

RESOLUTION NO. 357 -2016 AMENDING THE ADOPTED 2016 OPERATING BUDGET TO TRANSFER FUNDS FROM FUND 477 WATER QUALITY PROTECTION, AMENDING THE 2016 CAPITAL BUDGET AND PROGRAM, AND APPROPRIATING FUNDS IN CONNECTION WITH THE TOWN OF BROOKHAVEN'S SHELLFISH POPULATION ENHANCEMENT PROJECT (CP 8710.332)

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

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

WHEREAS, the Suffolk County Department of Economic Development and Planning has requested funding for a project that will allow the Town of Brookhaven to upgrade their shellfish restoration program facilities; and

WHEREAS, this project is consistent with the South Shore Estuary Reserve's Comprehensive Management Plan as it is expected this project will increase molluscan shellfish populations for commercial harvest through enhancement of shellfish stocks and improve water quality; and

WHEREAS, this project is consistent with the Long Island Sound Study as it is expected that the project will increase the sustainable harvest of oysters, clams, and scallops in the Long Island Sound utilizing shellfish aquaculture techniques; and

WHEREAS, nitrogen rich waters are an ideal environment for the proliferation of harmful algal blooms which can cause discoloration of the water, hypoxic conditions, and a degradation of marine habitat; and

WHEREAS, Shellfish restoration projects can mitigate nitrogen impacts to local waterways by consuming the phytoplankton that utilize it; and

WHEREAS, the purpose of the project is to provide the Town of Brookhaven with funding to assist in their aquaculture efforts to address various non-point sources of nitrogen pollution; and

WHEREAS, the Town of Brookhaven has committed by Town Resolution Number 2015-0630 adopted at the Town Board meeting on August 27, 2015, to enter into an inter-municipal agreement with the County of Suffolk for this project; and

WHEREAS, the Town of Brookhaven has also committed by Town Resolution Number 2015-0630 adopted at the Town Board meeting on August 27, 2015 to incur the total cost of the project in the amount of \$171,476, and thereafter seek reimbursement under the

grant award for expenditures in the amount of \$82,623, thereby resulting in an \$88,853 net cost to the Town; and

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

WHEREAS, funding is requested for this project 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 available Fund 477 funds within the Reserved Fund Balance for Water Quality related projects to support the appropriation of this project within the 2016 Capital Budget and Program; now, therefore be it

1st RESOLVED, that the Town of Brookhaven being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines, in Town Resolution No. 2015-0630, adopted on August 27, 2015, that pursuant to 6NYCRR Part 617. 5(C) (20) and (27) the proposed action is deemed to be a Type II Action. 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 seventy-one (71) 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 2016 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	\$82,623

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 (Ref. 525 -CAP-IFTR-R477)	525	R477	E525	Transfer from Water Quality Protection	\$82,623

and be it further

6th RESOLVED, that the 2016 Capital Budget and Program be and are hereby amended as follows:

Project No.: 8710.332
 Project Title: Brookhaven Shellfish

	<u>Total Est'd Cost</u>	<u>Current 2016 Capital Budget & Program</u>	<u>Revised 2016 Capital Budget & Program</u>
3. Construction	\$82,623	\$0	\$82,623W
TOTAL	<u>\$82,623</u>	<u>\$0</u>	<u>\$82,623</u>

and be it further

7th RESOLVED, that the interfund revenues in the amount of \$82,623 be and hereby is appropriated as follows:

<u>Project No.</u>	<u>JC</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-8710.332	14	Brookhaven Shellfish	\$82,623

and be it further

8th RESOLVED, that the County Comptroller is 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 Executive or designee, and the Department of Economic Development and Planning, with the approval of the County Attorney, is hereby authorized to execute an Intermunicipal Agreement with the Town of Brookhaven under Section 119-o of the NEW YORK GENERAL MUNICIPAL LAW and empowered to take such actions and execute such documents as may be necessary or desirable, consistent with the purposes and intent of the foregoing resolution.

DATED: May 10, 2016

APPROVED BY:

/s/ Steven Bellone
 County Executive of Suffolk County

Date: May 18, 2016