

**MINUTES OF THE REGULAR MEETING**  
**OF THE**  
**BUFFALO SEWER AUTHORITY**  
**DECEMBER 2, 2020**

57349.....57373

# **BUFFALO SEWER AUTHORITY**

**December 2, 2020**

**REGULAR MEETING                      9:00 A.M.                      VIA TELECONFERENCE**  
**+ 1 929-229-5044 United States, New York City (Toll)**  
**Conference ID: 329 013 742#**

<b><u>ITEM NO.</u></b>	<b><u>CONTENTS</u></b>	<b><u>PAGE NO.</u></b>
	Roll Call	
1	Motion to Adopt the Minutes of October 28, 2020	57349
2	Informative: Temporary Investments	57350-51
3	Informative: Reallocation of Funds	57352
4	Payment from Judgment and Claims	57353
5	Schedule of Board Meetings for Calendar Year 2021	57354
6	Authorization to Enter into Lease Agreements for Copy Machines	57355-56
7	Authorization for Change Order to Purchase Order No. 22100366	57357
8	Change Order No. 1 – Contract No. 82000010	57358-59
9	Certificate of Acceptance and Occupancy – Contract No. 82000000010	57360
10	Authorization to Confirm Continued Occupancy Rights and to Accept Easement Rites and Related Covenants in Connection with that Certain Quit Claim Deed for a Portion of Buffalo River “Riverbed” with Covenants and Reservation/Creation of Easements from City of Buffalo to Elk Street Commerce Park, LLC at 1 Babcock Street in Buffalo, N.Y.	57361-63

11	Authorization for Purchase of Parts and Overhaul Services for Digester Compressor #9	57364
12	Authorization to Enter into an Agreement for Development of a Green Infrastructure Stewardship Service Program	57365-66
13	Authorization to Enter into a Professional Engineering Services Agreement for the Environmental Impact Bond Third Party Evaluation	57367-68
14	Confirmation of Appointments	57369-72
15	Adjournment	57373

## CALL OF THE ROLL

Present:	Herbert L. Bellamy, Jr.
	Christopher Roosevelt
	Eleanor Petrucci
	Oluwole A. McFoy, P.E.
	Ronald Brown
	Thomas Smith
	Allison Lack
	Gelea James
	LaToya Cunningham
	Roberta Gaiek, P.E.
	Paul Harris
	Kevin Meindl
	Barbara Miller-Williams
	Delano Dowell
	Laura Surdej
Absent:	none

Chairman
Vice Chairman
Assistant Vice Chairman
General Manager
Executive Secretary
Secretary to the General Manager
General Counsel (BSA)
Director of Employee Relations
Special Assistant
Treatment Plant Administrator
Supt. of Mechanical Maintenance
Landscape Architect - BSA
Comptroller – City of Buffalo
Special Assistant to the Comptroller
Erie Co. Dept. of Sewerage

The meeting was called to order at 9:07 A.M. A quorum was present.

## ITEM NO. 1

Motion to Adopt the Minutes of the Meeting of October 28, 2020

MOTION TO	ADOPT		
MADE BY	MS. PETRUCCI		
2 <sup>ND</sup> BY	MR. ROOSEVELT		
AYES	3	NOES	0

Board Meeting of December 2, 2020



## ITEM NO. 2

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

As of October 31, 2020

ISSUE DATE	MATURITY DATE	TOTAL DAYS	AMOUNT	BANK	RATE	INTEREST AMOUNT
<b>CONSTRUCTION/CAPITAL IMPROVEMENT FUND</b>						
31-Jul-12	Money Market		\$13,410,505.67	Key	0.01%	Public NOW
01-Nov-19	Money Market		\$11,254,168.55	Bank on Buffalo	0.45%	
27-Jul-20	02-Nov-20	98	\$1,981,983.47	Key Bank Capital	0.15%	\$809.32
02-Jul-20	20-Nov-20	141	\$6,499,620.79	Key Bank Capital	0.25%	\$6,364.58
03-Aug-20	01-Dec-20	120	\$2,222,802.40	Key Banc Capital	0.15%	\$1,111.50
28-Sep-20	29-Mar-21	183	\$8,002,659.51	Key Banc Capital	0.38%	\$15,386.18
30-Sep-20	30-Mar-21	182	\$5,832,857.66	Key Bank Capital	0.31%	\$9,099.17
			<b>\$49,204,598.05</b>			
<b>LIABILITY AND CASUALTY RESERVE FUND</b>						
31-Jul-12	Money Market		\$71,187.25	Key	0.01%	Public NOW
11-Dec-19	Money Market		\$915,981.64	Bank on Buffalo	0.45%	
			<b>\$987,168.89</b>			
<b>OPERATING FUND</b>						
31-Jul-12	Super NOW		<b>\$2,498,106.05</b>	Key	0.01%	Public NOW
<b>TRUST &amp; AGENCY FUND</b>						
31-Jul-12	Super NOW		<b>\$7,082.22</b>	Key	0.01%	Public NOW
<b>SURPLUS FUND</b>						
			\$90,865.46	Wilmington US Treasury		
14-Sep-20	14-Dec-20	91	\$9,913,734.66	Key Banc Capital	0.21%	\$5,265.34
			\$2,777.94	Accrued Income		
			<b>\$10,007,378.06</b>			
<b>NET REVENUE FUND</b>						
			\$0.02	Wilmington US Treasury		
05-Aug-20	03-Nov-20	90	\$3,997,800.00	Key Banc Capital	0.22%	\$2,200.00
10-Aug-20	03-Nov-20	85	\$999,480.56	Key Banc Capital	0.22%	\$519.44
10-Aug-20	30-Nov-20	112	\$4,700,073.69	Key Banc Capital	0.20%	\$2,926.31
28-Aug-20	30-Dec-20	124	\$5,371,963.85	Key Banc Capital	0.11%	\$2,036.15
22-Sep-20	08-Dec-20	77	\$3,498,652.50	Key Banc Capital	0.18%	\$1,347.50
30-Sep-20	30-Mar-21	182	\$5,999,634.31	Key Banc Capital	0.31%	\$9,365.69
22-Oct-20	20-Jan-21	90	\$1,099,697.50	Key Banc Capital	0.11%	\$302.50
			\$8,283.69	Accrued Income		
			<b>\$25,675,586.12</b>			

**DEBT RESERVE FUND**

				<b>Series J</b>	
02-Jul-14	13-Nov-33	7076	\$515,879.00	UST State/Local Govt	2.70%
			\$6,434.47	Accrued Income	
			<b>\$522,313.47</b>		
				<b>Series K</b>	
02-Jul-14	15-Feb-33	5803	\$361,415.00	UST State/Local Govt	2.70%
			\$2,068.32	Accrued Income	
			<b>\$363,483.32</b>		
				<b>Series L</b>	
12-Nov-15	01-Oct-35	7263	\$689,547.00	UST State/Local Govt	2.44%
			\$1,432.89	Accrued Income	
			<b>\$690,979.89</b>		
				<b>Series M</b>	
27-Jun-14	01-May-44	10901	\$595,613.00	UST State/Local Govt	2.70%
			\$8,040.78	Accrued Income	
			<b>\$603,653.78</b>		
				<b>Series N</b>	
15-Nov-12	15-Apr-32	7091	\$2,167,157.00	UST State/Local Govt	2.42%
			\$2,449.36	Accrued Income	
			<b>\$2,169,606.36</b>		
			<b>\$0.01</b>	<b>DSF PRIN &amp; INT</b>	
				Wilmington Fund	

**RECEIVE & FILE**

Board Meeting of December 2, 2020

## ITEM NO. 3

## 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***

11/4/2020	00200106 Plan Non-Prof	\$54.15	00650106 SWRM Other Contractual	-\$54.15
11/17/2020	00200105 PLAN MISC	\$1,408.00	00550105 IWS LAB Supplies	-\$1,408.00

***Sewer Maintenance***

11/13/2020	00670105 SWRC Equipment Maintenance	\$750.00	00660105 SWRR Equipment Maintenance	-\$750.00
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***General Financial Charges***

11/17/2020	00800183 FIN Contingency	\$66,263.35	00110106 Plan Insurance	-\$66,263.35
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**RECEIVE & FILE**

Board Meeting of December 2, 2020

## ITEM NO. 4

**PAYMENT FROM JUDGMENT AND CLAIMS**

WHEREAS: Board Approval is required for charges made against the Buffalo Sewer Authority's current budget for services and/or materials received during a prior fiscal year; and

WHEREAS: The following commodity was received during a prior fiscal year and charged to the 2020-2021 budget account no. 00800108-480214:

<b>VENDOR</b>	<b>INVOICE</b>	<b>AMOUNT</b>
CPE	15400	\$498.20

; and

WHEREAS: The Executive Secretary and staff recommend the above payment from the Judgment and Claims account.

NOW THEREFORE  
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby approves the above payment from the Judgment and Claims account.

MOTION TO APPROVE

MADE BY MR. ROOSEVELT

2<sup>ND</sup> BY MS. PETRUCCI

AYES 3 NOES 0

Board Meeting of December 2, 2020

## ITEM NO. 5

**SCHEDULE OF BOARD MEETINGS FOR CALENDAR YEAR 2021**

WHEREAS: It is proposed that the new Board Meeting schedule for the calendar year 2021 be approved as follows:

January 13, 2021	July 1 (Annual Meeting) & 28, 2021
February 17, 2021	September 29, 2021
March 10, 2021	October 20, 2021
April 7, 2021	November 17, 2021
May 5 & 26, 2021	December 15, 2021
June 23, 2021	

All meetings are scheduled for Wednesdays at 9:00 AM except the Annual Meeting scheduled for Thursday, July 1, 2021, at 9:00 AM. The location of the meetings will be announced.

NOW THEREFORE

BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby approves the above Schedule of Board Meetings for the calendar year 2021.

MOTION TO APPROVE

MADE BY MS. PETRUCCI

2<sup>ND</sup> BY MR. ROOSEVELT

AYES 3 NOES 0

Board Meeting of December 2, 2020



## ITEM NO. 6

**AUTHORIZATION TO ENTER INTO LEASE AGREEMENTS FOR COPY MACHINES**

WHEREAS: The Buffalo Sewer Authority issued a request for proposals for the leasing of copy machines to be used throughout its offices at City Hall and the Bird Island Treatment Facility; and

WHEREAS: Respondents provided specific equipment with lease term options of 36, 48, and 60 months; and

WHEREAS: Proposals were opened by the Purchasing office on October 27, 2020 at 11:00 AM and results for 60-month leases are as follows:

Vendor, Mfg. & Model		Term Lease Price per Unit (per month)	Term Cost (per 60 months)	No. of Copiers	Term Cost x # of Copiers
Toshiba	eStudio 3518A	\$55.00	\$3,300.00	4	\$13,200.00
	eStudio 3015AC	\$79.00	\$4,740.00	4	\$18,960.00
	eStudio5516AC	\$125.00	\$7,500.00	3	\$22,500.00
	eStudio 7516A	\$148.00	\$8,880.00	2	\$17,760.00
			<b>Total Cost for 60 Months</b>		<b>\$72,420.00*</b>
Vendor, Mfg. & Model		Term Lease Price per Unit (per month)	Term Cost (per 60 months)	No. of Copiers	Term Cost x # of Copiers
Parisi Copiers	Ricoh MP3555ASP	\$56.88	\$3,412.80	4	\$13,651.20
	Ricoh IM C3000	\$74.00	\$4,400.00	4	\$17,760.00
	Ricoh IM C6000	\$122.03	\$7,321.80	3	\$21,965.40
	Ricoh IM C8000	\$176.74	\$10,604.40	2	\$21,208.80
			<b>Total Cost for 60 Months</b>		<b>\$74,585.40*</b>
Vendor, Mfg. & Model		Term Lease Price per Unit (per month)	Term Cost (per 60 months)	No. of Copiers	Term Cost x # of Copiers
United Business Systems	Canon DX 4735i	\$93.24	\$5,594.40	4	\$22,377.60
	Canon DX 3730i	\$90.18	\$5,410.80	4	\$21,643.20
	Canon C5750i	\$157.86	\$9,471.60	3	\$28,414.80
	Canon DX C770	\$284.12	\$17,047.20	2	\$34,094.40
			<b>Total Cost for 60 Months</b>		<b>\$106,530.00*</b>
Vendor, Mfg. & Model		Term Lease Price per Unit (per month)	Term Cost (per 60 months)	No. of Copiers	Term Cost x # of Copiers
Copier Fax Bus. Tech	Konica/Minolta bizhub 360i	\$88.50	\$5,310.00	4	\$21,240.00
	Konica/Minolta bizhub C300i	\$98.65	\$5,919.00	4	\$23,676.00
	Konica/Minolta bizhub C550i	\$200.86	\$12,051.60	3	\$36,154.80
	Konica/Minolta Bizhub C750i	\$318.46	\$19,107.60	2	\$38,215.20
			<b>Total Cost for 60 Months</b>		<b>\$119,286.00*</b>

\*pricing above does not include additional costs related to usage charges per copy

Vendor, Mfg. & Model	
ComDoc	No Quote
Arc Digital Imaging	No Quote
Lexmark	No Quote
Buffalo Copier	No Quote

; and

WHEREAS: Toshiba, the apparent low bidder took exception to specifications contained in the Authority's RFP, which made their bid proposal no-responsive to certain BSA contract requirements; and

WHEREAS: After due diligence, the Executive Secretary and staff have determined that the Ricoh copiers, offered by Parisi Copiers, the second lowest bidder are a better value with regard to the following:

- Industry recognition with Buyers Lab (BLI), currently a subsidiary of KeyPoint Intelligence (similar to Consumer Reports), the 50-year experts in document imaging, equipment and solutions, and a global document imaging industry resource for unbiased and reliable information, test data and competitive selling tools.
- Quality of product as measured by interviews with current users
- Manufacturing cycle of Ricoh products are more recent than the Toshiba models

NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to enter into an agreement to lease the Ricoh Copiers as indicated above with Brian Parisi Copier Systems, the second lowest bidder, for a 60-month period. Various accounts will be utilized for the lease of these machines throughout the Buffalo Sewer Authority.

MOTION TO APPROVE

MADE BY MS. PETRUCCI

2<sup>ND</sup> BY MR. ROOSEVELT

AYES 3 NOES 0

Board Meeting of December 2, 2020

## ITEM NO. 7

**AUTHORIZATION FOR CHANGE ORDER TO PURCHASE ORDER NO. 22100366**

WHEREAS: On July 29, 2015, the Board of the Buffalo Sewer Authority designated Comairco Equipment, Inc., as a sole source for C-8 series compressors; and

WHEREAS: Upon request, Comairco Equipment, Inc., provided a quote to replace the oil cooler and thermal valve on the #3 Cameron TA2000 compressor in the amount of \$5,759.00; and

WHEREAS: Purchase Order No. 22100366 in the amount of \$5,759.00 was established for this repair; and

WHEREAS: Due to additional maintenance a complete repair of the #3 Cameron TA2000 compressor is required; and,

WHEREAS: Comairco Equipment, Inc., provided a quote in the amount of \$49,799.00 for the complete repair, making it necessary to increase Purchase Order No. 22100366 from \$5,759.00 to \$55,558.00; and

WHEREAS: The Treatment Plant Superintendent and staff recommend the complete repair of the #3 Cameron TA2000 compressor.

NOW THEREFORE  
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes a change order in the amount of \$49,799.00 to Purchase Order No. 22100366, increasing the total amount to \$55,558.00 for the aggregate year. Expenses for this change order shall be charged to account no. 00380106-443301.

MOTION TO APPROVE

MADE BY MR. ROOSEVELT

2<sup>ND</sup> BY MS. PETRUCCI

AYES 3 NOES 0

Board Meeting of December 2, 2020



## ITEM NO. 8

**CHANGE ORDER NO. 1 – CONTRACT NO. 82000010**

CONTRACTOR:	ORIGINAL CONTRACT COST	\$1,979,400.00
Destro & Brothers Concrete Co., Inc.	PREVIOUS CHANGE ORDER	n/a
411 Ludington Street	THIS CHANGE ORDER	<u>(\$357,516.24)</u>
Buffalo, NY 14206	ADJUSTED CONTRACT COST	\$1,621,883.76

PROJECT: Sewer Replacements & Spot Repairs - Various Locations Project

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**DESCRIPTION OF CHANGE OR EXTRA WORK:**

Item #1 Final adjustment to the contract amount.

**REASON FOR CHANGE OR EXTRA WORK:**

Item #1 Adjusting contract amount for actual quantities used.

**COST OF CHANGE OR EXTRA WORK:**

Item #1 (\$357,516.24)

THE TOTAL COST OF THE CHANGE OR EXTRA WORK: (\$357,516.24)

The Total DECREASE to the Contract as a result of this Change Order is \$357,516.24

**CONTRACT SUPPLEMENT CONDITIONS:**

1. The contract completion date established in the original contract or as modified by previous contract supplements is hereby changed by 0 calendar days, making the final completion date 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. 82000010 as written in the above Agenda Item, decreasing the contract cost in the amount of \$357,516.24 making the adjusted contract cost \$1,621,883.76.

MOTION TO APPROVE

MADE BY MR. ROOSEVELT

2<sup>ND</sup> BY MS. PETRUCCI

AYES 3 NOES 0

Board Meeting of December 2, 2020

ITEM NO. 9  
CONTRACT NO. 82000010

**CERTIFICATE OF ACCEPTANCE AND OCCUPANCY**

PROJECT: Sewer Replacements & Spot Repairs - Various Locations Project

BID: \$1,979,400.00

CONTRACTOR: Destro & Brothers Concrete Co., Inc.  
411 Ludington Street  
Buffalo, NY 14206

WHEREAS: The General Manager and staff have certified that the Contractor completed the work in accordance with the plans and specification on October 1, 2020; and

WHEREAS In Item No. 8, on December 2, 2020 the contract value was decreased by \$357,516.24.

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 October 1, 2020;
- c. The maintenance period commences on October 1, 2020;
- d. The final cost of the Contract is \$1,621,883.76.

MOTION TO APPROVE

MADE BY MS. PETRUCCI

2<sup>ND</sup> BY MR. ROOSEVELT

AYES 3 NOES 0

Board Meeting of December 2, 2020

## ITEM NO. 10

**AUTHORIZATION TO CONFIRM CONTINUED OCCUPANCY RIGHTS AND TO ACCEPT EASEMENT RIGHTS AND RELATED COVENANTS IN CONNECTION WITH THAT CERTAIN QUIT CLAIM DEED FOR A PORTION OF BUFFALO RIVER "RIVERBED" WITH COVENANTS AND RESERVATION/CREATION OF EASEMENTS FROM CITY OF BUFFALO TO ELK STREET COMMERCE PARK, LLC AT 1 BABCOCK STREET IN BUFFALO, N.Y.**

- WHEREAS: The Buffalo Sewer Authority (BSA) owns and operates a box culvert sewer system within and beneath the former right of way of former Babcock Street which terminates with an outfall into the Buffalo River; and
- WHEREAS: The owner of the former Babcock Street right of way within and under which the BSA's box culvert sewer system and outfall is situate is Elk Street Commerce Park, LLC; and
- WHEREAS: Elk Street Commerce Park, LLC also owns properties adjoining the former right of way of Babcock Street, which together with the former right of way of Babcock Street are being operated and developed under a Brownfield Cleanup Program as the Elk Street Commerce Park, LLC properties are part of the former Exxon/Mobil oil refinery operations; and
- WHEREAS: Previously and as part of the Brownfield Cleanup Program on the former oil refinery site the City of Buffalo deeded an approximately 1,485 feet length by up to 3 or 4 feet wide section of Buffalo River "riverbed" to Elk Street Commerce Park, LLC and another entity involved in the Brownfield Cleanup Program to facilitate a reinforcement/new bulkhead next to the aging bulkhead bordering the former oil refinery site along the Buffalo River; and
- WHEREAS: In August and September of 2020 an oil sheen was noticed in the Buffalo River in the area adjacent to the westernmost section of the new bulkhead and near the area of the BSA's box culvert sewer system outfall; and
- WHEREAS: The New York State Department of Environmental Conservation, the United States Environmental Protection Agency, the United States Coast Guard, and the United States Army Corps of Engineers have been working with the BSA and Elk Street Commerce Park, LLC to address the oil sheen discharge, and among the measures being taken to address the discharge is the deeding by the City to Elk Street Commerce Park, LLC of an additional approximately 55.7 feet length by up to 3 or 4 feet wide of Buffalo River "riverbed" to allow for further new bulkhead closure of potential escape paths of petroleum impacted ground water from the former oil refinery site into the Buffalo River; and

WHEREAS: The BSA's box culvert sewer system outfall is within a portion of that additional 55.7 feet length targeted for new bulkhead and measures are also being taken to accordingly extend out by up to approximately 3 to 4 feet the point of outfall of the BSA's box culvert sewer system while at the same time formally confirming and updating BSA's continued occupancy rights and operational prerogatives and formal acceptance of easement for BSA's box culvert sewer system and outfall within and beneath the former right of way of former Babcock Street. A draft copy of the City's Quit Claim Deed for A Portion of Buffalo River "Riverbed" With Covenants and Reservations/Creation of Easements ("Quit Claim Deed With Covenants") is attached for reference.

WHEREAS: Due to the urgency of this issue, the Board of the Buffalo Sewer Authority was polled on November 17, 2020, and verbally authorized the General Manager to join in and execute the Quit Claim Deed with Covenants; and

WHEREAS: It is now necessary to formally ratify that authorization.

NOW, THEREFORE,

BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby formally authorizes the General Manager to join in and execute the Quit Claim Deed With Covenants for the purposes of evidencing the Authority's agreement to: (i) confirm acceptance of continued occupancy and easement rights for the Buffalo Sewer Authority's box culvert sewer system, (ii) indemnify Elk Street Commerce Park, LLC in connection with the BSA's on-staff inspector's bi-weekly or other periodic visits to the manhole/weir wall area on Elk Street Commerce Park, LLC's property within the former right of way of Prenatt Street, and (iii) cause BSA's contractors to indemnify Elk Street Commerce Park, LLC and to provide additional insured status and possibly other insurance protections when BSA engages a contractor to do BSA related work on Elk Street Commerce Park, LLC's property. The final form of the Quit Claim Deed With Covenants shall be that which is approved form by the City of Buffalo's Corporation Counsel's Office, including such modifications and or changes to the terms and conditions thereof and any other agreements, easements, occupancy permits, permits, documents or other instruments, if any, in furtherance of the objectives of or as contemplated by these resolution and/or as the General Manager determines to be in the best interests of the Buffalo Sewer Authority, with the advice of legal counsel, professional engineers and such other consultants as the General Manager deems appropriate, all consistent with the substance and intent of this resolution.

BE IT FURTHER  
RESOLVED:

That the General Manager and any other representative or agent of the Buffalo Sewer Authority is hereby authorized to take any other action necessary or appropriate to implement this resolution including but not limited to formal acceptance of the extended box culvert and associated outfall with associated appurtenances and components.

MOTION TO APPROVE

MADE BY MR. ROOSEVELT

2<sup>ND</sup> BY MS. PETRUCCI

AYES 3 NOES 0

Board Meeting of December 2, 2020

## ITEM NO. 11

**AUTHORIZATION FOR PURCHASE OF PARTS AND OVERHAUL SERVICES FOR  
DIGESTER COMPRESSOR #9**

- WHEREAS: On July 29, 2015, the Board of the Buffalo Sewer Authority designated Ingersoll Rand, (Parent Company for Dresser Rand) the original equipment manufacturer, and/or their authorized local service representative, as a sole source provider 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: The Superintendent of Mechanical Maintenance has determined a need for parts and overhaul service on the #9 digester compressor. The compressor is in need of a valve rebuild as well as an internal preventative maintenance rebuild in order to improve equipment reliability and overall treatment plant availability; and
- WHEREAS: Upon request, Ingersoll Rand submitted a quote in the amount of \$109,666.00 for the parts and service; and
- WHEREAS: Monies payable to Ingersoll Rand in the current aggregate year are \$0. This purchase will bring the total monies payable for purchase/service to \$109,666.00; and
- WHEREAS: The Board of the Buffalo Sewer Authority authorized \$40,000.00 to be utilized for fiscal year 2020-2021 on June 24, 2020; and
- WHEREAS: This service exceeds the prior Board Approval and Board approval is required on services over \$35,000.00.
- NOW THEREFORE  
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to purchase the needed parts and authorize the service repairs to the #9 compressor from Ingersoll Rand at a total cost not to exceed \$109,666.00. This purchase will be charged to account numbers 00270106-443301 and 00270105-466107.

MOTION TO	APPROVE
MADE BY	MR. ROOSEVELT
2 <sup>ND</sup> BY	MS. PETRUCCI
AYES	3 NOES 0

Board Meeting of December 2, 2020

## ITEM NO. 12

**AUTHORIZATION TO ENTER INTO AN AGREEMENT FOR DEVELOPMENT OF A GREEN INFRASTRUCTURE STEWARDSHIP SERVICE PROGRAM**

- WHEREAS: In order to foster workforce development and meet the growing needs of the Green Infrastructure management, the Buffalo Sewer Authority distributed a request for proposal (RFP) for the development of an integrated green infrastructure stewardship service program aimed at developing a local talent pipeline; and
- WHEREAS: The Authority's award winning Raincheck 2.0 Opportunity Report identified strategies to structuring green infrastructure to maximize environmental, equity, and economic benefits in the City of Buffalo's priority CSO Basin's.
- WHEREAS: The Authority seeks to address environmental and equity needs as key design requirements within the structure of the Green Infrastructure Stewardship Service program in order to develop local talent from low-income and undeserved communities by providing training and complete wrap around services to successfully meet the Authority's Green Infrastructure maintenance management; and
- WHEREAS: The RFP was issued to multiple organizations including, AKRF, Greenprint Partners, PUSH Buffalo, PowerCorp PHL Open Buffalo, Heart of the City Neighborhoods and Buffalo Urban League; and
- WHEREAS: PowerCorpPHL (*partnered with Heart of the City Neighborhoods & The Service Collaborative of WNY*) and PUSH Buffalo (*partnered with AKRF, Greenprint Partners, PHS & MRBS*) responded to the RFP by the specified deadline of 3:00 PM October 5, 2020; and
- WHEREAS: A selection committee appointed by the General Manger reviewed and evaluated the proposals received; and
- WHEREAS: Based upon the proposal review and interviews, the selection committee recommends retaining PowerCorpPHL to develop the Maintenance Department Green Infrastructure stewardship service program outlined in the RFP at an agreed upon cost not to exceed \$200,000.00.



NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to execute an agreement with PowerCorpPHL, at a total not to exceed \$200,000.00 to develop the Green Infrastructure Stewardship Service program as defined in the proposal dated September 30, 2020. These services will be charged to account no. 00700106-432004.

MOTION TO APPROVE

MADE BY MS. PETRUCCI

2<sup>ND</sup> BY MR. ROOSEVELT

AYES 3 NOES 0

Board Meeting of December 2, 2020

## ITEM NO. 13

**AUTHORIZATION TO ENTER INTO A PROFESSIONAL ENGINEERING SERVICES  
AGREEMENT FOR THE ENVIRONMENTAL IMPACT BOND THIRD PARTY  
EVALUATION**

- WHEREAS: The Buffalo Sewer Authority (BSA) has negotiated with the United States Environmental Protection Agency, the United States Department of Justice, and the New York State Department of Environmental Conservation to address sewer system improvements to comply with the Federal Clean Water Act through the Combined Sewer Overflow Long-Term Control Plan (LTCP) which was approved by the agencies on March 18, 2014; and
- WHEREAS: As part of the approved LTCP, the BSA committed to the installation of green infrastructure to manage over 1,315 acres of impervious area; and
- WHEREAS: BSA will be issuing an Environmental Impact Bond to finance green infrastructure projects; and
- WHEREAS: The Environmental Impact Bond requires third party evaluation of the amount of impervious acres managed by green infrastructure projects over a five (5) year period; and
- WHEREAS: The Board of the Buffalo Sewer Authority has prequalified 22 professional design and engineering firms to allow for the submission of proposals for future green infrastructure projects in Item No. 31 of the September 30, 2020 Board Meeting; and
- WHEREAS: Upon request, one of the prequalified firms, Arcadis, has submitted a letter proposal to complete applicable tasks for the third party verification required for the Environmental Impact Bond in the amount of \$720,450.00; and
- WHEREAS: The General Manager and staff find the proposal acceptable and recommend retaining Arcadis for the professional engineering services associated with the Environmental Impact Bond third party evaluation.

NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to execute an agreement with Arcadis, at a cost not-to-exceed \$720,450.00 to complete the professional engineering services defined in the letter proposal with a date of November 23, 2020. The cost of this contract will be funded from account no. 02000526-432004.

MOTION TO APPROVE

MADE BY MR. ROOSEVELT

2<sup>ND</sup> BY MS. PETRUCCI

AYES 3 NOES 0

Board Meeting of December 2, 2020

## ITEM NO. 14

**CONFIRMATION OF APPOINTMENTS**

LABORER I (PERMANENT)  
SEWAGE TREATMENT PLANT  
\$19.59 PER HOUR  
EFFECTIVE: NOVEMBER 16, 2020

DAVON ALEXANDER  
171 LOMBARD ST.  
BUFFALO, NY

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LABORER I (PERMANENT)  
SEWAGE TREATMENT PLANT  
\$19.59 PER HOUR  
EFFECTIVE: NOVEMBER 2, 2020

LUCAS FRANCE  
26 COPELAND PL.  
BUFFALO, NY

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SEWER CONSTRUCTION WORKER (PROVISIONAL)  
SEWAGE TREATMENT PLANT  
\$21.43 PER HOUR  
EFFECTIVE: NOVEMBER 30, 2020

MICHAEL SILER  
76 LORRAINE AVE.  
BUFFALO, NY

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INSTRUMENT TECHNICIAN (PROVISIONAL)  
SEWAGE TREATMENT PLANT  
\$24.62 PER HOUR  
EFFECTIVE: NOVEMBER 30, 2020

LOUIS CASTRO-CASTILLO  
2 CONDON AVE.  
BUFFALO, NY

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PERSONNEL CLERK (PROVISIONAL)  
CITY HALL - ADMINISTRATION  
\$45,099 PER ANNUM  
EFFECTIVE: NOVEMBER 2, 2020

NUBIA C. HILL  
24 PRESTON RD.  
BUFFALO, NY

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LABORER I (SEASONAL)  
SEWAGE TREATMENT PLANT  
\$114 PER DAY  
EFFECTIVE: NOVEMBER 16, 2020

JOHN RUSSO  
66 STERLING AVE.  
BUFFALO, NY

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INTERN (SEASONAL)  
CITY HALL – ENGINEERING DEPARTMENT  
\$14.28 PER HOUR  
EFFECTIVE: NOVEMBER 30, 2020

LUKE BALDY  
416 WOODBRIDGE ST.  
BUFFALO, NY

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MILLWRIGHT HELPER (PERMANENT)  
SEWAGE TREATMENT PLANT  
\$24.38 PER HOUR  
EFFECTIVE: NOVEMBER 2, 2020

JOSEPH VULLO JR.  
34 FULLER ST.  
BUFFALO, NY

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LABORER I (SEASONAL)  
SEWAGE TREATMENT PLANT  
\$114 PER DAY  
EFFECTIVE: NOVEMBER 16, 2020

ADRIANNA GAYMON  
66 STERLING AVE.  
BUFFALO, NY

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INSTRUMENT TECHNICIAN (PROVISIONAL)  
SEWAGE TREATMENT PLANT  
\$24.62 PER HOUR  
EFFECTIVE: NOVEMBER 16, 2020

MATHEW GOODSPEED  
53 ALDRICH PL. FL. 2  
BUFFALO, NY

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LABORER I (PERMANENT)  
SEWAGE TREATMENT PLANT  
\$19.59 PER HOUR  
EFFECTIVE: NOVEMBER 16, 2020

CARL JACKSON  
282 STEVENS AVE.  
BUFFALO, NY

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LABORER I (PERMANENT)  
SEWAGE TREATMENT PLANT  
\$19.59 PER HOUR  
EFFECTIVE: NOVEMBER 30, 2020

ERIC TAGGERT  
7 ROSEMARY AVE.  
BUFFALO, NY

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LABORER I (SEASONAL)  
SEWAGE TREATMENT PLANT  
\$114 PER DAY  
EFFECTIVE: NOVEMBER 30, 2020

CHRISTIAN HAWKS  
145 STOCKBRIDGE AVE.  
BUFFALO, NY

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WHEREAS: The preceding appointments were made by the General Manager since the last Board Meeting; and

WHEREAS: The General Manager 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.

MOTION TO APPROVE

MADE BY MR. ROOSEVELT

2<sup>ND</sup> BY MS. PETRUCCI

AYES 3 NOES 0

Board Meeting of December 2, 2020

ITEM NO. 15

**ADJOURNMENT OF MEETING**MOTION TO APPROVEMADE BY MS. PETRUCCI2<sup>ND</sup> BY MR. ROOSEVELTAYES 3 NOES 0

Board Meeting of December 2, 2020