

**RESOLUTION NO. 241 -2010, ADOPTING LOCAL LAW
NO. 12 -2010, A CHARTER LAW AMENDING THE
MEMBERSHIP OF THE COUNTY FIRE, RESCUE AND
EMERGENCY SERVICES COMMISSION**

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on February 2, 2010 a proposed local law entitled, "**A CHARTER LAW AMENDING THE MEMBERSHIP OF THE COUNTY FIRE, RESCUE AND EMERGENCY SERVICES COMMISSION**"; now, therefore be it

RESOLVED, that said local law be enacted in form as follows:

LOCAL LAW NO. 12 -2010, SUFFOLK COUNTY, NEW YORK

**A CHARTER LAW AMENDING THE MEMBERSHIP OF THE
COUNTY FIRE, RESCUE AND EMERGENCY SERVICES
COMMISSION**

**BE IT ENACTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF
SUFFOLK**, as follows:

Section 1. Legislative Intent.

This Legislature hereby finds and determines that, every ten (10) years, a Charter Review Commission convenes to examine the Suffolk County Charter and provide recommendations to improve the document.

This Legislature also finds and determines that a Charter Review Commission was organized and convened on February 7, 2008.

This Legislature further finds and determines that the Charter Review Commission met eleven (11) times over the next fourteen (14) months to hear testimony and discuss possible changes to the Charter.

This Legislature finds that the Charter Review Commission submitted its report and recommendations to the County Executive and the County Legislature on June 12, 2009, outlining twelve (12) recommended changes to the County Charter.

This Legislature determines that among the recommendations made by the Commission was to increase the Ambulance Chiefs Association's representation on the Fire, Rescue and Emergency Services Commission.

This Legislature also finds that the increased representation for Ambulance Chiefs will improve the balance of the Fire, Rescue and Emergency Services Commission, which is predominantly comprised of fire safety professionals.

Therefore, the purpose of this law is to increase the representation of the Ambulance Chiefs Association on the Suffolk County Fire, Rescue and Emergency Services Commission to two (2) members.

Section 2. Amendment.

Article 11 of the SUFFOLK COUNTY CHARTER is hereby amended to read as follows:

ARTICLE XI, DEPARTMENT OF FIRE, RESCUE AND EMERGENCY SERVICES

§ C11-4. Fire, Rescue and Emergency Services Commission.

A. There shall be a County Fire, Rescue and Emergency Services Commission pursuant to County Law § 225-a. The Commission shall be comprised of [~~18~~] 19 members. Each member shall be appointed by the County Executive with approval of the County Legislature. The term of office for members shall be three years, except that of those members first appointed, six shall serve for three years, six shall serve for two years and five shall serve for one year. At such time that members are reappointed or new members are appointed, the term of office shall be three years.

B. The County Fire, Rescue and Emergency Services Commission shall include one member from each township and an alternate member, two members from the Suffolk County Fire District Officers Association, two members from the Fire Chiefs Council of Suffolk County, two members from the Suffolk County Volunteer Firemen's Association, [~~one~~] two members from the Suffolk County Ambulance Chiefs Association and an alternate member and one member from the Fire Inspectors Association of Suffolk County and an alternate member. The alternate members shall vote in the absence of the appointed members. The members of the Commission shall be County officers and shall serve without compensation; however, members shall be reimbursed at standard County rates for travel expenses incurred for meeting attendance. The members of the Fire Advisory Board in office at the time of enactment of this legislation shall continue in office as members of the new Commission until expiration of their current terms of office.

Section 3. Applicability.

This law shall apply to actions occurring on or after the effective date of this law.

Section 4. Severability.

If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 5. SEQRA Determination.

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)(20), (21), and/or (27) 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.

Section 6. Effective Date.

This law shall take effect immediately upon its filing in the Office of the Secretary of State.

[] Brackets denote deletion of existing language.
___ Underlining denotes addition of new language.

DATED: March 23, 2010

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: April 13, 2010

After a public hearing duly held on April 6, 2010
Filed with the Secretary of State on April 28, 2010