

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

Contract: _____ **Project No.:** 201800140
Project Description: Furnishing and Delivering Caustic Soda (50% Solution of Sodium Hydroxide) Membrane Grade to the Erie County Water Authority for Use in the Treatment of Water for Two Years from November 1, 2018 through October 31, 2020

Item Description:






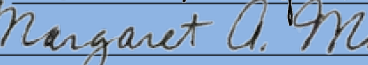

Agreement Professional Service Contract Amendment Change Order
 BCD NYSDOT Agreement Contract Documents Addendum
 Recommendation for Award of Contract Recommendation to Reject Bids
 Request for Proposals
 Other One Year Contract Extension

Action Requested: Type text here


Board Authorization to Execute Legal Approval
 Board Authorization to Award Execution by the Chairman
 Board Authorization to Advertise for Bids Execution by the Secretary to the Authority
 Board Authorization to Solicit Request for Proposals
 Other _____

Approvals Needed:

APPROVED AS TO CONTENT:

<input checked="" type="checkbox"/> Sr. Production Engineer		Date: 8/28/2020
<input checked="" type="checkbox"/> Chief Operating Officer		Date: 8/31/2020
<input checked="" type="checkbox"/> Executive Engineer		Date: _____
<input checked="" type="checkbox"/> Director of Administration		Date: 08/28/2020
<input checked="" type="checkbox"/> Risk Manager		Date: 09/01/2020
<input checked="" type="checkbox"/> Chief Financial Officer		Date: 08/28/2020
<input checked="" type="checkbox"/> Legal		Date: 08/28/2020

APPROVED FOR BOARD RESOLUTION:

<input checked="" type="checkbox"/> Secretary to the Authority		Date: 09/01/2020
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Remarks: _____

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



ERIE COUNTY WATER AUTHORITY

INTEROFFICE MEMORANDUM

August 28, 2020

To: Terrence D. McCracken, Secretary to the Authority

From: Michael W. Wymer, Senior Production Engineer *MW*

Subject: Furnishing and Delivery of Caustic Soda (50% Solution of Sodium Hydroxide)
Membrane Grade to the Erie County Water Authority for Use in the Treatment of
Water, November 1, 2018 Through October 31, 2020
ECWA Project No. 201800140

The above referenced contract will expire on October 31, 2020. The Authority and the Supplier, JCI Jones Chemical, Inc., agree that a one-year extension of the current contract at the same terms and conditions would be mutually beneficial for both parties.

The Contractor expressed interest in extending the current contract in the attached letter dated July 21, 2020.

This unit price contract was initially bid for two years with a one-year extension. JCI Jones Chemical has proven to be a highly capable and reliable vendor, which has been, and continues to be especially valuable throughout the Covid-19 crisis. The product they supply is critical in maintaining the proper finished water chemistry for corrosion control.

Based on this information it is recommended that the Authority exercise the one-year extension.

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

- Blue Authorization Form.
- Three originals of "Erie County Water Authority Contract Extension Form".
- Letter from JCI Jones Chemical, Inc. dated July 21, 2020.
- Copy of page PS4-4 of the current contract with Paragraph 15 - GROUNDS FOR RENEWAL OF CONTRACT.

MWW:jmf

Attachments

cc: R.Stoll

L.Kowalski

D.Patton

L.Lester

CHEM-158-1801-I-186



July 21, 2020

Erie County Water Authority
Attn: Mr. Michael W. Wymer, PE
3030 Union Road
Buffalo, NY 14227

Re: Caustic Soda 50% Contract #201800140

Dear Michael:

JCI is pleased to be able to extend the Caustic Soda 50% contract for another year under the same terms and conditions through October 31, 2021.

Thank you for your continued interest in JCI Jones Chemicals and please call me anytime with any questions.

Sincerely,
JCI Jones Chemicals, Inc.

A handwritten signature in black ink that reads 'Deborah Stella'.

Deborah Stella
Sales Coordinator

ERIE COUNTY WATER AUTHORITY CONTRACT EXTENSION FORM

PROJECT NO.:	201800140	CONTRACT NO.:	
JOB NUMBER:		EC NO.:	
OWIP NO.:		ENTERED BY/DATE	
TITLE:	Furnishing and Delivery of Caustic Soda (50% Solution of Sodium Hydroxide)		
	Membrane Grade to the Erie County Water Authority for Use in the Treatment of		
	Water for Two Years, November 1, 2018 Through October 31, 2020.		

CONTRACTOR: JCI Jones Chemical, Inc.

EXTENSION TERMS ACCORDING TO CONTRACT:
“15. GROUNDS FOR RENEWAL OF CONTRACT
 If the Erie County Water Authority and the SUPPLIER mutually agree to continue this Contract after the 31st day of October 2020, it shall be extended for the term of one (1) year on the same terms and conditions provided for herein. SUPPLIER shall provide written notification to the Erie County Water Authority of the contract extension prior to the expiration of the initial term of this Contract.

NEW CONTRACT TERM:
 One-year extension from November 1, 2020 to October 31, 2021

COMPENSATION:
 This is a Unit Price contract; there will be no change in the unit price.
 Increase the estimated total amount of the contract by \$487,500.00.

>>>>> **APPROVED BY:** <<<<<<

<p>Contractor: JCI JONES CHEMICAL, INC.</p> <p>Signature:</p> <p>Title: _____ Date: _____</p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 30%;">Original Contract Amount</td> <td style="width: 10%; text-align: center;">\$</td> <td style="width: 60%;">975,000.00</td> </tr> <tr> <td>One Year Extension 2020-2021</td> <td style="text-align: center;">\$</td> <td>487,500.00</td> </tr> <tr> <td> </td> <td> </td> <td> </td> </tr> <tr> <td>New Contract Amount</td> <td style="text-align: center;">\$</td> <td>\$1,462,500.00</td> </tr> </table>	Original Contract Amount	\$	975,000.00	One Year Extension 2020-2021	\$	487,500.00				New Contract Amount	\$	\$1,462,500.00	<p>ERIE COUNTY WATER AUTHORITY</p> <p>PREPARER</p> <p> 8/28/2020 Date:</p> <p>DEPARTMENT HEAD</p> <p> 8/28/2020 Date:</p> <p>EXECUTIVE ENGINEER</p> <p> 09/03/2020 Date:</p> <p>CHAIRMAN</p> <p style="text-align: right;">Date: _____</p>
Original Contract Amount	\$	975,000.00											
One Year Extension 2020-2021	\$	487,500.00											
New Contract Amount	\$	\$1,462,500.00											

This agreement constitutes the entire agreement between the parties and supersedes all prior or other agreements and representations, oral or in writing, regardless of custom and usage in the trade, industry, etc. in this locality or elsewhere. Neither this agreement nor any term, covenant, provision, or condition may be changed, waived, discharged or terminated orally or in any manner other than an instrument in writing executed and acknowledged by the party against whom the enforcement of the change, waiver, discharge or termination is sought.

It is understood and agreed by the parties hereto that no single person can act on behalf of the Erie County Water Authority as the Authority can only act pursuant to resolution properly adopted.

13. **BONDS AND INSURANCE**

The SUPPLIER agrees to obtain and keep in force and effect the insurance required by Appendix B and all bonds required by Appendix C.

14. **EXECUTION OF CONTRACT**

IN WITNESS WHEREOF, the said parties hereto have caused this instrument to be signed by their respective duly constituted officers, attested and sealed pursuant to proper resolutions.

15. **GROUND FOR RENEWAL OF CONTRACT**

If the Erie County Water Authority and SUPPLIER mutually agree to continue this Contract after the 31st day of October, 2020, it shall be extended for the term of one (1) year on the same terms and conditions provided for herein. Supplier shall provide written notification to the Erie County Water Authority of the contract extension prior to the expiration of the initial term of this Contract.