



COUNTY OF ERIE

MARK C. POLONCARZ
COUNTY EXECUTIVE

November 5, 2013

Erie County Legislature
92 Franklin Street – 4th Floor
Buffalo, New York 14202

**RE: Federal-Aid Highway and Marchiselli-Aid - Local Project Agreement with
NYSDOT and - Contract for Engineering Design Services for Reconstruction of
Clarence Center Road Bridge over Gott Creek (BR 217-1) - BIN 3326430 –
Town of Clarence - NYS PIN 5757.28**

Dear Honorable Members:

The Department of Public Works, Division of Highways is requesting authorization for the County Executive to execute an agreement to participate in the Reconstruction of Clarence Center Road Bridge over Gott Creek Federal Aid project with the New York State Department of Transportation. Additionally, the Department is requesting authorization to enter into an agreement with Hatch Mott MacDonald for design engineering services for the Reconstruction of the Clarence Center Road Bridge over Gott Creek.

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,

Mark C. Poloncarz, Esq.
Erie County Executive

Enclosure
MCP:ec/dab

cc: John Loffredo, Department of Public Works

MEMORANDUM

CONTROLLER'S
RECEIVED

13 OCT 22 AM 11:09

To: Honorable Members of the Erie County Legislature
From: Department of Public Works
Re: Federal-Aid Highway and Marchiselli-Aid - Local Project Agreement with
NYSDOT and Contract for Engineering Design Services for Reconstruction of
Clarence Center Road Bridge over Gott Creek (BR 217-1) - BIN 3326430
Town of Clarence - NYS PIN 5757.28,
Date: October 22, 2013

SUMMARY

We recommend that your Honorable Body approve the attached legislation authorizing the County Executive to execute an agreement to participate in the Federal Aid project with the New York State Department of Transportation. Additionally, the Department is requesting authorization to enter into an agreement with Hatch Mott MacDonald for design engineering and right of way incidental services for the reconstruction of Clarence Center Road Bridge.

FISCAL IMPLICATIONS

The engineering preliminary design engineering cost of this project is currently estimated at \$225,000.00 and requires a local share of \$11,250.00. This amount, including federal and state revenue, is available from SAP Project B.00210, 2008 Clarence Center Bridge Design. The Agreement is eligible for 95% reimbursement, 80% Federal funds and 15% NYS Marchiselli funds. The negotiated agreement between Erie County and Hatch Mott MacDonald will not exceed the amount of the Project's allowance.

REASONS FOR RECOMMENDATION

Clarence Center Road Bridge Reconstruction project is eligible for this program as a Locally Administered Federal Aid Project which allows the County of Erie to utilize available capital funds to leverage Federal funds towards the reconstruction of its aging infrastructure. Hatch Mott MacDonald is recommended as Project Design Engineer because of their necessary expertise, experience, and manpower to provide the County of Erie with the service required. Erie County may be reimbursed up to the maximum 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 design engineering will start upon approval of this resolution.

CONSEQUENCES OF NEGATIVE ACTION

This action is required to ensure project advancement and financing through Federal and NYS Marchiselli program funds to pay for costs for the design of the reconstruction of the bridge. Negative action would halt design and jeopardize existing and future reimbursement funding

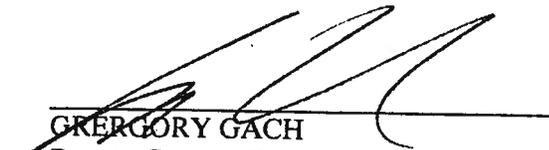
available through this program.

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 Hatch Mott MacDonald. 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.



GREGORY GACH
Deputy Comptroller
Comptroller's Office

**A RESOLUTION SUBMITTED BY
DEPARTMENT OF PUBLIC WORKS**

Re: Federal-Aid Highway and Marchiselli-Aid Local Project Agreement with NYSDOT and Contract for Engineering Design Services for the Reconstruction of Clarence Center Road Bridge over Gott Creek (BR 217-1), BIN 3326430 -Town of Clarence - NYS PIN 5757.28

WHEREAS, a Project for Reconstruction of Clarence Center Road Bridge over Gott Creek (BR 217-1), Town of Clarence, NYS PIN 5757.28 (the Project) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the appointment 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 Federal share and Non-Federal share of the costs of the Preliminary Engineering (Scoping & Design I-VI) of the Project: PIN 5757.28; and

WHEREAS, the total Project is currently estimated at \$225,000.00 and the County is required to pay the local share for the Project in the amount of \$11,250.00; and

WHEREAS, your Honorable Body has previously authorized Hatch Mott MacDonald, as a qualified, Term Agreement General Architectural/Engineering firm via Comm. Comm.13E-26 of July 18, 2013.

NOW, THEREFORE, BE IT

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

RESOLVED, that the County Legislature 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 & Design I-VI) phase of the Project or portions thereof; and be it further

RESOLVED, that the Project Fund B.00210, 2008 Clarence Center Road Bridge Design, Fund Center 123, Fund 420, be increased by the anticipated Federal and Marchiselli revenue in the amount of \$213,750.00 as follows:

REVENUES		CURRENT BUDGET	INCREASE/ DECREASE	REVISED BUDGET
Account	Description			
414000	Federal Aid	\$ 0	\$180,000	\$180,000
405160	NYS Marchiselli	\$ 0	\$33,750	\$33,750
475000	Gen Oblig Bond Proc	<u>\$16,840</u>	<u>\$ 0</u>	<u>\$ 16,840</u>
TOTAL REVENUES		<u>\$16,840</u>	<u>\$213,750</u>	<u>\$230,590</u>

APPROPRIATIONS

Capital Projects	Capital Project Exp	<u>\$16,840</u>	<u>\$213,750</u>	<u>\$230,590</u>
TOTAL APPROPRIATIONS		<u>\$16,840</u>	<u>\$213,750</u>	<u>\$230,590</u>

; and be it further

RESOLVED, that the estimated total sum of Project phase, \$225,000.00 is hereby appropriated from B.00210, 2008 Clarence Center Road Bridge Design and made available to cover the cost of participation in the above phases of the Project; 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 of Erie and Hatch Mott MacDonald as Project Design Engineers; 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 Project's Preliminary Engineering (Scoping & Design I-VI) phase exceeds \$225,000.00 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 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: GREGORY GASH, 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 | <u>NYS Department of Transportation and Hatch Mott MacDonald</u> |
| 2. AMOUNT OF CONTRACT | <u>\$225,000.00</u> |
| 3. PROJECT NUMBER | <u>B.00210</u> |
| 4. PROJECT TITLE | <u>2008 Clarence Center Bridge Design</u> |
| 5. DEPARTMENT CONTACT | <u>Funding questions: Charles A. Sickler, PE at 8372
Letter pickup: Diane Bukowski at 8301</u> |

COMPTROLLER'S OFFICE

COMPLETE ITEMS 6 AND 7

- | | |
|------------------------------------|---|
| 6. AVAILABILITY OF FUNDS | <u>\$ 16,809.44 + 213,750.00 Additional Funds
per agreement with NYSDOT</u> |
| 7. PERFORMED BY | <u>Don Urban</u> |
| Date Sent to Comptroller's Office: | <u>October 22, 2013</u> |

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