

Intro. Res. No. 1501-2010
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 4/27/2010

RESOLUTION NO. 443 -2010, AUTHORIZING EXECUTION OF MEMORANDA OF AGREEMENT WITH AT&T, GLOBAL CROSSING LIMITED, RELIANCE GLOBALCOM AND LEVEL 3 COMMUNICATIONS, LLC IN CONNECTION WITH THE HOMELAND SECURITY BUFFER ZONE PROTECTION PROGRAM

WHEREAS, Resolution No. 1106-2008 accepted and appropriated a grant from the New York State Office of Homeland Security in the amount of \$731,500.00 in federal pass-through funds under the Buffer Zone Protection Program, to be administered by the Suffolk County Police Department for improvements to be made to several critical infrastructure/key resource sites owned and operated by AT&T, Global Crossing Limited, Reliance Globalcom and Level 3 Communications, LLC (Communications Companies); and

WHEREAS, the Buffer Zone Protection Program is designed to reduce vulnerabilities of critical infrastructure/key resource sites by extending the protected area around a site into the surrounding community and supporting the prevention and preparedness efforts of local first responders; and

WHEREAS, it is in the interest of both Suffolk County and the Communications Companies to protect the public health, safety and welfare by improving security in and around critical infrastructure sites; and

WHEREAS, it is necessary and appropriate for Suffolk County to enter into an agreement with each of the Communications Companies to formalize their respective rights and obligations relative to the activities to be undertaken at their sites with the funds provided under the grant; now, therefore be it

1st **RESOLVED**, that the County Executive or his designee is hereby authorized to enter into separate Memorandum of Agreements with AT&T, Global Crossing Limited, Reliance Globalcom and Level 3 Communications, LLC, in substantially the form annexed hereto; and be it further

2nd **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 resolution constitutes a Type II action, pursuant to Section 617.5 (c) (20) of Title 6 of the New York Code of Rules and Regulations ("NYCRR"), in that the resolution pertains to routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment; since this resolution is a Type II action, the Legislature has no further responsibilities under SEQRA.

DATED: May 11, 2010

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: May 26, 2010