

RESOLUTION NO. 2015051

RE: AUTHORIZING AN INCREASE IN CAPITAL PROJECT ET0435.5680 AND AMENDING CAPITAL PROJECT ACCOUNT AS IT PERTAINS TO THE DEPARTMENT OF PUBLIC WORKS – DIVISION OF PUBLIC TRANSIT (ET0435) AND AUTHORIZING FILING OF SECTION 5307 GRANT APPLICATIONS WITH THE FEDERAL TRANSIT ADMINISTRATION AND THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR MATCHING FUNDS FOR CAPITAL ASSISTANCE UNDER THE URBAN MASS TRANSPORTATION ACT OF 1964

Legislators HUTCHINGS, MICCIO, SAGLIANO, STRAWINSKI, and FARLEY offer the following and move its adoption:

WHEREAS, Resolutions No. 2011008 and 2011009 authorized the filing of a State of Good Repair grant application with the U.S. Department of Transportation, Federal Transit Administration (FTA) and the New York State Department of Transportation for capital assistance under Urban Mass Transportation Act of 1964, as amended, and

WHEREAS, one of the projects authorized was site rehabilitation work at the Dutchess County Public Transit facility at 14 Commerce Street, Poughkeepsie, New York, and

WHEREAS, the Commissioner of Public Works and County Transit Administrator have advised that the project is currently on budget. This proposed resolution will provide contingency funds to cover any unknown costs which may come about as the project progresses, and

WHEREAS, it is necessary for this Legislature to amend the capital project account, ET0435.5680 to cover eligible expenses for this project, and

WHEREAS, the Federal Transit Administration is authorized to make grants for mass transportation projects, and

WHEREAS, the contract for financial assistance will impose certain obligations upon the applicant, including provision by it of the local share of project costs and the Commissioner of Public Works will be advised that the Federal Transit Administration will grant funds to Dutchess County under Section 5307, and

WHEREAS, the Federal Transit Administration requires, in accord with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of an application for assistance under the Urban Mass Transportation Act of 1964, as amended, the applicant give an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and the Federal Transit Administration requirements thereunder, and

WHEREAS, it is the goal of the applicant that minority business enterprises be utilized according to the goals of the disadvantaged business enterprises (DBE) program in connection with mass transportation projects and that definite procedures shall be established and administered to ensure that minority businesses shall have the maximum feasible opportunity to compete for contracts when procuring contracts for construction, supplies, equipment or consultant and other services, and

WHEREAS, grant applications will be filed with the Federal Transit Administration for capital assistance under Section 5307 will be up to \$112,000 to be used to assist in funding Dutchess County Public Transit for Facility Rehabilitation, and Bond costs and interest, and

WHEREAS, the State matching portion of the grants for capital assistance under Section 5307 will be up to a total of \$14,000 for Facility Rehabilitation, and Bond costs and interest, and

WHEREAS, State Mass Transportation Capital Aid is available to fund projects approved by the Commissioner of Transportation, now, therefore, be it

RESOLVED, that the County Executive or his designee be and is hereby authorized to execute and file applications with the Federal Transit Administration for Sections 5307 Capital project funds under the Urban Mass Transportation Act of 1964, as amended and to furnish such additional information as the Federal Transit Administration may require in connection with the applications, and be it further

RESOLVED, that the County Executive or his designee be and is hereby authorized to execute such grant agreements arising from such applications on behalf of Dutchess County with the Federal Transit Administration to aid in the financing of capital projects pursuant to Sections 5307 of the Urban Mass Transportation Act of 1964, as amended, and be it further

RESOLVED, that the County Executive or his designee be and is hereby authorized to set forth and execute affirmative action minority business policies in connection with the projects' procurement needs, and be it further

RESOLVED, that the County Executive or his designee be and is hereby authorized to receive on behalf of the County, financial assistance for capital projects pursuant to Sections 5307 of the Urban Mass Transportation Act of 1964, as amended, and

RESOLVED, that the County Executive or his designee be and is hereby authorized to execute any necessary agreements arising from such applications on behalf of Dutchess County with the New York State Department of Transportation to aid in the financing of capital projects.

RESOLVED, that the County Executive or his designee be and hereby is authorized to execute and file an application(s) or amended applications with the Federal Transit Administration for Section 5307 Capital project funds under the Urban Mass Transportation Act of 1964, as amended and to furnish such additional information as the Federal Transit Administration may require in connection with the application(s), and be it further

RESOLVED, that the County Executive or his designee be and hereby is authorized to execute such grant agreement(s), or amendment agreements, arising from such application on behalf of Dutchess County with the Federal Transit Administration to aid in the

financing of capital projects pursuant to Section 5307 of the Urban Mass Transportation Act of 1964, as amended, and be it further

RESOLVED, that the County Executive or his designee be and hereby is authorized to receive on behalf of the County, financial assistance for capital projects pursuant to Section 5307 of the Urban Mass Transportation Act of 1964, as amended.

RESOLVED, that the Commissioner of Finance is hereby authorized, empowered and directed to amend the capital project account as follows:

APPROPRIATIONS

Increase

ET0435.5680.3150	Building Reconstruction	<u>\$140,000</u>
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REVENUE

Increase

ET0435.5680.45890	Federal Aid-Other Transportation Capital Projects	\$112,000
ET0435.5680.35890	State Aid-Other Transportation Aid Capital Projects	14,000
ET0435.5680.50310	Interfund Transfers	<u>14,000</u>
		<u>\$ 140,000</u>

APPROPRIATIONS

Increase

A.9950.9850	ET Capital Fund Contribution	<u>\$ 14,000</u>
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Decrease

A.1990.4007	General Contingency	<u>\$ 14,000</u>
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CA-053-15  
JMF/CAB/kvh/G-0930-B  
2/20/15  
Fiscal Impact: See attached statement

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess 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        day of       , 20        and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this        day of       , 20

## FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

### APPROPRIATION RESOLUTIONS *(To be completed by requesting department)*

Total Current Year Cost \$ 140,000

Total Current Year Revenue \$ 126,000

and Source  
\$112,000 federal 5307 funds  
14,000 state funds  
14,000 county funds

Source of County Funds *(check one)*:  Existing Appropriations,  Contingency,  
 Transfer of Existing Appropriations,  Additional Appropriations,  Other *(explain)*.

Identify Line Items(s):

ET0435.5680

Related Expenses: Amount \$ 140,000

Nature/Reason:

Anticipated Savings to County: \$ 126,000

Net County Cost (this year): \$ 14,000

Over Five Years: \_\_\_\_\_

#### Additional Comments/Explanation:

This amendment will increase capital project by \$140,000 (\$89,600 federal, \$14,000 state, \$14,000 county) to cover eligible expenses for site rehabilitation work at the Dutchess County Transit Facility at 14 Commerce Street Poughkeepsie, New York.

In addition to the capital project amendment, this resolution will authorize the County Executive or his designee to apply for, sign agreements, and accept federal and state funds for the rehabilitation of the 14 Commerce Street facility.

The 2015 grant process begins on April 1, 2015. We have been asked to submit our applications at that time. If we miss the 2015 grant deadline, we will not be able to apply for more funding until 2016.

Prepared by: Cynthia Ruiz, Transit Administrator

Prepared On: 2/20/2015

MARCUS J. MOLINARO  
COUNTY EXECUTIVE



NOEL H. S. KNILLE, AIA, ASLA  
COMMISSIONER

CYNTHIA J. RUIZ  
TRANSIT ADMINISTRATOR

**COUNTY OF DUTCHESS**  
DEPARTMENT OF PUBLIC WORKS  
DIVISION OF PUBLIC TRANSIT

MEMORANDUM

TO: William F.X. O'Neill, Deputy County Executive

FROM: Cynthia J. Ruiz, County Transit Administrator 

DATE: February 20, 2015

RE: Resolution Request

This resolution will amend Capital Account ET0435 and authorize the County Executive or his designee to apply for, sign agreements, and accept federal and state funds to support the amendment.

Dutchess County Public Transit Capital Project ET0435.5680 (facility rehabilitation) is ongoing. The project is currently on budget. This proposed resolution will provide contingency funds to cover any unknown costs which may come about as the project progresses.

The proposed funding is available for use in Dutchess County's current FTA 5307 allocation. This project is eligible for 5307 funds. In order to access those funds, we must have a resolution in place and apply for obligation from the Federal Transit Administration.

The 2015 FTA grant obligation application process begins on April 1, 2015. We have been asked to submit our applications now in anticipation of April 1. If we miss the 2015 grant deadline, we will not be able to apply for more funding until 2016.

This resolution request will amend capital project ET0435.5680 to increase the budget by \$140,000 (\$89,600 federal, \$14,000 state, \$14,000 county) to cover eligible expenses for site rehabilitation work at the Dutchess County Transit Facility at 14 Commerce Street Poughkeepsie, New York.

If you have any questions, you may reach me at 473-8521.

cc: Noel Knille, DPW Commissioner  
Joseph Mangi, Assistant General Manager

RESOLUTION NO. 2011008

RE: AUTHORIZING FILING OF SECTION 5307 GRANT APPLICATION FOR FEDERAL FISCAL YEAR 2011 WITH THE FEDERAL TRANSIT ADMINISTRATION FOR CAPITAL ASSISTANCE UNDER URBAN MASS TRANSPORTATION ACT OF 1964

Legislators ROLISON, FLESLAND, and HUTCHINGS offer the following and move its adoption:

WHEREAS, the Federal Transit Administration is authorized to make grants for mass transportation projects, and

WHEREAS, the grant contract for financial assistance will impose certain obligations upon the applicant, including provision by it of the local share of project costs, and

WHEREAS, the Federal Transit Administration requires in accord with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of an application for assistance under the Urban Mass Transportation Act of 1964, as amended, the applicant give an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and the Federal Transit Administration requirements thereunder, and

WHEREAS, it is the goal of the applicant that minority business enterprises be utilized according to the goals of the DBE Program, and in connection with this project and that definite procedures shall be established and administered to ensure that minority businesses shall have the maximum feasible opportunity to compete for contracts when procuring construction contracts, supplies, equipment contracts, supplies, equipment contracts or consultant and other services, and

WHEREAS, the Dutchess County Legislature adopted Resolution #2010199 authorizing a grant application be filed with the Federal Transit Administration in the amount of \$967,487 for capital assistance under Section 5307 to be used to assist in funding the Dutchess County Mass Transit Facility Roof Replacement Project, and

WHEREAS, additional funding from the Federal Transit Administration in the amount of \$2,632,513 in capital assistance under Section 5307 to be used to assist in funding the Dutchess County Mass Transit Facility Roof Replacement Project and the Fuel Relocation Project is now available, for a total funding amount of \$3,600,000 from the Federal Transit Administration, now, therefore, be it

RESOLVED, that the County Executive or his designee be and hereby is authorized to execute and file an application(s) with the Federal Transit Administration for Section 5307 Capital project funds under the Urban Mass Transportation Act of 1964, as amended and to

furnish such additional information as the Federal Transit Administration may require in connection with the application(s), and be it further

RESOLVED, that the County Executive or his designee be and hereby is authorized to execute such grant agreement(s) arising from such application on behalf of Dutchess County with the Federal Transit Administration to aid in the financing of capital projects pursuant to Section 5307 of the Urban Mass Transportation Act of 1964, as amended, and be it further

RESOLVED, that the County Executive or his designee be and hereby is authorized to set forth and execute affirmative action minority business policies in connection with the project's procurement needs, and be it further

RESOLVED, that the County Executive or his designee be and hereby is authorized to receive on behalf of the County, financial assistance for capital projects pursuant to Section 5307 of the Urban Mass Transportation Act of 1964, as amended.

CA-10-11

CR/ADR/ca/C-4097

1/04/11

Fiscal Impact: See attached statement

APPROVED



WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

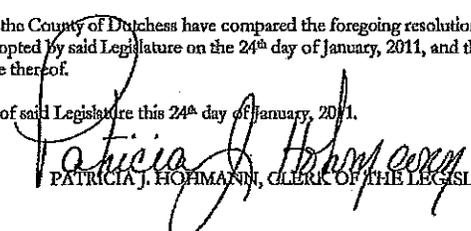
Date 2/4, 2011

STATE OF NEW YORK

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess 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 24<sup>th</sup> day of January, 2011, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 24<sup>th</sup> day of January, 2011.



PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

### FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

#### APPROPRIATION RESOLUTIONS (To be completed by requesting department)

Total Current Year Cost \$ 0

Total Current Year Revenue \$ 0  
and Source

Source of County Funds (check one):  Existing Appropriations,  Contingency,  
 Transfer of Existing Appropriations,  Additional Appropriations,  Other (explain).

Identify Line Items(s):

Related Expenses: Amount \$ \_\_\_\_\_

Nature/Reason:

Anticipated Savings to County: \$2,632,513

Net County Cost (this year): \$0  
Over Five Years: \_\_\_\_\_

#### Additional Comments/Explanation:

The Dutchess County Legislature approved resolution #2010199 for a grant application to be filed with the Federal Transit Administration in the amount of \$967,487 in capital assistance under Section 5307 to be used to assist in funding the Dutchess County Mass Transit Facility Roof Replacement Project.

Additional funding from the Federal Transit Administration in the amount of \$2,632,513 in capital assistance under Section 5307 to be used to assist in funding the Dutchess County Mass Transit Facility Roof Replacement Project and the Fuel Relocation Project is now available.

Prepared by: Cynthia Ruiz, Transit Administrator

Public Works & Capital Projects

RESOLUTION NO. 2011009

RE: AUTHORIZING GRANT AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR MATCHING FUNDS FOR FTA SECTION 5307 FUNDS FOR 2011

Legislators ROLISON, FLESLAND, and HUTCHINGS offer the following and move its adoption:

WHEREAS, a Resolution to authorize the filing of a grant application with the Federal Transit Administration for capital assistance under the Urban Mass Transportation Act of 1964, as amended, for the Dutchess County Mass Transit Facility Roof Replacement Project and the Fuel Relocation Project (Project) is being considered concurrently with this Resolution, and

WHEREAS, this Resolution would authorize the filing of a grant application with the New York State Department of Transportation (NYSDOT) for state matching funds for the Project, and

WHEREAS, the Commissioner of Planning and Development has been advised that State Mass Transportation Capital Aid is available to fund projects approved by the Commissioner of Transportation, and

WHEREAS, the Commissioner of Planning and Development has been advised that the Federal Transit Administration will grant funds to Dutchess County under Section 5307 to fund capital facility roof replacement and fuel relocation activities, and

WHEREAS, the Dutchess County Legislature adopted Resolution #2010198 authorizing a grant application be filed with NYSDOT in the amount of \$120,936 for state matching funds for capital assistance under Section 5307 to be used to assist in funding the Roof Replacement Project, and

WHEREAS, additional matching funding from NYSDOT in the amount of \$329,064 for capital assistance under Section 5307 to be used to assist in funding the Project is now available, for a total funding amount of \$450,000 in matching funds from NYSDOT, and

WHEREAS, Dutchess County desires to advance the Project by making a commitment of advance funding of the non-local share and funding of the full local share of the costs associated with this Project, now, therefore, be it

RESOLVED, that the County Executive be and is hereby authorized to file an application(s) with NYSDOT for matching funds for capital projects and to execute any necessary agreement(s) arising from such application on behalf of Dutchess County.

CA-09-11

C-4097

1/5/11

Fiscal Impact: see statement attached.

APPROVED



WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

Date 2/4, 2011

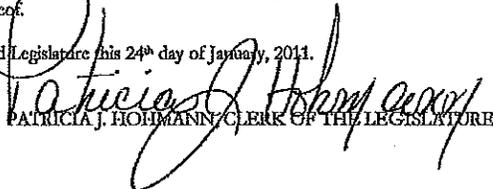
STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess 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 24<sup>th</sup> day of January, 2011, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 24<sup>th</sup> day of January, 2011.



PATRICIA J. ROHMANN CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS  
(To be completed by requesting department)

Total Current Year Cost \$ \_\_\_\_\_

Total Current Year Revenue \$ 329,064  
and Source \_\_\_\_\_

Source of County Funds (check one):  Existing Appropriations,  Contingency,  
 Transfer of Existing Appropriations,  Additional Appropriations,  Other (explain).

Identify Line Items(s):

Related Expenses: Amount \$ \_\_\_\_\_

Nature/Reason:

Anticipated Savings to County: \$329,064

Net County Cost (this year): \_\_\_\_\_  
Over Five Years: \_\_\_\_\_

Additional Comments/Explanation:

This resolution grants Mass Transit the authority to apply for and accept State Mass Transportation Capital Aid to offset the cost of the roof and fuel facility projects. It was originally anticipated that the state would provide \$120,936, however it has been confirmed that an additional \$329,064 will be granted to offset the cost.

The Dutchess County Legislature approved resolution #2010198 in the amount of \$120,936 for this 2010 capital facility roof replacement. Additional FTA funds have become available for this 2010 capital facility roof replacement and fuel project in the amount of \$329,064.

Prepared by: Cynthia Rulz, Transit Administrator