

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

**RESOLUTION NO. 327 -2011, AMENDING RESOLUTION NO. 280-2011 TO INCLUDE THE TOWNS OF BROOKHAVEN, EAST HAMPTON AND ADDITIONAL SCHOOL DISTRICTS IN THE INTERMUNICIPAL AGREEMENT FOR NATURAL GAS PROCUREMENT**

**WHEREAS**, Resolution No. 280-2011 authorized Suffolk County to enter into an Intermunicipal Agreement pursuant to paragraph (d) of sub-division (2) of section 119-o of Article 5-G of the General Municipal Law with BOCES for the joint purchase of natural gas; and

**WHEREAS**, it is in the interests of the Suffolk County taxpayers and BOCES to combine efforts in the undertaking of these important governmental services in order to reduce costs; and

**WHEREAS**, it would further serve the interests of the Suffolk County taxpayers and BOCES to also include the Towns of Brookhaven, East Hampton and Islip and the individual school districts contained within Exhibit "A," attached hereto, in order to further maximize purchasing value and obtain more favorable pricing, thus increasing the cost savings to Suffolk County; and

**WHEREAS**, the Intermunicipal Agreement authorized by Resolution No. 280-2011 needs to be amended to expand participation to these entities; and now therefore be it:

**1<sup>st</sup>** **RESOLVED**, that 1<sup>st</sup> RESOLVED of Resolution No. 280-2011 is hereby amended to read as follows:

**1<sup>st</sup>** **RESOLVED**, the County Executive is hereby authorized, empowered, and directed to enter into an intermunicipal agreement, in a form acceptable to the Department of Law, pursuant to §§ 119-o of the General Municipal Law with Eastern Suffolk B.O.C.E.S., the Town of Brookhaven, the Town of East Hampton and the individual school districts contained within Exhibit "A," attached hereto, to promote efficient and economical purchasing opportunities for natural gas; and be it further

**2<sup>nd</sup>** **RESOLVED**, that 2<sup>nd</sup> RESOLVED of Resolution No. 280-2011 is hereby amended to read as follows:

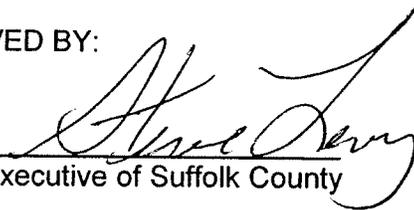
**2<sup>nd</sup>** **RESOLVED**, that such agreement shall provide that Eastern Suffolk B.O.C.E.S. and any of its affiliates, successors and assigns, the Town of Brookhaven, the Town of East Hampton and the individual school districts contained within Exhibit "A," attached hereto, shall be solely responsible for payments due the successful contractor or vendor for purchases made; and be it further

**3<sup>rd</sup>** **RESOLVED**, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this law constitutes a Type II action pursuant to Section 617.5(c)(20) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 N.Y.C.R.R.) and within the meaning of Section 8-0109(2) of the NEW YORK

ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection. The Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this law.

DATED: April 26, 2011

APPROVED BY:

  
\_\_\_\_\_  
County Executive of Suffolk County

Date:

**MAY 0 5 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 April 26, 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

*Pen*

Intro. Res.

*CN 1399*

Res. No.

*327*

April 26, 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, Anker  
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: _____
<input type="checkbox"/> Send To Committee
<input type="checkbox"/> Table Subject To Call
<input type="checkbox"/> Lay On The Table
<input type="checkbox"/> Discharge
<input type="checkbox"/> Take Out of Order
<input type="checkbox"/> Reconsider
<input type="checkbox"/> Waive Rule _____
<input type="checkbox"/> Override Veto
<input type="checkbox"/> Close
<input type="checkbox"/> Recess
APPROVED <input checked="" type="checkbox"/> FAILED _____
No Motion _____      No Second _____

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

*Tim Laube*

Tim Laube, Clerk of the Legislature

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