



STATE OF NEW YORK
DEPARTMENT OF TRANSPORTATION - REGION ONE
50 WOLF ROAD — SUITE 1S50
ALBANY, NEW YORK 12232
www.dot.ny.gov

SAM ZHOU
REGIONAL DIRECTOR

JOAN McDONALD
COMMISSIONER

11/6/2014

Mr. Timothy W. Wales, P.E.
City Engineer
City of Saratoga City Hall
474 Broadway, Room 10
Saratoga Springs, NY 12866

**RE: D033659; PIN 1756.60 Ballston Avenue,
SUPPLEMENTAL AGREEMENT #3
Union Street to Hamilton Street
City of Saratoga Springs**

Dear Mr. Timothy W. Wales:

Enclosed is the proposed Supplemental Agreement # 3 and resolution required for enactment by the City in order to increase funding for the Construction phase of the subject project.

The Office of Taxpayers Accountability and State Operations Office have mandated a new payment process for all Federal Aid/State Aid Projects. All payments will only be made by Electronic Payment (EFT – Electronic Funds Transfer). This will require you to register with the State Comptroller (OSC) Treasury epay Office. You may contact them by Internet at www.osc.state.ny.us/epay/index.htm, by e-mail at epunit@osc.state.ny.us, or by telephone at 518-474-4032.

You must establish an EFT account prior to requesting reimbursement for any Federal Aid/State Aid Project.

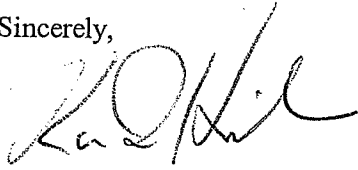
Instructions

- (A) We have provided you with a single copy of the standardized Federal Local Agreement language, relevant Schedule A, and Schedule “B”. Please **keep** these document for your records.
- (B) We have provided you with a single copy of a draft resolution. The County should complete, enact and certify the resolution. You may redraft your own resolutions, but they must contain all the necessary clauses of the enclosed version. ***Please do not change the wording of the resolution in any way without checking with this office first. Remember the resolution must identify the source of the funding appropriation.*** Please return 3 (three) originals with the required certificates. Also, as with the agreement, please keep an additional copy for your records as you will not get a copy of the resolution returned to you.

- (C) We have provided you with 5 (five) copies of the necessary signature pages. Please return all 5 (five) copies to this office with the above resolutions. You will get a single original of this page returned to you once the contract is executed by the necessary State officials.

If you have any questions concerning the procedures, please call me (518) 485-7734.

Sincerely,

A handwritten signature in black ink, appearing to read "Karen Hulihan", written in a cursive style.

Karen I. Hulihan, P.E.
Regional Local Project Liaison
Program Development and Management
Region One

KIH:ddl
Enclosure

A Resolution authorizing the implementation, and funding in the first instance 100% of the federal-aid and State "Marchiselli" Program-aid eligible costs, of a transportation federal-aid project, and appropriating funds therefore

WHEREAS, a Project Reconstruction of Ballston Avenue, Union Street to Hamilton Street, City of Saratoga Springs, P.I.N 1756.60 (the Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the cost such program to be borne at the ratio of 90 % Federal funds and 10 % non-federal funds; and

WHEREAS, the City of Saratoga Springs desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of Design, ROW Incidentals and Construction

NOW, THEREFORE, City Council duly convened does hereby

RESOLVE, that the City Council hereby approves the above-subject project; and it is hereby further

RESOLVED, that the City Council hereby authorizes the City of Saratoga Springs, to pay in the first instance 100% of the federal and non-federal share of the cost of Design, ROW Incidentals and Construction work for the Project or portions thereof; and it is further

RESOLVED, that the sum of \$461,707.00 has already been appropriated and made available to cover the cost of participation in the above phases of the Project; and it is further

RESOLVED, that the additional sum of \$2,085,252.00 is hereby appropriated and made available to cover the cost of participation in the Construction phase of the Project; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the City Council shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the City Council be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the City of Saratoga Springs, 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 it is 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 it is further

RESOLVED, this Resolution shall take effect immediately

STATE OF NEW YORK }
 } ss.:
COUNTY OF SARATOGA }

, the undersigned,

DO HEREBY CERTIFY that I have compared the above copy of a resolution adopted _____, 20__ with the original record in this office and that the same is a correct transcript thereof and of the whole of said original record.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of said _____ this _____ day of _____, 20__.

Clerk