

**BOARD OF PUBLIC UTILITIES**—Proceedings by Authority

State of New York :

Office of the Board: ss.

City of Jamestown:

Regular meeting of the Board of Public Utilities, City of Jamestown, New York, held **Tuesday, February 27, 2007, at 12:00 P.M.** in the offices of the Board, 92 Steele Street, Jamestown, New York.

<b>BOARD MEMBERS:</b>	<b>Present</b>	<b>Absent</b>
John Calamunci		X
William S. Gullotti	X	
Jeffrey A. Lehman, PE	X	
Lillian Vitanza Ney	X	
Carl P. Pillitteri	X	
Anthony Prinzi	X	
Wayne Rishell		X
Mayor Samuel Teresi		X
John Zabrodsky	X	
<b>STAFF:</b>		
General Manager, Walter W. Haase, P.E.	X	
Deputy General Mgr., Randall S. Peterson, PE	X	
Deputy General Manager, John Oelbracht		X
Deputy General Manager, Dave Leathers	X	
Business Manager, Michael A. Anderson	X	
Counsel, William Wright	X	
Sec of the Board, Julie M. Breen	X	
Communications Coordinator, Becky Robbins	X	
T & D Supervisor, Jon Rynne	X	
IT Supervisor, Chris Rodgers	X	

OTHERS PRESENT: Wade Levan and Ellen Ditonto, DFT

The media was notified of this meeting and was represented by Steve Sweeney and Sawyer Vanhorn.

On motion of Mr. Lehman, seconded by Mr. Gullotti, the minutes of the previous meeting were approved.

#070207 By Mr. Gullotti:

Whereas, the Board has been provided with proposed written resolutions prior to this meeting and,

Whereas, each Board Member has been given adequate opportunity to discuss each resolution,

Now, Therefore, Be It

Resolved, that proposed resolutions #070207A-F be, and hereby are approved as written.

**ADOPTED.** Ayes: 6 Nays: 0  
February 27, 2007

#070207A:

Resolved, That the warrants be drawn on the proper funds to pay bills which have been duly audited for the period ending February 27, 2007 as follows:

ELECTRIC LIGHT FUND	\$1,933,558.85
WATER RENT FUND	366,685.51
DISTRICT HEATING FUND	121,175.05
WASTEWATER OPERATING FUND	172,317.64
SOLID WASTE OPERATING FUND	94,185.13
Total	<b>\$2,687,922.18</b>

itemized copies of such audits to be placed on file in the office of this Board; and be it further

Resolved, that the action of the executive officers of this Board in drawing warrants on the Electric Light Fund in January, 2007 to pay the following payrolls and disbursements be approved and ratified:

Weekly Payroll No. 1	\$120,066.87
Weekly Payroll No. 2	147,774.40
Weekly Payroll No. 3	107,307.15
Weekly Payroll No. 4	109,022.20
Social Security	34,907.20
Sam's Club Direct	271.14
National Grid (Trans Agreement)	141,702.63
NYS Sales Tax	66,809.30
Falcon Productions – Advertisement	30.00
Steven Kulig – Reimbursement SS	593.63
U S Post Office	9,344.03
Commissioner of Labor – Asbestos	375.00
Office Petty Cash Fund	293.54
RMD Global Industries – Computer Supplies	16.96
Jones-Carroll, Inc.	3,000.00
American Express – Corp. Card	5,805.21

Citi Business – Corp. Card	4,085.91
Total	<b>\$751,405.17</b>

and the action of said executive officers in drawing warrants on the Water Rent Fund in January, 2007 to pay the following payrolls and disbursements be approved and ratified:

Weekly Payroll No. 1	\$22,130.40
Weekly Payroll No. 2	23,277.03
Weekly Payroll No. 3	21,809.61
Weekly Payroll No. 4	21,808.26
Social Security	6,574.92
National Grid – Electric	1,334.42
Total	<b>\$96,934.64</b>

and the action of said executive officers in drawing warrants on the Wastewater Operating Fund in January, 2007 to pay the following payrolls and disbursements be approved and ratified:

Weekly Payroll No. 1	\$23,138.31
Weekly Payroll No. 2	29,590.11
Weekly Payroll No. 3	19,206.39
Weekly Payroll No. 4	19,057.43
Social Security	6,582.29
Office Petty Cash Fund	39.00
Total	<b>\$97,613.53</b>

and the action of said executive officers in drawing warrants on the Solid Waste Operating Fund in January, 2007 to pay the following payrolls and disbursements be approved and ratified:

Weekly Payroll No. 1	\$11,050.51
Weekly Payroll No. 2	10,584.16
Weekly Payroll No. 3	9,231.45
Weekly Payroll No. 4	9,520.97
Social Security	3,030.64
NYS Teamsters Health Insurance	12,011.68
NYS Teamsters Retirement Fund	4,230.00
Total	<b>\$59,659.41</b>

**#070207B:**

Resolved, That unpaid utility accounts as shown on Statement of Delinquent Accounts No. 2-07 on file in the office of the Board of Public Utilities be certified to the City Treasurer of the City of Jamestown for inclusion in the tax records of the City of Jamestown as provided in the 1923 City Charter and in accordance with the terms of this Board's resolution of December 13, 1934.

**#070207C:**

Resolved, That a warrant be drawn on the Wastewater Operating Fund to M & T Bank., Buffalo, New York for \$20,291.34 to pay six months interest at 5.65 percentum

per annum due March 1, 2007, on \$1,835,000 New York State Revolving Fund Reserve Bonds, Series 2002I..

Discussion: Final payment to be made in September, 2012.

#070207D:

Resolved, That a warrant be drawn on the Electric Light Fund to Cede & Co., New York, New York, for \$859,826.25 to pay principal of \$657,500 and \$202,326.25 for six months interest at 7.0 percentum per annum due March 15, 2007 on \$5,717,500 Serial Electric Bonds.

Discussion: This was for 1991 Bond Issue which paid for boiler retubing and low NOx burner installation, coal silo installation, and cooling tower refurbishment; with final payment to be made in 2016.

#070207E:

Resolved, That a warrant be drawn on the Wastewater Operating Fund to Cede & Co., New York, New York, for \$31,125 to pay principal of \$25,000 and \$6,125 to pay six months interest at 7.0 percentum per annum due March 15, 2007 on \$175,000 Series A Serial Bonds.

Discussion: For Fairmount Avenue Sewer Project formerly paid from City's General Fund with final payment to be made in 2013.

#070207F:

Resolved, That the bid of Stuart C. Irby of Liverpool, NY, on BD-29-06 opened January 31, 2007, in the amount of \$157,230 for the furnishing of padmount transformers, be accepted; and be it further

Resolved, That the General Manager is hereby authorized to issue an Electric Division Purchase Order to Stuart C. Irby for these padmount transformers.

Discussion: Upon review of the six bids received, staff has made recommendations for the items to be awarded to each vendor providing the lowest Life Cost of the individual items and compliance with the specifications. The Life Cost of each transformer is the calculated cost of the BPU operating the transformer based on

the initial cost of the transformer and the losses quoted by the vendor. The recommendations of award are summarized in the spreadsheet labeled BD-29-06, Life Cost Summary and Purchase Cost Summary. Each item to be awarded has the life cost and price of the item bid by the vendor shaded and in boldface type. The quantities to be purchased are based on customers forecast to come on to the system this year, and to insure a spare for each type of transformer currently in service.

#070208 **By Mr. Pillittieri:**

Whereas, the Board of Public Utilities (BPU) adopted a Draft Environmental Impact Statement (DEIS) for the Clean Coal Project on October 24, 2006;

Whereas, the BPU held a public hearing on the DEIS on December 7, 2006;

Whereas, at the request of the public, the comment period for the Project was extended from December 21, 2006 until January 19, 2007;

Whereas, the BPU has received a significant amount of public input and number of comments on the DEIS which require analysis, investigation, review, and discussion;

Whereas, the BPU has therefore determined that additional time is necessary to review the comments and to prepare the Final Environmental Impact Statement;

Now, Therefore, Be It

Resolved, that the date for completion of the Final Environmental Impact Statement is extended until April 10, 2007.

**ADOPTED.** Ayes: 6 Nays: 0  
February 27, 2007

Ellen Ditonto and Wade Levan, representatives of DFT Communications, gave a brief presentation on their proposed Fiber Optic Contract with the BPU.

Dave Leathers reported on the SEQR/Permitting Schedule for the CFB Project and the new BPU Operations Center.

Jon Rynne and Chris Rodgers presented to the Board an explanation of the Computer Information System Proposal.

On motion of Dr. Ney, seconded by Mr. Pillittieri, the board convened into executive session to discuss a contract negotiation issue, a board member issue, and two personnel issues.

On motion of Mr. Gullotti, seconded by Dr. Ney, the board convened into open session.

There being no further business, the Board meeting was declared adjourned.

**Walter W. Haase, P.E., General Manager**  
**Michael A. Anderson, Business Manager**