



COUNTY OF ERIE

MARK C. POLONCARZ

COUNTY EXECUTIVE

April 22, 2016

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

**RE: Federal-Aid Highway Local Project Agreement with NYSDOT
Transportation Alternatives Program
Safety Improvements at the Intersection of Sibley Rd. and CR 409 (Genesee Rd.)
and NY 240 - PIN 5760.99 - Town of Concord- County of Erie**

Dear Honorable Members:

The Department of Public Works, Division of Highways is requesting authorization for the County Executive to execute an agreement with the New York State Department of Transportation to participate in the Safety Improvements at the Intersection of Sibley Rd. and CR 409 (Genesee Rd.) and NY 240 federal aid project.

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,

A handwritten signature in dark ink, appearing to read "Mark C. Poloncarz", is written over a light blue horizontal line.

Mark C. Poloncarz, Esq.
Erie County Executive

cc: John C. Loffredo PE, Commissioner of Public Works

MEMORANDUM

To: Honorable Members of the Erie County Legislature
From: Department of Public Works
Re: Federal-Aid Highway Local Project Agreement with NYSDOT
Transportation Alternatives Program
Safety Improvements at the Intersection of Sibley Rd. and CR 409 (Genesee Rd.)
and NY 240 - PIN 5760.99 - Town of Concord - County of Erie
Date: April 22, 2016

SUMMARY

This resolution is seeking authorization for the County Executive to execute an agreement with the New York State Department of Transportation to participate in the Safety Improvements at the Intersection of Sibley Rd. and CR 409 (Genesee Rd.) and NY 240 federal aid project under the federal Transportation Alternatives Program.

FISCAL IMPLICATIONS

The New York State Department of Transportation has agreed to reimburse the County the Federal cost share (90%) of the project's Preliminary Engineering and Right of Way Incidental phases. This is spelled out in the proposed Project Agreement. Under the Transportation Alternatives Program the amount eligible for 90% federal reimbursement is capped with any overruns being 100% local share. The Federal funding source for this project is "HSIP".

The cost of the Preliminary Engineering and Right-of-Way Incidentals phases of this project is currently estimated at \$110,000.00 and requires a local share of \$11,000 from B.15015, 2015 Highway Safety Program.

REASONS FOR RECOMMENDATION

The intersection of CR 432 (Sibley Road), CR 409 (Genesee Road) and NY 240 is a five leg intersection with stop controlled approaches for Sibley Road and Genesee Road. NY 240 (Vaughn Street) is not restricted at the intersection. The intersection exhibits poor alignment which increases the likelihood of accidents. The Sibley Road approach is problematic in that it meets Genesee Road in a very close proximity to the NY 240 crossing, creating an awkward approach angle and compromised driver visibility to southbound NY 240 traffic.

BACKGROUND INFORMATION

Projects under the Transportation Alternatives Program were selected on a competitive basis. This location was previously researched and found to be lacking in many safety aspects.

CONSEQUENCES OF NEGATIVE ACTION


The opportunity to improve the intersection of Sibley Road and CR 409 (Genesee Road and NY 240) in the Town of Concord utilizing federal funds will be lost and the project will not go forward.

STEPS FOLLOWING APPROVAL

The process of executing the agreement noted will proceed.

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
DIVISION OF HIGHWAYS

Re: Federal-Aid Highway Local Project Agreement with NYSDOT
Transportation Alternatives Program
Safety Improvements at the Intersection of Sibley Road and CR 409
(Genesee Road) and NY 240 -PIN 5760.99 -Town of Concord- County of Erie

WHEREAS, the Safety Improvements at the Intersection of CR 432 (Sibley Road.) and CR 409 (Genesee Road.), Project PIN 5760.99 (the "Project") is eligible for funding under the Federal Transportation Alternatives Program administered by the New York State Department of Transportation (NYSDOT); and

WHEREAS, under the Transportation Alternatives Program the Federal cost share is limited to the amount set forth in the agreement with NYSDOT with any additional costs borne 100% by the local sponsor; and

WHEREAS, the New York State Department of Transportation has agreed to reimburse the County the Federal cost share (90%) of the Project's Preliminary Engineering and Right of Way Incidental phases; 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 (Scoping & Design I-VI) and Right of Way Incidentals phases of the Project; and

WHEREAS, the total Preliminary Engineering and Right of Way Incidental phases of the Project is \$110,000 and the County is required to provide the local share portion of the Project phase in the amount of \$11,000.

NOW, THEREFORE BE IT

RESOLVED, that the Erie County Legislature hereby approves the Safety Improvements at the Intersection of Sibley Rd. and CR 409 (Genesee Rd.) and NY 240 federal aid 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 & Design I-VI) and Right of Way Incidentals phases of the Project or portions thereof; and be it further

RESOLVED, that the Project Fund B.15015, 2015 Highway Safety Program, Fund Center 123, Fund 420, be increased by the anticipated Federal revenue in the amount of \$54,000 as follows:

REVENUES		CURRENT	INCREASE/	REVISED
Account	Description	BUDGET	DECREASE	BUDGET
405160	NYS Marchiselli	\$ 0	\$ 0	\$ 0
414000	Federal Aid	\$ 0	\$ 99,000	\$ 99,000
475000	Gen Oblig Bond Proc	<u>\$ 400,000</u>	<u>\$ 0</u>	<u>\$ 400,000</u>
TOTAL REVENUES		<u>\$ 400,000</u>	<u>\$ 99,000</u>	<u>\$ 499,000</u>
APPROPRIATIONS				
Capital Projects	Capital Project Exp	<u>\$400,000</u>	<u>\$ 99,000</u>	<u>\$ 499,000</u>
TOTAL APPROPRIATIONS		<u>\$400,000</u>	<u>\$ 99,000</u>	<u>\$ 499,000</u>

; and be it further

RESOLVED, that the estimated total sum of Project phase \$110,000.00 is hereby appropriated from B.15015, 2015 Highway Safety Program and made available to cover the cost of participation in the above phases 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 Project's Preliminary Engineering (Scoping & Design I-VI) and Right of Way Incidentals phase exceeds the amount appropriated above, 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 with the New York State Department of Transportation in connection with the advancement or approval of the 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.

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 NYS Department of Transportation
2. AMOUNT OF CONTRACT \$110,000
3. PROJECT NUMBER B.15015 2105 Highway Safety Program
4. PROJECT TITLE Safety Improvements at the intersection of Sibley Road and CR 409 (Genesee Road) and NY 240 PIN 5760.99
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

ADDITIONAL APPROPRIATIONS

6. AVAILABILITY OF FUNDS

\$ 279,324.70 + \$54,000 CONTRACT #1
+ \$99,000 CONTRACT #2

7. PERFORMED BY

Jeff A. Minibelli

Date Sent to Comptroller's Office:

April 6, 2016

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