MINUTES OF THE REGULAR MEETING

OF THE

BUFFALO SEWER AUTHORITY

May 6, 2009

52727 52749

BUFFALO SEWER AUTHORITY

May 6, 2009

REGULAR MEETING 9:00 A.M. 1038 CITY HALL

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CALL OF THE ROLL

Present:	Herbert Bellamy, Jr.	Chairman
	Christopher Roosevelt	Assistant Vice Chairman
	Eleanor Wilson-DiVincenzo	Secretary
	John Kennedy, Jr.	Assistant Secretary
	David Comerford	General Manager
	Oluwole McFoy	Secretary to the General Manager
	Ronald Brown	Executive Secretary
	Jason Shell	Intergovernmental Coordinator
	Franklin DiMascio, P.E.	Principal Engineer
	James Eagan, P.E.	Senior Sanitary Engineering Supervisor
	James Keller	Treatment Plant Superintendent
	Roberta Gaiek, P.E.	Treatment Plant Administrator
	Edward Hennessy	Director of Sewer Maintenance
	Darryl McPherson	City Auditor
Absent:	John Kennedy, Sr.	Vice Chairman
The meetin	g was called to order at 9:08 A.M. A quorum was pr	resent.
	ITEM NO. 1	
Motion to A	Adopt the Minutes of the Meeting of April 15, 2009	
	MOTIO	ON TOADOPT

MADE BY MS. WILSON-DIVINCENZO

2ND BY MR. KENNEDY, JR.

AYES 4 NOES 0

Board Meeting of May 6, 2009

ITEM NO. 2

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

			April 27, 2009			
ISSUE	MATURITY	TOTAL	A MOLDIT	D.1347	D . EE	INTEREST
DATE	DATE	DAYS	AMOUNT AL IMPROVEMEN	BANK	RATE	AMOUNT
15-Apr-02	Money Market	CAPITA	\$500,000.00	Chase	0.55%	High Yield
13-Apr-02	Money Market		\$300,000.00	Chase	0.3370	nigh Heid
		CO	NSTRUCTION FU	ND		
08-Apr-02	Money Market		\$1,507,167.72	Chase	0.55%	High Yield
26-Jan-09	01-May-09	95	\$4,000,000.00	Citizens	0.91%	\$9,605.56
02-Mar-09	01-Jun-09	91	\$11,825,000.00	Citizens	0.92%	\$27,499.69
03-Apr-09	30-Jun-09	88	\$15,000,000.00	Citizens	0.85%	\$31,166.67
		-	\$32,332,167.72			
	LIA	ABILITY A	ND CASUALTY RE	ESERVE FUND		
22-Apr-02	Money Market		\$1,053,693.04	Chase	0.55%	High Yield
		(OPERATING FUNI	D		
08-Apr-02	Money Market		\$3,049,293.57	Chase	0.55%	High Yield
		TRU	JST & AGENCY FU	U ND		
06-May-02	Money Market		\$37,696.40	Chase	0.55%	High Yield
			SURPLUS FUND			
02-Feb-09	30-Jun-09	148	\$6,310,184.15	Citizens	1.36%	\$35,280.94
		N.	ET REVENUE FUN			
			\$770.94	MTB Funds		
25-Feb-09	26-May-09	90	\$3,999,979.75	M&T Securities	0.90%	\$9,020.25
25-Mar-09	30-Jun-09	97	\$10,848,235.68	M&T Securities	0.96%	\$28,132.59
27-Apr-09	30-Jun-09	64	\$1,799,597.33	M&T Securities	0.75%	\$2,402.67
			\$16,648,583.70			

ISSUE	MATURITY	TOTAL				INTEREST
DATE	DATE	DAYS	AMOUNT	BANK	RATE	AMOUNT
		DE	BT RESERVE FUN	D		
08-May-08	08-May-09	365	\$1,319,229.56	Series F FHLB	2.00%	
01-Aug-08	06-Sep-13	1862	\$8,240,877.50	Series I FHLB	4.00%	
13-Mar-03	15-Apr-32		\$2,825,593.00	Series H SLG	4.35%	
04-Mar-04	15-Nov-33		\$774,061.00	Series J SLG	3.82%	
22-Jul-04	15-Feb-33		\$498,654.00	Series K SLG	4.63%	
27-Jul-06	01-Oct-35		\$952,666.00	Series L SLG	4.52%	

RECEIVE & FILE

INFORMATIVE: REALLOCATION OF FUNDS

The following budgetary transfers have been made to cover unforeseen shortages. These transfers do not change the total amount of Buffalo Sewer Authority's operating budget.

Wastewater Treatment Plant

wastewate	r i reatment Plant			
<u>Date</u>	From Account	Amount	To Account	<u>Amount</u>
4/2/2009	00380103	-3,000.00	00400103	3,000.00
	Incinerator Utilities		South Utilities	
4/2/2009	00380103	-100.00	00500103	100.00
	Incinerator Utilities		Walden Utilities	
4/2/2009	00300103	-300.00	00490103	300.00
	Blower Utilities		Niagara Utilities	
4/2/2009	00340105	-1,500.00	00380105	1,500.00
	Thickener Area Supplies		Incinerator Supplies	
4/2/2009	00230105	-1,244.45	00210105	1,244.45
	Grit Supplies		Raw Wastewater Pumps Supplies	
4/2/2009	00350105	-2,170.95	00520105	2,170.95
	Filter Supplies		Maintenance Supplies	
4/7/2009	00300106	-10,000.00	00380106	10,000.00
	Blower Services		Incinerator Services	
4/7/2009	00520106	-1,000.00	00250106	1,000.00
	Maintenance Services		Secondary Control Services	
4/7/2009	00360105	-2,000.00	00510105	2,000.00
	Dewatering Supplies		Lab Supplies	
4/7/2009	00480105	-520.00	00210105	520.00
	Tifft Supplies		Raw Wastewater Pumps Supplies	
4/7/2009	00230105	-50.68	00220105	50.68
	Grit Supplies		Screen Supplies	
4/7/2009	00230105	-1,180.00	00290105	1,180.00
	Grit Supplies	'	Aeration Supplies	,
4/7/2009	00230105	-2,000.00	00380105	2,000.00
	Grit Supplies	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	Incinerator Supplies	,
4/7/2009	00530105	-800.00	00520106	800.00
,	Yard Supplies		Maintenance Services	
4/13/2009	00380104	-600.00	00550104	600.00
	Incinerator Travel		Plant Travel	
4/13/2009	00230105	-635.00	00300105	635.00
	Grit Supplies		Blower Supplies	
4/13/2009	00250105	-1,000.00	00380105	1,000.00
	Secondary Control Supplies	'	Incinerator Supplies	,
4/13/2009	00200107	-244.00	00330107	244.00
	Plant Capital Outlay		Final Effluent Capital Outlay	
4/14/2009	00300106	-10,600.00	00380106	10,600.00
	Blower Services		Incinerator Services	-,
4/15/2009	00260105	-6,057.61	00360105	6,057.37
	Primary Control Supplies		Dewatering Supplies	- , - 2 2 .
4/15/2009	00260105	-2,259.58	00300106	2,259.58
		,		_,,
			Blower Services	
4/16/2009	Primary Control Supplies 00380103	-1,000.00	Blower Services 00490103	1,000.00

4/16/2009	00200106	-2,000.00	00510106	2,000.00
	Plant Services		Lab Services	
4/16/2009	00510105	-20.69	00520105	20.69
	Lab Supplies		Maintenance Supplies	
4/16/2009	00200105	-4.20	00520105	4.20
	Plant Supplies		Maintenance Supplies	
4/17/2009	00200107	-600.00	00520107	600.00
	Plant Capital Outlay		Maintenance Capital Outlay	
4/17/2009	00260105	-4,234.00	00300105	4,234.00
	Primary Control Supplies		Blower Supplies	
4/22/2009	00520106	-2,005.00	00200106	2,005.00
	Maintenance Services		Plant Services	
4/22/2009	00520106	-900.00	00380106	900.00
	Maintenance Services		Incinerator Services	
4/23/2009	00230105	-243.50	00210105	243.50
	Grit Supplies		Raw Wastewater Pumps Supplies	
4/23/2009	00800183	-10,000.00	00800108	10,000.00
	Financial Contingency		Financial Charges	
4/24/2009	00520105	-280.00	00320105	280.00
	Maintenance Supplies		Chemical Supplies	
4/24/2009	00520105	-399.68	00200105	399.68
	Maintenance Supplies		Plant Supplies	
4/24/2009	00200105	-2,118.00	00250105	2,118.00
	Plant Supplies		Secondary Control Supplies	
4/28/2009	00260105	-1,907.45	00380105	1,907.45
	Primary Control Supplies		Incinerator Supplies	
4/28/2009	00240105	-1,408.36	00240105	1,408.36
	Gas Supplies		Primary Sedimentation Supplies	•

Sewer Maintenance Division

<u>Date</u>	From Account	Amount	To Account	Amount
4/21/2009	00660105	-50.00	00690105	50.00
	Sewer Repair Supplies		Automotive Supplies	
4/21/2009	00660105	-250.00	00650105	250.00
	Sewer Repair Supplies		Sewer Maintenance	

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CLAIM AGAINST LIABILITY AND CASUALTY RESERVE FUND

WHEREAS: On March 12, 2009, Delores M. Harden, 67 Rickert Avenue, Buffalo, New York, filed a Claim with the Buffalo Sewer Authority in the amount of \$500.00 for property damage caused by sewer back-ups that occurred in January and February 2009; and

WHEREAS: The General Manager reviewed this Claim and negotiated a full settlement in the amount of \$467.62.

NOW THEREFORE BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to make payment to Delores M. Harden, 67 Rickert Avenue, Buffalo, New York, in the amount of \$467.62 as full settlement. This Claim will be paid out of the Liability and Casualty Reserve Fund.

MOTION TO	APPROVE				
MADE BY	MS.	WILSON-DIV	INCENZO		
2 ND BY	M	R. KENNEDY	, JR.		
AYES	4	NOES	0		

REPORT ON BIDS RECEIVED - PURCHASE OF SODIUM HYPOCHLORITE

WHEREAS:

Formal bids were advertised and solicited for the purchase of sodium hypochlorite for use at the Treatment Plant. The following sole bid was received and opened by the Buffalo Sewer Authority on April 21, 2009:

		Total estimated
Vendor	Cost per gallon	annual cost
JCI Jones Chemicals, Inc.	\$0.567	\$637,875.00
Riverside Chemical Company, Inc.	No bid	
Surpass Chemical	No response	
PVS Chemicals	No response	

; and

WHEREAS:

The Treatment Plant Superintendent and staff reviewed the bid received and recommend awarding a contract to the sole bidder, JCI Jones Chemicals, Inc. This vendor was the low bidder during fiscal years 2003-2004 and 2004-2005 and satisfactorily supplied this chemical.

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 JCI Jones Chemicals, Inc., for the purchase of sodium hypochlorite for use at the Treatment Plant for the period July 1, 2009 to June 30, 2010, at a cost of \$0.567 per gallon, up to a maximum amount of \$637,875.00, with an option to renew for three (3) one-year periods. Expenses for this contract will be charged to account no. 00330105-467044.

MOTION 1	TO APPROVE		VE
MADE BY		MR. ROOSE	VELT
2 ND BY	MS. W	ILSON-DIVI	NCENZO
AYES	4	NOES	0
=			

REPORT ON BIDS RECEIVED - PURCHASE OF FERROUS CHLORIDE (FeCl₂)

WHEREAS:

Formal bids were advertised and solicited for the purchase of ferrous chloride (FeCl₂) for use at the Treatment Plant. The following bids were received and opened by the Buffalo Sewer Authority on April 21, 2009:

		Total estimated
Vendor	Cost per gallon	annual cost
Kemira Water Solutions, Inc.	\$0.845	\$270,400.00
Water Elements, LLC	\$0.94	\$300,800.00
Riverside Chemical Company, Inc.	\$1.34	\$428,800.00
Gulbrandsen Technologies	\$2.20	\$704,000.00
PVS Chemicals	No response	
Applied Specialties, Inc.	No response	

; and

WHEREAS:

The Treatment Plant Superintendent and staff reviewed the bids received and recommend awarding a contract to the low bidder, Kemira Water Solutions, Inc.

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 Kemira Water Solutions, Inc., for the purchase of ferrous chloride for use at the Treatment Plant for the period July 1, 2009 to June 30, 2010, at a cost of \$0.845 per gallon, up to a maximum amount of \$270,400.00, with an option to renew for three (3) one-year periods. Expenses for this contract will be charged to account no. 00360105-467044.

MOTION TO	TOAPPROVE		
MADE BY	MR. KENNEDY, JR.		
2 ND BY	MR. ROOSEVELT		
AYES	4	NOES	0

<u>AUTHORIZATION FOR CHANGE ORDER TO BLANKET ORDER NO. 20900200 FOR THE</u> REMOVAL AND DISPOSAL OF GRIT AND SCREENINGS

WHEREAS: On April 16, 2008, the Board of the Buffalo Sewer Authority authorized the

extension of the formal contract with Allied Waste Services of North America, LLC, for the removal and disposal of grit and screenings at the Treatment Plant at a cost of \$59.00 per ton for screenings, 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 amount of \$54,885.00 for a one year period from July 1, 2008 to

June 30, 2009; and

WHEREAS: Blanket Order No. 20900200 was established in the amount of \$54,885.00 to

facilitate payments of this contract for fiscal year 2008-2009; and

WHEREAS: The amount of grit and screenings was increased last spring in part, with the

building of the new downtown casino; and

WHEREAS: The Treatment Plant Superintendent, Treatment Plant Administrator, and

staff recommend an increase of \$20,000.00 to Blanket Order No. 20900200

from \$54,885.00 to \$74,885.00 for the remainder of the fiscal year.

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 \$20,000.00 increasing Blanket Order No. 20900200 with Allied Waste Services of North America, LLC, from \$54,885.00 to \$74,885.00 for the removal and disposal of grit and screenings at the Treatment Plant at a cost of \$59.00 per ton for screenings, 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) through June 30, 2009. Funds for this change order will be charged to account nos. 00230106-442100 and 00690106-442100.

MOTION TO	O APPROVE		
MADE BY	MS.	WILSON-DIV	INCENZO
2 ND BY	M	R. KENNEDY	, JR.
AYES	4	NOES	0

AUTHORIZATION FOR SERVICES FROM ABB, INC.

WHEREAS: The Buffalo Sewer Authority installed a Supervisory Control and Data

Acquisition (SCADA) System for its daily plant operations in 1999. This

system monitors and controls plant processes; and

WHEREAS: On June 18, 2008, the Board of the Buffalo Sewer Authority designated

ABB, Inc., the original equipment manufacturer of this proprietary system, as

a sole source for support of the SCADA system; and

WHEREAS: On September 10, 2008, the Board of the Buffalo Sewer Authority approved

the renewal of the agreement with ABB, Inc., for SCADA software management services for the period July 1, 2008 to June 30, 2009, in the

amount of \$32,500.00; and

WHEREAS: In April 2009, a quote was requested from ABB, Inc., for repairs to module

boards for the SCADA system in the amount of \$9,175.30; and

WHEREAS: In October, 2008 and April, 2009 quotes were also requested and received

from various vendors for calibration, verification and certification of various Treatment Plant flowmeters. ABB, Inc., was the low bidder for these service

at a total cost of \$2,499.50 in 2008 and 2009; and

WHEREAS: The SCADA software management agreement along with the above needed

repairs brings the total monies payable to ABB, Inc., to \$46,674.30; and

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

WHEREAS: The Treatment Plant Superintendent, Principal Chief Stationary Engineer,

and staff recommend both repairs quoted in April 2009 totaling \$11,674.80 and further recommend approval for total services from ABB, Inc., in an

amount not to exceed \$50,000.00 for fiscal year 2008-2009.

NOW THEREFORE BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority authorizes the General Manager to proceed with the above quoted repairs and further authorizes services from ABB, Inc., in an amount not to exceed \$50,000.00 for fiscal year 2008-2009.

MOTION TO	APPROVE		
MADE BY	MS. WILSON-DIVINCENZO		
2 ND BY	MR	. KENNEDY	, JR.
AYES	4	NOES	0
	Board	Meeting of I	May 6, 2009

<u>AUTHORIZATION TO PURCHASE RESTOCK PARTS FOR MOYNO PUMPS AND INCREASE TOTAL AUTHORIZED COSTS FOR FISCAL YEAR 2008-2009</u>

WHEREAS: On June 18, 2008, the Board of the Buffalo Sewer Authority designated Moyno, Inc., the original equipment manufacturer, and/or their authorized local representative as a sole source for replacement parts, supplies, and service for the Moyno brand pumps located at the Treatment Plant. The Board further authorized a total not to exceed purchase cost from Moyno,

Inc., for fiscal year 2008-2009 of \$90,000.00; and

WHEREAS: In April 2009, a quote was requested and received from Shrier Martin, the

authorized local representative, in the amount of \$31,320.43, plus freight charges estimated not to exceed \$500.00, for restock parts needed for the

Moyno pumps; and

WHEREAS: Total monies payable to Moyno, Inc., for Moyno brand purchases to date are

\$85,695.07. The additional purchase of restock items would bring the total

to \$117,515.50; and

WHEREAS: The Treatment Plant Superintendent, Principal Chief Stationary Engineer

staff recommend the purchase of these restock parts for the Moyno pumps and increasing the total authorized not to exceed purchase cost for fiscal year 2008-2009 from Moyno, Inc., by \$30,000.00, from \$90,000.00 to

\$120,000.00.

NOW THEREFORE

BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General

Manager to purchase the necessary restock parts needed for the Moyno brand pumps from Moyno, Inc., in the amount of \$31,320.43, plus freight charges estimated not to exceed \$500.00, and hereby amends and increases the total authorized not to exceed purchase cost from Moyno, Inc., for fiscal year

2008-2009 by \$30,000.00 from \$90,000.00 to \$120,000.00.

MOTION TO		APPROVE		
MADE BY		MR. ROOSEVELT		
2 ND BY	M	MR. KENNEDY, JR.		
AYES	4	NOES	0	

<u>AMENDMENT TO AUTHORIZATION AND AUTHORIZATION FOR CHANGE ORDER TO</u> PO 20900675 - PURCHASE OF CARGO VAN UNDER STATE CONTRACT

WHEREAS: On November 5, 2008, the Board of the Buffalo Sewer Authority authorized the General Manager to purchase a 2009 Ford Econoline Cargo Van (E-250), with required options for the Industrial Waste Department, from West Herr Ford, Inc., (base price \$15,018.50 plus extended van and options \$2,069.19, plus delivery \$175.00) at a total cost of \$17,262.69 utilizing State Contract pricing; and WHEREAS: The van was not delivered by the date specified, therefore, the Purchasing Department contacted West Herr Ford, Inc., and was advised that the Purchase Order No. 20900675 was never received by the vendor; and WHEREAS: Upon West Herr Ford's review of the purchase order, it was realized that the pricing originally provided by them for the extended option was for model year 2008; and WHEREAS: Due to an increase in the discount allowance for the options needed, the pricing for this 2009 vehicle has increased by \$1,127.54, for a new total cost of \$18,390.23; and WHEREAS: The Treatment Plant Superintendent and Industrial Waste Administrator request approval for this increased cost; and In order to expedite this purchase and allow for 2008 pricing, the Board was WHEREAS: polled on April 23, 2009, and verbally authorized this purchase; 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 above vehicle with required options from West Herr Ford, Inc., at a total cost of \$18,390.23. The Board further authorizes a change order to Purchase Order No. 20900675 to reflect this

increase.

MOTION TO	APPROVE		
MADE BY	MS. WILSON-DIVINCENZO		
2 ND BY	MR. KENNEDY, JR.		
AYES	4	NOES	0

RESCIND ITEM NO. 20 OF THE BUFFALO SEWER AUTHORITY BOARD MEETING OF FEBRUARY 18, 2009

WHEREAS: The Board of the Buffalo Sewer Authority approved Item No. 20 at its Board Meeting of February 18, 2009; and WHEREAS: The action taken under Item No. 20 at the February 18, 2009, meeting awarded a contract for Miscellaneous System Wide Sewer Repairs to C. Destro Development Co., Inc., at a low bid of \$371,260.00; and WHEREAS: C. Destro Development Co., Inc., was advised of the Board Action on February 18, 2009, and was directed to supply the necessary and required bonds and insurance for the project; and WHEREAS: C. Destro Development Co., Inc., has failed to provide the necessary bonds and insurance as per the contract specifications and, is non-responsive. NOW THEREFORE BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby rescinds the action taken under Item No. 20 of the February 18, 2009, Board Meeting.

MOTION TO	TABLE		
MADE BY	MR. KENNEDY, JR.		
2 ND BY	MR. ROOSEVELT		
AYES	4	NOES	0

REPORT ON BIDS RECEIVED - MISCELLANEOUS SYSTEM WIDE SEWER REPAIRS

WHEREAS: Formal bids were advertised and solicited for miscellaneous system wide

sewer repairs. The following bids were received and opened by the Buffalo

Sewer Authority on February 2, 2009:

C. Destro Development Co., Inc.	\$371,260.00
Man O' Trees, Inc.	\$415,330.00
Kandey Company, Inc.	\$574,450.00
Visone Construction, Inc.	\$609,000.00
Pinto Construction, Inc.	\$789,510.00
Nichols Long & Moore, Inc.	\$829,300.00
Mar-Wal Construction, Inc.	\$892,450.00

; and

WHEREAS: The bids were received and the contract will be awarded on the basis of a

combined unit and lump sum bid. The bids do not reflect the true amount of the contract, but rather are subject to some variance. These variances are due to the actual amount of the quantities used as they appear in the estimate

column multiplied by the unit price as bid; and

WHEREAS: This project was previously awarded to C. Destro Development Co., Inc., at

the February 18, 2009, Buffalo Sewer Authority Board Meeting but his

proposal has since been determined to be non-responsive; and

WHEREAS: The second low bidder, Man O' Trees, Inc., has agreed to hold to their prices

as stated in their February 2, 2009 proposal; and

WHEREAS: The Principal Sanitary Engineer and staff reviewed the bids and recommend

awarding the contract to the lowest responsible bidder, Man O' Trees, Inc., at

a cost not to exceed \$415,330.00.

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 Man O' Trees, Inc., at a cost not to exceed \$415,330.00. Expenses for this contract will be charged to account no. 02000268-490740.

MOTION TO	TABLE		
MADE BY	MS. WILSON-DIVINCENZO		
2 ND BY	M	R. KENNEDY	, JR.
AYES	4	NOES	0
	Boar	d Meeting of l	May 6, 2009

Board Meeting of May 6, 2009

ITEM NO. 13

CONTRACT NO. 84900003

CERTIFICATE OF ACCEPTANCE AND OCCUPANCY

WORK:	Replacement of 115KV Joslyn Circuit Switchers Contract No. C6		
BID:	\$132,339.00		
CONTRACTOR:	Ferguson Electric 321 Ellicott Street Buffalo, New York 14203		
WHEREAS:	The Administrator of Capital Improvements and Development and staff have certified that the Contractor completed the work in accordance with the plans and specifications on December 8, 2008.		
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 December 8, 2008.		
	c. The maintenance period commence on December 8, 2008.		
	d. Final payment be made to the Contractor in the amount of \$11,568.88, increased \$99,038.50 by change order, making the final cost of the Contract \$231,377.50.		
	MOTION TO APPROVE		
	MADE BY MS. WILSON-DIVINCENZO		
	2 ND BY MR. ROOSEVELT		
	AYES 4 NOES 0		

AMENDMENT TO SCHEDULE OF JOB CLASSIFICATION PLAN

One (1) Senior Clerk

WHEREAS:	There is a need to modify the Job Classification Plan.
NOW THEREFORE BE IT RESOLVED:	That the Board of the Buffalo Sewer Authority approves the deletion of the following position from the Job Classification Plan:

MOTION TO	APPROVE			
MADE BY _	M	R. ROOSEV	/ELT	
2 ND BY	MR. KENNEDY, JR.			
AYES	4	NOES	0	

Board Meeting of May 6, 2009

00110121 411001

CONFIRMATION OF APPOINTMENT

WASTEWATER TREATMENT PLANT OPERATOR II (PERMANENT)

SEWAGE TREATMENT PLANT \$16.56 PER HOUR

EFFECTIVE: APRIL 27, 2009

ANTHONY CROCE 640 COLUMBUS PKWY. 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. KENNEDY, JR.			
2 ND BY	MR. ROOSEVELT			
AYES	4	NOES	0	

Board Meeting of May 6, 2009

ITEM NO. 16

<u>AGREEMENT BETWEEN BUFFALO SEWER AUTHORITY AND COMMUNICATIONS</u> WORKERS OF AMERICA, AFL-CIO, LOCAL 1186

WHEREAS:	Negotiations have concluded and an Agreement has been reached for a five (5) year contract retroactive to July 1, 2007, and ending June 30, 2012; and			
WHEREAS:	Changes from the expired contract include the following increases in wages:			
	Effective $7/1/07 - 2.5\%$ Effective $7/1/08 - 2.25\%$ Effective $7/1/09 - 3\%$ Effective $7/1/10 - 2.5\%$ Effective $7/1/11 - 2.5\%$; and			
WHEREAS:	Other changes are detailed in a Tentative Agreement, including those relating to Residency, Five-Step Wage Scale, Vacation Leave, Bereavement Leave, Work Day, Wastewater Treatment Plant Operator II License Incentive, and a Memorandum of Understanding for Sick Leave Non-Utilization Bonus.			
NOW THEREFORE BE IT RESOLVED:	That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to execute, on behalf of the Buffalo Sewer Authority, this Agreement with the Communications Workers of America, AFL-CIO, Local 1186, for the five (5) year period ending June 30, 2012.			
	MOTION TO APPROVE			
	MADE BY MR. KENNEDY, JR.			
	2 ND BY MS. WILSON-DIVINCENZO			
	AYES 4 NOES 0			

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:

EMPLOYEE	SCHOOL	COURSE	SEMESTER	TUITION
Charles Riley	Canisius College	Strategic Management & Leadership	Summer 2009	\$2,001.00
Jason Shell	SUNY Brockport	Financial Management	Summer 2009	\$ 984.00

WHEREAS: No Funds will be expended at this time.

NOW THEREFORE

BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby approves the above

applications for Tuition Assistance.

MOTION TO	APPROVE			
MADE BY	MR. ROOSEVELT			
2 ND BY	MR. KENNEDY, JR.			
AYES	4	NOES	0	

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:

EMPLOYEE	<u>SCHOOL</u>	<u>COURSE</u>	TUITION%	REIMBURSEMENT TOTAL
Andrew Heidinger	Erie County Health Dept.	EMT – Basic	50%	\$387.50
Eugene Kujawa	California State University	Utility Management	100%	\$ 79.00
Richard Slinkosky	California State University	Treatment of Metal Wastestreams	100%	\$ 79.00

NOW THEREFORE BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby approves the above applications for Tuition Reimbursement totaling \$545.50. These Reimbursements will be charged to account no. 00800108-480214.

MOTION TO	APPROVE			
MADE BY	MR. KENNEDY, JR.			
2 ND BY	MR. ROOSEVELT			
AYES	4	NOES	0	

ADJOURNMENT OF MEETING

MOTION T	О	APPROVE		
MADE BY		MR. ROOSEVELT		
2 ND BY	MS. WILSON-DIVINCENZO			
AYES	4	NOES	0	
_	Boar	d Meeting of	May 6, 2009	