

Introduced by Presiding Officer, on request of the County Executive and Legislator Schneiderman

**RESOLUTION NO. 709 -2011, AUTHORIZING AN INTERMUNICIPAL AGREEMENT WITH THE TOWN OF SOUTHAMPTON IN CONNECTION WITH CONSTRUCTION OF SIDEWALKS ON CR 79, BRIDGEHAMPTON-SAG HARBOR TURNPIKE FROM SCUTTLEHOLE ROAD TO MONTAUK HIGHWAY (NYS 27) AND AMENDING THE 2011 CAPITAL BUDGET AND PROGRAM BY ACCEPTING \$100,000 FROM THE TOWN OF SOUTHAMPTON FOR CONSTRUCTION OF SIDEWALKS (CP 5497)**

**WHEREAS**, Resolution Nos. 1223-2009, 819-2010 and 259-2011 appropriated funding for the installation of sidewalks along CR 79, Bridgehampton-Sag Harbor Turnpike; and

**WHEREAS**, as a result of discussions between the Town and the Suffolk County Department of Public Works, a determination was made that the planning and construction of the sidewalks should be performed by the County of Suffolk; and

**WHEREAS**, the County has sufficient funds in Capital Project 5497 to cover a portion of the costs associated with installation of said sidewalks; and

**WHEREAS**, pursuant to Town Board Resolution 2009-1477, the Town allocated \$100,000 for the installation of sidewalks along CR 79, Bridgehampton-Sag Harbor Turnpike from Scuttlehole Road to Montauk Highway (NYS 27); 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**, pursuant to Town of Southampton Resolution 2010-1056, the Town Board authorized the execution of an Intermunicipal Agreement with the County to provide to the County \$100,000 towards the cost of the installation of sidewalks along CR 79, Bridgehampton-Sag Harbor Turnpike from Scuttlehole Road to Montauk Highway (NYS 27); now, therefore be it

**1<sup>st</sup>** **RESOLVED**, Resolution No. 946-2009, approved by the County Legislature, declared this project constituted an unlisted action that will not have a significant adverse impact on the environment, therefore, the provisions of SEQRA have been complied with and no further environmental review is necessary; and be it further

**2<sup>nd</sup>** **RESOLVED**, that it is hereby determined that this project, with a priority ranking of fifty-one (51) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 571-1998 and reaffirmed by Resolution No. 209-2000; and be it further

**3<sup>rd</sup>** **RESOLVED**, that the 2011 Capital Budget and Program be and they are hereby amended as follows:

Project No.: 5497  
 Project Title: Installation of Sidewalks on Various County Roads

	<u>Total Est'd Cost</u>	<u>Current 2011 Capital Budget &amp; Program</u>	<u>Revised 2011 Capital Budget &amp; Program</u>
3. Construction	<u>\$5,541,000</u>	<u>\$500,000B</u>	<u>\$500,000B</u> <u>\$100,000O</u>
TOTAL	\$7,091,000	\$500,000	\$600,000

and be it further

**4<sup>th</sup>** **RESOLVED**, that \$100,000 be accepted from the Town of Southampton to cover a portion of the costs associated with the installation of sidewalks and it hereby is appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
Ref-525-CAP-5497.332	50	Construction of Sidewalks on Various County Roads	\$100,000

and be it further

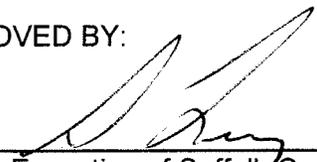
**5<sup>th</sup>** **RESOLVED**, that the County Treasurer and County Comptroller are hereby authorized and directed to accept funding from the Town of Southampton in the amount of \$100,000; and be it further

**6<sup>th</sup>** **RESOLVED**, that the County Legislature hereby authorizes the County Executive, or his designee, subject to the approval of the County Attorney, to execute an Intermunicipal Agreement with the Town of Southampton for the transfer of funding to the County of Suffolk for said project, and to execute any and all contract documents related to this project, on behalf of the County of Suffolk providing for Suffolk County's participation in the above referenced project; and be it further

**7<sup>th</sup>** **RESOLVED**, that the Intermunicipal Agreement and all other contract documents shall be subject to the approval of the County Attorney.

DATED: August 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*

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Clerk of the Legislature

Intro. Res.

1680

Res. No.

709

August 16, 2011

**Motion:**

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

**Co-Sponsors:**

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

**Second:**

Romaine, Schneiderman, Browning, Muratore, Anker  
Eddington, Montano, Cilmi, Lindsay, Vilorio-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	
<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