

PUBLIC WORKS & CAPITAL PROJECTS
DISCUSSION ONLY 5/5/16
AMOUNT REVISED

RESOLUTION NO. 2016112

BOND RESOLUTION DATED JUNE 13, 2016.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$4,044,040 SERIAL BONDS OF THE COUNTY OF DUTCHESS, NEW YORK, TO PAY THE COUNTY'S SHARE OF THE COST OF HIGHWAY AND BRIDGE IMPROVEMENTS IN AND FOR SAID COUNTY.

WHEREAS, all conditions precedent to the financing of the capital projects hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, each as a Type II Action, have been performed; and

WHEREAS, it is now desired to authorize the financing of such capital projects, NOW,
THEREFORE

BE IT RESOLVED, by the County Legislature of the County of Dutchess, New York, as follows:

Section 1. The following are hereby authorized in and for the County of Dutchess, New York:

- a) To pay the County's share of the cost of road reconstruction throughout and in and for said County, including incidental improvements and expenses in connection therewith, at a maximum estimated cost of \$2,978,490, being a class of objects or purposes, having a period of probable usefulness of fifteen years, pursuant to subdivision 20(c) of paragraph a of Section 11.00 of the Local Finance Law, \$2,978,490 serial bonds of the \$4,044,040 serial bonds of the County of Dutchess, New York, herein authorized;

- b) To pay the County's share of the cost of the replacement and reconstruction of various bridges and culverts throughout and in and for said County, at a maximum estimated cost of \$863,550, being a class of objects or purposes, having a period of probable usefulness of twenty years, pursuant to subdivision 10 of paragraph a of Section 11.00 of the Local Finance Law, \$863,550 serial bonds of the \$4,044,040 serial bonds of the County of Dutchess, New York, herein authorized; and
- c) To pay the County's share of the cost of certain preliminary expenses in connection with the planning for traffic signals in and for said County, at a maximum estimated cost of \$202,000, being a specific object or purpose, having a period of probable usefulness of five years, pursuant to subdivision 62(2nd) of paragraph a of Section 11.00 of the Local Finance Law, \$202,000 serial bonds of the \$4,044,040 serial bonds of the County of Dutchess, New York, herein authorized.

Section 2. It is hereby determined that the aggregate maximum estimated cost of the aforesaid objects or purposes described in Section 1 hereof is \$4,044,040, which objects or purposes are hereby authorized at said aggregate maximum estimated cost, and that the plan for the financing thereof by the issuance of \$4,044,040 serial bonds hereby authorized to be issued therefore pursuant to the provisions of the Local Finance Law, apportioned to such classes of objects or purposes as specified in Section 1 hereof, allocated to each object or purpose in accordance with the maximum estimated cost of each as stated in Section 1 hereof.

Section 3. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Commissioner of Finance, the chief fiscal officer. Such notes shall be of such terms, form and

contents, and shall be sold in such manner, as may be prescribed by said Commissioner of Finance, consistent with the provisions of the Local Finance Law.

Section 4. The faith and credit of said County of Dutchess, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Such bonds shall be in fully registered form and shall be signed in the name of the County of Dutchess, New York, by the manual or facsimile signature of the Commissioner of Finance and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the County Clerk.

Section 6. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Commissioner of Finance, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as she shall deem best for the interests of the County; provided, however, that in the exercise of these delegated powers, she shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Commissioner of Finance shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 7. All other matters, except as provided herein relating to such bonds including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on

said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the County by the facsimile signature of the Commissioner of Finance, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Commissioner of Finance. It is hereby determined that it is to the financial advantage of the County not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Commissioner of Finance shall determine.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 10. This resolution, which takes effect immediately, shall be published in full in *The Poughkeepsie Journal* and the *Southern Dutchess News*, the official newspapers of said County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

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H0491 - 2016 Highway & Bridge Improvements

APPROPRIATIONS

Increase

H0491.5110.3250	Highway Improvement:	\$2,949,000
H0491.5110.4401.105	Professional Services Consultant:	\$200,000
H0491.5110.3250.212	Highway Improvements - CHIP:	\$2,791,000
H0491.5120.3450	Bridge Improvements	\$855,000
H0491.5120.3450.212	Bridge Improvements - CHIP:	\$900,000
H0491.5110.3900	Bond Issuing costs	\$40,040
		<u>\$7,735,040</u>

REVENUES

Increase

H0491.5110.57100	Serial Bonds	\$4,044,040
H0491.5110.35010.07	Consolidated Highway Aid County Road:	\$2,791,000
H0491.5120.35010.07	Consolidated Highway Aid County Road:	\$900,000
		<u>\$7,735,040</u>

2016 Highway & Bridge Improvement

Year	PRIN O/S	PRIN PAYMENT	INTEREST	TOTAL
1	\$4,044,040	\$282,144	\$110,340	\$392,483
2	\$3,761,897	\$282,144	\$103,079	385,223
3	\$2,745,736	\$282,144	\$95,818	377,962
4	\$3,197,610	\$282,144	\$88,557	370,701
5	\$2,915,466	\$282,144	\$81,296	363,440
6	\$2,633,323	\$241,744	\$74,036	315,779
7	\$2,391,579	\$241,744	\$67,280	309,023
8	\$2,149,836	\$241,744	\$60,524	302,267
9	\$1,908,092	\$241,744	\$53,768	295,511
10	\$1,666,349	\$241,744	\$47,012	288,755
11	\$1,424,605	\$241,744	\$40,256	282,000
12	\$1,182,862	\$241,744	\$33,500	275,244
13	\$941,118	\$241,744	\$26,744	268,488
14	\$699,375	\$241,744	\$19,988	261,732
15	\$457,631	\$241,744	\$13,233	254,976
16	\$215,888	\$43,178	\$6,477	49,654
17	\$172,710	\$43,178	\$5,181	48,359
18	\$129,533	\$43,178	\$3,886	47,063
19	\$86,355	\$43,178	\$2,591	45,768
20	\$43,178	\$43,178	\$1,295	44,473

TOTAL	<u>\$4,044,040</u>	<u>\$934,861</u>	<u>\$4,978,901</u>
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AVG. PER YEAR	\$202,202	\$46,743	\$248,945
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FISCAL IMPACT STATEMENT

TOTAL PRINCIPAL	\$4,044,040	
ANTICIPATED INTEREST RATE (Weighted Average)		2.73%
TERM	20 YEARS.	ANTICIPATED FEES:
ANTICIPATED ANNUAL COST (PRIN + INT):		\$248,945
TOTAL PAYBACK (ANNUAL COST x TERMS):		\$4,978,901

PREPARED BY HEIDI SEELBACH

2016 Highway and Bridge Improvement Program – rev 5/5/16

The Department of Public Works Highway Management Division (Engineering and Highway Construction & Maintenance) conducts a Capital Highway and Bridge Improvement Program each year. These funds are utilized to maintain, repair and improve our County transportation system, which includes 157 bridges, 186 large drainage culverts and structures, and 395 centerline miles of roads. The highway system also includes associated storm water drainage systems (pipes, catch basins and ditches), 40 traffic control signals or beacons, and other safety devices (signs, guide rail, pavement markings, etc.).

Planned programs for 2016 include: *Pavement Management Program, Bridge and Culvert Improvement Program, and Highway, Safety and Drainage Improvement Program*. The total cost for projects included in this request is estimated at \$7,695,000.

The County expects to receive approximately \$3,691,354 in *Consolidated Highway Improvement Programs Funds (CHIPS)* from New York State that will offset 2016 capital project costs.

Based on estimated project costs and anticipated offsets from CHIPS funding, the net 2016 request is \$4,003,646.

Summary Breakdown of Request:

Estimated Program Amount	Program Description
\$2,500,000	Pavement Management Program.
\$1,755,000	Bridge and Culvert Improvement Program.
\$3,440,000	Highway, Safety and Drainage Improvement Program.
\$7,695,000	Estimated Total 2016 Projects Cost
-\$3,691,354	Anticipated 2016 CHIPS Funds (NYS)
\$4,003,646	2016 Net Request

Pavement Management Program

The 2016 Pavement Management program involves resurfacing or reconstruction of approximately 12 – 15 centerline miles of County highways using both contractors and County forces. Special surface treatments, developed to extend pavement life, may be performed by vendors and contractors with the necessary equipment and expertise. Work necessary to prepare the highways for resurfacing or reconstruction, such as culvert pipe replacement, ditch and drainage system repairs and localized surface repairs are included within the scope of this program. In addition, replacement of pavement markings is included within the scope of work under this program. All such work is eligible for CHIPS funding. The estimate for current year funding of this project is \$2,500,000. CHIPS funding will be used to offset this program.

Bridge & Culvert Improvement Program

Bridge C-31 Replacement, Hibernia Road over East Branch Wappinger Creek, Town of Clinton. Previous funding for design was approved in the 2013 bond request. Funding for construction and construction management was approved at \$900,000 in the 2014 bond request. Design work is complete and the project was bid in February 2016. Construction is scheduled for 2016. Based on the current engineer's estimate, construction and construction management costs are \$1,025,000. The current request includes \$125,000.

Bridge M-7 Replacement, CR 51 (Academy Hill Road) over Roeliff Jansen Kill, Town of Milan. Previous funding for design was approved in the 2013 bond request. Funding for construction and construction management was approved at \$850,000 in the 2014 bond request. Design work is complete and right-of-way acquisition is nearly complete. The project will be bid in May 2016. Construction is scheduled for 2016. Based on the current engineer's estimate, construction and construction management costs are \$975,000. The current request includes \$125,000.

Bridge PP-12 Rehabilitation, CR 83 (Amenia-Pine Plains Road) over the Shekomeko Creek, Town of Pine Plains. The bridge has been reduced to a single lane since November 2014 and posted for a reduced load capacity of 12 tons since August 2015. A consultant will be hired to perform design work and environmental studies. The schedule is for construction to occur in 2018. The current request for consultant services includes \$225,000.

Bridge PO-15X Rehabilitation, CR 28 (New Hamburg Road) over Wappingers Creek, Towns of Poughkeepsie and Wappinger. The bridge is currently posted at 12 tons due to structural issues. This bridge serves as the main connector between Dutchess County and the Metro-North New Hamburg train station. This project will include replacement of the concrete bridge deck, new bridge rail, steel beam repairs, and new seismic bearings. The bridge carries over 5000 vehicles per day, and is the primary commuter link to Metro-North's New Hamburg train station. The Legislature approved \$3M funding for this project in 2014. Bids were received for the project in early 2016, but the low bid exceeded the project

budget. The Department redesigned the project to reduce costs. The redesigned project included full closure of the bridge during construction instead of staged construction. This option is considered too disruptive to hamlet residents, commuters and commercial traffic. In order to maintain the staged construction and keep a lane open to traffic during construction, an additional \$500,000 is needed to fund the construction. The current request for construction is \$500,000.

Culvert RH-13 Replacement, CR 56 (Cokertown Road) over Lakes Kill, Town of Red Hook. This culvert is structurally deficient. Plans and specifications will be prepared by DPW Engineering staff. Right-of-way acquisition, including both consultant costs and purchase of property, is estimated at \$50,000. The current request is for \$50,000.

Culvert PV-14 Replacement, CR 73 (Sherow Road) over tributary of Great Spring Creek, Town of Pleasant Valley. This culvert is structurally deficient. Plans and specifications are being prepared by DPW Engineering staff. Construction will be performed by contracted services and construction inspection will be performed by in-house staff. Right-of-way acquisition and construction is estimated at \$405,000. The project will be bid in Fall/Winter 2016 for 2017 construction. The current request is for \$405,000.

Bridge Maintenance – various locations throughout the County. This project will provide funding for capital bridge repair projects. These projects will typically be initiated in response to bridge safety or structural flags that are issued by NYSDOT during their biennial bridge inspection program. These projects will be designed by DPW Engineering Division staff or consultants, with construction performed by either DPW Highway Construction & Maintenance forces or contractors. The current request is \$250,000.

Bridge Painting – various locations throughout the County. This project will involve assessing steel bridges and creating a prioritized list of candidate bridges that will need to be painted. Nine bridges were painted in 2015, the Department wishes to paint six to eight additional bridges in 2017. This project includes employing a consultant to assist with bridge assessments and providing recommendations for candidate bridges. Plans and specifications will be developed in 2016 and put out to bid in 2017 if funding is approved. The current request is for \$75,000.

Highway Safety and Drainage Improvement Program

Miscellaneous Drainage, Safety and Parking Lot Improvements, County-wide. This request is to fund capital repairs to culverts, large pipes, and drainage systems as necessary. These projects may also include repairs to parking lots and other safety-related improvements. Severe weather, unforeseen damage and unanticipated repair needs require the Department to maintain the ability to expend funds on capital projects to keep the transportation system safe and operational. The current request includes \$200,000.

Guide Rail/Bridge Rail Installation, Repair or Replacement, County-wide. This request is to fund installation, repair or replacement of highway guide rail or bridge rail at various locations throughout the county road system. The current request includes \$200,000.

Intersection Improvements at CR 72 (North Avenue) and Hurley Road, Town of Pleasant Valley. This intersection has experienced 3 fatal accidents over the past 10 years. Preliminary design plans and studies have been completed. \$175,000 was approved in the 2015 bond request. A consultant is currently working to complete final design. Plans and specifications are expected to be ready for bidding in Fall/Winter 2016. Construction will take place during the summer of 2017. This request is for funding for right-of-way purchase, construction and construction inspection services. The current request includes \$1,650,000.

Highway realignment and culvert replacement on CR 16 (North Quaker Lane), Town of Hyde Park. This project involves realigning a sharp curve and replacing a large culvert north of Forest Drive on CR 16. This location was the subject of a Safety Analysis and is a high accident location. Design will be done via DPW's Engineering Division staff, but some specialty consultant services will be required during design phase including right-of-way consultant, licensed surveyor, wetlands specialist, and geotechnical engineering. Construction is expected to occur in 2017 and will be performed by contracted services. The current request includes \$120,000.

Intersection Improvements at CR 21 (Noxon Road) and Smith Road/Maloney Road, Town of LaGrange. This project involves altering the grade and alignment of the intersection to improve safety. This intersection is a high accident location. Design will be done via DPW's Engineering Division staff, but some specialty consultant services will be required during design phase including right-of-way consultant, licensed surveyor, and geotechnical engineering. Construction is expected to occur in 2017 and will be performed by contracted services. The current request includes \$120,000.

Intersection Improvements at CR 78 (West Kerley Corners Road) and NYS Route 9G. NYSDOT has installed a flashing traffic signal at the intersection. The westbound approach to the intersection on CR 78 has a hill in the road that restricts visibility of the new traffic signal. This project will remove the hill in the road to increase sight distance to the new traffic signal. Design is currently being completed by DPW Engineering staff. \$75,000 was approved in the 2015 bond request for consultant services. Plans and specifications are expected to be ready for bidding in Fall/Winter 2016. Construction will take place during the summer of 2017. This request is for funding for right-of-way purchase, construction and construction inspection services. The current request includes \$750,000.

Safety and Operational Improvements, CR 103 (Annandale Road), Town of Red Hook. This project includes developing plans for transforming CR 103 into a campus-friendly transportation link between Kelley Road and NYS Route 9G. This portion of CR 103 bisects the Bard College campus and is a pedestrian and

bicycle intensive environment. The goal is to reduce vehicle speeds, provide a pedestrian sensitive road, and maintain through traffic to serve the community's needs. The design of CR 103 is being done in collaboration with DPW, local officials and the Bard College community. Funding is requested for preliminary design and environmental evaluations. The current request is for \$200,000.

Traffic Signal Upgrades, County-Wide. This project includes a county-wide inventory and condition assessment of the County's 29 traffic signals. Upgrades and equipment replacements will be prioritized and designed in 2016. Construction of improvements will be staged over a three year period to spread costs. The request is for consultant costs. The consultant will work closely with DPW Engineering staff and the DPW Traffic Engineer to perform data collection and design work to minimize consultant expenses. The current request is for \$200,000 which will cover consultant costs over the following three years construction period.

Note: Estimates for individual projects are approximate based on current information. Some projects may actually come in lower or higher than estimated; however, the cost for all projects combined will be within the total \$7.695 million.



2016 Road and Bridge Improvement Program

- Pavement Management Program \$2,500,000
- Bridge/Culvert Improvement Program \$1,755,000
- Misc. Highway, Safety and Drainage
Improvement Program \$3,440,000
- Estimated Total 2016 Project Costs **\$7,695,000**
- Anticipated CHIPS Funds (NYS) -\$3,691,354

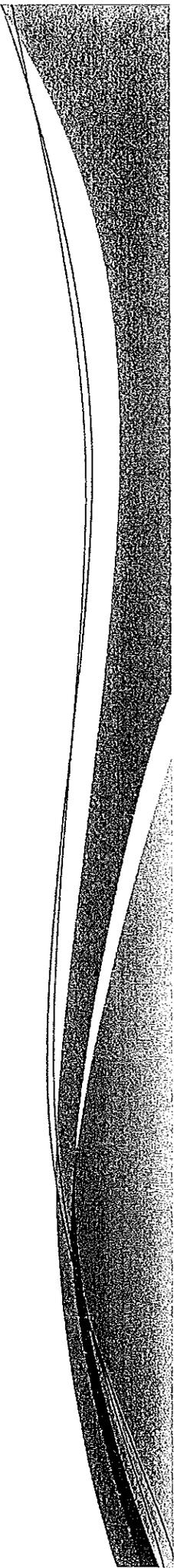
2016 Net Total Program Request \$4,003,646



9 YR. History of Annual Bridge & Highway Bond Requests

<u>Year</u>	<u>Resolution No.</u>	<u>Net Request**</u>
2007	Res. No. 207090	\$3.284M
2008	Res. No. 208150	\$2.935M
2009	Res. No. 209116	\$2.715M
2010	Res. No. 2010225	\$0.000M
2011	Res. No. 2011133	\$1.488M
2012	Res. No. 2012087	\$1.704M
2013	Res. No. 2013068	\$3.500M
2014	Res. No. 2014048	\$5.568M
2015	Res. No. 2015131	\$5.417M

** Net County funding after CHIPs offset, does not include bond costs.

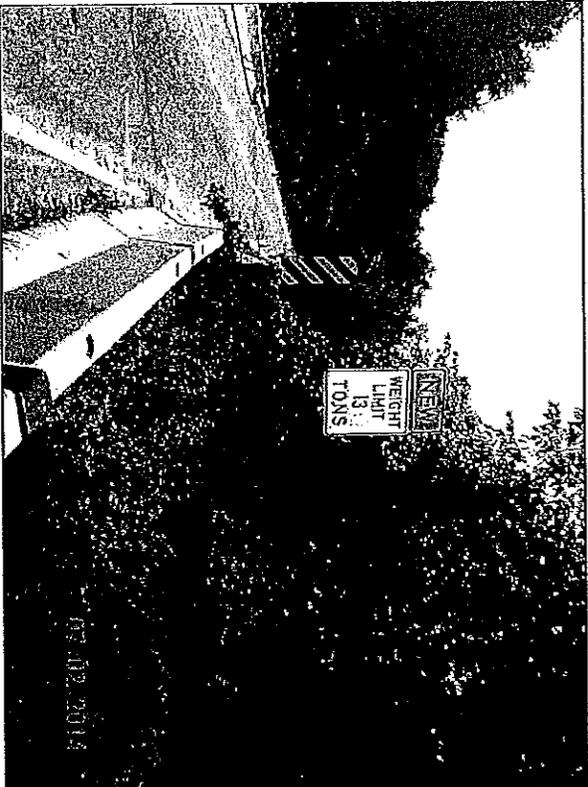


Previously Funded Projects

Bridge Replacement Project

Bridge E-9, Palen Road (CR 31) over Fishkill Creek,
Town of East Fishkill

Federal Aid Project – funding was approved
in 2001 & 2007

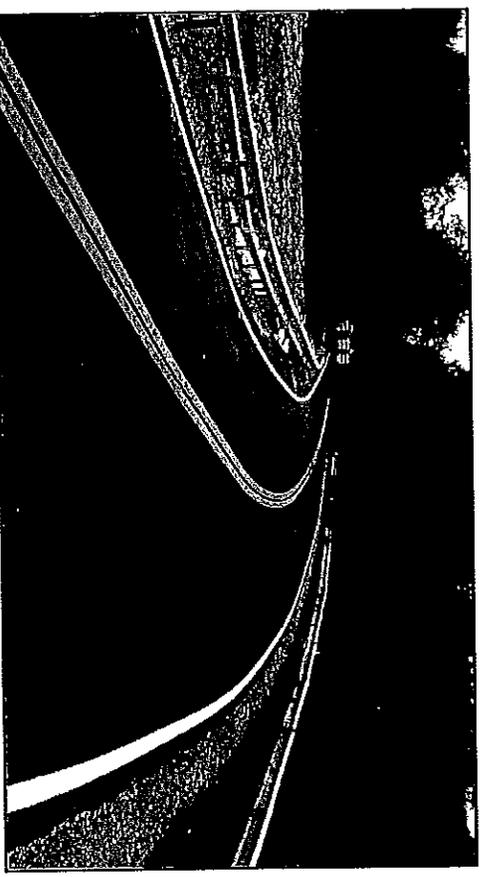


Bridge was completed and open to traffic in November 2015,
ahead of schedule and under budget.

Culvert Repair Project

Culvert M-9, Turkey Hill Road (CR 56) over unnamed stream,
Town of Milan

Project funding was approved in 2015



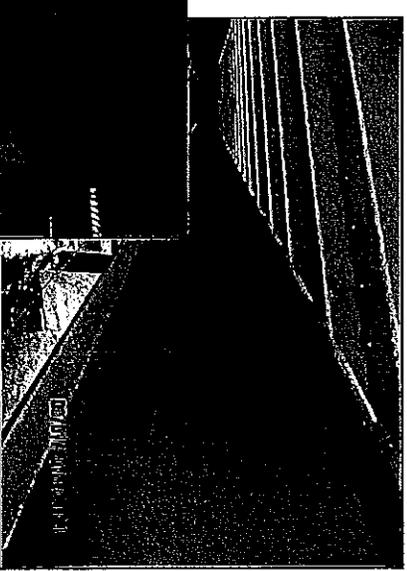
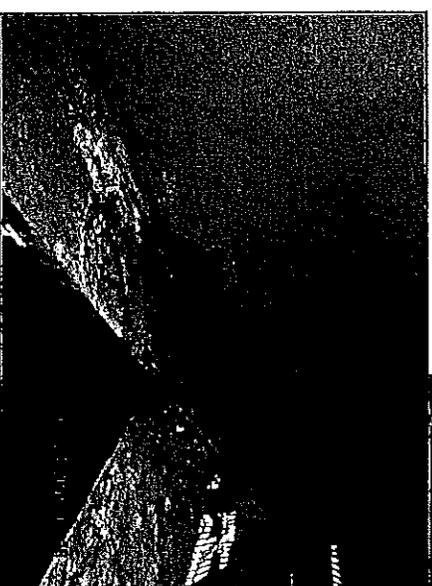
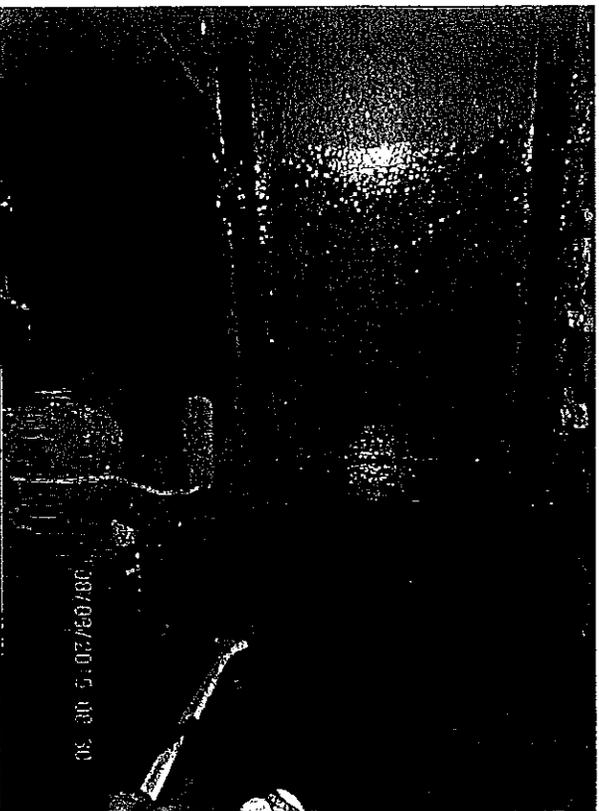
Culvert was completed and open to traffic in September 2015,
on schedule and well under budget.



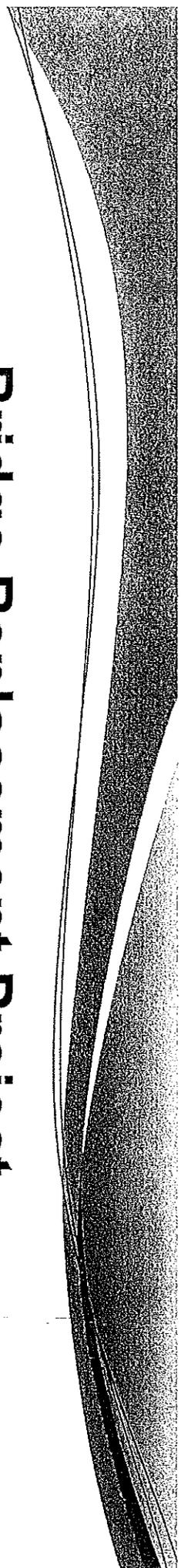
Bridge Painting Project

Nine bridges were painted throughout the county in Towns of
Amenia, Clinton, Union Vale, Stanford, & Washington.

Project funding was approved in 2012 & 2015



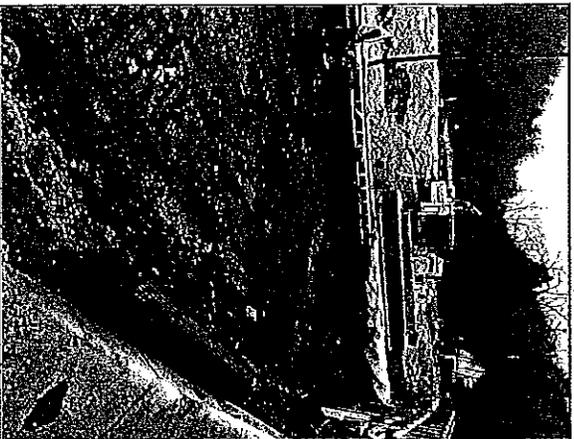
Project was completed in 2015 on schedule and under budget.



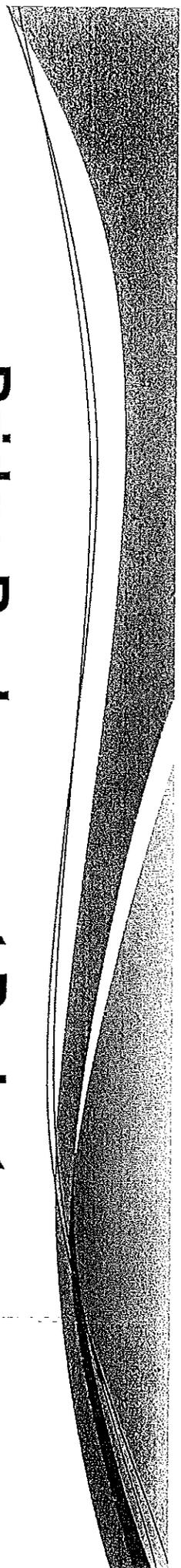
Bridge Replacement Project

Bridge D-32, Ridge Road over Coopertown Brook,
Town of Dover

Federal Aid Project – funding was approved
in 2001 & 2007



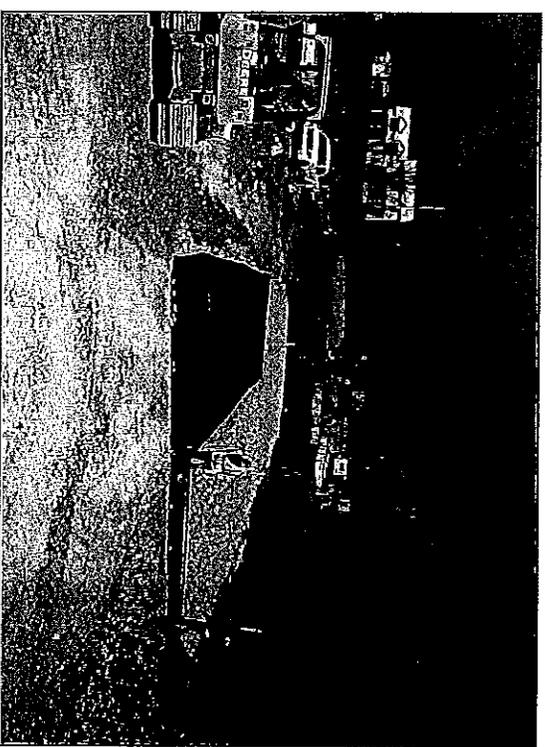
Bridge work began in late 2015 and is currently under construction. New bridge and re-aligned road are expected to be complete in August 2016.



Bridge Replacement Project

**Bridge PV-15, North Avenue (CR 72) over Swallow Stream,
Town of Pleasant Valley**

Project funding was approved in 2014 & 2015



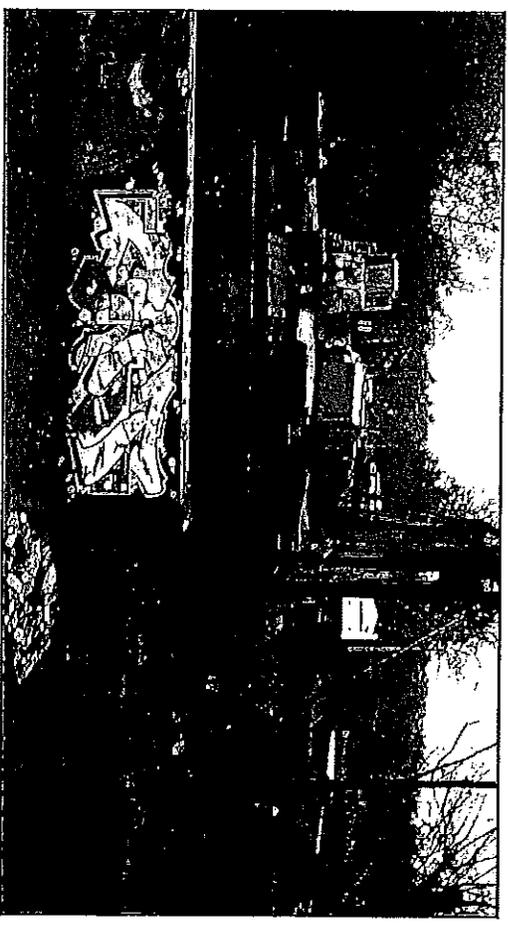
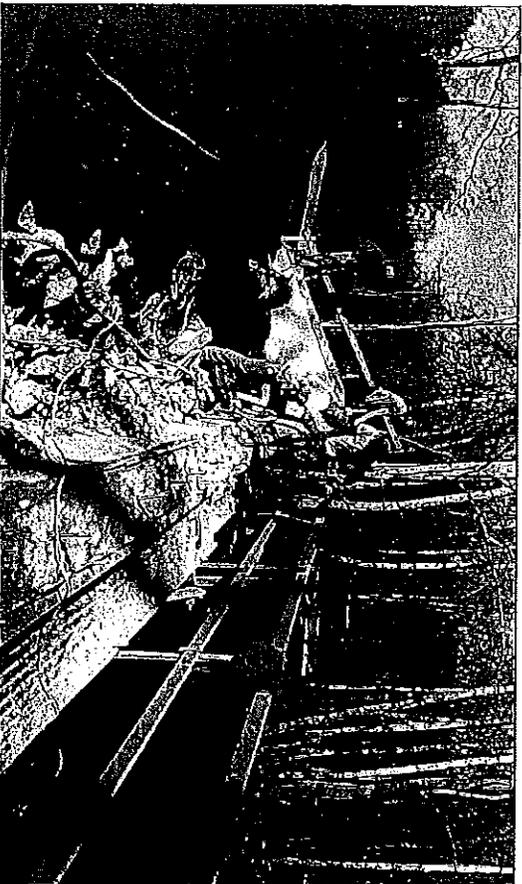
Bridge work began in Spring 2016 and is currently under construction. New bridge and re-aligned road are expected to be complete in October 2016.



Bridge Replacement Project

Bridges PO-17X, & L-43 DeGarmo Road (CR 43) over Wappinger Creek,
Towns of Pleasant Valley & LaGrange

Project funding was approved in 2013 & 2014

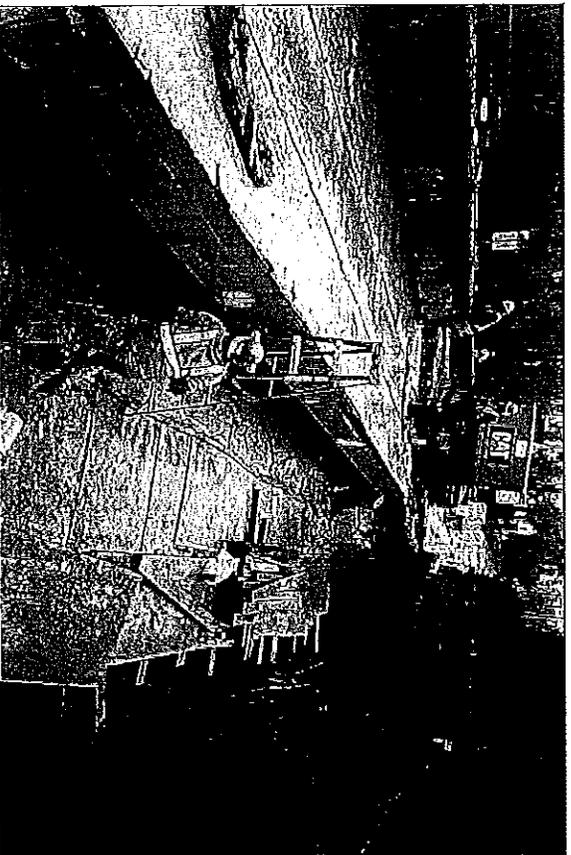


Bridge work began in Spring 2016 and project is currently under construction. New bridges and road are expected to be complete in October 2016.

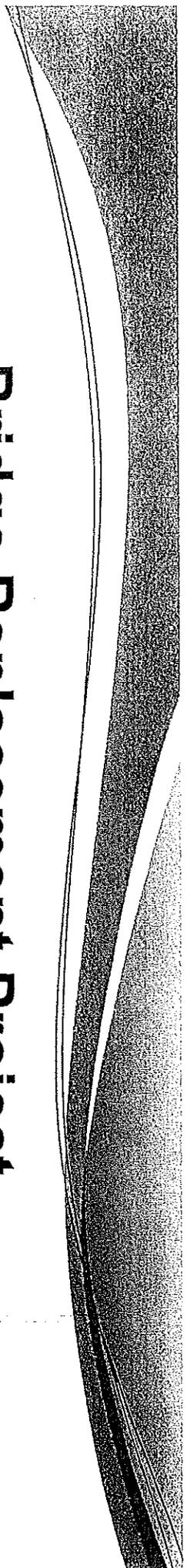
Bridge Replacement Project

Bridge RH-18, Linden Avenue (CR 79) over Saw Kill,
Town of Red Hook

Project funding was approved in 2015



Bridge work began in Spring 2016 and is currently under construction. New bridge and road is expected to be complete in September 2016.



Bridge Replacement Project

Bridge C-31, Hibernia Road over East Branch Wappinger Creek,
Town of Clinton

Project funding was approved in 2013 & 2014

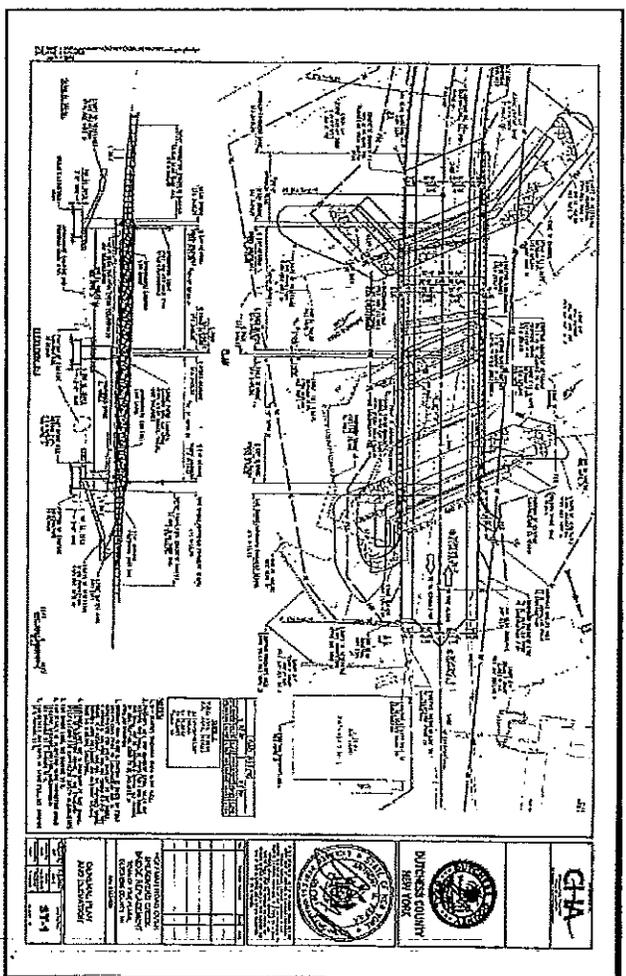


Bridge contract has been awarded. Construction will start in early June 2016. The bridge is expected to be open to traffic by October 2016. Verizon strike may delay schedule.

Bridge Replacement Project

Bridge PP-2, Hoffman Road over Shekomeko Creek,
Town of Pine Plains

Project funding was approved in 2015



Bids are due June 4, 2016. Construction will start in early July 2016 and the bridge and road are expected to be open to traffic by early November 2016. Project completion Spring 2017.

Pavement Management

Work completed between June 2015 and October 2015

Road Name	Description/Location	Miles	Process	Township
Quaker Hill (CR 66)	NYS 22 - Glenn Arden	1.65	Shim/Overlay	Pawling
Cricket Hill (CR 26)	NYS 22 - CR 6	1.88	Shoulder Mill/ Overlay	Dover
North Clove (CR 9)	Cr 21 - CR 24	3	Shoulder Mill/ Overlay	Union Vale
Broadway (CR 78)	Montgomery St. - Bridge RH-25	0.11	Mill/Overlay	Red Hook
River Rd (CR 103)	NYS 308 - The Meadows Drive	2.21	HIPR / Overlay	Rhinebeck
South Quaker Ln (CR 16)	NYS 115 - CR 41	2.96	Shoulder Rehab	Hyde Park
Centre Road (CR 18)	Fiddlers Bridge - Breezy Hill	1.34	Shoulder Mill/ Overlay	Clinton
Freedom Rd (CR 47)	NYS 55 - Mountain	<u>1.76</u>	Shoulder Mill / Shim / Overlay	LaGrange

Total miles = 14.91

Pavement Management

Work completed between June 2015 and October 2015



HMA overlay installed on CR 9 (Clove Road)
Photo prior to striping



Shoulder Repairs-
HMA placement on
CR 9 (Clove Road)

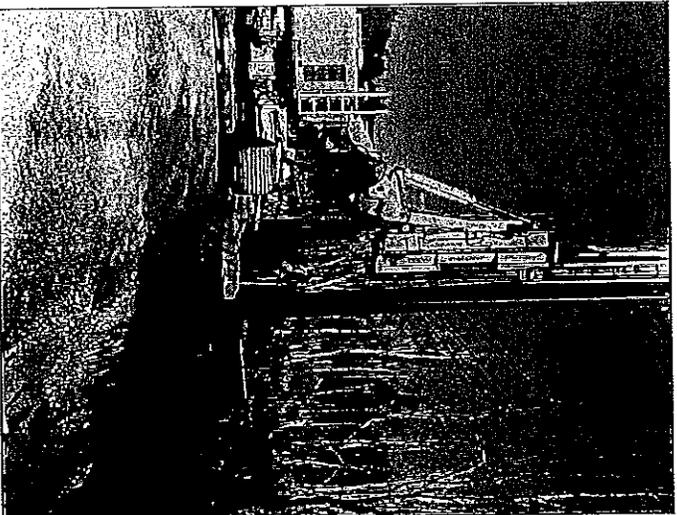


Milling before
shoulder repairs on
CR 9 (Clove Road)

Highway Reconstruction Project

Crum Elbow Road (CR 41) drainage and safety improvements between Cardinal Road and Matuk Drive, Town of Hyde Park

Funding was approved in 2015

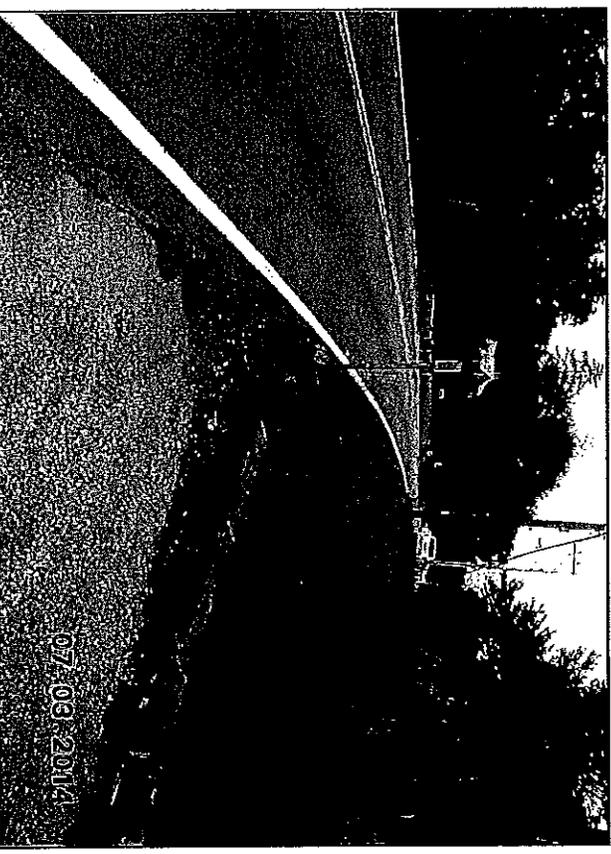
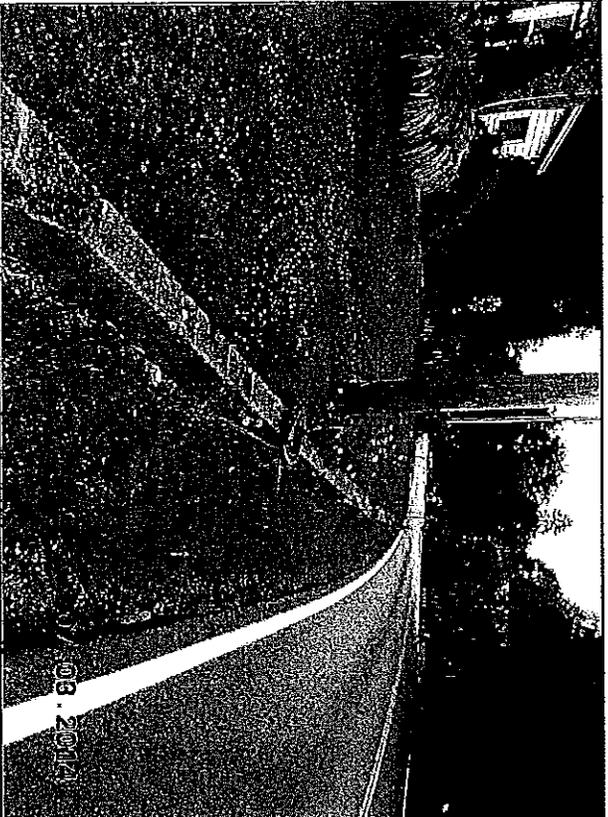


Project is currently under construction. Work will be completed in October 2016.

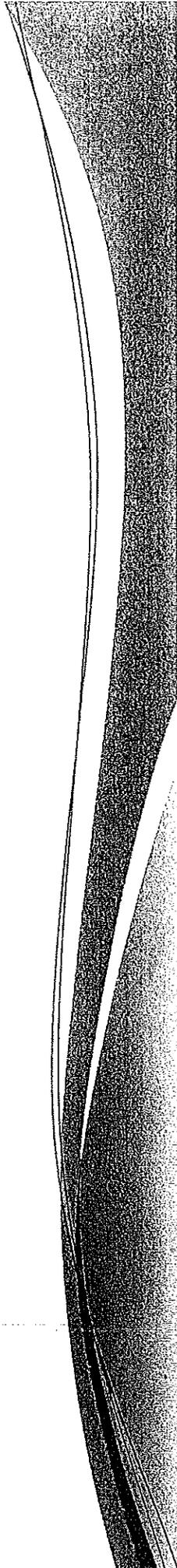
Highway Reconstruction Project

Middlebush Road (CR 93) curve re-alignment between Pleasant Lane and Camelli Drive, Town of Wappinger

Federal Aid Project – funding was approved in 2001 & 2007



Contract has been awarded. Work will begin in June and is expected to be complete by September 2016. Verizon strike may delay schedule.



PUBLIC SERVICE ANNOUNCEMENT



**IF YOU RECOGNIZE THIS SUSPECT PLEASE CALL
THE AUTHORITIES !!**



Dutchess County Bridges & Culverts

Dutchess County owns and maintains 157 bridges (spans over 20') and 186 large culverts (spans 3' – 20'.)

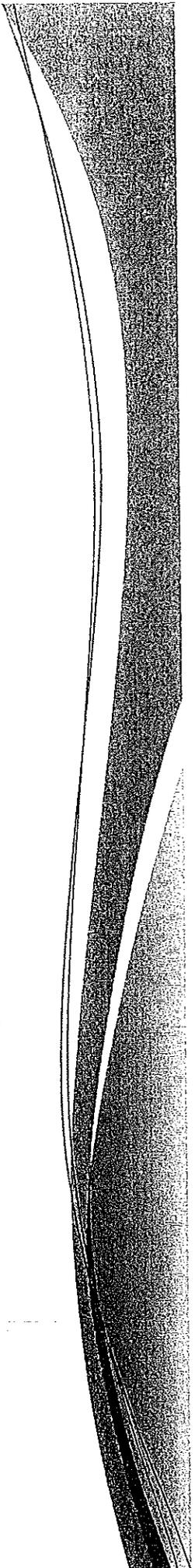
Each bridge is inspected by NYSDOT every two years. If the bridge is load posted or flagged, it is inspected annually.

Dutchess County DPW Engineers inspect each culvert every three years. If the culvert is in poor condition, it is inspected annually.

Each bridge is assigned a condition rating in accordance with NYSDOT's Bridge Inspection Manual.

DPW Bridge Inventory

Name	Carried	Postings	Insp. Rating	AADT #	Status
PV-48	COUNTY ROAD 72		3.333	5399	Under Construction
RH-18	COUNTY ROAD 79	3T	3.473	3144	Under Construction
PP-05	WILLOWVALE ROAD	9T	3.789	90	Reduced Load Posting
R-08	MILL ROAD		3.881	310	2019 Capital Request
S-13	COUNTY ROAD 53		3.895	940	2018 Capital Request
M-07	COUNTY ROAD 51		3.949	110	Open Bids 2016
C-23	COUNTY ROAD 12		4.000	270	Repaired 2014
C-29	COUNTY ROAD 14	16T	4.034	116	Reduced Load Posting
U-27	COUNTY ROAD 21	88T	4.034	1880	2017 Capital Request
PV-17	MILL LANE		4.048	270	Repaired 2014
U-28	COUNTY ROAD 21	88T	4.051	1880	2017 Capital Request
S-37	COUNTY ROAD 19	18T	4.122	1205	Design In Progress
PP-02	HOFFMAN ROAD	0	4.167	885	Open Bids June 2016
C-31	HIBERNIA ROAD	16T	4.172	222	Under Construction
PP-11	HOFFMAN ROAD	0	4.188	580	Open Bids June 2016
E-07	STORMVILLE ROAD	0	4.207	407	Bridge Closed
C-22	COUNTY ROAD 18		4.211	948	Open Bids 2016
PP-12	COUNTY ROAD 83	12T	4.222	471	2016 Capital Request
S-24	COUNTY ROAD 85	22T	4.224	739	Reduced Load Posting
B-04	DORN ROAD		4.227	200	



Bridge Rating Scale

- 1 - Totally deteriorated, or in failed condition.
- 2 - Used to shade between ratings of 1 and 3.
- 3 - Serious deterioration, or not functioning as originally designed.
- 4 - Used to shade between ratings of 3 and 5.
- 5 - Minor deterioration, but functioning as originally designed.
- 6 - Used to shade between ratings of 5 and 7.
- 7 - New condition. No deterioration.
- 8 - Not applicable.
- 9 - Condition and/or existence unknown.

Proposed 2016 Bridge Project

Bridge PP-12 Replacement, Amenia-Pine Plains Road
(CR 83) over Shekomoko Creek, Town of Pine Plains

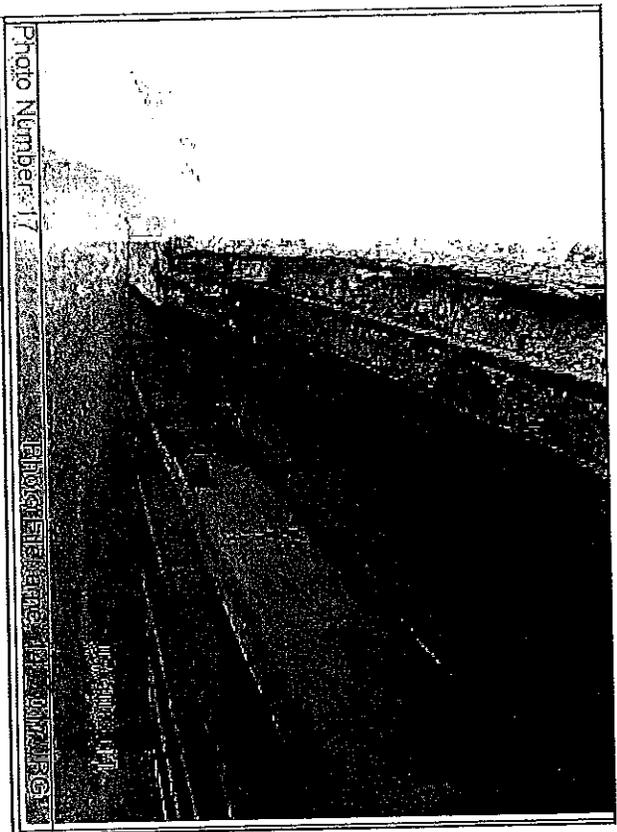


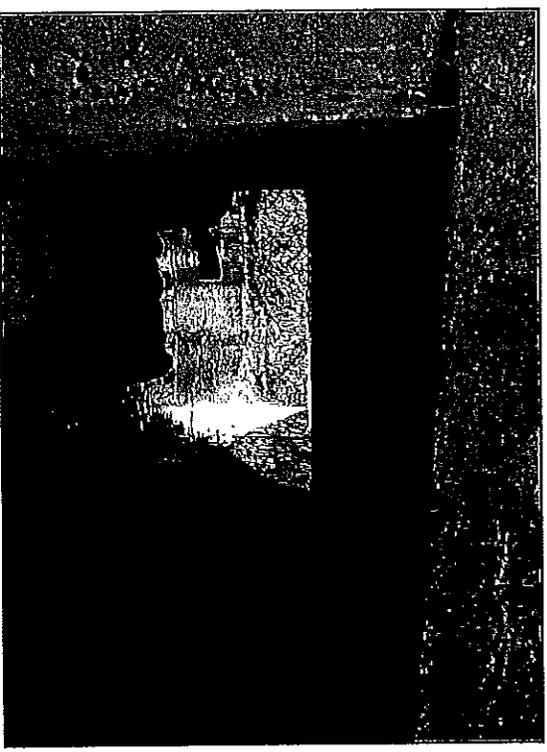
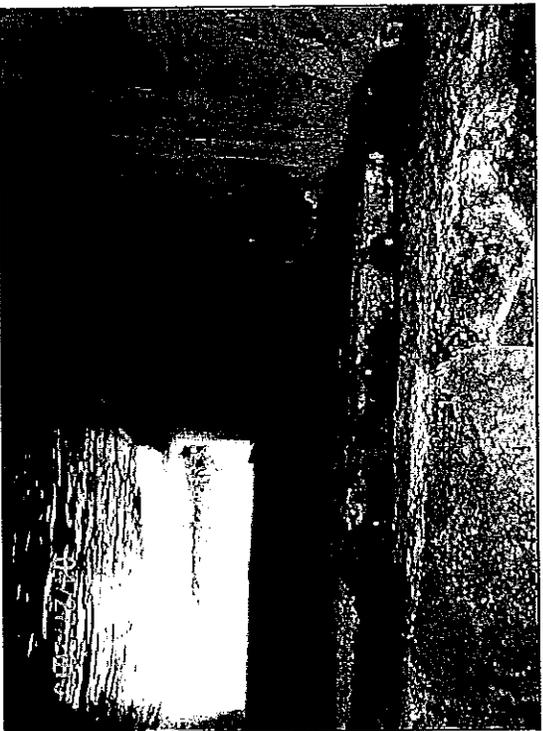
Photo Number: 17



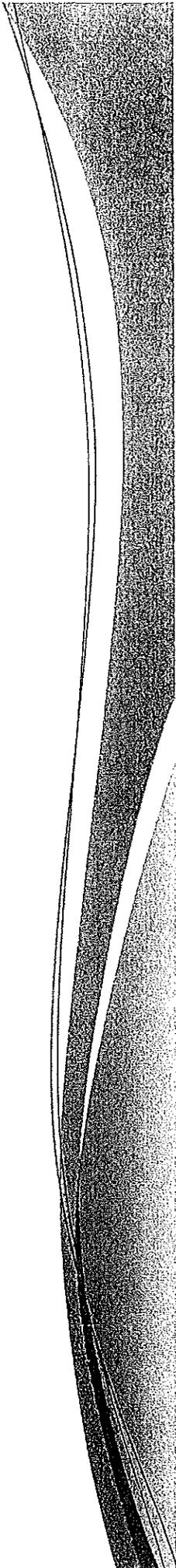
Bridge is rated 4.222, is reduced to 12 tons due to fascia beam deterioration. Currently reduced to a single lane. Request is for \$225,000 for design costs and environmental studies.

Proposed 2016 Culvert Project

Culvert RH-13 Replacement, Cokertown Road (CR 56),
Town of Red Hook



Culvert is in poor condition and is scheduled for replacement in 2017. Design will be completed by DPW Engineering Division. Request is for \$50,000 for right-of-way acquisition costs.

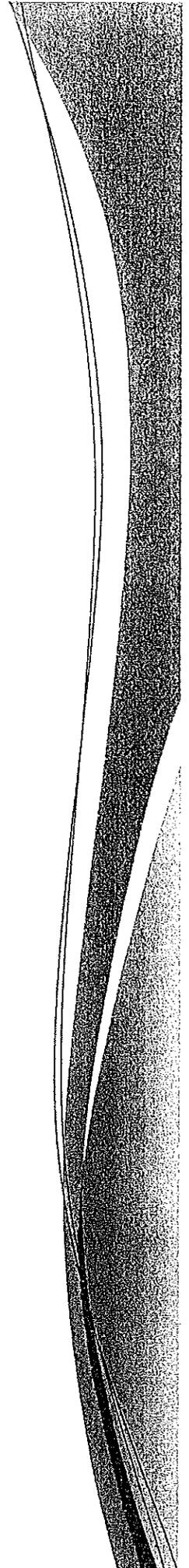


Proposed 2016 Culvert Project

Culvert PV-14 Replacement, Sherow Road (CR 73) over unnamed stream, Town of Pleasant Valley



Culvert is in poor condition and is scheduled for replacement in 2017. Design is being completed by DPW Engineering Division. Request is for \$405,000 for right-of-way acquisition and construction costs.



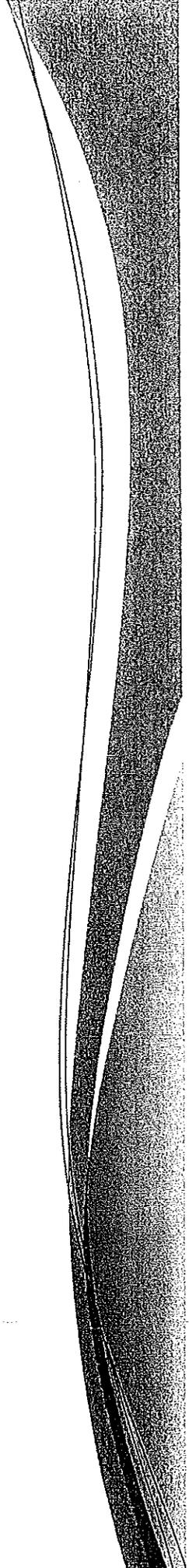
Proposed 2016 Bridge Projects

Supplemental funding for previously approved projects. Additional funding is requested based on engineers estimates and/or construction bids:

- Bridge C-31: \$125,000 for construction mgmt consultant
- Bridge M-7: \$125,000 for construction mgmt consultant
- Bridge PO-15X: \$500,000 to eliminate staged construction

Bridge Painting Contract – Request for \$75,000 for design and environmental studies for a 2017 Bridge Painting contract.

Bridge Maintenance Work – Request for \$250,000 for contracted bridge maintenance and repair work.

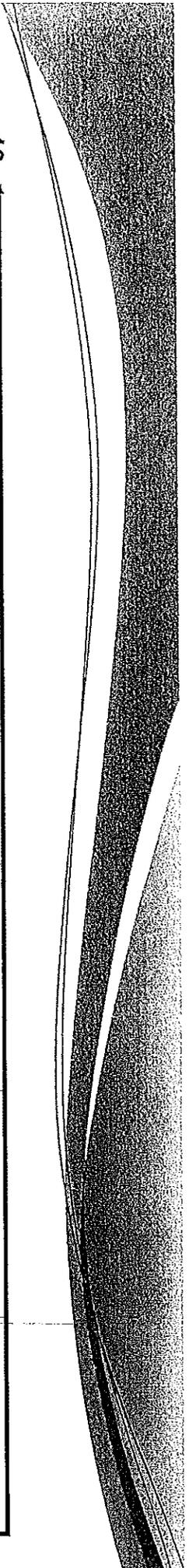


Why is it important to invest in pavement management?

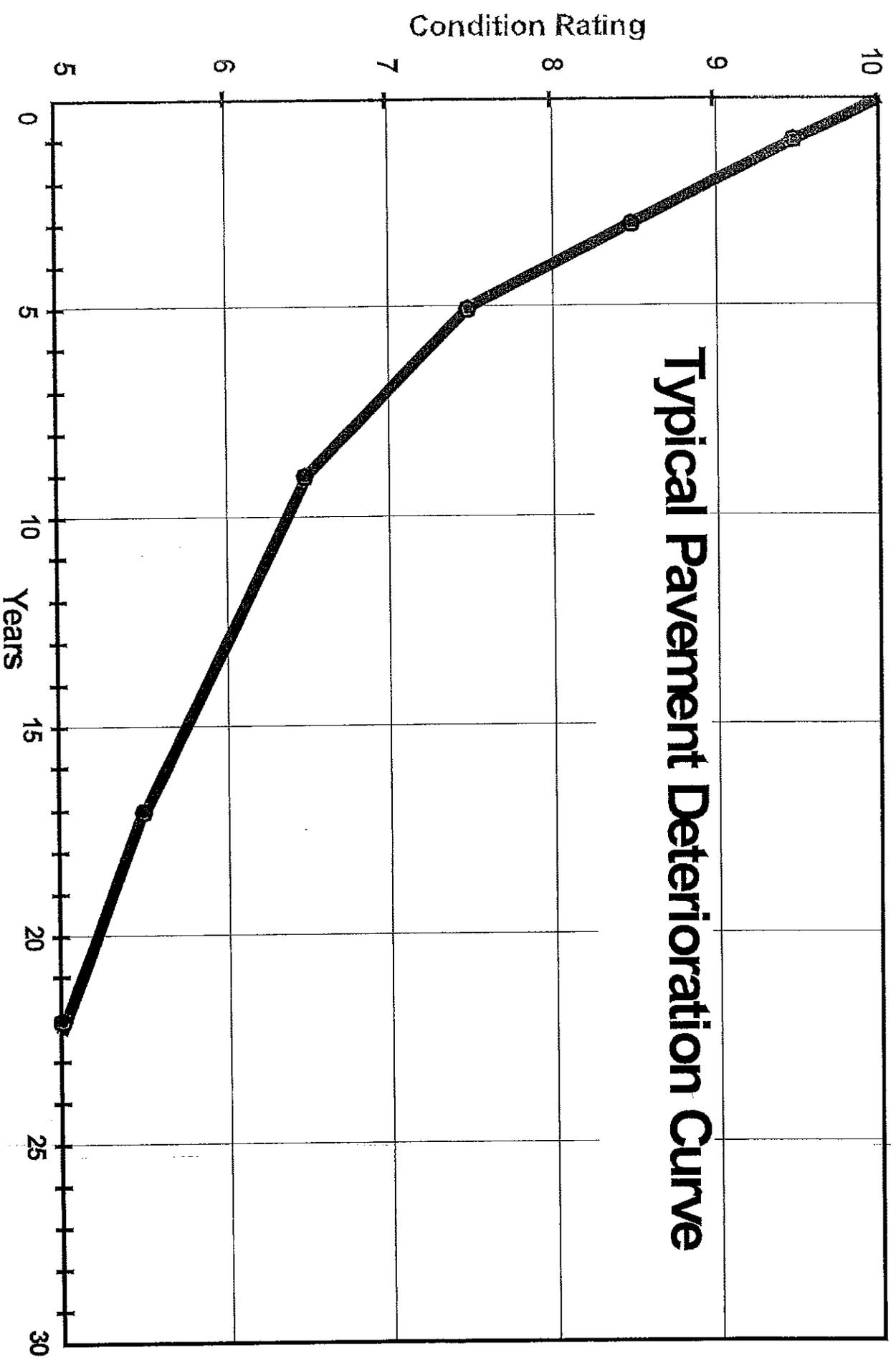
Regular pavement management keeps the road surface in good condition, reducing wear & tear on vehicles, provides quality roads for travelers, and promotes commerce and economic investment.

Over the long term, regular pavement surface management reduces the cost of keeping the highway network in a state of good repair.

How can spending money reduce the cost of maintaining county roads ???

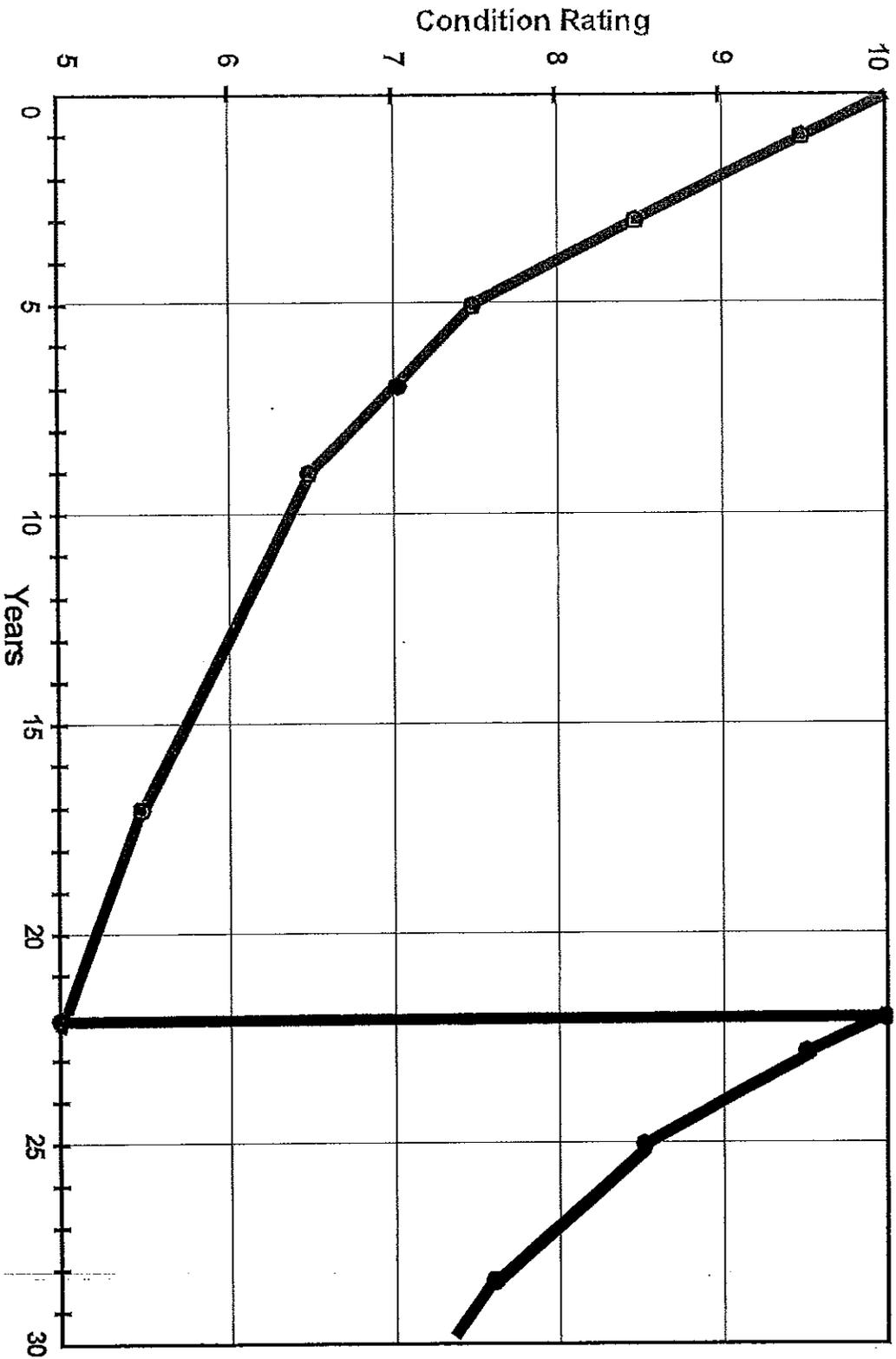


Typical Pavement Deterioration Curve

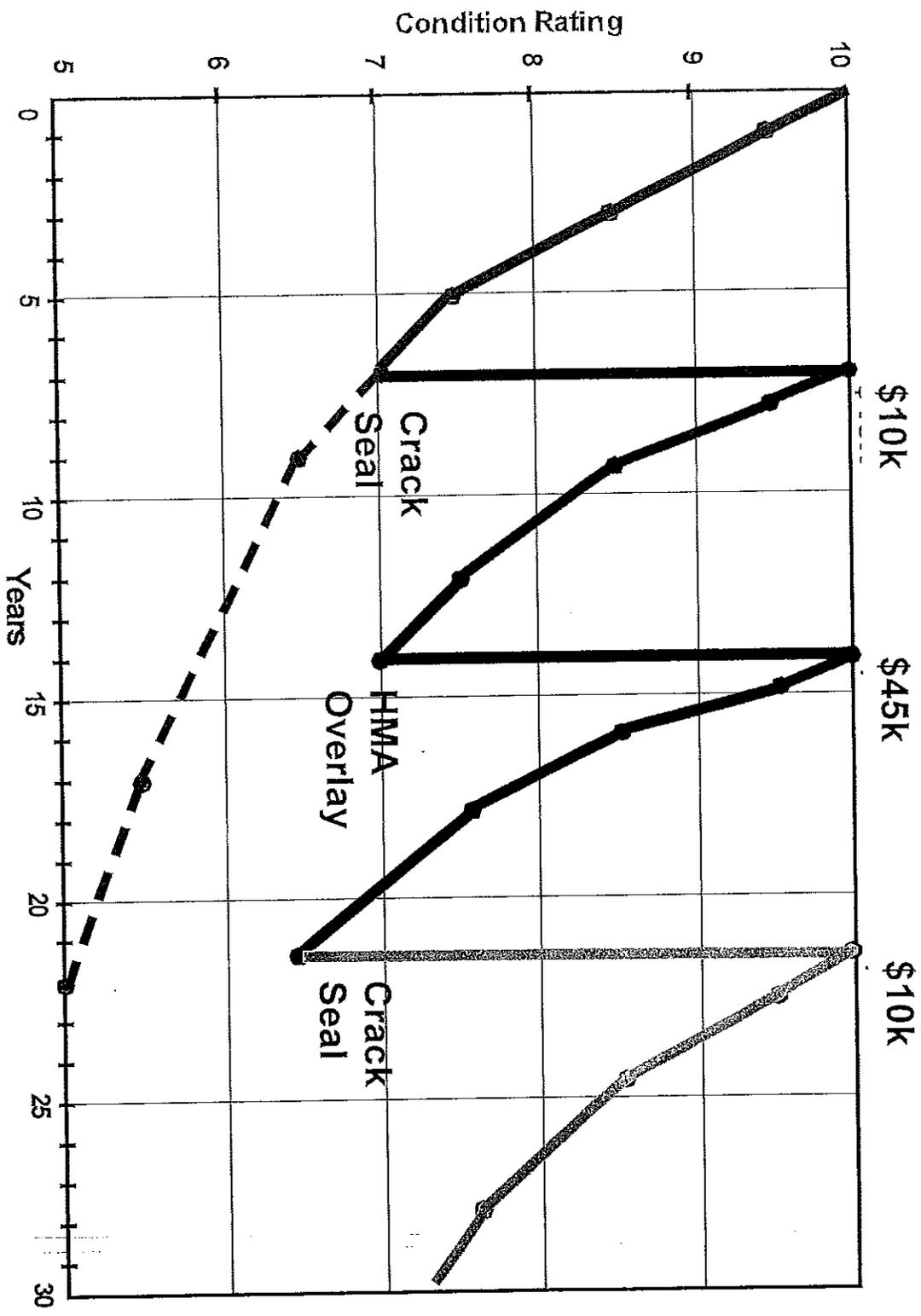


Cost of Reconstruction after 22 years of Deterioration (per lane mile)

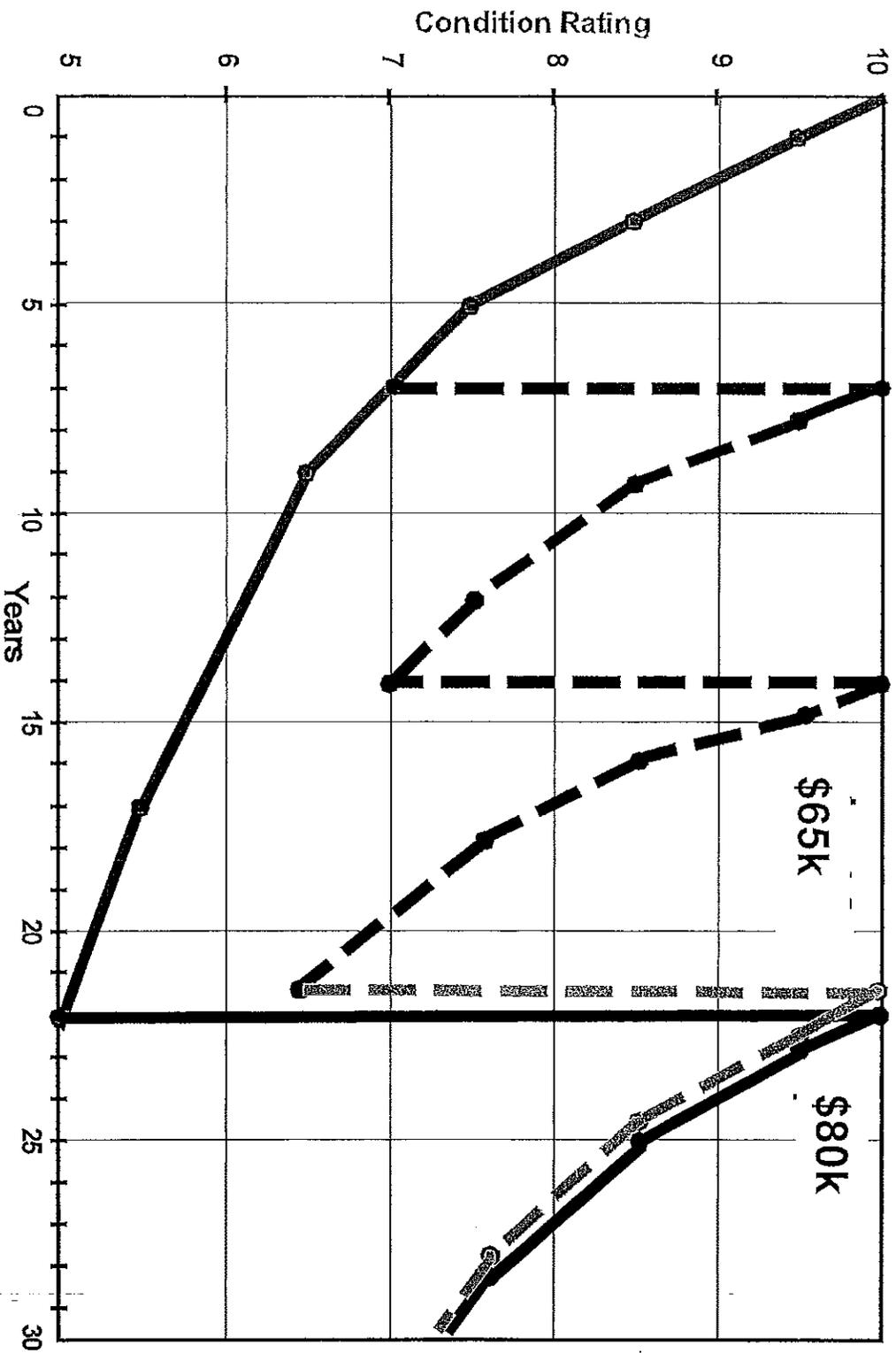
\$80K

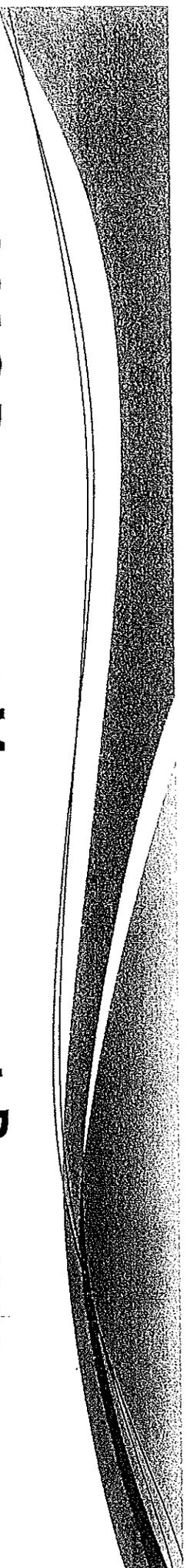


Cost of 3 Surface Treatments after 7, 14 and 21 years of Deterioration



Cost Comparison of 3 Surface Treatments vs. Single Reconstruction

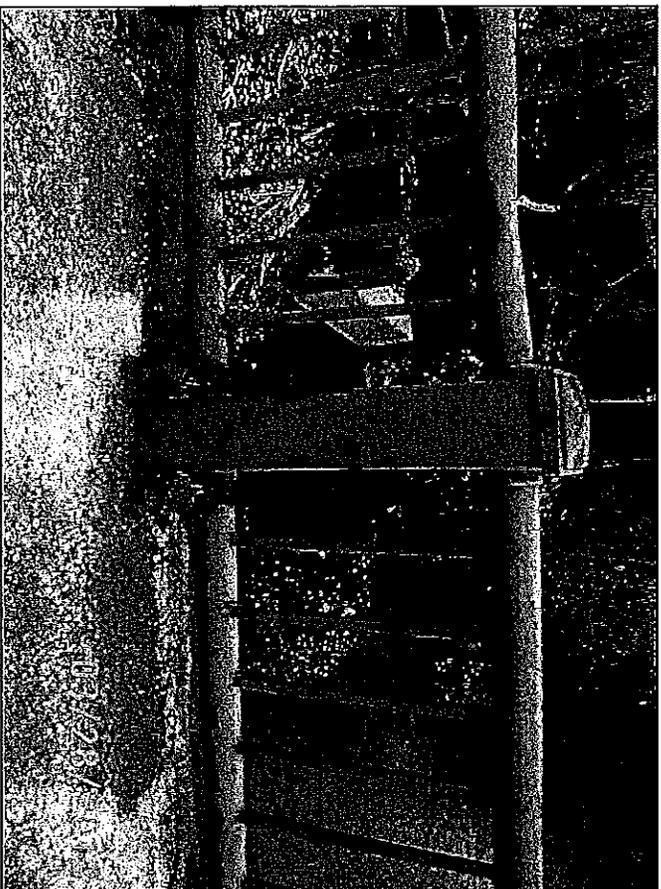




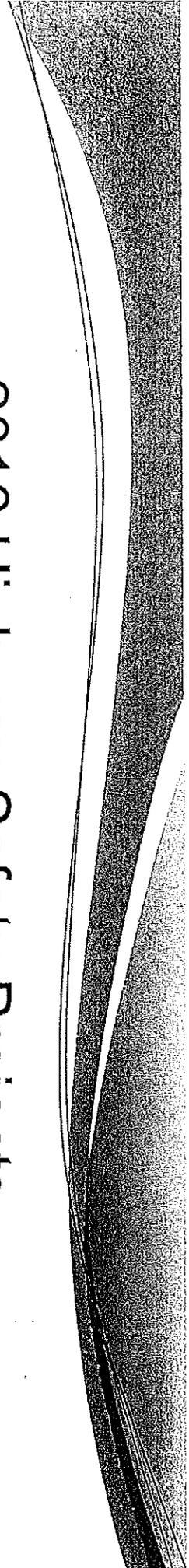
2016 Pavement Management Program

- Total Estimated Cost = \$2.5 Million
- Approximately 12-15 Centerline Miles of County Highway to receive treatment
- Treatments may include:
 1. Hot Mix Application (HMA) resurfacing
 2. Cold In-Place Recycling
 3. Full-Depth Reclamation (FDR)
 4. Heating/Scarifying/Overlay
 5. Fiber Mat w/ surface treatment
 6. Specialty Surface Treatments
(Nova-Chip, Slurry-Seal, Chip-Seal, Ultra-thin)

2016 Highway Safety Project



Bridge B-14, Beekman-Poughquag Road (CR 7) over Fishkill Creek, Town of Beekman. Bridge rail is rusted and does not provide positive barrier for vehicles. Project will replace bridge and approach rail.



2016 Highway Safety Projects

- Dutchess County owns and operates over 30 traffic signals and flashing beacon lights. The controller equipment, signal heads and vehicle detection equipment is outdated and reaching the end of its service life at many locations. \$200,000 is requested for design consultant costs to develop a 3-year replacement/upgrade program.
- Reconstruction of North Avenue at Hurley Road, Town of Pleasant Valley. Site of 3 fatal accidents within the past 10 years. Preliminary plans are completed and detailed design work was approved in 2015. \$1,650,000 is requested for right-of-way acquisition and construction costs. The project is scheduled for construction in 2017 if funding is approved.
- Reconstruction of West Kerleys Corners Road (CR 78) at Route 9G, Town of Red Hook. Site of 2 fatal accidents within the past 5 years. Design by DPW Engineering Division. \$750,000 is requested for right-of-way acquisition and construction costs. The project is scheduled for construction in 2017 if funding is approved.



2016 Road and Bridge Improvement Program

- Pavement Management Program \$2,500,000
- Bridge/Culvert Improvement Program \$1,755,000
- Misc. Highway, Safety and Drainage
Improvement Program \$3,440,000
- **Estimated Total 2016 Project Costs** **\$7,695,000**
- Anticipated CHIPS Funds (NYS) -\$3,691,354

2016 Net Total Program Request \$4,003,646

16. Dredging, filling, grading and drainage of airport property. The dredging, filling, drainage and grading of real property acquired for or used as an airport, having an area greater than one thousand acres, thirty years.

17. Airport hangars. The construction or purchase of an airport hangar if the estimated cost thereof as set forth in the resolution authorizing the issuance of obligations therefor is one million dollars or less and the hangar is not a class "A" building, fifteen years; if the estimated cost thereof is one million dollars or less and the hangar is a class "A" building, twenty years; if the estimated cost thereof is in excess of one million dollars, twenty-five years. The term class "A" building, as used in this subdivision, shall mean any such building as described in subdivision eleven of this paragraph.

18. Land acquisition and development for airport purposes. The acquisition of land in connection with the establishment, maintenance or operation of an airport having an area greater than one thousand acres, forty years.

18-a. The acquisition and installation of an above ground aircraft fuel farm at the Greater Rochester International Airport, including connecting pipes, valves, meters, pumps, concrete spill containment facility, and appurtenant facilities, twenty-five years.

19. Parks, playgrounds and recreational areas. The original improvement or embellishment of:

(a) A new park, playground or recreational area of not less than fifty acres, twenty years;

(b) An addition of not less than twenty-five acres to an existing park, playground or recreational area, including the improvement or embellishment, if any, of such existing park, playground or recreational area, twenty years;

(c) Any other park, playground or recreational area, fifteen years.

20. Highways, roads, streets, parkways and parking areas. The construction, reconstruction, widening or resurfacing of a highway, road, street, parkway or parking area, whether or not including sidewalks, curbs, gutters, drainage, landscaping, grading or improving the rights of way, or the elimination of any grade crossing (exclusive of bridges therefor) or improvements in connection therewith, if:

(a) pavement of sand and gravel, water bound macadam or penetration process with single surface treatment, five years;

(b) flexible pavement not specified in (a) or (c), ten years;

✓ (c) flexible pavement with penetration macadam or plant mix bottom course and heavy duty, bituminous concrete wearing surface, fifteen years;

(d) rigid base (portland cement concrete) pavement with: sheet asphalt, bituminous concrete, granite block or asphalt block wearing surface, fifteen years;

the franchises thereof or original furnishings, equipment, machinery or apparatus, or the replacement of such equipment, machinery or apparatus, ten years; the replacement of such furnishings, five years.

10. Bridges, tunnels, viaducts and underpasses. The acquisition, construction or reconstruction of or addition to a bridge, tunnel, viaduct or underpass, whether or not including the acquisition of land or rights in land, and whether or not including retaining walls or approaches thereto, of stone, concrete, or steel or of a combination of two or more of these materials, if the estimated cost of the improvement, as set forth in the resolution authorizing the issuance of obligations therefor is in excess of five million dollars, forty years; if the estimated cost of the improvement, as set forth in the resolution authorizing the issuance of obligations therefor is five million dollars or less, twenty years, except land or rights in land; land or rights in land for such an improvement, thirty years; painting as may be necessary from time to time for the preservation and restoration of a bridge, ten years.

11. Buildings. The acquisition or construction of buildings not included in any other subdivision hereof, whether or not including grading or improvement of the site, original furnishings, equipment, machinery or apparatus required for the purposes for which such buildings are to be used, as follows:

(a) Class "A" (fireproof and certain fire resistant) buildings.

(1) Buildings, the walls of which are constructed of brick, stone, concrete, metal or other incombustible material, and in which there are no wooden beams or lintels, except wood glue laminated structural members, and in which the floors, roofs, stairhalls, and other means of vertical communication between floors and their enclosures are built entirely of brick, stone, metal or other incombustible materials, and in which no woodwork or other inflammable material is used in any of the rough partitions, floor or ceiling structures, or

(2) Buildings, not more than one story above the ground, the outer walls of which are constructed of brick, stone, concrete, metal, stucco or other fire-resisting material and which are to be used as school houses by school districts wholly outside of a city, thirty years.

(b) Class "B" (fire-resistant) buildings. Buildings, the outer walls of which are constructed of brick, stone, concrete, metal, stucco or other fire-resisting material, twenty-five years.

(c) Class "C" buildings. Buildings which are neither class "A" nor class "B", as defined in items (a) and (b) above, including any such building which is rebuilt or altered so that it, together with any addition or vertical or other extension, is not fireproof or fire-resisting, as thus defined, fifteen years.

12. Additions to or conversion of buildings. (a) (1) The construction of an addition or additions to or the reconstruction of a class "A" building, whether or not such construction or reconstruction includes grading or improvement of the site, twenty-five years, except as hereinafter provided; the conversion of a class "B" or class "C" building into a class "A" building, whether or not such conversion includes grading or improvement of the site, twenty-five years. If indebtedness has been contracted or is to be contracted with a maximum maturity of over twenty-five years, but not to exceed thirty years, to finance the cost of acquisition or construction of a class "A" building and if more than twenty-five annual installments of principal on the indebtedness evidenced or to be evidenced by bonds or notes have not matured, then the foregoing twenty-five year period of probable usefulness for the construction of an addition to such class "A" building shall be increased by the number of years over twenty-five as there are unmatured annual installments of principal on such indebtedness which has been or is to be contracted for the class "A"

57. [Added by L.1955, c. 746, § 1. See, also, subds. 57 above and below] Hydraulic and mechanical dredges. Dredges, both hydraulic and mechanical, used in dredging creeks, streams, bays, harbors and inlets and the construction of dikes, bulkheads, dams, sea walls and jettys, fifteen years.

57. [Added by L.1955, c. 849, § 6. See, also, subds. 57 above] Workmen's compensation self-insurance plans. (a) Payments required of a municipality, school district or district corporation upon entry to or withdrawal from a county self-insurance plan, five years, except that if the amount of such payment exceeds one per centum of the average assessed valuation of such municipality, school district or district corporation, ten years.

(b) The amount of an apportionment payable by a participating municipality or fire district upon changing to a county self-insurance plan in accordance with the transition provisions of section seventy-five of the workmen's compensation law, five years, except that if the amount of such payment exceeds one per centum of the average assessed valuation of such municipality or district corporation, ten years.

58. Steam plants or distribution systems. The acquisition, construction or reconstruction of or addition to a steam plant or distribution system, whether or not including buildings, land or rights in land, original furnishings, equipment, machinery or apparatus, or the replacement of such equipment, machinery or apparatus, thirty years; the replacement of such furnishings, ten years.

58-a. Hot water heating plants or distribution systems. The acquisition, construction or reconstruction of or addition to a hot water heating plant or distribution system, whether or not including buildings, land or rights in land, original furnishings, equipment, machinery or apparatus, or the replacement of such equipment, machinery or apparatus, thirty years; the replacement of such furnishings, ten years.

59. Retroactive social security coverage. Where an irrevocable election is made to finance all or part of the employer's share of the cost of retroactive coverage provided to employees under the federal old-age and survivors insurance system pursuant to section one hundred thirty-eight-a of the retirement and social security law and where an insufficient or no provision is or has been made in the annual budget for such cost, provided no part of such share has been or is financed by the issuance of budget notes, three years.

60. Current social security coverage. All or part of the employer's share of the cost of current coverage provided to employees under the federal old-age and survivors insurance system pursuant to the retirement and social security law, for the period January first, nineteen hundred fifty-eight to June thirtieth, nineteen hundred fifty-nine, not exceeding seventeen million dollars, three years.

61. Artificial swimming pools. The construction of artificial swimming pools, twenty years. The reconstruction of artificial swimming pools, fifteen years.

62. [Added as subd. 61 by L.1959, c. 269, renumbered subd. 62 by L.1960, c. 264, § 2. See, also, subd. 62 below.] Skiing developments. The construction of a skiing development, including: ski lifts and other original facilities, equipment and furnishings; buildings appurtenant or incidental thereto; access roads and parking areas; land or rights of land, and the improvement of such land for use as a skiing development; twenty years.

62. [Added by L.1960, c. 735, § 3. See, also, subd. 62 above.] a. Planning for future capital improvements. The preparation pursuant to section ninety-nine-d of the general municipal law of surveys, preliminary plans and detailed plans, specifications and estimates necessary for planning for a capital improvement which it is contemplated might be undertaken in the future, five years. If the cost of such surveys, preliminary plans and detailed plans, specifications and estimates, however, is to be financed as part of the cost of the capital improvement in connection with which they are prepared, then and in such event they shall have the same period of probable usefulness as may be determined for such capital improvement.

b. In the event that any such capital improvement is financed in whole or in part pursuant to this chapter after the commencement of the financing of the cost of any such surveys, preliminary plans and detailed plans, specifications and estimates, and if the period of five years shall not have elapsed since the date of issuance of the first obligation or obligations for such surveys, preliminary plans and detailed plans, specifications and estimates, then the period of probable usefulness for such surveys, preliminary plans and detailed plans, specifications and estimates, may be increased so that the period of probable usefulness thereof shall be equal to the period of probable usefulness of the capital improvement for which the financing of such surveys, preliminary plans and detailed plans, specifications and estimates was originally commenced less the period of time which shall have elapsed from the date of issuance of the first obligation or obligations therefor to the date of issuance of the first obligation or obligations for such capital improvement.

63. [Added as subd. 61 by L.1959, c. 437, renumbered subd. 63 by L.1960, c. 264, § 2. See, also, subd. 63, below] System of permanent personal registration of voters. The original establishment and original preparation of a system of permanent personal registration of voters including the purchase of equipment and recording material required in connection therewith, ten years.

63. [Added by L.1960, c. 955, § 1. See, also, subd. 63, above] Placing of fill. The placing of earth, rocks, gravel or hydraulic fill on land acquired for a public purpose in connection with the improvement thereof, including acquisition and transportation, thirty years.

64. Comprehensive master plans. The preparation of a comprehensive master plan for the development of the entire area of the municipality, five years.

65. *Repealed.*

66. Equipment for county police district or department. The purchase of equipment, machinery, apparatus or furnishings from any town or village incident to the creation or establishment of a county police department or district which includes such town or village, five years.

67 to 69. *Blank.*⁵

70. State office building projects in certain cities. The construction of one or more office buildings and the construction, reconstruction or provision of other public improvements and appurtenances pursuant to section twenty-e of the general city law, whether or not including demolition, grading or improvement of site, original furnishings, equipment, machinery or apparatus required for the purposes for which such buildings, public improvements and appurtenances are to be used, forty years; the acquisition of land or permanent rights in land pursuant to such section of the general city law, forty years.

one county, a duplicate original of such bond, approved by the finance board, or in the case of the city of New York the chief fiscal officer thereof, shall be filed in the office of the clerk of each county in which the municipality, school district or district corporation is located, except that in a city containing more than one county such bond shall be filed only in the office of the city clerk. The expense of such bond shall be a charge upon the municipality, school district or district corporation. The provisions of this paragraph shall not apply to a bank or trust company which has been designated as fiscal agent of a municipality, school district or district corporation pursuant to the provisions of paragraph a of this section, unless the finance board of such municipality, school district or district corporation, or in the case of the city of New York the chief fiscal officer thereof, shall by resolution determine that such bank or trust company shall be required to furnish a bond for the faithful performance of its duties as fiscal agent.

c. No municipality, school district or district corporation, or any fiscal agent thereof, shall charge, impose, collect, or receive from the holder of any obligation issued pursuant to this chapter, or issued pursuant to laws in effect prior to the effective date of this chapter, any fee or consideration for any services required to be performed by a fiscal agent pursuant to the provisions of this chapter. However, the holder of an obligation shall bear the expense of preparing new bonds or coupons which he shall request to be issued pursuant to the provisions of title five of this article, also the actual and necessary expenses for the mailing, shipping or the insuring of obligations incurred in connection with the rendition of services performed by a fiscal agent at his request. At least annually every fiscal agent shall render to and file with the finance board of the municipality, school district or district corporation, or in the case of the city of New York the chief fiscal officer thereof, for which he or it acts a statement of all moneys received and disbursed by such agent for the expenses mentioned in this paragraph. Notwithstanding the foregoing provisions of this paragraph, if the finance board of a municipality, school district or district corporation, or in the case of the city of New York the chief fiscal officer thereof, shall determine that it would be to the financial advantage of the municipality, school district or district corporation not to impose and collect such mailing, shipping or insurance charges, it may adopt a resolution directing its fiscal agent not to impose and collect any or all of such charges.

d. Notwithstanding any other provisions of law, the comptroller of the city of New York may prescribe rules and regulations for the registration, conversion, reconversion and transfer of the bonds and notes of the city of New York, including the preparation and substitution of new bonds, for the payment of the principal thereof, redemption premium, if any, and interest thereon, and for other authorized services to be performed by such fiscal agent.

e. Any bank or trust company acting as the fiscal agent of a municipality, school district or district corporation may bid for, purchase, acquire, hold, sell or dispose of obligations of the municipality, school district or district corporation for which it acts as such agent, and may enter into other service contracts with the municipality, school district or district corporation. No bank or trust company acting as such fiscal agent shall print, engrave, or otherwise prepare, new bonds or coupons required in connection with the conversion and reconversion of bonds as provided in title five of this article, if such bank or trust company acts as fiscal agent in such conversion or reconversion.

Credits

(L.1942, c. 424. Amended L.1944, c. 614, § 2; L.1945, c. 837, § 19; L.1946, c. 806, § 11; L.1947, c. 590, eff. May 1, 1947; L.1947, c. 591, eff. May 1, 1947; L.1983, c. 483, § 4, eff. July 15, 1983.)

McKinney's Local Finance Law § 70.00, NY LOC FIN § 70.00

Current through L.2016, chapters 1 to 32, 50 to 53, 55, 56.

expenditures related hereto, state aid for which shall have been approved by the department of health pursuant to law, three years. If the cost of such preliminary plans and detailed plans, specifications and estimate, however, is to be financed as part of the cost of a sewer system or sewage treatment works in connection with which they are prepared, then and in such event they shall have the same period of probable usefulness as may be determined for the construction or reconstruction of or addition to such such¹ sewer system or sewage treatment works.

✓ 52. Equipment used in connection with preparation of assessment rolls, tax billing and receipting, and accounting and tabulating equipment. The purchase of equipment or machinery in connection with preparation of assessment rolls, tax billing and receipting, and accounting and tabulating equipment, not included in any other subdivision hereof, five years.

53. Appraisals of real property for assessment. The expense incurred by a municipality in the employment of experts to appraise the value of real property within the municipality to assist in the assessment thereof for purposes of taxation, including a "revaluation" or "update", as such terms are defined in the real property tax law, five years.

53-a. Installation of computer assisted system for the preparation and maintenance of assessment and tax rolls including computer assisted tax accounting system. The expense incurred by a municipality in the installation of a computer assisted system for the preparation and maintenance of assessment and tax rolls, and the installation of a computer assisted tax accounting system, including data collection, computer hardware and software, ten years.

54. Golf courses. The construction or acquisition of a golf course, whether or not including buildings appurtenant or incidental thereto, land or rights in land, original furnishings and equipment and the improvement of such land for use as a golf course, twenty years; the construction of an addition or additions to or reconstruction of a golf course, whether or not including buildings appurtenant or incidental thereto or the installation of water sprinkling systems or electric illuminating systems and appurtenances thereto in an existing golf course fifteen years.

55. Boardwalks. The acquisition, construction or reconstruction of, or additions to a boardwalk adjacent to the Atlantic Ocean, a lake, bay, river or other large body of water, which walk is constructed of wood or more durable materials on heavy piling and is at least twenty feet in width, ten years.

56. Fire safety and prevention programs. The financing of a program for fire safety and fire prevention in relation to one or more buildings by any municipality or school district, including one or more of the following: the installation, construction or reconstruction of a sprinkler system, fire alarm system, fire escape, fire tower, fire door, illuminated exit sign, or of any other improvement or system in a building to eliminate fire hazards or to provide for the safety of persons and property in the event of fire therein, or the acquisition of fire extinguishers or other equipment for such purposes, if the estimated aggregate cost thereof, as set forth in the resolution authorizing the issuance of obligations therefor, is less than ten thousand dollars, five years; if the estimated aggregate cost thereof is ten thousand dollars or more, ten years; provided, however, that if a different period for the installation, construction, reconstruction or acquisition of any item or class of items of the improvement or equipment included in such program is prescribed in another subdivision hereof, such other subdivision shall be applicable to such item or class of items when the expenditure therefor is not to be financed as a fire safety and fire prevention program pursuant to the provisions of this subdivision.

57. [Added by L.1955, c. 390, § 1. See, also, subds. 57 below] Tree rehabilitation and replacement programs. The financing of a program for the rehabilitation and replacement of ornamental shade trees within the limits of a municipality, including as a part of any such program the acquisition, growing, planting, preservation, removal, disposal and replacement of trees, five years.

McKinney's Consolidated Laws of New York Annotated
Local Finance Law (Refs & Annos)
Chapter 33-a. Of the Consolidated Laws
Article II. Local Indebtedness
Title 6. Local Obligations: Estoppel from Contesting Validity Thereof

McKinney's Local Finance Law § 81.00

§ 81.00 Bond resolution, or note resolution or certificate, containing estoppel clause; publication and notice

Currentness

a. If a resolution of a finance board authorizing the issuance of bonds or notes or the certificate of a chief fiscal officer authorizing the issuance of notes contains the statement referred to in section 80.00 of this chapter, such resolution after adoption, or a summary of such resolution, or such certificate after its execution and filing, shall be published in full by the clerk of the municipality, school district or district corporation or such other official or person as the finance board or such fiscal officer may designate, together with a notice in substantially the following form:

“The resolution (or the resolution a summary of which is) (or certificate) published herewith has been adopted (or authorized) on the _____ day of _____, 19 __, and the validity of the obligations authorized by such resolution (or certificate) may be hereafter contested only if such obligations were authorized for an object or purpose for which the (Here insert name of municipality, school district or district corporation) is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the constitution.

.....
(Clerk or other official or person designated by the finance board or chief fiscal officer)”

If a summary of such resolution is published as provided in this section, such summary shall list the class or classes of objects or purposes for which the obligations to be authorized by such resolution are to be issued together with the period or periods of probable usefulness and the amount of obligations to be issued for each such class of objects or purposes, and in addition, such summary shall state an office of the municipality, school district or district corporation where the resolution summarized thereby shall be available for public inspection. Such resolution shall be kept available for public inspection at such office during normal business hours for twenty days following the publication of such summary as provided in this title.

b. However, if such resolution is subject to a mandatory or permissive referendum, or is submitted to a referendum by the finance board on its own motion, such resolution or summary thereof shall not be published together with such notice until it shall have been approved at such a referendum or, in the case of a resolution subject to a permissive referendum, until the period of time shall have elapsed for the submission and filing of a petition for a permissive referendum and a valid petition shall not have been submitted and filed, and such notice shall state that such resolution has been approved at such a referendum or, in the case of a resolution subject to a permissive referendum, that the period of time has elapsed for the submission and filing of a petition for a permissive referendum and a valid petition has not been submitted and filed, as the case may be.

c. If any bond resolution or capital note resolution does not contain a determination of the period of probable usefulness of the specific object or purpose or class of objects or purposes for which such resolution authorizes the issuance of obligations, there shall be published, together with such resolution or summary thereof and notice, the certificate of the appropriate body or official containing such determination.

d. Such publication as shall be required by this section shall be in the official newspaper or newspapers of the municipality, school district or district corporation or if there be no such newspaper or newspapers, then in such newspaper or newspapers having a general circulation in the municipality, school district or district corporation as the finance board shall designate.

Credits

(L.1942, c. 424. Amended L.1944, c. 608, §§ 26, 27; L.1981, c. 1050, § 4, eff. Nov. 11, 1981, deemed eff. Oct. 31, 1981.)

McKinney's Local Finance Law § 81.00, NY LOC FIN § 81.00
Current through L.2016, chapters 1 to 32, 50 to 53, 55, 56.

End of Document

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