

**RESOLUTION NO. 644 -2010, AMENDING THE 2010  
OPERATING BUDGET AND APPROPRIATING FUNDS IN  
CONNECTION WITH BONDING FOR AN ORDER FOR  
ATTORNEY FEES AS PART OF AN EMPLOYEE LIABILITY  
CASE**

**WHEREAS**, a judgment was issued after trial in an Employee Practices Liability case in June of 2007 wherein the County was directed to pay an award to the plaintiffs and which directed that post trial proceedings be conducted to determine the amount of attorneys' fees to be awarded to plaintiffs' counsel; and

**WHEREAS**, post trial proceedings resulted in an Order from the Federal Court directing the County to pay the sum of One Million Twenty Two Thousand Five Hundred Eighty Three Dollars and Forty Cents (\$1,022,583.40) as and for the attorneys' fees and interest; and

**WHEREAS**, this is a mandated expense that must be paid by the County; and

**WHEREAS**, sufficient funds to satisfy Employee Practices Liability orders, judgments and settlements are not available in the 2010 Operating Budget; and

**WHEREAS**, the County Legislature, by Resolution of even date herewith, has authorized the issuance of One Million Twenty Two Thousand Five Hundred Eighty Three Dollars and Forty Cents (\$1,022,583.40) in Suffolk County Serial Bonds to cover the cost of the above referenced Order; now, therefore be it

**1<sup>st</sup>** **RESOLVED**, that the Order in the amount of One Million Twenty Two Thousand Five Hundred Eighty Three Dollars and Forty Cents (\$1,022,583.40) be bonded and paid under the authority of the Office of Risk Management, County Department of Civil Services, in conjunction with the County Department of Audit and Control and the County Executive's Budget Office; and be it further

**2<sup>nd</sup>** **RESOLVED**, that the proceeds of One Million Twenty Two Thousand Five Hundred Eighty Three Dollars and Forty Cents (\$1,022,583.40) in Suffolk County Serial Bonds be and are hereby appropriated as follows:

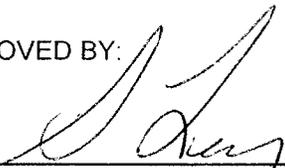
<u>REVENUES:</u>	<u>AMOUNT</u>
038-2780 Proceeds: Debt	\$1,022,583.40

APPROPRIATIONS:

Miscellaneous Employee Practices Insurance 038-MS-1917 Mandated	
8505-Settlements	\$1,022,583.40

DATED: **JUN 22 2010**

APPROVED BY:



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County Executive of Suffolk County  
**JUN 25 2010**

Date:

SUFFOLK COUNTY  
County Legislature  
RIVERHEAD, NY



*This is to Certify That I, TIM LAUBE, Clerk of the County Legislature of the County of Suffolk, have compared the foregoing copy of resolution with the original resolution now on file in this office, and which was duly adopted by the County Legislature of said County on June 22, 2010 and that the same is a true and correct transcript of said resolution and of the whole thereof.*

*In Witness Whereof, I have hereunto set my hand and the official seal of the County Legislature of the County of Suffolk.*

  
Clerk of the Legislature

Intro. Res. 1663 Res. No. 1044

June 22, 2010

**Motion:**

Romaine, Schneiderman, Browning, Muratore, Losquadro  
 Eddington, Montano, Cilmi, Lindsay, Vilorio-Fisher, Barraga,  
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

**Co-Sponsors:**

Romaine, Schneiderman, Browning, Muratore, Losquadro  
 Eddington, Montano, Cilmi, Lindsay, Vilorio-Fisher, Barraga,  
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

**Second:**

Romaine, Schneiderman, Browning, Muratore, Losquadro  
 Eddington, Montano, Cilmi, Lindsay, Vilorio-Fisher, Barraga,  
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

LD	Legislator	Yes	No	Abs	NP	R
1	Edward P. ROMAINE					
2	Jay H. SCHNEIDERMAN					
3	Kate M. BROWNING					
4	Thomas MURATORE					
6	Daniel P. LOSQUADRO					
7	Jack EDDINGTON					
9	Ricardo MONTANO					
10	Thomas CILMI					
11	Thomas F. BARRAGA					
12	John M. KENNEDY, JR.					
13	Lynne C. NOWICK					
14	Wayne R. HORSLEY					
15	DuWayne GREGORY					
16	Steven H. STERN					
17	Lou D'AMARO					
18	Jon COOPER				/	
5	Vivian VILORIA-FISHER, D.P.O.					
8	William J. LINDSAY, P.O.					
	Totals	17	1	1	1	

MOTION	
<input checked="" type="checkbox"/> Approve	
Table: _____	
Send To Committee _____	
Table Subject To Call _____	
Lay On The Table _____	
Discharge _____	
Take Out of Order _____	
Reconsider _____	
Waive Rule _____	
Override Veto _____	
Close _____	
Recess _____	
APPROVED <input checked="" type="checkbox"/>	FAILED _____
No Motion _____	No Second _____

RESOLUTION DECLARED
<input checked="" type="checkbox"/> ADOPTED
NOT ADOPTED

*Tim Laube*

Tim Laube, Clerk of the Legislature

Roll Call \_\_\_\_\_ Voice Vote