

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 767 -2009, AUTHORIZING THE PURCHASE AND INSTALLATION OF AN AUTOMATED VEHICLE LOCATOR SYSTEM (AVL) FOR SUFFOLK TRANSIT AND AMENDING THE 2009 CAPITAL BUDGET AND PROGRAM AND ACCEPTING AND APPROPRIATING FEDERAL AND STATE AID AND COUNTY FUNDS (CP 5648)**

**WHEREAS**, the Federal Transit Administration (FTA) and the New York State Department of Transportation (NYSDOT) provide funds for mass transportation projects; and

**WHEREAS**, Resolution Nos. 948-2005 and 1190-2008 authorized planning funds in connection with consultant services for the planning and implementation of an Automated Vehicle Locator (AVL) system for Suffolk Transit; and

**WHEREAS**, the Transportation Division of the Suffolk County Department of Public Works is ready to proceed with the purchase and installation of the AVL system; and

**WHEREAS**, the purchase and installation of the AVL system is supported by funds included in FTA Grant No. NY-90-X602 and by funds allocated to Suffolk County for Federal Fiscal Year 2008 and which are the subject of a grant application filed with the FTA and for which award is expected before September 30, 2009; and

**WHEREAS**, the grant agreements for the Federal and associated State financial assistance impose certain obligations upon the County, and require the County to commit resources necessary to initially cover the total project costs of the grants; and

**WHEREAS**, Federal reimbursement to the County will be 80% and State reimbursement to the County will be up to 50% of the non-federal share of federally funded projects, but not to exceed 10% of federally funded total project costs and the County will provide the remaining 10% local share of project costs; and

**WHEREAS**, Resolution No. 471-1994, as revised by Resolution No. 461-2006, established the use of a priority ranking system, implemented in the Adopted 2009 Capital Budget, as the basis for funding capital projects such as this project; and

**WHEREAS**, the cost of the purchase and installation of the AVL system is estimated to be \$6,600,000 with the Federal and State shares amounting to 90% of the total cost; and

**WHEREAS**, sufficient funds have not been included within the 2009 Capital Budget and Program 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 and/or state aid; and

**WHEREAS**, that the County Legislature, by resolution of even date herewith, has authorized the issuance of \$660,000 in Suffolk County Serial Bonds to cover the County share of this project; now, therefore be it

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

Project No. 5648  
 Project Title: Equipment for Public Transit Vehicles

	Total Est'd. Cost	Current 2009 Capital Budget & Program	Revised 2009 Capital Budget & Program
5. Furniture & Equipment	\$8,960,000	\$360,000B \$2,880,000F	\$660,000B \$5,280,000F
6. TOTAL	\$11,960,000	\$3,600,000	\$6,600,000

and be it further

**2<sup>nd</sup>** **RESOLVED**, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action, pursuant to Volume 6 of the New York Code of Rules and Regulations ("NYCRR") Section 617.5 (25) and (27), in that the resolution concerns purchasing of furnishings, equipment and supplies, other than land, radioactive materials, pesticides, herbicides or other hazardous materials, and adoption of a local legislative decision in connection with the same; as a Type II action, the Legislature has no further responsibilities under SEQRA; and be it further

**3<sup>rd</sup>** **RESOLVED**, that it is hereby determined that this project has been classified as a priority ranking of fifty-five (55) and 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

**4<sup>th</sup>** **RESOLVED**, that the Department of Public Works and Purchasing Division are hereby authorized to proceed with the purchase and installation of an AVL system subject to grant award by the FTA of the FFY 2008 funds and subject to approvals of FTA and NYSDOT and pursuant to applicable federal and state regulations; and be it further

**5<sup>th</sup>** **RESOLVED**, that the proceeds of \$660,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<u>Project No.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-5648.520 (Fund 001-Debt Service)	Purchase and Installation of an Automated Vehicle Locator System for Suffolk Transit	\$660,000

and be it further

**6<sup>th</sup>** **RESOLVED**, that State Aid be and they are hereby appropriated as follows:

<u>Project No.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-5648.520	Purchase and Installation of an Automated Vehicle Locator System for Suffolk Transit	\$660,000

and be it further

7<sup>th</sup> **RESOLVED**, that the Federal Aid be and they are hereby appropriated as follows:

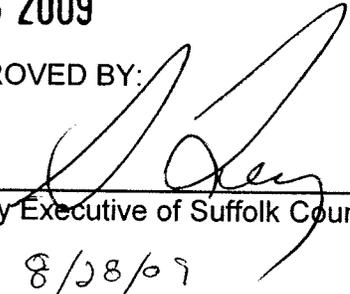
<u>Project No.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-5648.520	Purchase and Installation of an Automated Vehicle Locator System for Suffolk Transit	\$5,280,000

and be it further

8<sup>th</sup> **RESOLVED**, that the County Treasurer and the County Comptroller are authorized to accept State and/or Federal Aid in connection with this project.

DATED: **AUG 18 2009**

APPROVED BY:

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

Date: 8/28/09

SUFFOLK COUNTY  
County Legislature  
RIVERHEAD, NY



*This is to Certify That I, TIM LAUBE, Clerk of the County Legislature of the County of Suffolk, have compared the foregoing copy of resolution with the original resolution now on file in this office, and which was duly adopted by the County Legislature of said County on August 18, 2009 and that the same is a true and correct transcript of said resolution and of the whole thereof.*

*In Witness Whereof, I have hereunto set my hand and the official seal of the County Legislature of the County of Suffolk.*

A handwritten signature in cursive script that reads "Tim Laube".

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Clerk of the Legislature

Intro. Res. 1691 Res. No. 767

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**

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  FAILED \_\_\_\_\_

No Motion \_\_\_\_\_ No Second \_\_\_\_\_

**RESOLUTION DECLARED**

ADOPTED

NOT ADOPTED \_\_\_\_\_

*Tim Laube*  
 \_\_\_\_\_  
 Tim Laube, Clerk of the Legislature

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