

RESOLUTION NO. 266 -2010, TRANSFERRING ASSESSMENT STABILIZATION RESERVE FUNDS TO THE CAPITAL FUND, AND APPROPRIATING FUNDS FOR THE PORT JEFFERSON WASTEWATER TREATMENT PLANT (CP 8169)

WHEREAS, the Port Jefferson Wastewater Treatment Plant requires treatment process improvements; and

WHEREAS, there are sufficient funds in the 2010 Capital Budget and Program for improving the Port Jefferson Wastewater Treatment Plant; and

WHEREAS, the Administrative Head of County Sewer Districts has requested that construction funds be appropriated to cover costs associated with the improvement project; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 461-2006, established the use of a priority ranking system, implemented in the Adopted 2010 Capital Budget, as the basis for funding Capital Projects such as this project; and

WHEREAS, it is proposed that \$300,000 of the Assessment Stabilization Reserve Fund be appropriated for the purpose of implementing the construction phase of the project; now, therefore be it

1st RESOLVED, that it is hereby determined that this project, with a priority ranking of sixty-seven (67), 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

2nd RESOLVED, that the Assessment Stabilization Reserve Fund shall provide the sum of \$300,000 for the purpose of implementing the construction phase of the project; and be it further

3rd RESOLVED, that the County Comptroller and County Treasurer be and they hereby are authorized to amend the 2010 Adopted Operating Budget, transfer funds and accept proceeds as follows:

<u>REVENUES:</u>	<u>AMOUNT</u>
527-IFT-R404-Transfer from Fund 404 (Ref. 527-CAP-IFTR-R404)	\$300,000

and be it further

4th RESOLVED, that the funds in the amount of \$300,000 from the Assessment Stabilization Reserve Fund be and they hereby are appropriated as follows:

<u>Project No.</u>	<u>JC</u>	<u>Project Title</u>	<u>Amount</u>
527-CAP-8169.318	80	Improvements to the Sewer District No. 1 – Port Jefferson Wastewater Treatment Plant, Construction	\$300,000

and be it further

5th **RESOLVED**, that the County Treasurer and County Comptroller are hereby authorized and directed to accept these interfund revenues and effectuate these interfund transfers, including the associated cash transfers, to the Capital Sewer fund required to finance this Capital Project; and be it further

6th **RESOLVED**, that the Administrative Head of Sewer Districts be and he hereby is authorized, directed and empowered to enter into contracts and agreements upon such terms and conditions as he may deem necessary relating to the construction phase of the recharge facility improvements to the Sewer District No. 1 – Port Jefferson Wastewater Treatment Plant; and be it further

7th **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) (1) and (2) of Title 6 of New York Code of Rules and Regulations (“NYCRR”), in that the law authorizes maintenance or repair involving no substantial changes in an existing structure, and replacement, rehabilitation or reconstruction of a structure or facility in kind or the same site. Since this law is a Type II action, the Legislature has no further responsibilities under SEQRA.

DATED: March 23, 2010

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 29, 2010