

**RESOLUTION NO. 287 -2014, AUTHORIZING EXECUTION OF
A MEMORANDUM OF AGREEMENT WITH THE VILLAGE OF
SALTAIRE FOR PROVISION OF POLICE SERVICES**

WHEREAS, the County of Suffolk maintains and operates within a police district, the Suffolk County Police Department ("SCPD"); and

WHEREAS, the monies necessary to operate the SCPD come, in part, from a tax upon real estate within the County Police District subject to taxation, which funds are allocated to an account referred to as the "Police District Fund" or "115 Account;" and, in part, by another tax upon real estate located within the County subject to taxation, which funds are allocated to an account referred to as the "General Fund" or "001 Account;" and

WHEREAS, the 115 Account is expressly reserved to pay expenses for police services of the SCPD within the Police District; and

WHEREAS, the 001 Account is expressly reserved to pay expenses for specific functions of the SCPD which serve the entire County; and

WHEREAS, the Village of Saltaire ("Village") does not maintain its own Police Department and is not part of the County Police District; and

WHEREAS, the Village and its residents are entitled, without charge, to the use of the resources and services of the SCPD which are provided under the 001 Account, but the Village also needs assistance from, and the use of, the resources and services of the SCPD that are supported by the 115 Account; and

WHEREAS, the County of Suffolk entered into an agreement with the Village for the provision of police services in accordance with Suffolk County Resolution No. 47-2010, which is about to expire; and

WHEREAS, the public interest will be served if the SCPD services and resources funded by the 115 Account continue to be made available to the Village on a fee-for-services basis; and

WHEREAS, the SCPD is willing and able to continue to assist the Village in this regard; and

WHEREAS, the Suffolk County Charter § C13-7 authorizes the provision of police services, pursuant to contract, to a town or village which is not part of the County Police District; and

WHEREAS, a formal agreement ("Memorandum of Agreement") between the SCPD and the Village will delineate the respective obligations of each of the parties as set forth in section C13-7 of the Charter; the form of which is attached hereto; and

WHEREAS, the Board of Trustees of the Village has adopted a resolution authorizing the Memorandum of Agreement; now, therefore be it

1st **RESOLVED**, the form and substance of the Memorandum of Agreement presented to this Legislature is hereby approved; and be it further

2nd **RESOLVED**, that the execution and delivery on behalf of and in the name of the County and the SCPD by the County Executive and/or his designee(s) of the Memorandum of Agreement presented to the members of the Legislature at this meeting, is hereby authorized and directed, with such ministerial and non-substantive changes therein as the County Executive and/or his designee(s) may approve, and the execution and delivery of such Agreement shall be conclusive evidence of his approval of any such changes and of the authorization and direction thereof by this Legislature; and be it further

3rd **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 29, 2014

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: May 12, 2014