

**MINUTES OF THE REGULAR MEETING**

**OF THE**

**BUFFALO SEWER AUTHORITY**

**July 29, 2015**



**BUFFALO SEWER AUTHORITY**

**July 29, 2015**

**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>Eleanor C. 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>Roberta Gaiek, P.E.</u>	<u>Treatment Plant Administrator</u>
<u>Thomas Caulfield</u>	<u>Administrator of Capital</u>
<u>Rosaleen Nogle, P.E.</u>	<u>Improvements &amp; Development</u>
<u>James Skrabacz</u>	<u>Associate Engineer</u>
<u>Timothy Blake</u>	<u>Principal Chief Stationary Engineer</u>
<u>Laura Surdej</u>	<u>Sr. Instrument Technician</u>
	<u>Erie Co. Department of</u>
	<u>Environment &amp; Planning</u>
Absent: <u>Christopher Roosevelt</u>	<u>Assistant Vice Chairman</u>

The meeting was called to order at 9:02 AM. A quorum was present.

## ITEM NO. 1

Motion to Adopt the Minutes of the Meeting of July 1, 2015

MOTION TO	<u>ADOPT</u>
MADE BY	<u>MS. PETRUCCI</u>
2 <sup>ND</sup> BY	<u>MR. KENNEDY</u>
AYES	<u>3</u> NOES <u>0</u>

Board Meeting of July 29, 2015

## ITEM NO. 2

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

June 30, 2015

ISSUE DATE	MATURITY DATE	TOTAL DAYS	AMOUNT	BANK	RATE	INTEREST AMOUNT
<b>CONSTRUCTION/CAPITAL IMPROVEMENT FUND</b>						
31-July-12	Money Market		\$16,969,029.30	First Niagara	0.15%	Municipal Premium
			\$2,500,296.29	Wilmington Fund		
13-Mar-15	09-Sep-15	180	\$15,013,371.93	M&T Securities	0.25%	\$18,771.25
13-Mar-15	09-Sep-15	180	\$10,008,248.20	M&T Securities	0.25%	\$12,512.50
22-May-15	12-May-16	356	\$14,188,139.49	M&T Securities	0.21%	\$29,523.97
			<b>\$58,679,085.21</b>			
<b>LIABILITY AND CASUALTY RESERVE FUND</b>						
31-July-12	Money Market		<b>\$1,094,156.73</b>	First Niagara	0.15%	Municipal Premium
<b>OPERATING FUND</b>						
31-July-12	Super NOW		<b>\$8,353,525.44</b>	First Niagara	0.10%	Municipal Premium
<b>TRUST &amp; AGENCY FUND</b>						
31-Jul-12	Money Market		<b>\$35,297.46</b>	First Niagara	0.02%	Municipal Premium
<b>SURPLUS FUND</b>						
			\$534.02	Wilmington Fund		
28-May-15	26-Aug-15	90	\$10,000,799.34	M&T Securities	0.16%	\$4,001.20
			<b>\$10,001,333.36</b>			
<b>NET REVENUE FUND</b>						
			\$6,978.29	Wilmington Fund		
14-Jan-15	13-Jul-15	180	\$7,006,439.44	M&T Securities	0.21%	\$7,357.35
			<b>\$7,013,417.73</b>			



**DEBT RESERVE FUND****Series J (1004209)**

02-Jul-14	15-Nov-33	7076	\$515,879.00	SLG	2.70%
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**Series K (1004925)**

02-Jul-14	15-Feb-33	6803	\$361,415.00	SLG	2.70%
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**Series L (1009355)**

27-Jul-06	01-Oct-35	10658	\$952,666.00	SLG	4.52%
			\$311,721.04	Wilmington Fund	
			\$1,264,387.04		

**Series M Construction (1039320)**

			\$0.00	Wilmington Fund	
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**Series M (1039308)**

27-Jun-14	01-May-44	10901	\$595,613.00	SLG	2.70%
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**Series N (1002070)**

15-Nov-12	15-Apr-32	7091	\$2,167,157.00	SLG	2.42%
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**RECEIVE & FILE**

Board Meeting of July 29, 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.

6/05/2015	00360105 DEWA Chemicals and Gases	-\$10,000.00	00340105 THIC Chemicals and Gases	\$10,000.00
6/05/2015	00280106 SWWP Repairs to Equip	-\$500.00	00520106 Main Laundry & Towel Services	\$500.00
6/09/2015	00280105 SWWP Equip. Maintenance	-\$20.00	00380106 INCI Membership Dues	\$20.00
6/09/2015	00280105 SWWP Equip. Maintenance	-\$20.00	00520106 Main Membership Dues	\$20.00
6/12/2015	00380103 INCI Gas	-\$90,000.00	00360103 DEWA Water	\$90,000.00
6/23/2015	00380103 INCI Gas	-\$400.00	00430103 BAB Electric Light & Power	\$400.00
6/24/2015	00380106 INCI Repairs to Equip.	-\$2,350.00	00520106 Main Repairs to Equip.	\$2,350.00
6/24/2015	00520105 Main Equip. Maintenance	-\$1,680.00	00250105 SECO Equip Maintenance	\$1,680.00
6/25/2015	00280105 SWWP Equip. Maintenance	-\$900.00	00380105 INCI Equipment Maintenance	\$900.00
6/30/2015	00380105 INCI Equipment Maintenance	-\$125.00	00280105 INCI Equipment Maintenance	\$125.00
6/30/2015	00390103 Hamburg Drain Float Water	-\$3,000.00	00360103 DEWA Water	\$3,000.00
6/30/2015	00390103 Hamburg Drain Float Water	-\$100.00	00410103 Hamburg Water	\$100.00

***Sewer Maintenance Division***

6/08/2015	00690105 Auto Automotive Repairs	-\$1,500.00	00660105 SWRR Road and Highway Maintenance	\$1,500.00
6/08/2015	00690105 Auto Gasoline and Lubricants	-\$18,000.00	00660105 SWRR Road and Highway Maintenance	\$18,000.00
6/08/2015	00690105 Auto Equip. Maintenance	-\$800.00	00660105 SWRR Road and Highway Maintenance	\$800.00
6/8/2015	00650104 SWRM Travel Expenses	-\$1,200.00	00660105 SWRR Road and Highway Maintenance	\$1,200.00

***Engineering Division***

6/10/2015	00600104 Financial Contingency	-\$229.00	00800183 Fin Contingency	\$229.00
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***Administration Division***

6/30/2015	00110106 Admin Legal Services	-\$5,000.00	00550106 IWS Legal Services	\$5,000.00
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**General Financial Charges**

6/04/2015	00800183 Financial Contingency	-\$36,229.43	00800108 ENG Office Equip	\$36,229.43
6/10/2015	00800183 Financial Contingency	-\$34,000.00	00660105 ENG Office Equip	\$34,000.00
6/16/2015	00800183 Financial Contingency	-\$39,354.24	00800108 Fin Judgments & Claims	\$39,354.24
6/16/2015	00800183 Financial Contingency	-\$30,000.00	00820102 FR Workers Compensation	\$30,000.00
6/16/2015	00800183 Financial Contingency	-\$50,000.00	00820102 FR Workers Compensation	\$50,000.00
6/22/2015	00800183 Financial Contingency	-\$500.00	00110105 Admin Supplies	\$500.00
6/30/2015	00800183 Financial Contingency	-\$5,464.80	00820102 Education, Licenses & Training	\$5,464.80
6/30/2015	00800183 Financial Contingency	-\$3,000.00	00820102 FR Health & Welfare Plan	\$3,000.00
6/30/2015	00800183 Financial Contingency	-\$85.64	00200106 Plan Maint. Contract	\$85.64
6/30/2015	00800183 Financial Contingency	-\$982.13	00110106 Admin Maintenance Contract	\$982.13
6/30/2015	00800183 Financial Contingency	-\$150.00	00110106 Admin Maintenance Contract	\$150.00

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Board Meeting of July 29, 2015

## ITEM NO. 4

**INFORMATIVE: REPORT ON THE CONDITION OF THE LIABILITY AND CASUALTY RESERVE FUND**

The Resolution that created the Liability and Casual Reserve Fund provides that:

“The General Manager shall regularly and not less than semi-annually render the Board a detailed report of the operation and condition of the Liability and Casualty Reserve Fund.”

Fund Balance as of June 30, 2014	\$ 992, 555.64
Interest Earnings	\$ 1,601.09
Transfer from Operating Fund	\$ 100,000.00
No Claims Paid	\$ <u>0</u>
Fund Balance as of June 30, 2015	\$ 1,094,156.73

The Resolution that created the Liability and Casual Reserve Fund provides that:

“When the amount of the Liability and Casualty Reserve Fund reaches the sum of \$1,000,000.00, no further additions shall be made thereto until the Fund has been reduced below \$1,000,000.00”.

Because the balance of the Liability and Casualty Reserve Fund was below \$1,000,000.00, a transfer in the amount of \$100,000.00 was made from the Operating Fund on July 25, 2014.

During the period of July 1, 2014 – June 30, 2015 the B.S.A. received a total of 18 claims. Thirteen (13) claims were settled resulting in 0 payments. Five (5) claims are pending.

**Total Active Claims Pending**

Bodily Injury	0
Property Damage	3
Auto B.I. & P.D.	2
Other Liability	<u>0</u>
Total	5

**RECEIVE & FILE**

Board Meeting of July 29, 2015

## ITEM NO. 5

**AUTHORIZATION FOR BANKING TRANSACTIONS**

WHEREAS: The Buffalo Sewer Authority currently maintains banking relationships with M&T Bank, JP Morgan Chase Bank, M&T Securities, First Niagara Bank, Key Bank, Citizen's Bank, and Bank of America; and

WHEREAS: Regulations require corporate resolutions to designate individuals to complete banking transactions.

NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the Executive Secretary, Ronald Brown, and the Principal Sanitary Engineer, Oluwole A. McFoy, P.E., to execute banking agreements. In addition to Mr. Brown and Mr. McFoy, the Board of the Buffalo Sewer Authority designates Thomas Peltz, Supervising Accountant; Ronald Lunghino, Senior Accountant; and Carlos Costner, Senior Accountant, as authorized persons in connection with all accounts hereafter maintained by the aforementioned banking institutions.

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

Board Meeting of July 29, 2015

## ITEM NO. 6

**CONSTRUCTION FUND AMENDMENT**

WHEREAS: The Buffalo Sewer Authority desires to fund the Five Year Capital Plan in order to continue its program of improving the sewer system; and

WHEREAS: There is funding available from the 2013-2014 Fund Balance designated for Capital Projects; and

WHEREAS: The General Manager recommends approval of this transfer.

NOW THEREFORE  
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby approves the transfer of funds from the Fund Balance Designated for Capital Projects to the Construction Fund Budget Amendment for 2014-2015 for the funding of the listed projects as designated by the Amendment.

MOTION TO APPROVE

MADE BY MS. PETRUCCI

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

AYES 3 NOES 0

Board Meeting of July 29, 2015

**BUFFALO SEWER AUTHORITY  
CONSTRUCTION FUND BUDGET AMENDMENT #1  
2014-2015 FISCAL YEAR**

**This Amendment to the Construction Fund utilizes funds from prior years to provide improvements to the infrastructure of the Buffalo Sewer Authority as designated by the Five Year Capital Plan.**

The funds will be added to the various appropriation accounts as listed below:

REVENUES & RESOURCES

FUND BALANCE DESIGNATED FOR CAPITAL PROJECTS	\$ <u>23,912,574</u>
TOTAL REVENUE & RESOURCES	\$ <u>23,912,574</u>

APPROPRIATIONS

**TREATMENT PLANT:**

Final Clarifier Buildings Rehab	\$ 2,000,000
Power Distribution System Survey and Implementation	800,000
Annual Digester Cleaning	200,000
Thickner Rehabilitation Pumps Controls and Top Collectors	700,000
East & West Rack Replacement	2,300,000
New Screens in Two MLSS Troughs	1,500,000
Interior Lighting	1,540,000
Ash System Modification Study/Implementation SCADA	3,000,000
Term Plant Contracts Maintenance	751,672
Electrical Sub-metering and Distribution Modifications	175,000

**COLLECTION SYSTEM:**

Sewer Cleaning/TV Inspection	\$ 500,000
Unanticipated Sewer Replacement	800,000
Bird Avenue RTC	1,564,000
Lang Avenue RTC	950,000
GI Phase I	550,642
Niagara Street GI Betterment	1,654,108
Kenmore Avenue GI Betterment	337,000
Genesee Street GI Betterment	431,000
SPP 36 Optimization	600,000
SPP 97A Optimization	300,000
SPP 163 Optimization	59,152
Sewer Renovations	<u>3,200,000</u>

<b>TOTAL APPROPRIATIONS</b>	<b>\$<u>23,912,574</u></b>
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ITEM NO. 7

**CLAIM AGAINST LIABILITY AND CASUALTY RESERVE FUND**

WHEREAS: On April 6, 2015, Mary Terhart of 324 Downing Street, Buffalo, New York, filed a claim for damages at the claimant's property at 324 Downing Street, Buffalo, New York; and

WHEREAS: The City of Buffalo Law Department and the General Manager negotiated a settlement for this Claim in the amount of \$1,944.00.

NOW THEREFORE  
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to make payment to Mary Terhart of 324 Downing Street, Buffalo, New York, in the amount of \$1,944.00 as a final settlement to the claim filed April 6, 2015. This Claim will be paid out of the Liability and Casualty Reserve Fund.

MOTION TO \_\_\_\_\_ APPROVE \_\_\_\_\_  
MADE BY \_\_\_\_\_ MR. KENNEDY \_\_\_\_\_  
2<sup>ND</sup> BY \_\_\_\_\_ MS. PETRUCCI \_\_\_\_\_  
AYES \_\_\_\_\_ 3 \_\_\_\_\_ NOES \_\_\_\_\_ 0 \_\_\_\_\_

Board Meeting of July 29, 2015



## ITEM NO. 8

**PAYMENT FROM JUDGMENT AND CLAIMS**

WHEREAS: Board approval is required for charges made against the Buffalo Sewer Authority's current budget for services and/or materials received during a prior fiscal year; and

WHEREAS: The following services were received during a prior fiscal year and charged to the 2015-2016 budget account no. 00800108-480214:

VENDOR	AMOUNT
Erie Community College	\$600.00

; and

WHEREAS: The General Manager and staff recommend the above payment from the Judgment and Claims account.

NOW THEREFORE  
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby approves the above payment from the Judgment and Claims account.

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

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

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

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

Board Meeting of July 29, 2015

## ITEM NO. 9

**AUTHORIZATION FOR REIMBURSEMENT TO THE TOWN OF AMHERST UNDER THE  
NEW YORK STATE DEPARTMENT OF STATE SHARED SERVICES AND LOCAL  
GOVERNMENT EFFICIENCY GRANTS PROGRAM**

WHEREAS: The Buffalo Sewer Authority is currently operating a regional solids waste handling facility to accept waste by-products from other municipalities; and

WHEREAS: The Buffalo Sewer Authority and the Town of Amherst are in receipt of a Local Government Efficiency Grant for 90% of \$400,000.00 needed for consolidation of services towards the construction and use of a regional solids facility; and

WHEREAS: The Buffalo Sewer Authority is the lead applicant for the New York State Department of State Shared Services and Local Government Efficiency (LGE) Grants Program and is in receipt of all payments for this grant; and

WHEREAS: The Town of Amherst has submitted an invoice for final payment under this LGE program for an amount of \$173,025.20; and

NOW THEREFORE  
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority authorizes payment be made to the Town of Amherst in the amount of \$173,025.20 for completion of this project funded under the New York State Department of State Shared Services and Local Efficiency Grants Program.

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

Board Meeting of July 29, 2015

## ITEM NO. 10

**CHANGE ORDER NO. 1 – CONTRACT NO. 81500010**

CONTRACTOR:	ORIGINAL CONTRACT COST	\$337,000.00
K & E Fabricating Inc.	PREVIOUS CHANGE ORDER	N/A
40 Stanley Street	THIS CHANGE ORDER	<u>\$8,894.09</u>
Buffalo, New York 14206	ADJUSTED CONTRACT COST	\$345,894.09

WORK: Auxiliary Boiler Tube Replacement

---

**DESCRIPTION OF CHANGE OR EXTRA WORK:**

- Item #1 Remove & replace target wall refractory of Auxiliary Boiler No. 1
- Item #2 Turbine Cleaning of Waterside of Auxiliary Boiler No. 2
- Item #3 Unused Allowance

**REASON FOR CHANGE OR EXTRA WORK:**

- Item #1 The Auxiliary Boiler No. 1 target wall refractory was crumbling.
- Item #2 The Auxiliary Boiler No. 2 waterside tubes were clogged.
- Item #3 Final adjustment

**COST OF CHANGE OR EXTRA WORK:**

- Item #1 \$6,124.29
- Item #2 \$6,499.80
- Item #3 (\$3,730.00)

THE TOTAL COST OF THE CHANGE OR EXTRA WORK \$8,894.09

The total INCREASE to the contract as a result of this Change Order is \$8,894.09

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. 81500010 as written in the above Agenda Item, increasing the contract cost in the amount of \$8,894.09, making the adjusted contract cost \$345,894.09.

MOTION TO APPROVE

MADE BY MS. PETRUCCI

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

AYES 3 NOES 0

Board Meeting of July 29, 2015

ITEM NO. 11

CONTRACT NO. 81500010

**CERTIFICATE OF ACCEPTANCE AND OCCUPANCY**

WORK: Auxiliary Boiler Tube Replacement

BID: \$337,000

CONTRACTOR: K&E Fabricating Inc.  
40 Stanley Street  
Buffalo, New York, 14204

WHEREAS: The Principal Chief Stationary Engineer of the Buffalo Sewer Authority has certified that the Contractor completed the work in accordance with the plans and specifications on June 30, 2015.

NOW THEREFORE  
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby finds and determines that:

- a. The work to be performed under the terms of the Contract has been complete and is accepted;
- b. The date of entrance and occupancy be fixed as of June 30, 2015;
- c. The maintenance period commence on June 30, 2015;
- d. Change orders in this contract resulted in a net increase of \$8,894.09.
- e. Final payment be made to the Contractor in the amount of \$17,294.71, making the final cost of the contract \$345,894.09.

MOTION TO APPROVE

MADE BY MR. KENNEDY

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

AYES 3 NOES 0

Board Meeting of July 29, 2015

## ITEM NO. 12

**CHANGE ORDER NO. 1 – CONTRACT NO. 81500001**

CONTRACTOR:	ORIGINAL CONTRACT COST	\$186,726.00
Weaver Metal & Roofing, Inc.	PREVIOUS CHANGE ORDER	NA
40 Appenheimer Avenue	THIS CHANGE ORDER	<u>(\$31,000)</u>
Buffalo, New York 14214	ADJUSTED CONTRACT COST	\$155,726.00

WORK: Chlorine Building Roof Replacement

---

**DESCRIPTION OF CHANGE OR EXTRA WORK:**

Item #1 Unused allowance for additional roof ladders

Item #2 Unused allowance for concrete deck repair

**REASON FOR CHANGE OR EXTRA WORK:**

Item #1 Final adjustment

Item #2 Final adjustment

**COST OF CHANGE OR EXTRA WORK:**

Item #1 (\$30,000.00)

Item #2 (\$1,000.00)

THE TOTAL COST OF THE CHANGE OR EXTRA WORK (\$31,000.00)

The total DECREASE to the contract as a result of this Change Order is \$31,000.00

**CONTRACT SUPPLEMENT CONDITIONS:**

- 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.



ITEM NO. 13

CONTRACT NO. 81500001

**CERTIFICATE OF ACCEPTANCE AND OCCUPANCY**

WORK: Chlorine Building Roof Replacement

BID: \$186,726.00

CONTRACTOR: Weaver Metal & Roofing  
40 Appenheimer Ave.  
Buffalo, New York 14214

WHEREAS: The Administrator of Capital Improvements and staff have certified that the Contractor completed the work in accordance with the plans and specifications on June 30, 2015.

NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby finds and determines that:

- a. The work to be performed under the terms of the Contract has been complete and is accepted;
- b. The date of entrance and occupancy be fixed as of June 30, 2015;
- c. The maintenance period commence on June 30, 2015;
- d. Change Orders in this contract resulted in a net decrease of \$31,000.00.
- e. Final payment be made to the Contractor in the amount of \$7,786.30, making the final cost of the contract \$155,726.00.

MOTION TO APPROVEMADE BY MR. KENNEDY2<sup>ND</sup> BY MS. PETRUCCIAYES 3 NOES 0

Board Meeting of July 29, 2015



## ITEM NO. 14

**AUTHORIZATION FOR ADDITIONAL COST TO SERVICE TWO (2) WORTHINGTON MODEL MN3033B PUMPS**

WHEREAS: On November 5, 2014, formal bids were advertised and solicited for service to overhaul two (2) Worthington Model MN3033B pumps located at the Buffalo Sewer Authority Wastewater Treatment Plant. The bids were received and Corrosion Products was awarded the contract at a total cost not to exceed \$36,947.00; and

WHEREAS: During the repair of the pumps it was discovered that additional work was needed; and

WHEREAS: Upon request Corrosion Products, supplied the following quotes for the cost of the additional work:

- \$17,422.00 for parts and labor for mechanical seals and enviroseals for RAS Pumps 3A & 3B
- \$ 2,225.00 for the spray weld and machining of the journal shaft for RAS Pump 3B

; and

WHEREAS: The Treatment Plant Superintendent, Superintendent of Mechanical Maintenance, and staff recommend these additional repairs to RAS Pumps 3A & 3B for a total amount not to exceed \$19,647.00 for fiscal year 2015-2016; and

WHEREAS: The total cost of service and parts to overhaul two (2) Worthington Model MN3033B pumps during fiscal years 2014-15 and 2015-16 is \$56,594.00.

NOW THEREFORE  
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to utilize Corrosion Products for additional repair services as outlined above to RAS Pumps 3A & 3B for a total cost not to exceed \$19,647.00 for fiscal year 2015-16. Account no. 00290106-443301 will be charged for these services.

MOTION TO APPROVE

MADE BY MS. PETRUCCI

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

AYES 3 NOES 0

Board Meeting of July 29, 2015

## ITEM NO. 15

**SOLE SOURCE LISTING FOR SELECTED INSTRUMENTATION, MAINTENANCE, LABORATORY, AND OFFICE EQUIPMENT FOR FISCAL YEAR 2015-2016**

WHEREAS: On November 7, 2012, the Board of the Buffalo Sewer Authority designated various vendors and/or their local representatives on record as sole sources for purchases/services. A Sole Source procurement, in accordance with New York State Procurement Guidelines, is one in which an item is only available from one source due to patents, exclusive franchises, etc., and there is no possibility of competition for the item; and

WHEREAS: A review and update of the listing was recently performed; and

WHEREAS: The Buffalo Sewer Authority Purchasing Department has supporting documentation on file from the original equipment manufacturers for their designation as a sole source for the specifically listed commodities, technology, and/or services only; and

WHEREAS: The Treatment Plant Purchasing Department and staff have reviewed all supporting documentation and recommend the attached list of original equipment manufacturers, and/or their local representatives on record as sole sources for the specifically listed commodities, technology, and/or services only for fiscal year 2015-2016.

NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby declares the attached list of vendors and/or their local representatives on record as sole sources for the specifically listed commodities, technology, and/or services only for fiscal year 2015-2016.

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

Board Meeting of July 29, 2015

<b>SOLE SOURCE LISTING FOR FISCAL YEAR 2015-2016</b>	
<b>MANUFACTURER</b>	<b>DETAIL</b>
<b>GAS DETECTION EQUIPMENT</b>	
Scott Health & Safety	Scott Instruments gas detection equipment
Honeywell Analytics	Biosystems & Honeywell gas detection equipment
<b>INSTRUMENTS &amp; CONTROLS</b>	
ABB Inc.	Support of the Distribution Control System (DCS) a proprietary system primarily using hardware and software manufactured by ABB
ABB Inc. (Instrumentation Division)	ABB Instrumentation, analytical parts, supplies and service
Ametek Process & Analytical Instruments Division (oxygen analyzers)	Ametek products (oxygen analyzers) installed throughout the BSA facilities
Bently-Nevada	Bently-Nevada parts, supplies and service for all Bently-Nevada brand vibration analyzers
Eaton Corporation	Powerware Uninterruptible Power Supply (UPS) equipment and installation services used for the Supervisory Control and Data Acquisition (SCADA) System installed at the BSA facilities
Emerson Process Management, Rosemount Analytical Inc.	Rosemount Liquid Division Analyzers, Sensors and Systems
Control Techniques Americas LLC	Fincor Drives and Controls products
Danfoss	Standardized Variable Frequency Drives (VFD)
Fireye	Fireye brand combustion control systems and products
Fluid Components	FCI brand Therma Mass Flow meters parts and supplies
Unicontrol Inc. (formerly Hays Cleveland)	Hays Cleveland Controls brand boiler control products purchase of new equipment, supplies, replacements parts, service and repair
HACH	HACH Dissolved Oxygen Analyzers and Chlorine Residual Analyzers
Invensys Systems, Inc., Measurement & Instrument Division (Foxboro)	Foxboro branded Invensys Systems, Inc, measurement and instrument control products
Johnson Controls	For all Johnson Controls manufacture products including York Brand Chillers
Krohne Inc.	Krohne brand ultrasonic flow meters
Rockwell Automation	Allen-Bradley programmable logic controllers
Royce Technologies	Royce Technologies brand depth analyzers
Siemens Building Technologies, Inc.	Siemens brand HVAC control systems
Siemens Industry (prior name: Siemens Energy & Automation)	Robicon/Ansaldo Ross Hill products
Siemens Industry	Milltronics brand ultrasonic level analyzers & instrumentation equipment
Square D	Square D Automation products
Thermo Environmental Instruments Inc.	TEI Model 51 series Total Hydrocarbon Analyzers for the Continuous Emissions Monitoring System (CEMS) at Incinerator Control
Thermo Scientific (formerly Thermo Process Instruments, L.P.)	Thermo Brandt STD 5000 & STD 6000 Series current to pressure transducers
GEA MECHANICAL EQUIPMENT US INC / GEA WESTFALIA SEPARATOR DIVISION	For all Westfalia brand Centrifuge parts, supplies and service.

<b>SOLE SOURCE LISTING FOR FISCAL YEAR 2015-2016</b>	
<b>MANUFACTURER</b>	<b>DETAIL</b>
YSI Incorporated	YSI Dissolved Oxygen Probes, cables & meters
<b>LAB EQUIPMENT &amp; SERVICES</b>	
Horizon Technology	Manufacturer of the SPE-DEX 1000XL or 3000XL Automated Extractor System and DryVap Concentrator/Drying System to work with HEM 4790.
Perkin Elmer	All instrumentation manufactured and sold by Perkin Elmer LAS, Inc
Siemens Industry Ind.	Mixed bed deionizing cartridges installed in lab are property of Siemen's Water Technology and serviced monthly
<b>PROCESS EQUIPMENT</b>	
AAF McQuay Inc. dba AAF International	Manufacturer of the filtration system in the Dresser Roots blowers and air-handling units installed at the BSA
BSP Thermal Systems, Inc.	BSP 22-3.O.D. x 12 hearth sludge incinerators installed at BSA facilities
COMAIRCO Cameron International Corporation	Cooper Turbo air and C-8 series compressors and Engineer (TA-MSG) compressed air
Diamond Power International, Inc.	Beaumont Birch ash handling systems & products support of the proprietary Ash System parts (original Beaumont Birch contract number CR-44284 and CR-95138)
Dresser Roots	Owner of proprietary drawings for Dresser Roots brand equipment (blowers, exhausters & compressors)
OVIVO	Eimco and Baker Process skimmer and drive components for all 4 primary sedimentation tanks
Greenheck Fan Corporation	Greenheck Fan products
Hauck Mfg.	Hauck combustion equipment (incinerator burner and afterburners, valves, blowers, control panels)
Infilco Degremont Incorporated	Infilco Climber screens & Helico Presses which are a trademark of Ondeo Degremont, Inc. ( <i>former name</i> ) and were designed specifically for BSA's treatment and application
Ingersoll-Rand	(Parent company for Dresser Rand) the OEM for digester gas compressors and parts and for compressors in the Grit Building
JDV Equipment Corporation	JDV parts, supplies and service for all JDV brand screw conveyors
JWC Environmental, LLC	Muffin Monster brand grinder products
New York Blower Company	Purchase of parts and supplies for New York Blowers
Royal Purple, Inc.	Purchase of Synfilm GT 32 Oil for use in the Dresser Roots blowers
Xylem Water Solutions formerly ITT Corp-Sanitaire Division	Purchase and service of various Sanitaire parts for diffuser and diffuser elements for Aeration Tanks
SFC-Adams, Inc. (d.b.a. R.P. Adams)	R.P. Adams automatic water strainers (self-flushing strainers)
Evoqua Water Technologies formerly Siemens Industry)	US Filter/Envirex, Link-Belt and FMC Corporation brand equipment including sludge thickeners and final clarifier sludge withdrawal equipment installed at the BSA facilities

<b>SOLE SOURCE LISTING FOR FISCAL YEAR 2015-2016</b>	
<b>MANUFACTURER</b>	<b>DETAIL</b>
Schwing Bioset	
Smith and Loveless, Inc.	Smith & Loveless brand parts including the Pista Grit concentrators
Twin City Clarage, Inc	Zurn/Clarage ID fans installed throughout BSA's facilities
Teledyne Isco, Inc.	ISCO samplers
Trane Service of Western New York	Owner of proprietary drawings for Trane brand air handling units installed at the BSA facilities
Varec Biogas	Anderson Greenwood & Varec equipment
W.S. G. & Solutions	US Filter/Envirex, Link-Belt and FMC Corporation brand equipment including grit collectors and bar screen equipment installed at the BSA facilities
<b>PUMPS</b>	
Xylem Water Solutions (formerly-Allis Chalmers/ITT)	Allis Chalmers brand Wastewater Process Water and Sump pumps installed throughout the BSA facilities
Bell and Gossett/ITT	Bell and Gossett brand Heating and Hot Water pumps installed throughout the BSA facilities
Blackmer Division of Dover Energy Inc (formerly Perkin Elmer Health Sciences, Inc.) (formerly Blackmer Pump Company)	Blackmer System One Vortex Centrifugal Pump (standardized equipment) purchase of new, parts and service
Chesterton Mechanical Seals for various Pumps	Parts and Service for Chesterton Products
Pentair Fairbanks Nijhuis	Fairbanks pumps and components
Flowerve Pump Co.	Flowerve (formerly Ingersoll-Dresser Pump Co.) brand waste activated sludge pumps. Purchase of parts, supplies and service for Worthington brand pumps
Gorman-Rupp Company	Gorman Rupp brand pumps installed at BSA's facilities
Goulds/ITT IP Division	Goulds brand pumps installed at BSA facilities
Xylem Water Solutions	ITT Flygt brand pumps installed throughout the BSA facilities
Moyno, Inc.	Moyno brand pumps and parts
Vaughan Co., Inc.	Vaughan Chopper Pumps installed at the Treatment Plant
Vogelsang	Vogelsang Rotary Lobe Sludge Feed Pumps and the Vogelsang Rota-Cut 5000E Macerator Equipment located in the north digester control building
WEMCO Pump/WEIR Specialty Pumps	WEMCO brand products
<b>SEWER REPAIRS</b>	
Source One Environmental, LLC	
<b>VALVES</b>	
AUMA Actuators	Auma control products (valve positioners) installed throughout the BSA facilities
EIM Controls	EIM valve actuators and controls
Fisher Controls International, LLC	Fisher control valves and actuators
Hydro Gate	Hydro Gate brand sluice ate and related equipment installed at the BSA facilities
Limitorque (A Div. of Flowserve)	Limitorque brand valve actuators
Rodney Hunt	Parts and components for Rodney Hunt Brand Sluice Gates and Valves

<b>SOLE SOURCE LISTING FOR FISCAL YEAR 2015-2016</b>	
<b>MANUFACTURER</b>	<b>DETAIL</b>
Val-Matic Value Yeomans-Chicago/Grundfos-Chicago (formerly Shone Valve)	Val-matic Valves and components Shone/Yeoman Chicago-scum ejector parts, valves
<b>VEHICLES, HEAVY EQUIPMENT &amp; PERIPHERALS</b>	
Aries Industries, Inc.	Aries Industries Sewer Televising equipment and associated hardware and software
CUES Inc.	Cues TV camera and associated hardware and software
Vactor Manufacturing Inc	Parts & service for a Vactor 2100 Combination Sewer Cleaning Machine
Envirosight Rovver	Parts for Envirosight Rovver X Camera

## ITEM NO. 16

**AUTHORIZATION TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH INCINERATOR Rx CORPORATION FOR ASSISTANCE WITH MULTIPLE HEARTH FURNACE EQUIPMENT OPERATION AND EMISSIONS TESTING**

WHEREAS: The Buffalo Sewer Authority is moving forward with a contract with GHD to provide engineering design, inspection, and construction administration services for upgrading one (1) additional multiple hearth furnace unit; and

WHEREAS: The Buffalo Sewer Authority also plans to perform emissions testing on one existing multiple hearth furnace to comply with the new Section 129 MACT MMMM pollutant limits for existing sources; and

WHEREAS: At the request of the Buffalo Sewer Authority, Incinerator Rx Corporation has submitted a proposal to the BSA with tasks identified to assist in these projects; and

WHEREAS: The Treatment Plant Administrator and her committee have reviewed the proposal submitted by Incinerator Rx and recommend acceptance.

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 Incinerator Rx Corporation for technical support, operational start-up, and emissions testing pursuant to their proposal for the Multiple Hearth Furnace Equipment and Controls Upgrade Project at the Bird Island Wastewater Treatment Plant at a cost not to exceed \$51,310.00. Funds for this contract will be charged to account no 00200106-432004.

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

Board Meeting of July 29, 2015

## ITEM NO. 17

**AUTHORIZATION FOR ORIGINAL EQUIPMENT MANUFACTURER PURCHASES OVER \$20,000.00 AND SERVICES OVER \$35,000.00 FOR FISCAL YEAR 2015-2016**

WHEREAS: At this Meeting, the Board of the Buffalo Sewer Authority designated various original equipment manufacturers, and/or their local representatives as sole sources for the purchase of various commodities, technology, and/or services for fiscal year 2015-2016; and

WHEREAS: Based upon historical usage and this fiscal year budget, the Superintendent of Mechanical Maintenance has determined the following vendors to be the sole source for the purchase of various commodities, technologies and/or services and those purchases not to exceed those listed for fiscal year 2015-2016:

<b>Original Equipment Manufacturer</b>	<b>Estimated Purchases</b>
GEA Mechanical Equipment US Inc/Westfalia Separator Division	\$110,000.00
Infilco Degremont Incorporated	\$ 65,000.00
Ingersoll-Rand	\$115,000.00
Smith and Loveless, Inc.	\$200,000.00
W.S.G. & Solutions	\$ 80,000.00
Moyno, Inc.	\$ 80,000.00
Royal Purple Inc.	\$ 30,000.00
Gorman-Rupp Company	\$ 30,000.00
Evoqua Water Technologies	\$ 25,000.00
Flowserve Pump Co.	\$ 25,000.00
Source One Environment	\$ 30,000.00

; and

WHEREAS: The Treatment Plant Superintendent, Superintendent of Mechanical Maintenance, and staff recommend approval for the estimated amounts listed for the various original equipment manufacturers for purchases anticipated for fiscal year 2015-2016; and

WHEREAS: Board approval is required on purchases made over \$20,000.00 and services over \$35,000.00.



NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to purchase original equipment commodities, as needed, and services from the original equipment manufacturers, or their designated local representatives, at a total cost not to exceed the listed amounts for fiscal year 2015-2016 and to charge the appropriate department accounts.

MOTION TO                                   APPROVE                                  

MADE BY                                  MR. KENNEDY                                 

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

AYES           3           NOES           0          

Board Meeting of July 29, 2015

## ITEM NO. 18

**REPORT ON BIDS RECEIVED - NATURAL GAS SUPPLY**

WHEREAS: Informal bids were solicited by United Energy, the Buffalo Sewer Authority's energy consultant, to supply natural gas to the Bird Island Wastewater Treatment Plant and outlying stations for various terms beginning October 1, 2014. The following bids were received and opened at the Treatment Plant facility on April 3, 2014:

Bidder	Location	One-Year Basis Contract Cost	Two-Year Basis Contract Cost
Energy Mark, LLC	Treatment Plant	(\$0.440)/Dth + NYMEX	(\$0.480)/Dth + NYMEX
	Outlying Stations	\$0.550/Dth + NYMEX	\$0.550/Dth + NYMEX
National Fuel Resources	Treatment Plant	(\$0.246)/Dth + NYMEX	(\$0.449)/Dth + NYMEX
	Outlying Stations	\$0.295/Dth + NYMEX	\$0.440/Dth + NYMEX
New Wave Energy	Treatment Plant	(\$0.100)/Dth + NYMEX	(\$0.100)/Dth + NYMEX
	Outlying Stations	(\$0.100)/Dth + NYMEX	(\$0.100)/Dth + NYMEX
Crown Energy Services, Inc.	Treatment Plant	\$0.050/Dth + NYMEX	\$0.020/Dth + NYMEX
	Outlying Stations	\$0.450/Dth + NYMEX	\$0.450/Dth + NYMEX

; and

WHEREAS: Upon review of the bids received United Energy recommends that the Buffalo Sewer Authority enter into an agreement with Energy Mark, LLC, for a two-year period, October 1, 2014 through September 30, 2016; and

WHEREAS: The General Manager, Treatment Plant Superintendent, and Treatment Plant Administrator concur with United Energy and recommend awarding a two-year contract to Energy Mark, LLC, for natural gas supply for the Treatment Plant and outlying stations.

NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to enter into a contract with Energy Mark, LLC, for natural gas supply for the Bird Island Wastewater Treatment Plant and outlying stations for a two-year period, October 1, 2014 through September 30, 2016, at a cost of \$0.480/Dth for the Treatment Plant and a cost of \$0.550/Dth for the outlying stations, plus the monthly closing price on the New York Mercantile Exchange (NYMEX). The purchase of this commodity will be charged to various Treatment Plant accounts.

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

Board Meeting of July 29, 2015

## ITEM NO. 19

**REPORT ON BIDS RECEIVED - INSTALLATION OF CENTRIFUGE NO. 1 AT THE BIRD ISLAND WASTEWATER TREATMENT PLANT**

WHEREAS: Formal bids were advertised and solicited for the installation of Centrifuge No. 1 at the Bird Island Wastewater Treatment Plant. The following bids were received and opened by the Buffalo Sewer Authority on July 15, 2015:

<b><u>Bidder</u></b>	<b><u>Total Bid</u></b>
Hohl Industrial Services, Inc.	\$1,133,000.00
Quackenbush Co., Inc.	\$1,389,935.00
K&E Fabricating Co.	\$1,773,550.00

; and

WHEREAS: The bids were received and the contract will be awarded on the basis of lump sum prices. The bids reflect the true amount of the contract; and

WHEREAS: The Buffalo Sewer Authority's staff and consulting engineer reviewed the bids and recommend awarding the contract to the lowest bidder, Hohl Industrial Services, Inc., at a cost not to exceed \$ 1,133,000.00.

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 Hohl Industrial Services, Inc., at a cost not to exceed \$1,133,000.00. Expenses for this contract will be charged to account no 02000400-490720.

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

Board Meeting of July 29, 2015

ITEM NO. 20

**REPORT ON BIDS RECEIVED - ROAD LIGHTING PHASE II PROJECT AT THE BIRD ISLAND WASTEWATER TREATMENT PLANT**

WHEREAS: Formal bids were advertised and solicited for the Road Lighting Phase II Project at the Bird Island Wastewater Treatment Plant. The following bids were received and opened by the Buffalo Sewer Authority on July 7, 2015:

<u>Bidder</u>	<u>Total Bid</u>
CIR Electric	\$188,190.00
Weydman Electric	\$191,200.00
O’Connell Electric	\$234,200.00

; and

WHEREAS: The bids were received and the contract will be awarded on the basis of lump sum prices. The bids reflect the true amount of the contract; and

WHEREAS: The Buffalo Sewer Authority’s staff reviewed the bids and recommend awarding the contract to the lowest bidder, CIR Electric, Inc., at a cost not to exceed \$188,190.00.

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 CIR Electric, Inc. Expenses for this contract will be charged to account no. 02000401-490740.

MOTION TO APPROVE

MADE BY MS. PETRUCCI

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

AYES 3 NOES 0

Board Meeting of July 29, 2015

## ITEM NO. 21

**REPORT ON BIDS RECEIVED – DOOR REPLACEMENT - PHASE III AT THE BIRD ISLAND WASTEWATER TREATMENT PLANT**

WHEREAS: Formal bids were advertised and solicited for the Door Replacement-Phase III project at the Bird Island Wastewater Treatment Plant. The following bids were received and opened by the Buffalo Sewer Authority on July 15, 2015:

<b><u>Bidder</u></b>	<b><u>Total Bid</u></b>
All State General Contracting, Inc.	\$236,700.00
Telco Construction Co.	\$357,700.00

; and

WHEREAS: The bids were received and the contract will be awarded on the basis of lump sum prices. The bids reflect the true amount of the contract; and

WHEREAS: The Buffalo Sewer Authority’s staff reviewed the bids and recommend awarding the contract to the lowest responsible bidder, All State General Contracting, 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 with All State General Contracting, Inc., at a cost not to exceed \$236,700.00. Expenses for this contract will be charged to account no. 02000402-490740.

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

Board Meeting of July 29, 2015

## ITEM NO. 22

**REPORT ON BIDS RECEIVED - INFLUENT TRASH RACKS AND MLSS SCREENS IMPROVEMENTS**

WHEREAS: Formal bids were advertised and solicited for the Influent Trash Racks and MLSS Screens Improvements at the Bird Island Wastewater Treatment Plant. The following bids were received and opened by the Buffalo Sewer Authority on July 15, 2015:

<b><u>Bidder</u></b>	<b><u>Total Bid</u></b>
Hohl Industrial Services, Inc.	\$2,478,000.00
Quackenbush Co., Inc.	\$2,876,180.00
K&E Fabricating Co.	\$3,068,000.00

; and

WHEREAS: The bids were received and the contract will be awarded on the basis of lump sum prices. The bids reflect the true amount of the contract; and

WHEREAS: The Buffalo Sewer Authority's staff and consulting engineer reviewed the bids and recommend awarding the contract to the lowest bidder, Hohl Industrial Services, Co., Inc., at a cost not to exceed \$2,478,000.00.

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 Hohl Industrial Services, Inc., at a cost not to exceed \$2,478,000.00. Expenses for this contract will be charged to account no. 02000403-490740.

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

Board Meeting of July 29, 2015

## ITEM NO. 23

**CHANGE ORDER NO. 6 – CONTRACT NO. 85000012**

CONTRACTOR:	ORIGINAL CONTRACT COST	\$507,975.00
J. A. Brundage the Drain Doctor	PREVIOUS CHANGE ORDERS	\$686,000.00
1400 College Ave.	THIS CHANGE ORDER	<u>(\$36,031.75)</u>
Niagara Falls, NY 14305	ADJUSTED CONTRACT COST	\$1,157,943.25

WORK: Sewer Cleaning and Internal Televising Inspections

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**DESCRIPTION OF CHANGE OR EXTRA WORK:**

Item #1 Unused quantities

**REASON FOR CHANGE OR EXTRA WORK:**

Item #1 Final Adjustment

**COST OF CHANGE OR EXTRA WORK:**

THE TOTAL COST OF THE CHANGE OR EXTRA WORK (\$36,031.75)

The total DECREASE to the contract as a result of this Change Order is \$36,031.75

**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 December 18, 2014.
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 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. 6 to Contract No. 85000012 as written in the above Agenda Item, decreasing the contract cost in the amount of \$36,031.75, making the adjusted contract cost \$1,157,943.25.

MOTION TO APPROVE

MADE BY MR. KENNEDY

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

AYES 3 NOES 0

Board Meeting of July 29, 2015

ITEM NO. 24

CONTRACT NO. 85000012

**CERTIFICATE OF ACCEPTANCE AND OCCUPANCY**

WORK: Sewer Cleaning and Internal Televising Inspections

BID: \$507,975.00

CONTRACTOR: J. A. Brundage the Drain Doctor  
1400 College Ave.  
Niagara Falls, NY 14305

WHEREAS: The Principal Sanitary Engineer and staff have certified that the Contractor completed the work in accordance with the plans and specification on August 1, 2014; and

WHEREAS: In Item No. 13, on January 11, 2012, the contract value was increased by \$80,000.00; and

WHEREAS: In Item No. 13, on October 10, 2012, the contract value was increased by \$160,000.00; and

WHEREAS: In Item No. 27, on September 11, 2013, the contract value was increased by \$237,000.00; and

WHEREAS: In Item No. 13, on June 11, 2014, the contract value was increased by \$60,000.00; and

WHEREAS: In Item No. 18, on July 23, 2014, the contract value was increased by \$149,000.00; and

WHEREAS: In Item No. 23, on July 29, 2015 the contract value was decreased by \$36,031.75.



## ITEM NO. 25

**CHANGE ORDER NO. 2 – CONTRACT NO. 81400007**

CONTRACTOR:	ORIGINAL CONTRACT COST	\$931,380.00
Visone Construction, Inc.	PREVIOUS CHANGE ORDER	\$249,458.73
79 Sheldon Avenue	THIS CHANGE ORDER	<u>(\$135.40)</u>
Depew, NY 14043	ADJUSTED CONTRACT COST	\$1,180,703.33

WORK: Swan Trunk Improvements SPP 206 A&B Modifications Project

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**DESCRIPTION OF CHANGE OR EXTRA WORK:**

Item #1 Unused quantities

**REASON FOR CHANGE OR EXTRA WORK:**

Item #1 Final Adjustment

**COST OF CHANGE OR EXTRA WORK:**

THE TOTAL COST OF THE CHANGE OR EXTRA WORK (\$135.40)

The total DECREASE to the contract as a result of this Change Order is \$135.40

**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 May 15, 2015.
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 GPI Sheets 1 and 2 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. 26

CONTRACT NO. 81400007

**CERTIFICATE OF ACCEPTANCE AND OCCUPANCY**

WORK: Swan Trunk Improvements  
SPP 206 A&B Modifications Project

BID: \$931,380.00

CONTRACTOR: Visone Construction, Inc.  
79 Sheldon Avenue  
Depew, NY 14043

WHEREAS: The Principal Sanitary Engineer and staff have certified that the Contractor completed the work in accordance with the plans and specification on July 1, 2015; and

WHEREAS: In Item No. 28, on May 6, 2015, the contract value was increased by \$249,458.73; and

WHEREAS: In Item No. 25, on July 29, 2015 the contract value was decreased by \$135.40.

NOW THEREFORE

BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby finds and determines that:

- a. The work to be performed under the terms of the Contract has been complete and is accepted;
- b. The date of entrance and occupancy be fixed as of July 1, 2015;
- c. The maintenance period commence on July 1, 2015;
- d. Final payment be made to the Contractor in the amount of \$59,035.17, increased by \$249,323.33, making the final cost of the Contract \$1,180,838.73.

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

Board Meeting of July 29, 2015

## ITEM NO. 27

**CHANGE ORDER NO. 2 – INFRASTRUCTURE IMPROVEMENTS AS PART OF THE NIAGARA STREET PHASE I STREETScape IMPROVEMENTS**

CONTRACTOR:	ORIGINAL CONTRACT COST	\$110,163.05
Nova Site Company, LLC	PREVIOUS CHANGE ORDER	391,944.46
6 Lena Court	THIS CHANGE ORDER	<u>18,212.25</u>
West Seneca, New York 14224	ADJUSTED CONTRACT COST	\$520,319.76

WORK: Green Infrastructure Betterment as Part of the Niagara Street Phase I Streetscape Improvements

**DESCRIPTION OF CHANGE OR EXTRA WORK:**

Item #1 Change from Class III to Class IV concrete pipe.

**REASON FOR CHANGE OR EXTRA WORK:**

Item #1 Buffalo Sewer Authority standard is Class IV concrete; Engineer initially specified Class III

**COST OF CHANGE OR EXTRA WORK:**

Item #1 \$18,212.25

THE TOTAL COST OF THE CHANGE OR EXTRA WORK \$18,212.25

The total INCREASE to the contract as a result of this Change Order is \$18,212.25

NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby approves Change Order No. 2 to Green Infrastructure Betterment as Part of the Niagara Street Phase I Streetscape Improvements in the amount of \$18,212.25, making the adjusted contract cost \$520,319.76. Expenses for this Contract will be funded from account no. 02000365-490740.

MOTION TO APPROVE

MADE BY MR KENNEDY

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

AYES 3 NOES 0

Board Meeting of July 29, 2015



## ITEM NO. 28

**CHANGE ORDER NO. 2 – CONTRACT NO. 81400002**

CONTRACTOR:	ORIGINAL CONTRACT COST	\$2,376,000.00
Mark Cerrone, Inc.	PREVIOUS CHANGE ORDER	63,221.55
2368 Maryland Avenue	THIS CHANGE ORDER	<u>5,509.87</u>
Niagara Falls, New York 14304	ADJUSTED CONTRACT COST	\$2,444,731.42

WORK: Real Time Control Demonstration Project, Contract No. RTC-1

**DESCRIPTION OF CHANGE OR EXTRA WORK:**

Item #1 Addition of plinths to control panels

Item #2 Movement of meter from control panel on Bird Avenue to post on Parkdale Avenue and associated wires

**REASON FOR CHANGE OR EXTRA WORK:**

Item #1 Plinths were not originally specified, but were necessary to make control panels functional.

Item #2 National Grid required relocation of the meter.

**COST OF CHANGE OR EXTRA WORK:**

Item #1 \$3,707.53

Item #2 \$1,802.34

THE TOTAL COST OF THE CHANGE OR EXTRA WORK \$5,509.87

The total INCREASE to the contract as a result of this Change Order is \$5,509.87

**CONTRACT SUPPLEMENT CONDITIONS:**

- The contract completion date established in the original contract or as modified by previous contract supplements is hereby changed by 70 calendar days, making the final completion date September 8, 2015.

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 Engineer's Field Orders No. 1-5 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. 2 to Contract No. 81400002 as written in the above Agenda Item, increasing the contract cost in the amount of \$5,509.87, making the adjusted contract cost \$2,444,731.42.

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

Board Meeting of July 29, 2015

## ITEM NO. 29

**AUTHORIZATION FOR THE SANITARY SEWER CONSTRUCTION AS PART OF THE COLVIN ESTATES PHASE II PROJECT**

WHEREAS: The City of Buffalo Department of Public Works, Parks and Streets has awarded a contract to Milherst Construction, Inc., as the responsible low bidder for infrastructure improvements in the Colvin Estates Phase II Project; and

WHEREAS: Milherst Construction, Inc., has submitted as a betterment, an alternate bid for sanitary sewer installation in the amount of \$138,150.00; and

WHEREAS: The Buffalo Sewer Authority has allocated money in their construction fund for sanitary sewer construction for this project; 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 Milherst Construction, Inc., at a cost not to exceed \$138,150.00.

NOW THEREFORE  
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby approves the awarding of the contract for sanitary sewer construction for the Colvin Estates Phase II Project to Milherst Construction, Inc., for a cost not to exceed \$138,150.00. Expenses for this contract will be charged to account no. 02000404-490740.

MOTION TO APPROVE

MADE BY MR. KENNEDY

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

AYES 3 NOES 0

Board Meeting of July 29, 2015

## ITEM NO. 30

**AUTHORIZATION TO ENTER INTO CONTRACT WITH US ARMY CORPS OF ENGINEERS FOR SCAJAQUADA CREEK FEASIBILITY STUDY**

WHEREAS: The Buffalo Sewer Authority, the City of Buffalo, The US Army Corps of Engineers Buffalo District Office, Forest Lawn Cemetery, Buffalo Niagara Riverkeeper and the Olmsted Park Conservancy have been working together to determine the feasibility of dredging sediment deposits in Scajaquada Creek, sculpting the creek bed, and stabilizing the shoreline through vegetative plantings between Main Street and the Hoyt Lake Bypass intake to improve water quality; and

WHEREAS: The Buffalo Sewer Authority has an interest in extending the study to include sediment depositional area immediately west of the Hoyt Lake Bypass outfalls to ensure the full function of the bypass facilities and improve water quality and habitat in Scajaquada Creek; and

WHEREAS: Upon request, the US Army Corps of Engineers prepared a proposal at a cost not to exceed \$32,000.00 to extend the current feasibility study to include the area between the bypass and Elmwood Avenue, and prepare all necessary State Environmental Quality Review Act documentation; and

WHEREAS: The General Manager, Principal Sanitary Engineer, BSA General Counsel and staff reviewed the proposal and recommend approval of this service.

NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Sewer Authority hereby authorizes the General Manager to enter into a contract with the US Army Corps of Engineers Buffalo District Office in the amount not to exceed \$32,000.00 to extend the current Scajaquada Creek sediment removal, hydrologic improvements and vegetative planting study to include the area west of the Hoyt Lake Bypass outfall to Elmwood Avenue, including necessary State Environmental Quality Review Act materials. Account no. 00600106-432004 will be charged for these services.

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

Board Meeting of July 29, 2015

ITEM NO. 31

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) Principal Clerk 00110121 411001

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

Board Meeting of July 29, 2015

ITEM NO. 32

**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) Associate Chief Stationary Engineer                    00380131 411001

MOTION TO                                      APPROVE                  

MADE BY                                      MS. PETRUCCI                  

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

AYES                              3              NOES                              0          

Board Meeting of July 29, 2015

ITEM NO. 33

**CONFIRMATION OF APPOINTMENTS**

LABORER I (SEASONAL)  
SEWAGE TREATMENT PLANT  
\$105.00 PER DAY  
EFFECTIVE: JUNE 8, 2015

ANDREW STRUG  
51 SPANN STREET  
BUFFALO, NY

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LABORER I (SEASONAL)  
SEWAGE TREATMENT PLANT  
\$105.00 PER DAY  
EFFECTIVE : JUNE 8, 2015

RYAN BYRNE  
174 LOCKWOOD AVE.  
BUFFALO, NY

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LABORER I (SEASONAL)  
SEWAGE TREATMENT PLANT  
\$105.00 PER DAY  
EFFECTIVE: JUNE 8, 2015

ALLEN PICKENS  
191 LANGFIELD DR.  
BUFFALO, NY

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LABORER I (SEASONAL)  
SEWAGE TREATMENT PLANT  
\$105.00 PER DAY  
EFFECTIVE: JUNE 8, 2015

DEMILO GIBBS  
452 SPRING ST.  
BUFFALO, NY

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LABORER I (SEASONAL)  
SEWAGE TREATMENT PLANT  
\$105.00 PER DAY  
EFFECTIVE: JUNE 8, 2015

JACKSON P. BROWN  
341 WHITFIELD AVE.  
BUFFALO, NY

---

LABORER I (SEASONAL)  
SEWAGE TREATMENT PLANT  
\$105.00 PER DAY  
EFFECTIVE: JUNE 8, 2015

DYLAN CARBONE  
212 GEARY ST.  
BUFFALO, NY

---

LABORER I (SEASONAL)  
SEWAGE TREATMENT PLANT  
\$105.00 PER DAY  
EFFECTIVE: JUNE 8, 2015

MICHAEL NAPLES  
404 VOORHEES AVE.  
BUFFALO, NY

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LABORER I (TEMPORARY)  
SEWAGE TREATMENT PLANT  
\$17.05 PER HOUR  
EFFECTIVE: JUNE 8, 2015

PATRICK O'CONNOR  
202 CULVER RD.  
BUFFALO, NY

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LABORER I (TEMPORARY)  
SEWAGE TREATMENT PLANT  
\$17.05 PER HOUR  
EFFECTIVE: JUNE 8, 2015

CHRISTIAN LAFALCE  
319 STERLING AVE.  
BUFFALO, NY

---

LABORER I (TEMPORARY)  
SEWAGE TREATMENT PLANT  
\$17.05 PER HOUR  
EFFECTIVE: JUNE 8, 2015

PATRICK F. DONOHUE  
173 COLUMBUS AVE.  
BUFFALO, NY

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LABORER I (TEMPORARY)  
SEWAGE TREATMENT PLANT  
\$17.05 PER HOUR  
EFFECTIVE: JUNE 8, 2015

MENELIK Z. BROWN JR.  
319 MAY ST.  
BUFFALO, NY

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WASTEWATER TREATMENT PLANT OPERATOR I (PROVISIONAL)  
SEWER TREATMENT PLANT  
\$17.57 PER HOUR  
EFFECTIVE: JUNE 22, 2015

ASHLEY ROSSNEY  
33 GARNER AVE.  
BUFFALO, NY

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WASTEWATER TREATMENT PLANT OPERATOR I (PROVISIONAL)  
SEWER TREATMENT PLANT  
\$17.57 PER HOUR  
EFFECTIVE: JUNE 22, 2015

THOMAS LENNON  
108 PORTLAND ST.  
BUFFALO, NY

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LABORER II (TEMPORARY)  
SEWER TREATMENT PLANT  
\$17.57 PER HOUR  
EFFECTIVE: JULY 13, 2015

OTIS BARKER JR.  
435 STARIN AVE.  
BUFFALO, NY

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WASTEWATER TREATMENT PLANT OPERATOR I (PROVISIONAL)  
SEWER TREATMENT PLANT  
\$17.57 PER HOUR  
EFFECTIVE: JULY 13, 2015

TONY FOUNTAIN  
276 MASTEN AVE.  
BUFFALO, NY

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LABORER I (PERMANENT)  
SEWER TREATMENT PLANT  
\$17.05 PER HOUR  
EFFECTIVE: JULY 13, 2015

PATRICK F. DONOHUE  
173 COLUMBUS AVE.  
BUFFALO, NY

---

LABORER I (PERMANENT)  
SEWER TREATMENT PLANT  
\$17.05 PER HOUR  
EFFECTIVE: JULY 13, 2015

CHRISTIAN LAFALCE  
319 STERLING AVE.  
BUFFALO, NY

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LABORER I (PERMANENT)  
SEWER TREATMENT PLANT  
\$17.05 PER HOUR  
EFFECTIVE: JULY 13, 2015

MENELIK Z. BROWN JR.  
319 MAY ST.  
BUFFALO, NY

---

LABORER I (PERMANENT)  
SEWER TREATMENT PLANT  
\$17.05 PER HOUR  
EFFECTIVE: JULY 13, 2015

PATRICK O'CONNOR  
202 CULVER RD.  
BUFFALO, NY

---

WASTEWATER TREATMENT PLANT OPERATOR I (PROVISIONAL)  
SEWER TREATMENT PLANT  
\$17.57 PER HOUR  
EFFECTIVE: JULY 13, 2015

MATTHEW WIATROWSKI  
104 CARMEL RD.  
BUFFALO, NY

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PRINCIPAL SANITARY ENGINEER (PERMANENT)  
ADMINISTRATIVE OFFICE  
\$101,341 PER ANNUM  
EFFECTIVE: JULY 27, 2015

OLUWOLE MCFOY  
56 CAMP STREET  
BUFFALO, NY

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LABORER I (SEASONAL)  
SEWAGE TREATMENT PLANT  
\$105.00 PER DAY  
EFFECTIVE: JULY 27, 2015

TYREE COBLE  
42 LITTLEFIELD AVE.  
BUFFALO, NY

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WHEREAS: The preceding appointments were 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 appointments are hereby confirmed by the Board of the Buffalo Sewer Authority.

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

Board Meeting of July 29, 2015

## ITEM NO. 34

**TUITION REIMBURSEMENT**

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

<u>EMPLOYEE</u>	<u>SCHOOL</u>	<u>COURSE</u>	<u>TUITION%</u>	<u>REIMBURSEMENT TOTAL</u>
Anthony Croce	Buffalo State	Grade 4 Management	100%	\$500.00
Michael Curran	California State University, Sacramento	Treatment Plants V	90%	\$99.00
Salvatore P. Falzone	SUNY Morrisville	Activated Sludge	100%	\$549.00

NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby approves the above applications for Tuition Reimbursement totaling \$1,148.00. These Reimbursements will be charged to account no. 00820102-421026.

MOTION TO APPROVE

MADE BY MS. PETRUCCI

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

AYES 3 NOES 0

Board Meeting of July 29, 2015

## ITEM NO. 35

**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:

<b><u>EMPLOYEE</u></b>	<b><u>SCHOOL</u></b>	<b><u>COURSE</u></b>	<b><u>SEMESTER</u></b>	<b><u>TUITION</u></b>
Thomas Caulfield	Walden University	PPPA 9000-7 Public Admin. Dissertation	Summer 2015	\$3,090.00

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. KENNEDY  
2<sup>ND</sup> BY MS. PETRUCCI  
AYES 3 NOES 0

Board Meeting of July 29, 2015

ITEM NO. 36

**ADJOURNMENT OF MEETING**MOTION TO APPROVEMADE BY MS. PETRUCCI2<sup>ND</sup> BY MR. KENNEDYAYES 3 NOES 0

Board Meeting of July 29, 2015