

**RESOLUTION NO. 17 -2011, AMENDING THE 2011  
OPERATING BUDGET AND APPROPRIATING FUNDS IN  
CONNECTION WITH BONDING A SETTLEMENT FOR  
ATTORNEY FEES FOR AN EMPLOYEE PRACTICES LIABILITY  
CASE**

**WHEREAS**, a liability verdict was rendered against the County after a jury trial in an Employee Practices Liability case; and

**WHEREAS**, as a result of the liability verdict, a settlement was reached and approved by the Ways and Means Committee; and

**WHEREAS**, of the total settlement, the sum of One Hundred Twenty-Five Thousand (\$125,000) Dollars represents the award for attorneys' fees; and

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

**WHEREAS**, sufficient funds to satisfy the award of attorneys' fees in this Employee Practices Liability case is not available in the 2011 Operating Budget; and

**WHEREAS**, the County Legislature, by Resolution of even date herewith, has authorized the issuance of One Hundred Twenty-Five Thousand (\$125,000) Dollars in Suffolk County Serial Bonds to cover the cost of the above referenced settlement; now, therefore be it

**1<sup>st</sup> RESOLVED**, that a portion of this settlement in the amount of One Hundred Twenty-Five Thousand (\$125,000) Dollars be bonded and paid under the authority of the Office of Risk Management, County Department of Civil Service, 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 Hundred Twenty-Five Thousand (\$125,000) Dollars in Suffolk County Serial Bonds be and are hereby appropriated as follows:

REVENUE:

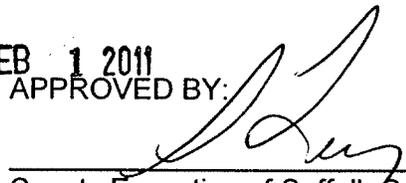
038-2780 Proceeds: Debt \$125,000

APPROPRIATIONS:

|                  |  |           |
|------------------|--|-----------|
|                  | Miscellaneous                          |           |
|                  | Employee Practices Liability Insurance |           |
|                  | 038-MSC-1917                           |           |
|                  | Mandated                               |           |
| 8505-Settlements |  | \$125,000 |

DATED:

FEB 1 2011  
APPROVED BY:

  
County Executive of Suffolk County

Date: FEB 17 2011

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 February 1, 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*

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Clerk of the Legislature

Intro. Res. 2251-10

Res. No. 17

February 1, 2011

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

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

**Second:**  
 Romaine, Schneiderman, Browning, Muratore,  
 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  |                               |     |    |     |    |   |
| 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                        | 15  | 2  |     |    |   |

**MOTION**

Approve

Table: Lou D'AMARO

Send To Committee

Table Subject To Call

Lay On The Table

Discharge of EDDINGTON

Take Out of Order

Reconsider

Waive Rule

Override Veto

Close

Recess

APPROVED  FAILED

No Motion  No Second

**RESOLUTION DECLARED**

ADOPTED

NOT ADOPTED

*Tim Laube*

Roll Call  Voice Vote