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COUNTY OF ERIE

CHRIS COLLINS

COUNTY EXECUTIVE

January 3, 2011

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

**RE: Supplemental Agreement with NYSDOT and related Change Order for
Engineering Design Services for the Reconstruction of Freeman Road Bridge (BR 369-3),
Town of Orchard Park
Erie County Project No. FA 369-3-07, NYS PIN 5756.38**

Honorable Members:

We are forwarding for your approval a proposed resolution to authorize the County Executive to enter into a Supplemental Agreement with the New York State Department of Transportation which commits the County of Erie to advance the Federal share, and obligate the non-Federal share of the increased cost of the project and to authorize the County Executive to execute a related project Change Order with project engineers Abate Associates, P.C. of Cheektowaga, New York.

Should your honorable body require further information, I encourage you to contact the Department of Public Works, Office of the Commissioner. Thank you for your consideration on this matter.

Sincerely,

CHRIS COLLINS
Erie County Executive

MEMORANDUM

To: Honorable Members of the Erie County Legislature
From: Department of Public Works/Office of the Commissioner
Re: Supplemental Agreement with NYSDOT and related Change Order for
Engineering Design Services for the Reconstruction of Freeman Road Bridge
(BR 369-3), Town of Orchard Park
Erie County Project No. FA 369-3-07, NYS PIN 5756.38
Date: January 3, 2011

SUMMARY

Request adoption of resolution to authorize the County Executive to enter into a Supplemental Agreement with the New York State Department of Transportation that commits the County of Erie to advance the Federal share, and obligate the non-Federal share of the increased cost of design of the project and to authorize the County Executive to execute a related project change order with project engineers Abate Associates, P.C. of Cheektowaga, NY.

FISCAL IMPLICATIONS

The total design, right-of-way, and construction cost of this project is currently estimated at \$2,687,500.00. The project was previously approved and appropriated via Comm. 8E-17 of May 8, 2008 (SAP B.00044 and B.00170). The current Project design increase in the amount of \$251,500.00 (\$12,575.00 local share) is available from SAP Projects B.00171 - 2007 Freeman Design and B.00206 - 2008 Freeman Design. The Agreement is currently 95% reimbursable, 80% Federal funds and 15% NYS Marchiselli funds. The Project design increase is necessary for a change order to Abate Associates for unanticipated work scope changes.

REASONS FOR RECOMMENDATION

NYSDOT and the Erie County Department of Public Works have agreed to a design increase due to unanticipated work scope changes. By executing the Supplemental Agreement with the New York State Department of Transportation, Erie County will be eligible for additional federal and state reimbursement. The increase will be used to negotiate a change order to the engineering design services contract with Abate Associates, P.C. of Cheektowaga, New York. The current locally administered Federal Aid Project reimburses Erie County up to a maximum of 95% of the total Project cost.

BACKGROUND INFORMATION

This project is approved by the New York State Department of Transportation in their current Capital Program to be funded with Federal Aid and Marchiselli funds. Project engineering is currently ongoing for the closeout portion of the job.

CONSEQUENCES OF NEGATIVE ACTION

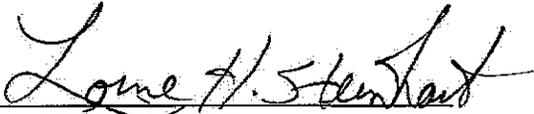
This action is required to ensure project advancement and financing through Federal and New York State Marchiselli program funds to pay for costs related to unanticipated work scope changes. Negative action would halt project closeout and jeopardize existing and future reimbursement funding through this program.

STEPS FOLLOWING APPROVAL

The County Executive will sign the Supplemental Agreement so that it can be fully executed by the New York State Department of Transportation and a negotiated change order will be executed for Abate Associates.

COMPTROLLER'S OFFICE REVIEW

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



LORNE STEINHART
Deputy Comptroller
Comptroller's Office

GJS/JGM/lis
File (DPW.1.3.11-2.Freeman Road NYSDOT Supp.docx)

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

RE: Supplemental Agreement with New York State
Department of Transportation and related Change
Order for Engineering Design Services for the
Reconstruction of Freeman Road Bridge (BR 369-3),
Town of Orchard Park, Erie County Project
No. FA 369-3-07, NYS PIN 5756.38

WHEREAS, a Project for the Reconstruction of Freeman Road Bridge (BR 369-3), in the Town of Orchard Park, Erie County, P.I.N. 5756.38 (the "Project") is eligible for funding under Title 23, U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

WHEREAS, the County of Erie advanced the Project by making a commitment of 100% of the non-Federal share of the costs of the Preliminary Engineering (Scoping and Design I-VI), Right-of-Way Incidentals and Right-of-Way Acquisition, and Construction and Construction Inspection phases of the Project via Comm. 8E-17, adopted on May 8, 2008; and

WHEREAS, the County of Erie desires to advance the Project, PIN 5756.38 through a Supplemental Agreement that increases the previous Project Agreement's design phase by \$251,500.00 in the new agreement amount of \$2,687,500.00; and

WHEREAS, the contract for design and engineering services for the above noted project between the County of Erie and the engineering firm of Abate Associates, P.C. of Cheektowaga, New York was amended on May 8, 2008, via Comm. 8E-16, and it has been determined that the Contract must be increased to include additional engineering design services due to unanticipated work scope changes.

NOW, THEREFORE, BE IT

RESOLVED, that the County Legislature of the County of Erie hereby approves the above subject project; and be it further

RESOLVED, that the County Legislature of the County of Erie, hereby authorizes the County of Erie to pay in the first instance 100% of the Federal and non-Federal shares of the cost of the Preliminary Engineering (Scoping and Design I-VI), Right-of Way Incidentals and Right-of-Way Acquisition, and Construction & Construction Inspection Phases of the Project or portions thereof; and be it further

RESOLVED, that the increased Project design amount of \$251,500.00 of which the local share required is \$12,575.00 is hereby appropriated from capital accounts B.00171 - 2007 Freeman Design and B.00206 - 2008 Freeman Design; and be it further

RESOLVED, that Project SAP B.00171 and B.00206 revenues and appropriations be adjusted to reflect the Supplemental Agreement design increase; 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 costs of the Project's Preliminary Engineering (Scoping and Design I-VI), Right-of-Way Incidentals and Right-of-Way Acquisition, and Construction & Construction Inspection Phases exceeds the amount appropriated and/or 100% of the full Federal and non-Federal shares of the cost of the Project's Preliminary Engineering (Scoping and Design I-VI), Right-of-Way Incidentals and Right-of-Way Acquisition, and Construction & Construction Inspection Phases exceeds the total Project allowance of \$2,687,500.00, 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 and/or Marchiselli Aid on behalf of the County of Erie with the New York State Department of Transportation in connection with the advancement or approval of the Project 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 and State-Aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and be it further

RESOLVED, that the County Executive be authorized to execute a negotiated change order in an amount not to exceed the allowable Project design increase between the County of Erie and project engineer Abate Associates, P.C. of Cheektowaga, New York for unanticipated work scope changes; 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 the Clerk of the Legislature forward ten (10) certified copies of this Resolution to the Department of Public Works, Office of the Commissioner, to be forwarded to the New York State Department of Transportation; and be it further

RESOLVED, that two certified copies of this resolution be sent 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 of the Office of the Comptroller.

NYS DOT/Local Agreement - Schedule A for PIN 5756.38

OSC Municipal Contract #: <u>D022005</u>	Contract End Date: <u>12/31/2011</u> <small>(mm/dd/yyyy)</small> <input checked="" type="checkbox"/> Check, if date changed from the last Schedule A
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Purpose: Original Standard Agreement Supplemental Schedule A No. 3

Agreement Type: Locally Administered Municipality/Sponsor (Contract Payee): County of Erie
 State Administered 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: BR REPLACE **County (if different from Municipality):** N/A

Project Description (Check, if changed from last Schedule A): CR 369, Freeman Road Bridge over Smokes Creek
Additional Project Description (if required): BIN 3328010, Town of Orchard Park, Erie County
Marchiselli Eligible 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 checked="" type="checkbox"/>	Cumulative total for all prior SFYs	\$86,000.00	\$11,500.00	\$378,000.00	\$475,500.00
<input type="checkbox"/>	Current SFY 10/11	\$0.00	\$0.00	\$0.00	\$ 0.00
Authorized Allocations to Date		\$86,000.00	\$11,500.00	\$378,000.00	\$475,500.00

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)
5756.38.121	Current	HBRRP	\$572,000.00	\$457,600.00 (80%)	\$85,800.00	\$28,600.00	\$0.00
	Old	HBRRP	\$320,500.00	\$256,400.00 (80%)	\$48,075.00	\$16,025.00	\$0.00
5756.38.221	Current	HBRRP	\$13,300.00	\$10,640.00 (80%)	\$1,995.00	\$665.00	\$0.00
	Old	HBRRP	\$13,300.00	\$10,640.00 (80%)	\$1,995.00	\$665.00	\$0.00
5756.38.221	Current	HBRRP	\$41,200.00	\$32,960.00 (80%)	\$6,180.00	\$2,060.00	\$0.00
	Old	HBRRP	\$41,200.00	\$32,960.00 (80%)	\$6,180.00	\$2,060.00	\$0.00
5756.38.321	Current	HBRRP	\$2,061,000.00	\$1,648,800.00 (80%)	\$309,150.00	\$103,050.00	\$0.00
	Old	HBRRP	\$2,500,000.00	\$2,000,000.00 (80%)	\$375,000.00	\$125,000.00	\$0.00
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
TOTAL CURRENT COSTS:			\$2,687,500.00	\$2,150,000.00	\$403,125.00	\$134,375.00	\$ 0.00

NYS DOT/Local Agreement - Schedule A

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		\$	\$	\$	\$
	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)
\$2,150,000.00	\$403,125.00	\$0.00	\$134,375.00	\$2,687,500.00

E. Point of Contact for Questions Regarding this Schedule A (Must be completed) Name: David J. Priebe
Phone No: 716-847-3137

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

NYS DOT/Local Agreement – Schedule A

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

- No. 1 _ AMENDED TEXT: Supplemental Agreement No. 2 to Non-Marchiselli Agreement No. D022005; Approved by OSC on August 14, 2008, Amended Executed Agreement D022005's Text, by "adding" wording converting the Non-Marchiselli Payment Terms to Marchiselli Payment Terms.....

No. 2 _ MARCHISELLI ALLOCATION TABLE: (a.) PE/DESIGN PHASE: \$ 86,000 = \$ 82,000 appropriated _plus_ \$ 4,000 allocated from the Construction phase via the SUBJECT Supplemental Agreement No. 3 to Agreement No. D022005..... (b.) ROW PHASE: \$ 11,500 = all appropriated..... (c.) CONSTRUCTION PHASE: \$ 378,000 = \$ 382,000 appropriated _minus_ \$ 4,000 allocated to the PE phase via the SUBJECT Supplemental Agreement No. 3 to Agreement No. D022005, [see (a.) above].....

- No. 3 _ ROW PHASES: (a.) Section A, Share 5756.38.221 @ \$ 13,300 is for ROW Incidentals phase from the previously executed Supplemental Agreement No.1 dated June 12, 2006. (b.) Section A, Share 5756.38.221 @ \$ 41,200 is for ROW Acquisition phase from the previously executed Supplemental Agreement No.1 dated June 12, 2006.....

- No. 3 _ MARCHISELLI AID REIMBURSEMENT: Marchiselli Aid Reimbursement Amounts for all phases shown in Section A, (Shares 5756.38.121, 5756.38.221 and 5756.38.321), equal 15%, the Maximum Reimbursement of the current cost of each project phase.....

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STATE OF NEW YORK

LEGISLATURE OF ERIE COUNTY CLERK'S OFFICE

BUFFALO, N.Y., MAY 8, 2008

TO WHOM IT MAY CONCERN:

I HEREBY CERTIFY, That at the 9th Session of the Legislature of Erie County, held in the Legislative Chambers, in the City of Buffalo, on the Eighth day of May, 2008 A.D., a Resolution was adopted, of which the following is a true copy:

WHEREAS, a Project for the Reconstruction of Freeman Road Bridge (369-3) over Smokes Creek, BIN 3328010 in the Village of Orchard Park, Erie County, PIN 5756.38 (the "Project") is eligible for funding under Title 23, U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

WHEREAS, the County of Erie advanced the above Project by making a commitment of 100% of the non-Federal share of the costs of the Preliminary Engineering (Scoping and Design I-VI), and Right-of-Way Incidentals via Communication Number 11E-20 adopted on July 3, 2003, and Right-of-Way Acquisition via Communication Number 7E-27 adopted on May 11, 2006; and

WHEREAS, the County of Erie desires to advance the Construction and Construction Inspection Phases of the Project, PIN 5756.38 through a Supplemental Agreement that increases the original Project Agreement in the amount of \$2,500,000.00.

NOW, THEREFORE, BE IT

RESOLVED, that the County Legislature of the County of Erie hereby approves the above subject Project; and be it further

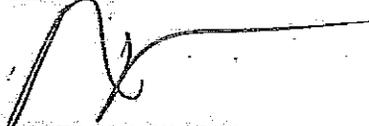
RESOLVED, that the County Legislature of the County of Erie, hereby authorizes the County of Erie to pay in the first instance 100% of the Federal and non-Federal shares of the cost of the Preliminary Engineering (Scoping and Design I-VI), Right-of-Way Incidentals, Right-of-Way Acquisition, and Construction & Construction Inspection Phases of the Project or portions thereof; and be it further

RESOLVED, that the total sum of the Project, \$2,875,000.00 of which the non-federal share required is \$575,000.00 is hereby appropriated from the following capital accounts:

- B.00044 2002 Federal Aid Road and Bridge
\$ 375,000.00
Project Program
Previously appropriated via Comm. 11E-20
And 7E-27, Adopted July 3, 2003 and
May 11, 2006
- B.00170 2007 Freeman Road Bridge (369-3)
\$2,500,000.00
Reconstruction Program

and be it further

ATTEST



ROBERT M. GRABER

Clerk of the Legislature of Erie County

STATE OF NEW YORK

LEGISLATURE OF ERIE COUNTY
CLERK'S OFFICE

BUFFALO, N.Y., MAY 8, 2008

TO WHOM IT MAY CONCERN:

I HEREBY CERTIFY, *That at the 9th Session of the Legislature of Erie County, held in the Legislative Chambers, in the City of Buffalo, on the Eighth day of May, 2008 A.D., a Resolution was adopted, of which the following is a true copy:*

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 Project's Preliminary Engineering (Scoping and Design I-VI), Right-of-Way Incidentals, Right-of-Way Acquisition, and Construction & Construction Inspection Phases exceeds the amount appropriated and/or 100% of the full Federal and non-Federal shares of the cost of the Project's Preliminary Engineering (Scoping and Design I-VI), Right-of-Way Incidentals, Right-of-Way Acquisition, and Construction & Construction Inspection Phases exceeds \$2,875,000.00, 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

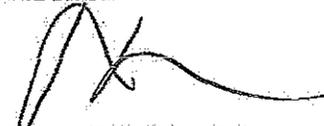
RESOLVED, that the County Executive of the County of Erie is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Erie with the New York State Department of Transportation in connection with the advancement or approval of the Project 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 and State-Aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; 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 the Clerk of the Legislature forward ten (10) certified copies of this Resolution to the Department of Public Works, Office of the Commissioner, to be forwarded to the New York State Department of Transportation and also one copy each to the Office of the County Executive, the Office of Budget, Management and Finance, and the Office of the Comptroller.

REFERENCE: COMM. 8E-17 (2008)

ATTEST



ROBERT M. GRABER

Clerk of the Legislature of Erie County

PROJECT TITLE: B.00171 2007 Freeman Rd Br Design & B.00206 2008 Freeman Rd Br Design

1) IS THE REASON FOR THIS CONTRACT CONSISTENT WITH THE PURPOSE OF THE PROJECT: YES NO

IF NO, RETURN THIS REQUEST TO THE DEPARTMENT

IF YES, COMPLETE THE FOLLOWING VERIFICATION

2) PROJECT AVAILABLE APPROPRIATION

TOTAL PROJECT REVENUES	\$	100,000.00 + 10,800.00
TOTAL PROJECT APPROPRIATIONS	\$	100,000.00 + 10,800.00
LESS: TOTAL EXPENDITURE TO DATE	\$	9.07 + 19.60
TOTAL COMMITMENTS	\$	0
AVAILABLE APPROPRIATIONS AS OF DATE OF REQUEST	\$	99,990.93 + 10,780.40
LESS: CONTRACT AMOUNT (local share requirement):		12,575.00
NET AVAILABLE APPROPRIATIONS	\$	98,196.33

COMMENTS: This is a request to enter into a Supplemental Agreement with the NYSDOT for the design of Freeman Rd Br. The local share requirement (bonds) is \$12,575.00. The bonds sold for B.00171 = \$5,000 and for B.00206 = \$10,800 for a total of \$15,800. Upon approval of the proposed resolution, the budget for B.00206 would be increased by the appropriate state and federal aid totals authorized in the Consolidated Reso & per the Supplemental Agreement.

REQUEST APPROVED: Lorne A. Stewart

REQUEST DENIED: _____

DATE: 12/29/10

Fund/Group 410..520
 Funds Center *
 Funded Program B.00171 (07 Freeman Rd. Br. Design (PIN 5756.38))

Commitment Item	Original Budget	Adjustments	Current Budget	Commitment	Actuals
405160 Marchiselli Aid	15,000.00-		15,000.00-		
410170 Federal Road Aid	80,000.00-		80,000.00-		
445070 Prem On Obligations					450.01-
475000 Gen Oblig Bond Proc	5,000.00-		5,000.00-		4,549.99-
* Revenue	100,000.00-		100,000.00-		5,000.00-
550110 Bond Issue Costs					9.07
CAPITALPROJECTS Capital Project Exp	100,000.00		100,000.00		
* Expense	100,000.00		100,000.00		9.07
** Commitment Item					4,990.93-

Fund(s): 400..599 Fiscal Year: 2010 Project(s):B.00171 07 Freeman Rd. Br. Design (PIN 5756.38)
 Period: 1 to 16

Account	Prev. Yr.	YTD Debit	YTD Credit	End Bal.
117000 CASH CONTROL ACCOUNT	4,990.93	5,450.01	5,450.01-	4,990.93
200000 ACCOUNTS PAYABLE CONTROL ACCT				
240510 BOND ANTICIPATION NOTES - CAPITAL	5,000.00-	5,000.00		
389999 UNRESERVED/UNDESIGNATED FUND BALANCE				
* Balance Sheet	9.07-	10,450.01	5,450.01-	4,990.93
445070 PREMIUM ON OBLIGATIONS - BONDS		450.01	900.02-	450.01-
475000 GENERAL OBLIGATION BOND PROCEEDS			4,549.99-	4,549.99-
* Revenues		450.01	5,450.01-	5,000.00-
550110 BOND ISSUE COSTS	9.07			9.07
* Expenditures	9.07			9.07
** Total		10,900.02	10,900.02-	

2007 Consolidated Reso and Amendments

2007 Consolidated Reso & Amendments											
Amendment 2007 CAPITAL BUDGET BOND RESOLUTION - PROJECT COMPONENTS											
RED= BAN Proceeds **= Different from authorization											
Multiple Project # for a line											
Reso # 120-2007 Dtd. 4/19/07 Comm. 3E-40											
CLU #	A	A-1	B	C	D	E	F	G			
LINE NO.	SAP PROJ. NO.	PROJECT DESCRIPTION (object or purpose)	SPECIFIC OR CLASS	ESTIMATED MAXIMUM COST	AMOUNT OF BONDS AUTHORIZED	MAY 2009 BAN PROCEEDS	STATE OF FEDERAL AID EXPECTED	LOCAL SOURCE REVENUE	PPU Sec. 11.00a reference	PROJECT DETAILS	CAPITAL BUDGET PAGE REFERENCE
13-b (1)	B.00199	BRIDGE RECONSTRUCTION PROJECTS FEDERAL AID PROGRAM - DPW (COUNTYWIDE)(right-of-way acquisition only) - Cemetery Rd Br Recon ROW PIN 5755.27	C	\$ 1,610,000	\$ 80,500	\$ 80,500	\$ 1,529,500		30 yrs par. 21	The capital Budget provides \$90,800 to finance the County share of funding for rights-of-way acquisition for various bridges which are eligible for State and Federal aid. County cost represents five (5) percent of the total project. The State reimburses 15 percent (\$271,800) and Federal government 80 percent (\$1,449,600). Bridges for which rights-of-way are to be acquired are: Cemetery Road Bridge (PIN 5755.27) and Pavement Road Bridges (PIN 5755.38).	P. B233 & B239
13-b (2)	B.00200	BRIDGE RECONSTRUCTION PROJECTS FEDERAL AID PROGRAM - DPW (COUNTYWIDE)(right-of-way acquisition only) - Pavement Rd Br Recon ROW PIN 5755.38	C	\$ 202,000	\$ 10,100	\$ 10,100	\$ 191,900		30 yrs par. 21	The capital Budget provides \$90,800 to finance the County share of funding for rights-of-way acquisition for various bridges which are eligible for State and Federal aid. County cost represents five (5) percent of the total project. The State reimburses 15 percent (\$271,800) and Federal government 80 percent (\$1,449,600). Bridges for which rights-of-way are to be acquired are: Cemetery Road Bridge (PIN 5755.27) and Pavement Road Bridges (PIN 5755.38).	P. B233 & B239
14	B.00171 & B.00181	BRIDGE DESIGN PROJECTS FEDERAL AID PROGRAM - DPW (COUNTYWIDE)	C	\$ 212,000	\$ 12,500		\$ 199,500		5 yrs., par. 62(2nd)	The Capital Budget provides \$12,500 to finance the County share of funding for the design of various bridges which are eligible for State and Federal aid. County cost represents the local share of the total project. The State reimburses \$31,500 and Federal government \$158,000 for the majority of the project. County cost represents the balance. Bridges to be designed are Freeman Road Bridge (PIN. 5756.38) and Pavement Road Bridges (PIN. 5755.38)	P. B233 & B239
14-A	B.00171	BRIDGE DESIGN PROJECTS FEDERAL AID PROGRAM - FREEMAN RD BR SUPPLEMENTAL - PIN 5756.38	C	\$ 100,000	\$ 5,000	\$ 5,000	\$ 95,000		5 yrs., par. 62(2nd)	The Capital Budget provides \$12,500 to finance the County share of funding for the design of various bridges which are eligible for State and Federal aid. County cost represents the local share of the total project. The State reimburses \$31,500 and Federal government \$158,000 for the majority of the project. County cost represents the balance. Bridges to be designed are Freeman Road Bridge (PIN. 5756.38) and Pavement Road Bridges (PIN 5755.38)	P. B233 & B239
14-B	B.00181	BRIDGE DESIGN PROJECTS FEDERAL AID PROGRAM - PAVEMENT RD BR SUPPLEMENTAL - PIN 5756.38	C	\$ 112,000	\$ 7,500	\$ 7,500	\$ 104,500		5 yrs., par. 62(2nd)	The Capital Budget provides \$12,500 to finance the County share of funding for the design of various bridges which are eligible for State and Federal aid. County cost represents the local share of the total project. The State reimburses \$31,500 and Federal government \$158,000 for the majority of the project. County cost represents the balance. Bridges to be designed are Freeman Road Bridge (PIN. 5756.38) and Pavement Road Bridges (PIN 5755.38)	P. B233 & B239
15	A.00315	ROOF REPLACEMENT - CORRECTIONAL FACILITY - ALDEN	S	\$ 2,500,000	\$ 2,500,000	\$ 2,500,000			15 yrs., par. 12(o)(2)	The existing roof is 20 years old and the roofing material is deteriorating and worn out. The roof is also leaking and damaging electrical and mechanical systems from water moisture and rust. This project will provide funds to replace the roof.	P. B234 & B239
16	A.00316	SECURITY IMPROVEMENTS - CORRECTIONAL FACILITY - ALDEN	S	\$ 200,000	\$ 200,000	\$ 200,000			5 yrs., par. 32	This project will provide funding to upgrade security at the Correctional Facility. New fencing and barriers will be added to the areas at the front of the building. Also, new CCTV and recording systems will be installed.	P. B234 & B239

Fund/Group 410.520
 Funds Center *
 Funded Program B.00206 (2008 Freeman Rd Br Design - 5756.38) (*)

Commitment Item	Original Budget	Adjustments	Current Budget	Commitment	Actuals
445070 Prem On Obligations					972.08-
475000 Gen Oblig Bond Proc	10,800.00-		10,800.00-		9,827.92-
* Revenue	10,800.00-		10,800.00-		10,800.00-
550110 Bond Issue Costs					19.60
CAPITALPROJECTS Capital Project Exp	10,800.00		10,800.00		
* Expense	10,800.00		10,800.00		19.60
** Commitment Item					10,780.40-

Fund(s): 400..599 Fiscal Year: 2010 Project(s):B.00206 2008 Freeman Rd Br Design - 5756.38
 Period: 1 to 16

Account	Prev. Br.	VTD Debit	VTD Credit	End Bal
117000 CASH CONTROL ACCOUNT	10,780.40	12,744.16	12,744.16-	10,780.40
200000 ACCOUNTS PAYABLE CONTROL ACCT				
240510 BOND ANTICIPATION NOTES - CAPITAL	10,800.00-	10,800.00		
389999 UNRESERVED/UNDESIGNATED FUND BALANCE				
* Balance Sheet	19.60-	23,544.16	12,744.16-	10,780.40
445070 PREMIUM ON OBLIGATIONS - BONDS		1,944.16	2,916.24-	972.08-
475000 GENERAL OBLIGATION BOND PROCEEDS			9,827.92-	9,827.92-
* Revenues		1,944.16	12,744.16-	10,800.00-
550110 BOND ISSUE COSTS	19.60			19.60
* Expenditures	19.60			19.60
** Total		25,488.32	25,488.32-	

RED-BAN Proceeds		Amendment		2008 CAPITAL BUDGET BOND RESOLUTION - PROJECT COMPONENTS							
*Different from authorization		Multiple Project # for a line		Roso # 183-2008 May 29, 2008							
COLUMN #	A	A-1	B	C	D	E	F	G			
LINE NO.	SAP PROJ. NO.	PROJECT DESCRIPTION (object or purpose)	SPECIFIC OR CLASS	ESTIMATED MAXIMUM COST	AMOUNT OF BONDS AUTHORIZED	MAY 2008 BAN PROCEEDS	STATE or FEDERAL AID EXPECTED	LOCAL SOURCE REVENUE	PPU Sec. 11.06a reference	PROJECT DETAILS	CAPITAL BUDGET PAGE REFERENCE
18	B.00195, B.00205	BRIDGE RECONSTRUCTION PROJECTS-FEDERAL AID PROGRAM-DPW (COUNTYWIDE)	C	\$ 14,535,000	\$ 726,750		\$ 13,808,250		20 yrs. Par. 10	The capital budget provides \$726,750 to finance the County share of funding for the reconstruction of various bridges which are eligible for State and Federal aid. County cost represents 5 percent of the total project. The State reimburses 15 percent (\$2,180,250) and the Federal government 80 percent (\$11,628,000). Bridges to be completed are Freeman Road Bridge (PIN 5756.38), Seneca Street Bridge (PIN 5755.25), Cemetery Road Bridge (PIN 5755.27), Pavement Road Bridges (PIN 5755.38) and Parkview Road Bridge (PIN 5758.36).	p. B-240-241
18	B.00195	2008 Parkview Rd Br-PIN 5758.36 - BRIDGE RECONSTRUCTION PROJECTS-FEDERAL AID PROGRAM-DPW (COUNTYWIDE)	C	\$ 1,900,000	\$ 380,000	\$ 380,000	\$ 1,520,000		20 yrs. Par. 10	The capital budget provides \$726,750 to finance the County share of funding for the reconstruction of various bridges which are eligible for State and Federal aid. County cost represents 5 percent of the total project. The State reimburses 15 percent (\$2,180,250) and the Federal government 80 percent (\$11,628,000). Bridges to be completed are Freeman Road Bridge (PIN 5756.38), Seneca Street Bridge (PIN 5755.25), Cemetery Road Bridge (PIN 5755.27), Pavement Road Bridges (PIN 5755.38) and Parkview Road Bridge (PIN 5758.36).	p. B-240-241
18	B.00205	2008 Fed Aid Br Recon-Construction Shortfalls - BRIDGE RECONSTRUCTION PROJECTS-FEDERAL AID PROGRAM-DPW (COUNTYWIDE)		\$ 12,835,000	\$ 346,750	\$ 346,750	\$ 12,288,250		20 yrs. Par. 10	The capital budget provides \$726,750 to finance the County share of funding for the reconstruction of various bridges which are eligible for State and Federal aid. County cost represents 5 percent of the total project. The State reimburses 15 percent (\$2,180,250) and the Federal government 80 percent (\$11,628,000). Bridges to be completed are Freeman Road Bridge (PIN 5756.38), Seneca Street Bridge (PIN 5755.25), Cemetery Road Bridge (PIN 5755.27), Pavement Road Bridges (PIN 5755.38) and Parkview Road Bridge (PIN 5758.36).	
19	B.00206, B.00207, B.00208, B.00209, R.00210, B.00211, B.00212, B.00213, B.00214, B.00215, B.00216	BRIDGE DESIGN AND ROW PROJECTS-FEDERAL AID PROGRAM-DPW (COUNTYWIDE)	C	\$ 2,476,800	\$ 123,840		\$ 2,352,960		5 yrs per 62 (2nd)	The capital budget provides \$123,840 to finance the County share of funding for the design of various bridges which are eligible for State and Federal aid. County cost represents 5 percent of the total project. The State reimburses 15 percent (\$371,820) and the Federal government 80 percent (\$1,881,440). Bridges to be designed are Freeman Road Bridge (PIN 5756.38), Seneca Street Bridge (PIN 5755.25), Pavement Road Bridges (PIN 5755.38), Cedar Street Bridge (PIN 5757.21), Clarence Center Road Bridge (PIN 5757.28), Swift Mills Road Bridge (PIN 5757.29), Rapids Road Bridge (PIN 5757.30), Lake Avenue Bridge (PIN 5758.40) and Abbott Road Bridge (PIN 5758.74).	p. B-241
19-1	B.00206, B.00207, B.00208, B.00209, B.00210, B.00211, B.00212, B.00213, B.00214	BRIDGE DESIGN AND ROW PROJECTS-FEDERAL AID PROGRAM-DPW (COUNTYWIDE) (design only)	C	\$ 12,407,800	\$ 120,360		\$ 2,287,410		5 yrs per 62 (2nd)	The capital budget provides \$120,360 to finance the County share of funding for the design of various bridges which are eligible for State and Federal aid. County cost represents 5 percent of the total project. The State reimburses 15 percent (\$361,170) and the Federal government 80 percent (\$1,925,240). Bridges to be designed are Freeman Road Bridge (PIN 5756.38), Seneca Street Bridge (PIN 5755.25), Pavement Road Bridges (PIN 5755.38), Cedar Street Bridge (PIN 5757.21), Clarence Center Road Bridge (PIN 5757.28), Swift Mills Road Bridge (PIN 5757.29), Rapids Road Bridge (PIN 5757.30), Lake Avenue Bridge (PIN 5758.40) and Abbott Road Bridge (PIN 5758.74).	p. B-241

RED= BAN Proceeds		*Different from authorization		Multiple Project # for a line			2008 CAPITAL BUDGET BOND RESOLUTION - PROJECT COMPONENTS					
COLUMN #		A	A-1	B	C	Roso # 183-2008	May 29, 2008	D	E	F	G	H
LINE NO	SAP PROJ. NO.	PROJECT DESCRIPTION (object or purpose)	SPECIFIC OR CLASS	ESTIMATED MAXIMUM COST	AMOUNT OF BONDS AUTHORIZED	MAY 2009 BAN PROCEEDS	STATE or FEDERAL AID EXPECTED	LOCAL SOURCE REVENUE	PPU Sec. 11.00a reference	PROJECT DETAILS	CAPITAL BUDGET PAGE REFERENCE	
19-a-1)	B.00206	2008 Freeman Rd Br Design - 5756.38 - BRIDGE DESIGN AND ROW PROJECTS-FEDERAL AID PROGRAM-DPW (COUNTYWIDE) (design only)	C	\$ 216,000	\$ 10,800	\$ 10,800	\$ 205,200		5 yrs par 62 (2nd)	The capital budget provides \$120,390 to finance the County share of funding for the design of various bridges which are eligible for State and Federal aid. County cost represents 5 percent of the total project. The State reimburses 15 percent (\$361,170) and the Federal government 80 percent (\$1,926,240). Bridges to be designed are Freeman Road Bridge (PIN 5756.38), Seneca Street Bridge (PIN 5755.25), Pavement Road Bridges (PIN 5755.38), Cedar Street Bridge (PIN 5757.21), Clarence Center Road Bridge (5757.28), Swift Mills Road Bridge (PIN 5757.29), Rapids Road Bridge (PIN 5757.30), Lake Avenue Bridge (PIN 5758.40) and Abbott Road Bridge (PIN 5758.74).	p. B-241	
19-a-2)	B.00207	2008 Seneca St Br Design - 5755.25 - BRIDGE DESIGN AND ROW PROJECTS-FEDERAL AID PROGRAM-DPW (COUNTYWIDE) (design only)	C	\$ 75,000	\$ 3,750	\$ 3,750	\$ 71,250		5 yrs par 62 (2nd)	The capital budget provides \$120,390 to finance the County share of funding for the design of various bridges which are eligible for State and Federal aid. County cost represents 5 percent of the total project. The State reimburses 15 percent (\$361,170) and the Federal government 80 percent (\$1,926,240). Bridges to be designed are Freeman Road Bridge (PIN 5756.38), Seneca Street Bridge (PIN 5755.25), Pavement Road Bridges (PIN 5755.38), Cedar Street Bridge (PIN 5757.21), Clarence Center Road Bridge (5757.28), Swift Mills Road Bridge (PIN 5757.29), Rapids Road Bridge (PIN 5757.30), Lake Avenue Bridge (PIN 5758.40) and Abbott Road Bridge (PIN 5758.74).	p. B-241	
19-a-3)	B.00208	2008 Pavement Rd Br Design - 5755.38 - BRIDGE DESIGN AND ROW PROJECTS-FEDERAL AID PROGRAM-DPW (COUNTYWIDE) (design only)	C	\$ 170,000	\$ 8,500	\$ 8,500	\$ 161,500		5 yrs par 62 (2nd)	The capital budget provides \$120,390 to finance the County share of funding for the design of various bridges which are eligible for State and Federal aid. County cost represents 5 percent of the total project. The State reimburses 15 percent (\$361,170) and the Federal government 80 percent (\$1,926,240). Bridges to be designed are Freeman Road Bridge (PIN 5756.38), Seneca Street Bridge (PIN 5755.25), Pavement Road Bridges (PIN 5755.38), Cedar Street Bridge (PIN 5757.21), Clarence Center Road Bridge (5757.28), Swift Mills Road Bridge (PIN 5757.29), Rapids Road Bridge (PIN 5757.30), Lake Avenue Bridge (PIN 5758.40) and Abbott Road Bridge (PIN 5758.74).	p. B-241	
19-a-4)	B.00209	2008 Cedar St Br Design - 5757.21 - BRIDGE DESIGN AND ROW PROJECTS-FEDERAL AID PROGRAM-DPW (COUNTYWIDE) (design only)	C	\$ 600,000	\$ 30,000	\$ 30,000	\$ 570,000		5 yrs par 62 (2nd)	The capital budget provides \$120,390 to finance the County share of funding for the design of various bridges which are eligible for State and Federal aid. County cost represents 5 percent of the total project. The State reimburses 15 percent (\$361,170) and the Federal government 80 percent (\$1,926,240). Bridges to be designed are Freeman Road Bridge (PIN 5756.38), Seneca Street Bridge (PIN 5755.25), Pavement Road Bridges (PIN 5755.38), Cedar Street Bridge (PIN 5757.21), Clarence Center Road Bridge (5757.28), Swift Mills Road Bridge (PIN 5757.29), Rapids Road Bridge (PIN 5757.30), Lake Avenue Bridge (PIN 5758.40) and Abbott Road Bridge (PIN 5758.74).	p. B-241	

TO: LORNE STEINHART, Deputy Comptroller
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 New York State DOT Supplemental
For Change Order to Abate Associates, P.C.
2. AMOUNT OF CONTRACT Design increase \$251,500.00 (local share \$12,575.00)
3. PROJECT NUMBER B.00171 and B.00206
4. PROJECT TITLE 2007 Freeman Design and 2008 Freeman Design
5. DEPARTMENT CONTACT Funding questions: Charles A. Sickler, PE x8372
Letter pickup: Lynn Sacha x 8301

COMPTROLLER'S OFFICE

COMPLETE ITEMS 6 AND 7

6. AVAILABILITY OF FUNDS \$* see below
 7. PERFORMED BY Jackie Pulvino
- Date sent to Comptroller's Office: December 14, 2010

*

COMMENTS: This is a request to enter into a Supplemental Agreement with the NYSDOT for the design of Freeman Rd Br. The local share requirement (bonds) is \$12,575.00. The bonds sold for B.00171 = \$5,000 and for B.00206 = \$10,800 for a total of \$15,800. Upon approval of the proposed resolution, the budget for B.00206 would be increased by the appropriate state and federal aid totals authorized in the Consolidated Reso & per the Supplemental Agreement.

10 DEC 14 AM 11:34

COMPTROLLER'S
RECEIVED