I. CALL TO ORDER

Mr. Swackhamer called the meeting to order at 10:00 a.m. and led the Pledge of Allegiance.

II. APPROVAL OF MINUTES

MOTION: APPROVING THE MINUTES OF THE SEPTEMBER 9, 2019, MEETING MADE BY MR. MALTER. SECONDED BY MR. NICHOLS. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

III. LANDFILLS

A. Allegany County Inter-Municipal Agreement Extension – Mr. Spagnoletti requested authorization to extend the Inter-Municipal Agreement with Allegany County for disposal of garbage. The current rate is $25 - $26 per ton and the agreement expires December 31, 2019. He would like to extend the agreement for three years at a rate of $27 per ton per year. Mr. Spagnoletti commented Allegany County brings in about 1,000 tons annually.

MOTION: AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO EXTEND THE INTER-MUNICIPAL AGREEMENT WITH ALLEGANY COUNTY FOR GARBAGE DISPOSAL FOR THREE YEARS, EXPIRING DECEMBER 31, 2023 AT A RATE OF $27.00 PER TON MADE BY MR. ROUSH. SECONDED BY MR. POTTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

B. Guidelines for Disposal of Municipal Building Demolition at County Landfill – Mr. Spagnoletti informed the committee that in 2018 there were 2,550 tons of demolition debris brought to the Landfill at a rate of $30.00 per ton, which equated to $80,000. There were 15 – 20 buildings and the average project was 150 tons. We charge $200 per ton for asbestos containing material and $30.00 per ton for non-asbestos containing materials.

Mr. Malter asked why is there a differential in cost; is there additional cost to the Landfill to accept asbestos containing material? Mr. Spagnoletti replied we do not want asbestos. When we get it, we keep track of where it is buried. He cannot see an appreciable difference in the handling cost.

Mr. Nichols asked is the municipal rate $30? Mr. Spagnoletti replied if it non-asbestos, the regular rate is $44 per ton and asbestos is $200 per ton. For the recent building demolition in Wayland, we waived the fee.
Mr. Roush asked does all the municipal waste that comes in for building demos, is that mostly for derelict property or are there exceptions? Mr. Orcutt replied it is a mixed bag. Mr. Wheeler stated by and large, yes, building demos are from derelict properties. Mr. Roush commented he cannot imagine any towns doing demolitions on anything other than blighted properties.

Mr. Wheeler stated the tip fee issue is one of the key incentives that the County can provide. If you open it up, you have a lot of potential of things coming in. The more he has thought about this, you do need guidelines. He would hate to see no flexibility in the policy. You would need to put some parameters in place, for example the committee could authorize a certain number that are waived per year. That way it limits your exposure.

Mr. Malter stated one of the problems he has is with the three demos that the Land Bank did, those never got approval and we should have something for everyone.

Mr. Nichols stated the question is who pays the reduced rate and who is waived? If a municipality has a contract to hire a demolition, we could waive the fee. With the Land Bank, you would want everything to be waived, right? Mr. Wheeler replied that is up to the County, but historically that has been the case.

Mr. Potter stated you also have zombie properties that the county owns and through shared services, tears down. He would hate to see a situation where the town would have to pay a tip fee for that. He asked if you limit it to 3 – 5 properties, you will not have anything left if the Land Bank is doing 3 demos. Mr. Wheeler explained the demos/rehabs are done per grant cycle, not per year. One option is you could exempt the Land Bank.

Mr. Nichols asked the average project is 150 tons? Mr. Spagnoletti replied projects usually range between 130 – 200 tons and we are getting 15 – 20 projects per year. Mr. Nichols stated so each project is about $4,000. Mr. Spagnoletti stated that is the cost of the space.

Mr. Malter commented his feeling is that Mr. Wheeler is going in the right direction with his suggestion, but this committee should be able to evaluate each of these requests. Ms. Prossick stated we will still need a resolution in order to override what we have set.

Mr. Roush asked would there be a cap per year and an application process for the municipalities? Mr. Wheeler replied yes. The requests would come to the Public Works Department and then to committee. There are not too many municipalities that will be doing this unless we are helping in some capacity. The other thing that he, Mr. Brewer and Mr. Spagnoletti had discussed was exempting commercial properties and that is something else to put on your radar. Mr. Roush stated so if we were to put a cap of 5 residential properties, what about commercial? Mr. Wheeler replied you could say they are not allowable, or include them; it is up to you.

MOTION: ESTABLISHING GUIDELINES FOR THE DISPOSAL OF MUNICIPAL BUILDING DEMOLITION AT THE COUNTY LANDFILL WHEREBY AUTHORIZING THE PUBLIC WORKS COMMITTEE, FOLLOWING THE REVIEW AND RECOMMENDATION OF THE PUBLIC WORKS DEPARTMENT, TO SET A CAP FOR THE WAIVER OF TIP FEES RELATIVE TO MUNICIPAL BUILDING DEMOLITION AT A NUMBER NOT TO EXCEED FIVE (5); AUTHORIZING THE APPROVAL BY FULL BOARD RESOLUTION FOR ANY WAIVERS ABOVE FIVE (5); AND AUTHORIZING THE EXEMPTION OF ALL FEES FOR ANY LAND BANK PROPERTIES; SAID GUIDELINES TO BECOME EFFECTIVE JANUARY 1, 2020 MADE BY MR. MALTER. SECONDED BY MR. ROUSH. ALL BEING IN FAVOR. MOTION CARRIES 5-0. Resolution Required.

IV. HIGHWAYS
   A. Hydro-Seeding – Mr. Spagnoletti requested authorization to enter into an agreement with the Steuben County Soil and Water Conservation District for hydro-seeding. The term is for one year, with the option for four, one-year renewals. The cost is approximately $1,500 per acre.
MOTION: AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO ENTER INTO AN AGREEMENT WITH THE STEUBEN COUNTY SOIL AND WATER CONSERVATION DISTRICT FOR HYDRO-SEEDING AT A RATE OF $1,500 PER ACRE FOR ONE YEAR, WITH THE OPTION FOR FOUR, ONE-YEAR RENEWALS MADE BY MR. ROUSH. SECONDED BY MR. MALTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

B. Transfer to Salt – Mr. Spagnoletti informed the committee that he has excess money available in the CR 31, CR 30, CR 36, CR 333 and CR 42 projects. He wants to be able to fill the barns with salt for the upcoming winter season. The total amount to be transferred is $94,000. Mr. Spagnoletti commented they currently have $41,000 in the account and they are paying $52.35 per ton for salt.

MOTION: AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO TRANSFER A TOTAL OF $94,000 FROM THE CR 31, CR 30, CR 36, CR 333 AND CR 42 PROJECTS INTO THE SALT AND CALCIUM LINE ITEM MADE BY MR. ROUSH. SECONDED BY MR. NICHOLS. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

C. Transfer to Sand – Mr. Spagnoletti informed the committee that the barns are full of sand now. He would like to transfer a total of $112,000 into the sand account so they can order enough sand to get through March 2020 and then in May they will place their order for the 2020-2021 winter season. He will be transferring $70,000 from the Surface Treatment line and $42,000 from the Slurry Seal line.

MOTION: AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO TRANSFER $70,000 FROM THE SURFACE TREATMENT LINE AND $42,000 FROM THE SLURRY SEAL LINE INTO THE ABRASIVES LINE MADE BY MR. MALTER. SECONDED BY MR. POTTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

V. BIDS

A. Closed Door Horizontal Baler – Mr. Spagnoletti recommended rejecting the bids as the Iranian Divestment form was not included in the bid template, and none of the bidders submitted the required form.

MOTION: REJECTING THE BIDS FOR THE CLOSED DOOR HORIZONTAL BALER AS NONE OF THE BIDDER INCLUDED THE IRANIAN DIVESTMENT FORM AS IT WAS NOT INCLUDED IN THE BID TEMPLATE AND AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS, IN CONJUNCTION WITH THE PURCHASING DIRECTOR, TO REBID MADE BY MR. POTTER. SECONDED BY MR. MALTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

B. Portland Cement Concrete; Heated

MOTION: AWARDING THE BID FOR PORTLAND CEMENT CONCRETE; HEATED TO THE LOW BIDDER, CUSTOM MIX CONCRETE FOR $167.00 PER CUBIC YARD MADE BY MR. POTTER. SECONDED BY MR. NICHOLS. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

C. Steel Sign Posts

MOTION: AWARDING THE BID FOR STEEL SIGN POSTS TO THE LOW BIDDER, SHIRLEY’S OF BATH FOR A TOTAL COST OF $28,509.50; AWARDING THE “Z” STRINGERS TO THE LOW BIDDER, EBERL IRON WORKS, INC. FOR A TOTAL COST OF $15,920; AND AWARDING THE DELINEATOR POST(S) TO THE LOW BIDDER, CHEMUNG SUPPLY CORP FOR A TOTAL COST OF $3,300 MADE BY MR. POTTER. SECONDED BY MR. NICHOLS. ALL BEING IN FAVOR. MOTION CARRIES 5-0.
D. **Traffic Signs and Delineators**

**MOTION:** AWARDING THE BID FOR TRAFFIC SIGNS AND DELINEATORS ON A LINE ITEM BASIS TO THE FOLLOWING BIDDERS: EASTERN METAL OF ELMIRA, INC.; LIGHTLE ENTERPRISE OF OHIO, LLC; OSBURN ASSOCIATES, INC.; AND VULCAN INC., D/B/A VULCAN SIGNS MADE BY MR. POTTER. SECONDED BY MR. NICHOLS. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

E. **Collection and Recycling of Electronic Waste – Contract Extension** – Mr. Spagnoletti requested authorization to extend the award of the Collection and Recycling of Electronic Waste bid to EWaste+ for a cost of $54,342. The next contract will expire December 31, 2020.

**MOTION:** EXTENDING THE BID AWARD FOR THE COLLECTION AND RECYCLING OF ELECTRONIC WASTE WITH EWASTE+ FOR A COST OF $54,342 FOR A ONE YEAR TERM COMMENCING JANUARY 1, 2020 AND EXPIRING DECEMBER 31, 2020 MADE BY MR. POTTER. SECONDED BY MR. NICHOLS. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

F. **Forestry Services** – Mr. Spagnoletti stated we had previously put out a bid for Forestry Services for a consultant to analyze our properties for logging, including working up a bid for contractors and marking trees. The bids received did not use the same parameters. He requested authorization to reject the bids and rebid. We need to clarify how to price the bid and the marking of the trees.

**MOTION:** REJECTING THE FORESTRY SERVICES BID AND AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS, IN CONJUNCTION WITH THE PURCHASING DIRECTOR, TO REBID MADE BY MR. POTTER. SECONDED BY MR. MALTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

VI. **OTHER BUSINESS**

A. **County Auction** – Mr. Spagnoletti stated we had previously purchased a big lift truck from federal surplus in 2011 for $7,500. At the county’s surplus auction, this truck was sold for $9,100.

B. **Roadside Mowing** – Mr. Spagnoletti informed the committee that the first mowing is done to the front of the ditches and the second mowing is done to the center of the ditches. During the winter, our crews do the back slopes of the ditches.

C. **Rubber-Tired Excavator** – Mr. Spagnoletti informed the committee that they had previously purchased a rubber-tired excavator for the Caton shop and that has now been transferred to the Landfill.

D. **Recognition** – Mr. Spagnoletti announced Rich Bills has been elected President of the NYS Solid Waste Association and Steve Orcutt is the Regional Director for this area of NYS.

E. **Gas to Energy Project** – Mr. Roush asked for an update on the gas to energy project. Ms. Prossick stated we are waiting to hear from the NYS DEC on the permit. The DEC had to approve the permit and were to let us know by September 1st and have asked for an extension to October 16th.

**MOTION:** TO ADJOURN REGULAR SESSION AND RECONVENE IN EXECUTIVE SESSION PURSUANT TO PUBLIC OFFICERS’ LAW, ARTICLE 7§ 105.1.F. THE MEDICAL, FINANCIAL, CREDIT OR EMPLOYMENT HISTORY OF A PARTICULAR PERSON OR CORPORATION, OR MATTERS LEADING TO THE APPOINTMENT, EMPLOYMENT, PROMOTION, DEMOTION, DISCIPLINE, SUSPENSION, DISMISSAL OR REMOVAL OF A PARTICULAR PERSON OR CORPORATION MADE BY MR. POTTER. SECONDED BY MR. ROUSH. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

**MOTION:** TO ADJOURN EXECUTIVE SESSION AND RECONVENE IN REGULAR SESSION MADE BY MR. ROUSH. SECONDED BY MR. POTTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.
MOTION: TO ADJOURN MADE BY MR. ROUSH, SECONDED BY MR. MALTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

Respectfully Submitted by

Amanda L. Chapman
Deputy Clerk
Steuben County Legislature

**NEXT MEETING SCHEDULED FOR**
Monday, November 4, 2019
9:00 a.m.

PLEASE PROVIDE AGENDA ITEMS
NO LATER THAN NOON
Monday, October 28, 2019