

PROPOSED RESOLUTION NUMBER 165- 2022

APPROVING A 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, 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. 0761.59, FOR THE NASSAU COUNTY TRAFFIC MANAGEMENT ENHANCEMENT APPLICATION.

WHEREAS, a project known as Traffic Management Enhancement application, identified as P.I.N. 0761.59, 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; WHEREAS, the County of Nassau may be reimbursed up to an additional 15% of the costs associated with the construction and construction inspection of the County's TRAFFIC MANAGEMENT ENHANCEMENT APPLICATION with New York State Marchiselli funding;

WHEREAS, the County of Nassau approves of and desires to advance the project, the cost of which is presently estimated to be \$1,350,000 for TRAFFIC MANAGEMENT ENHANCEMENT APPLICATION making a commitment for 100% of the non-Federal share of the construction cost; nd

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

WHEREAS, personal service agreements and/or contracts required to advance the project will be submitted to the Legislature for approval;

WHEREAS, the County of Nassau will advertise, bid, manage, and inspect this project and will therefore be required to have available sufficient funds to fund the entire construction contract, currently estimated at \$1,350,000;

Now therefore, be it

RESOLVED, that the County Legislature hereby authorizes the participation of the County in the cost of the construction and construction inspection, presently estimated not to exceed \$1,350,000 for the project or portions of the project not on the State Highway System, and it be further

RESOLVED, that this authorization shall commit the County of Nassau to an amount not to exceed \$1,350,000 for the cost of construction, except for any adjustment which may be necessary when actual bid prices are received and/or when the final actual costs are determined; and it be further

RESOLVED, that the County of Nassau will perform the inspection on the project; and be it 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 this County Legislature 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 the County Executive of the County of Nassau be, and is hereby authorized to execute all necessary agreements, supplemental agreements, certifications, or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Nassau with the New York State Department of Transportation in connection with the advancement or approval of all aspects of this project whereby Nassau County will let the operations contract, and Nassau County will be responsible for the performance of 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, this Resolution shall take effect immediately.