

RESOLUTION NO. 2016109

RE: 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 (PIN 8755.86)

Legislators PULVER, MICCIO, BOLNER, and SAGLIANO offer the following and move its adoption:

WHEREAS, a project for the improvements to Middlebush Road (CR 93) from Pleasant Lane to Cameli Drive in the Town of Wappinger, Dutchess County, identified as PIN 8755.86 (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 80% Federal funds and 20% non-federal funds, and

WHEREAS, Resolution No. 206110 adopted on May 8, 2006, Resolution No. 207019 adopted January 22, 2007, Resolution No. 2013195 adopted July 18, 2013, and Resolution No. 2015218 adopted on September 23, 2015, by the Dutchess County Legislature approved and agreed to advance the Project by making a commitment of 100% of the non-federal share of the costs of construction, construction inspection, and construction supervision work, and

WHEREAS, it is subsequently found necessary to undertake additional construction work not contemplated in the original agreement authorized by the previous resolutions, and

WHEREAS, it has been found necessary to increase the federal and non-federal share of costs for the additional construction work for the Project, and now therefore, be it

RESOLVED, that the Dutchess County Legislature hereby approves the above subject project; and it is hereby further

RESOLVED, that the County desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of the additional construction, now, therefore, be it

RESOLVED, that the Dutchess County Legislature hereby authorizes the County of Dutchess to pay in the first instance 100% of the federal and non-federal share of the cost of the additional construction, construction inspection and construction supervision work for the Project or portions thereof, and it is further

RESOLVED, that the sum of \$125,000 (\$1,350,000 minus previous \$1,225,000) is hereby appropriated and made available from H0384.5110.3250.213 - 2007 Roads (ISTEA) and made available to cover the cost 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 Dutchess County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the County Executive thereof, and it is further

RESOLVED, that the County Executive or his designee be and he hereby is authorized to execute any necessary agreements, certifications or reimbursement requests for Federal Aid and/or applicable Marchiselli Aid on behalf of the County with 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'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, 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 the fully-executed agreement in connection with the project, and it is further

RESOLVED, that this resolution shall take effect immediately.

CA-063-16

CAB/kvh

R-0954

04/05/16

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 9TH day of May 2016, 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 May 2016.

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 \$ 125,000

Total Current Year Revenue \$ 100,000
and Source

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

Identify Line Items(s):
H0384.5110.3250.213

Related Expenses: Amount \$ _____
Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): \$25,000
Over Five Years: _____

Additional Comments/Explanation:

This F.I.S. is related to the resolution request to accept Supplemental Agreement # 4 for additional Construction and Construction Inspection funds from NYSDOT for PIN 8755.86 Middlebush Rd. (CR 93); Pleasant Lane to Camell Drive, Town of Wappinger

Prepared by: Rosanne M. Hall, Contract Specialist

Prepared On: 03/28/16



Department of
Transportation

RB/JA/RH

ANDREW M. CUOMO
Governor

MATTHEW J. DRISCOLL
Commissioner

TODD WESTHUIS, P.E.
Regional Director

March 23, 2016

Mr. Robert Balkind, P.E.
Director of Engineering
Dutchess County Department of Public Works
626 Dutchess Turnpike
Poughkeepsie, NY 12601

RE: PIN 8755.86, MIDDLEBUSH RD: PLEASANT LANE – CAMELI DRIVE
TOWN OF WAPPINGER, DUTCHESS COUNTY
SUPPLEMENTAL AGREEMENT #4 – D024760

Dear Mr. Balkind:

Bob

Enclosed are eight (8) Supplemental Agreements to include the additional construction funds as approved by the Poughkeepsie-Dutchess County Transportation Council Amendment PDCTC14-T for the above-referenced project. Seven (7) executed copies of the agreement, EACH with original signatures, notarizations and certified, seal-stamped resolutions, should be returned to this office. A sample resolution is attached for your use.

Please note that the Marchiselli funding for the construction phase has not been included at this time. Funds have been requested and once approved another supplemental agreement will be processed to include such approved funds.

To ensure that the funding programmed for this project on the State Transportation Improvement Program (STIP) does not lapse as of September 15th, the County should return this agreement to this office by August 30th.

Your assistance in having the agreement approved by the Dutchess County Legislature and signed by the County Executive and County Attorney is appreciated. Of course, if you have any questions, please call me at (845) 431-5977 or by e-mail at doreen.holsopple@dot.ny.gov.

Sincerely,

Doreen Holsopple

Doreen Holsopple
Administrative and Financial Advisor.
Region 8 Local Projects Unit

RECEIVED

MAR 23 2016

Enclosures

Copy: R. Hall, Contract Specialist, DCDPW w/out enclosure

Dutchess Co. Dept. of Public Works

SAMPLE RESOLUTION BY MUNICIPALITY
(Locally Administered Project)
RESOLUTION NUMBER: _____

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.

WHEREAS, a Project for the Improvements to Middlebush Road (CR 93) from Pleasant Lane to Camell Drive in the Town of Wappinger, Dutchess County, PIN 8755.86 (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, Resolution No. 2015218 adopted by Dutchess County on September 16, 2015 approved and agreed to advance the Project by making a commitment of 100% of the non-federal share of the costs of construction, construction inspection, and construction supervision work.

WHEREAS, it was subsequently found necessary to undertake additional construction work not contemplated in the original agreement authorized by the previous Resolution; and

WHEREAS, it has been found necessary to increase the federal and non-federal share of costs for the additional construction work for the project; and

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

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

RESOLVED, that the Dutchess County Legislature hereby authorizes the County of Dutchess to pay in the first instance 100% of the federal and non-federal share of the cost of the additional construction work for the Project or portions thereof; and it is further

RESOLVED, that the sum of \$125,000 (\$1,350,000 minus previous \$1,225,000) is hereby appropriated from _____ [or, appropriated pursuant to _____] and made available to cover the cost of participation in the above phases 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 Dutchess County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the County Executive thereof, and it is further

Supplemental Agreement Cover for Local Agreements (11/12)
MUNICIPALITY/SPONSOR: Dutchess County
PIN: 8755.86
BIN: n/a
Comptroller's Contract No: D024760
Supplemental Agreement No. 4
Date Prepared & By: 03/23/2016dh

SUPPLEMENTAL AGREEMENT NO 4 to D024760

This Supplemental Agreement is by and between:

the New York State Department of Transportation ("NYSDOT"), having its principal office at
50 Wolf Road, Albany, New York, 12232, on behalf of New York State ("State");

And

Dutchess County (the Municipality/Sponsor)
Acting by and through the County Executive
With its office at 22 Market Street, Poughkeepsie, Dutchess County, New York

This amends the existing Agreement between the parties in the following respects only:

X Amends a previously adopted Schedule A by:

- amending a project description
- X amending the contract end date
- X amending the scheduled funding by:
 - X adding additional funding:
 - adding 1,2,3 phase which covers eligible costs incurred on/after xxxxxx
 - adding 1,2,3 phase which covers eligible costs incurred on/after xxxxxx
 - X increasing funding for a project phases(s) - Construction
 - adding a pin extension
 - change from Non-Marchiselli to Marchiselli
 - deleting/reducing a project phase(s)
 - other (xxxxx)

Amends a previously adopted Schedule "B"

X Amends a previously adopted agreement by adding Appendix 2-S – Iran Divestment Act

Amends the Text of the Agreement as follows:

Supplemental Agreement Cover for Local Agreements (11/12)
MUNICIPALITY/SPONSOR: Dutchess County
PIN: 8755.86
BIN: n/a
Comptroller's Contract No: D024760
Supplemental Agreement No. 4
Date Prepared & By: 03/29/2016dh

IN WITNESS WHEREOF, the parties have caused this agreement to be executed by its duly authorized officials as of the date first above written.

Approved for the Municipality/Sponsor

Municipality/Sponsor Attorney:

By: _____

By: _____

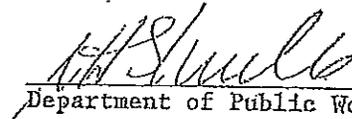
Print Name: _____

Print Name: _____

Title: _____

APPROVED AS TO CONTENT:

Date: ____/____/____


Department of Public Works

STATE OF NEW YORK)
)ss.:
COUNTY OF DUTCHESS)

On this _____ day of _____, 2016 before me personally came _____ to me known, who, being by me duly sworn did depose and say that he/she resides at _____; that he/she is the _____ of the Municipal/Sponsor Corporation described in and which executed the above instrument; that it was executed by order of the _____ of said Municipal/Sponsor Corporation pursuant to a resolution or other authorization which was duly adopted on _____ and which a certified copy is attached and made a part hereof, and that he/she signed his/her name thereto by like order.

Notary Public

By: _____
For Commissioner of Transportation

APPROVED AS TO FORM:
STATE OF NEW YORK ATTORNEY GENERAL

By: _____
Assistant Attorney General

Agency Certification: In addition to the Acceptance of this contract, I also certify that original copies of this signature page will be attached to all other exact copies of this Contract.

COMPTROLLER'S APPROVAL:

By: _____
For the New York State Comptroller
Pursuant to State Finance Law § 112

Press F1 to read instructions in blank fields

SCHEDULE A - Description of Project Phase, Funding and Deposit Requirements
NYSDOT/ State-Local Agreement - Schedule A for PIN 8755.86

OSC Municipal Contract #: D024760	Contract Start Date: 3/14/2006 (mm/dd/yyyy)	Contract End Date: 12/30/2017 (mm/dd/yyyy) <input checked="" type="checkbox"/> Check, if date changed from the last Schedule A	
Purpose:	<input type="checkbox"/> Original Standard Agreement	<input checked="" type="checkbox"/> Supplemental Schedule A No. 4	
Agreement Type:	<input checked="" type="checkbox"/> Locally Administered Municipality/Sponsor (Contract Payee): Dutchess County Other Municipality/Sponsor (if applicable):		
<input type="checkbox"/> State Administered	List participating Municipality(ies) and the % of cost share for each and indicate by checkbox which Municipality this Schedule A applies. <input type="checkbox"/> Municipality: % of Cost share <input type="checkbox"/> Municipality: % of Cost share <input type="checkbox"/> Municipality: % of Cost share		
Authorized Project Phase(s) to which this Schedule applies: <input checked="" type="checkbox"/> PE/Design <input checked="" type="checkbox"/> ROW Incidentals <input checked="" type="checkbox"/> ROW Acquisition <input checked="" type="checkbox"/> Construction/CI/CS			
Work Type: HWY SAFETY	County (if different from Municipality): Dutchess		
Marchiselli Eligible: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No (Check, if Project Description has changed from last Schedule A): <input type="checkbox"/>			
Project Description: Middlebush Road (CR 93): Pleasant Lane to Camell Drive, Town of Wappinger			
Marchiselli Allocations Approved FOR ALL PHASES To compute Total Costs in the last row and column, right click in each field and select "Update Field."			
<i>Check box to indicate change from last Schedule A</i>	State Fiscal Year(s)	Project Phase	TOTAL
<input checked="" type="checkbox"/>	Cumulative total for all prior SFYs	PE/Design: \$21,150.00 ROW (RI & RA): \$4,350.00 Construction/CI/CS: \$0.00	\$25,500.00
<input checked="" type="checkbox"/>	Current SFY 15/16	PE/Design: \$0.00 ROW (RI & RA): \$1,500.00 Construction/CI/CS: \$0.00	\$1,500.00
Authorized Allocations to Date		PE/Design: \$21,150.00 ROW (RI & RA): \$5,850.00 Construction/CI/CS: \$0.00	\$27,000.00

A. Summary of allocated MARCHISELLI Program Costs FOR ALL PHASES For each PIN Fiscal Share below, show current costs on the rows indicated as "Current." Show the old costs from the previous Schedule A on the row indicated as "Old." To compute Total Current Costs in the last row, right click in each field and select "Update Field."

PIN Fiscal Share	"Current" or "Old" entry indicator	Federal Funding Program	Total Costs	FEDERAL Participating Share and Percentage	STATE MARCHISELLI Match	LOCAL Matching Share	LOCAL DEPOSIT AMOUNT (Required only if State Administered)
8755.86.121	Current	STP (80%)	\$141,000.00	\$112,800.00	\$21,150.00	\$7,050.00	\$0.00
	Old	STP (80%)	\$11,000.00	\$11,000.00	\$2,150.00	\$700.00	\$0.00
8755.86.221 222.	Current	STP (80%)	\$37,800.00	\$30,240.00	\$5,670.00	\$1,890.00	\$0.00
	Old	STP (80%)	\$2,000.00	\$1,600.00	\$370.00	\$190.00	\$0.00
.	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
.	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
.	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
TOTAL CURRENT COSTS:			\$178,800.00	\$143,040.00	\$26,820.00	\$8,940.00	\$ 0.00

B. Summary of Other (including Non-allocated MARCHISELLI) Participating Costs FOR ALL PHASES For each PIN Fiscal Share, show current costs on the rows indicated as "Current." Show the old costs from the previous Schedule A on the row indicated as "Old." To compute Total Current Costs in last row, right click in each field and select "Update Field."

Other PIN Fiscal Shares	'Current' or 'Old' entry Indicator	Funding Source	TOTAL	Other FEDERAL	Other STATE	Other LOCAL
8755.86.321	Current	STP	\$1,350,000.00	\$1,080,000.00	\$0.00	\$270,000.00
	Old	STP	\$1,225,000.00	\$980,000.00	\$0.00	\$245,000.00
	Current		\$	\$	\$	\$
	Old					
	Current		\$	\$	\$	\$
	Old					
	Current		\$	\$	\$	\$
	Old					
	Current		\$	\$	\$	\$
	Old					
	Current		\$	\$	\$	\$
	Old					
	Current		\$	\$	\$	\$
	Old					
TOTAL CURRENT COSTS:			\$1,350,000.00	\$1,080,000.00	\$ 0.00	\$270,000.00

C. Total Local Deposit(s) Required for State Administered Projects:	\$0.00
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D. Total Project Costs To compute Total Costs in the last column, right click in the field and select "Update Field."

Total FEDERAL Cost	Total STATE MARCHISELLI Cost	Total Other STATE Cost	Total LOCAL Cost	Total Costs (all sources)
\$1,223,040.00	\$26,820.00	\$0.00	\$278,940.00	\$1,528,800.00

E. Point of Contact for Questions Regarding this Schedule A (Must be completed)	Name: <u>Doreen Hoisopple</u> Phone No: <u>845-431-5977</u>
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See Agreement (or Supplemental Agreement Cover) for required contract signatures.

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.

Public Works and Capital Projects
RESOLUTION NO. 206110

RE: 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 (PIN 8755.86)

Legislators HUTCHINGS, SWARTZ, GOLDBERG, HIGGINS, and MCCABE offer the following and move its adoption:

WHEREAS, a project for the Improvements to Middlebush Road (CR 93) from Pleasant Lane to Cameli Drive in the Town of Wappinger, Dutchess County, identified as PIN 8755.86 (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 80% Federal funds and 20% non-federal funds, and

WHEREAS, Dutchess 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, be it

RESOLVED, that the Dutchess County Legislature hereby approves of the above subject project, and it is further

RESOLVED, that the Dutchess County Legislature hereby authorizes the County of Dutchess 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 \$130,000.00 is hereby appropriated and made available to cover the cost of participation in the above phases 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 Dutchess County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the County Executive thereof, and it is further

RESOLVED, that the County Executive or his designee be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid and/or applicable Marchiselli Aid with the New York State Department of Transportation on behalf of the County of Dutchess in connection with the advancement or approval of the above referenced project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible project

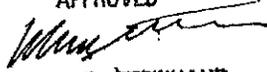
costs and all project costs within appropriations therefor that are not so eligible, and it is further

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, that this resolution shall take effect immediately.

CA-55-06
CAB/ca/C-7129
4/10/06
Fiscal Impact: See attached statement

APPROVED


WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

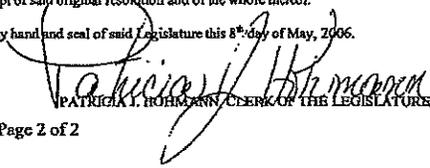
Date May 15, 06

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 8th day of May, 2006, 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 8th day of May, 2006.


PATRICIA J. ROHMANN, CLERK OF THE LEGISLATURE

RESOLUTION NO. 207019

RE: 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 THEREFOR (PIN 8755.86)

Legislators HUTCHINGS, LAFRANCE, and SWARTZ offer the following and move its adoption:

WHEREAS, a project for the improvements to Middlebush Road (CR 93) from Pleasant Lane to Cameli Drive in the Town of Wappinger, Dutchess County, identified as PIN 8755.86 (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 80% Federal funds and 20% non-federal funds, and

WHEREAS, Resolution No. 206110 adopted on May 8, 2006 by the Dutchess County Legislature approved and agreed 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, and

WHEREAS, it was subsequently found necessary to undertake additional preliminary engineering and right-of-way incidental work not contemplated in the original agreement authorized by the previous resolution, and

WHEREAS, it has been found necessary to increase the federal and non-federal share of costs for the additional preliminary engineering and right-of-way incidental work for the project, and

WHEREAS, Dutchess County desires to advance the Project by making a commitment of 100% of the non-federal share of the additional costs of preliminary engineering and right-of-way incidental work, now, therefore, be it

RESOLVED, that the Dutchess County Legislature hereby continues to approve of the above subject project, and it is further

RESOLVED, that the Dutchess County Legislature hereby authorizes the County of Dutchess to pay in the first instance 100% of the federal and non-federal share of the additional 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 \$40,000 (\$170,000 minus previously authorized \$130,000) is hereby appropriated and made available from Bond H 0290.5110 – 2000 Roads (ISTEA/TEA21) and made available to cover the cost 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 Dutchess County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the County Executive thereof, and it is further

RESOLVED, that the County Executive or his designee be and he hereby is authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid and/or applicable Marchiselli Aid with the New York State Department of Transportation on behalf of the County of Dutchess in connection with the advancement or approval of the above referenced project and providing for the administration of the Project and the municipality'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, 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 the fully-executed agreement in connection with the project, and it is further

RESOLVED, that this resolution shall take effect immediately.

CA-184-06

ca/C-7129

11/14/06

Fiscal Impact: See attached statement

APPROVED



WILLIAM R. STEINHAUS
COUNTY EXECUTIVE

Date Feb. 2, 2007

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 22nd day of January, 2007, 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 22nd day of January, 2007.



PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

RESOLUTION NO. 2013195

RE: 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 THEREFOR (PIN 8755.86)

Legislators HUTCHINGS, BORCHERT, BOLNER, MICCIO and PERKINS offer the following and move its adoption:

WHEREAS, a project for the improvements to Middlebush Road (CR 93) from Pleasant Lane to Cameli Drive in the Town of Wappinger, Dutchess County, identified as PIN 8755.86 (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 80% Federal funds and 20% non-federal funds, and

WHEREAS, Resolution No. 206110 adopted on May 8, 2006 and Resolution No. 207019 adopted January 22, 2007 by the Dutchess County Legislature approved and agreed 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, and

WHEREAS, it was subsequently found necessary to revise the project ratio of federal funds and non-federal funds to include right-of-way acquisition funding for the above subject project not contemplated in the original agreement authorized by the previous resolutions, and

WHEREAS, Dutchess County desires to advance the Project by making a commitment of 100% of the non-federal share of the additional costs of right-of-way acquisition work, now, therefore, be it

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

RESOLVED, that the sum of \$8,800 is hereby appropriated and made available from Bond H 0290.5110 - 2000 Roads (ISTEA/TEA21) and made available to cover the cost 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 Dutchess County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the County Executive thereof, and it is further

RESOLVED, that the County Executive or his designee be and he hereby is authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid and/or applicable Marchiselli Aid with the New York State Department of Transportation on behalf of the County of Dutchess in connection with the advancement or approval of the above referenced project and providing for the administration of the Project and the municipality'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, 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 the fully-executed agreement in connection with the project, and it is further

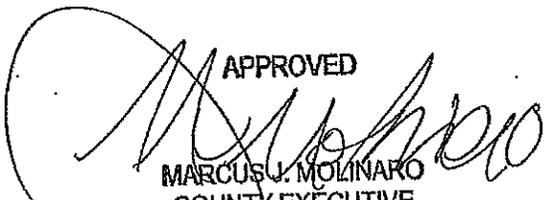
RESOLVED, that this resolution shall take effect immediately.

CA-117-13

CAB/ca/C-7129

6/17/13

Fiscal Impact: See attached statement

APPROVED

MARCUS J. MOLINARO
COUNTY EXECUTIVE
Date 7/18/2013

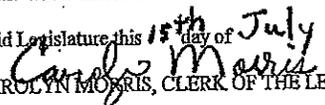
STATE OF NEW YORK

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 15th day of July, 2013 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 15th day of July, 2013


CAROLYN MORRIS, CLERK OF THE LEGISLATURE

RESOLUTION NO. 2015218

RE: AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELL" PROGRAM-AID ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT AND APPROPRIATING FUNDS THEREFORE (PIN 8755.86)

Legislators HUTCHINGS, FLESLAND, BOLNER, BORCHERT, HORTON, SAGLIANO, WEISS, PERKINS, and FARLEY offer the following and move its adoption:

WHEREAS, a project for the improvements to Middlebush Road (CR 93) from Pleasant Lane to Cameli Drive in the Town of Wappinger, Dutchess County, identified as PIN 8755.86 (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 80% Federal funds and 20% non-federal funds, and

WHEREAS, Resolution No. 206110 adopted on May 8, 2006, Resolution No. 207019 adopted January 22, 2007, and Resolution No. 2013195 adopted July 18, 2013, by the Dutchess County Legislature approved and agreed 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, and

RESOLVED, that the Dutchess County Legislature hereby approves the above subject project; and it is hereby further

RESOLVED, that the Dutchess County desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of construction, construction inspection and construction supervision work, now, therefore, be it

RESOLVED, that the Dutchess County Legislature hereby authorizes the County of Dutchess to pay in the first instance 100% of the federal and non-federal share of the cost of construction, construction inspection and construction supervision work for the Project or portions thereof, and it is further

RESOLVED, that the sum of \$1,225,000 is hereby appropriated and made available from H0384.5110.3250.213 - 2007 Roads (ISTEA) and made available to cover the cost 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 Dutchess County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the County Executive thereof, and it is further

RESOLVED, that the County Executive or his designee be and he hereby is authorized to execute any necessary agreements, certifications or reimbursement requests on

behalf of the County with New York State Department of Transportation in connection with the advancement or approval of the project identified in the State/Local Agreement, 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 the fully-executed agreement in connection with the project, and it is further

RESOLVED, that this resolution shall take effect immediately.

CA-126-15

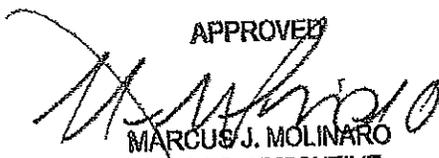
CAB/kvh

C-7129

8/12/15

Fiscal Impact: See attached statement

APPROVED


MARCUS J. MOLINARO
COUNTY EXECUTIVE

Date 8/13/2015

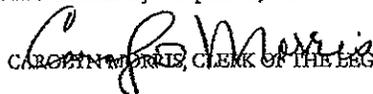
STATE OF NEW YORK

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 16th day of September, 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 16th day of September, 2015.


CAROLYN MORRIS, CLERK OF THE LEGISLATURE