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RESOLUTION #77 -2026 OF THE TOWN BOARD, TOWN OF NEWFANE, NY RESOLUTION AUTHORIZING AGREEMENT WITH WENDEL FOR DESIGN ENGINEERING SERVICES – WASTEWATER TREATMENT PLANT ULTRAVIOLET DISINFECTION, FORCE MAIN, AND PUMP STATION 13 IMPROVEMENTS

WHEREAS, the Town of Newfane owns and operates a wastewater treatment plant, together with associated pump stations, force mains, and collection facilities, serving the Townwide Sewer District (the “District”); and

WHEREAS, improvements including the design of a new ultraviolet disinfection system at the wastewater treatment plant, forcemain lining/rehabilitation, and Pump Station 13 rehabilitation are necessary, and the design of such improvements is required to be completed by March 2027 under the Town’s wastewater treatment plant’s SPDES permit; and

WHEREAS, the Town has applied for grant funding for the improvements, and has heretofore adopted a bond resolution on May 27, 2026, authorizing the issuance of bonds and bond anticipation notes to finance the improvements in the event that grant funds are not timely received; and

WHEREAS, Wendel, the Town’s consulting engineer, has submitted a proposal dated September 17, 2026 to provide design engineering services for the ultraviolet disinfection, force main, and pump station improvements at a fee of \$245,000.00 (the “Proposal”); and

WHEREAS, engineering services are professional services requiring specialized skill, training, expertise, and judgment, and are therefore not subject to the competitive bidding requirements of General Municipal Law § 103, and are exempt from the solicitation requirements of Guideline 7 of the Town’s Procurement Policy adopted May 15, 2025; and

WHEREAS, the Town Board has reviewed the Proposal and determines that retaining Wendel to perform design engineering services for the improvements is in the best interests of the Town and the District;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby approves the Proposal of Wendel dated September 17, 2026, for design engineering services in connection with the wastewater treatment plant ultraviolet disinfection, force main, and pump station improvements, in an amount not to exceed \$245,000.00; and

BE IT FURTHER RESOLVED, that the Supervisor is hereby authorized to execute the Proposal and any related agreement on behalf of the Town, in such form as shall be approved by the Town Attorney; and

BE IT FURTHER RESOLVED, that the costs of the services authorized hereby shall be charged to the appropriate capital project account, and shall be financed from grant proceeds, from the proceeds of obligations issued pursuant to the bond resolution adopted May 27, 2026, or from such other lawfully available funds as the Town Board shall determine; and

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