

RESOLUTION NO. 767 -2014, 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 2014 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 2014 Capital Budget, as the basis for funding capital projects such as this project; and

WHEREAS, Jumpstart Suffolk will assist with infrastructure components of the following projects:

- Wyandanch Rising, Town of Babylon, for supportive infrastructure, including curbs, pedestrian walkways, sidewalks, lighting and utility infrastructure.
- Ronkonkoma Hub, Town of Brookhaven, for infrastructure improvements including drainage, road widening, curbs, lighting, utility relocations and storm water compliance; and

WHEREAS, by Resolution No. 678-2008 the Town Board of the Town of Babylon determined Wyandanch Rising to be a Type I action that may have significant impact on the environment; and

WHEREAS, by Resolution No. 2010-860 the Town Board of the Town of Brookhaven determined Ronkonkoma Hub to be a Type I action that may have significant impact on the environment; and

WHEREAS, that after a coordinated review by each Town on each respective project, with the County being an involved agency, a final environmental impact study was accepted by the Town Board of the Town of Babylon for Wyandanch Rising on May 11, 2009 and for the Ronkonkoma Hub project, a final environmental impact statement was accepted by the Town Board of the Town of Brookhaven on May 22, 2014; and

WHEREAS, that pursuant to Resolution No. 347-2009, the Town Board of the Town of Babylon, adopted the Wyandanch Rising Findings Statement; and

WHEREAS, that pursuant to Resolution No. 2014-503, the Town Board of the Town of Brookhaven, adopted the Ronkonkoma Hub Transit-Oriented Development Findings Statement; and

WHEREAS, on October 7, 2014 the Legislature of the County of Suffolk, as an involved agency, accepted the recommendations and adopted the heretofore mentioned Findings Statement, and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$4,550,000 in Suffolk County Serial Bonds; now, therefore be it

1st **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

2nd **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

3rd **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 Two Hundred Fifty Thousand Dollars; and be it further

4th **RESOLVED**, that the Suffolk County Legislature, on behalf of the County, hereby finds and determines that the Ronkonkoma Hub Project through the Town of Brookhaven is awarded and, accordingly authorizes the funding of this project thereof in the amount of up to Two Million Three Hundred Thousand Dollars; and be it further

5th **RESOLVED**, that the proceeds of \$4,550,000 in Suffolk County Serial Bonds be and they hereby are appropriated as follows:

| <u>Project No.</u> | <u>JC</u> | <u>Project Title</u> | <u>Amount</u> |
|---|-----------|----------------------|---------------|
| 525-CAP-6424.311 (Fund 001-Debt Service) | 35 | Wyandanch Rising | \$2,250,000 |
| 525-CAP-6424.312 (Fund 001-Debt Service) | 35 | Ronkonkoma Hub | \$2,300,000 |

and be it further

6th **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 Towns of Babylon and Brookhaven, and any other documents necessary to effectuate the transaction contemplated hereunder, with respect to the projects under which:

- 1) The town 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

7th **RESOLVED**, that no bonds or notes will be issued for a particular project until the IMA is executed and the easements or other property interest is granted to the County; and be it further

8th **RESOLVED**, that Suffolk County, being the State Environmental Quality Review Act (SEQRA) Lead Agency hereby finds and determines that the adoption of this resolution constitutes a Type II Action pursuant to Title 6 NYCRR Part 617.5(C)(20)(27) as this legislative decision involves the routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment. As such, this Legislature has no further responsibilities under SEQRA; and be it further

9th **RESOLVED**, that the County Executive, the County Attorney, the Commissioner of the Department of Economic Development and Planning are hereby authorized, respectively, to take such further actions as may be necessary or desirable to effectuate the purposes and intent of the foregoing resolutions and to execute any and all documents necessary and/or desirable to effectuate the purpose and intent of the Jumpstart Projects referred to in this Resolution.

DATED: October 7, 2014

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: October 9, 2014