MINUTES of the MEETING of the ERIE COUNTY WATER AUTHORITY held in the office, 295 Main Street, Room 350, Buffalo, New York, on the 22nd day of February, 2012.

PRESENT: Francis G. Warthling, Chairman

Earl L. Jann, Jr., 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 Edward A. Betz, Associate Attorney Karen A. Prendergast, Comptroller

Steven V. D'Amico, Budget and Financial Analyst

ATTENDEES: Brian Gould

CALL TO ORDER

PLEDGE TO THE FLAG

I. - ROLL CALL

II. - READING OF MINUTES

Motion by Mr. O'Donnell seconded by Mr. Jann and carried to waive the reading of the Minutes of the Meeting held on Thursday, February 9, 2012.

III. - APPROVAL OF MINUTES

Motion by Mr. O'Donnell seconded by Mr. Jann and carried to approve the Minutes of the Meeting held on Thursday, February 9, 2012.

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 - MASTER PURCHASE ORDER RELEASES:

Motion by Mr. O'Donnell seconded by Mr. Jann and carried to approve for payment of Master Purchase Order Nos. as listed on the attached pages 1-5 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 2-20)

ITEM 2 - INVESTMENT OF FUNDS FROM THE MANUFACTURERS & TRADERS TRUST COMPANY, DEBT SERVICE FUND WATER WORKS SYSTEM REVENUE REFUNDING BONDS, SERIES 1998B - \$91,165.00

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

WHEREAS, Susan Rinaldo, Cash Manager advised that on March 1, 2012, the following amounts in the Debt Service Fund Water Works System Revenue Refunding Bonds, Series 1998B will be available:

Interest Account \$16,998.33 Principal Account \$74,166.67

and has recommended that the Manufacturers & Traders Trust Company, as Fiscal Agent, be authorized to invest from the Interest Account, in the amount of \$16,998.33 to mature in time for the October 15, 2012, Interest Payment at the highest yield to maturity to 1998B Bondholders and invest from the Principal Account in the amount of \$74,166.67 to mature in time for the April 15, 2012, Principal Payment at the highest yield to maturity to 1998B Bondholders; and

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 \$16,998.33 to mature in time for the October 15, 2012, Interest Payment at the highest yield to maturity to 1998B Bondholders and invest from the Principal Account in the amount of \$74,166.67 to mature in time for the April 15, 2012, Principal Payment at the highest yield to maturity to 1998B Bondholders, is hereby approved; 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. Warthling, Jann and O'Donnell

Noes: None

ITEM 3 - INVESTMENT OF FUNDS FROM THE MANUFACTURERS & TRADERS TRUST COMPANY, DEBT SERVICE FUND WATER WORKS SYSTEM REVENUE REFUNDING BONDS, SERIES 2003F - \$90,461.20

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

WHEREAS, Susan Rinaldo, Cash Manager advised that on March 1, 2012, the following amounts in the Debt Service Fund Water Works System Revenue Refunding Bonds, Series 2003F will be available:

Interest Account \$35,461.20 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 \$35,461.20 to mature in time for the January 15, 2012 Interest Payment at the highest yield to maturity to 2003F Bondholders and to invest from the Principal Account in the amount of \$55,000.00 to mature in time for the July 15, 2012 Principal Payment at the highest yield to maturity to 2003F Bondholders; and

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 \$35,461.20 to mature in time for the January 15, 2012 Interest Payment at the highest yield to maturity to 2003F Bondholders and to invest from the Principal Account in the amount of \$55,000.00 to mature in time for the July 15, 2012 Principal Payment at the highest yield to maturity to 2003F Bondholders, is hereby approved; 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. Warthling, Jann and O'Donnell

Noes: None

ITEM 4 - INVESTMENT OF FUNDS FROM THE MANUFACTURERS & TRADERS TRUST COMPANY, DEBT SERVICE FUND WATER WORKS SYSTEM REVENUE REFUNDING BONDS, SERIES 2007 - \$186,871.98

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

WHEREAS, Susan Rinaldo, Cash Manager advised that on February 24, 2012, the following amounts in the Debt Service Fund Water Works System Revenue Refunding Bonds, Series 2007 will be available:

Interest Account \$127,705.31 Principal Account \$59,166.67

and has recommended that the Manufacturers & Traders Trust Company, as Fiscal Agent, be authorized to invest from the Interest Account, in the amount of \$127,705.31 to mature in time for the June 1, 2012 Interest Payment at the highest yield to maturity to 2007 Bondholders and invest from the Principal Account in the amount of \$59,166.67 to mature in time for the December 1, 2012 Principal Payment at the highest yield to maturity to 2007 Bondholders; and

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 \$127,705.31 to mature in time for the June 1, 2012 Interest Payment at the highest yield to maturity to 2007 Bondholders and invest from the Principal Account in the amount of \$59,166.67 to mature in time for the December 1, 2012 Principal Payment at the highest yield to maturity to 2007 Bondholders, is hereby approved; 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. Warthling, Jann and O'Donnell

Noes: None

ITEM 5 - INVESTMENT OF FUNDS FROM THE MANUFACTURERS & TRADERS TRUST COMPANY, DEBT SERVICE FUND WATER WORKS SYSTEM REVENUE REFUNDING BONDS, SERIES 2008 - \$490,729.16

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

WHEREAS, Susan Rinaldo, Cash Manager advised that on February 24, 2012, the following amounts in the Debt Service Fund Water Works System Revenue Refunding Bonds, Series 2008 were available:

Interest Account \$138,645.83 Principal Account \$352,083.33

and has recommended that the Manufacturers & Traders Trust Company, as Fiscal Agent, be authorized to invest from the Interest Account, in the amount of \$138,645.83 to mature in time for the June 1, 2012 Interest Payment at the highest yield to maturity to 2008 Bondholders and invest from the Principal Account in the amount of \$352,083.33 to mature in time for the December 1, 2012 Principal Payment at the highest yield to maturity to 2008 Bondholders; and

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 \$138,645.83 to mature in time for the June 1, 2012 Interest Payment at the highest yield to maturity to 2008 Bondholders and invest from the Principal Account in the amount of \$352,083.33 to mature in time for the December 1, 2012 Principal Payment at the highest yield to maturity to 2008 Bondholders, is hereby approved; 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. Warthling, Jann and O'Donnell

Noes: None

ITEM 6 - AUTHORIZATION TO SOLICIT REQUEST FOR PROPOSALS FOR STORAGE TANK INSPECTIONS, PROJECT NO. 201100014

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

WHEREAS, Pursuant to Article V, Title 3, Section 1053 of the Public Authorities Law, the Erie County Water Authority ("Authority") has the authority to contract for expert professional services; and

WHEREAS, Article III, Section 6 of the Authority's By-Laws grants to the Authority the right to contract for expert professional services; and

WHEREAS, The Authority deems it necessary to issue a Request for Proposal ("RFP") to qualified firms to provide consulting engineering services for the inspection, cleaning, and disinfection of several water storage tanks; and

WHEREAS, The proposals received by the Authority will be evaluated in accordance with the terms of the RFP, and a professional services contract will be negotiated and executed with the successful offerer; and

WHEREAS, The RFP for consulting engineering services for the inspection, cleaning, and disinfection of several water storage tanks 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, Jay Meyers, Production Engineer, will be the designated contact person for the RFP with the adoption of this resolution;

NOW, THEREFORE BE IT RESOLVED:

The Authority is hereby authorized to issue a RFP to qualified firms to provide consulting engineering services for the inspection, cleaning, and disinfection of several water storage tanks.

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

Noes: None

ITEM 7 - AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH SIEMENS ENERGY & AUTOMATION TO PERFORM PREVENTATIVE MAINTENANCE CHECKS ON EQUIPMENT AT THE ERIE COUNTY WATER AUTHORITY'S STURGEON POINT WATER TREATMENT PLANT, WINDOM PUMP STATION, VAN DE WATER TREATMENT PLANT AND BALL PUMP STATION, IDENTIFIED AS CONTRACT NO. ROB-005, PROJECT NO. 201200006 AT A COST NOT TO EXCEED \$63,940.00 FOR YEAR ONE, \$67,140.00 FOR YEAR TWO AND \$70,500.00 FOR YEAR THREE

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

WHEREAS, The Erie County Water Authority ("Authority") owns and operates ten Robicon drives contained at the Authority's Sturgeon Point Water Treatment Plant, four at Windom Pump Station, two at Van de Water Treatment Plant and two at Ball Pump Station; and

WHEREAS, The Robicon drives require preventive maintenance checks consisting of inspection, cleaning, component testing/evaluation, cleaning/re-tightening of electrical connections, calibration and tuning; and

WHEREAS, Siemens Energy & Automation ("Siemens") is the sole supplier for the drives; and

WHEREAS, The Authority deems it advisable to have Siemens provide on-site labor required to perform preventative maintenance checks on the 18 Robicon drives contained at the Authority's Sturgeon Point Water Treatment Plant, Windom Pump Station, Van de Water Treatment Plant and Ball Pump Station; and

WHEREAS, Under the date of February 3, 2012, Siemens submitted two copies of the proposed agreement between the Authority and them consisting of typewritten pages outlining services to be performed as follows:

SECTION 1 - QUALIFICATION OF CONSULTANT

SECTION 2 - SCOPE OF SERVICES

SECTION 3 - PAYMENT FOR SERVICES

SECTION 4 - SUBCONTRACT AND ASSIGNMENT

SECTION 5 - AMENDMENTS

SECTION 6 - RIGHT TO TERMINATE

SECTION 7 - INDEMNIFICATION

SECTION 8 - LIMITATION OF LIABILITY

SECTION 9 - CONFIDENTIAL INFORMATION

SECTION 10 - INSURANCE

SECTION 11 - COPYRIGHTS, TRADEMARKS, AND LICENSING

SECTION 12 - NEW YORK LAW AND JURISDICTION

SECTION 13 - CONFLICTS OF INTEREST

SECTION 14 - ADDITIONAL CONDITIONS

SECTION 15 - ENTIRE AGREEMENT

SECTION 16 - INDEPENDENT STATUS

SECTION 17 - COMPLIANCE

SECTION 18 - GRATUITIES

SECTION 19 - NOTICE

SECTION 20 - SEVERABILITY

SECTION 21 - WARRANTY

SECTION 22 - FORCE MAJEURE; and

WHEREAS, The term of the agreement is three years starting upon contract ratification; and

WHEREAS, The Authority agrees to pay Siemens for services described in said proposal in accordance with the terms as outlined in Section 3 of said proposal entitled Payment for Services; and

WHEREAS, Wesley C. Dust, P.E., Executive Engineer and Robert A. Mendez, Executive Director recommend acceptance of said proposal by the Authority;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority accepts the proposal of Siemens to provide on-site labor required to perform preventative maintenance checks on the 18 Robicon drives contained at the Authority's Sturgeon Point Water Treatment Plant, Windom Pump Station, Van de Water Treatment Plant and Ball Pump Station under the terms and conditions set forth in said proposal; 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 Siemens.

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

Noes: None

ITEM 8 - AUTHORIZATION TO ACCEPT THE CONSTRUCTION AND INSTALLATION OF 1,100 LF OF EIGHT (8") INCH PVC WATERMAIN, TWO (2) HYDRANTS, TWO LINE VALVES AND APPURTENANCES IN THE VILLAS AT BROMPTON PHASE 3, TOWN OF HAMBURG, NEW YORK, PROJECT NO. 201100142, EC NO. 6246

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

WHEREAS, The Eric County Water Authority ("Authority"), by resolution dated October 13, 2011, identified as Item No. 5, of the Minutes of that meeting, accepted the proposal of Highland Heights Development, LLC for the construction and installation of approximately 1,100 If of eight (8") inch PVC watermain, two (2) hydrants and appurtenances in The Villas at Brompton Phase 3, Town of Hamburg, New York, identified by Work Authorization No. 6246; and

WHEREAS, The Bill of Sale and the Schedule of Inventory dated January 9, 2012 have been approved by Wesley C. Dust, Executive Engineer and Mark J. Fuzak, Counsel and the construction and installation of 1,100 lf of eight (8") inch PVC watermain, two (2) hydrants, two line valves and appurtenances in The Villas at Brompton Phase 3, Town of Hamburg, New York have been installed in accordance with the specifications of the Authority; and

WHEREAS, The Division of Environmental Health of the Health Department of the County of Erie has approved the completed works for public water supply improvement for The Villas at Brompton Phase 3, Town of Hamburg, New York; and

WHEREAS, Karen A. Prendergast, 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 1,100 lf of eight (8") inch PVC watermain, two (2) hydrants, two line valves and appurtenances in The Villas at Brompton Phase 3, Town of Hamburg, New York, and said main, hydrants and valves be added to the property records of the Authority.

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

Noes: None

ITEM 9 - AWARD OF CONTRACT TO ATLAS PAINTING FOR CONTRACT NO. W-21B, STORAGE TANK REFURBISHING, WEHRLE WATER TANK, PROJECT NO. 201000107 - \$1,840,000.00

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

WHEREAS, The Erie County Water Authority (Authority) heretofore advertised in the Dodge Reports and Front Page on the 11th day of January, 2012, and in Business First on the 13th day of January, 2012, a notice inviting sealed bids or proposals in accordance with Section 1069 of the Public Authorities Law for Contract No. W-21B, water storage tank refurbishing, Wehrle Water Tank: and

WHEREAS, Sealed bids or proposals were opened in the office of the Authority on the 31st day of January, 2012, at 11:00 a.m., local time, and were as follows:

BIDDERS	AMOUNT		
Atlas Painting	\$1,840,000.00		
Rockwood Corporation	2,140,131.00		
Marine Steel Painting Corp.	2,569,000.00		
Classic Protective Coatings	2,916,375.00		
Amstar of WNY, Inc.	3.035.000.00; and		

WHEREAS, The bid bonds have all been approved by Anthony Alessi, Claims Representative/Risk Manager; and

WHEREAS, Robert Brown, Director of Equal Employment Opportunity, has advised that the low bidder, Atlas Painting has complied with the Authority's Affirmative Action Requirements and recommends that they be allowed to proceed with their contract based on that fact; and

WHEREAS, Wendel Duchscherer Architects & Engineers, Consulting Engineers, Wesley C. Dust, P.E., Executive Engineer and Richard M. Rosenberry, Sr. Distribution Engineer have reviewed the specifications and bids and determined that Atlas Painting is the lowest 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 Atlas Painting is the lowest responsible bidder for the abovementioned project, and that the Chairman be and he hereby is authorized and directed to execute a contract with said contractor for Contract No. W-21B, water storage tank refurbishing, Wehrle Water Tank in the total amount of \$1,840,000.00; 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 Secretary be and he hereby is authorized to return to the unsuccessful bidders their deposit submitted with their bid to the Authority for the abovementioned project; 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. Warthling, Jann and O'Donnell

Noes: None

ITEM 10 - AUTHORIZATION TO ADVERTISE FOR BIDS FOR THE FURNISHING AND DELIVERING OF THIRTY-NINE (39) NEW AND UNUSED VEHICLES, PROJECT NO. 201200045

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

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 thirty-nine (39) new and unused vehicles; 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 thirty-nine (39) new and unused vehicles 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 thirty-nine (39) new and unused vehicles 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. Warthling, Jann and O'Donnell

Noes: None

ITEM 11 - AUTHORIZATION TO ADVERTISE FOR BIDS FOR ERIE COUNTY WATER AUTHORITY VALVE REPLACEMENT AT WINDOM PUMP STATION, PROJECT NO. 201200025

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

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 Erie County Water Authority Valve Replacement at Windom Pump Station; 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 Erie County Water Authority Valve Replacement at Windom Pump Station 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, Jay Meyers, Production 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 Erie County Water Authority Valve Replacement at Windom Pump Station 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. Warthling, Jann and O'Donnell

Noes: None

ITEM 12 - RATIFICATION OF THE INSTALLATION OF HYDRANTS AND VALVES AND RETIREMENT OF EXISTING HYDRANTS AND VALVES - VARIOUS LOCATIONS

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

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:

Install a public fire hydrant at 9700 County Road, Town of Clarence, New York on 1/30/12. Work done by ECWA forces under Work Authorization No. 107.200 6359; 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; Commrs. Warthling, Jann and O'Donnell

Noes: None

ITEM 13 - AUTHORIZATION FOR RUSSELL STOLL, DISTRIBUTION ENGINEER TO ATTEND THE CROSS CONNECTION CONTROL COURSE IN ROCHESTER, NEW YORK

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

WHEREAS, The Erie County Water Authority deems it advisable for Russell Stoll, Distribution Engineer to attend the Cross Connection Control Course in Rochester, NY at a total estimated cost of \$1,000.00;

That Russell Stoll, Distribution Engineer be and he is hereby authorized to travel to Rochester, NY from May 21, 2012 to May 24, 2012 to attend a Cross Connection Control Course at a total estimated cost of \$1,000.00.

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

Noes: None

ITEM 14 - AUTHORIZATION FOR EARL JANN, COMMISSIONER, WESLEY DUST, EXECUTIVE ENGINEER, RICHARD ROSENBERRY, SR. DISTRIBUTION ENGINEER AND ROBERT NIEDERPRUEM, SR. PRODUCTION ENGINEER TO ATTEND THE AWWA NEW YORK SECTION WATER EVENT IN SARATOGA SPRINGS, NEW YORK

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

WHEREAS, The Erie County Water Authority deems it advisable for Earl Jann, Commissioner, Wesley Dust, Executive Engineer, Richard Rosenberry, Sr. Distribution Engineer and Robert Niederpruem, Sr. Production Engineer to attend the AWWA New York Section Water Event in Saratoga Springs, NY at a total estimated cost of \$3,000.00;

NOW, THEREFORE, BE IT RESOLVED:

That Earl Jann, Commissioner, Wesley Dust, Executive Engineer, Richard Rosenberry, Sr. Distribution Engineer and Robert Niederpruem, Sr. Production Engineer be and they are hereby authorized to travel to Saratoga Springs, NY from April 17, 2012 to April 19, 2012 to attend the AWWA New York Section Water Event at a total estimated cost of \$3,000.00.

Ayes: Two; Commrs. Warthling, O'Donnell (Commissioner Jann abstained)

Noes: None

ITEM 15 - AUTHORIZATION TO AMEND THE ERIE COUNTY WATER AUTHORITY'S ANNUAL O & M AND CAPITAL BUDGETS FOR FISCAL YEAR 2011

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

WHEREAS, In a resolution dated December 2, 2010, the Erie County Water Authority ("Authority") adopted its Annual O&M and Capital Budgets for the fiscal year 2011; and

WHEREAS, From time to time, due to changes in spending priorities, availability of funds, or changes in other circumstances, the Authority finds it proper to amend its Budget to reflect such changes; and

WHEREAS, A year end review by Karen A. Prendergast, Comptroller, of the Authority's accounts has resulted in adjustments being made to some of the accounts in order to properly close the books for the year 2011 and the necessity of a reclassification adjustment to the Authority's O&M and Capital budgets, as follows:

2011 O&M Budget

Description		Increase	<u>I</u>	Decrease
Operating Expenses:				
Salaries & Wages: Salary Overtime		\$ 80,465		
Salaries & Wages: Labor Overtime		\$ 42,098		
Uncollectible Accounts		\$ 215,392		
Injuries & Damages		\$ 47,590		
LMWD Service Installations		\$ 29,894		
Water Quality Billings		\$ 37,685		
Salaries & Wages: Salaries			\$	80,465
Salaries & Wages: Labor			\$	42,098
Chemicals			\$	80,561
Power Purchased			\$_	250,000
	Totals	\$ 453,124	\$	453,124

2011 Capital Budget

Capital No.	Description	<u>Increase</u>	Decrease
100835	Telescoping Valve Actuators	\$ 7,333	
100685	New Pumps	\$ 9,885	
100820	Ball Station - 5 KV Tie Breaker	\$ 9,598	
100136	Fire Hydrants, New & Replacements	\$ 384,019	
100583	Fire Hydrants, New & Replacements	\$ 71,411	
100584	Service Pipes and Installations in ECWA	\$ 320,015	
100585	Valves & Appurtenances	\$ 103,582	
100524	MP-73 Coagulation Basins	\$ 3,396	
100770	EA-09B Paving & Drainage	\$ 2,489	

100789	NC-33B Emergency Standby Power \$ 1.	,974	
100855	210 22 -	651	
100787	TVID	420	
	<u> </u>	120	
100839	Facilities Improvements	\$	14,323
100846	Facilities Improvements	\$	27,085
100833	Hydrant Crane	\$	11,000
100580	Erie County Highways	\$	10,000
100581	State Highways	\$	10,500
100582	State Highways	\$	10,000
100137	Service Pipes and Installations in ECWA	\$	
100586	Misc Distribution Mains	\$	100,000
100858	Sturgeon Point Raw Water Pumps	\$	
100785	MP-76 Coagulation Basin Improvements	\$	173,162
100782	W-21A Storage Tank Refurbishing	\$	83,976
100854	NC-33C Emergency Standby Power	\$	
100726	DA-7 Waterline Replacement	\$	
100850	WSA-8 Waterline Replacement	\$	
100851	DA-8 Waterline Replacement	\$	
100852	CP-2 Waterline Replacement	\$	
100181	Purchase of System Software	\$	18,202
	Various Other Capital Budget Items	\$	92,037
	Cash Reserved for Future Construction	\$	80,425
	Totals \$ 917	40 April 1981 1981 1981	917,773

WHEREAS, The Authority desires to amend the 2011 Annual O&M and Capital Budgets by adjusting them for the items as listed above; and

WHEREAS, Robert A. Mendez, Executive Director, Robert J. Lichtenthal, Deputy Director, Wesley C. Dust, Executive Engineer, Karen A. Prendergast, Comptroller, and Steven V. D'Amico, Budget/Financial Analyst, recommend approval of said amendment;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority's Annual O&M and Capital Budgets for the fiscal year 2011 be amended by adjusting them for the items as listed above.

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

Noes: None

ITEM 16 - CREATION OF ADMINISTRATIVE ASSISTANT (ECWA) POSITION

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

WHEREAS, Pursuant to Article V, Title 3, Section 1053 of the Public Authorities Law, the Erie County Water Authority ("Authority") has the authority to appoint an attorney and an engineer and such additional officers and employees as it may require for the performance of its duties, fix and determine their qualifications, duties and compensation, subject to the provisions of the Civil Service Law of the State of New York and such rules as the Personnel Officer of the Count of Erie may adopt and make applicable to such authority; and

WHEREAS, Article V, Section 6 of the By-Laws of the Erie County Water Authority grants to the Authority the right to name and appoint from time to time an attorney or engineer and employees as it may require for the performance of its duties, fix their qualification, duties and compensation, subject to the provisions of the Civil Service Law of the State of New York;

NOW, THEREFORE, BE IT RESOLVED:

That the Erie County Water Authority does hereby create the position of Administrative Assistant (ECWA), Salary Grade 13E of the Authority's Career and Salary Plan, subject to the review and approval of the Erie County Personnel Officer effective February 22, 2012.

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

Noes: None

ITEM 17 - AUTHORIZATION TO AMEND THE ERIE COUNTY WATER AUTHORITY'S ANNUAL O & M BUDGET FOR FISCAL YEAR 2012

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

WHEREAS, In a resolution dated November 23, 2011, the Erie County Water Authority (the "Authority") adopted its Annual Operating & Maintenance Budget for the fiscal year 2012; and

WHEREAS, From time to time, due to changes in spending priorities, availability of funds, or changes in other circumstances the Authority finds it proper to amend its Budget to reflect such changes; and

WHEREAS, In order to streamline operations, the Authority has determined that it is advisable to fund one position of Administrative Assistant (ECWA), Salary Grade 13E and

WHEREAS, In order to fund the position of Administrative Assistant (ECWA), funds will be transferred to unit 3023 – Stores as follows:

Unit No	Internal No:	Description		Increase	Decrease
3023	01	Salaries		\$ 47,298	
3023	08	Fringe Benefits		31,316	
3035	01	Salaries			\$ 47,298
3035	08	Fringe Benefits			31,316
			Totals	\$ 78,614	\$ 78,614

WHEREAS, Robert A. Mendez, Executive Director, Robert J. Lichtenthal Jr., Deputy Director, Matthew J. Baudo, Secretary to the Authority, and Wesley Dust, Executive Engineer, recommend approval of said amendment;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority's Annual O & M Budget, for the fiscal year 2012, be amended by funding the position of Administrative Assistant (ECWA) as shown above.

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

Noes: None

ITEM 18 - PURCHASE ORDERS:

Motion by Mr. O'Donnell seconded by Mr. Jann and carried to approve for payment of Purchase Order Nos. as listed on the attached pages 6-9 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 - PURCHASE ORDER AMENDMENTS:

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

Motion by Mr. O'Donnell seconded by Mr. Jann and carried to approve Service Connection Work Order Nos. 2012-04 and 2012-05, to Nichols Long & Moore Construction Corp. for Service Area No. 1 under Contract No. 11-02-02 and to Russo Development, Inc. for Service Area No. 2 under Contract No. 11-01-02 and large services under Contract No. 11-03-02 to Kandey Company, Inc.

VIII. - ADJOURNMENT

Motion by Mr. O'Donnell, second by Mr. Jann and carried that the meeting adjourn.

Matthew J. Baudo

Secretary to the Authority/Personnel Director

PJF

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Item No.	Master P/O Number	Rel No.	Description and Vendor	Date	Amount
1.1	1214-12	4	WATER MAIN MATERIALS CONT.	2/17/2012	861.90
			LOCK CITY SUPPLY INC Effective 1/01/2012 Thru 12/31/2013 Master P/O Amt Total Releases Open A	Amount 570.71	
1.2	1756-12	4	DISABILITY INSURANCE - SELLERS 2012 PAYROLL W/E 02/12/2012 CHARLES J SELLERS & COMPANY INC Effective 1/01/2012 Thru 12/31/2012 Master P/O Amt Total Releases Open A 5,000.00 555.32 4,4	2/17/2012 Amount 44.68	130.34
1.3	200692	51	VARIOUS SIGNS AND BARRICADES ROAD WORK LOCATIONS COMET FLASHER INC Effective 1/01/2011 Thru 12/31/2012 Master P/O Amt Total Releases Open A 160,000.00 84,807.50 75,1	2/17/2012 Mmount 92.50	1,579.55
1.4	200715	18	TIRES-SERVICES VARIOUS ECWA VEHICLES EDS TIRE SERVICE INC Effective 9/01/2011 Thru 8/31/2012 Master P/O Amt Total Releases Open A 9,000.00 2,590.25 6,4	2/17/2012 mount 09.75	138.50
1.5	200715		TIRES-SERVICES VARIOUS ECWA VEHICLES EDS TIRE SERVICE INC Effective 9/01/2011 Thru 8/31/2012 Master P/O Amt Total Releases Open A 9,000.00 2,775.25 6,2	2/17/2012 mount 24.75	185.00
1.6	200717		UFPO TICKET MANAGEMENT SYSTEM LOCATION OF WATER LINES BYTRONICS INC (FAIRPORT NY) Effective 8/27/2011 Thru 8/26/2012 Master P/O Amt Total Releases Open A 17,500.00 3,310.25 14,1	mount	372.00

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Item No.	Master P/O Number	Rel No.	Description and Vendor	Date	Amount
1.7	200725	7	GLOVE & SAFETY VEST RECONDITION PROGRAM LINE MAINTENANCE CINTAS CORPORATION (5740 GENESEE LANC Effective 12/01/2011 Thru 11/30/2012 Master P/O Amt Total Releases Open A 3,500.00 85.00 3.4		11.0
1.8	200738	1		2/21/2012 Amount 821.70	178.30
1.9	200739	ź		2/17/2012 Amount 316.21	333.00
1.10	2030-12	,	CONTROL REPAIR UNITED PARCEL SERVICE Effective 1/01/2012 Thru 12/31/2012 Master P/O Amt Total Releases Open	2/17/2012 NEW YORK STATE Amount 728.61	9.93 CONTRACT
1.11	2030-12		7 DELIVERY SERVICE 2/08/2012 CONTROL REPAIR UNITED PARCEL SERVICE Effective 1/01/2012 Thru 12/31/2012 Master P/O Amt Total Releases Open 10,000.00 293.68 9	2/21/2012 NEW YORK STATE Amount ,706.32	22.29 E CONTRACT
1.12	2604-11	39		2/17/2012 ERIE COUNTY Co Amount ,655.28	63.00 ONTRACT

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Item No.	Master P/O Number		Description and Vendor	Date	Amount
1.13	2604-11	392	TOWEL, UNIFORM SERVICE 2·16·2012 ECWA CINTAS CORPORATION (5740 GENESEE LANC Effective 4/01/2010 Thru 3/31/2012 Master P/O Amt Total Releases Open A 40,000.00 32,361.93 7.6		
1.14	2604-11	393	TOWEL, UNIFORM SERVICE ECWA CINTAS CORPORATION (5740 GENESEE LANC Effective 4/01/2010 Thru 3/31/2012 Master P/O Amt Total Releases Open 7 40,000.00 32,529.07 7,4	2/17/2012 ERIE COUNTY Amount 470.93	
1.15	2667-12	7	COURT ORDERED INCOME DEDUCTION 2012 PAYROLL W/E 02/12/2012 LYNN D COFFELT Effective 1/01/2012 Thru 12/31/2012 Master P/O Amt Total Releases Open 7 12,000.00 1,575.00 10,4	Amount	225.00
1.16	4138-12	7		2/17/2012 Amount_ 386.68	2,324.00
1.17	5121-12	7		2/17/2012 Amount 774.22	746.54
1.18	5343-12	7		2/17/2012 Amount 292.00	244.00

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			- Marca Tro Norcases		
Item No.	Master P/O Number	Rel No.	Description and Vendor	Date	Amount
1.19	5563-12	7	COURT ORDERED INCOME DEDUCTION 2012 PAYROLL W/E 02/12/2012 ALLISON GARVEY Effective 1/01/2012 Thru 12/31/2012 Master P/O Amt Total Releases Open / 16,000.00 2,100.00 13,5	2/17/2012 Amount 900.00	300.
1.20	6449-12	20	RX CLAIMS FEB/2012 ECWA LABOR-MANAGEMENT HEALTHCARE (DIRECT DEP) Effective 1/01/2012 Thru 12/31/2012 Master P/O Amt Total Releases Open A 4,675,000.00 432,937.67 4,242,0	2/17/2012 Amount 062.33	119,405.96
1.21	6645-11	168	MINDOM STATION MOLLENBERG - BETZ INC Effective 7/01/2009 Thru 6/30/2012 Master P/O Amt Total Releases Open A	2/21/2012 SERVICE REPAIR Amount 86.69	4,235.64
1.22	6645-11		MAINTENANCE CONTRACT-HVAC PM ERIE COUNTY WATER AUTHORITY FACILITIES MOLLENBERG - BETZ INC Effective 7/01/2009 Thru 6/30/2012 Master P/O Amt Total Releases Open A 438,900.00 353,705.91 85,1		292.60
1.23	6645-11		Effective 7/01/2009 Thru 6/30/2012 Master P/O Amt Total Releases Open A	SERVICE REPAIR	438.90
1.24	6645-11) P	MOLLENBERG - BETZ INC Effective 7/01/2009 Thru 6/30/2012 Master P/O Amt Total Releases Open Ar	2/17/2012 SERVICE REPAIR mount 59.01	286.18

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Item No.	Master P/O Number	Rel No.	Description and Vendor	Date	Amount
1.25	7045-12HR	8	HUMAN RESOURCES HEALTHWORKS-WNY LLP (CHICAGO IL) Effective 1/01/2012 Thru 12/31/2012 Master P/O Amt Total Releases Open	2/17/2012 Amount 917.55	259.00
1.26	8042-12	7		2/17/2012 Amount 201.85	21,840.05
			Total Master P/O Relea	ases: 26	154.667.03

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Section: 2 Purchase Orders

Item <u>No</u> .	Purchase Order No.	Description and Vendor	Date	Amount
2.1	GAR12-0029	CAUSTIC UPGRADE CHECK VALVE VAN DE WATER MSC INDUSTRIAL SUPPLY CO INC	2/17/2012 NEW YORK STATE CO	67. ONTRACT
2.2	JJM12-0008	RENEWAL WATERNET CD-ROM VAN DE WATER AMERICAN WATER WORKS ASSOCIATION (TEXAS)	2/17/2012	350.00
		WATERNET IS ONLY SUPPORTED BY AWWA AWWA MEMBERSHIP NO. 00073067		
2.3	JTM12-0005	LABELS, HEAT GUN, MISC GENERAL LABEL SUPPLIES GRAINGER (BUFFALO)	2/17/2012 NEW YORK STATE CO	
2.4	LJM12-0009	CHEMISTRY SUPPLIES WATER QUALITY RESTEK CORPORATION	2/21/2012	394.00
2.5	MJC12-0003	SECURE ERASING OF HARD DRIVES-COPIERS VARIOUS LOCATION DUPLICATING CONSULTANTS INC	2/17/2012	625.00
2.6	PDM12-0037	CONCRETE DELIVERY COLVIN TANK PUMP BASE BUFFALO CRUSHED STONE INC	2/17/2012 ERIE COUNTY CONTE	
		ADDITIONAL INFORMATION SENT TO PURCHASIN	G	• • •
2.7	PDM12-0038	REDUCED PRESSURE ZONE ASSEMBLIES BACKFLOW UNIT FOR STATION CHLORINATORS SCHAEFER PLUMBING SUPPLY CO INC	2/21/2012	890.66
2.8	RFB12-0018	MAINTENANCE SUPPLIES STURGEON POINT SHARE CORP	2/17/2012	236.50
2.9	SAA12-0015	GENERATOR LOUVER ACTUATORS BALL, VDW, WINDOM GENERATORS GRAINGER (BUFFALO)	2/17/2012	815.

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Section: 2 Purchase Orders

Item No.	Purchase Order No.	Description and Vendor	Date Amo	unt
2.10	SDB12-0070	SHOP SUPPLIES MECHANICS GARAGE W W GRAINGER INC (PALATINE)	2/17/2012 NEW YORK STATE CONTI	
		INV 9732697199 01/18/2012	••••••	
2.11	SDB12-0071	BASIL FORD INC	2/17/2012 ERIE COUNTY CONTRACT	353.22 T
		INVOICE #271082 01/27/2012 TRK010-06 2006 E250	***************************************	
2.12	SDB12-0072	VEHICLE PARTS LINE MAINT BASIL FORD INC	2/17/2012 ERIE COUNTY CONTRACT	21.04- Г
		INVOICE #271516 02/02/2012 TRK010-06 2006 E250		
2.13	SDB12-0073	BASIL FORD INC	2/21/2012 ERIE COUNTY CONTRACT	21.04
		INVOICE #271518 02/02/2012 TRK010-06 2006 E250		
2.14	SDB12-0074	BASIL FORD INC	ERIE COUNTY CONTRACT	15.04
		INVOICE #270927 01/24/2012		
2.15		VEHICLE PARTS VEHICLE MAINT. REGIONAL INTERNATIONAL OF WNY INC	2/17/2012 NONE	32.80
		INV 3-220380163 02/07/2012		

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Section: 2 Purchase Orders

Item No.	Purchase Order No.	Description and Vendor	Date	Amount
2.16	SDB12-0080	VEHICLE TOWING LINE MAINT. RUSINIAKS SERVICE INC	2/21/2012 ERIE COUNTY (130. CONTRACT
		INV #125307 02/01/2012		
2.17	SDB12-0082	WELDING GASES LINE MAINT JACKSON WELDING & GAS PRODUCTS	2/17/2012 NONE	42.27
		INVOICE #00193185 02/09/2012		
2.18	SDB12-0084	BACKHOE PARTS LINE MAINT. MILTON CAT	2/17/2012 NONE	
		INV PART7633368 01/31/2012		
2.19	SDB12-0085	VEH.PARTS LINE MAINT. FERRY INC	2/17/2012	
		INV 226694 01/26/2012		
2.20	SDB12-0086	VEHICLE PARTS VEHICLE MAINT. REGIONAL INTERNATIONAL OF WNY INC	2/17/2012 NONE	68.68
		INV 3-220170173 01/17/2012		
2.21	SDB12-0087	VEHICLE PARTS LINE MAINT BASIL FORD INC	2/21/2012 ERIE COUNTY (CONTRACT
		INVOICE #270557 01/19/2012		
2.22	SDB12-0092	VEHICLE PARTS LINE MAINT BASIL FORD INC	2/21/2012 ERIE COUNTY	81 7 CONTRACT

(Continued on Page 9)

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Section: 2 Purchase Orders

	Item No.	Purchase Order No.	Description and Vendor	Date	Amount
			INVOICE #271672 02/06/2012 TRK060-10 F150		
2	2.23	SDB12-0093	VEHICLE PARTS LINE MAINT BASIL FORD INC	2/21/2012 ERIE COUNTY C	12.03 ONTRACT
			INVOICE #271380 01/31/2012 TRK073-08 08 E250		
2	2.24	SDB12-0094	VEHICLE PARTS LINE MAINT BASIL FORD INC	2/21/2012 ERIE COUNTY CO	56.98 ONTRACT
			INVOICE #271364 01/31/2012 TRK073-08 08 E250	• • • • • • • • • • • • • • • • • • • •	
2	. 25	SDB12-0095	VEH.PARTS LINE MAINT. FERRY INC	2/21/2012	227.15
			INV 226693 01/26/2012		
2	.26	SLZ12-0039	AWWA MEMBERSHIP DUES - 2012 R MENDEZ ECWA AMERICAN WATER WORKS ASSOCIATION (DENVER	2/17/2012	18,858.00
			CUSTOMER #00016797 ORDER # 7000428817 MEMBERSHIP DUES 04/01/2012 - 03/31/2013		
			Total Purchase Orde	ers: 26	24,470.10

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179,145.29

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Section: 3 Purchase Order Amendments

Item No.	Purchase Rel Order No. No.		Date	Amendment Amoun
3.1	SAA12-0005	MODICON QUANTUM ETHERNET CARD STP HIGH SERVICE CONTROL UPGRADES ZELLER CORP (404 SONWIL DR) SHIPPING CHARGES Orig P/O Amt Amendments Total P 3,282.00 8.16 3,	2/14/2012 2/0 Amt 290.16	8.
		Total Purchase Order Amendm	ments: 1	8.16

Report Totals: