

**RESOLUTION NO. 1048 -2014, APPROVING A SETTLEMENT
AGREEMENT TO A CLASS ACTION RELATING TO THE
RIGHT TO COUNSEL OF INDIGENT DEFENDANTS**

WHEREAS, there is pending the matter of *Hurrell-Harring v. The State of New York, et al*, under Index No. 8866-07 in the Supreme Court, Albany County, in which the County of Suffolk is one of several named defendants in a class action; and

WHEREAS, the action alleges the deprivation by the State of New York within the boundaries of several counties including Suffolk County, among other things, of an indigent defendant's constitutional right to counsel; and

WHEREAS, it is in the best interest of the County of Suffolk to resolve this matter without further litigation and enter into the proposed stipulation of settlement as it shall settle all allegations against the County of Suffolk at no cost to the County, avoid protracted litigation, and avoid the potential for adjudication of the matter at a cost to the County; now, therefore be it

1st **RESOLVED**, that the execution and delivery on behalf of and in the name of the County by the County Executive, or his designee, of the proposed stipulation of settlement attached hereto as Exhibit "A" is hereby authorized, and the County Executive, or his designee, is hereby authorized and directed to execute the proposed stipulation of settlement in a form substantially similar thereto, and execute such other documents as may be necessary and appropriate to effectuate the settlement; and be it further

2nd **RESOLVED**, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution 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 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, and 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 resolution.

DATED: November 18, 2014

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: November 24, 2014