



Regular Meeting of the Board of Directors of the Port of Oswego Authority

Tuesday, December 7, 2021

4:00 pm

AGENDA

Regular Meeting –

- 1. Call to Order**
- 2. Presentation: Carl Rode, C&S Engineers – Warehouse/Dome 4 (review of options, costs and sizes)**
- 3. Motion 12-07-2101: To approve the Minutes of October 5, 2021 (Exhibit A)**
- 4. Administrative Operational Report: (Exhibit B)**
- 5. Chairman’s Report**
- 6. Committee Reports**
 - a. Executive Committee**
 - b. Audit and Finance Committee**
 - c. Governance Committee**
 - d. Planning and Development Committee**
- 7. New Business**
 - **Motion 12-07-2102: Motion to award the FEMA 4348 DR NY – PR 37407 Restoration of East Terminal Wharf and authorize the Executive Director to sign all necessary documents. Award recommendation to low qualified bidder W.D. Malone (Engineers recommendation and bid tabs attached) (Exhibit C)**
 - **Motion 12-07-2103: Motion to approve the 1st Renewal of Transload and Storage Agreement dated October 1st, 2021 between Port of Oswego Authority (“Port”0 and The Anderson, Inc. (“Andersons”) (the “Agreement”) and authorize the Executive Director to sign the Extension. (Exhibit D – Business Confidential)**

MISSION STATEMENT

The mission of the Port of Oswego Authority is to serve as an economic catalyst in the *Central New York Development Council District Region* by providing diversified and efficient transportation services and conducting operations in a manner that promotes regional growth and development while being mindful of our responsibility to serve as a steward of the environment.

- **Motion 12-07-2104**: Motion to approve the following amendments of the CSEA-Port Authority at Oswego Local 068 amendment agreement: Pg. 3 Article III – Compensation, Pg. 4 Article III – Direct Deposit, Pg. 5 Article IV – Seniority Rights & Classifications, Pg. 12 – Article XVI – Health Insurance. (Exhibit E – Business Confidential)

- 8. **Motion 12-07-2105**: To move to executive session to discuss lawsuit with the City of Oswego/Water issue and a Power Purchase Agreement (PPA).

- 9. **Motion 12-07-2106**: To resume regular session.

- 10. **AD HOC MOTIONS REQUIRED AS A RESULT OF MEETING BUSINESS:**

Motion 12-07-21 : To

- 11. **Motion 12-07-21** : To adjourn the regular monthly meeting

**Next Regular Monthly Board Meeting is scheduled for
January 4, 2022**

MISSION STATEMENT

The mission of the Port of Oswego Authority is to serve as an economic catalyst in the *Central New York Development Council District Region* by providing diversified and efficient transportation services and conducting operations in a manner that promotes regional growth and development while being mindful of our responsibility to serve as a steward of the environment.

Exhibit A

PORT OF OSWEGO AUTHORITY
Regular Meeting September 20, 2021

CALL TO ORDER (at 5:32pm)

Francis Enwright - Chairperson, Constance Cosemento – Vice-Chairperson, Ranjit Dighe - Secretary/Treasurer (video), John Kares Smith, Thomas Schneider, William Scriber - Executive Director

APPROVAL OF MINUTES

Motion 09-20-2101 – Mr. Kares Smith made a motion to approve minutes of the August 2, 2021 meeting. The motion was seconded by Mrs. Cosemento. Motion passed 5-0.

FINANCIAL REPORTS

Motions 09-20-2102 & 09-20-2103 – Mr. Enwright made a motion to approve the Primary Financial Reports and Subsidiary Financial Reports for the month of July. The motion was seconded by Mr. Schneider. Motion passed 5-0.

NEW BUSINESS

Motion 09-20-2104 – Mr. Schneider made a motion to approve a transload agreement with Anderson Grain and authorize the Executive Director to sign the agreement, with the approval of the Executive Committee. The motion was seconded by Mr. Enwright. Motion Passed 5-0.

EXECUTIVE SESSION

Motion 09-20-2105 – Mr. Kares Smith made a motion to enter into Executive Session discuss the lawsuit with the City of Oswego and ILA Labor Mediation at 6:45pm. The motion was seconded by Mr. Schneider. Motion Passed 5-0.

Motion 09-20-2106 – Mr. Dighe made a motion to resume Regular Session at 7:25pm. The motion was seconded by Mr. Kares Smith. Motion Passed 5-0.

ADJOURN

Motion 09-20-2107 – Mr. Dighe made a motion to adjourn the meeting at 7:26pm. The motion was seconded by Mr. Kares Smith. Motion Passed 5-0.

Ranjit Dighe, Secretary

PORT OF OSWEGO AUTHORITY
Regular Meeting October 5, 2021

CALL TO ORDER (at 5:51pm)

Francis Enwright - Chairperson, Constance Cosemento – Vice-Chairperson, Ranjit Dighe - Secretary/Treasurer (video), John Kares Smith, Thomas Schneider, William Scriber - Executive Director

APPROVAL OF MINUTES

Motion 10-05-2101 – Mrs. Cosemento Smith made a motion to approve minutes of the September 20, 2021 meeting. The motion was seconded by Mr. Kares Smith. Motion passed 5-0.

NEW BUSINESS

Motion 10-05-2102 – Mr. Kares Smith made a motion to approve the CSEA-Port Authority at Oswego Local 068 tentative agreement and authorize the Executive Director to sign the agreement; as recommended by the Governance Committee. The motion was seconded by Mr. Schneider. Motion Passed 5-0.

EXECUTIVE SESSION

Motion 10-05-2103 – Mr. Kares Smith made a motion to enter into Executive Session discuss the legal matters with the City of Oswego at 6:15pm. The motion was seconded by Mr. Schneider. Motion Passed 5-0.

Motion 10-05-2104 – Mr. Kares Smith made a motion to resume Regular Session at 7:16pm. The motion was seconded by Mrs. Cosemento. Motion Passed 5-0.

ACTIONS FROM EXECUTIVE SESSION

Motion 10-05-2105 – Mr. Schneider made a motion; in accordance with the court decision and decree involving the enjoinder and further construction and erection of Dome 4 and its stay under the following terms and conditions; to delegate authority to the Executive Director so that the Port, its contractors and designees may take those steps that are necessary to secure the portion of the structure, of the aforementioned Dome 4, that has already been erected so as to render the same safe from collapse or destruction. And then to further delegate authority to the Executive Director so that the port, its contractors and designees may take those steps that are necessary to secure that portion of the structure that has already been erected so as to preserve the same, to the extent possible, from damage due to the weather and elements, fire or other loss. The motion was seconded by Mrs. Cosemento. Motion Passed 5-0.

Motion 10-05-2106 – Mr. Schneider made a motion that the third condition of the State New York Supreme Court of the County of Oswego decision to stay the further erection of Dome 4 remains in full force because the Port as the lead agency, through its Board, needs to conduct a full and complete SEQRA review of the further construction and erection of Dome 4, referred to herein as the grain storage structure, as a Type I action starting with a full EAF and ending with a reasoned elaboration and determination by the Board in writing. Mr. Schneider proposed that the Board provides delegation to the Executive Director to commence that process in accordance

with paragraph 4, on page 10, of the decision by Judge Gilbert. And further state that for clarification purposes that the term square grain storage structure, as is further referred to in the following paragraph, making sure that the Dome 4 is reconfigured as the structure is referred to as the square grain storage structure that it is our interpretation and belief that language is being used euphemistically to refer to the storage building, but that does not mean that the building would be used for storage of grain solely as the building was being built for primarily potash and salt. The motion was seconded by Mr. Kares Smith. Motion Passed 5-0.

ADJOURN

Motion 10-05-2107 – Mr. Kares Smith made a motion to adjourn the meeting at 7:26pm. The motion was seconded by Mr. Dighe. Motion Passed 5-0.

Ranjit Dighe, Secretary

Exhibit B



Administrative Report Topics – November 2021

William W. Scriber, Executive Director




- Monthly operations update. (attached)
- Update on Projects. (*attached sheet detailing each project*)
- WT Terminal Oswego, formerly Sprague – meetings with Vestas & GE on windmill projects in 2022.
- Have employed C&S Engineers for road alternatives out of port with the closure of East 1st Street to oversized loads.
- In talks with company regarding SEQRA for the Construction of Dome 4.
- Anderson Grain – contract extension.

TO: BOARD OF DIRECTORS
 FROM: George Lloyd
 SUBJECT: November 2021 Activity Report

Totals						
	# In	# Out	Total # In/Out	MT In	MT Out	Total MT In/Out
Trucks	137	226	363	3728.327	6896.879	10625.206
Railcars	0	0	0	0.000	0.000	0.000
Vessels	1	0	1	3598.608	0.000	3598.608

	Company	ST	MT	In/Out	Mode	#
Potash	Nutrien Ag Solutions	0.00	0.000	Inbound	Vessel	0
	Nutrien Ag Solutions	0.00	0.000	Inbound	Railcar	0
	Nutrien Ag Solutions	166.20	150.774	Outbound	Trucks	5
Grain	Anderson's	4109.78	3728.327	Inbound	Trucks	137
	Anderson's	0.00	0.000	Outbound	Trucks	0
	Anderson's	0.00	0.000	Outbound	Railcar	0
	Anderson's	0.00	0.000	Outbound	Vessel	0
Aluminum	Albecour	0.00	0.000	Inbound	Vessel	0
	Albecour	0.00	0.000	Outbound	Trucks	0
	Marubeni	2864.67	2598.783	Inbound	Vessel	1
	Marubeni	0.00	0.000	Inbound	Railcar	0
	Marubeni	2083.96	1890.535	Outbound	Trucks	62
	Trafigura	1102.12	999.826	Inbound	Vessel	1
	Trafigura	0.00	0.000	Inbound	Trucks	0
	Trafigura	0.00	0.000	Inbound	Railcar	0
	Trafigura	3285.46	2980.517	Outbound	Trucks	97
	Glencore	0.00	0.000	Inbound	Vessel	0
	Glencore	0.00	0.000	Outbound	Trucks	0
	Glencore	0.00	0.000	Inbound	Railcar	0
	Glencore	0.00	0.000	Inbound	Trucks	0
	Goldman	0.00	0.000	Inbound	Vessel	0
	Goldman	0.00	0.000	Inbound	Railcar	0
	Goldman	0.00	0.000	Inbound	Trucks	0
	Goldman	1168.33	1059.890	Outbound	Trucks	36
	Goldman	0.00	0.000	Outbound	Railcar	0
	Concord	0.00	0.000	Inbound	Vessel	0
	Concord	0.00	0.000	Outbound	Trucks	0
	Concord	0.00	0.000	Outbound	Railcar	0
	Concord	0.00	0.000	Inbound	Railcar	0
	Concord	0.00	0.000	Inbound	Trucks	0
	IXM	0.00	0.000	Inbound	Vessel	0
IXM	0.00	0.000	Inbound	Trucks	0	
IXM	0.00	0.000	Inbound	Railcar	0	
IXM	110.94	100.643	Outbound	Trucks	5	

	Mitsubishi	0.00	0.000	Outbound	Trucks	0
	Mitsubishi	0.00	0.000	Inbound	Trucks	0
	Mitsubishi	0.00	0.000	Inbound	Vessel	0
	Mitsubishi	0.00	0.000	Inbound	Railcar	0
	Mercuria	0.00	0.000	Inbound	Vessel	0
	Mercuria	0.00	714.520	Outbound	Trucks	21
	Mercuria	0.00	0.000	Outbound	Railcar	0
	Mercuria	0.00	0.000	Inbound	Railcar	0
	Inbound for Novelis	0.00	0.000	Inbound	Trucks	0
	Novelis Transloads	0.00	0.000	Outbound	Trucks	0
Scrap	Louis Padnos	0.00	0.000	Inbound	Railcar	0
	Louis Padnos	0.00	0.000	Outbound	Trucks	0
		14891.46	14223.814			365

	OWNER: Port of Oswego Authority	WEEKLY CONSTRUCTION REPORT Period: 11/01/2021 thru 11/05/2021	
PROJECT: Grain Handling Improvements Project		 ENGINEER: C&S Engineers	 CONSTRUCTION OBSERVATION: Popli Design Group
NYS DOT PIN: 3935.76.301, DR 38702		CONTRACTOR(S): W. D. Malone Trucking & Excavation, Eagle Associates of Cazenovia NY, LLC, J&A Mechanical Rombough Electric, and Bellows Construction Specialties, LLC	

CONSTRUCTION STATUS REPORT

Contract No. 3: Dome 4

Eagle Associates of Cazenovia, LLC was not onsite this week. The Contractor has to secure the Pre-cast concrete Bin walls, caulk precast panels, install fabric roof covers on Dome trusses, overhead door, and retractable hatch, and asphalt floor and perimeter finish. These remaining work items are on hold until notice is given to proceed. Port personnel moved Brightspan fabric roofing and access hatch equipment to inside storage in Transit Building for the winter.

Contract No. 4: Silo, Grain Equipment & Controls

W. D. Malone had no personnel on site this past week. Sub-Contractors, Milton Paving, and J&A Mechanical were on site this week. Milton Paving completed asphalt placement by paver and by hand. They raked, compacted with a plate compactor, as well as a Double Drum Roller on the East side, around the Receiving Pit and adjacent railroad tracks. J&A Mechanical continued compressed air system installation having finally receiving working drawings from A. N. Martin Sub-Contractor Ventilation Control Products on Wednesday. They ordered materials for additional line to top of bag house, and ordered items needed to continued installation of Air system in the Control Building. Next week W. D. Malone will be on site with Sub-Contractors and Representatives to commence commissioning of the Grain Handling System.

Contract No. 5: Grain Control/Electrical Building Construction & Electrical Infrastructure

Rombough Electric had a crew on site all week working 8 hour days, while W. D. Malone's Sub-Contractor J&A Mechanical continued work on the compressed air and mechanical systems. Rombough Electric energized the Electric Gear in the Control Building Electric Room on Friday morning. They continued to install conductors to panels, switches, and Control Panel. On Friday, a Representative from Northeast Controls was on site to begin installation of Control Program in the hardware of the new Control Panel in the Electrical Room. Next week Rombough will be completing work on Control Wiring and final Electrical connections, as well as continued lock out/tag out program in conjunction with commissioning of the new Grain Handling System Mechanicals and Controls. J&A Mechanical will be continuing installation of the compressed air and mechanical systems in the Control Building.




Contract No. 6: Warehouse Laboratory Renovations

Bellows Construction Specialties, LLC had a Foreman and Sub-Contractor on site this week. Bellows Foreman coordinated their Sub-Contractor Grayco's activities on site. Grayco installed insulation board and batts, gypsum drywall board, and finishing compound on the new walls in the Probe Room. Rombough Electric installed conduit, panels, and step down transformer for Probe Room. No work was performed this week in the USDA Room. Next week Bellows Construction Specialties, LLC and their Sub-Contractors will continue work in the Probe Room priming and painting while coordinating with Rombough Electric and J&A Mechanical. Rombough Electric and J&A Mechanical will continue electric and HVAC in both the Probe and USDA rooms.

General

The week's weather was rainy with windy conditions early before sunshine and seasonable temperatures later in the week.

Popli Design Group is providing the inspector to perform daily construction observation services.

	OWNER: Port of Oswego Authority	WEEKLY CONSTRUCTION REPORT Period: 11/08/2021 thru 11/12/2021	
PROJECT: Grain Handling Improvements Project		 ENGINEER: C&S Engineers	 CONSTRUCTION OBSERVATION: Popli Design Group
NYS DOT PIN: 3935.76.301, DR 38702		CONTRACTOR(S): W. D. Malone Trucking & Excavation, Eagle Associates of Cazenovia NY, LLC, J&A Mechanical Rombough Electric, and Bellows Construction Specialties, LLC	

CONSTRUCTION STATUS REPORT

Contract No. 3: Dome 4

Eagle Associates of Cazenovia, LLC was not onsite this week. The Contractor has to secure the Pre-cast concrete Bin walls, caulk precast panels, install fabric roof covers on Dome trusses, overhead door, and retractable hatch, and asphalt floor and perimeter finish. These remaining work items are on hold until notice is given to proceed.

Contract No. 4: Silo, Grain Equipment & Controls

W. D. Malone had no personnel on site this past week. A Superintendent oversaw Sub-Contractors as they commenced commissioning of the new Grain Handling System and placement of Silo #1 into service for the Port of Oswego. J&A Mechanical Pipe Fitters were on site all week and they completed the piping for the compressed air system for operation of the dust collection system. A. N. Martin's crews were here, as well as Sub-Contractors Ventilation Control Products and Inter Systems. By Tuesday evening A. N. Martin had the Handling System running and they placed soybeans in the Silo. Work continued all week on the compressed air system and programming the control panel for automated control of the entire system. Next week W. D. Malone's Sub-Contractors and Representatives from the Port will continue to placing the Silo and Grain Handling System in service.

Contract No. 5: Grain Control/Electrical Building Construction & Electrical Infrastructure

Rombough Electric had personnel on site all week. J&A Mechanical continued work on the compressed air and mechanical systems in the new Control Building. Rombough Electric energized individual Switch Gear and additional Controls wiring in conjunction with a Representative from Northeast Controls who installed the Control Program in new Control Panel in the Electrical Room. Next week Rombough will be completing work on Control Wiring and final Electrical connections on the Compressed Air System, Northeast Controls will continue with commissioning of the new Grain Handling System Controls. J&A Mechanical will be continuing installation of the HVAC systems in the Control Building.

Contract No. 6: Warehouse Laboratory Renovations




Bellows Construction Specialties, LLC had a Foreman and Sub-Contractor(s) on site this week. Bellows Foreman coordinated their Sub-Contractor Grayco's activities as they completed the finishing of joint compound on the new walls in the Probe Room. Commercial Painting primed and painted all walls in the new Probe and Storage Rooms. Rombough Electric is installed conduit, branch circuits, devices and feeds to panels from the step down transformer. They also installed lights and devices in USDA Room #109 and the adjacent corridor. J&A Mechanical began working on the HVAC Systems in new Probe Room. Next week Bellows Construction Specialties, LLC will be largely on hold and waiting for materials and J&A Mechanical and Rombough Electric to complete their work.

General

This week's weather was unseasonably warm early, but rainy, windy, and seasonable November temperatures returned later in the week.

Ken Rupert (NYS DOT) was on site during the first part of the week to observe the commissioning of new systems.

Popli Design Group is providing the inspector to perform daily construction observation services.

	OWNER: Port of Oswego Authority	WEEKLY CONSTRUCTION REPORT Period: 11/15/2021 thru 11/19/2021	
PROJECT: Grain Handling Improvements Project		 ENGINEER: C&S Engineers	 CONSTRUCTION OBSERVATION: Popli Design Group
NYS DOT PIN: 3935.76.301, DR 38702		CONTRACTOR(S): W. D. Malone Trucking & Excavation, Eagle Associates of Cazenovia NY, LLC, J&A Mechanical Rombough Electric, and Bellows Construction Specialties, LLC	

CONSTRUCTION STATUS REPORT

Contract No. 3: Dome 4

Eagle Associates of Cazenovia, LLC was not onsite this week. The Contractor has to secure the Pre-cast concrete Bin walls, caulk precast panels, install fabric roof covers on Dome trusses, overhead door, and retractable hatch, and asphalt floor and perimeter finish. These remaining work items are on hold until notice is given to proceed.

Contract No. 4: Silo, Grain Equipment & Controls

W. D. Malone had a Superintendent on site Tuesday for the Weekly Progress Meeting and a Foreman on site Monday installing cores in the door hardware of the Control Building. Sub-Contractors J&A Mechanical, Northeast Controls, and A. N. Martin were all on site throughout the week. J&A Mechanical Pipe Fitters completed the piping for the compressed air system. A. N. Martin coordinated programming with Northeast Controls, and trouble shot a shutdown issue encountered Tuesday afternoon. Northeast Controls worked on programming automated control of the entire system, and they instructed Port Personnel on operating the Grain Handling System as Port labor put truckloads and stored soybeans directly into the new Silo.

Contract No. 5: Grain Control/Electrical Building Construction & Electrical Infrastructure

Rombough Electric had personnel on site all week. W. D. Malone's Sub-Contractor J&A Mechanical completed the compressed air system in the new Control Building. Tin Knockers installed ductwork for HVAC system. Rombough Electric worked in conjunction with a Representative from Northeast Controls on the Control Program, and Rombough began installing panels, conduit, and wiring to the Electrical Vault for the Barrel Building. Next week Rombough will be completing work on Control Wiring, Electrical connections on the Compressed Air System Equipment, and wiring the Barrel Building Electrical Vault. Northeast Controls will continue loading new Grain Handling System Controls. J&A Mechanical will be continuing installation of the HVAC systems in the Control Building.




Contract No. 6: Warehouse Laboratory Renovations

Bellows Construction Specialties, LLC had no crews on site this week. They are waiting on HVAC System installation and electrical. Rombough Electric is installed conduit, feeders, branch circuits, devices and lights. They also completed USDA Room #109 and the adjacent corridor. J&A Mechanical began working on the HVAC Systems in new Laboratory Room. Next week Bellows Construction Specialties, LLC will be installing flooring in the USDA Laboratory Room and Corridor. J&A Mechanical and Rombough Electric to continuing work in the new Laboratory Rooms.

General

This week's weather was seasonable, with a warm spell midweek and cooler, rainy, windy, and more seasonable November weather later in the week.

Popli Design Group is providing the inspector to perform daily construction observation services.

	OWNER: Port of Oswego Authority	WEEKLY CONSTRUCTION REPORT Period: 11/22/2021 thru 11/26/2021	
PROJECT: Grain Handling Improvements Project		 ENGINEER: C&S Engineers	 CONSTRUCTION OBSERVATION: Popli Design Group
NYS DOT PIN: 3935.76.301, DR 38702		CONTRACTOR(S): W. D. Malone Trucking & Excavation, Eagle Associates of Cazenovia NY, LLC, J&A Mechanical Rombough Electric, and Bellows Construction Specialties, LLC	

CONSTRUCTION STATUS REPORT

Contract No. 3: Dome 4

Eagle Associates of Cazenovia, LLC was not onsite this week. The Contractor has to secure the Pre-cast concrete Bin walls, caulk precast panels, install fabric roof covers on Dome trusses, overhead door, and retractable hatch, and asphalt floor and perimeter finish. These remaining work items are on hold until notice is given to proceed.

Contract No. 4: Silo, Grain Equipment & Controls

W. D. Malone had a Superintendent on site Tuesday for the Weekly Progress Meeting and a Foreman on site Tuesday and Wednesday installing and adjusting door locksets and hardware on the Control Building. Sub-Contractor J&A Mechanical and Northeast Controls were on site a portion of this week. J&A Mechanical installed makeup air louvre in Compressor Room. Northeast Controls Technician was on site for Tuesday's Weekly Meeting and met with Representative from A. N. Martin regarding the scheduled Safe-Grain system startup in December. Port Personnel operated Grain Handling System to offload truck and stored soybeans directly into the new Silo. No work is scheduled on site next week for W. D. Malone or their Sub-Contractors. The Port may move their large Masaba conveyor into place for A. N. Martin to finish grain spout to the conveyor.

Contract No. 5: Grain Control/Electrical Building Construction & Electrical Infrastructure

Rombough Electric had personnel on site all week, and they are wiring the Control and Compressor Rooms, as well as assisting Electrician working on Contract No. 6. W. D. Malone's Sub-Contractor J&A Mechanical completed the ductwork for the Compressor and HVAC system. Next week Rombough will be completing work on Control Wiring, assisting with startup of the Compressed Air System Equipment. Northeast Controls will continue preparations on the Control Program for Safe-grain system startup and remote tape reader for the USDA Laboratory Room. J&A Mechanical will be installing temperature controls on the HVAC systems in the Control Building.




Contract No. 6: Warehouse Laboratory Renovations

Bellows Construction Specialties, LLC had a foreman and a flooring sub-contractor on site this week. They installed and waxed the floors in the USDA Lab. Room #109 and in the adjoining corridor. Rombough Electric installed main panel feeder and terminated branch circuits and devices. J&A Mechanical has received two HVAC units and installed A/C Unit support bracket outside the Laboratory Room. Next week Bellows Construction Specialties, LLC will be installing ceiling framing and grid after installation of the HVAC Units by J&A Mechanical. J&A Mechanical and Rombough Electric will be installing and wiring HVAC Systems in the new Laboratory Room and adjacent Storage Room.

General

This week's weather was seasonably cool with rain/snow mix and high winds earlier in the week. Contractors were only onsite Monday thru Wednesday due to the Thanksgiving holiday.

Popli Design Group is providing the inspector to perform daily construction observation services.

	OWNER: Port of Oswego Authority	WEEKLY CONSTRUCTION REPORT Period: 11/29/2021 thru 12/03/2021	
PROJECT: Grain Handling Improvements Project		 ENGINEER: C&S Engineers	 CONSTRUCTION OBSERVATION: Popli Design Group
NYS DOT PIN: 3935.76.301, DR 38702		CONTRACTOR(S): W. D. Malone Trucking & Excavation, Eagle Associates of Cazenovia NY, LLC, J&A Mechanical Rombough Electric, and Bellows Construction Specialties, LLC	

CONSTRUCTION STATUS REPORT

Contract No. 3: Dome 4

Eagle Associates of Cazenovia, LLC was not onsite this week. The Contractor has to secure the Pre-cast concrete Bin walls, caulk precast panels, install fabric roof covers on Dome trusses, overhead door, and retractable hatch, and asphalt floor and perimeter finish. These remaining work items are on hold until notice is given to proceed.

Contract No. 4: Silo, Grain Equipment & Controls

W. D. Malone had a Superintendent on site Monday, Tuesday for the Weekly Progress Meeting, and again Thursday with a Foreman reviewing Electric Room door hardware installation. They have not had any other crews however, Sub-Contractors J&A Mechanical and Northeast Controls were on site to complete mechanical and Grain Handling System control work. A. N. Martin and Northeast Controls have scheduled Safe-Grain System startup for December 12th. Port Personnel continue to operate Grain Handling System to offload truck and move stored soybeans directly into the new Silo. W. D. Malone will be installing door hardware next week and their Sub-Contractors will be preparing for additional grain handling system startup and compressed air system. The Port moved their large Masaba conveyor into place for A. N. Martin to finish the grain discharge spouting from the silo to the conveyor.

Contract No. 5: Grain Control/Electrical Building Construction & Electrical Infrastructure

Rombough Electric had an Electricians on site all week wiring electrical panels in the Barrel Building, as well as working on Contract No. 6. J&A Mechanical completed insulating on the Control Building HVAC system ductwork. Startup of the Compressed Air System Equipment is scheduled for next week by J&A Mechanical. Northeast Controls will be working on the telemetry issues on the Safe-grain System, and will assist Rombough Electric with startup. J&A Mechanical will be installing temperature controls on the HVAC systems in the Control Building.

Contract No. 6: Warehouse Laboratory Renovations

Bellows Construction Specialties, LLC had a foreman on site one day this week. They are waiting on installing ceiling metal framing and acoustical grid once the installation of the HVAC units is done. J&A Mechanical completed the truck probe sampler, and Rombough Electric installed and terminated electric to it. J&A Mechanical also installed the HVAC units above the Laboratory Ceiling and the A/C Unit inside and outside the Laboratory Room. Next week Bellows Construction Specialties, LLC will be installing framing and ceiling grid system in the Laboratory Room. J&A Mechanical will be continuing HVAC unit install, while Rombough Electric will run power to the new HVAC Systems.

General

This week's weather was seasonably early December weather with a rain/snow mix of precipitation later in the week.

Popli Design Group is providing the inspector to perform daily construction observation services.

Exhibit C



C&S Companies
 499 Col. Eileen Collins Blvd.
 Syracuse, NY 13212
 p: (315) 455-2000
 f: (315) 455-9667
 www.cscos.com

December 3, 2021

Mr. William Scriber
 Executive Director
 Port of Oswego Authority
 1 East Second Street
 Oswego, NY 13126

Re: Port of Oswego Authority
 FEMA 4348DR-NY37407; Restoration of East Terminal Wharf
 Bid Award

File: 301.026.004

Dear Mr. Scriber:

Please find enclosed the Award Package for the above-referenced project.

Four (4) bids for this project were received, opened and read aloud by the Port of Oswego Authority on November 30, 2021. The bids were canvassed and the four (4) responsive bids are as follows:

<u>Rank</u>	<u>Bidder Name</u>	<u>Bid Amount</u>
1	W. D. Malone Trucking & Excavating, Inc.	\$ 1,374,129.00
2	Crane-Hogan Structural Systems	\$ 1,496,023.89
3	Tioga Construction Company, Inc.	\$ 1,587,114.20
4	Martin's Custom Tidesides	\$ 2,282,138.68

After a detailed review of the bids and discussion with the Port, contingent upon a satisfactory WMBE Good Faith Effort package waiver approval, C&S Engineers recommends award to W. D. Malone Trucking & Excavating, Inc. in the amount of \$ 1,374,129.00

The enclosed award package contains the following items:

1. Bid Opening, Verification, & Sponsor Recommendation Sheet.
2. Proof of Advertisement (NYS Contract Reporter).
3. Signed copy of Bid Tabulation and Analysis.
4. Copy of Signed Proposal of the Verified Low Bidder, including all required documentation.
5. Documentation for proof of Contractor Qualification.
6. Addendum No. 01 and Addendum No. 02

Bid Analysis:

1. Bid tabulation errors were found while preparing the bid analysis only for the bidder Martin's Custom Tidesides, and are highlighted on the attached Bid Tabulation & Analysis document. None of the errors changed the outcome of the low bidder.

Port of Oswego Authority – FEMA 4348DR - 37407
Bid Award Recommendation Letter
December 3, 2021

The low bid submitted by W. D. Malone Trucking & Excavating, Inc. was +9.0% of the Engineer's Opinion of Probable Construction Cost (\$ 1,254,987.50) for this project. Based on our review of the bids and the information provided above, C&S does not find any irregularities with the Apparent Low Bidder's unit costs that should preclude award.

C&S has thoroughly reviewed the low bid of W. D. Malone Trucking & Excavating, Inc.

2. The letting took place as advertised.
3. Two Amendments were issued during the advertisement period.

Our evaluation of bidder responsibility included searches of the General Services Administration's List of Debarred, Suspended, or Voluntarily Excluded Firms Ineligible for Federal Aid, the Department of Labor's list of debarred firms, the Department of State's Corporation Database, and OSHA's violations database. Based on these sources, there is no indication that W. D. Malone Trucking & Excavating, Inc. is not a responsible bidder.

If you have any questions or require additional information, please do not hesitate to contact me.

Very truly yours,

C&S ENGINEERS, INC.



James F. Craig, P.E.
Project Manager

Enc.

Cc: Project File

