

RESOLUTION NO. 477 -2013, APPROPRIATING FUNDS IN CONNECTION WITH THE COUNTY SHARE FOR PARTICIPATION IN THE CONSTRUCTION OF COMPRESSED NATURAL GAS (CNG) FUELING FACILITIES (CP 5603 PIN 0759.61)

WHEREAS, the Commissioner of Public Works has requested funds for the implementation of a training program for the use of Compressed Natural Gas (CNG) Fueling facilities in connection with Construction of Compressed Natural Gas (CNG) Fueling Facilities; and

WHEREAS, the Fire Code of the State of New York requires that anyone handling compressed natural gas be trained in its use and hazards, the County must provide adequate training to those employees using County-owned Compressed Natural Gas Vehicles; and

WHEREAS, there are State/Federal funds available from the Federal Highway Administration for this project, identified as PIN 0759.61, under the Federal Highway Administration (FHWA) funding, with a share allocation of eighty (80) percent State/Federal funds and twenty (20) percent 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 and/or State Marchiselli portion; 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 previously appropriated planning funds under Resolution No. 642-2011 for the design of CNG Fueling Facilities; and

WHEREAS, the Department of Public Works will assign staff funded in the Suffolk County Operating Budget to perform a portion of the tasks as required for the implementation of this training program; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$250,000 in Suffolk County Serial Bonds; now, therefore be it

1st RESOLVED, that the apportionment of the cost of Capital Project 5603 (PIN No. 0759.61) remains the same with a total cost of \$750,000 (\$500,000 previously appropriated) and a total share allocation of 80% Federal reimbursement in the amount of \$600,000 and a 20% County share of \$150,000; and be it further

2nd **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

3rd **RESOLVED**, that the Suffolk County Department of Public Works keeps track of staff and costs as required associated with Capital Project 5603, PIN 0759.61 for chargeback purposes related to the aided portion; and be it further

4th **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; and be it further

5th **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 Section 617.5 (C) (20) and (21) of Title 6 of New York Code of Rules and Regulations ("NYCRR"), in that the law authorizes information collection, including basic data collection and research, and preliminary planning processes necessary to formulate a proposal for an action, but does not commit the County to commence or approve an action. Since this law is a Type II action, the Legislature has no further responsibilities under SEQRA; and be it further

6th **RESOLVED**, that it is hereby determined that this project, with a priority ranking of eighty-one (81) 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

7th **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 implementation of said training program for Compressed Natural Gas Fueling Facilities; and be it further

8th **RESOLVED**, that the proceeds of \$50,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<u>Project No.</u>	<u>JC</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-5603.110 (Fund 001-Debt Service)	50	CNG Training Program	\$50,000

and be it further

9th **RESOLVED**, that Federal Aid in the amount of \$200,000 be and it hereby is appropriated as follows:

<u>Project No.</u>	<u>JC</u>	<u>Project Title</u>	<u>Amount</u>
Ref-525-CAP-5603.110	50	CNG Training Program	\$200,000

and be it further

10th **RESOLVED**, that the County Comptroller is directed to limit the serial bond borrowing to the County share of \$150,000; and be it further

11th **RESOLVED**, that the County Treasurer and County Comptroller are hereby authorized and directed to accept Federal funding in the amount of \$600,000; and be it further

12th **RESOLVED**, that the County Comptroller is authorized to issue bond anticipation notes for the total Federal share of \$600,000; and be it further

13th **RESOLVED**, that this resolution will become effective upon receipt of the Federal Authorization.

DATED: June 4, 2013

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: June 7, 2013