

**PUBLIC WORKS COMMITTEE  
DPW AGENDA  
February 28, 2025**

Committee Members: CONOVER, Strainer, Bruno, Bean, Crocitto, Turner and Merlino

- 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: For construction Contract(s) for road construction projects 2025
  2. Request: New Contract  
Rationale: Term agreement for Application of Pavement Markings
  3. Request: Transfer of Funds  
Rationale: Transfer surplus road project funds to cover 2025 road projects
  4. Request: Miscellaneous  
Rationale: Establish road projects for 2025
  5. Request: Miscellaneous  
Rationale: Close Capital project and return funds to fund source
  6. Request: Amend County Budget  
Rationale: To increase D.9950.910 (Transfers – Capital Projects)
  7. Request: Amend Grant  
Rationale: To add detailed design and right-of-way to H425 Bridge Replacements over Mill Brook – Town of Horicon
  8. Request: Increase Capital Project  
Rationale: Increase project for additional PE, detailed design, and right-of-way for H425 Bridge Replacements over Mill Brook – Town of Horicon
  9. Request: Amend Contract  
Rationale: Amend existing contract with the consultant for the H425 Bridge Replacements over Mill Brook – Town of Horicon (PE, detailed design, right-of-way)
- V. Discussion Items**
- 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.10a – Transfer of Funds
4. Resolution Request No. 20 – Miscellaneous
5. Resolution Request No. 20 – Miscellaneous
6. Resolution Request No. 7 – Amend County Budget
7. Resolution Request No. 6 – Amend Grant
8. Resolution Request N0. 9 – Increase Capital Project
9. Resolution Request No. 4 – Amend Existing Contract

# ***RESOLUTION REQUEST FORM NO. 3***

## ***Request for New Contract***

**DEPARTMENT NAME: DPW**

**DATE: 3/25/25**

- (a) Is this a Result of a Bid or Request for Proposal? Bid WC 2-25
- (b) Purpose of Contract: Construction contract(s) for 2025 Highway Projects
- (c) Name of Contractor: TBD - Bids due 4/10/25
- (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:
- (g) Commencement Date of Contract: upon execution
- (h) Termination Date of Contract: upon completion of project
- (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

# ***RESOLUTION REQUEST FORM NO. 3***

## ***Request for New Contract***

**DEPARTMENT NAME: DPW**

**DATE: 3/25/25**

- (a) Is this a Result of a Bid or Request for Proposal? Bid WC 19-25
- (b) Purpose of Contract: Application of Pavement Markings
- (c) Name of Contractor: TBD - Bids due 4/10/25
- (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:
- (g) Commencement Date of Contract: upon execution
- (h) Termination Date of Contract: April 30, 2026 with option for two, 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

**REQUEST FOR TRANSFER OF FUNDS**

TO: AMANDA ALLEN, CLERK, WARREN COUNTY BOARD OF SUPERVISORS

FROM: DEPARTMENT OF PUBLIC WORKS

Name of Department

SIGNED: \_\_\_\_\_ DATE: 3/25/2025

<u>FROM CODE</u>	<u>TITLE</u>	<u>TO CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>	<u>TOWN</u>
D.5112.8356 280	Co Roads, 2023 CR#66 Country Club Road	D.5112.8368 280	Co Roads, 2024 CR#35 Diamond Point Road	\$ 111,903.16	Lake George
D.5112.8357 280	Co Roads, 2024 CR#10 Schroon River Road	D.5112.8368 280	Co Roads, 2024 CR#35 Diamond Point Road	\$ 64,560.27	Lake George
D.5112.8358 280	Co Roads, 2024 CR#26 Palisades Road	D.5112.8368 280	Co Roads, 2024 CR#35 Diamond Point Road	\$ 132,600.77	Lake George
D.5112.8359 280	Co Roads, 2024 CR#29 Peaceful Valley Road	D.5112.8368 280	Co Roads, 2024 CR#35 Diamond Point Road	\$ 12,172.27	Lake George
D.5112.8360 280	Co Roads, 2024 CR#57 South Johnsbury Road	D.5112.8368 280	Co Roads, 2024 CR#35 Diamond Point Road	\$ 262,386.40	Lake George
D.5112.8361 280	Co Roads, 2024 CR#17 Blind Rock Road	D.5112.8368 280	Co Roads, 2024 CR#35 Diamond Point Road	\$ 23,160.87	Lake George
D.5112.8362 280	Co Roads, 2024 CR#17 Haviland Road	D.5112.8368 280	Co Roads, 2024 CR#35 Diamond Point Road	\$ 83,240.27	Lake George
D.5112.8363 280	Co Roads, 2024 CR#40 Golf Course Road	D.5112.8368 280	Co Roads, 2024 CR#35 Diamond Point Road	\$ 20,062.91	Lake George
D.5112.8364 280	Co Roads, 2024 CR#14 River Street	D.5112.8368 280	Co Roads, 2024 CR#35 Diamond Point Road	\$ 24,951.54	Lake George

<u>FROM CODE</u>	<u>TITLE</u>	<u>TO CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
A.1990 439	Contingent Fund			

Please state reason for transfer request:

Transfer surplus road project funds to cover capital project expenses

# ***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: 3/25/25**

- (a) Purpose of Request: To establish road projects for 2025
- (b) The following road projects shall be established by the Treasurer with funding to be transferred from D.5112.8368 280 - 2024 CR#35 Diamond Point Road.

D.5112 8369	2025 CR#2 Stony Creek Road	\$1,206,700.00
8370	2025 CR#3 Warrensburg Road	\$483,500.00
8371	2025 CR#4 Athol Road	\$44,400.00
8372	2025 CR#4 High Street	\$100,200.00
8373	2025 CR#10 Schroon River Road	\$297,600.00
8374	2025 CR#11 Bolton Landing – Riverbank Road	\$435,000.00
8375	2025 CR#13 Glen Athol Road	\$800,700.00
8376	2025 CR#48 Trout Lake Road	\$556,800.00
8377	2025 CR#55 Valentine Pond Road	\$272,300.00
8378	2025 CR#60 Old Stage Road	\$1,714,300.00

- (c) Previous Resolution Number: NA

# ***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: 3/25/25**

(a) Purpose of Request: Authorization to close capital project and return funds to funding source.

(b) Details: Authorization to close capital project H395 Oxbow Hill Road and Moon Hill Road (CR 63) and return surplus local match funds to the funding source:

Capital Project	Est Funds	Funding Source
H395	\$28,558.15	D.9950 910

(c) Previous Resolution Number:

(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. 7***

## ***Request to Amend County Budget\****

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

**DEPARTMENT NAME: DPW**

**DATE: 3/25/25**

- (a) Purpose of Amendment: To increase D.9950 910 (Transfers - Capital Projects) in accordance with transfers of surplus local match funds from various capital projects
  
- (b) Appropriation Code (with title), Object Code (with title) and Amount:  
D.9950 910 - Interfund Transfers (\$28,558.15)
  
- (c) Revenue Code (with title), and Amount:  
D.5010 5031 - Interfund Transfers (\$28,558.15)

# ***RESOLUTION REQUEST FORM NO. 6***

## ***Request to Amend or Extend Existing Grant***

**DEPARTMENT NAME: DPW**

**DATE: 3/25/25**

- (a) Purpose of Grant Amendment: To add Detailed Design and Right of Way Acquisition phase funding for PIN 1761.49 East Shore Drive (aka Adirondack Bridge) (BIN 3305280) and Johnson Road (aka Beaver Pond Bridge) (BIN 3305300) Bridge Replacements over Mill Brook, Town of Horion (H425)
- (b) Resolution No. which Authorized Original Application and Grant: 150 of 2023
- (c) Name of Grantor: NYSDOT
- (d) Address of Grantor: 50 Wolf Road, Albany, NY 12232
- (e) Grantor's Contact Person and Telephone Number: Robin Guarneri 518-457-0785
- (f) Has or Will the Grant Amendment or Grant Extension be provided, if so, Please Attach? Attached
- (g) Effective Date of Amendment or Extension: upon execution
- (h) Termination Date of Amendment or Extension: 3/20/2033
- (i) Total Dollar Amount Involved (not to exceed): increase of \$188,073.00
- (j) Is a Budget amendment required? If yes, please complete and submit Form No. 7.
- (k) Are the funds to go into a Capital Project or Capital Reserve Project? If yes, also complete and submit Form No. 8 or Form No. 9, as applicable.
- (l) Is a Local Share Required? If Yes, Where are the Funds? List Budget Code, Object Code, Full Title\* and Amount **OR** Capital Project **OR** Capital Reserve Project Number and Title and Amount: H425.9550 280 Adirondack Bridge and Beaver Pond Bridge Replacement Project

**Sample: A.1010 470 Legislative Board – Contract \$xx.xx**

**Capital Project No. H289.9550 480 – Old Jail Renovations \$xx.xx**

\*as listed in budget and LOGOS

Sponsor: **Warren County**  
PIN: **1761.49** BIN: \_\_\_\_\_  
Comptroller's Contract No. **D040830**  
Supplemental Agreement No. **2**  
Date Prepared: **3/6/2025** By: **RBG**  
Initials

Press F1 for instructions in the blank fields:

**SUPPLEMENTAL AGREEMENT No. 2 to D040830** (Comptroller's Contract No.)

This Supplemental 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

**Warren county** (the Sponsor)  
Acting by and through the **Board of Supervisors**  
with its office at **4028 Main Street, Warrensburg, NY 12885.**

This amends the existing Agreement between the parties in the following respects only:

Amends a previously adopted Schedule A by (check as applicable):

- amending a project description
- amending the contract end date
- amending the scheduled funding by:
  - adding additional funding (check and enter the # phase(s) as applicable):
    - adding phase **DD** which covers eligible costs incurred on/after   /  /
    - adding phase **ROW ACQ** which covers eligible costs incurred on/after   /  /

- increasing funding for a project phase(s)
- adding a pin extension
- change from Non-Marchiselli to Marchiselli
- deleting/reducing funding for a project phase(s)
- other (\_\_\_\_\_)

- Amends a previously adopted Schedule "B" (Phases, Sub-phase/Tasks, and Allocation of Responsibility)
- Amends a previously adopted Agreement by replacing the Appendix A dated October 2019 with the Appendix A dated June 2023.
- Amends a previously adopted Agreement by adding:
  - Appendix B M/WBE/SDVOB.
  - Retention Exhibit.
  - Other: \_\_\_\_\_
- Amends the text of the Agreement as follows (insert text below):

Sponsor: **Warren County**  
PIN: **1761.49** BIN: \_\_\_\_\_  
Comptroller's Contract No. **D040830**  
Supplemental Agreement No. **2**  
Date Prepared: **3/6/2025** By: **RBG**  
Initials

Press F1 for instructions in the blank fields:

**IN WITNESS WHEREOF**, the parties have caused this Agreement to be executed by their duly authorized officials as of the date first above written.

SPONSOR:

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/her name thereto by like order.

\_\_\_\_\_  
Notary Public

**APPROVED FOR NYSDOT:**

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

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.

By: \_\_\_\_\_  
Assistant Attorney General

Date: \_\_\_\_\_

**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 1761.49**

<b>OSC Contract #:</b> <u>D040380</u>	<b>Contract Start Date:</b> <u>3/20/2023</u> <small>(mm/dd/yyyy)</small>	<b>Contract End Date:</b> <u>3/20/2033</u> <small>(mm/dd/yyyy)</small>
<input type="checkbox"/> Check, if date changed from the last Schedule A		
<b>Purpose:</b>	<input type="checkbox"/> Original Standard Agreement	<input checked="" type="checkbox"/> Supplemental Schedule A No. 2
<b>Agreement Type:</b>	<input checked="" type="checkbox"/> Locally Administered Municipality/Sponsor (Contract Payee):	
	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
<b>Authorized Project Phase(s) to which this Schedule applies:</b>	<input checked="" type="checkbox"/> PE/Design	<input type="checkbox"/> ROW Incidentals
	<input checked="" type="checkbox"/> ROW Acquisition	<input type="checkbox"/> Construction/CI/CS
<b>Work Type:</b> BR REPLACE	<b>County</b> (If different from Municipality):	
<small>(Check, if Project Description has changed from last Schedule A):</small> <input type="checkbox"/>		
<b>Project Description:</b> Adirondack Bridge (BIN 3305280) and Beaver Pond Bridge (BIN 3305300) Bridge Replacements		
<b>Marchiselli Eligible</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		

<b>A. Summary of Participating Costs FOR ALL PHASES</b> <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)
1761.49.121	Current	STP (80%)	\$591,657.00	\$473,325.60	\$88,748.55	\$29,582.85	\$0.00
	Old	STP (80%)	\$440,308.00	\$352,246.00	\$66,046.00	\$22,016.00	\$0.00
1761.49.221	Current	STP (80%)	\$68,475.00	\$54,780.00	\$10,271.25	\$3,423.75	\$0.00
	Old	STP (80%)	\$31,751.00	\$25,400.00	\$4,763.00	\$1,588.00	\$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
<b>TOTAL CURRENT COSTS:</b>			\$660,132.00	\$528,105.60	\$99,019.80	\$33,006.60	\$ 0.00

**NYSDOT/State-Local Agreement – Schedule A    PIN 1761.49**

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

<b>C. Total Project Costs</b> <i>All totals will calculate automatically.</i>			
<b>Total FEDERAL Cost</b>	<b>Total STATE Cost</b>	<b>Total LOCAL Cost</b>	<b>Total ALL SOURCES Cost</b>
\$528,105.60	\$99,019.80	\$33,006.60	\$660,132.00
		<b>Total FEDERAL Cost</b>	\$528,105.60
		<b>Total STATE Cost</b>	\$99,019.80
<b>SFS TOTAL CONTRACT AMOUNT</b>			<b>\$627,125.40</b>

<b>D. Point of Contact for Questions Regarding this Schedule A (Must be completed)</b>	Name: <u>Robin Guarneri</u> Phone No: <u>518-457-0785</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 supplemental Agreement #2 Adds Detailed Design funds of \$151,349.00; ROW ACQ of \$36,724.00
  - This Supplemental Agreement #1 adds Right of Way (ROW) phase of the project. ROW=\$ 31,751.00
  - • This Master Agreement is for the Design phase of the project. Preliminary Design = \$296,575.00, Detailed Design (AC:ed) =\$143,733.00
  - • Effective May 2015, per FHWA, we are only able to authorize preliminary design phases I-IV. The agreement however will be for I-VI. This allows for only one agreement and V and VI will be authorized with advanced construction funds. After Design approval and NEPA concurrence, we are able to ask for V and VI. IN SUMMATION: WE NOW HAVE TO GET FEDERAL AUTHORIZATION FOR DETAILED DESIGN SEPARATELY BEFORE INCURRING ANY COSTS. IF COSTS ARE INCURED THEY WILL NOT BE FEDERALLY ELIGIBLE.
  - • At this time the non-federal share of Project Construction and Construction Inspection (CI) costs identified for federal aid funding in this agreement is to be provided entirely by the Municipality. No subsidy or reimbursement of any portion of that local match is provided by New York State's Marchiselli Program or this contract at this time. Furthermore, this Agreement does not assure that any Marchiselli aid for the Project or phase hereunder will be authorized or available in the future. If the Project (and the phase of work) is eligible for State aid under the Marchiselli Program, and such aid is duly requested by the Municipality, NYSDOT may (subject to budgetary requirements) submit an appropriate request for Marchiselli funding authorization by the Legislature. If Legislative authorization for such funding is received, NYSDOT and the Municipality may enter a supplemental agreement providing such Marchiselli aid. Only then would Marchiselli aid be available to the affected Project and phase.

## ***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: 3/25/25**

- (a) Exact Title and Number of Project\*: H425 Adirondack Bridge & Beaver Pond Bridge Replacements
- (b) Is this a Capital Project? Yes
- (c) Is this a Capital Reserve Project? No
- (d) Amount of Increase (if applicable): \$178,670.40
- (e) Amount of Decrease (if applicable): N/A
- (f) Source of Funding (if Increase) (including name & title of codes, etc.):
  - \$ 150,459.60 Federal (80 %)
  - \$ 28,210.80 State Marchiselli (15%)
  - \$ 0.00 Local Match (no additional funds needed at this time)
- (g) Changes in Funding (if Amendment):
- (h) Purpose of Increase or Decrease or Amendment: To fund additional Preliminary Design, Detailed Design and ROW Acquisition phases.

## ***RESOLUTION REQUEST FORM NO. 4***

### ***Request for Extending, Rescinding or Amending Existing Contract***

**DEPARTMENT NAME: DPW**

**DATE: 3/25/25**

- (a) Purpose of Contract Change: Amend contract for additional preliminary engineering services and to add right of way acquisition services
- (b) Resolution Number, or Numbers if Amended, which Authorized the Original Contract: Resolution 151 of 2023
- (c) Name of Contractor: Colliers Engineering & Design, CT, P.C.
- (d) Address of Contractor: 18 Computer Drive East, Suite 203, Albany, NY 12205
- (e) Contractor's Contact Person and Telephone Number: Dan Farnan, 518-807-6162
- (f) Commencement Date of Extension: upon execution
- (g) Termination Date of Extension: upon completion
- (h) Payment Provisions:
  - i) lump sum amount
  - ii) hourly rate amount
  - iii) total amount not to exceed additional \$29,839.28
  - 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: H425.9550 280 Adirondack & Beaver Pond Bridge Replacements

**Architectural/ Engineering  
Consultant Contract**

PIN (s) 1761.49    Municipal Contract No. NA

Agreement made this \_\_\_ day of \_\_\_\_\_, 20\_\_\_ by and between

Warren County

(municipal corporation)

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

and

Colliers Engineering & Design, CT, P.C. (dba Maser Consulting Engineering & Land Surveying) with its office at 18 Computer Drive East, Suite 203, Albany, New York 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 contract as PIN 1761.49 / BIN's 3305280 & 3305300, Replacement of the Adirondack and Beaver Pond Bridges over the Mill Brook in the Town of Horicon, NY (as described in detail in Attachment A annexed hereto, the "Project") the Sponsor 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 Sponsor has selected the Consultant to perform such services in accordance with the requirements of this Contract; and

WHEREAS, \_\_\_\_\_, Chairman, Warren County Board of Supervisors, is authorized to enter this Contract on behalf of the Sponsor,

NOW, THEREFORE, the parties hereto agree as follows:

**ARTICLE 31. MISCELLANEOUS**

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

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

Reference: Sponsor Contract # \_\_\_\_\_

<p>Sponsor</p> <p>by: _____</p> <p>Chairman, Board of Supervisors Warren County</p> <p>Date:</p>	<p>Consultant</p> <p>by: _____</p> <p>Brett Reynolds, PE Principal</p> <p>Date:</p>
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<p>Approved as to Form</p> <p>by: _____</p> <p>County Attorney, Warren County</p> <p>Date:</p>
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**EXHIBIT "D"**  
**SUMMARY**  
**Colliers Engineering & Design**

**Adirondack Bridge and Beaver Pond Bridge Replacements**  
**Replacements of BIN's 3305280 and 3305300**  
**PIN 1761.49**

**DESIGN**

		<b>PIN</b>	<b>PIN</b>	<b>Totals</b>
		<b>1761.49.121</b>	<b>1761.49.222</b>	
I.	DIRECT TECHNICAL LABOR	\$1,067.88	\$0.00	\$1,067.88
IIA	DIRECT NON-SALARY COST (Exhibit B Total)	\$0.00	\$0.00	\$0.00
IIB	DIRECT NON-SALARY COST (See Subconsultants Below)	\$4,490.40	\$22,224.00	\$26,714.40
	<i>R.K. Hite</i>			\$22,224.00
	<i>Traffic Data Bank</i>			\$4,490.40
IIIA	OVERHEAD                      166%	\$1,773.00	\$0.00	\$1,773.00
IV	Fixed Fee                      10%	\$284.00	\$0.00	\$284.00
	Totals:	<u>\$7,615.28</u>	<u>\$22,224.00</u>	<u>\$29,839.28</u>

**Supplemental No. 1 Maximum Amount Payable:                      \$29,839.28**