MINUTES OF THE REGULAR MEETING

OF THE

BUFFALO SEWER AUTHORITY

December 15, 2021
# BUFFALO SEWER AUTHORITY

December 15, 2021

## REGULAR MEETING
9:00 A.M. 
VIA TELECONFERENCE

+ 1 917-933-2166 United States, New York City
Phone Conference ID: 732 299 233#

<table>
<thead>
<tr>
<th>ITEM NO.</th>
<th>CONTENTS</th>
<th>PAGE NO.</th>
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<tbody>
<tr>
<td></td>
<td><strong>Roll Call</strong></td>
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<tr>
<td>1</td>
<td>Motion to Adopt the Minutes of November 22, 2021</td>
<td>57952-53</td>
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<tr>
<td>2</td>
<td>Informative: Temporary Investments</td>
<td>57954-55</td>
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<td>3</td>
<td>Informative: Reallocation of Funds</td>
<td>57956</td>
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<tr>
<td>5</td>
<td>Schedule of Board Meetings for Calendar Year 2022</td>
<td>57958</td>
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<td>6</td>
<td>Travel Authorization – Washington, D.C.</td>
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<td>Travel Authorization – Scottsdale, Arizona</td>
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<td>8</td>
<td>Travel Authorization – New York, NY</td>
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<td>9</td>
<td>Authorization for Change Order to Blanket Purchase Order NO. 22200166</td>
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<td>10</td>
<td>Amendment to Sole Source Listing for Selected Instrumentation, Maintenance, Laboratory and Office Equipment</td>
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<td>11</td>
<td>Authorization to Purchase Infilco Climber Screen Parts</td>
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<td>12</td>
<td>Authorization for Publication of Industrial User Violators List</td>
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<td>13</td>
<td>Amendment to Board Resolution NO. 15 of the June 23, 2021 Board Meeting- Authorization to Enter into Agreement with AECOM USA, INC., for Construction Administration and Construction Inspection Services for Secondary System Rehabilitation and Upgrades</td>
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<td>14</td>
<td>Municipal Resolution Authorizing Grant Application and Execution of Agreements for Financial Assistance for Niagara Phase 4B</td>
<td>57967-69</td>
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<td>15</td>
<td>Authorization to Enter into Professional Engineering Services Agreement for the Jefferson Avenue Smart Sewer Project</td>
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<td>16</td>
<td>Amendment to Board Resolution NO. 19 of the October 20, 2021, Board Meeting – Change Order NO. 1- Contract NO. 81900016</td>
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<td>17</td>
<td>Confirmation of Appointments</td>
<td>57972-73</td>
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<td>18</td>
<td>Tuition Assistance</td>
<td>57974</td>
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<tr>
<td>19</td>
<td>Adjournment</td>
<td>57975</td>
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CALL OF THE ROLL

Present:  Herbert L. Bellamy, Jr.  Chairman of the Board
          Christopher Roosevelt  Vice Chairman of the Board
          Eleanor Petrucci  Secretary
          Thomas Smith  Secretary to General Manager
          LaToya Cunningham  Special Assistant
          Lori Scaletta  Acting Director of Employee Relations
          Charles Riley  Supervising Accountant
          Alexander Emmerson  Treatment Plant Superintendent
          Paul Harris  Superintendent of Mechanical Maintenance
          Roberta Gaiek, P.E.  Treatment Plant Administrator
          Rosaleen Nogle, P.E.  Principal Sanitary Engineer
          Lauren Howard, Esq.  General Counsel
          Luke Malecki  Drescher & Malecki, LLP
          Erica Handley  Drescher & Malecki, LLP
          Laura Surdej  Erie County Department of Sewerage
          Delano Dowell  Deputy Comptroller (COB)
          Barbara Miller-Williams  Comptroller
          Malcolm Ertha  Common Council Chief of Staff

Absent:  

The meeting was called to order at 9:05 A.M. A quorum was present.

ITEM NO.1

Motion to Adopt the Minutes of the Meeting of November 22, 2021
MOTION TO ADOPT

MADE BY MR. ROOSEVELT

2ND BY MS. PETRUCCI

AYES 3 NOES 0

Board Meeting of December 15, 2021
## ITEM NO. 2

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

#### MARKET VALUE

**As of November 30, 2021**

<table>
<thead>
<tr>
<th>ISSUE DATE</th>
<th>MATURITY DATE</th>
<th>TOTAL DAYS</th>
<th>AMOUNT</th>
<th>BANK</th>
<th>RATE</th>
<th>INTEREST AMOUNT</th>
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<td>$2,197,784.01</td>
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<td>Public NOW</td>
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<tr>
<td>1-Nov-19</td>
<td>Money Market</td>
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<td>$103,166.36</td>
<td>Bank on Buffalo</td>
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<td>2-Aug-21</td>
<td>17-Dec-21</td>
<td>137</td>
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<td>0.10%</td>
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<td>19-Nov-21</td>
<td>20-Jan-22</td>
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<td>$1,376.68</td>
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<td>5-Oct-21</td>
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<td>119</td>
<td>$3,799,202.00</td>
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<td>J P Morgan Securities</td>
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<td>1-Sep-21</td>
<td>25-Feb-22</td>
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<td>22-Nov-21</td>
<td>7-Mar-22</td>
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<td>$12,992,679.18</td>
<td>J P Morgan Securities</td>
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<td>$7,205.75</td>
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<td>22-Oct-21</td>
<td>20-Apr-22</td>
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<td>15-Nov-21</td>
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<td><strong>$55,063,341.12</strong></td>
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### LIABILITY AND CASUALTY RESERVE FUND

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<th>ISSUE DATE</th>
<th>MATURITY DATE</th>
<th>TOTAL DAYS</th>
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<td><strong>$1,005,292.18</strong></td>
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### OPERATING FUND

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<td>31-Jul-12</td>
<td>Super NOW</td>
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<td>$3,851,833.03</td>
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### TRUST & AGENCY FUND

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<tr>
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<th>MATURITY DATE</th>
<th>TOTAL DAYS</th>
<th>AMOUNT</th>
<th>BANK</th>
<th>RATE</th>
<th>INTEREST AMOUNT</th>
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<tbody>
<tr>
<td>31-Jul-12</td>
<td>Super NOW</td>
<td></td>
<td>$5,139.19</td>
<td>Key</td>
<td>0.01%</td>
<td>Public NOW</td>
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### SURPLUS FUND

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<th>ISSUE DATE</th>
<th>MATURITY DATE</th>
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<th>AMOUNT</th>
<th>BANK</th>
<th>RATE</th>
<th>INTEREST AMOUNT</th>
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<tr>
<td>15-Jun-21</td>
<td>13-Dec-21</td>
<td>181</td>
<td>$10,003,967.70</td>
<td>Key Bank Capital</td>
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<td>$4,698.67</td>
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<td><strong>$10,009,303.68</strong></td>
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### NET REVENUE FUND

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<th>BANK</th>
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<th>INTEREST AMOUNT</th>
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<td>28-Jun-21</td>
<td>28-Dec-21</td>
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**BSA 2021 EIB FUND**

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<td>Wilmington U.S. Treasury</td>
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<td>$53,180,025.06</td>
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**DEBT RESERVE FUND**

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<td>Debt Reserve Fund</td>
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<td>02-Jul-14</td>
<td>13-Nov-33</td>
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<td>$615.63</td>
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<td>27-Jun-14</td>
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<td>UST State/Local Govt</td>
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<td>$1,332.73</td>
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<td>15-Nov-12</td>
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<td>7091</td>
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**EFC 2021**

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<tr>
<td>9-Nov-12</td>
<td>7-Feb-22</td>
<td>90</td>
<td>$316,944.53</td>
<td>Key Bank Capital</td>
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<td>$14.10</td>
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**DSF 2021 EIB**

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<td>$1,109,185.07</td>
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<td>Delaware Pensions</td>
<td>0.01% $8.46 Accrued Income</td>
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<td>$1,109,193.53</td>
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**RECEIVE & FILE**

Board Meeting of December 15, 2021
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.

**General Financial Charges**

<table>
<thead>
<tr>
<th>Date</th>
<th>Code</th>
<th>Description</th>
<th>Amount</th>
<th>Code</th>
<th>Description</th>
<th>Amount</th>
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<tbody>
<tr>
<td>11/15/2021</td>
<td>00800183</td>
<td>Financial Contingency</td>
<td>-$10,500.00</td>
<td>00110105</td>
<td>ADMIN Postage</td>
<td>$10,500.00</td>
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**RECEIVE & FILE**

Board Meeting of December 15, 2021
ITEM NO. 4

APPROVAL OF THE COMPREHENSIVE ANNUAL FINANCIAL REPORT AND THE ANNUAL INVESTMENT REPORT FOR THE FISCAL YEAR ENDED JUNE 30, 2021

WHEREAS: New York State Public Authorities Law requires the Comprehensive Annual Financial Report and the Annual Investment Report of the Buffalo Sewer Authority to be approved by the Board; and

WHEREAS: The Comprehensive Annual Financial Report (Attachment A) and the Annual Investment Report (Attachment B) of the Buffalo Sewer Authority have been made available to your Honorable Body; and

NOW THEREFORE BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby approves and adopts the Comprehensive Annual Financial Report and the Annual Investment Report for the fiscal year ended June 30, 2021.

MOTION TO APPROVE

MADE BY MS. PETRUCCI

2ND BY MR. ROOSEVELT

AYES 3 NOES 0

Board Meeting of December 15, 2021
ITEM NO. 5

SCHEDULE OF BOARD MEETINGS FOR CALENDAR YEAR 2022

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

January 12, 2022
February 16, 2022
March 9, 2022
April 6, 2022
May 4 & 25, 2022
June 22, 2022

July 1 (Annual Meeting) & 20, 2022
September 28, 2022
October 19, 2022
November 9, 2022
December 14, 2022

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 2022.

MOTION TO APPROVE
MADE BY MS. ROSSEVELT
2ND BY MR. PETRUCCI
AYES 3 NOES 0

Board Meeting of December 15, 2021
TRAVEL AUTHORIZATION - WASHINGTON, D.C.

WHEREAS: The Aspen-Nicholas Water Forum is a partnership with The Aspen Institute Energy and Environment Program, and Nicholas Institute at Duke University; and

WHEREAS: The 2022 Aspen-Nicholas Water Affordability Roundtable, will be held January 18 – January 20, 2022 in Washington, D.C.; and

WHEREAS: This invitation only roundtable invites executives, policy makers and thought leader for an intentional, cross-sector and forward-thinking dialogue focused on transformative changes needed in water resource management.

WHEREAS: The General Manager has been invited to share the Authority’s water equity, affordability, and smart sewer initiatives with other partners with similar initiatives and goals; and

WHEREAS: The General Manager recommends attendance to the Aspen-Nicholas Water Forum.

NOW THEREFORE BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to travel to Washington, D.C. from January 17 – January 21, 2022, to attend the Aspen-Nicholas Water Forum Meeting at a total cost not to exceed $1200.00. Account nos. 00110104-458010 and 00110104-458012 will be utilized for this travel.

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

Board Meeting of December 15, 2021
ITEM NO. 7

TRAVEL AUTHORIZATION - SCOTTSDALE, ARIZONA

WHEREAS: The Buffalo Sewer Authority is continuing strategic efforts, focused on effective utility management approach endorsed by the US Environmental Protection Agency, Water Environment Federation (WEF), American Water Works Association (AWWA) and National Association of Clean Water Agencies (NACWA); and

WHEREAS: The NACWA Winter Conference and Board Meeting will be held in Scottsdale, Arizona from January 31 – February 3, 2022, covering latest approaches, practices, peer-to-peer developments, case studies and research in various areas of utility leadership; and

WHEREAS: The General Manager serves on the NACWA Board Treasurer representing the Environmental Protection Agency Region 2 and is leading the efforts in exploration of best industry performance practices; and

WHEREAS: The General Manager recommends attendance at the NACWA Winter Conference and Board Meeting.

NOW THEREFORE BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to travel to Scottsdale, Arizona from January 29 -February 4, 2022, to attend the NACWA Winter Conference and Board Meeting at a total cost not to exceed $2,800.00. Account nos. 00110104-458010 and 00110104-458012 will be utilized for this travel.

MOTION TO APPROVE

MADE BY MS. PETRUCCI

2ND BY MR. ROOSEVELT

AYES 3 NOES 0

Board Meeting of December 15, 2021
ITEM NO.8

TRAVEL AUTHORIZATION - NEW YORK, NEW YORK

WHEREAS: The Buffalo Sewer Authority must be up-to-date on current environmental regulations in order to maintain compliance; and

WHEREAS: The 94th Annual Meeting of the New York Water Environment Association, Inc., (NYWEA) will be held in New York, N.Y. from February 7–9, 2022, covering an overview of environmental requirements and aging infrastructures; and

WHEREAS: The Chairman of the Board, General Manager, Treatment Plant Administrator, Principal Sanitary Engineer, Assistant Sanitary Engineer, Senior Instrument Technician, two Junior Sanitary Engineers and Treatment Plant Superintendent it necessary to attend board and committee meetings to remain current with regulations affecting their respective areas of expertise; and

WHEREAS: The General Manager recommends attendance at the 94th Annual Meeting of NYWEA.

NOW THEREFORE BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the Chairman of the Board, General Manager, Treatment Plant Administrator, Principal Sanitary Engineer, Assistant Sanitary Engineer, Senior Instrument Technician, two Junior Sanitary Engineers and Treatment Plant Superintendent to travel to New York City from February 5–10, 2022, to attend the 94th Annual Meeting of the New York Water Environment Association, Inc., at a total cost not to exceed $19,000. Account nos. 00110104-458010, 00110104-458012, 00100104-458010, 00100104-458012, 00200104-458010, 00200104-458012, 00600104-458010, 00600104-458012 will be utilized for this travel.

MOTION TO APPROVE

MADE BY MS. PETRUCCI

2ND BY MR. ROOSEVELT

AYES 3 NOES 0

Board Meeting of December 15, 2021
ITEM NO. 9

AUTHORIZATION FOR CHANGE ORDER TO BLANKET PURCHASE ORDER NO. 22200166

WHEREAS: On April 10, 2019, the Board of the Buffalo Sewer Authority awarded a contract to Bison Laboratories, Inc., to purchase sodium hypochlorite for use at the Bird Island Treatment Facility for the period July 1, 2019 to June 30, 2020 with an option to renew for four (4) one-year periods, at an annual cost not to exceed $651,200.00; and

WHEREAS: On April 1, 2020, the Board authorized the extension of this contract for the period July 1, 2020 to June 30, 2021; and

WHEREAS: On March 10, 2021 the Board authorized the extension of this contract for the period July 1, 2021 to June 30, 2022; and

WHEREAS: Due to the pandemic and the increased supply chain costs, Bison Laboratories, Inc. has petitioned with contract terms for a necessary modification resulting in a rate increase per gallon from $0.592/gal to $0.95/gal, reflecting a 38% increase; and

WHEREAS: It is now necessary to increase the Blanket Purchase Order No. 22200166 in the amount of $90,000.00 from $651,200.00 to $741,200.00 through June 30, 2022; and

WHEREAS: The Treatment Plant Superintendent and staff recommend this increase at a total cost not to exceed $741,200.00.

NOW THEREFORE BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to approve a change order in the amount of $90,000, increasing Blanket Purchase Order No. 22200166 with Bison Laboratories, Inc., to purchase sodium hypochlorite from $651,200.00 to $741,200.00 through June 30, 2022. Funds for this change order will be charged to account no. 00330105-467044.

MOTION TO APPROVE

Made by Ms. Petrucci

2nd by Mr. Roosevelt

Ayes 3 Noes 0

Board Meeting of December 15, 2021
ITEM NO. 10

AMENDMENT TO SOLE SOURCE LISTING FOR SELECTED INSTRUMENTATION, MAINTENANCE, LABORATORY AND OFFICE EQUIPMENT

WHEREAS: A Sole Source procurement, in accordance with New York State Procurement Guidelines, is one in which an item is only available from one source due to patents, exclusive franchises, etc. and there is no possibility of competition for the item; and

WHEREAS: The Board of the Buffalo Sewer Authority approves and designates a list of original equipment manufacturers as Sole Sources; and

WHEREAS: An amendment to the Sole Source Listing is requested to add the following manufacturer:

<table>
<thead>
<tr>
<th>Manufacturer</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Duperon</td>
<td>Parts, components or services utilized within the main pump inlet for operations manufactured by Duperon including FlexRake screen and all associated accessories.</td>
</tr>
<tr>
<td>Eastech Flow Controls Inc.</td>
<td>Eastech Flow Controls Inc. is the sole manufacturer providing the Vantage Line of Flow Metering Equipment for the United States Markets and which the Buffalo Sewer Authority have installed at various locations throughout the City of Buffalo.</td>
</tr>
</tbody>
</table>

; and

WHEREAS: The Superintendent of Mechanical Maintenance and Purchasing Department have reviewed all supporting documentation and recommend this amendment to the Sole Source Listing.

NOW THEREFORE BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby approves the above amendment to the Sole Source Listing.

MOTION TO APPROVE

MADE BY MR. ROOSEVELT

2ND BY MS. PETRUCCI

AYES 3 NOES 0

Board meeting of December 15, 2021
AUTHORIZATION TO PURCHASE INFILCO CLIMBER SCREEN PARTS

WHEREAS: On July 29, 2015, the Board of the Buffalo Sewer Authority designated Infilco Degremont Inc., the original equipment manufacturer, and/or their local representative as a sole source for equipment repairs and supplies for the Infilco Degremont Inc. Climber Screen parts used in the screen room for sewage treatment; and

WHEREAS: As the Superintendent of Mechanical Maintenance and staff have determined that parts are needed for replacement and repairs; a quote was requested and received from G P Jager and Associates Inc., the authorized representative, in the amount of $109,617.45 for the necessary parts; and

WHEREAS: The Superintendent of Mechanical Maintenance and staff reviewed the quote received and recommend the purchase of these parts from G P Jager and Associates Inc. parts at a cost not to exceed $109,617.45; 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 authorizes the General Manager to purchase the needed climber screen parts from G P Jager and Associates Inc. at a total cost of $109,617.45. Account no. 00220105-466107 will be charged for this purchase.

MOTION TO APPROVE

MADE BY MS. PETRUCCI

2ND BY MR. ROOSEVELT

AYES 3 NOES 0

Board Meeting of December 15, 2021
ITEM NO. 12

AUTHORIZATION FOR PUBLICATION OF INDUSTRIAL USER VIOLATORS LIST

WHEREAS: In conformance with the Environmental Protection agency’s General Pretreatment Regulations, 40 CFR Section 403.8(f)(2)(viii), the Buffalo Sewer Authority (BSA) publishes at least annually, in the largest daily newspaper in the City of Buffalo, a list of the users which, during the previous twelve (12) months, met with one (1) or more of the following criteria:

• User was in significant non-compliance with applicable pretreatment standards and requirements
• User received fines
• User had violations that were unique or warrant special attention; and

WHEREAS: In accordance with this regulation, the following violators met the above criteria for the BSA’s Industrial Pretreatment Program reporting year of May 1, 2020 – April 20, 2021

Goldman Titanium
Plant 1
99 Dorothy Street
Buffalo, NY 14206

Derrick Corporation
590 Duke Road
Cheektowaga, NY 14225

Keystone Corporation
144 Milton Street
Buffalo, NY 14206

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to publish the aforementioned violators in The Buffalo News.

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

Board Meeting of December 15, 2021
ITEM NO. 13

AMENDMENT TO BOARD RESOLUTION NO. 15 OF THE JUNE 23, 2021, BOARD MEETING - AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH AECOM USA, INC., FOR CONSTRUCTION ADMINISTRATION AND CONSTRUCTION INSPECTION SERVICES FOR SECONDARY SYSTEM REHABILITATION AND UPGRADES

WHEREAS: On June 23, 2021, the Board of the Buffalo Sewer Authority authorized an agreement with AECOM US, Inc. for construction administration and inspection services for the Secondary System Rehabilitation and upgrades at a cost not to exceed $3,509,328.00; and

WHEREAS: The original board agenda item referenced an incorrect account number 02000530-432004; and

WHEREAS: The correct account number should be 02000543-432004; and

NOW THEREFORE BE IT RESOLVED: That Resolution No. 15 of the Board Meeting of June 23, 2021, hereby be amended to read as follows:

“That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to execute an agreement with AECOM USA, Inc., to complete the professional services or the Secondary System Rehabilitation and Upgrades, at a cost not to exceed $3,509,328.00. The cost of this contract will be funded from account no. 02000543-432004.”

MOTION TO APPROVE

MADE BY MR. ROOSEVELT

2ND BY MS. PETRUCCI

AYES 3 NOES 0

Board Meeting of December 15, 2021
MUNICIPAL RESOLUTION AUTHORIZING GRANT APPLICATION AND EXECUTION OF AGREEMENTS FOR FINANCIAL ASSISTANCE FOR NIAGARA PHASE 4B

WHEREAS: The New York State Department of Environmental Conservation (DEC), New York State Environmental Facilities Corporation (EFC), New York State Energy Research & Development Authority (NYSERDA), Federal Emergency Management Agency (FEMA), and the United States Environmental Protection Agency (USEPA) provide funding for projects that improve water quality, increase resiliency, utilized green infrastructure, and reduce the impacts of climate change through various grant programs; and

WHEREAS: The EFC provides funding for projects that improve water quality through the utilization of green infrastructure in New York State through the Green Innovation Grant Program (GIGP); and

WHEREAS: The Buffalo Sewer Authority has been awarded a $1,100,000.00 grant for the Niagara Phase 4B Project; and

WHEREAS: On September 29, 2021, the Board of the Buffalo Sewer Authority passed a resolution authorizing a local match of at least 10% in order to comply with the terms of this grant; and

WHEREAS: The Buffalo Sewer Authority is continuing pursue additional grant funding opportunities to defer costs of this project; and

WHEREAS: Grant providing entities require that a designee be appointed to execute and deliver grant applications and agreements; and

WHEREAS: The General Manager recommends authorization to execute and deliver grant applications and agreements.

NOW THEREFORE BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to execute and deliver a GIGP grant agreement for $1,100,000.00 with EFC and to apply for, execute, and deliver any other grant agreements that may be deemed prudent to fund the Niagara Phase 4B Project, to receive funding through these grant programs, and to provide such additional information as may be required to make such agreements on behalf of the Buffalo Sewer Authority.
MOTION TO APPROVE

MADE BY MS. PETRUCCI

2ND BY MR. ROOSEVELT

AYES 3 NOES 0

Board Meeting of December 15, 2021
CERTIFICATE

I, Oluwole A. McFoy, PE, General Manager of the Buffalo Sewer Authority in the County of Erie, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the Minutes of a meeting of the Board of Directors of said Authority, duly called and held on December 15, 2021, 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 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 relate 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 _____ day of ____________, 2021.

(SEAL)

_______________________________________
Oluwole A. McFoy, PE, General Manager
ITEM NO.15

AUTHORIZATION TO ENTER INTO A PROFESSIONAL ENGINEERING SERVICES AGREEMENT FOR THE JEFFERSON AVENUE SMART SEWER PROJECT

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 up to sixteen Real Time Control (RTC) projects; and

WHEREAS: The Board of the Buffalo Sewer Authority has prequalified five (5) engineering firms to allow for the submission of proposals for future real time control (smart sewer) projects under Item No. 13 of the November 22, 2021 Board Meeting; and

WHEREAS: Upon request, one of the five (5) prequalified firms, GHD has submitted a letter proposal to complete applicable tasks for the preliminary design, planning and permitting, and design phase services for the Jefferson Avenue Smart Sewer/Real Time Control (RTC) project in the amount of $557,00.00; and

WHEREAS: The Principal Sanitary Engineer finds the proposal acceptable and recommends retaining GHD for professional engineering services associated with the Jefferson Avenue Smart Sewer project.

NOW THEREFORE BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to execute an agreement with GHD, at a cost not-to-exceed $557,000.00 to complete the professional engineering services defined in the letter proposal dated December 3, 2021. The cost of this contract will be funded from account no. 02000542-432004.

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

Board Meeting of December 15, 2021
ITEM NO. 16

AMENDMENT TO BOARD RESOLUTION NO. 19 OF THE OCTOBER 20, 2021, BOARD MEETING - CHANGE ORDER NO. 1 - CONTRACT NO. 81900016

WHEREAS: On October 20, 2021, the Board of the Buffalo Sewer Authority authorized Resolution No. 19: a change order to Contract No. 81900016 Broadway at Oak Inline Storage Real Time Control Project. This change order was in the amount of $203,454.00 for additional design services, construction administration services, construction observation services and post construction services; and

WHEREAS: The original board item provided for an adjusted contract cost of $357,584.00; and

WHEREAS: The adjusted contract cost should have been $357,854.00; and

WHEREAS: The Principal Sanitary Engineer recommends that an amendment to Resolution No. 19 of the Board Meeting of October 20, 2021, be approved reflecting the correct adjusted contract cost.

NOW THEREFORE BE IT RESOLVED: That Resolution No. 19 of the Board Meeting of October 20, 2021, hereby be amended to read as follows:

“That the Board of the Buffalo Sewer Authority approves Change Order No. 1 to Contract No. 81900016 as written in the above Agenda Item, increasing the contract cost in the amount of $203,454.00 making the adjusted contract cost $357,854.00.”

MOTION TO APPROVE

MADE BY MS. PETRUCCI
2ND BY MR. ROOSEVELT
AYES 3 NOES 0

Board Meeting of December 15, 2021
CONFIRMATION OF APPOINTMENTS

LABORER I (PERMANENT)
SEWAGE TREATMENT PLANT
$19.98 PER HOUR
EFFECTIVE: NOVEMBER 22, 2021

WILLIE STEPHENS
26 STEWART ST.
BUFFALO, NY

LABORER I (SEASONAL)
SEWAGE TREATMENT PLANT
$140.00 PER DAY
EFFECTIVE: December 13, 2021

JUSTIN BLACK
220 KAY ST.
BUFFALO, NY

LABORER I (SEASONAL)
SEWAGE TREATMENT PLANT
$140.00 PER DAY
EFFECTIVE: December 13, 2021

SERGE MUHARARENI
90 MASSACHUSETTS AVE.
BUFFALO, NY

LABORER I (SEASONAL)
SEWAGE TREATMENT PLANT
$140.00 PER DAY
EFFECTIVE: December 13, 2021

ANTWAN SCRUGGS
19 ORCHARD PLACE
BUFFALO, NY
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
2ND BY MS. PETRUCCI
AYES 3 NOES 0

Board Meeting of December 15, 2021
ITEM NO. 18

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:

<table>
<thead>
<tr>
<th>EMPLOYEE</th>
<th>SCHOOL</th>
<th>COURSE</th>
<th>TUITION</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sarah M. Rennells</td>
<td>University at Buffalo</td>
<td>Master of Environmental and Water Resources Engineering</td>
<td>$21,613.80</td>
</tr>
</tbody>
</table>

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.

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

Board Meeting of December 15, 2021
ITEM NO. 19

ADJOURNMENT OF MEETING

MOTION TO APPROVE

MADE BY MS. PETRUCCI

2ND BY MR. ROOSEVELT

AYES 3 NOES 0

Board Meeting of December 15, 2021