

RESOLUTION NO. 1041 2011, TRANSFERRING ESCROW ACCOUNT REVENUE FUNDS TO THE CAPITAL FUND, AMENDING THE 2011 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS FOR IMPROVEMENTS TO SUFFOLK COUNTY SEWER DISTRICT NO. 13 - WINDWATCH (CP 8123)

WHEREAS, the wastewater treatment building/infrastructure of Sewer District No. 13 – Windwatch requires improvement; and

WHEREAS, the Administrative Head of Sewer District No. 13 - Windwatch has requested that previously received connection fees, which are deposited in escrow accounts, be appropriated to cover costs associated with the improvements to the wastewater treatment building/infrastructure; 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 2011 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 the construction; 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 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</u> <u>Escrow Account</u>	<u>To</u> <u>Capital Fund Sewer</u> <u>Revenues</u>	<u>Amount</u>	<u>Accrued</u> <u>Interest</u>
Windwatch Maintenance Building	527-8123	\$3,795	Yes
Windwatch Hamlet Golf Clubhouse (Expansion)	527-8123	\$61,425	Yes
Spring Meadows	527-8123	\$456,000	Yes
Total SCSD No. 13		\$521,220	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 \$521,220 plus accrued interest to date, transferred to the Capital Fund from the Trust & Agency Escrow Account; and be it further

4th RESOLVED, that the 2011 Capital Budget be and it hereby is amended as follows:

Project No.: 8123
 Project Name: Improvements to County Sewer District No. 13 - Windwatch

	<u>Total Est'd Cost</u>	Current 2011 Capital Budget & <u>Program</u>	Revised 2011 Capital Budget & <u>Program</u>
3. Construction	\$640,000	\$0	\$521,220E
TOTAL	\$640,000	\$0	\$521,220
E – Escrow Funds			

and be it further

5th **RESOLVED**, that the proceeds of \$521,220 in revenues transferred to the Capital Fund, plus accrued interest to date, be and hereby are appropriated as follows:

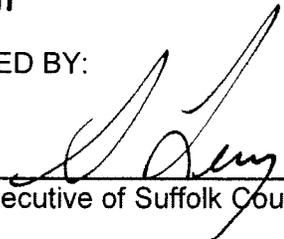
<u>Project No.</u>	<u>Project Title</u>	<u>AMOUNT</u>
527-CAP-8123.311	Improvements to County Sewer District No. 13 - Windwatch	\$521,220+ Accrued Interest

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 do 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 06 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.

2047

Res. No.

1841

December 6, 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