

RESOLUTION NO. 123 -2012, AMENDING ADOPTED RESOLUTION NO. 909-2011, AMENDING THE ADOPTED 2011 OPERATING BUDGET TO TRANSFER FUNDS FROM FUND 477 WATER QUALITY PROTECTION, AMENDING THE 2011 CAPITAL BUDGET AND PROGRAMS, AND APPROPRIATING FUNDS IN CONNECTION WITH STORMWATER ABATEMENT WITHIN THE VILLAGE OF SOUTHAMPTON (CP 8240.327)

WHEREAS, Resolution No. 429-2005 appropriated \$462,500.00 for the Town of Southampton to provide stormwater remediation within the Town of Southampton, \$140,000.00 of which was to provide stormwater remediation within the Village of Southampton; and

WHEREAS, Resolution No. 909-2011 appropriated \$140,000.00 in connection with stormwater abatement within the Village of Southampton; and

WHEREAS, The Village of Southampton has adopted a Resolution dated July 26, 2011 committing no less than either \$140,000.00 or one half of the cost of the project whichever is less; and

WHEREAS, since the adoption of Resolution No. 909-2011, new facts have come to light whereby the Village had previously undertaken stormwater abatement activity valued at \$158,000.00 to effectuate stormwater abatement activities authorized under Resolution No. 429-2005; and

WHEREAS, the \$158,000.00 stormwater abatement performed by the Village to effectuate the Resolution No. 429-2005, stormwater abatement activities were performed pursuant to a Comprehensive Management Plan for the Agawam Lake Watershed area adopted by the Village, and consisted, at least in part, of the installation of catch basins on Hill Street in the Village of Southampton; and

WHEREAS, the Hills Street Abatement Project was known as Phase I of the Village of Southampton Comprehensive Management Plan Stormwater Abatement Project for the Agawam Lake Watershed; and

WHEREAS, the Comprehensive Management Plan also has a Phase II component which consists of the installation of new drainage structures in Bowden Square and on the west side of Windmill Lane in the Village of Southampton; and

WHEREAS, the Village desires to commit no less than either \$140,000.00 or one half of the cost of the Hill Street basins and the Bowden Square improvements, whichever is less, or in-kind services valued at no less than \$140,000.00 for any work heretofore performed on the Hill Street basin or Bowden Square/Windmill Lane projects as part of its stormwater abatement activities now to be performed pursuant to Resolution No. 909-2011; now, therefore be it

1st RESOLVED, that the 6th WHEREAS clause in Resolution No. 909-2011, is hereby deleted in its entirety; and be it further

2nd **RESOLVED**, that the 9th RESOLVED clause of Resolution No. 909-2011 be amended to read as follows:

9th **RESOLVED**, that the County Executive is hereby authorized to execute an inter-municipal agreement with the Village of Southampton under 119-o of the New York General Municipal Law which shall include, but not be limited to, a provision authorizing the Village of Southampton to conduct stormwater abatement improvements to the Agawam Lake Watershed within the Village boundaries; provided, however, that the Village of Southampton commits no less than either \$140,000.00 or one half of the cost of the Hill Street basins and the Bowden Square improvements, whichever is less, or in-kind services valued at no less than \$140,000.00 for any work heretofore performed on the Hill Street basin or Bowden Square/Windmill Lane projects as part of its stormwater abatement activities now to be performed pursuant to this Resolution; and be it further

3rd **RESOLVED**, that all other provisions of Resolution No. 909-2011 shall remain in full force and effect.

DATED: March 13, 2012

APPROVED BY:



County Executive of Suffolk County

Date: 3. 27. 2012

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 March 13, 2012 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. 1134

Res. No. 123

March 13, 2012

Motion:

Romaine, Schneiderman, Browning, Muratore, Anker
Calarco, Montano, Cilmi, Lindsay, Hahn, Barraga,
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Spencer

Co-Sponsors:

Romaine, Schneiderman, Browning, Muratore, Anker
Calarco, Montano, Cilmi, Lindsay, Hahn, Barraga,
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Spencer

Second:

Romaine, Schneiderman, Browning, Muratore, Anker
Calarco, Montano, Cilmi, Lindsay, Hahn, Barraga,
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Spencer

LD	Legislator	Yes	No	Abs	NP	R
1	Edward P. ROMAINE					
2	Jay H. SCHNEIDERMAN					
3	Kate M. BROWNING					
4	Thomas MURATORE					
5	Kara HAHN					
6	Sarah S. ANKER					
7	Rob CALARCO					
9	Ricardo MONTANO					
10	Thomas CILMI					
11	Thomas F. BARRAGA					
12	John M. KENNEDY, JR.					
13	Lynne C. NOWICK					
15	DuWayne GREGORY					
16	Steven H. STERN					
17	Lou D'AMARO					
18	William SPENCER					
14	Wayne R. HORSLEY, D.P.O.					
8	William J. LINDSAY, P.O.					
	Totals					

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