

ITEM 1 - AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH JOHNSON CONTROLS FIRE PROTECTION LP TO PROVIDE TESTING AND INSPECTIONS OF ALL FIRE ALARM DETECTORS AND EQUIPMENT AT ERIE COUNTY WATER AUTHORITY FACILITIES, PROJECT NO. 2022000218

Motion by seconded by

WHEREAS, the Erie County Water Authority (the “Authority”) is required to perform maintenance and testing on fire detectors and detection systems at regular intervals; and

WHEREAS, the Authority exercised its rights to retain Johnson Controls Fire Protection LP (“Johnson Controls”) to provide these services at the Authority’s Van de Water Water Treatment Plant and Sturgeon Point Water Treatment Plant through New York State Office of General Services Contract, Contract# PT63104, Group#77201, Award#20191; and

WHEREAS, this contract has expired, and Lavonya C. Lester, Director of Administration recommends renewing these services with Johnson Controls utilizing the updated NYS OGS Contract # PT63104, Group# 77201, Award #23150; and

WHEREAS, the Authority’s 2022 O&M Budget includes funds for this project under Unit 1010 Sturgeon Point Plant, Item No. 19 Payments to Contractors – Other and Unit 1015 Van de Water Plant, Item No. 19 Payments to Contractors – Others;

NOW, THEREFORE, BE IT RESOLVED:

That the Board of Commissioners approves renewing the services of Johnson Controls to conduct annual inspections and testing of all fire alarm detectors and equipment at the Authority’s Van de Water Treatment Plant and Sturgeon Point Water Treatment Plant through NYS OGS Contract # PT63104, Group# 77201, Award #23150; and be it further

RESOLVED: That the Chairman is authorized to execute the Agreement on behalf of the Authority.

Ayes:

Noes:

09/15/22-pjg

ITEM 2 - AUTHORIZATION TO EXECUTE A SERVICE AGREEMENT WITH VERIZON BUSINESS NETWORK SERVICES, LLC RELATIVE TO INTERNET SERVICES

Motion by seconded by

WHEREAS, the Erie County Water Authority (the “Authority”) currently utilizes Verizon Business Network Services, LLC (“Verizon”) for its internet services (fiber point-to-point at Authority locations; and

WHEREAS, the Authority’s Information Technology department reviewed internet and network connectivity at all Authority locations and worked with service providers to identify opportunities for improvement; and

WHEREAS, after reviewing the existing agreements with Verizon, it was determined that the 100MB backup internet service at the Ellicott Square Building can be reduced from a monthly cost of \$4,511.25 per month to \$1,974.80 per month; and

WHEREAS, additionally, Verizon is increasing the bandwidth of the service from the current 100MB to 1GB (an increase of 10x) along with rate reduction; and

WHEREAS, Verizon is considered a sole source provider, and the total cost is less than the NYS OGS Contract; and

WHEREAS, David W. Aubertine, Director of Cybersecurity and Information Technology recommends executing a Service Agreement with Verizon for the above services; and

WHEREAS, the Authority’s 2022 O&M Budget includes funds for this project under Unit 8525 Information Technology, Item No. 23 Telephone;

NOW, THEREFORE, BE IT RESOLVED:

That the Board approves entering into a Service Agreement with Verizon for the above services; and be it further

RESOLVED: That the Chairman is authorized to execute the Service 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 Verizon.

Ayes:

Noes:

09/15/22-pjg

**ITEM 3 - AWARD OF CONTRACT TO U&S SERVICES, LLC. FOR THE
FURNISHING AND DELIVERING OF FOUR VARIABLE FREQUENCY
DRIVES FOR TRANSFER PUMPS AT STURGEON POINT WATER
TREATMENT PLANT, PROJECT NO. 202200142 - \$70,589.28**

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 6th day of July, 2022, a notice inviting sealed bids in accordance with Public Authorities Law §1069 for the Furnishing and Delivering of Four Variable Frequency Drives for Transfer Pumps at Sturgeon Point Water Treatment Plant; and

WHEREAS, Sealed bids or proposals were opened in the office of the Authority on the 27th day of July 2022 and were as follows:

BIDDERS	AMOUNT
Pioneer Pump Systems, Inc.	\$50,388.00
Motion Ai (formerly known as Kaman Automation)	52,231.28
U&S Services, LLC.	70,589.28
O’Connell Electric Company, Inc.	71,348.00; and

WHEREAS, Scott A. Aiple, Electrical Engineer and Michael W. Wymer, Sr. Production Engineer have reviewed the bids and have determined that the apparent two low bidders, Pioneer Pump Systems Inc. and Motion Ai (formerly known as Kaman Automation) were not able to fulfill all the contract requirements; and

WHEREAS, due to the above, Scott A. Aiple, Electrical Engineer and Michael W. Wymer, Sr. Production Engineer recommend that the bids submitted by Pioneer Pump Systems Inc. and Motion Ai (formerly known as Kaman Automation) be rejected as non-responsive; and

WHEREAS, Michael W. Wymer, Sr. Production Engineer and Leonard F. Kowalski, Executive Engineer have reviewed the specifications and bids and determined that U&S Services, LLC is the lowest responsive 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 1025 Instrumentation, Item No. 101617 Sturgeon Point Transfer Pump VFD Upgrade;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority deem the bids non-responsive that were submitted on July 27, 2022, by Pioneer Pump Systems Inc. and Motion Ai (formerly known as Kaman Automation) for the Furnishing and Delivering of Four Variable Frequency Drives for Transfer Pumps at Sturgeon Point Water Treatment Plant in accordance with the terms and conditions stated in Paragraph 9 of the Instructions to Bidders Section of the specification and contract documents; and be it further

RESOVLED: that it is determined that U&S Services, LLC is the lowest responsive bidder for the Furnishing and Delivering of Four Variable Frequency Drives for Transfer Pumps at Sturgeon Point Water Treatment Plant and that the Chairman is authorized and directed to execute a contract with U&S Services, LLC as a unit price contract for the estimated total amount of \$70,589.28; and be it further

RESOLVED: that the Secretary is authorized to return to the unsuccessful bidders their deposit submitted with their bid to the Authority for the abovementioned project.

Ayes:

Noes:

09/15/22-pjg

ITEM 4 - AWARD OF CONTRACT TO RUSSO DEVELOPMENT, INC. FOR STURGEON POINT WATER TREATMENT PLANT RESIDUALS/SLUDGE REMOVAL, DISPOSAL, AND RELOCATION, PROJECT NO. 202200111 - \$480,480.00

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 29th day of July, 2022, a notice inviting sealed bids in accordance with Public Authorities Law §1069 for Sturgeon Point Water Treatment Plant Residuals/Sludge Removal, Disposal, and Relocation; and

WHEREAS, Authority personnel opened sealed bids in the office of the Authority on the 19th day of August, 2022, and were as follows for contract items 1, 2 and 3:

BIDDERS	AMOUNT
Russo Development, Inc.	\$480,480.00
Pinto Construction Services, Inc	498,550.00
Mark Cerrone, Inc.	555,250.00; and

WHEREAS, Michael W. Wymer, Sr. Production Engineer and Leonard F. Kowalski, Executive Engineer have reviewed the specifications and bids and determined that Russo Development, 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 O&M Budget includes funds for this project under Unit 1010 Sturgeon Point Plant, Item No. 35 Refuse and Waste Disposal;

NOW, THEREFORE, BE IT RESOLVED:

That Authority awards the contract to Russo Development, 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 Russo Development, Inc. for the Sturgeon Point Water Treatment Plant Residuals/Sludge Removal, Disposal, and Relocation as a unit price contract for the estimated total amount of \$480,480.00; and be it further

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

Ayes:

Noes:

09/15/22-pjg

ITEM 5 - AWARD OF CONTRACT TO INTUITECH, INC. FOR CONTRACT NO. HS-002 CORROSION CONTROL TREATMENT PROGRAM – PIPE LOOP EQUIPMENT, PROJECT NO. 202100152 - \$422,939.00

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 3rd day of May, 2022, a notice inviting sealed bids in accordance with Public Authorities Law §1069 for Contract No. HS-002 Corrosion Control Treatment Program – Pipe Loop Equipment; and

WHEREAS, Authority personnel opened a sealed bid in the office of the Authority on the 12th day of July, 2022, and was as follows:

BIDDER	AMOUNT
Intuitech, Inc.*	\$422,939.00

*Only bid received:

WHEREAS, Hazen and Sawyer, Consulting Engineers, Michael W. Wymer, Sr. Production Engineer and Leonard F. Kowalski, Executive Engineer have reviewed the specification and bid and determined that Intuitech, 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 1030 Water Quality Assurance, Item No. 101459 HS-002 Optimal Corrosion Control;

NOW, THEREFORE, BE IT RESOLVED:

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

RESOLVED: that the Chair is authorized to execute a contract with Intuitech, Inc for Contract No. HS-002 Corrosion Control Treatment Program – Pipe Loop Equipment as a unit price contract for the estimated total amount of \$422,939.00.

Ayes:
Noes:

09/15/22-pjg

ITEM 6 - APPROVAL OF AMENDMENT NO. 1 TO THE PREVENTATIVE MAINTENANCE SERVICE AGREEMENT WITH TOSHIBA INTERNATIONAL CORPORATION TO PROVIDE PREVENTATIVE MAINTENANCE SERVICES FOR TOSHIBA VARIABLE FREQUENCY DRIVES, IDENTIFIED AS CONTRACT NO. TOSH-004, PROJECT NO. 202100006

Motion by seconded by

WHEREAS, on September 2, 2021, the Erie County Water Authority (the “Authority”) and Toshiba International Corporation (“Toshiba”) entered into a Preventative Maintenance Service Agreement to provide preventative maintenance services for Toshiba variable frequency drives, identified as Contract TOSH-004 (the “Agreement”); and

WHEREAS, following a preventative maintenance service visit, Toshiba recommended replacement of various components of the Authority’s Toshiba variable frequency drives; and

WHEREAS, based on the recommendation of the Authority’s Chief Operating Officer and Executive Engineer, the Authority seeks to amend the Agreement to include replacement of these components by Toshiba at its next preventative maintenance field visit to the Authority’s Van de Water Water Treatment Plant; 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 O&M Budget includes funds for this project under Unit 1015 Van de Water Plant, Item No. 19 - Payments to Contractors - Other;

NOW, THEREFORE, BE IT RESOLVED:

That the Board approves amending the Agreement with Toshiba International Corporation by increasing the total expenditures for services and materials an additional \$37,500.00; and be it further

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

Ayes:

Noes:

09/15/22-pjg

**ITEM 7 - AUTHORIZATION FOR SABRINA FIGLER, DIRECTOR OF WATER
QUALITY TO ATTEND THE NYS AWWA TIFT SYMPOSIUM IN
SYRACUSE, NEW YORK**

Motion by seconded by

WHEREAS, the Erie County Water Authority deems it advisable for Sabrina Figler, Director of Water Quality to attend the NYS AWWA Tift Symposium in Syracuse, NY at a total estimated cost of \$720.00;

NOW, THEREFORE, BE IT RESOLVED:

That Sabrina Figler, Director of Water Quality is authorized to travel to Syracuse, New York from September 14, 2022 to September 15, 2022 to attend the NYS AWWA Tift Symposium at a total estimated cost of \$720.00.

Ayes:

Noes:

09/15/22-pjg

ITEM 8 - APPROVAL OF ONE-YEAR LEAVE OF ABSENCE FOR JOSHUA WROBLEWSKI (CCII)

Motion by seconded by

WHEREAS, the Erie County Water Authority (the "Authority") is subject to the Rules for the Classified Civil Service of the County of Erie (the "County Rules"), pursuant to Public Authorities Law § 1053(3) and Civil Service Law § 20; and

WHEREAS, Rule XVIII, Subdivision 2, provides, "A leave of absence without pay, not to exceed one year, may be granted to an employee by an appointing officer;" and

WHEREAS, Policy No. 61.0 determines the "appointing officer" to be the "Members of the Authority," and states, "The ultimate decision as to whether or not the leave without pay will be granted rests with the Members of the Authority;" and

WHEREAS, subdivision 2 of the Rule XVIII gives the Members of the Authority complete discretion to grant an unpaid leave for a one-year period with only a notice being sent to the County Personnel Director; and

WHEREAS, subdivisions 3 and 5 of the Rule XVIII give the sole discretion to the County Personnel Director to extend such a leave of absence for a period of more than one year; and

WHEREAS, Joshua Wroblewski, Water Utility Worker has requested a one-year leave of absence effective August 28, 2022;

NOW, THEREFORE, BE IT RESOLVED:

Joshua Wroblewski's one-year leave of absence from his position of Water Utility Worker until August 27, 2023 or such other time as approved by the Erie County Personnel Director is hereby approved, ratified and confirmed.

Ayes:

Noes:

09/15/22-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 6" valve at Harbour Lane and Crandon Boulevard, Town of Cheektowaga with a new 6" resilient seat valve on 2/18/22. Work done by ECWA forces under Work Authorization No. 107.200 7237.

Valve originally installed in 1963 was scrapped and retired under Retirement Authorization No. R220009.

Replace existing 6" valve at 3279 Union Road, Town of Cheektowaga with a new 6" resilient seat valve on 3/18/22. Work done by ECWA forces under Work Authorization No. 107.200 7239.

Valve originally installed in 1936 was scrapped and retired under Retirement Authorization No. R220011.

Replace existing 5' hydrant at 9887 Lapp Road, Town of Clarence with a new 5' AVK hydrant on 3/16/22. Work done by ECWA forces under Work Authorization No. 107.200 7241.

Hydrant originally installed prior to 10/01/1999 was scrapped and retired under Retirement Authorization No. R220013.

Replace existing 5' hydrant at Dirkson and Graham Avenue, Town of West Seneca with a new 5' AVK hydrant on 3/31/22. Work done by ECWA forces under Work Authorization No. 107.200 7253.

Hydrant originally installed in 1914 was scrapped and retired under Retirement Authorization No. R220021.

Installed new 8" seat valve at 110 Court Street, Village of Lancaster on 04/12/22. Work done by ECWA forces under Work Authorization No. 107.200 7256; 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:

09/15/22-pjg