

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

DATE & TIME: June 7, 2017 – 6:30 PM
LOCATION: COB, 6th Floor, K. L. Binder Library
PRESIDING OFFICER: Chairman Fabiano
LEGISLATIVE STAFF: Nettie Tomshaw
PRESENT: Legislators Loughran, Greene, Litts, Maloney
ABSENT: None
QUORUM PRESENT: Yes

OTHER ATTENDEES: Legislator Jennifer Berky Schwartz, Acting Commissioner DPW Brian Cunningham, Planning Department Deputy Director Chris White, UC Deputy Dir. Budget Office Jamie Capuano, Ilona Ross UC Resident

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

Motion No. 1: **Moved to Approve the Minutes of the May 3, 2017 Meeting**
Motion By: Legislator Maloney
Motion Seconded By: Legislator Litts
Discussion: None
Voting In Favor: Legislators Fabiano, Loughran, Greene, Litts, Maloney
Voting Against: None
Votes in Favor: 5
Votes Against: 0
Disposition: Minutes approved

Chairman Fabiano welcomed Legislator Jennifer Schwartz Berky who came before the committee to peak interest and dialogue regarding the creation of an “Open Government Policy”, whereas creating a clearer flow of information to decision makers on both sides of the aisle as well as the general public. Legislator Berky expressed her caucus has voiced an interest however, she feels a bi-partisan support is essential. Legislator Berky noted the NYS Governor’s office is touting the efforts of Steuben County, NY who has adopted a special initiative for open data, and there are counties all over the country who have implemented open data initiatives. Legislator Berky provided a two page handout with ideas how to get started, and reached out to committee members asking if anyone would like to meet with her offline, working across the aisle to create a transparent, informed and procurement decision-making policy to better measure performance.

Resolutions for the June 20, 2017 Session of the Legislature

Resolution No. 275: Authorizing The Chairman Of The Ulster County Legislature To Execute An Agreement With The Town Of Lloyd For Real Property for The Hudson Valley Rail Trail West: Phase 4 (PIN 8761.21) In The Town Of Lloyd – Department Of Planning

Resolution Summary: This resolution authorizes the UC Chairman to execute an agreement with the Town of Lloyd for the county to acquire an easement from the town for construction of the project on approximately 0.69 acres at the east end of the project located on part of the Town of Lloyd's Parcel 87.2-8-8.211 (Town of Lloyd Easement).

Motion No. 2: Resolution moved for discussion

Motion By: Legislator Litts

Motion Seconded By: Legislator Maloney

Discussion:

Chris White, provided an overview of the agreement to extend the Hudson Valley Rail Trail toward New Paltz. Three of the four property owners have signed agreements with the county. The fourth property owner has a title issue with the name on the deed which the county is working through. The county needs a 300/LF easement transfer to connect the Towns Phase 3 to the County's Phase 4 and build the facility. The county is on schedule to start construction by November. This trail is now on the Governor's Empire State Trail which will provide funds to help the DOT design and construct a connection into New Paltz so it won't be a stranded/dead end trail.

Motion No. 3: Moved to adopt Resolution No. 275

Motion By: Legislator Litts

Motion Seconded By: Legislator Loughran

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

Voting Against: None

Votes in Favor: 5

Votes Against: 0

Disposition: Resolution adopted

Resolution No. 250: Approving The Execution Of A Contract In Excess Of \$50,000.00 Entered Into By The County – Sullivan County Paving & Construction Inc. – Department Of Public Works

Resolution Summary: This contract with Sullivan County Paving & Construction Inc. authorizes paving three miles of road shoulder along County Road 58. 100% County, 5/22/17-10/31/17

Motion No. 4: Resolution moved for discussion

Motion By: Legislator Maloney
Motion Seconded By: Legislator Litts

Discussion: Chairman Fabiano provided an overview of the contract.

Motion No. 5: **Moved to adopt Resolution No. 250**

Motion By: Legislator Maloney

Motion Seconded By: Legislator Litts

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

Voting Against: None

Votes in Favor: 5

Votes Against: 0

Disposition: Resolution adopted

Resolution No. 253: Approving The Execution Of A Contract Amendment In Excess Of \$50,000.00 Entered Into By The County – Hudson Valley Engineering Associates, P.C. – Department Of Public Works

Resolution Summary: This contract amendment with Hudson Valley Engineering Associates, P.C. expands the scope of work for engineering and right-of-way services on the south Putt Corners project to include inspection services. 80% Federal, 20% County \$412K amendment #2

Discussion: None

Motion No. 6: **Moved to adopt Resolution No. 253**

Motion By: Legislator Maloney

Motion Seconded By: Legislator Litts

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

Voting Against: None

Votes in Favor: 5

Votes Against: 0

Disposition: Resolution adopted

Resolution No. 255: Amending Resolution No. 94 Dated March 18, 2014 And Amending Resolution No. 208 Dated May 19, 2017 Relating To Capital Project No. 405 – Kelder Center SUNY Ulster – SUNY Ulster

Resolution Summary: This resolution at the request of the State University of New York (SUNY) amends the funding split as follows: \$191.6K SUNY funding, \$111.3K College Foundation, \$73.7K NYSERDA, \$6.6K SUNY Ulster.

Motion No. 7: **Resolution moved for discussion**

Motion By: Legislator Maloney

Motion Seconded By: Legislator Loughran

Discussion:

Jamie Capuano explained the SUNY Center wanted the county to amend the resolution to delineate the funding to reflect the foundations share be separate from the construction funding.

Motion No. 8: Moved to adopt Resolution No. 255

Motion By: Legislator Maloney

Motion Seconded By: Legislator Loughran

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

Voting Against: None

Votes in Favor: 5

Votes Against: 0

Disposition: Resolution adopted

Resolution No. 257: Amending The 2017 Ulster County Budget – CHIPS Funding Adjustment – Department Of Public Works (Highways And Bridges)

Resolution Summary: This resolution amends the 2017 Ulster County budget to reflect the net difference of the rollover balance and State decrease in funding of \$3,464.15.

Motion No. 9: Resolution moved for discussion

Motion By: Legislator Litts

Motion Seconded By: Legislator Maloney

Discussion: Chairman Fabiano provided an overview of the resolution amendment.

Motion No. 10: Moved to adopt Resolution No. 257

Motion By: Legislator Litts

Motion Seconded By: Legislator Maloney

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

Voting Against: None

Votes in Favor: 5

Votes Against: 0

Disposition: Resolution adopted

Resolution No. 258: Amending The 2017 Ulster County Budget – Extreme Winter Recovery Funding Appropriation – Department Of Public Works (Highways And Bridges)

Resolution Summary: This resolution amends the 2017 UC budget increasing the extreme winter recovery appropriation amount by \$401.7K per the NYS DOT for Ulster County roads and bridge repairs.

Motion No. 11: **Resolution moved for discussion**
Motion By: Legislator Greene
Motion Seconded By: Legislator Litts

Discussion: Chairman Fabiano provided an overview of the contract amendment.

Motion No. 12: **Moved to adopt Resolution No. 258**
Motion By: Legislator Greene
Motion Seconded By: Legislator Litts

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

Resolution No. 259: Amending The 2017 Ulster County Budget – PAVE-NY Funding Appropriation – Department Of Public Works (Highways And Bridges)

Resolution Summary: This resolution amendment decreases the NYS DOT 2017 PAVE-NY appropriation and revenues by \$790.55.

Motion No. 13: **Resolution moved for discussion**
Motion By: Legislator Maloney
Motion Seconded By: Legislator Loughran

Discussion: Chairman Fabiano provided an overview of the resolution amendment.

Motion No. 14: **Moved to adopt Resolution No. 259**
Motion By: Legislator Maloney
Motion Seconded By: Legislator Loughran

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

Resolution No. 260: Amending Capital Project No. 336 – South Putt Corners Road (PIN 8759.90) Authorizing The Chairman Of The Ulster County Legislature To Execute Agreements,

Certifications Or Reimbursement Requests For Federal Aid On Behalf Of Ulster County With The New York State Department Of Transportation Funding Construction, Construction Supervision And Construction Inspection Phase And – Amending The 2017 Capital Fund Budget – Public Works (Highways And Bridges)

Resolution Summary: This resolution amending Capital Project No. 336 authorizes the UC Chairman to execute the advancement of the South Putt Corners Road Pavement project in the Town of New Paltz, PIN 8759.90 and is eligible for funding under Title 23 U.S. Code, calling for the apportionment of the costs as 80% Federal, 20% Non-Federal funds, total project appropriations \$3.4 million. A Bond resolution will be required \$172K.

Motion No. 15: Resolution moved for discussion

Motion By: Legislator Litts

Motion Seconded By: Legislator Loughran

Discussion: Chairman Fabiano provided an overview of the resolution amendment.

Motion No. 16: Moved to adopt Resolution No. 260

Motion By: Legislator Litts

Motion Seconded By: Legislator Loughran

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

Voting Against: None

Votes in Favor: 5

Votes Against: 0

Disposition: Resolution adopted

Resolution No. 262: Authorizing The Chairman Of The Ulster County Legislature To Execute A Memorandum Of Understanding With The State Of New York, Allowing The New York State Department Of Correctional Services And Community Supervision To Use Space At Ulster County's Old Jail – Department Of Public Works, Division Of Buildings And Grounds

Resolution Summary: This resolution authorizes a memorandum of understanding with NYS allowing the State Dept. of Correctional Services to use administrative space at the old county jail, as the current five year permit expires on June 30, 2017. 2017 Revenue \$8.5K, 2018 Revenue \$17K.

Motion No. 17: Resolution moved for discussion

Motion By: Legislator Maloney

Motion Seconded By: Legislator Litts

Discussion:

Brian Cunningham provided a brief overview of the scope of the memorandum of understanding for the use of the old jail for state parole purposes. Brian noted it's a good location where they don't have to travel to Poughkeepsie, and greatly increases the likelihood of the parolee reporting.

Motion No. 18: Moved to adopt Resolution No. 262
Motion By: Legislator Maloney
Motion Seconded By: Legislator Litts

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

Resolution No. 263: Amending The 2017 Capital Fund Budget For Capital Project 494 – Business Resource Center Renovations to Accommodate Family Court – Public Works (Buildings And Grounds)

Resolution Summary: This resolution amendment authorizes the renovation of space at the BRC to accommodate the needs of Family Court in accordance with mandated requirements of NYS Law and NYS Office of Court Administration. \$25K, A Bond resolution will be required.

Motion No. 19: Resolution moved for discussion
Motion By: Legislator Maloney
Motion Seconded By: Legislator Greene

Discussion:

Brian Cunningham explained this is for the project labor agreement analysis, whereas previous funding was for the construction manager and architect.

Legislator Greene as an example used this resolution to ask what green building features, renewable energy, etc. are being implemented. Legislator Greene recommended that this information be included as part of the resolution vs. her continually following up every month.

Legislator Greene would like to understand the county procedure/process to better evaluate if a policy is needed. Brian Cunningham noted although this is an existing building they will economize where possible, such as faucets, toilets and roof top units etc. The architect will develop a list that will be reviewed by the Construction Manager, Department of Public Works and Department of the Environment, then evaluate the cost associated and make the decision from there. New projects would be geared toward LEED Silver standards. Legislator Greene asked that the architect recommendations list be shared with the committee when made available. Committee discussion ensued.

Motion No. 20: Moved to adopt Resolution No. 263
Motion By: Legislator Maloney
Motion Seconded By: Legislator Litts

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

(Legislator Loughran out of room at time of vote)
Voting Against: None
Votes in Favor: 4
Votes Against: 0
Disposition: Resolution adopted

Resolution No. 265: Amend Capital Project No. 498 – Construction Of Various Shoulders – Department Of Public Works (Highways & Bridges)

Resolution Summary: This resolution amendment of Capital Project No. 498 reflects a change in the amount of \$79K to include an increase in shoulder mileage to allow for a safe and seamless transition with the recent approval of the federally funded NUSDOT TIP project to construct asphalt shoulders from Kyserike Rd. to Route 209. \$79K, A Bond resolution will be required.

Discussion: None

Motion No. 21: **Moved to adopt Resolution No. 265**
Motion By: Legislator Litts
Motion Seconded By: Legislator Maloney

Voting In Favor: Legislator Fabiano, Greene, Litts, Maloney
(Legislator Loughran out of room at time of vote)

Voting Against: None
Votes in Favor: 4
Votes Against: 0
Disposition: Resolution adopted

Resolution No. 267: Establishing Capital Project No. 504 – Frost Valley Road S-Turn Project – Amending The 2017-2022 Capital Program – Public Works (Highways And Bridges)

Resolution Summary: This resolution establishes Capital Project No. 504 for the Frost Valley Road S-Turn Project in the Town of Denning to combat this continually damaged area during flood events. The Rondout Neversink Stream Program has committed a \$500K Stream Mgmt. Implementation Program grant to be used towards the project. \$1.9 million Project, A \$230K Bond resolution will be required.

Discussion: None

Motion No. 22: **Moved to adopt Resolution No. 267**
Motion By: Legislator Maloney
Motion Seconded By: Legislator Greene

Voting In Favor: Legislator Fabiano, Greene, Litts, Maloney
(Legislator Loughran out of room at time of vote)

Voting Against: None

Votes in Favor: 4

Votes Against: 0

Disposition: Resolution adopted

Resolution No. 269: Authorizing The Chairman Of The Ulster County Legislature To Execute A Lease Agreement With 935 Associates, LLC For Office Space For The Ulster County Office Of Employment And Training – Ulster County Public Works – Buildings And Grounds

Resolution Summary: This resolution authorizes a 5-year lease agreement with 935 Associates, LLC to lease 10.3K SF of office space located at 521-599 Boices Lane, Town of Ulster, NY at a cost of \$16.50/SF or \$167.7K for 2017 - includes all utilities to house the UC Office of Employment And Training as required by the NYS Dept. of Labor to ensure no disruption of service. This lease is required due to the construction of the new Family Court facility at the BRC. Lease 9/1/17 – expires 8/31/22.

Motion No. 23: Resolution moved for discussion

Motion By: Legislator Maloney

Motion Seconded By: Legislator Litts

Discussion: Legislator Maloney confirmed the location.

Motion No. 24: Moved to adopt Resolution No. 269

Motion By: Legislator Maloney

Motion Seconded By: Legislator Litts

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

Voting Against: None

Votes in Favor: 5

Votes Against: 0

Disposition: Resolution adopted

Resolution No. 270: Authorizing The Chairman Of The Ulster County Legislature To Execute A Lease Agreement With Kaatskill Development Holdings, LLC, For A Substation Of The Ulster County Sheriff's Office – Public Works – Buildings And Grounds

Resolution Summary: This resolution authorizes a 5-year lease agreement with Kaatskill Development Holdings, LLC, for 2004/SF of rentable space located at 146-152 Mt. Pleasant Rd., Mt. Tremper at a cost of \$3.89/SF which includes all utilities, maintenance and taxes. This sub-

station will address the needs of the Mt. Tremper community to provide UC Sheriff patrol services and crime prevention activities.

Motion No. 25: **Resolution moved for discussion**
Motion By: Legislator Litts
Motion Seconded By: Legislator Greene

Discussion:

Chairman Fabiano provided an overview of the lease agreement noting the resolution passed the Law Enforcement and Public Safety Committee the night before.

Motion No. 26: **Moved to adopt Resolution No. 270**
Motion By: Legislator Litts
Motion Seconded By: Legislator Greene

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

New Business:

- Legislator Maloney on behalf of his constituent's confirmed with Brian Cunningham that the automobiles on Maxwell Lane will be auctioned off.
- Legislator Greene supports the idea of adding a resolution "whereas" that cites the sustainable material or process used. Also she would like more time to weigh in. Legislator Greene expressed this practice will go a long way to improve the culture of renewable energy. Legislator Loughran concurred with Legislator Greene's request for environmental measures /information be included on resolutions where applicable. Legislator Litts expressed when the county deviates from the OGS bid list, costs go up quite a bit.

Old Business:

- Chairman Fabiano requested an update/status of the Family Court relocation special committee. Legislator Litts noted the committee has not met as yet - pending the architect's recommendations per Resolution No. 93 of March 22, 2017. When information becomes available Special Committee Chairman Litts will request the Director of Planning or designee to update the special committee as to the status of various components of the project, including but not limited to contracts awarded, timelines, and tracking of spending.

Adjournment

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

Motion Made By: Legislator Maloney

Motion Seconded By: Legislator Litts

No. of Votes in Favor: 5

No. of Votes Against: 0

TIME: 7:10 PM

Respectfully submitted: Nettie Tomshaw, Legislative Staff

Minutes Approved: July 5, 2017