

RESOLUTION NO. 1126-2009, AMENDING THE 2009 CAPITAL PROGRAM AND BUDGET AND APPROPRIATING FUNDS FOR THE ACQUISITION OF LAND FOR INTERSECTION IMPROVEMENTS ON CR 35, PARK AVENUE, TOWN OF HUNTINGTON (CP 5519)

WHEREAS, the Commissioner of Public Works has requested funds for land acquisition in connection with intersection improvements on CR 35, Park Avenue, Town of Huntington; and

WHEREAS, CR 35, Park Avenue, in the vicinity of New York State Road 25, Town of Huntington, had experienced traffic delay and traffic safety problems that were addressed by the reconstruction of this roadway section; and

WHEREAS, said reconstruction required the acquisition of portions of several commercial parcels for which the property owners filed damage claims with the Suffolk County Supreme Court that were ultimately settled for amounts in excess of the funds previously adopted for this project; and

WHEREAS, sufficient funds are not included in the 2009 Capital Budget and Program to cover the cost of said request and pursuant to Suffolk County Charter, Section C4-13, an offsetting authorization must be provided from another capital project; and

WHEREAS, Resolution No. 471-1994 and as amended by Resolution No. 461-2006 has established a priority ranking system as the basis for funding capital projects such as this project; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$185,000 in Suffolk County Serial Bonds; now, therefore be it

1st **RESOLVED**, That the Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA") adopted Resolution No. 683-1995, issuing a SEQRA determination of non-significance for this project and therefore completing the SEQRA review; and be it further

2nd **RESOLVED**, that it is hereby determined that this project, with a priority ranking of sixty-one (61) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

3rd **RESOLVED**, that the County Department of Public Works is hereby authorized, empowered and directed to take such action as may be necessary to complete Intersection improvements on CR 35, Park Avenue, Town of Huntington, pursuant to Section C8-2 (A) of the Suffolk County Charter; and be it further

4th **RESOLVED**, that the 2009 Capital Budget and Program be and they are hereby amended as follows:

Project No.: 3301
 Project Title: Safety Improvements at Various Locations

	<u>Total Est'd Cost</u>	<u>Current 2009 Capital Budget & Program</u>	<u>Revised 2009 Capital Budget & Program</u>
1. Planning, Design and Supervision	\$ 2,232,000	\$ 625,000B	\$ 540,000B
2. Land Acquisition	\$ <u>5,650,000</u>	\$ <u>430,000B</u>	\$ <u>330,000B</u>
TOTAL	\$14,977,000	\$1,105,000	\$ 920,000

Project No.: 5519
 Project Title: Intersection improvements on CR 35, Park Avenue, Town of Huntington

	<u>Total Est'd Cost</u>	<u>Current 2009 Capital Budget & Program</u>	<u>Revised 2009 Capital Budget & Program</u>
2. Land Acquisition	\$ <u>5,855,000</u>	\$0	\$ <u>185,000B</u>
TOTAL	\$8,055,000	\$0	\$185,000

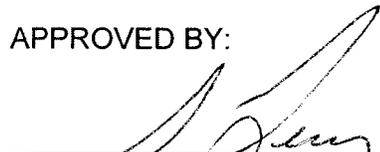
and be it further

5th **RESOLVED**, that the proceeds of \$185,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-5519.211 (Fund 001-Debt Service)	50	Intersection Improvements on CR 35, Park Avenue, from the Vicinity of Old Country Road to CR 86, Broadway-Greenlawn Road, Town of Huntington	\$185,000

DATED: **DEC 1 2009**

APPROVED BY:



 County Executive of Suffolk County

Date: 12-15-09

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 1, 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".

Clerk of the Legislature

Intro. Res. 2015 Res. No. 1126

December 1, 2009

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

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

Second:
 Romaine, Schneiderman, Browning, Beedenbender, Losquadro
 Eddington, Montano, Alden, Lindsay, Viloria-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		15	3			

MOTION

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 FAILED _____
 No Motion _____ No Second _____

RESOLUTION DECLARED

ADOPTED
 _____ NOT ADOPTED

Tim Laube
 Tim Laube, Clerk of the Legislature

Roll Call _____ Voice Vote