

Introduced by Presiding Officer, on request of the County Executive and Legislators Fleming, Hahn

**RESOLUTION NO. 262 -2018, ACCEPTING AND APPROPRIATING FUNDS FROM THE NEW YORK STATE WATER QUALITY IMPROVEMENT PROJECT (WQIP) PROGRAM IN THE AMOUNT OF \$278,964, SEVENTY-FIVE PERCENT (75%) OF THE TOTAL PROJECT, AND AMENDING THE CAPITAL BUDGET AND PROGRAM FOR FUNDS APPROPRIATED IN CONNECTION WITH A FISH PASSAGE AT WOODHULL DAM IN CRANBERRY BOG COUNTY PARK (CP 7180) (PROJECT)**

**WHEREAS**, the Suffolk County Department of Parks, Recreation and Conservation, in cooperation with the Peconic Estuary Program, has been awarded funds for the Project through the Water Quality Improvement Project (WQIP) Program, administered by the New York State Department of Environmental Conservation (NYSDEC); and

**WHEREAS**, the purpose of this Project is to construct and install a diadromous fish passage and eel passage through Woodhull Dam on the Little River, a major tributary to the Peconic River; and

**WHEREAS**, the Peconic Estuary serves as nursery habitat for juvenile fish populations which support many commercially and recreationally important marine species; and

**WHEREAS**, construction of a fish passage at Woodhull Dam will reopen vital historic spawning and maturation habitat for important diadromous fish such as river herring, specifically Alewife, and American eel in high quality preserved Suffolk County Park lands in Wildwood Lake and Cranberry Bog County Park; and

**WHEREAS**, Resolution No. 1214-2013 authorized the issuance of \$200,000 in serial bonds to finance the Peconic Bay Estuary Program, a portion of which will provide a matching contribution for the awarded grant funds; and

**WHEREAS**, sufficient funds are not included in the 2018 Capital Budget and Program to cover the cost of said request under Capital Project 7180 and pursuant to the Suffolk County Charter, Section C4-13, an offsetting authorization is not required on amendments which are financed in an amount of at least fifty percent (50%) by Federal or State Aid; and

**WHEREAS**, Resolution No. 471-1994 as revised by Resolution No. 461-2006, established the use of a priority ranking system, implemented in the Adopted 2017 Capital Budget as the basis for funding capital projects such as this project; and

**WHEREAS**, the County must in first instance fund costs of the Project as the Project progresses and will subsequently be reimbursed by the NYSDEC; and

**WHEREAS**, pursuant to State Environmental Quality Review Act Environmental Conservation Law Article 8 (hereinafter "SEQRA") Resolution No. 959-2017 determined that the proposed Woodhull Dam Fish and Eel Passage, Town of Riverhead, will not have significant

adverse impacts on the environment pursuant to the provisions of NYCRR Part 617 and Chapter 450; now, therefore be it

**1<sup>st</sup>** **RESOLVED**, that it is hereby determined that this Project, with a priority ranking of forty-seven (47) 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

**2<sup>nd</sup>** **RESOLVED**, that the County Comptroller is hereby authorized and directed to accept State funding in the amount of \$278,964 for the Project into Capital Project No. 7180; and be it further

**3<sup>rd</sup>** **RESOLVED**, that the 2018 Capital Budget and Program be and are hereby amended as follows:

Project No: 7180

Project Title: Fish Passage at Woodhull Dam in Cranberry Bog County Park (Construction)

	<u>Total Est'd Cost</u>	Current 2018 Capital Budget & Program	Revised 2018 Capital Budget & Program
3. Construction	<u>\$278,964</u>	<u>\$0</u>	<u>\$278,964 (S)</u>
TOTAL	\$278,964	\$0	\$278,964

and be it further

**4<sup>th</sup>** **RESOLVED**, that these State proceeds in the amount of \$278,964 be and hereby are appropriated as follows:

<u>Project Number</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-7180.311	Fish Passage at Woodhull Dam in Cranberry Bog County Park (Construction)	\$278,964

and be it further

**5<sup>th</sup>** **RESOLVED**, that the County Comptroller is hereby authorized and directed to advance funding to finance this capital project; and be it further

**6<sup>th</sup>** **RESOLVED**, that the County Legislature hereby authorizes the County Executive, or his designee, to execute all necessary agreements with the State of New York related to the implementation of this restoration Project; and be it further

**7<sup>th</sup>** **RESOLVED**, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), hereby finds and determines that this resolution constitutes an Unlisted Action, pursuant to Title 6 of New York Code of Rules and Regulations ("NYCRR") Part 617.5 (C) (18), (20), (21), and (27), Information collection including basic data

collection and research, water quality and pollution studies, traffic counts, engineering studies, surveys, subsurface investigations and soils studies that do not commit the agency to undertake, fund or approve any Type I or Unlisted action; Routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment; Conducting concurrent environmental, engineering, economic, feasibility and other studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not commit the agency to commence, engage in or approve such action; Adoption of regulations, policies, procedures and local legislative decisions in connection with any action on this list; As such, this Legislature has no further responsibilities under SEQRA.

DATED: April 24, 2018

APPROVED BY:

/s/Steven Bellone  
County Executive of Suffolk County

Date: May 2, 2018