

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

DATE & TIME: April 5, 2017 – 6:30 PM
LOCATION: COB, 6th Floor, K. L. Binder Library
PRESIDING OFFICER: Chairman Dean Fabiano
LEGISLATIVE STAFF: Nettie Tomshaw
PRESENT: Legislators Greene, Loughran, Litts, Maloney
ABSENT: None
QUORUM PRESENT: Yes

OTHER ATTENDEES: Legislator Richard Parete, Legislator Chris Allen, John H. Dittus III Councilman Hurley, Deputy Commissioner Department of Public Works Brian Cunningham, PW Field Operations Mgr. Joe Whittaker, Deputy County Exec. Kenneth Crannell, Planning Department Director Dennis Doyle, Planning Deputy Director Chris White

Chairman Fabiano called the meeting to order at 6:30 PM.

Chairman Fabiano opted to address multiple resolutions out of sequence for the benefit of guests present.

Motion No. 1: **Moved to Approve the Minutes of the March 5, 2017 meeting**
Motion By: Legislator Maloney
Motion Seconded By: Legislator Loughran
Discussion: None
Voting In Favor: Legislators Fabiano, Greene, Loughran, Litts, Maloney
Voting Against: None
Votes in Favor: 5
Votes Against: 0
Disposition: Minutes approved

Resolutions for the April 18, 2017 Session of the Legislature

Resolution No. 160: Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement With The New York State Department Of Environmental Conservation (DEC) To Accept Grant Funds Under The 2016 Municipal Zero-emission Vehicle (ZEV) & ZEV Infrastructure Rebate Program – Department Of Public Works

Resolution Summary: This resolution is in response to a rebate/grant program issued by the NYS DEC for the 2016 Municipal Zero-emission Vehicle Infrastructure rebate program awarding the county \$15K to purchase ZEV Vehicles as part of the county’s sustainable green fleet policy.

Motion No. 2: Resolution moved for discussion
Motion By: Legislator Litts
Motion Seconded By: Legislator Loughran

Discussion:

Deputy County Ken Crannell provided an overview of current county vehicles including this rebate/grant program for an additional twelve plug-in energy efficient vehicles.

Motion No. 3: Moved to adopt Resolution No. 160
Motion By: Legislator Loughran
Motion Seconded By: Legislator Litts

Voting In Favor: Legislator Fabiano, Greene, Loughran, Litts, Maloney
Voting Against: None
Votes in Favor: 5
Votes Against: 0
Disposition: Resolution adopted

Resolution No. 161: Authorizing The Chairman Of The Ulster County Legislature To Execute Agreements With The New York State Department Of Environmental Conservation (DEC) To Accept Grant Funds Under The 2016 Municipal Zero-emission Vehicle (ZEV) & ZEV Infrastructure Rebate Program – Amending The 2017 Ulster County Budget – Department Of Public Works

Resolution Summary: This resolution is in response to a rebate/grant program issued by the NYS DEC for the 2016 Municipal Zero-emission Vehicle Infrastructure rebate program awarding the county \$71.3K for the purchase and installation of ZEV charging station infrastructure as part of the county’s sustainable green fleet policy. \$71K State, \$71K County.

Motion No. 4: Resolution moved for discussion
Motion By: Legislator Litts
Motion Seconded By: Legislator Maloney

Discussion:

Deputy County Executive Ken Crannell conveyed this resolution allows for the acceptance of grant funding for additional electric vehicle infrastructure. Ken provided a spread sheet of the 2016 vehicle charging station usage. The committee discussed locations, public/employee usage and payment of the new charging stations. Newest locations for infrastructure are (2) BRC, (2) Golden Hill Offices, (1) UCCC Stone Ridge, (1) C.O. B. One fully all electric drive vehicle will be used primarily by the Department of Environment. Legislator Richard Parete and Ken Crannell concurred the current program was primarily established for county vehicle usage, whereas this new grant is primarily dedicated for public usage. The legislature will need to create/amend the policy going forward. Committee discussion ensued. Legislator Greene commended both Amanda LaValle for her hard work, always being ahead of the curve and the Energy and Environment Committee for really going through a deliberative process by bringing people in.

Motion No. 5: **Moved to adopt Resolution No. 161**

Motion By: Legislator Loughran

Motion Seconded By: Legislator Litts

Voting In Favor: Legislator Fabiano, Greene, Loughran, Litts, Maloney

Voting Against: None

Votes in Favor: 5

Votes Against: 0

Disposition: Resolution adopted

Resolution No. 164: Authorizing The Chairman Of The Ulster County Legislature To Enter Into A Non-Exclusive Easement And Right Of Way Relocation Agreement With Kingston NY Retail LLC Relocating Access To Property Owned By Ulster County Along Washington Avenue In The Town Of Ulster For The Purpose Of Allowing The Project Known As Kingston Commons To Be Constructed – Department Of Planning

Resolution Summary: This resolution allows for a relocation agreement with Kingston NY Retail LLC to relocate access to property owned by the county along Washington Ave. in the Town of Ulster, allowing a 60 foot right-of-way and drainage easement for the construction of Kingston Commons.

Motion No. 6: **Resolution moved for discussion**

Motion By: Legislator Maloney

Motion Seconded By: Legislator Litts

Discussion:

Chairman Fabiano called upon Dennis Doyle who provided an overview of the relocation of the existing easement as proposed:

- Grant UC an additional non-exclusive easement to the signalized intersection at Washington Ave. and Sawkill Road – making it a 4-way signal.
- Remove fill placed on the county lands within the floodway by others
- Seed, landscape, sidewalks all on county lands
- Provide water, sewer, gas and electric service to the property line of the county lands
- Construct an access road and parking area on county lands
- Will remain available access for park use
- 1-1/2 yr. in the making
- Save sycamore tree on site

Motion No. 7: **Moved to adopt Resolution No. 164**

Motion By: Legislator Loughran

Motion Seconded By: Legislator Maloney

Voting In Favor: Legislator Fabiano, Greene, Loughran, Litts, Maloney

Voting Against: None

Votes in Favor: 5

Votes Against: 0

Disposition: Resolution adopted

Resolution No. 139: Setting A Public Hearing On Naming A County-Owned Asset To Be Held On Tuesday, May 9, 2017 At 6:30 PM

Resolution Summary: This resolution sets a public hearing on naming a county owned bridge that spans the Esopus Creek on CR 29A located in the Town of Hurley the “Jack Gill Bridge.”

Motion No. 8: **Resolution moved for discussion**

Motion By: Legislator Maloney

Motion Seconded By: Legislator Litts

Discussion:

Chairman Fabiano called upon Legislator Richard Parete, sponsor of this resolution who shared his and the community’s desire to name a county bridge on Wynkoop Road, in the Town of Hurley after Jack Gill of the former Gill Farms. Mr. Gill was a local beloved farmer, founding member of the Hurley Volunteer Fire Department, and a US Marine Purple heart recipient who fought in Iwo Jima. John Dittus, Town of Hurley Councilman also shared fond memories of the late Jack Gill. Legislator Litts shared 54 years of friendship with Jack Gill.

Note: Legislator Herbert Litts and Legislator James Maloney made the request to add their names as co-sponsors.

Motion No. 9: **Moved to adopt Resolution No. 139**

Motion By: Legislator Maloney

Motion Seconded By: Legislator Litts

Voting In Favor: Legislator Fabiano, Greene, Loughran, Litts, Maloney
Voting Against: None
Votes in Favor: 5
Votes Against: 0
Disposition: Resolution adopted

Resolution No. 168: Amending Capital Project No. 483 – Fire Training Center – Department Of Public Works To Increase Funding For Design And Engineering Work And Include Funding For Legal Work (Department Of Public Works Buildings And Grounds)

Resolution Summary: This resolution amends Capital Project No. 483 by increasing funding to allow for design and engineering work for the Fire Training Center to ensure all needed elements and site decisions are provided for prior to the authorization of construction. A bond resolution will be required. \$48K increase

Motion No. 10: Resolution moved for discussion
Motion By: Legislator Litts
Motion Seconded By: Legislator Loughran

Discussion:

Chairman Fabiano called upon Dennis Doyle who provided an overview for increased funds required for design and engineering work due to the RFP that came in higher than estimated. The other increases would cover a title search on the property, legal, and SEQRA work. Chairman Fabiano noted this resolution was passed in the Law Enforcement and Public Safety Committee. Legislator Greene shared the desire for a fire training center in Ulster County, who personally looked at the site and received numerous calls from surrounding neighbors about the effects of ground water contamination, actual site design, noise, storm water, smoke, wetland habitat and wildlife effects, among other factors. Legislator Greene would like to bring the community together for an open dialogue of the project and also consider other sites. Legislator Loughran questioned the RRA property as a potential site; however the fire service has rejected this site possibly due to inadequate acreage. Committee discussion ensued.

Motion No. 11: Moved to adopt Resolution No. 168
Motion By: Legislator Loughran
Motion Seconded By: Legislator Litts

Voting In Favor: Legislator Fabiano, Loughran, Litts, Maloney
Voting Against: Legislator Greene
Votes in Favor: 4
Votes Against: 1
Disposition: Resolution adopted

Resolution No. 149: Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – CT Male Associates – Department Of Public Works

Resolution Summary: This resolution allows for the increase of funding made available for design, engineering, advertising, award and construction support for the UC Fire Training Center on Cottekill Road just east of the SUNY Ulster campus in the Town of Marbletown.

Motion No. 12: Resolution moved for discussion

Motion By: Legislator Maloney

Motion Seconded By: Legislator Loughran

Discussion:

Chairman Fabiano called upon Dennis Doyle who noted there were five bid responders, three of which were interviewed. The committee unanimously selected CT Male Associates to provide the design services. 100% County, \$189K, 4/24/17 - 12/31/18

Motion No. 13: Moved to adopt Resolution No. 149

Motion By: Legislator Maloney

Motion Seconded By: Legislator Loughran

Voting In Favor: Legislator Fabiano, Loughran, Litts, Maloney

Voting Against: Legislator Greene

Votes in Favor: 4

Votes Against: 1

Disposition: Resolution adopted

Resolution No. 145: Supporting A Request For A Traffic Study And Permanent Speed Limit Reduction, And Requesting A Reduced Detour Speed Limit With Increased State Police Presence On Forest Road In Plattekill

Resolution Summary: This resolution supports a request by Orange County for a traffic study and permanent speed limit reduction during the duration of the reconstruction project on Forest Road in the Town of Plattekill and upon crossing into the Town of Newburgh in Orange County.

Motion No. 14: Resolution moved for discussion

Motion By: Legislator Litts

Motion Seconded By: Legislator Maloney

Discussion: After review to support a request made by Orange County for a traffic study and speed limit reduction in the Town of Plattekill, the committee decided to take no action until further review with the sponsor. (Note: Committee met on 4/11/17 and voted unanimously in support of this resolution)

Voting In Favor: None

Voting Against: None

Votes in Favor: 0

Votes Against: 0

Disposition: No Action Taken

(Please Note: Committee met on 4/11/17 and voted unanimously in support of this resolution)

Resolution No. 150: 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 amends/extends the Peckham Road Corp. contract agreement for in-place paving of county roads.

Motion No. 16: Resolution moved for discussion
Motion By: Legislator Loughran
Motion Seconded By: Legislator Litts

Discussion: Legislator Litts and committee asked Joe Whittaker for a finalized eligible list of roads once confirmed to aid constituent calls. Joe Whittaker noted an increase in CHIPS funding will increase area paving opportunities.

Motion No. 17: Moved to adopt Resolution No. 150
Motion By: Legislator Loughran
Motion Seconded By: Legislator Litts

Voting In Favor: Legislator Fabiano, Greene, Loughran, Litts, Maloney
Voting Against: None
Votes in Favor: 5
Votes Against: 0
Disposition: Resolution adopted

Resolution No. 151: 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 amends/extends the Callanan Industries Inc. contract agreement for in-place paving of county roads.

Motion No. 18: Resolution moved for discussion
Motion By: Legislator Maloney
Motion Seconded By: Legislator Litts

Discussion: Same as Resolution No. 150 – however different vendor.

Motion No. 19: Moved to adopt Resolution No. 151
Motion By: Legislator Maloney
Motion Seconded By: Legislator Litts

Voting In Favor: Legislator Fabiano, Greene, Loughran, Litts, Maloney
Voting Against: None

Votes in Favor: 5
Votes Against: 0
Disposition: Resolution adopted

Resolution No. 152: 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 amends/extends the Peckham Road Corp. contract agreement for cold in-place asphalt recycling.

Motion No. 20: Resolution moved for discussion
Motion By: Legislator Maloney
Motion Seconded By: Legislator Litts

Discussion: Joe Whittaker noted last year it didn't work out very well however wanted to try the process once again.

Motion No. 21: Moved to adopt Resolution No. 152
Motion By: Legislator Maloney
Motion Seconded By: Legislator Litts

Voting In Favor: Legislator Fabiano, Greene, Loughran, Litts, Maloney
Voting Against: None
Votes in Favor: 5
Votes Against: 0
Disposition: Resolution adopted

Resolution No. 153: Approving The Execution Of A Contract Amendment In Excess Of \$50,000.00 Entered Into By The County – Highway Rehabilitation Corp. – Department Of Public Works

Resolution Summary: This resolution amends/extends the Highway Rehabilitation Corp. contract agreement for hot in-place asphalt recycling.

Motion No. 22: Resolution moved for discussion
Motion By: Legislator Litts
Motion Seconded By: Legislator Maloney

Discussion: Joe Whittaker explained this is a hot-in-place liquid asphalt recycling – burning process.

Motion No. 23: Moved to adopt Resolution No. 153
Motion By: Legislator Litts
Motion Seconded By: Legislator Maloney

Voting In Favor: Legislator Fabiano, Greene, Loughran, Litts, Maloney
Voting Against: None
Votes in Favor: 5
Votes Against: 0
Disposition: Resolution adopted

Resolution No. 154: Approving The Execution Of a Contract Amendment Causing The Aggregate Contract Amount To Be In Excess Of \$50,000.00 Entered Into By The County – Town & County Bridge And Rail Inc. – Department Of Public Works

Resolution Summary: This resolution amends/extends the Town & County Bridge And Rail Inc. contract agreement to provide Shotcrete concrete repair services.

Motion No. 24: Resolution moved for discussion
Motion By: Legislator Litts
Motion Seconded By: Legislator Maloney

Discussion: Joe Whittaker explained this contract with Town & County Bridge And Rail Inc., will repair large culverts by pneumatically projecting concrete (Shotcrete) sealing – relining culverts at specified locations to be identified by DPW. Ulster County will provide any needed traffic control. 100% County, \$40K

Motion No. 25: Moved to adopt Resolution No. 154
Motion By: Legislator Litts
Motion Seconded By: Legislator Maloney

Voting In Favor: Legislator Fabiano, Greene, Loughran, Litts, Maloney
Voting Against: None
Votes in Favor: 5
Votes Against: 0
Disposition: Resolution adopted

Resolution No. 155: 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 amends/extends the Gorman Bros. Inc. contract agreement for crack sealing services.

Motion No. 26: Resolution moved for discussion
Motion By: Legislator Maloney
Motion Seconded By: Legislator Litts

Discussion: Chairman Fabiano confirmed this contract is to seal roadway cracks. Rates are \$18.50/ton. The budget has approx. \$60K for the crack seal demand – ongoing.

Motion No. 27: Moved to adopt Resolution No. 155
Motion By: Legislator Maloney
Motion Seconded By: Legislator Litts

Voting In Favor: Legislator Fabiano, Greene, Loughran, Litts, Maloney
Voting Against: None
Votes in Favor: 5
Votes Against: 0
Disposition: Resolution adopted

Resolution No. 166: Authorizing The Acquisition Of Right-Of-Way Interests Over Certain Real Property For The Rehabilitation Of The Wallkill Bridge Over The Wallkill River And Amending Capital Project 439 For Right-Of-Way Acquisition – Department Of Public Works (Highways & Bridges)

Resolution Summary: This resolution identifies and authorizes the need to acquire right of way interests in order to construct the rehab of the Wallkill Bridge project.

Motion No. 28: Resolution moved for discussion
Motion By: Legislator Loughran
Motion Seconded By: Legislator Maloney

Discussion: Chis White and committee discussed the bridge location in Wallkill and the requirement for eminent domain acquisitions. The county is exempt from the hearing requirement because the acquisition is de minimis in nature so that the public interest will not be prejudiced by the construction of the project. Land owners were made aware of the project and will be provided just compensation in accordance with real estate appraisals.

Motion No. 29: Moved to adopt Resolution No. 166
Motion By: Legislator Loughran
Motion Seconded By: Legislator Maloney

Voting In Favor: Legislator Fabiano, Greene, Loughran, Litts, Maloney
Voting Against: None
Votes in Favor: 5
Votes Against: 0
Disposition: Resolution adopted

Resolution No. 167: Authorizing The Chairman Of The Ulster County Legislature To Waive Its Right Of First Refusal To Purchase Real Property Located At 16 Lucas Avenue In The City Of Kingston, Ulster County, New York And To Release All Right, Title And Interest In

Purchasing Said Property To Its Owner, GD Realty Kingston, LLC, And To Its Lessor, GD Realty Company – Department Of Public Works (Buildings And Grounds)

Resolution Summary: This resolution authorizes the county to waive its right to purchase property located at 16 Lucas Ave. (Family Court) from GD Realty of Kingston. LLC, and GD Realty Company.

Motion No. 30: Resolution moved for discussion

Motion By: Legislator Loughran

Motion Seconded By: Legislator Fabiano

Discussion: Legislator Loughran confirmed the project is on schedule and inquired as to the status of its progress. Brian Cunningham expressed the design phase is ongoing, nothing has gone out to bid, no demolition has begun as tenants are still utilizing the facility, and most likely late fall the project will begin. LaBella from Rochester is the architect – the schematic design which is the first phase of basic services for the project is almost completed. The move itself will be late 2018 if all goes according to plan. Committee discussion ensued.

Legislator Greene as Chair of the Climate Smart Committee noted she will reach out to Bob Sudlow requesting a representative with the Department of Public Works come before her committee to keep them abreast as to energy efficiencies and renewable energy.

Motion No. 31: Moved to adopt Resolution No. 167

Motion By: Legislator Loughran

Motion Seconded By: Legislator Fabiano

Voting In Favor: Legislator Fabiano, Greene, Loughran, Litts, Maloney

Voting Against: None

Votes in Favor: 5

Votes Against: 0

Disposition: Resolution adopted

Old Business:

Legislator Maloney thanked the Public Works Department for the burn signage on Sawkill Road and requested an additional sign be installed if possible.

Chris White came before the committee to inform the members of a late resolution to be presented at the April legislative session. Chris provided colored photo's to the committee of U&D Railroad embankment segment repairs needed and scope of work.

Adjournment

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

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

TIME: 7:50 PM

Respectfully submitted: Nettie Tomshaw, Legislative Staff
Minutes Approved: May 3, 2017