

**ERIE COUNTY WATER AUTHORITY
MEETING OF OCTOBER 20, 2022**

PRESENT:

PLEDGE TO THE FLAG

I. CALL TO ORDER/ROLL CALL

II. READING OF MINUTES

Motion by _____ seconded by _____ and carried to read the Minutes of the Meeting held on Thursday, September 15, 2022.

III. APPROVAL OF MINUTES

Motion by _____ seconded by _____ and carried to approve the Minutes of the Meeting held on Thursday, September 15, 2022.

IV. REPORTS

A. SECRETARY

1. Government Relations and Lobbying Services RPF McCracken

B. LEGAL

1. Executive Session
Discussion relating to litigation with the Town of Elma with the Authority's General Counsel pursuant to Public Officers Law §105(1)(d) and §108(3) Carney

Reports Continued

2. Executive Session
Discussion relating to proposed litigation over land ownership with the Town of Tonawanda with the Authority's General Counsel pursuant to Public Officers Law §105(1)(d) and §108(3) Carney
3. Executive Session
Discussion of a matter made confidential by federal or state law (i.e. the attorney-client and deliberative process privileges) pursuant to Public Officers Law § 108(2) Carney

C. FISCAL

1. August 2022 Investment Report Prendergast
2. August 2022 Financial Report Tomaka

D. OPERATIONS

1. RFP Recommendation
Cisco Phone Systems Maintenance Aubertine
2. Contracts for Advertisements Kowalski
3. 2022 EPA Lead and Copper Monitoring Program Figler
4. 2022 Lead and Copper Monitoring Program Results Figler

E. HUMAN RESOURCES

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** Notice of Claim – Kellie Bolden vs. ECWA
- C-2** Notice of Claim – National Fuel Gas Distribution Corporation vs. ECWA
- C-3** Notice of Claim – Darrin Kubik vs. ECWA
- C-4** FOIL from Lipsitz Green Scime Cambria LLP regarding Valerie Alba
- C-5** FOIL from New York Foundation for Fair Contracting regarding Contract No. DA-011
- C-6** FOIL from SmartProcure regarding Purchasing Records from May 12, 2022 through Present
- C-7** FOIL from Freedom Foundation regarding Employee Information
- C-8** Karen Prendergast, Chief Financial Officer Retirement

VI. PERSONS ADDRESSING THE AUTHORITY

Pursuant to the Erie County Water Authority's Open Meetings Law Policy Section 10 Public Expression, as posted on its website, the Commissioners will hear the concerns of persons desiring to address the Commissioners on any Water Authority subject.

VII. UNFINISHED BUSINESS

VIII. NEW BUSINESS

- ITEM 1 -** Authorization to enter into a Professional Services Agreement with Hunt Engineers, Architects, Land Surveyors & Landscape Architects, DPC for Professional Engineering Services relating to Drainage Improvements to the William Street Pump Station located in the Town of Lancaster, New York, identified as Contract No. HE-002, Project No. 202200235
- ITEM 2 -** Authorization to Execute a Service Agreement with Verizon Business Network Services, LLC relative to Internet Services

New Business Continued

- ITEM 3 -** Authorization to Execute a Master Software and Services Agreement and Statement of Services with Toshiba America Business Solutions, Inc. relative to the Enterprise Content Management System, Project No. 202200249

- ITEM 4 -** Authorization to enter into a Preventative Maintenance Service Agreement with Siemens Large Drives, LLC to Provide Preventative Maintenance Services for Siemens Variable Frequency Drives, identified as Contract No. ROB-009, Project No. 202200138

- ITEM 5 -** Authorization to enter into a Contract with Anthratech US, Inc. d/b/a AWI for Contract No. MP-090-P01 Filter Underdrain Procurement Sturgeon Point Water Treatment Plant Filtration Piping, Valve, and Underdrain System Improvements, Project No. 202200014 - \$3,224,243.00

- ITEM 6 -** Award of Contract to E&R General Contracting, Inc. for Contract No. GP-010 Water System Improvements, Transmission and Distribution Mains Willet Road, Abbott Road, and North Drive, City of Lackawanna, Towns of Hamburg and Orchard Park, Project No. 202100035 - \$9,937,080.00

- ITEM 7 -** Award of Contract to Motion Automation Intelligence for Contract No. MP-090-P06 PLC Equipment Procurement Sturgeon Point Water Treatment Plant Filtration Piping, Valve, and Underdrain System Improvements, Project No. 202200014 - \$324,000.00

- ITEM 8 -** Approval of Amendment No. 1 to the Contract with Greater Niagara Mechanical, Inc. for Heating, Ventilating and Air Conditioning Service and Preventive Maintenance Work, Project No. 202000098, identified as Contract No. 20-26-12

- ITEM 9 -** Approval of Amendment No. 1 to the Contract with K&S Contractors Supply, Inc. for the Furnishing and Delivering of Large Diameter Hymax Couplings to the Erie County Water Authority, Project No. 202200084, identified as Contract No. 22-20-05

- ITEM 10 -** Approval of Amendment No. 1 to the Professional Services Agreement with Nussbaumer & Clarke, Inc. to provide Consulting Engineering Services for New Pump Station at the Newstead Water Storage Tank, identified as Contract No. NC-043, Project No. 202100048

New Business Continued

- ITEM 11** - Approval of Amendment No. 1 to the Materials and Supplies Contract with Southtown Supply, Inc. for the Furnishing and Delivering of Various Wood Products to the Erie County Water Authority, Project No. 202100197, identified as Contract No. 21-31-12

- ITEM 12** - Approval of Amendment to the Right of Entry Agreement with the Town of Tonawanda, New York relating to Contract No. GHD-011, Project No. 202200010 (CCII)

- ITEM 13** - Approval of Amendment No. 3 to the Professional Services 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 Landscaping, Ground Improvements and Maintenance of Properties of the Erie County Water Authority Erie County, New York, Project No. 202100004

- ITEM 14** - Ratification of the Installation of Hydrants and Valves and Retirement of Existing Hydrants and Valves - Various Locations

- ITEM 15** - Authorization to Amend the Erie County Water Authority's Annual O & M Budget for Fiscal Year 2022

- ITEM 16** - Authorization to Amend the Erie County Water Authority's Annual O & M Budget for Fiscal Year 2022

- ITEM 17** - Authorization to Amend the Erie County Water Authority's Annual Capital Budget for Fiscal Year 2022

- ITEM 18** - Adoption of the 2023 Operating & Maintenance and Capital Budgets and Paris Submission

- ITEM 19** - Joyce A. Tomaka - Appointment as Chief Financial Officer

- ITEM 20** - Authorization for Sabrina Figler, Director of Water Quality and James Figler, Senior Analytical Chemist (Water Quality) to Attend the AWWA Water Quality Technology Conference in Cincinnati, Ohio

- ITEM 21** - Authorization to Amend the Erie County Water Authority Debt Management Policy

- ITEM 22** - Authorization to Adopt the Newly Revised Employee Policies and Procedures Manual

New Business Continued

ITEM 23 - Authorization to Adopt an Erie County Water Authority Covid-19 Policies and Procedures

IX. ADJOURNMENT