

**Facilities and Infrastructure Committee**

Regular Meeting Minutes

**Friday, May 7, 2010 9:30 AM**

Public Works Conference Room

Approved  
June 4, 2010

<b>Attendee Name</b>	<b>Title</b>	<b>Status</b>	<b>Arrived</b>
Dooley Kiefer	Chair	Present	
Michael Lane	Member	Present	
Pamela Mackesey	Member	Present	
Leslyn McBean-Clairborne	Member	Present	
David McKenna	Member	Present	

Staff: W. Sczesny, J. Lampman, Highway Division; A. LeMaro, Facilities; J. Mareane, County Administration; T. Rudy, Ithaca Tompkins Regional Airport; B. Eckstrom, L. Riley, T. Richardson, Solid Waste Division; K. Fuller, Deputy Clerk

Legislator: M. Robertson

Guests: Diane Feldman, Deborah Cowan, Hanshaw Road Residents; Scott Nostrand, Barton and Loguidice Consultants

**Call to Order**

Chair Kiefer called the meeting to order at 9:35 a.m.

**Changes to the Agenda**

Ms. Kiefer said there will be an executive session added to the agenda regarding litigation.

Ms. Kiefer added the resolution entitled "Making a Negative Declaration of Environmental Significance in Relation to Resolution No. \_\_\_ of 2010", relating to the sale of the Biggs B Building.

**Comments from the Public**

Ms. Deborah Cowan (1022 Hanshaw Road) and Ms. Diane Feldman (1004 Hanshaw Road), spoke to the Committee regarding the Hanshaw Road Reconstruction Project. Ms. Cowan expressed a desire to make Legislators aware of residents' feelings regarding the project and the need to have accurate information relating to their properties. Ms. Feldman asked that before a decision is made to approve the design, Legislators actually tour the neighborhood to have a full understanding of the impact of the project, rather than just review design plans.

Ms. Kiefer spoke of the informational meeting held prior to the March 17<sup>th</sup> Public Hearing on the project and acknowledged that the material available for review did not include updated maps. She explained in addition to limited staff on the project each time a map is updated there is an associated cost; it is not unusual to wait until after the public hearings to incorporate items as a result of the hearing as well as from New York State Department of Transportation before amending the maps. Ms. Kiefer said it is her understanding that the eminent domain process is underway and that the consultants will have maps defining the right-of-way area in a manner understandable to residents. She is not certain that it would be appropriate to have another public meeting, and if one did take place she would like to wait until Mr. Stein, the Legislator representing that area, could be present. It was decided to discuss this matter further during the Highway Division report on the agenda.

**Report from the Committee Chair**

Ms. Kiefer said Mr. Marx will report on the a status of the Brown Road Health Department building project during executive session at the end of the meeting.

Ms. Kiefer asked if Mr. Marx has had any discussions concerning the Delta Engineers work for Tompkins County Council of Governments (TCCOG) regarding protection of local roads due to heavy equipment/traffic. Mr. Marx said the meeting has not yet taken place.

**Commissioner of Planning and Public Works**

Mr. Marx had no report.

**Resolution (DOC ID: 2003): Making a Negative Declaration of Environmental Significance in Relation to Resolution No. \_\_\_\_\_ of 2010**

Ms. Kiefer discussed the possibility of amending the resolution to include language stating that the Town of Ithaca informally supports the sale of the property. A brief discussion followed and Mr. Lane noted if the Legislature had received a resolution of support from the Town he would agree, however, to add the language when only some members of the Town Board have expressed support would not be appropriate. The majority of the Committee agreed with Mr. Lane and the language was not included.

In response to a question on what the anticipated income from the sale of the Biggs property was, Mr. LeMaro said the original estimate was \$1.4 million for the entire Biggs property; this sale is only for the building and 8.99 acres.

RESULT:	RECOMMENDED [UNANIMOUS]
MOVER:	<b>Michael Lane, Member</b>
SECONDER:	<b>Pamela Mackesey, Member</b>
AYES:	<b>Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna</b>

WHEREAS, in Resolution No. \_\_ of 2010, the Tompkins County Legislature would authorize the County Administrator to execute a deed with Cayuga Medical Center for the sale of the Biggs B Building and approximately 8.99 acres of land in the Town of Ithaca, and

WHEREAS, the Town of Ithaca Planning Board made a negative determination of environmental significance when it approved the subdivision of Town of Ithaca Tax Parcel Number 24.-3-2.22 on March 16, 2010, and

WHEREAS, the Tompkins County Legislature has reviewed and accepted as adequate an Environmental Assessment Form with respect to that action, now therefore be it

RESOLVED, on recommendation of the Planning, Development and Environmental Quality and Facilities and Infrastructure Committees, That Resolution No. \_\_\_ of 2010 is an unlisted action,

RESOLVED, further, That the County Legislature hereby makes a negative declaration of environmental significance in regard to Resolution No. \_\_\_ of 2010.

**SEQR ACTION:** Unlisted  
(EAF on file with Clerk of the Legislature)

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**Resolution (DOC ID: 1940): Authorizing the County Administrator to Sell Real Property on Dates Drive in the Town of Ithaca, Including the Biggs B Building and Approximately 8.99 Acres of Land, to Cayuga Medical Center**

RESULT:	RECOMMENDED [UNANIMOUS]
MOVER:	<b>Michael Lane, Member</b>
SECONDER:	<b>Leslyn McBean-Clairborne, Member</b>
AYES:	<b>Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna</b>

WHEREAS, the Tompkins County Health Department currently occupies a structure commonly referred to as the “Biggs B” building that is located on a 35.76 acre County-owned parcel in the Town of Ithaca, and

WHEREAS, in anticipation of vacating the Biggs B building as a part of the relocation of the Health Department to new quarters in a renovated building on Brown Road in the Cornell Business Park, the County has contemplated the sale of the surrounding property and has expected the proceeds of such sale would be used to support a portion of the cost of renovating the Brown Road building, and

WHEREAS, upon consultation with the Planning Advisory Board as well as the Legislature’s Government Operations; Facilities and Infrastructure; and the Planning, Development, and Environmental Quality Committees, the County subdivided the parcel into three separate parcels, one of which includes the Biggs B building and approximately 8.99 surrounding acres of land (the “Biggs B Parcel”); another consists of approximately 26.0 acres of wooded land; and the third consists of the so-called K-house and approximately 0.77 acres of surrounding land, and

WHEREAS, by Resolution No. \_\_ of 2010, this Legislature resolved that the Biggs B Parcel was no longer needed for public use and is therefore eligible for disposition, and

WHEREAS, also upon consultation with the Planning Advisory Board and appropriate legislative standing committees, the County commenced negotiations with the adjacent owner, Cayuga Medical Center, on the sale of the Biggs B Parcel, and

WHEREAS, the County and Cayuga Medical Center have agreed to the terms of sale for the Biggs B Parcel, and

WHEREAS, those terms provide for the Biggs B Parcel to be sold at a price of \$1,059,000 and for the property to be transferred from the County to Cayuga Medical Center on or before August 1, 2010, and

WHEREAS, the process followed in the sale of the Biggs B parcel is compliant with Chapter 19-1 of the County Code governing the sale or lease of County Property, now therefore be it

RESOLVED, on recommendation of the Government Operations, the Facilities and Infrastructure, and the Planning, Development, and Environmental Quality Committees, That the County Administrator is hereby authorized to execute any and all documents to complete the sale of the Biggs B Parcel to Cayuga Medical Center,

RESOLVED, further, That the sale of the Biggs B Parcel does not affect the status of the other two subdivided parcels on the site that shall remain owned and controlled by the County unless otherwise authorized by this Legislature.

**SEQR ACTION: UNLISTED**

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**Minutes Approval**

It was MOVED by Ms. Mackesey, seconded by Mrs. McBean-Clairborne, and unanimously adopted by voice vote, to approve the minutes of April 2, 2010, as submitted. MINUTES APPROVED.

It was MOVED by Mr. Lane, seconded by Mr. McKenna, and unanimously adopted by voice vote, to approve the minutes of April 30, 2010, as submitted. MINUTES APPROVED.

**Highway Division**

**Resolution (DOC ID: 1985): Determination of a Negative Declaration of Environmental Significance in Relation to Reconstruction of the Forest Home**

**Drive Bridge (Bin 3047450) Over Fall Creek, in the Town of Ithaca, Pin 3950.41**

RESULT:	RECOMMENDED [UNANIMOUS]
MOVER:	<b>Leslyn McBean-Clairborne, Member</b>
SECONDER:	<b>Pamela Mackesey, Member</b>
AYES:	<b>Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna</b>

WHEREAS, the Town of Ithaca and the Forest Home community have been consulted during design development and have concurred with preliminary planning for reconstruction of the Forest Home Drive bridge over Fall Creek (BIN 3047450), in the Town of Ithaca (“the Action”), and

WHEREAS, the Tompkins County Legislature has reviewed and accepted as adequate a Short Environmental Assessment Form, which finds no significant impacts associated with the Action, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the Tompkins County Legislature, hereby determines that the Action is an unlisted action and will not have a significant negative impact on the environment, requiring no further environmental review,

RESOLVED, further, That the Tompkins County Legislature hereby issues a "Negative Declaration of Environmental Significance" in accordance with SEQRA for the Action.

**SEQR ACTION:** Unlisted (No further action required)  
(EAF on file with Clerk of the Legislature)

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**Resolution (DOC ID: 1986): Authorization to Issue Design and Rights-Of-Way Approvals for the Reconstruction of the Forest Home Drive Bridge (Bin 3047450) Over Fall Creek in the Town of Ithaca, PIN 3950.41**

It was noted the project would be to build a new bridge and attach the historical trestle to the sides. In addition, the sidewalks would be cantilevered. There are two permanent easements involved with the project that will establish a way down into the creek bed for future work on the bridge. The Town of Ithaca is supportive of the design and there has been a great deal of public involvement in this project.

Ms. Kiefer asked what flood insurance maps were used. It was noted by Mr. Marx and Mr. Sczesny that the plans were drawn by Erdman Anthony and they believe the most current maps were used; it is thought they had been completed in the 1970's and would soon be updated.

RESULT:	RECOMMENDED [UNANIMOUS]
MOVER:	<b>Leslyn McBean-Clairborne, Member</b>
SECONDER:	<b>David McKenna, Member</b>
AYES:	<b>Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna</b>

WHEREAS, Resolution No. 227 of 2007 authorized an agreement between Tompkins County and the State of New York Department of Transportation to fund design of the reconstruction of the Forest Home Drive Bridge (BIN 3047450) over Fall Creek, (the “Action”) in the Town of Ithaca, and

WHEREAS, preliminary project design has been developed in conformance with the applicable environmental laws, design standards, and accepted engineering practice; all exceptions to accepted design standards have been thoroughly analyzed and their retention adequately justified; all permits have

been identified and will be secured prior to letting; public participation has been encouraged and included in the project development processes; and project costs are reasonable, and

WHEREAS, the preliminary design includes acquisition of approximately four permanent easements necessary for the Action in accordance with applicable Federal regulations and guidelines, but that the individual and cumulative impacts of such rights-of-way acquisition are considered total de minimus in nature, and

WHEREAS, the Tompkins County Legislature has classified the Action as an "Unlisted Action" under the SEQRA (State Environmental Quality Review Act) as defined by the underlying regulations of Article 8 of the Environmental Conservation Law of the State of New York, and

WHEREAS the Tompkins County Legislature has issued a "Negative Declaration of Environmental Significance" in accordance with SEQRA, and

WHEREAS, completion of all procedural requirements needed prior to project Design Approval have been certified by the design consultant, Erdman Anthony, of Rochester, New York, and approved by the County Highway Manager, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the Chair of the Tompkins County Legislature or designee be and hereby is authorized to execute documents granting Design Approval whereby completion of project final design shall be authorized, and

RESOLVED, further, That the Chair of the Tompkins County Legislature or designee be and hereby is authorized to execute documents for acquisition of rights-of-way for the referenced project in accordance with the Final Design Report.

**SEQR ACTION:** Unlisted (EAF on file with Clerk of the Legislature, no further action required)

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### Hanshaw Road Project

Ms. Kiefer asked members if they thought it would be beneficial to have another public meeting on the project, noting if there was a meeting Mr. Stein, who represents the area, should be present.

Mr. Lane asked if the purpose of the meeting would be explain the maps, or to hear comments that could encourage Legislators to direct specific changes in the project.

Mr. Sczesny explained the rights-of-way consultants are going door-to-door with maps reflecting the research of titles and deeds. If there are questions the consultants are unable to respond to, Mr. Lampman works with residents on an individual basis to resolve any issues.

Mr. Lampman said there are teams going to property owners as well as staff in the office working on title searches. The information is compiled for the purpose of rights-of-way; appraisals, etc. and the property owners are contacted to discuss final acquisition process.

Ms. Kiefer believes the meeting could be for an explanation of maps as well as to hear comments. The Legislature endorsed the project as presented and to have design changes now is unrealistic. She has walked the area and said the way the road is now she would not want to be walking or on a bicycle along the road, particularly if a bus is traveling by. She feels safety is what is being addressed in the design. She also noted that speeding occurs on many roads; as part of the design a row of trees is being maintained to help deter speeding. If funding were available, colored shoulders would also help. She believes that all the input from residents has been carefully considered by the Legislators.

Ms. Cowan said the consultants have been going to property owners since last fall; however, the measure of how successful is the fact that residents are very confused. She does not believe the meetings with the right-of-way consultants are a solution; although the consultants are pleasant, they are not able to answer many of the questions and are then passed on to Mr. Lampman. Ms. Cowan questioned the validity of a 25-foot right-of-way, how the 2008 Supreme Court decision would apply to various

properties, and whether the eminent domain hearing was valid if the maps were not accurate. She also believes the residents are concerned about safety and would prefer to have the road retain the same footprint. Ms. Cowan had anticipated there would be a meeting to provide an update on the project, however, she received the letter regarding eminent domain and realized she needed to learn how to protect her rights.

Mr. Lane said it is important to know that Legislators do not have technical answers regarding the project.

Ms. Cowan said the Supreme Court ruling appears to say the right-of-way is simply “by use”; she does not understand claiming the 25-foot from centerline of the road and what it may mean in terms of amending maps, assessments, and eminent domain. She also said the maps do not clearly indicate where the sidewalks would be in relation to specific property or the overall neighborhood. The maps presented three years ago appeared to have the sidewalk directly adjacent to the road, which is a safety concern.

Mr. Wood, County Attorney, provided his opinion that the eminent domain hearing was valid. He explained that the right-of-way determination does not have any connection with road design. He said the County would pay a fair value for the right-of-way. In response to Ms. Kiefer’s question of whether faulty maps would invalidate the hearing, Mr. Wood said he believes that the right-of-way maps can change over time.

Ms. Kiefer said the eminent domain hearing was to address whether the project serves a public purpose. She then asked if an individual had not spoken out at the public hearing would they have rights. Mr. Wood explained a property owner could still make a claim that the assessed value of his/her land used is not correct. He also clarified that the notice of the public hearing on eminent domain was produced and distributed in the format specifically required by New York State law; while it seems threatening, the County was mandated to notify property owners in this manner.

Ms. Mackesey said she would rather hold another public hearing than create a chasm between the Legislature and constituents.

Mr. McKenna believes the one-to-one meetings with residents occurring provide the ability for input and questions. He said residents’ concerns appear to be that the road design is wider than the original footprint.

Mr. Sczesny explained when Federal grant funds are received for projects, the Federal Highway standards, as approved through New York State Department of Transportation, determine design of a road; although there can be some adjustments to a certain point, they have final design approval. Mr. Sczesny expressed concern with comments relating to the consultant’s ability to discuss the maps. Mr. Lampman said the design has been reviewed, with general information on sidewalk and road design, and at what point there are differences in the design. The rights-of-way maps are strictly each parcel with the land to be purchased and do not include the design plan. He said residents could be confused that the maps do not show the full design. He also noted the project was started when the New York State Department of Transportation used metric units; he has modified all maps to show English Units. He noted there is a great deal of information to be conveyed to residents.

Mrs. McBean-Clairborne said she is not certain a meeting would be useful at this point. She would like to see the updated maps and said residents are asking for more specificity regarding the project, perhaps to be done as a written explanation rather than map. If questions still remain, perhaps an additional meeting would be necessary. Mr. Lane agreed with Mrs. McBean-Clairborne’s suggestion, noting the project has to continue to move forward. He asked that a more current map be placed on the

website for residents to review. Mr. Lampman said there is a map on the website, however, the swale shown would not be part of the project.

Mr. Marx said he understands concerns regarding design and safety; they were discussed at length with a great deal of input received from residents. The County has done its best to take concerns into account and still meet the Federal standards. He said there are certain things that need to be built into the project to make the road safe for all using the road, not just property owners. While he understands their concerns, there is not much more that could be done regarding the design.

Ms. Feldman said she wanted to make sure County Legislators have all information available and asked if it is possible to have a design completed showing the full impact of the project. Mr. Lampman has a rendering completed in 2007 and will work to place it on the web.

Ms. Kiefer thanked Ms. Cowan and Ms. Feldman and said she will speak to Mr. Lampman and Mr. Marx about next steps.

Ellis Hollow Road - Authorize Bids (DOC ID: 1988)

Mr. Sczesny requested permission to proceed to advertise for bids on this project by May 24.

It was MOVED by Ms. Mackesey, seconded by Mrs. McBean-Clairborne, and unanimously adopted by voice vote, to authorize the Highway Division to seek construction bids for the Ellis Hollow Road Reconstruction – Phase 1 Project. MOTION APPROVED.

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Cost of Construction Materials

Ms. Robertson asked if the State's decision to stop all construction projects would be beneficial to the County when going out to bid. She was informed that layoffs have occurred with various construction firms and these companies are attempting to keep the remaining staff busy. Mr. Sczesny believes it may help with the bids, particularly if the County is able to request them before other municipalities advertise for their work. He noted the cost of asphalt has increased another \$3.00/ton this month.

Update on Red Mill Road Bridge

The consultant has stated the County can bring the project to termination by filing a simplified design report at a cost of \$11,000. This will be a significant savings compared to the estimated \$50,000 for a full design report.

Updated 2010 Transportation Plan

At this time the Division is slowly moving forward with the plan. There is \$1.7 CHIPS funding available, but it is not known how quickly the County would receive the State funding. Mr. Lane suggested the possibility of bonding a portion of the anticipated funds in order to proceed with the projects. *Mr. Mareane will discuss this suggestion with Mr. Squires, Finance Director.*

Highway Capital Projects Status Report (DOC ID: 1989)

Due to lack of time, this item was deferred to the June 4<sup>th</sup> meeting.

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Capital Payment Summary Report (DOC ID: 1983)

The Committee was provided with the report; there were no questions.

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**Airport**

**Resolution (DOC ID: 1981): Approval of Lease Agreement for Provision of Ground Transportation Service - Ithaca Tompkins Regional Airport**

Mr. Rudy, Assistant Manger, explained the contract would start with an annual rental fee of \$4,200 and would increase over the period of the lease agreement to \$5,400 at the end of the five-year period. Mrs. McBean-Clairborne asked if the Request for Proposals included areas outside of the County. Mr. Rudy provided the information after the meeting; due to the nature of the service, the request was only locally advertised.

RESULT:	RECOMMENDED [UNANIMOUS]
MOVER:	<b>Leslyn McBean-Clairborne, Member</b>
SECONDER:	<b>Pamela Mackesey, Member</b>
AYES:	<b>Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna</b>

WHEREAS, the airport's five-year lease of counter space for the provision of ground transportation services expired on April 30, 2010, and

WHEREAS, the Finance Department advertised a Request for Proposals and received one bid from Ithaca Dispatch, Inc., and

WHEREAS, said Ithaca Dispatch Inc. has provided the ground transportation service at the airport during the past five years, and

WHEREAS, said lease of counter space does not preclude any and all competing ground transportation companies from providing ground transportation, subject to such companies adhering to airport rules and regulations and paying the ground transportation fee, as set forth and approved by the Legislature in Resolution No. 17 dated February 3, 2009, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the County Administrator be authorized to sign a three-year agreement with Ithaca Dispatch Inc., with an option to renew for a further two years, for the period May 1, 2010 through April 30, 2013.

**SEQR ACTION: TYPE II-20**  
(No further action required)

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**Airline Merger**

In response to a question regarding the recently announced merger between United and Continental Airlines, Mr. Rudy said he believes it would help the airport provide additional travel locations.

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**Facilities**

Capital Payment Summary Report 4/20/10 (DOC ID: 1984)

The Committee received the report and were provided the following information:

- Old Courthouse Structural Monitoring – following a period of monitoring stress-cracks within the structure, it has been determined they are old cracks and the building is not showing signs of

movement. As a result, work will begin on the repair design drawings. The cracks will continue to be monitored to determine no shifting occurs due to weather/temperature changes.

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**Solid Waste Division**

**Resolution (DOC ID: 1992): Authorizing the Filing of an Application to New York State for the Household Hazardous Waste (HHW) State Assistance Program and Signing of the Associated State Contract, Under the Appropriate Laws of New York State.**

Ms. Eckstrom said grants for this purpose had been received in the past, and due to the difficulties at the State level the Division has been unable to file an application until now. In addition, the State owes the Solid Waste Division funds for a previous Household Hazardous Waste grant as well as other educational programs. [They are now sending approximately \$60,000, for six years, for the Household Hazardous Waste, which is \$1.50 of the annual fee]. The funds for the education grants have not yet been released by the State; if they do not reimburse the Solid Waste Division it may be necessary to reconsider programming.

Mr. Riley said the grant will be between \$45,000-\$55,000 for one year. In response to Mr. Lane's question, Ms. Eckstrom said there are six collection events per year, with 150-180 vehicles. Although it is necessary to call ahead to participate, the experience has been that the number of "walk-in" individuals equals those who have called but do not attend. She is hoping to expand the events and have a paint exchange event in the future.

RESULT:	RECOMMENDED [UNANIMOUS]
MOVER:	<b>Leslyn McBean-Clairborne, Member</b>
SECONDER:	<b>Michael Lane, Member</b>
AYES:	<b>Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna</b>

WHEREAS, the State of New York provides financial aid for household hazardous waste programs, and

WHEREAS, Tompkins County has examined and duly considered the applicable laws of the State of New York and deems it to be in the public interest and benefit to file and application under these laws, and

WHEREAS, it is necessary that a Contract by and between the State of New York and Tompkins County be executed for such aid, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the filing of an application in the form required by the State of New York in conformity with the assurances contained in said application is hereby authorized,

RESOLVED, further, That the Tompkins County Solid Waste Manager or her designee is directed and authorized as the official representative of Tompkins County to act in connection with the application and to provide such additional information as may be required and to sign the resulting contract if said application is approved by the State,

RESOLVED, further That Tompkins County agrees that it will fund the entire cost of said household hazardous waste program and will be reimbursed by the State for the State share of such costs,

RESOLVED, further, That five (5) certified copies of this resolution be prepared and sent to the New York State Department of Environmental Conservation (NYSDEC) together with a complete application,

RESOLVED, further, That this resolution shall take effect immediately.

**SEQR ACTION: TYPE II - 20**

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Finger Lakes ReUse E-Center (DOC ID: 1950)

Ms. Eckstrom spoke of having been part of the planning group for the Finger Lakes ReUse Center. The Center accepts unwanted household and construction item donations and sells them to the public. This effort, under the very capable leadership of Diane Cohen, has been very successful and has expanded from retail sales to deconstruction and now the opening of the E-Center. The Reuse E-Center, located adjacent to the ReUse Center in the Triphammer Mall, accepts used computer equipment for resale at a nominal cost (\$100-\$250). They provide “data-wiping”, repairs, and training in computer use. The coordinator for the center is very enthusiastic and innovative and has been able to fund a part time promotional person. Ms. Eckstrom said Cornell University and Ithaca College are utilizing the center and Mr. Thaler, owner of the building, is supporting the opening of the center by offering a reduced rental fee for the first six months of operation.

Ms. Kiefer suggested copies of the brochure be placed in laundromats. *Ms. Eckstrom will send a supply to the Legislature for their use as well.*

Ms. Robertson spoke of the E-Center filling a need that previously was done by Babbage’s Basement at the Sciencenter. Ms. Eckstrom agreed and noted that Richard Entlich of the Cornell University Libraries is assisting with youth training at the Center.

Ms. Eckstrom said the Re-Use Center had approximately 40-50 tons of material diverted in their first year of operation; it is estimated that with the E-Center open the number would increase to 100 tons of material diverted.

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Recycling Financial Summary First Quarter 2010 (DOC ID: 1951)

Ms. Eckstrom provided the Committee with a financial summary of the first quarter of 2010 for recyclables indicating the market has returned to almost normal levels. This is very positive news, showing revenues up \$100,000 in the first quarter. If the trend continues it will assist in providing the income that was lost last year when the market dropped. Ms. Eckstrom is hoping the increased revenue will replace the \$300,000 loss experienced in 2009.

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**Resolution (DOC ID: 1938): Amendment to Bylaws - Hillview Road Landfill Citizens Advisory Committee**

RESULT:	RECOMMENDED [UNANIMOUS]
MOVER:	<b>Pamela Mackesey, Member</b>
SECONDER:	<b>Leslyn McBean-Clairborne, Member</b>
AYES:	<b>Kiefer, Lane, Mackesey, McBean-Clairborne, McKenna</b>

WHEREAS, by Resolution No. 407 of 1990 established the Hillview Road Landfill Citizens Advisory Committee, and  
WHEREAS, Resolution No. 231 of 1993 approved the Committee’s Bylaws and Resolution No. 51 of 2004 amended the Bylaws, and

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WHEREAS, the Hillview Road Landfill Citizens Advisory Committee is comprised of residents who would be directly affected by the former Hillview Road Landfill making them a unique group, and WHEREAS, it is the desire of the Committee to amend Article 4, Section 5 to read: “No officer shall hold more than one office simultaneously”, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the Tompkins County Legislature approves the said amendments to the Hillview Road Landfill Citizens Advisory Committee.

**SEQR ACTION:** TYPE II-20

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**Executive Session - Litigation and Negotiations**

It was MOVED by Mr. McKenna, seconded by Mr. Lane, and unanimously adopted by voice vote, to enter into an executive session to discuss litigation and negotiations. An executive session was held from 11:02 p.m. to 12:05 p.m.

Ms. Mackesey was excused at this time (11:11 a.m.).

Mrs. McBean-Clairborne was excused at this time (11:36 a.m.).

The following motion was made in executive session.

It was MOVED by Mr. Lane, seconded by Mr. McKenna, and unanimously adopted by voice vote by members present, to authorize the Solid Waste Director to pursue negotiations on the alternate proposals for the Recycling and Solid Waste Facility. MOTION APPROVED.

**Deposit Bottle Information**

Members of the Committee were provided with information regarding the feasibility of a deposit bottle return area at the Recycling and Solid Waste Facility. *This information will be discussed further at a future meeting.*

**Adjournment**

On motion, the meeting adjourned at 12:08 p.m.

*Respectfully submitted by Karen Fuller, Deputy Clerk.*