



## Department of Transportation

KATHY HOCHUL  
Governor

MARIE THERESE DOMINGUEZ  
Commissioner

PATRICK S. BARNES, P.E.  
Regional Director

October 1, 2021  
Ms. Lisa Ramundo, Commissioner  
Albany County Department of Public Works  
449 New Salem Road  
Voorheesville, NY 12186-4826

**RE: Reverse Betterment Resolution and Agreement  
PIN 1761.99.301, D040222, Albany County Rail  
Trail over New Scotland Road, Drainage  
Improvements**

Dear Ms. Ramundo:

Enclosed is the proposed agreement and resolution for the reverse betterment required for the above subject project. These documents need to be enacted by the County for work to be accomplished on the Construction phase of the project.

### **Municipality Responsibilities**

**The State Comptroller's Office now requires that the Sponsor submit a copy of their procurement record and a copy of the contract with its consultant/contractor(s) for (third party) Reverse Betterment Agreements.** We also require that the Sponsor complete and sign the attached Certification and return it to this office with the required signature pages and resolution. Until these steps are satisfied, OSC will not approve the Contract.

Please note the instructions below.

### **Instructions:**

- (A) We have provided you with a single copy of the State Local Agreement language, relevant Schedule A, and Schedule B. Please **keep** these documents for your records.
- (B) We have provided you with a single copy of a draft resolution. The Town should complete, enact and certify the resolution. You may redraft your own resolutions, but they must contain all the necessary clauses of the enclosed version. ***Please do not change the wording of the resolution in any way without checking with this office first. Remember the resolution must identify the source of the funding appropriation.*** If sending the Resolution by mail, please return 3 (three) originals with the required certificates. If sending the Resolution

electronically, a single scanned document will suffice. Also, as with the agreement, please keep an additional copy for your records as you will not get a copy of the resolution returned to you.

- (C) We have provided you with one copy of the necessary signature page. If sending the agreement by mail, Please return 5 (five) originals with signatures to this office with the above resolutions. If submitting the Agreement electronically, a single scanned signature page will suffice. You will get a single original of this page returned to you once the contract is executed by the necessary State officials.
- (D) Please fill out and sign Appendix B and return a single original
- (E) Return the required procurement record, a copy of the contract with the consultant/contractor(s), the with regards to Municipality/Authority Reverse Betterment Certification (one for each consultant/contractor contract)

Should you have any questions or concerns, please do not hesitate to contact me at 518-485-7324.

Very truly yours,



Greg Wichser, P.E.  
Program Development and Management  
Region One

GW:ddl