

Intro. Res. No. 1813-2012
Introduced by the Presiding Officer on request of County Executive

Laid on Table 8/7/2012

RESOLUTION NO. 738 -2012, AMENDING THE 2012 ADOPTED OPERATING BUDGET AND THE 2012 ADOPTED CAPITAL BUDGET AND ACCEPTING 100% STATE GRANT FUNDS AND APPROPRIATING A PART THEREOF FROM THE NEW YORK STATE DEPARTMENT OF HEALTH (NYSDOH) TO THE SUFFOLK COUNTY DEPARTMENT OF HEALTH SERVICES FOR THE HEAL NY PHASE 21 GRANT FOR THE JOHN J. FOLEY SKILLED NURSING FACILITY

WHEREAS, the Suffolk County Department of Health Services has received notification of a \$17,000,000 grant award from the New York State Department of Health (NYSDOH) for the Health Care Efficiency and Affordability Law for New Yorkers Grant Program (HEAL NY) Phase 21 for the John J. Foley Skilled Nursing Facility (JJFSNF); and

WHEREAS, the NYSDOH is aware of the financial challenges that Suffolk County has faced in the operation of this facility; and

WHEREAS, it is with the support of NYSDOH that Suffolk County is transitioning JJFSNF to a new operator, and NYSDOH has therefore designated HEAL grant funds to assist with this process by approving the budget and work plan for the retirement of long-term debt, the purchase of necessary equipment, and the completion of building renovations required in a Plan of Correction to address electrical and firewall safety deficiencies; and

WHEREAS, these capital expenditures will enhance the facility to the benefit of the current and future residents, and it is in the best interest of the residents to accelerate this equipment and Capital Projects expenditures; and

WHEREAS, the funds will be used in the first instance to discharge long-term debt, the exact amount of which will be determined by bond counsel, and to be disbursed directly to the escrow agent by the State; and

WHEREAS, the defeasance of long-term debt is in the best interest of Suffolk County in the current declared fiscal emergency, and the use of these grant funds will eliminate the debt burden of Fund 632 carried by Suffolk County; and

WHEREAS, the remaining balance of the grant funds will be used for the purchase of equipment and for building renovations, with the remaining funds being reimbursed to the County by New York State for the equipment and Capital Projects expenditures, in combination to the maximum amount of the grant award of \$17,000,000; and

WHEREAS, of these grant funds, \$186,746 will be used for the purchase of dental, dietary, nursing, and other equipment purchased during the grant term to be used for the benefit of the residents of the John J. Foley Skilled Nursing Facility; and

WHEREAS, these 100% State grant funds were not included in the 2012 Adopted Operating Budget; and

WHEREAS, these grant funds will also be used for safety renovations, such as: fire wall/smoke barriers, electrical improvements, upgrade to energy system and other energy efficiencies at the John J. Foley Skilled Nursing Facility; and

WHEREAS, there is an existing Capital Project 1603 Building Safety Improvements and a portion of these grant funds, \$1,013,886, will need to be appropriated to this project; and

WHEREAS, these projects will increase overall health care delivery and safety to the residents of this facility; and

WHEREAS, sufficient funds are not included in the 2012 Capital Budget and Program to cover the cost of said request under Capital Project 1603, and pursuant to the Suffolk County Charter, Section C4-13, an offsetting authorization is not required on amendments which are financed in an amount of at least fifty percent (50%) by Federal or State Aid; now, therefore be it

1st **RESOLVED**, that the County Treasurer and the County Comptroller are hereby authorized to appoint an escrow agent and set up an escrow account for the purpose of debt retirement associated with Fund 632; and be it further

2nd **RESOLVED**, that the County Comptroller and the County Treasurer be and hereby are authorized to make any required adjustments, transfers, or rollover of funds as deemed necessary; and be it further

3rd **RESOLVED**, that the County Comptroller and the County Treasurer be and hereby are authorized to accept and appropriate \$186,746 in grant funds as follows:

<u>REVENUES:</u>	<u>AMOUNT</u>
001-3401 Public Health	\$186,746

APPROPRIATIONS:

Department of Health Services (HSV)
John J. Foley Skilled Nursing Facility
HEAL NY Phase 21 Grant
632-HSV-4535

<u>Equipment</u>	<u>\$186,746</u>
2080-Medical, Dental & Laboratory Equipment	\$137,149
2500-Other Equipment	\$49,597

and be it further

4th **RESOLVED**, that any unexpended appropriations will be reappropriated to the subsequent fiscal year, until grant termination; and be it further

5th **RESOLVED**, that the 2012 Capital Budget and Program be and hereby are amended as follows:
Project No.: 1603

Project Title: Building Safety Improvements

	Total Est'd Cost	Current 2012 Capital Budget & Program	Revised 2012 Capital Budget & Program
1. Planning	\$175,000	\$0	\$0
3. Construction	\$3,138,886	\$0	\$1,013,886S
TOTAL	\$3,313,886	\$0	\$1,013,886

and be it further

6th **RESOLVED**, that State Aid in the amount of \$1,013,886 be and it hereby is appropriated as follows:

<u>Project No.</u>	<u>JC</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-1063.312	20	Building Safety Improvements	\$1,013,886

and be it further

7th **RESOLVED**, that the County Treasurer and County Comptroller are hereby authorized and directed to accept State funding in the amount of \$1,013,886; and be it further

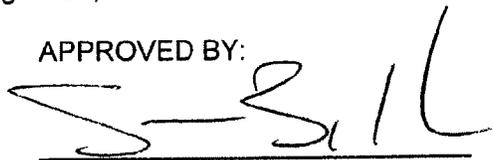
8th **RESOLVED**, that the County Legislature hereby authorizes the County Executive, or his designee, to execute the standard agreement for reimbursement with the New York State Department of Health Services and any and all contract documents related to this project; and be it further

9th **RESOLVED**, that the Department of Public Works is authorized to expedite the completion of the capital projects funded by this grant; and be it further

10th **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 617.5C, 20, 21, and 27 of Title 6 of New York Code of Rules and Regulations ("NYCRR"), and the Legislature has no further responsibilities under SEQRA.

DATED: August 21, 2012

APPROVED BY:



County Executive of Suffolk County

Date: 8-24-2012

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 August 21, 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. 1813

Res. No. 738

August 21, 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		14	2	-	1	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 ___

Intro. Res. No. 2021-2012
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 11/7/2012

**RESOLUTION NO. 954-2012, AUTHORIZING CERTAIN
TECHNICAL CORRECTION TO ADOPTED RESOLUTION NO.
738-2012**

WHEREAS, the County Legislature has adopted and the County Executive has signed Resolution No. 738-2012; and

WHEREAS, this resolution when adopted contained a technical error; and

WHEREAS, the County Executive desires a technical correction to this resolution; now, therefore be it

1st **RESOLVED**, that the Clerk of the Legislature shall make the following technical correction:

Resolution No. 738-2012

In the 6th RESOLVED paragraph change the Project Number:

FROM:

525-CAP-1063.312

TO:

525-CAP-1603.312

DATED: **NOV 20 2012**

APPROVED BY:


County Executive of Suffolk County

Date: 12-3-2012

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 November 20, 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. 2021

Res. No. 954

November 20, 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	1				
2	Jay H. SCHNEIDERMAN	1				
3	Kate M. BROWNING	1				
4	Thomas MURATORE	1				
5	Kara HAHN	1				
6	Sarah S. ANKER	1				
7	Rob CALARCO	1				
9	Ricardo MONTANO	1				
10	Thomas CILMI	1				
11	Thomas F. BARRAGA	1				
12	John M. KENNEDY, JR.	1				
13	Lynne C. NOWICK	1				
15	DuWayne GREGORY				/	
16	Steven H. STERN				/	
17	Lou D'AMARO	1				
18	William SPENCER	1				
14	Wayne R. HORSLEY, D.P.O.	1				
8	William J. LINDSAY, P.O.	1				
	Totals	16			2	

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