

**RESOLUTION NO. 109 -2014, AMENDING THE 2014  
CAPITAL BUDGET AND APPROPRIATING PAYGO FUNDS IN  
CONNECTION WITH THE NEW SUFFOLK COUNTY 1/4%  
DRINKING WATER PROTECTION PROGRAM FOR  
ENVIRONMENTAL PROTECTION FOR LAND ACQUISITIONS  
(CP 8714.211)**

**WHEREAS**, at the general election held on November 6, 2007, the electorate approved the mandatory referendum on Resolution No. 770-2007, Adopting A Charter Law Extending and Accelerating the Existing Suffolk County ¼% Drinking Water Protection Program for Environmental Protection, Sewer District Tax Rate Stabilization and County-wide Property Tax Protection from December 31, 2013 to November 30, 2030 (Local Law No. 24-2007); and

**WHEREAS**, under that law, 31.10% of the total revenues generated each calendar year by the ¼% Sales Tax Revenue Stream is allocated and deposited annually to the Suffolk County Environmental Programs Trust Fund; and

**WHEREAS**, beginning January 1st, 2012, the funding source under the ¼% Drinking Water Protection Program will be Pay-as-You-Go; and

**WHEREAS**, adequate funding is provided within the Fund 477 Fund Balance Reserved for Land Acquisition; and

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

**WHEREAS**, the County Legislature by even date herewith has authorized the appropriation of \$10,354,650 in PAYGO funds to cover the cost of purchasing land under the New Suffolk County ¼% Drinking Water Protection Program for Environmental Protection; now, therefore be it

**1<sup>st</sup>** **RESOLVED**, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this resolution constitutes a Type II action, pursuant to Section 617.5 (c) (18),(20), (21) and (27) of Title 6 of the NYCRR and within the meaning of Section 8-019 (2) of the New York Environmental Conservation Law as a promulgation of regulations, rules, policies, procedures, and Legislative decisions in connection with continuing agency administration, management and information collection, and the Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution; and be it further

**2<sup>nd</sup>** **RESOLVED**, that it is hereby determined that this project, with a priority ranking of seventy-three (73) 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 sufficient funds exist within the 477 Fund Balance for this project; and be it further

**4<sup>th</sup>** **RESOLVED**, that the Adopted 2014 Operating Budget be and hereby is amended and that the interfund transfer be and hereby is appropriated from Fund 477 Reserve Fund Balance as follows:

**EXPENDITURES:**

<u>Agency</u>	<u>Fund</u>	<u>Organization</u>	<u>Object</u>	<u>Description</u>	<u>Amount</u>
IFT	477	E525	9600	Transfer to General Capital Reserve Fund	\$10,354,650

and be it further

**5<sup>th</sup>** **RESOLVED**, that the interfund revenues be and hereby are transferred and accepted in the 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. 525-CAP-IFTR-R477)	525	R477	E525	Transfer from Water Protection	\$10,354,650

and be it further

**6<sup>th</sup>** **RESOLVED**, that the 2014 Capital Budget and Program be and they are hereby amended as follows:

Project No.: 8714.211  
 Project Title: Suffolk County New Drinking Water Protection Program Pay-As-You-Go

	<u>Total Est'd Cost</u>	<u>Current 2014 Capital Budget &amp; Program</u>	<u>Revised 2014 Capital Budget &amp; Program</u>
2. Land Acquisition	\$60,727,485	\$10,354,650	\$10,354,650
TOTAL	\$60,727,485	\$10,354,650	\$10,354,650

and be it further

**7<sup>th</sup>** **RESOLVED**, that these Water Quality Protection proceeds in the amount of \$10,354,650 be and hereby is appropriated as follows:

<u>Project Number</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-8714.211	Suffolk County New Drinking Water Protection Program Pay-As-You-Go Program	\$10,354,650

and be it further

**8<sup>th</sup>**            **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

**9<sup>th</sup>**            **RESOLVED**, that no funds appropriated by this resolution may be expended unless and until a resolution authorizing planning and/or acquisition of a piece of property for the purposes of these capital projects has been duly adopted.

DATED: March 4, 2014

APPROVED BY:

/s/ Steven Bellone  
County Executive of Suffolk County

Date: March 10, 2014