

**STEBEN COUNTY PUBLIC WORKS COMMITTEE**

*Monday, February 3, 2020*

*10:20 a.m.*

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

**\*\*MINUTES\*\***

<b>COMMITTEE:</b>	Robert V. Nichols, Chair Thomas J. Ryan	Frederick G. Potter, Vice Chair	Jeffrey P. Horton
<b>STAFF:</b>	Jack K. Wheeler Jennifer Prossick Steve Orcutt Lisa Tracy	Christopher Brewer Jerry Miller Doug Rapalee Craig Patrick	Vince Spagnoletti Rich Bills Andrew <b>Barbato</b>
<b>LEGISLATORS:</b>	Scott J. Van Etten K. Michael Hanna	Carol A. Ferratella Steven P. Maio	Kelly H. Fitzpatrick John V. Malter
<b>ABSENT:</b>	Aaron I. Mullen		
<b>OTHERS:</b>	Mary Perham		

**I. CALL TO ORDER**

Mr. Nichols called the meeting to order at 10:20 a.m. and asked Mr. Horton to lead the Pledge of Allegiance.

**II. APPROVAL OF MINUTES**

**MOTION: APPROVING THE MINUTES OF THE JANUARY 6, 2019, MEETING MADE BY MR. POTTER. SECONDED BY MR. HORTON. ALL BEING IN FAVOR. MOTION CARRIES 4-0.**

**III. LANDFILLS**

A. *City of Hornell Request to Waive Tip Fee for Preston Avenue Fire Debris* – Mr. Spagnoletti informed the committee they have received an application from the City of Hornell to waive the tip fee for the Preston Avenue fire debris, which consists of five houses. This would be approximately 900 tons of material. The normal rate is \$125 per ton. We estimate the cost would be between \$60,000 - \$120,000 that we would not be charging them.

Mr. Brewer stated we would like to have two contingencies with this. First, prior to any hauling, the deeds need to be filed in the County Clerk's Office. Second, all taxes must be paid and current. Mr. Nichols asked are the deeds to the City of Hornell? Mr. Brewer replied yes; they have not been filed yet. Mr. Wheeler explained the concern is that if the deeds are not filed then the question is who are the properties insured under.

Mr. Potter asked our only obligation is for trucking? Mr. Spagnoletti replied yes. The demo and loading will be done by someone else. Mr. Brewer stated there were five parcels. Each parcel by itself is not a buildable lot. However, when combined, they will become two buildable lots and the Mayor plans to have BOCES building two homes.

Mrs. Ferratella asked what about insurance? Mr. Brewer replied the insurance is through the existing homeowner. Three of the five buildings were owned by one owner and they have been paid out by their insurance. The contractor is already paid for and is being held in escrow. Everything has been settled with all insurance companies. Mr. Potter asked with the insurance money that was paid, was any money specified in those policies to cover disposal of debris? Mr. Brewer replied we do not know specifically. Three of the homes are owned by one owner and everything is above board and is

fine. One home had a lien and was indigent and the contractor is doing that for free. The final home had a limited insurance policy. After everything is done, all of the costs will be paid. Mr. Wheeler stated the contract is between the City of Hornell and the contractor.

Mr. Nichols asked is there any money after the demolition that the City is getting to use toward this? Mr. Brewer replied the City is not receiving any funds. The landfill will track what comes in and we will report back with the actual tonnage.

Mr. Maio stated we should have a cap on the waiver. Mr. Nichols stated normally, this would have been the five for the year. Mr. Maio stated it is about how much revenue you are giving up. Mr. Wheeler stated it is, but without the waiver there is no guarantee of what debris would have gone to our landfill. This really is a space cost. Mr. Spagnoletti commented our cost is about \$18,000. Mr. Wheeler stated you can view the trucking as a shared service. On the high side, our cost is \$30,000.

Mr. Potter asked can the City of Hornell contribute trucks? Mr. Brewer replied no, they do not have the 10-wheel trucks that we have. Mr. Malter commented they are going to have two lots, will put in new housing and that will increase the assessment. Eventually, you will get the money back on the taxes. Mr. Potter asked are there contaminated soils that will need to be removed? Mr. Spagnoletti replied we do not know that yet.

**MOTION: APPROVING THE CITY OF HORNELL'S REQUEST TO WAIVE THE TIP FEE FOR THE PRESTON AVENUE FIRE DEBRIS WHICH CONSISTS OF FIVE HOUSES CONTINGENT UPON THE FIVE DEEDS BEING FILED IN THE COUNTY CLERK'S OFFICE AND ALL TAXES BEING PAID AND CURRENT MADE BY MR. POTTER. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 4-0.**

B. *Sludge Tip Fee* – Mr. Spagnoletti requested authorization to raise the fees we charge for stabilized and unstabilized sludge. Currently the fee for stabilized sludge is \$36 per ton and he would recommend raising that to \$37 per ton. The fee for unstabilized sludge is \$36 per ton and he would recommend raising that to \$50 per ton. Mr. Spagnoletti stated we receive about 4,000 – 5,000 of each type of sludge each year. The market rate is up to around \$55 per ton. For the stabilized sludge, we are matching Bath Electric Gas & Water's rate in our agreement. Ms. Prossick stated the rate for unstabilized sludge is higher as it is more costly for us to process.

**MOTION: AUTHORIZING A TIP FEE INCREASE FOR STABILIZED SLUDGE FROM \$36 PER TON TO \$37 PER TON AND FOR UNSTABILIZED SLUDGE FROM \$36 PER TON TO \$50 PER TON MADE BY MR. HORTON. SECONDED BY MR. POTTER. ALL BEING IN FAVOR. MOTION CARRIES 4-0. Resolution Required.**

C. *Carbon Credits* – Mr. Malter asked what is the status of our carbon credit? Mr. Spagnoletti replied we received \$101,000 for 2018. We are currently in the process of verifying the savings for 2019 and then we will turn that into Google. He anticipates it will probably be another \$100,000.

D. *Gas to Energy Plant* – Mr. Van Etten asked did we close on SREC? Ms. Prossick replied yes, a couple of weeks ago. Mr. Spagnoletti stated we are working on the RFP.

#### **IV. HIGHWAYS**

A. *Maintenance Agreement with NYSDOT – CR 60* – Mr. Spagnoletti requested authorization to enter into a maintenance agreement with NYSDOT for the County to maintain .016 miles of CR 60 upon completion of the NY 248 bridge replacement project over Bennett's Creek in Greenwood.

**MOTION: AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO ENTER INTO A MAINTENANCE AGREEMENT WITH NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR THE COUNTY TO MAINTAIN .016 MILES OF CR 60 UPON COMPLETION OF THE NY 248 BRIDGE REPLACEMENT PROJECT OVER BENNETT'S CREEK IN GREENWOOD MADE BY MR. POTTER. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 4-0. Resolution Required.**

B. *Approval to Bid New Stone Chip Spreader Machine* – Mr. Spagnoletti requested authorization to bid for a new stone chip spreader machine. We **chip seal 40 – 100 miles of County roads** per year and use this to do a number of town roads. Last year a car hit our machine, which was 26 years old. The cost to repair would be between \$75,000 - \$100,000. The cost to purchase new would be \$300,000. He stated they received \$50,000 for the damage to their machine which they can put toward the cost of the new machine.

**MOTION: AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS, IN CONJUNCTION WITH THE PURCHASING DIRECTOR, TO SOLICIT BIDS FOR A NEW STONE CHIP SPREADER MACHINE MADE BY MR. RYAN. SECONDED BY MR. POTTER. ALL BEING IN FAVOR. MOTION CARRIES 4-0.**

V. **PARKS**

A. *Authorization to Bid Timber Sale at Hornby Park* – Mr. Spagnoletti informed the committee that last year a forester came in and looked at all of our land for timber. He stated that Mr. **Barbato** has been working very closely on this. There is a good Ash stand on the back side of Hornby Park. He requested authorization to solicit bids to log that section of the park. Mr. **Barbato** explained this section is hardwoods and the logger would be taking the Ash along with lower quality trees which will improve the health of the hardwoods. Once the bid is awarded, they will have a 16-month window and once they start, the logging will take two to three weeks.

**MOTION: AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS, IN CONJUNCTION WITH THE PURCHASING DIRECTOR, TO SOLICIT BIDS FOR LOGGING OF A SECTION OF HORNBY PARK MADE BY MR. POTTER. SECONDED BY MR. HORTON. ALL BEING IN FAVOR. MOTION CARRIES 4-0.**

B. *No Charge to Finger Lakes Trail Volunteer Workers at Kanakadea Park* – Mr. Spagnoletti informed the committee that the Finger Lakes Trail connects into Kanakadea Park. There is a lean-to and an outhouse on our land on the trail. A crew of Finger Lakes Trail volunteers will be coming in May to rebuild the lean-to and outhouse. They have asked to be able to stay for four nights, using two cabins and one electric and one non-electric site. The normal charge would be \$700, but he is requesting authorization to waive the site fee for the volunteer workers.

**MOTION: AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO WAIVE THE SITE FEES FOR THE FINGER LAKES TRAIL VOLUNTEER WORKS FOR FOUR NIGHTS DURING THE MONTH OF MAY FOR TWO CABINS, PLUS ONE ELECTRIC AND ONE NON-ELECTRIC SITE MADE BY MR. POTTER. SECONDED BY MR. HORTON. ALL BEING IN FAVOR. MOTION CARRIES 4-0. Resolution Required.**

VI. **BIDS**

A. *Pothole Machine Rental*

**MOTION: AWARDED THE BID FOR POTHOLE MACHINE RENTAL TO THE LOW BIDDER, MONROE TRACTOR FOR A TOTAL COST OF \$39,250 MADE BY MR. POTTER. SECONDED BY MR. HORTON. ALL BEING IN FAVOR. MOTION CARRIES 4-0.**

B. *Roller Rental*

**MOTION: AWARDED THE ROLLER RENTAL BID AS FOLLOWS: 84” DOUBLE DRUM ROLLERS TO THE LOW BIDDER, GEORGE & SWEDE FOR A TOTAL COST OF \$46,200; SINGLE DRUM PADFOOT ROLLERS TO THE LOW BIDDER, ADMAR SUPPLY CO., INC. FOR A TOTAL COST OF \$11,500; AND RUBBER TIRE ROLLER TO THE LOW BIDDER, STEPHENSON EQUIPMENT, INC. FOR A TOTAL COST OF \$15,000 MADE BY MR. POTTER. SECONDED BY MR. HORTON. ALL BEING IN FAVOR. MOTION CARRIES 4-0.**

C. *Prestressed Concrete Bridge Beams; Macadam Road Over Rice Glen Creek, Town of Howard*

**MOTION: AWARDING THE BID FOR PRESTRESSED CONCRETE BRIDGE BEAMS; MACADAM ROAD OVER RICE GLEN CREEK, TOWN OF HOWARD, TO THE LOW BIDDER, L. C. WHITFORD MATERIALS, CO., INC. FOR A TOTAL PRICE OF \$50,000 MADE BY MR. POTTER. SECONDED BY MR. HORTON. ALL BEING IN FAVOR. MOTION CARRIES 4-0.**

- D. *Prestressed Concrete Bridge Beams; Merring Road Over North Branch Tuscarora Creek, Town of Rathbone*

**MOTION: AWARDING THE BID FOR PRESTRESSED CONCRETE BRIDGE BEAMS; MERRING ROAD OVER NORTH BRANCH TUSCARORA CREEK, TOWN OF RATHBONE, TO THE LOW BIDDER, JEFFERSON CONCRETE CORP. FOR A TOTAL PRICE OF \$76,185 MADE BY MR. POTTER. SECONDED BY MR. HORTON. ALL BEING IN FAVOR. MOTION CARRIES 4-0.**

- E. *Ready Mix Concrete*

**MOTION: AWARDING THE BID FOR READY MIX CONCRETE TO THE FOLLOWING: QUADRANT 1 TO CUSTOM-MIX CONCRETE AT A RATE OF \$142.00/CUBIC YARD FOR CLASS A, \$144.00/CUBIC YARD FOR CLASS H AND \$120.00/CUBIC YARD FOR CLSM; QUADRANT 2 TO CUSTOM-MIX CONCRETE AT A RATE OF \$144.00/CUBIC YARD FOR CLASS A, \$146.00/CUBIC YARD FOR CLASS H AND \$122.00/CUBIC YARD FOR CLSM; QUADRANT 3 TO SPALLINA MATERIALS, INC. AT A RATE OF \$136.00/CUBIC YARD FOR CLASS A, \$140.00/CUBIC YARD FOR CLASS H AND \$110.0/CUBIC YARD FOR CLSM; AND QUADRANT 4 TO SPALLINA MATERIALS, INC. AT A RATE OF \$141.00/CUBIC YARD FOR CLASS A, \$145.00/CUBIC YARD FOR CLASS H AND \$121.00/CUBIC YARD FOR CLSM MADE BY MR. POTTER. SECONDED BY MR. HORTON. ALL BEING IN FAVOR. MOTION CARRIES 4-0.**

- F. *Concrete Blocks*

**MOTION: AWARDING THE BID FOR CONCRETE BLOCKS TO THE SOLE BIDDER, CUSTOM-MIX CONCRETE, INC. MADE BY MR. POTTER. SECONDED BY MR. HORTON. ALL BEING IN FAVOR. MOTION CARRIES 4-0.**

- G. *Industrial Mechanical Services*

**MOTION: AWARDING THE BID FOR INDUSTRIAL MECHANICAL SERVICES TO THE LOW BIDDER, JOHN W. DANFORTH COMPANY AT AN HOURLY RATE OF \$91.49 MADE BY MR. POTTER. SECONDED BY MR. HORTON. ALL BEING IN FAVOR. MOTION CARRIES 4-0.**

- H. *Dresser Motor Grader Transmission Parts*

**MOTION: AWARDING THE BID FOR DRESSER MOTOR GRADER TRANSMISSION PARTS TO THE LOW BIDDER, MONROE TRACTOR & IMPLEMENT CO., INC. FOR A TOTAL COST OF \$10,188.38 MADE BY MR. POTTER. SECONDED BY MR. HORTON. ALL BEING IN FAVOR. MOTION CARRIES 4-0.**

## **VII. OTHER BUSINESS**

A. *Budget Transfer* – Mr. Spagnoletti requested authorization to transfer \$24,000 from the 2019 Major Equipment line to the 2019 contractual line to pay for year-end invoices.

**MOTION: AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO TRANSFER \$24,000 FROM THE 2019 MAJOR EQUIPMENT LINE TO THE 2019 CONTRACTUAL LINE TO PAY FOR YEAR-END INVOICES MADE BY MR. POTTER. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 4-0.**

B. *New York State Solid Waste Association* – Mr. Spagnoletti informed the committee that Rich Bills is the President of the New York State Solid Waste Association and he recently gave a presentation at the January NYSAC Conference.

C. *Caton Shop* – Mr. Van Etten asked we are still not in the Caton Shop? The bid was awarded on March 4, 2019. Mr. Spagnoletti stated the shop is substantially completed. We are taking our time to get it done right. The final walk through is scheduled for tomorrow morning. Mr. Van Etten asked did we expect that it would take a year? Mr. Spagnoletti replied when we bid it, we expected that it would take all of 2019. By rejecting the bid and rebidding, we changed the scope of work and saved \$250,000. We knew it would take longer and the contractor is doing a good job.

**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. HORTON. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 4-0.**

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

**MOTION: AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO PURCHASE 1.6 ACRES ADJACENT TO THE CEMETERY BRIDGE ON CR 119 IN THE TOWN OF CAMERON FOR A PURCHASE PRICE NOT TO EXCEED \$5,000 MADE BY MR. HORTON. SECONDED BY MR. POTTER. ALL BEING IN FAVOR. MOTION CARRIES 4-0. *Resolution Required.***

**MOTION: TO ADJOURN MADE BY MR. POTTER. SECONDED BY MR. HORTON. ALL BEING IN FAVOR. MOTION CARRIES 4-0.**

Respectfully Submitted by

Amanda L. Chapman  
Deputy Clerk  
Steuben County Legislature

**\*\*NEXT MEETING SCHEDULED FOR\*\*  
Monday, March 2, 2020  
Legislative Committee Room  
10:00 a.m.**

**Please send agenda items to the Clerk of the Legislature's Office  
NO LATER THAN NOON  
Monday, February 24, 2020.**