

**PHYSICAL SERVICES COMMITTEE MEETING**  
**40 Gleneida Avenue Room #318**  
**Carmel, NY 10512**

**Committee Members: Chairman Castellano, Legislators Gouldman & Montgomery**

**Tuesday**

**May 16, 2023**

(Rules Meeting to Immediately Follow)

The meeting was called to order at 6:34p.m. by Chairman Gouldman and he led in the Pledge of Allegiance. Upon roll call, Legislator Montgomery and Chairman Gouldman were present. Legislator Castellano was absent. Chairman Gouldman stated that Legislator Nacerino would be sitting as a member of the committee in the absence of Legislator Castellano.

**Item #3 - Acceptance/ Physical Services Meeting Minutes/ March 22, and April 18, 2023**

Chairman Gouldman stated the minutes were accepted as submitted.

**Item #4 - Approval/ Eminent Domain Procedure Law Settlement/ Fair Street Reconstruction Project/ Highways & Facilities Acting Deputy Commissioner Joseph Bellucci**

Chairman Gouldman stated Acting Deputy Commissioner Joseph Bellucci and Program Manager Zenon Wojcik were both present to address this item.

Highways & Facilities Acting Deputy Commissioner Joseph Bellucci stated the original fee for a temporary easement related to the Fair Street project was offered, and under the EDPL the landowner has the right to seek additional compensation. He stated the County Attorney, the County's outside counsel, Robert Hite, and the Administrative Director of Highways & Facilities Tom Feighery have recommended the settlement of \$7,200.

Chairman Gouldman made a motion to Approve/ Eminent Domain Procedure Law Settlement/ Fair Street Reconstruction Project; Legislator Nacerino. All in favor.

**Item #5 – Approval/ Budgetary Amendment 23A027/ NY Metropolitan Transportation Council- Unified Planning Work Program (UPWP)/ Acting Commissioner of Planning John Tully**

Acting Commissioner of Planning John Tully explained the UPWP funding is used by the County Planning Department to conduct feasibility studies, and there is also funding that can be put toward employees' compensation. He spoke to past feasibility studies that have been done

and the UPWP was used to fund the work. He stated in 2023 the County will be doing a Complete Streets feasibility study. He stated the County Highway Department relies on the feasibility studies, to assist them in the planning of what projects are right for construction.

Legislator Montgomery questioned if the money has been given to the County already.

Acting Commissioner of Planning John Tully stated this is a budgetary amendment to appropriate the funds, the funding has been awarded to the County.

Legislator Montgomery stated the County does not have a Complete Streets policy.

Acting Commissioner of Planning John Tully explained that this funding is for the review phase of a potential project. He cited an example: conducting a concept study of the lower area in Cold Spring where the turnaround is. He stated this funding cannot be used for engineering. He stated the County has utilized this funding in the past in several areas throughout the County. He stated the County does have a Complete Streets plan that is a requirement of the Consolidated Local Street and Highway Improvement Program. He continued to speak briefly to what work falls under the Complete Streets Program.

Legislator Crowley confirmed, based on the information that Acting Commissioner of Planning Tully provided, the County is in compliance with the Complete Streets policy.

Chairman Gouldman made a motion to Approve/ Budgetary Amendment 23A027/ NY Metropolitan Transportation Council- Unified Planning Work Program (UPWP); Legislator Montgomery. All in favor.

**Item #6 - Approval/ Budgetary Amendment 23A029/ Amend the 2023 Consolidated Local Street and Highway Improvement Program (CHIPS) County Capital Project Budget to Equal the Adopted NYS Budget/ Acting Commissioner of Planning John Tully (*Letter from NYS DOT should have been addressed to Administrative Director of Highways & Facilities Tom Feighery*)**

Acting Commissioner of Planning John Tully stated this item was addressed to him, in error. He stated it is a Highway & Facilities Department item. He stated that he was in said department for the past few years but has since changed positions and is now in the Purchasing Department. He continued by stating he is happy to speak to this item, but just wanted to clarify that for the record. He stated this is the annual State allocation of CHIPS funds that the Commissioner of Finance is appropriating through Budgetary Amendment 23A029. He stated there are three (3) programs that are part of the CHIPS: Extreme Winter Recovery (EWR), Pave our Potholes (POP), and Pave NY. He stated all in it totals approximately \$1.9 million.

Legislator Nacerino questioned if the amount of this budgetary amendment, \$736,715, was the amount that was anticipated.

Acting Commissioner of Planning John Tully stated during the budget process Commissioner of Finance Carlin budgets approximately \$1.2 million, based on the three (3) year average. He explained Budgetary Amendment 23A029 will appropriate the balance of what Commissioner of Finance did not account for.

Chairman Gouldman made a motion to Approve/ Budgetary Amendment 23A029/ Amend the 2023 Consolidated Local Street and Highway Improvement Program (CHIPS) County Capital Project Budget to Equal the Adopted NYS Budget; Seconded by Legislator Nacerino. All in favor.

### **Item #7 – Other Business**

Legislator Montgomery requested that the matter of Remote Access to the Legislative Meetings be approved for discussion as Other Business. She clarified that she has written to Chairman Jonke, Legislator Gouldman and tried to get the matter discussed at the March Physical Services, but that did not happen. She continued to speak to her request and belief that this is a practice this Legislature should put in place.

Chairman Gouldman stated he also has requested the topic of Remote Access to the Legislative be discussed. He stated this is not the Committee Meeting where it should be discussed. He stated it is a matter to be discussed at the Rules, Enactments & Intergovernmental Committee (Rules Committee).

Legislator Montgomery stated the Rules Committee Chair has not placed the item on an agenda.

Chairman Gouldman stated it will ultimately be placed on the Rules Committee agenda.

### **Item #8 - Adjournment**

There being no further business at 6:47 PM Chairman Gouldman made a motion to adjourn; Seconded by Legislator Montgomery. All in favor.

Respectfully submitted by Deputy Clerk Diane Trubulsky.