

**Public Works, Capital Projects & Transportation Committee
Regular Meeting Minutes**

DATE & TIME: December 12, 2022 – 6:00 PM
LOCATION: KL Binder Library, 6th Floor, County Office Building, Kingston
PRESIDING OFFICER: Chair Laura Petit
LEGISLATIVE STAFF: Chelsea Villalba, Legislative Employee
PRESENT: Deputy Chair Dean Fabiano and Legislator Kathy Nolan
ABSENT: Legislators Herb Litts III and Eric Stewart
QUORUM PRESENT: Yes

OTHER ATTENDEES: Legislator Phil Erner; Deputy Executive Chris Kelly – UC Executive’s Office; Director Dennis Doyle – UC Department of Public Works; Commissioner Brendan Masterson and Deputy Chair Robert Parete – DPW: Administration; Vice President of Administrative Services Jamie Capuano – SUNY Ulster; Mark Stenning, Larry Belka, and Casey Farrell – Rail Explorers; Molly Holm, Susan Wayman, Geoff Baer, Randy Harwood – Neighbors of Rail Explorers; Cheryl Schneider, Tanya Garment – Riders of Ulster Transit Alliance; Barbara Budik, Brenda Reuss – Residents, Kings Hwy in Saugerties

Chair Laura Petit called the meeting to order at 6:02 PM and led the Pledge of Allegiance.

Motion No. 1: **Moved to APPROVE the Minutes of the November 7, 2022 Meeting of the Public Works, Capital Projects & Transportation Committee**

Motion By: Legislator Nolan
Motion Seconded By: Legislator Fabiano

Discussion: None

Voting In Favor: Legislators Fabiano, Nolan, and Petit
Voting Against: None
Votes in Favor: 3
Votes Against: 0
Disposition: **Minutes APPROVED**

Deputy Executive Kelly shared Ulster County Area Transit (UCAT) budget updates with the Committee, explaining the roles of new positions and a Request For Proposal for scheduling and route optimization to go out in January.

Commissioner Brendan Masterson shared with the Committee that the Department of Public Works had a successful construction season and upcoming projects.

Resolutions for the December 19, 2022 Session of the Legislature

Resolution No. 651 – Approving The Execution Of A Contract Amendment For \$50,000.00 Entered Into By The County – Rail Explorers Corporation – Department Of Public Works

Resolution Summary: This resolution approves the execution of contract amendment #1 for \$50,000.00 with the Rail Explorers Corporation to update the terms and extend the permit for operation of a tourist rail-based bicycle excursion business along the Western Segment of the Ulster & Delaware Railroad Corridor. 100% Other. Amd Term. 1/1/23 – 12/31/25.

Motion No. 2: **Moved Resolution No. 651 FOR Discussion**
Motion By: Legislator Fabiano
Motion Seconded By: Legislator Nolan

Discussion: Director Doyle provided the Committee with background information on this resolution and on Rail Explorers. Representatives of Rail Explorers and neighbors of the area surrounding the business spoke to their concerns regarding this contract. Director Doyle discussed the development of an implementation plan to address noise and safety concerns as part of the agreement letter. Further discussion ensued.

Voting In Favor: Legislators Fabiano, Nolan, and Petit
Voting Against: None
Votes in Favor: 3
Votes Against: 0
Disposition: **Resolution ADOPTED**

Resolution No. 553 – Establishing A Policy To Require Public Notification Of Changes To Ulster County Area Transit Bus Routes And Schedules

Resolution Summary: This resolution establishes a policy to require public notification of changes to Ulster County Area Transit bus routes, stop locations and schedules, with no less than 30 days of advance notice.

Motion No. 3: **Moved Resolution No. 553 FOR Discussion**
Motion By: Legislator Nolan
Motion Seconded By: Legislator Fabiano

Discussion: Deputy Executive Kelly stated that he would share a draft policy to be implemented in the department with the committee.

Disposition: **NO ACTION TAKEN**

Resolution No. 554 – Adopting Proposed Local Law No. 10 Of 2022, A Local Law Amending The Code Of The County Of Ulster In Relation To Construction Apprenticeships

Resolution Summary: This resolution adopts Proposed Local Law No. 10 Of 2022, A Local Law Amending The Code Of The County Of Ulster In Relation To Construction Apprenticeships.

Motion No. 4: **Moved Resolution No. 554 FOR Discussion**
Motion By: Legislator Nolan
Motion Seconded By: Legislator Fabiano

Discussion: Legislator Nolan stated that following the public hearing, zy do not feel comfortable moving ahead with the law, and wanting to forward the goal of having more apprenticeships in all of the companies the county works with by discussing with the Executive office and Personnel to develop and test a system to do so. Legislators Fabiano stated that he was comfortable with the way the resolution was written. Chair Petit agreed, mentioning that she would also like to see increased experiential learning opportunities for younger people. Legislator Erner stated that he planned to visit a southern county to tour a union that offers job training and invited other Committee members.

Motion No. 5: **Moved to POSTPONE Resolution No. 554**
Motion By: Legislator Nolan
Motion Seconded By: None

Discussion: Hearing no second, Chair Petit called the question on adopting the resolution.

Voting In Favor: Legislators Fabiano and Petit
Voting Against: Legislator Nolan
Votes in Favor: 2
Votes Against: 1
Disposition: **Resolution DEFEATED**

Resolution No. 624 – Approving The Work Order With The Dormitory Authority Of The State Of New York (DASNY) For The Design, Testing And Construction Related To Capital Project No. 486 – Window Replacement Project And Amending The Capital Fund Budget – Ulster County Community College

Resolution Summary: This resolution approves the Work Order No. 2019-001B with the Dormitory Authority of the State of New York (DASNY) for the Design, Testing and Construction of the Window Replacements in Vanderlyn Hall related to Capital Project No. 486 – Window Replacement Project, amending the Capital Fund Budget in the amount of \$3,975,466.00.

Motion No. 6: **Moved Resolution No. 624 FOR Discussion**
Motion By: Legislator Nolan
Motion Seconded By: Legislator Fabiano

Discussion: Jamie Capuano spoke to the details of this project, to repair old and broken original windows in Vanderlyn Hall, mentioning that this project is 50% reimbursable.

Voting In Favor: Legislators Fabiano, Nolan, and Petit
Voting Against: None
Votes in Favor: 3
Votes Against: 0
Disposition: **Resolution ADOPTED**

Resolution No. 628 – Approving The Work Order With The Dormitory Authority Of The State Of New York (DASNY) To Provide the Construction Services For Vanderlyn Hall Main Entry Doorway Replacement, Related To The Capital Project No. 493 – Door Replacement And Amending The Capital Fund Budget – Ulster County Community College

Resolution Summary: This resolution approves the Work Order No. 2019-002A with the Dormitory Authority of the State of New York (DASNY) for the Construction Services of the Vanderlyn Hall Main Entry Doorway Replacement, related to the Campus Roofs Capital Project Capital Project No. 493 – Door Replacement, amending the Capital Fund Budget in the amount of \$280,000.00.

Motion No. 7: **Moved Resolution No. 626 FOR Discussion**
Motion By: Legislator Nolan
Motion Seconded By: Legislator Fabiano

Discussion: Jamie Capuano spoke to the details of this project, to replace an inoperable, handicap-accessible doorway on the Vanderlyn pedestrian bridge.

Voting In Favor: Legislators Fabiano, Nolan, and Petit
Voting Against: None
Votes in Favor: 3
Votes Against: 0
Disposition: **Resolution ADOPTED**

Resolution No. 626 – Approving The Work Order With The Dormitory Authority Of The State Of New York (DASNY) For Design, Testing And Construction Services For Student Life Center Roof Related To The Capital Project No. 489 – Campus Roofs – Ulster County Community College And Amending The Capital Fund Budget – Ulster County Community College

Resolution Summary: This resolution approves the Work Order No. 2019-009C with the Dormitory Authority of the State of New York (DASNY) for the Design, Testing and Construction Phase Services for the Student Life Center Roof related to the Campus Roofs Capital Project No. 489 – Campus Roofs, amending the Capital Fund Budget in the amount of \$2,402,331.00.

Motion No. 8: **Moved Resolution No. 626 FOR Discussion**
Motion By: Legislator Nolan
Motion Seconded By: Legislator Fabiano

Discussion: Jamie Capuano spoke to the details of this project, to replace the leaking and partially collapsed roof of Vanderlyn Hall, and to do a solar feasibility study for the new one

Voting In Favor: Legislators Fabiano, Nolan, and Petit
Voting Against: None
Votes in Favor: 3
Votes Against: 0
Disposition: **Resolution ADOPTED**

Resolution No. 630 – Establishing Capital Project No. 654 – Emergency Preparedness - Amending The Capital Fund Budget – Ulster County Community College

Resolution Summary: This resolution approves the establishment of Capital Project No. 654 – Emergency Preparedness, in the amount of \$350,000.00.

Motion No. 9: **Moved Resolution No. 630 FOR Discussion**
Motion By: Legislator Nolan
Motion Seconded By: Legislator Fabiano

Discussion: Jamie Capuano spoke to the details of this project, stating that this capital project was previously approved at the state level and, and will improve the campus’ emergency preparedness, increasing it’s capacity as a Red Cross shelter by acquiring a backup generator. Deputy Executive Kelly stated that this project would help the county have a more centralized position for emergency management. Chair Petit asked about the timeframe for the projects. Ms. Capuano stated that construction for these projects will begin this summer, and that time will be spent designing a campus-wide potential backup generator. Legislator Nolan mentioned the importance of looking at solar power generators and battery packs.

Voting In Favor: Legislators Fabiano, Nolan, and Petit
Voting Against: None
Votes in Favor: 3
Votes Against: 0
Disposition: **Resolution ADOPTED**

Resolution No. 636 – Amending The 2023 - 2028 Capital Improvement Program - Amending Capital Project No. 574 - UCAT Rooftop Solar Installation - Amending The 2023 Capital Fund Budget - Authorizing Execution Of An Intermunicipal Agreement With The Power Authority Of New York (NYPA) – Department Of The Environment

Resolution Summary: This resolution authorizes the Chair of the Ulster County Legislature to execute an Authorization to Proceed (ATP), a Customer Project Commitment (CPC) and any amendments thereto with NYPA for Capital Project No. 574, the installation of rooftop solar PV at the Ulster County Area Transit facility in the amount of \$457,531.00.

Motion No. 10: **Moved Resolution No. 636 FOR Discussion**
Motion By: Legislator Nolan
Motion Seconded By: Legislator Fabiano

Discussion: Deputy Executive Kelly stated that this project is supported by a \$100,000.00 State and Municipality grant from State Senator Michelle Hinchey, and that \$50,000.00 will be reimbursed. He also mentioned that this would have been in the capital program, but this late information came in about the maximum sizes of the system.

Voting In Favor: Legislators Fabiano, Nolan, and Petit
Voting Against: None

Votes in Favor: 3
Votes Against: 0
Disposition: **Resolution ADOPTED**

Resolution No. 638 – Establishing Capital Project No. 653 – Hall Of Records Building Rooftop Solar Array Project – Department Of Public Works (Buildings & Grounds)

Resolution Summary: This resolution establishes Capital Project No. 653 – Hall of Records Building Rooftop Solar Array Project, in the amount of \$48,500.00.

Motion No. 11: **Moved Resolution No. 638 FOR Discussion**
Motion By: Legislator Nolan
Motion Seconded By: Legislator Fabiano

Discussion: Chair Petit reminded the Committee that Deputy Chair Fabiano had inquired about a roof warranty during its approval last summer, and that Deputy Commissioner Parete provided a letter of warranty. She also mentioned the positive impact of solar on this roof.

Voting In Favor: Legislators Fabiano, Nolan, and Petit
Voting Against: None
Votes in Favor: 3
Votes Against: 0
Disposition: **Resolution ADOPTED**

Resolution No. 641 – Amending The 2023 - 2028 Capital Improvement Program – Establishing Capital Project Nos. 649 Through 652 – 2023 DPW Bridge Program – Amending The 2023 Capital Fund Budget – Department Of Public Works (Highways And Bridges)

Resolution Summary: This resolution amends the 2023 - 2028 Capital Improvement Program for the 2023 DPW Bridge Program in the amount of \$211,000.00, establishing Capital Project No. 649, Cemetery Bridge in the Town of Saugerties in the amount of \$255,000.00, Capital Project No. 650, Seager Bridge in the Town of Hardenburgh in the amount of \$197,000.00, Capital Project No. 651, Cape Avenue Bridge in the Town of Wawarsing in the amount of \$265,000.00, and Capital Project No. 652, Marshall Bridge in the Town of Rochester in the amount of \$199,000.00.

Motion No. 12: **Moved Resolution No. 641 FOR Discussion**
Motion By: Legislator Nolan
Motion Seconded By: Legislator Fabiano

Discussion: Chair Petit confirmed that these bridge repairs will be throughout the entire County. Legislator Erner inquired if pedestrians and bikers would be accommodated with this project. Commissioner Masterson stated that bridges that require design work can better accommodate non-vehicle travelers.

Voting In Favor: Legislators Fabiano, Nolan, and Petit
Voting Against: None
Votes in Favor: 3
Votes Against: 0

Disposition: Resolution ADOPTED

Resolution No. 643 – Authorizing Right-Of-Way Acquisition Of Certain Real Property For The Purpose Of Installing Shoulders Along Route 299, Towns Of New Paltz And Gardiner – Department Of Public Works (Highways & Bridges)

Resolution Summary: This resolution sets a public hearing on Tuesday, February 14, 2023 at 7:10 PM in the Legislative Chambers, Ulster County Office Building, 244 Fair Street, Kingston, New York to inform the public and review public use to be served by the Project and the impact on the environment and residents of the area of the right-of-way acquisition of certain real property for the purpose of installing shoulders along Route 299 in the Towns of New Paltz and Gardiner.

Motion No. 13: Moved Resolution No. 643 FOR Discussion
Motion By: Legislator Nolan
Motion Seconded By: Legislator Fabiano

Discussion: Commissioner Masterson clarified that due to a procedural error, this public hearing must be held again. Deputy Executive Kelly mentioned that this project will enhance pedestrian and cyclist safety in a crucial area.

Voting In Favor: Legislators Fabiano, Nolan, and Petit
Voting Against: None
Votes in Favor: 3
Votes Against: 0
Disposition: Resolution ADOPTED

Resolution No. 644 – Amending The 2023 - 2028 Capital Improvement Program – Establishing Capital Project No. 647 – Ulster County Courthouse Parking Lot Stormwater Drainage Improvements Project - Amending The 2023 Capital Fund Budget - Department Of Public Works (Buildings & Grounds)

Resolution Summary: This resolution amends the 2023 - 2028 Capital Improvement Program for the Ulster County Courthouse Stormwater Drainage in the amount of \$72,600.00, establishing Capital Project No. 647, Ulster County Courthouse Stormwater Drainage in the amount of \$72,600.00.

Motion No. 14: Moved Resolution No. 644 FOR Discussion
Motion By: Legislator Nolan
Motion Seconded By: Legislator Fabiano

Discussion: Legislator Erner mentioned the consideration of consolidating parking in the future. Chair Petit mentioned the possibility of including solar arrays in parking area and inquired if this project is permeable. Commissioner Masterson and Director Doyle confirmed that it is, and that the County has been innovative with absorption projects that protect the environment for decades. Legislator Nolan suggested asking the County Clerk to do an installation on the foresight of Ulster County construction efforts to protect the environment since the 1970's and 1980's.

Voting In Favor: Legislators Fabiano, Nolan, and Petit
Voting Against: None
Votes in Favor: 3

Votes Against: 0
Disposition: **Resolution ADOPTED**

Resolution No. 646 – Approving The Execution Of A Contract For \$166,000.00 Entered Into By The County – Mid-Hudson Construction Management, Inc. – Department Of Public Works

Resolution Summary: This resolution approves the execution of a contract with Mid-Hudson Construction Management, Inc. in the amount of \$166,000.00 for Capital Project No. 647 for construction services in connection with the storm water drainage improvement project at the Ulster County Courthouse. 100% County. Term 1/1/23 – 6/30/23.

Motion No. 15: **Moved Resolution No. 646 FOR Discussion**
Motion By: Legislator Nolan
Motion Seconded By: Legislator Fabiano

Discussion: None

Voting In Favor: Legislators Fabiano, Nolan, and Petit
Voting Against: None
Votes in Favor: 3
Votes Against: 0
Disposition: **Resolution ADOPTED**

Resolution No. 647 – Approving The Execution Of A Contract For \$269,388.00 Entered Into By The County – Samsara Inc. – Department Of Public Works

Resolution Summary: This resolution approves the execution of a contract with Samsara Inc. in the amount of \$269,388.00 for hardware, software, support and maintenance for Fleet Management. 100% County. Term 1/1/23 – 12/31/25.

Motion No. 16: **Moved Resolution No. 647 FOR Discussion**
Motion By: Legislator Nolan
Motion Seconded By: Legislator Fabiano

Discussion: None

Voting In Favor: Legislators Fabiano, Nolan, and Petit
Voting Against: None
Votes in Favor: 3
Votes Against: 0
Disposition: **Resolution ADOPTED**

Resolution No. 648 – Approving The Execution Of A Contract Amendment For \$21,720.00, Causing The Aggregate Contract Plus Amendment Amount To Be In Excess Of \$50,000.00, Entered Into By The County – Dutchess Overhead Doors, Inc. – Department Of Public Works

Resolution Summary: This resolution approves the execution of contract amendment #2 with Dutchess Overhead Doors, Inc. in the amount of \$21,720.00 to increase funding for “as-needed” repair services related to overhead door maintenance and repair services at various locations. 100% County. Amd. Term 1/1/23 – 7/31/23. Total Amount \$90,790.00.

Motion No. 17: **Moved Resolution No. 648 FOR Discussion**
Motion By: Legislator Nolan
Motion Seconded By: Legislator Fabiano

Discussion: None

Voting In Favor: Legislators Fabiano, Nolan, and Petit

Voting Against: None

Votes in Favor: 3

Votes Against: 0

Disposition: **Resolution ADOPTED**

Resolution No. 649 – Approving The Execution Of A Contract Amendment For \$37,420.00, Causing The Aggregate Contract Plus Amendment Amount To Be In Excess Of \$50,000.00, Entered Into By The County – Eastern Heating & Cooling, Inc. – Department Of Public Works

Resolution Summary: This resolution approves the execution of contract amendment #2 with Eastern Heating & Cooling, Inc. in the amount of \$37,420.00 to exercise the first of three options to extend the term of agreement for preventative maintenance inspections and repair of the Automated Logic Web Control Equipment by United Technologies for the County’s Law Enforcement by United Technologies for the County’s Law Enforcement Center and the County’s Public Transportation Building. 100% County. Amd. Term 1/1/23 – 12/31/23. Total Amount \$134,900.00.

Motion No. 18: **Moved Resolution No. 649 FOR Discussion**
Motion By: Legislator Nolan
Motion Seconded By: Legislator Fabiano

Discussion: None

Voting In Favor: Legislators Fabiano, Nolan, and Petit

Voting Against: None

Votes in Favor: 3

Votes Against: 0

Disposition: **Resolution ADOPTED**

Resolution No. 650 – Approving The Execution Of A Contract Amendment For \$22,845.96, Causing The Aggregate Contract Plus Amendment Amount To Be In Excess Of \$50,000.00, Entered Into By The County – Gotham Refining Chemical Corp. – Department Of Public Works

Resolution Summary: This resolution approves the execution of contract amendment #2 with Gotham Refining Chemical Corp. in the amount of \$22,845.96.00 to extend the term of the agreement and increase funding for testing, treatment and planned maintenance of closed, recirculating water systems and the evaporating/cooling towers in various County buildings. 100% County. Term 1/1/23 – 12/31/23. Total Amount \$124,854.08.

Motion No. 19: **Moved Resolution No. 650 FOR Discussion**
Motion By: Legislator Nolan
Motion Seconded By: Legislator Fabiano

Discussion: None
Voting In Favor: Legislators Fabiano, Nolan, and Petit
Voting Against: None
Votes in Favor: 3
Votes Against: 0
Disposition: **Resolution ADOPTED**

Resolution No. 675 – Amending Capital Project 607 - Government Operations Center, Authorizing Costs For Design And Environmental Review Under NYCRR Part 617 [SEQRA]– Department Of Public Works (Buildings And Grounds)

Resolution Summary: This resolution amends Capital Project 607 for the Government Operations Center in the amount of \$365,500.00 for engineering services.

Motion No. 20: **Moved Resolution No. 675 FOR Discussion**
Motion By: Legislator Nolan
Motion Seconded By: Legislator Fabiano

Discussion: Director Doyle commented that this amount for engineering services is cost-saving.

Voting In Favor: Legislators Fabiano, Nolan, and Petit
Voting Against: None
Votes in Favor: 3
Votes Against: 0
Disposition: **Resolution ADOPTED**

Resolution No. 676 – Amending Capital Project 607 - Government Operations Center, Authorizing Costs For Design And Environmental Review Under NYCRR Part 617 [SEQRA]– Department Of Public Works (Buildings And Grounds)

Resolution Summary: This resolution amends and will bond Capital Project 607 for the Government Operations Center in the amount of \$365,500.00 for county capital fund appropriations.

Motion No. 21: **Moved Resolution No. 676 FOR Discussion**
Motion By: Legislator Fabiano
Motion Seconded By: Legislator Nolan

Discussion: None

Voting In Favor: Legislators Fabiano, Nolan, and Petit
Voting Against: None
Votes in Favor: 3
Votes Against: 0
Disposition: **Resolution ADOPTED**

Resolution No. 677 – Approving The Execution Of A Contract Amendment For \$365,499.75 Entered Into By The County – Urbahn Architects PLLC – Department Of Public Works

Resolution Summary: This resolution approves the execution of contract amendment #1 with Urbahn Architects PLLC in the amount of \$365,499.75 to expand the additional services to provide review of up to six (6) additional potential site locations, bringing the total number of potential locations to twelve (12), expand the additional services to provide additional environmental services and extend the Contract Completion date for comprehensive full phase architectural, engineering and/or consulting services for design and site selection for the Ulster County Public Safety Communications Building to include the Ulster County Emergency Operations Center (“EOC”)/Government Operations Center (“GOC”), all the divisions of the Ulster County Department of Emergency Services, and the County’s Public Safety Answering Point (“PSAP”). 100% County. Amd. Term, 12/1/23 – 9/30/25. Total Amount \$1,087,930.00.

Motion No. 22: **Moved Resolution No. 677 FOR Discussion**
Motion By: Legislator Nolan
Motion Seconded By: Legislator Stewart

Discussion: Director Doyle explained the reasons for this amendment, including more work for site selection than anticipated, increased building design to address IS server issues, the decision to go carbon-neutral, and additional environmental work regarding the brownfield.

Voting In Favor: Legislators Fabiano, Nolan, and Petit
Voting Against: None
Votes in Favor: 3
Votes Against: 0
Disposition: **Resolution ADOPTED**

Old Business:

Chair Petit mentioned having a more robust discussion on forthcoming Resolution No. 541 in the next committee meeting. Deputy Executive Kelly shared that there remains approximately \$400,000.00 from the original appropriation for American Rescue Plan Act (ARPA) Water and Sewer projects, and recommended that it be opened up to people who did not receive funding. He also stated that he would discuss this with the Chair and Deputy Chair of the ARPA Committee.

Chair Petit shared with the Committee that a letter was sent to the New York State Department of Transportation Regional Director, Lance MacMillan, citing concerns about the ungated rail crossings along Kings Highway in Saugerties. Director Doyle shared that Transportation Council will make a decision regarding following up a county-wide safety study.

Legislator Erner has asked what local outreach has transpired to address residents’ abilities to travel within the county. Director Doyle stated that pedestrian and bicycle accommodations are being considered, and that the private sector has been encouraged to improve pedestrian and cyclist infrastructure for which they are liable for.

Barbara Budik thanked Chair Petit and the Committee for sending the letter to state representatives.

Hearing no new business, at approximately 7:30 PM, the Transportation Discussion ensued. Topics included the creation of a matrix of information and actions that previous discussions have produced, including public transportation notifications, bus driver grade increases and training discussions,

county-funded fares, and bus shelter improvements, including schedules in bus shelters, as well as other topics, such as areas in the county that are underserved, upcoming routing software, inviting legislators to use the bus system, requesting updates on a micro-transit grant application, transportation accessibility for disabled and older persons, business partnerships to support bus route optimization and bus shelter improvements, accessibility of UCAT public meetings, available positions within UCAT, inventory, accessibility and safety of bus shelter locations, inter-county efforts and the possibility of building support for a state transit system, the unaffordability of private bus systems for many residents, discussions to have with the Ulster County Transportation Council, marketing of available county employment, supporting other departments that transport residents, and water transport

Adjournment

TIME: 8:23 PM

Respectfully submitted: Legislative Staff, Chelsea Villalba

Approved: February 6, 2023