

**ITEM 1 - NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW ACT
DETERMINATION RELATIVE TO THE PROPOSED LEASE OF THE
PROPERTY LOCATED AT APPLETREE BUSINESS PARK**

Motion by seconded by

WHEREAS, the Erie County Water Authority (the “Authority”) desires to enter into a lease for approximately 25,324 square feet of space at the property generally known as AppleTree Business Park located at 2875 Union Road, Cheektowaga, NY 14227 (the “Project”); and

WHEREAS, the Authority has reviewed the Project in light of the requirements set forth in the New York State Environmental Quality Review Act, Article 8 of the New York Environmental Conservation Law and the applicable regulations promulgated thereto at 6 NYCRR Part 617 (“SEQRA”); and

WHEREAS, the Authority has completed Part 1 of a Short Environmental Assessment Form (“EAF”) along with certain accompanying attachments for the Project for the purpose of conducting a review of the Project pursuant to SEQRA; and

WHEREAS, the Authority has considered the potential impacts on the environment of the Project as set forth in more detail below by undertaking a thorough review of the conditions associated with construction of the Project, including the completion of Parts 2 and 3 of the EAF; and

WHEREAS, the Authority resolves based upon the information contained in Parts 1, 2 and 3 of the EAF as completed for the Project by the Authority’s consultants, which the Authority hereby adopts as its own after review and analysis of same, the Authority has determined that the Project will not result in a potential significant adverse impact to the environment for the reasons set forth below in this resolution;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority hereby finds and determines that the Project is classified as an Unlisted action under 6 NYCRR Part 617; and be it further

RESOLVED: That each of the Whereas Clauses in this Resolution are incorporated by reference as specific findings of this Resolution and shall have the same effect as the other findings herein; and be it further

RESOLVED: That, based upon the review by the Authority of the EAF, the Authority hereby finds that (i) the Project constitutes an "Unlisted Action" within the meaning of SEQR and a coordinated review is optional; (ii) the Authority has conducted an uncoordinated review of the Project under SEQR; (iii) the Project will not have significant impacts to air, surface, or groundwater quality, will have no adverse effect on existing traffic levels, as the site is served by public transportation, will have no impact on vegetation or fauna or any natural resources and is not within or adjacent to a critical environmental area, is consistent with the municipality’s comprehensive plan, will cause no human health hazards, will not result in the attraction of a large number of people to the site, and there are no project related cumulative impacts, or other related actions, that when considered cumulatively, will cause a substantial adverse impact; (iv) any construction related impacts are short term and do not have a significant magnitude or effect; (v) the Project will not have a "significant effect on the environment" as such quoted term is defined in SEQR; and (vi) no "environmental impact statement" as such quoted term is defined in SEQR, need be prepared for this action; and be it further

RESOLVED: Therefore, after conducting the requisite coordinated review pursuant to SEQRA, the Authority issues a Negative Declaration for the Project pursuant to 6 N.Y.C.R.R. § 617.7; and be it further

RESOLVED: That the Negative Declaration, which this Resolution constitutes, shall be filed and/or published to the extent required by the SEQRA regulations and/or as the Authority may deem advisable; and be it further

RESOLVED: That this Resolution has been prepared in accordance with Article 8 of the New York Environmental Conservation Law and the regulations promulgated thereto at 6 N.Y.C.R.R. Part 617 by the Erie County Water Authority with offices located at 3030 Union Road, Cheektowaga, New York 14227-1097; and be it further

RESOLVED: That the Executive Engineer of the Authority is authorized to file this Negative Declaration, as necessary, in accordance with the applicable provisions of the law; and be it further

RESOLVED: That this Resolution shall take effect immediately.

Ayes:

Noes:

05/21/26-HARRIS BEACH:alh

ITEM 2 - AUTHORIZATION TO ENTER INTO A COOPERATIVE AGREEMENT WITH THE TOWNS OF WEST SENECA AND ELMA RELATING TO TRANSIT ROAD INTERCONNECTION, PROJECT NO. 202500200

Motion by seconded by

WHEREAS, pursuant to a Lease Management Agreement, dated January 28, 1999, and in effect until January 27, 2029 (“LMA”), the Erie County Water Authority (the “Authority”) agreed to manage the Town of West Seneca’s (“West Seneca”) water system and to sell and distribute potable water to domestic and commercial customers within the town-created water districts; and

WHEREAS, pursuant to Article IV, section 4.1 of the LMA, it is the sole obligation of West Seneca to furnish and install at its own cost and expense such facilities within West Seneca as are required to provide an adequate supply of water at proper pressure for domestic use, as well as for fire protection within West Seneca; and

WHEREAS, pursuant to Article V, section 5.1 of the LMA, the Authority has the ability to provide additions, betterments and improvements to West Seneca’s facilities upon West Seneca’s request for same and the costs of such additions, betterments and improvements are the responsibility of West Seneca; and

WHEREAS, West Seneca has requested that the Authority install an interconnection to the Town of Elma’s (“Elma”) 8-inch line located on Transit Road in the vicinity of Seneca Street (“Transit Road Interconnection”) to improve the water pressure received by West Seneca’s residents located on Transit Road in the vicinity of Seneca Street; and

WHEREAS, pursuant to a Bulk Sales Agreement, dated July 23, 2025, and in effect until July 22, 2035 (“BSA”), the Authority agreed to supply Elma with an adequate supply of potable water for Elma to distribute to its residents; and

WHEREAS, pursuant to Article 2, section 2.15 of the BSA, the Authority and Elma agreed that Elma must allow and permit the Authority to use the facilities and infrastructure of Elma without the imposition of any rentals or other charges to transport water to areas located outside and beyond the territorial limits or service area of Elma; and

WHEREAS, pursuant to Article 2, section 2.09 of the BSA, the Authority agreed to furnish and maintain, at its sole cost and expense, a meter and meter coupling at each point at which water is delivered by Elma outside of Elma’s service areas for further distribution by the Authority; and

WHEREAS, the Authority, West Seneca, and Elma desire to enter into a Cooperative Agreement to coordinate and facilitate the installation of the Transit Road Interconnection; and

WHEREAS, the Authority’s Engineering Department designed the Transit Road Interconnection and the work will be completed by Kandey Company, Inc. under an existing contract with the Authority; and

WHEREAS, West Seneca will assume all costs connected to the work and the Authority will not be responsible for any expenses pertaining to the Transit Road Interconnection;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority accepts the Cooperative Agreement between West Seneca, Elma, and the Authority to coordinate and facilitate the installation of the Transit Road Interconnection; and be it further

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

Ayes:

Noes:

ITEM 3 - AWARD OF CONTRACT TO KANDEY COMPANY, INC. FOR WATER SERVICE INVESTIGATIONS, CONTRACT 3, PROJECT NO. 202600071 - \$1,045,150.00

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 March 2026, a notice inviting sealed bids in accordance with Public Authorities Law §1069 for Water Service Investigations, Contract 3; and

WHEREAS, Authority personnel opened sealed bids in the office of the Authority on the 23rd day of April 2026, and were as follows:

BIDDERS	AMOUNT
Kandey Company, Inc.	\$1,045,150.00
New Frontier Excavating & Paving, Inc.	1,104,965.80
D&H Excavating, Inc.	1,176,160.00
716 Site Contracting, Inc.	1,217,230.00
E&R General Construction, Inc.	1,231,310.00
Hydro X USA, LLC	1,380,900.00
M&C Utilities, LLC	1,672,650.00; and

WHEREAS, Michael J. Quinn, Director of Distribution, and Leonard F. Kowalski, Executive Engineer, have reviewed the specifications and bids and determined Kandey Company, 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. 101802 Lead Service Line Inventory;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority awards the contract to Kandey Company, 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 Kandey Company, Inc. for Water Service Investigations, Contract 3, as a unit price contract for the estimated total amount of \$1,045,150.00; 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 - AUTHORIZATION TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH ARCADIS OF NEW YORK, INC., TO RENDER CONSULTING ENGINEERING SERVICES RELATING TO PUMP VIBRATION INVESTIGATIONS, IDENTIFIED AS CONTRACT NO. MP-093, PROJECT NO. 202600096 - CCII

Motion by seconded by

WHEREAS, the Erie County Water Authority's (the "Authority") recently issued a Request for Proposal ("RFP") to qualified firms to provide professional engineering services relating to Pump Vibration Investigations, identified as Contract No. MP-093 (the "Project"); and

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

Arcadis of New York, Inc. ("Arcadis")
Brown & Caldwell
CDM Smith
Hazen & Sawyer
Henningson, Durham & Richardson Architecture and Engineering, P.C. ("HDR"); 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, the Authority received proposals from Arcadis, Hazen and Sawyer, and HDR; 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 Purchasing Guidelines, Policies and Procedures; and

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

WHEREAS, the review committee recommends that the Authority enter into a professional services agreement with Arcadis to provide professional consulting engineering services relating to Pump Vibration Investigations, identified as Contract No. MP-093; and

WHEREAS, the Authority's 2026 Capital Budget includes funds under Unit 1010 Sturgeon Point Plant, Item No. 101826 HS No. 1 Vibration Testing & Rehab and Unit 1020 Control Operations, Item No. 101879 Pump Station Pump Replacement;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority accepts the proposal of Arcadis to provide professional consulting engineering services relating to Pump Vibration Investigations, identified as Contract No. MP-093; and be it further

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

Ayes:
Noes:

05/21/26-alh

ITEM 5 - APPROVAL OF CHANGE ORDER NO. 1 OF D&H EXCAVATING, INC. FOR WATER SERVICE INVESTIGATIONS, CONTRACT 1, PROJECT NO. 202500057

Motion by seconded by

WHEREAS, on May 15, 2025, the Erie County Water Authority (the “Authority”) Board of Commissioners (the “Board”) awarded D&H Excavating, Inc. (the “Contractor”) a contract for Water Service Investigations, Contract 1(the “Contract”); and

WHEREAS, in accordance with Section 00700, General Conditions, Paragraph 3.04(A) of the Contract, the parties may amend the Contract Documents by change order; and

WHEREAS, the parties wish to amend the Contract to extend the Substantial Completion Date from April 17, 2026 to June 26, 2026 and the Final Completion Date from May 1, 2026 to July 31, 2026; and

WHEREAS, the reason for said change is to account for an increase in the number of lead service investigations assigned to the Contractor and a delayed start to the 2026 construction season due to weather conditions; and

WHEREAS, Michael J. Quinn, Director of Distribution and Leonard F. Kowalski, Executive Engineer recommend approval of said Change Order No. 1; and

WHEREAS, there is no change to the contract price;

NOW, THEREFORE, BE IT RESOLVED:

That Change Order No. 1 of D&H Excavating, Inc. be approved to extend the Substantial Completion Date from April 17, 2026 to June 26, 2026 and the Final Completion Date from May 1, 2026 to July 31, 2026; and be it further

RESOLVED: That the Chair is authorized to execute said Change Order No. 1 on behalf of the Authority.

Ayes:

Noes:

05/21/26-alh

ITEM 6 - APPROVAL OF AMENDMENT NO. 2 OF THE MANAGED PRINT SERVICE CONTRACT WITH UNITED COPIER & BUSINESS SYSTEMS, INC. FOR SERVICES RELATING TO FURNISHING AND DELIVERING EQUIPMENT, SUPPLIES, AND PARTS FOR PRINTERS, COPIERS, SCANNERS AND PLOTTERS, IDENTIFIED AS CONTRACT NO. UBS-001, PROJECT NO. 202300126

Motion by seconded by

WHEREAS, on May 25, 2023, the Erie County Water Authority's (the "Authority") Board of Commissioners (the "Board") approved a resolution to enter into a Managed Print Service Contract with United Copier & Business Systems, Inc. ("UBS") relating to furnishing and delivering equipment, supplies, and parts for printers, copiers, scanners and plotter, identified as Contract No. UBS-001 (the "Contract"); and

WHEREAS, the Contract provides that UBS shall provide managed print services to the Authority from August 1, 2023 through July 31, 2028; and

WHEREAS, on September 20, 2023, the Authority and UBS entered into Amendment No. 1 of the Contract which updated the specifications of the equipment to be delivered by UBS; and

WHEREAS, due to the length of the Contract, the Authority has had changing needs for printing services and has requested the ability to modify the types and quantities of printers available to the Authority's end users; and

WHEREAS, in accordance with Article 6, Paragraph 6.02 of the Contract, the parties may amend the Contract by written amendment authorized by resolution of the Board; and

WHEREAS, the parties wish to amend the Contract to allow the Authority to make substitutions to the Authority's equipment, as needed; and

WHEREAS, the Authority's O&M Budget includes funds for this project under Unit 8525 Information Technology, Item No. 68 PCs & Peripherals;

NOW, THEREFORE, BE IT RESOLVED:

That the Board approves amending the Contract with United Copier & Business Systems, Inc. to allow the Authority to make substitutions to the Authority's equipment, as needed; and be it further

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

Ayes:
Noes:

05/21/26 -alh

ITEM 7 - 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 6" valve at 3758 Wolf Road, Town of Hamburg with a new 6" resilient seat valve on 03/23/2026. Work done by ECWA forces under Work Authorization No. 107.200 7582.

Valve originally installed prior to 07/14/2011 was scrapped and retired under Retirement Authorization No. R260020.

Replaced existing 5' hydrant at 8615 Stahley Road, Town of Clarence with a new 5' Mueller hydrant on 03/23/2026. Work done by ECWA forces under Work Authorization No. 107.200 7583.

Hydrant originally installed prior to 10/01/1999 was scrapped and retired under Retirement Authorization No. R260021.

Replaced existing 6' hydrant at 4337 East Frontier Drive, Town of Hamburg with a new 6' Mueller Centurion hydrant on 03/26/2026. Work done by ECWA forces under Work Authorization No. 107.200 7584.

Hydrant originally installed prior to 06/01/2011 was scrapped and retired under Retirement Authorization No. R260022.

Replaced existing 5' hydrant at 3811 Schintzius Road, Town of Eden with a new 5' Mueller Centurion hydrant on 04/15/2026. Work done by ECWA forces under Work Authorization No. 107.200 7579.

Hydrant originally installed prior to 01/06/2020 was scrapped and retired under Retirement Authorization No. R260017.

Replaced existing 5' hydrant at 4135 Clardon Drive, Town of Clarence with a new 5' Mueller Centurion hydrant on 04/16/2026. Work done by ECWA forces under Work Authorization No. 107.200 7581.

Hydrant originally installed prior to 10/01/1999 was scrapped and retired under Retirement Authorization No. R260019.

Removed 5' hydrant at 680 Dick Road, Town of Cheektowaga on 04/17/2026. Work done by ECWA forces under Work Authorization No. 107.200 7580.

Hydrant originally installed in 1927 was scrapped and retired under Retirement Authorization No. R260018.

Installed new 5' Mueller hydrant at 670 Dick Road, Town of Cheektowaga on 04/20/2026. Work done by ECWA forces under Work Authorization No. 107.200 7585; 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:

05/21/26-alh