

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

**DATE & TIME:** August 5, 2020 – 6:30 PM  
**LOCATION:** Powered By Zoom Meeting by Dialing (646) 558-8656,  
Meeting ID: 931 8784 8134  
**PRESIDING OFFICER:** Chair Dean Fabiano  
**LEGISLATIVE STAFF:** Jay Mahler, Nettie Tomshaw  
**PRESENT:** Legislators Greene (arrived 6:45 PM), Cahill, Heppner, Litts  
**ABSENT:** None  
**QUORUM PRESENT:** Yes

**OTHER ATTENDEES:** DPW Commissioner Tom Jackson, DPW Deputy Comm. Finance Don Quesnell, Deputy County Executive Marc Rider, SUNY Ulster Jamie Capuano VP Admin. Services

Chair Fabiano called the meeting to order at 6:36 PM.  
Pledge of Allegiance to the Flag.

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**Motion No. 1:** **Moved to Approve Minutes & Transcript of the July 8, 2020 Meeting**  
**Motion By:** Legislator Heppner  
**Motion Seconded By:** Legislator Litts  
**Discussion:** None  
**Voting In Favor:** Legislators Fabiano, Cahill, Heppner, Litts  
**Voting Against:** None  
**Votes in Favor:** 4  
**Votes Against:** 0  
**Disposition:** Minutes **APPROVED**

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**Resolutions for the August 18, 2020 Session of the Legislature**

**Resolution No. 271:** Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – T. McElligott, Inc. – Ulster County Community College

**Resolution Summary:** This resolution approves the execution of a contract in excess of \$50,000.00 with T. McElligott, Inc. for the installation of new HVAC unit on Vanderlyn Hall. \$79.5K, 50% State, 50% County, 5/1/2020 – 8/31/2020.

**Motion No. 2:**                    **Motion to Move and Adopt Resolution No. 271**  
**Motion By:**                    Legislator Litts  
**Motion Seconded By:**      Legislator Heppner

**Discussion:**                    None

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

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**Resolution No. 272:** Authorizing The Chair Of The Ulster County Legislature To Enter Into A Lease Agreement With CPR Associates, LLC For Public Defender Office Space – Department Of Public Works – Buildings And Grounds

**Resolution Summary:** This resolution authorizes the Chair of the UC Legislature to enter into a lease agreement with CPR Associates, LLC for 6,183/SF of office space for the Public Defender located at 280-284 Wall Street, Kingston.

**Motion No. 4:**                    **Motion to Move and Adopt Resolution No. 272**  
**Motion By:**                    Legislator Litts  
**Motion Seconded By:**      Legislator Heppner

**Discussion:**                    None

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

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**Resolution No. 273:** Amending The 2020 Ulster County Budget- CHIPS / PAVE NY / Extreme Winter Recovery (EWR) Funding Adjustment - Department Of Public Works (Highways And Bridges)

**Resolution Summary:** This resolution amends the 2020 Ulster County Budget – CHIPS / PAVE NY / Extreme Recovery (EWR) Funding Adjustment. CHIPS \$352.7K, PAVE-NY \$345.00, EWR \$401.7K, Consolidated Highway Aid \$754.8K. The amounts authorized for these programs by the NYS DOT may be subject to a reduction of up to 20 percent as a result of the impacts from the Coronavirus disease (COVID-19).

**Motion No. 6:**                    **Motion to Discuss Resolution No. 273**

**Motion By:** Legislator Litts  
**Motion Seconded By:** Legislator Heppner

**Discussion:** See attached transcript.

**Motion No. 7: Motion to Adopt Resolution No. 273**

**Motion By:** Legislator Litts  
**Motion Seconded By:** Legislator Heppner

**Voting In Favor:** Legislator Fabiano, Cahill, Heppner, Litts

**Voting Against:** None

**Votes in Favor:** 4

**Votes Against:** 0

**Disposition:** Resolution **ADOPTED**

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**Resolution No. 287:** Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Hudson Valley Fire & Safety, Inc. D/B/A Haight Fire Equipment Supply – Department Of Public Works

**Resolution Summary:** This resolution approves the execution of a contact entered into by the County with Hudson Valley Fire & Safety, Inc. D/B/A Haight Fire Equipment Supply to provide and install Mako Cascade air tank filling equipment. 100% County \$71.9K 8/1/2020 – 12/31/2020.

**Motion No. 8: Motion to Discuss Resolution No. 287**

**Motion By:** Legislator Litts  
**Motion Seconded By:** Legislator Heppner

**Discussion:** See attached transcript.

**Motion No. 7: Motion to Adopt Resolution No. 287**

**Motion By:** Legislator Litts  
**Motion Seconded By:** Legislator Heppner

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

**Voting Against:** None

**Votes in Favor:** 5

**Votes Against:** 0

**Disposition:** Resolution **ADOPTED**

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**Old /New Business** (see attached transcript)

Legislator Greene – Solar assessment of county buildings.

Legislator Litts – Thruway pedestrian toll crossing bridge demolition – (1) 68’ span, (1) 122’ span and ADA compliant stairs available.

Legislator Heppner – O’Hayo Mountain Road and Tannery Brook Road intersection concerns.

**Adjournment**

Chair Fabiano asked if there was any other business, and hearing none;

**Motion Made By:** Legislator Litts

**Motion Seconded By:** Legislator Greene

**No. of Votes in Favor:** 5

**No. of Votes Against:** 0

**TIME:** 6:58 PM

Respectfully submitted: Nettie Tomshaw, Legislative Staff

Minutes Approved: September 2, 2020

## Public Works and Capital Projects Committee

### Transcript

**DATE & TIME:** August 5, 2020 – 6:30 PM

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**PRESIDING OFFICER:** Chair Dean Fabiano

**LEGISLATIVE STAFF:** Jay Mahler, Nettie Tomshaw

**PRESENT:** Legislators Greene (arrived 6:45 PM), Cahill, Heppner, Litts

**ABSENT:** None

**QUORUM PRESENT:** Yes

**OTHER ATTENDEES:** DPW Commissioner Tom Jackson, DPW Deputy Comm. Finance Don Quesnell, Deputy County Executive Marc Rider, SUNY Ulster Jamie Capuano VP Admin. Services

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#### **Chairman Fabiano**

Call the meeting to order for the Public Works. We all rise for the Pledge of Allegiance.

#### **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.

#### **Chairman Fabiano**

Okay, has everybody gotten a chance to review the minutes from last month's meeting?

#### **Legislator Heppner**

I'll move.

**Legislator Litts**

I'll second it.

**Chairman Fabiano**

Motion made by Jonathan Heppner, second by Legislator Litts to approve the minutes, as written, all on favor?

**Committee Members**

Aye. (4-0)

**Chairman Fabiano**

Opposed?

**Chairman Fabiano**

No. Okay. Motion carried.

**Chairman Fabiano**

All right. We will go to resolutions, Resolutions 271: Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – T. McElligott, Inc. – Ulster County Community College. This is for the installation of new HVAC unit in Vanderlyn Hall. 50% State funded; 50% by the County. \$79,500.

**Legislator Litts**

I'll move the resolution.

**Legislator Heppner**

Second.

**Chairman Fabiano**

Moved by Legislator Litts, seconded by Legislator Heppner. All in favor?

**Committee Members**

Aye. (4-0)

**Chairman Fabiano**

All opposed? Motion carried.

**Legislator Manna Jo Greene**

Hi, it's Manna. Can somebody please send me the direct zoom link? Well I can do is call in right now. And I think I need to be there in person, by video. And I can't find the Zoom link... the only thing I tried to go to the Zoom US, and I couldn't get on there. Something is wrong with my computer connection but if somebody sends me the direct link, I will be able to join the meeting. I'm sorry to interrupt.

**Nettie Tomshaw**

Okay, Manna, I will. You can continue if you want. I'll get her when I get her, if that's ok.

**Legislator Litts**

I'll move Resolution 272.

**Legislator Heppner**

Second.

**Chairman Fabiano**

Resolution 272: Authorizing The Chair Of The Ulster County Legislature To Enter Into A Lease Agreement With CPR Associates, LLC For Public Defender Office Space – Department Of Public Works – Buildings And Grounds.

**Chairman Fabiano**

We had a motion made by Legislator Litts and seconded by Legislator Heppner to move this forward. All in favor.

**Committee Members**

Aye. (4-0)

**Chairman Fabiano**

All opposed? Motion carried.

**Chairman Fabiano**

Resolution 273: Amending The 2020 Ulster County Budget- CHIPS / PAVE NY / Extreme Winter Recovery (EWR) Funding Adjustment - Department Of Public Works (Highways And Bridges)

**Legislator Litts**

I'll move it.

**Chairman Fabiano**

Moving for discussion or for vote?

**Legislator Litts**

Well, Tom, where are they doubling or tripling your CHIPS money this year? Yeah.

**Tom Jackson**

It's a factor of 0.8, Herb.

**Legislator Litts**

Okay.

**Tom Jackson**

We don't dare spend that last 20%. But we're, largely finished with the construction season within that 80%. They did a great job of getting contractors on board to do the work very quickly.

**Chairman Fabiano**

Yeah, you did do a lot. I know you did some things in Saugerties. And so, now how are you going to be for the wintertime? I mean, you're going to get the ample amount of money you need to take care of the winter like safe, it's extreme or...

**Tom Jackson**

Well, it's, you know, define extreme. You know, obviously, we're always on pins and needles when we have a big storm come through and you never know.

**Chairman Fabiano**

Right, right.

**Tom Jackson**

But I do think we have covered.

**Chairman Fabiano**

Good.

**Don Quesnell**

I can tell you our salt sheds are about 75% full. We're about halfway through our salt budget money. But like Tom said, it's really depends on your definition of how severe winter's going to be.

**Deputy County Exec. Rider**

It's 2020. So, we'll probably breeze through, right?



**Tom Jackson**

Thanks, Marc, we appreciate that.

**Deputy County Exec. Rider**

The one thing I'll say is that the 20% that they set aside and have not spent, we set aside some in-house projects that can be used to, to get up and going pretty quickly. We don't have to schedule outside contractors in order to spend that last 20%. So, if we get the go-ahead, somehow by the state, to spend that last 20% we'll be able to do so pretty quickly.

**Chairman Fabiano**

All right. So, on the amendment, all in favor?

**Legislator Litts**

Well, wait a minute. John put his hand up to speak.

**Chairman Fabiano**

I apologize.

**Legislator Heppner**

Sorry, for the Extreme Winter Recovery money, that's not setting the budget, in stone, right? Isn't that money that comes down later, kind of what's left, and then the Governor doles it out?

**Don Quesnell**

So, I can answer that if you'd like.

**Legislator Heppner**

Yeah. Thank you.

**Don Quesnell**

So, typically it comes from the state later in the year we get our CHIPS and PAVE NY on a five-year cycle. The EWR (Emergency Weather Recovery) is more of an annual thing. When we budget the county budget, we don't put EWR in because we don't like to assume, we're going to get it. We more or less assume CHIPS and PAVE NY is coming. So, you're really only adding to EWR money from this resolution. And the pennies on the dollar we're getting as an increase on the other two.

**Deputy County Exec. Rider**

But in July is when they tell us what the EWR is essentially from the prior year, right, Don?

**Don Quesnell**

Yes.

**Deputy Executive Rider**

I mean, the \$401K we know we're getting. Subject to the 20% decrease.

**Don Quesnell**

Exactly right. That's money that is ours now, subject to the 20% going away.

**Legislator Heppner**

Thank you. I just want to make sure I had that right.

**Legislator Litts**

And every year the Governor does not put it in his budget. We have to go to Albany on Lobby Day, and we have to fight to get it back in there, and then he puts it in, then he takes it out. It's a game that's played. And then he cuts the amount down and then we get it back up. We work hard, and we get it back. But don't forget, it's August. This is Cargill Salt month.

**Chairman Fabiano**

Okay, so with that said, all in favor of the motion.

**Committee Members**

Aye. (4-0)

**Chairman Fabiano**

All opposed? Motion carried.

**Chairman Fabiano**

Okay. Resolution Number 287: Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Hudson Valley Fire & Safety, Inc. D/B/A Haight Fire Equipment Supply – Department Of Public Works. I'll entertain a motion for discussion.

**Legislator Litts**

I'll move it for discussion.

**Legislator Heppner**

Second.

**Chairman Fabiano**

Motion made by Legislator Litts seconded by Legislator Heppner for discussion.

**Deputy Executive Rider**

So, this is our Cascade System. It was in the original project costs for the Public Safety Training Center. It was in the plumbing contract. And that contract didn't receive any bids and we pulled it out of the original project when we went out to bid. This is a direct purchase of the equipment. It's what fills up the breathing tanks, etc. We're well within that budget and we'll have contingency left. I think one of the things we're going to do with that contingency is potentially redo some of the administration building. Instead of going out to do a million-dollar renovation on a original \$150,000-\$100,000, you know, home, manufactured home, we're going renovate it in-house and use what's left within the contingency, but not go over that budget, and still get what we need for the administration building.

**Legislator Litts**

Good move.

**Tom Jackson**

Yeah, we think that we can do this project in-house. We've got the staffing levels right now and the skill levels. So, we're confident, or, I should say Bob Buser and Leo Maneri are confident. And if they're confident, I'm confident.

**Legislator Litts**

Great.

**Chairman Fabiano**

Is there any more discussion? If not, I'll entertain a vote. All in in favor of this resolution?

**Committee Members**

Aye. (5-0)

**Chairman Fabiano**

All opposed? Motion carried.

**Chairman Fabiano**

Okay. All right. Does anybody have any old business they would like to discuss tonight?

**Legislator Greene**

I do, if I may. I just want to check on... unmuted. Yes. I just wanted to check on I think we talked about it last time and somebody was going to look into it, that there had been money allocated from the Green Fund to do an assessment of the county, all of the county buildings, for solar potential. There was some discussion, but it wasn't clear to me that there was going to be an actual comprehensive study. And I think that last year we allocated the funds to do that. So, if I could just get clarity on that.

**Deputy Executive Rider**

Yes. So, I think I misspoke when... I said, I mean, you're right, you did originally allocate the money in last year's budget. I believe that when we looked at the significant decreases in revenue, in both sales tax through COVID but just getting... We went on a basically a spending freeze, and then asked the departments to do some cuts. And I think this was something that was determined that we could do in a future year, and not necessarily this year, when we're looking to save as much cash as possible and spend as little as possible. Which we've done throughout kind of the administration on trying to figure out how we fill a gap that is anywhere up to you know, worst case scenario is \$35 million. And we still don't know where we're at. So, if we go through with the study, it would be towards the end of the year when we have a little bit better picture of what the overall revenue would be. Otherwise we would look at adding it to another, future, kind of budget.

**Legislator Greene**

All right I'll bring that news back to the Climate Smart Committee that is supposed to make, you know, recommendations in this regard. You know, ultimately, doing that study can not only help the environment but save money and produce energy, self-sufficiency and resilience. So, I appreciate a clear answer. And we'll see what we can do to encourage that to happen this year. If there is a way because, you know, there were funds dedicated for it.

**Deputy Executive Rider**

We certainly wouldn't renovate or redo a roof without determining whether solar, whether the structure was there and whether we needed to spend more money to make it structurally appropriate, and whether it was appropriate for solar. So, I think any of the roofing projects that we had on the slate probably also got pushed, Don and Tom can speak to that.

**Don Quesnell**

They're just starting 2020-2021 now. Yeah.

**Deputy Executive Rider**

So, we're not replacing any roof this year where that study would make us miss that opportunity.

**Legislator Greene**

All right. Thank you. Appreciate it.

**Chairman Fabiano**

Did you have anything else, Manna Jo?

**Legislator Greene**

No, that was it. And I apologize for having technical difficulties.

**Chairman Fabiano**

Not your fault. Anybody else have any old or new business that they would like...

**Legislator Litts**

I've got some new business.

**Chairman Fabiano**

Go ahead, Herb.

**Legislator Litts**

Which when we got on, we talked a little bit about it. Early this morning the owner of A. Severdone & Sons, they're doing the Total Elimination Project on the Thruway. And back when I built, we built the Woodbury Toll Plaza, and anybody who goes south on a Thruway, when you hit Woodbury through the high speed, there is a pedestrian crossing over it to get from one toll plaza to the other. Well, the contractor offered it to me, and asked me if I knew anybody that... So, I reached out to Tom and Dennis, and I'm going to contact him right after this. meeting and tell them that Ulster County is interested in taking the bridge. It comes in two pieces. It's a 68-foot span, and 122-foot span. And I mean I don't know if you want the towers also... I mean a...

**Tom Jackson**

Maybe for the Midtown linear Park, talk to Chris White.

**Legislator Litts**

You know, there's... And you, if you if you weren't going to make it or crossing over a highway, like 209 or something. If you had the towers you wouldn't have to build, you wouldn't have to build it so...

**Tom Jackson**

Right.

**Legislator Litts**

Anyway, I'll get a hold of them and that should save the county a ton of money.

**Chairman Fabiano**

Very good. Very good.

**Tom Jackson**

I mean we I think we should get a look at those towers. I'm serious. The Mid-Town Linear Park is supposed to get staircases. They...

**Legislator Litts**

These are staircases.

**Tom Jackson**

Right, exactly.

**Deputy Executive Rider**

Are they ADA? So, with the Midtown Linear Park, having it mostly federal funding, we can put anything that's not ADA.

**Legislator Litts**

They are they are ADA we put in those chair systems that rides a rail.

**Deputy Executive Rider**

Okay.

**Legislator Litts**

And they had to be ADA compliant for the thruway when they built it.

**Tom Jackson**

It would just be worth taking a look at, Herb. That's all I'm saying. If you can get us some specifications of it, that would be great.

**Legislator Litts**

Did I send you the schematic drawings?

**Tom Jackson**

No, I got a photo.

**Tom Jackson**

Okay. No schematics, they would... Mm hmm.

**Legislator Litts**

Yeah. He subsequently sent me some schematics and, you know, dimension drawings. And I'll forward those on to you.

**Tom Jackson**

Okay. Thank you.

**Tom Jackson**

Sure.

**Tom Jackson**

And one last thought is that the Elmendorf Bridge has been declared unsafe by both county and city engineers. And we've had to close the Midtown Linear Park to prevent people from walking under it. Because it's an it's a wood structure that's at risk of falling down. And our... my preferred alternative for this is that they take the existing bridge down, so that we can open up the trail, and then when they get back into bridge construction, we can close the trail again for that period. But they said that they were reluctant to close the Elmendorf Street Bridge because they like to have pedestrian traffic go across it. So, I'm just wondering if we can make something fit here. I don't know. But it would be worth looking at.

**Deputy Executive Rider**

That would be a temporary fix. You're talking about, Tom?

**Tom Jackson**

The Elmendorf Bridge if that 68-footer could work and we could lend them a footbridge, pedestrian bridge, and coax them into, you know, demolishing the existing structures so, that we can make the trail safe. That's... I'm just trying to connect those dots.

**Deputy Executive Rider**

Yeah.

**Legislator Litts**

Maybe you can make a deal with Severdone when he delivers it, he could set it.

**Tom Jackson**

Maybe, maybe. But specifications would really be a help.

**Legislator Litts**

I'll give you what I have.

**Chairman Fabiano**

Anything else, Herb?

**Legislator Litts**

Well, I can make a motion for an adjournment.

**Chairman Fabiano**

Tom, did you have anything else?

**Tom Jackson**

Well, I just wanted to let Legislator Heppner know that we are working on a couple of requests that he forwarded to us.

**Legislator Heppner**

And I appreciate it.

**Tom Jackson**

And we'll get answers to those things. We reached out to Planning, to David Stauss, to look for accident counts at that intersection of O'Hayo Mountain Road and Tannery Brook Road.

**Legislator Heppner**

I think at the time, we were just so concerned about keeping it from falling into the stream. That, you know that, the issue of it not being a three-way stop wasn't even at the top of the list.

**Tom Jackson**

Right. So, we're, not aware of accident history there that would cause any kind of concern, but I have Andrew Emrich looking into it and working with David Stauss. So, he'll have a pretty thorough answer for you.

**Legislator Heppner**

Okay. Appreciate it.

**Legislator Litts**

Tom, did we have much damage because of last night's storm?

**Tom Jackson**

No, we did not. We have a number of roads that are still in the process of being opened. Flooding was minor, restricted the culverts, nothing major at all. We're going to be cleaning up, you know, tree and branch debris for the next couple of days. But most of the damage was trees and wires. And, you know, Central Hudson has, they have their hands full with this. So, it's taking them time to get to the, to the



roads that need to be cleared so that they can be opened up again. We're monitoring all that so, that, you know, they don't...go ahead.

**Chairman Fabiano**

It seems like we dodged the bullet with this.

**Tom Jackson**

Absolutely.

**Chairman Fabiano**

You dodged a bullet. It could have been a lot worse for our area and it wasn't.

**Legislator Litts**

And you know, not too far from here, up by Fulton. The flooding occurred so quickly, on the street, that it washed across the bridge and took the parapets off of it.

**Tom Jackson**

Oh, my goodness.

**Chairman Fabiano**

Wow.

**Tom Jackson**

Yeah. Water is a an amazingly powerful force. And we did dodge a bullet.

**Legislator Litts**

Yeah. When all those little drops get together, they can be quite forceful.

**Tom Jackson**

Yeah, and a lot of that rain fell on the Catskills. The Catskills took a direct hit by the eye of the storm and they got they got bad rain. But I think Dutchess County actually got hit worse than we did, with the wind.

**Chairman Fabiano**

Yep. So, there was a motion made by Legislators Litts to adjourn this meeting. Do I have a second?

**Legislator Greene**

I'll second.

**Chairman Fabiano**

Seconded by Legislator Greene. All in favor?

**Committee Members**

Aye. (5-0)

**Chairman Fabiano**

This meeting is adjourned. Thank you all for hanging in there tonight and have a good night and everybody stay safe. Good night.