

MINUTES OF THE REGULAR MEETING

OF THE

BUFFALO SEWER AUTHORITY

November 22, 2021

BUFFALO SEWER AUTHORITY

November 22, 2021

REGULAR MEETING **9:00 A.M.** **VIA TELECONFERENCE**
+ 1 917-933-2166 United States, New York City
Phone Conference ID: 800 875 593 #

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ITEM NO. 2

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

As of October 31, 2021

ISSUE DATE	MATURITY DATE	TOTAL DAYS	AMOUNT	BANK	RATE	INTEREST AMOUNT
CONSTRUCTION/CAPITAL IMPROVEMENT FUND						
31-Jul-12	Money Market		\$1,099,130.35	Key	0.01%	Public NOW
1-Nov-19	Money Market		\$103,077.60	Bank on Buffalo	0.10%	
3-May-21	19-Nov-21	200	\$9,999,591.60	Key Bank Capital	0.16%	\$8,888.89
26-May-21	22-Nov-21	180	\$13,008,392.87	Key Bank Capital	0.15%	\$9,756.75
1-Jun-21	1-Nov-21	92	\$1,199,992.99	Key Bank Capital	0.07%	\$357.00
2-Aug-21	17-Dec-21	137	\$1,999,755.00	Key Bank Capital	0.07%	\$761.11
5-Oct-21	1-Feb-22	119	\$3,798,596.09	Key Bank Capital	0.08%	\$1,004.89
1-Sep-21	25-Feb-22	177	\$1,999,074.44	Key Bank Capital	0.10%	\$983.33
22-Oct-21	20-Apr-22	180	4,995,194.45	Key Bank Capital	0.23%	\$5,750.00
			<u>\$38,202,805.39</u>			
LIABILITY AND CASUALTY RESERVE FUND						
31-Jul-12	Money Market		\$87,838.06	Key	0.01%	Public NOW
11-Dec-19	Money Market		\$917,448.27	Bank on Buffalo	0.10%	
			<u>\$1,005,286.33</u>			
OPERATING FUND						
31-Jul-12	Super NOW		<u>\$9,738,026.74</u>	Key	0.01%	Public NOW
TRUST & AGENCY FUND						
31-Jul-12	Super NOW		<u>\$1,020,798.96</u>	Key	0.01%	Public NOW
SURPLUS FUND						
15-Jun-21	13-Dec-21	181	\$637.31	Wilmington US Treasury		
			\$10,003,967.70	Key Bank Capital	0.10%	\$5,032.30
			\$3,864.58	Accrued Income		
			<u>\$10,008,469.59</u>			
NET REVENUE FUND						
			\$300.40	Wilmington US Treasury		
26-May-21	2-Nov-21	183	\$4,996,441.67	Key Bank Capital	0.14%	\$3,558.33
22-Jul-21	3-Nov-21	104	\$4,998,844.44	Key Bank Capital	0.08%	\$1,155.56
2-Aug-21	3-Nov-21	93	\$3,499,547.92	Key Bank Capital	0.05%	\$452.08
28-Jun-21	22-Nov-21	180	\$6,197,348.50	Key Bank Capital	0.15%	\$4,651.50
28-Jun-21	28-Dec-21	180	\$3,997,763.33	Key Bank Capital	0.11%	\$2,236.67
2-Sep-21	28-Feb-22	179	\$1,499,254.17	Key Bank Capital	0.10%	\$745.83
			\$11,013.41	Accrued Income		
			<u>\$25,200,513.84</u>			

BSA 2021 EIB FUND

\$53,179,573.39	Wilmington U.S. Treasury
\$451.67	Accrued Income
\$53,180,025.06	

DEBT RESERVE FUND**Series J**

02-Jul-14	13-Nov-33	7076	\$515,879.00	UST State/Local Govt	2.70%
			\$6,434.47	Accrued Income	
			\$522,313.47		

Series K

02-Jul-14	15-Feb-33	5803	\$361,415.00	UST State/Local Govt	2.70%
			\$2,068.32	Accrued Income	
			\$363,483.32		

Series L

12-Nov-15	01-Oct-35	7263	\$689,547.00	UST State/Local Govt	2.44%
			\$1,432.89	Accrued Income	
			\$690,979.89		

Series M

27-Jun-14	01-May-44	10901	\$595,613.00	UST State/Local Govt	2.70%
			\$8,040.78	Accrued Income	
			\$603,653.78		

Series N

15-Nov-12	15-Apr-32	7091	\$2,167,157.00	UST State/Local Govt	2.42%
			\$2,449.36	Accrued Income	
			\$2,169,606.36		

EFC 2021

22-Jul-21	3-Nov-22	104	\$639.72	Wilmington U.S. Treasury		
			\$316,926.74	Key Bank Capital	0.08%	\$73.26
			\$71.85	Accrued Income		
			\$317,638.31			

DSF PRIN & INT

\$0.01	Wilmington Fund
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DSF 2021 EIB

\$887,283.58	Wilmington Fund	0.01%
\$6.78	Accrued Income	
\$887,290.36		

RECEIVE & FILE

Board Meeting of November 22, 2021

ITEM NO. 3

INFORMATIVE: REALLOCATION OF FUNDS

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

Wastewater Treatment Plant

11/3/2021	00520106 SWRR Small Tools	\$6,405.00	00200106 Plant Maintenance Contract	-\$6,405.00
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General Financial Charges

10/15/2021	00800183 FIN Contingency	\$9,863.67	00660106 ENG ED, Licenses & Training	- \$9,863.67
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RECEIVE & FILE

Board Meeting of November 22, 2021

ITEM NO. 4

AUTHORIZATION TO ADJUST CHARGES

WHEREAS: In accordance with the resolution adopted December 15, 1982, requests for sewer rent cancellations, adjustments or refunds in excess of \$400.00 must be submitted to the Buffalo Sewer Authority Board for its consideration and action; and

WHEREAS: Due to a COVID-19 related billing issue, Buffalo Fuel Corporation and J.A. Brundage was overbilled during the 2019-2020 and 2020-2021 fiscal year;

VENDOR	ADDRESS	OVERBILLED
Buffalo Fuel Corporation	4870 Packard Rd. Niagara Falls, NY	\$61,033.96
J.A. Brundage	1400 College Ave. Niagara Falls, NY	\$2,023.60

WHEREAS: The Executive Secretary recommends the adjustment of future bills against the credit produced by this overbilling.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby approves the credit adjustment of \$61,033.96 of wastehauler fees for Buffalo Fuel Corporation, and \$2,023.60 of wastehauler fees for J.A. Brundage that were determined to be improperly billed.

MOTION TO APPROVE

MADE BY MS. PETRUCCI

2ND BY MR. ROOSEVELT

AYES 3 NOES 0

Board Meeting of November 22, 2021

ITEM NO. 6

TRAVEL AUTHORIZATION - DURHAM, NC

WHEREAS: Duke University’s Nicholas School of the Environment has developed the Water Innovation and Leadership Development (WILD) Program for rising leaders at U.S. water utilities to develop leadership capacity; and

WHEREAS: The Principal Sanitary Engineer has been selected as one of seventeen Program Fellows selected from a large pool of candidates from across the country for the 2022 WILD Program Cohort; and

WHEREAS: The WILD Program involves two intensive on-campus workshops at Duke University in Durham, NC during the weekends of February 10, 2022-February 12, 2022 and December 9, 2022 - December 11, 2022; and

WHEREAS: Funders of the WILD Program have provided full scholarships to all Program Fellows to cover tuition, travel, and lodging costs; and

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the Principal Sanitary Engineer to travel to Durham, NC on February 9, 2022-February 13, 2022 and December 8, 2022- December 12, 2022 to participate in the Duke University’s Nicholas School of the Environment WILD Program on-campus workshops. Tuition, travel, and lodging will be provided through WILD scholarship funding. Expenses for expected ancillary costs not exceeding \$640.00 will be charged to account no. 00600104-458010.

MOTION TO APPROVE

MADE BY MR. ROOSEVELT

2ND BY MS. PETRUCCI

AYES 3 NOES 0

Board Meeting of November 22, 2021

ITEM NO. 8

TRAVEL AUTHORIZATION - ROCHESTER, NY

WHEREAS: As part of the approved Long-Term Control Plan (LTCP), the Buffalo Sewer Authority (BSA) committed to the installation of up to sixteen Real Time Control (RTC) projects; and

WHEREAS: The Smith at Eagle Real-Time Control Inline Storage Facility is under construction and that construction includes the installation of a control panel for the operation of the system; and

WHEREAS: Prior to installation, a Factory Acceptance Test scheduled for December 2, 2021 in Rochester, NY must be conducted and observed by the BSA and/or representative for quality assurance purposes; and

WHEREAS: The General Manager, Superintendent of Mechanical Maintenance, and Principal Sanitary Engineer recommend that the Senior Instrument Technician and the Assistant Sanitary Engineer attend the Factory Acceptance Test, held in Rochester, NY; and

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the Buffalo Sewer Authority's Senior Instrument Technician and Assistant Sanitary Engineer to travel to Rochester, NY on December 2, 2021 at a cost not to exceed \$200.00. Expenses for this travel shall be charged to account nos. 00520104-458010 and 00600104-458010.

MOTION TO APPROVE

MADE BY MS. PETRUCCI

2ND BY MR. ROOSEVELT

AYES 3 NOES 0

Board Meeting of November 22, 2021

ITEM NO. 9

SEQRA TYPE II DETERMINATION REGARDING BIRD ISLAND TREATMENT FACILITY PRIMARY TREATMENT RENOVATION

WHEREAS: On March 18, 2014, the United States Environmental Protection Agency, with concurrence by the New York State Department of Environmental Conservation, issued an Amended Administrative Order which approved the Buffalo Sewer Authority's Combined Sewer Overflow Long Term Control Plans (LTCP); and

WHEREAS: As part of the Authority's LTCP efforts, renovation and upgrade of the primary treatment system including the installation of odor control and a chlorine contact tank and pumping station to ensure disinfection of secondary system bypass flows during wet weather are being pursued; and

WHEREAS: The Buffalo Sewer Authority, as lead agency pursuant to the New York State Environmental Quality Review Act (SEQRA), undertook a coordinated review of the LTCP, and on July 18, 2012 issued a Negative Declaration with respect to the LTCP; and

WHEREAS: SEQRA, with reference to 6 NYCRR §617.5, provides that certain actions noted as Type II, or classes of action, have been determined not to have a significant impact on the environment or are otherwise precluded from environmental review under New York Environmental Conservation Law. Specifically, 6 NYCRR 617.5 (c) (29) excludes "a course of action specifically required to be undertaken pursuant to a judgment or order".

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby constitutes the Bird Island Treatment Facility Primary Treatment Renovation project as a Type II Action in accordance with 6 NYCRR 617.5 (c) (29). Accordingly, no further review under SEQRA is required.

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

CERTIFICATE

I, Oluwole A. McFoy, General Manager of the Buffalo Sewer Authority in the County of Erie, State of New York, HEREBY CERTIFY that the foregoing attached extract from the Minutes of a meeting of the Board of Directors of said Authority, duly called and held on November 22, 2021, and at which a quorum was present and acting throughout and the resolution contained therein is a true and complete copy of the resolution thereupon adopted on November 22, 2021, and recorded in the Minutes of said Authority and that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Authority and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract, and that said resolution has not been amended or repealed but is in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Authority this 22nd day of November, 2021.

(SEAL)

Oluwole A. McFoy, PE
General Manager, Buffalo Sewer Authority

ITEM NO. 10

MUNICIPAL RESOLUTION AUTHORIZING GRANT APPLICATION AND EXECUTION OF AGREEMENTS FOR FINANCIAL ASSISTANCE

- WHEREAS: The New York State Department of Environmental Conservation (DEC), New York State Environmental Facilities Corporation (EFC), New York State Energy Research & Development Authority (NYSERDA), Federal Emergency Management Agency (FEMA), and the United States Environmental Protection Agency (USEPA) provide funding for projects that improve water quality, save energy, increase resiliency, and reduce the impacts of climate change through various grant and low and/or no-interest loan programs; and
- WHEREAS: On June 23, 2021, the Board of the Buffalo Sewer Authority approved six contracts for construction of the Secondary System Rehabilitation and Upgrade Project totaling \$45,433,933.38; and
- WHEREAS: EFC has listed on this project on the 2021 Annual Clean Water State Revolving Fund (CWSRF) Intended Use Plan for a total of \$45,848,507.52 in loans including financial and legal fees; and
- WHEREAS: On May 26, 2021, the Board of the Buffalo Sewer Authority passed a bond resolution that included acceptance of this CWSRF loan funding; and
- WHEREAS: The Buffalo Sewer Authority wishes to defer the cost of this project to the greatest extent possible for our rate payers; and
- WHEREAS: The Buffalo Sewer Authority is pursuing CWSRF loans to provide any and all necessary local matches required by grants including, but not limited to a 75% match required for assistance under the EFC administered Water Infrastructure Improvement Act (WIIA) grant; and
- NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to execute and deliver a grant application for State Assistance funding through the WIIA Grant Program and any other grant programs that may be deemed prudent to fund the Secondary System Rehabilitation and Upgrade Project, to execute and deliver any contract and any other documents necessary to receive funding through these grant programs, to act in connection with the Project and to provide such additional information as may be required and to make such agreements on behalf of the Buffalo Sewer Authority.

MOTION TO APPROVE

MADE BY MS. PETRUCCI

2ND BY MR. ROOSEVELT

AYES 3 NOES 0

Board Meeting of November 22, 2021

CERTIFICATE

I, Oluwole A. McFoy, PE, General Manager of the Buffalo Sewer Authority in the County of Erie, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the Minutes of a meeting of the Board of Directors of said Authority, duly called and held on November 22, 2021, and at which a quorum was present and acting throughout and the resolution contained therein is a true and complete copy of the resolution thereupon adopted and recorded in the Minutes of said Authority and that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Authority and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract, and that said resolution has not been amended or repealed but is in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Authority this 22nd day of November, 2021.

(SEAL)

Oluwole A. McFoy, PE, General Manger

ITEM NO. 11

AUTHORIZATION FOR RENEWAL PURCHASE OF MICROSOFT OFFICE 365

WHEREAS: The Buffalo Sewer Authority is renewing its Office 365 software subscription, which will allow the use of the business intelligence module within office 365; and

WHEREAS: Upon request Dell submitted a quote utilizing NYS contract PM20820, in the amount of \$59,989.05 for the necessary software; and

WHEREAS: Board approval is required on purchase made over \$20,000.00; and

WHEREAS: The Systems Administrator, the Superintendent of Mechanical Maintenance and the staff recommend this purchase.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to purchase the Microsoft Office 365 from Dell utilizing NYS contract PM20820 in the amount of \$59,989.05. This purchase will be charged to account no. 00200107-474300.

MOTION TO APPROVE

MADE BY MR. ROOSEVELT

2ND BY MS. PETRUCCI

AYES 3 NOES 0

Board Meeting of November 22, 2021

ITEM NO. 12

**AUTHORIZATION TO PURCHASE A VEHICLE UNDER THE ONONDAGA BID:
ONGOV-106-19 2022**

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

County Contract	Vendor	Vehicle	Cost
Bid No. ONGOV-106-19 2022	Van Bortel Ford	One (1) 2022 Ford F-550 XL Crew Cab 4x4 203 WB 84 CA with additional options per Quote No. 32695	
		Total Cost:	\$80,270.98

WHEREAS: The Director of Sewer Maintenance, Assistant Superintendent of Sewer Maintenance and Head Motor Equipment Mechanic recommend the purchase of the above vehicle at the total cost of \$80,270.98.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority authorizes the General Manager to purchase the above vehicle and additional options indicated from Van Bortel Ford, at a total cost of \$80,270.98. This purchase will be charged to account no.00690107-474200.

MOTION TO _____ APPROVE _____

MADE BY _____ MR. ROOSEVELT _____

2ND BY _____ MS. PETRUCCI _____

AYES _____ 3 _____ NOES _____ 0 _____

ITEM NO. 13

AUTHORIZATION TO PREQUALIFY CHA, GHD, GREELEY AND HANSEN, HAZEN AND SAWYER AND WENDEL FOR THE PURPOSE OF ENTERING INTO PROFESSIONAL ENGINEERING SERVICES AGREEMENTS FOR REAL TIME CONTROL PROJECTS

- WHEREAS: There is a need to retain the services of five (5) engineering firms on an as directed basis for real time control capital improvement projects; and
- WHEREAS: A total of nine (9) engineering firms responded to a formal Request for Qualifications; and
- WHEREAS: A consultant selection committee appointed by the General Manager reviewed and ranked the qualification packages received; and
- WHEREAS: Based upon the review of the qualification packages, the consultant selection committee recommends prequalifying the following firms to allow for the submission of proposals for future real time control projects as specific projects are identified:
1. CHA Consulting, Inc.
 2. GHD Consulting Services, Inc.
 3. Greeley and Hansen, LLC
 4. Hazen and Sawyer, DPC
 5. Wendel WD Architecture, Engineering, Surveying, & Landscape Architecture, PC
- ; and
- WHEREAS: Professional Engineering Services Agreements between the Buffalo Sewer Authority and the firms listed will be developed and brought to the Board of the Buffalo Sewer Authority for approval as specific projects are identified and scopes of work and associated fees are agreed upon; and
- WHEREAS: The General Manager reserves the right to modify the list of prequalified consultants based on professional judgment of a firm's ability to satisfactorily complete the scope of work should significant staffing changes occur within the firm.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby deems the listed firms as prequalified for work on future real time control projects.

MOTION TO APPROVE

MADE BY MS. PETRUCCI

2ND BY MR. ROOSEVELT

AYES 3 NOES 0

Board Meeting of November 22, 2021

ITEM NO. 15

CHANGE ORDER NO. 3 – CONTRACT NO. 81600020

CONTRACTOR:	ORIGINAL CONTRACT COST	\$483,213.00
Watts Architecture and Engineering	PREVIOUS CHANGE ORDERS	\$884,667.00
95 Perry St., Suite 300	THIS CHANGE ORDER	<u>\$707,243.00</u>
Buffalo, New York 14203	ADJUSTED CONTRACT COST	\$2,075,123.00

WORK: Niagara St. Phases 3 and 4 Green Infrastructure Betterment

DESCRIPTION OF CHANGE OR EXTRA WORK:

- Item #1 Construction Administration and Observation of Phase 4a
- Item #2 Construction Administration and Observation of Phase 4b

REASON FOR CHANGE OR EXTRA WORK:

- Item #1 The consultant will continue to perform construction administration, engineering services, and grant administration, as well as provide on-site construction observation during the course of the construction project. The original estimate for Phase 4a was based on the assumption that the construction schedules for Phase 3 and Phase 4a would overlap to allow staff to cover both phases concurrently. The two phases did not overlap as anticipated. Also, additional construction administration services were needed for re-design purposes due to the numerous utility conflicts revealed during construction.
- Item #2 The consultant will perform construction administration, engineering services, and grant administration, as well as provide on-site construction observation during the course of the construction project.

COST OF CHANGE OR EXTRA WORK:

- Item #1 \$519,378.00
- Item #2 \$187,865.00

THE TOTAL COST OF THE CHANGE OR EXTRA WORK: \$707,243.00

WHEREAS: On February 11, 2015, the City of Buffalo Department of Public Works issued a Request for Proposals for Design and Inspection Services for the Niagara Street Streetscape Project- Phases 3 & 4 which included the statement “The Authority will enter into a direct contract with the lead consultant for these services”; and

ITEM NO. 16

CHANGE ORDER NO. 1 – CONTRACT NO. 81900010

CONSULTANT:	ORIGINAL CONTRACT COST	\$83,000.00
Bergmann Associates	PREVIOUS CHANGE ORDER	\$0.00
280 E. Broad St., Suite 200	THIS CHANGE ORDER	<u>\$66,173.61</u>
Rochester, NY 14604	ADJUSTED CONTRACT COST	\$149,173.61

WORK: Allen Street Reconstruction PIN#5757.95

DESCRIPTION OF CHANGE OR EXTRA WORK:

Item #1 Construction Administration/ Construction Inspection (CA/CI) Services for Phase 2

REASON FOR CHANGE OR EXTRA WORK:

Item #1 The consultant will perform CA/CI services during the course of the construction project.

COST OF CHANGE OR EXTRA WORK:

Item #1 \$66,173.61

THE TOTAL COST OF THE CHANGE OR EXTRA WORK: \$66,173.61

The total INCREASE to the contract as a result of this Change Order is \$66,173.61

WHEREAS: In Item 17-825 of the May 16, 2017 Common Council Minutes, the Council gave the City of Buffalo Department of Public Works, Parks, and Streets (DPW) permission to hire an Engineering Consultant and to enter into agreements as needed with various entities for the design, construction, Construction Administration and Inspection of the Allen St. Extension Project PIN 5757.95

WHEREAS: The City of Buffalo DPW has entered into an agreement with Bergmann Associates to perform construction administration and inspection services for the Allen Street Reconstruction project in the amount of \$1,281,815.12 following Common Council approval of Item 17-825.

WHEREAS: In Item No. 18, on November 7, 2018, the Board of the Buffalo Sewer Authority authorized the Principal Sanitary Engineer to enter into an agreement with Bergmann Associates for construction phase services for the Allen St. Reconstruction Project in the amount of \$83,000.00.

WHEREAS: The Principal Sanitary Engineer and staff have reviewed a request for a Change Order No. 1 to Contract No. 81900011 (CA/ CI for Phase 2) in the amount of \$66,173.61 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 to Contract No. 81900011 as written in the above Agenda Item, increasing the contract cost in the amount of \$66,173.61 to be charged to account no. 02000486-490740, making the adjusted contract cost \$149,173.61.

MOTION TO APPROVE

MADE BY MS. PETRUCCI

2ND BY MR. ROOSEVELT

AYES 3 NOES 0

Board Meeting of November 22, 2021

ITEM NO. 17

CHANGE ORDER NO. 1 – CONTRACT NO. 82000018

CONTRACTOR:	ORIGINAL CONTRACT COST	\$1,439,500.00
Pinto Construction Services Inc.	PREVIOUS CHANGE ORDER	N/A
132 Dingens Street	THIS CHANGE ORDER	<u>\$64,431.95</u>
Buffalo, NY 14206	ADJUSTED CONTRACT COST	\$1,503,931.95

WORK: Babcock Pump Station Real Time Control Project

DESCRIPTION OF CHANGE OR EXTRA WORK:

- Item #1 Install duct-bank on Seneca St.
- Item #2 Install an additional support beam in the 5' by 4' wet well opening, and new railing / safety gate at the opening for trash rack cleaning access.
- Item #3 Modify and increase the size of the wet well access grating including cutting of the concrete, additional support beams, and PE shop drawings and calculations
- Item #4 Repair damaged concrete at the base of the wet well wall.
- Item #5 Install a custom made 18" spacer ring for the mag meter grounding plate installation.
- Item #6 Cut concrete and embed a new larger frame in the wet well access grating.

REASON FOR CHANGE OR EXTRA WORK:

- Item #1 Originally proposed electrical service location was not viable.
- Item #2 Structural support of hinged grating and fall protection railing above a new opening were required.
- Item #3 A new Occupational Safety and Health Administration (OSHA) approved access was required.
- Item #4 Unknown damage to existing structure required repair.
- Item #5 A new meter had to be custom fitted to the site.
- Item #6 A larger frame was required to create a safe access point.

COST OF CHANGE OR EXTRA WORK:

- Item #1 \$15,602.05
- Item #2 \$10,989.00

Item #3	\$16,990.00
Item #4	\$13,000.00
Item #5	\$5,814.90
Item #6	\$2,036.00

THE TOTAL COST OF THE CHANGE OR EXTRA WORK: \$64,431.95

The Total INCREASE to the Contract as a result of this Change Order is \$64,431.95

WHEREAS: On June 24, 2020 the Board of the Buffalo Sewer Authority hereby authorized the General Manager to enter into and execute a contract with Pinto Construction Services, Inc., for the Babcock Real Time Control project at a cost not to exceed \$1,439,500.00; and

WHEREAS: The Principal Sanitary Engineer and staff have reviewed a request for a Change Order No.1 to Contract No. 82000018 in the amount of \$64,431.95 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 265 calendar days, making the final completion date 12/31/2021.
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. 82000018 as written in the above Agenda Item, increasing the contract cost in the amount of \$64,431.95 making the adjusted contract cost \$1,503,931.95.

MOTION TO APPROVE

MADE BY MR. ROOSEVELT

2ND BY MS. PETRUCCI

AYES 3 NOES 0

Board Meeting of November 22, 2021

ITEM NO. 18

CONFIRMATION OF APPOINTMENTS

GIS SPECIALIST (PROVISIONAL)
ENGINEERING DEPARTMENT
\$48,524 PER ANNUM
EFFECTIVE: NOVEMBER 15, 2021

STEPHANIE HANSON
86 STERLING AVE. APT.#2
BUFFALO, NY

SANITARY CHEMIST (PROVISIONAL)
SEWAGE TREATMENT PLANT
\$75,681 PER ANNUM
EFFECTIVE: OCTOBER 18, 2021

RAECHEL MILLER
540 ST. LAWRENCE AVE.
BUFFALO, NY

LABORER I (PERMANENT)
SEWAGE TREATMENT PLANT
\$19.98 PER HOUR
EFFECTIVE: OCTOBER 18, 2021

JOHN RUSSO
66 STERLING AVE.
BUFFALO, NY

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

WHEREAS: The General Manager requests confirmation of each appointment.

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

MOTION TO APPROVE

MADE BY MS. PETRUCCI

2ND BY MR. ROOSEVELT

AYES 3 NOES 0

Board Meeting of November 22, 2021

ITEM NO. 21

ADJOURNMENT OF MEETING

MOTION TO APPROVE

MADE BY MS. PETRUCCI

2ND BY MR. ROOSEVELT

AYES 3 NOES 0

Board Meeting of November 22, 2021