

# Warren County Board of Supervisors

## RESOLUTION NO. 159 OF 2019

**RESOLUTION INTRODUCED BY SUPERVISORS SIMPSON, MERLINO, FRASIER, DICKINSON, DIAMOND, LOEB, HYDE, MAGOWAN, WILD, HOGAN AND GERAGHTY**

**AUTHORIZING THE IMPLEMENTATION, AND FUNDING 100% OF THE COSTS, OF A TRANSPORTATION PROJECT, AND APPROPRIATING FUNDS THEREFORE FOR CR 32 OVER BENNIE BROOK CULVERT REPLACEMENT, TOWN OF LAKE LUZERNE**

WHEREAS, a project for the Culvert NY, Call Street (CR 32) over Bennie Brook, Town of Lake Luzerne, Warren County P.I.N. 1761.08 (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 the ratio of 0% Federal funds and 100% non-federal funds, and

WHEREAS, the County of Warren will design, let and construct the Project, and

WHEREAS, the County of Warren desires to advance the Project by making a commitment of 100% of the costs of Design, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves the above-subject Project, and it is further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the County of Warren to pay 100% of the cost of Design and Construction/Construction Inspection work for the Project or portions thereof, with the understanding that qualified costs may be eligible for federal-aid, state-aid, or reimbursement from Bridge NY funds, and it is further

RESOLVED, that the sum of Nine Hundred Seventy-Three Thousand Six Hundred Thirty-Six Dollars and no cents (\$973,636) has been appropriated from Capital Project H385 Call Street (CR 32) over Bennie Brook Culvert Replacement and made available to cover the cost of participation in the above phase of the Project, and it is further

RESOLVED, that the Warren County Board of Supervisors hereby agrees that the County of Warren shall be responsible for all costs of the Project which exceed the amount of federal-aid, state-aid, or NY Bridge funding awarded to the County of Warren, and it is further

RESOLVED, that in the event the Project costs not covered by federal-aid, state-aid or NY Bridge funding exceeds the amount appropriated above, the Warren County Board of Supervisors shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the County of Warren hereby agrees that construction of the Project shall begin no later than twenty-four (24) months after award and the construction phase of the Project shall be completed within thirty (30) months, and it is further

RESOLVED, that the Chairman of the Warren County Board of Supervisors be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for federal-aid

***RESOLUTION No. 159 OF 2019***

***PAGE 2 OF 2***

and/or state-aid 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 County of Warren'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 in a form approved by the County Attorney, and it is 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 it is further

RESOLVED, this Resolution shall take effect immediately.