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TOWN OF NEWFANE

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RESOLUTION #76-2026 OF THE TOWN BOARD, TOWN OF NEWFANE, NY

RESOLUTION AUTHORIZING AGREEMENT WITH PURE TECHNOLOGIES U.S. INC. FOR IN-SERVICE INSPECTION AND MAPPING OF THE PUMP STATION 6 FORCEMAIN

WHEREAS, the discharge forcemain serving Pump Station 6 failed in 2026, and the Town of Newfane thereafter received a Notice of Violation from the New York State Department of Environmental Conservation (“DEC”) requiring the Town to perform an engineering evaluation of the structural integrity of the forcemain and to submit the findings of such evaluation to the DEC; and

WHEREAS, Wendel, the Town’s consulting engineer, has recommended that in order to comply with the DEC directive, the Town retain Pure Technologies U.S. Inc., a Xylem brand (“Pure Technologies”), to perform in-service inline leak and gas-pocket detection and pipeline mapping of approximately 5,200 linear feet of the Pump Station 6 forcemain using Pure Technologies’ proprietary SmartBall® free-swimming inspection platform; and

WHEREAS, Pure Technologies has submitted a proposal dated August 7, 2026, to perform in-service inline leak and gas-pocket detection and pipeline mapping of approximately 5,200 linear feet of the Pump Station 6 forcemain using Pure Technologies’ proprietary SmartBall® free-swimming inspection platform, in the total amount of \$72,453.00 (the “Pure Technologies Proposal”); and

WHEREAS, the services described in the Pure Technologies Proposal require special and technical skill, training, and expertise, including the SmartBall® proprietary free-swimming acoustic inspection platform, confined-space-certified field personnel, and specialized data analysis to determine pipeline leak, gas-pocket, and alignment conditions in an active forcemain, and are therefore not subject to the competitive bidding requirements of General Municipal Law § 103, and are exempt from the solicitation of written proposals or quotations otherwise required

under Guideline 3 of the Town’s Procurement Policy adopted May 15, 2025, pursuant to the special-or-technical-skill exception set forth in Guideline 7 thereof; and

WHEREAS, the Town Board has reviewed the Pure Technologies Proposal and determines that retaining Pure Technologies to perform the structural integrity evaluation required by the Notice of Violation is necessary and in the best interests of the Town;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby approves the engagement of Pure Technologies to perform in-service inspection and mapping of the Pump Station 6 forcemain substantially as described in the Pure Technologies Proposal dated August 7, 2026, in an amount not to exceed \$72,453.00; and

BE IT FURTHER RESOLVED, that the Town Board hereby authorizes the Supervisor to execute an agreement, proposal, Purchase Order, and any other necessary documents to engage Pure Technologies to perform such services, in an amount not to exceed \$72,453.00; and

BE IT FURTHER RESOLVED, that no compensation in excess of the amount authorized hereby shall be paid to Pure Technologies without the prior authorization of the Town Board; and

BE IT FURTHER RESOLVED, that all claims for payment under the Pure Technologies Proposal shall be presented, audited, and paid in accordance with Town Law § 118 and the Town’s established claims-auditing procedures.

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