

**PUBLIC WORKS COMMITTEE
DPW AGENDA
November 20, 2024**

Committee Members: CONOVER, Strainer, Bruno, Bean, Merlino, Magowan and Maday

- I. Committee meeting called to order by Chair**
- II. Approval of minutes of prior Committee Meeting**
- III. Privilege of the floor and public comment**
- IV. Action Agenda/New Business Items**
 1. Request: New Contract
Rationale: Establish a new contract for Crane Services
 2. Request: New Contract
Rationale: for tree cutting services in the Towns of Stony Creek and Bolton
 3. Request: New Contract
Rationale: Establish a new contract for Guide Rail – Construction/Reconstruction
 4. Request: Grant Agreement
Rationale: For Call Street and Corinth Road Rehabilitation (H421)
 5. Request: Increase Capital Project
Rationale: Increase to Capital Project H421, Call Street (CR32) and Corinth Road (CR 28) Rehabilitation
 6. Request: New Contract
Rationale: Establish a new contract for Preliminary Design and Right-of-Way Incidentals for H421, Call Street (CR32) and Corinth Road (CR 28) Rehabilitation
 7. Request: New Contract
Rationale: Establish a new contract for Heavy Highway Construction Services
 8. Request: Establish Capital Project
Rationale: H439 Diamond Point Road (H439) over Smith Brook – West Culvert Replacement
 9. Request: Grant Agreement
Rationale: For Diamond Point Road (H439) over Smith Brook – West Culvert Replacement
 10. Request: Establish Capital Project
Rationale: H439 Diamond Point Road (H440) over Smith Brook – East Culvert Replacement
 11. Request: Grant Agreement
Rationale: For Diamond Point Road (H440) over Smith Brook – East Culvert Replacement
 12. Request: Miscellaneous
Rationale: Authorize the Superintendent of Public Works to Execute a one-time Change Order in excess of the limits established in Resolution 237 of 2022
 13. Request: Increase Capital Project
Rationale: Increase Capital Project H390 County Bridge and Culvert Project to fund bridge and culvert work
 14. Request: Increase Capital Project
Rationale: Fund anticipated local match for construction/construction inspection for H425 Adirondack Bridge and Beaver Pond Bridge replacement projects.
 15. Request: Transfer
Rationale: Transfer funds to cover project expenses related to CR 35 Diamond Point Road Project
 16. Request: Increase Capital Project
Rationale: Increase Capital Project H430 to reflect the Bond funds

V. Discussion Items

1. Project Updates

VI. Referrals/Pending Items

VII. Privilege of the floor and public comment

VIII. Motion to Adjourn

Attachments:

1. Resolution Request No. 3 – New Contract
2. Resolution Request No. 3 – New Contract
3. Resolution Request No. 3 – New Contract
4. Resolution Request No. 5 – Grant Agreement
5. Resolution Request No. 9 – Increase Capital Project
6. Resolution Request No. 3 – New Contract
7. Resolution Request No. 3 – New Contract
8. Resolution Request No. 8 – Establish Capital Project
9. Resolution Request No. 5 – Grant Agreement
10. Resolution Request No. 8 – Establish Capital Project
11. Resolution Request No. 5 – Grant Agreement
12. Resolution Request No. 20 – Miscellaneous
13. Resolution Request No. 9 – Increase Capital Project
14. Resolution Request No. 9 – Increase Capital Project
15. Resolution Request No. 10a – Transfer of Funds

RESOLUTION REQUEST FORM NO. 3

Request for New Contract

DEPARTMENT NAME: DPW

DATE: 11/20/24

- (a) Is this a Result of a Bid or Request for Proposal? Bid
- (b) Purpose of Contract: WC 70-24 Crane Services (Bids due 12/19/24)
- (c) Name of Contractor: TBD
- (d) Address of Contractor: TBD
- (e) Contractor's Contact Person and Telephone Number: TBD
- (f) Has or will the Contract be provided, if so, please attach: TBD
- (g) Commencement Date of Contract: January 1, 2025
- (h) Termination Date of Contract: December 31, 2025 with two optional 1-year extensions available
- (i) Payment Provisions:
 - i) lump sum amount
 - ii) hourly rate amount
 - iii) total amount not to exceed
 - iv) how will payments be made (i.e. monthly, quarterly, upon completion of the project, etc.
- (j) 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: Various funding sources

RESOLUTION REQUEST FORM NO. 3

Request for New Contract

DEPARTMENT NAME: DPW

DATE: 11/20/24

- (a) Is this a Result of a Bid or Request for Proposal? Bid WC 76-24

- (b) Purpose of Contract: Tree removal in the Town of Stony Creek and the Town of Bolton.

- (c) Name of Contractor: TBD bids due on the 5th December

- (d) Address of Contractor: TBD bids due on the 5th December

- (e) Contractor's Contact Person and Telephone Number:
TBD bids due on the 5th December

- (f) Has or will the Contract be provided, if so, please attach:

- (g) Commencement Date of Contract: Upon Execution

- (h) Termination Date of Contract: Upon Completion

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

- (j) 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: D.5110 470 Contracts

RESOLUTION REQUEST FORM NO. 3

Request for New Contract

DEPARTMENT NAME: DPW

DATE: 11/20/24

- (a) Is this a Result of a Bid or Request for Proposal? Bid

- (b) Purpose of Contract: WC 80-24 Construction, Reconstruction of Guide Railing Posts and Component Parts (Bids due 12/19/24)

- (c) Name of Contractor: TBD

- (d) Address of Contractor: TBD

- (e) Contractor's Contact Person and Telephone Number: TBD

- (f) Has or will the Contract be provided, if so, please attach: TBD

- (g) Commencement Date of Contract: January 1, 2025

- (h) Termination Date of Contract: December 31, 2025 with two optional 1-year extensions available

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

- (j) 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: Various funding sources

RESOLUTION REQUEST FORM NO. 5

Request to Apply for a Grant Application and Grant Agreement

DEPARTMENT NAME: DPW

DATE: 11/20/24

- (a) Purpose of Grant: PIN 1762.20 Call Street (CR 32) & Corinth Road (CR 28) Rehabilitation, Towns of Lake Luzerne and Queensbury (H421)
- (b) Name of Grantor: NYSDOT
- (c) Address of Contractor: 50 Wolf Road, Albany, NY 12205
- (d) Grantor's Contact Person and Telephone Number: Kaylee Noll, 518-485-6337
- (e) Has or Will the Grant Application or Grant Agreement be provided, if so, Please Attach? Yes
- (f) Effective Date of Grant: Upon Execution
- (g) Termination Date of Grant: TBD
- (h) Total Dollar Amount Involved (not to exceed): \$903,000.00
- (i) Deadline to Submit Grant Application and/or Grant Agreement: N/A
- (j) Is a Budget amendment required? If yes, also complete and submit Form No. 7.
- (k) Are the funds to go into a Capital Project or Capital Reserve Project? Capital Project/ If yes, also complete and submit Form No. 8 or Form No. 9, as applicable.
- (i) Is a Local Share Required? 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: H421.9550 280 Call Street (CR 32) & Corinth Road (CR 28) Rehabilitation

MUNICIPALITY/SPONSOR: Warren County
PROJECT ID NUMBER (PIN): 1762.20 BIN: _____
CFDA NUMBER: 20.205
PHASE: PER SCHEDULES A
Date Prepared: 11/01/2024 By: KN
Initials

Federal aid Local Project Agreement

COMPTROLLER'S CONTRACT NO D041621

This Agreement is by and between:

the New York State Department of Transportation ("NYSDOT"), having its principal office at 50 Wolf Road, Albany, NY 12232, on behalf of New York State ("State").

and

the Warren County (the "Municipality/Sponsor")
acting by and through The Board of Supervisors
with its office at 4028 Main St, Warrensburg, NY 12885.

This Agreement identifies the party responsible for administration and establishes the method or provision for funding of applicable phases of a Federal aid project for the improvement of a street or highway, not on the State highway system, as such project and phases are more fully described by Schedule A annexed to this Agreement or one or more Supplemental Schedule(s) A to this Agreement as duly executed and approved by the parties hereto. The phases that are potentially the subject of this Agreement, as further enumerated below, are: Preliminary Engineering ("PE") and Right-of-Way Incidental ("ROW Incidentals") work; Right-of-Way Acquisition; Construction; and/or Construction Supervision and Inspection. The Federal aid project shall be identified for the purposes of this Agreement as Call Street (CR 32) and Corinth Rd Pavement Rehab, Warren County (as more specifically described in such Schedule A, the "Project").

WITNESSETH:

WHEREAS, the United States has provided for the apportionment of Federal aid funds to the State for the purpose of carrying out Federal aid highway projects pursuant to the appropriate sections of Title 23 U.S. Code as administered by the Federal Highway Administration ("FHWA"); and

WHEREAS, the New York State Highway Law authorizes the Commissioner of Transportation (hereinafter referred to as "Commissioner") to use Federal aid available under the Federal aid highway acts and provides for the consent to and approval by the Municipality/Sponsor of any project under the Federal aid highway program which is not on the State highway system before such Project is commenced; and

WHEREAS, pursuant to Highway Law §10 (34-a) and section 15 of Chapter 329 of the Laws of 1991 as amended by section 9 of Chapter 330 of the Laws of 1991, as further amended by Chapter 57 of the Laws of New York of 2014, and Chapter 794 of the laws of 2022, as further amended by Chapter 3 of the laws of 2023 (effective December 28, 2023), the State has established the "Marchiselli" Program, which provides certain State-aid for Federal aid highway projects not on the State highway system; and

MUNICIPALITY/SPONSOR: **Warren County**
PROJECT ID NUMBER (PIN): **1762.20** BIN: _____
CFDA NUMBER: **20.205**
PHASE: PER SCHEDULES A
Date Prepared: **11/01/2024** By: **KN**
Initials

Comptroller's Contract Number: D041621

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed by their duly authorized officials.

MUNICIPALITY/SPONSOR:

MUNICIPALITY/SPONSOR ATTORNEY:

By: _____

By: _____

Print Name: _____

Print Name: _____

Title: _____

STATE OF NEW YORK)
)ss.:
COUNTY OF **Warren**)

On this _____ day of _____, 20__ before me personally came _____ to me known, who, being by me duly sworn did depose and say that he/she resides at _____; that he/she is the _____ of the Municipal/Sponsor Corporation described in and which executed the above instrument; (except New York City) that it was executed by order of the _____ of said Municipal/Sponsor Corporation pursuant to a resolution which was duly adopted on _____ and which a certified copy is attached and made a part hereof; and that he/she signed his name thereto by like order.

Notary Public

APPROVED FOR NYSDOT:

By: _____
For Commissioner of Transportation

Agency Certification: In addition to the acceptance of this contract I also certify that original copies of this signature page will be attached to all other exact copies of this contract.

Date: _____

APPROVED AS TO FORM:

STATE OF NEW YORK ATTORNEY GENERAL

By: _____
Assistant Attorney General

COMPTROLLER'S APPROVAL:

By: _____
For the New York State Comptroller
Pursuant to State Finance Law §112

**SCHEDULE A – Description of Project Phase, Funding and Deposit Requirements
 NYSDOT/ State-Local Agreement - Schedule A for PIN 1762.20**

OSC Contract #: <u>D041621</u>	Contract Start Date: <u> / / </u> (mm/dd/yyyy) Contract End Date: <u> / / </u> (mm/dd/yyyy) <input type="checkbox"/> Check, if date changed from the last Schedule A
Purpose: <input checked="" type="checkbox"/> Original Standard Agreement <input type="checkbox"/> Supplemental Schedule A No.	
Agreement Type: <input checked="" type="checkbox"/> Locally Administered Municipality/Sponsor (Contract Payee): Warren County Other Municipality/Sponsor (if applicable): _____ <input type="checkbox"/> State Administered <small>List participating Municipality(ies) and the % of cost share for each and indicate by checkbox which Municipality this Schedule A applies.</small> <input type="checkbox"/> Municipality: _____ % of Cost share <input type="checkbox"/> Municipality: _____ % of Cost share <input type="checkbox"/> Municipality: _____ % of Cost share	
Authorized Project Phase(s) to which this Schedule applies: <input checked="" type="checkbox"/> PE/Design <input checked="" type="checkbox"/> ROW Incidentals <input type="checkbox"/> ROW Acquisition <input type="checkbox"/> Construction/CI/CS	
Work Type: HWY REHAB County (If different from Municipality): _____	
<small>(Check, if Project Description has changed from last Schedule A):</small> <input type="checkbox"/> Project Description: Call Street (CR 32) and Corinth Rd Pavement Rehab	
Marchiselli Eligible <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

A. Summary of Participating 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." All totals will calculate automatically.

PIN Fiscal Share	"Current" or "Old" entry indicator	Funding Source (Percentage)	TOTAL Costs	FEDERAL Funds	STATE Funds	LOCAL Funds	LOCAL DEPOSIT AMOUNT (Required only if State Administered)
1762.20.121	Current	STP	\$875,000.00	\$700,000.00	\$131,250.00	\$43,750.00	\$0.00
	Old		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
1762.20.221	Current	STP	\$28,000.00	\$22,400.00	\$4,200.00	\$1,400.00	\$0.00
	Old		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
.	Current		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
	Old		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
.	Current		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
	Old		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
.	Current		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
	Old		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
.	Current		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
	Old		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
.	Current		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
	Old		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
.	Current		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
	Old		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
.	Current		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
	Old		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
TOTAL CURRENT COSTS:			\$903,000.00	\$722,400.00	\$135,450.00	\$45,150.00	\$ 0.00

RESOLUTION REQUEST FORM NO. 9

Request to Increase or Decrease or Amend Existing Capital Project or Capital Reserve Project*

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

DEPARTMENT NAME: DPW

DATE: 11/20/24

- (a) Exact Title and Number of Project*: Call Street (CR32) & Corinth Road (CR 28) Rehabilitation (H421.9550 280)
- (b) Is this a Capital Project? Yes
- (c) Is this a Capital Reserve Project? No
- (d) Amount of Increase (if applicable): \$903,000.00
- (e) Amount of Decrease (if applicable): NA
- (f) Source of Funding (if Increase) (including name & title of codes, etc.):
\$722,400.00 (Federal 80%)
\$135,450.00 (State 15%)
\$ 0.00 (Local Match 5%; no additional local match needed at this time)
- (g) Changes in Funding (if Amendment):
- (h) Purpose of Increase or Decrease or Amendment: To fund the preliminary engineering and right of way incidental phases of the project

RESOLUTION REQUEST FORM NO. 3

Request for New Contract

DEPARTMENT NAME: DPW

DATE: 11/20/24

- (a) Is this a Result of a Bid or Request for Proposal? RFP

- (b) Purpose of Contract: Preliminary Design and ROW Incidentals for Call Street (CR 32) & Corinth Road (CR 28) Rehabilitation (H421) Towns of Lake Luzerne and Queensbury

- (c) Name of Contractor: Greenman Pedersen Inc.

- (d) Address of Contractor: 80 Wolf Road, Suite 600, Albany NY 12205

- (e) Contractor's Contact Person and Telephone Number: Amanda Kinley 518-898-9547, Edmund Snyder 518-898-9545

- (f) Has or will the Contract be provided, if so, please attach: Yes

- (g) Commencement Date of Contract: Upon Execution

- (h) Termination Date of Contract: Upon Completion

- (i) Payment Provisions:
 - i) lump sum amount
 - ii) hourly rate amount
 - iii) total amount not to exceed \$903,000.00
 - iv) how will payments be made (i.e. monthly, quarterly, upon completion of the project, etc.

- (j) 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: H421.9550 280 Call Street (CR 32) & Corinth Road (CR 28) Rehabilitation

Architectural/ Engineering Consultant Agreement

PIN (s) 1762.20
Municipal Agreement No. _____

Agreement made this ____ day of _____, _____ by and between

Warren County

having its principal office at 1340 State Route 9, Lake George, NY 12845, (to be known
throughout this document as the "**County**")

and

Greenman-Pedersen, Inc. with its office at 80 Wolf Road, Suite 600, Albany, NY 12205
(to be known throughout this document as the "**Consultant**")

WITNESSETH:

WHEREAS, in connection with a federal-aid project funded through the New York State Department of Transportation ("NYSDOT") identified for the purposes of this agreement as **Call Street (CR 32) and Corinth Road (CR 28) Pavement Rehabilitation Project from Hawk Road to Sherman Island Road (4.5 miles), Towns of Queensbury and Corinth, Warren County, New York**, as described in detail in Attachment A annexed hereto, the "**Project**". The **County** has sought to engage the services of a **Consultant Engineer** to perform the scope of services described in Attachment B annexed hereto; and

WHEREAS, in accordance with required consultant selection procedures, including applicable requirements of NYSDOT and/or the Federal Highway Administration ("FHWA"), the **County** has selected the **Consultant** to perform such services in accordance with the requirements of this Agreement; and

WHEREAS, the **Chairman of the Warren County Board of Supervisors**, is authorized to enter this Agreement on behalf of the **County**,

NOW, THEREFORE, the parties hereto agree as follows:

ARTICLE 1. DOCUMENTS FORMING THIS AGREEMENT

This agreement consists of the following:

**PIN 1762.20 – Call Street (CR 32) and Corinth Road (CR 28) Pavement Rehabilitation Project
Towns of Lake Luzerne and Queensbury, Warren County, New York**

engineering data furnished to the **County** by the **Consultant** shall bear thereon the endorsement of the **Consultant**. All plans, estimates and other data prepared in accordance with this Agreement shall be considered confidential and shall be released only to the **County**.

ARTICLE 31. MISCELLANEOUS

31.1 **Executory Agreement.** This Agreement shall be deemed only executory to the extent of the monies available, and no liability shall be incurred by the **County** beyond the monies legally available for the purposes hereof.

IN WITNESS WHEREOF, the parties have duly executed this Agreement effective the day and year first above written.

Reference: County Agreement # _____

County by: _____ _____ Date: _____	Consultant by: _____ _____ Date: _____
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STATE OF NEW YORK

ss:

COUNTY OF _____

On this _____ day of _____, _____ before me, the subscriber, personally appeared to me known, who, being by me duly sworn, did depose and say; that he/she resides in the _____, New York; that he/she is the _____ of the _____, the corporation described in and which executed the foregoing instrument; that he/she is the authorized with the execution of the matter herein provided for, and that he/she signed and acknowledged the said instrument in his/her position as a duly authorized representative of County.

 Notary Public, _____ County, N.Y.

**PIN 1762.20 – Call Street (CR 32) and Corinth Road (CR 28) Pavement Rehabilitation Project
Towns of Lake Luzerne and Queensbury, Warren County, New York**

MAXIMUM AMOUNT OF FUNDS FOR ALL COMPENSATION PAYABLE UNDER THIS AGREEMENT FOR THE SCOPE OF WORK DESCRIBED IN ATTACHMENT B FOR THE PROJECT DESCRIBED IN THIS ATTACHMENT A, OTHERWISE IN ACCORDANCE WITH THE CHOSEN METHOD OF COMPENSATION AND OTHER TERMS OF THIS AGREEMENT:

\$903,000.00

Footnotes:

Warren County
 PIN 1762.20
 Call Street (CR 32) and Corinth Road (CR 28) Pavement Rehabilitation Project

EXHIBIT D
 GREENMAN-PEDERSEN, INC.
 ----- SUMMARY -----

	Preliminary Design	Detailed Design	ROW Incidentals	Total
Item IA, Direct Technical Salaries (estimated) subject to audit	\$192,192.10	\$87,681.59	\$7,642.98	\$287,516.66
Item IB, Direct Technical Salaries Premium Portion of overtime subject to audit (estimate)				
Item II, Direct Non-Salary Cost (estimated) subject to audit	\$19,726.56		\$5,800.00	\$25,526.56
Item II Direct Non-Salary Cost (estimated) subject to audit (Sub-Contractor Cost) Soil Boring - ATL Testing	\$44,500.00			\$44,500.00
Item III, Overhead (163%)	\$313,273.12	\$142,920.99	\$12,458.06	\$468,652.16
Item IV Net Fee (10%)	\$50,546.52	\$23,060.26	\$2,010.10	\$75,616.88
Item II, Direct Non-Salary Cost subject to audit (Sub-Consultant Cost)				
Total Estimated Cost	\$ 620,238	\$ 253,663	\$ 27,911	\$ 901,812
SAY	\$ 621,000	\$ 254,000	\$ 28,000	\$ 903,000
MAXIMUM AMOUNT PAYABLE				\$ 903,000

RESOLUTION REQUEST FORM NO. 3

Request for New Contract

DEPARTMENT NAME: DPW

DATE: 11/20/24

- (a) Is this a Result of a Bid or Request for Proposal? Bid

- (b) Purpose of Contract: WC 81-24 Heavy Highway Construction (Bids due 12/19/24)

- (c) Name of Contractor: TBD

- (d) Address of Contractor: TBD

- (e) Contractor's Contact Person and Telephone Number: TBD

- (f) Has or will the Contract be provided, if so, please attach: TBD

- (g) Commencement Date of Contract: January 1, 2025

- (h) Termination Date of Contract: December 31, 2025 with two optional 1-year extensions available

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

- (j) 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: Various funding sources

RESOLUTION REQUEST FORM NO. 8

Request to Establish Capital Project or Capital Reserve Project*

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

DEPARTMENT NAME: DPW

DATE: 11/20/24

- (a) Exact Title **and** Number of Project (**must be obtained from Treasurer's Office**): Diamond Point Road (CR 35) over Smith Brook - West (H439.9550 280)
- (b) Is this a Capital Project? Yes
- (c) Is this a Capital Reserve Project? No
- (d) Amount of Project: \$1,500,000.00
- (e) Source of Funding (including name & title of codes, etc.):
\$1,500,000.00 State (100% State - Bridge NY Culvert)
- (f) Purpose of Establishment: To fund the preliminary engineering, right of way, construction and construction inspection phases of the project

RESOLUTION REQUEST FORM NO. 5

Request to Apply for a Grant Application and Grant Agreement

DEPARTMENT NAME: DPW

DATE: 11/20/24

- (a) Purpose of Grant: PIN 1763.01 Diamond Point Rd (CR 35) over Smith Brook - West Culvert Replacement, Town of Lake George (H439)
- (b) Name of Grantor: NYSDOT
- (c) Address of Contractor: 50 Wolf Road, Albany, NY 12205
- (d) Grantor's Contact Person and Telephone Number: Kaylee Noll, 518-485-6337
- (e) Has or Will the Grant Application or Grant Agreement be provided, if so, Please Attach? Yes
- (f) Effective Date of Grant: Upon Execution
- (g) Termination Date of Grant: TBD
- (h) Total Dollar Amount Involved (not to exceed): \$1,500,00.00
- (i) Deadline to Submit Grant Application and/or Grant Agreement: N/A
- (j) Is a Budget amendment required? If yes, also complete and submit Form No. 7.
- (k) Are the funds to go into a Capital Project or Capital Reserve Project? Capital Project/ If yes, also complete and submit Form No. 8 or Form No. 9, as applicable.
- (i) Is a Local Share Required? 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: H439.9550 280 Diamond Point Rd (CR 35) over Smith Brook - West

BridgeNY Culvert Local Project Agreement

CONTRACT NO. **D041609**

This Agreement is by and between:

the New York State Department of Transportation ("NYSDOT"), having its principal office at 50 Wolf Road, Albany, NY 12232, on behalf of New York State ("State");

and the ***County of Warren*** (the "Municipality/Sponsor") with its office at ***4028 Main St, Warrensburg NY 12885***.

This Agreement identifies the party responsible for administration and establishes the method or provision for funding of applicable phases of a BridgeNY State aid project for the improvement or replacement of a culvert, not on the State highway system, as such project and phases are more fully described by Schedule A annexed to this Agreement. The phases that are potentially the subject of this Agreement, as further enumerated, are: Preliminary Engineering ("PE") and Right-of-Way Incidental ("ROW Incidentals") work; Right-of-Way Acquisition; and Construction, Construction Supervision and/or Construction Inspection. The project shall be identified for the purposes of this Agreement as ***Bridge NY Culvert, CR 35 over Smith Brook West, Culvert Replacement*** (as more specifically described in such Schedule A, the "Project").

WITNESSETH:

WHEREAS, project eligibility for the BridgeNY Program, and other State Aid Program funds is determined by NYSDOT; and

WHEREAS, under related authorizations, NYSDOT and the Municipality/Sponsor are desirous of progressing the Project under State Aid Programs; and

WHEREAS, under New York General Municipal Law § 99-r, the governing board of any municipal corporation may contract with NYSDOT for services and work including design and construction of the nature contemplated by the Project; and

WHEREAS, The Legislative Body of the Municipality/Sponsor by Resolution No. _____, adopted at meeting held on _____, approved the Project, and

WHEREAS, the Municipality/Sponsor has appropriated necessary funds in connection with any Municipal/Sponsor share identified in Schedule A; and

WHEREAS, the Municipality/Sponsor has further authorized the _____ of the Municipality/Sponsor to execute this Agreement and the applicable Schedule A on behalf of the Municipality/Sponsor and a copy of such Resolution(s) is attached to and made a part of this Agreement (where New York City is the Municipality/Sponsor, such resolution is not required).

NOW, THEREFORE, the parties agree as follows:

**SCHEDULE A – Description of Project Phase, Funding and Deposit Requirements
 NYSDOT/ State-Local Agreement - Schedule A for PIN 1763.01**

OSC Contract #: <u>D041609</u>	Contract Start Date: <u> / / </u> (mm/dd/yyyy)	Contract End Date: <u> / / </u> (mm/dd/yyyy) <input type="checkbox"/> Check, if date changed from the last Schedule A
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Purpose: Original Standard Agreement Supplemental Schedule A No.

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.*

<input type="checkbox"/> Municipality:	% of Cost share
<input type="checkbox"/> Municipality:	% of Cost share
<input type="checkbox"/> Municipality:	% of Cost share

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

Work Type: HWY CULVERT **County** (If different from Municipality): _____

(Check, if Project Description has changed from last Schedule A):
Project Description: CR 35 over Smith Brook West

Marchiselli Eligible Yes No

A. Summary of Participating 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." All totals will calculate automatically.*

PIN Fiscal Share	"Current" or "Old" entry indicator	Funding Source (Percentage)	TOTAL Costs	FEDERAL Funds	STATE Funds	LOCAL Funds	LOCAL DEPOSIT AMOUNT (Required only if State Administered)
1763.02.301	Current	Other (see FN) **	\$1,500,000.00	(\$0.00)	\$1,500,000.00	\$0.00	\$0.00
	Old		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
. . .	Current		\$ 0.00	\$0.00	00	\$0.00	\$0.00
	Old		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
. . .	Current		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
	Old		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
. . .	Current		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
	Old		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
. . .	Current		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
	Old		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
. . .	Current		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
	Old		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
. . .	Current		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
	Old		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
. . .	Current		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
	Old		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
. . .	Current		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
	Old		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
. . .	Current		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
	Old		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
TOTAL CURRENT COSTS:			\$1,500,000.00	\$ 0.00	\$1,500,000.00	\$ 0.00	\$ 0.00

NYSDOT/State-Local Agreement – Schedule A PIN 1763.01

B. Local Deposit(s) from Section A:	\$ 0.00
Additional Local Deposit(s)	\$0.00
Total Local Deposit(s)	\$ 0.00

C. Total Project Costs <i>All totals will calculate automatically.</i>			
Total FEDERAL Cost	Total STATE Cost	Total LOCAL Cost	Total ALL SOURCES Cost
\$ 0.00	\$1,500,000.00	\$ 0.00	\$1,500,000.00
		Total FEDERAL Cost	\$ 0.00
		Total STATE Cost	\$1,500,000.00
SFS TOTAL CONTRACT AMOUNT			\$1,500,000.00

D. Point of Contact for Questions Regarding this Schedule A (Must be completed)	Name: <u>Kaylee Noll</u> Phone No: <u>518-485-6337</u>
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See Agreement (or Supplemental Agreement Cover) for required contract signatures.

Footnotes (FN): (See LPB's SharePoint for link to sample footnotes)

- This is a Bridge NY Culvert project. Reimbursement for this project is capped at \$1,500,000.00 (the amount shown above). 100% NYS Funded. Funding can be used for any phase of this project. All overages are sole responsibility of project sponsor. Funding can be used for any phase of this project. • This project is not eligible for Marchiselli aid.
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- Projects must begin construction no later than 24 months after award; award is defined as approved State-Local Agreement (SLA) by the NYS Office of the State Comptroller. The Project Sponsor must expeditiously progress their execution of the State-Local Agreement.
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- Projects must be fully completed 30 months of commencing construction; construction is defined as an award to a contractor or commencement of work by municipal forces. Therefore, Sponsors are strongly encouraged to have projects substantially complete 24 months of commencing construction.

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RESOLUTION REQUEST FORM NO. 8

Request to Establish Capital Project or Capital Reserve Project*

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

DEPARTMENT NAME: DPW

DATE: 11/20/24

- (a) Exact Title **and** Number of Project (**must be obtained from Treasurer's Office**): Diamond Point Road (CR 35) over Smith Brook - East (H440.9550 280)
- (b) Is this a Capital Project? Yes
- (c) Is this a Capital Reserve Project? No
- (d) Amount of Project: \$1,500,000.00
- (e) Source of Funding (including name & title of codes, etc.):
\$1,500,000.00 State (100% State - Bridge NY Culvert)
- (f) Purpose of Establishment: To fund the preliminary engineering, right of way, construction and construction inspection phases of the project

RESOLUTION REQUEST FORM NO. 5

Request to Apply for a Grant Application and Grant Agreement

DEPARTMENT NAME: DPW

DATE: 11/20/24

- (a) Purpose of Grant: PIN 1763.02 Diamond Point Rd (CR 35) over Smith Brook - East Culvert Replacement, Town of Lake George (H440)
- (b) Name of Grantor: NYSDOT
- (c) Address of Contractor: 50 Wolf Road, Albany, NY 12205
- (d) Grantor's Contact Person and Telephone Number: Kaylee Noll, 518-485-6337
- (e) Has or Will the Grant Application or Grant Agreement be provided, if so, Please Attach? Yes
- (f) Effective Date of Grant: Upon Execution
- (g) Termination Date of Grant: TBD
- (h) Total Dollar Amount Involved (not to exceed): \$1,500,00.00
- (i) Deadline to Submit Grant Application and/or Grant Agreement: N/A
- (j) Is a Budget amendment required? If yes, also complete and submit Form No. 7.
- (k) Are the funds to go into a Capital Project or Capital Reserve Project? Capital Project/ If yes, also complete and submit Form No. 8 or Form No. 9, as applicable.
- (i) Is a Local Share Required? 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: H440.9550 280 Diamond Point Rd (CR 35) over Smith Brook - East

BridgeNY Culvert Local Project Agreement

CONTRACT NO. D041608

This Agreement is by and between:

the New York State Department of Transportation ("NYSDOT"), having its principal office at 50 Wolf Road, Albany, NY 12232, on behalf of New York State ("State");

and the County of Warren (the "Municipality/Sponsor") with its office at 4028 Main St, Warrensburg NY 12885.

This Agreement identifies the party responsible for administration and establishes the method or provision for funding of applicable phases of a BridgeNY State aid project for the improvement or replacement of a culvert, not on the State highway system, as such project and phases are more fully described by Schedule A annexed to this Agreement. The phases that are potentially the subject of this Agreement, as further enumerated, are: Preliminary Engineering ("PE") and Right-of-Way Incidental ("ROW Incidentals") work; Right-of-Way Acquisition; and Construction, Construction Supervision and/or Construction Inspection. The project shall be identified for the purposes of this Agreement as Bridge NY Culvert, CR 35 over Smith Brook East, Culvert Replacement (as more specifically described in such Schedule A, the "Project").

WITNESSETH:

WHEREAS, project eligibility for the BridgeNY Program, and other State Aid Program funds is determined by NYSDOT; and

WHEREAS, under related authorizations, NYSDOT and the Municipality/Sponsor are desirous of progressing the Project under State Aid Programs; and

WHEREAS, under New York General Municipal Law § 99-r, the governing board of any municipal corporation may contract with NYSDOT for services and work including design and construction of the nature contemplated by the Project; and

WHEREAS, The Legislative Body of the Municipality/Sponsor by Resolution No. _____, adopted at meeting held on _____, approved the Project, and

WHEREAS, the Municipality/Sponsor has appropriated necessary funds in connection with any Municipal/Sponsor share identified in Schedule A; and

WHEREAS, the Municipality/Sponsor has further authorized the _____ of the Municipality/Sponsor to execute this Agreement and the applicable Schedule A on behalf of the Municipality/Sponsor and a copy of such Resolution(s) is attached to and made a part of this Agreement (where New York City is the Municipality/Sponsor, such resolution is not required).

NOW, THEREFORE, the parties agree as follows:

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed by their duly authorized officials.

MUNICIPALITY/SPONSOR:

MUNICIPALITY/SPONSOR ATTORNEY:

By:

By:

Print Name:

Print Name:

Title:

STATE OF NEW YORK)
) ss.:
COUNTY OF *Warren*)

On this _____ day of _____, 20__ before me personally came _____ to me known, who, being by me duly sworn did depose and say that he/she resides at _____; that he/she is the _____ of the Municipal/Sponsor Corporation described in and which executed the above instrument; (except New York City) that it was executed by order of the _____ of said Municipal/Sponsor Corporation pursuant to a resolution which was duly adopted on _____ and which a certified copy is attached and made a part hereof; and that he/she signed his name thereto by like order.

APPROVED FOR NYSDOT:

**APPROVED AS TO FORM:
STATE OF NEW YORK ATTORNEY GENERAL**

By: _____
For Commissioner of Transportation

By: _____
Assistant Attorney General

Agency Certification: In addition to the acceptance of this contract I also certify that original copies of this signature page will be attached to all other exact copies of this contract.

COMPTROLLER'S APPROVAL:

Date: _____

By: _____
For the New York State Comptroller
Pursuant to State Finance Law §112

Notary Public

**SCHEDULE A – Description of Project Phase, Funding and Deposit Requirements
 NYSDOT/ State-Local Agreement - Schedule A for PIN 1763.02**

OSC Contract #: <u>D041608</u>	Contract Start Date: ___/___/___ (mm/dd/yyyy)	Contract End Date: ___/___/___ (mm/dd/yyyy) <input type="checkbox"/> Check, if date changed from the last Schedule A
Purpose:	<input checked="" type="checkbox"/> Original Standard Agreement	<input type="checkbox"/> Supplemental Schedule A No.
Agreement Type:	<input checked="" type="checkbox"/> Locally Administered Municipality/Sponsor (Contract Payee): Warren County Other Municipality/Sponsor (if applicable):	
	<input type="checkbox"/> State Administered <small>List participating Municipality(ies) and the % of cost share for each and indicate by checkbox which Municipality this Schedule A applies.</small>	
	<input type="checkbox"/> Municipality:	% of Cost share
	<input type="checkbox"/> Municipality:	% of Cost share
	<input type="checkbox"/> Municipality:	% of Cost share
Authorized Project Phase(s) to which this Schedule applies:	<input checked="" type="checkbox"/> PE/Design	<input checked="" type="checkbox"/> ROW Incidentals
	<input checked="" type="checkbox"/> ROW Acquisition	<input checked="" type="checkbox"/> Construction/CI/CS
Work Type: HWY CULVERT	County (If different from Municipality):	
<small>(Check, if Project Description has changed from last Schedule A):</small> <input type="checkbox"/>		
Project Description: CR 35 over Smith Brook East		
Marchiselli Eligible <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		

A. Summary of Participating Costs FOR ALL PHASES <small>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." All totals will calculate automatically.</small>							
PIN Fiscal Share	"Current" or "Old" entry indicator	Funding Source (Percentage)	TOTAL Costs	FEDERAL Funds	STATE Funds	LOCAL Funds	LOCAL DEPOSIT AMOUNT (Required only if State Administered)
1763.02.301	Current	Other (see FN)	\$1,500,000.00	(\$0.00)	\$1,500,000	\$0.00	\$0.00
	Old		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
.	Current		\$ 0.00	\$0.00	00	\$0.00	\$0.00
	Old		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
.	Current		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
	Old		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
.	Current		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
	Old		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
.	Current		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
	Old		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
.	Current		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
	Old		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
.	Current		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
	Old		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
.	Current		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
	Old		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
.	Current		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
	Old		\$ 0.00	\$0.00	\$0.00	\$0.00	\$0.00
TOTAL CURRENT COSTS:			\$1,500,000.00	\$ 0.00	\$1,500,000.00	\$ 0.00	\$ 0.00

NYSDOT/State-Local Agreement – Schedule A PIN 1763.02

B. Local Deposit(s) from Section A:	\$ 0.00
Additional Local Deposit(s)	\$0.00
Total Local Deposit(s)	\$ 0.00

C. Total Project Costs <i>All totals will calculate automatically.</i>			
Total FEDERAL Cost	Total STATE Cost	Total LOCAL Cost	Total ALL SOURCES Cost
\$ 0.00	\$1,500,000.00	\$ 0.00	\$1,500,000.00
		Total FEDERAL Cost	\$ 0.00
		Total STATE Cost	\$1,500,000.00
SFS TOTAL CONTRACT AMOUNT			\$1,500,000.00

D. Point of Contact for Questions Regarding this Schedule A (Must be completed)	Name: <u>Josephine Carrasquillo</u> Phone No: <u>518-457-0817</u>
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See Agreement (or Supplemental Agreement Cover) for required contract signatures.

Footnotes (FN): (See LPB's SharePoint for link to sample footnotes)

- This is a Bridge NY Culvert project. Reimbursement for this project is capped at \$1,500,000.00 (the amount shown above). 100% NYS Funded. Funding can be used for any phase of this project. All overages are sole responsibility of project sponsor. Funding can be used for any phase of this project. • This project is not eligible for Marchiselli aid.
-
- Projects must begin construction no later than 24 months after award; award is defined as approved State-Local Agreement (SLA) by the NYS Office of the State Comptroller. The Project Sponsor must expeditiously progress their execution of the State-Local Agreement.
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- Projects must be fully completed 30 months of commencing construction; construction is defined as an award to a contractor or commencement of work by municipal forces. Therefore, Sponsors are strongly encouraged to have projects substantially complete 24 months of commencing construction.

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RESOLUTION REQUEST FORM NO. 20

MISCELLANEOUS

****Please List All Other Requests Not Covered by Previous Resolution Request Forms Here.
Please attach any backup information available and be as detailed as possible.***

DEPARTMENT NAME: DPW

DATE: 11/20/24

- (a) Purpose of Request: Authorize the Superintendent of Public Works to execute a change order in excess of the limits established in Resolution 237 of 2022 in relation to the Diamond Point Road (CR 35) Rehabilitation Project (WC 48-24).

- (b) Details: Resolution 237 of 2022 authorizes the Superintendent of Public Works to execute change orders for construction contracts provided the increase in cost does not exceed 10% of the original contract amount or \$50,000, whichever is greater. This request is to authorize the Superintendent of Public Works to execute a change order with Peter Luizzi & Bros. Contracting, Inc. in relation to the Diamond Point Road (CR 35) Rehabilitation Project in the Town of Lake George in an amount not to exceed \$300,000. The funds necessary for the increase will be expended from D.5112 8368 - Diamond Point Road and will be transferred under a separate resolution request. This is a one-time request and does not rescind or alter the provisions of Resolution 237 of 2022

- (c) Previous Resolution Number: 237 of 2022

- (d) Where are the Funds (if required)? List Budget Code, Object Code, Full Title* and Amount:

Sample: A.8021 470 Planning & Community Development – Contract

* as listed in budget and LOGOS

RESOLUTION REQUEST FORM NO. 9

Request to Increase or Decrease or Amend Existing Capital Project or Capital Reserve Project*

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

DEPARTMENT NAME: DPW

DATE: 11/20/24

- (a) Exact Title and Number of Project*: County Bridge & Culvert Project (H390.9550 280)
- (b) Is this a Capital Project? Yes
- (c) Is this a Capital Reserve Project? No
- (d) Amount of Increase (if applicable): \$145,600.00
- (e) Amount of Decrease (if applicable):
- (f) Source of Funding (if Increase) (including name & title of codes, etc.): County Road, Transfers-Capital Projects (D.9950 910)
- (g) Changes in Funding (if Amendment):
- (h) Purpose of Increase or Decrease or Amendment: To fund County bridge and culvert work

RESOLUTION REQUEST FORM NO. 9

Request to Increase or Decrease or Amend Existing Capital Project or Capital Reserve Project*

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

DEPARTMENT NAME: DPW

DATE: 11/20/24

- (a) Exact Title and Number of Project*: Adirondack Bridge and Beaver Pond Bridge Replacements Project, Town of Horicon (H425.9550 280)
- (b) Is this a Capital Project? Yes
- (c) Is this a Capital Reserve Project? No
- (d) Amount of Increase (if applicable): \$236,400.00
- (e) Amount of Decrease (if applicable):
- (f) Source of Funding (if Increase) (including name & title of codes, etc.): \$236,400.00 Local Match - County Road, Transfers-Capital Projects (D.9950 910)
- (g) Changes in Funding (if Amendment):
- (h) Purpose of Increase or Decrease or Amendment: To fund the anticipated local match share of the construction/construction inspection phase of the project

RESOLUTION REQUEST FORM NO. 9

Request to Increase or Decrease or Amend Existing Capital Project or Capital Reserve Project*

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

DEPARTMENT NAME: DPW

DATE: 11/20/24

- (a) Exact Title and Number of Project*: Culvert Repairs (H430)
- (b) Is this a Capital Project? Yes
- (c) Is this a Capital Reserve Project? No
- (d) Amount of Increase (if applicable): \$12,000,000.00
- (e) Amount of Decrease (if applicable): NA
- (f) Source of Funding (if Increase) (including name & title of codes, etc.):
\$10,425,000.00 (Serial Bonds - H430.9550 5710)
\$ 1,575,000.00 (Premium on Obligations - H430.9550 2710)
- (g) Changes in Funding (if Amendment):
- (h) Purpose of Increase or Decrease or Amendment: To fund priority culvert repair and replacement projects resulting from the Culvert Assessment Project