

**RESOLUTION NO. 646 -2010, AMENDING THE 2010
OPERATING BUDGET AND APPROPRIATING FUNDS IN
CONNECTION WITH BONDING FOR AN ORDER FOR
ATTORNEY FEES ARISING OUT OF A CLASS ACTION SUIT**

WHEREAS, a Stipulation and Order of Settlement was entered into in a Federal Class Action suit wherein no finding of liability was made against the County; and

WHEREAS, following a mediation in the United States District Court for the Eastern District ("Court"), a Stipulation and Order of Settlement of Plaintiffs' Motion for Attorneys' Fees ("Order") was issued by the Court directing the County to pay the sum of Four Hundred Sixty Seven Thousand Three Hundred Forty Three Dollars (\$467,343) as and for the attorneys' fees and costs; and

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

WHEREAS, sufficient funds to satisfy Class Action 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 Four Hundred Sixty Seven Thousand Three Hundred Forty Three Dollars (\$467,343) in Suffolk County Serial Bonds to cover the cost of the above referenced Order; now, therefore be it

1st **RESOLVED**, that the Order in the amount of Four Hundred Sixty Seven Thousand Three Hundred Forty Three Dollars (\$467,343) 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

2nd **RESOLVED**, that the proceeds of Four Hundred Sixty Seven Thousand Three Hundred Forty Three Dollars (\$467,343) in Suffolk County Serial Bonds be and are hereby appropriated as follows:

REVENUES:

001-2780 Proceeds: Debt \$467,343

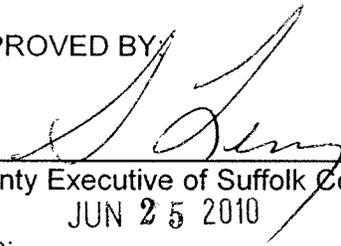
APPROPRIATIONS:

Miscellaneous
Insurance
001-MSC-1930
Mandated

4570 – Judgments and Claims \$467,343

DATED: June 22, 2010

APPROVED BY:



County Executive of Suffolk County

JUN 25 2010

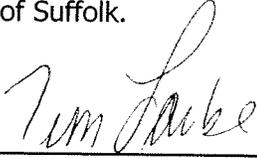
Date:

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. 1664 Res. No. 646

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	—	

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