

Approved 8-12-09

**MINUTES  
PLANNING, DEVELOPMENT, AND ENVIRONMENTAL QUALITY COMMITTEE  
JUNE 16, 2009 5:15 P.M. COURTHOUSE CONFERENCE ROOM**

Present: P. Mackesey, Chair; M. Robertson; C. Chock; W. Burbank, F. Proto  
Staff: E. Marx, S. Doyle, Planning; K. Fuller, Deputy Clerk

**Call to Order**

Chair Mackesey called the meeting was called to order at 5:15 p.m.

**RESOLUTION NO. - AUTHORIZING 2009 FEDERAL TRANSIT ADMINISTRATION SECTION 5307 GRANT APPLICATION FOR TOMPKINS CONSOLIDATED AREA TRANSIT, INC. (TCAT), GADABOUT, AND TOMPKINS COUNTY**

MOVED by Ms. Robertson, seconded by Ms. Chock to recommend adoption of the following resolution to the full Legislature.

Ms. Mackesey s noted the timing of the grant makes it difficult to complete necessary work to seek bids on hybrids. Ms. Chock noted the grant came following the Environmental Management Council meeting that provided information that there may be a priority on selecting hybrid buses. Ms. Mackesey said she believes if the resolution moves forward it would be acceptable to Tompkins County Area Transit. Ms. Robertson said the Resolved indicates a desire to check with congressional offices to determine if hybrid buses could be purchased. Mr. Proto expressed concern regarding the timing of submission of the grant application may prevent seeking bids for hybrid buses. Ms. Robertson said the resolution only asks to look into the possibility of hybrid buses but does not require it. Ms. Chock spoke of the resolution providing the ability to look into hybrid buses to reduce greenhouse gases if it appears it would be a priority for funding. Ms. Mackesey noted the resolution came through the Ithaca Tompkins County Transportation Council and is indicative of their desires.

A voice vote on the resolution resulted as follows: Ayes – 5; Noes – 0. RESOLUTION ADOPTED.

WHEREAS, the Secretary of the United States Department of Transportation is authorized to make grants for mass transportation projects pursuant to Section 5307 of Chapter 53, Title 49, of the United States Code, and

WHEREAS, the County of Tompkins is the Designated Recipient by the Governor of New York State for the Federal Transit Administration (FTA) Section 5307 Urban Formula program, with responsibilities to propose FTA-funded projects to the Ithaca-Tompkins Transportation Council (I-TCTC) (after coordinating with public transportation providers) and to select projects from the I-TCTC Transportation Improvement Program for inclusion in FTA grants, and

WHEREAS, on May 19, 2009, the County obtained approval from the I-TCTC for the transfer of Federal Highway funding to the FTA Section 5307 Program to purchase seven replacement transit buses for Tompkins Consolidated Area Transit, Inc., (TCAT) and ten replacement paratransit buses for GADABOUT Transportation Services, Inc., (GADABOUT), and

WHEREAS, the FTA fund sources for the 2009 Section 5307 Grant are as follows:

2009 Sec 5307 Urban Formula Allocation	\$1,443,676
Federal Highway STP Flex Transfer PIN 382234	\$2,614,400
Total Federal Transit Funds	\$4,058,076

, and

WHEREAS, the County, TCAT and GADABOUT agreed to the projects selected for inclusion in the 2009 grant from the I-TCTC's 2007-2012 Transportation Improvement Program, as amended on May 19, 2009, and

Planning, Development, and Environmental Quality Committee Minutes  
 June 16, 2009

WHEREAS, the County desires to submit a request for a grant of funds to FTA, in the amount of \$3,928,421, to be used for operating assistance, capital, and planning projects for 2009, and

WHEREAS, the County will use the balance of Sec 5307 Formula funds (\$129,655) to compensate FTA for the value of five transit buses retired early in 2006 and 2007, as agreed to by FTA, TCAT and the County, and

WHEREAS, Tompkins County, as well as the Federal government, place a high priority on reducing greenhouse gas emissions, for which the purchase of hybrid buses is appropriate, and

WHEREAS, the County, (FTA grant recipient), will apply on behalf of TCAT, (sub-recipient); GADABOUT, (third party contractor); and the County to receive and use said FTA funds as follows:

<b>Project Descriptions</b>	<i>Federal</i>	<i>NYSDOT</i>	<i>TCAT</i>	<i>County</i>	<i>GADABOUT</i>	<i>TOTAL</i>
Preventive Maintenance	\$1,217,176	152,147	152,147	-	-	\$1,521,470
Mobility Management - County	32,640	4,000	-	4,000	-	40,800
Project Administration - County	48,000	6,000	-	6,000	-	60,000
ADP Hardware & Software	38,065	4,758	4,758	-	-	47,581
Security Equipment	8,000	1,000	1,000	-	-	10,000
Clean Diesel Conversion	45,740	5,717	5,717	-	-	57,175
Short Term Transit Planning	56,000	7,000	7,000	-	-	70,000
Support Vehicles (2)	12,800	1,600	1,600	-	-	16,000
Replacements for 40 ft Diesel Transit Buses (7) - TCAT	1,960,000	245,000	245,000	-	-	2,450,000
Replacement Paratransit Buses (10) - GADABOUT	480,000	60,000	-	-	60,000	600,000
<b>SUBTOTAL CAPITAL &amp; PLANNING PROJECTS</b>	<b>\$3,898,421</b>	<b>\$487,222</b>	<b>\$417,222</b>	<b>\$10,000</b>	<b>\$60,000</b>	<b>4,873,026</b>
Operating Assistance	30,000	3,897,977	6,803,997	-	-	10,701,974
<b>TOTAL</b>	<b>\$3,928,421</b>	<b>\$4,385,199</b>	<b>\$7,221,219</b>	<b>\$10,000</b>	<b>\$60,000</b>	<b>\$15,575,000</b>

, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the Tompkins County Legislature authorizes the County Contracts Coordinator to execute and file applications on behalf of the County of Tompkins with the Federal Transit Administration for the 2009

Section 5307 Grant, in the amounts of \$3,928,421 for projects and \$129,655 for remittance to Federal Transit Administration,

RESOLVED, further, That the grant budget total is \$15,575,000 including Federal, New York State, Tompkins Consolidated Area Transit, GADABOUT, and County sources,

RESOLVED, further, That before executing any contract the Tompkins County Legislature requests TCAT staff, together with ITCTC and with assistance of congressional offices, to investigate further the possibility of acquiring new hybrid buses, preferably those manufactured in New York State, before submitting this application,

RESOLVED, further, That the County Contracts Coordinator is authorized to sign:

1. Any and all agreements between Tompkins County and the Federal Transit Administration for the Project.
2. Any and all agreements between Tompkins County and the State of New York for the Project.
3. Any and all agreements between Tompkins County and TCAT, Tompkins County and GADABOUT, and any third-party subcontractors necessary to complete the project, if applicable.

**SEQR ACTION:** TYPE 11-20

\* \* \* \* \*

**RESOLUTION NO. – AUTHORIZING A CONTRACT WITH THE TOMPKINS COUNTY SOIL AND WATER CONSERVATION DISTRICT TO IMPLEMENT FLOOD HAZARD MITIGATION PROGRAM PROJECTS**

Mr. Marx noted during the regular Committee meeting he neglected to clarify what the program process has been regarding the flood hazard mitigation program; the vote on separate projects to indicate approval at the Committee level was required to show individual acceptance, however, the Committee as a whole should have voted on the contractual aspect of the resolution (all projects). Because of this process, the resolution is coming forward for approval.

It was MOVED by Mr. Proto, seconded by Ms. Robertson, to recommend adoption of the following resolution to the full Legislature.

Mr. Proto will not support the resolution due to his previous statements relating to the separate projects. He spoke of the original program having indicated there should be a review of the projects this year. Mr. Marx said a full review and report are forthcoming. Mr. Proto requested clarification of the “other documents” noted in the resolved within the resolution. Mr. Marx clarified it allows signing documents associated with only the approved project.

A voice vote on the motion resulted as follows: Ayes – 4; Noes – 1 (Legislator Proto).  
**RESOLUTION ADOPTED.**

WHEREAS, the Tompkins County Legislature re-established the Flood Hazard Mitigation Program in 2006, and

WHEREAS, the Tompkins County Legislature provided funding for the Flood Hazard Mitigation Program in the amount of \$25,000 in 2009, and

WHEREAS, the Technical Committee for the Flood Hazard Mitigation Program has identified several projects to be funded through the Flood Hazard Mitigation Program, and

WHEREAS, the Tompkins County Soil and Water Conservation District is prepared to undertake the projects identified by the Technical Committee, and

WHEREAS, the projects identified for implementation will be protected through the use of a Riparian Buffer Protection Agreement, and

WHEREAS, the Tompkins County Legislature has reviewed and accepted as adequate Environmental Assessment Forms with respect to each of these projects, now therefore be it

Planning, Development, and Environmental Quality Committee Minutes  
June 16, 2009

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the County Administrator or his designee be authorized to execute a contract with the Tompkins County Soil and Water District, in an amount not to exceed \$25,000,

RESOLVED, further, That the County Administrator or his designee is also authorized to execute other agreements necessary for the County to implement, monitor, and protect the projects funded by the Flood Hazard Mitigation Program.

**SEQR ACTION:** Unlisted  
(Short EAFs on file in the office of the Clerk of the Legislature)

\* \* \* \* \*

**Adjournment**

On motion the meeting adjourned at 5:50 p.m.

*Respectfully submitted – Karen Fuller, Deputy Clerk*