

WARREN COUNTY BOARD OF SUPERVISORS

COMMITTEE: DPW

DATE: MAY 29, 2007

COMMITTEE MEMBERS PRESENT:	OTHERS PRESENT:
SUPERVISORS BELDEN	WILLIAM LAMY, DPW SUPERINTENDENT
BENTLEY	GEORGE VAN DUSEN, PROJECT ENGINEER
STEC	HAL PAYNE, COMMISSIONER OF ADMINISTRATIVE & FISCAL SERVICES
GERAGHTY	JOAN SADY, CLERK OF THE BOARD
MERLINO	SUPERVISORS GABRIELS
	SOKOL
COMMITTEE MEMBERS ABSENT:	F. THOMAS
SUPERVISORS HASKELL	VANNESS
MASON	MAURY THOMPSON, <i>THE POST STAR</i>
	AMANDA ALLEN, LEGISLATIVE OFFICE SPECIALIST

Mr. Belden called the meeting of the DPW Committee to order at 9:30 a.m.

Motion was made by Mr. Geraghty, seconded by Mr. Bentley and carried unanimously to approve the minutes of the May 1, 2007 Committee meeting.

Privilege of the floor was extended to William Lamy, DPW Superintendent, who distributed copies of the agenda to the Committee members, a copy of which is on file with the minutes.

Beginning with the new business portion of the agenda, Mr. Lamy apprised that the first item listed referred to the Budget review. He reminded the Committee members that during their May 1st meeting they had discussed the possibility of overages in the overtime salary codes due to severe weather in April and the Municipal Center fire. Mr. Lamy directed the Committee members to the Expense Budget Performance Report, which reflected that due to unanticipated events the overtime budget had been exceeded by \$23,075.67, year-to-date. He said that he intended to use this information in negotiating the formation of the 2008 Budget to include allowances for increased overtime costs. Mr. Lamy stated that in the past they had attempted to keep the overtime budgeted at a no cost increase and although he had made every attempt to use overtime funding wisely, he felt that it was time to include extra funding in the overtime budget codes for snow removal as the County habitually endured severe weather during the winter season.

Mr. Belden stated that it was his hope that the months of November and December would be mild and not requiring additional overtime costs, in which case they might be able to shift funding from one code to another to account for the overages already incurred. He said that if Mr. Lamy's Department did face the need for additional overtime costs in the remaining winter months of 2007 they would have to deal with those costs accordingly and the Committee was in agreement with Mr. Belden's statement.

Mr. Lamy pointed out that the Expense Budget Performance Report also reflected overages in overtime under the Traffic Control code. He said that although only a small portion of funding had been budgeted for this Code, he had been asked to specifically detail what these funds were used for. Mr. Lamy explained that in researching the matter, he had determined that the Traffic Control staff responded to emergencies through the winter months as well; however, these were not considered snow and ice charges. He expounded that during occurrences such as flooding, the Traffic Control staff was dispatched to place barricades at the affected areas. A specific example, Mr. Lamy stated, was an instance which occurred on Call Street during an ice storm over the past winter, where a large truck had slid off of the road destroying a number of telephone poles, and the Sheriff's Office had contacted DPW for assistance in barricading the road as the local emergency vehicles were unavailable due to other accidents in the area. In addition, he noted, this crew was also responsible for responding to downed traffic signs, stop signs in particular, whether knocked down by snow plows or accidents. Mr. Lamy apprised that in the event of a downed stop sign the crew was required to respond immediately to erect a sign regardless of the time, while other traffic signs were replaced during normal working hours. He said that the Traffic Control overtime costs were the results of overtime figures submitted by three DPW employees and totaled approximately 30 hours.

Proceeding with the next new business item listed, Mr. Lamy advised that pages four and five of the agenda were photographs of work being completed by the DPW crews in assistance to the Town of Lake Luzerne. He said that they had been rebuilding a portion of the Town's main street to facilitate appropriate on-street parking. Mr. Lamy explained that there had been plenty of room between the sidewalk and the road to allow for the proper widening of the street. He said that in cooperation with the Town of Lake Luzerne's Parks & Recreation crews, the DPW crews had moved the street curb back and installed temporary paving on one side of the street. Mr. Lamy stated that the Town's Parks & Recreation crews would continue to work on the project, making the same improvements to the opposite side of the street; unfortunately, however, he said that he had been forced to move the DPW crew to another County road project to maintain the summer project schedule. Mr. Lamy apprised that the DPW had been working on this project for several weeks and it was progressing nicely. He said that a DPW crew would return to the site later in the summer to finish the paving and striping of the street.

Mr. Merlino agreed that the project was coming along very nicely and he voiced his appreciation of the assistance the Town of Lake Luzerne had received from the County, Mr. Lamy and the DPW crews.

Mr. Lamy stated that the next agenda item referred to a notice of intent to fill the vacant position of Highway Construction Supervisor II #4. He explained that the position had previously been held by Bill Breen, whom had served the County for 29 years, and Mr. Lamy voiced his appreciation for the services provided by Mr. Breen. Mr. Lamy explained that Mr. Breen had been placed on disability retirement and was now officially retiring. He said that any additional compensation due to this employee had been granted through his accumulated vacation time and he noted that this position was currently being filled by another employee who had been performing the work and being

paid out of title since January 1, 2007 when the Personnel Committee had taken such action. Mr. Lamy stated that it was his recommendation that this employee be promoted to fill the vacant Highway Construction Supervisor II #4 position on a provisional basis.

Mr. Lamy noted that the agenda included a second notice of intent to fill the vacant position of Heavy Equipment Operator #9, as this was the position that would be vacated by the employee being promoted to the position of Highway Construction Supervisor II #4. He stated that due to upcoming retirements he would be presenting several such requests to the Committee, as he intended to promote from within to fill as many positions as possible prior to hiring new employees. Mr. Lamy stated that neither of these requests would result in the hiring of new employees and would keep the Department at its current staffing level to complete the work schedules approved by the Committee.

Mr. Belden asked if funds were available within the DPW Budget to facilitate this promotion and Mr. Lamy replied affirmatively.

Hal Payne, Commissioner of Administrative & Fiscal Services, noted that justification was needed for both personnel requests and Mr. Lamy apologized for the lack thereof and noted that he would provide this information as quickly as possible.

Motion was made by Bentley, seconded by Mr. Merlino and carried unanimously to approve both the request to fill the vacant position of Highway Construction Supervisor II #4, vacated due to retirement, and the position of Heavy Equipment Operator #9, vacated due to promotion, and refer same to the Personnel Committee. *Copies of both Notices of Intent to Fill Vacant Position forms are of file with the minutes.*

Mr. Lamy explained that the next Agenda item was the MS4 Stormwater Annual Report which was a program that Warren County had entered into with adjoining municipalities. He introduced George Van Dusen, Assistant Engineer, who was asked to give a short briefing of the stormwater project, as required by NYSDEC (New York State Department of Environmental Conservation) on an annual basis.

Privilege of the floor was extended to Mr. Van Dusen, who explained that the stormwater project was based on a five-year term which began in 2003 and would require full compliance in 2008. He apprised that the County was faced with two issues respective to the project, the first of which was how to come into compliance at the close of the project, and secondly, the remaining items required for submission to NYSDEC to receive grant funding to recoup the administrative costs incurred surrounding the project.

Mr. Van Dusen apprised that with respect to the compliance issues, one of the requirements set forth by NYSDEC was the implementation of a local law and the adoption of a Departmental policy subsequent to the project's completion. He said that the local law could prove to be a bit of a

concern as it contained language substantiating the creation of a Stormwater Management Officer position that would be responsible for the detection and enforcement of stormwater violations. Although simple language for the proposed local law had been provided by NYSDEC, Mr. Van Dusen advised that pursuant to review by Mr. Lamy and the County Attorney's Office, it had been deemed prudent for the Committee to extensively review the verbiage of the local law and its implications before adopting it. However, he pointed out, the local policy required was much less worrisome because it would control actions made by the County only, and would pertain primarily to the County's projects. Mr. Van Dusen advised that these projects would essentially consist of erosion and sediment control for construction projects and post-construction monitoring to be sure that those efforts were successful.

With regard to the grant application made in 2006 for funding in the amount of \$9,000 to cover the administrative costs of the implementation of these projects, Mr. Van Dusen advised that it was necessary to report back to NYSDEC on the status of the project, because discussions were still being held with respect to the matter. He noted that a product of the meeting would be the completion of the annual requirement for public discussion with respect to the progress of the project, and the minutes of the meeting would be provided to satisfy the requirement. Mr. Van Dusen stated that in order to receive the grant funding sought, confirmation that the County was still willing to complete the project was necessary in the form of a municipal resolution, language for which was provided, and must designate the authorization of an executive officer for signature, as well as agree that the municipality would guarantee its portion of the project funding to be provided within twelve months and that the resolution would take effect immediately. One certified copy of the resolution must be forwarded to NYSDEC upon adoption and would become the framework required for the contract, allowing the County to receive the funding desired, Mr. Van Dusen explained.

Mr. Lamy asked if any official action was necessary to proceed with the project or grant process and Mr. Van Dusen replied in the negative. Mr. Lamy apprised that Mr. Dusek had been consulted on the matter and it was his suggestion that the Committee be notified of the necessities of the project; however, the matter was under review by the County Attorney's Office. He stated that the County did not want to be the leading entity of stormwater regulation within County government and Mr. Dusek was researching the matter thoroughly to be sure that they were not accepting responsibility for something that might belong at another level of Government. Mr. Lamy advised that the reason for the discussion, and Mr. Van Dusen's presentation, was simply to certify that the grant requirements had been met by discussing the progress of the project publicly. He said that they would return to the Committee with further information upon the completion of Mr. Dusek's investigation of the matter.

Mr. Belden agreed that further research of the project and its requirements was required prior to making any further decisions, as it seemed to be a project that could become costly for the County once implemented.

Discussion ensued with respect to the matter.

Returning to the agenda review, Mr. Lamy advised that the next agenda item pertained to a

resolution request to authorize the submission of a grant application to NYSEMO (New York State Emergency Management Office) for the purpose of developing an all-hazard mitigation plan. He reminded the Committee that approximately two years ago John Farrell, formerly of the Office of Natural Disaster and Civil Defense, had received direction from NYSEMO to apply for the same grant funding; however, the Committee had not been favorable to the direction at that time as no Federal or State funding had been received to aid with the costs of the flooding that had occurred during the summer of 2005, and they felt it unlikely that funding would be received for the mitigation plan. Mr. Lamy said that in speaking with Amy Manney, of the Office of Natural Disaster and Civil Defense, he had been notified that the State had extended the deadline for grant application for the two remaining Counties that had not applied for the NYSEMO grant funding for an all-hazard mitigation plan, one of those being Warren County.

Mr. Lamy stated that the resolution request included in the agenda entailed no other obligation to the County other than to complete the grant application, which required Chairman Thomas' signature, prior to the extended deadline date of June 1, 2007. He pointed out that because the deadline was prior to the next Board meeting, the resolution needed would actually be ratifying the actions taken by the Chairman in signing the grant application to meet the necessary deadline. Mr. Lamy noted that once the grant application was submitted they would receive more information as to the cost sharing aspects of the program; however, he said, he had no inclination as to what the cost for such program would be, although, Ms. Manney was researching the costs incurred by surrounding Counties in association with the program.

Mr. Van Dusen clarified that an all-hazard mitigation plan would entail the development of an eight or ten member panel that would meet in a Committee setting to discuss what the County's hazards were. He said that the intent of NYSEMO was to identify these hazards in advance to save funding by eliminating the chance of repeated events from occurring.

Mr. Belden asked if the program could be implemented in every Department for events such as the recent fuel spill on Gore Mountain and Mr. Van Dusen replied that NYSEMO funding could only be used for declared natural disasters and would not apply to pollution cases such as the one cited by Mr. Belden.

Discussion ensued.

Motion was made by Mr. Bentley, seconded by Mr. Geraghty and carried unanimously to authorize the submission of a grant application to NYSEMO for the development of an all-hazard mitigation plan prior to the grant deadline date of June 1, 2007 and to ratify the actions of Chairman Thomas for signing such and the necessary resolution was authorized for the June 15th Board meeting. *A copy of the request is on file with the minutes.*

Mr. Lamy advised that prior to Mr. Van Dusen's departure he would like to skip ahead to one of the referral items listed in the agenda, in the event that Mr. Van Dusen might have some input with respect to the matter. Mr. Lamy directed the Committee to page 45 of the agenda wherein item number ten outlined that at their May 1st meeting the Committee had authorized the Chairman of

the Board to sign an easement for drainage improvements along Diamond Point Road. He said that he wished to withdraw the request for an easement as after the engineering staff had worked to find a suitable location for groundwater infiltration the property owner of the parcel was seeking far more money than what the Real Property Tax Services had appraised the property for. He said that unfortunately they were not able to postpone the project for another year because the pavement had deteriorated and he suggested that upon paving the road, the pavement be milled down to create an adequate gutter to maintain the stormwater issue, thereby eliminating the need to cross any private property for the time being.

Mr. Van Dusen stated that because they had incurred some engineering costs in researching the matter, he had made an inquiry to NYSDEC with respect to the possibility of increasing the amount of grant funding received to cover these additional costs. He said that in order to follow NYSDEC procedures he had also inquired as to whether they would require additional documentation of the costs for an increase to the grant funding; however, Mr. Van Dusen said that he had received no response. Mr. Lamy added that they had also requested counsel on whether or not they might be allowed to shift the grant funding to troublesome issues occurring in other County projects.

Mr. Belden said that by milling the road to create a gutter, the road would actually be lower than its shoulder and he asked what would happen if a snowplow were to hit the shoulder. Mr. Lamy replied that Brian Humphrey, Deputy Superintendent of Public Works, had reviewed the specifics of this procedure and it was his opinion that although it was not the best solution, it would suffice for the time being. Mr. Lamy stated that the only other alternative was to install NYSDEC catch devices at the end of the road; however, he said, these devices had been researched and deemed inadequate for the volume of stormwater run-off on this road.

Discussion ensued.

Mr. Van Dusen left the meeting at 9:57 a.m.

Resuming agenda review, Mr. Lamy directed the Committee to page fourteen of the agenda which reflected the container cover that he wished to purchase. He reminded the Committee that funds had been budgeted for the purchase of containers and he said that he preferred to use a portion of those monies to purchase the container cover, rather than an additional container. Mr. Lamy said that the containers were used by both the County and the Towns and he was requesting permission to proceed with the purchase. He noted that Mr. Humphrey was working with Julie Pacyna, Purchasing Agent, on the purchase which might require a bidding process if a certain cost threshold was reached.

Mr. Belden asked what the cost of the cover was and Mr. Lamy replied that it was approximately \$6,000.

Motion was made by Mr. Bentley, seconded by Mr. Merlino and carried unanimously to authorize Mr. Lamy to proceed with the purchase of a container cover with funds already budgeted for the purchase of containers.

Mr. Lamy apprised that the remainder of the new business items pertained to Capital Projects and he noted that over the past month he had been busy transferring documents between the various consultants, NYSDOT (New York State Department of Transportation) and the County, some of which was being returned in a timely fashion, regardless of a shortage of staffing at NYSDOT, and others were taking longer than anticipated to be returned. He said that at the prior months meeting, three resolution requests authorized by the Committee had been pulled prior to the May 18th Board meeting because their respective Master Agreements had not been received from NYSDOT. Mr. Lamy noted that some of the requests included in the agenda might suffer the same fate if the Master Agreements were not received prior to the June 15th Board meeting; however, he said, he had scheduled a meeting with NYSDOT on May 30th to address issues with the Capital Projects.

Mr. Lamy stated that page fifteen of the agenda began the documentation supporting his request for authorization of a Master Agreement relating to the construction of the Padanarum Road Bridge. He directed the Committee to page nineteen of the agenda which indicated that State funding had not been allocated for this project. Mr. Lamy advised that it was important to remember that historically, State funding had always been received for these projects; however, it was not granted until the Marchiselli funding was received, and was sometimes delayed. As in all similar cases, Mr. Lamy stated, the County would be required to initially fund the up-front costs of the project, receiving reimbursement on the State and Federal levels as the project progressed. He noted that the State portion of the funding had been previously estimated at 15% and he said that during his upcoming meeting with NYSDOT he would question when the County could expect final documentation reflecting the amount of State funding granted for the project.

Mr. Belden asked if Committee action was necessary to proceed with this project and Mr. Lamy replied that a resolution was necessary to authorize the implementation of the Master Agreement, as per the sample resolution included in the agenda.

Motion was made by Mr. Bentley, seconded by Mr. Geraghty and carried unanimously to approve the request to implement a Master Agreement with NYSDOT respective to the Padanarum Road Bridge project, and the necessary resolution was authorized for the June 15th Board meeting. *A Copy of the documentation supporting this request is included with the minutes.*

Mr. Lamy apprised that page twenty of the agenda included a request to amend the existing contract with Earth Tech Northeast, Inc. in the amount of \$442,875 for engineering fees associated with the reconstruction of the Milton Street Bridge in the Town of Warrensburg. He said that the majority of the funds indicated were for revisions in design, property acquisition maps and historical documentation required for the project. Mr. Lamy noted that this was another instance where funds were not available within the Capital Project to advance the additional costs and, as such, they would have to wait for the receipt of the amended Master Agreement prior to disbursing any funds. He said that he would ask the Committee to approve the request to advance the process with the knowledge that if the amended Master Agreement was not received prior to the June 15th Board meeting, the resolution would not be presented for Board Approval.

Motion was made by Mr. Merlino, seconded by Mr. Stec and carried unanimously to amend the

existing contract with Earth Tech Northeast, Inc. in the amount of \$442,875 for additional engineering fees associated with the reconstruction of the Milton Street Bridge in the Town of Warrensburg, pending the receipt of the amended Master Agreement, and the necessary resolution was authorized for the June 15th Board meeting. *A copy of the request is on file with the minutes.*

Moving to the next agenda item, Mr. Lamy stated that he had included a request to establish a Capital Project for the reconstruction of County Routes 51 and 6 (Beach Road), located in the Town and Village of Lake George. He noted that at its completion, the total project cost would be in the neighborhood of \$4.5 million and 80% Federal funding was expected. Mr. Lamy apprised that 15% State funding on construction had been granted; although, the 15% of engineering fees had not been promised as of yet. The resolution request included in the agenda, Mr. Lamy explained, was to establish the Capital Project in the amount of \$127,000 for preliminary work in establishing the project.

Mr. Belden noted that a portion of the Beach Road was located on NYSDEC property and they should be contacted to share in a portion of the project's engineering costs. Mr. Lamy replied that NYSDEC had agreed to participate in the project and a cost sharing agreement had to be arranged. He added that he would be speaking with Mr. Dusek to determine an appropriate arrangement for this issue.

Motion was made by Mr. Geraghty, seconded by Mr. Stec and carried unanimously to approve the request to establish a Capital Project in the amount of \$127,000 for the preliminary work necessary to establish reconstruction of County Routes 51 and 6 (Beach Road) in the Town and Village of Lake George, and refer same to the Finance Committee. *A copy of the request is on file with the minutes.*

Mr. Lamy advised that the next new business item referred to a request for a resolution to approve a Master Agreement for the Beach Road project, a sample copy of which was included in the agenda, beginning on page 24. He added that page 29 reflected the breakdown of project costs, which outlined that the Federal Share would be \$101,600 and the balance of \$25,400 would be the Local Share. Mr. Lamy stated that as of yet, no State Marchiselli funding had been earmarked for the project; however, it was his assumption that the Local Share costs would be contributed to by NYSDEC, as they owned a portion of the property involved in the project.

Motion was made by Mr. Geraghty, seconded by Mr. Merlino and carried unanimously to approve the request for a resolution to authorize execution of a Master Agreement for the reconstruction of County Routes 51 and 6 (Beach Road) in the Town and Village of Lake George, and the necessary resolution was authorized for the June 15th Board meeting. *A copy of the request is on file with the minutes.*

In relation to the Beach Road reconstruction project, Mr. Lamy explained that on page 30 of the agenda was a request for a new contract with Barton & Loguidice, P.C. in the amount of \$127,000, for engineering scoping services. He said that he had developed a summarized accounting of the proposal given by Barton & Loguidice, P.C., and a copy of that documentation was included in the

agenda beginning on page 33. Mr. Lamy apprised that the proposal essentially included the early scoping, data collection and project formulation aspects of the process.

Mr. Belden asked if the Beach Road reconstruction project would involve stormwater issues and Mr. Lamy replied affirmatively. Mr. Belden asked Mr. Lamy to notify all interested parties of the stormwater issues to keep them abreast of the status of the project.

Motion was made by Mr. Bentley, seconded by Mr. Geraghty and carried unanimously to approve the request for a new contract with Barton & Loguidice, P.C. in the amount of \$127,000 for engineering scoping services with respect to the Beach Road reconstruction project and the necessary resolution was authorized for the June 15th Board meeting. *A copy of the request is on file with the minutes.*

Mr. Lamy apprised that the next resolution request, included on page 36 of the agenda, was a request for an amendment to the contract held with Clough, Harbour & Associates, LLP in the amount of \$198,000 for preliminary and final bridge design services for the Harrington Road Bridge located in the Town of Johnsburg. He directed the Committee to page 38 of the agenda which reflected a breakdown of costs and he noted that this was another instance wherein he had filed for an amendment to the Master Agreement; however, the amended Agreement had not been received from NYSDOT. Mr. Lamy stated that the contract with Clough, Harbour & Associates, LLP would not be completed until the Master Agreement was received from NYDOT certifying the amounts pledged for the project.

Mr. Belden asked if a Capital Project had been opened for the Harrington Road Bridge project and Mr. Lamy replied affirmatively. Mr. Lamy expounded that once the Master Agreement was received he would present a request to increase the appropriate Capital Project, as well as a request to approve the Master Agreement by resolution. He reiterated that until both of these steps had been taken the contract with Clough, Harbour & Associates, LLP would not be signed.

Motion was made by Mr. Geraghty, seconded by Mr. Bentley and carried unanimously to approve the request to amend the existing contract with Clough, Harbour & Associates, LLP in the amount of \$198,000 for preliminary and final bridge design services relating to the Harrington Road Bridge in the Town of Johnsburg, pending the receipt of the amended Master Agreement, and the necessary resolution was authorized for the June 15th Board meeting. *A copy of the request is on file with the minutes.*

The final item of new business listed, Mr. Lamy advised, was a request to increase the existing Capital Project H.199.9550 280, Corinth Road Reconstruction, in the amount of \$370,000 for engineering costs and \$1,890,483 for right of way incidentals and acquisitions. He added that these funds would be transferred from Code A.9950 910 (Transfers-Capital Projects) and the NYSDOT Master Agreement. Mr. Lamy reminded the Committee members that during the prior months meeting they had approved the request to increase the Capital Project in the amount of \$370,000 for engineering costs; however, because he had not received the amended Master Agreement prior to the May 18th Board meeting the resolution had not been included in the May 18th Board meeting agenda. Since

that meeting, Mr. Lamy apprised, he had discovered that the right of way incidentals and acquisition costs had not been included in the request for an amended Master Agreement. He said that he had immediately forwarded this information to NYSDOT for the inclusion of the additional \$1,890,483 for right-of-way incidentals and acquisitions costs, and he was awaiting response from NYSDOT. Mr. Lamy added that although he anticipated receipt of the amended Master Agreement prior to the June 15th Board meeting, the resolution would not be presented for Board approval in the event that it was not received.

Mr. Lamy stated that because there were so many ongoing Capital Projects in progress it had been an arduous task to maintain them appropriately and keep their respective Master Agreements current. He said that it was his feeling that once the Master Agreement update process had been completed and the projects were turned over to the Engineers, the amount of Committee action needed would decrease significantly.

Motion was made by Mr. Stec, seconded by Mr. Merlino and carried unanimously to approve the request to increase existing Capital Project H.199.9550 280, Corinth Road Reconstruction, in the amount of \$370,000 for engineering and \$1,890,4483 for right of way incidentals and acquisition costs, pending the receipt of the amended Master Agreement, and refer same to the Finance Committee. *A copy of the request is on file with the minutes. (Note: the request to increase the Capital Project in the amount of \$370,000 for engineering services was approved by the Finance Committee on May 9, 2007.)*

Mr. Bentley asked if the \$370,000 in engineering fees was the total for the entire project and Mr. Lamy replied that these were simply the fees to get to the construction phase of the project. He added that these were the most accurate figures available to date; however, subsequent to his upcoming meeting with NYSDOT he should receive appropriate information to fine tune the numbers available. Mr. Belden asked if all of the prior State and Federal funding promised was still in place for the Corinth Road reconstruction project and Mr. Lamy replied that to the best of his knowledge, it was.

Discussion ensued.

Proceeding to the old business portion of the agenda, Mr. Lamy advised that the first of the two items listed pertained to a request previously made by NYSDOT for permission to use County roads as a detour route during their reconstruction of a section of State Route 149. He said the construction would occur in 2009 and NYSDOT was requesting the agreement of Warren County to designate Bay and Quaker Roads as the specified detour route during that time. Mr. Lamy reminded the Committee that they had discussed this issue at the prior month's Committee meeting; however, he said, he had not been aware that NYSDOT was requesting an official agreement from the County, as the project was not scheduled to begin until 2009. In speaking with the NYSDOT Project Coordinator, Mr. Lamy stated he had been advised that they preferred formal confirmation by the County in the near future because as the project plans advanced, they needed to know where the detour route would be. Mr. Lamy noted that a map of the proposed detour route was included in the agenda.

Mr. Belden pointed out that if large vehicles and trucks were going to be using these County roads as the designated detour, damage might be caused and he stated that NYSDOT should be held responsible for any necessary repairs. Mr. Stec stated that during prior emergency occurrences necessitating the use of a detour route, he had received complaints from local residents stating that large trucks and vehicles were using smaller side roads as opposed to the specified detour route and such roads were not intended for use by these larger vehicles. However, Mr. Stec noted, he did not feel that this would be an issue with the detour proposed by NYSDOT, as it was his assumption that the majority of the traffic would use the detour only to reach I-87 rather than following the entire route to return to State Route 149. Mr. Lamy agreed with this statement, adding that except for those cases where the large vehicles were servicing businesses located in the vicinity of the detour, he felt the majority of the traffic would make use of I-87 for their travel. Mr. VanNess suggested that it might be a good idea to weight post all of the secondary roads to keep those heavier vehicles off the roads not intended for their use.

Mr. Belden asked Mr. Lamy to address the idea of written documentation requiring NYSDOT to make repair to any County road used for detour purposes at his upcoming meeting and Mr. Lamy stated that he would be sure to do so.

Mr. Payne pointed out that the resolution presented to the Committee identified the Route 149 reconstruction to be occurring in 2008 while Mr. Lamy had indicated that it was to begin in 2009 and he asked for clarification. Mr. Lamy replied that the construction was to begin in 2009 as he had mentioned earlier and he apologized for any confusion caused by the error.

Motion was made by Mr. Stec, seconded by Mr. Geraghty and carried unanimously to consent to the proposal made by NYSDOT to designate Bay and Quaker Roads as the detour route during their reconstruction of a portion of State Route 149 in 2009 and the necessary resolution was authorized for the June 15th Board meeting. *A copy of the request is on file with the minutes.*

Mr. Lamy advised that the second old business item was respective to the listing of referrals from prior Committee meetings included on page 45 of the agenda which he outlined as follows:

- 1) Mr. Lamy said that he had nothing to report for the first referral item listed which pertained to the status of an ongoing inventory of the County for areas lacking radio service;
- 2) With respect to the status of the inventory of meter boxes along the Corinth Road Corridor being conducted by the Town of Queensbury to determine what additional action might be needed prior to final right of way negotiations, Mr. Lamy said that this project was well under way, although not quite complete. He said that contact had been made with many property owners resulting in offers for right-of-way acquisitions;
- 3) Mr. Lamy stated that during a prior Committee meeting he had been directed to research the costs of adding fuel metering systems to County fuel farms in comparison to adding platform style steps at each location. He apprised that members of his staff were working closely with Julie Pacyna, Purchasing Agent, to determine the costs of

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- the metering system, which they had decided was preferable over the platform style steps. Mr. Lamy said that he anticipated receiving the results of this study in the near future and said that he hoped to provide an assessment of the number of meters that could be purchased with the funds budgeted. Mr. Lamy said that in light of the fact that there had been no fuel leakage at County fuel farms and that they were making a valid effort to update the systems, he said that he anticipated NYSDEC's authorization of an extension to the time allotted for necessary updates to the fuel farm systems;
- 4) With respect to the consultation with NYSDOT pertaining to the possible conveyance of Tax Map Parcel #118.10-1-33 in the Town of Johnsuburg, Mr. Lamy apprised that he was currently working with the County Attorney's Office on the issue;
 - 5) Mr. Lamy stated that this item pertained to an update on the Budget Performance Report, which had been completed at the beginning of the Committee meeting;
 - 6) Mr. Lamy advised that the referral from the Real Property Tax Services Committee relating to the erection of signage on County-owned property had been addressed and should be removed from the referral list;
 - 7) With respect to a prior referral made by the Committee to refer the Travel Policy back to the Committee from which it had originated to clarify that it did not include daily trips pertinent for the course of business, Mr. Lamy said that this issue had been resolved and he asked that it be removed from the listing of referral items;
 - 8) Mr. Lamy stated that during a prior meeting Mr. Caimano had made a request for a detailed accounting of the CHIPS funding received; however, he said, he was not sure exactly what information was sought and he would have to discuss the request more thoroughly with Mr. Caimano. Mr. Lamy noted that the County had received approximately \$10,000 more in CHIPS funding than they had originally anticipated and Joan Sady, Clerk of the Board, advised that Mr. Caimano was requesting a comparison of the CHIPS funding anticipated in relation to what was received and Mr. Lamy had fulfilled that request. As the request had been appeased, Mr. Lamy noted that the item could now be removed from the referral listing;
 - 9) Referring to the direction previously given by the Committee to authorize an RFP (Request for Proposal) for auctioneer services relative to the County Auction, Mr. Lamy stated that he had been working closely with Mrs. Pacyna to develop the RFP, which should be completed prior to the next Committee meeting;
 - 10) Mr. Lamy stated that this item had been addressed earlier in the meeting as the request to authorize the Chairman to sign an easement for drainage improvements along Diamond Point Road had been withdrawn and he asked that it be removed from the referral list;
 - 11) The final item, pertaining to an update of the DPW Expense Budget Performance Report and overages in overtime codes, had also been addressed at the start of the meeting and could be removed from the listing of referral items, Mr. Lamy advised.

As his agenda review was complete, Mr. Lamy stated that he had nothing further to present to the Committee for discussion.

Mr. Merlino apprised that he was also having a meeting with NYSDOT, relative to notice he had received from them that the bridge crossing the Hudson River between the Towns of Hadley and Lake Luzerne would be replaced in 2009 and they wished to use East River Drive, which was a County road, as the designated detour. He said that during this meeting he intended to request paving of East River Drive at NYSDOT expense and the reduction of the posted speed limit, justified by the fact that the flow of traffic on this road would be greatly increased by the implementation of the detour. Mr. Merlino stated that the bridge replacement had been estimated as a one-year project and Mr. Lamy noted that although the bridge replacement project was included in the NYSDOT five-year plan, he had not been specifically notified of the project.

Mr. Lamy noted that during a recent meeting with NYSDOT and AGFTC (Adirondack-Glens Falls Transportation Council), it had been expressed that NYSDOT was attempting to postpone many projects due to budget constraints. He stated that one of the projects NYSDOT wished to postpone was that of a bridge replacement project in the Town of Stony Creek and they wished to delay the project for 33 months. Mr. Lamy stated that he had vehemently objected to the delay, as plans had proceeded to simultaneously replace two bridges in the Town of Stony Creek, requiring the establishment of a temporary bridge as a detour. In an effort to compromise, Mr. Lamy noted that he had agreed to delay the Harrington Road Bridge project, in the Town of Johnsbury, in order to keep funding in place for the Stony Creek bridge projects.

As there was no further business to come before the DPW Committee, on motion made by Mr. Stec and seconded by Mr. Geraghty, Mr. Belden adjourned the meeting at 10:29 a.m.

Respectfully submitted,
Amanda Allen, Legislative Office Specialist