



# ERIE COUNTY WATER AUTHORITY

## INTEROFFICE MEMORANDUM

January 9, 2023

To: Terrence D. McCracken, Secretary to the Authority

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

Subject: Buoy Installation and Underwater Services – Contract Amendment 2  
ECWA Project No. 202000015

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The following documents are attached:

- Blue Authorization Form - this form provides the project name and project number, the action that is being requested of the Board, and it provides a list of approvals that are required prior to being acted on by the Board.
- Three (3) originals of Amendment No. 2 request for Board action and execution by the Authority.

The Authority contracts with a diving contractor to perform underwater diving services for various work including the following:

- Buoy installation (Spring) and removal (Fall) for the Van de Water Treatment Plant intake.
- Inspection, cleaning, and condition assessment of the raw water facilities at each treatment plant including the intake crib, tunnel, screens, and wet well structures.
- Inspection, and condition assessment of finished water structures including the clearwells at each treatment plant.

The above referenced contract to provide these services will expire on March 31, 2023. The Authority and the Contractor, Hohl Industrial Services, 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 January 6, 2023.

Amendment No. 2 will extend the contract completion date to March 31, 2024.

### **Budget Information:**

Unit 1010 – 2023 O&M Budget Item 19 – Payments to Contractors-Other

Unit 1015 – 2023 O&M Budget Item 19 – Payments to Contractors-Other

MWW:mww

Attachments

cc: R.Stoll

L.Kowalski

D. Patton



770 Riverview Blvd  
Tonawanda, NY 14150  
Phone (716) 332-0466  
Fax (716) 332-0467  
www.hohlind.com

January 6, 2023

David M. Patton, PE  
Erie County Water Authority  
722 Sturgeon Point Road  
Derby, NY 14047

Re: PN 202000015 Contract 20-15-04  
Buoy Installation and Underwater Services  
Contract Extension

Hohl Ref. 178482

Dear David,

Hohl Industrial Services, Inc., with agreement from Erie County Water Authority would like to extend our current contract (No. 20-15-04), for buoy installation and underwater services, for one additional year at the same terms and conditions. The current contract is due to expire on March 31, 2023.

Thank you and we look forward to your response.

Best Regards,

A handwritten signature in blue ink, appearing to read "John Bordner", is displayed within a light blue rectangular box.

John Bordner  
Project Manager

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

**Contract:** 20-15-04 **Project No.:** 202000015  
**Project Description:** Buoy Installation and Underwater Services

**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 \_\_\_\_\_

**Action Requested:**

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	<u><i>Richard W. [Signature]</i></u>	Date: <u>1/9/2023</u>
<input checked="" type="checkbox"/> Chief Operating Officer	<u><i>Russell [Signature]</i></u>	Date: <u>1/9/2023</u>
<input checked="" type="checkbox"/> Executive Engineer	<u><i>Leonard F. [Signature]</i></u>	Date: <u>01/09/2023</u>
<input checked="" type="checkbox"/> Director of Administration	<u><i>[Signature]</i></u>	Date: <u>01/09/2023</u>
<input checked="" type="checkbox"/> Risk Manager	<u><i>Molly [Signature]</i></u>	Date: <u>01/09/2023</u>
<input checked="" type="checkbox"/> Chief Financial Officer	<u><i>[Signature]</i></u>	Date: <u>01/09/2023</u>
<input checked="" type="checkbox"/> Legal	<u><i>[Signature]</i></u>	Date: <u>1/9/2023</u>

**APPROVED FOR BOARD RESOLUTION:**

<input checked="" type="checkbox"/> Secretary to the Authority	<u><i>[Signature]</i></u>	Date: <u>1/9/2023</u>
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**Remarks:** Amendment No. 2.

**Resolution Date:** \_\_\_\_\_ **Item No:** \_\_\_\_\_

**AMENDMENT NO. 2 TO THE CONTRACT FOR  
BUOY INSTALLATION AND UNDERWATER SERVICES**

AMENDMENT, effective January 19, 2023, to the Contract for Buoy Installation and Underwater Services (Contract No. 20-15-04) (the “Contract”), entered on April 30, 2020, by and between

**ERIE COUNTY WATER AUTHORITY**  
295 Main Street, Room 350  
Buffalo, New York 14203

hereinafter referred to as the “Authority,” and

**HOHL INSTRUSTRIAL SERVICES, INC.**  
770 Riverview Boulevard  
Tonawanda, New York 14150

hereinafter referred to as “Contractor.”

**WHEREAS**, on April 30, 2020, the Authority awarded the Contractor the Contract; and

**WHEREAS**, the Contract, provides for buoy installation and underwater services to the Authority from April 1, 2020 until March 31, 2022; and

**WHEREAS**, on January 20, 2022, the Authority’s Board of Commissioners approved Amendment No. 1 to the Contract extending services until March 31, 2023; and

**WHEREAS**, in accordance with Part 2, Paragraph 2.02 of the Specifications of the Contract, the parties may agree to extend the Contract on the same terms and conditions for not more than two successive periods of one year; and

**WHEREAS**, the Supplier has agreed to extend this Contract until March 31, 2024 based on the same terms and conditions; and

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

- (1) The terms and conditions of the Contract shall continue in effect until March 31, 2024; and
- (2) The parties agree all other terms and conditions of the Contract 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

**HOHL INDUSTRIAL SERVICES, INC.**

By \_\_\_\_\_  
Thomas Santulli, President

**STATE OF NEW YORK )**  
**COUNTY OF ERIE ) ss:**

On the \_\_\_ day of January, in the year 2023, 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 2023, before me personally came \_\_\_\_\_, to me known, who, being by me duly sworn, did depose and say that he/she resides in \_\_\_\_\_ that he/she is the \_\_\_\_\_ of the Corporation described in the above instrument; and that he/she signed his/her name thereto by order of the Board of Directors of said Corporation.

\_\_\_\_\_  
Notary Public