



# Public Works Committee

**Wednesday, September 7, 2022 3:30PM**  
40 McMaster Street, Ballston Spa, NY 12020

Chair: Phil Barrett

Members:

C. Eric Butler  
Diana Edwards  
Scott Ostrander-VC  
Tom Richardson  
Kevin Veitch  
Sandra Winney

- I. Welcome and Attendance
- II. Approval of the minutes of the July 6, 2022 meeting.
- III. Authorizing a contract with James H. Maloy in the amount of \$167,000 for the flag repair to CR 7 over Daly Creek bridge in the Town of Day and amending the budget in relation thereto - Chad Cooke, Public Works
- IV. Authorizing an amendment to the 2022 County Budget for the purpose of dedicating funds for the construction of a Veteran's Hall/County Government Building at the Saratoga County Fairgrounds – Steve Bulger, County Administrator
- V. Projects Update – Chad Cooke, Public Works
- VI. Other Business
- VII. Adjournment



# SARATOGA COUNTY

## AGENDA ITEM REQUEST FORM

**TO:** Steve Bulger, County Administrator  
Ridge Harris, Deputy County Administrator  
Michael Hartnett, County Attorney  
Therese Connolly, Clerk of the Board  
Stephanie Hodgson, Director of Budget

**CC:** Jason Kemper, Director of Planning and Economic Development  
Bridget Rider, Deputy Clerk of the Board  
Matt Rose, Management Analyst  
Clare Giammusso, County Attorney's Office  
Audra Hedden, County Administrator's Office

**DEPARTMENT:** Department of Public Works

**DATE:** 8/25/22

**COMMITTEE:** Public Works

**RE:** Authorize contract with James H. Maloy, Inc. in the amount of \$167,000 for culvert repair and amending the budget in relation thereto.

1. Is a Resolution Required:

Yes, Contract Approval

2. Proposed Resolution Title:

Authorize contract with James H. Maloy, Inc. in the amount of \$167,000

3. Specific Details on what the resolution will authorize:

Authorize a contract with James H. Maloy, Inc., low bidder, in the amount of \$167,000 for repairs to the County Route 7 bridge over Daly Creek in the Town of Day. The bridge was issued a yellow flag in 2021 for undermining of the culvert wall. Public Works budgeted \$130,000 for this repair based on a preliminary estimate completed in 2021. Maloy was the low bid at \$167,000 which would require a budget amendment in the amount of \$37,000.

This column must be completed prior to submission of the request.

County Attorney's Office  
Consulted

4. Is a Budget Amendment needed:  YES or  NO  
 If yes, budget lines and impact must be provided.  
 Any budget amendments must have equal and offsetting entries.

County Administrator's Office  
 Consulted

Please see attachments for impacted budget lines.  
 (Use ONLY when more than four lines are impacted.)

Revenue

Account Number	Account Name	Amount
A-0599.B	Appropriated Fund Balance	\$37,000
D.50-5031	Transfer from General Fund	\$37,000

Expense

Account Number	Account Name	Amount
A.90.920-9900.D	Transfer to County Road Fund	\$37,000
D.50.511-7502	Contractual Services	\$37,000

Source of Revenue

Fund Balance	State Aid	Federal Aid	Other
\$37,000			

5. Identify Budget Impact:

Other

- a. G/L line impacted **See above**
- b. Budget year impacted **2022**
- c. Details  
 Appropriation from Fund Balance

6. Are there Amendments to the Compensation Schedule?

YES or  NO (If yes, provide details)

a. Is a new position being created?  Y  N

Effective date

Salary and grade

b. Is a new employee being hired?  Y  N

Effective date of employment

Salary and grade

Appointed position:

Term

c. Is this a reclassification?  Y  N

Is this position currently vacant?  Y  N

Is this position in the current year compensation plan?  Y  N

Human Resources Consulted

7. Does this item require hiring a Vendors/Contractors:  Y  N

a. Were bids/proposals solicited:  Y  N

b. Type of Solicitation **BID**

c. Is the vendor/contractor a sole source:  Y  N

d. If a sole source, appropriate documentation has been submitted and approved by Purchasing Department?  Y  N  N/A

e. Commencement date of contract term: **Upon execution**

f. Termination of contract date: **Upon completion**

g. Contract renewal and term: **N/A**

h. Contact information: **James H. Maloy, Inc.**  
**421 Albany Shaker Road, PO Box 11016**  
**Loudonville, NY 12211**

i. Is the vendor/contractor an LLC, PLLC or partnership: **No**

j. State of vendor/contractor organization: **NY**

k. Is this a renewal agreement:  Y  N

l. Vendor/Contractor comment/remarks:

Purchasing Office Consulted

8. Is a grant being accepted:  YES or  NO

County Administrator's Office Consulted <input type="checkbox"/>
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a. Source of grant funding:

b. Agency granting funds:

c. Amount of grant:

d. Purpose grant will be used for:

e. Equipment and/or services being purchased with the grant:

f. Time period grant covers:

g. Amount of county matching funds:

h. Administrative fee to County:

9. Supporting Documentation:

Marked-up previous resolution

No Markup, per consultation with County Attorney

Program information summary

Copy of proposal or estimate

Copy of grant award notification and information

Other Recommendation of Award

10. Remarks:



MEMORANDUM

TO: Chad Cooke, PE
Commissioner, Saratoga County Department of Public Works
ATTN: Tom Speziale
Deputy Commissioner, Saratoga County Department of Public Works
FROM: Matt Hunt, PE
Project Manager, Creighton Manning Engineering, LLP
SUBJECT: RECOMMENDATION FOR AWARD
County Route 7 over Daly Creek Scour Repair
22-PWCR7CDSR-11, BIN 3304210, LIN 192
Town of Day; Saratoga County
DATE: August 8, 2022

The subject project was let for construction on August 04, 2022 with three (3) bids received and opened at the office of the Saratoga County Purchasing Department, Saratoga County Office Building, 50 W. High Street, Ballston Spa, NY 12020 at 11:00am. The engineer's estimate for the bid of the project was \$93,580.00 and the following three (3) bids were analyzed:

Bidders in Rank Order:

Table with 4 columns: Rank, Bidder Name, Total Bid as Received, Total Bid as Checked. Rows include James H. Maloy, Inc., Reale Construction Inc., and W.M. Shultz Construction Inc.

The bid was reviewed and checked, and all computations were verified by Luke Short, PE, Project Engineer, Creighton Manning Engineering, LLP on August 05, 2022.

The low bid of \$167,000.00 as submitted by James H. Maloy, Inc. was reviewed and found to be complete and accurate regarding bid documentation, consistent bid pricing, and company experience with similar projects. The overall bid was 78% higher than the engineer's estimate with four individual items found to be 25 percent or more above the engineer's estimate. The four items are all associated with working within the stream. The higher bid pricing may be a factor of the accelerated schedule to meet in-stream work deadlines and risk of high water storm events. Additionally, the higher bid prices are consistent with bids that we have seen recently within the current economic climate.

Based upon the foregoing bid results, I, acting on behalf of Creighton Manning Engineering, LLP, recommend the Saratoga County Department of Public Works:

- ( X ) Award the contract to the lowest responsible bidder, James H. Maloy, Inc., for the Total Bid Amount of \$167,000.00.
( ) Reject all bids

Dated : \_\_\_\_\_ Signature \_\_\_\_\_
Matt Hunt, PE



**FORM OF BID**

**SPECIFICATION 22-PWCR7DCSR-11**

**County Route 7 over Daly Creek Scour Repair in the Town of Day**

Date: August 4, 2022

Bid of James H. Maloy, Inc. (hereinafter called "Bidder") organized and

existing under the laws of the State of New York

doing business as James H. Maloy, Inc.

To the County of Saratoga, Ballston Spa, New York (hereinafter called "Owner").

Gentlemen:

The Bidder, in compliance with your invitation for bids **County Route 7 over Daly Creek Scour Repair in the Town of Day** having examined specifications with related documents and the site of the proposed project, hereby proposes to furnish all labor, materials, and supplies, and to complete the project in a timely manner in accordance with the Contract Documents; and at the prices stated below. These prices are to cover all expenses incurred in performing the work required under the Contract Documents, of which this bid is a part.

Bidder agrees to perform all work described in these specifications as stated in the following. The bidder agrees to furnish all labor, equipment, and material necessary for **County Route 7 over Daly Creek Scour Repair in the Town of Day** based on these specifications **22-PWCR7DCSR-11** and a review of the site.



**FORM OF BID**  
**County Route 7 over Daly Creek Scour Repair in the Town of Day**

**BIDDER'S NAME:** James H. Maloy, Inc.

<u>Addenda Acknowledgement:</u>	<u>Addendum No.</u>	<u>Date Received</u>
	<u>None</u>	

TOTAL BID).....\$ 167,000 -  
TOTAL WRITTEN AMOUNT: one hundred sixty seven thousand  
dollars

The bidder understands that the Owner reserves the right to reject any or all bids and to waive any informalities and that the basis of award will be the Total Bid.

The bidder agrees that his bid shall be valid and may not be withdrawn for a period of 45 days after scheduled closing time for receiving bids.

The bid security attached in the sum of \$ 5% (in figures)  
\_\_\_\_\_ (in words)

is to become the property of the Owner in the event that contract and bond are not executed within the time set forth, as liquidated damages for the delay and additional expense to the County caused thereby.

Respectfully submitted:

SIGNATURE 

NAME & TITLE Peter J. Maloy, Executive Vice President

(Seal if bid is by a corporation)

COMPANY James H. Maloy, Inc.

ADDRESS 421 Albany Shaker Road, PO Box 11016  
Loudonville, NY 12211

TELEPHONE 518-438-7881

DATE August 4, 2022

FAX 518-438-7884

EMAIL pmaloy@jhmaly.com

EMPLOYER FEIN 14-0857690

Brought Forward	
Unit Bid Price	Amount Bid
2,200.000	13,200.00
100.000	21,300.00
20.000	3,600.00
24,935.000	49,870.00
9.000	7,020.00
Carry Forward	

Item Number	Estimate of Quantities	Items with unit bid price written in words
204.02	6.00	CY , CONTROLLED LOW STRENGTH MATERIAL (CLSM) (NO FLY ASH) FOR <u>TWO THOUSAND TWO HUNDRED DOLLARS NO CENTS</u> _____ _____ PER CY
206.01	213.00	CY , STRUCTURE EXCAVATION FOR <u>ONE HUNDRED DOLLARS NO CENTS</u> _____ _____ PER CY
209.1501	180.00	LF , TURBIDITY CURTAIN - TEMPORARY FOR <u>TWENTY DOLLARS NO CENTS</u> _____ _____ PER LF
553.030001	2.00	EACH , TEMPORARY WATERWAY DIVERSION STRUCTURE FOR <u>TWENTY FOUR THOUSAND NINE HUNDRED THIRTY FIVE DOLLARS NO CENTS</u> _____ _____ PER EACH
610.16010020	780.00	SY , TURF ESTABLISHMENT - PERFORMANCE FOR <u>NINE DOLLARS NO CENTS</u> _____ _____ PER SY

		Brought Forward	
Item Number	Estimate of Quantities	Items with unit bid price written in words	Amount Bid
619.01	1.00	LS , BASIC WORK ZONE TRAFFIC CONTROL FOR <u>FIVE THOUSAND SIX HUNDRED FORTY DOLLARS NO CENTS</u> _____ _____ PER LS	5,640.00 5,640.00
620.04	37.00	CY , STONE FILLING (MEDIUM) FOR <u>TWO HUNDRED TEN DOLLARS NO CENTS</u> _____ _____ PER CY	210.000 7,770.00
620.05	172.00	CY , STONE FILLING (HEAVY) FOR <u>TWO HUNDRED TWENTY DOLLARS NO CENTS</u> _____ _____ PER CY	220.000 37,840.00
620.0801	52.00	CY , BEDDING MATERIAL, TYPE 1 FOR <u>ONE HUNDRED EIGHTY DOLLARS NO CENTS</u> _____ _____ PER CY	180.000 9,360.00
697.03	5,000.00	DC , FIELD CHANGE PAYMENT FOR <u>ONE DOLLAR NO CENTS</u> _____ _____ PER DC	1.000 5,000.00
			Carry Forward

Brought Forward	
Unit Bid Price	Amount Bid
SUBTOTAL	
\$	160,600.00
6,400.000	6,400.00
\$	
\$167,000.00	

Item Number	Estimate of Quantities	Items with unit bid price written in words
699.040001	1.00	LS , MOBILIZATION FOR <u>SIX THOUSAND FOUR HUNDRED DOLLARS NO CENTS</u> _____ _____ PER LS
		PLEASE BE SURE A BID IS ENTERED FOR EACH ITEM EXCEPT AS DIRECTED FOR OPTIONAL ITEMS  TOTAL OR GROSS SUM WRITTEN IN WORDS <u>ONE HUNDRED SIXTY SEVEN THOUSAND DOLLARS NO CENTS</u> _____ _____

**BID BOND**

KNOW ALL MEN BY THESE PRESENTS, that we, the undersigned, James H. Maloy, Inc.  
421 Albany Shaker Road Loudonville, New York 12211 as Principal,  
Liberty Mutual Insurance Company 175 Berkeley Street Boston, MA 02117 and as Surety, are hereby held  
and firmly bound unto the County of Saratoga as owner in the penal sum of Five Percent of the Attached Bid (5%) for  
the payment of which, well and truly to be made, we hereby jointly and severally bind ourselves, our heirs, executors,  
administrators, successors and assigns. Signed, this 4th day of August 2022.  
The condition of the above is such that whereas the Principal has submitted to the County of Saratoga  
a Certain Bid, attached hereto and hereby made a part hereof to enter in a contract in writing, to

**County Route 7 over Daly Creek Scour Repair in the Town of Day**

NOW, THEREFORE,

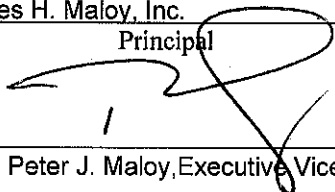
(a) If said Bid shall be rejected, or in the alternate,

(b) If said Bid shall be accepted and the Principal shall execute and deliver a contract in the form of contract attached hereto (properly completed in accordance with said Bid) and shall furnish a bond for his faithful performance of said contract, and for the payment of all persons performing labor or furnishing materials in connection therewith, and shall in all other respects perform the agreement created of said Bid, then this obligation shall be void, otherwise the same shall remain in force and effect; it being expressly understood and agreed that the liability of the Surety for any and all claims hereunder shall, in no event, exceed the penal amount of this obligation as herein stated.

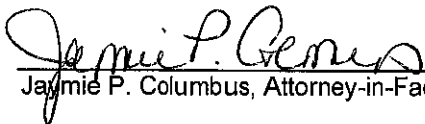
The Surety, for value received, hereby stipulated agrees that the obligations of said Surety and its bond shall be in no way impaired or affected by an extension of the time within which the Owner may accept said Bid; and said Surety does hereby waive notice of any such extensions.

IN WITNESS WHEREOF, the Principal and the Surety have hereunto set their hands and seals, and such of them as are corporations have caused their corporate seals to be hereto affixed and these presents to be signed by their proper officers, the day and year first set for above.

James H. Maloy, Inc.  
Principal

By:   
Peter J. Maloy, Executive Vice President

Liberty Mutual Insurance Company

  
Jaymie P. Columbus, Attorney-in-Fact

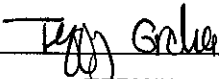
IMPORTANT - Surety companies executing bonds must be authorized to transact business in the State of New York.

**Liberty Mutual Insurance Company  
Boston, MA 02117**

**ATTORNEY-IN-FACT JUSTIFICATION  
PRINCIPAL'S ACKNOWLEDGEMENT - IF A CORPORATION**

State of New York,  
County of Albany} <sup>55</sup>

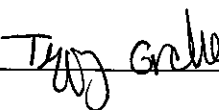
On this 4<sup>th</sup> day of August, 2022, before me personally appeared Peter J. Maloy, to me known, who, being by me duly sworn, deposes and says: That he/she resides in Loudonville, New York; that he/she is the Executive Vice President of James H. Maloy, Inc., the corporation described in and which executed the within instrument; that he/she knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation, and that he/she signed his/her name thereto by like order.

  
\_\_\_\_\_  
**TIFFANY GOCHA**  
**Notary Public, State of New York**  
**Qualified in Saratoga County**  
**No. 01G06434469**  
**Commission Expires June 6, 2026**

**SURETY COMPANY'S ACKNOWLEDGMENT**

State of New York,  
County of Albany} <sup>55</sup>

On this 4th day of August, 2022, before me personally appeared Jaymie P. Columbus; to me known, who, being by me duly sworn, did depose and say: That he/she resides in Rensselaer, New York; that he/she is Attorney-in-Fact of Liberty Mutual Insurance Company, the corporation described in and which executed the within instrument; that he/she knows the corporate seal of said Company; that the seal affixed to said instrument is such corporate seal; and that he/she signed said instrument as Attorney-in-Fact by authority of the Board of Directors of said Company; and affiant did further depose and say that the Superintendent of Insurance of the State of New York has, pursuant to Chapter 882 of the Laws of the State of New York for the year 1939, constituting chapter 28 of the Consolidating Laws of the State of New York as the Insurance Law as amended, issued to Liberty Mutual Insurance Company his/her certificate that said Company is qualified to become and be accepted as surety or guarantor on all bonds, undertakings, recognizances, guaranties, and other obligations required or permitted by law; and that such certificate has not been revoked.

  
\_\_\_\_\_  
**TIFFANY GOCHA**  
**Notary Public, State of New York**  
**Qualified in Saratoga County**  
**No. 01G06434469**  
**Commission Expires June 6, 2026**



LIBERTY MUTUAL INSURANCE COMPANY  
 FINANCIAL STATEMENT — DECEMBER 31, 2021

Assets		Liabilities	
Cash and Bank Deposits .....	\$2,234,770,744	Unearned Premiums .....	\$9,106,965,847
*Bonds — U.S Government .....	4,250,615,811	Reserve for Claims and Claims Expense .....	25,279,158,493
*Other Bonds .....	16,983,165,862	Funds Held Under Reinsurance Treaties .....	315,537,902
*Stocks .....	20,075,458,019	Reserve for Dividends to Policyholders .....	1,726,291
Real Estate .....	182,250,567	Additional Statutory Reserve .....	139,634,000
Agents' Balances or Uncollected Premiums .....	7,607,687,836	Reserve for Commissions, Taxes and	
Accrued Interest and Rents .....	120,173,987	Other Liabilities .....	8,638,106,801
Other Admitted Assets .....	14,076,622,575	<b>Total</b> .....	<b>\$43,481,129,334</b>
		Special Surplus Funds .....	\$178,192,363
		Capital Stock .....	10,000,075
		Paid in Surplus .....	11,804,736,755
		Unassigned Surplus .....	10,056,686,874
<b>Total Admitted Assets</b> .....	<b><u>\$65,530,745,401</u></b>	<b>Surplus to Policyholders</b> .....	<b>22,049,616,067</b>
		<b>Total Liabilities and Surplus</b> .....	<b><u>\$65,530,745,401</u></b>



\* Bonds are stated at amortized or investment value; Stocks at Association Market Values.  
 The foregoing financial information is taken from Liberty Mutual Insurance Company's financial statement filed with the state of Massachusetts Department of Insurance.

I, TIM MIKOLAJEWSKI, Assistant Secretary of Liberty Mutual Insurance Company, do hereby certify that the foregoing is a true, and correct statement of the Assets and Liabilities of said Corporation, as of December 31, 2021, to the best of my knowledge and belief.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Corporation at Seattle, Washington, this 8<sup>th</sup> day of March, 2022.

*TAMikolajewski*

Assistant Secretary



This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

Certificate No: 8207105 - 969147

POWER OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint Charles C. Leach; Harry Ungeheuer; Jaymie P. Columbus; John Zimmermann; Kimberly A. Ritchie; Michael J. Grasso; Patrick J. Clyne; Robert Crandall; Timothy M. Tyrrell

all of the city of Latham state of NY each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 10th day of January, 2022.



Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

By: [Signature]
David M. Carey, Assistant Secretary

State of PENNSYLVANIA
County of MONTGOMERY ss

On this 10th day of January, 2022 before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at King of Prussia, Pennsylvania, on the day and year first above written.



Commonwealth of Pennsylvania - Notary Seal
Teresa Pastella, Notary Public
Montgomery County
My commission expires March 28, 2025
Commission number 1126044
Member, Pennsylvania Association of Notaries

By: [Signature]
Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV - OFFICERS: Section 12. Power of Attorney.

Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation - The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization - By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 4th day of August, 2022.



By: [Signature]
Renee C. Llewellyn, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

For bond and/or Power of Attorney (POA) verification inquiries, please call 610-832-8240 or email HOSUR@libertymutual.com.



**NON-COLLUSIVE BIDDING CERTIFICATION**

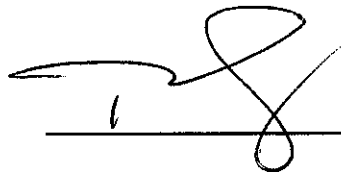
**Section 103-d of the General Municipal Law**

“By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and, in the case of a joint bid, each party thereto certifies as to its own organization, under penalty of perjury, that to the best of knowledge and belief:

The prices in this bid have been arrived at independently without collusion, consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with any other bidder or with any competitor;

Unless otherwise required by Law, the prices which have been quoted in this bid have not been knowingly disclosed by the bidder and will not knowingly be disclosed by the bidder prior to opening, directly or indirectly, to any other bidder or to any competitor, and

No attempt has been made or will be made by the bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.”



**Peter J. Maloy**

\_\_\_\_\_  
Signature

**Executive Vice President**

\_\_\_\_\_  
Title

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Title



**IRAN DIVESTMENT ACT COMPLIANCE RIDER FOR**  
**COUNTY OF SARATOGA CONTRACTORS**

The Iran Divestment Act of 2012, effective as of April 12, 2012, is codified at State Finance Law (“SFL”) §165-a and General Municipal Law (“GML”) §103-g. The Iran Divestment Act, with certain exceptions, prohibits municipalities, including the County, from entering into contracts with persons engaged in investment activities in the energy sector of Iran. Pursuant to the terms set forth in SFL §165-a and GML §103-g, a person engages in investment activities in the energy sector of Iran if:

(a) The person provides goods or services of twenty million dollars or more in the energy sector of Iran, including a person that provides oil or liquefied natural gas tankers, or products used to construct or maintain pipelines used to transport oil or liquefied natural gas, for the energy sector of Iran; or

(b) The person is a financial institution that extends twenty million dollars or more in credit to another person, for forty-five days or more, if that person will use the credit to provide goods or services in the energy sector in Iran and is identified on a list created pursuant to paragraph (b) of subdivision three of Section 165-a of the State Finance Law and maintained by the Commissioner of the New York State Office of General Services.

A bid or proposal shall not be considered for award nor shall any award be made where the bidder or proposer fails to submit a signed and verified bidder’s certification.

Each bidder or proposer must certify that it is not on the list of entities engaged in investment activities in Iran created pursuant to paragraph (b) of subdivision 3 of Section 165-a of the State Finance Law. In any case where the bidder or proposer cannot certify that they are not on such list, the bidder or

**proposer shall so state and shall furnish with the bid or proposal a signed statement which sets forth in detail the reasons why such statement cannot be made. The County of Saratoga may award a bid to a bidder who cannot make the certification on a case by case basis if:**

**(1) The investment activities in Iran were made before the effective date of this section (i.e., April 12, 2012), the investment activities in Iran have not been expanded or renewed after the effective date of this section and the person has adopted, publicized and is implementing a formal plan to cease the investment activities in Iran and to refrain from engaging in any new investments in Iran: or**

**(2) The County makes a determination that the goods or services are necessary for the County to perform its functions and that, absent such an exemption, the County would be unable to obtain the goods or services for which the contract is offered. Such determination shall be made in writing and shall be a public document.**

**CERTIFICATION OF COMPLIANCE FOR THE  
PREVENTION OF SEXUAL HARASSMENT**

Pursuant to State Finance Law §139-l of the State of New York, effective January 1, 2019, where competitive bidding is required for certain public contracts, every bid must contain the following statement affirming that the bidder has implemented a written policy addressing sexual harassment prevention and that the bidder provides annual sexual harassment prevention training, which statement must be signed by the bidder and affirmed by such bidder under the penalty of perjury:

*[Please Check One]*

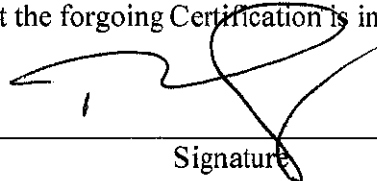
**BIDDER'S CERTIFICATION**

- By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in the case of a joint bid each party thereto certifies as to its own organization, under penalty of perjury, that the bidder has and has implemented a written policy addressing sexual harassment prevention in the workplace and provides annual sexual harassment prevention training to all of its employees. Such policy shall, at a minimum, meet the requirements of section two hundred one-g of the labor law.
- I am unable to certify that I, or my employer, have implemented a written policy addressing sexual harassment prevention in the workplace. The reason(s) why neither I nor my employer can make such certification is/are: \_\_\_\_\_

Dated: August 4, 2022.

STATE OF New York )  
COUNTY OF Albany ) ss:

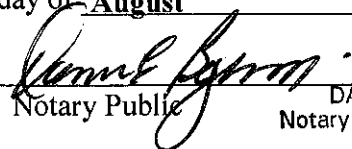
The undersigned, being duly sworn, says: (a) I am duly authorized to execute this Certification and (b) I hereby certify, under penalty of perjury, that the forgoing Certification is in all respects true and accurate.

  
\_\_\_\_\_  
Signature

Peter J. Maloy  
Printed Name

Executive Vice President  
Title

Subscribed and sworn to before me this 4th  
day of August, 2022.

  
Notary Public  
DANIEL E. BOGHOSIAN  
Notary Public, State of New York  
No. 01BO6003640  
Qualified in Saratoga County  
My Commission Expires 03/09/2026

**CONTRACTOR REFERENCE SHEET**

All bidders must complete this form providing three (3) references of past performance. References should involve projects and or service situations of similar size and scope to this bid. References must have had dealings with the bidder within the last 36 months. The County reserves the right to contact any or all of the references supplied for an evaluation of past performance in order to establish the responsibility of the bidder before the actual award of this bid and/or contract.

BIDDER'S NAME: James H. Maloy, Inc.

REFERENCE NAME: Saratoga County - CR 23 Brook Road

ADDRESS: 40 McMaster Street

Ballston Spa, NY 12020

TELEPHONE: 518-915-7440

CONTACT PERSON: Greg Neddo

\*\*\*\*\*

REFERENCE NAME: Saratoga County - Spier Falls Road

ADDRESS: 40 McMaster Street

Ballston Spa, NY 12020

TELEPHONE: 518-885-2235

CONTACT PERSON: Thomas Speziale

\*\*\*\*\*

REFERENCE NAME: Town of Fort Ann - Hogtown Road

ADDRESS: PO Box 314

Fort Ann, NY 12827

TELEPHONE: 518-459-9431

CONTACT PERSON: Sheri Kern/Willie Grimke



## CONTRACTOR QUALIFICATION STATEMENT

1.3 If your organization is a corporation, answer the following:

1.3.1 Date of Incorporation: **July 12, 1926**

1.3.2 State of Incorporation: **New York**

1.3.3 President's Name: **John E. Maloy, Jr.**

1.3.4 Vice-President's Name(s): **Peter J. Maloy, Executive Vice President  
John E. Maloy, III, Vice President; Brian F. Maloy, Vice President**

1.3.5 Secretary's Name: **John E. Maloy, Jr.**

1.3.6 Treasurer's Name: **Peter J. Maloy**

1.4 If your organization is a partnership, answer the following:

1.4.1 Date of Organization:

1.4.2 Type of Partnership (if applicable):

1.4.3 Name(s) of General Partner(s):

1.5 If your organization is individually owned, answer the following:

1.5.1 Date of Organization:

1.5.2 Name of Owner:

1.6 If the form of your organization is other than those listed above, describe it and name the principals:

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## 2. LICENSING:

2.1 List jurisdictions and trade categories in which your organization is legally qualified to do business, and indicate registration or license numbers, if applicable.

**New York, Massachusetts, Vermont**

2.2 List jurisdictions in which your organization's partnership or trade name is filed.



## CONTRACTOR QUALIFICATION STATEMENT

### 3. EXPERIENCE:

3.1 List the categories of work that your organization normally performs with its own forces.

**Heavy/Highway**

3.2 Claims and Suits - (if the answer to any of the questions below is yes, please attach details):

3.2.1 Has your organization ever failed to complete any work awarded to it?

**No**

3.2.2 Are there any judgements, claims, arbitration proceedings, or suits pending or outstanding against your organization or its officers? **No**

3.2.3 Has your organization filed any lawsuits or requested arbitration with regard to construction contracts within the last five (5) years? **No**

3.3 Within the last five (5) years has any officer or principal of your organization ever been an officer or principal of another organization when it failed to complete a construction contract? (if answer is yes, please attach details)

**No**

3.4 On a separate sheet, list major construction projects your organization has in progress giving the name of the project, owner, architect, contract amount, percent complete, and scheduled completion date.

**Please see attached list of current work.**

3.4.1 State total worth of work in progress and under contract.

**Under Contract: \$60,003,290.04**

3.5 On a separate sheet, list the major projects your organization has completed in the last five (5) years, giving the name of project, owner, architect, contract amount, date of completion, and percentage of the cost of the work performed with your own forces.

**Please see the attached list of completed projects.**

3.5.1 State average annual amount of construction work performed during the past five (5) years:

**\$39,331,864.00**

3.6 On a separate sheet, list the construction experience and present commitments of the key individuals of your organization.

**See attached resumes.**

### 4. REFERENCES:

4.1 Trade References:

**Callanan Industries, Inc.**

**PO Box 15097**

**Albany, NY 12212-5097**

**518-374-2222**

**Riley Bacon**

**riley.bacon@callanan.co**

**m**

## CONTRACTOR QUALIFICATION STATEMENT

4.2 Bank References:

**Key Bank**  
**66 South Pearl Street**  
**Albany, NY 12207**  
**Sandra Losee**  
**518-257-8432**

4.3 Surety:

4.3.1 Name of bonding company: **Liberty Mutual**  
**Arthur J. Gallagher**  
4.3.2 Name and address of agent: **30 Century Hill Drive**  
**Latham, NY 12210**  
**518-869-3535**

### 5. FINANCING:

#### **WILL PROVIDE IF LOW BIDDER**

5.1 Financial Statement:

5.1.1 Attach a financial statement, preferably audited, including your organization's latest balance sheet and income statement showing the following items:

Current Assets (e.g., cash, joint venture accounts, accounts receivable, notes receivable, accrued income, deposits, materials inventory, and prepaid expenses);

Net Fixed Assets;

Other Assets;

Current Liabilities (e.g., accounts payable, notes payable, accrued expenses, provision for income taxes, advances, accrued salaries, and accrued payroll taxes);

Other Liabilities (e.g., capital, capital stock, authorized and outstanding shares par values, earned surplus and retained earnings).

5.1.2 Name and address of firm preparing attached financial statement, and date thereof:

5.1.3 Is the attached financial statement for the identical organization named on page one?

If not, explain the relationship and financial responsibility of the organization whose financial statement is provided (e.g., partner-subsiary).

5.2 Will the organization whose financial statement is attached act as guarantor of the contract for construction?

**CONTRACTOR QUALIFICATION STATEMENT**

**6. SIGNATURE:**

6.1 Dated 11:00am this 4th day of August 2022

Name of Organization: James H. Maloy, Inc.

By: 1 Peter J. Maloy

Title: Executive Vice President

6.2 Peter J. Maloy being duly sworn deposes and says that the information provided herein is true and sufficiently complete so as not to be misleading.

Subscribed and sworn before me this 4th day of August 2022

Notary Public: *Daniel E. Boghosian*

My Commission Expires: March 9, 2026

DANIEL E. BOGHOSIAN  
Notary Public, State of New York  
No. 01BO6003640  
Qualified in Saratoga County  
My Commission Expires 03/09/26

**JAMES H. MALOY, INC.**  
**CURRENT WORK**

**Project: ALBAIR19 – Parking Lot “C” Rehabilitation**

Owner: Albany County Airport Authority, 737 Albany Shaker Road, Albany,  
NY  
Award Date: 05/16/2022  
Contact: John LaClair  
Contact #: 518-242-2222, Ext. 1  
Architect/Engineer: Creighton Manning Engineering, LLP, 2 Winners Circle, Albany, NY  
12205  
Contract #: 22-1119-GC  
Prime or Sub: Prime  
Contract Amount: \$269,800.00  
Amount Sublet: \$71,327.00  
Uncompleted Amount: \$269,800.00

**Project: AOWINC04 – Albany County Sheriff’s 911 EOC Facility**

Owner: AOW Associates, Inc., 30 Essex Street, Albany, NY 12206  
Award Date: 10-01-2021  
Contact: Mr. Peter Oliver  
Contact #: 518-482-3400  
Architect/Engineer: H2M Architects & Engineers,  
3 Lear Jet Lane, Suite 205, Latham, NY 12110  
Contract #: 21087-31A  
Prime or Sub: Sub  
Contract Amount: \$949,544.00  
Amount Sublet: \$0.00  
Uncompleted Amount: \$518,895.13

**Project: BBLCON14 – Auto Park Drive**

Owner: BBL Construction Services, 302 Washington Avenue Ext.  
Albany, NY 12203  
Award Date: 12/30/2021  
Contact: Matthew Jennings  
Contact #: 518-452-8200  
Architect/Engineer: Hershberg & Hershberg, 18 Locust Street, Albany, NY 12203  
Contract #: 201044-02300  
Prime or Sub: Sub  
Contract Amount: \$3,901,080.00  
Amount Sublet: \$12,350.00  
Uncompleted Amount: \$2,159,716.70

**James H. Maloy, Inc.**  
**Current Work**

**Project: CALASS01 – Rehabilitate Battlefield Interpretive Experience, Saratoga National Historic Park**

Owner: Call Associates, 567 Exchange Street, Suite 211, Buffalo, NY 14210  
Award Date: 06/26/2020  
Contact: Joseph Call  
Contact #: 716-853-1045  
Architect/Engineer: National Park Service (NPS) DSC Contracting, Denver CO 80225  
Contract #: 257238  
Prime or Sub: Prime  
Contract Amount: \$1,249,000.00  
Amount Sublet: \$0.00  
Uncompleted Amount: \$708,380.00

**Project: CAPREG04 – Cell 2B Construction**

Owner: Capital Region Landfills, Inc., 4 Arrowhead Lane, Cohoes, NY 12047  
Award Date: 03/18/2022  
Contact: Curt Taylor  
Contact #: 518-470-3830  
Architect/Engineer: Cornerstone Engineering and Geology, 3136 South Winton Road, Suite 303, Rochester, NY 14623  
Contract #: CAPREG04  
Prime or Sub: Prime  
Contract Amount: \$8,397,776.07  
Amount Sublet: \$261,276.85  
Uncompleted Amount: \$3,999,432.83

**Project: CDTA0001 – Washington Western BRT Station and Corridor Improvements**

Owner: Capital District Transportation Authority, 110 Watervliet Avenue, Albany, NY 12206  
Award Date: 02/24/2022  
Contact: Adam Slade  
Contact #: 518-437-6860  
Architect/Engineer: Creighton Manning Engineering, 2 Winners Circle, Albany, NY 12205  
Contract #: CDTA-FAC 190-2000  
Prime or Sub: Prime  
Contract Amount: \$11,883,000.00  
Amount Sublet: \$5,670,073.25  
Uncompleted Amount: \$11,883,000.00

**James H. Maloy, Inc.**  
**Current Work**

**Project: CITALB13 – Beaver Creek Clean River Project Phase I – Third Avenue Improvements**

Owner: Albany Water Board, 10 North Enterprise Drive, Albany, NY 12204  
Award Date: 06/26/2020  
Contact: Lisa Merwin, CPESC  
Contact #: 518-434-5089  
Architect/Engineer: CHA, 3 Winners Circle, Albany, NY 12205  
Contract #: 9122  
Prime or Sub: Prime  
Contract Amount: \$401,858.78  
Amount Sublet: \$161,622.00  
Uncompleted Amount: \$20,092.94

**Project: CITGLO01 – Gloversville Pedestrian Safety Improvements, PIN 2650.54**

Owner: City of Gloversville, 3 Frontage Road, Gloversville, NY 12078  
Award Date: 04/27/2021  
Contact: Michael Wieszchowski, PE, PTOE  
Contact #: 518-898-9554  
Architect/Engineer: Greenman-Pedersen, Inc., 80 Wolf Road, Suite 300, Albany, NY 12205  
Contract #: 2650.51.121  
Prime or Sub: Prime  
Contract Amount: \$744,000.00  
Amount Sublet: \$335,711.65  
Uncompleted Amount: \$308,879.38

**Project: D264508 – SR-5 Reconstruction Improvements; .7 Mile City of Amsterdam**

Owner: NYSDOT – 50 Wolf Road, Albany, NY 12205  
Award Date: 08/17/2021  
Contact: Joe Vendetti, EIC  
Contact #:  
Architect/Engineer: NYSDOT – 50 Wolf Road, Albany, NY 12205  
Contract #: D264508  
Prime or Sub: Prime  
Contract Amount: \$5,619,000.00  
Amount Sublet: \$1,322,023.17  
Uncompleted Amount: \$4,510,474.25

**James H. Maloy, Inc.**  
**Current Work**

**Project: ENFENT09 – Building 18/19 HVAC**

Owner: Fluor Marine Propulsion, 350 Atomic Project Road, West Milton, NY  
12020  
Award Date: 10/04/2018  
Contact: Mr. Adam Fish  
Contact #: 518-982-1143  
Architect/Engineer: Fluor Marine Propulsion, 350 Atomic Project Road, West Milton, NY  
12020  
Contract #: 870088-589  
Prime or Sub: Sub  
Contract Amount: \$52,192.00  
Amount Sublet: \$0.00  
Uncompleted Amount: \$26,096.00

**Project: KNOATO20 – Niskayuna Earthworks**

Owner: KAPL, Inc., PO Box 1072, MS #250 Schenectady, NY 12301  
Award Date: 07/18/18  
Contact: Ms. Kristen Armer  
Contact #: 518-395-4469  
Architect/Engineer: KAPL, Inc., PO Box 1072, MS #250, Schenectady, NY 12301  
Contract #: 129672  
Prime or Sub: Prime  
Contract Amount: \$1,000,000.00  
Amount Sublet: \$101,054.00  
Uncompleted Amount: \$336,517.90

**Project: KNOATO26 – Underground Conduit Repair**

Owner: KAPL, Inc., PO Box 1072, MS #250 Schenectady, NY 12301  
Award Date: 08/03/2021  
Contact: Nicholas Ashline  
Contact #: 518-884-2203  
Architect/Engineer: KAPL, Inc., PO Box 1072, MS #250, Schenectady, NY 12301  
Contract #: 143186  
Prime or Sub: Prime  
Contract Amount: \$746,697.41  
Amount Sublet: \$168,610.00  
Uncompleted Amount: \$53,716.70

**James H. Maloy, Inc.**  
**Current Work**

**Project: LECHAS09 – ORDA Speed Skating Oval**

Owner: LeChase Construction Services, LLC  
Award Date: 04/16/2021  
Contact: Zachary Johnson  
Contact #: 518-560-0028  
Architect/Engineer: Cannon Design, 50 Fountain Plaza, Mezzanine Level, Buffalo, NY  
14202  
Contract #: 2134007.006  
Prime or Sub: Sub  
Contract Amount: \$2,132,178.00  
Amount Sublet: \$22,457.50  
Uncompleted Amount: \$106,608.90

**Project: LECHAS10 – Arena Link Building**

Owner: LeChase Construction Services, LLC  
Award Date: 05/17/2021  
Contact: Erik Heikel  
Contact #: 518-810-9772  
Architect/Engineer: Cannon Design, 50 Fountain Plaza, Mezzanine Level, Buffalo, NY  
14202  
Contract #: 2134009.006  
Prime or Sub: Sub  
Contract Amount: \$3,051,632.00  
Amount Sublet: \$290,670.84  
Uncompleted Amount: \$837,412.28

**Project: NYPA0007 – Blenheim Gilboa Habitat Improvements**

Owner: New York Power Authority, 123 Main Street, White Plains, NY 10601  
Award Date: 08/26/2021  
Contact: George Bunk  
Contact #:  
Architect/Engineer:  
Contract #: 4500334333  
Prime or Sub: Prime  
Contract Amount: \$527,009.40  
Amount Sublet: \$37,117.24  
Uncompleted Amount: \$64,856.03



**James H. Maloy, Inc.**  
**Current Work**

**Project: NYSCAN01 – Construction of Canalway Trail from New Swamp Road to Fort Ann**

Owner: New York State Canal Corporation, PO Box 1635, White Plains, NY 10602  
Award Date: 02/04/2019  
Contact: Mr. Kevin Mainello  
Contact #: 315-209-5288  
Architect/Engineer: H + Z Engineering & Landscape, 1801 6<sup>th</sup> Ave, Suite 204, Troy, NY 12180  
Contract #: 4400003700  
Prime or Sub: Prime  
Contract Amount: \$9,226,801.40  
Amount Sublet: \$641,882.00  
Uncompleted Amount: \$1,056,730.72

**Project: NYSCAN03 – Lock E-7 Rehabilitation K19-10293793NF**

Owner: New York State Canal Corporation, PO Box 1635, White Plains, NY 10602  
Award Date: 01/24/2020  
Contact: Edwin Lawson  
Contact #: 518-365-0328  
Architect/Engineer: Tylin International, 255 East Avenue, Rochester, NY 14604  
Contract #: 4400004721  
Prime or Sub: Prime  
Contract Amount: \$1,282,175.83  
Amount Sublet: \$10,500.00  
Uncompleted Amount: \$126,558.32

**Project: NYSOGS11 – Parking Lot State Armory, Troy, NY**

Owner: NYSOGS, Design & Construction, Contract Management, 35<sup>th</sup> Floor, Corning Tower, ESP, Albany, NY 12242  
Award Date: 06/25/2022  
Contact: Steve Saltsman, E.I.C.  
Contact #: 518-478-3800  
Architect/Engineer: Chazen Engineering, 4 British American Blvd, Latham, NY 12110  
Contract #: 46125-C  
Prime or Sub: Prime  
Contract Amount: \$1,199,858.00  
Amount Sublet: \$352,052.25  
Uncompleted Amount: \$12,304.00

**James H. Maloy, Inc.**  
**Current Work**

**Project: SALCSD01 – Additions and Alterations at Multiple District Buildings and Site**

Owner: Salem Central School District, 41 E. Broadway, Salem, NY 12865  
Award Date: 02/27/2020  
Contact:  
Contact #:  
Architect/Engineer: Mosaic Associates, The Frear Building, 2 Third Street, Suite 440, Troy, NY 12180  
Contract #: APN 1649.1  
Prime or Sub: Prime  
Contract Amount: \$946,900.00  
Amount Sublet: \$288,294.46  
Uncompleted Amount: \$26,868.04

**Project: TRIBUI01 – Capital Roots**

Owner: Trinity Building and Construction Management Corp., 1 Jewel Drive, Suite 322, Wilmington, MA 01887  
Award Date: 11/02/2021  
Contact: Kevin Berry  
Contact #: 1-516-978-0671  
Architect/Engineer: LEAP Architecture  
Contract #: 21-1139  
Prime or Sub: Sub  
Contract Amount: \$1,054,146.60  
Amount Sublet: \$193,427.25  
Uncompleted Amount: \$750,233.16

**Project: VILMAY01 – Water Storage Tank Replacement**

Owner: Village of Waterford, 65 Broad Street, Waterford, NY 12188  
Award Date: 05/08/2022  
Contact: Lauren Paulsen  
Contact #: 518-273-0055  
Architect/Engineer: LaBella Associates, 4 British American Blvd., Latham, NY 12110  
Contract #: VILMAY01  
Prime or Sub: Prime  
Contract Amount: \$333,000.00  
Amount Sublet: \$0.00  
Uncompleted Amount: \$0.00

**James H. Maloy, Inc.  
Current Work**

**Project: VMJRCO02 – Saranac Lake WWTP Sitework**

Owner: The VMJR Companies, 73 Mohican Street, Glens Falls, NY 12801  
Award Date: 04/07/2021  
Contact: Marc Murray  
Contact #: 518-338-2612  
Architect/Engineer: AES Northeast, 10-12 City Hall Place, Plattsburgh, NY 12901  
Contract #: 8-21-202  
Prime or Sub: Sub  
Contract Amount: \$1,903,640.55  
Amount Sublet: \$0.00  
Uncompleted Amount: \$725,270.06

**Project: WASCOU01 – Replacement of Church Street Bridge Over Mettawee River**

Owner: Washington County Dept. of Public Works, 383 Broadway, Fort  
Edward, NY 12828  
Award Date: 05/03/2021  
Contact: Kevin Dubois  
Contact #: 518-577-6067  
Architect/Engineer: CHA Consulting Inc, 575 Broadway Suite 301, Albany, NY 12207  
Contract #:  
Prime or Sub: Prime  
Contract Amount: \$3,132,000.00  
Amount Sublet: \$113,340.00  
Uncompleted Amount: \$539,164.81

**JAMES H. MALOY, INC.**  
**COMPLETED WORK/PROJECTS**

**Project: FINWAS01– Phase 2 & 3 Landfill Construction**

Owner: Finch Waste Co., LLC, 424 Peters Road, Gansevoort, NY 12831  
Architect/Engineer: CHA, III Winners Circle, PO Box 5269, Albany, NY 12205  
Contact: Mr. Warren Harris  
Contract Amount: \$4,204,051.31  
Contract #: 490337  
Percent Complete: 100%  
Award Date: 03/10/2017  
Completion Date: 10/31/17

**Project: CSXTRA16 – Catskill Second Mainline**

Owner: CSX Transportation, Inc., 500 Water Street, Jacksonville, FL 32202  
Architect/Engineer: CSX Transportation, Inc., 500 Water Street, Jacksonville, FL 32202  
Contact: Mr. Michael Hoey  
Contract Amount: \$10,407,228.00  
Contract #: AFE No. A41495  
Award Date: 07/07/16  
Completion Date: 12/31/2017

**Project: D263142 – Bridge Preservation**

Owner: NYSDOT – 50 Wolf Road, Albany, NY 12205  
Award Date: 04/14/2016  
Contract Amount: \$7,514,818.95  
Completion Date: 05/06/2018  
Contact: Mr. Adam Gardella  
Contact #: 518-795-7974  
Architect/Engineer: NYSDOT – 50 Wolf Road, Albany, NY 12205  
Contract #: D263142  
Prime or Sub: Prime

**Project: GENELE18 – CPV Valley Energy Center**

Owner: GE Energy Connections, 4200 Wildwood Parkway, Atlanta, GA 30339  
Architect/Engineer: Mott MacDonald, 400 Blue Hill Drive, Suite 100, North Lobby,  
Westwood, MA 02090  
Contact: Mr. Dave Popko  
Contract Amount: \$13,660,051.30  
Contract #: 462207106  
Percent Complete: 97%  
Award Date: 02/17/2016  
Completion Date: 08/01/18

**James H. Maloy, Inc.**  
**Completed Work/Projects**

**Project: LAFARG19 – Stacker Reclaimer Foundations**

Owner: Lafarge Building Materials, 1916 Route 9W, Ravena, NY 12143  
Award Date: 04/05/2018  
Completion Date: 05/31/19  
Contact: Mr. Randy Emmerson  
Contact #: 843-367-5011  
Architect/Engineer: Lafarge Building Materials, 1916 Route 9W, Ravena, NY 12143  
Contract #: RVNSR400  
Prime or Sub: Prime  
Contract Amount: \$5,802,789.18  
Date Completed: 05/31/2019

**Project: AFRIMS01 – Colonie Sports Facility: Afrim’s Sports Park**

Owner: Afrim’s Sports, 636 Albany Shaker Road, Albany, NY 12211  
Award Date: 03/28/2018  
Completion Date: 04/30/2019  
Contact: Mr. Afrim Nesaj  
Contact #: 515-424-7373  
Architect/Engineer: Verity Engineering, PO Box 474, Troy, NY 12181  
Contract #: AFRIMS01  
Prime or Sub: Prime  
Contract Amount: \$4,074,970.92  
Date Completed: 09/30/2019

**Project: TAA 18-22 Constructing the Capital Region Welcome Center at New Baltimore**

Owner: NYSTAA, 200 Southern Blvd., Albany, NY 12201  
Award Date: 05/01/2018  
Contract Amount: \$18,224,252.25  
Completion Date: 09/21/2021  
Contact: Mr. Matt Desnoyer  
Contact #: 518-337-9537  
Architect/Engineer: NYSTAA, 200 Southern Blvd., Albany, NY 12201  
Contract #: TAA 18-22/D214670  
Prime or Sub: Prime

**James H. Maloy, Inc.**  
**Completed Work/Projects**

**Project: SANRUB11 – Albany Training Academy – Expansions & Site Renovations**

Owner: Sano-Rubin Construction Services, 624 Delaware Ave, Albany, NY  
12209  
Award Date: 12/10/2018  
Contract Amount: \$5,197,368.00  
Completion Date: 12/16/2021  
Contact: Mr. James Hepinstall  
Contact #: 518-462-6471 Ext. 235  
Architect/Engineer: EYP Architecture & Engineering, P.C.  
Contract #: 18068  
Prime or Sub: Sub

**Project: AMTRAK03 – Germantown Slope Stabilization**

Owner: National Railroad Passenger Corporation (Amtrak), 1 Massachusetts  
Ave., NW, Washington, DC 20001  
Award Date: 05/29/2021  
Contract Amount: \$14,412,671.26  
Completion Date: 04/30/2022  
Contact: Christopher Angelone  
Contact #: 1-215-349-3954  
Architect/Engineer: Stantec Consulting Services, Inc., 5 Burlington Woods Drive, Suite  
210, Burlington, MA 01803-4511  
Contract #: 9510000986  
Prime or Sub: Prime

**JAMES H. MALOY, INC.  
KEY PERSONNEL – RESUMES**

**Peter J. Maloy**

Executive Vice President of James H. Maloy, Inc. B.S. Degree in Civil Engineering from Union College. Over 20 years engineering management experience in heavy highway and site development work. Peter is responsible for the executive direction of the corporation.

**John E. Maloy, Jr.**

President of James H. Maloy, Inc. Over 30 years of engineering management experience in heavy highway and environmental construction work. John is also responsible for the executive direction of the corporation.

**Raymond L. Sprague, P.E.**

B.S. in Civil Engineering from Clarkson College. Raymond supervised and engineered various city, county, state and FAA projects during his 40 years of engineering management experience.

**Thomas W. McClain**

B.S. in Civil Engineering from Michigan Technological University. Estimator and Manager of site development and heavy construction projects with 27 years of experience. Additionally, Thomas has 25 years of specific experience in solid waste, landfill and environmental facilities.

**VENDOR INFORMATION**  
**FOR THE COUNTY OF SARATOGA**

Please complete the following information which is necessary in order for Saratoga County to track vendor applicant information and the County's purchasing process.

Business Name James H. Maloy, Inc.

Address 421 Albany Shaker Road, Loudonville, NY 12211

Business Type (Sole Proprietorship, Corporation, LLC, etc.) Corporation

Is your business a Disadvantaged Business Enterprise (DBE)? Yes  No

Is your business a Minority and Women-Owned Business Enterprise (MWBE)? Yes  No

Does your business have a small business status? Yes  No

Any other business status, please provide information: \_\_\_\_\_

Provide the name of the Certifying Entity (ties): \_\_\_\_\_

Have you conducted business with the County before?  Yes  No

If the answer to the above question is NO, please provide your Federal ID Number and attach a copy of your W-9 Form. FEIN # : \_\_\_\_\_

How did you discover this Bid opportunity? Bidnet Direct

Do you use the Empire State Municipal Purchasing Group Website (BidNet)?  Yes  No

If Yes, do you find it useful (explain) or if No, why? \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Completing the above information does not change your chances of being awarded a contract. The information collected will NOT be sold and will not be used to contact you.**

**Thank you.**



**CORPORATE BID RESOLUTION**

**For Corporate Bidders Only**

**RESOLVED**, that Peter J. Maloy be authorized to sign and submit  
(individual)

the bid or proposal of this corporation for the following project(s):

**County Route 7 over Daly Creek Scour Repair in the Town of Day**

and to include in such bid or proposal, the certificate as to non-collusion required by section 103-d of the General Municipal Law as the act and deed of such Corporation, and for any inaccuracies or misstatements in such certificates this corporate bidder shall be liable under the penalties of perjury.

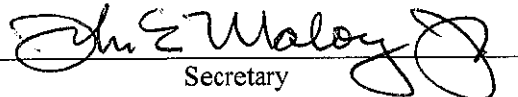
\*\*\*\*\*

The foregoing is a true and correct copy of the resolution adopted by James H. Maloy, Inc.  
(corporation)

at a meeting of its Board of Directors held on the 4th day of August, 2022

and is still in full force and effect on this 4th day of August, 2022.

**SEAL OF CORPORATION**

  
Secretary  
**John E. Maloy, Jr.**

# JAMES H. MALOY, INC.

Contractors



P.O. Box 11016  
Loudonville, N.Y. 12211-0016  
Phone (518) 438-7881  
Fax: (518) 438-7884

## CERTIFIED COPY OF RESOLUTION OF BOARD OF DIRECTORS OF JAMES H. MALOY, INC.

“Resolved that Peter J. Maloy, Executive Vice President of James H. Maloy, Inc. be authorized to sign and submit the Bid of this Corporation for the following project:

### SARATOGA COUNTY COUNTY ROUTE 7 OVER DALY CREEK SCOUR REPAIR TOWN OF DAY, NEW YORK

and to include in such bid the certificate as to non-collusion, and for any inaccuracies or misstatements in such certificate this corporate Bidder shall be liable under the penalties of perjury.”

The foregoing is a true and correct copy of the Resolution adopted by James H. Maloy, Inc. at a meeting of its Board of Directors held on the 4th day of August 2022.

By: \_\_\_\_\_

John E. Maloy, Jr.  
Title: Secretary

SEAL



# SARATOGA COUNTY

## AGENDA ITEM REQUEST FORM

**TO:** Steve Bulger, County Administrator  
Ridge Harris, Deputy County Administrator  
Michael Hartnett, County Attorney  
Therese Connolly, Clerk of the Board  
Stephanie Hodgson, Director of Budget

**CC:** Jason Kemper, Director of Planning and Economic Development  
Bridget Rider, Deputy Clerk of the Board  
Matt Rose, Management Analyst  
Clare Giammusso, County Attorney's Office  
Audra Hedden, County Administrator's Office

**DEPARTMENT:** County Administrator

**DATE:** 8.26.22

**COMMITTEE:** Public Works

**RE:** Authorizing the County Administrator and Department of Public Works to begin planning process for the establishment of a Saratoga County Veteran's Hall/ County Government Building at the County Fairgrounds, and assigning ARPA funds

1. Is a Resolution Required:

Yes, Other

2. Proposed Resolution Title:

Authorizing an amendment to the 2022 County Budget for the purpose of dedicating funds for the construction of a Veteran's Hall/County Government Building at the Saratoga County Fairground

3. Specific Details on what the resolution will authorize:

The resolution will authorize the assignment of ARPA funds to the Department of Public Works to begin steps towards the planning and construction of a new Veteran's Hall/County Government Building at the County Fairgrounds. Any funds assigned that are not expensed in 2022 will be rolled over into 2023 budget.

This column must be completed prior to submission of the request.

County Attorney's Office  
Consulted

4. Is a Budget Amendment needed:  YES or  NO  
 If yes, budget lines and impact must be provided.  
 Any budget amendments must have equal and offsetting entries.

County Administrator's Office  
 Consulted

Please see attachments for impacted budget lines.  
 (Use ONLY when more than four lines are impacted.)

Revenue

Account Number	Account Name	Amount
A.90-4089	Federal Aid	\$500,000

Expense

Account Number	Account Name	Amount
A.50.000-7093	Bldg - Construction Cost	\$500,000

Source of Revenue

Fund Balance	State Aid	Federal Aid	Other
			\$500,000 ARPA

5. Identify Budget Impact:

Other

- a. G/L line impacted
- b. Budget year impacted 2022
- c. Details

Funding will be appropriated in 2022 and will be re-appropriated as necessary into 2023 for completion of the project.

Budget Impact: Funding will require an appropriation of \$500,000 utilizing ARPA funds.

6. Are there Amendments to the Compensation Schedule?

YES or  NO (If yes, provide details)

a. Is a new position being created?  Y  N

Effective date

Salary and grade

b. Is a new employee being hired?  Y  N

Effective date of employment

Salary and grade

Appointed position:

Term

c. Is this a reclassification?  Y  N

Is this position currently vacant?  Y  N

Is this position in the current year compensation plan?  Y  N

7. Does this item require hiring a Vendors/Contractors:  Y  N

a. Were bids/proposals solicited:  Y  N

b. Type of Solicitation

c. Is the vendor/contractor a sole source:  Y  N

d. If a sole source, appropriate documentation has been submitted and approved by Purchasing Department?  Y  N  N/A

e. Commencement date of contract term:

f. Termination of contract date:

g. Contract renewal and term:

h. Contact information:

i. Is the vendor/contractor an LLC, PLLC or partnership:

j. State of vendor/contractor organization:

k. Is this a renewal agreement:  Y  N

l. Vendor/Contractor comment/remarks:

Human Resources Consulted

Purchasing Office Consulted

8. Is a grant being accepted:  YES or  NO

County Administrator's Office Consulted <input checked="" type="checkbox"/>
--

a. Source of grant funding:

b. Agency granting funds:

c. Amount of grant:

d. Purpose grant will be used for:

e. Equipment and/or services being purchased with the grant:

f. Time period grant covers:

g. Amount of county matching funds:

h. Administrative fee to County:

9. Supporting Documentation:

- Marked-up previous resolution
- No Markup, per consultation with County Attorney
- Program information summary
- Copy of proposal or estimate
- Copy of grant award notification and information
- Other \_\_\_\_\_

10. Remarks:

6/21/22



## SARATOGA COUNTY BOARD OF SUPERVISORS

### RESOLUTION 192 - 2022

Introduced by Public Works: Supervisors Barrett, Butler, Edwards, Ostrander, Richardson, K. Veitch and Winney

**APPROVING ~~ADDITIONAL ROADWAY AND BRIDGE REHABILITATION PROJECTS IN THE TOWN OF MILTON AND TOWN OF WILTON~~ AN ADDITIONAL PROJECT THROUGH THE DEPARTMENT OF PUBLIC WORKS AND AMENDING THE 2022 COUNTY BUDGET IN RELATION THERETO**

**WHEREAS**, on March 11, 2021, the Federal Government passed the American Rescue Plan Act of 2021 (“ARPA”), and such funds are eligible to be utilized for general government services including highway and bridge infrastructure repair and rehabilitation; and

**WHEREAS**, the Saratoga County ~~Department of Public Works Board of Supervisors~~ has identified ~~two public works projects~~ an project of public benefit which can be funded through utilization of ARPA funding ~~including a bridge rehabilitation on County Route 49 over the Kayaderosseras Creek in the Town of Milton, and rehabilitation of 1.84 miles of County Route 33 in the Town of Wilton~~ to establish a new Veteran’s Hall/County Government Building at the Saratoga County Fairgrounds; and

**WHEREAS**, the County ~~has submitted proposals to the Capital District Transportation Corporation in an effort to secure funding for additional projects throughout the County for necessary infrastructure improvements, rehabilitation and repair; and~~

**WHEREAS**, ~~by funding the two identified projects in the Town of Milton and Town of Wilton, it will assist in the probability of success of the remainder of the proposals submitted to the Capital District Transportation Corporation; and~~

**WHEREAS**, this Board has recommended that ARPA funding received by the County be used for ~~the completion of infrastructure rehabilitation~~ public projects ~~benefit projects~~ proposed ~~by the Department of Public Works; and~~

**WHEREAS**, our Public Works Committee and the Commissioner of Public Works have recommended that funding be approved for the Veteran’s Hall/County Government Building project ~~two additional capital projects including a bridge rehabilitation on County Route 49 over the Kayaderosseras Creek in the Town of Milton, and rehabilitation of 1.84 miles of County Route 33 in the Town of Wilton~~; now, therefore, be it

**RESOLVED**, that this Board hereby approves the additional funding required for the ~~completion of the two (2) proposed highway and bridge rehabilitation projects in the Towns of Milton and Wilton~~ planning and construction of a new Veteran’s Hall/County Government Building at the County Fairgrounds; and it is further

**RESOLVED**, that the Chair of the Board is authorized to execute all contracts and agreements necessary to complete the ~~bridge and highway rehabilitation~~ projects in the Towns of ~~Milton and Wilton~~; and it is further

**RESOLVED**, that the form and content of such agreements shall be subject to the approval of the County Attorney; and it is further

**RESOLVED**, that the 2022 Saratoga County Budget is amended as follows:

DEPARTMENT OF PUBLIC WORKS

**Under A Fund:**

Increase Appropriations:

<del>Acct.: #A.90.920-9900.D</del>	<del>Transfer to County Road Fund</del>	<del>\$3,342,000</del>	<del>Acct.: #</del>
<del>A.50.000-7093</del>	<del>Bldg – Construction Cost</del>	<del>\$500,000</del>	

Increase Revenue:

Acct.: #A.90-4089	Federal Aid – Other	\$3,342,000	<u>500,000</u>
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**Under D Fund:**

Increase Appropriations:

<del>Acct.: #D.50.510-7502</del>	<del>Contracted Highway Services</del>	<del>\$2,672,160</del>
<del>Acct.: #D.50.510-8130</del>	<del>Architects/Engineers</del>	<del>\$ 669,840</del>
		<del>\$3,342,000</del>

Increase Revenues:

<del>Acct.: #D.50-5031</del>	<del>Transfer from General Fund</del>	<del>\$3,342,000</del>
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; and it is further

**RESOLVED**, that the Resolution shall take effect immediately.

**BUDGET IMPACT STATEMENT:** Funding will require an appropriation of ~~\$3,342,000~~500,000 utilizing ARPA funds.

June 21, 2022 Regular Meeting

Motion to Adopt: Supervisor(s):

Second: Supervisors(s):

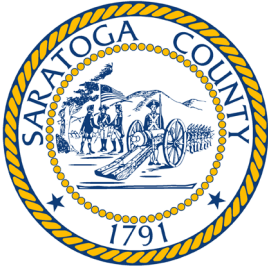
Ayes:

Noes:

Abstain:

Absent:





# SARATOGA COUNTY DEPARTMENT OF PUBLIC WORKS


**SARATOGA COUNTY PUBLIC WORKS FACILITY**  
3654 GALWAY ROAD  
BALLSTON SPA, NEW YORK 12020-2517  
(518) 885-2235 or 885-0087  
FAX (518) 885-8809

**Chad M. Cooke, P.E.**  
Commissioner

**Thomas A. Speziale**  
Deputy Commissioner

## MEMO

**TO:** Public Works Committee Members

**FROM:** Chad M. Cooke, P.E., Commissioner of Public Works 

**DATE:** August 25, 2022

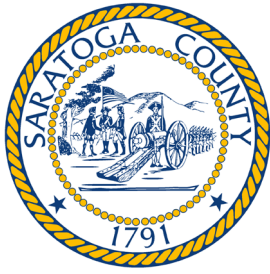
**SUBJECT:** Projects Update

Public Works Committee Members-

Below please find a listing of current Public Works projects and their status:

### Highway Rehabilitation Projects

<u>Roadway</u>	<u>Municipality</u>	<u>Length</u>	<u>Anticipated Completion</u>
CR 2 (Peters Road)	Northumberland	0.19 miles	October 2022
CR 21 (Middle Grove Road)	Greenfield	2.21 miles	August 2022
<i>CR 22 (Crescent Road)</i>	<i>Saratoga Springs</i>	<i>1.24 miles</i>	<b>COMPLETED</b>
CR 31 (Fortsville Road)	Moreau	1.87 miles	September 2022
CR 45 (Ballston Road)	Galway	2.22 miles	September 2022
<i>CR 51 (Charlton Road)</i>	<i>Ballston</i>	<i>3.26 miles</i>	<b>COMPLETED</b>
CR 52 (Jockey Street)	Charlton	1.35 miles	September 2022
CR 59 (Middle Line Road)	Milton	2.94 miles	September 2022
CR 67 (Quaker Springs Road)	Saratoga	2.55 miles	November 2022
CR 110 (Kingsley Road)	Ballston	0.62 miles	October 2022
<i>CR 19 (North Greenfield Road)</i>	<i>Greenfield</i>	<i>1.78 miles</i>	<b>COMPLETED</b>
CR 24 (Palmer Road)	Corinth	2.90 miles	September 2022
CR 29 (West River Road)	Moreau	0.76 miles	August 2022
<i>CR 91 (Grooms Road)</i>	<i>Clifton Park</i>	<i>2.48 miles</i>	<b>COMPLETED</b>
CR 33 (Ballard Road)	Wilton	<u>1.83 miles</u>	2023
		28.20 miles	



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Commissioner

**Thomas A. Speziale**  
Deputy Commissioner

### Bridge and Culvert Rehabilitation Projects

Dimmick Road Bridge over Snook Kill, BIN 3304510, Town of Wilton – Originally included in our 2022 Capital Plan, this project was put on hold earlier in the year pending funding on the 22-27 CDTC TIP. We are awaiting the final approved TIP to begin the project engineering in the year that it will be funded.

*Corinth Bridge Rail Replacement, BIN 3305510, Town of Corinth – Locally funded. **COMPLETED.***

Hans Creek Bridge Road Bridge over Hans Creek, BIN 2202830, Town of Providence – Locally Funded. Engineering is in progress. Construction is planned for 2023.

CR 4 (North Shore Road) over Beecher Creek, BIN 3304790, Town of Edinburg – Locally funded. Engineering is in progress. Construction is planned for 2023.

*Hadley Hill Road Bridge over Paul Creek, BIN 3304770, Town of Day – Locally Funded. **COMPLETED.***

CR 47 (Rowland Street) over Rowland Hollow Creek, LIN 319.60, Town of Milton – Locally funded. Engineering is in progress. Construction is planned for 2023.

CR 24 (Spier Falls Road) over Trib. of Hudson, LIN 332.10, Town of Corinth – This project was 100 % funded (capped) under the Culvert NY Program. Engineering is in progress. Construction is planned for 2023.

Coons Crossing Road Bridge over Anthony Kill, BIN 2202750, Town of Halfmoon – This project is being funded on the CDTC TIP. Engineering is in progress. Construction is planned for 2023.

Lasher Road Bridge over Mourning Kill, BIN 3304700, Town of Ballston – This project is being funded on the CDTC TIP. Engineering is in progress. Construction is planned for in 2023.

CR 24 (Spier Falls Road) over Trib. of Hudson, LIN 251.00, Town of Moreau – This project is being funded on the AGFTC TIP. Funding will be available on October 1, 2022 at which time a consultant will be selected and engineering will begin. Construction is planned for 2024.

CR 56 (Scotch Bush Road) over Larue Creek, LIN 304.00, Town of Ballston - This project was 100 % funded (capped) under the Culvert NY Program. Engineering is in progress. Construction is planned for 2023.



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Commissioner

**Thomas A. Speziale**  
Deputy Commissioner

CR 49 (West Milton Road), BIN 3304560, Town of Milton – This project is being locally funded with ARPA Funds. Engineering is in progress. Construction is planned for 2023.

CR 1 (Stony Creek Road) over Wolf Creek Flag Repair, BIN 3304230, Town of Hadley – Locally funded. The contractor is awaiting steel delivery. Repairs are scheduled to be completed this construction season.

CR 7 (South Shore Road) over Daly Creek Flag Repair, BIN 3304210, Town of Day – Locally funded. Recommending agreement with contractor in September 2022. The repairs will be completed this construction season.

### County Farm Road Complex

*Installation of a new water line connection to fire training center hydrants as well as replacement of all hydrants. **COMPLETED.***

Replacement of all compact fluorescent lighting with energy-saving LED lighting at DPW facilities, Animal Shelter and the Correctional Facility. Scheduled for completion Fall 2022.

### Intersection Improvements

*CR 90/91 (Vischer Ferry Road and Grooms Road) Traffic Signal, Town of Clifton Park – Locally funded. **COMPLETED.***

*Realignment of CR 92 (Vischer Ferry Road) at the intersection with Riverview Road in the Town of Clifton Park. The project will also include the installation of new stop signs on all approaches. **COMPLETED.***