

RESOLUTION NO. 2015239

RE: AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE THE AGREEMENT WITH NEW YORK STATE DEPARTMENT OF TRANSPORTATION (K007150) AND AMENDING THE 2015 ADOPTED COUNTY BUDGET AS IT PERTAINS TO THE DEPARTMENT OF PUBLIC WORKS – PUBLIC TRANSIT DIVISION (ET5680)

Legislators HUTCHINGS, ROLISON, FLESLAND, BOLNER, WEISS, SAGLIANO, JETER-JACKSON, MAC AVERY, and STRAWINSKI offer the following and move its adoption:

WHEREAS, the Commissioner of Public Works has been advised that the New York State Department of Transportation has awarded the County a Supplemental Grant Agreement #1, Comptroller's Contact No. K007150, copy attached, which is providing 100% Accelerated Transit Capital Funds (SFY 15-16) in the sum of \$116,551, and

WHEREAS, the grant funding is for the following projects: (a) security system for the Commerce Street facility, including new card entry system and enhanced camera system \$56,551 (PIN 8TD0.01.001); (b) rehabilitation of the administrative offices including replacement of antiquated furniture, replacement of flooring, painting, etc. \$45,000 (PIN 8TD0.02.001); (c) amenities program-bike racks, bus stop shelters, etc. \$10,000 (PIN 8TRD.99.001); and (d) fleet maintenance equipment \$5,000 (PIN 8TD0.02.001), and

WHEREAS, the Supplemental Grant Agreement covers the period January 1, 2014 through December 31, 2018, and

WHEREAS, the State Mass Transportation Capital Aide is available to fund projects approved by the Commissioner of Transportation, and

WHEREAS, additional Capital Aid projects have been previously approved, as shown on the Project Agreement Schedule A in the attached Grant Agreement, by Resolutions: 2015045 which was approved on or about March 9, 2015 (PIN 8TRD0.32.001 and 8TRD.34.001), Resolution 2015051 which was approved on or about March 9, 2015 (PIN 8TRD.71.001), and Resolution 2015117 which was approved on or about April 13, 2015 (PIN 8TRD.86.001) and PIN 8TRD.92.001), and

WHEREAS, Dutchess County desires to advance the projects by making a commitment of advance funding of the full non-local share of the costs associated with these projects, and

WHEREAS, it is necessary for this Legislature to authorize the execution of the grant agreement and to amend the 2015 Adopted County Budget to accept such funds and provide for the receipt and expenditure of said funds, now therefore, be it

RESOLVED, that this Legislature hereby authorizes the County Executive or his designee to accept the grant award from New York State in connection with the above projects and

further authorizes and empowers the County Executive or his designee to execute said grant agreement on behalf of the County of Dutchess, and be it further

RESOLVED, that the Commissioner of Finance is hereby authorized, empowered and directed to amend the 2015 Adopted County Budget as follows:

APPROPRIATIONS

Increase

ET.5680.2500.05	Other Equip. 5 year	\$56,551
ET.5680.4613	Repairs/Alt. Real Prop.	45,000
ET.5680.2500.10	Other Equip. 10 year	<u>15,000</u>
		<u>\$116,551</u>

REVENUES

Increase

ET.5680.35890.04	Other Transp. Reno. Assist	\$45,000
ET.5680.35890.14	Other Transp. Shop Equipment	5,000
ET.5680.35890.17	Other Transp. Equipment	<u>66,551</u>
		<u>\$116,551</u>

CA-153-15

CAB/kvh/G-0930-B

09/15/15

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 13TH day of October 2015, 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 13th day of October 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

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

Total Current Year Cost \$ 116,551

Total Current Year Revenue \$ 116,551

and Source
\$116,551 NYSDOT funds

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

Identify Line Items(s):

+2500.05 \$56,551; 2500.10 \$15,000; 4613 \$45,000

+35890.04 \$45,000; 35890.14 \$5,000; 35890.17 \$66,551

Related Expenses: Amount \$ _____

Nature/Reason:

Anticipated Savings to County: \$116,551

Net County Cost (this year): \$0

Over Five Years: \$0

Additional Comments/Explanation:

Dutchess County Public Transit has been awarded \$116,551 in 100% New York State Department of Transportation funded projects. These projects include:

\$56,551 Security System for the Public Transit Center

\$45,000 Facility Administrative Offices Rehabilitation

\$10,000 Amenities Program (bike racks, shelters, signs, etc.)

\$5,000 Maintenance Equipment

\$116,551 Total - This resolution will authorize the County Executive or his designee to sign agreements and accept funding from the New York State Department of Transportation.

Prepared by: Cynthia Ruiz

Prepared On: 9/4/2015



**Department of
Transportation**

ANDREW M. CUOMO
Governor

MATTHEW J. DRISCOLL
Commissioner

Cathy Calhoun
Chief of Staff

September 2, 2015

Ms. Cynthia Ruiz, Transit Administrator
Dutchess County Public Transit
14 Commerce Street
Poughkeepsie, New York 12603

Re: Contract No. K007150

Dear Ms. Ruiz *Cynthia*

The New York State Department of Transportation Public Transportation Bureau is pleased to inform you that State funds in the amount of \$874,989 have been allocated for mass transportation capital projects as outlined in Schedule A of the above referenced agreement.

An electronic copy of the agreement will be sent to you for execution by Dutchess County. Please make five copies of the electronic agreement and return four copies of the agreement with the original signatures on page 3 (duly notarized on the Grantee acknowledgement), along with four notarized originals of the authorizing resolutions, to this office, through regular US mail, for final execution by the State.

Address your response to:

Mr. Jonathan Cmaylo
Public Transportation Bureau
50 Wolf Road – POD 54
Albany, New York 12232

If you have any questions, please call Jonathan Cmaylo at (518) 457-0250.

Sincerely,

Tom Vaughan, Acting Director
Public Transportation Bureau

Enclosure

Cc: William Gorton, DOT Acting Regional Director, Region 8 (w/e- attachment)

**MASS TRANSPORTATION CAPITAL PROJECT
SUPPLEMENTAL GRANT AGREEMENT #1**

**COMPTROLLER'S CONTRACT NO. K007150
Contract Period 1/1/2014 – 12/31/2018**

THIS IS A SUPPLEMENTAL GRANT AGREEMENT made this ___ day of _____, 20___ by and between the State of New York, acting by and through the New York State Department of Transportation ("NYSDOT"), having its principal office at 50 Wolf Road, Albany, New York 12232 and Dutchess County (the Grantee), with offices at 14 Commerce Street, Poughkeepsie, New York, 12603, for capital project(s) to support the public transportation system, as more fully described in Schedule(s) A hereof (the "Project"). The amount of NYSDOT's grant pursuant to this Agreement shall be limited to Project Eligible Costs actually incurred, in no event to exceed \$102,389 original plus supplemental and \$874,989 additional (the "Grant").

WITNESSETH:

WHEREAS, State Finance Law §89-c establishes the Dedicated Mass Transportation Trust Fund ("DMTTF") to be administered by NYSDOT, with moneys appropriated thereto to be utilized for the reconstruction, replacement, purchase, modernization, improvement, reconditioning, preservation and maintenance of mass transit facilities, vehicles and rolling stock; and

WHEREAS, pursuant to appropriation or re-appropriation to the DMTTF, the State Legislature authorized certain funding programs for the costs of mass transportation capital projects and facilities undertaken by municipalities and mass transit systems; and

WHEREAS, Grantee's Project qualifies for funding pursuant to such appropriations and re-appropriations, the programmatic criteria and guidelines therefore, and has been approved by the Commissioner of Transportation for funding in a program of mass transportation capital projects as more specifically described in Schedule(s) A annexed to or supplementing this Agreement,

Check if State-administered Federal Aid applicable.:

WHEREAS, pursuant to Highway Law §80(1) NYSDOT may, in accordance with State appropriations therefore, use federal aid for the purchase of buses or any other passenger equipment, the construction of exclusive or preferential bus passenger loading areas and facilities (including shelters) and for any mass transit purpose as is allowed by federal law respecting such funds; and

WHEREAS, the State has appropriated or reappropriated federal aid monies for the Project(s)

Check if Rebuild and Renew New York Transportation Bond Act of 2005 is applicable :

WHEREAS, Article 22 of the Transportation Law authorizes the NYSDOT Commissioner to implement the Rebuild and Renew New York Transportation Bond Act of 2005 which funds the Transit Clean Fuel Vehicle Initiative; and

WHEREAS, pursuant to appropriation or reappropriation from the Rebuild and Renew New York Transportation Bond Act of 2005, the legislature authorized certain funding programs for the costs of mass transportation capital projects and facilities undertaken by municipalities and mass transit systems; and

WHEREAS, the Sponsor attests that the Project has a useful service life of 10 years;

NOW THEREFORE, in consideration of the mutual covenants herein set forth, the parties hereto agree as follows: Schedule A of the aforementioned Mass Transportation Capital Project Grant Agreement is hereby amended to include, in addition:

- the funding and those projects contained in Schedule "A" attached to and made part of this supplemental Grant Agreement; and
- Appendix 2-S – Iran Divestment Act attached to and made part of this supplemental Grant Agreement.

Except as amended herein the Mass Transit Capital Project Grant Agreement, Contract No. K007150 between the parties hereto shall remain in full force and effect.

**APPENDIX 2-S
IRAN DIVESTMENT ACT**

As a result of the Iran Divestment Act of 2012 (Act), Chapter 1 of the 2012 Laws of New York, a new provision has been added to the State Finance Law (SFL), § 165-a, effective April 12, 2012. Under the Act, the Commissioner of the Office of General Services (OGS) will be developing a list (prohibited entities list) of "persons" who are engaged in "investment activities in Iran" (both are defined terms in the law). Pursuant to SFL § 165-a(3)(b), the initial list is expected to be issued no later than 120 days after the Act's effective date, at which time it will be posted on the OGS website.

By entering into a renewal or extension of this Contract, Contractor (or any assignee) certifies that once the prohibited entities list is posted on the OGS website, it will not utilize on such Contract any subcontractor that is identified on the prohibited entities list.

Additionally, Contractor understands that during the term of the Contract, should NYSDOT receive information that a person is in violation of the above-referenced certification NYSDOT will offer the person an opportunity to respond. If the person fails to demonstrate that it has ceased its engagement in the investment which is in violation of the Act within 90 days after the determination of such violation, then NYSDOT shall take such action as may be appropriate including, but not limited to, imposing sanctions, seeking compliance, recovering damages, or declaring the Contractor in default.

NYSDOT reserves the right to reject any renewal, extension or request for assignment for an entity that appears on the prohibited entities list hereafter and to pursue a responsibility review with respect to any entity that is granted a contract extension/renewal or assignment and appears on the prohibited entities list thereafter.

PROJECT AGREEMENT
SCHEDULE A Dated
PROJECT DESCRIPTION, FUNDING AND DEVELOPMENT SCHEDULE

Contractor/Grantee:
Dutchess County

Comptroller's Contract #: **K007150** Contract period: **1/1/2014 to 12/31/2018**
 AGREEMENT PURPOSE: Main Agreement Supplemental Schedule 1 Administrative Correction

GENERAL PROJECT DESCRIPTION
 Fourth Master Grant Agreement
 PROJECT LOCATION/JURISDICTION or SERVICE AREA
Dutchess County

PIN	Project	Award ID:	Revi	Estimated Project Cost	Federal Share	Admin/ Direct	%	*State Share	%	Local Share	%	Source State Approp	Project End Date	Useful Life
8TRD.01.001	Project 2 ATC Secure Access System	ATC-15-DUT-00	1	\$56,551	\$0	Direct	0	\$56,551	100	\$0	0	Omnibus	10/2015	5 Years
8TRD.02.001	ATC Funds Garage Equipment	ATC-15-DUT-00	1	\$50,000	\$0	Direct	0	\$50,000	100	\$0	0	Omnibus	10/2016	5 Years
8TRD.32.001	Preventive Maintenance	NY-90-X760-00	1	\$49,039	\$39,231	Direct	80	\$4,904	10	\$4,904	10	Omnibus	12/2016	N/A
8TRD.32.001	Preventive Maintenance	NY-90-X759-00	1	\$848,664	\$678,931	Direct	80	\$84,867	10	\$84,866	10	Omnibus	12/2016	N/A
8TRD.34.001	Project Admin	NY-90-X760-00	1	\$401,662	\$321,330	Direct	80	\$40,166	10	\$40,166	10	Omnibus	05/2016	N/A
8TRD.71.001	Rehab/Renovate - Maintenance Facility	NY-90-X761-00	1	\$240,000	\$192,000	Direct	80	\$24,000	10	\$24,000	10	Omnibus	12/2016	20 Years
8TRD.86.001	Purchase Replacement Buses	NY-90-X758-00	1	\$1,915,650	\$1,532,520	Direct	80	\$191,565	10	\$191,565	10	Omnibus	09/2016	12 Years
8TRD.86.001	Purchase Replacement Buses	NY-90-X757-00	1	\$2,114,350	\$1,691,480	Direct	80	\$211,435	10	\$211,435	10	Omnibus	09/2016	12 Years
8TRD.92.001	Purchase <30 foot replacement buses	NY-90-X758-00	1	\$280,655	\$224,524	Direct	80	\$28,066	10	\$28,065	10	Omnibus	12/2017	7 Years
8TRD.92.001	Purchase <30 foot replacement buses	NY-34-0015-00	1	\$1,734,345	\$1,387,476	Direct	80	\$173,435	10	\$173,434	10	Omnibus	12/2017	7 Years
8TRD.99.001	Project 1 ATC Funds Transit Amenities	ATC-15-DUT-00	1	\$10,000	\$0	Direct	0	\$10,000	100	\$0	0	Omnibus	10/2016	10 Years
Agreement Total:				\$7,700,916	\$6,067,492			\$374,989		\$758,435				

* With NYS DOT cooperation, the state share may be interchanged among PINs within the Schedule and total State share
 9/2/2015 D:\ENR\pisa\working_F&M.mdb

RESOLUTION NO. 2015045

RE: AUTHORIZING FILING OF SECTION 5307 GRANT APPLICATIONS FOR FEDERAL FISCAL YEAR 2015 WITH THE FEDERAL TRANSIT ADMINISTRATION AND THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR MATCHING FUNDS FOR CAPITAL ASSISTANCE UNDER URBAN MASS TRANSPORTATION ACT OF 1964

Legislators HUTCHINGS, FLESLAND, HORTON, PERKINS, MAC AVERY, FARLEY, and STRAWINSKI offer the following and move its adoption:

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 Public Transit Administrator and/or 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 \$2,000,000 to be used to assist in funding Dutchess County Public Transit for Preventive Maintenance for the fleet and facilities, Program Administration, and Operating Assistance, and

WHEREAS, the State matching portion of the grants for capital assistance under Section 5307 is reimbursed at an 80/10/10 rate for Preventative Maintenance of fleet and facilities, Program Administration, and 50/50 Operating Assistance, 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 be and he 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.

CA-030-15
CAB/kvh/G-0930-B
02/06/15
Fiscal Impact: See attached statement

APPROVED

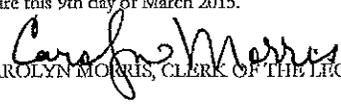
MARCUS J. MOLINARO
COUNTY EXECUTIVE
3/16/2015
Date _____

STATE OF NEW YORK
COUNTY OF DUTCHESS

ss:

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 9th day of March 2015, 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 9th day of March 2015.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

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, PERKINS, 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

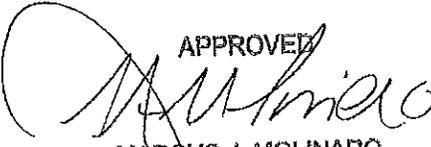
A.1990.4007	General Contingency	<u>\$ 14,000</u>
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CA-053-15

JMF/CAB/kvh/G-0930-B

2/20/15

Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 3/16/2015

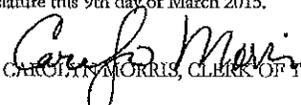
STATE OF NEW YORK

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 9th day of March 2015, 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 9th day of March 2015.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

PUBLIC WORKS & CAPITAL PROJECTS

RESOLUTION NO. 2015117

RE: AUTHORIZING FILING OF SECTION 5307 and 5339 GRANT APPLICATIONS FOR FEDERAL FISCAL YEAR 2015 WITH THE FEDERAL TRANSIT ADMINISTRATION AND THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR MATCHING FUNDS FOR CAPITAL ASSISTANCE UNDER URBAN MASS TRANSPORTATION ACT OF 1964

Legislators HUTCHINGS and MICCIO offer the following and move its adoption:

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 Department of Public Works will be advised that the Federal Transit Administration will grant funds to Dutchess County under Section 5307 and 5339, 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 \$3,448,524, and Section 5339 will be up to \$1,387,476, all of which will to be used to assist in funding Dutchess County Public Transit for the purchase of fifteen (15) buses that have outlived their useful life and eight (8) buses that will be due for replacement in 2017. The buses will be replaced with state of the art medium and heavy duty buses from a currently awarded bid as well as other parts and supplies related to maintenance of the assets. All buses will include graphics, bike racks, cameras, and radios with gps/avl systems, and

WHEREAS, the State matching portion of the grants for capital assistance under Section 5307 will be up to a total of \$431,066, and Section 5339 will be up to \$173,435, all of which will to be used to assist in funding Dutchess County Public Transit for the purchase of buses described in the previous "Whereas" clause, 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 and 5339 Capital project funds and 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 and 5339 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 and 5339 of the Urban Mass Transportation Act of 1964, as amended, and

RESOLVED, that the County Executive be and he 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.

CA-084-15
CAB/kvh/G-0930-B
04/6/15
Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 4/20/2015

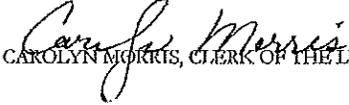
STATE OF NEW YORK

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 13th day of April 2015, 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 13th day of April 2015.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE