

## **Ways & Means Committee Regular Meeting Minutes**

**DATE & TIME:** October 17, 2017 – 5:30  
**LOCATION:** KL Binder Library, 6<sup>th</sup> Floor, County Office Building,  
244 Fair Street, Kingston, NY  
**PRESIDING OFFICER:** Richard Gerentine, Chairman  
**LEGISLATIVE STAFF:** Amber Feaster  
**PRESENT:** Legislators Chris Allen, Tracey Bartels, Carl Belfiglio,  
Mary Beth Maio, and James F. Maloney, and Legislative  
Chairman Ken Ronk  
**ABSENT:** Legislator Thomas Briggs  
**QUORUM PRESENT:** Yes  
**OTHER ATTENDEES:** Legislators John Parete, Manna Jo Greene, Jonathan Heppner,  
Hector Rodriguez; Nicholas Pascale, Legislative Counsel; Kyle  
Barnett, Legislative Counsel; Burt Gulnick, Commissioner of  
Finance; Marc Rider, Director of Purchasing; Marie Bing,  
County Attorney’s Office; Jennifer Clark, County Attorney’s  
Office; Mike Ham – IUOE Local 825

- **Chairman Gerentine called the meeting to order at 5:34 PM**

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### **Motion No. 1: To approve the Minutes of September 13 and September 19, 2017, as Amended**

**Motion Made By:** Legislator Belfiglio  
**Motion Seconded By:** Legislator Maloney

**Discussion:** Committee members reached out to the Legislative Fiscal Analyst prior to the meeting to make minor adjustments to the minutes. The amended minutes were circulated to all committee members prior to the meeting.

**Voting In Favor:** Legislators Gerentine, Allen, Bartels, Belfiglio, Maio, and Maloney  
**Voting Against:** None  
**No. of Votes in Favor:** 6  
**No. of Votes Against:** 0  
**Disposition:** Approved, as Amended

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**Motion No. 2: To approve Resolution No. 381 - Approving The Execution Of A Contract Amendment Causing The Aggregate Amendment Amount To Be In Excess Of \$50,000.00 Entered Into By The County – Dan’s Hauling & Demo, Inc. – County Attorney**

**Resolution Summary:** This Resolution approves the execution of a contract amendment with Dan's Hauling & Demo, Inc. to increase the not-to-exceed sum for demolition of structures located outside of the waterbed purchased through the FEMA Hazard Mitigation Grant Program due to additional remediation of additional asbestos identified during demolition.

**Motion Made By:** Legislator Maloney  
**Motion Seconded By:** Legislator Belfiglio

**Discussion:** Legislator Belfiglio asked for confirmation that the asbestos removed is being disposed of in a manner that is environmentally cautious. Marie Bing, County Attorney's Office, explained that there are asbestos approved disposal sites in surrounding Counties which are utilized.

**Voting In Favor:** Legislators Gerentine, Allen, Bartels, Belfiglio, Maio, and Maloney  
**Voting Against:** None  
**No. of Votes in Favor:** 6  
**No. of Votes Against:** 0  
**Disposition:** Approved

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**Motion No. 3: To approve Resolution No. 385 -** Authorizing The Reconstruction And Restabilization Of Watson Hollow Road, In And For The County Of Ulster, New York, At A Maximum Estimated Cost Of \$412,000.00, And Authorizing The Issuance Of \$412,000.00 Bonds Of Said County To Pay The Cost Thereof

**Resolution Summary:** This Resolution authorizes the issuance of \$412,000.00 in serial bonds for the reconstruction and restabilization of Watson Hollow Road.

**Motion Made By:** Legislator Maloney  
**Motion Seconded By:** Legislator Bartels

**Discussion:** None

**Voting In Favor:** Legislators Gerentine, Allen, Bartels, Belfiglio, Maio, and Maloney  
**Voting Against:** None  
**No. of Votes in Favor:** 6  
**No. of Votes Against:** 0  
**Disposition:** Approved

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**Motion No. 4: To approve Resolution No. 387 -** Authorizing The Issuance Of An Additional \$635,326.00 Bonds Of The County Of Ulster, New York, To Pay Part Of The County's Share Of The Reconstruction Of South Putt Corners Road, In And For Said County, And Authorizing The Issuance Of \$635,326.00 Additional Bonds Of Said County To Pay The Cost Thereof

**Resolution Summary:** This Resolution authorizes the issuance of an additional \$635,326.00 in serial bonds to pay part of the County's share of the reconstruction of South Putt Corners Road,

including the acquisition of land or rights-in-land, incidental improvements and expenses in connection therewith.

**Motion Made By:** Legislator Bartels  
**Motion Seconded By:** Legislator Maio

**Discussion:** Committee members clarified that this Project is in fact the road that passes the High School and that it is for the purpose of widening the shoulder of the road to make it safer.

**Voting In Favor:** Legislators Gerentine, Allen, Bartels, Belfiglio, Maio, and Maloney  
**Voting Against:** None  
**No. of Votes in Favor:** 6  
**No. of Votes Against:** 0  
**Disposition:** Approved

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**New Business:** Chairman Gerentine stated that bids for the Family Court Capital Project have been received and are lower than was anticipated. A Special Session will take place prior to the end of the month.

**Old Business:**

**Resolution No. 294** - Adopting Proposed Local Law No. 4 Of 2017, (A Local Law To Provide For The Collection Of Village Real Property Taxes)

**Resolution Summary:** This Resolution approves the adoption of Local Law No. 4 of 2017, a Local Law to provide for the collection of village real property taxes.

**Discussion:** Chairman Gerentine explained that the Village Manager for the Village of Ellenville, Joe Stoeckeler, will be attending the November 8, 2017 Committee meeting and that no action will be taken prior to this meeting.

**Disposition:** No action taken

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**Motion No. 5: To postpone Resolution No. 374** - Amending Resolution No. 319 Of 2001, Amending The Policy Of The County Of Ulster With Regard To Project Labor Agreements

**Resolution Summary:** This Resolution amends the Ulster County Project Labor Agreement Policy to require the Purchasing Director's and the appropriate Ulster County Department Head's recommendation to be filed with the Clerk of the Legislature and to subject such recommendation to review and ratification by the Ulster County Legislature. Furthermore, this resolution requires that the \$3,500,000.00 threshold be reviewed and amended as deemed necessary by the appropriate Standing Committee of the Ulster County Legislature.

**Motion Made By:** Legislator Belfiglio  
**Motion Seconded By:** Legislator Allen

**Discussion:** Legislator J.Parete stated that since 2001 there has been a rule for construction projects over \$1,000,000.00 requiring the performance of a due diligence study to consider using project labor agreements to reduce construction costs. He stated that he felt this amount was too low. Legislator J.Parete explained that he had a number of meetings with Hudson Valley Building Trades who suggested a \$3,500,000.00 threshold. Further, he explained that he felt more than three contractors should be an additional threshold and that it is reasonable adopt a written policy that requires documenting the reason why a project labor agreement was performed or declared unnecessary.

Chairman Gerentine explained that he has heard concerns over the particulars of the Resolution as it is currently written.

Marc Rider, Director of Purchasing, stated that the Resolution does not exempt bridge and road projects due to the fact that these projects often employ more than three contractors in order to perform various tasks such as demolition, crane, and construction, for instance. Further, Mr. Rider expressed concern over spending money for an analysis that will not result in a savings. Mr. Rider said that he comfortable with the \$3,500,000.00 threshold, but that he does not want to see the inclusion of bridge and road projects where there are three or more contractors. Mr. Rider explained how his determination of whether to engage in a due diligence study or not is conducted.

Committee members discussed the inclusion of subcontractors as contractors required within the terminology of the Resolution.

Legislator Bartels questioned if the Resolution allows for the designated Committee to make adjustments to the specified thresholds or if it would require change from the Legislative body as a whole.

Discussion pursued over the Resolution's requirements for a Due Diligence Study versus an analysis performed by the Director of Purchasing and the terminology requiring "the services of three or more contractors for completion" and how inclusive this requirement would be. Mr. Rider stated that his preference would be to allow him the discretion of performing his analysis.

Legislative Chairman Ken Ronk suggested if the intent is to exempt bridge and road contracts, then the Resolution should specifically state this.

Burt Gulnick, Commissioner of Finance, questioned if the Resolution would require the performance of a project labor agreement for projects which were originally estimated to be below the stated thresholds but required amendment(s) that caused them to later exceed the threshold(s).

Mike Ham of IUOE Local 825 stated that \$3,500,000.00 is considered a reasonable threshold but expressed concern that a large sum of money will be spent on due diligence studies without resulting in any cost savings.

Legislator J.Parete communicated dissatisfaction over the number of due diligence studies which have been performed since the original Resolution's adoption in 2001.

Chairman Gerentine directed all who have concerns regarding this Resolution to communicate such to the Legislative Fiscal Analyst for consolidation and communication with Legislator J.Parete prior to the upcoming Ways & Means Committee meeting.

<b>Voting In Favor:</b>	Legislators Gerentine, Allen, Bartels, Belfiglio, Maio, and Maloney
<b>Voting Against:</b>	None
<b>No. of Votes in Favor:</b>	6
<b>No. of Votes Against:</b>	0
<b>Disposition:</b>	Postponed

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Chairman Gerentine asked if there was any other business or questions. There being no further business before the Committee, a motion was made to adjourn.

### **Adjournment**

<b>Motion Made By:</b>	Legislator Belfiglio
<b>Motion Seconded By:</b>	Legislator Maloney
<b>No. of Votes in Favor:</b>	6
<b>No. of Votes Against:</b>	0

<b>Time:</b>	6:10 pm
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<b>Respectfully submitted:</b>	Amber Feaster
<b>Minutes Approved:</b>	November 8, 2017