

**RESOLUTION NO. 230 -2010, AUTHORIZING AN
AGREEMENT WITH THE SUFFOLK COUNTY PARKS
FOUNDATION, INC.**

WHEREAS, The Suffolk County Parks Foundation, Inc., a 501(c)(3) not-for-profit organization having its principal office at 213-1 Montauk Highway, West Sayville, New York, desires to enter into an agreement with the County to enhance, preserve, promote, improve, support and enrich Suffolk County parkland through the Foundation's initiatives; and

WHEREAS, The Suffolk County Parks Foundation was created in 2006 to raise funds to improve and enhance Suffolk County-owned public parks, beaches, wetlands, playgrounds, athletic fields, recreation centers, marinas, golf courses, open spaces and areas acquired for the conservation of natural resources; and

WHEREAS, the Board of Directors of The Suffolk County Parks Foundation includes members who are appointed by the Suffolk County Executive, Suffolk County Legislature, and the Board of Trustees of the Department of Parks, Recreation and Conservation, among other members; and

WHEREAS, since 2007, The Suffolk County Parks Foundation has provided assistance with the Parks Department's annual Earth Day celebration; and

WHEREAS, since 2008, The Suffolk County Parks Foundation has provided educational seminars to train staff and board members of not-for-profit organizations with license and stewardship agreements with the Suffolk County Parks Department;

WHEREAS, an agreement between the County and The Suffolk County Parks Foundation would assist the Foundation's ability to raise funds for County parkland through various activities, events, sponsorships, and grant programs; now, therefore be it

1st **RESOLVED**, that the Suffolk County Department of Parks, Recreation, Conservation is authorized, empowered, and directed, pursuant to Section 28-4(D) of the SUFFOLK COUNTY CHARTER, to enter into an Agreement for three (3) years with two five-year option periods with The Suffolk County Parks Foundation, Inc. for the non-exclusive use of County parkland for the purpose of providing for the enhancement, preservation, improvement, promotion, support and enrichment of Suffolk County parkland as well as for the receipt of donations, administration of an office and such programs and activities which advance these efforts as approved by the Commissioner of the Department of Parks, Recreation and Conservation; and be it further

2nd **RESOLVED**, that any County parkland used pursuant to the 1st RESOLVED clause of this resolution shall be returned to the County of Suffolk at the conclusion of any agreements authorized pursuant to the 1st RESOLVED clause of this resolution in a physical condition that is substantially the same condition as on the effective date of any such agreement, or better, subject to reasonable use, wear, tear, and natural deterioration, between the date thereof and the conclusion of any such use agreements; and be it further

3rd **RESOLVED**, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), New York Environmental Conservation Law, Article 8, hereby finds and determines that this resolution constitutes a Type II action, pursuant to Volume 6 of New York Code of Rules and Regulations ("NYCRR") §617.5(c)(15), (20), and (27), in that the resolution concerns minor temporary uses of land having negligible or no permanent impact on the environment, routine, or continuing agency administration and management, not including new programs or major reordering of priorities, and adoption of a local legislative decision in connection with the same, and, since this is a Type II action, the County Legislature has no further responsibilities under SEQRA.

DATED: March 23, 2010

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 29, 2010