

**ITEM 1 - AWARD OF CONTRACT TO CUMMINGS-WAGNER SIEWERT, LLC FOR CONTRACT NO. MP-090-P03 VALVES AND ACTUATORS PROCUREMENT STURGEON POINT WATER TREATMENT PLANT FILTRATION PIPING, VALVE, AND UNDERDRAIN SYSTEM IMPROVEMENTS, PROJECT NO. 202200014 - \$2,192,980.00**

Motion by                      seconded by

**WHEREAS**, the Erie County Water Authority (the “Authority”) advertised in Construction Exchange and the New York State Contract Reporter on the 15<sup>th</sup> day of July 2022, a notice inviting sealed bids in accordance with Public Authorities Law §1069 for Contract No. MP-090-P03 Valves and Actuators Procurement Sturgeon Point Water Treatment Plant Filtration Piping, Valve, and Underdrain System Improvements; and

**WHEREAS**, Authority personnel opened sealed bids in the office of the Authority on the 5<sup>th</sup> day of August, 2022, and were as follows:

<b>BIDDERS</b>	<b>AMOUNT</b>
Cummings-Wagner Siewert, LLC	\$2,192,980.00
DeZurick, Inc.	Non-Responsive; and

**WHEREAS**, Arcadis, Consulting Engineers, Michael W. Wymer, Sr. Production Engineer and Leonard F. Kowalski, Executive Engineer have reviewed the bids and have determined that DeZurick, Inc. was not able to fulfill all the contract requirements; and

**WHEREAS**, DeZurick, Inc. did not acknowledge receipt of Addendum No. 1 which included a revised Bid Form describing additional bid items and updated quantities; and

**WHEREAS**, due to the above, Michael W. Wymer, Sr. Production Engineer, recommends that the bid submitted by DeZurick, Inc. be rejected as non-responsive; and

**WHEREAS**, Arcadis, Consulting Engineers, Michael W. Wymer, Sr. Production Engineer and Leonard F. Kowalski, Executive Engineer have determined that Cummings-Wagner Siewert, LLC is a qualified bidder and have recommended that a contract be awarded to that firm for the abovementioned project; and

**WHEREAS**, the Authority’s 2022 Capital Budget includes funds for this project under Unit 2510 Eng/Const Sturgeon Point, Item No. 101506 Filter Gallery Piping Design;

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

That the Authority deem the bid non-responsive that was submitted by DeZurick, Inc. for Contract No. MP-090-P03 Valves and Actuators Procurement Sturgeon Point Water Treatment Plant Filtration Piping, Valve, and Underdrain System Improvements in accordance with the terms and conditions stated in Article 11 of the Instructions to Bidders Section of the specification and contract documents; and be it further

**RESOVLED:** that it is hereby determined that Cummings-Wagner Siewert, LLC is the lowest responsive bidder for Contract No. MP-090-P03 Valves and Actuators Procurement Sturgeon Point Water Treatment Plant Filtration Piping, Valve, and Underdrain System Improvements and that the Chairman is hereby authorized and directed to execute a contract with Cummings-Wagner Siewert, LLC as a unit price contract for the estimated total amount of \$2,192,980.00; and be it further

**RESOLVED:** that the Secretary is authorized to return to DeZurick, Inc.'s deposit submitted with their bid to the Authority for the abovementioned project.

Ayes:

Noes:

08/18/22-pjg

**ITEM 2 - AWARD OF CONTRACT TO KOESTER ASSOCIATES, INC. FOR  
CONTRACT NO. MP-090-P04 BLOWER PROCUREMENT STURGEON  
POINT WATER TREATMENT PLANT FILTRATION PIPING, VALVE,  
AND UNDERDRAIN SYSTEM IMPROVEMENTS, PROJECT NO.  
202200014 - \$260,000.00**

Motion by                      seconded by

**WHEREAS**, the Erie County Water Authority (the “Authority”) advertised in Construction Exchange and the New York State Contract Reporter on the 15<sup>th</sup> day of July 2022, a notice inviting sealed bids in accordance with Public Authorities Law §1069 for Contract No. MP-090-P04 Blower Procurement Sturgeon Point Water Treatment Plant Filtration Piping, Valve, and Underdrain System Improvements; and

**WHEREAS**, Authority personnel opened sealed bids in the office of the Authority on the 5<sup>th</sup> day of August 2022, and were as follows:

<b>BIDDERS</b>	<b>AMOUNT</b>
Koester Associates, Inc.	\$260,000.00
Cummings-Wagner Siewert, LLC	306,088.00; and

**WHEREAS**, Arcadis, Consulting Engineers, Michael W. Wymer, Sr. Production Engineer and Leonard F. Kowalski, Executive Engineer have reviewed the specifications and bids and determined that Koester Associates, 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; and

**WHEREAS**, the Authority’s 2022 Capital Budget includes funds for this project under Unit 2510 Eng/Const Sturgeon Point, Item No. 101506 Filter Gallery Piping Design;

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

That Authority awards the contract to Koester Associates, Inc. as the lowest responsible bidder for the abovementioned project, and be it further

**RESOLVED**: that the Chair is authorized to execute a contract with Koester Associates, Inc. for Contract No. MP-090-P04 Blower Procurement Sturgeon Point Water Treatment Plant Filtration Piping, Valve, and Underdrain System Improvements as a unit price contract for the estimated total amount of \$260,000.00; and be it further

**RESOLVED:** That the Secretary is authorized to return to the unsuccessful bidder their deposit submitted with their bid to the Authority for the abovementioned project.

Ayes:

Noes:

08/18/22-pjg

**ITEM 3 - AWARD OF CONTRACT TO O'CONNELL ELECTRIC COMPANY, INC.  
FOR CONTRACT NO. MP-090-P05 UNIT SUBSTATIONS PROCUREMENT  
STURGEON POINT WATER TREATMENT PLANT FILTRATION PIPING,  
VALVE, AND UNDERDRAIN SYSTEM IMPROVEMENTS, PROJECT NO.  
202200014 - \$663,300.00**

Motion by                      seconded by

**WHEREAS**, the Erie County Water Authority (the "Authority") advertised in Construction Exchange and the New York State Contract Reporter on the 15<sup>th</sup> day of July 2022, a notice inviting sealed bids in accordance with Public Authorities Law §1069 for Contract No. MP-090-P05 Unit Substations Procurement Sturgeon Point Water Treatment Plant Filtration Piping, Valve, and Underdrain System Improvements; and

**WHEREAS**, Authority personnel opened a sealed bid in the office of the Authority on the 5<sup>th</sup> day of August 2022, and was as follows:

<b>BIDDER</b>	<b>AMOUNT</b>
O'Connell Electric Company, Inc.*	\$663,300.00

\*Only bid received; and

**WHEREAS**, Arcadis, Consulting Engineers, Michael W. Wymer, Sr. Production Engineer and Leonard F. Kowalski, Executive Engineer have reviewed the specification and bid and determined that O'Connell Electric Company, 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; and

**WHEREAS**, the Authority's 2022 Capital Budget includes funds for this project under Unit 2510 Eng/Const Sturgeon Point, Item No. 101506 Filter Gallery Piping Design;

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

That Authority awards the contract to O'Connell Electric, Inc. as a responsible bidder for the abovementioned project, and be it further

**RESOLVED**: that the Chair is authorized to execute a contract with O'Connell Electric, Inc. for Contract No. MP-090-P05 Unit Substations Procurement Sturgeon Point Water Treatment Plant Filtration Piping, Valve, and Underdrain System Improvements as a unit price contract for the estimated total amount of \$663,300.00.

Ayes:

Noes:

08/18/22-pjg

**ITEM 4 - AWARD OF CONTRACT TO KOESTER ASSOCIATES, INC. FOR  
CONTRACT NO. MP-090-P07 RATE OF FLOW CONTROLLERS  
PROCUREMENT STURGEON POINT WATER TREATMENT PLANT  
FILTRATION PIPING, VALVE, AND UNDERDRAIN SYSTEM  
IMPROVEMENTS, PROJECT NO. 202200014 - \$353,322.00**

Motion by                      seconded by

**WHEREAS**, the Erie County Water Authority (the “Authority”) advertised in Construction Exchange and the New York State Contract Reporter on the 15<sup>th</sup> day of July 2022, a notice inviting sealed bids in accordance with Public Authorities Law §1069 for Contract No. MP-090-P07 Rate of Flow Controllers Procurement Sturgeon Point Water Treatment Plant Filtration Piping, Valve, and Underdrain System Improvements; and

**WHEREAS**, Authority personnel opened sealed bids in the office of the Authority on the 5<sup>th</sup> day of August 2022, and is as follows:

<b>BIDDERS</b>	<b>AMOUNT</b>
Koester Associates, Inc.	\$353,322.00
Cummings-Wagner Siewert, LLC	507,267.00; and

**WHEREAS**, Arcadis, Consulting Engineers, Michael W. Wymer, Sr. Production Engineer and Leonard F. Kowalski, Executive Engineer have reviewed the specifications and bids and determined that Koester Associates, 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; and

**WHEREAS**, the Authority’s 2022 Capital Budget includes funds for this project under Unit 2510 Eng/Const Sturgeon Point, Item No. 101506 Filter Gallery Piping Design;

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

That Authority awards the contract to Koester Associates, Inc. as a responsible bidder for the abovementioned project, and be it further

**RESOLVED:** that the Chair is authorized to execute a contract with Koester Associates, Inc. for Contract No. MP-090-P05 Rate of Flow Controllers Procurement Sturgeon Point Water Treatment Plant Filtration Piping, Valve, and Underdrain System Improvements as a unit price contract for the estimated total amount of \$353,322.00; and be it further

**RESOLVED:** That the Secretary is authorized to return to the unsuccessful bidder their deposit submitted with their bid to the Authority for the abovementioned project.

Ayes:

Noes:

08/18/22-pjg

**ITEM 5 - APPROVAL OF AMENDMENT NO. 1 TO THE CONTRACT WITH  
FREDERICK MACHINE & MANUFACTURING, INC. FOR MACHINING  
AND FABRICATION SERVICES FOR THE REPAIR OF VARIOUS ERIE  
COUNTY WATER AUTHORITY EQUIPMENT FROM JANUARY 1, 2021  
TO DECEMBER 31, 2022, PROJECT NO. 202000143**

Motion by                      seconded by

**WHEREAS**, on January 21, 2021, the Erie County Water Authority (the “Authority”) and Frederick Machine & Manufacturing, Inc. (the “Contractor”) entered into a contract for machining and fabrication services for the repair of various Authority equipment (the “Contract”); and

**WHEREAS**, the terms of the Contract limited the total expenditure for services and materials to \$98,598.50; and

**WHEREAS**, the Authority desires to have the Contractor perform services which will exceed the limit set forth in the Contract; and

**WHEREAS**, the Authority’s Chief Operating Officer and Executive Engineer recommend that the Authority amend the Contract by increasing total expenditure for services and materials to \$263,598.50; and

**WHEREAS**, in accordance with paragraph 4.02 of the Contract, no modification or variation from the terms of the Contract shall be effective unless it is in writing and authorized by a resolution of the Board of Commissioners of the Authority (the “Board”) and signed by all parties; and

**WHEREAS**, the Authority’s 2022 Capital Budget includes funds for this project under Unit 1015 Van de Water Plant, Item No. 101678 VDW Delivered Water Pump Replacement;

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

That the Board approves amending the Contract with Frederick Machine & Manufacturing, Inc. by increasing total expenditure for services and materials to \$263,598.50; and be it further

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

Ayes:

Noes:

08/18/22-pjg



**ITEM 6 - APPROVAL OF AMENDMENT NO. 1 TO THE CONTRACT WITH NEW YORK STATE FENCE, INC. FOR THE FURNISHING AND INSTALLING OF GATE AND FENCING UPGRADES AT THE WINDOM PUMP STATION, PROJECT NO. 202100205 (CCII)**

Motion by                      seconded by

**WHEREAS**, on December 7, 2021, the Erie County Water Authority (the “Authority”) and the New York State Fence, Inc. (the “Contractor”) entered into a contract for furnishing and installing gate and fencing upgrades at the Windom Pump Station (the “Contract”); and

**WHEREAS**, in accordance with Article 5, §5.02 of the Contract, the parties may amend the Contract by written amendment; and

**WHEREAS**, supply chain issues and work shortages relative to the Covid-19 pandemic have caused delays and the Contractor has requested additional time to complete the installation of the gate and fencing upgrades; and

**WHEREAS**, the Authority’s 2022 Capital Budget includes funds for this project under Unit 1020 Control Operations, Item No. 101578 Windom PS Automated Gate;

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

That the Board of Commissioners approves amending the Contract with New York State Fence, Inc. by extending the Contract to December 31, 2022; and be it further

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

Ayes:

Noes:

08/18/22-pjg

**ITEM 7 - APPROVAL OF AMENDMENT NO. 3 TO THE AGREEMENT WITH 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, PROJECT NO. 202000211**

Motion by                      seconded by

**WHEREAS**, on September 10, 2020, the Erie County Water Authority (the “Authority”) entered into an agreement with the New York State Industries for the Disabled, Inc. (“NYSID”) and the Erie County Chapter NYSARC, Inc. d/b/a the ARC Erie County New York (“ARC”) to provide cleaning services to the Authority (the “Agreement”); and

**WHEREAS**, on November 10, 2021, the Authority authorized a one-year extension of the Agreement through August 31, 2022 pursuant to Amendment No. 1 to the Agreement; and

**WHEREAS**, on April 7, 2022, the Authority authorized a monthly rate increase pursuant to Amendment No. 2 to the Agreement; and

**WHEREAS**, in accordance with paragraph 3.02 of the Agreement, the parties may amend the Agreement by written amendment authorized by resolution of the Authority’s Board of Commissioners; and

**WHEREAS**, the parties wish to extend the Agreement for an additional one-year period from September 1, 2022 through August 31, 2023;

**WHEREAS**, the Authority’s 2022 O&M Budget includes funds for this project under Unit 3070 Facilities, 19 Payments to Contractors - Other; and

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

That the Board approves amending the Professional Services Contract with NYSID and ARC to provide cleaning services to the Authority; and be it further

**RESOLVED:** That the Chairman is hereby authorized to execute Amendment No. 3 on behalf of the Authority.

Ayes:

Noes:

08/18/22-pjg

**ITEM 8 - APPROVAL OF AMENDMENT NO. 1 TO THE 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                      seconded by

**WHEREAS**, on November 10, 2021 the Erie County Water Authority (the “Authority”) awarded Hunt Engineers, Architects, Land Surveyors & Landscape Architect, DPC (the “Engineer”) a professional service agreement to provide engineering and consulting services relating to the design of a Line Maintenance Building at the Sturgeon Point Water Treatment Plant and a Storage and Operation Facility at the Windom Pump Station (the “Agreement”); and

**WHEREAS**, based on the recommendation of the Authority’s Chief Operating Officer and Executive Engineer, the Authority seeks to amend the Agreement’s scope of services to include a conditioned garage space as set forth in the Engineer’s letter dated August 3, 2022 and attached to and incorporated in this Amendment No. 1 as Appendix A; and

**WHEREAS**, the Engineer has agreed to the amendment of the scope of services and has requested an additional fee of \$17,307.00 to perform the additional services relative to the design and construction of the conditioned garage space; and

**WHEREAS**, in accordance with Article 5, §5.02 of the Agreement, any modification or variation from the terms of the Agreement, must be in writing, authorized by a resolution of the Board of Commissioners of the Authority (the “Board”), and signed by all parties to be effective; and

**WHEREAS**, the Authority’s 2021 Capital Budget includes funds for this project under Unit 2510 Eng/Const Sturgeon Point, Item No. 101504 Study-LM Storage Facility; and

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

That the Board of Commissioners approves amending the Agreement with the Engineer to include an additional fee of \$17,307.00 to perform the additional services relative to the design and construction of the conditioned garage space; and be it further

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

Ayes:

Noes:

08/18/22-pjg

**ITEM 9 - RATIFICATION OF THE INSTALLATION OF HYDRANTS AND VALVES  
AND RETIREMENT OF EXISTING HYDRANTS AND VALVES - VARIOUS  
LOCATIONS**

Motion by                      seconded by

**WHEREAS**, the Engineering Department of the Erie County Water Authority (the "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 4' hydrant at Abbott and Willett Road, City of Lackawanna with a new 4' Kennedy K81 on 3/9/22. Work done by ECWA forces under Work Authorization No. 107.200 7244.

Hydrant originally installed in 1977 was scrapped and retired under Retirement Authorization No. R220016; and

**WHEREAS**, Leonard F. Kowalski, Executive Engineer ratifies said installations and work;

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

That the Board of Commissioners of 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:

Noes:

08/18/22-pjg

**ITEM 10 - AUTHORIZATION TO AMEND THE ERIE COUNTY WATER  
AUTHORITY'S ANNUAL CAPITAL BUDGET FOR FISCAL YEAR 2022**

Motion by seconded by

**WHEREAS**, in a resolution dated October 28, 2021, the Erie County Water Authority (the "Authority") adopted its Annual Capital Budget for the fiscal year 2022; and

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

**WHEREAS**, the Authority has been advised by Michael Quinn, Senior Distribution Engineer, funding is needed in the 2022 Capital Budget for capital budget item 101516 EA-012 Waterline Replacement which was included in the 2021 budget and, due to project delays additional funding is needed; and

**WHEREAS**, it is anticipated that additional funds will be available from capital budget item 101595 – W-033 Waterline Replacement; and

**WHEREAS**, in order to provide the necessary funding for these projects, funds within the Capital Budget will need to be re-allocated as follows:

<u>Unit No</u>	<u>Capital No:</u>	<u>Description</u>	<u>Increase</u>	<u>Decrease</u>
2590	101516	EA-012 Waterline Replacement	\$ <u>200,000</u>	
2590	101595	W-033 Waterline Replacement		\$ <u>200,000</u>
Totals			\$ 200,000	\$ 200,000;

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

That the Authority's Annual Capital Budget for the fiscal year 2022 be amended as listed above.

Ayes:

Noes:

08/18/22-KAP:tg

**ITEM 11 - AUTHORIZATION TO ENTER INTO A CONSTRUCTION MONITORING AND FLAGGING AGREEMENT WITH RAILPROS FIELD SERVICES, INC. RELATING TO CONTRACT NO. WSA-015, WATER SYSTEM IMPROVEMENT UPGRADES IN THE CITY OF LACKAWANNA AND TOWN OF HAMBURG, NEW YORK, PROJECT NO. 202000058**

Motion by  $\gamma$  seconded by  $\gamma$

**WHEREAS**, on February 13, 2020, the Erie County Water Authority (the “Authority”) awarded a Professional Services Contract to Wm. Schutt & Associates to render consulting engineering services for Water System Improvement Upgrades in the Town of Hamburg and City of Lackawanna, New York, identified as Contract No. WSA-015; and

**WHEREAS**, a portion of the new main in the City of Lackawanna will be constructed on property owned by Norfolk Southern Railway Company (“Norfolk Southern”); and

**WHEREAS**, in order to construct the improvements as well as to operate and maintain the main following completion of the project, the Authority entered into a License Agreement with Norfolk Southern; and

**WHEREAS**, Norfolk Southern requires the Authority to use RailPros Field Services, Inc. (“RailPros”) for construction monitoring and flagging during construction; and

**WHEREAS**, Michael J. Quinn, Sr. Distribution Engineer and Leonard F. Kowalski, Executive Engineer have reviewed the Construction Monitoring and Flagging Agreement submitted by RailPros (the “Agreement”), and recommend the Board of Commissioners of the Authority (the “Board”) approve entering into the Agreement; and

**WHEREAS**, since the services required and the duration of those services is dependent upon the construction process, the total fee cannot be determined until the work is complete; and

**WHEREAS**, Michael J. Quinn, Sr. Distribution Engineer and Leonard F. Kowalski, Executive Engineer recommend the Board approve payment in the amount not to exceed \$50,000.00; and

**WHEREAS**, the Authority's 2022 Capital Budget includes funds under Unit 2590 Eng/Const Distribution Mains, Item 101518 WSA-015 Waterline Replacement; and

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

That the Board approves entering into the Agreement with RailPros Field Services, Inc. in the amount not to exceed \$50,000.00 relating to Contract No. WSA-015, Water System Improvement Upgrades in the City of Lackawanna and the Town of Hamburg, New York; and be it further

**RESOLVED**, that the Chairman is authorized to execute the Agreement on behalf of the Authority; and be it further

**RESOLVED**, that the Secretary is authorized to forward an executed copy of said Agreement together with a certified copy of this resolution to with RailPros Field Services, Inc.

Ayes:

Noes:

08/18/22-pjg

**ITEM 12 - AUTHORIZATION TO SUBMIT THE NEW YORK STATE WATER INFRASTRUCTURE IMPROVEMENT ACT (WIIA) AND NEW YORK STATE INTERMUNICIPAL WATER INFRASTRUCTURE GRANTS (IMG) PROGRAM TO THE NEW YORK STATE DEPARTMENT OF HEALTH ENVIRONMENTAL FACILITIES CORPORATION RELATIVE TO SANDRIDGE TANK REHABILITATION**

Motion by                      seconded by

**WHEREAS**, Sandridge Tank (the “Tank”), located in the Town of Alden, New York, is currently owned by the County of Erie (the “County”) and operated and maintained by the Erie County Water Authority (the “Authority”) under a Lease Management Agreement; and

**WHEREAS**, as part of the Authority’s required operations of the tank, the tank was inspected and found to be in need of rehabilitation primarily including repainting of the interior and exterior of the tank; and

**WHEREAS**, the Authority and the County are in the process of negotiating a Memorandum of Understanding whereby upon completion of the tank rehabilitation project, tank ownership will transfer to the Authority; and

**WHEREAS**, the Authority is eligible to apply for grant funding through the New York State Department of Health Environmental Facilities Corporation (“NYSEFC”) under the New York State Water Infrastructure Improvement Act (“WIIA”) and the New York State Intermunicipal Water Infrastructure Grants Program (“IMG”); and

**WHEREAS**, recognizing the importance of the Tank for water quality and fire protection to Authority direct service customers, Authority management has determined that there will be a direct benefit to funding a portion of the project; and

**WHEREAS**, the joint funding of the project and, ultimately, the transfer of ownership of the Tank may create available grant funding through NYSEFC under WIIA and IMG; and

**WHEREAS**, in order to apply for this grant, a resolution from the Board of Commissioners (the “Board”) supporting the planning, design and construction, and funding of the project along with filing the grant applications is required; and

**WHEREAS**, on the 28<sup>th</sup> day of October 2021 the Board approved the 2022 Annual Capital Budget which included the Sandridge Tank Rehabilitation;

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

That the Board authorizes the filings of the grant applications to the New York State Department of Health Environmental Facilities Corporation for the Sandridge Tank Rehabilitation project; and be it further



**RESOLVED:** That the Board directs implementing this project to completion consisting of the planning, design, and construction; and be it further

**RESOLVED:** That the construction for said project will be budgeted in the Authority's 2023 and 2024 Annual Capital Budget minus any grant monies received to the Authority; and be it further

**RESOLVED:** That Chief Operating Officer or in his absence the Chief Financial Officer is authorized to execute the applications on behalf of the Authority.

Ayes:

Noes:

08/18/22-pjg

**ITEM 13 - AUTHORIZATION TO SUBMIT THE NEW YORK STATE WATER  
INFRASTRUCTURE IMPROVEMENT ACT (WIIA) GRANT PACKAGE TO  
THE NEW YORK STATE DEPARTMENT OF HEALTH  
ENVIRONMENTAL FACILITIES CORPORATION RELATIVE TO  
STURGEON POINT WASHWATER STORAGE TANK REPLACEMENT,  
IDENTIFIED AS CONTRACT NO. MP-088, PROJECT NO. 202100111**

Motion by                      seconded by

**WHEREAS**, the Erie County Water Authority (the “Authority”) is eligible to apply for grant funding through the New York State Department of Health Environmental Facilities Corporation (“NYSEFC”) under the New York State Water Infrastructure Improvement Act (“WIIA”); and

**WHEREAS**, the Authority has a significant need for rehabilitation of its distribution infrastructure; and

**WHEREAS**, the Authority has identified a project that meets the criteria for funding under this grant program, Contract No. MP-088 Sturgeon Point Washwater Storage Tank Replacement; and

**WHEREAS**, on the 28<sup>th</sup> day of October 2021 the Authority approved the 2022 Annual Capital Budget which included the project design;

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

That the Board of Commissioners of the Authority (the “Board”) authorizes the filings of the grant application to the New York State Department of Health Environmental Facilities Corporation for the project identified as Contract No. MP-088 Sturgeon Point Washwater Storage Tank Replacement; and be it further

**RESOLVED:** That the Board directs implementing this project to completion consisting of the planning, design, and construction; and be it further

**RESOLVED:** That the construction for said project will be budgeted in the Authority’s 2023 or 2024 Annual Capital Budget minus any grant monies received to the Authority; and be it further

**RESOLVED:** That Chief Operating Officer or in his absence the Chief Financial Officer is authorized to execute the application on behalf of the Authority.

Ayes:

Noes:

08/18/22-pjg

**ITEM 14 - AUTHORIZATION TO SUBMIT THE NEW YORK STATE WATER INFRASTRUCTURE IMPROVEMENT ACT (WIIA) GRANT PACKAGE TO THE NEW YORK STATE DEPARTMENT OF HEALTH ENVIRONMENTAL FACILITIES CORPORATION RELATIVE TO WATER DISTRIBUTION SYSTEM IMPROVEMENTS, IDENTIFIED AS CONTRACT NO. GP-011, PROJECT NO. 202200057**

Motion by                      seconded by

**WHEREAS**, the Erie County Water Authority (the “Authority”) is eligible to apply for grant funding through the New York State Department of Health Environmental Facilities Corporation (“NYSEFC”) under the New York State Water Infrastructure Improvement Act Grant Program (“WIIA”); and

**WHEREAS**, the Authority has a significant need for rehabilitation of its distribution infrastructure; and

**WHEREAS**, the Authority has identified a project that meets the criteria for funding under this grant program, Contract No. GP-011 Water Distribution System Improvements; and

**WHEREAS**, on the 28<sup>th</sup> day of October 2021 the Authority approved the 2022 Annual Capital Budget which included the project design;

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

That the Board of Commissioners of the Authority (the “Board”) authorizes the filings of the grant application to the New York State Department of Health Environmental Facilities Corporation for the project identified as Contract No. GP-011 Water Distribution System Improvements; and be it further

**RESOLVED:** That the Board directs implementing this project to completion consisting of the planning, design, and construction; and be it further

**RESOLVED:** That the construction for said project will be budgeted in the Authority’s 2023 or 2024 Annual Capital Budget minus any grant monies received to the Authority; and be it further

**RESOLVED:** That Chief Operating Officer or in his absence the Chief Financial Officer is authorized to execute the application on behalf of the Authority.

Ayes:

Noes:

08/18/22-pjg