



# COUNTY OF ERIE

**MARK C. POLONCARZ**

COUNTY EXECUTIVE

September 5, 2025

Erie County Legislature  
92 Franklin Street, 4<sup>th</sup> Floor  
Buffalo, New York 14202

**RE: Bridge Replacement of Boston State Road over Anthony Gulf,  
BIN 1041630, BR 227-04 NYSDOT Agreement and Contract for Engineering Design  
Services, Town of Boston PIN 5764.13**

Dear Honorable Members:

The Department of Public Works, Division of Highways is requesting authorization for the County Executive to execute an agreement with New York State Department of Transportation (NYSDOT). This agreement provides Federal and State Marchiselli funds for the engineering Design and Right of Way incidental phases of the above noted Locally Administered Federal Aid project. The Department is also requesting authorization for the County Executive to execute an agreement with Fisher Associates (Fisher), the selected engineering firm for this project.

Should your Honorable Body require further information, I encourage you to contact Commissioner William E. Geary, Jr., at the Department of Public Works. Thank you for your consideration on this matter.

Sincerely yours,

A handwritten signature in black ink, reading "Mark C. Poloncarz", with a long horizontal flourish extending to the right.

Mark C. Poloncarz  
Erie County Executive

MCP/jtd  
Enclosure

cc: William E. Geary, Jr., Commissioner of the Department of Public Works

## **MEMORANDUM**

**To:** Honorable Members of the Erie County Legislature  
**From:** Department of Public Works/Division of Highways  
**Re:** Bridge Replacement of Boston State Road over Anthony Gulf,  
BIN 1041630, BR 227-04NYSDOT Agreement and Contract for Engineering  
Design Services Town of Boston PIN 5764.13  
**Date:** September 5, 2025

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### **SUMMARY**

The Department of Public Works is seeking authorization to execute an agreement with the New York State Department of Transportation (NYSDOT) for the Design engineering and Right of Way incidental phases for the above-mentioned project. Additionally, the Department is requesting authorization to execute an agreement between the County of Erie and the design firm of Fisher Associates (Fisher) in an amount not to exceed \$380,000 for engineering Design and Right of Way incidental services for the replacement of the above noted bridge. Fisher was selected using the Procedures for Locally Administered Federal Aid Projects (PLAFAP) guidelines.

### **FISCAL IMPLICATIONS**

The total cost of the engineering Design and Right of Way incidental phase of this project is currently estimated at \$380,000, including contingency. The NYSDOT Agreement provides a Federal reimbursement of \$263,200, a State Marchiselli reimbursement of \$49,350, and requires a local share of \$67,450. Should the agreement receive any additional federal or non-federal reimbursements in the future, the capital project budget would be adjusted to reflect that increase.

### **REASONS FOR RECOMMENDATION**

The replacement of the bridge in this project is eligible for funding through the Locally Administered Federal Aid Program. Fisher is recommended as project engineer because of their expertise, experience, and manpower to provide the County of Erie with the service required. Erie County is eligible for reimbursement, as state above for the Project, under this Agreement with NYSDOT.

### **BACKGROUND INFORMATION**

The existing bridge was originally constructed in 1929. In 1976, new prestressed concrete slab units replaced the original superstructure. The substructures were not replaced and are showing significant signs of deterioration with large areas of spalling, loose concrete, and exposed reinforcement present. The concrete deck also has deteriorated, particularly along the fascias, which has compromised the integrity of the railing system. Repairs have been required to extend the life of the concrete deck and address safety concerns, but additional long-term work is still needed. The project objective is to replace the bridge with a new structure that will meet current design standards, require minimal maintenance, and accommodate vehicles, bicyclists, and pedestrians. The Project is approved by the NYSDOT in their current Capital Program to be funded with Federal Aid. Project design engineering services will commence upon approval of this resolution.

## **CONSEQUENCES OF NEGATIVE ACTION**

This action is required to ensure project advancement and financing through the Locally Administered Federal Aid Program. Negative action would halt design and result in continued deterioration of the bridge. Nonparticipation in this project by the County could jeopardize existing and future reimbursement funding available through this program.

## **STEPS FOLLOWING APPROVAL**

Upon Erie County Legislature's approval, the County Executive will execute agreements between Fisher and the County, and between the County and NYSDOT. Once the agreements are executed, design work will begin immediately thereafter.

## **COMPTROLLER'S OFFICE REVIEW**

The proposed legislation has been reviewed by the Office of the Comptroller and is related to an authorized capital project for which there are sufficient appropriations for the action proposed.

 8/19/25  
\_\_\_\_\_  
Timothy C. Callan  
Deputy Comptroller  
Comptroller's Office

B.22057 – 2022 BridgeNY Fed Aid Bridge Culvert Design  
PIN 5764.13

A RESOLUTION SUBMITTED BY:  
DEPARTMENT OF PUBLIC WORKS  
DIVISION OF HIGHWAYS

RE: Bridge Replacement of Boston State Road over Anthony Gulf,  
BIN 1041630, BR 227-04 NYSDOT Agreement and Contract for Engineering  
Design Services Town of Boston PIN 5764.13

WHEREAS, the Bridge Replacement of Boston State Road (CR 227) over Anthony Gulf, BIN 1041630, BR 227-04, Town of Boston, PIN 5764.13 (the "Project") is eligible for funding under CFR Title 23 U.S. Code, as amended, that calls for the appropriation of the costs of such program to be borne at the ratio of 80% Federal funds, 15% State Funds, and 5% Local funds and

WHEREAS, the bridge needs to be replaced due to structural deficiencies; and

WHEREAS, the County of Erie desires to advance the Project by entering into an agreement with NYSDOT and making a financial commitment to advance 100% of the costs of design engineering (Scoping & Design phases I-VI); and

WHEREAS, the total cost of the engineering design and right of way incidentals including contingency is \$380,000, which is comprised of a Federal share of \$263,200, a State Marchiselli share of \$49,350, and a Local share of \$67,450: and

WHEREAS, the funds are available in Capital Project B.22057 – 2022 BridgeNY Fed Aid Bridge Culvert Design, Fund 420, Funds Center 123; and

WHEREAS, the firm, Fisher Associates (Fisher), was selected using the Federal Aid RFQ process as having the necessary expertise, experience, and manpower to provide the County of Erie with the project engineering services.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes participation in the Bridge Replacement of Boston State Road (CR 227) over Anthony Gulf, BIN 1041630, BR 227-04, Town of Boston, PIN 5764.13 (the "Project"); and be it further

RESOLVED, that authorization is hereby given for the County Executive or Deputy County Executive to execute the Agreement with the NYSDOT; and be it further

RESOLVED, that authorization is hereby given for the County Executive or Deputy County Executive to enter into a contract Fisher Associates, the selected Project Engineers, for engineering design and right of way incidental services in an amount not to exceed \$380,000; and be it further

RESOLVED, that the County Legislature of the County of Erie hereby authorizes the County of Erie to pay in the first instance 100% of the Federal and Non-Federal shares of the cost of the Engineering Design (Scoping and Design I-VI) phases of the Project or portions thereof in the amount of \$380,000; and be it further

RESOLVED, that authorization is hereby given for the County of Erie is hereby to accept the federal and state revenue that is available for the project as administered by the New York State Department of Transportation (NYSDOT); and be it further

RESOLVED, that Capital Project B.22057 – 2022 BridgeNY Fed Aid Bridge Culvert Design, Fund 420, Funds Center 123, be adjusted as follows:

<b>REVENUES</b>		<b>CURRENT BUDGET</b>	<b>CHANGE</b>	<b>REVISED BUDGET</b>
405160	NYS Marchiselli Funds	\$ 0	\$49,350	\$ 49,350
414000	Federal Aid	\$640,000	(\$49,350)	\$590,650
486000	Interfund Rev Subsidy	<u>\$160,000</u>	<u>\$ 0</u>	<u>\$160,000</u>
<b>TOTAL REVENUES</b>		<u>\$800,000</u>	<u>\$ 0</u>	<u>\$800,000</u>
<b>APPROPRIATIONS</b>				
Capital Projects	Capital Project Exp	<u>\$800,000</u>	<u>\$ 0</u>	<u>\$800,000</u>
<b>TOTAL APPROPRIATIONS</b>		<u>\$800,000</u>	<u>\$ 0</u>	<u>\$800,000</u>

and be it further

RESOLVED, that the estimated total Project cost of \$380,000 for Design Engineering is hereby appropriated from B.22057 and made available to cover the cost of participation in the above phases of the Project; and be it further

RESOLVED, that in the event the amount required to pay in the first instance 100% of the Federal and Non-Federal shares of the cost of the Project's Design Engineering (Scoping & Design I-VI) and Right of Way incidental phases exceeds the amount appropriated above, the County of Erie shall convene its Legislature as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof; and be it further

RESOLVED, that should the Agreement receive additional federal or non-federal reimbursement in the future, the project revenue will be accepted by Erie County and the budget adjusted to reflect the receipt of the additional funds; and be it further

RESOLVED, that authorization is hereby given to the County Executive of the County of Erie to execute all necessary Agreements, certifications or reimbursement requests for Federal, NYS Marchiselli aid and any other funding source on behalf of the County of Erie with the New York State Department of Transportation in connection with the advancement or approval of the Project identified in the State/Local agreement; and providing for the administration of the Project and the County's first instance funding of Project costs and all local share costs of Project costs within appropriations therefore that are not so eligible; and be it further

RESOLVED, that authorization is hereby given for the Division of Budget and Management to make any technical adjustments necessary to effectuate this resolution; and be it

further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation, by attaching it to any necessary Agreement in connection with the Project; and be it further

RESOLVED, that the Clerk of the Legislature forward three (3) certified copies of this Resolution to the Department of Public Works, Office of the Commissioner, to be forwarded to the New York State Department of Transportation; and be it further

RESOLVED, that the Clerk of the Legislature forward one certified copy each of this Resolution to the County Executive's Office, Comptroller's Office, Department of Public Works, and Division of Budget and Management.

TO: TIMOTHY C. CALLAN, COMPTROLLER'S OFFICE  
RE: PROPOSED RESOLUTIONS REQUIRING RULE 55

CONTRACT APPROVAL CHECKLIST  
CONFIRMATION OF AVAILABILITY OF FUNDS IN CAPITAL PROJECTS


REQUESTING DEPARTMENT

COMPLETE ITEMS 1 THROUGH 5

- |                       |  |
|-----------------------|--|
| 1. CONTRACTOR'S NAME  | New York State Department of Transportation;<br>Fisher Associates                        |
| 2. AMOUNT OF CONTRACT | \$380,000 - Fisher   |
| 3. PROJECT NUMBER     | B.22057  |
| 4. PROJECT TITLE      | Federal Aid Bridge Preservation Design<br>PIN 5764.13 – Boston State Road Bridge         |
| 5. DEPARTMENT CONTACT | Funding questions: William E. Geary, Jr. at 8301<br>Letter pickup: Christy Weber at 8301 |

COMPTROLLER'S OFFICE

COMPLETE ITEMS 6 AND 7

- |                                    |  |
|------------------------------------|--|
| 6. AVAILABILITY OF FUNDS           | \$ 800,000.00  |
| 7. PERFORMED BY                    |  |
| Date Sent to Comptroller's Office: | 08/19/2025   |

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**ERIE COUNTY DEPARTMENT OF PUBLIC WORKS - HIGHWAYS**  
**RFP # PIN 5764.13 - Boston State Rd Bridge (BIN 1041630)**  
**PROPOSAL REVIEW COMMITTEE RATINGS - SUMMARY**

Evaluation Criteria																							Weighted Average Qualifications Score (1 - 10)	Qualifications Ranking		
Understanding of Work to be Done			Experience & Qualifications of Proposed Staff			Experience of Firm/Team with Fed Aid Projects			Present Workload & Financial Responsibility			Logistics and Familiarity with Project Area			Percentage of DBE Participation											
Weight = 25%			Weight = 25%			Weight = 20%			Weight = 15%			Weight = 10%			Weight = 5%											
Committee Member Raw Score (1 - 10)			Committee Member Raw Score (1 - 10)			Committee Member Raw Score (1 - 10)			Committee Member Raw Score (1 - 10)			Committee Member Raw Score (1 - 10)			Committee Member Raw Score (1 - 10)											
Avg. Score			Avg. Score			Avg. Score			Avg. Score			Avg. Score			Avg. Score			Avg. Score								
#1	#2	#3	#1	#2	#3	#1	#2	#3	#1	#2	#3	#1	#2	#3	#1	#2	#3	#1	#2	#3						
A&J Design Company	7	7	8	7.33	9	9	7	8.33	9	8	8	8.33	8	8	7	7.67	9	8	7	8.00	8	10	10	9.33	8.00	6
CHA	7	9	8	8.00	9	9	8	8.67	9	9	9	9.00	5	0	3	2.67	9	9	9	9.00	9	10	10	9.67	7.75	9
D'Onofrio Associates	8	8.75	7.5	8.08	9	9	9	9.00	9	9	9	9.00	5	0	3	2.67	9	8.5	9	8.83	9	10	10	9.67	7.84	8
Fidman Anthony	8	8.75	8	8.25	9	9	8	8.67	9	9	8	8.67	7	8	7	7.33	9	8	7	8.00	8	10	10	9.33	8.33	2
Fisher Associates	9	8.5	8	8.50	9	9	8	8.67	9	9	8	8.67	7	9	9	8.33	8	7	8	7.67	9	10	10	9.67	8.53	1
Greenman Pedersen	9	9	8	8.67	9	9	9	9.00	9	9	8	8.67	5	0	3	2.67	9	8.5	8	8.50	8	10	10	9.33	7.87	7
Hu Engineers	7	8	7	7.33	8	9	8	8.33	8	9	8	8.33	8	9	7	8.00	7	9	7	7.67	9	10	10	9.67	8.03	5
Popl Design Group	9	8.5	8	8.50	9	9	9	9.00	9	9	9	9.00	5	6	3	4.67	8	7	7	7.33	9	10	10	9.67	8.09	4
Ravi Engineering	8	7.5	8	7.83	9	8.5	8	8.50	9	8.5	8	8.50	8	9	7	8.00	7	8.5	7	7.50	9	10	10	9.67	8.22	3

It is my opinion in recommending Fisher Associates, the Erie County Department of Public Works has complied with all applicable provisions of Section 19.08 of the Erie County Administrative Code. Scoring sheets and other materials related to this matter are available for review at the Department of Public Works' office during regular business hours.

William E. Grealy, Jr., Commissioner  
 Erie County Department of Public Works

Lisa M. Chimera  
 Deputy County Executive