

Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. 315 -2012, AUTHORIZING AN INTERMUNICIPAL AGREEMENT WITH THE TOWN OF SOUTHOLD, AND ACCEPTING FUNDS ASSOCIATED WITH OVERTIME COSTS FOR DREDGING OF COUNTY WATERS WITHIN THE TOWN OF SOUTHOLD

WHEREAS, as a result of discussions between the Town of Southold and the County of Suffolk, a determination was made that it would be in the best interest of the Town of Southold to pay to the County of Suffolk costs associated with overtime for the Suffolk County Dredge Crew in an effort to expedite the dredging schedule so that additional creeks within the Town may be dredged this December; and

WHEREAS, pursuant to Town of Southold Resolution No. 2011-840, the Town has authorized the payment of an amount up to \$6,800 per week for overtime costs incurred in connection with the expedited dredging operations; and

WHEREAS, pursuant to Town of Southold Resolution 2011-840, the Town Board also authorized the Town Supervisor to enter into an Intermunicipal Agreement with the County to pay the costs associated with overtime for the Suffolk County Dredge Crew to perform dredging within the allotted timeframe imposed by regulatory agencies; and

WHEREAS, as the New York State Department of Environmental Conservation is the SEQRA lead agency for all dredging projects, this project is not reviewed by the Suffolk County Council on Environmental Quality; now, therefore be it

1st **RESOLVED**, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, 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 New York Code of Rules and Regulations ("NYCRR"), in that the law authorizes routine or continuing agency administration and management that does not include new programs or major reordering of priorities and adoption of these regulations, policies and procedures of this action. Since this law is a Type II action, the Legislature has no further responsibilities under SEQRA; and be it further

2nd **RESOLVED**, that the County Legislature hereby authorizes the County Executive, or his designee, to execute an Intermunicipal Agreement with the Town of Southold for the purpose of transferring funds to the County of Suffolk to pay the overtime costs incurred in connection with expediting the dredging program schedule; and be it further

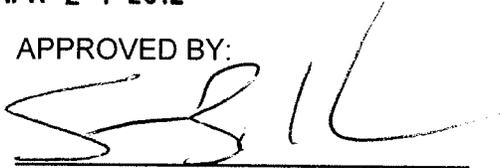
3rd **RESOLVED**, that the County Legislature hereby authorizes the County Executive, or his designee, to execute any and all contract documents related to this project, on behalf of the County of Suffolk providing for Suffolk County's participation in the above referenced project; and be it further

4th **RESOLVED**, that the County Comptroller is hereby authorized and directed to accept and place funds from the Town of Southold for these services in the amount not to exceed \$6,800 per week, into Fund 001-1490-1120 (Overtime Salaries); and be it further

5th **RESOLVED**, that the Intermunicipal Agreement and all other contract documents, shall be subject to the approval of the County Attorney.

DATED: APR 24 2012

APPROVED BY:

A handwritten signature in black ink, appearing to be 'SBIL', written over a horizontal line.

County Executive of Suffolk County

Date: 5.7.2012

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 24, 2012 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. 1335

Res. No. 315

April 24, 2012

Motion:
 Romaine, Schneiderman, Browning, Muratore, Anker
 Calarco, Montano, Cilmi, Lindsay, Hahn, Barraga,
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Spencer

Co-Sponsors:
 Romaine, Schneiderman, Browning, Muratore, Anker
 Calarco, Montano, Cilmi, Lindsay, Hahn, Barraga,
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Spencer

Second:
 Romaine, Schneiderman, Browning, Muratore, Anker
 Calarco, Montano, Cilmi, Lindsay, Hahn, Barraga,
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Spencer

LD	Legislator	Yes	No	Abs	NP	R
1	Edward P. ROMAINE					
2	Jay H. SCHNEIDERMAN					
3	Kate M. BROWNING					
4	Thomas MURATORE					
5	Kara HAHN					
6	Sarah S. ANKER					
7	Rob CALARCO					
9	Ricardo MONTANO					
10	Thomas CILMI					
11	Thomas F. BARRAGA					
12	John M. KENNEDY, JR.					
13	Lynne C. NOWICK					
15	DuWayne GREGORY					
16	Steven H. STERN					
17	Lou D'AMARO					
18	William SPENCER					
14	Wayne R. HORSLEY, D.P.O.					
8	William J. LINDSAY, P.O.					
	Totals	17	1			

MOTION

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 FAILED ___
 No Motion ___ No Second ___

RESOLUTION DECLARED

ADOPTED
 ___ NOT ADOPTED

Tim Laube

Tim Laube, Clerk of the Legislature

Roll Call ___ Voice Vote