

Present: Committee Members - Legislator Maha, Klotzbach, Yunker and Clattenburg. Additional Legislators attendance: Legislator Torrey, Deleo, Hawley, Dibble, and Stein. Assistant County Attorney Paula Campbell, Legislature Clerk Lisa Casey, Assistant County Manager Tammi Ferringer, County Manager Matt Landers, Undersheriff Bradley Mazur, Highway Superintendent Tim Hens, Highway Assistant County Engineer Laura Wadhams, Planning Director Felipe Oltramari, Project Executive Mark Bollin with the Pike Company, The Batavian Reporter Joanne Beck and The Daily Reporter Brian Quinn.

The Public Service Committee Meeting was called to order at 5:05 p.m. on Wednesday, December 5, 2022 following the Human Services Committee Meeting by Committee Chair Maha. The meeting was held in the Legislative Conference Room of the Old Court House located at 7 Main Street.

Minutes of the November 14, 2022 Public Service Committee meeting were approved upon motion of Legislator Clattenburg seconded by Legislator Klotzbach, carried unanimously.

Jail update by : Mark Bollin – Project Executive

Project Safety

- The project has had no lost time accident or first aid cases this month.
- All contractors are abiding to OSHA Requirements

Contracts, Bonds, and Insurances

- There are no issues with Bonds or Insurance
- County paid the easement fee to National Grid last month, have not received any fees from National Fuel yet. We have contacted them several times – no response.
- An RFP is being developed for a Firm to provide 3rd Party Commissioning as required by NYS Energy Code. It is expected to be issued early 2023.

Storm Water Pollution Prevention Plan (SWPPP)

- No issues – biweekly inspections

Schedule

- No Significant Schedule changes from last month
- Project Substantial Completion Date: January 14, 2024 – no change
- Project Final Completion Date: March 15, 2024 – no change
- The Contractors and Pike update the schedule monthly tracking progress and interim milestones. The next milestone is the Structural Steel for the Admin Portion and work will complete about 1 week late. The snow delayed the structural inspection by 1 week.
- The masonry is currently ahead of schedule. The exterior masonry at the administration building is approximately 45% complete. All 4 PODS have the concrete installed for the precast cells that arrive in January.
- Genesee County, SMRT Architects, Pike walked the project on Wednesday Nov 28th to review the progress of the work and to review and discuss any quality or design issues. No quality issues were brought up.

Construction Progress Update

- Underground site and utilities:
 - Site contractor is mostly offsite for the winter. They are completing some small activities and snow plowing.
- Electrician, Genesee County and Pike and working with National Grid on Permanent

Power. Work should be starting in this week with the survey and then underground service to the transformers. Kaplan Schmidt is working with National Grid for any necessary inspections.

- Genesee County and Pike working with National Fuel for permanent gas line. We are waiting on return calls and emails to National Fuel.
- Plumbing Contractor is working on UG Utilities inside the foundations
 - Core 1- 98% Core 2 – 98% - Both areas will be ready for 1st Administration Pour on Dec 15.
 - All Pods UG work is complete. Waiting on cells to be installed.
 - Plumber has started installing roof drains in the structural steel at the Admin Building.
- Electrical Contractor is working on UG Utilities inside the foundations
 - Core 1- 98% Core 2 – 98% Both areas will be ready for 1st Administration Pour on Dec 15.
 - All PODS UG work is now complete until Precast cells are in place and crane is outside the building.
 - Electrical has installed temporary power and lights within the admin building.
 - Electrical has completed the communication duct bank from building 2 to the new jail
 - Electrical is working on overhead hangers
- Mechanical Contractor is working on overhead hangers for the piping and ductwork in the Admin Building.
- Masonry has Started for Cores 1 & 2 – The showers are complete and they are starting the corridor masonry.
- Structural Steel Core 1 – steel and decking are complete; Core 2 Structural Steel & Decking are 95% complete
- Roofing is starting next week at Core 1 of the Admin Building.
- Contractors are working on the MEP Coordination using a BIM Model (3D Model of Building) – this is approximately 80% complete. The design team is also participating in this coordination. This is going exceptionally well with all trades participating.
- Upcoming Work
 - Continue Masonry at Administration
 - Complete Structural Steel and start roofing at Administration
 - Prep for SOG at Administration
 - Prepare for Dry in of Administration
 - Continue enclosing the Admin Building and start Temp Heat (Mid December)

Project Schedule Disruptions

- We have lost 10.0 days due to weather – this is being tracked by Pike.

Project Cost

- Original \$57,272,800 + CME Testing (\$195,000) + 3rd Part Commissioning (\$TBD) = \$57,467,800
- Changes to Date: \$154,921; No changes this month.
- Current Contract Value \$57,622,721.

Change Management

- The project will be issuing revisions to the drawings and specifications based upon Owner Requested changes, revisions due to Request for Information or due to Submittal review. These revisions are issued as Supplemental Instruction to Contractors. As they are issued and sent to contractors, they will be evaluated for any cost and the Change Order Log will be updated as appropriate. To date, 42 SI's have been issued – several have been no cost, but they are issued to document contract clarifications or minor scope revisions.

Quality Control

- There are 9 quality issues that will be corrected by the contractors. 6 are closed and 3 are in progress by the contractor – to be completed in the Spring 2023.

Planning Director Felipe Oltramari spoke of the 2022 Genesee County Smart Growth Plan. County Water Resources Agency has reviewed the proposed 2022 revisions and voted to recommend adoption by the County Legislature. A Short Environmental Assessment Form (EAF) was completed in compliance with the State Environmental Quality Review Act (SEQR). The proposed 2022 revisions to the Smart Growth Plan is classified as an Unlisted Action, accepts the draft Short EAF, makes a determination that such revision does not pose any significant adverse impacts (Negative Declaration). Mr. Oltramari requested authorization of the Chair of the Legislature to sign all relevant documentation with respect to SEQR and requested to adopt the Genesee County Smart Growth Plan - 2022 Review Report. This was approved for placement on the next Legislature Agenda upon motion of Legislator Klotzbach seconded by Legislator Clattenburg, carried unanimously.

Undersheriff Brad Mazur requested an acceptance of grant funds through NYS Division of Homeland Security and Emergency Services which awarded Genesee County Domestic Terrorism Prevention Grant funding in the amount of \$172,413, which covers personnel, consultant and training costs associated with the development of a Threat Assessment and Management Team. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Klotzbach, carried unanimously.

Highway Superintendent Tim Hens and the Genesee County Attorney have prepared an Intermunicipal Agreement for the control of snow and ice and mowing on county highways. The Intermunicipal Agreements have been approved by Town Boards wishing to provide such services to the County under the terms of the Agreement. It was recommend to authorize to execute Intermunicipal Agreements for Snow & Ice Control and Mowing for 5-year terms through December 31, 2027 for the following Towns, Town of Alabama, Town of Alexander, Town of Bethany, Town of Byron, Town of Darien, Town of Elba, Town of Pavilion, Town of Pembroke, Town of Stafford. Also Mr. Hens recommended to execute Intermunicipal Agreements for Snow & Ice Control and Mowing for 1-year terms through December 31, 2023 with the following Towns as approved by their Town Board: Town of Bergen, Town of Le Roy, Town of Oakfield. The cost per mile for the 2023 snow and ice season is \$6,657 and the cost per mile for mowing is \$542. This represents a 14.3% increase in the rate for snow and ice over the 2022 season and an 8.0% increase in the cost for mowing. The County Road Fund budgets \$1,555,574.48 for contractual snow and ice control and \$121,505.56 for contractual roadside mowing. These contracts cover approximately 224 miles of the 260 miles of county roads. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Klotzbach seconded by Legislator Clattenburg, carried unanimously.

Highway Superintendent Tim Hens would like to authorize additional work with Union Concrete and Construction Corp. as part of the Darien Alexander Townline Rd Bridge Replacement Project. Requested authorization for a change order in the amount of \$9,088.58 for Union Concrete and Construction Corp for costs related to reconciliation of final installed quantities as compared to contractual quantities, as well as additional paving and tree removal.

The change order increases the total contract amount to \$727,652.58. There is a balance of \$151,866.62 left in the capital project to cover this change. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Klotzbach, carried unanimously.

Highway Superintendent Tim Hens requested a 2022 budget amendment for the Road Machinery account which will be over budget due to expenses incurred for fuel prices and the cost to repair equipment and purchases parts. The Road Machinery Fund is amended by an increase in revenue of \$82,000 from Road Machinery Fund Balance. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Clattenburg seconded by Legislator Klotzbach, carried unanimously.

Highway Superintendent Tim Hens stated Genesee County desires to obtain outside funding assistance in order to implement Phase 3 of the Countywide Water Program. Proposals have been reviewed for interested firms and conducted interviews for the purpose of obtaining strategic counsel and governmental relation assistance. After review, Mr. Hens requested to enter into a consultant agreement with Carpi & Clay for the purpose of providing strategic counsel and governmental relations in an amount not to exceed \$84,000. The consultant agreement is for \$7,000 per month and is funded from the Water Fund. The Water Fund budget accounts for this expense. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Clattenburg seconded by Legislator Klotzbach, carried unanimously.

Highway Superintendent Tim Hens stated Genesee County desires to obtain outside funding assistance in order to implement Phase 3 of the Countywide Water Program. Proposals from interested firms and conducted interviews for the purpose of obtaining strategic counsel and governmental relation assistance. Mr. Hens requested to enter into a consultant agreement with Sheridan Hohman & Associates for the purpose of providing strategic counsel and governmental relations in an amount not to exceed \$24,000. The consultant agreement is for \$2,000 per month and is funded from the Water Fund. The Water Fund budget accounts for this expense. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Clattenburg seconded by Legislator Yunker, carried unanimously.

Highway Superintendent Tim Hens stated Genesee County desires to advance certain portions of water improvements being made by the Town of Stafford Water District #12 that benefits the County and are described in the Master Plan and Engineering Report for Phase 2 of the Countywide Water Project. Mr. Hens requested to approve the Intermunicipal Agreement between Genesee County and the Town of Stafford related to the upsizing of water mains from 8-inch to 12-inch along portions of Prole Road Extension, Byron Road, and Fotch Road, which

are being constructed by the Town. The County Water Fund will reimburse the Town of Stafford up to \$416,200 for installing the DBP removal system within the water storage tower that benefits the countywide system. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Clattenburg seconded by Legislator Klotzbach, carried unanimously.

Highway Superintendent Tim Hens discussed the completion of the Change Order #1 scope of work for Contract B at the City of Batavia Wellfield. Villager Construction, Inc. cleaned and diagnosed Well A, and the County desires to make further improvements within the City of Batavia Wellfield at Well A. Mr. Hens requested authorization of Change Order #2 in the amount of \$12,589.05 for Contract B with Villager Construction, Inc., to install a new pump at Well A and repair the barrel of the well. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Clattenburg seconded by Legislator Yunker, carried unanimously.

Highway Superintendent Tim Hens discussed the required agreement to fund the repair and replacement of water production equipment within the City of Batavia Water Treatment Plant. City of Batavia has secured a Water Infrastructure Improvement Act (WIIA) grant in the amount of \$2,207,580 from the New York State Environmental Facilities Corporation to aid in the funding of these improvements. Recent engineering estimates have placed the total estimated cost of the project attributable to the County at \$4,710,000. The County desires to use \$2,502,492 of its ARPA funds to fund the required repairs and replacement of County owned equipment in the Water Treatment Plant compliant with the requirements of the American Rescue Plan Act (ARPA). The total estimated cost of construction attributable to the County is \$4,710,000. The City has secured a WIIA Grant in the amount of \$2,207,508. The City will reimburse the County once WIIA funds have been secured. The total remaining cost of the construction attributable to the County is \$2,502,492, which is funded by ARPA. The County will monitor construction and certify draw requests from the City as per the agreement. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Clattenburg seconded by Legislator Klotzbach, carried unanimously.

Highway Superintendent Tim Hens discussed the continued work on the restoration of the Genesee Justice Facility located at 14 West Main Street in the City of Batavia. There is a need to make further improvements to the Genesee Justice Facility. Mr. Hens requested authorization a Change Order #3 in the amount of \$29,659.00 for Montante Construction, to remove and replace the gutter framing at the Southeast and Southwest elevations, repair brick behind the gutters at the Northeast corner, install concrete masonry units at the East and West walls of the porch, repair of the two porch piers, and install a footer for the porch stairs. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Clattenburg seconded by Legislator Klotzbach, carried unanimously.

Highway Superintendent and Deputy Highway Superintendent discussed the Association for Conservation of Outdoor Recreation and Natural Spaces (ACORNS), which supports programming and activities at Genesee County Parks, wishes to donate materials for the trails at the Genesee County Park. It was recommended to acceptance the donation of material which is estimated at \$3,600. This was referred to Ways & Means Committee with a recommendation for

placement on the next Legislature Agenda upon motion of Legislator Clattenburg seconded by Legislator Yunker, carried unanimously.

Legislature Clerk Lisa Casey announced the next Public Service Committee Meeting will be on a Tuesday, January 17, 2023 at 4:30 p.m. in the Legislative Conference Room in the Old Court House.

Under the Chair Report, Committee Chair Maha announced a request for reappointment – Stephen Ferry Jr. is interested and desires reappointment as a GAM representative on the Water Resource Agency serving another term which will end on December 31, 2025. This was referred to Ways & Means Committee with a recommendation for placement on the next Legislature Agenda upon motion of Legislator Yunker seconded by Legislator Clattenburg, carried unanimously.

The meeting adjourned at 5:51 pm upon motion of Legislator Clattenburg seconded by Legislator Klotzbach, carried unanimously

Gary Maha 12-5-22

Chair to Public Service Committee