

**PUBLIC WORKS COMMITTEE  
JANUARY 9, 2013**

**\*\* NOT APPROVED \*\***

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**Committee Members Present:** D. Fanton, T. O'Grady, P. Curran, M. Healy, T. Hopkins, A. McGraw, (Absent: C. Crandall, N. Ungermann)

**Others Present:** M. Alger, G. Benson, D. Burdick, K. Graves, G. James, J. Margeson, T. Miner, D. Pullen, B. Riehle, C. Santora, D. Scholes, F. Sinclair

**Media Present:** B. Clark, *Olean Times Herald*

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

**Amendment & Approval of Minutes**

A motion was made by Legislator Curran, seconded by Legislator Hopkins, and carried to amend the Public Works Committee minutes of December 5, 2012, as noted below:

Under **Budget Transfer Request to Cover Equipment Repairs delete "Prepare Resolution"**

Superintendent of Public Works James requested budget transfers of \$12,000 from DM5130.412 (Road Machinery-Repairs Real Property) to DM5130.408 (Road Machinery-General Supplies) and of \$11,000 from DM5130.412 (Road Machinery-Repairs Real Property) to DM5130.411 (Road Machinery-Repairs Personal Property) for a total of \$23,000. The request to transfer funds was approved on a motion by Legislator Fanton, seconded by Legislator Hopkins, and carried. Prepare Resolution

Subsequently, a motion was made by Legislator Curran, seconded by Legislator O'Grady, and carried to approve the amended Public Works Committee minutes of December 5, 2012.

**Solid Waste**

**Permission to Bid 2013 Recycling Contracts**

Deputy Superintendent of Public Works Dean Scholes requested approval to bid the 2013 recycling contracts which will expire at the end of March 2013. Approval was granted on a motion by Legislator Hopkins, seconded by Legislator Healy, and carried.

**Tipping Fees for Villages**

Mr. Scholes also requested guidance on whether or not tipping fees were going to change, because local municipalities would need to be notified in order to prepare their budgets for next year. Discussion followed, indicating that the last raise was in 2010 when tipping fees went from \$35 to \$40. Based on the projection that the landfill would be full in two-three years, and changes would need to be made at that time, the consensus of the group was to leave the tipping fees as they are currently.

**Dates to Tour Steuben County Transfer Station Facility**

Mr. Scholes reminded the group that he had scheduled a site visit to a Steuben County Transfer Station Facility for Thursday, January 17, 2013, to review the design, features, and maintenance of the facility. He asked those Committee members who wished to attend to meet at the County Office Building at 8:45 a.m. that day so they could meet the 10 a.m. appointment.

**Highway**

**Permission to Bid 2013 Bridge Decks**

Superintendent of Public Works Guy James requested approval to bid 2013 Bridge Decks, the funding for which appears in this year's (2013) budget. The request was approved on a motion by Legislator McGraw, seconded by Legislator Curran, and carried.

**Permission to Bid 2013 Equipment**

Superintendent James also requested approval to bid 2013 equipment, the funding for which appears in the 2013 budget. The request was approved on a motion by Legislator Hopkins, seconded by Legislator O'Grady, and carried.

**Permission to Bid 2013 Materials**

Mr. James requested approval to bid 2013 materials, the funding for which appears in the 2013 budget. The request was approved on a motion by Legislator Hopkins, seconded by Legislator Healy, and carried.

**Town Bridge Resolutions**

Mr. James requested that a single capital account be split into three separate accounts for the following projects:

Town of Friendship, North Branch Road, Culvert Project

Public Works Superintendent James requested a resolution establishing a Capital Project for the Town of Friendship, North Branch Road, Culvert Project. Mr. James also requested a resolution transferring \$266,100 to fund the project as follows:

FROM: H5120.200 (Maintenance of Bridges)	\$266,100
TO: H5631.200 (Friendship, Culvert, North Branch Road)	\$266,100

In addition, the \$39,915 representing the town's share of the project should be transferred as follows:

FROM: H5120.2300 (Revenues-Intergovernmental Charges)	\$ 39,915
TO: H5631.2300 (Town Share)	\$ 39,915

Town of Caneadea, Council House Road, Bridge #12-03 Project

Mr. James requested a resolution establishing a Capital Project for the Town of Caneadea, Council House Road, Bridge #12-03 Project. Mr. James also requested a resolution transferring \$224,500 to fund the project as follows:

FROM: H5120.200 (Maintenance of Bridges)	\$224,500
TO: H5630.200 (Caneadea, BR #12-03, Council House Road)	\$224,500

In addition, the \$33,675 representing the town's share of the project should be transferred as follows:

FROM: H5120.2300 (Revenues-Intergovernmental Charges)	\$ 33,675
TO: H5630.2300 (Town Share)	\$ 33,675

County Bridge #08-02, County Road 41, Belfast

Mr. James requested a resolution establishing a Capital Project for the County Bridge #08-02, CR41, Belfast Project. Mr. James also requested a resolution transferring \$326,000 to fund the project as follows:

FROM: H5120.200 (Maintenance of Bridges)	\$326,000
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TO: H5632.200 (County Bridge #08-02, CR42, Belfast)

\$326,000

The requests were approved on a motion by Legislator Healy, seconded by Legislator Curran, and carried. **Refer to Ways s& Means**

**Buildings & Grounds**

Mr. James gave a brief update regarding the renovations in the County Attorney's Office, noting that work had begun. He also invited the group to pay a visit to the new Maintenance Building to see how well it turned out.

**Adjournment**

There being no further business to come before the committee, the meeting was adjourned at 2:18 p.m. following a motion by Legislator O'Grady, 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  
FEBRUARY 13, 2013**

**\*\* NOT APPROVED \*\***

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**Committee Members Present:** D. Fanton, T. O'Grady, P. Curran, M. Healy, A. McGraw, C. Crandall (Absent: T. Hopkins, N. Ungermann)

**Others Present:** M. Alger, H. Budinger, D. Burdick, K. Graves, G. Green, G. James, J. Margeson, T. Miner, K. Monroe, B. Riehle, C. Santora, D. Scholes, F. Sinclair, R. Whitney

**Media Present:** No media present

**Call to Order:** The meeting was called to order at 2:17 p.m. by Public Works Committee Chairman Dwight Fanton.

**Approval of Minutes**

A motion was made by Legislator O'Grady, seconded by Legislator Curran, and carried to approve the Public Works Committee minutes of January 9, 2013.

**Solid Waste**

**Reschedule Trip to Steuben County Landfill**

Deputy Superintendent of Public Works Dean Scholes noted that the January 17, 2013, trip to the Steuben County Landfill had been cancelled, and he is planning to re-schedule toward the end of March. He will bring the new date back to the Committee so those interested members can go.

**Highway**

**Agreement with DOT for Reimbursement of Funds**

Department of Public Works Superintendent Guy James requested a resolution approving an agreement with the Department of Transportation which will provide for the reimbursement of funds (\$46,603) expended for emergency road repairs made to County Roads 9, 10, and 11 as a result of April May 2011 flooding. The request was approved on a motion by Legislator O'Grady, seconded by Legislator Curran, and carried. **Prepare Resolution**

**Permission to Put Old Equipment up for Auction**

Mr. James also requested permission to put two pieces of equipment out for bid: a 1988 motor and a 1982 International solid waste tractor. Permission was granted on a motion by Legislator O'Grady, seconded by Legislator McGraw, and carried.

**Buildings & Grounds**

**Project Updates**

Mr. Scholes gave a brief update on current building projects. He informed the group that the Certificate of Occupancy for the new Maintenance Building has been received. He also told the group that the remodeling project of the former DA's office is progressing well and that he is expecting proposals regarding the jail elevator from LaBella very soon.

**New Business**

**Referral from Public Safety Committee**

Sheriff Whitney requested permission to purchase two Chevrolet transport vans and one Chevrolet Tahoe to replace the two current transport vans which each have approximately 120,000 miles and a Jeep Cherokee which was taken out of service in 2011 (respectively). Superintendent James questioned and expressed concern whether the Public Works

Committee is the proper Committee to consider these (vehicle purchase) referrals. Much discussion ensued. The group was in favor of the transport vans as they are necessary to transport federal inmates and without the ability to transport federal inmates, the jail would no longer be a viable location to house them. Sheriff Whitney indicated that the Tahoe could be used to transport immigration detainees in addition to regular usage. The lack of consensus during the discussion centered around the Chevy Tahoe. Some Committee members felt an SUV was unnecessary and too expensive. The group then decided to vote separately on the vehicles. The request to purchase two new transport vans was approved on a motion by Legislator Healy, seconded by Legislator Fanton, and carried. Sheriff Whitney was subsequently asked to return to the Committee with a less expensive alternative for the Chevy Tahoe request.

### **Executive Session**

Mr. James requested executive session to discuss the employment history of a particular person. The Committee entered executive session at 2:32 p.m. on a motion by Legislator O'Grady, seconded by Legislator Curran, and carried. The Committee exited executive session at 2:45 p.m. on a motion by Legislator O'Grady, seconded by Legislator Healy, and carried.

### **DPW Crane Operator**

Following executive session, Mr. James requested a resolution to abolish an HMEO II position and subsequently create a Crane Operator position, Grade 16, in County Roads. The fiscal impact is \$1,416.69. The request was approved on a motion by Legislator Healy, seconded by Legislator O'Grady, and carried. **Refer to Personnel Committee**

### **Good of the Order**

#### **Sale of Land Parcel on Route 19**

Mr. James approached the Committee with a proposal from landowners Robert and Beuna Fuller who live adjacent to and wish to purchase the land parcel in question. The County-owned property, located on Route 19 just north of the jail, encompasses .367 of an acre and has been staked out by DPW. Mr. James noted that per County Attorney Tom Miner, 10 of the 15 Legislators must approve the sale before it is advertised for bid. Mr. James requested that the Legislators drive by the parcel in order to decide if they want to pursue the sale. He indicated that no other action is requested at this time.

### **Adjournment**

There being no further business to come before the committee, the meeting was adjourned at 2:52 p.m. following a motion by Legislator O'Grady, 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  
MARCH 6, 2013**

**\*\* NOT APPROVED \*\***

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**Committee Members Present:** T. O'Grady, M. Healy, A. McGraw (Absent: D. Fanton, P. Curran, T. Hopkins, N. Ungermann, C. Crandall)

**Others Present:** M. Alger, D. Burdick, K. Graves, T. Miner, D. Pullen, B. Riehle, C. Santora, D. Scholes, F. Sinclair

**Media Present:** No media present

**Call to Order:** The meeting was called to order at 2:00 p.m. by Public Works Committee Vice Chairman Tim O'Grady.

**Lack of Quorum**

Because there were too few Committee members present to constitute a quorum, Committee Vice Chairman O'Grady conducted the meeting as an informational session as no business could be conducted.

**Solid Waste**

The tour of the Steuben County Solid Waste facility has been rescheduled for Thursday, April 4, 2013, at 2 p.m.

**Highway**

**Permission to Award Bridge Decks**

Deputy Superintendent of Public Works Dean Scholes explained the document outlining the bid opening for Bridge Decks that took place on February 28, 2013. The Bridge Decks being considered are LB #08-02 (Tibbetts Hill Road also known as County Route #41) and LB #12-03 (Council House Road near McClure Hill). The bidders were L.C. Whitford Co, Inc. (pre-stressed concrete); Laminated Concepts, Inc. (Glulam Timber) and Unadilla Laminated Products (Glulam Timber). Mr. Scholes indicated that DPW Superintendent Guy James recommends Laminated Concepts, Inc., for the Council House Road Bridge despite its not being the lowest bidder because he believes that a timber bridge is a better option in this case. (He is concerned that they won't be able to pave over it due to winter scheduling and won't be able to open it to the public if the concrete option were used.) Mr. Scholes was advised to have the County Attorney review the bids before accepting the Laminated Concepts, Inc., bid because the decision to not accept the lowest bidder must be justified.

**Extension of Allen Chase Contract for Vegetation Control**

**Extension of Zebra Contract for Road Striping**

Mr. Scholes informed the group that in the past, DPW has been very pleased with these two contractors and would like to continue the contracts.

**Permission to Send Surplus Inventory to Spring Auction**

**Permission to Hire Summer Help (Referral to Ways and Means)**

**Buildings & Grounds**

**Permission to Purchase Pick-Up Truck (Referral to Ways and Means)**

Mr. Scholes indicated that this purchase has been budgeted in 2012 and rolled into 2013.

**Good of the Order**

All the above items were postponed until a special meeting of the Public Works Committee could be held. Subsequently, there will be a special meeting of the Public Works Committee following the Board meeting on Monday, March 25, 2013.

**Adjournment**

There being no further business to come before the committee, the meeting was adjourned at 2:15 p.m. following a motion by Legislator McGraw, seconded by Legislator O'Grady, and carried.

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

**PUBLIC WORKS COMMITTEE  
SPECIAL MEETING MARCH 25, 2013**

**\*\* NOT APPROVED \*\***

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**Committee Members Present:** D. Fanton T. O'Grady, P. Curran, M. Healy, T. Hopkins, N. Ungermann, C. Crandall (Absent: A. McGraw)

**Others Present:** M. Alger, J. Ferris, K. Graves, J. Hopkins, K. LaForge, J. Margeson, Y. Marks, D. Pullen, B. Riehle, C. Santora, D. Scholes, F. Sinclair

**Media Present:** Bob Clark, *Olean Times Herald*

**Call to Order:** The meeting was called to order at 3:40 p.m. by Public Works Committee Chairman Dwight Fanton.

**Amendment & Approval of Minutes (February 13, 2013)**

**Under Highway**

**Agreement with DOT for Reimbursement of Funds**

...will provide for the reimbursement of funds (\$46,603) expended for emergency road repairs made to County Roads 9, 10, and 11 as a result of April- May 2011

**FLOODING**. (typo—floding)

**Permission to Put Old Equipment up for Auction**

Mr. James also requested permission to put two pieces of equipment out for **(add: AN AUCTION)** bid: a 1988 (change to) **FIAT LOADER** ~~motor~~ and a 1982 International (add) **TRUCK** ~~solid waste~~ tractor.

**Under Buildings & Grounds**

**Project Updates**

...He also told the group that the remodeling project of the (add) **COUNTY**

**ATTORNEY'S OFFICE (former DA's office)** is progressing well ...

**Under DPW Crane Operator**

...Mr. James requested a resolution to abolish an HMEO II position and subsequently create a Crane Operator position, Grade 16, in **THE** County Roads **ACCOUNT**.

A motion was made by Legislator Curran, seconded by Legislator Healy, and carried to approve the Public Works Committee minutes of February 13, 2013, as amended.

**Approval of Minutes (March 6, 2013)**

A motion was made by Legislator Curran, seconded by Legislator O'Grady, and carried to approve the Public Works Committee minutes of March 6, 2013.

**Solid Waste**

Deputy Superintendent of Public Works Dean Scholes informed the group that it had become necessary to reschedule the tour of the Steuben County Hornell Transfer Station. He offered two possible dates: Thursday, April 11 or Thursday, April 18 @ 9 a.m. The consensus of the group was to opt for the April 18 date. Mr. Scholes said he would confirm the final date at the regular monthly meeting on April 3.

**Permission to Fill Transfer Station Operator Position**

Mr. Scholes requested permission to fill a Transfer Station Operator position (AFSCME, Grade 11) to fill a current vacancy. When asked if the position could remain vacant, Mr. Scholes indicated that the area is short-handed as it is, particularly during the weekend. The

request was granted on a motion by Legislator Hopkins, seconded by Legislator Healy, and carried. **Refer to Ways & Means**

## **Highway**

### **Permission to Award Bridge Decks**

Mr. Scholes explained the document outlining the bid opening for Bridge Decks that took place on February 28, 2013. The Bridge Decks being considered are LB #08-02 (Tibbetts Hill Road also known as County Route #41) and LB #12-03 (Council House Road near McClure Hill). The bidders were L.C. Whitford Co, Inc. (pre-stressed concrete); Laminated Concepts, Inc. (Glulam Timber) and Unadilla Laminated Products (Glulam Timber). Mr. Scholes indicated that DPW Superintendent Guy James recommends Whitford for the Tibbetts Hill Bridge (\$119,997) and Laminated Concepts, Inc., for the Council House Road Bridge (\$58,616) despite its not being the lowest bidder because he believes that a timber bridge is a better option in this case. Mr. James is concerned that due to the time of year the bridge would be ready to be paved, the blacktop plant(s) would most likely be closed for the season. A bridge with a timber deck can be opened to the public during the winter months and paved in the spring when the blacktop plants reopen. Such is not the case with a concrete bridge deck. After some discussion regarding the merits of the materials, the possibility of shifting paving/repair schedules and re-routing options, and talking to DPW Engineer Jeremy Ferris, approval was granted on a motion by Legislator Fanton, seconded by Legislator Hopkins, and carried. (One opposed: Legislator Curran)

### **Permission to Extend Allen Chase Contract for Vegetation Control**

Mr. Scholes requested permission to extend the current contract with Allen Chase (Chase Enterprises) for vegetation control, noting that the DPW has been happy with the work in the past. There was some discussion regarding the dangers of spraying chemicals and the cost involved. The outcome was that spraying omitted the need for manpower to "weed whack" the vegetation and that the parameters of where and how the spraying could occur were well defined in deference to the health and welfare of County residents. Approval was granted on a motion by Legislator Healy, seconded by Legislator O'Grady, and carried. (One opposed: Legislator Curran)

### **Permission to Extend Zebra Contract for Road Striping**

Mr. Scholes also requested permission to extend the current contract with Zebra Paint Striping for road striping, noting that the DPW has been pleased with their work in the past. Approval was granted on a motion by Legislator Healy, seconded by Legislator Curran, and carried.

### **Permission to Send Surplus Inventory to Spring Auction**

Mr. Scholes requested permission to send surplus inventory to Spring Auction, noting there are no vehicles involved, and that the list is still being determined. Approval was granted on a motion by Legislator Healy, seconded by Legislator Hopkins, and carried.

### **Permission to Hire Summer Help (All Divisions)**

Mr. Scholes requested approval to hire summer help in all divisions of the Department, noting that these positions have been budgeted for 2013. Approval was granted on a motion by Legislator Curran, seconded by Legislator Fanton, and carried. **Refer to Ways & Means**

### **Permission to Award Material(s) Bids**

Mr. Scholes requested permission to award the materials bids to the lowest responsible bidder per the documents he distributed. Approval was granted on a motion by Legislator O'Grady, seconded by Legislator Hopkins, and carried.

## **Buildings & Grounds**

### **Permission to Purchase Pick-Up Truck**

Mr. Scholes requested approval to purchase a 2013 Ford pickup truck with lift gate and plow package to be used by the Buildings and Grounds Department to replace a 1991 pickup which was scrapped in 2012. The purchase of the pickup was approved in the 2012 budget as a purchase out of H5997—the Capital for Vehicle Replacement. It was not purchased in 2012 as the Department was waiting for the NYS OGS Bid to be released. The State bid is now available. The cost of the pickup as above is \$28,956.58. Approval was granted on a motion by Legislator Hopkins, seconded by Legislator Curran, and carried. **Refer to Ways & Means**

### **Old Business**

Legislator Ungermann questioned the status of the septic system maintenance issues at the Jail. Mr. Scholes said that he and Mr. James had met with the Sheriff and Undersheriff and the issues seem to have been resolved for the time being. It was noted that the Jail system is pumped one time per year at a cost of about \$6-7,000. It was also noted that a more permanent solution needs to be found.

### **Adjournment**

There being no further business to come before the committee, the meeting was adjourned at 4:07 p.m. following a motion by Legislator O'Grady, 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  
APRIL 3, 2013**

**\*\* NOT APPROVED \*\***

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**Committee Members Present:** D. Fanton, T. O'Grady, M. Healy, T. Hopkins, N. Ungermann, C. Crandall (Absent: P. Curran, A. McGraw)

**Others Present:** M. Alger, D. Burdick, K. Graves, G. James, T. Miner, B. Riehle, T. Ross, C. Santora, D. Scholes, F. Sinclair

**Media Present:** No media present

**Call to Order:** The meeting was called to order at 2:05 p.m. by Public Works Committee Chairman Dwight Fanton.

**Approval of Minutes**

A motion was made by Legislator O'Grady, seconded by Legislator Healy, and carried to approve the Public Works Committee Special Meeting minutes of March 25, 2013.

**Solid Waste**

**Confirmation of Tour Date Steuben County Solid Waste Facility**

Deputy Superintendent of Public Works Dean Scholes confirmed the date and time of the tour of the Hornell Transfer Station as Thursday, April 18, 9 a.m. Legislator Fanton told the group that if anyone would like to ride over together, they should meet at the County Building at 8:15 a.m.

**Transfer of Funds from Capital Project SW Landfill Storm Water Pipe to Motor Vehicles**

Mr. Scholes requested a transfer of \$23,989.65 from H8164.200 (Capital Project-SW Landfill Storm Water Pipe) to A8160.204 (Solid Waste-Motor Vehicles) to supplement funds for the purchase of a Loader and attachments to be used in the Solid Waste Division. Mr. Scholes informed the Committee that the machines on state bid that he is looking at cost anywhere from \$130,000 to \$135,000, though that number could rise. He reminded the Committee that last year, \$50,000 had been budgeted for the storm water pipe project at the Landfill. That job was completed in-house and under budget. Mr. Scholes would like to transfer the unused portion of that \$50,000 (\$23,989.65) to the Motor Vehicle account to purchase the Loader. The request was approved on a motion by Legislator Hopkins, seconded by Legislator Healy, and carried.

**Refer to Ways & Means**

**Highway**

**Award Bid: (1) Rubber-Tired Multipurpose Excavator**

Superintendent of Public Works Guy James requested approval to award a bid for a rubber-tired multipurpose excavator (2013 budget DM5130.204) to sole bidder Vantage Equipment, for: \$376,995. The cost breakdown is as follows: unit price: \$353,674; optional boom mower and cab shroud: \$13,721; and extended warranty: \$9,600. Discussion followed regarding the pros and cons of different styles, configurations, and attachments of excavators. Mr. James indicated that the DPW Budget could cover the cost. Approval to award the bid as proposed was granted on a motion by Legislator Fanton, seconded by Legislator Hopkins, and carried. (one opposed: Legislator Ungermann)

**Property Transfer Requests**

Mr. James requested the following property sales/transfers. The Committee reviewed the paperwork on each of the requests below after considering the requirements of Section 215

of the County Law, which states that the resolution to sell must be accompanied with a finding that the "property is no longer necessary for public use."

- *Basil and Marjorie Davis*

A request had been presented to the Committee in November 2011 from Basil L. Davis of Old State Road, Town of Allen, to purchase a piece of County right-of-way that runs through his property. It had been approved at that time to sell the .8-acre right-of-way to Basil Davis for \$400 an acre plus attorney fees. Per Mr. James, the sale had never been completed, but it would be finalized at this time. The request was sent to the Board on a motion by Legislator O'Grady, seconded by Legislator Healy, and carried. **Prepare Resolution**

- *Gerald Lichtenthal*

Gerald Lichtenthal made a request to purchase a County right-of-way that crosses his property in the Town of Allen on the Old State Road. It was determined that the property is no longer necessary for public use and the request to purchase this 3.4-acre right-of-way for \$400 per acre plus attorney's fees will be sent to the Board for approval on a motion by Legislator Ungermann, seconded by Legislator Fanton, and carried. **Prepare Resolution**

- *Girard Kelly*

Girard Kelly made a request to acquire a portion of a County right-of-way contiguous to his property along the north and south side of old County Route 15, beginning from the eastern bank of Baker Creek to the western right-of-way of the new section of County Route 15. It was determined that the property is no longer necessary for public use and the request to purchase this .291-acre parcel at \$400 per acre plus attorney's fees will be sent to the Board for approval on a motion by Legislator Healy, seconded by Legislator Ungermann, and carried. **Prepare**

**Resolution**

**Parcel to Be Put Out to Bid**

- *Robert and Beuna Fuller*

Mr. and Mrs. Fuller would like to purchase County property (.426 acre) that adjoins their property on Route 19. It was determined that the property is no longer necessary for public use and pursuant to §215 of the County Law, in order to sell the property, this parcel must be put out for bid for sale to the highest bidder. The request to put this parcel out for bid to be sold to the highest bidder, with the right to reject any and all bids if deemed insufficient by the Committee, was approved on a motion by Legislator O'Grady, seconded by Legislator Fanton, and carried.

**Prepare Resolution**

**Old Business**

**Museum**

Superintendent of Public Works Guy James wished to update the Committee on the fate of the former County Historical Museum, which he had previously said would be razed in the spring. This is no longer the case, as there are several parts of the building and its contents that could have inherent value, e.g., the windows, the wainscoting the antiques in the cellar, etc. It was determined that there should be an inventory made of the building and its contents, an RFP to determine if there is a market for these items, and an appraisal of the items to determine their true value. It was determined that the County Attorney would write the RFP and bring it to the Committee, Legislator Sinclair would have an inventory created, and the Committee would proceed from there. It was also determined that, per a suggestion from County Historian Craig Braack, and as a result of the preceding discussion, the demolition would be delayed until late fall.

**Adjournment**

There being no further business to come before the committee, the meeting was adjourned at 2:45 p.m. following a motion by Legislator Healy;, seconded by Legislator Ungermann, and carried.

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

**PUBLIC WORKS COMMITTEE SPECIAL MEETING  
APRIL 22, 2013**

**\*\* NOT APPROVED \*\***

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**Committee Members Present:** D. Fanton, M. Healy, A. McGraw, N. Ungermann, C. Crandall  
(Absent: T. O'Grady, P. Curran, T. Hopkins)

**Others Present:** M. Alger, D. Cady, K. Graves, G. James, T. Miner, C. Santora, D. Scholes

**Media Present:** No media present

**Call to Order:** The meeting was called to order at 3:10 p.m. by Public Works Committee Chairman Dwight Fanton.

**Attorney/Client Session**

Legislator Fanton moved to enter attorney/client session at 3:10 p.m. The motion was seconded by Legislator Healy, and carried. The Committee exited attorney/client session at 3:20 p.m. on a motion by Legislator Fanton, seconded by Legislator Healy, and carried.

**Solid Waste**

**Awarding of Recycling Bids**

Deputy Superintendent of Public Works Dean Scholes requested permission to award recycling bids as received as follows:

- Colored and clear glass, newspaper, metal cans, scrap metal, white goods, heavy scrap metal, lead acid batteries: Swarthout Recycling
- Cardboard: Rock Tenn CP, LLC
- Used tires: Geiter Done of WNY
- Electronics: Sunn King, Inc.
- Plastic: T. Osborne Consulting
- Used clothing: St. Pauly Textile

The request was approved on a motion by Legislator Fanton, seconded by Legislator McGraw, and carried.

**Adjournment**

There being no further business to come before the committee, the meeting was adjourned at 3:20 p.m. following a motion by Legislator McGraw, 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**  
**MAY 1, 2013**  
**\*\* NOT APPROVED \*\***

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**Committee Members Present:** D. Fanton, T. O'Grady, M. Healy, T. Hopkins, A. McGraw, N. Ungermann, C. Crandall (Absent: P. Curran)

**Others Present:** M. Alger, D. Baker, G. Benson, D. Burdick, K. Dirlam, J. Foels, K. Graves, R. Hollis, G. James, M. McCormick, T. Miner, D. Pullen, B. Riehle, C. Santora, D. Scholes, F. Sinclair

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

**Call to Order:** The meeting was called to order at 2:10 p.m. by Public Works Committee Chairman Dwight Fanton.

**Approval of Minutes**

A motion was made by Legislator Hopkins, seconded by Legislator Healy, and carried to approve the Public Works Committee minutes of April 3, 2013, and April 22, 2013.

**Highway**

**Acceptance & Appropriation of Funds Due to an Increase in CHIPS Accounts**

Department of Public Works Superintendent Guy James requested that \$368,997.50 be appropriated to D5112.223 (County Road CHIPS Paving) with a like sum credited to D5110.3501.00 (State Aid CHIPS Revenue). This change is the result of an increase in the State Fiscal Year 2013-14 Consolidated Highway Improvement Program Funds. Approval was granted on a motion by Legislator O'Grady, seconded by Legislator Healy, and carried. **Refer to Ways & Means**

**Property Transfer Request from Village of Angelica to County Administrator**

Mr. James informed the Committee that the Village of Angelica wished to donate some land to Allegany County, located where the Genesee River Wilds kiosk is near the Transit Bridge. A portion of the kiosk was inadvertently built on a parcel of land owned by the Village of Angelica, but located in the town of Belfast. This small parcel abuts property owned by Allegany County, so this donation simply "completes" the Allegany County parcel. A motion to accept the property was made by Legislator Healy, seconded by Legislator McGraw, and carried. **Prepare Resolution**

**Buildings & Grounds**

**Board of Elections Storage Facility Improvements**

The Board of Elections Commissioners had brought forth to its Committee of Jurisdiction (Personnel) a variety of concerns voiced by the Election Technicians regarding possible upgrades to the current voting machine storage facility. The issue was referred to the Public Works Committee. The primary concern was the lack of running water, restroom facilities, and Internet connectivity. The consensus of the group was that seeing as the technicians are in that building for 10-12 hours per quarter annually and every Election Day, the need did not justify the cost of making those improvements at this time.

**Cooperative Extension Building, County Route 48**

Mr. James invited Cornell Cooperative Extension Director Dianne Baker to attend the meeting in order to be aware of the discussion regarding the Cooperative Extension Building located on County Route 48. Until recently, the building housed the County Departments of Weights & Measures, Workers' Comp, and STOP-DWI as well as Cooperative Extension. The three County entities have since moved to new quarters, leaving only Cooperative Extension in the structure. Ms. Baker was asked if

Cooperative Extension would be interested in purchasing the building. Her response was that she would need to take that issue to her Board. She did note that there are 11 Cooperative Extension employees currently housed there. Legislator Fanton went on record saying that Cooperative Extension is a valuable County asset and that Allegany County should do all it can to keep it viable. Mr. James noted that a New York State Code Enforcement Officer had toured the building citing areas that need to be upgraded/renovated. Mr. James notes that if the County were to keep the building, repairs could cost several thousand dollars. Some discussion ensued regarding whether there were other venues for Cooperative Extension to relocate to, and whether or not the building could sell on the open market. County Attorney Thomas Miner cautioned the group, saying this would not be an instance where the County could sell the building to Cooperative Extension for one dollar. It was decided that no decision would be made until Ms. Baker had approached her Board and Mr. James had determined a timeline and cost estimates for potential work

### **Old Business**

Legislator Ungermann revisited the issue of the rubber-tired multipurpose excavator recently purchased by the Department of Public Works, noting that in his opinion, there are other types and brands of machinery that could perform the same functions. Mr. James disputed this claim, countering Mr. Ungermann's arguments. Mr. Ungermann's primary argument was that the County should conserve taxpayers' money wherever possible, and it was his opinion that this was just such an area. Mr. James held fast to his belief that this vehicle was best suited for the needs of the County and had been carefully budgeted for.

### **Adjournment**

There being no further business to come before the committee, the meeting was adjourned at 2:40 p.m. following a motion by Legislator Hopkins, seconded by Legislator O'Grady, and carried.

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

**PUBLIC WORKS COMMITTEE  
JUNE 5, 2013**

**\*\* NOT APPROVED \*\***

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**Committee Members Present:** D. Fanton, T. O'Grady, M. Healy, T. Hopkins, A. McGraw, N. Ungermann, C. Crandall (Absent: P. Curran)

**Others Present:** M. Alger, D. Baker, G. Benson, S. Brown, D. Burdick, D. Cady, K. Graves, R. Hollis, G. James, T. Miner, D. Pullen, B. Riehle, T. Ross, C. Santora, D. Scholes, F. Sinclair

**Media Present:** B. Clark, *Olean Times Herald*

**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 Hopkins, seconded by Legislator O'Grady, and carried to approve the Public Works Committee minutes of May 1, 2013.

**Highway**

**Project Status Report**

Superintendent of Public Works Guy James updated the Committee on current highway projects and their status. These included

**Bridge Projects**

County Route #15 Bridge, Allen, was opened to traffic May 13, 2013;  
North Hill Bridge, Centerville, which will be paved and opened to traffic by next week;  
Crews are moving to County Route #41, Belfast, this week.

**Paving Projects**

County Route #20, Cuba, will begin next week;  
County Routes 23 and 16 will follow.

**Surface Treatment Projects**

Starting Monday (June 10) roads on Cuba Lake, (7C and 7D);  
Subsequently, County Routes 18, 26, and 32 will be treated.

**Buildings & Grounds**

**Follow-up Discussion Regarding Cooperative Extension Building, County Route 48**

Mr. James reminded the group of last month's discussion regarding the sale of the Cooperative Extension Building to Cornell Cooperative Extension. Cooperative Extension Director Dianne Baker had brought the issue to the Cornell Cooperative Extension Operations Board which discussed the issue last week, but it also needs to be brought before the Executive Committee; the Board meets June 25.

**Solid Waste Approval to Fill HMEO I Position**

Deputy Superintendent of Public Works Dean Scholes requested permission to fill an HMEO I (AFSCME Grade 13) position in the Solid Waste Department which became vacant due to a resignation. He additionally requested permission to fill all subsequent openings which may result from filling the HMEO I position, including permission to hire from the outside if necessary. The position is responsible for the maintenance and operation of specialized heavy motor equipment necessary to the daily operation of the County's solid waste/recycling programs and properties. Approval was granted on a motion by Legislator McGraw, seconded by Legislator Hopkins, and carried. **Refer to Ways & Means**

**Adjournment**

There being no further business to come before the committee, the meeting was adjourned at 2:10 p.m. following a motion by Legislator Ungermann, 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 3, 2013**

**\*\* NOT APPROVED \*\***

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**Committee Members Present:** D. Fanton, M. Healy, T. Hopkins, A. McGraw, N. Ungermann,  
(Absent: T. O'Grady, P. Curran, C. Crandall)

**Others Present:** M. Alger, D. Baker, K. Graves, G. James, R. Hollis, K. LaForge, M.  
McCormick, T. Miner, J. Nelson, D. Pullen, B. Riehle, T. Ross, C. Santora, D. Scholes,  
F. Sinclair

**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 Healy, seconded by Legislator Ungermann, and carried to approve the Public Works Committee minutes of June 5, 2013.

**Cooperative Extension Building**

Cooperative Extension Director Dianne Baker attended the meeting to report on what had occurred at the recent Cooperative Extension Board meeting as regards the building in which the County Cooperative Extension offices are housed. She said her Board would like to hire an inspector to assess the building to determine what repairs are necessary and to get an estimate of cost for those repairs. The Committee gave its blessing to that plan. Further, Ms. Baker noted, the Board was concerned about the door for handicapped accessibility. There is an office (4-H Educator) right at the entrance which could hamper entrance and egress. It was determined that the downstairs office could relocate to recently vacated County office space upstairs without compromising handicapped accessibility. Ms. Baker will return next month with the inspector's findings.

**Buildings & Grounds**

**Property Bid, State Route 19**

Superintendent of Public Works Guy James requested a resolution accepting the bid of \$205 (equaling \$481.22 per acre) from Robert and Buena Fuller for the parcel of land consisting of .426 acres in the Town of Amity contiguous to their property. Discussion regarding this property included that the bidders had met all bid requirements such as submitting 10 percent of the bid amount, and had actually sent a certified check for \$25. The selling price of the land at that site is comparable to County acreage which had recently sold for \$400 per acre. The County will provide a quit claim deed to the purchasers. Mr. Ungermann opined that the selling price was too low because it will not add significantly to the tax rolls. Mr. James indicated that if/when the Fullers decide to sell the entire property (with house), the price will be significantly better than it would be without the addition of the .426-acre parcel attached, and that would result in higher property tax for the County. The request for a resolution to accept this bid was approved on a motion by Legislator Healy, seconded by Legislator Hopkins, and carried. (One opposed: Legislator Ungermann) **Prepare Resolution**

**Solid Waste**

**Household Hazardous Waste Grant**

Mr. Scholes requested permission to carry out the annual Household Hazardous Waste Day at the county landfill this fall. The committee approved the request on a motion by Legislator Fanton, seconded by Legislator Ungermann, and carried. Mr. Scholes followed with a request for a resolution granting him permission to apply for the Department of Environmental Conservation (DEC) Household Hazardous Waste Day Grant. Each year, Allegany County conducts a Household Hazardous Waste Day where citizens may dispose of items not accepted at transfer stations or the landfill (e.g., chemicals, etc.). The DEC reimburses 50 percent of the cost to communities who conduct such an event. This year, Household Hazardous Waste Day will be scheduled for September, the actual date to be determined. The request for a resolution was approved on a motion by Legislator Healy, seconded by Legislator Ungermann, and carried. **Prepare Resolution**

### **Old Business**

#### **Main County Campus Parking Lot Retaining Wall Facing Wells Lane**

Previously, it had been brought to Committee members' attention that the retaining wall that faces Wells Lane can be considered an eyesore to the public and that perhaps something should be done about it. During discussion of this issue, it was noted that the wall still seems to be structurally sound, and that the vegetation that is growing rampant was thought to serve as an "eyesore" concealment. Mr. James noted that there had been budget requests submitted over the past 12 years to address the issue, but they had always been cut from the final budget. At last month's meeting, Legislator Fanton suggested investigating whether a substance called "gunite" could be used to upgrade the wall's appearance. Mr. James researched the possibilities as well as its cost and returned to the Committee with the following information: He had contacted L. C. Whitford Co., Inc., and had been offered two options. The first is a class D concrete repair where Whitford would partially remove concrete and pour a new wall face. No new reinforcement steel of any kind would be included in this option. The lump sum price for this option is \$84,250. Option two would be to power wash the wall to remove any loose concrete then parge the wall with a single coat of cement patch material. This option would only parge over the existing contours and would not bring the wall face or top back to original dimensions. Reinforcing steel or mesh of any kind would not be included. The lump sum price for this option is \$24,600. Mr. James indicated there is no money in this year's budget for the fix. Discussion followed, reiterating that the wall seems safe as there are no distress cracks in the parking lot above it which leads him to believe that at this time the fix is purely cosmetic. Mr. James suggested that DPW issue an RFP to get a better idea of possible fixes as well as cost. He continued, "We can't just accept this quote anyway; I contacted them just to get some numbers on the table." Subsequently, DPW was authorized to issue an RFP to ascertain the cost of the repair on a motion by Legislator Hopkins, seconded by Legislator Healy, and carried.

#### **Demolition of Property in Scio**

County Treasurer Terri Ross will bring the issue to the July 8 Ways & Means meeting. Her office received two bids and will present to the Committee for the acceptance of one of the bids.

### **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 Ungermann, 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  
AUGUST 7, 2013**

**\*\* NOT APPROVED \*\***

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**Committee Members Present:** D. Fanton, P. Curran, M. Healy, T. Hopkins, A. McGraw, C. Crandall (Absent: T. O'Grady, N. Ungermann)

**Others Present:** M. Alger, D. Baker, G. Benson, D. Burdick, K. Graves, G. James, 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 1:05 p.m. by Public Works Committee Chairman Dwight Fanton.

**Approval of Minutes**

A motion was made by Legislator Curran, seconded by Legislator Healy, and carried to approve the Public Works Committee minutes of July 3, 2013.

**Highway**

**County Route #30 Purchase Request**

Superintendent of Public Works Guy James received a request from Ravyn & Robyn Vineyards to purchase some right-of-way on County Route 30 (Trapping Brook Road, Wellsville) to be used for a vineyard and apple orchard, and, potentially, a winery. The parcel is between three and three-and-a-half acres and does not affect the highway. The Committee agreed to sell the parcel on a motion by Legislator McGraw, seconded by Legislator Curran, and carried.

**Prepare Resolution**

Subsequently, Mr. James requested that a price for the acreage be determined. Legislator Fanton informed the Committee that he had indicated to the potential buyer in prior conversations that the cost may be \$600 per acre. The cost of \$600 per acre was approved by the Committee on a motion by Legislator Hopkins, seconded by Legislator Curran, and carried.

**Prepare Resolution**

**Permission to Award Quote (District #2 Highway Shop Roof Replacement)**

Mr. James informed the group that he had requested quotes to replace the District 2 Highway Shop roof and had received quotes ranging from \$13,300 to \$24,900 for a metal roof replacement. Mr. James told the Committee that \$20,000 had been budgeted for the project. He then requested approval to award the quote to K L Contracting of Bolivar which submitted the low quote. He added that this contractor has replaced two other roofs for the County, and that he had been very satisfied with the work. Approval to award the quote to K L Contracting was granted on a motion by Legislator Curran, seconded by Legislator McGraw, and carried.

**Prepare Resolution**

**Permission to Bid Sand & Salt Hauling**

Mr. James also requested permission to bid the sand and salt hauling contract. He reminded the group that DPW had previously bid the sand and salt mixture, but now needed to bid the trucking. Approval was granted on a motion by Legislator Healy, seconded by Legislator McGraw, and carried.

**Buildings & Grounds**

**Capital Account Transfer**

Superintendent of Public Works Guy James requested a resolution transferring the funds remaining from Account H3198.200 (Capital Project-POD Work at Jail) to various accounts to cover unanticipated costs that have been incurred for building repairs and for tools needed for the Probation Department renovation, as follows:

**From**

H3198.200 (Capital Project- POD Work @ Jail)	\$53,000
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**To**

A3152.412 (Public Safety Jail Bldgs & Grounds- Repairs to Real Property)	\$25,000
A1620.202 (Buildings & Grounds-Tools)	\$ 3,000
A1620.412 (Buildings & Grounds-Repairs to Real Property)	\$15,000
DM5130.412 (Road Machinery-Repairs to Real Property)	\$10,000

Approval was granted on a motion by Legislator Hopkins, seconded by Legislator Healy, and carried. **Refer to Ways & Means**

**Solid Waste****Permission to Purchase Wheel Loader**

Deputy Superintendent of Public Works Dean Scholes requested permission to purchase a wheel loader which had been approved in the 2013 budget. Mr. Scholes opted for the John Deere 544 from Five Star Equipment at a cost of \$143,270.37 (falling within the \$148,989 which had been budgeted). He told the Committee that it would be used at the landfill, both on the pad and on the hill, but it would also provide flexibility as it will allow them to shuffle other loaders around to different sites and cut down on some truck traffic on Saturdays. Permission to purchase the loader was granted on a motion by Legislator Fanton, seconded by Legislator Curran, and carried.

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

Mr. Scholes also requested permission to award the contract for Household Hazardous Waste Day to Clean Harbors of Syracuse. He invited Tim Palmiter, Recycling Coordinator, to explain to the Committee the basis on which the decision was made. Mr. Palmiter told the group that two proposals had been received; one from EPS of Vermont, and the second from Clean Harbors of Syracuse. EPS would charge \$65 per vehicle plus a \$1,750 set-up fee. Clean Harbors required no set-up fee and would charge \$44 per vehicle with a minimum of 150 vehicles (\$6,600) In the past we usually averaged about 100 vehicles, making Clean Harbors the preferred proposal. Mr. Scholes reminded the Committee that it had previously been given approval to apply for reimbursement for up to one-half of the day's costs. Approval to award the contract to Clean Harbors was granted on a motion by Legislator Curran, seconded by Legislator McGraw, and carried.

Subsequently, the Committee was reminded that Household Hazardous Waste Day is scheduled for Saturday, September 7, 2013, from 8 a.m. until 12 noon. Mr. Palmiter advised the group that it has been advertised on the Wellsville radio stations as well as the newspapers and will run through the month of August. He also said he had flyers and handouts to be distributed.

**Old Business****Cooperative Extension Building**

Cornell Cooperative Extension Executive Director Dianne Baker attended the meeting and provided an estimate from a local contractor regarding the repairs that would be necessary on the building and an approximate cost of those repairs. The \$40,000 estimate was deemed reasonable; however, that estimate would not stand if the County continued as the building's owner. Ms. Baker stated she was glad to see that the building was thought to be in fairly good shape, but that she couldn't make any pronouncements at this time because her Board had not yet reviewed the information. Mr. James said this was just an "FYI" for the group and that he didn't expect any action to be taken at this time.

**Good of the Order**

Mr. Scholes once again called on Mr. Palmiter who told the Committee that Cooperative Extension is in possession of a "Big Foot" baler that can bale agricultural plastic, such as that which is discarded from the round bales of hay often seen in fields. Previously, there was no method to dispose of this material, but Cooperative Extension now has a market for this plastic. Cooperative Extension has scheduled Wednesday, September 11, 2013, as the day to set up this baler at the Landfill in Allegany County for disposal of agricultural plastic. He added that another day will be scheduled in the spring.

**Adjournment**

There being no further business to come before the committee, the meeting was adjourned at 1:30 p.m. following a motion by Legislator Curran, 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  
SEPTEMBER 4, 2013**

**\*\* NOT APPROVED \*\***

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**Committee Members Present:** D. Fanton, T. O'Grady, M. Healy, T. Hopkins, A. McGraw, N. Ungermann, C. Crandall (Absent: P. Curran)

**Others Present:** M. Alger, D. Baker, G. Benson, K. Graves, R. Hollis, G. James, T. Miner, D. Pullen, B. Riehle, T. Ross, C. Santora, D. Scholes, F. Sinclair (Guests from Birdsall: C. Gowiski, V. Marble, K. Shaklee, J. Temple, D. Davis)

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

**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 Hopkins, seconded by Legislator McGraw, and carried to approve the Public Works Committee minutes of August 7, 2013.

**Town/County Bridge Program**

Birdsall Town Supervisor Cindy Gowiski began her presentation to the Committee by distributing a resolution (#05-2013) filed by her Town Board: "Notice to Proceed with the L.C. Whitford Co., Inc., for the Hiltonville Road over Canisteo River Bridge Rehabilitation Project for the Contract Sum of \$152,717 (Local Bridge #09-S9, B.I.N. 2214320). She went on to say that they (she and members of the Town Board and the Birdsall Highway Superintendent) were here to share their concerns (and possible solutions) to a program that, in their opinion, is not living up to its intent. She read aloud the resolution which had been passed at last month's Birdsall Town Board meeting (see attached). Briefly, she said, the bridge in question had been in the works, and sought repair in the past, through the cost sharing program for the past 17 years. In 1995, she said, a memo went out to the towns promoting this new idea. The towns were requested to submit a candidate bridge for repair to the County. Birdsall, she said, was among the first ones to request bridge replacement under the new cost share plan in 1995 or 1996. Birdsall has continued to request County help for the past 16 or 17 years, she said. Now, she informed the group, the bridge is down to one-lane traffic with a 14-ton weight limit, and the Town is unable to run a snow plow across it. The Town's gravel pit is on the other side, and Town trucks cannot cross it in order to work on the rest of the roads. Birdsall had no choice, she claims, but to proceed with the best alternative available. That alternative was to consult Clark Patterson Lee Design Professionals for the engineering and bid the project out to L.C. Whitford for repair. The costs incurred are \$22,500 and \$138,467 respectively, plus an alternate bid of \$14,250. She and her colleagues would like Allegany County to consider reimbursing the Town for the cost of engineering as well as the base bid. The alternate bid, she added, is an unknown at this time, so the request is based on the figures above. At an 85 percent share rate, theoretically, the County would reimburse Birdsall for \$136,822. Ms. Gowiski said she realized that money might not be in this year's budget, but the Town would be happy to consider accepting a multi-year reimbursement plan. Additionally, she would like to suggest that the County rethink its Bridge Cost Share Program because Birdsall is not the only small town experiencing bridge difficulties and/or finding themselves unable to foot the bill alone. She cited New Hudson and Burns as examples.

Ms. Gowiski predicted that if only two–three bridges per year can be addressed, when a better figure would be six-eight bridges per year, just to keep up, the bridges are going to fall

even further behind. She also predicted that if citizens cannot access their properties, they will run faster than they're already running out of this County.

Legislator Fanton indicated that DPW had done some research of its own, and had Superintendent of Public Works Guy James respond. Mr. James noted that DoT inspections indicate the abutment should be replaced because it has 1936 concrete with no rebar. He added that tapping reveals there are cavities in the abutment that need to be addressed. He noted that the Clark Patterson estimate does not include new abutments, so the bids came in considerably less than the County's total replacement estimate. However, he added, the program is only in effect when it is pre-established and mutually agreed upon by both parties.

He explained that the Town of Birdsall had not received any proposals from the County because it was not designated as a project for DPW. Ms. Gowiski said she understood this, but is asking for consideration for reimbursement for part of the costs the Town has or will soon incur. The split does not, she stressed, need to conform to the exact guidelines of the Cost Share Program, and she reiterated that a reimbursement spread over several years would be acceptable. She added that her suggestion is that the program be changed to allow towns and villages to bid out bridge work to private engineering firms and contractors at a rate that seems much reduced from the County's. She also suggested using more funding to keep up with repairs on County-owned bridges, citing that bridge problems are a national concern.

Mr. James went on to say that each year DPW sends out a letter to the towns soliciting candidates for this Program. He conceded that Birdsall had submitted off and on over the years. However, he said, suppose all 29 towns brought the same proposal to the County in one year. There would be no funding for any other County program EXCEPT those bridges. The DPW budget doesn't have \$136,000 for this bridge, and in fact, has not budgeted for it in 2013 or 2014. He indicated the proposal he was asked to make included an on-site detour as well as entirely new abutments and the DPW estimate was \$400,000 which included labor costs as well as equipment usage. Typically, he said, DPW receives 8-15 requests annually. The Department performs surveys on those and comes up with a ballpark price and starts programming it in, based on traffic counts, condition ratings, safety ratings, etc. And while that figure was estimated for that project, it was never put on the schedule.

When discussing the discrepancy between the two estimates, Ms. Gowiski noted that Clark Patterson Engineers serve as the inspecting engineers for the New York State DoT and they have determined as well that those current abutments have issues. That is why, she explained, there is an alternate bid to address them. However, the superstructure needs to be removed first in order to see exactly what those issues are. She also indicated there is a special concrete which is injected into the gaps to be used to address those issues at a somewhat higher cost.

Legislator Fanton asked Ms. Gowiski whether the State will come back in two or three years to say the abutment is no longer viable. Ms. Gowiski countered by repeating that because Clark Patterson is the inspecting engineering firm for the DoT, there won't be an issue, adding that is why there is an alternate bid as well.

Ms. Gowiski went on to say that the bridge has been standing for 77 years, and the engineers claim that's about its half-life, meaning that it should last for another 70 years and that it will accommodate the life span of the new concrete deck scheduled to be put on.

Mr. James took exception to his perception that the Town of Birdsall was accusing the County, and DPW in particular, of not doing enough with regards to town bridges. He told the group that there are 181 town-owned structures in the County. Since he started here in 1988, 50 town structures have been completely rebuilt, and 59 others have been rehabilitated. So, he said, in 25 years, 109 of the 181 structures have been attended to. Ms. Gowiski claimed she did

not mean to imply the County had been doing nothing, just not enough. Doing two-three bridges per year when five-six need to be done to keep up with the rate of decline is not sufficient.

Sensing an impasse, Legislator O'Grady stated that he appreciated the Town of Birdsall's position, as well as that of the other towns, but, he noted, unfortunately, if we can't fund it, we can't build it. The cost sharing program came out of the sales tax revenues. Because the County does not share sales tax, it shares through other services which is how this program began. He continued that at this time, he is unsure how to restructure the program so everyone gets a fair share of the pot. In fact, he said, his constituents might be upset that the smaller towns got the greater share of the sales tax monies when, in reality, they are responsible for generating a large portion of that revenue. He added that in the past, if there was "extra" funding in other budget lines, sometimes that money was used to do an extra bridge or two, a concept to which he is not opposed. He added that the issues Mr. James cited above (amount of traffic, the service that the bridge provides—i.e., if there's another way around, even if it's inconvenient, etc.) would also need to be taken into consideration. He added that although he's sympathetic to the plight of the small towns, it's a bigger issue than just saying that more bridges need to be done each year because that funding has got to be found.

Ms. Gowiski concurred. However, she and her board do not believe that the program is getting the job done. She claims something else must be able to be devised to change the program in order to make it more efficient.

Mr. O'Grady said he would then argue what would the small towns do without the cost sharing program? The County is sharing the tax revenue with the towns it collects it from. It is his assumption that Birdsall receives more from that program than it generates in sales tax. Any town bridge ever fixed by the County has been done as a result of sharing sales tax. "We can't make town bridges solely a County responsibility."

When Ms. Gowiski claimed that Birdsall hasn't received any cost sharing, Mr. James claimed that it had. Four years ago, the town and County worked together to do the superstructure for the bridge on the Joe McMahan Road.

Legislator Hopkins also noted that Birdsall, as all municipalities in the County do, receives a share for its students who attend community colleges. Ms. Gowiski claimed she had never received a report letting her know what Birdsall's share had ever been. Thus, she has no idea how the sales tax revenues are shared with her town.

Ms. Gowiski noted that the alternate route (the detour) is a seasonal road making it necessary for the bridge repair to be completed before winter. It is a single-lane, eight-ton bridge. Car traffic can be routed on it temporarily for the three weeks it's going to take to complete the bridge, but it's not a viable alternate route for trucks which is a necessity because now Vern (Vernon Marble, Highway Superintendent) cannot do the rest of the roads because he can't get the dump trucks across the bridge.

Town of Birdsall Councilman Kim Shaklee spoke up saying, since 2009 Birdsall has had three serious bridge issues:

In 2009, Joe McMahan Road received a \$400,000 estimate from the County. It had to be done. the County didn't do it, so the Town decided to proceed. The County paid \$44,370; Birdsall paid \$27,284, according to Mr. Shaklee.

Mr. Shaklee continued, in 2012, the Hamilton Road Bridge was repaired solely by the Town of Birdsall for a cost of \$28,147, with no County help.

Currently, the Hiltonville Bridge needs work and the Town had to proceed for the full cost of about \$174,000.

He noted that an estimate of \$400,000 seemed excessive, and recommended putting these bids out to local contractors who would, he claimed, "do the work for a rock bottom price, and it would be approved by the state, and it would be good."

Mr. James noted that the cost incurred on the two bridges referred to include the labor, equipment, and material costs, not just the materials. He was told that those prices did include all but the town labor cost which was seen as a part of its budget.

Ms. Gowiski went on to say that the first bridge the County helped with shows the County equipment and labor costs; the town pitched in the materials. She recalled that in conversation with former DPW Superintendent Dave Roeske, she'd been told that bridge would cost \$400,000, when in reality it cost the Town much less. She added that she has letters from Mr. Roeske saying the bridge was slated for repair and when Birdsall opted out of the snow plowing contract, the bridge repair funding was "yanked." Ms. Gowiski says she told Mr. Roeske that was blackmail, and he couldn't do that. He responded, via letter, according to Ms. Gowiski, that the "higher ups, the legislators, directed him to yank that funding."

### **Attorney/Client Session**

The Committee entered attorney/client session at 2:35 p.m. on a motion by Legislator Hopkins, seconded by Legislator Fanton, and carried. (Two opposed: Legislators O'Grady and Ungermann) The Committee exited attorney client session at 3:05 p.m. on a motion by Legislator Hopkins, seconded by Legislator Healy, and carried.

Some discussion continued following attorney/client session. Legislator Hopkins noted that prevailing wage raises the cost of a project over the cost of the County's doing the same project. Legislator Ungermann disagreed, saying that County wages are rising, so that in his opinion, there will be very little difference [between Allegany County's labor costs and those of a private contractor on a prevailing wage Public Works project]. Legislator Fanton disagreed. Legislator O'Grady said that the Bridge Cost Share Policy should be reviewed and retooled for greater efficiency. It was also noted that some "overestimating" on a project is done to take into account rising fuel costs, etc., and so the County does not need to find additional funding for proposed projects. County Administrator Alger concurred that the current policy needs to be reviewed and perhaps changed.

### **Highway**

#### **Award Sand/Salt Hauling**

Department of Public Works Superintendent Guy James requested permission to award the sand and salt hauling to TNT Transport, Inc., nine towns, 12,000 tons; B&R Greens Trucking, LLC, three towns, 5,700 tons; two towns will do the hauling themselves; and the County will do the remaining 15 towns. There was some discussion regarding the pros and cons of bidding this function out vs. having the County do it. When queried, Mr. James said he had never calculated what it costs the County per ton to haul. Legislator Ungermann felt that is something that ought to be done because of his belief that the County might be more expensive. He cited having seen single-axle trucks hauling sand/salt which, he said, is not efficient. Mr. James countered with the fact that those less efficient methods are used only in the case of an emergency. However, he added, if the Committee wants him to bid it all out, he will need to have his budget increased. A brief discussion followed regarding the advantages and disadvantages of bidding this out or having DPW do the hauling as well as regarding any price differentials. When asked by Legislator Fanton if he would like to see this brought up in budget discussions, Legislator Ungermann responded in the affirmative. In the meantime, permission to award the sand/salt hauling as noted above was granted on a motion by Legislator Healy, seconded by Legislator Hopkins, and carried.

#### **Traffic Devices in Alfred**

Chairman Curt Crandall reported that former Legislator Brent Reynolds had written a letter requesting signs stating "Cross Traffic Does Not Stop" at the intersection of Route 244 and

Routes 11 and 10 in the town of Alfred. It was determined that this is not a responsibility of the County, but that signage is a decision of the State Department of Transportation, and out of County control. It was the Committee consensus that DPW Superintendent James and Legislator O'Grady, who also serves as Chief of Police for the Village of Alfred, write letters to the State DoT and ask the state to review that intersection. Both agreed to do so.

#### **Buildings & Grounds**

Mr. James informed the Committee that he had met with the Town Highway Superintendents Executive Committee (comprised of seven or eight highway superintendents) regarding the renewal of the snow and ice contracts, proposing essentially the same contract from previous years. Mr. James also said he'd spoken to former County Administrator John Margeson in the past, and current County Administrator Mitchell Alger more recently to increase the amount reimbursed per mile for the next three years at \$50 per year. The figures would be \$3,200/year for this fall/spring, \$3,250 for the following year, and \$3,300 for the final year of the contract. Mr. James was anxious to get this approval as the contracts go into effect in October, and even now, we may have missed some of the towns' September board meetings. Permission to enter into snow and ice removal contracts with the municipal highway departments was approved on a motion by Legislator Healy, seconded by Legislator Hopkins, and carried. **Prepare Resolution**

#### **Adjournment**

There being no further business to come before the Committee, the meeting was adjourned at 3:30 p.m. following a motion by Legislator Ungermann, 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 2, 2013**

**\*\* NOT APPROVED \*\***

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**Committee Members Present:** D. Fanton, T. O'Grady, P. Curran, M. Healy, T. Hopkins, A. McGraw, N. Ungermann, C. Crandall

**Others Present:** M. Alger, G. Benson, K. Dirlam, K. Graves, G. James, T. Miner, B. Riehle, C. Santora, D. Scholes, F. Sinclair (Guests from the Village of Wellsville: J. Lynch, D. Ketchner, W. Whitfield)

**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 O'Grady, seconded by Legislator Healy, and carried to approve the Public Works Committee minutes of September 4, 2013.

**Administration-Permission to Fill Positions**

**Buildings and Grounds**

Superintendent of Public Works Guy James requested permission to fill a Janitor position (AFSCME Grade 9) which became vacant due to a resignation. This position is necessary to ensure a sufficient number of staff is available to clean the Courthouse facilities. The position is 100 percent County-funded and is in the current year's budget.

**Highway**

Mr. James also requested permission to fill a Senior Heavy Equipment Mechanic (AFSCME Grade 15) position which became vacant due to a retirement. It was noted that the maintenance and safety inspections of larger, more complicated pieces of heavy equipment such as bulldozers, gradalls, cranes, and snowplows requires a person with specialized experience. This position also exercises direct supervision over Automotive Mechanics and Heavy Equipment Mechanics. This position is 100 percent County-funded and is in the current year's budget.

**Solid Waste**

Mr. James also requested permission to hire an HMEO II position (AFSCME Grade 14) which became vacant due to a retirement. This position is responsible for the operation and maintenance of specific pieces of heavy motor equipment requiring advanced skills as a heavy equipment operator. This work is essential to the day-to-day operations of the County Landfill. This position is 100 percent County-funded and is in the current year's budget.

Approval to fill the three positions and all subsequent positions (due to the bidding process) with permission to hire from the outside if necessary, was granted on a motion by Legislator O'Grady, seconded by Legislator Healy, and carried. **Refer to Ways & Means**

**Solid Waste Division - Budget Transfer Request**

Mr. James also requested a resolution transferring \$26,500 from account A8160.495 (Solid Waste-Engineering) to account A3152.429 (Buildings and Grounds: Public Safety Complex) for a feasibility study regarding a potential sewer connection from the County Jail to

the Village of Belmont wastewater treatment plant. Approval was granted on a motion by Legislator Curran, seconded by Legislator Hopkins, and carried. **Refer to Ways & Means**

### **Highway**

#### **Rename State Route 70**

Albert Clancy of Arkport, NY, requested that the Board of Legislators sponsor a resolution to rename State Route 70 from outside Canaseraga to the Livingston County Line in honor of Sergeant Omar G. Blowers. Sergeant Blowers, of Swain, NY, he wrote, "entered the Army in 1949. The following year, he was sent to Korea and assigned to the 2<sup>nd</sup> Div. 38<sup>th</sup> Infantry Division. On February 12, 1951, his Unit was trying to clear a road block when he was taken prisoner and sent to a North Korean prison camp. He died on May 30, 1951, at the age of 19. He is buried in St. Mary's Cemetery, Canaseraga." It was noted by members of the Committee that because Route 70 is a State highway, the re-naming must be done by the State; however, the Committee would support the request. Despite Legislator Ungermann's query about when this type of request would end, citing that these requests are snowballing, the Committee approved the request to sponsor a Resolution of Support to re-name State Route 70 from outside Canaseraga to the Livingston County Line in honor of Sergeant Omar G. Blowers on a motion by Legislator Healy, seconded by Legislator McGraw, and carried. **Prepare Resolution**

### **Old Business**

#### **Birdsall Bridge**

Legislator Ungermann passed around photographs of the recently rehabilitated bridge in Birdsall, saying that Birdsall Town Supervisor Cindy Gowiski would like to attend the October 16 Budget meeting to compare Birdsall's costs associated with that bridge rehabilitation to costs of a bridge rehab that the County helped with.

#### **Demolition of Building in Village of Wellsville**

Village of Wellsville Mayor Judy Lynch and Village representatives Dawn Ketchner and Bill Whitfield participated in the discussion regarding the demolition of the building on State Street (Tax ID: 239.45-1-39) in the Village of Wellsville. The asbestos report indicated that there is only a small area of asbestos beneath some tiles in the building which will make demolition easier. Mayor Lynch requested a cooperative effort between the County and the Village to take the building down, saying that the Village does not have the capital to raze the building, but if the County could do that part, the Village could certainly be able to do the subsequent clean up. Legislator Fanton said the County would discuss what its role might be, but asked Mayor Lynch if the Village would be willing to take ownership of the building (which is currently owned by the County). Mayor Lynch responded that she would need to bring that option back to her Board. It was determined that the Village would wait to hear from the County for the next step.

#### **Prevailing Wage**

Mr. James, at the request of Legislator Hopkins, prepared and distributed a document comparing current Allegany County labor rates with current prevailing wage rates for public works bridge projects under NYSDOL Law for Committee members to review and compare.

#### **Bridge Deficiency Ratings**

Mr. James also distributed a document comparing bridge deficiency ratings for Allegany County-owned bridges, Town and Village-owned bridges in Allegany County, Region 6 County-owned bridges, and all town, village, and city-owned bridges in Region 6 between February 2013 and September 2013. this document was produced by the NYS DOT at the request of Mr. James to indicate how Allegany County is actually doing at addressing bridge deficiencies in the County.

**Adjournment**

There being no further business to come before the committee, the meeting was adjourned at approximately 2:30 p.m. following a motion by Legislator Healy, seconded by Legislator McGraw, and carried.

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

**PUBLIC WORKS COMMITTEE  
NOVEMBER 6, 2013**

**\*\* NOT APPROVED \*\***

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**Committee Members Present:** D. Fanton, T. O'Grady, P. Curran, M. Healy, A. McGraw, N. Ungermann, C. Crandall (Absent: T. Hopkins)

**Others Present:** D. Baker, S. Decker, K. Graves, L. Hunsberger, G. James, T. Miner, D. Pullen, C. Santora

**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 McGraw, and carried to approve the Public Works Committee minutes of October 2, 2013.

**Solid Waste** Superintendent of Public Works Guy James requested approval to accept the proposal from Regional Waste Solutions, LLC, to continue to deliver auto shredder residue (ASR aka auto fluff) for the next three years at a rate of \$8, \$9, \$10 per ton for 2014, 2015, and 2016, respectively. Mr. James explained that DPW anticipates taking in about 18,000 tons next year which will allow DPW to meet or exceed projected revenues for 2014. Approval to accept the proposal was granted on a motion by Legislator O'Grady, seconded by Legislator Ungermann, and carried. **Prepare Resolution**

**Highway**

**Snow & Ice Contract Report**

Mr. James presented an update of where we stand with the townships in the County as regards the towns' responsibility for plowing County Roads. As of the current date, two townships have opted out of participating in the program (Alfred and Clarksville). The County, explained Mr. James, is not set up to plow all County roads; he anticipates that the towns he has yet to hear from will continue to participate in plowing the County roads. At this time, he simply wanted to give the Committee an update.

**Project Update**

Mr. James updated the Committee on work being done by his crews, including the bridge crew which is currently in Caneadea working on a town structure, a bridge, which is out right now, but scheduled to re-open in December. The crew is working on abutments currently. Mr. James went on to talk about the Friendship structure which had been a topic of discussion at previous meetings. He noted that the Friendship structure is, in fact, a culvert. (The distinction between the two is length: a bridge is 20 feet long or longer.) He proceeded to distribute and comment on a series of photos of the Friendship project, saying that the structure had always been referred to as a culvert, and that the Department had gone through the proper channels to get the approval and funding to repair it (still on the 85-15 percent split). Legislator O'Grady commented that perhaps that, too, should be clarified when the policy is reviewed. Mr. James went on to provide commentary on photos of the Friendship project, pointing out the use of Inverset panels that had been purchased and stockpiled from the Big Dig in Boston, MA, for use whenever and wherever possible where they fit the geometry of the project (per the directive of

former County Administrator John Margeson). Mr. James offered kudos to his bridge crew for the work completed in Friendship on time and under budget. Legislator Ungermann questioned the construction techniques by the County crews, and Mr. James defended the work performed by them.

### **Renew Simonsen Enterprises Contract (Dead Deer Removal)**

Mr. James went on to seek approval to renew the contract with Simonsen Enterprises for removal of dead deer for a three-year period. The price per deer is set at \$33. Mr. James said thus far this year (From January 1, 2013, through October 31, 2013) Simonsen had removed 121 deer from Allegany County roads for a total of \$3,932.50 (removal price is currently \$32.50 per deer). Mr. James recommended that the contract be renewed. Approval was granted on a motion by Legislator McGraw, seconded by Legislator O'Grady, and carried. **Prepare Resolution**

### **Old Business**

#### **Traffic Devices in Alfred**

Mr. James told the Committee that he had received a letter from Paul McAnany, Regional Traffic Engineer of the NYS Department of Transportation, stating that the DoT will be installing W4-4P "Cross Traffic Does Not Stop" plaques below the stop signs on County Roads 10 and 11 [and Route 244]. This was the hoped-for outcome from a request from former Legislator Brent Reynolds and subsequent discussion by the Committee to request a review of that intersection and action by the DoT.

#### **Tax Sale Property, 23 West State Street, Village of Wellsville**

County Administrator Mitch Alger had received a letter from Village of Wellsville Mayor Judy Lynch, saying the "Village requests that the County transfer title to the property to the Village for no monetary consideration on the following terms:

- The County would bear the cost of preparation and recording of the deed and other forms required by the Allegany County Clerk's Office
- The Village would have no liability for current or previous years' taxes
- The County Department of Public Works will assist with the removal and clean-up of the structure at a mutually agreeable date and time, after the Village issues a(n) RFD (sic) and chooses a course of action to take the building down."

Legislator Fanton recapped the letter, saying, that he believes the help that the Village is looking for is in hauling the debris away after demolition.

Approval to haul the debris away subsequent to approval by the Ways & Means Committee to transfer the title of the property to the Village of Wellsville was given on a motion by Legislator O'Grady, seconded by Legislator McGraw, and carried. **Refer to Ways & Means**

### **New Business**

#### **Introduction of new Executive Director of Cooperative Extension**

Dianne Baker, recently retired Executive Director of Cooperative Extension, introduced Laura Hunsberger who will now serve in that capacity. The Committee welcomed Ms. Hunsberger and thanked Ms. Baker and wished them both well.

#### **Saputo Request to Purchase Right-of-Way**

Mr. James went on to say that Saputo Dairy Foods USA (formerly Friendship Dairies LLC) expressed interest in acquiring the right-of-way that is located to the east of the plant facility where a portion of County Road 20 was formerly located. The parcel is east of the bridge that was part of the original County road and south of County Road 20. The south and east sides of the parcel are bordered by Saputo Dairy Foods USA. Mr. James explained that the company would like that area to stage its trucks. Mr. James did not have an exact survey of the

parcel, but he said, it is approximately one acre of land. Mr. James added that he did not believe that the County needed that parcel any longer. He went on to request approval of the sale as well as a dollar amount for that parcel. Discussion followed regarding the fate of the bridge on the property. The Committee had no issue with selling the parcel, but it did not wish the County to continue to be responsible for the upkeep of the bridge. Following additional discussion, there remained several unanswered questions. It was the consensus of the Committee that a meeting with the principals of Saputo, outlining the County's position in order to come to an agreement, should be arranged by Mr. James. (Subsequently, the meeting has been scheduled for Thursday, November 14, at 9 a.m.)

**Adjournment**

There being no further business to come before the committee, the meeting was adjourned at 2:33 p.m. following a motion by Legislator O'Grady, 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  
DECEMBER 4, 2013**

**\*\* NOT APPROVED \*\***

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**Committee Members Present:** D. Fanton, P. Curran, M. Healy, T. Hopkins, N. Ungermann, C. Crandall (Absent: T. O'Grady, A. McGraw)

**Others Present:** G. Benson, D. Decker, K. Graves, R. Hollis, G. James, T. Miner, B. Riehle, C. Santora, D. Scholes

**Media Present:** No media present

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

**Amendment & Approval of Minutes**

Legislator Ungermann requested that more detail be added to the Public Works Committee minutes of November 6, 2013. To that end, the section in bold, below, should be added to the Nov. 6 minutes:

**Under Project Update**

Mr. James updated the Committee on work being done by his crews, including the bridge crew which is currently in Caneadea working on a town structure, a bridge, which is out right now, but scheduled to re-open in December. The crew is working on abutments currently. Mr. James went on to talk about the Friendship structure which had been a topic of discussion at previous meetings. He noted that the Friendship structure is, in fact, a culvert. (The distinction between the two is length: a bridge is 20 feet long or longer.) He proceeded to distribute and comment on a series of photos of the Friendship project, saying that the structure had always been referred to as a culvert, and that the Department had gone through the proper channels to get the approval and funding to repair it (still on the 85-15 percent split). Legislator O'Grady commented that perhaps that, too, should be clarified when the policy is reviewed. Mr. James went on to provide commentary on photos of the Friendship project, pointing out the use of Inverset panels that had been purchased and stockpiled from the Big Dig in Boston, MA, for use whenever and wherever possible where they fit the geometry of the project (per the directive of former County Administrator John Margeson). Mr. James offered kudos to his bridge crew for the work completed in Friendship on time and under budget. Legislator Ungermann questioned the construction techniques by the County crews. **Among Mr. Ungermann's concerns: While looking at a photograph of the project provided by Mr. James, Legislator Ungermann asked about the method of getting compaction under the "H Beam" (waler for the tie-back system). Mr. James responded that it is not always possible to get compaction (under the waler) but his crews have used flowable fill in the past or they try to use a good granular material (that binds together and allows for drainage). Mr. James went on to say that bridges are not always completely compacted. Mr. Ungermann countered, saying, "That's why the approaches always settle." Mr. James responded that they sometimes settle, but not always, depending on the material being used and the time of year the construction is done. Mr. Ungermann went on to claim he had not seen a vibratory roller at the site. Mr. James said that such equipment (a vibratory roller) was definitely there. Legislator Ungermann stated they (the crew) had a plate tamper there, and said he had taken some photos of the project and there "were some things that didn't quite fit." Mr. James replied that that may be Mr. Ungermann's interpretation of the project, but that he was very pleased with the project, noting that Friendship got a good**

**project and the taxpayers got a good project which came in on time and under budget. Legislator Healy noted that all the comments he had received from Friendship had been positive.**

A motion was made by Legislator Ungermann, seconded by Legislator Curran, and carried to approve the amended Public Works Committee minutes of November 6, 2013.

### **Administration**

#### **Budget Transfer from Municipal Contracts to Hauling**

Superintendent of Public Works Guy James requested approval to transfer \$16,400 from Account D5142.465 (Snow Removal-Contractual Expenses) to Account D5142.466 (Snow Removal-Hauling) to cover extra hauling costs for private sector haulers that haul salt and sand for the County during the winter. The request was approved on a motion by Legislator Hopkins, seconded by Legislator Healy, and carried. **Prepare Resolution**

#### **Permission to Fill HMEO II Position (AFSCME Grade 14)**

Mr. James requested permission to hire an HMEO II in the County Road division of DPW. He also requested permission to hire for any subsequent openings that may occur as a result of this position's being filled from within. The incumbent is responsible for the operation of heavy equipment such as gradall, grader, and cranes. Approval was granted on a motion by Legislator Healy, seconded by Legislator Curran, and carried. **Refer to Ways & Means**

### **Highway**

#### **Renew Mutual Aid Agreements with Towns and Villages**

Mr. James requested a resolution approving the County's entering into an Inter-Municipal Mutual Aid Agreement sponsored by the Allegany County Town Highway Superintendents 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, 2014, and expiring December 31, 2014. Approval was granted on a motion by Legislator Curran, seconded by Legislator Healy, and carried. **Prepare Resolution**

### **Buildings and Grounds**

#### **Renew Court System Contract (Cleaning)**

Mr. James also requested a resolution to adopt a contract between the County and the NYS Unified Court System to provide reimbursement for the cleaning and minor repair of the court facilities. The new contract will cover the period of April 1, 2013, through March 31, 2018. Approval was granted on a motion by Legislator Hopkins, seconded by Legislator Curran, and carried. **Prepare Resolution**

### **Old Business**

#### **Budget Transfer for Old Jail Elevator**

Mr. James requested a budget transfer of \$73,000, contingent upon approval by the Facilities and Communications Committee, from H5931.200 (Friendship Culvert- N. Branch) to H5633.200 (County Building-Jail Floor Renovation). This request was approved, contingent on approval by the Facilities and Communications Committee, on a motion by Legislator Healy, seconded by Legislator Hopkins, and carried. **Refer to Ways & Means**

### **New Business**

#### **Contract for Water Quality Monitoring at the Landfill**

Deputy Superintendent of Public Works Dean Scholes informed the Committee that the

current three-year contract with TVGA for landfill water quality monitoring is set to expire at the end of 2013 and noted the 2014 budget for water quality monitoring is \$100,000. Mr. Scholes informed the Committee that he recently issued a new Request for Proposals for the water quality monitoring program at the Landfill and received seven responses from area firms. Mr. Scholes recommended the Committee enter into a new one-year contract, with an option to extend the contract for two additional years with no change in terms, with LaBella Associates for \$66,100 per year (low bid). Mr. Scholes noted that he would expect a seamless transition from our current consultant to LaBella Associates. Mr. Scholes was given approval to enter into the new contract on a motion by Legislator Hopkins, seconded by Legislator Healy, and carried.

**Prepare Resolution**

**Adjournment**

There being no further business to come before the committee, the meeting was adjourned at 2:12 p.m. following a motion by Legislator Healy, seconded by Legislator Ungermann, and carried.

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