

ITEM 1 - AUTHORIZATION TO AMEND THE ERIE COUNTY WATER AUTHORITY'S TARIFF

Motion by seconded by

WHEREAS, the Act creating the Erie County Water Authority (the “Authority”) and the General Bond Resolutions establishing issuance of all Authority bonds mandate: that the Authority maintain rates and fees sufficient to operate and maintain the waterworks system; to pay the principal and interest on its Revenue Bonds as they become due and payable; and to maintain reserves for capital improvements as well as for all obligations and indebtedness of the Authority; and

WHEREAS, the Authority's Executive and Senior Staff have the responsibility to review, analyze and make recommendations relative to charges and procedures contained in the Authority's Tariff; and

WHEREAS, Jennifer Hibit, Secretary to the Authority, Joyce A. Tomaka, Chief Financial Officer, Mark S. Carney, General Counsel, and Charles E. Eaton, Chief Operating Officer have reviewed the above recommendations and changes and concur with them; and

WHEREAS, after considering all the above recommendations, the Authority has determined that for the best interest of the public to maintain its quality water supply that the Tariff should be amended as set forth in the attached Schedule "A";

NOW, THEREFORE, BE IT RESOLVED:

That the Authority's Tariff, as previously amended, is hereby revised and amended in accordance with Schedule "A" attached hereto and made part hereof, to become effective at 12:01 a.m. January 1, 2026; and be it further

RESOLVED: That the Secretary to the Authority is hereby authorized and directed to file in the office of the Clerk of the County of Erie a duly certified copy of this resolution along with a copy of the revised pages to the Tariff and to publish a copy of these amendments authorizing the abovementioned changes in two newspapers having a general circulation in the County pursuant to Section 1054, Subdivision 10, of the Public Authorities Law; and be it further

RESOLVED: That the Secretary to the Authority, is further directed to forward a copy of this resolution along with a copy of the revised pages of the Tariff to the Town, Village or City Clerks of each of the towns, villages or cities receiving water from the Authority and that the Secretary to the Authority is further directed to furnish a duly certified copy of this resolution along with a copy of the revised pages of the Tariff to all Fiscal Agents named in the Authority's Bond Resolutions; and be it further

RESOLVED: The Board of Commissioners directs the Secretary to the Authority to post the amended Tariff on the Authority's website.

Ayes:

Noes:

11/20/25-alh

SCHEDULE "A"

AMENDMENTS TO THE ERIE COUNTY WATER AUTHORITY'S TARIFF TO BECOME EFFECTIVE AT 12:01 A.M. JANUARY 1, 2026

UNDERLINED PORTIONS INDICATE NEW MATERIAL
PORTIONS IN BRACKETS [] INDICATE DELETIONS

1.0 DEFINITIONS

1.22 CONTRACTED MUNICIPALITY

Shall mean any town, village or city which has entered into a Direct Service and/or Lease Managed agreement with the Authority and/or any municipality receiving direct water service from the Authority.

9.00 PAYMENT FOR WATER SERVICE AND ADJUSTMENTS

9.15 At the Authority's sole discretion, the Authority shall forward to Contracted Municipalities any accounts ninety (90) days or more past due. Pursuant to Town Law §198(3)(d), Village Law §11-1118 and Second Class Cities Law §95, the municipality shall collect amounts owing to the Authority and remit the sum collected to the Authority.

13.00 CLASSIFICATION RATES AND CHARGES

SERVICE CLASSIFICATION NO. 1

13.01 The following classification of services rendered, facilities furnished hereunder and rates and charges therefore are hereby established.

A. SMALL METER CUSTOMERS - Installed Meter Sizes 5/8", 3/4" and 1"

COMMODITY VOLUMETRIC RATES:

Meters read and billed quarterly OR monthly: (To Nearest Thousand Gallons)

\$[5.15] 5.57 per 1,000 gallons

QUARTERLY BILLING:

SIZE OF METER (IN INCHES)	COMMODITY ALLOWANCE (IN GALLONS)	BASE SYSTEM FEE	INFRASTRUCTURE INVESTMENT CHARGE	TOTAL WATER CHARGES
5/8, 3/4 and 1	9,000	\$ [46.35] <u>50.13</u>	\$ [30.78] <u>33.33</u>	\$ [77.13] <u>83.46</u>

MONTHLY BILLING:

SIZE OF METER (IN INCHES)	COMMODITY ALLOWANCE (IN GALLONS)	BASE SYSTEM FEE	INFRASTRUCTURE INVESTMENT CHARGE	TOTAL WATER CHARGES
5/8, 3/4 and 1	3,000	\$ [15.45] <u>16.71</u>	\$ [10.26] <u>11.11</u>	\$ [25.71] <u>27.82</u>

B. LARGE METER CUSTOMERS - Installed Meter Sizes 1 1/4" AND GREATER**COMMODITY VOLUMETRIC RATES:**

Meters read and billed quarterly OR monthly: (To Nearest Thousand Gallons)

\$[4.63] 5.01 per 1,000 gallons

QUARTERLY BILLING:

SIZE OF METER (IN INCHES)	COMMODITY ALLOWANCE (IN GALLONS)	BASE SYSTEM FEE	INFRASTRUCTURE INVESTMENT CHARGE	TOTAL WATER CHARGES
1-1/4	27,000	\$ [125.01] <u>135.27</u>	\$ [120.54] <u>130.47</u>	\$ [245.55] <u>265.74</u>
1-1/2	39,000	[180.57] <u>195.39</u>	[120.54] <u>130.47</u>	[301.11] <u>325.86</u>
2	63,000	[291.69] <u>315.63</u>	[192.84] <u>208.74</u>	[484.53] <u>524.37</u>
3	120,000	[555.60] <u>601.20</u>	[361.59] <u>391.41</u>	[917.19] <u>992.61</u>
4	198,000	[916.74] <u>991.98</u>	[602.61] <u>652.32</u>	[1,519.35] <u>1,644.30</u>
6	390,000	[1,805.70] <u>1,953.90</u>	[1,205.19] <u>1,304.61</u>	[3,010.89] <u>3,258.51</u>
8	630,000	[2,916.90] <u>3,156.30</u>	[1,928.28] <u>2,087.37</u>	[4,845.18] <u>5,243.67</u>
10	900,000	[4,167.00] <u>4,509.00</u>	[2,771.97] <u>3,000.66</u>	[6,938.97] <u>7,509.66</u>
12	1,230,000	[5,694.90] <u>6,162.30</u>	[5,182.29] <u>5,609.82</u>	[10,887.19] <u>11,772.12</u>
20	2,820,000	[13,056.60] <u>14,128.20</u>	[22,303.05] <u>24,143.04</u>	[35,359.65] <u>38,271.24</u>
24	3,840,000	[17,779.20] <u>19,238.40</u>	[45,040.11] <u>48,755.91</u>	[62,819.31] <u>67,994.31</u>

MONTHLY BILLING:

SIZE OF METER (IN INCHES)	COMMODITY ALLOWANCE (IN GALLONS)	BASE SYSTEM FEE	INFRASTRUCTURE INVESTMENT CHARGE	TOTAL WATER CHARGES
1-1/4	9,000	\$ [41.67] <u>45.09</u>	\$ [40.18] <u>43.49</u>	\$ [81.85] <u>88.58</u>
1-1/2	13,000	[60.19] <u>65.13</u>	[40.18] <u>43.49</u>	[100.37] <u>108.62</u>
2	21,000	[97.23] <u>105.21</u>	[64.28] <u>69.58</u>	[161.51] <u>174.79</u>
3	40,000	[185.20] <u>200.40</u>	[120.53] <u>130.47</u>	[305.73] <u>330.87</u>
4	66,000	[305.58] <u>330.66</u>	[200.87] <u>217.44</u>	[506.45] <u>548.10</u>
6	130,000	[601.90] <u>651.30</u>	[401.73] <u>434.87</u>	[1,003.63] <u>1,086.17</u>
8	210,000	[972.30] <u>1,052.10</u>	[642.76] <u>695.79</u>	[1,615.06] <u>1,747.89</u>
10	300,000	[1,389.00] <u>1,503.00</u>	[923.99] <u>1,000.22</u>	[2,312.99] <u>2,503.22</u>
12	410,000	[1,898.30] <u>2,054.10</u>	[1,727.43] <u>1,869.94</u>	[3,625.73] <u>3,924.04</u>
20	940,000	[4,352.20] <u>4,709.40</u>	[7,434.35] <u>8,047.68</u>	[11,786.55] <u>12,757.08</u>
24	1,280,000	[5,926.40] <u>6,412.80</u>	[15,013.37] <u>16,251.97</u>	[20,939.77] <u>22,664.77</u>

**C. PUBLIC CORPORATIONS AND SPECIAL IMPROVEMENT DISTRICTS PER
SECTION 2, PARAGRAPHS 2.02B, 2.06-2.15**

COMMODITY VOLUMETRIC RATES:

Meters read and billed quarterly OR monthly: (To Nearest Thousand Gallons)

\$[4.04] 4.37 per 1,000 gallons

QUARTERLY BILLING:

SIZE OF METER (IN INCHES)	COMMODITY ALLOWANCE (IN GALLONS)	BASE SYSTEM FEE	INFRASTRUCTURE INVESTMENT CHARGE	TOTAL WATER CHARGES
1-1/4	27,000	\$ [109.08] <u>117.99</u>	\$ [120.54] <u>130.47</u>	\$ [229.62] <u>248.46</u>
1-1/2	39,000	[157.56] <u>170.43</u>	[120.54] <u>130.47</u>	[278.10] <u>300.90</u>
2	63,000	[254.52] <u>275.31</u>	[192.84] <u>208.74</u>	[447.36] <u>484.05</u>
3	120,000	[484.80] <u>524.40</u>	[361.59] <u>391.41</u>	[846.39] <u>915.81</u>
4	198,000	[799.92] <u>865.26</u>	[602.61] <u>652.32</u>	[1,402.53] <u>1,517.58</u>
6	390,000	[1,575.60] <u>1,704.30</u>	[1,205.19] <u>1,304.61</u>	[2,780.79] <u>3,008.91</u>
8	630,000	[2,545.20] <u>2,753.10</u>	[1,928.28] <u>2,087.37</u>	[4,473.48] <u>4,840.47</u>
10	900,000	[3,636.00] <u>3,933.00</u>	[2,771.97] <u>3,000.66</u>	[6,407.97] <u>6,933.66</u>
12	1,230,000	[4,969.20] <u>5,375.10</u>	[5,182.29] <u>5,609.82</u>	[10,151.49] <u>10,984.92</u>
20	2,820,000	[11,392.80] <u>12,323.40</u>	[22,303.05] <u>24,143.04</u>	[33,695.85] <u>36,466.44</u>
24	3,840,000	[15,513.60] <u>16,780.80</u>	[45,040.11] <u>48,755.91</u>	[60,553.71] <u>65,536.71</u>

MONTHLY BILLING:

SIZE OF METER (IN INCHES)	COMMODITY ALLOWANCE (IN GALLONS)	BASE SYSTEM FEE	INFRASTRUCTURE INVESTMENT CHARGE	TOTAL WATER CHARGES
1-1/4	9,000	\$ [36.36] <u>39.33</u>	\$ [40.18] <u>43.49</u>	\$ [76.54] <u>82.82</u>
1-1/2	13,000	[52.52] <u>56.81</u>	[40.18] <u>43.49</u>	[92.70] <u>100.30</u>
2	21,000	[84.84] <u>91.77</u>	[64.28] <u>69.58</u>	[149.12] <u>161.35</u>
3	40,000	[161.60] <u>174.80</u>	[120.53] <u>130.47</u>	[282.13] <u>305.27</u>
4	66,000	[266.64] <u>288.42</u>	[200.87] <u>217.44</u>	[467.51] <u>505.86</u>
6	130,000	[525.20] <u>568.10</u>	[401.73] <u>434.87</u>	[926.93] <u>1,002.97</u>
8	210,000	[848.40] <u>917.70</u>	[642.76] <u>695.79</u>	[1,491.16] <u>1,613.49</u>
10	300,000	[1,212.00] <u>1,311.00</u>	[923.99] <u>1,000.22</u>	[2,135.99] <u>2,311.22</u>
12	410,000	[1,656.40] <u>1,791.70</u>	[1,727.43] <u>1,869.94</u>	[3,383.83] <u>3,661.64</u>
20	940,000	[3,797.60] <u>4,107.80</u>	[7,434.35] <u>8,047.68</u>	[11,231.95] <u>12,155.48</u>
24	1,280,000	[5,171.20] <u>5,593.60</u>	[15,013.37] <u>16,251.97</u>	[20,184.57] <u>21,845.57</u>

SERVICE CLASSIFICATION NO. 3

13.03 HYDRANTS

C. Metered Hydrant Consumption

RATE:

\$[5.15] 5.57 per 1,000 gallons. A minimum charge of \$[257.50] 278.50 per hydrant meter device per permit period

14.00 MISCELLANEOUS CHARGES

14.14 WATER SERVICE CONNECTION FEES

RATE:

SIZE OF CONNECTION	CONNECTION CHARGE
Equal to or less than 2 inches	\$[3,000.00] <u>4,500.00</u>
Over 2 inches	AT ACTUAL COST

ITEM 2 - AUTHORIZATION TO ENTER INTO A MATERIAL AND SUPPLIES CONTRACT WITH NEPTUNE TECHNOLOGY GROUP, INC. FOR THE FURNISHING AND DELIVERING OF WATER METERS AND APPURTENANCES FROM JANUARY 1, 2026 THROUGH DECEMBER 31, 2028, PROJECT NO. 202500220

WHEREAS, on January 21, 2021, the Erie County Water Authority's (the "Authority") Board of Commissioners (the "Board") awarded Neptune Technology Group, Inc. ("Neptune") a material and supplies contract to furnish and deliver water meters and appurtenances to the Authority for a three year term from January 1, 2021 through December 31, 2023 (the "Contract"); and

WHEREAS, the Contract with Neptune has exhausted the extensions allowed and is therefore set to expire on December 31, 2025; and

WHEREAS, in October 2020, the Erie County Water Authority (the "Authority") determined that Neptune was the sole provider of meters compatible with the Authority's existing infrastructure and qualified as a sole source provider under the Authority's procurement guidelines; and

WHEREAS, as the Authority's sole provider of meters, it is important to ensure there are no disruptions in receiving these materials; and

WHEREAS, the proposed Materials and Supplies Contract with Neptune includes updated pricing for all items; however, it now stipulates under Section 4.03 that pricing shall remain fixed for a period of 12 months, at which time a pricing adjustment may be requested annually based on the Consumer Price Index, Northeast Region, All Items for an adjustment not to exceed 3%; and

WHEREAS, Joyce A. Tomaka, Chief Financial Officer recommends entering into a Material and Supplies Contract with Neptune Technology Group, Inc., as a sole provider, for the furnishing and delivering of water meters and appurtenances from January 1, 2026 through December 31, 2028; and

WHEREAS, the Authority's 2026 Capital Budget includes funds for this project under Unit 4040 Meter Shop, Item No. 101060 Meter Replacements;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority enter into a Material and Supplies Contract with Neptune Technology Group, Inc., as a sole provider, for the furnishing and delivering of water meters and appurtenances from January 1, 2026 to December 31, 2028; and be it further

RESOLVED: That the Chair is authorized to execute the Materials and Supplies Contract on behalf of the Authority.

Ayes:

Noes:

11/20/25-alh

ITEM 3 - AUTHORIZATION TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH U.S. TRAFFIC CONTROL, LLC RELATING TO EMERGENCY TRAFFIC EQUIPMENT CONTROL RENTALS AND RELATED SERVICES, IDENTIFIED AS CONTRACT NO. UST-002, PROJECT NO. 202600007

Motion by seconded by

WHEREAS, the supply and setup of various traffic control devices needed for the repair of watermain breaks as well as other operation and maintenance operations associated with the Erie County Water Authority's (the "Authority") distribution system are required during emergency situations, 24-hours per day, seven days per week and for scheduled events; and

WHEREAS, these services have been provided for the past several years by U.S. Traffic Control, LLC under yearly master purchase orders and currently under a three-year contract; and

WHEREAS, the current contract is set to expire on December 31, 2025; and

WHEREAS, U.S. Traffic Control, LLC is the only firm with the ability to commit to multiple concurrent job set-ups in a day, provide delivery, setup and take down of the traffic control setups within a reasonable amount of time and again provide 24-hour staffing; and

WHEREAS, based on these findings it was determined that a sole source contract would be appropriate in this case; and

WHEREAS, the Line Maintenance and Engineering Departments recommend the execution of a Professional Services Agreement with U.S. Traffic Control, LLC for the abovementioned services; and

WHEREAS, the Authority's 2026 O&M Budget includes funds under Unit 2010 Line Maintenance, Item 16 Payment to Contractors - Rental;

NOW, THEREFORE, BE IT RESOLVED:

That the Board of Commissioners approves entering into a Professional Services Agreement with U.S. Traffic Control, LLC, as a sole source, for emergency traffic control rentals and related services at various sites located throughout the Authority's water system, identified as Contract No. UST-002; and be it further

RESOLVED, that the Chair is authorized to execute the Professional Services Agreement on behalf of the Authority.

Ayes:

Noes:

11/10/25-alh

ITEM 4 - APPROVAL OF AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES CONTRACT WITH ARCADIS OF NEW YORK, INC. TO PROVIDE CONSULTING ENGINEERING SERVICES FOR WATER SYSTEM IMPROVEMENTS, TRANSMISSION MAIN INSTALLATION, TOWN OF TONAWANDA, IDENTIFIED AS CONTRACT NO. MP-084, PROJECT NO. 202000084 - \$15,850.00

Motion by seconded by

WHEREAS, on February 13, 2020, the Erie County Water Authority (the “Authority”) Board of Commissioners (the “Board”) approved a resolution to enter into a professional service contract with Arcadis of New York, Inc. (the “Engineer”) to provide engineering and consulting services for Water System Improvements, Transmission Main Installation, Town of Tonawanda, identified as Contract No. MP-084 (the “Contract”); and

WHEREAS, construction delays related to hazardous environmental conditions have resulted in the need for additional services from the Engineer; and

WHEREAS, the Authority’s Chief Operating Officer, Executive Engineer and Director of Distribution recommend the Authority amend the Contract to increase the Engineer’s fee by \$15,850.00; and

WHEREAS, in accordance with Article 5, paragraph 5.02 of the Contract, any modification or variation from the terms of the Contract, must be in writing, authorized by a resolution of the Board, and signed by all parties to be effective; and

WHEREAS, the Authority’s 2025 and 2026 Capital Budgets include funds for this project under Unit 2595 Eng/Const Transmission Mains, Item No. 101521 MP-084 Transmission Main Replacement;

NOW, THEREFORE, BE IT RESOLVED:

That the Board approves amending the Contract with Arcadis of New York, Inc. to increase the Engineer’s fee by \$15,850.00; and be it further

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

Ayes:

Noes:

11/20/25-alh

ITEM 5 - APPROVAL OF AMENDMENT NO. 3 TO THE PROFESSIONAL SERVICES CONTRACT WITH ARCADIS OF NEW YORK, INC. TO PROVIDE CONSULTING ENGINEERING SERVICES RELATING TO EPA LEAD AND COPPER RULE REVISIONS PROGRAM MANAGEMENT, IDENTIFIED AS CONTRACT NO. MP-091, PROJECT NO. 202200135 - \$738,400.00

Motion by seconded by

WHEREAS, on June 16, 2022, the Erie County Water Authority's (the "Authority") Board of Commissioners (the "Board") awarded Arcadis of New York, Inc. (the "Engineer") a professional service contract to provide consulting engineering services relating to EPA Lead and Copper Rule Revisions ("LCRR") Program Management (the "Contract"), identified as Contract No. MP-091; and

WHEREAS, on August 15, 2024, the Authority and the Engineer entered into Amendment No. 1 to the Contract which increased the Engineer's fee by \$60,000.00 to complete contractor replacement of curb boxes at additional locations to refine the Authority's predictive model for lead services; and

WHEREAS, on January 24, 2025, the Authority and the Engineer entered into Amendment No. 2 to the Contract which increased the Engineer's fee by \$738,400.00 to complete program management services and extended the contract duration through December 31, 2025; and

WHEREAS, the Authority wishes to continue these services through 2026 to take advantage of the Engineer's experience and background knowledge; and

WHEREAS, the Engineer has requested additional fees to continue program management of the Authority's implementation of the LCRR through calendar year 2026 as follows: \$24,000.00 for Task 1, Program Management and Administration; \$200,000.00 for Task 3, Lead Service Line Inventory; \$95,000.00 for Task 7, Lead Service Line Replacement; and

WHEREAS, due to the current project status and need, the Engineer has agreed to reduce the engineering fees as follows: \$9,750.00 for Task 2, LCRR Workplan; \$28,500.00 for Task 9, Public Education, Notification and Outreach; and

WHEREAS, the Engineer has also requested an increase in the payable hourly rates for Program Assistance and Special Services; and

WHEREAS, the Authority's Chief Operating Officer, Executive Engineer, and Director of Distribution recommend that the Authority amend the Contract by adjusting the lump sum payments for Tasks 1, 2, 3, 7, and 9 by a total of \$280,750.00 and increasing the payable hourly rates for Program Assistance and Special Services, as well as by extending the service timeframe through year end 2026; and

WHEREAS, in accordance with article 5, paragraph 5.02 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 and signed by all parties; and

WHEREAS, the Authority's 2025 and 2026 Capital Budget includes funds for this project under Unit 1030 Water Quality Assurance, Item No. 101664 Corrosion Control Program Management;

NOW, THEREFORE, BE IT RESOLVED:

That the Board approves amending the Professional Services Contract with Arcadis of New York, Inc. by adjusting the lump sum payments for Tasks 1, 2, 3, 7, and 9 by a total of \$280,750.00 and increasing the payable hourly rates for Program Assistance and Special Services, as well as by extending the service timeframe through year end 2026; and be it further

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

Ayes:

Noes:

11/20/25-alh

**ITEM 6 - 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 firefighting technology, as follows:

Replaced existing 4" valve at 3780 South Park Avenue, Village of Blasdell with a new 4" resilient seat valve on 08/19/2025. Work done by ECWA forces under Work Authorization No. 107.200 7536.

Valve originally installed prior to 06/01/2011 was scrapped and retired under Retirement Authorization No. R250044.

Installed three resilient seat valves at 4511 Parker Road, Town of Hamburg on 09/17/2025. Work done by ECWA forces under Work Authorization No. 107.200 7531.

Replaced existing 2" B/O assembly valve at 325 Hyland Road, Town of Cheektowaga with a new 2" B/O assembly valve on 09/25/2025. Work done by ECWA forces under Work Authorization No. 107.200 7532.

Valve originally installed in 1972 was scrapped and retired under Retirement Authorization No. R250040.

Replaced existing 6" valve at 87 Leonard Post Drive, Town of Cheektowaga with a new 6" resilient seat valve on 09/25/2025. Work done by ECWA forces under Work Authorization No. 107.200 7534.

Valve originally installed in 1927 was scrapped and retired under Retirement Authorization No. R250042.

Replaced existing 8" valve at 9 Luksin Drive, City of Tonawanda with a new 8" resilient seat valve on 09/29/2025. Work done by ECWA forces under Work Authorization No. 107.200 7533.

Valve originally installed prior to 08/18/2004 was scrapped and retired under Retirement Authorization No. R250041.

Replaced existing 6" valve at 2631 Clinton Street, Town of West Seneca with a new 6" resilient seat valve on 10/02/2025. Work done by ECWA forces under Work Authorization No. 107.200 7535.

Valve originally installed in 1914 was scrapped and retired under Retirement Authorization No. R250043.

Replaced existing 5' hydrant at 119 Peach Tree Road, Town of Cheektowaga with a new 5' Kennedy K81 hydrant on 10/06/2025. Work done by ECWA forces under Work Authorization No. 107.200 7538.

Hydrant originally installed in 1984 was scrapped and retired under Retirement Authorization No. R250045.

Replaced existing 6” valve at 1190 George Urban Boulevard, Town of Cheektowaga with a new 6” resilient seat valve on 10/14/2025. Work done by ECWA forces under Work Authorization No. 107.200 7539.

Valve originally installed in 1958 was scrapped and retired under Retirement Authorization No. R250046.

Installed new valve at 4737 Parker Road, Town of Hamburg on 10/15/2025. Work done by ECWA forces under Work Authorization No. 107.200 7537; 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 approves 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:

11/20/25-alh

**ITEM 7 - RATIFICATION OF THE INSTALLATION OF WATER DISTRIBUTION SYSTEM
REPLACEMENTS AND IMPROVEMENTS AND RETIREMENT OF EXISTING
WATER INFRASTRUCTURE - VARIOUS LOCATIONS, PROJECT NO. 202500010**

Motion by seconded by

WHEREAS, the Engineering Department of the Erie County Water Authority (the "Authority") advises the Authority's Board of Commissioners (the "Board") of recently completed water distribution system improvement projects within the Authority's Direct Service areas; and

WHEREAS, these projects involve the installation and/or replacement of pipes, valves and hydrants of the Authority as well as the abandonment of the existing assets and removal of them from the Authority's inventory that have been developed and designed by the Engineering Department; and

WHEREAS, the new assets, in some cases, replace existing Authority assets and the action to replace and retire assets require Board approval, are as follows:

Installation of approximately 1,000' of 10" D.I.P. at Smith Street and Wildwood, Town of Hamburg. Work done by ECWA forces under Work Authorization No. 107.200 7471.

Replacement of approximately 390' of 8" HDPE pipe at Big Tree Road, Town of Hamburg. Work done by ECWA forces under Work Authorization No. 107.200 7465.

Partial relocation of existing 6" service at 5400 South Park Avenue, Town of Hamburg. Work done by ECWA forces under Work Authorization No. 107.200 7524.

Watermain repair and hydrant replacement at 32 Kemp Avenue, Town of Cheektowaga. Work done by ECWA forces under Work Authorization No. 107.200 7518; and

WHEREAS, Michael J. Quinn, Director of Distribution and 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 water infrastructure at the abovementioned locations; and be it further

RESOLVED: That the installation of the water distribution system replacements and improvements in the abovementioned locations, as part of the Authority's continuing program to improve its facilities is hereby approved, ratified and confirmed.

Ayes:

Noes:

11/20/25-alh

ITEM 8 - RATIFICATION OF THE INSTALLATION OF WATER DISTRIBUTION SYSTEM REPLACEMENTS AND IMPROVEMENTS AND RETIREMENT OF EXISTING WATER INFRASTRUCTURE – WALDEN DRIVE WATERMAIN REPAIR, PROJECT NO. 202500198

Motion by seconded by

WHEREAS, the Engineering Department of the Erie County Water Authority (the “Authority”) advises the Authority’s Board of Commissioners (the “Board”) of recently completed water distribution system improvement projects within the Authority’s Direct Service areas; and

WHEREAS, these projects involve the installation and/or replacement of pipes, valves and hydrants of the Authority as well as the abandonment of the existing assets and removal of them from the Authority’s inventory that have been developed and designed by the Engineering Department; and

WHEREAS, the new assets, in some cases, replace existing Authority assets and the action to replace and retire assets require Board approval, are as follows:

Repair of existing 12” D.I.P. beneath the CSX Railroad crossing between Walden Drive and Versailles Road, Town of Hamburg. Work done by ECWA forces under Work Authorization No. 107.200 7525; and

WHEREAS, Michael J. Quinn, Director of Distribution and 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 water infrastructure at the abovementioned locations; and be it further

RESOLVED: That the installation of the water distribution system replacements and improvements in the abovementioned locations, as part of the Authority's continuing program to improve its facilities is hereby approved, ratified and confirmed.

Ayes:

Noes:

11/20/25-alh

ITEM 9 - AUTHORIZATION TO AMEND THE ERIE COUNTY WATER AUTHORITY'S ANNUAL CAPITAL BUDGET FOR THE FISCAL YEAR 2025 – VAN DE WATER WATER TREATMENT PLANT BOILER NO. 1 REHABILITATION, PROJECT NO. 202500244 - \$35,000.00

Motion by seconded by

WHEREAS, in a resolution dated October 17, 2024, the Erie County Water Authority (the "Authority") adopted its Annual Capital Budget for the fiscal year 2025; and

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

WHEREAS, the Authority has been advised by Daniel J. Seider, Director of Production, funding is needed for budget item 101883 – Van de Water Water Treatment Plant Boiler No. 1 Rehabilitation; and

WHEREAS, in order to provide funding for this project, funds within the Annual 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>
1015	101833	Van de Water Water Treatment Plant Boiler No. 1 Rehabilitation	\$ <u>35,000.00</u>	
1015	101798	Filter No. 2 Valve and Actuator Replacement		\$ <u>35,000.00</u>
		Totals	\$ 35,000.00	\$ 35,000.00;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority's Annual Capital Budget for the fiscal year 2025 be amended as listed above.

Ayes:

Noes:

11/20/25-alh

ITEM 10 - AUTHORIZATION TO AMEND THE ERIE COUNTY WATER AUTHORITY'S ANNUAL CAPITAL BUDGET FOR THE FISCAL YEAR 2025 – VAN DE WATER WATER TREATMENT RESIDUALS IMPROVEMENTS, IDENTIFIED AS CONTRACT NO. GHD-008, PROJECT NO. 201900208 - \$360,000.00

Motion by seconded by

WHEREAS, in a resolution dated October 17, 2024, the Erie County Water Authority (the "Authority") adopted its Annual Capital Budget for the fiscal year 2025; and

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

WHEREAS, the Authority has been advised by Daniel J. Seider, Director of Production, funding is needed for budget item 101537 – GHD-008 Van de Water Water Treatment Plant Residuals; and

WHEREAS, in order to provide funding for this project, funds within the Annual 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>
2515	101537	GHD-008 Van de Water Water Treatment Plant Residuals	\$ <u>360,000.00</u>	
2520	101512	Ball Pumping Station Pumping Improvements		\$ <u>360,000.00</u>
Totals			\$ 360,000.00	\$ 360,000.00;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority's Annual Capital Budget for the fiscal year 2025 be amended as listed above.

Ayes:

Noes:

11/20/25-alh

**ITEM 11 - AUTHORIZATION TO APPROVE SETTLEMENT OF CLAIMS RELATING TO
RESIDUALS HANDLING UPGRADES, VAN DE WATER WATER TREATMENT
PLANT, IDENTIFIED AS CONTRACT NO. GHD-008, PROJECT NO. 201900208**

Motion by seconded by

WHEREAS, on July 22, 2021, the Erie County Water Authority's (the "Authority") Board of Commissioners (the "Board") approved a resolution to enter into a contract with Hohl Industrial Services, Inc. ("Hohl") for Residuals Handling Upgrades, Van de Water Water Treatment Plant, identified as Contract No. GHD-008 (the "Project"); and

WHEREAS, the Project has experienced numerous issues throughout construction; and

WHEREAS, at the end of September, Hohl presented a settlement proposal to reach final payment regarding the project; and

WHEREAS, following the proposal from Hohl, the Legal Department reviewed the claims and presented the Board with the proposal, along with the background of the potential legal issues regarding the Project; and

WHEREAS, after consultation with the Board, the Legal and Engineering Departments met with Hohl and their counsel where the parties negotiated a proposed full settlement and final payment of this matter for \$525,000.00; and

WHEREAS, the Legal and Engineering Departments recommend the Board authorize the full settlement and final payment of \$525,000.00 to Hohl, along with authorizing the execution of a Mutual Release and Covenant Not to Sue; and

WHEREAS, on September 19, 2019, the Board awarded GHD Consulting Services, Inc. ("GHD") a professional services agreement to provide consulting engineering services relating to the Project; and

WHEREAS, on May 15, 2025, the Board approved Amendment No. 1 (the "Amendment") in the sum of \$265,000.00 for additional General Services and Resident Inspections; and

WHEREAS, the Legal and Engineering Departments recommend the Board authorize the execution of a General Release and Covenant Not to Sue with GHD indicating the Amendment payment as the consideration;

NOW, THEREFORE, BE IT RESOLVED:

That the Board authorizes the full settlement and final payment of \$525,000.00 to Hohl, along with the authorizing the execution of a Mutual Release and Covenant Not to Sue; and be it further

RESOLVED: That the Board authorizes the execution of a General Release and Covenant Not to Sue with GHD indicating the Amendment payment as the consideration; and be it further

RESOLVED: That the Chair is authorized to execute the abovementioned documents on behalf of the Authority.

Ayes:

Noes:

11/20/25-alh

**ITEM 12 - AUTHORIZATION FOR JEROME D. SCHAD, CHAIR, TO ATTEND NYSAWWA
WATER UTILITY COUNCIL'S QUARTERLY MEETING IN ALBANY, NEW YORK**

Motion by seconded by

WHEREAS, the Erie County Water Authority (the "Authority") deems it advisable for Jerome D. Schad, Chair, to attend NYSAWWA Water Utility Council's Quarterly Meeting in Albany, New York at a total estimated cost of \$979.00;

NOW, THEREFORE, BE IT RESOLVED:

That Jerome D. Schad, Chair, is authorized to travel to Albany New York from January 20, 2026 to January 22, 2026 to attend NYSAWWA Water Utility Council's Quarterly Meeting at a total estimated cost of \$979.00;

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Ayes:

Noes:

11/20/25-alh

ITEM 13 - AUTHORIZATION TO ENTER INTO A SERVICE AGREEMENT WITH TIME WARNER CABLE NORTHEAST, LLC D/B/A SPECTRUM TO PROVIDE AND INSTALL AN ETHERNET PRIVATE LINE SERVICE (FIBER POINT-TO-POINT) AT VARIOUS ERIE COUNTY WATER AUTHORITY LOCATIONS, PROJECT NO. 201800158

Motion by seconded by

WHEREAS, the Erie County Water Authority (the “Authority”) has a need for increased security at remote locations within the Authority; and

WHEREAS, for security cameras to be installed, additional internet connectivity will need to be installed at certain remote locations; and

WHEREAS, the Authority proposes installing increased security to three (3) to four (4) remote locations per year; and

WHEREAS, the bandwidth requirements for the remote locations will be the same as other locations with similar requirements under the current agreement bringing the total MRC on the new contract to \$5,880.00; and

WHEREAS, the pricing for the new services is governed by and subject to the terms and conditions of the New York State Office of General Services Telecommunications Connectivity Services Contract No. PS68706; and

WHEREAS, David W. Aubertine, Director of Cybersecurity and Information Technology, recommends executing a Service Agreement with Time Warner Cable Northeast, LLC d/b/a Spectrum for the abovementioned services; and

WHEREAS, the Authority’s 2025 and 2026 O&M Budget include funds for this project under Unit 8525 Information Technology, Item No. 23 Telephone;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority’s Board of Commissioners approve entering into a Service Agreement with Time Warner Cable Northeast, LLC d/b/a Spectrum for the abovementioned services; and be it further

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

Ayes:

Noes:

11/20/25-alh