

**MINUTES of the MEETING of the ERIE COUNTY WATER AUTHORITY held in the office, 295 Main Street, Room 350, Buffalo, New York, on the 30th day of December, 2015.**

**PRESENT:** Earl L. Jann, Chairman  
Jerome D. Schad, Vice Chairman  
Robert Anderson, Treasurer  
Robert J. Lichtenthal, Jr., Deputy Director  
Joseph T. Burns, Secretary to the Authority  
Robert F. Gaylord, Executive Director  
Russell Stoll, Distribution Engineer  
Karen A. Prendergast, Comptroller  
Jacqueline Mattina, Deputy Associate Attorney  
Ashley W. Johnson, Deputy Associate Attorney  
Ronald P. Bennett, Associate Attorney  
Paul Whittam, Director of Water Quality  
Daniel J. NeMoyer, Director of Human Resources  
Steven D'Amico, Business Office Manager

**ATTENDEES:** 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, December 17, 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, December 17, 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 \$1,052,650.00 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

CPO1562

Erie County Water Authority  
Purchasing System  
Master Purchase Order Board Approval Report  
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Item No.	Master P/O Number	Description and Vendor	Date	Amount
1	1358-16	M&T BANK FEES PAID - 2016 CASH MANAGEMENT MANUFACTURERS & TRADERS TRUST COMPANY Effective 1/01/2016 Thru 12/31/2016	12/28/2015	45,000.00
2	1405-16	SHAW RAMP PARKING - 2016 3279 GROUP INC ECMA 3279 GROUP INC Effective 1/01/2016 Thru 12/31/2016	12/28/2015	7,000.00
3	1415-16	NATIONAL GRID POWER PURCHASED - 2016 ECMA NATIONALGRID (POB 11742 NEWARK) Effective 1/01/2016 Thru 12/31/2016	12/28/2015	1,000,000.00
4	1958-16	UTILITY PAYMENT COLLECTION FEES 2016 CASH MANAGEMENT TILE PHARMACY INC Effective 1/01/2016 Thru 12/31/2016	12/28/2015	650.00

Report Totals: 4 1,052,650.00 \*\*

**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

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## Section: 1 Master P/O Releases

Item No.	Master P/O Number	Rel No.	Description and Vendor	Date	Amount
1.1	1121-15	5	EST #4 & P 10/01/15 TO 12/17/15 INSTALLATION OF LARGE SERVICES KANDEY COMPANY INC Effective 2/01/2015 Thru 5/31/2017 Master P/O Amt Total Releases Open Amount 2,139,002.53 631,930.82 1,507,071.71	12/28/2015 CONTRACTOR	164,495.92
1.2	1121-15ERP	4	EMERGENCY WATERMAIN REPAIR ECMA SERVICE AREA KANDEY COMPANY INC Effective 8/01/2015 Thru 12/31/2017 Master P/O Amt Total Releases Open Amount 2,000,000.00 179,185.32 1,820,814.68	12/28/2015 CONTRACTOR	29,556.40
1.3	1304-MP77	65	CONT-MP77.ENG SERVICE THROUGH 12/13/15 PINE HILL PUMP STATION & VAN DE WATER MALCOLM PIRNIE INC Effective 10/10/2013 Thru 12/31/2016 Master P/O Amt Total Releases Open Amount 1,615,000.00 1,236,378.21 378,621.79	12/28/2015 CONSULTANT	21,100.00
1.4	1401-15	226	NFG GAS PURCHASED - 2015 ECMA NATIONAL FUEL Effective 1/01/2015 Thru 12/31/2016 Master P/O Amt Total Releases Open Amount 150,000.00 71,656.82 78,343.18	12/28/2015 NEW YORK STATE CONTRACT	139.52
1.5	1407-15	288	NYSEG POWER PURCHASED - 2015 ECMA NYSEG Effective 1/01/2015 Thru 12/31/2015 Master P/O Amt Total Releases Open Amount 330,000.00 292,448.55 37,551.45	12/28/2015	124.48
1.6	1415-15	199	NATIONAL GRID POWER PURCHASED - 2015 ECMA NATIONALGRID (POB 11742 NEHARK) Effective 1/01/2015 Thru 12/31/2015 Master P/O Amt Total Releases Open Amount 1,000,000.00 745,314.08 254,685.92	12/28/2015	128.19

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## Section: 1 Master P/O Releases

Item No.	Master P/O Number	Rel No.	Description and Vendor	Date	Amount
1.7	2013012	69	CARBON DIOXIDE KEEPFILL PROGRAM VAN DE WATER PLANT IRISH CARBONIC & WELDING CORP Effective 10/28/2013 Thru 10/27/2016 Master P/O Amt Total Releases Open Amount 8,000.00 5,840.05 2,159.95	12/28/2015	140.29
1.8	2015004	48	VARIOUS SIGNS AND BARRICADES ROAD WORK LOCATIONS US TRAFFIC CONTROL, INC. Effective 1/01/2015 Thru 12/31/2015 Master P/O Amt Total Releases Open Amount 320,000.00 297,126.75 22,873.25	12/28/2015	5,262.50
1.9	2015015	19	SODIUM HYPOCHLORITE BOOSTER STATIONS BISON LABORATORIES INC Effective 5/01/2015 Thru 4/30/2016 Master P/O Amt Total Releases Open Amount 9,999.00 4,408.00 5,591.00	12/28/2015	400.00
1.10	2472-14	14	CONSULTING SERVICES THROUGH OPERATIONS AND MAINTENANCE EMA INC Effective 10/01/2014 Thru 3/31/2018 Master P/O Amt Total Releases Open Amount 3,157,742.00 1,025,649.49 2,132,092.51	11/30/15 12/28/2015 CONSULTANT	134,434.33
1.11	2604-15CAB	7	FIRST AID REFILL PROGRAM SP DEC MINOR FIRST AID @ VARIOUS LOCATIONS CINTAS FIRST AID AND SAFETY Effective 10/25/2015 Thru 3/31/2017 Master P/O Amt Total Releases Open Amount 9,900.00 346.29 9,553.71	12/28/2015	47.63
1.12	2604-15UNI	192	TOWEL, UNIFORM SERVICE VOW & MQ ECMA CINTAS CORPORATION (5740 GENESEE LANC Effective 2/01/2015 Thru 3/31/2017 Master P/O Amt Total Releases Open Amount 85,000.00 19,362.79 65,637.21	12/22/15 12/28/2015 NONE	104.44

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## Section: 1 Master P/O Releases

Item No.	Master P/O Number	Rel No.	Description and Vendor	Date	Amount
1.13	2824-13	29	AVL VEHICLE LOCATION SYSYEM - ECMA ENTIRE ECMA SERVICE AREA CALAMP WIRELESS DATA SYSTEMS INC Effective 10/01/2013 Thru 5/30/2016 Master P/O Amt Total Releases Open Amount 98,000.00 76,808.19 21,191.81	12/28/2015	2,950.77
1.14	6449-15	175	GROUP DT-5541 & DT-5542 INV #ECHAD121215 ECMA LABOR-MANAGEMENT HEALTHCARE (DIRECT DEP) Effective 1/01/2015 Thru 12/31/2015 Master P/O Amt Total Releases Open Amount 5,000,000.00 4,197,054.06 802,935.94	12/28/2015	562.00
1.15	6449-15	176	GROUP 00400674 12/14/15 - 12/20/15 ECMA PS084245 LABOR-MANAGEMENT HEALTHCARE (DIRECT DEP) Effective 1/01/2015 Thru 12/31/2015 Master P/O Amt Total Releases Open Amount 5,000,000.00 4,220,609.38 779,390.62	12/28/2015	23,545.32
1.16	6449-15	177	RX CLAIMS DECEMBER 2015 ECMA LABOR-MANAGEMENT HEALTHCARE (RX CLAIMS) Effective 1/01/2015 Thru 12/31/2015 Master P/O Amt Total Releases Open Amount 5,000,000.00 4,352,190.81 647,809.19	12/28/2015	131,581.43
1.17	6449-15LMH	12	LMH ADMINISTRATIVE FEES 2015-DECEMBER HUMAN RESOURCES LABOR-MANAGEMENT HEALTHCARE (ADMIN FEE) Effective 1/01/2015 Thru 12/31/2015 Master P/O Amt Total Releases Open Amount 50,000.00 46,981.52 3,018.48	12/28/2015	3,868.77
1.18	6952-15FEE	14	ANNUAL RENEWAL FEE PAYROLL PRO-FLEX ADMINISTRATORS, LLC Effective 12/01/2014 Thru 12/31/2017 Master P/O Amt Total Releases Open Amount 30,000.00 2,213.00 27,787.00	12/28/2015	125.00

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## Section: 1 Master P/O Releases

Item No.	Master P/O Number	Rel No.	Description and Vendor	Date	Amount
1.19	7045-15HR	46	HEALTHWORKS - WNY LLP HUMAN RESOURCES / DRUG TESTING HEALTHWORKS-WNY LLP Effective 1/01/2015 Thru 12/31/2015 Master P/O Amt Total Releases Open Amount 19,000.00 13,702.05 5,297.95	12/28/2015	230.00
1.20	7286-15SM2	10	SHALL SERVICES CONTRACT, AREA NO. 2 ECMA SERVICES AREA NO.2 ( SOUTH AREA ) RUSSO DEVELOPMENT INC Effective 2/01/2015 Thru 8/31/2017 Master P/O Amt Total Releases Open Amount 2,362,260.98 1,066,772.55 1,295,488.43	12/28/2015	32,793.76
1.21	8128-15	57	POSTAGE 2015 12/21/15 ECMA THE UNITED STATES POSTAL SERV (MATRIX) Effective 1/01/2015 Thru 12/31/2015 Master P/O Amt Total Releases Open Amount 370,000.00 356,298.99 13,701.01	12/28/2015	3,856.87
1.22	8336-W23	1	CONT-W23, ENGR SERVICE THROUGH 11/29/15 STORAGE TANK REFURBISHMENT WENDEL DUCHSCHERER ARCHITECTS & ENGRS PC Effective 7/09/2015 Thru 12/31/2017 Master P/O Amt Total Releases Open Amount 285,785.00 30,338.00 255,447.00	12/28/2015 CONSULTANT	30,338.00
1.23	8361-14	18	MICROBIOLOGY PROFICIENCY SAMPLES VDW PHENOVA INC Effective 9/01/2014 Thru 8/31/2016 Master P/O Amt Total Releases Open Amount 47,000.00 39,481.00 7,519.00	12/28/2015 ECMA SUPPLIER CONTRACT	527.00
Total Master P/O Releases:				23	586,312.62



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## Section: 2 Purchase Orders

Item No.	Purchase Order No.	Description and Vendor	Date	Amount
2.1	GJM15-0063	FRONT LOADER WITH FORKS RENTAL STURGEON POINT UNIVERSAL ENGINE, INC.	12/28/2015	700.00
2.2	JHM15-0322	WOOD WEDGES & SIDEBARDS LINE MAINTENANCE LOWES COMPANIES INC	12/28/2015	2,699.00
2.3	JHM15-0324	REFLECTIVE RAINWEAR PANTS LINE MAINTENANCE DIVAL SAFETY EQUIPMENT INC	12/28/2015	2,848.50
2.4	JHM15-0325	HYDRANT PARTS-MUELLER STANDARD POST REPAIR OF FIRE HYDRANT LOCK CITY SUPPLY INC	12/28/2015	608.00
2.5	JHM15-0326	HYDRANT PARTS-DARLING HYDRANTS REPAIR OF FIRE HYDRANT EVERETT J PRESCOTT INC (BLASDELL, NY)	12/28/2015	1,404.00
2.6	JHM15-0328	TOOLS, MISCELLANEOUS LINE MAINTENANCE MSC INDUSTRIAL SUPPLY CO INC	12/28/2015 NEW YORK STATE CONTRACT	91.65
2.7	PDM15-0144	TARPS TO COVER FILTER MEDIA STURGEON POINT MSC INDUSTRIAL SUPPLY CO INC	12/28/2015 NEW YORK STATE CONTRACT	716.56
2.8	SB15-00018	ASBESTOS ANALYSIS WATER QUALITY ENSL ANALYTICAL INC (DEPEW NY)	12/28/2015	190.00
2.9	SDB15-0576	MISC SUPPLIES LINE MAINT. FASTENAL COMPANY (PO BOX 1286)	12/28/2015 NONE	8.48
2.10	SEK15-0149	CATERPILLAR ENGINE DIAGNOSTICS STATIONARY GENERATORS SOUTHWORTH-MILTON INC	12/28/2015	3,030.00

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## Section: 2 Purchase Orders

<u>Item No.</u>	<u>Purchase Order No.</u>	<u>Description and Vendor</u>	<u>Date</u>	<u>Amount</u>
2.11	SEK15-0150	LOAD BANK RENTAL, TECHNICIANS AND REPAIR STURGEON POINT GENERATORS SOUTHWORTH-MILTON INC	12/28/2015	31,559.61
2.12	SLZ15-0180	WESTLAW SELECT - WPACK MONTHLY CHARGES LEGAL WEST PUBLISHING PAYMENT CENTER	12/28/2015	368.74
Total Purchase Orders:				12 44,224.54

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## Section: 3 Purchase Order Amendments

Item No.	Purchase Order No.	Rel No.	Description, Vendor and Amendment Reason	Date	Amendment Amount						
3.1	PDM15-0097		CL2 ANALYZER EQUIPMENT EDEN I & SPARE PARTS FOR PUMP STATIONS JEM ENTERPRISES FREIGHT	12/23/2015	158.61						
			<table border="1"> <thead> <tr> <th>Orig P/O Amt</th> <th>Amendments</th> <th>Total P/O Amt</th> </tr> </thead> <tbody> <tr> <td>18,566.20</td> <td>158.61</td> <td>18,724.81</td> </tr> </tbody> </table>	Orig P/O Amt	Amendments	Total P/O Amt	18,566.20	158.61	18,724.81		
Orig P/O Amt	Amendments	Total P/O Amt									
18,566.20	158.61	18,724.81									
Total Purchase Order Amendments:					1	158.61					
Report Totals:					36	630,695.77					

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**VI. - UNFINISHED BUSINESS (NONE)**

**VII. - NEW BUSINESS (RESOLUTIONS 3-14)**

**ITEM 3 - FINAL ACCEPTANCE OF PROJECT WITH MOLLENBERG-BETZ, INC. FOR HEATING, VENTILATING, AND AIR CONDITIONING SERVICE AND PREVENTATIVE MAINTENANCE WORK WITHIN THE ERIE COUNTY WATER AUTHORITY'S FACILITIES FOR A TWO YEAR PERIOD FROM JULY 1, 2012 THROUGH JUNE 30, 2014, PROJECT NO. 201200075, IDENTIFIED AS CONTRACT NO. 12-19-07 - \$39,601.85**

Motion by Mr. Anderson seconded by Mr. Schad

**WHEREAS**, Heretofore and on the 1<sup>st</sup> day of July, 2012 the Erie County Water Authority ("Authority") entered into a contract with Mollenberg-Betz, Inc. for heating, ventilating, and air conditioning service and preventative maintenance work within the Erie County Water Authority's facilities for a two year period from July 1, 2012 through June 30, 2014, identified as Contract No. 12-19-07; and

**WHEREAS**, Mollenberg-Betz, Inc. has submitted a final invoice in the amount of \$39,601.85; and

**WHEREAS**, Wesley C. Dust, P.E., Executive Engineer recommends acceptance of said project;

**NOW, THEREFORE, BE IT RESOLVED:**

That the above project is hereby accepted by the Authority as of the date hereof.

Ayes: Three; Commrs. Jann, Schad and Anderson

Noes: None

12/30/15

**ITEM 4 - AUTHORIZATION TO ENTER INTO A COOPERATIVE AGREEMENT WITH THE TOWN OF WEST SENECA IN CONNECTION WITH THE RECONSTRUCTION AND RESTORATION OF THE WATERMAIN REPAIR ON MINERAL SPRINGS ROAD IN THE TOWN OF WEST SENECA, NEW YORK**

Motion by Mr. Anderson seconded by Mr. Schad

**WHEREAS**, The Town of West Seneca ("Town") has undertaken the repair and reconstruction of sanitary sewer lines in Mineral Springs Road under and adjacent to NYS Thruway overpass in the Town of West Seneca, New York located in the driving lane of the road; and

**WHEREAS**, The Erie County Water Authority ("Authority") completed an emergency watermain break repair of the existing watermain presently located in the pavement area of Mineral Springs Road prior to the sewer repair project by the Town; and

**WHEREAS**, The Town and the Authority desire to enter into a Cooperative Agreement to coordinate and facilitate the reconstruction project and restoration of the watermain repair on Mineral Springs Road in order to achieve cost containment and efficiency;

**NOW, THEREFORE, BE IT RESOLVED:**

That the Chairman is hereby authorized to execute said 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 Town of West Seneca.

Ayes: Three; Commrs. Jann, Schad and Anderson

Noes: None

**ITEM 5 - AUTHORIZATION TO EXECUTE PRELIMINARY UTILITY WORK AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR INTERSECTION SAFETY IMPROVEMENT, US ROUTE 62 (SOUTH PARK AVENUE), SH 002 AT SOWLES ROAD (CR 162), TOWN OF HAMBURG, ERIE COUNTY, PROJECT NO. 201500279, IDENTIFIED AS PIN NO. 5308.31**

Motion by Mr. Anderson seconded by Mr. Schad

**WHEREAS**, Wesley C. Dust, P.E., Executive Engineer, has advised that the New York

State Department of Transportation ("NYSDOT") has submitted forms for Preliminary Utility Work Agreement for work to be performed on Authority facilities due to the project described as Intersection Safety Improvement, US Route 62 (South Park Avenue), SH 002 at Sowles Road (CR 162), Town of Hamburg, Erie County, identified as PIN No. 5308.31; and

**WHEREAS,** The work involved is to relocate waterline, hydrant and water valves and adjust water valve pit and valve box elevations per contract documents; and

**WHEREAS,** Wesley C. Dust, P.E., Executive Engineer recommends the execution of said Preliminary Utility Work Agreement;

**NOW, THEREFORE, BE IT RESOLVED:**

That the Chairman, or in his absence the Vice Chairman, is hereby authorized and directed to enter into a Preliminary Utility Work Agreement with the NYSDOT for the abovementioned project identified as Intersection Safety Improvement, US Route 62 (South Park Avenue), SH 002 at Sowles Road (CR 162), Town of Hamburg, Erie County, identified as PIN No. 5308.31, granting the State of New York authority to perform the adjustment for the Authority and agreeing to maintain facilities adjusted via State-let contract; and be it further

**RESOLVED:** That the Secretary is hereby authorized to forward four copies of the executed Agreement, along with four certified copies of this resolution to the New York State Department of Transportation.

Ayes: Three; Commrs. Jann, Schad and Anderson  
Noes: None

**ITEM 6 - AUTHORIZATION TO ADVERTISE FOR BIDS FOR AREA NO. 1  
RESTORATION, APRIL 1, 2016 THROUGH MARCH 31, 2018, PROJECT  
NO. 201600004**

Motion by Mr. Anderson seconded by Mr. Schad

**WHEREAS,** Wesley C. Dust, P.E., Executive Engineer and Richard M. Rosenberry, Sr, Distribution Engineer 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 Area No. 1 Restoration, April 1, 2016 through March 31, 2018; and

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

**WHEREAS**, The Advertisement for Bids for Area No. 1 Restoration, April 1, 2016 through March 31, 2018 will be conducted pursuant to the enacted legislation, New York State Finance Law §§ 139-j and 139-k and the Authority's Purchasing Guidelines, Policies and Procedures; and

**WHEREAS**, Leonard F. Kowalski, 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 Area No. 1 Restoration, April 1, 2016 through March 31, 2018 and upon completion be made available for inspection by bidders in the office of the Authority; and be it further

**RESOLVED:** That the Secretary is hereby 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. Jann, Schad and Anderson  
Noes: None

**ITEM 7 - AUTHORIZATION TO ADVERTISE FOR BIDS FOR AREA NO. 2 RESTORATION, APRIL 1, 2016 THROUGH MARCH 31, 2018, PROJECT NO. 201600005**

Motion by Mr. Anderson seconded by Mr. Schad

**WHEREAS**, Wesley C. Dust, P.E., Executive Engineer and Richard M. Rosenberry, Sr, Distribution Engineer 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 Area No. 2 Restoration, April 1, 2016 through March 31, 2018; and

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

**WHEREAS**, The Advertisement for Bids for Area No. 2 Restoration, April 1, 2016 through March 31, 2018 will be conducted pursuant to the enacted legislation, New York State Finance Law §§ 139-j and 139-k and the Authority's Purchasing Guidelines, Policies and Procedures; and

**WHEREAS**, Leonard F. Kowalski, 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 Area No. 2 Restoration, April 1, 2016 through March 31, 2018 and upon completion be made available for inspection by bidders in the office of the Authority; and be it further

**RESOLVED:** That the Secretary is hereby 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. Jann, Schad and Anderson  
Noes: None

**ITEM 8 - APPROVAL OF CHANGE ORDER NO. 2 OF FREY ELECTRIC CONSTRUCTION CO., INC. FOR CONTRACT NO. MP-77A, VAN DE WATER TREATMENT PLANT AND BALL PUMP STATION ELECTRICAL IMPROVEMENTS, PROJECT NO. 201300120, IDENTIFIED AS CONTRACT NO. 14-19-06**

Motion by Mr. Anderson seconded by Mr. Schad

**WHEREAS**, Heretofore and on the 2<sup>nd</sup> day of June, 2014, the Erie County Water Authority ("Authority") entered into a contract with Frey Electric Construction Co., Inc. for Contract No. MP-77A, Van de Water Treatment Plant and Ball Pump Station Electrical Improvements, identified as Contract No. 14-19-06; and

**WHEREAS**, Said contractor has submitted Change Order No. 2 to provide for the following changes:

1. Additional time and materials (Ball Pump Station)
2. Addition of stainless steel bolts and hardware (Van De Water)
3. Addition of fuses and fuse blocks (Van De Water)
4. Engineering Trailer Repair (Van De Water)
5. Additional time and material for revised site layout (Van De Water)
6. Additional time and material to install bollards (Van De Water)
7. Contractor utility usage (Van De Water)
8. Reduce value of Line Item 112.00, Contingency Allowance for Miscellaneous Repair



**Work and Miscellaneous National Grid Work**

9. Contract provisions modification to change contract times for Milestone No. 2, Milestone No. 3 and Milestone No. 4 completion; and

**WHEREAS,** The reasons for the above changes are as follows:

1. Addition of fuses, fuse blocks and test switches. Modification to door layouts and wiring per Owner's request. Modification of schematic drawings per National Grid's request.
2. Additional hardware was necessary as a result of conditions encountered during the course of construction.
3. Replace existing fuse holders with new fuse holders for upgraded sections of the switchgear at the Van De Water Treatment Plant due to corrosion found on some existing holders, some existing holders not being rated for dual termination and to standardize all fuse holders which will limit the need to stock various fuse types.
4. Repair frozen waterlines and replace water cooler damaged by freezing. Breaker for heat trace was inadvertently shut off.
5. Additional materials was necessary as a result of conditions encountered during the course of construction.
6. Additional time and materials were necessary as a result of underground conditions encountered during the course of construction.
7. Contractors cost to provide power to the construction trailers.
8. The contingency allowance in the contract is reduced from \$57,370.40 to \$10,301.01 to compensate for the changes herein.
9. Schedule impacts due to circumstances outside of the contractor's control; and

**WHEREAS,** ARCADIS Consulting Engineers, Inc., Wesley C. Dust, P.E., Executive Engineer and Richard M. Rosenberry, Sr. Distribution Engineer recommends approval of said Change Order No. 2;

**NOW, THEREFORE, BE IT RESOLVED:**

That Change Order No. 2 of Frey Electric Construction Co., Inc. to provide for the abovementioned change be approved; and be it further

**RESOLVED:** That the Chairman is hereby authorized to execute said Change Order No. 2 on behalf of the Authority.

Ayes: Three; Commrs. Jann, Schad and Anderson  
Noes: None

**ITEM 9 - APPROVAL OF AMENDMENT NO. 1 OF NUSSBAUMER & CLARKE, INC. TO PROVIDE CONSULTING ENGINEERING SERVICES FOR THE DESIGN AND CONSTRUCTION OF IMPROVEMENTS TO THE STURGEON POINT RAW WATER PUMP STATION, IDENTIFIED AS CONTRACT NO. NC-34, PROJECT NO. 201500175 - \$68,000.00**

Motion by Mr. Anderson seconded by Mr. Schad

**WHEREAS**, Heretofore and on the 9<sup>th</sup> day of July, the Erie County Water Authority ("Authority") entered into an agreement with Nussbaumer & Clarke, Inc. for the design and construction of improvements to the Sturgeon Point Raw Water Pump Station, identified as Contract No. NC-34; and

**WHEREAS**, Said consultant has submitted Amendment No. 1 in the sum of \$68,000.00 to add the following to the Scope of Work:

1. Replace approximately 200 linear feet of the 42-inch diameter transmission discharge main for the Delivered Water Pump Station.
2. Perform additional CFD modeling of the Raw Water Pump Station; and

**WHEREAS**, The reasons for the above changes are as follows:

1. A temporary repair was made to this 42-inch main earlier this week due to a main leak. It is necessary to replace this section as soon as possible.
2. Additional CFD modeling will optimize the design of the improvements; and

**WHEREAS**, Wesley C. Dust, P.E., Executive Engineer recommend approval of said Amendment No. 1;

**NOW, THEREFORE, BE IT RESOLVED:**

That Amendment No. 1 of Nussbaumer & Clarke, Inc. in the amount of \$68,000.00 to provide for the abovementioned change be approved; and be it further

**RESOLVED:** That the Chairman is hereby authorized to execute said Amendment No. 1 on behalf of the Authority.

Ayes: Three; Commrs. Jann, Schad and Anderson

Noes: None

**ITEM 10 - GEOFFREY SZYMANSKI – EXTENSION OF LEAVE OF ABSENCE**

Motion by Mr. Anderson seconded by Mr. Schad and carried to grant Geoffrey M. Szymanski an extension of his leave of absence for a period of one year from his current position of Water Utility Worker commencing January 1, 2016.

Ayes: Three; Commrs. Jann, Schad and Anderson

Noes: None

**ITEM 11 - AUTHORIZATION TO GRANT VACATION ALLOWANCE TO JOSEPH BURNS, SECRETARY TO THE AUTHORITY**

Motion by Mr. Anderson seconded by Mr. Schad

**WHEREAS**, Past practice as has been indicated by previous resolutions and/or letters has granted new hires vacation allowances not in accordance with the Erie County Water Authority's standard vacation policy;

**NOW, THEREFORE, BE IT RESOLVED:**

That Joseph Burns, Secretary to the Authority be granted three (3) weeks vacation effective January 4, 2016.

Ayes: Three; Commrs. Jann, Schad and Anderson

Noes: None

**ITEM 12 - AUTHORIZATION TO AMEND THE ERIE COUNTY WATER AUTHORITY'S ANNUAL O & M BUDGET FOR FISCAL YEAR 2016**

Motion by Mr. Anderson seconded by Mr. Schad

**WHEREAS**, In a resolution dated November 5, 2015, the Erie County Water Authority (the "Authority") adopted its Annual Operating & Maintenance Budget for the fiscal year 2016; 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 Director of Equal Employment Opportunity and one position of Civil Engineer Part-Time; and

**WHEREAS,** In order to fund the above positions, funds will be transferred as follows:

<u>Unit No</u>	<u>Internal No:</u>	<u>Description</u>	<u>Increase</u>	<u>Decrease</u>
2501	01	Salaries	\$ 2,500	
2501	08	Fringe Benefits	250	
6010	01	Salaries	66,336	
6010	08	Fringe Benefits	<u>38,986</u>	
7510	38	Studies		<u>\$ 108,072</u>
		Totals	\$ 108,072	\$ 108,072

**NOW, THEREFORE, BE IT RESOLVED:**

That the Authority's Annual O & M Budget, for the fiscal year 2016, be amended by funding the positions of Director of Equal Employment Opportunity and Civil Engineer Part-Time as shown above.

Ayes: Three; Commrs. Jann, Schad and Anderson  
Noes: None

**ITEM 13 - AUTHORIZATION TO RECOGNIZE OFFICIAL EMPLOYMENT  
STARTING DATE FOR ROBERT J. LICHTENTHAL, JR.**

Motion by Mr. Anderson seconded by Mr. Schad

**WHEREAS,** Robert J. Lichtenthal, Jr. has been continuously employed in various capacities with the Authority since May 9, 1996; and

**WHEREAS,** Various Authority retirement health benefits and paid time off credits and accruals are determined based upon the starting date of an employee;

**NOW, THEREFORE, BE IT RESOLVED:**

That the official employment starting date for Robert J. Lichtenthal, Jr. be officially recognized and set as May 9, 1996 for all employee benefits and paid time off credits and accruals; and be it further

**RESOLVED:** That Robert J. Lichtenthal, Jr. be granted 40 additional days of vacation credits on January 1, 2016.

Ayes: Three; Commrs. Jann, Schad and Anderson  
Noes: None

**ITEM 14 - DECLARATION OF AN EMERGENCY AND AUTHORIZATION TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH WENDEL ENGINEERS TO PROVIDE THE ERIE COUNTY WATER AUTHORITY WITH A REVIEW AND EVALUATION OF THE AUTHORITY'S CURRENT FILTER DESIGN AT STURGEON POINT WATER TREATMENT PLANT**

Motion by Mr. Anderson seconded by Mr. Schad

**WHEREAS,** Heretofore and on the 9<sup>th</sup> day of July, 2015 the Erie County Water Authority's ("Authority") entered into a contract with STC Construction, Inc. for Filter Rehabilitation, Sturgeon Point Water Treatment Plant (Sturgeon Point), May 1, 2015 to June 30, 2016; and

**WHEREAS,** Roberts Water Treatment, a subcontractor for STC Construction, Inc., sold the media for the filters at Sturgeon Point; and

**WHEREAS,** Roberts Water Treatment is now unwilling to guarantee their product supplied for the project due to conflicting opinions of the filtration process of filter beds 1-4 at Sturgeon Point; and

**WHEREAS,** The Authority's Board of Commissioners is hereby notified of the existence of an emergency declaration and of the need to hire an engineering firm to provide a review and evaluation of the Authority's current filter design at Sturgeon Point; and

**WHEREAS,** The Authority issued a Request for Information ("RFI") to qualified engineering firms to provide engineering design, architectural design, analysis, studies, construction administration services, professional survey services and environmental services related to the Authority's facilities; and

**WHEREAS,** Upon evaluating the response to the RFI the Authority found Wendel Engineers to be suitable to provide the above services; and

**WHEREAS,** Russell Stoll, Distribution Engineer and Paul H. Riester, Director of Administration recommend that the Authority enter into an agreement with Wendel Engineers to provide a review and evaluation of the Authority's current filter design at Sturgeon Point; and

**NOW, THEREFORE, BE IT RESOLVED:**

That the Board of Commissioners hereby ratifies the declaration of an emergency and in response to this emergency hire an engineering firm to provide a review and evaluation of the Authority's current filter design at Sturgeon Point; and be it further

**RESOLVED:** That the Authority enters into a Professional Services Contract with Wendel Engineers retroactive to December 17, 2015 to provide a review and evaluation of the Authority's current filter design at Sturgeon Point; and; and be it further

**RESOLVED:** That the Chairman is hereby authorized to execute said 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 Wendel Engineers.

Ayes: Three; Commrs. Jann, Schad and Anderson  
Noes: None

SEAL COUNTY WATER AUTHORITY  
SERVICE CONNECTION WORK ORDER

TO: HUNDO DEVELOPMENT INC

525 WEST MAIN ST  
SPRINGVILLE UT 84401

WORK DATE 12/16/2015

PAGE: 1

NO. 1 2015-45

DATE: 12/16/2015

CONTRACT: 15-04-02

THE ABOVE WORKER MUST APPEAR ON ALL INVOICES AND CORRESPONDENCE. THIS INVOICE IS SUBJECT TO ALL OF THE TERMS AND CONDITIONS PRINTED HEREON AND TO WHICH REFERENCE IS HEREBY MADE. PLEASE ACKNOWLEDGE RECEIPT OF ORDER AND DATE OF COMPLETION OF WORK. THE CONTRACTOR IS AUTHORIZED TO MAKE THE FOLLOWING LISTED INSTALLATIONS UNDER THE SUPERVISION OF SCWA ENGINEER.

SERVICE	STREET	APPLICANTS	TYPE	FILE	TYPE	DATE	EST	DATE	SERVICE	BILLING
NUMBER	ADDRESS	NAME								
959103	3334	FORBANK DR	BARBERS	SHAWANO/PAAC	EQUITY COOP	3/4	Residential			
959614	405	PLUMBART AVE	BARBERS	PAAC	WORKSHEET	3/4	Residential			
COMMENTS: GOWNEY WITH APPL.										
820801030	5034	CLOVERFIELD DR	DOCTOR	JERRETT	CHEVROLET	1"	Residential	WATER DISTRICT	2,000.00	66608563-2

DISTRIBUTION ENGINEER:

CONTROLLER

RECORDS

*David P. Smith 12/16/15*  
*David A. Raderger*  
*D.A.R.*

CONDITIONS  
SERVICES SHALL BE INSTALLED PURSUANT TO SPECIFICATIONS OF THE AUTHORITY.  
THE SEAL COUNTY WATER AUTHORITY IS EXEMPT BY LAW FROM TAXES.

*DMR*  
*12-15-15*

TO: RICHARD LUNA & MOORE CREDIT CORP  
149 GERRITTS RD  
LANCASTER, NY 14086

ELLS COUNTY WATER AUTHORITY  
SERVICE CONNECTION WORK ORDER

WORK DATE: 12/10/2015  
PAGE: 3  
ID: 12015-05  
DATE: 12/10/2015  
CONTRACT: 15-03-02

THE ABOVE NUMBER MUST APPEAR ON ALL INVOICES AND CORRESPONDENCE. THIS INVOICE IS SUBJECT TO ALL OF THE TERMS AND CONDITIONS PRINTED HEREON AND TO WHICH REFERENCE IS HEREBY MADE. PLEASE ACKNOWLEDGE RECEIPT OF ORDER AND DATE OF COMPLETION OF WORK. THE CONTRACTOR IS AUTHORIZED TO HAVE THE FOLLOWING LISTED INSTALLATIONS UNDER THE SUPERVISION OF ECA ENGINEER.

SERVICE STREET ADDRESS	TYPE	APPLICANTS NAME	DATE	TYPE	DATE	WATER IDENTIFICATION	WATER METER	WATER SERVICE	BUILDING
939616 6 HOSWOOD AVE WILMINGTON, GUYANA WTR APPL		CHERRYBROOK SCHULTER CONSTRUCTION LLC	3/4	Residential				2,000.00	60600600-2
939613 5876 KILPATRICK RD		CLARENCE POWER HOME INC	3/4	Residential				2,000.00	60600566-4
939613 6703 SCOTCH RD		CLARENCE POWER HOME INC	3/4	Residential				2,000.00	60600566-2
713903215 27 WINDHAMPTON LN		LANCASTER WTR WORKS	3/4	Residential				2,000.00	60603232-3
713903279 38 PEAR TREE LN		LANCASTER WTR WORKS	3/4	Residential				2,000.00	60603232-6

DISTRIBUTION ENGINEER

*James P. Walsh, Jr.*

CONTRACTOR

*James A. DeLongor*

RECORDS

*P. J. D.*

SERVICES SHALL BE INSTALLED PURSUANT TO SPECIFICATIONS OF THE AUTHORITY.  
THE ELLS COUNTY WATER AUTHORITY IS EXEMPT BY LAW FROM TAXES.

CONDITIONS

*DMH*  
*12-18-15*



FROM DATE 12/23/2015  
 PAGE: 1  
 NO.: 2015-46  
 DATE: 12/23/2015  
 CONTRACT: 15-06-02

[illegible]

Q.2.B

## Conditions

12-23-15

**THIS COUNTY WATER AUTHORITY  
SERVICE CONNECTION WITH ORDER**

**FOR DATE 12/23/2015**

**Figure 1**

MO..1 2015-46

**CONTACT: 15-03-02**

THE ABOVE INVOICE MUST APPEAR ON ALL INVOICES AND CORRESPONDENCE. THIS INVOICE IS SUBJECT TO ALL OF THE TERMS AND CONDITIONS PRINTED HEREON AND TO WHICH REFERENCE IS HEREBY MADE. PLEASE ACKNOWLEDGE RECEIPT OF ORDER AND DATE OF CANCELLATION OF WORK. THE CONTRACTOR IS AUTHORIZED TO HAVE THE FOLLOWING LISTED INSTALLATIONS UNDER THE SUPERVISION OF BONA FIDELITER.

SERVICE NUMBER	STREET ADDRESS	APPLICANTS NAME	SALE IDENTIFICATION	NET PRIORITY	SALE PAYMENT	SERVICE COMM. FEE	BUILDING ACCESSION NO.
959617	9167 MARTIN RD	CLARENCE ALLIANCE CONSTRUCTION	3/4 Residential	T	2,000.00	60600607-6	
71590061 30	DAVID DR	LANCASTER BETAN SCORING	1.5" Residential		2,000.00	60607101-3	

REMARKS: PROGRESS COST BE VERIFIED!

**DISTRIBUTION**

## CONCLUSIONS

## FACTS

**CONDITIONS**  
SERVICES SHALL BE FURNISHED PURSUANT TO SPECIFICATIONS OF THE AUTHORITY.  
THE DISC COUNTRY WATER AUTHORITY IS EXEMPT BY LAW FROM TAXES.

## COMMITTEE

1021

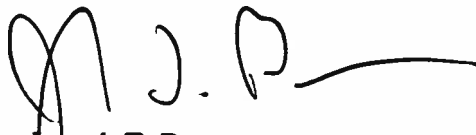
12/30/15

**ITEM 15 - Service Connection Work Order List:**

Motion by Mr. Anderson seconded by Mr. Schad and carried to approve Service Connection Work Order Nos. 2015-45 and 2015-46, 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.

**VIII. - ADJOURNMENT**

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



Joseph T. Burns  
Secretary to the Authority

SLZ