

RESOLUTION NO. 1011 -2011, AMENDING THE 2011 CAPITAL BUDGET AND PROGRAM BY ACCEPTING FEDERAL AND STATE AID AND APPROPRIATING FUNDS IN CONNECTION WITH RECONSTRUCTION OF SPILLWAYS IN COUNTY PARKS - DAM NO. 720, CRANBERRY BOG PRESERVE COUNTY PARK, RIVERHEAD (CP 7099)

WHEREAS, the United States Department of Homeland Security through the Federal Emergency Management Agency (FEMA) declared that Suffolk County is eligible to receive Federal disaster assistance under its Public Assistance Program as a result of damage sustained at Dam No. 720, Cranberry Bog Preserve County Park during March 13-31, 2010; and

WHEREAS, Dam No. 720, Cranberry Bog Preserve County Park was damaged by storm activity during March 13-31, 2010, and said storm activity was a Federal Emergency Management Agency (FEMA) declared disaster; and

WHEREAS, in order to bring Dam No. 720 back to pre-disaster conditions, the County needed to remove a 48" diameter corrugated metal pipe at the headwall and replace it with a 48" x 20 feet long cast concrete pipe tied into the existing headwall, as well as use rip rap in a 30' x 20' section of the bank to prevent further erosion; and

WHEREAS, FEMA's Public Assistance Program is an aid program that has provided Suffolk County with \$94,623 which represents 75 percent of the eligible costs of repairs; and

WHEREAS, 12.5 percent of the local share requirement of \$15,770 has been funded by the New York State Emergency Management Office (SEMO); and

WHEREAS, the remaining 12.5 percent local share requirement of \$15,770 has been funded by the County; and

WHEREAS, the agreements for Federal and associated State financial assistance impose certain obligations upon the County; and

WHEREAS, the County has first instance funded the entire cost of the project and has subsequently been reimbursed for the Federal and State shares of the 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 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 FEMA and SEMO aid of approximately \$110,393 to be appropriated from holding account 6880 in Fund 525; now, therefore be it

1st **RESOLVED**, that the New York State Department of Environmental Conservation (“DEC”) is the lead agency for this project under SEQRA; and be it further

2nd **RESOLVED**, that it is hereby determined that this project, with a priority ranking of fifty-five (55), 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 they are hereby amended as follows:

Project No.: 7099

Project Title: Reconstruction of Spillways in County Parks—FEMA/SEMO Aid

	<u>Total Est'd Cost</u>	<u>Current 2011 Capital Program & Budget</u>	<u>Revised 2011 Capital Program & Budget</u>
3. Construction	\$ 110,393	0 0	\$ 94,623 F \$ 15,770 S
TOTAL	<u>\$ 110,393</u>	<u>0</u>	<u>\$110,393</u>

and be it further

4th **RESOLVED**, that the proceeds of Federal Emergency Management Agency, Public Assistance Program Aid of \$94,623 be and are hereby appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-7099.312	56	Reconstruction of Spillways in County Parks	\$94,623

and be it further

5th **RESOLVED**, that the proceeds New York State Emergency Management Office aid of \$15,770.48 be and are hereby appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-7099.312	56	Reconstruction of Spillways in County Parks	\$15,770

and be it further

6th **RESOLVED**, that the County Treasurer and County Comptroller are hereby authorized and directed to accept additional Federal funding in the amount of \$110,393; and be it further

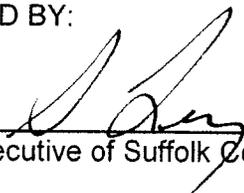
7th **RESOLVED**, that the Department of Public Works will be the lead agency in overseeing the engineering and performance of this project and will coordinate with the Department of Parks, Recreation and Conservation and the Department of Fire, Rescue and

Emergency Services (FRES) in communicating with all Federal and State agencies to ensure compliance and that all associated aid is captured; and be it further

8th **RESOLVED**, that the County Legislature hereby authorizes the County Executive, or his designee, to execute the standard agreement for reimbursement with the United States Department of Homeland Security through the Federal Emergency Management Agency and New York State Emergency Management Office and any and all contract documents related to this project, on behalf of the County of Suffolk providing for the municipality's participation in the above referenced project.

DATED: December 6, 2011

APPROVED BY:



County Executive of Suffolk County

Date: **DEC 14 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 December 6, 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. 1972

Res. No. 1001

December 6, 2011

Motion:

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

Co-Sponsors:

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

Second:

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

LD	Legislator	Yes	No	Abs	NP	R
1	Edward P. ROMAINE	9				
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	—	1	—	

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