

**MINUTES OF THE REGULAR MEETING
OF THE
BUFFALO SEWER AUTHORITY
December 1, 2010**

53326.....53351

BUFFALO SEWER AUTHORITY

December 1, 2010

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)

November 16, 2010

ISSUE DATE	MATURITY DATE	TOTAL DAYS	AMOUNT	BANK	RATE	INTEREST AMOUNT
CAPITAL IMPROVEMENT FUND						
15-Apr-02	Money Market		\$500,000.00	Chase	0.50%	High Yield
CONSTRUCTION FUND						
08-Apr-02	Money Market		\$39,445,983.21	Chase	0.50%	High Yield
LIABILITY AND CASUALTY RESERVE FUND						
22-Apr-02	Money Market		\$1,009,576.72	Chase	0.50%	High Yield
OPERATING FUND						
08-Apr-02	Money Market		\$3,486,554.18	Chase	0.50%	High Yield
TRUST & AGENCY FUND						
06-May-02	Money Market		\$33,872.01	Chase	0.50%	High Yield
SURPLUS FUND						
28-Sep-10	30-Dec-10	93	\$229.95	MTB Funds		
			\$4,394,955.40	M&T Securities	0.18%	\$2,044.60
			<u>\$4,395,185.35</u>			
NET REVENUE FUND						
25-Aug-10	24-Nov-10	91	\$737.87	MTB Funds		
			\$7,249,415.88	M&T Securities	0.25%	\$4,584.12
27-Sep-10	30-Dec-10	94	\$3,699,260.53	M&T Securities	0.18%	\$1,739.47
25-Oct-10	25-Jan-11	92	\$6,299,262.13	M&T Securities	0.17%	\$2,737.87
			<u>\$17,248,676.41</u>			

ISSUE DATE	MATURITY DATE	TOTAL DAYS	AMOUNT	BANK	RATE	INTEREST AMOUNT
DEBT RESERVE FUND						
30-Apr-10	03-Jun-11	399	\$1,007,669.72	Series F FHLB	0.42%	
30-Apr-10	10-Jun-11	406	\$333,570.61	Series F FHLB	0.42%	
01-Aug-08	06-Sep-13	1862	\$8,240,877.50	Series I FHLB	4.00%	
13-Mar-03	15-Apr-32		\$2,825,593.00	Series H SLG	4.35%	
04-Mar-04	15-Nov-33		\$774,061.00	Series J SLG	3.82%	
22-Jul-04	15-Feb-33		\$498,654.00	Series K SLG	4.63%	
27-Jul-06	01-Oct-35		\$952,666.00	Series L SLG	4.52%	

RECEIVE & FILE

Board Meeting of December 1, 2010

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 Buffalo Sewer Authority's operating budget.

Wastewater Treatment Plant

10/28/2010	00200105 Plant Supplies	-\$104.88	00510105 Laboratory Supplies	\$104.88
11/4/2010	00520105 Maintenance Supplies	-\$19,142.08	00370105 Dryer Supplies	\$19,142.08
11/9/2010	00520105 Maintenance Supplies	-\$3,494.40	00370105 Dryer Supplies	\$3,494.40
11/18/2010	00520106 Maintenance Services	-\$5,250.00	00220106 Screen Services	\$5,250.00

RECEIVE & FILE

Board Meeting of December 1, 2010

ITEM NO. 4

CLAIM AGAINST LIABILITY AND CASUALTY RESERVE FUND

WHEREAS: On November 1, 2010, Marie L. Cotroneo, 686 Prospect Avenue, Buffalo, New York, filed a Claim with the Buffalo Sewer Authority for plumbing expenses she incurred when it was found that her house lateral had never been connected to the main sewer when the sewer on Prospect Avenue was replaced around 10 years ago; and

WHEREAS: The General Manager reviewed this Claim and determined that the Buffalo Sewer Authority is liable in this matter in the total cost of \$3,865.00.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to make payment to Marie L. Cotroneo, 686 Prospect Avenue, Buffalo, New York, in the amount of \$3,865.00 as full settlement. This Claim will be paid out of the Liability and Casualty Reserve Fund.

MOTION TO APPROVE

MADE BY MR. KENNEDY, SR.

2ND BY MR. ROOSEVELT

AYES 5 NOES 0

Board Meeting of December 1, 2010

ITEM NO. 5

CONTRACT APPROVAL - CONSULTING SERVICES

WHEREAS: The Buffalo Sewer Authority is involved in several environmental projects that may qualify for special funding from the federal government; and

WHEREAS: At the December 2, 2009, Board Meeting, the Board of the Buffalo Sewer Authority Board authorized the General Manager to enter a consulting agreement with American Continental Group, Inc., (formerly American Continental Group, LLC) to advise and assist the Buffalo Sewer Authority with federal government services for the period January 1, 2010 through December 31, 2010; and

WHEREAS: American Continental Group, Inc. has proposed to continue to provide the Buffalo Sewer Authority with federal government services with respect to project funding and environmental issues for the period January 1, 2011 through December 31, 2011, for a monthly fee of \$3,750.00 per month, plus actual out-of-pocket expenses pre-approved by the Authority; and

WHEREAS: The General Manager and his staff recommend approval to renew this agreement with American Continental Group, Inc., for consulting services.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to enter into a contract with American Continental, Inc., for government services with respect to project funding and environmental issues for the period January 1, 2011 through December 31, 2011. The cost of these services shall be \$3,750.00 per month for professional services, with a total amount not to exceed \$45,000.00, plus actual costs for pre-approved out-of-pocket expenses. Account no. 00110106-432004 shall be utilized for these expenses.

MOTION TO	<u>APPROVE</u>	
MADE BY	<u>MR. KENNEDY, SR.</u>	
2 ND BY	<u>MR. KENNEDY, JR.</u>	
AYES	<u>5</u>	NOES <u>0</u>

Board Meeting of December 1, 2010

ITEM NO. 6

TRAVEL AUTHORIZATION - NEW YORK CITY

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

WHEREAS: The 83rd Annual Meeting of the New York Water Environment Association, Inc., (NYWEA) is held in New York City from February 6 - 9, 2011, covering an overview of environmental requirements; and

WHEREAS: The General Manager, Treatment Plant Administrator, and Secretary to the General Manager need to remain current with regulations affecting their respective programs; and

WHEREAS: The General Manager recommends attendance at the 83rd Annual Meeting of NYWEA.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager, Treatment Plant Administrator, and the Secretary to the General Manager to travel to New York City from February 6 – 9, 2011, to attend the 83rd Annual Meeting of the New York Water Environment Association, Inc., at a total cost not to exceed \$6,800.00. Funds are available in account nos. 00110104-458010, 00110104-458012, 00200104-458010, and 00200104-458012.

MOTION TO APPROVE
MADE BY MR. KENNEDY, JR.
2ND BY MS. WILSON-DIVINCENZO
AYES 5 NOES 0

Board Meeting of December 1, 2010

ITEM NO. 7

AMEND BOARD RESOLUTION ITEM NO. 7 OF BOARD MEETING OCTOBER 13, 2010

WHEREAS: On October 13, 2010, the Board of the Buffalo Sewer Authority authorized travel from January 10 – 12, 2011, for Shift Superintendent Michael Letina, to attend the NEIWPC "Train-The-Trainer" course in Sherrill, New York, at a total cost not to exceed \$600.00; and

WHEREAS: The NEIWPC has notified the Authority that this course date has been changed to March 22 – 23, 2011; and

WHEREAS: This Resolution should be amended to read travel from March 21 – 23, 2011.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes Resolution Item No. 7 of the Board Meeting of October 13, 2010, be amended to read as follows:

“That the Board of the Buffalo Sewer Authority hereby authorizes travel from March 21 – 23, 2011, for Shift Superintendent, Michael Letina, to attend the NEIWPC "Train-the-Trainer" course in Sherrill, New York, at a total cost not to exceed \$600.00. Funds are available in account nos. 00200104-458010 and 00200104-458012.

MOTION TO APPROVE
MADE BY MR. KENNEDY, SR.
2ND BY MR. ROOSEVELT
AYES 5 NOES 0

Board Meeting of December 1, 2010

ITEM NO. 8

AUTHORIZATION FOR PROCUREMENT OF GAS THROUGH UNITED ENERGY THROUGH 2014

WHEREAS: United Energy is a professional consulting organization specializing in energy commodities procurement geared to minimize financial risk and maximize savings; and

WHEREAS: On April 7, 2010, the Board of the Buffalo Sewer Authority authorized the General Manager to execute a Professional Services Agreement with United Energy for Energy Procurement for the period July 1, 2010 through June 30, 2011; and

WHEREAS: United Energy's procurement of gas for the Authority has resulted in substantial cost savings. The General Manager, Treatment Plant Superintendent, Treatment Plant Administrator, and staff met with United Energy and based on NYMEX futures pricing, the Authority desires United Energy to procure gas for the Authority through 2014; and

WHEREAS: The General Manager and staff recommend utilizing United Energy for energy procurement.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority formally authorizes the General Manager to contract with United Energy to procure gas for the Authority through March 31, 2014.

MOTION TO APPROVE

MADE BY MR. KENNEDY, SR.

2ND BY MR. KENNEDY, JR.

AYES 5 NOES 0

Board Meeting of December 1, 2010

ITEM NO. 9

AUTHORIZATION FOR PURCHASES AND SERVICES FOR CENTRIFUGES FOR FISCAL YEAR 2010-2011

WHEREAS: On June 16, 2010, the Board of the Buffalo Sewer Authority designated GEA Westfalia Separator, Inc., the original equipment manufacturer, and/or their authorized local representative, as a sole source for the purchase of various replacement parts, supplies, and service on the Westfalia centrifuge located at the Treatment Plant; and

WHEREAS: The Principal Chief Stationary Engineer has determined a need for centrifuge replacement parts; and

WHEREAS: GEA Westfalia Separator, Inc., has submitted a quote in the amount of \$36,284.84, plus freight estimated not to exceed \$200.00 for these replacement parts; and

WHEREAS: The Treatment Plant Superintendent, Principal Chief Stationary Engineer, and staff reviewed the quote received and recommend the purchase of these necessary replacement parts; and

WHEREAS: Repair services were also needed on Centrifuge No. 3 and were quoted in the amount of \$16,128.00 plus any additional travel expenses. Total cost for this service with additional travel expenses amounts to \$18,255.95. To date \$3,925.41 has been expended for services bringing the total monies payable to GEA Westfalia Separator, Inc., for services to \$22,181.36 for fiscal year 2010-2011; and

WHEREAS: Board approval is required for purchases over \$10,000.00 and for services over \$20,000.00; and

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to purchase the needed centrifuge parts from GEA Westfalia Separator, Inc., at a cost of \$36,284.84, plus freight estimated not to exceed \$200.00. This purchase will be charged to account no. 00370105-466107. The Board further authorizes total expenditures for services payable to GEA Westfalia Separator, Inc., for fiscal year 2010-2011 in the amount of \$22,181.36.

MOTION TO APPROVE

MADE BY MS. WILSON-DIVINCENZO

2ND BY MR. KENNEDY, JR.

AYES 5 NOES 0

Board Meeting of December 1, 2010

ITEM NO. 10

CHANGE ORDER NO. 1 – CONTRACT NO. 85000023

CONTRACTOR:	ORIGINAL CONTRACT COST	\$458,590.00
Quackenbush Company, Inc.	THIS CHANGE ORDER	<u>16,800.84</u>
495 Kennedy Road	ADJUSTED CONTRACT COST	\$475,390.84
Buffalo, NY 14227		

WORK: Final Clarifier Weir Renovations-Phase IV

DESCRIPTION OF CHANGE OR EXTRA WORK:

Item #1 Additional rehabilitation work on Final Clarifier 2A, 4A and 5A walls in tanks 2A, 4A and 5A. The cost breakdown is as follows:

2A	Add \$5,624.70
4A	Add \$4,329.19
5A	<u>Add \$6,846.95</u>
Total	Add \$16,800.84

REASON FOR CHANGE OR EXTRA WORK:

Item #1 During construction it was revealed that additional work was required on the weir box plates, the steel lining seams and damaged anchor bolts through out clarifiers 2A, 4A and 5A. Buffalo Sewer Authority representatives directed the contractor to perform this work while these tanks were out of commission and the required rehabilitation work areas were accessible.

This change reimburses the contractor for time lost until the sludge was removed from the tank. Contractor personnel also participated in the tank clean-up. This time is included in the change order.

COST OF CHANGE OR EXTRA WORK:

Item #1 \$16,800.84

THE TOTAL COST OF THE CHANGE OR EXTRA WORK	\$16,800.84
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The total INCREASE to the contract as a result of this Change Order is and;	\$16,800.84
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CONTRACT SUPPLEMENT CONDITIONS:

The contract completion date established in the original contract or as modified by previous contract supplements remains unchanged.

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 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.

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.

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%).

The costs established under this contract supplement are acknowledged as including any and all costs associated with the 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. 85000023 as written in the above Agenda Item, increasing the contract cost in the amount of \$16,800.84, making the adjusted contract cost \$475,390.84.

MOTION TO	<u>APPROVE</u>	
MADE BY	<u>MR. KENNEDY, SR.</u>	
2 ND BY	<u>MR. KENNEDY, JR.</u>	
AYES	<u>5</u>	NOES <u>0</u>

Board Meeting of December 1, 2010

ITEM NO. 11

CHANGE ORDER NO. 1 – CONTRACT NO. 8500007

CONTRACTOR:	ORIGINAL CONTRACT COST	\$597,000.00
Quackenbush Company, Inc.	THIS CHANGE ORDER	<u>8,074.00</u>
495 Kennedy Road	ADJUSTED CONTRACT COST	\$605,074.00
Buffalo, NY 14227		

WORK: Fine Screen Replacement

DESCRIPTION OF CHANGE OR EXTRA WORK:

- Item #1
- a. Provide additional work to install screen stabilizing beam (Add \$2,652.00)
 - b. Install additional solenoid to flush trough along with associated wiring and mechanical piping and connections (Add \$2,860.00).
 - c. Provide two (2) emergency control stations adjacent to new screen (Add \$3,012.00).
 - d. Provide credit for using smaller debris hopper for final installation (Deduct \$450.00).

REASON FOR CHANGE OR EXTRA WORK:

- Item #1
- a. The need for this item was not reflected on the contract documents.
 - b. The need for this item was not reflected on the contract documents.
 - c. The need for these items was not reflected in the contract documents.
 - d. It was decided that the larger 3.1 yard debris hopper was not necessary therefore; a small less expensive one was supplied by the contractor..

COST OF CHANGE OR EXTRA WORK:

Item #1 \$8,074.00

THE TOTAL COST OF THE CHANGE OR EXTRA WORK \$8,074.00

The total INCREASE to the contract as a result of this Change Order is \$8,074.00
and;

CONTRACT SUPPLEMENT CONDITIONS:

The contract completion date established in the original contract or as modified by previous contract supplements remains unchanged.

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 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.

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.

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%).

The costs established under this contract supplement are acknowledged as including any and all costs associated with the 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. 85000007 as written in the above Agenda Item, increasing the contract cost in the amount of \$8,074.00, making the adjusted contract cost \$605,074.00.

MOTION TO	<u>APPROVE</u>	
MADE BY	<u>MS. WILSON-DIVINCENZO</u>	
2 ND BY	<u>MR. ROOSEVELT</u>	
AYES	<u>5</u>	NOES <u>0</u>

Board Meeting of December 1, 2010

ITEM NO. 12

CHANGE ORDER NO. 1 – CONTRACT NO. 85000006

CONTRACTOR:	ORIGINAL CONTRACT COST	\$305,500.00
GHD Consulting Engineers, LLC	THIS CHANGE ORDER	<u>705,000.00</u>
415 North French Road, Suite 100	ADJUSTED CONTRACT COST	\$1,010,500.00
Amherst, New York 14228		

WORK: Engineering Services for Design of CSO LTCP recommendations within the Swan Trunk Sewer System

WHEREAS: The Board of the Buffalo Sewer Authority (BSA) at their meeting on July 22, 2009, authorized a Contract with GHD Consulting Engineers, LLC formerly known as Stearns and Wheler, LLC, for Engineering Services for the Swan Trunk Sewer System improvements at a cost not to exceed \$305,500.00; and

WHEREAS: The BSA is negotiating an Order of Consent for implementation of various projects included in the soon to be completed Long Term Control Plan (LTCP); and

WHEREAS: The BSA agreed to implement 25 projects recommended to and approved by the New York State Department of Environmental Conservation (DEC) and the United States Environmental Protection Agency (EPA) including sewer separations at CSO's 007, 009 and 010 and flow redirection at CSO 008; and

WHEREAS: GHD has completed preliminary design reports for these CSO's which includes proposals for three (3) Contracts with a combined cost of \$8,600,000.00 which will result in a significant reduction in wet weather flow reaching the north interceptor and reduce upstream overflows; and

WHEREAS: GHD has agreed to provide design and bid services for these three (3) Contracts at a cost not to exceed \$705,000.00; and

WHEREAS: The Senior Sanitary Engineering Supervisor recommends approval of Change Order No. 1 to Contract No. 85000006.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby approves Change Order No. 1 to Contract No. 85000006 as written in the above Agenda Item, increasing the contract cost in the amount of \$705,000.00, making the adjusted contract cost \$1,010,500.00.

MOTION TO APPROVE

MADE BY MR. KENNEDY, SR.

2ND BY MR. KENNEDY, JR.

AYES 5 NOES 0

Board Meeting of December 1, 2010

ITEM NO. 13

CHANGE ORDER NO. 3 – CONTRACT NO. 84900006

CONTRACTOR:	ORIGINAL CONTRACT COST	\$1,175,000.00
Malcolm Pirnie, Inc.	PREVIOUS CHANGE ORDERS	540,267.46
50 Fountain Plaza, Suite 600	THIS CHANGE ORDER	<u>785,000.00</u>
Buffalo, New York 14202	ADJUSTED CONTRACT COST	\$2,500,267.46

WORK: Long Term Control Plan Water Quality and Sewer System Modeling and Monitoring
Professional Services

WHEREAS: The Buffalo Sewer Authority (BSA) is negotiating with the United States Environmental Protection Agency (USEPA), the United States Department of Justice, and the New York State Department of Environmental Conservation (NYSDEC) to address sewer system improvements to comply with the Federal Clean Water Act; and

WHEREAS: The BSA Board, at their May 21, 2008, Board Meeting, retained Malcolm Pirnie, Inc., to assist with negotiations and to complete work planning efforts to define the extent of the water quality and sewer system monitoring and modeling per negotiations with the USEPA, United States Department of Justice, and the NYSDEC at a cost of \$1,175,000.00; and

WHEREAS: Additional work is required to comply with the terms of the proposed USEPA/NYSDEC and the BSA Consent Decree (CD); and

WHEREAS: The proposed work builds upon Phase 2 Long Term Control Plan (LTCP) activities to satisfy the CD requirement for submitting an updated CSO LTCP document; and

WHEREAS: Due to a tight LTCP update schedule included in the draft CD, it is necessary to complete this work in a timely manner; and

WHEREAS: The following tasks have been identified as being necessary to complete the work:

Task No. 1	Real Time Control coordination and review/evaluate BPR and EmNet recommendations.
Task No. 2	Evaluate existing stream water quality (WQ) conditions.
Task No. 3	Evaluate green infrastructure opportunities
Task No. 4	Update 2006 WWTP Wet Weather Capacity Evaluation.
Task No. 5	Evaluate northern system relief conveyance and treatment alternatives.

Task No. 6	Evaluate CSO control alternatives and select the recommended alternative and level of control.
Task No. 7	Provide WQ modeling support for CSO control alternative evaluations.
Task No. 8	Update LTCP document.
Task No. 9	Public participation support.
Task No. 10	USEPA/NYSDEC regulatory negotiations support.
Task No. 11	Project management.

WHEREAS: Malcolm Pirnie, Inc., has agreed to complete these tasks at a cost not to exceed \$785,000.00; and

WHEREAS: The Senior Sanitary Engineering Supervisor recommends approval of Change Order No. 3 to Contract No. 84900006.

NOW THEREFORE

BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby approves Change Order No. 3 to Contract No. 84900006 in the amount of \$785,000.00 making the adjusted Contract cost \$2,500,267.46. Expenses for this Contract will be funded from account no. 02000293-432004.

MOTION TO APPROVE

MADE BY MS. WILSON-DIVINCENZO

2ND BY MR. KENNEDY, JR.

AYES 5 NOES 0

Board Meeting of December 1, 2010

ITEM NO. 14

REPORT ON BIDS RECEIVED – BEVERLY ROAD SEWER IMPROVEMENTS

WHEREAS: On October 13, 2010, the Board of the Buffalo Sewer Authority authorized the General Manager to enter into and execute a contract with the lowest bidder, C. Destro Development, for the Beverly Road Sewer Improvements at a cost not to exceed \$95,998.00; and

WHEREAS: C. Destro Development has failed to produce the required insurances, bonds, and executed contracts prior to their deadline and is deemed non-responsive; and

WHEREAS: Formal bids were advertised and solicited for the Beverly Road Sewer Improvements. The following bids were received and opened by the Buffalo Sewer Authority on September 24, 2010:

C. Destro Development	\$ 95,998.00
Thomas Greenhauer Development	\$120,700.00
American Paving	\$140,500.00
Milherst Construction	\$154,600.00
North American Construction	\$161,950.00
Visone Construction	\$164,830.00
Scott Lawn	\$166,700.00
; and	

WHEREAS: The bids were received, and the contract will be awarded on the basis of a combined unit and lump sum bid. The bids do not reflect the true amount of the contract, but rather are subject to some variance. These variances are due to the actual amount of the quantities used as they appear in the estimate column multiplied by the unit price as bid; and

WHEREAS: The Senior Sanitary Engineering Supervisor and staff reviewed this matter and **recommend awarding this contract to the second lowest bidder, Thomas Greenhauer Development at a cost not to exceed \$120,700.00.**

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to enter into and execute a contract with Thomas Greenhauer Development at a cost not to exceed \$120,700.00 for the Beverly Road Sewer Improvements. Expenses for this contract will be charged to account no. 02000319-490740.

MOTION TO APPROVE

MADE BY MR. KENNEDY, SR.

2ND BY MR. KENNEDY, JR.

AYES 5 NOES 0

Board Meeting of December 1, 2010

ITEM NO. 15

AMEND BOARD RESOLUTION ITEM NO. 21 OF BOARD MEETING OCTOBER 13, 2010

WHEREAS: On October 13, 2010, the Board of the Buffalo Sewer Authority authorized Change Order No 3 to Contract No. 84600007 with CRA Infrastructure & Engineering, Inc., in the amount of \$372,000; and

WHEREAS: The amount of the previous Change Orders was listed as \$1,218,000; and

WHEREAS: **The amount of the previous Change Orders should be \$1,846,000.00; and**

WHEREAS: The Adjusted Contract Cost was listed as \$2,166,500; and

WHEREAS: **The Adjusted Contract Cost should be \$2,794,500.**

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes resolution Item No. 21 of the Board Meeting of October 13, 2010, be amended to read as follows:

“That the Board of the Buffalo Sewer Authority hereby approves Change Order No. 3 to Contract No. 84600007 in the amount of \$372,000, making the adjusted Contract cost \$2,794,500. Expenses for this contract will be funded from account no. 02000207-490720.”

MOTION TO APPROVE

MADE BY MR. ROOSEVELT

2ND BY MR. KENNEDY, JR.

AYES 5 NOES 0

Board Meeting of December 1, 2010

ITEM NO. 16

CONFIRMATION OF APPOINTMENTS

SUPERVISOR OF GROUNDS I (PROVISIONAL)
SEWAGE TREATMENT PLANT
\$60,570 PER ANNUM
EFFECTIVE: NOVEMBER 8, 2010

THOMAS LOTEMPIO
277 PARAMOUNT PKWY.
TONAWANDA, NY

MAINTENANCE ASSISTANT (SEWER CLEANING) (PERMANENT)
SEWER MAINTENANCE DEPARTMENT
\$19.05 PER HOUR
EFFECTIVE: NOVEMBER 15, 2010

DAVID BROTHERS
55 ANGLE RD.
WEST SENECA, NY

DISPATCHER (TEMPORARY)
SEWER MAINTENANCE DEPARTMENT
\$22.02 PER HOUR
EFFECTIVE: NOVEMBER 15, 2010

LAWRENCE DOCTOR, JR.
70 HANSEN ST.
BUFFALO, NY

LABORER I (PERMANENT)
CHANGE OF STATUS ONLY
SEWAGE TREATMENT PLANT
\$15.99 PER HOUR
EFFECTIVE: NOVEMBER 18, 2010

DANIEL GILMOUR
29 CARLYLE
BUFFALO, NY

STOCK CLERK (PERMANENT)
 SEWAGE TREATMENT PLANT
 \$19.05 PER HOUR
 EFFECTIVE: NOVEMBER 29, 2010

JESSICA RINE
 1113 WEST AVE.
 BUFFALO, NY

INSTRUMENT TECHNICIAN (PERMANENT)
 SEWAGE TREATMENT PLANT
 \$20.11 PER HOUR
 EFFECTIVE: NOVEMBER 29, 2010

TIMOTHY BLAKE
 168 SHENANDOAH
 BUFFALO, NY

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

WHEREAS: The General Manager requests confirmation of each appointment.

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

MOTION TO APPROVE
 MADE BY MR. KENNEDY, SR.
 2ND BY MR. KENNEDY, JR.
 AYES 5 NOES 0

Board Meeting of December 1, 2010

ITEM NO. 17

TUITION ASSISTANCE

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

<u>EMPLOYEE</u>	<u>SCHOOL</u>	<u>COURSE</u>	<u>SEMESTER</u>	<u>TUITION</u>
Thomas Caulfield	Walden University	Governance & Public Policy (PPPA 8112)	Winter 2010	\$2,315.00

WHEREAS: No Funds will be expended at this time.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby approves the above application for Tuition Assistance.

MOTION TO APPROVE
MADE BY MS. WILSON-DIVINCENZO
2ND BY MR. ROOSEVELT
AYES 5 NOES 0

Board Meeting of December 1, 2010

ITEM NO. 18

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 Reimbursement:

<u>EMPLOYEE</u>	<u>SCHOOL</u>	<u>COURSE</u>	<u>TUITION%</u>	<u>REIMBURSEMENT TOTAL</u>
Anthony Croce	Buffalo State	Basic Laboratory	100%	\$ 600.00
		Basic Operations	100%	\$ 900.00
		Activated Sludge	100%	\$ 500.00
		Grade 3 Supervision	100%	\$ 500.00

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby approves the above applications for Tuition Reimbursement totaling \$2,500.00. These Reimbursements will be charged to account no. 00800108-480214.

MOTION TO APPROVE

MADE BY MS. WILSON-DIVINCENZO

2ND BY MR. KENNEDY, JR.

AYES 5 NOES 0

Board Meeting of December 1, 2010

ITEM NO. 19

ADJOURNMENT OF MEETING

MOTION TO APPROVE

MADE BY MR. KENNEDY, JR.

2ND BY MS. WILSON-DIVINCENZO

AYES 5 NOES 0

Board Meeting of December 1, 2010