

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, February 12, 2010**, at **12:30 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	
Fred Larson	X	
Jeffrey A. Lehman, PE	X	
Carl P. Pillittieri	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 to the Board, Julie M. Breen	X	
Communications Coord, Rebecca Robbins	X	
Project Tech Lead, Steve Kulig	X	
DGM-Projects, Chris Migliaccio	X	
HR Director, David Watkins	X	

The media was notified of this meeting and represented by Kristen Johnson, Post Journal, Terry Frank, Media One News and Mark Goshgarion, Cable 8 News.

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

On motion of Mr. Pillittieri, seconded by Mr. Lehman, the board convened into executive session to discuss a personnel issue.

On motion of Mr. Pillittieri, seconded by Mr. Larson, the board convened into open session.

#100201 **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 #100201A-C be, and hereby are approved as written.

ADOPTED. Ayes: 9 Nays: 0
February 12, 2010

#100201A:

Resolved, That a warrant drawn on the Electric Light Fund to Depository Trust Co., New York, New York, to pay \$86,875 for six months interest at 4.125 percentum per annum due February 1, 2010 on \$4,000,000 Serial Electric Bonds is hereby approved and ratified.

Discussion: This is from 2005 for both the original/base CFB Project permitting, planning, engineering costs and also for various infrastructure improvements with final payment to be made in August, 2025.

#100201B:

Resolved, That a warrant be drawn on the District Heating Fund to Depository Trust Co., New York, New York for \$46,106.25 to pay principal of \$30,000 and \$16,106.25 for one year interest at 4.0 percentum per annum due February 15, 2010 on \$730,000 Serial District Chilling Bonds is hereby approved and ratified.

Discussion: This is for the BPU Chiller Unit with final payment to be made in February, 2025.

#100201C:

Resolved, That a warrant be drawn on the Wastewater Operating Fund to M & T Bank, Buffalo, New York for \$11,562.72 to pay six months interest at 5.65 percentum per annum due March 1, 2010, on \$945,000 New York State Revolving Fund Reserve Bonds, Series 2002I.

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

Mike Anderson presented unaudited year-ending 2009 financial results for all five BPU divisions. Mr. Zabrodsky said this is a very good report and thanked management and staff for their work. Mr. Rishell said this was also presented at the recent Finance and Capital Projects Committee meeting by Freed Maxick with the timeline consistent with the previous year. Dave Leathers said staff puts in a lot of work in the budget process with each division facing different challenges.

Dave Leathers said copies of the 2010 tentative schedules are included in today's board packet for the Personnel Committee and the Strategic Planning Committee. The Finance Committee schedule will be finalized at the next committee meeting on February 19th.

Leathers said the board received copies of the NYAPP Newsletter that is put out three times per year. Also included are copies of the BPU Street Light audit listing outages, reporting and followups on all street light repairs for the last two months.

Leathers said he will be attending the APPA Legislative Rally in Washington next week.

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

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
Julie M. Breen, Secretary to the Board