MINUTES of the MEETING of the ERIE COUNTY WATER AUTHORITY held in the office, 295 Main Street, Room 350, Buffalo, New York, on the 24th day of September, 2015.

PRESENT: Earl L. Jann, Chairman

Jerome D. Schad, Vice Chairman Robert Anderson, Treasurer

Robert J. Lichtenthal, Jr., Assistant Secretary to the Authority

Robert F. Gaylord, Executive Director Wesley C. Dust, Executive Engineer Karen A. Prendergast, Comptroller

Jacqueline Mattina, Deputy Associate Attorney Ashley W. Johnson, Deputy Associate Attorney

Ronald P. Bennett, Associate Attorney

Paul H. Riester, Director of Administration

Paul Whittam, Director of Water Quality John Mogavero, Chemist/Chief WTPO

Daniel J. NeMoyer, Director of Human Resources

Steven D'Amico, Business Office Manager

ATTENDEES:

Michael Caputo Sean Dwyer

CALL TO ORDER

PLEDGE TO THE FLAG

I. - ROLL CALL

II. - READING OF MINUTES

Motion by Mr. Anderson seconded by Mr. Schad and carried to waive the reading of the Minutes of the Meeting held on Thursday, September 10, 2015.

III. - APPROVAL OF MINUTES

Motion by Mr. Anderson seconded by Mr. Schad and carried to approve the Minutes of the Meeting held on Thursday, September 10, 2015.

IV. - REPORTS

- A) SECRETARY
- B) LEGAL

- C) FISCAL
- D) OPERATIONS
- **E) HUMAN RESOURCES**
- F) AUDIT COMMITTEE
- G) GOVERNANCE COMMITTEE
- H) FINANCE COMMITTEE

V. - COMMUNICATIONS AND BILLS

ITEM 1 - Creation and/or Amendment of Master Purchase Orders:

Motion by Mr. Anderson seconded by Mr. Schad and carried to approve the creation and/or amendment of Master Purchase Order Nos. as attached not to exceed the amount of \$85,000.00 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 1

CP01562

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Erie County Water Authority Purchasing System Master Purchase Order Board Approval Report September 24, 2015 List No: 2015-38

Item Master No. Mumber	r P/O Description and r <u>Vendor</u>	Date	Amount
1 2604-1 Amen #	LSUMI TOMEL, UNIFORM SERVICE F 2 COMBINE UNIFORM AND FLOOR MAT MP CINTAS CORPORATION (5740 GENE * Amount reflects new MPO limit		85,000.00

Report Totals: 1 85,000.00 **

ITEM 2 - Master Purchase Order Releases, Purchase Orders and Purchase Order Amendments:

Motion by Mr. Anderson seconded by Mr. Schad and carried to approve for payment of Master Purchase Order Nos., Purchase Order Nos. and Purchase Order Amendments as attached 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 2

CP02562

Erie County Hater Authority Purchasing System Board Approval Report September 24, 2015 List No: 2015-38

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Item No.	Master P/O Mumber	Re1 No.	Description and Vendor	Date	Azcunt
1.1	1053-13CL	77	LIQUID CHLORINE DELIVERY 09/16/15 STURGEON PT. JCI JONES CHENICALS (CALEDONIA NY) Effective 1/01/2013 Thru 12/31/2015 Master P/O Ant Total Releases Open 477,900.00 372,762.00 105.	9/21/2015 Amount 138.00	5,310.00
1.2	1214-14	86		9/21/2015 Amount 085.21	6,186.00
1.3	1214-14	87		9/21/2015 Amount 389.00	15,696.21
1.4	1415-15			9/21/2015 Amount /27.04	3,110.66
1.5	2014020		FIRE EXTINGUISHER SERVICE WARIOUS ECHA LOCATIONS DIVAL SAFETY EQUIPMENT INC Effective 6/01/2014 Thru 5/31/2016 Master P/O Aut Total Releases Open / 9,990.00 4,577.07 5,4	9/21/2015 Incumt	497.52
1.6	2015009		COLILERT IDEXX MEDIA/EQUIPMENT 2015 STURGEON POINT IDEXX DISTRIBUTION INC Effective 2/01/2015 Thru 1/31/2016 Master P/O Amt Total Releases Open / 90,000.00 48,438.06 41.5		3,862.84

Erie County Hater Authority Purchasing System Board Approval Report September 24, 2015 List No: 2015-38 Rum Date 9/21/2015 Page 2

Item Mo.	Master P/O I	Description and Vendor	Date	Amount
1.7	2015010	52 AUTO PARTS -CAR QUEST/ADVANCE AUTO VEHICLE MAINTENANCE ADVANCE AUTO PARTS PROFESSIONAL Effective 2/01/2015 Thru 6/27/201 Master P/O Amt Total Releases 9,999.00 2,736.07	7	60.60
1.8	2015017	2 UFPO TICKET MANAGEMENT SYSTEM LOCATION OF WATER LINES BYTRONICS INC (FAIRPOR Effective 8/27/2015 Thru 8/26/2010 Master P/O Aut Total Releases 17,500.00 1,976.50	r My)	983.00
1.9	2604-15UNI	45 TOMEL, UNIFORM SERVICE VOM & MQ 9/10 ECMA CINTAS CORPORATION (5740 GENESEE Effective 2/01/2015 Thru 3/31/2017 Master P/O Aut Total Releases (85,000.00 12,470.71	LANC	99.27
1.10	2604-15UNI	A6 TOHEL, UNIFORM SERVICE 9/14/15 ECNA CINTAS CORPORATION (5740 GEMESEE Effective 2/01/2015 Thru 3/31/2017 Master P/O Amt Total Releases (85,000.00 12,703.33	Open Amount	232.62
1.11	4121-14		NY)	3,933.60
1.12	4121-14			1,147.38

Erie County Water Authority Purchasing System Board Approval Report September 24, 2015 List No: 2015-38 Run Date 9/21/2015 Page 3

Item No.	Master P/O Number	Re1 No.		Date	Amount
1.13	5228-15	10		9/21/2015 Mount 65.86	195.38
1.14	5228-15	12	MAINTENANCE AGRREMENT FOR RADIO SYSTEM VARIOUS LOCATIONS FOR VEHICLES FN CONMUNICATIONS INC Effective 4/01/2015 Thru 3/31/2017 Master P/O Aut Total Releases Open / 90,332.00 8,869.52 81.4		185.38
1.15	599 5·15		MUTUAL OF CMAHA STD & LTD SEPTEMBER 2015 ERIE COUNTY HATER AUTHORITY MUTUAL OF CMAHA Effective 1/01/2015 Thru 12/31/2015 Master P/O Aut Total Releases Open A 30,000.00 16,925.11 13.0	8 589	1,874.49
1.16	6209-15		POLYALUMINUM CHLORIDE COAGULANT ST. POINT 9/15/2015 KEMIRA WATER SOLUTIONS INC Effective 7/01/2015 Thru 6/30/2017 Mastar P/O Amt Total Releases Open A 6/9.592.63 84,318.14 595,2	9/21/2015 mount 74.49	7.076.98
1.17	6449-15		BCBS MONTHLY PREMIUM - SEPTEMBER 2015 ECMA LABOR-MANAGEMENT HEALTHCARE (DIRECT DEP) Effective 1/01/2015 Thru 12/31/2015 Master P/O Amt Total Releases Open A 5,000,000.00 2,905,637.84 2,094,3		23,006.58
1.18	6449-15		ERCUP 00400674 09/07/15-09/13/15 PS081932 LABOR-MANAGEMENT HEALTHCARE (DIRECT DEP) Effective 1/01/2015 Thru 12/31/2015 Master P/O Amt Total Releases Open A 5,000,000.00 2,969,889.23 2,030,1		64,251.39

Erie County Water Authority Purchasing System Board Approval Report September 24, 2015 List No: 2015-38 Run Date 9/21/2015 Page 4

Item No.	Master P/O Number	Rel No.	Description and Vendor	Date	Asount
1.19	6449-15	126	RX CLAINS SEPTEMBER 2015 ECNA LABOR-MANAGEMENT HEALTHCARE (RX CLAINS) Effective 1/01/2015 Thru 12/31/2015 Master P/O Amt Total Releases Open A 5,000,000.00 3,102,274.02 1,897.7		132,384.79
1.20	6566-15	9	SUN LIFE FINANCIAL SEPTEMBER 2015 ECMA SUN LIFE FINANCIAL Effective 1/01/2015 Thru 12/31/2015 Master P/O Amt Total Releases Open A 72,000.00 44,892.17 27,1	9/21/2015 mount 07.83	5,096.94
1.21	6645-15	6	NAINTENANCE CONTRACT-HVAC EQUIP 1ST QUARTERLY PM ON HVAC EQUIPMENT MOLLEMBERG - BETZ INC Effective 6/01/2015 Thru 6/30/2017 Master P/O Amt Total Releases Open A 455,700.00 4,852.42 460.8		2,755.00
1.22	7736-14		PROVIDE COLLECTION SERVICES CUSTOMER SERVICE SECURITY CREDIT SYSTEMS INC Effective 3/01/2014 Thru 3/15/2017 Naster P/O Aut Total Releases Open A 30,000.00 14,508.28 15,4	9/21/2015 mount 91.72	205.33
1.23	8631-14		CSEA EMPLOYEE BENEFIT FUND SEPT.2015 ECMA CSEA EMPLOYEE BENEFIT FUND Effective 4/11/2013 Thru 4/30/2017 Master P/O Amt Total Releases Open A 430,000.00 197,648.52 232,3	9/21/2015 mount 51.48	9,797.10
			Total Master P/O Ralea:	ses: 23	287,939.06

Erie County Water Authority Purchasing System Board Approval Report September 24, 2015 List No: 2015-38 Run Date 9/21/2015 Page 5

Section: 2 Purchase Orders

Item No.	Purchase Order No.	Description and Vendor	Date	Amount
2.1	JNM15-0240	TOOLS, MISCELLANEOUS ECHA FASTEMAL COMPANY	9/21/2015 MEM YORK STA	229.39 TE CONTRACT
2.2	JTM15-0024	TIE DOWN STRAPS FOR SHIPPING VFD CELLS INSTRUMENTATION SHIPPING, INST SUPPLIES GRAINGER (BUFFALO)	9/21/2015	115.23
2.3	RFB15-0115	SUMP PUMP CONTROLS STURGEON POINT GRAINGER (BUFFALO)	9/21/2015	3,064.68
2.4	\$0815-0434	VEHICLE PARTS VEHICLE MAINT. REGIONAL INTERNATIONAL - BUFFALO	9/21/2015 NONE	138.72
2.5	SDB15-0436	VEH. PARTS LINE MAINT. DELACY FORD INC (TRANSIT RD ELMA)	9/21/2015 ERIE COUNTY (71.96
2.6	S0815-0437	WINDSHIELD WASHER FLUID MECHANICS GARAGE SUPERIOR LUBRICANTS CO INC	9/21/2015 ERIE COUNTY (195.57 CONTRACT
2.7	SD815-0438	CYLINDER RENTAL MAINTENANCE SHOP JACKSON MELDING & GAS PRODUCTS	9/21/2015	52.20
2.8	S0815-0439	SHOP SUPPLIES NECHNICS SHOP CONTINENTAL RESEARCH CORP	9/21/2015	230.39
2.9	SDB15-0441	VEHICLE PARTS/SUPPLIES LINE MAINT REGIONAL INTERNATIONAL - BUFFALO	9/21/2015 NONE	20.70
2.10	SD815-0442	VEHICLE PARTS/SUPPLIES LINE MAINT NUMAY BUFFALO	9/21/2015 MONE	29.91

Erie County Water Authority Purchasing System Board Approval Report September 24, 2015 List No: 2015-38 Run Date 9/21/2015 Page 6

Section: 2 Purchase Orders

Item No.	Purchase Order No.	Description and Vendor	Date	Amount
2.11	SDB15-0443	VEHICLE PARTS/SUPPLIES LINE MAINT REGIONAL INTERNATIONAL - BUFFALO	9/21/2015 NONE	32.47
2.12	S0815-0444	VEH. PARTS LINE MAINT. DELACY FORD INC (TRANSIT RD ELMA)	9/21/2015 ERIE COUNTY	339.12 CONTRACT
2.13	SDB15-0445	VEHICLE PARTS LINE MAINT. FLEETPRIDE	9/21/2015	84.20
2.14	SDB15-0446	VEH. PARTS LINE MAINT. DELACY FORD INC (TRANSIT RD ELMA)	9/21/2015 ERIE COUNTY	101.52 CONTRACT
2.15	SDB15-0447	VEH.PARTS LINE MAINT. FOX EQUIPMENT CORPORATION	9/21/2015	31.35
2.16	SD815-0448	VEHICLE PARTS/SUPPLIES LINE MAINT NUMAY BUFFALO	9/21/2015 NONE	46.88
2.17	SDB15-0449	VEHICLE PARTS/SUPPLIES LINE MAINT MUMAY BUFFALO	9/21/2015 MONE	45.20
2.18	SDB15-0453	VEHICLE PARTS LINE MAINT. KAMINSKI & SONS TRUCK EQUIPMENT	9/21/2015 ERIE COUNTY	23.10
2.19	SD815-0454	VEHICLE PARTS LINE MAINT. FLEETPRIDE	9/21/2015	71.00
2.20	SJL15-0008	PLOP 2" TRASH PUMPS LINE MAINTENANCE HERTZ EQUIPMENT RENTAL (TONAMANDA)	9/21/2015	3,752.00

Erie County Mater Authority Purchasing System Board Approval Report September 24, 2015 List No: 2015-38 Run Date 9/21/2015 Page 7

Section: 2 Purchase Orders

Item No.	Purchase Order No.	Description and Vendor	Date	Amount
2.21	SJL15-0009	MACKER NEUSON GAS BREAKER MODEL BH65 SERVICE CENTER HERTZ EQUIPMENT RENTAL (TONAMANDA)	9/21/2015	6,284.00
2.22	SLZ15-0131	MAINTENANCE AGREEMENT FOR RAPIDPRINT MAIL ROOM BUFFALO TIME CLOCK (COLVIN BLVD)	9/21/2015	141.00
2.23	SLZ15-0133	GENERAL LEGAL SERVICES LEGAL - BIALEX V.ECMA JAECKLE FLEISCHMANN & NUGEL LLP	9/21/2015	17.50
2.24	SLZ15-0134	HESTLAN SELECT - MPACK MONTHLY CHARGES LEGAL MEST PUBLISHING PAYMENT CENTER	9/21/2015	368.74
2.25	TAT15-0127	#2 & #1 CRUSHER RUN STONE VARIOUS REPAIRS COUNTY LINE STONE CO INC	9/21/2015 ERIE COUNTY 0	18,094.35 Intract
2.26	TAT15-0128	E405.04 CO-LINE VARIOUS REPAIRS COUNTY LINE STONE CO INC	9/21/2015 ERIE COUNTY 0	6,144.14 CINTRACT
2.27	TAT15-0129	#1 CRUSHER RUN STOME STURGEON POINT VARIOUS REPAIRS COUNTY LINE STONE CO INC	9/21/2015 ERIE COUNTY C	759.91 CHTRACT
2.28	TAT15-0130	SOLOPOL HAND CLEANER VARIOUS DEPARTMENTS MSC INDUSTRIAL SUPPLY CO INC	9/21/2015 NEW YORK STAT	520.80 E CONTRACT
2.29	TAT15-0133	TOILET SEAT COVERS SERVICE CENTER OFFICE DEPOT INC (CHEEKTOMAGA NY)	9/21/2015	208.68
2.30	TAT15-0134	VARIOUS SUPPLIES STORES STAPLES ADVANTAGE (STATE CONTRACT)	9/21/2015 NEW YORK STAT	214.68 E CONTRACT
		Total Purchase Or	ders: 30	41,429.39

Erie County Water Authority Purchasing System Board Approval Report September 24, 2015 List No: 2015-38 Run Date 9/21/2015 Page 8

Section: 3 Purchase Order Amendments

Item No.	Purchase Order Mo.	Re1 No.	Description, Ver Anendment Reason	ndor a	and		ate	Amendment Amount
3.1	\$815-00002		ZEBRA MUSSEL BOI VELIGER ANALYSIS WILDLIFE SUPPLY SHIPPING CHARGES Orig P/O Amt 39.95	ς α. ς	CHAMBER Amendments 12.95	9/1 Total P/0 As 52.9		12.95
			Tot	tal Pu	ırchase Orde	r Amendments:	1	12.95
					R	eport Totals:	54	329,381.40

VI. - UNFINISHED BUSINESS (NONE)

VII. - NEW BUSINESS (RESOLUTIONS 3-11)

ITEM 3 - AUTHORIZATION TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH RAFTELIS FINANCIAL CONSULTANTS, INC. TO PROVIDE A COST OF SERVICE AND RATE STRUCTURE REVIEW STUDY, PROJECT NO. 201500243

Motion by Mr. Anderson seconded by Mr. Schad

WHEREAS, Heretofore and on the 9th day of July, 2015 the Erie County Water Authority's ("Authority") Board of Commissioners authorized the issuance of a Request for Proposals ("RFP") to qualified firms to provide a Cost of Service and Rate Structure Review Study; and

WHEREAS, A copy of the RFP was sent to:

Utility Financial Solutions, LLC
Aus Consultants
Black & Veatch
Burton & Associates
FCS Group
Gannett Fleming
Kennedy/Jenks Consultants
Pioneer Consulting Group
Public Resources Management Group, Inc.
Raftelis Financial Consultants, Inc.
Trilogy Consulting, LLC
Ernst & Young; and

WHEREAS, The respondents to the RFP were Raftelis Financial Consultants, Inc. and Utility Financial Solutions, LLC; 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, Upon evaluating the responses to the RFP, the Authority deems it advisable to have Raftelis Financial Consultants, Inc. provide a Cost of Service and Rate Structure Review Study; and

WHEREAS, Robert J. Lichtenthal, Jr., Deputy Director recommends that the Authority enter into a Professional Services Agreement with Raftelis Financial Consultants, Inc.;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority accepts the proposal of Raftelis Financial Consultants, Inc. to provide a Cost of Service and Rate Structure Review Study; 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 agreement, the Restricted Period will cease; and be it further

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

RESOLVED: That the Secretary hereby is authorized to forward an executed copy of said Professional Services Agreement together with a certified copy of this resolution to Raftelis Financial Consultants, Inc.

Ayes: Three; Commrs. Jann, Schad and Anderson

Noes: None

ITEM 4 - AUTHORIZATION TO ENTER INTO A RETAINER AGREEMENT WITH BARCLAY DAMON, LLP FOR EXPERT LEGAL PROFESSIONAL SERVICES ON AN AS NEEDED BASIS

Motion by Mr. Anderson seconded by Mr. Schad

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

WHEREAS, Article V, Section 6 of the By-Laws of the Authority grants the Authority the right to name and appoint from time to time an attorney or engineer and may also from time to time contract for expert professional services; and

WHEREAS, Barclay Damon, LLP and its predecessors, Hiscock & Barclay and Damon Morey, are highly qualified firms with extensive experience handling complex legal matters; and

WHEREAS, Hiscock & Barclay has previously represented the Authority on many complex legal matters; and

WHEREAS, Damon Morey has represented the Authority as bond counsel for the last 17 years; and

WHEREAS, The Authority may desire to employ Barclay Damon, LLP to perform expert legal services, including but not limited to bond counsel;

NOW, THEREFORE, BE IT RESOLVED;

That the Authority enters into a Retainer Agreement with Barclay Damon, LLP to perform expert legal services, including but not limited to bond counsel on an as needed basis; and be it further

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

RESOLVED: That the Secretary is hereby authorized to forward an executed copy of said Agreement together with a certified copy of this resolution to Barclay Damon, LLP.

Ayes: Three; Commrs. Jann, Schad and Anderson

Noes: None

ITEM 5 - AUTHORIZATION TO ACCEPT PROPOSAL OF EDDY AND LEWIN HOMES, INC. FOR THE CONSTRUCTION AND INSTALLATION OF APPROXIMATELY 1,200 LF OF EIGHT (8") INCH C-900 PVC WATERMAIN, TWO (2) HYDRANTS, NINE (9) VALVES AND APPURTENANCES IN CARNEGIE SUBDIVISION, PART 2, PHASE 1, TOWN OF HAMBURG, EC NO. 6717, PROJECT NO. 201400129

Motion by Mr. Anderson seconded by Mr. Schad

WHEREAS, The Erie County Water Authority ("Authority") desires to enter into a Main Extension Agreement (Builder-Contractor-Developer) with Eddy and Lewin Homes, Inc. for the construction and installation of approximately 1,200 lf of eight (8") inch C-900 PVC watermain, two (2) hydrants, nine (9) valves and appurtenances in Carnegie Subdivision, Part 2, Phase 1, Town of Hamburg, New York; and

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

WHEREAS, Said installation of main and hydrants has been assigned Work Authorization No. EC-6717; and

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

NOW, THEREFORE, BE IT RESOLVED:

That the Authority accepts the proposal of Eddy and Lewin Homes, Inc. for the construction and installation of approximately 1,200 lf of eight (8") inch C-900 PVC watermain, two (2) hydrants, nine (9) valves and appurtenances in Carnegie Subdivision, Part 2, Phase 1, Town of Hamburg, New York; and be it further

RESOLVED: That the Chairman is hereby authorized to execute said Main Extension Agreement (Builder-Contractor-Developer) between the Authority and Eddy and Lewin Homes, Inc. covering the abovementioned subdivision.

Ayes: Three; Commrs. Jann, Schad and Anderson

Noes: None

ITEM 6 - AWARD OF CONTRACT TO THATCHER COMPANY OF NEW YORK, INC. FOR THE FURNISHING AND DELIVERING OF FLUOSILICIC ACID TO THE ERIE COUNTY WATER AUTHORITY FOR USE IN THE TREATMENT OF WATER FOR TWO YEARS FROM OCTOBER 1, 2015 THROUGH SEPTEMBER 30, 2017, PROJECT NO. 201500219 - \$353,064.50

Motion by Mr. Anderson seconded by Mr. Schad

WHEREAS, The Erie County Water Authority (Authority) heretofore advertised in the Dodge Reports on the 5th day of August, 2015, and in Business First on the 7th day of August 2015, a notice inviting sealed bids or proposals in accordance with Section 1069 of the Public Authorities Law for the furnishing and delivering of Fluosilicic Acid to the Erie County Water Authority for use in the treatment of water for two years from October 1, 2015 through September 30, 2017; and

WHEREAS, Sealed bids or proposals were opened in the office of the Authority on the 18th day of August, 2015, at 11:00 a.m., local time, and were as follows:

BIDDERS	AMOUNT		
Thatcher Company of New			
York, Inc.	\$353,064.50 (item 1)		
Solvay Fluorides, LLC	367,200.00 (item 1)		
ControlChem Canada, Ltd.	390,180.00 (item 2)		
ControlChem Canada, Ltd.	390,915.00 (item 1); and		

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

WHEREAS, Lavonya Lester, Equal Employment Opportunity Intern, has advised that the low bidder, Thatcher Company of New York, Inc. 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, Wesley C. Dust, P.E., Executive Engineer and John J. Mogavero, Chemist and Chief WTPO have reviewed the specifications and bids and determined that Thatcher Company of New York, Inc. is the lowest bidder qualified to perform the project and have recommended that a contract be awarded to that firm for the abovementioned project;

NOW, THEREFORE, BE IT RESOLVED:

That it is hereby determined that Thatcher Company of New York, Inc. is the lowest responsible bidder for the abovementioned project, and that the Chairman is hereby authorized and directed to execute a contract with said contractor for the furnishing and delivering of Fluosilicic Acid to the Erie County Water Authority for use in the treatment of water for two years from October 1, 2015 through September 30, 2017 as a unit price contract for the estimated total amount of \$353,064.50; 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 is hereby 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. Jann, Schad and Anderson

Noes: None

ITEM 7 - AWARD OF CONTRACT TO DN TANKS, INC. FOR CONTRACT NO. W-22A, BALL SOUTH TANK REPLACEMENT, PROJECT NO. 201300266 - \$3,499,600.00

Motion by Mr. Anderson seconded by Mr. Schad

WHEREAS, The Erie County Water Authority (Authority) heretofore advertised in the Dodge Reports on the 23rd day of July, 2015, and in Business First on the 25th day of July, 2015, a notice inviting sealed bids or proposals in accordance with Section 1069 of the Public Authorities Law for Contract No. W-22A, Ball South Tank Replacement; and

WHEREAS, Sealed bids or proposals were opened in the office of the Authority on the 11th day of August, 2015, at 11:00 a.m., local time, and were as follows:

BIDDERS	AMOUNT

DN Tanks, Inc. \$3,449,600.00 Preload, Inc. \$3,643,000.00; and

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

WHEREAS, Lavonya Lester, Equal Employment Opportunity Intern, has advised that the low bidder, DN Tanks, Inc. in the process of complying 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 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 DN Tanks, Inc. is the lowest bidder qualified to perform the project and have recommended that a contract be awarded to that firm for the abovementioned project;

NOW, THEREFORE, BE IT RESOLVED:

That it is hereby determined that DN Tanks, Inc. is the lowest responsible bidder for the abovementioned project, and that the Chairman is hereby authorized and directed to execute a contract with said contractor for Contract No. W-22A, Ball South Tank Replacement in the total amount of \$3,449,600.00 contingent upon the compliance of the Authority's Affirmative Action Requirements; 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 is hereby authorized to return to the unsuccessful bidder 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. Jann, Schad and Anderson

Noes: None

ITEM 8 - AUTHORIZATION TO REJECT BIDS FOR CONTRACT NO. W-22D, BALL SOUTH TANK ROOF REPLACEMENT, PROJECT NO. 201300266

Motion by Mr. Anderson seconded by Mr. Schad

PINDEDC

WHEREAS, The Erie County Water Authority (the "Authority") heretofore advertised in the Dodge Reports on the 23rd day of July, 2015, and in Business First on the 25th day of July, 2015, a notice inviting sealed bids or proposals in accordance with Section 1069 of the Public Authorities Law for Contract No. W-22D, Ball South Tank Roof Replacement; and

WHEREAS, Sealed bids were opened in the office of the Authority on the 11th day of August, 2015, at 11:00 a.m., local time, and were as follows:

DIDDERS	AMOUNT
Fisher Tank Company	\$1,978,800.00
Apollo Steel Corp.	2,598,832.00; and

AMOUNT

WHEREAS, Sealed bids or proposals were opened in the office of the Authority for Contract No. W-22A, Ball South Tank Replacement; and

WHEREAS, Subsequent to the bid openings of Contract No. W-22A, Ball South Tank Replacement and Contract No. W-22D, Ball South Tank Roof Replacement, Wendel Engineers, Consulting Engineers developed the methodology to evaluate the present worth cost of construction and maintenance associated with tank refurbishing under Contract No. W-22D versus that of providing a new concrete tank under Contract No. W-22A; and

WHEREAS, Wendel Engineers, Consulting Engineers advised that after utilizing interest and inflation rates provided by the Authority, it was determined that the present worth cost of the new concrete tank under Contract No. W-22A was less than that of tank refurbishing under Contract No. W-22D; and

WHEREAS, Article 22 (Award of Contract), Paragraph 22.08 of the Instruction to Bidders Section of the specification and contract documents states that the Owner may elect not to award a contract at this time due to budgetary or other considerations. Owner reserves the right to reject any or all proposals and to re-bid the contract if the Owner deems it in the public interest to do so; and

WHEREAS, After review of the present worth cost analysis by Wendel Engineers, Consulting Engineers, the Authority has determined that it is not in the public interest to accept or rebid Contract No. W-22D; and

WHEREAS, Due to the above, Richard M. Rosenberry, Sr. Distribution Engineer and Michael W. Wymer, PE, Wendel Engineers, Consulting Engineers recommend that the bids be rejected due to the above present worth cost analysis; and

WHEREAS, Wesley C. Dust, Executive Engineer concurs with said recommendation;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority reject all bids received on August 11, 2015 for Contract No. W-22D, Ball South Tank Roof Replacement; and be it further

RESOLVED: That the Secretary is hereby authorized to return to the bidders their deposit made with their bid to the Authority for the abovementioned project.

Ayes: Three; Commrs. Jann, Schad and Anderson

Noes: None

ITEM 9 - AUTHORIZATION TO EXTEND THE CONTRACT WITH TO CRM CONTRACTING, INC. FOR FENCING, GUARDRAIL, GENERAL WELDING, PAINTING AND SANDBLASTING REPAIRS, PROJECT NO. 201200239, IDENTIFIED AS CONTRACT NO. 12-26-10 - \$96,504.17

Motion by Mr. Anderson seconded by Mr. Schad

WHEREAS, Heretofore and on the 4th day of October, 2012 the Erie County Water Authority ("Authority") entered into a contract with CRM Contracting, Inc. for fencing, guardrail, general welding, painting and sandblasting repairs, identified as Contract No. 12-26-10; and

WHEREAS, Pursuant to Page 7, Note 3 of the Contract, if the Authority and Contractor mutually agree to continue this Contract after the 31st day of October, 2015, it shall be extended for the term of one (1) year (November 1, 2015 through October 31, 2016) on the same terms and conditions provided for in the Contract; and

WHEREAS, CRM Contracting, Inc. submitted a letter dated September 1, 2015 requesting a one year extension; and

WHEREAS, Daniel J. Seider, Distribution Engineer and Wesley C. Dust, Executive Engineer recommend extending the contract for a one year period;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority extends the contract with CRM Contracting, Inc. for fencing, guardrail, general welding, painting and sandblasting repairs, identified as Contract No. 12-26-10 from November 1, 2015 to October 31, 2016; and be it further

RESOLVED: That the Chairman is hereby authorized to execute the Contract Extension Form submitted.

Ayes: Three; Commrs. Jann, Schad and Anderson

Noes: None

ITEM 10 - RATIFICATION OF THE INSTALLATION OF HYDRANTS AND VALVES AND RETIREMENT OF EXISTING HYDRANTS AND VALVES - VARIOUS LOCATIONS

Motion by Mr. Anderson seconded by Mr. Schad

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 valve at Gierlach Street, Village of Sloan with a new 4" resilient seat valve on 7/15/15. Work done by ECWA forces under Work Authorization No. 107.200 6768.

Old valve originally installed in 1915 was scrapped and retired under Retirement Authorization No. R150059.

Replace existing valve at Gierlach Street, Village of Sloan with a new 6" resilient seat valve on 7/15/15. Work done by ECWA forces under Work Authorization No. 107.200 6767.

Old valve originally installed in 1915 was scrapped and retired under Retirement Authorization No. R150058.

Replace existing valve at Bigelow Road, Town of Cheektowaga with a new 6" resilient seat valve on 8/3/15. Work done by ECWA forces under Work Authorization No. 107.200 6774.

Old valve originally installed in 1941 was scrapped and retired under Retirement Authorization No. R150062.

Replace existing valve at 452 Mount Vernon Road, Town of Amherst with a new resilient seat valve on 8/4/15. Work done by ECWA forces under Work Authorization No. 107.200 6776.

Old valve originally installed in 1926 was scrapped and retired under Retirement Authorization No. R150064.

Replace existing hydrant at 5140 Strickler Road, Town of Clarence with a new 5' Clow hydrant on 8/6/15. Work done by ECWA forces under Work Authorization No. 107.200 6778.

Old hydrant originally installed prior to 10/1/99 was scrapped and retired under Retirement Authorization No. R150066.

Replace existing hydrant at Gunville Road, Town of Clarence with a new 5' Clow hydrant on 8/4/15. Work done by ECWA forces under Work Authorization No. 107.200 6775.

Old hydrant originally installed prior to 10/1/99 was scrapped and retired under Retirement Authorization No. R150063.

Replace existing hydrant at Salt Road, Town of Clarence with a new 6' Clow hydrant on 7/23/15. Work done by ECWA forces under Work Authorization No. 107.200 6772.

Old hydrant originally installed prior to 10/1/99 was scrapped and retired under Retirement Authorization No. R150061.

Replace existing hydrant at opposite 7 Hackett Drive, City of Tonawanda with a new 5' Clow hydrant on 7/17/15. Work done by ECWA forces under Work Authorization No. 107.200 6769.

Old hydrant originally installed prior to 8/18/04 was scrapped and retired under Retirement Authorization No. R150060; and

WHEREAS, Wesley C. Dust, P.E., Executive Engineer ratifies 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. Jann, Schad and Anderson

Noes: None

ITEM 11 - Service Connection Work Order List:

Motion by Mr. Anderson seconded by Mr. Schad and carried to approve Service Connection Work Order Nos. 2015-32 and 2015-33, to Nichols Long & Moore Construction Corp. for Service Area No. 1 under Contract No. 15-03-02 and to Russo Development, Inc. for Service Area No. 2 under Contract No. 15-04-02 and large services under Contract No. 15-02-01 to Kandey Company, Inc.

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VIII. - ADJOURNMENT

Motion by Mr. Anderson, second by Mr. Schad and carried that the meeting adjourn.

Robert J. Lichtenthal, Jr.

Assistant Secretary to the Authority

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