



TOWN OF AMENIA

TOWN BOARD

4988 Route 22, AMENIA, NY 12501
TEL: 845-373-8860 www.ameniany.gov

RESOLUTION NO. 28 OF 2017

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 Wassaic Trail to the Metro North Train Station in the Town of Amenia, identified as PIN 8780.40 (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. 21 of 2010 adopted by the Town of Amenia on April 15, 2010 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 incidentals, right of way acquisition, construction, construction support and construction inspection work.

WHEREAS, it was subsequently found necessary to undertake additional preliminary engineering right of way incidentals, right of way acquisition, construction, construction support and construction inspection 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, right of way incidentals, right of way acquisition, construction, construction support and construction inspection work for the project; and

WHEREAS, the Town of Amenia desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of preliminary engineering, right of way incidentals, right of way acquisition, construction, construction support and construction inspection work for the project or portions thereof.

NOW, THEREFORE, the Amenia Town Board, duly convened does hereby

RESOLVE, that the Amenia Town Board hereby approves the above-subject project; and it is hereby further

RESOLVED, that the Amenia Town Board hereby authorizes the Town of Amenia to pay in the first instance 100% of the federal and non-federal share of the cost of the additional preliminary engineering, right of way incidentals, right of way acquisition, construction, construction support and construction inspection work for the Project or portions thereof; and it is further

RESOLVED, that the sum of \$312,500 (\$912,500 minus previous \$600,000) 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 Amenia Town Board shall convene as soon as possible to

appropriate said excess amount immediately upon the notification by the Town Supervisor thereof, and it is further

RESOLVED, that the Supervisor of the Town of Amenia be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or applicable Marchiselli Aid of behalf of the Town of Amenia 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, and it is further

RESOLVED, that in addition to the Town Supervisor, the following municipal title: Deputy Supervisor is also hereby authorized to execute any necessary Agreements or certifications on behalf of the Municipality/Sponsor, with NYSDOT in connection with the advancement or approval of the project identified in the State/Local Agreement;

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.

The foregoing Resolution was voted upon with all councilwomen/councilmen voting as follows:

Supervisor Perotti	Yes
Councilwoman Doyle	Yes
Councilman DeLango	Yes
Councilman Gutierrez	Yes
Councilman Morris	Yes

DATED: Amenia, New York
August 3, 2017


DAWN MARIE KLINGNER, TOWN CLERK