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 September, 2016.

PRESENT: Earl L. Jann, Chairman

Jerome D. Schad, Vice Chairman (via teleconference)

Robert Anderson, Treasurer

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

Russell Stoll, Executive Engineer Karen A. Prendergast, Comptroller

Steven D'Amico, Business Office Manager

Jacqueline Mattina, Deputy Associate Attorney

Ronald P. Bennett, Associate Attorney
John Mogavero, Chemist/Chief WPTO
Paul Whittam, Director of Water Quality
Paul H. Riester, Director of Administration

Daniel J. NeMoyer, Director of Human Resources

ATTENDEES:

Sean Dwyer

Mike Wymer (Wendel)

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 September 8, 2016.

III. - APPROVAL OF MINUTES

Motion by Mr. Anderson seconded by Mr. Schad and carried to approve the Minutes of the Meeting held on September 8, 2016.

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 \$713,300.00 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 22, 2016 List No: 2016-38

Item No.	Master P/O Number	Description and Vendor	Date	Amount
1	1053-16	CAUSTIC SODA ST POINT AND VAN DE WATER PLANTS JCI JONES CHEMICALS INC Effective 11/01/2016 Thru 10/31/2018	9/19/2016	680,000.00
2	4811-DA009 Amen ∯ 1	PROFESSIONAL SERVICES ADDITIONAL FEES AND TIME NEEDED DIDONATO ASSOCIATES PE PC * New MPO thru effective date: 3/31/2017	9/12/2016 (Original	33,300.00 12/31/2016)

Report Totals: 713,300.00 ** 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 Water Authority Purchasing System Board Approval Report September 22, 2016 List No: 2016-38

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Item No.	Haster P/O Humber	Rel No.	Description and Vendor	Date	Amount
1.1	0052-16	9		9/19/2016 Amount 529,49	52.60
1.2	0700-18	2		9/19/2016 Amount 262.19	31,310.95
1.3	1053-15	-	JCI JONES CHEMICALS INC Effective 11/01/2013 Thru 10/31/2016 Mester P/O Amt Total Releases Open /	9/19/2016 CHEMICAL CONTR Amount 80.66	6,444.44 ACT
1.4	1101-16		MATER MAIN MATERIALS CONT. ECMA K & S CONTRACTORS SUPPLY INC Effective 1/01/2016 Thru 12/31/2017 Master P/O Aut Total Releases Open A 800,000.00 243,018.29 556,9	9/19/2016 Modurit 81./1	216.00
1.5	1401-16		NFG GAS PURCHASED - 2016 ECMA MATIONAL FUEL Effective 1/01/2016 Thru 12/31/2016 Master P/O Aut Total Releases Open A 150,000.00 34,124.09 115,8	9/19/2016 mount //5.91	411.15
1.6	1407-16		MYSEG POWER PURCHASED - 2016 ECMA MYSEG Effective 1/01/2016 Thru 12/31/2016 Master P/O Amt Total Releases Open A 330,000.00 271,052.02 58,9	9/19/2016 mount 47.98	1,922.00

Erie County Water Authority Purchasing System Board Approval Report September 22, 2016 List No: 2016-38 Run Date 9/19/2016 Page 2

Item No.	Master P/O Number		Description and Vendor	Date	Amount
1.7	1411-16	38		9/19/2016 Amount 569.91	1,539.83
1.8	1411-16	39	ELLICOTT SQUARE PORT-SEPTEMBER 2016 ECMA ACCT. (PY2760254 WERIZON BUSINESS EYFective 1/01/2016 Thru 12/31/2016 Master P/O Aut Total Releases Open / 270,000.00 55.563.34 214,4	Amount	3,253.25
1.9	1411-16	40	MISC. SUMMARY INVOICES REC'D 9/15/16 ECHA VERIZON (P O BOX 15124) Effective 1/01/2016 Thru 12/31/2016 Master P/O Aut Total Releases Open / Z/0,000.00 56,6/7.58 213,3	bount	1,114.24
1.10	1415-16	34	MATICMAL GRID POMER PURCHASED - 2016 ECMA MATICMALGRID (POB 11742 MEMARK) Effective 1/01/2016 Thru 12/31/2016 Master P/O Amt Total Releases Open / 1,000,000.00 573,885.54 425,1	Mount	44,854.62
1.11	200735		ELL SQR(2), SRVCTR(3), LAB(1) XEROX CORPORATION (POB 827598) Effective 1/01/2012 Thru 12/31/2016 Mester P/O Amt Total Releases Open A	9/19/2016 ERIE COUNTY SOUNT 56.35	109.96 CONTRACT
1.12	200735		ELL SQR(2), SRVCTR(3), LAB(1) XEROX CORPORATION (POB 827598) Effective 1/01/2012 Thru 12/31/2016 Mester P/O Amt Total Releases Open A	9/19/2016 ERIE COUNTY Indust	293.14 CONTRACT

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Item No.	Master P/O Number		Description and Vendor	Date	Assount
1.13	200735	330	ELL SQR(2), SRVCTR(3), LAB(1) XEROX CORPORATION (POB 827598) Effective 1/01/2012 Thru 12/31/2016 Haster P/O Amt Total Releases Open	9/19/2016 ERIE COUNTY Amount 580.14	183.08 CONTRACT
1.14	200735	331		9/19/2016 ERIE COUNTY Amount 570.18	109.96 CONTRACT
1.15	200735			9/19/2016 ERIE COUNTY Amount 160.22	
1.16	200735		MQ/WW LAB AUG 2016 ELL SQR(2), SRVCTR(3), LAB(1) XEROX CORPORATION (POB 827598) Effective 1/01/2012 Thru 12/31/2016 Master P/O Aut Total Releases Open / 64,499.74 55,149.48 9,3	9/19/2016 ERIE COUNTY Mount 50.26	109.96 CONTRACT
1.17	2013012	1	CARBON DICKIDE KEEPFILL PROBRAM VAN DE MATER PLANT IRISH CARBONIC & MELDING CORP Effective 10/28/2013 Thru 10/27/2016 Master P/O Ant Total Releases Open / 8,000.00 7,357.42 6	9/19/2016 mount 32.58	50.00
1.18	2014011	1	SERVICE CENTER - ESB - MINDON FINE MARGIER CABLE (P.O.BOX 70872) Effective 5/23/2014 Thru 5/22/2017 Master P/O Amt Total Releases Open A	9/19/2016 MEH YORK STAT mount 81.73	562.88 TE CONTRACT

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Item No.		tel De	escription and endor	Date	Amount
1.19	2015010	VE AD E1	TTO PARTS -CAR QUEST/ADVANCE AUTO PARTS EMICLE MAINTENANCE WANCE AUTO PARTS PROFESSIONAL Prective 2/01/2015 Thru 6/27/2017 aster P/O Aut Total Releases Open / 9,999.00 5,358.98 4.6	NOME	71.21
1.20	2015010	VE AD Ef	TTO PARTS -CAR QUEST/ADVANCE AUTO PARTS CHICLE MAINTENANCE WANCE AUTO PARTS PROFESSIONAL Prective 2/01/2015 Thru 6/27/2017 Ister P/O Ant Total Releases Open A 9.999.00 5,445.31 4,5	HONE	28.76
1.21	2015010	AD EP	WANCE AUTO PARTS PROFESSIONAL Yective 2/01/2015 Thru 6/27/2017 Ister P/O Amt Total Releases Open A	NONE	75.00
1.22	2015013	PL/ IM Ef	S DETECTOR MAINTENANCE PROGRAM ANTS, DUSTRIAL SCIENTIFIC Fective 9/01/2015 Thru 8/31/2019 ster P/O Ant Total Releases Open A 40,000.00 19,561.43 20,4	9/19/2016 mount 98.57	352.27
1.23	2016015	BOI RIV EPI	DIUM HYPOCHLORITE OSTER STATIONS VERSIDE CHEMICAL COMPANY INC fective 5/01/2016 Thru 4/30/2017 ster P/O Amt Total Releases Open A 9,999.00 4,792.30 5,2	9/19/2016 mount 05.70	188.10
1.24	2016015	BOX RIV Eft	DIUM HYPOCHLORITE DSTER STATIONS MERSIDE CHEMICAL COMPANY IMC Mective 5/01/2016 Thru 4/30/2017 Ster P/O Amt Total Releases Open Am 9,999.00 4,980.40 5,00	9/19/2016 mount 18.60	188.10

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Item No.	Master P/O Number		Description and Vendor	Date	Anount
1.25	2016020	1		9/19/2016 Amount 461.80	38.20
1.26	2016024	1	HINDOM CLEANING:8/1/2016-7/31/17 ECMA SERVICE CENTER CLEARVIEW MAINTENANCE CORP Effective 8/01/2016 Thru 7/31/2017 Haster P/O Aut Total Releases Open 3,150.00 470.00 2,		470.00
1.27	2016038	1	UFFO TICKET MANAGEMENT SYSTEM LOCATION OF WATER LINES BYTRONICS INC (FAIRPORT MY) Effective 8/27/2016 Thru 9/26/2017 Master P/O Aut Total Releases Open 17,500.00 1,063.75 16,0	9/19/2016 Amount 436.25	1,063.75
1.28	2073-16	1		9/19/2016 Amount 455.83	1,544.17
1.29	2604-15UNI	315		9/19/2016 MONE Assount 140.74	7.41
1.30	2604-15UNI			9/19/2016 NONE Amount 246.64	94.10

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Item No.	Master P/O Mumber		Description and Vendor	Date	Amount
1.31	2604-15UNI	317	TOWEL_UNIFORM SERVICE VDW & MQ 09/06/16 VDM CINTAS CORPORATION (5740 GENESEE LANC Effective 2/01/2015 Thru 3/31/2017 Master P/O Amt Total Releases Open 85,000.00 38,884.27 45,	MONE	130.91
1.32	5046-16	13	REDWING SAFETY SHOES ERIE COUNTY WATER AUTHORITY RED WING SHOES (TONAMANDA) Effective 4/01/2016 Thru 3/31/2017 Master P/O Aut Total Releases Open 10,000.00 2,992.93 7,000	9/19/2016 Amount 007.07	100.00
1.33	5158-EA010	4	CONT-E10, ENG SERVICES THROUGH 8/13/16 HATER SYSTEM IMPROVEMENTS, ANHERST, NY EROMAN ANTHONY Effective 7/09/2015 Thru 12/31/2016 Haster P/O Aut Total Releases Open / 156,030.00 106,806.40 49,2	CONSULTANT	27,070.40
1.34	5228-15			9/19/2016 Account 910.60	1,318.00
1.35	5658-16		OCCOMELL ELECTRIC CO.IMC (BUFFALO) Effective 6/01/2014 Thru 3/31/2017 Master P/O Amt Total Releases Open /	9/19/2016 CONTRACTOR	159.60
1.36	5995·16		MUTUAL OF CHAMA STD & LTD SEPT.2016 ERIE COUNTY MATER AUTHORITY MUTUAL OF CHAMA Effective 1/01/2016 Thru 12/31/2016 Mester P/O Ant Total Releases Open A 30,000.00 16,718.35 13,2	9/19/2016	1,819.86

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Item No.	Master P/O Mumber		Description and Vendor	Date	Amount
1.37	6209-15	91	ST. POINT & 9/13/2016 KEMIRA MATER SOLUTIONS INC Effective 7/01/2015 Thru 6/30/2017 Master P/O Amt Total Releases Open	9/19/2016 Amount 410.55	7,064.14
1.38	6449-16	121	BCBS MONTHLY PREMIUM - SEPTEMBER 2016 ECMA LABOR-MANAGEMENT HEALTHCARE (DIRECT DEP) Effective 1/01/2016 Thru 12/31/2016 Haster P/O Aut Total Releases Open / 5,000,000.00 3,345,352.68 1,654,0	9/19/2016 Amount 547.32	21,994.24
1.39	6449-16	123	RX CLAIMS SEPTEMBER 2016 ECMA LABOR-MANAGEMENT HEALTHCARE (RX CLAIMS) Effective 1/01/2016 Thru 12/31/2016 Mester P/O Aut Total Releases Open / 5,000,000.00 3,482,992.68 1,517.0		137,206.00
1.40	6449-16		GROUP 00400674 09/05/16 - 09/11/16 ECMA LABOR-MANAGEMENT HEALTHCARE (DIRECT DEP) Effective 1/01/2016 Thru 12/31/2016 Master P/O Ant Total Releases Open A 5,000,000.00 3,559,916.71 1,440,0	mount	76,924.03
1.41	6449-16		GROUP DT-5541 & DT-5542 INV (ECMAD090316 ECMA LABOR-MANAGEMENT HEALTHCARE (DIRECT DEP) Effective 1/01/2016 Thru 12/31/2016 Master P/O Amt Total Releases Open A 5,000,000.00 3,551,417.71 1,438,5	encumt	1.501.00
1.42	6449-16L/H		LIGHT ADMINISTRATIVE FEES 2016-SEPT.2016 HUMAN RESQUECES LABOR-NAMAGEMENT HEALTHCARE (ADMIN FEE) Effective 1/01/2016 Thru 12/31/2016 Master P/O Aut Total Releases Open A 50,000.00 36,715.96 13,2	count	4,081.62

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Item No.	Master P/O Number	Re1 No.	Description and Vendor	Date	Amount
1.43	6493 • 18 • 🗗	2	ECMA LEDGE CREEK DEVELOPMENT INC Effective 4/01/2016 Thru 12/31/2018 Haster P/O Amt Total Releases Open	9/19/2016 Amount 427.38	91,543.88
1.44	6493-18-#2	2		9/19/2016 Amount 995.79	87,281.91
1.45	6645-15	116		9/19/2016 Amount 933.22	116.85
1.46	6645-15			9/19/2016 Amount 521.52	311.60
1.47	6645-15			9/19/2016 Amount 768. 05	853 .57
1.48	6767-16			9/19/2016 Amount 191.95	352.20

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Item No.	Master P/O Mumber	Rel Mo.	Description and Vendor	Date	Asount
1.49	6966-16	8		9/19/2016 Amount 864.30	3,262.47
1.50	7041-17	3	2016-2017 SCADA MAINTENANCE AGREEMENT SCADA HSQ TECHNOLOGY Effective 6/01/2016 Thru 5/31/2017 Haster P/O Amt Total Releases Open / 35,220.00 8,805.00 26,4	9/19/2016 Amount 115.00	2,935.00
1.51	7045-16HR	21		9/19/2016 National 1	38.20
1.52	7133-16		TRUCK REPAIRS AND PARTS - INTERNATIONAL MAINTENANCE AND REPAIR OF VEHICLES REGIONAL INTERNATIONAL - BUFFALO Effective 4/01/2016 Thru 1/31/2017 Master P/O Ant Total Releases Open / 20,000.00 11,406.61 8.5	s	251.40
1.53	7286-15592		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 A 2,382,260.98 1,413,447./3 948.8		46,786.07
1.54	7962-16		MATER MAIN MATERIALS CONT. ECMA HD SUPPLY MATERMORKS LTD Effective 1/01/2016 Thru 12/31/2017 Master P/O Amt Total Releases Open A 200,000.00 64,602.40 135,3	9/19/2016 mount 97.60	8,136.00

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Item No.	Master P/O Mumber	Rel No.	Description and Vendor	Date	Amount
1.55	8128-16	37	ECMA THE UNITED STATES POSTAL SERV (NATRIX) Effective 1/01/2016 Thru 12/31/2016 Master P/O Aut Total Releases Open	9/19/2016 Amount 798.55	9,450.30
1.56	8361-16	1		Amount 413.00	3,024.00 CONTRACT

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Section: 2 Purchase Orders

Item No.	Purchase Order No.	Description and Vendor	Date	Amount
2.1	AEK16-0081	HEALTH PREMIUM REINB SEPTEMBER 2016 HEALTH PREMIUM REIMB - RETIREE JAMES M. ELARDO	9/19/2016	1,095.22
2.2	BS16-00021	LEVEL METER FOR CLEARMELL VAM DE MATER CYCLOPS PROCESS EQUIPMENT	9/19/2016	2,505.00
2.3	BS16-00022	FIBER OPTICS NETWORK SHITCH STP HIGH SERVICE HVAC CONTROLLER ZELLER CORP (404 SONHIL DR)	9/19/2016	2,284.00
2.4	6.M16-0029	SUBSCRIPTION - P RIESTER ECHA - 3 YEAR REHEMAL 2/13 · 2/16 BUSINESS FIRST OF BUFFALO (CHICAGO IL)	9/19/2016	250.00
2.5	HP016-00005	HEALTH MAIVER REIMB OCTOBER 2016 HEATH MAIVER REIMB - RETIREE KENNETH GRABOWSKI	9/19/2016	9,116.50
2.6	JJM16-0029	SOFTMARE FOR PLANT SCADA SYSTEMS STURGEON POINT, VAN DE MATER, PILOT PLANT GE INTELLIGENT PLATFORMS INC	9/19/2016	16,584.58
2.7	JM16-0130	HYDRANT PARTS-NUELLER CENTURION REPAIR OF FIRE HYDRANT LOCK CITY SUPPLY INC	9/19/2016	4,789.96
2.8	JM16-0133	INSTANT SHIME ECMA ERIE COTTON PRODUCTS, INC.	9/19/2016	442.50
2.9	LJN16-0123	REGISTRATION PURCHASING CONFERENCE PURCHASING-TRAINIG NY SAMPO C/O MEHL & ASSOCIATES LLP	9/19/2016	100.00
2.10	LJM16-0124	EIGHOTION BATHROOM TONELS SERVICE CENTER BUFFALO PAPER AND THINE COMPANY INC	9/19/2016 ERIE COUNTY CO	880.00 NTRACT

Erie County Water Authority Purchasing System Board Approval Report September 22, 2016 List No: 2016-38 CP02562

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Section: 2 Purchase Orders

Item No.	Purchase Order No.	Description and Vendor	Date	Amount
2.11	LJM16-0126	REGISTRATION PURCHASING CONFERENCE PURCHASING-TRAINIG NY SAMPO C/O MEHL & ASSOCIATES LLP	9/19/2016	50.00
2.12	PDH16-0094	SPARE PARTS FOR VALVE REPAIR CONTROL INVENTORY VALVE PARTS ROSS VALVE MANUFACTURING CO INC	9/19/2016	3,563.26
2.13	SAA16-0009	ALTIVAR PROCESS VFD'S BROADHAY STATION ZELLER CORPORATION	9/19/2016	18,524.21
2.14	SDB16-0261	VEHICLE PARTS/SUPPLIES LINE MAIN NU-WAY AUTO PARTS - BUFFALO	9/19/2016	41.76
2.15	S0B16-0262	MOTOR OIL MECHANICS GARAGE MOCO DISTRIBUTION (POB 5211 BINGHAMTON	9/19/2016 ERIE COUNTY CO	1,200.09 NTRACT
2.16	SDB16-0263	VEHICLE PARTS/SUPPLIES LINE MAINT NU-MAY AUTO PARTS - BUFFALO	9/19/2016	109.68
2.17	SD816-0265	CYLINDER RENTAL MAINTENANCE SHOP JACKSON MELDING & GAS PRODUCTS	9/19/2016	52.20
2.18	SEX16-0079	SURGE VALVE FITTINGS LEYDECKER PUNP STATION LOCK CITY SUPPLY INC	9/19/2016	2.714.10
2.19	SEX16-0080	PVC PIPE AND FITTINGS LEYDECKER STATION ERB CO INC	9/19/2016	68.77
2.20	SEX16-0081	MISC SUPPLIES MAINTENANCE GRAINGER (DEPT 846348423)	9/19/2016 MEM YORK STATE	324.04 CONTRACT

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Section: 2 Purchase Orders

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Item No.	Purchase Order No.	Description and Vendor	Date	Amount
2.21	SEK16-0082	STEEL ANGLE REPAIRS TO BALL GENERATOR FAN GUARD STANLEY STEEL SERVICE CORPORATION	9/19/2016	172.60
2.22	SEK16-0083	RIVET TOOL REPAIRS TO LEYDECKER STATION J SIXT & SON INC	9/19/2016	26.17
2.23	SLZ16-0112	MAINTENANCE AGREEMENT FOR RAPIDPRINT MAIL ROOM BUFFALO TIME CLOCK (COLVIN BLVD)	9/19/2016	148.00
2.24	SLZ16-0113	CLAIM FOR PROPERTY DAMAGES NATIONAL GRID AVALON DRIVE, AMHERST NATIONAL GRID CLAIMS DEPARTMENT	9/19/2016	858.75
2.25	SLZ16-0114	CLAIN FOR PROPERTY DAMAGES NATIONAL GRID ROLLING MEADON LANE NATIONAL GRID CLAINS DEPARTMENT	9/19/2016	1,974.98
		Total Purchase	Orders: 25	67,876.37

VI. - UNFINISHED BUSINESS (NONE)

VII. - NEW BUSINESS (RESOLUTIONS 3-10)

ITEM 3 - AUTHORIZATION TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH NUSSBAUMER & CLARKE, INC. TO PROVIDE CONSULTING ENGINEERING SERVICES FOR THE DESIGN AND CONSTRUCTION OF A NEW ELECTRICAL SUBSTATION FOR BALL PUMP STATION, PROJECT NO. 201600238

Motion by Mr. Anderson seconded by Mr. Schad

WHEREAS, Heretofore and on the 12th day of May, 2016 the Erie County Water Authority's ("Authority") Board of Commissioners authorized the issuance of a Request for Proposals ("RFP") to qualified firms to provide consulting engineering services for the design and construction of a new Ball Pump Station Electrical Substation; and

WHEREAS, A copy of the RFP was sent to:

Arcadis
Nussbaumer & Clarke, Inc.
SEL Engineering Services
GHD
Labella Associates, DPC
SNC-Lavalin
TRC; and

WHEREAS, Proposals were received from all seven firms; 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 Nussbaumer & Clarke, Inc. provide consulting engineering services for the design and construction of a new Ball Pump Station Electrical Substation; and

WHEREAS, Leonard F. Kowalski, Sr. Distribution Engineer and Russell J. Stoll, Executive Engineer recommend that the Authority enter into a Professional Services Contract with Nussbaumer & Clarke, Inc.;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority accepts the proposal of Nussbaumer & Clarke, Inc. to provide consulting engineering services for the design and construction of a new Ball Pump Station Electrical Substation; 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 Contract 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 Contract together with a certified copy of this resolution to Nussbaumer & Clarke, Inc.

Ayes: Three; Commrs. Jann, Schad and Anderson

Noes: None

ITEM 4 - AUTHORIZATION TO ENTER INTO A REVISED LABOR-MANAGEMENT HEALTHCARE FUND MEMBERSHIP AGREEMENT WITH THE LABOR-MANAGEMENT HEALTHCARE FUND

Motion by Mr. Anderson seconded by Mr. Schad

WHEREAS, By resolution dated March 25, 2004, identified as Item No. 27 of the Minutes of that meeting, the Erie County Water Authority ("Authority") entered into a Labor Management Healthcare Fund Membership Agreement ("Membership Agreement") dated April 27, 2004 with the Labor Management Healthcare Fund ("LMHF") to obtain group insurance coverage to fund benefits for a program sponsored by the Labor Management Healthcare Coalition, Inc. covering the Authority's eligible employees and retirees; and

WHEREAS, By resolution dated August 10, 2006, identified as Item No. 9 of the Minutes of that meeting the Authority entered into a revised Membership Agreement; and

WHEREAS, Karen A. Prendergast, Comptroller advised that since this date the Membership Agreement has been revised to include updates to the Cross Application Policy and Reporting Compliance Procedures and to include a Migration and Rating Policy; and

WHEREAS, The LMHF submitted a revised Membership Agreement reflecting the revisions to the Cross Application Policy and Reporting Compliance Procedures and to include a Migration and Rating Policy; and

WHEREAS, Timothy D. Gallagher, Associate Attorney and Karen A. Prendergast Comptroller have reviewed the revised Membership Agreement and recommend execution of same;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority enters into a revised Membership Agreement with LMHF reflecting the revisions to the Cross Application Policy and Reporting Compliance Procedures and to include a Migration and Rating Policy under the terms and conditions set forth in said agreement; and be it further

RESOLVED: That the Chairman is hereby authorized to execute said agreement on behalf of the Authority.

Ayes: Three; Commrs. Jann, Schad and Anderson

Noes: None

ITEM 5 - AUTHORIZATION TO SOLICIT REQUEST FOR PROPOSALS FOR PRE-EMPLOYMENT BACKGROUND INVESTIGATION AND NATIONAL COMPREHENSIVE REPORT, PROJECT NO. 201600239

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 ("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 pre-employment background investigations and national comprehensive reports; 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 pre-employment background investigations and national comprehensive reports 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, Joseph T. Burns, Secretary to the Authority, will be the designated contact person for the RFP with the adoption of this resolution; and

WHEREAS, Joseph T. Burns, Secretary to the Authority, recommends that the Board approve the RFP;

NOW, THEREFORE BE IT RESOLVED:

The Authority is hereby authorized to issue a RFP to qualified firms to provide preemployment background investigations and national comprehensive reports.

Ayes: Three; Commrs. Jann, Schad and Anderson

Noes: None

ITEM 6 - AWARD OF CONTRACT TO CRM CONTRACTING, INC. FOR ERIE COUNTY WATER AUTHORITY FENCING, GUARDRAIL, GENERAL WELDING, PAINTING AND SANDBLASTING REPAIRS FOR THREE YEARS FROM NOVEMBER 1, 2016 THROUGH OCTOBER 31, 2019, PROJECT NO. 201600116 - \$473,400.00**

Motion by Mr. Anderson seconded by Mr. Schad

WHEREAS, The Erie County Water Authority (Authority) heretofore advertised in the Dodge Reports and the NYS Contract Reporter on the 11th day of July 2016, a notice inviting sealed bids or proposals in accordance with Section 1069 of the Public Authorities Law for Erie County Water Authority Fencing, Guardrail, General Welding, Painting and Sandblasting Repairs for three years from November 1, 2016 through October 31, 2019; and

WHEREAS, A sealed bid or proposal was opened in the office of the Authority on the 2nd day of August, 2016, at 11:00 a.m., local time, and was as follows:

BIDDER

AMOUNT

CRM Contracting, Inc.*

\$473,400.00**

- * Only bid received
- **Estimated Contract Value; and

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

WHEREAS, Lavonya Lester, Director of Equal Employment Opportunity, has advised that the low bidder, CRM Contracting, 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, Russell J. Stoll, Executive Engineer and Jay Meyers, Production Engineer have reviewed the specification and bid and determined that CRM Contracting, Inc. is a responsible bidder qualified to perform the project and have recommended that a contract be awarded to that firm for the abovementioned project;

NOW, THEREFORE, BE IT RESOLVED:

That it is hereby determined that CRM Contracting, Inc. is a responsible bidder for the abovementioned project, and that the Chairman is hereby authorized and directed to execute a contract with said contractor for Erie County Water Authority Fencing, Guardrail, General Welding, Painting and Sandblasting Repairs for three years from November 1, 2016 through October 31, 2019 in the estimated contract value of \$473,400.00; 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 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 - AUTHORIZATION TO GRANT LEAK ALLOWANCE REQUESTS - \$27,652.36

Motion by Mr. Anderson seconded by Mr. Schad

WHEREAS, Robert J. Lichtenthal, Jr., Deputy Director advised the Authority that he has received leak allowance requests from Authority customers listed below resulting from a service line leak:

- 1) Eastern Hills Mall Management 4545 Transit Road Williamsville, NY 14221 \$20,765.52
- 2) Peter Corcoran 14 Hoerner Ave. Buffalo, NY 14211 \$1,822.24
- 3) Rochelle A. Gray 216 Belvoir Rd. Williamsville, NY 14221 \$536.25

- 4) First Church of Evans 7431 Erie Rd. Derby, NY 14047 \$1,418.09
- 5) Millersport Gardens LLC 3310 Millersport Hwy. Getzville, NY 14068 \$727.15
- 6) Williamsville Schools 151 Paradise Road E. Amherst, NY 14051 \$2,383.11; and

WHEREAS, Robert J. Lichtenthal, Jr., Deputy Director advised that the requests contain documentation showing that the leaks have been repaired; and

WHEREAS, Said leak allowance requests have complied with all leak allowance requirements; and

WHEREAS, As stated in Section 9.09 of the Authority's Tariff, the granting of a leak allowance shall be in the sole discretion of the Authority; and

WHEREAS, Robert J. Lichtenthal, Jr., Deputy Director recommends granting the above leak allowance request;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority grant the leak allowance requests to the abovementioned customers; and be it further

RESOLVED: That the Comptroller is hereby authorized and directed to adjust the account of the abovementioned customers.

Ayes: Three; Commrs. Jann, Schad and Anderson

Noes: None

ITEM 8 - AUTHORIZATION FOR SCOTT REED, SR. PROGRAMMER ANALYST TO ATTEND THE 2016 CITYWORKS CONFERENCE IN SALT LAKE CITY, UTAH

Motion by Mr. Anderson seconded by Mr. Schad

WHEREAS, The Erie County Water Authority deems it advisable for Scott Reed, Sr. Programmer Analyst to attend the 2016 Cityworks Conference in Salt Lake City, Utah at a total estimated cost of \$4,100.00;

NOW, THEREFORE, BE IT RESOLVED:

That Scott Reed, Sr. Programmer Analyst is hereby authorized to travel to Salt Lake City, Utah from December 3, 2016 to December 9, 2016 to attend the 2016 Cityworks Conference at a total estimated cost of \$4,100.00.

Ayes: Three; Commrs. Jann, Schad and Anderson

Noes: None

ITEM 9 - AUTHORIZATION TO OPEN AN ACCOUNT AT M&T BANK, BUFFALO, NEW YORK, ENTITLED "ERIE COUNTY WATER AUTHORITY, SERIES 2016 REBATE ACCOUNT"

Motion by Mr. Anderson seconded by Mr. Schad

WHEREAS, Heretofore and on the 30th day of August, 2016 the Erie County Water Authority ("Authority") authorized the issuance of bonds known as the Series 2016 (not to exceed \$40,000,000) pursuant to the Fourth Resolution Refunding Water Revenue Bonds; and

WHEREAS, The establishment of a separate account for arbitrage rebate payable on the Authority's bonds is required which is to be entitled "Erie County Water Authority, Series 2016 Rebate Account"; and

WHEREAS, This account will be held by the Trustee, M&T Bank, for payment of arbitrage rebate to the United States government; and

WHEREAS, Robert J. Lichtenthal, Jr., Deputy Director advises that an account will be opened at M&T Bank, Buffalo, New York, entitled Erie County Water Authority, Series 2016 Rebate Account"; and

WHEREAS, Robert J. Lichtenthal, Jr., Deputy recommends approving the opening of an account at M&T Bank, Buffalo, New York, referred to as the Erie County Water Authority, Series 2016 Rebate Account; and

WHEREAS, In accordance with the terms and conditions of Resolution Item No. 12 of the Erie County Water Authority's Annual Meeting held on April 28, 2016 said persons as described therein are authorized to act on behalf of the Authority;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority open a bank account at M&T Bank entitled the "Erie County Water Authority, Series 2016 Rebate Account" required for the above-referenced bond issuance; and be it further

RESOLVED: That the individuals listed in Resolution Item No. 12 of the Erie County Water Authority's Annual Meeting held on April 28, 2016 are authorized to act on behalf of the Authority.

Ayes: Three; Commrs. Jann, Schad and Anderson

Noes: None

ITEM 10 - DELEGATION TO THE EXECUTIVE DIRECTOR AND DEPUTY DIRECTOR OF THE ERIE COUNTY WATER AUTHORITY TO CAST THE ERIE COUNTY WATER AUTHORITY'S BALLOT FOR PROPOSED AMENDMENTS TO THE ASSOCIATION OF METROPOLITAN WATER AGENCIES' BYLAWS

Motion by Mr. Anderson seconded by Mr. Schad

WHEREAS, The Erie County Water Authority (Authority) is currently a member of the Association of Metropolitan Water Agencies (AMWA); and

WHEREAS, Pursuant to Article VII of AMWA's bylaws, the bylaws may be altered, amended or repealed and new bylaws may be adopted by a two-thirds vote of a quorum of the membership at any regular or special meeting, provided that a copy of such proposed

amendments shall have been sent to each member not less than 15 days in advance of the meeting at which the amendments shall be put before the membership unless it shall have been first signed by 10 or more members of the association, or in the alternative, submitted by a majority vote of the Board of Directors; and

WHEREAS, AMWA is proposing to amend its current bylaws and has submitted to the Authority its proposed amendments for review and vote; and

WHEREAS, The Board of Commissioners of the Authority deem it necessary to authorize the Authority's Executive Director and Deputy Director, on behalf of the Authority, cast this ballot and submit to AMWA;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority authorize the Authority's Executive Director and Deputy Director, on behalf of the Authority, cast the abovementioned ballot and submit to AMWA.

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. 2016-33 and 2016-34, 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.

Joseph T. Burns

Secretary to the Authority

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