

**RESOLUTION NO. 1164 -2015, AMENDING THE 2015 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH RESURFACING OF CR 50, UNION BOULEVARD FROM THE VICINITY OF NYS ROUTE 109 TO THE VICINITY OF NYS ROUTE 27A (CP 5599, PIN 076057)**

**WHEREAS**, the Commissioner of Public Works has requested funds for engineering in connection with Resurfacing of CR 50, Union Boulevard from the vicinity of NYS Route 109 to the vicinity of NYS Route 27A; and

**WHEREAS**, there are Federal and/or State funds available from the Federal Highway Administration for this project, identified as PIN 076057, 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 and/or State Marchiselli portion; and

**WHEREAS**, a portion of the professional engineering services associated with the planning, design and construction of this project have been and may continue to be performed by the staff of the Department of Public Works; and

**WHEREAS**, there are no funds included in the 2015 Capital Budget and Program to cover the cost of said request under Capital Project 5599 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 \$1,000,000 in Suffolk County Serial Bonds; now, therefore be it

**1<sup>st</sup> 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) (18), (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

**2<sup>nd</sup>** **RESOLVED**, that it is hereby determined that this project, with a priority ranking of seventy-four (74) 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

**3<sup>rd</sup>** **RESOLVED**, that the County Department of Public Works is hereby authorized, empowered and directed to take such action as may be necessary to complete Resurfacing of CR 50, Union Boulevard from the vicinity of NYS Route 109 to the vicinity of NYS Route 27A, pursuant to Section C8-2 (A) of the Suffolk County Charter; and be it further

**4<sup>th</sup>** **RESOLVED**, that the 2015 Capital Budget and Program be and they are hereby amended as follows:

Project No.: 5599  
 Project Title: Resurfacing of CR 50, Union Boulevard from the vicinity of NYS Route 109 to the Vicinity of NYS Route 27A

	<u>Total Est'd Cost</u>	<u>Current 2015 Capital Budget &amp; Program</u>	<u>Revised 2015 Capital Budget &amp; Program</u>
1. Planning	\$1,000,000	\$0	\$200,000B
		<u>\$0</u>	<u>\$800,000F</u>
<b>TOTAL</b>	\$1,000,000	\$0	\$1,000,000

and be it further

**5<sup>th</sup>** **RESOLVED**, that the proceeds of \$200,000 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-5599.113 (Fund 001-Debt Service)	50	Resurfacing of CR 50, Union Boulevard from the vicinity of NYS Route 109 to the Vicinity of NYS Route 27A	\$200,000

and be it further

**6<sup>th</sup>** **RESOLVED**, that Federal Aid in the amount of \$800,000 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-5599.113	50	Resurfacing of CR 50, Union Boulevard from the vicinity of NYS Route 109 to the Vicinity of NYS Route 27A	\$800,000

and be it further

**7<sup>th</sup>** **RESOLVED**, that the County Comptroller is directed to limit the serial bond borrowing to the County share of \$200,000; and be it further

**8<sup>th</sup>**           **RESOLVED**, that the County Treasurer and County Comptroller are hereby authorized and directed to accept Federal funding in the amount of \$800,000; and be it further

**9<sup>th</sup>**           **RESOLVED**, that the County Comptroller is authorized to issue bond anticipation notes for the total Federal share of \$800,000; and be it further

**10<sup>th</sup>**          **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 \$200,000 for the County share; and be it further

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

**12<sup>th</sup>**          **RESOLVED**, that this resolution will become effective upon receipt of the Federal Authorization; and be it further

**13<sup>th</sup>**          **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: December 15, 2015

APPROVED BY:

/s/ Steven Bellone  
County Executive of Suffolk County

Date: December 22, 2015