

ITEM 4 - FINAL ACCEPTANCE OF PROJECT WITH O'CONNELL ELECTRIC COMPANY, INC. FOR HIGH VOLTAGE, SERVICE, SWITCHGEAR INSPECTION AND EMERGENCY ELECTRICAL WORK WITHIN THE ERIE COUNTY WATER AUTHORITY'S FACILITIES FOR A PERIOD OF TWO YEARS FROM JUNE 1, 2014 THROUGH MAY 31, 2016, PROJECT NO. 201400057, IDENTIFIED AS CONTRACT NO. 14-16-06 - \$117,105.23

Motion by seconded by

WHEREAS, heretofore and on the 1st day of June 2014 the Erie County Water Authority ("Authority") entered into a contract with O'Connell Electric Company, Inc. for High Voltage, Service, Switchgear Inspection and Emergency Electrical Work Within the Erie County Water Authority's Facilities for a Period of Two Years from June 1, 2014 through May 31, 2016, identified as Contract No. 14-16-06; and

WHEREAS, O'Connell Electric Company, Inc. has submitted a final invoice in the amount of \$117,105.23; and

WHEREAS, Russell J. Stoll, Executive Engineer recommends acceptance of said project;

NOW, THEREFORE, BE IT RESOLVED:

That the above project is hereby accepted by the Authority as of the date hereof.

Ayes:

Noes:

08/30/18-pjf

ITEM 5 - AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH ARCADIS TO PROVIDE CONSULTING ENGINEERING SERVICES FOR THE ERIE COUNTY WATER AUTHORITY'S CAPITAL IMPROVEMENT PROGRAM FOR BALL PUMP STATION, PROJECT NO. 201800137, IDENTIFIED AS CONTRACT NO. MP-080

Motion by seconded by

WHEREAS, heretofore and on the 22nd day of February, 2018, the Erie County Water Authority's ("Authority") Board of Commissioners authorized the issuance of a Request for Proposals ("RFP") to qualified firms to provide consulting services for the Erie County Water Authority's Ball North Storage Tank Replacement, Guenther Pump Station Rehabilitation, Capital Improvements Program for Ball Pump Station, Hydraulic Integrity – Reliability of Water Supply & Alternate Sources; and

WHEREAS, A copy of the RFP was sent to:

Arcadis
CHA Consulting, Inc.
Clark Patterson Lee
GHD
Greenman-Pedersen, Inc.
Nussbaumer & Clarke, Inc.
Wendel Companies
Wm. Schutt & Associates; and

WHEREAS, RFPs were received by Arcadis, CHA Consulting, Clark Patterson Lee, Nussbaumer & Clarke, Inc., O'Brien & Gere Engineers, and Wendel Companies;

WHEREAS, this project will be divided into four separate projects; 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 thorough review, the Authority's Engineering staff recommends that the project for the Authority's Capital Improvement Program for Ball Pump Station, identified as Contract No. MP-080 be awarded to Arcadis; and

WHEREAS, Contract No. MP-080 will consist of the preparation of a multi-year capital improvements program for Ball Pump Station; and

WHEREAS, upon evaluating the response to the RFP, the Authority deems it advisable to have Arcadis render professional engineering services for the Capital Improvement Program for Ball Pump Station, identified as Contract No. MP-080; and

WHEREAS, Russell Stoll, Executive Engineer and Leonard Kowalski, Sr. Distribution Engineer recommend that the Authority enter into an agreement with Arcadis for the abovementioned services;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority accepts the proposal of Arcadis to render professional engineering services for the Capital Improvement Program for Ball Pump Station, identified as Contract No. MP-080, under the terms and conditions set forth in said proposal; and be it further

RESOLVED: Pursuant to New York State Finance Law §§139-j and 139-k and the Authority's Purchasing Guidelines, Policies and Procedures with the award and execution by the Authority of this agreement, the Restricted Period will cease; and be it further

RESOLVED: That the Chairman is hereby authorized to execute said agreement on behalf of the Authority; and be it further

RESOLVED: That the Secretary is hereby authorized to forward an executed copy of said Agreement together with a certified copy of this resolution to Arcadis.

Ayes:

Noes:

08/30/18-pjf

ITEM 6 - AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH GHD TO PROVIDE CONSULTING ENGINEERING SERVICES FOR THE ERIE COUNTY WATER AUTHORITY'S GUENTHER PUMP STATION REHABILITATION, PROJECT NO. 201800138, IDENTIFIED AS CONTRACT NO. GHD-007

Motion by seconded by

WHEREAS, heretofore and on the 22nd day of February, 2018, the Erie County Water Authority's ("Authority") Board of Commissioners authorized the issuance of a Request for Proposals ("RFP") to qualified firms to provide consulting services for the Erie County Water Authority's Ball North Storage Tank Replacement, Guenther Pump Station Rehabilitation, Capital Improvements Program for Ball Pump Station, Hydraulic Integrity – Reliability of Water Supply & Alternate Sources; and

WHEREAS, A copy of the RFP was sent to:

Arcadis
CHA Consulting, Inc.
Clark Patterson Lee
GHD
Greenman-Pedersen, Inc.
Nussbaumer & Clarke, Inc.
Wendel Companies
Wm. Schutt & Associates; and

WHEREAS, RFPs were received by Arcadis, CHA Consulting, Clark Patterson Lee, Nussbaumer & Clarke, Inc., O'Brien & Gere Engineers, and Wendel Companies;

WHEREAS, this project will be divided into four separate projects; 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 thorough review, the Authority's Engineering staff recommends that the project for the Authority's Guenther Pump Station Rehabilitation, identified as Contract No. GHD-007 be awarded to GHD; and

WHEREAS, upon evaluating the response to the RFP, the Authority deems it advisable to have GHD render professional engineering services for the Authority's Guenther Pump Station Rehabilitation, identified as Contract No. GHD-007; and

WHEREAS, Russell Stoll, Executive Engineer and Leonard Kowalski, Sr. Distribution Engineer recommend that the Authority enter into an agreement with GHD for the abovementioned services;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority accepts the proposal of GHD to render professional engineering services for the Authority's Guenther Pump Station Rehabilitation, identified as Contract No. GHD-007, under the terms and conditions set forth in said proposal; and be it further

RESOLVED: Pursuant to New York State Finance Law §§139-j and 139-k and the Authority's Purchasing Guidelines, Policies and Procedures with the award and execution by the Authority of this agreement, the Restricted Period will cease; and be it further

RESOLVED: That the Chairman is hereby authorized to execute said agreement on behalf of the Authority; and be it further

RESOLVED: That the Secretary is hereby authorized to forward an executed copy of said Agreement together with a certified copy of this resolution to GHD.

Ayes:

Noes:

08/30/18-pjf

ITEM 7 - AUTHORIZATION TO AMEND THE SHORT FORM TOWER LICENSE AGREEMENT WITH GLOBAL SIGNAL ACQUISITIONS II LLC IN CONNECTION TO ALLOW THE AUTHORITY TO LEASE TOWER SPACE ON A CERTAIN PARCEL OF PROPERTY LOCATED IN THE TOWN OF HAMBURG, NEW YORK, PROJECT NO. 201400160

Motion by seconded by

WHEREAS, heretofore and on the 12th day of March 2018 the Erie County Water Authority ("Authority") entered into a Short Form Tower License Agreement ("Agreement") with Global Signal Acquisitions II LLC ("Global") in connection to allow the Authority to lease tower space on a certain parcel of property located in the Town of Hamburg, New York; and

WHEREAS, Global has notified the Authority that the effective dates on the two original executed agreements have conflicting dates; and

WHEREAS, Global has submitted an amendment to the agreement correcting the effective date and modifying paragraph 2.3 (Application for Modifications) of the Agreement; and

WHEREAS, Russell Stoll, Executive Engineer has reviewed the modification to paragraph 2.3 and finds it to be acceptable; and

WHEREAS, Michael Haendiges, Sr. Production Engineer recommends acceptance of said amendment by the Authority;

NOW, THEREFORE, BE IT RESOLVED:

That the Authority accepts the amendment with Global Signal Acquisitions II LLC correcting the effective date and modifying paragraph 2.3 (Application for Modifications) of the Agreement; and

RESOLVED: That the Chairman is hereby authorized to execute said Amendment on behalf of the Authority; and be it further

RESOLVED: That the Secretary is hereby authorized to forward an executed copy of said Amendment together with a certified copy of this resolution to Global Signal Acquisitions II LLC.

Ayes:

Noes:

08/30/18-pjf

ITEM 8 - AUTHORIZATION TO ACCEPT THE CONSTRUCTION AND INSTALLATION OF 140 LINEAR FEET OF EIGHT (8") INCH DIP, 20 LINEAR FEET OF SIX (6") INCH DIP AND 1,560 LINEAR FEET OF EIGHT (8") INCH C-900 WATERMAIN, ONE (1) HYDRANT, SEVEN (7) VALVES AND APPURTENANCES IN PLEASANT CREEK DEVELOPMENT PHASE 2, TOWN OF HAMBURG, NEW YORK, PROJECT NO. 201500069, EC NO. 6978

Motion by seconded by

WHEREAS, the Erie County Water Authority ("Authority"), by resolution dated January 11, 2018, identified as Item No. 10, of the Minutes of that meeting, accepted the proposal of Pleasant Development LLC for the construction and installation of approximately 1,833 linear feet of eight (8") inch DIP and PVC watermain, two (2) hydrants, four (4) line valves and appurtenances in Pleasant Creek Development Phase 2, Town of Hamburg, New York; and

WHEREAS, the Bill of Sale dated August 17, 2018 and the Schedule of Inventory dated August 20, 2018 have been approved by Russell J. Stoll, Executive Engineer and the construction and installation of 140 linear feet of eight (8") inch DIP, 20 linear feet of six (6") inch DIP and 1,560 linear feet of eight (8") inch C-900 watermain, one (1) hydrant, seven (7) valves and appurtenances in Pleasant Creek Development Phase 2, Town of Hamburg, New York, have been installed in accordance with the specifications of the Authority as certified; and

WHEREAS, the Division of Environmental Health of the Health Department of the County of Erie has approved the completed works for public water supply improvement for Pleasant Creek Development Phase 2, Town of Hamburg, New York; and

WHEREAS, Karen A. Prendergast, Comptroller has reviewed the costs of the main, hydrants and valves and finds them reasonable and correct; and

WHEREAS, Russell J. Stoll, Executive Engineer recommends approval and acceptance of said main and hydrants;

NOW, THEREFORE, BE IT RESOLVED:

That, contingent upon the approval of the Legal Department, the Authority accept the construction and installation of 140 linear feet of eight (8") inch DIP, 20 linear feet of six (6") inch DIP and 1,560 linear feet of eight (8") inch C-900 watermain, one (1) hydrant, seven (7) valves and appurtenances in Pleasant Creek Development Phase 2, Town of Hamburg, New York, and said main, hydrants and valves be added to the property records of the Authority.

Ayes:

Noes:

08/30/18-pjf

ITEM 9 - AUTHORIZATION TO APPOINT ONE (1) NON-VOTING AD HOC MEMBER TO THE ECWA AUDIT COMMITTEE

Motion by Mr. seconded by Mr.

WHEREAS, Public Authorities Law Section 2824(4) provides that board members of each state and local authority shall establish an audit committee consisting of at least three members; and

WHEREAS, Public Authorities Law provides for the Board of Commissioners to appoint additional members to the Authority's Audit Committee and;

WHEREAS, the Board wishes to appoint one (1) ad hoc member to the Audit Committee; and

WHEREAS, the ad hoc member of the Audit Committee will be a non-voting member of the Audit Committee; and

WHEREAS, the Board wishes to name the Secretary to the Authority as an ad hoc member of the Audit Committee;

NOW, THEREFORE, BE IT RESOLVED:

That Board appoints the Secretary to the Authority as an ad hoc member of the Audit Committee.

Ayes:

Noes:

08/30/18-pjf

ITEM 10 - APPROVAL OF AMENDMENT NO. 2 OF DRESCHER & MALECKI LLP TO PROVIDE PROFESSIONAL ACCOUNTING SERVICES IN CONNECTION WITH THE EXAMINATION OF THE AUTHORITY'S FINANCIAL STATEMENTS FOR THE YEARS ENDING DECEMBER 31, 2014, 2015 AND 2016 AND SUBMITTING THE AUTHORITY'S FINANCIAL STATEMENTS/ REPORTS TO THE GOVERNMENT FINANCE OFFICERS ASSOCIATION FOR CONSIDERATION OF RECEIVING THE CERTIFICATE OF ACHIEVEMENT FOR EXCELLENCE IN FINANCIAL REPORTING, PROJECT NO. 201400193

Motion by seconded by

WHEREAS, heretofore and on the 16th day of October 2014, the Erie County Water Authority ("Authority") entered into an agreement with Drescher & Malecki LLP (the "Firm") to provide professional accounting services in connection with the examination of the Authority's financial statements for the years ending December 31, 2014, 2015 and 2016 and submission of the Authority's financial statements/reports to GFOA; and

WHEREAS, on July 17, 2017, the Authority's Board of Commissioners (the "Board") approved a resolution, amending and extending the Contract with the Firm for the fiscal years ending December 31, 2017 and 2018; and

WHEREAS, pursuant to the Contract, as amended, the Authority has executed annual engagement letters with the Firm setting forth the scope of annual examination; and

WHEREAS, since the Firm has performed its examination of, and issued an unmodified opinion on, the Authority's financial statement for the fiscal year ending on December 31, 2017, the Authority has appointed new treasurer, E. Thomas Jones; and

WHEREAS, at an Audit Committee meeting held on August 16, 2018, Commissioner Jones requested the Firm provide an agreed-upon procedure through his appointment date on August 2, 2018; and

WHEREAS, the Board feels this request is a prudent business practice and desires to implement a policy allowing a newly appointed Treasurer request periodic agreed-upon procedures specific to certain items, generally covering the period from the end of one fiscal year through the date of appointment of a new treasurer;

WHEREAS, the Firm has submitted Amendment No. 2 to amend the scope of the Contract, permitting to the Firm to perform the agreed-upon procedures identified by the Authority's Treasurer for the period between January 1, 2018 and July 26, 2018; and

WHEREAS, the Authority's Audit Committee recommended amending the Contract to modify the scope of the Contract, permitting the Firm to perform the agreed-upon procedures identified by the Authority's Treasurer for the period between January 1, 2018 and July 26, 2018;

NOW, THEREFORE, BE IT RESOLVED:

That Amendment No. 2 of Drescher & Malecki LLP to provide for the abovementioned change be approved; and be it further

RESOLVED: The Board authorizes the Secretary of the Authority to execute the engagement letter with the Firm, upon terms consistent with provisions set forth in Amendment No 2 of the Contract and setting forth the specific scope of the review to which the Treasurer and the Firm has agreed.

Ayes:

Noes:

08/30/18-pjf

**ITEM 11 - APPROVAL OF CREDIT CHANGE ORDER NO. 3 OF KAMAN
AUTOMATION, CONTROL & ENERGY FOR CONTRACT NO. EMA-03A,
DISTRIBUTION SCADA REPLACEMENT, PROJECT NO. 201400160,
CONTRACT NO. 16-16-07 - \$155.00**

Motion by seconded by

WHEREAS, Heretofore and on the 23rd day of June 2016, the Erie County Water Authority ("Authority") entered into a contract with Kaman Automation, Control & Energy for Contract No. EMA-03A, Distribution SCADA Replacement, identified as Contract No. 16-16-07; and

WHEREAS, said contractor has submitted Credit Change Order No. 3 to provide for the following changes:

1. A 0-day time extension to the Substantial Completion and Final Completion dates
2. Credit for the hard copies of As-built drawings and O&M manuals is not required.
3. Installation of nine (9) RTU panel back plates is not required by the Contractor.
4. During the transition of RTU panels at several of the stations, several operational control issues arose that needed to be corrected through programming for the automation of the system; and

WHEREAS, the reasons for the above changes are as follows:

1. Erie County Water Authority has requested that paper copies of the documentation are not required for this project as they utilize digital documentation for information.
2. Erie County Water Authority decided to install the remaining nine (9) RTU backplates for the remaining tank sites so that time is not being spent waiting for the contractor to install the back plate with the Authority personnel waiting for three to four hours until the back plate is installed. This will also allow more sites to be transitioned in a shorter time frame.
3. The additional programming items are as follows:
 - 1) On start-up of a pump, the pump is held at minimum speed until the check valve is fully opened before the system controls the pump speed
 - 2) Second pump stepping start-up to provide a smooth transition in the system
 - 3) Reduced data collection when pumps are starting or stopping
 - 4) Chlorine automatic pause when pumps are off or the chlorine residual reaches the High-High alarm
 - 5) Site to site pump start-up interlock flags at both pump station locations
 - 6) Site to site start-up interlock fault alarm time out alarm to shut down the process of starting the pump and returning the system to normal operation
4. The site interlocks area as follows:
 - 1) Add valve interlock at Guenther so that the bypass valve and Altitude valve are never both closed at the same time.
 - 2) Increase the alarm delay for 18 previously commissioned pump stations and the pump standard on the suction pressure, discharge pressure and discharge flow

alarms. This is for the Low-Low, Low, High, High-High alarms for each device.
3) Revise the chlorine injection point to the inlet of the tank instead of the outlet of the tank for three locations; and

WHEREAS, Russell J. Stoll, Executive Engineer and Michael Haendiges, Production Engineer recommend approval of said Credit Change Order No. 3;

NOW, THEREFORE, BE IT RESOLVED:

That Credit Change Order No. 3 of Kaman Automation, Control & Energy in the sum of \$155.00 to provide for the abovementioned change be approved; and be it further

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

Ayes:

Noes:

08/30/18-pjf

ITEM 12 - APPROVAL OF CHANGE ORDER NO. 1 OF FERGUSON ELECTRIC CONSTRUCTION CO., INC. FOR CONTRACT NO. NC-35, BALL PUMP STATION ELECTRICAL, PROJECT NO. 201600238, CONTRACT NO. 18-19-07

Motion by seconded by

WHEREAS, heretofore and on the 14th day of June 2018 the Erie County Water Authority ("Authority") authorized entering into a contract with Ferguson Electric Construction Co., Inc. for Contract No. NC-35, Ball Pump Station Electrical, identified as Contract No. 18-19-07; and

WHEREAS, said contractor has submitted Change Order No. 1 to provide for the following change:

Section 00500 Agreement, Article 3 – Contract Times, 3.02 Milestone Dates, delete Item A in its entirety and substitute the following:

A. Milestone M1: The Phase 1 Work shall be completed by November 30, 2018; and

WHEREAS, the reason for said change is because the time from the bid opening (April 17, 2018) until the Notice to Proceed (July 12, 2018) was issued longer than anticipated; and

WHEREAS, Nussbaumer & Clarke, Inc., Consulting Engineers, Russell J. Stoll, Executive Engineer and Leonard F. Kowalski, Sr. Production Engineer recommend approval of said Change Order No. 1;

NOW, THEREFORE, BE IT RESOLVED:

That Change Order No. 1 of Ferguson Electric Construction Co., Inc. to provide for the abovementioned change be approved; and be it further

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

Ayes:

Noes:

8/30/18-pjf

ITEM 13 - REFUND FOR NEW SERVICE INSTALLATIONS - \$25,835.26

Motion by seconded by

WHEREAS, the Erie County Water Authority ("Authority") has installed new services identified on its records by OWIP numbers; and

WHEREAS, said new services have been completed and the actual cost thereof ascertained; and

WHEREAS, the entire actual cost thereof is less than the estimated cost of the new services; and

WHEREAS, Karen A. Prendergast, Comptroller, under the date of August 30, 2018, has recommended that the following refunds be made as set forth on attached Schedule "A";

NOW, THEREFORE, BE IT RESOLVED:

That the Authority repay the difference between the estimated cost of said new services and the entire actual costs thereof to the parties and in the amounts hereinafter set forth on attached Schedule "A".

Ayes:
Noes:

08/30/18-pjf

SCHEDULE "A"
 Erie County Water Authority
 Refunds Due Depositors For Services Installed
 August 30, 2018

<u>OWIP No.</u>	<u>Depositor & Description</u>	<u>Deposit</u>	<u>Total Cost</u>	<u>Refund Due</u>
61357	West Seneca Fire District #2 2055 Union Rd West Seneca, NY 14224 Install a 6" private fire protection service at 1845 Union Rd in the Town of West Seneca	10,400.00	7,915.78	2,484.22
61359	SH Hotel Group, LLC 295 Main St, Suite 210 Buffalo, NY 14203 Install a 6" private fire protection service at 3880 Rensch Rd in the Town of Amherst	31,900.00	14,861.83	17,038.17
61360	SH Hotel Group, LLC 295 Main St, Suite 210 Buffalo, NY 14203 Install a 4" domestic service at 3880 Rensch Rd in the Town of Amherst	2,700.00	1,364.68	1,335.32
61362	Couple 2 Threes, LLC 382 Main St East Aurora, NY 14052 Install a 4" private fire protection service at 7032 Transit Rd in the Town of Amherst	12,800.00	12,056.00	744.00
61368	M&T Hospitality, LLC 67 Mead St North Tonawanda, NY 14120 Install a 4" private fire protection service at 3941 Broadway in the Village of Depew	11,200.00	6,966.45	4,233.55
Total Refunds		\$ 69,000.00	\$ 43,164.74	\$ 25,835.26

**ITEM 14 - AUTHORIZATION TO AMEND THE ERIE COUNTY WATER
AUTHORITY'S ANNUAL CAPITAL BUDGET FOR FISCAL YEAR 2018**

Motion by seconded by

WHEREAS, in a resolution dated November 13, 2017, the Erie County Water Authority (the "Authority") adopted its Annual Capital Budget for the fiscal year 2018; 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 Budget to reflect such changes; and

WHEREAS, the 2018 Capital Budget contained item# 101267 which was for the replacement of approximately 2800 ft of 36 IN transmission main in the Town of Amherst under project W-027; and

WHEREAS, the Authority has been advised by Leonard Kowalski, Sr. Distribution Engineer, that additional transmission main work is needed in conjunction with transmission main replacement work being done under contract W-027; and

WHEREAS, in order to provide funding for the additional Transmission Main work, funds that are not anticipated to be used within the Capital Budget will be re-allocated as follows:

<u>Unit No</u>	<u>Capital No:</u>	<u>Description</u>	<u>Increase</u>	<u>Decrease</u>
2595	101XXX	W-30 Transmission Main Installation/ Replacement - AMTN	<u>\$ 6,000,000</u>	
2520	101354	Newstead Pump Station		\$ 250,000
2520	101353	Vukelic Activation		250,000
2520	101268	NC-35 Electrical Substation		3,000,000
2590	101264	WSA-12 Waterline Replacement		550,000
2590	101265	NC-26 Waterline Replacement		700,000
3070	101336	Addition to Building Seven (Stone Shed)		200,000
3070	101335	Warehouse Conversion		<u>1,050,000</u>
Totals			\$ 6,000,000	\$ 6,000,000

NOW, THEREFORE, BE IT RESOLVED:

That the Authority's Annual Capital Budget for the fiscal year 2018 be amended as listed above.

Ayes:

Noes:

08/30/18-SVD:pjf

ITEM 15 – NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA) DETERMINATION RELATIVE TO 36-INCH TRANSMISSION MAIN REPLACEMENT PROJECT IN THE TOWN OF AMHERST, NEW YORK, IDENTIFIED AS CONTRACT NO. W-030, PROJECT NO. 201800074

Motion by seconded by

WHEREAS, the Erie County Water Authority (Authority) will be undertaking the replacement of approximately 6,000 LF of 36-inch diameter transmission main, identified as Contract No. W-030; and

WHEREAS, the Engineering and Legal Departments have conduct an initial assessment of the project pursuant to t the New York State Environmental Quality Review Act (SEQRA); and

WHEREAS, the proposed project involves the replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site; and

WHEREAS, pursuant to the SEQRA regulations, 6 NYCRR § 617.5(c)(2), if an action consists of replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site it is listed as a Type II action, and is not subject to an environment review; and

WHEREAS, pursuant to the SEQRA regulations, 6 NYCRR § 617.5(c)(5), if an action involves a street or right-of-way opening for the purpose of repair or maintenance of an existing utility facility, it is listed as a Type II action, and is not subject to an environment review;

WHEREAS, although the project would be classified as a Type II action, the Engineering Department has completed a short Environmental Assessment Form, used when a project is an Unlisted action, showing that the project has no significant impact on the environment; and

NOW, THEREFORE, BE IT RESOLVED, that the Authority hereby determines that the proposed project is a Type II action, requiring no further environment assessment, and that the project will have no significant adverse environmental impact;

RESOLVED, that the Authority will proceed with the project without any need of an Environmental Impact Statement.

Ayes:

Noes:

08/30/18-pjf

ITEM 16 – AUTHORIZATION TO SUBMIT THE NYS WATER INFRASTRUCTURE IMPROVEMENT ACT GRANT PACKAGES TO THE NEW YORK STATE DEPARTMENT OF HEALTH, ENVIRONMENTAL FACILITIES CORP.

Motion by seconded by

WHEREAS, the Erie County Water Authority (Authority) is eligible to apply for grant funding under the NYS Water Infrastructure Improvement Act Grant Program; and

WHEREAS, the Authority has a significant need for rehabilitation of its distribution infrastructure; and

WHEREAS, the Authority has identified a project that meets the criteria for funding under this grant program, the 36-inch Transmission Main Replacement Project W-030; and

WHEREAS, heretofore and on the 30th day of August 2018 the Authority approved an Amendment to 2018 Annual Capital Budget which included said Project design and construction;

NOW, THEREFORE, BE IT RESOLVED:

That the Board of Commissioners of the Authority (Board) authorizes the filings of the grant applications to the New York State Department of Health, Environmental Facilities Corp. for the project identified as Contract No. W-030, 36-inch Transmission Main Replacement Project; and be it further

RESOLVED: That the Board directs implementing this project to completion consisting of the planning, design, and construction; and be it further

RESOLVED: That said project will be budgeted in the Authority's 2019 and 2020 Annual Capital Budget minus any grant monies received to the Authority; and be it further

RESOLVED: That Executive Director or in his absence the Deputy Director is hereby authorized and directed to execute the applications on behalf of the Authority.

Ayes:

Noes:

08/30/18-pjf