

Intro. Res. No. 1819-2012
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 8/7/2012

**RESOLUTION NO. 769 -2012, AMENDING THE 2012
CAPITAL BUDGET AND PROGRAM; ACCEPTING FEMA
AND SEMO AID AND APPROPRIATING FUNDS IN
CONNECTION WITH BEACH REPLENISHMENT AT
MESCHUTT COUNTY PARK (CP 7163)**

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 Meschutt Beach County Park during December 26-27, 2010; and

WHEREAS, Meschutt Beach County Park was damaged by storm activity during December 26-27, 2010, and said storm activity was a Federal Emergency Management Agency (FEMA) declared disaster; and

WHEREAS, the Federal disaster assistance for this damage will cover up to 2,400 CY of sand to be delivered and placed for work above the mean highwater mark at Meschutt Beach County Park; and

WHEREAS, FEMA's Public Assistance Program is an aid program that will provide Suffolk County with \$72,638 which represents 75 percent of the eligible costs of repairs; and

WHEREAS, 12.5 percent of the local share requirement of \$12,106 will be funded by the New York State Emergency Management Office (SEMO); and

WHEREAS, the remaining 12.5 percent local share requirement of \$12,106 will be 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 must in first instance fund the entire cost of the project and will subsequently be reimbursed for the Federal and State shares of the project; and

WHEREAS, sufficient funds have not been included within the 2012 Capital Budget and Program and pursuant to the Suffolk County Charter, Section C4-13, an offsetting authorization is not required on amendments which are financed in an amount of at least fifty percent (50%) by Federal and/or State Aid; 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 2012 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 issuance of \$96,850 in Suffolk County Serial Bonds; 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-two (52), 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 2012 Capital Budget and Program be and they are hereby amended as follows:

Project No. 7163
 Project Title: Beach Replenishment at Meschutt County Park

	Total Est'd Cost	Current 2012 Capital Program & Budget	Revised 2012 Capital Program & Budget
3. Construction	<u>\$465,597</u>	<u>\$50,000B</u>	\$ 62,106 B \$ 12,106 S <u>\$ 72,638 F</u>
TOTAL	\$465,597	\$50,000	\$ 134,744

and be it further

4th **RESOLVED**, that the proceeds of Federal Emergency Management Agency, Public Assistance Program Aid of \$72,638 be and are hereby appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
Ref-525-CAP-7163.312	56	Beach Replenishment at Meschutt County Park	\$72,638

and be it further

5th **RESOLVED**, that the proceeds of New York State Emergency Management Office aid of \$12,106 be and are hereby appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
Ref-525-CAP-7163.312	56	Beach Replenishment at Meschutt County Park	\$12,106

and be it further

6th **RESOLVED**, that the proceeds of \$12,106 in Suffolk County Serial Bonds be and are hereby appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-7163.312 (Fund 001-Debt Service)	56	Beach Replenishment at Meschutt County Park	\$12,106

and be it further

7th **RESOLVED**, that the County Treasurer and County Comptroller are hereby authorized and directed to accept additional Federal and State funding in the amount of \$84,744; and be it further

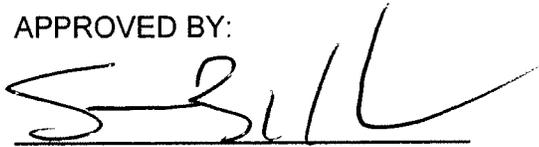
8th **RESOLVED**, that the County Comptroller is authorized to issue bond anticipation notes for the total Federal and State share of \$84,744; and be it further

9th **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 & 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

10th **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: August 21, 2012

APPROVED BY:



County Executive of Suffolk County

Date: 8.31.2012

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 August 21, 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.

1819

Res. No.

769

August 21, 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	15			3	

MOTION	
<input checked="" type="checkbox"/> Approve	
Table: _____	
<input type="checkbox"/> Send To Committee	
<input type="checkbox"/> Table Subject To Call	
<input type="checkbox"/> Lay On The Table	
<input type="checkbox"/> Discharge	
<input type="checkbox"/> Take Out of Order	
<input type="checkbox"/> Reconsider	
<input type="checkbox"/> Waive Rule _____	
<input type="checkbox"/> Override Veto	
<input type="checkbox"/> Close	
<input type="checkbox"/> Recess	
APPROVED <input checked="" type="checkbox"/>	FAILED _____
No Motion _____	No Second _____

RESOLUTION DECLARED
<input checked="" type="checkbox"/> ADOPTED
<input type="checkbox"/> NOT ADOPTED

Roll Call _____ Voice Vote

Tim Laube

Tim Laube, Clerk of the Legislature