



ERIE COUNTY WATER AUTHORITY

INTEROFFICE MEMORANDUM

January 17, 2025

To: Terrence D. McCracken, Secretary to the Authority

From: Leonard F. Kowalski, PE, Executive Engineer *LFK*

Subject: Furnish and Deliver Chemistry and Microbiology
Proficiency Samples and Chemistry Standards for One Year
ECWA Project No. 202400005

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. 1 request for Board action and execution by the Authority.

The Environmental Laboratory Approval Program (ELAP) was established under Section 502 of the Public Health Law and is responsible for the certification of laboratories performing environmental analyses on samples originating from New York State in order to ensure the accuracy and reliability of these analyses. In order to maintain NYSDOH Laboratory approval, the Authority must meet the requirements for ELAP Protocol for Training and Proficiency Testing.

The Authority entered into a contract with Advanced Analytical Solutions, LLC, the sole bidder, to supply the required goods on February 22, 2024. The Authority inquired if Advanced Analytical Solutions, LLC would like to extend the current contract for the first one-year term and they are agreeable to the extension. The attached Amendment No. 1 extends the Agreement until February 21, 2026 and adds three new items to the contract.

Budget Information:

O&M Line Item No. 10, Materials and Supplies

Unit 1010: 1010 401000 640110

1015: 1015 401000 640210

1030: 1030 401000 640210

LFK:jmf

Attachments

cc: PUWA-186-2401-X-20

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

Contract: 24-02-02 **Project No.:** 202400005
Project Description: Furnish and Deliver Chemistry and Microbiology Proficiency Samples and Chemistry Standards.

Item Description:


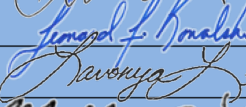



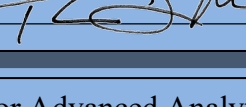
Agreement Professional Service Contract Amendment Change Order
 BCD NYSDOT Agreement Contract Documents Addendum
 Recommendation for Award of Contract Recommendation to Reject Bids
 Request for Proposals
 Other _____

Action Requested:

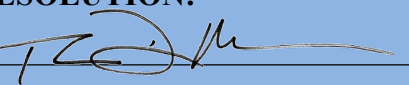
Board Authorization to Execute Legal Approval
 Board Authorization to Award Execution by the Chairman
 Board Authorization to Advertise for Bids Execution by the Secretary to the Authority
 Board Authorization to Solicit Request for Proposals
 Other _____

Approvals Needed:

APPROVED AS TO CONTENT:

<input type="checkbox"/>	_____	Date: _____
<input checked="" type="checkbox"/>	Chief Operating Officer 	Date: <u>01/20/2025</u>
<input checked="" type="checkbox"/>	Executive Engineer 	Date: <u>1/20/2025</u>
<input checked="" type="checkbox"/>	Director of Administration 	Date: <u>01/20/2025</u>
<input checked="" type="checkbox"/>	Risk Manager 	Date: <u>1/20/2025</u>
<input checked="" type="checkbox"/>	Chief Financial Officer 	Date: <u>01/20/2025</u>
<input checked="" type="checkbox"/>	Legal 	Date: <u>1/20/2025</u>

APPROVED FOR BOARD RESOLUTION:

<input checked="" type="checkbox"/>	Secretary to the Authority 	Date: <u>01/20/2025</u>
-------------------------------------	---	-------------------------

Remarks: Amendment No. 1 for Advanced Analytical Solutions, LLC.

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

**AMENDMENT NO. 1 TO THE AGREEMENT TO
FURNISH AND DELIVER CHEMISTRY AND MICROBIOLOGY
PROFICIENCY SAMPLES AND CHEMISTRY STANDARDS**

AMENDMENT, effective January 24, 2025, to the Agreement to Furnish and Deliver Chemistry and Microbiology Proficiency Samples and Chemistry Standards, effective on February 22, 2024, by and between:

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

hereinafter referred to as the “Authority,” and

ADVANCED ANALYTICAL SOLUTIONS, LLC
6325 Emerson Avenue
Parkersburg, West Virginia 26104

hereinafter referred to as “Supplier.”

WHEREAS, on February 22, 2024, the Authority awarded the Supplier the agreement to furnish and deliver chemistry and microbiology proficiency samples and chemistry standards (the “Agreement”) for a one-year term, beginning February 22, 2024; and

WHEREAS, the Agreement provides for various chemistry and microbiology proficiency samples and chemistry standards to be delivered to the Authority, as ordered, from February 22, 2024 through February 21, 2025; and

WHEREAS, in accordance with Article 1, Paragraph 1.04 of the Agreement, the parties may agree in writing to extend the term of the contract for two additional one (1) year terms, under the same terms and conditions, or upon such terms and conditions acceptable to the Authority; and

WHEREAS, in accordance with Article 5, Paragraph 5.02 of the Agreement, any modification or variation from the terms of the Agreement 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 the term of the Agreement until February 21, 2026, based on the same terms and conditions, including pricing as set forth in Article 4, Paragraph 4.01 of the Agreement; and

WHEREAS, the parties have agreed to pricing for individual components of the Mineral Set due to failure; and

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

- (1) The terms and conditions of the Agreement shall continue in effect until February 21, 2026; and
- (2) The parties agree to amend Article 4, Paragraph 4.01 to include the following line items:

Item No.	U/M	Description	Unit Price
5a	Ea.	“On-Demand” PT standards, for Minerals Set, Retest Due to Failure – Mineral (WP5000).	\$35.00
5b	Ea.	“On-Demand” PT standards, for Minerals Set, Retest Due to Failure – Hardiness (WP5200).	\$35.00
5c	Ea.	“On-Demand” PT standards, for Minerals Set, Retest Due to Failure – Anions (WP5400).	\$35.00

- (3) The parties agree all other terms and conditions of the Agreement shall remain unchanged and in effect; 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 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

ADVANCED ANALYTICAL SOLUTIONS, LLC

By _____
Frederick S. Anderson, Managing Partner

STATE OF NEW YORK)
COUNTY OF ERIE) ss:

On the ___ day of January, 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 WEST VIRGINIA)
COUNTY OF) ss:

On the ___ day of _____, in the year 2025, before me personally came Frederick S. Anderson to me known, who, being by me duly sworn, did depose and say that he resides in Parkersburg, West Virginia, that he is the Managing Partner of the Limited Liability Company described in the above instrument; and that he signed his name thereto on behalf of said Limited Liability Company.

Notary Public