

**Authorizing The Chairman Of The Ulster County Legislature To Execute A Mass Transportation Capital Project Agreement To Fund The Construction Of The Ulster County Area Transit Facility Using New York State Department Of Transportation Funds – Ulster County Area Transit**

The Economic Development, Housing, Planning and Transit Committee (Chairman Rodriguez and Legislators Berardi, Gregorius, Loughran, Sheeley, Alfonso and Roberti) offers the following:

WHEREAS, the Ulster County Legislature previously approved \$124,063.00 of advance funding for the non-Federal share of planning, design and site preparation costs of the Ulster County Area Transit Facility, pursuant to Resolution No. 326 dated October 10, 2002, and

WHEREAS, a Project for the Ulster County Rural Transportation, P.I.N. 8823.09.00 (the Ulster County Area Transit Facility) 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 County of Ulster desires to further advance the above project by making a commitment of 100% of the Federal and non-Federal share of the costs of construction for the Ulster County Transit Facility in the amount of \$616,322.00, and

WHEREAS, any State matching funds to this Federally funded project may be used to fund up to 50% of the non-Federal share of Federally funded projects, but not to exceed 10% of the project costs, and

WHEREAS, any Transit State Dedicated Fund aid may not be used to fund the non-Federal share of Federally funded projects, and

WHEREAS, the Ulster County Legislature adopted Resolution No. 320 dated November 10, 2005, and

WHEREAS, Resolution No. 320 approved the above subject project with Contract No. C003691 and New York State is now requesting approval of the above subject project with a new Contract No. K003691, and

WHEREAS, the Economic Development, Housing, Planning and Transit Committee has met and reviewed said request with a majority of the members voting approval.

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WHEREAS, the Ways and Means Committee has met and reviewed said request with a majority of the members voting approval.

RESOLVED, that the Ulster County Legislature hereby approves the above subject project with the new assigned Contract No. K003691, and

FURTHER 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 the Project or portions thereof, and

FURTHER RESOLVED, that the sum of \$616,322.00 is hereby appropriated from the Serial Bond authorization pursuant to Resolution No. 233, dated August 22, 2003 and made available to cover the cost of participation in the above Project, and

FURTHER RESOLVED, that in the event the full Federal and non-Federal share costs of the project exceeds the amount appropriated above, the County of Ulster shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Commissioner of Transportation, and

FURTHER RESOLVED, that the Chairman of the Legislature of the County of Ulster be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for Federal 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 Grantee's first instance funding of Project costs and permanent funding of the local share of Federal aid eligible Project costs and all Project costs within appropriations thereof that are not so eligible, as filed with the Clerk of the Legislature or as modified with the approval of the County Attorney, and

FURTHER 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

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FURTHER RESOLVED, this resolution shall take effect immediately,  
and moves its adoption.

ADOPTED BY THE FOLLOWING VOTE:

AYES: 32 NOES: 0  
(Absent: Legislator Liepmann)

FINANCIAL IMPACT:  
\$740,445.00 – REIMBURSEMENT CAPITAL PROJECT NO. 248

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