

**MINUTES OF THE REGULAR MEETING**  
**OF THE**  
**BUFFALO SEWER AUTHORITY**  
**October 5, 2016**

**55763.....55778**



# **BUFFALO SEWER AUTHORITY**

**October 5, 2016**

**REGULAR MEETING**

**9:00 A.M.**

**1038 CITY HALL**

<b><u>ITEM NO.</u></b>	<b><u>CONTENTS</u></b>	<b><u>PAGE NO.</u></b>
	Roll Call	
1	Motion to Adopt the Minutes of September 21, 2016	55763
2	Informative: Temporary Investments	55764-65
3	Informative: Reallocation of Funds	55766
4	Change Order No. 2 – Contract No. 81600017	55767-68
5	Certificate of Acceptance & Occupancy – Contract No. 81600017	55769
6	Certificate of Acceptance & Occupancy – Contract No. 81600010	55770
7	Change Order No. 1 – Betterment as Part of the Niagara Street Phase II Streetscape Improvements	55771-72
8	Change Order No. 1 – Contract No. 81500012	55773-74
9	Certificate of Acceptance & Occupancy – Contract No. 81500012	55775
10	Confirmation of Appointments	55776
11	Tuition Assistance	55777
12	Adjournment of Meeting	55778





## ITEM NO. 2

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

As of August 31, 2016

ISSUE DATE	MATURITY DATE	TOTAL DAYS	AMOUNT	BANK	RATE	INTEREST AMOUNT
<b>CONSTRUCTION/CAPITAL IMPROVEMENT FUND</b>						
31-Jul-12	Money Market		\$8,612,578.68	First Niagara	0.15%	Municipal Premium
			\$318.98	Wilmington Fund		
20-Jun-16	21-Sept-16	93	\$12,504,547.86	M&T Securities	0.31%	\$10,023.23
15-Jul-16	16-Nov-16	124	\$14,171,098.70	M&T Securities	0.41%	\$20,064.85
06-Jun-16	03-Mar-17	270	\$22,490,881.53	M&T Securities	0.90%	\$152,901.00
			<b>\$57,779,425.75</b>			
<b>LIABILITY AND CASUALTY RESERVE FUND</b>						
31-July-12	Money Market		<b>\$1,077,389.11</b>	First Niagara	0.15%	Municipal Premium
<b>OPERATING FUND</b>						
31-Jul-12	Super NOW		<b>\$3,763,160.35</b>	First Niagara	0.15%	Municipal Premium
<b>TRUST &amp; AGENCY FUND</b>						
31-Jul-12	Money Market		<b>\$34,772.83</b>	First Niagara	0.02%	Municipal Premium
<b>SURPLUS FUND</b>						
			\$101.65	Wilmington Fund		
29-Aug-16	29-Dec-16	122	\$10,006,133.88	M&T Securities	0.87%	\$29,568.83
			<b>\$10,006,235.53</b>			
<b>NET REVENUE FUND</b>						
30-Jun-16	28-Sept-16	90	\$5,402,324.76	M&T Securities	0.31%	\$4,188.10
15-Jul-16	26-Oct-16	103	\$5,499,706.88	M&T Securities	0.31%	\$4,881.74
03-Aug-16	03-Nov-16	92	\$3,001,754.60	Key Bank Capital	0.74%	\$5,682.79
26-Aug-16	30-Nov-16	96	\$5,503,456.40	M&T Securities	0.83%	\$12,199.89
			<b>\$19,407,242.64</b>			

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

02-Jul-14	15-Nov-33	7076	<b>\$515,879.00</b>	UST State/Local Govt	2.70%
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**Series K (1004925)**

02-Jul-14	15-Feb-33	6803	<b>\$361,415.00</b>	UST State/Local Govt	2.70%
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**Series L (3001357)**

				Federated Treasury Obligation	
			\$0.12		
12-Nov-15	01-Oct-35	7263	<b>\$689,547.00</b>	UST State/Local Govt	2.44%
			<b>\$689,547.12</b>		

**Series M (1039308)**

27-Jun-14	01-May-44	10901	<b>\$595,613.00</b>	US State/Local Govt	2.70%
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**Series N (1002070)**

15-Nov-12	15-Apr-32	7091	<b>\$2,167,157.00</b>	UST State/Local Govt	2.42%
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**RECEIVE & FILE**

Board Meeting October 5, 2016

## ITEM NO. 3

## INFORMATIVE: REALLOCATION OF FUNDS

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

***Wastewater Treatment Plant***

9/07/2016	00520105 MAIN Building Materials	-\$8,000.00	00270105 GAS Building Materials	\$8,000.00
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***General Financial Charges***

9/08/2016	00800183 Financial Contingency	-\$4,500.00	00800108 FIN Fiscal Agent Expense	\$4,500.00
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**RECEIVE & FILE**

Board Meeting of October 5, 2016



## ITEM NO. 4

**CHANGE ORDER NO. 2 – CONTRACT NO. 81600017**

CONTRACTOR:	ORIGINAL CONTRACT COST	\$326,900.00
Hohl Industrial, Inc.	PREVIOUS CHANGE ORDER	351,578.00
770 Riverview Blvd # 1	THIS CHANGE ORDER (DEDUCT)	<u>(\$1,163.00)</u>
Tonawanda, New York 14150	ADJUSTED CONTRACT COST	\$677,315.00

WORK: Settled Wastewater #6 Pump and Motor Rehabilitation

**DESCRIPTION OF CHANGE OR EXTRA WORK:**

Item #1 Decrease in contract due to unused quantities in the amount of \$1,163.00

**REASON FOR CHANGE OR EXTRA WORK:**

Item #1 Final adjustment

**COST OF CHANGE OR EXTRA WORK:**

Item #1 (\$1,163.00)

THE TOTAL COST OF THE CHANGE OR EXTRA WORK (\$1,163.00)

The total DECREASE to the contract as a result of this Change Order is \$1,163.00

**CONTRACT SUPPLEMENT CONDITIONS:**

1. The contract completion date established in the original contract or as modified by previous contract supplements is hereby changed by 0 calendar days, making the final completion date unchanged.
2. Any additional work to be performed under this contract supplement shall be carried out in compliance with the specifications included in the preceding description of changes involved with the supplemental contract drawings designated none and under the provisions of the original contract, including compliance with applicable equipment specifications, general specifications, and project specifications for the same type of work.
3. This contract supplement unless otherwise provided herein does not relieve the Contractor from strict compliance with the guarantee provisions of the original contract, particularly those pertaining to performance and operation of equipment.



## ITEM NO. 5

CONTRACT NO. 81600017

**CERTIFICATE OF ACCEPTANCE AND OCCUPANCY**

WORK: Settled Wastewater #6 Pump and Motor Rehabilitation

BID: \$326,900.00

CONTRACTOR: Hohl Industrial, Inc.

WHEREAS: The Treatment Plant Administrator of the Buffalo Sewer Authority has certified that the Contractor completed the work in accordance with the plans and specifications on September 20, 2016.

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 September 20, 2016;
- c. The maintenance period commence on September 20, 2016;
- d. Changes under this contract resulted in a net increase of \$350,415.00;
- e. Final payment to be made to the Contractor in the amount of \$33,865.75, making the final cost of the contract \$677,315.00.

MOTION TO APPROVEMADE BY MR. KENNEDY2<sup>ND</sup> BY MR. ROOSEVELTAYES 4 NOES 0

Board Meeting of October 5, 2016

## ITEM NO. 6

CONTRACT NO. 81600010

**CERTIFICATE OF ACCEPTANCE AND OCCUPANCY**

WORK: Road Lighting Phase II

BID: \$188,190.00

CONTRACTOR: CIR Electrical Construction Corp.

WHEREAS: The Treatment Plant Administrator of the Buffalo Sewer Authority has certified that the Contractor completed the work in accordance with the plans and specifications on August 31, 2016.

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 August 31, 2016;
- c. The maintenance period commence on August 31, 2016;
- d. Final payment be made to the Contractor in the amount of \$9,409.50, making the final cost of the contract \$188,190.00.

MOTION TO APPROVEMADE BY MS. PETRUCCI2<sup>ND</sup> BY MR. ROOSEVELTAYES 4 NOES 0

Board Meeting of October 5, 2016

## ITEM NO. 7

**CHANGE ORDER NO. 1 – BETTERMENT AS PART OF THE NIAGARA STREET PHASE II STREETScape IMPROVEMENTS**

CONTRACTOR:	ORIGINAL CONTRACT COST	\$1,151,987.49
Mark Cerrone, Inc.	PREVIOUS CHANGE ORDER	N/A
2368 Maryland Avenue	THIS CHANGE ORDER	<u>\$11,656.08</u>
Niagara Falls, NY 14304	ADJUSTED CONTRACT COST	\$1,163,643.57

WORK: Betterment as Part of the Niagara Street Phase II Streetscape Improvements

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**DESCRIPTION OF CHANGE OR EXTRA WORK:**

Item #1 Test pits for Jersey Street sewer replacement

**REASON FOR CHANGE OR EXTRA WORK:**

Item #1 Four test pits were dug to evaluate the constructability of the Jersey Street sewer reconstruction at Niagara Street. The pits revealed that the sewer could not be reconstructed as designed and had to be kept open over the course of several days while maintaining traffic to facilitate redesign of the reconstruction.

**COST OF CHANGE OR EXTRA WORK:**

Item #1 \$11,656.08

THE TOTAL COST OF THE CHANGE OR EXTRA WORK \$11,656.08

The total INCREASE to the contract as a result of this Change Order is \$11,656.08

NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby approves Change Order No. 1 to Green Infrastructure Betterment as Part of the Niagara Street Phase II Streetscape Improvements in the amount of \$11,656.08, making the adjusted contract cost \$1,163,643.57. Expenses for this Contract will be funded from account no. 02000398-490740.

MOTION TO APPROVE

MADE BY MR. KENNEDY

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

AYES 4 NOES 0

Board Meeting of October 5, 2016

## ITEM NO. 8

**CHANGE ORDER NO. 1 – CONTRACT NO. 81500012**

CONTRACTOR:	ORIGINAL CONTRACT COST	\$1,148,400.00
J. A. Brundage the Drain Doctor	PREVIOUS CHANGE ORDER	N/A
1400 College Ave.	THIS CHANGE ORDER	<u>(\$131,818.43)</u>
Niagara Falls, NY 14305	ADJUSTED CONTRACT COST	\$1,016,581.57

WORK: Sewer Cleaning and Internal Televising Inspections

**DESCRIPTION OF CHANGE OR EXTRA WORK:**

Item #1 Decrease in contract due to unused quantities in the amount of \$131,818.43

**REASON FOR CHANGE OR EXTRA WORK:**

Item #1 Final adjustment

**COST OF CHANGE OR EXTRA WORK:**

Item #1 (\$131,818.43)

THE TOTAL COST OF THE CHANGE OR EXTRA WORK (\$131,818.43)

The total DECREASE to the contract as a result of this Change Order is \$131,818.43

**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 June 30, 2016.
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





## ITEM NO. 9

CONTRACT NO. 81500012

**CERTIFICATE OF ACCEPTANCE AND OCCUPANCY**

WORK: Sewer Cleaning and Internal Televising Inspections

BID: \$1,148,400.00

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 June 30, 2016.

WHEREAS: In Item No. 8, on October 5, 2016, the contract value was decreased by \$131,818.43.

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, 2016;
- c. The maintenance period commence on July 1, 2016;
- d. Final payment be made to the Contractor in the amount of \$50,829.08, decreased by \$131,818.43, making the final cost of the Contract \$1,016,581.57.

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

Board Meeting of October 5, 2016

## ITEM NO. 10

**CONFIRMATION OF APPOINTMENTS**

EQUIPMENT OPERATOR (PROVISIONAL)  
 SEWAGE TREATMENT PLANT  
 \$23.68 PER HOUR  
 EFFECTIVE: SEPTEMBER 26, 2016

LANCE PARKER JR.  
 56 JOHNSON ST.  
 BUFFALO, NY

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JR. SANITARY ENGINEER (PROVISIONAL)  
 SEWAGE TREATMENT PLANT  
 \$46, 568 PER ANNUM  
 EFFECTIVE: SEPTEMBER 19, 2016

ERIKA BARRETT  
 172 W. WOODSIDE AVE.  
 BUFFALO, NY

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

WHEREAS: The General Manager requests confirmation of each appointment.

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

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

Board Meeting of October 5, 2016

## ITEM NO. 11

**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>
Perry L. Pope	Buffalo State College	Workforce Diversity	Fall 2016	\$1,960.25
Perry L. Pope	Buffalo State College	Marketing Management	Fall 2016	\$1,960.25

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 applications for Tuition Assistance.

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

Board Meeting of October 5, 2016

ITEM NO. 12

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

Board Meeting of October 5, 2016