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COUNTY OF ERIE

MARK C. POLONCARZ
COUNTY EXECUTIVE

October 9, 2012

Erie County Legislature
92 Franklin Street – Fourth Floor
Buffalo, New York 14202

RE: Federal Aid Bridge Painting Project; PIN 5760.27- Four (4) Bridges, Various Towns, Erie County and Consultant Design Services

Dear Honorable Members:

The Department of Public Works, Division of Highways is requesting authorization to participate in the Federal aid bridge painting project and for the County Executive to enter into an agreement with the New York State Department of Transportation. Additionally, the Department is requesting authorization to enter into an agreement with LiRo Engineers, of Buffalo, New York for engineering design services.

Should your Honorable Body require further information, I encourage you to contact Commissioner John C. Loffredo of the Department of Public Works. Thank you for your consideration on this matter.

Sincerely yours,

Mark C. Poloncarz, Esq.
Erie County Executive

MCP/
Enclosure

cc: John C Loffredo, Department of Public Works

MEMORANDUM

To: Honorable Members of the Erie County Legislature
From: Department of Public Works
Re: Federal Aid Bridge Painting Project; PIN 5760.27-Four (4) Bridges, Various Towns, Erie County and Consultant Design Services
Date: October 1, 2012

SUMMARY

The Department of Public Works, Division of Highways recommends approval of the attached legislation authorizing the Department of Public Works to participate in a Federal aid bridge painting project, and authorizing the County Executive to enter into an agreement with the New York State Department of Transportation. Additionally, we request authorization for the County Executive to enter into an engineering design contract with LiRo Engineers of Buffalo, New York for the painting of the following Bridges, as approved by the NYSDOT:

- Alden Crittenden Road Bridge 1-2, BIN 3326850, Town of Alden
- Ryther Road Bridge 716, BIN 3327860, Town of Evans
- Zoar Valley Road Bridge 457-9, BIN 3328430, Town of Concord
- Grover Road Bridge 373-4, BIN 3328110, Town of Aurora

FISCAL IMPLICATIONS

The total cost of the project design phase is currently estimated at $50,000. The project, through the Locally Administered Federal Aid Program is eligible for 80% Federal reimbursement in the amount of $40,000, and Erie County is required to contribute 20% as local share, $10,000. Local share in the amount of $10,000 is available in B.20909.2, 2009 Bridge Painting Design Program. The negotiated engineering design services agreement with LiRo Engineers will not exceed $50,000.

REASONS FOR RECOMMENDATION

To allow the Highway Division to utilize available capital funds to leverage Federal funds to perform much needed maintenance work on Erie County bridges.

BACKGROUND INFORMATION

NYSDOT has implemented a bridge maintenance initiative to address deteriorating conditions County-wide. Bridge painting must be undertaken to prolong the life of the structures. Under this program, expenses will be reimbursable to the County up to 80%.

CONSEQUENCES OF NEGATIVE ACTION

The County will not be able to utilize the additional Federal Aid and our bridges will be subject to continued deterioration.

STEPS FOLLOWING APPROVAL

Highway Division will proceed with execution of agreements in accordance with the Federal and NYSDOT guidelines. Upon the Erie County Legislature's approval, an agreement will be negotiated and executed with LiRo Engineers, of Buffalo, New York. Once the agreement is executed, design work will begin immediately thereafter.

COMPTROLLER'S OFFICE REVIEW

The proposed legislation has been reviewed by the Office of the Comptroller and is related to an authorized capital project for which there are sufficient appropriations for the action proposed.

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LORNE STEINHART
Deputy Comptroller
Comptroller's Office

JCL/JGM/db

A RESOLUTION SUBMITTED BY:
DEPARTMENT OF PUBLIC WORKS, DIVISION OF HIGHWAYS

RE: Federal Aid Bridge Painting Project PIN 5760.27; Four (4) Bridges, Various Towns, Erie County Including Consultant Design Services

WHEREAS, the Federal Aid Bridge Painting Project, Four (4) Bridges, BINs 3326850, 3327860, 3328110, and 3328430, in the Towns of Alden, Evans, Aurora, and Concord, in Erie County, PIN 5760.27 (the Project) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% Non-Federal funds; and

WHEREAS, the County of Erie desires to advance the Project by making a commitment of 100% of the Non-Federal share of the costs of the Preliminary Engineering (Design I-VI) phase of the project, PIN 5760.27; and

WHEREAS, the total Project is $50,000 and the County is required to provide the local share portion for the Project in the amount of $10,000; and

WHEREAS, a contract must be negotiated with LiRo Engineers, of Buffalo, New York, for engineering design services.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby approves the Department of Public Works' Federal aid bridge painting project; and be it further

RESOLVED, that the County Legislature hereby authorizes the County to pay in the first instance 100% of the Federal and Non-Federal shares of the cost of the Preliminary Engineering (Design I-VI) phase of the Project or portions thereof; and be it further

RESOLVED, that the Project Fund B.20909, 2009 Bridge Painting Design Program, fund center 123, fund 420, be increased by the anticipated Federal revenue in the amount of $40,000 as follows:

REVENUES		CURRENT BUDGET	INCREASE/ DECREASE	REVISED BUDGET
Account	Description			
414000	Federal Aid	$ 40,000	$40,000	$80,000
475000	Gen Oblig Bond Proc	$ 24,484	$ 0	$ 24,484
TOTAL REVENUES		$ 64,484	$40,000	$ 104,484

APPROPRIATIONS

Capital Projects	Capital Project Exp	$ 64,484	$40,000	$104,484
TOTAL APPROPRIATIONS		$ 64,484	$40,000	$104,484

; and be it further

RESOLVED, that the estimated total sum of the design phase of the Project, $50,000 is hereby appropriated from B.20909.2, 2009 Bridge Painting Design Program and made available to cover the cost of participation in the above phase of the Project; and be it further

RESOLVED, that in the event the amount required to pay in the first instance 100% of the Federal and Non-Federal shares of the cost of the projects' Preliminary Engineering (Design I-VI) phase exceeds $50,000 the County of Erie shall convene its Legislature as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof; and be it further

RESOLVED, that the County Executive of the County of Erie is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid on behalf of the County of Erie, (subject to the County Attorney's approval as to form and content), with the New York State Department of Transportation in connection with the advancement or approval of the project identified in the State/Local Agreement; and providing for the administration of the Project and the Municipality's first instance funding of project costs and permanent funding of the local share of Federal Aid eligible Project costs and all Project costs within appropriations therefor that are not so eligible; and be it further

RESOLVED, that the County Executive be authorized to execute a negotiated contract in an amount not to exceed the allowable project design amount between the County and project engineers LiRo Engineers of Buffalo, New York, to provide design services for the Federal Aid Bridge Painting Project; and be it further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation, by attaching it to any necessary Agreement in connection with the Project; and be it further

RESOLVED, that ten (10) certified copies of this resolution be forwarded to the Department of Public Works, Office of the Commissioner, and one copy each to the Office of the County Executive, the Division of Budget and Management, the Office of the County Attorney, and the Office of the Comptroller.

TO: LORNE STEINHART, DEPUTY, COMPTROLLER'S OFFICE

PROPOSED RESOLUTIONS REQUIRING RULE 55

CONTRACT APPROVAL CHECKLIST
CONFIRMATION OF AVAILABILITY OF FUNDS IN CAPITAL PROJECTS

REQUESTING DEPARTMENT	COMPLETE ITEMS 1 THROUGH 5
1. CONTRACTOR'S NAME	NYSDOT and LiRo Engineers
2. AMOUNT OF CONTRACT	$50,000.00 (not to exceed)
3. PROJECT NUMBER	B.20909.2
4. PROJECT TITLE	2009 Bridge Painting Design Program
5. DEPARTMENT CONTACT	Funding questions: Charles A. Sickler, PE at 8372 Letter pickup: Diane Bukowski at 8301

COMPTROLLER'S OFFICE	COMPLETE ITEMS 6 AND 7
6. AVAILABILITY OF FUNDS	$
7. PERFORMED BY	
Date Sent to Comptroller's Office:	September 24, 2012