

Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. 1088 -2014, ACCEPTING AND AUTHORIZING NEW YORK STATE CLEAN WATER/CLEAN AIR GRANT FUNDS, AMENDING THE ADOPTED 2014 OPERATING BUDGET TO TRANSFER FUNDS FROM FUND 477 WATER QUALITY PROTECTION, AMENDING THE 2014 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH THE TIDAL WETLAND RESTORATION PROJECT AT INDIAN ISLAND COUNTY PARK (CP 8710)

WHEREAS, the Suffolk County Department of Economic Development and Planning and Department of Public Works requested funds through the New York State Department of Environmental Conservation Water Quality Improvement Project (WQIP) Funding for an Indian Island/Terry Creek Tidal Wetland Restoration Project; and

WHEREAS, the New York State Department of Environmental Conservation (NYSDEC) granted Suffolk County \$788,000 and assigned the Project ID No. 201OWQII0119 and Contract No. C304335; and

WHEREAS, the project will be accomplished through the combined efforts of the Suffolk County Department of Economic Development and Planning and the Department of Public Works; and

WHEREAS, in accordance with the Peconic Estuary Program Comprehensive Management Plan (PEP CMP), the project aims to restore the environmental services of a tidal wetland system and increase the tidal wetland acreage for the Peconic Estuary; and

WHEREAS, to “Maintain and increase current tidal and freshwater marsh acreage, and restore areas that have been degraded” is a recommendation of the PEP CMP; and

WHEREAS, Resolution No. 471-1994, as revised by Resolution No. 461-2006, has established a priority ranking system, implemented in the 2014 Adopted Capital Budget and Program, as the basis for funding capital projects such as this project; and

WHEREAS, the County must in first instance fund the entire cost of the project and will subsequently be reimbursed for the State share of the project; and

WHEREAS, additional funding for this project is requested through the Suffolk County Water Quality Protection and Restoration Program and Land Stewardship Initiatives; and

WHEREAS, the Suffolk County Water Quality Review Committee, pursuant to Article XII of the SUFFOLK COUNTY CHARTER, has recommended funding \$300,000 for this project during the July, 2010, meeting as an appropriate use of the Suffolk County Water Quality Protection and Restoration and Land Stewardship Initiative funds; and

WHEREAS, the County must in first instance fund the entire cost of the project and will subsequently be reimbursed by NYSDEC; and

WHEREAS, there are sufficient available Fund 477 funds within the Reserved Fund Balance for Water Quality related projects to support the appropriation of this project within the 2014 Capital Budget and Program; now, therefore be it

1st **RESOLVED**, that this Legislature, being the lead agency under the State Environmental Quality Review Act (“SEQRA”) Environmental Conservation Law Article 8 found as documented in Resolution No. 707-2014 that this project constitutes a Type I Action, for which a Negative Declaration was issued; therefore the SEQRA review is complete and no further action needs to be taken by Suffolk County; and be it further

2nd **RESOLVED**, that it is hereby determined that this project, with a priority ranking of sixty-three (63) 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 sufficient funds exist within Fund 477’s Water Quality Reserve Fund Balance component to cover the cost of the County’s share for this project; and be it further

4th **RESOLVED**, that the Adopted 2014 Capital 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 Capital Fund	\$300,000

and be it further

5th **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 Quality Protection	\$300,000

and be it further

6th **RESOLVED**, that the County Treasurer and the County Comptroller are hereby authorized and directed to accept NYSDEC funding in the amount of \$788,000 into Capital Project No. 8710.412/.141; and be it further

7th **RESOLVED**, that the 2014 Capital Budget and Program be and they are hereby amended as follows:

Project No: 8710
 Project Title: Indian Island/Terry Creek Tidal Wetland Restoration

	<u>Total Est. Cost</u>	<u>Current 2014 Capital Budget & Program</u>	<u>Revised 2014 Capital Budget & Program</u>
1. Planning & Design	\$50,000	\$0	\$ 50,000S
4. Site Improvement	<u>\$1,038,000</u>	\$0	\$738,000S
		<u>\$0</u>	<u>\$300,000W</u>
TOTAL	\$1,088,000	\$0	\$1,088,000

and be it further

8th **RESOLVED**, that these Water Quality proceeds in the amount of \$300,000 be and hereby is appropriated as follows:

<u>Project No.</u>	<u>JC</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP- 8710.412	35/50	Indian Island/Terry Creek Tidal Wetland Restoration	\$300,000

and be it further

9th **RESOLVED**, that these NYSDEC proceeds in the amount of \$788,000 be and hereby are appropriated as follow:

<u>Project No.</u>	<u>JC</u>	<u>Project Title</u>	<u>Amount</u>
Ref-525-CAP-8710.141	35/50	Indian Island/Terry Creek Tidal Wetland Restoration	\$50,000
Ref-525-CAP-8710.412	35/50	Indian Island/Terry Creek Tidal Wetland Restoration	\$738,000

and be it further

10th **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

11th **RESOLVED**, that the Department of Economic Development and Planning will be the lead agency in overseeing the performance of this project and will coordinate with the Department of Public Works in communicating with the State agencies to ensure compliance and that all associated aid is captured; and be it further

12th **RESOLVED**, that the County Legislature hereby authorizes the County Executive, or his designee, to execute the standard agreement for reimbursement with the New York State Department of Environmental Conservation 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: December 2, 2014

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: December 11, 2014