

MARCH 4, 2009
SPECIAL TOWN BOARD MEETING

Town Hall

6:00 P.M.

Patti Michalak, Councilwoman led the pledge to the flag

Roll Call

Present: Supervisor Post
Deputy Supervisor Underhill
Councilman Lang
Councilman Michalak
Councilman Gerace

Others

Present: Town Clerk Morasco
Roger Muehlig, Daily News Reporter

The Supervisor called the meeting to order at 6:04 P.M.

RESOLUTION NO. 50:

Councilman Lang offered the following:

BID AWARD
2008 WATER SYSTEM IMPROVEMENTS
ROSE/ALEXANDER/PIKE ROADS WATERLINES

WHEREAS, the Town of Batavia received bids February 26, 2009 at 2:00 P.M. for the construction of approximately 24,810 linear feet of 8 inch and 12 inch water main along Rose , Alexander, and Pike Roads; and

WHEREAS, Villager Construction, Incorporated, Fairport, New York was the lowest responsible bidder at a cost of nine hundred, twelve thousand, eight hundred, fifty-five dollars (\$912,855.00) (bid sheet attached).

NOW THEREFORE BE IT

RESOLVED, the Batavia Town Board hereby awards the bid to Villager Construction, Incorporated at a cost of nine hundred, twelve thousand, eight hundred, fifty-five dollars (\$912,855.00) for construction of approximately 24,810 linear feet of 8 inch and 12 inch PVC waterline on Rose, Alexander, and Pike Roads contingent upon approval by the USDA- Rural Development-Rural Utility Service, and the insurance and bonding being in place as approved by the Town Attorney; and

BE IT FURTHER RESOLVED, the Batavia Town Board hereby authorizes the Supervisor to issue the Notice to Proceed once the aforementioned conditions are met.

Second by: Councilman Gerace

Ayes: Lang, Gerace, Underhill, Michalak, Post

APPROVED by unanimous vote (5-0)

TOWN OF BATAVIA

**MARCH 4, 2009
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2008 WATER SYSTEM IMPROVEMENTS

BID OPENING: FEBRUARY 26, 2009 2:00 P.M.

SUMMARY OF BIDS

NAME OF BIDDER	Addendum No. 1	Total BASE BID A	Total BASE BID B	Total BID	BID SECURITY
Fairway Contracting	X	\$832,462.45	\$401,861.59	\$1,234,324.04	X
Pilon Construction Co., Inc.	X	\$718,920.00	\$404,025.00	\$1,122,945.00	X
Sicar Management & Construction	X	\$878,488.00	\$516,127.50	\$1,394,615.50	X
Northrup Construction Inc.	X	\$863,230.00	\$518,200.00	\$1,381,430.00	X
Villager Construction	X	\$592,030.00	\$320,825.00	\$912,855.00	X
Sergi Construction	X	\$739,440.00	\$457,515.00	\$1,196,955.00	X
Blue Heron Construction	?	\$792,023.16	\$519,198.62	\$1,311,221.70	X
Kandey Co.	X	\$779,560.00	\$449,410.00	\$1,228,970.00	X
Visone Construction	X	\$685,946.00	\$386,885.00	\$1,072,831.00	X
Randsco Pipeline	X	\$641,630.00	\$397,060.00	\$1,038,690.00	X
ML Smith Construction	X	\$686,420.00	\$421,225.00	\$1,107,645.00	X

RESOLUTION NO. 51:

Deputy Supervisor Underhill offered the following:

**RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE
USDA/RURAL DEVELOPMENT DOCUMENTS
PUTNAM AND SHEPARD ROADS WATER DISTRICT**

WHEREAS, the Town Board of the Town of Batavia planned to construct a Water District on Putnam and Shepard Roads,

WHEREAS, the Town did not have sufficient funds on hand to pay for the construction of the Water District,

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WHEREAS, this project is eligible for federal government funding through the USDA/Rural Development for the construction of the Water District,

WHEREAS, it is in the interest of the public to obtain low interest loans and/or grants for the construction of the Water District;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor and Deputy Supervisor of the Town of Batavia is authorized to cause an application to be prepared to obtain funding from USDA/Rural Development; and be it further

RESOLVED, that the Supervisor and Deputy Supervisor be authorized to execute all application documents and forms required to determine funding eligibility and to obtain specific funding for the project from USDA/Rural Development.

Second by: Councilwoman Michalak

Ayes: Underhill, Michalak, Gerace, Lang, Post

APPROVED by unanimous vote (5-0)

RESOLUTION NO. 52:

Supervisor Post offered the following:

**RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE
USDA/RURAL DEVELOPMENT DOCUMENTS
WILKINSON ROAD WATER DISTRICT**

WHEREAS, the Town Board of the Town of Batavia had planned to construct a Water District on Wilkinson Road,

WHEREAS, the Town did not have sufficient funds on hand to pay for the construction of the Water District,

WHEREAS, this project is eligible for federal government funding through the USDA/Rural Development for the construction of the Water District,

WHEREAS, it is in the interest of the public to obtain low interest loans and/or grants for the construction of the Water District;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor and Deputy Supervisor of the Town of Batavia is authorized to cause an application to be prepared to obtain funding from USDA/Rural Development; and be it further

RESOLVED, that the Supervisor and Deputy Supervisor be authorized to execute all application documents and forms required to determine funding eligibility and to obtain specific funding for the project from USDA/Rural Development.

Second by: Councilman Lang

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Ayes: Post, Lang, Underhill, Michalak, Gerace
APPROVED by unanimous vote (5-0)

RESOLUTION NO. 53:

Councilwoman Michalak offered the following:

**RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE
USDA/RURAL DEVELOPMENT DOCUMENTS
PEARL STREET ROAD WATER DISTRICT**

WHEREAS, the Town Board of the Town of Batavia planned to construct a Water District on Pearl Street Road,

WHEREAS, the Town did not have sufficient funds on hand to pay for the construction of the Water District,

WHEREAS, this project is eligible for federal government funding through the USDA/Rural Development for the construction of the Water District,

WHEREAS, it is in the interest of the public to obtain low interest loans and/or grants for the construction of the Water District;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor and Deputy Supervisor of the Town of Batavia is authorized to cause an application to be prepared to obtain funding from USDA/Rural Development; and be it further

RESOLVED, that the Supervisor and Deputy Supervisor be authorized to execute all application documents and forms required to determine funding eligibility and to obtain specific funding for the project from USDA/Rural Development.

Second by: Councilman Gerace

Ayes: Michalak, Gerace, Lang, Underhill, Post

APPROVED by unanimous vote (5-0)

RESOLUTION NO. 54:

Councilman Gerace offered the following:

**FINAL ACCEPTANCE OF PROJECT AS COMPLETE
PUTNAM/SHEPARD ROADS WATERMAIN**

WHEREAS, Sergi Construction has certified completion of the Putnam/Shepard Roads Watermain project (certification attached), and;

WHEREAS, Clark Patterson Lee, P.C. has recommended approval and final acceptance of project as complete (attached).

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WHEREAS, the Town of Batavia has an operator(s) appropriately licensed by New York State to oversee operation of the Putnam/Shepard Roads Water Project.

NOW, THEREFORE, BE IT

RESOLVED, the Town of Batavia hereby accepts the project as complete and approves final payment.

Second by: Deputy Supervisor Underhill

Ayes: Gerace, Underhill, Michalak, Lang, Post

APPROVED by unanimous vote (5-0)

RESOLUTION NO. 55:

Councilman Lang offered the following:

FINAL ACCEPTANCE OF PROJECT AS COMPLETE
WILKINSON ROAD WATERMAIN

WHEREAS, Sergi Construction has certified completion of the Wilkinson Road Watermain project (certification attached), and;

WHEREAS, Clark Patterson Lee, P.C. has recommended approval and final acceptance of project as complete (attached).

WHEREAS, the Town of Batavia has an operator(s) appropriately licensed by New York State to oversee operation of the Wilkinson Road Water Project.

NOW, THEREFORE, BE IT

RESOLVED, the Town of Batavia hereby accepts the project as complete and approves final payment.

Second by: Councilman Gerace

Ayes: Lang, Gerace, Underhill, Michalak, Post

APPROVED by unanimous vote (5-0)

RESOLUTION NO. 56:

Deputy Supervisor Underhill offered the following:

FINAL ACCEPTANCE OF PROJECT AS COMPLETE
PEARL STREET ROAD WATERMAIN

WHEREAS, Sergi Construction has certified completion of the Pearl Street Road Watermain project (certification attached), and;

WHEREAS, Clark Patterson Lee, P.C. has recommended approval and final acceptance of project as complete (attached).

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WHEREAS, the Town of Batavia has an operator(s) appropriately licensed by New York State to oversee operation of the Pearl Street Road Water Project.

NOW, THEREFORE, BE IT

RESOLVED, the Town of Batavia hereby accepts the project as complete and approves final payment.

Second by: Councilman Lang

Ayes: Underhill, Lang, Michalak, Gerace, Post

APPROVED by unanimous vote (5-0)

ADJOURNMENT:

Motion Deputy Supervisor Underhill, second Councilman Lang to adjourn the Special Town Board Meeting at 6:14 P.M.

Ayes: Underhill, Gerace, Lang, Michalak, Post

MOTION CARRIED by unanimous vote. (5-0)

Respectfully submitted,
Teresa M. Morasco
Town Clerk