

**MINUTES OF THE REGULAR MEETING
OF THE
BUFFALO SEWER AUTHORITY
November 12, 2003**

BUFFALO SEWER AUTHORITY

November 12, 2003

REGULAR MEETING

9:00 A.M.

1038 CITY HALL

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CALL OF THE ROLL

Present:	<u>Herbert L. Bellamy, Jr.</u>	<u>Chairman</u>
	<u>James Naples</u>	<u>Asst. 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>Pamela DiPalma</u>	<u>Director of Employee Relations</u>
	<u>Salvatore LoTempio</u>	<u>Treatment Plant Superintendent</u>
	<u>Joseph Baudo</u>	<u>Engineering Department</u>
	<u>Anthony Barone</u>	<u>Director of Sewer Maintenance</u>
	<u>Frank Belliotti</u>	<u>City Auditor</u>
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Absent:	<u>John D. Kennedy, Sr.</u>	<u>Secretary</u>
	<u> </u>	<u> </u>

The meeting was called to order at 9:04 AM. A quorum was present.

ITEM NO. 1

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

MOTION TO	<u>ADOPT</u>
MADE BY	<u>MR. RICHARDSON</u>
2 ND BY	<u>MR. NAPLES</u>
AYES	<u>3</u> NOES <u>0</u>

Board Meeting of November 12, 2003

ITEM NO. 2						
INFORMATIVE: TEMPORARY INVESTMENTS (CERTIFICATES OF DEPOSIT AND TREASURY)						
October 30, 2003						
ISSUE DATE	MATURITY DATE	TOTAL DAYS	AMOUNT	BANK	RATE	INTER AMOUNT
CAPITAL IMPROVEMENT FUND						
#####	MONEY MARKE		\$ 499,987.00	CHASE	1.31%	Co.Hig
CONSTRUCTION FUND						
#####	MONEY MARKE		\$ 9,639,225.33	CHASE	1.31%	Co.Hig
LIABILITY AND CASUALTY RESERVE FUND						
#####	MONEY MARKE		\$ 1,163,583.65	CHASE	1.31%	Co.Hig
OPERATING FUND						
#####	MONEY MARKE		\$ 3,239,528.71	CHASE	1.31%	Co.Hig
TRUST & AGENCY FUND						
#####	MONEY MARKE		\$ 18,311.51	CHASE	1.31%	Co.Hig
SURPLUS FUND						
#####	31-Dec-03	184	\$ 2,844,971.84	M&T Securities	0.96%	\$14,
NET REVENUE FUND						
#####	25-Nov-03	29	\$499,609.31	M&T Securities	0.97%	\$
#####	04-Dec-03	42	\$7,621,098.33	M&T Securities	1.00%	\$8,
#####	19-Dec-03	53	\$4,097,958.00	M&T Securities	1.00%	\$6,
#####	22-Dec-03	119	\$2,999,851.28	M&T Securities	1.02%	\$10,
#####	31-Dec-03	184	\$5,320,764.05	M&T Securities	0.96%	\$26,
			\$20,539,280.97			
DEBT RESERVE FUND						
#####	30-Jun-04	366	\$1,179,697.42	SERIES F U.S.TREAS.N	#####	\$16,
			(1,157,000.00 par)			(
#####	15-Aug-08	1788	\$7,350,000.00	SERIES I M&T Securities	3.25%	\$119,
#####	15-Apr-32		\$2,825,593.00	SERIES H SLG	#####	
			\$11,355,290.42			
CONSTRUCTION FUND						
#####	30-Oct-03	21	\$1,199,335.00	SERIES H M&T Securities	0.95%	\$
#####	06-Nov-03	35	\$2,399,688.08	M&T Securities	0.99%	\$2,
#####	13-Nov-03	35	\$1,696,365.68	M&T Securities	0.99%	\$1,
#####	20-Nov-03	35	\$5,704,448.61	M&T Securities	1.00%	\$5,
#####	26-Nov-03	34	\$1,198,889.33	M&T Securities	#####	\$1,
#####	04-Dec-03	42	\$801,064.33	M&T Securities	#####	\$
#####	04-Dec-03	35	\$441,570.28	M&T Securities	#####	\$
			\$13,441,361.31			
RECEIV						

ITEM NO. 3

SCHEDULE OF BOARD MEETINGS FOR CALENDAR YEAR 2004

WHEREAS: It is suggested that the new schedule for the calendar year 2004 be approved as follows:

2004

January 7	July 1 (ANNUAL MEETING) and 21
February 11	September 8
March 17	October 13
April 14	November 10
May 5 and 26	December 8
June 16	

All meetings are scheduled for Wednesdays at 9 AM except the Annual Meeting scheduled for Thursday, July 1, at 9 AM.

NOW THEREFORE

BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby approves the above Schedule of Board Meetings for the calendar year 2004.

MOTION TO APPROVE

MADE BY MR. RICHARDSON

2ND BY MR. NAPLES

AYES 3 NOES 0

Board Meeting of November 12, 2003

ITEM NO. 4

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 76th Annual Meeting of the New York Water Environment Association (NYWEA) is being held in New York City on January 31 – February 4, 2004, covering an overview of environmental requirements; and

WHEREAS: The General Manager, Principal Sanitary Engineer, Treatment Plant Administrator, Associate Chemist, and Administrator of Industrial Waste need to remain current with regulations affecting their respective programs.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager, Principal Sanitary Engineer, Treatment Plant Administrator, and Associate Chemist to travel to New York City from January 31 – February 4, 2004, to attend this conference at a total cost not to exceed \$10,000.00. Funds are available in account nos. 00110104-458010, 00110104-458012, 00600104-458010, 00600104-458012, 00200104-458010, 00200104-458012, 00510104-458010, 00510104-458012, 00550104-458010, and 00550104-458012.

MOTION TO APPROVE

MADE BY MR. NAPLES

2ND BY MR. RICHARDSON

AYES 3 NOES 0

Board Meeting of November 12, 2003

ITEM NO. 5

CLAIM AGAINST LIABILITY AND CASUALTY RESERVE FUND

WHEREAS: On October 2, 2003, State Farm Insurance Companies, P.O. Box 8014, 101 State Farm Place, Ballston Spa, New York, filed a Claim with the Buffalo Sewer Authority for an accident that took place on September 16, 2003. This accident occurred when a Buffalo Sewer Authority bucket machine became detached from our truck and collided with a parked vehicle owned by Edward J. Kolodziej. Mr. Kolodziej is insured by State Farm Insurance Companies. The total cost of damages is \$3,511.77; and

WHEREAS: The General Manager reviewed the Claim and recommends payment in the amount of \$3,511.77; and

WHEREAS: Due to the necessity to expedite this Claim, the Board was polled and verbally authorized this expenditure on October 23, 2003; and

WHEREAS: It is now necessary to formally ratify that authorization.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to make payment to State Farm Insurance Companies, P.O. Box 8014, 101 State Farm Place, Ballston Spa, New York, in the amount of \$3,511.77. This Claim will be paid out of the Liability and Casualty Reserve Fund.

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

Board Meeting of November 12, 2003

ITEM NO. 6

PAYMENT FROM JUDGMENT AND CLAIMS

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

WHEREAS: The following service was received during the 2002-03 fiscal year and charged to the 2003-04 budget account number 00800108-480214:

<u>VENDOR</u>	<u>AMOUNT</u>
AT&T	\$671.10
; and	

WHEREAS: The Treatment Plant Superintendent 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	<u>APPROVE</u>
MADE BY	<u>MR. RICHARDSON</u>
2 ND BY	<u>MR. NAPLES</u>
AYES	<u>3</u> NOES <u>0</u>

Board Meeting of November 12, 2003

ITEM NO. 7

ADDITION OF DESIGNATED SINGLE SOURCE VENDOR

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, however, 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 sources 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 addition 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. RICHARSON</u>		
2 ND BY	<u>MR. NAPLES</u>		
AYES	<u>3</u>	NOES	<u>0</u>

Board Meeting of November 12, 2003

VENDOR	PRODUCT/SERVICE
GE Energy Services (OEM for most of the relays)	Parts, supplies, and service for medium voltage MCC switchgear and transformers
Lynn Associates (authorized representative for Powerware Global Services)	Parts, supplies, and service for all Powerware UPS equipment

ITEM NO. 8

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 sources 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 addition 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 MR. RICHARDSON

2ND BY MR. NAPLES

AYES 3 NOES 0

Board Meeting of November 12, 2003

<u>VENDOR</u>	<u>PRODUCT/SERVICE</u>
Emerson Process Management Rosemount Analytical, Inc. (Liquid Analytical Division)	Parts, supplies, and service for all Rosemount components
Ondeo Degremont, Inc. (OEM)	Parts, supplies, and service for Helico screen conveyors
Powerware Global Services	Parts, supplies, and service for all Powerware UPS equipment
T.C. Clarage, Inc.	Parts, supplies, and service for Zurn Air Systems equipment

ITEM NO. 9

AMENDMENT OF SINGLE SOURCE LISTING

WHEREAS: On July 23, 2003, the Board of the Buffalo Sewer Authority designated AE Hatch, the authorized ABB Automation, Inc., local representative, as a single source for ABB Automation, Inc., instrumentation, including temperature, pressure level, analytical parts, supplies, software, and service; and

WHEREAS: On August 15, 2003, ABB Automation, Inc., notified the Buffalo Sewer Authority that Burns Cascade has been selected as the new Municipal Sales Representative for New York State; and

WHEREAS: It is necessary to amend the single source listing to reflect the above local representative change.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority amends the single source listing of June 23, 2003, with the replacement of Burns Cascade as the local representative for ABB Automation, Inc., for instrumentation, including temperature, pressure level, analytical parts, supplies, software, and service.

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

Board Meeting of November 12, 2003

ITEM NO. 10

AUTHORIZATION TO PURCHASE PARTS NEEDED FOR THE AERATION AIR SUPPLY AND CHLORINE CONTACT TANK WEST SLUICE GATE

WHEREAS: On July 23, 2003, the Board of the Buffalo Sewer Authority designated Nibsco Automation, the authorized local representative, as a single source for EIM, Inc., valve actuators, controls, parts, supplies, and service; and

WHEREAS: Board approval is required on purchases made over \$10,000.00; and

WHEREAS: Nibsco Automation has submitted a quote in the amount of \$18,952.00 for parts needed for the aeration air supply and chlorine contact tank west sluice gate; and

WHEREAS: Due to the necessity to expedite this order, the Board was polled and verbally authorized this purchase on October 23, 2003; and

WHEREAS: It is now necessary to formally ratify that authorization.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby formally authorizes the General Manager to purchase the parts needed for the aeration air supply and chlorine contact tank west sluice gate from Nibsco Automation at a total cost of \$18,952.00, plus any incurred freight charges. Expenses for these purchases will be charged to account nos. 00290105-466107 and 00330105-466107.

MOTION TO APPROVE

MADE BY MR. RICHARDSON

2ND BY MR. NAPLES

AYES 3 NOES 0

Board Meeting of November 12, 2003

ITEM NO. 11

AUTHORIZATION FOR CHANGE ORDER TO PO#20400232

WHEREAS: The New York State Department of Environmental Conservation had requested that additional measures be taken to control odor during the August 2003 shutdown; and

WHEREAS: On July 30, 2003, the Board of the Buffalo Sewer Authority was polled and verbally authorized rental of two Turbo Fog Systems for use in the primary clarifier area and the B-side aeration tank at the Treatment Plant from Sheridan Soft Water Services Company, Inc., for a two-month period at a total cost not to exceed \$5,200.00. This approval was formally authorized at the September 10, 2003, Board Meeting; and

WHEREAS: Due to unforeseen circumstances, the August shutdown was delayed; and

WHEREAS: The Treatment Plant Superintendent recommends renting the Turbo Fog System for an additional month for the B-side aeration tank only. Given that the chemicals were not used, the additional cost for this rental is \$1,000.00, making the total purchase order \$6,200.00; and

WHEREAS: Due to the necessity to expedite this change order, the Board was polled and verbally authorized this change order on October 23, 2003; and

WHEREAS: It is now necessary to formally ratify that authorization.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby formally authorizes the General Manager to approve a change order to purchase order no. 20400232 with Sheridan Soft Water Services Company, Inc., in the amount of \$1,000.00, making the total purchase order \$6,200.00. Funds are available in account no. 00290106-444255.

MOTION TO APPROVE

MADE BY MR. RICHARDSON

2ND BY MR. NAPLES

AYES 3 NOES 0

Board Meeting of November 12, 2003

ITEM NO. 12

REPORT ON BIDS RECEIVED - PURCHASE OF GAS METERS AND ACCESSORIES

WHEREAS: Board approval is required on purchases made over \$10,000.00; and

WHEREAS: On October 1, 2003, the Board of the Buffalo Sewer Authority authorized the General Manager to enter into and execute an agreement with Malcolm Pirnie, Inc., for incinerator operational mode improvements at the Treatment Plant; and

WHEREAS: In order to provide Malcolm Pirnie, Inc., with accurate data of the gas usage for each individual incinerator, it is necessary to purchase three gas meters and accessories for this engineering study; and

WHEREAS: Due to the necessity to expedite this purchase, informal bids were solicited. The following was the only bid received by the Buffalo Sewer Authority:

Act Associates	\$25,025.00
; and	

WHEREAS: The Treatment Plant Superintendent, Superintendent of Mechanical Maintenance, and staff reviewed the bid and recommend the purchase of three gas meters and accessories from Act Associates.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to purchase three gas meters and accessories from Act Associates at a total cost of \$25,025.00, plus any incurred freight charges. Funds are available in account no. 00380107-474100.

MOTION TO APPROVE

MADE BY MR. NAPLES

2ND BY MR. RICHARDSON

AYES 3 NOES 0

Board Meeting of November 12, 2003

ITEM NO. 13

AUTHORIZATION TO PURCHASE REPAIR PARTS FOR GRIT BUCKET COLLECTORS

WHEREAS: On July 23, 2003, the Board of the Buffalo Sewer Authority designated U.S. Filter/Envirex, the original equipment manufacturer, as a sole source for replacement parts, supplies, and service for the grit collectors, sludge thickeners, and final clarifier sludge withdrawal equipment; and

WHEREAS: Board approval is required on purchases made over \$10,000.00; and

WHEREAS: U.S. Filter submitted a quote in the amount of \$22,200.00 for parts necessary to repair the grit collectors; and

WHEREAS: The Treatment Plant Superintendent, Superintendent of Mechanical Maintenance, and staff recommend the purchase of these repair parts from U.S. Filter at a total cost of \$22,200.00, plus any incurred freight charges.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to purchase repair parts necessary to repair the grit collectors from U.S. Filter at a total cost of \$22,200.00, plus any incurred freight charges. Funds are available in account no. 00230105-466107.

MOTION TO APPROVE

MADE BY MR. RICHARDSON

2ND BY MR. NAPLES

AYES 3 NOES 0

Board Meeting of November 12, 2003

ITEM NO. 14

AUTHORIZATION TO PURCHASE REPAIR PARTS FOR SCRUBBER WATER DISCHARGE PUMP

WHEREAS: On July 23, 2003, the Board of the Buffalo Sewer Authority designated Beaumont Birch, the original equipment manufacturer and owner of the proprietary drawings, as a sole source for the incinerator ash handling system parts, supplies, and service; and

WHEREAS: Board approval is required on purchases made over \$10,000.00; and

WHEREAS: Beaumont Birch submitted a quote in the amount of \$24,966.95 for parts necessary to repair the scrubber water discharge pump; and

WHEREAS: The Treatment Plant Superintendent, Superintendent of Mechanical Maintenance, and staff recommend the purchase of these repair parts from Beaumont Birch at a total cost of \$24,966.95, plus any incurred freight charges.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to purchase the repair parts necessary to repair the scrubber water discharge pump from Beaumont Birch at a total cost of \$24,966.95, plus any incurred freight charges. Funds are available in account no. 00520105-466107.

MOTION TO APPROVE

MADE BY MR. RICHARDSON

2ND BY MR. NAPLES

AYES 3 NOES 0

Board Meeting of November 12, 2003

ITEM NO. 15

AUTHORIZATION FOR REPAIRS TO BLOWERS

WHEREAS: On July 23, 2003, the Board of the Buffalo Sewer Authority designated Dresser Roots Inc., the original equipment manufacturer, as a sole source for parts, supplies, and service for all Dresser Roots brand equipment, including blowers, exhausters, and compressors at the Treatment Plant; and

WHEREAS: Board approval is required on services performed over \$20,000.00; and

WHEREAS: Upon request, Dresser Roots, Inc., performed a vibration analysis on blowers No. 1, 2, and 4 and determined that these blowers are experiencing rotor unbalance, resulting in rough operations and failure of the blowers. Blower No. 3 is currently out of service for electrical repairs and could not be evaluated; and

WHEREAS: Dresser Roots, Inc., has submitted a quote in the amount of \$22,300.00, with a 10% contingency (\$2,230.00) for the disassembly, inspection, and balance of each blower; and

WHEREAS: The Superintendent of Mechanical Maintenance recommends the rotor rebalancing of two blowers this fiscal year, with the remaining two blowers to be rebalanced next fiscal year; and

WHEREAS: The Treatment Plant Superintendent, Superintendent of Mechanical Maintenance, and staff recommend acceptance of the proposal from Dresser Roots, Inc., for the disassembly, inspection, and balance of two blowers at a total cost of \$44,600.00, with a 10% contingency (\$4,460.00), for a total cost not to exceed \$49,060.00.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to utilize the services of Dresser Roots, Inc., for the disassembly, inspection, and balance of two blowers at a total cost of \$44,600.00, with a 10% contingency (\$4,460.00), for a total cost not to exceed \$49,060.00. Funds are available in account no. 00300106-443301.

MOTION TO APPROVE

MADE BY MR. RICHARDSON

2ND BY MR. NAPLES

AYES 3 NOES 0

Board Meeting of November 12, 2003

ITEM NO. 16

AUTHORIZATION TO PURCHASE PARTS FOR INCINERATORS

WHEREAS: On July 23, 2003, the Board of the Buffalo Sewer Authority designated BSP Thermal Systems, Inc., the original equipment manufacturer, as a sole source for sludge incinerator parts, supplies, and service; and

WHEREAS: Board approval is required on purchases made over \$10,000.00; and

WHEREAS: BSP Thermal Systems, Inc., has submitted a quote in the amount of \$28,065.80 for parts needed for the incinerators; and

WHEREAS: The Treatment Plant Superintendent, Superintendent of Mechanical Maintenance, and staff recommend the purchase of these repair parts from BSP Thermal Systems, Inc., at a total cost of \$28,065.80, plus any incurred freight charges.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to purchase the repair parts needed for the incinerators from BSP Thermal Systems, Inc., at a total cost of \$28,065.80, plus any incurred freight charges. Funds are available in account no. 00380105-466107.

MOTION TO APPROVE

MADE BY MR. RICHARDSON

2ND BY MR. NAPLES

AYES 3 NOES 0

Board Meeting of November 12, 2003

ITEM NO. 17

AUTHORIZATION FOR PREVENTATIVE MAINTENANCE SERVICE ON ELECTRICAL SYSTEM

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

WHEREAS: GE Energy Services is the original equipment manufacturer for the majority of the equipment installed in the blower building included within the MCC Cabinet. This Cabinet is responsible for distributing all of the electrical power entering the Treatment Plant through the Main 15 KV Electrical Substation; and

WHEREAS: There have been numerous power outages and voltage sags which have resulted in various equipment failures at the Treatment Plant; and

WHEREAS: Upon request, GE Energy Services submitted a quote for preventative maintenance service for the entire 13.8 volt MCC Cabinet in an amount not to exceed \$50,941.00, with a 10% contingency (\$5,094.00) for a total cost not to exceed \$56,035.00; and

WHEREAS: The Treatment Plant Superintendent, Superintendent of Mechanical Maintenance, and staff recommend acceptance of the proposal from GE Energy Services.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to utilize the services of GE Energy Services to perform preventative maintenance service for the entire 13.8 volt MCC Cabinet in an amount not to exceed \$50,941.00, with a 10% contingency (\$5,094.00) for a total cost not to exceed \$56,035.00. Funds are available in account no. 00300106-443301.

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

Board Meeting of November 12, 2003

ITEM NO. 18

AUTHORIZATION TO ENTER INTO AN ENGINEERING AGREEMENT WITH URS CORPORATION FOR HEATING EVALUATION OF DIGESTERS 1, 2, 5, AND 6 AT THE BIRD ISLAND SEWAGE TREATMENT PLANT

WHEREAS: The Buffalo Sewer Authority wants to improve the efficiency of the Anaerobic Digesters; and

WHEREAS: To improve the efficiency, the heating system of digesters 1, 2, 5, and 6 need to be evaluated; and

WHEREAS: A committee of Buffalo Sewer Authority staff, headed by the Treatment Plant Administrator, reviewed the proposal from URS Corporation; and

WHEREAS: The proposal, submitted by URS Corporation, was to perform the required work at a total cost not to exceed \$14,195.00; and

WHEREAS: The Treatment Plant Administrator and her committee have reviewed the proposal and recommend entering into a contract with URS Corporation; and

WHEREAS: Due to time constraints, the Board was polled on October 8, 2003, and verbally authorized the General Manager to enter into a contract with URS Corporation; and

WHEREAS: It is now necessary to formally ratify that authorization.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby formally authorizes the General Manager to enter into and execute a contract with URS Corporation for Engineering Services for heating evaluation of digesters 1, 2, 5, and 6 at the Bird Island Wastewater Treatment at a cost not to exceed \$14,195.00. Funds for this contract will be charged to account no.02000215-432004.

MOTION TO APPROVE

MADE BY MR. RICHARDSON

2ND BY MR. NAPLES

AYES 3 NOES 0

Board Meeting of November 12, 2003

ITEM NO. 19

CONTRACT NO. 84200013

FINAL ADJUSTMENT

CONTRACTOR: S. St. George Contracting 202 E. Main Street Fredonia, New York 14063	CONTRACT COST	\$596,950.00
	FINAL ADJUSTMENT	(\$30,751.00)
	FINAL CONTRACT COST	\$566,199.00

WORK: Tonawanda Street Storm Drain between Roesch and Crowley

DESCRIPTION OF FINAL ADJUSTMENT

Bids were received on a basis of estimated quantities at unit and lump sum prices, and the contract was awarded on the basis to be paid for the work constructed.

In conformity with the stipulation in the contract documents, actual quantities for the items have been measured in the field, and on the basis of these measurements, the total adjusted price is DECREASED by \$30,751.00, making the final contract price \$566,199.00.

WHEREAS: The Principal Sanitary Engineer reviewed the final adjustment and recommends its approval; and

WHEREAS: The Contractor completed the work on October 9, 2003, and the Buffalo Sewer Authority held the final inspection on October 9, 2003.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby approves the final adjustment for the Tonawanda Street Storm Drain between Roesch and Crowley, as written in the above Agenda Item, making the final contract cost \$566,199.00.

MOTION TO APPROVE

MADE BY MR. RICHARDSON

2ND BY MR. NAPLES

AYES 3 NOES 0

Board Meeting of November 12, 2003

ITEM NO. 20

CONTRACT NO. 84200013

CERTIFICATE OF ACCEPTANCE AND OCCUPANCY

WORK: Tonawanda Street Storm Drain between Roesch and Crowley

BID: \$596,950.00

CONTRACTOR: S. St. George Contracting
202 E. Main Street
Fredonia, New York 14063

WHEREAS: The Principal Sanitary Engineer of the Buffalo Sewer Authority has certified that the Contractor completed the work in accordance with the plans and specifications on October 9, 2003.

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 October 9, 2003;
- c. The maintenance period commence on October 9, 2003;
- d. Final payment be made to the Contractor in the amount of \$28,309.95, a decrease of \$30,751.00 by final adjustment, making the final cost of the contract \$566,199.00.

MOTION TO APPROVE

MADE BY MR. RICHARDSON

2ND BY MR. NAPLES

AYES 3 NOES 0

Board Meeting of November 12, 2003

ITEM NO. 21

CONTRACT NO. 84200012

FINAL ADJUSTMENT

CONTRACTOR:	ADJUSTED CONTRACT COST	\$118,660.89
Modern Management		
747 Erie Avenue	FINAL ADJUSTMENT	(\$19,822.41)
N. Tonawanda, New York		
14120	FINAL CONTRACT COST	\$98,838.48

WORK: Bird Island Sewage Treatment Plant Multiple Hearth Sludge Incinerator
Rehabilitation – Incinerator #2

DESCRIPTION OF FINAL ADJUSTMENT

Bids were received on a basis of estimated quantities at unit and lump sum prices, and the contract was awarded on the basis to be paid for the work constructed.

In conformity with the stipulation in the contract documents, actual quantities for the items have been measured in the field, and on the basis of these measurements, the total adjusted price is DECREASED by \$19,822.41 making the final contract price \$98,838.48.

WHEREAS: The Superintendent of Mechanical Maintenance reviewed the final adjustment and recommends its approval; and

WHEREAS: The Contractor completed the work on June 27, 2003, and the Buffalo Sewer Authority held the final inspection on June 27, 2003.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby approves the final adjustment for the Bird Island Multiple Hearth Sludge Incinerator Rehabilitation – Incinerator #2, as written in the above Agenda Item, making the final contract cost \$98,838.48.

MOTION TO APPROVE

MADE BY MR. RICHARDSON

2ND BY MR. NAPLES

AYES 3 NOES 0

Board Meeting of November 12, 2003

ITEM NO. 22

CONTRACT NO. 84200012

CERTIFICATE OF ACCEPTANCE AND OCCUPANCY

WORK: Bird Island Sewage Treatment Plant Multiple Hearth Sludge Incinerator Rehabilitation – Incinerator #2

BID: \$104,285.89

CONTRACTOR: Modern Management
747 Erie Avenue
N. Tonawanda, New York 14120

WHEREAS: The Superintendent of Mechanical Maintenance of the Buffalo Sewer Authority has certified that the Contractor completed the work in accordance with the plans and specifications on June 27, 2003.

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 27, 2003;
- c. The maintenance period commence on June 27, 2003;
- d. Final payment be made to the Contractor in the amount of \$4,941.92, increased \$14,375.00 by change order, then decreased \$19,822.41 by final adjustment, making the final cost of the contract \$98,838.48.

MOTION TO APPROVE

MADE BY MR. RICHARDSON

2ND BY MR. NAPLES

AYES 3 NOES 0

Board Meeting of November 12, 2003

ITEM NO. 23

**AMENDMENT NO. 2 TO THE AGREEMENT WITH WATTS ENGINEERS -
CONTRACT NO. 84100014**

WHEREAS: On January 9, 2002, the Board of the Buffalo Sewer Authority approved a contract with Watts Engineers for the Septage & Digested Sludge Disposal Transfer Station Improvements at the Bird Island Wastewater Treatment Plant; and

WHEREAS: On September 11, 2002, the Board of the Buffalo Sewer Authority approved Amendment No. 1; and

WHEREAS: The project has experienced delays from equipment suppliers, requiring an extension in the time of completion; and

WHEREAS: The delays and time extension require additional construction inspection services at a cost not to exceed \$18,000.00; and

WHEREAS: The Treatment Plant Administrator and Senior Sanitary Engineering Supervisor have reviewed the cost and recommend the increase to the contract.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to increase the contract with Watts Engineers by \$18,000.00. This brings the total cost to \$49,750.00 to cover the additional Engineering Services required for the Septage & Digested Sludge Disposal Transfer Station Improvements at the Bird Island Wastewater Treatment Plant. Funds for this contract will be charged to account no. 02000185-432004.

MOTION TO APPROVE

MADE BY MR. RICHARDSON

2ND BY MR. NAPLES

AYES 3 NOES 0

Board Meeting of November 12, 2003

ITEM NO. 24

**AMENDMENT NO. 2 TO THE AGREEMENT WITH WATTS ENGINEERS -
CONTRACT NO. 84100015**

WHEREAS: On January 9, 2002, the Board of the Buffalo Sewer Authority approved a contract with Watts Engineers for Grease Disposal Transfer Station Improvements at the Bird Island Wastewater Treatment Plant; and

WHEREAS: On September 11, 2002, the Board of the Buffalo Sewer Authority approved Amendment No. 1; and

WHEREAS: The project has experienced delays from equipment suppliers, requiring an extension in the time of completion; and

WHEREAS: The delays and time extension require additional construction inspection services at a cost not to exceed \$6,500.00; and

WHEREAS: The Treatment Plant Administrator and Senior Sanitary Engineering Supervisor have reviewed the cost and recommend the increase to the contract.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to increase the contract with Watts Engineers by \$6,500.00. This brings the total cost to \$39,250.00 to cover the additional Engineering Services required for Grease Disposal Transfer Station Improvements at the Bird Island Wastewater Treatment Plant. Funds for this contract will be charged to account no. 02000186-432004.

MOTION TO APPROVE

MADE BY MR. RICHARDSON

2ND BY MR. NAPLES

AYES 3 NOES 0

Board Meeting of November 12, 2003

ITEM NO. 25

CHANGE ORDER NO. 1 – CONTRACT NO 84200015

CONTRACTOR:	ORIGINAL CONTRACT COST	\$697,101.00
C.O. Falter Construction Corp.	PREVIOUS CHANGE ORDER	0.00
403 West Bear Street	THIS CHANGE ORDER	0.00
Syracuse, New York 13204	ADJUSTED CONTRACT COST	\$697,101.00

WORK: Primary Clarifier, Septage and Digested Sludge Improvements

DESCRIPTION OF CHANGE OR EXTRA WORK:

Item #1 A time extension for contract completion to December 19, 2003. Construction to be completed by December 5, 2003, and training to be completed by December 19, 2003.

REASON FOR CHANGE OR EXTRA WORK:

Item #1 Delays created by the manufacturer in the delivery of required equipment.

COST OF CHANGE OR EXTRA WORK:

Item #1 \$0.00

THE TOTAL COST OF THE CHANGE OR EXTRA WORK \$0.00

The total INCREASE to the contract as a result of this Change Order is \$0.00

CONTRACT SUPPLEMENT CONDITIONS:

1. The contract completion date established in the original contract or as modified by previous contract supplements is hereby changed by 103 calendar days, making the final completion date December 19, 2003.
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 and under the provisions of the original contract, including compliance with applicable Equipment Specifications, General Specifications and Project Specifications for the same type of work.
3. This contract supplement, unless otherwise provided herein, does not relieve the Contractor from strict compliance with the guarantee provisions of the original contract, particularly those pertaining to performance and operation of equipment.

- 4. The Contractor expressly agrees that he will place, under coverage of his Performance and Payment Bonds and Contractor's Insurance, all work covered by this contract supplement. The Contractor will furnish to the owner evidence of increased coverage of his Performance and Payment Bonds for the accrued value of all contract supplements that exceeds the original contract price by twenty percent (20%).
- 5. The costs established under this contract supplement are acknowledged as including any and all costs associated with the work described herein and including any and all costs associated with any and all work performed or to be performed by the Contractor that may be affected in any manner by the work described herein.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby approves Change Order No. 1 to contract no. 84200015 as written in the above Agenda Item, increasing the contract cost in the amount of \$0.00, making the adjusted contract cost \$697,101.00.

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

Board Meeting of November 12, 2003

ITEM NO. 26

CONFIRMATION OF APPOINTMENT

LABORER I (SEASONAL)
ADMINISTRATIVE OFFICES
\$50.00 PER DAY
EFFECTIVE: OCTOBER 27, 2003

JOAN MUTKA
 146 LEWIS ST.
 BUFFALO, NY

WHEREAS: The preceding appointment was 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 appointment is hereby confirmed by the Board of the Buffalo Sewer Authority.

MOTION TO APPROVE

MADE BY MR. NAPLES

2ND BY MR. RICHARDSON

AYES 3 NOES 0

Board Meeting of November 12, 2003

ITEM NO. 27

ADJOURNMENT OF MEETING

MOTION TO APPROVE

MADE BY MR. RICHARDSON

2ND BY MR. NAPLES

AYES 3 NOES 0

Board Meeting of November 12, 2003