



ERIE COUNTY WATER AUTHORITY

INTEROFFICE MEMORANDUM

November 24, 2021

To: Jerome D. Schad, Chair
Peggy A. LaGree, Vice Chair
Michele M. Iannello, Treasurer

From: Karen A. Prendergast, Chief Financial Officer *KAP*

Subject: January 1, 2022 Tariff Changes

The following changes to the Erie County Water Authority Tariff are presented for your consideration at the November 24, 2021 board meeting:

- Section 1.05 – Change the definition of Customer to mean the owner. Although some older accounts remain in the tenants name, the owner of the property is the customer responsible for the bill.
- Section 2.01 – Territorial Limits has been more broadly defined to accurately describe the limits of Public Corporations and Special Improvement Districts. The term Territorial Limits has replaced corporate limits throughout the Tariff.
- Section 2.10 D – The explanation of how a bulk sale bill is calculated was simplified – the actual computation has not been changed.
- Section 2.15 – Reflects the minimum usage provision in bulk sales agreements. The calculation referenced was incorrect as a result of our 2017 rate restructuring.
- Section 2.33 – Removes the reference to refunding advance minimums. The Authority stopped billing in advance as part of the rate restructuring in 2017.
- Section 2.36 – The reference to owners and tenants was changed to previous and current owners – the account must be in the owners' name.
- Section 9.04 – The reference to owners and tenants was replaced with previous and current owners and the 10-day notice eliminated. The Authority routinely adjusts the bill to accommodate the closing date of the transfer of ownership.
- Section 9.09 A – In 2017, the Authority eliminated leak allowances for specialized plumbing equipment, including water-powered sump pumps and irrigation systems. The new language removes that exception. Leak allowances will be available for all repairs.

- Section 9.09 E – The \$10 fee for processing leak allowances has been removed.
- Section 9.10 – The late fee will be posted 15 days after its due, giving the customer a full 30 days to pay without a late fee.
- Section 9.11 – Courtesy reversals of late fees will be allowed annually as opposed to once over the life of the account.
- Section 13.01 – Establishes new volumetric rates and infrastructure investment charges for Small, Large, and Bulk Sale customers based on the budget adopted on October 28, 2021 effective January 1, 2022.
- Section 13.03 C – Updates the volumetric rate and minimum charge for hydrant meter consumption to the 2021 rate for Small metered customers.

Miscellaneous wording and grammatical changes which are not substantive have also been made. All recommended changes would be effective on January 1, 2022.

Pursuant to Section 1054 of our enabling legislation, adopted changes must be published in two newspapers with general circulation in Erie County and filed in the County Clerk's office. The Authority has been publishing changes in The Buffalo News and The Buffalo Law Journal and will continue to use those newspapers for the 2022 changes unless otherwise directed.

Changes are also sent to the Authority's Bond Trustee and each municipality in our service area, as well as posted on our website.

Please call or email me with any questions.

cc T. McCracken
M. Carney
R. Stoll
L. Kowalski

ERIE COUNTY WATER AUTHORITY
AUTHORIZATION FORM
For Approval/Execution of Documents
(check which apply)

Contract: _____ **Project No.:** _____
Project Description: Tariff Revisions effective January 1, 2022

Item Description:

- | | | | |
|---|--|---|---------------------------------------|
| <input type="checkbox"/> Agreement | <input type="checkbox"/> Professional Service Contract | <input type="checkbox"/> Amendment | <input type="checkbox"/> Change Order |
| <input type="checkbox"/> BCD | <input type="checkbox"/> NYSDOT Agreement | <input type="checkbox"/> Contract Documents | <input type="checkbox"/> Addendum |
| <input type="checkbox"/> Recommendation for Award of Contract | <input type="checkbox"/> Recommendation to Reject Bids | | |
| <input type="checkbox"/> Request for Proposals | | | |
| <input checked="" type="checkbox"/> Other <u>Tariff Revisions</u> | | | |

Action Requested:

- | | |
|---|--|
| <input type="checkbox"/> Board Authorization to Execute | <input type="checkbox"/> Legal Approval |
| <input type="checkbox"/> Board Authorization to Award | <input type="checkbox"/> Execution by the Chairman |
| <input type="checkbox"/> Board Authorization to Advertise for Bids | <input type="checkbox"/> Execution by the Secretary to the Authority |
| <input type="checkbox"/> Board Authorization to Solicit Request for Proposals | |
| <input checked="" type="checkbox"/> Other <u>Authorization to revise Tariff</u> | |

Approvals Needed:

APPROVED AS TO CONTENT:

- | | | |
|---|----------------------------------|-------------------------|
| <input type="checkbox"/> Other (if Applicable) | _____ | Date: _____ |
| <input checked="" type="checkbox"/> Chief Operating Officer | <u><i>Russell J. Stoll</i></u> | Date: <u>11/16/2021</u> |
| <input checked="" type="checkbox"/> Executive Engineer | <u><i>Jeanne F. Kovalich</i></u> | Date: <u>11/16/2021</u> |
| <input type="checkbox"/> Director of Administration | _____ | Date: _____ |
| <input type="checkbox"/> Risk Manager | _____ | Date: _____ |
| <input checked="" type="checkbox"/> Chief Financial Officer | <u><i>Karen A. Bendegast</i></u> | Date: <u>11/16/2021</u> |
| <input checked="" type="checkbox"/> Legal | <u><i>[Signature]</i></u> | Date: <u>11-16-2021</u> |

APPROVED FOR BOARD RESOLUTION:

- | | | |
|--|---------------------------|-----------------------|
| <input checked="" type="checkbox"/> Secretary to the Authority | <u><i>[Signature]</i></u> | Date: <u>11-16-21</u> |
|--|---------------------------|-----------------------|

Remarks: _____

Resolution Date: _____ **Item No:** _____