

MINUTES OF THE REGULAR MEETING

OF THE

BUFFALO SEWER AUTHORITY

April 2, 2014

BUFFALO SEWER AUTHORITY

April 2, 2014

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>Vice Chairman</u>
	<u>Christopher Roosevelt</u>	<u>Assistant Vice Chairman</u>
	<u>Eleanor C. Wilson-DiVincenzo</u>	<u>Secretary</u>
	<u>David Comerford</u>	<u>General Manager</u>
	<u>Ronald Brown</u>	<u>Executive Secretary</u>
	<u>Scott Steinwald</u>	<u>Intergovernmental Coordinator</u>
	<u>Oluwole McFoy, P.E.</u>	<u>Principal Sanitary Engineer</u>
	<u>Rosaleen Nogle, P.E.</u>	<u>Associate Engineer</u>
	<u>Michael Letina</u>	<u>Treatment Plant Superintendent</u>
	<u>Roberta Gaiek, P.E.</u>	<u>Treatment Plant Administrator</u>
	<u>Thomas Caulfield</u>	<u>Administrator of Capital</u>
	<u>Yusef Myrick</u>	<u>Improvements & Development</u>
	<u>Laura Surdej</u>	<u>Superintendent of Mechanical</u>
		<u>Maintenance</u>
		<u>Erie County Department of</u>
		<u>Sewerage</u>
Absent:	<u>none</u>	

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

ITEM NO. 1

Motion to Adopt the Minutes of the Meeting of March 19, 2014

MOTION TO	<u>ADOPT</u>
MADE BY	<u>MS. WILSON-DIVINCENZO</u>
2 ND BY	<u>MR. ROOSEVELT</u>
AYES	<u>4</u> NOES <u>0</u>

Board Meeting of April 2, 2014

ITEM NO. 2

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

March 24, 2014

ISSUE DATE	MATURITY DATE	TOTAL DAYS	AMOUNT	BANK	RATE	INTEREST AMOUNT
CAPITAL IMPROVEMENT FUND						
31-Jul-12	Money Market		\$500,000.00	First Niagara	0.10%	Municipal Premium
CONSTRUCTION FUND						
31-July-12	Money Market		\$35,605,760.87	First Niagara	0.15%	Municipal Premium
LIABILITY AND CASUALTY RESERVE FUND						
31-July-12	Money Market		\$1,001,103.03	First Niagara	0.15%	Municipal Premium
OPERATING FUND						
31-July-12	Super NOW		\$1,907,811.25	First Niagara	0.10%	Municipal Premium
TRUST & AGENCY FUND						
31-Jul-12	Money Market		\$33,101.40	First Niagara	0.02%	Municipal Premium
SURPLUS FUND						
			\$15.04	Wilmington Fund		
28-Feb-14	31-Mar-14	31	\$7,999,517.78	M&T Securities	0.07%	\$482.22
			\$7,999,532.82			
NET REVENUE FUND						
28-Feb-14	31-Mar-14	31	\$17,499,945.08	M&T Securities	0.07%	\$1,054.92
10-Mar-14	09-Apr-14	30	\$4,000,000.00	M&T	0.06%	\$197.26
			\$21,499,945.08			

ISSUE DATE	MATURITY DATE	TOTAL DAYS	AMOUNT	BANK	RATE	INTEREST AMOUNT
DEBT RESERVE FUND						
Series F						
15-May-13	15-May-14	365	\$245,000.00	FDIC Brokered CD	0.25%	
Series I						
			\$9,935,010.08	Wilmington Fund		
Series J						
04-Mar-04	15-Nov-33	10848	\$774,061.00	SLG	3.82%	
Series K						
22-Jul-04	15-Feb-33	10435	\$498,654.00	SLG	4.63%	
Series L						
27-Jul-06	01-Oct-35	10658	\$952,666.00	SLG	4.52%	
Series N						
15-Nov-12	15-Apr-32	7091	\$2,167,157.00	SLG	2.42%	

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Board Meeting of April 2, 2014

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 the Buffalo Sewer Authority's operating budget.

Wastewater Treatment Plant

3/5/2014	00280105 SWWP Supplies	-\$7,520.00	00290105 Aeration Supplies	\$7,520.00
3/7/2014	00520106 Maintenance Services	-\$1,500.00	00230106 Grit Services	\$1,500.00
3/11/2014	00280105 SWWP Supplies	-\$835.00	00200105 Plant Supplies	\$835.00
3/13/2014	00280105 SWWP Supplies	-\$1,500.00	00520105 Maintenance Supplies	\$1,500.00
3/13/2014	00280105 SWWP Supplies	-\$330.00	00290105 Aeration Supplies	\$330.00
3/14/2014	00280105 SWWP Supplies	-\$1,315.00	00520105 Maintenance Supplies	\$1,315.00
3/17/2014	00520106 Maintenance Services	-\$18,641.34	00290106 Aeration Services	\$18,641.34
3/17/2014	00300106 Blower Services	-\$2,800.00	00290105 Aeration Services	\$2,800.00
3/18/2014	00280105 SWWP Supplies	-\$152.00	00520105 Maintenance Supplies	\$152.00
3/19/2014	00280105 SWWP Supplies	-\$215.00	00520105 Maintenance Supplies	\$215.00
3/19/2014	00280105 SWWP Supplies	-\$910.00	00520105 Maintenance Supplies	\$910.00

Sewer Maintenance Division

3/13/2014	00690106 Auto Services	-\$1,700.00	00650106 Sewer Maintenance Services	\$1,700.00
3/20/2014	00690105 Auto Supplies	-\$500.00	00660105 Sewer Repair Supplies	\$500.00

General Financial Charges

3/5/2014	00800183 Financial Contingency	-\$50.59	00110106 Administration Services	\$50.59
3/20/2014	00800183 Financial Contingency	-\$75,133.76	00200106 Plant Services	\$75,133.76

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Board Meeting of April 2, 2014

ITEM NO. 4

CONSIDERATION OF THE OPERATING FUND BUDGET FOR FISCAL YEAR 2014-2015

BE IT RESOLVED: That the Board of the Buffalo Sewer Authority does hereby adopt the attached Operating Fund Budget and Five-Year Capital Plan for the fiscal year commencing July 1, 2014.

MOTION TO APPROVE

MADE BY MS. WILSON-DIVINCENZO

2ND BY MR. KENNEDY

AYES 4 NOES 0

Board Meeting of April 2, 2014

ITEM NO. 5

PROPOSED AMENDED "SCHEDULE OF SEWER RENTS AND OTHER CHARGES"

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

WHEREAS: Such "Schedule of Sewer Rents and Other Charges" now requires adjustments to provide the required revenue to finance our Operating Fund Budget for the fiscal year July 1, 2014 to June 30, 2015.

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

MOTION TO APPROVE

MADE BY MR. KENNEDY

2ND BY MR. ROOSEVELT

AYES 4 NOES 0

Board Meeting of April 2, 2014

PROPOSED SCHEDULE OF SEWER RENTS
AND OTHER CHARGES
FOR 2014-2015

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 2014-2015.

(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:

Residential Users		Non-Residential Users	
<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
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 (BOD₅) Total Suspended Solids (TSS) and Total Phosphate (TPO₄) is as follows:

$$\text{Surcharge} = 8.34 \text{ QMGY } (0.1649 (\text{BOD}_5\text{-250}) + 0.2045 (\text{TSS-250}) + 0.039(\text{TPO}_4\text{-15.35}))$$

\$0.1649 Cost/lb. for treatment of BOD₅

\$0.2045 Cost/lb. for treatment of TSS

\$0.0390 Cost/lb. for treatment of TPO₄

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

BOD₅ shall mean the average concentration of BOD₅ 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.

TPO₄ shall mean the average concentration of TPO₄ in sewage or waste discharged to the Authority facilities.

Surchargeable concentrations are as follows:

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

This formula shall be applied in computing the Buffalo Industrial Waste Surcharge subsequent to July 1, 2013 and ending June 30, 2014 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, 2014.

(g) Any person 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 for sewer connection permits shall be paid as follows at the time said application is filed with the Authority:

<u>Tap Size</u>	<u>Fee (\$)</u>
4 inch	100.00
6 inch	200.00
8 inch	300.00
10 inch	500.00
12 inch	800.00
15 inch	1,200.00
18 inch	1,800.00
21 inch or greater	2,500.00

(k) An application fee of \$50.00 per 2,500 square feet or part thereof of soil disturbance or impervious area being drained, whichever is greater, shall be paid at time of plans and/or calculations are submitted to the Authority for site stormwater management review.

(l) 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 \$120.00. 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 ₅	TOTAL PHOSPHATE
Inlet/South Buffalo Pump	\$0.2063/lb	\$0.1670/lb.	\$0.039/lb.
Mixing Tank	\$0.1836/lb	\$0.1071/lb.	\$0.039/lb.
Thickener/Digester	\$0.1993/lb	\$0.1160/lb.	\$0.039/lb.

The above surcharge rates, along with costs incurred by the Authority when handling, testing, conveying, and administering 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 \$0.041 per gallon discharged will be assigned to all permitted septage and portable toilet wastehaulers.
2. Grease trap wastes - The rate of \$0.08 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, 2014.

(m) 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.

(n) 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 and all discharges of such industrial users.

(o) 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.

(p) 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.*

(q) 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 and payable 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.

(r) 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, as follows:

1. Sewer rents based upon water use and drainage connection service charges shall be charged interest 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 thereafter one and one-half percent (1.5%) shall be added to all amounts that remain unpaid for each succeeding month;
2. Sewer rents based upon assessed valuation of chargeable real estate that remain unpaid on October 1 of each year shall be charged interest at the rate of two percent (2%), and such sewer rents that remain unpaid shall be charged two percent (2%) for each month thereafter until paid; and
3. All other sewer rents and charges of the Authority shall be charged interest at the rate of one and one-half percent (1.5%) per month if not paid by the due date stated on the invoice issued by the Authority.

(s) All persons and property served by the Authority 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 with respect to accounts based on water use and drainage connection service, the person or property served by the Authority may 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 (q) (1) and III (q) (2), herein, respectively.

(t) 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.

(u) 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, by internet, or by telephone as set forth on the invoice. All persons who pay by credit or debit card made through the City of Buffalo Website shall pay the Authority a charge of the greater of two percent (2%) of the amount paid, or two dollars (\$2.00) for each credit card payment transaction as a handling charge. Also, all persons who pay by debit or check cards shall pay the Authority a two dollar (\$2.00) charge for each such transaction as a convenience fee. Multiple payments in the same transaction will be charged the convenience fee only once. The convenience fee will be added automatically to each transaction.

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, 2014; 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, 2014, excepting only monthly metered accounts for July 2014, and Section "W" of the quarterly metered accounts for the period May, June, and July 2014, which shall be billed according to the schedule of rents in effect prior to July 1, 2014.

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					

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:

1 Car
2 Cars
3 Cars
4 Cars
5 Cars
6 Cars
7 Cars
8 Cars

Garage w/out Water

10.84
21.67
32.51
43.35
54.18
65.02
75.86
86.69

Garage w/Water

21.66
43.32
64.98
86.69
108.30
129.96
151.62
173.28

ITEM NO. 6

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

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

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes and directs that the proposed amended "Schedule of Sewer Rents and Other Charges" be published as a notice once a week for three (3) successive weeks, in *The Buffalo News* and the City Record on Monday, April 7, April 14, and April 21, 2014. This notice shall state that the proposed amended "Schedule of Sewer Rents and Other Charges" will remain open for inspection in the office of the Authority for thirty (30) days from the date of said notice, and that objections thereto may be filed during said period with said Authority by any person conceiving himself or herself aggrieved thereby, and that the Authority shall hear and examine such complaints and may modify the proposed Schedule and shall adopt the final amended "Schedule of Sewer Rents and Other Charges" within sixty (60) days of such notice.

MOTION TO APPROVE

MADE BY MS. WILSON-DIVINCENZO

2ND BY MR. ROOSEVELT

AYES 4 NOES 0

Board Meeting of April 2, 2014

ITEM NO. 7

CLAIM AGAINST LIABILITY AND CASUALTY RESERVE FUND

WHEREAS: On January 17, 2014, Freddie Stancil of 2050 Delaware Avenue, Buffalo, New York, 14216, filed a Claim with the Buffalo Sewer Authority for damages done to his vehicle by a BSA employee on January 12, 2014; and

WHEREAS: The lowest estimate received for damages to the vehicle was \$1,651.53; and

WHEREAS: The City of Buffalo Law Department and the General Manager reviewed this Claim and recommend payment in the amount of \$1,651.53.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to make payment to Freddie Stancil, of 2050 Delaware Avenue, Buffalo, New York, in the amount of \$1,651.53 as final settlement. This Claim will be paid out of the Liability and Casualty Reserve Fund.

MOTION TO APPROVE

MADE BY MS. WILSON-DIVINCENZO

2ND BY MR. ROOSEVELT

AYES 4 NOES 0

Board Meeting of April 2, 2014

ITEM NO. 8

CONTRACT APPROVAL FOR PROPERTY AND CRIME INSURANCE

WHEREAS: The Buffalo Sewer Authority currently receives property insurance coverage through Affiliated FM Insurance Company, and crime insurance coverage through Fidelity & Deposit (Zurich); and

WHEREAS: Affiliated FM Insurance Company has proposed a renewal extension to the Buffalo Sewer Authority for property insurance coverage for the period April 15, 2014 through April 15, 2015, at a cost of \$188,477.00. This represents a 3% increase from last year's policy due to the addition of the mandatory New York State Fire Fee and additional coverage for the Hamburg Drain Floatables Control Facility located at 156 Scott Street, Buffalo, NY; and

WHEREAS: Fidelity & Deposit (Zurich) has proposed a renewal extension to the Buffalo Sewer Authority for crime insurance coverage for the period April 15, 2014 through April 15, 2015 at a cost of \$2,564.00. The insurer is not seeking an increase for this year's policy; and

WHEREAS: The Executive Secretary and staff have carefully reviewed the proposals and recommend acceptance of these proposals.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby approves property insurance coverage through Affiliated FM Insurance Company at a cost not to exceed \$188,477.00 and crime insurance coverage through Fidelity & Deposit (Zurich) at cost not to exceed for \$2,564.00, effective April 15, 2014 through April 15, 2015, for a total cost not to exceed \$191,041.00. These costs will be charged to account nos. 00200108-452000 and 00650108-452000 on a pro rata basis.

MOTION TO	<u>APPROVE</u>
MADE BY	<u>MR. KENNEDY</u>
2 ND BY	<u>MR. ROOSEVELT</u>
AYES	<u>4</u> NOES <u>0</u>

Board Meeting of April 2, 2014

ITEM NO. 9

ADOPTION OF NEGATIVE DECLARATION OF STATE ENVIRONMENTAL QUALITY REVIEW FOR SMITH STREET DRAIN (CSO NO. 26) IN-LINE STORAGE PROJECT

- WHEREAS: The Buffalo Sewer Authority (“BSA”) proposes to construct a combination of in-line storage improvements to address combined sewer overflow (“CSO”) issues related to the Smith Street Drain (CSO No. 26) and improve water quality in the Buffalo River (“the Project”); and
- WHEREAS: The Project area is generally bounded by Smith Street, Leddy Street, South Park Avenue, Owahn Place, Harvey Place, Bolton Place, and St. Stephens Place; and
- WHEREAS: The Project will reduce discharges of combined sanitary and stormwater to the Buffalo River which occurs during significant storm events; and
- WHEREAS: The Project constitutes an Unlisted Action under the State Environmental Quality Review Act (“SEQRA”) and its’ implementing regulations; and
- WHEREAS: The BSA acting as Lead Agency in accordance with SEQRA has undertaken a coordinated review with various public agencies; and
- WHEREAS: A Full Environmental Assessment Form (“FEAF”), which can be used to evaluate Unlisted Actions undergoing Coordinated Review, has been prepared to evaluate the Project; and
- WHEREAS: The Project was reviewed by the Office of Parks, Recreation and Historic Preservation (“OPRHP”) in accordance with the New York State Historic Preservation Act of 1980 (Section 14.09 of the New York Parks, Recreation and Historic Preservation Law) and determined the Project will have no impact upon cultural resources in or eligible for inclusion in the State and National Register of Historic Places; and
- WHEREAS: The BSA and its Consultants, Conestoga-Rovers & Associates, have considered the Project and reviewed Part 1 and Part 2 of the FEAF and the criteria set forth in SEQRA in order to determine whether the Project will have a significant adverse impact on the environment.

NOW THEREFORE
BE IT RESOLVED:

Based upon the thorough and careful review of the Project under SEQRA, the Board of the Buffalo Sewer Authority hereby determines that the Project will not result in any significant adverse environmental impacts and hereby issues a negative declaration for the Project pursuant to SEQRA.

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

Board Meeting of April 2, 2014

ITEM NO. 10

AUTHORIZATION TO ENTER INTO ENGINEERING SERVICES AGREEMENT - POWER DISTRIBUTION ASSESSMENT

WHEREAS: In order to maintain effective and continuous operations at its Bird Island Wastewater Treatment Plant (“WWTP”), it is the intent of the Buffalo Sewer Authority (“BSA”) to upgrade its power distribution systems; and

WHEREAS: The power distribution systems at the Bird Island WWTP are a vital class of assets, and as such need to be examined and assessed for the best management of these assets, based on the key considerations of current conditions, risk, and criticality; and

WHEREAS: The BSA requested and received proposals from several energy and electrical firms to assist in creating a replacement plan to modify the existing power distribution; and

WHEREAS: After conducting interviews with potential firms and careful review of the proposals, the General Manager, Treatment Plant Superintendent, and staff recommend accepting the proposal from Eramosa International, Inc., to conduct a Power Distribution Assessment and Study for a total cost of \$179,387.78.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to enter into an Engineering Services Agreement with Eramosa International, Inc., to prepare a Power Distribution Assessment and Study for the Bird Island Wastewater Treatment Plant, in an amount not to exceed \$179,387.78. Account no. 02000366-432004 will be utilized for these services.

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

Board Meeting of April 2, 2014

ITEM NO. 11

CHANGE ORDER NO. 2 – CONTRACT NO. 84800009

CONTRACTOR:	ORIGINAL CONTRACT COST	\$ 80,000.00
Incinerator Rx Corporation	PREVIOUS CHANGE ORDER	\$ 82,990.00
140 Bow Lane	THIS CHANGE ORDER	<u>\$ 58,000.00</u>
Indianapolis, IN 46220	ADJUSTED CONTRACT COST	\$220,990.00

WORK: Pre-testing and official compliance emission measurement testing for Incinerator No. 2 and NOx RACT compliance testing for one boiler. Furnace operator certification training and technical document.

DESCRIPTION OF CHANGE OR EXTRA WORK:

- Item #1 Incinerator Rx Corporation will provide assistance with testing and assessment of the existing incinerator-scrubber equipment for compliance purposes.
- Item #2 Incinerator Rx will provide the required state-approved onsite training program for incinerator operator certification.

REASON FOR CHANGE OR EXTRA WORK:

- Item #1 Incinerator No. 2 must be in compliance with the current Buffalo Sewer Authority Title V Air Emissions Permit and the Section 129 MACT MMMM pollutant limits that have been incorporated into the state implementation plan as part of NYDEC 219-9.
- Item #2 As part of the EPA Clean Air Act Section 129 MACT, the Buffalo Sewer Authority is required to have at least one (1) Certified Incinerator Operator.

COST OF CHANGE OR EXTRA WORK:

Item #1 \$ 46,000.00

Item #2 \$12,000.00

THE TOTAL COST OF THE CHANGE OR EXTRA WORK \$58,000.00

The total INCREASE to the contract as a result of this Change Order is \$58,000.00

CONTRACT SUPPLEMENT CONDITIONS:

1. The contract completion date established in the Original contract or as modified by previous Contract Supplements is hereby changed by 0 Calendar days, making the final completion date unchanged.
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 designated none 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. 84800009 as written in the above Agenda Item, increasing the contract cost in the amount of \$58,000.00, making the adjusted contract cost \$220,990.00.

MOTION TO APPROVEMADE BY MS. WILSON-DIVINCENZO2ND BY MR. KENNEDYAYES 4 NOES 0

Board Meeting of April 2, 2014

ITEM NO. 12

AUTHORIZATION FOR SUPPLIES AND REPAIR SERVICES FROM INGERSOLL-RAND

- WHEREAS: On November 7, 2012, the Board of the Buffalo Sewer Authority designated Ingersoll-Rand, the parent company for the original equipment manufacturer, Dresser Rand, as a sole source for equipment repairs and supplies for the digester gas compressors in the Gas Compressor Building and for compressors in the Grit Building located at the Bird Island Wastewater Treatment Plant (“WWTP”); and
- WHEREAS: The compressors are a vital part in the process of the Bird Island WWTP; and
- WHEREAS: The Superintendent of the Mechanical Maintenance has determined a need to replace belts on Digester Gas Compressor No. 9; and
- WHEREAS: Upon request, Dresser-Rand provided a quote in the amount of \$7,730.88 for the belts and installation; and
- WHEREAS: The Superintendent of Mechanical Maintenance has also determined that an additional \$5,000.00 will be needed for the final quarterly preventive maintenance for the Ingersoll Rand compressors; and
- WHEREAS: The Treatment Plant Superintendent, Superintendent of Mechanical Maintenance, and staff recommend authorization to perform these necessary repairs and services; and
- WHEREAS: To date monies payable to Ingersoll-Rand for fiscal year 2013-2014 total \$95,474.97; and
- WHEREAS: These additional services will bring total monies payable to Ingersoll Rand to \$108,205.85 for fiscal year 2013-2014.

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 replace belts on Digester Gas Compressor No. 9 for a cost of \$7,730.88, and to increase monies for the final quarterly preventive maintenance for the Ingersoll Rand compressors in an amount not to exceed \$5,000.00, bringing the total monies payable for fiscal year 2013-2014 for supplies and repair services from Ingersoll-Rand to \$108,205.85. Costs will be charged to account no. 00270106-443301.

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

Board Meeting of April 2, 2014

ITEM NO. 13

AUTHORIZATION FOR PURCHASE OF PISTA GRIT PARTS

WHEREAS: On November 7, 2012, the Board of the Buffalo Sewer Authority designated Smith and Loveless, Incorporated, the original equipment manufacturer, and/or their local representatives as a sole source for the purchase of pista grit concentrators for the Bird Island Wastewater Treatment Plant; and

WHEREAS: Total expenditures to date for Smith and Loveless pista grit parts are \$16,988.00; and

WHEREAS: The Superintendent of Mechanical Maintenance has determined a need for additional restock of Smith and Loveless brand parts. A quote was requested and received from Smith and Loveless, Incorporated in the amount of \$10,193.52 plus freight, estimated not to exceed \$75.00; and

WHEREAS: The Treatment Plant Superintendent, Superintendent of Mechanical Maintenance, and staff recommend these additional restock Smith & Loveless brand parts bringing the total monies payable for this commodity to \$27,256.52; and

WHEREAS: Board approval is required on purchases over \$20,000.00.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to purchase the needed restock Smith and Loveless parts in the amount of \$10,193.52, plus freight estimated not to exceed \$75.00, bringing the total monies payable for this commodity to \$27,256.52 for fiscal year 2013-2014. This purchase will be charged to account no. 00230105-466107.

MOTION TO	<u>APPROVE</u>
MADE BY	<u>MS. WILSON-DIVINCENZO</u>
2 ND BY	<u>MR. ROOSEVELT</u>
AYES	<u>4</u> NOES <u>0</u>

Board Meeting of April 2, 2014

ITEM NO. 14

**REPORT ON BIDS RECEIVED - PURCHASE OF BSP THERMAL SYSTEMS
REPLACEMENT PARTS**

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

WHEREAS: The following bid request for the purchase of BSP Thermal Systems replacement parts were solicited and received:

VENDOR	TOTAL BID
Industrial Furnace Company	\$8,499.40 (plus freight estimated not to exceed \$200.00)
BSP Thermal Systems, Inc.	\$10,363.00 (plus freight estimated not to exceed \$633.00)

; and

WHEREAS: The Superintendent of Mechanical Maintenance has determined a need for BSP Thermal Systems brand parts. Although BSP Thermal Systems, Inc. is sole source, the purchase department has been informed that Industrial Furnace can supply the parts due to the fact that they track the commodity. The entire order will be awarded to Industrial Furnace Company; and

WHEREAS: Monies payable to date to BSP Thermal Systems for replacement parts, supplies, and services in fiscal year 2013-2014 are \$289,077.00; and

WHEREAS: The Treatment Plant Superintendent, Superintendent of Mechanical Maintenance, and staff recommend the purchase of Industrial Furnace brand parts.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to purchase the needed BSP Thermal Systems replacement parts from Industrial Furnace Company, in the amount of \$8,499.40 plus freight estimated not to exceed \$200.00. This purchase will be charged to account no. 00380105-466107.

MOTION TO APPROVE

MADE BY MR. KENNEDY

2ND BY MS. WILSON-DIVINCENZO

AYES 4 NOES 0

Board Meeting of April 2, 2014

ITEM NO. 15

REPORT ON BIDS RECEIVED - PURCHASE OF SODIUM HYPOCHLORITE

WHEREAS: Formal bids were advertised and solicited for purchase of Sodium Hypochlorite for the Bird Island Wastewater Treatment Plant; and

WHEREAS: The following bids were received and opened by the Buffalo Sewer Authority Purchase Department on March 6, 2014:

VENDOR	COST PER GALLON	TOTAL ANNUAL COST (based on est. qty. of 1,000,000 gallons)
Bison Laboratories	\$ 0.545	\$ 545,000.00
JCI Jones Chemical	\$0.75	\$ 750,000.00
Kuehne Chemical	\$ 2.000	\$2,000,000.00

; and

WHEREAS: The Treatment Plant Superintendent, Superintendent of Mechanical Maintenance, and staff reviewed the bids received and recommend an award to the low bidder, Bison Laboratories, at a total cost not to exceed \$545,000.00.

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 Bison Laboratories, for the purchase of Sodium Hypochlorite at a total cost not to exceed \$545,000.00. Funding for this contract will be charged to account no.00330105-467044.

MOTION TO APPROVE

MADE BY MS. WILSON-DIVINCENZO

2ND BY MR. ROOSEVELT

AYES 4 NOES 0

Board Meeting of April 2, 2014

ITEM NO. 16

REPORT ON BIDS RECEIVED - SERVICE ON HVAC COMPONENTS

WHEREAS: Services of 320 for hours of labor are needed to perform repairs to HVAC Refrigerant Operated Units, Pneumatic/Direct Digital Control Systems, duct work changes/repairs, piping systems and associated electrical components in Administration, Grit, Maintenance, Chemical Handling, Blower, Final Effluent and Sewer Maintenance Buildings also including the Mega Structure Building Chilled Water System; and

WHEREAS: Informal quotes were solicited and received for this service as follows:

VENDOR	TOTAL BID
O'Connor Mechanical Corporation	\$28,800.00 (based on reg. hourly rate-\$90.00@320 hrs) OT and Weekend rate \$90/hr. No travel charge
Johnson Controls Incorporated	\$33,600.00 (based on reg. hourly rate-\$105.00@320 hrs.)reg. hourly rate- OT hourly rate- \$143.00 Weekend rate- \$175.00 Travel charge - \$ 1.75/ mile Delivery Charge \$ 40.00 per visit
Gerster Trane	\$32,000.00 (based on reg. hourly rate-\$100.00@320 hrs.) OT hourly rate- \$163.50 Weekend rate- \$163.50 Travel charge - \$ 69.00/day

; and

WHEREAS: The Treatment Plant Superintendent, Principal Chief Stationary Engineer, and staff reviewed the quotes received and recommend this service be awarded to the low bidder, O'Connor Mechanical Corporation at a total cost not to exceed \$28,800.00; and

WHEREAS: Board approval is required on services over \$35,000.00.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to utilize the services of O'Connor Mechanical for the repairs to HVAC systems at a total cost of \$28,800.00, bringing the total monies payable for fiscal year 2013-2014 for services from O'Connor Mechanical to \$79,148.54. This service will be charged to account no. 00200106-443301.

MOTION TO APPROVE

MADE BY MR. KENNEDY

2ND BY MR. ROOSEVELT

AYES 4 NOES 0

Board Meeting of April 2, 2014

ITEM NO. 17

REPORT ON BIDS RECEIVED - REMOVAL AND DISPOSAL OF MISCELLANEOUS CONSTRUCTION DEBRIS

WHEREAS: Formal bids were advertised and solicited for the Removal and Disposal of Miscellaneous Construction Debris for a one-year period, July 1, 2014 through June 30, 2015, with an option to renew for four (4) one-year periods; and

WHEREAS: The following bids were received and opened by the Buffalo Sewer Authority Purchase Department on March 18, 2014:

Vendor	Unit cost per ton	Total estimated annual cost (based on 2,000 tons)
Modern Landfill, Inc.	\$53.50	\$107,000.00
Scott Lawn Yard, Inc. Waste Management of New York Tree Services of Western New York	NO BID	
Allied Waste Pinto Construction Russo Development, Inc. Southtowns Disposal & Services Nova Site Co., LLC Apollo Dismantling Services	Did not respond	

; and

WHEREAS: The Director of Sewer Maintenance and staff reviewed the quotes received and recommend awarding the contract to the only bidder, Modern Landfill, 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 for the Removal and Disposal of Miscellaneous Construction Debris with Modern Landfill, Inc., at a unit cost of \$53.50/ton up to a maximum amount of \$107,000.00 for a one-year period, July 1, 2014 through June 30, 2015, with an option to renew for four (4) one-year periods. Expenses for this contract will be charged to account no. 00690106-442100.

MOTION TO APPROVE

MADE BY MR. KENNEDY

2ND BY MS. WILSON-DIVINCENZO

AYES 4 NOES 0

Board Meeting of April 2, 2014

ITEM NO. 18

SUPPLEMENTAL AUTHORIZATION TO AGREEMENT WITH BERGMANN ASSOCIATES FOR GEOGRAPHICAL INFORMATION SYSTEM (GIS) MAINTENANCE, SUPPORT, AND ENHANCEMENTS

WHEREAS: At the December 7, 2011, Board Meeting, the Board of the Buffalo Sewer Authority authorized retaining Bergmann Associates for GIS maintenance, support, and enhancement services; and

WHEREAS: The original amount budgeted for authorized services was \$90,000.00; and

WHEREAS: There is a need to increase this contract by \$30,000.00 to provide additional maintenance, support, and enhancement services; and

WHEREAS: The Principal Sanitary Engineer and staff recommend increasing the amount of this agreement from \$90,000.00 to \$120,000.00.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby approves an increase of \$30,000.00, making the total cost not to exceed \$120,000.00 for the GIS Maintenance, Support, and Enhancement Agreement between the Buffalo Sewer Authority and Bergmann Associates. Account No. 02000284-432004 will be utilized for these services.

MOTION TO APPROVE

MADE BY MS. WILSON-DIVINCENZO

2ND BY MR. ROOSEVELT

AYES 4 NOES 0

Board Meeting of April 2, 2014

ITEM NO. 19

AUTHORIZATION TO ENTER INTO ENGINEERING SERVICES AGREEMENT - GREEN INFRASTRUCTURE BETTERMENT AS PART OF THE NIAGARA STREET PHASE 1 AND PHASE 2 STREETScape IMPROVEMENT PROJECT

WHEREAS: In compliance with the requirements of its Long Term Control Plan (LTCP), the Buffalo Sewer Authority (“the Authority”) will be developing green infrastructure stormwater retention systems throughout the City of Buffalo; and

WHEREAS: The City of Buffalo Department of Public Works, Parks and Streets has entered into an agreement with Bergmann and Associates (Bergmann) pursuant to Resolution No. 18 of the City of Buffalo Common Council Proceedings of July 10, 2007, to prepare plans and specifications and advertise for sealed bids for the Streetscape Improvement Project - Niagara Street Phase 2 - Virginia Street to Porter Avenue with Website Development & Green Infrastructure on Niagara Street from S. Elmwood Avenue to Porter Avenue; and

WHEREAS: Upon request, Bergmann has submitted a professional services proposal on behalf of Bergmann and its sub-consultant Joy Kuebler, LA for the Green Infrastructure Betterment as Part of the Niagara Street Phase 1 and Phase 2 Streetscape Improvement; and

WHEREAS: The Principal Sanitary Engineer and staff of the Authority have reviewed this proposal and recommend retaining Bergmann together with its sub-consultant Joy Kuebler, LA to perform the design services for this project as outlined in Bergmann’s proposal for an amount not to exceed \$108,664.58.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to enter into an agreement with Bergmann to perform design services for the Green Infrastructure Betterment Project as Part of the Niagara Street Phase 1 and Phase 2 Streetscape Improvement in an amount not to exceed \$108,664.58. Account no. 02000365-432004 will be utilized for these services.

MOTION TO	<u>APPROVE</u>
MADE BY	<u>MR. KENNEDY</u>
2 ND BY	<u>MS. WILSON-DIVINCENZO</u>
AYES	<u>4</u> NOES <u>0</u>

Board Meeting of April 2, 2014

ITEM NO. 20

REQUEST FOR LEAVE OF ABSENCE

WHEREAS: The Buffalo Sewer Authority has received a request from John S. Allen, a permanent Electrician, for an unpaid personal leave of absence beginning April 21, 2014, for a period of six (6) months to pursue an employment opportunity with General Mills as a Maintenance Electrician; and

WHEREAS: The General Manager has reviewed this request and recommends approval.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby grants John S. Allen a personal leave of absence without pay beginning April 21, 2014 and extending until October 21, 2014.

MOTION TO APPROVE

MADE BY MS. WILSON-DIVINCENZO

2ND BY MR. ROOSEVELT

AYES 4 NOES 0

Board Meeting of April 2, 2014

ITEM NO. 21

REQUEST FOR EXTENSION OF LEAVE OF ABSENCE

WHEREAS: The Buffalo Sewer Authority has received a request from Dawn Marie Ras, a permanent Sr. First Class Stationary Engineer, who was granted an unpaid personal leave of absence for the period September 23, 2013 through March 23, 2014, to pursue an employment opportunity as a Chief Engineer Custodian with the Buffalo Board of Education. She has requested an extension of her personal leave of absence without pay for a period of six (6) months; and

WHEREAS: The General Manager has reviewed this request and recommends approval.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby grants Dawn Marie Ras, an extension of her personal leave of absence without pay beginning March 23, 2014 and extending until September 23, 2014.

MOTION TO APPROVE

MADE BY MS. WILSON-DIVINCENZO

2ND BY MR. ROOSEVELT

AYES 4 NOES 0

Board Meeting of April 2, 2014

ITEM NO. 22

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) Clerk

00110121 411001

MOTION TO APPROVE

MADE BY MS. WILSON-DIVINCENZO

2ND BY MR. ROOSEVELT

AYES 4 NOES 0

Board Meeting of April 2, 2014

ITEM NO. 23

CONFIRMATION OF APPOINTMENT

LABORER I (SEASONAL)
SEWAGE TREATMENT PLANT
\$105.00 PER DAY
EFFECTIVE: MARCH 24, 2014

MENELIK Z. BROWN JR.
319 MAY 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. KENNEDY

2ND BY MS. WILSON-DIVINCENZO

AYES 4 NOES 0

Board Meeting of April 2, 2014

ITEM NO. 24

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 employee has applied for Tuition Assistance:

<u>EMPLOYEE</u>	<u>SCHOOL</u>	<u>COURSE</u>	<u>SEMESTER</u>	<u>TUITION</u>
Timothy Blake	Empire State College	High Performance Management	Spring 2014	\$1,515.00

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 application for Tuition Assistance.

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

Board Meeting of April 2, 2014

ITEM NO. 25

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:

<u>EMPLOYEE</u>	<u>SCHOOL</u>	<u>COURSE</u>	<u>TUITION%</u>	<u>REIMBURSEMENT TOTAL</u>
Thomas Caulfield	Walden University	Public Administration Dissertation	90%	\$2,791.39

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby approves the above applications for Tuition Reimbursement totaling \$ 2,791.39. This Reimbursement will be charged to account no. 00820102-421026.

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

Board Meeting of April 2, 2014

ITEM NO. 26

ADJOURNMENT OF MEETING

MOTION TO APPROVE

MADE BY MR. KENNEDY

2ND BY MS. WILSON-DIVINCENZO

AYES 4 NOES 0

Board Meeting of April 2, 2014