

**RESOLUTION NO. 560 -2010, AMENDING THE
2010 CAPITAL BUDGET AND PROGRAM AND
APPROPRIATING FUNDS IN CONNECTION WITH
IMPROVEMENTS TO NORTH HIGHWAY, CR 39, FROM
SUNRISE HIGHWAY TO MONTAUK HIGHWAY, TOWN OF
SOUTHAMPTON (CP 5528)**

WHEREAS, the Commissioner of Public Works has requested funds for construction in connection with the Rehabilitation of CR 39, North Highway from Sunrise Highway to Montauk Highway; and

WHEREAS, there are Federal funds available from the Federal Highway Administration for this project, identified as PIN 075736, under the Federal Highway Administration (FHWA) funding, with a share allocation of eighty percent (80%) Federal funds and twenty percent (20%) 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 2010 Capital Budget and Program to cover the cost of said request under Capital Project 5528 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 and as amended by Resolution No. 461-2006 has 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 \$4,837,000, in Suffolk County Serial Bonds; now, therefore be it

1st **RESOLVED**, Resolution No. 345-2009 approved by the County Legislature issued a SEQRA Negative Declaration for the project, therefore, the provisions of SEQRA have been complied with and no further environmental review is necessary; and be it further

2nd **RESOLVED**, that it is hereby determined that this project, with a priority ranking of fifty-eight (58) 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

3rd **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 Rehabilitation of CR 39, North Highway from Sunrise Highway to Montauk Highway (Phase 3); and be it further

4th **RESOLVED**, that the 2010 Capital Budget and Program be and they are hereby amended as follows:

Project No.: 5528
 Project Title: Rehabilitation of North Highway, CR 39, from Sunrise Highway to Montauk Highway (Phase 3)

	<u>Total Est'd Cost</u>	<u>Current 2010 Capital Budget & Program</u>	<u>Revised 2010 Capital Budget & Program</u>
525-CAP-5528.311	\$967,000B	\$0B	\$967,000B
	\$3,870,000F	\$0F	\$3,870,000F
TOTAL	\$4,837,000	\$0	\$4,837,000

and be it further

5th **RESOLVED**, that the proceeds of \$967,000 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-5528.311 (Fund 001-Debt Service)	50	Rehabilitation of North Highway, CR 39, from Sunrise Highway to Montauk Highway (Phase 3)	\$967,000

and be it further

6th **RESOLVED**, that Federal Aid in the amount of \$3,870,000 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-5528.311	50	Rehabilitation of North Highway, CR 39, from Sunrise Highway to Montauk Highway (Phase 3)	\$3,870,000

and be it further

7th **RESOLVED**, that the County Comptroller is directed to limit the serial bond borrowing to the County share of \$967,000; and be it further

8th **RESOLVED**, that the County Treasurer and County Comptroller are hereby authorized and directed to accept Federal funding in the amount of \$3,870,000; and be it further

9th **RESOLVED**, that the County Comptroller is authorized to issue bond anticipation notes for the total Federal share of \$3,870,000; and be it further

10th **RESOLVED**, that this resolution will become effective upon receipt of the Federal Authorization; and be it further

11th **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: June 8, 2010

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: June 18, 2010