

RESOLUTION NO. 1201 -2010, AUTHORIZING THE ACQUISITION OF LAND UNDER THE NEW SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM (EFFECTIVE DECEMBER 1, 2007) - OPEN SPACE COMPONENT - FOR THE BEECHWOOD MORICHES BUILDING CORP. PROPERTY - FORGE RIVER WATERSHED ADDITION (TOWN OF BROOKHAVEN)

WHEREAS, Local Law No. 24-2007, "A Charter Law Extending and Accelerating the Suffolk County ¼% Drinking Water Protection Program for Environmental Protection," Section C12-2(A)(1) authorized the use of 31.10 percent of sales and compensating tax proceeds generated each year for environmental protection, as determined by duly enacted Resolutions of the County of Suffolk; and

WHEREAS, adequate funding is provided for, pursuant to Section C12-2(A)(1) of the SUFFOLK COUNTY CHARTER, from 31.10 percent of the sales and compensating tax proceeds, for the acquisition of such land; and

WHEREAS, Resolution Nos. 618-2007 and 350-2010, authorized planning steps for the acquisition of said property; and

WHEREAS, the Town of Brookhaven ("Town") has approved Resolution No. 2010-181 on February 9, 2010, authorizing the acquisition of the subject property in partnership with the County of Suffolk; and further authorized the condemnation of all parcels identified and set forth in Exhibit "B" which is annexed hereto and thereafter the transfer of a fifty percent (50%) undivided ownership interest in the vested parcels to the County of Suffolk, as tenants in common, without consideration pursuant to General Municipal Law §72-h; and further authorized the transfer of a fifty percent (50%) undivided ownership interest to the County of Suffolk as tenants in common, in the parcels dedicated to the Town by the reputed owner herein, said parcels are identified and set forth in Exhibit "C" which is annexed hereto. The transfer shall be without consideration pursuant to General Municipal Law §72-h; and

WHEREAS, in consideration of the General Municipal Law §72-h transfers to be made by the Town as set forth above, the County of Suffolk will transfer to the Town a fifty percent (50%) undivided ownership interest, as tenants in common, in all parcels currently owned by the County of Suffolk identified and set forth in Exhibit "D", which is annexed hereto, said transfer to be without consideration pursuant to General Municipal Law §72-h; and

WHEREAS, upon a coordinated review with the State of New York and the Town of Brookhaven, the County of Suffolk has been established as SEQRA lead agency for this action; and

WHEREAS, the Environmental Trust Review Board has reviewed the appraisals and the report of the Internal Appraisal Review Board and has approved the purchase price and authorized the Director of Real Property Acquisition and Management to negotiate the acquisition; and

WHEREAS, based upon the Environmental Trust Review Board approved value, an offer to acquire the subject property was made to and accepted by the owner of said property; and

WHEREAS, contracts to acquire said property were prepared by the office of the County Attorney, executed by the owner of the subject property, the Town, and the Director of Real Property Acquisition and Management and approved as to legality by the Office of the County Attorney; now, therefore be it

1st **RESOLVED**, that the County of Suffolk hereby approves the acquisition of the subject property set forth below under the New Suffolk County Drinking Water Protection Program, effective as of December 1, 2007, Open Space component, for a total purchase price of Twenty Million Dollars (\$20,000,000.00), which cost is to be shared by the County of Suffolk and the Town, with the County of Suffolk's share, totaling Ten Million Dollars (\$10,000,000.00), for a fifty percent (50%) undivided interest; and the Town's share, totaling Ten Million Dollars (\$10,000,000.00), for a fifty percent (50%) undivided interest, subject to a final survey; and hereby authorizes additional expenses, which shall include, but not be limited to, the cost of surveys, appraisals, environmental audits, title reports and insurance, and tax adjustments:

<u>PARCEL:</u>	SUFFOLK COUNTY		REPUTED OWNER
No. 1	<u>TAX MAP NUMBER:</u>	<u>ACRES:</u>	<u>AND ADDRESS:</u>
	District	90.36±*	Beechwood Moriches Building Corp.
	Section		500 North Broadway
	Block		Suite 240
	Lot		Jericho, New York 11530
			SEE EXHIBIT "A"

*includes 18.10 acres of paper streets to be abandoned.

and be it further

2nd **RESOLVED**, that the Director of the Division of Real Property Acquisition and Management and/or her designee, is hereby authorized, empowered, and directed, pursuant to Section C42-3(C)(3) of the SUFFOLK COUNTY CHARTER, to acquire the parcel(s) listed herein above from the reputed owner, the funding for which shall be provided under the New Suffolk County Drinking Water Protection Program, effective as of December 1, 2007, Open Space component, Section C12-2(A)(1) of the SUFFOLK COUNTY CHARTER, for a total purchase price of Twenty Million Dollars (\$20,000,000.00) of which the County contribution will be Ten Million Dollars (\$10,000,000.00), subject to a final survey, said amount representing the County's share of the total purchase price; and be it further

3rd **RESOLVED**, that the County Comptroller and County Treasurer are hereby authorized to reserve and to pay \$10,000,000.00, subject to a final survey, from previously appropriated funds in Capital Project 525-8712.210 for the New Suffolk County Drinking Water Protection Program, effective as of December 1, 2007, Open Space component, Section C12-2(A)(1) of the SUFFOLK COUNTY CHARTER, for this acquisition; and be it further

4th **RESOLVED**, that the title to this acquisition shall be held by the County of Suffolk and the Town, as tenants-in-common, each owning an undivided fifty percent (50%) interest; and be it further

5th **RESOLVED**, that the County of Suffolk is authorized, empowered and directed to accept the transfer from the Town of a fifty percent (50%) undivided interest, as tenants in common, in the property set forth in Exhibits "B" and "C" annexed hereto. Said transfer shall be without consideration pursuant to General Municipal Law §72-h; and be it further

6th **RESOLVED**, that the County of Suffolk is authorized, empowered and directed to take such actions as are necessary to transfer to the Town a fifty percent (50%) undivided interest, as tenants in common, in the property set forth in Exhibit "D" annexed hereto. Said transfer shall be without consideration pursuant to General Municipal Law §72-h; and be it further

7th **RESOLVED**, that the Director of the Division of Real Property Acquisition and Management and/or her designee; the County Planning Department; and the County Department of Public Works are hereby authorized, empowered, and directed to take such actions and to pay such additional expenses as may be necessary and appropriate to consummate such acquisition, including, but not limited to, securing appraisals, title insurance and title reports, obtaining surveys, engineering reports and environmental audits, making tax adjustments and executing such other documents as are required to acquire such County interest in said lands; and be it further

8th **RESOLVED**, that pursuant to Section C12-2(A)(2)(c) the properties listed in Exhibits "A", "B", "C", and "D" are not to be developed and fifty (50) Workforce Housing Development Rights, representing the County's fifty percent (50%) interest in the total number of development rights allocated to the property, shall be removed and placed in the Suffolk County Workforce Housing Transfer of Development Rights Program registry pursuant to the Workforce Housing Development Rights Program as developed by the Department of Planning, consistent with Resolution No. 412-2005, as amended, and approved by the Suffolk County Executive and the Suffolk County Legislature; and be it further

9th **RESOLVED**, that the acquisition of such parcels listed in Exhibits "A", "B", "C", and "D" meet the following criteria as required under Section C12-2(A)(1) of the SUFFOLK COUNTY CHARTER:

- b.) lands within the watershed of the coastal stream, as determined by a reasonable planning or hydrological study;

and be it further

10th **RESOLVED**, that the subject parcels listed in Exhibits "A", "B", "C", and "D" shall be transferred to the County Department of Parks, Recreation and Conservation for passive recreational use; and be it further

11th **RESOLVED**, that the Director of the Division of Real Property Acquisition and Management is hereby authorized to negotiate and to enter into any necessary collateral agreements with the Town to effectuate the terms of this resolution; and be it further

12th **RESOLVED**, if desired, the County of Suffolk, through its Department of Parks, Recreation and Conservation is hereby authorized to negotiate and to enter into a municipal cooperation agreement with the Town for the management of this acquisition, consistent with this program, and the terms and conditions thereof shall be approved by the Suffolk County Attorney in consultation with the respective Commissioner of the County Department of Parks,

Recreation and Conservation, who is charged with the management and operation of said property; and be it further

13th **RESOLVED**, that the above activity is a Type I action pursuant to the provisions of Title 6 NYCRR, Part 617; and be it further

14th **RESOLVED**, that the project will not have a significant effect on the environment for the following reasons:

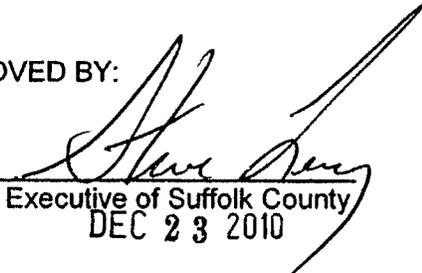
- 1.) the proposed action will not exceed any of the criteria of 6 NYCRR, Section 617.7, which sets forth thresholds for determining significant effect on the environment, as demonstrated in the Environmental Assessment Form; and
- 2.) the proposed use of the subject parcels listed in Exhibits "A", "B", "C", and "D" is passive recreation; and
- 3.) if not acquired, the property will most likely be developed for residential purposes; incurring far greater environmental impact than the proposed acquisition and preservation of the site would have;

and be it further

15th **RESOLVED**, that in accordance with Section 279-5(C)(4) of the SUFFOLK COUNTY CODE, the Suffolk County Council on Environmental Quality is hereby directed to prepare and circulate any appropriate notices or determinations in accordance with this resolution.

DATED: December 21, 2010

APPROVED BY:



County Executive of Suffolk County

DEC 23 2010

Date:

EXHIBIT "A"

<u>TAX MAP #</u>	<u>OWNER</u>	<u>ACREAGE</u>
0200 74900 0300 013000	Beechwood Moriches Building Corp.	0.25
0200 74900 0300 014000	Beechwood Moriches Building Corp.	0.23
0200 74900 0300 015000	Beechwood Moriches Building Corp.	0.23
0200 74900 0300 016000	Beechwood Moriches Building Corp.	0.26
0200 74900 0300 017000	Beechwood Moriches Building Corp.	0.25
0200 74900 0300 018003	Beechwood Moriches Building Corp.	0.46
0200 74900 0300 019000	Beechwood Moriches Building Corp.	0.50
0200 74900 0300 020000	Beechwood Moriches Building Corp.	0.50
0200 74900 0300 022001	Beechwood Moriches Building Corp.	0.33
0200 74900 0300 032000	Beechwood Moriches Building Corp.	2.09
0200 74900 0300 033000	Beechwood Moriches Building Corp.	2.11
0200 74900 0300 034000	Beechwood Moriches Building Corp.	2.11
0200 74900 0300 035000	Beechwood Moriches Building Corp.	1.63
0200 74900 0300 037000	Beechwood Moriches Building Corp.	2.11
0200 74900 0300 038000	Beechwood Moriches Building Corp.	1.80
0200 74900 0300 039000	Beechwood Moriches Building Corp.	0.28
0200 74900 0300 040000	Beechwood Moriches Building Corp.	0.05
0200 74900 0300 041000	Beechwood Moriches Building Corp.	0.83
0200 74900 0400 002000	Beechwood Moriches Building Corp.	1.20
0200 74900 0400 003001	Beechwood Moriches Building Corp.	0.28
0200 74900 0400 003002	Beechwood Moriches Building Corp.	0.23
0200 74900 0400 004001	Beechwood Moriches Building Corp.	0.23
0200 74900 0400 004002	Beechwood Moriches Building Corp.	0.27
0200 74900 0400 005000	Beechwood Moriches Building Corp.	0.27
0200 74900 0400 006000	Beechwood Moriches Building Corp.	0.35
0200 74900 0400 007000	Beechwood Moriches Building Corp.	0.33
0200 74900 0400 008000	Beechwood Moriches Building Corp.	0.25
0200 74900 0400 009000	Beechwood Moriches Building Corp.	0.09
0200 74900 0400 011001	Beechwood Moriches Building Corp.	0.32
0200 74900 0400 011002	Beechwood Moriches Building Corp.	0.30
0200 74900 0400 011003	Beechwood Moriches Building Corp.	0.30
0200 74900 0400 012000	Beechwood Moriches Building Corp.	1.09
0200 74900 0400 013000	Beechwood Moriches Building Corp.	0.23
0200 74900 0400 014000	Beechwood Moriches Building Corp.	0.23
0200 74900 0400 017001	Beechwood Moriches Building Corp.	0.46
0200 74900 0400 017002	Beechwood Moriches Building Corp.	0.46
0200 74900 0400 017003	Beechwood Moriches Building Corp.	0.09
0200 74900 0400 018000	Beechwood Moriches Building Corp.	0.25
0200 74900 0400 022001	Beechwood Moriches Building Corp.	0.23
0200 74900 0400 022002	Beechwood Moriches Building Corp.	0.41
0200 74900 0400 022003	Beechwood Moriches Building Corp.	0.35
0200 74900 0400 023000	Beechwood Moriches Building Corp.	1.18
0200 74900 0400 024000	Beechwood Moriches Building Corp.	0.18
0200 74900 0400 025000	Beechwood Moriches Building Corp.	0.17
0200 74900 0400 026000	Beechwood Moriches Building Corp.	0.35
0200 74900 0400 027000	Beechwood Moriches Building Corp.	0.41
0200 74900 0400 028000	Beechwood Moriches Building Corp.	0.23
0200 74900 0400 030001	Beechwood Moriches Building Corp.	0.18

EXHIBIT "A"

<u>TAX MAP #</u>	<u>OWNER</u>	<u>ACREAGE</u>
0200 74900 0400 030002	Beechwood Moriches Building Corp.	0.41
0200 74900 0400 030003	Beechwood Moriches Building Corp.	0.41
0200 74900 0400 030004	Beechwood Moriches Building Corp.	0.18
0200 74900 0400 031000	Beechwood Moriches Building Corp.	0.35
0200 74900 0500 001000	Beechwood Moriches Building Corp.	1.53
0200 74900 0500 003001	Beechwood Moriches Building Corp.	0.35
0200 74900 0500 003002	Beechwood Moriches Building Corp.	0.41
0200 74900 0500 004000	Beechwood Moriches Building Corp.	0.23
0200 74900 0500 006001	Beechwood Moriches Building Corp.	0.13
0200 74900 0500 006002	Beechwood Moriches Building Corp.	0.41
0200 74900 0500 006003	Beechwood Moriches Building Corp.	0.41
0200 74900 0500 006004	Beechwood Moriches Building Corp.	0.18
0200 74900 0500 008001	Beechwood Moriches Building Corp.	0.23
0200 74900 0500 008002	Beechwood Moriches Building Corp.	0.41
0200 74900 0500 009000	Beechwood Moriches Building Corp.	0.35
0200 74900 0500 011000	Beechwood Moriches Building Corp.	1.30
0200 74900 0500 014001	Beechwood Moriches Building Corp.	0.35
0200 74900 0500 014002	Beechwood Moriches Building Corp.	0.41
0200 74900 0500 014003	Beechwood Moriches Building Corp.	0.23
0200 74900 0500 017001	Beechwood Moriches Building Corp.	0.18
0200 74900 0500 017002	Beechwood Moriches Building Corp.	0.41
0200 74900 0500 017003	Beechwood Moriches Building Corp.	0.41
0200 74900 0500 017004	Beechwood Moriches Building Corp.	0.27
0200 74900 0500 019001	Beechwood Moriches Building Corp.	0.23
0200 74900 0500 019002	Beechwood Moriches Building Corp.	0.41
0200 74900 0500 020000	Beechwood Moriches Building Corp.	0.35
0200 74900 0500 021000	Beechwood Moriches Building Corp.	0.23
0200 74900 0500 022000	Beechwood Moriches Building Corp.	1.33
0200 74900 0500 023000	Beechwood Moriches Building Corp.	0.35
0200 74900 0500 024000	Beechwood Moriches Building Corp.	0.35
0200 74900 0500 025000	Beechwood Moriches Building Corp.	0.27
0200 74900 0500 028001	Beechwood Moriches Building Corp.	0.35
0200 74900 0500 028002	Beechwood Moriches Building Corp.	0.35
0200 74900 0500 028003	Beechwood Moriches Building Corp.	0.23
0200 74900 0500 031001	Beechwood Moriches Building Corp.	0.27
0200 74900 0500 031002	Beechwood Moriches Building Corp.	0.35
0200 74900 0500 031003	Beechwood Moriches Building Corp.	0.35
0200 74900 0600 001000	Beechwood Moriches Building Corp.	1.27
0200 74900 0600 004001	Beechwood Moriches Building Corp.	0.35
0200 74900 0600 004002	Beechwood Moriches Building Corp.	0.23
0200 74900 0600 004003	Beechwood Moriches Building Corp.	0.27
0200 74900 0600 008000	Beechwood Moriches Building Corp.	0.23
0200 74900 0600 012001	Beechwood Moriches Building Corp.	0.35
0200 74900 0600 012002	Beechwood Moriches Building Corp.	0.18
0200 74900 0600 017001	Beechwood Moriches Building Corp.	0.35
0200 74900 0600 017002	Beechwood Moriches Building Corp.	0.35
0200 74900 0600 019001	Beechwood Moriches Building Corp.	0.27
0200 74900 0600 027001	Beechwood Moriches Building Corp.	0.18

EXHIBIT "A"

<u>TAX MAP #</u>	<u>OWNER</u>	<u>ACREAGE</u>
0200 74900 0600 027002	Beechwood Moriches Building Corp.	0.35
0200 74900 0700 001001	Beechwood Moriches Building Corp.	0.18
0200 74900 0700 001002	Beechwood Moriches Building Corp.	0.35
0200 74900 0700 004000	Beechwood Moriches Building Corp.	0.46
0200 74900 0700 005000	Beechwood Moriches Building Corp.	0.09
0200 74900 0700 006000	Beechwood Moriches Building Corp.	0.09
0200 74900 0700 007000	Beechwood Moriches Building Corp.	0.54
0200 74900 0700 008000	Beechwood Moriches Building Corp.	0.54
0200 74900 0700 009000	Beechwood Moriches Building Corp.	0.09
0200 74900 0700 011000	Beechwood Moriches Building Corp.	0.36
0200 74900 0700 012000	Beechwood Moriches Building Corp.	0.04
0200 74900 0700 013000	Beechwood Moriches Building Corp.	0.14
0200 74900 0700 019000	Beechwood Moriches Building Corp.	0.41
0200 74900 0700 021000	Beechwood Moriches Building Corp.	0.33
0200 74900 0700 022000	Beechwood Moriches Building Corp.	0.33
0200 74900 0700 023000	Beechwood Moriches Building Corp.	0.18
0200 74900 0700 024000	Beechwood Moriches Building Corp.	0.27
0200 74900 0700 025000	Beechwood Moriches Building Corp.	0.35
0200 74900 0700 026000	Beechwood Moriches Building Corp.	0.27
0200 74900 0700 027000	Beechwood Moriches Building Corp.	0.09
0200 74900 0700 028000	Beechwood Moriches Building Corp.	0.14
0200 74900 0700 029000	Beechwood Moriches Building Corp.	0.18
0200 74900 0700 030000	Beechwood Moriches Building Corp.	0.09
0200 74900 0700 031000	Beechwood Moriches Building Corp.	0.35
0200 74900 0700 032001	Beechwood Moriches Building Corp.	0.09
0200 74900 0700 032002	Beechwood Moriches Building Corp.	0.18
0200 74900 0700 032003	Beechwood Moriches Building Corp.	0.09
0200 74900 0700 033000	Beechwood Moriches Building Corp.	0.35
0200 74900 0700 034000	Beechwood Moriches Building Corp.	0.18
0200 74900 0700 035000	Beechwood Moriches Building Corp.	0.09
0200 74900 0700 036000	Beechwood Moriches Building Corp.	0.27
0200 74900 0700 037000	Beechwood Moriches Building Corp.	0.14
0200 74900 0700 038000	Beechwood Moriches Building Corp.	0.35
0200 74900 0700 039000	Beechwood Moriches Building Corp.	0.35
0200 74900 0700 040000	Beechwood Moriches Building Corp.	0.35
0200 75000 0100 001001	Beechwood Moriches Building Corp.	0.41
0200 75000 0100 001002	Beechwood Moriches Building Corp.	0.04
0200 75000 0100 002000	Beechwood Moriches Building Corp.	0.09
0200 75000 0100 003000	Beechwood Moriches Building Corp.	0.23
0200 75000 0100 004000	Beechwood Moriches Building Corp.	0.35
0200 75000 0100 005000	Beechwood Moriches Building Corp.	0.35
0200 75000 0100 006001	Beechwood Moriches Building Corp.	0.16
0200 75000 0100 007001	Beechwood Moriches Building Corp.	0.46
0200 75000 0100 008001	Beechwood Moriches Building Corp.	0.34
0200 75000 0100 010001	Beechwood Moriches Building Corp.	0.62
0200 75000 0100 011001	Beechwood Moriches Building Corp.	0.11
0200 75000 0100 012001	Beechwood Moriches Building Corp.	0.11
0200 75000 0100 013001	Beechwood Moriches Building Corp.	0.11

EXHIBIT "A"

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<u>TAX MAP #</u>	<u>OWNER</u>	<u>ACREAGE</u>
0200 75000 0100 014001	Beechwood Moriches Building Corp.	0.34
0200 75000 0100 015001	Beechwood Moriches Building Corp.	0.56
0200 75000 0100 016000	Beechwood Moriches Building Corp.	0.18
0200 75000 0100 018000	Beechwood Moriches Building Corp.	0.09
0200 75000 0100 019000	Beechwood Moriches Building Corp.	0.09
0200 75000 0100 021001	Beechwood Moriches Building Corp.	0.40
0200 75000 0100 022001	Beechwood Moriches Building Corp.	0.11
0200 75000 0100 023001	Beechwood Moriches Building Corp.	0.22
0200 75000 0100 024001	Beechwood Moriches Building Corp.	0.19
0200 75000 0100 025001	Beechwood Moriches Building Corp.	0.23
0200 75000 0100 026001	Beechwood Moriches Building Corp.	0.11
0200 75000 0100 027001	Beechwood Moriches Building Corp.	0.11
0200 75000 0100 028001	Beechwood Moriches Building Corp.	0.42
0200 75000 0100 029001	Beechwood Moriches Building Corp.	0.39
0200 75000 0100 030001	Beechwood Moriches Building Corp.	0.43
0200 75000 0100 031001	Beechwood Moriches Building Corp.	0.43
0200 75000 0100 032001	Beechwood Moriches Building Corp.	0.38
0200 75000 0100 033001	Beechwood Moriches Building Corp.	0.46
0200 75000 0100 034001	Beechwood Moriches Building Corp.	0.29
0200 75000 0100 035001	Beechwood Moriches Building Corp.	0.46
0200 75000 0100 036000	Beechwood Moriches Building Corp.	0.37
0200 75000 0200 002000	Beechwood Moriches Building Corp.	0.14
0200 75000 0200 004001	Beechwood Moriches Building Corp.	0.85
0200 75000 0200 005000	Beechwood Moriches Building Corp.	0.35
0200 75000 0200 006001	Beechwood Moriches Building Corp.	0.18
0200 75000 0200 006002	Beechwood Moriches Building Corp.	0.35
0200 75000 0200 006003	Beechwood Moriches Building Corp.	0.35
0200 75000 0200 009001	Beechwood Moriches Building Corp.	0.38
0200 75000 0200 010001	Beechwood Moriches Building Corp.	0.17
0200 75000 0200 011001	Beechwood Moriches Building Corp.	0.46
0200 75000 0200 013002	Beechwood Moriches Building Corp.	0.29
0200 75000 0200 014001	Beechwood Moriches Building Corp.	0.52
0200 75000 0200 017000	Beechwood Moriches Building Corp.	0.23
0200 75000 0200 019001	Beechwood Moriches Building Corp.	0.27
0200 75000 0200 028001	Beechwood Moriches Building Corp.	0.46
0200 75000 0200 029001	Beechwood Moriches Building Corp.	0.51
0200 75000 0200 030001	Beechwood Moriches Building Corp.	0.46
0200 75000 0200 031000	Beechwood Moriches Building Corp.	0.37
0200 75000 0200 032000	Beechwood Moriches Building Corp.	0.33
0200 75000 0300 001001	Beechwood Moriches Building Corp.	0.14
0200 75000 0300 002001	Beechwood Moriches Building Corp.	0.29
0200 78600 0300 010000	Beechwood Moriches Building Corp.	0.09
0200 78600 0300 012001	Beechwood Moriches Building Corp.	0.46
0200 78600 0300 012002	Beechwood Moriches Building Corp.	0.37

EXHIBIT "B"

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<u>TAX MAP #</u>	<u>OWNER</u>	<u>ACREAGE</u>
0200 67400 0100 003000	Homer C. Baldwin	0.15
0200 67400 0100 013000	Peter Parpis	0.30
0200 67400 0100 018000	Louis E. Pine	0.15
0200 67400 0100 020000	Wife & Harold Baker	0.20
0200 67400 0100 022000	Wife & Harold Baker	0.10
0200 67400 0100 026000	John P. Mahon	0.10
0200 67400 0100 034000	Donato Ambrosio	0.25
0200 67400 0200 005000	John P. Mahon	0.20
0200 67400 0200 009000	Terence Kennedy	0.10
0200 67400 0200 025000	Rosa Ambrosio	0.20
0200 67400 0300 001000	Theodore Morin	0.25
0200 67400 0300 007000	Mary Dahill Revocable Trust	0.10
0200 67400 0300 016000	Richard C. Dittmer	0.25
0200 67400 0300 023000	GAD Development Inc	0.10
0200 67400 0300 028000	Rosa & Giovanni Ambrosio	0.20
0200 74900 0300 036000	John P. Mahon	0.46
0200 74900 0300 042000	Anthony Pirrera & Neuburger Werner	0.23
0200 74900 0500 010000	Kevin Mcardle	0.23
0200 74900 0500 026000	George & Anna Steiner	0.24
0200 74900 0700 002000	Chandler Property Inc	0.27
0200 74900 0700 003000	Roberta Ippolito	0.09
0200 74900 0700 010000	Arthur Schnauder	0.14
0200 75000 0100 009000	Gregory Mulligan	0.28
0200 75000 0100 017000	Frank Fabris	0.09
0200 75000 0100 020000	William Est Conville	0.18
0200 75000 0200 033000	Shirley Hershkowitz	0.02

EXHIBIT "C"

<u>TAX MAP #</u>	<u>OWNER</u>	<u>ACREAGE</u>
0200 67400 0100 001000	Town of Brookhaven	1.00
0200 67400 0100 002000	Town of Brookhaven	0.15
0200 67400 0100 004000	Town of Brookhaven	0.30
0200 67400 0100 005000	Town of Brookhaven	0.15
0200 67400 0100 006000	Town of Brookhaven	0.15
0200 67400 0100 007000	Town of Brookhaven	1.25
0200 67400 0100 008000	Town of Brookhaven	0.15
0200 67400 0100 009000	Town of Brookhaven	0.20
0200 67400 0100 010000	Town of Brookhaven	0.30
0200 67400 0100 011000	Town of Brookhaven	0.10
0200 67400 0100 012000	Town of Brookhaven	0.20
0200 67400 0100 014000	Town of Brookhaven	1.70
0200 67400 0100 015000	Town of Brookhaven	0.15
0200 67400 0100 016000	Town of Brookhaven	1.00
0200 67400 0100 017000	Town of Brookhaven	1.06
0200 67400 0100 019000	Town of Brookhaven	0.35
0200 67400 0100 021000	Town of Brookhaven	0.10
0200 67400 0100 023000	Town of Brookhaven	0.15
0200 67400 0100 024000	Town of Brookhaven	0.40
0200 67400 0100 025000	Town of Brookhaven	0.20
0200 67400 0100 027000	Town of Brookhaven	0.10
0200 67400 0100 028000	Town of Brookhaven	0.10
0200 67400 0100 029000	Town of Brookhaven	0.30
0200 67400 0100 030000	Town of Brookhaven	0.10
0200 67400 0100 031000	Town of Brookhaven	1.90
0200 67400 0100 032001	Town of Brookhaven	0.18
0200 67400 0100 032002	Town of Brookhaven	0.67
0200 67400 0100 033000	Town of Brookhaven	0.60
0200 67400 0100 036000	Town of Brookhaven	0.20
0200 67400 0100 037000	Town of Brookhaven	0.40
0200 67400 0200 001000	Town of Brookhaven	0.30
0200 67400 0200 002000	Town of Brookhaven	0.70
0200 67400 0200 003000	Town of Brookhaven	0.10
0200 67400 0200 004000	Town of Brookhaven	0.45
0200 67400 0200 006000	Town of Brookhaven	0.20
0200 67400 0200 007000	Town of Brookhaven	0.10
0200 67400 0200 008000	Town of Brookhaven	0.10
0200 67400 0200 010000	Town of Brookhaven	0.25
0200 67400 0200 011000	Town of Brookhaven	0.50
0200 67400 0200 012000	Town of Brookhaven	1.05
0200 67400 0200 013000	Town of Brookhaven	1.25
0200 67400 0200 014000	Town of Brookhaven	0.25
0200 67400 0200 015000	Town of Brookhaven	0.80
0200 67400 0200 016000	Town of Brookhaven	0.20
0200 67400 0200 017000	Town of Brookhaven	0.10
0200 67400 0200 018000	Town of Brookhaven	0.10
0200 67400 0200 019000	Town of Brookhaven	1.60
0200 67400 0200 020000	Town of Brookhaven	0.10

EXHIBIT "C"

<u>TAX MAP #</u>	<u>OWNER</u>	<u>ACREAGE</u>
0200 67400 0200 021000	Town of Brookhaven	0.60
0200 67400 0200 022000	Town of Brookhaven	0.10
0200 67400 0200 023000	Town of Brookhaven	0.85
0200 67400 0200 024000	Town of Brookhaven	1.35
0200 67400 0200 026000	Town of Brookhaven	0.10
0200 67400 0200 027000	Town of Brookhaven	0.60
0200 67400 0200 028000	Town of Brookhaven	0.20
0200 67400 0300 002000	Town of Brookhaven	1.00
0200 67400 0300 003000	Town of Brookhaven	1.25
0200 67400 0300 004000	Town of Brookhaven	0.75
0200 67400 0300 006000	Town of Brookhaven	0.10
0200 67400 0300 008000	Town of Brookhaven	0.10
0200 67400 0300 009000	Town of Brookhaven	1.15
0200 67400 0300 010000	Town of Brookhaven	0.10
0200 67400 0300 011000	Town of Brookhaven	2.50
0200 67400 0300 012000	Town of Brookhaven	2.50
0200 67400 0300 013000	Town of Brookhaven	0.30
0200 67400 0300 014000	Town of Brookhaven	0.20
0200 67400 0300 015000	Town of Brookhaven	1.05
0200 67400 0300 017000	Town of Brookhaven	0.70
0200 67400 0300 018000	Town of Brookhaven	0.05
0200 67400 0300 019000	Town of Brookhaven	2.45
0200 67400 0300 020000	Town of Brookhaven	0.30
0200 67400 0300 021000	Town of Brookhaven	0.10
0200 67400 0300 022000	Town of Brookhaven	0.80
0200 67400 0300 024000	Town of Brookhaven	0.85
0200 67400 0300 025000	Town of Brookhaven	0.10
0200 67400 0300 026000	Town of Brookhaven	0.55
0200 67400 0300 027000	Town of Brookhaven	0.15
0200 67400 0300 030000	Town of Brookhaven	0.30
0200 74900 0300 021002	Town of Brookhaven	0.17

EXHIBIT "D"

<u>TAX MAP #</u>	<u>OWNER</u>	<u>ACREAGE</u>
0200 67400 0300 005000	County of Suffolk	0.25
0200 67400 0300 029000	County of Suffolk	0.30

EXHIBIT "A" SUBTOTAL ACREAGE: 72.26+/- acres
EXHIBIT "B" SUBTOTAL ACREAGE: 4.88+/- acres
EXHIBIT "C" SUBTOTAL ACREAGE: 49.38+/- acres
EXHIBIT "D" SUBTOTAL ACREAGE: 0.55+/- acres
GRAND TOTAL ACREAGE: 127.07+/- acres

GRAND TOTAL ACREAGE including paper streets: 149.45+/- acres

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 December 21,2010 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.

Tim Laube

Clerk of the Legislature

Intro. Res.

2199

Res. No. 1201

December 21, 2010

Motion:

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

Co-Sponsors:

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

Second:

Romaine, Schneiderman, Browning, Muratore, Losquadro
Eddington, Montano, Cilmi, Lindsay, Vitoria-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	16	-	2	-	

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

Intro. Res. No. 1962-2011

Laid on Table 11/9/2011

Introduced by Presiding Officer, on request of the County Executive and Legislators Schneiderman, Anker

RESOLUTION NO. 853 -2011, AMENDING RESOLUTION NO. 1201-2010 IN CONNECTION WITH THE SUFFOLK COUNTY NEW DRINKING WATER PROTECTION PROGRAM (EFFECTIVE DECEMBER, 2007) - OPEN SPACE COMPONENT - AUTHORIZING THE ACQUISITION FOR THE BEECHWOOD MORICHES BUILDING CORP. PROPERTY - FORGE RIVER WATERSHED ADDITION (TOWN OF BROOKHAVEN)

WHEREAS, Resolution No. 1201-2010 approved the acquisition of such land known as the Beechwood Moriches Building Corp. property; and

WHEREAS, the parties executed a contract of sale dated January 21, 2011 (the "Agreement"), wherein Beechwood Moriches Building Corp. (the "Owner") as owner of the property agreed to convey to the County of Suffolk ("County") and the Town of Brookhaven ("Town") its fee interest in the premises 90.36 ± acres (said acreage includes 18.10 acres of paper streets to be abandoned) located in the Town of Brookhaven, County of Suffolk, and State of New York, the subject premises, the ("Premises"); and

WHEREAS, the acquisition was subject to the Town of Brookhaven ("Town") obtaining a grant of TWO MILLION and 00/100 DOLLARS (\$2,000,000.00) from the Dormitory Authority of the State of New York ("State") said grant money being used to fund a portion of the TOWN'S TEN MILLION and 00/100 DOLLARS (\$10,000,000.00) share of the purchase price; and

WHEREAS, subsequent to the approval of Resolution No. 1129-2007 it was determined that said grant money, although approved by the State, is not yet available to the TOWN, and as a result the TOWN has only EIGHT MILLION and 00/100 DOLLARS (\$8,000,000.00) available for this acquisition; and

WHEREAS, the SELLER, the County and the Town are desirous of completing this transaction even though the grant money from the State is not available; and

WHEREAS, an amendment to the agreement to acquire said property was prepared by the office of the County Attorney, executed by the owner of the subject property, the Town, and the Director of Real Property Acquisition and Management and approved as to legality by the Office of the County Attorney; now, therefore be it

1st **RESOLVED**, that the County is authorized to proceed to closing with the Owner and Town, at which time the Owner shall issue a deed of conveyance for the property set forth in Exhibits "A," "B," "C," and "D" annexed to Resolution No. 1201-2010, said deed shall set forth the consideration as being EIGHTEEN MILLION and 00/100 DOLLARS (\$18,000,000.00), said amount to be payable in the respective amounts of TEN MILLION and 00/100 DOLLARS (\$10,000,000.00) by the COUNTY and EIGHT MILLION and 00/100 DOLLARS (\$8,000,000.00) by the TOWN. In addition, the deed of conveyance shall indicate that the COUNTY will acquire a fifty-five percent (55%) undivided interest in and to the parcel(s), and the TOWN will acquire the remaining forty-five percent (45%) undivided interest in and to the parcel(s), as tenants-in-common; and be it further

2nd **RESOLVED**, that the 5th Resolved clause of Resolution No. 1201-2010 shall be amended to the extent that the County of Suffolk is authorized, empowered and directed to accept the transfer from the Town of a fifty-five percent (55%) undivided interest, as tenants-in-common, in the property set forth in Exhibits "B" and "C" annexed thereto. Said transfer shall be without consideration pursuant to General Municipal Law §72-h; and be it further

3rd **RESOLVED**, that the 6th Resolved clause of Resolution No. 1201-2010 shall be amended to the extent that the County of Suffolk is authorized, empowered and directed to take such actions as are necessary to transfer to the Town a forty-five percent (45%) undivided interest, as tenants-in-common, in the property set forth in Exhibit "D" annexed thereto. Said transfer shall be without consideration pursuant to General Municipal Law §72-h; and be it further

4th **RESOLVED**, that at such time as the Town receives the TWO MILLION and 00/100 DOLLARS (\$2,000,000.00) in grant money from the State said funds shall be paid over to the Owner as and for the balance of the Town's TEN MILLION and 00/100 DOLLARS (\$10,000,000.00) portion of the acquisition as originally set forth in the Agreement. Upon presentment of proof to the County that the payment has been made by the Town to the Owner, the County is authorized to cooperate with the Owner and Town, in preparing, executing and recording correction deeds in the following manner; and be it further

a). The deed of conveyance from the Owner to the County and Town shall be corrected to the extent that it will set forth the consideration as being TWENTY MILLION and 00/100 DOLLARS (\$20,000,000.00) and shall further indicate that the County acquired a fifty percent (50%) undivided interest in and to the parcel(s), and that the Town acquired the remaining fifty percent (50%) undivided interest in and to the parcel(s), as tenants-in-common; and

b). The County is authorized, empowered and directed to accept a deed from the Town transferring to the County a fifty percent (50%) undivided interest, as tenants-in-common, in the property set forth in Exhibits "B" and "C" annexed to Resolution No. 1201-2010. Said transfer shall be without consideration pursuant to General Municipal Law §72-h; and

c). The County is authorized, empowered and directed to take such actions as are necessary to issue a deed transferring to the Town a fifty percent (50%) undivided interest, as tenants-in-common, in the property set forth in Exhibit "D" annexed to Resolution No. 1201-2010. Said transfer shall be without consideration pursuant to General Municipal Law §72-h; and be it further

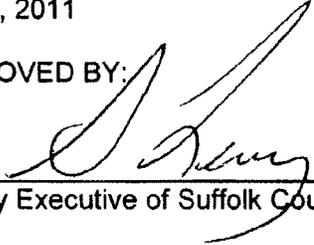
5th **RESOLVED**, that in all other respects the Resolved clauses set forth in Resolution No. 1201-2010 shall remain unchanged and in full force and effect, and the Director of the Division of Real Property Acquisition and Management and/or her designee; the County Planning Department; the County Department of Parks, Recreation and Conservation; the County Department of Public Works; the County Comptroller; and the County Treasurer are hereby authorized, empowered, and directed to take such actions and procedures necessary to implement the directives of Resolution No. 1201-2010 and which are required to acquire such County interest in said lands; and be it further

6th **RESOLVED**, that in accordance with Section 279-5 (C)(4) of the SUFFOLK COUNTY CODE, the Suffolk County Council on Environmental Quality is hereby directed to

prepare and circulate any appropriate notices or determinations in accordance with this resolution.

DATED: November 9, 2011

APPROVED BY:



County Executive of Suffolk County

Date: **NOV 15 2011**

Intro. Res. CN 1962

Res. No. 853

November 9, 2011

Motion:

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

Co-Sponsors:

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

Second:

Romaine, Schneiderman, Browning, Muratore, Anke
 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	Sarah S. ANKER					
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	18				

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

Roll Call _____ Voice Vote

Tim Laube, Clerk of the Legislature

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

November 9, 2011

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.

Tim Laube

Clerk of the Legislature