

Intro. Res. No. 2006-2015

Laid on Table 12/1/2015

Introduced by Presiding Officer, on request of the County Executive and Legislators Krupski, Spencer

RESOLUTION NO. 1104 -2015, AMENDING THE ADOPTED 2015 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 NATURE CONSERVANCY NITROGEN REDUCTION WASTEWATER WETLAND PROJECT (CP 8710.151)

WHEREAS, there are sufficient funds within the Reserved Fund Balance of Fund 477 for the purpose of Water Quality Protection; and

WHEREAS, the Suffolk County Water Quality Protection and Restoration Program Review Committee, pursuant to Article XII of the SUFFOLK COUNTY CHARTER has recommended funding this study at its October 8, 2015 meeting as an appropriate use of Suffolk County Water Quality Protection and Restoration Program and Land Stewardship Initiative (WQPRP) funds; and

WHEREAS, Legislator William Spencer, Suffolk County Legislative Office District 18, will sponsor the continued support for The Nature Conservancy (TNC) Nitrogen Reducing Wastewater-Wetland Project, in accordance with Article XII of the SUFFOLK COUNTY CHARTER; and

WHEREAS, the requested funding will support the construction of a nitrogen-reducing wastewater wetland system to replace four cesspools currently serving five buildings at TNC's Uplands Farm (Uplands) headquarters and preserve complex, with the goal to reduce nitrogen pollution to approximately 5 mg/liter, and demonstrate a potential solution to the problem of nitrogen emissions from wastewater effluent, and public education; and

WHEREAS, the construction of the proposed nitrogen-reducing wastewater wetland system will significantly reduce nitrogen pollution from current conditions thus supporting groundwater protection and improvement; and

WHEREAS, TNC's Uplands headquarters is located approximately 0.5 miles from Cold Spring Harbor, a waterbody listed on the New York State Impaired Waterbodies (303d) list with known impairments to shell fishing, public bathing, aquatic life and recreation; and

WHEREAS, cesspools were not designed to remove nitrogen from wastewater, and nitrogen from Uplands' cesspools is believed to flow into the harbor via groundwater; and

WHEREAS, the Uplands office has the capacity to serve twenty-two staff plus interns, volunteers and numerous visitors and the estimated average daily flow of wastewater is 1,500 gallons; and

WHEREAS, this project will raise awareness about Long Island's nitrogen pollution crisis and solutions through interpretive signage that will inform the estimated 5,000 annual Uplands Preserve visitors; and

WHEREAS, TNC has requested \$128,000 in funding for this project from the Sewer Infrastructure Reserve Fund (406); and

WHEREAS, the Suffolk County Water Quality Protection and Restoration Program at the October 8, 2015 meeting recommended funding for this project of up to \$92,000 for planning and engineering activities; and

WHEREAS, TNC will commit to provide matching project funds to be no less than either \$125,000 or one half the cost of the project, whichever is less; and

WHEREAS, the project be initiated within three years of the date of adoption of this Resolution; and

WHEREAS, funding for this project is requested through the Suffolk County Water Quality Protection and Restoration Program; 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, 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; 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) (18), (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-six (66) 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 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	\$92,000

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	\$92,000

and be it further

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

Project Number: 8710
 Project Title: The Nature Conservancy Nitrogen Reducing Wastewater Wetland Project

	<u>Total Est'd Cost</u>	<u>Current 2015 Capital Budget & Program</u>	<u>Revised 2015 Capital Budget & Program</u>
1. Planning	<u>\$92,000</u>	<u>\$0</u>	<u>\$92,000 (477)</u>
TOTAL	<u>\$92,000</u>	<u>\$0</u>	<u>\$92,000</u>

and be it further

7th **RESOLVED**, that these Water Quality proceeds in the amount of \$92,000 be and hereby is appropriated as follows:

<u>Project No.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-8710.151	The Nature Conservancy Nitrogen Reducing Wastewater Wetland Project	\$92,000

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 Nature Conservancy shall enter into a contractual agreement with Suffolk County 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 Nature Conservancy for implementation of this resolution once the funding in this resolution has been exhausted.

DATED: December 15, 2015

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: December 22, 2015