

RESOLUTION NO. 176 -2015, AMENDING THE 2015 ADOPTED OPERATING BUDGET TO TRANSFER FUNDS FROM FUND 477 WATER QUALITY PROTECTION, AMENDING THE 2015 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH THE EFFECT OF THE MILLSTONE NUCLEAR POWER PLANT ON THE TEMPERATURES OF THE LONG ISLAND SOUND (CP 8710)

WHEREAS, the Long Island Sound is an important natural resource for Suffolk County residents; and

WHEREAS, actions by other municipalities bordering Long Island Sound may affect the environmental health of the Sound, and in turn, may lead to adverse health and economic effects for Suffolk County residents; and

WHEREAS, the School of Marine and Atmospheric Sciences (SoMas) at Stony Brook University has indicated, based on data from the Millstone Environmental Laboratory, that the water in the Long Island Sound in the vicinity of the Millstone Power Plant is warming at a rate which is six times faster than projected by global warming; and

WHEREAS, changes in water temperature can cause drastic changes to the ecological processes and inhabitants of the Sound, including fish, lobsters, algae, bivalves, and seagrasses; and

WHEREAS, the Millstone Power Station is required to renew a permit mandated by the Federal Clean Water Act; and

WHEREAS, it is important to assess current and projected future temperature conditions within Long Island Sound and the Peconic Estuary to ascertain how any future thermal discharge would alter the distribution and densities of seagrasses, bivalves, and harmful algal blooms; and

WHEREAS, such a study would prove useful for evaluating a permit application under the Clean Water Act; and

WHEREAS, The Research Foundation of Stony Brook University can conduct the required study and provide matching project funds to be no less than either \$79,435 or one-half the cost of the project; whichever is less; and

WHEREAS, Section 4-31 (G) of the Suffolk County Charter now allows amendment of the County Operating Budget by County Legislators four times during the fiscal year as long as the amendment reduces, lowers, terminates or cancels appropriations; abolishes positions of employment; terminates contract agencies; terminates or reduces the size of County programs or departments, or makes transfers of appropriations that are offset by reductions in other programs; and

WHEREAS, Resolution No. 471-1994, as revised by Resolution No. 461-2006, has established a priority ranking system, implemented in the 2015 Adopted Capital Budget and Program, as the basis for funding capital projects such as this project; and

WHEREAS, the Suffolk County Water Quality Review Committee, pursuant to Article XII of the Suffolk County Charter, has reviewed the proposed study and recommended that it be funded as an appropriate use of Water Quality Protection and Land Stewardship monies; and

WHEREAS, there are sufficient funds available in Fund 477 within the Reserved Fund Balance for Water Quality related projects to support the appropriation of this project within the 2015 Capital Budget and Program; and

WHEREAS, this Legislature wishes to amend the 2015 Operating and Capital Budgets to provide funding for this project through the Suffolk County Water Quality Protection and Restoration 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, hereby finds and determines that this law constitutes a Type II action, pursuant to Section 617.5 (c) (20), (21), and (27) of Title 6 of New York Code of Rules and Regulations ("NYCRR"), and the Legislature has no further responsibilities under SEQRA; 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 said transfer; and be it further

4th RESOLVED, that the Adopted 2015 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 Capital Fund	\$79,435

and be it further

5th RESOLVED, that the interfund revenues be and hereby are transferred and accepted in the Capital Fund as follows:

<u>Agency</u>	<u>Fund</u>	<u>Rev.Source</u>	<u>Organization</u>	<u>Description</u>	<u>Amount</u>
IFT	525	R477	E525	Transfer from Water Quality Protection	\$79,435

and be it further

6th RESOLVED, that the 2015 Capital Budget and Program be and are hereby amended as follows:

Project No.: 8710

Project Title: Effect of the Millstone Nuclear Power Plant on the Temperatures of the Long Island Sound

	Total Est'd Cost	Current 2015 Capital Budget & Program	Revised 2015 Capital Budget & Program
1. Planning	\$79,435	\$0	\$79,435W
TOTAL	\$79,435	\$0	\$79,435

and be it further

7th RESOLVED, that the interfund revenues in the amount of \$79,435 be and hereby is appropriated as follows:

<u>Project No.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-8710.142	Effect of the Millstone Nuclear Power Plant on the Temperatures of the Long Island Sound	\$79,435

and be it further

8th 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

9th RESOLVED, that the County of Suffolk shall enter into an contractual agreement with The Research Foundation of Stony Brook University to ensure project completeness; and be it further

10th RESOLVED, that nothing contained herein shall be construed as a binding obligation on the part of Suffolk County to continue to provide funding or resources to The Research Foundation of Stony Brook University for implementation of this resolution once the funding has been exhausted.

DATED: March 24, 2015

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: April 8, 2015