

**MINUTES OF THE REGULAR MEETING  
OF THE  
BUFFALO SEWER AUTHORITY  
May 23, 2007**



# BUFFALO SEWER AUTHORITY

May 23, 2007

**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>John D. Kennedy, Sr.</u>	<u>Assistant Vice Chairman</u>
	<u>Christopher Roosevelt</u>	<u>Secretary</u>
	<u>Eleanor C. Wilson-DiVincenzo</u>	<u>Assistant Secretary</u>
	<u>John E. Kennedy, Jr.</u>	<u>Board Member</u>
	<u>David Comerford</u>	<u>General Manager</u>
	<u>Oluwole McFoy</u>	<u>Secretary to the General Manager</u>
	<u>Burt Mirti</u>	<u>Intergovernmental Coordinator</u>
	<u>Frank DiMascio, P.E.</u>	<u>Principal Engineer</u>
	<u>James Eagan, P.E.</u>	<u>Senior Sanitary Engineering Supervisor</u>
	<u>James Keller</u>	<u>Treatment Plant Superintendent</u>
	<u>Angel Rivera</u>	<u>Superintendent of Mechanical Maintenance</u>
	<u>Edward Hennessy</u>	<u>Director of Sewer Maintenance</u>
	<u>Nicole Elliott</u>	<u>Erie County Environment &amp; Planning</u>
	<u>Ronald Brown</u>	
Absent:	<u></u>	<u></u>

The meeting was called to order at 9:00 A.M. A quorum was present.

ITEM NO. 1

Motion to Adopt the Minutes of the Meeting of May 2, 2007

MOTION TO ADOPT

MADE BY MR. KENNEDY, SR.

2<sup>ND</sup> BY MS. WILSON-DIVINCENZO

AYES 5 NOES 0

Board Meeting of May 23, 2007

## ITEM NO. 2

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

May 14, 2007

ISSUE DATE	MATURITY DATE	TOTAL DAYS	AMOUNT	BANK	RATE	INTEREST AMOUNT
<b>CAPITAL IMPROVEMENT FUND</b>						
15-Apr-02	Money Market		\$500,000.00	Chase	4.85%	High Yield
<b>CONSTRUCTION FUND</b>						
08-Apr-02	Money Market		\$2,279,828.69	Chase	4.85%	High Yield
04-May-07	04-Jun-07	31	\$15,000,000.00	Citizens	5.14%	\$66,391.67
			<u>\$17,279,828.69</u>			
<b>LIABILITY AND CASUALTY RESERVE FUND</b>						
22-Apr-02	Money Market		\$176,096.30	Chase	4.85%	High Yield
27-Apr-07	29-May-07	32	\$917,238.37	Citizens	5.16%	\$4,207.07
			<u>\$1,093,334.67</u>			
<b>OPERATING FUND</b>						
08-Apr-02	Money Market		\$4,468,794.04	Chase	4.85%	High Yield
<b>TRUST &amp; AGENCY FUND</b>						
06-May-02	Money Market		\$25,365.03	Chase	4.85%	High Yield
<b>SURPLUS FUND</b>						
			\$69.85	MTB Funds		
26-Apr-07	29-Jun-07	64	\$5,308,658.77	M&T Securities	5.18%	\$49,341.23
			<u>\$5,308,728.62</u>			
<b>NET REVENUE FUND</b>						
			\$943.18	MTB Funds		
26-Mar-07	25-May-07	60	\$5,200,001.20	M&T	5.22%	\$45,240.01
25-Apr-07	29-Jun-07	65	\$14,399,057.37	M&T Securities	5.18%	\$135,942.63
			<u>\$19,600,001.75</u>			



ISSUE DATE	MATURITY DATE	TOTAL DAYS	AMOUNT	BANK	RATE	INTEREST AMOUNT
<b>DEBT RESERVE FUND</b>						
15-May-06	15-May-07	365	\$1,192,697.00	Series F FHLB	5.05%	
23-Sep-03	15-Aug-08	1788	\$7,350,000.00	Series I M&T Securities	3.25%	
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%	
<b>CONSTRUCTION FUND SERIES H</b>						
10-May-07	24-May-07	14	\$696.48 \$292,412.05 \$293,108.53	MTB Funds M&T Securities	5.16%	\$587.95
<b>CONSTRUCTION FUND SERIES K</b>						
10-May-07	24-May-07	14	\$57,221.99	Citizens	5.12%	\$113.94

**RECEIVE & FILE**

Board Meeting of May 23, 2007

ITEM NO. 3

**ADOPTION OF AMENDED "FINAL SCHEDULE OF SEWER RENTS AND OTHER CHARGES FOR 2007-2008"**

WHEREAS: The Buffalo Sewer Authority, in the meeting of April 11, 2007, adopted a proposed "Schedule of Sewer Rents and Other Charges for 2007-2008" and authorized the publication of this notice, commencing April 20, 2007, once a week for three (3) consecutive weeks, in the Buffalo News; and

WHEREAS: The thirty-day period for inspection of the Schedule, and the filing of, has now expired; and

WHEREAS: No protests were filed; and

WHEREAS: It is now in order to adopt the "Final Schedule of Sewer Rents and Other Charges for 2007-2008"; and

WHEREAS: The proposed "Schedule of Sewer Rents and Other Charges for 2007-2008" includes no increases to sewer rents based on the assessed value of property, the levy of sewer rents based on assessed value remains unchanged from the previous year at \$12,050,000; and

WHEREAS: The proposed "Schedule of Sewer Rents and Other Charges for 2007-2008" also includes no increases to sewer rents based on the use of water. Metered accounts will continue to be charged \$11.09 per thousand cubic feet of water used, and there will be no increases to the charges on flat rate accounts.

NOW THEREFORE  
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby adopts the "Final Schedule of Sewer Rents and Other Charges for 2007-2008".

MOTION TO	_____	APPROVE	_____
MADE BY	_____	MS. WILSON-DIVINCENZO	_____
2 <sup>ND</sup> BY	_____	MR. KENNEDY, SR.	_____
AYES	_____	5	NOES _____ 0

**FINAL SCHEDULE OF SEWER RENTS**  
**AND OTHER CHARGES**  
**FOR 2007-2008**

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 (the "City") by apportioning the said amount upon such property within the City as the same is set down on the last completed annual assessment roll 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 New York Real Property Tax Law.

(b) In the event a person, lot, parcel of land, building or premises, other than a City department, situated within the limits of the City, discharging sewage, water or other liquids into the Buffalo Sewer Authority (the "Authority") 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 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

(a) An annual service charge for the privilege of connecting with the facilities of the Authority shall be due for any premises situated outside the limits of the City 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 2007-2008.

(b) In the event a person, lot, parcel of land, building or premises, other than a City department, situated outside the limits of the City, discharging sewage, water or other liquids into the Authority 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 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

(a) In the event a person, lot, parcel of land, building or premises discharging sewage, water or other liquids into the Authority sewer 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 Authority, then the sewer charge or rental for all such accounts shall be in the respective amounts (expressed in dollars) set forth in Exhibit A, attached hereto and made a part hereof, as the Authority determines applicable to such person, lot, parcel of land, building or premises.

(b) In addition to all other rentals and charges provided herein, a monthly drainage connection service charge shall be due for any and all persons, lots, parcels of land, building or premises, other than a City department, that discharge sewage, water or other liquids into the Authority sewer system, either directly or indirectly, as follows:

1. A monthly charge of \$6.00 shall be due for all lots, parcels, land, buildings or premises where the quantity of water used is not measured by a meter acceptable to the Authority.
2. A monthly charge in the amounts set forth below shall be due for all lots, parcels, land, building or premises where the quantity of water used is measured by a meter acceptable to the Authority in accordance with the following meter size:

<b>Residential Users</b>		<b>Non-Residential Users</b>	
<u>Meter Size</u>	<u>Charge (\$)</u>	<u>Meter Size</u>	<u>Charge (\$)</u>
5/8 inch	6.00	5/8 inch	6.00
3/4 inch	6.00	3/4 inch	6.00
1 inch	6.00	1 inch	6.00

<b>Residential Users</b>		<b>Non-Residential Users</b>	
<u>Meter Size</u>	<u>Charge (\$)</u>	<u>Meter Size</u>	<u>Charge (\$)</u>
1 1/2 inch	6.00	1 1/2 inch	55.00
2 inch	6.00	2 inch	55.00
3 inch	55.00	3 inch	55.00
4 inch or larger	55.00	4 inch or larger	55.00

(c) In the event a person, lot, parcel of land, building or premises discharging sewage, water or other liquids into the Authority sewer system, which 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 Authority, then, in each such case, the owner, user 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 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 II(a), III(a) and III(b) as the case may be.

(d) In the event a person, lot, parcel of land, building or premises discharging sewage, water or other liquids into the Authority sewer 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 Authority, that a portion of the water as measured by the water meter does not and cannot enter the Authority sewer system, then the Authority may determine in such manner as may be found practicable the percentage of metered water entering the Authority sewer 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 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 Authority sewer 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 Authority sewer system and so determined.

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

(f) As a condition of a Buffalo Discharge Elimination System Permit (BPDES), a user may be required to pay an industrial waste surcharge for discharging sewage or waste exhibiting a strength of sewage or waste greater than normal domestic sewage. The Industrial Waste Surcharge Formula reflecting the Treatment Plant unit costs for treatment of Biochemical Oxygen Demand (BOD<sub>5</sub>) Total Suspended Solids (TSS) and Total Phosphate (TPO<sub>4</sub>) is as follows:

Surcharge = 8.34 QMGY (0.125 (BOD<sub>5</sub>-250) + 0.169 (TSS-250) + 0.018 (TPO<sub>4</sub>-15.35))

\$0.125 Cost/lb. for treatment of BOD<sub>5</sub>

\$0.169 Cost/lb. for treatment of TSS

\$0.018 Cost/lb. for treatment of TPO<sub>4</sub>

QMGY shall mean the annual total industrial and sanitary discharge - water retention.

BOD<sub>5</sub> shall mean the average concentration of BOD<sub>5</sub> in sewage or waste discharged to the Authority facilities.

TSS shall mean the average concentration of TSS in sewage or waste discharged to the Authority facilities.

TPO<sub>4</sub> shall mean the average concentration of TPO<sub>4</sub> in sewage or waste discharged to the Authority facilities.

Surchargeable concentrations are as follows:

BOD<sub>5</sub> - Over 250 mg/L; TSS - Over 250 mg/L; TPO<sub>4</sub> - Over 15.35 mg/L

This formula shall be applied in computing the Buffalo Industrial Waste Surcharge subsequent to July 1, 2006 and ending June 30, 2007 for all users that discharge sewage or waste exhibiting a strength of sewage or 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, 2007.

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

(h) Whenever sewage or other wastes result in conditions in the Authority sewer 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 incurred by the Authority for labor, materials, equipment hire, insurances, and other overhead, against the owner of the property or premises that caused the discharge of such sewage or other wastes into the Authority sewer system.

(i) Where sewer facilities have been installed to serve improved and unimproved property and have been paid for in whole or in part by the 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 to be equitable, as a condition to a permit for a connection to the Authority's facilities.

(j) An application and inspection fee of \$100.00 for a residential sewer permit, a \$200.00 fee for a commercial sewer permit, and a \$500.00 fee for an industrial sewer permit shall be paid at the time said application is filed with the Authority.

(k) All persons owning or operating a pump truck or other transport vehicle and desiring to discharge wastes, directly or indirectly, into the Authority's facilities 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 hereby charged for such wastehaulers who are located outside the City:

DISCHARGE LOCATION	TOTAL SUSPENDED SOLIDS	BOD <sub>5</sub>	TOTAL PHOSPHATE
Inlet/South Buffalo Pump	\$0.1978/lb	\$0.1442/lb.	\$0.0250/lb.
Mixing Tank	\$0.1841/lb	\$0.9120/lb.	\$0.0250/lb.
Thickener/Digester	\$0.1934/lb	\$0.0957/lb.	\$0.0250/lb.

The above surcharge rates, along with costs incurred by the Authority 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 \$0.045 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, 2007.

(l) In the event a person, lot, parcel of land, building or premises threatens to discharge or discharges sewage or waste into or near the Authority's publicly owned treatment works, either directly or indirectly, which in the opinion of the Authority will or is likely to bypass, upset, harm or endanger the facilities of the Authority, then such person or the owner or operator of such lot, parcel of land, building or premises shall pay to the Authority charges for any and all clean up, removal and remediation costs actually incurred by the 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) remediation, treatment, storage or disposal of such discharge or threatened discharge and all soils, water or structures affected by such discharge.

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

(n) Any person who is granted a temporary permit to discharge into the facilities of the Authority shall pay a permit fee of \$500.00 to the Authority as a condition of the issuance of such permit.

(o) 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 Authority's

Sewer Use Regulations 21 N.Y.C.R.R. Part 10075 and New York Public Authorities Law Section 1175 et seq.

(p) Sewer rents and charges as herein provided shall be payable at the office of the Director of the Treasury for the City at Room 117, City Hall, Buffalo, New York 14202, or at such other location or address as may be set forth on the Authority's invoice, and shall become due as follows:

1. So much of the sewer rents and charges as are based upon water use and the drainage connection service charge covering the respective premises, or such other charges as provided herein shall be due and payable, except as otherwise stated in this schedule or in such invoice, on the same day, one month following the month of the invoice billing date, and such invoice may be billed monthly, quarterly or as otherwise determined by the Authority; and
2. So much of the sewer rents and charges as are based upon the assessed valuation of chargeable real estate shall become due and 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.
3. Such sewer rents and charges that remain unpaid after their respective due dates, shall be charged interest and such interest shall continue to be charged until such sewer rents and charges are paid in full, at the same rate as unpaid City taxes, to wit: four and one-half percent (4.5%) interest shall be added to amounts unpaid from the first through the thirtieth day after the due date, and one and one-half percent (1.5%) shall be added to all amounts that remain unpaid for each succeeding month thereafter.

(q) All users shall be subject to paying reasonable costs and expenses, including attorney fees incurred in the collection of sewer rents and charges that remain unpaid, as may be determined by the Board of the Authority. In addition to any other remedy or provision hereof, the Authority reserves the right to engage in such collection activities, as it deems appropriate, for all accounts that remain unpaid after the due date. In consideration of such collection activities and to defray the cost thereof, the user shall pay an additional charge of twenty-one percent (21%) of the amount of each such delinquent account, together with interest as provided herein, that remains unpaid for more than (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 non-metered flat rate accounts. Due date, as used herein, means the date that the Authority's sewer rent and other charges are due and payable pursuant to III (p) (1) and III (p) (2), herein, respectively.

(r) Invoice statements shall be mailed or delivered to the address of the owner or user, as the case may be, as such address appears on the Authority's records. Such mailing or delivery is a matter of convenience. Failure of an owner or user to receive an invoice statement shall not release such owner or user from the obligation to pay such invoice statement, together with any other charges and interest which may accrue on unpaid amounts.

(s) All invoices shall be paid in United States dollars and may be paid by cash, check or MasterCard and Visa at Room 117, City Hall, Buffalo, New York or such other location or address as may be provided on such invoice, or by telephone as set forth on the invoice. All



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persons who pay by such charge cards shall pay the Authority a two-dollar (\$2.00) charge for each credit card payment transaction as a handling fee.

IV. LIEN OF SEWER RENT

From and after the due date thereof, such sewer rents and charges, together with any interest and collection costs 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 SCHEDULE

This schedule of sewer rents and other charges shall become effective July 1, 2007; provided, however, that the sewer rents and other charges herein set forth, applicable to water use, shall become effective on all billings on and after August 1, 2007, excepting only monthly metered accounts for July 2007, and Section "W" of the quarterly metered accounts for the period May, June, and July 2007, which shall be billed at the rents in effect prior to July 1, 2007.

## Exhibit A

Stories High:	1	1 ½	2	2 ½	3	4	5
Under 25 ft	21.65	24.38	29.76	35.17	37.84	40.57	45.97
From 25 ft to 30 ft	24.38	29.76	35.17	37.84	40.57	45.97	51.35
From 31 ft to 35 ft	29.76	35.17	37.84	40.57	45.97	51.35	56.74
From 36 ft to 40 ft	35.17	37.84	40.57	45.97	51.35	56.74	59.44
From 41 ft to 45 ft	37.84	40.57	45.97	51.35	56.74	59.44	62.12
From 46 ft to 50 ft	40.57	45.97	51.35	56.74	59.44	62.12	67.56

The Following Rates Apply To More Than One Family Homes or Housekeeping:

1 Family	21.65
2 Families	43.29
3 Families	64.94
4 Families	86.58
5 Families	108.03
6 Families	129.87

Bathtubs & Showers \*Bathtubs with attached showers are charged for only bathtubs

1 Bathtub	5.45
2 Bathtubs	10.91
3 Bathtubs	16.36
4 Bathtubs	21.81
5 Bathtubs	27.27
6 Bathtubs	32.72
7 Bathtubs	38.17
8 Bathtubs	43.63
9 Bathtubs	49.08

Toilets:	1 Family	2 Family	3 Family	4 Family	5 Family	6 Family
1 Toilet	10.86					
2 Toilets	19.15	21.73				
3 Toilets	27.43	30.01	32.59			
4 Toilets	35.72	38.30	40.88	43.46		
5 Toilets	44.00	46.58	49.16	51.74	54.32	
6 Toilets	52.29	54.87	57.45	60.03	62.61	65.19
7 Toilets	60.57	63.15	65.73	68.31	70.89	73.47
8 Toilets	68.86	71.44	74.02	76.60	79.18	81.76
9 Toilets	77.14	79.72	82.30	84.88	87.46	90.04
Each Additional Toilet	8.28					

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Border or Roomer

1	4.13
2	8.26
3	12.38
4	16.51

Office with Water: 21.65

Office without Water: 10.86

Hot Water Heating Billed in November & February:

1	10.84
2	21.67
3	32.51
4	43.35
5	54.18
6	65.02
7	75.86
8	86.69

Car in Garage:

Garage w/out Water

Garage w/Water

1 Car	10.84	21.66
2 Cars	21.67	43.32
3 Cars	32.51	64.98
4 Cars	43.35	86.69
5 Cars	54.18	108.30
6 Cars	65.02	129.96
7 Cars	75.86	151.62
8 Cars	86.69	173.28

## ITEM NO. 4

**REPORT ON BIDS RECEIVED - SECURITY GUARD SERVICE**

WHEREAS: Formal bids were advertised and solicited for security guard service at the Treatment Plant for the period July 1, 2007 to June 30, 2008, with an option to renew for three (3) one-year periods. The following bids were received and opened by the Buffalo Sewer Authority Purchasing Department on May 2, 2007:

Vendor	Hourly rate	Total Cost July 1, 2007-June 30, 2008
Rivera/B.C.J.S. Securities Investigations	\$11.69	\$205,369.92
Morris Protective Services	\$12.77	\$224,343.36
Salamone Investigations	\$12.85	\$225,748.80
Diamond Detective Agency	\$13.20	\$231,897.60
Securities Security Services	\$15.54	\$273,006.72
U. S. Security Associates	No bid	
PBS Consultants	No bid	
Wackenhut Corporation	No bid	
NCLA 20 Incorporated	No bid	

; and

WHEREAS: Buffalo Sewer Authority staff contacted references provided by Rivera/B.C.J.S. Securities Investigations, the low bidder, and reported receiving positive recommendations; and

WHEREAS: The Treatment Plant Superintendent and staff reviewed the bids and recommend awarding a contract to the low bidder, Rivera/B.C.J.S. Securities Investigations at a cost of \$11.69 per hour for the period July 1, 2007 to June 30, 2008, with an option to renew for three (3) one-year periods at a total cost not to exceed \$205,369.92.

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 Rivera/B.C.J.S. Securities Investigations at a cost of \$11.69 per hour for the period July 1, 2007 to June 30, 2008, with an option to renew for three (3) one-year periods at a total cost not to exceed \$205,369.92. The cost for this contract will be charged to account no. 00200106-434000.

MOTION TO APPROVE

MADE BY MR. KENNEDY, SR.

2<sup>ND</sup> BY MS. WILSON-DIVINCENZO

AYES 5 NOES 0

Board Meeting of May 23, 2007

## ITEM NO. 5

**REPORT OF BIDS RECEIVED - REMOVAL AND DISPOSAL OF AERATION SYSTEM GRIT**

WHEREAS: Formal bids were advertised and solicited for the removal and disposal of aeration grit at the Treatment Plant for the period July 1, 2007 to June 30, 2008, with an option to renew for three (3) one-year periods. The following was the only bid received and opened by the Buffalo Sewer Authority Purchasing Department on May 1, 2007:

Modern Disposal Services, Inc.	\$65.09/ton	\$130,180.00 Total Annual Cost (based upon estimated quantity of 2,000 tons)
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; and

WHEREAS: The Treatment Plant Superintendent and staff reviewed the bid received and recommend awarding a contract to Modern Disposal Services, Inc., for the removal and disposal of aeration grit at a cost of \$65.09 per ton for the period July 1, 2007 to June 30, 2008, with an option to renew for three (3) one-year periods at a total cost not to exceed \$130,180.00.

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 Modern Disposal Services, Inc., for the removal and disposal of aeration grit at a cost of \$65.09 per ton for the period July 1, 2007 to June 30, 2008, with an option to renew for three (3) one-year periods at a total cost not to exceed \$130,180.00. The cost for this contract will be charged to account no. 02000270-474080.

MOTION TO APPROVE

MADE BY MS. WILSON-DIVINCENZO

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

AYES 5 NOES 0

Board Meeting of May 23, 2007

ITEM NO. 6

**ADJUSTMENT TO BID - INSPECTION OF DIGESTER GAS STORAGE SPHERE AT THE BIRD ISLAND SEWAGE TREATMENT PLANT**

WHEREAS: On January 10, 2007, the Board of the Buffalo Sewer Authority approved award of a contract for Inspection of the Digester Gas Storage Sphere at the Bird Island Sewage Treatment Plant; and

WHEREAS: The only bidder, Quality Inspection Services, submitted a total bid in the amount of \$29,418.00; and

WHEREAS: Insurance requirements in the bid documents include a separate Owner's Protective Liability policy naming the Buffalo Sewer Authority and the City of Buffalo as the sole insured; and

WHEREAS: The cost for this insurance is \$8,502.00 and the contractor inadvertently failed to include this cost when calculating his bid; and

WHEREAS: Quality Inspection Services is one (1) of the only vendors in this area that is qualified to do the work necessary in the inspection of the sphere; and

WHEREAS: It is the opinion of the General Manager and the Principal Sanitary Engineer that the Buffalo Sewer Authority increase the amount of this bid by \$8,502.00 making the adjusted amount \$37,920.00.

NOW THEREFORE  
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby approves this adjustment for Inspection of the Digester Gas Storage Sphere at the Bird Island Sewage Treatment Plant, as written in the above Agenda Item, making the adjusted bid \$37,920.00.

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

Board Meeting of May 23, 2007

## ITEM NO. 7

**REPORT ON BIDS RECEIVED - REMOVAL AND DISPOSAL OF GRIT, SCREENINGS, AND TRASH**

WHEREAS: Formal bids were advertised and solicited for the removal and disposal of grit, screenings, and trash for the period July 1, 2007 to June 30, 2008, with an option to renew for three (3) one-year periods. The following bids were received and opened by the Buffalo Sewer Authority on May 10, 2007:

Vendor	Trash Disposal (estimated at 250 tons annually) Price per ton	Screenings (estimated at 600 tons annually) Price per ton	Grit (estimated at 300 tons)*	
			Utilizing 15-yard lugger containers Price per ton	Utilizing 20-yard refuse containers Price per ton
Allied Waste Services of North America, LLC	\$99.00 (\$24,750)	\$59.00 (\$35,400)	\$64.95 (\$19,485)	\$57.65 (\$17,295)
Modern Disposal Services, Inc.	\$85.48 (\$21,370)	\$78.24 (\$46,944)	\$75.22 (\$22,566)	\$90.43 (\$27,129)

\*(The Authority reserves the right to request either container be utilized for the removal and disposal of grit based upon operational needs); and

WHEREAS: A provision was made in the specifications for the removal and disposal of grit, screenings, and trash that the Authority reserves the right to award the contract for these services as it deems they will best serve the interests of the Authority; and

WHEREAS: Upon review of the bids received the Treatment Plant Superintendent and staff recommend awarding a contract for the removal and disposal of trash to the low bidder, Modern Disposal Services, Inc., at a cost of \$85.48 per ton up to a maximum annual amount of \$21,370.00; and

WHEREAS: The Treatment Plant Superintendent and staff further recommend awarding a contract for the removal and disposal of grit and screenings to the low bidder, Allied Waste Services of North America, LLC, at a cost of \$59.00 per ton for screenings up to a maximum annual amount of \$35,400.00 and at a cost of \$64.95 per ton for grit (utilizing 15-yard lugger containers) with the option to utilize 20-yard refuse containers at a cost of \$57.65 per ton for grit, up to a maximum annual amount of \$19,485.00.





## ITEM NO. 8

**AUTHORIZATION FOR PURCHASE OF IMPELLERS AND GUIDE RINGS FOR SOUTH BUFFALO PUMP STATION REHABILITATION PROJECT**

WHEREAS: On September 6, 2006, the Board of the Buffalo Sewer Authority authorized the purchase of one (1) new and unused impeller for pump No. 1 for the South Buffalo Pump Station Rehabilitation Project from Flowserve, Inc., (c/o Siewert Equipment Company), the original equipment manufacturer, at a cost of \$29,492.00, plus any incurred freight charges; and

WHEREAS: Initial inspection of pumps No. 2, No. 3, and No. 4 by Conestoga, Rovers, and Associates (CRA) Infrastructure and Engineering, the engineering firm for this project, indicated that some rebuilding of each of these pumps would be needed. Upon dismantling of pump No. 2, and further evaluation of pumps No. 3 and No. 4, it was determined that new impellers and suction guide rings would be also required to restore these pumps to full capacity; and

WHEREAS: Siewert Equipment Company, the authorized local representative for Flowserve, Inc., submitted a quote for these Worthington Pump necessary parts as follows:

Quantity	Description	Unit price	Cost
1	Impeller, machined for, but less wear ring. For Pump No. 2 – smaller pump	\$22,527.00	\$22,527.00
1	Suction guide ring (filling ring) For Pump No. 2	\$10,315.00	\$10,315.00
2	Impellers, machined for, but less wear rings. For Pumps No. 3 and No. 4– larger pumps	\$43,747.00	\$87,494.00
2	Suction guide rings (filling ring) For Pumps No. 3 and No. 4	\$27,075.00	\$54,150.00
Total Cost			\$174,486.00

; and

WHEREAS: No additional costs related to these items will be incurred to the contract with Hohl Industrial, the general contractor for the South Buffalo Pump Station Rehabilitation Project, as the contract awarded includes the removal and installation of these impellers and related equipment; and



## ITEM NO. 9

**ADDITION TO SOLE SOURCE LISTING FOR SELECTED INSTRUMENTATION,  
MAINTENANCE, LABORATORY, AND OFFICE EQUIPMENT FOR FISCAL YEAR  
2006-2007**

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 19, 2006, the Board of the Buffalo Sewer Authority approved and designated a list of original equipment manufacturers as sole sources for fiscal year 2006-2007; and

WHEREAS: The Buffalo Sewer Authority has supporting documentation to classify the following original equipment manufacturer, and/or their local representative on record, as a sole source for indicated equipment located at the Treatment Plant:

Flowserve, Inc.	Purchase of parts, supplies and service for Worthington brand pumps
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; and

WHEREAS: Due to the necessity to expedite the ordering of impellers and related parts for the South Buffalo Rehabilitation Project the Board was polled on May 8, 2007, and verbally authorized this sole source addition; 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 approves the addition of the above original equipment manufacturer, and/or their local representatives on record, as a sole source for the equipment indicated for fiscal year 2006-2007.

MOTION TO APPROVE

MADE BY MS. WILSON-DIVINCENZO

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

AYES 5 NOES 0

Board Meeting of May 23, 2007

## ITEM NO. 10

**REPORT ON BIDS RECEIVED - BIRD ISLAND SEWAGE TREATMENT PLANT IN-PLANT ELECTRICAL MAINTENANCE SERVICE**

WHEREAS: Formal bids were advertised and solicited for the Bird Island Sewage Treatment Plant In-Plant Electrical Maintenance Service Contract. The following bids were received and opened by the Buffalo Sewer Authority on May 17, 2007:

Company	General Foreman Per hour	Electrician Per hour	Journeyman Per hour
Ferguson Electric Service Co., Inc.	\$74.84	\$68.84	\$64.03
O'Connell Electric Company, Inc.	\$77.30	\$72.37	\$65.98

; and

WHEREAS: The Senior Sanitary Engineering Supervisor and staff reviewed the bids and recommend accepting the low bid and awarding the contract to Ferguson Electric Service Co., Inc.

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 Ferguson Electric Co., Inc., for electrical maintenance at the Bird Island Sewage Treatment Plant for a one-year period beginning July 1, 2007, with an option to renew for two (2) additional one-year periods if agreeable to both parties, at a cost not to exceed \$30,000.00. Expenses for this contract will be charged to account no. 00520106-443421.

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

Board Meeting of May 23, 2007

## ITEM NO. 11

**REPORT ON BIDS RECEIVED - BIRD ISLAND SEWAGE TREATMENT PLANT IN-PLANT STEAM SYSTEM REPAIR SERVICES**

WHEREAS: Formal bids were advertised and solicited for the Bird Island Sewage Treatment Plant In-Plant Steam System Repair Services. The following bid was received and opened by the Buffalo Sewer Authority on May 10, 2007:

Company	Boilermaker Foreman Per hour	Boilermaker Journeyman Per hour
Nicholson & Hall Corp.	\$73.70	\$70.42

; and

WHEREAS: The Principal Sanitary Engineer and staff reviewed the bid and recommend accepting the bid and awarding the contract to Nicholson & Hall Corp.

NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to enter into and execute a contract with Nicholson & Hall Corp. for steam system repair services at the Bird Island Sewage Treatment Plant for a one-year period beginning July 1, 2007, with an option to renew for two (2) additional one-year periods if agreeable to both parties, at a cost not to exceed \$30,000.00. Expenses for this contract will be charged to account no. 00380106-443421.

MOTION TO APPROVE

MADE BY MS. WILSON-DIVINCENZO

2<sup>ND</sup> BY MR. KENNEDY, SR.

AYES 5 NOES 0

Board Meeting of May 23, 2007

ITEM NO. 12

**REPORT ON BIDS RECEIVED - BIRD ISLAND SEWAGE TREATMENT PLANT IN-PLANT MECHANICAL MAINTENANCE CONTRACT**

WHEREAS: Formal bids were advertised and solicited for the Bird Island Sewage Treatment Plant In-Plant Mechanical Maintenance Contract. The following bids were received and opened by the Buffalo Sewer Authority on May 3, 2007:

Company	General Foreman Per hour	Foreman Per hour	Journeyman Per hour
Quackenbush Company	\$67.25	\$63.03	\$60.43
Hohl Industrial	\$76.27	\$74.56	\$66.99

; and

WHEREAS: The Principal Sanitary Engineer and staff reviewed the bids and recommend accepting the low bid and awarding the contract to Quackenbush Company.

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 Quackenbush Company for mechanical maintenance at the Bird Island Sewage Treatment Plant for a one-year period beginning July 1, 2007, with an option to renew for two (2) additional one-year periods if agreeable to both parties, at a cost not to exceed \$100,000.00. Expenses for this contract will be charged to account no. 00520106-443421.

MOTION TO APPROVE

MADE BY MR. KENNEDY, SR.

2<sup>ND</sup> BY MS. WILSON-DIVINCENZO

AYES 5 NOES 0

Board Meeting of May 23, 2007

## ITEM NO. 13

**AUTHORIZATION FOR SERVICES - INGERSOLL-RAND**

WHEREAS: On July 19, 2006, the Board of the Buffalo Sewer Authority designated Ingersoll-Rand, the parent company for Dresser-Rand, the original equipment manufacturer for the digester gas compressors located at the Treatment Plant, as a sole source for all replacement parts, supplies, and service on these compressors; and

WHEREAS: The Superintendent of Mechanical Maintenance has identified a need to rebuild the valve units on the No. 9 and No. 10 digester gas compressors; and

WHEREAS: Ingersoll-Rand submitted a quote in the amount of \$50,688.00 for the necessary valve repairs; and

WHEREAS: The Treatment Plant Superintendent, Superintendent of Mechanical Maintenance, and staff reviewed the quote received and recommend authorization for this necessary repair work; and

WHEREAS: Board approval is required for services over \$20,000.00.

NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to utilize the services of Ingersoll-Rand to perform the necessary repair work on the digester gas compressor valve units No. 9 and No. 10 at a total cost not to exceed \$50,688.00. This service will be charged to account no. 00270106-443301.

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

Board Meeting of May 23, 2007



ITEM NO. 14

**AUTHORIZATION FOR PURCHASE FROM ABB AUTOMATION, INC.**

WHEREAS: On July 19, 2006, the Board of the Buffalo Sewer Authority designated ABB Automation, Inc., the original equipment manufacturer, as a sole source for ABB Automation, Inc., instrumentation, analytical parts, supplies, software, and service; and

WHEREAS: The Superintendent of Mechanical Maintenance has identified a need to replace two (2) ABB Automation, Inc., flowmeter signal converters on instrumentation located at the Treatment Plant; and

WHEREAS: R. L. Stone, the authorized local representative for ABB Automation, Inc., has submitted a quote in the amount of \$6,642.00, plus freight charges (estimated not to exceed \$50.00) for the necessary replacement parts; and

WHEREAS: The Treatment Plant Superintendent, Superintendent of Mechanical Maintenance, and staff reviewed the quote received and recommend the purchase of the necessary replacement parts from ABB Automation, Inc., and

WHEREAS: The total monies payable to ABB Automation, Inc., for purchases for fiscal year 2006-2007 is over \$10,000.00; and

WHEREAS: Board approval is required for purchases over \$10,000.00.

NOW THEREFORE  
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to purchase the necessary replacement ABB Automation, Inc., parts from ABB Automation, Inc. at a cost of \$6,642.00, plus freight charges. This purchase will be charged to account no. 00290105-466107.

MOTION TO APPROVE

MADE BY MR. KENNEDY, SR.

2<sup>ND</sup> BY MS. WILSON-DIVINCENZO

AYES 5 NOES 0

Board Meeting of May 23, 2007



ITEM NO. 16

**AUTHORIZATION TO PURCHASE REPLACEMENT ACTUATORS**

WHEREAS: On July 19, 2006, the Board of the Buffalo Sewer Authority designated EIM Controls, the original equipment manufacturer, and/ or their authorized local representative as a sole source for replacement parts, supplies, and service for the EIM valve actuators and controls located at the Treatment Plant; and

WHEREAS: The Superintendent of Mechanical Maintenance has determined that (3) replacement EIM actuators are needed; and

WHEREAS: NibscO Automation, the authorized local representative for EIM Controls, has submitted quotes for the three (3) replacement EIM actuators at a total cost of \$18,033.00, plus freight (estimated not to exceed \$695.00) for the necessary replacement parts; and

WHEREAS: The Treatment Plant Superintendent, Superintendent of Mechanical Maintenance, and staff reviewed the quotes received and recommend the purchase of the necessary replacement actuators from NibscO Automation; and

WHEREAS: Board approval is required for purchases over \$10,000.00.

NOW THEREFORE  
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to purchase the necessary replacement EIM actuators needed from NibscO Automation at a cost of \$18,033.00, plus freight charges. This purchase will be charged to account nos. 00290105-466107 and 00330105-466107.

MOTION TO APPROVE

MADE BY MR. KENNEDY, SR.

2<sup>ND</sup> BY MS. WILSON-DIVINCENZO

AYES 5 NOES 0

Board Meeting of May 23, 2007

## ITEM NO. 17

**AUTHORIZATION FOR PURCHASE OF PARTS FOR MECHANICAL EXHAUSTER NO. 2**

WHEREAS: On July 19, 2006, the Board of the Buffalo Sewer Authority designated Dresser Roots, the original equipment manufacturer, as a sole source for parts, supplies, and service for all Dresser Roots brand equipment, including blowers, exhausters, and compressors located at the Treatment Plant; and

WHEREAS: The Superintendent of Mechanical Maintenance has determined various Dresser Roots replacement parts are needed for Mechanical Exhauster No. 2; and

WHEREAS: Dresser Roots has submitted a quote in the amount of \$13,011.00 for the replacement parts needed; and

WHEREAS: The Treatment Plant Superintendent, Superintendent of Mechanical Maintenance, and staff have reviewed the quote received and recommend the purchase of these necessary replacement parts mechanical exhauster No. 2 from Dresser Roots at a cost of \$13,011.00, plus any incurred freight charges; and

WHEREAS: Board approval is required for purchases over \$10,000.00.

NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to purchase the necessary replacement parts for Mechanical Exhauster No. 2 from Dresser Roots at a cost of \$13,011.00, plus any incurred freight charges. This purchase will be charged to account no. 00380105-466107.

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

Board Meeting of May 23, 2007

ITEM NO. 18

**AUTHORIZATION FOR PURCHASE OF REPLACEMENT PARTS FOR THE ASH REMOVAL SYSTEM**

WHEREAS: On July 19, 2006, the Board of the Buffalo Sewer Authority designated Diamond Power International, Inc., the parent company of Beaumont Birch, as a sole source for all replacement parts, supplies, and service for the propriety ash handling system located at the Treatment Plant; and

WHEREAS: The Superintendent of Mechanical Maintenance and Principal Chief Stationary Engineer have determined that there is a need for replacement parts for the ash removal system; and

WHEREAS: Diamond Power International, Inc., has submitted a quote in the amount of \$42,947.90, plus freight charges (estimated not to exceed \$2,150.00) for the necessary replacement parts; and

WHEREAS: The Treatment Plant Superintendent, Superintendent of Mechanical Maintenance, Principal Chief Stationary Engineer, and staff reviewed the quote received and recommend the purchase of the necessary replacement parts for the ash handling system from Diamond Power International, Inc., at a cost of \$42,947.90, plus freight charges; and

WHEREAS: Board approval is required for purchases over \$10,000.00.

NOW THEREFORE  
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to purchase the necessary replacement parts for the ash handling system from Diamond Power International, Inc., at a cost of \$42,947.90, plus freight charges. This purchase will be charged to account no. 00380105-466107.

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

Board Meeting of May 23, 2007

## ITEM NO. 19

**AUTHORIZATION FOR CHANGE ORDER TO BLANKET ORDER NO. 20700095**

WHEREAS: On June 14, 2006, the Board of the Buffalo Sewer Authority authorized the General Manager to utilize State Contract pricing for the purchase of tires and related services from Goodyear Tire & Rubber Company under Contract No. PC61334 in an amount not to exceed \$10,000.00 for fiscal year 2006-2007 (\$8,000.00 from account no. 00690105-465001 and \$2,000.00 from account no. 00520105-465001); and

WHEREAS: Due to the increase in fleet size and associated purchases of tires, it is now necessary to increase Blanket Order No. 20700095 by \$750.00, from \$10,000.00 to \$10,750.00 for the remainder of this fiscal year through June 30, 2007; and

WHEREAS: The Director of Sewer Maintenance and staff reviewed anticipated quantities of tires needed for the vehicles through June 30, 2007, and recommend the above increase.

NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to approve a change order in the amount of \$750.00 to increase Blanket Order No. 20700095 with Goodyear Tire & Rubber Company, from \$10,000.00 to \$10,750.00 through June 30, 2007, for the purchase of tires and related services under the State Contract PC61334. Expenses for this increase will be charged to account no. 00520105-465001.

MOTION TO APPROVE

MADE BY MS. WILSON-DIVINCENZO

2<sup>ND</sup> BY MR. KENNEDY, SR.

AYES 5 NOES 0

Board Meeting of May 23, 2007

ITEM NO. 20

**AUTHORIZATION FOR PURCHASE OF A VEHICLE UNDER STATE CONTRACT**

WHEREAS: The Buffalo Sewer Authority's current fleet has several aging vehicles which are in need of constant repair and are currently a safety concern; and

WHEREAS: The Director of Sewer Maintenance requests to replace one of the vehicles utilized by the Sewer Maintenance Department at this time with the purchase of the following vehicle:

State Contract	Vendor	Vehicle	Cost
PC62886 Group 40560 Award No. 20339 Item No. 18	Van Bortel Ford	2008 Ford Super Duty F-250 XL, Super Cab 4x4 (X21)  <b>To Include Options:</b> Cost shown is less 5% discount 1.) (X3L) Limited Slip Rear Axle 3.73 2.) (66S) Up fitter Switches 3.) (592) Roof Clearance Lights 4.) (18B) Cab Steps 5.) (63B) Stabilizer Bar Pkg 6.) (213) Electric Shift on the Fly 7.) (54D) Trailer Tow Mirrors 8.) (903) Power Group Extended	\$ 19,333.00    \$ 332.50 \$ 80.75 \$ 52.25 \$ 351.50 \$ 109.25 \$ 175.75 \$ 118.75 \$ 503.50  Delivery charge \$ 160.00 Total Cost <b>\$ 21,217.25</b>

The 108 Single Wheel Service Body for this vehicle is not covered under the State Contract. This item was bid out by informal quotes. Only two vendors responded with the following results:

Gorman Enterprises	Stahl Service Body, Model Challenger ST (substituting various items, not providing heavy duty floor plate, door material and body as required)	\$6,855.00
Valley Fab & Equipment, Inc.	Warner Body S108 M SW (no substitutes - quoted as specified)	\$7,265.00

Due to the deviation from the original equipment specified, the Director of Sewer Maintenance and staff recommend the award of this purchase from Valley Fab & Equipment, Inc.

The cost for this service body will not exceed **\$ 7,265.00**

; and

WHEREAS: The Director of Sewer Maintenance recommends the purchase of this vehicle at a cost of \$21,217.25, plus the 108 Single Wheel Service Body at a cost of \$7,265.00, for a total cost not to exceed \$28,482.25.

NOW THEREFORE  
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority authorizes the General Manager to purchase the above vehicle at a cost of \$21,217.25 from Van Bortel Ford and the 108 Single Wheel Service Body at a cost of \$7,265.00 from Valley Fab & Equipment, Inc., for a total cost not to exceed \$28,482.25. These purchases will be charged to account no. 00690107-474200.

MOTION TO APPROVE

MADE BY MR. KENNEDY, SR.

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

AYES 5 NOES 0

Board Meeting of May 23, 2007



ITEM NO. 21

**PRELIMINARY UTILITY WORK AGREEMENT - NEW YORK STATE DEPARTMENT OF TRANSPORTATION**

WHEREAS: The New York State Department of Transportation desires to perform work on Fuhrmann Boulevard between the Union Ship Canal and the Coast Guard Station, Erie County PIN 5044.01.121; and

WHEREAS: It is a requirement of the NYSDOT that a Utility Work Agreement be executed by a duly authorized agent of the affected utility to allow the State of New York to perform said work within our jurisdiction; and

WHEREAS: The plans and specifications for this work have been reviewed by the Engineering Division of the Buffalo Sewer Authority; and

WHEREAS: This work will be done at no cost to the Buffalo Sewer Authority.

NOW THEREFORE  
BE IT RESOLVED: That the General Manager is hereby authorized and directed to execute, on behalf of the Buffalo Sewer Authority, the above mentioned Agreement with the New York State Department of Transportation.

MOTION TO APPROVE

MADE BY MS. WILSON-DIVINCENZO

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

AYES 5 NOES 0

Board Meeting of May 23, 2007

## ITEM NO. 22

CONFIRMATION OF APPOINTMENT**EXECUTIVE SECRETARY**

**(BUFFALO SEWER AUTHORITY) {PART-TIME} (PROVISIONAL)**  
 ADMINISTRATIVE OFFICES  
 \$49,379 PER ANNUM  
 EFFECTIVE: MAY 7, 2007

RONALD BROWN  
 2406 MAIN ST.  
 BUFFALO, NY

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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. ROOSEVELT  
 2<sup>ND</sup> BY MS. WILSON-DIVINCENZO  
 AYES 5 NOES 0

Board Meeting of May 23, 2007

ITEM NO. 23

**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:

EMPLOYEE	SCHOOL	COURSE	<u>TUITION%</u>	<u>REIMBURSEMENT</u> <u>TOTAL</u>
Ronald Kwarciak	California State University, Sacramento	<i>Operation and Maintenance of Wastewater Collection Systems I</i>	100%	\$99.00

NOW THEREFORE BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby approves the above application for Tuition Reimbursement totaling \$99.00. This Reimbursement will be charged to account no. 00800108-480214.

MOTION TO APPROVE  
 MADE BY MR. KENNEDY, SR.  
 2<sup>ND</sup> BY MS. WILSON-DIVINCENZO  
 AYES 5 NOES 0

Board Meeting of May 23, 2007

ITEM NO. 24

**ADJOURNMENT OF MEETING**MOTION TO APPROVEMADE BY MS. WILSON-DIVINCENZO2<sup>ND</sup> BY MR. KENNEDY, SR.AYES 5 NOES 0

Board Meeting of May 23, 2007