

BUFFALO SEWER AUTHORITY

REGULAR MEETING

September 24, 2025

9:00 A.M.

**Buffalo City Hall, 65 Niagara Square Room 1038
Teleconference +1 917- 933-2166, ID #262 422 501**

<u>ITEM NO.</u>	<u>CONTENTS</u>	<u>PAGE NO.</u>
	Roll Call	
1	Motion to Adopt the Minutes of July 30, 2025	1
2	Approval of Consent Agenda	2-15
	A. Informative: Temporary Investments	
	B. Informative: Reallocation of Funds	
	C. Informative: Report On the Condition of the Liability And Casualty Reserve Fund	
	D. Claim Against Liability and Casualty Reserve Fund	
	E. Amendment to Schedule of Job Classification Plan	
	F. Amendment to Schedule of Job Classification Plan	
	G. Confirmation of Appointments	
	H. Tuition Assistance	
	I. Tuition Reimbursement	
3	Fund Balance Designation	16
4	Contract Approval - Financial Consulting Services	17
5	Authorization for Issuance of Credit Cards	18

6	Authorization for Purchase of Parts and Repair Services of Maxon Valves for Boiler Room	19
7	Authorization for Purchase of the Yearly Subscription for EZMaxMobile	20
8	Change Order No. 01 Contract No. 82000047	21-23
9	Authorization to Purchase a Vehicle Under the Onondaga Bid 106-19 2025	24
10	Authorization to Purchase a Tire Lift Under State Contract	25
11	Change Order No. 1 – Contract No 82000068	26-27
12	Authorization to Enter into an Agreement for Professional Services for The Buffalo Sewer Authority Millwrights	28
13	Change Order No. 3- Contract No. 82000044	29
14	Certificate of Acceptance and Occupancy Contract No. 82000044	32
15	Authorization to Purchase Parts for Digester Compressor #9	33-34
16	Authorization for Betterment as Part of The Roosevelt Park Enhancement Project	35
17	Adoption of Negative Declaration of State Environmental Quality Review for the Raincheck 2.0 Green Infrastructure Program	36-37
18	Authorization To Enter into Project Partnership Agreement as Part of the Broderick Park and Bird Island Wastewater Treatment Plant, Buffalo, NY, Section 103 Hurricane and Storm Damage Reduction Project	38
19	Utility Work Agreement (Hc-140) - New York State Department of Transportation - Pin 5815.39	39-40
20	Utility Work Agreement (Hc-140) - New York State Department of Transportation - Pin 5815.53	41-42
21	Adjournment Of Meeting	43

ATTACHMENTS

Attachment A: 2 FEAF Part II Raincheck 2.0.

Attachment B: FEAF Part III Raincheck 2.0

Attachment C: PPA Broderick Park for City of Buffalo.

CALL OF THE ROLL

Present:

[illegible]

The meeting was called to order at _____. A quorum was present.

ITEM NO. 1

Motion to Adopt the Minutes of the Meeting of July 30, 2025

MOTION TO _____

MADE BY _____

2ND BY

AYES

Board Meeting of September 24, 2025

ITEM NO. 2

APPROVAL OF CONSENT AGENDA**CONTENTS**

- A. Informative: Temporary Investments
- B. Informative: Reallocation of Funds
- C. Informative: Report On the Condition of the Liability and Casualty Reserve Fund
- D. Claim Against Liability and Casualty Reserve Fund
- E. Amendment to Schedule o Job Classification Plan
- F. Amendment to Schedule of Job Classification Plan
- G. Confirmation of Appointments
- H. Tuition Assistance
- I. Tuition Reimbursement

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of September 24, 2025

2-A

INFORMATIVE: TEMPORARY INVESTMENTS (CERTIFICATES OF DEPOSIT AND TREASURY BILLS)

As of July 31st, 2025

ISSUE DATE	MATURITY DATE	TOTAL DAYS	AMOUNT	BANK	RATE	INTEREST AMOUNT
CONSTRUCTION/CAPITAL IMPROVEMENT FUND						
31-Jul-12	MONEY MARKET		\$3,444,887.84	Key	0.01%	Public NOW
17-Jul-25	14-Aug-25	28	\$6,999,056.01	Key Banc Capital	4.20%	\$22,943.99
31-Jul-25	28-Aug-25	28	\$2,499,764.29	Key Banc Capital	4.22%	\$8,235.71
			\$12,943,708.14			
LIABILITY AND CASUALTY RESERVE FUND						
31-Jul-12	MONEY MARKET		\$221,189.32	Key	0.01%	Public NOW
17-Jul-25	16-Oct-25	91	\$795,441.84	Key Banc Capital	4.21%	\$8,558.16
			\$1,016,631.16			
OPERATING FUND						
31-Jul-12	SUPER NOW		\$4,598,250.48	Key	0.01%	Public NOW
TRUST & AGENCY FUND						
31-Jul-12	SUPER NOW		\$25,829.59	Key	0.01%	Public NOW
SURPLUS FUND						
15-May-25	23-Oct-25	161	\$1,476.51	Wilmington U.S. Treasury	4.79%	
			\$10,003,428.46	M&T Securities	4.09%	\$186,571.54
			\$10,004,904.97			
NET REVENUE FUND						
15-Jul-25	28-Aug-25	44	\$4,205.32	Wilmington U.S. Treasury		
			\$10,099,501.75	Key Banc Capital	4.23%	\$52,498.25
31-Jul-25	25-Sep-25	56	\$9,042,363.70	Key Banc Capital	4.21%	\$59,636.30
			\$19,146,070.77			

BSA 2021 EIB FUND

			\$327,843.75	Cash	0.00%	
8-May-25	30-Oct-25	175	\$32,615,178.37	Key Banc Capital	4.06%	\$656,821.63
5-Jun-25	28-Nov-25	176	\$20,083,543.63	Key Banc Capital	4.13%	\$413,456.37
			\$53,026,565.75			

DEBT RESERVE FUND

				Series J		
02-Jul-14	13-Nov-33	7076	\$279,204.53	UST State/Local Govt	2.70%	
				Series K		
02-Jul-14	15-Feb-33	6803	\$194,569.75	UST State/Local Govt	2.70%	
				Series L		
12-Nov-15	1-Oct-35	7263	\$689,547.00	UST State/Local Govt	2.44%	
				Series M		
27-Jun-14	1-May-44	10901	\$585,105.91	UST State/Local Govt	2.70%	
				Series N		
15-Nov-12	15-Apr-32	7091	\$2,167,157.00	UST State/Local Govt	2.42%	

EFC 2021

			\$3.14	Wilmington U.S. Treasury	4.79%	
13-Feb-25	7-Aug-25	175	\$358,563.08	M&T Securities	4.18%	\$7,436.92
			\$358,566.22			

DSF PRIN &INT**\$0.01**

Wilmington Fund

DSF 2021 EIB**\$342,574.54**

Wilmington Fund 4.79%

RECEIVE & FILEBoard Meeting of September 24th, 2025

2-B

INFORMATIVE: REALLOCATION OF FUNDS

The following budgetary transfers have been made to cover unforeseen shortages. These transfers do not change the total amount of the Buffalo Sewer Authority's operating budget.

Wastewater Treatment Plant

07/16/2025	00330105 FINA Chemicals & Gas	-\$186,379.77	00520106 MAIN Maintenance Contract	\$186,379.77
07/16/2025	00520105 MAIN Equipment Maint.	-\$5,345.00	00520105 AMHE Equipment Maint.	\$5,345.00
07/22/2025	007000107 EQUIPMENT	-\$8,288.00	00700106 Engineer & Tech Services	\$8,288.00

Engineering Division

08/28/2025	00600104 ENG Travel Expenses	-\$1,388.98	00600105 Eng Small Tools	\$1,388.98
------------	---------------------------------	-------------	-----------------------------	------------

Sewer Maintenance Division

08/21/2025	00690106 AUTO Automotive Repairs	-\$4,000.00	00650105 SWRM Office Supplies	\$4,000.00
------------	-------------------------------------	-------------	----------------------------------	------------

RECEIVE & FILE

Board Meeting of September 24, 2025

2-C

INFORMATIVE: REPORT ON THE CONDITION OF THE LIABILITY AND CASUALTY RESERVE FUND

The Resolution that created the Liability and Casualty Reserve Fund provides that:

“The General Manager shall regularly and not less than semi-annually render to the Board a detailed report of the operation and condition of the Liability and Casualty Reserve Fund.”

Fund Balance as of June 30, 2024	\$1,008,441.96
Interest Earnings	\$39,343.37
Claims Paid	\$50,253.39
Transfer from Operating Fund	<u>\$10,000.00</u>
Fund Balance as of June 30, 2024	\$1,007,531.94

The Resolution that created the Liability and Casualty Reserve Fund provides that:

“When the amount of the Liability and Casualty Reserve Fund reaches the sum of \$1,000,000.00, no further additions shall be made thereto until the Fund has been reduced below \$1,000,000.00”.

During the period of July 1, 2024 – June 30, 2025 the Authority settled ten claims, resulting in cash payments from the Buffalo Sewer Authority in the amount of \$50,253.39. No claims were denied in this time period.

Total Active Claims Pending as of June 30, 2025

Bodily Injury	17
Property Damage	8
Motor Vehicle	2
Auto B.I. & P.D	5
Other Liability	2
Total	<u>34</u>

RECEIVE & FILE

Board Meeting of September 24, 2025

2-D

CLAIM AGAINST LIABILITY AND CASUALTY RESERVE FUND

WHEREAS: Andre Foster filed a Notice of Claim for property damage due to sewer pipe issue and flooded basement at 591 Masten Avenue in the City of Buffalo on May 20, 2025.

WHEREAS: The General Counsel has reviewed this matter and recommends the final settlement amount of \$ 4,500.00 is in the best interest of the Buffalo Sewer Authority.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the payment to Andre Foster in the final settlement amount of \$4,500.00 in full and complete settlement of this matter. This claim will be paid out of the Liability and Casualty Reserve Fund.

2-E

AMENDMENT TO SCHEDULE OF JOB CLASSIFICATION PLAN

WHEREAS: There is a need to modify the Job Classification Plan.

NOW THEREFORE

BE IT RESOLVED: That the Board of the Buffalo Sewer Authority approves the deletion of the following position to the Job Classification Plan:

One (1) Senior Account Clerk-Typist	00120121	411001
One (1) Account Clerk Typist	00120121	411001
One (1) Senior Clerk	00550121	411001

2-F

AMENDMENT TO SCHEDULE OF JOB CLASSIFICATION PLAN

WHEREAS: There is a need to modify the Job Classification Plan.

NOW THEREFORE

BE IT RESOLVED: That the Board of the Buffalo Sewer Authority approves the addition of the following positions to the Job Classification Plan:

Four (4) Laborer II	00530161	411001
Two (2) Contracts & Specifications Clerk	00200121	411001

2-G

CONFIRMATION OF APPOINTMENTS

LABOR SUPERVISOR I (TEMPORARY)
TREATMENT PLANT MAINTENANCE DIVISION
\$71,360 PER ANNUM
EFFECTIVE: SEPTEMBER 11, 2025

VITO NICOLosi
373 LAFAYETTE AVE.
BUFFALO, NY 14213

LABORER I (PERMANENT)
TREATMENT PLANT MAINTENANCE DIVISION
\$22.71 PER HOUR
EFFECTIVE: SEPTEMBER 8, 2025

SAMSON LOGAN III
269 STOCKBRIDGE AVE.
BUFFALO, NY 14215

WASTEWATER OPERATOR II (PROVISIONAL)
SEWAGE TREATMENT PLANT
\$27.88 PER HOUR
EFFECTIVE: SEPTEMBER 1, 2025

NICOLO ALAGNA
88 TENNYSON AVE.
BUFFALO, NY 14216

SECRETARY TO THE GENERAL MANAGER (EXEMPT)
CITY HALL ADMINISTRATION
\$134,937 PER ANNUM
EFFECTIVE: SEPTEMBER 2, 2025

JESSICA SMITH
167 WOODBRIDGE AVE.
BUFFALO, NY 14214

TYPIST (PROVISIONAL)
CITY HALL ADMINISTRATION
\$46,572 PER ANNUM
EFFECTIVE: AUGUST 25, 2025

SYDNEY MCFOY
56 CAMP ST.
BUFFALO, NY 14204

LABORER I (PERMANENT)
SEWER MAINTENANCE DIVISION
\$22.71 PER HOUR
EFFECTIVE: AUGUST 25, 2025

LEMUEL JONES
246 SHIRLEY AVE.
BUFFALO, NY 14215

PRINCIPAL SANITARY ENGINEER (PROVISIONAL)
ENGINEERING DIVISION
\$135,904 PER ANNUM
EFFECTIVE: AUGUST 7, 2025

ROSALEEN NOGLE
100 BAYNES ST.
BUFFALO, NY 14213

LABORER I (PERMANENT)
MAINTENANCE DIVISION
\$22.71 PER HOUR
EFFECTIVE: AUGUST 11, 2025

JOHN CARDINALE
76 TENNYSON AVE.
BUFFALO, NY 14216

WASTEWATER OPERATOR II (PROVISIONAL)
SEWAGE TREATMENT PLANT
\$29.71 PER HOUR
EFFECTIVE: AUGUST 4, 2025

DAVID WAGNER
106 SAGE ST.
BUFFALO, NY 14210

WASTEWATER OPERATOR II (PROVISIONAL)
SEWAGE TREATMENT PLANT
\$29.71 PER HOUR
EFFECTIVE: AUGUST 4, 2025

DONALD ORT
23 HANSEN AVE.
BUFFALO, NY 14220

WASTEWATER OPERATOR II (PROVISIONAL)
SEWAGE TREATMENT PLANT
\$29.71 PER HOUR

EFFECTIVE: AUGUST 4, 2025

CASEY WILES
84 CRYSTAL ST.
BUFFALO, NY 14220

WASTEWATER OPERATOR II(PROVISIONAL)
SEWER MAINTENANCE DIVISION
\$28.81 PER HOUR
EFFECTIVE: AUGUST 4, 2025

MICHAEL ZAWISTOWSKI
164 ALABAMA ST.
BUFFALO, NY 14204

SEWER CONSTRUCTION WORKER (PROVISIONAL)
SEWER MAINTENANCE DIVISION
\$28.55 PER HOUR
EFFECTIVE: AUGUST 4, 2025

CURTISS MOSS
170 COIT ST.
BUFFALO, NY 14212

WASTEWATER OPERATOR II (PROVISIONAL)
SEWAGE TREATMENT PLANT
\$29.71 PER HOUR
EFFECTIVE: JULY 28, 2025

MICHAEL WAGNER
245 GORTON ST.
BUFFALO, NY 14207

SECOND CLASS STATIONARY ENGINEER (PROVISIONAL)
SEWAGE TREATMENT PLANT
\$24.84 PER HOUR
EFFECTIVE: JULY 28, 2025

ANTONIO RODRIGUEZ
73 LUDINGTON ST.
BUFFALO, NY 14206

SECOND CLASS STATIONARY ENGINEER (PROVISIONAL)
SEWAGE TREATMENT PLANT
\$24.84 PER HOUR
EFFECTIVE: JULY 28, 2025

MALIK ALI
662 HERTEL AVE.
BUFFALO, NY 14207

WHEREAS: The preceding appointments were made by the Executive Secretary and the Principal Sanitary Engineer since the last Board Meeting; and

WHEREAS: The Executive Secretary and the Principal Sanitary Engineer requests confirmation of each appointment.

NOW THEREFORE
BE IT RESOLVED: That the preceding appointments are hereby confirmed by the Board of the Buffalo Sewer Authority

2-H

TUITION ASSISTANCE

WHEREAS: In accordance with the Agreements between the Buffalo Sewer Authority and CSEA Local 815 and the Communications Workers of America, the following Buffalo Sewer Authority employees have applied for Tuition Assistance:

<u>EMPLOYEE</u>	<u>SCHOOL</u>	<u>COURSE</u>	<u>TUITION</u>
Terrice Lias	SUNY Erie Community College	Sports & Leisure	\$3,105.00
Scott Steinwald	SUNY Empire State University	Business, Management & Economics	\$2,360.00
Danielle Sharp	SUNY Empire State University	Business, Management & Economics	\$2,360.00
Crystalee Lozada	SUNY Empire State University	Business, Management & Economics	\$2,360.00
Daniel P. O'Sullivan	University at Buffalo	Civil Engineering	\$3,184.00

WHEREAS: No Funds will be expended at this time.

NOW THEREFORE

BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby approves the above applications for Tuition Assistance.

2-I

TUITION REIMBURSEMENT

WHEREAS: In accordance with the Agreements between the Buffalo Sewer Authority and CSEA Local 815 and the Communications Workers of America, the following Buffalo Sewer Authority employees have applied for Tuition Reimbursement:

<u>EMPLOYEE</u>	<u>SCHOOL</u>	<u>COURSE</u>	<u>TUITION%</u>	<u>REIMBURSEMENT</u>
				<u>TOTAL</u>
Crystalee Lozada	SUNY Empire State University	Business, Management & Economics	90%	\$2,548.25
Daniel P. O'Sullivan	University at Buffalo	Civil Engineering	90%	\$1,245.58

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby approves the above applications for Tuition Reimbursement totaling \$3,793.83 These Reimbursements will be charged to account nos. 00120106-421026 and 00200106-421026.

ITEM NO. 3

FUND BALANCE DESIGNATION

WHEREAS: The Buffalo Sewer Authority has adopted a Fund Balance Policy in an effort to ensure financial security through the maintenance of a healthy reserve fund.

WHEREAS: In accordance with this policy, each year the Buffalo Sewer Authority must designate the purpose of fund balance.

WHEREAS: The Executive Secretary recommends the following designation of fund balance for the fiscal year ending June 30, 2025.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby approves the following designation of fund balance for the fiscal year ending June 30, 2025.

Fund Balances:	
Non-Spendable	\$
Committed:	
Encumbrances	
Loss Contingencies	
Capital Projects	
Unassigned	
Total Fund Balances	TBD\$

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of September 24, 2025

ITEM NO. 4

CONTRACT APPROVAL - FINANCIAL CONSULTING SERVICES

WHEREAS: The use of independent financial consultants is necessary for the Buffalo Sewer Authority to maintain rates and charges that properly fund the Authority’s operating budget and properly fund the capital program related to the Authority’s Long Term Control Plan; and

WHEREAS: Raftelis Financial Consultants, Inc. has a national team of financial consultants with significant experience in rate review and financial planning in the water and wastewater industries; and

WHEREAS: Raftelis Financial Consultants has proposed a contract with the Buffalo Sewer Authority for rate review and financial consulting services for the 2025-2026 fiscal year at a cost not to exceed \$62,500.00; and

WHEREAS: The Executive Secretary, and Principal Sanitary Engineer recommend approval to retain Raftelis Financial Consultants, Inc to perform rate review and financial consulting services for the 2025-2026 fiscal year.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the Executive Secretary and Principal Sanitary Engineer to enter into an agreement with Raftelis Financial Consultants, Inc, to perform rate review and financial consulting services for a cost not to exceed \$62,500.00. Account no. 00110106-432004 will be charged for these services.

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of September 24, 2025

ITEM NO.5

AUTHORIZATION FOR ISSUANCE OF CREDIT CARDS

WHEREAS: The Buffalo Sewer Authority has a Credit Card Policy that governs the issuance and proper use of Authority credit cards. This policy is approved annually by the Board; and

WHEREAS: Each credit card is issued by Key Bank and has an authorized credit limit of \$15,000.00.

WHEREAS: The Credit Card Policy requires the Board to designate individuals to be issued Authority credit cards; and

WHEREAS: It is necessary for a member of the administrative staff in the Sewer Maintenance Department to have an Authority credit card; and

WHEREAS: The Executive Secretary and Director of Sewer Maintenance recommend that a credit card be issued to Janelle Vacanti; and

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes a BSA credit card to be issued to Janelle Vacanti for use in the Sewer Maintenance Department.

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of September 24, 2025

ITEM NO.6

AUTHORIZATION FOR PURCHASE OF PARTS AND REPAIR SERVICES FOR MAXON VALVES FOR BOILER ROOM

WHEREAS: The Principal Chief Stationary Engineer has determined a need for parts and repair services for Maxon valves for the Boiler Room; and

WHEREAS: The Treatment Plant Superintendent and Principal Chief Stationary Engineer and staff reviewed the only quote received and recommend the purchase of parts and repair services; and

WHEREAS: Radwell International LLC was the sole bidder in the amount of \$24,055.80; and

WHEREAS: Board approval is required on purchases over \$20,000.00.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorize the Executive Secretary and the Principal Sanitary Engineer to purchase the services of Radwell International LLC for Maxon Valves for Boiler Room at the cost not to exceed \$24,055.80. Account no. 00380105-466107 will be charged for this purchase.

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of September 24, 2025

ITEM NO.7

AUTHORIZATION FOR PURCHASE OF THE YEARLY SUBSCRIPTION FOR EZMAXMOBILE

WHEREAS: On February 17, 2021, the Board of the Buffalo Sewer Authority designated Interpro Solutions, the owner and distributor of EZMaxMobile software as a sole source for the purchase of software and technical support and professional services for EZMaxMobile; and

WHEREAS: The Buffalo Sewer Authority Sewer Maintenance Division and Green Infrastructure Department currently use EZMaxMobile for work order tracking for repairs and service performed throughout the City of Buffalo; and

WHEREAS: Interpro Solutions submitted a quote for \$47,642.00 for the yearly renewal subscription fee to include EZMaxMobile Users, Enhanced Mapping, Cloud Services (Push Notifications); and

WHEREAS: Board approval is required for services over \$20,000.00.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the Executive Secretary and the Principal Sanitary Engineer to purchase the yearly subscription from Interpro Solutions at a cost not to exceed \$47,642.00. Account no. 00200106-443420 will be charged for this purchase.

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of September 24, 2025

ITEM NO. 8

CHANGE ORDER NO. 01 CONTRACT NO. 82000047

CONTRACTOR:	ORIGINAL CONTRACT COST	\$3,509,328.00
AECOM USA, Inc.	PREVIOUS CHANGE ORDERS	\$0
50 Lakefront Blvd, Suite 111, Buffalo, NY 14202	THIS CHANGE ORDER	<u>\$1,429,020</u>
	ADJUSTED CONTRACT AMT	\$4,938,348.00
VENDOR NO. 15211	ACCOUNT NO.	02000543-432004

WORK: Buffalo Sewer Authority Wet Weather Capacity Projects,
Bird Island Wastewater Treatment Facility, Phase I
Secondary System Rehabilitation and Upgrades Construction
Phase Services

DESCRIPTION OF CHANGE OR EXTRA WORK:

- Item #1 Task 1 - Construction Administration Services
At BSA's request, AECOM performed several out-of-scope tasks to assist BSA during the two-year period between when bids were received and construction began primarily to support obtaining the funding and approvals required to award the five construction contracts. As part of this support, AECOM assisted BSA in negotiating change orders with each of the five contractors to address the impact of the delayed start which coincided with supply chain challenges and unprecedented inflation. AECOM also assisted BSA with setting up a construction management system to support the multiple construction projects, assisted with the planning of the Groundbreaking ceremony, and assisted BSA with negotiating a waiver to allow materials to be provided from outside the United States. Finally, this change order accounts for the additional labor costs resulting from the delay in the start of construction.
- Item #2 Task 2 –Construction Observation Services
The original June 2021 estimate for inspection services included 8,000 hours for AECOM's field staff to observe construction activities, which assumed an 8-hour workday over the construction duration. With five prime contractors working on the site, AECOM has averaged around 9.5-hour days for their prime Resident Inspector. Additionally, AECOM has provided a second AECOM inspector when needed based on ongoing construction activities. AECOM anticipates the need for an additional 970 hours to provide coverage through the current anticipated end of construction date of July 31, 2026.
- Item #3 Task 3 – Extension of Start-Up Services
Construction now includes three separate start-up phases—Battery A, Battery B, and final completion, requiring additional support beyond the original scope. AECOM has allocated 416 hours of additional support including deliverables such as Maximo asset templates, equipment calibration and Ovation integration, and equipment/system training. These efforts will provide the Authority a complete representation of the Secondary System for long-term operation and maintenance.

REASON FOR CHANGE OR EXTRA WORK:Item #1 Task 1 - Construction Administration Services

The project was delayed from June 2021 to June 2023 due to unexpected issues with award and compliance which impacted each of the five construction contracts. During the delay period, AECOM continued to work through critical issues associated with inflation, pandemic-related supply chain problems, regulatory changes, and the resulting funding adjustments. As a result, AECOM utilized more resources than originally expected early in the project and the final completion date moved from July 2025 to July 2027.

Item #2 Task 2 – Extension of Construction Observation Services

Due to the complexity of observing five concurrent construction contractors at once, AECOM has been providing an additional effort to observe construction activities.

Item #3 Task 3 – Extension of Start-Up Services

The change is driven by a shift from a single start-up phase to a phased approach with three distinct milestones, increasing the complexity of coordination and support. AECOM provides 416 additional hours of post-milestone support to manage closeout activities across multiple stakeholders. This expanded effort ensures delivery of key documentation and models that will support the Authority's long-term operations and maintenance.

COST OF CHANGE OR EXTRA WORK:

Item #1 \$985,100.00

Item #2 \$376,120.00

Item #3 \$67,800.00

THE TOTAL COST OF CHANGE ORDER NO. 1: \$1,429,020.00

WHEREAS On October 2, 2020, the Buffalo Sewer Authority issued a Request for Proposals (RFP) for Secondary System Rehabilitation and Upgrades Construction Administration and Inspection; and

WHEREAS The RFP was issued to multiple firms including AECOM USA, Inc., Arcadis, GHD, Ramboll, Stantec, and Wendel Companies; and

WHEREAS AECOM USA Inc., Arcadis, Ramboll, and Wendel Companies responded to the RFP by the specified deadline of 10:00 AM November 19, 2020; and

WHEREAS A consultant selection committee lead by then Treatment Plant Administrator reviewed and ranked the proposals received; and

- WHEREAS Based on the proposal review and interviews, the consultant selection committee recommended retaining AECOM USA, Inc. for the professional services outlined in the RFP at an agreed upon cost not to exceed \$3,509,328.00; and
- WHEREAS: On June 23, 2021, the Board of the Buffalo Sewer Authority authorized the General Manager to enter into and execute a contract with AECOM USA Inc., for Phase I Secondary System Rehabilitation and Upgrades Construction Phase Services at a cost not to exceed \$3,509,328.00; and
- WHEREAS: On July 26, 2023, the contract completion date established in the original contract was extended by 247 calendar days, resulting in a final completion date of March 31, 2027 with Board approval; and
- WHEREAS: The Capital Projects Manager and staff have reviewed a request for a Change Order No. 1 to Contract No. 82000047 in the amount of \$1,429,020.00 as detailed above and recommend approval.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby approves Change Order No. 01 to Contract No. 82000047 as written in the above Agenda Item, increasing the contract cost in the amount of \$1,429,020.00 making the adjusted contract cost \$4,938,348.00. Expenses from this contract will be paid from Account No. 02000543-432004.

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of September 24, 2025

ITEM NO. 9

AUTHORIZATION TO PURCHASE A VEHICLE UNDER THE ONONDAGA BID 106-19 2025

WHEREAS:

The Director of Sewer Maintenance and Head Motor Equipment Mechanic, request approval to purchase the following vehicle, with additional options, available under Onondaga County Contract to add to the existing fleet for Sewer Maintenance:

County Contract	Vendor	Vehicle	Cost
Bid No. 2025 Award No. 7974 QuoteNo#:37012	Van Bortel Ford	One (1) 20245 Ford F-550 XL Crew Cab 4x4 203 WB 84 CA Oxford White 7.3L 2V DEVCT NA PFIV8 Gas. Torq Shift Ten-Speed 10R140 with Neutral Idle. Tow Command. Integrated Trailer Brake Controller. Standard options for '25- Power Equipment Group, cruise, sync4. Suspension package/ Dual batteries. Vinyl40/20/40 split bench cew can (xl only) Delivery Charge: Total Vehicle Cost:	56,963.03 <u>\$ 160.00</u> \$59,364.03

WHEREAS:

The Director of Sewer Maintenance and Head Motor Equipment Mechanic recommend the purchase of the above vehicle at the total cost of \$59,364.03.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority authorizes the Executive Secretary and the Principal Sanitary Engineer to purchase the above vehicle and additional options indicated from Van Bortel Ford, at a total cost of \$59,364.03. This purchase will be charged to account no. 00690107-474200.

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of September 24, 2025

ITEM NO.10

AUTHORIZATION TO PURCHASE A TIRE LIFT UNDER STATE CONTRACT

WHEREAS: The Director of Sewer Maintenance and Head Motor Equipment Mechanic request approval to purchase the following Mohawk Lift (Tire Machine) under New York State Contract, to add to the existing fleet:

State Contract	Vendor	Part #	Cost
PC70728SB	Mohawk Lifts LLC	TCX635PHD Suited for over-the-road truck tires from 14.5" to 24.5" Tulip clamping. Includes Alu and steel wheel bead clamps, two bead loosening rollers, demount hook, mounting lever, 2 ramps, aluminum jaw covers & L6-20P plug.	\$23,937.14

WHEREAS: The Director of Sewer Maintenance and the Head Motor Equipment Mechanic recommend the purchase of the above Tire Lift at the total cost of \$23,937.14.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority authorizes the Executive Secretary and the Principal Sanitary Engineer to purchase the above Tire Lift indicated from Mohawk Lifts, LLC., at a total cost of \$23,937.14. This purchase will be charged to account no. 00690105-466107.

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of September 24, 2025

ITEM NO.11

CHANGE ORDER NO. 1 – CONTRACT NO 82000068

CONTRACTOR:	ORIGINAL CONTRACT COST	\$2,315,867.00
Hohl Industrial Services, Inc.	PREVIOUS CHANGE ORDERS/RENEWALS	\$4,631,734.00
770 Riverview Boulevard	THIS CHANGE ORDER NO. 1	<u>\$153,400.00</u>
Buffalo, NY 14150	ADJUSTED TOTAL CONTRACT COST	\$7,101,001.00

PROJECT: In-Plant Equipment Maintenance Services

Supervisory apprenticeship training and assessment support to BSA Maintenance staff provided by Hohl

DESCRIPTION OF CHANGE OR EXTRA WORK:

Item #1 Additional General Foreman Millwright craft to provide functional supervisory support of BSA Millwrights, Millwright Helpers, and Acting Millwright Helpers for a period of six months.

REASON FOR CHANGE OR EXTRA WORK:

Item #1 Due to limited supervisory staffing capacity, a qualified Millwright General Forman is required to provide functional supervisory and apprenticeship type on-the-job training and assessment support to BSA Maintenance staff.

COST OF CHANGE OR EXTRA WORK:

Item #1 \$153,400.00

THE TOTAL COST OF THE CHANGE OR EXTRA WORK \$153,400.00

The total INCREASE to the contract as a result of this Change Order is \$153,400.00

CONTRACT SUPPLEMENT CONDITIONS:

1. The contract completion date established in the original contract or as modified by previous contract supplements remains unchanged.
2. Any additional work to be performed under this contract supplement shall be carried out in compliance with the specifications included in the preceding description of changes involved with the supplemental contract drawings designated none and under the provisions of the original contract, including compliance with applicable equipment specifications, general specifications, and project specifications for the same type of work.
3. This contract supplement unless otherwise provided herein does not relieve the Contractor from strict compliance with the guarantee provisions of the original contract, particularly those pertaining to performance and operation of equipment.
4. The Contractor expressly agrees that he will place under coverage of his performance and payment bonds and Contractor's Insurance all work covered by this contract supplement. The Contractor

will furnish to the Owner evidence of increased coverage of his performance and payment bonds for the accrued value of all contract supplements that exceeds the original contract price by twenty percent (20%).

5. The costs established under this contract supplement are acknowledged as including any and all costs associated with the work described herein and including any and all costs associated with any and all work performed or to be performed by the Contractor that may be affected in any manner by the work described herein.

NOW THEREFORE

BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby approves change order No. 1 to Contract No. 82000068 as written in the above Agenda Item, increasing the contract cost in the amount of \$153,400.00, making the adjusted contract cost \$7,101,001.00. Account No. 00520106-443421 will be utilized for this change order.

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of September 24, 2025

ITEM NO. 12

**AUTHORIZATION TO ENTER INTO AN AGREEMENT FOR PROFESSIONAL SERVICES
FOR THE BUFFALO SEWER AUTHORITY MILLWRIGHTS**

WHEREAS: The Superintendent of Mechanical Maintenance and staff have identified the need to develop a comprehensive skill enhancement training program for our Millwrights to enhance the Buffalo Sewer Authorities ability to adequately and cost effectively maintain the assets contained within the Treatment Plant and outlying stations; and

WHEREAS: Erie Community College has proposed a customized Millwright training program for the Buffalo Sewer Authority Millwrights that would give them advanced knowledge to perform corrective and preventative maintenance to the equipment at the facility with higher level of general millwright skills, an in-depth knowledge of industry best practices, and a greater sense of quality and innovation; and

WHEREAS: Based upon proposal review, the Superintendent of Mechanical Maintenance and staff recommend retaining Erie Community College to perform the training for the Buffalo Sewer Authority Millwrights.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the Executive Secretary and Principal Sanitary Engineer to enter into an Agreement for Professional Services with Erie Community College to provide training for the Buffalo Sewer Authority Millwrights at a total cost not to exceed \$65,237.55. These services will be charged to account no. 00520106-421026.

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of September 24, 2025

ITEM NO. 13

CHANGE ORDER NO. 3 – CONTRACT NO 82000044

CONTRACTOR:	ORIGINAL CONTRACT COST	\$1,629,647.00
Quackenbush Company Inc.	PREVIOUS CHANGE ORDERS/RENEWALS	\$3,987,409.00
495 Kennedy Road	THIS CHANGE ORDER NO. 3	<u>\$186,379.77</u>
Buffalo, NY 14227	ADJUSTED TOTAL CONTRACT COST	\$5,803,435.77

PROJECT: In-Plant Mechanical Maintenance Services

Contract close-out of the In-Plant Mechanical Maintenance Services Contract

DESCRIPTION OF CHANGE OR EXTRA WORK:

Item #1 Replacement of digester gas flare pressure relief and flame trap assembly.

Item #2 Air Handling Units on second floor of Megastructure

REASON FOR CHANGE OR EXTRA WORK:

Item #1 To allow support for critical digester gas system maintenance and emergency support services.

Item #2 Critical HVAC system maintenance and emergency support services.

COST OF CHANGE OR EXTRA WORK:

Item #1 \$158,328.50

Item #2 \$28,051.27

THE TOTAL COST OF THE CHANGE OR EXTRA WORK \$186,379.77

The total INCREASE to the contract as a result of this Change Order is \$186,379.77

CONTRACT SUPPLEMENT CONDITIONS:

6. The contract completion date established in the original contract or as modified by previous contract supplements remains unchanged.
7. Any additional work to be performed under this contract supplement shall be carried out in compliance with the specifications included in the preceding description of changes involved with the supplemental contract drawings designated none and under the provisions of the original contract, including compliance with applicable equipment specifications, general specifications, and project specifications for the same type of work.

8. This contract supplement unless otherwise provided herein does not relieve the Contractor from strict compliance with the guarantee provisions of the original contract, particularly those pertaining to performance and operation of equipment.
9. The Contractor expressly agrees that he will place under coverage of his performance and payment bonds and Contractor's Insurance all work covered by this contract supplement. The Contractor will furnish to the Owner evidence of increased coverage of his performance and payment bonds for the accrued value of all contract supplements that exceeds the original contract price by twenty percent (20%).
10. The costs established under this contract supplement are acknowledged as including any and all costs associated with the work described herein and including any and all costs associated with any and all work performed or to be performed by the Contractor that may be affected in any manner by the work described herein.

WHEREAS: On May 25, 2022, the Board of the Buffalo Sewer Authority approved to enter into and execute a contract with Quackenbush Company, Inc., to provide In-Plant Mechanical Maintenance services for the period July 1, 2022 to June 30, 2023, with an option to renew for four (4) one-year periods, at an annual cost not to exceed \$1,629,647.00;

WHEREAS: On May 24, 2023, the Board of the Buffalo Sewer Authority approved Change Order No. 1 to Quackenbush Company, Inc., increasing the contract cost in the amount of \$165,000.00, making the adjusted contract cost \$1,794,647.00; and

WHEREAS On June 28, 2023, the Board of the Buffalo Sewer Authority approved the renewal to Quackenbush Company, Inc., for the period of July 1, 2023 to June 30, 2024 in the amount of \$1,629,647.00, making the adjusted contract cost \$3,424,294.00.; and

WHEREAS On May 29, 2024, the Board of the Buffalo Sewer Authority approved Change Order No. 2 to Quackenbush Company, Inc., increasing the contract cost in the amount of \$192,762.00, making the adjusted contract cost \$3,617,056.00; and

WHEREAS On June 26, 2024, the Board of the Buffalo Sewer Authority approved the renewal to Quackenbush Company, Inc., for the period of July 1, 2024 to June 30, 2025 in the amount of \$2,000,000.00, making the adjusted contract cost \$5,617,056.00; and

WHEREAS The Superintendent of Mechanical Maintenance has reviewed the proposed Change Order No. 3 as detailed above and recommend its approval.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby approves Change Order No. 3 to Contract No. 82000044 as written in the above Agenda Item, increasing the contract cost in the amount of \$186,379.77, making the adjusted

contract cost \$5,803,435.77. Account No. 00520106-443421 will be utilized for this Change Order.

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of September 24, 2025

ITEM NO. 14

CERTIFICATE OF ACCEPTANCE AND OCCUPANCY IN-PLANT MECHANICAL MAINTNENACE CONTRACT 82000044

PROJECT: In-Plant Mechanical Maintenance Services

BID: \$1,629,647.00

CONTRACTOR: Quackenbush, Inc.
495 Kennedy
Buffalo, NY 14227

WHEREAS: The Superintendent of Mechanical Maintenance and staff have certified that the Contractor completed the work in accordance with the agreed Scope of Work on June 30, 2025; and

WHEREAS: The Board of the Buffalo Sewer Authority previously approved change orders and renewals in an amount totaling \$3,987,409.00 bringing the new contract amount to: \$5,617,056.00; and

WHEREAS In Item 13 the contract value was increased by \$186,379.77.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby finds and determines that:

- a. The work to be performed under the terms of the Contract has been complete and is accepted;
- b. The date of entrance and occupancy be fixed as of June 30, 2025;
- c. The maintenance period commence on June 30, 2025;
- d. The Board approved Change Order No. 3 on September 24, 2025 resulting in a net increase of \$4,173,788.77, thereby making the adjusted contract cost \$5,803,435.77.

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of September 24, 2025

ITEM NO.15

AUTHORIZATION FOR PURCHASE OF PARTS FOR DIGESTER COMPRESSOR #9

WHEREAS: On July 29, 2015, the Board of the Buffalo Sewer Authority designated Ingersoll Rand, (Parent Company of Dresser Rand) the original equipment manufacturer, and/or their authorized local service representative, as a sole source provide for the replacement parts, supplies and services for the digester gas compressors and parts for the compressors in the Grit Building at the Buffalo Sewer Authority Treatment Plant Facility; and

WHEREAS: Ingersoll Rand informed the Superintendent of Mechanical Maintenance of the need for additional parts required to perform rebuild and overall service for the #9 digester compressor. This work is needed to improve equipment reliability and overall treatment plant availability; and

WHEREAS: Upon request, Ingersoll Rand submitted a quote in the amount of \$18,976.00 for the parts and/or services:

Part and/or service:	Total Cost:
Setscrews (Qty 6)	\$9,576.00
Reline Unloader Housings	\$3,600.00
ReMetalise and Machine Piston	\$5,800.00

;and

WHEREAS: Monies payable to Ingersoll Rand in the current aggregate year are \$134,546.00 for parts and overhaul. Monies payable to Ingersoll Rand in the current aggregate year are \$24,352.00 for the quarterly preventative maintenance services. This purchase will bring the total monies payable for purchase/service to \$177,874.00; and

WHEREAS: The Board of the Buffalo Sewer Authority authorized \$160,000.00 to be utilized for regular preventative maintenance, parts and overhaul services for fiscal year 2025-2026 on June 25,2025; and

WHEREAS: This purchase exceeds the prior Board Approval and Board approval is required for services over \$35,000.00

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the Executive Secretary and the Principal Sanitary Engineer to purchase the needed parts and services for the #9 compressor from Ingersoll Rand at a total cost not to exceed \$18,976.00. This purchase will be charged to account numbers 00230106-443301 and 00230105-466107.

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of September 24, 2025

ITEM NO.16

**AUTHORIZATION FOR BETTERMENT AS PART OF THE ROOSEVELT PARK
ENHANCEMENT PROJECT**

WHEREAS: The City of Buffalo Department of Public Works, Parks, and Streets has awarded a contract to Miller Construction Services, as the responsible low bidder for infrastructure improvements as part of the Roosevelt Park Enhancement Project, Group 1041; and

WHEREAS: Miller Construction Services, has submitted a betterment bid for an Underground Stormwater System in the amount of \$136,000.00; and

WHEREAS: Miller Construction Services, has submitted a betterment bid for an Adult Fitness Area in the amount of \$125,000.00; and

WHEREAS: The Buffalo Sewer Authority has allocated money in their construction fund for these betterments; and

WHEREAS: The Principal Sanitary Engineer and staff of the Buffalo Sewer Authority recommend awarding this contract to Miller Construction Services at a cost not to exceed \$241,000.00.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby approves the awarding of the contract for Roosevelt Park Enhancement Project to Miller Construction Services and authorizes Executive Secretary and the Principal Sanitary Engineer to enter into a contract for a not to exceed amount of \$241,000.00. Expenses for this contract will be charged to account nos. 02000590-490740, 02000591-490740, and 02000592-490740.

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of September 24, 2025

ITEM NO.17

ADOPTION OF NEGATIVE DECLARATION OF STATE ENVIRONMENTAL QUALITY REVIEW FOR THE RAINCHECK 2.0 GREEN INFRASTRUCTURE PROGRAM

- WHEREAS: The Buffalo Sewer Authority (“the Authority”) was created by New York Public Authorities Law (the “Public Authorities Law”) Section 1177 (the “Authority Act”) and is authorized and empowered by the Public Authorities Law Article 5, Title 8 to provide for the jurisdiction, control, possession, supervision, and use of the “facilities”, as defined in Section 1176 (10) of the Authority Act, including but not limited to the sewage treatment plant, storm water, and sewage collection system constituting the sewer system that serves the City of Buffalo and neighboring communities (the “Sewer System”); and
- WHEREAS: Pursuant to Section 1179 of the Authority Act, the City of Buffalo (the “City”) assigned, transferred, and dedicated to the Authority jurisdiction, control, supervision, possession and use of the Sewer System; and
- WHEREAS: In accordance with Article 8 (State Environmental Quality Review Act a/k/a “SEQRA”) of the Environmental Conservation Law (the “Act”), and the statewide regulations under the Act (6 NYCRR Part 617) (the “Regulations”), the Authority has considered the proposed construction and implementation of the Raincheck 2.0 Program, which is designed to address and abate combined sewer overflows to area waterways which occur during wet weather, typically rain and/or snow melt events (the “Action”); and
- WHEREAS: This project will serve to protect the environment, water quality, and the public health, safety, and welfare by reducing discharges of pollutants from combined sewer overflows which would otherwise occur without construction and implementation of this project; and
- WHEREAS: On July 30, 2025, the Authority determined it would serve as Lead Agency pursuant to SEQRA and engage in a coordinated review process, and a notice of such Lead Agency designation and coordinated review process was emailed to various involved and interested agencies on August 11, 2025; and
- WHEREAS: The Authority, through its appropriate officers has identified and contracted all potentially involved and interested agencies in the Action (the “Agencies”), and all of the identified potentially Involved Agencies, as defined in the SEQRA regulations, have consented or not objected to the Authority’s proposal to be Lead Agency for the Action; and
- WHEREAS: The Authority, as Lead Agency, in making a Determination of Significance with respect to the Action, has considered the Action as a “Type 1 Action” pursuant to the Regulations, has examined the completed Full Environmental Assessment Form and has reviewed and discussed each and every criterion for determining significance set out in Part 617.7 of the SEQR Regulations.

NOW THEREFORE
BE IT RESOLVED:

Based upon a consideration of the Action, an examination of the completed Full Environmental Assessment Form, a review and discussion of each and every criteria for making a Determination of Significance set out in Part 617.7 of the SEQRA Regulations, and such further investigation of the Action and its environmental effects, if any, as the Authority has deemed appropriate, the Authority makes the following findings with respect to the Action:

- a) No potentially large impacts on the environment from the Action are identified in the Environmental Assessment Form.
- b) The Action is not expected to trigger any significant adverse impacts, including those examples of impacts listed in Part 617.7 of the SEQRA Regulations.

BE IT FURTHER
RESOLVED:

Based upon the foregoing investigation of the potential environmental impacts of the Action and considering both the magnitude and importance of each potential environmental impact, as more particularly stated in the attached Environmental Assessment Form and supplemental Environmental Assessment attached hereto and made a part hereof, the Authority makes the following determinations:

- a) The Action will not have a significant adverse impact on the environment and an environmental impact statement will not be prepared with respect to the Action; and
- b) The Authority hereby authorizes and directs the Principal Sanitary Engineer and Executive Secretary, and its appropriate officers to execute and deliver a Notice of Determination of Non Significance ("Negative Declaration"), in form and substance as attached hereto and made a part hereof, and to file such Notice, in accordance with the requirements of the SEQRA Regulations, and to take such other actions, upon the advice of legal counsel, in furtherance of this resolution as may be necessary or appropriate.

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of September 24, 2025

ITEM NO.18

AUTHORIZATION TO ENTER INTO PROJECT PARTNERSHIP AGREEMENT AS PART OF THE BRODERICK PARK AND BIRD ISLAND WASTEWATER TREATMENT PLANT, BUFFALO, NY, SECTION 103 HURRICANE AND STORM DAMAGE REDUCTION PROJECT

WHEREAS: The US Department of Army has identified the bulkhead wall under the bike path to the West of the Bird Island Treatment plant as being eligible for Hurricane and Storm Reduction Funding;

WHEREAS: In order to access this funding, Buffalo Sewer Authority is required to enter into a three-way Project Partnership Agreement (Attachment C) with the US Department of Army providing federal funding of approximately \$6,856,272.15, the City of Buffalo serving as the landowner of the facility, and the Buffalo Sewer Authority providing the local match of approximately \$3,691,838.85; and

WHEREAS: Once construction is completed the Buffalo Sewer Authority would be responsible for ongoing repair, replacement, and rehabilitation of the Project for an estimated cost of \$181,000.00 per year; and

WHEREAS: This work is critical to ensuring the long-term viability of the Bird Island Treatment Facility's structural integrity; and

WHEREAS: The Principal Sanitary Engineer, Executive Secretary, General Counsel, and staff of the Buffalo Sewer Authority recommend approving this agreement to the Department of the Army.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorized the Executive Secretary and the Principal Sanitary Engineer to enter into an agreement for The Broderick Park and Bird Island Wastewater Treatment Plant, Buffalo, NY, Section 103 Hurricane and Storm Damage Reduction Project with both the City of Buffalo and the US Army and further authorizes the use of Buffalo Sewer Authority funding for a capital cost not to exceed \$3,691,838.85 and annual operations costs not to exceed \$181,000.00. Expenses for these capital costs will be charged to account no. 02000600-490740

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of September 24, 2025

ITEM NO. 19

UTILITY WORK AGREEMENT (HC-140) - NEW YORK STATE DEPARTMENT OF TRANSPORTATION - PIN 5815.39

WHEREAS: The New York State Department of Transportation (NYSDOT) desires to perform work under PIN 5815.39: Highway Project Route 954D (Elm/Oak) SH 77-25; Swan St. to Goodell St., City of Buffalo, Erie County; and

WHEREAS: The NYSDOT will adjust existing manholes; and

WHEREAS: It is a recommendation of the NYSDOT that a Utility Work Agreement be executed by a duly authorized agent of the affected utility to allow the State of New York to perform said work within the Buffalo Sewer Authority; and

WHEREAS: This work will be done at no cost to the Buffalo Sewer Authority.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the Principal Sanitary Engineer to execute, on behalf of the Buffalo Sewer Authority, a Utility Work Agreement granting the State of New York authority to perform the adjustments for the Buffalo Sewer Authority under PIN 5815.39: Highway Project Route 954D (Elm/Oak) SH 77-25; Swan St. to Goodell St., City of Buffalo, Erie County and agreeing to maintain facilities adjusted via State-let contract as stipulated in the project’s maintenance jurisdiction table.

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of September 24, 2025

CERTIFICATE

I, Patrick Sole Jr., Secretary of the Buffalo Sewer Authority in the County of Erie, State of New York, HEREBY CERTIFY that the foregoing attached extract from the Minutes of a meeting of the Board of Directors of said Authority, duly called and held on September 24, 2025, and at which a quorum was present and acting throughout and the resolution contained therein is a true and complete copy of the resolution thereupon adopted on September 24, 2025, and recorded in the Minutes of said Authority and that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Authority and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same related to the subject matters referred to in said extract, and that said resolution has not been amended or repealed but is in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Authority this 24th day of September, 2025.

(SEAL)

Patrick Sole, Jr.
Secretary, Buffalo Sewer Authority Board

ITEM NO.20

UTILITY WORK AGREEMENT (HC-140) - NEW YORK STATE DEPARTMENT OF TRANSPORTATION - PIN 5815.53

- WHEREAS: The New York State Department of Transportation (NYSDOT) desires to perform work under PIN 5815.53: Rehabilitate Aging Signal Infrastructure. In Addition, This Project Will Reconstruct Curb Ramps, Pedestrian Signals and Sidewalks to Comply with The American with Disabilities Act and Department Requirements for Pedestrian Accessibility; and
- WHEREAS: The NYSDOT will adjust existing manhole elevations along NY-130 Broadway; and
- WHEREAS: It is a recommendation of the NYSDOT that a Utility Work Agreement be executed by a duly authorized agent of the affected utility to allow the State of New York to perform said work within the Buffalo Sewer Authority; and
- WHEREAS: This work will be done at no cost to the Buffalo Sewer Authority.
- NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the Principal Sanitary Engineer to execute, on behalf of the Buffalo Sewer Authority, a Utility Work Agreement granting the State of New York authority to perform the adjustments for the Buffalo Sewer Authority under PIN 5815.53: Rehabilitate Aging Signal Infrastructure. In Addition, This Project Will Reconstruct Curb Ramps, Pedestrian Signals and Sidewalks to Comply with The American with Disabilities Act and Department Requirements for Pedestrian Accessibility and agreeing to maintain facilities adjusted via State-let contract as stipulated in the project's maintenance jurisdiction table.

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of September 24, 2025

CERTIFICATE

I, Patrick Sole Jr., Secretary of the Buffalo Sewer Authority in the County of Erie, State of New York, HEREBY CERTIFY that the foregoing attached extract from the Minutes of a meeting of the Board of Directors of said Authority, duly called and held on September 24, 2025, and at which a quorum was present and acting throughout and the resolution contained therein is a true and complete copy of the resolution thereupon adopted on September 24, 2025, and recorded in the Minutes of said Authority and that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Authority and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same related to the subject matters referred to in said extract, and that said resolution has not been amended or repealed but is in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Authority this 24th day of September, 2025.

(SEAL)

Patrick Sole, Jr.
Secretary, Buffalo Sewer Authority Board

ITEM NO. 21

ADJOURNMENT OF MEETING

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of September 24, 2025