

Intro. Res. No. 2067-2011
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 12/6/2011

**RESOLUTION NO. 1122 -2011, AMENDING THE
ADOPTED 2011 CAPITAL BUDGET AND PROGRAM AND
APPROPRIATING FUNDS FOR THE BROWNFIELDS
PROGRAM, FORMER BLUE POINT LAUNDRY SITE (CP 8223)**

WHEREAS, the former Blue Point Laundry Site is located in a residential area on Park Street in Blue Point, N.Y.; and

WHEREAS, the former Blue Point Laundry site was an active commercial laundry with dry cleaning capabilities and is currently owned by Suffolk County; and

WHEREAS, the groundwater and soil at this site have been tested and found to be contaminated primarily with petroleum products; and

WHEREAS, in September 2009, the New York State Department of Environmental Conservation (NYSDEC) was notified of the contamination in this site; and

WHEREAS, at the direction of NYSDEC Spills Unit additional sampling and testing was performed in March of 2010 and significant Stoddard solvent contamination was found; and

WHEREAS, NYSDEC is requesting that Suffolk County sign a Stipulation Agreement and/or other document resolution matter and provide a remediation plan for this site; and

WHEREAS, if the County does not sign the Stipulation Agreement and provide a remediation plan for this site then NYSDEC may have the site remediated and chargeback the County at three times the cost; and

WHEREAS, it is the desire of the Department of Health Services to create a Capital Project for the Brownfields Program, Former Blue Point Laundry Site; and

WHEREAS, the total anticipated costs for planning and construction for this project is \$1,300,000; and

WHEREAS, \$100,000 in planning funds are needed; and

WHEREAS, sufficient funds are not included in the 2011 Capital Budget and Program to cover the costs of said request under a new capital program and pursuant to Suffolk County Charter Section C4-13 an offsetting authorization must be provided from other capital projects; and

WHEREAS, Resolution No. 471-1994 amended by Resolution No. 461-2006 has established a priority ranking system 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 issuance of \$100,000 in Suffolk County Serial Bonds; now, therefore be it

1st **RESOLVED**, that this Legislature, being the lead agency under SEQRA and Chapter 278 of the Suffolk County Code, has determined pursuant to Resolution No. 889-2008 that this project constitutes an unlisted action, under the provisions of Title 6 NYCRR, Part 617. This legislation has determined that implementation of this project will not have significant adverse impacts on the environment for the following reasons:

- 1.) The proposed action will not exceed any of the criteria in Section 617.7 of Title 6 NYCRR, which sets forth thresholds for determining significant effect on the environment;
 - 2.) The project entails investigation and remediation of the site in accordance with NYSDEC Brownfields program;
 - 3.) All toxic and hazardous materials remediated will be disposed of in accordance with State and Federal regulations;
 - 4.) The action only involves clean-up of the site and no new development is proposed;
- and
- 5.) The project will result in beneficial environmental impacts.

and be it further

2nd **RESOLVED**, that it is hereby determined that this project, with a priority ranking of sixty-six (66) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 amended 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: 8224
 Project Title: Public Health Related Harmful Algal Blooms

	<u>Total Est'd Cost</u>	<u>Current 2011 Capital Budget & Program</u>	<u>Revised 2011 Capital Budget & Program</u>
1. Planning	\$257,719	\$25,000B	\$0
5. Furniture & Equipment	<u>\$75,000</u>	<u>\$0</u>	<u>\$0</u>
TOTAL	\$332,719	\$25,000	\$0

Project Number: 8235
 Project Title: Peconic Bay Estuary Program

	<u>Total Est'd Cost</u>	<u>Current 2011 Capital Budget & Program</u>	<u>Revised 2011 Capital Budget & Program</u>
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1. Planning	\$595,000	\$10,000B	\$0
4. Site Improvements	\$380,000	\$140,000B	\$100,000B
5. Furniture & Equipment	<u>\$348,000</u>	<u>\$0</u>	<u>\$0</u>
TOTAL	\$1,323,000	\$150,000	\$100,000

Project Number: 8237
Project Title: Water Resource Management

	Total Est'd Cost	Current 2011 Capital Budget & Program	Revised 2011 Capital Budget & Program
1. Planning	\$1,250,000	\$25,000B	\$0
TOTAL	\$1,250,000	\$25,000	\$0

Project No.: 8223
Project Title: Brownfields Program (Former Blue Point Laundry site)

	Total Est'd Cost	Current 2011 Capital Budget & Program	Revised 2011 Capital Budget & Program
1. Planning	\$1,263,700	\$0	\$100,000B
TOTAL	\$6,411,700	\$0	\$100,000

and be it further

4th **RESOLVED**, that the proceeds of \$100,000 in serial bonds be and they hereby are appropriated as follows:

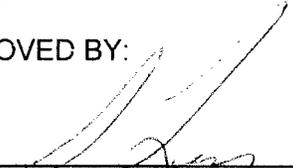
<u>Project Number</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-8223.112 (Fund 001-Debt Service)	40	Brownfields Program (Former Blue Point Laundry site)	\$100,000

and be it further

5th **RESOLVED**, that the County Legislature hereby authorizes the County Executive, or his designee, to execute any and all contract documents related to this project, including the standard agreement for reimbursement, if any, with the New York State Department of Environmental Conservation on behalf of the County of Suffolk providing for the municipality's participation in the above referenced project.

DATED: **DEC 20 2011**

APPROVED BY:



County Executive of Suffolk County

Date: **DEC 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 December 20, 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.

2067

Res. No.

1122

December 20, 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		16	—	—	2	—

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 ___