



# ERIE COUNTY WATER AUTHORITY

## INTEROFFICE MEMORANDUM

November 10, 2020

To: Jerome D. Schad, Chair  
Mark S. Carney, Vice Chair  
Peggy A. LaGree, Treasurer

From: Leonard F. Kowalski, Executive Engineer

A handwritten signature in blue ink, appearing to be "L.F. Kowalski", is written over the name in the "From:" field.

Subject: Center St. LACY – Potential Cooperative Agreement

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After the October 27<sup>th</sup> Board Meeting, I had a discussion with Margaret Murphy, General Counsel to the Authority about the potential Cooperative Agreement with the City of Lackawanna. I explained that the City does not have the funding to cover the costs associated with the waterline work and then be reimbursed from the Authority and she offered the following solution. The solution to this problem is to include language in the Cooperative Agreement that dictates once the City receives an invoice from their consultant for waterline work, the City would invoice the Authority, the Authority would make payment and then the City would pay the consultant. The same procedure would be used during the construction phase. The bidding documents will contain unit price items for the waterline work, once the City is invoiced for the waterline work, the City will then invoice the Authority.

Language will need to be included in the bidding documents and contract between the City and contractor stating the contractual obligations between the Authority and City for payment of the waterline items.

I attended a meeting on November 5<sup>th</sup> at Lackawanna City Hall to discuss the project and potential Cooperative Agreement. Mayor Iafallo, Commissioner of Public Works, Antony DeSantis and Council President Marrano along with two representatives from their consultant (Clark Patterson Lee) were in attendance. The information listed above was discussed and all parties have a good understanding of the process. I let them know that I will be reporting on this at the November 19<sup>th</sup> Board Meeting.

The benefits of the Cooperative Agreement are twofold, we remove pipe from our system that is 118 years old and the Authority would not need to pay for any of the restoration costs. The length of the main is approximately 3,400 ft and will cost approximately \$1.5M - \$1.6M for both engineering and construction. Approximately \$900,000 has been identified to use towards the project, additional funds would be identified under Unit 2590 Eng/Const Distribution Mains and Unit 2595 Eng/Const Transmission Mains to fund the remainder of the project.

If there are no objections, I will contact the City and start coordinating a Cooperative Agreement.

cc: R. Stoll  
M. Quinn  
M. Murphy  
K. Prendergast