

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

<b>Contract:</b> _____	<b>Project No.:</b> <u>201000099</u>
<b>Project Description:</b> <u>GPS Survey Base Station</u>	
<u>Agreement Letter (Town of Tonawanda)</u>	

**Item Description:**

<input type="checkbox"/> Agreement	<input type="checkbox"/> Professional Service Contract	<input type="checkbox"/> Amendment	<input type="checkbox"/> Change Order
<input type="checkbox"/> BCD	<input type="checkbox"/> NYSDOT Agreement	<input type="checkbox"/> Contract Documents	<input type="checkbox"/> Addendum
<input type="checkbox"/> Recommendation for Award of Contract	<input type="checkbox"/> Recommendation to Reject Bids		
<input type="checkbox"/> Request for Proposals			
<input checked="" type="checkbox"/> Other <u>Agreement Letter</u>			

**Action Requested:**

<input type="checkbox"/> Board Authorization to Execute	<input type="checkbox"/> Legal Approval
<input type="checkbox"/> Board Authorization to Award	<input type="checkbox"/> Execution by the Chairman
<input type="checkbox"/> Board Authorization to Advertise for Bids	<input type="checkbox"/> Execution by the Secretary to the Authority
<input type="checkbox"/> Board Authorization to Solicit Request for Proposals	
<input checked="" type="checkbox"/> Other <u>Board Approval</u>	

**Approvals Needed:**

**APPROVED AS TO CONTENT:**

<input checked="" type="checkbox"/> Department Head	<u><i>James F. Kusch 6-</i></u>	Date: <u>1-30-19</u>
<input type="checkbox"/> Risk Manager	_____	Date: _____
<input type="checkbox"/> Director of Administration	_____	Date: _____
<input checked="" type="checkbox"/> Executive Engineer	<u><i>Russell J. Fort</i></u>	Date: <u>1/30/19</u>

**APPROVED AS TO FORM:**

<input checked="" type="checkbox"/> Legal	_____	Date: _____
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**APPROVED FOR BOARD RESOLUTION:**

<input checked="" type="checkbox"/> Secretary to the Authority	_____	Date: _____
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**Remarks:** \_\_\_\_\_

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<b>Resolution Date:</b> _____	<b>Item No:</b> _____
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# ERIE COUNTY WATER AUTHORITY

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3030 Union Road • Buffalo, New York 14227  
716-684-1510 • FAX 716-684-3937

January 29, 2019

Mr. Joseph H. Emminger  
Supervisor  
Town of Tonawanda  
Room 11, Municipal Building  
2919 Delaware Avenue  
Kenmore, New York 14217-2308

Re: GPS Survey Base Station  
ECWA Project No. 201000099

Dear Mr. Emminger,

The Erie County Water Authority (ECWA) and the Town of Tonawanda (Town) both own GPS survey equipment. The ECWA operates a base station for its own use and also utilizes NYSDOT base stations as needed. The Town has requested permission to utilize the ECWA base station due to its centralized location. The use of a closer base station enhances the accuracy of the GPS data.

The ECWA base station has the capability to support multiple users. The ECWA will provide the City access to the base station as a public service subject to the following terms:

1. The ECWA reserves the right to modify the terms of or cancel this agreement at any time.
2. The Town will pay all costs to Trimble associated with reconfiguration of the ECWA base station for use by the Town.
3. Only employees of the Town are authorized to utilize the base station and only for work authorized by the Town.
4. The ECWA does not guarantee that the base station will be operational at all times.
5. The ECWA does not guarantee the accuracy, quality or completeness of the data provided by the base station.

Mr. Joseph H. Emminger  
Supervisor  
Town of Tonawanda

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January 29, 2019

6. The Town shall indemnify the ECWA against any and all claims arising from the Town's negligent use of the base station and its data and shall defend and hold harmless the ECWA from and against all claims, suits, actions, costs, counsel fees, expenses, damages, judgments or decrees based upon or arising out of damage to property or injury to persons or other tortuous conduct caused or contributed to it by the negligence of the Town or negligence of anyone under the Town's direction or control or on its behalf.

Please contact me if you have any questions. Please execute and return one original copy to me.

Sincerely yours,

ERIE COUNTY WATER AUTHORITY



Russell J. Stoll, P.E.  
Executive Engineer

Agreed and accepted by:

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Joseph H. Emminger  
Supervisor  
Town of Tonawanda

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Date

RJS:MJM:jmf  
cc: ECWA-337-1001