

**MINUTES OF THE ANNUAL MEETING  
OF THE  
BUFFALO SEWER AUTHORITY  
July 1, 2015**



# BUFFALO SEWER AUTHORITY

July 1, 2015

**ANNUAL 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 Petrucci</u>            | <u>Secretary</u>                        |
|          | <u>Oluwole A. McFoy, P.E.</u>      | <u>Principal Sanitary Engineer</u>      |
|          | <u>Ronald Brown</u>                | <u>Executive Secretary</u>              |
|          | <u>Thomas Smith</u>                | <u>Secretary to the General Manager</u> |
|          | <u>Julie Barrett-O'Neill, Esq.</u> | <u>General Counsel</u>                  |
|          | <u>Scott Steinwald</u>             | <u>Intergovernmental Coordinator</u>    |
|          | <u>Michael Letina</u>              | <u>Treatment Plant Superintendent</u>   |
|          | <u>Thomas Caulfield</u>            | <u>Administrator of Capital</u>         |
|          | <u>Rosaleen Nogle, P.E.</u>        | <u>Improvements &amp; Development</u>   |
|          | <u>Laura Surdej</u>                | <u>Associate Engineer</u>               |
|          |                                    | <u>Erie County Dept. of Environment</u> |
|          |                                    | <u>&amp; Planning</u>                   |
| Absent:  | <u>none</u>                        |   |
|          |                                    |   |
|          |                                    |   |

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

## ITEM NO. 1

Motion to Adopt the Minutes of the Meeting of June 10, 2015

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

Board Meeting of July 1, 2015

## ITEM NO. 2

**ELECTION OF OFFICERS**

|                         |                    |                     |
|-------------------------|--------------------|---------------------|
|                         | MOTION TO          | <u>APPROVE</u>      |
| CHAIRMAN                | MADE BY            | <u>MR. KENNEDY</u>  |
| HERBERT L. BELLAMY, JR. | 2 <sup>ND</sup> BY | <u>MS. PETRUCCI</u> |
|                         | AYES <u>4</u>      | NOES <u>0</u>       |
|                         | MOTION TO          | <u>APPROVE</u>      |
| VICE CHAIRMAN           | MADE BY            | <u>MR. KENNEDY</u>  |
| JOHN D. KENNEDY, SR.    | 2 <sup>ND</sup> BY | <u>MS. PETRUCCI</u> |
|                         | AYES <u>4</u>      | NOES <u>0</u>       |
|                         | MOTION TO          | <u>APPROVE</u>      |
| ASSISTANT VICE CHAIRMAN | MADE BY            | <u>MR. KENNEDY</u>  |
| CHRISTOPHER ROOSEVELT   | 2 <sup>ND</sup> BY | <u>MS. PETRUCCI</u> |
|                         | AYES <u>4</u>      | NOES <u>0</u>       |
|                         | MOTION TO          | <u>APPROVE</u>      |
| SECRETARY               | MADE BY            | <u>MR. KENNEDY</u>  |
| ELEANOR PETRUCCI        | 2 <sup>ND</sup> BY | <u>MS. PETRUCCI</u> |
|                         | AYES <u>4</u>      | NOES <u>0</u>       |

Board Meeting of July 1, 2015



## ITEM NO. 3

**ELECTION OF MEMBERS TO AUDIT COMMITTEE**

|                      |                    |                     |
|----------------------|--------------------|---------------------|
|                      | MOTION TO          | <u>APPROVE</u>      |
| CHAIRPERSON          | MADE BY            | <u>MS. PETRUCCI</u> |
| JOHN D. KENNEDY, SR. | 2 <sup>ND</sup> BY | <u>MR. KENNEDY</u>  |
|                      | AYES <u>4</u>      | NOES <u>0</u>       |

|                  |                    |                     |
|------------------|--------------------|---------------------|
|                  | MOTION TO          | <u>APPROVE</u>      |
| MEMBER           | MADE BY            | <u>MS. PETRUCCI</u> |
| ELEANOR PETRUCCI | 2 <sup>ND</sup> BY | <u>MR. KENNEDY</u>  |
|                  | AYES <u>4</u>      | NOES <u>0</u>       |

|                       |                    |                     |
|-----------------------|--------------------|---------------------|
|                       | MOTION TO          | <u>APPROVE</u>      |
| MEMBER                | MADE BY            | <u>MS. PETRUCCI</u> |
| CHRISTOPHER ROOSEVELT | 2 <sup>ND</sup> BY | <u>MR. KENNEDY</u>  |
|                       | AYES <u>4</u>      | NOES <u>0</u>       |

Board Meeting of July 1, 2015

## ITEM NO. 4

**ELECTION OF MEMBERS TO GOVERNANCE COMMITTEE**

|                       |                    |                     |
|-----------------------|--------------------|---------------------|
|                       | MOTION TO          | <u>APPROVE</u>      |
| CHAIRPERSON           | MADE BY            | <u>MR. KENNEDY</u>  |
| CHRISTOPHER ROOSEVELT | 2 <sup>ND</sup> BY | <u>MS. PETRUCCI</u> |
|                       | AYES <u>4</u>      | NOES <u>0</u>       |

|                  |                    |                     |
|------------------|--------------------|---------------------|
|                  | MOTION TO          | <u>APPROVE</u>      |
| MEMBER           | MADE BY            | <u>MR. KENNEDY</u>  |
| ELEANOR PETRUCCI | 2 <sup>ND</sup> BY | <u>MS. PETRUCCI</u> |
|                  | AYES <u>4</u>      | NOES <u>0</u>       |

|                      |                    |                     |
|----------------------|--------------------|---------------------|
|                      | MOTION TO          | <u>APPROVE</u>      |
| MEMBER               | MADE BY            | <u>MR. KENNEDY</u>  |
| JOHN D. KENNEDY, SR. | 2 <sup>ND</sup> BY | <u>MS. PETRUCCI</u> |
|                      | AYES <u>4</u>      | NOES <u>0</u>       |

Board Meeting of July 1, 2015

## ITEM NO. 5

**AUTHORIZATION FOR CHANGE ORDER TO BLANKET ORDER NO. 21500016 FOR LEGAL SERVICES**

WHEREAS: On May 28, 2015, the Board of the Buffalo Sewer Authority authorized the General Manager to retain Charles C. Martorana, of Hiscock & Barclay, LLP, for professional legal services for environmental matters, litigation, and arbitration matters on an as-needed basis for the fiscal year July 1, 2014 – June 30, 2015, for a maximum amount not to exceed \$80,000.00; and

WHEREAS: Blanket Order No. 21500016 was established for these legal services; and

WHEREAS: Due to unexpected matters that required immediate attention, it is necessary to increase the maximum amount allowed for these legal services by \$17,000.00, making the total cost not to exceed \$97,000.00 for fiscal year 2014-2015; and

WHEREAS: Effective June 1, 2015, Hiscock & Barclay, LLP and Damon Morey, LLP merged and the combined firm is now Barclay Damon, LLP.

NOW THEREFORE  
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes a change order in the amount of \$17,000.00 to Blanket Order No. 21500016 for legal services provided by Barclay Damon, LLP, formerly Hiscock & Barclay, LLP, for a total cost not to exceed \$97,000.00, through June 30, 2015. Funds for this change order will be charged to account no. 00550106-432003.

|                    |               |
|--------------------|---------------|
| MOTION TO          | APPROVE       |
| MADE BY            | MS. PETRUCCI  |
| 2 <sup>ND</sup> BY | MR. ROOSEVELT |
| AYES               | 4             |
| NOES               | 0             |

Board Meeting of July 1, 2015

## ITEM NO. 6

**CONTRACT APPROVAL - LEGAL SERVICES**

WHEREAS: The Buffalo Sewer Authority has many complex regulatory, enforcement, and environmental matters that require the skills of a specialized attorney; and

WHEREAS: Charles C. Martorana, of Barclay Damon, LLP, formerly known as Hiscock & Barclay, LLP, has extensive expertise in these areas; and

WHEREAS: Charles C. Martorana has historically represented the Buffalo Sewer Authority in these areas as well as litigation and arbitration matters as needed; and

WHEREAS: Upon request, Mr. Martorana has submitted a proposed retainer agreement to continue to provide legal services for the Buffalo Sewer Authority. The billing rates are as follows:

|                      |                   |
|----------------------|-------------------|
| Partners             | \$260.00 per hour |
| Associates & Counsel | \$235.00 per hour |
| Paralegal Services   | \$150.00 per hour |
| ; and                |                   |

WHEREAS: The General Manager and staff recommend approval to retain Charles C. Martorana, for legal services on an as-needed basis for the 2015-2016 fiscal year.

NOW THEREFORE  
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to retain Charles C. Martorana, of Barclay Damon, LLP, for legal services on an as-needed basis in an amount not to exceed \$80,000.00 for the period July 1, 2015 through June 30, 2016. Expenses for these services will be charged to account no. 00550106-432003.

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

Board Meeting of July 1, 2015

## ITEM NO. 7

**CONTRACT APPROVAL - LEGAL SERVICES**

WHEREAS: The Buffalo Sewer Authority (the Authority) has many complex regulatory, enforcement, and environmental matters that require the skills of a specialized attorney; and

WHEREAS: F. Paul Calamita, of AquaLaw PLC, from Richmond, VA, has expertise in these matters and has been representing the Authority in recent years; and

WHEREAS: Upon request, Mr. Calamita has submitted a proposal to continue to provide legal services for the Buffalo Sewer Authority. The billing rates are as follows:

|                  |                   |
|------------------|-------------------|
| F. Paul Calamita | \$405.00 per hour |
| Associate        | \$340.00 per hour |
| Legal Assistant  | \$190.00 per hour |
| ; and            |                   |

WHEREAS: The General Manager and staff recommend approval to continue to retain F. Paul Calamita and staff for professional legal services for the 2015–2016 fiscal year.

NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to retain F. Paul Calamita, of AquaLaw PLC, for professional legal services in connection with environmental matters associated with the Long Term Control Plan on an as-needed basis for the period July 1, 2015 through June 30, 2016, for a total amount not to exceed \$50,000.00. Expenses for these services will be charged to account no. 00110106-432003.

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

Board Meeting of July 1, 2015

## ITEM NO. 8

**AUTHORIZATION TO PURCHASE SLUDGE HANDLING PUMP AND PARTS**

WHEREAS: On February 11, 2015, the Board of the Buffalo Sewer Authority approved the purchase of a 2nd sludge pump from Schwing Bioset, Inc., the original equipment manufacturer and the approved sole-source. This action was taken to provide additional capacity to the existing Sludge Cake Receiving System at the Bird Island Wastewater Treatment Plant; and

WHEREAS: The Treatment Plant Administrator and the Administrator of Capital Improvements have agreed to have Schwing Bioset, Inc., supply the pump and install the same as well as required piping / supports and spare parts for redundancy purposes in the Sludge Cake Receiving System; and

WHEREAS: A subsequent quote was received from Schwing Bioset, Inc., to supply and install the 2<sup>nd</sup> pump and provide piping, supports, and spare parts in the amount of \$620,000.00; and

WHEREAS: The Treatment Plant Administrator and the Administrator of Capital Improvements have reviewed all supporting documentation and recommend the purchase and installation of the needed pump, piping/support equipment, and spare 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 and install the necessary pump from Schwing Bioset, Inc., and associated equipment for a cost of \$620,000.00, plus an estimated \$15,000.00 for freight charges, for a total cost not to exceed \$635,000.00. These parts and services will be charged to account no. 02000387-474100.

MOTION TO REMOVE FROM TABLE

MADE BY MR. KENNEDY

2<sup>ND</sup> BY MS. PETRUCCI

AYES 4 NOES 0

MOTION TO APPROVE

MADE BY MS. PETRUCCI

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

AYES 4 NOES 0

Board Meeting of July 1, 2015

## ITEM NO. 9

**REPORT ON BIDS RECEIVED - WASTE HAULING SERVICES**

WHEREAS: Formal bids were advertised and solicited for Waste Hauling Services including the Removal and Disposal of Incinerator Ash and Sewage Grit for a one year period, July 1, 2015 through June 30, 2016, 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 June 16, 2015:

| <b>INCINERATOR ASH<br/>Vendor</b>        | <b>Price per ton<br/>Based On<br/>Estimated<br/>7,000 Tons</b> | <b>Wait<br/>Charges<br/>(Per 15<br/>min)</b> | <b>No Load<br/>Fee<br/>(Charge<br/>per<br/>Incident)</b> | <b>Total Annual<br/>Cost Based<br/>On Estimated<br/>Quantity</b> |
|--|--|--|--|--|
| Modern Disposal Services, Inc.           | \$50.93  | \$25.00                                      | \$175.00   | \$356,510.00   |
| Geiter Done of WNY, Inc.                 | \$51.66  | \$20.00                                      | \$100.00   | \$361,620.00   |
| Allied Waste Niagara Falls Landfill, LLC | \$60.85  | \$24.00                                      | \$170.00   | \$425,950.00   |
| Casella Waste Management of PA           | Bid Disqualified due to incorrect permit                       |  |  |  |
| Mark Cerrone, Inc.                       | No Bid   |  |  |  |
| National Vacuum Environmental Services   | No Response  |  |  |  |

; and

| <b>SEWAGE GRIT<br/>Vendor</b>   | <b>Price Per Ton Based On<br/>Estimated<br/>300 tons</b> | <b>Total Annual Cost<br/>Based On<br/>Estimated Quantity</b> |
|---|--|--|
| Modern Disposal Services, Inc.  | \$68.94  | \$20,682.00  |
| Geiter Done of WNY, Inc.  | \$69.50  | \$20,850.00  |
| Casella Waste Management of Pennsylvania, Inc.  | \$80.00  | \$24,000.00  |
| Allied Waste Services of North America, LLC dba Allied Waste/Republic Services of Buffalo | \$86.00  | \$25,800.00  |
| Mark Cerrone, Inc.  | No Bid   |  |
| National Vacuum Environmental Services  | No Response  |  |

; and

WHEREAS: The Treatment Plant Superintendent, Treatment Plant Administrator, Principal Chief Stationary Engineer, and staff reviewed the bids received and recommend the low bidders for each Waste Hauling Service:

|                                       |  |
|---------------------------------------|--|
| Removal & Disposal of Incinerator Ash | Modern Disposal Services, Inc. @<br>\$50.93/ton - \$356,510.00 |
| Removal & Disposal of Sewage Grit     | Modern Disposal Services, Inc. @<br>\$68.94/ton \$20,682.00    |



NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to enter into and execute contracts for the various waste services as listed above to each of the low bidders for total costs not to exceed the estimated annual quantities for a one-year period, July 1, 2015 to June 30, 2016, with an option to renew for four (4) one-year periods. Expenses will be charged to the appropriate budgeted accounts for each waste hauling service.

MOTION TO APPROVE  
 MADE BY MS. PETRUCCI  
 2<sup>ND</sup> BY MR. KENNEDY  
 AYES 4 NOES 0

Board Meeting of July 1, 2015

## ITEM NO. 10

**AUTHORIZATION TO PURCHASE COMMODITIES UTILIZING CITY OF BUFFALO CONTRACT PRICING FOR FISCAL YEAR 2015-2016**

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

WHEREAS: The Sewer Maintenance Department purchases the following commodities available through City of Buffalo Contract:

| Product            | Vendor  | City of Buffalo Contract          | Amount      | Account No.     |
|--------------------|---|-----------------------------------|-------------|-----------------|
| Stone & Slag       | New Enterprise Stone & Lime Co.<br>DBA: Buffalo Crushed Stone | Formal #7551<br>(through 6/30/16) | \$45,000.00 | 00660105-466269 |
| Ready Mix Concrete | New Enterprise Stone & Lime Co.<br>DBA: Redi-Mix Concrete     | Formal #7638<br>(through 6/30/16) | \$45,000.00 | 00660105-466269 |

; and

WHEREAS: The Treatment Plant Superintendent, Director of Sewer Maintenance, and staff recommend the utilization of City of Buffalo Contract pricing for these purchases.

NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to utilize City of Buffalo Contract pricing to purchase the above commodities for fiscal year 2015-2016 at a cost not to exceed the amounts listed and further authorizes any subsequent extension or changes to City of Buffalo contracts for the fiscal year through June 30, 2016.

MOTION TO APPROVE

MADE BY MR. KENNEDY

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

AYES 4 NOES 0

Board Meeting of July 1, 2015

## ITEM NO. 11

**AUTHORIZATION TO PURCHASE VARIOUS COMMODITIES UTILIZING NEW YORK STATE CONTRACT PRICING FOR FISCAL YEAR 2015-2016**

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

WHEREAS: The Sewer Maintenance Division purchases the following commodities available through New York State Contract pricing:

| Product          | NYS Contract            | Current Vendor   | Amount       | Account No.  |
|------------------|-------------------------|--|--------------|--|
| Gasoline         | PC66694<br>Group: 05600 | NOCO Energy Corp.<br>Award: 22782<br>(through 12/18/15)                  | \$105,000.00 | 00520105-462600<br>(\$40,000.00)<br>00690105-462600<br>(\$65,000.00) |
| Diesel Fuel      | PC66701<br>Group: 05602 | Goetz Energy<br>Award: 22781<br>(through 11/10/16)                       | \$85,000.00  | 00520105-462600<br>(\$25,000.00)<br>00690105-462600<br>(\$60,000.00) |
| Automotive Tires | PC66976<br>Group: 30600 | Goodyear Tire & Rubber Company<br>Award: PGB-22902<br>(through 11/27/15) | \$25,000.00  | 00690105-465001  |

; and

WHEREAS: The Director of Sewer Maintenance and staff recommend the utilization of New York State Contract pricing for these purchases.

NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to utilize New York State Contract pricing to purchase the above commodities for the fiscal year 2015-2016 at a cost not to exceed the amounts listed and further authorizes any subsequent extensions of the above New York State Contract awards or new awards for the commodities listed for the fiscal year through June 30, 2016.

MOTION TO    APPROVE     
MADE BY    MS. PETRUCCI  
2<sup>ND</sup> BY    MR. ROOSEVELT  
AYES                     4                     NOES                     0                    

Board Meeting of July 1, 2015

## ITEM NO. 12

**CHANGE ORDER NO. 1 – CONTRACT NO. 81400010**

|  |                        |                     |
|--|------------------------|---------------------|
| CONTRACTOR:  | ORIGINAL CONTRACT COST | \$42,530.18         |
| KHEOPS Architecture, Engineering, &<br>Survey, DPC | PREVIOUS CHANGE ORDER  | N/A                 |
| 300 Pearl Street, Suite 100                        | THIS CHANGE ORDER      | <u>\$336,465.00</u> |
| Buffalo, New York 14202                            | ADJUSTED CONTRACT COST | \$378,995.18        |

WORK: Kenmore Avenue Green Infrastructure Betterment

---

**DESCRIPTION OF CHANGE OR EXTRA WORK:**

Item #1 Construction inspection of Kenmore Avenue Streetscape Improvements.

**REASON FOR CHANGE OR EXTRA WORK:**

Item #1 The construction cost for the Green Infrastructure Betterment for Kenmore Avenue, which will consist of a permeable pavement bike path was bid by the low bidder, Destro & Brothers Concrete Co., Inc., at a cost not to exceed \$336,465.00. The City of Buffalo has agreed to fund this portion of the project in exchange for the Buffalo Sewer Authority funding the construction inspection costs for the overall project at a cost not to exceed \$336,465.00 through KHEOPS.

**COST OF CHANGE OR EXTRA WORK:**

Item #1 \$336,465.00

THE TOTAL COST OF THE CHANGE OR EXTRA WORK: \$336,465.00

The total INCREASE to the contract as a result of this Change Order is \$336,465.00

NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby approves Change Order No. 1 to Contract No. 81400010 as written in the above Agenda Item, increasing the contract cost in the amount of \$336,465.00, making the adjusted contract cost \$378,995.18.

MOTION TO APPROVE

MADE BY MR. KENNEDY

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

AYES 4 NOES 0

Board Meeting of July 1, 2015

## ITEM NO. 13

**CHANGE ORDER NO. 1 – CONTRACT NO. 81500008**

|                         |                        |                    |
|-------------------------|------------------------|--------------------|
| CONTRACTOR:             | ORIGINAL CONTRACT COST | \$100,000.00       |
| Erdman Anthony & Assoc. | PREVIOUS CHANGE ORDER  | N/A                |
| 8608 Main Street        | THIS CHANGE ORDER      | <u>\$32,760.00</u> |
| Buffalo, New York 14221 | ADJUSTED CONTRACT COST | \$132,760.00       |

WORK: Three (3) Year Engineering Services Agreement

---

**DESCRIPTION OF CHANGE OR EXTRA WORK:**

Item #1 Redesign of Niagara Street Phase 2 combined sewer repair work for incorporation into DPW project.

**REASON FOR CHANGE OR EXTRA WORK:**

Item #1 Originally this project was to be bid as a separate combined sewer repair project to be conducted separately from the City of Buffalo's Department of Public Works' Niagara Street Phase 2 project; however it will now be incorporated into this project.

**COST OF CHANGE OR EXTRA WORK:**

Item #1 \$32,760.00

THE TOTAL COST OF THE CHANGE OR EXTRA WORK: \$32,760.00

The total INCREASE to the contract as a result of this Change Order is \$32,760.00

NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby approves Change Order No. 1 to Contract No. 81500008 as written in the above Agenda Item, increasing the contract cost in the amount of \$32,760.00, making the adjusted contract cost \$132,760.00.

MOTION TO APPROVE

MADE BY MS. PETRUCCI

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

AYES 4 NOES 0

Board Meeting of July 1, 2015

## ITEM NO. 14

**AUTHORIZATION FOR BETTERMENT AS PART OF THE NIAGARA STREET PHASE II STREETScape IMPROVEMENTS**

WHEREAS: The City of Buffalo Department of Public Works, Parks, and Streets has awarded a contract to Mark Cerrone, Inc., as the responsible low bidder for infrastructure improvements as part of the Niagara Street Phase II Streetscape Improvements; and

WHEREAS: Mark Cerrone, Inc., has submitted a betterment bid for Green Infrastructure Improvements in the amount of \$874,517.00; and

WHEREAS: Mark Cerrone, Inc., has submitted a betterment bid for Combined Sewer Repairs in the amount of \$277,470.49; and

WHEREAS: The Buffalo Sewer Authority has allocated money in their construction fund for this betterment; and

WHEREAS: The City of Buffalo Department of Public Works, Parks, and Streets and the General Manager, Principal Sanitary Engineer, General Counsel, and staff of the Buffalo Sewer Authority recommend awarding this contract to Mark Cerrone, Inc., at a cost not to exceed \$1,151,987.49.

NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby approves the awarding of the contract for Niagara Street Phase II Streetscape Improvements to Mark Cerrone, Inc., for a not to exceed amount of \$1,151,987.49. Expenses for this contract will be charged to account no. 02000398-490740.

|                    |       |               |              |
|--------------------|-------|---------------|--------------|
| MOTION TO          | _____ | APPROVE       | _____        |
| MADE BY            | _____ | MR. KENNEDY   | _____        |
| 2 <sup>ND</sup> BY | _____ | MR. ROOSEVELT | _____        |
| AYES               | _____ | 4             | NOES _____ 0 |

Board Meeting of July 1, 2015

ITEM NO. 15

**AUTHORIZATION FOR GREEN INFRASTRUCTURE BETTERMENT AS PART OF THE GENESEE STREET GATEWAY STREETScape PROJECT**

WHEREAS: The City of Buffalo Department of Public Works, Parks, and Streets has awarded a contract to Yarussi Construction, Inc., as the responsible low bidder, for infrastructure improvements as part of the Genesee Street Gateway Streetscape Project; and

WHEREAS: As part of the base bid, the City of Buffalo Department of Public Works, Parks, and Streets has included Green Infrastructure and applicable sewerage improvements in the amount of \$430,728.77; and

WHEREAS: The Buffalo Sewer Authority has allocated money in their construction fund for this Green Infrastructure Betterment; and

WHEREAS: The City of Buffalo Department of Public Works, Parks, and Streets, the General Manager, and the Principal Sanitary Engineer recommend awarding this contract to Yarussi Construction, Inc., at a cost not to exceed \$430,728.77.

NOW THEREFORE  
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby approves the awarding of the contract for Green Infrastructure and applicable sewerage improvements for the Genesee Street Gateway Streetscape Project to Yarussi Construction, Inc., for a not to exceed amount of \$430,728.77. Expenses for the contract will be charged to account no. 02000399-490740.

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

MADE BY MS. PETRUCCI \_\_\_\_\_

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

AYES 4 NOES 0

Board Meeting of July 1, 2015



ITEM NO. 16

**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 I                    00670161 411001

MOTION TO                                      APPROVE                  

MADE BY                                      MS. PETRUCCI                  

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

AYES                              4           NOES                              0          

Board Meeting of July 1, 2015

## ITEM NO. 17

**AMEND C.S.E.A. SALARY SCHEDULE (EXEMPT) XIVB M22**

WHEREAS: The Board of the Buffalo Sewer Authority is restructuring its Exempt Administrative Managerial staff; and

WHEREAS: The Board of the Buffalo Sewer Authority has reviewed and approved the duties and responsibilities of its Exempt Administrative Managerial staff; and

WHEREAS: The Board desires to amend C.S.E.A. Salary Schedule (Exempt) XIVB M22 from \$82,326.00 to \$92,000.00.

NOW THEREFORE  
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby approves the above amendment.

MOTION TO APPROVE  
MADE BY MR. KENNEDY  
2<sup>ND</sup> BY MS. PETRUCCI  
AYES 4 NOES 0

Board Meeting of July 1, 2015

## ITEM NO. 18

**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<br/>TOTAL</u>               |
|-----------------|------------------|---|-----------------|--|
| Yusef Myrick    | Medaille College | Management & Leadership                     | 90%             | \$342.00<br><b>*Resource Fee/Books Only*</b> |
| Yusef Myrick    | Medaille College | Organizational Development & Transformation | 90%             | \$342.00<br><b>*Resource Fee/Books Only*</b> |

NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby approves the above application for Tuition Reimbursement totaling \$ 684.00. This Reimbursement will be charged to account no. 00820102-421026.

MOTION TO APPROVE  
MADE BY MS. PETRUCCI  
2<sup>ND</sup> BY MR. ROOSEVELT  
AYES 4 NOES 0

Board Meeting of July 1, 2015

ITEM NO. 19

**ADJOURNMENT OF MEETING**MOTION TO                     APPROVE                    MADE BY                     MS. PETRUCCI                    2<sup>ND</sup> BY                     MR. KENNEDY                    AYES           3           NOES           0          

Board Meeting of July 1, 2015