

Establishing Capital Project No. 488, Installation Of Shoulders Along Route 299, Towns Of New Paltz And Gardiner - Transportation Improvement Project (TIP) Not On The State Highway System – Authorizing The Implementation And Funding In The First Instance Of The Federal-Aid And State “Marchiselli” Program-Aid Eligible Costs And Appropriating Funds Therefore – Amending The 2016 – 2021 Capital Improvement Program – Public Works (Highways And Bridges)

Referred to: The Public Works and Capital Projects Committee (Chairman Fabiano and Legislators Greene, Litts, Loughran, and Maloney), and The Ways and Means Committee (Chairman Gerentine and Legislators Allen, Bartels, Belfiglio, Briggs, Maio, and Maloney)

Chairman of the Public Works and Capital Projects Committee, Dean J. Fabiano, and Deputy Chairman Peter M. Loughran offer the following:

WHEREAS, this resolution has been submitted by the County Executive’s Office on behalf of the Department of Public Works – Highways and Bridges; and

WHEREAS, a Project for shoulder widening and reconstruction on Route 299 (County Routes 7 & 8) from Libertyville Road to Route 44/55 in the Towns of New Paltz and Gardiner, PIN 8051.11 (the “Project”) is eligible for funding under Title 23U. S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds, 8% State Marchiselli funds and 12% County funds; and

WHEREAS, the Project is listed on the Transportation Improvement Program (TIP) under PIN 8051.11 with a date to begin the engineering design phase in 2017; and

WHEREAS, the Federal-Aid Agreement has now been approved and requires an approved, certified Resolution before the Agreement may be fully executed; and

WHEREAS, the Project will help improve the safety of motorists, bicyclists, pedestrians and other users of this segment of Route 299; and

WHEREAS, Ulster County desires to advance the Project by making a commitment of 100% of the federal and non-federal share of the costs of preliminary engineering and right-of-way incidental work; and

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WHEREAS, the Commissioner of Public Works requests funds for widening and reconstruction on Route 299 (County Routes 7 & 8) from Wallkill River on Libertyville Road to Route 44/55 in the Towns of New Paltz and Gardiner, PIN 8051.11 (the “Project”), for the Preliminary Engineering and Right Of Way Incidentals in the amount of \$487,000.00 which is eligible for 80% Federal funds, 8% State Marchiselli funds and 12% County funds; and

WHEREAS, the project was approved by the Ulster County Transportation Council in the 2017 – 2021 Transportation Improvement Program, now, therefore, be it

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, be it further

RESOLVED, that the sum of \$487,000.00 is hereby appropriated and made available to cover the costs of participation in the above phase of the Project, and, be it further

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 Department of Transportation in connection with shoulder widening and reconstruction on Route 299 (County Routes 7 & 8) from Wallkill River on Libertyville Road to Route 44/55 in the Towns of New Paltz and Gardiner, PIN 8051.11 (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, be it further

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RESOLVED, that in addition to the County Executive of Ulster County, the following municipal titles: Commissioner of Public Works and Director of Purchasing, are also hereby authorized to execute and necessary Agreements or certifications on behalf of the Municipality with NYSDOT in connection with the advancement or approval of the Project identified in the State/Local Agreement, and it is further

RESOLVED, based upon the examination of the Ulster County Legislature, and pursuant to Part 617 of the implementary regulations pertaining to Article 8 of the State Environmental Quality Review Act (SEQRA), it hereby determined that the adoption of this proposed Capital Project constitutes a Type II action as defined under 6 NYCRR 617.5(c) (2) and does not require any determination or procedure under SEQRA, and, be it further

RESOLVED, that Capital Project No. 488 be established for the shoulder widening and reconstruction on Route 299 (County Routes 7 & 8) from Wallkill River on Libertyville Road to Route 44/55 in the Towns of New Paltz and Gardiner, PIN 8051.11, and, be it further

RESOLVED, the 2016-2021 Ulster County Capital Improvement Plan is hereby amended as follows:

	<u>CREATE</u>	<u>AMOUNT</u>
Capital Project No. 488	Widening Shoulders Rte. 299 (TIP)	\$487,000.00

and, be it further;

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RESOLVED, the 2016-2021 Ulster County Capital Fund is hereby amended as follows:

	<u>INCREASE</u>	<u>AMOUNT</u>
HH.5197.0488-4300.4355 (App. #)	Engineer Services Capital Project No. 488 Widening Shoulders Rte. 299 (TIP)	\$487,000.00
HH.5197.0488-3500.5710 (Rev. #'s)	Serial Bond Proceeds	\$487,000.00

and move its adoption.

ADOPTED BY THE FOLLOWING VOTE:

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

Passed Committee: Public Works and Capital Projects on December 8, 2016

Passed Committee: Ways and Means on December 13, 2016

FINANCIAL IMPACT:

\$487,000.00 – CAPITAL PROJECT NO. 488 APPROPRIATIONS
\$389,600.00 – REIMBURSABLE FROM FEDERAL FUNDS
\$ 38,440.00 – REIMBURSABLE NYS MARCHISELLI FUNDS
\$ 58,960.00 – SERIAL BONDS

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STATE OF NEW YORK

ss:

COUNTY OF ULSTER

I, the undersigned Clerk of the Legislature of the County of Ulster, hereby certify that the foregoing resolution is the original resolution adopted by the Ulster County Legislature on the 20th Day of December in the year Two Thousand and Sixteen, and said resolution shall remain on file in the office of said clerk.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the County of Ulster this 21st Day of December in the year Two Thousand and Sixteen.

|s| Victoria A. Fabella
Victoria A. Fabella, Clerk
Ulster County Legislature

Submitted to the County Executive this
22nd Day of December, 2016.

|s| Victoria A. Fabella
Victoria A. Fabella, Clerk
Ulster County Legislature

Approved by the County Executive this
28th Day of December, 2016.

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