

Introduced by Presiding Officer, on request of the County Executive and Legislator Eddington

RESOLUTION NO. 516 -2011, AMENDING THE 2011 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH THE DEMOLITION OF THE OLD PLAZA THEATRE IN EAST PATCHOGUE (CP 6423)

WHEREAS, Resolution No. 542-2009 authorized the County Executive to enter into a Memorandum of Understanding with the Town of Brookhaven whereby the Town would commence eminent domain proceedings and for Suffolk County to provide financial assistance and funding in connection with the Demolition of the Old Plaza Theatre in East Patchogue; and

WHEREAS, the estimated total cost of demolition is \$725,000, of which \$350,000 will be paid by the County to the Town of Brookhaven for the County's share of the demolition; and

WHEREAS, the Town of Brookhaven will reimburse Suffolk County \$350,000 in a lump sum upon sale of said property or reimburse by June 30th, 2014, whichever is sooner; and

WHEREAS, sufficient funds were not included in the 2011 Capital Budget and Program for the demolition of the Old Plaza Theatre in East Patchogue, 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, as revised by Resolution No. 461-2006 established the use of a priority ranking system, implemented in the Adopted 2011 Capital Budget and Program, 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 \$350,000 in Suffolk County Serial Bonds; now, therefore be it

1st **RESOLVED**, that the proceeds of \$350,000 in Serial Bonds be and they are hereby appropriated as follows, subject to the condition that no bonds or notes shall be issued until full environmental reviews under the State Environmental Quality Review Act (SEQRA) have been completed by the Town of Brookhaven as the lead agency; and be it further

2nd **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

3rd **RESOLVED**, that the 2011 Capital Budget and Program be and is hereby amended as follows:

Project Number: 5047

Project Title: Public Works Highway Maintenance Equipment

	<u>Total Est'd Cost</u>	<u>Current 2011 Capital Budget & Program</u>	<u>Revised 2011 Capital Budget & Program</u>
5. Equipment	\$21,812,925	\$2,417,000B	\$2,067,000B
TOTAL	\$21,812,925	\$2,417,000	\$2,067,000

Project Number: 6423

Project Title: Demolition of Old Plaza Theatre In East Patchogue

	<u>Total Est'd Cost</u>	<u>Current 2011 Capital Budget & Program</u>	<u>Revised 2011 Capital Budget & Program</u>
3. Construction	\$350,000	\$0	\$350,000B
TOTAL	\$350,000	\$0	\$350,000

and be it further

4th **RESOLVED**, that the proceeds of \$350,000 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-6423.310 (Fund 001-Debt Service)	35	Demolition of Old Plaza Theatre In East Patchogue	\$350,000

and be it further

5th **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

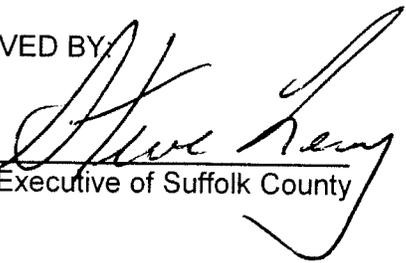
6th **RESOLVED**, that the County Treasurer and County Comptroller are hereby authorized and directed to accept reimbursement from the Town of Brookhaven and to deposit said reimbursement to pay down the corresponding debt service; and be it further

7th **RESOLVED**, that the Town of Brookhaven has adopted companion Resolution No. 2011-494, which the Town of Brookhaven has agreed to assume lead agency status under the State Environmental Quality Review Act (SEQRA); and be it further

8th **RESOLVED**, that the County Executive is hereby authorized to execute an intermunicipal agreement with the Town of Brookhaven under Section 119-0 of the NEW YORK GENERAL MUNICIPAL LAW.

DATED: June 21, 2011

APPROVED BY:



County Executive of Suffolk County

Date:

JUN 27 2011

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 June 21, 2011 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.

1971

Res. No.

516

June 21, 2011

Motion:

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

Co-Sponsors:

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

Second:

Romaine, Schneiderman, Browning, Muratore, Anker
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	Sarah S. ANKER					
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	17				

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