

STRICKEN AS OF 2/7/2013
AMENDED COPY AS OF 2/15/2012

Intro. Res. No. 1073-2012
Introduced by Legislator Spencer

Laid on Table 2/7/2012

**RESOLUTION NO. -2013, AMENDING THE 2012
OPERATING BUDGET TO TRANSFER FUNDS FROM THE
ASSESSMENT STABILIZATION RESERVE FUND (FUND 404)
AND AMENDING THE 2012 CAPITAL BUDGET AND
APPROPRIATING FUNDS FOR THE VILLAGE OF
NORTHPORT FOR WASTEWATER TREATMENT
COLLECTION SYSTEM IMPROVEMENTS (CP 8193)**

WHEREAS, Local Law No. 44-2011 authorized the use of excess monies in the County's Assessment Stabilization Reserve Fund ("ASRF") for the installation, improvement, maintenance and operation of sewer infrastructure and sewage treatment plants; and

WHEREAS, these excess monies may be used to fund projects outside the boundaries of existing County sewer districts; and

WHEREAS, the New York State Department of Environmental Conservation has imposed conditions on Northport Village's sewer district which will require the Village to incur expenses in excess of \$9.3 million for sewer infrastructure and sewage treatment and collection system improvement projects; and

WHEREAS, these State mandated costs threaten the fiscal solvency of Northport Village; and

WHEREAS, the Village of Northport has applied to the County for funding from the ASRF; and

WHEREAS, there are available funds in the County's Assessment Stabilization Reserve Fund that have been designated as Reserved for Sewers (62.5% over \$140 million) to support the appropriation of funds for this project through the 2012 Capital Budget and Program; and

WHEREAS, Resolution No. 471-1994, as revised by Resolution No. 461-2006, has established a priority ranking system, implemented in the 2012 Adopted Capital Budget and Program, as the basis for funding capital projects such as this project; and

WHEREAS, Section 4-31 (G) of the Suffolk County Charter now allows amendment of the County Operating Budget by County Legislators four times during the fiscal year as long as the amendment reduces, lowers, terminates or cancels appropriations; abolishes positions of employment; terminates contract agencies; terminates or reduces the size of County programs or departments, or makes transfers of appropriations that are offset by reductions in other programs; now, therefore be it

1st RESOLVED, that the Incorporated Village of Northport, acting as SEQRA Lead Agency has determined by Resolutions 2011-115 and 2011-120 that the above referenced action constitutes an Unlisted Action pursuant to the State Environmental Quality Review Act (SEQRA) which will not have a significant adverse impact on the environment. All appropriate

notices have been filed by the Lead Agency and SEQRA is therefore complete; and be it further
2nd **RESOLVED**, that it is hereby determined that this project, with a priority ranking of seventy-six (76) 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 sufficient funds exist within the Fund 404 Reserved for Sewers Fund Balance for this project; and be it further

4th **RESOLVED**, that the Adopted 2012 Operating Budget be and hereby is amended and that the interfund transfer be and hereby is appropriated from Fund 404 Reserved for Sewers Fund Balance as follows:

EXPENDITURES:

<u>Agency</u>	<u>Fund</u>	<u>Organization</u>	<u>Object</u>	<u>Description</u>	<u>Amount</u>
IFT	404	E527	9600	Transfer to Sewer Capital Fund	\$7,536,000

and be it further

5th **RESOLVED**, that the interfund revenues be and hereby are transferred and accepted in the Sewer Capital Fund as follows:

REVENUES:

<u>Agency</u>	<u>Fund</u>	<u>Rev Source</u>	<u>Organization</u>	<u>Description</u>	<u>Amount</u>
IFT (Ref. 527-CAP-IFTR-R404)	527	R404	E527	Transfer from ASRF Reserved for Sewers	\$7,536,000

and be it further

6th **RESOLVED**, that the 2012 Capital Budget and Program be and they are hereby amended as follows:

Project No.: CP 8193
 Project Title: ASRF Reserved for Sewers (62.5% over \$140 million)

	<u>Total Est'd Cost</u>	<u>Current 2012 Capital Budget & Program</u>	<u>Revised 2012 Capital Budget & Program</u>
4. Site Improvements	<u>\$7,536,000</u>	<u>\$0</u>	<u>\$7,536,000 A</u>
TOTAL	<u>\$7,536,000</u>	<u>\$0</u>	<u>\$7,536,000</u>

and be it further

7th **RESOLVED**, that these ASRF Reserved for Sewers (62.5% over \$140 million) proceeds in the amount of \$7,536,000 be and hereby is appropriated as follows:

<u>Project Number</u>	<u>Project Title</u>	<u>Amount</u>
527-CAP-CP8193.410	ASRF Reserved for Sewers- Village of Northport Wastewater Treatment Collection System Improvements	\$7,536,000

and be it further

8th **RESOLVED**, that the County Treasurer and County Comptroller are hereby authorized and directed to accept these interfund revenues and effectuate these interfund transfers, including the associated cash transfers to finance this capital project; and be it further

9th **RESOLVED**, that the monies appropriated pursuant to this resolution shall be used for the sole and exclusive purpose of funding installation, improvements, maintenance and operation of sewer infrastructure and sewage treatment plants and for the installation of residential and commercial enhanced nitrogen removal septic systems.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date: