

**RESOLUTION NO. 801 -2013, AMENDING THE 2013 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH JUMPSTART SUFFOLK (CP 6424)**

**WHEREAS**, the County of Suffolk has established a dedicated capital project for the purpose of funding economic development projects which encourage economic growth; and

**WHEREAS**, Jumpstart Suffolk has been designated to encourage, foster and enhance the planning, development and/or new construction of regionally significant, vibrant mixed-use transit-oriented development in and around downtowns, light industrial and commercial areas adjacent to downtowns or transit; and

**WHEREAS**, the Commissioner of Economic Development and Planning has requested that these funds for the Jumpstart Suffolk Program be appropriated and awarded; and

**WHEREAS**, sufficient funds are included in the 2013 Capital Budget and Program to cover the costs of said request under Capital Program 6424; and

**WHEREAS**, Resolution No. 471-1994, as revised by Resolution No. 461-2006, has established a priority ranking system, implemented in the Adopted 2013 Capital Budget, as the basis for funding capital projects such as this project; and

**WHEREAS**, Wyandanch Rising is a comprehensive, community-based revitalization initiative transforming the most economically distressed community on Long Island into a model for sustainability, community and economic revival, social and environmental justice, planning, design and public-private collaboration; and

**WHEREAS**, since 2002, the Town of Babylon and the residents of Wyandanch have worked to develop a conceptual plan for a transit-oriented mixed-use development that is centered around the LIRR train station and the Straight Path Corridor, the heart of this community's downtown and neighborhood; and

**WHEREAS**, the County wishes to assist the Town of Babylon through the funding of a new roadway network, new public space near the train station and supportive infrastructure elements, joining the support demonstrated by New York State, the Federal Government and the Long Island Regional Economic Development Council which has named Wyandanch Rising a "Transformative/Priority Project" of "Regionally Significant Project"; and

**WHEREAS**, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$2,500,000 in Suffolk County Serial Bonds; now, therefore be it

**1<sup>st</sup>** **RESOLVED**, the County wishes to fund the economic development projects that encourage job creation, foster and enhance the planning, development or new construction of regionally significant, vibrant mixed-use transit-oriented development in and around downtowns or light industrial and commercial areas adjacent to downtowns or transit, with long-term economic impact; and be it further

**2<sup>nd</sup>** **RESOLVED**, that it is hereby determined that this project, with a priority ranking of sixty-five (65) 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

**3<sup>rd</sup>** **RESOLVED**, that the 2013 Capital Budget and Program be and they are hereby amended as follows:

Project No. 6424  
 Project Title: Jumpstart Suffolk

	Total Est'd <u>Cost</u>	Current 2013 Capital Budget & <u>Program</u>	Revised 2013 Capital Budget & <u>Program</u>
1. Planning	\$0	\$2,500,000B	\$0
3. Construction	\$ <u>2,500,000</u>	\$0	\$ <u>2,500,000B</u>
TOTAL	\$ 2,500,000	\$2,500,000	\$ 2,500,000

and be it further

**4<sup>th</sup>** **RESOLVED**, that the Suffolk County Legislature, on behalf of the County, hereby finds and determines that the Wyandanch Rising Project through the Town of Babylon is awarded and, accordingly authorizes the funding of this project thereof in the amount of up to Two Million Five Hundred Thousand Dollars; and be it further

**5<sup>th</sup>** **RESOLVED**, that the County Executive, or his designee, the Commissioner of Economic Development and Planning, and the County Attorney are hereby authorized, empowered and directed to negotiate and execute an Intermunicipal Agreement (IMA) with the Town of Babylon, and any other documents necessary to effectuate the transaction contemplated hereunder, with respect to the project under which:

- 1) The Town of Babylon agrees to undertake the aforementioned improvements;
- 2) The County agrees to contribute to the cost thereof through the issuance of bonds or notes to finance this project; and
- 3) The Town grants the County an easement or other property interest in the improvements to remain in effect for at least the life of the bonds or notes;

and be it further

**6<sup>th</sup>** **RESOLVED**, that no bonds or notes will be issued until the IMA is executed and the easement or other property interest is granted to the County; and be it further

**7<sup>th</sup>** **RESOLVED**, that pursuant to Resolution No. 347-2009, the Town Board of the Town of Babylon, as lead agency, issued a SEQRA negative declaration which completed the environmental review; and further, the negative declaration issued by the Town Board of the Town of Babylon is binding on the County, as an involved agency, pursuant to Title 6 of New York Code of Rules and Regulations (NYCRR) 617.6(b)(3)(iii) and therefore, SEQRA is complete; and be it further

8<sup>th</sup> **RESOLVED**, that the proceeds of the \$2,500,000 in Serial Bonds be and they are hereby appropriated as follows:

<u>Project No.</u>	<u>JC</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-6424.310 (Fund 001-Debt Service)	35	Jumpstart Suffolk	\$2,500,000

DATED: October 8, 2013

APPROVED BY:

/s/ Steven Bellone  
County Executive of Suffolk County

Date: October 17, 2013