

MINUTES OF THE REGULAR MEETING
OF THE
BUFFALO SEWER AUTHORITY
July 23, 2003

BUFFALO SEWER AUTHORITY

July 23, 2003

REGULAR MEETING

9:00 A.M.

1038 CITY HALL

<u>ITEM NO.</u>	<u>CONTENTS</u>	<u>PAGE NO.</u>
	Roll Call	
1	Motion to Adopt the Minutes of July 1, 2003	49681
2	Temporary Investments (Certificates of Deposits and Treasury Bills)	49682
3	Informative: Report on the Condition of the Capital Improvement Fund	49683
4	Informative: Report on the Condition of the Liability and Casualty Reserve Fund	49684
5	Proposed Amended "Schedule of Sewer Rents and Other Charges"	49685-92
6	Authorization to Publish Notice of Proposed Amended "Schedule of Sewer Rents and Other Charges"	49693
7	Adjustment of Sewer Rent	49694-95
8	Adjustment of Sewer Rent	49696
9	Adjustment of Sewer Rent	49697
10	Authorization to Renew Contract for Energy Consulting Services	49698
11	Travel Authorization – Los Angeles, California	49699
12	Travel Authorization – New Orleans, Louisiana	49700
13	Janitorial Services Contract Renewal	49701
14	Payment from Judgment & Claims	49702
15	Report on Bids Received – Demolition and Installation of Sludge Withdrawal Replacement Equipment Project	49703

16	Renewal of Sole Source for Selected Instrument, Maintenance, Laboratory, and Office Equipment	49704-07
17	Renewal of Single Source for Selected Instrument, Maintenance, Laboratory, and Office Equipment	49708-10
18	Addition of Designated Sole Source Vendors	49711-12
19	Addition of Designated Single Source Vendors	49713-14
20	Change Order No. 2 – Contract No. 84200009	49715-17
21	Tuition Assistance	49718
22	Tuition Reimbursement	49719
23	Adjournment	49720

CALL OF THE ROLL

49681

Present:	<u>Herbert L. Bellamy, Jr.</u>	<u>Chairman</u>
	<u>Rev. Msgr. John R. Gabalski</u>	<u>Vice Chairman</u>
	<u>Rodney Richardson</u>	<u>Asst. Secretary</u>
	<u>Anthony A. Hazzan</u>	<u>General Manager</u>
	<u>Margaret Burke</u>	<u>Executive Secretary</u>
	<u>Salvatore LoTempio</u>	<u>Treatment Plant Superintendent</u>
	<u>Frank DiMascio, P.E.</u>	<u>Principal Sanitary Engineer</u>
	<u>Nicole Elliott</u>	<u>Erie Co. Environment & Planning</u>
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Absent:	<u>James Naples</u>	<u>Asst. Vice Chairman</u>
	<u>John D. Kennedy, Sr.</u>	<u>Secretary</u>

The meeting was called to order at 9:07 a.m.. A quorum was present.

ITEM NO. 1

Motion to Adopt the Minutes of the Meeting of July 1, 2003

MOTION TO ADOPT

MADE BY MR. RICHARDSON

2ND BY MSGR. GABALSKI

AYES 3 NOES 0

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

June 30, 2003

ISSUE DATE	MATURITY DATE	TOTAL DAYS	AMOUNT	BANK	RATE	INTEREST AMOUNT
CAPITAL IMPROVEMENT FUND						
15-Apr-02	MONEY MARKET		\$ 500,573.36	CHASE	1.51%	Erie Co.High Yield
CONSTRUCTION FUND						
08-Apr-02	MONEY MARKET		\$ 10,674,670.58	CHASE	1.51%	Erie Co.High Yield
LIABILITY AND CASUALTY RESERVE FUND						
22-Apr-02	MONEY MARKET		\$ 1,241,982.45	CHASE	1.51%	Erie Co.High Yield
OPERATING FUND						
08-Apr-02	MONEY MARKET		\$ 6,004,222.28	CHASE	1.51%	Erie Co.High Yield
TRUST & AGENCY FUND						
06-May-02	MONEY MARKET		\$ 42,971.62	CHASE	1.51%	Erie Co.High Yield
SURPLUS FUND						
30-Jun-03	31-Dec-03	184	\$2,844,970.89	M&T Securities	0.96%	\$14,028.16
NET REVENUE FUND						
	MONEY MARKET		\$987.88	VISION	0.550%	
30-Jun-03	01-Jul-03	1	\$7,294,600.00	REPO.		
25-Jun-03	25-Jul-03	30	\$500,000.00	CHASE	0.90%	\$375.00
30-Jun-03	31-Dec-03	184	\$5,320,762.27	M&T Securities	0.96%	\$26,235.95
			\$13,116,350.15			
DEBT RESERVE FUND						
30-Jun-03	30-Jun-04	366	\$1,177,976.41	SERIES F U.S.TREAS.NOTES	0.900%	\$16,631.87
			(1,157,000.00 par)			(12/31/03)
	MONEY MARKET		\$468.03	SERIES G VISION	0.64%	
14-Jul-93	13-Jul-03		\$7,622,950.00	CITIBANK SERIES H VISION	5.54%	
	MONEY MARKET		\$11,138.54	SERIES H VISION	0.55%	
13-Mar-03	15-Apr-32		\$2,825,593.00	SLG	4.345%	
			\$11,638,125.98			
CONSTRUCTION FUND						
13-Mar-03	MONEY MARKET		\$1,338.21	SERIES H VISION	0.52%	
05-Jun-03	03-Jul-03	28	\$3,572,807.67	CHASE	1.15%	\$3,195.68
12-Jun-03	10-Jul-03	28	\$4,201,818.93	CHASE	1.15%	\$3,758.29
19-Jun-03	17-Jul-03	28	\$4,634,035.63	CHASE	1.10%	\$3,964.67
26-Jun-03	24-Jul-03	28	\$4,730,165.46	M&T Securities	0.97%	\$3,571.54
			\$17,140,165.90			

RECEIVE & FILE

ITEM NO. 3

**INFORMATIVE REPORT ON THE CONDITION OF THE
CAPITAL IMPROVEMENT FUND**

Balance July 1, 2001		\$270,009.10	
(Temporary Investments & Cash)			
	Transfers from Operating Fund	500,000.00	
	Transfers to Operating Fund	<u>(1,117.00)</u>	
			\$768,892.10
Less:	Expenditures	253,537.00	
	Encumbrances	<u>-</u>	<u>253,537.00</u>
Unallocated Funds as of June 30, 2002			<u><u>515,355.10</u></u>

SUMMARY OF EXPENDITURES AND ENCUMBRANCES

Expenditures:

Sump pumps	Plant Improvements	43,539.00
Steel curb boxes & frames	Maintenance	15,198.00
Tow-Bro Mechanism	Plant Improvements	194,800.00

Total Expenditures **253,537.00**

Encumbrances:

Total Encumbrances -

ENCUMBRANCES AND EXPENDITURES FOR 7/1/01 - 6/30/02 **253,537.00**

TABLED

ITEM NO. 4

INFORMATIVE: REPORT ON THE CONDITION OF THE LIABILITY AND CASUALTY RESERVE FUND

The resolution that created the Liability and Casualty Reserve Fund provides that:

“The General Manager shall regularly and not less than semi-annually render to the Board a detailed report of the operation and condition of the Liability and Casualty Reserve Fund.”

Fund Balance as of June 30, 2002	\$1,293,852.84
Interest Earnings	\$23,206.42
Transfer From Operating Fund	-
Less: Claims Paid	<u>\$75,076.81</u>
Fund Balance as of June 30, 2003	<u>\$1,241,982.45</u>

During the 2002-2003 fiscal year, the B.S.A. settled 16 claims. 5 claims were denied. 11 claims resulted in cash payments from the B.S.A. totaling \$75,076.81.

Total Active Claims Pending

Bodily Injury	24
Property Damage	39
Auto B.I. & P.D	10
Other Liability	<u>3</u>
	76

MOTION TO APPROVE
 MADE BY MR. RICHARDSON
 2ND BY MSGR. GABALSKI
 AYES 3 NOES 0

Board Meeting of July 23, 2003

ITEM NO. 5

PROPOSED AMENDED "SCHEDULE OF SEWER RENTS AND OTHER CHARGES"

WHEREAS: The Buffalo Sewer Authority has hereto adopted a "Schedule of Sewer Rents and Other Charges" pursuant to Section 1180 of Title 8, Article 5 of Chapter 870 of the Laws of 1939 of the State of New York; and

WHEREAS: Such "Schedule of Sewer Rents and Other Charges" now requires adjustments to the General Provisions of the Schedule with respect to the sewer rents payable dates, penalty, and commission charges for the fiscal year July 1, 2003 to June 30, 2004.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority does hereby adopt the attached proposed amended "Schedule of Sewer Rents and Other Charges."

MOTION TO	<u>APPROVE</u>		
MADE BY	<u>MR. RICHARDSON</u>		
2 ND BY	<u>MSGR. GABALSKI</u>		
AYES	<u>3</u>	NOES	<u>0</u>

Board Meeting of July 23, 2003

PROPOSED AMENDED SCHEDULE OF SEWER RENTS
AND OTHER CHARGES
FOR 2003-2004

TO PROVIDE FUNDS FOR THE FIXED CHARGES AND FOR THE OPERATION AND MAINTENANCE OF THE ENTIRE SEWER SYSTEM IN THE CITY OF BUFFALO AND ALL OF THE BUFFALO SEWER AUTHORITY FACILITIES FOR THE CONVEYANCE, TREATMENT AND DISPOSAL OF SEWAGE AND STORM WATER OPERATED BY THE BUFFALO SEWER AUTHORITY.

I. SEWER RENTS FOR PREMISES SITUATED WITHIN THE LIMITS OF THE CITY OF BUFFALO

(a) \$12,050,000 shall be collected from all real property in the City of Buffalo by apportioning the said amount upon such property within the City of Buffalo as the same is set down on the last completed annual assessment rolls of the City, except that no ad valorem sewer rent shall be assessed against real property exempt from real property taxes pursuant to subdivision one of section four hundred, sections four hundred four, four hundred six, four hundred twelve, four hundred eighteen, subdivision one section four hundred twenty, section four hundred forty-six, four hundred fifty-two, four hundred sixty-two and four hundred seventy-seven of the real property tax law.

(b) In the event a lot, parcel of land, building or premises, other than a city department discharging sewage, water or other liquids into the sewer system, either directly or indirectly, is a user of water supplied by the Buffalo Water Board or from any other source, and the quantity of water used is measured by a water meter acceptable to the Buffalo Sewer Authority, then in each such case, the quantity of water used, as measured by said meter, shall be used to determine the sewer charge or rental, and the charge for such use shall be as follows: the first four thousand (4,000) cubic feet of water used per quarter year shall bear a sewer charge or rental of \$48.30, and any water used in excess thereof shall bear a sewer charge or rental of \$11.09 per thousand cubic feet (\$.0111 per cubic foot);

Provided that the minimum charge shall be \$16.10 per month if the meter is read monthly and \$48.30 per quarter year if the meter is read quarterly.

II. SEWER RENTS FOR PREMISES SITUATED OUTSIDE THE LIMITS OF THE CITY OF BUFFALO

(c) An annual service charge for the privilege of connecting with the facilities of the Authority, using for each \$1,000 of assessed valuation as determined on the last completed annual assessment, the same rate of \$2.71239 per \$1,000 of assessed valuation for 2003-2004.

(d) In the event a lot, parcel of land, building or premises, other than a city department discharging sewage, water or other liquids into the sewer system, either directly or indirectly, is a user of water supplied by the Buffalo Water Board or from any other source, and the quantity of water used is measured by a water meter acceptable to the Buffalo Sewer Authority, then in each such case, the quantity of water used, as measured by said meter, shall be used to determine the sewer charge or rental, and the charge for such use shall be as follows: the first four thousand (4,000) cubic feet of water used per quarter year shall bear a sewer charge or rental of \$48.30, and any water used in excess thereof shall bear a sewer charge or rental of \$11.09 per thousand cubic feet (\$.0111 per cubic foot);

Provided that the minimum charge shall be \$16.10 per month if the meter is read monthly and \$48.30 per quarter year if the meter is read quarterly.

III. GENERAL PROVISIONS

(e) In the event a lot, parcel of land, building or premises discharging sewage, water or other liquids into the sewage system, either directly or indirectly, is a user of water supplied by the Buffalo Water Board, and the quantity of water used is not measured by a water meter acceptable to the Buffalo Sewer Authority, then in each such case, the sewer charge or rental shall be 109.90 percent of the water bill for regular accounts and shall be 171.35 percent of the water bill for qualified senior citizen accounts.

(f) In the event a lot, parcel of land, building or premises discharging sewage, water or other liquids into the sewerage system, with directly or indirectly, uses water obtained from a source other than the Buffalo Water Board, and the water so obtained is not measured by a water meter acceptable to the Buffalo Sewer Authority, then, in each such case, the owner or other interested party shall, at his own expense, furnish, install, and maintain a water meter or other water or sewage measuring device acceptable to the Buffalo Sewer Authority and the quantity of water used, as measured by said meter, or as otherwise determined, shall be used to determine the sewer charge or rental and there shall be charged an amount determined as set forth in paragraphs (c) and (e) as the case may be.

(g) In the event a lot, parcel of land, building or premises discharging sewage, water or other liquids into the sewerage system, either directly or indirectly, uses water in excess of 4,000 cubic feet per quarter year and it can be shown to the satisfaction of the Buffalo Sewer Authority, that a portion of the water as measured by the water meter does not and cannot enter the sewerage system, then the Buffalo Sewer Authority may determine in such manner as may be found practicable the percentage of metered water entering the sewerage system and the quantity of water used to determine the sewer charge or rental shall be that percentage, so determined, of the quantity of water measured by the water meter, or the Buffalo Sewer Authority may require or permit the installation of additional meters or measuring devices in such a manner as to determine the quantity of water or sewage actually entering the sewerage system, in which case the quantity of water used to determine the sewer charge or rental shall be the quantity of water actually entering the sewerage system and so determined.

(h) In the event a lot, parcel of land, building or premises discharges into the sewerage system sewage or other wastes which, in the opinion of the Buffalo Sewer Authority, contain unduly high concentrations or any substances which add to the operating costs of the sewage disposal works, then the Authority may elect to establish special rates of charge, based on the quantity of these substances, which rate of charge may be established in such manner as the Authority may elect, or it may elect to exclude such sewage or other wastes from its facilities.

(i) As a condition of a Buffalo Discharge Elimination System Permit (BPDES), as defined in the Sewer Regulations of the Buffalo Sewer Authority, a user may be required to pay an industrial waste surcharge for discharging a waste stream exhibiting a strength of waste greater than normal domestic sewage. The Industrial Waste Surcharge Formula reflecting the Treatment Plant unit costs for treatment of Biochemical Oxygen Demand (BOD₅) Total Suspended Solids (TSS) and Total Phosphate (TPO₄) is as follows:

$$\text{Surcharge} = 8.34 \text{ QMGY} (0.134 (\text{BOD}_5\text{-250}) + 0.132 (\text{TSS-250}) + 0.013(\text{TPO}_4\text{-15.35}))$$

\$0.134 Cost/lb. for treatment of BOD₅

\$0.132 Cost/lb. for treatment of TSS

\$0.013 Cost/lb. for treatment of TPO₄

QMGY - Annual total industrial and sanitary discharge - water retention

BOD₅ - Average concentration of BOD₅ in waste stream discharged to the Buffalo Sewer Authority

TSS - Average concentration of TSS in waste stream discharged to the Buffalo Sewer Authority

TPO₄ - Average concentration of TPO₄ in waste stream discharged to the Buffalo Sewer Authority

Surchargeable concentrations are as follows:

BOD₅ - Over 250 mg/L; TSS - Over 250 mg/L; TPO₄ - Over 15.35 mg/L

This Formula shall be applied in computing the Buffalo Industrial Waste Surcharge subsequent to July 1, 2002 and ending June 30, 2003 for all users that discharge a waste stream exhibiting a strength of waste greater than normal domestic sewage. In addition, this Formula with the above rates will be used to calculate all monthly, quarterly, semiannual, and annual accounts subsequent to July 1, 2003.

(j) Any user who violates the Sewer Regulations of the Buffalo Sewer Authority or the conditions of the permits issued there under shall be subject to fines as specified in said regulations.

(k) Whenever sewage or other wastes result in conditions in the sewerage system as to cause blockage or a substantial reduction in the flow, charges for the work necessary to eliminate such blockage or reduction in flow may be made, based upon costs of labor, materials, equipment hire, insurances, and other overhead, against the property or premises that caused the discharge of such sewage or other wastes into the sewerage system.

(l) Where sewer facilities have been installed to serve improved and unimproved property and have been paid for in whole or in part by the Buffalo Sewer Authority, a charge shall be made based on a proportionate share of the original cost, determined by the foot frontage of the parcel served, or by the area of such parcels, or by such other method the Authority determines more equitable, as a condition to a permit for a connection to said sewer facilities.

(m) An application and inspection fee of \$100.00 for a residential sewer permit, a \$200.00 fee for a commercial sewer permit, and a \$300.00 fee for an industrial sewer permit shall be paid at the time said application is filed.

(n) All persons owning or operating a pump truck or other transport vehicle and desiring to discharge wastes, directly or indirectly, into sewerage facilities of the Authority shall first secure a valid Truckers Discharge Permit after paying an annual permit fee of \$100.00. In addition to said permit fee, a separate charge shall be billed based upon the quantity and character of the waste discharged and, if applicable, the point of discharge.

The following Surcharge Rates are for such wastehaulers who are located outside the City of Buffalo:

DISCHARGE LOCATION	TOTAL SUSPENDED SOLIDS	BOD ₅	TOTAL PHOSPHATE
Inlet/South Buffalo Pump	\$0.1996/lb	\$0.2007/lb.	\$0.0188/lb.
Mixing Tank	\$0.1739/lb	\$0.1013/lb.	\$0.0188/lb.
Thickener/Digester	\$0.1821/lb	\$0.1058/lb.	\$0.0188/lb.

The above surcharge rates, along with costs incurred when handling, testing, conveying, and administrating each Wastehauler, will be used to determine the cost per gallon of each wastestream. The Wastehauler User Charges for various wastestreams are as follows:

1. Septage and portable toilet wastes - The rate of \$0.030 per gallon discharged will be assigned to all permitted septage and portable toilet wastehaulers.
2. Grease trap wastes - The rate of \$0.10 per gallon discharged will be assigned to all permitted grease trap wastehaulers.
3. Sludge wastes - This rate will vary dependent on strength and volume. Sludge rates will be calculated using the parameter costs for the mixing tank location.
4. Miscellaneous Wastes - This rate will vary dependent on strength of waste, volume and discharge location.

These rates will be used for all permits effective July 1, 2003.

(o) In the event a lot, parcel of land, building, structure, premises or person threatens to discharge or discharges sewage or waste into or near the Buffalo Sewer Authority's publicly owned treatment works, either directly or indirectly, which in the opinion of the Buffalo Sewer Authority will or is likely to bypass, upset, harm or endanger the facilities of the Buffalo Sewer Authority, then such person or the owner or operator of such lot, parcel of land, building, structure or premises shall pay to the Buffalo Sewer Authority charges for any and all clean up and removal costs actually incurred by the Buffalo Sewer Authority, including but not limited to labor, materials, equipment, insurances or laboratory services for the (i) containment or attempted containment of such discharge or threatened discharge, (ii) sampling and analysis of such discharge or threatened discharge, (iii) removal or attempted removal of such discharge or threatened discharge, (iv) taking of reasonable measures to prevent or mitigate damage to property, public health, safety or welfare, or (v) treatment, storage or disposal of such discharge or threatened discharge.

(p) All industrial users shall pay to the Buffalo Sewer Authority a charge for the actual costs of analysis incurred by the Buffalo Sewer Authority for the annual monitoring of any an all discharges of such industrial users.

(q) Any person who is granted a temporary permit to discharge into the facilities of the Buffalo Sewer Authority shall pay a permit fee of \$300.00 to the Buffalo Sewer Authority as a condition of the issuance of such permit.

(r) Except as otherwise defined herein, all terms and phrases used or contained in this schedule of sewer rents shall bear the same meaning and definition as set forth in the Buffalo Sewer Authority's Sewer Use Regulations 21 N.Y.C.R.R. Part 10075.

(s) Sewer rents as herein provided shall be payable at the office of the Director of the Treasury for the City of Buffalo and shall become due as follows:

1. So much of the Sewer rents as are based upon water use shall become payable from the first day of July 1938, and shall be billed and shall become payable at the same time that water bills covering the respective premises become due and payable;
2. So much of the charge as is based upon the assessed valuation of chargeable real estate shall become payable from the first day of July 1938, and each year thereafter, and may be paid without interest on or before September 30th next succeeding, and if not paid by such date shall be charged at a rate of 18% per annum.

Except as provided in III (s) (2), interest will continue to be charged at the rate of 18 percent per annum, or at the same rate as unpaid City taxes, as may be determined by the Board of the Buffalo Sewer Authority upon Buffalo Sewer Authority billings based upon water use (i) if issued quarterly which remain unpaid 30 days after the billing date (ii) if issued monthly which remain unpaid 30 days after the billing date and (iii) all other Buffalo Sewer Authority billings which remain unpaid 45 days after billing date.

(t) All users shall be subject to paying reasonable costs and expenses, including attorney fees incurred in the collection of sewer rents that remain unpaid, as may be determined by the Board of the Buffalo Sewer Authority. In addition to any other remedy or provision hereof, the Buffalo Sewer Authority reserves the right to engage in such collection activities, as it deems appropriate, for all accounts that remain unpaid after 30 days of the billing date. In consideration of such collection activities and to defray the cost thereof, the user shall pay an additional charge of 21% of the amount of each such account, together with interest as provided herein, that remains unpaid for more that (i) one hundred twenty (120) days from the due date for metered accounts, and (ii) two hundred ten (210) days from the due date for the flat rate accounts. Due date, as used herein, means the date that the Buffalo Sewer Authority's sewer rent and charges are due and payable pursuant to III (s) (1) and III (s) (2), herein, respectively.

IV. LIEN OF SEWER RENT

From and after the due date thereof, such sewer rents shall constitute a lien upon the real property served by the facilities. Such lien shall have the same priority and superiority as the lien of the general tax of the City.

V. EFFECTIVE DATE OF THIS AMENDED SCHEDULE

This amended schedule of sewer rents shall become effective July 1, 2003.

Provided, however, that the sewer rents herein set forth, applicable to water use, shall become effective on all billings on and after August 1, 2003, excepting only monthly metered accounts for July 2003, and Section "W" of the quarterly metered accounts for the period May, June, and July 2003, which shall be billed at the rents in effect prior to July 1, 2003.

ITEM NO. 6

AUTHORIZATION TO PUBLISH NOTICE OF PROPOSED AMENDED "SCHEDULE OF SEWER RENTS AND OTHER CHARGES"

WHEREAS: The Buffalo Sewer Authority requires an amendment to the "Schedule of Sewer Rents and Other Charges."

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes and directs that the proposed amended "Schedule of Sewer Rents and Other Charges" be published as a notice once a week for three (3) successive weeks, in *The Buffalo News* and the City Record on Friday, August 1, 8, and 15, 2003. This notice shall state that the proposed amended "Schedule of Sewer Rents and Other Charges" will remain open for inspection in the office of the Authority for thirty (30) days from the date of said notice, and that objections thereto may be filed during said period with said Authority by any person conceiving himself or herself aggrieved thereby, and that the Authority shall hear and examine such complaints and may modify the proposed Schedule and shall adopt the final amended "Schedule of Sewer Rents and Other Charges" within sixty (60) days of such notice.

MOTION TO	<u>APPROVE</u>		
MADE BY	<u>MR. RICHARDSON</u>		
2 ND BY	<u>MSGR. GABALSKI</u>		
AYES	<u>3</u>	NOES	<u>0</u>

Board Meeting of July 23, 2003

ITEM NO. 7

ADJUSTMENT OF SEWER RENT

WHEREAS: On July 1, 2003, the City of Buffalo Department of Assessment billed the Buffalo Municipal Housing Authority sewer rent based upon total assessed valuation; and

WHEREAS: In accordance with a Consolidated Loan and Subsidy Contract among the Buffalo Municipal Housing Authority, the City of Buffalo, Buffalo Sewer Authority, and the State of New York, sewer rent billing based on the assessed valuation of Talbert Mall and Kensington Heights is calculated on a total assessed valuation of \$5,530,300.00, and for Ferry Grider and Marine Drive properties, the sewer rent is calculated on only one-third of the exempt value; and

WHEREAS: Sewer rent bills were issued totaling \$45,968.02 for the above named properties, and the contractual obligation is actually \$22,359.34.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby approves the cancellation of sewer rent totaling \$23,608.68 for Talbert Mall, Kensington Heights, Ferry Grider, and Marine Drive properties and that this cancellation be paid out of Sewer Rent Account No. 00800108-480090.

MOTION TO APPROVE

MADE BY MSGR. GABALSKI

2ND BY MR. RICHARDSON

AYES 3 NOES 0

Board Meeting of July 23, 2003

**BUFFALO MUNICIPAL HOUSING AUTHORITY
ASSESSMENT SEWER RENT ADJUSTMENTS
AS PER CONTRACT
2003 – 2004**

	Billed By Department Of Assessment	Billings As Per Contract	Adjustment
Talbert Mall (61A)	\$1,542.92		
Ellicott Mall (61B)	0.00		
Kensington Hts. (61C)	9,834.19		
<u>Sub-Total</u>	<u>\$11,377.11</u>	\$11,377.11 (1)	(0.00)
Ferry Grider	\$6,048.26	\$1,769.74 (2)	\$4,278.52
Marine Drive	22,269.55	7,241.46 (2)	15,388.09
Marine Drive	5,913.10	1,971.03 (2)	3,942.07
<u>Sub-Total</u>	<u>\$34,590.91</u>	<u>\$10,982.23</u>	<u>\$23,608.68</u>
GRAND TOTAL	\$45,968.02	\$22,359.34	\$23,608.68

(1) As per contract, sewer rent billing is based upon full assessed valuation of not to exceed \$8,000,000 total for 3 parcels.

(2) As per contract, sewer rent billings are based upon 1/3 of the exempt value.

ITEM NO. 9

ADJUSTMENT OF SEWER RENT

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

WHEREAS: Thomas DeJac, Maintenance Supervisor of Shoreline Apartments of Buffalo, NY, for the property located at 145 7th Street, requests an adjustment of sewer rent based on water use for the May 2003 billing period in the amount of \$6,208.05; and

WHEREAS: Upon receiving a water/sewer bill in May 2003 that was approximately 400 percent higher than their average, Shoreline Apartments contacted ATM Plumbing to inspect this property. Upon their inspection, it was determined that the main waterline had ruptured, resulting in the excessively high water/sewer bill; and

WHEREAS: A review of the Buffalo Sewer Authority staff recommends the requested adjustment of sewer rent.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes and directs the General Manager to reduce the sewer rent based on water use in the amount of \$6,208.05 in sewer rent for the property located at 145 7th street for the May 2003 billing period (#05032450).

MOTION TO APPROVE

MADE BY MSGR. GABALSKI

2ND BY MR. RICHARDSON

AYES 3 NOES 0

Board Meeting of July 23, 2003

ITEM NO. 10

AUTHORIZATION TO RENEW CONTRACT FOR ENERGY CONSULTING SERVICES

WHEREAS: On February 27, 2002, the Board of the Buffalo Sewer Authority authorized the General Manager to enter into and execute a contract with Malcolm Pirnie, Inc., for energy consulting services for fiscal year 2002-2003. Services provided included negotiation of contract terms and conditions with bidding energy marketers, commodity market analyses, budgetary forecasting, bid comparisons and selections, and general energy consultation geared to minimize financial risk and maximize savings; and

WHEREAS: Malcolm Pirnie has agreed to extend this contract for one (1) additional year; and

WHEREAS: The General Manager and his committee desire to utilize the services of Malcolm Pirnie, Inc. for fiscal year 2003-2004 for energy consulting services and recommend authorization to renew this contract at a cost not to exceed \$30,000.00.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to renew the contract with Malcolm Pirnie, Inc., for energy consulting services for fiscal year 2003-2004 at cost not to exceed \$30,000.00. Funds for this contract shall be charged to account no. 00380106-432004.

MOTION TO	<u>APPROVE</u>
MADE BY	<u>MSGR. GABALSKI</u>
2 ND BY	<u>MR. RICHARDSON</u>
AYES	<u>3</u> NOES <u>0</u>

Board Meeting of July 23, 2003

ITEM NO. 11

TRAVEL AUTHORIZATION - LOS ANGELES, CALIFORNIA

WHEREAS: Buffalo Sewer Authority staff are members of and participants in the Water Environment Federation (WEF). The Water Environment Federation's 76th Annual Technical Exhibition and Conference will be held October 11 – October 15, 2003, in Los Angeles, California; 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 Environmental Federation's Annual Technical Exhibition and Conference.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes travel for the General Manager and the Chairman of the Board to attend the Water Environment Federation's 76th Annual Technical Exhibition and Conference from October 11 - October 15, 2003, in Los Angeles, California at a total cost not to exceed \$6,000.00. Funds are available in Account Nos. 00100104-458010 & 458012, 00110104-458010 & 458012.

MOTION TO APPROVE

MADE BY MR. RICHARDSON

2ND BY MSGR. GABALSKI

AYES 3 NOES 0

Board Meeting of July 23, 2003

ITEM NO. 12

TRAVEL AUTHORIZATION - NEW ORLEANS, LA

WHEREAS: The Buffalo Sewer Authority utilizes the City of Buffalo’s computerized purchasing software called MUNIS; and

WHEREAS: The 18th Annual MUNIS User Conference is scheduled from October 19-22, 2003, in New Orleans, LA; and

WHEREAS: The MUNIS Conference is offering educational classes and informational forums on Reconciliation Procedures and Updates, Effective Budget Processing Procedures, Electronic Banking, General Ledger and Multi-Year Fund Information; and

WHEREAS: The MUNIS Conference is offering a discount on early registration; and

WHEREAS: The Executive Secretary and the Assistant Supervisor of Fixed Assets Inventory are responsible for the coordination of the Buffalo Sewer Authority’s purchasing and general ledger segments of the MUNIS system; and

WHEREAS: The General Manager recommends that the Executive Secretary and the Assistant Supervisor of Fixed Assets Inventory attend this Conference.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the Executive Secretary and Assistant Supervisor of Fixed Assets Inventory to travel to New Orleans, LA, from October 19-22, 2003, to attend the 18th Annual MUNIS User Conference at a cost not to exceed \$1,600 per person. Funds are available in account nos. 00110104-458010, 00110104-458012, 00200104 –458010 and 00200104-458012.

MOTION TO APPROVE

MADE BY MSGR. GABALSKI

2ND BY MR. RICHARDSON

AYES 3 NOES 0

Board Meeting of July 23, 2003

ITEM NO. 14

PAYMENT FROM JUDGMENT & CLAIMS

WHEREAS: Board approval is required for charges made against the Buffalo Sewer Authority's current budget for services and/or materials received during a prior fiscal year; and

WHEREAS: The following services were received during the 2001-02 fiscal year and charged to the 2003-04 budget account number 00880108-480214:

<u>VENDOR</u>	<u>AMOUNT</u>
Glauber Equipment Corp.	\$384.75
; and	

WHEREAS: The Treatment Plant Superintendent, Superintendent of Mechanical Maintenance, and staff recommend the above payment from the Judgment and Claims account.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby approves the above payment from the Judgment and Claims account no. 00800108-480214.

MOTION TO APPROVE

MADE BY MR. RICHARDSON

2ND BY MSGR. GABALSKI

AYES 3 NOES 0

Board Meeting of July 23, 2003

ITEM NO. 16

RENEWAL OF SOLE SOURCE FOR SELECTED INSTRUMENT, MAINTENANCE, LABORATORY, AND OFFICE EQUIPMENT

WHEREAS: A Sole Source procurement, in accordance with New York State Procurement Guidelines, is one in which an item is only available from one source due to patents, exclusive franchises, etc., and there is no possibility of competition for the item; and

WHEREAS: On July 24, September 11, and December 11, 2002, and February 26, 2003, the Board of the Buffalo Sewer Authority designated the attached list of vendors as sole sources for the specifically listed commodities, technology, and/or services only, for the fiscal year ending June 30, 2003; and

WHEREAS: The Buffalo Sewer Authority has supporting documentation for these designations and desires to renew these vendors as sole sources for the fiscal year ending June 30, 2004; and

WHEREAS: The Treatment Plant and Purchasing Department staff have reviewed all documentation and recommend the renewal of the attached list of vendors as sole sources for the specifically listed commodities, technology, and/or services only.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority declares the attached list of vendors as sole sources for the specifically listed commodities, technology, and/or services only, for the fiscal year ending June 30, 2004.

MOTION TO APPROVE

MADE BY MR. RICHARDSON

2ND BY MSGR. GABALSKI

AYES 3 NOES 0

Board Meeting of July 23, 2003

VENDOR	PRODUCT/SERVICE
ABB, Inc. (OEM – proprietary system)	ABB Distributed Control System (DCS) hardware and software for the BSA's Supervisory Controls and Data Acquisition (SCADA) system
ABB, Inc. (OEM)	ABB Instrumentation parts, supplies, and service
ASI Robicon Industrial Power Control (OEM)	Purchase and repair of all ASI Robicon brand products
American Air Filter International (OEM)	Purchase of American Air Filter International brand products (BioCel I filter)
Ametek/Thermox/Ametek Process and Analytical Instruments Division (OEM)	Purchase of all Ametek/Thermox brand products (oxygen analyzers and pressure gauges)
Auma Actuators, Inc. (OEM)	Parts and service for all Auma brand control products (valve positioners)
BDP Industries f/k/a Belt Dewatering Press (OEM)	BDP manufactured parts and factory trained service for the 2.0M BDP Model E Belt Presses
BOC Edwards (OEM – owner of proprietary drawings)	Replacement parts, supplies, and service for all BOC Edwards Stokes Vacuum brand vacuum pumps
BSP Thermal Systems, Inc. (OEM)	Sludge Incinerator parts, supplies, and service
Beaumont Birch Industrial Division of Allen-Sherman Hoff (OEM – owner of proprietary drawings)	Incinerator Ash Handling System parts, supplies, and service
Coastal Environmental Systems, Inc. (OEM - owner of proprietary drawings))	Parts, supplies, and service for Weatherpak and Zeno brand products
Drager Safety, Inc.	Purchase and repair of all Drager brand fixed and portable gas detection instruments and system products
Dresser Roots (OEM – owner of proprietary drawings)	Parts, supplies, and service for Dresser Roots brand equipment (blowers, exhausters, and compressors)
EIM Controls (OEM – owner of proprietary drawings)	Replacement parts, supplies, and service for all EIM Controls valve actuators
Fairbanks Morse	Parts, service, and repair of all Fairbanks Morse brand pumps and components
Fireye (OEM)	Parts, supplies, and service of all Fireye brand products (combustion control systems)
Fisher Controls International, Inc., Division of Emerson Process Management, (OEM – owner of proprietary drawings)	Replacement parts, supplies, and service for all Fisher Controls valves and actuators

Flowserve Pump Co. (OEM)	All parts, supplies, and service for all Flowserve (formerly Ingersoll-Dresser Pump Co.) brand pumps
Gorman-Rupp Co. (OEM)	All parts, supplies, and service for all Gorman-Rupp brand pumps
Hauck Manufacturing (OEM)	Purchase of Hauck Manufacturing brand products (Incinerator burners and afterburners)
Hays Cleveland Controls (OEM)	Parts, supplies, and service of all Hays Cleveland Controls brand products (boiler controls)
ITT Industries, Industrial Pump Group (IPG)	Parts, supplies, and service of Goulds and A-C brand pumps
ITT Industries (ITT Flygt is a subsidiary) (OEM)	Replacement parts and service for ITT Flygt brand pumps, located throughout the Treatment Plant, as well as the remote pump stations
Ideal Electric Company (OEM – owner of proprietary drawings))	Replacement components, parts, and service for all motors in the Raw Wastewater and Settled Wastewater Stations at the Treatment Plant
Ingersoll-Rand (parent company for Dresser-Rand, the OEM for digester gas compressors)	Purchase of parts and service on the digester gas compressors
JWC Environmental/Disposable Waste Systems (OEM)	Parts, supplies, and service of all Muffin Monster brand grinder products
King Wholesale Lock & Door (division of Suburban Lock & Key)	Periodic upkeep, revision, and repair of the Kaba Peak Security Key System (patented)
Krohne, Inc. (OEM)	Parts, supplies, and service for all Krohne brand Ultrasonic Flowmeters
Limatorque (OEM)	Replacement parts, supplies, and service of all Limatorque brand valve actuators
Milltronics, Inc. (OEM)	Parts, supplies, and service of all Milltronics brand instrumentation equipment
Moyno, Inc. (OEM)	Parts, supplies, and service for Moyno brand progressive cavity pumps located throughout the Treatment Plant
Perkin-Elmer (OEM and only company that can offer extended warranty and service on this equipment) Please note: This vendor is being moved from the single source list since they are a sole source	Replacement parts and maintenance agreement for Perkin-Elmer Atomic Absorption Spectrophotometers.
Pulsafeeder, Inc. (OEM)	All parts, supplies, and service for all Pulsafeeder brand pumps
R. P. Adams Company (OEM)	Replacement parts, supplies, and service for R. P. Adams brand automatic self-flushing strainers installed throughout the BSA Treatment Plant

Rockwell Automation (OEM)	Parts, software, and service for Allen-Bradley Programmable Logic Controllers (PLCs)
Roediger Pittsburgh (OEM)	Parts and service for all Roediger brand Sludge Dewatering Presses and components
Royce Technologies (OEM) (division of ITT Industries)	Sales, service, and repair of all Royce Technologies brand products
Siemens Building Technologies, Inc. (OEM)	Parts, supplies, service, and repair of pneumatic control systems at the Treatment Plant
Thermo Brandt Instruments	STD 5000 and STD 6000 Series current to pressure transducers replacement parts, supplies, and service
Thermo Environmental Instruments (OEM)	Components and parts for the continuous emissions monitoring system (CEMS) at Incinerator Control
Trane, Inc. (OEM – owner of proprietary drawings)	Parts, supplies, and service for Trane brand Air Handling Units (AHU) throughout the Treatment Plant
Tyco Scott Technologies (OEM)	Purchase of all EIT, Scott/Bacharach , Scott Instrument, and Bacharach brand products
US Filter/Envirex (OEM)	Replacement parts, supplies, and service for the grit collectors, sludge thickeners, and final clarifier sludge withdrawal equipment. These systems include US Filter/Envirex products, as well as Link-Belt and FMC Corporation products.
U.S. Filter (OEM) Please note: This vendor is being moved from the single source list since they are a sole source	Service on deionized water systems and monthly replacement/recharging of cartridges.
YSI Environmental (OEM)	Replacement parts and service for YSI Dissolved Oxygen probes
Yale Materials Handling Corporation (OEM)	All parts, supplies, and service for all Yale brand equipment
Zanders, Inc. (OEM)	All parts, supplies, and service for the Zander ZEH Compressed Air Dryer

ITEM NO. 17

RENEWAL OF SINGLE SOURCE FOR SELECTED INSTRUMENTATION, MAINTENANCE, LABORATORY, AND OFFICE EQUIPMENT

WHEREAS: A Single Source procurement, in accordance with New York State Procurement Guidelines, is one in which two or more vendors can supply the commodity, technology, and/or perform the services required by an agency, but the agency selects one vendor over the others for reasons such as expertise or previous experience with similar contracts; and

WHEREAS: On July 24, September 11, and December 11, 2002, the Board of the Buffalo Sewer Authority designated the attached list of vendors as single sources for the specifically listed commodities, technology, and/or services only, for the fiscal year ending June 30, 2003; and

WHEREAS: The Buffalo Sewer Authority has supporting documentation for these designations and desires to renew these vendors as single sources for the fiscal year ending June 30, 2004; and

WHEREAS: The Treatment Plant and Purchasing Department staff have reviewed all documentation and recommend the renewal of the attached list of vendors as single sources for the specifically listed commodities, technology, and/or services only.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority declares the attached list of vendors as single sources for the specifically listed commodities, technology, and/or services only, for the fiscal year ending June 30, 2004.

MOTION TO APPROVE
MADE BY MR. RICHARDSON
2ND BY MSGR. GABALSKI
AYES 3 NOES 0

Board Meeting of July 23, 2003

VENDOR	PRODUCT/SERVICE
AE Hatch (authorized ABB, Inc. local representative)	ABB, Inc. instrumentation, including temperature, pressure, level, analytical parts, supplies, software, and service
AE Hatch (authorized Robicon Industrial Power Control local representative)	ASI Robicon Industrial Power Control parts, supplies, and service
AFTEK (authorized U S Filter/Envirex local representative)	U S Filter/Envirex parts, supplies, and service
Act Associates (only company in WNY that provides on-site fan balancing)	Sludge Incinerator Induced Draft (ID) Fans parts, service, and repair
Applied Technical Services Corporation (authorized Buckpitt Co. local representative)	Service to all Buckpitt Co. supplied industrial combustion equipment (including Fireeye and Hayes Cleveland Controls)
Buckpitt Co. (authorized Fireeye local representative)	Fireeye boiler and incinerator combustion controls parts, supplies, and service
Buckpitt Co. (authorized Hays Cleveland Controls local representative)	Hays Cleveland Controls boiler controls parts, supplies, and service
Burgh Schoenenberger Associates (authorized Royce Technologies local representative)	Royce Technologies parts, supplies, and service
Combustion Products and Services (authorized Hauck Manufacturing Company local representative)	Hauck Manufacturing Company parts, supplies, and service
Comtel, Division of Integrated Voice & Data Systems, Inc. (City Contract for Lan Drop Installation)	Telecommunications service including installation of new and purchase of replacement parts
Conway Process Equipment (authorized R.P. Adams Company local representative)	R.P. Adams Company automatic self-flushing strainer parts, supplies, and service
Cyclops Process Equipment (authorized group representative for Milltronics equipment in WNY)	Milltronics brand name equipment parts, supplies, and service
DiVal Safety (Biosystems factory authorized and recommended service center in WNY)	Biosystems gas detection system parts and service
FM Communications (authorized Kenwood dealer for L.D. Allen Communications, Inc. the State contract vendor for Kenwood Land mobile radios)	Kenwood two-way radio service including purchase of replacement parts
E. D. Ferrell	All parts, supplies, and service for Yale Material Handling Co. associated product lines
Fluid Kinetics (authorized ITT Industries, manufacturer of Goulds and A-C brand pump lines, local representative)	Goulds and A-C brand pump parts, supplies, and service
Fluid Kinetics (authorized Fairbanks Morse local representative)	Fairbanks Morse pump parts, supplies, and service

Gerster Trane (leading manufacturer of steam absorption chillers and currently hold the Erie County contract)	York brand Treatment Plant steam absorption chiller parts and service
ISCO c/o Burgh Schoenenberger (authorized ISCO local representative)	ISCO samplers, including replacement parts and service
Industrial Fabrics (manufacturer and supplier of Durotex brand dewatering belts)	Purchase of Durotex dewatering belts
Kinequip, Inc.	All parts, supplies, and service for Zander, Inc. associated product lines
Koester Associates, Inc. (authorized BDP Industry, Inc. local representative)	BDP Industry, Inc. parts, supplies, and service
Measurement and Controls-2000 (MaC-2000) (authorized Thermo Brandt local rep.)	Thermo Brandt Instruments parts, and service
NIBSCO Automation (EIM Gold Seal Service facility) (authorized EIM, Inc. local representative)	EIM, Inc. valve actuators, controls, parts, supplies, and service
North Coast Instruments (authorized Limitorque Corporation local representative)	Limitorque Corporation parts, supplies, and service
Northeast Controls, Inc. (authorized Fisher Controls local representative)	Fisher Controls parts, supplies, and service
R. C. Kolstad (only authorized local representative for Kisco water softening system)	Service and repair to Kisco water softening system in the Incineration Department
Mark A. Pierro (University of Buffalo's Radiation Department)	Only local vendor known for required leak testing for BSA's Radiation Materials License #2114-2224. Training/consulting provided at no cost.
Rexel-Wehle Electric (authorized Allen-Bradley local representative)	Allen-Bradley PLC parts, supplies, software, and service
Shrier-Martin Process Equipment (authorized Moyno, Inc. local representative)	Moyno, Inc. parts, supplies, and service
Siewert Equipment	All parts, supplies, and service for Flowserve Pump Co., Pulsafeeder, Inc., and Gorman-Rupp Co. associated product lines
Stritt & Priebe, Inc. (only local company certified by both the American Society of Mechanical Engineers and the National Board of Boiler Inspectors)	Parts, supplies, and service of safety valves, steam control valves, and actuators on all BSA Treatment Plant boilers and steam vessels
Systemation (authorized Ametek local rep.)	Ametek parts, supplies, and service
Systemation (authorized Scott Instruments, manufacturer of these products, local rep.)	EIT, Bacharach, Scott/Bacharach, and Scott Instruments parts, supplies, and service
Target Power Service, Inc. (authorized Beaumont Birch local representative)	Beaumont Birch Incinerator Ash Handling System service

ITEM NO. 18

ADDITION OF DESIGNATED SOLE SOURCE VENDORS

WHEREAS: A Sole Source procurement, in accordance with New York State Procurement Guidelines, is one in which an item is only available from one source due to patents, exclusive franchises, etc., and there is no possibility of competition for the item; and

WHEREAS: The Buffalo Sewer Authority has a need to classify some additional vendors as sole source for fiscal year 2003-04 and has supporting documentation for these designations; and

WHEREAS: The Treatment Plant and Purchasing Department staff have reviewed all documentation and recommend the renewal of the attached list of vendors as sole sources for the specifically listed commodities, technology, and/or services only.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority declares the attached list of additional vendors as sole sources for the specifically listed commodities, technology, and/or services only, for the fiscal year ending June 30, 2004.

MOTION TO APPROVE

MADE BY MSGR. GABALSKI

2ND BY MR. RICHARDSON

AYES 3 NOES 0

Board Meeting of July 23, 2003

VENDOR	PRODUCT/SERVICE
Cooper Turbocompressor (OEM)	Parts, supplies, and service on Turbo air and C-8 series compressors
Foxboro (Invensys) (OEM)	Parts, supplies, and service for control parts (PLC's, flowmeters, etc.) used throughout the Plant
Getinge Castle, Inc. (OEM)	Parts, supplies and service (maintenance agreement) for the steam sterilizer. Essential equipment for SPDES analyses
Mettler-Toledo, Inc. (OEM)	Parts, supplies and service for Mettler-Toledo balances
Square D. Company (OEM)	Parts, supplies, technical support, training, and service for Square D Automation products
Thermo Environmental Instruments (OEM)	Also for service for the continuous emissions monitoring system (CEMS) at Incinerator Control
Tyco Vales & Controls	Parts, supplies, and service for Varec-Biogas waste gas burners and Anderson Greenwood equipment
Victor Liberator Time Systems, Inc. (authorized dealer and service center for TimeTrak products)	Parts, supplies and service for BSA Time & Attendance System, TimeTrak Systems Series 3000 Data Collection Terminals
Wemco Pump	Parts, supplies, and service for various Wemco pumps used throughout the plant.

ITEM NO. 19

ADDITION OF DESIGNATED SINGLE SOURCE VENDORS

WHEREAS: A Single Source procurement, in accordance with New York State Procurement Guidelines, is one in which two or more vendors can supply the commodity, technology, and/or perform the services required by an agency, but the agency selects one vendor over the others for reasons such as expertise or previous experience with similar contracts; and

WHEREAS: The Buffalo Sewer Authority has a need to classify some additional vendors as single source for fiscal year 2003-04 and has supporting documentation for these designations; and

WHEREAS: The Treatment Plant and Purchasing Department staff have reviewed all documentation and recommend the renewal of the attached list of vendors as single sources for the specifically listed commodities, technology, and/or services only.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority declares the attached list of additional vendors as single sources for the specifically listed commodities, technology, and/or services only, for the fiscal year ending June 30, 2004.

MOTION TO	<u>APPROVE</u>
MADE BY	<u>MR. RICHARDSON</u>
2 ND BY	<u>MSGR. GABALSKI</u>
AYES	<u>3</u> NOES <u>0</u>

Board Meeting of July 23, 2003

VENDOR	PRODUCT/SERVICE
Burde, Inc. (authorized Varec-Biogas representative, Division of Westech)	Parts, supplies, and service for Varec-Biogas waste gas burners and Anderson Greenwood equipment
Comairco (authorized Cooper Turbocompressor representative)	Parts, supplies, and service on Turbo Air and C-8 series compressors
Siewert Equipment (authorized Wemco Pump representative)	Parts, supplies, and service for various Wemco pumps used throughout the plant
Systemation (authorized Foxboro-Invensys representative)	Parts, supplies, and service for control parts (PLC's flowmeters, etc.) used throughout the plant
Zeller Electric (authorized Square D representative)	Parts, supplies, technical support, training, and service for Square D Automation products

ITEM NO. 20

CHANGE ORDER NO. 2 – CONTRACT NO. 84200009

CONTRACTOR:	ORIGINAL CONTRACT COST	\$2,381,000.00
Quackenbush Company, Inc.	PREVIOUS CHANGE ORDER	19,707.00
494 Kennedy Road	THIS CHANGE ORDER	<u>101,422.00</u>
Buffalo, New York 14227	ADJUSTED CONTRACT COST	\$2,502,129.00

WORK: RAS/WAS Pump Station Improvements

DESCRIPTION OF CHANGE OR EXTRA WORK:

- Item 1 – Provide labor, material, and equipment to increase the size of the Waste Activated Sludge pumps, motors, and variable frequency drives. Furnish and install 8-inch diameter flow meter in lieu of 12-inch as designed.
- Item 2 – Provide labor and material to fabricate and install six 30-inch diameter 90-degree bends for RAS discharge piping. Credit for reconfiguration of suction header and discharge gate valves and relocation of electrical connections for discharge valve actuator.
- Item 3 – Additional labor, material, and equipment to change the orientation of the suction valves and install new support piers for six Return Activated Sludge Pumps.
- Item 4 – A credit for X-Ray testing of the existing concrete floor in the RAS/WAS Pump Station.
- Item 5 – Provide labor, material, and equipment to install two backflow preventers and twenty pressure gauges on the seal water systems for Battery A and Battery B of the RAS/WAS Pump Station.

REASON FOR CHANGE OR EXTRA WORK:

- Item 1 – An increased size for the Waste Activated Sludge pumps, motors, variable frequency drives and associated valves will enable the facility to waste more sludge offering more flexibility in plant operations and provide more capacity for future plant expansion. Decrease in size of the flow meter will ensure accurate readings during low flow events.
- Item 2 – The original contract documents indicated existing, 30-inch diameter bends on the RAS discharge piping. Field verification during construction determined that the fittings were actually 24-inch diameter. This change includes the cost for fabrication of new 30-inch diameter 90-degree bends and credits for additional fittings and suction header modifications, including electrical modifications required for relocation of discharge gate valves. Quackenbush determined that as-built conditions allowed for installation of pumps and piping without modifications as designed.

ITEM NO. 21

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 employees have applied for Tuition Assistance:

<u>EMPLOYEE</u>	<u>SCHOOL</u>	<u>COURSE</u>	<u>SEMESTER</u>	<u>TUITION</u>
Charles Riley	Erie Community College	Accounting Principles II	7/7/03-8/14/03	420.00

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 application for Tuition Assistance as detailed above.

MOTION TO APPROVE

MADE BY MR. RICHARDSON

2ND BY MSGR. GABALSKI

AYES 3 NOES 0

Board Meeting of July 23, 2003

ITEM NO. 22

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 employees have applied for Tuition Reimbursement:

<u>EMPLOYEE</u>	<u>SCHOOL/COURSE</u>	<u>TUITION%</u>	<u>REIMBURSEMENT TOTAL</u>
Charles Riley	Intro to Accounting <i>Erie Community College</i>	90%	\$464.40
Dennis Turkasz	Foundations of On-Site WWTR Treatment Systems <i>SUNY @ Delhi</i> Advanced Activated Sludge Trouble Shooting <i>NYSDEC Training</i>	90 %	\$206.10
George Giambrone	Advanced Activated Sludge Trouble Shooting <i>NYSDEC Training</i>	100%	\$99.00

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby approves the above applications for Tuition Reimbursement totaling \$769.50. This Reimbursement will be charged to Account No. 00800108-480214.

MOTION TO APPROVE
MADE BY MR. RICHARDSON
2ND BY MSGR. GABALSKI
AYES 3 NOES 0

Board Meeting of July 23, 2003

