

**RESOLUTION NO. 417**

**AMENDING RESOLUTION NO. 326 FOR 2011 REGARDING AN AGREEMENT WITH THE NYS DEPARTMENT OF TRANSPORTATION FOR THE FULLER ROAD/WASHINGTON AVENUE INTERSECTION PROJECT**

Introduced: 11/14/11

By Public Works Committee, Messrs. Clay and Commisso:

WHEREAS, By Resolution No. 326 for 2011, this Honorable Body authorized a Betterment Agreement with NYS Department of Transportation in an amount not to exceed \$12,700,000 regarding the Fuller Road and Washington Avenue Intersection Improvement Project in the City of Albany, and

WHEREAS, The NYS Department of Transportation has determined that their staff cannot perform construction support and inspection services for the project, and

WHEREAS, By previous legislation, this Honorable Body authorized an agreement with Creighton Manning Engineering, LLP to provide design services for this project, and

WHEREAS, It has been indicated that the County will not expend any additional funding in order to have Creighton Manning Engineering provide the aforementioned construction support and inspection services, but will re-direct \$1,210,000 in construction funding, now, therefore be it

RESOLVED, By the Albany County Legislature that Resolution No. 326 for 2011 is amended to reflect that the above-subject Betterment Agreement amount is amended to \$11,490,000, and that the sum appropriated from H522R5 for deposit with the State Comptroller is \$11,490,000 rather than \$12,700,000, and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

*Adopted by unanimous vote. 11/14/11*