

## Legislation Details (With Text)

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<b>File #:</b>	ID-4466	<b>Version:</b>	1	<b>Name:</b>	
<b>Type:</b>	Resolution	<b>Status:</b>	Passed		
<b>File created:</b>	4/4/2022	<b>In control:</b>	Public Works Committee		
<b>On agenda:</b>	4/14/2022	<b>Final action:</b>	4/21/2022		
<b>Enactment date:</b>	4/21/2022	<b>Enactment #:</b>	169-22		

**Title:** Execute a supplemental agreement (No. 5) with NYSDOT which allocates additional funding for preliminary design, right-of-way incidentals and right-of-way acquisition and authorizes construction, construction support and construction inspection Federal Funding.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
4/21/2022	1	County Legislature	adopted	Pass
4/14/2022	1	Public Works Committee	carried at Committee	

**Narrative of Resolution:**

Execute a supplemental agreement (No. 5) with NYSDOT which allocates additional funding for preliminary design, right-of-way incidentals and right-of-way acquisition and authorizes construction, construction support and construction inspection Federal Funding.

**If Resolution requires expenditure of County Funds, provide the following information:**

**Amount to be authorized by Resolution:** \$6,303,816.00

**Are funds already budgeted?** Yes

**Specify Compliance with Procurement Procedures:** N/A

**WHEREAS**, a Project for the reconstruction of East Broadway in the Village of Monticello and County Road 173 in the Town of Thompson, Sullivan County, P.I.N. 9752.91 (the Project) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at a ratio of 90% Federal funds and 10% non-Federal Funds for Preliminary Engineering / Design and Right-of-Way Incidental work and Right-of-Way Acquisition work and 80% Federal funds and 20% non-Federal funds for Construction / Construction Support / Construction Inspection work; and

**WHEREAS**, Resolution 358-03, Resolution 49-06, Resolution 384-13 and Resolution 374-20 previously authorized the Project and the appropriation of \$772,000; for Preliminary Engineering / Design, Right-of-Way Incidentals, Right-of-Way Acquisition work; and

**WHEREAS**, the County of Sullivan desires to advance the Project by making a commitment of 100% of the non-Federal share of the cost of Preliminary Engineering / Design, Right-of-Way Incidentals, Right-of-Way Acquisition and Construction / Construction Support / Construction Inspection work for the project or portion thereof.

**NOW, THEREFORE, BE IT RESOLVED**, that the Sullivan County Legislature hereby approves of the Project and authorizes the County Treasurer to pay in the first instance 100% of the Federal and non-Federal share of the cost for Preliminary Engineering / Design, Right-of-Way Incidentals, Right-of-Way Acquisition and Construction / Construction Support / Construction Inspection work for the project or portions thereof; and

**BE IT FURTHER RESOLVED**, that the sum of \$6,303,816 is hereby appropriated in the budget and made available to cover the cost of participation in the above phases of the Project; and

**BE IT FURTHER RESOLVED**, that in the event the full Federal and non-Federal share of the cost of the project exceeds the amount appropriated above, the Sullivan County Legislature shall convene as soon as possible to appropriate said excess amount upon notification by the New York State Department of Transportation thereof; and

**BE IT FURTHER RESOLVED**, that the County Manager of the County of Sullivan is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal-Aid and/or Marchiselli Aid on behalf of the County of Sullivan with the New York State Department of Transportation in connection with the advancement, approval and administration of the project and in such forms as approved by the County Attorney; and

**BE IT FURTHER RESOLVED**, that a certified copy of this resolution be filed with the New York Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and

**BE IT FURTHER RESOLVED**, this Resolution shall take effect immediately.