MINUTES OF THE REGULAR MEETING

OF THE

BUFFALO SEWER AUTHORITY

May 25, 2022
# BUFFALO SEWER AUTHORITY

May 25, 2022

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

+1 917-933-2166 United States, New York City

Phone Conference ID: #197 845 731

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</tr>
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<td>Authorization for Change Order to Blanket Order No. 22200029 For Disposal of Construction Debris</td>
<td></td>
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<td>17</td>
<td>Authorization for Change Order to Blanket Order No. 22200247 For Purchase of Diesel Fuel</td>
<td></td>
</tr>
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<td>18</td>
<td>Change Order No. 3 – Contract No 8200002</td>
<td></td>
</tr>
<tr>
<td>19</td>
<td>Report on Bids Received – In-Plant Mechanical Maintenance Services</td>
<td></td>
</tr>
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<td>20</td>
<td>Report on Bids Received – Purchase of Seven (7) New Unused Various Type Actuators</td>
<td></td>
</tr>
<tr>
<td>21</td>
<td>Report on Bids Received - Megastructure Stair Tower Rehabilitation and Maintenance Building Floor Rehabilitation</td>
<td></td>
</tr>
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<td>22</td>
<td>Authorization for Change Order to Blanket Purchase Order No. 22200558</td>
<td></td>
</tr>
<tr>
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<td>Change Order No. 1 – Contract No. 82000025</td>
<td></td>
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<td>24</td>
<td>CSEA Buffalo Sewer Authority Unit #6715 Negotiating Team</td>
<td></td>
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<td>Amendment to Schedule of Job Classification Plan</td>
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<td>Upgrade in Exempt Position</td>
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<td>27</td>
<td>Confirmation of Appointments</td>
<td></td>
</tr>
<tr>
<td>28</td>
<td>Adjournment of Meeting</td>
<td></td>
</tr>
</tbody>
</table>

**ATTACHMENT A:**
Final Schedule of Sewer Rents and Other Charges for 2022-2023

**ATTACHMENT B:**
Post-Issuance Procedures Manual for Tax-Exempt Bonds Issued by The Buffalo Sewer Authority
CALL OF THE ROLL

Present: Herbert Bellamy, Jr.                    Chairman of the Board
         Christopher Roosevelt                  Vice Chairman of the Board
         Eleanor Petrucci                       Secretary of the Board
         Oluwole McFoy                          General Manager
         Lori Scaletta                          Acting Director of Employee Relations
         LaToya Cunningham                      Special Assistant
         Charles Riley                          Supervising Accountant
         Alexander Emmerson                    Treatment Plant Superintendent
         Paul Harris                            Superintendent of Mechanical Maintenance
         Roberta Gaiek, P.E.                    Treatment Plant Administration
         Rosaleen Nogle, P.E.                   Principal Sanitary Engineer
         Lauren Howard, Esq.                    General Counsel
         Laura Surdej                           Erie County Department of Sewerage

Absent: NONE

The meeting was called to order at 9:04 A.M. A quorum was present.

ITEM NO. 1

Motion to Adopt the Minutes of the Meeting of May 4, 2022

MOTION TO ADOPT

MADE BY MRS. PETRUCCI

2ND BY MR. ROOSEVELT

AYES 3 NOES 0

Board Meeting of May 25, 2022
ITEM NO. 2

INFORMATIVE: TEMPORARY INVESTMENTS (CERTIFICATES OF DEPOSIT AND Treasury Bills)

MARKET VALUE

As of April 30, 2022

<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>
</tr>
</thead>
<tbody>
<tr>
<td>CONSTRUCTION/CAPITAL IMPROVEMENT FUND</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>31-Jul-12</td>
<td>Money Market</td>
<td></td>
<td>$2,682,021.40</td>
<td>Key Banc Capital</td>
<td>0.01%</td>
<td>Public NOW</td>
</tr>
<tr>
<td>15-Nov-21</td>
<td>11-May-22</td>
<td>177</td>
<td>$9,997,766.60</td>
<td>Key Banc Capital</td>
<td>0.24%</td>
<td>$11,800.00</td>
</tr>
<tr>
<td>15-Feb-22</td>
<td>31-May-22</td>
<td>105</td>
<td>$7,001,877.79</td>
<td>M&amp; T Securities</td>
<td>0.40%</td>
<td>$8,171.33</td>
</tr>
<tr>
<td>17-Dec-21</td>
<td>14-Jun-22</td>
<td>179</td>
<td>$998,786.11</td>
<td>Key Banc Capital</td>
<td>0.30%</td>
<td>$1,491.67</td>
</tr>
<tr>
<td>25-Feb-22</td>
<td>24-Jun-22</td>
<td>119</td>
<td>$1,999,041.48</td>
<td>Key Banc Capital</td>
<td>0.55%</td>
<td>$3,639.75</td>
</tr>
<tr>
<td>7-Mar-22</td>
<td>1-Jul-22</td>
<td>116</td>
<td>$11,980,050.00</td>
<td>Key Banc Capital</td>
<td>0.70%</td>
<td>$27,066.67</td>
</tr>
<tr>
<td>8-Apr-22</td>
<td>7-Jul-22</td>
<td>90</td>
<td>$3,799,069.93</td>
<td>Key Banc Capital</td>
<td>0.86%</td>
<td>$8,182.90</td>
</tr>
<tr>
<td>8-Apr-22</td>
<td>7-Jul-22</td>
<td>90</td>
<td>$3,200,162.41</td>
<td>Key Banc Capital</td>
<td>0.86%</td>
<td>$6,892.90</td>
</tr>
<tr>
<td>20-Apr-22</td>
<td>19-Jul-22</td>
<td>90</td>
<td>$4,487,748.75</td>
<td>Key Banc Capital</td>
<td>1.00%</td>
<td>$11,250.00</td>
</tr>
<tr>
<td>1-Apr-22</td>
<td>2-Aug-22</td>
<td>123</td>
<td>$3,796,417.67</td>
<td>Key Banc Capital</td>
<td>1.03%</td>
<td>$13,411.54</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td></td>
<td></td>
<td><strong>$49,942,942.14</strong></td>
<td>Key Banc Capital</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

LIABILITY AND CASUALTY RESERVE FUND

<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>
</tr>
</thead>
<tbody>
<tr>
<td>31-Jul-12</td>
<td>Money Market</td>
<td></td>
<td>$87,727.84</td>
<td>Key</td>
<td>0.01%</td>
<td>Public NOW</td>
</tr>
<tr>
<td>11-Dec-19</td>
<td>Money Market</td>
<td></td>
<td>$917,663.56</td>
<td>Bank on Buffalo</td>
<td>0.10%</td>
<td></td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td></td>
<td></td>
<td><strong>$1,005,391.40</strong></td>
<td></td>
<td></td>
<td></td>
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</tbody>
</table>

OPERATING FUND

<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>
</tr>
</thead>
<tbody>
<tr>
<td>31-Jul-12</td>
<td>Super NOW</td>
<td></td>
<td>$2,339,251.06</td>
<td>Key</td>
<td>0.01%</td>
<td>Public NOW</td>
</tr>
</tbody>
</table>

TRUST & AGENCY FUND

<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>
</tr>
</thead>
<tbody>
<tr>
<td>31-Jul-12</td>
<td>Super NOW</td>
<td></td>
<td>$5,893.40</td>
<td>Key</td>
<td>0.01%</td>
<td>Public NOW</td>
</tr>
</tbody>
</table>

SURPLUS FUND

<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>
</tr>
</thead>
<tbody>
<tr>
<td>13-Dec-21</td>
<td>13-Jun-22</td>
<td>182</td>
<td>$10,004,296.43</td>
<td>Key Banc Capital</td>
<td>0.31%</td>
<td>$15,703.57</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>$11,993.39</td>
<td>Accrued Income</td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td></td>
<td></td>
<td><strong>$10,016,598.40</strong></td>
<td>Key Banc Capital</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

NET REVENUE FUND

<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>
</tr>
</thead>
<tbody>
<tr>
<td>28-Mar-22</td>
<td>27-May-22</td>
<td>60</td>
<td>$3,096,900.00</td>
<td>Key Banc Capital</td>
<td>0.60%</td>
<td>$3,100.00</td>
</tr>
<tr>
<td>28-Mar-22</td>
<td>27-May-22</td>
<td>91</td>
<td>$3,093,182.58</td>
<td>Key Banc Capital</td>
<td>0.87%</td>
<td>$6,817.42</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>$4,303.84</td>
<td>Accrued Income</td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td></td>
<td></td>
<td><strong>$6,194,386.42</strong></td>
<td>Key Banc Capital</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
BSA 2021 EIB FUND

$128.63 Wilmington U.S. Treasury 0.17%
1-Dec-21 31-May-22 181 $9,989,944.44 Key Banc Capital 0.20% $10,055.66
31-Dec-21 29-Jun-22 180 $1,998,999.00 Key Banc Capital 0.20% $2,001.00
1-Mar-22 29-Jul-22 150 $1,999,486.25 Key Banc Capital 0.66% $5,513.75
1-Apr-21 2-Aug-22 123 $3,997,881.10 Key Banc Capital 1.03% $14,118.80
1-Dec-21 26-Aug-22 268 $32,926,300.00 Key Banc Capital 0.30% $73,700.00
26-Apr-22 23-Sep-22 150 $2,267,737.50 Key Banc Capital 1.50% $14,262.50

$57,420.32 Accrued Income

$53,237,897.24

DEBT RESERVE FUND

Series J
02-Jul-14 13-Nov-33 7076 $515,879.00 UST State/Local Govt 2.70%
$6,425.69

$522,304.69

Series K
02-Jul-14 15-Feb-33 6803 $361,415.00 UST State/Local Govt 2.70%
$2,021.73

$363,436.73

Series L
12-Nov-15 1-Oct-35 7263 $689,547.00 UST State/Local Govt 2.44%
$1,379.09

$690,926.09

Series M
27-Jun-14 1-May-44 10901 $595,613.00 UST State/Local Govt 2.70%
$8,040.78

$603,653.78

Series N
15-Nov-12 15-Apr-32 7091 $2,167,157.00 UST State/Local Govt 2.42%
$2,292.69

$2,169,449.69

EFC 2021

$870.08 Wilmington U.S. Treasury
7-Feb-22 17-May-22 99 $316,825.65 Key Bank Capital 0.20% $174.35
$146.17

$317,841.90

DSF PRN & INT

$0.01

Wilmington Fund

DSF 2021 EIB

$1,465,172.48 Wilmington Fund 0.17%
$151.29

$1,465,323.77

RECEIVE & FILE

Board Meeting of May 25, 2022
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

<table>
<thead>
<tr>
<th>Date</th>
<th>Item Number</th>
<th>Description</th>
<th>Amount</th>
<th>Item Number</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>4/13/2022</td>
<td>00460105</td>
<td>KELX Equipment Maintenance</td>
<td>-$1,380.00</td>
<td>00530107</td>
<td>HAM DR FLT Equipment</td>
<td>$1,380.00</td>
</tr>
<tr>
<td>4/21/2022</td>
<td>00380107</td>
<td>INCIN. Mach. and Equip.</td>
<td>-$21,860.00</td>
<td>00380105</td>
<td>INCIN Equip. and Maintenance</td>
<td>$21,860.00</td>
</tr>
<tr>
<td>4/21/2022</td>
<td>00460105</td>
<td>KELX Equipment Maintenance</td>
<td>-$31,300.00</td>
<td>00520105</td>
<td>MAIN Equipment Maintenance</td>
<td>$31,300.00</td>
</tr>
<tr>
<td>4/28/2022</td>
<td>00200106</td>
<td>PLAN Non Professional</td>
<td>-$5,579.00</td>
<td>00200103</td>
<td>Plan Telephone</td>
<td>$5,579.00</td>
</tr>
<tr>
<td>5/4/2022</td>
<td>00400105</td>
<td>South Equipment Maintenance</td>
<td>-$3,866.00</td>
<td>00230105</td>
<td>GRIT Equipment Maintenance</td>
<td>$3,866.00</td>
</tr>
<tr>
<td>5/4/2022</td>
<td>00400105</td>
<td>South Equipment Maintenance</td>
<td>-$3,385.00</td>
<td>00530105</td>
<td>YARD Equipment Maintenance</td>
<td>$3,385.00</td>
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<tr>
<td>5/4/2022</td>
<td>00400105</td>
<td>South Equipment Maintenance</td>
<td>-$1,869.81</td>
<td>00520105</td>
<td>MAIN Building Materials</td>
<td>$1,869.81</td>
</tr>
</tbody>
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### Sewer Maintenance Division

<table>
<thead>
<tr>
<th>Date</th>
<th>Item Number</th>
<th>Description</th>
<th>Amount</th>
<th>Item Number</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>4/20/2022</td>
<td>00650103</td>
<td>SWRM Gas</td>
<td>-$10,000.00</td>
<td>00660105</td>
<td>SWRR Road and Highway</td>
<td>$10,000.00</td>
</tr>
<tr>
<td>4/21/2022</td>
<td>00660106</td>
<td>SWRR Refuse Disposal</td>
<td>-$1,200.00</td>
<td>00660105</td>
<td>SWRR Small Tools</td>
<td>$1,200.00</td>
</tr>
<tr>
<td>4/25/2022</td>
<td>00660106</td>
<td>ENG Engineer and Tech</td>
<td>-$23,585.00</td>
<td>00700106</td>
<td>Engineer and Technical Services</td>
<td>$23,585.00</td>
</tr>
<tr>
<td>5/4/2022</td>
<td>00660106</td>
<td>SWRR Refuse Disposal</td>
<td>-$15,000.00</td>
<td>00660105</td>
<td>SWRR Road and Highway</td>
<td>$15,000.00</td>
</tr>
</tbody>
</table>

**RECEIVE & FILE**

Board Meeting of May 25, 2022
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 services were received during a prior fiscal year charge to the 2020-2021 budget account no. 00800108-480214:

<table>
<thead>
<tr>
<th>VENDOR</th>
<th>INVOICE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Polydyne Inc.</td>
<td>1556289</td>
<td>$7,728.00</td>
</tr>
</tbody>
</table>

; 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 payments from the Judgment and Claims account.

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

Board Meeting of May 25, 2022
ITEM NO. 5

ADOPTION OF AMENDED "FINAL SCHEDULE OF SEWER RENTS AND OTHER CHARGES FOR 2022-2023"

WHEREAS: The Buffalo Sewer Authority, in the meeting of April 6, 2022, adopted a proposed “Schedule of Sewer Rents and Other Charges for 2022-2023” and authorized the publication of this notice, commencing April 15, 2022, once a week for three (3) consecutive weeks, in the City Record and Buffalo News; and

WHEREAS: The thirty-day period for inspection of the Schedule, and the filing of, has now expired; and

WHEREAS: No protests were filed; and

WHEREAS: It is now in order to adopt the “Final Schedule of Sewer Rents and Other Charges for 2022-2023”; and

WHEREAS: The proposed “Schedule of Sewer Rents and Other Charges for 2022-2023” includes no increases to sewer rents based on the assessed value of property. The levy of sewer rents based on assessed value remains unchanged from the previous year at $12,050,000; and

WHEREAS: The proposed “Schedule of Sewer Rents and Other Charges for 2022-2023” also includes no increases to sewer rents based on the use of water. Metered accounts will continue to be charged $11.09 per thousand cubic feet of water used, and there will be no increases to the charges on flat rate accounts.

NOW THEREFORE BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby adopts the “Final Schedule of Sewer Rents and Other Charges for 2022-2023”.

MOTION TO APPROVE

MADE BY MRS. PETRUCCI

2ND BY MR. ROOSEVELT

AYES 3 NOES 0

Board Meeting of May 25, 2022
ITEM NO. 6

POST-ISSUANCE PROCEDURES MANUAL FOR TAX-EXEMPT BONDS

WHEREAS: On June 16, 2021, the Buffalo Sewer Authority issued Sewer System Environmental Impact Revenue Bonds, Series 2021 (Green Bonds), in the aggregate principal amount of $49,160,000.00 (the “Series 2021 Green Bonds”); and

WHEREAS: Under existing law, interest on the Series 2021 Green Bonds is excluded from gross income for federal and New York State income tax purposes; and

WHEREAS: The Post-Issuance Procedures Manual (Attachment B) is intended to provide procedures for compliance with the requirements of the Internal Revenue Code of 1986, as amended, and applicable United States Treasury Regulations necessary to maintain the tax exemption of the interest on bonds or other obligations issued by and for the benefit of the Authority; and

WHEREAS: The Post-Issuance Procedures Manual requires the designation of a Compliance Officer, who is responsible to keep all records required to be kept, and to assure that all actions required under these Procedures be taken; and

NOW THEREFORE BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby approves The Post-Issuance Procedures Manual (Attachment B) and designates the Executive Secretary as the Compliance Officer.

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

Board Meeting of May 25, 2022
ITEM NO. 7

CONTRACT APPROVAL - AUDIT AND ACCOUNTING SERVICES

WHEREAS: The use of independent Certified Public Accountants is necessary in order that the Buffalo Sewer Authority submits financial statements in accordance with generally accepted auditing standards, prepares a Comprehensive Annual Financial Report for submission to the New York State Comptroller, to meet requirements of the Amended & Restated Bond Resolution, and develops accurate cost allocation schedules of operation at the Bird Island Treatment Facility; and

WHEREAS: Drescher & Malecki LLP, Certified Public Accountants, has proposed to extend their service contract with the Buffalo Sewer Authority for accounting and auditing services for a one-year period, beginning July 1, 2022, for a fee not to exceed $45,500.00, to prepare an accountant’s certificate for a fee not to exceed $1,000, and to prepare a cost allocation schedule for a fee not to exceed $5,000.00. The cost for these services remains the same as last fiscal year’s contract; and

WHEREAS: The Audit Committee of the Board of Directors of the Buffalo Sewer Authority recommends renewing this contract for the fiscal year beginning July 1, 2022.

NOW THEREFORE BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the Chairman of the Audit Committee to enter into an agreement with Drescher & Malecki LLP, Certified Public Accountants, to perform the required auditing of the Buffalo Sewer Authority’s affairs for a cost not to exceed $45,500.00, to develop an accountant’s certificate for a cost not to exceed $1,000.00, and to develop the cost allocation schedule for a cost not to exceed $5,000.00, for the period July 1, 2022 through June 30, 2023. Account no. 00110106-432001 will be charged for the financial audit and accountant’s certificate. Account no. 00550106-432001 will be charged for the cost allocation schedule.

MOTION TO APPROVE

MADE BY MRS. PETRUCCI

2ND BY MR. ROOSEVELT

AYES 3 NOES 0

Board Meeting of May 25, 2022
ITEM NO. 8

CONTRACT APPROVAL - LEGAL SERVICES

WHEREAS: The Buffalo Sewer Authority has many complex regulatory, enforcement, and environmental matters that require the skills of a specialized attorney; and

WHEREAS: Charles C. Martorana, of Barclay Damon, LLP, has extensive expertise in these areas; and

WHEREAS: Barclay Damon, LLP, has historically represented the Buffalo Sewer Authority in these areas as well as litigation and arbitration matters as needed; and

WHEREAS: Upon request, Barclay Damon, LLP, has submitted a proposed retainer agreement to continue to provide legal services for the Buffalo Sewer Authority. The billing rates are as follows:

<table>
<thead>
<tr>
<th>Service</th>
<th>Rate</th>
</tr>
</thead>
<tbody>
<tr>
<td>Partners &amp; Counsel</td>
<td>$300.00</td>
</tr>
<tr>
<td>Paralegal Services</td>
<td>$190.00</td>
</tr>
</tbody>
</table>

; and

WHEREAS: The General Manager, General Counsel, Executive Secretary and staff recommend approval to retain Barclay Damon, LLP, for legal services on an as-needed basis for the 2022-2023 fiscal year.

NOW THEREFORE BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to retain Barclay Damon, LLP, for legal services on an as-needed basis in an amount not to exceed $150,000.00 for the period July 1, 2022 through June 30, 2023. Expenses for these services will be charged to account no. 00550106-432003.

MOTION TO APPROVE

MADE BY MRS. PETRucci

2ND BY MR. ROOSEVELT

AYES 3 NOES 0

Board Meeting of May 25, 2022
ITEM NO. 9

TRAVEL AUTHORIZATION - HENRIETTA, NY

WHEREAS: Vibration Institute is offering a Basic Machinery Vibrations – CAT II Prep for ISO 18436 in Henrietta, NY from June 6, 2022 through June 10, 2022; and

WHEREAS: The Superintendent of Mechanical Maintenance and staff have determined a need for the Senior Instrument Technician and to attend the course and take the certification exam.

WHEREAS: The training will further support the Buffalo Sewer Authority’s development of a comprehensive predictive maintenance program that will include the ability to monitor, record and analyze vibration characteristics of rotating equipment throughout the facility, allowing the Authority to predict machinery component failures before it occurs, translating to significant cost savings.

NOW THEREFORE BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the Senior Instrument Technician to travel to Henrietta, NY from June 5, 2022 through June 10, 2022, to attend the Basic Machinery Vibrations – CAT II Prep for ISO 18436 and take the certification exam, at a total cost not to exceed $3,500.00 and will be charged to account nos. 00520106-421026 and 00200104-458010.

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

Board Meeting of May 25, 2022
TRAVEL AUTHORIZATION - CHICAGO, IL

WHEREAS: The Resilient Infrastructure for Sustainable Communities (RISC) is a cluster of public and private sector professionals focused on climate resiliency via delivery and finance of market-based green stormwater infrastructure across the Great Lakes region; and

WHEREAS: The RISC Cluster is holding its 2022 In-Person Meeting in Chicago from June 8 - June 10, 2022; and

WHEREAS: The GIS Specialist II serves as a member, representing Buffalo Sewer, in the RISC Cluster and needs to remain up to date on green stormwater infrastructure development, use of new models for project delivery, and equity considerations for project planning; and

WHEREAS: The General Manager and Principal Sanitary Engineer recommend that the GIS Specialist II attends the 2022 In-Person Meeting.

NOW THEREFORE BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the GIS Specialist II to travel to Chicago, IL from June 8 - June 10, 2022, to attend the 2022 In-Person Meeting. Meals, hotel, and travel are anticipated to be covered by the RISC Cluster. Expenses for any ancillary costs not exceeding $500.00 will be charged to account nos. 00600104-458010 and 00600104-458012.

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

Board Meeting of May 25, 2022
ITEM NO. 11

TRAVEL AUTHORIZATION - SCHENECTADY, NEW YORK

WHEREAS: The New York Water Environmental Association (NYWEA) is holding its Board of Directors meeting on July 13, 2022, in Schenectady, New York; and

WHEREAS: NYWEA serves as the leading technical association for water quality professionals dedicated to preserving and enhancing our water resources; and

WHEREAS: The Principal Sanitary Engineer serves on the Board of Directors for NYWEA representing the Buffalo Sewer Authority and as WEF Delegate and the Shift Superintendent serves on the Board of Directors for NYWEA representing the Buffalo Sewer Authority and Technical Committees and are expected to attend appropriate governance meetings.

NOW THEREFORE BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the Principal Sanitary Engineer and Shift Superintendent to travel to Albany, New York, from July 12, 2022 – July 13, 2022, to attend NYWEA’s Board of Directors meeting in Schenectady, NY, for a total cost not to exceed $1,000.00. Account nos. 00600104-458010 and 00200104-458010 will be charged for this travel.

MOTION TO APPROVE

MADE BY MR. ROOSEVELT

2ND BY MRS. PETRUCCI

AYES 3 NOES 0

Board Meeting of May 25, 2022
ITEM NO. 12

TRAVEL AUTHORIZATION - WATERTOWN, NY

WHEREAS: The 2022 Installation Full-Scale Exercise; scenario – regional Derecho storm response/recovery, will be held July 19, 2022 to July 20, 2022, in Watertown, NY; and

WHEREAS: The Superintendent of Mechanical Maintenance and General Manager recommend the Safety Officer, Louis Perfetto attend this exercise; and

WHEREAS: The Exercise Training Objectives include prioritizing disaster recovery efforts based on mission assurance and implement Commander’s Recovery Priorities through Recovery Working Group short, intermediate, and long-term plans, etc.; and

NOW THEREFORE BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes travel from July 19, 2022 to July 20, 2022 for the Safety Officer to attend the 2022 Installation Full-Scale Exercise in Watertown, NY, at a total cost not to exceed $625.00. Funds are available in account no. 00200104-458010.

MOTION TO APPROVE

MADE BY MRS. PETRUCCI

2ND BY MR. ROOSEVELT

AYES 3 NOES 0

Board Meeting of May 25, 2022
AUTHORIZATION TO ENTER INTO AGREEMENT WITH KOESTER ASSOCIATES, INC.

WHEREAS: The Board of the Buffalo Sewer Authority authorized the installation of a fine bubble diffusion system on 16 aeration tanks at the Bird Island Treatment Facility in 1995. Sanitaire, the original equipment manufacturer of the diffuser and the holder of the patent on the gas cleaning procedure, recommends annual gas cleaning of the diffuser elements; and

WHEREAS: Performance reports have proven that the continued cleaning and maintenance of these diffusers lowers electrical usage and improves oxygen-transfer efficiency; and

WHEREAS: The annual cleaning was last performed in June 2021 and plant staff recommend that annual cleaning of the aeration tank diffusers be approved at this time; and

WHEREAS: Koester Associates, Inc., a representative of Sanitaire has submitted a quote in the amount of $58,772.10 for the cleaning of 6 aeration tanks. The quote includes labor and chemicals; and

WHEREAS: The Treatment Plant Superintendent and staff recommend accepting the quote from Koester Associates, Inc., for the cleaning of 6 aeration tanks, including labor chemicals, at a total cost not to exceed $58,772.10.

NOW THEREFORE BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to enter into and execute an agreement with Koester Associates, Inc., for the annual cleaning of 6 aeration tank diffusers at a total cost not to exceed $58,772.10. Expenses for this agreement will be charged to account no. 00290106-443301.

MOTION TO APPROVE

MADE BY MR. ROOSEVELT

2ND BY MRS. PETRUCCI

AYES 3 NOES 0

Board Meeting of May 25, 2022
ITEM NO. 14

REPORT ON BIDS RECEIVED-IN-PLANT HIGH PRESSURE STEAM SYSTEM MAINTENANCE SERVICES

WHEREAS: Formal bids were advertised and solicited for In-Plant High Pressure Steam System Maintenance Services at the Bird Island Treatment Facility. The following bids were received and opened by the Buffalo Sewer Authority on May 3, 2022:

<table>
<thead>
<tr>
<th>VENDOR</th>
<th>DV Brown</th>
<th>Quackenbush</th>
<th>JW Danforth</th>
<th>Mollenberg-Betz</th>
</tr>
</thead>
<tbody>
<tr>
<td>A. LABOR COST</td>
<td>$625,210.00</td>
<td>$486,400.00</td>
<td>$586,120.00</td>
<td>No Bid</td>
</tr>
<tr>
<td>B. EQUIPMENT RENTAL COSTS</td>
<td>$3,790.00</td>
<td>$2,300.00</td>
<td>$6,743.00</td>
<td></td>
</tr>
<tr>
<td>C. PART/MATERIALS</td>
<td>$46,000.00</td>
<td>$44,000.00</td>
<td>$46,000.00</td>
<td></td>
</tr>
<tr>
<td>Percent Mark-Up over costs</td>
<td>15%</td>
<td>10%</td>
<td>15%</td>
<td></td>
</tr>
<tr>
<td>D. SUBCONTRACTOR MARK-UP</td>
<td>$44,000.00</td>
<td>$44,000.00</td>
<td>$46,000.00</td>
<td></td>
</tr>
<tr>
<td>Percent Mark-Up over costs</td>
<td>10%</td>
<td>10%</td>
<td>15%</td>
<td></td>
</tr>
<tr>
<td>E. GRAND TOTAL (A+B+C+D)</td>
<td>$719,000.00</td>
<td>$576,700.00</td>
<td>$684,863.00</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

; and

WHEREAS: The Treatment Plant Superintendent and staff reviewed the quotes received and recommend the services be awarded to the low bidder, Quackenbush, at a total cost not to exceed $576,700.00; and

WHEREAS: Board approval is required on purchases over $35,000.00.

NOW THEREFORE BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to enter into and execute a contract for In-Plant High Pressure Steam System Maintenance Services with Quackenbush, in the amount of $576,700.00. This service will be charged to account no. 00380106-443421.

MOTION TO APPROVE

MADE BY MRS. PETRUCCI

2ND BY MR. ROOSEVELT

AYES 3 NOES 0

Board Meeting of May 25, 2022
ITEM NO. 15

EXTENSION OF THE CONTRACT FOR REMOVAL AND DISPOSAL OF MISCELLANEOUS CONSTRUCTION DEBRIS

WHEREAS: On May 26, 2021, the Board of the Buffalo Sewer Authority awarded a contract to Waste Management of New York, LLC for the removal and disposal of miscellaneous construction debris for a one-year period, July 1, 2021 through June 30, 2022, with an option to renew for four (4) one-year periods, at an annual cost not to exceed $118,000.00; and

WHEREAS: Waste Management of New York, LLC has agreed to extend this contract for one (1) additional year under the same terms and conditions for the fiscal year 2022-2023; and

WHEREAS: The Director of Sewer Maintenance and staff recommend this extension at a total cost not to exceed $118,000.00.

NOW THEREFORE BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to renew the contract with Waste Management of New York LLC, for removal and disposal of miscellaneous construction debris for the period July 1, 2022 to June 30, 2023, at a total cost not to exceed $118,000.00. Expenses for this contract will be charged to account no. 00660106-442100.

MOTION TO APPROVE

MADE BY MRS. PETRUCCI

2ND BY MR. ROOSEVELT

AYES 3 NOES 0

Board Meeting of May 25, 2022
AUTHORIZATION FOR CHANGE ORDER TO BLANKET ORDER NO. 22200029 FOR DISPOSAL OF CONSTRUCTION DEBRIS

WHEREAS: On May 26, 2021, the Board of the Buffalo Sewer Authority authorized a contract with Waste Management of NY LLC, for the removal and disposal of miscellaneous construction debris at a unit cost of $59.00 per ton, up to a maximum amount of $118,000.00 for the period July 1, 2021 through June 30, 2022; and

WHEREAS: Blanket Order No. 22200029 was established for these services; and

WHEREAS: Due to an increase in emergency repair jobs, it is necessary to increase the maximum amount allowed for these services by $30,000.00, making the total cost not to exceed $148,000.00 for fiscal year 2021-2022; and

NOW THEREFORE BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes a change order in the amount of $30,000.00 to Blanket Order No. 22200029 for the removal and disposal of miscellaneous construction debris provided by Waste Management of NY LLC, for a total cost not to exceed $148,000.00, through June 30, 2022. Expenses for this contract will be charged to account no. 00690106-442100.

MOTION TO APPROVE

MADE BY MRS. PETRUCCI

2ND BY MR. ROOSEVELT

AYES 3 NOES 0

Board Meeting of May 25, 2022
AUTHORIZATION FOR CHANGE ORDER TO BLANKET ORDER NO. 22200247 FOR PURCHASE OF DIESEL FUEL

WHEREAS: On June 23, 2021, the Board of the Buffalo Sewer Authority authorized the Buffalo Sewer Authority’s Sewer Maintenance department to utilize New York State contract pricing for Diesel Fuel at a maximum cost of $85,000.00 for the period July 1, 2021 through June 30, 2022; and

WHEREAS: Blanket Order No. 22200247 was established for these services; and

WHEREAS: Due to a larger than anticipated increase in the daily cost of fuel, it is necessary to increase the maximum amount allowed for these purchases by an estimated $30,000.00, making the total cost not to exceed $115,000.00 for fiscal year 2021-2022; and

NOW THEREFORE BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes a change order in an amount not to exceed $30,000.00 to Blanket Order No. 22200247 for the purchase of diesel fuel provided by NOCO Energy Corp. for a total cost not to exceed $115,000.00, through June 30, 2022. Expenses for this contract will be charged to account nos. 00690105-462600 and 00520105-462600.

MOTION TO APPROVE

MADE BY MRS. PETRUCCI

2ND BY MR. ROOSEVELT

AYES 3 NOES 0

Board Meeting of May 25, 2022
ITEM NO. 18

CHANGE ORDER NO. 3 – CONTRACT NO 82000002

CONTRACTOR: Quackenbush Company Inc.
495 Kennedy Road
Buffalo, New York 14227

ORIGINAL CONTRACT COST $455,777.00

PREVIOUS CHANGE ORDER $346,961.00

CONTRACT RENEWAL 2020-2021 $600,000.00
CONTRACT RENEWAL 2021-2022 $600,000.00
PREVIOUS CHANGE ORDER $195,000.00
CONTRACT CLOSE OUT $375,000.00
ADJUSTED CONTRACT COST $2,572,738.00

WORK: In-Plant Mechanical Services

DESCRIPTION OF CHANGE OR EXTRA WORK:

Item #1 $375,000.00 – Additional planned and unplanned mechanical work and repairs projected through balance of 2021-2022 to close out the overall contract term.

REASON FOR CHANGE OR EXTRA WORK:

Item#1 Further plant repair work needed to satisfy treatment plant operability, availability and safety concerns for the remaining 2021-2022 fiscal year.

COST OF CHANGE OR EXTRA WORK:

Item #1 $375,000.00

THE TOTAL COST OF THE CHANGE OR EXTRA WORK $375,000.00

The total INCREASE to the contract as a result of this Change Order is $375,000.00

CHANGE ORDERS

WHEREAS: On June 19, 2019, the Board of the Buffalo Sewer Authority hereby approved to enter into and execute a contract with Quackenbush Company, Inc., to provide In-Plant Mechanical Maintenance services for the period July 1, 2019 to June 30, 2020, with an option to renew for two (2) one-year periods, at an annual cost not to exceed $445,777.00.

WHEREAS: On May 27, 2020, the Board of the Buffalo Sewer Authority hereby approved Change Order No. 1 to Contract No. 82000002, increasing the contract cost in the amount of $346,961.00, making the adjusted contract cost $792,738.00.
WHEREAS: On May 6, 2020, the Board of the Buffalo Sewer Authority authorized the General Manager to renew the contract with Quackenbush Company, Inc., for In-Plant Mechanical Services for the period July 1, 2020 through June 30, 2021, at a total cost not to exceed $600,000.00.

WHEREAS: On May 26, 2021, the Board of the Buffalo Sewer Authority authorized the General Manager to renew the contract with Quackenbush Company, Inc., for In-Plant Mechanical Services for the period July 1, 2021 through June 30, 2022, at a total cost not to exceed $600,000.00.

WHEREAS: On September 29, 2021, the Board of the Buffalo Sewer Authority hereby approved Change Order No. 2 to Contract No. 82000002, increasing the contract cost in the amount of $195,000.00, making the adjusted contract cost $2,197,738.00.

CONTRACT SUPPLEMENT CODITIONS:

1. The contract completion date established in the original contract or as modified by previous contract 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 Contract Close Out Change Order amount to Contract No. 82000002 as written in the above Agenda Item, increasing the contract cost in the amount of $375,000.00, making the adjusted contract cost $2,572,738.00.

MOTION TO APPROVE

MADE BY MR. ROOSEVELT

2ND BY MRS. PETRUCCI

AYES 3 NOES 0

Board Meeting of May 25, 2022
REPORT ON BIDS RECEIVED – IN-PLANT MECHANICAL MAINTENANCE SERVICES

WHEREAS:  Formal bids were solicited and received for In-Plant Mechanical Services for a one-year period, July 1, 2022 to June 30, 2023, with an option to renew for four (4) one-year periods; and

WHEREAS:  The following bids were received and opened by the Purchase Department on May 3, 2022:

<table>
<thead>
<tr>
<th></th>
<th>Quackenbush</th>
<th>JW Danforth</th>
<th>DV Brown</th>
<th>Mollenberg</th>
<th>Hohl Ind.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Labor Costs</td>
<td>$1,391,070.00</td>
<td>$1,558,405.00</td>
<td>$1,817,588.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Equip. Rental Costs</td>
<td>$2,077.00</td>
<td>$5,677.00</td>
<td>$7,125.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Parts/Materials</td>
<td>$236,500.00</td>
<td>$247,250.00</td>
<td>$247,250.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Sub-Contractor Mark Up</td>
<td>10.00%</td>
<td>15.00%</td>
<td>15.00%</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Grand Total</td>
<td>$1,629,647.00</td>
<td>$1,811,332.00</td>
<td>$2,071,963.00</td>
<td>No Bid</td>
<td>No Response</td>
</tr>
</tbody>
</table>

WHEREAS:  The Superintendent of Mechanical Maintenance and staff have reviewed the bids received and recommend this service be awarded to the lowest bidder, Quackenbush, at a total cost not to exceed $1,629,647.00.

NOW THEREFORE  BE IT RESOLVED:  That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to enter into and execute a contract with Quackenbush, 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. Expenses for this contract will be charged to account no. 00520106-443421.

MOTION TO APPROVE

MADE BY MRS. PETRUCCI

2ND BY MR. ROOSEVELT

AYES 3 NOES 0

Board Meeting of May 25, 2022
REPORT ON BIDS RECEIVED – PURCHASE OF SEVEN (7) NEW AND UNUSED ACTUATORS

WHEREAS: Bids were solicited for the purchase of seven (7) new unused various type actuators for the secondaries project; and

WHEREAS: The following bids were received by the Purchasing Department:

<table>
<thead>
<tr>
<th>VENDOR</th>
<th>BID</th>
</tr>
</thead>
<tbody>
<tr>
<td>R.M. Headlee</td>
<td>$45,797.00</td>
</tr>
<tr>
<td>Nibsco</td>
<td>$76,411.85</td>
</tr>
<tr>
<td>FCX Performance</td>
<td>$50,217.00</td>
</tr>
</tbody>
</table>

; and

WHEREAS: The Superintendent of Mechanical Maintenance and staff have reviewed the bids and recommend this purchase be awarded to the lowest responsible bidder, R.M. Headlee at a cost of $45,797.00, 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 actuators from R.M. Headlee at a total cost of $45,797.00. This purchase will be charged to account number 00290105-466107.

MOTION TO APPROVE

MADE BY MRS. PETRUCCI

2ND BY MR. ROOSEVELT

AYES 3 NOES 0

Board Meeting of May 25, 2022
ITEM NO. 21

REPORT ON BIDS RECEIVED - MEGASTRUCTURE STAIR TOWER REHABILITATION AND MAINTENANCE BUILDING FLOOR REHABILITATION

WHEREAS: Formal bids were advertised and solicited for Megastructure Stair Tower Rehabilitation and Maintenance Building Floor Rehabilitation. The following bids were received and opened by the Buffalo Sewer Authority on Wednesday, May 11, 2022 at 11:00 AM:

<table>
<thead>
<tr>
<th>Contractor</th>
<th>Base Bid</th>
</tr>
</thead>
<tbody>
<tr>
<td>American Contracting &amp; Environmental Services, Inc.</td>
<td>$1,211,000.00</td>
</tr>
</tbody>
</table>

; and

WHEREAS: The proposals were received and the contract will be awarded on the basis of unit bid and lump sum prices. The bids do not reflect the true amount of the contract; and

WHEREAS: The consulting engineer, AECOM has reviewed the packages and recommends awarding this contract to the low bidder, American Contracting & Environmental Services, Inc.

WHEREAS: The Treatment Plant Administrator concurs with the recommendation to award this contract to the low bidder, American Contracting & Environmental Services, Inc.

NOW THEREFORE BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to enter into and execute a contract with American Contracting & Environmental Services, Inc. for the Megastructure Stair Tower Rehabilitation and Maintenance Building Floor Rehabilitation Project at a cost not to exceed $1,211,000.00. Expenses for this contract shall be charged to account no. 02000548-490740.

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

Board Meeting of May 25, 2022
ITEM NO. 22

AUTHORIZATION FOR CHANGE ORDER TO BLANKET PURCHASE ORDER NO. 22200558

WHEREAS: On January 26, 2022, the Buffalo Sewer Authority entered into a blanket order agreement with Emerson Process Management to perform Field Engineering services associated with the Ovation Distributed Control System at the Buffalo Sewer Authority for the period January 26, 2022 to June 30, 2022, at a total cost not to exceed $30,000.00; and

WHEREAS: It became necessary to enlist Emerson Field Engineers to assist in additional engineering services in order to integrate Real Time Control projects into Ovation Distributed Control System; and

WHEREAS: It is now necessary to increase the Blanket Purchase Order No. 22200558 in the amount of $25,000.00 for a total cost of $55,000.00 through June 30, 2022; and

WHEREAS: The Treatment Plant Administrator and staff recommend this increase at a total cost not to exceed $55,000.00.

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 $25,000.00, increasing Blanket Purchase Order No. 22200558 with Emerson Process Management to perform Field Engineering services at the Buffalo Sewer Authority facilities, from $30,000.00 to $55,000.00 through June 30, 2022. Funds for this change order will be charged to account no 00200106 - 432004.

MOTION TO APPROVE

MADE BY MRS. PETRUCCI

2ND BY MR. ROOSEVELT

AYES 3 NOES 0

Board Meeting of May 25, 2022
ITEM NO. 23

CHANGE ORDER NO. 1 – CONTRACT NO. 82000025

CONTRACTOR: Destro & Brothers Concrete Co., Inc.   ORIGINAL CONTRACT COST $2,997,886.00
132 Dingens Street PREVIOUS CHANGE ORDER $0.00
Buffalo, NY 14206 THIS CHANGE ORDER $1,500,000.00

ADJUSTED CONTRACT COST $4,497,886.00

WORK: Miscellaneous System Wide Sewer Repairs

DESCRIPTION OF CHANGE OR EXTRA WORK:

Item #1  Increase in Contract Amount

Item #2  Adjustment of Bid Item Costs to Reflect Inflation per the Attached Schedule Retroactive to March 1, 2022.

REASON FOR CHANGE OR EXTRA WORK:

Item #1  Additional work has been identified, exceeding the initial contract estimates.

Item #2  Petroleum costs and as a result plastic and oil costs have risen precipitously in the past year.

COST OF CHANGE OR EXTRA WORK:

Item #1  $1,500,000.00

Item #2  $0.00

THE TOTAL COST OF THE CHANGE OR EXTRA WORK: $1,500,000.00

The Total INCREASE to the Contract as a result of this Change Order is $1,500,000.00

WHEREAS: On July 29, 2020 the Board of the Buffalo Sewer Authority authorized the General Manager to enter into and execute a contract with Destro & Brothers Concrete Co., Inc., for Miscellaneous System Wide Sewer Repairs project at a cost not to exceed $2,997,886.00; and

WHEREAS: Due to supply chain issues, and global concerns, the ongoing pandemic, and other domestic and international issues, the price for petroleum, steel, asphalt, and plastic pipe has risen precipitously between July 2020 and May 2022; and

WHEREAS: The following inflationary adjustments have been proposed:
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Note: Fuel, Asphalt and Steel price adjustments shall utilize the above conversion factors and NYSDOT posted prices per unit with baseline of July 2020.

WHEREAS: The Principal Sanitary Engineer and staff have reviewed a request for a Change Order No. 1 to Contract No. 82000025 in the amount of $1,500,000.00 as detailed above and recommend its approval.

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 07/01/2023.

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

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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. 82000025 as written in the above Agenda Item, increasing the contract cost in the amount of $1,500,000.00 making the adjusted contract cost $4,497,886.00.

MOTION TO APPROVE

MADE BY MRS. PETRUCCI

2ND BY MR. ROOSEVELT

AYES 3 NOES 0

Board Meeting of May 25, 2022
CSEA BUFFALO SEWER AUTHORITY UNIT #6715 NEGOTIATING TEAM

WHEREAS: The Current Contract Between the Buffalo Sewer Authority and the CSEA, Local 1000 AFSCME, AFL-CIO is for July 1, 2018 through June 30, 2022. The negotiating process is set to commence for a future contract; and

WHEREAS: In accordance with Section 5 of the contract, “upon prior formal written request and the Buffalo Sewer Authority Board approval, any member of the Union who is elected or designated to attend a function of the Union, international or other subordinate body, shall be permitted to attend such functions and shall be granted the necessary time off, without loss of either time or pay, provided that the said time off is a reasonable duration as determined by the Department Head.”; and

WHEREAS: The CSEA Buffalo Sewer Authority Unit #6715 has appointed a negotiating team consisting of: Julia Olszewski, President, Denis Deegan, Vice President, Sean Morrison, Secretary, Richard Bonner, Treasurer, Thomas Mancini and Dennis Smith.

NOW THEREFORE BE IT RESOLVED: That the Buffalo Sewer Authority Board recognizes the members of the negotiating team and the General Manager allows the Department Heads to approve intermittent Union Business time during the negotiating process.

MOTION TO APPROVE

MADE BY MRS. PETRUCCI

2ND BY MR. ROOSEVELT

AYES 3  NOES 0

Board Meeting of May 25, 2022
ITEM NO. 25

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 position to Job Classification Plan:

One (1) Intergovernmental Coordinator (Exempt)
00110111 411001

MOTION TO APPROVE

MADE BY MR. ROOSEVELT

2ND BY MRS. PETRUCCI

AYES 3 NOES 0

Board Meeting of May 25, 2022
ITEM NO. 26

UPGRADE IN EXEMPT POSITION

WHEREAS: The Board of the Buffalo Sewer Authority is restructuring its Exempt Administrative Managerial staff; and

WHEREAS: The Board of the Buffalo Sewer Authority has reviewed and approved the duties of its Exempt Administrative Managerial staff; and

WHEREAS: The Board desires to upgrade the position of Director of Sewer Maintenance from Job Group Xlb (M37) to Job Group XIIIIB (M29).

NOW THEREFORE BE IT RESOLVED: That the Board of the Buffalo Sewer Authority approves the above upgrade.

MOTION TO APPROVE

MADE BY MRS. PETRUCCI

2ND BY MR. ROOSEVELT

AYES 3 NOES 0

Board Meeting of May 25, 2022
CONFIRMATION OF APPOINTMENTS

PREVENTIVE MAINTENANCE COORDINATOR (SEWER AUTHORITY) (PROVISIONAL)
SEWAGE TREATMENT PLANT
$54,562 PER ANNUM
EFFECTIVE: MAY 9, 2022

BLAKE HARPER
102 WINGATE
BUFFALO, NY 14216

WASTEWATER TREATMENT PLANT OPERATOR II (PERMANENT)
SEWAGE TREATMENT PLANT
$23.72 HOURLY
EFFECTIVE: MAY 2, 2022

ERIC THIBAULT
149 SWAN APT 402
BUFFALO, NY 14203

WASTEWATER TREATMENT PLANT OPERATOR II (PERMANENT)
SEWAGE TREATMENT PLANT
$22.89 HOURLY
EFFECTIVE: MAY 2, 2022

STEPHEN O’CONNELL
20 CRESTWOOD
BUFFALO, NY 14216

EQUIPMENT OPERATOR (PERMANENT)
SEWER MAINTENANCE DIVISION
$26.14 HOURLY
EFFECTIVE: MAY 9, 2022

FREDDIE WALKER
62 CARL
BUFFALO, NY 14215
SEWER CONSTRUCTION WORKER (PROVISIONAL)
SEWER MAINTENANCE DIVISION
$24.87 HOURLY
EFFECTIVE: MAY 9, 2022

KEVIN BRIGGS
684 EAST UTICA
BUFFALO, NY 14211

TYPIST (PERMANENT)
CITY HALL ADMINISTRATION
$42,232 PER ANNUM
EFFECTIVE: MAY 9, 2022

DESIREE BRIGGS
45 ENGLEWOOD
BUFFALO, NY 14214

TYPIST (PERMANENT)
CITY HALL ADMINISTRATION
$42,232 PER ANNUM
EFFECTIVE: MAY 9, 2022

LEAH ROSSI
660 CRESCENT
BUFFALO, NY 14216

TYPIST (PERMANENT)
TREATMENT PLANT ADMINISTRATION
$42,232 PER ANNUM
EFFECTIVE: MAY 9, 2022

CHELITTA SPENCER
248 HUMBOLDT PKWY
BUFFALO, NY 14214
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 MRS. PETRUCCI
2ND BY MR. ROOSEVELT
AYES 3 NOES 0

Board Meeting of May 25, 2022
ITEM NO. 28

ADJOURNMENT OF MEETING

MOTION TO APPROVE

MADE BY MRS. PETRUCCI

2ND BY MR. ROOSEVELT

AYES 3 NOES 0

Board Meeting of May 25, 2022