




ERIE COUNTY WATER AUTHORITY

INTEROFFICE MEMORANDUM

October 6, 2025

To: Jennifer Hibit, Secretary to the Authority

From: Michael J. Quinn, PE, Director of Distribution 

Subject: Contract MP-086
Ball Pumping Station Improvements – Phase 1
Professional Services Agreement Amendment No. 4
ECWA Project No. 202000177

The following material is attached:

- Authorization Form requesting Board Authorization to execute the attached Amendment No. 4 to Professional Service Agreement with Arcadis of New York, Inc. (Arcadis)
- Amendment No. 4 to Professional Service Agreement for the above-referenced project.

During the final design process for the improvements to the Ball Pumping Station, the Engineering Department requested a number of design changes. These changes involved the rescoping of the project to better accommodate the Authority capital budget while improving the overall project scope and ultimately the efficiency of the station operations in both the near and far-terms. In addition, delays associated with the design changes, project staffing transitions at the Authority and the availability of more accurate and timely demand data developed by the updated hydraulic model have led to additional engineering fees. This Amendment includes additional fees for the Basis of Design, and Design phases of the project as follows:

	Original Contract	Amendment No.1	Amendment No.2	Amendment No.3	Amendment No.3	Amendment No. 4	Original Contract + All Amendments
Lump Sum Basis of Design	\$195,000	\$0	\$0	\$0	\$0	\$32,200	\$227,200
Lump Sum Design	\$470,000	\$70,301	\$0	\$0	\$0	\$175,545	\$715,846
Lump Sum General Services	\$160,000	\$0	\$0	\$0	\$0	\$0	\$160,000
Lump Sum Record Drawings	\$10,000	\$0	\$0	\$0	\$0	\$0	\$10,000
Lump Sum Authority Program/Procedure Updates	\$20,000	\$0	\$0	\$0	\$0	\$0	\$20,000
Estimated Resident Inspection (not to exceed amount)	\$275,000	\$0	\$0	\$0	\$0	\$0	\$275,000
Estimated Special Services (not to exceed amount)	\$50,000	\$18,600	\$50,000	\$100,000	\$100,000	\$0	\$218,600
TOTALS	\$1,180,000	\$88,901	\$50,000	\$100,000	\$100,000	\$207,745	\$1,626,846

To: Jennifer L. Hibit
Secretary to the Authority

-2-

October 6, 2025

2025 Budget Information (Engineering):

Unit: 2520 Eng/Const Control

Item 101512 Ball PS Pumping Improvements

MJQ:jmf
Attachments
cc: L.Kowalski
W.Wheeler
CONT-MP-086-2001-X-01

**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 _____

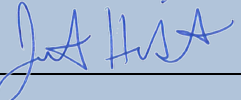
Other: _____

Approvals Required:

APPROVED AS TO CONTENT:

Chief Financial Officer		Date: 10/06/2025
Chief Operating Officer		Date: 10/06/2025
Claims Rep. – Risk Manager		Date: 10/6/2025
Comptroller		Date: _____
Director of Administration		Date: 10/06/2025
Director of Distribution		Date: 10/6/2025
Director of Human Resources		Date: _____
Director of IT		Date: _____
Director of Operations		Date: _____
Director of Planning & Water Supply		Date: _____
Director of Production		Date: _____
Director of Water Quality		Date: _____
Executive Engineer		Date: 10/6/2025
General Counsel (Legal)		Date: 10/06/2025
Other: _____		Date: _____

APPROVED FOR BOARD RESOLUTION:

Secretary to the Authority  Date: 10/06/2025

Remarks: _____

Resolution Date: _____ Item No: _____

**AMENDMENT NO. 4
PROFESSIONAL SERVICES CONTRACT**

AMENDMENT, effective October 16, 2025 (“Amendment No. 4”) to the Professional Services Agreement (Contract No. MP-086), effective on June 18, 2020, by and between:

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

hereinafter referred to as the “Authority,” and

ARCADIS OF NEW YORK, INC.
Key Center at Fountain Plaza
50 Fountain Plaza, Suite 360
Buffalo, New York 14202

hereinafter referred to as the “Engineer.”

WHEREAS, on December 18, 2020, the Authority and the Engineer entered into a professional services contract for engineering and consulting services relating to Phase I of the rehabilitation of the Ball Pump Station (the “Contract”); and

WHEREAS, on June 16, 2022, the Authority and the Engineer entered into Amendment No. 1 to amend the scope of services to include additional improvements not included in the original scope of work and increase the Engineer’s fees for Design and Special Services; and

WHEREAS, on September 20, 2023, the Authority and the Engineer entered into Amendment No. 2 to increase the Special Services amount to provide funds to conduct a feasibility study to evaluate alternative contracting methods; and

WHEREAS, on December 19, 2024, the Authority and the Engineer entered into Amendment No. 3 to increase the Special Services amount to provide funds to complete a detailed assessment of the project costs and review the sequence of work and develop construction project cashflow; and

WHEREAS, based on the recommendation of the Authority’s Chief Executive Officer and Executive Engineer, the Authority seeks to amend the Agreement to increase the lump sums for Basis of Design and Design services to redesign the project to better accommodate the wide range of flows and to decrease the scope of construction for this phase of the project; and

WHEREAS, the Engineer has requested additional budget of \$207,745.00 to complete the redesign; 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 to be effective;

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

- (1) The parties agree to amend article 4, paragraph 4.04, subparagraph (A)(1) to increase the lump sum basis of design cost by \$32,200.00, changing the current figure of \$195,000.00 to \$227,200.00; and
- (2) The parties agree to amend article 4, paragraph 4.04, subparagraph (A)(2) to increase the lump sum design cost by \$175,545.00, changing the current figure of \$540,301.00 to \$715,846.00; and
- (3) The parties agree all other terms and conditions of the Contract shall remain without change or amendment; and
- (4) 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 have caused this Amendment No. 4 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

ARCADIS OF NEW YORK, INC.

By _____
Jason J. Williams, PE, Principal Civil Engineer

STATE OF NEW YORK)
COUNTY OF ERIE) ss:

On the _____ day of October, 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 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 that he signed his name thereto by order of the Board of Commissioners.

Notary Public

STATE OF NEW YORK)
COUNTY OF ERIE) ss:

On the _____ day of _____, in the year 2025, before me personally came Jason J. Williams, PE, to me known, who, being by me duly sworn, did depose and say that he resides in _____, New York, that he is the Principal Civil Engineer 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