

**MINUTES OF THE REGULAR MEETING  
OF THE  
BUFFALO SEWER AUTHORITY  
June 16, 2010**

53168.....53201



# BUFFALO SEWER AUTHORITY

June 16, 2010

**REGULAR MEETING**

**9:00 A.M.**

**1038 CITY HALL**

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**CALL OF THE ROLL**

Present:	<u>Herbert Bellamy, Jr.</u>	<u>Chairman</u>
	<u>John D. Kennedy, Sr.</u>	<u>Vice Chairman</u>
	<u>Christopher Roosevelt</u>	<u>Assistant Vice Chairman</u>
	<u>Eleanor Wilson-DiVincenzo</u>	<u>Secretary</u>
	<u>John E. Kennedy, Jr.</u>	<u>Assistant Secretary</u>
	<u>David Comerford</u>	<u>General Manager</u>
	<u>Oluwole McFoy</u>	<u>Secretary to the General Manager</u>
	<u>Ronald Brown</u>	<u>Executive Secretary</u>
	<u>Jason Shell</u>	<u>Intergovernmental Coordinator</u>
	<u>James Eagan, P.E.</u>	<u>Sr. Sanitary Engineering Supervisor</u>
	<u>James Keller</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>Edward Hennessy</u>	<u>Improvements &amp; Development</u>
		<u>Director of Sewer Maintenance</u>
Absent:	<u>none</u>	

The meeting was called to order at 9:10 A.M. A quorum was present.

## ITEM NO. 1

Motion to Adopt the Minutes of the Meeting of May 26, 2010

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

Board Meeting of June 16, 2010

## ITEM NO. 2

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

**June 7, 2010**

ISSUE DATE	MATURITY DATE	TOTAL DAYS	AMOUNT	BANK	RATE	INTEREST AMOUNT
<b>CAPITAL IMPROVEMENT FUND</b>						
15-Apr-02	Money Market		\$500,000.00	Chase	0.50%	High Yield
<b>CONSTRUCTION FUND</b>						
08-Apr-02	Money Market		\$33,421,163.29	Chase	0.50%	High Yield
<b>LIABILITY AND CASUALTY RESERVE FUND</b>						
22-Apr-02	Money Market		\$1,008,649.75	Chase	0.50%	High Yield
<b>OPERATING FUND</b>						
08-Apr-02	Money Market		\$3,444,186.83	Chase	0.50%	High Yield
<b>TRUST &amp; AGENCY FUND</b>						
06-May-02	Money Market		\$35,376.89	Chase	0.50%	High Yield
<b>SURPLUS FUND</b>						
			\$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>			
<b>NET REVENUE FUND</b>						
			\$266.46	MTB Funds		
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
26-May-10	30-Jun-10	35	\$9,699,736.20	M&T Securities	0.24%	\$2,263.80
			<u>\$19,300,335.14</u>			



ISSUE DATE	MATURITY DATE	TOTAL DAYS	AMOUNT	BANK	RATE	INTEREST AMOUNT
<b>DEBT RESERVE FUND</b>						
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%	

**RECEIVE & FILE**

Board Meeting of June 16, 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**

5/20/2010	00470107 Water Capital Outlay	-\$7,500.00	00360107 Dewater Capital Outlay	\$7,500.00
5/20/2010	00530107 Yard Capital Outlay	-\$1,600.00	00360107 Dewater Capital Outlay	\$1,600.00
5/20/2010	00200106 Plant Services	-\$17,019.70	00360107 Dewater Capital Outlay	\$17,019.70
5/24/2010	00330106 Blower Services	-\$1,500.00	00520106 Maintenance Services	\$1,500.00
5/25/2010	00250105 Secondary Supplies	-\$100.00	00200105 Plant Supplies	\$100.00
6/8/2010	00330106 Blower Services	-\$1,500.00	00270106 Gas Services	\$1,500.00

**Engineering Division**

5/28/2010	00600106 Engineering Services	-\$128.08	00600105 Engineering Supplies	\$128.08
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**RECEIVE & FILE**

Board Meeting of June 16, 2010

## ITEM NO. 4

**CONTRACT APPROVAL - LEGAL SERVICES**

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

WHEREAS: Charles C. Martorana, of Hiscock & Barclay, LLP, has extensive expertise in these areas. Mr. Martorana also represents the Buffalo Sewer Authority in litigation and arbitration matters as needed; and

WHEREAS: The Buffalo Sewer Authority wishes to utilize his expertise and services; and

WHEREAS: The General Manager and the members of his committee recommend approval to retain Charles C. Martorana, of Hiscock & Barclay, LLP, for legal services on an as-needed basis for the fiscal year July 1, 2010 through June 30, 2011.

NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to retain Charles C. Martorana, of Hiscock & Barclay, LLP, for legal services on an as-needed basis for the fiscal year July 1, 2010 through June 30, 2011. Mr. Martorana shall be compensated at the rate of \$200.00 per hour, to a maximum of \$80,000.00. Expenses for these legal services will be charged to account no. 00550106-432003.

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

Board Meeting of June 16, 2010

## ITEM NO. 5

**CONTRACT APPROVAL - LEGAL SERVICES**

WHEREAS: The Buffalo Sewer Authority (the "Authority") has an ongoing complex labor relations matter that requires the skill of a special labor relations attorney; and

WHEREAS: Randolph C. Oppenheimer, of Damon & Morey, LLP, has extensive experience in this area and has been the Authority's legal counsel for this matter; and

WHEREAS: The Buffalo Sewer Authority wishes to utilize his expertise and services for this matter; and

WHEREAS: The General Manager and members of his committee recommend approval to retain Randolph C. Oppenheimer, of Damon & Morey, LLP, for legal services on an as-needed basis for the fiscal year July 1, 2010 through June 30, 2011.

NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to retain, on an as-needed basis, the services of Randolph C. Oppenheimer, of Damon & Morey, LLP, to provide legal services as required. Mr. Oppenheimer shall be compensated at a rate of \$150.00 per hour and associate attorneys shall be compensated at a rate of \$125.00 per hour, up to a maximum of \$20,000.00. This agreement will be for the fiscal year July 1, 2010 through June 30, 2011. Expenses for these legal services will be charged to account no. 00110106-432003.

MOTION TO APPROVE

MADE BY MR. KENNEDY, SR.

2<sup>ND</sup> BY MS. WILSON-DIVINCENZO

AYES 5 NOES 0

Board Meeting of June 16, 2010

## ITEM NO. 6

**AMEND BOARD RESOLUTION ITEM NO. 14 OF BOARD MEETING MAY 26, 2010**

WHEREAS: On May 26, 2010, the Board of the Buffalo Sewer Authority authorized the renewal of the contract to 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; and

WHEREAS: This Resolution should be amended to read for a one year period, **July 1, 2010 to June 30, 2011.**

NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes Resolution Item No. 14 of the Board Meeting of May 26, 2010, be amended to read as follows:

“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, 2010 to June 30, 2011. Expenses for this contract will be charged to account no. 00380105-467044.”

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

Board Meeting of June 16, 2010

ITEM NO. 7

**AMEND BOARD RESOLUTION ITEM NO. 12 OF BOARD MEETING MAY 5, 2010**

WHEREAS: On May 5, 2010, the Board of the Buffalo Sewer Authority authorized a contract with Ferguson Electric for electrical maintenance service at the Bird Island Sewage Treatment Plant; and

WHEREAS: The action taken under Item No. 12 at this Board Meeting charged account no. 00520106-443421 for the expenses related to this contract; and

WHEREAS: The Buffalo Sewer Authority wishes to move these expenses from an Operating Fund Account to a Construction Fund Account; and

WHEREAS: This Resolution should be amended to read **account no. 02000315-490740**.

NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes Resolution Item No. 12 of the Board Meeting of May 5, 2010, be amended to read as follows:

“That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to enter into and execute a contract with Ferguson Electric for electrical maintenance service at the Bird Island Sewage Treatment Plant for a one-year period beginning July 1, 2010, with an option to renew for two (2) additional one-year periods if agreeable to both parties, at a cost not to exceed \$175,000.00. Expenses for this contract will be charged to account no. 02000315-490740.”

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

MADE BY MR. KENNEDY, JR. \_\_\_\_\_

2<sup>ND</sup> BY MS. WILSON-DIVINCENZO \_\_\_\_\_

AYES 5 NOES 0

Board Meeting of June 16, 2010

ITEM NO. 8

AMEND BOARD RESOLUTION ITEM NO. 13 OF BOARD MEETING MAY 5, 2010

WHEREAS: On May 5, 2010, the Board of the Buffalo Sewer Authority approved Item No. 13 with Quackenbush Company for mechanical maintenance services at the Bird Island Sewage Treatment Plant; and

WHEREAS: The action taken under Item No. 13 at this Board Meeting charged account no. 00520106-443421 for the expenses related to this contract; and

WHEREAS: The Buffalo Sewer Authority wishes to move these expenses from an Operating Fund Account to a Construction Fund Account; and

WHEREAS: This Resolution should be amended to read **account no. 02000315-490740**.

NOW THEREFORE  
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes Resolution Item No. 13 of the Board Meeting of May 5, 2010, be amended to read as follows:

“That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to enter into and execute a contract with Quackenbush Company for mechanical maintenance services at the Bird Island Sewage Treatment Plant for a one-year period beginning July 1, 2010, with an option to renew for two (2) additional one-year periods if agreeable to both parties, at a cost not to exceed \$200,000.00. Expenses for this contract will be charged to account no. 02000315-490740.

MOTION TO APPROVE

MADE BY MS. WILSON-DIVINCENZO

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

AYES 5 NOES 0

Board Meeting of June 16, 2010

## ITEM NO. 9

**AMEND BOARD RESOLUTION ITEM NO. 14 OF BOARD MEETING OF MAY 5, 2010**

WHEREAS: On May 5, 2010, the Board of the Buffalo Sewer Authority authorized a contract with Mollenberg-Betz, Inc., for steam system repair services at the Bird Island Sewage Treatment Plant; and

WHEREAS: The action taken under Item No. 14 at this Board Meeting charged account no. 00380106-443421 for the expenses related to this contract; and

WHEREAS: The Buffalo Sewer Authority wishes to move these expenses from an Operating Fund Account to a Construction Fund Account; and

WHEREAS: This Resolution should be amended to read **account no. 02000315-490740**.

NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes Resolution Item No. 14 of the Board Meeting of May 5, 2010, to be amended to read as follows:

“That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to enter into and execute a contract with Mollenberg-Betz, Inc., for steam system repair services at the Bird Island Sewage Treatment Plant for a one-year period beginning July 1, 2010, with an option to renew for two (2) additional one-year periods if agreeable to both parties, at a cost not to exceed \$30,000.00. Expenses for this contract will be charged to account no. 02000315-490740.

MOTION TO APPROVE

MADE BY MR. KENNEDY, JR.

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

AYES 5 NOES 0

Board Meeting of June 16, 2010



## ITEM NO. 10

**AUTHORIZATION TO INCREASE BLANKET ORDER NO. 21000138**

WHEREAS: On April 15, 2009, the Board of the Buffalo Sewer Authority authorized the General Manager to enter into and execute a contract with IsleChem, LLC, the low bidder for this formal contract to provide analytical services for the period July 1, 2009 to June 30, 2010, at an estimated annual cost not to exceed \$46,452.00; and

WHEREAS: Blanket Order No. 21000138 was established for this service in the amount of \$46,452.00; and

WHEREAS: Due to additional testing required under the SPDES permit it is now necessary to increase Blanket Order No. 21000138 in the amount of \$10,000.00, from \$46,452.00 to \$56,452.00; and

WHEREAS: The Treatment Plant Superintendent, Laboratory Director, Industrial Waste Administrator, and staff recommend this increase.

NOW THEREFORE  
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority authorizes the General Manager to increase Blanket Order No. 21000138 in the amount of \$10,000.00, from \$46,452.00 to \$56,452.00. Funds are available in account no. 00550106-432004.

MOTION TO APPROVE

MADE BY MS. WILSON-DIVINCENZO

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

AYES 5 NOES 0

Board Meeting of June 16, 2010

## ITEM NO. 11

**AUTHORIZATION FOR RENEWAL OF AGREEMENT FOR SOFTWARE MANAGEMENT SERVICES**

WHEREAS: The Buffalo Sewer Authority installed a Supervisory Control and Data Acquisition (SCADA) System for its daily plant operations in 1999. This system monitors and controls plant processes; and

WHEREAS: On July 22, 2009, the Board of the Buffalo Sewer Authority designated ABB, Inc., the original equipment manufacturer of this proprietary system, as a sole source for support of the SCADA system; and

WHEREAS: On June 15, 2010, the Buffalo Sewer Authority received a renewal for the current software agreement, which expires on June 30, 2010. The software management service agreement provides the Buffalo Sewer Authority with the latest software versions to insure the continued viability of the SCADA system; and

WHEREAS: The Treatment Plant Superintendent, Computer Systems Coordinator, and staff recommend approval to renew this agreement for the period July 1, 2010 to June 30, 2011 with ABB, Inc., for software management services in the amount of \$32,500.00.

NOW THEREFORE  
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to renew the agreement with ABB, Inc., for software management services for the period July 1, 2010 to June 30, 2011 in the amount of \$32,500.00. The costs associated with the renewal of this agreement will be charged to account no. 00200106-443420.

MOTION TO APPROVE

MADE BY MR. KENNEDY, SR.

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

AYES 5 NOES 0

Board Meeting of June 16, 2010

## ITEM NO. 12

**NYS PREFERRED SOURCE - JANITORIAL SERVICES CONTRACT RENEWAL**

WHEREAS: New York State Industries for the Disabled (NYSID) is a not-for-profit corporation appointed by the New York State Department of Education to secure and administer contracts on behalf of community rehabilitation agencies. NYSID is a New York State preferred source under Section 162 of the State Finance Law. This preferred source status authorizes state and local governments to utilize and purchase NYSID products and services without competitive bidding; and

WHEREAS: The Buffalo Sewer Authority utilized a contract with NYSID through their member agency, Phoenix Frontier, Inc., during the period July 1, 2009 to June 30, 2010, to perform janitorial services at the Buffalo Sewer Authority facilities; and

WHEREAS: Phoenix Frontier, Inc., has performed these services in a satisfactory manner; and

WHEREAS: The General Manager, Treatment Plant Superintendent, and staff recommend renewal of this contract for janitorial services for fiscal year 2010-2011.

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 renewal with NYSID through its member agency, Phoenix Frontier, Inc., to perform janitorial services at the Buffalo Sewer Authority facilities for a one-year period from July 1, 2010 to June 30, 2011, at a total cost not to exceed \$73,536.00. Expenses for this contract will be charged to account nos. 00110106-434000, 00200106-434000, and 00650106-434000.

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

Board Meeting of June 16, 2010

## ITEM NO. 13

**SOLE SOURCE LISTING FOR SELECTED INSTRUMENTATION, MAINTENANCE,  
LABORATORY, AND OFFICE EQUIPMENT FOR FISCAL YEAR 2010-2011**

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: The Buffalo Sewer Authority Purchasing Department has contacted the attached list of original equipment manufacturers and has supporting documentation for their designation as a sole source for the specifically listed commodities, technology, and/or services only for fiscal year 2010-2011; and

WHEREAS: The Treatment Plant and Purchasing Department 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 2010-2011.

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 2010-2011.

MOTION TO	_____	APPROVE	_____
MADE BY	_____	MR. KENNEDY, SR.	_____
2 <sup>ND</sup> BY	_____	MR. KENNEDY, JR.	_____
AYES	_____	5	NOES _____ 0

Board Meeting of June 16, 2010

<b>SOLE SOURCE LISTING FOR FISCAL YEAR 2010-11</b>	
<b>MANUFACTURER</b>	<b>DETAIL</b>
<b>GAS DETECTION EQUIPMENT</b>	
Scott Health & Safety	Scott Instruments gas detection equipment
Sperian Protection	Biosystems 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 Thermox	Ametek products (oxygen analyzers & pressure gauges) installed throughout the BSA facilities
Bently-Nevada	Bently-Nevada parts, supplies and service for all Bently-Nevada brand vibration analyzers
Coastal Environmental Systems	Weatherpak & Zeno brands equipment installed at BSA facilities
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
Fireye	Fireye brand combustion control systems and products
Fluid Components	FCI brand Therma Mass Flow meters parts and supplies.
Hays Cleveland	Hays Cleveland Controls brand boiler control products purchase of new equipment, supplies, replacement parts, service and repair
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 and dissolved oxygen analyzers
Siemens Building Technologies, Inc.	Siemens brand pneumatic control system
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

<b>SOLE SOURCE LISTING FOR FISCAL YEAR 2010-11</b>	
<b>MANUFACTURER</b>	<b>DETAIL</b>
<b>INSTRUMENTS &amp; CONTROLS (cont.)</b>	
Thermo Process Instruments, L.P.	Thermo Brandt STD 5000 & STD 6000 Series current to pressure transducers
Time Trak	Time Trak Badge Reader/Time Data Terminals
GEA Westfalia Separator, Inc.	For all Westfalia brand Centrifuge parts, supplies and service.
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.
Siemen's Water Technologies Corporation	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
BDP Industries	2.0M BDP Model E Belt Presses installed throughout the BSA facilities
BSP Thermal Systems, Inc.	BSP 22 -3 O.D. x 12 hearth sludge incinerators installed at BSA facilities
Cameron Compression Systems	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)
EIMCO Water Technologies	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 burners and afterburners, valves, blowers, control panels)
Hyundai Ideal Electric	Hyundai Ideal Electric Company and Electric Machinery motors
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	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

<b>SOLE SOURCE LISTING FOR FISCAL YEAR 2010-11</b>	
<b>MANUFACTURER</b>	<b>DETAIL</b>
<b>PROCESS EQUIPMENT (cont.)</b>	
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)
Siemens Water Technologies Corp.	US Filter/Envirex, Link-Belt and FMC Corporation brand equipment including sludge thickeners and final clarifier sludge withdrawal equipment installed at the BSA facilities
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 equip.
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>	
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 Pump Company	Blackmer System One Vortex Centrifugal Pump (standardized equipment) purchase of new, parts and service
Edwards Vacuum Inc	BOC Edwards vacuum pumps installed throughout the Treatment Plant
Fairbanks Morse/Pentair Water	Fairbanks pumps and components
Flowserve Pump Co.	Flowserve (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
ITT Water & Wastewater USA Inc. Flygt Products	ITT Flygt brand pumps installed throughout the BSA facilities
Moyno, Inc.	Moyno brand pumps and parts
Pulsafeeder Incorporated	Pulsafeeder brand chemical feed pumps
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
Watson-Marlow	Watson-Marlow brand chemical feed pumps.
WEMCO Pump/WEIR Specialty Pumps	WEMCO brand products
<b>SEWER REPAIRS</b>	
Source One Environmental, LLC	Various Pipe Patch parts and kits

<b>SOLE SOURCE LISTING FOR FISCAL YEAR 2010-11</b>	
<b>MANUFACTURER</b>	<b>DETAIL</b>
<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 gate 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
Val-Matic Valve	Val-matic Valves and components
<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



## ITEM NO. 14

**SINGLE SOURCE LISTING FOR SELECTED INSTRUMENTATION, MAINTENANCE, LABORATORY, AND OFFICE EQUIPMENT FOR FISCAL YEAR 2010-2011**

WHEREAS: A Single Source procurement, in accordance with New York State Procurement Guidelines, is one in which two or more vendors can supply the commodity, technology, and/or perform the services required by an agency, but the agency selects one vendor over the others for reasons such as expertise or previous experience with similar contracts; and

WHEREAS: The Buffalo Sewer Authority Purchasing Department has supporting documentation for the attached list of vendors for their designation as single sources for the specifically listed commodities, technology, and/or services only for fiscal year 2010-2011; and

WHEREAS: The Treatment Plant and Purchasing Department staff have reviewed all supporting documentation and recommend the attached list of vendors as single sources for the specifically listed commodities, technology, and/or services only for fiscal year 2010-2011.

NOW THEREFORE  
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby declares the attached list of vendors as single sources for the specifically listed commodities, technology, and/or services only for fiscal year 2010-2011.

MOTION TO APPROVE

MADE BY MS. WILSON-DIVINCENZO

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

AYES 5 NOES 0

Board Meeting of June 16, 2010

<b>SINGLE SOURCE LISTING FOR FISCAL YEAR 2010-11</b>	
<b>VENDOR</b>	<b>DETAIL</b>
Comtel	For the purchase of upgrades, replacement parts and service for the existing phone system installed at the BSA facilities. The original purchase of this system was awarded to Comtel after competitive bids.
Control System Laboratories	Repair service for Eastech Air Flow Meters and EIM Actuator Boards.
E. D. Farrell	For the replacements parts, supplies and service to BSA owned Yale forklift equipment.
ERA Resource Associates	For the purchase of chemical standards and state and EPA mandated proficiency test studies.
Industrial Fabrics	For the purchase of Durotex brand fabric dewatering belts. Manufacturer of Durotex brand fabric dewatering belts used on belt presses installed at the BSA facilities.
Kinequip	For replacement parts, supplies and service to BSA owned Zander air dryer.
King Wholesale/Suburban Lock & Key	For the purchase of new equipment, replacement parts and keys, supplies and service for the Kaba Peak key system and Arrow key system at BSA facilities.

## ITEM NO. 15

**CHANGE ORDER NO. 2 – CONTRACT NO. 8460009**

CONTRACTOR:	ORIGINAL CONTRACT COST	\$939,400.00
Hohl Industrial Services, Inc.	THIS CHANGE ORDER	<u>(\$48,608.90)</u>
70 Riverview Boulevard	FINAL CONTRACT COST	\$890,791.10
Tonawanda, New York 14150		

WORK: South Buffalo Pump Station Rehabilitation

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**DESCRIPTION OF CHANGE OR EXTRA WORK:**

- Item #1 Deduct for elimination of impeller coatings
- Item #2 Unused contract allowance

**REASON FOR CHANGE OR EXTRA WORK:**

- Item #1 The Authority purchased new impellers for all four (4) pumps at the pump station in lieu of impeller rehab. A credit was given to the project for elimination of coatings for existing impellers.
- Item #2 A portion of the contract allowance was not used during the contract.

**COST OF CHANGE OR EXTRA WORK:**

- Item #1 (\$10,862.00)
- Item #2 (\$37,746.90)

THE TOTAL COST OF THE CHANGE OR EXTRA WORK (\$48,608.90)

The total DECREASE to the contract as a result of this Change Order is (\$48,608.90)

**CONTRACT SUPPLEMENT CONDITIONS:**

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

- 2. Any additional work to be performed under this contract supplement shall be carried out in compliance with the specifications included in the preceding description of changes involved with the supplemental contract drawings designated none and under the provisions of the original contract, including compliance with applicable equipment specifications, general specifications, and project specifications for the same type of work.
- 3. This contract supplement unless otherwise provided herein does not relieve the Contractor from strict compliance with the guarantee provisions of the original contract, particularly those pertaining to performance and operation of equipment.
- 4. The 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. 84600009 as written in the above Agenda Item, decreasing the contract cost in the amount of \$48,608.90, making the final cost of the contract \$890,791.10.

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

Board Meeting of June 16, 2010

## ITEM NO. 16

CONTRACT NO. 84600009

**CERTIFICATE OF ACCEPTANCE AND OCCUPANCY**

WORK: South Buffalo Pump Station Rehabilitation

BID: \$939,400.00

CONTRACTOR: Hohl Industrial Services, Inc.  
770 Riverview Boulevard  
Tonawanda, New York 14150

WHEREAS: The Treatment Plant Administrator and staff have certified that the Contractor completed the work in accordance with the plans and specifications on May 20, 2010.

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 May 20, 2010;
- c. The maintenance period commence on May 20, 2010;
- d. Final payment be made to the Contractor in the amount of \$65,209.66, decreased \$48,608.90 by change order, making the final cost of the contract \$890,791.10.

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

Board Meeting of June 16, 2010

ITEM NO. 17

CONTRACT NO. 85000009

**CERTIFICATE OF ACCEPTANCE AND OCCUPANCY**

WORK: Methane Storage Sphere Re-Coating

BID: \$23,765.00

CONTRACTOR: Niagara Coatings Services  
8025 Quarry Road  
Niagara Falls, New York 14304

WHEREAS: The Administrator of Capital Improvements and Development and staff have certified that the Contractor completed the work in accordance with the plans and specifications on May 28, 2010.

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 May 28, 2010;
- c. The maintenance period commence on May 28, 2010;
- d. Final payment be made to the Contractor in the amount of \$1,188.25, making the final cost of the contract \$23,765.00.

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

Board Meeting of June 16, 2010

## ITEM NO. 18

**AUTHORIZATION TO PURCHASE VEHICLES UNDER NEW YORK 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 vehicles, with additional options, available under New York State Contract to add to the existing fleet:

NYS Contract	Vendor	Vehicle	Cost
PC62757 Group No. 40580 Award No. 20165	Navistar Inc.	Two (2) 2011 International 4300 4x2 Cab Chassis with Dump:	\$ 44,875.84
		Various Options for chassis totaling:	\$ 23,363.10
		Towing Warranty	\$ 200.00
		Federal Emission Charges for 2010:	\$ 6,000.00
		Raw Materials Charge	\$ 900.00
		Dump Body with various options from Viking Cives	\$ 27,168.00
		Delivery Charge	\$ 170.00
		<b>Total Vehicle Cost</b>	\$102,676.94
		<b>Total Cost for two (2) Vehicles</b>	<b>X 2 \$205,353.88</b>

WHEREAS: The Director of Sewer Maintenance and the Head Motor Equipment Mechanic recommend the purchase of the above vehicles at the total cost of \$205,353.88.

NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby authorizes the General Manager to purchase the above vehicles and additional options indicated from Navistar Inc., at a total cost of \$205,353.88. This purchase will be charged to account no. 00690107-474200 in fiscal year 2010-2011.

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

Board Meeting of June 16, 2010

## ITEM NO. 19

**AUTHORIZATION TO PURCHASE A BACKHOE UNDER NEW YORK 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 backhoe, with additional options, available under New York State Contract to add to the existing fleet:

State Contract	Vendor	Vehicle	Cost
PC62731 Group No. 40601 Award No. 20365 Lot II Item 1	Niagara Frontier Equipment Sales, Inc.	B95B New Holland Tractor Loader Backhoe	\$45,236.00
		Other various options totaling:	\$32,450.00
		Delivery Charge	\$ 160.00
		Total Vehicle Cost:	\$77,846.00

WHEREAS: The Director of Sewer Maintenance and the Head Motor Equipment Mechanic recommend the purchase of the above backhoe at the total cost of \$77,846.00.

NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority authorizes the General Manager to purchase the above backhoe and additional options indicated from Niagara Frontier Equipment Sales, Inc., at a total cost of \$77,846.00. This purchase will be charged to account no. 00690107-474200 in the 2010-2011 fiscal year.

MOTION TO APPROVE

MADE BY MR. KENNEDY, JR.

2<sup>ND</sup> BY MS. WILSON-DIVINCENZO

AYES 5 NOES 0

Board Meeting of June 16, 2010



## ITEM NO. 20

**AMENDMENT TO SCHEDULE OF JOB CLASSIFICATION PLAN**

WHEREAS:                                    There is a need to modify the Job Classification Plan.

NOW THEREFORE  
BE IT RESOLVED:                           That the Board of the Buffalo Sewer Authority approves the addition of the following position to the Job Classification Plan:

**One (1) Laborer II**

**003800161 411001**

MOTION TO                                                                     APPROVE

MADE BY                                                                         MS. WILSON-DIVINCENZO

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

AYES               5                        NOES                        0

Board Meeting of June 16, 2010

ITEM NO. 21

**CONFIRMATION OF APPOINTMENTS**

**DISPATCHER (PERMANENT)  
CHANGE OF STATUS ONLY  
SEWER MAINTENANCE DEPARTMENT  
\$21.48 PER HOUR  
EFFECTIVE: JUNE 7, 2010**

THOMAS LOTEMPIO  
277 PARAMOUNT PKWY.  
TONAWANDA, NY

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**SEWER CONSTRUCTION INSPECTOR (PERMANENT)  
CHANGE OF STATUS ONLY  
ENGINEERING DEPARTMENT  
\$52,510 PER ANNUM  
EFFECTIVE: JUNE 7, 2010**

RICHARD DISALVO  
299 CHELSEA  
TONAWANDA, NY

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**SEWER CONSTRUCTION INSPECTOR (PERMANENT)  
CHANGE OF STATUS ONLY  
ENGINEERING DEPARTMENT  
\$52,510 PER ANNUM  
EFFECTIVE: JUNE 7, 2010**

FRANCIS MAIORANA  
4404 MANOR LANE  
HAMBURG, NY

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**SEWER CONSTRUCTION INSPECTOR (PERMANENT)**  
**CHANGE OF STATUS ONLY**  
ENGINEERING DEPARTMENT  
\$52,510 PER ANNUM  
EFFECTIVE: JUNE 7, 2010

GREGORY CUDNEY  
551 OLD FALLS BLVD.  
NORTH TONAWANDA, NY

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**SEWER CONSTRUCTION INSPECTOR (PERMANENT)**  
ENGINEERING DEPARTMENT  
\$52,510 PER ANNUM  
EFFECTIVE: JUNE 7, 2010

ROBERT MCCARTNEY  
69 GROTE STREET  
BUFFALO, NY

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**SEWER CONSTRUCTION INSPECTOR (PERMANENT)**  
ENGINEERING DEPARTMENT  
\$52,510 PER ANNUM  
EFFECTIVE: JUNE 7, 2010

KEVIN CRAPO  
10276 CLARENCE CENTER RD.  
CLARENCE, NY

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**LABORER I (TEMPORARY)**  
SEWAGE TREATMENT PLANT  
\$15.60 PER HOUR  
EFFECTIVE: JUNE 14, 2010

LEONARD FALZONE  
494 COLVIN 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, SR.  
2<sup>ND</sup> BY MR. ROOSEVELT  
AYES 5 NOES 0

Board Meeting of June 16, 2010

## ITEM NO. 22

**REQUEST FOR LEAVE OF ABSENCE**

WHEREAS: We have received a request from Richard Stayer, a permanent Laborer I, for a six (6) month unpaid medical leave of absence beginning June 18, 2010. Mr. Stayer's attending physician has provided required supporting documentation; and

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

NOW THEREFORE  
BE IT RESOLVED: That the Board of the Buffalo Sewer Authority hereby grants Richard Stayer a six (6) month medical leave of absence without pay beginning June 18, 2010, and extending until December 17, 2010.

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

Board Meeting of June 16, 2010

## ITEM NO. 23

**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:

<u>EMPLOYEE</u>	<u>SCHOOL</u>	<u>COURSE</u>	<u>SEMESTER</u>	<u>TUITION</u>
Thomas Caulfield	Walden University	Foundations of Doctoral Study	Summer 2010	\$ 440.00
Thomas Caulfield	Walden University	Ethics & Social Justice	Summer 2010	\$2,175.00

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, SR.

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

AYES 5 NOES 0

Board Meeting of June 16, 2010

## ITEM NO. 24

**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</u>
Ronald Kwarciak	California State University, Sacramento	Small Wastewater System Operation & Maintenance	100%	<u>TOTAL</u> \$110.00
Jason Shell	SUNY Brockport	Strategic Management	90%	\$1,041.49
Jason Shell	SUNY Brockport	Statistics for Managers	90%	\$1,009.89

NOW THEREFORE  
BE IT RESOLVED:

That the Board of the Buffalo Sewer Authority hereby approves the above applications for Tuition Reimbursements totaling \$2,161.38. These Reimbursements will be charged to account no. 00800108-480214.

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

Board Meeting of June 16, 2010

ITEM NO. 25

**ADJOURNMENT OF MEETING**MOTION TO APPROVEMADE BY MR. ROOSEVELT2<sup>ND</sup> BY MS. WILSON-DIVINCENZOAYES 5 NOES 0

Board Meeting of June 16, 2010