

ITEM 1 – AUTHORIZATION TO SUBMIT A REQUEST TO MODIFY AN EFC FUNDING AGREEMENT FORM RELATIVE TO THE 36-INCH TRANSMISSION MAIN REPLACEMENT PROJECT, TOWN OF AMHERST, NEW YORK, IDENTIFIED AS CONTRACT NO. W-030, PROJECT NO. 201800074

Motion by seconded by

WHEREAS, on December 5, 2019, the Erie County Water Authority (the “Authority”) was awarded a \$3,000,000 Water Infrastructure Improvement Act (“WIIA”) grant from New York State Environmental Facilities Corporation (“NYSEFC”) to fund a portion of the 36-inch transmission main replacement in the Town of Amherst, New York, identified as Contract No. W-030 (the “Grant”); and

WHEREAS, the terms of the Grant require that all work be completed, and the Project Completion Certificate be submitted and approved by December 5, 2024; and

WHEREAS, on June 5, 2024, due to delays in the design and reviews by National Grid, the Authority’s Board of Commissioners (the “Board”) approved the submission of a Request to Modify an EFC Funding Agreement Form to extend the deadline by an additional seventeen (17) months; and

WHEREAS, additional reviews required by the New York State Department of Transportation and the availability of construction materials have further delayed the project; and

WHEREAS, the Authority’s Engineering Department has requested extending the deadline by an additional twelve (12) months; and

WHEREAS, NYSEFC has been made aware of the delays and has directed the Authority to submit a Request to Modify an EFC Funding Agreement form to extend the deadline by an additional twelve (12) months;

NOW, THEREFORE, BE IT RESOLVED:

That the Board authorizes the submission of a Request to Modify an EFC Funding Agreement form to extend the deadline by an additional twelve (12) months relative to the 36-inch Transmission Main Replacement Project, Town of Amherst, New York, identified as Contract No. W-030.

Ayes:

Noes:

04/28/26-alh

ITEM 2 – AUTHORIZATION TO SUBMIT A REQUEST TO MODIFY AN EFC FUNDING AGREEMENT FORM RELATIVE TO THE CONSTRUCTION OF THE NEW RAW WATER TRANSMISSION MAIN, VAN DE WATER RAW WATER TO VAN DE WATER TREATMENT PLANT, IDENTIFIED AS CONTRACT NO. NC-040, PROJECT NO. 201900104

Motion by seconded by

WHEREAS, on January 13, 2022, the Erie County Water Authority (the “Authority”) was awarded a \$2,519,272.00 Water Infrastructure Improvement Act (“WIIA”) grant from New York State Environmental Facilities Corporation (“NYSEFC”) to fund a portion of the construction of the new raw water transmission main, Van De Water Raw Water to Van De Water Water Treatment Plant, identified as Contract No. NC-040 (the “Grant”); and

WHEREAS, the terms of the Grant require that all work be completed and the Project Completion Certificate be submitted and approved by January 13, 2027; and

WHEREAS, due to delays in design, property owner reviews, the need for easements, and funding allocations, the project has been delayed; and

WHEREAS, the Authority’s Engineering Department has requested to extend the deadline by an additional twenty-two (22) months; and

WHEREAS, NYSEFC has been made aware of the delays and has directed the Authority to submit a Request to Modify an EFC Funding Agreement form to extend the deadline by an additional twenty-two (22) months;

NOW, THEREFORE, BE IT RESOLVED:

That the Board authorizes the submission of a Request to Modify an EFC Funding Agreement form to extend the deadline by an additional twenty-two (22) months relative to the construction of the new raw water transmission main, Van De Water Raw Water to Van De Water Water Treatment Plant, identified as Contract No. NC-040.

Ayes:

Noes:

04/28/26-alh

ITEM 3 - AWARD OF CONTRACT TO E&R GENERAL CONSTRUCTION, INC. FOR LEAD SERVICE REPLACEMENTS, CONTRACT 1A, VILLAGES OF BLASDELL AND HAMBURG, PROJECT NO. 202600028 - \$1,681,420.00

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 26th day of February 2026, a notice inviting sealed bids in accordance with Public Authorities Law §1069 for Lead Service Replacements, Contract 1A, Villages of Blasdell and Hamburg; and

WHEREAS, Authority personnel opened sealed bids in the office of the Authority on the 24th day of March 2026, and were as follows:

BIDDERS	AMOUNT
E&R General Construction, Inc.	\$ 1,681,420.00*
Vio Plumbing & Mechanical, LLC	1,873,650.00
M&C Utilities, LLC	1,905,035.00
New Frontier Excavating & Paving, Inc.	1,946,056.65
Kandey Company, Inc.	2,399,750.00
716 Site Contracting, Inc.	2,487,750.00

*Corrected amount; and

WHEREAS, Michael J. Quinn, Director of Distribution, and Leonard F. Kowalski, Executive Engineer, have reviewed the specifications and bids and determined E&R General Construction, Inc. is the lowest 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 2026 Capital Budget includes funds for this project under Unit 2590 Eng/Const Distribution Mains, Item No. 101804 Lead Service Line Replacement;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority awards the contract to E&R General Construction, 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 E&R General Construction, Inc. for Lead Service Replacements, Contract 1A, Villages of Blasdell and Hamburg, as a unit price contract for the estimated total amount of \$1,681,420.00; 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:

ITEM 4 - AWARD OF CONTRACT TO MODERN DISPOSAL SERVICES, INC. FOR VAN DE WATER WATER TREATMENT PLANT SLUDGE DISPOSAL FOR ONE YEAR, FROM MAY 1, 2026 THROUGH APRIL 30, 2027, PROJECT NO. 202600036 - \$126,500.00

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 27th day of February 2026, a notice inviting sealed bids in accordance with Public Authorities Law §1069 for Van de Water Water Treatment Plant Sludge Disposal for one year, from May 1, 2026 through April 30, 2027; and

WHEREAS, Authority personnel opened one sealed bid in the office of the Authority on the 31st day of March 2026, and was as follows:

BIDDERS	AMOUNT
Modern Disposal Services, Inc.	\$ 126,500.00*

*Only bid received; and

WHEREAS, William W. Wheeler, Director of Planning and Water Supply, and Leonard F. Kowalski, Executive Engineer, have reviewed the specification and bid and determined Modern Disposal Services, 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 2026 O&M Budget includes funds for this project under Unit 1015 Van de Water, Item No. 35 Refuse and Disposal;

NOW, THEREFORE, BE IT RESOLVED:

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

RESOLVED: That the Chair is authorized to execute a contract with Modern Disposal Services, Inc. for Van de Water Water Treatment Plant Sludge Disposal for one year, from May 1, 2026 through April 30, 2027, as a unit price contract for the estimated total amount of \$126,500.00.

Ayes:

Noes:

04/28/26-alh

ITEM 5 - AWARD OF CONTRACT TO MODERN DISPOSAL SERVICES, INC. FOR WASTE AND REFUSE DISPOSAL FOR ONE YEAR, FROM MAY 1, 2026 THROUGH APRIL 30, 2027, PROJECT NO. 202600001 - \$34,966.00

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 27th day of February 2026, a notice inviting sealed bids in accordance with Public Authorities Law §1069 for Waste and Refuse Disposal for one year, from May 1, 2026 through April 30, 2027; and

WHEREAS, Authority personnel opened one sealed bid in the office of the Authority on the 31st day of March 2026, and was as follows:

BIDDERS	AMOUNT
Modern Disposal Services, Inc.	\$34,966.00*

* Only bid received; and

WHEREAS, William W. Wheeler, Director of Planning and Water Supply, and Leonard F. Kowalski, Executive Engineer, have reviewed the specification and bid and determined Modern Disposal Services, 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 2026 O&M Budget includes funds for this project under Unit 1010 Sturgeon Point, Item 35 Refuse and Disposal, Unit 1015 Van de Water, Item 35 Refuse and Disposal, Unit 1020 Control Operations, Item 19 Payments to Contractors – Other, Unit 3070 Facilities, Item 35 Refuse and Disposal;

NOW, THEREFORE, BE IT RESOLVED:

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

RESOLVED: That the Chair is authorized to execute a contract with Modern Disposal Services, Inc. for Waste and Refuse Disposal for One Year, from May 1, 2026 through April 30, 2027, as a unit price contract for the estimated total amount of \$34,966.00.

Ayes:

Noes:

04/28/26-alh

ITEM 6 - AUTHORIZATION TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH UTILIS INC. D/B/A ASTERRA TO PERFORM ENGINEERING SERVICES RELATIVE TO SATELLITE LEAK DETECTION PROGRAM, IDENTIFIED AS CONTRACT NO. AST-002, PROJECT NO. 202600011 - \$300,000.00

Motion by _____ seconded by _____

WHEREAS, Contract No. AST-002 consists of engineering services for preparing and executing a satellite scan of the Erie County Water Authority (the “Authority”) water distribution and transmission system consisting of approximately 3,700 linear miles of pipeline; and

WHEREAS, the scan will be critical to the operation of the Authority’s distribution and transmission system by identifying leaks not visible from the surface; and

WHEREAS, it was determined that Utilis Inc. d/b/a Asterra (“Asterra”) is the only firm to provide this service, and therefore is a sole source provider; and

WHEREAS, Lavonya Lester, Director of Administration, has reviewed the vendor and the services they would provide to the Authority and found they met the qualifications to be deemed as sole source provider; and

WHEREAS, Asterra developed a unique and patented algorithm for leak detection in urban freshwater distribution networks and has demonstrated a good understanding of the scope and requirements for this contract; and

WHEREAS, Michael Quinn, Director of Distribution, and Leonard Kowalski, Executive Engineer, recommend entering into an agreement with Asterra as a sole source provider of the Satellite Leak Detection Program for the total lump sum cost of \$300,000.00; and

WHEREAS, the Authority’s 2026 O&M Budget includes funds for this project under Unit 2502 Construction, Item No. 19 Payments to Contractors - Other;

NOW, THEREFORE, BE IT RESOLVED:

That the Board of Commissioners of the Authority approves entering into an agreement with Utilis Inc. d/b/a Asterra, as a sole source provider of the Satellite Leak Detection Program for the total lump sum cost of \$300,000.00; and be it further

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

Ayes:

Noes:

04/28/26-alh

ITEM 7 - AUTHORIZATION TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH HAZEN AND SAWYER TO PROVIDE PROFESSIONAL ENGINEERING SERVICES RELATIVE TO FILTER UNDERDRAIN EVALUATION AND TESTING AT THE STURGEON POINT WATER TREATMENT PLANT, IDENTIFIED AS CONTRACT NO. HS-007, PROJECT NO. 202600091 (CCII)

Motion by seconded by

WHEREAS, on December 22, 2021, the Erie County Water Authority's (the "Authority") Board of Commissioners (the "Board") awarded Arcadis of New York, Inc. an agreement for professional engineering services relative to the construction of improvements to the filtration system at the Sturgeon Point Water Treatment Plant, identified as Contract No. MP-090; and

WHEREAS, the Authority pre-procured the AWI underdrains, a key component of the filter system, through a sole source contract developed by Arcadis of New York, Inc.; and

WHEREAS, the underdrain system was a delegated design per Contract No. MP-090 and therefore, AWI is responsible for designing the system per the contract specifications; and

WHEREAS, during the installation and testing of the underdrains in Filter #10, issues arose with the performance of the filter which led to the removal of the underdrain system from Filter #10 and put construction on hold; and

WHEREAS, on April 2, 2026, the Authority's Chief Operating Officer and Director of Administration approved a Declaration of State of Emergency requesting to utilize the services of Hazen and Sawyer to evaluate the performance of the filters at the Sturgeon Point Water Treatment Plant; and

WHEREAS, the Authority's Executive Engineer and the Director of Distribution recommend approval of a professional services agreement with Hazen and Sawyer to provide professional engineering services relative to filter underdrain evaluation and testing at the Sturgeon Point Water Treatment Plant; and

WHEREAS, the Authority's 2026 Capital Budget includes funds for this project under Unit 2510 Eng/Const Sturgeon Point, No. 101506 Filter Gallery Piping Design;

NOW, THEREFORE, BE IT RESOLVED:

That the Board authorizes the execution of a professional services agreement with Hazen and Sawyer to provide the Authority with professional engineering services relative to filter underdrain evaluation and testing at the Sturgeon Point Water Treatment Plant and be it further

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

Ayes:

Noes:

04/28/25-alh

ITEM 8 - AUTHORIZATION TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH HENNINGSON, DURHAM & RICHARDSON ARCHITECTURE AND ENGINEERING, P.C. TO PROVIDE PROFESSIONAL ENGINEERING SERVICES RELATIVE TO THE DISTRIBUTION SYSTEM HYDRAULIC MODEL UPDATE, IDENTIFIED AS CONTRACT NO. HDR-001, PROJECT NO. 202600080 (CCII)

Motion by seconded by

WHEREAS, the Erie County Water Authority (the "Authority") recently issued a Request for Proposals (the "RFP") to qualified firms to provide professional engineering services relating to the Distribution System Hydraulic Model Update; and

WHEREAS, a copy of the RFP was sent to the following firms:

Arcadis of New York, Inc.
Brown & Caldwell
CDM Smith
Hazen and Sawyer
Henningson, Durham & Richardson Architecture and Engineering, P.C.; and

WHEREAS, the RFP was not posted on the Authority's website as it was deemed a confidential critical infrastructure information project ("CCII"); and

WHEREAS, Arcadis of New York, Inc., Brown & Caldwell and Henningson, Durham & Richardson Architecture and Engineering, P.C. ("HDR") responded to the RFP; and

WHEREAS, the RFP process was conducted pursuant to the enacted state legislation (New York State Finance Law §§139-j and 139-k) and the Authority's Procurement Policy; and

WHEREAS, after proposals were reviewed and discussed among the review committee, it was determined that HDR was the best firm for the abovementioned project; and

WHEREAS, the review committee recommends that the Authority enter into a professional services agreement with HDR to provide professional engineering services relating to the Distribution System Hydraulic Model Update; and

WHEREAS, the Authority's 2026 O&M Budget includes funds for this project under Unit 1020 Control Operations, Item No. 38 Studies;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority accepts the proposal of Henningson, Durham & Richardson Architecture and Engineering, P.C. to provide professional engineering services relative to the Distribution System Hydraulic Model Update, identified as Contract No. HDR-001; and be it further

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

Ayes:
Noes:

ITEM 9 - AUTHORIZATION TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH WENDEL WD ARCHITECTURE, ENGINEERING, SURVEYING & LANDSCAPE ARCHITECTURE, PC TO PROVIDE PROFESSIONAL ENGINEERING SERVICES RELATIVE TO WATER STORAGE TANK REHABILITATION, IDENTIFIED AS CONTRACT NO. W-037, PROJECT NO. 202600089 (CCII)

Motion by _____ seconded by _____

WHEREAS, the Erie County Water Authority (the "Authority") recently issued a Request for Proposals (the "RFP") to qualified firms to provide professional engineering services relating to Water Storage Tank Rehabilitation, identified as Contract No. W-037; and

WHEREAS, a copy of the RFP was sent to the following firms:

Barton & Loguidice DPC
DiDonato Associates, Engineering & Architecture, P.C.
Encorus
Greenman-Pedersen, Inc.
JM Davidson Engineering, Inc.
Nussbaumer & Clarke, Inc.
Wendel WD Architecture, Engineering, Surveying and Landscape Architecture, P.C.; and

WHEREAS, the RFP was not posted on the Authority's website as it was deemed a confidential critical infrastructure information project ("CCII"); and

WHEREAS, Barton & Loguidice DPC and Wendel WD Architecture, Engineering, Surveying and Landscape Architecture, P.C. ("Wendel") responded to the RFP; and

WHEREAS, the RFP process was conducted pursuant to the enacted state legislation (New York State Finance Law §§139-j and 139-k) and the Authority's Procurement Policy; and

WHEREAS, after proposals were reviewed and discussed among the review committee, it was determined that Wendel was the best firm for the abovementioned project; and

WHEREAS, the review committee recommends that the Authority enter into a professional services agreement with Wendel to provide professional engineering services relative to Water Storage Tank Rehabilitation, identified as Contract No. W-037; and

WHEREAS, the Authority's 2026 O&M Budget includes funds for this project under Unit 2502 Construction Item No. 74 Payments to Contractors - Tanks;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority accepts the proposal of Wendel WD Architecture, Engineering, Surveying and Landscape Architecture, P.C. to provide professional engineering services relative to Water Storage Tank Rehabilitation, identified as Contract No. W-037; and be it further

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

Ayes:

Noes:

04/28/25-alh

ITEM 10 - APPROVAL OF AMENDMENT NO. 1 TO THE OVERHEAD CRANE INSPECTION, REPAIR AND MAINTENANCE CONTRACT WITH FLATIRON CRANE OPERATING COMPANY, LLC D/B/A SIMMERS CRANE DESIGN & SERVICES CO., PROJECT NO. 202500056

Motion by _____ seconded by _____

WHEREAS, on June 12, 2025, the Erie County Water Authority’s (the “Authority”) Board of Commissioners (the “Board”) awarded Flatiron Crane Operating Company, LLC d/b/a Simmers Crane Design & Services, Co. (“Contractor”) a contract for crane inspection, repair and maintenance for a one-year term, beginning July 1, 2025 (the “Contract”); and

WHEREAS, the Contract provides for services to be provided to the Authority, as described in the Contract, from July 1, 2025 through June 30, 2026; and

WHEREAS, in accordance with Article 1, Paragraph 1.04 of the Contract, the parties may agree in writing to extend the term of the Contract for two additional one-year terms, under the same terms and conditions or under terms and conditions acceptable to the Authority; 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; and

WHEREAS, the Contractor has agreed to extend the term of the Contract for an additional one-year term from July 1, 2026 through June 30, 2027, based on the same terms and conditions, including pricing as set forth in Article 4 of the Contract; and

WHEREAS, William W. Wheeler, Director of Planning and Water Supply, and Leonard F. Kowalski, Executive Engineer, recommend approval of said Amendment No. 1; and

WHEREAS, the Authority’s 2026 O&M Budget includes funds for this project under Unit 1010 Sturgeon Point Plant, Item No. 19 Payments to Contractors – Other, Unit 1015 Van de Water Plant, Item No. 19 Payments to Contractors – Other and Unit 1020 Control Operations, Item No. 19 Payments to Contractors – Other;

NOW, THEREFORE, BE IT RESOLVED:

That the Board approves amending the Crane Inspection, Repair and Maintenance Contract with Flatiron Crane Operating Company, LLC d/b/a Simmers Crane Design & Services, Co. by extending the Contract for an additional one-year term from July 1, 2026 through June 30, 2027, under the same terms and conditions, including pricing as set forth in Article 4 of the Contract; and be it further

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

Ayes:

Noes:

ITEM 11 - APPROVAL OF AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT WITH ARCADIS OF NEW YORK, INC. TO PROVIDE CONSULTING ENGINEERING SERVICES RELATIVE TO RAW WATER INTAKE IMPROVEMENTS AT THE STURGEON POINT AND VAN DE WATER WATER TREATMENT PLANTS, IDENTIFIED AS CONTRACT NO. MP-089, PROJECT NO. 202100172 - \$128,000.00

Motion by seconded by

WHEREAS, on June 24, 2021, the Erie County Water Authority’s (the “Authority”) Board of Commissioners (the “Board”) awarded Arcadis of New York, Inc. (“Arcadis”) a professional services agreement to provide consulting engineering services relative to Raw Water Intake Improvements at the Sturgeon Point and Van de Water Water Treatment Plants, identified as Contract No. MP-089 (the “Agreement”); and

WHEREAS, the Authority requested design improvements due to adjustments to the facility and equipment operation which required additional services from Arcadis; and

WHEREAS, Arcadis has requested additional compensation of \$128,000.00 for the additional services it will provide to the Authority; and

WHEREAS, in accordance with Article 5, Paragraph 5.02 of the Agreement, no modification or variation from the terms of the Agreement 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 Chief Operating Officer and Executive Engineer recommend amending the Agreement by increasing the Engineer’s Fee by \$128,000.00 for the additional services provided to the Authority; and

WHEREAS, the Authority’s 2026 Capital Budget includes funds for this project under Unit 2510 Eng/Const Sturgeon Point, Item No. 101609 Raw Water Intake Improvements and Unit 2515 Eng/Const Van de Water, Item No. 101610 Raw Water Intake Improvements;

NOW, THEREFORE, BE IT RESOLVED:

That the Board approves amending the Agreement with Arcadis of New York, Inc. by increasing the Engineer’s fee by \$128,000.00 for the additional services it will provide to the Authority; and be it further

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

Ayes:
Noes:

04/28/26-alh

ITEM 12 - APPROVAL OF AMENDMENT NO. 2 TO THE INDUSTRIAL BLASTING, PAINTING, AND ASSOCIATED MAINTENANCE CONTRACT WITH NIAGARA COATINGS SERVICES, INC., PROJECT NO. 202400038

Motion by seconded by

WHEREAS, on June 5, 2024, the Erie County Water Authority’s (the “Authority”) Board of Commissioners (the “Board”) awarded Niagara Coatings Services, Inc. (“Contractor”) a contract for Industrial Blasting, Painting, and Associated Maintenance (the “Contract”); and

WHEREAS, the Contract provides for services to be provided to the Authority, as described in the Contract, from June 6, 2024 through June 5, 2025; and

WHEREAS, in accordance with Section 00500, Paragraph 11.00, Subparagraph A of the Contract, the parties may agree to extend the term of the Contract for two additional one-year terms, under the same terms and conditions or under terms and conditions acceptable to the Authority; and

WHEREAS, on May 15, 2025, the Board approved Amendment No. 1 extending the term of the Contract through June 5, 2026; and

WHEREAS, the Contractor has agreed to extend the term of the Contract for an additional one-year period from June 6, 2026 through June 5, 2027, based on the same terms and conditions, including but not limited to, labor billed at an hourly rate, at the service rates set forth in Section 00410, Paragraph 5.01, Item 1 of the Contract; and

WHEREAS, William W. Wheeler, Director of Planning and Water Supply, and Leonard F. Kowalski, Executive Engineer, recommend approval of said Amendment No. 2; and

WHEREAS, the Authority’s 2026 O&M Budget includes funds for this project under Unit 1010 Sturgeon Point Plant, Item No. 19 Payments to Contractors – Other, Unit 1015 Van de Water Plant, Item No. 19 Payments to Contractors – Other and Unit 1020 Control Operations, Item No. 19 Payments to Contractors – Other;

NOW, THEREFORE, BE IT RESOLVED:

That the Board approves amending the Industrial Blasting, Painting, and Associated Maintenance Contract with Niagara Coatings Services, Inc. by extending the Contract for an additional one-year term from June 6, 2026 through June 5, 2027, under the same terms and conditions, including but not limited to, labor billed at an hourly rate, at the service rates set forth in Section 00410, Paragraph 5.01, Item 1 of the Contract; and be it further

RESOLVED: That the Chair is hereby authorized to execute Amendment No. 2 on behalf of the Authority.

Ayes:

Noes:

04/28/26-alh

ITEM 13 - APPROVAL OF AMENDMENT NO. 2 TO THE PROFESSIONAL SERVICES AGREEMENT WITH CAPITAL MARKETS ADVISORS, LLC TO PROVIDE PROFESSIONAL FINANCIAL ADVISORY SERVICES, PROJECT NO. 202200071

Motion by seconded by

WHEREAS, on July 21, 2022, the Erie County Water Authority’s (the “Authority”) Board of Commissioners (the “Board”) awarded Capital Markets Advisors, LLC (“Consultant”) a professional services agreement to provide professional financial advisory services for a three-year term beginning August 1, 2022 (the “Agreement”); and

WHEREAS, the Agreement provides for services to be provided to the Authority, as described in the Agreement, from August 1, 2022 through July 31, 2025; and

WHEREAS, on July 23, 2025, the Board approved Amendment No. 1 extending the term of the Agreement through July 31, 2026; and

WHEREAS, in accordance with Article 5, Paragraph 5.01 of the Agreement, the parties may agree in writing to extend the term of the Agreement for two additional one-year terms, at the sole discretion of the Authority, at mutually agreed upon terms and conditions; and

WHEREAS, the parties wish to extend the Agreement for a one-year period from August 1, 2026 through July 31, 2027 under the same terms and conditions; and

WHEREAS, Joyce A. Tomaka, Chief Financial Officer, recommends that the Authority amend the Agreement by extending the term for an additional one-year period under the same terms and conditions; and

WHEREAS, in accordance with Article 3, Paragraph 3.02 of the Agreement, any modification or variation from the terms of the Agreement must be in writing, authorized by a resolution by the Board, and signed by all parties; and

WHEREAS, the Authority’s 2026 O&M Budget includes funds for this project under Unit 4015 Cash Management, Item No. 19 Payments to Contractors – Other and Item No. 51 Corporate and Fiscal Expense;

NOW, THEREFORE, BE IT RESOLVED:

That the Board approves amending the Agreement with Capital Markets Advisors, LLC by extending the term for an additional one-year period from August 1, 2026 through July 31, 2027 under the same terms and conditions; and be it further

RESOLVED: That the Chair is hereby authorized to execute Amendment No. 2 on behalf of the Authority.

Ayes:

Noes:

04/28/26-alh

ITEM 14 - APPROVAL OF AMENDMENT NO. 2 TO THE PROFESSIONAL SERVICES AGREEMENT WITH HAZEN AND SAWYER TO PROVIDE CONSULTING ENGINEERING SERVICES RELATIVE TO THE CORROSION CONTROL TREATMENT PROGRAM – PIPE LOOP DEMONSTRATION STUDY, IDENTIFIED AS CONTRACT NO. HS-002, PROJECT NO. 202100152 - \$510,000.00

Motion by _____ seconded by _____

WHEREAS, on June 24, 2021, the Erie County Water Authority’s (the “Authority”) Board of Commissioners (the “Board”) awarded Hazen and Sawyer (“Consultant”) a professional services agreement to provide consulting engineering services relative to the Corrosion Control Treatment Program – Pipe Loop Demonstration Study, identified as Contract No. HS-002 (the “Agreement”); and

WHEREAS, on May 15, 2025, the Board approved Amendment No. 1 to the Agreement which added additional services to the Agreement; and

WHEREAS, the U.S. Environmental Protection Agency issued the final Lead and Copper Rule Improvements, and the Authority would like to proactively prepare by adding additional pipe loop testing of galvanized service lines to the Agreement; and

WHEREAS, the Consultant has requested additional compensation of \$510,000.00 for the additional services it will provide to the Authority; and

WHEREAS, in accordance with Article 5, Paragraph 5.02 of the Agreement, no modification or variation from the terms of the Agreement 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 Chief Operating Officer and Executive Engineer recommend amending the Agreement to include the additional services; and

WHEREAS, the Authority’s 2026 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 the Board approves amending the Agreement with Hazen and Sawyer by increasing the Consultant’s fee by \$510,000.00 for the additional services it will provide to the Authority; and be it further

RESOLVED: That the Chair is hereby authorized to execute Amendment No. 2 on behalf of the Authority.

Ayes:

Noes:

04/28/26-alh

ITEM 15 - 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 5' hydrant at 30 Marne Road, Town of Cheektowaga with a new 5' Kennedy K81 hydrant on 02/26/2026. Work done by ECWA forces under Work Authorization No. 107.200 7576.

Hydrant originally installed in 1979 was scrapped and retired under Retirement Authorization No. R260014.

Replaced existing 8" valve at 8615 Stahley Road, Town of Clarence with a new 8" resilient seat valve on 02/26/2026. Work done by ECWA forces under Work Authorization No. 107.200 7577.

Valve originally installed prior to 10/01/1999 was scrapped and retired under Retirement Authorization No. R260015.

Replaced existing 5' hydrant at 5105 Harris Hill Road, Town of Clarence with a new 5' Mueller Centurion hydrant on 03/18/2026. Work done by ECWA forces under Work Authorization No. 107.200 7578.

Hydrant originally installed prior to 10/01/1999 was scrapped and retired under Retirement Authorization No. R260016.

Replaced existing 5' hydrant at 41 Roman Lane, Town of Amherst with a new 5' Kennedy K81 hydrant on 03/19/2026. Work done by ECWA forces under Work Authorization No. 107.200 7574.

Hydrant originally installed in 1970 was scrapped and retired under Retirement Authorization No. R260013; 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:

04/28/26-alh

ITEM 16 – AUTHORIZATION TO REVISE THE ERIE COUNTY WATER AUTHORITY’S BUDGET TRANSFER PROCESS AND THE ADOPTION OF AN UPDATED BUDGET TRANSFER AUTHORIZATION FORM

Motion by seconded by

WHEREAS, Article IX, Title 1 §2801 (2) of the Public Authorities Law requires the Erie County Water Authority’s (the “Authority”) budgets for the upcoming fiscal year be adopted by the Authority’s Board of Commissioners (the “Board”) and submitted to the Chairperson of the Erie County Legislature and the Authority’s Budget Office by November 1st of each year; and

WHEREAS, the budgeting process is led by the Authority’s Finance Department and involves the Secretary to the Authority and all department heads; and

WHEREAS, the Board is presented with preliminary Capital and O&M Budgets by the Finance Department and the department heads during the Authority’s Budget Hearings, which occur annually in September; and

WHEREAS, the Authority’s final Capital and O&M Budgets are submitted to the Board for adoption at the October Board Meeting; 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 either its Annual Capital or O&M Budgets to reflect such changes by requesting budget transfers; and

WHEREAS, the budget transfers do not change the total spending for the Authority’s Annual Capital or O&M Budgets that were adopted by the Board; and

WHEREAS, in an effort to streamline workflow processes and avoid delays in payments to vendors related to these budget transfers, the Authority’s Chief Financial Officer is recommending adoption of an updated budget transfer authorization form which includes an increase in Board approval requirements for the creation of a new budget item to \$15,000.00, an increase from the previous limit of \$10,000.00; and

WHEREAS, the Finance Department would report to the Board any O&M Budget transfers in excess of \$100,000.00 and any Capital Budget transfers in excess of \$150,000.00 as a Finance Communication Item at the nearest Board Meeting; and

NOW, THEREFORE, BE IT RESOLVED:

The Board approves the revision of the Authority’s Budget Transfer Process and the adoption of an updated budget transfer authorization form which includes an increase in Board approval requirements for the creation of a new budget item to \$15,000.00, up from the previous limit of \$10,000.00.

Ayes:

Noes:

04/28/26-alh

ITEM 17 – AUTHORIZATION TO AMEND AND ADOPT THE ERIE COUNTY WATER AUTHORITY’S PROCUREMENT POLICY

Motion by seconded by

WHEREAS, Article IV, Title 2 §2824 (1) (e) of the Public Authorities Law requires boards of state and local authorities to adopt written policies and procedures for the procurement of goods and services; and

WHEREAS, pursuant to the Authority’s By-Laws Article IV, § 2(a), the Members of the Authority shall oversee the management of the affairs of the Authority including the reviewing and updating of procurement policies; and

WHEREAS, on January 18, 2024, the Erie County Water Authority (the “Authority”) adopted the Authority’s Procurement Policy (the “Policy”); and

WHEREAS, according to Article 26 of the Policy, the procurement officer shall be responsible for assisting the Authority in conducting an annual review of the Policy; and

WHEREAS, Lavonya Lester, Director of Administration, and the Legal Department conducted a review of the Procurement Policy; and

WHEREAS, recommended amendments to the Policy include the following:

- Language that explains the following:
 - Article 14: Paragraph #2
 - Freedom of information language was included in this paragraph. Bidder inquiries should be submitted in writing to the Authority’s FOIL Officer. This also references the procurement disclosure policy.
 - Article 16: Paragraph #2
 - Confidential Critical Infrastructure Information (CCII) Procedures that must be followed. Some information cannot be disclosed to the public and thus requires selective advertising. Minimal bids were included in the language and the process by which information is disclosed were explained in the policy; and

WHEREAS, the Policy permits the Board to deem certain vendors as standardized single source vendors; and

WHEREAS, Authority personnel requested sixty-three (63) vendors to be deemed as standardized single source vendors due to the items being compatible with existing equipment, inventory, systems, programs, or services; and

WHEREAS, the list of such vendors is included in the Policy’s Appendix A; and

WHEREAS, Lavonya Lester, Director of Administration, has reviewed each of the requested vendors and the services or equipment they supply to the Authority and found they met the qualifications to be deemed as standardized single source vendors; and

WHEREAS, Lavonya Lester, Director of Administration and the Legal Department recommend that the Board adopt the amended Policy; and

WHEREAS, on April 28, 2026, the Authority's Governance Committee reviewed and recommended the adoption of the amended Policy to the Board of Commissioners;

NOW, THEREFORE, BE IT RESOLVED:

The Board of Commissioners approves the adoption of the amended Erie County Water Authority Procurement Policy; and be it further

RESOLVED: That the Secretary is hereby directed to post the amended Procurement Policy on the Authority website.

Ayes:

Noes:

04/28/26-alh

ITEM 18 - AUTHORIZATION TO AMEND AND ADOPT THE ERIE COUNTY WATER AUTHORITY'S PROCUREMENT DISCLOSURE POLICY

Motion by seconded by

WHEREAS, Article IV, Title 2 §2824 (1) (e) of the Public Authorities Law requires boards of state and local authorities to adopt written policies and procedures for the procurement of goods and services; and

WHEREAS, pursuant to the Authority's By-Laws Article IV, § 2(a), the Members of the Authority shall oversee the management of the affairs of the Authority including the reviewing and updating of procurement policies; and

WHEREAS, on January 18, 2024, the Erie County Water Authority (the "Authority") adopted the Authority's Procurement Policy; and

WHEREAS, according to Article 26 of the Policy, the procurement officer shall be responsible for assisting the Authority in conducting an annual review of the Authority's Procurement Policy; and

WHEREAS, Lavonya Lester, Director of Administration, and the Legal Department (the "Review Committee") conducted a review of the Procurement Policy and the corresponding Procurement Disclosure Policy; and

WHEREAS, the Authority's current Procurement Disclosure Policy was originally adopted by the Authority's Board of Commissioners (the "Board") on July 6, 2006; and

WHEREAS, the Authority's Procurement Disclosure Policy is designed to serve as guidance to the members, officers and employees of the Authority regarding their conduct during the procurement of goods and services for the Authority; and

WHEREAS, the Review Committee found that the Procurement Disclosure Policy was no longer in alignment with the Authority's Procurement Policy; and

WHEREAS, the Review Committee recommends that the Board adopt the amended Procurement Disclosure Policy; and

WHEREAS, on April 28, 2026, the Authority's Governance Committee reviewed and recommended the adoption of the amended Procurement Disclosure Policy to the Board of Commissioners;

NOW, THEREFORE, BE IT RESOLVED:

The Board of Commissioners approves the adoption of the amended Erie County Water Authority Procurement Disclosure Policy; and be it further

RESOLVED: That the Secretary is hereby directed to post the amended Procurement Disclosure Policy on the Authority website.

Ayes:

Noes: