

PUBLIC WORKS COMMITTEE

January 5, 2022

8:45 A.M.

Attendees:

Joe Cetta
Bill Layton
Susan McIntyre
Jared Boice

John Kosier
Jerry Vernold
Lisa Henderson

GENERAL

• Committee Schedule 2022

- 2022 Committee Schedule was distributed.

• Equipment Authorizations

- SM, we have several authorizations. These are all budgeted items.
 - First is a plow for the parts truck. Budgeted at \$5,000, quote came in at \$5,944. Prices have gone up since we did the budget. Because George isn't here I'm going to ask everyone to initial this.
 - Committee approved.
 - Next we have two John Deere 410 backhoes. We had budgeted \$140,000 each, pricing is for \$131,629.27 each. This is NY SOGS pricing.
 - Committee approved.
 - Next is a Tig Stick Welder, budgeted at \$6,500, came in at \$6,845.30.
 - Committee approved.
 - Next is for 2 Bandit Brush Chippers. Budgeted at \$50,000 each. Quotes now are for \$51,150.40. This is again OGS pricing.
 - Committee approved.
 - Last item we have right now is the Reversible Plate Tamp. We budgeted \$6,000. It came in at \$5,449.00
 - Committee approved.

• Payment of Overtime

- SM, This is a standard thing we do every year. Allows us to pay overtime in lieu of comp time.
- Committee approved.

• COVID tax credit paybacks to IRS

- SM, This is just an FYI, if you have not heard. We received a notification that the county had wrongly taken payroll tax credits. We now have to pay those credits back so this will affect our 2021 budget as follows: Road Fund – \$16,260.925, Solid Waste - \$2,159.16 and Machinery \$796.74.

• GOSR Sidney Mowing RFP for 2022

- SM, The RFP for mowing is out. We have gone from 90 properties to 130. The response deadline is this Friday. Payment is funneled through Planning, we just administer the contract.
- SM, On a side note, GOSR is running into the same contract administration issues that we were so there is no way they are going to have this closed out when they said they would. Seems the Dept of Labor won't budge for them either.

- NYS Legislation re: prevailing wage
 - SM, In more alarming news, the State legislature has passed legislation and the Governor has signed it into law that calls for the payment of prevailing wages to drivers traveling to and from worksites hauling aggregates. (See attached). This change take effect immediately.
 - SM, This is going to increase the cost of doing business significantly. There is still a lot of details to be worked out but no doubt, the cost of doing business is going to increase. We will keep you informed if we hear anything.
- 2021 Truck pricing increase
 - SM, In mid-March we ordered 2 Tandem trucks, the original price was \$234,500 each. According to the vendor there has been two price increases that they have absorbed, the third one they will not absorb. So we are now looking at an additional \$4,100 per truck. When I talked to our sales rep he says this has to do with the semiconductors. He said they are anticipating a \$20 to \$25K increase per truck for this year. It is our recommendation that we accept this increase as it only makes sense. If we cancel the order, the trucks are going to be way more than this and they will be another year out.
 - Committee approved.
- Authorization to fill vacancies
 - SM, What I have is an authorization for two summer people for engineering. I'm doing this now because they can use it for an internship. They need this to graduate and they need to line them up now.
 - Committee approved.
- Document scanning
 - SM, We have sent our first batch of documents out to be scanned. We are very pleased with the quality of the results. I had hoped to have an invoice for you but it hasn't come in yet.

SOLID WASTE

- Compost 112 Conveyor
 - SM, The bids for this are on the street, they are due back the 14th. We hope to award on the 26th.
 - JC, Is that enough time?
 - SM, We think so. We have been working on this for a while.
 - JC, This isn't going to be cheap is it?
 - SM, No. But keep in mind that the conveyor we are replacing is an original piece of equipment. This facility is of an age where we are going to be seeing more of this.
- Compost Crane Status
 - SM, At the last meeting we discussed that the crane was down. At Jared's recommendation we brought in Material Handling Technologies out of Syracuse, they worked with Erik Christensen and we have the crane up and running. We have a temporary cable that is working. We will be ordering 2 complete lengths of replacement cable from Germany that will give us the long term fix we need.
- Landfill Cell 4s coordination site visit with Marcy Excavating & Nelcorp January 21
 - SM, Work continues with the electric contract. We will award to Marcy today. We have an on-site preconstruction meeting scheduled for January 21st.

- SM, We do have a no-cost change order in the pipes for NelCorp but we are sitting on it for now.

• Handling fee for improperly placed loads

- SM, this is really a policy discussion, I need some feedback. At the C&D cell, we have spent some time and money to improve the access to the cell. It has historically been a mess. We have improved the grading and put some good crushed material down. We now have haulers/drivers who are dumping in the road which is upsetting everyone. What we have done thus far is to verbally reprimand them. We are considering instituting a handling fee for repeat offenders. So if you dump where you aren't supposed to, you will be charged. The upside of this is that everyone that goes to the C&D cell is crossing the scales anyways so it would be easy to apply.

- JV, So probably if you put up a sign that you are going to do it, it may very well stop it.

- SM, I hope so. And what I'm hearing is that the Committee doesn't have a problem with this.

- Committee agreed that it would be ok.

• Scale software & hardware install

- SM, We have updated the scale software at the SWMC. Over a year ago we had approved purchasing new software. It was crazy expensive. We found that for \$800/year we can upgrade our current software and keep it running. We did need to upgrade the computer. Everything has been installed and it up and running. We will continue with the upgrades so that this doesn't happen again in three to five years.

HIGHWAYS/BRIDGES

• CR 10 Stonewall Solar

- SM, FYI, there is a proposed industrial scale solar project, 145 megawatts, off of Route 10 in Meredith. Jim Ellis is super nervous. It will have access off from County Route 10. So if this does go through, we may very well be looking at a road use agreement with the developer.

- JC, that's 10 times bigger than the one they just put in on the backside in Walton. How many acres do they need for that?

- SM, they have 800/1,100 acres they are looking to develop. I just want it on the record that we are watching this. There will have to be a SEQRA study and environmental review that would be through the Town of Meredith.

- JC, He should do a PILOT for that. We did for the one behind the landfill. That vacant farm land was taxed for about \$1,000 and we are getting \$9,000 to split between the school district the town and the fire district.

- SM, Did the County do a PILOT also? Because if they didn't they are missing out and leaving money on the table. I understand the Glenn Nealis has no desire to get into that at the County level.

- JC, No.

• CR 6 NK Sewer Line License Agreement T/Middletown

- SM, This is the CWC financed sewer project. They are hoping to go out to bid this spring.

- JC, They don't even have all of the easements yet.

- SM, Our concern is the proximity to our structure and the need for future replacement. So we were able to negotiate a \$30,000 license agreement with the Town of Middletown. This payment will sit in escrow until it is needed. That was signed and approved by the Town of Middletown. So

I have instructed the engineers to proceed with the road work permit. I do want to have a resolution in front of the Board so that it is documented for future reference.

- BR 137 Hale Eddy and Broome County IMA

- SM, This sits on the border of Broome and Delaware. There is a metal expansion joint at the abutment, it needs to be repaired. We have reached out to Broome County to negotiate an IMA. Broome has taken the lead and have put the project out to bid. They have done a more extensive repair than we would have but regardless, the bid came in at \$106,000, so our obligation will be \$53,000. We have agreed to this and work will proceed. The only thing slightly different is that the contractor (Bothar) will bill us directly for our share.
- Committee approved.

- Bridge Preservation 2021 Close Out

- SM, This work is complete. We need to close out the paperwork.

- Bridge Preservation 2022

- SM, This is three bridges in the Town of Hancock. Have preliminary approval to proceed. We are trying to group the projects geographically because it gets a better bid price.

- BR 83 Knox Ave T/Colchester guiderails

- SM, In previous meetings we have had conversations over who is responsible for the approach rail when the bridge in on a town road. In January of 2021 we agreed that road maintenance and vegetation would be the town's responsibility and the rail would be the responsibility of the County. The road surface would be split.

- SM, We had one property owner who is very upset with how the rail was placed because it impeded him access to part of his yard. Prior to the project there was no rail which does not meet DOT specifications. Because this is a federal project, everything has to be up to spec. This has displeased the property owner. So we met him out there and have proposed an alternate alignment that brings the rail further out along the road and then cuts down the edge of his driveway. He likes this much better. This is a cost the County will have to bear, we will not be reimbursed for this. That being said, I would like Committee approval to go forward with this change. Will be about \$20,000 to do this.

- Committee approved.

- BR 136 Dug Road Twin Pipe T/Deposit BRIDGENY Award

- SM, This will be our next BridgeNY project. This has been accepted as a project for \$4.5 million. So we are going to proceed, we will estimate high on everything so we don't get burned like we did on Bridge 83. It is 80% funded through BridgeNY and 15% funded through Marcheselli funds. The other 5% is our cost. This is a 24 month to completion project once we sign the contract which we anticipate doing in March.

- 690 Account for Permits

- LH, Back in 2016, we cleared out old permit deposits from the 690 account. We changed the wording on the application to say that it is the property owner's responsibility to contact us when the work is done so that we can inspect the project and return their deposit. We now have an excess of permits dating back to 2011 that we have never had the owner contact us to get their deposit back. Fiscal Affairs has asked me if we can clean the account out again. So what we are proposing is to clear out everything 2018 and older. It's around \$20,000.

- Committee approved.
- JC, Should we do this every year?
- LH. Yes. I have talked to the Engineers and we will change the wording to say they only have two years to call us and then at the end of each year we will close out all the overdue projects.

• CR6 easement ROW – Finn and T/Bovina

- SM, This is the proposal to put in a river walk. This section of CR 6 runs along the State Route 28 end of the hamlet of Bovina. There is one improperly filed easement that allows the Town of Bovina to cross the County property to access their sewer plant. All of the Attorneys have agreed that we need to create an official easement to legitimize their use. It should be a straight forward process.

- Committee approved this.

- SM, The second part of this is that easement section has a existing driveway that the Town of Bovina put in to access the sewer plant from County Route 6. That driveway, or part of it was the old alignment of County Route 6 which used to be a State Road. Back in the 1950's the State gave the road to the County. When the State gave the Road to the County and all the surrounding right of ways that go with that, the road itself was not explicitly written into the easement and it wasn't adjusted with the realignment of the road. But now that we have reviewed all of the documents it is clear that the State gave the road to the County and we accepted it, in its entirety. Now, when Bovina put in the sewer plant in 2006, the bought property from McPherson (now Finn) and they wrote in an easement across the McPherson (now Finn) property, this is well documented. They then wrote an easement across the County owned property, the problem is that it was not identified as County owned property, it really didn't identify any ownership. So the old roadway is now used by Mr. Finn as a baseball field, it is entirely possible that the backstop of the baseball field is on County right of way. So the big question is, do we also grant Mr. Finn legal access to his fields recognizing that he has greater plans that we absolutely do not support being in our right of way at all. They have been using this driveway for as long as it has been there as an access. If they were cut off from this access they would need to build a road across the field. So I'm just trying to see how you feel about this. From my perspective, they have been using the road, as long as they don't get in my way and they don't interfere with any work that we need to do on the bridge or the road or put anything permanent there, I have no problem. But do we give them an easement or a license agreement or do we just do nothing and stay quiet. The advantage of doing something official is the liability protection. So the low hanging fruit is to issue them a license agreement, this is basically what Jeremy from the County Attorney's office is leaning towards, this says you hold the County harmless and you can continue to use the driveway as you have, the County won't get in your way, you need to maintain an insurance policy and you can continue on. Knowing Mr. Finn and his Attorney, they will not be satisfied with this, I don't care if they are satisfied with this or not.

- JB, So we would give them use of the road and nothing else.

- SM, Yes, and I'm trying to get a feel from the Committee to see if you are in agreement with this as opposed to saying hey you should have never been using it ever.

- JK, It's going to save a lot of liability from where I stand.

- SM, More than the liability, we need to maintain access to our infrastructure. So we don't want to sell and piece of that or give up our ability to kick people off it so we can do what we need to do.

- Committee agreed that a license agreement would be a good thing to try.

- SM, I bring this up because Mr. Finn's plans are continually changing. We can do the easement and the license agreement as a type 2 SEQRA action because we aren't creating physical change. If Mr. Finn wants to do anything on this land, it will be a change in use and he will be subject to a full SEQRA review and site review. That is another reason why we would not want to grant anything other than road access. We need to be very clear that we don't support any of that at this time and any of those things would require further negotiation with the County.

- Nuisance Beaver Permit for 2022

- SM, Just an FYI, we just received our nuisance permit to deal with beavers in the County right of way.
- JC, Who do you use for that?
- JB, There's a couple different people depending on the area.

- Truck 845 - Scrap

- SM, This is an old landfill truck, we have pulled the engine out to put it in Truck 897. We feel it has no auction value at this point because we have pulled all the valuable stuff off it. Seeking permission to take it for scrap.
- Committee approved scrapping the vehicle.

DPW BLDG PROJECT

- DPW Buildings Project status

- SM, Construction is ongoing in Delhi. Metal studs are going up for the walls. They really want to get them up as that will facilitate working through the winter. Neale Road and Bloomville are basically shutdown for now. Most of that is because we are waiting for the buildings.
- JK, I can see where the cost for the Bloomville site could go up if we have to pay prevailing wage to haul that material in.
- SM, It sure could. We have a meeting tomorrow morning with our primes and subs. We are meeting in Kortright tomorrow and will be going on site to discuss raising the building and the challenge of putting in the perimeter drain. So this is an on-going process.
- JC, Wouldn't that be a preexisting contract so it wouldn't be covered?
- SM, Good point.

- NYSEG Easement for Neale Rd

- SM, We are going to have to sign an easement agreement with NYSEG to allow them to extend the poles to our site. I have sent it to Delaware Engineering to verify the locations. Once I have that we will get it signed and sent back.

- CO Admin Joists

- SM, We do have a proposed change order for the additional joists. It's at \$25,841, this is much more realistic than the original \$44,362. We are fully aware this was a design admission. We are going from 16 on center to 12 on center to support the storage areas. We need to review that and move forward.

- DSS Building on V/Delhi Main St vacant lot

- SM, We continue to work on DSS with this. There was a fire last night, haven't heard the official word yet but I'm guessing that was a total loss. I have reached out to Keith Weaver who is Sylvia's second in command. Just prior to the fire he had sent me a plan with their proposed structure showing the building parallel to the road, not perpendicular as we had agreed upon.

They want to improve the natural lighting. I explained to him that this interferes with our emergency egress and he backed off on that. Now, if the other building is coming down maybe that will change things.

- LH, According to Bill Bryden who left me a voice mail, it is their intent to knock that down and rebuild.

- JC, I pointed out to Tina that this could change things. We will have to see how this plays out. It is definitely worth a discussion.

- Pole barn heating system

- SM, If you remember, the larger DPW project includes repairs and upgrades to the buildings be kept. The Pole Barn is one of those buildings. The heating system is an old propane fired corevac system with radiant heat. It is failing.

- JB, It is getting harder and harder to get parts for it.

- SM, We are working with Pete to come up with an alternative heating system and some estimates. I just don't want these projects to fall by the wayside.

RESOLUTIONS

Machinery Rental

Award of Cell 4S General Construction

Fed. Aid – 2022 Bridge Preservation



STATE OF NEW YORK
EXECUTIVE CHAMBER
ALBANY 12224

APPROVAL #163
CHAPTER #823

December 31, 2021

MEMORANDUM filed with Senate Bill 255-B, entitled:

"AN ACT to amend the labor law, in relation to the payment of prevailing wage for work involving the delivery to and hauling of aggregate supply construction materials"

APPROVED

This bill clarifies the circumstances under which haulers of aggregate supply materials are to be paid the prevailing wage when working at public works construction sites. I have reached an agreement with the Legislature to clarify that prevailing wage will be paid only at the worksite itself and for travel between the worksite and a designated central stockpile where aggregate supply construction materials are delivered. Prevailing wage will not apply to out of jurisdiction deliveries of aggregate supply materials to the designated central stockpile. On the basis of that agreement, I am pleased to sign this bill.

This bill is approved.

Ruth Hochul

DPW COMMITTEE SCHEDULE 2022

Wednesday, January 5, 2022	8:45 a.m.
Wednesday January 26, 2022	8:45 a.m.
Wednesday, February 23, 2022	8:45 a.m.
Wednesday, March 9, 2022	8:45 a.m.
Wednesday, March 23, 2022	8:45 a.m.
Wednesday, April 13, 2022	8:45 a.m.
Wednesday, April 27, 2022	8:45 a.m.
Wednesday, May 11, 2022	8:45 a.m.
Wednesday, May 25, 2022	8:45 a.m.
Wednesday, June 22, 2022	8:45 a.m.
Wednesday, July 27, 2022	8:45 a.m.
Wednesday, August 24, 2022	8:45 a.m.
*Wednesday, September 14, 2022	8:45 a.m.
Wednesday, September 28, 2022	8:45 a.m.
Wednesday, October 12, 2022	8:45 a.m.
Wednesday, October 26, 2022	8:45 a.m.
Wednesday, November 9, 2022	8:45 a.m.
Tuesday, November 22, 2022	8:45 a.m.
Wednesday, December 14, 2022	8:45 a.m.
*No Board meeting this day!	