

46583

**TO:** Board of Acquisition and Contract

**FROM:** Jay T. Pisco, P.E.  
Commissioner of Public Works and Transportation

**DATE:** May 5, 2015

**SUBJECT:** AGREEMENT NO'S. 15-921, 15-922, 15-923, 15-924  
Authority to Enter into Federal Aid – Local Projects Utility Work Agreements for the Rehabilitation of the Ashford Avenue Bridge over Saw Mill River Parkway, South County Trailway, Elm Street, I-87 and Saw Mill River (BIN 5348380), Villages of Ardsley and Dobbs Ferry, New York

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Since the public work project entitled “Rehabilitation of Ashford Avenue Bridge over Saw Mill River Parkway, South County Trailway, Elm Street, I-87 and Saw Mill River (BIN 5348380), Villages of Ardsley and Dobbs Ferry, New York” (the “Project”) necessitates the relocation of certain existing utility facilities on the Ashford Avenue Bridge, the New York State Department of Transportation (“NYSDOT”) requires that the County enter into utility agreements with the owners of the utility facilities prior to letting bids for the Project, as the Project involves the receipt of federal and state funds. Authority is therefore requested for the County of Westchester to enter into Federal Aid – Local Projects Utility Work Agreements with Verizon Communications, Fibertech Networks, Cablevision Systems and Con Edison, as required by the Rehabilitation of the Ashford Avenue Bridge over Saw Mill River Parkway, South County Trailway, Elm Street, I-87 and the Saw Mill River (BINs 5348380), Villages of Ardsley and Dobbs Ferry, New York.

There will be four (4) Federal Aid – Local Projects Utility Work Agreements, as follows:

1. **Cablevision of Westchester** – Two (2) Cablevision of Westchester (“Cablevision”) fiber optic cables are located on the public right-of-way along the north and south fascia and crossing beneath the structure of the Ashford Avenue Bridge. Cablevision, at their own expense will temporarily relocate the two fiber optic cables to the north bridge rail prior to the onset of the Project. These cables will then be permanently relocated to the south side of the new structure during the transition from Stage 1 to Stage 2 of the Project. The County’s contractor shall be responsible for performing trenching operations including conduit placement and surface restoration as well as placing conduit and hangers on the new structure. Cablevision’s work shall include but is not limited to running fiber optic cables through the conduit bank, providing manholes and performing splicing operations. Cablevision will reimburse the County for all costs associated with the trench, conduit and restoration operations, which amount is estimated to be \$69,000.00.
2. **Con Edison Co. of NY** – Three (3) Con Edison Co. of NY (“Con Edison”) Primary Electric Service cables are located on overhead utility poles in the public right-of-way of Elm Street beneath the Ashford Avenue Bridge. Con Edison, at its own expense will remove these wires at the onset of the Project.

3. **Fibertech Networks** – One (1) Fibertech Networks (“Fibertech”) fiber optic cable, running within an existing Verizon conduit, which is presently located on the public right-of-way within the north sidewalk on the Ashford Avenue Bridge, shall be relocated to the south side of the new structure during the transition from Stage 1 to Stage 2 of the Project. Fibertech, at its own expense will relocate the fiber optic cable, through a new Verizon Conduit, and perform splicing operations during the project.
4. **Verizon Communications** – Nine (9) Verizon Communications (“Verizon”) conduits and associated Verizon Communications lines, presently located on the public right-of-way within the north sidewalk on the Ashford Avenue Bridge shall be relocated to the south side of the new structure during the transition from Stage 1 to Stage 2 of the Project. The County’s contractor shall be responsible for performing trenching operations including conduit placement and surface restoration as well as placing conduit and hangers on the new structure. Verizon’s work shall include but is not limited to running communications cables through the conduit bank and performing splicing operations. Verizon will reimburse the County for all costs associated with the trench, conduit and restoration operations, which amount is estimated to be \$152,000.00.

Utility relocations for this bridge rehabilitation project will insure timely relocation of utilities and allow for reimbursement to cover the County’s costs. This project is in the public’s best interest in that successful completion of the project will increase motorist safety through the rehabilitation of a substandard bridge. Likewise, the use of utility company funds reduces the impacts of this project on the local tax base. Energy and environmental effects are positive as closure of the bridge would result in significant detours and congestion.

This Department will track scheduling and accomplishments during construction to insure the successful completion of this project.

The proposed form of Resolution to accomplish the foregoing is attached hereto.

# RESOLUTION

Upon communication from the Commissioner of Public Works and Transportation, be it hereby

**RESOLVED**, that the County of Westchester be, and hereby is authorized to enter into an Agreement with Cablevision of Westchester for the utility relocations in conjunction with the Rehabilitation of the Ashford Avenue Bridge over Saw Mill River Parkway, South County Trailway, Elm Street, I-87 and Saw Mill River (BIN 5348380), Villages of Ardsley and Dobbs Ferry, New York, wherein Cablevision of Westchester shall provide reimbursement to the County for the costs of utility relocations, which costs are estimated to be \$69,000.00; and be it further

**RESOLVED**, that the County of Westchester be, and hereby is authorized to enter into an Agreement with Con Edison Co. of NY for the utility relocations in conjunction with the Rehabilitation of the Ashford Avenue Bridge over Saw Mill River Parkway, South County Trailway, Elm Street, I-87 and Saw Mill River (BIN 5348380), Villages of Ardsley and Dobbs Ferry, New York, wherein utility relocations shall be completed by Con Edison Co. of NY at its own expense; and be it further

**RESOLVED**, that the County of Westchester be, and hereby is authorized to enter into an Agreement with Fibertech Networks for the utility relocations in conjunction with the Rehabilitation of the Ashford Avenue Bridge over Saw Mill River Parkway, South County Trailway, Elm Street, I-87 and Saw Mill River (BIN 5348380), Villages of Ardsley and Dobbs Ferry, New York, wherein utility relocations shall be completed by Fibertech Networks at its own expense; and be it further

**RESOLVED**, that the County of Westchester be, and hereby is authorized to enter into an Agreement with Verizon Communications for the utility relocations in conjunction with the Rehabilitation of the Ashford Avenue Bridge over Saw Mill River Parkway, South County Trailway, Elm Street, I-87 and Saw Mill River (BIN 5348380), Villages of Ardsley and Dobbs Ferry, New York, wherein Verizon Communications shall provide reimbursement to the County for the costs of utility relocations, which costs are estimated to be \$152,000.00; and be it further

**RESOLVED**, that the County Executive or his duly appointed designee be, and hereby is, authorized to take such actions and execute such documents as may be necessary and appropriate to effect the purposes hereof.

**Agreement No. 15-921 – Cablevision of Westchester**

Account to be Charged/Credited			Major Program, Program & Phase Or Unit	Revenue	Bond Act No.	Dollars
	Fund	Dept.				
	366	46	RB01Q00C	9636	N/A	\$69,000.00

Budget Funding Year(s) 2015 Start Date 06/01/2015 End Date 09/30/2020  
 (must match resolution)

Funding Source: Tax Dollars \_\_\_\_\_  
 State Aid \_\_\_\_\_  
 Federal Aid \_\_\_\_\_  
 Other \$69,000.00 (Cablevision Reimbursement)

\$ 69,000.00  
 (must match resolution)

# RESOLUTION

## Agreement No. 15-922 – Con Edison Co. of NY

Account to be Charged/Credited	Fund	Dept.	Major Program, Program & Phase Or Unit	Revenue	Bond Act No.	Dollars
	366	46	RB01Q00C	9636	N/A	\$0.00

Budget Funding Year(s) 2015 Start Date 06/01/2015 End Date 09/30/2020  
 (must match resolution)

Funding Source: Tax Dollars \_\_\_\_\_  
 State Aid \_\_\_\_\_  
\$ 0.00 Federal Aid \_\_\_\_\_  
 (must match resolution) Other \$0.00 (Con Ed Reimbursement)

## Agreement No. 15-923 – Fibertech Networks

Account to be Charged/Credited	Fund	Dept.	Major Program, Program & Phase Or Unit	Revenue	Bond Act No.	Dollars
	366	46	RB01Q00C	9636	N/A	\$0.00

Budget Funding Year(s) 2015 Start Date 06/01/2015 End Date 09/30/2020  
 (must match resolution)

Funding Source: Tax Dollars \_\_\_\_\_  
 State Aid \_\_\_\_\_  
\$ 0.00 Federal Aid \_\_\_\_\_  
 (must match resolution) Other \$0.00 (Fibertech Reimbursement)

## Agreement No. 15-924 – Verizon Communications

Account to be Charged/Credited	Fund	Dept.	Major Program, Program & Phase Or Unit	Revenue	Bond Act No.	Dollars
	366	46	RB01Q00C	9636	N/A	\$152,000.00

Budget Funding Year(s) 2015 Start Date 06/01/2015 End Date 09/30/2020  
 (must match resolution)

Funding Source: Tax Dollars \_\_\_\_\_  
 State Aid \_\_\_\_\_  
\$152,000.00 Federal Aid \_\_\_\_\_  
 (must match resolution) Other \$152,000.00 (Verizon Reimbursement)