

**Public Works and Capital Projects Committee
Meeting Minutes**

DATE & TIME: February 6, 2019 – 6:00 PM
LOCATION: COB, 6th Floor, K. L. Binder Library
PRESIDING OFFICER: Chairwoman Laura Petit
LEGISLATIVE STAFF: Nettie Tomshaw
PRESENT: Legislators Fabiano, Greene, Litts, Nolan
ABSENT: None
QUORUM PRESENT: Yes

OTHER ATTENDEES: Deputy County Executive Marc Rider, DPW Finance Don Quesnell, DPW Deputy Commissioner Ron Suits

Chairwoman Petit called the meeting to order at 6:00 PM.

Motion No. 1: **Moved to Approve the Minutes of the November 1, 2018**
Motion By: Legislator Greene
Motion Seconded By: Legislator Fabiano
Discussion: None
Voting In Favor: Legislators Petit, Fabiano, Greene, Litts, Nolan
Voting Against: None
Votes in Favor: 5
Votes Against: 0
Disposition: Minutes **APPROVED**

Motion No. 2: **Moved to Approve the Minutes of the December 5, 2018**
Motion By: Legislator Nolan
Motion Seconded By: Legislator Fabiano
Discussion: None
Voting In Favor: Legislators Petit, Fabiano, Greene, Litts, Nolan
Voting Against: None
Votes in Favor: 5
Votes Against: 0
Disposition: Minutes **APPROVED**

Resolutions for the February 19, 2019 Session of the Legislature

Resolution No. 14: Setting A Public Hearing On Naming A County-Owned Asset To Be Held On Tuesday, March 12, 2019 At 6:10 PM

Resolution Summary: This resolution sets a Public Hearing on naming the bridge that spans the Rondout Creek on CR 6 located in the historic hamlet of Alligerville, Town of Rochester (County Bridge #136) as the “Arthur D. Lapp, Sr. Bridge;” to be held on March 12, 2019 at 6:10 PM

Motion No. 3: **Motion to Discuss & ADOPT Resolution No. 14**
Motion By: Legislator Nolan
Motion Seconded By: Legislator Greene

Discussion: Legislator Litts requests his name be added as a sponsor.

Voting In Favor: Legislator Petit, Fabiano, Greene, Litts, Nolan
Voting Against: None
Votes in Favor: 5
Votes Against: 0
Disposition: Resolution **ADOPTED**

Resolution No. 20: Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Cellco Partnership D/B/A Verizon Wireless – Department Of Public Works

Resolution Summary: This resolution approves a county contract license agreement with Cellco Partnership D/B/A Verizon Wireless for the placement of an antenna on the Golden Hill water tower to help out reception on Rt. 32 and Rosendale. 100% Revenue, \$2.9K /month, \$173,880.00 total, Agreement Term 9/1/19 – 8/31/24

Motion No. 4: **Motion to Discuss Resolution No. 20**
Motion By: Legislator Nolan
Motion Seconded By: Legislator Greene

Discussion: Legislator Nolan requested additional information – coverage area chart, list of other WFI or cell networks in the same region, and setbacks from any residential, work or health care facilities. County property – revenue. Committee discussion ensued. The committee would like to wait for the additional information requested. Currently painting water tower.

Motion No. 5: **Motion to Postpone Resolution No. 20**
Motion By: Legislator Nolan
Motion Seconded By: Legislator Greene

Voting In Favor: Legislator Petit, Fabiano, Greene, Litts, Nolan
Voting Against: None
Votes in Favor: 5
Votes Against: 0
Disposition: **Postponed in Committee for 1-month**

Resolution No. 24: Approving The Execution Of A Contract Amendment In Excess Of \$50,000.00 Entered Into By The County – Callanan Industries, Inc.– Department Of Public Works

Resolution Summary: This resolution approves a contract amendment with Callanan Industries, Inc., exercising the first of two options to extend the term of the agreement for in-place asphalt paving. 100% County, Term 3/31/19 – 3/31/20.

Discussion: Chairwoman Petit confirmed the contract originally first went out to bid in 2018. Marc Rider noted this is a valued added contract (better to keep in place). Last year the County spent \$2,364,846.67. The contract uses CHIPS funding designated for different roads than previous work completed.

Motion No. 6: **Motion to ADOPT Resolution No. 24**
Motion By: Legislator Fabiano
Motion Seconded By: Legislator Litts

Voting In Favor: Legislator Petit, Fabiano, Greene, Litts, Nolan
Voting Against: None
Votes in Favor: 5
Votes Against: 0
Disposition: Resolution **ADOPTED**

Resolution No. 25: Approving The Execution Of A Contract Amendment In Excess Of \$50,000.00 Entered Into By The County – A. Colarusso & Son, Inc.– Department Of Public Works

Resolution Summary: This resolution approves a contract amendment with A. Colarusso & Son, exercising the first of two options to extend the term of the agreement for pavement milling and planing services. 100% County, Term 3/31/19 – 3/31/20.

Motion No. 7: **Motion to Discuss & ADOPT Resolution No. 25**
Motion By: Legislator Fabiano
Motion Seconded By: Legislator Litts

Discussion: Same scenario as Resolution No. 24. Per Marc Rider, last year the County spent \$62,777.32. CHIPS funding is awarded at the same time as the State budget. Total CHIPS funding for last year was \$3,368,422.25. Marc noted the reason we do these as rate contracts and not to exceed contracts is so we can move monies between CHIPS projects, depending on what process we want to use and what roads need to be done.

Voting In Favor: Legislator Petit, Fabiano, Greene, Litts, Nolan
Voting Against: None
Votes in Favor: 5
Votes Against: 0
Disposition: Resolution **ADOPTED**

Resolution No. 26: Approving The Execution Of A Contract Amendment In Excess Of \$50,000.00 Entered Into By The County – Gorman Bros., Inc. – Department Of Public Works

Resolution Summary: This resolution approves a contract amendment with Gorman Bros. Inc., exercising the first of two options to extend the term of the agreement for liquid bituminous material application. 100% County, Term 3/31/19 – 3/31/20.

Discussion: Same scenario as Res. Nos. 24 & 25. Marc Rider noted last year the County spent \$208,675.04.

Motion No. 8: **Motion to ADOPT Resolution No. 26**
Motion By: Legislator Litts
Motion Seconded By: Legislator Nolan

Voting In Favor: Legislator Petit, Fabiano, Greene, Litts, Nolan
Voting Against: None
Votes in Favor: 5
Votes Against: 0
Disposition: Resolution **ADOPTED**

Resolution No. 27: Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Gorman Bros., Inc. – Department Of Public Works

Resolution Summary: This resolution approves the execution of a contract with Gorman Bros. Inc., for cold-in-place asphalt recycling. 100% County, Term 4/1/19 – 3/31/20.

Motion No. 9: **Motion to Discuss & ADOPT Resolution No. 27**
Motion By: Legislator Nolan
Motion Seconded By: Legislator Fabiano

Discussion: Legislator Nolan confirmed the cold-in-place recycling process which is a more environmentally friendly process is used when possible at similar cost. The choice depends on road and weather conditions. The committee discussed ground glass specifications as an alternative for subgrade or aggregate material, however the DOT was having issues with the bonding agent and pulled the spec. Other counties and towns have not created their own. Committee discussion ensued.

Legislator Greene asked to keep in mind for the county and others to utilize composting when landscaping/mulching/reseeding.

Voting In Favor: Legislator Petit, Fabiano, Greene, Litts, Nolan
Voting Against: None
Votes in Favor: 5
Votes Against: 0
Disposition: Resolution **ADOPTED**

Resolution No. 28: Approving The Execution Of A Contract Amendment In Excess Of \$50,000.00 Entered Into By The County – Peckham Road Corp. – Department Of Public Works

Resolution Summary: This resolution approves a contract amendment with Peckham Road Corp., exercising the first of two options to extend the term of the agreement for highway reclamation service. 100% County, Term 3/31/19 – 3/31/20.

Discussion: Spent \$268,350.66 highway reclamation services to prolong the life of the asphalt.

Motion No. 10: Motion to ADOPT Resolution No. 28

Motion By: Legislator Litts

Motion Seconded By: Legislator Nolan

Voting In Favor: Legislator Petit, Fabiano, Greene, Litts, Nolan

Voting Against: None

Votes in Favor: 5

Votes Against: 0

Disposition: Resolution **ADOPTED**

Resolution No. 57: Authorizing The Chair Of The Ulster County Legislature To Execute An Amendment To A License Agreement With The Ulster County Agricultural Society, Inc., Granting It The Use Of The Ulster County Fairgrounds For An Additional Term Of One (1) Year – Department Of Public Works (Buildings & Grounds)

Resolution Summary: This resolution authorizes the Chairwomen of the UC Legislature to execute an amendment to a license agreement with the UC Ag Society, Inc. to extend the term for an additional one-year period ending December 31, 2018. Revenue \$15K

Motion No. 11: Motion to Discuss Resolution No. 57 As Amended

Motion By: Legislator Fabiano

Motion Seconded By: Legislator Nolan

Discussion: The entire committee request their name be added as sponsors. Marc Rider noted this is a one year contract and going forward negotiations will discuss a five-year license agreement. The following amendments added to the License Agreement #C13-00299: Article 4. “o” The Agricultural Society shall provide and maintain recycling receptacles in all areas where garbage receptacles are located.

“p” The Agricultural Society shall inform all third parties utilizing the Licensed Premises of the County’s Polystyrene and Plastic Bag local laws and shall ensure compliance with the requirements of these laws.”

Motion No. 12: Motion to ADOPT Resolution No. 57 As Amended
Motion By: Legislator Litts
Motion Seconded By: Legislator Nolan

Voting In Favor: Legislator Petit, Fabiano, Greene, Litts, Nolan
Voting Against: None
Votes in Favor: 5
Votes Against: 0
Disposition: Resolution **ADOPTED As Amended**

Resolution No. 58: Amending Capital Project No. 390 – Sundown Bridge Replacement – Department Of Public Works (Highways And Bridges)

Resolution Summary: This resolution amends Capital Project No. 390 for the Sundown Bridge in the Town of Denning. This original project scope called for the rehabilitation of the existing truss superstructure currently in place. Subsequently it has been deemed necessary to undertake additional work due to the current state of deterioration of the trust superstructure and age of the structure. \$845K additional funds required. A Bond resolution will be required.

Motion No. 12: Motion to Discuss & ADOPT Resolution No. 58
Motion By: Legislator Nolan
Motion Seconded By: Legislator Greene

Discussion: Legislator Nolan requests her name be added as a sponsor. Legislator Greene confirmed the project location.

Voting In Favor: Legislator Petit, Fabiano, Greene, Litts, Nolan
Voting Against: None
Votes in Favor: 5
Votes Against: 0
Disposition: Resolution **ADOPTED**

Resolution No. 60: Amending Capital Project Nos. 392, 394, 396, And 397 - HVAC/Weatherization Project – Various County Buildings – Department of Public Works

Resolution Summary: This resolution amends Capital Project Nos. 392, 394, 396 and 397 for remaining work required for the HVAC/Weatherization projects. Capital Project No. 392, \$102K, Project No. 394, \$224K, Project No. 396, \$458.6K, Project No. 397, \$111.7K. Total Amt. \$896K. A Bond Resolution will be required.

Motion No. 13: Motion to Discuss & ADOPT Resolution No. 60
Motion By: Legislator Nolan
Motion Seconded By: Legislator Greene

Discussion: Legislator Nolan confirmed funds + are being moved between buildings to accommodate boilers that are on the back end of their useful life and need replacement, being the County Office building, Trudy Resnick building and air handler units at the Record Storage building per Don Quesnell DPW Finance. Marc Rider noted this was not previously planned for within the Capital Projects, however now required out of necessity.

Voting In Favor: Legislator Petit, Fabiano, Greene, Litts, Nolan
Voting Against: None
Votes in Favor: 5
Votes Against: 0
Disposition: Resolution **ADOPTED**

Resolution No. 21: Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Gotham Refining Chemical Corp. – Department Of Public Works

Resolution Summary: This resolution approves the execution of a contract with Gotham Refining Chemical Corp. for maintenance, testing and treatment for the hydronic and glycol HVAC systems. 100% County, \$79K, Term 3/1/19 – 12/31/21.

Motion No. 14: **Motion to Discuss & ADOPT Resolution No. 21**
Motion By: Legislator Nolan
Motion Seconded By: Legislator Greene

Discussion: Legislator Nolan although noted the contract goes to the lowest responsible bidder, the work is frequent and involves numerous buildings, felt the cost was high. Chairwoman Petit confirmed manifests are provided to the maintenance department. Legislator Greene noted refrigerant gases are critical to managing greenhouse gases.

Voting In Favor: Legislator Petit, Fabiano, Greene, Litts, Nolan
Voting Against: None
Votes in Favor: 5
Votes Against: 0
Disposition: Resolution **ADOPTED**

Resolution No. 62: Conveying Parcel Of County-Owned Real Property Acquired Through Capital Project No. 501 To The Town of Lloyd – Department of Public Works

Resolution Summary: This resolution conveys a county-owned parcel acquired through Capital Project No. 501 for the intent to improve sight distance for vehicles entering onto New Paltz Road (County Rd. 159) from So. Chodikey Lake Road. The Town of Lloyd is requesting conveyance of the property to create a parking lot for the Hudson Valley Rail Trail. The parking lot will not restrict the sight distance required at this location. No financial impact to the County.

Motion No. 15: Motion to Discuss & ADOPT Resolution No. 62

Motion By: Legislator Litts

Motion Seconded By: Legislator Nolan

Discussion: Legislator's Litts and Nolan requests their name be added as a sponsor. Legislator Litts provided the history of the site, noting this is a good solution to the original problem, and cheaper than realigning the road. Legislator Nolan is extremely happy adding the additional parking lot and trailhead. Chairwoman Petit confirmed the building was already razed. Committee discussion ensued.

Voting In Favor: Legislator Petit, Fabiano, Greene, Litts, Nolan

Voting Against: None

Votes in Favor: 5

Votes Against: 0

Disposition: Resolution **ADOPTED**

Resolution No. 63: Establishing Capital Projects No. 530 Through 532 – 2019 DPW Bridge Program – Highways And Bridges – Department Of Public Works

Resolution Summary: This resolution establishes Capital Project Nos. 530 – 532 for the 2019 DPW Bridge Program. Three deficient bridges will be replaced utilizing in-house engineering and labor include Town of Denning Stone House Bridge #32 \$200K, Town of Saugerties Stone Arch Bridge #52 \$235K, and Town of Gardiner Enderly Bridge #81 \$150K. Total \$585K. A Bond resolution will be required.

Motion No. 16: Motion to Discuss & ADOPT Resolution No. 63

Motion By: Legislator Litts

Motion Seconded By: Legislator Nolan

Discussion: Legislator's Fabiano and Nolan requests their name be added as a sponsor. Legislator Litts confirmed the bridge work will be done inhouse – noting it's the best way to go. Chairwoman Petit discussed striking the last resolve being; RESOLVED, that the Commissioner of Finance is hereby authorized to make necessary budgetary transfers between Capital Projects No. 530 through 532. Marc Rider expressed the construction season has a short window of opportunity and to delay a project 6-8 weeks until the next session could potentially push a bridge project into the next construction season. Also at risk is the state coming in, red flagging the project, detours, community unrest, cost, etc. Committee discussion ensued. Bonding is done when the project is completed. Legislator Litts noted a contingency budget is included when outsourcing, however this resolution covers material only – engineering and labor will be done in house. The committee agreed to avoid an administrative delay and or artificially inflating the cost, noting the three projects combined cannot exceed the dollar amount listed without coming back for Legislative approval.

Voting In Favor: Legislator Petit, Fabiano, Greene, Litts, Nolan
Voting Against: None
Votes in Favor: 5
Votes Against: 0
Disposition: Resolution **ADOPTED**

Resolution No. 65: Amending The 2019-2024 Capital Improvement Program – Establishing Capital Project No. 533 Maltby Hollow Bridge, Town Of Olive – Amending The 2019 Capital Fund Budget – Department Of Public Works

Resolution Summary: This resolution amends the 2019-2024 Capital Improvement Program to include the replacement of the Town of Olive, Maltby Hollow Bridge. The Ashokan Watershed Stream Mgmt. Program has awarded the County an \$80K grant fund for design work, whereas total design cost will be \$120K. Grant funding must be acted on by August 30, 2019 or it will no longer be available. A Bond resolution will be required.

Motion No. 17: **Motion to Discuss & ADOPT Resolution No. 65**
Motion By: Legislator Nolan
Motion Seconded By: Legislator Fabiano

Discussion: Legislator Nolan requests her name be added as a sponsor.

Voting In Favor: Legislator Petit, Fabiano, Greene, Nolan
Voting Against: None
Votes in Favor: 4
Votes Against: 0
Abstention: 1 (Litts)
Disposition: Resolution **ADOPTED**

Resolution No. 22: Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Cornell Cooperative Extension Of Ulster County – Department Of Public Works

Resolution Summary: This resolution approves the execution of a contract with Cornell Cooperative Extension for grant agreement funding for design services related to the replacement of the Maltby Hollow Bridge. \$80K Revenue. See Resolution No. 65.

Motion No. 18: **Motion to Discuss & ADOPT Resolution No. 22**
Motion By: Legislator Nolan
Motion Seconded By: Legislator Fabiano

Discussion: Legislator Nolan requests her name be added as a sponsor. Legislator Greene confirmed this is pass through funding from the Ashokan Watershed Stream Management program.

Voting In Favor: Legislator Petit, Fabiano, Greene, Nolan
Voting Against: None
Votes in Favor: 4
Votes Against: 0
Abstention: 1 (Litts)
Disposition: Resolution **ADOPTED**

Resolution No. 23: Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Greenman–Pedersen, Inc. – Department Of Public Works

Resolution Summary: This resolution approves the execution of a contract with Greenman-Pedersen, Inc. for for design services of the Maltby Hollow Bridge. 26% County \$28K, 74% Other \$80K. Total \$108K. See Resolution No. 65 & 22. Term 3/1/19 – 12/30/20.

Motion No. 19: **Motion to Discuss & ADOPT Resolution No. 23**
Motion By: Legislator Nolan
Motion Seconded By: Legislator Litts

Discussion: Legislator Nolan requests her name be added as a sponsor. Chairwomen confirmed this is the actual design contract.

Voting In Favor: Legislator Petit, Fabiano, Greene, Nolan
Voting Against: None
Votes in Favor: 4
Votes Against: 1 (Litts)
Disposition: Resolution **ADOPTED**

Resolution No. 69: **Amending Capital Project No. 482 – Countywide Radio System - Department Of Emergency Communications / Emergency Management**

Resolution Summary: This resolution amends Capital Project No. 482 – Countywide Radio System to make necessary improvements and provide for sustainment of Land Mobile Radio Systems (LMR), implementation and maintenance of components supporting interoperability, continuous training and exercise, sustainment and further development of the governance structure. \$575.7K 100% NYS reimbursed. A Bond resolution will be required.

Motion No. 20: **Motion to Discuss & ADOPT Resolution No. 69**
Motion By: Legislator Nolan
Motion Seconded By: Legislator Litts

Discussion: Legislator’s Litts and Nolan requests their name be added as a sponsor. This resolution is for EMS radio equipment. Committee discussion ensued. Marc Rider noted Steve Peterson is always applying for additional federal and state funding, ultimately having everyone on the same channel/system vs. two separate. There is an interoperability capital that would address everyone, however the cost is in the multi-millions. Legislator Nolan noted the Town of Denning has particular issues such as having some equipment in Sullivan County using frequencies that aren’t compatible with the other system. 100% reimbursable by NYS. Passed LEPS Committee.

Voting In Favor: Legislator Petit, Fabiano, Greene, Litts, Nolan
Voting Against: None
Votes in Favor: 5
Votes Against: 0
Disposition: Resolution **ADOPTED**

New Business

Legislator Nolan commended the DPW team for updating the gender-neutral wording within the contracts, unfortunately a few slipped through and need correction going forward – ref. Res. Nos. 24, 25, 26 and 28 have the word “flagmen.” Legislator Nolan will consider sponsoring a memorializing resolution encouraging the federal government to update their manual reflecting the change in wording.

Legislator Fabiano confirmed with Marc Rider the County is on schedule to start the Fire Training Center construction in the Town of Ulster on Ulster Landing Road in June.

Adjournment

Chairwoman Petit asked if there was any other business, and hearing none;

Motion Made By: Legislator Litts
Motion Seconded By: Legislator Fabiano
No. of Votes in Favor: 5
No. of Votes Against: 0

TIME: 6:55 PM

Respectfully submitted: Nettie Tomshaw, Legislative Staff
Minutes Approved: March 6, 2019