

PUBLIC WORKS COMMITTEE MEETING

Tuesday, April 27, 2010

9:30 am

AGENDA

CALL TO ORDER.....Chm. Belden
APPROVAL OF MINUTES (March 30, 2010).....Chm. Belden
New Business.....Chm. Belden

Page#

2 (R) Contracts.....Bill Lamy
- Federal Aid Projects Cash Flow.....Bill Lamy
- CHIPS Projects.....Bill Lamy
- Beach Road Cost Sharing.....Bill Lamy
6 Alder Brook Road Bridge, Award Construction.....Bill Lamy
8 Draft TIP Update.....Jeff Tennyson
9 (R) Amend Contract CHA, C.I., Corinth Road.....Jeff Tennyson
15 (R) Supplemental Agreement, Grist Mill Road Bridge.....Jeff Tennyson
16 (R) Increase Capital Project, Grist Mill Road Bridge.....Jeff Tennyson
22 (R) Supplemental Agreement, Tannery Road Bridge.....Jeff Tennyson
23 (R) Increase Capital Project, Tannery Bridge.....Jeff Tennyson
24 Tannery Bridge-Public Meeting (May 4, 2010).....Jeff Tennyson

Items of Interest

- Intersection Improvement CR #2 and 4 (Thurman).....Jeff Tennyson
30 Contract Extension-Winchip Overhead Door Co.....Bill Lamy
33 A.P. Reale (Final Cost- Hague Sewer District #2).....Bill Lamy
34 A.P. Reale-Change Order No. 7 Hague Sewer District No. 2.....Bill Lamy

Old Business

36 Referrals.....Bill Lamy

ADJOURNMENT.....Chm Belden
PRIVILEGE OF THE FLOOR.....Chm. Belden

RESOLUTION REQUEST FORM NO. 20

MISCELLANEOUS*

DEPARTMENT NAME: PUBLIC WORKS

DATE: 27-Apr-10

(a) Purpose of Request: Authorize the Chairman of The Board, The Superintendent of DPW or his designated representative to enter into agreements with various vendors or contractors regarding services required

(b) Details: Request modifies resolution 431 of 2008 by raising the limit on contracts to \$20,000 and authorizes the Superintendent of DPW to execute agreements. The limit coincides with the dollar amount for quotes listed in the purchasing policy. Agreements that require an RFP or a formal BID would require an additional Board resolution and the agreement would be executed by the Chairman of the Board. The resolution would stream line the approval process for the repair of vehicles and equipment, ultimately saving the county time and money.

(c) Previous Resolution Number: 431 of 2008

2. Public Works Projects/Contracts (continued)

PUBLIC WORKS Wage rates and Board Approval Required	AS PER PURCHASING AND/OR DEPT. HEAD	WRITTEN QUOTES			
		3	4	RFP	Other
Under \$2,000	X				
\$2,001 - \$7,000		X			
\$7,001 - \$20,000			X		
\$20,001 - \$34,999				X	
\$35,000 & up					Bid

Resolution introduced by Supervisors Belden, Bentley, Tessier, Stec, Merlino, Haskell, Champagne, Taylor and Goodspeed

AUTHORIZING CHAIRMAN OF THE BOARD OF SUPERVISORS TO ENTER INTO AND EXECUTE AGREEMENTS WITH VARIOUS VENDORS OR CONTRACTORS REGARDING SERVICES REQUIRED, FROM TIME TO TIME, BY THE DEPARTMENT OF PUBLIC WORKS, SUBJECT TO CERTAIN CONDITIONS - DEPARTMENT OF PUBLIC WORKS

WHEREAS, in the regular course of performing its customary and usual governmental functions or performing functions assigned to it by the Board of Supervisors, the Department of Public Works (including the various Divisions thereof) utilizes minor routine and/or emergency services of a number of vendors or contractors for services such as, but not limited to, septic services, plumbing services, water testing services, fire alarm testing services, crane inspection services and lift inspection services, and

WHEREAS, the Superintendent of Public Works budgets for these types of services which range in costs from a few hundred dollars to a few thousand dollars, and

WHEREAS, the aforesaid services are not usually something that would be done in house by DPW employees and approval of these agreements by the Board of Supervisors appears to be routine and ministerial due to the obvious need for the same, and

WHEREAS, the budget process provides an opportunity for adequate review and approval of these type of services and expenses associated with the same and the Board of Supervisors desires to avoid needless additional paperwork and resolutions concerning agreements for the aforesaid services, now, therefore, be it

RESOLUTION NO. 431 OF 20 08

Page 2, Continued

RESOLVED, that, until such time as this resolution is repealed, the Chairman of the Board of Supervisors be, and hereby is, authorized, from time to time and without the need for additional separate resolutions, to enter into and execute agreements on behalf of Warren County with various vendors or contractors with regard to governmental work activities or services within the budget of the Department of Public Works (including the various Divisions thereof), subject to the following conditions:(1) any agreement may not individually exceed the aggregate amount of Five Thousand Dollars (\$5,000) in any fiscal year; (2) the services must have been budgeted for; there must be budgeted funds available to pay for the same, and purchase orders and/or computer data entries required by the County's accounting software must occur; (3) the established Purchasing Policy must still be followed (with the exception of the need to acquire resolutions); and (4) the agreements must be approved by the Superintendent of Public Works and the County Attorney.

WARREN COUNTY DEPARTMENT OF PUBLIC WORKS

MAIN OFFICES

4028 Main Street
Warrensburg, N.Y. 12885
Tel (518) 623-4141
(518) 761-6556
Fax (518) 623-2772



WILLIAM E. LAMY, P.E.
Superintendent of Public Works

JEFFERY E. TENNYSON, P.E.
Deputy Superintendent of Public Works

TOD BEADNELL, P.E.
Deputy Superintendent of Operations

DIVISIONS

Airport
Sewer Administration
Parks & Recreation
Recycling
Highway & Traffic
Engineering
Buildings & Grounds

April 23, 2010

Mr. Robert Hansen, PE
Regional Planning and Program Management
NYSDOT Region One
328 State Street
Schenectady, NY 12305

ATTN: Mike Stella

RE: Contract Award Package; PIN 1757.78; Alder Brook Road over Trout Brook Bridge Replacement; (BIN 3305220); Town of Chester, Warren County

Dear Mr. Hansen;

On April 8, 2010 we received bids for the subject project which is the fulfillment of our federally funded project. The project was authorized for a letting by your office on March 17, 2010. The project was advertised for 3 weeks beginning March 17, 2010.

We received five (5) bids, of which all are tallied in order as follows:

<u>Rank</u>	<u>Bidder Name</u>	<u>Base Bid Amount</u>
1	Stephen Miller General Contractors	\$1,154,396.50
2	Tioga Construction Company, Inc.	\$1,232,408.00
3	ING Civil, Inc.	\$1,244,000.00
4	Reale Construction Company, Inc.	\$1,298,000.00
5	Wm. J. Keller & Sons Construction Corp.	\$1,341,902.01

Warren County is recommending that Stephen Miller General Contractors be chosen for the award. The breakdown of this bid by fiscal share is as follows:

Total Bid	\$1,154,396.50
Federal share @ 80% =	\$ 923,517.20
State share @ 15% =	\$ 173,159.48
Local share @ 5% =	\$ 57,719.82
Other Share(s) =	\$ 0

The award is recommended to be made to the lowest bidder.

The recommended bid does contain individual quantity bids which are 25 percent, or more over the engineer's estimate. These individual quantity bids are explained in the Bid Analysis. The recommended bid is balanced and complete.

The following items are enclosed as part of this Contract Award package:

- Proof of Advertising (NYS Contract Reporter, POST-STAR)
- Copy of Signed Proposal (Including Non-Collusive Bidding Certification, NYS Uniform Contractor Questionnaire)
- Analysis of Bids Memorandum (Including Mathematical Certification)
- Recommendation of Award Memorandum
- The DBE Utilization Package - 10% participation goal (Forms AAP-19, AAPHC-89).

A search of the NYS Department of Labor website determined that Stephen Miller General Contractors and their proposed DBE subconsultants are not on Debarred list of contractors.

Stephen Miller General Contractors, Inc. has proposed a 4.5% DBE utilization, which is below the 10% goal for this project. They are, however, utilizing a Woman-Owned Business Enterprise for 11% of the contract. The Warren County Department of Public Works is satisfied with the contractor's Good Faith Efforts toward attaining the DBE Utilization goal.

I hereby certify that to the best of my knowledge and belief all applicable Federal and municipal bidding procedures were followed, the low bid is a reasonable and acceptable bid for the contract work, and the contractor who submitted the low bid is qualified and capable to satisfactorily perform the contract work.

I hereby certify the low bidder as responsible as outlined in Section 14.3 of the NYSDOT Procedures for Locally Administered Federal Aid Projects Manual. We request your concurrence to award this contract. If you have any questions, please contact me at (518) 761-6556.

Sincerely,

William E. Lamy, P.E.
Superintendent, Warren County DPW

c: C. Tutunjian, CME

Enclosure

DRAFT

DRAFT TRANSPORTATION IMPROVEMENT PLAN UPDATE

All projected for 80% Fed, 15% State and 5% Local Shares

Road Projects

1. Beach Rd (CR 51) Reconstruction (2011)
2. Hicks Rd (CR 52) Reconstruction (2013) – *New Project

Bridge Projects

1. Harrington Rd Bridge over Mill (2010-2011)
2. Lanfear Rd Bridge over Stony Rehabilitation (2012) – *New Project
3. Crane Mt Rd Bridge over Mill Replacement (2013) – *New Project
4. Valley Rd Bridge over Patterson Replacement (2014) – *New Project
5. Middleton Bridge over Schroon Replacement (2015)
6. Blair Rd Bridge over Mill Replacement (2015) – *New Project

RESOLUTION REQUEST FORM NO. 4

Request for

Amending Existing Contract

DEPARTMENT NAME: DPW

DATE: 4-26-10

(a) Purpose of Contract Change: The addition of extra design work, addition of extra right-of-way work, utility coordination services, and additional SubConsultant (B&L) for the Reconstruction of Corinth Road project.

(b) Resolution Number, or Numbers if Amended, which Authorized the Original Contract: 127 of 2000

(c) Name of Contractor: Clough Harbour and Associates, LLP

(d) Address of Contractor: 3 Winners Circle, Albany

(e) Contractor's Contact Person and Telephone Number: Ray Rumanowski, P.E.
453-4500

(f) Commencement Date of Extension: September 20,2009

(g) Termination Date of Extension: Until Complete

(h) Payment Provisions: i) lump sum amount
ii) hourly rate amount
iii) total amount not to exceed \$67,000
iv) how will payments be made (i.e. monthly, quarterly, upon completion of the project, etc.

(i) Where are the Funds for this Contract? List Budget Code, (with title), Object Code (with title), and Amount: OR Capital Project OR Capital Reserve Project Number, and Title, and Amount: H199 9950 280

SUPPLEMENTAL AGREEMENT NO. 6
PIN 1753.80
Extra Work – Additional Final Design, Additional Right-Of-Way
Tasks Related to Condemnation
and
Contract Modification Construction Inspection Services
Corinth Road – Main Street Corridor
Town of Queensbury and City of Glens Falls, Warren County

EXECUTIVE SUMMARY

Part 1 of this Supplemental Agreement consists of additional design services required by Clough Harbour & Associates LLP (CHA) to resolve last minute issues with the Town's design consultant, utility companies, and other entities related to design, easements, right-of-way acquisition, and contract documents.

Part 2 of this Supplemental Agreement allows for CHA to retain the law firm of Hite and Beaumont, P.C. to provide various legal services including appraisals to assist Warren County in condemnation proceedings in order to acquire properties by Eminent Domain for the subject project. Hite and Beaumont, P.C. will be compensated on an hourly rate basis plus expenses for a not-to-exceed fee of \$50,000 according to agreed upon hourly rates. All invoices will provide an itemized breakdown of time spent and a justification for expenditures.

Part 3 of this Supplemental Agreement allows for CHA to retain Barton & Loguidice, P.C. (B&L) to provide construction inspection services related to the Town's water and sewer installation which was included in this construction contract as a betterment. B&L will provide one (1) qualified construction inspector and appropriate support staff for the duration of water and sewer installation exclusive of house service connections. This work was requested by the Town of Queensbury to ensure the integrity of the new systems and agreed to by Warren County. The contract modification will allow for B&L's inclusion into the contract at an estimated cost of \$81,781 offset by a deduction of a similar amount from CHA's contract authorization for these services added by Supplemental Agreement No. 5, resulting in no net change in the cost of these services.

Exhibit C attached shows the cost modifications to the contract.

Exhibit A, Page 1
Salary Schedule

CLOUGH, HARBOUR AND ASSOCIATES LLP

PIN 1753.80
Supplemental Agreement # 6, Additional Final Design, Right-of-Way, and Other Tasks
Corinth Road, Main Street, Broad Street
Town of Queensbury and City of Glens Falls
Warren County

JOB TITLE	ASCE (A) OR NICET (N) GRADE	AVERAGE		MAXIMUM	MAXIMUM	OVERTIME*
		HOURLY RATE		HOURLY	HOURLY	
		PRESENT 4/1/2008	PROJECTED 1/1/2009	RATES 2009	RATES 2010	
PRINCIPAL	IX (A)	\$ 78.23	\$ 73.50	\$ 73.50	\$ 73.50	A
MANAGING ENGINEER	VIII (A)	\$ 92.57	\$ 73.50	\$ 73.50	\$ 73.50	A
SENIOR PRINCIPAL ENGINEER	VII (A)	\$ 70.67	\$ 72.79	\$ 73.50	\$ 73.50	A
PRINCIPAL ENGINEER	VI (A)	\$ 56.81	\$ 58.51	\$ 73.50	\$ 73.50	A
SENIOR ENGINEER	V (A)	\$ 44.25	\$ 45.58	\$ 64.27	\$ 66.84	B
PROJECT ENGINEER	IV (A)	\$ 33.38	\$ 34.38	\$ 49.69	\$ 51.68	B
ASST PROJECT ENGINEER	III (A)	\$ 28.98	\$ 29.85	\$ 34.54	\$ 35.92	B
ASSISTANT ENGINEER	III (A)	\$ 23.96	\$ 24.68	\$ 33.22	\$ 34.55	B
PRIN ENG TECH DRAFTER	IV (N)	\$ 33.52	\$ 34.53	\$ 51.40	\$ 53.45	B
SR ENGR TECH DRAFTER	III (N)	\$ 27.23	\$ 28.05	\$ 38.63	\$ 40.17	B/C
ENGR TECH DRAFTER	II (N)	\$ 19.13	\$ 19.70	\$ 29.30	\$ 30.47	B/C
ASST ENGR TECH DRAFTS	I (N)	\$ 11.96	\$ 12.32	\$ 16.07	\$ 16.71	C
TECHNICAL TYPIST	NA	\$ 18.41	\$ 18.96	\$ 28.33	\$ 29.47	C
PRINCIPAL PLANNER	VI (A)	\$ 45.66	\$ 47.03	\$ 60.26	\$ 62.67	A
SENIOR PLANNER	V (A)	\$ 42.93	\$ 44.22	\$ 54.53	\$ 56.72	B
PLANNER	III (A)	\$ 25.46	\$ 26.22	\$ 33.72	\$ 35.07	B
PRINCIPAL ENVIRONMENTAL MANAGER	VII (A)	\$ 78.85	\$ 73.50	\$ 73.50	\$ 73.50	A
PRINCIPAL SCIENTIST	VI (A)	\$ 71.95	\$ 73.50	\$ 73.50	\$ 73.50	A
PROJECT SCIENTIST	V (A)	\$ 33.85	\$ 34.87	\$ 41.14	\$ 42.79	B
SCIENTIST III	IV (A)	\$ 26.16	\$ 26.94	\$ 34.28	\$ 35.65	B
SCIENTIST II	III (A)	\$ 22.12	\$ 22.78	\$ 25.75	\$ 26.78	B
SCIENTIST I	II (A)	\$ 19.29	\$ 19.87	\$ 23.95	\$ 24.91	B
MANAGING LANDSCAPE ARCHITECT	VIII (A)	\$ 103.80	\$ 73.50	\$ 73.50	\$ 73.50	A
PRINCIPAL LANDSCAPE ARCHITECT	VII (A)	\$ 60.54	\$ 62.36	\$ 73.02	\$ 73.50	A
SR LANDSCAPE ARCHITECT	V (A)	\$ 42.68	\$ 43.96	\$ 54.07	\$ 56.24	B
LANDSCAPE ARCHITECT	IV (A)	\$ 24.33	\$ 25.06	\$ 35.49	\$ 36.91	B
PRINCIPAL SURVEYOR	VII (A)	\$ 52.64	\$ 54.22	\$ 56.39	\$ 58.64	A
SENIOR SURVEYOR	IV (N)	\$ 37.01	\$ 38.12	\$ 46.97	\$ 48.85	B
PARTY CHIEF	III (N)	\$ 20.15	\$ 20.75	\$ 26.60	\$ 27.66	C
INSTRUMENTPERSON	II (N)	\$ 15.55	\$ 16.02	\$ 17.82	\$ 18.54	C

*OVERTIME POLICY

Category A - no overtime compensation.

Category B - overtime compensated at straight time.

Category C - overtime compensated at time and one half rate

Overtime applies to hours worked in excess of the normal working hours of 8 hours per day.

Exhibit B, Page 1
Direct Non-Salary Costs

CLOUGH, HARBOUR & ASSOCIATES LLP

PIN 1753.80

Supplemental Agreement # 6, Additional Final Design, Right-of-Way, and Other Tasks
Corinth Road, Main Street, Broad Street
Town of Queensbury and City of Glens Falls
Warren County

1. Vehicle Mileage

a. To and from project site

Car 2 trips x 100 miles / trip x \$0.500 / mile = \$100.00

b. To and from County Offices

2 trips x 120 miles / trip x \$0.500 / mile = \$120.00

TOTAL VEHICLE MILEAGE = \$220.00

TOTAL DIRECT NON-SALARY COSTS = \$220.00

Exhibit C
Summary

CLOUGH HARBOUR & ASSOCIATES LLP

PIN 1753.80

Supplemental Agreement # 6, Additional Final Design, Additional Right-of-Way Tasks (Condemnation)
And Contract Modification for Construction Inspection Services
Corinth Road, Main Street, Broad Street
Town of Queensbury and City of Glens Falls
Warren County

	<u>Part 1 Additional Design Services</u>	<u>Part 2 Right-of-Way Extra Work</u>	<u>Part 3 Construction Modification</u>	<u>Total</u>
Direct Technical Labor	\$5,617	\$0	\$0	<u>\$5,617</u>
Overtime, Premium Portion	\$0	\$0	\$0	<u>\$0</u>
Direct Non-Salary Costs (Estimated Subject to Audit)	\$220	\$0	\$0	<u>\$220</u>
Overhead (@165.84% - Office)	\$9,315	\$0	\$0	<u>\$9,315</u>
Fixed Fee	\$1,642	\$0	\$0	<u>\$1,642</u>
Subconsultant's Cost (Hite and Beaumont, P.C.)	\$0	\$50,000	\$0	<u>\$50,000</u>
Subconsultant's Cost (Barton & Loguidice, P.C.)	\$0	\$0	\$81,781	<u>\$81,781</u>
Adjustment to Clough Harbour & Associates LLP	\$0	\$0	(\$81,781)	<u>(\$81,781)</u>
TOTAL ESTIMATED COST	<u>\$16,794</u>	<u>\$50,000</u>	<u>\$0</u>	<u>\$66,794</u>
Increase in MAXIMUM AMOUNT PAYABLE this Supplemental				\$67,000
MAXIMUM AMOUNT PAYABLE through Supplemental Agreement No. 5				\$3,938,000
Revised MAXIMUM AMOUNT PAYABLE				<u>\$4,005,000</u>

RESOLUTION REQUEST FORM NO. 6

Request to Amend

Existing Grant

DEPARTMENT NAME: DPW

DATE: 4/21/10

- (a) Purpose of Grant Amendment: Supplemental Master Agreement #4 for Grist Mill Rd Bridge Engineering Phase
- (b) Resolution No. which Authorized Original Application and Grant: 74 of 2006
- (c) Name of Grantor: NYSDOT
- (d) Address of Grantor: 328 State St, Schenectady NY, 12305
- (e) Grantor's Contact Person and Telephone Number: Karen Williams, 388-0438
- (f) Has or Will the Grant Amendment or Grant Extension be provided, if so, Please Attach? Yes
- (g) Effective Date of Amendment or Extension: Upon Execution
- (h) Termination Date of Amendment or Extension: Upon Completion
- (i) Total Dollar Amount Involved (not to exceed): *add \$25,879.00*

A Supplemental Agreement has been requested for additional Engineering Phase work. Grant is 80% Federal share. The Total dollar amount includes:

Federal Share (80%) of \$20,704.00

State Marchiselli Funds of \$4,000.00

Local Share \$1,175.00 (No added Local Share needed)

- (j) Is a Budget amendment required? no If yes, please complete and submit Form No. 7.
- (k) Are the funds to go into a Capital Project or Capital Reserve Project? Yes If yes, also complete and submit Form No. 8 or Form No. 9, as applicable.
- (l) Is a Local Share Required? No If Yes, Where are the Funds? List Budget Code (with title), Object Code (with title), and Amount OR Capital Project OR Capital Reserve Project Number and Title and Amount: Grist Mill Rd Bridge H259 9550 280

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RESOLUTION REQUEST FORM NO. 9

Request to Increase

Existing Capital Project

**If this is the result of a grant award, also complete and submit Form No. 5 or 6*

DEPARTMENT NAME: DPW

DATE: 4-21-10

- (a) Exact Title and Number of Project*: Grist Mill Bridge Replacement H259 9550
280
- (b) Is this a Capital Project? Yes
- (c) Is this a Capital Reserve Project? No
- (d) Amount of Increase (if applicable): \$25,879
- (e) Amount of Decrease (if applicable): NA
- (f) Source of Funding (if Increase) (including name & title of codes, etc.):

Supplemental Agreement #4 -	\$20,704 Fed Share(80%)
	\$4,000.00 State Marchiselli Share
	\$1,175.00 Local Share (already funded)
Total	\$25,879
- (g) Changes in Funding (if Amendment):
- (h) Purpose of Increase or Decrease or Amendment: Supplemental Agreement # 4



State of New York
Department of Transportation
328 State Street
Schenectady, New York 12305-2302

Mary E. Ivey
Regional Director

April 19, 2010

Stanley Gee
Acting Commissioner

Mr. William Lamy
Superintendent of Public Works
Warren County Dept. of Public Works
4028 Main Street
Warrensburg, NY 12885

Attention: Mr. Kevin Hajos

Dear Mr. Lamy:

**RE: Supplemental No. 4 Agreement and Resolution for
PIN 1757.17.121/.221, Grist Mill Road (TR13) over
Stony Creek, Warren County**

The Office of Taxpayers Accountability and State Operations Office have mandated a new payment process for all Federal Aid/State Aid Projects. All payments will only be made by Electronic Payment (EFT – Electronic Funds Transfer). This will require you to register with the State Comptroller (OSC) Treasury epay Office. You may contact them by Internet at www.osc.state.ny.us/epay/index.htm, by e-mail at epunit@osc.state.ny.us, or by telephone at 518-474-4032. In addition, OSC also requires you to initiate a new “Substitute W-9” form. Information on this form may be found at <http://www.osc.state.ny.us/epay/subw9form.pdf>. The new substitute form must be directed to NYS Office of the State Comptroller-9th Floor, Albany, NY 12236.

You must establish an EFT account prior to requesting reimbursement for any Federal Aid/State Aid Project.

Enclosed is the proposed supplemental agreement and resolution required for the above subject project. These documents need to be enacted by the municipality to increase the Preliminary engineering Phase for final costs.

Also enclosed in compliance with the State Operations Office of Taxpayer Accountability is the Notice of Requirements.

Mr. William Lamy
Page Two
April 19, 2010

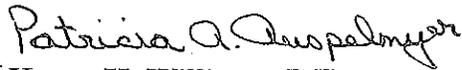
Please note the instructions listed below:

Instructions

- (A) We have provided you with a single copy of the Supplemental Cover Page and relevant Schedule "A".
- (B) We have provided you with a single copy of a draft resolution. The Municipality should complete, enact and certify the resolution. Please do not change the wording of the resolution in any way without checking with this office first. Remember the resolution must identify the source of the funding appropriation. Please return 3 (three originals with the required certificates Also, as with the agreement, please keep an additional copy for your records as you will not get a copy of the resolution returned to you.
- (C) We have provided you with 5 (five) copies of the necessary signature page. Please return all 5 (five) copies to this office with the above resolutions. You will get a single original of this page returned to you once the contract is executed by the necessary State Officials.

Should you have any questions or concerns, please do not hesitate to contact Pattie Auspelmyer (388-0421) or Heidi Romines (388-0435).

Very truly yours,



for Karen H. Williams, P.E.
Regional Local Projects Liaison
Program Development and Management
Group, Region One

KWH:paa

cc: J. Church, PMD, Project Operations Bureau, 50 Wolf Rd, 6th Floor

OSC Municipal Contract #: D024656 Contract End Date: 12/31/2012 (mm/dd/yyyy)
 Check, if date changed from the last Schedule A

Purpose: Original Standard Agreement Supplemental Schedule A No. 4

Agreement Type: Locally Administered Municipality/Sponsor (Contract Payee): Warren County
 Other Municipality/Sponsor (if applicable):

State Administered List participating Municipality(ies) and the % of cost share for each and indicate by checkbox which Municipality this Schedule A applies.
 Municipality: % of Cost share
 Municipality: % of Cost share
 Municipality: % of Cost share

Authorized Project Phase(s) to which this Schedule applies: PE/Design ROW Incidentals
 ROW Acquisition Construction/CI/CS

Work Type: BR REPLACE County (If different from Municipality):

Project Description (Check, if changed from last Schedule A): BIN 3305560, Grist Mill Road (TR13) Bridge
 Additional Project Description (if required): over Stony Creek
 Marchiselli Eligible [X] Yes [] No

Approved Marchiselli Allocations in Legislature's Comprehensive List FOR ALL PHASES To compute Total Costs in the last row and column; right click in each field and select "Update Field."

Check box to indicate change from last Schedule A	State Fiscal Year(s)	Project Phase			TOTAL
		PE/Design	ROW (RI & RA)	Construction/CI/CS	
<input type="checkbox"/>	Cumulative total for all prior SFYs	\$27,750.00	\$16,000.00	\$0.00	\$43,750.00
<input checked="" type="checkbox"/>	Current SFY 09/10	\$4,000.00	\$0.00	\$0.00	\$4,000.00
Authorized Allocations to Date		\$31,750.00	\$16,000.00	\$ 0.00	\$47,750.00

A. Summary of allocated MARCHISELLI Program Costs FOR ALL PHASES For each PIN-Fiscal Share below, show current costs on the rows indicated as "Current." Show the old costs from the previous Schedule A on the row indicated as "Old." To compute Total Current Costs in the last row, right click in each field and select "Update Field."

PIN Fiscal Share	"Current" or "Old" entry indicator	Federal Funding Program	Total Costs	FEDERAL Participating Share and Percentage	STATE MARCHISELLI Match	LOCAL Matching Share	LOCAL DEPOSIT AMOUNT (Required only if State Administered)
1757.17.121	Current	HBRRP	\$235,259.00	\$188,208.00 (80%)	\$31,750.00	\$15,301.00	\$0.00
	Old		\$209,380.00	\$167,504.00 (80%)	\$27,750.00	\$14,126.00	\$0.00
1757.17.221	Current	HBRRP	\$62,275.00	\$49,820.00 (80%)	\$9,341.00	\$3,114.00	\$0.00
	Old		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
TOTAL CURRENT COSTS:			\$297,534.00	\$238,028.00	\$41,091.00	\$18,415.00	\$ 0.00

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B. Summary of Other (including Non-allocated MARCHISELLI) Participating Costs FOR ALL PHASES For each PIN Fiscal Share, show current costs on the rows indicated as "Current." Show the old costs from the previous Schedule A on the row indicated as "Old." To compute Total Current Costs in last row, right click in each field and select "Update Field."

Other PIN Fiscal Shares	'Current' or 'Old' entry indicator	Funding Source	TOTAL	Other FEDERAL	Other STATE	Other LOCAL
	Current		\$	\$	\$	\$
	Old		\$	\$	\$	\$
	Current		\$	\$	\$	\$
	Old		\$	\$	\$	\$
	Current		\$	\$	\$	\$
	Old		\$	\$	\$	\$
	Current		\$	\$	\$	\$
	Old		\$	\$	\$	\$
	Current		\$	\$	\$	\$
	Old		\$	\$	\$	\$
	Current		\$	\$	\$	\$
	Old		\$	\$	\$	\$
TOTAL CURRENT COSTS			\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00

C. Total Local Deposit(s) Required for State Administered Projects:	\$0.00
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D. Total Project Costs To compute Total Costs in the last column, right click in the field and select "Update Field."				
Total FEDERAL Cost	Total STATE MARCHISELLI Cost	Total Other STATE Cost	Total LOCAL Cost	Total Costs (all sources)
\$238,028.00	\$41,091.00	\$0.00	\$18,415.00	\$297,534.00

E. Point of Contact for Questions Regarding this Schedule A (Must be completed)	Name: <u>Pattie Auspelmyer</u> Phone No: <u>518-388-0421</u>
--	---

See Agreement (or Supplemental Agreement Cover) for required contract signatures.

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Footnotes: (See CADB Website for link to sample footnotes)

- This Schedule A represents an increase in the Preliminary Engineering from \$209,380 to \$235,259.00 for final phase costs.
- Marchiselli Funding required for the Preliminary Engineering Phase currently Totals \$35,289.00, i.e. [15% of \$235,259.00]. However, only \$31,750.00 is currently available.
- This Schedule A also adds approved SFY 09/10 State Marchiselli Funds to the Preliminary Engineering Phase.
- This Supplemental Schedule A also extends the phase completion date from 12/31/2010 to 12/31/2012.
-
-
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-
-
-
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-

RESOLUTION REQUEST FORM NO. 6

*Request to Amend*Existing Grant

DEPARTMENT NAME: DPW

DATE: 4/21/10

- (a) Purpose of Grant Amendment: Supplemental Master Agreement #4 for Tannery Rd Bridge Engineering Phase
- (b) Resolution No. which Authorized Original Application and Grant: 73 of 2006
- (c) Name of Grantor: NYSDOT
- (d) Address of Grantor: 328 State St, Schenectady NY, 12305
- (e) Grantor's Contact Person and Telephone Number: Karen Williams, 388-0438
- (f) Has or Will the Grant Amendment or Grant Extension be provided, if so, Please Attach? Yes
- (g) Effective Date of Amendment or Extension: Upon Execution
- (h) Termination Date of Amendment or Extension: Upon Completion
- (i) Total Dollar Amount Involved (not to exceed): *add \$29,906.00*
A Supplemental Agreement has been requested for additional Engineering Phase work. Grant is 80% Federal share. The Total dollar amount includes:
Federal Share (80%) of \$23,925.00
State Marchiselli Funds of \$5,000.00
Local Share \$981.00 (No added Local Share needed)
- (j) Is a Budget amendment required? no If yes, please complete and submit Form No. 7.
- (k) Are the funds to go into a Capital Project or Capital Reserve Project? Yes If yes, also complete and submit Form No. 8 or Form No. 9, as applicable.
- (l) Is a Local Share Required? No If Yes, Where are the Funds? List Budget Code (with title), Object Code (with title), and Amount OR Capital Project OR Capital Reserve Project Number and Title and Amount: Tannery Rd Bridge H258 9550 280

RESOLUTION REQUEST FORM NO. 9

Request to Increase

Existing Capital Project

**If this is the result of a grant award, also complete and submit Form No. 5 or 6*

DEPARTMENT NAME: DPW

DATE: 4-21-10

(a) Exact Title and Number of Project*: Tannery Rd Bridge Replacement H258 9550
280

(b) Is this a Capital Project? Yes

(c) Is this a Capital Reserve Project? No

(d) Amount of Increase (if applicable): \$29,906

(e) Amount of Decrease (if applicable): NA

(f) Source of Funding (if Increase) (including name & title of codes, etc.):

Supplemental Agreement #4 -	\$23,925 Fed Share (80%)
	\$5,000 Marchiselli Funds
	\$981 Local Share (already funded)

Total - \$29,906

(g) Changes in Funding (if Amendment):

(h) Purpose of Increase or Decrease or Amendment: Supplemental Agreement # 4

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State of New York
Department of Transportation
328 State Street
Schenectady, New York 12305-2302

Mary E. Ivey
Regional Director

April 19, 2010

Stanley Gee
Acting Commissioner

Mr. William Lamy
Superintendent of Public Works
Warren County Dept. of Public Works
4028 Main Street
Warrensburg, NY 12885

Attention: Mr. Kevin Hajos

Dear Mr. Lamy:

**RE: Supplemental No. 4 Agreement and Resolution for
PIN 1755.21.121/.221, Tannery Road (CR33) Bridge over
Stony Creek, Warren County**

The Office of Taxpayers Accountability and State Operations Office have mandated a new payment process for all Federal Aid/State Aid Projects. All payments will only be made by Electronic Payment (EFT – Electronic Funds Transfer). This will require you to register with the State Comptroller (OSC) Treasury epay Office. You may contact them by Internet at www.osc.state.ny.us/epay/index.htm, by e-mail at epunit@osc.state.ny.us, or by telephone at 518-474-4032. In addition, OSC also requires you to initiate a new “Substitute W-9” form. Information on this form may be found at <http://www.osc.state.ny.us/epay/subw9form.pdf>. The new substitute form must be directed to NYS Office of the State Comptroller-9th Floor, Albany, NY 12236.

You must establish an EFT account prior to requesting reimbursement for any Federal Aid/State Aid Project.

Enclosed is the proposed supplemental agreement and resolution required for the above subject project. These documents need to be enacted by the municipality to increase the Preliminary engineering Phase for final costs.

Also enclosed in compliance with the State Operations Office of Taxpayer Accountability is the Notice of Requirements.

Mr. William Lamy
Page Two
April 19, 2010

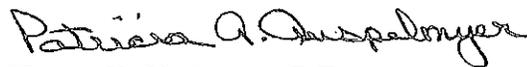
Please note the instructions listed below:

Instructions

- (A) We have provided you with a single copy of the Supplemental Cover Page and relevant Schedule "A".
- (B) We have provided you with a single copy of a draft resolution. The Municipality should complete, enact and certify the resolution. Please do not change the wording of the resolution in any way without checking with this office first. Remember the resolution must identify the source of the funding appropriation. Please return 3 (three originals with the required certificates Also, as with the agreement, please keep an additional copy for your records as you will not get a copy of the resolution returned to you.
- (C) We have provided you with 5 (five) copies of the necessary signature page. Please return all 5 (five) copies to this office with the above resolutions. You will get a single original of this page returned to you once the contract is executed by the necessary State Officials.

Should you have any questions or concerns, please do not hesitate to contact Pattie Auspelmyer (388-0421) or Heidi Romines (388-0435).

Very truly yours,



KW Karen H. Williams, P.E.
Regional Local Projects Liaison
Program Development and Management
Group, Region One

KWH:paa

cc: J. Church, PMD, Project Operations Bureau, 50 Wolf Rd, 6th Floor

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NYS DOT/Local Agreement - Schedule A for PIN 1755.21

OSC Municipal Contract #: D024660 Contract End Date: 12/31/2012 (mm/dd/yyyy)
 Check, if date changed from the last Schedule A

Purpose: Original Standard Agreement Supplemental Schedule A No. 4

Agreement Type: Locally Administered Municipality/Sponsor (Contract Payee): Warren County
 Other Municipality/Sponsor (if applicable):

State Administered List participating Municipality(ies) and the % of cost share for each and indicate by checkbox which Municipality this Schedule A applies.
 Municipality: % of Cost share
 Municipality: % of Cost share
 Municipality: % of Cost share

Authorized Project Phase(s) to which this Schedule applies: PE/Design ROW Incidentals
 ROW Acquisition Construction/CI/CS

Work Type: BR REPLACE County (If different from Municipality):

Project Description (Check, if changed from last Schedule A): BIN 3305570, Tannery Road (CR3) Bridge over
 Additional Project Description (if required): Stoney Creek
 Marchiselli Eligible [X] Yes [] No

Approved Marchiselli Allocations in Legislature's Comprehensive List FOR ALL PHASES To compute Total Costs in the last row and column, right click in each field and select "Update Field."

Check box to indicate change from last Schedule A	State Fiscal Year(s)	Project Phase			TOTAL
		PE/Design	ROW (RI & RA)	Construction/CI/CS	
<input type="checkbox"/>	Cumulative total for all prior SFYs	\$35,500.00	\$10,000.00	\$0.00	\$45,500.00
<input checked="" type="checkbox"/>	Current SFY 09/10	\$5,000.00	\$0.00	\$0.00	\$5,000.00
Authorized Allocations to Date:		\$40,500.00	\$10,000.00	\$ 0.00	\$50,500.00

A. Summary of allocated MARCHISELLI Program Costs FOR ALL PHASES For each PIN Fiscal Share below, show current costs on the rows indicated as "Current". Show the old costs from the previous Schedule A on the row indicated as "Old". To compute Total Current Costs in the last row, right click in each field and select "Update Field."

PIN Fiscal Share	"Current" or "Old" entry indicator	Federal Funding Program	Total Costs	FEDERAL Participating Share and Percentage	STATE MARCHISELLI Match	LOCAL Matching Share	LOCAL DEPOSIT AMOUNT (Required only if State Administered)
1755.20.121	Current	HBRRP	\$292,426.00	\$233,941.00 (80%)	\$40,500.00	\$17,985.00	\$0.00
	Old		\$262,520.00	\$210,016.00 (80%)	\$35,500.00	\$17,004.00	\$0.00
1755.21.221	Current	HBRRP	\$63,750.00	\$51,000.00 (80%)	\$9,563.00	\$3,187.00	\$0.00
	Old		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
TOTAL CURRENT COSTS:			\$356,176.00	\$284,941.00	\$50,063.00	\$21,172.00	\$ 0.00

B. Summary of Other (including Non-allocated MARCHISELLI) Participating Costs FOR ALL PHASES For each PIN Fiscal Share, show current costs on the rows indicated as "Current.". Show the old costs from the previous Schedule A on the rows indicated as "Old." To compute Total Current Costs in last row, right click in each field and select "Update Field."

Other PIN Fiscal Shares	'Current' or 'Old' entry indicator	Funding Source	TOTAL	Other FEDERAL	Other STATE	Other LOCAL
	Current		\$	\$	\$	\$
	Old		\$	\$	\$	\$
	Current		\$	\$	\$	\$
	Old		\$	\$	\$	\$
	Current		\$	\$	\$	\$
	Old		\$	\$	\$	\$
	Current		\$	\$	\$	\$
	Old		\$	\$	\$	\$
	Current		\$	\$	\$	\$
	Old		\$	\$	\$	\$
	Current		\$	\$	\$	\$
	Old		\$	\$	\$	\$
TOTAL CURRENT COSTS:			\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00

C. Total Local Deposit(s) Required for State Administered Projects: \$0.00

D. Total Project Costs To compute Total Costs in the last column, right click in the field and select "Update Field."

Total FEDERAL Cost	Total STATE MARCHISELLI Cost	Total Other STATE Cost	Total LOCAL Cost	Total Costs (all sources)
\$284,941.00	\$50,063.00	\$0.00	\$21,172.00	\$356,176.00

E. Point of Contact for Questions Regarding this Schedule A (Must be completed) Name: Pattie Auspelmyer
Phone No: 518-388-0421

See Agreement (or Supplemental Agreement Cover) for required contract signatures.

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Footnotes: (See CADB Website for link to sample footnotes)

- This Supplemental Schedule A increases the Preliminary Engineering Phase \$29,906 (from \$262,520 to \$292,426) for final phase costs
- This Supplemental Schedule A adds approved SFY 09/10 Marchiselli funds to the Preliminary Engineering
- Marchiselli Funding required for the Preliminary Engineering Phase currently currently Totals \$43,864.00. [i.e. 15% of \$292,426]; however, only \$40,500.00 is currently available.

**PUBLIC INFORMATION MEETING
FOR THE
Warrensburg Road Bridge (CR3) over Stony Creek
Town of Stony Creek
Warren County
PIN 1755.21**

A Public Informational Meeting will be held at 6:00 pm, May 4, 2010 at the Stony Creek Town Hall, 52 Hadley Road Stony Creek, NY. The purpose of the meeting will be to discuss the maintenance and protection of traffic and the potential to eliminate the temporary bridge during the construction of the County Route 3 (Warrensburg Road) bridge over Stony Creek. For information regarding this meeting, contact Kevin Hajos, P.E. Senior Civil Engineer Warren County Department of Public Works (518) 761-6556

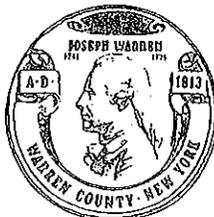
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WARREN COUNTY PURCHASING DEPARTMENT

1340 STATE ROUTE 9
LAKE GEORGE, NY 12845
Telephone: (518) 761-6538
Fax: (518) 761-6395

JULIE A. PACYNA
PURCHASING AGENT

JASON M. SHPUR
DEPUTY PURCHASING AGENT



792-0777

March 4, 2010

Winchip Overhead Door Company, Inc.
Attn: Robert S. Winchip, Sr.
PO Box 378
Glens Falls, NY 12801

Dear Robert:

The Warren County bid for WC 29-09 - Overhead Door Repair, Replacement, Installation & Preventative Maintenance contains an extension clause which provides an option for the renewal and/or extension of the bid for an additional year from May 1, 2010 through April 30, 2011.

Please advise whether your Company is interested in extending this bid for the above term, upon the same terms and conditions by completing and signing the statement below and returning this page to the address indicated above.

If you have any questions or wish to discuss this matter, please contact me at this department by letter or phone.

Thank you for your attention to this matter.

Very truly yours,

Julie A. Pacyna

Julie A. Pacyna
Purchasing Agent

I, Robert S. Winchip Sr wish /do not wish to extend the
(Print name) (Circle intent)
above-referenced bid upon the same terms and conditions for the term indicated above.

Robert S. Winchip Sr 3-10-10
(Signature) (Date)

Increase in labor
\$ 3.00 per hour
per prevailing wage increases.

WARREN COUNTY PURCHASING DEPARTMENT
1340 STATE ROUTE 9
LAKE GEORGE, NY 12845
Telephone: (518) 761-6538
Fax: (518) 761-6395

JULIE A. PACYNA
PURCHASING AGENT

JASON M. SHPUR
DEPUTY PURCHASING AGENT



RECEIVED

MAR 17 2010

County Attorney's Office

TO: Bill Lamy, Superintendent
Department of Public Works

FROM: Jason Shpur
Deputy Purchasing Agent

DATE: March 18, 2010

SUBJECT: WC 29-09 - Overhead Door Repair, Replacement, Installation & Preventative Maintenance
=====

Transmitted herewith is a copy of the extension letter and tabulation sheet for the above services which indicates the contractor's desire to extend their agreement from May 1, 2010 through April 30, 2011.

This does not constitute a resolution request. If required, (please refer to Resolution No. 280 of 2009), resolution requests must be filed with the Clerk of the Board in time for your next appropriate committee meeting.

Please do not hesitate to call should you have any questions.

Enc.

- c: Joan Sady, Clerk of the Board of Supervisors
- Paul B. Dusek, County Attorney
- Judy Harris, County Auditor
- Frank Morehobuse, Superintendent Buildings & Grounds
- Bud York, Sheriff
- Brian LaFlure, System Support Coordinator
- Mary Weaver, Sheriff's Office
- Barbara Taggart, Administrator Westmount Health Facility
- Deanna Park, Administrator Countryside Adult Home
- Don DeGraw, Airport Manager
- Scott Congel, DPW Shop
- Sandy Kloss, DPW
- Paul Butler, Parks, Recreation & Railroad
- Don Degraw, Airport Manager

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WARREN COUNTY BID TABULATION SHEET

		NAME & ADDRESS OF BIDDERS
BID NO: WC 29-09 ITEM(S): OVERHEAD DOOR REPAIR, REPLACEMENT, INSTALLATION & PREVENTATIVE MAINTENANCE DATE: MARCH 19, 2009 TIME: 3:00 P.M.		Winchip Overhead Door Co., Inc. Attn: Robert S. Winchip, Sr. PO Box 378 Glens Falls, NY 12801 Ph: 518-792-0777 Fax: 518-792-0851
DESCRIPTION OF ITEM	QUANTITY	BID PRICE
A. LABOR		
OVERHEAD DOOR MECHANIC	Hourly Rate	\$69.00
	Weekly Rate	No Bid
Apprentice to Be Paid Based on Overhead Door	Hourly Rate	
Mechanic N.Y.S.D.O.L. Prevailing Wage Rates	Weekly Rate	
B. MATERIAL AND EQUIPMENT		
Material & parts supplied to complete work %		5%
Equipment to be installed as part of work %		5%
Specialized equipment rented to complete work %		5%
Response time for regular work and emergency	Regular Work	8-4:30pm
situations after notification from the Supt. of Public Works	Emergency Work	24 Hour
		Time/half rate
C. PREVENTIVE MAINTENACE		
Lump Sum Price per Door	Lump Sum	\$60.00
BID AWARDED TO: WINCHIP OVERHEAD DOOR CO., INC.		
✓ <i>Julie A. Pacyna</i> JULIE A. PACYNA, PURCHASING AGENT	RESO #280 OF 2009	
	TERM OF BID: May 1, 2009 through April 30, 2010	

EXTENDED TERM: MAY 1, 2010 THROUGH APRIL 30, 2011 DUE TO PREVAILING WAGE NEW RATE \$72.00

APPLICATION AND CERTIFICATE FOR PAYMENT

Town of Hague Sewer District No. 2
Warren County New York
Crough Harbour & Associates 111 Winners Circle Albany New York 12205

PROJECT: contract No.3 APPLICATION NO: # 13
PERIOD TO: 12/31/2009

FROM (CONTRACTOR): A.P. REALE & SONS, INC APR # 1208
PO BOX 189
TICONDEROGA, NY 12883

ARCHITECT'S PROJECT NO: 10096

CONTRACT FOR: sewer district no. 2 Wastewater Collection & Conveyance System

CONTRACT DATE:

CONTRACTOR'S APPLICATION FOR PAYMENT

CHANGE ORDER SUMMARY		ADDITIONS	DEDUCTIONS
NUMBER	DATE APPROVED		
1	12/22/2008	\$ 214,041.00	
2	3/13/2009	\$ 11,000.00	
3	5/31/2009	\$ 14,596.80	
4		\$ 28,000.00	
5		\$ 2,400.00	
6		\$ 14,945.00	
TOTALS		\$ 45,345.00	\$ 299,637.80
Net change by Change Orders		\$ (494,292.80) (473,446.80)	

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due. Issued and payments received from the Owner, and that current payment shown herein is

CONTRACTOR: Thomas M. McCready Date: 3/31/2010

ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising the above application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

1. ORIGINAL CONTRACT SUM..... \$ 4,978,490.00
2. Net change by Change Orders..... \$ ~~(494,292.80)~~ (473,446.80)
3. CONTRACT SUM TO DATE (Line 1+2)..... \$ ~~4,484,197.20~~ 5,051,943.20
4. TOTAL COMPLETED & STORED TO DATE..... \$ 4,505,043.60

5. RETAINAGE:
 - 0% \$
 - (COLUMN D + E)
 - 0% \$
 - (Column F)

Total Retainage (Line 5a + 5b or Total in Column I)..... \$

6. TOTAL EARNED LESS RETAINAGE..... \$ 4,505,043.60
(Line 4 less Line 5 Total)

7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate) \$ 4,436,984.23

8. CURRENT PAYMENT DUE..... \$ 68,059.37

9. BALANCE TO FINISH, PLUS RETAINAGE..... \$ ~~279,153.60~~ 0 WLL
(Line 3 less Line 6)

State of: New York County of: Washington SALLY L. O'CONNOR
Subscribed and sworn to before me this 31st day of March 2010 Notary Public, State of New York
Notary Public: Sally L. O'Connor No. 0100509922
Qualified in Washington County
My Commission expires: 6/15/11 Commission Expires June 9, 2011

AMOUNT CERTIFIED: 68,059.37 (attach explanation if amt. Differs from the amt applied for)

ARCHITECT: Tom McCready Date: 4/6/10

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

OK to pay William E. Spang 4-21-10

PROJECT: Town of Hague Sewer District No. 2

DATE OF ISSUANCE: 12/31/2009 EFFECTIVE DATE: 12/31/2009

OWNER: Town of Hague

OWNER'S Contract No. 3

CONTRACTOR AP Reale & Sons, Inc. ENGINEER CHA-LLP

You are directed to make the following changes in the Contract Documents.

Description: Change in Contract Price -- Final Payment

Reason for Change Order: Reduction in quantities in Unit Bid from original estimated amounts.

Attachments: Quantity Worksheet

CHANGE ORDER IN CONTRACT PRICE:	CHANGE IN CONTRACT TIMES:
Original Contract Price: \$4,978,490.00	Original Contract Times N/A Substantial Completion: _____ Ready for final payment: _____ (days or dates)
Net changes from previous Change Orders No. 1 to 6. \$ (194,292.80)	Net changes from previous Change Orders No. _____ to _____ N/A
Contract price prior to this Change Order: \$4,784,197.20	Contract Times prior to this Change Order Substantial Completion: _____ Ready for final payment: _____
Net increase (decrease) of this Change Orders \$ (279,153.60)	Net increase (decrease) of this Change Orders 0 Days
Contract price with all approved Change Orders: \$4,505,043.60	Contract Times with all approved Change Orders Substantial Completion: _____ Ready for final payment: _____

This change order represents full and complete compensation for all costs relative to the change itself and all other impacts on the project. Contractor hereby acknowledges that it has considered and priced into this change order impacts beyond the scope of the individual change order and waives all claims otherwise.

RECOMMENDED: BY: [Signature] ^{CMAA} ENGINEER (Authorized Signature)

APPROVED: BY: [Signature] OWNER (Authorized Signature)

ACCEPTED: BY: [Signature] CONTRACTOR (Authorized Signature)

Date: 12/31/2009 Date: 12-21-2009 Date: 12/31/2009

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Item 1 - Furnishing and Installing Sewer Line				Unit Bid Price	Amount of Bid	Unit Bid Price	Amount of Bid	Note
1A	1-1/2 INCH HDPE	700	LF	\$58.00	\$40,600.00	\$0.00	\$0.00	CO#1
1B	2 INCH HDPE	3,610	LF	\$60.00	\$216,600.00	\$0.00	\$0.00	CO#1
1C	3 INCH HDPE	3,730	LF	\$62.00	\$231,260.00	\$0.00	\$0.00	CO#1
1D	4 INCH HDPE	10,100	LF	\$66.00	\$666,600.00	\$0.00	\$0.00	CO#1
1E	4 INCH PRE-INSULATED HDPE	4,286	LF	\$156.00	\$669,200.00	\$156.00	\$668,616.00	Final
1F	4 INCH HDPE - DIRECTIONAL DRILLED	350	LF	\$120.00	\$42,000.00	\$0.00	\$0.00	CO#1
				SUB TOTAL:	\$1,891,260.00		\$668,616.00	
Item 2 - Sanitary Sewer Lateral								
2A	Lateral with Insulation	20	EA	\$900.00	\$18,000.00	\$900.00	\$18,000.00	Final
2B	Lateral without Insulation	133	EA	\$660.00	\$87,780.00	\$660.00	\$87,780.00	Final
				SUB TOTAL:	\$107,680.00		\$105,780.00	
Item 3 - Rock Removal								
3A	Rock Removal	306	CY	\$100.00	\$155,000.00	\$100.00	\$30,640.00	Final
				SUB TOTAL:	\$155,000.00		\$30,640.00	
Item 4 - Select Fill								
4A	Select Fill	1,102	CY	\$8.00	\$33,600.00	\$8.00	\$8,816.00	Final
				SUB TOTAL:	\$33,600.00		\$8,816.00	
Item 5 - Manholes								
5A	Air/Vacuum Release MH	15	EA	\$7,200.00	\$108,000.00	\$7,200.00	\$108,000.00	Final
5B	Cleanout MH	23	EA	\$6,000.00	\$138,000.00	\$6,000.00	\$138,000.00	Final
5C	Manhole Insulation Blanket	0	Rolls	\$300.00	\$1,200.00	\$300.00	\$0.00	Deleted
				SUB TOTAL:	\$247,200.00		\$246,000.00	
Item 6 - Surface Restoration								
6A	NYSDOT Asphalt Shoulder/Lane Replacement	17,500	SY	\$0.00	\$0.00			
6A.1	NYSDOT Top Course	513	Ton	\$250.00	\$279,250.00	\$250.00	\$128,165.00	Final
6A.2	NYSDOT Binder Course	184	Ton	\$238.00	\$103,054.00	\$238.00	\$39,032.00	Final
6A.3	NYSDOT Base Course	1,096	Ton	\$229.00	\$396,628.00	\$229.00	\$250,984.00	Final
6A.4	NYSDOT Subbase	389	CY	\$47.00	\$53,580.00	\$47.00	\$18,283.00	Final
6A.5	NYSDOT Tack Coat	240	Gal	\$2.00	\$7,248.00	\$2.00	\$480.00	Final
				Sub Total:	\$839,760.00	Sub Total:	\$436,944.00	
6B / 6B.1	Temporary Asphalt Replacement	1,911	SY	\$22.00	\$110,000.00	\$22.00	\$42,042.00	Final
6C	Town Road Asphalt Replacement	11,600	SY	\$0.00	\$0.00			
6C.1	Town Road Top Course	885	Ton	\$116.00	\$102,660.00	\$0.00	\$0.00	Deleted
6C.2	Town Road Binder Course	1,770	Ton	\$110.00	\$194,700.00	\$0.00	\$0.00	Deleted
6C.3	Town Road Subbase	3,495	CY	\$34.00	\$118,830.00	\$0.00	\$0.00	Deleted
6C.4	Town Road Tack Coat	734	Gal	\$2.00	\$1,468.00	\$0.00	\$0.00	Deleted
				Sub Total:	\$527,658.00	Sub Total:	\$42,042.00	
6D	Asphalt Drive Replacement	100	SY	\$0.00	\$0.00			
6D.1	Asphalt Drive Top Course	61	Ton	\$202.00	\$12,322.00	\$0.00	\$0.00	Deleted
6D.2	Asphalt Drive Subbase	145	CY	\$32.00	\$4,640.00	\$0.00	\$0.00	Deleted
				Sub Total:	\$16,962.00	Sub Total:	\$0.00	
6E	Gravel Drive Replacement	7,420	SY	\$0.00	\$0.00			
6E.1	Gravel Drive Subbase	3,380	CY	\$30.00	\$101,400.00	\$0.00	\$0.00	Deleted
6F	Trail Restoration	150	SY	\$0.00	\$0.00			
6F.1	Trail Restoration - Type 2 Crusher Run Stone	16	CY	\$200.00	\$3,200.00	\$0.00	\$0.00	Deleted
6G	Top Soil and Seeding	6,150	SY	\$0.00	\$0.00			
6G.1	Top Soil and Seeding	2,550	SY	\$8.00	\$20,400.00	\$0.00	\$0.00	Deleted
				SUB TOTAL:	\$1,509,380.00		\$478,986.00	
Item 7 - Road and Stream Crossings								
7A	NYSDOT Crossing #1	1	LS	\$8,000.00	\$8,000.00	\$0.00	\$0.00	Deleted
7B	NYSDOT Crossing #2	1	LS	\$8,000.00	\$8,000.00	\$0.00	\$0.00	Deleted
7C	NYSDOT Crossing #3	1	LS	\$12,000.00	\$12,000.00	\$12,000.00	\$12,000.00	Final
7D	NYSDOT Crossing #4	1	LS	\$8,000.00	\$8,000.00	\$8,000.00	\$8,000.00	Final
7E	NYSDOT Crossing #5	1	LS	\$14,000.00	\$14,000.00	\$14,000.00	\$14,000.00	Final
7F	NYSDOT Crossing #6	1	LS	\$12,000.00	\$12,000.00	\$12,000.00	\$12,000.00	Final
7G	Stream Crossing	1	LS	\$28,000.00	\$28,000.00	\$28,000.00	\$28,000.00	Final
				SUB TOTAL:	\$90,000.00		\$74,000.00	
Item 8 - Pumping Station								
8A	Lake Shore PS	1	LS	\$326,000.00	\$326,000.00	\$326,000.00	\$326,000.00	Final
				SUB TOTAL:	\$326,000.00		\$326,000.00	
Item 9 - Grinder Pump Units								
9A	Simplex Grinder Pump Unit	153	EA	\$3,200.00	\$489,600.00	\$3,200.00	\$489,600.00	Final
9B	Duplex Grinder Pump Unit	2	EA	\$7,400.00	\$14,800.00	\$7,400.00	\$14,800.00	Final
9C	Spare Pump Cores	6	EA	\$1,800.00	\$10,800.00	\$1,800.00	\$10,800.00	Final
9D	Grinder Pump Insulation Discs	10	EA	\$70.00	\$1,400.00	\$70.00	\$700.00	Final
				SUB TOTAL:	\$516,600.00		\$515,900.00	
Item 10 - Trench Dams								
10A	Trench Dams	0	EA	\$209.00	\$3,762.00	\$209.00	\$0.00	Final
				SUB TOTAL:	\$3,762.00		\$0.00	
Item 11 - Engineer's Office								
11A	Office	1	LS	\$26,000.00	\$26,000.00	\$26,000.00	\$26,000.00	Final
				SUB TOTAL:	\$26,000.00		\$26,000.00	
Item 12 - Pre-Construction Video								
12A	Video	1	LS	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	Final
				SUB TOTAL:	\$2,000.00		\$2,000.00	
Item 13 - Record Survey								
13A	Survey	1	LS	\$70,108.00	\$70,108.00	\$70,108.00	\$70,108.00	Final
				SUB TOTAL:	\$70,108.00		\$70,108.00	
				Original Total:	\$4,978,490.00	Revised Contract Total:	\$4,505,043.60	

CO #1	Directional Drill	Quantity	Unit	Unit Bid Price	Amount of Bid	Unit Bid Price	Amount of Bid	Note
1A	1-1/2 inch HDPE low pressure sewer	687	LF	100	70000		\$68,700.00	Final
1B	2 inch HDPE low pressure sewer	3,034	LF	108	389883		\$327,618.00	Final
1C	3 inch HDPE low pressure sewer	3,736	LF	110	413030		\$410,960.00	Final
1D	4 inch HDPE low pressure sewer	9,870	LF	114	1151400		\$1,125,180.00	Final
				SUB TOTAL:			\$1,932,458.00	
CO #2	Elimination of Bridge Crossing	1	LS		(11,000)		(11,000)	Final
CO #3	Asphalt adjustment - scale rate	1	LS		(14,597)		(14,597)	Final
CO #4	Rte 9N asphalt per NYSDOT requirements	331	Ton	84.6	28,000		28,000	Final
CO #5	Contaminated Soils	1	LS		2,400		2,400	Final
CO #6	Vacuum system w/ trailer	1	LS	12995	1,941		14936.4	Final
				SUB TOTAL:			\$19,739.60	

Delta Contract Amt. \$473,446.40

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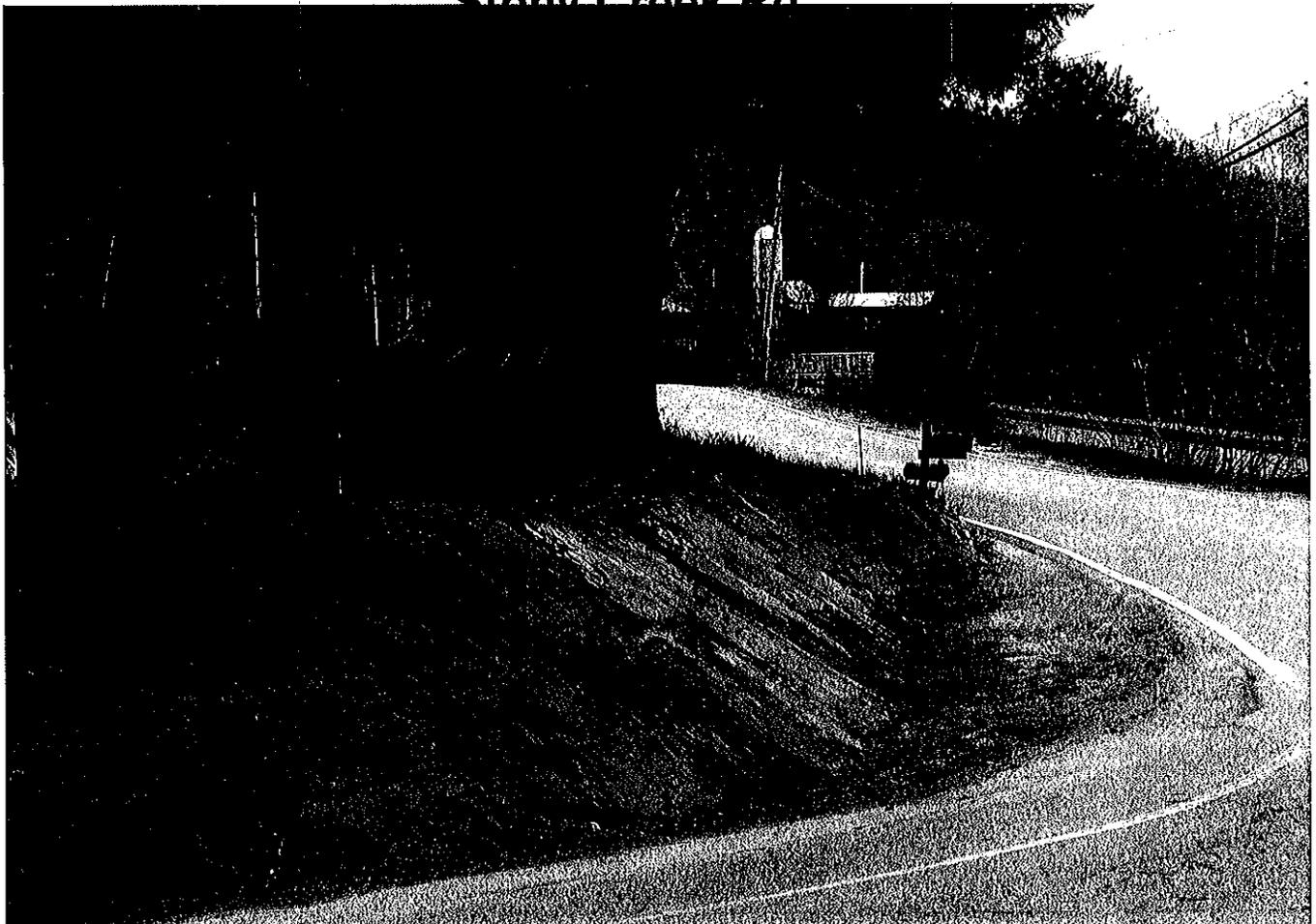
REFERRALS - MAY 2010

DPW:

- 1) Corinth Road Reconstruction. Status as necessary. (03.30.10)
- 2) Budget Performance Report to be provided at end of each quarter instead of monthly. (03.30.10 - last report)
- 3) NYSDEC violation citations at North Creek fuel farm - Mr. Dusek is working with Mr. Tennyson to formulate the final response to NYSDEC with respect to this matter. (10.26.09)
- 4) Stormwater Officer position to be reviewed by attorneys for City of Glens Falls, Town of Queensbury and Warren County. Committee to further discuss the possibility of combining the duties of the Stormwater Officer and the Hazard Mitigation Coordinator to form one position responsible for all duties. (07.28.09)
- 5) Middleton Bridge - Committee authorized option 3, to remove and replace the Bridge in an alternate location. Status. (04.28.09)
- 6) Committee authorized DPW staff to proceed with work to build new sign for the Municipal Center and the materials for the sign are being ordered. Status. (03.31.10)
- 7) Glendale Road ROW transfer, previously authorized by Resolution No. 430 of 2008. Committee authorized inclusion of ditch line in transfer, waiting for response from buyer. Status. (01.26.10)
- 8) Mr. Lamy to determine costs associated with placing more road signs along County Roads for presentation at a future meeting. (03.30.10)



Athol Rd &
Stony Creek Rd



RESOLUTION REQUEST FORM NO. 20

MISCELLANEOUS

DEPARTMENT NAME: DPW

DATE: May 4, 2010

(a) Purpose of Request: To oppose provisions of the DEC proposed 6 NYCRR Part 247, Outdoor Wood Boilers

(b) Details: Following discussion of the proposed DEC Outdoor Wood Boiler (OWB) regulations at the April 27 Parks and Recreation Committee, DPW personnel reviewed the proposed law. The following is a summary of provisions of the law which would cause undue hardship on the residents and businesses of Warren County (source <http://www.dec.ny.gov/regulations/64459.html>):

1. Existing OWB in service prior to Sep 2005 will require replacement NLT Aug 2015
2. Existing OWB in service between Sep 2005 and Apr 2011 will require replacement NLT Aug 2020
3. All Existing OWB require smoke stack min. 18feet above ground and min. 2 feet above any structure within 150 feet of the OWB. DEC estimates the cost of a 18feet retrofit stack at \$600, but did not provide estimates for higher stacks when within 150feet of a 2 or 3 story structure. This requirement must be met by Oct. 1st, 2011.
4. No OWB operation between May 15th and August 31st...will prevent OWB for domestic hot water and require purchase of hot water heater for some households.
5. New OWB must meet new emission standards/certification, be located min. 100 feet from property line and meet new smoke stack height requirements (min 18 feet high or 2 feet above any structure within 150 feet).
6. New restrictions on fuel prohibit burning unseasoned wood, yard clippings, coal and various other materials.
7. New OWB require various tests, certifications, labels which will increase price.
8. Completed installations of OWB require certification from installer & owner and registration with DEC.

DEC states the need for the new law as “numerous complaints filed by neighbors of OWB owners”, however, only a small portion of the proposed law specifically addresses nuisance provisions.

The proposed law will place a financial and regulatory burden on existing and new OWB owners, distributors and manufacturers. The proposed law broadly impacts all OWBs rather than focus on enforcement of existing nuisance laws with respect to air quality.

(c) Previous Resolution Number: None