Elmira City School District



Hillary J. Austin Superintendent of Schools Administration Building 951 Hoffman Street Elmira, NY 14905

Phone: (607) 735-3010 Fax: (607) 735-3009 haustin@elmiracityschools.com

June 8, 2017

Benjamin Conlon, Esq.
New York State Department of Environmental Conservation
Office of General Counsel, 14th Floor
625 Broadway
Albany, New York 12233-1500

Re: Former Sperry Remington Property – North Portion

Elmira High School, 777 South Main Street, Elmira, NY 14904

Brownfield Cleanup Program: Site No: C808022

Dear Mr. Conlon:

This is to confirm that the Elmira City School District (ECSD) has authorized Unisys Corporation to undertake excavation work and related remediation activities at the Elmira High School as described in the Interim Remedial Measures Work Plan. We understand that this work will proceed in accordance with the Brownfield Cleanup Program overseen by the New York State Department of Environmental Conservation (NYSDEC). The forthcoming work falls within the scope of the site access agreement executed by ECSD and Unisys.

The District will have limited operations on the site this summer. No student activities will be occurring, and only a limited number of the full-year staff will be working on site. All individuals accessing the building will do so through the south parking lot and entrance, thereby avoiding all remedial and capital work being performed to the north of the building. Public access, such as new enrollments, will be accommodated through the south entrance. No staff or visitor will have access to the work areas.

This is also to confirm that ECSD understands that, once Unisys's work under the Brownfield Cleanup Program is complete, some residual constituents of concern will remain at the property. As a result, a site management plan and environmental easement will be required. Attached is a resolution that the Board of Education adopted at its June 7, 2017, regular meeting acknowledging the site management plan and environmental easement.

Sincerely,

Hillary J. Austin

Superintendent of Schools

cc: Conrad R.Wolan, Esq.

ELMIRA CITY SCHOOL DISTRICT

June 7, 2016

TO:

Board of Education

FROM:

Hillary Austin, Superintendent

SUBJECT:

Unisys Work at Elmira High School

Pertinent Information

Before the District owned what is now known as Elmira High School, prior industrial uses on that site impacted subsurface environmental conditions. Unisys Corporation is the corporate successor to certain prior industrial users. The District and Unisys executed a site access agreement whereby Unisys is authorized to undertake investigative and, as needed, remediation activities with respect to environmental conditions associated with the former industrial uses at the site.

Unisys entered into the State's Brownfield Cleanup Program overseen by the New York State Department of Environmental Conservation (NYSDEC), which program is currently guiding Unisys's work at the high school property. During the summer of 2017, Unisys will undertake certain interim remedial activities which will include the excavation and removal of certain soils.

Once work under the Brownfield Cleanup Program is complete, some residual constituents of concern will remain, but at levels consistent with the planned future uses of the property. As a result, the District will be required to execute and record an environmental easement in favor of NYSDEC, requiring compliance with a site management plan (SMP) to be approved by NYSDEC. The SMP, which will be prepared by Unisys, will include certain engineering and/or institutional controls that will regulate certain future activities (e.g., future excavation work) at the property after a Certificate of Completion is issued under the Brownfield Cleanup Program.

Evaluation/Analysis

The actions being taken by Unisys are beneficial to the District and, upon completion of the Brownfield Cleanup Program, will leave the District with specific guidance for future operations at the High School site.

Recommended Resolutions

RESOLVED, that in accordance with Brownfield Cleanup Program requirements, the District will execute and cause to have recorded an environmental easement substantially in the form attached hereto upon the Elmira High School property and will require that activities on the Elmira High School property comply with all applicable SMP requirements (including applicable engineering and/or institutional controls) and requirements of any interim site management plans approved by NYSDEC; and it is further resolved that the Superintendent is directed and authorized to take all actions necessary to arrange for, execute, and cause to have recorded the environmental easement described herein.

Elmira City School District



Hillary J. Austin Superintendent of Schools Administration Building 951 Hoffman Street Elmira, NY 14905

Phone: (607) 735-3010 Fax: (607) 735-3009 haustin@elmiracityschools.com

June 21, 2018

Timothy Schneider, P.E. New York State Department of Environmental Conservation Division of Environmental Remediation, Region 8 6274 East Avon-Lima Road Avon, New York 14414-9516

Re: Former Sperry Remington Property – North Portion

Elmira High School, 777 South Main Street, Elmira, NY 14904

Brownfield Cleanup Program: Site No: C808022

Dear Mr. Schneider:

This letter confirms that the Elmira City School District (ECSD) has authorized Unisys Corporation to undertake the excavation work in the south parking lot and the related remediation activities at the Elmira High School as described in the Interim Remedial Measures Work Plan No. 2. This work will be coordinated with the District's planned capital improvement work in the south parking lot as well as with ongoing operations in the building.

Sincerely,

Hillary J. Austin

Superintendent of Schools

cc: Conrad R. Wolan, Esq.

Elmira City School District



Hillary J. Austin Superintendent of Schools Administration Building 951 Hoffman Street Elmira, NY 14905

Phone: (607) 735-3010 Fax: (607) 735-3009 haustin@elmiracityschools.com

June 18, 2019

Timothy Schneider, P.E. New York State Department of Environmental Conservation Division of Environmental Remediation, Region 8 6274 East Avon-Lima Road Avon, New York 14414-9516

Kevin Krueger
Director Global Environment Safety, Health and Security
Real Estate and General Services
Unisys
3199 Pilot Knob Road
Eagan, MN 55121

Re: Former Sperry Remington Property - North Portion

Elmira High School, 777 South Main Street, Elmira, NY 14904

Brownfield Cleanup Program: Site No. C808022

Dear Mr. Schneider and Mr. Krueger:

This letter confirms that the Elmira City School District (District) authorizes Unisys Corporation to undertake the work described in the Interim Remedial Measures Work Plan No. 3 Phase I and related construction drawings, and the Waterline Relocation Plan for the Elmira High School rear parking lot dated May 31, 2019, all as may be revised with the approval of the District and the New York State Department of Environmental Conservation. This work is to be coordinated with the District's ongoing operations in the building and must be completed before commencement of the new school year.

Sincerely,

Hillary J. Austin

Superintendent of Schools

cc: Paul D. Sylvestri, Esq.
Michael G. Murphy, Esq.
Benjamin Conlon, Esq.

Response Schedule ECSD Comments to IRM 4 Work Plan, Site #c808022 Former Sperry Remington Site - North Portion Elmira, New York

ECSD Comments to IRM 4 Work Plan, Site #c808022	Response	Response Date
A. MATTERS OF SCHEDULE, SEQUENCING AND COORDINATION A.1 The schedules submitted as part of the IRM 4 work plan at various locations within the documents do not provide sufficient detail about the sequence and duration of specific activities to allow for adequate coordination between the District, Unisys and the New York State Department of Environmental Conservation ("NYSDEC").		5/14/2020
A.2 Page 4 of the RECON Technical Execution Plan ("RECON TP") mentions that a detailed schedule was being submitted under a separate cover. Please provide the District with a copy of this project schedule for review and comment.		
A.3 The location for building occupants to gather after exiting the building during emergencies ("Rally Point") and its design needs to be approved by the District prior to deconstruction of the existing grandstands. Alternative locations for the Rally Point have previously been suggested. Please confirm the location of the Rally Point shall be the paved court area north of the tennis courts as shown in drawings and the RECON TP. The temporary Rally Point diagram found at RECON TP, p. 38 needs further detail and layout approval by the District. The temporary Rally Point shall be constructed prior to demolition of the grandstand. See RECON TP at p. 10. The sidewalk along the limits of disturbance ("LOD") from the school to the temporary Rally Point needs to be maintained when school is in session. A privacy screen on the fencing should be provided.	Temporary Rally Point Plan and Details	5/21/2020
A.4 Please provide the District a point of contact in the event of an emergency and the necessity to utilize the Rally Point.	Updated Community Liaison Plan	5/14/2020
A.5 Refrain from any activity between and within the building and football field area that will interfere with the flow of people in those areas until the earlier of the High School graduation ceremony or a decision that the graduation ceremony will not be held on High School grounds. This would include, but may not be limited to, the construction of the temporary haul road on the football field and track area from the wash pad to the east of IRM 4 excavation area. At this time, the earliest the graduation ceremony may occur is June 27th.	ECSD informed Unisys on 11 May 2020 that EHS graduation will not be held at the High	Not Applicable (NA
A.6 A communication plan to the public by Unisys, NYSDEC and/or the New York State Department of Health that explains why remedial work may occur while school is in session must be implemented prior to the start of any IRM 4 field activities. The District requests the opportunity to review a draft of that plan.	communication plan requirements	TBD
A.7 The District notes that there are no plans submitted addressing the restoration of the ball fields to the north, the park area next to the tennis courts, and other areas of the site anticipated to be used for material storage and haul roads. It is the District's understanding that restoration of those areas used for material storage and haul roads will be addressed in the IRM 6 work plan. Please confirm.	included in future IRM designs and shared	TBD
A.8 A preconstruction survey of the north ball fields as more particularly described in Section 2(d)(vi) of the Settlement Agreement between Unisys and the District must be performed by Unisys, reviewed and accepted by the District and incorporated into the approved work plan documents prior to any disturbance of those areas.	Pre-Construction Survey	Week of 6/1/2020
A.9 The District must have the opportunity to review and approve all contractor submittals for any new materials to be installed and remain at the High School such as, for purposes of example only, fencing, piping, conduit, concrete, backfill (no asphalt, concrete, bricks or other debris), top soil and seed mix. All such District approvals will be made consistent with the Settlement Agreement between Unisys and the District. The District must also retain copies of all submittals for its records.	Contractor Submittal Schedule	5/14/2020
A.10 Logistical matters need to be coordinated carefully with the District throughout the project. For example, changes to the limits of disturbance and fence lines need to be reviewed with the District in advance to be sure exits are not improperly blocked and to minimize interference with school operations. The District needs to be consulted on final location of construction trailers and worker parking, use of facilities/site outside of LOD. See 015000. See also Comments B1-B9 below.	Acknowledged	NA
 A.11 The District should be invited to the Pre-Mobilization Scope Review Meeting. A.12 Drawing 3, note 3. Construction Traffic patterns need to be discussed with and approved by the District if 	Pre-Construction Meeting	TBD
the patterns are modified by changes to the LOD.	Discuss with ECSD	5/21/2020
A.13 Drawing 3 note 19. Replace plantings with like and in-kind replacements. The District would like advance opportunity to provide input on plant type and locations or to be able to review a final restoration plan of where plants will be provided and their types.	Contractor Submittal Schedule	5/14/2020
A.14 Drawing 4 note 8: Imported material/topsoil- The District reserves the right to review conformance data for imported material to be utilized on any sport field surfaces (baseball/softball) to ensure soils are of same type, quality and compaction as existed before work commences.		5/14/2020
A.15 RECON TP, p. 6 - Is the District invited to 40 HR Hazwoper Training, 8 hour Refresher and Supervisor training? When is this training scheduled?	No training is scheduled.	NA
A.16 RECON TP, p. 35 - A final site inspection will be performed by the District representatives. Any deficiencies will be immediately corrected to the satisfaction of the District.	"immediately corrected"?	TBD
A.17 01 33 00 The District should be provided opportunity to review shop drawings, record documents and contractor submittals as well as receive copies for matters such as demolition plans, excavation plans, imported soils, and seed mixes. See also comment A10.	Contractor Submittal Schedule	5/14/2020
A.18 RECON TP, p. 35 – Section 11.0 references post-construction survey. The District should have the opportunity to participate in any walkthroughs and that "acceptable condition" be determined by the District, of course consistent with any agreements between the parties.		NA
B. MATTERS LACKING SUFFICIENT INFORMATION OR DETAIL B.1 A Staging Plan fails to provide consistent and sufficient details for material storage, trailers, material lay down, worker parking, and dumpsters. In some instances, the information concerning staging matters exist in various locations throughout the drawings and specifications but are inconsistent. A detailed and consistent staging plan for the District's review and comment is requested. Comments B.2 through B.9 below provide more specific comments on staging matters.	Updated Site Plan	5/19/2020

ECSD Comments to IRM 4 Work Plan, Site #c808022	Response	Response Date
B.2 How will the construction trailer be installed? Will it be installed on gravel? Who provides the temporary utilities to the trailer? How is access to the trailers maintained? Are there walkways? Also note that the construction trailer location is not the preferred location. The District requests other locations be considered. Also note that RECON TP at p. 8 references (3) office trailers and a 20' storage unit, to be located "on the western portion of the EHS support zone in the parking lot along South Main Street." This differs from the construction drawings location. Also, please be reminded that Unisys has made a commitment to restore/replace the damage to parking areas that will be caused by any trailers or other construction/IRM related infrastructure, equipment and activity as set forth in the Settlement Agreement between Unisys and the District.	Updated Site Plan	5/19/2020
B.3 RECON TP, p. 8 – Section 4.0 references temporary staging area for imported materials which are not shown on any of the drawings. Location should be coordinated with the District.		5/19/2020
B.4 RECON TP, p. 8 – Section 4.2 references construction offices to be located in parking lot which differs from drawings and later sections of workplan. The location needs to be coordinated with the District.	Updated Site Plan	5/19/2020
B.5 RECON TP, p. 8 – Section 4.2 references temporary storage containers and dumpsters. None of these items are shown on drawings. The location needs to be coordinated with the District.	Updated Site Plan	5/19/2020
B.6 RECON TP, p. 9 - Section 4.5 references parking near construction trailers. Drawings and the work plan make no mention of how these areas will be prepped and restored. Currently there is grass where trailers are shown on drawings.	Updated Site Plan	5/19/2020
B.7 RECON TP, p. 10 – Refers to general Recon parking to be remote with shuttles to site. Where is this parking to be located?	Updated Site Plan	5/19/2020
B.8 A consistent parking plan for all Agencies, Unisys and contractors that is detailed and consistent should be drafted for review and approval by the District. The faculty and student parking areas are not available for parking related to remedial work.		5/19/2020
B.9 Are the frac tanks for water storage tanks like were present last year in the parking lot? One of the tanks is shown outside the LOD east of IRM 4 excavation area. Should this be placed inside LOD? What is restoration plan for its location? Will that plan be part of IRM 5 or IRM 6?		5/19/2020
B.10 It appears that certain utilities, such as electric and water, that run from the main building to the concession stand and then on to the irrigations system and buildings located to the north will be removed and not replaced by Unisys in the IRM 4 area. Temporary electric needs to be provided to the concession stand and other buildings to the north. A temporary water service or other method of watering those grassy areas not being disturbed by haul roads and material storage must also be provided to prevent the vegetation from dying.	Update Temporary Utilities in TEP	5/19/2020
B.11 The LOD has been greatly extended in the football field area such that it now encompasses the concession stand. Is the concessions stand to be demolished? The District must review any demolition plans.	Updated Site Plan	5/19/2020
B.12 How will the baseball field be protected from vehicular traffic? A haul road lies adjacent to the infield skin. Will the infield be protected?	Updated Site Plan	5/19/2020
	Discuss with ECSD Discuss with ECSD	5/21/2020 5/21/2020
B.15 Has the water line work been reviewed/approved by the Water Board?	Construction Drawings and Specifications sent to EWB and CCHD	5/6/2020
B.16 There is insufficient information about the gas line relocation. When, where and how?	Gas line relocation is outside the scope of IRM #4. This project was proposed by NYSEG. It would be beneficial to have this work done before IRM #5. Unisys will work with NYSEG and ECSD to complete this work under the ISMP this summer.	7/15/2020
B.17 Drawing 3 note 17 references final grades on drawing 21. Drawing 21 doesn't have grades	Final grades are shown on Drawing 22. Update Drawing 3 notes.	5/19/2020
B.18 Drawing 6- benches on concrete sidewalk at south west part of excavation area and LOD to be protected in place? Replaced in kind? These benches have not been bolted to the new concrete as part of IRM 3. When IRM 4 is complete, these benches must be bolted down.	Update Drawing 6 and 22 to include bench removal and replacement	5/19/2020
B.19 Drawing 7- Waterline (Not the main water service) that crosses excavation area to be protected in place? Demo? Restored? Is this covered by note 5 & 6?	Clarify Drawing 7 notes	5/19/2020
B.20 Drawing 9, Detail 10- existing waterline to the inside of the building is shown as cut and cap. What does the restoration detail look like? Is a new subgrade line going to be installed in an adjacent location? Cut and cap flush with existing floor, not sticking up out of floor creating a trip hazard. Is the temporary plan layout as shown the final location of water line? What is scheduled to remain?		5/19/2020
B.21 Drawing 9- Temporary water line- water line crosses multiple egress doors from back of gymnasium and pool-what is the detail so that the waterline is not a trip hazard exiting these areas?	Updated temporary water service design	5/21/2020
B.22 Drawing 18-Note 2-What are existing elevations of these areas? The District does not want high/low areas in sport fields where soil is being stockpiled. Will these elevations be identified by drawing notes that reference pre-construction survey? The preconstruction survey should be shared with all and any work plan approval that occurs prior to the preconstruction survey should be conditioned on modifications consistent with the preconstruction survey. See also Comment A9 above.	Pre-Construction Survey	6/1/2020
IECSI) capital project, will tence tooter be required to be removed in accordance with ISMP or SMP in areas that		NA
B.24 RECON TP, p. 3 – Reference is made to demolition plan under separate cover. The District must be provided with and review the plan.	Contractor Submittal Schedule	5/14/2020
R 25 RECON TP n 5 - Several submittals listed here should have the District's review and approval such as:	Contractor Submittal Schedule	5/14/2020

Response Schedule ECSD Comments to IRM 4 Work Plan, Site #c808022 Former Sperry Remington Site - North Portion Elmira, New York

ECSD Comments to IRM 4 Work Plan, Site #c808022	Response	Response Date
B.26 ECON TP, p. 5 - The District has not seen the Demolition Plan for the grandstands. Would this include a demolition plan of the concession stand? Please provide.	plan will be submitted to NYSDEC and ECSD for review	5/14/2020
B.27 RECON TP, p. 13 – Section 5.4 Noise Control does not have any reference to installation of soldier piles to allow for District review.		5/19/2020
B.28 RECON TP, p. 18 – References replacement of existing fencing. Drawings do not show any fencing removal / replacement to allow for District review.	Update TEP	5/19/2020
B.29 RECON TP, p. 20 - The District should be provided an opportunity to review the detailed plan for the installation of the 6" water line provided under a separate cover.	Contractor Submittal Schedule	5/14/2020
B.30 RECON TP, p. 27– Excavation Support Plan listed as being submitted under separate cover. It should be provided for District review.	Contractor Submittal Schedule	5/14/2020
C. REQUESTED REVISIONS OR CORRECTIONS TO WORK PLAN AND/OR DRAWINGS C.1 District grounds storage shed is shown inside the LOD and adjacent to the haul road. The haul road needs to be adjusted so that the District can access this grounds storage building with vehicles to obtain necessary grounds equipment (tractor and mower).		5/19/2020
C.2 LOD behind the bleachers encloses the concession stand, which is also District storage. Gate needs to be provided near the north end of the concession stand so the District can access the garage door at the north end of the building for athletic storage.		5/19/2020
C 3 01.55.00. Should allow for the District's unrestricted access to District buildings within LOD	Update Section 01 55 00	5/19/2020
C.4 Drawing 3, note 16 references detail 29 on drawing 18. The District does not see a detail 29 on Drawing 18.	Update Drawing 3 notes	5/19/2020
C.5 Drawing 3, note 7 addresses "Owner" right to retain any of equipment or materials of demolished bleacher/bathroom it so desires. The District proposes that it be provided the opportunity to mark such equipment and materials it wishes to retain prior to demolition and the Contractor shall take the necessary steps to retain and segregate such materials and equipment.	Pra Damolition Meeting	TBD
C.6 Drawing 5 note 5soldier piles. Hunt to provide approximate location of new team room doors to be installed in the future. The District proposes doing so by marking their location in the field. Soldier piles shall be cut off at 8' below finish grade at doorways at a dimension from centerline of doorway to be provided by Hunt as the District will have a frostwall/ turndown in the sidewalk at the door location. The piles closest to the building should be cut off approximately 36" below finished grade /surface. It is unclear if leaving soldier piles in place included the outer row along the north end of the locker rooms. If those are proposed to remain in place, the District requests these be cut at least 8 feet below finished grade during IRM 5 to eliminate any possible interference with fence posts and utility excavations related to the stadium construction. See also C.13 below concerning vibration control.	Update Excavation Support Plan notes	5/19/2020
C.7 Drawing 9 - Water line penetration should include selective demolition of existing brick, storage and reinstalled by qualified mason/GC.	Update Drawing 9 notes	5/19/2020
C.8 Drawing 10 - NOTE 2- Sheet 6 is not a grading plan. It does not show grades.	Update Drawing 10 notes	5/19/2020
C.9 Drawing 24 - 3E. Seed Mixture- Prefer <i>Preferred Seed Summer Green Supreme Mix</i> at 8#/1000sf for recreational areas. Sport field areas should be seeded with 50/50 Sports Sunny Mix at 4lbs/1000. Specified seed mix is not acceptable for sport field restoration.	Update seed mixture specification	5/19/2020
C.10 The waterline reinstall fails to mention and provide details about sanitizing the main before returning it to service.	Update restoration plan	5/19/2020
C.11 01 57 00 - The District should be notified of any community complaints so we are aware if we receive calls in regards to nuisance created by the project.	Acknowledged	NA
C.12 RECON TP, p. 5 - Section 2.1 references permits by the City of Elmira. Typically on District construction projects, permitting by the City is not required. Rather, approvals are obtained from the NYS Education Department. The reason and need for any approvals should first be discussed with the District before approaching the City.	Acknowledged	NA
C.13 RECON TP, p. 20 – Section 6.8 discusses vibration control as well as Section 2.7 of the Work Plan. The District requests there be crack monitoring during construction when work is adjacent to the building. The District requests a pre-work walkthrough to document conditions of masonry, tile and other interior finishes. A follow up inspection to note any cracking or settlement in the building following the completion of all pile activities and other activities that may cause vibration to the building would also be performed.	Building Survey	TBD
C.14 Section 2.5 of Work Plan and RECON TP, p. 31 – Section 9.1 – Structural Fill: Hunt has some different specifications for structural fill using DOT Type 3: In addition, Hunt's typical specification for standard backfill material (DOT Type 4) calls for max of 10% at 200 sieve 10% at 200 sieve and maximum particle size of 4", in lieu of the 6" specification submitted. The District would like to discuss these specifications with Unisys and the NYSDEC to determine what is best to be implemented. Backfill brought to the site at times during previous IRMs, e.g., IRM 3, contained large pieces of debris which are unacceptable.	Review and revise soil specification as necessary	5/19/2020
C.15 RECON TP, p. 32-33 – Section 9.2 Topsoil. Hunt specifications references no rocks larger than ½",	-	5/19/2020
should be double screened. The District requests these specifications be implemented. C.16 RECON TP, p. 34 – Section 10.0: Restoration activities must include the District's approvals.	Revise TEP	5/19/2020
C.17 RECON TP, p. 39 – Temporary Rally Point example photo does not show closed risers to meet NYS code. Drawings that follow after suggest the use of aluminum kickboard. Please confirm. Note existing bleachers do not meet current codes (lacking kickboards, guards limiting 4" sphere, appropriate aisles and railings).		5/21/2020
C.18 RECON TP, p. 40 – Temporary Rally Point details of proposed bleachers are stamped by Ohio licensed professional. They should be stamped by a New York State licensed professional. Reference is also made to aluminum kickboard which differ from photo. Please confirm the details.		5/21/2020

Response Schedule ECSD Comments to IRM 4 Work Plan, Site #c808022 Former Sperry Remington Site - North Portion Elmira, New York

ECSD Comments to IRM 4 Work Plan, Site #c808022	Response	Response Date
C.19 RECON TP, p. 44 – Temporary Rally Point bleacher specifications reference 2011 Ohio Building Code. Proper reference should be made to NV State Building Code.	Temporary Rally Point Plan and Details	5/21/2020
Proper reference should be made to NY State Building Code.		
C.20 A copy of the specifications attached to this letter should be attached/ appear in the work plan documents.	Review and Revise Section 011400	5/19/2020
This is exact wording is required by the NYS Education Department on all school construction projects. The work		
plan makes reference to Part 155 Regulations in section 011400, 1.03. A., 1. but the wording is odd. Part 155 includes a lot of		
requirements much of which are not relevant to school construction. Part 155.5 is specific to construction on schools and that		
is what is included in the attached document.		