

**RESOLUTION NO. 426 -2009, AMENDING THE 2009 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH THE RECONSTRUCTION OF CR 67, MOTOR PKWY FROM NORTH SERVICE RD OF LIE (EXIT 55) TO VETS MEMORIAL HWY (NYS 454), TOWN OF ISLIP, PHASE I, REPLACE BRIDGE AT L.I.E. (C.P. 5172, PIN 075614)**

**WHEREAS**, the Commissioner of Public Works has requested funds for construction in connection with Reconstruction of CR 67, Motor Parkway, Phase I, Replace Bridge at L.I.E.; and

**WHEREAS**, there are Federal funds available from the Federal Highway Administration for this project, identified as PIN 075614, under the Federal Highway Administration (FHWA) funding, with a share allocation of eighty seven and seven tenths (87.7%) percent Federal funds and nine and two tenths (9.2%) percent State funds and three and one tenths (3.1%) percent County funds; and

**WHEREAS**, the County must first pass a resolution and have State and local agreements in place prior to final issuance of the Federal authorization; and

**WHEREAS**, the County must first instance fund the entire cost of the project and will subsequently be reimbursed for the Federal portion; and

**WHEREAS**, sufficient funds are not included in the 2009 Capital Budget and Program to cover the cost of said request under Capital Project 5172 and pursuant to the Suffolk County Charter, Section C4-13, an offsetting authorization is not required on amendments which are financed in an amount of at least fifty percent (50%) by Federal or State Aid; and

**WHEREAS**, Resolution No. 471-1994 as amended by Resolution No. 461-2006 established a priority ranking system as the basis for funding Capital Projects such as this project; and

**WHEREAS**, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$19,500,556 in Suffolk County Serial Bonds; now, therefore be it

**1<sup>st</sup>** **RESOLVED**, pursuant to the State Environmental Quality Review Act Environmental Conservation Law Article 8 (hereinafter "SEQRA"), Resolution No. 904-2003 classified the action contemplated by this as an Unlisted Action which will not have a significant effect on the environment; and be it further

**2<sup>nd</sup>** **RESOLVED**, that it is hereby determined that this project, with a priority ranking of fifty-four (54) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

**3<sup>rd</sup>** **RESOLVED**, that the County Department of Public Works is hereby authorized, empowered and directed to take such action as may be necessary, pursuant to Section C8-2 (A) of the Suffolk County Charter to complete the construction in connection with Reconstruction of CR 67, Motor Parkway, Phase I; and be it further

**4<sup>th</sup>** **RESOLVED**, that the appropriations within this resolution shall not be expended, encumbered or authorized, and that no bond or notes shall be issued, for this project until the County is in receipt of the Federal Authorization for construction of the project; and be it further

**5<sup>th</sup>** **RESOLVED**, that the 2009 Capital Budget and Program be and they are hereby amended as follows:

Project No.: 5172  
 Project Title: County Share for Reconstruction of CR 67, Motor Parkway

|                 | <u>Total<br/>Est'd<br/>Cost</u> | <u>Current 2009<br/>Capital<br/>Budget &amp;<br/>Program</u> | <u>Revised 2009<br/>Capital<br/>Budget &amp;<br/>Program</u> |
|-----------------|---------------------------------|--|--|
| 3. Construction | \$20,202,416                    | \$1,300,000B<br>\$5,200,000F                                 | \$ 1,300,000B<br>\$17,108,000F                               |
|                 |                                 | _____  | _____  |
| TOTAL           | \$24,497,016                    | \$6,500,000  | \$ 1,794,416S<br>\$20,202,416                                |

and be it further

**6<sup>th</sup>** **RESOLVED**, that the proceeds of \$598,140 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

| <u>Project No.</u>                          | <u>J.C.</u> | <u>Project Title</u>   | <u>Amount</u> |
|---|-------------|--|---------------|
| 525-CAP-5172.310<br>(Fund 001-Debt Service) | 50          | Reconstruction of CR 67, Motor Parkway, Phase I, Replacement of Bridge at L.I.E. (Exit 55) | \$598,140     |

and be it further

**7<sup>th</sup>** **RESOLVED**, that Federal Aid in the amount of \$17,108,000 be and it hereby is appropriated as follows:

| <u>Project No.</u> | <u>J.C.</u> | <u>Project Title</u>   | <u>Amount</u> |
|--------------------|-------------|--|---------------|
| 525-CAP-5172.310   | 50          | Reconstruction of CR 67, Motor Parkway, Phase I, Replacement of Bridge at L.I.E. (Exit 55) | \$17,108,000  |

and be it further

8<sup>th</sup> **RESOLVED**, that State Aid in the amount of \$1,794,416 be and it hereby is appropriated as follows:

| <u>Project No.</u> | <u>J.C.</u> | <u>Project Title</u>   | <u>Amount</u> |
|--------------------|-------------|--|---------------|
| 525-CAP-5172.310   | 50          | Reconstruction of CR 67, Motor Parkway, Phase I, Replacement of Bridge at L.I.E. (Exit 55) | \$1,794,416   |

and be it further

9<sup>th</sup> **RESOLVED**, that the County Comptroller is directed to limit the serial bond borrowing to the County share of \$598,140; and be it further

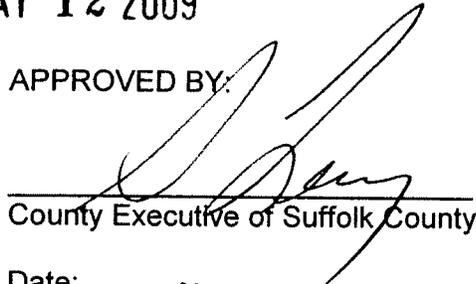
10<sup>th</sup> **RESOLVED**, that the County Treasurer and County Comptroller are hereby authorized and directed to accept Federal and State funding in the amount of \$18,902,416; and be it further

11<sup>th</sup> **RESOLVED**, that the County Comptroller is authorized to issue bond anticipation notes for the total Federal and State share of \$18,902,416; and be it further

12<sup>th</sup> **RESOLVED**, that the County Legislature hereby authorizes the County Executive, or his designee, to execute the standard agreement for reimbursement with the New York State Department of Transportation and any and all contract documents related to this project, on behalf of the County of Suffolk providing for the municipality's participation in the above referenced project.

DATED: **MAY 12 2009**

APPROVED BY:

  
\_\_\_\_\_  
County Executive of Suffolk County

Date:

**MAY 21 2009**

Intro. Res. No. 1617-2009  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 8/4/2009

**RESOLUTION NO. 699 -2009, AUTHORIZING CERTAIN  
TECHNICAL CORRECTIONS TO ADOPTED RESOLUTION NO.  
426-2009**

**WHEREAS**, the County Legislature has adopted and the County Executive has signed Resolution No. 426-2009; and

**WHEREAS**, this resolution when adopted contained technical errors; and

**WHEREAS**, the County Executive desires technical corrections to this resolution; now, therefore be it

**1<sup>st</sup>** **RESOLVED**, that the Clerk of the Legislature shall make the following technical corrections:

**Resolution No. 426-2009**

In the 6<sup>th</sup>, 7<sup>th</sup>, and 8<sup>th</sup> RESOLVED paragraphs change the Project No.:

**FROM:**

[525-CAP-5172.310]

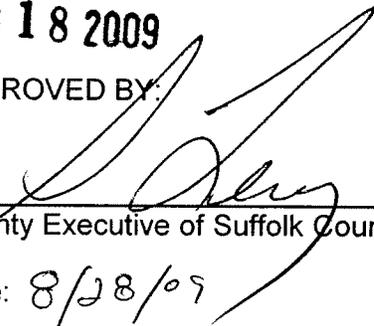
**TO:**

**525-CAP-5172.311**

DATED:

**AUG 18 2009**

APPROVED BY:

  
\_\_\_\_\_  
County Executive of Suffolk County

Date: 8/28/09

Intro. Res. 1617 Res. No. 699

August 18, 2009

**Motion:**

Romaine, Schneiderman, Browning, Beedenbender, Losquadro  
 Eddington, Montano, Alden, Lindsay, Viloría-Fisher, Barraga,  
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

**Co-Sponsors:**

Romaine, Schneiderman, Browning, Beedenbender, Losquadro  
 Eddington, Montano, Alden, Lindsay, Viloría-Fisher, Barraga,  
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

**Second:**

Romaine, Schneiderman, Browning, Beedenbender, Losquadro  
 Eddington, Montano, Alden, Lindsay, Viloría-Fisher, Barraga,  
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

| LD | Legislator                    | Yes | No | Abs | NP | R |
|----|-------------------------------|-----|----|-----|----|---|
| 1  | Edward P. ROMAINE             |     |    |     |    |   |
| 2  | Jay H. SCHNEIDERMAN           |     |    |     |    |   |
| 3  | Kate M. BROWNING              |     |    |     |    |   |
| 4  | Brian BEEDENBENDER            |     |    |     |    |   |
| 6  | Daniel P. LOSQUADRO           |     |    |     |    |   |
| 7  | Jack EDDINGTON                |     |    |     |    |   |
| 9  | Ricardo MONTANO               |     |    |     |    |   |
| 10 | Cameron ALDEN                 |     |    |     |    |   |
| 11 | Thomas F. BARRAGA             |     |    |     |    |   |
| 12 | John M. KENNEDY, JR.          |     |    |     |    |   |
| 13 | Lynne C. NOWICK               |     |    |     |    |   |
| 14 | Wayne R. HORSLEY              |     |    |     |    |   |
| 15 | DuWayne GREGORY               |     |    |     |    |   |
| 16 | Steven H. STERN               |     |    |     |    |   |
| 17 | Lou D'AMARO                   |     |    |     |    |   |
| 18 | Jon COOPER                    |     |    |     |    |   |
| 5  | Vivian VILORIA-FISHER, D.P.O. |     |    |     |    |   |
| 8  | William J. LINDSAY, P.O.      |     |    |     |    |   |
|    | Totals                        | 18  |    |     |    |   |

| MOTION                                       |                       |
|--|-----------------------|
| <input checked="" type="checkbox"/>          | Approve               |
| _____  | Table: _____          |
| _____  | Send To Committee     |
| _____  | Table Subject To Call |
| _____  | Lay On The Table      |
| _____  | Discharge             |
| _____  | Take Out of Order     |
| _____  | Reconsider            |
| _____  | Waive Rule _____      |
| _____  | Override Veto         |
| _____  | Close                 |
| _____  | Recess                |
| APPROVED <input checked="" type="checkbox"/> | FAILED _____          |
| No Motion _____                              | No Second _____       |

| RESOLUTION DECLARED                         |
|---|
| <input checked="" type="checkbox"/> ADOPTED |
| _____ NOT ADOPTED                           |

*Tim Laube*

Tim Laube, Clerk of the Legislature

Roll Call \_\_\_\_\_ Voice Vote 1