

**Facilities and Infrastructure Committee**  
**May 21, 2009**  
**3:30 p.m.**  
**Courthouse Conference Room**

APPROVED  
6-18-09

Present: L. McBean-Clairborne, Chair, D. Kiefer, D. Randall  
Excused: K. Luz Herrera  
Absent: M. Sigler  
Staff: E. Marx, Commissioner of Planning and Public Works; C. Nelson, Public Works Administrator;  
B. Eckstrom, T. Richardson, Solid Waste Division; A. Lemaro, Facilities; J. Mareane, County  
Administration; R. Nicholas, Airport; M. Lynch, Public Information; K. Fuller, Deputy Clerk  
Guest: Charles McDermott, C&S Engineers; Gerald Aloï, Chris Kalwara, Johnson Controls

**Call to Order**

Mrs. McBean-Clairborne, Chair, called the meeting to order at 3:35 p.m.

**Agenda Additions and Deletions**

There were no additions to or deletions from the agenda.

**Chair's Report**

Mrs. McBean-Clairborne did not have a report.

**Persons Wishing to Address the Committee**

No one wished to address the Committee.

**Report from the Commissioner of Planning and Public Works**

**Recently Funded Transportation Projects**

Mr. Marx reported that the funds originally allocated for the Warren Road Project are available to the local Municipal Planning Organization to use for other local projects, provided they can be completed by the end of the Federal Fiscal Year, December 30, 2009. As a result of the freed-up funding, the West Seneca Road Bridge will receive eighty percent Federal funding for the project; the additional cost will be shared with the Town of Ulysses. Additionally, he reported that Tompkins Consolidated Area Transit would receive \$1.6 million for new busses, providing the ability to replace 16 busses that may have had to come off the road; Gadabout will also benefit from this funding. The Cayuga Waterfront Trail received \$857,000 to finish the Phase 3 of the trail this summer; Forest Home traffic calming will receive \$297,000; \$209,000 is designated for construction and design of two bridges on the Black Diamond Trail. Mr. Marx noted the \$3.5 million that was allocated for Warren Road would now allow significant projects to go forward with community-wide benefits.

Ms. Kiefer arrived at this time (3:37 p.m.).

**Energy Performance Contract – 2<sup>nd</sup> Year Report**

Mr. Kalwara, of Johnson Controls, reviewed the Powerpoint presentation outlining the second year of the Energy Performance Contract. The second year total savings was \$261,978, exceeding the guaranteed savings by \$37,286. This savings, when added to the year one, showed an energy cost savings of \$670,000 for Year 1 and 2. It was pointed out that there was an increase in gas consumption as a result of reduced heat from overhead lighting, however, the overall savings was 682,274 therms for gas and 1,440,720 kw for electricity in Year 2. Mr. Kalwara spoke of the non-measurable savings that is a benefit due to operational and maintenance savings

involved (changing bulbs less frequently as well as using less). It was also noted the newer equipment will produce a savings due to less frequent breakdowns.

At this time it was mentioned there might be the opportunity for additional savings using the stimulus funding; New York State received \$123 million dollars for use in energy savings. On May 12<sup>th</sup> NYSERDA submitted a plan for use of the funds. If approved, they will then take applications for funding for an energy performance contract or renewable energy project. Ms. Kiefer inquired if the County had a list of potential projects for savings in this area. Mr. LeMaro said there were other recommendations at the time the energy performance contract was initially undertaken, with only those items providing for a ten-year payback being included. With the additional funding some of the items with greater than a ten-year payback may be worthwhile to do at this time.

Ms. Eckstrom noted the possible funding would provide a lot of work relating to reduction of greenhouse gas emissions and energy reductions. She would like to be able to discuss possible projects as well. *It was noted that the Committee wants to see actual usage figures to determine if not only cost is reduced but consumption as well.*

**RESOLUTION NO. - AUTHORIZATION TO EXECUTE A FIVE-YEAR AGREEMENT WITH THE UNIFIED COURT SYSTEM FOR THE PROVISION OF CLEANING AND MAINTENANCE SERVICES AT THE MAIN COURTHOUSE AND OLD COURTHOUSE**

It was MOVED by Mr. Randall, seconded by Ms. Kiefer, to recommend adoption of the following resolution to the full Legislature. Ms. Kiefer inquired who negotiates the contract; Mr. LeMaro stated an annual budget is prepared for cleaning and maintenance. If the Court desires specific improvements within the building they pay one hundred percent of the costs associated. Cleaning expenses for their area are one hundred percent of the cost, and maintenance costs are twenty-five percent of their portion of the building (43 percent). As an example of maintenance costs: if a boiler repair cost \$1,000, the State Court System would pay \$107.50 (25 percent of \$430, which is 43% of the total expense.) The normal annual budget varies from \$80,000 to \$100,000 annually.

A voice vote on the motion resulted as follows: Ayes – 3 (Legislators Kiefer, McBean-Clairborne, and Randall); Noes – 0, Excused – 1 (Legislator Herrera); Absent – 1 (Legislator Sigler). RESOLUTION ADOPTED.

WHEREAS, the New York State Unified Court System has a need to ensure adequate cleaning and maintenance services are available in the Supreme and County Courts, and

WHEREAS, the Facilities Division has historically filled this need with County staff and has been reimbursed for such services, and

WHEREAS, the Facilities Division and the County is reimbursed for a percentage of expenses, and the dollar amount is negotiated each year of the five-year term, and shall be amended if expenses exceed the contract amount, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the County Administrator or his designee is authorized to sign a contract with the New York State Unified Court System for the provision of Courthouse cleaning and maintenance services for the period of April 1, 2008, through March 31, 2013.

**SEQR ACTION: TYPE II-20**

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**RESOLUTION NO. - AUDIT OF FINAL PAYMENT – LeCHASE CONSTRUCTION SERVICES, LLC. – TOMPKINS COUNTY HEALTH DEPARTMENT INTERIOR DECONSTRUCTION PROJECT**

It was MOVED by Ms. Kiefer, seconded by Mr. Randall, and unanimously adopted by voice vote by members present, to adopt the following Committee resolution. RESOLUTION ADOPTED.

WHEREAS, LeChase Construction Services, LLC. , General Contractor, of Rochester, New York, has completed their contract to our satisfaction with all closeout documents submitted and satisfactory, and with all work done within budget and with no change orders for the Tompkins County Health Department Interior Deconstruction Project, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the following final claim against the County of Tompkins, be and hereby is audited by the Legislature:

<u>Vendor</u>	<u>Payment Request</u>	<u>Account No.</u>	<u>Amount</u>
LeChase Construction Services, LLC.	3 (Final)	HM4002.59239.40.10	\$32,450.00

RESOLVED, further, That the Finance Director be and hereby is authorized and directed to pay said claim from Account No. HM4002.59239.40.10.

**SEQR ACTION:** TYPE II – 20

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**Solid Waste Division**

Solid Waste Division Financial Status

Ms. Eckstrom provided information on the value of the various materials associated with her operation. She noted that the reported revenue shortfall for recyclables is anticipated to be approximately \$500,000. Ms. Eckstrom said that if the products are not able to be utilized to produce other products the value drops. She has determined how to reduce her budget by approximately \$170,000 and will defer as needed; when combined with the \$75,000 surplus from the previous year, some of which was used for the budget, it is anticipated to be approximately a \$235,000 shortfall. The current account balance is approximately \$1.254 million which will mean an approximate \$1 million fund balance. Although it is a loss, the fund balance is above the required ten percent. For 2010 budgeting will be difficult. Markets are going up slowly, which will require budget reductions and could perhaps affect the \$54 annual fee.

Ms. Kiefer would like to see a quarterly report for the five-year period to provide an understanding of any cyclical fluctuation. Ms. Eckstrom said she has all the information and would see if it is possible. Mr. Mareane said he is considering adding the revenue from Solid Waste to the quarterly indicator report, it would show the fluctuations. Ms. Kiefer then inquired if the green-purchase staff would be included within her budget. Ms. Eckstrom said that is not in the budget; she is presently looking at potential cuts within her budget. She is viewing the budget challenge as an opportunity that would require a good deal of work.

Request for Proposals (2010-2020)

Ms. Eckstrom provided material indicating a tentative procurement timeline for the upcoming Request for Proposals (RFP) for single-stream recycling. She noted the process for a solid waste facility is more complicated than a standard RFP and is regulated by specific laws. At this time they have hired an attorney and consultant. There is a lot that can be done with in-house staff, and it is also anticipated some engineering work will have to be completed. The facility has been awarded a \$2.5 grant for modifications to equipment that will assist in the change over to single-stream solid waste management. The question would be whether the County will do the process within the county or if it would be done all or in part in another facility. Ms. Eckstrom reported next month she, with County Attorney Jonathan Wood, will be attending the June meeting and provide an executive summary of the full RFP document.

Ms. Eckstrom said she does not believe there is a need for a Solid Waste Negotiating Team as had been done previously. She will be keeping the lines of communication open, providing the appropriate level of information to individuals. In response to Ms. Kiefer’s question regarding committee input, Ms. Eckstrom said that Mr. Wood would provide a very good summary with a brief presentation on the project to make it very clear

what the proposal would entail. Once the draft is complete she said it would be appropriate to provide input; she does not believe there is a need to have a full team to review.

**Ithaca Tompkins Regional Airport**

Air Services Board

Mr. Nicholas reported the Air Service Board (ASB) has been reviewing bylaws and intends to bring a resolution forward in June that would add an At-Large member to the ASB. A brief discussion occurred, during which it was noted that any present members wishing to be appointed needs to complete the application and return it to the Legislature office for processing. *Mrs. McBean-Clairborne will poll the Legislature to determine what members may be interested in serving on the ASB.*

**Ithaca Tompkins Regional Airport Continued**

**RESOLUTION NO. - AUDIT OF FINAL PAYMENT TO WEYDMAN ELECTRIC INC. – SECURITY IMPROVEMENTS - ITHACA TOMPKINS REGIONAL AIRPORT**

It was MOVED by Mr. Randall, seconded by Ms. Kiefer, and unanimously adopted by voice vote by members present, to adopt the following Committee resolution. RESOLUTION ADOPTED.

WHEREAS, Weydman Electric Inc., of Syracuse, New York, has completed the Security Improvements contract at the Ithaca Tompkins Regional Airport to the satisfaction of the County, and all Prime and Sub-Contractors’ Labor Law Certification forms, executed Lien Affidavit and Consent of Surety to Final Payment have been received, now therefore be it

RESOLVED, on recommendation of the Facilities & Infrastructure Committee, That the following claim against the County of Tompkins, be and hereby is audited by the Tompkins Legislature:

<u>Vendor</u>	<u>Payment Requested</u>	<u>Account No.</u>	<u>Amount</u>
Weydman Electric Inc.	5 (and Final)	HT. 5601.59239	\$30,085.00

RESOLVED, further, that the Finance Director be and hereby is authorized and directed to pay said claim from Account No. HT. 5601.59239.

**SEQR ACTION: TYPE II-20**

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Airport Green Master Plan

Mr. Nicholas, Manager, reported the Airport Master Plan is worked upon over the course of several years. This time while reviewing it was determined to not just look at the needs of the airport with regard to space and maintenance, but rather to seek a way to do so while reducing the airport’s carbon footprint. With this in mind, Mr. McDermott, C&S Engineers, worked with staff to develop a Green Master Plan for the airport, presented the idea to Federal Aviation Administration senior staff in April, and received authorization to receive entitlement funds allowing the airport to proceed. Starting in mid-June, airport staff, C&S Engineers, and two classes at Cornell University will begin the task of developing the plan that will provide sustainability initiatives designed to have a neutral carbon footprint. It was noted the idea was very well received and thought to be an initiative for all airports to consider. Mr. Nicholas will bring a resolution to the Committee in June regarding the plan.

Members of the Committee were very pleased with the distinction of being the first in the nation to receive funding for the Green Master Plan. It was noted the plan would seek to modify the airport terminal to make it LEED certified, utilizing solar lighting, etc. Mr. Nicholas, Mr. McDermott, and Ms. Lynch, Public Information Officer, have been having conversations regarding a press release on the initiative, which would call attention to the positive national recognition of the airport.

**Capital Payment Summary**

The Committee reviewed the summary and noted the following:

- New Health Department – the electrical contractor, Concord Electric Corp. has been doing well on the job, with only one change order. This firm has a supervisor from Rochester, however, the apprentice and laborers are local individuals.
- Courthouse Step Repair – the contract was awarded to McPherson and came in at \$131,000 versus the budgeted \$300,000. A pre-construction meeting has taken place and they will be providing sample limestone to the County for approval. The job is being slightly delayed until mid-June to provide the shortest time period between deconstruction and repair. The State Court will be moving their security equipment to the handicapped entrance (South) for the period of construction.

**Highway Division**

Authorization to Execute a Contract with Barton & Loguidice, PC for Design Services – Bridge Painting, Various Locations (PIN 3754.20)

**RESOLUTION NO. - AUTHORIZATION TO EXECUTE A CONTRACT WITH BARTON & LOGUIDICE, PC, FOR DESIGN SERVICES –BRIDGE PAINTING, VARIOUS LOCATIONS (PIN 3754.20)**

It was MOVED by Mr. Randall, seconded by Ms. Kiefer, and unanimously adopted by voice vote, by members present, to recommend adoption of the following resolution to the full Legislature.

WHEREAS, Resolution No. 27 of 2009 authorized an agreement with the State of New York whereby Federal sources will furnish eighty percent of the funding necessary for the Tompkins County Bridge Painting Project (PIN 3754.20), and

WHEREAS, this project is not eligible for Marchiselli (State) funding, and

WHEREAS, County Highway Division staff has recommended Barton & Loguidice, PC, of Syracuse, New York, as best qualified to provide design services for the Tompkins County Bridge Painting Project and Barton & Loguidice, PC, has been pre-qualified by the regional New York State Department of Transportation to perform such design services, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the County Administrator or his designee be and hereby is authorized to execute a contract with Barton & Loguidice, PC, of 290 Elwood Davis Road, Syracuse, New York for design services in connection with the referenced project for an amount not to exceed \$31,000, of which the Federal share is \$24,800 (eighty percent), and the local share is \$6,200 (twenty percent),

RESOLVED, further, That the Highway Division be authorized to execute supplemental agreements on behalf of the County with cumulative value not to exceed ten percent of the aforementioned contract amount, funds to be provided from the Highway Bridge Maintenance Account (D5111.54411).

**SEQR ACTION: TYPE II- 1 (No further action required)**

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Authorization to Execute a Contract with Fisher Associates for Design and Right-of-Way Services –Hanshaw Road Reconstruction Project, PIN3753.25

**RESOLUTION NO. - AUTHORIZATION TO EXECUTE SUPPLEMENTAL AGREEMENT WITH FISHER ASSOCIATES FOR DESIGN AND RIGHT OF WAY SERVICES – HANSHAW ROAD RECONSTRUCTION PROJECT, PIN 3753.25**

It was MOVED by Mrs. McBean-Clairborne, seconded by Mr. Randall, to recommend adoption of the following resolution to the full Legislature.

Mr. Lampman explained the original intent was to have the right-of-way services completed in-house, however, due to amended Federal regulations coupled with the Coddington Road legal ruling, the County is not able to do so, and there is increased costs associated with the additional work to be completed. The original Transportation Improvement Plan had included \$100,000 for the right-of-way services. Ms. Kiefer expressed her displeasure with regard to the traffic light installation of the traffic light at the intersection with Warren Road, noting she supports including an underground structure, but not installation of a light at this time.

A voice vote on the resolution resulted as follows: Ayes – 3 (Legislators Kiefer, McBean-Clairborne, and Randall); Noes – 0, Excused – 1 (Legislator Herrera); Absent – 1 (Legislator Sigler). RESOLUTION ADOPTED.

WHEREAS, Resolution 209 of 2004 authorized a contract with Fisher Associates, P.E., L.S., P.C., (Fisher), of 135 Calkins Road, Rochester, New York, for design services in connection with the reconstruction of County 109, Hanshaw Road, and

WHEREAS, Resolution 167 of 2007 approved a project Design Report and Right of Way Plan, which identified additional highway design needs, among them a traffic signal at the Warren Road intersection, signal warrant analysis at the intersection at Pleasant Grove Road, and an archaeological assessment, and

WHEREAS, additional Right of Way needs have been identified as a result of a decision of the State of New York Supreme Court, Appellate Division in reference to Coddington Road, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the County Administrator or his designee be and hereby is authorized to execute a supplemental agreement with Fisher Associates, P.E., L.S., P.C., of 135 Calkins Road, Rochester, New York, for design and right of way services in connection with the referenced project for an amount not to exceed \$365,000, funds to be provided from account HZ5103.59239.53.10 (Hanshaw Road Capital Account).

RESOLVED, further, That the County Administrator or his designee be authorized to execute supplemental agreements on behalf of the County with cumulative value not to exceed ten percent of the aforementioned contract amount, funds to be provided from capital account HZ5103. 59239.53.10 (Hanshaw Road Capital Account).

**SEQR ACTION:** Unlisted

Negative Declaration issued (No further action required)

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Authorization to Execute Supplemental Agreement with Bergman Associates PC, for Construction Inspection Services – CR 121, Warren Road Reconstruction – PIN 3553.73

Mr. Lampman reported the additional scope of the project was not included in the original design approval. New regulations by the Federal Highway Administration (FHWA) require a certified inspector for all Federal aid projects; the County staff may be available to assist with inspection coverage if available. Ms. Kiefer inquired whether there are enough Federal aid projects to make it worthwhile to the County to seek a certified inspector or to train someone to do so. Mr. Lampman believed it could be worthwhile to do so.

**RESOLUTION NO. - AUTHORIZATION TO EXECUTE A SUPPLEMENTAL AGREEMENT WITH BERGMANN ASSOCIATES, PC, FOR CONSTRUCTION INSPECTION SERVICES – CR121, WARREN ROAD RECONSTRUCTION (PIN 3753.73)**

It was MOVED by Ms. Kiefer, seconded by Mr. Randall, and unanimously adopted by voice vote by members present, to recommend adoption of the following resolution to the full Legislature.

WHEREAS, Governor David Patterson has authorized the use of American Recovery and Reinvestment Act Federal funding whereby Federal sources will furnish 100% of the funding necessary for reconstruction of Warren Road, and

WHEREAS, Bergmann Associates, PC, of Rochester, New York, satisfactorily provided engineering design services and is qualified to provide construction engineering support and construction inspection services for the Warren Road reconstruction project, and

WHEREAS, Bergmann Associates, PC, is one of 15 engineering consultants that New York State Department of Transportation has fully qualified and authorized for such work in Tompkins County's region, and

WHEREAS, County Highway Division staff has recommended Bergmann Associates, PC, as best qualified to provide construction inspection services for the project, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the County Administrator or his designee be and hereby is authorized to execute a supplemental agreement with Bergmann Associates, PC, of 28 East Main Street, Rochester, NY for construction inspection services in connection with the referenced project for an amount not to exceed \$494,450,

RESOLVED, further, That the Highway Division be authorized to execute supplemental agreements on behalf of the County with cumulative value not to exceed ten percent of the aforementioned contract amount, funds to be provided from the Warren Road Reconstruction Capital Account (HZ 5103.59239.53.12).

**SEQR ACTION: TYPE II- 1 (No further action required)**

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**Concern Regarding Truck Traffic – Etna Road**

Mrs. McBean-Clairborne reported that Mr. Larry Chace has contacted her to discuss the truck traffic on Etna Road, believed to be due to airport construction. She wished to have members apprised in the event they are contacted, noting the matter is being looked at.

**Set Special Meeting**

Following a brief discussion, it was determined to hold a special meeting of the Facilities and Infrastructure Committee on June 2, 2009, at 5:00 p.m., in the Courthouse Conference Room, to take action on the award of bid for the Warren Road Project.

**Approval of Minutes of April 15, 2009**

It was MOVED by Mr. Randall, seconded by Ms. Kiefer, to approve the minutes of April 15, 2009, as amended. MINUTES APPROVED.

**Adjournment**

On motion the meeting adjourned at 5:00 p.m.

*Respectfully submitted by Karen Fuller, Deputy Clerk*