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RESOLUTION #88-2026 OF THE TOWN BOARD, TOWN OF NEWFANE, NY

RESOLUTION TO AUTHORIZE BATHYMETRIC SURVEYING SERVICES AT OLCOTT HARBOR

WHEREAS, the Town of Newfane (the “Town”) requires bathymetric surveying services at the north ends of the Olcott Harbor entrance channel breakwaters to support development of the Long-Term Monitoring, By-Pass and Re-Nourishment Plan; and

WHEREAS, ASI Marine L.P. (“ASI”) has submitted Proposal No. GU26-361, dated September 17, 2026 (the “Proposal”), to perform a multi-beam bathymetric survey of the designated study areas, process the resulting data, and prepare comparative deliverables measured against prior surveys of the same areas (the “Services”); and

WHEREAS, the Proposal provides pricing for separate surveys in 2026 and 2027; however, the United States Army Corps of Engineers has advised the Town that a single survey is sufficient, and the Town therefore requires only one survey; and

WHEREAS, the Services require special and technical skill, training, expertise, and professional judgment, including the operation and calibration of multi-beam sonar and positioning equipment and the processing, analysis, and interpretation of bathymetric data; and

WHEREAS, contracts for professional services, and for services requiring special or technical skill, training, or expertise, are exempt from the competitive bidding requirements of General Municipal Law § 103 and the solicitation of quotes and proposals requirement in the Town’s Procurement Policy, adopted May 15, 2025; and

WHEREAS, the Town Board has reviewed the Proposal and finds that engaging ASI to perform the Services is in the best interest of the Town and its taxpayers;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board determines that the Services are professional services requiring special and technical skill, training, and expertise; that the

Services are exempt from competitive bidding under General Municipal Law § 103; and that, pursuant to Guideline 7 of the Procurement Policy, no request for proposals or solicitation of written proposals or quotations is required; and

BE IT FURTHER RESOLVED, that, pursuant to Guideline 4 of the Procurement Policy, the Town Board approves the engagement of ASI to perform one (1) bathymetric survey in accordance with the Proposal, and authorizes ASI to incur costs for the Services in an amount not to exceed \$15,520.00; and

BE IT FURTHER RESOLVED, that the Town Supervisor is authorized to execute a purchase order or agreement with ASI for the Services, in a form approved by the Town Attorney and consistent with this resolution, and to take all other actions necessary to carry out this resolution; and

BE IT FURTHER RESOLVED, that any work beyond the single survey described in this resolution shall require the prior approval of the Town Board; and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

By Order of the Town Board
Town of Newfane, Niagara County, New York

Adopted this ____ day of _____, 2026

Town Board Member

Vote

_____ Supervisor John Syracuse	☐ Aye	☐ Nay
_____ Councilman Paul Conrad	☐ Aye	☐ Nay
_____ Councilman Robert Horanburg	☐ Aye	☐ Nay
_____ Councilwoman Jessica Reinhardt	☐ Aye	☐ Nay
_____ Councilman Peter Robinson	☐ Aye	☐ Nay