

Intro. Res. No. 1712-2020  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 9/9/2020

**RESOLUTION NO. 755 -2020, A RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS AND AN ORDER FOR THE INCREASE OF THE MAXIMUM AMOUNT TO BE EXPENDED ON CERTAIN IMPROVEMENTS FOR SUFFOLK COUNTY SEWER DISTRICT NO. 6 – KINGS PARK (CP 8144)**

**WHEREAS**, Suffolk County Resolution No. 739-2017 found and determined that it was in the public interest to increase and improve the facilities of Sewer District No. 6 - Kings Park; and

**WHEREAS**, such increases and improvements included, among other things, providing repair and rerouting of major collection system sewer lines on the Kings Park Psychiatric Center Hospital grounds, upgrading of the St. Johnland Nursing Home pumping station and rerouting the force main; and

**WHEREAS**, the cost of the increase and improvement to the facilities of Sewer District No. 6 – Kings Park has risen from a cost in 2017 of \$5.0 million to an estimated cost of \$8.0 million, as set forth in the amended maps, plans, recommendations; and

**WHEREAS**, additional funds are necessary to complete the work necessary for finishing these increases and improvements; and

**WHEREAS**, the Suffolk County Sewer Agency has prepared and submitted to the Legislature of the County of Suffolk, New York, amended maps, plans, recommendations and revised cost estimates for the increase and improvement to facilities at Suffolk County Sewer District No.6 – Kings Park; and

**WHEREAS**, these maps, plans, recommendations and revised cost estimates accompanied Suffolk County Resolution No. 710-2019, which called for a public hearing on the increased costs, and are attached to this Resolution and Order as Exhibit A; and

**WHEREAS**, this revised cost will be financed utilizing sewer district serial bonds, but there will continue to be no fiscal impact caused to the benefited properties in said District as a direct result of the original increases and improvements or the increase to the costs of the increases and improvements inasmuch as pursuant, to the Suffolk County Assessment Stabilization Reserve Fund (“ASRF”), property owners within the District experience a 3% annual increase regardless of the cost of any increases or improvements performed; and

**WHEREAS**, in the case of the property owners in Suffolk County Sewer District No. 6 – Kings Park, the annual 3% ASRF increase will result in an increase of approximately \$2.60 per year to the typical property (mode), regardless of the additional funds necessary to complete the increases and improvements; and

**WHEREAS**, pursuant to Suffolk County Resolution No. 710-2019 and New York County Law Section 254, the Clerk of the Legislature did duly cause a Notice of Public Hearing regarding the amended maps, plans, recommendations and revised cost estimates pertaining to an increase in the maximum amount to be expended for the increase and improvement to facilities at Suffolk County Sewer District No. 6 – Kings Park to be published at least once in

each of the official newspapers of the County and proof thereof has been presented to the County Legislature; and

**WHEREAS**, pursuant to such Notice of Public Hearing, a public hearing was held by the Legislature of the County of Suffolk in Hauppauge, New York in said County on July 16, 2019 at 2:00 p.m., Prevailing Time; and

**WHEREAS**, said County Legislature has duly considered the amended map, plan, recommendations, and revised estimate of cost for the increases and improvements to Suffolk County Sewer District No. 6 – Kings Park, as well as evidence given at the public hearing held on July 16, 2019; now, therefore be it

**1<sup>st</sup>** **RESOLVED**, by the County Legislature of the County of Suffolk, New York, as follows:

Section 1. Upon evidence presented at the aforesaid public hearing and after due consideration of the amended maps, plans, reports, recommendations, and revised estimate of costs filed with the Legislature of the County of Suffolk and attached to this Resolution and Order as Exhibit A, it is hereby found and determined that the revised total cost for the increases and improvements to Suffolk County Sewer District No. 6 - Kings Park shall be set at a maximum of \$8.0 million, which shall be financed using sewer district serial bonds.

Section 2. Upon evidence presented at the aforesaid public hearing and after due consideration of the aforesaid amended maps, plans, reports, recommendations and revised estimate of costs it is hereby found and determined that the increase to the costs of the increases and improvements to Suffolk County Sewer District No. 6 - Kings Park, as set forth in such amended maps, plans, reports, recommendations and revised estimate of costs, is necessary, convenient, and desirable.

Section 3. Upon evidence presented at the aforesaid public hearing and after due consideration of the aforesaid amended maps, plans, reports, recommendations and revised estimate of costs, it is hereby further found and determined that the proposed work involving the increases and improvements to Suffolk County Sewer District No. 6 – Kings Park is adequate and appropriate and the cost thereof will not constitute an undue burden on the properties in said District and that no properties in said District will be excluded from the benefit of the increases and improvements.

Section 4. Upon evidence presented at the aforesaid public hearing and after due consideration of the aforesaid amended maps, plans, reports, recommendations, and revised cost estimates, it is further found and determined that it is in the public interest to expend a maximum amount of \$8.0 million on the increases and improvements to Suffolk County Sewer District No. 6 – Kings Park, as set forth in such amended maps, plans, reports, recommendations and revised estimate of costs.

and be it further

**2<sup>nd</sup>** **RESOLVED**, IT IS HEREBY ORDERED, by the County Legislature of the County of Suffolk, New York as follows:

Section 1. The increase to the amount to be expended on the increases and improvements to Suffolk County Sewer District No. 6 – Kings Park, as more particularly

described in the amended maps, plans, reports, recommendations, and revised estimate of costs attached as Exhibit A, are hereby approved.

Section 2. Upon the effective date of this Resolution and Order, the Suffolk County Department of Public Works and the Administrative Head of Suffolk County Sewer District No. 6 – Kings Park are hereby authorized and directed to carry out the increases and improvements to said District as more particularly described in the amended maps, plans, reports, recommendations and revised estimate of costs attached as Exhibit A.

Section 3. The Clerk of this Legislature is hereby authorized and directed to cause a certified copy of this Resolution and Order to be recorded in the Office of the Clerk of the County of Suffolk, New York, within ten days of the effective date of this Resolution and Order in accordance with the provisions of New York County Law.

**3<sup>rd</sup>** **RESOLVED**, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this law constitutes a Type II action pursuant to Section 617.5(c)(26), (33) and (42) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 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. 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 law.

DATED: October 6, 2020

APPROVED BY:

/s/ Steven Bellone  
County Executive of Suffolk County

Date: October 19, 2020