account (for SWAP Agreement)
5. Secondary Reserve Account - 1993A
6. Secondary Reserve Account - 1993B

Erie County Water Authority Series 1993A & B Weekly
Adjustable/Fixed Rate Water Works System Revenue Bonds -
Purchase Account

Erie County Water Authority Series 1993A & B Weekly
Adjustable/Fixed Rate Water Works System Revenue Bonds -
Remarketing Account

Erie County Water Authority Series 1993A & B Weekly
Adjustable/Fixed Rate Water Works System Revenue Bonds -
Charges Fund

Erie County Water Authority Debt Service Fund, Series 1998A

Erie County Water Authority (DWSRF) Debt Service Reserve
Fund, Series 1998A

Erie County Water Authority DWSRF Construction Fund, Series
1998A

Erie County Water Authority Debt Service Fund, Series 1998B

Erie County Water Authority Debt Service Reserve Fund, Series 1998B

Erie County Water Authority Construction Fund, Series 1998B

Erie County Water Authority 2003F Construction Account

Erie County Water Authority 2003F Debt Service Reserve Fund

Erie County Water Authority 2003F Debt Service Fund

Erie County Water Authority 2007 Construction Fund

Erie County Water Authority 2007 Debt Service Reserve Fund

Erie County Water Authority 2007 Debt Service Fund

BANK OF AMERICA

Erie County Water Authority Extension & Improvement Fund

Erie County Water Authority Customer Deposits/Refunds Account

Erie County Water Authority Money Market Account

KEY BANK OF NEW YORK

Erie County Water Authority Operating & Maintenance Fund

Erie County Water Authority Money Market Account

Erie County Water Authority Employee Activity Account

JP MORGAN CHASE BANK, N.A.

Erie County Water Authority Water Extension and Improvement Fund

Erie County Water Authority Payroll Account

Erie County Water Authority Government Money Market

MBIA - MUNICIPAL INVESTORS SERVICES CORPORATION

Erie County Water Authority Extension and Improvement Fund

Erie County Water Authority Operating and Maintenance Fund

Erie County Water Authority Sick Pay and Pension Reserves

Erie County Water Authority Customer Deposits

FIRST NIAGARA BANK

Erie County Water Authority Money Market Account

RBS CITIZENS, NA (D/B/A CITIZENS)

Erie County Water Authority Money Market Account

On Roll Call the following votes were cast:

Ayes: Three; Commr. Swiatek, Vacco and Warthling

Noes: None

ITEM 11 - AUTHORIZATION TO APPROVE THE FOLLOWING INDIVIDUALS TO EXECUTE ERIE COUNTY WATER AUTHORITY CHECKS ON BEHALF OF THE ERIE COUNTY WATER AUTHORITY

Motion by Mr. Francis G. Warthling seconded by Ms. Kelly M. Vacco and carried to authorize the following individuals to execute Erie County Water Authority checks on behalf of the Authority:

Robert A. Mendez, Executive Director
Matthew J. Baudo, Secretary to the Authority
Francis G. Warthling, Treasurer
Mark J. Fuzak, Assistant Treasurer

On Roll Call the following votes were cast:

Ayes: Three; Commr. Swiatek, Vacco and Warthling

Noes: None

ITEM 12 - AUTHORIZATION TO APPROVE THE FOLLOWING INDIVIDUALS TO MAKE WIRE TRANSFERS ON BEHALF OF THE ERIE COUNTY WATER AUTHORITY

Motion by Mr. Francis G. Warthling seconded by Ms. Kelly M. Vacco and carried to authorize the following individuals to make wire transfers on behalf of the Erie County Water Authority:

Susan L. Rinaldo, Cash Manager
 Karen A. Prendergast, Manager of Accounting Services

On Roll Call the following votes were cast:

Ayes: Three; Commr. Swiatek, Vacco and Warthling
 Noes: None

**ITEM 14 - AUTHORIZATION TO APPROVE THE FOLLOWING
 INDIVIDUALS TO MAKE AUTOMATED CLEARING HOUSE
 (ACH) TRANSFERS ON BEHALF OF THE ERIE COUNTY
 WATER AUTHORITY**

Motion by Mr. Francis G. Warthling seconded by Ms. Kelly M. Vacco and carried to authorize the following individuals to make payroll direct deposit wire transfers on behalf of the Erie County Water Authority:

See attached list

On Roll Call the following votes were cast:

Ayes: Three; Commr. Swiatek, Vacco and Warthling
 Noes: None

**ITEM 15 - AUTHORIZATION TO APPROVE THE FOLLOWING
 INDIVIDUALS TO VIEW ALL DEPOSITORY AND
 INVESTMENT ACTIVITY ON THE INTERNET ON BEHALF OF
 THE ERIE COUNTY WATER AUTHORITY**

Motion by Mr. Francis G. Warthling seconded by Ms. Kelly M. Vacco and carried to authorize the following individuals to view all depository and investment activity on the Internet on behalf of the Erie County Water Authority:

Robert J. Lichtenthal, Jr., Deputy Director
 Albert J. Meaney, Comptroller
 Susan L. Rinaldo, Cash Manager
 Karen A. Prendergast, Manager of Accounting Services
 Timothy J. Pulsifer, Jr. Accountant

On Roll Call the following votes were cast:

Ayes: Three; Commr. Swiatek, Vacco and Warthling
 Noes: None

ITEM 16 - AUTHORIZATION TO APPROVE THE FOLLOWING INDIVIDUALS TO EXECUTE ALL FEDERAL AND STATE TAX RETURNS, INCLUDING BUT NOT LIMITED TO W-2, AND 1099 FORMS ON BEHALF OF THE ERIE COUNTY WATER AUTHORITY

Motion by Mr. Francis G. Warthling seconded by Ms. Kelly M. Vacco and carried to authorize the following individuals to execute all Federal and State Tax Returns, including but not limited to W-2 and 1099 Forms on behalf of the Erie County Water Authority:

Albert J. Meaney, Comptroller
Susan L. Rinaldo, Cash Manager
Karen A. Prendergast, Manager of Accounting Services

On Roll Call the following votes were cast:

Ayes: Three; Commr. Swiatek, Vacco and Warthling
Noes: None

ITEM 17 - AUTHORIZATION TO APPROVE THE FOLLOWING INDIVIDUALS TO VIEW DAILY COLLATERAL REPORTS FOR THE BANK OF NEW YORK ON THE INTERNET ON BEHALF OF THE ERIE COUNTY WATER AUTHORITY

Motion by Mr. Francis G. Warthling seconded by Ms. Kelly M. Vacco and carried to authorize the following individuals to view daily collateral reports for the Bank of New York on the Internet on behalf of the Erie County Water Authority:

Susan L. Rinaldo, Cash Manager
Karen A. Prendergast, Manager of Accounting Services
Peter R. Reszka, Assistant Business Office Manager

On Roll Call the following votes were cast:

Ayes: Three; Commr. Swiatek, Vacco and Warthling
Noes: None

ITEM 18 - AUTHORIZATION TO APPROVE THE ERIE COUNTY WATER AUTHORITY'S ANNUAL INVESTMENT REPORT WITH AUDIT AND THE ANNUAL INVESTMENT GUIDELINES

Motion by Mr. Francis G. Warthling seconded by Ms. Kelly M. Vacco and carried to approve the Annual Investment Report with attached Audit and the Investment Guidelines for the ensuing year or until such time at the Erie County Water Authority deems it necessary to amend said Guidelines.

On Roll Call the following votes were cast:

Ayes: Three; Commr. Swiatek, Vacco and Warthling

Noes: None

ITEM 19 - AUTHORIZATION TO APPROVE THE FOLLOWING INDIVIDUALS TO AUTHORIZE INVESTMENT TRANSACTIONS EXECUTED BY CITIZENS INVESTMENT MANAGEMENT SERVICES

Motion by Mr. Francis G. Warthling seconded by Ms. Kelly M. Vacco and carried to authorize the following individuals to authorize investment transactions executed by Citizens Investment Management Services:

Robert J. Lichtenthal, Jr., Deputy Director

Albert J. Meaney, Comptroller

Susan L. Rinaldo, Cash Manager

Karen A. Prendergast, Manager of Accounting Services

On Roll Call the following votes were cast:

Ayes: Three; Commr. Swiatek, Vacco and Warthling

Noes: None

ITEM 20 - AUTHORIZATION TO APPROVE THE DIRECTOR OF ADMINISTRATION TO AUTHORIZE AND EXECUTE PURCHASE ORDERS AFTER DEPARTMENTAL AND BOARD APPROVAL

Motion by Mr. Francis G. Warthling seconded by Ms. Kelly M. Vacco and carried to approve the Director of Administration to authorize and execute purchase orders after departmental and Board approval.

On Roll Call the following votes were cast:

Ayes: Three; Commr. Swiatek, Vacco and Warthling

Noes: None

ITEM 21 - AUTHORIZATION TO APPROVE THE DIRECTOR OF ADMINISTRATION TO AUTHORIZE AND EXECUTE ASSOCIATED PURCHASING AGREEMENTS, WARRANTEES AND MAINTENANCE AGREEMENTS ON DEPARTMENTAL AND BOARD APPROVED PURCHASE ORDERS NOT TO EXCEED AN AGGREGATE OF \$20,000 PER CALENDAR YEAR PER VENDOR

Motion by Mr. Francis G. Warthling seconded by Ms. Kelly M. Vacco and carried to approve the Director of Administration to authorize and execute associated purchasing agreements, warrantees and maintenance agreements on departmental and Board approved purchase orders not to exceed an aggregate of \$20,000 per calendar year per vendor.

On Roll Call the following votes were cast:

Ayes: Three; Commr. Swiatek, Vacco and Warthling

Noes: None

ITEM 22 - COMMITTEES

Motion by Mr. Francis G. Warthling seconded by Ms. Kelly M. Vacco and carried to approve that the existing committees remain the same for the coming year and that the Chairman of the Erie County Water Authority will continue to be empowered to name new committees and assign members.

On Roll Call the following votes were cast:

Ayes: Three; Commr. Swiatek, Vacco and Warthling

Noes: None

ITEM 23 - ADJOURNMENT

Motion by Mr. Francis G. Warthling seconded by Ms. Kelly M. Vacco and carried to adjourn this annual organization meeting until the next organization meeting to be held on the first regularly scheduled board meeting after the 27th day of April, 2009.

On Roll Call the following votes were cast:

Ayes: Three; Commr. Swiatek, Vacco and Warthling
Noes: None

Matthew J. Baudo
Secretary to the Authority

PF

	NYS Retirement	Payroll Direct Deposit
Maria Gugliuzza Principal Clerk	X	X
Timothy Pulsifer Jr. Accountant	X	X
Joseph Cukierski Chief Account Clerk	X	X
Karen Prendergast Mgr. of Acct. Services	X	X
Albert Meaney Comptroller	X	X