

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

DATE & TIME: October 2, 2019 – 6:00 PM
LOCATION: COB, 6th Floor, K. L. Binder Library
PRESIDING OFFICER: Chair Laura Petit
LEGISLATIVE STAFF: Nettie Tomshaw
PRESENT: Legislators Fabiano, Nolan, Litts, Bartels
ABSENT: Legislator Greene
QUORUM PRESENT: Yes

OTHER ATTENDEES: Deputy County Executive Marc Rider, DPW Commissioner Tom Jackson, DPW Deputy Comm. Finance Don Quesnell, UC Agricultural Society Jenny Lang and John Fitzpatrick

Chair Petit called the meeting to order at 6:15 PM.
Pledge of Allegiance to the Flag.

Motion No. 1: **Moved to Approve Minutes of the September 4th & 17th Meeting**
Motion By: Legislator Nolan
Motion Seconded By: Legislator Litts
Discussion: None
Voting In Favor: Legislators Petit, Fabiano, Nolan, Litts, Bartels
Voting Against: None
Votes in Favor: 5
Votes Against: 0
Disposition: Minutes **APPROVED**

➤ Ulster County Agricultural Society – Request for Five Year Rolling License Agreement

Jenny Lang and John Fitzpatrick spoke to the need to have a long-term agreement in collaboration with the County. Marc Rider expressed the County would like to have more authority going forward. Legislator Litts noted the Ag Society should take the lead role, suggesting a five-year plan. Legislator Nolan would like both parties to meet somewhere in the middle, suggesting a two-year plan. Legislator Fabiano expressed the need for future discussions and ideas, however shared the Ag Society’s urgency to put a contract in place now. Fairground vendor contracts need to be put in place well in advance. Committee discussion

ensued. Chairwoman Bartels suggested a group of interested parties meet to air ideas and articulate their vision for the fairgrounds. Chairwoman Bartels assistant will reach out to interested Legislators – Petit, Fabiano and Litts, expressed interest. John Fitzpatrick to forward the Ag Society’s 5-year capital plan to the committee clerk and cc Marc Rider & Tom Jackson.

- The Ag Society is seeking renewal of its License Agreement to operate the fairgrounds by 12/31/19 so that contracts can be signed for future events.
- The License Agreement being operated under was effective 1/1/13 and expired 12/31/17 (5-year term). Since then there have been 2 amendments extending the agreement for two – one year periods.
- Section 6 of the License Agreement requires a Capital Improvement Obligation of \$15K annually plus 25% of profit be invested into capital improvements and maintenance projects.
- In the past 11 years’ the Ag Society has invested over 1 million dollars into capital improvements affixed to the real estate for an average of \$83K annually.
- These funds were an asset of the Ag Society and were converted into improvements owned by the County of Ulster due to its ownership of the real estate.
- In addition, there are three grants available through the state of New York totaling \$288K to make further improvements to the fairgrounds.
- The Ag Society is planning these improvements pending the agreement renewal and will be applying for the grants to fund them knowing that the improvements will thereafter be owned by the County of Ulster.
- Based on the above, we feel that the Ag Society has proven its ongoing commitment to the continuation of the Ulster County Fair and has earned the consideration of a minimum 5-year rolling License Agreement to operate the fairgrounds going forward.
- In the event the License Agreement is not renewed, that will allow four years to cease improvements, retain any profits, and seek alternative locations to relocate the Ulster County Fair and fund basic infrastructure.
- A one year term or a “notice of termination” clause essentially reducing the agreement term to one year would not afford the Ag Society sufficient time to accomplish this endeavor if necessary.

Resolutions for the October 15, 2019 Session of the Legislature

Resolution No. 416: Establishing A Policy For Consideration Of Solar Arrays On All New Or Renovated/Replaced Roofs On Ulster County Buildings

Resolution Summary: This resolution establishes a policy to consider solar arrays for new or renovated roofs on Ulster County buildings. Financial impact to be determined per project.

Motion No. 2: **Motion to Discuss Resolution No. 416**

Motion By: Legislator Litts

Motion Seconded By: Legislator Bartels

Voting In Favor: Legislator Petit, Fabiano, Nolan, Litts, Bartels
Voting Against: None
Votes in Favor: 5
Votes Against: 0

Discussion:

Legislator Litts considered offering an amendment to modify wording in the Resolve paragraph requiring an engineer feasibility and cost study for new, renovated or replaced county roofs. Committee discussion ensued - noting 40 county buildings and lawn solar focus at the LEC. Chair Petit will discuss further with sponsor J. Maloney.

Motion No. 3: **Motion to Postpone Resolution No. 416**
Motion By: Legislator Fabiano
Motion Seconded By: Legislator Litts

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

Resolution No. 423: Amending Capital Project No. 529 (Purchase Of Mass Transit Buses And Related Equipment) And Amending The 2019 Capital Fund Budget – Ulster County Area Transportation (UCAT)

Resolution Summary: This resolution amends Capital Project No. 529 and amends the 2019 Capital Fund Budget for the purchase of two 26 Foot Low Floor Cutaway Buses and three 35 Foot Mass Transit Buses. \$1,396,384.00 Federal, \$349,096.00 State aid reimbursement. A Bond Resolution will be required.

Motion No. 4: **Motion to Discuss & ADOPT Resolution No. 423**
Motion By: Legislator Nolan
Motion Seconded By: Legislator Litts

Discussion: None

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

Resolution No. 428: Amending Capital Project No. 482 – Countywide Radio System – Department Of Emergency Communications / Emergency Management

Resolution Summary: This resolution amends Capital Project No. 482 for a Countywide Radio System in the amount of \$20,640,000.00. The full operating budget was not expended in 2017 and can be applied to this project. \$477.4K 100% NYS Reimbursed. A Bond Resolution will be required.

Motion No. 5: **Motion to Discuss & ADOPT Resolution No. 428**
Motion By: Legislator Litts
Motion Seconded By: Legislator Nolan

Discussion:

Chair Petit confirmed this is the Saugerties tower site. Committee discussion ensued. Chair Petit asked that Steve Peterson be invited to the November meeting to discuss the Inner Operability Project. The towers will be designed to hold other equipment.

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

Resolution No. 433: Establishing Capital Project No. 552 (SUNY Ulster – Kingston Center Roof Safety Improvement) And Amending The 2019-2024 Capital Project Fund – SUNY Ulster

Resolution Summary: This resolution establishes Capital Project No. 552 SUNY Ulster – Kingston Center Lower Roof Safety Improvement project, amending the 2019-2024 Capital Project Fund. The Kingston Center located at 94 Mary’s Ave. in Kingston is in need of a safety platform and railing to meet OSHA requirements protecting workers who maintain the HVAC system and other equipment. The railing will cover an approximate 144 LF of non-penetrating safety rail and (15) single attachment plates. \$90K, 50% reimbursable from the NYS Dormitory Authority. A Bond Resolution will be required.

Motion No. 6: **Motion to Discuss & ADOPT Resolution No. 433**
Motion By: Legislator Nolan
Motion Seconded By: Legislator Litts

Discussion:

Chair Petit questioned the not to exceed estimated cost of \$90K for 115 LF. Legislator Nolan questioned and Marc Rider confirmed (after the meeting) the project has not gone out to bid – just quotes. If the project is more than \$50K it will come before the committee. Commissioner Jackson noting OSHA requirements – design safety features.

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

Resolution No. 435: Amending The 2019 – 2024 Capital Improvement Program – Establishing Capital Project No. 549 Replacement HVAC At Information Services – 25 South Manor – Amending The 2019 Capital Fund Budget – Department Of Public Works

Resolution Summary: This resolution amends the 2019-2024 Capital Improvement Program establishing Capital Project No. 549 for the replacement of (1) HVAC unit at the IS building, located on South Manor Ave, Kingston. \$74.6K 100% County. A Bond Resolution Will Be Required.

Motion No. 7: **Motion to Discuss & ADOPT Resolution No. 435**
Motion By: Legislator Nolan
Motion Seconded By: Legislator Fabiano

Discussion: None

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

Resolution No. 437: Authorizing An Application For A Grant From The Catskill Watershed Corporation (CWC) For The Maltby Hollow Bridge Replacement Project In The Town Of Olive And Authorizing The Execution Of Any Associated Grant Funding Agreements With CWC – Department Of Public Works

Resolution Summary: This resolution authorizes an application for a Flood Hazard Mitigation Implementation Program (FHMIP) grant from the Catskill Watershed Corp. for design services for the replacement of the Maltby Hollow Bridge project in the Town of Olive, and authorizes the execution of any associated grant funding agreements with CWC. \$120K Anticipated 2019 Capital Revenue Dollars.

Motion No. 8: **Motion to Discuss & ADOPT Resolution No. 437**
Motion By: Legislator Nolan
Motion Seconded By: Legislator Fabiano

Discussion:

Legislator Nolan asked that her name be added as a sponsor, noting most flood money funding comes from the DEP. Legislator Nolan would also like to see regular CWC committee member updates- report back to the county. Commissioner Jackson provided an overview/concept of the project withstanding a 500-year storm. Debris lodging at the bridge opening, up to a 50% capacity opening would withstand the strength of a 100-year storm. If the current bridge washed out, it would result in a 60-mile detour. This is for a grant application for design services and CWC funding agreement only. Chair Bartels appreciates this type of forward thinking noting storm water level terminology is antiquated – happens more frequent. Committee discussion ensued.

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

Resolution No. 440: Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – S&O Construction Services, Inc. – Department Of Public Works

Resolution Summary: This resolution approves the execution of a contract with S&O Construction Services, Inc. for the replacement of four HVAC roof top units at the Development Court Complex in Kingston, and one HVAC roof top unit at the Information Services building, located at 25 South Manor Avenue, Kingston. \$147K 100% County. Contract Date 11/1/2019 – 12/31/2020

Motion No. 9: **Motion to Discuss & ADOPT Resolution No. 440**
Motion By: Legislator Nolan
Motion Seconded By: Legislator Fabiano

Discussion:

Marc Rider noted this is the contract coming out of Resolution No. 435.

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

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: 7:40 PM
Respectfully submitted: Nettie Tomshaw, Legislative Staff
Minutes Approved: November 6, 2019