

Authorizing The Implementation, And Funding In The First Instance 100% Of The Federal-Aid And State "Marchiselli" Program-Aid Eligible Costs, Of A Transportation Federal-Aid Project And Appropriating Funds Therefore (Boices Lane)

The Public Works and Capital Projects Committee (Chairman Loughran and Legislators Decker, Hochberg, Sheeley, Fabiano, Felicello and Roberts) offers the following:

WHEREAS, a Project for Boices Lane @ Morton Boulevard: Boices Lane Repaving Project, PIN 8759.28 (the "Project") 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, Ulster County desires 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.

NOW, THEREFORE, the Ulster County Legislature, duly convened does hereby

RESOLVE, that the Ulster County Legislature hereby approves the above-subject project, and it is hereby further

RESOLVED, that the Ulster County Legislature hereby authorizes Ulster County to pay in the first instance 100% of the federal and non-federal share of the cost of preliminary engineering and right-of-way incidental work for the Project or portions thereof, and it is further

RESOLVED, that the sum of \$45,000.00 is hereby appropriated pursuant to Resolution No. 64, March 11, 2009, Capital Project No. 316, and made available to cover the costs of participation in the above phase of the Project, and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Ulster County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon notification by the Ulster County Executive thereof, and it is further

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RESOLVED, that the County Executive of Ulster County be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or applicable Marchiselli Aid on behalf of Ulster County 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 projects 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 it is further

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

RESOLVED, this Resolution shall take effect immediately.

ADOPTED BY THE FOLLOWING VOTE:

AYES: 30 NOES: 0
(1 Abstention: Legislator Roberti)
(Absent: Legislators Harris and R.A. Parete)

FINANCIAL IMPACT:

\$45,000.00 - ADDITIONAL APPROPRIATIONS 2009 (95% REIMBURSABLE)
\$36,000.00 – ADDITIONAL FEDERAL REVENUES
\$ 6,750.00 – ADDITIONAL STATE MARCHISELLI REVENUES
\$ 2,250.00 – ADDITIONAL COUNTY DOLLARS

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STATE OF NEW YORK

ss:

COUNTY OF ULSTER

This is to certify that I, the undersigned Clerk of the Legislature of the County of Ulster have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th Day of March, 2009, and that the same is a true and correct transcript of said resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the County of Ulster this 12th Day of March in the year Two Thousand and Nine.

/s/ Mary L. Carey
Mary L. Carey, Clerk
Ulster County Legislature

Submitted to the County Executive this
13th Day of March, 2009.

Approved by the County Executive this
13th Day of March, 2009.

/s/ Mary L. Carey
Mary L. Carey, Clerk
Ulster County Legislature

/s/ Michael P. Hein
Michael P. Hein, County Executive

STATE OF NEW YORK)
) SS:
COUNTY OF ULSTER)

I, Mary L. Carey, Clerk of the Legislature of Ulster County, New York, do hereby certify that I have compared the foregoing copy of this Resolution with the original on file in my office, and that the same is a true and correct transcript of said original Resolution and of the whole thereof, as duly adopted by said Legislature at a meeting duly called and held at the Ulster County Office Building on March 11, 2009, by the required and necessary vote of the members to approve the Resolution.

WITNESS My Hand and the Official Seal of Ulster County, New York, this
_____ day of _____, 2009.

Mary L. Carey
Clerk, Ulster County Legislature