

BUFFALO SEWER AUTHORITY

REGULAR MEETING

May 3, 2023

9:00 A.M.

**Bird Island Treatment Facility, 90 West Ferry St.
Teleconference +1 917- 933-2166, ID #114 636 670**

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CALL OF THE ROLL

Present:

Absent:

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

ITEM NO. 1

Motion to Adopt the Minutes of the Meeting of April 5, 2023

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

ITEM NO. 2

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

As of March 31st, 2023

ISSUE DATE	MATURITY DATE	TOTAL DAYS	AMOUNT	BANK	RATE	INTEREST AMOUNT
CONSTRUCTION/CAPITAL IMPROVEMENT FUND						
31-Jul-12	MONEY MARKET		\$2,991,180.04	Key	0.01%	Public NOW
13-Jan-23	4-Apr-23	81	\$6,096,937.00	Key Banc Capital	4.55%	\$63,063.00
31-Jan-23	18-Apr-23	77	\$990,481.94	Key Banc Capital	4.45%	\$9,518.06
14-Feb-23	4-May-23	79	\$998,012.82	Key Banc Capital	4.51%	\$9,987.18
23-Feb-23	18-May-23	85	\$8,853,881.65	Key Banc Capital	4.65%	\$97,118.35
6-Mar-23	1-Jun-23	87	\$3,935,974.89	M&T Securities	4.68%	\$45,025.11
16-Mar-23	13-Jun-23	89	\$1,898,484.33	Bank on Buffalo	4.95%	\$23,515.67
23-Mar-23	28-Jun-23	97	\$6,877,037.63	Key Banc Capital	4.95%	\$92,962.37
31-Mar-23	11-Jul-23	102	\$2,559,351.50	Key Banc Capital	4.58%	\$33,648.50
			\$35,201,341.80			
LIABILITY AND CASUALTY RESERVE FUND						
31-Jul-12	MONEY MARKET		\$51,721.62	Key	0.01%	Public NOW
19-Jan-23	20-Apr-23	91	\$931,284.75	Key Banc Capital	4.50%	\$10,715.25
			\$983,006.37			
OPERATING FUND						
31-Jul-12	Super NOW		\$2,672,006.55	Key	0.01%	Public NOW
TRUST & AGENCY FUND						
31-Jul-12	Super NOW		\$4,880.90	Key	0.01%	Public NOW
SURPLUS FUND						
30-Nov-22	1-Jun-23	183	\$1,520.32	Wilmington U.S. Treasury	4.26%	
			\$10,003,260.81	M&T Securities	4.96%	\$258,739.19
			\$10,004,781.13			
NET REVENUE FUND						
25-Jan-23	27-Apr-23	92	\$185,892.98	Wilmington U.S. Treasury		
			\$4,499,652.00	M&T Securities	4.50%	\$52,348.00
28-Feb-23	25-May-23	86	\$4,661,410.09	M&T Securities	4.67%	\$52,589.91
29-Mar-23	29-Jun-23	92	\$6,927,408.00	M&T Securities	4.50%	\$80,592.00
			\$16,274,363.07			

BSA 2021 EIB FUND

			\$8,458.17	Cash	0.00%		
23-Feb-23	25-May-23	91	\$32,925,532.47	Key Banc Capital	4.66%	\$	392,467.53
28-Feb-23	27-Jun-23	119	\$9,987,969.20	M&T Securities	4.80%	\$	161,030.80
23-Mar-23	27-Jul-23	126	\$10,103,934.10	Key Banc Capital	4.62%	\$	166,065.90
			\$53,025,893.94				

DEBT RESERVE FUND

				Series J			
02-Jul-14	13-Nov-33	7076	\$515,879.00	UST State/Local Govt	2.70%		
				Series K			
02-Jul-14	15-Feb-33	6803	\$361,415.00	UST State/Local Govt	2.70%		
				Series L			
12-Nov-15	1-Oct-35	7263	\$689,547.00	UST State/Local Govt	2.44%		
				Series M			
27-Jun-14	1-May-44	10901	\$595,613.00	UST State/Local Govt	2.70%		
				Series N			
15-Nov-12	15-Apr-32	7091	\$2,167,157.00	UST State/Local Govt	2.42%		
				EFC 2021			
			\$3,595.97	Wilmington U.S. Treasury	4.26%		
3-Jan-23	11-May-23	128	\$318,919.68	M&T Securities	4.41%	\$	5,080.32
			\$322,515.65				
			\$0.01	DSF PRIN &INT			
				Wilmington Fund			

DSF 2021 EIB

			\$1,271,161.24	Wilmington Fund	4.26%		
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RECEIVE & FILEBoard Meeting of May 3rd, 2023

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

4/05/2023	00300103 BLOW Electric Light & Power	-\$7,000.00	00420103 AMHE Electric Light & Power	\$7,000.00
4/11/2023	00470105 WATE Equip Maintenance	-\$3,500.00	00500105 WALD Equip Maintenance	\$3,500.00

Sewer Maintenance

4/20/2023	00700107 Equipment	-\$4,000.00	00700105 MISC Supplies	\$4000.00
4/17/2023	00650103 SWRM Gas	-\$15,000.00	00650106 SWRM Maint. Contract	\$15,000.00
4/17/2023	00650103 SWRM Gas	-\$2,000.00	00650105 SWRM Office Supplies	\$2,000.00
4/17/2023	00650103 SWRM Gas	-\$5,000.00	00690105 AUTO Automotive Repair	\$5,000.00

General Financial Charges

3/27/2023	00800183 FIN Contingency	-\$26,000.00	00200107 PLAN Office Equipment	\$26,000.00
4/03/2023	00800183 FIN Contingency	-\$12,000.00	00110106 ADMIN Rentals	\$12,000.00
4/12/2023	00800183 FIN Contingency	-\$1,600.00	00100104 BOARD Travel Expenses	\$1,600.00
4/14/2023	00800183 FIN Contingency	-\$5,000.00	00650108 SWRM Insurance	\$5,000.00
4/14/2023	00800183 FIN Contingency	-\$200,000.00	00200108 PLAN Insurance	\$200,000.00
4/17/2023	00800183 FIN Contingency	-\$45,000.00	00200106 PLANT Maint. Contract	\$45,000.00

RECEIVE & FILE
Board Meeting of May 3, 2023

ITEM NO. 4

INFORMATIVE: PUBLIC NOTICE - MS4 ANNUAL REPORT (MARCH 2022 - MARCH 2023) AND STORMWATER MANAGEMENT PLAN (SWMP)

New York State's Municipal Separate Storm Sewer System (MS4) SPDES Permit, Section 2e: Public Involvement/Participation requires that the Buffalo Sewer Authority present the Draft Annual Report and the Stormwater Management Program (SWMP) Plan in a format that is open to the public, where the public can ask questions about and make comments on the report(s).

The Buffalo Sewer Authority (BSA) will make the Draft MS4 Annual Report and the SWMP available on the BSA's website: www.buffalosewer.org/transparency from May 15, 2023 to May 30, 2023 for public review and comment.

The MS4 Annual Report for March 10, 2022 – March 9, 2023 will be completed and submitted to the NYS Department of Environmental Conservation (NYSDEC) after the public review and comment period. The final MS4 Annual report and the SWMP will also be available on the BSA's website: www.buffalosewer.org/about/transparency.

This item is presented to the Board for their information to be acknowledged and received and filed.

RECEIVE & FILE
Board Meeting of May 3, 2023

ITEM NO. 5

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 prior fiscal year; and

WHEREAS: The following services were received during a prior fiscal year and charged to the 2021-2022 budget account no. 00800108-480214

VENDOR	INVOICE	AMOUNT
UniFirst Corp.	0551780719	\$1,520.56
National grid	041223-0691293115	\$1,517.65
National grid	041623-0691293115	\$900.19
National grid	041923-0691293115	\$1,163.18

WHEREAS: The Executive Secretary and staff recommend the above payments 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 _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of May 3, 2023

ITEM NO. 6

TRAVEL AUTHORIZATION - PITTSBURGH, PA

WHEREAS: The Buffalo Sewer Authority has installed an Emerson Ovation Distributed Control System used for operations and control of the treatment plant process. The project was completed in June of 2019; and

WHEREAS: On March 10, 2021 The board of the Buffalo Sewer Authority authorized the General Manager to enter into and execute a contract with Emerson Process Control to upgrade the current Ovation Distributed Control System. A factory acceptance test at Emerson’s facility in Pittsburgh is necessary to validate the upgrade to the newest version of Ovation control software as it applies to the BSA project.; and

WHEREAS: The General Manager and the Treatment Plant Administrator recommend that the Senior Instrument Technician and the Shift Superintendent attend the factory acceptance test, for the ongoing Emerson upgrade project.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the Buffalo Sewer Authority Senior Instrument Technician and Shift Superintendent to travel to Pittsburgh, PA from May 22nd through May 25th, 2023 to attend the factory acceptance test for the ongoing Emerson upgrade project, at a cost not to exceed \$2,000.00. Expenses for this travel shall be charged to account no. 00200104-458010.

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of May 3, 2023

ITEM NO. 7

TRAVEL AUTHORIZATION - LOUISVILLE, KY

WHEREAS: The Buffalo Sewer Authority is continuing strategic efforts, focused on effective utility management approach endorsed by National Association of Clean Water Agencies (NACWA); and

WHEREAS: The NACWA Utility Leadership Conference will be held in Louisville, Kentucky from July 11 – July 14, 2023, covering latest approaches, practices, peer-to-peer developments, case studies and research in various areas of utility leadership; and

WHEREAS: The General Manager serves as Vice President and will become the new President on the NACWA Board representing Environmental Protection Agency Region 2; and

WHEREAS: The Chairman of the Board and General Manager are leading the efforts in exploration of best industry performance practices; and

WHEREAS: The Board Chairman recommends attendance for himself and the General Manager for the NACWA Utility Leadership Conference.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the Chairman of the Board and General Manager to travel to Louisville, KY from July 9 – July 15, 2023, to attend the NACWA Utility Leadership Conference at a total cost not to exceed \$7,500.00. Account nos. 00110104-458010, 00110104-458012, 00100104-458010 and 00100104-458012 will be utilized for this travel.

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of May 3, 2023

ITEM NO.8

TRAVEL AUTHORIZATION - CHICAGO, ILLINOIS

WHEREAS: The US Water Alliance has invited the City of Buffalo to participate in utility equity peer learning exchange that will include similar teams from other Great Lakes/Midwest cities; and

WHEREAS: The Authority serves as a peer city partner in the Water Equity Network and continues to benefit from the community-based initiatives that are developed through the virtual and in-person convening; and

WHEREAS: To facilitate peer learning, the US Water Alliance Water Equity Task Force Buffalo Learning Team will be meeting in Chicago, Illinois for the Great Lakes and Mid-West Regional Cohort Convening from July 18 – July 19, 2023; and

WHEREAS: As part of the Buffalo Learning Team, the Authority’s General Manager, Intergovernmental Coordinator and Special Assistant will participate in the peer exchange and panel discussions during the meeting to share priorities for future action; and

WHEREAS: The Board Chairman and General Manager recommends attendance at the Great Lakes and Mid-West Regional Cohort Convening for himself, Intergovernmental Coordinator and Special Assistant, as the Buffalo Learning Team Representatives for the US Water Alliance.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby formally authorizes the General Manager, Intergovernmental Coordinator and Special Assistant to travel to Chicago, Illinois from July 17 – July 20, 2023 to participate in the US Water Alliance Water and Equity Task Force, Great Lakes and Mid-West Regional Cohort Convening at a cost not to exceed \$5,000.00. Expenses for this travel shall be charged to accounts 00110104-458010 and 00110104-458012.

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of May 3, 2023

ITEM NO. 9

TRAVEL AUTHORIZATION - CHICAGO, ILLINOIS

WHEREAS: The Water Environment Federation’s Annual Technical Exhibition and Conference (WEFTEC) will be held September 30 – October 4, 2023, in Chicago, IL; and

WHEREAS: The Buffalo Sewer Authority staff annually participates in this international event to keep abreast of the latest technologies, innovations and research in the wastewater field through peer-to-peer interactions; and

WHEREAS: The Board Chairman and General Manager recommends attendance to the Water Environment Federation’s Annual Technical Exhibition and Conference (WEFTEC) for the Board Chairman, General Manager, Superintendent of Mechanical Maintenance, Treatment Plant Superintendent, Treatment Plant Administrator, Principal Sanitary Engineer, Senior Instrument Tech and Senior Engineer; and

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes travel from September 29 – October 5, 2023 for the Board Chairman, General Manager, Superintendent of Mechanical Maintenance, Treatment Plant Superintendent, Treatment Plant Administrator, Principal Sanitary Engineer, Senior Instrument Tech and Senior Engineer to attend the Water Environment Federation’s Annual Technical Exhibition and Conference (WEFTEC) in Chicago, IL, at a total cost not to exceed \$17,000.00. Funds are available in account nos., 00110104-458010, 00110104-458012, 00100104-458010 and 00100104-458012 00520104-458010, 00520101-458012, 00200104-458010, 00200104-458012 and 00600104-458010 and 00600104-458012.

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of May 3, 2023

ITEM NO. 10

REPORT OF BIDS RECEIVED-SLUDGE INCINERATOR REFRACTORY REHABILITATION

WHEREAS: Formal bids were advertised and solicited for Sludge Incinerator Refractory Rehabilitation at the Bird Island Treatment Facility. The following bids were received and opened by the Buffalo Sewer Authority on April 12, 2023:

			PLIBRICO	INDUSTRIAL FURNACE	K & E FABRICATING
A.	(1) Hourly rate 1 st person		\$127.15		
	Craft:		Bricklayer		
	(2) Hourly rate 2 nd person		\$113.75		
	Craft:		Laborer		
	Hourly team rate (1+2)		\$240.90		
	Estimated team hours:	520			
	Total team labor charges		\$125,268.00		
B.	Item 3-miscellaneous refractory removal, repair and replacement		\$13,875.00		
C.	Removal & disposal of ash/debris		\$3,550.00		
D.	Venturi scrubber & sieve tray scrubber				
	(1) Hourly rate 1 st person		\$151.50		
	Craft:		Boiler Maker		
	(2) Hourly rate 2 nd person		\$140.25		
	Craft:		Welder		
	Hourly team rate (1+2)		\$291.75		
	Estimated team hours:	45			
	Total team labor charges		\$13,128.75		
E.	Parts/materials, as required and Not provided:				
	Percent mark-up over cost		20%		
	Estimated cost of parts/materials	\$20,000.00	\$24,000.00		
	GRAND TOTAL (A+B+C+D+E)		\$179,821.75	NO BID	NO RESPONSE

; and

WHEREAS: The Treatment Plant Superintendent and staff reviewed the quotes received and recommend the services be awarded to the only bidder, Plibrico Company; at a total cost not to exceed \$179,821.75; 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 Sludge Incinerator Refractory Rehabilitation with Plibrico Company, in the amount of \$179,821.75. This service will be charged to account no.00380106-443301.

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of May 3, 2023

ITEM NO. 11

REPORT ON BIDS RECEIVED-PURCHASE OF VACUUM PUMP BLOWER

WHEREAS: Formal bids were advertised and solicited for purchase of Vacuum Pump Blower at the Bird Island Treatment Facility. The following bids were received and opened by the Buffalo Sewer Authority on April 19, 2023:

VENDOR	Manufacturer	Model	Cost
Stark Compression, LLC	Howden Roots	1228rvs-v-n-pl-36 Bloge Vacuum	\$124,296.00
PowerFlo Technologies			NO BID
KJ Electric			NO RESPONSE
International Process Plants			NO RESPONSE
Kinequip			NO RESPONSE

: and

WHEREAS: The Treatment Plant Superintendent and staff reviewed the quote received and recommend the purchase be awarded to the only bidder, Stark Compression, LLC; at a total cost not to exceed \$124,296.00; 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 purchase one (1) Vacuum Pump Blower with Stark Compression, LLC, in the amount of \$124,296.00. This purchase will be charged to account no. 00380105-466107.

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of May 3, 2023

ITEM NO. 12

AUTHORIZATION TO ENTER INTO A CONTRACT WITH UNIFIRST CORPORATION FOR UNIFORMS AND/OR UNIFORM SERVICES

WHEREAS: After a national competitive bid, the Sourcewell Service Cooperative awarded a contract to UniFirst Corporation for uniforms and/or uniform services; and

WHEREAS: The Buffalo Sewer Authority is a member of the Sourcewell Service Cooperative; and

WHEREAS: In compliance with the New York State Office of General Services, the Buffalo Sewer Authority proposes to utilize the Sourcewell Service Cooperative contract #040920-UFC awarded to UniFirst Corporation for uniforms, coveralls and lab coats for the 2023-2024 fiscal year at a cost not to exceed \$70,888.48.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to enter into a contract with UniFirst Corporation for uniforms and/or uniform services for the fiscal year 2023-2024 at a cost not to exceed \$70,888.48. Expenses for this contract will be charged to account nos. 00200106-442330, 00520106-442330 and 00650106-442330.

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of May 3, 2023

ITEM NO. 13

AUTHORIZATION FOR CHANGE ORDER TO BLANKET ORDER NO. 22300064 FOR OVERHEAD DOOR PREVENTIVE MAINTENANCE & REPAIR SERVICES

WHEREAS: On April 6, 2022, the Board of the Buffalo Sewer Authority renewed a contract with Legacy Overhead and Entry Door Co., LLC for overhead door preventive maintenance and repair services for the period July 1, 2022 to June 30, 2023, at a total not to exceed \$45,960.00; and

WHEREAS: Blanket Order No. 22300064 was established for these services; and

WHEREAS: Due to aging and repetitive usage of the overhead doors in the Sewer Maintenance Garages, the operating systems for the doors have been malfunctioning and causing a safety issue. It has been determined that it would be more feasible to schedule the replacements to prevent an emergency situation; and

WHEREAS: A quote was requested and received by the Director of Sewer Maintenance in the amount of \$28,890.00 for nine (9) operating systems. The quotes were reviewed and determined to be in accordance with the existing contract terms.

WHEREAS: The Director of Sewer Maintenance and staff recommend increasing the current blanket order by \$28,890.00 for these services, making the total cost not to exceed \$74,850.00; and

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes a change order in the amount of \$28,890.00 to Blanket Order No. 22300064 for the repair services for the overhead doors by Legacy Overhead and Entry Door Co., LLC, for a total cost not to exceed \$74,850.00, through June 30, 2023. Expenses for this contract change will be charged to account no. 00650106-443421.

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of May 3, 2023

ITEM NO. 14

AUTHORIZATION FOR CHANGE ORDER TO BLANKET ORDER NO. 22300024 FOR DISPOSAL OF CONSTRUCTION DEBRIS

WHEREAS: On May 25, 2022, the Board of the Buffalo Sewer Authority renewed 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, 2022 through June 30, 2023; and

WHEREAS: Blanket Order No. 22300024 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 2022-2023; 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. 22300024 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, 2023. Expenses for this contract will be charged to account no. 00660106-442100.

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of May 3, 2023

ITEM NO. 15

REPORTS ON BIDS RECEIVED – REMOVAL AND DISPOSAL OF MISCELLANEOUS CONSTRUCTION DEBRIS

WHEREAS: Formal bids were advertised and solicited for Removal and Disposal of Miscellaneous Construction Debris for a one-year period, July 1, 2023 through June 30, 2024, with an option to renew for four (4) one-year periods; and

WHEREAS: The following bids were received and opened by the Buffalo Sewer Authority Purchase Department on March 7, 2023:

Vendor	Disposal Site	Price Per Ton (Approx. 2,000 tons)	Total Annual Cost
Waste Management of New York, LLC	East Side Transfer Station 793 South Ogden Buffalo, NY 14206	\$65.00	\$130,000.00
Modern Disposal Services, Inc.	NEI Transfer Station 3675 Jeffery Blvd. Blasdell, NY 14219	\$70.00	\$140,000.00
Geiter Done of WNY, Inc.		NO BID	

; and

WHEREAS: The Director of Sewer Maintenance and staff have reviewed the quotes received and recommend awarding the contract to the responsible low bidder, Waste Management of New York, LLC.

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 the Removal and Disposal of Miscellaneous Construction Debris with Waste Management of New York, LLC, at a unit cost of \$65.00/ton up to a maximum account of \$130,000.00 for a one-year period, July 1, 2023 through June 30, 2024, with an option to renew for four (4) one-year periods. Expenses for this contract will be charged to account no. 00660106-442100.

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

ITEM NO. 16

WITHDRAW ITEM NO. 25 OF THE MARCH 1, 2023, BOARD MEETING

WHEREAS: On March 1, 2023, the Board of the Buffalo Sewer Authority tabled item number 25, Changer Order No. 1 to Purchase Order No. 22300059 for Door Repair & Preventive Maintenance Services; and

WHEREAS: The Superintendent of Mechanical Maintenance recommends that this item be withdrawn from consideration.

NOW THEREFORE
BE IT RESOLVED: That Resolution No. 25 of the Board Meeting of March 1, 2023 is hereby withdrawn

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of May 3, 2023

ITEM NO. 17

AUTHORIZATION FOR CHANGE ORDER TO BLANKET PURCHASE ORDER NO. 22300059

CONTRACTOR:	ORIGINAL CONTRACT COST	\$184,800.00
Sicoli Construction Services, Inc.	CONTRACT RENEWAL 2021-2022	\$102,000.00
4800 Hyde Park Blvd	CONTRACT RENEWAL 2022-2023	\$102,000.00
Niagara Falls, NY 14305	THIS CHANGE ORDER NO. 1	<u>\$191,000.00</u>
	ADJUSTED CONTRACT COST	\$579,800.00

WORK: Door Repair & Preventive Maintenance Services

DESCRIPTION OF CHANGE OR EXTRA WORK:

Item #1 \$191,000.00 – Additional repairs and service support projected through balance of 2022-2023.

REASON FOR CHANGE OR EXTRA WORK:

Item#1 Significant door, door frame, hardware and accessory needs and repairs due to excessive damage & wear from years of extended deferred maintenance.

COST OF CHANGE OR EXTRA WORK:

Item #1 \$191,000.00

THE TOTAL COST OF THE CHANGE OR EXTRA WORK \$191,000.00

The total INCREASE to the contract as a result of this Change Order is \$191,000.00

CHANGE ORDERS

WHEREAS: On February 12, 2020, the Board of the Buffalo Sewer Authority approved to enter into and execute a contract with Sicoli Construction, to provide the Inspection and Preventative Maintenance and Repair Services to approximately 560 passageway doors at the Bird Island Treatment Facility and Outlying Stations for the period beginning March 1, 2020 to June 30, 2021 with an option to renew for three (3) one-year periods, at an annual cost not to exceed \$184,800.00

WHEREAS: On March 10, 2021, the Board of the Buffalo Sewer Authority authorized the General Manager to renew the contract with Sicoli Construction to provide the inspection and preventative maintenance and repair services to approximately 560 passageway doors for the period July 1, 2021 to June 30, 2022, at a total cost not to exceed \$102,000.00

WHEREAS: On April 6, 2022, the Board of the Buffalo Sewer Authority authorized the General Manager to renew the contract with Sicoli Construction to provide the inspection and preventative maintenance and repair services to approximately 560 passageway doors for the period July 1, 2022 to June 30, 2023, at a total cost not to exceed \$102,000.00

WHEREAS: It is now necessary to increase the Blanket Purchase Order No. 22300059 in the amount of \$191,000.00 from \$102,000.00 to \$293,000.00 through June 30, 2023; and

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 authorizes the General Manager to approve a change order in the amount of \$191,000.00, increasing Blanket Purchase Order No. 22300059 with Sicoli Construction to provide the inspection and preventative maintenance and repair services to approximately 560 passageway doors at the Buffalo Sewer Authority facilities, from \$102,000.00 to \$293,000.000 through June 30, 2023, making the adjusted contract cost \$579,800.00. Funds for this change order will be charged to account no. 00520106-443421.

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of May 3, 2023

ITEM NO. 18

AUTHORIZATION FOR PURCHASE - GORMAN RUPP PUMP PARTS

WHEREAS: On July 29, 2015, the Board of the Buffalo Sewer Authority designated Gorman Rupp Company, the original equipment manufacturer, and/or their authorized local representative, as a sole source for the purchase of Gorman Rupp brand pumps installed at the Bird Island Facility; and

WHEREAS: The Superintendent of Mechanical Maintenance has determined a need for additional purchase of Gorman Rupp brand parts for preventative maintenance and equipment repairs. A quote was requested and received from Siewert Equipment, the authorized local representative, in the amount of \$25,741.26; and

WHEREAS: Monies payable to date to Siewert Equipment, in fiscal year 2022-2023 are \$0.00, This purchase will bring the total monies payable for purchase to \$25,741.26; and

WHEREAS: The Treatment Plant Superintendent, Superintendent of Mechanical Maintenance and staff reviewed the quote received and recommend restock of these additional Gorman Rupp brand parts; 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 purchase Gorman Rupp brand pump parts for a total cost of \$25,741.26. This purchase will be charged to account no. 00340105-466107. The Board further authorizes total monies payable to Siewert Equipment in the amount of \$25,741.26 for fiscal year 2022-2023.

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of May 3, 2023

ITEM NO. 19

EXTENSION OF THE CONTRACT FOR IN-PLANT ELECTRICAL MAINTENANCE SERVICES

WHEREAS: On June 23, 2021, the Board of the Buffalo Sewer Authority awarded a contract to O’Connell Electric Company, Inc., for In-Plant Electrical Maintenance Services at a total cost not to exceed \$600,000.00 for the fiscal year 2021-2022 with up to four (4) one-year renewals beginning July 1, 2021; and

WHEREAS: On June 22, 2022, O’Connell Electric Company, Inc., agreed to extend this contract for one (1) additional year at a cost not to exceed \$1,418,616.00 for fiscal year 2022-2023; and

WHEREAS: O’Connell Electric Company, Inc., has agreed to extend this contract for one (1) additional year under the same terms and conditions for fiscal year 2023-2024; and

WHEREAS: The Superintendent of Mechanical Maintenance and staff recommend this extension at a total cost not to exceed \$2,179,717.00.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to renew the contract with O’Connell Electric Company, Inc., for In-Plant Electrical Services for the period July 1, 2023 through June 30, 2024, at a total cost not to exceed \$2,179,717.00. Expenses for this contract will be charged to account no. 00520106-443421.

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of May 3, 2023

ITEM NO. 20

AUTHORIZATION FOR COMBINATION SEWER CLEANING MACHINE RENTAL

WHEREAS: The Buffalo Sewer Authority’s Plant Maintenance Division utilizes a Combination Sewer Cleaning Machine for performing maintenance cleaning and asset management for various locations throughout the Bird Island Treatment Facility and Outlying Stations;
and

WHEREAS: The Superintendent of Mechanical Maintenance and staff have reviewed quotes received from Joe Johnson Equipment LLC the listed vendor under New York State Contract PS69111 with a monthly rental charge of \$9,490.00 and \$600.00 one-way transportation charge, in accordance with the New York State Office of General Services; and

WHEREAS: The Superintendent of Mechanical Maintenance and Supervisor of Yards and Grounds are requesting rental of a Combination Sewer Cleaning Machine for a charge of \$56,940.00 plus \$1,200.00 transportation charges for a total cost of \$58,140.00; and

WHEREAS: Service Orders that exceed \$35,000.00 require Board approval.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes that rental of a Combination Sewer Cleaning Machine at a cost not to exceed \$58,140.00. Expenses for these charges will be charged to account no. 00520106-444255.

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of May 3, 2023

ITEM NO. 21

**CHANGE ORDER NO. 1 – DEWITT STREET EMERGENCY SEWER REPLACEMENT -
CONSTRUCTION PHASE SERVICES CONTRACT NO. 82000020 3 YEAR PROFESSIONAL
ENGINEERING AGREEMENT FSY 21-23**

CONSULTANT:	ORIGINAL CONTRACT COST	\$250,000.00
CHA	PREVIOUS CHANGE ORDERS	\$0.00
2200 MAIN PLACE TOWER	THIS CHANGE ORDER	\$59,728.88
BUFFALO, NY 14202	ADJUSTED CONTRACT COST	\$309,728.88

VENDOR NO. 13108	ACCOUNT NO.	02000509-432004
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WORK: 3 YEAR PROFESSIONAL ENGINEERING TERM AGREEMENT 2021-2023

DESCRIPTION OF CHANGE OR EXTRA WORK:

- Item #1 Remaining Unallocated Funds in Original Contract
- Item #2 Dewitt Street Emergency Sewer Replacement Construction Phase Services

REASON FOR CHANGE OR EXTRA WORK:

- Item #1 As new Term Agreements are being finalized, unallocated funds in Contract #82000020 were identified.
- Item #2 Construction observation and administration services were required to ensure that the Dewitt Street emergency sewer and waterline replacement work is done in accordance with specifications and local, state, and federal codes.

COST OF CHANGE OR EXTRA WORK:

- Item #1 (\$41,941.12)
- Item #2 \$101,670.00

THE TOTAL COST OF THE CHANGE OR EXTRA WORK: \$59,728.88

WHEREAS: The Buffalo Sewer Authority issued a request for qualifications (RFQ) for the Term Agreement Contracts on December 16, 2019; and

WHEREAS: The Buffalo Sewer Authority received a statement of qualifications from CHA in response to this request on January 24, 2020; and

WHEREAS: In Item No. 10 on April 1, 2020, the Board of the Buffalo Sewer Authority prequalified six (6) engineering firms including CHA for three (3) year Engineering Term Agreements each with a \$250,000.00 allocation of funding for small projects on an as needed and as directed basis for capital improvement projects; and

WHEREAS: On August 4, 2020 Contract No. 82000020 was executed between the Buffalo Sewer Authority and CHA pursuant to the aforementioned Item No. 10 of the April 1, 2020 Board Meeting; and

WHEREAS: To date, allocations of the total \$250,000.00 previously approved by the Board have been made for:

Project	Allocation	Spent to Date
Landscape Preliminary Design	\$81,800.00	\$81,800.00
Landscape Final Design and Construction Documents	\$44,400.00	\$44,400.00
Landscape Bidding Services	\$6,700.00	\$6,700.00
Landscape Construction Administration Services	\$24,400.00	\$7,373.58
Landscape Construction Observation Services	\$35,000.00	\$35,000.00
Roadway Striping Plan and Bid Services	\$11,100.00	\$11,100.00
Work Zone Plan Broadway	\$7,000.00	\$7,000.00

Totaling \$208,058.88 with an estimated \$41,941.12 remaining unallocated; and

WHEREAS: Work on Dewitt Street is of an emergency nature and commenced on April 19, 2023; and

WHEREAS: Contracts for 2024-2026 Term Agreements are still being finalized; and

WHEREAS: The Principal Sanitary Engineer and staff solicited a proposal from CHA for inspection services based on the remaining allocations in the 2021-2023 Term Agreements and the expertise of the firms with the work in question; and

WHEREAS: The Principal Sanitary Engineer and staff have determined that the proposal from CHA for Dewitt Street Emergency Sewer Replacement - Construction Phase Services meets the needs of the Authority in this matter and is reasonable in terms of cost and scope, but, together with the above stated allocations would exceed the currently approved contract amount by \$59,728.88; and

WHEREAS: The Principal Sanitary Engineer and staff subsequently solicited and reviewed a request for a Change Order No. 1 Dewitt Street Emergency Sewer Replacement- Construction Phase Services to Contract No. 82000020 (3 Year Professional Engineering Agreement FSY 21-23) in the amount of \$59,728.88 as detailed above and recommend its approval.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby approves Change Order No. 1 Dewitt Street Emergency Sewer Replacement- Construction Phase Services to Contract No. 82000020 as written in the above Agenda Item, increasing the contract cost in the amount of \$59,728.88, making the adjusted contract cost \$309,728.88. Expenses from this contract will be funded from Account No. 02000509-432004.

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of May 3, 2023

ITEM NO. 22

**CHANGE ORDER NO. 2 DEWITT STREET SEWER AND WATERMAIN REPLACEMENT-
CONTRACT NO. 82000025 MISCELLANEOUS SYSTEM WIDE SEWER REPAIRS**

CONTRACTOR:	ORIGINAL CONTRACT COST	\$2,997,886.00
Destro & Brothers Concrete Co., Inc.	PREVIOUS CHANGE ORDER	\$1,500,000.00
132 Dingens Street	THIS CHANGE ORDER	<u>\$500,000.00</u>
Buffalo, NY 14206	ADJUSTED CONTRACT COST	\$4,997,886.00

VENDOR NO. 254	ACCOUNT NO.	02000516-490740
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WORK: Miscellaneous System Wide Sewer Repairs

DESCRIPTION OF CHANGE OR EXTRA WORK:

- Item #1 Estimated remaining work orders and emergency contingency to contract completion.
- Item #2 Replacement of water and sewer main and approximately thirty (30) lead water services on Dewitt Street from West Delavan Avenue to Potomac Avenue.

REASON FOR CHANGE OR EXTRA WORK:

- Item #1 Open work orders and contingency for emergency work until July 1, 2023, as new contract is bid and finalized were totaled and accounted for to establish remaining available for the Dewitt Street work.
- Item #2 Inspection of sewers ahead of repaving by City of Buffalo Department of Public Works found the Dewitt Street sewer to be in poor condition. While much of the sewer was able to be replaced in kind without any other utility impacts, between West Delavan Avenue and Potomac Avenue, the watermain was found to have been laid in the same trench as the sewer. As a result, to replace the sewer main, the watermain and affected lead service lines must also be replaced. Along this section of Dewitt Street an anticipated thirty (30) lead service lines will be impacted by this work and require replacement.

COST OF CHANGE OR EXTRA WORK:

Item #1 (\$250,000.00)

Item #2 \$750,000.00

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

The Total INCREASE to the Contract as a result of this Change Order is \$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: On December 4, 2020, Notice to Proceed was issued for Contract No. 82000025 in accordance with the above-Board approval; and

WHEREAS: On May 25, 2022 the Board of the Buffalo Sewer Authority Authorized Change Order No. 1 to Contract 82000025 in the amount of \$1,500,000.00 to account for greater; and

WHEREAS: The Principal Sanitary Engineer and staff have reviewed a request for a Change Order No. 2 to Contract No. 82000025 in the amount of \$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 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 \$500,000.00 making the adjusted contract cost \$4,997,886.00

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of May 3, 2023

ITEM NO.23

AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH GREENPRINT PARTNERS FOR PRIVATE PROPERTY GREEN INFRASTRUCTURE GRANT PROGRAM ADMINISTRATION

WHEREAS: The Buffalo Sewer Authority issued a request for qualifications (RFQ) for the purposes of prequalifying various firms for delivery of green infrastructure capital improvement projects and approved these entities on September 30, 2020; and

WHEREAS: Greenprint Partners, as a prequalified firm, submitted a proposal for administration of a private property green infrastructure program; and

WHEREAS: Greenprint Partners has experience with Detroit’s Green Stormwater Infrastructure Capital Partnership Program and Northeast Ohio Regional Sewer District’s Green Infrastructure Grant Program standing up green infrastructure grant programs for private properties; and

WHEREAS: Based upon review of the Principal Sanitary Engineer, General Counsel, and staff, it is recommended to retain Greenprint Partners at an initial period of July 1, 2023- June 30, 2023 at a cost of \$500,000.00 per year at a goal of an average cost of \$250,000.00 per acre 0.9 inches of runoff managed with the intention to extend for at least two additional one-year periods and up to four additional one-year periods with unspent funds rolled over each year.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to execute an agreement with Greenprints Partners to provide private property green infrastructure grant program administration at a cost not to exceed \$500,000.00. The cost of this contract will be funded from account no.02000547-432004.

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of May 3, 2023

ITEM NO. 24

CONFIRMATION OF APPOINTMENTS

SEWER MAINTENANCE SUPERVISOR I (PROVISIONAL)
SEWER MAINTENANCE DIVISION
\$61,316 PER ANNUM
EFFECTIVE: MARCH 27, 2023

ANTHONY FORTINI
25 HOLLYWOOD
BUFFALO, NY 14220

PRESS INFORMATION OFFICER (EXEMPT)
CITY HALL ADMINISTRATION
\$62,665 PER ANNUM
EFFECTIVE: APRIL 3, 2023

BYRON BROWN II
14 BLAINE
BUFFALO, NY 14208

LABORER I (PERMANENT)
SEWER MAINTENANCE DIVISION
\$19.98 HOURLY
EFFECTIVE: APRIL 17, 2023

BRUCE FRYER
69 PROCTOR
BUFFALO, NY 14215

LABORER I (SEASONAL)
YARDS & GROUNDS
\$140.00 DAILY
EFFECTIVE: APRIL 24, 2023

JAYLEN PICKENS
191 LANGFIELD
BUFFALO, NY 14215

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 _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of May 3, 2023

ITEM NO. 25

ADJOURNMENT OF MEETING

MOTION TO _____

MADE BY _____

2ND BY _____

AYES _____ NOES _____

Board Meeting of May 3, 2023