

**MINUTES OF THE REGULAR MEETING  
OF THE  
BUFFALO SEWER AUTHORITY  
November 4, 2009**



# BUFFALO SEWER AUTHORITY

November 4, 2009

**REGULAR MEETING**

**9:00 A.M.**

**1038 CITY HALL**

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## ITEM NO. 2

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

October 21, 2009

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	0.55%	High Yield
<b>CONSTRUCTION FUND</b>						
08-Apr-02	Money Market		\$37,401,980.72	Chase	0.55%	High Yield
<b>LIABILITY AND CASUALTY RESERVE FUND</b>						
22-Apr-02	Money Market		\$1,054,963.00	Chase	0.55%	High Yield
<b>OPERATING FUND</b>						
08-Apr-02	Money Market		\$3,267,219.67	Chase	0.55%	High Yield
<b>TRUST &amp; AGENCY FUND</b>						
06-May-02	Money Market		\$36,468.65	Chase	0.55%	High Yield
<b>SURPLUS FUND</b>						
28-Sep-09	30-Dec-09	93	\$143.41	MTB Funds		
			\$6,310,040.74	M&T Securities	0.61%	\$9,959.26
			\$6,310,184.15			
<b>NET REVENUE FUND</b>						
06-Aug-09	26-Oct-09	81	\$2,999,101.23	M&T Securities	1.02%	\$6,898.77
25-Aug-09	25-Nov-09	92	\$6,500,005.33	M&T Securities	1.20%	\$19,994.67
28-Sep-09	31-Dec-09	94	\$3,099,649.05	M&T Securities	0.66%	\$5,350.95
01-Oct-09	31-Dec-09	91	\$2,999,823.61	M&T Securities	0.55%	\$4,176.39
			\$15,598,579.22			

ISSUE DATE	MATURITY DATE	TOTAL DAYS	AMOUNT	BANK	RATE	INTEREST AMOUNT
<b>DEBT RESERVE FUND</b>						
30-Apr-09	30-Apr-10	365	\$1,345,225.21	Series F FHLB	0.40%	
01-Aug-08	06-Sep-13	1862	\$8,240,877.50	Series I FHLB	4.00%	
13-Mar-03	15-Apr-32		\$2,825,593.00	Series H SLG	4.35%	
04-Mar-04	15-Nov-33		\$774,061.00	Series J SLG	3.82%	
22-Jul-04	15-Feb-33		\$498,654.00	Series K SLG	4.63%	
27-Jul-06	01-Oct-35		\$952,666.00	Series L SLG	4.52%	

**RECEIVE & FILE**

Board Meeting of November 4, 2009

## ITEM NO. 3

## INFORMATIVE: REALLOCATION OF FUNDS

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

**Wastewater Treatment Plant**

<u>Date</u>	<u>From Account</u>	<u>Amount</u>	<u>To Account</u>	<u>Amount</u>
10/1/2009	00520105 Maintenance Supplies	-1,000.00	00200105 Water Supplies	1,000.00
10/2/2009	00200108 Plant Insurance	-415.00	00650108 Sewer Maintenance Insurance	415.000
10/13/2009	00360103 Dewatering Utilities	-400.00	00440103 Kelly S Utilities	400.00
10/28/2009	00520107 Maintenance Capital Outlay	-14,813.00	00240107 PSED Capital Outlay	14,813.00

**RECEIVE & FILE**

Board Meeting of November 4, 2009





## ITEM NO. 5

**SCHEDULE OF BOARD MEETINGS FOR CALENDAR YEAR 2010**

WHEREAS: It is suggested that the new schedule for the calendar year 2010 be approved as follows:

**2010**

January 6	July 1 (ANNUAL MEETING) and 28
February 10	September 1
March 3	October 6
April 7	November 3
May 5 and 26	December 1
June 16	

All meetings are scheduled for Wednesdays at 9:00 AM at 1038 City Hall except the Annual Meeting scheduled for Thursday, July 1, 2010, at 9:00 AM at the Wastewater Treatment Plant, Administration Building.

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 2010.

MOTION TO                     APPROVE                    

MADE BY                     MR. ROOSEVELT                    

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

AYES           3           NOES           0          

Board Meeting of November 4, 2009

ITEM NO. 6

**REPORT ON BIDS RECEIVED - PURCHASE OF ONE (1) NEW AND UNUSED MAGNUM SYSTEM ONE VORTEX PUMP ASSEMBLY**

WHEREAS: Formal bids were advertised and solicited for the purchase of one (1) new and unused Magnum System One Vortex Pump Assembly for use in the primary sedimentation process at the Wastewater Treatment Plant; and

WHEREAS: The following bids were received and opened by the Buffalo Sewer Authority Purchase Department on September 17, 2009:

Burt Process Equipment	\$14,813.00
Corrosion Products & Equipment	\$18,275.23
Cayuga Industrial Machines	\$22,500.00
Calkins Technical Products	Picked up bid package but did not submit a proposal
R. M. Newell Company	
Global Pump Company	

; and

WHEREAS: The Treatment Plant Superintendent and staff reviewed the bids received and recommend awarding the purchase of the Magnum System One Vortex Pump Assembly to the low bidder, Burt Process Equipment, at a total cost of \$ 14,813.00; and

WHEREAS: Board approval is required on 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 one (1) new and unused Magnum System One Vortex Pump Assembly from Burt Process Equipment at a total cost of \$14,813.00. Expenses for this purchase will be charged to account no. 00240107-474080.

MOTION TO APPROVE

MADE BY MR. ROOSEVELT

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

AYES 3 NOES 0

Board Meeting of November 4, 2009



ITEM NO. 8

**AUTHORIZATION FOR PUBLICATION OF INDUSTRIAL USER VIOLATORS LIST**

WHEREAS: The Environmental Protection Agency’s General Pretreatment Regulations, 40 CFR Section 403.8(f)(2)(viii), requires that the Buffalo Sewer Authority (BSA) publish at least annually in the largest daily newspaper in the City of Buffalo, a list of the users which, during the previous twelve (12) months, met with one or more of the following criteria:

- User was in significant non-compliance with applicable pretreatment standards and requirements;
  - User received fines;
  - User had violations that were unique or warrant special attention
- ; and

WHEREAS: In accordance with this requirement the following violators met the above criteria between July 1, 2008 and June 30, 2009:

Key Tech Finishing 2929 Main Street Buffalo, NY 14214	Rosina Food Products, Inc. 775 Industrial Parkway Cheektowaga, NY 14227	William Advanced Materials 2978 Main Street Buffalo, NY 14214
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NOW THEREFORE  
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to publish the aforementioned violators in The Buffalo News.

MOTION TO APPROVE  
 MADE BY MR. ROOSEVELT  
 2<sup>ND</sup> BY MR. KENNEDY, SR.  
 AYES 3 NOES 0

Board Meeting of November 4, 2009

## ITEM NO. 9

**REPORT ON BIDS RECEIVED - HAMBURG DRAIN FLOATABLES CONTROL FACILITY**

WHEREAS: Formal bids were advertised and solicited for the Hamburg Drain Floatables Control Facility. The following bids were received and opened by the Buffalo Sewer Authority on October 28, 2009:

Man O' Trees, Inc.	\$15,203,000.00
STC Construction, Inc.	\$15,234,551.00
L. P. Ciminelli Construction Corp.	\$15,280,000.00
Kandey Company, Inc.	\$16,328,000.00

; 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: CRA Infrastructure & Engineering, Inc., consulting engineers for this project, reviewed the bids and recommend awarding the contract to the lowest bidder, Man O' Trees, Inc., at a cost not to exceed \$15,203,000.00.

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 \$15,203,000.00 for the Hamburg Drain Floatables Control Facility. Expenses for this contract will be charged to account no. 02000306-490720.

MOTION TO \_\_\_\_\_ APPROVE \_\_\_\_\_

MADE BY \_\_\_\_\_ MR. ROOSEVELT \_\_\_\_\_

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

AYES \_\_\_\_\_ 3 \_\_\_\_\_ NOES \_\_\_\_\_ 0 \_\_\_\_\_

Board Meeting of November 4, 2009

ITEM NO. 10

**AMENDMENT TO SCHEDULE OF JOB CLASSIFICATION PLAN**

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 addition of the following position to the Job Classification Plan:

**One (1) Laborer II**

**00520161 411001**

MOTION TO	_____	APPROVE	_____
MADE BY	_____	MR. KENNEDY, SR.	_____
2 <sup>ND</sup> BY	_____	MR. ROOSEVELT	_____
AYES	_____	3	NOES _____ 0

Board Meeting of November 4, 2009

## ITEM NO. 11

**CONFIRMATION OF APPOINTMENTS**

**SEWER CONSTRUCTION INSPECTOR (PROVISIONAL)  
CHANGE OF STATUS ONLY  
ENGINEERING DEPT.  
\$50,981 PER ANNUM  
EFFECTIVE: OCTOBER 6, 2009**

SALVATORE CASTROGIOVANNI  
114 NORTH END  
KENMORE, NY

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**EXECUTIVE SECRETARY (BSA) PART TIME (PERMANENT)  
CHANGE OF STATUS ONLY  
ADMINISTRATIVE OFFICES  
\$65,246 PER ANNUM  
EFFECTIVE: OCTOBER 19, 2009**

RONALD BROWN  
2406 MAIN STREET  
BUFFALO, NY

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**LABORER I (SEASONAL)  
SEWAGE TREATMENT PLANT  
\$90.00 PER DAY  
EFFECTIVE: NOVEMBER 2, 2009**

WILLIAM CONROY  
373 CUMBERLAND  
BUFFALO, NY

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**WASTEWATER TREATMENT PLANT OPERATOR I  
(PERMANENT)  
SEWAGE TREATMENT PLANT  
\$16.08 PER HOUR  
EFFECTIVE: NOVEMBER 9, 2009**

CHRISTOPHER BOGDAN  
47 PEACE ST.  
BUFFALO, NY

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## ITEM NO. 12

**TUITION REIMBURSEMENT**

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

<u>EMPLOYEE</u>	<u>SCHOOL</u>	<u>COURSE</u>	<u>TUITION%</u>	<u>REIMBURSEMENT TOTAL</u>
Salvatore Falzone	State University of New York	Basic Operations	100%	\$ 998.00
Sean Morrison	State University of New York	Basic Operations	100%	\$1,047.00
Sean Morrison	State University of New York	Activated Sludge	100%	\$ 519.95
Douglas Ruisi	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 \$2,643.95. These Reimbursements will be charged to account no. 00800108-480214.

MOTION TO APPROVE  
 MADE BY MR. KENNEDY, SR.  
 2<sup>ND</sup> BY MR. ROOSEVELT  
 AYES 3 NOES 0

Board Meeting of November 4, 2009

ITEM NO. 13

**ADJOURNMENT OF MEETING**

MOTION TO                     APPROVE                    

MADE BY                     MR. KENNEDY, SR.                    

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

AYES           3           NOES           0          

Board Meeting of November 4, 2009