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, 2027; 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 of the Authority to post the amended Tariff on the Authority's website.

Ayes:
Noes:

11/19/26-alh

SCHEDULE "A"

AMENDMENTS TO THE ERIE COUNTY WATER AUTHORITY'S TARIFF TO BECOME EFFECTIVE AT 12:01 A.M. JANUARY 1, 2027

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

1.00 DEFINITIONS

1.20 INFRASTRUCTURE INVESTMENT CHARGE

[Shall mean the charge assessed to an active service address for all Small Meter, Large Meter and Public Corporation and Special Improvement Districts customers as listed under Section 13 to help fund the annual system wide infrastructure investment program.]

Shall mean a fixed charge assessed to each meter at an active service address for the customer classes identified in Section 13, Service Classification No. 1. The charge is intended to recover a portion of the costs associated with maintaining, renewing, rehabilitating, replacing, and improving the Authority's water system infrastructure. Such infrastructure may include transmission and distribution mains, treatment facilities, pumping facilities, storage facilities, system controls, and other capital assets necessary to provide safe, reliable, and resilient water service. The charge supports the long-term availability and capability of the water system and is assessed based on the size of each customer meter to reflect "the readiness to serve" without regard to the actual volume of water consumed.

2.00 AVAILABILITY AND TYPES OF SERVICE

DISCONTINUANCE OF WATER SERVICE

2.32 Water service may be discontinued by the Authority for any one of the following reasons:

H. For missing and/or rescheduling more than two service appointments for the purpose of reading, repairing, replacing, testing or removing meters or backflow preventers or observing water pipes and other fixtures.

4.00 INSTALLATION OF WATER SERVICE CONNECTIONS

4.09 The Authority may require a hydraulic analysis prior to the installation of any service greater than two inches in diameter. The Authority requires use of its engineering consultant for the hydraulic analysis and the applicant shall reimburse the Authority for such analysis.

6.00 INSTALLATION OF METERS

6.04 The Authority shall, in its sole discretion, furnish, install, and maintain meters and meter couplings, but the customer shall install on his premises the necessary piping, fittings, valves, and pipe couplings to receive the meter. The Authority recommends the installation of suitable equipment properly located and installed to prevent backflow which may cause damage to the meter or other damage to the plumbing or the Authority's system. The homeowner warrants that all interior plumbing, piping, fittings, valves and pipe couplings to receive the meter are adequate and able to properly accept water from the Authority. The Authority shall not be liable for damages to person, property, or incidental, caused by the failure of any interior plumbing, pipe, fitting, valve, or pipe coupling, or failure to install same, for causes beyond its control or through ordinary negligence.

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 within thirty (30) days of receipt.

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

COMMODITY VOLUMETRIC RATES:

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

$[5.57]5.85 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	$[50.13]52.65	$[33.33]35.01	$[83.46]87.66

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	$[16.71]17.55	$[11.11]11.67	$[27.82]29.22

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)

$[5.01]5.25 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	$ [135.27] 141.75	$ [130.47] 136.98	$ [265.74] 278.73
1-1/2	39,000	[195.39] 204.75	[130.47]136.98	[325.86]341.73
2	63,000	[315.63]330.75	[208.74]219.18	[524.37]549.93
3	120,000	[601.20]630.00	[391.41]410.97	[992.61]1,040.97
4	198,000	[991.98]1,039.50	[652.32]684.93	[1,644.30]1,724.43
6	390,000	[1,953.90]2,047.50	[1,304.61]1,369.83	[3,258.51]3,417.33
8	630,000	[3,156.30]3,307.50	[2,087.37]2,191.74	[5,243.67]5,499.24
10	900,000	[4,509.00]4,725.00	[3,000.66]3,150.69	[7,509.66]7,875.69
12	1,230,000	[6,162.30]6,457.50	[5,609.82]5,890.32	[11,772.12]12,347.82
20	2,820,000	[14,128.20]14,805.00	[24,143.04]25,350.18	[38,271.24]40,155.18
24	3,840,000	[19,238.40]20,160.00	[48,755.91]48,755.91	[67,994.31]68,915.91

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	$ [45.09] 47.25	$ [43.49] 45.66	$ [88.58]92.91
1-1/2	13,000	[65.13]68.25	[43.49]45.66	[108.62]113.91
2	21,000	[105.21]110.25	[69.58]73.06	[174.79]183.31
3	40,000	[200.40]210.00	[130.47]136.99	[330.87]346.99
4	66,000	[330.66]346.50	[217.44]228.31	[548.10]574.81
6	130,000	[651.30]682.50	[434.87]456.61	[1,086.17]1,139.11
8	210,000	[1,052.10]1,102.50	[695.79]730.58	[1,747.89]1,833.08
10	300,000	[1,503.00]1,575.00	[1,000.22]1,050.23	[2,503.22]2,625.23
12	410,000	[2,054.10]2,152.50	[1,869.94]1,963.44	[3,924.04]4,115.94
20	940,000	[4,709.40]4,935.00	[8,047.68]8,450.06	[12,757.08]13,385.06
24	1,280,000	[6,412.80]6,720.00	[16,251.97]16,251.97	[22,664.77]22,971.97

C. PUBLIC CORPORATIONS AND SPECIAL IMPROVEMENT DISTRICTS PER SECTION 2, PARAGRAPHS 2.02B, 2.05-2.15

COMMODITY VOLUMETRIC RATES:

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

$ [4.37]4.59 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	$ [117.99]123.93	$ [130.47]136.98	$ [248.46]260.91
1-1/2	39,000	[170.43]179.01	[130.47]136.98	[300.90]315.99
2	63,000	[275.31]289.17	[208.74]219.18	[484.05]508.35
3	120,000	[524.40]550.80	[391.41]410.97	[915.81]961.77
4	198,000	[865.26]908.82	[652.32]684.93	[1,517.58]1,593.75
6	390,000	[1,704.30]1,790.10	[1,304.61]1,369.83	[3,008.91]3,159.93
8	630,000	[2,753.10]2,891.70	[2,087.37]2,191.74	[4,840.47]5,083.44
10	900,000	[3,933.00]4,131.00	[3,000.66]3,150.69	[6,933.66]7,281.69
12	1,230,000	[5,375.10]5,645.70	[5,609.82]5,890.32	[10,984.92]11,536.02
20	2,820,000	[12,323.40]12,943.80	[24,143.04]25,350.18	[36,466.44]38,293.98
24	3,840,000	[16,780.80]17,625.60	[48,755.91]48,755.91	[65,536.71]66,381.51

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	$ [39.33]41.31	$ [43.49]45.66	$ [82.82] 86.97
1-1/2	13,000	[56.81]59.67	[43.49]45.66	[100.30]105.33
2	21,000	[91.77]96.39	[69.58]73.06	[161.35]169.45
3	40,000	[174.80]183.60	[130.47]136.99	[305.27]320.59
4	66,000	[288.42]302.94	[217.44]228.31	[505.86]531.25
6	130,000	[568.10]596.70	[434.87]456.61	[1,002.97]1,053.31
8	210,000	[917.70]963.90	[695.79]730.58	[1,613.49]1,694.48
10	300,000	[1,311.00]1,377.00	[1,000.22]1,050.23	[2,311.22]2,427.23
12	410,000	[1,791.70]1,881.90	[1,869.94]1,963.44	[3,661.64]3,845.34
20	940,000	[4,107.80]4,314.60	[8,047.68]8,450.06	[12,155.48]12,764.66
24	1,280,000	[5,593.60]5,875.20	[16,251.97]16,251.97	[21,845.57]22,127.17

SERVICE CLASSIFICATION NO. 3

13.03 HYDRANTS

CHARACTER OF SERVICE:

Temporary and/or Seasonal

RATE:

$[5.57]5.84 per 1,000 gallons. A minimum charge of $[278.50]292.00 per hydrant meter device per permit period

14.00 MISCELLANEOUS CHARGES

14.02 APPOINTMENT FEES

B. The Authority may charge fees as follows for a missed appointment or a cancellation/reschedule of an appointment with less than 48 hours notice[fee]: [$30.00]

First instance in a twelve month period - $100.00
Second instance in a twelve month period - $150.00
Third instance in a twelve month period - $200.00
The Authority may shut off a customer pursuant to paragraph 2.32 of this Tariff on or after the third instance in a twelve month period.

14.10 SERVICE CHARGES

A. Service Restoration

a. $[30.00]100.00 if the customer requests an appointment between 9:00 a.m. to 4:00 p.m., Monday through Friday, exclusive of Holidays.

b. $[45.00]150.00 if the customer requests an appointment outside of the hours listed in (a) above.

B. Tile Sets and Meter Pits

2. There will be a fee of $400.00 per scheduled date for a missed appointment or cancellation within 48 hours of a scheduled appointment for meter pit or tile set services or any meter inspection or repair.

3. Any meter pit connection not authorized by the ECWA shall be billed $100 per day from the date that the connection is first discovered until a proper ECWA connection is made.

14.15 CONTRACT REDRAFT AND AMENDMENT FEE

$200 for each occurrence of contract changes requested by applicant or as required by the Authority after initial contract has been forwarded to the applicant.

ITEM 2 - AUTHORIZATION TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH TRANSWAVE COMMUNICATIONS SYSTEMS, INC. TO RENDER MICROWAVE RADIO MAINTENANCE SERVICES, IDENTIFIED AS CONTRACT NO. TCS-005, PROJECT NO. 202700010

Motion by seconded by

WHEREAS, the Erie County Water Authority's (the "Authority") microwave radio communication equipment provides critical back up network communications in the event of primary carrier outages; and

WHEREAS, the microwave radio communication equipment requires maintenance services and the Authority's current professional services agreement with Transwave Communication Systems, Inc. ("Transwave") is set to expire at the end of the year; and

WHEREAS, it was determined that Transwave is the single source local provider of the abovementioned services; 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, David W. Aubertine, Director of Information Services and Cybersecurity recommends entering into a professional services agreement with Transwave as a sole source provider of microwave radio maintenance services with an annual cost of $53,500.00 for the first three (3) years and increasing to $57,000.00 for year four (4) and year five (5) (the "Agreement"); and

WHEREAS, the Authority's 2027 O&M Budget includes funds for this project under Unit 8525 Information Technology, Item No. 26 Equipment Maintenance Contract;

NOW, THEREFORE, BE IT RESOLVED:

That the Board of Commissioners of the Authority approves entering into a professional services agreement with Transwave as a sole source provider of microwave radio maintenance services with an annual cost of $53,500.00 for the first three (3) years and increasing to $57,000.00 for year four (4) and year five (5); and be it further

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

Ayes:
Noes:

11/19/26-alh

ITEM 3 - APPROVAL OF CHANGE ORDER NO. 1 OF E&R GENERAL CONSTRUCTION, INC. FOR LEAD SERVICE REPLACEMENTS, CONTRACT 1A, VILLAGES OF BLASDELL AND HAMBURG, PROJECT NO. 202600028

Motion by seconded by

WHEREAS, on April 28, 2026, the Erie County Water Authority (the "Authority") Board of Commissioners (the "Board") awarded E&R General Construction, Inc. (the "Contractor") a contract for Lead Service Replacements, Contract 1A, Villages of Blasdell and Hamburg (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 written amendment; and

WHEREAS, the parties wish to amend the Contract to extend the Substantial Completion Date from October 30, 2026 to June 25, 2027 and the Final Completion Date from November 20, 2026 to July 30, 2027; and

WHEREAS, the Authority anticipates assigning additional lead service investigations to the Contractor and, if required, additional time may be needed to perform lead service replacements; 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 the Board approves Change Order No. 1 of E&R General Construction, Inc. for Lead Service Replacements, Contract 1A, Villages of Blasdell and Hamburg, to extend the Substantial Completion Date from October 30, 2026 to June 25, 2027 and the Final Completion Date from November 20, 2026 to July 30, 2027; and be it further

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

Ayes:
Noes:

11/19/26-alh

ITEM 4 - APPROVAL OF CHANGE ORDER NO. 1 OF 716 SITE CONTRACTING, INC. FOR WATER SERVICE INVESTIGATIONS AND LEAD SERVICE REPLACEMENTS, CONTRACT D, VILLAGE OF LANCASTER, PROJECT NO. 202500250

Motion by seconded by

WHEREAS, on February 12, 2026, the Erie County Water Authority (the "Authority") Board of Commissioners (the "Board") awarded 716 Site Contracting, Inc. (the "Contractor") a contract for Water Service Investigations and Lead Service Replacements, Contract D, Village of Lancaster (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 written amendment; and

WHEREAS, the parties wish to amend the Contract to extend the Substantial Completion Date from October 30, 2026 to June 25, 2027 and the Final Completion Date from November 20, 2026 to July 30, 2027; and

WHEREAS, the Authority anticipates assigning additional lead service investigations to the Contractor and, if required, additional time may be needed to perform lead service replacements; 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 the Board approves Change Order No. 1 of 716 Site Contracting, Inc. for Water Service Investigations and Lead Service Replacements, Contract D, Village of Lancaster, to extend the Substantial Completion Date from October 30, 2026 to June 25, 2027 and the Final Completion Date from November 20, 2026 to July 30, 2027; and be it further

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

Ayes:
Noes:

11/19/26-alh

ITEM 5 - APPROVAL OF CHANGE ORDER NO. 1 OF E&R GENERAL CONSTRUCTION, INC. FOR WATER SERVICE INVESTIGATIONS AND LEAD SERVICE REPLACEMENTS, CONTRACT E, CITY OF LACKAWANNA AND TOWN OF WEST SENECA, PROJECT NO. 202600012

Motion by seconded by

WHEREAS, on March 19, 2026, the Erie County Water Authority (the "Authority") Board of Commissioners (the "Board") awarded E&R General Construction, Inc. (the "Contractor") a contract for Water Service Investigations and Lead Service Replacements, Contract E, City of Lackawanna and Town of West Seneca (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 written amendment; and

WHEREAS, the parties wish to amend the Contract to extend the Substantial Completion Date from November 25, 2026 to June 25, 2027 and the Final Completion Date from December 18, 2026 to July 30, 2027; and

WHEREAS, the Authority anticipates assigning additional lead service investigations to the Contractor and, if required, additional time may be needed to perform lead service replacements; 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 the Board approves Change Order No. 1 of E&R General Construction, Inc. (the "Contractor") a contract for Water Service Investigations and Lead Service Replacements, Contract E, City of Lackawanna and Town of West Seneca, to extend the Substantial Completion Date from November 25, 2026 to June 25, 2027 and the Final Completion Date from December 18, 2026 to July 30, 2027; and be it further

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

Ayes:
Noes:

11/19/26-alh

ITEM 6 - APPROVAL OF CHANGE ORDER NO. 1 OF KANDEY COMPANY, INC. FOR BALL PUMP STATION PHASE 1 REHABILITATION, IDENTIFIED AS CONTRACT NO. MP-086, PROJECT NO. 202000177 - $3,728,817.00

Motion by seconded by

WHEREAS, on March 19, 2026, the Erie County Water Authority (the "Authority") Board of Commissioners (the "Board") awarded Kandey Company, Inc. (the "Contractor") a contract for Ball Pump Station Phase 1 Rehabilitation, identified as Contract No. MP-086 (the "Contract"); and

WHEREAS, in accordance with Article 11, Paragraph 11.01 of the Contract, the parties may amend the Contract Documents by written amendment; and

WHEREAS, the Contract includes the replacement of pumps 1, 2, 3, and 6 along with their associated variable frequency drives; and

WHEREAS, the Authority's Engineering and Control Departments have determined that pumps 4 and 5, and their associated variable frequency drives, also require replacement; and

WHEREAS, the Contractor has submitted a quote to furnish and install pumps 4 and 5 in the amount of $3,728,817.00; and

WHEREAS, the parties wish to amend the Contract to extend the Substantial Completion Date from September 2, 2028 to March 1, 2029 and the Final Completion Date from October 17, 2028 to April 15, 2029 to accommodate the additional services; and

WHEREAS, Michael J. Quinn, Director of Distribution, and Leonard F. Kowalski, Executive Engineer, recommend approval of said Change Order No. 1 increasing the Contract Price by $3,728,817.00 and to extend the Substantial Completion Date from September 2, 2028 to March 1, 2029 and the Final Completion Date from October 17, 2028 to April 15, 2029 to furnish and install pumps 4 and 5; and

WHEREAS, the Authority's 2027 Capital Budget includes funds for this project under Unit 1020 Control Operations, Item No. 101879 Pump Station Pump Replacement and Unit 2520 Eng/Const Control, Item No. 101512 Ball PS- Pumping Improvements;

NOW, THEREFORE, BE IT RESOLVED:

That the Board approves Change Order No. 1 of Kandey Company, Inc. for Ball Pump Station Phase 1 Rehabilitation, identified as Contract No. MP-086, increasing the Contract Price by $3,728,817.00 and to extend the Substantial Completion Date from September 2, 2028 to March 1, 2029 and the Final Completion Date from October 17, 2028 to April 15, 2029 to furnish and install pumps 4 and 5; and be it further

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

Ayes:
Noes:

11/19/26-alh

ITEM 7 - APPROVAL OF CHANGE ORDER NO. 2 OF 716 SITE CONTRACTING, INC. FOR WATER SERVICE INVESTIGATIONS AND LEAD SERVICE REPLACEMENTS, CONTRACT C, CITY OF TONAWANDA, PROJECT NO. 202500100

Motion by seconded by

WHEREAS, on September 18, 2025, the Erie County Water Authority (the "Authority") Board of Commissioners (the "Board") awarded 716 Site Contracting, Inc. (the "Contractor") a contract for Water Service Investigations and Lead Service Replacements, Contract C, City of Tonawanda (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 written amendment; and

WHEREAS, on July 16, 2026, the Board approved Change Order No. 1 to extend the Substantial Completion Date from August 28, 2026 to November 20, 2026 and the Final Completion Date from September 25, 2026 to December 18, 2026; and

WHEREAS, the parties wish to amend the Contract to extend the Substantial Completion Date from November 20, 2026 to June 25, 2027 and the Final Completion Date from December 18, 2026 to July 30, 2027; and

WHEREAS, the reason for said change is to account for an increase in the number of lead service investigations recently assigned to the Contractor and, if required, additional time may be needed to perform lead service replacements; and

WHEREAS, Michael J. Quinn, Director of Distribution and Leonard F. Kowalski, Executive Engineer recommend approval of said Change Order No. 2; and

WHEREAS, there is no change to the contract price;

NOW, THEREFORE, BE IT RESOLVED:

That the Board approves Change Order No. 2 of 716 Site Contracting, Inc. for Water Service Investigations and Lead Service Replacements, Contract C, City of Tonawanda, to extend he Substantial Completion Date from November 20, 2026 to June 25, 2027 and the Final Completion Date from December 18, 2026 to July 30, 2027; and be it further

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

Ayes:
Noes:

11/19/26-alh

ITEM 8 - APPROVAL OF CHANGE ORDER NO. 3 OF NEW FRONTIER EXCAVATING & PAVING, INC. FOR WATER SERVICE INVESTIGATIONS AND LEAD SERVICE REPLACEMENTS, CONTRACT A, CITY OF TONAWANDA, PROJECT NO. 202500008

Motion by seconded by

WHEREAS, on April 17, 2025, the Erie County Water Authority (the "Authority") Board of Commissioners (the "Board") awarded New Frontier Excavating & Paving, Inc. (the "Contractor") a contract for Water Service Investigations and Lead Service Replacements, Contract A, City of Tonawanda (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 written amendment; and

WHEREAS, on October 16, 2025, the Board approved Change Order No. 1 to extend the Substantial Completion Date from November 21, 2025 to May 29, 2026 and the Final Completion Date from December 12, 2025 to June 26, 2026; and

WHEREAS, on July 16, 2026, the Board approved Change Order No. 2 to extend the Substantial Completion Date from May 29, 2026 to November 20, 2026 and the Final Completion Date from June 26, 2026 to December 18, 2026; and

WHEREAS, the parties wish to amend the Contract to extend the Substantial Completion Date from November 20, 2026 to June 25, 2027 and the Final Completion Date from December 18, 2026 to July 30, 2027; and

WHEREAS, the reason for said change is to account for an increase in the number of lead service investigations recently assigned to the Contractor and, if required, additional time may be needed to perform lead service replacements; and

WHEREAS, Michael J. Quinn, Director of Distribution, and Leonard F. Kowalski, Executive Engineer, recommend approval of said Change Order No. 3; and

WHEREAS, there is no change to the contract price;

NOW, THEREFORE, BE IT RESOLVED:

That the Board approves Change Order No. 3 of New Frontier Excavating & Paving, Inc. for Water Service Investigations and Lead Service Replacements, Contract A, City of Tonawanda, to extend the Substantial Completion Date from November 20, 2026 to June 25, 2027 and the Final Completion Date from December 18, 2026 to July 30, 2027; and be it further

RESOLVED: That the Chair is authorized to execute said Change Order No. 3 on behalf of the Authority.

Ayes:
Noes:

11/19/26-alh

ITEM 9 - APPROVAL OF CHANGE ORDER NO. 1 OF E&R GENERAL CONSTRUCTION, INC. FOR LAKE SHORE ROAD 48-INCH TRANSMISSION MAIN REHABILITATION, TOWN OF EVANS, PROJECT NO. 202500113

Motion by seconded by

WHEREAS, on September 18, 2025, the Erie County Water Authority (the "Authority") Board of Commissioners (the "Board") awarded E&R General Construction, Inc. (the "Contractor") a contract for Lake Shore Road 48-inch Transmission Main Rehabilitation, Town of Evans (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 written amendment; and

WHEREAS, a portion of the pipe was found to be unsuitable for rehabilitation during excavation, requiring the Contractor to remove and replace it; and

WHEREAS, the Contractor has requested an additional fee of $25,000.00 to perform the additional services; and

WHEREAS, Michael J. Quinn, Director of Distribution, and Leonard F. Kowalski, Executive Engineer, recommend approval of said Change Order No. 1 to increase the Contingency Allowance by $25,000.00 for the additional services performed; and

WHEREAS, the Authority's 2026 Capital Budget includes funds for this project under Unit 2595 Eng/Const Transmission Mains, Item No. 101611 BC-002 42" and 48" Transmission Main Condition Assessment;

NOW, THEREFORE, BE IT RESOLVED:

That the Board approves Change Order No. 1 of E&R General Construction, Inc. for Lake Shore Road 48-inch Transmission Main Rehabilitation, Town of Evans, to increase the Contingency Allowance by $25,000.00 for the additional services performed; and be it further

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

Ayes:
Noes:

11/19/26-alh

ITEM 10 – AUTHORIZATION TO AMEND THE ERIE COUNTY WATER AUTHORITY'S ANNUAL CAPITAL BUDGET FOR THE FISCAL YEAR 2026 – BALL PUMPING STATION – PUMPING IMPROVEMENTS, IDENTIFIED AS CONTRACT NO. MP-086, PROJECT NO. 202000177 - $6,000,000.00

Motion by seconded by

WHEREAS, in a resolution dated October 16, 2025, the Erie County Water Authority (the "Authority") adopted its Annual Capital Budget for the fiscal year 2026; 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 Michael J. Quinn, Director of Distribution, funding is needed for budget item 101512 – Ball Pumping Station – Pumping Improvements; and

WHEREAS, in order to provide funding for this project, funds within the Annual Capital Budget will need to be re-allocated as follows:

Unit No	Capital No	Description	Increase	Decrease
2520	101512	Ball PS – Pumping Improvements	$ 6,000,000.00	
2510	101504	LM Storage Facility		$ 1,500,000.00
2590	101802	Lead Service Line Inventory		$ 4,500,000.00
		Totals	$ 6,000,000.00	$ 6,000,000.00;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority's Annual Capital Budget for the fiscal year 2026 be amended as listed above.

Ayes:
Noes:

11/19/26-alh

ITEM 11 - AUTHORIZATION TO AMEND THE ERIE COUNTY WATER AUTHORITY'S ANNUAL CAPITAL BUDGET FOR THE FISCAL YEAR 2026 – VAN DE WATER WATER TREATMENT PLANT 1-INCH SAMPLE LINE INSTALLATION, PROJECT NO. 202600269 - $75,000.00

Motion by seconded by

WHEREAS, in a resolution dated October 16, 2025, the Erie County Water Authority (the "Authority") adopted its Annual Capital Budget for the fiscal year 2026; 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 101929 Van de Water Water Treatment Plant 1-inch Sample Line Installation ; and

WHEREAS, in order to provide funding for this project, funds within the Annual Capital Budget will need to be re-allocated as follows:

Unit No	Capital No	Description	Increase	Decrease
1015	101929	Van de Water Water Treatment Plant 1-inch Sample Line Installation	$ 75,000.00	
1015	101825	Filter 1 Valves & Actuators Replacement		$ 75,000.00
		Totals	$ 75,000.00	$ 75,000.00;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority's Annual Capital Budget for the fiscal year 2026 be amended as listed above.

Ayes:
Noes:

11/19/26-alh

ITEM 12 - AUTHORIZATION TO GRANT A COURTESY REVERSAL OF DELINQUENT CHARGES FOR ERIE COUNTY BUILDINGS AND GROUNDS - $2,888.71

Motion by seconded by

WHEREAS, pursuant to Paragraphs 9.10 and 14.03 of the Erie County Water Authority's (the "Authority") Tariff, the Authority applies a delinquent service charge of ten percent (10%) to all outstanding accounts where payment has not been received by the Authority within fifteen (15) days after the due date specified on the bill; and

WHEREAS, pursuant to Paragraph 9.11 of the Authority's Tariff, a courtesy delinquent charge reversal may be given annually if the customer has a good payment history, requests the reversal, and is not merely refusing to pay the delinquent charge; and

WHEREAS, Joyce A. Tomaka, Chief Financial Officer, and Mary K. Hosler, Comptroller, advised the Authority that they have received a request to waive the delinquent charges for Erie County Building and Grounds in the amount of $2,888.71; and

WHEREAS, said request qualifies under the terms of the Authority's Tariff; and

WHEREAS, Joyce A. Tomaka, Chief Financial Officer, and Mary K. Hosler, Comptroller, recommend granting the above request;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority's Board of Commissioners grants the courtesy delinquent charge reversal request to Erie County Building and Grounds in the amount of $2,888.71; and be it further

RESOLVED: That the Comptroller is hereby authorized and directed to adjust the account of Erie County Building and Grounds.

Ayes:
Noes:

11/19/26-alh

ITEM 13 - 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:

Installed a new 6" resilient seat valve at 45 Willowlawn Parkway, Town of Cheektowaga on 08/20/2026. Work done by ECWA forces under Work Authorization No. 107.200 7633.

Replaced existing 5' hydrant at 2662 Lakeview Road, Town of Hamburg with a new 5' Mueller Centurion hydrant on 09/09/2026. Work done by ECWA forces under Work Authorization No. 107.200 7634.

Hydrant originally installed on 10/24/1968 was scrapped and retired under Retirement Authorization No. R260059.

Replaced existing 5' hydrant at South Creek Drive and Dick Road, Village of Depew with a new 5' Mueller Centurion hydrant on 09/17/2026. Work done by ECWA forces under Work Authorization No. 107.200 7635.

Hydrant originally installed in 1967 was scrapped and retired under Retirement Authorization No. R260060.

Replaced existing 5' hydrant at 3386 Emerling Drive, Town of Hamburg with a new 5' Mueller Centurion hydrant on 10/01/2026. Work done by ECWA forces under Work Authorization No. 107.200 7632.

Hydrant originally installed prior to 07/14/2011 was scrapped and retired under Retirement Authorization No. R260058.

Replaced existing 5' hydrant at 80 Tudor Road, Town of Cheektowaga with a new 5' Mueller Centurion hydrant on 10/05/2026. Work done by ECWA forces under Work Authorization No. 107.200 7631.

Hydrant originally installed on 02/12/1997 was scrapped and retired under Retirement Authorization No. R260057.

Replaced existing 7' hydrant at 59 Charlestown Road, Town of Amherst with a new 7' Mueller hydrant on 10/08/2026. Work done by ECWA forces under Work Authorization No. 107.200 7640.

Hydrant originally installed on 10/09/1981 was scrapped and retired under Retirement Authorization No. R260064.

Replaced existing 5' hydrant at 4307 Linwood Avenue, Town of Hamburg with a new 5' Mueller Centurion hydrant on 10/12/2026. Work done by ECWA forces under Work Authorization No. 107.200 7638.

Hydrant originally installed prior to 07/14/2011 was scrapped and retired under Retirement Authorization No. R260062.

Replaced existing 6’ hydrant at Rosedale Boulevard and Crosby Boulevard, Town of Amherst with a new 6’ Mueller Centurion hydrant on 10/20/2026. Work done by ECWA forces under Work Authorization No. 107.200 7639.

Hydrant originally installed on 09/09/2002 was scrapped and retired under Retirement Authorization No. R260063; 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:

11/19/26-alh

ITEM 14 -AUTHORIZATION TO AMEND THE ERIE COUNTY WATER AUTHORITY'S ANNUAL OPERATING AND MAINTENANCE BUDGET FOR THE FISCAL YEAR 2026 – UNIT 2010 DISTRIBUTION - $400,000.00

Motion by seconded by

WHEREAS, in a resolution dated October 16, 2025, the Erie County Water Authority (the "Authority") adopted its Annual Operating and Maintenance Budget for the fiscal year 2026; 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 Operating and Maintenance Budget to reflect such changes; and

WHEREAS, the Authority has been advised by John M. Catanzaro, Senior Director of Operations and Water Infrastructure, funding is needed for budget item Unit 2010 Distribution, Item 32 Stone and Cold Patch and Item 15 Payments to Contractors - Repair; and

WHEREAS, in order to provide funding for this project, funds within the Annual Operating and Maintenance Budget will need to be re-allocated as follows:

Unit No	Item No	Description	Increase	Decrease
2010	32	Stone and Cold Patch	$ 200,000.00	
2010	15	Payments to Contractors - Repair	$ 200,000.00	
4015	51	Corporate and Fiscal		$ 300,000.00
7510	20	Miscellaneous		$ 100,000.00
		Totals	$ 400,000.00	$ 400,000.00;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority's Annual Operating and Maintenance Budget for the fiscal year 2026 be amended as listed above.

Ayes:
Noes:

11/19/26-alh

ITEM 15 - APPROVAL OF A LEAVE OF ABSENCE FOR TIMOTHY HOAK

Motion by seconded by

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

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

WHEREAS, Policy No. 61 determines the "appointing officer" to be the "Members of the Authority," and states, "The ultimate decision as to whether or not the leave without pay will be granted rests with the Members of the Authority;" and

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

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

WHEREAS, Timothy Hoak, Water Utility Worker, has requested a one-year leave of absence effective November 16, 2026;

NOW, THEREFORE, BE IT RESOLVED:

That Timothy Hoak's one-year leave of absence from his permanent position of Water Utility Worker until November 15, 2027 or such other time as approved by the Erie County Personnel Director is hereby approved, ratified and confirmed.

Ayes:
Noes:

11/19/26-alh