

Authorizing The Chairman Of The Ulster County Legislature To Execute A New Inter-Municipal Agreement And Amend The Existing Inter-Municipal Agreement With The Town Of Hardenburgh For Maintenance Of County Roads – Department Of Public Works (Highways And Bridges)

The Public Works and Capital Projects Committee (Chairman Fabiano and Legislators Felicello, Maloney, Roberts, Hochberg, Loughran and Provenzano) offers the following:

WHEREAS, this resolution has been submitted by the County Executive on behalf of the Department of Public Works (Highways and Bridges), and

WHEREAS, Sections 133-a, 135, and 135-a of Article 6 of the New York State Highway Law provide authorization for the County to enter into inter-municipal agreements with towns for the maintenance of County roads and for the leasing of the County's highway machinery, tools or equipment to towns for the purpose of maintaining County roads, subject to approval by resolution of both the Ulster County Legislature and the respective town board, and

WHEREAS, some County roads are so located that it is more efficient for towns to perform summer light maintenance, snow removal, and winter-related maintenance on these roads, thereby greatly decreasing the cost to the County of the road maintenance performed, and

WHEREAS, a 6.2-mile length of County Road 102, a 3.77-mile length of County Road 7A, and a 1.73-mile length of County Road 145, all in the Town of Hardenburgh, are so located that it would be more efficient for the Town of Hardenburgh to maintain them, and

WHEREAS, the County and the Town of Hardenburgh have an existing Inter-Municipal Agreement for the maintenance of these 11.7 miles of County roads covering the period January 1, 2010 through December 31, 2010, and

WHEREAS, the Ulster County Commissioner of Public Works has requested that the Chairman of the Ulster County Legislature amend this existing Inter-Municipal Agreement in order to revise the end date to the earlier date of September 30, 2010 and reduce the contract fee amount accordingly, and execute a new Inter-Municipal Agreement with the Town of Hardenburgh for the Town to perform summer light maintenance, snow removal, and winter-related maintenance on these roads, which total 11.7 centerline miles, for the fixed fee of \$78,390.00, from the period beginning October 1, 2010 through September 30, 2011, and

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WHEREAS, as part of the new Inter-Municipal Agreement, the County will further compensate the Town, based on the number of centerline miles, a performance incentive in the amount of \$3,000.00, and

WHEREAS, the winter-related services to be provided by the Town of Hardenburgh include plowing the entire width of roadways and shoulders, benching, removal of snow at intersections, sanding and salting the road, treatment of slippery spots including “black ice,” and cold patching where necessary, and

WHEREAS, the summer light maintenance services to be provided by the Town of Hardenburgh include cleaning ditches along the roadway, cleaning culverts when necessary, repairing potholes, cutting brush up to four inches in diameter, trimming trees below the ten foot level, and mowing the roadside area once, and

WHEREAS, the Public Works and Capital Projects Committee has met and reviewed said request with a majority of the members voting approval, and

WHEREAS, the Budget and Finance Committee has met and reviewed said request with a majority of the members voting approval, now, therefore, be it

RESOLVED, that the Chairman of the Ulster County Legislature is hereby authorized to execute an amendment to the existing Inter-Municipal Agreement with the Town of Hardenburgh in order to change the end date from December 31, 2010 to the earlier date of September 30, 2010 and to reduce the contract fee amount accordingly, in the form as filed with the Clerk of the Ulster County Legislature or as modified with the approval of the County Attorney, and be it further

RESOLVED, that the Chairman of the Ulster County Legislature is hereby authorized to execute a new agreement with the Town of Hardenburgh for the performance of summer light maintenance, snow removal, and winter-related maintenance on 11.7 centerline miles of County roads for the period from October 1, 2010 through September 30, 2011, in the form as filed with the Clerk of the Ulster County Legislature or as modified with the approval of the County Attorney,

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and moves its adoption.

ADOPTED BY THE FOLLOWING VOTE:

AYES: 31 NOES: 0
(Absent: Legislators Briggs and Richard Parete)
(Legislator Fabiano left at 7:44 PM)
(Legislator Richard Parete arrived at 8:43 PM)

FINANCIAL IMPACT:

\$80,712.00 – BUDGETED 2010 APPROPRIATION DOLLARS

\$26,400.00 – ADDITIONAL 2011 APPROPRIATION DOLLARS

0910

STATE OF NEW YORK

ss:

COUNTY OF ULSTER

This is to certify that I, the undersigned Clerk of the Legislature of the County of Ulster have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 21st day of September, 2010, and that the same is a true and correct transcript of said resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the County of Ulster this 23rd Day of September in the year Two Thousand and Ten.

/s/ Karen L. Binder
Karen L. Binder, Clerk
Ulster County Legislature

Submitted to the County Executive this

23rd Day of September, 2010.

/s/ Karen L. Binder
Karen L. Binder, Clerk
Ulster County Legislature

Approved by the County Executive this

27th Day of September, 2010.

/s/ Michael P. Hein
Michael P. Hein, County Executive