

**MINUTES** of the **MEETING** of the **ERIE COUNTY WATER AUTHORITY** held in the office, 295 Main Street, Room 350, Buffalo, New York, on the 10<sup>th</sup> day of November 2021.

**PRESENT:** **Jerome D. Schad, Chair**  
**Peggy A. LaGree, Vice Chair (via teleconference)**  
**Michele M. Iannello, Treasurer**  
**Terrence D. McCracken, Secretary to the Authority**  
**Karen A. Prendergast, Chief Financial Officer**  
**Russell J. Stoll, Chief Operating Officer**  
**Katherine Gillette, Associate Attorney**  
**Leonard F. Kowalski, Executive Engineer (via teleconference)**  
**Joyce A. Tomaka, Comptroller (via teleconference)**  
**Daniel J. NeMoyer, Director of Human Resources**  
**Sabrina A. Figler, Director of Water Quality (via teleconference)**  
**Lavonya C. Lester, Director of Administration (via teleconference)**  
**Matthew W. Barrett, Security Officer (via teleconference)**  
**Jeffrey Schlierf, Acting Manager of Information Technology (via teleconference)**

**ATTENDEES:**

**I. CALL TO ORDER/ROLL CALL**

The meeting was called to order at 9:30 a.m. A quorum was present with three Commissioners.

**II. READING OF MINUTES**

Motion by Ms. LaGree seconded by Ms. Iannello and carried to waive the reading of the Minutes of the Meeting held on Thursday, October 28, 2021.

**DISCUSSION**

None

**VOTE**

Ayes: Three; Commrs. Schad, LaGree and Iannello

Noes: None

### **III. APPROVAL OF MINUTES**

Motion by Ms. LaGree seconded by Ms. Iannello and carried. to approve the Minutes of the Meeting held on Thursday, October 28, 2021.

#### **DISCUSSION**

None

#### **VOTE**

Ayes: Three; Commrs. Schad, LaGree and Iannello

Noes: None

### **IV. REPORTS**

#### **A. SECRETARY**

#### **B. LEGAL**

#### **C. FISCAL**

#### **D. OPERATIONS**

#### **E. HUMAN RESOURCES**

1. Executive Session: Discussion relating to collective negotiations pursuant to article fourteen of the Civil Service Law pursuant to Public Officers Law §105(1)(e)

This matter has been deferred to the end of the meeting.

#### **F. AUDIT COMMITTEE**

#### **G. GOVERNANCE COMMITTEE**

#### **H. FINANCE COMMITTEE**

#### **I. ETHICS COMMITTEE**

### **V. COMMUNICATIONS AND BILLS**

(Communications may be limited to items that are provided electronically. Every effort will be made to provide all communications at future meetings.)

- C-1 FOIL FROM CONCRETE APPLIED TECHNOLOGIES CO. REGARDING BID TABULATIONS FOR CONTRACT NO. BL-001, PROJECT NO. 202000060 AND WATER DISTRIBUTION SYSTEM REPLACEMENTS AND IMPROVEMENTS, PROJECT NO. 202100009 – RECEIVE AND FILE AND REFER TO SECRETARY FOR FOLLOW UP**
- C-2 FOIL FROM MICHAEL MANCINI REGARDING A LIST OF SINGLE-FAMILY ADDRESSES WITH WATER DISCONNECTED/SHUT OFF FOR AT LEAST TWO MONTHS OR MORE CONSECUTIVELY FROM 9/1/21 TO PRESENT – RECEIVE AND FILE AND REFER TO SECRETARY FOR FOLLOW UP**
- C-3 FOIL FROM JULIE KOSCIELNY REGARDING COPIES OF COMMUNICATIONS – RECEIVE AND FILE AND REFER TO SECRETARY FOR FOLLOW UP**
- C-4 FOIL FROM CELIA TURNER REGARDING A COPY OF THE POSTAGE EQUIPMENT LEASE FOR THE MAILING EQUIPMENT USED AT ALL AUTHORITY LOCATIONS – RECEIVE AND FILE AND REFER TO SECRETARY FOR FOLLOW UP**
- C-5 NOC – JULIE KOSCIELNY V ECWA – RECEIVE AND FILE AND REFER TO LEGAL FOR FOLLOW UP**
- C-6 NOC – ROBERT AND COLLEEN PONTELLO V ECWA – RECEIVE AND FILE AND REFER TO LEGAL FOR FOLLOW UP**

## **VI. PERSONS ADDRESSING THE AUTHORITY**

The Commissioners will hear the concerns of persons desiring to address the Commissioners on any Water Authority subject.

No member of the public requested the opportunity to speak.

## **VII. UNFINISHED BUSINESS**

## **VIII. NEW BUSINESS**

### **ITEM 1 - MASTER PURCHASE ORDERS, RELEASES FROM MASTER PURCHASE ORDERS, PURCHASE ORDERS, AND AMENDMENTS OF SAME**

Motion by Ms. LaGree and seconded by Ms. Iannello and carried.

**DISCUSSION**

None

**VOTE**

Ayes: Three; Commrs. Schad, LaGree and Iannello

Noes: None

**ITEM 2 - FINAL ACCEPTANCE OF PROJECT WITH CONCRETE APPLIED TECHNOLOGIES CORPORATION D/B/A CATCO CONSTRUCTION FOR CONTRACT NO. W-027, 36-INCH TRANSMISSION MAIN REPLACEMENT PROJECT BETWEEN MILLERSPORT HIGHWAY AND SHERIDAN DRIVE, TOWN OF AMHERST, NEW YORK, PROJECT NO. 201700093, CONTRACT NO. 20-08-01 - \$298,463.08**

Motion by Ms. LaGree and seconded by Ms. Iannello and carried.

**DISCUSSION**

On the question, Commissioner Schad asked if this is the same pipe a part of which we had the leak on a few years ago. Mr. Stoll replied that it is as it has been replaced, and he is unaware of any other weak spots. Commissioner LaGree then asked if this project has been going on since 2017. Mr. Kowalski answered that is when the project started.

**VOTE**

Ayes: Three; Commrs. Schad, LaGree and Iannello

Noes: None

**ITEM 3 - FINAL ACCEPTANCE OF PROJECT WITH METRO CONTRACTING & ENVIRONMENTAL, INC. FOR ASBESTOS CEMENT PIPE (ACP) REMOVAL AND DISPOSAL FROM JUNE 1, 2019 THROUGH MAY 31, 2021, PROJECT NO. 201900045, CONTRACT NO. 19-19-06 - \$327.02**

Motion by Ms. LaGree and seconded by Ms. Iannello and carried.

**DISCUSSION**

None

**VOTE**

Ayes: Three; Commrs. Schad, LaGree and Iannello

Noes: None

**ITEM 4 - FINAL ACCEPTANCE OF PROJECT WITH RUSSO DEVELOPMENT, INC. FOR SMALL SERVICES CONTRACT, AREA #1, FEBRUARY 1, 2019, THROUGH JANUARY 31, 2021, PROJECT NO. 201900003, CONTRACT NO. 19-01-01 - \$82,543.05**

Motion by Ms. LaGree and seconded by Ms. Iannello and carried.

**DISCUSSION**

None

**VOTE**

Ayes: Three; Commrs. Schad, LaGree and Iannello

Noes: None

**ITEM 5 - AUTHORIZATION TO ACCEPT THE PROPOSAL OF VERAVIEW LLC TO UPGRADE THE ERIE COUNTY WATER AUTHORITY'S AV SYSTEMS USING MICROSOFT TEAMS, PROJECT NO. 201800246**

Motion by Ms. LaGree and seconded by Ms. Iannello and carried.

**DISCUSSION**

None

**VOTE**

Ayes: Three; Commrs. Schad, LaGree and Iannello

Noes: None

**ITEM 6 - AUTHORIZATION TO ENTER INTO A MATERIALS AND SUPPLIES CONTRACT DIAL SAFETY EQUIPMENT, INC. FOR FURNISHING WITH AND DELIVERING GAS DETECTION AND MONITORING EQUIPMENT, CONTRACT NO. DVS-001, PROJECT NO. 202100255**

Motion by Ms. LaGree and seconded by Ms. Iannello and carried.

**DISCUSSION**

None

**VOTE**

Ayes: Three; Commrs. Schad, LaGree and Iannello

Noes: None

**ITEM 7 - AUTHORIZATION TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH HUNT ENGINEERS, ARCHITECTS, LAND SURVEYORS & LANDSCAPE ARCHITECT, DPC TO PROVIDE CONSULTING ENGINEERING SERVICES FOR STURGEON POINT WATER TREATMENT PLANT LINE MAINTENANCE BUILDING AND WINDOM PUMP STATION STORAGE AND OPERATIONS FACILITY, IDENTIFIED AS CONTRACT NO. HE-001, PROJECT NO. 202100242 (CCII)**

Motion by Ms. LaGree and seconded by Ms. Iannello and carried.

**DISCUSSION**

None

**VOTE**

Ayes: Three; Commrs. Schad, LaGree and Iannello

Noes: None

**ITEM 8 - AUTHORIZATION TO EXECUTE LEASE MODIFICATION AGREEMENT  
BETWEEN THE ERIE COUNTY WATER AUTHORITY AND 10  
ELLCOTT SQUARE COURT CORPORATION D/B/A ELLICOTT  
DEVELOPMENT COMPANY**

Motion by Ms. LaGree and seconded by Ms. Iannello and carried.

**DISCUSSION**

Commissioner Iannello commended the staff working on this for getting it done as quickly as they did.

**VOTE**

Ayes: Three; Commrs. Schad, LaGree and Iannello

Noes: None

**ITEM 9 - AUTHORIZATION TO SOLICIT REQUEST FOR PROPOSALS TO  
PROVIDE CONSULTING ENGINEERING SERVICES FOR WATER  
SYSTEM IMPROVEMENTS, TOWN OF AMHERST DISTRIBUTION  
SYSTEM 2022-2024, PROJECT NO. 202200005**

Motion by Ms. LaGree and seconded by Ms. Iannello and carried.

**DISCUSSION**

None

**VOTE**

Ayes: Three; Commrs. Schad, LaGree and Iannello

Noes: None

**ITEM 10 - AUTHORIZATION TO SOLICIT REQUEST FOR PROPOSALS TO  
PROVIDE CONSULTING ENGINEERING SERVICES FOR  
DISTRIBUTION MAIN DESIGN PROJECTS 2022-2023, PROJECT NO.  
202200003**

Motion by Ms. LaGree and seconded by Ms. Iannello and carried.

**DISCUSSION**

Commissioner LaGree stated that she is pleased that some of the 2022 projects in the 2022 budget are already going out for RFP.

**VOTE**

Ayes: Three; Commrs. Schad, LaGree and Iannello

Noes: None

**ITEM 11 - RESOLUTION GRANTING THE STATE OF NEW YORK AUTHORITY TO PERFORM THE ADJUSTMENT FOR THE OWNER AND AGREEING TO MAINTAIN FACILITIES ADJUSTED VIA STATE-LET CONTRACT IN CONNECTION WITH PIN NO. 5814.37, PROJECT NO. 202100246**

Motion by Ms. LaGree and seconded by Ms. Iannello and carried.

**DISCUSSION**

None

**VOTE**

Ayes: Three; Commrs. Schad, LaGree and Iannello

Noes: None

**ITEM 12 - AWARD OF CONTRACT TO UNIVAR SOLUTIONS USA, INC. FOR THE FURNISHING AND DELIVERING OF FLUOROSILICIC ACID TO THE ERIE COUNTY WATER AUTHORITY FOR USE IN THE TREATMENT OF WATER FOR ONE YEAR FROM NOVEMBER 10, 2021 THROUGH NOVEMBER 9, 2022, PROJECT NO. 202100108 - \$249,508.25**

Motion by Ms. LaGree and seconded by Ms. Iannello and carried.

**DISCUSSION**

None

**VOTE**

Ayes: Three; Commrs. Schad, LaGree and Iannello

Noes: None

**ITEM 13 - AUTHORIZATION TO ADVERTISE FOR BIDS FOR THE FURNISHING AND INSTALLING OF TRANSIENT PRESSURE DATA LOGGERS, PROJECT NO. 202100262**

Motion by Ms. LaGree and seconded by Ms. Iannello and carried.

**DISCUSSION**

None

**VOTE**

Ayes: Three; Commrs. Schad, LaGree and Iannello

Noes: None

**ITEM 14 - APPROVAL OF AMENDMENT NO. 1 OF NEW YORK STATE INDUSTRIES FOR THE DISABLED, INC. AND THE ERIE COUNTY CHAPTER NYSARC, INC. D/B/A THE ARC ERIE COUNTY NEW YORK FOR GENERAL CLEANING SERVICES FOR THE ERIE COUNTY WATER AUTHORITY SERVICE CENTER, 3030 UNION ROAD, CHEEKTOWAGA, NEW YORK FROM SEPTEMBER 1, 2020 TO AUGUST 31, 2021, PROJECT NO. 202000211**

Motion by Ms. LaGree and seconded by Ms. Iannello and carried.

**DISCUSSION**

Karen Prendergast stated that the dates are incorrect, as it should read September 1, 2021 to August 31, 2022.

**VOTE**

Ayes: Three; Commrs. Schad, LaGree and Iannello

Noes: None

Motion by Ms. LaGree and seconded by Ms. Iannello to amend item 14 to refer to the time period for the approval to read September 1, 2021 to August 31, 2022.

Chairman Schad calls for a vote on the motion to amend.

**VOTE**

Ayes: Three; Commrs. Schad, LaGree and Iannello

Noes: None

On the motion as amended,

Motion by Ms. LaGree seconded by Ms. Iannello to approve the amended Item No. 14.

**DISCUSSION**

None

**VOTE**

Ayes: Three; Commrs. Schad, LaGree and Iannello

Noes: None

At the end of the meeting Commissioner Schad stated the title of Item 14 was correct. The resolution was to adopt the amendment for the period into 2022 which was also correct. Therefore, no amendment was needed.



**ITEM 15 -** Approval of Amendment No. 1 of New York State Industries for the Disabled and the Erie County Chapter NYSARC, Inc. d/b/a the Arc Erie County New York for Landscaping, Ground Improvements and Maintenance of Properties of the Erie County Water Authority Erie County, New York from April 15, 2021 To April 14, 2022, Project No. 202100004

Motion by Ms. LaGree and seconded by Ms. Iannello and carried.

**DISCUSSION**

On the question, Commissioner Iannello inquired why this is now being approved if it is from April and how many employees do they use. Mr. Stoll replied approximately 12-24 people. Ms. Gillette told Ms. Iannello that this approval is for an amendment for a price decrease as the approval for the project was in April.

**VOTE**

Ayes: Three; Commrs. Schad, LaGree and Iannello

Noes: None

**ITEM 16 - RATIFICATION OF THE INSTALLATION OF HYDRANTS AND VALVES AND RETIREMENT OF EXISTING HYDRANTS AND VALVES - VARIOUS LOCATIONS**

Motion by Ms. LaGree and seconded by Ms. Iannello and carried.

**DISCUSSION**

None

**VOTE**

Ayes: Three; Commrs. Schad, LaGree and Iannello

Noes: None

**ITEM 17 - AUTHORIZATION TO GRANT LEAK ALLOWANCE REQUESTS - \$9,607.07**

Motion by Ms. LaGree and seconded by Ms. Iannello and carried.

**DISCUSSION**

None

**VOTE**

Ayes: Three; Commrs. Schad, LaGree and Iannello

Noes: None

**ITEM 18 - AUTHORIZATION TO RATIFY THE AUTHORIZATION FOR JEROME SCHAD, CHAIRMAN, TERRENCE MCCrackEN, SECRETARY TO THE AUTHORITY AND RUSSELL STOLL, CHIEF OPERATING OFFICER TO MEET WITH NEW YORK STATE BUDGET OFFICIALS IN ALBANY, NEW YORK**

Motion by Ms. LaGree and seconded by Ms. Iannello and carried.

**DISCUSSION**

None

**VOTE**

Ayes: Three; Commrs. Schad, LaGree and Iannello

Noes: None

**ITEM 19 - AUTHORIZATION TO SUBMIT THE NYS WATER INFRASTRUCTURE IMPROVEMENT ACT GRANT PACKAGE TO THE NEW YORK STATE DEPARTMENT OF HEALTH, ENVIRONMENTAL FACILITIES CORPORATION RELATIVE TO CASTLE HILL PUMP STATION REPLACEMENT, IDENTIFIED AS CONTRACT NO. LA-002, PROJECT NO. 202000178**

Motion by Ms. LaGree and seconded by Ms. Iannello and carried.

**DISCUSSION**

None

**VOTE**

Ayes: Three; Commrs. Schad, LaGree and Iannello

Noes: None

**ITEM 20 - AUTHORIZATION TO SUBMIT THE NYS WATER INFRASTRUCTURE IMPROVEMENT ACT GRANT PACKAGE TO THE NEW YORK STATE DEPARTMENT OF HEALTH, ENVIRONMENTAL FACILITIES CORPORATION RELATIVE TO TRANSMISSION MAIN REPLACEMENT, TOWN OF AMHERST, NEW YORK, IDENTIFIED AS CONTRACT NO. CH-013, PROJECT NO. 202000073**

Motion by Ms. LaGree and seconded by Ms. Iannello and carried.

**DISCUSSION**

None

**VOTE**

Ayes: Three; Commrs. Schad, LaGree and Iannello

Noes: None

Motion made by Ms. LaGree, seconded by Ms. Iannello to go into Executive Session for discussion relating to collective negotiations pursuant to article fourteen of the Civil Service Law pursuant to Public Officers Law §105(1)(e) at 9:51 a.m. Mr. Schad invited Mr. McCracken, Mr. Kowalski, Mr. Stoll, Ms. Prendergast and Ms. Gillette.

**DISCUSSION**

None

**VOTE**

Ayes: Three; Commrs. Schad, LaGree and Iannello

Noes: None

Motion made by Mr. LaGree, seconded by Ms. Iannello to exit Executive Session at 10:21 a.m.

**DISCUSSION**

Commissioner Schad remarked that the Commissioners had a very productive discussion with staff on the collective bargaining negotiations, and there will be a resolution at our next meeting regarding this matter.

Mr. Schad added that there is one other clarification. In this meeting the Commissioners amended Item 14 to change the time period, however the title of the item that was amended was correct. The resolution was to adopt the amendment for the period into 2022 which was also correct. Therefore, no amendment was needed.

**VOTE**

Ayes: Three; Commrs. Schad, LaGree and Iannello

Noes: None

**IX. ADJOURNMENT**

Motion by Ms. LaGree seconded by Ms. Iannello carried that the meeting adjourned at 10:22 a.m.

**DISCUSSION**

None

**VOTE**

Ayes: Three; Commrs. Schad, LaGree and Iannello

Noes: None



Terrence D. McCracken  
Secretary to the Authority

PG