

A special meeting of the Town Board of the Town of Conesus, County of Livingston and the State of New York was held at the Town Hall, 6210 South Livonia Road, Conesus, New York on the 15th day of October 2024 at 6:30 PM. The purpose of this meeting was to award the bid for Highway Facility Repairs.

PRESENT:

Donald Wester	-----	Supervisor
Gary Sparks	-----	Deputy Supervisor
Brian McCarty	-----	Councilman
Jerome Butterbrodt	-----	Councilman
John Fama	-----	Councilman
Julie C. Shutt	-----	Appointed Town Clerk
Dan Marusiak	-----	Highway Superintendent

The meeting was called to order at 6:31 PM.

Supervisor Wester opened with a moment of silence and led everyone in the Pledge of Allegiance

DISCUSSION:

The Town Board reviewed the Highway Facility Repair bid and resolution.

RESOLUTION #123 To Award Contract and Accept SEQR for Repairs of the Town of Conesus, NY Highway Facilities at 5862 Federal Rd.

On a motion of Councilman Butterbrodt and seconded by Councilman McCarty, the following resolution was

ADOPTED by Roll Call Vote

Supervisor Wester – Aye

Deputy Supervisor Sparks – Aye

Councilman Butterbrodt – Aye

Councilman McCarty – Aye

Councilman Fama – Aye

AYES 5 NAYS 0

RESOLUTION #123 – CONTINUED**RESOLUTION 123/2024 To Award Contract for Repairs of the Town of Conesus, NY Highway Facilities at 5862 Federal Rd.**

WHEREAS, the Town Board of the Town of Conesus (the "Town") has found that the highway facilities at 5862 Federal Rd. in the Town are in need of repairs (the "Project"), and the Town has duly called for bids for the Project, including consistent with "Contract Documents" prepared by MRB Group on behalf of Town relative to the Project; and

WHEREAS, the Town Highway Superintendent is in support of the Project and also wishes for the Town to move forward with the same; and

WHEREAS, three qualified bids for the Project were received by the Town, and the same were publicly opened on September 18, 2024; and

WHEREAS, the call for bids included alternates, including "Alt 3" and "Alt 5," relative to overhead doors and a concrete apron swale, respectively; and

WHEREAS, the lowest responsible bidder was identified as Thompson Builds, Inc., 410 Sanford Road S, Churchville, NY 14428, with a price for the base bid of \$338,500.00, and a total price for the base bid plus alternatives Alt 3 and Alt 5 of \$412,599.00.

NOW, THEREFORE, BE IT, RESOLVED, that the Project is an Unlisted Action pursuant to the State Environmental Quality Review Act ("SEQR"), and, based upon the Town Board's hard look at all potential environmental impacts of the Project, inclusive of documentary, testimonial, and other evidence presented to the Town, inclusive of information presented and discussed during the Board's meetings, together with any input from Town staff and consultants, as well as any applicable advisory boards and agencies, the Board concludes none rise to the level of potentially significant adverse environmental impacts, all as additionally specified in the record inclusive of the SEQR EAF, and, consistent therewith, the Board hereby approves the EAF and issues a Negative Declaration with regard to the Project; and, be it further

RESOLVED, that the Town determines to include as part of the Project the alternatives Alt 3 and Alt 5 as specified in the "Contract Documents," relative to overhead doors and a concrete apron swale; and, be it further

RESOLUTION #123 – CONTINUED

RESOLVED, that the Town hereby acknowledges and accepts the bid of Thompson Builds, Inc., 410 Sanford Road S, Churchville, NY 14428, for the Project, with a total price of \$412,599.00, inclusive of the base bid plus alternatives Alt 3 and Alt 5, and hereby awards the contract for the Project, inclusive of alternatives Alt 3 and Alt 5, to Thompson Builds, Inc., 410 Sanford Road S, Churchville, NY 14428, the lowest responsible bidder, for the total price of \$412,599.00, all in accord with the Town's "Contract Documents" (also sometimes known as and referred to as the "bid package") associated with the Project; and, be it further

RESOLVED, that a notice of this award be sent to Thompson Builds, Inc., 410 Sanford Road S, Churchville, NY 14428; and, be it further

RESOLVED, that the Town is authorized to proceed with the Project in accord with the Contract Documents (including, e.g., that insurance, bonds, etc. as required by the Contract Documents shall be provided by the winning bidder, etc.), including that an agreement be required to be executed as per the Contract Documents; and, be it further

RESOLVED, that a written agreement in the form provided by the Town consistent with the Contract Documents shall be promptly executed by Thompson Builds, Inc., and provided to the Town, all in accord with the Contract Documents, and further that the Supervisor is hereby authorized to execute the same; and, be it further

RESOLVED, that any and all payments to Thompson Builds, Inc. are authorized to be made in accordance with the Bid Documents, said executed agreement and this Resolution; and, be it further

RESOLVED, that the costs of the Project, \$412,599.00, which total cost is hereby authorized, shall be paid for via a combination of the Town's State and Local Fiscal Recovery Funds (or "ARPA" funds), any available and eligible non-ARPA grant funds (such as State grant funds), and unappropriated unreserved funds from the Town general fund, as follows: A) the Town will utilize the entire existing balance of its ARPA funds, except for and not including \$20,000.00 in ARPA funds granted by the County of Livingston to the Town of Conesus (which are designated for another purpose), totaling approximately \$269,200.00 (+/- accrued interest, etc.) of Town ARPA funds to pay for costs of the Project, and B) the Town will pay any remaining balance of the Project costs, expected to be approximately \$143,399.00, from a combination of any available and eligible non-ARPA grant funds (such as State grant funds) and unappropriated unreserved funds (i.e., surplus funds) from the Town's general fund, as follows: to the extent any available and

RESOLUTION #123 – CONTINUED

eligible non-ARPA grant funds (such as State grant funds) are or timely become available to be paid toward the said remaining balance of approximately \$143,399.00, such non-ARPA grant funds, if any, will be utilized towards such costs, with the portion of the approximately \$143,399.00 remaining after use of any non-ARPA grant funds (which remaining portion may comprise the entirety of the approximately \$143,399.00 balance should no non-ARPA grant funds be or timely become available) to be paid from unappropriated unreserved funds (i.e., surplus funds) from the Town's general fund.

RESOLUTION #124 ADJOURN

On a motion of Councilman Fama and seconded by Deputy Supervisor Sparks, the following resolution was

ADOPTED AYES 5 NAYS 0

RESOLVE to adjourn the meeting at 6:42 PM

Vote of the Board: Councilman Butterbrodt - Aye, Councilman Fama- Aye,

Councilman McCarty - Aye, Deputy Supervisor Sparks - Aye, Supervisor Wester – Aye

Respectfully Submitted,



Julie C. Shutt, Town Clerk