

**MINUTES OF THE REGULAR MEETING
OF THE
BUFFALO SEWER AUTHORITY
May 26, 2010**

53129.....53167

BUFFALO SEWER AUTHORITY

May 26, 2010

REGULAR MEETING

9:00 A.M.

1038 CITY HALL

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ITEM NO. 2

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

May 17, 2010

ISSUE DATE	MATURITY DATE	TOTAL DAYS	AMOUNT	BANK	RATE	INTEREST AMOUNT
CAPITAL IMPROVEMENT FUND						
15-Apr-02	Money Market		\$500,000.00	Chase	0.50%	High Yield
CONSTRUCTION FUND						
08-Apr-02	Money Market		\$34,242,258.55	Chase	0.50%	High Yield
LIABILITY AND CASUALTY RESERVE FUND						
22-Apr-02	Money Market		\$1,008,263.07	Chase	0.50%	High Yield
OPERATING FUND						
08-Apr-02	Money Market		\$5,463,423.93	Chase	0.50%	High Yield
TRUST & AGENCY FUND						
06-May-02	Money Market		\$35,710.80	Chase	0.50%	High Yield
SURPLUS FUND						
			\$749.59	MTB Funds		
30-Apr-10	30-Jun-10	61	\$4,394,435.76	M&T Securities	0.21%	\$1,564.24
			<u>\$4,395,185.35</u>			
NET REVENUE FUND						
			\$158.93	MTB Funds		
25-Feb-10	25-May-10	89	\$6,499,623.86	M&T Securities	0.21%	\$3,376.14
26-Mar-10	30-Jun-10	96	\$6,499,490.56	M&T Securities	0.26%	\$4,509.44
27-Apr-10	30-Jun-10	64	\$3,100,841.92	M&T Securities	0.21%	\$1,158.08
			<u>\$16,100,115.27</u>			

ISSUE DATE	MATURITY DATE	TOTAL DAYS	AMOUNT	BANK	RATE	INTEREST AMOUNT
DEBT RESERVE FUND						
30-Apr-10	03-Jun-11	399	\$1,007,669.72	Series F FHLB	0.42%	
30-Apr-10	10-Jun-11	406	\$333,570.61	Series F FHLB	0.42%	
01-Aug-08	06-Sep-13	1862	\$8,240,877.50	Series I FHLB	4.00%	
13-Mar-03	15-Apr-32		\$2,825,593.00	Series H SLG	4.35%	
04-Mar-04	15-Nov-33		\$774,061.00	Series J SLG	3.82%	
22-Jul-04	15-Feb-33		\$498,654.00	Series K SLG	4.63%	
27-Jul-06	01-Oct-35		\$952,666.00	Series L SLG	4.52%	

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Board Meeting of May 26, 2010

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 Buffalo Sewer Authority's operating budget.

Wastewater Treatment Plant

5/3/2010	00380106 Dryer Services	-\$1,300.00	00380106 Incinerator Services	\$1,300.00
5/5/2010	00290105 Aeration Supplies	-\$1,000.00	00520105 Maintenance Supplies	\$1,000.00
5/5/2010	00210105 RWWP Supplies	-\$3,000.00	00220105 Screen Supplies	\$3,000.00
5/5/2010	00250105 Secondary Supplies	-\$900.00	00220105 Screen Supplies	\$900.00
5/5/2010	00270105 Gas Supplies	-\$1,000.00	00220105 Screen Supplies	\$1,000.00
5/5/2010	00280105 SWWP Supplies	-\$1,000.00	00220105 Screen Supplies	\$1,000.00
5/5/2010	00290105 Aeration Supplies	-\$2,100.00	00220105 Screen Supplies	\$2,100.00
5/5/2010	00290105 Aeration Supplies	-\$200.00	00220105 Screen Supplies	\$200.00
5/11/2010	00520105 Maintenance Supplies	-\$600.00	00200105 Plant Supplies	\$600.00
5/12/2010	00530105 Yard Supplies	-\$405.10	00520105 Maintenance Supplies	\$405.10
5/12/2010	00530105 Yard Supplies	-\$9.00	00520105 Maintenance Supplies	\$9.00
5/13/2010	00430106 Babcock Services	-\$1,000.00	00380106 Incinerator Services	\$1,000.00
5/13/2010	00500106 Walden Services	-\$650.00	00380106 Incinerator Services	\$650.00
5/13/2010	00420106 Amherst Services	-\$4,000.00	00380106 Incinerator Services	\$4,000.00
5/13/2010	00290105 Aeration Supplies	-\$875.00	00200105 Plant Supplies	\$875.00
5/14/2010	00520105 Maintenance Supplies	-\$370.66	00200105 Plant Supplies	\$370.66
5/14/2010	00520105 Maintenance Supplies	-\$459.20	00380105 Incinerator Supplies	\$459.20
5/14/2010	00330107 Final Capital Outlay	-\$698.68	00200107 Plant Capital Outlay	\$698.68
5/17/2010	00200107 Plant Capital Outlay	-\$750.00	00510107 Lab Capital Outlay	\$750.00
5/18/2010	00270105 Gas Supplies	-\$2,345.18	00520105 Maintenance Supplies	\$2,345.18
5/18/2010	00330105 Blower Supplies	-\$4,000.00	00520105 Maintenance Supplies	\$4,000.00
5/18/2010	00320105 Chemical Supplies	-\$14,175.75	00240105 Primary Sedimentation Supplies	\$14,175.75
5/19/2010	00260106 Primary Services	-\$1,000.00	00380106 Incinerator Services	\$1,000.00

5/19/2010	00280106 SWWP Services	-\$2,000.00	00380106 Incinerator Services	\$2,000.00
5/19/2010	00300106 Blower Services	-\$1,200.00	00380106 Incinerator Services	\$1,200.00
5/19/2010	00330106 Final Services	-\$1,000.00	00380106 Incinerator Services	\$1,000.00
5/19/2010	00350106 Filter Services	-\$1,048.75	00380106 Incinerator Services	\$1,048.75
5/19/2010	00500106 Walden Services	-\$850.00	00380106 Incinerator Services	\$850.00

Sewer Maintenance Division

4/30/2010	00670107 Sewer Cleaning Capital Outlay	-\$600.00	00660107 Sewer Repair Capital Outlay	\$600.00
4/30/2010	00690105 Auto Supplies	-\$700.00	00650105 Sewer Maintenance Supplies	\$700.00
5/5/2010	00690106 Auto Services	-\$1,600.00	00670106 Sewer Cleaning Services	\$1,600.00
5/7/2010	00800183 Financial Contingency	-\$58,679.01	00690107 Auto Capital Outlay	\$58,679.01
5/7/2010	00800183 Financial Contingency	-\$5,679.16	00690107 Auto Capital Outlay	\$5,679.16
5/13/2010	00800183 Financial Contingency	-\$1,615.15	00650108 Sewer Maintenance Insurance	\$1,615.15
5/13/2010	00670105 Sewer Cleaning Supplies	-\$1,500.00	00660105 Sewer Repair Supplies	\$1,500.00
5/18/2010	00660106 Sewer Repair Services	-\$9,000.00	00690106 Auto Services	\$9,000.0
5/19/2010	00670107 Sewer Cleaning Capital Outlay	-\$3,000.00	00660107 Sewer Repair Capital Outlay	\$3,000.00

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Board Meeting of May 26, 2010

ITEM NO. 4

ADOPTION OF AMENDED "FINAL SCHEDULE OF SEWER RENTS AND OTHER CHARGES FOR 2010-2011"

WHEREAS: The Buffalo Sewer Authority, in the meeting of April 7, 2010, adopted a proposed "Schedule of Sewer Rents and Other Charges for 2010-2011" and authorized the publication of this notice, commencing April 12, 2010, once a week for three (3) consecutive weeks, in the Buffalo News; and

WHEREAS: The thirty-day period for inspection of the Schedule, and the filing of, has now expired; and

WHEREAS: No protests were filed; and

WHEREAS: It is now in order to adopt the "Final Schedule of Sewer Rents and Other Charges for 2010-2011"; and

WHEREAS: The proposed "Schedule of Sewer Rents and Other Charges for 2010-2011" includes no increases to sewer rents based on the assessed value of property, the levy of sewer rents based on assessed value remains unchanged from the previous year at \$12,050,000; and

WHEREAS: The proposed "Schedule of Sewer Rents and Other Charges for 2010-2011" also includes no increases to sewer rents based on the use of water. Metered accounts will continue to be charged \$11.09 per thousand cubic feet of water used, and there will be no increases to the charges on flat rate accounts.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby adopts the "Final Schedule of Sewer Rents and Other Charges for 2010-2011".

MOTION TO APPROVE

MADE BY MS. WILSON-DIVINCENZO

2ND BY MR. KENNEDY, JR.

AYES 5 NOES 0

Board Meeting of May 26, 2010

FINAL SCHEDULE OF SEWER RENTS
AND OTHER CHARGES
FOR 2010-2011

TO PROVIDE FUNDS FOR THE FIXED CHARGES AND FOR THE OPERATION AND MAINTENANCE OF THE ENTIRE SEWER SYSTEM IN THE CITY OF BUFFALO AND ALL OF THE BUFFALO SEWER AUTHORITY FACILITIES FOR THE CONVEYANCE, TREATMENT AND DISPOSAL OF SEWAGE AND STORM WATER OPERATED BY THE BUFFALO SEWER AUTHORITY.

I. **SEWER RENTS FOR PREMISES SITUATED WITHIN THE LIMITS OF THE CITY OF BUFFALO**

(a) \$12,050,000 shall be collected from all real property in the City of Buffalo (the "City") by apportioning the said amount upon such property within the City as the same is set down on the last completed annual assessment roll of the City, except that no *ad valorem* sewer rent shall be assessed against real property exempt from real property taxes pursuant to subdivision one of section four hundred, sections four hundred four, four hundred six, four hundred twelve, four hundred eighteen, subdivision one section four hundred twenty, section four hundred forty-six, four hundred fifty-two, four hundred sixty-two and four hundred seventy-seven of the New York Real Property Tax Law.

(b) In the event a person, lot, parcel of land, building or premises, other than a City department, situated within the limits of the City, discharging sewage, water or other liquids into the Buffalo Sewer Authority (the "Authority") sewer system, either directly or indirectly, is a user of water supplied by the Buffalo Water Board or from any other source, and the quantity of water used is measured by a water meter acceptable to the Authority, then in each such case, the quantity of water used, as measured by said meter, shall be used to determine the sewer charge or rental, and the charge for such use shall be as follows: the first four thousand (4,000) cubic feet of water used per quarter year shall bear a sewer charge or rental of \$48.30, and any water used in excess thereof shall bear a sewer charge or rental of \$11.09 per thousand cubic feet (\$.0111 per cubic foot);

Provided that the minimum charge shall be \$16.10 per month if the meter is read monthly and \$48.30 per quarter year if the meter is read quarterly.

II. SEWER RENTS FOR PREMISES SITUATED OUTSIDE THE LIMITS OF THE CITY OF BUFFALO

(a) An annual service charge for the privilege of connecting with the facilities of the Authority shall be due for any premises situated outside the limits of the City for each \$1,000 of assessed valuation as determined on the last completed annual assessment, the same rate of \$2.71239 per \$1,000 of assessed valuation for 2010-2011.

(b) In the event a person, lot, parcel of land, building or premises, other than a City department, situated outside the limits of the City, discharging sewage, water or other liquids into the Authority sewer system, either directly or indirectly, is a user of water supplied by the Buffalo Water Board or from any other source, and the quantity of water used is measured by a water meter acceptable to the Authority, then in each such case, the quantity of water used, as measured by said meter, shall be used to determine the sewer charge or rental, and the charge for such use shall be as follows: the first four thousand (4,000) cubic feet of water used per quarter year shall bear a sewer charge or rental of \$48.30, and any water used in excess thereof shall bear a sewer charge or rental of \$11.09 per thousand cubic feet (\$.0111 per cubic foot);

Provided that the minimum charge shall be \$16.10 per month if the meter is read monthly and \$48.30 per quarter year if the meter is read quarterly.

III. GENERAL PROVISIONS

(a) In the event a person, lot, parcel of land, building or premises discharging sewage, water or other liquids into the Authority sewer system, either directly or indirectly, is a user of water supplied by the Buffalo Water Board, and the quantity of water used is not measured by a water meter acceptable to the Authority, then the sewer charge or rental for all such accounts shall be in the respective amounts (expressed in dollars) set forth in Exhibit A, attached hereto and made a part hereof, as the Authority determines applicable to such person, lot, parcel of land, building or premises.

(b) In addition to all other rentals and charges provided herein, a monthly drainage connection service charge shall be due for any and all persons, lots, parcels of land, building or premises, other than a City department, that discharge sewage, water or other liquids into the Authority sewer system, either directly or indirectly, as follows:

1. A monthly charge of \$6.00 shall be due for all lots, parcels, land, buildings or premises where the quantity of water used is not measured by a meter acceptable to the Authority.
2. A monthly charge in the amounts set forth below shall be due for all lots, parcels, land, building or premises where the quantity of water used is measured by a meter acceptable to the Authority in accordance with the following meter size:

Residential Users		Non-Residential Users	
<u>Meter Size</u>	<u>Charge (\$)</u>	<u>Meter Size</u>	<u>Charge (\$)</u>
5/8 inch	6.00	5/8 inch	6.00
3/4 inch	6.00	3/4 inch	6.00
1 inch	6.00	1 inch	6.00
1 1/2 inch	6.00	1 1/2 inch	55.00
2 inch	6.00	2 inch	55.00
3 inch	55.00	3 inch	55.00
4 inch or larger	55.00	4 inch or larger	55.00

(c) In the event a person, lot, parcel of land, building or premises discharging sewage, water or other liquids into the Authority sewer system, which directly or indirectly, uses water obtained from a source other than the Buffalo Water Board, and the water so obtained is not measured by a water meter acceptable to the Authority, then, in each such case, the owner, user or other interested party shall, at his own expense, furnish, install, and maintain a water meter or other water or sewage measuring device acceptable to the Authority and the quantity of water used, as measured by said meter, or as otherwise determined, shall be used to determine the sewer charge or rental and there shall be charged an amount determined as set forth in paragraphs II(a), III(a) and III(b) as the case may be.

(d) In the event a person, lot, parcel of land, building or premises discharging sewage, water or other liquids into the Authority sewer system, either directly or indirectly, uses water in excess of 4,000 cubic feet per quarter year and it can be shown to the satisfaction of the Authority, that a portion of the water as measured by the water meter does not and cannot enter the Authority sewer system, then the Authority may determine in such manner as may be found practicable the percentage of metered water entering the Authority sewer system and the quantity of water used to determine the sewer charge or rental shall be that percentage, so determined, of the quantity of water measured by the water meter, or the Authority may require or permit the installation of additional meters or measuring devices in such a manner as to determine the quantity of water or sewage actually entering the Authority sewer system, in which case the quantity of water used to determine the sewer charge or rental shall be the quantity of water actually entering the Authority sewer system and so determined.

(e) In the event a person, lot, parcel of land, building or premises discharges sewage or other wastes into the Authority sewer system which, in the opinion of the Authority, contain unduly high concentrations or any substances which add to the operating costs of the Authority facilities, then the Authority may elect to establish and collect special rates of charge, based on the quantity of these substances, which rate of charge may be established and collected in such manner as the Authority may elect and such charge shall be paid to the Authority, or it may elect to exclude such sewage or other wastes from its facilities.

(f) As a condition of a Buffalo Discharge Elimination System Permit (BPDES), a user may be required to pay an industrial waste surcharge for discharging sewage or waste exhibiting a strength of sewage or waste greater than normal domestic sewage. The Industrial Waste Surcharge Formula reflecting the Treatment Plant unit costs for treatment of Biochemical Oxygen Demand (BOD₅) Total Suspended Solids (TSS) and Total Phosphate (TPO₄) is as follows:

$$\text{Surcharge} = 8.34 \text{ QMGY} (0.1370 (\text{BOD}_5\text{-250}) + 0.1582 (\text{TSS-250}) + 0.0257 (\text{TPO}_4\text{-15.35}))$$

\$0.1370 Cost/lb. for treatment of BOD₅

\$0.1582 Cost/lb. for treatment of TSS

\$0.0257 Cost/lb. for treatment of TPO₄

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

BOD₅ shall mean the average concentration of BOD₅ in sewage or waste discharged to the Authority facilities.

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

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

Surchargeable concentrations are as follows:

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

This formula shall be applied in computing the Buffalo Industrial Waste Surcharge subsequent to July 1, 2009 and ending June 30, 2010 for all users that discharge sewage or waste exhibiting a strength of sewage or waste greater than normal domestic sewage. In addition, this formula with the above rates will be used to calculate all monthly, quarterly, semiannual, and annual accounts subsequent to July 1, 2010.

(g) Any person who violates the Sewer Regulations of the Authority or the conditions of the permits issued thereunder shall be subject to fines as specified in said regulations.

(h) Whenever sewage or other wastes result in conditions in the Authority sewer system as to cause blockage or a substantial reduction in the flow, charges for the work necessary to eliminate such blockage or reduction in flow may be made, based upon costs incurred by the Authority for labor, materials, equipment hire, insurances, and other overhead, against the owner of the property or premises that caused the discharge of such sewage or other wastes into the Authority sewer system.

(i) Where sewer facilities have been installed to serve improved and unimproved property and have been paid for in whole or in part by the Authority, a charge shall be made based on a proportionate share of the original cost, determined by the foot frontage of the parcel served, or by the area of such parcels, or by such other method the Authority determines to be equitable, as a condition to a permit for a connection to the Authority's facilities.

(j) An application and inspection fee of \$100.00 for a residential sewer permit, a \$200.00 fee for a commercial sewer permit, and a \$500.00 fee for an industrial sewer permit shall be paid at the time said application is filed with the Authority.

(k) An application fee of \$200.00 for review of stormwater pollution prevention plan and erosion and sediment control plans shall be paid at the time said application is filed with the Authority.

(l) All persons owning or operating a pump truck or other transport vehicle and desiring to discharge wastes, directly or indirectly, into the Authority's facilities shall first secure a valid Truckers Discharge Permit after paying an annual permit fee of \$100.00. In addition to said permit fee, a separate charge shall be billed based upon the quantity and character of the waste discharged and, if applicable, the point of discharge.

The following surcharge rates are hereby charged for such wastehaulers who are located outside the City:

DISCHARGE LOCATION	TOTAL SUSPENDED SOLIDS	BOD ₅	TOTAL PHOSPHATE
Inlet/South Buffalo Pump	\$0.1636/lb	\$0.1327/lb.	\$0.0266/lb.
Mixing Tank	\$0.1496/lb	\$0.0743/lb.	\$0.0266/lb.
Thickener/Digester	\$0.1689/lb	\$0.0810/lb.	\$0.0266/lb.

The above surcharge rates, along with costs incurred by the Authority when handling, testing, conveying, and administering each wastehauler, will be used to determine the cost per gallon of each wastestream. The wastehauler user charges for various wastestreams are as follows:

1. Septage and portable toilet wastes - The rate of \$0.045 per gallon discharged will be assigned to all permitted septage and portable toilet wastehaulers.
2. Grease trap wastes - The rate of \$0.10 per gallon discharged will be assigned to all permitted grease trap wastehaulers.
3. Sludge wastes - This rate will vary dependent on strength and volume. Sludge rates will be calculated using the parameter costs for the mixing tank location.
4. Miscellaneous Wastes - This rate will vary dependent on strength of waste, volume and discharge location.

These rates will be used for all permits effective July 1, 2010.

(m) In the event a person, lot, parcel of land, building or premises threatens to discharge or discharges sewage or waste into or near the Authority's publicly owned treatment works, either directly or indirectly, which in the opinion of the Authority will or is likely to bypass, upset, harm or endanger the facilities of the Authority, then such person or the owner or operator of such lot, parcel of land, building or premises shall pay to the Authority charges for any and all clean up, removal and remediation costs actually incurred by the Authority, including but not limited to labor, materials, equipment, insurances or laboratory services for the (i) containment or attempted containment of such discharge or threatened discharge, (ii) sampling and analysis of such discharge or threatened discharge, (iii) removal or attempted removal of such discharge or threatened discharge, (iv) taking of reasonable measures to prevent or mitigate damage to property, public health, safety or welfare, or (v) remediation, treatment, storage or disposal of such discharge or threatened discharge and all soils, water or structures affected by such discharge.

(n) All industrial users shall pay to the Authority a charge for the actual costs of analysis incurred by the Authority for the annual or other monitoring of any and all discharges of such industrial users.

(o) Any person who is granted a temporary permit to discharge into the facilities of the Authority shall pay a permit fee of \$500.00 to the Authority as a condition of the issuance of such permit.

(p) Except as otherwise defined herein, all terms and phrases used or contained in this schedule of sewer rents shall bear the same meaning and definition as set forth in the Authority's Sewer Use Regulations 21 N.Y.C.R.R. Part 10075 and New York Public Authorities Law Section 1175 *et seq.*

(q) Sewer rents and charges as herein provided shall be payable at the office of the Director of the Treasury for the City at Room 117, City Hall, Buffalo, New York 14202, or at such other location or address as may be set forth on the Authority's invoice, and shall become due and payable as follows:

1. So much of the sewer rents and charges as are based upon water use and the drainage connection service charge covering the respective premises, or such other charges as provided herein shall be due and payable, except as otherwise stated in this schedule or in such invoice, on the same day, one month following the month of the invoice billing date, and such invoice may be billed monthly, quarterly or as otherwise determined by the Authority; and
2. So much of the sewer rents and charges as are based upon the assessed valuation of chargeable real estate shall become due and payable from the first day of July 1938, and each year thereafter, and may be paid without interest on or before September 30th next succeeding.

(r) Such sewer rents and charges that remain unpaid after their respective due dates shall be charged interest, and such interest shall continue to be charged until such sewer rents and charges are paid in full, as follows: (i) sewer rents based upon assessed valuation of chargeable real estate that remain unpaid on October 1 of each year shall be charged interest at the rate of one and one-half percent (1.5%), and such sewer rents that remain unpaid shall be charged one and one-half percent (1.5%) for each month thereafter until paid; (ii) sewer rents based upon water use and drainage connection service charges shall be charged interest at the same rate as unpaid City taxes, to wit: four and one-half percent (4.5%) interest shall be added to amounts unpaid from the first through the thirtieth day after the due date, and thereafter one and one-half percent (1.5%) shall be added to all amounts that remain unpaid for each succeeding month; and (iii) all other sewer rents and charges of the Authority shall be charged interest at the rate of one and one-half percent (1.5%) per month if not paid by the due date stated on the invoice issued by the Authority.

(s) All persons and property served by the Authority shall be subject to paying reasonable costs and expenses, including attorney fees incurred in the collection of sewer rents and charges that remain unpaid, as may be determined by the Board of the Authority. In addition to any other remedy or provision hereof, the Authority reserves the right to engage in such collection activities, as it deems appropriate, for all accounts that remain unpaid after the due date. In consideration of such collection activities and to defray the cost thereof with respect to accounts based on water use and drainage connection service, the person or property served by the Authority may pay an additional charge of twenty-one percent (21%) of the amount of each such delinquent account, together with interest as provided herein, that remains unpaid for more than (i) one hundred twenty (120) days from the due date for metered accounts, and (ii) two hundred ten (210) days from the due date for non-metered flat rate accounts. Due date, as used herein, means the date that the Authority's sewer rent and other charges are due and payable pursuant to III (q) (1) and III (q) (2), herein, respectively.

(t) Invoice statements shall be mailed or delivered to the address of the owner or user, as the case may be, as such address appears on the Authority's records. Such mailing or delivery is a matter of convenience. Failure of an owner or user to receive an invoice statement shall not release such owner or user from the obligation to pay such invoice statement, together with any other charges and interest which may accrue on unpaid amounts.

(u) All invoices shall be paid in United States dollars and may be paid by cash, check or MasterCard and Visa at Room 117, City Hall, Buffalo, New York or such other location or address as may be provided on such invoice, by internet, or by telephone as set forth on the invoice. All persons who pay by credit or debit card made through the City of Buffalo Website shall pay the Authority a charge of the greater of two percent (2%) of the amount paid, or two dollars (\$2.00) for each credit card payment transaction as a handling charge. Also, all persons who pay by debit or check cards shall pay the Authority a two dollar (\$2.00) charge for each such transaction as a convenience fee. Multiple payments in the same transaction will be charged the convenience fee only once. The convenience fee will be added automatically to each transaction.

IV. LIEN OF SEWER RENT

From and after the due date thereof, such sewer rents and charges, together with any interest and collection costs shall constitute a lien upon the real property served by the facilities. Such lien shall have the same priority and superiority as the lien of the general tax of the City.

V. EFFECTIVE DATE OF THIS SCHEDULE

This schedule of sewer rents and other charges shall become effective July 1, 2010; provided, however, that the sewer rents and other charges herein set forth, applicable to water use, shall become effective on all billings on and after August 1, 2010, excepting only monthly metered accounts for July 2010, and Section "W" of the quarterly metered accounts for the period May, June, and July 2010, which shall be billed according to the schedule of rents in effect prior to July 1, 2010.

Exhibit A

Stories High:	1	1 ½	2	2 ½	3	4	5
Under 25 ft	21.65	24.38	29.76	35.17	37.84	40.57	45.97
From 25 ft to 30 ft	24.38	29.76	35.17	37.84	40.57	45.97	51.35
From 31 ft to 35 ft	29.76	35.17	37.84	40.57	45.97	51.35	56.74
From 36 ft to 40 ft	35.17	37.84	40.57	45.97	51.35	56.74	59.44
From 41 ft to 45 ft	37.84	40.57	45.97	51.35	56.74	59.44	62.12
From 46 ft to 50 ft	40.57	45.97	51.35	56.74	59.44	62.12	67.56

The Following Rates Apply To More Than One Family Homes or Housekeeping:

1 Family	21.65
2 Families	43.29
3 Families	64.94
4 Families	86.58
5 Families	108.03
6 Families	129.87

Bathtubs & Showers *Bathtubs with attached showers are charged for only bathtubs

1 Bathtub	5.45
2 Bathtubs	10.91
3 Bathtubs	16.36
4 Bathtubs	21.81
5 Bathtubs	27.27
6 Bathtubs	32.72
7 Bathtubs	38.17
8 Bathtubs	43.63
9 Bathtubs	49.08

Toilets:	1 Family	2 Family	3 Family	4 Family	5 Family	6 Family
1 Toilet	10.86					
2 Toilets	19.15	21.73				
3 Toilets	27.43	30.01	32.59			
4 Toilets	35.72	38.30	40.88	43.46		
5 Toilets	44.00	46.58	49.16	51.74	54.32	
6 Toilets	52.29	54.87	57.45	60.03	62.61	65.19
7 Toilets	60.57	63.15	65.73	68.31	70.89	73.47
8 Toilets	68.86	71.44	74.02	76.60	79.18	81.76
9 Toilets	77.14	79.72	82.30	84.88	87.46	90.04
Each Additional Toilet	8.28					

Border or Roomer

1	4.13
2	8.26
3	12.38
4	16.51

Office with Water: 21.65

Office without Water: 10.86

Hot Water Heating Billed in November & February:

1	10.84
2	21.67
3	32.51
4	43.35
5	54.18
6	65.02
7	75.86
8	86.69

Car in Garage:

	Garage w/out Water	Garage w/Water
1 Car	10.84	21.66
2 Cars	21.67	43.32
3 Cars	32.51	64.98
4 Cars	43.35	86.69
5 Cars	54.18	108.30
6 Cars	65.02	129.96
7 Cars	75.86	151.62
8 Cars	86.69	173.28

ITEM NO. 5

TRAVEL AUTHORIZATION - ROCHESTER, NEW YORK

WHEREAS: The New York Water Environmental Association is holding the 2010 Spring Technical Conference and Exhibition in Rochester, New York, on June 7-9, 2010; and

WHEREAS: Environmental topics being covered on June 8th and June 9th are of special interest to the Buffalo Sewer Authority; and

WHEREAS: The General Manager requests attendance at this conference on June 8 for himself, the Secretary to the General Manager, the Treatment Plant Superintendent, Treatment Plant Administrator, and one Shift Superintendent. The General Manager further recommends that the Treatment Plant Administrator also attend on June 9th; and

WHEREAS: Due to early registration deadlines, the Board was polled and verbally authorized this travel on May 18, 2010; and

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

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority formally authorizes the General Manager, Secretary to the General Manager, Treatment Plant Superintendent, and one Shift Superintendent to travel to Rochester, New York, to attend the 2010 Spring Technical Conference and Exhibition on June 8th and the and Treatment Plant Administrator to attend on June 8th and 9th at a total cost not to exceed \$1,200.00. Account nos. 00110104-458012, 00200104-458012 and 00200104-458010 will be charged for this travel.

MOTION TO	<u>APPROVE</u>
MADE BY	<u>MR. KENNEDY, SR.</u>
2 ND BY	<u>MS. WILSON-DIVINCENZO</u>
AYES	<u>5</u> NOES <u>0</u>

Board Meeting of May 26, 2010

ITEM NO. 7

AUTHORIZATION TO PURCHASE VARIOUS LABORATORY SUPPLIES AND EQUIPMENT UNDER STATE CONTRACT FOR FISCAL YEAR 2010-2011

- WHEREAS: Board approval is required on purchases over \$10,000.00; and
- WHEREAS: The Buffalo Sewer Authority utilizes the New York State Contract for Laboratory Supplies and Equipment, Group 12000, Award 21132 pricing to purchase various laboratory supplies and equipment for various departments at the Treatment Plant; and
- WHEREAS: Based upon historical purchases for these commodities the Treatment Plant Superintendent and staff recommend the utilization of the New York State Contract for Laboratory Supplies and Equipment in an amount not to exceed \$35,000.00 for the fiscal year July 1, 2010 through June 30, 2011; and
- NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to utilize the New York State Contract to purchase Laboratory Supplies and Equipment, when applicable, for the fiscal year July 1, 2010 to June 30, 2011, at a total cost not to exceed \$35,000.00. Expenses for these purchases will be charged to the appropriate accounts.

MOTION TO APPROVE

MADE BY MS. WILSON-DIVINCENZO

2ND BY MR. KENNEDY, JR.

AYES 5 NOES 0

Board Meeting of May 26, 2010

ITEM NO. 8

AUTHORIZATION FOR CHANGE ORDER TO BLANKET ORDER NO. 21000144 – ALLIED WASTE SERVICES OF NORTH AMERICA, LLC

WHEREAS: On April 15, 2009, the Board of the Buffalo Sewer Authority authorized the General Manager to renew the contract with Allied Waste Services of North America, LLC, for the removal and disposal of grit and screenings at the Treatment Plant, up to a maximum amount of \$54,885.00, for fiscal year 2009-2010; and

WHEREAS: Blanket Order No. 21000144 was established for this service in the amount of \$54,885.00; and

WHEREAS: Due to additional disposal services needed at the Treatment Plant through the end of this fiscal year the Treatment Plant Superintendent, Treatment Plant Administrator, and staff request approval to increase Blanket Order No. 21000144 in the amount of \$15,000.000, from \$54,885.00 to \$69,885.00.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to approve a change order to Blanket Order No. 21000144 in the amount of \$15,000.000, from \$54,885.00 to \$69,885.00 for removal and disposal of grit and screenings at the Treatment Plant with Allied Waste Services of North America, LLC, for fiscal year 2009-2010. Funds for this change order will be charged to account nos. 00230106-442100 and 00690106-442100.

MOTION TO APPROVE

MADE BY MR. KENNEDY, JR.

2ND BY MR. ROOSEVELT

AYES 5 NOES 0

Board Meeting of May 26, 2010

ITEM NO. 9

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 Treatment Plant and outlying stations for various terms beginning October 1, 2010. The following bids were received and opened at the Treatment Plant facility on May 12, 2010:

Bidder	Location	One-Year Basis Contract Cost	Two-Year Basis Contract Cost
Energy Mark, LLC	Treatment Plant	\$0.335/Dth + NYMEX	\$0.365/Dth + NYMEX
	Outlying Stations	\$1.50/Dth + NYMEX	\$1.50/Dth + NYMEX
Mid American Natural Resources, LLC	Treatment Plant	\$0.447/Dth + NYMEX	\$0.471/Dth + NYMEX
	Outlying Stations	\$1.00/Dth + NYMEX	\$1.08/Dth + NYMEX
Crown Energy, LLC	Treatment Plant	\$0.487/Dth + NYMEX	\$0.513/Dth + NYMEX
	Outlying Stations	\$0.89/Dth + NYMEX	\$0.89/Dth + NYMEX
National Fuel Resources	Treatment Plant	\$0.500/Dth + NYMEX	\$0.488/Dth + NYMEX
	Outlying Stations	\$1.61/Dth + NYMEX	\$1.61/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, 2010 through September 30, 2012; 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 Treatment Plant and outlying stations for a two-year period, October 1, 2010 through September 30, 2012, at a cost of \$0.365/Dth for the Treatment Plant and a cost of \$1.50/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 APPROVE
MADE BY MR. KENNEDY, SR.
2ND BY MR. KENNEDY, JR.
AYES 5 NOES 0

Board Meeting of May 26, 2010

ITEM NO. 10

REPORT ON BIDS RECEIVED - ROOF REPLACEMENT PHASE IV

WHEREAS: Formal bids were advertised and solicited for roof replacement Phase IV. The following bids were received and opened by the Buffalo Sewer Authority on May 17, 2010:

Progressive Roofing, Inc.	\$681,300.00
Weaver Metal & Roofing, Inc.	\$782,400.00
Jameson Roofing Co., Inc.	\$787,300.00
Grove Roofing Services, Inc.	\$825,400.00
; and	

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

WHEREAS: The Administrator of Capital Improvements & Development and staff reviewed the bids and recommend awarding the contract to the lowest bidder, Progressive Roofing, Inc., at a cost not to exceed \$681,300.00.

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 Progressive Roofing, Inc., at a cost not to exceed \$681,300.00. Expenses for this contract will be charged to account no. 02000274-490740.

MOTION TO APPROVE

MADE BY MR. KENNEDY, JR.

2ND BY MS. WILSON-DIVINCENZO

AYES 5 NOES 0

Board Meeting of May 26, 2010

ITEM NO. 11

**AUTHORIZATION FOR THE STANDARDIZATION OF BLACKMER SYSTEM ONE
VORTEX CENTRIFUGAL PUMP FOR DEWATERING**

- WHEREAS: On February 18, 2009, the Board of the Buffalo Sewer Authority was presented an informational item for a trial use agreement for a Blackmer System One Vortex Centrifugal Pump for dewatering under the centrifuge project. The performance during the pump trial period proved to be efficient and economical. On April 7, 2010, the Board authorized the purchase of this Blackmer System One Vortex Centrifugal Pump; and
- WHEREAS: Prior to the purchase of the Blackmer System One Vortex Centrifugal Pump the Authority worked for three years to identify a reliable centrifuge feed pump. Three manufacturer's pumps were evaluated; Vogelsang, Boerger and Blackmer. Two of the pumps annual maintenance costs exceeded the capital cost of the equipment. One pump, manufactured by Blackmer, showed only incidental annual costs; and
- WHEREAS: Blackmer Pump Company is the original equipment manufacturer for this Blackmer System One Vortex Centrifugal Pump; and
- WHEREAS: General Municipal Law §103, permits standardization for a particular type or kind of equipment, material, or supply for reasons of efficiency or economy upon the adoption of a resolution by a vote of at least three-fifths of all the members of the governing body of a political subdivision; and
- WHEREAS: In addition, the Buffalo Sewer Authority's Purchasing Guidelines allow for standardization of materials under various circumstances; such as incurring additional expenses due to incompatibility with present equipment. The purchased Blackmer System One Vortex Centrifugal Pump is being utilized in the dewatering process at the Treatment Plant; and
- WHEREAS: The Treatment Plant Superintendent, Principal Chief Stationary Engineer, and staff recommend approval for this standardization.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby declares and approves the standardization of the Blackmer System One Vortex Centrifugal Pump available from Blackmer Pump Company and/or their authorized local representatives.

MOTION TO APPROVE

MADE BY MS. WILSON-DIVINCENZO

2ND BY MR. KENNEDY, JR.

AYES 5 NOES 0

Board Meeting of May 26, 2010

ITEM NO. 12

AMENDMENT TO SOLE SOURCE LISTING FOR SELECTED INSTRUMENTATION, MAINTENANCE, LABORATORY, AND OFFICE EQUIPMENT FOR FISCAL YEAR 2009-2010

WHEREAS: 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: On July 22, 2009, the Board of the Buffalo Sewer Authority approved and designated a list of original equipment manufacturers as sole sources for fiscal year 2009-2010; and

WHEREAS: An amendment is requested to the sole source listing to add Blackmer Pump Company as indicated:

Blackmer Pump Company	Blackmer System One Vortex Centrifugal Pump (standardized equipment)
-----------------------	--

; and

WHEREAS: The Treatment Plant Superintendent, Principal Chief Stationary Engineer, and staff have reviewed all supporting documentation and recommend this amendment to the sole source listing for 2009-2010.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby approves the addition of Blackmer Pump Company to the sole source listing for the equipment indicated for fiscal year 2009-2010.

MOTION TO APPROVE

MADE BY MR. KENNEDY, JR.

2ND BY MS. WILSON-DIVINCENZO

AYES 5 NOES 0

Board Meeting of May 26, 2010

ITEM NO. 13

AUTHORIZATION FOR PURCHASE - BLACKMER SYSTEM ONE VORTEX CENTRIFUGAL PUMP

WHEREAS: On April 7, 2010, the Board of the Buffalo Sewer Authority authorized the purchase of a Blackmer pump which had previously been on trial and was determined to best meet the needs of the Authority; and

WHEREAS: The Board of the Buffalo Sewer Authority approved the addition of Blackmer Pump Company, the original equipment manufacturer of the Blackmer System One Vortex Centrifugal Pump, to the sole source listing. The Board also declared and approved the standardization of the this pump based upon trial evaluations for use at the Treatment Plant; and

WHEREAS: Upon request, Corrosion Products and Equipment, Inc., the authorized local representative, submitted a quote in the amount of \$26,510.00 for the purchase of an additional Blackmer System One Vortex Centrifugal Pump; and

WHEREAS: The Treatment Plant Superintendent, Principal Chief Stationary Engineer, and staff recommend this purchase.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority authorizes the General Manager to purchase one Blackmer System One Vortex Centrifugal Pump from Corrosion Products and Equipment, Inc., at a cost not to exceed \$26,510.000. This purchase will be charged to account no. 00360107-474080.

MOTION TO	<u>APPROVE</u>		
MADE BY	<u>MR. ROOSEVELT</u>		
2 ND BY	<u>MR. KENNEDY, SR.</u>		
AYES	<u>5</u>	NOES	<u>0</u>

Board Meeting of May 26, 2010

ITEM NO. 14

**EXTENSION OF THE CONTRACT FOR THE PURCHASE OF BOILER FEEDWATER
CHEMICALS AND SERVICE**

WHEREAS: On June 18, 2008, the Board of the Buffalo Sewer Authority awarded a contract to Buffalo Industrial Chemicals for the purchase of boiler feedwater chemicals and service at the Treatment Plant for fiscal year 2008-2009 at a total cost not to exceed \$18,364.10, with an option to renew for three (3) one-year periods; and

WHEREAS: On June 17, 2009, the Board authorized the extension of this contract for the period of July 1, 2009 to June 30, 2010; and

WHEREAS: Buffalo Industrial Chemicals has agreed to extend this contract for one (1) additional year under the same terms and conditions for fiscal year 2010-2011; and

WHEREAS: The Treatment Plant Superintendent, Principal Chief Stationary Engineer, and staff recommend this extension.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to renew the contract with Buffalo Industrial Chemicals for the purchase of boiler feedwater chemicals and service at the Treatment Plant, up to a maximum amount of \$18,364.10, for a one-year period, July 1, 2009 to June 30, 2010. Expenses for this contract will be charged to account no. 00380105-467044.

MOTION TO APPROVE

MADE BY MR. KENNEDY, SR.

2ND BY MS. WILSON-DIVINCENZO

AYES 5 NOES 0

Board Meeting of May 26, 2010

ITEM NO. 15

AUTHORIZATION TO PURCHASE ITT WATER AND WASTEWATER USA RESTOCK PARTS FOR ITT PUMPS FOR FISCAL YEAR 2009-2010

WHEREAS: On July 22, 2009, the Board of the Buffalo Sewer Authority designated ITT Water and Wastewater USA, the original equipment manufacturer, and/or their authorized local representative, as a sole source for ITT Flygt brand pumps located at the Treatment Plant; and

WHEREAS: The Principal Chief Stationary Engineer has determined a need for a replacement chopper pump for the ITT Flygt brand pumps. Upon request ITT Water and Wastewater USA, submitted a quote in the amount of \$14,399.00 for the needed part; and

WHEREAS: Based on historical expenditures, the Board authorized on July 22, 2009, a total cost not to exceed \$30,000.00 for ITT Flygt brand parts for fiscal year 2009-2010 of which \$19,018.40 has been expended to date. This purchase of the replacement chopper pump will bring the total for fiscal year 2009-2010 to \$33,417.40; and

WHEREAS: The Treatment Plant Superintendent, Principal Chief Stationary Engineer, and staff reviewed the quote received and recommend this purchase and approval to amend the total not to exceed cost from \$30,000.00 to \$35,000.00 for ITT Flygt brand parts for fiscal year 2009-2010.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to purchase the needed replacement chopper pump for the ITT Flygt brand pumps from ITT Water and Wastewater USA in the amount of \$14,399.00. This purchase will be charged to account no. 00260105-466107. The Board further approves a total not to exceed cost of \$35,000.00 for ITT Flygt brand parts for fiscal year 2009-2010.

MOTION TO	<u>APPROVE</u>	
MADE BY	<u>MR. KENNEDY, JR.</u>	
2 ND BY	<u>MR. ROOSEVELT</u>	
AYES	<u>5</u>	NOES <u>0</u>

Board Meeting of May 26, 2010

ITEM NO. 16

AUTHORIZATION TO PURCHASE ALLIS CHALMERS BRAND REPLACEMENT PARTS FOR PUMPS

WHEREAS: On July 22, 2009, the Board of the Buffalo Sewer Authority designated Allis Chalmers/ITT, the original equipment manufacturer, and/or their authorized local representative, as a sole source for Allis Chalmers brand wastewater, process water, and sump pumps located at the Treatment Plant; and

WHEREAS: The Principal Chief Stationary Engineer has determined a need for replacement parts for the Allis Chalmers brand pumps. Upon request, Fluid Kinetics, Inc., the authorized local representative, submitted a quote in the amount of \$11,841.50 for the needed replacement parts; and

WHEREAS: The Treatment Plant Superintendent, Principal Chief Stationary Engineer, and staff reviewed the quote received and recommend this purchase; and

WHEREAS: Board approval is required on purchases over \$10,000.00.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to purchase the needed replacement parts for the Allis Chalmers brand pumps from Fluid Kinetics at a cost of \$11,841.50. Expenses for this purchase will be charged to account no. 00380105-466107.

MOTION TO APPROVE

MADE BY MS. WILSON-DIVINCENZO

2ND BY MR. KENNEDY, JR.

AYES 5 NOES 0

Board Meeting of May 26, 2010

ITEM NO. 17

AUTHORIZATION TO PURCHASE VARIOUS COMMODITIES UTILIZING NEW YORK STATE CONTRACT PRICING FOR FISCAL YEAR 2010-2011

WHEREAS: Board approval is required on purchases made over \$10,000.00; 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.
Automotive Replacement Parts	PC64001 Group: 30306	Uni-Select c/o: Capriotto Award: 21306-RM (through 7/31/13)	\$14,000.00	00690105-465001
Tires and Related Services	PC64867 Group: 30600	Goodyear Award: 21716-PF (through 10/31/14)	\$12,000.00	00690105-465001
Gasoline	PC64755 Group: 05600	Goetz Energy Corp. Award: 21712-PF (through 9/22/11)	\$89,000.00	00520105-462600 (\$34,000.00) 00690105-462600 (\$55,000.00)
Diesel Fuel	PC64666 Group: 05602	NOCO Energy Corp. Award: 21714-PF (through 8/11/11)	\$56,500.00	00520105-462600 (\$14,500.00) 00690105-462600 (\$42,000.00)

; 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 fiscal year 2010-2011 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, 2011.

MOTION TO _____ APPROVE _____

MADE BY _____ MR. KENNEDY, SR. _____

2ND BY _____ MS. WILSON-DIVINCENZO _____

AYES _____ 5 _____ NOES _____ 0 _____

Board Meeting of May 26, 2010

ITEM NO. 18

AUTHORIZATION TO PURCHASE COMMODITIES UTILIZING CITY OF BUFFALO CONTRACT PRICING FOR FISCAL YEAR 2010-2011

WHEREAS: Board approval is required on purchases made over \$10,000.00; 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	Buffalo Crushed Stone	Formal#7367 (through 6/30/11)	\$50,000.00	00660105-466269
Ready Mix Concrete	LaFarge North America, Inc.	Formal #7437 (through 6/30/11)	\$50,000.00	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 2010-2011 at a cost not to exceed the account listed and further authorizes any subsequent extension or changes to City of Buffalo contracts for the fiscal year through June 30, 2011.

MOTION TO APPROVE

MADE BY MR. KENNEDY, JR.

2ND BY MR. ROOSEVELT

AYES 5 NOES 0

Board Meeting of May 26, 2010

ITEM NO. 19

AUTHORIZATION TO PURCHASE A VEHICLE UNDER STATE CONTRACT

WHEREAS: In 2006-2007 the Buffalo Sewer Authority implemented a vehicle replacement plan in order to update its current fleet and budget responsibly; and

WHEREAS: As part of this plan, the Director of Sewer Maintenance and Head Motor Equipment Mechanic request approval to purchase the following replacement vehicle, with additional options, available under State Contract to add to the existing fleet:

State Contract	Vendor	Vehicle	Cost
PC63652 Group No. 40570 Award No. 20774	Van Bortel Ford	One (1) 2011 F450 176" WB 60" CA XL-DRW (4 x4) Crew Cab (replacement for 234-D)	\$26,234.99
		Additional options:	
		6.7L OHV Powerstroke Diesel V-8 (B20)	\$ 7,035.90
		9' Dump w/17" Sides	\$ 9,261.32
		Aluminum Back Pack	\$ 3,542.82
		Other various options totaling:	\$ 9,585.48
		Delivery Charge	\$ <u>175.00</u>
		Total Vehicle Cost:	\$55,835.51

; and

WHEREAS: The Director of Sewer Maintenance and the Head Motor Equipment Mechanic recommend the purchase of the above vehicle at the total cost of \$55,835.51.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to purchase the above vehicle and additional options indicated from Van Bortel Ford, at a total cost of \$55,835.51. This purchase will be charged to account no. 00690107-474200.

MOTION TO APPROVE

MADE BY MR. ROOSEVELT

2ND BY MR. KENNEDY, SR.

AYES 5 NOES 0

Board Meeting of May 5, 2010

ITEM NO. 20

REPORT ON BIDS RECEIVED - PURCHASE OF VARIOUS NEW AND UNUSED CAST IRON CASTINGS

WHEREAS: Formal bids were advertised and solicited for the purchase of the following cast iron products:

- 1.) (275) Standard Manhole Frames & Covers
 - 2.) (30) Manhole Covers only
 - 3.) (50) Dark 12" x 18 1/8" Cast Iron Receiver Grate
 - 4.) (50) McConnell 23" x 23" Cast Iron Grate
- ; and

WHEREAS: The following bids were received and opened by the Buffalo Sewer Authority Purchase Department on April 27, 2010:

VENDOR	TOTAL BID
Syracuse Castings	\$81,610.80
Neenah Foundry	\$91,930.00

; and

WHEREAS: The Director of Sewer Maintenance and staff carefully reviewed the quotes received for each item needed and recommend awarding the purchase of the above cast iron castings to the low bidder for each item, Syracuse Castings at a total cost of \$81,610.80.

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to purchase the above listed various cast iron castings from the low bidder, Syracuse Castings at a total cost of \$81,610.80. This purchase will be charged to account no. 00660105-466269.

MOTION TO APPROVE

MADE BY MS. WILSON-DIVINCENZO

2ND BY MR. KENNEDY, JR.

AYES 5 NOES 0

Board Meeting of May 26, 2010

ITEM NO. 21

AUTHORIZATION TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH MALCOLM PIRNIE, INC.

WHEREAS: As part of the long term control plan, the Buffalo Sewer Authority is committed to study the impact of reducing stormwater entering the combined sewer system through the use of green technologies; and

WHEREAS: The Buffalo Sewer Authority desires to partner with Buffalo Niagara Riverkeeper to implement a rain barrel pilot program in the City of Buffalo. The Buffalo Sewer Authority’s objective of the Pilot Program is to demonstrate the effectiveness of green technologies through the use of rain barrels; and

WHEREAS: In order to determine the effectiveness of the rain barrels, the flow rates of the combined sewers in the study area will need to be monitored through the deployment of proper flow metering equipment; and

WHEREAS: An engineering services proposal has been submitted by Malcolm Pirnie, Inc., to install, maintain, and monitor the flow meters and analyze the data from pre and post-installation flows in the pilot area; and

WHEREAS: The General Manager, Senior Sanitary Engineering Supervisor, and staff have reviewed this proposal and recommend accepting the proposal from Malcolm Pirnie, Inc.

NOW THEREFORE
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to enter into an engineering services agreement with Malcolm Pirnie, Inc., pursuant to their proposal to install, maintain, and monitor the flow meters in the pilot area at a total cost not to exceed \$97,750.00. Expenses for these services will be charged to account no. 02000293-432004.

MOTION TO	_____	APPROVE	_____
MADE BY	_____	MR. KENNEDY, SR.	_____
2 ND BY	_____	MS. WILSON-DIVINCENZO	_____
AYES	_____	5	NOES _____ 0

Board Meeting of May 26, 2010

ITEM NO. 22

CONFIRMATION OF APPOINTMENTS

LABORER I (SEASONAL)
SEWAGE TREATMENT PLANT
\$95.00 PER DAY
EFFECTIVE: MAY 17, 2010

MATTHEW DUNFORD
56 EASTWOOD PLACE
BUFFALO, NY

LABORER I (SEASONAL)
SEWAGE TREATMENT PLANT
\$95.00 PER DAY
EFFECTIVE: MAY 17, 2010

WILLIAM CONROY
373 CUMBERLAND
BUFFALO, NY

LABORER I (SEASONAL)
SEWAGE TREATMENT PLANT
\$95.00 PER DAY
EFFECTIVE: MAY 24, 2010

GREGORY REUSCH
361 OKELL
BUFFALO, NY

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, JR.

2ND BY MS. WILSON-DIVINCENZO

AYES 5 NOES 0

Board Meeting of May 26, 2010

ITEM NO. 23

TUITION REIMBURSEMENT

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

<u>EMPLOYEE</u>	<u>SCHOOL</u>	<u>COURSE</u>	<u>TUITION%</u>	<u>REIMBURSEMENT TOTAL</u>
William Cowell	California State University	Manage for Success	100%	\$109.00

NOW THEREFORE
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby approves the above application for Tuition Reimbursement totaling \$109.00. This Reimbursement will be charged to account no. 00800108-480214.

MOTION TO APPROVE
 MADE BY MS. WILSON-DIVINCENZO
 2ND BY MR. ROOSEVELT
 AYES 5 NOES 0

Board Meeting of May 26, 2010

ITEM NO. 24

ADJOURNMENT OF MEETINGMOTION TO APPROVEMADE BY MR. KENNEDY, SR.2ND BY MS. WILSON-DIVINCENZOAYES 5 NOES 0

Board Meeting of May 26, 2010