



**COMBINED: LEGISLATIVE MEMORANDUM,  
CERTIFICATE OF AVAILABILITY OF FUNDS  
AND RESOLUTION COVER MEMO**

**To: Public Works Committee**

**Fr: Edward McAndrew, Commissioner**

**Re: Kohlertown/CR 164 Project**

**Date: June 12, 2018**

**Purpose of Resolution:**

To authorize an application to Consolidated Funding Application Process to obtain 50% funding of a project to build a by-pass pipeline to eliminate the flooding along County Road 164 and State Route 52 in the Hamlet of Kohlertown.

**Is subject of Resolution mandated? Explain:**

No – the application for 50% funding is not mandated but is highly beneficial to construct the project to protect CR 164 and the public from flooding.

**Does Resolution require expenditure of funds? Yes**

**If “Yes”, provide the following information**

**Amount to be authorized by Resolution: \$818,000.00**

**Are funds already budgeted? No**

**If “Yes” specify appropriation code(s):**

**If “No”, specify proposed source of funds: H19 and in-kind services**

**Estimated Cost Breakdown by Source**

**County: \$818,000.00**

**Grant(s): \$1,168,000.00**

**State:**

**Other: \$350,000.00**

**Federal Government:**

**(Specify):**

**Specify Compliance with Procurement Procedures:**

**N/A**

**Person(s) responsible for monitoring contract (Title): Edward McAndrew Commissioner**

**RESOLUTION TO APPLY FOR THE NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION - CLIMATE SMART COMMUNITIES (CSC) GRANT PROGRAM VIA THE CONSOLIDATED FUNDING APPLICATION PROCESS (CFA)**

**WHEREAS**, New York State Consolidated Funding Application Process has indicated that 50% funding is available for projects that reduce flood risks by replacing or right sizing flow barriers; and

**WHEREAS**, the Division of Public Works has completed a Flood Study for the evaluation of measures to relieve flooding along County Road 164 in Kohlertown, and recommends the installation of a storm water bypass culvert to reduce flooding by increasing the capacity of the drainage system to enable the transport of storm water to the East Branch of Callicoon Creek without flooding the Kohlertown area; and

**WHEREAS**, the 50% County matching share of the project is anticipated to be funded by a combination of in-kind engineering work provided by the Division of Public Works, Right-of-Way Acquisition procured using existing H19 account funds and County funding appropriated up to the amount of \$818,000.

**NOW, THEREFORE, BE IT RESOLVED**, that up to \$818,000 in funding be budgeted for this project in the future 2020 budget when such work is anticipated to be constructed; and

**BE IT FURTHER RESOLVED**, that the Sullivan County Legislature hereby authorizes the County Manager, Chairman of the County Legislature, and / or their authorized representative (*as required by the funding source*) to execute any and all necessary documents to submit the Kohlertown/County Road 164 flood mitigation projects' NYS Department of Environmental Conservation - Climate Smart Communities Grant Program application for funding; and

**BE IT FURTHER RESOLVED**, that the Sullivan County Legislature hereby authorizes the County Manager, and / or Chairman of the County Legislature (*as required by the funding source*) to accept the award, and enter into an award agreement or contract to administer the funding secured, in such form as the County Attorney shall approve; and

**BE IT FURTHER RESOLVED**, that should the NYS DEC Climate Smart Communities Grant Program funding be terminated, the County shall not be obligated to continue any action undertaken by the use of this funding.