

PUBLIC WORKS COMMITTEE
JANUARY 8, 2014
NOT APPROVED

Committee Members Present: D. Fanton, A. McGraw, P. Curran, D. Decker, K. Graves, M. Healy, T. Hopkins, N. Ungermann, C. Crandall

Others Present: M. Alger, S. Burt, G. James, C. Jessup, T. Miner, T. O'Grady, D. Pullen, B. Riehle, C. Santora, D. Scholes

Media Present: No media present

Call to Order: The meeting was called to order at 2:00 p.m. by Public Works Committee Chairman Dwight Fanton.

Approval of Minutes

A motion was made by Legislator Curran, seconded by Legislator Graves, and carried to approve the Public Works Committee minutes of December 4, 2013.

Highway

Town Bridge Resolutions for 2014 (Capital Projects)

Superintendent of Public Works Guy James requested resolutions for the 2014 Town Bridge Projects, the funding for which appears in this year's (2014) budget. The first for which he requested approval is Baker Road, Town of Ward, B.I.N. 2215050, Local Bridge #25-06. Some discussion followed regarding ages of the bridge, materials that had been used at that time, etc. Mr. James could not comment on all of the construction methods or materials selected as he was not employed by the County at the time they were constructed. The estimated cost is \$188,000 (the 85-15 percent split: County share: \$159,800; Town share: \$28,200). The request was approved on a motion by Legislator Graves, seconded by Legislator Healy, and carried. (Two opposed: Legislators Ungermann and Decker) **Prepare Resolution**

The second bridge requiring a prepared resolution is Higgins Road, Town of Hume, B.I.N. 2214830, Local Bridge #20-18. Similar discussion (as above) followed. The estimated cost is \$296,500 (the 85-15 percent split: County share \$252,025; Town share: \$44,475). The request was approved on a motion by Legislator Hopkins, seconded by Legislator Healy, and carried. (Two opposed: Legislators Ungermann and Decker) **Prepare Resolution**

The third bridge requiring a prepared resolution is Ottis Smith Road, Town of Granger, B.I.N. 2214670, Local Bridge #18-01. The estimated cost is \$277,500 (the 85-15 percent split: County share \$235,875; Town share: \$41,625). The request was approved on a motion by Legislator Fanton, seconded by Legislator Graves, and carried. (Two opposed: Legislators Ungermann and Decker) **Prepare Resolution**

Permission to Bid Bridge Decks for 2014 Capital Projects

Superintendent of Public Works Guy James requested approval to bid the Bridge Decks for the three Town structures and two County structures, the funding for which appears in this year's (2014) budget. The request was approved on a motion by Legislator Graves, seconded by Legislator Hopkins, and carried.

Condition Ratings for Bridges

Responding to Legislator Ungermann's comment that we (the County) need to build better bridges, Mr. James distributed a document which explained the NYS DoT method of calculation to determine the condition rating of a bridge. A second sheet illustrated the condition of several bridges in the County and their ratings (per DoT calculations) which had been rehabbed or rebuilt by the County in the past two years. Mr. James pointed out that the Birdsall Bridge which had been the topic of much discussion in 2013, following the rehab the Town of Birdsall completed, remained in the bottom 41 percent of the rankings. By contrast, the bridges designed, built, or rehabbed by the County all ranked in the top 16 percent or higher following the work performed by County crews.

Permission to Bid Equipment for Highway and Solid Waste

Excavator for Bridge Construction

Mr. James requested approval to bid an excavator to be used by the Bridge Construction crew which had been approved for the 2014 Budget. It replaces a 2001 Kobelco excavator with over 11,000 hours of use. There was some discussion about whether certain parts had been repaired/replaced over the life of the excavator. The question was raised why the new Gradall that had been purchased in 2013 couldn't do the same job. Mr. James explained the distinction in capabilities between the two machines. Subsequently, approval was granted on a motion by Legislator Graves, seconded by Legislator Curran, and carried. (Two opposed: Legislators Ungermann and Decker)

Mechanics Truck with Service Body- Solid Waste

Mr. James also requested approval to bid a mechanics truck with service body to replace a 1996 Ford F350 with a rusted body which will no longer hold a crane. Approval was granted on a motion by Legislator Healy, seconded by Legislator Graves, and carried.

Three (3) Roll-Off Recycling Containers

Mr. James requested approval to bid three Roll-Off Recycling containers at \$7,500 each. Some discussion followed regarding the state of the current containers and whether these new containers will fit into the plan for recycling after closure of the Landfill in a few years. Approval was granted on a motion by Legislator Graves, seconded by legislator McGraw, and carried.

Permission to Bid Materials for Our Annual Bid

Mr. James requested approval to bid 2013 materials (such as gravel, steel, pipes, blacktop, etc.). The request was approved on a motion by Legislator Healy, seconded by Legislator McGraw, and carried.

Buildings and Grounds

Legislator Ungermann queried DPW about the sewer hookup for the Jail. Mr. James invited him to stay for the Facilities meeting which followed where representatives from MRB Group, the company that conducted the feasibility study, would be presenting their findings and recommendations.

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 2:42 p.m. following a motion by Legislator Graves, seconded by Legislator Decker, and carried.

Respectfully submitted,
Cynthia Santora, Secretary to the Clerk of the Board
Allegany County Board of Legislators

**PUBLIC WORKS COMMITTEE SPECIAL MEETING
JANUARY 27, 2014
NOT APPROVED**

Committee Members Present: D. Fanton, A. McGraw, P. Curran, D. Decker, K. Graves. M. Healy, T. Hopkins, N. Ungermann, C. Crandall

Others Present: M. Alger, S. Burt, G. James, C. Jessup, K. LaForge, J. Luckey, T. Miner, B. Riehle, C. Santora

Media Present: No media present

Call to Order: The meeting was called to order at 2:58 p.m. by Public Works Committee Chairman Dwight Fanton.

Highway

Permission to Award Bridge Decks

Superintendent of Public Works Guy James explained a document outlining the bid opening for Bridge Decks that took place on January 24, 2014. The Bridge Decks being considered are Local Bridge #18-01 (Otis Smith Road, Town of Granger, B.I.N. 2214670), Local Bridge #20-18 (Higgins Road, Town of Hume, B.I.N. 2214830), Local Bridge #25-06 (Baker Road, Town of Ward, B.I.N. 2215050), and Birdsall Local Culverts #16-80 and #16-85. The bidders were L.C. Whitford Co, Inc., and Laminated Concepts, Inc. Mr. James recommends Whitford for Bridges 18-01 and 26-05, and he recommends Laminated Concepts for the remaining three. All but one of the five bids were the low bid. Mr. James chose Laminated Concepts for 20-18 (at \$16,000 over the low bid) because the concrete structure weight bid by Whitford was more than three times heavier. Some discussion followed regarding the merits of timber bridges versus concrete and steel. It was claimed that because the sheet pile abutments were being reused, the lighter weight structure would be the preferred way to go. Prior to the vote, Legislator Graves requested that he be allowed to abstain from the vote relevant to his being employed by LC Whitford Co. Permission to abstain was granted on a motion by Legislator Fanton, seconded by Legislator Ungermann, and carried. Subsequently, approval to award the Bridge Decks was granted on a motion by Legislator Fanton, seconded by Legislator Hopkins, and carried.

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 3:00 p.m. following a motion by Legislator Graves, seconded by Legislator Healy, and carried.

Respectfully submitted,
Cynthia Santora, Secretary to the Clerk of the Board
Allegany County Board of Legislators

**PUBLIC WORKS COMMITTEE
FEBRUARY 6, 2014
NOT APPROVED**

Committee Members Present: D. Fanton, A. McGraw, P. Curran, D. Decker, K. Graves. M. Healy, T. Hopkins, C. Crandall (Absent: N. Ungermann)

Others Present: M. Alger, S. Burt, G. James, C. Jessup, T. Miner, D. Pullen, B. Riehle, C. Santora, D. Scholes (Guests: T. Shultz, H. Hann)

Media Present: D. Donohue, *Olean Times Herald*

Call to Order: The meeting was called to order at 1:05 p.m. by Public Works Committee Chairman Dwight Fanton.

Approval of Minutes

A motion was made by Legislator Graves, seconded by Legislator Curran, and carried to approve the Public Works Committee minutes of January 8 and 27, 2014.

Solid Waste Division

Recyclables: Request for Proposals

Deputy Superintendent of Public Works Dean Scholes wanted to give the Committee a “heads-up” that he would be issuing RFPs for recyclables and hoped to have a recommendation for the Committee at the March meeting.

Highway

Executive Session to Discuss a Proposed Acquisition of an Interest in Real Property

The Committee entered executive session to discuss a proposed acquisition of an interest in real property at 1:07 p.m. on a motion by Legislator Graves, seconded by Legislator Healy, and carried. The Committee exited executive session at 1:42 p.m. on a motion by Legislator Graves, seconded by Legislator Curran, and carried.

Allegany County Local Bridge Program

Superintendent of Public Works Guy James distributed a packet of information in response to recent comments that perhaps the County’s bridge projects could be done more quickly and more inexpensively, either by bidding them out to the private sector or by reviewing the County crew’s process. Mr. James, who polled his counterparts across the state, discovered that not one of the superintendents at the meeting where he asked the question believed that culvert and bridge projects could be done more cheaply than by their own county crews. Additionally, Mr. James provided documentation supporting this assertion. Mr. James also provided a document from the NYSDOT stating that Allegany County has the lowest percentage of deficient local bridges in NYSDOT Region #6 and the lowest percentage of deficient local bridges in all of New York State (the best numbers of all 62 counties). Mr. James credited the members of the Legislature who support and fund Allegany County’s local bridge program. He also gave credit and thanks to the hardworking, dedicated Bridge Construction Crew, Bridge

Maintenance Crew, Highway Crews, Engineering Department, and Office Staff as they are the ones who make this #1 ranking happen.

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 2:00 p.m. following a motion by Legislator Graves, seconded by Legislator Decker, and carried.

Respectfully submitted,
Cynthia Santora, Secretary to the Clerk of the Board
Allegany County Board of Legislators

**PUBLIC WORKS COMMITTEE
MARCH 5, 2014
NOT APPROVED**

Committee Members Present: A. McGraw, P. Curran, D. Decker, M. Healy, C. Crandall
(Absent: D. Fanton, K. Graves, T. Hopkins, N. Ungermann)

Others Present: L. Ballengee, S. Burt, R. Hollis, C. Jessup, T. Miner, T. Palmiter, B. Riehle, T. Ross, C. Santora, D. Scholes

Media Present: No media present

Call to Order: The meeting was called to order at 1:00 p.m. by Public Works Committee Vice Chairman Aaron McGraw.

Approval of Minutes

A motion was made by Legislator Curran, seconded by Legislator Decker, and carried to approve the Public Works Committee minutes of February 6, 2014.

2014 Advocacy Day Talking Points for New York State County Highway Superintendents Association

Deputy Superintendent of Public Works Dean Scholes distributed a document which Superintendent of Public Works Guy James wanted to share with the Committee which he would be using at Advocacy Day in Albany.

Solid Waste Division

Awarding of Recycling Bids

Mr. Scholes reminded the Committee that each spring, DPW issues RFPs for recycling. He noted that he was very pleased with the numbers that came back. He commended Tim Palmiter, DPW Recycling Coordinator, for his diligent work in this area. Mr. Scholes noted that DPW had \$150,000 budgeted for revenues for 2014, and he is confident that they will meet this figure. Mr. Scholes then distributed and reviewed a document delineating the bid tabulations. His recommendations were as follows:

- for colored glass and clear glass: Recycall, Inc.
- for cardboard: RockTenn Recycling
- for newspaper: Swarthout Recycling
- for metal cans, scrap metal, white goods, and heavy scrap metal: Weitsman of Jamestown
- for lead acid batteries: Weitsman of Jamestown
- for electronics: Sunnking [excluding CRT monitors—they will accept, but not pay]
- for used clothing/textiles: St. Pauly
- for used tires: Geiter Done [County pays—in negotiations]
- for plastic: Ted Osborne

Approval to award recycling bids was granted on a motion by Legislator Curran, seconded by Legislator Healy, and carried.

Auto Shredder Fluff

Mr. Scholes told the Committee that auto shredder fluff is used as daily cover at the Landfill, but that DPW has met with difficulty obtaining sufficient quantities because the trucking companies that bring the material to the Landfill have found that it's more lucrative to haul salt and sand right now. DPW found another supplier willing to work with the County, but at a reduced rate (\$4.50/ton as opposed to \$8/ton), for about the next six weeks. Because this is material we have to have, we don't have much of a choice. DPW is hopeful that when the snow goes away, things will revert. This will hurt revenue a bit in the short term.

Highway

Award Excavator Bid

Mr. Scholes informed the Committee that DPW had expected to be ready to make a recommendation, but there were more bid deviations than expected, so more review is necessary. Mr. Scholes said a recommendation for award will be made when a thorough review of the bids has been completed.

Seasonal Help

Mr. Scholes sought approval to hire 19 seasonal workers at a budgeted cost of \$85,120 (\$8/hour, 40 hours per week, for a maximum of 14 weeks). The projected breakdown: Buildings & Grounds-3; Jail Buildings & Grounds-1; County Road-9; Road Machinery-1; Solid Waste-3; Engineering-2). Seasonal employees are a vital part of the Department's operation. These employees are County residents who are either college-bound or are already college students, and they provide "extra hands" to supplement the Department's decreasing full-time workforce. It was stated that these positions are necessary to augment the DPW workforce during the summer months. These positions perform routine tasks, allowing full-time DPW employees to perform other duties. A motion was made by Legislator Healy, seconded by Legislator Curran, and carried to approve the hiring of 19 seasonal workers. **Refer to Ways & Means**

Approval to Put Old Equipment Up for Auction

Mr. Scholes also requested approval to put pieces of equipment out for bid, saying DPW is still generating a surplus list. Permission was granted on a motion by Legislator McGraw, seconded by Legislator Decker, and carried.

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 1:16 p.m. following a motion by Legislator Curran, seconded by Legislator Decker, and carried.

Respectfully submitted,
Cynthia Santora, Secretary to the Clerk of the Board
Allegany County Board of Legislators

**PUBLIC WORKS COMMITTEE
APRIL 2, 2014
AMENDED & APPROVED**

Committee Members Present: D. Fanton, A. McGraw, P. Curran, D. Decker, K. Graves. M. Healy, T. Hopkins, N. Ungermann, C. Crandall

Others Present: M. Alger, S. Burt, K. Dirlam, D. Hanchett, R. Hollis, G. James, C. Jessup, T. Miner, B. Riehle, D. Root, T. Ross, C. Santora, D. Scholes Guest V. Perkins

Media Present: No media present

Call to Order: The meeting was called to order at 1:00 p.m. by Public Works Committee Chairman Dwight Fanton.

Approval of Minutes

A motion was made by Legislator Graves, seconded by Legislator Decker, and carried to approve the Public Works Committee minutes of March 5, 2014.

Solid Waste

Award Mechanic's Truck with Service Body

Deputy Superintendent of Public Works Dean Scholes told the Committee that \$40,000 had been budgeted for 2014 to purchase a mechanic's truck with service body. After reviewing the bids, it was determined to purchase the vehicle from McFadden Ford for a 2015 F350 with a Stahl Body for \$33,108.16. Approval was granted on a motion by Legislator Graves, seconded by Legislator Healy, and carried.

Highway

Award Material Bids

Superintendent of Public Works Guy James distributed a packet of information which included all bidders and bid tabs for materials to be used by the Department of Public Works throughout the year. Mr. James indicated that he had done all the requisite research and would like to award the bids to the low bidder. Approval was granted on a motion by Legislator Healy, seconded by Legislator Hopkins, and carried.

Request to Fill Road Maintenance Supervisor

Mr. James requested approval to fill a Road Maintenance Supervisor position (PEF, Grade 5) which opened up due to a retirement. This position, which is 100 percent County-funded and which is budgeted for 2014, provides supervision and performance of tasks related to construction, maintenance, and repair of highways and roads. Immediate supervision is exercised of a highway crew, including Heavy Motor Equipment Operators and Motor Equipment Operators. Approval was granted on a motion by Legislator Hopkins, seconded by Legislator Curran, and carried. **Refer to Ways & Means**

Request for Allegany County to Sponsor Restoration of Two Historic County Bridges

Valerie Perkins attended the meeting after speaking to Mr. James regarding a federal program called the Transportation Alternatives Program (TAP). This program is administered through the State Department of Transportation according to region and population. Our region has been allotted a minimum of \$1 million; according to local DOT representative Tim Alimosy, there will likely be three or four projects in our region granted these funds. Ms. Perkins, via an email, stated, "I would like Allegany County to consider sponsoring a project which would restore two historic bridges which cross the Genesee River in the north end of the County into useable and attractive pedestrian bridges. The Lattice Bridge, built in 1887 in the Town of Hume, is the oldest bridge in the County. The second bridge is the picturesque camel-back bridge in Caneadea, visible from Route 19.

"Together, these bridges open a wide range of possibilities for increased local use and as well as future tourism. They would tie in beautifully to the Genesee River Wilds efforts as well as the Genesee Valley Greenway Park System. These lovely bridges would be wheelchair and bike friendly. They could be outfitted with benches and solar lights and have designated areas for fishing. Parking areas at the ends of the bridges could also serve as access parking for folks wishing to use the Genesee River. Folks located on the east side of the river could park and cross over to access the Allegany County Transit system on State Route 19.

"This project fulfills the desired goals of the TAP program in multiple ways, including historic preservation and promoting alternative transportation. It already has the support of both towns who are willing to contribute "in kind" services as part of the required 20 percent local match. I have no doubt there are several local organizations who would lend their support as well. The proposal needs to be submitted for initial review to the local DOT by May 7. The final submission is due on June 11. Projects awarded would be announced in October and would need to complete within five years."

Much lively discussion followed. Legislator Ungermann asked whether a cost-benefit analysis had been completed, saying that this seems to be the type of project that "hardly ever gets used."

County Planner Kier Dirlam explained that this concept is part of a master plan. Adjacent to the Greenway, it would create parks on the bridges; it would be walkable, and it would give access to pedestrians. The Greenway, Mr. Dirlam explained, has just been made a NYS park within the last year. He felt this would be a boost to tourism as well. The long-term view would be to save our bridges and not demolish them. Currently, the Lattice Bridge is closed to traffic, although it was noted that people still use it (illegally) for running or walking. Mr. James noted that the Lattice Bridge will require much more work to "salvage" than the structure on County Route 46 in Caneadea.

Mr. Dirlam suggested that if there is even a little interest in pursuing this grant, someone from DPW needs to attend the next (and last) scheduled training the next day in Hornell, because that is a DOT requirement. If a DPW rep fails to go, we cannot apply, he said. He added that Ms. Perkins had already attended this training. He added that the County would be the applicant because the State understands counties better than they do towns and not-for-profits and that sort of thing for a bigger project such as this. Ms. Perkins said that perhaps the County could be the sponsor, and maybe have a different applicant. The Program does accept in-kind services as the "match," and as long as the money is being spent in the region, she would like Allegany County to be a recipient! The minimum would probably be \$200,000 with the region's share of \$50,000.

Questions abounded: if the structure on CR46 becomes a pedestrian bridge, would Allegany County need to continue to maintain it, since rules are different from vehicle bridges. Could we turn that bridge over to Caneadea? Would they want it? Mr. James said he does not

foresee the CR 46 bridge being reopened to vehicular traffic because there are too many issues that need fixing; the I-bars alone could cost up to \$400,000 to repair. As a pedestrian structure, it would not be subject to the weight load as it would if it were a vehicle bridge. However, Mr. James stated some of his reservations about the project. The DOT has provided a very short window for the application and the project to be completed. The first phase needs to be done by the next Public Works Committee meeting with the final submission due only a month later. It's a pretty short window in which to make a decision, he said. Mr. Dirlam agreed with Mr. James' assessment that there are still numerous conversations that need to take place among the principals in this venture.

Mr. Dirlam added that if we are unable to go forward with this application for any reason, we probably would not get this particular opportunity again until spring, two years from now.

Legislator Hopkins said that he sees more kayaking and canoeing on the river than he could have imagined 30 years ago. He added that it fits into the Greenway Project. Hume received a grant for (he thought for about \$300,000) to go from Fillmore to the Caneadea line. He added his support to the idea, saying it's a good project.

He also said that something has to happen to those bridges someday and it will be the responsibility of someone to pay for it. The reason, he continued, the Lattice Bridge is still standing, is because the cost of getting it out was prohibitive (about \$1 million) since it couldn't hit the river. If that falls in, somebody's got to do something about it. Why let it fall? If we don't find a way to use it, he said, it will fall in eventually.

Mr. Dirlam reminded the group that even if the County goes through the process and receives an award, it is still up to the Legislature to say yes, we accept, or no, we decline. Today is not the last chance to make a decision.

Chairman Crandall concurred with Legislator Hopkins that the river traffic is amazing these days. He said that the Greenway is our only state park and to tie the bridges in with the Genesee River Project and our new state park is an opportunity we shouldn't miss. If we don't do it, he said, the Caneadea bridge will end up as another Lattice Bridge. "We should support this local effort," he said.

Mr. Dirlam said that two actions were needed today: that Allegany County agrees to act as the sponsor on the application, and that DPW is authorized to help put the grant together. He needs to sit down with Jeremy Ferris and Mr. James and see what they think we can do and how to proceed. Mr. James agreed, depending on his calendar, to attend the DOT training the next day. If he was unavailable, he would send a member of his staff.

Mr. James also said that trusses are their own unique beasts and that he was not sure if anyone in his department has the expertise to deal with them, which might necessitate going outside for help. Mr. James agreed to go ahead with the application process, but before any money is spent, he wants to come back to the Committee.

It was decided to proceed with the necessary steps to prepare the application for the TAP funding, including having a member of the DPW staff attend the DOT training, on a motion by Legislator Hopkins, seconded by Legislator Graves, and carried. **Prepare Resolution**

Old Business

Legislator Ungermann reminded the Committee that at a recent Committee of the Whole meeting, they had discussed the possibility of doing something with Mount Monroe Road [in New Hudson]. Legislator Ungermann read a letter written by Chris Santangelo, Highway Superintendent, Town of New Hudson, regarding the re-evaluation on what should or should not

be a County road (letter attached). The consensus was that traffic counts should be done on Mount Monroe Road and Rawson Road.

Another issue on Legislator Ungermann's mind dealt with a document Mr. James had placed in his mailbox. (The following quotes is taken directly from a document provided by Legislator Ungermann following.)

"I read with great interest, Mr. James' packet of information defending the County's construction costs. When I looked at the sheet from Chemung County showing a savings of 55% over the bid of a local contractor, I began looking closer at the "bid" from Silverline Construction. I thought it unusual that a contractor would submit a handwritten bid on a piece of graph paper, so I called up Silverline and they said they had no record of ever bidding this retaining wall job and wondered if I could fax up the paper, which I did. As I suspected, and David Kelley confirmed when he called me back, the paper in question was a workup sheet that Chemung County had asked them to figure up for what they might need for this job. He also stated that Silverline routinely does machine work for Chemung, Schuyler, and Tompkins Counties with the counties providing materials. In this case they were asked to figure the job with no specifications provided, and he noted that many things were left of the County's cost sheet, such as roadway subbase, a Ben-way weir grade control structure, and the rock rip-rap to go with it.

"I then proceeded to the two newspaper articles provided by Mr. James for projects in Cattaraugus County – one on Hardy's Corners Rd., and one in Ashford. In the pictures, I recognized the heavy equipment was not Catt. County's, but that of D&H Excavating from Arcade, NY. I called F&H owner, Eldon King III and verified that on both jobs they performed all the machine work and Catt. County provided materials, trucking, and labor to help put it together.

"Another project on the Rawson Rd. worked the same way. D&H demolished the old bridge and installed the new box culvert and rip-rap, while we supplied some of the gravel backfill and Catt. Co. supplied the rest of the materials and labor.

"On March 26th in Allegany, the WNY Foundation for Fair Contracting put on a seminar in conjunction with Catt. Co. entitle "Public works in 2014: What You Need to Know" which was open to all elected officials and discussed State Competitive Bidding Laws, Dept. of Labor Laws, Davis Bacon compliance etc. Ryan Ferguson, Catt. Co. Deputy Superintendent of Public works indicated that generally speaking, any project over \$35,000 is contracted out."

Mr. James added that New York State ranks Allegany County's bridges #1 in the State, so they must be doing something right.

Good of the Order

Mr. James informed the Committee that in March, he went to Albany to lobby for increased funding from CHIPS (Consolidated Highway Improvement Program). New York State increased the funding amount to \$40 million for the municipalities. If the State uses the same allocation rate as it has in the past, Mr. James estimates that Allegany County will realize a \$195,000 increase which will enable DPW to pave a couple additional miles of County roads.

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 1:52 p.m. following a motion by Legislator Graves, seconded by Legislator Curran, and carried.

Respectfully submitted,
Cynthia Santora, Secretary to the Clerk of the Board
Allegany County Board of Legislators

**PUBLIC WORKS COMMITTEE
MAY 7, 2014
NOT APPROVED**

Committee Members Present: D. Fanton, A. McGraw, P. Curran, D. Decker, K. Graves, M. Healy, T. Hopkins, N. Ungermann, C. Crandall

Others Present: M. Alger, S. Decker, G. James, D. Scholes, L. Haggstrom, T. Ross, C. Jessup, S. Burt, R. Hollis

Media Present: No media present

Call to Order: The meeting was called to order at 1:03 p.m. by Public Works Committee Chairman Dwight Fanton.

Amendment & Approval of Minutes

Legislator Ungermann requested that the minutes of April 2, 2014, be amended to more fully address his comments, and so subsequently submitted the following written statement to be included in the minutes of April 2, 2014, under Old Business, and inserted in place of the stricken sentences below.

“I read with great interest, Mr. James’ packet of information defending the County’s construction costs. When I looked at the sheet from Chemung County showing a savings of 55% over the bid of a local contractor, I began looking closer at the “bid” from Silverline Construction. I thought it unusual that a contractor would submit a handwritten bid on a piece of graph paper, so I called up Silverline and they said they had no record of ever bidding this retaining wall job and wondered if I could fax up the paper, which I did. As I suspected, and David Kelley confirmed when he called me back, the paper in question was a workup sheet that Chemung County had asked them to figure up for what they might need for this job. He also stated that Silverline routinely does machine work for Chemung, Schuyler, and Tompkins Counties with the counties providing materials. In this case they were asked to figure the job with no specifications provided, and he noted that many things were left of the County’s cost sheet, such as roadway subbase, a Ben-way weir grade control structure, and the rock rip-rap to go with it.

“I then proceeded to the two newspaper articles provided by Mr. James for projects in Cattaraugus County – one on Hardy’s Corners Rd., and one in Ashford. In the pictures, I recognized the heavy equipment was not Catt. County’s, but that of D&H Excavating from Arcade, NY. I called F&H owner, Eldon King III and verified that on both jobs they performed all the machine work and Catt. County provided materials, trucking, and labor to help put it together.

“Another project on the Rawson Rd. worked the same way. D&H demolished the old bridge and installed the new box culvert and rip-rap, while we supplied some of the gravel backfill and Catt. Co. supplied the rest of the materials and labor.

“On March 26th in Allegany, the WNY Foundation for Fair Contracting put on a seminar in conjunction with Catt. Co. entitle “Public works in 2014: What You Need to Know” which was open to all elected officials and discussed State Competitive Bidding Laws, Dept. of Labor Laws, Davis Bacon compliance etc. Ryan Ferguson, Catt. Co. Deputy Superintendent of Public works indicated that generally speaking, any project over \$35,000 is contracted out.”

Old Business (from the April 2, 2014, Public Works minutes)

Another issue on Legislator Ungermann's mind dealt with a document Mr. James had placed in his mailbox. ~~The upshot of the conversation is that Cattaraugus County does not do all the work on its bridges in house and that it seemed like a better way to do things. Mr. James told him that he had only received the two summary pages of the document, and that in between those two pages were 27 pages of supporting documentation. This pertained to Chemung County.~~

Mr. James added that New York State ranks Allegany County's bridges #1 in the State, so they must be doing something right.

A motion was made by Legislator Graves, seconded by Legislator Decker, and carried to approve the amended Public Works Committee minutes of April 2, 2014.

Solid Waste**Award Bid- Recycling Containers**

Deputy Superintendent of Public Works Dean Scholes told the Committee the department recently bid out recycling containers. Since the mechanics truck that was recently purchased came in under budget, Mr. Scholes recommended combining the budget for the containers with the remaining balance of the mechanics truck budget and requested permission to purchase five recycling containers at \$5,830 each from United Services GP, Inc., for a total of \$29,150. These containers will be used for recycling glass. Approval was granted on a motion by Legislator Healy, seconded by Legislator Graves, and carried.

Household Hazardous Waste Grant

Deputy Superintendent of Public Works Dean Scholes requested permission to carry out the 15th Annual Household Hazardous Waste Collection Day on September 6, 2014, at the County landfill. Mr. Scholes explained to the committee each year citizens may dispose of items not accepted at transfer stations or the landfill (e.g., oil based paints, insecticides, poisons, etc.) at no charge. The DEC reimburses 50 percent of the cost to communities who conduct such an event. In 2013, the event had a total cost of \$8,033.50; the County was reimbursed \$4,016.75. 4,383 pounds of hazardous waste was removed from the waste stream and 130 households took advantage of the event. The committee approved the request on a motion by Legislator Hopkins, seconded by Legislator Healy, and carried.

Following the previous approval, Mr. Scholes requested a resolution granting him permission to apply for the Department of Environmental Conservation Household Hazardous Waste Day Grant. The request for a resolution was approved on a motion by Legislator Hopkins, seconded by Legislator Healy, and carried. **Prepare Resolution**

Legislator Decker stated he interpreted this was a program where we meet with households to discuss hazardous waste disposal. He asked exactly what this program is. Mr. Scholes explained this event is held at the Landfill one day a year. The County contracts with a company that is licensed to accept and dispose of hazardous waste from households.

Highway

Award Bid – Track Excavator

Superintendent Guy James informed the committee the 2014 approved machinery budget for Public Works is \$260,000. After reviewing the bids, Mr. James recommended the committee approve the bid submitted by South-Worth Milton for a 2014 CAT 324E Hydraulic Track Type Excavator with a 2014 CAT CVP110 Hydraulic Compactor and an additional two-year/2,000 hour warranty on the Excavator for \$237,743. Legislator Ungermann suggested with the concern of what has been spent on electric and natural gas so far this year the department should consider pinching pennies. Legislator Hopkins stated the County is going to spend “X” amount of money on equipment each year it has to do it since it’s the kind of business it is in. Approval was granted on a motion by Legislator Graves, seconded by Legislator McGraw, and carried. (Opposed: Legislators Ungermann & Decker)

Transfer of Funds

Superintendent Guy James requested a resolution be prepared approving the transfer of the following funds which are remaining on Capital Project H5930, Town of Caneadea, BR 12-03 to Capital Project H5935, BR 07-03, County Road 43 (Camp Road), Town of Angelica.

Mr. James stated the transfer is necessary to cover the additional County share on BR 07-03. The original estimate for the County share on Bridge 07-03 was estimated at \$40,000; however; New York State DOT changed the County share to \$49,000.

From:			
H5930.200	BR 12-03		\$9,000
	Council House Road, Caneadea		
To:			
H5935.200	BR 07-03		\$9,000
	County Road 43 (Camp Road), Angelica		

The request was approved with a motion by Legislator Hopkins, seconded by Legislator Healy, and carried. **Refer to Ways & Means**

Appropriate Additional Federal Aid

Superintendent Guy James requested a resolution be prepared appropriating additional federal aid not previously appropriated to County Road 43 (Camp Road), Angelica Bridge, BIN 3329980.

The County Share was previously appropriated.

Appropriate to:		
Capital Project H5935.200		\$36,000
With the following sum placed in the following:		
Revenues:		
Federal Funding	H5935 4097.00	\$36,000

The request was approved with a motion by Legislator Hopkins, seconded by Legislator Healy, and carried. **Refer to Ways & Means**

Authorize Funding Agreement with NYSDOT

Superintendent Guy James requested a resolution be prepared authorizing the implementation and funding agreement with NYSDOT for the Design and Right of Way phases for the Bridge Replacement on County Route 43 (Camp Road) over Angelica Creek in the Town of Angelica (H5935.200). The request was approved with a motion from Legislator Hopkins, seconded by Legislator Healy, and carried. **Refer to Ways & Means**

Increase in CHIPS Funds

Superintendent Guy James informed the Committee the County will receive an increase of \$196,799 in the CHIPS Funds this year. Mr. James requested the committee approve a request for a resolution with the following account changes:

Appropriate to:		
D5112.223	County Road CHIPS Paving	\$196,799
With a like sum credited to:		
D5110 3501.00	State Aid CHIPS Revenue	\$196,799

The request was approved with a motion my Legislator Graves, seconded by Legislator Fanton, and carried. **Refer to Ways & Means**

Old Business**TAP Update (Transportation Alternatives Program – NYSDOT)**

Superintendent Guy James informed the Committee this is the program Valerie Perkins brought to the committee on April 2, 2014. Mr. James and Chairman Fanton attended the training session at DOT in Hornell on April 3. After that meeting, they met with Kier Dirlam and Valerie Perkins and they have decided to wait on this project. They believe this program will be offered again through DOT and because of what they learned at the training session, they feel it would be better if the County continued its due diligence and applied again at a later date. The Map 21 program runs out in September. However, it is speculated there will be a new bill; it's called Grow America. The new bill usually has a local component to it.

Jail Septic

Legislator Ungermann stated he's noticed that the County has done a lot of pumping down at the jail this spring and questioned if the machine he recommended to catch those big things prevented this. Mr. James stated the pumping was required because the effluent pump lines required replacement due to corrosion. Legislator Ungermann questioned where the County is with getting hooked up to the Village of Belmont sewer. Mr. James invited him to stay for the Facilities meeting. Chairman Fanton responded that the Facilities and Communications Committee is considering the matter.

Standard Operating Procedure

Legislator Ungermann told Mr. James he recently saw a crew on County Road 7C with a bridge inspection truck, pickup truck, and a State truck with a trailer and a water tank on the back. Mr. Ungermann alleged the crew was scraping dirt off of the bridge from the winter and throwing it in the water. Legislator Ungermann questioned if that was standard operating procedure. Mr. James questioned if it was our employees and asserted that it is not standard County operating procedure.

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 1:40 p.m. following a motion by Legislator Graves, seconded by Legislator Decker, and carried.

Respectfully Submitted,
Lea Dorrett, Secretary to Superintendent
Department of Public Works

**PUBLIC WORKS COMMITTEE
JUNE 4, 2014
NOT APPROVED**

Committee Members Present: D. Fanton, A. McGraw, D. Decker, K. Graves. M. Healy, T. Hopkins, N. Ungermann, C. Crandall (Absent: P. Curran)

Others Present: M. Alger, S. Burt, D. Hanchett, G. James, C. Jessup, T. Miner, D. Pullen, B. Riehle, T. Ross, C. Santora, D. Scholes

Media Present: No media present

Call to Order: The meeting was called to order at 1:00 p.m. by Public Works Committee Chairman Dwight Fanton.

Approval of Minutes

A motion was made by Legislator Graves, seconded by Legislator Hopkins, and carried to approve the Public Works Committee minutes of May 7, 2014.

Solid Waste

Deputy Superintendent of Public Works Dean Scholes said he had nothing to report at this time, but entertained questions. None were forthcoming.

Highway

Superintendent of Public works Guy James said he did not have any agenda items, but he wanted to mention that there had been flooding in the Rushford area on the 14th of last month. The end section of a seven-foot diameter culvert pipe had been washed out; the entire pipe was replaced seven days later.

Buildings & Grounds

There was nothing to report at this time.

New Business

Discussion of Possible Adoption of Resolution to Allow for Piggybacking on Bids

Superintendent James wanted to initiate a discussion that would allow the adoption of a resolution with local language to allow for piggybacking on bids. He noted that the resolution would have two components:

It would allow Allegany County to piggyback off other New York municipalities' bids (providing their bid language allows it); and

it would allow Allegany County to permit piggybacking by other New York municipalities on our competitive bids. The benefits, he said, would be less work expended preparing bid specs and in the bid process itself as well as potential cost savings.

There was much discussion among Committee members. One of the issues, which Mr. James clarified, was that if the “piggybacker” had an issue with the vendor, that remained an issue between them, and Allegany County would not become involved. The issue of including non-profits (or not) was also brought up. It was subsequently determined that Mr. James would work on the appropriate language, taking into consideration the issues that arose during the discussion with County Attorney Tom Miner, and bring the draft back to the Committee for review.

Referral from Public Safety Committee

The Purchase of the Birdsall Tower & the Lease of the Land on Which It Resides

At the Public Safety Committee meeting, the Sheriff’s Office requested approval to purchase the Birdsall Tower from Family Life Ministries for the price of \$30,000 to be used from the \$5.9 million grant. It was recommended at that time that the Public Works Committee also approve the purchase. Additionally, the Sheriff’s Office requested approval to enter into a lease agreement with the property holders on whose land the tower resides for a 25-year lease to be paid in a one-time lump sum payment of \$8,500. Approval was granted on a motion by Legislator Graves, seconded by Legislator Decker, and carried. **Refer to Facilities & Communications Committee and Ways & Means**

Good of the Order

Legislator Burt wanted to thank Deputy Superintendent of Public Works Dean Scholes for the crew he assembled to help Mr. Burt move the historical items from the old church to the Angelica fairgrounds. He characterized the group as the best crew he has ever worked with.

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 1:25 p.m. following a motion by Legislator Graves, seconded by Legislator Healy, and carried.

Respectfully submitted,
Cynthia Santora, Secretary to the Clerk of the Board
Allegany County Board of Legislators

**PUBLIC WORKS COMMITTEE
JULY 2, 2014
NOT APPROVED**

Committee Members Present: D. Fanton, D. Decker, K. Graves, M. Healy, T. Hopkins, N. Ungermann, C. Crandall (Absent: A. McGraw, P. Curran)

Others Present: M. Alger, S. Burt, R. Hollis, G. James, C. Jessup, T. Miner, D. Pullen, B. Riehle, T. Ross, C. Santora, D. Scholes, R. Sobeck-Lynch

Media Present: No media present

Call to Order: The meeting was called to order at 1:00 p.m. by Public Works Committee Chairman Dwight Fanton.

Approval of Minutes

A motion was made by Legislator Graves, seconded by Legislator Healy, and carried to approve the Public Works Committee minutes of June 4, 2014.

Highway

Update on Road Projects

Superintendent of Public Works Guy James gave the Committee an update on current highway projects:

- County Route 2 has been paved; County crews are currently putting gravel on the shoulders
- County Route 31 work will begin next week—milling, followed by paving (needed to work around scheduled events in Friendship)
- Oil and stone is slated to begin in July.

Legislator Healy commended the job on CR 2, saying it is a great improvement; Mr. James acknowledged that the project was done on a contract with Blades. Legislator Graves noted that CR 30 was also in much better shape since the re-paving; Mr. James acknowledged his County crew for work well done.

Buildings & Grounds

Permission to Fill Cleaner Position

Mr. James requested approval to hire a Cleaner position (AFSCME Grade 5) in the Buildings and Grounds area of his department. The position became vacant due to a resignation. This position is responsible for the daily cleaning of the out buildings owned and operated by the County. The position is budgeted for 2014. Mr. James indicated he did not expect any applicants from an internal pool, so requested permission to hire from the outside. Approval was granted on a motion by Legislator Graves, seconded by Legislator Healy, and carried. **Refer to Ways & Means**

Permission to Purchase Property in Rushford

Mr. James told Committee members that he had received correspondence from Dana and Connie Russell regarding selling a piece of property surrounding family property at 8922

Lower Street, Rushford, to the County Highway Department. The parcel borders the County Highway Shop. Although the parcel is more than Mr. James would have sought, the Russells do not wish to divide the parcel. The sellers will only retain a portion where the house sits which will be more manageable to maintain for the residents (Mrs. Russell's parents). They are seeking between \$3,000 and \$5,000 for the land. During discussion, it was noted that there is a barn on the property which "still has some life in it," but may need to be razed eventually. Mr. James told the Committee that DPW would not need to seek additional funding to purchase the property. Mr. James was given approval to move ahead, but not conclude the deal until he returned to Committee with his findings, with this proposal which includes finding the assessed value, garnering more specific details, and negotiating a reasonable price for the parcel on a motion by Legislator Graves, seconded by Legislator Healy, and carried. (opposed: Legislator Ungermann)

Old Business

Mr. James said that the Landfill tour had been rescheduled for Wednesday, July 23, at 1 p.m. It was requested that the Clerk's Office send an email to all Legislators regarding this new date.

New Business

Re-cap of Meeting with Congressman Reed

Mr. James went on to give a brief re-cap of a meeting he had attended in Little Valley (Cattaraugus County) with Congressman Tom Reed where the focus of the meeting was for the Congressman to solicit local input regarding the Highway Construction Bill. He went on to say that MAP21 (Moving Ahead for Progress in the 21st Century), expires in September. Congressman Reed recognizes that MAP21 has posed funding issues for local projects. It was the overall feeling of the group that the locals could manage the funding better and more effectively than the folks in Albany who have little idea of rural areas and their needs. The NHS system funding excluded most of our projects, he said, and most of the highway superintendents would like to see a local component put in MAP 21 so the smaller counties will be more eligible. Additionally, they would like to see the Bill have a longer window than two years. Mr. James said that Congressman Reed will consider the information he received that day. He added that Congressman Reed does not want to use a gas tax to bolster that Bill's funding, saying that's not the right answer, believing there are other ways to do it.

Mr. James said that in Cattaraugus County the DMV charges a fee of \$5 for automobiles and \$10 for commercial vehicles to be used to fund equipment purchases highway repair. There was some discussion that Allegany County also has fees attached to registering vehicles.

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 1:28 p.m. following a motion by Legislator Graves, seconded by Legislator Decker, and carried.

Respectfully submitted,
Cynthia Santora, Secretary to the Clerk of the Board
Allegany County Board of Legislators

**PUBLIC WORKS COMMITTEE
AUGUST 6, 2014**

***** NOT APPROVED *****

Committee Members Present: D. Fanton, A. McGraw, P. Curran, K. Graves, M. Healy, T. Hopkins, N. Ungermann, C. Crandall (Absent: D. Decker)

Others Present: M. Alger, L. Ballengee, H. Budinger, S. Burt, L. Haggstrom, R. Hollis, G. James, C. Jessup, K. LaForge, B. Riehle, C. Santora, D. Scholes

Media Present: D. Donohue, *Olean Times Herald*

Call to Order: The meeting was called to order at 1:00 p.m. by Public Works Committee Chairman Dwight Fanton.

Approval of Minutes

A motion was made by Legislator Graves, seconded by Legislator Hopkins, and carried to approve the Public Works Committee minutes of July 2, 2014.

Discussion of the Pictures of Bridge Construction

Legislator Ungermann had previously distributed to Legislators a series of photos (which were also included in Committee members' agenda packets) depicting jobs done by the County DPW which he felt illustrated areas which should be corrected and possibly be done differently than current procedures (culvert replacement on County Road 16 and Town of Friendship culvert replacement; the third set of photos showed Birdsall Town Bridge, an example of a properly backfilled and compacted abutment)). Another document provided by Legislator Ungermann was a summary written by Town of Birdsall Historian Howard S. Hann which detailed the culvert replacement on County Road 16 near Gillies Hill. Legislator Ungermann's first question was why the bridge was closed at the end of the day Thursday with no work at the site on Friday, instead of waiting until Monday morning, which would have allowed traffic to continue on the bridge for an additional three days. Mr. Ungermann also questioned the method DPW employed for installing guide rails on this bridge.

"On the week of July 7 they began to install the guide rails and finished up the following week. I noted that they had dug holes for the dead man to secure the ends of the railings, but they dug out and hung the center rail supports, then backfilled in and around them with dirt. This is the first time I have ever seen this method of installing guide rails. Normally they are driven."

Legislator Ungermann went on to question Superintendent of Public Works Guy James on the hours his road crews work. It was his understanding that crews work four 10-hour days; however, two of those hours are spent in travel time because crews meet at the shop and then head to the work site. Mr. Ungermann believes that those two hours should be charged to the cost of the bridge, otherwise a true cost of repair/replacement is lacking. However, he feels, if those hours are not included in the bridge estimate, then taxpayers are paying for the crews' travel time. Mr. James said he has investigated this issue, but it still remains the best procedure for his crews because they pick up the work vehicles at the shop and review the work that needs to be done. Mr. James added that if the travel time were to be included in the cost of the bridge, that additional cost would be passed along to the Towns. Mr. Ungermann concurred that may be so, then suggested that because private contractors do not get paid for travel time, maybe the towns ought to be thinking about having the private sector do more of that type of work.

Legislator Ungermann also questioned the method and effectiveness of the method of compaction used by County road crews.

Mr. James' response was that the pictures distributed by Legislator Ungermann are of the projects while they are still under construction and not completed. He questioned Mr. Ungermann: "How can you critique a job that is not complete?" Mr. James compared critiquing a job before its completion to critiquing the paint on a wall before the sheetrock is hung or finished. He added that the "settlement" that Mr. Ungermann refers to happens when private companies replace bridges as well. Mr. James had photos of six privately constructed structures illustrating that fact. He noted he was not criticizing work done by the private companies, but was simply saying that the settlement is a fact of life, regardless of who constructed the project.

Legislator Ungermann interjected that his goal was to help correct (in his view) problems with the process and try to make it easier for DPW.

Mr. James said that despite the fact that the State does not inspect culverts, the construction process the crews use for culverts is the same as the one used for bridges, and NYS does inspect bridges. Legislator Fanton added that County bridges rank Number 1 in New York State and that Legislator Ungermann's concerns had been heard and would be taken into consideration.

Highway

Update on Road Projects

Mr. James went on to say that County Roads 2, 31, and 36 had been paved this summer by a private contractor and that County Roads 33, 30, and 15A have been surface treated, also by a private contractor. Two more roads, County Road 39 and 42, will be paved in August. County Road 3 will soon be surface treated, as DPW was waiting for CR 36 to be paved first.

Permission to Bid Sand and Salt Hauling

Mr. James requested permission to bid the sand and salt hauling contract. Approval was granted on a motion by Legislator Hopkins, seconded by Legislator Healy, and carried.

Rushford Property

Mr. James had reminded Public Works Committee members that he had received correspondence from Dana and Connie Russell regarding their desire to sell a piece of property surrounding the family property at 8922 Lower Street, Rushford, to the County Highway Department. The parcel borders the County Highway Shop. Although the parcel is more than Mr. James would have sought, the Russells do not wish to divide the parcel. The sellers will only retain a portion where the house sits which will be more manageable to maintain for the residents (Mrs. Russell's parents). They are seeking \$4,000 for the land. There was some discussion regarding DPW's intention for the land and whether a portion of the parcel could be separated out and sold as a building lot. Chairman Crandall suggested a hedgerow of some sort to help buffer the sights and sounds of the DPW crews from the residential areas surrounding this parcel. Approval was granted on a motion by Legislator Healy, seconded by Legislator Graves, and carried. (one opposed: Legislator Ungermann)

Buildings & Grounds

Jail Sewer Repairs

Deputy Superintendent of Public Works Dean Scholes noted that some repairs had been done at the Jail, but that there are still repairs to be done because materials had to be ordered, pumps needed to be replaced, and the electric had to be moved. The "permanent" repair is scheduled to occur soon.

Old Business**Sale of a Portion of the Old County Road No. 30 Right-of-Way to Ravyn & Robyn Vineyards, LLC**

The Public Works Committee requested a resolution approving the sale of a portion of the Old County Road No. 30 right-of-way lying contiguous to Ravyn & Robyn Vineyards, LLC. The property consists of 1.841 acres +/- and is no longer needed for public use or highway purposes as CR 30 was relocated slightly to the south of the southerly bounds of those lands belonging to Ravyn & Robyn Vineyards, LLC. The sales price is \$1,355 which represents \$1,105 for the parcel of land (computed at the rate of \$600 per acre) plus attorney fees of \$250. Additionally, the County Attorney is directed to prepare a quit claim deed for this parcel of land. Upon payment of the sales price, the Chairman of the Board is authorized to execute such deed. Approval to sell the parcel was granted on a motion by Legislator Graves seconded by Legislator Healy, and carried. **Prepare Resolution**

Solid Waste**Permission to Award Contract for Household Hazardous Waste Day**

Mr. Scholes requested permission to award the contract for Household Hazardous Waste Day to Clean Harbors of Syracuse. Mr. Scholes told the group that two proposals had been received; one from Environmental Services Group, Tonawanda, and the second from Clean Harbors of Syracuse. Environmental Services Group would charge \$105 per vehicle plus a \$2,000 set-up fee. Clean Harbors required no set-up fee and would charge \$48 per vehicle with a minimum of 150 vehicles (\$7,200) In the past we usually averaged about 100 vehicles, making Clean Harbors the preferred proposal. He reminded the Committee that every year DPW applies for a State DEC reimbursement of up to 50 percent toward the cost of the event. Approval to award the contract to Clean Harbors was granted on a motion by Legislator Graves seconded by Legislator McGraw, and carried.

Subsequently, the Committee was reminded that Household Hazardous Waste Day is scheduled for Saturday, September 6, 2014, from 8 a.m. until 12 noon. Mr. Scholes advised the group there will be advertising in the local media.

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 1:40 p.m. following a motion by Legislator Graves, seconded by Legislator Hopkins, and carried.

Respectfully submitted,
Cynthia Santora, Secretary to the Clerk of the Board
Allegany County Board of Legislators

**PUBLIC WORKS COMMITTEE
SEPTEMBER 3, 2014**

**** NOT APPROVED ****

Committee Members Present: D. Fanton, A. McGraw, P. Curran, D. Decker, K. Graves. M. Healy, T. Hopkins, N. Ungermann, C. Crandall

Others Present: J. Adams, M. Alger, L. Ballengee, H. Budinger, S. Burt, K. Dirlam, C. Gowiski, R. Hollis, G. James, C. Jessup, T. Miner, D. Pullen, B. Riehle, T. Ross, C. Santora, D. Scholes (Guests: Barbara Blanchard, MEGA; Todd Loucks, Direct Energy; Dan Murphy, Integrys Energy)

Media Present: D. Donohue, *Olean Times Herald*; B. Quinn, *Wellsville Daily Reporter*

Call to Order: The meeting was called to order at 1:08 p.m. by Public Works Committee Chairman Dwight Fanton.

Approval of Minutes

A motion was made by Legislator Healy, seconded by Legislator Decker, and carried to approve the Public Works Committee minutes of August 6, 2014.

Solid Waste

Request to Fill Transfer Station Operator

Deputy Superintendent of Public Works Dean Scholes requested permission to fill a Transfer Station Operator (AFSCME Grade 11) in the Solid Waste Division from the outside. The internal bidding process has been completed. This position, which is in the 2014 budget, is responsible for the daily operation of Transfer Stations. Approval to fill the position was granted on a motion by Legislator Graves, seconded by Legislator Healy, and carried. **Refer to Ways & Means**

Site Life Survey

KHEOPS (formerly TVGA) has completed a survey of the Allegany County Landfill to determine the remaining life of the facility. Based on the increased rate of filling since the previous survey, the new estimated date that the landfill will be full is March 10, 2016. The survey was performed in August. Mr. Scholes provided this information as an FYI for Committee members, saying they will continue to monitor and do another survey in another six months or so to ensure that we continue to be on target.

Highway

Permission to Award Sand/Salt Hauling

Department of Public Works Superintendent Guy James requested permission to award the sand and salt hauling to sole bidder B & R Green Trucking, Wellsville, NY, 12 towns, 18,600 tons; two towns will do the hauling themselves, and the County will do the remaining 13 towns. There was some discussion regarding how it is determined who hauls to which towns. Mr. James said a combination of factors is considered, including time, distance, cost, and convenience. Permission to award the sand/salt hauling as noted above was granted on a motion by Legislator Healy, seconded by Legislator Graves, and carried.

Buildings & Grounds

Jail Septic System Repair Work, Request Funding from Contingency

Department of Public Works Superintendent James requested that funds from Contingency (A1990.4) be transferred as indicated below to cover unanticipated and emergency repairs which have been necessary at the Jail for the septic system and tile repairs be transferred to the following accounts:

A3152.404 (Public Safety Complex-Buildings & Grounds-Maint Contracts)	\$28,080
A3152.412 (Public Safety Complex-Buildings & Grounds-Contractual-Repairs, Real Prop)	<u>\$44,215</u>
Total request:	\$72,295

There was some discussion of repairs that had been done, including some electrical work and replacement of the pipes which had become corroded. Mr. James indicated that there is only one company that will agree to pump the system, which is done twice per year, because of the debris that Jail occupants flush into the system. It was noted, too, that much of the drain cleaning solution that had been used to help the system was actually instrumental in hastening the corrosion. When all the concerns and questions had been addressed, the transfer was approved on a motion by Legislator Fanton, seconded by Legislator Graves, and carried. **Refer to Ways & Means**

MEGA (Municipal Electric & Gas Alliance)

Barbara Blanchard, MEGA Customer Relations Manager, presented an overview of MEGA, beginning with a description of the organization: The Municipal Electric and Gas Alliance is a not-for-profit Local Development Corporation governed by a Board of Directors elected yearly from corporate membership. As of June 2014, MEGA serves as procurement manager for more than 250 municipal entities' electricity, natural gas and renewable power supplies. She went on to say that there are several reasons for public entities to pursue this pricing:

- it is assured that all requirements for public bidding have been met;
- MEGA can offer fixed pricing which helps with stable budgeting; utility companies cannot;
- a consultation group (Energy Next) is available if there needs to be an interface between Allegany County and the services (e.g. billing issues, etc.);
- it makes sense when communities band together to bid because a better price can be obtained.

She provided additional information via a document with the following FAQs:

How is MEGA able to bid energy supply pricing and assure customers of the lowest price in the future?

The price of energy is set every day in the marketplace. For electricity, the New York Independent System Operator runs a 24/7 auction to determine pricing in 11 load zones in the state. For natural gas, the most transparent pricing is set on the New York Mercantile Exchange (NYMEX). For both commodities, utilities and suppliers alike must add in costs of transmission capacity and other factors before the consumer's price is set. These additional cost factors, combined, are the element that MEGA procures through its competitive bid. Once MEGA knows it is getting the best price on the "mark-up", MEGA knows that its customers are getting the best overall price. Commodity markets change continuously, and utility delivery rates are set by regulation. Importantly, MEGA aims (successfully, so far) to offer a "mark-up" that is lower than any utility mark-up or "merchant function charge." MEGA can thus assure customers that they will be better off with a MEGA supplier than even with the utility's pricing.

What is the benefit of MEGA's group buying approach?

MEGA's business model allows any potential customer to request an offer at no cost or obligation. MEGA customers pay only for the energy they use. There is no subscription cost or

risk tied to the performance of other customers. MEGA's buying power has increased over the years. Today, MEGA represents a significant share of all supplier-served customer demand in New York State (nearly 2% of all electric usage served by suppliers as of 2013 in the utilities where MEGA is active). For this reason, suppliers compete more aggressively to win the bids, leading to reduced energy costs for MEGA's customers. Suppliers' customer service and sales costs are reduced through MEGA's efforts and size, with the savings passed through to consumers.

How is MEGA able to offer its programs over all of New York?

All bids benefiting MEGA participants are secured through public, competitive bid process following the New York State Law. New York State General Municipal Law Section 103(3) authorizes political subdivisions (including municipal corporations and school districts), to purchase materials or services through any county in the State, subject to rules established pursuant to County Law Section 408-a(2). In accord with these laws, counties issuing bids on behalf of MEGA have made their bids for electric and natural gas supply programs, and for renewable energy, open to all municipal entities in the State. In addition, Section 119-o of General Municipal Law allows municipalities and school districts to join together to perform any of their respective functions or duties, which includes purchasing gas and electricity. The effectiveness of this cooperative purchasing approach, pursuant to existing State Law, is indicated by the fact that MEGA presently serves more than 250 municipal entities, including 34 county governments. For the renewable energy programs, Article 9 of the Energy Law was referenced for the competitive procurement process, with the "piggybacking" provisions of GML allowing all municipalities and school districts to take part.

Does MEGA work with more than one supplier?

MEGA has awarded its programs to several suppliers, based on which company submitted the low qualified bid for a given commodity in a given utility territory. MEGA and its suppliers work closely to make the programs successful and responsive to customer requirements, but MEGA has no obligation to a supplier beyond the term of its Program Agreement.

Other issues addressed by Ms. Blanchard included the fact that each contract is separate; that is, each municipality or county, etc. has its own contract with the energy provider to protect the others from an entity that defaults. When asked how MEGA gets paid, Ms. Blanchard noted that it specifies exactly what royalty payment to MEGA will be from anybody who bids on that procurement, and that specification is one tenth of a cent per kilowatt hour. MEGA never wants to be accused of having a supplier that's bidding on our procurement, say, "Hey guys, we'll give you two tenths of a cent..." in order to influence the choice.

Next, Dan Murphy, Integrys Energy (electric utility contracts) addressed the Committee, saying he had reviewed all of the County's (electric) accounts to ascertain how Allegany County uses energy. He noted that the Jail, the County Office Building, and the Court House use 92 percent of the energy used by County government. Had we been affiliated with MEGA, Allegany County could have saved \$10,100 last month alone on its electric bills for the Jail. He added that we could lock our pricing in for up to 24 months. He added that joining MEGA is a great opportunity to cut some costs and lower the risk of market fluctuations in the cost of energy. He reviewed some potential scenarios should there be dramatic fluctuations in the cost of energy (up or down). He noted that costs can be negotiated mid-contract in those cases. Chairman Crandall wondered if the State recognizes this as a cooperative/shared services contract. Ms. Blanchard responded that if it hasn't, she expects it will shortly. She indicated that this had been included in a report authored by NYSAC after it had canvassed counties regarding what they would like to see deemed eligible for shared services. She added that she is confident it will be recognized.

Finally, Mr. Loucks addressed the group saying that the natural gas portion works in a similar way to the electric as described by Mr. Murphy. He said a price cap is set for price protection. The fear people have is that if the market goes down, they are still paying the higher price. He said with the price protection, if the market goes down, you pay the lower price; however, if the market goes up, you never pay more than the cap.

Legislator Ungermann asked what happens if you do things to lessen or increase your usage? Mr. Loucks said that for normal swings in weather (e.g., last year's polar vortex) we cover all of that. The pool of participants is massive, so fluctuations do not hamper prices. Or if you do something like add another line or you sell off a building, then an addendum can be made if necessary. It was also noted that MEGA is venturing into alternative energy and would send that information to County Administrator Mitch Alger.

It was decided that Messrs. Loucks and Murphy would update their respective contracts to be sent to the County Attorney for review. Mr. Miner added that the 15-day remittance window is almost impossible for AC to manage, which was worrisome, particularly as there is a 1.5 percent interest on top of that if we don't make that window. His concern was answered with the response they don't charge late fees to municipalities. Legislator Fanton asked what the final quote would be, and was told that a \$4.50 cap is not a problem.

A motion was made by Legislator Graves, seconded by Legislator Decker, and carried, to have new contracts from Integrys and Direct Energy sent to County Attorney Tom Miner for review; subsequently, Mr. Miner would, once he was satisfied with the contracts, bring them directly to Ways & Means prior to their being brought to the full Board. **Refer to Ways & Means**

Old Business

Legislator Curran raised the issue of a second bridge in Birdsall that has been posted and would need to be shut down at 3 p.m. that day because an engineer needs to be engaged to determine if the structure is strong enough to patch the hole or if it requires a total rehab. He proposed that it be the first bridge to be done in the Bridge Program using Contingency funds, and bid it to a private contractor so it can be done as quickly as possible this fall as the DPW schedule is full. It was noted that this bridge is essential to the traffic patterns and accessibility in Birdsall. He added that it is his opinion that the County has a moral obligation to keep this bridge open as it is the main route through Birdsall. Mr. James indicated that the DPW had not been contacted previously regarding the condition of this bridge, nor had DPW been asked to check it out or repair it. Town of Birdsall Supervisor Cindy Gowiski refuted that, saying that she had contacted Jeremy Ferris of DPW that morning to advise him that the bridge needs to be looked at. As of the 2 p.m. meeting, she had not heard from him. Mr. James said that Mr. Ferris had been in the field all day and would not have had an opportunity to respond. Ms. Gowiski added that she had informed her Legislators about the condition of the bridge several months ago. Legislator Fanton indicated that if Ms. Gowiski had not notified DPW, then any one of the Legislators should have done so; however, that did not seem to be the case. Ms. Gowiski added that it seemed to her that the girders and deck had been flagged, and although the abutments seem okay, it would take an engineering study to determine whether or not they need to be replaced as well. However, at this time, she added, it looks more like a superstructure than substructure issue. After much additional discussion, it was decided that Mr. Ferris would go look at the bridge the following day to make a recommendation on how to proceed with this bridge. In the meantime, the bridge would be closed beginning that afternoon, at least temporarily.

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 2:20 p.m. following a motion by Legislator Graves, seconded by Legislator Healy, and carried.

Respectfully submitted,
Cynthia Santora, Secretary to the Clerk of the Board
Allegany County Board of Legislators

**PUBLIC WORKS COMMITTEE
OCTOBER 1, 2014**

**** NOT APPROVED ****

Committee Members Present: D. Fanton, A. McGraw, P. Curran, K. Graves. M. Healy, T. Hopkins, N. Ungermann, C. Crandall (Absent: D. Decker)

Others Present: M. Alger, H. Budinger, S. Burt, K. Dirlam, R. Hollis, G. James, C. Jessup, T. Miner, D. Pullen, B. Riehle, T. Ross, C. Santora, D. Scholes

Media Present: B. Quinn, *Wellsville Daily Reporter*

Call to Order: The meeting was called to order at 1:00 p.m. by Public Works Committee Chairman Dwight Fanton.

Approval of Minutes

A motion was made by Legislator Graves, seconded by Legislator Curran, and carried to approve the Public Works Committee minutes of September 3, 2014.

Solid Waste

Update of the September 6, 2014, Household Hazardous Waste Day Event

Deputy Superintendent of Public Works Dean Scholes presented an update of the September 6, 2014, Household Hazardous Waste Day Event which was held from 8 a.m. to 12 noon at the Allegany County Landfill, County Road 48, Angelica. He said 91 residents pre-registered and 88 vehicles attended. A Clean Harbors Environmental employee counted 106 households participated. The materials collected included: 175 pounds solid pesticides, 42 gallons liquid pesticides, 21 gallons acidic corrosive liquids, 18 gallons basic corrosive liquids, 50 pounds oxidizing solids, 300 pounds aerosols, 55 pounds dry sealed batteries, 6 pounds compact fluorescent lamps, 25 pounds fluorescent tubes, 1 pound mercury, 96 gallons oil-based paints and stains, 288 gallons flammable liquids, and 3,120 pounds miscellaneous solid waste. Mr. Scholes added that he was pleased with the results, characterizing the day as very successful. Mr. Scholes added the expenses for the event are still being tabulated; however, he expects expenses will be around \$7,600. The NYSDEC will reimburse the County for 50 percent of all expenses.

Highway

Update: Russell Property Purchase, (T) Rushford

Superintendent of Public Works Guy James distributed a letter from Theron A. Foote, Attorney at Law, regarding the purchase of a piece of property in the Town of Rushford. Mr. James said there is now a correction between the seller and the current buyer of the house. They wanted to make that parcel bigger, so what the Russells wanted to sell to us will be smaller. (This was highlighted on a drawing which accompanied the letter.) In August, Mr. James said he had received correspondence from Dana and Connie Russell regarding their desire to sell a piece of property surrounding the family property at 8922 Lower Street, Rushford, to the County Highway Department. The parcel borders the County Highway Shop. Although the parcel is more than Mr. James would have sought, at that time, the Russells did not wish to divide the parcel. The sellers planned to only retain a portion where the house sits. They were seeking \$4,000 for the land. At that time, there was some discussion regarding DPW's intention for the land and whether a portion of the parcel could be separated out and

sold as a building lot. Since that time, the dimensions of the parcel have changed, leaving only a rectangular parcel measuring 0.63 acre, still adjacent to the DPW Shop. Hence, the cost of the property has also dropped from \$4,000 to \$1,000 for this property. The new agreement eliminates the future need for the County to sell the portion of the parcel it could not use. Legislator Ungermann noted that he did not wish for Allegany County to be in the real estate business, and that by purchasing this parcel, the County would lose tax revenue and, in fact, need to invest money to maintain it. That being said, the Committee ratified the current purchase agreement of 0.63 acre at \$1,000 on a motion by Legislator Graves, seconded by Legislator Hopkins, and carried. (Opposed: Legislator Ungermann). **Refer to Ways & Means**

Surplus Equipment Auction

Mr. James went on to say, as an FYI for the Committee, that DPW had engaged Roy Teitsworth, Inc., Geneseo, NY, to auction surplus equipment. To that end, 13 lots were sold for a total amount of \$35,170. The auction was done via the Internet. When asked, Mr. James said that Teitsworth offers this as a free service to municipalities.

Update: (T) Birdsall's Request for County Assistance with Bridge Repairs

Mr. James told the Committee that he and Legislators Fanton and Curran as well as Engineer Jeremy Ferris had met with Birdsall Town Supervisor Cindy Gowiski regarding a bridge in Birdsall which had been posted and temporarily closed to traffic. At the September Public Works meeting, Ms. Gowiski had said that the girders and deck had been flagged, and although the abutments seem okay, it would take an engineering study to determine whether or not they need to be replaced as well. However, at this time, she added, it looks more like a superstructure than substructure issue. Mr. James said the group assessed the bridge the day following the meeting and returned the following Monday to do the repairs necessary to get the bridge reopened as a one-lane, 16-ton passage. He added, that his crews would return to the bridge later in the fall to effect repairs returning the structure to a two-lane, un-posted bridge. When asked, Mr. James said that Ms. Gowiski was satisfied with this arrangement.

Buildings & Grounds

Contract Renewal with NYS Unified Court System

Mr. James then went on to request a resolution approving the SFY 2014-15 agreement with the New York State Unified Court System to provide reimbursement for the cleaning and minor repair of the court facilities that they occupy. The agreement, which covers court cleaning and minor repairs, commences April 1, 2014, and terminates March 31, 2015. The revenue of \$199,999, he added, is already a budgeted revenue. Approval of the contract (and having Chairman Crandall sign same) was granted on a motion by Legislator Ungermann, seconded by Legislator Curran, and carried. **Prepare Resolution**

Demolition of County Museum

Mr. Scholes said he and Mr. James had worked with County Attorney Tom Miner and had formulated an RFP to advertise for the demolition of the old museum and salvage the stained glass windows and any other items someone may have an interest in. Prepared to issue that RFP, but would like to schedule a special committee meeting on October 27, in order to make recommendation by that time. The Committee agreed to a special meeting on October 27, 2014, at 12:45 p.m. to review the bids for the demolition of the old County Museum on a motion by Legislator Graves, seconded by Legislator Curran, and carried.

Attorney/Client Session

The Committee entered attorney/client session to discuss a current contract at 1:17 p.m. on a motion by Legislator Healy, seconded by Legislator Graves, and carried. The Committee exited attorney/client session at 1:30 p.m. on a motion by Legislator Hopkins, seconded by Legislator Healy, and carried.

New Business

Referral from Ways & Means Re: Property in Village of Wellsville

At a prior Ways & Means Committee meeting, Legislator O'Grady told the Committee that the roof of a structure on County-owned property in the Village of Wellsville had collapsed and was posing a safety risk in its current condition. There was some discussion regarding the best way to handle the situation; Legislator Fanton said DPW Superintendent Guy James was aware of the situation and was looking into the best way to handle it. It was decided at that time to refer the issue to the Public Works Committee. Since that meeting, DPW had knocked the garage down on itself while helping the Village of Wellsville work on a retaining wall. The houses, he said, are a different story. In order to demolish them, there would potentially need to be an asbestos survey at the very least. The short-term plan, he said, is to secure the doors on the houses with plywood so the structures would pose less threat to public safety. There was some discussion regarding Code Enforcement citation given to the County now that it had taken possession of the properties, although Mr. James was certain we would be in compliance. Legislator Ungermann inquired whether the County could issue an RFP to demo the structures in question. Mr. James said he would proceed cautiously because although there are four (County-owned) parcels that have structures on them that may require demolition, that number could increase from year to year. This could snowball, he said. He went on to say, that perhaps not everyone who might potentially be interested in these properties has had the opportunity to see them and want to do something with the structures. His counsel was to not rush into demolishing any structures. Legislator Fanton noted that the primary concern was removing any safety hazards and that boarding the structures up would aid in that and buy some time before a decision regarding demolition needed to be made.

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 1:38 p.m. following a motion by Legislator Graves, seconded by Legislator Hopkins, and carried.

Respectfully submitted,
Cynthia Santora, Secretary to the Clerk of the Board
Allegany County Board of Legislators

**PUBLIC WORKS COMMITTEE
SPECIAL MEETING
OCTOBER 27, 2014**

**** NOT APPROVED ****

Committee Members Present: D. Fanton, P. Curran, D. Decker, K. Graves. M. Healy, T. Hopkins, N. Ungermann, C. Crandall (Absent: A. McGraw)

Others Present: M. Alger, H. Budinger, S. Burt, V. Grant, L. Gridley, R. Hollis, L. Hunsberger, G. James, C. Jessup, T. Miner, D. Pullen, B. Riehle, C. Santora, D. Scholes

Media Present: No media present

Call to Order: The meeting was called to order at 12:45 p.m. by Public Works Committee Chairman Dwight Fanton.

Review of Bids for the Demolition of the Old County Museum

Superintendent of Public Works Guy James told the Committee he had sought separate proposals regarding the Old Museum. One was for the demolition of the Old County Museum. The other was for the salvage the stained glass windows and other materials. Mr. James said he received no proposals for demolition. He added that he received one salvage proposal from Scoville Brown Cooperative (James Braunschiedel) in Wellsville. He will pay the County \$1,500 to remove the windows and the salvageable materials and indicated the salvage work will be completed by November 10, 2014. Legislator Ungermann commented that there are "two people in the demolition business that sit on this Board, but they can't bid it." The Committee decided to enter into a contract with Scoville Brown Cooperative on a motion by Legislator Graves, seconded by Legislator Decker, and carried.

Electronic Recycling Contract

Deputy Superintendent of Public Works Dean Scholes reminded the Committee that at the last regular Public Works meeting, he had informed Committee members that our current electronic recycling company, SunnKing, which had been paying us \$200 per ton for electronics, had recently sent us notice that it no longer wanted to accept CRTs (cathode ray tube), but if we continued with the contract and recycled CRTs, SunnKing would charge the County 20 cents per pound which means the County would be paying a couple thousand dollars per month instead of earning revenues. Subsequently, Mr. Scholes said Recycling Coordinator Tim Palmiter reached out to two other vendors, Maven (which has submitted proposals in the past) and Electronics Recyclers, Inc., for additional proposals. Additionally, he asked SunnKing to resubmit in case there was something different it could do for the County. It is pretty clear from the results of the proposals, he said, that the County should contract with Maven which will pay the County \$142.20 per ton and not charge for CRTs. Of the three proposals, Maven is the only one which will provide revenue for our electronics. Following a brief discussion, the Committee agreed to change vendors and engage with Maven on a motion by Legislator Healy, seconded by Legislator Graves, and carried.

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 12:50 p.m. following a motion by Legislator Graves, seconded by Legislator Decker, and carried.

Respectfully submitted,
Cynthia Santora, Secretary to the Clerk of the Board
Allegheny County Board of Legislators

**PUBLIC WORKS COMMITTEE
NOVEMBER 5, 2014**

**** NOT APPROVED ****

Committee Members Present: D. Fanton, P. Curran, D. Decker, K. Graves, M. Healy, T. Hopkins, C. Crandall (Absent: A. McGraw, N. Ungermann)

Others Present: M. Alger, H. Budinger, S. Burt, K. Dirlam, R. Hollis, C. Jessup, T. Miner, D. Pullen, B. Riehle, T. Ross, C. Santora, D. Scholes

Media Present: D. Donohue, *Olean Times Herald*; B. Quinn, *Wellsville Daily Reporter*

Call to Order: The meeting was called to order at 1:00 p.m. by Public Works Committee Chairman Dwight Fanton.

Approval of Minutes

A motion was made by Legislator Graves, seconded by Legislator Curran, and carried to approve the Public Works Committee minutes of October 1 & 27, 2014.

Highway

Request to Transfer Funds from Repair Real Property to General Repairs

Before commencing with DPW business, Deputy Superintendent of Public Works Dean Scholes told the Committee that Superintendent Guy James was unable to attend the meeting because he was in Syracuse attending a Local Bridge Conference. Following that statement, Mr. Scholes requested approval to transfer \$15,000 from Account DM5130.412 (Road Machinery-Repair Real Property) to Account DM5130.408 (Road Machinery-General Repairs). Approval was granted on a motion by Legislator Healy, seconded by Legislator Curran, and carried. **Refer to County Administrator and County Treasurer**

Buildings & Grounds

MEGA Contract

County Administrator Mitch Alger requested a resolution approving an agreement between the County and the Municipal Electric & Gas Alliance (MEGA) for competitive cost rates for natural gas and electric utilities. As detailed in the agreement, the MEGA cooperative includes all County-administered natural gas accounts; and additionally, the electric utility accounts that service the Jail Complex. In partnership with MEGA, Integrys Energy Services of New York will manage the electric utility contracts, and Direct Energy Business will manage the natural gas utility contracts. The MEGA partnership and the cost savings outcomes will be monitored and evaluated annually for possible expansion and/or termination. According to industry experts from MEGA, cost savings to the County is expected to exceed \$100,000 annually. Approval was granted on a motion by Legislator Hopkins, seconded by Legislator Decker, and carried. **Prepare Resolution**

Attorney/Client Session

The Committee entered attorney/client session to discuss contractual issues at 1:10 p.m. on a motion by Legislator Graves, seconded by Legislator Hopkins, and carried. The Committee exited attorney/client session at 1:21 p.m. on a motion by Legislator Graves, seconded by Legislator Hopkins, and carried.

Solar City

Chairman Crandall noted that there has been much discussion recently regarding energy costs and possible savings. In late October, he said, he and Legislators Fanton and Pullen as well as County Administrator Mitch Alger and County Attorney Tom Miner had participated in a conference call with Solar City, a provider of photovoltaic arrays (panels) to harness the sun's energy. During discussion with Solar City, it was proposed that two logical County-owned sites could serve to host the arrays: the fields near the Jail or the side hill near the County Landfill. The latter would be Mr. Crandall's choice because that land probably cannot be used for other purposes while the fields near the Jail could. At this time, Chairman Crandall was seeking direction from the Committee whether to pursue negotiations with Solar City regarding the options and any proposals they might offer. He added that Solar City projected savings of \$60,000 to \$80,000 per year in energy costs. Solar City would own and maintain the equipment, meaning there would be no initial outlay for the County (unless some site preparation was necessary). Mr. Crandall added that Solar City is supported by New York State, NYSAC, and the Governor, just to name a few. He added that it is subsidized, in part, by NYSEDA and other entities. Thanks to new regulations in off-site net metering, it was said, the solar panels could be placed in one location, and we can still get the benefit for all our facilities that use the power that is generated. It is his opinion, he said, that we should take advantage of this while the opportunity exists. Then, he said, the issue would come back to Committee for action. He added that he brought this issue to the Public Works Committee because Facilities and Communications had much to do with the Broadband and E-911 projects. The Committee agreed to have the County Attorney and the County Administrator review and negotiate a contract with Solar City and return to Committee for approval (and subsequently to the full Board) on a motion by Legislator Graves, seconded by Legislator Decker, and carried.

Old Business

Legislator Decker asked a question regarding the leachate at the Landfill, asking whether any of that is put back into the Landfill. Mr. Scholes responded that it is not. The Landfill was not designed to recirculate the leachate; it's just a collection system. Chairman Crandall added that our Landfill is not very large by conventional standards and much research was done before going with the current design.

Good of the Order

Legislator Fanton asked Legislator Decker if he had made contact with officials at the Cuba-Rushford school regarding its experience with solar panels. Legislator Decker said he had and that School Superintendent Carlos Gildemeister agreed to allow Legislators and other interested County personnel to visit the school to look at what's been done. Clerk of the Board Brenda Riehle said she had received a call and that a visit could be arranged. Additionally, Legislator Decker said that a Mr. Hardman (who is in charge of grounds and facilities) from the district would be willing to address any County group that requested him to do so.

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 1:45 p.m. following a motion by Legislator Graves, seconded by Legislator Decker, and carried.

Respectfully submitted,
Cynthia Santora, Secretary to the Clerk of the Board
Allegany County Board of Legislators

**Public Works Committee
December 3, 2014**

**** Not Approved ****

Committee Members Present: D. Fanton, A. McGraw, P. Curran, D. Decker, K. Graves, M. Healy, T. Hopkins, N. Ungermann, C. Crandall

Others Present: M. Alger, S. Burt, L. Dorrett, G. James, C. Jessup T. Miner, B. Riehle, T. Ross, D. Scholes,

Call to Order: The meeting was called to order at 1:02 p.m. by Public Works Committee Chairman Dwight Fanton.

Approval of Minutes:

A motion was made by Legislator Graves, seconded by Legislator Healy, and carried to approve the Public Works Committee minutes of November 5, 2014.

Highway

Fund Transfer

Public Works requests a resolution to approve the following transfer to cover funds needed for the purchase of 1A Limestone to be used for the 2015 Surface Treatment Projects. Funds are remaining in Ground Water Monitoring due to savings in a new environmental monitoring program at the County Landfill. Funds of \$33,000 should be moved from A8160.497 (Solid Waste-Ground Water Monitoring) to D5110.408 (County Road- General Supplies). Approval was granted on a motion by Legislator Graves, seconded by Legislator Curran, and carried. **Refer to Ways & Means**

Request to Fill Road Maintenance Supervisor Position

Public Works requested permission to fill one Road Maintenance Supervisor (PEF, Grade 5) position in District 3 in anticipation of a retirement and all subsequent positions including from the outside. This position is responsible for the supervision and performance tasks related to construction, maintenance, and repair of highways and roads. Immediate supervision is exercised of a highway crew, including Heavy Motor Equipment Operators and Motor Equipment Operators. This position is in the 2014 and 2015 budgets. Approval was granted on a motion by Legislator Hopkins, seconded by Legislator Healy, and carried. **Refer to Ways & Means**

Renewal of Inter-Municipal Aid Agreement

Mr. James requested a resolution approving the County's entering into an Inter-Municipal Mutual Aid Agreement sponsored by the Allegany County Town Highway Superintendent's Association. This agreement allows any participating municipality within the County of Allegany to assist another municipality with highway projects, maintenance and emergency road work, or any similar function, and to allow the proper authorities to expedite the work flow as quickly as possible. The terms of this

agreement will be for one year, commencing January 1, 2015, and expiring December 31, 2015, for the Towns and the County, and from April 1, 2015 through March 31, 2016 for Villages. Approval was granted on a motion by Legislator Graves, seconded by Legislator Curran and carried. **Prepare Resolution**

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 1:12 p.m. following a motion by Legislator Graves, seconded by Legislator Hopkins, and carried.

Respectfully submitted:

Lea Dorrett

Secretary to the Superintendent

Allegany County Department of Public Works