

SUPPLEMENTAL AGREEMENT No. 5 to Contract No. D014781

This Supplemental Agreement is by and between:

The New York State Department of Transportation ("NYSDOT"), having its principal office at 50 Wolf Road, Albany, NY 12232, on behalf of New York State ("State"); and the

VILLAGE OF MEDINA ("Municipality")

Acting by and through the _____

This amends the existing Municipal Snow and Ice Agreement between the parties in the following respects only (Check all that apply):

- Amending the contract end date ONLY
- Amending the number of lane miles/specific roads cover under Paragraphs 7 and 9 of the Original Agreement (revised map attached)
- Amending the estimated expenditure for the _____ season by:
 - adding funding due to exceeding the Estimated Expenditure for the above-mentioned season (required Amendment B attached with a copy of the final snow & ice voucher, if applicable)
 - adding funding to adjust the Estimated Expenditure to account for increases in labor, materials, equipment, and/or overall costs, per the terms in Paragraphs 9 and 10 in the Original Agreement (Adjustment Worksheets and Municipal Resolution attached)
- Extending the Agreement for an additional 5-Year period (Extension No. 1 of a maximum of 3
- Other: _____

IN WITNESS THEREOF, the parties have caused this Agreement to be executed by their duly authorized officials as of the date first above written.

THE PEOPLE OF THE STATE OF NEW YORK

MUNICIPALITY:

By: _____

By: _____

For Commissioner of Transportation

Print Name: MARGUERITE SHERMAN

Date: _____

Title: MAYOR

STATE OF NEW YORK

)ss.:

COUNTY OF ORLEANS

On this 17TH day of DECEMBER, 20 24 before me personally came MARGUERITE SHERMAN to be known, who, being by me duly sworn did depose and say that he/she resides at MEDINA, NEW YORK; that he/she is the MAYOR of the Municipality described in and which executed the above instrument; that it was executed by order of the VILLAGE BOARD of said Municipality pursuant to a resolution that was duly adopted on DECEMBER 16TH, 2024 and which a certified copy is attached and made a part hereof; and he/she signed his/her name thereto by like order.

Notary Public

APPROVED AS TO FORM
STATE OF NEW YORK ATTORNEY GENERAL

APPROVAL BY NYS COMPTROLLER'S OFFICE

By: _____

By: _____

Contract #	Municipality	Ext. Period	Region #	Extension #
D014781	VILLAGE OF MEDINA	2024-2029	4	1

AGREEMENT TO EXTEND MUNICIPAL SNOW AND ICE AGREEMENT

Time and Materials

Fixed Lump Sum

Indexed Lump Sum

This Agreement made this 16TH day of DECEMBER, 2024 by and between THE PEOPLE OF STATE OF NEW YORK (hereinafter referred to as "STATE"), acting by and through the Commissioner of Transportation of the State of New York (hereinafter referred to as "COMMISSIONER"), and the MAYOR of the VILLAGE OF MEDINA (hereinafter referred to as "MUNICIPALITY") as follows:

WHEREAS, the COMMISSIONER and the MUNICIPALITY have entered into an Agreement No. D014781 entitled Municipal Snow and Ice Agreement between the New York State Department of Transportation and the Municipality of VILLAGE OF MEDINA dated 12/1/2020; and

WHEREAS, the term of the said Agreement is for a period of five years commencing **July 1, 2019** and the said Agreement provides that the parties may at the end of each 5-year term of the Agreement extend such term for an additional five years; and

WHEREAS, the present term of the Agreement, as extended, expires June 30, 2024; and Section 1 of said Agreement allows up to a maximum of three extension periods of five years each for a maximum contract life of twenty years;

WHEREAS, Sections 5 of the said Agreement provides that the COMMISSIONER shall furnish the MUNICIPALITY with a suitable map for each term of the Agreement, or for any extended term thereof, modified to show the changes, if any, to the State Highways affected by this Agreement.

WHEREAS, Section 13 of the said Agreement provides for an annual update of the estimated expenditure to be determined by the COMMISSIONER subject to the provisions of Section 13 at the time for extension of the Agreement;

NOW, THEREFORE, in consideration of the mutual covenants and benefits between the parties,

WITNESSETH:

1. The aforementioned Snow and Ice Agreement between New York State Department of Transportation and the MUNICIPALITY" is hereby extended for a period of five years; now to expire on June 30, 2029, unless further extended.

2. The State Highways or parts thereof affected by this Agreement are as delineated on the attached map, agreed upon by the COMMISSIONER and the MUNICIPALITY, which shall be effective for the remainder of the term of the Agreement commencing July 1, 2023, unless changed by future agreement between the COMMISSIONER and the MUNICIPALITY.

3. All the terms and conditions of the original contract remain in effect except as follows. The estimated expenditure specified in Section 13 of the aforementioned Agreement shall be \$ 4717.96 for 4.2 lane miles for each year of this five-year extension period, for a grand total of \$ 19,815.42, commencing **July 1, 2024**, unless changed by future update.

4. This Agreement incorporates the June 2023 version of Appendix A, replacing the previous version dated January 2014 MUNICIPALITY" is hereby extended for a period of five years; now to expire on June 30, 2029, unless further extended.

IN WITNESS WHEREOF, This Agreement has been executed by the State, acting by and through the duly authorized representative of the COMMISSIONER, and the MUNICIPALITY, which has caused this Agreement to be executed by its duly authorized officer on the date and year first above written.

Agency Certification Contract No. D014781

"In addition to the acceptance of this contract, I also certify that original copies of this signature page will be attached to all other exact copies of this contract."

THE PEOPLE OF THE STATE OF NEWYORK

MUNICIPALITY

BY _____

BY _____

for Commissioner of Transportation

Dated: _____

Title: MAYOR

STATE OF NEW YORK

) SS:

COUNTY OF ORLEANS)

On the 17TH day of DECEMBER in the year 2024 before me personally came

MARGUERITE SHERMAN tome known who, being by me duly sworn, did depose and

say that he resides in MEDINA New York; that he is the

MAYOR of VILLAGE OF MEDINA the municipality described in and which executed the

above instrument; that he executed said instrument by order of the Governing Body of said municipality pursuant to a

resolution which was duly adopted on DECEMBER 16, 2024 a certified copy of such resolution attached

hereto and made a part hereof.

Notary Public

APPROVED AS TO FORM

APPROVED BY NYS COMPTROLLER'S OFFICE

STATE OF NEW YORK ATTORNEY GENERAL

By: _____

By: _____