

Amending Capital Project No. 505 – Wolven Bridge Over The Sawkill Creek (PIN 8761.76) Replacement Project Construction Phase - Authorizing Agreements, Certifications Or Reimbursement Requests For Federal Aid On Behalf Of Ulster County With The New York State Department Of Transportation, And Appropriating Funds - Department Of Public Works (Highways And Bridges)

Referred to: The Public Works, Capital Projects and Transportation Committee (Chair Nolan and Legislators Donaldson, Kovacs, Litts, and McCollough), and the Ways and Means Committee (Chairman Gavaris and Legislators Collins, Hansut, Kovacs, Nolan, and Roberts)

Chair of the Public Works, Capital Projects and Transportation Committee, Kathy Nolan, and Deputy Chair Herbert Litts, III offer the following:

WHEREAS, this resolution has been submitted at the request of the County Executive on behalf of the Department of Public Works; and

WHEREAS, a Project for the Replacement of Wolven Bridge (Zena Road) over Sawkill Creek (BIN 3346510 and PIN 8761.76) (the “Project”) in the Town of Woodstock is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS, the Project will replace the existing Wolven Bridge that has reached the end of its service life; and

WHEREAS, Resolution No. 305 adopted by the Ulster County on July 18, 2017 established Capital Project No. 505 and agreed to advance the Project by making a commitment of 100% of the non-federal share of the costs of preliminary engineering and right-of-way incidental work in the amount of \$191,000.00; and

WHEREAS, Capital Project No. 505 was further amended pursuant to Resolution No. 175 dated May 15, 2018, in the amount of \$83,409.00 for a total project cost of \$274,409.00; and

WHEREAS, Capital Project No. 505 was further amended pursuant to Resolution No. 370 dated September 20, 2018, in the amount of \$10,000.00 for a total project cost of \$284,409.00; and

WHEREAS, Capital Project No. 505 was further amended pursuant to Resolution No. 582 dated October 17, 2023, in the amount of \$2,102,000.00 for a total project cost of \$2,386,409.00; and

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WHEREAS, it has been found necessary to increase the County share of costs for Construction Services and Construction Inspection phases for the project; and

WHEREAS, based upon examination by the Ulster County Legislature, the County's funding of this Project constitutes a Type II action as defined under Sections 4.5.5 of the County of Ulster's State Environmental Quality Review Act (SEQRA) Type II List, which was adopted pursuant to Resolution No. 118 dated April 20, 2010; and

WHEREAS, Ulster County has determined that this funding action does not pose a significant potential environmental impact and may be progressed as a Type II action in accordance with 6 NYCRR Part 617 of SEQRA, and does not require any further determination or procedure under SEQRA; now, therefore, be it

RESOLVED, that the Ulster County Legislature hereby authorizes the County of Ulster to pay in the first instance 100% of the federal and non-federal share of the cost of right of way acquisition, construction, and construction inspection work for the Project or portions thereof; and, be it further

RESOLVED, that the Chair of the Ulster County Legislature is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or applicable Marchiselli Aid on behalf of the County of Ulster with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and, be it further

RESOLVED, that in addition to the Chair of the Ulster County, the following municipal titles: Commissioner of Public Works, County Engineer, and County Attorney are also hereby authorized to execute any necessary Agreements or certifications on behalf of the Municipality/Sponsor, with NYSDOT in connection with the advancement or approval of the project identified in the State/Local Agreement; and, be it further

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

RESOLVED, that the Ulster County Commissioner of Finance is authorized to make payments associated with all phases of the project; and, be it further

RESOLVED, that the 2024-2029 Ulster County Capital Improvement Program is amended as follows:

	<u>INCREASE</u>	<u>AMOUNT</u>
Capital Project No. 505	Wolven Bridge Replacement	\$2,328,509.00

and, be it further

RESOLVED, that Capital Project No. 505 for the Wolven Bridge Replacement be amended as follows:

	<u>INCREASE</u>	<u>AMOUNT</u>
Capital Project No. 505	Wolven Bridge Replacement	\$1,414,100.00

and, be it further

RESOLVED, that the 2024 Ulster County Capital Fund Budget is hereby amended as follows:

	<u>INCREASE</u>	<u>AMOUNT</u>
HH.5197.0505-4300.4505 (App. #)	Construction Insp Services Capital Project No. 505	\$404,060.00

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HH.5197.0505-2300.2550 (App. #)	Construction Services Capital Project No. 505	\$1,010,040.00
HH.5197.0505-3500.5710 (Rev. #),	Serial Bond	\$1,414,100.00

and moves its adoption.

ADOPTED BY THE FOLLOWING VOTE:

AYES: 22 NOES: 0
(Absent: Legislator Litts)

Passed Committee: Public Works, Capital Projects and Transportation on March 11, 2024

Passed Committee: Ways and Means on March 14, 2024

FINANCIAL IMPACT:

\$1,414,100.00 - COUNTY CAPITAL FUND APPRPIATION

\$1,414,100.00 - COUNTY REVENUE - SERIAL BONDS

