

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

DATE & TIME: March 3, 2021 – 6:30 PM
LOCATION: Powered by Zoom Meeting by Dialing (646) 558-8656,
Meeting ID: 955 2264 1830
PRESIDING OFFICER: Chairman Dean Fabiano
LEGISLATIVE STAFF: Nettie Tomshaw
PRESENT: Legislators Cahill, Greene, Heppner
ABSENT: Legislator Litts
QUORUM PRESENT: Yes

OTHER ATTENDEES: Legislator John Parete, DPW Deputy Comm. Finance Don Quesnell, Deputy County Exec. Marc Rider, DPW Commissioner Tom Jackson, VP of Administrative Services SUNY Ulster Jamie Capuano, Dir. Of Environment Amanda LaValle

Deputy Chair Greene called the meeting to order at 6:32 PM.
Pledge of Allegiance to the Flag.

Motion No. 1: **Moved to Approve Minutes & Transcripts of the February 2, 2021**
Motion By: Legislator Heppner
Motion Seconded By: Legislator Greene
Discussion: None
Voting In Favor: Legislators Fabiano, Greene, Cahill, Heppner
Voting Against: None
Votes in Favor: 4
Votes Against: 0
Disposition: Minutes **APPROVED**

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- Department of Environment Director Amanda LaValle: UC Sustainability Policies Update

Resolutions for the March 16, 2021 Session of the Legislature

Resolution No. 99 - Approving An Increase In Funding For Design, Testing And Construction Services Of Phase 3, Campus Roof Project For Hasbrouck Hall And Exterior Emergency Façade Renovations Related To The Campus Roofs Capital Project No. 489 – Campus Roofs And Amending The 2021 Ulster County Capital Fund – Ulster County Community College

Resolution Summary: This resolution approves an increase in funding for Phase 3 renovations for Hasbrouck Hall, SUNY Ulster.

It also includes repair of the exterior coping/facade deterioration due to weather.

Motion No. 2: Motion to Discuss & Adopt Resolution No. 99

Motion By: Legislator Greene

Motion Seconded By: Legislator Heppner

Discussion: See attached transcript.

Voting In Favor: Legislator Fabiano, Greene, Cahill, Heppner

Voting Against: None

Votes in Favor: 4

Votes Against: 0

Disposition: Resolution ADOPTED

Resolution No. 117 - Amending Capital Project No. 479 - Ulster County Midtown Linear Park (PIN 8761.21) - Authorizing The Chair Of The Ulster County Legislature To Execute Agreements, Certifications And Reimbursement Requests For Federal Aid On Behalf Of Ulster County With The New York State Department Of Transportation For Funding Construction And Construction Inspection Phase And – Amending The 2021 Capital Fund Budget - Department Of Planning

Resolution Summary: This resolution amends Capital Project No. 479, Ulster County Midtown Linear Park authorizing the Chair of the Ulster County Legislature to execute agreements, certifications and reimbursement requests for federal aid on behalf of the county with NYS DOT for the construction and inspection phase.

Motion No. 3: Motion to Discuss & Adopt Resolution No. 117

Motion By: Legislator Heppner

Motion Seconded By: Legislator Cahill

Discussion: See attached transcript.

Voting In Favor: Legislator Fabiano, Greene, Cahill, Heppner

Voting Against: None

Votes in Favor: 4

Votes Against: 0

Disposition: Resolution ADOPTED

Resolution No. 131 - Establishing Capital Project No. 589 – 2021 Guide Rail Replacement Program – Department Of Public Works (Highways And Bridges)

Resolution Summary: This resolution establishes Capital Project No. 589 – 2021 Guide Rail Replacement Program.

Motion No. 4: Motion to Discuss & Adopt Resolution No. 131
Motion By: Legislator Heppner
Motion Seconded By: Legislator Cahill

Discussion: See attached transcript.
Voting In Favor: Legislator Fabiano, Greene, Cahill, Heppner
Voting Against: None
Votes in Favor: 4
Votes Against: 0
Disposition: Resolution ADOPTED

Resolution No. 133 - Approving The Execution Of A Contract For \$130,000.00 Entered Into By The County – Chemung Supply Corporation – Department Of Public Works

Resolution Summary: This resolution approves the execution of a contract for \$130K with Chemung Supply Corp. for guide rail repair and replacement. 100% County. Contract dates 4/1/21 – 12/31/21.

Motion No. 5: Motion to Discuss & Adopt Resolution No. 133
Motion By: Legislator Heppner
Motion Seconded By: Legislator Greene

Discussion: See attached transcript.
Voting In Favor: Legislator Fabiano, Greene, Cahill, Heppner
Voting Against: None
Votes in Favor: 4
Votes Against: 0
Disposition: Resolution ADOPTED

Resolution No. 134 - Establishing Capital Project No. 590 - 2021 DPW Asphalt Overlay Program – Department Of Public Works (Highways And Bridges)

Resolution Summary: This resolution establishes Capital Project No. 590 – 2021 DPW Asphalt Overlay Program.

Motion No. 6: Motion to Discuss & Adopt Resolution No. 134
Motion By: Legislator Heppner
Motion Seconded By: Legislator Cahill

Discussion: See attached transcript.
Voting In Favor: Legislator Fabiano, Greene, Cahill, Heppner
Voting Against: None
Votes in Favor: 4
Votes Against: 0
Disposition: Resolution ADOPTED

Resolution No. 136 - Approving The Execution Of A Contract For \$5,130,000.00 Entered Into By The County – Peckham Road Corp. – Department Of Public Works

Resolution Summary: This resolution approves the execution of a contract for \$5,130,000.00 with Peckham Road Corp. for asphalt overlay services. 100% County. Contract dates 4/1/21 – 12/31/21.

Motion No. 7: Motion to Discuss & Adopt Resolution No. 136
Motion By: Legislator Heppner
Motion Seconded By: Legislator Greene

Discussion: See attached transcript.
Voting In Favor: Legislator Fabiano, Greene, Cahill, Heppner
Voting Against: None
Votes in Favor: 4
Votes Against: 0
Disposition: Resolution ADOPTED

Resolution No. 137 - Establishing Capital Project No. 591 - 2021 Reconstruction Of Various Roads – Department Of Public Works (Highways And Bridges)

Resolution Summary: This resolution establishes Capital Project No. 591 – 2021 for the reconstruction of various roads.

Motion No. 8: Motion to Discuss & Adopt Resolution No. 137
Motion By: Legislator Heppner
Motion Seconded By: Legislator Fabiano

Discussion: See attached transcript.
Voting In Favor: Legislator Fabiano, Greene, Cahill, Heppner
Voting Against: None
Votes in Favor: 4
Votes Against: 0
Disposition: Resolution ADOPTED

Resolution No. 139 - Approving The Execution Of A Contract Amendment For Rates Anticipated To Exceed \$50,000.00 Entered Into By The County – Peckham Road Corp. – Department Of Public Works

Resolution Summary: This resolution approves the execution of a contract amendment #1 for rates anticipated to exceed \$50K with Peckham Road Corporation, extending the term of agreement for chip sealing services. 100% County, Contract date 3/31/21 – 3/31/22.

Motion No. 9: Motion to Discuss & Adopt Resolution No. 139
Motion By: Legislator Heppner
Motion Seconded By: Legislator Greene

Discussion: See attached transcript.
Voting In Favor: Legislator Fabiano, Greene, Cahill, Heppner
Voting Against: None
Votes in Favor: 4
Votes Against: 0
Disposition: Resolution ADOPTED

Resolution No. 140: Approving The Execution Of A Contract Amendment For Rates Anticipated To Exceed \$50,000.00 Entered Into By The County – Gorman Brothers, Inc. – Department Of Public Works

Resolution Summary: This resolution approves a contract amendment #2 with Gorman Brothers, Inc. to extend the term of agreement for cold in-place asphalt recycling. 100% State, Contract date 3/31/21 – 3/31/22.

Resolution No.141: Approving The Execution Of A Contract Amendment For Rates Anticipated To Exceed \$50,000.00 Entered Into By The County – Gorman Brothers, Inc. – Department Of Public Works

Resolution Summary: This resolution approves a contract amendment #1 with Gorman Brothers, Inc. to extend the term of agreement for application of fiber mat/fiber reinforced bituminous membrane. 100% County, Contract date 3/31/21 – 3/31/22.

Resolution No.142: Approving The Execution Of A Contract Amendment For Rates Anticipated To Exceed \$50,000.00 Entered Into By The County – Gorman Brothers, Inc. – Department Of Public Works

Resolution Summary: This resolution approves a contract amendment #1 with Gorman Brothers, Inc. to extend the term of agreement for fiber reinforced micro-surfacing. 100% County, Contract date 3/31/21 – 3/31/22.

Resolution No.143: Approving The Execution Of A Contract Amendment For Rates Anticipated To Exceed \$50,000.00 Entered Into By The County – Gorman Brothers, Inc. – Department Of Public Works

Resolution Summary: This resolution approves a contract amendment #1 with Gorman Brothers, Inc. to extend the term of agreement for paver placed surface treatment. 100% County, Contract date 3/31/21 – 3/31/22.

Resolution No.144: Approving The Execution Of A Contract For Rates Anticipated To Exceed \$50,000.00 Entered Into By The County – Gorman Brothers, Inc. – Department Of Public Works

Resolution Summary: This resolution approves a contract with Gorman Brothers, Inc. for reclamation services. 100% County, Contract date 3/31/21 – 3/31/22.

Motion No. 10 Moved to Discuss & Block Resolution Nos. 140, 141, 142, 143 & 144
Motion Made By: Legislator Heppner
Motion Seconded By: Legislator Cahill

Motion No. 11 Moved to Adopt Blocked Resolution Nos. 140, 141, 142, 143 & 144
Motion Made By: Legislator Heppner
Motion Seconded By: Legislator Cahill

Discussion: See attached transcript.

Voting In Favor: Legislators Fabiano, Greene, Cahill, Heppner

Voting Against: None
Votes in Favor: 4
Votes Against: 0
Disposition: Resolutions ADOPTED.

Resolution No. 145- Approving The Execution Of A Contract Amendment For Rates Anticipated To Exceed \$50,000.00 Entered Into By The County – Highway Rehabilitation Corp. – Department Of Public Works

Resolution Summary: This resolution approves the execution of a contract amendment #1 with Highway Rehabilitation Corp. extending the term of agreement for hot in place asphalt recycling. 100% County, Contract date 3/31/21 – 3/31/22.

Motion No. 12: Motion to Discuss & Adopt Resolution No. 145
Motion By: Legislator Heppner
Motion Seconded By: Legislator Greene

Discussion: See attached transcript.

Voting In Favor: Legislator Fabiano, Greene, Cahill, Heppner
Voting Against: None
Votes in Favor: 4
Votes Against: 0
Disposition: Resolution ADOPTED

Resolution No. 146 - Approving The Execution Of A Contract Amendment For Rates Anticipated To Exceed \$50,000.00 Entered Into By The County – Sealcoat USA, Inc. – Department Of Public Works

Resolution Summary: This resolution approves a contract amendment #1 with Sealcoat USA, Inc. to extend the term of agreement for pavement crack sealing. 100% County, Contract dates 3/31/21 – 3/31/22.

Motion No. 13: Motion to Discuss & Adopt Resolution No. 146
Motion By: Legislator Heppner
Motion Seconded By: Legislator Fabiano

Discussion: See attached transcript.
Voting In Favor: Legislator Fabiano, Greene, Cahill, Heppner
Voting Against: None
Votes in Favor: 4
Votes Against: 0
Disposition: Resolution ADOPTED

Resolution No. 147 - Approving The Execution Of A Contract Amendment For Rates Anticipated To Exceed \$50,000.00 Entered Into By The County – Seneca Pavement Marking, Inc. – Department Of Public Works

Resolution Summary: This resolution approves a contract amendment #2 with Seneca Pavement Marking to extend the term of agreement for road striping. 100% County, Contract dates 3/31/21 – 3/31/22.

Motion No. 14: Motion to Discuss & Adopt Resolution No. 147
Motion By: Legislator Heppner
Motion Seconded By: Legislator Greene

Discussion: See attached transcript.
Voting In Favor: Legislator Fabiano, Greene, Cahill, Heppner
Voting Against: None
Votes in Favor: 4
Votes Against: 0
Disposition: Resolution ADOPTED

Resolution No. 148 - Approving The Execution Of A Contract Amendment For \$20,000.00, Causing The Aggregate Contract Plus Amendment Amount To Be In Excess Of \$50,000.00 Entered Into By The County – Alleymor, Inc., D/B/A Pestmaster Services – Department Of Public Works

Resolution Summary: This resolution approves a contract amendment #2 with Pestmaster Services to extend the term of the agreement to increase funding for carcass removal. 100% County, Contract dates 2/16/21 – 5/31/21.

Motion No. 15: Motion to Discuss & Adopt Resolution No. 148
Motion By: Legislator Heppner
Motion Seconded By: Legislator Cahill

Discussion: See attached transcript.
Voting In Favor: Legislator Fabiano, Greene, Cahill, Heppner
Voting Against: None
Votes in Favor: 4
Votes Against: 0
Disposition: Resolution ADOPTED

Resolution No. 149 - Approving The Execution Of A Contract Amendment For \$32,500.00, Causing The Aggregate Contract Plus Amendment Amount To Be In Excess Of \$50,000.00 Entered Into By The County – Gentech Ltd. – Department Of Public Works

Resolution Summary: This resolution approves a contract amendment #2 with Gentech Ltd. to extend the term of agreement for generator repair and maintenance. 100% County, Contract dates 2/16/21 – 6/30/21.

Motion No. 16: Motion to Discuss & Adopt Resolution No. 149
Motion By: Legislator Heppner
Motion Seconded By: Legislator Cahill

Discussion: See attached transcript.
Voting In Favor: Legislator Fabiano, Greene, Cahill, Heppner
Voting Against: None
Votes in Favor: 4
Votes Against: 0
Disposition: Resolution ADOPTED

Resolution No. 150- Approving The Execution Of A Contract For \$59,800.00 Entered Into By The County – North Eastern HVAC/R Corp. – Department Of Public Works

Resolution Summary: This resolution approves the execution of a contract with North Eastern HVAC/R Corp. for the replacement of a waste line at Enterprise West. 100% County, Contract dates 4/1/21 – 6/30/21.

Motion No. 17: Motion to Discuss & Adopt Resolution No. 150
Motion By: Legislator Greene
Motion Seconded By: Legislator Heppner

Discussion: See attached transcript.
Voting In Favor: Legislator Fabiano, Greene, Cahill, Heppner
Voting Against: None
Votes in Favor: 4
Votes Against: 0
Disposition: Resolution ADOPTED

New Business (see attached transcript)

Proposed Local Law No. 1 of 2021 – Electrical Standards Revisions

Deputy Chair Greene – Green cement event 3/29/2021 6PM.

Adjournment

Deputy Greene asked if there was any other business, and hearing none;

Motion Made By: Legislator Litts
Motion Seconded By: Legislator Cahill
No. of Votes in Favor: 4
No. of Votes Against: 0

TIME: 7:09 PM

Respectfully submitted: Nettie Tomshaw, Legislative Staff

Minutes Approved: April 7, 2021

Ulster County Legislature
Public Works and Capital Project Committee

Meeting Transcript
March 3, 2021

Nettie Tomshaw

When you're ready I'll start the...

Chairman Fabiano

Manna Jo all set? Okay. I like to call this meeting to order of the highway and bridge capital projects that committee on March 3, 2021. Can we please rise for the pledge?

Committee Members

I pledge allegiance to the flag of the United States of America and to the republic for which it stands, one nation under God, indivisible with liberty and justice for all. Thank you. Has everybody gotten a chance to look at the meeting minutes from last month?

Legislator Cahill

Yes, sir.

Committee Members

I have.

Chairman Fabiano

Okay. If nobody feels there should be any changes or corrections, I'll entertain a motion to move them.

Legislator Heppner

Moved.

Legislator Greene

So moved.

Chairman Fabiano

Moved by Legislator Heppner, seconded Manna Jo Greene. All in favor?

Committee Members

Aye. Aye.

Chairman Fabiano

All opposed? Motion carried.

Amanda LaValle

Okay, before we get into our resolutions tonight, Amanda LaValle from the Environmental department is here to speak to us on a on a certain issue. Amanda? Good evening, good to see everybody. I was invited on the topic of sustainability policies. So I wasn't exactly sure what you're looking for and what kind of information. I have some information presented, prepared to present. However, you also have a really full agenda. There's tons of resolutions on your agenda. So I was wondering if there was something in particular, that you were looking for me to speak to?

Legislator Greene

If If I may.

Chairman Fabiano

Go ahead Manna Jo.

Legislator Greene

Any um, I think what we've been talking about in Public Works & Capital Projects, is having some form of a checklist that we could refer to, and a system that so we don't have to kind of keep asking the same questions on different projects, you know, questions about, is it solar ready, is it you know, things like that. And that conversation turned into an update. And that's a good idea, because I think we could all use a refresher, but I just wanted to let people know how the invitation got extended. It was an outgrowth of that conversation that we've been having to to better understand and to ensure that the sustainability criteria that the legislature has developed over the years are actively being considered all along the line from engineering to request for proposals to you know, the various contracts that come before us, um

Deputy Executive Wright

Chair Fabiano if I may, just a little context setting before Amanda and I've been and thanks, Manna. What I've suggested to Amanda and kind of in the in the spirit of what we've talked about Manna is that she prepare a list of the existing sustainability policies that that tend to bare on the projects that this committee considers and work with Director Jackson and his team so that when they come to talk to you about those projects, they are also ready to tell you about which ones of those policies impact the particular project and what has been done to take that into account. And you know, thinking that that's a good starting point for what you're trying to accomplish.

Chairman Fabiano

Sure go ahead.

Legislator Greene

I completely agree.

Deputy Executive Wright

Great.

Amanda LaValle

And I, to add to that, you know, there's constant communication between public works and environment and purchasing all the departments involved. There are about six to eight policies that I think Manna, you would be particularly interested in and the committee. Some of them do tend to bare more on purchasing, and some tend to bare more on capital projects. And there are slight differences in how those are tracked. And the work that we're doing towards all of those, and we'd be happy to come back or, you know, send that list for distribution doesn't have to wait till the next meeting, for you to see kind of the list of those policies. And again, they're also all in the sustainability guide that's been compiled over the years. And that's available on the county website as well. In addition to that, you know, again, I'm going to try to keep this pretty high level right now, because I want to be any of these conversations could be a lot richer and a lot longer. But looking at your agenda, um, I just want to kind of hit the, the main points for you. We're also in, we have a work group formed right now with the purchasing department where we're not only reviewing kind of our current status of all the resolutions and policies on the books, but looking at the next update of the purchasing manual, and how to make those policies more explicit. And also, we're even doing things to look at the procedure side that doesn't put all the kind of gatekeeping when it comes to the environmental policies on the purchasing department, but continues to educate all the departments who are putting in purchase orders your requisitions, about the policies that are on the books to make sure that they know about them, too. So we are currently engaged in that discussion with purchasing. And that manual will come back to the legislature to review and approve. That's happens, I guess, every year to every two years. The other thing to note is that you should have just received the green fleet and the benchmarking, carbon neutral government operations reports. Those are each full of information as far as operations, updates on kind of vehicle fleets, what types of vehicles we bought, this year versus, you know, other years, charging stations, all those kinds of things, as well as renewable energy deployment. So you can also, there's a lot of information that is, is put into those reports, a lot of time goes into those reports, getting all the data. So we would love it if you take the time to read them. Because they're, they're very rich. And I think one of the things that was incredibly noteworthy just high level, the hot highlight is that, um, you know, we all know everyone drove less and didn't, you know, work out of the office during COVID. But that has our greenhouse gas emissions, vehicle transit, and also buildings were down about 20% last year over our baseline, which is kind of an amazing reduction that just from avoiding use just from not doing things. So it's something to note. How, how much discussion with a committee like to have now and how much how do I prepare this kind of going forward?

Deputy Executive Rider

I just want to flag that unfortunately, I didn't realize this presentation was tonight. I have a hard stop at 7:30am I'm part of a panel on vaccine hesitancy for what that's worth to the committee, you know.

Chairman Fabiano

Manna Jo um,

Chairwoman Greene

I would suggest that this is just a good start, given the agenda and time constraints. If you send us the list, then we'll have some time to process it and and hopefully be able to formulate specific questions for the next meeting. I don't think we need to prolong it Unless others do.

Amanda LaValle

That that sounds like a good plan. I can just do a memo and reiterate what I just told you and then put the list in there as well.

Commissioner Jackson

Can I, can I make a comment, Dean?

Legislator Fabiano

Yes, go ahead.

Commissioner Jackson

Okay, so first of all, I very much would like to appreciate DPW, having the opportunity to participate in this process and review it and have input. Um, having said that, by way of a teaser, we are in the process of onboarding, I can't share the name. But we're in the process of onboarding a new Deputy Commissioner of DPW for capital projects, to replace Ron Suites who retired. This individual has extensive experience with sustainability planning at the state level. And when I reviewed this, the concept of a sustainability checklist with him, he was quite excited to be part of that. So he's starting the first Monday in April. And I'm going to invite him to the Public Works Committee meeting at that time and introduce him.

Chairman Fabiano

That's fine.

Commissioner Jackson

But I'm looking forward to this. I think we can really- DPW can provide meaningful input and feedback on a sustainability checklist under his guidance.

Legislator Greene

That's great.

Chairman Fabiano

Amanda, thank you for taking the time.

Deputy Executive Wright

Thank you all, good night.

Amanda LaValle

Your welcome. Thank you.

Chairman Fabiano

Thank, thank you again Amanda. We'll be in touch.

Deputy Executive Wright

Hey Evelyn. Well, I don't know if you want to stick around for the first two or three. I mean, I'm happy to speak on them. They're Midtown linear. Oh sure I can stay for that.

Deputy Executive Rider

I didn't see Dennis.

Deputy Executive Wright

Yeah, absolutely.

Legislator Fabiano

Okay, so with that done, we'll move into resolutions.

Chairman Fabiano

The first resolution being Resolution 99. Approving an increase in funding for design, testing and construction services of phase three campus roof project for Hasbrouck Hall and exterior emergency facade. Renovations related to the campus roofs Capital Project. No. 489. - campus roofs in amending the 2021 Ulster County Capital Fund, Ulster County Community College. Evelyn?

Deputy Executive Rider

Sorry this one's Jamie. it's it's the next one that (inaudible).

Chairman Fabiano

So this is for repair, to repair.

Deputy Executive Rider

This is for the roofs at the college.

Chairman Fabiano

At the college. Yes.

Legislator Cahill

Yeah I'll move it for discussion Chairman.

Legislator Heppner

I'll second it.

Chairman Fabiano

Okay. motion made by Legislator Cahill, seconded by Legislator Heppner for discussion. Anybody want to speak on the issue? Hi, everyone. Yeah, I can just do a quick overview. This is the next phase of a roof reconstruction project. So this is going to include Hasbrouck Hall. Going back to Manna Jo's point we will be working with DASNY and work with them to do a feasibility study again to see if this could be a solar ready roof. That's kind of our standard practice with them and we'll work through that one with them as we move towards more of the construction phase. We are also replacing falling coping stones. So these are stones that are around the facade of our campus that due to the thaw and

freeze have started to separate from the from the roofline. So we'll be working to replace those coping stones also as part of this project. Okay.

Jamie Capuano

I'm happy to do any questions or anything on this one.

Chairman Fabiano

Anybody have anything? If not, I'll entertain a motion to move it.

Legislator Greene

I'll move it.

Chairman Fabiano

motion made by legislator green. Do I have a second?

Legislator Heppner

Second.

Legislator Fabiano

Seconded by legislator Heppner. All in favor.

Committee Members

Aye. Aye.

Chairman Fabiano

All opposed. Motion carried. Resolution Number 117. Amending Capital Project No. 479 Ulster County Midtown Linear Park PIN 876 1.21 authorizing the chair of the Ulster County legislature to execute agreements certifications and reimbursements request for federal aid on behalf of Ulster County with the New York State Department of Transportation for funding construction and construction inspections phase in amending the 2021 Capital Fund Budget Department of Planning. Is this the one that you want to speak on Marc?

Legislator Heppner

I'll move it.

Legislator Fabiano

Move it for discussion or move it for passage.

Legislator Heppner

We only have to move it once, I believe.

Chairman Fabiano

Okay, I got a motion to.

Legislator Cahill

I'll second.

Chairman Fabiano

Um, Legislator Heppner seconded by Legislator Cahill.

Deputy Executive Wright

Yeah, so this is the Midtown Linear Park construction and engineering and inspection and my understanding from Dennis is that the federal funding has now been approved for this so we're ready to go ahead.

Chairman Fabiano

Very good.

Deputy Executive Rider

\$400,000 under I think the engineer's estimate as well.

Chairman Fabiano

Wow. Alrighty. So all in favor?

Committee Members

Aye. Aye.

Chairman Fabiano

All opposed? Motion carried.

Deputy Executive Wright

Thanks, everyone. I think that's Marc is that all we need? Okay. Yeah. Dennis, is at Planning Board tonight.

Nettie Tomshaw

Thanks Evelyn.

Deputy Executive Wright

Good night everyone.

Chairman Fabiano

Thank you so much for coming.

Deputy Executive Wright

My pleasure.

Chairman Fabiano

Resolution No. 131. Establishing Capital Project No. 589 - 2021 guide rail replacement program
Department of Public Works. This is going out to bid Tom?

Commissioner Jackson

Yes.

Chairman Fabiano

Okay.

Commissioner Jackson

It actually went out to bid. So the next resolution is for a contract with Chemung.

Chairman Fabiano

Right.

Commissioner Jackson

Okay.

Chairman Fabiano

Okay. I'll entertain a motion to move it.

Legislator Heppner

So moved.

Chairman Fabiano

Motion made by Legislator Heppner, any seconds?

Legislator Cahill

Second.

Chairman Fabiano

Seconded by Legislator Cahill. All in favor.

Committee Members

Aye. Aye.

Chairman Fabiano

All opposed. Motion carried. Resolution No. 133. Approving the execution of a contract for \$130,000 entered into by the county Chemung Supply Corporation, Department of Public Works.

Legislator Heppner

I'll move it.

Legislator Greene

(inaudible)

Chairman Fabiano

Motion made by Legislator Heppner. Seconded by Legislator Greene.

Deputy Executive Rider

I just want to raise for this one.

Chairman Fabiano

I'm sorry,

Deputy Executive Rider

Oh, sorry. Um, that this and the next contract with Peckham. At the Executive's office, we have some concern about these two resolutions and, and it's possible we may be withdrawing them prior to session. There was language that you all passed in a local law last year, requiring a 30% apprenticeship require a graduation requirement on apprenticeship programs. While this this contract, technically, may may meet the minimum requirements, we asked for some follow up documentation. And they've only statewide, they've only had five, I believe, apprentices over the last five years, and only three of them have graduated. So I'm still in consultation with the county attorney and director of purchasing. And we're seeing the way forward. We did submit this, but it's possible we may end up rejecting all bids and going back out to bid if we have time to do it before the paving season. So I'd ask that you know that you pass it tonight. But just understand that we're - we may end up pulling it prior to Session.

Chairman Fabiano

All right. Um, so all in favor?

Legislator Cahill

Can I ask a couple of questions though? So I mean,

Chairman Fabiano

Yes.

Legislator Cahill

Sorry. You know, sorry about that. So Marc, we talked about this, I think last week, about the concern about that, right, and their ability to achieve that number. And you haven't been able to get further information, as you just said. I'm just wondering what does Tom think as far as going back out to bid and getting them in time for you know, the season. Do you think it's going to be an issue if we come back in a few days and say, this is no good?

Commissioner Jackson

Oh, yeah, any delay would have an impact, but I have to say, I mean we have to follow the procurement policies of the county. So it is what it is. Well, we will we will live with this. Okay.

Legislator Cahill

So let me ask, let me ask this. So there was more than one bid, though right.

Commissioner Jackson

Right.

Legislator Cahill

And so then wouldn't we automatically then default down to the next bid if this one is deemed unqualified? Rather than going out for a whole new bid?

Deputy Executive Rider

I think that there would be a stronger case to without going too far to reject all bids because the the bid language wasn't as clear as we maybe it should have been. Um, as far as I mean, I spoke about this in another committee the other night where, in the language of the local law, it requires a 30% graduation rate as decided by the New York State Department of Labor. And that's what the bid documents said. And since COVID, the Department of Labor no longer does that, and they don't intend to go back to do it. So we do need, you know, to amend the local law, but in the meantime, I think the purchasing department would have the authority to lay out a requirement. That's, that's a little bit, I think, stronger than than what we did in the current bid. And so I do think we would probably, my guess would be end up in litigation if we just rejected the bottom bid and went on to the next low bidder, but that we might be on stronger grounds to just reject the bids and go back out.

Legislator Cahill

Alright thanks that answered my question, thank you.

Chairman Fabiano

So..

Deputy Executive Rider

We will do that as swiftly as and a decision will be made this week. I'm just working with the, you know, with Director Jordan and the county attorney.

Chairman Fabiano

So all in favor to this resolution.

Committee Members

Aye Aye.

Chairman Fabiano

All opposed. Motion carried. Resolution No. 134. Establishing Capital Project No. 590 - 2021 DPW asphalt overlay program, Department of Public Works.

Legislator Heppner

I'll move it.

Chairman Fabiano

Motion made by Legislator Heppner.

Legislator Cahill

I'll second.

Chairman Fabiano

Seconded by Legislator, Cahill. Any questions for Tom are on this? Okay, all in favor?

Committee Members

Aye. Aye.

Chairman Fabiano

All opposed. Motion carried. Resolution No. 136. Approving the execution of a contract for \$5,130,000 entered into by the county Peckham Road Corporation, Department of Public Works.

Legislator Heppner

I'll move it.

Chairman Fabiano

Motion made by Legislator Heppner.

Legislator Greene

I'll second.

Chairman Fabiano

Second by Legislator Greene. All in favor.

Committee Members

Aye. Aye.

Chairman Fabiano

Motion carried. Resolution No. 137. Establishing Capital Project No. 591 - 2021 reconstruction of various roads, Department of Public Works and Bridges and Highways.

Legislator Heppner

I'll move.

Chairman Fabiano

Motion made by Legislator Heppner. Seconded by Legislator Fabiano. All in favor.

Committee Members

Aye. Aye.

Chairman Fabiano

All opposed. Motion carried. Resolution No. 139. Approving the execution of a contract amendment for rates anticipated to exceed \$50,000 entered into by the county Peckham Road Corporation, Department of Public Works

Legislator Heppner

Moved.

Chairman Fabiano

Moved by Legislator Heppner.

Chairwoman Greene

Second and I have a question.

Chairman Fabiano

Okay, Manna Jo go ahead.

Legislator Greene

Just to know what to be watching for on Peckham 136 and 137. Does that also include this?

Deputy Executive Rider

No. This one is not over the threshold.

Commissioner Jackson

That's an amendment to our existing contract.

Legislator Greene

And I also want to say I, I really appreciate, you know, this is exactly what I've been looking for is, here's the law that it relates to, here's the question and so forth. It tied it back, you tied it back to the legislation, and that to me is very valuable. You know, so that we all get more. It keeps our memory fresh. And you know, we - well, as I said, I appreciate the tying it back to the legislation, not just stating the problem. Thank you.

Chairman Fabiano

So we have two motions on the floor. All in favor.

Committee Members

Aye. Aye.

Chairman Fabiano

All opposed. Motion carried. Resolution No. 140. Approving the execution of the contract amendment for rates anticipated to exceed \$50,000 entered into by the county Gorman Brothers, Incorporated,

Department of Public Works. This is for amendments. Oh, this is for that cold in place asphalt recycling. Any questions for Tom? If not, I'll entertain a motion to move it.

Legislator Heppner

Mr. Chairman, can we block these?

Chairman Fabiano

Um, you know what? I was thinking about that earlier today? Yeah. We could probably block Resolution 140, 141, 142, 143, 144.

Legislator Heppner

Yep. I'll make a motion to do so.

Chairman Fabiano

Okay, we got a motion on the floor to block resolutions 140 through 144. Do I hear a second?

Legislator Cahill

I'll second.

Legislator Greene

Second.

Chairman Fabiano

Okay, so on the blocking of them. All in favor?

Committee Members

Aye. Aye.

Chairman Fabiano

All opposed. Okay, Motion carried. Legislator Heppner, do I need to read each one now or?

Legislator Heppner

No.

Chairman Fabiano

I don't need to read each one you don't think?

Legislator Heppner

You can just call the block.

Chairman Fabiano

Okay. All right. So on the block. I'll entertain a motion to move it.

Legislator Heppner

I'll move it.

Chairman Fabiano

Move by Legislator Heppner.

Legislator Cahill

I'll second.

Legislator Fabiano

Seconded by Legislator Cahill. All in favor.

Chairman Fabiano

Aye. Aye. Motion carried. Resolution No. 145. Approving the execution of the contract amendment for rates anticipated to exceed \$50,000 entered into by the county Highway Rehabilitation Corporation, Department of Public Works.

Legislator Heppner

I'll move it.

Chairman Fabiano

Motion made by Legislator Heppner. This is for the.

Chairwoman Greene

I'll second.

Legislator Fabiano

Seconded by Legislator Greene. All in favor?

Committee Members

Aye. Aye.

Chairman Fabiano

Okay Resolution No. 146. Approving the execution of a contract amendment for rates anticipated to exceed \$50,000 entered into by the county, Sealcoat USA, Incorporated, Department of Public Works.

Committee Members

Aye. Aye.

Chairman Fabiano

All opposed. Motion carried. Resolution No. 147. Approving the execution of a contract amendment for rates anticipated to exceed \$50,000 entered into by the county Seneca Pavement Marking, Incorporated, Department of Public Works. These people do all our lines and everything on the roads. All opposed? Motion carried.

Legislator Heppner

I'll move it.

Chairman Fabiano

The roads. Motion made by Legislator Heppner. Seconded by Legislator Fabiano. All All in favor?

Legislator Heppner

I'll move it.

Legislator Fabiano

Motion made by Legislator Heppner. Do I hear a second?

Legislator Greene

I'll second.

Chairman Fabiano

Seconded by Legislator Greene. All in favor.

Committee Members

Aye. Aye.

Chairman Fabiano

Okay, Motion carried. Resolution No. 148. Approving the execution of a contract amendment for \$20,000 causing the aggregate contract plus amendment amount to be in excess of \$50,000 entered into the county, Alleymor, Incorporated, D/B/A Petmaster Services, Department of Public Works.

Legislator Heppner

I'll move it.

Chairman Fabiano

These are the people that move our deer carcasses and dead animals off the road. Motion made by a Legislator Heppner.

Legislator Cahill

I'll second.

Chairman Fabiano

Seconded by Legislator Cahill. All in favor?

Committee Members

Aye. Aye.

Chairman Fabiano

All opposed. Motion carried. Resolution No. 149. Approving the execution of a contract amendment for \$32,500 causing the aggregate contract plus amendment amount to be in excess of \$50,000 entered into by the county, Gentech Ltd., Department of Public Works.

Legislator Heppner

I'll move it.

Chairman Fabiano

Motion made by Legislator Heppner.

Legislator Cahill

Second, and I have a question.

Chairman Fabiano

Seconded by Legislator Cahill with a question, go ahead.

Legislator Cahill

Mr. Jackson, what is Gentech? What do they supply to DPW?

Commissioner Jackson

They do repair and emergency charges and repairs on emergency services. That's what they do.

Legislator Cahill

Repairs on

Deputy Executive Rider

Generator maintenance right for our, we have

Legislator Cahill

Generator maintenance okay that's what I was getting at.

Commissioner Jackson

I'm sorry.

Legislator Cahill

That's alright. That's fine.

Commissioner Jackson

For generators.

Legislator Cahill

All right thank you.

Legislator Fabiano

Any other questions? If not, all in favor?

Committee Members

Aye. Aye.

Chairman Fabiano

All opposed. Motion carried. And the final resolution is Resolution No. 150. Approving the execution of a contract for \$59,800. entered into by the county, North Eastern HVAC/R Corporation, Department of Public Works.

Legislator Greene

I'll move it.

Legislator Heppner

I'll second it. I have a question.

Chairman Fabiano

Legislator Heppner.

Legislator Heppner

Yes, I believe there was discussion on this in the chairs meeting I was unable to attend that. Am I correct that this is the resolution that's for plumbing replacement in Enterprise West?

Deputy Executive Rider

Yeah. So it's the it's for the waste. The replacement of the drain lines from the second floor to the first floor. So the internal structure, this is part of the capital project that you all approved last year. In order to get the building a temporary certificate of occupancy. This was one of the requirements from safety. Otherwise, you'd have sewage, that that can run on to the floor. It's it's the only contract out of that capital that was over 50,000. But I think it's 59,000. It will be completed by the time the transfer of the property is completed, if the surplus goes through.

Legislator Heppner

So just a follow up with that then with the accompanying resolution for moving to UCETA, and as you said, would it not be more fiscally logical to move it to not move this? And if the likelihood of it moving to your UCETA then have it paid for that way? I guess was the simplest way to say it.

Deputy Executive Rider

Yeah, I mean, I don't know that they have capital funds in UCETA. This was always we'd always planned on this being a county expense. It's taken a little bit longer to wrap up this capital project. But again, prior to it being transferred to UCETA, this work will be completed.

Legislator Heppner

Then my other question is, just kind of a question and this might be for Commissioner Jackson. Is there currently an issue with the plumbing that it wouldn't allow for a certificate of occupancy?

Commissioner Jackson

Well, there is a problem with the plumbing. Most, most definitely. I'm not clear on question regarding the certificate of occupancy. But it's it's not, it's not functioning properly. That does need to be replaced.

Legislator Heppner

It would prevent the certificate.

Deputy Executive Rider

But the Safety Department has said that we need to replace this waistline in order to get the temporary C of O and have it available for showing people property.

Chairman Fabiano

You have to have this C of O before you can show the property?

Deputy Executive Rider

We have to have a temporary C of O before they're comfortable having us bring people in and out right large amounts of people showing the property for redevelopment.

Legislator Heppner

Yeah, I just want confirmation that this has been quite just because we're in the process of likely transferring it, that this is definitely a necessity.

Deputy Executive Rider

Yeah, I can get something from Safety on that. Prior to I, you know, I can get you a memo prior to Session.

Legislator Heppner

Just because if the facilities aren't being used, then you know, for showing, you know, I just want to make sure it's necessary if we're going to drop another \$60K on, you know, like this.

Chairman Fabiano

How long Marc would it take to get that letter?

Deputy Executive Rider

I'll have it prior to Session.

Chairman Fabiano

You'll have it prior to session?

Deputy Executive Rider

Yes.

Chairman Fabiano

All right. On the, on the resolution. Do I have a motion to move it?

Legislator Heppner

I think we already did.

Nettie Tomshaw

We did.

Chairman Fabiano

Oh, okay. So all in favor?

Committee Members

Aye.

Chairman Fabiano

All opposed. Motion carried. Okay, that concludes our resolutions for the evening. Under new business, we have a draft update, Proposed Local Law No. 1 of 2021. County of Ulster, A Local Law amending Chapter 185 of the Code of the County of Ulster, Electrical Standards. Tom, you want to speak on this? I know you're on that committee?

Commissioner Jackson

Yes so, let me give you a little context here. This is a new electrical licensing board that was established by the legislature by local law. And we, we went through the appointment process, and we organized the electrical licensing board and COVID hit, and we're not able to meet in person. But for twice in an entire year, we did only one official meeting one was just a meet and greet. So we got to know who everybody was. It's a very good board. I'm on it as a non-voting member or the I should say the Commissioner of DPW is as a non-voting member. I see John Parete is with us tonight. He's also on it. He is a designee of the Legislative Chair Donaldson. And he's also serving as Secretary of the board. So in in the process of meeting and developing qualifications and and evaluating how to go through the examination process for those that appear to be qualified. The board decided that it needed to ask for some changes in the law. A lot of these changes have to do with making the process work more smoothly. And it's to get rid of some problem areas. I'm happy to go through them. I do have -I'm not an electrician, but I do have an understanding of what the board is trying to accomplish with these revisions. And the board is prepared to at least a fair number of them are prepared to attend the public hearing to ask, to answer any questions that come up in the process. But basically, what the board is proposing is to licensed master electricians through a grandfathering process, and then through an examination process. There are other types of licenses which are very, very problematic in their minds. One of them, most notably, is a provisional license. In order to qualify for a master electrician through a grandfather process, you have to have 11 years of qualifying experience doing electrical work. In order to qualify to take the electrical licensing exam, you can have seven years of qualifying experience. The provisional was to allow for somebody that had that seven years a holding license, a license that they could have until they got their 11 years. And nobody on the board is comfortable with that kind of license because it's not subject to an examination. And they don't have the full qualifications for a master grandfathering. So they feel that anybody that would qualify for this provisional license should

sit for the exam and prove that they are knowledgeable, sufficient to be a master electrician. So that's the that's one key change. There are two other key changes that have to do with Class B and Class C licenses. Again, the board is most comfortable issuing master electrician licenses. Class B is for somebody that might be an employee of a plant or facility that does very limited work. The problem is what facility? What plant? What work? How do you? How do you test for that? And how do you issue a license, it's limited just to what that individual is capable of doing. It's too wide open in terms of permutations. They're not, they're not comfortable issuing a Limited License on that basis. And the general feeling is that if that plant or facility was doing an addition, you know, major renovation, they'd be hiring a master electrician anyway, or they better be. So basically, they're only comfortable with the concept of master electricians, at least at this point. We are in the process of accepting applications, eight individuals were approved for licenses at the last meeting. And the pace at which we're receiving applications is increasing as the word gets out. So it really is starting to go very smoothly. But I have to say it's taken a while to get this off the ground. It's a great board, by the way and John, if I've sent anything out of turn, please correct me.

Legislator Parete

How dare I. How dare I. May I? Yeah, go ahead Legislator Parete. Mr. Chairman, excuse me. As legislators, you know, on there. And I'm listening to the folks talk about ohms and volts and amperages. And I might as well be listening to Chinese. But the debates and the conversations that these professionals have had, are animated, they're substantial. The debate is direct and professional and Tom, Mr. Jackson, the commissioner has done a wonderful job of steering it. And they've identified these areas as something that we have to be able to address with you as legislators to move forward. The concept is wonderful. And these, these folks are professionals. And I, nobody could illustrate it better than then Commissioner Jackson, and we have to move forward. And I hope you have some good questions for the good Commissioner.

Commissioner Jackson

Thanks, John. The only other thing I would like to add is I would encourage you there is attached to the proposed revised local law, a memorandum a, an outline of recommended changes. I would encourage you to read the the outline of recommended changes. I think it'll put into context, the essence of how the board would like to move forward. The nuts and bolts of the actual language of the law I don't think that's that's all the way there yet. You know, I look forward to reviewing that in more detail.

Legislator Parete

And if I might, as legislators, Mr. Chairman, you folks would be proud of the discussions and the debates that these folks have had an incredibly professional way.

Chairman Fabiano

Right, I'm sure. Now Tom getting back to what you said earlier, because I have a individual in my district who's been - he served in the service for like, made a career of the service like for 20 years he came out and he got involved in doing electrical, electrical work, and he's been an electrician now probably for, oh, I gotta say a little over 20 years and he's wired up houses and and you know, he works every day as an electrician throughout the county. Now, I don't know what kind of license I don't think he has a Master's license. So a guy,

Commissioner Jackson

He qualifies to apply for a grandfathered master electricians license. He'll, he'll have to submit the application for review. The, the professional electricians on the board have formed a qualification reviews committee and they will look at that application and communicate with this individual and makes sure that if he meets the qualification standards that he will get our grandfather license.

Chairman Fabiano

Okay. Okay, that's, that's good. That's okay.

Commissioner Jackson

So there's a process for him. Absolutely.

Chairman Fabiano

There is a process for him.

Commissioner Jackson

Yep.

Chairman Fabiano

Okay, that's all I have.

Legislator Heppner

If I may, just again, I'm sorry if I missed this, but it's on the docket. Are you planning to put this in for April? Is that the plan? Or is that still uncertain?

Commissioner Jackson

Well, we're leaving that really to Chairman Donaldson and the Clerk of the Legislature to move this law forward.

Legislator Heppner

And I just wanted to thank you and Legislator Parete for, you know, the time spent on this board. And I think, you know, from my memory of when we pass it, I think this is exactly what this law was, was to, you know, have the professionals, the folks like my grandfather who actually know this stuff, that I never understood growing up. But and so this, this, to me, is this legislation of the intent and spirit of this legislation working exactly as was intended. So I thank you for that. And I look forward to the suggested changes. And I think it's definitely a positive thing.

Legislator Parete

Could I, may I?

Chairman Fabiano

Yes go ahead.

Legislator Parete

There, there are some changes that have to be made and discussed, the intent is to do it right. Not to rush it. It would be nice for the board probably to have it in April, but some of the staff that you worked with, have found the language of what has to be changed, runs through the entire local law. So it's sort of then up to another set of professionals to make that decision.

Legislator Heppner

We'll get there.

Legislator Parete

Yes.

Legislator Heppner

Thank you. That's all.

Chairman Fabiano

Does anybody have any other new business or old business that they would like to discuss?

Legislator Heppner

Legislator Greene has her hand raised.

Legislator Greene

I do.

Chairman Fabiano

Go ahead Legislator Greene.

Legislator Greene

Um, first, I want to say that we had a similar experience, or having a similar experience with the composting law that they're going to have to be some modifications. In this case, it's because you know, you can all the best laid plans, and we tried to leave no stone unturned, when you really start to implement, then you discover things that so we're in conversation on that, that happens even with, you know, best designed and, and I also want to express my appreciation, to other quick things. One is just a comment. Since we talked about Enterprise West, I was absolutely thrilled with the responses. I really didn't expect it. And it indicates to me, you know, something, I've been hoping for this county, that a lot of them focused on sustainability one way or another. And I was just really delighted. I don't know how it'll all play itself out. But it was really, really great to see. And the other thing is just to tell folks, Commissioner Jackson is aware, but that we are hosting an event on March 29, which will be after session, but before our next meeting, so it's on green cement. And we're going to be cohosting that with the Department of the Environment, the Climate Smart Committee, and events like that. Our certification as a climate smart community, and we're in the process of recertifying and trying to get an even higher standing. And the point is to be able to reduce greenhouse gas emissions. And most of the conferences and forums that I put together, I often know a lot about and I want to share that knowledge but in this case, I can't vouch for one way or the other. I know very little, but it's something I want to

learn more about and I think others on the climate smart committee and so, I know that that Tom Jackson is aware, but I wanted folks to. It's March 29th. I think it's 6pm. And we're just designing the flyer. Fawn did a beautiful job with that, and we'll be notifying people widely. We have to figure out you know how to make this so that it's open to the legislature, but it's, it's not sponsored by the legislature per se. You have to worry about, you know, forums and quorums and what's discussed and what's not so, but it's it's an educational program, and it should be very interesting. Those are my new businesses.

Chairman Fabiano

Anybody have anything else they want to add tonight? If not, I'll entertain a motion to adjourn.

Legislator Heppner

So moved.

Chairman Fabiano

Motion made by Legislator Heppner.

Legislator Cahill

Will second.

Chairman Fabiano

Seconded by Legislator, Cahill. All in favor.

Committee Members

Aye. Aye.

Chairman Fabiano

All opposed. Motion carried. This meeting is adjourned. Thank you everyone for coming tonight. And be safe out there.

Committee Members

Thank you, good night, take care, bye bye.

Deputy Executive Rider

Good night everybody.