

APPROVING A SUPPLEMENTAL AGREEMENT FOR FEDERAL-AID PROJECT ADMINISTERED BY THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION AND AUTHORIZING THE COUNTY OF NASSAU TO PARTICIPATE IN THE NON-FEDERAL SHARE OF THE COST OF CONSTRUCTION, AND IN THE COST OF CONSTRUCTION SUPERVISION AND INSPECTION OF THE PROJECT, AND AUTHORIZING THE COUNTY EXECUTIVE OF THE COUNTY OF NASSAU TO EXECUTE AN AGREEMENT, (SUPPLEMENTAL AGREEMENT #1) ON BEHALF OF THE COUNTY WITH THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR THE PERFORMANCE OF SUCH WORK FOR THE PROJECT AND FOR THE PARTICIPATION BY THE COUNTY IN THE NON-FEDERAL SHARE OF THE COST OF THE PROJECT, IDENTIFIED AS P.I.N. 0760.51, TMC PERSONNEL PHASE 2, IN NASSAU COUNTY, NEW YORK.

WHEREAS, a project for TMC Personnel Phase 2, identified as P.I.N. 0760.51 ["the Project"], funded under the Federal-Aid Primary and/or Urban System Program and/or Federal-Aid Highway Safety Program, pursuant to Title 23 U.S. Code, as amended, and the New York State Highway Law and Budget Bills applicable thereto, calls for the apportionment of costs for the program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

WHEREAS, the County of Nassau may be reimbursed up to an additional 15% of the costs associated with the construction and construction inspection of TMC Personnel Phase 2 with New York State Marchiselli funding; and

WHEREAS, the County of Nassau approves of and desires to advance the Project, the project total cost up to \$2,000,000 for construction and construction inspection by making a commitment for 100% of the non-Federal share of the construction cost; and

WHEREAS, the County of Nassau approves the New York State Department of Transportation initiative to have Federal-Aid contracts let at the Local level; and

WHEREAS, the County will therefore be required to have available sufficient funds to fund the entire construction contract, currently estimated at \$2,000,000, which may be expended prior to federal and/or state reimbursement; now therefore, be it

RESOLVED, that the County Executive of the County of Nassau be, and is hereby authorized to execute all necessary agreements with the New York State Department of Transportation whereby Nassau County will let the construction contract, and Nassau County will be responsible for the performance of construction engineering services for this Project, a copy of which agreement is now on file with the Clerk of the Nassau County Legislature, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation, it being understood that upon completion of the above Project, the Commissioner of Transportation of the State of New York shall transmit to the County a statement showing the actual costs and expenses of such work, and shall notify the County Comptroller of the amount due from, or to be returned to, the County of Nassau, as the case may be, and that any sum due to the State of New York or

the County of Nassau shall be paid within ninety (90) days after the date of transmittal of said statement, and be it further

RESOLVED, that this Resolution shall take effect immediately.