

**RESOLUTION NO. 378 -2013, ADOPTING LOCAL LAW  
NO. 26 -2013, A LOCAL LAW TO AMEND REQUIREMENTS  
FOR CONTRACT AGENCY FUNDING**

**WHEREAS**, there was duly presented and introduced to this County Legislature at a meeting held on April 23, 2013, a proposed local law entitled, "**A LOCAL LAW TO AMEND REQUIREMENTS FOR CONTRACT AGENCY FUNDING**;" now, therefore be it

**RESOLVED**, that said local law be enacted in form as follows:

**LOCAL LAW NO. 26 -2013, SUFFOLK COUNTY, NEW YORK**

**A LOCAL LAW TO AMEND REQUIREMENTS FOR CONTRACT  
AGENCY FUNDING**

**BE IT ENACTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF  
SUFFOLK**, as follows:

**Section 1. Legislative Intent.**

This Legislature hereby finds and determines that Local Law No. 13-2007 established guidelines and requirements for County contracts with not-for-profit human service providers.

This Legislature further finds that Local Law No. 13-2007, now codified at Chapter 189, Article VIII, of the SUFFOLK COUNTY CODE, established a minimum contract amount of \$5,000 to avoid a proliferation of small contracts, to reduce unnecessary paperwork and to streamline the delivery of County services.

This Legislature determines that the minimum \$5,000 contract requirement was suspended in 2012 to allow smaller funding amounts to reach contract agencies serving Suffolk County residents.

This Legislature also determines that while the \$5,000 minimum contract requirement helps promote efficiency, some flexibility should be built into the law to allow this Legislature to deal with exceptional circumstances on a case-by-case basis.

Therefore, the purpose of this local law is to authorize the County of Suffolk to waive the minimum \$5,000 contract requirement for not-for-profit agencies by the enactment of a resolution approved by a super-majority vote of the County Legislature.

**Section 2. Amendments.**

Chapter 189 of the SUFFOLK COUNTY CODE is hereby amended as follows:

**Chapter 189. PURCHASING AND CONTRACTS**

\* \* \* \* \*

## Article VIII. Guidelines and Requirements for Contract Agencies

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### § 189-41. Requirements.

- A. All County contracts with contract agencies shall be for an amount of at least \$5,000 unless a lower amount is authorized by a resolution of the County of Suffolk duly approved by a two-thirds (2/3) vote of the County Legislature. This requirement shall not apply to contracts funded through Sub-object 4981 of the County Operating Budget and administered by the Suffolk County Legislature. [This requirement shall not apply in fiscal year 2012.]

\* \* \* \*

### **Section 3. Applicability.**

This law shall apply to contracts entered into with contract agencies on or after the effective date of the law.

### **Section 4. Severability.**

If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

### **Section 5. SEQRA Determination.**

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), (21), and/or (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) 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.

### **Section 6. Effective Date.**

This law shall take effect immediately upon filing in the Office of the Secretary of State.

- [ ] Brackets denote deletion of existing language  
\_\_\_ Underlining denotes addition of new language

DATED: May 7, 2013

APPROVED BY:

/s/ Steven Bellone  
County Executive of Suffolk County

Date: June 3, 2013

After a public hearing duly held on May 22, 2013  
Filed with the Secretary of State on June 17, 2013