

**MINUTES OF THE REGULAR MEETING  
OF THE  
BUFFALO SEWER AUTHORITY  
JULY 18, 2018**



# BUFFALO SEWER AUTHORITY

July 18, 2018

**REGULAR MEETING**

**9:00 A.M.**

**1038 CITY HALL**

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## ITEM NO. 2

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

As of June 30, 2018

ISSUE DATE	MATURITY DATE	TOTAL DAYS	AMOUNT	BANK	RATE	INTEREST AMOUNT
<b>CONSTRUCTION/CAPITAL IMPROVEMENT FUND</b>						
31-Jul-12	Money Market		\$71,431.05	Key	0.15%	Public NOW
			\$2,280.95	Wilmington Fund.	1.15%	
05-Jan-18	05-Jul-18	181	\$ 10,006,563.37	M&T Securities	1.80%	\$ 90,590.00
08-Dec-17	08-Aug-18	243	\$ 8,480,450.00	JP Morgan Securities	1.82%	\$103,275.00
29-Jun-18	23-Aug-18	55	2,227,113.59	JP Morgan Securities	1.80%	\$6,140.75
04-May-18	06-Sep-18	125	\$1,991,616.60	JP Morgan Securities	2.35%	\$16,319.44
04-May-18	28-Sep-18	147	\$1,988,266.00	JP Morgan Securities	2.35%	\$19,191.67
17-Apr-18	15-Oct-18	181	\$ 5,987,942.51	Key Banc Capital	2.61%	\$ 79,115.55
15-May-18	16-Nov-18	185	\$1,486,408.35	Key Banc Capital	2.36%	\$18,191.67
15-May-18	12-Dec-18	211	\$1,483,261.67	Key Banc Capital	2.40%	\$21,100.00
04-May-18	22-Jan-19	263	\$7,888,680.00	Key Banc Capital	2.66%	\$155,462.22
04-May-18	28-Jan-19	269	\$5,911,250.10	Key Banc Capital	2.50%	\$112,083.33
15-May-18	31-Jan-19	261	\$6,895,000.00	Key Banc Capital	2.70%	\$137,025.00
			<b>\$54,420,264.19</b>			
<b>LIABILITY AND CASUALTY RESERVE FUND</b>						
31-July-12	Money Market		<b>\$148,642.64</b>	Key	0.15%	Public NOW
<b>OPERATING FUND</b>						
31-Jul-12	Super NOW		<b>\$3,069,456.55</b>	Key	0.15%	Public NOW
<b>TRUST &amp; AGENCY FUND</b>						
31-Jul-12	Money Market		<b>\$5,784.87</b>	Key	0.02%	Public Savings
<b>SURPLUS FUND</b>						
			<b>\$10,000,585.65</b>	Wilmington Fund	1.17%	
<b>NET REVENUE FUND</b>						
			\$ 493.93	Wilmington Fund		
22-Jun-18	06-Aug-18	45	\$3,992,320.00	Key Banc Capital	2.03%	\$10,150.00
29-Jun-18	30-Aug-18	62	\$1,500,409.75	M&T Securities	1.80%	\$4,665.50
29-May-18	26-Nov-18	181	\$5,635,352.73	Key Banc Capital	2.47%	\$70,649.48
			<b>\$11,128,576.41</b>			



**DEBT RESERVE FUND**

				<b>SERIES J</b>	
02-Jul-14	15-Nov-33	7076	\$515,879.00	UST State/Local Govt	2.70%
				<b>Series K</b>	
02-Jul-14	15-Feb-33	6803	\$361,415.00	UST State/Local Govt	2.70%
				<b>Series L</b>	
12-Nov-15	01-Oct-35	7263	\$689,547.00	UST State/Local Govt	2.44%
				<b>Series M</b>	
27-Jun-14	01-May-44	10901	\$595,613.00	US State/Local Govt	2.70%
				<b>Series N</b>	
15-Nov-12	15-Apr-32	7091	\$2,167,157.00	UST State/Local Govt	2.42%
				<b>DSF PRN &amp; INT</b>	
			\$0.01	Wilmington Fund	

**RECEIVE & FILE**

Board Meeting of July 18, 2018

## 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***

06/29/2018	00360103 DEWA Water	-\$2,000.00	00400103 South Water	\$2,000.00
06/27/2018	00240106 PSED Repairs to Equipment	-\$500.00	00520106 Main Repairs to Equipment	\$500.00

***General Financial Charges***

06/7/2018	00800183 Financial Contingency	-\$550.00	00110105 Admin Office Supplies	\$550.00
06/20/2018	00800183 Financial Contingency	-\$3,000.00	00110104 Admin Travel Expenses	\$3,000.00
06/22/2018	00800183 Financial Contingency	-\$925.00	00110104 Board Reg & Dues	\$925.00
06/22/2018	00800183 Financial Contingency	-\$925.00	00110104 Admin Reg Fees & Dues	\$925.00

**RECEIVE & FILE**

Board Meeting of July 18, 2018

## ITEM NO. 4

**CLAIM AGAINST LIABILITY AND CASUALTY RESERVE FUND**

WHEREAS: The Buffalo Sewer Authority and City of Buffalo are in receipt of a claim from Susan McMahon for property damage from a sewer/water backup that occurred on November 5 and 6, 2017, at 66 Greenfield Street in Buffalo, New York; and

WHEREAS: The City of Buffalo Department of Law negotiated a settlement in the amount of two thousand five hundred dollars (\$2,500.00); and

WHEREAS: This settlement includes a general release that settles all claims that were or have been asserted against the Buffalo Sewer Authority and City of Buffalo.

NOW THEREFORE  
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes Corporation Counsel to settle a claim filed against the Buffalo Sewer Authority for a total settlement sum of two thousand five hundred dollars (\$2,500.00) and general release; and authorizes the General Manager to make payment to Susan McMahon in the amount of \$2,500.00 as full settlement of this matter. This Claim will be paid out of the Liability and Casualty Reserve Fund.

MOTION TO APPROVE

MADE BY MR. KENNEDY

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

AYES 4 NOES 0

Board Meeting of July 18, 2018

**CERTIFICATE**

I, Eleanor C. Petrucci, Secretary 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 July 18, 2018, 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 July 18, 2018, 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 18th day of July, 2018.

(SEAL)

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Eleanor Petrucci  
Secretary, Buffalo Sewer Authority Board

## ITEM NO. 5

**CLAIM AGAINST LIABILITY AND CASUALTY RESERVE FUND**

WHEREAS: The Buffalo Sewer Authority and City of Buffalo are in receipt of a claim on behalf of Tajik Zabihollah for vehicle damage from a motor vehicle accident that occurred on January 8, 2018, at the intersection of Hertel Avenue and Tonawanda Street in the City of Buffalo; and

WHEREAS: The City of Buffalo Department of Law negotiated a settlement with the plaintiff's attorney, WNY Law Center, in the amount of three thousand two hundred and seventy eight dollars (\$3,278.00); and

WHEREAS: This settlement includes a general release that settles all claims that were or have been asserted against the Buffalo Sewer Authority and City of Buffalo.

NOW THEREFORE  
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes Corporation Counsel to settle a claim filed against the Buffalo Sewer Authority for a total settlement sum of three thousand two hundred and seventy eight dollars (\$3,278.00) and general release; and authorizes the General Manager to make payment to Tajik Zabihollah in the amount of \$3,278.00 as full settlement of this matter. This Claim will be paid out of the Liability and Casualty Reserve Fund.

MOTION TO APPROVE

MADE BY MS. PETRUCCI

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

AYES 4 NOES 0

Board Meeting of July 18, 2018

**CERTIFICATE**

I, Eleanor C. Petrucci, Secretary 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 July 18, 2018, 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 July 18, 2018, 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 18th day of July, 2018.

(SEAL)

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Eleanor Petrucci  
Secretary, Buffalo Sewer Authority Board

ITEM NO. 6

**TRAVEL AUTHORIZATION - NEW ORLEANS, LOUISIANA**

WHEREAS: The Water Environment Federation’s 91st Annual Technical Exhibition and Conference will be held September 29 - October 3, 2018, in New Orleans, Louisiana; 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; and

WHEREAS: The General Manager recommends attendance at the Water Environment Federation’s 91st Annual Technical Exhibition and Conference for Chairman of the Board, General Manager, Principal Sanitary Engineer, Treatment Plant Superintendent, Treatment Plant Administrator and Shift Superintendent.

NOW THEREFORE  
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes travel from September 28 - October 3, 2018, for the Chairman of the Board, General Manager, Principal Sanitary Engineer, Treatment Plant Superintendent, Treatment Plant Administrator and Shift Superintendent to attend the Water Environment Federation’s 91st Annual Technical Exhibition and Conference in New Orleans, Louisiana, at a total cost not to exceed \$12,000.00. Funds are available in account nos., 00100104-458010, 00100104-458012, 00110104-458010, 00110104-458012, 00600104-458010, 00600104-458012, 00200104-458010 and 00200104-458012.

MOTION TO APPROVE

MADE BY MR. KENNEDY

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

AYES 4 NOES 0

Board Meeting of July 18, 2018

## ITEM NO. 7

**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:

Partners & Counsel	\$285.00 per hour
Associates	\$260.00 per hour
Paralegal Services	\$185.00 per hour

; and

WHEREAS: The General Manager, Executive Secretary and staff recommend approval to retain Barclay Damon, LLP, for legal services on an as-needed basis for the 2018-2019 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 \$95,000.00 for the period July 1, 2018 through June 30, 2019. Expenses for these services will be charged to account no. 00550106-432003.

MOTION TO APPROVE

MADE BY MR. KENNEDY

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

AYES 4 NOES 0

Board Meeting of July 18, 2018



## ITEM NO. 8

**CONTRACT APPROVAL - LEGAL SERVICES**

WHEREAS: The Buffalo Sewer Authority has many complex labor relations matters that require the skill of specialized labor relations attorneys; and

WHEREAS: The law firm Phillips Lytle LLP has extensive experience in these areas; and

WHEREAS: Phillips Lytle LLP has been representing the Authority in the 2018 Contract Negotiations; and

WHEREAS: Upon request, Phillips Lytle LLP has submitted a proposal to represent the Buffalo Sewer Authority in connection with 2018 Contract Negotiations relating to Civil Service Employees Association, Local 1000 AFSME, AFL-CIO and Communications Workers of America, AFL-CIO for the period July 1, 2018 - June 30, 2019. The billing rates are as follows:

Kenneth A. Manning	\$425.00 per hour
Linda T. Prestegaard	\$385.00 per hour

; and

WHEREAS: The Director of Employee Relations recommends approval to retain Phillips Lytle LLP for 2018 Contract Negotiations in an amount not to exceed \$50,000.00.

NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to retain Phillips Lytle LLP to provide legal services to the Buffalo Sewer Authority in connection with 2018 Contract Negotiations relating to Civil Service Employees Association, Local 1000 AFSME, AFL-CIO and Communications Workers of America, AFL-CIO for the period July 1, 2018 – June 30, 2019 in an amount not to exceed \$50,000.00. Account no. 00110106-432003 shall be utilized for these services.

MOTION TO APPROVE

MADE BY MR. KENNEDY

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

AYES 4 NOES 0

Board Meeting of July 18, 2018

## ITEM NO. 9

**CHANGE ORDER NO. 1 – CONTRACT NO. 81800020**

CONTRACTOR:	ORIGINAL CONTRACT COST	\$144,738.00
Mollenberg-Betz, Inc.	PREVIOUS CHANGE ORDER	N/A
300 Scott Street	THIS CHANGE ORDER	<u>\$194,921.00</u>
Buffalo, NY 14204	ADJUSTED CONTRACT COST	\$339,659.00

PROJECT: Ultra-Fine Bubble Aeration System Installation

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**DESCRIPTION OF CHANGE OR EXTRA WORK:**

Item #1 Installation of an ultra-fine Bubble Aeration System in aeration tank 3B at the Bird Island Facility

**REASON FOR CHANGE OR EXTRA WORK:**

Item #1 After review of aeration tank 3B and possible alternatives for returning this tank into service, the demolition of the existing system and installation of a new ultra-fine bubble aeration system proved to be the most economical and efficient method for future treatment at the facility.

**COST OF CHANGE OR EXTRA WORK:**

Item #1 \$194,921.00

THE TOTAL COST OF THE CHANGE OR EXTRA WORK \$194,921.00

The total INCREASE to the contract as a result of this Change Order is \$194,921.00

**CONTRACT SUPPLEMENT CONDITIONS:**

1. The contract completion date established in the original contract or as modified by previous contract supplements is hereby changed by 0 calendar days, making the final completion date unchanged.
2. Any additional work to be performed under this contract supplement shall be carried out in compliance with the specifications included in the preceding description of changes involved with the supplemental contract drawings designated none and under the provisions of the original contract, including compliance with applicable equipment specifications, general specifications, and project specifications for the same type of work.



## ITEM NO. 10

**CHANGE ORDER NO. 1 – CONTRACT NO. 81700001**

CONTRACTOR:	ORIGINAL CONTRACT COST	\$4,057,000.00
Quackenbush Company, Inc.	PREVIOUS CHANGE ORDER	N/A
495 Kennedy Road	THIS CHANGE ORDER (DEDUCT)	<u>(\$224,315.64)</u>
Buffalo, New York 14225	ADJUSTED CONTRACT COST	\$3,832,684.36

PROJECT: Multiple Hearth Furnace #3 Upgrade (General Construction)

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**DESCRIPTION OF CHANGE OR EXTRA WORK:**

Item #1 Unused Contingency Allowance

**REASON FOR CHANGE OR EXTRA WORK:**

Item #1 Unused Contingency Allowance

**COST OF CHANGE OR EXTRA WORK:**

Item #1 (\$224,315.64)

THE TOTAL COST OF THE CHANGE OR EXTRA WORK (\$224,315.64)

The total DECREASE to the contract as a result of this Change Order is \$224,315.64

**CONTRACT SUPPLEMENT CONDITIONS:**

- The contract completion date established in the original contract or as modified by previous contract supplements is hereby changed by 0 calendar days, making the final completion date unchanged.





## ITEM NO. 12

**CHANGE ORDER NO. 1 – CONTRACT. NO 81800003**

CONTRACTOR:	ORIGINAL CONTRACT COST	\$1,133,800.00
Hohl Industrial Services, Inc.	PREVIOUS CHANGE ORDER	N/A
770 Riverview Blvd.	THIS CHANGE ORDER (DEDUCT)	<u>(\$189,757.75)</u>
Tonawanda, New York 14150	ADJUSTED CONTRACT COST	\$944,042.25

PROJECT: Raw Wastewater Pump #5 and Motor Rehabilitation & Blower #3 Motor Rewind

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**DESCRIPTION OF CHANGE OR EXTRA WORK:**

- Item #1 Unused Contingency Allowance for Impeller Repair
- Item #2 Unused Contingency Allowance for Raw Wastewater #5 Motor Complete Rewind

**REASON FOR CHANGE OR EXTRA WORK:**

- Item #1 Unused Contingency Allowance for Impeller Repair
- Item #2 Unused Contingency Allowance for Raw Wastewater #5 Motor Complete Rewind

**COST OF CHANGE OR EXTRA WORK:**

- Item #1 (\$113,723.50)
- Item #2 ( \$76,034.25)

THE TOTAL COST OF THE CHANGE OR EXTRA WORK (\$189,757.75)

The total DECREASE to the contract as a result of this Change Order is \$189,757.75

**CONTRACT SUPPLEMENT CONDITIONS:**

1. The contract completion date established in the original contract or as modified by previous contract supplements is hereby changed by 0 calendar days, making the final completion date unchanged.





## ITEM NO. 13

CONTRACT NO. 81800003

**CERTIFICATE OF ACCEPTANCE AND OCCUPANCY**

PROJECT: Raw Wastewater Pump #5 and Motor Rehabilitation and Blower #3 Motor Rewind

BID: \$1,133,800.00

CONTRACTOR: Hohl Industrial Services, Inc.  
770 Riverview Blvd.  
Tonawanda, NY 14150

WHEREAS: The Treatment Plant Administrator of the Buffalo Sewer Authority and consulting engineer have certified that the Contractor completed the work in accordance with the plans and specifications on June 30, 2018; and

WHEREAS: The Board of the Buffalo Sewer Authority approved Change Order No. 1 on July 18, 2018, in the amount of (\$189,757.75), thereby bringing the final adjusted contract amount to \$944,042.25.

NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby finds and determines that:

- a. The work to be performed under the terms of the Contract has been complete and is accepted;
- b. The date of entrance and occupancy be fixed as of June 30, 2018;
- c. The maintenance period commence on June 30, 2018;
- d. Final payment be made to the Contractor in the amount of \$47,202.13, making the final cost of the Contract \$944,042.25.

MOTION TO APPROVE  
MADE BY MR. KENNEDY  
2<sup>ND</sup> BY MR. ROOSEVELT  
AYES 4 NOES 0

Board Meeting of July 18, 2018

ITEM NO. 14

**AUTHORIZATION FOR PURCHASE OF AERATION SYSTEM DIFFUSER EQUIPMENT**

WHEREAS: On July 29, 2015, the Board of the Buffalo Sewer Authority designated Xylem Water Solutions, the original equipment manufacturer, and/or their authorized local service representative, as a sole source for replacement parts, supplies and services for various Sanitaire parts for diffuser and diffuser elements for aeration tanks at the Bird Island Facility; and

WHEREAS: The Treatment Plant Administrator has determined a need for additional Sanitaire diffuser and diffuser elements; and

WHEREAS: Upon request, Xylem Water Solutions submitted a quote in the amount of \$215,900.00 for the diffuser and diffuser elements; and

WHEREAS: The Treatment Plant Administrator and committee reviewed the quote received and recommend this purchase; 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 diffuser and diffuser elements from Xylem Water Solutions at a total cost of \$215,900.00. This purchase will be charged to account no. 02000433-480000.

MOTION TO APPROVE

MADE BY MS. PETRUCCI

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

AYES 4 NOES 0

Board Meeting of July 18, 2018

ITEM NO. 15

**AUTHORIZATION FOR REPLACEMENT ACTUATOR AT HAMBURG STREET PUMP STATION**

WHEREAS: On July 29, 2015, the Board of the Buffalo Sewer Authority designated Limatorque (a division of Flowserve), the original equipment manufacturer, and/or their authorized local service representative, as sole source for replacement parts, supplies and services for Limatorque brand valve actuators installed at the Bird Island Facility; and

WHEREAS: The Superintendent of Mechanical Maintenance has determined a need for a replacement Limatorque actuator at the Hamburg Street Pump Station. A quote was requested and received from FCX Performance Incorporated, the authorized local representative, in the amount of \$8,632.00; and

WHEREAS: Monies payable to date to FCX Performance Incorporated over the past 12 months are \$52,571.00. This purchase will bring total monies payable for purchase to \$61,203.00; and

WHEREAS: The Treatment Plant Superintendent, Superintendent of Mechanical Maintenance and staff reviewed the quote received and recommend the replacement Limatorque actuator at the Hamburg Street Pump Station; 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 replacement Limatorque actuator for the Hamburg Street Pump Station for a total cost of \$8,632.00. This purchase will be charged to account no. 00410105-466107.

MOTION TO	_____	APPROVE	_____
MADE BY	_____	MS. PETRUCCI	_____
2 <sup>ND</sup> BY	_____	MR. KENNEDY	_____
AYES	_____	4	NOES _____ 0

## ITEM NO. 16

**REPORT ON BIDS RECEIVED - HEAT EXCHANGER BUNDLES FOR MEGASTRUCTURE BASEMENT HEATING AND HOT WATER**

WHEREAS: Bids were solicited and received for Heat Exchanger Bundles for Megastructure Basement Heating and Hot Water. Bids are as follows:

<b>VENDOR</b>	<b>BID</b>
Aurora Industrial Machining	\$47,016.00
FP Langley	NO QUOTE
Buckpitt & Co.	NO REPLY
BJ Muirhead	NO REPLY
GEA Westfalia	NO QUOTE

; and

WHEREAS: The Treatment Plant Superintendent, Superintendent of Mechanical Maintenance and staff reviewed the quote received and recommend this purchase be awarded to the lowest bidder, Aurora Industrial Machining, at a total cost not to exceed \$47,016.00; 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 heat exchanger bundles for the megastructure basement heating and hot water from Aurora Industrial Machining at a total cost of \$47,016.00. This purchase will be charged to account no. 00380107-474080.

MOTION TO                                  APPROVE                                 

MADE BY                                  MR. KENNEDY                                 

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

AYES            4            NOES            0           

Board Meeting of July 18, 2018

ITEM NO. 17

**REPORT ON BIDS RECEIVED - REGULATORS FOR AUXILIARY BOILERS 1, 2 & 3**

WHEREAS: Bids were solicited and received for various regulators for auxiliary boilers 1, 2 & 3. Bids are as follows:

<b>VENDOR</b>	<b>BID</b>
Mollenberg Betz	\$27,633.00
RAF Supply	NO QUOTE
Root Neal	NO QUOTE
Home Depot	NO QUOTE
Stritt & Priebe	NO QUOTE

; and

WHEREAS: The Treatment Plant Superintendent, Superintendent of Mechanical Maintenance and staff reviewed the quote received and recommend this purchase be awarded to the lowest bidder, Mollenberg Betz, at a total cost not to exceed \$27,633.00; 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 regulators for auxiliary boilers 1, 2 & 3, from Mollenberg Betz at a total cost of \$27,633.00. This purchase will be charged to account no. 00380105-466107.

MOTION TO APPROVE  
 MADE BY MS. PETRUCCI  
 2<sup>ND</sup> BY MR. ROOSEVELT  
 AYES 4 NOES 0

Board Meeting of July 18, 2018

## ITEM NO. 18

**REPORT ON BIDS RECEIVED - INCINERATOR PARTS**

WHEREAS: Bids were solicited and received for incinerator parts. Bids are as follows:

<b>VENDOR</b>	<b>BID</b>
Industrial Furnace	\$32,704.00
BSP Thermal Systems, Inc.	\$46,156.00
Fastenal	NO BID
Northeast	NO BID
Home Depot	NO BID
Hanes Supply	NO BID

; and

WHEREAS: The Treatment Plant Superintendent, Superintendent of Mechanical Maintenance and staff reviewed the quotes received and recommend this purchase be awarded to the low bidder, Industrial Furnace, at a total cost not to exceed \$32,704.00; 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 incinerator parts from Industrial Furnace at a total cost of \$32,704.00. This purchase will be charged to account no. 00380105-466107.

MOTION TO APPROVE  
MADE BY MR. KENNEDY  
2<sup>ND</sup> BY MS. PETRUCCI  
AYES 4 NOES 0

Board Meeting of July 18, 2018

## ITEM NO. 19

**REPORTS ON BIDS RECEIVED - PURCHASE OF VARIOUS NEW AND UNUSED STEEL PRODUCTS**

WHEREAS: Formal bids were advertised and solicited for the purchase of the following various new and unused steel products:

- 1.) (50) Curb Box: 23" x 9"; 7" Reveal
  - 2.) (120) McConnell Curb Box: 23"x8";6" Reveal
  - 3.) (50) 2' x 2' Steel Frame
  - 4.) (60) Receiver Top Section – 6"
  - 5.) (60) Dark Curb Box – 4"
  - 6.) (60) Dark Curb Box – 5"
  - 7.) (60) Dark Curb Box – 7"
- ; and

WHEREAS: The following bids were received and opened by the Buffalo Sewer Authority Purchase Department on July 12, 2018:

<b>Vendor</b>	<b>Total Cost:</b>
Melius Welding	\$55,0000.00
EJ USA	\$47,341.20 *did not quote lines 4, 5, 6, & 7
Neenah Foundry	\$ 83,300.00

; and

WHEREAS: The Principal Engineer and staff reviewed the quotes received for each item needed and recommend awarding the entire purchase to the lowest eligible bidder, Melius Welding, Inc., at a 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 purchase the above listed various new and unused steel products from the lowest eligible bidder, Melius Welding, Inc., at a total cost of \$55,000.00. This purchase will be charged to account no. 00660105-466269.

MOTION TO APPROVE

MADE BY MR. KENNEDY

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

AYES 4 NOES 0

Board Meeting of July 18, 2018

## ITEM NO. 20

**REPORTS ON BIDS RECEIVED - PURCHASE OF VARIOUS GRAY CAST IRON CASTINGS**

WHEREAS: Formal bids were advertised and solicited for the purchase of the following various gray cast iron castings:

- 1.) (100) Standard Manhole Frames and Covers (Sets)
- 2.) (50) 11 ½" x 23" McConnell Cast Iron Grate
- 3.) (30) 23" x 23" McConnell Cast Iron Grate

; and

WHEREAS: The following bids were received and opened by the Buffalo Sewer Authority Purchase Department on July 12, 2018:

Vendor	Total Cost:
EJ USA	\$45,425.10
Neenah Foundry	\$46,235.00

; and

WHEREAS: The Principal Sanitary Engineer and staff reviewed the quotes received for each item needed and recommend the following awards, to the low bidder for each item:

Vendor	Items to award	Cost
EJ USA Inc.	#s: 1 & 3	\$40,643.10
Neenah Foundry	# : 2	\$ 4,075.00

; and

NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to purchase the above listed various gray cast iron castings from the low bidders for the items listed: EJ USA, Inc., for item nos. 1 & 3, and Neenah Foundry for item no. 2 at a total cost of \$44,718.10. These purchases will be charged to account no. 00660105-466269.

MOTION TO \_\_\_\_\_ APPROVE \_\_\_\_\_

MADE BY \_\_\_\_\_ MS. PETRUCCI \_\_\_\_\_

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

AYES \_\_\_\_\_ 4 \_\_\_\_\_ NOES \_\_\_\_\_ 0 \_\_\_\_\_

Board Meeting of July 18, 2018



## ITEM NO. 21

**CHANGE ORDER NO. 1 – CONTRACT NO. 81600020**

CONTRACTOR:	ORIGINAL CONTRACT COST	\$483,213.00
Watts Architecture and Engineering	PREVIOUS CHANGE ORDER	N/A
95 Perry St., Suite 300	THIS CHANGE ORDER	<u>\$607,090.80</u>
Buffalo, New York 14203	ADJUSTED CONTRACT COST	\$1,090,303.80

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

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**DESCRIPTION OF CHANGE OR EXTRA WORK:**

- Item #1 Additional design work
- Item #2 Construction administration and observation

**REASON FOR CHANGE OR EXTRA WORK:**

- Item #1 Additional work is related to the separation of the project into three construction phases, the inclusion of a combined sewer replacement, investigation into storm sewer options, a longer design schedule, coordination with the USGS, a more complex green infrastructure design than originally anticipated, and assistance with door-to-door outreach for green infrastructure storm planters.
- Item #2 The consultant will perform construction administration, engineering services and provide on-site construction observation during the course of the construction project.

**COST OF CHANGE OR EXTRA WORK:**

- Item #1 \$ 78,000.00
- Item #2 \$529,090.80

THE TOTAL COST OF THE CHANGE OR EXTRA WORK: \$607,090.80



## ITEM NO. 22

**REPORT ON BIDS RECEIVED - NORTH BAILEY REAL TIME CONTROL PROJECT**

WHEREAS: Formal bids were advertised and solicited for the North Bailey Real Time Control Project. The following bids were received and publically opened by the Buffalo Sewer Authority on Monday, July 9, 2018 at 11:00 AM:

<b><u>Contractor</u></b>	<b><u>Bid</u></b>
Nichols, Long & Moore Construction Corp.	\$2,031,250.00
Nova Site Company LLC	\$2,750,000.00
Mark Cerrone, Inc.	\$2,796,250.00
Kandey Company, Inc.	\$12,833,514.00

; 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 Buffalo Sewer Authority's Engineering consultant, AECOM, reviewed the packages and recommends awarding this contract to the low bidder, Nichols Long & Moore Construction Corp.; and

WHEREAS: The Principal Sanitary Engineer has reviewed the consultant's recommendation and concur with the recommendation provided by AECOM to award the contract to the low bidder, Nichols Long & Moore Construction Corp.

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 Nichols Long & Moore Construction Corp. for the North Bailey Real Time Control Project at a cost not to exceed \$2,031,250.00. Expenses for this contract shall be charged to account no. 02000465-490740.

MOTION TO APPROVE

MADE BY MS. PETRUCCI

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

AYES 4 NOES 0

Board Meeting of July 18, 2018





## ITEM NO. 24

**CONFIRMATION OF APPOINTMENTS**

LABORER I (SEASONAL)  
SEWAGE TREATMENT PLANT  
\$110.00 PER DAY  
EFFECTIVE: JUNE 11, 2018

ELIJAH HOOKS  
421 BAYNES STREET  
BUFFALO, NY

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LABORER I (SEASONAL)  
SEWAGE TREATMENT PLANT  
\$110.00 PER DAY  
EFFECTIVE: JUNE 11, 2018

JALEEL HARRIS  
56 DEERFIELD AVENUE  
BUFFALO, NY

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LABORER I (SEASONAL)  
SEWAGE TREATMENT PLANT  
\$110.00 PER DAY  
EFFECTIVE: JUNE 11, 2018

ZACHARY ISCH  
317 WOODSIDE  
BUFFALO, NY

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LABORER I (SEASONAL)  
SEWAGE TREATMENT PLANT  
\$110.00 PER DAY  
EFFECTIVE: JUNE 11, 2018

JOHN SBRIGLIA  
56 MANCHESTER PLACE  
BUFFALO, NY

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SEWER MAINTENANCE SUPERVISOR I (PERMANENT)  
SEWAGE TREATMENT PLANT  
\$56,647 PER ANNUM  
EFFECTIVE: JUNE 11, 2018

DESMOND LAWS  
4 NOKOMIS PARKWAY  
CHEEKTOWAGA, NY

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SEWER MAINTENANCE SUPERVISOR I (PERMANENT)  
SEWAGE TREATMENT PLANT  
\$56,647 PER ANNUM  
EFFECTIVE: JUNE 11, 2018

ROBERT STORY  
2111 SENECA STREET APT#2  
BUFFALO, NY

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CHIEF SEWER CONSTRUCTION INSPECTOR (PERMANENT)  
SEWAGE TREATMENT PLANT  
\$74,344 PER ANNUM  
EFFECTIVE: JUNE 11, 2018

SALVATORE J. LOTEMPIO JR.  
1104 SHEREE DRIVE  
GRAND ISLAND, NY

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LABORER I (SEASONAL)  
SEWAGE TREATMENT PLANT  
\$110.00 PER DAY  
EFFECTIVE: JUNE 18, 2018

AIDAN GOULD  
3 WILLINK AVENUE  
BUFFALO, NY

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ASSISTANT SANITARY ENGINEER (PERMANENT)  
CITY HALL ENGINEERING DEPARTMENT  
\$62,198 PER ANNUM  
EFFECTIVE: JUNE 18, 2018

REGINA HARRIS  
48 BEVERLY ROAD  
BUFFALO, NY

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LABORER I (SEASONAL)  
SEWAGE TREATMENT PLANT  
\$110.00 PER DAY  
EFFECTIVE: JUNE 18, 2018

MATTHEW TYTKA  
73 DENSMORE  
BUFFALO, NY

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LABORER I (SEASONAL)  
SEWAGE TREATMENT PLANT  
\$110.00 PER DAY  
EFFECTIVE: JUNE 25, 2018

RICHARD COTTER  
375 DOWNING STREET  
BUFFALO, NY

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INTERN (SEASONAL)  
SEWAGE TREATMENT PLANT  
\$13.75 PER HOUR  
EFFECTIVE: JUNE 25, 2018

CAMERON HALL  
53 ALLENHURST ROAD  
BUFFALO, NY

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INTERN (SEASONAL)  
SEWAGE TREATMENT PLANT  
\$13.75 PER HOUR  
EFFECTIVE: JUNE 25, 2018

RAZUL SAYEM  
73 RICKERT AVENUE  
BUFFALO, NY

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LABORER I (PERMANENT)  
SEWAGE TREATMENT PLANT  
\$18.46 PER HOUR  
EFFECTIVE: JUNE 29, 2018

KEVIN LESTER  
371 DEARBORN STREET  
BUFFALO, NY

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PRESS INFORMATION OFFICER (EXEMPT)  
 ADMINISTRATION  
 \$57, 893 PER ANNUM  
 EFFECTIVE: JULY 2, 2018

TRACY F. KING  
 2005 DELAWARE AVENUE APT 3F  
 BUFFALO, NY

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

WHEREAS: The General Manager requests confirmation of each appointment.

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

MOTION TO APPROVE  
 MADE BY MR. ROOSEVELT  
 2<sup>ND</sup> BY MR. KENNEDY  
 AYES 4 NOES 0

Board Meeting of July 18, 2018

## ITEM NO. 25

**TUITION REIMBURSEMENT**

WHEREAS: In accordance with the Agreements between the Buffalo Sewer Authority and CSEA Local 815 and the Communications Workers of America, the following Buffalo Sewer Authority employee has applied for Tuition Reimbursements:

<b><u>EMPLOYEE</u></b>	<b><u>SCHOOL</u></b>	<b><u>COURSE</u></b>	<b><u>TUITION%</u></b>	<b><u>REIMBURSEMENT TOTAL</u></b>
Perry L. Pope	Buffalo State College	Corporation Finance	100%	\$1,484.34
Perry L. Pope	Buffalo State College	International Marketing	100%	\$1,484.33
Perry L. Pope	Buffalo State College	Production and Operations Management	100%	\$1,484.33
Perry L. Pope	Buffalo State College	Strategic Management	100%	\$963.95

NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby approves the above applications for Tuition Reimbursement totaling \$ 5,416.95. These reimbursements will be charged to account no. 00820102-421026.

MOTION TO APPROVE  
MADE BY MR. KENNEDY  
2<sup>ND</sup> BY MS. PETRUCCI  
AYES 4 NOES 0

Board Meeting of July 18, 2018

ITEM NO. 26

**ADJOURNMENT OF MEETING**MOTION TO                     APPROVE                    MADE BY                     MS. PETRUCCI                    2<sup>ND</sup> BY                     MR. KENNEDY                    AYES           4           NOES           0          

Board Meeting of July 18, 2018