

TOWN OF HARPERSFIELD
RESOLUTION NO. 010 OF THE YEAR 2021

TITLE: RESOLUTION OF THE TOWN OF HARPERSFIELD TOWN BOARD USE OF AMERICAN RESCUE PLAN ACT FUNDS: CONTRACT FOR REPLACEMENT OF ROOF OF TOWN SALT SHED.

CONTRACTOR: TITAN ROOFING, INC.

CONTRACT SUM: \$189,000.00.

WHEREAS, the Town Board of the Town of Harpersfield (the "Town Board") was informed by the Town Superintendent of Highways that the Town's salt shed roof was in need of replacement. The Town Board discussed the replacement of the Town salt shed roof during several regular Town Board meetings held on: October 8, 2019, July 8, 2020, August 12, 2020, February 10, 2021 and March 10, 2021. During these meetings, the Town Board discussed the specifications for the salt shed roof replacement as well as estimates for completion of the roof replacement. The Town Superintendent of Highways worked with a roofing consultant and met with the Town Highway Committee to develop specifications and cost estimates for the salt shed roof replacement and reported updates to the Town Board during these regular meetings; and

WHEREAS, during the regular April 14, 2021 Town Board meeting, the Town Superintendent of Highways indicated that the specifications for the contract to replace the roof of the Town's salt shed were nearly complete and a public notice for sealed bids would be published in advance of the May 12, 2021 Town Board meeting; and

WHEREAS, the Town issued a public notice soliciting sealed competitive bids for the replacement of the roof of the Town's salt shed (the "Project") on April 24, 2021 which notified interested bidders of the following: how to obtain bid specifications; that a pre-bid meeting was scheduled for May 4, 2021; that the deadline for submission of bids was May 12, 2021 at 5:00 P.M.; that bids received by the deadline would be publicly opened at the Town Board meeting held on May 12, 2021; and that a certificate of non-collusion was required to accompany all bids; and

WHEREAS, during the May 12, 2021 Town Board meeting, the Town Board opened sealed bids received from three contractors for the Project: (1) James A. Edgar Company, Inc.: base bid \$306,300.00, Alternative 1 \$312,300.00 and Alternative 2 \$263,900.00; (2) Titan Roofing, Inc.: base bid \$274,000.00, Alternative 1 \$257,000.00 and Alternative 2 \$189,000.00; and (3) Mid-State Industries, LTD: base bid \$254,500.00, Alternative 1 \$249,480.00 and Alternative 2 \$219,800.00. During the May 12, 2021 meeting, the Board had questions related to the warranty of materials used for the Project and determined that an award would be made after receiving additional warranty information; and

WHEREAS, during the regularly scheduled June 9, 2021 Town Board meeting, the Town Board awarded the Project contract to Titan Roofing, Inc., selecting Titan Roofing Inc.'s bid for Alternative 2: retrofitting over the existing shingle roof cover in the sum of \$189,000.00 as the lowest responsible bid after reviewing all sealed bids: and

WHEREAS, the Town Board has received funds from the federal government under the American Rescue Plan Act of 2021 ("ARPA"). ARPA funds are to be used as indicated in the United States Department of the Treasury Interim Final rule dated May 17, 2021 (the "Interim Final Rule"); and

WHEREAS, the Town Board has reviewed the United States Department of the Treasury Interim Final Rule with counsel and has determined that the Project will fall under the category outlined in the Interim Final Rule as an expenditure for a necessary investment in water infrastructure. The Project will prevent pollution of storm water and turbidity and will prevent pollution of drinking water. As the Project contains a water quality benefit consistent with the goals of the Clean Water Act and improves drinking water quality, the Board determined that ARPA funds may be used to pay for the Project; and

NOW, THEREFORE, Be It Resolved by the Town Board:

1. The Town Board has determined that the Project is a Type II action that will not have a significant effect on the environment and, therefore, no other determination or procedures under the State Environmental Quality Review Act ("SEQR") is required.
2. The Town Board has authorized the Town Supervisor to execute any contract documents necessary to complete the Project pursuant to New York State Town Law §64.
3. The Town Board will use the sum of \$189,000.00 from the total ARPA funds received to date from the federal government to pay for the Project.

Town Board Member Matthew J. Taylor so moved; Town Board Member Lisa M. Driscoll Seconded, and the Town Board voted as follows:

Town Supervisor, James Eisel Sr., Aye.

Town Board Member, Robert Reeve Jr., Aye.

Town Board Member, Matthew J. Taylor, Aye.

Town Board Member, Patrick F. Funk, Aye.

Town Board Member, Lisa M. Driscoll, Aye.

STATE OF NEW YORK }

COUNTY OF DELAWARE }

TOWN OF HARPERSFIELD }

I have compared the preceding copy with the original Resolution on file in this office adopted by the Town Board of the Town of Harpersfield at a regular meeting held on October 13, 2021, and I DO HEREBY CERTIFY the same to be a correct transcript therefrom and of the whole of the original. I further certify the vote thereon was as follows:

MEMBERS PRESENT:	MEMBERS ABSENT:	AYES:	NO:
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Witness my hand and the seal of the Town of Harpersfield, this 15, day of October, 2021.



LINDA E. GOSS, TOWN CLERK

TOWN OF HARPERSFIELD

