

ERIE COUNTY WATER AUTHORITY INTEROFFICE MEMORANDUM

July 9, 2025

To: Terrence D. McCracken, Secretary to the Authority

From: Daniel J. Seider, PE, Director of Production

Subject: Furnish and Deliver Caustic Soda (50% Solution of Sodium Hydroxide) Membrane Grade to the Erie County Water Authority for Use in the Treatment of Water for One Year ECWA Project No. 202400125

The above-referenced contract will expire on August 31, 2025. The Authority and the Supplier, JCI Jones Chemical, Inc. (JCI), agree that an eleven (11) months extension of the current contract at the same terms and conditions would be mutually beneficial for both parties. The eleven (11) months extension will align the expiration date of this chemical contract with the other ECWA treatment chemical contracts. The Contractor expressed interest in extending the current contract in the attached letter dated July 8, 2025.

This unit price contract was initially bid for one year with a possibility of extension for two (2) additional one-year terms. JCI has proven to be a highly capable and reliable vendor. The product they supply is critical in maintaining the proper finished water chemistry for corrosion control.

Based on this information, Engineering Department is recommending an eleven (11) months extension for Board's consideration and, if approved, for the Chairman to execute.

The following documents are attached to process the extension of the above-referenced contract:

- Authorization Form.
- Letter from JCI Jones Chemical, Inc. dated July 8, 2025.
- Three (3) originals of Amendment No. 1.

DJS:CTK:jmf Attachments cc: C.Eaton L.Kowalski L.Lester C.Klubek CHEM-158-2401-X-12

ERIE COUNTY WATER AUTHORITY AUTHORIZATION FORM For Approval/Execution of Board Meeting Documents

Document Name:	Project No.:	
Description:		
Item Description:		
Choose one:		
Other:		
Action Requested:		
Choose one:		
Other:		
Approvals Required: APPROVED AS TO CONTENT:	\land \land I	
Chief Financial Officer	Dirice Mine Da	ate:07/09/2025
Chief Operating Officer		ate: 07/09/2025
Claims Rep. – Risk Manager	Molly Jo Musura Da	ate: <u>7/9/2025</u>
Comptroller	Da	ate:
Director of Administration	Maronya tester Da	ate: <u>07/09/2025</u>
Director of Distribution	Da	ate:
Director of Human Resources	Da	ate:
Director of IT	Da	ate:
Director of Production	Daniel Seiola Da	ate: 7/14/2025
Director of Water Quality		ate:
Executive Engineer	Jenard J. Monalika Da	ate: <u>7/10/2025</u>
General Counsel (Legal)	Mark Carney Da	ate: <u>7/10/2025</u>
Other:	Da	ate:
APPROVED FOR BOARD RESOLUTION		ate: <u>7/14/2025</u>
Remarks:		
Resolution Date:	Item No:	



July 8, 2025

Erie County Water Authority

Attn: Casey Klubek

3030 Union Road

Buffalo, NY 14227

Re: Caustic Soda 50% Contract

Dear Casey,

JCI is pleased to be able to extend the Caustic Soda 50 % contract for the period of September 1, 2025, through July 31st, 2026, under the same terms and conditions.

Thank you for your continued interest in JCI Jones Chemicals.

Sincerely,

JCI Jones Chemicals Inc.

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Deszirae Mastowski Office Manager

JCI Jones Chemicals, INC

100 Sunny Sol Blvd Caledonia, NY 14423 telephone 585 538 2314 www.jcichemicals.com

AMENDMENT NO. 1 TO THE CONTRACT TO FURNISH & DELIVER CAUSTIC SODA (50% SOLUTION OF SODIUM HYDROXIDE) MEMBRANE GRADE

AMENDMENT, effective July 23, 2025, to the Contract to Furnish & Deliver Caustic Soda (50% Solution of Sodium Hydroxide) Membrane Grade, effective on August 15, 2024, by and between

ERIE COUNTY WATER AUTHORITY

295 Main Street, Room 350 Buffalo, New York 14203

hereinafter referred to as the "Authority," and

JCI JONES CHEMICALS, INC.

100 Sunny Sol Blvd. Caledonia, New York 14423

hereinafter referred to as "Supplier."

WHEREAS, on August 15, 2024, the Authority awarded the Supplier a contract to furnish and deliver Caustic Soda (50% solution of Sodium Hydroxide) Membrane Grade to the Authority's treatment plants (the "Contract") for a one-year term, from September 1, 2024 to August 31, 2025; and

WHEREAS, in accordance with paragraph 1.04 of the Contract, the parties may agree to extend the Contract on the same terms and conditions, or upon such terms and conditions acceptable to the Authority, for two (2) additional one (1) year terms; 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 of Commissioners of the Authority (the "Board") and signed by all parties; and

WHEREAS, the Supplier has agreed to extend this Contract for a period of eleven (11) months until July 31, 2026, based on the same terms and conditions, including pricing of \$880.00 per dry ton, as set forth in Article 4 of the Contract;

NOW, THEREFORE, in consideration of mutual promises herein set forth, the parties agree to the following:

- (1) The term and conditions of the Contract shall continue in effect until July 31, 2026;
- (2) The parties agree all other terms and conditions of the Agreement shall remain unchanged and in effect; and

(3) This Amendment may be executed in counterparts, each of which is deemed an original, but all of which together are deemed to be one and the same agreement.

IN WITNESS WHERETO, the parties hereto have caused this Amendment No. 1 to be signed by their respective duly constituted officers, attested and sealed pursuant to proper authority.

ERIE COUNTY WATER AUTHORITY

By____

Jerome D. Schad, Chair

JCI JONES CHEMICALS, INC.

By___

Chris Joy, Branch Manager

STATE OF NEW YORK)COUNTY OF ERIE) ss:

On the <u>day of</u>, in the year 2025, before me personally came Jerome D. Schad, to me known, who, being by me duly sworn, did depose and say that he resides in the Amherst, New York, that he is the Chair of the Board of Commissioners for the Erie County Water Authority described in the above instrument, and he signed his name thereto by the authorization of the Board of Commissioners for the Erie County Water Authority.

Notary Public

STATE OF NEW YORK) COUNTY OF _____) ss:

On the ____ day of _____, in the year 2025, before me personally came Chris Joy to me known, who, being by me duly sworn, did depose and say that he resides in that he is the Branch Manager of the Corporation described in the above instrument; and that he signed his name thereto by order of the Board of Directors of said Corporation.

Notary Public