

**RESOLUTION NO. 1255 -2009, AMENDING THE 2009 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH PREPARING A SEWERING FEASIBILITY STUDY FOR THE BUSINESS DISTRICT OF CENTER MORICHES (CP 8191)**

**WHEREAS**, the Business District of Center Moriches would benefit from the availability of sanitary sewer service; and

**WHEREAS**, a study should be conducted, which includes all of the downtown commercial area and includes Montauk Highway (CR 80) from the intersection of James Hawkins Road eastward to the intersection of Belleview Avenue; and

**WHEREAS**, the study should explore costs associated with establishing a special district that is non-County operated as well as County operated in addition to possible locations for a sewage treatment plant and leaching fields; and

**WHEREAS**, the availability of sanitary sewer service in this area has the potential to increase existing business investment, opportunities, and provide greater environmental protection in this community; and

**WHEREAS**, Resolution No. 471-1994, as revised by Resolution No. 571-1998, Resolution No. 209-2000 and Resolution No. 461-2006 established the use of a priority ranking system, implemented in the Adopted 2008 Capital Budget, as the basis for funding capital projects such as this project; and

**WHEREAS**, that this Legislature, by resolution of even date herewith, has authorized the issuance of \$50,000 in Suffolk County Serial Bonds; now, therefore be it

**1<sup>st</sup> RESOLVED**, that it is hereby determined that this project, with a priority ranking of 56 is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 571-1998, Resolution No. 209-2000 and Resolution No. 461-2006; and be it further

**2<sup>nd</sup> RESOLVED**, that the 2009 Capital Budget and Program be and is hereby amended as follows:

Project Number: 1755

Project Title: Infrastructure Improvements for Traffic and Public Safety and Public Health

	Total Est'd Cost	Current 2009 Capital Budget & Program	Revised 2009 Capital Budget & Program
<u>Cost Elements</u>			
3. Construction	\$765,000	\$815,000B	\$765,000B
TOTAL	\$765,000	\$815,000	\$765,000

Project Number: 8191

Project Title: Sewering Feasibility Study for the Business District of Center Moriches

<u>Cost Elements</u>	<u>Total Est'd Cost</u>	<u>Current 2009 Capital Budget &amp; Program</u>	<u>Revised 2009 Capital Budget &amp; Program</u>
1. Planning, Design, Supervision	\$50,000	\$0	\$50,000B
TOTAL	\$50,000	\$0	\$50,000

and be it further

**3<sup>rd</sup>** **RESOLVED**, that the proceeds of \$50,000 in Suffolk County Serial Bonds be and they hereby are appropriated as follows:

<u>Project Number</u>	<u>JC</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-8191.110	80	Sewering Feasibility Study for the Business District of Center Moriches	\$50,000

and be it further

**4<sup>th</sup>** **RESOLVED**, that the County Comptroller and the County Treasurer are hereby authorized and empowered to take all steps necessary and appropriate to effectuate the transfer of this funding forthwith; and be it further

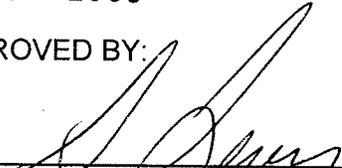
**5<sup>th</sup>** **RESOLVED**, that the Administrative Head of the Sewer Districts be and hereby is authorized, directed and empowered to issue an RFP and enter into contracts and agreements upon such terms and conditions as he may deem necessary relating to consultant assistance for the planning of this project; and be it further

**6<sup>th</sup>** **RESOLVED**, that in accordance with applicable provisions of law the expenditures which are attributable to the establishment of a district, shall be apportioned against the users of such district and reimbursed to the County for the costs herein; and be it further

**7<sup>th</sup>** **RESOLVED**, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action, pursuant to Section 617.5 (C) (18), (21) and (27) of Title 6 of New York Code of Rules and Regulations ("NYCRR"), in that the law authorizes information collection, including basic data collection and research, and preliminary planning processes necessary to formulate a proposal for an action, but does not commit the County to commence or approve an action. Since this law is a Type II action, the Legislature has no further responsibilities under SEQRA.

DATED: **DEC 15 2009**

APPROVED BY:

  
\_\_\_\_\_  
County Executive of Suffolk County

Date: 12-23-09.

SUFFOLK COUNTY  
County Legislature  
RIVERHEAD, NY



*This is to Certify That I,* TIM LAUBE, Clerk of the County Legislature of the County of Suffolk, have compared the foregoing copy of resolution with the original resolution now on file in this office, and which was duly adopted by the County Legislature of said County on December 15, 2009 and that the same is a true and correct transcript of said resolution and of the whole thereof.

*In Witness Whereof, I* have hereunto set my hand and the official seal of the County Legislature of the County of Suffolk.

A handwritten signature in cursive script that reads "Tim Laube".

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Clerk of the Legislature

Intro. Res. 1943 Res. No. 1255

December 15, 2009

**Motion:**

Romaine, Schneiderman, Browning, Beedenbender, Losquadro  
Eddington, Montano, Alden, Lindsay, Viloría-Fisher, Barraga,  
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

**Co-Sponsors:**

Romaine, Schneiderman, Browning, Beedenbender, Losquadro  
Eddington, Montano, Alden, Lindsay, Viloría-Fisher, Barraga,  
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

**Second:**

Romaine, Schneiderman, Browning, Beedenbender, Losquadro  
Eddington, Montano, Alden, Lindsay, Viloría-Fisher, Barraga,  
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

LD	Legislator	Yes	No	Abs	NP	R
1	Edward P. ROMAINE	/				
2	Jay H. SCHNEIDERMAN	/				
3	Kate M. BROWNING	/				
4	Brian BEEDENBENDER	/				
6	Daniel P. LOSQUADRO	/				
7	Jack EDDINGTON	/				
9	Ricardo MONTANO	/				
10	Cameron ALDEN	/				
11	Thomas F. BARRAGA	/				
12	John M. KENNEDY, JR.	/				
13	Lynne C. NOWICK	/				
14	Wayne R. HORSLEY	/				
15	DuWayne GREGORY	/				
16	Steven H. STERN	/				
17	Lou D'AMARO	/				
18	Jon COOPER	/				
5	Vivian VILORIA-FISHER, D.P.O.	/				
8	William J. LINDSAY, P.O.	/				
	Totals	18				

MOTION	
<input checked="" type="checkbox"/> Approve	
Table: _____	
Send To Committee	
Table Subject To Call	
Lay On The Table	
Discharge	
Take Out of Order	
Reconsider	
Waive Rule _____	
Override Veto	
Close	
Recess	
APPROVED <input checked="" type="checkbox"/> FAILED _____	
No Motion _____ No Second _____	

RESOLUTION DECLARED
<input checked="" type="checkbox"/> ADOPTED
NOT ADOPTED

*Tim Laube*

Tim Laube, Clerk of the Legislature

Roll Call  Voice Vote \_\_\_\_\_