

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 **Friday, April 24, 2009**, at **12:00 P.M.** in the offices of the Board, 92 Steele Street, Jamestown, New York.

BOARD MEMBERS:	Present	Absent
Vince DeJoy		X
William S. Gullotti	X	
Jeffrey A. Lehman, PE	X	
Fred Larson	X	
Carl P. Pillitteri	X	
Gregory Rabb		X
Wayne Rishell	X	
Mayor Samuel Teresi	X	
John Zabrodsky	X	
STAFF:		
General Manager, David L. 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, Rebecca Robbins	X	
Project Tech Lead, Steve Kulig	X	

The media was notified of this meeting and represented by Kristen Johnson, P-J, and Jade Boice, Cable 8 News.

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

#090401 By Mr. Rishell:

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 #090401A-I be, and hereby are approved as written.

ADOPTED. Ayes: 7 Nays: 0
April 24, 2009

#090401A:

Resolved, That the warrants be drawn on the proper funds to pay bills which have been duly audited for the period ending April 24, 2009 as follows:

ELECTRIC LIGHT FUND	\$2,318,563.80
WATER RENT FUND	484,712.83
DISTRICT HEATING FUND	179,227.39
WASTEWATER OPERATING FUND	240,443.34
SOLID WASTE OPERATING FUND	90,477.26
Total	\$3,313,424.62

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 March, 2009 to pay the following payrolls and disbursements be approved and ratified:

Weekly Payroll No. 10	\$104,298.84
Weekly Payroll No. 11	104,276.04
Weekly Payroll No. 12	106,295.42
Weekly Payroll No. 13	103,795.10
Social Security	31,416.74
National Grid (Trans Agreement)	146,171.98
NYS Sales Tax	25,473.63
Office Petty Cash Fund	276.50

Comm of Labor – Asbestos Licenses	150.00
Sam’s Club Direct	1,254.03
Anthony Conti – Damage Claim	758.38
NYS DEC	125.00
American Express – Corp. Card	3,139.57
Citi Business – Corp. Card	6,993.54
Total	\$634,424.77

and the action of said executive officers in drawing warrants on the Water Rent Fund in March, 2009 to pay the following payrolls and disbursements be approved and ratified:

Weekly Payroll No. 10	\$22,599.04
Weekly Payroll No. 11	22,449.61
Weekly Payroll No. 12	22,743.68
Weekly Payroll No. 13	22,364.09
Social Security	6,758.39
Total	\$96,914.81

and the action of said executive officers in drawing warrants on the Wastewater Operating Fund in March, 2009 to pay the following payrolls and disbursements be approved and ratified:

Weekly Payroll No. 10	\$16,548.36
Weekly Payroll No. 11	17,192.64
Weekly Payroll No. 12	17,354.51
Weekly Payroll No. 13	16,744.84
Social Security	5,102.65
Total	\$72,943.00

and the action of said executive officers in drawing warrants on the Solid Waste Operating Fund in March, 2009 to pay the following payrolls and disbursements be approved and ratified:

Weekly Payroll No. 10	\$9,148.86
Weekly Payroll No. 11	9,044.13
Weekly Payroll No. 12	9,168.14
Weekly Payroll No. 13	9,028.80
Social Security	2,723.33
NYS Teamsters Retirement Fund	3,008.00
NYS Teamsters Health Insurance	610.71
Sonia Peterson – Damage Claim	619.80
Total	\$43,351.77

#090401B:

Resolved, That unpaid utility accounts as shown on Statement of Delinquent Accounts No. 04-09 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.

#090401C:

Resolved, That a warrant be drawn on the Electric Light Fund to The Depository Trust Company, New York, New York, for \$426,815.63 to pay six months interest at 4.04 percentum per annum due May 15, 2009 on \$20,540,000 on Public Improvement Serial bonds, Series 1999A.

Discussion: The final payment will be made on November 15, 2019.

#090401D:

Resolved, That a warrant be drawn on the Electric Light Fund to The Depository Trust Company, New York, New York, for \$16,109.38 to pay six months interest at 4.04 percentum per annum due May 15, 2009 on \$775,000 on Public Improvement Serial bonds, Series 2000B.

Discussion: The final payment will be made on November 15, 2019.

#090401E:

Resolved, That a warrant be drawn on the Wastewater Operating Fund to M & T Bank, Buffalo, New York for \$4,103.85 to pay six months interest at 3.18 percentum per annum due May 1, 2009, on \$382,000 New York State Revolving Fund Reserve Bonds, Series 2002L.

Discussion: The final payment will be made November, 2012.

#090401F:

Resolved, That the bid of Vellano Bros. of Lancaster, NY, on BD-05-09 opened March 26, 2009, for Items 1 and 2 for ductile iron pipe and fittings be accepted; and be it further

Resolved, That the General Manager is hereby authorized to issue a Water Division purchase order to Vellano Bros. for this material.

Discussion: This is the low bid of three received and meets all specifications. The bid was for unit pricing and will be ordered as needed throughout the course of one year with a total estimated cost of \$160,000 for all items from both vendors under resolutions 090401F & G.

#090401G:

Resolved, That the bid of Lock City Supply of Lockport, NY, on BD-05-09 opened March 26, 2009, for Items 3, 4, 5, 6, 7, 8, 9, 10, 11A, 11B, 12, & 13 for hydrants and fittings, be accepted; and be it further

Resolved, That the General Manager is hereby authorized to issue a Water Division purchase order to Lock City Supply for this material.

Discussion: This is the low bid of three received and meets all specifications. The bid was for unit pricing and will be ordered as needed throughout the course of one year with a total estimated cost of \$160,000 for all items from both vendors under resolutions 090401F & G.

#090401H:

Resolved, That the bid of Chautauqua Metal Finishing Supply of Ashville, NY, on BD-06-09 opened March 31, 2009, for liquid sodium hypochlorite solution at a cost of \$1.25/gallon be accepted; and be it further

Resolved, That the General Manager is hereby authorized to issue an Electric Division Purchase Order to Chautauqua Metal Finishing Supply for this sodium hypochlorite solution.

Discussion: This is the low bid of two received and meets all the required specifications. The liquid sodium hypochlorite will be used on a daily basis for water treatment in the power plant. The solution is ordered multiple times from the successful bidder as needed in the course of one year.

#090401I:

Resolved, That the General Manager be authorized to enter into an agreement with Stearns & Wheler, LLC, of Amherst, NY, to provide professional engineering services to evaluate the overall operation and efficiency of the Jamestown Waste Water Treatment Plant, for a sum not to exceed \$10,000, pursuant to their proposal dated March 3, 2009.

Discussion: Stearns & Wheler has provided their professional services at the WWTP on the Tricking Filter Project and has prior knowledge of the plant operations. This was reviewed and recommended at the Finance & Capital Projects Committee meeting on April 3.

#090402 **By Mr. Gullotti:**

Whereas, the New York State Department of Transportation proposes the construction, reconstruction, or improvement of the North-South Arterial, Washington St. Bridge in the City of Jamestown located in Chautauqua County, PIN 5058.39, and

Whereas, the State will include as part of the construction, reconstruction, or improvement of the above mentioned project the relocation and adjustment to water mains and appurtenances, pursuant to Section 10, Subdivision 24, of the State Highway Law, as shown on the contract plans relating to the project and meeting the requirements of the owner, and

Whereas, the service life of the relocated and or replaced utilities has not been extended, and

Whereas, the State will provide for the reconstruction of the above mentioned work, as shown on the contract plans relating to the above mentioned project.

Now, Therefore, Be It

Resolved, The the Jamestown Board of Public Utilities (BPU) approves of the relocation of and adjustment to their water mains and appurtenances and the above mentioned work performed on the project and shown on the contract plans relating to the project and that the Jamestown BPU will maintain or cause to be maintained the adjusted facilities performed as above stated and as shown on the contract plans; and

Be It Further Resolved, That the General Manager has the authority to sign, with the concurrence of the board, any and all documentation that may become necessary as a result of this project as it relates to the Jamestown BPU.

ADOPTED. Ayes: 7 Nays: 0
April 24, 2009

The General Manager's report consisted of an update on our planned annual spring maintenance outage that will begin this afternoon. Staff will be taking the plant down and supporting the district heating system with the auxiliary boiler. The gas turbine cleaning and painting of the stack has been completed with no issues; job well done .

Dave Leathers, Mike Anderson and Dave Gustafson will be meeting with the PSC in Albany next week.

The BPU will be seeking to recruit an Energy Efficiency Coordinator in the near future. The County Civil Service has been initiated for this recruitment.

The Finance and Capital Projects Committee met with an auditor from Freed Maxick, prior to the board meeting, to review draft audit results for all five divisions of the BPU.

Dave Leathers attended a forum at Columbia University this week in NYC. He gave a 15-min presentation on the CFB Oxy-Coal Project and sat on a panel that included information on sequestration and CO2. There were many good speakers and the Jamestown Project was supported by all as a pioneering effort. The forum was well done and very interesting.

Leathers said the SEQR process is in progress along with the draft scoping document. Staff is doing preliminary work to target a public outreach scoping meeting and working with Councilman Michael Taylor to schedule a Ward 3 meeting in late May.

On motion of Mr. Lehman, seconded by Mr. Pillitteri, the board convened into executive session to discuss two potential litigation issues and two contract negotiation issues.

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

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

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