

MINUTES of the **MEETING** of the **ERIE COUNTY WATER AUTHORITY** held in the office, 350 Ellicott Square Building, Buffalo, New York, on the 24th day of June, 2010.

PRESENT: Kelly M. Vacco, Chairperson
Francis G. Warthling, Vice Chairman
John F. O'Donnell, Treasurer
Robert A. Mendez, Executive Director
Matthew J. Baudo, Secretary to the Authority/Personnel Director
Robert J. Lichtenthal, Jr., Deputy Director
Wesley C. Dust, Executive Engineer
Mark J. Fuzak, Attorney
Ronald P. Bennett, Associate Attorney
Paul H. Riestler, Director of Administration
Daniel J. NeMoyer, Director of Human Resources
Karen A. Prendergast, Comptroller
Brian C. Bray, Public Affairs Officer
Anthony Alessi, Claims Representative/Risk Manager

ATTENDEES:

CALL TO ORDER

PLEDGE TO THE FLAG

I. - ROLL CALL

II. - READING OF MINUTES

Motion by Mr. Warthling seconded by Mr. O'Donnell and carried to waive the reading of the Minutes of the Meeting held on Thursday, June 10, 2010.

III. - APPROVAL OF MINUTES

Motion by Mr. Warthling seconded by Mr. O'Donnell and carried to approve the Minutes of the Meeting held on Thursday, June 10, 2010.

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

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

- E) HUMAN RESOURCES**
- F) AUDIT COMMITTEE**
- G) GOVERNANCE COMMITTEE**

V. - COMMUNICATIONS AND BILLS

ITEM 1 - CREATION OF MASTER PURCHASE ORDERS:

Motion by Mr. Warthling seconded by Mr. O'Donnell and carried to approve the creation of Master Purchase Order Nos. as listed on the attached page 1 not to exceed the amount of \$9,000.00 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 ORDER RELEASES:

Motion by Mr. Warthling seconded by Mr. O'Donnell and carried to approve for payment of Master Purchase Order Nos. as listed on the attached pages 1-13 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 3-19)

ITEM 3 - RATIFICATION OF THE INVESTMENT OF FUNDS FROM THE MANUFACTURERS & TRADERS TRUST COMPANY, DEBT SERVICE FUND WATER WORKS SYSTEM REVENUE REFUNDING BONDS, SERIES 1998A - \$49,350.42

Motion by Mr. Warthling seconded by Mr. O'Donnell

WHEREAS, Susan Rinaldo, Cash Manager advised under date of June 11, 2010 that there was available on July 1, 2010 the following amounts in the Debt Service Fund Water Works System Revenue Refunding Bonds, Series 1998A:

Principal Account	\$33,750.00
Interest Account	\$15,600.42

and has recommended that the Manufacturers & Traders Trust Company, as Fiscal Agent, be authorized to invest from the Interest Account, in the amount of \$15,600.42 to mature in time for the December 15, 2010 Interest Payment at the highest yield to maturity to 1998A Bondholders and invest from the Principal Account in the amount of \$33,750.00 to mature in time for the December 15, 2010 Principal Payment at the highest yield to maturity to 1998A Bondholders; and

WHEREAS, Inasmuch as the Authority does not have adequate safekeeping facilities for the aforementioned securities, the Comptroller recommends that the Manufacturers & Traders Trust Company be authorized to maintain possession of the securities, in trust, for the Authority for safekeeping purposes;

NOW, THEREFORE, BE IT RESOLVED:

That the action of Karen A. Prendergast, Comptroller, in authorizing the Manufacturers & Traders Trust Company to invest from the Interest Account in the amount of \$15,600.42 to mature in time for the December 15, 2010 Interest Payment at the highest yield to maturity to 1998A Bondholders and invest from the Principal Account in the amount of \$33,750.00 to mature in time for the December 15, 2010 Principal Payment at the highest yield to maturity to 1998A Bondholders, is hereby approved and ratified; and be it further

RESOLVED: That the Manufacturers & Traders Trust Company be and it hereby is authorized to retain possession of the securities, in trust, for the Authority until further direction by the Authority's Comptroller.

Ayes: Three; Commrs. Vacco, Warthling and O'Donnell
Noes: None

ITEM 4 - RATIFICATION OF THE INVESTMENT OF FUNDS FROM THE MANUFACTURERS & TRADERS TRUST COMPANY, DEBT SERVICE FUND WATER WORKS SYSTEM REVENUE REFUNDING BONDS, SERIES 1998B - \$110,669.38

Motion by Mr. Warthling seconded by Mr. O'Donnell

WHEREAS, Susan Rinaldo, Cash Manager advised under date of June 11, 2010 that there was available on July 1, 2010 the following amounts in the Debt Service Fund Water Works System Revenue Refunding Bonds, Series 1998B:

Interest Account	\$41,502.71
Principal Account	\$69,166.67

and has recommended that the Manufacturers & Traders Trust Company, as Fiscal Agent, be authorized to invest from the Interest Account, in the amount of \$41,502.71 to mature in time for the October 15, 2010 and invest from the Principal Account in the amount of \$69,166.67 to mature in time for the October 15, 2010 Principal Payment at the highest yield to maturity to 1998B Bondholders; and

WHEREAS, Inasmuch as the Authority does not have adequate safekeeping facilities for the aforementioned securities, the Comptroller recommends that the Manufacturers & Traders Trust Company be authorized to maintain possession of the securities, in trust, for the Authority for safekeeping purposes;

NOW, THEREFORE, BE IT RESOLVED:

That the action of Karen A. Prendergast, Comptroller, in authorizing the Manufacturers & Traders Trust Company to invest from the Interest Account in the amount of \$41,502.71 to mature in time for the October 15, 2010 and invest from the Principal Account in the amount of \$69,166.67 to mature in time for the October 15, 2010 Principal Payment at the highest yield to maturity to 1998B Bondholders, is hereby approved and ratified; and be it further

RESOLVED: That the Manufacturers & Traders Trust Company be and it hereby is authorized to retain possession of the securities, in trust, for the Authority until further direction by the Authority's Comptroller.

Ayes: Three; Commrs. Vacco, Warthling and O'Donnell
Noes: None

ITEM 5 - RATIFICATION OF THE INVESTMENT OF FUNDS FROM THE MANUFACTURERS & TRADERS TRUST COMPANY, DEBT SERVICE FUND WATER WORKS SYSTEM REVENUE REFUNDING BONDS, SERIES 2003F - \$91,495.08

Motion by Mr. Warthling seconded by Mr. O'Donnell

WHEREAS, Susan Rinaldo, Cash Manager advised under date of June 11, 2010 that there was available on July 1, 2010 the following amounts in the Debt Service Fund Water Works System Revenue Refunding Bonds, Series 2003F:

Interest Account	\$37,745.08
Principal Account	\$53,750.00

and has recommended that the Manufacturers & Traders Trust Company, as Fiscal Agent, be authorized to invest from the Interest Account, in the amount of \$19,299.73 to mature in time for the July 15, 2010 Interest Payment at the highest yield to maturity to 2003F Bondholders and to invest from the Interest Account, in the amount of \$18,515.35 to mature in time for the January 15, 2011 Interest Payment at the highest yield to maturity to 2003F Bondholders and to invest from the Principal Account in the amount of \$53,750.00 to mature in time for the July 15, 2011 Principal Payment at the highest yield to maturity to 2003F Bondholders; and

WHEREAS, Inasmuch as the Authority does not have adequate safekeeping facilities for the aforementioned securities, the Comptroller recommends that the Manufacturers & Traders Trust Company be authorized to maintain possession of the securities, in trust, for the Authority for safekeeping purposes;

NOW, THEREFORE, BE IT RESOLVED:

That the action of Karen A. Prendergast, Comptroller, in authorizing the Manufacturers & Traders Trust Company to invest from the Interest Account in the amount of \$19,299.73 to mature in time for the July 15, 2010 Interest Payment at the highest yield to maturity to 2003F Bondholders and to invest from the Interest Account, in the amount of \$18,515.35 to mature in time for the January 15, 2011 Interest Payment at the highest yield to maturity to 2003F Bondholders and to invest from the Principal Account in the amount of \$53,750.00 to mature in time for the July 15, 2011 Principal Payment at the highest yield to maturity to 2003F Bondholders, is hereby approved and ratified; and be it further

RESOLVED: That the Manufacturers & Traders Trust Company be and it hereby is authorized to retain possession of the securities, in trust, for the Authority until further direction by the Authority's Comptroller.

Ayes: Three; Commrs. Vacco, Warthling and O'Donnell
Noes: None

ITEM 6 - RATIFICATION OF THE INVESTMENT OF FUNDS FROM THE MANUFACTURERS & TRADERS TRUST COMPANY, DEBT SERVICE FUND WATER WORKS SYSTEM REVENUE REFUNDING BONDS, SERIES 2007 - \$187,749.06

Motion by Mr. Warthling seconded by Mr. O'Donnell

WHEREAS, Susan Rinaldo, Cash Manager advised under date of June 11, 2010 that there was available on June 25, 2010 the following amounts in the Debt Service Fund Water Works System Revenue Refunding Bonds, Series 2007:

Interest Account \$132,749.06
Principal Account \$ 55,000.00

and has recommended that the Manufacturers & Traders Trust Company, as Fiscal Agent, be authorized to invest from the Interest Account, in the amount of \$132,749.06 to mature in time for the December 1, 2010 Interest Payment at the highest yield to maturity to 2007 Bondholders and invest from the Principal Account in the amount of \$55,000.00 to mature in time for the December 1, 2010 Principal Payment at the highest yield to maturity to 2007 Bondholders; and

WHEREAS, Inasmuch as the Authority does not have adequate safekeeping facilities for the aforementioned securities, the Comptroller recommends that the Manufacturers & Traders Trust Company be authorized to maintain possession of the securities, in trust, for the Authority for safekeeping purposes;

NOW, THEREFORE, BE IT RESOLVED:

That the action of Karen A. Prendergast, Comptroller, in authorizing the Manufacturers & Traders Trust Company to invest from the Interest Account in the amount of \$132,749.06 to mature in time for the December 1, 2010 Interest Payment at the highest yield to maturity to 2007 Bondholders and invest from the Principal Account in the amount of \$55,000.00 to mature in time for the December 1, 2010 Principal Payment at the highest yield to maturity to 2007 Bondholders, is hereby approved and ratified; and be it further

RESOLVED: That the Manufacturers & Traders Trust Company be and it hereby is authorized to retain possession of the securities, in trust, for the Authority until further direction by the Authority's Comptroller.

Ayes: Three; Commrs. Vacco, Warthling and O'Donnell
Noes: None

ITEM 7 - RATIFICATION OF THE INVESTMENT OF FUNDS FROM THE MANUFACTURERS & TRADERS TRUST COMPANY, DEBT SERVICE FUND WATER WORKS SYSTEM REVENUE REFUNDING BONDS, SERIES 2008 - \$490,816.67

Motion by Mr. Warthling seconded by Mr. O'Donnell

WHEREAS, Susan Rinaldo, Cash Manager advised under date of June 11, 2010 that there was available on June 25, 2010 the following amounts in the Debt Service Fund Water Works System Revenue Refunding Bonds, Series 2008:

Interest Account \$168,316.67
Principal Account \$322,500.00

and has recommended that the Manufacturers & Traders Trust Company, as Fiscal Agent, be authorized to invest from the Interest Account, in the amount of \$168,316.67 to mature in time for the December 1, 2010 Interest Payment at the highest yield to maturity to 2008 Bondholders and invest from the Principal Account in the amount of \$322,500.00 to mature in time for the December 1, 2010 Principal Payment at the highest yield to maturity to 2008 Bondholders; and

WHEREAS, Inasmuch as the Authority does not have adequate safekeeping facilities for the aforementioned securities, the Comptroller recommends that the Manufacturers & Traders Trust Company be authorized to maintain possession of the securities, in trust, for the Authority for safekeeping purposes;

NOW, THEREFORE, BE IT RESOLVED:

That the action of Karen A. Prendergast, Comptroller, in authorizing the Manufacturers & Traders Trust Company to invest from the Interest Account in the amount of \$168,316.67 to mature in time for the December 1, 2010 Interest Payment at the highest yield to maturity to 2008 Bondholders and invest from the Principal Account in the amount of \$322,500.00 to mature in time for the December 1, 2010 Principal Payment at the highest yield to maturity to 2008 Bondholders, is hereby approved and ratified; and be it further

RESOLVED: That the Manufacturers & Traders Trust Company be and it hereby is authorized to retain possession of the securities, in trust, for the Authority until further direction by the Authority's Comptroller.

Ayes: Three; Commrs. Vacco, Warthling and O'Donnell
Noes: None

**ITEM 8 - 2010-2011 INSURANCE-PROTECTION PROGRAM AND
AUTHORIZATION TO PAY INSURANCE INVOICES**

Motion by Mr. Warthling seconded by Mr. O'Donnell

WHEREAS, The Erie County Water Authority ("Authority") is required by bond covenant to maintain insurance for its properties and protection from loss, damage, liability, etc., from such causes that are customarily insured against; and

WHEREAS, The Authority's Board of Commissioners authorized the issuance of a Request for Proposals ("RFP") in connection with the procurement of Insurance-Protection Program Services on April 15, 2010; and

WHEREAS, The RFP process was conducted pursuant to the enacted State legislation (New York State Finance Law ' ' 139-j and 139-k) and the Authority's Purchasing Guidelines, Policies and Procedures; and

WHEREAS, It is in the best interest of the Authority to maintain insurance coverage including, but not limited to, the following:

WORKERS' COMPENSATION (NYS Insurance Fund/Lovell Safety Management through Lawley Service Insurance);

STORAGE TANK LIABILITY (Ace American Ins. through Lawley Service Insurance);

COMMERCIAL PROPERTY (Travelers Insurance through First Niagara Risk Management);

BOILER & MACHINERY (Travelers Insurance through First Niagara Risk Management);

INLAND MARINE (Travelers Insurance through First Niagara Risk Management);

COMMERCIAL GENERAL LIABILITY - covering all operations of the ECWA (Arch Insurance Co. through Lawley Service Insurance);

COMMERCIAL AUTO (Arch Insurance Co. through Lawley Service Insurance);

LEAD LAYER UMBRELLA COVERAGE (\$10,000,000) (Arch Insurance Co. through Lawley Service Insurance);

EXCESS UMBRELLA COVERAGE (\$25,000,000 EXCESS OVER \$10,000,000) (Arch Insurance Co. through Lawley Service Insurance);

EXCESS UMBRELLA COVERAGE (\$5,000,000 EXCESS OVER \$35,000,000) (RSUI through Lawley Service Insurance);

PUBLIC OFFICIALS LIABILITY (Scottsdale Insurance through Vanner Insurance Agency);

PROFESSIONAL LIABILITY-WATER LAB (Arch Insurance Co. through Lawley Service Insurance);

OWNER'S PROTECTIVE LIABILITY FOR NYSDOT & NYSDEC (Arch Insurance Co. through Lawley Service Insurance);

DEPEW STREET OPENING BOND (Arch Insurance Co. through Lawley Service Insurance); and

CRIME - COVERAGE FOR FORGERY, THEFT, DISHONESTY, ALTERATION, ETC., INCLUDING PUBLIC OFFICIAL BOND FOR TREASURER & BILL COLLECTOR (Travelers Insurance through Lawley Service Insurance);

NOW, THEREFORE, BE IT RESOLVED:

That the coverage recommendations for the types of insurance set forth in the body of this resolution be approved and that staff is authorized to bind coverage as identified in this resolution, and be it further

RESOLVED: That the Chairperson be and she hereby is authorized to execute any and all applications, agreements, forms, etc., to effectuate coverage; and be it further

RESOLVED: That upon receipt, invoices from Lawley Service Insurance, First Niagara Risk Management and the Vanner Insurance Agency, for subject coverages, be referred to the Comptroller's Office for verification, and if found to be in order, that said invoices be approved and the Treasurer, or in his absence, the Assistant Treasurer, be and he hereby is authorized to pay the same; and be it further

RESOLVED: That the Board of Commissioners, with the adoption of this resolution, deems that the restricted period as prescribed in the New York State Finance Law ' ' 139-j and 139-k and the Authority's Purchasing Guidelines, Policies and Procedures, is now concluded.

Ayes: Three; Commrs. Vacco, Warthling and O'Donnell

Noes: None

ITEM 9 - AWARD OF CONTRACT TO FLUID KINETICS, INC. FOR THE FURNISHING AND DELIVERING OF BOOSTER PUMPS FOR THE ERIE COUNTY WATER AUTHORITY, PROJECT NO. 201000077 - \$8,749.00

Motion by Mr. Warthling seconded by Mr. O'Donnell

WHEREAS, The Erie County Water Authority (Authority) heretofore advertised in the Dodge Reports and Front Page on the 12th day of May, 2010, and in Business First on the 14th day of May, 2010, a notice inviting sealed bids or proposals in accordance with Section 1069 of the Public Authorities Law for the furnishing and delivering of booster pumps for the Erie County Water Authority; and

WHEREAS, A sealed bid or proposal was opened in the office of the Authority on the 25th day of May, 2010, at 11:00 a.m., local time, and was as follows:

BIDDER	AMOUNT
Fluid Kinetics, Inc.*	\$8,749.00

*Only bid received; and

WHEREAS, The bank check has been approved by Anthony Alessi, Claims Representative/Risk Manager; and

WHEREAS, Inasmuch as said contract is under the limit of \$100,000 and complies with the Authority's Affirmative Action Policy, Robert Brown, Director of Equal Employment Opportunity, recommends that Fluid Kinetics, Inc. proceed with their contract; and

WHEREAS, Wesley C. Dust, P.E., Executive Engineer and Robert A. Niederpruem, Sr. Production Engineer has reviewed the specification and bid and determined that Fluid Kinetics, Inc. is a responsible bidder qualified to perform the project and have recommended that a contract be awarded to that firm for the abovementioned project; and

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

NOW, THEREFORE, BE IT RESOLVED:

That it is hereby determined that Fluid Kinetics, Inc. is a responsible bidder for the abovementioned project, and that the Chairperson be and she hereby is authorized and directed to execute a contract with said contractor for the furnishing and delivering of booster pumps for the Erie County Water Authority in the total amount of \$8,749.00; and be it further

RESOLVED: Pursuant to New York State Finance Law ' ' 139-j and 139-k and the Authority's Purchasing Guidelines, Policies and Procedures with the award and execution by the Authority of this contract, the Restricted Period will cease; and be it further

RESOLVED: That the Director of Administration is hereby authorized and directed to create a Master Purchase Order for the abovementioned contract.

Ayes: Three; Commrs. Vacco, Warthling and O'Donnell
Noes: None

ITEM 10 - AWARD OF CONTRACT TO CHER RENTAL, INC. FOR THE FURNISHING AND DELIVERING OF TWO NEW AND UNUSED BACKHOE TRAILERS (ECWA NOS. 701 AND 702), PROJECT NO. 201000079 - \$40,568.20

Motion by Mr. Warthling seconded by Mr. O'Donnell

WHEREAS, The Erie County Water Authority (Authority) heretofore advertised in the Dodge Reports and Front Page on the 12th day of May, 2010, and in Business First on the 14th day of May, 2010, a notice inviting sealed bids or proposals in accordance with Section 1069 of the Public Authorities Law for the furnishing and delivering of two new and unused backhoe trailers (ECWA nos. 701 and 702); and

WHEREAS, Sealed bids or proposals were opened in the office of the Authority on the 1st day of June, 2010, at 11:00 a.m., local time, and were as follows:

BIDDERS	AMOUNT
George & Swede Sales & Service, Inc.	\$39,720.00
Cher Rental, Inc.	40,568.20
Niagara Frontier Equipment Sales, Inc.	43,914.00

Millenium Marketing	48,244.00
Felling Trailers, Inc.	50,906.00; and

WHEREAS, Edward J. Kuwik, Sr. Distribution Engineer advised that the apparent low bidder does not meet the bid specifications as they took exception to six bid items and therefore recommends that this bid be rejected as non-responsive; and

WHEREAS, As a result of the above information, Wesley C. Dust, Executive Engineer and Edward J. Kuwik, Sr. Distribution Engineer recommend that bid number 1 be deemed non-responsive and that the contract be awarded to the second lowest bidder, Cher Rental, Inc.; and

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

WHEREAS, Inasmuch as said contract is under the limit of \$100,000 and complies with the Authority's Affirmative Action Policy, Robert Brown, Director of Equal Employment Opportunity, recommends that Cher Rental, Inc. proceed with their contract; and

WHEREAS, Wesley C. Dust, P.E., Executive Engineer and Edward J. Kuwik, Sr. Distribution have reviewed the specifications and bids and determined that Cher Rental, Inc. is the next lowest responsive bidder qualified to perform the project and have recommended that a contract be awarded to that firm for the abovementioned project; and

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

NOW, THEREFORE, BE IT RESOLVED:

That the Authority deem bid number 1 non-responsive and award said project to the second lowest bidder in accordance with the terms and conditions stated in Paragraph 5 of the Instructions to Bidders Section of the specification and contract documents; and be it further

RESOLVED: That it is hereby determined that Cher Rental, Inc. is the lowest responsive bidder for the abovementioned project, and that the Chairperson be and she hereby is authorized and directed to execute a contract with said contractor for the furnishing and delivering of two new and unused backhoe trailers (ECWA nos. 701 and 702) in the total amount of \$40,568.20; and be it further

RESOLVED: Pursuant to New York State Finance Law ' ' 139-j and 139-k and the Authority's Purchasing Guidelines, Policies and Procedures with the award and execution by the Authority of this contract, the Restricted Period will cease; and be it further

RESOLVED: That the Director of Administration is hereby authorized and directed to create a Master Purchase Order for the abovementioned contract.

Ayes: Three; Commrs. Vacco, Warthling and O'Donnell
Noes: None

ITEM 11 - AUTHORIZATION TO ADVERTISE FOR BIDS FOR THE FURNISHING AND DELIVERING OF FIBERGLASS REINFORCED PLASTIC HANDRAIL ASSEMBLIES, PROJECT NO. 201000110

Motion by Mr. Warthling seconded by Mr. O'Donnell

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 the furnishing and delivering of fiberglass reinforced plastic handrail assemblies; and

WHEREAS, The work, labor and services for the abovementioned project is estimated to cost an amount in excess of \$10,000.00; and

WHEREAS, The Advertisement for Bids for the furnishing and delivering of fiberglass reinforced plastic handrail assemblies 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, Daniel Seider, Distribution Engineer 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 the furnishing and delivering of fiberglass reinforced plastic handrail assemblies 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: Three; Commrs. Vacco, Warthling and O'Donnell
Noes: None

ITEM 12 - AUTHORIZATION TO ADVERTISE FOR BIDS FOR THE FURNISHING AND DELIVERING OF CAUSTIC SODA (50% SOLUTION) MEMBRANE GRADE TO THE ERIE COUNTY WATER AUTHORITY FOR USE IN THE TREATMENT OF WATER FOR ONE YEAR FROM NOVEMBER 1, 2010 THROUGH OCTOBER 31, 2011, PROJECT NO. 201000139

Motion by Mr. Warthling seconded by Mr. O'Donnell

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 the furnishing and delivering of caustic soda (50% solution) membrane grade to the Erie County Water Authority for use in the treatment of water for one year from November 1, 2010 through October 31, 2011; and

WHEREAS, The work, labor and services for the abovementioned project is estimated to cost an amount in excess of \$10,000.00; and

WHEREAS, The Advertisement for Bids for the furnishing and delivering of caustic soda (50% solution) membrane grade to the Erie County Water Authority for use in the treatment of water for one year from November 1, 2010 through October 31, 2011 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, John Mogavero, Chemist & Chief WTPO 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 the furnishing and delivering of caustic soda (50% solution) membrane grade to the Erie County Water Authority for use in the treatment of water for one year from November 1, 2010 through October 31, 2011 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: Three; Commrs. Vacco, Warthling and O'Donnell
Noes: None

ITEM 13 - AUTHORIZATION TO ADVERTISE FOR BIDS FOR THE FURNISHING AND DELIVERING OF FLUOSILICIC ACID TO THE ERIE COUNTY WATER AUTHORITY FOR ONE YEAR FROM OCTOBER 1, 2010 THROUGH SEPTEMBER 30, 2011, PROJECT NO. 201000137

Motion by Mr. Warthling seconded by Mr. O'Donnell

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 the furnishing and delivering of Fluosilicic acid to the Erie County Water Authority for one year from October 1, 2010 through September 30, 2011; and

WHEREAS, The work, labor and services for the abovementioned project is estimated to cost an amount in excess of \$10,000.00; and

WHEREAS, The Advertisement for Bids for the furnishing and delivering of Fluosilicic acid to the Erie County Water Authority for one year from October 1, 2010 through September 30, 2011 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, John Mogavero, Chemist & Chief WTPO 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 the furnishing and delivering of Fluosilicic acid to the Erie County Water Authority for one year from October 1, 2010 through September 30, 2011 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: Three; Comms. Vacco, Warthling and O'Donnell
Noes: None

ITEM 14 - AUTHORIZATION TO ADVERTISE FOR BIDS FOR THE FURNISHING AND DELIVERING OF WATER METERS FROM AUGUST 1, 2010 TO JULY 31, 2013, PROJECT NO. 201000142

Motion by Mr. Warthling seconded by Mr. O'Donnell

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 the furnishing and delivering of water meters from August 1, 2010 to July 31, 2013; and

WHEREAS, The work, labor and services for the abovementioned project is estimated to cost an amount in excess of \$10,000.00; and

WHEREAS, The Advertisement for Bids for the furnishing and delivering of water meters from August 1, 2010 to July 31, 2013 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, John Kuryak, Distribution Engineer 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 the furnishing and delivering of water meters from August 1, 2010 to July 31, 2013 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: Three; Commrs. Vacco, Warthling and O'Donnell
Noes: None

**ITEM 15 - RATIFICATION OF THE INSTALLATION OF HYDRANTS AND VALVES
AND RETIREMENT OF EXISTING HYDRANTS AND VALVES - VARIOUS
LOCATIONS**

Motion by Mr. Warthling seconded by Mr. O'Donnell

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 165 Lochland Drive, Town of Cheektowaga with a new Kennedy K81 hydrant on 5/11/10. Work done by ECWA forces under Work Authorization No. 107.200 5962.

Old hydrant originally installed in 1952 was scrapped and retired under Retirement Authorization No. R10034.

Replace existing hydrant at 4704 Union Road, Town of Cheektowaga with a new Kennedy K81 hydrant on 5/4/10. Work done by ECWA forces under Work Authorization No. 107.200 5959.

Old hydrant originally installed in 1944 was scrapped and retired under Retirement Authorization No. R10031.

Replace existing hydrant at Mayfair Drive and Countryside Court, Town of Clarence with a new Kennedy K81 hydrant on 5/12/10. Work done by ECWA forces under Work Authorization No. 107.200 5963.

Old hydrant originally installed prior to 1999 was scrapped and retired under Retirement Authorization No. R100035.

Replace existing hydrant at 5060 Ledge Lane, Town of Clarence with a new Clow hydrant on 5/3/10. Work done by ECWA forces under Work Authorization No. 107.200 5960.

Old hydrant originally installed prior to 1999 was scrapped and retired under Retirement Authorization No. R100032.

Replace existing valve at 5005 Ledge Lane, Town of Clarence with a new Resilient seat valve on 5/4/10. Work done by ECWA forces under Work Authorization No. 107.200 5958.

Old valve originally installed prior to 1999 was scrapped and retired under Retirement Authorization No. R100030.

Replace existing valve at corner of Euclid Avenue and Walden Avenue, Town of Cheektowaga with a new Resilient seat valve on 5/19/10. Work done by ECWA forces under Work Authorization No. 107.200 5964.

Old valve originally installed prior to 1903 was scrapped and retired under Retirement Authorization No. R100036.

Replace existing valve at Grover Cleveland Highway at Maynard Drive, Town of Amherst with a new Resilient seat valve on 4/29/10. Work done by ECWA forces under Work Authorization No. 107.200 5957.

Old valve originally installed prior to 1927 was scrapped and retired under Retirement Authorization No. R100029; 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: Three; Comms. Vacco, Warthling and O'Donnell
Noes: None

ITEM 16 - SALARY INCREMENTS - JULY 1, 2010

Motion by Mr. Warthling seconded by Mr. O'Donnell

WHEREAS, The Erie County Water Authority (the "Authority") adopted a Career and Salary Plan for its employees, which, among other things, provides a five-step wage and salary increment schedule; said increments shall be granted after due consideration of merit and quality of individual performance; and

WHEREAS, The compensation for each increment shall be as specified in the salary schedules for each specific salary grade; and

WHEREAS, Satisfactory evaluations have been presented to the Board for the employees listed on the attached sheet recommending increments;

NOW, THEREFORE, BE IT RESOLVED:

That the awarding of salary increments to the employees listed on the attached sheet in their respective salary grades and to the steps listed on their increment anniversary, namely July 1, 2010 is approved and ratified; and be it further

RESOLVED: That the Comptroller is hereby directed to pay said increments in accordance with the amendment to the Career and Salary Plan herein described.

Ayes: Three; Commrs. Vacco, Warthling and O'Donnell

Noes: None

ITEM 17 - PURCHASE ORDERS:

Motion by Mr. Warthling seconded by Mr. O'Donnell and carried to approve for payment of Purchase Order Nos. as listed on the attached pages 14-22 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 18 - PURCHASE ORDER AMENDMENTS:

Motion by Mr. Warthling seconded by Mr. O'Donnell and carried to approve for payment of Purchase Order Amendments as listed on the attached page 23 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 19 - SERVICE CONNECTION WORK ORDER LIST:

Motion by Mr. Warthling seconded by Mr. O'Donnell and carried to approve Service Connection Work Order Nos. 2010-23 and 2010-24, to Nichols Long & Moore Construction Corp. for Service Area No. 1 under Contract No. 09-07-01 and to Russo Development, Inc. for Service Area No. 2 under Contract No. 09-08-01 and large services under Contract No. 09-06-01 to Kandey Company, Inc.

VIII. - ADJOURNMENT

Meeting adjourned until the next regular meeting to be held on Thursday, July 8, 2010.

Matthew J. Baudo
Secretary to the Authority/Personnel Director

PF