Intro. Res. No. 1679-2011 Laid on Table 8/2/2011
Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 708 -2011, AMENDING RESOLUTION NO. 631-2008 IN CONNECTION WITH THE RECONSTRUCTION OF CR 57, BAY SHORE ROAD, FROM NYS RTE 27 TO NYS RTE 231, TOWNS OF BABYLON AND ISLIP (CP 5523.211 PIN 075669)**

**WHEREAS**, Resolution No. 631-2008 appropriated $1,800,000 for real estate acquisition and apportioned the share allocation as eighty percent (80%) Federal funds and twenty percent (20%) County funds; and

**WHEREAS**, New York State has subsequently allocated a 15% share from State Marchiselli funding to assist the County in matching its portion of the $1,800,000 cost of this project; 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 and State Marchiselli portion; now, therefore be it

1st **RESOLVED**, that Resolution No. 410-2005, approved by the County Legislature, classified the actions contemplated by this as an Unlisted Action which will not have a significant effect on the environment, therefore, the provisions of SEQRA have been complied with and no further environmental review is necessary; and be it further

2nd **RESOLVED**, that the apportionment of the cost of Capital Project 5523.211, PIN 075669 be amended to reflect the additional fifteen percent (15%) State Marchiselli Aid dedicated in the amount of $270,000; and be it further

3rd **RESOLVED**, that the apportionment of the cost of Capital Project 5523.211, PIN 075669 be amended to reflect a total cost of $1,800,000 with a share allocation of 80% Federal reimbursement in the amount of $1,440,000, fifteen percent (15%) State Marchiselli Aid reimbursement in the amount of $270,000, and a five percent (5%) County share of $90,000; and be it further

4th **RESOLVED**, that the County Comptroller is hereby authorized and directed to limit the serial bond borrowing for the County share to $90,000; and be it further

5th **RESOLVED**, that the County Treasurer and County Comptroller are hereby authorized and directed to place into a debt service reserve fund any Federal or State aid received for this project, that is required to pay down debt service borrowed in excess of the serial bond borrowing limit of $90,000 for the County share; and be it further

6th **RESOLVED,** that the County Treasurer and County Comptroller are hereby authorized and directed to accept added State funding for up to $270,000; and be it further

7th **RESOLVED**, that the County Treasurer and County Comptroller are hereby authorized and directed to accept Federal funding in the amount up to $1,440,000; and be it further

8th **RESOLVED**, that the County Comptroller is authorized to issue bond anticipation notes for the total Federal and State share of $1,710,000; and be it further

9th **RESOLVED**, that the County Treasurer and the County Comptroller are authorized to accept State and Federal Aid in connection with this project; and be it further

10th **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: AUG 16 2011

APPROVED BY:

County Executive of Suffolk County

Date: AUG 29 2011

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 16, 2011 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.

Tim Laube

Clerk of the Legislature

Intro. Res. 1679 Res. No. 708 August 16, 2011

**Motion:**
Romaine, Schneiderman, Browning, Muratore, Anker
Eddington, Montano, Cilmi, Lindsay, Viloria-Fisher, Barraga,
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

**Co-Sponsors:**
Romaine, Schneiderman, Browning, Muratore, Anker
Eddington, Montano, Cilmi, Lindsay, Viloria-Fisher, Barraga,
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

**Second:**
Romaine, Schneiderman, Browning, Muratore, Anker
Eddington, Montano, Cilmi, Lindsay, Viloria-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 | Thomas MURATORE | | | | | |
| 6 | Sarah S. ANKER | | | | | |
| 7 | Jack EDDINGTON | | | | | |
| 9 | Ricardo MONTANO | | | | | |
| 10 | Thomas CILMI | | | | | |
| 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**

X 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 X FAILED___
No Motion___ No Second___

**RESOLUTION DECLARED**

X ADOPTED
___ NOT ADOPTED

Roll Call___ Voice Vote X

Tim Laube

Tim Laube, Clerk of the Legislature