**MINUTES**

COMMITTEE: Robert V. Nichols, Chair  Frederick G. Potter, Vice Chair  Jeffrey P. Horton
            Aaron I. Mullen  Thomas J. Ryan

STAFF: Jack K. Wheeler  Christopher Brewer  Jennifer Prossick
        Vince Spagnoletti  Todd Housel  Steve Orcutt
        Rich Bills  Lisa Tracy  Andy Barbado
        Craig Patrick  Eric Rose  Jennifer Galvan
        Cody Ryan

LEGISLATORS: Scott J. Van Etten  Carol a. Ferratella  Kelly H. Fitzpatrick
            Hilda T. Lando  John V. Malter  Gary G. Roush
            Gary D. Swackhamer

OTHERS: Denise Farrell, Barton & Loguidice
        Luann Meyer, Barton & Loguidice
        Sean Sweeney, Barton & Loguidice
        Mary Perham

I. CALL TO ORDER

Mr. Nichols called the meeting to order at 10:15 a.m. and asked Mr. Spagnoletti to lead the Pledge of Allegiance.

II. APPROVAL OF MINUTES

MOTION:  APPROVING THE MINUTES OF THE OCTOBER 4, 2021, MEETING MADE BY MR. MULLEN.
SECONDED BY MR. POTTER.  ALL BEING IN FAVOR.  MOTION CARRIES 5-0.

III. LANDFILLS

A.  Shared Services Agreement – Allegany County – Mr. Spagnoletti requested authorization to enter into a shared services agreement with Allegany County to borrow or rent heavy equipment.

MOTION:  AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO ENTER INTO A SHARED
SERVICES AGREEMENT WITH ALLEGANY COUNTY TO BORROW OR RENT HEAVY EQUIPMENT
MADE BY MR. MULLEN.  SECONDED BY MR. POTTER.  ALL BEING IN FAVOR.  MOTION CARRIES 5-0.
Resolution Required.

B.  Authorization to Purchase Two Walking Floor Trailers - Mr. Spagnoletti requested authorization to purchase two walking floor trailers off of the National Cooperative Bid for a cost of $122,088.42 each.  Mr. Mullen asked is this budgeted?  Mr. Spagnoletti replied yes.

MOTION:  AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO PURCHASE TWO WALKING
FLOOR TRAILERS OFF OF THE NATIONAL COOPERATIVE BID FOR A COST OF $122,088.42 EACH
MADE BY MR. MULLEN.  SECONDED BY MR. POTTER.  ALL BEING IN FAVOR.  MOTION CARRIES 5-0.
IV. HIGHWAYS
   A. Renew Engineering Contract – Mr. Spagnoletti requested authorization to renew the engineering contract with Delta Engineers for one year through December 31, 2022, under the same terms and conditions.

MOTION: AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO RENEW THE ENGINEERING CONTRACT WITH DELTA ENGINEERS FOR ONE YEAR THROUGH DECEMBER 31, 2022, UNDER THE SAME TERMS AND CONDITIONS MADE BY MR. MULLEN. SECONDED BY MR. POTTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

Mr. Spagnoletti commented our Bridge Engineer, Steve Catherman, is officially retired, however, he will continue to handle the CR 115 Bridge in Erwin project until that is complete.

B. CR 115 Bridge Project Over Canisteo River, Erwin - Mr. Spagnoletti informed the committee this is a $3.7 million contract. Originally the steel was scheduled to arrive in October, however, it will not arrive until December. He requested authorization to extend the construction final completion date until June 30, 2022. We will set the steel in December and form and pour the deck in the spring. Mr. Nichols asked what would be the cost to do the tenting and winter concrete? Mr. Spagnoletti replied the cost to do that would be $75,000 - $100,000. We had put that in the contract for bid and they bid $0 for that. Mr. Nichols asked if we decided to do that, would that cost fall totally on the County? Mr. Spagnoletti replied no, if we told them we wanted the winter concrete, they would come up with the funding to cover that if we asked them to. He stated that he does not think the winter concrete is a good idea. The only extra cost with extending the contract would be for the inspector. Mr. Horton asked are there any legal issues with us extending the contract? Ms. Prossick replied no. Everyone is in agreement due to the circumstances. I am recommending a resolution because there is State and Federal funding.

MOTION: AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO EXTEND THE CONSTRUCTION CONTRACT RELATIVE TO THE CR 115 BRIDGE PROJECT OVER THE CANISTEO RIVER IN ERWIN (BIN 3255800) THROUGH JUNE 30, 2022 MADE BY MR. HORTON. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0. Resolution Required.

   c. Conveyance of Property in Urbana – Mr. Spagnoletti explained in the mid 1980’s we purchased a piece of property on SR 54 in the Town of Urbana for $8,500 and filled it in. NYSDEC (New York State Department of Environmental Conservation) came in and said that 7.5 acres of that property is wetlands and is protected and the County pulled out. As a result, the property is just sitting there. He stated that Mr. Barbado and Ms. Prossick have been working with DEC and they would like us to turn that property over to them. I think this is a good idea as it serves no purpose for the County to own it.

MOTION: AUTHORIZING THE CONVEYANCE, AS IS, OF 8.86 ACRES ON SR 54 TO THE NEW YORK STATE DEPARTMENT OF CONSERVATION MADE BY MR. HORTON. SECONDED BY MR. POTTER FOR DISCUSSION.

Mr. Mullen asked would it be better to auction this parcel off? Ms. Prossick stated we paid for the property and normally we would put it through the tax auction. Pursuant to General Municipal Law, it allows for the transfer of property to a State agency for or in consideration of. The DEC plans to extend the Cold Brook Management Area. Mr. Van Etten asked will the County have ongoing liability? Ms. Prossick replied this is undeveloped land, so they are open to any discussion, except for paying for it.

VOTE ON PREVIOUS MOTION: ALL BEING IN FAVOR. MOTION CARRIES 5-0. Resolution Required.

D. Shared Services Agreement – Avoca School District – Mr. Spagnoletti requested authorization to enter into a shared services agreement with the Avoca School District to purchase salt from the Cohocton Shop for their parking lot.
MOTION: AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO ENTER INTO A SHARED SERVICES AGREEMENT WITH THE AVOCA SCHOOL DISTRICT FOR THE PURCHASE OF ROAD SALT FROM THE COHOCTON SHOP FOR THEIR PARKING LOT MADE BY MR. MULLEN. SECONDED BY MR. POTTER FOR DISCUSSION.

Mr. Nichols asked who will determine how much salt they are getting? Mr. Spagnoletti replied they will be getting it by the truckload and the shop supervisor will be notified of when and how much they took and then he will prepare a monthly invoice.

VOTE ON PREVIOUS MOTION: ALL BEING IN FAVOR. MOTION CARRIES 5-0.

V. BIDS
A. Stone Fill – Mr. Spagnoletti recommended rejecting all bids and rebidding.

MOTION: REJECTING THE BIDS FOR STONE FILL AND AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS, IN CONJUNCTION WITH THE PURCHASING DIRECTOR, TO REBID MADE BY MR. HORTON. SECONDED BY MR. POTTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

B. Aggregates

MOTION: AWARDING THE BID FOR QUARRY STONE AND CRUSHED GRAVEL TO THE FOLLOWING BIDDERS: BELANGERS GRAVEL & STONE, INC.; DALRYMPLE GRAVEL & CONTRACTING CO., INC.; DOLOMITE PRODUCTS COMPANY, INC. (D/B/A A.L. BLADES) (#1); DOLOMITE PRODUCTS COMPANY, INC. (D/B/A A.L. BLADES) (#2); DOLOMITE PRODUCTS COMPANY, INC. (D/B/A A.L. BLADES) (#3); DOLOMITE PRODUCTS COMPANY, INC. (D/B/A A.L. BLADES) (#4); HANSON AGGREGATES NEW YORK, LLC; NEW ENTERPRISE STONE & LIME CO., INC. (#1); NEW ENTERPRISE STONE & LIME CO., INC. (#2); AND SPALLINA MATERIALS, INC.; AND AWARDING THE BID FOR AGGREGATES PER QUADRANT TO THE LOW BIDDER AS FOLLOWS: QUADRANT 1 – SPALLINA MATERIALS, INC. ($17.95/TON); QUADRANT 2 AND QUADRANT 3 – SPALLINA MATERIALS, INC. ($17.00/TON) AND QUADRANT 4 – SPALLINA MATERIALS, INC. ($17.25/TON) MADE BY MR. RYAN. SECONDED BY MR. HORTON. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

C. Plow Equipment for CAT 120 M Grader

MOTION: AWARDING THE BID FOR PLOW EQUIPMENT FOR THE CAT 120 M GRADER TO THE SOLE BIDDER, VIKING CIVES FOR $30,162.40 MADE BY MR. RYAN. SECONDED BY MR. HORTON. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

D. Pothole Patcher Machine

MOTION: AWARDING THE BID FOR A ROSCO RA-400 POTHOLE PATCHER MACHINE TO THE SOLE BIDDER, MONROE TRACTOR FOR $19,780.00 MADE BY MR. MULLEN. SECONDED BY MR. HORTON. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

E. Cutting Edges, Sander Chains & Shoes

MOTION: AWARDING THE BID FOR CUTTING EDGES, SANDER CHAINS & SHOES TO THE FOLLOWING BIDDERS ON A LINE ITEM BASIS: CHEMUNG SUPPLY CORP.; EXPANDED SUPPLY PRODUCTS, INC.; GEORGE & SWEDE; RUSERT EQUIPMENT, LLC; AND WINTER EQUIPMENT COMPANY, INC. MADE BY MR. MULLEN. SECONDED BY MR. HORTON. ALL BEING IN FAVOR. MOTION CARRIES 5-0.
F. **Internet Service Provider**

MOTION: AWARDING THE BID FOR INTERNET SERVICE PROVIDER FOR THE LANDFILL TO THE LOW BIDDER SPECTRUM AT A RATE OF $585.00 PER MONTH FOR A FIVE-YEAR TOTAL OF $35,100.00 MADE BY MR. MULLEN. SECONDED BY MR. HORTON. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

G. **Hydroseeding**

MOTION: AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO EXTEND THE BID FOR HYDROSEEDING WITH THE STEUBEN COUNTY SOIL & WATER CONSERVATION DISTRICT FOR ONE YEAR COMMENCING JANUARY 1, 2022 AND ENDING DECEMBER 31, 2022 MADE BY MR. RYAN. SECONDED BY MR. HORTON. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

H. **RFP – Marketing of Recyclable Materials and Scrap Metal**

MOTION: AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO EXTEND THE RFP FOR THE MARKETING OF RECYCLABLE MATERIALS AND SCRAP METAL WITH THE FOLLOWING BIDDERS FOR ONE YEAR COMMENCING JANUARY 1, 2022 AND ENDING DECEMBER 31, 2022: OCC (CARDBOARD) – CASCADES RECOVERY US, INC.; CASELLA RESOURCE SOLUTIONS; CL TRADING, LLC AND BEN WEITSMAN OF HORNELL; #1 AND #2 CO-MINGLED – CL TRADING, LLC; #1 PLASTIC – CASELLA RESOURCE SOLUTIONS; #2 PLASTIC – CASELLA RESOURCE SOLUTIONS; AND TIN AND SCRAP METAL – BEN WEITSMAN OF HORNELL MADE BY MR. MULLEN. SECONDED BY MR. POTTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

VI. **OTHER BUSINESS**

A. **Retirement** – Mr. Nichols stated it has been a pleasure working with Mr. Spagnoletti and I wish you the best in your retirement. Mr. Spagnoletti stated thank you. It has been good working with all of you, even Mr. Van Etten. We did good things and I appreciate it. Mr. Nichols stated you have done a good job.

MOTION: TO ADJOURN REGULAR SESSION AND RECONVENE IN EXECUTIVE SESSION PURSUANT TO PUBLIC OFFICERS’ LAW, ARTICLE 7§ 105.1.H. THE PROPOSED ACQUISITION, SALE OR LEASE OF REAL PROPERTY OR THE PROPOSED ACQUISITION OF SECURITIES, OR SALE OR EXCHANGE OF SECURITIES HELD BY SUCH PUBLIC BODY, BUT ONLY WHEN PUBLICITY WOULD SUBSTANTIALLY AFFECT THE VALUE THEREOF MADE BY MR. RYAN. SECONDED BY MR. POTTER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

MOTION: TO ADJOURN EXECUTIVE SESSION AND RECONVENE IN REGULAR SESSION MADE BY MR. MULLEN. SECONDED BY MR. HORTON. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

B. **Creek Management** – Mr. Mullen stated he would like to bring to the forefront questions that people have about whether there is anything that Public Works can do, and talk about dealing long-term, with creeks and flooding and having gravel in them. Maybe it is in conjunction with having Jeff Parker come in or maybe he is going to be doing that at AIP, but if we could put that issue as something a little more in the forefront. Mr. Nichols stated I know they have been able to take some gravel out under an emergency, but when there is not an emergency you have to deal with all the snail and mussel regulations. Mr. Mullen asked can we talk about this at an upcoming meeting? Mr. Nichols replied yes, that would be a good idea. We can discuss at next month’s meeting.
MOTION:  TO ADJOURN MADE BY MR. MULLEN.  SECONDED BY MR. HORTON.  ALL BEING IN FAVOR. MOTION CARRIES 5-0.

Respectfully Submitted by

Amanda L. Chapman
Deputy Clerk
Steuben County Legislature

**NEXT MEETING SCHEDULED FOR**
Monday, December 6, 2021
Legislative Chambers
9:30 a.m.

Please send agenda items to the Clerk of the Legislature’s Office
NO LATER THAN NOON
Monday, November 29, 2021