

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, August 21, 2007**, at 3:00 P.M. in the offices of the Board, 92 Steele Street, Jamestown, New York.

BOARD MEMBERS:	Present	Absent
John Calamunci		X
William S. Gullotti	X	
Jeffrey A. Lehman, PE	X	
Lillian Vitanza Ney	X	
Carl P. Pillittieri	X	
Anthony Prinzi	X	
Wayne Rishell		X
Mayor Samuel Teresi	X	
John Zabrodsky		X
STAFF:		
Interim General Manager, David Leathers	X	
Deputy General Mgr., Randall S. Peterson, PE	X	
Business Manager, Michael A. Anderson	X	
Counsel, William Wright	X	
Sec of the Board, Julie M. Breen	X	
Communications Coordinator, Becky Robbins	X	

The media was notified of this meeting and was represented by Pat Fanelli, Post Journal and Jade Boice, Cable 8 News.

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

#070802 By Mr. Pillittieri:

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 #070802A-E be, and hereby are approved as written.

ADOPTED. Ayes: 6 Nays: 0
August 21, 2007

#070802A:

Resolved, That the warrants be drawn on the proper funds to pay bills which have been duly audited for the period ending August 21, 2007 as follows:

ELECTRIC LIGHT FUND	\$1,729,043.26
WATER RENT FUND	331,704.07
DISTRICT HEATING FUND	73,227.25
WASTEWATER OPERATING FUND	158,890.56
SOLID WASTE OPERATING FUND	74,187.76
Total	\$2,367,052.90

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 July, 2007 to pay the following payrolls and disbursements be approved and ratified:

Weekly Payroll No. 27	\$104,660.06
Weekly Payroll No. 28	108,034.34
Weekly Payroll No. 29	108,331.83
Weekly Payroll No. 30	106,811.95
Social Security	32172.53
Sam's Club Direct	113.45
National Grid (Trans Agreement)	131,368.32
NYS Sales Tax	69,664.75
NY Power Authority	23,787.05
Office Petty Cash Fund	265.61
Sempra Energy Trading Corp	35,100.00
Integrays Energy Services	75,215.00
American Express – Corp. Card	5,802.30
Citi Business – Corp. Card	6,717.86
Total	\$808,045.05

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

Weekly Payroll No. 27	\$22,681.90
Weekly Payroll No. 28	21,906.44
Weekly Payroll No. 29	22,719.45
Weekly Payroll No. 30	22,251.76
Social Security	6,721.44
National Grid	1,655.36
Total	\$97,936.35

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

Weekly Payroll No. 27	\$16,930.33
Weekly Payroll No. 28	19,098.45
Weekly Payroll No. 29	17,175.50
Weekly Payroll No. 30	17,183.72
Social Security	5,290.34
Total	\$75,678.34

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

Weekly Payroll No. 27	\$8,871.39
Weekly Payroll No. 28	10,227.23
Weekly Payroll No. 29	9,153.79
Weekly Payroll No. 30	9,193.82
Social Security	2,807.42
NYS Teamsters Health Insurance	12,011.68
NYS Teamsters Retirement Fund	4,060.80
Total	\$56,326.13

#070802B:

Resolved, That unpaid utility accounts as shown on Statement of Delinquent Accounts No. 8-07 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.

#070802C:

Resolved, That a warrant be drawn on the Wastewater Operating Fund to M & T Bank of Buffalo, New York for \$310,845.93 to pay principal of \$290,000 and \$20,845.93 to pay six months interest at 5.69 percentum per annum due September 1, 2007, on \$1,545,000 New York State Revolving Fund Reserve Bonds, Series 1992B/2002I.

Discussion: The final payment will be in 2012.

#070802D:

Resolved, That a warrant be drawn on the Electric Light Fund to Cede & Company, New York, New York for \$179,313.75 to pay six months interest at 7.0 percentum per annum due September 15, 2007, on \$5,060,000 Serial Electric Bonds.

Discussion: This 1991 Bond Issue was for the coal silo, cooling towers and boiler retubing. The final payment will be in 2016.

#070802E:

Resolved, That a warrant be drawn on the Wastewater Operating Fund to Cede & Co., New York, New York for \$5,250 to pay six months interest at 7.0 percentum per annum due September 15, 2007, on \$150,000 Series A Serial Bonds.

Discussion: This is for the Fairmount Avenue Sewer Project. The final payment will be in 2013.

#070803 **By Mr. Prinzi:**

Resolved, That the Board accepts the APPA Safety Manual, Revision 13, 2004, as the recognized safety manual for the Electric Division of the Board of Public Utilities.

ADOPTED. Ayes: 6 Nays: 0
August 21, 2007

#070804 **By Dr. Ney:**

Resolved, That the General Manager is hereby authorized to purchase from International Truck and Engine Corporation of Albany, New York, under New York State Contract #PC62788, one 2008 International 6 x 4 Garbage Truck at a cost of \$141,873 for the Solid Waste Division.

Discussion: The garbage truck that is to be replaced will be sold at auction next year.

ADOPTED. Ayes: 6 Nays: 0
August 21, 2007

#070805 **By Mr. Gullotti:**

Resolved, That the General Manager be authorized to enter into an agreement with ENSR International of Westford, MA, to provide continued professional environmental engineering services to progress towards completion of the proposed CFB Power Plant project air permit application and the FEIS Findings Statement, for a sum not to exceed \$50,000.

Discussion: The permitting process has encountered many unforeseen obstacles and delays. ENSR has been instrumental in resolving most outstanding issues with the permitting agencies. The funds requested are to further the permitting through December 31, 2007. The details of the ENSR budget update and additional work required in support of the permitting processes was provided in a handout to the Finance & Capital Committee on 12/19/06 and shared with the Board during the board meeting also on 12/19/06 and remains unchanged.

ADOPTED. Ayes: 6 Nays: 0
August 21, 2007

An update of the Solid Waste Division Strategic Plan was given by Roseann Himes, Solid Waste Supervisor.

Dave Leathers gave a brief General Manager's report.

On motion of Mr. Pillitteri, seconded by Mr. Gullotti, the Board convened into executive session to discuss three contract negotiation issues, one potential litigation issue and two personnel issues.

On motion of Dr. Ney, seconded by Mr. Prinzi, the Board convened into open session.

#070806 By Mr. Lehman:

Resolved, That the General Manager be, and hereby is, authorized to issue a purchase order to RA Koerner of Westfield, NY, for services pursuant to its proposal dated August 21, 2007, for a sum not to exceed \$6,200.

Discussion: Mr. Koerner will evaluate the functions currently performed by the HR department and will make recommendations for staffing of that department.

ADOPTED. Ayes: 6 Nays: 0
August 21, 2007

#070807 By Mayor Teresi:

Resolved, That the General Manager be authorized to enter into an agreement with Duncan, Weinberg, Genzer & Pembroke of Washington, D.C., to provide continuing professional services to progress towards completion of the proposed CFB Power Plant Project, for a sum not to exceed \$80,000.

ADOPTED. Ayes: 6 Nays: 0
August 21, 2007

#070808 By Mr. Lehman:

Resolved, That the Board does hereby accept the proposal of Little & Associates, Inc., of Broomfield, CO, dated July 20, 2007, for professional services related to the recruitment and hiring of a General Manager, and authorizes the General Manager, or his designee, to issue a purchase order to Little & Associates with terms and conditions pursuant to his proposal.

ADOPTED. Ayes: 6 Nays: 0
August 21, 2007

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

David L. Leathers, Interim General Manager
Michael A. Anderson, Business Manager