

Warren County Board of Supervisors

RESOLUTION NO. 295 OF 2022

RESOLUTION INTRODUCED BY SUPERVISORS CONOVER, HOGAN, DICKINSON, THOMAS, BRUNO, MERLINO AND STROUGH

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 FOR CR 7 OVER HALFWAY CREEK BRIDGE REPLACEMENT, TOWN OF QUEENSBURY

WHEREAS, a project for the Bridge NY, BIN 3360320, County Road 7 (CR 7) over Halfway Creek, Town of Queensbury, Warren County P.I.N. 1761.23 (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. 74 of 2022 adopted by Warren County on February 22, 2022 approved and agreed to advance the Project by making a commitment of 100% of the non-federal share of the costs of preliminary engineering, right-of-way, and construction work, and

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

WHEREAS, the Warren County Board of Supervisors desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of Construction work for the Project or portions thereof, now, therefore, the County of Warren duly convened does hereby

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

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the County of Warren to pay 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 Six Hundred Six Thousand Two Hundred Ninety-Nine Dollars and no cents (\$606,299.00) is hereby appropriated from Capital Project No. H386.9550 280 CR 7 over Halfway Creek Bridge Replacement 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 Warren County Board of Supervisors shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Chair of the Board of Supervisors thereof, and it is further

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RESOLVED, that the Chair of the Warren County Board of Supervisors be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Warren with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the 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 in a form approved by the County Attorney, and it is further

RESOLVED, that in addition to the Chair of the Board of Supervisors, the following municipal titles: Superintendent of Public Works is also hereby authorized to execute any necessary Agreements or certifications on behalf of the County of Warren, with New York State Department of Transportation in connection with the advancement or approval of the project identified in the State/Local Agreement, and be it further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED, this Resolution shall take effect immediately.