

**MINUTES OF THE REGULAR MEETING**

**OF THE**

**BUFFALO SEWER AUTHORITY**

**January 7, 2015**



# BUFFALO SEWER AUTHORITY

January 7, 2015

**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)

December 26, 2014

ISSUE DATE	MATURITY DATE	TOTAL DAYS	AMOUNT	BANK	RATE	INTEREST AMOUNT
<b>CONSTRUCTION/CAPITAL IMPROVEMENT FUND</b>						
31-July-12	Money Market		\$37,999,736.72	First Niagara	0.15%	Municipal Premium
<b>LIABILITY AND CASUALTY RESERVE FUND</b>						
31-July-12	Money Market		\$1,097,643.93	First Niagara	0.15%	Municipal Premium
<b>OPERATING FUND</b>						
31-July-12	Super NOW		\$1,999,266.97	First Niagara	0.10%	Municipal Premium
<b>TRUST &amp; AGENCY FUND</b>						
31-Jul-12	Money Market		\$34,407.18	First Niagara	0.02%	Municipal Premium
<b>SURPLUS FUND</b>						
			\$757.55	Wilmington Fund		
26-Nov-14	25-Feb-15	91	\$7,998,775.27	M&T Securities	0.11%	\$2,224.73
			<u>\$7,999,532.82</u>			
<b>NET REVENUE FUND</b>						
			\$965.66	Wilmington Fund		
30-Sep-14	30-Dec-14	91	\$7,000,584.04	M&T Securities	0.08%	\$1,415.96
18-Jul-14	14-Jan-15	180	\$6,999,993.00	M&T Securities	0.20%	\$7,007.00
27-Oct-14	28-Jan-15	93	\$14,999,736.36	M&T Securities	0.11%	\$4,263.64
8-Dec-14	25-Feb-15	79	\$3,999,034.44	M&T Securities	0.11%	\$965.56
			<u>\$33,000,313.50</u>			



**DEBT RESERVE FUND**

<b>Series J</b>					
02-Jul-14	15-Nov-33	7076	\$515,879.00	SLG	2.70%
<b>Series K</b>					
02-Jul-14	15-Feb-33	6803	\$361,415.00	SLG	2.70%
<b>Series L</b>					
27-Jul-06	01-Oct-35	10658	\$952,666.00	SLG	4.52%
<b>Series M Construction</b>					
			\$317,870.30	Wilmington Fund	
<b>Series M</b>					
27-Jun-14	01-May-44	10901	\$595,613.00	SLG	2.70%
<b>Series N</b>					
15-Nov-12	15-Apr-32	7091	\$2,167,157.00	SLG	2.42%

**RECEIVE & FILE**

Board Meeting of January 7, 2015

## 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**

12/1/2014	00330105 Final Supplies	-\$5,190.00	00270105 Gas Supplies	\$5,190.00
12/9/2014	00380103 Incinerator Utilities	-\$10,000.00	00410103 Hamburg Utilities	\$10,000.00
12/10/2014	00330105 Final Supplies	-\$5,700.00	00520105 Maintenance Supplies	\$5,700.00
12/12/2014	00220106 Screen Services	-\$3,000.00	00250106 Secondary Services	\$3,000.00
12/15/2014	00520105 Maintenance Supplies	-\$840.00	00370105 Centrifuge Supplies	\$840.00
12/22/2014	00250105 Secondary Supplies	-\$8,100.00	00240105 PSED Supplies	\$8,100.00
12/23/2014	00250105 Secondary Supplies	-\$3,100.00	00520105 Maintenance Supplies	\$3,100.00
12/24/2014	00250105 Secondary Supplies	-\$10.00	00520105 Maintenance Supplies	\$10.00

**Sewer Maintenance Division**

12/9/2014	00660105 Sewer Repair Supplies	-\$5,000.00	00690105 Auto Supplies	\$5,000.00
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**General Financial Charges**

12/16/2014	00800183 Financial Contingency	-\$28,000.00	00200106 Plant Services	\$28,000.00
12/26/2014	00800183 Financial Contingency	-\$17,000.00	00820102 Fringe Benefits	\$17,000.00

**RECEIVE & FILE**

Board Meeting of January 7, 2015

## ITEM NO. 4

**APPROVAL OF THE COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR THE FISCAL YEAR ENDED JUNE 30, 2014**

WHEREAS: The Comprehensive Annual Financial Report of the Buffalo Sewer Authority has been made available to your Honorable Body; and

WHEREAS: It is the custom of the Board to adopt this report.

NOW THEREFORE

BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby approves and adopts the Comprehensive Annual Financial Report for the fiscal year ended June 30, 2014.

MOTION TO APPROVE

MADE BY MR. ROOSEVELT

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

AYES 3 NOES 0

Board Meeting of January 7, 2015

## ITEM NO. 5

**CHANGE ORDER NO. 3 – CONTRACT NO. 84500009**

CONTRACTOR:	CONTRACT AMOUNT	\$507,600.00
Westfalia Separator, Inc	PREVIOUS CHANGE ORDERS	867,829.83
100 Fairway Court	THIS CHANGE ORDER	<u>674,800.00</u>
Northvale, New Jersey 07647	ADJUSTED CONTRACT COST	\$2,050,229.83

WORK: Centrifuge Equipment and Accessories Procurement for Sludge Dewatering System Improvements

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**DESCRIPTION OF CHANGE OR EXTRA WORK:**

Item #1 Purchase of Centrifuge Equipment and Accessories for Sludge Dewatering System Improvements

**COST OF CHANGE OR EXTRA WORK:**

Item #1 \$674,800.00

THE TOTAL COST OF THE CHANGE OR EXTRA WORK \$674,800.00

The total INCREASE to the contract as a result of this Change Order is \$674,800.00

**CONTRACT SUPPLEMENT CONDITIONS:**

1. The contract completion date established in the original contract or as modified by previous contract supplements remains 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 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.



## ITEM NO. 6

**CHANGE ORDER NO. 2 – CONTRACT NO. 81300022**

CONTRACTOR:	ORIGINAL CONTRACT COST	\$ 75,000.00
Mollenberg-Betz, Inc.	PREVIOUS CHANGE ORDER	257,442.00
300 Scott Street	2014-2015 EXTENSION	150,000.00
Buffalo, New York 14204	THIS CHANGE ORDER	<u>320,000.00</u>
	ADJUSTED CONTRACT COST	\$ 802,442.00

WORK: In-Plant Steam Services

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**DESCRIPTION OF CHANGE OR EXTRA WORK:**

Item #1 Increase the contract sum in the amount of \$320,000.00.

**REASON FOR CHANGE OR EXTRA WORK:**

Item #1 Accommodate additional steam repairs required at the Treatment Plant.

**COST OF CHANGE OR EXTRA WORK:**

Item #1 \$320,000.00

THE TOTAL COST OF THE CHANGE OR EXTRA WORK \$320,000.00

The total INCREASE to the contract as a result of this Change Order is \$320,000.00

**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.



## ITEM NO. 7

**REPORT ON BIDS RECEIVED - ELECTRICAL POWER SUPPLY**

WHEREAS: The contract with GDF Suez Energy Resources, NA, Inc., for electrical power supply to the Buffalo Sewer Authority (the Authority) Treatment Plant and outlying stations expires on June 30, 2015; and

WHEREAS: Informal bids were solicited and opened on December 10, 2014, by the Buffalo Sewer Authority and United Energy, the Authority's energy consultant, for electrical power supply to the Treatment Plant and outlying stations for various terms commencing on July 1, 2015. The following bids were received:

<b>Term</b>	<b>Bidder</b>	<b>Price per kWh</b>
One year	GDF Suez Energy Resources, NA, Inc.	\$0.05013
	Integrus Energy Services of NY	\$0.05175
	Direct Energy, New York Industrial Buyer's LLC, and New Wave Energy	No Bid

Two year	GDF Suez Energy Resources, NA, Inc.	\$0.04984
	Integrus Energy Services of NY	\$0.05184
	Direct Energy, New York Industrial Buyer's LLC, and New Wave Energy	No Bid

Three year	GDF Suez Energy Resources, NA, Inc.	\$0.05009
	Integrus Energy Services of NY	\$0.05226
	Direct Energy, New York Industrial Buyer's LLC, and New Wave Energy	No Bid

Alternative Bid	GDF Suez Energy Resources, NA, Inc.	No Bid
	Integrus Energy Services of NY	\$0.05168 (1 1/2 year) \$0.05189 (2 1/2 year)
	Direct Energy, New York Industrial Buyer's LLC, and New Wave Energy	No Bid

; and



WHEREAS: The bid prices include energy only. There are additional charges for transmission and distribution as regulated by NYS Public Service Commission; and

WHEREAS: United Energy recommends awarding a three-year contract for electrical power for the Treatment Plant and outlying stations to GDF Suez Energy Resources, NA, Inc., for a unit rate of \$0.05009/kWh; and

WHEREAS: The General Manager and his committee concur with the recommendation from United Energy to award a three-year contract to GDF Suez Energy Resources, NA, Inc., for the period July 1, 2015 through June 30, 2018 for electrical power for the Treatment Plant and outlying stations; and

WHEREAS: Due to the volatile market for this commodity the General Manager was authorized to enter into a contract with the lowest responsible bidder to supply electrical power at the Treatment Plant and outlying stations; and

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

NOW THEREFORE  
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby formally authorizes the General Manager to enter into and execute a contract for a three-year period commencing July 1, 2015 through June 30, 2018, with GDF Suez Energy Resources, NA, Inc., to supply electrical power to the Treatment Plant and outlying stations as outlined in their bid proposal.

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

Board Meeting of January 7, 2015

## ITEM NO. 8

**AUTHORIZATION FOR PURCHASE OF MOYNO PARTS**

WHEREAS: On November 7, 2012, the Board of the Buffalo Sewer Authority designated Moyno, Inc., the original equipment manufacturer, and/or their local representatives as a sole source for the purchase of Moyno brand pumps and parts for the Treatment Plant; and

WHEREAS: The Superintendent of Mechanical Maintenance has determined a need for additional restock of Moyno brand parts. A quote was requested and received from Shrier-Martin Process Equipment, the authorized local representative, in the amount of \$51,549.28; and

WHEREAS: The Treatment Plant Superintendent, Superintendent of Mechanical Maintenance and, staff recommend these additional restock Moyno brand parts; 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 Moyno parts from Shrier-Martin Process Equipment in the amount of \$51,549.28. This purchase will be charged to account nos. 00240105-466107, 00320105-466107, and 00340105-466107.

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

Board Meeting of January 7, 2015

## ITEM NO. 9

**CHANGE ORDER NO. 5 – CONTRACT NO. 85100038**

CONTRACTOR:	ORIGINAL CONTRACT COST	\$ 640,825.00
Nova Site Company, LLC	PREVIOUS CHANGE ORDERS	970,000.00
6 Lena Court	THIS CHANGE ORDER	<u>195,000.00</u>
West Seneca, New York 14224	ADJUSTED CONTRACT COST	\$1,805,825.00

WORK: Miscellaneous System Wide Sewer Repairs

**DESCRIPTION OF CHANGE OR EXTRA WORK:**

Item #1 Increase contract in the amount of \$195,000.00.

**REASON FOR CHANGE OR EXTRA WORK:**

Item #1 Additional repair work has been identified.

**COST OF CHANGE OR EXTRA WORK:**

Item #1 \$195,000.00

THE TOTAL COST OF THE CHANGE OR EXTRA WORK \$195,000.00

The total INCREASE to the contract as a result of this Change Order is \$195,000.00

**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 days.
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.



## ITEM NO. 10

**CHANGE ORDER NO. 1 – CONTRACT NO. 81400008**

CONTRACTOR:	ORIGINAL CONTRACT COST	\$ 543,543.00
Kandey Company, Inc.	PREVIOUS CHANGE ORDER	n/a
19 Ransier Road	THIS CHANGE ORDER (DEDUCT)	<u>(49,589.07)</u>
West Seneca, New York 14224	ADJUSTED CONTRACT COST	\$ 493,953.93

WORK: General Construction for Church Street SPP 36, Overflow Protection System

**DESCRIPTION OF CHANGE OR EXTRA WORK:**

Item #1 Decrease contract in the amount of \$49,589.07.

**REASON FOR CHANGE OR EXTRA WORK:**

Item #1 Unused unit quantities.

**COST OF CHANGE OR EXTRA WORK:**

Item #1 -\$49,589.07

THE TOTAL COST OF THE CHANGE OR EXTRA WORK -\$49,589.07

The total DECREASE to the contract as a result of this Change Order is \$49,589.07

**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.





## ITEM NO. 12

**CHANGE ORDER NO. 3 – CONTRACT NO. 81400013**

CONTRACTOR:	ORIGINAL CONTRACT COST	\$ 194,450.00
Kandey Company, Inc.	PREVIOUS CHANGE ORDERS	106,378.47
19 Ransier Drive	THIS CHANGE ORDER	<u>155,282.95</u>
West Seneca, NY 14224	ADJUSTED CONTRACT COST	\$ 456,111.42

WORK: Cornelius Creek Intercepting and Overflow Chamber Structural Repairs and Weir Optimization

**DESCRIPTION OF CHANGE OR EXTRA WORK:**

Item #1 Increase contract in the amount of \$155,282.95.

**REASON FOR CHANGE OR EXTRA WORK:**

Item #1 To repair unforeseen concrete deterioration in weir wall and chamber walls.

**COST OF CHANGE OR EXTRA WORK:**

Item #1 \$155,282.95

THE TOTAL COST OF THE CHANGE OR EXTRA WORK \$155,282.95

The total INCREASE to the contract as a result of this Change Order is \$155,282.95

**CONTRACT SUPPLEMENT CONDITIONS:**

1. The contract completion date established in the original contract is 180 days, making the final completion date 12/12/14.
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







## ITEM NO. 14

**CHANGE ORDER NO. 1 – CONTRACT NO. 81500002**

CONTRACTOR:	ORIGINAL CONTRACT COST	\$ 277,585.00
NOVA Site Company, LLC	PREVIOUS CHANGE ORDER	n/a
6 Lena Court	THIS CHANGE ORDER (DEDUCT)	<u>(770.30)</u>
West Seneca, New York 14224	ADJUSTED CONTRACT COST	\$ 276,814.70

WORK: SPP-165A Kensington Avenue Sewer Upgrade

**DESCRIPTION OF CHANGE OR EXTRA WORK:**

Item #1 Reduce contract in the amount of \$770.30.

**REASON FOR CHANGE OR EXTRA WORK:**

Item #1 Unused unit quantities.

**COST OF CHANGE OR EXTRA WORK:**

Item #1 -\$770.30

THE TOTAL COST OF THE CHANGE OR EXTRA WORK -\$770.30

The total DECREASE to the contract as a result of this Change Order is \$770.30

**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.







## ITEM NO. 17

**REQUEST FOR EXTENDED MEDICAL LEAVE OF ABSENCE**

WHEREAS: Brian Ray, a permanent Laborer I, was granted a six (6) month unpaid medical leave of absence for the period May 30, 2014 through November 30, 2014. He has requested an extension of his unpaid medical leave of absence; and

WHEREAS: The General Manager has reviewed this request and recommends approving this extended unpaid medical leave of absence request for a period of six (6) months.

NOW THEREFORE  
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby grants Brian Ray a six (6) month extended medical leave of absence without pay beginning November 30, 2014 and extending until May 30, 2015.

MOTION TO APPROVE

MADE BY MR. KENNEDY

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

AYES 3 NOES 0

Board Meeting of January 7, 2015

## ITEM NO. 18

**CONFIRMATION OF APPOINTMENTS**

SEWER CONSTRUCTION INSPECTOR (PROVISIONAL)  
ENGINEERING DEPARTMENT  
\$57,397 PER ANNUM  
EFFECTIVE: NOVEMBER 12, 2014

JOSEPH PARADISI  
44 ARUNDEL RD.  
BUFFALO, NY

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GENERAL COUNSEL, BUFFALO SEWER AUTHORITY (EXEMPT)  
CITY HALL ADMINISTRATION  
\$82,326 PER ANNUM  
EFFECTIVE: DECEMBER 8, 2014

JULIE M. BARRETT-O'NEILL  
616 POTOMAC AVE.  
BUFFALO, NY

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SENIOR ACCOUNTANT (PERMANENT)  
CITY HALL ADMINISTRATION  
\$57,397 PER ANNUM  
EFFECTIVE: DECEMBER 8, 2014

CARLOS COSTNER  
89 SUMNER PLACE  
BUFFALO, NY

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WASTEWATER TREATMENT PLANT OPERATOR I (PROVISIONAL)  
SEWAGE TREATMENT PLANT  
\$17.57 PER HR.  
EFFECTIVE: DECEMBER 15, 2014

MICHAEL RENALDO  
310 HARTWELL RD.  
BUFFALO, NY

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TREATMENT PLANT SUPERINTENDENT (PERMANENT)  
 SEWAGE TREATMENT PLANT  
 \$101, 341 PER ANNUM  
 EFFECTIVE: DECEMBER 29, 2014

MICHAEL LETINA  
 151 CHOATE  
 BUFFALO, NY 14220

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WHEREAS: The preceding appointments were made by the General Manger since the last Board Meeting; and

WHEREAS: The General Manager requests confirmation of each appointment.

NOW THEREFORE  
 BE IT RESOLVED: That the preceding appointments are hereby confirmed by the Board of the Buffalo Sewer Authority

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

Board Meeting of January 7, 2015



ITEM NO. 20

**ADJOURNMENT OF MEETING**MOTION TO APPROVEMADE BY MR. ROOSEVELT2<sup>ND</sup> BY MR. KENNEDYAYES 3 NOES 0

Board Meeting of January 7, 2015