

STEUBEN COUNTY PUBLIC WORKS COMMITTEE

Tuesday, January 3, 2006

1:00 p.m.

Legislative Committee Conference Room
3 East Pulteney Square
Bath, New York

MINUTES

Committee: Robert V. Nichols, Vice Chair Kenneth E. Isaman L. Ronald Nielsen

Legislators: Philip J. Roche John Walsh Thomas J. McIntyre
Dan Farrand

Staff: Mark R. Alger Vincent Spagnoletti Bryce Foster Phil Hink
Scot Martinez Steve Catherman Steve Orcutt James Gleason
Jacques Begin Doreen Ames Frederick Ahrens Gregory P. Heffner

Other: Kevin Voorhees, Barton & Loguidice John Brusa, Barton & Loguidice
Mary Perham, *Leader*

Absent: Francis L. Gehl

I. CALL TO ORDER

The meeting was called to order by Mr. Nichols at 1:00 p.m.

II. PLEDGE OF ALLEGIANCE

III. APPROVAL OF MINUTES

MOTION APPROVING THE MINUTES OF THE DECEMBER 6 AND 19 MEETINGS MADE BY MR. NIELSEN. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

IV. LANDFILLS

A. Truck Trade – Mr. Spagnoletti stated the Landfill and Highway Divisions recently traded two pickup trucks. The Landfill had a 4 wheel drive that the Highway Division needed, so the Highway Division gave the Landfill a 2 wheel drive pickup. He noted they'll account for the difference in value by reducing the amount of the Landfill's equipment rental invoice to the Highway Division. Discussion followed.

MOTION: APPROVING THE TRADE OF A 4-WHEEL DRIVE LANDFILL DIVISION PICKUP FOR A 2-WHEEL DRIVE HIGHWAY DIVISION PICKUP MADE BY MR. NIELSEN. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

B. Budget Transfer – Mr. Spagnoletti stated the landfill will be over budget in the personal services line items by \$95,000 but they also have exceeded their revenue projections by \$300,000 to \$400,000. The labor cost is up by \$95,000 due to the work to clean up the site after the fire, litter control and opening the new cell, among other things. He requested authorization to transfer \$95,000 in unallocated revenue to various personal services line items to cover the overage. Discussion followed.

MOTION: AUTHORIZING THE TRANSFER OF \$95,000 IN UNALLOCATED REVENUE TO THE PERSONAL SERVICES LINE ITEMS IN THE LANDFILL'S 2005 BUDGET MADE BY MR. ISAMAN. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

C. Change Order – Patrick Constructors, Inc. – Mr. Spagnoletti reviewed a chart showing the remaining funds and invoices for the Bath Landfill Expansion. He noted they originally estimated a \$529,449 surplus for the project and estimated Patrick’s change order would be \$340,000. They are requesting a change order in the amount of \$192,803.38. Mr. Spagnoletti reviewed the claims for extra work. Discussion followed.

MOTION: APPROVING THE CHANGE ORDER FROM PATRICK CONSTRUCTORS, INC., IN THE AMOUNT OF \$192,803.38 FOR THE BATH LANDFILL EXPANSION MADE BY MR. ISAMAN. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

V. **HIGHWAYS AND BRIDGES**

A. Laminated Maps – Mr. Spagnoletti stated they've had several requests for the laminated maps. The cost to laminate is \$3.40/map, the map itself is \$0.55, shipping is \$0.33 and the cost for handling is \$1.60/map. That equals \$5.88. He requested authorization to let people purchase laminated maps for \$6.00 each.

MOTION: AUTHORIZING THE PUBLIC WORKS DEPARTMENT TO SELL LAMINATED MAPS TO THE PUBLIC FOR \$6.00 EACH MADE BY MR. NIELSEN. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

B. Mowing Bid – Mr. Spagnoletti stated the towns are on a 3 year contract for mowing. The roads the towns don’t mow are bid out to private contractors. The private contractors have asked to have a 3 year contract too. He stated Mr. Gleason has expressed a concern about this because they can’t commit money that hasn’t been budgeted. Mr. Spagnoletti stated we could, however, use the same language as in the town contracts. Mr. Ahrens stated they could say it is subject to the appropriation of funds by the Legislature for the budgetary years. Discussion followed.

Mr. Gleason stated it would have to be single price for the entire three years. Mr. Spagnoletti stated they would want to include an increase in each contract year. Mr. Ahrens stated they could include a fuel adjustment. Mr. Gleason stated he doesn’t believe it is in the best interest of the County. He stated if they were going to include a fuel adjustment, they might just as well rebid it every year.

Mr. Nichols stated he agrees with Mr. Gleason. If they are looking for fuel adjustments in the contract to protect them, then we might as well rebid. Considerable discussion followed. *The Committee agreed to allow Public Works to bid a three year contract with a single price for the entire contract term.*

C. Dozers – Mr. Spagnoletti stated he received a letter from Senator Winner and Assemblyman Bacalles that they have allocated \$50,000 to Steuben County to be used toward the purchase of 2 dozers. He noted that they view it as a shared service because our dozers work all over the County.

Mr. Nielsen asked were dozers included on your 2006 major equipment list? Mr. Spagnoletti stated he'll have to check on that. They have \$750,000 in the 2006 major equipment budget. *Mr. Nichols directed Mr. Spagnoletti to send a thank you letter to Senator Winner and Assemblyman Bacalles from the Committee.*

D. Accomplishments – Mr. Spagnoletti stated at Mr. Mayo's retirement luncheon he gave him a list of things that were accomplished during his tenure and a laminated "chart" showing the major accomplishments. He stated Mr. Mayo asked that he show the committee. He displayed the chart for the committee’s review.

VI. **BIDS**

A. Ready Mix Concrete – Mr. Spagnoletti stated we used to bid class A or H and we bid it this time using class HP, which is what DOT uses. He stated the previous bids for class A or H ran approximately \$70 per cubic yard. With the HP, the prices are ranging from \$115 to \$142. He suggested they reject the bid and solicit new bids including the class A and H, as well as the HP. He stated the prices are just too high and each quadrant essentially had only one bidder. Discussion followed.

MOTION: REJECTING THE READY MIX CONCRETE BID AND SOLICITING NEW BIDS THAT INCLUDE CLASS A AND H, AS WELL AS CLASS HP MADE BY MR. NIELSEN. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

B. Lubricants – Mr. Spagnoletti stated we revised the bid to make it a line item bid instead of a lump sum bid in order to secure more respondents, but they still only received one bid. He stated they've only had one bidder since 2002. The prices have increased but we expected that. He recommended awarding the bid on a line item basis. Discussion followed.

Mr. Foster stated they could purchase some of the lubricants off of the OGS bid. Mr. Spagnoletti stated they could check into that and possibly use some of the items. *Mr. Isaman directed Mr. Begin to check with the vendors and inquire as to why this didn't bid.*

MOTION: AWARDING THE LUBRICANTS BID ON A LINE ITEM BASIS TO WILLIAMS LUBRICANTS, INC. OF TOWANDA, PA, MADE BY MR. NIELSEN. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

C. Landfill Vacuum Tanker – Mr. Spagnoletti stated they only received one bid and the vendor wouldn't adhere to the delivery date. He requested authorization to reject the bid and amend the 2006 equipment list to include a vacuum tanker. Discussion followed.

Mr. Isaman asked do we really need this vacuum tanker? Mr. Martinez stated the one they have is a 1986 machine. This would be used as a backup for the contractors plus they use it at Lindley South. The other landfills use a contractor. Mr. Isaman asked what would it cost to contract for Lindley South. Mr. Orcutt stated the cost would be \$30,000 to \$36,000 per year. Discussion followed.

MOTION: REJECTING THE LANDFILL VACUUM TANKER BID MADE BY MR. NIELSEN. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

MOTION: AUTHORIZING THE TRANSFER OF \$80,000 FROM THE 2005 LANDFILL FUND BALANCE TO THE 2006 LANDFILL MAJOR EQUIPMENT BUDGET AND AMENDING THE 2006 LANDFILL MAJOR EQUIPMENT LIST TO INCLUDE A LANDFILL VACUUM TANKER MADE BY MR. NIELSEN. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

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.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. NIELSEN. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

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

MOTION: APPROVING THE LC WHITFORD CHANGE ORDER FOR THE CR85 BRIDGE IN TUSCARORA FOR A TOTAL CONTRACT REDUCTION OF \$53,522.87, BRINGING THE TOTAL CONTRACT AMOUNT TO \$1,642,477.13 MADE BY MR. NIELSEN. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

MOTION: APPROVING A CHARGE BACK TO SCHUYKILL CONCRETE PRODUCTS IN THE AMOUNT OF \$4,347.04 FOR NOT SENDING THE PROPER DOCUMENTATION WITH THE PAYMENTS MADE BY MR. ISAMAN. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

MOTION: APPROVING THE PROVISION OF SALT IN THE CONTRACT WITH THE VILLAGE OF WAYLAND IN ADDITION TO THE LABOR AND EQUIPMENT IN THE AMOUNT OF \$3,600 TOTAL OVER THE LAST TWO YEARS MADE BY MR. NIELSEN. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

MOTION: ACCEPTING THE REQUEST FOR PROPOSAL FROM BARTON & LOGUIDICE FOR SOLID WASTE ENVIRONMENTAL ENGINEERING SERVICES MADE BY MR. NIELSEN. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

MOTION TO ADJOURN MADE BY MR. ISAMAN. SECONDED BY MR. NIELSEN. 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 7, 2006
9:00 a.m.**

STEBEN COUNTY PUBLIC WORKS COMMITTEE

Tuesday, February 7, 2006

9:00 a.m.

Legislative Committee Conference Room

Steuben County Office Building

3 East Pulteney Square

Bath, New York

MINUTES

Committee: Robert V. Nichols, Chair Kenneth E. Isaman, Vice Chair Patrick McAllister

Legislators: Philip J. Roche, Esq. John Walsh

Staff: Mark R. Alger Vincent Spagnoletti Bryce Foster
Phil Hink Scot Martinez Steve Orcutt
Steve Catherman David English Doreen Ames
Mike Stone Jim Gleason Jacques Begin
Frederick Ahrens

Other: Mary Perham, Leader Pete Messmer

Absent: Thomas J. McIntyre L. Ronald Nielsen

I. CALL TO ORDER

The meeting was called to order by Mr. Nichols at 9:01 a.m.

II. PLEDGE OF ALLEGIANCE

III. APPROVAL OF MINUTES

MOTION APPROVING THE MINUTES OF THE JANUARY 3, 2006, MEETING MADE BY MR. ISAMAN. SECONDED BY MR. ROCHE. ALL BEING IN FAVOR. MOTION CARRIES 3-0. Mr. McAllister absent for the vote.

IV. LANDFILL

A. Tire Price – Mr. Spagnoletti stated the bid came in significantly higher than last year. The cost is \$185/ton, which translates into 9 cents per pound. Therefore, he is recommending they increase the rates for tires at the Landfill. He recommended changing the rates to \$2.50 per tire for passenger tires, up from \$1.50 and \$13/tire for truck-tractor tires, up from \$10/tire. For a truckload of tires, he is recommending they charge \$200/ton, up from \$135/ton.

MOTION: CHANGING THE RATES FOR TIRES ACCEPTED AT THE LANDFILL AS FOLLOWS: \$2.50/TIRE FOR PASSENGER TIRES, \$13/TIRE FOR TRUCK-TRACTOR TIRES AND \$200/TON FOR A TRUCKLOAD OF TIRES MADE BY MR. ROCHE. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0. Mr. McAllister absent for the vote. Resolution Required.

B. Equipment Maintenance Building – Mr. Spagnoletti stated they'd like to replace the building that burned down last year. He requested authorization to solicit bids for a design/build package for a basic building. He'd like to bid the electric, plumbing and the HVAC separately or have the County crews do it. The estimated cost of the building is \$400,000 – \$600,000 depending on size. He noted they have \$388,000 in funding available. Discussion followed.

MOTION: AUTHORIZING THE SOLICITATION OF BIDS FOR A PRE-ENGINEERED STEEL BUILDING AND DIRECTING THE DEPARTMENT OF PUBLIC WORKS, WORKING IN CONJUNCTION WITH THE PLANNING DEPARTMENT, TO COMPLETE THE ENVIRONMENTAL REVIEW PRIOR TO THE SOLICITATION OF BIDS MADE BY MR. ROCHE. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0. Mr. McAllister absent for the vote.

C. Other – Mr. Spagnoletti announced that they will be holding the Household Hazardous Waste Day and Electronic Waste Day in Hornell this year, instead of in Bath. They've tentatively scheduled September 16th for the Household/Farm Hazardous Waste Day and June 10th for the Electronics Waste Day. He noted that Corning, Inc., would like to assist the County in holding an Electronics Hazardous Waste Day in Erwin again this year, which will probably be held in April.

V. HIGHWAYS AND BRIDGES

A. Saunders Road Bridge, Town of Rathbone – Mr. Spagnoletti stated this is a federally funded project through the Marchiselli Grant. He requested approval of the funding agreement with NYS DOT for the preliminary engineering, final design and incidental ROW work. The agreement will be for a total cost of \$300,000 with the County's share being 20 percent. He noted the funding is in the budget.

MOTION: APPROVING THE FUNDING AGREEMENT WITH THE NYS DEPARTMENT OF TRANSPORTATION FOR THE SAUNDERS ROAD BRIDGE, TOWN OF RATHBONE, FOR A TOTAL COST OF \$300,000 MADE BY MR. ISAMAN. SECONDED BY MR. ROCHE. ALL BEING IN FAVOR. MOTION CARRIES 3-0. Mr. McAllister absent for the vote. Resolution Required.

Mr. Spagnoletti stated as part of the Saunders Road Bridge project, they have to select a design engineer. He stated Mr. Gleason, Mr. Catherman and Mr. Hadley reviewed the RFP's and conducted interviews of five companies. There were three exceptional presentations but it was unanimous to go with Bergmann Associates. He requested authorization to negotiate a contract with Bergmann Associates for the design of the Saunders Road Bridge.

MOTION: AUTHORIZING THE DEPARTMENT OF PUBLIC WORKS TO NEGOTIATE A CONTRACT WITH BERGMANN ASSOCIATES FOR THE DESIGN OF THE SAUNDERS ROAD BRIDGE, TOWN OF RATHBONE MADE BY MR. ISAMAN. SECONDED BY MR. ROCHE. ALL BEING IN FAVOR. MOTION CARRIES 3-0. Mr. McAllister absent for the vote.

B. CR85 Bridge, Tuscarora – Mr. Spagnoletti stated they have the final engineering/inspection change order for Bergmann Associates. He noted when they drilled the caissons they ended up being a lot deeper than expected, which lengthened the time of the job. The cost is \$2,973 for the extra time of inspection. He requested approval of the change order.

MOTION: APPROVING THE FINAL ENGINEERING/INSPECTION CHANGE ORDER FOR BERGMANN ASSOCIATES IN THE AMOUNT OF \$2,973 FOR THE CR85 BRIDGE, TUSCARORA MADE BY MR. ISAMAN. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

C. Major Equipment – Mr. Spagnoletti stated he is requesting three changes to the Highway Division's 2006 Major Equipment list. We had received a grant from Senator Winner and Assemblyman Bacalles for \$50,000 to purchase a new dozer. He noted there's a possibility they may receive another \$50,000 towards this purchase. He requested authorization to add two D5 Dozers for \$300,000. He would also like to add a Jersey Spreader for \$30,000. Discussion followed.

Mr. Spagnoletti stated we have a 4WD pickup on the equipment list for \$20,000. He requested authorization to delete that from the list and add a 5 passenger utility vehicle for \$18,900. He noted none of these items include a change in funding.

MOTION: AMENDING THE 2006 MAJOR EQUIPMENT LIST FOR THE HIGHWAY DIVISION BY ADDING TWO D5 DOZERS FOR \$300,000; ONE JERSEY SPREADER FOR \$30,000; DELETING ONE 4WD PICKUP AND ADDING ONE 5-PASSENGER UTILITY VEHICLE FOR \$18,900 MADE BY MR. ISAMAN. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

D. Personnel – Mr. Spagnoletti requested authorization to downgrade a vacant QA/QC Highways position from a Grade 15 to Grade 14. In addition, he'd like to upgrade the QA/QC Bridges position from Grade 12 to Grade 14. This will place the similar positions in the same grade and the net increase in cost is \$1,000.

MOTION: APPROVING THE DOWNGRADE OF A VACANT QA/QC HIGHWAYS POSITION FROM A GRADE 15 TO GRADE 14 AND THE UPGRADE OF THE QA/QC BRIDGES POSITION FROM A GRADE 12 TO A GRADE 14 MADE BY MR. ISAMAN. SECONDED BY MR. MCALLISTER FOR DISCUSSION.

Mr. Alger stated any further discussion should be held in Executive Session. *Issue held over for discussion in Executive Session.*

E. ROW Transfer on NYS Route 415 – Mr. Spagnoletti stated the Village of Avoca would like to take ownership of a ROW that is currently owned by DOT. The only way they can acquire it is if the County requests the transfer. If approved, ownership will be transferred to the County and then we can turn it over to the town. Mr. Ahrens asked will they need to conduct an environmental review of the property before the County takes ownership? Mr. Spagnoletti stated he will check into that and speak with the Village of Avoca about it.

MOTION: REQUESTING THE NYS DEPARTMENT OF TRANSPORTATION TRANSFER THE OWNERSHIP OF THEIR RIGHT OF WAY ON ROUTE 415 IN THE VILLAGE OF AVOCA TO THE COUNTY MADE BY MR. ISAMAN. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 3-0. Resolution Required.

VI. BIDS

A. Vacuum Tank Trailer – Mr. Spagnoletti stated this is the item they rejected the bids on and solicited new bids. They received four responses, but the two low bidders again did not meet the delivery specifications. He recommended awarding the bid to the third lowest bidder, Bay State Truck & Trailer, Inc. for \$75,855. Discussion followed.

MOTION: AWARDING THE VACUUM TANK TRAILER BID TO BAY STATE TRUCK & TRAILER, INC., OF REHOBOTH, MA, FOR \$75,855 MADE BY MR. MCALLISTER. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

B. Crawler Dozer – Mr. Spagnoletti stated they received two bids. They wrote the specifications for a high track machine, which is only made by Caterpillar. They also received a bid from Five Star Equipment for a used John Deere, but that machine meets the old specifications. He recommended awarding the bid to Milton Caterpillar.

MOTION: AWARDING THE CRAWLER DOZER BID TO MILTON CATERPILLAR OF ROCHESTER, NY, FOR \$133,580 MADE BY MR. ISAMAN. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

C. Aggregates

1. FOB Plant Site – Quarry Stone – Mr. Spagnoletti stated the prices increased 4 percent since last year. He recommended awarding the bid to all bidders.

MOTION: AWARDING THE QUARRY STONE – FOB PLANT SITE BID TO BLADES CONSTRUCTION PRODUCTS OF HORNEILL, NY; HANSON AGGREGATES NEW YORK, INC., OF PAVILION, NY; AND SENECA STONE CORPORATION OF PINE CITY, NY, MADE BY MR. ISAMAN. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

2. **FOB Plant Site – Crushed Gravel** – Mr. Spagnoletti requested an executive session for this portion of the bid.

3. **Crushed Gravel - Quadrant One** – Mr. Spagnoletti recommended awarding the bid to Austin Construction, LLC.

MOTION: AWARDING THE CRUSHED GRAVEL – QUADRANT ONE BID TO AUSTIN CONSTRUCTION, LLC, OF CAMPBELL, NY, MADE BY MR. ISAMAN. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

4. **Crushed Gravel - Quadrant Two** – Mr. Spagnoletti recommended awarding the bid to Buffalo Crushed Stone, Inc.

MOTION: AWARDING THE CRUSHED GRAVEL – QUADRANT TWO TO BUFFALO CRUSHED STONE, INC., OF BUFFALO, NY, MADE BY MR. MCALLISTER. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

5. **Crushed Gravel - Quadrant Three** – Mr. Spagnoletti recommended awarding the bid to Elam Sand & Gravel.

MOTION: AWARDING THE CRUSHED GRAVEL – QUADRANT THREE BID TO ELAM SAND & GRAVEL OF COHOCTON, NY, MADE BY MR. ISAMAN. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

6. **Crushed Gravel - Quadrant Four** – Mr. Spagnoletti recommended awarding the bid to Hanson Aggregates.

MOTION: AWARDING THE CRUSHED GRAVEL – QUADRANT FOUR BID TO HANSON AGGREGATES NEW YORK, INC., OF PAVILION, NY, MADE BY MR. MCALLISTER. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

7. **Crushed Gravel - Delivered to Shops** – Mr. Spagnoletti recommended awarding the bid to the lowest bidder by shop.

MOTION: AWARDING THE CRUSHED GRAVEL – DELIVERED TO SHOPS AS FOLLOWS: CATON AND MT. WASHINGTON SHOPS – HANSON AGGREGATES OF PAVILION, NY; COHOCTON SHOP – ELAM SAND & GRAVEL OF COHOCTON, NY; CURTIS, HOWARD AND PRATTSBURGH SHOPS – HUB BOY GRAVEL OF AVOCA, NY; GREENWOOD SHOP – BUFFALO CRUSHED STONE OF BUFFALO, NY; WOODHULL SHOP – AUSTIN CONSTRUCTION LLC OF CAMPBELL, NY; MADE BY MR. MCALLISTER. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

D. **Pothole Killer Lease** – Mr. Spagnoletti requested authorization to lease the pothole killer from Patch Management, Inc., for \$20,000 for the first 3 months and \$5,000 for the 4th month. He noted they usually let the City of Corning use the machine for one of the months.

MOTION: AUTHORIZING THE DEPARTMENT OF PUBLIC WORKS TO LEASE THE POTHOLE KILLER FROM PATCH MANAGEMENT, INC. FOR \$20,000 FOR THE FIRST THREE MONTHS AND \$5,000 FOR THE FOURTH MONTH MADE BY MR. MCALLISTER. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

E. **Sole Source Item – Asphalt Zipper** – Mr. Spagnoletti requested the Committee declare the asphalt zipper a sole source item. He stated it is a grinder, which fits over a loader bucket, and it propels itself. He stated about 10 years ago they started doing a lot of blacktop work. Those roads are now getting "alligator cracking". This machine would be used to grind up those spots, wing out what was ground up to the shoulders, and then they can put down fresh blacktop. This will add at least 5 years of life to the roads.

Mr. Spagnoletti stated this machine is 4 feet wide. The only other machine available is smaller. It fits on a skidster and is used to patch small spots. He noted there is a bigger machine but it is designed to do the whole road and it costs approximately \$500,000. Mr. English noted that another reason why this should be a sole source item is because this machine has a patent on it.

Mr. McAllister asked will this save money? Mr. Spagnoletti stated up until now we just patched any of the cracking. We have so many 10 year old blacktop roads, we now need a program in place to repair them. Discussion followed.

MOTION: DECLARING THE ASPHALT ZIPPER 480HD AS A SOLE SOURCE ITEM MADE BY MR. MCALLISTER. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

MOTION: AUTHORIZING THE PURCHASE OF THE ASPHALT ZIPPER 480HD FROM ASPHALT ZIPPER, INC., FOR \$83,960 MADE BY MR. MCALLISTER. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

VII. OTHER BUSINESS

A. Next Month's Meeting – Mr. Spagnoletti stated he will be at a conference on the day of the regularly scheduled March Public Works Committee meeting. He asked the Committee if they would change the meeting date. *Next meeting scheduled for Friday, March 10th at 9:00 a.m.*

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.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. ISAMAN. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

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

MOTION: APPROVING THE DOWNGRADE OF A VACANT QA/QC HIGHWAYS POSITION FROM A GRADE 15 TO GRADE 14 AND THE UPGRADE OF THE QA/QC BRIDGES POSITION FROM A GRADE 12 TO A GRADE 14 CONTINGENT UPON UNION APPROVAL MADE BY MR. ISAMAN. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 3-0. *Resolution Required.*

MOTION: REJECTING THE REQUEST FOR PROPOSALS FOR ROAD DESIGN MADE BY MR. ISAMAN. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

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

Respectfully submitted by,

Brenda K. Mori
Deputy Clerk
Steuben County Legislature

**NEXT MEETING SCHEDULED FOR
Friday, March 10, 2006
9:00 a.m.**

STEBEN COUNTY PUBLIC WORKS COMMITTEE

Special Meeting

Monday, February 27, 2006

9:30 a.m.

Legislative Committee Conference Room

Steuben County Office Building

Bath, New York

****MINUTES****

COMMITTEE:	Robert V. Nichols, Chair Thomas J. McIntyre	Kenneth E. Isaman, Vice Chair L. Ronald Nielsen	Patrick F. McAllister
STAFF:	Mark R. Alger Doreen Ames Frederick H. Ahrens, Jr.	Vincent Spagnoletti James Gleason	Bryce Foster David English
LEGISLATORS:	Philip J. Roche, Esq. Dan C. Farrand John Walsh	DeWitt T. Baker, D.V.M. Lldon E. Jamison	Patrick F. Donnelly Thomas C. Schwartz

I. CALL TO ORDER

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

II. DEPARTMENTAL REPORTS/REQUESTS

1. **Proposals for Road Base and Pavement Design** – Mr. Spagnoletti informed the committee that they have received proposals for County Route 2, County Route 92 and County Route 17. The proposals are to do testing of existing pavement and sub-base. They received two proposals from Vestal Asphalt for \$30,780.20 and Atlantic Testing for \$31,400. Mr. Spagnoletti explained that they asked for three different designs. The first is for recycling, the second for adding gravel and injecting liquid asphalt and the third for fabric and gravel. He recommended awarding the proposal to Vestal Asphalt.

Mr. Isaman asked how many miles of road are you doing? Mr. Spagnoletti replied they are doing 5.5 miles on County Route 17, 3.6 miles on County Route 92 and 2 miles on County Route 2. He explained with regard to County Route 2, if we do testing on the first one or two miles, then when we get the results of that, we will know better what to do. We may need to test the rest of it. With this proposal, they will do three tests pits per mile of road. That is where we will cut out a section of road and dig down to the sub-base soil. They will also do twelve cores per mile. These samples will be taken back to the engineer who will test the structural competence and use that information for the designs. Mr. Spagnoletti explained if there is a crown that they will be able to do a recycle. If there is some base failure, but enough pavement, then they could gravel and inject asphalt. If there is not enough pavement, then they would grind the road, put down fabric and twelve inches of gravel. In order to make that determination, they need to know what is there first.

Mr. Nichols commented with regard to County Route 2, the first half-mile has a good base. After that, you will be in clay. Mr. Spagnoletti replied they won't do the testing in the first half-mile of the road, but will begin where the road begins to wind.

MOTION: AWARDING THE PROPOSAL FOR ROAD BASE AND PAVEMENT DESIGN TO VESTAL ASPHALT FOR \$30,780.20 MADE BY MR. ISAMAN. SECONDED BY MR. McALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

2. **Bids for Aggregates; FOB Plant Site, Crushed Stone** – Mr. Spagnoletti informed the committee that he would present this at the March meeting.

3. **Informational** – Mr. Spagnoletti informed the committee that they will be working on six, straight recycle projects that encompass 8.3 miles. We received an \$11,920 quote from Atlantic Testing for the mix designs. He and Mr. Gleason reviewed the proposal and recommended to Mr. Alger that they be awarded the proposal as they came in lower than CME. Mr. Alger did make that award.

Mr. Nichols asked if you had an engineer on your staff, would they be able to do the analysis? Mr. Spagnoletti replied with regard to the road proposal bid, an engineer could do all of those test pits. The cores we may be able to do with our machine. With the design, the engineer can do all of that except the recycle mix design only because we don't have that equipment. Mr. Isaman asked is Vestal Asphalt doing the cutting and digging? Mr. Spagnoletti replied no, we will do that. They will identify the places to do the tests.

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

Respectfully Submitted by:

Amanda L. Chapman
Senior Stenographer
Steuben County Legislature

STEBEN COUNTY PUBLIC WORKS COMMITTEE

Friday, March 10, 2006

9:00 a.m.

Legislative Committee Conference Room

Steuben County Office Building

Bath, New York

****MINUTES****

COMMITTEE: Robert V. Nichols, Chair Kenneth E. Isaman, Vice Chair Patrick F. McAllister
Thomas J. McIntyre L. Ronald Nielsen

STAFF: Mark R. Alger Gregory P. Heffner Vincent Spagnoletti
Doreen Ames Bryce Foster Phil Hink
Steven Orcutt Scott Martinez Steve Catherman
James Gleason Frederick H. Ahrens, Jr. David English

LEGISLATORS: Philip P. Roche, Esq. John Walsh

OTHER: Pete Messner, Vestal Asphalt
Mary Perham, *The Leader*

I. CALL TO ORDER

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

II. APPROVAL OF MINUTES

MOTION: APPROVING THE MINUTES OF THE FEBRUARY 7, 2006 AND FEBRUARY 27, 2006 MEETINGS MADE BY MR. McALLISTER. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

Mr. Ahrens requested an Executive Session under litigation for the purposes of holding a hearing regarding a gravel vendor.

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 MADE BY MR. McINTYRE. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

MOTION: DISQUALIFYING EWR GRAVEL PIT AS BEING A RESPONSIBLE VENDOR FOR 2006 MADE BY MR. NIELSEN. 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. McALLISTER. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

III. LANDFILL

A. SEQR Review for New Equipment Maintenance Building – Mr. Spagnoletti informed the committee that the building at the Bath Landfill has been demolished and they would like to build a new building, however, there is a SEQR requirement. Mr. Heffner explained you have to do the SEQR review as you are spending public dollars. It doesn't meet Type I so it will be an unlisted action. We are the only involved agency and this is an uncoordinated review.

Mr. McAllister asked is the town involved? Mr. Heffner replied we issue the building permit and there is no zoning. Mr. Ahrens asked will this need to be passed by a resolution of the Full Board? Mr. Heffner replied you will have to pass a resolution based on the uncoordinated review. The replacement of the Bath Landfill building is an unlisted action. The

Legislature is the only involved agency. He recommended that the committee adopt a negative declaration. In doing that, you are agreeing with the recommendations of the SEQR review.

MOTION: ADOPTING THE NEGATIVE DECLARATION FOR THE CONSTRUCTION OF A NEW EQUIPMENT MAINTENANCE BUILDING AT THE BATH LANDFILL MADE BY MR. McALLISTER. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0. Resolution Required.

B. New Tanker with Vacuum Pump – Mr. Spagnoletti requested authorization to transfer \$75,855 from the Wayland Transfer Station Major Equipment account to the Bath Landfill Major Equipment account to purchase a tanker with vacuum pump. Discussion followed.

Mr. McAllister stated your agenda was to purchase a new packer truck for the Wayland Transfer Station. What happens if there is not sufficient revenue? Mr. Spagnoletti replied it is still operable. The truck is in rough shape, but we can keep it patched together.

MOTION: AUTHORIZING THE TRANSFER OF \$75,855 FROM THE WAYLAND TRANSFER STATION MAJOR EQUIPMENT TO THE BATH LANDFILL MAJOR EQUIPMENT TO PURCHASE A NEW TANKER WITH VACUUM PUMP MADE BY MR. ISAMAN. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

C. New Skid Steer Loaders – Mr. Spagnoletti explained they have small loaders at the transfer stations and they wanted to put the skid steers in the 2006 budget, but there was not enough money. At the leachate plant, we had attached a pipe to load the tanker trucks to take the treated leachate away. This was for emergency use only. We included \$75,000 to remove the concrete and put in a new pipe. We found a contractor that has a special system to sleeve the pipe and the cost was only \$6,000. We have an excess of \$69,000 and he would like to add skid steers at Bath and Erwin for a cost of \$28,412.31 each. He requested authorization to transfer \$56,824.62 from the Capital Project entitled Rehabilitation Leachate Loadout for this purpose. Mr. Isaman asked are these off State bid? Mr. Spagnoletti replied yes. Mr. Orcutt commented we will receive 50 percent reimbursement from the Department of Environmental Conservation.

MOTION: AUTHORIZING THE TRANSFER OF \$56,824.62 FROM THE CAPITAL PROJECT ENTITLED REHABILITATION LEACHATE LOADOUT TO PURCHASE TWO SKID STEERS AT A COST OF \$28,412.31 EACH; ONE FOR THE BATH LANDFILL AND ONE FOR THE ERWIN TRANSFER STATION AND AMENDING THE MAJOR EQUIPMENT LISTS FOR THE BATH LANDFILL AND THE ERWIN TRANSFER STATION TO REFLECT THIS ADDITION MADE BY MR. NIELSEN. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0. Resolution Required.

D. New Tipping Fee – Auto Fluff – Mr. Spagnoletti stated when you junk a car for scrap metal, everything is taken out of the inside and ground up. It's called auto fluff and it goes into the landfill, but it can be used as daily cover. We can have someone pay us to bring this in. We had been bringing it in under construction debris for \$10.00 per ton. He believes they can get \$12.00 per ton. He requested a special tipping fee item called Auto Fluff. This new tipping fee would be in effect April 1, 2006.

MOTION: AUTHORIZING THE PUBLIC WORKS DEPARTMENT TO ENACT A NEW TIPPING FEE OF \$12.00 PER TON FOR AUTO FLUFF, BEGINNING APRIL 1, 2006 MADE BY MR. McINTYRE. SECONDED BY MR. McALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0. Resolution Required.

E. City of Hornell Bath Landfill Rate Extension – Mr. Spagnoletti informed the committee that the City of Hornell brings us four thousand tons of garbage per year at a rate of \$26.00 per ton. Currently we have a six-month agreement with them. We also have an agreement where in 2007 we will raise the prices to Middletown and Tioga County. At that time we will come back to raise the price to the City of Hornell. Mr. Spagnoletti requested authorization to extend the contract with the City of Hornell to December 31, 2006.

MOTION: AUTHORIZING THE PUBLIC WORKS DEPARTMENT TO EXTEND THE CITY OF HORNELL BATH LANDFILL RATE CONTRACT TO DECEMBER 31, 2006 MADE BY MR. ISAMAN. SECONDED BY MR. McINTYRE FOR DISCUSSION.

Mr. Nichols asked that rate is not applicable if they take their garbage to the Hornell Transfer Station? Mr. Spagnoletti stated that is correct. Their garbage has to be brought to the Bath Landfill. Mr. Nielsen asked why the special treatment? He was against this to begin with and he is still against it.

VOTE ON PREVIOUS MOTION: MOTION CARRIES 4-1 (MR. NIELSEN OPPOSED).

IV. HIGHWAYS & BRIDGES

A. Authorize Funding Agreement with NYSDOT for Purchase of Two D5 Dozers – Mr. Spagnoletti informed the committee that Senator Winner and Assemblyman Bacalles have given us \$50,000 to fund the purchase of two D5 dozers for us. He stated he has received a letter from the New York State Department of Transportation and we need a resolution authorizing us to enter into an agreement with the Department of Transportation for the purchase of these dozers.

MOTION: AUTHORIZING THE PUBLIC WORKS DEPARTMENT TO ENTER INTO AN AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION TO PURCHASE TWO D5 DOZERS IN THE AMOUNT OF \$50,000 MADE BY MR. McALLISTER. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 5-0. (Resolution Required)

B. RFP for Phase II Environmental Evaluation of Bridge Shop at Cameron Mills – Mr. Spagnoletti informed the committee that the building at the Cameron Mills bridge shop is down and the concrete foundation is out. We did an initial review, but would like to conduct another. He requested authorization to do a request for proposal for a Phase II Environmental Evaluation.

MOTION: AUTHORIZING THE PUBLIC WORKS DEPARTMENT TO SOLICIT REQUESTS FOR PROPOSALS FOR A PHASE II ENVIRONMENTAL EVALUATION OF THE BRIDGE SHOP AT CAMERON MILLS MADE BY MR. ISAMAN. SECONDED BY MR. McALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

C. QA/QC Positions – Mr. Spagnoletti stated when this was presented at the February Board meeting, Mr. Swackhamer asked why we are doing this now. The highway position is vacant and he wants to fill it. He doesn't want to drop it a grade after it's been filled. He would like to downgrade a vacant QA/QC Highway position from a Grade 15 to a Grade 14 and Upgrade a QA/QC Bridges position from a Grade 12 to a Grade 14. The net difference is a \$1,000 increase.

MOTION: AUTHORIZING THE DOWNGRADE OF A VACANT QA/QC HIGHWAY POSITION FROM A GRADE 15 TO A GRADE 14 AND THE UPGRADE OF A QA/QC BRIDGES POSITION FROM A GRADE 12 TO A GRADE 14 IN THE PUBLIC WORKS DEPARTMENT MADE BY MR. McINTYRE. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 5-0. (Resolution Required)

D. Snowplowing Contracts – Towns – Mr. Spagnoletti informed the committee that right now we contract with the towns to do 200 miles of road. Last winter we paid them per mile for the truck and driver. We want to go a step further and pay per mile for the truck, driver and sand/salt. Each year we provide \$250,000 - \$300,000 of sand/salt to the towns. Mr. Spagnoletti stated it would be better to have a per mile agreement with everyone. It will also make the budgeting much easier for everyone. The per mile rate will be \$4,000. The average cost for the towns is \$3,600 per mile including sand/salt. We went to the towns informally and offered them \$4,000 per mile. Mr. Spagnoletti stated that they feel \$4,000 per mile is a good, fair payment. The towns will then get a 3 percent increase the second year and another 3 percent increase the third year. There is also a special provision for fuel. This will cut down on the paperwork, but the towns will still have to keep track of which roads they did and when.

Mr. Nichols commented there will no longer be any questions if the materials used on the County roads are being used on the Town roads. The District Attorney thought this was an excellent idea. Mr. English asked how will the towns be paid? Mr. Spagnoletti replied they will be paid 65 percent up front in October and then the following May or June we will finish the payment out. The budget is such that we can do this.

Mr. McAllister commented that he agrees with Mr. Nichols that it will eliminate the material problem. His concern is that by taking an average, it favors some towns more than others. The snow belt runs along the western end of the County, and he would dare say those towns sand/salt twice as much as towns in other parts of the County. The Town of Wayland

was at \$3,000 per mile and they use more like \$5,300. He has talked to the town and they want to try doing this and are satisfied. With regard to the agreement, he wouldn't mind seeing some type of mechanism that if this is not working out, that the towns can come in and adjust it. Mr. Spagnoletti commented we have a 30-day clause if the towns want to withdraw from the agreement. He would rather have it stay the way it is being proposed for the winter and we could address it again.

Mr. Isaman stated you have a three-year running average and some towns are at \$5,000. He likes the idea of making the system simpler, but he thinks that \$4,000 per mile is too rigid. He would have thought to do 15 percent above and 15 percent below. He can't vote in favor of this based on what it is.

Mr. Spagnoletti stated that Livingston County pays \$3,400 per mile and Ontario County pays \$4,300 per mile and he doesn't think that we get any more snow than either of those counties. We certainly wouldn't want to penalize the towns that are lower than \$4,000. Mr. English asked once the 65 percent is paid, can a town cancel in January? Mr. Ahrens commented they could send us a check for the months that they didn't plow. Mr. McAllister commented that he would like to see how that reads. Mr. Spagnoletti stated that they would want to keep the 30-day clause with something regarding pro-rating.

Mr. Isaman asked is there a clause regarding a gas adjustment if the price should spike? Mr. Spagnoletti replied there is a special adjustment in our contract with the State to adjust for spikes in the cost of fuel and we will do the same for the towns. Mr. Isaman asked Mr. Spagnoletti to keep track of which towns opt out and track the costs for the roads we lose. Those numbers will give us a basis for review. Mr. Spagnoletti commented that they keep track of the costs for our shops as well. The contract will start with the 2006/2007 winter. He stated he would like to expedite this, as March 17th the State needs to have the orders for sand/salt.

MOTION: AUTHORIZING THE PUBLIC WORKS DEPARTMENT TO ENTER INTO CONTRACTS WITH THE TOWNS FOR SNOWPLOWING AT \$4,000 PER MILE FOR 2006/2007, 3 PERCENT INCREASE FOR 2007/2008 AND 3 PERCENT INCREASE FOR 2008/2009 MADE BY MR. McINTYRE. SECONDED BY MR. NIELSEN. MOTION CARRIES 4-1. (MR. ISAMAN OPPOSED).

E. Saunders Road Bridge – Mr. Spagnoletti informed the committee that the Saunders Road Bridge is the next bridge we have picked for the Federal Aid bridge project. This is a 170-foot long truss bridge that is located in the Town of Rathbone that we would like to replace. He requested authorization to enter into an agreement with Bergman & Associates for \$254,000 for the design phase of the project.

MOTION: AUTHORIZING THE PUBLIC WORKS DEPARTMENT TO ENTER INTO AN AGREEMENT WITH BERGMAN & ASSOCIATES FOR \$254,000 FOR THE DESIGN OF THE SAUNDERS ROAD BRIDGE LOCATED IN THE TOWN OF RATHBONE MADE BY MR. NIELSEN. SECONDED BY MR. McALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 4-0. (MR. ISAMAN ABSENT FOR VOTE).

V. BIDS

A. RFP – Lab Testing of Highway Materials – Mr. Spagnoletti informed the committee that they received three quotes and he recommends awarding the RFP to Atlantic Testing Laboratories for \$10,550.

MOTION: AWARDING THE RFP FOR LAB TESTING OF HIGHWAY MATERIALS TO ATLANTIC TESTING LABORATORIES FOR \$10,550.00 MADE BY MR. McALLISTER. SECONDED BY MR. McINTYRE. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

B. Asphalt Concrete FOB Plant – Mr. Spagnoletti informed the committee that they had two bidders. He recommends awarding the bid to both bidders for all items.

MOTION: AWARDING THE BID FOR ASPHALT CONCRETE FOB PLANT FOR ALL ITEMS TO BLADES CONSTRUCTION PRODUCTS CORP. OF HORNELL, NY AND DALRYMPLE GRAVEL & CONTRACTING CO., INC. OF PINE CITY, NY MADE BY MR. McALLISTER. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

C. Asphalt Concrete – Unspecified In-Place – Mr. Spagnoletti recommended awarding the bid to the low bidder, Blades for Quadrants 1, 2, 3 and 4.

MOTION: AWARDING THE BID FOR ASPHALT CONCRETE – UNSPECIFIED IN-PLACE TO THE LOW BIDDER, A.L. BLADES & SONS, INC. OF HORNEILL, NEW YORK FOR QUADRANTS 1, 2, 3 AND 4 MADE BY MR. McINTYRE. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

D. Liquid Bituminous Materials – AEPM – Mr. Spagnoletti recommended awarding to the low bidder, Central Asphalt.

MOTION: AWARDING THE BID FOR LIQUID BITUMINOUS MATERIALS – AEPM TO CENTRAL ASPHALT DIVISION, SUIT-KOTE CORPORATION OF WATKINS GLEN, NY MADE BY MR. ISAMAN. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

E. Liquid Bituminous Materials – Towns – Mr. Spagnoletti recommended awarding to the low bidders on a line item basis.

MOTION: AWARDING THE BID FOR LIQUID BITUMINOUS MATERIALS – TOWNS TO CENTRAL ASPHALT, DIVISION OF SUIT-KOTE CORPORATION OF WATKINS GLEN, NY AND VESTAL ASPHALT, INC. OF VESTAL, NY ON A LINE ITEM BASIS MADE BY MR. NIELSEN. SECONDED BY MR. McALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

F. Liquid Bituminous Materials – State – Mr. Spagnoletti recommended awarding to the low bidders on a line item basis.

MOTION: AWARDING THE BID FOR LIQUID BITUMINOUS MATERIALS – STATE TO A.L. BLADES & SONS, INC. OF HORNEILL, NY AND CENTRAL ASPHALT, DIVISION OF SUIT-KOTE CORPORATION OF WATKINS GLEN, NY ON A LINE ITEM BASIS MADE BY MR. McINTYRE. SECONDED BY MR. McALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

G. Tree Services – Mr. Spagnoletti informed the committee they received one bid from Beers Tree Service. He recommended awarding the to Beers Tree Service for each item.

MOTION: AWARDING THE BID FOR TREE SERVICES TO BEERS TREE SERVICE, INC. OF CAMERON MILLS, NY FOR CLASS A, CLASS B, CLASS C AND CLASS D MADE BY MR. NIELSEN. SECONDED BY MR. McALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

H. Traffic Signs – Mr. Spagnoletti recommended awarding to the low bidder, Vulcan.

MOTION: AWARDING THE BID FOR TRAFFIC SIGNS TO VULCAN SIGNS OF FOLEY, ALABAMA MADE BY MR. ISAMAN. SECONDED BY MR. McALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

I. Ready Mix Concrete – Mr. Spagnoletti recommended awarding on a line item basis to the low bidder. Mr. Nichols asked what is this used for? Mr. Catherman replied it is used for the bridge abutments. Mr. McAllister asked why is it that Elam only bid on one of the quadrants? Mr. Spagnoletti replied that is because of the trucking.

MOTION: AWARDING THE BID FOR READY MIX CONCRETE – QUADRANT 1 TO HANSON AGGREGATES BRD OF PAVILION, NY AND DALRYMPLE GRAVEL & CONTRACTING, CO., INC. OF PINE CITY, NY ON A LINE ITEM BASIS; QUADRANT 2 TO HANSON AGGREGATES BRD OF PAVILION, NY ON A LINE ITEM BASIS; QUADRANT 3 TO ELAM SAND & GRAVEL CORPORATION OR WEST BLOOMFIELD, NY AND HANSON AGGREGATES BRD OF PAVILION, NY ON A LINE ITEM BASIS; AND QUADRANT 4 TO HANSON AGGREGATES BRD OF PAVILION, NY ON A LINE ITEM BASIS MADE BY MR. NIELSEN. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

J. Sale of Scrap Steel – Mr. Spagnoletti recommended awarding the bid to the highest bidder, Swarthout Recycling.

MOTION: AWARDING THE BID FOR THE SALE OF HIGHWAY AND BRIDGE SCRAP STEEL TO SWARTHOUT RECYCLING OF BEAVER DAMS, NY MADE BY MR. McALLISTER. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

K. Crawler Dozer – Mr. Spagnoletti recommended awarding the bid to Milton Caterpillar.

MOTION: AWARDING THE BID FOR THE CRAWLER DOZER TO MILTON CATERPILLAR FOR \$133,580.00 MADE BY MR. NIELSEN. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

L. Heavy Steel Pipe & Boiler Shells – Mr. Spagnoletti informed the committee that they received two bids from Allegany Pipe & Tubular Products of Andover, NY and Chemung Supply Corporation of Elmira, NY. He recommended awarding to the low bidder on a line item basis. Mr. Begin commented that because these items are not always available, we first go to the low bidder and then if they don't have the product, go to the subsequent bidder. He recommended that the committee authorize the low bidder as well as the subsequent bidder.

MOTION: AWARDING THE BID FOR HEAVY STEEL PIPE & BOILER SHELLS TO THE LOW BIDDER AND SUBSEQUENT BIDDER ON A LINE ITEM BASIS MADE BY MR. McALLISTER. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES.

M. New Structural Steel – Mr. Spagnoletti informed the committee that they received one bid from Chemung Supply Corporation of Elmira, NY.

MOTION: AWARDING THE BID FOR NEW STRUCTURAL STEEL TO CHEMUNG SUPPLY CORPORATION OF ELMIRA, NY MADE BY MR. McALLISTER. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

N. Reinforcing Steel Bars – Mr. Spagnoletti recommended awarding to the low bidder, Chemung Supply Corporation of Elmira, NY.

MOTION: AWARDING THE BID FOR REINFORCING STEEL BARS TO THE LOW BIDDER, CHEMUNG SUPPLY CORPORATION OF ELMIRA, NY MADE BY MR. McALLISTER. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

O. Tandem Snowplow Dump Trucks – Mr. Spagnoletti informed the committee that there is a price increase of \$22,000 over last year because of the increase in steel. In this bid we also wanted to include an automatic transmission. He stated that they have enough money to purchase two of these trucks, or they can buy one of these trucks and one rubber tired excavator. We have a rubber tired excavator at six of our shops. The other two shops do not have one. Mr. Spagnoletti stated that he would prefer to get one of the dump trucks and then go to bid for the rubber tired excavator. Discussion followed.

Mr. Alger commented that he is opposed to this as the intent of the capital project money was for the replacement of equipment. We have gone too long without replacing equipment. Mr. Spagnoletti stated that he is purchasing both new and replacement. Mr. Alger stated they're buying more new than what he would have approved. They need to use what they have now. This additional excavator is a new one, it is not one that exists or one that is being replaced. Mr. McIntyre asked if he wants a new rubber tired excavator, should that be put in the budget? Mr. Alger replied yes.

Mr. Isaman stated he still thinks we should have the trucks. You don't use the excavator everyday and you could transfer it between the shops. Mr. Spagnoletti commented they have five Gradealls and one rubber tired excavator. The intent of the bond you took out was for new trucks. From the beginning, he has intended budgeting for a new excavator.

Mr. Alger stated he is in opposition to buying new equipment; they should be buying replacements. It is better to upgrade the fleet we have.

Mr. Isaman commented, if we eliminated the automatic transmissions, we could save \$300,000. Mr. Spagnoletti stated the department has changed significantly. The trucks are the basis to our fleet, but they are used a lot less than they used to be. We are doing more construction work, which is needed. He believes in getting the excavator. Mr. Alger commented that he is not disputing the need. It is an issue of maintaining our ability to keep trucks on the road. Mr. Spagnoletti stated you need all those trucks to plow, but each of those trucks are not being used as much as they were before.

MOTION: AWARDING THE BID FOR ONE AUTOMATIC TRANSMISSION TANDEM SNOWPLOW DUMP TRUCK TO REGIONAL INTERNATIONAL CORP. OF HENRIETTA, NY FOR \$169,825.22 AND AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO BID FOR A RUBBER TIRED EXCAVATOR MADE BY MR. McINTYRE. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

P. Asphalt Concrete Specified In-Place – Mr. Spagnoletti recommended awarding to the low bidder, Blades.

MOTION: AWARDING THE BID FOR ASPHALT CONCRETE SPECIFIED IN-PLACE TO A.L. BLADES & SONS, INC. OF HORNELL, NY MADE BY MR. NIELSEN. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

Q. Prestressed Concrete Bridge Beams CR 117 – Mr. Spagnoletti recommended awarding to the low bidder, L.C. Whiteford.

MOTION: AWARDING THE BID FOR PRESTRESSED CONCRETE BRIDGE BREAMS FOR COUNTY ROUTE 117, TROUPS CREEK BRIDGE, TO L.C. WHITEFORD MATERIALS CO., INC. MADE BY MR. ISAMAN. SECONDED BY MR. McALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

R. Fire Alarms – Mr. Spagnoletti informed the committee they have six buildings that do not have fire alarms. He requested authorization to procure bids to install those fire alarms.

MOTION: AUTHORIZING THE PUBLIC WORKS DEPARTMENT TO GO OUT TO BID FOR FIRE ALARMS TO BE INSTALLED IN SIX BUILDINGS MADE BY MR. NIELSEN. SECONDED BY MR. McALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

S. Aggregates, FOB Plant Site – Mr. Spagnoletti recommended awarding to all bidders and disqualifying EWR Gravel as a responsible bidder.

MOTION: AWARDING THE BID FOR AGGREGATES, FOB PLANT SITE TO ALL BIDDERS AND DISQUALIFYING EWR GRAVEL AS A RESPONSIBLE VENDOR FOR 2006 MADE BY MR. ISAMAN. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

T. Sign Post Driver and Puller – Mr. Spagnoletti stated they received three quotes, with a low quote of \$9,995 and a high quote of \$10,015. Mr. Begin stated these are close to the bid threshold so you may want to consider going to bid. Mr. Spagnoletti stated they will solicit bids.

VI. REVIEW OF 2005 GOALS

Mr. Spagnoletti reviewed the department's 2005 goals with the committee.

VII. OTHER BUSINESS

Mr. English informed the committee that they had two issues that had been discussed in executive session during a previous meeting and he needed to have those motions reported out. The first issue is they resolved a dispute with GEC Casting regarding snowplow parts. He requested the committee ratify the action they took.

MOTION: TO ASSESS GEC CASTINGS 2005 CONTRACT FOR SNOWPLOW CUTTING EDGES AND OTHER MATERIAL A LIQUIDATED DAMAGE FIGURE OF \$8,700 AND ADJUSTING OUR ASSESSMENT BY \$1,900 WITH SAID \$1,900 BEING PAID TO THEM MADE BY MR. ISAMAN. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

Mr. English stated the second issue pertains to a gas well lease in the Town of Prattsburgh. The company is Columbia Energy and we have taken title to a portion of a road that goes through a 600-acre block that they own. They have offered us \$300 for the .87 acres that the County has. Chesapeake Appalachian, LLC is the new owner of Columbia Energy. He requested that they ratify the approval of the gas lease and that they authorize the Commissioner of Public Works to sign the lease.

MOTION: ACCEPTING THE GAS LEASE OFFER OF \$300.00 BY CHESAPEAKE APPALACHIAN, LLC FOR A .87 ACRE PIECE OF PROPERTY THAT THE COUNTY OWNS IN THE TOWN OF PRATTSBURGH AND AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO SIGN SAID LEASE MADE BY MR. NIELSEN. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

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 MADE BY MR. McINTYRE. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

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

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

Respectfully Submitted by:

Amanda L. Chapman
Senior Stenographer
Steuben County Legislature

**NEXT MEETING SCHEDULED FOR
Tuesday, April 4, 2006
9:00 a.m.**

STEBEN COUNTY PUBLIC WORKS COMMITTEE

Tuesday, April 4, 2006

Legislative Committee Conference Room

Steuben County Office Building

3 East Pulteney Square

Bath, New York

MINUTES

Committee: Robert V. Nichols, Chair Kenneth E. Isaman, Vice Chair L. Ronald Nielsen
Patrick McAllister

Legislators: John Walsh

Staff: Mark R. Alger Vincent Spagnoletti Steve Orcutt
Bryce Foster Steve Catherman Frederick H. Ahrens, Jr.
James Gleason Jacques Begin Gregory P. Heffner
Scot Martinez Phil Hink Doreen Ames
David English Chris Ellis

Other: Mary Perham, *Leader* Pete Messmer

Absent: Thomas J. McIntyre

I. CALL TO ORDER

The meeting was called to order by Mr. Nichols at 9:00 a.m.

II. PLEDGE OF ALLEGIANCE

Mr. Isaman led everyone in the Pledge of Allegiance.

III. APPROVAL OF MINUTES

MOTION APPROVING THE MINUTES OF THE MARCH 10, 2006, MEETING MADE BY MR. NIELSEN. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

IV. HIGHWAYS & BRIDGES

A. Bridge Ratings - Mr. Spagnoletti stated Steuben County has the most bridges in the state and the third most miles of road. We have a big system and not a large tax base to fund it. We currently have 19% deficient bridges, which is lower than the average in New York State, but higher than the number of deficient bridges in the County last year. Mr. Catherman noted deficient bridges have a condition rating of 5 on a scale of 1 to 7.

B. Bridge Life Cycle Funding and Staffing Level Analysis - Mr. Spagnoletti stated when we cut the staffing level through attrition, we expected the money saved in personnel would be used for materials and repairs. We are currently at 168 employees. When the budget got very tight, we made a decision not to fill the vacancies and use summer help. However, now it is taking us 12 weeks to build a bridge when it should only take us 8 weeks. Given that the deficient bridges are increasing, we are at a point where we should probably add people. The Bridge Division is currently understaffed by 4 people and he'll be discussing that issue with Mr. Alger sometime in the near future. Last year we only completed 3 bridges while back in 2001, at full staffing, we completed 9. He noted the federal program has helped.

C. Road Ratings - Mr. Spagnoletti stated according to the weighted average, our road ratings have held about even. Given the decrease in funding, we think we can keep it that way. We've focused on keeping the good roads

good. The percentage of poor roads in Steuben County is 13 percent or 90 miles, an increase over last year. He reviewed all of the poor roads in the county and their plans to work on them this year. Discussion followed.

D. Road Life Cycle Analysis - Mr. Spagnoletti reviewed a chart showing the road life cycle analysis and the cost of each of the treatments. Based upon the road type and the types of treatment needed for certain roads, their average budget should be \$3,554,968 for road construction. He stated that this year our budget is \$3,772,755. He noted that \$1,035,000 is from tobacco funding so next year their budget will automatically start at \$1 million less because that was a one time revenue source. He reviewed his strategy to repair and maintain roads and bridges with limited budget funds. Discussion followed.

Mr. Messmer stated he's noticed that over the years, roads have evolved. Originally the roads were 6 to 10 feet wide. In our process of widening the roads, the outside parts of the road aren't as built up as the middle ten feet and that poses problems. He noted this is a statewide problem. Discussion followed.

E. 2006 Road/Bridge Program - Mr. Spagnoletti reviewed the 2006 road and bridge program.

Mr. Isaman stated windmills are going to be an issue in this County. There is no doubt that they are coming. They are heavy and they will have to be transported across our roads. We need to be ahead of the curve and come up with a plan to find out which roads they are going to be traveling so we know the condition of the roads before and after they travel them. Mr. Spagnoletti stated these are huge loads and we have a goal to come up with a policy that is fair to them but protects our roads as well.

Mr. Catherman stated he wanted to say one last thing about the bridge crew. The bridge crews do one of the hardest physical labor jobs in the county and we have only one young guy on the crew. It has to be demoralizing for these guys to show up and have only two guys there to build a bridge. Aside from a production standpoint, it isn't safe. Discussion followed.

V. BIDS

A. Prestressed Concrete Bridge Beams - Mr. Spagnoletti stated this is for the bridge on CR1 over Stocking Creek in the Town of Thurston. He recommended awarding the bid to LC Whitford.

MOTION: AWARDING THE PRESTRESSED CONCRETE BRIDGE BEAMS BID FOR BR#11-8, CR11 OVER STOCKING CREEK, TOWN OF THURSTON TO LC WHITFORD MATERIALS CO., INC., OF WELLSVILLE, NY, FOR \$53,851 MADE BY MR. ISAMAN. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

B. Prestressed Concrete Bridge Beams - Mr. Spagnoletti stated this is for the bridge on CR62 over Rock Creek in the Town of Greenwood. He recommended awarding the bid to LC Whitford.

MOTION: AWARDING THE PRESTRESSED CONCRETE BRIDGE BEAMS BID FOR BR#62-2, CR62 OVER ROCK CREEK, TOWN OF GREENWOOD TO LC WHITFORD MATERIALS CO., INC., OF WELLSVILLE, NY, FOR \$55,224 MADE BY MR. MCALLISTER. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

C. Cleaning and Washing of Bridges - Mr. Catherman stated we are going to wash 61 bridges this year with county crews and 163 bridges will be done through this contract. Mr. Spagnoletti recommended they award the bid to Dandrow's Painting, Inc.

MOTION: AWARDING THE CLEANING AND WASHING OF BRIDGES BID TO DANDROW'S PAINTING, INC., OF PLATTSBURGH, NY FOR \$495/BRIDGE; TOTAL PROJECT PRICE BID OF \$80,685 MADE BY MR. NIELSEN. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

D. Steel Sign Posts - Mr. Spagnoletti recommended awarding the bid on a line item basis to the low bidders.

MOTION: AWARDING THE STEEL SIGN POSTS BID ON A LINE ITEM BASIS TO EBERL IRON WORKS OF BUFFALO, NY; AND CHEMUNG SUPPLY CORPORATION OF ELMIRA, NY MADE BY MR. ISAMAN. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

E. Geotextile Materials - Mr. Spagnoletti recommended awarding the bid on a line item basis to the low bidders.

MOTION: AWARDING THE GEOTEXTILE MATERIALS BID ON A LINE ITEM BASIS TO CHEMUNG SUPPLY CORPORATION OF ELMIRA, NY, AND AH HARRIS & SONS OF SYRACUSE, NY, MADE BY MR. NIELSEN. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

F. Roadside Mowing - Mr. Spagnoletti stated this bid needs to be held over to next month.

G. Vegetation Control - Mr. Spagnoletti recommended awarding the bid to the low bidder for Option B. Discussion followed.

MOTION: AWARDING THE VEGETATION CONTROL - APPLICATION OF HERBICIDES BID TO DEANGELO BROTHERS OF HAZLETON, PA, AND RECOMMENDING THAT NEXT YEAR'S BID INCLUDE AN OPTION TO PERFORM THE TREATMENT ON ALL ROAD SIGNS MADE BY MR. ISAMAN. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

VI. 2006 GOALS

Mr. Spagnoletti stated he included in the Committee's meeting packet the 2006 Major Goals for the Public Works Department. He stated if anyone has any questions, let him know.

Mr. Orcutt reported that the safety training for the department is going well. He stated next year the New York State Association of Safety Professionals will handle the grant and training instead of the individual counties doing it.

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

Respectfully submitted by,

Brenda K. Mori
Deputy Clerk
Steuben County Legislature

**NEXT MEETING SCHEDULED FOR
Tuesday, May 2, 2006
9:00 a.m.**

STEBEN COUNTY PUBLIC WORKS COMMITTEE

Tuesday, May 2, 2006

9:00 a.m.

Legislative Committee Conference Room

Steuben County Office Building

3 East Pulteney Square

Bath, New York

MINUTES

Committee: Robert V. Nichols, Chair Kenneth Isaman, Vice Chair L. Ronald Nielsen
Thomas J. McIntyre Patrick J. McAllister

Legislators: Philip J. Roche John Walsh

Staff: Mark R. Alger Vincent Spagnoletti Frederick H. Ahrens
Steve Catherman Jacques Begin Mike Stone
Doreen Ames Bryce Foster Scot Martinez
Phil Hink James Gleason Lawrence Crossett
David English Steve Orcutt Bonnie Kastner

Other: Russ Pollack, Erdmann Anthony
Mark Liesner, Erdmann Anthony
Mary Spears, Erdmann Anthony

I. CALL TO ORDER

The meeting was called to order by Mr. Nichols at 9:00 a.m.

II. PLEDGE OF ALLEGIANCE

Mr. Nielsen led the group in the Pledge of Allegiance.

III. APPROVAL OF MINUTES

MOTION APPROVING THE MINUTES OF THE APRIL 4, 2006, MEETING MADE BY MR. NIELSEN. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

IV. HIGHWAYS & BRIDGES

A. Award Presentation – Mr. Spagnoletti introduced the following individuals from Erdmann Anthony: Mark Liesner, Russ Pollack, and Mary Spears. He stated they are here to present an award from the Western New York Engineering and Construction Organization for the Wood Road bridge to Steve Catherman. Mr. Pollack, President of Erdmann Anthony, presented Steve with a plaque for Engineering Excellence for the Wood Road Bridge. He noted the award recognizes the rehabilitation of a bridge built in the 1890's. Mr. Pollack thanked the Public Works staff for the help they gave us with this project. He also thanked the Public Works Committee for allowing Erdmann Anthony to be a part of this. We really appreciate our relationship with the County. Mr. Catherman stated it was a challenging project and it is probably the last bridge in the County worthy of saving for its historic significance. Hopefully it'll hold up for another 100 years. Ms. Spears stated they will also be presenting a plaque to the Town of Campbell later this morning. **CONGRATULATIONS STEVE!**

B. Property Release – Mr. English stated in 1966, the County took an option with a landowner to cut trees on CR74 in the Town of Pulteney. There is a title problem associated with this option so the lawyers would like us to release the option. Discussion followed.

MOTION: AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO EXECUTE THE NECESSARY DOCUMENTATION TO RELEASE THE OPTION ON PROPERTY ALONG COUNTY ROUTE 74 IN THE TOWN OF PULTENEY MADE BY MR. NIELSEN. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

C. Surplus Property – Mr. Spagnoletti stated there is a piece of county-owned property on the corner of Eagle Valley Road and CR 11. It is 250 feet long by 60 feet wide and we'd like to declare it as surplus property.

MOTION: DECLARING COUNTY-OWNED PROPERTY AT THE CORNER OF CR11 AND EAGLE VALLEY ROAD AS SURPLUS AND AUTHORIZING THE SALE OF SAID PROPERTY IN THE COUNTY TAX AUCTION MADE BY MR. MCALLISTER. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 5-0. Resolution Required.

V. LANDFILLS

A. Revenue and Expenses 2005 – Mr. Spagnoletti stated our tonnage has increased considerably over the years. We've gone from \$4 million in revenue in 2000 to \$4.9 million in 2005. We built the first cell last year and it has a capacity of 569,000 tons. The total cost for construction and engineering for the cell, including the permit for 4 cells, was \$6,375,000. The cost for the final cap is projected at approximately \$1.6 million with \$826,000 in State reimbursement. The combined post closure cost and final cap is \$1,437,250 bringing the total cost for the cell to \$7,812,250. Therefore, the cost of the space is \$13.73/ton based upon the closure costs and the tonnage capacity of the cell. Discussion followed.

Mr. Spagnoletti stated based upon an accrual method, the expenses for the landfills total \$4,888,000 and the revenue was \$4,879,223 resulting in a deficit of \$8,777. In 2006, they are projecting those expenses to increase by \$450,000 so he will be addressing that at next month's meeting. He stated in recycling, they make money on appliances and metal (\$21/ton), but they lose money on the glass, plastic, paper, cardboard, tin and tires (-\$20/ton). He noted it costs \$31.31 to bury garbage so financially, they save \$11/ton by recycling. As for the transfer stations, it costs \$75/ton to handle garbage at the transfer stations. Essentially, the Bath Landfill makes up for what they lose at the transfer stations. For the out of county garbage, they receive 19,722 tons generating \$503,607 in revenue. When figuring in the space cost of \$13.73, the total revenue is actually \$232,824. Discussion followed.

VI. BIDS

A. Prestressed Concrete Bridge Beams; BR#68-9 over Crosby Creek, Town of Hornellsville – Mr. Spagnoletti stated they received two bids with LC Whitford being the low bidder.

MOTION: AWARDING THE PRESTRESSED CONCRETE BRIDGE BEAMS; BR#68-9 OVER CROSBY CREEK, TOWN OF HORNELLSVILLE BID TO LC WHITFORD OF WELLSVILLE, NY, FOR \$59,690 MADE BY MR. MCALLISTER. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

B. Cold In-Place Recycling – Mr. Spagnoletti stated these are the projects that are funded by the tobacco revenue. Two bids were received. He recommended awarding the bid to the lowest bidder by project.

MOTION: AWARDING THE COLD IN-PLACE RECYCLING BID AS FOLLOWS: CR66 TO CENTRAL ASPHALT OF WATKINS GLEN, NY, FOR \$94,305; CR14 TO MIDLAND ASPHALT OF TONAWANDA, NY, FOR \$169,866.60; CR73 TO MIDLAND ASPHALT FOR \$263,865.30; CR119 TO MIDLAND ASPHALT FOR \$174,521.60; CR121 TO MIDLAND ASPHALT FOR \$146,704.80; AND CR123 TO MIDLAND ASPHALT FOR \$118,004.46 MADE BY MR. MCALLISTER. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

C. Durable Pavement Marking – Mr. Spagnoletti stated two bids were received. He recommended awarding the bid to the lowest bidder.

MOTION: AWARDING THE DURABLE PAVEMENT MARKING BID TO ZEBRA PAINT STRIPING OF N. HORNELL, NY, FOR \$213,708 MADE BY MR. ISAMAN. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

D. Crushed Limestone – Mr. Spagnoletti stated two bids were received with Hanson Aggregates being the low bidder.

MOTION: AWARDING THE CRUSHED LIMESTONE BID TO HANSON AGGREGATES NEW YORK, INC., OF PAVILION, NY, FOR \$531,909.65 MADE BY MR. NIELSEN. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

VII. OTHER BUSINESS

Mr. Spagnoletti stated he has a scheduling conflict for next month's meeting and would like the Committee's permission to change the date of the meeting. *Next meeting will be held on Thursday, June 8th at 9:00 a.m.*

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.E. COLLECTIVE NEGOTIATIONS PURSUANT TO ARTICLE FOURTEEN OF THE CIVIL SERVICE LAW MADE BY MR. ISAMAN. SECONDED BY MR. MCALLISTER AND DULY CARRIED.

MOTION TO ADJOURN EXECUTIVE SESSION AND RECONVENE IN REGULAR SESSION MADE BY MR. MCINTYRE, SECONDED BY MR. NIELSEN AND DULY CARRIED.

MOTION: DECLARING MARTIN BROOKS NON-COMPLIANT WITH THE ROADSIDE MOWING BID SPECIFICATIONS AND AWARDING THE BID ON A LINE-ITEM BASIS TO THE SECOND-LOWEST BIDDER ON EACH ITEM: PHELAN FARMS OF PAINTED POST, NY, AND MICHAEL WHITE OF ADDISON, NY, MADE BY MR. MCINTYRE. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

MOTION TO ADJOURN MADE BY MR. MCINTYRE, SECONDED BY MR. NIELSEN AND DULY CARRIED.

Respectfully submitted by,

Brenda K. Mori
Deputy Clerk
Steuben County Legislature

**NEXT MEETING SCHEDULED FOR
Thursday, June 8, 2006
9:00 a.m.**

STEBEN COUNTY PUBLIC WORKS COMMITTEE

Thursday, June 8, 2006

9:00 a.m.

**Legislative Committee Conference Room
Steuben County Office Building
3 East Pulteney Square
Bath, New York**

MINUTES

Committee: Robert V. Nichols, Chair Kenneth E. Isaman, Vice Chair L. Ronald Nielsen
Patrick F. McAllister Thomas J. McIntyre

Legislators: Philip J. Roche John Walsh

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

Other: Kevin Voorhees, Barton & Loguidice Mary Perham, *Leader*
Tony Berelli, Bergmann Associates Andrew Roby, Law Department Intern

I. CALL TO ORDER

The meeting was called to order by Mr. Nichols at 9:00 a.m.

II. PLEDGE OF ALLEGIANCE

Mr. McIntyre led the group in the Pledge of Allegiance.

III. APPROVAL OF MINUTES

MOTION APPROVING THE MINUTES OF THE MAY 2, 2006, MEETING MADE BY MR. ISAMAN. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIED 5-0.

IV. DESIGN AWARD

A. Design Award – Mr. Berelli stated he's here today to present Steve Catherman with a design award for the CR85 Bridge in Tuscarora. He stated the Western New York Chapter of the Association of Bridge Construction and Design presents only one bridge award and two honorable mentions per year for bridges open to traffic the previous year. They received an honorable mention for the design of this bridge. He presented Mr. Catherman with the award. Mr. Berelli stated he enjoyed working with Steve on this very challenging project. Mr. Nichols stated on behalf of the Committee I would like to thank Mr. Catherman, Bergmann Associations, Mr. Spagnoletti, the Law Department and everyone else involved in the project for all of their hard work to get this done. **CONGRATULATIONS STEVE!**

V. LANDFILL

A. Transfer and Close Capital Projects – Mr. Spagnoletti stated he would like to close some capital projects and transfer the funds into another capital project. He requested authorization to close and transfer the following projects into the Bath Landfill Equipment Shop (6207): Transfer Station Renovation (9902) \$219.80; Rehab Leachate Loadout (7301) \$18,175.38; Erwin Transfer - Scales (6905) \$2,764.00; Erwin Engineer Study (6902) \$20,691.81; Lindley/Gibson Cap Design (6402) \$1,924.05; Bath Repermit/Turnpike Road (6203) \$10,000.00; and Bath Scrap Metal Area (6202) \$8,541.07; a total transfer of \$62,316.11.

Mr. Spagnoletti stated he would also like to close and transfer \$32,717.22 from the Lindley Fence/Paint Project (6401) to the Lindley Road Rebuild Project (6404). Discussion followed.

MOTION: AUTHORIZING THE CLOSURE OF THE FOLLOWING BATH LANDFILL CAPITAL PROJECTS TOTALING \$62,316.11: TRANSFER STATION RENOVATION (9902) \$219.80; REHAB LEACHATE LOADOUT (7301) \$18,175.38; ERWIN TRANSFER - SCALES (6905) \$2,764.00; ERWIN ENGINEER STUDY (6902) \$20,691.81; LINDLEY/GIBSON CAP DESIGN (6402) \$1,924.05; BATH REPERMIT/TURNPIKE ROAD (6203) \$10,000.00; AND BATH SCRAP METAL AREA (6202) \$8,541.07; AND TRANSFERRING THE BALANCE OF FUNDS TO THE BATH LANDFILL EQUIPMENT SHOP CAPITAL PROJECT (6207) MADE BY MR. ISAMAN. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 5-0. Resolution Required.

MOTION: AUTHORIZING THE CLOSURE OF THE LINDLEY FENCE/PAINT CAPITAL PROJECT (6401) AND TRANSFERRING THE BALANCE (\$32,717.22) TO THE LINDLEY LANDFILL ROAD REBUILD CAPITAL PROJECT (6404) MADE BY MR. MCALLISTER. SECONDED BY MR. MCINTYRE. ALL BEING IN FAVOR. MOTION CARRIES 5-0. Resolution Required.

Mr. Orcutt noted there is another project they would like to close and transfer. Mr. Spagnoletti stated they would like to close the Erwin Remediation/Engineering Project and transfer the balance to the Erwin Relocation Project to provide funding due to a reduction in state aid for the Erwin landfill relocation project. Considerable discussion followed. *Mr. Spagnoletti requested this issue be postponed until the July meeting.*

B. 2006 Revenues and Expenses – Mr. Spagnoletti stated as he presented last month, they will be operating at a deficit in the landfill division by the end of the year. This, in turn, affects the tipping fees. In 1994 the tipping fee was \$62/ton and we've dropped it consistently to the current \$36/ton at the landfill. The per bag price was and still is \$1.50. He noted they did drop the price to \$1.25 for a couple of years.

Mr. Spagnoletti displayed a chart showing the tipping fees for surrounding and similar county landfills. Steuben County has one of the lowest tipping fees based upon this chart. Discussion followed.

Mr. Spagnoletti displayed a chart showing the projected 2006 Landfill Revenue/Expenses. On an accrual basis, expenses are \$5.2 million and revenue is \$4.8 million for a deficit of \$327,130. He noted that every year the expenses would increase \$130,000 due to inflation. On a cash flow basis, where they remove the depreciation factor, the landfill is operating with final revenue of \$1,811. They use the accrual basis so they are putting money aside to work with in the future.

Mr. Spagnoletti reviewed the revenue and expenses for the transfer stations. He noted the chart shows that the loss basically comes from the transfer stations. The total cost per ton for garbage at the transfer stations is \$79/ton and we charge \$50/ton. The burial cost is \$34/ton. He noted that the out of county garbage brings in revenue of \$184,019. Discussion followed.

Mr. McIntyre asked why don't we take in more garbage then? Mr. Spagnoletti stated we are always getting calls to accept more garbage. He displayed a chart showing some options. One option is to increase the tipping fees. We take in 83,000 tons of in-county garbage. If we raised the fee by \$2/ton we would bring in \$166,000 in additional revenue. If we raise the cost per bag by \$.50 it would increase our revenue by \$140,000 as we currently bring in 280,000 bags. The total increase in revenue for both these options is \$306,000.

Mr. Spagnoletti stated another option is bringing in more outside private garbage. If we allowed 30,000 tons at approximately \$28.00/ton, it would result in \$840,000 in revenue. The cost of the space is \$16.50/ton, which translates to \$495,000. If we include additional fuel and repair costs of \$30,000, we'd still net \$315,000 in additional revenue. If the committee agrees to either one of these options, they will be back to the level they should be. If they do both options, they will also be in a better place for the future. Discussion followed.

Mr. Isaman asked what are we permitted for? Mr. Spagnoletti stated we are permitted to accept 157,000 tons per year. This option would bring us to 133,000 tons.

Mr. Alger asked is the \$900,000 the bond payment from here on out? Mr. Spagnoletti stated the bond payment keeps raising up to \$1,005,000 in 2010. If they don't do anything, they will end up with \$300,000 in losses every year and then they won't have enough money to build the next cell.

Mr. Nichols asked how many years of life are there on the cell? Mr. Spagnoletti stated 5 years. Mr. Nichols asked how many years on the bond? Mrs. Whitehead stated 5 years. Discussion followed.

Mr. Ahrens stated that Option 2 clearly states that Steuben County residents pay \$36/ton and outside residents pay \$28/ton. The residents of Steuben County own the landfill and you are proposing to use that to subsidize the cost of the outside residents' garbage.

Mrs. Whitehead noted that from an accounting perspective, they shouldn't be charging all of the expenses back to the Steuben County residents, which is what they are doing. They should calculate the reduced cost and spread it across all of the garbage.

Mr. Spagnoletti stated that is an incremental change. More volume means more efficiency, which lowers the cost. Mr. Alger stated there is a distinct difference between the public outside garbage and the private hauler who brings in outside garbage. He thinks they can make a stronger argument for bringing in outside municipal waste than outside private waste.

Mr. Spagnoletti stated he agrees and when they first started talking about it, they agreed to bring in municipal waste only. However, right now there is no more municipal waste available. Considerable discussion followed.

Mr. McIntyre stated we need to make sure we have money in the bank. The \$2/ton increase isn't unreasonable and we would be in line with surrounding counties if we raised the per bag price.

Mr. Isaman asked what about flow control? Mr. Spagnoletti stated currently we accept 80,000 tons of in-county garbage and Casella takes about 20,000 tons out of county. With flow control, we'd end up with the same tonnage as we are accepting now. Discussion followed.

Mr. Spagnoletti noted that two counties on this chart have flow control and they are charging \$87/ton and \$62/ton. That's what happens with flow control. The county loses accountability and the price gets increased considerably.

MOTION: INCREASING THE TIPPING FEES AT THE BATH LANDFILL AND TRANSFER STATIONS BY \$2/TON AND INCREASING THE PER BAG PRICE BY \$.50/BAG MADE BY MR. NIELSEN. SECONDED BY MR. MCINTYRE. ALL BEING IN FAVOR. MOTION CARRIES 5-0. Resolution Required.

Mr. Isaman stated he would like a study on flow control and what the impacts would be. He would like the political ramifications, legal ramifications, etc. Mr. Ahrens stated the issue is still in the Supreme Court and if they approve it, they will have to proceed with it anyway. There are some other dynamics that deal with the marketplace. They might want to hold off on the study until they receive the Supreme Court decision.

C. Announcement - Mr. Spagnoletti announced that they will be holding the Electronics Collection day on Saturday, June 10th at the Hornell transfer station.

VI. HIGHWAYS/BRIDGES

A. Soil & Water Conservation Contract – Mr. Spagnoletti requested approval of the agreement with the Soil & Water Conservation District for hydroseeding.

MOTION: APPROVING THE HYDROSEEDING CONTRACT WITH THE SOIL AND WATER CONSERVATION DISTRICT MADE BY MR. MCINTYRE. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

B. CR85 Bridge Agreement Amendment – Mr. Catherman requested approval of a supplemental agreement to include additional Marchiselli funding in the amount of \$1,950.

MOTION: APPROVING A SUPPLEMENTAL AGREEMENT WITH NEW YORK STATE FOR THE CR85 BRIDGE TO INCLUDE ADDITIONAL MARCHISELLI FUNDING IN THE AMOUNT OF \$1,950 MADE BY MR. ISAMAN. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 5-0. Resolution Required.

C. Saunders Road – Rathbone – Mr. Catherman requested approval of a supplemental agreement to include Marchiselli funding for the design and right of way of the Saunders Road Bridge. He noted this would bring them to the full 15% funding.

MOTION: APPROVING THE SUPPLEMENTAL AGREEMENT WITH NEW YORK STATE FOR THE SAUNDERS ROAD BRIDGE DESIGN AND RIGHT OF WAY MADE BY MR. MCINTYRE. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0. Resolution Required.

D. Budget Transfer - Mr. Catherman stated this change would increase the County's right of way share by \$5,000. He requested authorization to transfer \$5,000 from the CR85 Bridge Capital Project (5120H6) to the Saunders Road Bridge - Rathbone Capital Project (5120H7).

MOTION: AUTHORIZING THE TRANSFER OF \$5,000 FROM THE CR85 CAPITAL PROJECT TO THE SAUNDERS ROAD CAPITAL PROJECT MADE BY MR. MCALLISTER. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 5-0. Resolution Required.

E. Wheeler – Fritz Hill Road – Mr. Spagnoletti stated the Town of Wheeler needed to make an emergency purchase of pan decking for Fritz Hill Road. He stated the County had it available so they allowed them to purchase the decking for \$1,500. He requested authorization for this emergency sale.

MOTION: APPROVING THE EMERGENCY SALE OF PAN DECKING TO THE TOWN OF WHEELER FOR \$1,500 MADE BY MR. NIELSEN. SECONDED BY MR. MCINTYRE. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

F. Cohocton Drainage Project - Mr. McAllister stated he and Mr. Spagnoletti had a meeting with Senator Winner to discuss the CR39/Cohocton Drainage Project. He stated they have been working on this joint project for a few years and the State had come up with their share of the money but the County, with its financial restraints, could not. Therefore, they asked Senator Winner to fund a portion of that project. They had a good discussion and the bottom line is they have a good feeling that if everything stays the same, the money would be available. It wouldn't be the full amount, but he is willing to put in \$331,000 which covers a substantial amount of the County's share. The total county share is \$662,000 and the total project is \$1.7 million.

G. Village of Avoca – Mr. Spagnoletti stated the Village of Avoca would like to take ownership of a piece of State-owned property on SR415. He stated last month Mr. Ahrens encouraged them to complete an environmental review before they pass the property through. The review has been completed and there is no problem with the land. He requested authorization to accept the land from NYS DOT so they can pass it on to the Village of Avoca. Mr. English stated this is a two-part, three party transaction. It is a conveyance from the State to the County, and then a conveyance from the County to the Village of Avoca.

MOTION: AUTHORIZING A THREE PARTY TRANSACTION BETWEEN NYS DEPARTMENT OF TRANSPORTATION, THE COUNTY OF STEUBEN AND THE VILLAGE OF AVOCA RELATIVE TO PROPERTY LOCATED ON SR415 SUBJECT TO THE APPROVALS OF THE STATE AND VILLAGE MADE BY MR. MCINTYRE. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 5-0. Resolution Required.

H. Asphalt Price Escalation - Mr. Foster distributed copies of a summary on the asphalt price escalation. The base price last September was \$229 and, as of June 1st, it jumped to \$349. He noted there was a 30 percent increase in two month's time. As a result, the chip seal program will have an increase of \$200,000 to complete the exact number of miles scheduled. He stated they are hoping to cover some of this overrun but, if not, they may have to cut back on the number of miles.

Mr. Foster stated the overlay projects saw an 18 percent increase and each month the price can go up or down. For the recycle jobs, which entail both the emulsion and overlay, they only have to pay the escalation of the oil. The overage would be \$77,760 for one project and \$57,450 for the other project. Discussion followed.

I. Informational - Mr. Foster announced that one of the new trucks and dozers has been delivered. They are outside in the parking lot if anyone would like to see them.

J. Other - Mr. Nichols stated he received a letter from Tracey Equipment complaining about the liquidated damages clause in the bids. Mr. Spagnoletti stated he and Mr. Gleason have been discussing it and they are working on resolving the issue.

VII. BIDS

A. Premix Ice Control Sand – Mr. Spagnoletti recommended awarding the FOB bid to all bidders and to the low bidder on a line item basis delivered to the county shops and the town shops.

MOTION: AWARDING THE PREMIX ICE CONTROL SAND FOB BID TO THE FOLLOWING: HUB BOY GRAVEL OF AVOCA; KNIGHT SETTLEMENT SAND & GRAVEL OF BATH; HANSON AGGREGATES NEW YORK OF PAVILION; BUFFALO CRUSHED STONE, INC., OF BUFFALO; AND SKUBA CONSTRUCTION MATERIALS OF ALMOND; AWARDING THE DELIVERED TO COUNTY SHOPS BID TO THE FOLLOWING: BUFFALO CRUSHED STONE, INC., OF BUFFALO FOR GREENWOOD; HANSON AGGREGATES NEW YORK OF PAVILION FOR SONORA AND CORNING COMMUNITY COLLEGE; AND TO HUB BOY GRAVEL OF AVOCA FOR CATON, COHOCTON, CURTIS, HOWARD, MT. WASHINGTON, PRATTSBURGH AND WOODHULL; AND AWARDING THE DELIVERED TO TOWN SHOPS BID TO THE FOLLOWING: BUFFALO CRUSHED STONE, INC., OF BUFFALO FOR WEST UNION; HANSON AGGREGATES NEW YORK OF PAVILION FOR WAYNE; AND HUB BOY GRAVEL OF AVOCA FOR THE REST OF THE TOWN SHOPS MADE BY MR. MCINTYRE. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

B. Ice Control Sand – Mr. Spagnoletti recommended awarding the FOB bid to all bidders and to the low bidder on a line item basis delivered to the county shops and the town shops.

MOTION: AWARDING THE ICE CONTROL SAND FOB BID TO THE FOLLOWING: BLADES CONSTRUCTION PRODUCTS OF HORNEILL; BUFFALO CRUSHED STONE OF BUFFALO; DALRYMPLE GRAVEL & CONTRACTING OF PINE CITY; ELAM SAND & GRAVEL CORPORATION OF WEST BLOOMFIELD; HANSON AGGREGATES NEW YORK OF PAVILION; HUB BOY GRAVEL OF AVOCA; KNIGHT SETTLEMENT SAND & GRAVEL OF BATH; AND SKUBA CONSTRUCTION MATERIALS OF ALMOND; AWARDING THE DELIVERED TO COUNTY SHOPS BID TO THE FOLLOWING: BUFFALO CRUSHED STONE OF BUFFALO FOR GREENWOOD; ELAM SAND & GRAVEL OF WEST BLOOMFIELD FOR COHOCTON; HANSON AGGREGATES NEW YORK OF PAVILION FOR PRATTSBURGH AND CORNING COMMUNITY COLLEGE; AND HUB BOY GRAVEL OF AVOCA FOR CATON, CURTIS, HOWARD, MT. WASHINGTON, SONORA AND WOODHULL; AND AWARDING THE DELIVERED TO TOWN SHOPS BID TO THE FOLLOWING: BUFFALO CRUSHED STONE OF BUFFALO FOR GREENWOOD, HORNELLSVILLE AND WEST UNION; HANSON AGGREGATES NEW YORK OF PAVILION FOR CORNING, ERWIN, HOWARD, PULTENEY, THURSTON AND WAYNE; AND TO HUB BOY GRAVEL OF AVOCA FOR THE REST OF THE TOWN SHOPS MADE BY MR. MCALLISTER. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

C. Hydraulic Tools and Power Unit – Mr. Spagnoletti stated the low bidder, Matlack Sales & Marketing Inc., did not meet specifications. He recommended awarding the bid to Linemens Supply, Inc., for \$9,995.

MOTION: AWARDING THE HYDRAULIC TOOLS AND POWER UNIT BID TO THE SECOND LOWEST BIDDER, LINEMENS SUPPLY, INC., OF BINGHAMTON FOR \$9,995 AS THE LOWEST BIDDER DID NOT MEET SPECIFICATIONS MADE BY MR. ISAMAN. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

D. Pavement Grinding Equipment Rental – Mr. Spagnoletti stated they received one bid as the specifications were for a 10-foot wide grinder. He noted most machines are 6 to 8 feet wide. He recommended awarding the bid to the lone bidder.

MOTION: AWARDING THE PAVEMENT GRINDING EQUIPMENT RENTAL BID TO CENTRAL ASPHALT OF WATKINS GLEN MADE BY MR. MCALLISTER. SECONDED BY MR. MCINTYRE. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

E. Trailer Mounted Trash Pump – Mr. Spagnoletti stated the two lowest bidders didn't meet specifications. The third lowest bid is too high. He recommended rejecting the bid.

MOTION: REJECTING THE TRAILER MOUNTED TRASH PUMP BID AS THE TWO LOWEST BIDDERS DIDN'T MEET SPECIFICATIONS AND THE THIRD LOWEST BID IS TOO HIGH MADE BY MR. ISAMAN. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

F. Highway Base Spreader Box – Mr. Spagnoletti stated they received one bid and he recommended awarding it to SC Hansen.

MOTION: AWARDING THE HIGHWAY BASE SPREADER BOX BID TO SC HANSEN, INC., OF HORNEILL FOR \$28,295 MADE BY MR. NIELSEN. SECONDED BY MR. MCINTYRE. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

G. Pre-Engineered Dry Chemical Fire Suppression System – Mr. Spagnoletti recommended awarding the bid to Northeast Petroleum.

MOTION: AWARDING THE PRE-ENGINEERED DRY CHEMICAL FIRE SUPPRESSION SYSTEM BID FOR THE WOODHULL SHOP TO NORTHEAST PETROLEUM FOR \$15,595 MADE BY MR. NIELSEN. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

H. Contract Extension - Mr. Spagnoletti stated the existing contract with Upstate Laboratories for well monitoring has an extension clause included in it. The extension would take the contract to August 2006. He requested authorization to extend the contract until August and then they will solicit new bids.

MOTION: EXTENDING THE CONTRACT WITH UPSTATE LABORATORIES FOR WELL MONITORING UNTIL AUGUST 2006 MADE BY MR. MCINTYRE. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

The Committee agreed to move the July Meeting to Thursday, July 6, 2006 at 9:00 am.

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

Respectfully submitted by,

Brenda K. Mori
Deputy Clerk
Steuben County Legislature

**NEXT MEETING SCHEDULED FOR
Thursday, July 6, 2006
9:00 a.m.**

STEUBEN COUNTY PUBLIC WORKS COMMITTEE

Thursday, July 6, 2006

9:00 a.m.

Legislative Committee Conference Room
Steuben County Office Building
3 East Pulteney Square
Bath, New York

MINUTES

Committee: Robert V. Nichols, Chair Kenneth E. Isaman, Vice Chair L. Ronald Nielsen
Patrick F. McAllister Thomas J. McIntyre

Legislators: John Walsh

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

Other: Kevin Voorhees, Barton Loguidice
Mary Perham, *Leader*

I. CALL TO ORDER

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

II. APPROVAL OF MINUTES

MOTION APPROVING THE MINUTES OF THE JUNE 8, 2006, MEETING MADE BY MR. MCINTYRE. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

III. HIGHWAYS

A. Multi-Modal Funding – Mr. Spagnoletti stated they are rebuilding 2 miles on the south end of CR2. Senator Winner and Assemblyman Bacalles have secured \$75,000 in funding to be used for this project. He requested authorization to accept and transfer the funding. He also needs authorization to sign the contracts associated with this funding.

MOTION: ACCEPTING \$75,000 IN MULTI-MODAL FUNDING INTO ACCOUNT #999901.4.3505000 AND TRANSFERRING THE SAME INTO ACCOUNT #511200.5.250000; AND AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO SIGN THE APPROPRIATE CONTRACTS MADE BY MR. MCALLISTER. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0. Resolution Required.

Mr. Isaman requested Mr. Spagnoletti write a letter to Senator Winner and Assemblyman Bacalles to be signed by the entire Committee thanking them for the funding

B. CHIPs Funding – Mr. Spagnoletti stated he included \$2,899,515 in CHIPs funding in the 2006 budget. He recently learned they are receiving \$3,158,520.30. He requested authorization to appropriate that funding into account #511200.5.250000.

MOTION: APPROPRIATING \$259,005.30 IN ADDITIONAL CHIPS FUNDING TO ACCOUNT #511200.5.250000 MADE BY MR. NIELSEN. SECONDED BY MR. MCINTYRE. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

C. Road Costs & Inflation – Mr. Spagnoletti stated last year we saw a significant increase in prices and this year they have skyrocketed. Blacktop has increased 30% and diesel has increased 40%. When they projected the road program in March, they had \$3.8 million in the budget. That's a good number as previous projections have shown that they would need \$3.5 million annually to keep the roads at a good road rating. However, due to the inflation, they are projecting that they would now need approximately \$4.3 million to break even on the road construction program. Discussion followed.

D. Town Crusher – Mr. Spagnoletti stated he and Legislator Farrand got together with the towns of Tuscarora, Woodhull, Jasper and Cameron to discuss an arrangement to use their crusher. He noted the four towns purchased the crusher through a shared services program. He stated they have agreed to an arrangement where the County would pay \$4,000 in rental funding for 2 weeks of use. He noted that the money would go into the Towns' shared services account which is used for the maintenance of the crusher. Discussion followed.

IV. LANDFILL

A. Tonnage – Mr. Spagnoletti stated his department has been discussing this issue since the last meeting. He stated he doesn't know if he was clear enough about another option. The additional fees authorized last month will bring them to a break-even point. Inflation, however, will raise the cost to operate the landfill every year. They can continue to break even by raising that tonnage cost every year. Another option would be to accept additional outside garbage and keep the tipping fees the same. However, you would fill the cell one year earlier than projected at the current tonnage rate. A key issue is that if they bring in the outside tonnage and fill the cell earlier, they might also end up with two bond payments in one year; one payment for the old cell and one for the new. Discussion followed.

Mr. Spagnoletti stated he would like to do an analysis of the landfill division for this cell and the next three cells they are going to build. It will show the cash flow all the way to the end to provide them a better picture. He stated up until yesterday, he was pretty intent that the right thing to do was take in the additional outside garbage. However, if we raise the tipping fee \$1 per ton each year, they would still break even. He noted he would like to have more of a long-term picture before they make a recommendation.

Mr. Nielsen stated he's not in favor of increasing the tipping fee a \$1 per year because soon that would get out of hand. Mr. Isaman asked if you take in 20,000 more tons, would you have to hire more people? Mr. Spagnoletti stated they could take on the additional tonnage without adding staff.

Mr. Voorhees, Barton & Loguidice, stated if taking a long term view backwards, 12 to 15 years ago they were paying considerably more in tipping fees. In 1994, the County was charging \$62/ton and now they are charging \$36. I don't believe the haulers ever lowered their prices. Your fees have been going down the last 15 years and you need to reverse that trend because you have to start putting funds away towards the capping of the landfill. Mr. Spagnoletti stated to cap both the old and new landfill, including the leachate, it will cost \$7.2 million. They have \$7 million towards that right now so they are in good shape for capping it. Discussion followed.

Mr. Voorhees noted they could get revenue from taking in additional leachate and from the gas collection system. Mr. McAllister stated he feels the landfill is a great service to the taxpayers and we shouldn't be making money off of it, just break even. Mr. Alger noted that we have not yet concluded how we can solicit bid for outside garbage in a fashion that would reflect positively on what you want to accomplish. There's more analysis needed on this because there are some legal ramifications. The bid has to provide for competition among the bidders. Discussion followed. ***Mr. Spagnoletti will complete the analysis and bring it back to the Committee for review.***

B. Clean Sweep – Mr. Spagnoletti stated they have been holding a farm hazardous waste day and a household hazardous waste day for several years. Apparently the NYS DEC and the Department of Agriculture and Markets will be holding these types of collection days in our region this year. Mr. Orcutt stated the program is called "Clean Sweep" and they will be coming through and collecting these items. There are three dates that they will be collecting in Allegany, Steuben and Chemung Counties. Mr. Spagnoletti stated if they aren't in our region again next year, the County will resume its program. Mrs. Kastner noted that the collection days will be held in Hornell sometime in November.

C. Tire Amnesty – Mr. Spagnoletti stated that this year they collected 41 tons of tires, which equates to 3,800 tires. They conducted the collection on the basis of allowing people to bring in four tires for free and then pay \$2.50/tire for each one over four. It costs the County \$7,700 to dispose of the tires and another \$8,000 for labor and equipment. In 2004 they collected 8,000 tires and 7,000 tires in 2005. He's not sure why the number dropped but it may be that in the past they charged \$1/tire for each one over four. At any rate they receive many thanks from the public for doing this program. He noted they received many compliments for the computer recycling day too.

V. **BIDS**

A. Household Hazardous Waste Day – Mr. Spagnoletti recommended awarding the bid to the lowest bidder.

MOTION: AWARDING THE COLLECTION & DISPOSAL OF HOUSEHOLD HAZARDOUS WASTE RFP TO ENVIRONMENTAL SERVICE GROUP FOR \$17,913.65 MADE BY MR. NIELSEN. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

B. Bath Landfill Maintenance Facility – Mr. Spagnoletti stated they received two bids with Elmira Structures being the low bidder. He stated that this is for the basic building and they have enough funding to cover the cost. The bid does not include the heating, electric or plumbing. They will have to bid those out separately.

MOTION: AWARDING THE BATH LANDFILL MAINTENANCE FACILITY BID TO ELMIRA STRUCTURES OF ELMIRA, NY, FOR \$424,500 TOTAL WHICH INCLUDES ITEMS ONE AND TWO MADE BY MR. MCINTYRE. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

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.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. ISAMAN. 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. NIELSEN. SECONDED BY MR. MCINTYRE. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

MOTION TO ADJOURN MADE BY MR. MCINTYRE. 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
Tuesday, August 1, 2006
9:00 a.m.**

STEBEN COUNTY PUBLIC WORKS COMMITTEE

Tuesday, August 1, 2006

9:00 a.m.

Legislative Committee Conference Room

Steuben County Office Building

Bath, New York

****MINUTES****

- COMMITTEE:** Robert V. Nichols, Chair Kenneth E. Isaman, Vice Chair Patrick F. McAllister
 Thomas J. McIntyre L. Ronald Nielsen

- STAFF:** Vincent Spagnoletti Mark R. Alger Bryce Foster
 Phil Hink Doreen Ames Pete Messmer
 Scott Martinez John Emo Steve Orcutt
 Nancy Smith Jacques Begin James Gleason
 Steve Catherman Frederick H. Ahrens, Jr. David English
 Kathryn Biehl

- LEGISLATORS:** Philip J. Roche, Esq. John Walsh

- OTHER:** Mary Perham, *The Leader*

I. CALL TO ORDER

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

II. APPROVAL OF MINUTES

MOTION: APPROVING THE MINUTES OF THE JULY 6, 2006 MEETING MADE BY MR. ISAMAN. SECONDED BY MR. NICHOLS. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

III. DEPARTMENTAL REPORTS/REQUESTS

A. Landfill

1. **Future Expansion** – Mr. Orcutt provided the committee with an overview of future landfill expansion. Currently they are using a 31-acre section where the cells have been designed for 2.1 million tons. We have estimated that this area will have a life of 21 years at our current rate. For this area, we will be at our limit in approximately 2026. Mr. Orcutt explained they have another area of 74 – 76 acres that can be developed, which would hold 7.5 million tons and would have a 74-year life at our current rate. The mining area consists of 78 acres and we are looking at roughly 7.9 million tons to go in there. That will have a life of 79 years. Overall, the entire site will take in 17.5 million tons and will have a life of 174 years.

2. **Personnel** – Mr. Spagnoletti informed the committee that Scott Martinez will be leaving, having accepted a position in Florida where he will be in charge of building sound barriers for the entire southwest corner of the State. Mr. Mark Amman, who is regional field inspector on landfills from the Department of Environmental Conservation, has stated that Steuben County has the best run landfill in the State and questions whether we can keep that up with Mr. Martinez gone. I have known Scott for over 20 years and because of his strengths he has always been given the toughest of jobs, and he has always succeeded. I am very fortunate to have him as a friend and thank him for his loyalty and professionalism. Mr. Spagnoletti introduced John Emo who will be taking over. Mr. Nichols thanked Mr. Martinez on behalf of the committee for his years of service to the County. It has been a pleasure and we wish you the best.

3. **Old Bath Landfill** – Mr. Spagnoletti commented that this item will be discussed in Executive Session.

B. Highways and Bridges

1. **Highway Engineer** – Mr. Spagnoletti introduced Peter Messmer, the Highway Engineer. Among his many accomplishments, Mr. Messmer has worked with the Army Corps of Engineers, was a town supervisor in Tompkins County and has several publications. He is noted as being the best rural road designer in the State. His job duties with us will entail scheduling roads, designing how they will be built and going into the field and doing quality control over the work and materials. Mr. Messmer stated it is a pleasure to be here. He is very excited about what he sees in this County and is looking forward to working here. He commended the highway department for doing a great job and stated that it was his pleasure to be able to join them.

2. **Road Work Status** – Mr. Foster presented the committee with a brief overview of the work they have completed during this road construction season. They have a very busy and aggressive schedule. They have done 40 miles of chip sealing to-date. They also have been working on the six tobacco projects and those have all been completed with the exception of CR 66. Mr. Foster stated they are working on two overlay jobs on CR 44, which has been completed, and CR 26. The work on CR 92 is coming along well and should be completed today. Then they will move onto CR 2, CR 5, CR 17 and CR 18. He explained that with the grind and chip roads, they are hoping to get a 3 – 4 year life.

Mr. Foster stated in August, liquid asphalt took another jump and is now at \$396 per ton base price. Blacktop has jumped up an extra \$12.00 per ton. Mr. Messmer explained they are trying a new, three-step process on CR 92. The first step is to do an initial grind to break up the old pavement and this goes below the existing asphalt. The second step is to put down 5 inches of screen material and compact that. The third and final step is to do an oil injection and a second grinding process that mixes the first two steps and add an asphalt emulsion that produces a 9-inch deep base layer. This is a very powerful technique. Mr. McAllister stated he has driven this road and the only complaint has been the height, but he thought it looked good for the most part.

3. **Article** – Mr. Spagnoletti informed the committee that in the paper today, there is an article stating that seven culverts have been labeled as poor and remain open and the report included Steuben County. Our culvert has been repaired. Mr. Catherman explained, this culvert was flagged last summer, which is the last time that the State did an inspection. This culvert is located on CR 85 in the Town of Tuscarora. In October we repaired the culvert and the State removed the yellow flag.

C. Bids

1. **Leachate Hauling** – Mr. Spagnoletti recommended awarding to the low bidder, Ad Call and Sons.

MOTION: AWARDING THE BID FOR LEACHATE HAULING TO AD CALL & SONS FOR LINDLEY TO BATH \$77,265.00, BATH TO ITHACA \$208.80 AND LINDLEY TO ITHACA \$200.32 MADE BY MR. McINTYRE. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

2. **Freon Removal from White Goods and Small Appliances** – Mr. Spagnoletti recommended awarding the bid to the sole bidder, Artic Air.

MOTION: AWARDING THE BID FOR FREON REMOVAL AND RECYCLING FROM WHITE GOODS AND SMALL APPLIANCES TO ARTIC AIR OF HORNELL, NY AT A RATE OF \$6.95 PER UNIT MADE BY MR. McALLISTER. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

D. 16B Requests

1. **Mobile Work Program Supervisor** – Mr. Spagnoletti informed the committee that currently they have four (4) Mobile Work Program Supervisors. These individuals supervise crews that are put together by the Department of Social Services. Mrs. Biehl explained under TANF reauthorization, there have been changes to the employment requirements. There will be significant fiscal penalties if we don't meet the quotas. They have changed the rules so that anyone in drug/alcohol rehabilitation can participate for six weeks in a program and then their case will count against us if they are not employed. Individuals are allowed to be absent a maximum of ten days per year and no more than two days per month. There will be a five percent fiscal penalty and that will increase by two percent every year thereafter.

MOTION: RECOMMENDING THE APPROVAL OF THE 16B REQUEST OF THE PUBLIC WORKS DEPARTMENT FOR ONE MOBILE WORK PROGRAM SUPERVISOR AND FORWARDING TO THE ADMINISTRATION AND FINANCE COMMITTEES FOR THEIR REVIEW MADE BY MR. McINTYRE. SECONDED BY MR. NIELSEN.

Mr. Isaman asked are the penalties against the individuals? Mrs. Biehl replied they are sanctioned if they do not meet the requirements. She stated they would like to add another Mobile Work Program Supervisor as this would open up an additional 15 slots for the employment requirements. Mr. Isaman asked is this position reimbursable? Mr. Spagnoletti replied the Department of Social Services reimburses our department. Mrs. Biehl commented the cost is between \$6,000 and \$6,500.

VOTE ON PREVIOUS MOTION: ALL BEING IN FAVOR. MOTION CARRIES 5-0.

2. **Jr. Bridge Workers** – Mr. Spagnoletti informed the committee that this department originally had 200 employees and currently we have 160. He asked for more summer help for the bridge workers, but that does not replace the skilled people that you need to have to get the job done. They do approximately four bridges per year and you really need five people to build a small bridge. We typically have two to three people the majority of the time. Mr. Isaman asked how many bridge crew workers do you have? Mr. Spagnoletti replied we have 16 individuals. We have two bridge crews, each of which has four individuals. There is also an individual that splits their time between the two crews. When you factor in leave time, injuries, etc., if you need to have five or six people on each crew, you have to hire one more because of the amount of leave time that is being used. Currently we are only operating crews with 4 ½ people. If you take into account leave time, we only have 3 ½. Mr. Spagnoletti stated crews of this size are inefficient, there are safety issues and it is also demoralizing to ask two to three people to build a bridge.

Mr. Isaman asked if you have two crews of four building four bridges each year, why not have one crew with eight people to do the same amount of work? Mr. Catherman replied one crew working would not be able to get five bridges done. Mr. Nichols asked what will you do with these individuals during the winter? Mr. Spagnoletti replied Mr. Hink is setting up the bridge crew to plow snow. Mr. Catherman replied they do their box culvert program during the winter months and there is always flag work. He stated that he doesn't believe they could build five bridges in one year with one crew. You would need two different crews.

Mr. McIntyre asked why are you zero basing these positions? Mr. Spagnoletti replied these positions would not start until April of 2007. We didn't want to put them into the budget until the budget was approved. Mrs. Smith clarified, when you zero base a position, that means you have to go to the Finance Committee to ask for the money and the standing committee would activate the position. In this case, that process would most likely happen in March 2007. Mr. Alger stated the recommendation from Personnel is to zero base. The other option is to fund the positions for nine months.

Mr. Nichols asked, do we have enough money in the budget to build bridges? With the cost of the workers, are we down to building four bridges each year because we don't have enough capital? Mr. Alger replied the question is are these four additional positions going to generate more bridges? Mr. Spagnoletti stated we have a skeleton crew at 160 employees. We tried using summer help, but we can't make up what we need. These four additional worker would cost \$160,488 and after you factor in the costs of building a bridge we expect to see a savings of \$4,769. We have a good system for keeping up with bridge repairs and if we want to keep that good, we need to add the four positions.

Mr. McAllister asked what position would these individuals hold? Mr. Spagnoletti replied they would be Jr. Bridge Workers. Mrs. Smith commented they do have their CDL's and that's why they would set them up to plow during the winter months. Mr. Alger stated at this point, we need to look at this in the whole context of the budget. Mr. Spagnoletti makes a strong case for at least two of these positions. Mr. McAllister asked do you need these individuals in the winter for plowing? Mr. Spagnoletti replied we have set it up that the bridge crews will plow the Town of Cameron roads and CR2. We are all right now taking the bridge crew we currently have for plowing. Mr. Nichols asked do you have the extra equipment that you would need? Mr. Spagnoletti replied that he does have the equipment.

Mr. McIntyre commented that he believes two of these positions would be sufficient. Mr. Nielsen stated the budget will have a bearing on what will happen. Mr. Nichols commented we can send the four positions to the Finance Committee and see what they think. Mr. Alger stated if the positions are zero-based, they are not funded anyway. Before they get funded, they will come back to this committee. Your recommendation could be that the Finance Committee fund two and hold two.

MOTION: RECOMMENDING FUNDING TWO JR. BRIDGE WORKERS AND ZERO BASING AN ADDITIONAL TWO JR. BRIDGE WORKERS FOR THE PUBLIC WORKS DEPARTMENT AND FORWARDING TO THE ADMINISTRATION AND FINANCE COMMITTEES FOR THEIR REVIEW MADE BY MR. McINTYRE. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

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 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. ISAMAN. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

MOTION: ACCEPTING SUBSTANTIAL SECURITY AS OFFERED IN RESPECT OF THE ZEBRA STRIPING CONTRACT SUBJECT TO LAW DEPARTMENT REVIEW AND APPROVAL OF THE SECURITY INSTALLMENT AND SUBJECT TO ZEBRA STRIPING PROVIDING PROOF OF SATISFACTION OF THE SUPPLIERS BEING PAID MADE BY MR. NIELSEN. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

MOTION: AUTHORIZING DANIEL M. DARRAGH OF COHEN & GRIGSBY, PC OF PITTSBURGH, PA TO EXECUTE THE AMENDED COMPLAINT NEW YORK STATE SUPREME COURT, STEUBEN COUNTY, THE STATE OF NEW YORK AND THE COUNTY OF STEUBEN VS. CORNING INCORPORATED, DRESSER-RAND CO., THE GUNLOCKE COMPANY, L.L.C, MERCURY AIRCRAFT, INC., W.M. SPIEGEL SONS, INC. AND WEYERHAEUSER COMPANY; INDEX NO. 87428 AND FURTHER TO EXECUTE JUDICIAL CONSENT ORDER NEW YORK STATE SUPREME COURT, STEUBEN COUNTY, THE STATE OF NEW YORK AND THE COUNTY OF STEUBEN VS. CORNING INCORPORATED, DRESSER-RAND, CO., THE GUNLOCKE COMPANY, L.L.C., MERCURY AIRCRAFT, INC., W.M. SPIEGEL SONS, INC. AND WEYERHAEUSER COMPANY THEREIN MADE BY MR. NIELSEN. 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. ISAMAN. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

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

Respectfully Submitted by:

Amanda L. Chapman
Senior Stenographer
Steuben County Legislature

****NEXT MEETING****
Tuesday, September 5, 2006
9:00 a.m.

STEBEN COUNTY PUBLIC WORKS COMMITTEE

Thursday, September 7, 2006

9:00 a.m.

Legislative Committee Conference Room

Steuben County Office Building

Bath, New York

MINUTES

Committee: Robert V. Nichols, Chair Kenneth E. Isaman, Vice Chair Patrick F. McAllister, Esq.

Legislators: Philip J. Roche, Esq. John Walsh

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

Other: Bill Mobbs, C&S Engineers Mary Perham, *Leader*

Absent: L. Ronald Nielsen Thomas J. McIntyre

I. CALL TO ORDER

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

II. APPROVAL OF MINUTES

MOTION APPROVING THE MINUTES OF THE AUGUST 1, 2006, MEETING MADE BY MR. ISAMAN. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

III. LANDFILL

A. Presentation – Mr. Spagnoletti stated Bill Mobbs is here from C & S Engineers who designed the Erwin Transfer Station. He has something he would like to present to Steve Orcutt. Mr. Mobbs stated we started this project out by having a group of County officials go with us to look at different transfer stations and recycling centers to get ideas on what the county wanted. At the same time, I visited other facilities with some innovative designs. We concluded with a successful project. Part of this success was from working with the county and its knowledgeable employees. Secondly, one of the keys to success is to have public involvement so the project can go forward. He stated Mr. Spagnoletti did an excellent job winding his way through the public issues. In response to the public issues, we decided that rather than be a typical solid waste facility we decided to build a good neighbor to the people around it. I believe we've accomplished that. The transfer station employees and Mr. Orcutt have done a great job.

Mr. Mobbs stated with the public involvement and operating the facility the way you have, we were quite proud of that so this spring we had an aerial photo taken of the facility. We couldn't get the entire facility on one photo so they super-imposed one photo on top of the other. He presented Mr. Orcutt with the photo. Mr. Nichols thanked Mr. Mobbs for the design and work that went into the facility. We're very proud of it too. Mr. Spagnoletti stated Mr. Mobbs is a very well-respected highway superintendent and he did a great job with the transfer station.

B. State Funding Application – Mr. Spagnoletti stated that periodically we receive money from the State for recycling. They have received \$26,000 for the new recycling tire dock and bin at the landfill, \$26,000 for household hazardous waste days held over three years and \$21,401 for the partial salary of the Recycling Coordinator for all the work she does in the schools and with the public.

C. Safety Grant Review – Mr. Spagnoletti stated last year Steve Orcutt led the safety training for the entire Department of Public Works. He spent a lot of time on it and did a good job. He asked Mr. Orcutt to provide the Committee with an overview of the training. Mr. Orcutt stated the grant was for \$75,000. We started the training last August. They had 160 employees participate and they used State guidelines and target populations for each topic. We trained at different locations throughout the County. He stated many of the programs we brought in were federally mandated. He noted that according to the trainers, we're the only County or municipality in the State that had 100 percent participation. They had great cooperation and everyone was committed to have the training go through in order to accomplish their objective.

Mr. Spagnoletti stated Linda Herrington (Risk Manager's Office) put us in touch with an insurance expert and they will complete the final part of the training which includes a review of our shops for fire hazards.

D. Landfill Lease – Mr. Spagnoletti stated the County operated a landfill in the Prattsburgh area. They closed, capped and seeded it as required by DEC. The County leases the land and that lease expires September 30, 2006. He requested authorization to extend the lease until 2011 with an option to renew for another 10 years. Discussion followed.

MOTION: EXTENDING THE PRATTSBURGH-COHOCTON LANDFILL LEASE FOR FIVE YEARS UNTIL SEPTEMBER 30, 2011, WITH AN OPTION TO RENEW FOR ANOTHER 10 YEARS MADE BY MR. MCALLISTER. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

IV. HIGHWAYS AND BRIDGES

A. NYS Snow & Ice Agreement – Mr. Spagnoletti stated the County plows snow for the State. In 2005/2006 they went to a per mile agreement and they have since given us an increase for the 05/06 and 06/07 seasons. He requested authorization to amend the agreement to include the increased price and extend the agreement through 07/08 season. He noted contract went from \$585,478 to \$632,106.

MOTION: AMENDING THE SNOW & ICE AGREEMENT WITH NEW YORK STATE TO INCREASE THE CONTRACT FROM \$585,478 TO \$632,106 AND EXTENDING THE AGREEMENT THROUGH THE 2007/2008 SNOW SEASON MADE BY MR. ISAMAN, SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

B. Weights and Measures Pickup Truck – Mr. Spagnoletti stated the Department of Weights and Measures has a 1999 Dodge ½ ton pickup truck that they no longer use. It is in good shape and has 65,000 miles on it. He requested authorization to transfer the pickup from the Department of Weights and Measures to the Department of Public Works. Discussion followed. *Mr. Isaman requested a list of pickups for the Public Works Department including their year and mileage.*

MOTION: AUTHORIZING THE TRANSFER OF A 1999 DODGE 1/2 TON PICKUP TRUCK FROM THE DEPARTMENT OF WEIGHTS AND MEASURES TO THE DEPARTMENT OF PUBLIC WORKS MADE BY MR. MCALLISTER. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

C. Capital Projects – Mr. Spagnoletti stated there is a capital project for the Mt. Washington cold storage building. There is \$50,000 in the project. The bridge crew will be plowing roads this winter so they really need a salt storage shed instead. He requested authorization to transfer \$50,000 from the storage building project to the salt storage shed project. Discussion followed.

MOTION: AUTHORIZING THE TRANSFER OF \$50,000 FROM THE MT. WASHINGTON COLD STORAGE BUILDING CAPITAL PROJECT TO THE SALT STORAGE BUILDING CAPITAL PROJECT MADE BY MR. ISAMAN. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 3-0. Resolution Required.

D. Eagle Valley Road Property – Mr. Spagnoletti stated in May, the Committee authorized approval to sell the CR11 Eagle Valley Road property in the County tax auction. Unfortunately, it couldn't be placed in that auction because it wasn't a tax parcel. Therefore, he would like permission to place it in the County's Surplus Auction scheduled for September 28th.

Mr. Ahrens stated they need to declare it excess property to sell it at auction. They anticipate there would only be two potential purchasers due to the size of the property. Discussion followed.

MOTION: DECLARING 0.84 +/- ACRES OF COUNTY-OWNED PROPERTY ON CR11, EAGLE VALLEY ROAD, AS EXCESS PROPERTY AND AUTHORIZING THE SALE OF SAID PROPERTY AT THE COUNTY SURPLUS AUCTION ON SEPTEMBER 28TH THROUGH A BARGAIN AND SALE DEED WITH A \$500 RESERVE AND THE REQUIREMENT THAT THE PURCHASER PAY ALL TRANSACTION COSTS MADE BY MR. MCALLISTER. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0. Resolution Required.

E. Budget Transfer – Mr. Spagnoletti stated last winter was light and we have excess money in the expense side of the State Snow Fund. They are short funding in the pavement striping line item and the bridge approaches line item. He requested authorization to transfer \$46,708 into pavement striping and \$53,292 into bridge approaches from the State Snow Fund. Discussion followed.

Mr. Alger stated he doesn't like to transfer money from the State Snow Fund. He noted they are transferring this revenue because their contract increased. Hopefully the snow in November and December won't be too bad. Mr. Spagnoletti agreed that he wouldn't have made this request under the previous contract agreement but because of the per mile basis, it is a different situation.

MOTION: AUTHORIZING THE TRANSFER OF \$33,000 FROM ACCOUNT #D.5144.5.444500 STATE HAULING, \$37,000 FROM D.5144.5.461020 STATE SALT, AND \$30,000 FROM D.5144.5.461180 STATE TREATED SALT, AND APPROPRIATING \$46,708 TO ACCOUNT #D.5110.5.460140 STRIPING AND \$53,292 TO D.5120.5.455200 BRIDGE APPROACHES MADE BY MR. ISAMAN. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

F. Dozers – Mr. Spagnoletti stated they had two dozers that needed to be replaced. They solicited bids to purchase two dozers and the bid came in at \$267,000. Senator Winner and Assemblyman Bacalles have agreed to fund \$50,000 for each dozer. He requested authorization to appropriate \$50,000 in funding for one dozer and accept and appropriate funding for the second dozer. Discussion followed.

MOTION: APPROPRIATING \$50,000 FROM DM REVENUE ACCOUNT 999.902-4-STATE AIDE 3089300 INTO MAJOR EQUIPMENT DM.5130.5.290000; ACCEPTING \$50,000 IN STATE FUNDING INTO DM REVENUE ACCOUNT 999.902-4-STATE AIDE 3089300 AND APPROPRIATING IT TO MAJOR EQUIPMENT DM.5130.5.290000; AND AUTHORIZING THE EXECUTION OF A CONTRACT WITH NYS DEPARTMENT OF TRANSPORTATION TO SECURE SAID FUNDING MADE BY MR. MCALLISTER. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0. Resolution Required for contract.

Mr. Spagnoletti stated this year Senator Winner and Assemblyman Bacalles have secured \$75,000 in funding for CR2; \$331,000 in funding for the CR39/Cohocton Drainage Project; \$40,000 in funding for CR 123 and \$100,000 in funding for the two dozers. He has written a thank you letter to them for the Committee and Legislative Chairman to sign.

V. BIDS

A. Clean and Inspect Leachate Holding Tanks – Mr. Orcutt stated DEC requires us to clean our leachate lines annually or more often as necessary. With the expansion of the landfill we added more footage to the lines. We also added a video inspection of the lines. Mr. Spagnoletti stated this has increased the cost of the bid from \$15,000 to \$34,830. He recommended awarding the bid to Jamko Industrial Services.

MOTION: AWARDING THE CLEANING AND INSPECTION OF LEACHATE HOLDING TANKS AND LINES BID TO JAMKO INDUSTRIAL SERVICES, INC., OF NEWARK, NY, MADE BY MR. MCALLISTER. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

B. Portland Cement Concrete for Precast Box Culverts – Mr. Spagnoletti stated this is the bid for the ready mix concrete they use to build box culverts at the bridge shop. He recommended awarding the bid to Hanson Aggregates.

MOTION: AWARDING THE PORTLAND CEMENT CONCRETE FOR PRECAST BOX CULVERTS, HEATED, BID TO HANSON AGGREGATES NEW YORK, INC., OF PAVILION, NY, FOR \$140/CY MADE BY MR. ISAMAN. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

VI. OTHER BUSINESS

A. Cell Phones – Mr. Alger stated Mr. Spagnoletti is requesting cell phones for the lowboy operator, the Highway QA/QC person and the Highway Engineer.

Mr. Isaman asked does this get us away from using the truck radios? Mr. Spagnoletti stated there are certain things that we would rather use the cell phones to discuss but the advantage to the truck radios is the dispatcher's ability to make blanket announcements. Discussion followed.

MOTION: APPROVING THREE CELL PHONES FOR THE DEPARTMENT OF PUBLIC WORKS TO BE ASSIGNED TO THE LOWBOY OPERATOR, THE QA/QC - HIGHWAY POSITION AND THE HIGHWAY ENGINEER MADE BY MR. MCALLISTER. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

B. Mayo Park – Mr. Spagnoletti stated Harley Mayo had asked if he could build a lean-to at the park. He spoke with DEC about it and they have donated a lean to for the park.

C. Slope Erosions – Mr. Spagnoletti stated the highway conference he attended had a seminar dedicated to slope erosion as it is happening all around the state. We're not sure if it's happening because the storms are more intense, but it is becoming more frequent. He displayed pictures of one case of erosion on CR89 in Urbana. To date, they have had cases of erosion on CR46, CR68, CR60, CR8, CR89, CR80, CR101. He noted that the bridge crew is working on them. Discussion followed.

D. Auction – Mr. Gleason announced that the surplus auction is being held on September 28th at 10:30 a.m.

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. ISAMAN. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

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

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

Respectfully submitted by,

Brenda K. Mori
Deputy Clerk
Steuben County Legislature

NEXT MEETING SCHEDULED FOR
Tuesday, October 3, 2006
9:00 a.m.

STEBEN COUNTY PUBLIC WORKS COMMITTEE

Special Meeting

Monday, September 25, 2006

9:45 a.m.

Legislative Committee Conference Room

Steuben County Office Building

Bath, New York

****MINUTES****

COMMITTEE: Robert V. Nichols, Chair Kenneth E. Isaman, Vice Chair Patrick F. McAllister
Thomas J. McIntyre L. Ronald Nielsen

STAFF: Mark R. Alger

LEGISLATORS: Donald B. Creath Gary D. Swackhamer John Walsh

I. CALL TO ORDER

Mr. Nichols called the meeting to order at 9:50 a.m.

II. DEPARTMENTAL REPORTS/REQUESTS

1. **Property** – Mr. Alger stated that the Finance committee has recommended removing the reserve that was placed upon property located at the intersection of Eagle Valley Road in the Town of Bath. Keeping the reserve means that we may never be able to sell it. We have determined that the County cannot use the property and by removing the reserve and allowing someone to purchase it, it will put the property back on the tax rolls.

MOTION: AUTHORIZING THE REMOVAL OF A RESERVE PLACED UPON 0.722 ACRES OF COUNTY OWNED PROPERTY LOCATED AT THE INTERSECTION OF EAGLE VALLEY ROAD IN THE TOWN OF BATH MADE BY MR. McALLISTER. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

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

Respectfully Submitted by:

Amanda L. Chapman
Senior Stenographer
Steuben County Legislature

STEBEN COUNTY PUBLIC WORKS COMMITTEE

Tuesday, October 3, 2006

9:00 a.m.

Legislative Committee Conference Room

Steuben County Office Building

3 East Pulteney Square

Bath, New York

MINUTES

Committee: Robert V. Nichols, Chair Patrick F. McAllister, Esq. L. Ronald Nielsen
Thomas J. McIntyre

Legislators: John Walsh

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

Other: Kevin Voorhees, Barton Loguidice
Mary Perham, *Leader*

Absent: Kenneth E. Isaman, Vice Chair

I. CALL TO ORDER

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

II. APPROVAL OF MINUTES

MOTION APPROVING THE MINUTES OF THE SEPTEMBER 7TH AND SEPTEMBER 25TH, 2006, MEETINGS MADE BY MR. MCALLISTER. SECONDED BY MR. NICHOLS. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

III. LANDFILL

A. Long-Term Financial Analysis – Mr. Spagnoletti stated at the July 6th meeting, we discussed the tipping fees and the option of taking in more outside garbage. There was a concern about bringing in an additional 20,000 tons so a study of this option was requested. He stated Kevin Voorhees of Barton Loguidice helped us do a more in-depth analysis. He distributed copies of a chart showing the analysis and reviewed it for the Committee. Discussion followed.

Mr. Spagnoletti stated the chart shows the expenses and revenues of the 20 years of landfill life until the four cells are filled. They determined they would need \$20,178,195 in the bank for post closure costs. The chart also shows the expenses for the 30 years of post closure. The total post closure expenses are \$38,284,925, which includes the leachate pretreatment plant, post closure maintenance and two debt payments, one for cell three and one for cell four. One revenue source we haven't included is the energy plant because they're still in the planning stages of that project. The big item that affects the 30 years of expenses is the leachate treatment plant. This is because when the landfill is closed, they don't have an operating landfill to take up part of that cost. Therefore, all of that cost has to be absorbed by the 20 years of landfill operation. Discussion followed.

Mr. Spagnoletti stated that if the tonnage stays consistent and the costs increase 3 percent every year, they would need to increase the tipping fees approximately \$2 every year starting in 2008 in order to have \$20 million in the bank for post closure costs. There were many past years where they lowered the tipping fees, but the chart clearly shows that they can't keep the tipping fees at the same level. They have to have some small increases every couple of years.

Mr. McAllister asked does this chart assume that the County's tonnage will remain the same? Mr. Spagnoletti stated that is correct. He noted if the prices get too high, they run the risk of losing some garbage so they try to stay on top of it. If they jump the prices too much, people will take their garbage elsewhere. Discussion followed.

Mr. Spagnoletti stated if they added another 20,000 tons of out-of-county garbage, the landfill would be closed three years earlier. That means the entire 30 years of post closure comes earlier and makes it more costly to take care of for those 30 years. In addition, they would have two years of double bond payments. The net result is while there would be more revenue, overall the increase in revenue would be slight. It appears that they would be better off with their current tonnage level. They need to watch it closely and redo the figures every year. Discussion followed.

IV. HIGHWAYS

A. Shared Services – Mr. Spagnoletti stated that the State has offered a shared services program whereby they will pay 90 percent of the cost for equipment used by more than one municipality. They've been working on an idea to get together with Schuyler and Yates County to purchase a pavement striping truck. He noted that Pete Messmer has been working on this program with the other counties. Currently we contract out the pavement striping. Our current low bidder on pavement striping charges \$214,000. However, they are concerned that the second lowest bidder was at \$334,000. They aren't sure what might happen in the future with this bid. The material needed for Steuben County's roads would cost \$114,000. They would utilize 5 people for 2 or 3 months at a cost of \$31,000. The cost for equipment repairs and fuel would be approximately \$14,000 bringing the total cost to \$159,000. These figures are based upon utilizing summer help for this program. However, he has since learned that the job is too technical and couldn't be done with summer help. Therefore, they would have to add two additional full-time employees. This would add an additional net cost of \$60,000 plus benefits of \$36,000. Since a portion of the original figures took benefits into account (\$12,000) they can subtract that out, which would bring the actual cost to \$243,000. Discussion followed.

Mr. McIntyre asked wouldn't the other counties pay part of the labor cost? Mr. Messmer stated he has a breakdown of the figures for all three counties. The material cost for all three counties would be \$146,560. The paint labor for Steuben County roads would cost \$17,200 and the paint labor for the other county roads would cost \$17,000. They would have \$61,800 in labor available for other work and Steuben County would have to pay \$10,000 towards the equipment cost. This brings the total to \$242,566. He noted that according to these figures, the actual cost to paint our roads is \$164,000 so we can do the work for considerably less than what the vendor is charging us. Considerable discussion followed.

Mr. McAllister asked couldn't we utilize two of our current full time employees and use part time help to fill in for them while they are striping Steuben County roads? Then the other two counties could use their own operators when they use the equipment on their roads. Mr. Spagnoletti stated the agreement they are working on with Schuyler and Yates includes having two permanent operators from Steuben County and the other counties would send their staff to make up the 5-person crew that is needed to operate the equipment. Discussion followed.

Mr. Nichols asked would the towns and villages be able to utilize this truck as well? Mr. Messmer stated they would be able to assist the other municipalities but they would have to bill them for this service. The benefit to the towns and villages would be that they would pay significantly less than what they would pay if they bid out the service. Discussion followed.

MOTION: AUTHORIZING AN INTERMUNICIPAL AGREEMENT WITH SCHUYLER AND YATES COUNTIES AND AUTHORIZING THE APPLICATION TO THE STATE FOR A SHARED SERVICES GRANT TO FUND THE PURCHASE OF A ROAD STRIPING TRUCK MADE BY MR. MCINTYRE. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 4-0. Resolution Required.

B. Review of Roadwork – Mr. Spagnoletti displayed a map depicting the roads in Steuben County that are in poor condition. He noted that there were 90 miles of roads in poor condition at the end of 2005. After this road construction season, they have made approximately 30 miles of those roads in good shape. Part of that is due to the grind and chip operation, but that is a temporary fix. He also displayed a map showing the roads they worked on this year during the construction season. Discussion followed.

V. **BIDS**

A. Wheeled Excavator – Mr. Spagnoletti stated four bids were received. He recommended awarding the bid to Vantage Equipment for \$155,550.

MOTION: AWARDING THE WHEELED EXCAVATOR BID TO VANTAGE EQUIPMENT, LLC., OF SYRACUSE, NY, FOR \$155,550 FOR A 2006/2007 VOLVO EC160B MADE BY MR. NIELSEN. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

B. 2007 Annual Bids – Mr. Spagnoletti requested approval of the 2007 Annual Bids.

MOTION: APPROVING THE PROPOSED 2007 ANNUAL BIDS FOR THE DEPARTMENT OF PUBLIC WORKS MADE BY MR. MCALLISTER. SECONDED BY MR. MCINTYRE. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

VI. **OTHER BUSINESS**

Mr. Spagnoletti stated the regularly scheduled November meeting date falls on Election Day and the County offices are closed. *November meeting scheduled for Thursday, November 9th at 9:00 a.m.*

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.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. MCINTYRE. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

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

MOTION: AUTHORIZING THE COUNTY ATTORNEY TO JOIN IN THE BRIEF AMICUS IN FAVOR OF THE FLOW CONTROL LITIGATION PENDING BEFORE THE US SUPREME COURT MADE BY MR. NIELSEN. SECONDED BY MR. MCINTYRE. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

MOTION: RATIFYING THE SETTLEMENT OF A CLAIM FOR LANDFILL CHARGES IN THE AMOUNT OF \$14,166.28; SAID JUDGEMENT BEING AGAINST WAYNE LANCASTER MADE BY MR. MCALLISTER. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

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

Respectfully submitted by,

Brenda K. Mori
Deputy Clerk
Steuben County Legislature

**NEXT MEETING SCHEDULED FOR
Thursday, November 9, 2006
9:00 a.m.**

STEBEN COUNTY PUBLIC WORKS COMMITTEE

Special Meeting

Monday, October 23, 2006

9:45 a.m.

Legislative Committee Conference Room

Steuben County Office Building

Bath, New York

****MINUTES****

COMMITTEE:	Robert V. Nichols, Chair Thomas J. McIntyre	Kenneth E. Isaman, Vice Chair L. Ronald Nielsen	Patrick F. McAllister
STAFF:	Mark R. Alger Phil Hink Peter Messmer	Vincent Spagnoletti Steve Orcutt Frederick H. Ahrens, Jr.	Bryce Foster Doreen Ames John Zehr
LEGISLATORS:	DeWitt T. Baker, D.V.M.	John Walsh	

I. CALL TO ORDER

Mr. Nichols called the meeting to order at 9:45 a.m. He asked Mr. Nielsen to lead the Pledge of Allegiance.

II. GENERAL BUSINESS

1. **Budget Transfer** – Mr. Spagnoletti requested authorization to transfer \$26,012.55 from various accounts to two accounts that cover landfill fire replacement costs. This was approved by the Finance Committee.

MOTION: AUTHORIZING THE PUBLIC WORKS DEPARTMENT TO TRANSFER \$26,012.55 FROM VARIOUS ACCOUNTS TO TWO ACCOUNTS THAT COVER LANDFILL FIRE REPLACEMENT COSTS MADE BY MR. McINTYRE. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 4-0. (MR. ISAMAN ABSENT FOR VOTE)

2. **Kanakadea Park Attendance** – Mr. Spagnoletti stated that Mr. Nichols had asked him for attendance figures. He distributed a handout that showed attendance rates from 2000 – 2005. We are averaging 60,000 to 70,000 people per year. The numbers are going back up. Our revenue was \$22,000 which is down from the \$30,000 that we had in 2001, but that does not reflect the number of people that go to the park.

Mr. Nichols commented discussion about the park came up during the Finance Committee and that's why he requested the figures. Mr. Swackhamer commented that there are probably 10,000 that come to the park during the Father's Day Car Show.

Mr. Isaman asked has there been a move for people to have summer-long camping? Mr. Spagnoletti replied we have talked about that in the past. The rules right now are that you can stay for a two-week period and we could approve another two-week period.

3. **Milling Machine** – Mr. Spagnoletti distributed a handout depicting the work that has been done this year with their new milling machine. Mr. Nichols stated we purchased a new machine and he wanted to see how much we have used it.

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

Respectfully Submitted by: Amanda L. Chapman, Senior Stenographer, Steuben County Legislature

STEBEN COUNTY PUBLIC WORKS COMMITTEE

Thursday, November 9, 2006

9:00 a.m.

**Legislative Committee Conference Room
Steuben County Office Building
3 East Pulteney Square
Bath, New York**

MINUTES

Committee: Robert V. Nichols, Chair Kenneth E. Isaman, Vice Chair Thomas J. McIntyre
Patrick F. McAllister

Legislators: John Walsh

Staff: Mark R. Alger Vincent Spagnoletti Bryce Foster
John Emo Frederick H. Ahrens, Jr. Pete Messmer
Jacques Begin James Gleason Doreen Ames
Steve Catherman David English

Absent: L. Ronald Nielsen

I. CALL TO ORDER

The meeting was called to order by Mr. Nichols at 9:00 a.m. He asked that everyone rise to say the Pledge of Allegiance.

II. APPROVAL OF MINUTES

MOTION APPROVING THE MINUTES OF THE OCTOBER 3 AND OCTOBER 23, 2006, MEETINGS MADE BY MR. MCINTYRE. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

III. LANDFILL

A. Household Hazardous Waste Grant – Mr. Spagnoletti requested authorization to apply for the Household Hazardous Waste Grant. He noted if approved, they would receive 50 percent funding from the State. He noted the grant is for 3 years.

MOTION: AUTHORIZING THE DEPARTMENT OF PUBLIC WORKS TO APPLY FOR A THREE-YEAR HOUSEHOLD HAZARDOUS WASTE GRANT MADE BY MR. ISAMAN. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

B. Hornell Tonnage Fee – Mr. Spagnoletti stated currently the City of Hornell pays \$26/ton for their garbage at the Bath Landfill. Next year the County's contract with the Town of Middletown increases to \$27/ton and the contract with Tioga County increases to \$28/ton. He recommended increasing the tonnage rate with the City of Hornell to \$27/ton for 2007. He noted that he has discussed this with them and they are in agreement with the increase.

MOTION: INCREASING THE PER TON RATE PAID BY THE CITY OF HORNELL FOR GARBAGE DELIVERED TO THE BATH LANDFILL TO \$27/TON MADE BY MR. MCINTYRE. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

C. Budget Transfer – Mr. Spagnoletti requested approval of year end transfers totaling \$64,091.59 for maintenance, parts and maintenance, and supplies.

MOTION: AUTHORIZING THE TRANSFER OF A TOTAL OF \$64,091.59 FROM VARIOUS LINE ITEMS WITHIN THE 2006 BUDGET INTO THE MAINTENANCE, PARTS AND MAINTENANCE, AND SUPPLIES LINE ITEMS OF THE PUBLIC WORKS BUDGET MADE BY MR. MCINTYRE. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

D. Equipment Shop Change Order – Mr. Spagnoletti stated he would like to hold this item over until next month.

E. Wayland Transfer Station – Mr. Spagnoletti stated Mr. McAllister had received a complaint that there wasn't a notice at the Wayland Transfer Station stating that the facility was closed for Election Day. Mr. Spagnoletti stated he checked with Mr. Emo and there was a notice in the window at the ticket-taker's stand. Mr. McAllister asked if they could also post a sign at the entrance in the future. Mr. Spagnoletti stated they could check into that. Mrs. Ames noted that the closing was advertised in all of the newspapers and on the radio. In addition, notices are sent to all of the haulers, as well as the town and village clerks. Mr. McAllister stated he was not aware of that and he would inform the individual.

IV. HIGHWAYS AND BRIDGES

A. Pickup Truck Analysis – Mr. Spagnoletti distributed a copy of their pickup truck list. He noted that Phil Hink developed the listing and he isn't here today. He asked that the Committee review the list and they can discuss it next month with Mr. Hink is present to answer questions.

Mr. Isaman asked how much does it cost to purchase new trucks? Mr. Foster stated they purchase their vehicles off of the State's OGS list. He stated a ½ ton, 4WD pickup costs between \$14,000 and \$15,500. That same truck with an extended cab costs approximately \$17,000. He stated a ½ ton 2WD pickup costs from \$13,000 to \$14,000 and a ¾ ton 2WD pickup is around \$14,000 to \$14,800. A ¾ ton 4WD pickup is \$17,000 up to \$19,000 and a 1 ton crew cab (6 person) pickup starts between \$19,000 and \$20,000.

Mr. Alger noted that they discussed this in the Finance Committee meeting and Mr. Gleason informed us that they couldn't purchase anything less than a 1 ton pickup with a plow package. He stated if they install a plow package after market, it voids the warranty.

B. Budget Transfer – Mr. Spagnoletti requested authorization to transfer a total of \$250,000 from the road construction account 5112 as follows: \$10,000 into soils lab repairs building & property; \$20,000 into bridge approaches; \$45,000 into box culverts; \$20,000 into blacktop patching; \$20,000 into rip rap; \$25,000 into seeding and mulching; \$25,000 into patching unspecified; \$60,000 into the diesel fuel account and \$25,000 into parts and repairs. Discussion followed.

MOTION: AUTHORIZING THE TRANSFER OF \$250,000 FROM THE ROAD CONSTRUCTION ACCOUNT (5112) AS FOLLOWS: \$10,000 INTO SOILS LAB REPAIRS BUILDING & PROPERTY; \$20,000 INTO BRIDGE APPROACHES; \$45,000 INTO BOX CULVERTS; \$20,000 INTO BLACKTOP PATCHING; \$20,000 INTO RIP RAP; \$25,000 INTO SEEDING AND MULCHING; \$25,000 INTO PATCHING UNSPECIFIED; \$60,000 INTO THE DIESEL FUEL ACCOUNT AND \$25,000 INTO PARTS AND REPAIRS MADE BY MR. MCALLISTER. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

C. NYS DOT Agreement for CR110 and CR85 – Mr. Catherman requested authorization to extend the agreements with NYS DOT through the end of 2007. He also requested authorization to decrease the amount of the contract for CR85 from \$2.2 to \$1.9 million. Mr. Catherman noted that the State is requesting the amendments be signed by the Chairman of the Legislature, but they aren't requiring a resolution this time. Discussion followed.

MOTION: EXTENDING THE AGREEMENTS WITH NYS DOT FOR CR110 AND CR85 THROUGH THE END OF 2007; DECREASING THE AMOUNT OF THE CR85 CONTRACT FROM \$2.2 MILLION TO \$1.9 MILLION; AND AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO SIGN THE AGREEMENTS MADE BY MR. MCALLISTER, SECONDED BY MR. MCINTYRE. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

D. Other Issues – Mr. Spagnoletti stated they've received some complaints about the road shoulders on CR120. They have fixed those road shoulders. He stated another individual called about a section of CR41 and they've taken care of that as well. They have fixed the edges on approximately 100 feet of CR106. In addition, they have been using the City of Corning's paver to fix other problem areas.

Mr. McIntyre asked what is the status of the Intermunicipal Agreement with Schuyler and Yates counties? Mr. Messmer stated the agreement has been approved by both other counties and the application has been submitted to the State.

Mr. McAllister stated they have had a beaver problem on CR92 from Wayland to Perkinsville where their dam has caused the water to encroach near the road. Mr. Foster stated he's had several people look at it and the beaver dam is too far out of the County's right of way. He stated they would have to determine it as a hazardous before they could do anything but at this point there is no danger to the integrity of the road. Discussion followed.

Mr. Nichols asked about the slide on CR101. Mr. Catherman stated they have had a Geo-tech engineer look at it. He gave us a recommendation on the types of monitoring and inspection we should do on it over the winter. We need to take some survey of the cross slope above the road all the way down to the lower part of the road. Once we have some information gathered, we can take it to him or the State to figure out what to do at that point.

V. **BIDS**

A. Cutting Edges and Shoes – Mr. Spagnoletti recommended awarding the bid to Chemung Supply Corp and Northern Supply on a line item basis.

MOTION: AWARDING THE CUTTING EDGES AND SHOES ON A LINE ITEM BASIS TO CHEMUNG SUPPLY CORP OF ELMIRA, NY, AND NORTHERN SUPPLY OF BLOOMFIELD, NY, MADE BY MR. ISAMAN. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

B. Transfer Trailer – Mr. Spagnoletti stated they received two bids and he recommends awarding the bid to Steco for \$58,950. He noted this trailer is for the Hornell Transfer Station.

MOTION: AWARDING THE REFUSE TRANSFER TRAILER BID TO STECO OF BOSTON, MA, FOR \$58,950 MADE BY MR. MCINTYRE. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

C. Tire Recycle Bid – Mr. Spagnoletti requested authorization to solicit new bids.

MOTION: AUTHORIZING THE SOLICITATION OF NEW BIDS FOR TIRE RECYCLING MADE BY MR. MCINTYRE. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

D. Scrap Metal and White Goods Removal Bid – Mr. Spagnoletti requested authorization to extend the bid with Swarthout's Recycling. He stated they did a good job and they paid us prior to picking up the metal. Mr. Isaman asked why don't we want to rebid it? Mr. Spagnoletti stated many of the other vendors wait to pay us months after picking up the metal, or don't pay us at all. Discussion followed.

MOTION: EXTENDING THE SCRAP METAL AND WHITE GOODS REMOVAL BID WITH SWARTHOUT'S RECYCLING THROUGH THE END OF 2007 MADE BY MR. ISAMAN. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

E. Marketing of Recyclables – Mr. Spagnoletti requested authorization to extend the bid with CECM. They also did a good job and, for the sake of continuity, would like to extend it for one year.

MOTION: EXTENDING THE MARKETING OF RECYCLABLES BID WITH CECM FOR ONE YEAR MADE BY MR. MCINTYRE. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

VI. OTHER BUSINESS

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. ISAMAN. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

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

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

Respectfully submitted by,

Brenda K. Mori
Deputy Clerk
Steuben County Legislature

**NEXT MEETING SCHEDULED FOR
Tuesday, December 5, 2006
9:00 a.m.**

STEBEN COUNTY PUBLIC WORKS COMMITTEE

Special Meeting

Monday, November 27, 2006

2:30 p.m.

Legislative Committee Conference Room

Steuben County Office Building

Bath, New York

****MINUTES****

COMMITTEE:	Robert V. Nichols, Chair Thomas J. McIntyre	Kenneth E. Isaman, Vice Chair L. Ronald Nielsen	Patrick McAllister
STAFF:	Mark R. Alger Pete Messmer Lawrence Crossett	Vincent Spagnoletti Frederick H. Ahrens, Jr.	Steven Orcutt David English
LEGISLATORS:	Philip J. Roche, Esq. Dan C. Farrand	Donald B. Creath Francis L. Gehl	Patrick F. Donnelly John Walsh

I. CALL TO ORDER

Mr. Isaman called the meeting to order at 2:30 p.m.

II. DEPARTMENTAL REPORTS/REQUESTS

MOTION: TO ADJOURN REGULAR SESSION AND RECONVENE IN EXECUTIVE SESSION PURSUANT TO PUBLIC OFFICER'S LAW, ARTICLE 7§ 105.1.D. DISCUSSIONS REGARDING PROPOSED, PENDING OR CURRENT LITIGATION; 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 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. NIELSEN. SECONDED BY MR. McINTYRE. ALL BEING IN FAVOR. MOTION CARRIES 3-0. (MR. NICHOLS AND MR. McALLISTER ABSENT FOR VOTE.)

MOTION: AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO PURCHASE 2.5+ ACRES OF LAND AND BUILDING ALONG TURNPIKE ROAD FOR THE PURPOSE OF MAINTAINING A BUFFER FOR THE STEUBEN COUNTY BATH LANDFILL IN THE TOWN OF BATH, AND PROVIDING A FACILITY FOR THE HIGHWAY ENGINEER AND AUTHORIZING THE TRANSFER OF \$35,000.00 PLUS \$2,000.00 CLOSING COST FROM ACCOUNT #8160990-4 2130 100 (HAULING FEES) TO ACCOUNT #816062-5 210 000 (BLF LAND) MADE BY MR. NIELSEN. SECONDED BY MR. McINTYRE. ALL BEING IN FAVOR. MOTION CARRIES 4-0. (MR. McALLISTER ABSENT FOR VOTE.)

MOTION: AUTHORIZING THE COUNTY ATTORNEY TO SETTLE A CLAIM AGAINST THE COUNTY IN ACCORDANCE WITH THE TERMS AND CONDITIONS OUTLINED IN A LETTER RECEIVED FROM THE NEW YORK STATE ATTORNEY GENERAL'S OFFICE AND REQUESTING FULL DISCLOSURE FROM THE NEW YORK STATE ATTORNEY GENERAL WITH REGARD TO THE ABOVE MENTIONED CLAIM AND AUTHORIZING THE COUNTY ATTORNEY, COUNTY ADMINISTRATOR AND THE COMMISSIONER OF PUBLIC WORKS TO DISCUSS APPROPRIATE ACTION TO BE TAKEN AS A RESULT OF THAT DISCLOSURE MADE BY MR. NICHOLS. SECONDED BY MR. ISAMAN. MOTION CARRIES 3-2. (MR. NICHOLS AND MR. McINTYRE OPPOSED.)

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

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

Respectfully Submitted by:

Amanda L. Chapman
Senior Stenographer
Steuben County Legislature

STEBEN COUNTY PUBLIC WORKS COMMITTEE

Tuesday, December 5, 2006

9:00 a.m.

**Legislative Committee Conference Room
Steuben County Office Building
3 East Pulteney Square
Bath, New York**

MINUTES

Committee: Robert V. Nichols, Chair
Patrick F. McAllister
Kenneth E. Isaman, Vice Chair
Thomas J. McIntyre
L. Ronald Nielsen

Legislators: John Walsh

Staff: Mark R. Alger
Mike Stone
Steve Catherman
Jacques Begin
Vincent Spagnoletti
Bryce Foster
Doreen Ames
David English
James Gleason
Steve Orcutt
Phil Hink
Frederick Ahrens

Other: Mary Perham, *Leader*

I. CALL TO ORDER

The meeting was called to order by Mr. Nichols at 9:07 a.m. Mr. Nichols requested a Moment of Silence in honor of Legislator Jamison, who recently passed away. Mr. McIntyre led the group in the Pledge of Allegiance.

II. APPROVAL OF MINUTES

MOTION APPROVING THE MINUTES OF THE NOVEMBER 9 AND NOVEMBER 27, 2006, MEETINGS MADE BY MR. ISAMAN. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

III. LANDFILL

A. Equipment Building Change Order – Mr. Spagnoletti stated he had received a change order for 14 bollards in the amount of \$9,848. He checked on the material cost and their price was fair. He noted they did end up reducing the price by \$551 so he recommended the Committee approve the change order from Elmira Structures Co. in the amount of \$9,297.

MOTION: APPROVING A CHANGE ORDER FROM ELMIRA STRUCTURES CO. IN THE AMOUNT OF \$9,297 FOR 14 BOLLARDS FOR THE LANDFILL EQUIPMENT BUILDING MADE BY MR. NIELSEN. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

IV. HIGHWAYS & BRIDGES

A. Catherine Valley Trail – Mr. Spagnoletti stated the New York State Office of Parks and Recreation is working on a joint project with Chemung and Schuyler Counties to extend the Catherine Valley Trail. Senator Winner's office has asked if we could build 6 precast box culvert sections for the trail. It would require the time of 5 employees for two weeks and approximately \$10,000 in material. They also would like us to install 600 feet of guiderail. He noted that Senator Winner's office would reimburse the County for the materials. The project would promote tourism for the region and it is a good project. Discussion followed.

Mr. Alger stated we would be providing a product to a third party and he doesn't believe the County has liability insurance for that purpose. There would be responsibility on the County's part for the product we're providing.

Mr. Ahrens stated he doesn't envision the County being able to obtain a hold harmless for this project. We've turned down towns and municipalities in our own County who have requested the same thing. Legally they could

do this because it is promoting tourism on a regional basis and that is something we do day in and day out. However, he thinks they would be exposing the County to liability. Considerable discussion followed.

Mr. Isaman asked who would be installing them? Mr. Catherman stated the other counties would be installing them but we would have somebody there to oversee the installation. Mr. Ahrens stated he would want Mr. Catherman there when they install them. Discussion followed.

Mr. Catherman stated the box culverts would be oversized because we build them for vehicle traffic. These will actually be installed for pedestrian traffic.

Mr. Nielsen stated how does this affect our workload for the bridge crew this winter? Mr. Catherman stated it would take a two-week chunk out of their schedule. Mr. Stone stated they should still be able to get their other projects done this winter.

Mr. Nichols stated the only risk he really sees is somebody getting injured when they set the culverts. However, he thinks the project is worth approving. Mr. Alger stated that they just need to know going in that there are risks.

MOTION: AUTHORIZING THE STEUBEN COUNTY PUBLIC WORKS DEPARTMENT TO BUILD PRECAST CONCRETE BOX CULVERTS FOR THE CATHERINE VALLEY TRAIL PROJECT MADE BY MR. MCALLISTER. SECONDED BY MR. MCINTYRE. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

Mr. Alger stated they will need to develop an agreement with and see if they can get a hold harmless clause included. Mr. Ahrens stated the agreement would be with the NYS Office of Parks and Recreation but the Attorney General would have to sign off on it, and he doesn't see that forthcoming. They'll try to get the agreement as best as they can with the State.

B. Pickup Truck Analysis – Mr. Spagnoletti stated Mr. Isaman had asked for the list and he provided the Committee last month with a printout listing each shop and each pickup. In addition, Bryce Foster worked out a listing of the frontline pickups that need to be replaced. Discussion followed.

Mr. Spagnoletti stated with the recycle program alternative, they purchase trucks for \$23,000 off of the State bid. The cost of parts and repairs for the 2 years they keep a pickup is about \$1,900 for a total life cost of \$24,900. When they auction off the trucks after 2 years, they receive on average approximately \$20,000 per pickup. Therefore, the annual cost per pickup is \$2,450.

Mr. Spagnoletti stated when they keep the pickups for 8 years, the parts and repairs cost averages \$3,731 per year. Over the 8 years that's approximately \$29,800 in repairs. In addition, the resale value drops to about \$3,000. Therefore, the 8 year cost of each pickup is approximately \$49,800 bringing the annual cost to \$6,231; a difference of almost \$4,000 between the recycle program and their current program. The recycle program worked well and these frontline pickups, which are used a lot, cause a lot of down time for employees when they are in for repairs. *The Committee directed Mr. Spagnoletti to work the Vehicle Recycle Program into the 2008 budget.*

V. BIDS

A. Fire Alarm Systems – Mr. Spagnoletti stated they received 3 bids and Great Lakes Building Systems was the low bidder. Discussion followed.

MOTION: AWARDING THE RFP FOR THE DESIGN, INSTALLATION/MAINTENANCE & MONITORING OF FIRE ALARM SYSTEMS TO GREAT LAKES BUILDING SYSTEMS AS FOLLOWS: \$4,515 FOR BATH LANDFILL COLD STORAGE BUILDING; \$4,545 FOR BATH LANDFILL MAINTENANCE BUILDING; \$5,604 FOR THE HORNELL TRANSFER STATION; \$4,083 FOR THE KANAKADEA PARK WORKSHOP; \$5,577 FOR LINDLEY LANDFILL COLD STORAGE BUILDING; AND \$4,590 FOR THE WAYLAND TRANSFER STATION MADE BY MR. ISAMAN. SECONDED BY MR. MCALLISTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

B. Stone Fill – Mr. Spagnoletti stated the prices have increased from last year. He recommended awarding the FOB bid to all bidders and to the low bidder for the delivered bid for each quadrant.

MOTION: AWARDING THE STONE FILL BID AS FOLLOWS: FOB TO BLADES CONSTRUCTION PRODUCTS CORPORATION, HANSON AGGREGATES NEW YORK, INC., AND SENCA STONE CORPORATION; QUADRANTS ONE, TWO, THREE AND FOUR TO BLADES CONSTRUCTION PRODUCTS CORPORATION MADE BY MR. MCALLISTER. SECONDED BY MR. NIELSEN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

VI. OTHER BUSINESS

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. MCINTYRE. 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. NIELSEN. SECONDED BY MR. ISAMAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

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

Respectfully submitted by,

Brenda K. Mori
Deputy Clerk
Steuben County Legislature

**NEXT MEETING SCHEDULED FOR
Tuesday, January 2, 2007
9:00 a.m.**