

RESOLUTION NO. 1244 -2010, TRANSFERRING ESCROW ACCOUNT REVENUE FUNDS TO THE CAPITAL FUND, AMENDING THE 2010 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS FOR IMPROVEMENTS TO SUFFOLK COUNTY SEWER DISTRICT NO. 11 – SELDEN (CP 8117)

WHEREAS, the sewage conveyance and wastewater treatment plant of Sewer District No. 11 - Selden requires improvements; and

WHEREAS, the Administrative Head of Sewer District No. 11 - Selden has requested that previously received connection fees, which are deposited in escrow accounts, be appropriated to cover costs associated with improvements to the wastewater treatment plant and sewer system; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 461-2006 has 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, sufficient funds are available in the escrow accounts established and containing connection fees to cover the costs of construction; now, therefore be it

1st RESOLVED, that it is hereby determined that this project, with a priority ranking of seventy (70) 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 County Treasurer and County Comptroller be and they hereby are authorized to transfer the following funds, plus accrued interest to date, from the Trust & Agency Escrow Account to the Capital Fund as a Sewer Revenue:

<u>From Escrow Account</u>	<u>To Capital Fund Sewer Revenues</u>	<u>Amount</u>	<u>Accrued Interest</u>
Nelin Property BR 1552	527-8122	\$176,744.40	Yes
Seeley Subdivision BR 1567	527-8122	\$11,910.00	Yes
Royal Health & Racquet BR 1565	527-8122	\$63,591.46	Yes
Samantha Drive BR 1568	527-822	\$4,764.00	Yes
Seeley Subdivision BR 1567	527-822	\$11,910.00	Yes
Total SCSD #7		\$268,919.86	Yes

and be it further

3rd **RESOLVED**, that the County Treasurer and County Comptroller be and they hereby are authorized to accept proceeds not to exceed \$268,919.86 plus accrued interest to date, transferred to the Capital Fund from the Trust & Agency Escrow Account; and be it further

4th **RESOLVED**, that the 2010 Capital Budget be and it hereby is amended as follows:

Program No.: 8117
 Project Name: Improvements to County Sewer District No. 11 - Selden

	<u>Total Est'd Cost</u>	<u>Current 2010 Capital Budget & Program</u>	<u>Revised 2010 Capital Budget & Program</u>
3. Construction	\$6,522,245	\$0	\$268,919.86 - E
TOTAL	\$6,522,245	\$0	\$268,919.86
E – Escrow Funds			

and be it further

5th **RESOLVED**, that the proceeds of \$268,919.86 in revenues transferred to the Capital Fund, plus accrued interest to date, be and hereby are appropriated as follows:

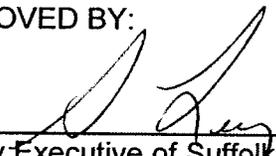
<u>Project No.</u>	<u>Project Title</u>	<u>Amount</u>
527-CAP-8117.312	Construction Improvements to County Sewer District No. 11 - Selden	\$268,919.86+ Accrued Interest

and be it further

6th **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 Volume 6 of the New York Code of Rules and Regulations ("NYCRR") Section 617.5 (2), in that the resolution concerns the replacement, rehabilitation and or reconstruction of a facility in kind on the same site, and does not commit the agency to commence, engage in or approve such actions, as a Type II action, the Legislature has no further responsibilities under SEQRA.

DATED: **DEC. 21 2010**

APPROVED BY:



 County Executive of Suffolk County

Date: **12/28/10**

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 21,2010 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.

Tim Laube

Clerk of the Legislature

Intro. Res.

2160

Res. No.

1244

December 21, 2010

Motion:

Romaine, Schneiderman, Browning, Muratore, Losquadro
Eddington, Montano, Cilmi, Lindsay, Vilorio-Fisher, Barraga,
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

Co-Sponsors:

Romaine, Schneiderman, Browning, Muratore, Losquadro
Eddington, Montano, Cilmi, Lindsay, Vilorio-Fisher, Barraga,
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

Second:

Romaine, Schneiderman, Browning, Muratore, Losquadro
Eddington, Montano, Cilmi, Lindsay, Vilorio-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	Thomas MURATORE					
6	Daniel P. LOSQUADRO					
7	Jack EDDINGTON					
9	Ricardo MONTANO					
10	Thomas CILMI					
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

Roll Call ___ Voice Vote

Tim Laube, Clerk of the Legislature