

RESOLUTION NO. 463 -2013, AMENDING THE 2013 CAPITAL BUDGET AND PROGRAM TO ACCEPT ADDITIONAL FEDERAL AID AND INCREASE FUNDING IN CONNECTION WITH IMPROVEMENTS TO NORTH HIGHWAY, CR 39, FROM SUNRISE HIGHWAY TO MONTAUK HIGHWAY, TOWN OF SOUTHAMPTON (CP 5528, PIN 075736)

WHEREAS, Resolution No. 560 of 2010 appropriated \$4,837,000 for construction and apportioned the share allocation as 80% Federal funds and 20% County funds; and

WHEREAS, Resolution No. 626 of 2011 increased funding for construction to \$5,085,000; and

WHEREAS, New York State has subsequently implemented additional funding changes that increase funding for construction to \$5,374,625; 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 is required to first instance fund the entire cost of the project and subsequently receive reimbursement for the Federal and/or State Marchiselli portions based on actual expenditures; and

WHEREAS, sufficient funds are not included in the 2013 Capital Budget and Program to cover the cost of said increase 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 \$289,625 in additional funding for Capital Project 5528; 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 North Highway, CR 39, from Sunrise Highway to Montauk Highway; and be it further

4th **RESOLVED**, that the 2013 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

	<u>Total Est'd Cost</u>	<u>Current 2013 Capital Budget & Program</u>	<u>Revised 2013 Capital Budget & Program</u>
5528.311	\$1,074,925B	\$0B	\$57,925B
	<u>\$4,299,700F</u>	<u>\$0F</u>	<u>\$231,700F</u>
TOTAL	\$5,374,625	\$0	\$289,625

and be it further

5th **RESOLVED**, that the proceeds of \$57,925 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	\$57,925

and be it further

6th **RESOLVED**, that Federal Aid in the amount of \$231,700 be 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-5528.311	50	Rehabilitation of North Highway, CR 39, from Sunrise Highway to Montauk Highway	\$231,700

and be it further

7th **RESOLVED**, that the apportionment of the cost of Capital Project 5528.311, PIN 075736 be amended to reflect the additional funding of \$289,625 with a share allocation of 80% Federal reimbursement in the amount of \$231,700, and a 20% County share of \$57,925; and be it further

8th **RESOLVED**, that the apportionment of the total cost of Capital Project 5528.311, PIN 075736 be amended to reflect a total cost of \$5,374,625 with a share allocation of 80%

Federal reimbursement in the amount of \$4,299,700, and a 20% County share of \$1,074,925; and be it further

9th **RESOLVED**, that the County Comptroller is hereby authorized and directed to limit the serial bond borrowing for the County share to \$1,074,925; and be it further

10th **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 \$1,074,925 for the County share; and be it further

11th **RESOLVED**, that the County Treasurer and County Comptroller are hereby authorized and directed to accept Federal funding for up to \$4,299,700; and be it further

12th **RESOLVED**, that the County Comptroller is authorized to issue bond anticipation notes for the Federal share of \$4,299,700; and be it further

13th **RESOLVED**, that the County Treasurer and the County Comptroller are authorized to accept Federal and/or State Marchiselli Aid in connection with this project; and be it further

14th **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 4, 2013

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: June 7, 2013