

STEBEN COUNTY PUBLIC WORKS COMMITTEE
Thursday, January 3, 2008
Legislative Committee Conference Room
Steuben County Office Building
Bath, New York
MINUTES

Committee: Robert V. Nichols, Chair Patrick F. McAllister Philip J. Roche

Legislators: Thomas J. Ryan John Walsh Joseph Hauryski

Staff: Mark R. Alger Vincent Spagnoletti Bryce Foster
Phil Hink John Emo Steve Orcutt
Carol Whitehead Amy Dlugos Jacques Begin
James Gleason Steve Catherman Bonnie Kastner
Doreen Ames Frederick H. Ahrens Gregory P. Heffner
David English

Other: Mary Perham, *Leader*

I. CALL TO ORDER

The meeting was called to order by Mr. Nichols at 9:00 a.m. He asked Mr. McAllister to lead the group in the Pledge of Allegiance.

II. PUBLIC COMMENT

Amy Dlugos, Sr. Planner, stated she received the following letter from the Environmental Management Council:

Members of the Public Works Committee:

The Steuben County Environmental Management Council helped develop the County's recycling program and has strongly supported it since. The Council believes it is time to expand the recycling program to include #1 plastics in the recycling stream. Why now?

First, it makes sense economically. The demand for recycled #1 plastics for manufacture into textile products has grown steadily and the demand is currently outstripping the supply. #1 plastics require more energy to manufacture than to recycle and are made from non-renewable petroleum products – commodities at all-time high prices. These factors make it highly likely that #1 plastics can be recycled in a cost-effective manner.

Second, it makes sense environmentally. The use of #1 plastics has grown astronomically in the past decade along with the bottled water industry. #1 containers that are not recycled take up valuable space in the landfill, waste non-renewable resources and increase energy consumption to manufacture new #1 plastics.

Third, the Environmental Management Council believes the expansion of the recycling program to include #1 plastics would be a change welcomed by the County's citizens. Most household plastics are either #1 or #2 and many people are frustrated that they can only recycle #2 when neighboring counties recycle #1 as well. If #1 plastics are added to the recycling stream, households will have less trash and possibly lower trash disposal costs.

For these reasons, the Steuben County Environmental Management Council respectfully requests that the Public Works Committee consider the expansion of the recycling program to include #1 plastics.

Sincerely,
s/Janet Thigpen, Chair

III. BIDS

A. Cutting Edges & Shoes – County – Mr. Spagnoletti stated we put specific quantities into the bid. He recommended awarding the bid on a line item basis to the low bidder, Chemung Supply and not awarding the bid for those items where the bidders were non-responsive.

MOTION: AWARDING THE CUTTING EDGES AND SHOES – COUNTY- BID ON A LINE ITEM BASIS TO THE LOW BIDDER, CHEMUNG SUPPLY, AND REJECTING THE BIDS FOR THOSE ITEMS WHERE THE BIDDERS WERE NON-RESPONSIVE MADE BY MR. MCALLISTER. SECONDED BY MR. ROCHE. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

B. Cutting Edges & Shoes – Towns – Mr. Spagnoletti stated this bid doesn't utilize specific quantities. He recommended awarding the bid on a line item basis to the low bidder, Chemung Supply, and not awarding the bid for those items where the bidders were non-responsive. Discussion followed.

MOTION: AWARDING THE CUTTING EDGES AND SHOES – TOWNS – BID ON A LINE ITEM BASIS TO THE LOW BIDDER, CHEMUNG SUPPLY, AND REJECTING THE BIDS FOR THOSE ITEMS WHERE THE BIDDERS WERE NON-RESPONSIVE MADE BY MR. MCALLISTER. SECONDED BY MR. ROCHE. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

C. Guide Rail Materials – Mr. Spagnoletti recommended awarding the bid to Gregory Industries for \$131,102.50.

MOTION: AWARDING THE GUIDE RAIL MATERIALS BID TO GREGORY INDUSTRIES OF CANTON, OH, FOR \$131,102.50 MADE BY MR. MCALLISTER. SECONDED BY MR. ROCHE. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

D. Tree Services – Mr. Spagnoletti stated one bid was received and the prices have increased 50 percent over last year. He discussed rejecting this bid with Mr. Foster and Mr. Begin. However, they sent out 14 bid packages and we're just not getting the response. He believes it is because of the bond and insurance requirements. Discussion followed.

MOTION: AWARDING THE TREE SERVICES BID TO BEERS TREE SERVICE, INC., MADE BY MR. MCALLISTER. SECONDED BY MR. ROCHE. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

E. Disposal of Deer Carcasses – Mr. Spagnoletti stated one bid was received and we've used this individual in the past. He does a good job and the County couldn't do it for that price.

MOTION: AWARDING THE REMOVAL AND LAWFUL DISPOSAL OF DEER CARCASSES TO DICK'S ENTERPRISES OF CAMPBELL, NY, FOR \$30.00 PER CARCASS MADE BY MR. MCALLISTER. SECONDED BY MR. ROCHE. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

F. Ready Mix Concrete – Mr. Spagnoletti recommended awarding the bid to the low bidder on a line item basis for each quadrant. Discussion followed.

MOTION: AWARDING THE READY MIX CONCRETE ON A LINE ITEM BASIS FOR EACH QUADRANT AS FOLLOWS: QUADRANT 1, QUADRANT 2 AND QUADRANT 4 TO HANSON AGGREGATES AND KNIGHT SETTLEMENT; AND QUADRANT 3 TO ELAM MATERIALS, INC., AND HANSON AGGREGATES MADE BY MR. MCALLISTER. SECONDED BY MR. ROCHE. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

G. Sale of Scrap Steel – Mr. Spagnoletti stated they have two piles of steel at the County Landfill and Swarthout gave us the highest price for the steel. They are doing a good job for us and he recommends awarding to Swarthout.

MOTION: AWARDING THE SALE OF SCRAP STEEL BID TO SWARTHOUT RECYCLING FOR \$158.75/TON FOR PILE NO. 1 AND PILE NO. 2 AT THE STEUBEN COUNTY LANDFILL MADE BY MR. MCALLISTER. SECONDED BY MR. ROCHE. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

H. Marketing of Recyclable Material; White Goods & Scrap Metal – Mr. Spagnoletti recommended awarding the bid on a line item basis.

MOTION: AWARDING THE MARKETING OF RECYCABLE MATERIAL; WHITE GOODS & SCRAP METAL BID TO SWARTHOUT RECYCLING FOR THE BATH LANDFILL, ERWIN TRANSFER STATION AND WAYLAND TRANSFER SITES; AND TO HORNELL WASTE MATERIAL FOR THE HORNELL TRANSFER STATION SITE MADE BY MR. MCALLISTER. SECONDED BY MR. ROCHE. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

I. Recycling – Mr. Spagnoletti stated they solicited Requests for Proposals (RFPs) for the acceptance of recyclables. He conducted an analysis of the proposals and, based upon the analysis, he recommended awarding the bid to CECM. Discussion followed.

MOTION: AUTHORIZING THE CONTINUED USE OF CECM TO HANDLE THE COUNTY'S RECYCLABLES MADE BY MR. ROCHE. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

J. Plastic – Mr. Spagnoletti stated currently we accept #2 plastic and he'd like to recommend they begin accepting #1 plastic. We've had many people asking us to accept #1 plastic and there's a real market for it now. There's no real market for the #3 through #7 plastic. He stated #2 plastic is the most valuable plastic. In 2006, we received 89 tons and the price in December was \$401/ton. If they co-mingle the #1 and #2 plastic, the revenue would reduce to \$191/ton resulting in a reduction of \$8,500 in revenue. However, if they figure in the reduction in cost for sorting and the additional baling and trucking, the net reduction in revenue is \$1,352.

Mr. Spagnoletti stated all of the neighboring counties accept #1 and #2 plastic. He discussed this with Mr. Alger who brought up a couple of issues. First off, if the Bottle Bill passes it would include a deposit for #1 plastic which means people probably would stop bringing #1 plastic to the landfill. Also, most people string together the #2 plastic with a rope and they wouldn't be able to do that with the #1 plastic.

Mr. Alger stated you are basically going to be requiring another separation because you would have to handle the #2 plastic a different way. Mr. Spagnoletti stated that brings up another issue. We currently have 5 separations. The more separations you have, the less people want to recycle. However, if you made it another separation, your revenue would increase because the plastic wouldn't be co-mingled. This in turn would also require additional bins for both the County and the haulers. Considerable discussion followed.

MOTION: AUTHORIZING THE COUNTY TO BEGIN ACCEPTING NO. 1 PLASTIC AT THE BATH LANDFILL AND COUNTY TRANSFER STATIONS BEGINNING MARCH 1, 2008, MADE BY MR. ROCHE. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

MOTION TO ADJOURN MADE BY MR. ROCHE. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

Respectfully submitted by:
Brenda K. Mori
Deputy Clerk
Steuben County Legislature

**NEXT MEETING SCHEDULED FOR
Tuesday, February 5, 2008
9:00 a.m.**

STEBEN COUNTY PUBLIC WORKS COMMITTEE

Tuesday, February 5, 2008

9:00 a.m.

**Legislative Committee Conference Room
Steuben County Office Building
Bath, New York**

MINUTES

<u>Committee:</u>	Robert V. Nichols, Chair Thomas J. Ryan	Patrick F. McAllister, Vice Chair Thomas C. Schwartz	Joseph J. Hauryski
<u>Legislators:</u>	Lawrence P. Crossett Philip J. Roche	John Walsh	Scott VanEtten
<u>Staff:</u>	Mark R. Alger Bryce Foster Sam Hadley Doreen Ames Steve Catherman Carol Whitehead	Vincent Spagnoletti John Emo Pete Messmer Bonnie Kastner James Gleason	Phil Hink Steve Orcutt Mike Stone Frederick Ahrens Jacques Begin
<u>Other:</u>	Kenneth E. Isaman		

I. CALL TO ORDER

The meeting was called to order by Mr. Nichols at 9:00 a.m. Mr. Schwartz led the group in the Pledge of Allegiance. Mr. Nichols welcomed the new members to the Committee.

II. APPROVAL OF MINUTES

MOTION APPROVING THE MINUTES OF THE JANUARY 3, 2008, MEETING MADE BY MR. MCALLISTER. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

III. LANDFILLS

A. Building Demolition – Mr. Spagnoletti stated the Town of Hornellsville has a building they would like demolished. We've done this before for other municipalities under shared services. Mr. Isaman, Hornellsville Town Supervisor, stated the town found itself in a predicament with a house that originally had been condemned 7 or 8 years ago. The house was sold and SCAP put money into it to bring it up to a living standard. Since then, the house has again deteriorated. The family was removed as the building is unsafe. The town took title and we've placed the lot on our liability insurance. The taxes are paid up to date, but the town has no intention of paying future taxes or keeping the property. The building needs to be demolished.

Mr. Isaman requested approval of a shared services project to tear the house down and allow the material into the landfill free of charge. Mr. Spagnoletti stated the cost for the tonnage at the landfill would be approximately \$6,000. Discussion followed.

Mrs. Whitehead stated since the Town of Hornellsville is not going to continue paying the taxes on the property, they should just transfer the property to the County rather than letting it go through the delinquent tax process. Mr. Isaman stated the town is planning on selling the property after the demolition. Mr. Alger suggested they transfer the property to the County as the County would probably get a better price on it in the tax auction.

Mr. Spagnoletti stated if there is any asbestos abatement work needed, the Town should pay for those costs. Mr. Isaman agreed. Discussion followed.

MOTION: AUTHORIZING A SHARED SERVICES AGREEMENT BETWEEN THE COUNTY OF STEUBEN AND THE TOWN OF HORNELLSVILLE FOR THE DEMOLITION AND DISPOSAL OF PROPERTY LOCATED AT 6239 CRITTENDEN ROAD, HORNELLSVILLE, AND AUTHORIZING THE TRANSFER OF OWNERSHIP OF THE PROPERTY FROM THE TOWN OF HORNELLSVILLE TO THE COUNTY MADE BY MR. SCHWARTZ. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 4-0-1. Mr. McAllister abstained as he is the Hornellsville Town Attorney.

B. Recycling Grant – Mr. Spagnoletti requested authorization to request a grant from NYS DEC to pay for half of the Recycling Manager’s salary and half the recycling advertising costs for 2008-2010.

MOTION: AUTHORIZING THE DEPARTMENT OF PUBLIC WORKS TO SUBMIT AN APPLICATION FOR A RECYCLING GRANT TO THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION FOR RECYCLING COSTS FROM 2008 THROUGH 2010 MADE BY MR. SCHWARTZ. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

IV. HIGHWAYS AND BRIDGES

A. BOCES Road Funding – Mr. Isaman stated this Committee previously discussed a shared services project to create a 2nd entrance at the BOCES campus in Hornell. The property was donated by the landowner and they’ve utilized shared services with the County through the services of Pete Messmer and the County survey crew. They will be having students from Alfred State College and BOCES help build the road. The hard costs will be 2 or 3 years from now when we will need aggregate to build the base. The students will do a great deal of the work. Senator Winner has agreed to provide us with \$30,000 to get things moving on the project and the funding will be funneled through BOCES. Mr. Isaman stated Mr. Messmer has been a great asset; he’s drawn a number of plans, which Mr. Messmer displayed and explained. He thanked the County for its help. Discussion followed.

B. Right of Way – Mr. Catherman stated several years ago, CR28 was rerouted for a bridge construction project. This in turn moved the County’s right of way for one of the landowners from the front of the house to the back. This landowner wants to sell his property but the prospective buyer has a problem with the County’s right of way going through the backyard. They are requesting a quit claim deed of this right of way to the property owner.

Mr. Ahrens stated if they want a clear title to the property, they should do a local law instead of a quit claim deed. They will discuss this possibility with the property owner. Discussion followed.

MOTION: AUTHORIZING THE TRANSFER OF A COUNTY RIGHT OF WAY ON CR28 TO THE PROPERTY OWNER MADE BY MR. RYAN. SECONDED BY MR. SCHWARTZ. ALL BEING IN FAVOR. MOTION CARRIES 5-0. Resolution Required.

C. Budget Transfer – Mr. Spagnoletti requested authorization to transfer \$59,483.57 into the 2007 diesel fuel account. He stated fuel has increased almost three times since last year. We also did more construction projects.

MOTION: AUTHORIZING THE TRANSFER OF \$44,975.13 from 513000.5.110000 WAGES; \$1,345.75 FROM 513000.5.180000 TEMPORARY HIRE; \$3,980.76 FROM 513000.5.190000 OVERTIME AND \$9,181.93 FROM 513000.5.290000 MAJOR EQUIPMENT, A TOTAL OF \$59,483.57, TO THE 2007 DIESEL FUEL ACCOUNT #513000.5.450330 MADE BY MR. SCHWARTZ. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

D. CR39 Supplemental Agreement – Mr. Spagnoletti stated this project was finished last year but the State needs a resolution listing each municipality’s share of the project. He stated the State’s share was \$870,000; the County’s share was \$456,402; Senator Winner and Assemblyman Bacalles contributed \$331,000; and the Town of Cohocton’s share is \$108,103 for a total of \$1,765,505.

MOTION: APPROVING A SUPPLEMENTAL AGREEMENT WITH NYSDOT SPECIFYING THE CR39 PROJECT FUNDING SOURCES AS FOLLOWS: STATE'S SHARE - \$870,000; THE COUNTY'S SHARE - \$456,402; SENATOR WINNER AND ASSEMBLYMAN BACALLES CONTRIBUTION - \$331,000; AND THE TOWN OF COHOCTON'S SHARE - \$108,103 FOR A TOTAL OF \$1,765,505 MADE BY MR. MCALLISTER. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

E. Reimbursement for CR39 Project – Mr. Spagnoletti stated the Town of Cohocton has sent us a check for \$20,000 towards the CR39 drainage project and their cost was \$108,103. The Town Supervisor told him that due to the Judge's recent ruling in favor of opponents of the wind power project, he doesn't know when they will have the funding to pay for the balance of the project. They are requesting approval to pay the balance over 4 or 5 years. Mr. Spagnoletti stated he doesn't mind giving them some time to pay for the project, just not that much time. Discussion followed.

Mrs. Whitehead stated the project is not completed yet and they are asking that we extend the accounts receivable past the end of the project. Mr. Roche suggested the Committee put off a decision on this request for four to six months until the project is completed. He noted that if they agree to do this, they should plan on doing it for every municipality because they are setting a precedent. Discussion followed.

MOTION: POSTPONING DECISION ON THE TOWN OF COHOCTON'S REQUEST REGARDING REIMBURSEMENT FOR THE CR39 PROJECT FOR SIX MONTHS MADE BY MR. SCHWARZ. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 4-0-1. Mr. McAllister abstained as he is the Cohocton Town Attorney.

F. 2008 Road, Bridge & Guide Rail Projects – Mr. Spagnoletti displayed maps depicting the condition ratings of roads in the County. He noted in 2008 they will be working on 5 of these roads but this will basically be a blacktop year for the roads rated as fair. He reviewed the 2008 road construction project and guiderail project schedules with the Committee. Discussion followed.

Mr. Spagnoletti distributed copies of the list of 2008 bridge projects and reviewed them with the Committee. Discussion followed.

V. BIDS

A. Asphalt Concrete FOB Plant – Mr. Spagnoletti recommended awarding the bid to all bidders.

MOTION: AWARDING THE ASPHALT CONCRETE FOB PLANT BID TO BLADES CONSTRUCTION PRODUCTS, DALRYMPLE GRAVEL AND ELM MATERIALS MADE BY MR. MCALLISTER. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

B. Liquid Bituminous Materials – AEPM – Mr. Spagnoletti recommended awarding the bid to Vestal Asphalt, Inc.

MOTION: AWARDING THE LIQUID BITUMINOUS MATERIALS – AEPM BID TO VESTAL ASPHALT MADE BY MR. MCALLISTER. SECONDED BY MR. SCHWARTZ. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

C. Liquid Bituminous Materials – Towns – Mr. Spagnoletti recommended awarding the bid on a line item basis.

MOTION: AWARDING THE LIQUID BITUMINOUS MATERIALS; TOWNS BID ON A LINE ITEM BASIS TO CENTRAL ASPHALT AND VESTAL ASPHALT MADE BY MR. MCALLISTER. SECONDED BY MR. SCHWARTZ. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

D. Liquid Bituminous Materials – Mr. Spagnoletti recommended awarding the bid on a line item.

MOTION: AWARDING THE LIQUID BITUMINOUS MATERIALS BID ON A LINE ITEM BASIS TO CENTRAL ASPHALT; MIDLAND ASPHALT; AND VESTAL ASPHALT MADE BY MR. MCALLISTER. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

E. Crushed Limestone – Mr. Spagnoletti recommended awarding the bid to Hanson Aggregates New York for \$192,175.

MOTION: AWARDING THE CRUSHED LIMESTONE BID TO HANSON AGGREGATES NEW YORK FOR A TOTAL EXTENDED BID PRICE OF \$192,175 MADE BY MR. MCALLISTER. SECONDED BY MR. SCHWARTZ. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

F. Heavy Steel Pipe & Boiler Shells – Mr. Spagnoletti recommended awarding on a line item basis to all bidders.

MOTION: AWARDING THE HEAVY STEEL PIPE AND BOILER SHELLS BID ON A LINE ITEM BASIS TO ALL BIDDERS MADE BY MR. MCALLISTER. SECONDED BY MR. SCHWARTZ. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

G. New Structural Steel – Mr. Spagnoletti recommended awarding the bid to Chemung Supply Corporation for \$17,009.34.

MOTION: AWARDING THE NEW STRUCTURAL STEEL BID TO CHEMUNG SUPPLY CORPORATION FOR A TOTAL EXTENDED BID PRICE OF \$17,009.34 MADE BY MR. SCHWARTZ. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

VI. 2007 GOALS

Mr. Spagnoletti reviewed the status of the Department's Major 2007 Goals.

VII. OLD/NEW BUSINESS

The March meeting was set for Friday, March 7th at 9:00 a.m.

MOTION TO ADJOURN MADE BY MR. RYAN. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

Respectfully submitted by,

Brenda K. Mori
Deputy Clerk
Steuben County Legislature

**NEXT MEETING SCHEDULED FOR
Friday, March 7, 2008
9:00 a.m.**

STEBEN COUNTY PUBLIC WORKS COMMITTEE

Friday, March 7, 2008

9:00 a.m.

**Legislative Committee Conference Room
Steuben County Office Building
Bath, New York**

MINUTES

<u>Committee:</u>	Robert V. Nichols, Chair Joseph Hauryski	Patrick F. McAllister, Vice Chair Thomas C. Schwartz	Thomas J. Ryan
<u>Legislators:</u>	Philip J. Roche Scott VanEtten	Lawrence P. Crossett	John Walsh
<u>Staff:</u>	Mark R. Alger Steve Orcutt James Gleason Steve Catherman Pete Messmer	Vincent Spagnoletti John Emo Phil Hink Gregory Heffner	Bryce Foster Frederick Ahrens Doreen Ames Tammy Hurd-Harvey
<u>Other:</u>	Frank Haftl Mary Perham, <i>Leader</i> Channel 36	Kevin Voorhees, Barton Loguidice Damien Rossetti	Katie Graham, WETM Wayne Wells

I. CALL TO ORDER

The meeting was called to order by Mr. Nichols at 9:00 a.m. He asked Mr. Schwartz to lead the group in the Pledge of Allegiance.

II. PUBLIC COMMENT

Mr. Haftl asked to reserve a moment at the end of the meeting to make a comment.

III. APPROVAL OF MINUTES

MOTION APPROVING THE MINUTES OF THE FEBRUARY 5, 2008, MEETING MADE BY MR. RYAN. SECONDED BY MR. SCHWARTZ. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

IV. LANDFILL DIVISION

A. Equipment Repair Shop – Mr. Spagnoletti requested approval to reduce the contract with Elmira Structures for the construction of the equipment repair shop by \$2,000.

MOTION: REDUCING THE CONTRACT WITH ELMIRA STRUCTURES FOR THE EQUIPMENT REPAIR SHOP CONSTRUCTION BY \$2,000 MADE BY MR. SCHWARTZ. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

B. Major Equipment – Mr. Spagnoletti requested authorization to add a compressor to the major equipment list for \$8,247. Discussion followed.

MOTION: ADDING A COMPRESSOR FOR \$8,247 TO THE MAJOR EQUIPMENT LIST FOR THE LANDFILL MADE BY MR. SCHWARTZ. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

C. Cell 2 at Bath Landfill – Mr. Spagnoletti stated we have received the bid for Cell 2 at the Bath Landfill. The cell should last about 5 years and the total bid was \$6,728,000. Discussion followed.

Mr. Alger stated he'll review it with the Finance Committee but we're looking for authorization of up to \$6.4 million for the bond. Discussion followed.

MOTION: AUTHORIZING THE CONSTRUCTION OF CELL NO. 2 AT THE STEUBEN COUNTY LANDFILL AT THE MAXIMUM ESTIMATED COST OF \$6.4 MILLION AND AUTHORIZING THE ISSUANCE OF \$6.4 MILLION BONDS OF SAID COUNTY TO PAY THE COST THEREOF MADE BY MR. MCALLISTER. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0. Resolution Required 2/3 vote.

D. Special Meeting – Mr. Spagnoletti stated if the funding for Cell 2 is approved by the Legislature on March 24th, he would like the Public Works Committee to convene a meeting immediately after the Legislative Meeting to award the bid for the construction of Cell 2. Discussion followed.

MOTION: SCHEDULING A SPECIAL PUBLIC WORKS COMMITTEE MEETING ON MARCH 24TH IMMEDIATELY FOLLOWING THE LEGISLATIVE MEETING, CONTINGENT UPON APPROVAL OF THE FUNDING FOR THE CONSTRUCTION OF CELL 2 BY THE LEGISLATURE MADE BY MR. MCALLISTER. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

E. Gas to Energy Project – Mr. Ahrens stated Mr. Spagnoletti has given you a chronology of events concerning the gas to energy project. You will notice that the chronology includes a reference to a local law. The local law will be generic in nature and will not name a particular developer. Regardless of who the developer might be, we need approval of the project in order to proceed forward. The local law will authorize a lease of property and gas assignments, as well as the other requisite documentation to facilitate this. You have received the environmental assessment form that defined the lease area. The local law will reference that environmental assessment and provide a footprint of the area. Because we are altering the way we normally sell something, it will require approval under Municipal Home Rule Law, subject to a permissive referendum.

Mr. Ahrens requested authorization to present a local law regarding the project in March, with final adoption in April. After the 45 day waiting period (June 12th) they could begin construction. He noted that it will be a 25 year lease in order to make it financially attractive to a developer. Discussion followed.

MOTION: AUTHORIZING THE PRESENTATION OF A LOCAL LAW RELATIVE TO AUTHORIZING THE LEASE OF A PORTION OF THE STEUBEN COUNTY LANDFILL, TOGETHER WITH GAS ASSIGNMENTS AND OTHER REQUISITE DOCUMENTATION FOR SUCH PURPOSES TO IMPLEMENT A GAS TO ENERGY PROJECT AT SAID LANDFILL MADE BY MR. SCHWARTZ. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0. Resolution Required.

F. Negotiations – Mr. Spagnoletti provided the committee with background on how the gas to energy project first began. He stated they solicited requests for proposals and received them in November. He stated Kevin Voorhees went through the eight proposals and has narrowed it down to two vendors.

Mr. Spagnoletti stated the two vendors are Steuben Rural Electric Cooperative, Inc., and Ameresco. One vendor is local and the proposal is for a partnership with the County. The other vendor just wants to buy our gas. He reviewed both proposals with the Committee. He stated the cost to build the plant is around \$4.5 to \$5 million. In other projects, the County pays for the construction. With this project, the developer will pay for the plant construction and operation, and the County gets a share of the revenue.

Mr. Spagnoletti stated SREC's proposal is for a 3.2mw plant where they will sell the power and take the first 4 cents off the top, then share the profit on the balance of the charges. They're projecting to sell the power the first year at \$0.055 per kwh. This equates to revenue of \$1,274,344. In addition, they would pay the County for the sale of the renewable energy certificates (RECs) at a rate of \$0.035 per kwh, which equates to \$752,000 in

revenue. The split will be about \$0.0516 per kwh for the revenue equating to \$1,195,548, resulting in the County's share being \$597,774. Projecting this revenue out over 20 years, not including an increase in the price per kwh results in projected revenue of \$17,104,781. He noted if the County contributed \$1 million in funding to help build the plant, the State would reimburse the County 50 percent of the construction cost which would, in turn, increase the revenues for the County. That is an investment decision we would have to work out.

Mr. Voorhees stated the proposal is comparable to the best financial package we have seen around the state. We haven't seen anybody get a better deal.

Mr. Spagnoletti stated Ameresco's proposal is for a 2.12 mw plant where they will pay the County a flat rate of \$2.30 per million btu's. This equates into revenue of \$405,219 the first year. He noted that they would only be using 85 percent of the gas obtained from the plant. Also, if there are contaminants in the product, they would need to install a scrubber. If that happens, it reduces the price to \$1.40 per million btu's, thereby reducing the County's profit to \$246,655. If the County contributed \$1 million towards the construction of the plant, the revenue would be \$502,119 and, if they have to install a scrubber in that scenario, the revenue would be \$352,364. Projecting these revenues out over 20 years equates to \$12,181,863 in revenue without the scrubber and, if they need to install a scrubber, the revenue over 20 years would be \$7,415,000. Discussion followed.

Mr. Alger stated if we build all four cells at the landfill, we may end up with more generators in the future. What you are looking at here are two very different proposals. Practically, SREC's proposal is better. Mr. Ryan noted he likes the fact that it is a local company that we would be working with. Mr. Spagnoletti stated we're talking a 25 year lease of the land and the gas.

Mr. Ryan asked what on-going expenses would the County have once we enter into a lease with a company? Mr. Spagnoletti stated it is minimal if any. Mr. Voorhees stated you'll just have the permits and environmental regulations, but you have that regardless of the plant. Your obligations would be the same with or without the plant.

Mr. Roche stated with the SREC proposal, the energy goes directly to their local customers. With Ameresco, does the energy go into the grid? Mr. Spagnoletti stated the electrons go out to the grid with both. The difference is the way they sell the energy. Discussion followed.

Mr. Spagnoletti recommended accepting the proposal from Steuben Rural Electric Cooperative, Inc. He requested authorization to enter into negotiations with them for the landfill gas project.

MOTION: AUTHORIZING THE DEPARTMENT OF PUBLIC WORKS TO ENTER INTO NEGOTIATIONS WITH STEUBEN RURAL ELECTRIC COOPERATIVE, INC., FOR THE LANDFILL GAS PROJECT MADE BY MR. MCALLISTER. SECONDED BY MR. RYAN. IN FAVOR: MCALLISTER, RYAN, SCHWARTZ. ABSTAINED: NICHOLS, HAURYSKI. MOTION CARRIES 3-0-2.

Mr. Nichols stated as a member of the Board of Directors of SERC, he wanted to make it clear that he had no part of this project on either side. He has excused himself from all discussions and decisions regarding this project.

Mr. Hauryski stated as a member of the Board of Directors of SERC, he removed himself from discussion on the project after he won the election for Steuben County Legislator.

V. HIGHWAY DIVISION

A. Pothole Machine Rental – Mr. Foster stated this is the fourth year we have leased the machine and it is the first year they increased the rate. He requested authorization to rent the pothole machine for \$21,000 for 3 months use, with the option of leasing it a fourth month for \$5,000. This covers every mile of county road we have. Mr. Spagnoletti stated this is a supplement to the patching that is done by the crews.

MOTION: AUTHORIZING THE DEPARTMENT OF PUBLIC WORKS TO RENT THE POTHOLE MACHINE FOR \$21,000 FOR THREE MONTHS USE WITH THE OPTION TO LEASE IT A FOURTH MONTH FOR \$5,000 MADE BY MR. SCHWARTZ. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

B. CR73 Bridge, Lindley over Tioga River – Mr. Catherman requested approval of a supplemental agreement with NYSDOT to include a \$38,000 increase in the right of way costs on the project. He noted the County's share is 20 percent or \$7,600. He stated if the project is approved for Marcheselli funding, the County's share would decrease to \$1,900.

MOTION: APPROVING A SUPPLEMENTAL AGREEMENT WITH NYS DEPARTMENT OF TRANSPORTATION ON THE CR73 BRIDGE, LINDLEY OVER TIOGA RIVER PROJECT TO INCLUDE A \$38,000 INCREASE IN THE RIGHT OF WAY COSTS MADE BY MR. SCHWARTZ. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0. Resolution Required.

C. Truck Replacement – Mr. Spagnoletti stated one of our trucks was involved in an accident and our truck was totaled. Mr. Foster stated we will receive \$23,369.20 in insurance money from the insurance company of the individual who caused the accident. He requested authorization to appropriate the money to the machinery revenue account, and then transfer it to major equipment. He stated the Town of Woodhull has a used 10-wheel dump truck for sale for \$15,000. They also have a used roller for sale that he'd like to purchase for \$14,000. He requested authorization to amend the major equipment list to include these two items and approval to purchase said items. Discussion followed.

MOTION: ACCEPTING \$23,369.20 IN INSURANCE REVENUE INTO THE MACHINERY REVENUE LINE ITEM AND APPROPRIATING THE SAME TO THE HIGHWAY DIVISION'S MAJOR EQUIPMENT ACCOUNT; AMENDING THE HIGHWAY DIVISION'S MAJOR EQUIPMENT LIST TO INCLUDE A USED 10-WHEEL DUMP TRUCK FOR \$15,000 AND A USED ROLLER FOR \$14,000; AND AUTHORIZING THE PURCHASE OF SAID EQUIPMENT FROM THE TOWN OF WOODHULL MADE BY MR. SCHWARTZ. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

D. Sole Source Authorization – Mr. Foster stated we have a 1994 Bearcat chipper that was purchased for \$97,500. The cost to purchase a new chipper is \$190,000 at this year's cost. In the past, they have only been able to get parts or repairs for this machine from Bearcat Manufacturing. Their most recent quote to have the company fly an individual out to repair our machine is over the \$10,000 limit. They requested authorization to declare Bearcat Manufacturing as a sole source provider for the repair and replacement of parts on the 1994 Bearcat chipper. The sole source review was approved by the Purchasing Agent, County Attorney and County Administrator.

VI. BIDS

A. Geotextile Materials – Mr. Spagnoletti recommended awarding the bid on a line item basis to Chemung Supply and AH Harris & Sons, Inc.

MOTION: AWARDING THE GEOTEXTILE MATERIALS BID TO CHEMUNG SUPPLY CORPORATION AND AH HARRIS & SONS, INC., ON A LINE ITEM BASIS MADE BY MR. MCALLISTER. SECONDED BY MR. SCHWARTZ. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

B. Pavement Grinding Equipment Rental – Mr. Spagnoletti recommended awarding the bid to Central Asphalt.

MOTION: AWARDING THE PAVEMENT GRINDING EQUIPMENT RENTAL BID TO CENTRAL ASPHALT MADE BY MR. SCHWARTZ. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

C. Prestressed Concrete Beams, Bridge 28-15, Hartsville, CR28 – Mr. Spagnoletti recommended awarding the bid to Top Roc Newcrete Products for \$54,629.

MOTION: AWARDING THE PRESTRESSED CONCRETE BEAMS, BRIDGE 28-15, HARTSVILLE, CR28, BID TO TOP ROC NEWCRETE PRODUCTS FOR \$54,629 MADE BY MR. MCALLISTER. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

D. Prestressed Concrete Beams, Bridge 15-1-2, Hartsville, Slate Creek Road – Mr. Spagnoletti recommended awarding the bid to Jefferson Concrete for \$52,231.

MOTION: AWARDING THE PRESTRESSED CONCRETE BEAMS, BRIDGE 15-1-2, HARTSVILLE, SLATE CREEK ROAD BID TO JEFFERSON CONCRETE FOR \$52,231 MADE BY MR. MCALLISTER. SECONDED BY MR. SCHWARTZ. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

E. Concrete Blocks – Mr. Spagnoletti stated they only received one bid and it was very high. Mr. Catherman noted that the bid price was about 50 percent higher per block than last year. Mr. Spagnoletti requested authorization to reject the bid and solicit new bids.

MOTION: REJECTING THE CONCRETE BLOCKS BID AND AUTHORIZING THE SOLICITATION OF NEW BIDS MADE BY MR. SCHWARTZ. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

F. Asphalt Concrete Miscellaneous in Place – Mr. Spagnoletti recommended awarding the bid to the lowest bidder in each quadrant.

MOTION: AWARDING THE ASPHALT CONCRETE MISCELLANEOUS IN PLACE BID AS FOLLOWS: QUADRANT 1: CHEMUNG CONTRACTING FOR \$68/UNIT; QUADRANTS 2 AND 4: AL BLADES FOR \$72.40/UNIT AND \$69.40/UNIT, RESPECTIVELY; AND QUADRANT 3: BABCOCK ENTERPRISES FOR \$63.30/UNIT MADE BY MR. SCHWARTZ. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

G. Pavement Recycling Projects – Mr. Spagnoletti reviewed each individual cold in-place recycling project. He recommended awarding the bid to the lowest bidder for each specific project. Discussion followed.

MOTION: AWARDING THE COLD IN-PLACE RECYCLING BID AS FOLLOWS: CR16 – BATH: MIDLAND ASPHALT MATERIALS FOR \$454,010; CR21 AND 102 – WOODHULL: REJECT BID AS TESTING DISCOVERED ASPHALT NOT APPROPRIATE FOR THE PROJECT; CR26 – CAMPBELL: MIDLAND ASPHALT MATERIALS FOR \$291,904; CR47 – DANSVILLE: MIDLAND ASPHALT MATERIALS FOR \$93,240; CR66 – HORNELLSVILLE: SUITKOTE CORPORATION FOR \$232,093; CR76 – PULTENEY AND URBANA: MIDLAND ASPHALT FOR \$352,295; AND CR128 – CANISTEO: MIDLAND ASPHALT MATERIALS FOR \$212,247 MADE BY MR. HAURYSKI. SECONDED BY MR. SCHWARTZ. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

H. Asphalt Projects – Mr. Spagnoletti reviewed each individual asphalt concrete specified in-place project. He recommended awarding the bid to the lowest bidder for each specific project. Discussion followed.

MOTION: AWARDING THE ASPHALT CONCRETE SPECIFIED IN-PLACE PROJECTS AS FOLLOWS: CR5 – TUSCARORA: AL BLADES FOR \$69,575; CR5 – LINDLEY: CHEMUNG CONTRACTING FOR \$69,410; CR14 – HOWARD: AL BLADES FOR \$172,670; CR22 – CAMERON: AL BLADES FOR \$69,575; CR26 – CAMPBELL: CHEMUNG CONTRACTING FOR \$79,800; CR41 – HORNBY: CHEMUNG CONTRACTING FOR \$176,700; CR67 – HORNELLSVILLE: AL BLADES FOR \$137,240; CR116 – LINDLEY: CHEMUNG CONTRACTING FOR \$57,672.50; CR120 – CATON/LINDLEY: CHEMUNG CONTRACTING FOR \$57,672.50; CR36 – WAYLAND: BABCOCK ENTERPRISES FOR \$30,150; CR82 – TROUPSBURG: CHEMUNG CONTRACTING FOR \$97,130; CR96 – WAYNE: AL BLADES FOR \$31,080; AND CR117 – WEST UNION: AL

BLADES FOR \$32,085 MADE BY MR. SCHWARTZ. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

I. 2007 Fixed Asset Transfers – Mr. Spagnoletti stated the Treasurer’s Office has asked that we get approval of 2007 fixed asset transfers. Mr. Foster stated they need to transfer from the landfill to road machinery: a welder, used oil furnace and radio to the highway project. The original value of the property was \$81,000 and the current book value is \$6,518.

MOTION: APPROVING THE 2007 FIXED ASSET TRANSFER AS REQUESTED FROM THE LANDFILL TO ROAD MACHINERY MADE BY MR. SCHWARTZ. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

VI. 2008 GOALS

Mr. Spagnoletti presented the Committee with the Department of Public Works’ Major 2008 Goals. Discussion followed.

VII. OTHER BUSINESS

Mr. Haftl stated he is an REA customer and he is concerned with the Casella aspect of the project. How are they going to build this plant and control the landfill? The minimum you should have for this type of project is a 20 acre landfill and 2 million in tonnage.

Mr. Spagnoletti stated we are at 30 acres currently and will be adding 7 acres. Mr. Haftl stated if you can’t get the gas out of this, Casella is going to want to bring in more garbage. I’m concerned you’ll get into more trouble with Casella than you want.

Mr. Nichols stated Casella will only be working for SREC, not the County. They will have no input in how the County runs their operation. In addition, all Casella is going to be doing is building the electric plant. That’s it. Mr. Nichols thanked Mr. Haftl for his comments.

MOTION TO ADJOURN MADE BY MR. SCHWARTZ, SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

Respectfully submitted by,

Brenda K. Mori
Deputy Clerk
Steuben County Legislature

**NEXT REGULAR MEETING SCHEDULED FOR
Tuesday, April 1, 2008
9:00 a.m.**

**SPECIAL MEETING SCHEDULED FOR
Monday, March 24, 2008
Immediately Following Legislative Meeting**

STEBEN COUNTY PUBLIC WORKS COMMITTEE

Special Meeting

Monday, March 24, 2008

11:00 a.m.

*Legislative Committee Room
Steuben County Office Building
Bath, New York*

****MINUTES****

COMMITTEE: Robert V. Nichols, Chair Patrick F. McAllister, Vice Chair Joseph J. Hauryski
Thomas J. Ryan Thomas C. Schwartz

STAFF: Mark R. Alger Vincent Spagnoletti Steven Orcutt
James Gleason Carol Whitehead David English
Frederick H. Ahrens, Jr.

LEGISLATORS: Philip J. Roche Lawrence P. Crossett

OTHERS: Dave Shoen, WENY

I. CALL TO ORDER

Mr. Nichols called the meeting to order at 11:00 a.m.

II. GENERAL BUSINESS

A. Landfill

1. **Bid Award for Cell No. 2** – Mr. Spagnoletti informed the committee they received three bids for the general construction of the cell. He recommended awarding the bid to the low bidder, Zoladz Construction of Alden, NY. for \$6,647,000.00. They also received two bids for the electrical construction and he recommended awarding to the low bidder Blackmon-Farrell of Rochester, NY for \$81,800.00.

Mr. Alger commented we are required by law to bid the electrical construction separate. Mr. Spagnoletti informed the committee that they expect to receive reimbursement totaling \$600,000 - \$700,000 for both the gas collection system as well as for the capping system. Mr. Nichols commented no property taxes will be increased as a result of this project. This project is being funded out of the enterprise fund for the landfill.

MOTION: AWARDING THE BID FOR THE GENERAL CONSTRUCTION OF CELL NO. 2 AT THE BATH LANDFILL TO THE LOW BIDDER, ZOLADZ CONSTRUCTION OF ALDEN, NY FOR \$6,647,000.00 AND THE ELECTRICAL CONSTRUCTION TO THE LOW BIDDER, BLACKMON-FARRELL ELECTRIC OF ROCHESTER, NY FOR \$81,800.00 MADE BY MR. SCHWARTZ. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

2. **Credit Card RFP** – Mr. Spagnoletti informed the committee they put out an RFP for using credit cards at the landfill and they received five proposals. After talking with Mr. Alger and Mr. Gleason, the county would like to put in a credit card system beyond that just for the landfill. He recommended the committee reject the bids for credit cards at the landfill and issue a new RFP for a county-wide credit card system.

MOTION: REJECTING THE BIDS FOR A CREDIT CARD SYSTEM AT THE LANDFILL AND RECOMMENDING THE ISSUANCE OF A NEW RFP FOR A COUNTY-WIDE CREDIT CARD SYSTEM INCLUSIVE OF THE LANDFILL MADE BY MR. SCHWARTZ. SECONDED BY MR. McALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

MOTION: TO ADJOURN MADE BY MR. McALLISTER. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

Respectfully Submitted by:

Amanda L. Chapman
Senior Stenographer
Steuben County Legislature

STEUBEN COUNTY PUBLIC WORKS COMMITTEE

Tuesday, April 1, 2008

9:00 a.m.

**Legislative Committee Conference Room
Steuben County Office Building
Bath, New York**

MINUTES

Committee: Robert V. Nichols, Chair Patrick F. McAllister, Vice Chair Joseph J. Hauryski

Legislators: Philip J. Roche Scott J. VanEtten John S. Walsh

Staff: Mark R. Alger Frederick H. Ahrens Vincent Spagnoletti
Steve Orcutt John Emo Phil Hink
Bryce Foster James Gleason Jacques Begin
Doreen Ames Steve Catherman Carol Whitehead
David English Gregory Heffner

Other: Mary Perham, *Leader*

Absent: Thomas J. Ryan Thomas C. Schwartz

I. CALL TO ORDER

The meeting was called to order by Mr. Nichols at 9:00 a.m. Mr. McAllister led the group in the Pledge of Allegiance.

II. APPROVAL OF MINUTES

MOTION APPROVING THE MINUTES OF THE MARCH 7 AND MARCH 24, 2008, MEETINGS MADE BY MR. MCALLISTER. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

III. LANDFILLS

A. Town Cleanup Lottery – Mr. Spagnoletti asked the Committee if they wish to offer the Town Cleanup Lottery again this year. The Committee agreed to hold the lottery.

IV. HIGHWAYS AND BRIDGES

A. Agreement – Design of US 15 – Mr. Catherman stated at the March meeting, the Legislature accepted the 1st mile of old US15 from the State. By accepting this mile now, we will have federal funding available to us. This agreement is for the design of the bridge they need to replace. The cost is approximately \$300,000 for the design, and the State has told us that it is going to be an 80% Federal share and 20% State share, with no local dollars.

MOTION: APPROVING THE AGREEMENT WITH NYSDOT FOR THE DESIGN OF US 15 BRIDGE OVER COWANESQUE RIVER MADE BY MR. MCALLISTER. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 3-0. Resolution Required.

Mr. Catherman noted that the remaining 5 miles of US 99 are scheduled to be completed in 2011. However, it will only be the south bound lanes. Currently there is no funding set for the northbound lanes and the estimate for that part of the project is \$47 million. They will need to have the bridge completed by the time the south bound lanes are completed in order to make use of the temporary exit ramp.

B. Agreement with Mapworks – Mr. Spagnoletti stated he met with Messrs. Alger, Ahrens and Gleason. They have agreed that the printing of the County map should be a sole source agreement. Mr. Catherman stated Mapworks will do a reprint of our existing map. They'll print 30,000 maps for \$15,000 and they will last about 2 ½ years.

V. **BIDS**

A. Cleaning and Washing of Bridges – Mr. Spagnoletti recommended awarding the bid to C.P. Ward for \$89,950.

MOTION: AWARDING THE CLEANING AND WASHING OF BRIDGES BID TO C.P. WARD, INC., FOR \$89,950 MADE BY MR. MCALLISTER. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

B. Slurry Seal Bituminous Overlay – Mr. Spagnoletti recommended awarding the bid to Vestal Asphalt for \$345,529.81.

MOTION: AWARDING THE SLURRY SEAL BITUMINOUS OVERLAY PROJECT BID TO VESTAL ASPHALT FOR \$345,529.81 MADE BY MR. HAURYSKI. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

C. Concrete Blocks – Mr. Spagnoletti stated last month we rejected the bid because they were significantly higher than last year. However, they came back about the same and the two bids were almost identical. He recommended accepting the bid but they will limit the amount purchased off of it.

MOTION: AWARDING THE CONCRETE BLOCKS BID TO LAKELANDS CONCRETE PRODUCTS FOR A TOTAL EXTENDED BID PRICE OF \$38,490 MADE BY MR. MCALLISTER. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

D. Prestressed Concrete Bridge Beams – Trant Road over 5 Mile Creek – Mr. Spagnoletti recommended awarding the bid to Top Roc Newcrete for \$45,278.

MOTION: AWARDING THE PRESTRESSED CONCRETE BRIDGE BEAMS BID FOR BIN #2217500, BR. #21-29-1 TRANT ROAD OVER 5 MILE CREEK, TOWN OF PRATTSBURGH TO TOP ROC NEWCRETE FOR \$45,278 MADE BY MR. MCALLISTER. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

E. Prestressed Concrete Bridge Beams – Nash Road over Culver Creek – Mr. Spagnoletti recommended awarding the bid to Husted Concrete Products for \$41,980.

MOTION: AWARDING THE PRESTRESSED CONCRETE BRIDGE BEAMS BID FOR BIN #2255810, BR. #3-5-1, NASH ROAD OVER CULVER CREEK, TOWN OF BATH MADE BY MR. HAURYSKI. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

F. Hot Mix in Place Recycling – Heater Scarification Process – Mr. Spagnoletti recommended awarding the bid to Highway Rehab Corp for \$163,138.16.

MOTION: AWARDING THE HOT MIX IN PLACE RECYCLING – HEATER SCARIFICATION PROCESS BID TO HIGHWAY REHAB CORP FOR \$163,138.16 MADE BY MR. HAURYSKI. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

G. Asphalt Concrete Specified In-Place Project – Mr. Spagnoletti recommended awarding the bid to Chemung Contracting for \$287,196.

MOTION: AWARDING THE ASPHALT CONCRETE SPECIFIED IN-PLACE PROJECT BID TO CHEMUNG CONTRACTING FOR \$287,196 MADE BY MR. MCALLISTER. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

H. Swing Gearbox – Mr. Spagnoletti recommended awarding the bid to Five Star Equipment for \$9,700.

MOTION: AWARDING THE SWING GEARBOX (GEAR CASE) BID FOR THE JD-690ELC TRACK HOE TO FIVE STAR EQUIPMENT FOR \$9,700 MADE BY MR. HAURYSKI. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

MOTION TO ADJOURN MADE BY MR. HAURYSKI. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

Respectfully submitted by,

Brenda K. Mori
Deputy Clerk
Steuben County Legislature

**NEXT MEETING SCHEDULED FOR
Tuesday, May 6, 2008
9:00 a.m.**

STEUBEN COUNTY PUBLIC WORKS COMMITTEE

Tuesday, May 6, 2008

9:00 a.m.

Legislative Committee Conference Room

Steuben County Office Building

Bath, New York

MINUTES

Committee: Robert V. Nichols, Chair Patrick F. McAllister, Vice Chair Thomas C. Schwartz
Thomas J. Ryan

Legislators: Philip J. Roche Scott VanEtten John Walsh

Staff: Mark R. Alger Vincent Spagnoletti Bryce Foster
Phil Hink Margaret Hadley Reggie Clark
Sam Hadley Pat MacDonald Pete Messmer
Jacques Begin Gregory Heffner James Gleason
Mike Stone Doreen Ames Carol Whitehead

Absent: Joseph J. Hauryski

Other: Mary Perham, *Leader*

I. CALL TO ORDER

The meeting was called to order by Mr. Nichols at 9:05 a.m. The Pledge of Allegiance was led by Mr. Schwartz.

II. APPROVAL OF MINUTES

MOTION APPROVING THE MINUTES OF THE APRIL 1, 2008, MEETING MADE BY MR. SCHWARTZ. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0. Mr. McAllister not present for vote.

III. STEUBEN COUNTY FARM HOME CEMETERY

Mr. Spagnoletti introduced Reggie Clark, Mobile Work Program Supervisor. Mr. Clark stated he had people come from different states asking about a cemetery located on the County Farm property. They began searching for it. He took the Mobile Work Program crew in and, with assistance from Public Works Crew from Station 3, they uncovered all of the stones. He noted he used maps from the County Historian's Office to locate the stones. Ms. MacDonald stated she received a list from Mrs. Hadley as to who was located at the cemetery as well as the location of the stones from Mr. Clark and developed signs. Mr. Spagnoletti stated this is the front cemetery, there is another one located behind Glove House. They are working on getting that cleared as well. Discussion followed.

IV. LANDFILLS

A. Lindley Landfill Cap – Mr. Spagnoletti stated we capped the landfill a few years ago and have been on a list to get reimbursed 50% of the cost. We received a contract for signature from NYSDEC to receive \$606,000 reimbursement for the cap, which represents half of the cost. He requested authorization to enter into the contract to receive the funding.

MOTION: AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO ENTER INTO AN AGREEMENT WITH NYSDEC FOR \$606,000 REIMBURSEMENT TOWARDS THE CAPPING OF THE LINDLEY LANDFILL MADE BY MR. SCHWARTZ. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

B. Landfill Gas Project – Mr. Spagnoletti stated their next meeting with the vendor is being held on May 23rd. Following their negotiations, they will bring the final decision to the full Legislature for approval.

V. **HIGHWAYS AND BRIDGES**

A. 2008 Road Paving Schedule – Mr. Spagnoletti stated he received notice that the new state budget will bring us \$529,872.48 in additional CHIPS funding. The general consensus of highway superintendents from around the State is that this additional funding will be needed to pay for the rising oil prices to complete the current scheduled projects. The road construction budget is \$6 million with a \$200,000 contingency. He reviewed the additional costs they are projecting this summer with the rising oil prices. He stated the bids for the projects came in at \$4,433,000, which is \$337,000 less than budgeted. There is a total of \$215,000 in additional costs associated with the projects on CR40 and CR102. They changed some of the grind and chip projects to a layer of pavement instead, which reduced that cost by \$87,000. The asphalt emulsion projects include 44,000 tons of blacktop. Since they let the bids in January, the cost has increased from \$62/ton to \$68/ton. We have 2 or 3 months before all of the blacktop projects are completed, so that cost will increase even more. This will result in an additional \$352,000 in cost for the asphalt emulsion projects. The liquid asphalt projects will require 1,300,000 gallons. When they let those bids, the cost was \$1.30/gallon and it is now \$1.60/gallon. This will result in an additional \$390,000 in cost. After you make the adjustments to the budget, the total cost of the road construction projects currently in place is \$6,533,000. Therefore, we'll need the additional CHIPS funding to cover the costs of these projects. Considerable discussion followed.

MOTION: ACCEPTING \$529,872.48 IN ADDITIONAL STATE CHIPS FUNDING AND APPROPRIATING IT INTO THE PUBLIC WORKS DEPARTMENT'S CAPITAL CONSTRUCTION ACCOUNT MADE BY MR. SCHWARTZ. SECONDED BY MR. MCALLISTER. IN FAVOR: SCHWARTZ, MCALLISTER AND NICHOLS. OPPOSED: RYAN. MOTION CARRIES 3-1.

B. Engineering for CR40 Project – Mr. Spagnoletti displayed a map showing County Route 40 and explained the changes they would like to make to the road for safety purposes. He requested authorization to solicit requests for proposals (RFPs) for an engineer to design the cross section of the road, the width of the shoulder and where the wall should be to get the 25mph sight distance. In addition, they'd like the engineer to prepare an RFP for a driller and blaster to come in and remove the solid rock after the County crews remove the overburden. The cost for the engineer to design the cross section and prepare the RFP is between \$20,000 and \$40,000. He noted the cost for the drilling and blasting will be another \$20,000 to \$40,000. Mr. Nichols asked is this something we could do in-house to save money? Mr. Alger stated for liability and implementation reasons, it is preferable to have a consulting engineer handle this. Considerable discussion followed.

MOTION: AUTHORIZING REQUESTS FOR PROPOSALS (RFP) FOR AN ENGINEER TO DESIGN THE CROSS SECTION OF CR40 AND PREPARE AN RFP FOR A DRILLER AND BLASTER TO REMOVE THE SOLID ROCK AFTER THE COUNTY REMOVES OVERBURDEN MADE BY MR. SCHWARTZ. SECONDED BY MR. MCALLISTER. IN FAVOR: SCHWARTZ, MCALLISTER AND RYAN. OPPOSED: NICHOLS. MOTION CARRIES 3-1.

VI. **BIDS**

A. Refuse Transfer Trailer with Bubblegate – Mr. Spagnoletti recommended awarding the bid to J&J Truck Bodies & Trailers for \$73,124.

MOTION: AWARDING THE REFUSE TRANSFER TRAILER WITH BUBBLEGATE BID TO J&J TRUCK BODIES & TRAILERS FOR \$73,124 MADE BY MR. MCALLISTER. SECONDED BY MR. SCHWARTZ. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

B. Refuse Transfer Trailer – Mr. Spagnoletti recommended awarding the bid to Spector Manufacturing for \$55,775.

MOTION: AWARDING THE REFUSE TRANSFER TRAILER BID TO SPECTOR MANUFACTURING FOR \$55,775 MADE BY MR. MCALLISTER. SECONDED BY MR. SCHWARTZ. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

C. Inertia Aggregate Crusher Parts – Mr. Spagnoletti recommended rejecting the bid as it came in higher than expected.

MOTION: REJECTING THE INERTIA AGGREGATE CRUSHER PARTS BID MADE BY MR. SCHWARTZ. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

D. Roadside Mowing Bid – Mr. Spagnoletti stated this bid covers the miles of road that the towns do not want to mow. He recommended awarding the bid on a line item basis to Phelan Farms and Mike White.

MOTION: AWARDING THE ROADSIDE MOWING BID ON A LINE ITEM BASIS TO PHELAN FARMS AND MIKE WHITE MADE BY MR. MCALLISTER. SECONDED BY MR. SCHWARTZ. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

E. Track Loader – Mr. Spagnoletti stated one bid was received but the bid came in lower than budgeted. He recommended awarding the bid to Milton Caterpillar.

MOTION: AWARDING THE TRACK LOADER WITH WASTE HANDLER PACKAGE BID TO MILTON CATERPILLAR FOR \$240,284 AND \$19,700 FOR OPTION 1 MADE BY MR. SCHWARTZ. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

F. Milling Machine Quotes – Mr. Spagnoletti stated they received three quotes on the milling of CR102. He noted they want to take off 4” of the road and then grind it. The lowest quote from Villager Construction uses an up-cut machine. We want a down cut machine for this job. Therefore, we are recommending going with Suit-Kote Construction for a total extended price of \$44,890.

MOTION: AUTHORIZING THE DEPARTMENT OF PUBLIC WORKS TO UTILIZE SUIT-KOTE CORPORATION’S MILLING MACHINE FOR THE CR102 PROJECT FOR A TOTAL EXTENDED PRICE OF \$44,890 MADE BY MR. SCHWARTZ. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

VII. OTHER BUSINESS

A. June Meeting – Mr. Spagnoletti requested the Committee move their June meeting to Thursday, June 5th at 9:00 a.m.

MOTION: MOVING THE JUNE PUBLIC WORKS COMMITTEE MEETING TO THURSDAY, JUNE 5TH AT 9:00 A.M. MADE BY MR. SCHWARTZ. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

Mrs. Whitehead noted that on April 30th they held the bond sale for Cell 2 at the landfill. The lowest rate was Bank of America at 2.74 percent. She noted this will be presented to the Finance Committee for approval next week.

MOTION TO ADJOURN MADE BY MR. RYAN. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

Respectfully submitted by: Brenda K. Mori, Deputy Clerk of Legislature

**NEXT MEETING SCHEDULED FOR
Thursday, June 5, 2008
9:00 a.m.**

STEBEN COUNTY PUBLIC WORKS COMMITTEE

Thursday, June 5, 2008

Legislative Committee Conference Room

Steuben County Office Building

Bath, New York

MINUTES

Committee: Robert V. Nichols, Chair Patrick F. McAllister, Vice Chair Thomas J. Ryan
Joseph J. Hauryski Thomas J. Schwartz

Legislators: Philip J. Roche John Walsh

Staff: Mark R. Alger Gregory P. Heffner Vincent Spagnoletti
Bryce Foster John Emo Phil Hink
Jerry Miller Carol Whitehead Steve Catherman
Doreen Ames James Gleason Jacques Begin
David English Frederick H. Ahrens

I. CALL TO ORDER

The meeting was called to order by Mr. Nichols at 9:00 a.m. Mr. Hauryski led the Pledge of Allegiance

II. APPROVAL OF MINUTES

MOTION APPROVING THE MINUTES OF THE MAY 6, 2008, MEETING MADE BY MR. SCHWARTZ. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 4-0. Mr. McAllister not present for the vote.

III. LANDFILLS

A. Lottery for Towns Roadside Cleanup – Mr. Spagnoletti stated 9 towns submitted an application to participate in the lottery. Mr. Nichols asked the Committee if they would like to select just one town, or expand the program to include two or three towns. Mr. Spagnoletti stated we've discussed opening this up county wide before, but we don't know how much tonnage we would actually get. He suggested they pick three towns in order to get an idea of how much tonnage they might take in if we opened it up county wide. Discussion followed.

The Committee agreed to select 3 towns. The following towns were selected by random drawing: Dansville, Woodhull and Caton. The Landfill will keep track of the amount of tonnage the towns bring in to determine if it would be cost effective to open it up on a County wide basis.

B. Change Order – Mr. Spagnoletti requested approval of a change order for Frey & Campbell for the equipment repair shop project. He stated it is a decrease of \$6,670 in the contract.

MOTION: APPROVING A CHANGE ORDER REFLECTING A \$6,670 DECREASE TO FREY & CAMPBELL FOR THE EQUIPMENT REPAIR SHOP PROJECT MADE BY MR. SCHWARTZ. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

C. Disposal of New Light Bulbs – Mr. Spagnoletti stated the new light bulbs have mercury in them and a question was raised last month as to how people can dispose of them. We currently have a special disposal for the fluorescent light bulbs so if people want to bring the new ones in, we'll collect them as well.

IV. HIGHWAYS AND BRIDGES

A. Saunders Road Bridge, Rathbone – Mr. Catherman stated they are progressing well on the project and they can begin removing the old bridge the beginning of July. Mr. Spagnoletti stated he needs approval of a change order for Bergmann Engineers. He reviewed the changes to the contract with the Committee. The net result of the change order is a zero increase.

MOTION: APPROVING A SUPPLEMENTAL AGREEMENT WITH BERGMANN ENGINEERS FOR CONSTRUCTION INSPECTION SERVICES ON THE SAUNDERS ROAD BRIDGE IN RATHBONE WITH NO ADDITIONAL FUNDING MADE BY MR. SCHWARTZ. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

Mr. Catherman noted that the pilings contractor requested a \$60,000 increase in their subcontract and Bergmann went out of their way to review the request to determine the need for such a significant increase. They determined that the pilings subcontractor was entitled to approximately \$6,000 of that total increase so they have saved us a considerable amount of money.

B. Transfer CR113 Right of Way, Town of Urbana – Mr. English stated many years ago, they changed a curve in the road and the homeowner, Rechichi, is requesting we release the rights to the right of way. He requested approval of a quit claim deed to release these rights.

MOTION: APPROVING THE TRANSFER OF A CR113 RIGHT OF WAY IN THE TOWN OF URBANA TO PROPERTY OWNER RECHICHI MADE BY MR. RYAN. SECONDED BY MR. SCHWARTZ. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

C. Easement to Verizon – Mr. Spagnoletti stated they have withdrawn that request.

D. Transfer 8.87 acres of County land along SR54 to DEC – Mr. Spagnoletti stated in the 1980's, the county purchased acreage along SR54 to build a highway shop. After the property was purchased, NYSDEC informed the County that it is adjacent to a wildlife protection area. Now DEC is requesting the County transfer the property to them. He asked if the Committee would like him to negotiate with DEC or just give it to them. Discussion followed.

Mr. Spagnoletti stated we have a good relationship with DEC and he'd prefer to just give it to them. Mr. McAllister stated we owe it to the people to at least see what the property is worth. Mr. Ryan noted that we spent taxpayers' money to purchase the property so we should recoup something back for that. Mr. Schwartz stated we should also make sure we retain the mineral and gas rights on the properties we sell as well. Discussion followed.

Mr. Spagnoletti stated we'll find out what we paid for it back in the 1980's and bring it back to the Committee next month.

E. Construction Audit – Mr. Catherman stated the federal aid projects had an audit of our books and they said it was one of the better audits they've completed across the State.

F. Informational – Mr. Spagnoletti stated the project to install drain lines and holding tanks at all of the County shops has been completed. Steve Orcutt led the project, and was assisted by the highway employees. They did a good job.

V. BIDS

A. Heavy Duty 10 Wheel Dump Trucks – Mr. Spagnoletti stated several of the bids were out of specification in significant ways. He reviewed each of the bids. He recommended awarding the bid to Regional International Corporation for \$735,852 for four trucks.

MOTION: AWARDING THE BID FOR THE PURCHASE OF 4 HEAVY DUTY 10 WHEEL DUMP TRUCKS TO REGIONAL INTERNATIONAL CORPORATION OF HENRIETTA, NY, FOR \$735,852 MADE BY MR. SCHWARTZ. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

B. Cutting Edges and Shoes – Mr. Spagnoletti stated this is a term contract where the vendor agrees to supply what is needed, as it is needed. The contract is good until September when they solicit a specific quantity bid. He noted this year they are going to ask the towns to join in the bid. He noted this bid is basically for the towns, as the County probably will not need to purchase off of this bid. Discussion followed.

MOTION: AWARDING THE CUTTING EDGES AND SHOES BID ON A LINE ITEM BASIS TO CHEMUNG SUPPLY CORPORATION OF ELMIRA, NY, AND FIVE STAR EQUIPMENT OF ROCHESTER, NY, MADE BY MR. SCHWARTZ. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

C. Inertia Aggregate Crusher Parts – Mr. Spagnoletti stated 2 bids were received. He recommended awarding to the low bidder for \$33,288.

MOTION: AWARDING THE INERTIA AGGREGATE CRUSHER PARTS BID TO EMERALD EQUIPMENT SYSTEMS OF LIVERPOOL, NY, FOR \$33,288 MADE BY MR. MCALLISTER. SECONDED BY MR. SCHWARTZ. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

D. Traffic Control Supplies – Mr. Spagnoletti stated 5 bids were received. He recommended awarding to the low bidder.

MOTION: AWARDING THE TRAFFIC CONTROL SUPPLIES BID TO S&S SIGNS & SAFETY EQUIPMENT OF BIG FLATS, NY, FOR \$19,778.82 MADE BY MR. RYAN. SECONDED BY MR. SCHWARTZ. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

E. Household & Agricultural Hazardous Waste RFP – Mr. Spagnoletti stated we didn't receive any responses to the request for proposals. He believes it is due to the date conflicting with other events being held in other areas of the state. He noted they will solicit new RFP's after making a few changes.

VI. OTHER BUSINESS

Mr. Schwartz stated with the commodity purchases down, he'd like to know how much the sales tax has increased. He asked Mrs. Whitehead to provide him with information on the sales tax revenues. He stated they should use the additional revenue to support the County's infrastructure by appropriating it to Public Works. In addition, he requested this Committee memorialize the State against the changes in the open burning laws.

Mr. Alger stated the Public Works Department is already getting \$2 million more than they requested this year. He noted that the increase in gas prices is not the primary motivator behind the increase in sales tax revenue. Also, you cannot allocate sales tax before you receive all of the anticipated revenues. The sales tax revenue has already been appropriated against expenses in the current budget. Until you receive all the revenue that is budgeted, you cannot appropriate more. Discussion followed.

Mr. Ahrens stated the Agriculture, Industry and Planning Committee has already approved a resolution on the open burning law so it is not necessary for this Committee to take action as the resolution is already slated for presentation on the June Legislative Meeting agenda.

Mr. Ryan questioned why CR10A was not being rebuilt this year. He stated for the people in my district, this is not acceptable. I don't believe they need to wait any longer. Mr. Spagnoletti stated we repaired CR10A, and we're going to rebuild it in 2009. That is what we stated would be done. Considerable discussion followed.

MOTION TO ADJOURN REGULAR SESSION AND RECONVENE IN EXECUTIVE SESSION PURSUANT TO PUBLIC OFFICERS' LAW, ARTICLE 7§ 105.1.F. THE MEDICAL, FINANCIAL, CREDIT OR EMPLOYMENT HISTORY OF A PARTICULAR PERSON OR CORPORATION, OR MATTERS LEADING TO THE APPOINTMENT, EMPLOYMENT, PROMOTION, DEMOTION, DISCIPLINE, SUSPENSION, DISMISSAL OR REMOVAL OF A PARTICULAR PERSON OR CORPORATION; AND 105.1.H. THE PROPOSED ACQUISITION, SALE OR LEASE OF REAL PROPERTY OR THE PROPOSED ACQUISITION OF SECURITIES, OR SALE OR EXCHANGE OF SECURITIES HELD BY SUCH PUBLIC BODY, BUT ONLY WHEN PUBLICITY WOULD SUBSTANTIALLY AFFECT THE VALUE THEREOF MADE BY MR. MCALLISTER. SECONDED BY MR. SCHWARTZ. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

MOTION TO ADJOURN EXECUTIVE SESSION AND RECONVENE IN REGULAR SESSION MADE BY MR. HAURYSKI. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

MOTION TO ADJOURN MADE BY MR. HAURYSKI. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

Respectfully submitted by,

Brenda K. Mori
Deputy Clerk
Steuben County Legislature

**NEXT MEETING SCHEDULED FOR
Tuesday, July 1, 2008
9:00 a.m.**

STEBEN COUNTY PUBLIC WORKS COMMITTEE

Tuesday, July 1, 2008

9:00 a.m.

**Legislative Committee Conference Room
Steuben County Office Building
Bath, New York**

MINUTES

Committee: Robert V. Nichols, Chair Joseph J. Hauryski Thomas J. Ryan Thomas J. Schwartz

Legislators: Scott J. VanEtten John Walsh

Staff: Mark R. Alger Vincent Spagnoletti Steve Orcutt John Emo
Mike Stone Doreen Ames Bryce Foster Steve Catherman
Carol Whitehead David English Gregory P. Heffner James Gleason
Jacques Begin

Absent: Patrick McAllister, Vice Chair

I. CALL TO ORDER

The meeting was called to order by Mr. Nichols at 9:00 a.m. He asked Mr. Hauryski to lead the Pledge of Allegiance.

II. APPROVAL OF MINUTES

MOTION APPROVING THE MINUTES OF THE JUNE 5, 2008, MEETING MADE BY MR. SCHWARTZ. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

III. LANDFILLS

- A. Transfer of Funding – Mr. Spagnoletti stated he'd like to postpone this item to a later date.
- B. Cell No. Two – Mr. Orcutt stated they are progressing very well on the project. Mr. Spagnoletti stated once the cell is constructed they will put 5 feet of select tonnage in it for the bottom layer and they'll probably begin using it in 2010.
- C. Other – Mr. Orcutt stated we've completed the fall protection project for the landfill and transfer station sites. He displayed photos of the improvements. Mr. Spagnoletti stated Risk Manager, Lew Eason, worked closely with Mr. Orcutt on this project.

IV. HIGHWAYS AND BRIDGES

- A. Freon Vacuum – Mr. Foster stated many of our vehicles are equipped with air conditioning. Since mechanics need specialized training to work on the air conditioning units, they sent two mechanics to training in order to get licensed and certified. After they completed the training, they learned that they wouldn't be able to work on the air conditioning units unless they had a Freon vacuum. He noted the cost of the vacuum is \$4,165. Mr. Spagnoletti requested authorization to add a Freon vacuum to the highway department's major equipment list for \$4,165 with no increase in funding.

MOTION: AMENDING THE HIGHWAY DEPARTMENT'S 2008 MAJOR EQUIPMENT LIST TO INCLUDE A FREON VACUUM FOR \$4,165 MADE BY MR. SCHWARTZ. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

- B. Shared Services Grant – Mr. Spagnoletti requested authorization to accept and appropriate \$100,000 from NYSDOT to purchase a truck tractor. He noted this is for the funding they received from Senator Winner and

Assemblyman Bacalles. He stated they would also need to add this item to the major equipment list. A new truck tractor costs \$125,000 and there is enough money in the major equipment budget to cover the additional \$25,000.

MOTION: ACCEPTING \$100,000 FROM THE NYS DEPARTMENT OF TRANSPORTATION AND APPROPRIATING IT TO THE HIGHWAY DEPARTMENT'S MAJOR EQUIPMENT LIST; AND AMENDING THE MAJOR EQUIPMENT LIST TO INCLUDE A TRUCK TRACTOR FOR \$125,000 MADE BY MR. SCHWARTZ. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

C. Bridge Acceptance – Mr. Spagnoletti requested authorization to accept a bridge in the Town of Erwin. It is included in the highway law a regulation that if the State builds a new State highway parallel to an existing highway, they can turn any existing bridges over to the County. This falls under that portion of the law. It is a major river bridge and it is 742 feet long. The lights and snow removal will be the town's responsibility. Discussion followed.

MOTION: AUTHORIZING THE ACCEPTANCE OF THE HAMILTON STREET BRIDGE (BIN #1011160) OVER THE COHOCTON RIVER IN THE TOWN OF ERWIN FROM THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION, WITH THE TOWN OF ERWIN RETAINING RESPONSIBILITY FOR THE LIGHTS AND SNOW REMOVAL MADE BY MR. SCHWARTZ. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 4-0. Resolution Required.

D. CR39 Agreement – Mr. Spagnoletti stated this is the project we did in partnership with the State. The State's portion of the project has increased to \$898,242.26. He requested approval of an agreement to provide for this additional funding and appropriate it to the capital project in order to pay the contractor.

MOTION: AMENDING THE CR39 PROJECT CONTRACT WITH THE NYS DEPARTMENT OF TRANSPORTATION TO INCLUDE AN INCREASE OF \$28,242.26 AND APPROPRIATING THE ADDITIONAL FUNDING TO THE CR39 CAPITAL PROJECT MADE BY MR. SCHWARTZ. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 4-0. Resolution Required.

E. Saunders Road Bridge – Mr. Spagnoletti stated they have learned that the State has granted us full Marcheselli funding for this project. The current agreement is for \$383,000 and they need to amend the contract with the State to \$393,750. He requested approval of the amendment and to accept the additional funding.

MOTION: INCREASING THE CONTRACT WITH THE NYS DEPARTMENT OF TRANSPORTATION FOR THE SAUNDERS ROAD BRIDGE CONTRACT FROM \$383,000 TO \$393,750 AND ACCEPTING THE ADDITIONAL FUNDING MADE BY MR. RYAN. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 4-0. Resolution Required.

V. BIDS

A. Fire Suppression System – Mr. Spagnoletti stated this system is for the Rathbone Bridge Shop. He stated they budgeted \$20,000 and the bid came in at \$17,725. He recommended awarding the bid to Northeast Petroleum Technologies for \$17,725.

MOTION: AWARDING THE PRE-ENGINEERED DRY CHEMICAL FIRE SUPPRESSION SYSTEM BID TO NORTHEAST PETROLEUM TECHNOLOGIES OF SCHENECTADY, NY, FOR \$17,725 MADE BY MR. SCHWARTZ. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

B. Household/Agriculture Waste Day – Mr. Spagnoletti recommended awarding the bid to MXI Environmental Services.

MOTION: AWARDING THE COLLECTION AND DISPOSAL OF HOUSEHOLD AND AGRICULTURAL HAZARDOUS WASTE RFP TO MXI ENVIRONMENTAL SERVICES OF ARLINGTON, VA, MADE BY MR. SCHWARTZ. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

C. Scales – Mr. Spagnoletti stated this bid is for a scale at the Wayland Transfer Station. The lowest bid didn't meet specifications but the second lowest bid did. He recommended awarding the bid to Gerhart Systems & Controls.

MOTION: AWARDING THE HEAVY-DUTY PITLESS MECHANICAL TRUCK SCALE BID TO GERHART SYSTEMS & CONTROLS OF PAINTED POST, NY, FOR \$79,642 MADE BY MR. RYAN. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

D. Removal of Freon – Mr. Spagnoletti requested authorization to extend the existing bid with Arctic Air for \$7.95 per unit.

MOTION: EXTENDING THE REMOVAL OF FREON BID WITH ARCTIC AIR FOR ONE YEAR AT A RATE OF \$7.95 PER UNIT MADE BY MR. HAURYSKI. SECONDED BY MR. SCHWARTZ. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

VI. OTHER BUSINESS

Mr. Spagnoletti stated they budgeted \$900,000 in the diesel fuel and gasoline account this year and they have estimated that it will cost \$1.4 million this year. To cover the increase, they made some adjustments to the road construction schedule. The following projects were affected: CR14, CR25, and CR5. He stated what's happened most recently is our material costs have escalated by \$400,000. He stated they are considering the following adjustments to cover this latest increase: CR76 Pulteney – delete the second section (1.3 miles) in the total project; CR16 Bath – 4.3 miles scheduled – reduce to 3 miles; CR96 intersection – remove from schedule; CR36 intersection – remove from schedule; Chip seals – reduce from 55 miles total to 35 miles; CR41 Hornby – 3 miles scheduled – reduce to 1 mile; CR67 – reduce by half. He noted that the total reduction equates to approximately \$700,000. Considerable discussion followed.

Mr. Schwartz stated they should cover the excess cost from the County's general fund. The costs are only going to continue to escalate so we will pay more to complete these same projects next year. Discussion followed.

Mr. Alger noted that these aren't projects that were on the schedule as falling under normal maintenance. They were targeted as extra projects due to the additional funding they were provided in this year's budget.

The committee asked Mr. Spagnoletti to track the escalating costs over the next month and bring a more detailed projection of where changes should be made to the road schedule. They also requested an estimate of how much would be needed to cover the escalation in price to complete the existing projects as scheduled.

MOTION TO ADJOURN REGULAR SESSION AND RECONVENE IN EXECUTIVE SESSION PURSUANT TO PUBLIC OFFICERS' LAW, ARTICLE 7§ 105.1.H. THE PROPOSED ACQUISITION, SALE OR LEASE OF REAL PROPERTY OR THE PROPOSED ACQUISITION OF SECURITIES, OR SALE OR EXCHANGE OF SECURITIES HELD BY SUCH PUBLIC BODY, BUT ONLY WHEN PUBLICITY WOULD SUBSTANTIALLY AFFECT THE VALUE THEREOF MADE BY MR. SCHWARTZ. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

MOTION TO ADJOURN EXECUTIVE SESSION AND RECONVENE IN REGULAR SESSION MADE BY MR. RYAN. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

MOTION TO ADJOURN MADE BY MR. HAURYSKI. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

Respectfully submitted by: Brenda K. Mori, Deputy Clerk of the Legislature

**NEXT MEETING SCHEDULED FOR
Tuesday, August 5, 2008 @ 9:00 a.m.**

STEBEN COUNTY PUBLIC WORKS COMMITTEE

Tuesday, August 5, 2008

9:00 a.m.

Legislative Committee Conference Room

Steuben County Office Building

Bath, New York

MINUTES

Committee: Robert V. Nichols, Chair Patrick F. McAllister, Vice Chair Thomas J. Ryan
Thomas C. Schwartz Joseph Hauryski

Legislators: Philip J. Roche John Walsh Scott Van Etten

Staff: Mark R. Alger Vincent Spagnoletti Bryce Foster
Phil Hink Steve Orcutt John Emo
Pete Messmer Mike Stone Frederick Ahrens
Gregory P. Heffner Steve Catherman Doreen Ames
Jacques Begin James Gleason Carol Whitehead
David English Lewis Eason Eric Prutsman

Other: Mary Perham, *Leader* Jack Zigenfus, Cohocton Town Supervisor

I. CALL TO ORDER

The meeting was called to order by Mr. Nichols at 9:00 a.m. Mr. Hauryski led the Pledge of Allegiance.

II. APPROVAL OF MINUTES

MOTION APPROVING THE MINUTES OF THE JULY 1, 2008 MEETING MADE BY MR. RYAN, SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 4-0. Mr. McAllister not present for the vote.

III. LANDFILLS

A. Wayland Transfer Station – Mr. Spagnoletti stated Deiter Road, which is a town road, comes from SR63 to the entrance of the Wayland Transfer Station. Because of all the transfer station traffic, it gets a lot of wear on it. In the past, the County has funded repairs on town roads leading into the landfills and transfer stations. He requested authorization to spend \$20,262 to repair the road. There is enough money in the Wayland Transfer Station paving account to complete the job.

Mr. Ryan asked will this interfere with the road repair schedule? Mr. Spagnoletti stated no, it would be done by a subcontractor. Mr. Nichols noted that the funding comes from the landfill enterprise fund so it isn't part of the highway budget.

MOTION: AUTHORIZING THE EXPENDITURE OF \$20,262 TO REPAIR DEITER ROAD LEADING TO THE WAYLAND TRANSFER STATION FOR THE TOWN OF WAYLAND MADE BY MR. SCHWARTZ. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 4-0. Mr. McAllister not present for the vote.

IV. HIGHWAYS AND BRIDGES

A. Agreement – Mr. Spagnoletti requested approval of an agreement with Bergman Engineers for the design of the US15 bridge over Cowanesque River. He noted the cost is \$298,686 and there is no county share for the design of the bridge. Mr. Catherman noted we don't own the bridge yet, which is why the State will be paying 100 percent of the design cost. Discussion followed.

MOTION: APPROVING AN AGREEMENT WITH BERGMAN ENGINEERS FOR THE DESIGN OF US15 BRIDGE OVER COWANESQUE RIVER IN THE AMOUNT OF \$298,686 MADE BY MR. SCHWARTZ. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 4-0. Mr. McAllister not present for the vote.

B. CR39 Project – Mr. Spagnoletti stated this project was done in conjunction with the State and the Town of Cohocton. It was a \$1.7 million project and the County's share was \$400,000. The town's portion was \$108,103 and they have paid \$20,000 towards that cost. He introduced Jack Zigenfus, Cohocton Town Supervisor. Mr. Zigenfus stated this was a great cooperative effort and the public is thrilled with the result. The agreement was to work with the County and we budgeted \$20,000 in 2008 to pay towards the cost of the project. The wind farm situation came along after this project was put into place. We have received several lawsuits regarding the wind farm and the town can't be indemnified for these lawsuits. Before 2008, we spent \$87,000 in legal fees to defend just the first lawsuit. Not knowing the outcome of these lawsuits, I am requesting the County to allow the Town time to pay their share of the project. We hope to have answers by the end of the year.

Mr. Roche asked if you are not successful in the lawsuits, then what happens? Mr. Zigenfus stated he would hope the County would be okay with us paying \$20,000 per year until it is paid off.

Mr. Alger stated to expect a town to come up with \$110,000 in one year is a lot. I think it would be okay to give them until the end of the year to come up with it. Considerable discussion followed.

MOTION: APPROVING AN EXTENSION ON PAYMENT OF \$88,103 FROM THE TOWN OF COHOCTON FOR THE CR39 PROJECT UNTIL JANUARY 1, 2009, THEN REASSESS IF NEED BE MADE BY MR. SCHWARTZ. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 4-0. Mr. McAllister not present for the vote.

C. Budget Transfer – Mr. Spagnoletti stated gas prices have escalated considerably over the past few months. He requested authorization to transfer \$95,000 to the diesel fuel account and \$33,000 to unleaded gas to cover expenses through the end of August.

MOTION: AUTHORIZING THE TRANSFER OF \$95,000 FROM #5120.5.455301 BRIDGE BEAMS TO 5130.5.450330 DIESEL FUEL AND THE TRANSFER OF \$33,000 FROM #5120.5.455520 CULVERTS 5'-20' TO 5130.5.450320 UNLEADED GAS MADE BY MR. HAURYSKI. SECONDED BY MR. SCHWARTZ. (FOR DISCUSSION.)

Mr. Schwartz stated he doesn't like to see the road program cut. Is there any way we could draw the balance off on the sales tax without cancelling the projects? Mr. Spagnoletti stated the bridge beams and culverts projects have been completed. We're not doing less than anticipated. Discussion followed.

Mr. Alger stated the problem with using sales tax is they only have 2 quarters of the sales tax to date. If I could tell you what was going to happen in December, it would be different. However, the economy isn't great and if sales tax falls off, we're not going to meet our projections and the sales tax is already set aside for other items in the budget. You can't appropriate revenue you don't have. Considerable discussion followed.

ALL BEING IN FAVOR. MOTION CARRIES 5-0.

D. Road Projects – Mr. Spagnoletti stated we've had a very good year as far as getting work done. He stated Phil Hink, Bryce Foster, Pete Messmer and the crews have gotten pretty much all of their projects done and they've done a great job with them. He noted Mr. Messmer has the paint truck in operation. They worked in Steuben until they had a handle on the equipment. They're in Yates County now and then they will go to Schuyler County. Mr. Spagnoletti stated a huge change in operation this year is that they have all 8 shops working together on a county wide basis and it has been much more efficient. Mr. Foster and Mr. Hink have also done a tremendous job working with the towns.

Mr. Spagnoletti stated the asphalt and blacktop prices have jumped considerably. He reviewed the changes they made to the road project schedule to cover the material increases. We've managed to hold it together pretty well. Without the extra funding you gave us this year, we wouldn't have had much of a road program.

V. BIDS

A. Leachate Hauling – Mr. Spagnoletti stated one bid was received. This is an emergency bid in case our truck can't handle it all. He recommended awarding the bid to Dickson Environmental Service.

MOTION: AWARDING THE LEACHATE HAULING BID TO DICKSON ENVIRONMENTAL SERVICE FOR \$15/TON FROM LINDLEY TO BATH; \$20/TON FROM BATH TO ITHACA; AND \$18/TON FROM LINDLEY TO ITHACA MADE BY MR. MCALLISTER. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 4-0. Mr. Schwartz not present for the vote.

B. Ice Control Sand – Mr. Spagnoletti recommended awarding the bid to all bidders for the FOB Plant Site and to the low bidder on a line item basis delivered to the County shops and Town shops.

MOTION: AWARDING THE ICE CONTROL SAND – FOB PLANT SITE BID TO ALL BIDDERS: HANSON AGGREGATES, ALMOND AGGREGATES, ELAM MATERIALS, KNIGHT SETTLEMENT, BUFFALO CRUSHED STONE, DALRYMPLE GRAVEL, AND BLADES CONSTRUCTION; AND AWARDING THE ICE CONTROL SAND – DELIVERED TO TOWN AND COUNTY SHOPS BID ON A LINE ITEM BASIS TO BUFFALO CRUSHED STONE, ELAM MATERIALS AND HANSON AGGREGATES MADE BY MR. SCHWARTZ. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

C. Hydraulic Track Excavator – Mr. Spagnoletti stated we'd like to reject and rebid this item. Mr. Begin stated we need to clarify one of the specifications.

MOTION: REJECTING THE HYDRAULIC TRACK EXCAVATOR BID AND AUTHORIZING THE SOLICITATION OF NEW BIDS MADE BY MR. SCHWARTZ. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

VI. OTHER BUSINESS

A. Ribbon Cutting – Mr. Spagnoletti stated the Saunders Road Bridge Project Ribbon Cutting is this afternoon and everybody is invited to attend.

B. Recognition – Mr. Schwartz stated he's always been very proud of the Public Works Department and he recently was made aware of something they did for the U.S. Army. He stated Pete Messmer's brother, Gerard, is a Lieutenant Colonel with the Army. They had been attempting to develop Civil Service Department and Public Works Sub-Stations in and around Baghdad, without success. He contacted Pete and asked for his assistance. Several members of the Public Works Department worked on the request. The Army used the County's data to create the equipment and manning structure tailored to each individual Civil Service Department and their requirements. Using this information, their proposal was finally approved, which has led to over 30 Civil Service Departments and initiatives being created. According to Lieutenant Colonel Messmer, "Steuben County is directly responsible for the re-creation of these skill sets to improve the lives of Iraqis and ultimately improve the security in Baghdad, thus saving American Soldiers' lives."

Mr. Schwartz stated when a County gets involved in something like this, it is significant. The magnitude of this is great. I applaud the Commissioner and the Public Works Department employees that worked on this. It was a job well done. *A copy of the letters received from Major General Jeffery W. Hammond and Lieutenant Colonel Gerard J. Messmer, III, are on file with the Official Minutes in the Clerk of the Legislature's Office.*

C. Box Culverts Program – Mr. Hauryski stated I've had a highway superintendent approach me about the County's discontinuance of the concrete box culverts program. It is an excellent product and they were provided to the towns for a reasonable cost. It would be a sizeable savings to the towns to continue providing them with this product. I understand the liability issue that arose from this program. What I am asking is for us to research how we can provide our towns with a quality product with limited liability. I wanted to bring it before this

Committee and ask that we research this. If we are still making these culverts for our own use, why not continue making them for our towns. If there is a liability and we are still building them for ourselves, we should just get out of the business altogether.

Mr. Nichols asked Mr. Spagnoletti if there is enough time for the County to make them for the towns. Mr. Spagnoletti stated generally, if we made them for the towns, we would have to remove one being made for the County from the list. Occasionally they have extra time to make them for the towns, but very rarely. There is no question that they are a good product and our cost is much less than private industry charges.

Mr. Ahrens noted that we never did provide this service to the towns. The initial discussion resulted from a request that we provide this service, but we had never done that for the towns before so it wasn't a discontinuance of a project.

Mr. Spagnoletti stated Eric Prutsman, Quality Control Engineer, gave a presentation at the NYS Bridge Conference on how make these culverts. He displayed photos from the presentation showing how the culverts are made and the equipment that is used during the process.

Mr. Schwartz stated shared services are very important. There has to be a way for us to build them and be covered for liability. Considerable discussion followed.

Mr. Eason stated I would suggest turning our attention to the equipment we use to reduce our exposure to accidents. This piece of equipment was manufactured in 1955. It has also been modified. You may want to replace the equipment and modify the facility to install an overhead crane. This would reduce your exposure to accidents. You need to determine if it is worth the extra cost.

Mr. Ahrens asked what would it cost for coverage of the product and can we pass that on to the municipality? That is the type of insurance we need to analyze. Mr. Eason stated he can look into those prices. Mr. Nichols stated he doesn't see a lot of extra time available to build them for the town. I'm in favor of continuing this program for the County. I think we need to continue with this project at this time.

Mr. Alger stated the issue he has is with the machine. We've already had a bad accident with it, yet we continue to use it. The product is good and works well, but if we continue doing everything as we always have, and do nothing to correct the situation, then another accident is going to happen. Mr. Schwartz stated we should look at getting a different piece of equipment. Discussion followed.

Mr. Van Etten stated it sounds like you have a capacity issue. Mr. Spagnoletti stated yes, but there are times when we might have time, or if there is an emergency situation, to build one for a town. Discussion followed.

Mr. Spagnoletti stated they will research the cost of a new crane, both an overhead crane and a straddle crane, Mr. Eason will obtain insurance figures to provide coverage for the product, and they will bring the issue back to the Committee when they have all of the numbers.

MOTION TO ADJOURN REGULAR SESSION AND RECONVENE IN EXECUTIVE SESSION PURSUANT TO PUBLIC OFFICERS' LAW, ARTICLE 7§ 105.1.D. DISCUSSIONS REGARDING PROPOSED, PENDING OR CURRENT LITIGATION; AND 105.1.H. THE PROPOSED ACQUISITION, SALE OR LEASE OF REAL PROPERTY OR THE PROPOSED ACQUISITION OF SECURITIES, OR SALE OR EXCHANGE OF SECURITIES HELD BY SUCH PUBLIC BODY, BUT ONLY WHEN PUBLICITY WOULD SUBSTANTIALLY AFFECT THE VALUE THEREOF MADE BY MR. SCHWARTZ. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

MOTION TO ADJOURN EXECUTIVE SESSION AND RECONVENE IN REGULAR SESSION MADE BY MR. RYAN. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

**MOTION TO ADJOURN MADE BY MR. RYAN. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR.
MOTION CARRIES 5-0.**

Respectfully submitted by,

Brenda K. Mori
Deputy Clerk
Steuben County Legislature

**NEXT MEETING SCHEDULED FOR
Tuesday, September 2, 2008
9:00 a.m.**

STEBEN COUNTY PUBLIC WORKS COMMITTEE

Tuesday, September 2, 2008

9:00 a.m.

**Legislative Committee Conference Room
Steuben County Office Building
Bath, New York**

MINUTES

Committee: Robert V. Nichols, Chair Patrick F. McAllister Thomas J. Ryan
Joseph J. Hauryski

Legislators: Philip J. Roche Scott J. Van Etten John Walsh

Staff: Mark R. Alger Vincent Spagnoletti Bryce Foster
John Emo Steve Orcutt James Gleason
Jacques Begin Steve Catherman Mike Stone
Frederick H. Ahrens Gregory P. Heffner Doreen Ames
Richard Bills David English Jerry Miller

Absent: Thomas J. Schwartz

Other: Mary Perham, *Leader*

I. CALL TO ORDER

The meeting was called to order by Mr. Nichols at 9:03 a.m. Mr. Hauryski led the group in the Pledge of Allegiance.

II. APPROVAL OF MINUTES

MOTION APPROVING THE MINUTES OF THE AUGUST 5, 2008, MEETING MADE BY MR. McALLISTER. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

III. LANDFILLS

Mr. Spagnoletti introduced Richard Bills, the County's new Environmental Regulatory Inspector.

A. Budget Transfer – Mr. Spagnoletti requested authorization to transfer \$160,000 from the landfill cap capital account to the landfill gas system upgrade capital account for the Cell 2 construction to match what the contractor bid on each part of the project. The \$6.7 million bid is completely funded, but the contractor bid the items differently than we expected. He had more required for the gas system upgrade and less for the landfill cap. This will allow our budget to match what was bid.

Mr. Alger stated they set up two separate capital accounts for this project. When they bid it, the distribution between the two projects wasn't the same. Discussion followed.

MOTION: AUTHORIZING THE TRANSFER OF \$160,000 FROM THE LANDFILL CAP CAPITAL ACCOUNT TO THE LANDFILL GAS SYSTEM UPGRADE CAPITAL ACCOUNT WITHIN THE CELL 2 CONSTRUCTION PROJECT AT THE BATH LANDFILL MADE BY MR. McALLISTER. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

B. Contract Extension – Mr. Spagnoletti stated after we bury the garbage and compact it, DEC requires us to cover it with dirt. Normally you would have to excavate the dirt but they allow certain materials to be used as

cover. We have a contract with Dutchess County, who burns their garbage and needs to dispose of the ash. They pay us to bring their ash to our landfill. It is good material and is easy to work with. They would like to have an agreement with us for 3 or 4 years. He requested authorization for Mr. Orcutt and the Law Department to negotiate an agreement with Dutchess County that would extend through the end of 2012. He noted they would set the terms so that the price per ton would reflect whatever the County's tipping fee is at that time. Currently they pay \$12/ton. He noted they would accept between 6,000 and 12,000 tons of this material. Discussion followed.

MOTION: AUTHORIZING THE DEPARTMENT OF PUBLIC WORKS AND THE LAW DEPARTMENT TO NEGOTIATE AN EXTENDED AGREEMENT THROUGH THE END OF 2012 WITH DUTCHESS COUNTY TO ACCEPT ASH TO BE USED AS COVER AT THE BATH LANDFILL MADE BY MR. MCALLISTER. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

C. Project Contingency – Mr. Spagnoletti stated we include funding in our projects for contingency items. There is a \$100,000 contingency fund included with the \$6.7 million Cell 2 construction project. They have included a wash bay for use by all of the garbage trucks and for the mechanics to use to wash County vehicles. It is a 30x40x24' high building and it is set up so that all of the waste oil we collect at the highway shops would be brought here and run through an oil and water separator. The basic bid for the building is \$285,000 but the bid didn't include winterizing the building. They have received a quote of \$58,000 to winterize the building. He requested authorization to spend \$58,000 from the project contingency to pay for this item. Discussion followed.

MOTION: AUTHORIZING THE EXPENDITURE OF \$58,000 FROM THE CELL2 CONSTRUCTION PROJECT CONTINGENCY LINE ITEM TO WINTERIZE THE WASH BAY AT THE BATH LANDFILL MADE BY MR. RYAN. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

IV. HIGHWAYS AND BRIDGES

A. CR39, Cohocton – Mr. Spagnoletti stated for this portion of the project, NYSDOT handled the right of way purchases. Mr. Catherman stated they had to go on private property to put in a pipe and drop inlet. It is a permanent easement and now they would like to quit claim this back to the County, which requires a full board resolution.

MOTION: ACCEPTING A .05 ACRE PERMANENT EASEMENT FROM NEW YORK STATE DEPARTMENT OF TRANSPORTATION MADE BY MR. MCALLISTER. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

B. Budget Transfer – Mr. Spagnoletti requested authorization to transfer \$346,000 from road capital projects to diesel fuel/unleaded gas. He noted that he believes this will get them through the end of the year. Discussion followed.

MOTION: AUTHORIZING THE TRANSFER OF A TOTAL OF \$346,000 FROM THE ROAD CAPITAL PROJECT TO THE DIESEL FUEL/UNLEADED GAS LINE ITEMS MADE BY MR. RYAN. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

Mr. Spagnoletti stated the road work is pretty much done and they've done a great job. The invoices are coming in and if there is any money left, they'll work on CR116 and then, possibly, CR41. Discussion followed.

V. BIDS

A. Hydraulic Track Excavator – Mr. Spagnoletti stated they rejected this bid last month and solicited new bids. They budgeted \$170,000 for this item. The lowest bidder was non-compliant so he recommended awarding the bid to the second lowest bidder, Five Star, for \$174,886.

MOTION: DECLARING THE LOWEST BIDDER NON-COMPLIANT AND AWARDING THE HYDRAULIC TRACK EXCAVATOR BID TO THE SECOND LOWEST BIDDER, FIVE STAR, FOR \$174,886 MADE BY MR. HAURYSKI. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

B. Truck Tractor – Mr. Spagnoletti stated this was the item they are purchasing through the shared services grant. The low bidder was non-compliant so he recommended awarding the bid to the second lowest bidder, Utica General Peterbilt, for \$118,362.

MOTION: DECLARING THE LOWEST BIDDER NON-COMPLIANT AND AWARDING THE TRUCK TRACTOR BID TO THE SECOND LOWEST BIDDER, UTICA GENERAL PETERBILT, FOR \$118,362 MADE BY MR. MCALLISTER. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

C. Cell Phone – Mr. Spagnoletti requested approval of a cell phone request for Richard Bills, Environmental Regulatory Inspector.

MOTION: APPROVING THE CELL PHONE REQUEST FOR RICHARD BILLS, ENVIRONMENTAL REGULATORY INSPECTOR FOR THE LANDFILL DIVISION MADE BY MR. MCALLISTER. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

VI. OTHER BUSINESS

Mr. McAllister stated the Town of Cohocton has questioned why CR36 now has chip seal on it rather than the blacktop. Mr. Spagnoletti stated it was actually slurry seal, it just looks like blacktop. He noted that he has spoken with Mr. Foster and Mr. Messmer and they have agreed that from now on, if there is a blacktop road, we'll seal them with slurry seal rather than chip seal.

Mr. Ryan asked would it be cheaper for us to bring our salt in on rail rather than by truck? Mr. Spagnoletti stated they purchase it off of the OGS bid and that is how the bid is set up. However, he will check into the price of bringing it in by rail.

MOTION TO ADJOURN REGULAR SESSION AND RECONVENE IN EXECUTIVE SESSION PURSUANT TO PUBLIC OFFICERS' LAW, ARTICLE 7§ 105.1.H. THE PROPOSED ACQUISITION, SALE OR LEASE OF REAL PROPERTY OR THE PROPOSED ACQUISITION OF SECURITIES, OR SALE OR EXCHANGE OF SECURITIES HELD BY SUCH PUBLIC BODY, BUT ONLY WHEN PUBLICITY WOULD SUBSTANTIALLY AFFECT THE VALUE THEREOF MADE BY MR. MCALLISTER. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

MOTION TO ADJOURN EXECUTIVE SESSION AND RECONVENE IN REGULAR SESSION MADE BY MR. RYAN. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

Mr. Spagnoletti stated they have stopped taking waste oil at the Wayland and Hornell transfer stations and the Bath landfill because they want to upgrade the tanks. He stated he stopped the collection of waste oil program rather abruptly. People are used to bringing their oil to us and he's concerned about where they may be dumping it. He requested the Committee bypass the competitive bid process and declare an emergency so they can purchase three waste oil collection tanks for \$7,768.12 each. Discussion followed.

MOTION: BYPASSING THE COMPETITIVE BID PROCESS AND DECLARING AN EMERGENCY IN ORDER TO PURCHASE THREE WASTE OIL COLLECTION TANKS FOR \$7,768.12 EACH MADE BY MR. MCALLISTER. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

MOTION TO ADJOURN REGULAR SESSION AND RECONVENE IN EXECUTIVE SESSION PURSUANT TO PUBLIC OFFICERS' LAW, ARTICLE 7§ 105.1.F. THE MEDICAL, FINANCIAL, CREDIT OR EMPLOYMENT HISTORY OF A PARTICULAR PERSON OR CORPORATION, OR MATTERS LEADING TO THE APPOINTMENT, EMPLOYMENT, PROMOTION, DEMOTION, DISCIPLINE, SUSPENSION, DISMISSAL OR REMOVAL OF A PARTICULAR PERSON OR CORPORATION MADE BY MR. MCALLISTER. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

MOTION TO ADJOURN EXECUTIVE SESSION AND RECONVENE IN REGULAR SESSION MADE BY MR. RYAN. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

**MOTION TO ADJOURN MADE BY MR. RYAN. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR.
MOTION CARRIES 4-0.**

Respectfully submitted by,

Brenda K. Mori
Deputy Clerk
Steuben County Legislature

**NEXT MEETING SCHEDULED FOR
Tuesday, October 7, 2008
9:00 a.m.**

**STEBEN COUNTY FINANCE COMMITTEE
STEBEN COUNTY PUBLIC WORKS COMMITTEE**

Special Joint Meeting

Monday, September 22, 2008

9:30 a.m.

Legislative Committee Conference Room

Steuben County Office Building

Bath, New York

****MINUTES****

COMMITTEE:	Patrick F. Donnelly, Chair Lawrence P. Crossett	Robert V. Nichols, Vice Chair Scott J. Van Etten	Donald B. Creath
	Robert V. Nichols, Chair Thomas J. Ryan	Patrick F. McAllister, Vice Chair Thomas C. Schwartz	Joseph J. Hauryski
STAFF:	Mark R. Alger Frederick H. Ahrens, Jr.	Vincent Spagnoletti	Doreen Ames
LEGISLATORS:	Philip J. Roche David R. Stachnik	Dan C. Farrand John S. Walsh	Francis L. Gehl
OTHERS:	Mary Perham, <i>The Leader</i>		

I. CALL TO ORDER

Mr. Donnelly called the meeting to order at 9:30 a.m.

Mr. Nichols and Mr. Hauryski both stated they will be abstaining from the vote as they have conflicts of interest.

II. GENERAL BUSINESS

1. **Landfill Gas to Energy Project** – Mr. Spagnoletti commented three years ago we produced enough gas from garbage to power an engine. The required amount was 400 – 450 cubic feet of gas per minute. Next year we will be producing 800 cubic feet of gas per minute and expect that to continue growing. We will produce enough electricity from garbage in the future for 2,000 homes.

Mr. Spagnoletti has recommended that the developer of this project be Steuben Rural Electric Cooperative (SREC). They in turn will subcontract with Casella Corporation for the operation and maintenance of the engines. Casella has indicated that they will cap inflation at the CPI or 3 percent. Assuming that there is an inflation rate of 3.24 percent, the community (Steuben County and Steuben Rural Electric Cooperative) will make \$78 million.

Mr. Spagnoletti explained in year one, they will have two engines that SREC will own and Casella will do the operation and maintenance at \$.024/kWh and will cap inflation at the CPI or 3 percent. In year three, we will get a third engine which Casella will own and they will reduce their operation and maintenance on engines 1 and 2 to \$.019/kWh with a cap on inflation at CPI or 3 percent. In year 11, we will get a fourth engine that SREC may share ownership with Bath Electric Gas and Water; Casella will do the operation and maintenance at \$.019/kWh and again cap the inflation at CPI or 3 percent.

Mr. Spagnoletti commented we compared this to a model of three counties and one of the big differences is that model had no cap on inflation. Zeliff's proposal for the three county model made their community \$46 million. His proposal for Steuben County was not as good as the proposal for the three counties.

Mr. Donnelly asked what happens in the future should SREC file for bankruptcy? Mr. Ahrens replied once you are in bankruptcy, anything can happen. Mr. Spagnoletti stated our contract is with SREC. We do not have a contract with Casella.

Mr. Weaver asked if Casella changes their mind and does not do this, do we have any control over who the subcontractor would be? Mr. Ahrens, replied we would have to approve the assignment. That would be SREC's concern. Our agreement does not reference Casella. We only have a contract with one partner; SREC. Our mission was not to be hands on because of our lack of experience. This agreement was finalized on Friday morning.

Mr. Creath asked if we were to sell the landfill, how would this project affect that? Mr. Ahrens replied it would make it very attractive. Discussion followed.

MOTION: APPROVING THE LANDFILL GAS TO ENERGY AGREEMENT IN PRINCIPLE AND DESIGNATING STEUBEN RURAL ELECTRIC COOPERATIVE AS THE PREFERRED DEVELOPER PURSUANT TO LOCAL LAW NO. FOUR FOR THE YEAR 2008 AND FORWARDING TO THE FULL LEGISLATURE FOR APPROVAL MADE BY MR. CREATH. SECONDED BY MR. McALLISTER. FINANCE VOTE: 4-0-1 (MR. NICHOLS ABSTAINED). PUBLIC WORKS VOTE: 3-0-2 (MR. HAURYSKI AND MR. NICHOLS ABSTAINED).

MOTION: TO ADJOURN MADE BY MR. CROSSETT. SECONDED BY MR. McALLISTER. ALL BEING IN FAVOR AND DULY CARRIED.

Respectfully Submitted by:

Amanda L. Chapman
Senior Stenographer
Steuben County Legislature

STEBEN COUNTY PUBLIC WORKS COMMITTEE

Tuesday, October 7, 2008

9:00 a.m.

Legislative Committee Conference Room

Steuben County Office Building

Bath, New York

MINUTES

<u>Committee:</u>	Robert V. Nichols, Chair	Thomas J. Ryan	Joseph J. Hauryski
<u>Legislators:</u>	Philip J. Roche	Lawrence P. Crossett	John Walsh
<u>Staff:</u>	Mark R. Alger Bryce Foster Doreen Ames Jacques Begin Gregory Heffner David English	Vincent Spagnoletti Phil Hink Bonnie Kastner Richard Bills Steve Catherman Mike Stone	Jack Wheeler Steve Orcutt James Gleason Nancy Smith Frederick Ahrens Patricia MacDonald
<u>Other:</u>	Mary Perham, <i>Leader</i>	Alvin Schoonover	Jacob Gross
<u>Absent:</u>	Pat McAllister, Vice Chair	Thomas C. Schwartz	

I. CALL TO ORDER

The meeting was called to order by Mr. Nichols at 9:05 a.m. Mr. Hauryski led the group in the Pledge of Allegiance.

II. COMMENTS BY MEMBERS OF THE PUBLIC

Alvin Schoonover, Lindley, read a letter to the Committee asking that they look at maintenance of County roads rather than reconstruction, due to it being less expensive. He thanked the Committee for their time. *A copy of the letter is on file with the official minutes in the Clerk of the Legislature's Office.*

Jacob Gross, Lindley, asked Mr. Spagnoletti when the bids were going to be let on the CR73 bridge. Mr. Spagnoletti stated sometime in January. Mr. Gross asked where the County is getting the money to repair this bridge and the bridge into Pennsylvania. Mr. Spagnoletti stated they are funded by the Federal government.

Mr. Gross stated he'd like a date when CR120 is going to be repaired. There hasn't been any maintenance on this road, except for ditching, in many years. He stated he watched the road crews repair CR116 and he would like to know why they can't use the same process to repair CR120. Mr. Spagnoletti stated Pete Messmer did an analysis of the road. The gravel on CR120 has 18 percent dirt in it and the maximum amount it should be is 10 percent. There are so many spots where the blacktop is only 3" thick and it is on clay instead of gravel, so you would have different rates of settling which would cause cracking. Considerable discussion followed.

Mr. Spagnoletti stated he doesn't know where this idea of no maintenance is coming from. We've done a lot of work on that road. We've got it ditched well and we smoothed out all of the rough spots. If you'd like to come down and ride the road with me, you'll see how much work has been done on it. Discussion followed.

Mr. Gross stated he'd like a date when this road will be taken care. Mr. Nichols stated we can't give you a date today because we need to see what resources we have with the 2009 budget. Mr. Spagnoletti stated we will have our projected schedule in March and I always make sure a copy of that schedule goes to the town boards. Discussion followed. *Mr. Nichols thanked Mr. Schoonover and Mr. Gross for their comments.*

III. APPROVAL OF MINUTES

MOTION APPROVING THE MINUTES OF THE SEPTEMBER 2 AND SEPTEMBER 22, 2008, MEETINGS MADE BY MR. RYAN. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

IV. LANDFILLS

A. Carbon Credits – Mr. Spagnoletti stated we chose to install a gas collection system and flare the gas. Because we chose to do this voluntarily, we are eligible to sell carbon credits. By flaring the gas we are reducing what is released into the atmosphere. He received an email yesterday stating they are close to having the final red-lined version of the agreement for the sale of carbon credits, so within the week we'll probably have a public announcement. Discussion followed.

B. Major Equipment List – Mr. Spagnoletti requested authorization to add a continuous methane analyzer to the landfill's 2008 major equipment list. One of the EPA requirements is to have a gauge that measures continually the amount of methane being flared off. We expect that it will cost between \$30,000 and \$50,000.

MOTION: AMENDING THE LANDFILL MAJOR EQUIPMENT LIST TO INCLUDE A CONTINUOUS METHANE ANALYZER MADE BY MR. RYAN. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

C. SEQRA – Mr. Spagnoletti stated under our present air permit we are allowed to have the big flare, as well as a small backup flare. We'd like to install one more small backup flare. As part of this process we need to do another SEQRA review for the Title 5 Air Permit Renewal at the Bath Landfill. He noted that no action is required by the County because we are not the lead agency, but he wanted the Committee to be aware of it.

D. Household Hazardous and Electronic Waste Days – Mrs. Kastner reported that they had 548 cars come through during the Electronics Waste Collection Day and 89 tons of electronics were collected. This program was done in collaboration with Corning, Inc.

Mrs. Kastner reported that they had 114 cars come through for the Household Hazardous Waste Collection Day and 2.17 tons of pesticides, etc. were collected and 1,085 gallons of fuel blends were collected. The County will be reimbursed by the State for 50 percent of the cost of the household hazardous waste day. The cost of the electronics day was approximately \$1,200 and Corning, Inc. is paying half of that cost.

Mr. Roche noted that he heard several comments on how helpful and efficient the staff was. They should expect to have more people participate next year simply because they didn't have to wait long in the lines. They really did a great job.

V. HIGHWAYS AND BRIDGES

A. CR73 Lindley – Mr. Spagnoletti requested approval of a supplemental agreement with NYSDOT in the amount of \$1.3 million to fund the construction and inspection of the Tioga River Bridge on CR73 in Lindley. He stated this agreement would allow them to fund the \$3.1 million cost. He noted our portion of the cost is 5 percent and it is already funded. They expect to solicit bids sometime in January.

MOTION: APPROVING A SUPPLEMENTAL AGREEMENT WITH NYSDOT TO FUND THE CONSTRUCTION AND INSPECTION OF CR73 LINDLEY TIOGA RIVER BRIDGE FOR \$3.1 MILLION MADE BY MR. RYAN. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 3-0.
Resolution required.

B. Maintenance Responsibility – Mr. Spagnoletti requested approval of an agreement with NYSDOT for the County to take maintenance responsibility for the Route 15 detour bridge on Kuhl Road in Lindley. We aren't required to take the bridge but we already take responsibility of all 142 of the other PM town bridges that are 25 feet or more. Discussion followed.

MOTION: AUTHORIZING AN AGREEMENT WITH NYSDOT FOR THE COUNTY TO TAKE MAINTENANCE RESPONSIBILITY FOR THE ROUTE 15 DETOUR BRIDGE ON KUHL ROAD IN LINDLEY MADE BY MR. HAURYSKI. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0. Resolution required.

C. Road Name – Mr. Spagnoletti stated when we take over that section of Route 15, we get to choose a new name for the road. We are thinking about making it CR115. Discussion followed. The Committee agreed to name the road CR115 – Lawrenceville-Presho Road.

MOTION: DESIGNATING THE SECTION OF ROAD BEING TAKEN OVER FROM THE STATE BY THE COUNTY (FORMERLY KNOWN AS STATE ROUTE 15) AS CR115 – LAWRENCEVILLE-PRESHO ROAD AND AMENDING THE OFFICIAL STEUBEN COUNTY MAP TO INCORPORATE THIS CHANGE MADE BY MR. HAURYSKI. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0. Resolution required.

D. Snow and Ice Agreement Amendment – Mr. Spagnoletti requested authorization to increase the 2007/2008 Snow and Ice agreement with NYSDOT by \$34,395.10.

MOTION: INCREASING THE 2007/2008 SNOW AND ICE AGREEMENT WITH NYS DEPARTMENT OF TRANSPORTATION BY \$34,395.10 MADE BY MR. HAURYSKI. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0. Resolution required.

E. Appropriation – Mr. Spagnoletti requested authorization to accept the \$34,395.10 in additional snow and ice funding from the State and appropriate it to town snow removal line item. As part of the contract, the towns also receive an adjustment in their snow and ice agreements so he'd like to use the State money to help pay for the town adjustment.

MOTION: ACCEPTING \$34,395.10 IN ADDITIONAL SNOW AND ICE FUNDING FROM THE STATE AND APPROPRIATING IT TO THE TOWN SNOW REMOVAL LINE ITEM MADE BY MR. RYAN. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

F. Reclassifications – Mr. Spagnoletti requested approval of the following reclassifications:

1. **Grade X HMEO to Grade X Automotive Mechanic** – Mr. Spagnoletti stated this would allow the title of the position to match the duties. Mrs. Smith stated they conducted an audit of the duties and this reclassification is appropriate.

MOTION: RECLASSIFYING A VACANT GRADE X HMEO POSITION TO A GRADE X AUTOMOTIVE MECHANIC POSITION WITHIN THE PUBLIC WORKS DEPARTMENT MADE BY MR. HAURYSKI. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

2. **Grade VIII MEO to Grade X Automotive Mechanic** – Mr. Spagnoletti stated the current individual in this position has been working at the equipment shop and is doing welding and fabricating. Mrs. Smith stated according to the work this individual is doing, this reclassification is appropriate. Discussion followed.

MOTION: RECLASSIFYING A GRADE VIII MEO POSITION TO A GRADE X AUTOMOTIVE MECHANIC POSITION WITHIN THE PUBLIC WORKS DEPARTMENT MADE BY MR. RYAN. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 3-0. Resolution required.

3. **Grade VIII Garage Laborer to Grade X Automotive Mechanic** – Mr. Spagnoletti stated the individual in this position changes the tires on all of the vehicles, but also does the brake jobs and helps with repairs. This title would match the duties he has been performing.

MOTION: RECLASSIFYING A GRADE VIII GARAGE LABORER POSITION TO A GRADE X AUTOMOTIVE MECHANIC POSITION WITHIN THE PUBLIC WORKS DEPARTMENT MADE BY MR. HAURYSKI. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0. Resolution required.

4. **Grade V Account Clerk to Grade VI Account Clerk Typist** – Mr. Spagnoletti stated they have made some changes in the department that has affected the duties of this position. Mrs. Smith stated because of the increased complexity of the duties, this title would allow more flexibility. Discussion followed.

MOTION: RECLASSIFYING A GRADE V ACCOUNT CLERK POSITION TO A GRADE VI ACCOUNT CLERK TYPIST POSITION WITH THE PUBLIC WORKS DEPARTMENT MADE BY MR. RYAN. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 3-0. Resolution required.

G. **2008 Construction Program** – Mr. Spagnoletti reviewed the 2008 construction program, ditching & shoulders projects and oil injected road projects. Discussion followed.

VI. BIDS

A. **Portland Cement Concrete; Heated** – Mr. Spagnoletti stated he'd like to discuss this item in executive session.

B. **Traffic Signs and Delineators** – Mr. Spagnoletti stated in 7 years we have to have all our road signs conform to federal regulations so we let bids that begin incorporating those regulations. He recommended awarding the bid on a line item basis and rejecting the delineators portion of the bid. Discussion followed.

MOTION: AWARDING THE TRAFFIC SIGNS BID ON A LINE ITEM BASIS TO OSBURN ASSOCIATES, INC., OF LOGAN, OH, AND VULCAN SIGNS OF FOLEY, AL, AND REJECTING THE DELINEATORS PORTION OF THE BID MADE BY MR. HAURYSKI. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

C. **Closed Door Horizontal Baler** – Mr. Spagnoletti stated this equipment is used for the recycling program. He recommended awarding the bid to the lowest bidder, Baling Concepts. Mr. Orcutt noted that we will receive 50 percent reimbursement for this equipment.

Mr. Nichols stated farmers have an issue with disposing of the white hay plastic ropes. Is that something they could bring to the landfill to have baled? Mr. Orcutt stated there currently isn't a market for that material but Mrs. Kastner is working on a program with Cornell Cooperative Extension to see what they can do to assist the farmers with this issue.

MOTION: AWARDING THE CLOSED DOOR HORIZONTAL BALER BID TO BALING CONCEPTS OF WEBSTER, NY, FOR \$64,995 MADE BY MR. RYAN. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

VII. OTHER BUSINESS

A. **Reappointment** – Mr. Alger stated Mr. Spagnoletti's term expires next month.

MOTION: RECOMMENDING THE REAPPOINTMENT OF VINCENT SPAGNOLETTI AS COMMISSIONER OF PUBLIC WORKS FOR A TERM OF 4 YEARS MADE BY MR. RYAN. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 3-0. Resolution required.

B. **Parks Brochure** – Mr. Spagnoletti introduced Pat MacDonald who designed the new brochure for Kanakadea Park. He distributed copies of the brochures to the Committee. He stated she did an excellent job.

MOTION TO ADJOURN REGULAR SESSION AND RECONVENE IN EXECUTIVE SESSION PURSUANT TO PUBLIC OFFICERS' LAW, ARTICLE 7§ 105.1.F. THE MEDICAL, FINANCIAL, CREDIT OR EMPLOYMENT HISTORY OF A PARTICULAR PERSON OR CORPORATION, OR MATTERS LEADING TO THE APPOINTMENT, EMPLOYMENT, PROMOTION, DEMOTION, DISCIPLINE, SUSPENSION, DISMISSAL OR REMOVAL OF A PARTICULAR PERSON OR CORPORATION AND 105.1.H. THE PROPOSED ACQUISITION, SALE OR LEASE OF REAL PROPERTY OR THE PROPOSED ACQUISITION OF SECURITIES, OR SALE OR EXCHANGE OF SECURITIES HELD BY SUCH PUBLIC BODY, BUT ONLY WHEN PUBLICITY WOULD SUBSTANTIALLY AFFECT THE VALUE THEREOF MADE BY MR. HAURYSKI. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

MOTION: TO ADJOURN EXECUTIVE SESSION AND RECONVENE IN REGULAR SESSION MADE BY MR. RYAN. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

MOTION: AWARDED THE PORTLAND CEMENT CONCRETE BID TO HANSON AGGREGATES OF PAVILION, NY, FOR \$150/CUBIC YARD FOR HEATED AND \$140/CUBIC YARD FOR UNHEATED MADE BY MR. HAURYSKI. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

MOTION: TO ADJOURN MADE BY MR. RYAN. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

Respectfully submitted by,

Brenda K. Mori
Deputy Clerk
Steuben County Legislature

**NEXT MEETING SCHEDULED FOR
Wednesday, November 5, 2008
1:30 p.m.**

STEBEN COUNTY PUBLIC WORKS COMMITTEE

Wednesday, November 5, 2008

1:30 p.m.

Legislative Committee Conference Room

Steuben County Office Building

Bath, New York

MINUTES

Committee: Robert V. Nichols, Chair Patrick F. McAllister, Vice Chair Joseph J. Hauryski
Thomas J. Ryan Thomas C. Schwartz

Legislators: John Walsh Scott J. Van Etten

Staff: Mark R. Alger Vincent Spagnoletti Gregory P. Heffner
Jack Wheeler Bryce Foster Phil Hink
Pete Messmer Mike Stone Bonnie Kastner
James Gleason Jacques Begin Frederick H. Ahrens
John Emo Steve Orcutt David English

Other: Jeff Parker, SCSWC Mary Perham, *Leader*

I. CALL TO ORDER

The meeting was called to order by Mr. Nichols at 1:30 p.m. Mr. Hauryski led the group in the Pledge of Allegiance.

II. APPROVAL OF MINUTES

MOTION APPROVING THE MINUTES OF THE OCTOBER 7, 2008, MEETING MADE BY MR. SCHWARTZ. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

III. LANDFILLS

A. Household Hazardous Waste Days – Mr. Spagnoletti requested authorization to apply for state funding to pay for 50 percent of the Household Hazardous Waste days from April 2009 to March 2010.

MOTION: AUTHORIZING THE DEPARTMENT OF PUBLIC WORKS TO APPLY FOR STATE FUNDING TO PAY FOR 50 PERCENT OF THE HOUSEHOLD HAZARDOUS WASTE DAYS FROM APRIL 2009 TO MARCH 2010 MADE BY MR. SCHWARTZ. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

B. Wheel Loader Funding – Mr. Spagnoletti requested authorization to apply for state funding to pay for 50 percent of the cost of a wheel loader purchased in 2008.

MOTION: AUTHORIZING THE DEPARTMENT OF PUBLIC WORKS TO APPLY FOR STATE FUNDING TO PAY FOR 50 PERCENT OF THE COST OF A WHEEL LOADER PURCHASED IN 2008 MADE BY MR. SCHWARTZ. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

C. Carbon Credits – Mr. Spagnoletti informed the Committee that they have signed an agreement with Google, Inc. for carbon credits. The agreement will total approximately \$2.5 million. Our intent is to use the money to pay for the gas collection systems and, if possible, expand the recycling program.

Mr. Spagnoletti stated this whole process began when Rick McCarthy told our County Attorney, Fred Ahrens, about carbon credits. Mr. Ahrens brought this information to us and we discussed it with Kevin Voorhees, our environmental engineer. Mr. Voorhees did all of the estimating on the tonnages. Mr. Gleason and Mr. Begin developed an RFP for creating a protocol on how we would operate. Denise Farrell, from Environmental Capital,

played a huge part in all of this. She's the one that connected us to Google, Inc. Dan Darragh, our Environmental Attorney, helped get the obstacles out of the way. An auction for the carbon credits was held in New York City a couple of months ago and they went for \$3.10 per ton. Our price through this agreement is ranging from \$7.75 to \$9.17 per ton for future years. This is a commodity, so you don't know if mandatory caps will be placed on the carbon credits. However, we do know that our prices are much better than what the marketplace is offering right now. It is a good program and we are doing it voluntarily. Discussion followed. *The Committee congratulated Mr. Spagnoletti, and everyone involved, on pursuing this program.*

D. Plastic for Hay Bales – Mr. Spagnoletti stated Bonnie Kastner and Jeff Parker have been researching the possibility of an agricultural plastic recycling program. Mr. Parker stated there aren't many agricultural plastic recycling programs in the State. He's contacted Clinton County, who has an agricultural plastic baler, but they haven't called him back yet. He also spoke with Chemung County, who also has a baler, and they have told us we could use it on a trial basis to see how it worked. Some of the things we need to check on first is whether or not the plastic is considered a hazardous waste, or if there are any buyers of the plastic itself who can recycle it. He noted this will be a challenge in Steuben County because we are so large. We're going to contact Cooperative Extension to get some information out, and check with the farmers to see what they think about it. We're in the beginning stages of research. Discussion followed.

Mr. Spagnoletti stated we need to consider burying this plastic in the landfill because people are just burning it right now and it is highly toxic. We'll look into it further and bring some information back to the Committee.

E. Other – Mr. Schwartz applauded the Public Works Department and the Town of Corning for their work on the drainage problem on the River Road. They did an outstanding job and I wanted to thank them. Mr. Parker stated without the shared services program, that project would have never happened.

IV. HIGHWAYS AND BRIDGES

A. Use of County Roads – Mr. Spagnoletti stated First Wind Co., who is building the windmills in Cohocton, signed an agreement with the County for use of our roads. They have lived up to everything they said they would do. Mr. Messmer worked with them on the agreements and he is in the final stage of determining how much they are going to reimburse the County for damages done to CR35 and CR21.

B. Road Life Cycle Analysis – Mr. Spagnoletti stated one of the basics to road management is to take care of your good roads first. If you cut back on that money, within 10 years those roads will start breaking up. Good roads cost less to take care of.

Mr. Messmer reviewed priorities for maintenance versus reconstruction and paving. He stated if you spend one dollar on good road maintenance, you can save yourself spending six dollars on poor road reconstruction. Also, if you don't spend that same dollar on good road maintenance, it will cost you six dollars when that road turns into a fair or poor road. Currently there is \$4.661 million in the 2009 budget for road construction and \$455,000 in preventative maintenance for 2009. It would be wise to move some of the funding in the road construction budget to the preventative maintenance budget in order to keep our good roads good, thereby taking advantage of that \$1 to \$6 ratio. Discussion followed.

Mr. Nichols stated the reason the Finance Committee put that money into the blacktop is because we've spent a lot of money on building up road bases. Now that we have the bases, we want to put some blacktop on them.

Mr. McAllister asked is it your intention to move money from the construction account to the preventative maintenance line? Mr. Spagnoletti stated no, these are two different areas of the budget. He's just saying that he would have put more money into the preventative maintenance line items. Discussion followed.

V. BIDS

A. Bid Extensions

1. Marketing of Recyclable Materials – Mr. Spagnoletti requested authorization to extend the marketing of recyclable materials, white goods and scrap metals bid agreements with Hornell Waste Material, Inc. and Swarthout Recycling.

MOTION: EXTENDING THE CONTRACTS WITH HORNELL WASTE MATERIAL, INC., AND SWARTHOUT RECYCLING FOR THE MARKETING OF RECYCLABLE MATERIALS, WHITE GOODS AND SCRAP METALS MADE BY MR. SCHWARTZ. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

2. **Marketing of Recyclables** – Mr. Spagnoletti requested authorization to extend the contract with CECM, Inc. for the marketing of recyclables (ie – plastic, paper, glass, cardboard and tin).

MOTION: EXTENDING THE CONTRACT WITH CECM, INC. FOR THE MARKETING OF RECYCLABLES MADE BY MR. SCHWARTZ. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

3. **Landfill Monitoring Wells, Monitoring Reports** – Mr. Spagnoletti requested authorization to extend the contract with Upstate Laboratories, Inc., for landfill monitoring wells and monitoring reports.

MOTION: EXTENDING THE CONTRACT WITH UPSTATE LABORATORIES, INC., FOR LANDFILL MONITORING WELLS AND MONITORING REPORTS MADE BY MR. SCHWARTZ. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

VI. OTHER BUSINESS

Mr. Van Etten noted that he toured the landfill and leachate facility and he was very impressed by how it is run. He encouraged all of the Legislators to take the tour.

MOTION TO ADJOURN REGULAR SESSION AND RECONVENE IN EXECUTIVE SESSION PURSUANT TO PUBLIC OFFICERS' LAW, ARTICLE 7§ 105.1.D. DISCUSSIONS REGARDING PROPOSED, PENDING OR CURRENT LITIGATION; 105.1.F. THE MEDICAL, FINANCIAL, CREDIT OR EMPLOYMENT HISTORY OF A PARTICULAR PERSON OR CORPORATION, OR MATTERS LEADING TO THE APPOINTMENT, EMPLOYMENT, PROMOTION, DEMOTION, DISCIPLINE, SUSPENSION, DISMISSAL OR REMOVAL OF A PARTICULAR PERSON OR CORPORATION AND 105.1.H. THE PROPOSED ACQUISITION, SALE OR LEASE OF REAL PROPERTY OR THE PROPOSED ACQUISITION OF SECURITIES, OR SALE OR EXCHANGE OF SECURITIES HELD BY SUCH PUBLIC BODY, BUT ONLY WHEN PUBLICITY WOULD SUBSTANTIALLY AFFECT THE VALUE THEREOF MADE BY MR. RYAN. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

MOTION: AUTHORIZING THE PURCHASE OF APPROXIMATELY 3 ACRES OF LAND ON TURNPIKE ROAD IN THE TOWN OF BATH FROM ARCHIE AND SUE CLELAND FOR \$10,000 MADE BY MR. SCHWARTZ. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.
Resolution Required.

MOTION TO ADJOURN EXECUTIVE SESSION AND RECONVENE IN REGULAR SESSION MADE BY MR. HAURYSKI. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

MOTION TO ADJOURN MADE BY MR. HAURYSKI. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

Respectfully submitted by,
Brenda K. Mori
Deputy Clerk
Steuben County Legislature

**NEXT MEETING SCHEDULED FOR
Tuesday, December 2, 2008
9:00 a.m.**

STEUBEN COUNTY PUBLIC WORKS COMMITTEE

Tuesday, December 2, 2008

9:00 a.m.

Legislative Committee Conference Room

Steuben County Office Building

Bath, New York

MINUTES

Committee: Robert V. Nichols, Chair Patrick F. McAllister, Vice Chair Thomas J. Ryan
Joseph J. Hauryski Thomas C. Schwartz

Legislators: Philip J. Roche Scott J. Van Etten Lawrence P. Crossett
John Walsh

Staff: Mark R. Alger Vincent Spagnoletti Bryce Foster
Peter Messmer John Emo James Gleason
Jacques Begin Mike Stone Doreen Ames
Steve Orcutt Frederick H. Ahrens David English
Steve Catherman Gregory P. Heffner

Other: Mary Perham, *Leader*

I. CALL TO ORDER

The meeting was called to order by Mr. Nichols at 9:00 a.m. He asked Mr. Ryan to lead everyone in the Pledge of Allegiance.

II. APPROVAL OF MINUTES

MOTION APPROVING THE MINUTES OF THE NOVEMBER 4, 2008, MEETING MADE BY MR. SCHWARTZ. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

III. LANDFILLS

A. Dutchess County Agreement – Mr. Spagnoletti requested authorization to renew the agreement with Dutchess County to accept ash to be used as cover at the Bath Landfill for \$12/ton. Discussion followed.

MOTION: RENEWING THE AGREEMENT WITH DUTCHESS COUNTY FOR ONE YEAR TO ACCEPT ASH TO BE USED FOR COVER AT THE BATH LANDFILL FOR \$12/TON MADE BY MR. SCHWARTZ. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

B. Carbon Credits – Mr. Spagnoletti requested authorization to create a new revenue line item to accept the 2006/2007 payment for carbon credits in the amount of \$568,934.20; create a new expense line item to pay the commission to Environmental Capital, LLC, for arranging the sale of the carbon credits with Google in the amount of \$85,340.14; and add a methane analyzer to the 2009 Major Equipment list for \$50,000. Discussion followed.

MOTION: CREATING A NEW REVENUE LINE ITEM #816099.4.2655800 (SALE OF CARBON CREDITS) TO ACCEPT PAYMENT FROM GOOGLE, INC., FOR CARBON CREDITS FROM 2006/2007 IN THE AMOUNT OF \$568,934.20; CREATING A NEW EXPENSE LINE ITEM #816062.5.421200 (COST OF CARBON CREDITS) AND ALLOCATING \$85,340.14 IN CARBON CREDIT REVENUE TO SAID LINE ITEM FOR PAYMENT OF COMMISSION TO ENVIRONMENTAL CAPITAL, LLC, FOR THE SALE OF CARBON CREDITS; AND AMENDING THE 2009 MAJOR EQUIPMENT LIST AT THE LANDFILL TO INCLUDE A METHANE ANALYZER FOR \$50,000 MADE BY MR. SCHWARTZ. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

IV. HIGHWAYS AND BRIDGES

A. First Wind Energy – Mr. Spagnoletti stated in August of 2007 this Committee approved the guidelines for what First Wind Energy would pay the County for using the roads in Cohocton to build the windmills. They have determined a payment of \$1,142,930 for work done on CR35 and CR121. Mr. Messmer stated there were four main roads that they used and 2 of them were the most impacted. He described the work that would be done on these roads. Discussion followed.

MOTION: APPROVING THE FINAL AGREEMENT WITH FIRST WIND ENERGY WHEREBY THEY WILL PAY THE COUNTY \$1,142,930 FOR WORK TO BE DONE ON CR35 AND CR121 MADE BY MR. SCHWARTZ. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

B. 2009/2010 Agreement with NYS DOT – Mr. Spagnoletti requested approval of an agreement with NYSDOT in the amount of \$752,389.85 for County crews to plow State roads. He noted the contract guarantees a payment of \$504,101 if the State's budget is reduced. They also allow for a fuel adjustment. Discussion followed.

MOTION: APPROVING THE 2009/2010 AGREEMENT WITH NYS DEPARTMENT OF TRANSPORTATION FOR THE PLOWING OF STATE ROADS MADE BY MR. SCHWARTZ. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0. Resolution Required.

C. Saunders Road Bridge – Mr. Spagnoletti requested approval of a supplemental agreement with Bergmann Associates in the amount of \$1,500 for construction inspection. He stated the engineer had to be on the job longer than expected. The County's portion of that is 5 percent. Mr. Catherman stated the overall cost of the project came to \$2,835,000 and we were about \$75,000 under budget.

MOTION: APPROVING A SUPPLEMENTAL AGREEMENT WITH BERGMANN ASSOCIATES IN THE AMOUNT OF \$1,500 FOR CONSTRUCTION INSPECTION MADE BY MR. SCHWARTZ. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

V. BIDS

A. Stone Fill – Mr. Spagnoletti recommended awarding the bid to all bidders for the FOB plant site bid and to the lowest bidder for each quadrant delivered.

MOTION: AWARDING THE STONE FILL FOB PLANT BID TO BLADES CONSTRUCTION PRODUCTS, HANSON AGGREGATES AND SENECA STONE CORPORATION AND AWARDING THE STONE FILL DELIVERED BID TO BLADES CONSTRUCTION PRODUCTS FOR QUADRANT 1, 2, 3 AND 4 MADE BY MR. MCALLISTER. SECONDED BY MR. SCHWARTZ. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

B. Aggregate Bid – Mr. Spagnoletti recommended awarding the bid to all bidders for the FOB plant site bid for quarry stone and crushed gravel, and to the lowest bidder for each quadrant delivered.

MOTION: AWARDING THE AGGREGATES FOB PLANT SITE BID-QUARRY STONE TO BLADES CONSTRUCTION PRODUCTS, HANSON AGGREGATES AND SENECA STONE CORPORATION; FOB PLANT SITE-CRUSHED GRAVEL TO ALMOND AGGREGATES, BELANGER'S, BLADES CONSTRUCTION PRODUCTS, BUFFALO CRUSHED STONE, DALRYMPLE GRAVEL, ELAM MATERIALS, HANSON AGGREGATES AND SIRI SAND & STONE; AND AWARDING THE AGGREGATES BID TO THE LOWEST BIDDER ON A LINE ITEM BASIS FOR EACH QUADRANT DELIVERED AS FOLLOWS: QUADRANT 1-HANSON AGGREGATES AND SIRI SAND & STONE; QUADRANT 2-BUFFALO CRUSHED STONE AND SIRI SAND & STONE; QUADRANT 3-ELAM MATERIALS AND HANSON AGGREGATES; AND QUADRANT 4-ELAM MATERIALS AND SIRI SAND & STONE MADE BY MR. SCHWARTZ. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

C. Ready Mix Concrete – Mr. Spagnoletti recommended awarding the bid to the lowest bidder for each quadrant.

MOTION: AWARDING THE READY-MIX CONCRETE BID TO HANSON AGGREGATES FOR EACH OF THE FOUR QUADRANTS AND DECLARING ELAM MATERIALS A NON-RESPONSIVE BIDDER FOR QUADRANT 3 MADE BY MR. SCHWARTZ. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

D. Concrete Blocks – Mr. Spagnoletti recommended awarding the bid to all bidders. He noted they'll use the total lowest cost based upon trucking expenses.

MOTION: AWARDING THE CONCRETE BLOCKS BID TO AUSTIN CONSTRUCTION, LLC., AND LAKELANDS CONCRETE PRODUCTS MADE BY MR. MCALLISTER. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

E. Tree Services – Mr. Spagnoletti recommended awarding the bid to Beers Tree Service.

MOTION: AWARDING THE TREE SERVICES BID TO BEERS TREE SERVICE MADE BY MR. MCALLISTER. SECONDED BY MR. SCHWARTZ. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

F. Cutting Edges & Shoes; Specified Quantities – Mr. Spagnoletti recommended awarding the bid to the lowest bidder on a line item basis. He noted that they asked Schuyler and Yates counties if they wanted to be included on our bid. Yates is stocked up but Schuyler County is included in this bid.

MOTION: AWARDING THE CUTTING EDGES AND SHOES-SPECIFIED QUANTITIES BID ON A LINE ITEM BASIS TO CHEMUNG SUPPLY CORPORATION AND NORTHERN HIGHWAY SUPPLY MADE BY MR. HAURYSKI. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

G. Cutting Edges & Shoes; Unspecified Quantities – Mr. Spagnoletti recommended awarding the bid to the lowest bidder on a line item basis. He noted this bid is used primarily by the Towns.

MOTION: AWARDING THE CUTTING EDGES AND SHOES-UNSPECIFIED QUANTITIES BID ON A LINE ITEM BASIS TO CHEMUNG SUPPLY CORPORATION AND VANTAGE EQUIPMENT MADE BY MR. SCHWARTZ. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

H. Lubricants – Mr. Spagnoletti recommended awarding the bid to the lowest bidder, Williams Lubricants, Inc. The second bidder was non-responsive as they didn't bid all items.

Mr. McAllister asked if we can postpone awarding this bid with the oil prices decreasing. Mr. Spagnoletti stated we need to have this bid in place. Mr. Van Etten asked could we do a 6 month bid instead? Mr. Spagnoletti stated the prices normally increase in the spring. Discussion followed.

MOTION: AWARDING THE LUBRICANTS BID TO WILLIAMS LUBRICANTS FOR A TOTAL EXTENDED BID PRICE OF \$183,338.85 AND DECLARING SUPERIOR LUBRICANTS NON-RESPONSIVE FOR NOT BIDDING ALL ITEMS MADE BY MR. SCHWARTZ. SECONDED BY MR. RYAN. IN FAVOR: SCHWARTZ, RYAN, NICHOLS, HAURYSKI. OPPOSED: MCALLISTER. MOTION CARRIES 4-1.

Mr. Schwartz asked do we have adequate storage capacity so we can load up our tanks when diesel prices are low. Mr. Foster stated at best, we have the capacity to store enough to carry on operations for a week.

I. Marketing of Recyclable Materials – Scrap Tires – Mr. Spagnoletti recommended awarding the bid to the lowest bidder for both alternate options.

MOTION: AWARDING THE MARKETING OF RECYCLABLE MATERIALS – SCRAP TIRES BID TO HIGH TREAD INTERNATIONAL, LTD., FOR BOTH ALTERNATE 1 AND ALTERNATE 2 MADE BY MR. RYAN. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

J. Clean & Inspect Leachate Holding Tanks and Lines – Mr. Spagnoletti recommended awarding the bid to the lowest bidder, Jamko Industrial.

MOTION: AWARDING THE CLEANING AND INSPECTING LANDFILL LEACHATE HOLDING TANKS AND LINES BID TO JAMKO INDUSTRIAL SERVICES, INC., FOR \$64,542.50 MADE BY MR. SCHWARTZ. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

K. Trailer Mounted Trash Pump – Mr. Spagnoletti recommended awarding the bid to the lowest bidder, Pump Service & Supply.

MOTION: AWARDING THE TRAILER MOUNTED TRASH PUMP BID TO PUMP SERVICE & SUPPLY OF TROY, INC., FOR \$23,495 MADE BY MR. SCHWARTZ. SECONDED BY MR. HAURYSKI. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

VI. OTHER BUSINESS

Mr. Ryan asked Mr. Spagnoletti if he checked into prices for transporting salt by rail instead of trucking. Mr. Spagnoletti stated we spoke with the salt mine in Geneseo and they said it is cheaper to transport by truck. Also, it is an OGS bid and it is the contractor's option as to what is the cheapest way to get it here. Discussion followed.

Mr. Hauryski stated Commissioner Spagnoletti has done a fine job with promoting shared services but he would like him to meet again with the towns and state to discuss more ways to share services. Mr. Ryan agreed that he would like to see the County take the lead and push new ideas. Everybody has their own kingdom and they protect it. Mr. Hauryski stated the time is coming where we all won't be able to afford to operate individually.

Mr. Spagnoletti stated they have been meeting with towns and considering various consolidation options. In most instances, it would be more expensive for the town to consolidate with the County. The closest they came to consolidation was building a highway shop to be used by both the County and the Town of Caton. However, they couldn't secure the funding necessary. Discussion followed.

Mr. Ryan stated if we had a regional shop for three or four towns that would save money. Mr. Spagnoletti stated yes, that would work but there is a lot of resistance to it. Mr. Ryan stated that is why we need to take the lead and show the taxpayers where it will save money.

Mr. Messmer stated when you start getting into the details of consolidation, the Taylor Law impedes the process. In order to consolidate you would have to have the same pay and benefits for each municipality involved, also known as "leveling up". This is just one of the issues with the Taylor Law and that needs to be addressed at the State level first.

Mr. Alger stated using shared services isn't easy. Mr. Foster and Mr. Hink make it look easy because they have that type of relationship with the towns. I think we take for granted how much work the Public Works Department does with the towns.

Mr. Spagnoletti stated they will keep working it.

MOTION TO ADJOURN MADE BY MR. HAURYSKI. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

Respectfully submitted by,
Brenda K. Mori, Deputy Clerk

**NEXT MEETING SCHEDULED FOR
Tuesday, January 6, 2009
9:30 a.m.**

STEBEN COUNTY PUBLIC WORKS COMMITTEE

Special Meeting

Monday, December 22, 2008

9:10 a.m.

Legislative Committee Conference Room

Steuben County Office Building

Bath, New York

****MINUTES****

COMMITTEE:	Robert V. Nichols, Chair Thomas J. Ryan	Patrick F. McAllister, Vice Chair Thomas C. Schwartz	Joseph J. Hauryski
STAFF:	Mark R. Alger James Gleason	Gregory P. Heffner Jack Wheeler	Vincent Spagnoletti David English
LEGISLATORS:	Patrick F. Donnelly John S. Walsh	Dan C. Farrand Randolph J. Weaver	Scott J. Van Etten

I. CALL TO ORDER

Mr. Nichols called the meeting to order at 9:10 a.m. He asked Mr. McAllister to lead the Pledge of Allegiance.

II. DEPARTMENTAL REPORTS/REQUESTS

1. **Reinforcing Steel Bars Bid** – Mr. Spagnoletti requested authorization to award the bid for reinforcing steel bars to the low bidder, Shirley's at a total cost of \$74,016.00. He commented last year the price was \$.33 per pound and the price has come down a bit.

MOTION: AWARDING THE BID FOR REINFORCING STEEL BARS TO SHIRLEY'S OF BATH AT A TOTAL COST OF \$74,016.00 MADE BY MR. SCHWARTZ. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

MOTION: TO ADJOURN MADE BY MR. HAURYSKI. SECONDED BY MR. McALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

Respectfully Submitted by:

Amanda L. Chapman
Senior Stenographer
Steuben County Legislature