

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

RESOLUTION NO. 430 -2020, AMENDING THE 2020 OPERATING BUDGET AND AMENDING THE 2020 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH THE SEWER INFRASTRUCTURE PROGRAM TO PROVIDE FUNDING FOR AN INNOVATIVE AND ALTERNATIVE ONSITE WASTEWATER TREATMENT SYSTEM (I/A OWTS) FOR THE VETS PLACE (CP 8725.312)

WHEREAS, Local Law No. 31-2014, which was approved by voter referendum on November 4, 2014, authorized the County of Suffolk to use excess monies in the Assessment Stabilization Reserve Fund to fund wastewater upgrades; and

WHEREAS, the funds for the Sewer Infrastructure Program are maintained within the Sewer Infrastructure Program Fund ("Fund 406"); and

WHEREAS, there are sufficient funds within Fund 406 for the implementation of the purposes of Local Law No. 31-2014; and

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

WHEREAS, wastewater treatment upgrades are critical because nitrogen discharging from antiquated systems has led to the degradation in the local water quality, and has harmed groundwater, drinking water, wetlands, and surface waters throughout the County; and

WHEREAS, the requested funding will support the replacement of several substandard cesspools with an I/A OWTS and pressurized shallow drain field (PSD); and

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

WHEREAS, the Sewer Infrastructure Committee evaluated and unanimously approved The Vets Place I/A OWTS upgrade request for \$145,250 at its March 5, 2020 meeting for advanced nitrogen removal wastewater treatment; and

WHEREAS, the recommended project constitutes a permitted use of Sewer Infrastructure Program funds pursuant to Local Law No. 31-2014; and

WHEREAS, Resolution No. 471-1994, as revised by Resolution No. 461-2006, established a priority ranking system, implemented in the 2020 Adopted Capital Budget and Program, as the basis for funding capital projects such as this project; and

WHEREAS, there are sufficient funds available within Fund 406 to support the appropriation of the recommended project; 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) (2) replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site, unless such action meets or exceeds any of the thresholds in section 617.4 of this Part; (3) retrofit of an existing structure and its appurtenant areas to incorporate green infrastructure; (26) routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment; and (33) adoption of regulations, policies, procedures and local legislative decisions in connection with any action 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 seventy-two (72) 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 406 Sewer Infrastructure Program Fund component to cover the cost of the County’s share for this project; and be it further

4th RESOLVED, that the Adopted 2020 Capital Budget be and hereby is amended and that the interfund transfer be and hereby is appropriated from Fund 406 Sewer Infrastructure Program Fund as follows:

EXPENDITURES:

<u>Fund</u>	<u>Dept</u>	<u>Approp</u>		<u>Object</u>	<u>Activity</u>	<u>Description</u>	<u>Amount</u>
		<u>Unit</u>	<u>Unit</u>				
406	IFT	DE	E525	9600	0000	Transfer to Capital Fund	\$145,250

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>Fund</u>	<u>Dept</u>	<u>Approp</u>			<u>Rev Source</u>	<u>Description</u>	<u>Amount</u>
		<u>Unit</u>	<u>Unit</u>	<u>Group</u>			
525	CAP	X	IFTR	0000	R406	Transfer from Fund 406	\$145,250

and be it further

6th RESOLVED, that the 2020 Capital Budget and Program be and they are hereby amended as follows:

Project No.: 8725.312
 Project Title: The Vets Place I/A OWTS

	<u>Total Est'd Cost</u>	<u>Current 2020 Capital Budget & Program</u>	<u>Revised 2020 Capital Budget & Program</u>
3. Construction	\$145,250	\$0	\$145,250 (406)
TOTAL	\$145,250	\$0	\$145,250

and be it further

7th **RESOLVED**, that the interfund revenues in the amount of \$145,250 be and hereby are appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-8725.312	40	The Vets Place I/A OWTS	\$145,250

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 Association of Mental Health and Wellness 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 Association for Mental Health and Wellness for implementation of this resolution once the funding in this resolution has been exhausted.

DATED: June 9, 2020

APPROVED BY:

/s/ Steven Bellone
 County Executive of Suffolk County

Date: June 12, 2020

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

**RESOLUTION NO. 753 -2020, AMENDING ADOPTED
RESOLUTION NO. 430-2020, AMENDING THE 2020
OPERATING BUDGET AND AMENDING THE 2020 CAPITAL
BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN
CONNECTION WITH THE SEWER INFRASTRUCTURE
PROGRAM TO PROVIDE FUNDING FOR AN INNOVATIVE AND
ALTERNATIVE ONSITE WASTEWATER TREATMENT SYSTEM
(I/A OWTS) FOR THE VETS PLACE (CP 8725.312)**

WHEREAS, Local Law No. 31-2014, which was approved by voter referendum on November 4, 2014, authorized the County of Suffolk to use excess monies in the Assessment Stabilization Reserve Fund to fund wastewater upgrades; and

WHEREAS, the funds for the Sewer Infrastructure Program are maintained within the Sewer Infrastructure Program Fund ("Fund 406"); and

WHEREAS, there are sufficient funds within Fund 406 for the implementation of the purposes of Local Law No. 31-2014; and

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

WHEREAS, wastewater treatment upgrades are critical because nitrogen discharging from antiquated systems has led to the degradation in the local water quality, and has harmed groundwater, drinking water, wetlands, and surface waters throughout the County; and

WHEREAS, the requested funding will support the replacement of several substandard cesspools with an I/A OWTS and Pressurized Shallow Drain field (PSD); and

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

WHEREAS, the Sewer Infrastructure Committee evaluated and unanimously approved The Vets Place I/A OWTS upgrade request for \$145,250 at its March 5, 2020 meeting for advanced nitrogen removal wastewater treatment; and

WHEREAS, the recommended project constitutes a permitted use of Sewer Infrastructure Program funds pursuant to Local Law No. 31-2014; and

WHEREAS, Resolution No. 471-1994, as revised by Resolution No. 461-2006, established a priority ranking system, implemented in the 2020 Adopted Capital Budget and Program, as the basis for funding capital projects such as this project; and

WHEREAS, there are sufficient funds available within Fund 406 to support the appropriation of the recommended project; and

WHEREAS, a planning line (CP 8725.112) needs to be added to the Capital Projects budget lines in the adopted Resolution No. 430-2020; now, therefore be it

1st **RESOLVED**, that the Title of Adopted Resolution No. 430-2020 is hereby amended to the following:

RE: RESOLUTION NO. - 2020, AMENDING THE 2020 OPERATING BUDGET AND AMENDING THE 2020 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH THE SEWER INFRASTRUCTURE PROGRAM TO PROVIDE FUNDING FOR AN INNOVATIVE AND ALTERNATIVE ONSITE WASTEWATER TREATMENT SYSTEM (I/A OWTS) FOR THE VETS PLACE (CP 8725.112 and .312)

and be it further

2nd **RESOLVED**, that the 6th RESOLVED clause of adopted Resolution No. 430-2020 is hereby amended as follows:

6th RESOLVED, that the 2020 Capital Budget and Program be and they are hereby amended as follows:

*Project No.: 8725.112 and 8725.312
Project Title: The Vets Place I/A OWTS*

	<u>Total Est'd Cost</u>	<u>Current 2020 Capital Budget & Program</u>	<u>Revised 2020 Capital Budget & Program</u>
1. Planning	\$ 20,250	\$ 0	\$ 20,250 (406)
3. Construction	\$ <u>125,000</u>	\$ <u>0</u>	\$ <u>125,000</u> (406)
TOTAL	\$145,250	\$ 0	\$145,250

and be it further

3rd **RESOLVED**, that the 7th RESOLVED clause of adopted Resolution No. 430-2020 is hereby amended as follows:

7th RESOLVED, that the interfund revenues in the amount of \$145,250 be and hereby are appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
<u>525-CAP-8725.112</u>	<u>40</u>	<u>The Vets Place I/A OWTS</u>	<u>\$20,250</u>
525-CAP-8725.312	40	The Vets Place I/A OWTS	[\$145,250] <u>125,000</u>

and be it further

4th **RESOLVED**, that this Legislature, being the lead agency under SEQRA, Environmental Conservation Law Article 8, hereby finds and determines that this resolution constitutes a Type II action, pursuant to Section 617.5 (C) (26) and (33) of Title 6 of the NYCRR and within the meaning of Section 8-0109 (2) of the New York Environmental Conservation Law as a promulgation of regulations, rules, policies, procedures, and Legislative decisions in connection with continuing agency administration, management and information collection, and the Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution.

[] Brackets denote deletion of existing language

___ Underlining denotes addition of new language

DATED: October 6, 2020

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: October 19, 2020