

**RESOLUTION NO. 640 -2016, AMENDING RESOLUTION
NO. 1114-2015, IN CONNECTION WITH A NEW PATCHOGUE
HEALTH CENTER (CP 4087)**

WHEREAS, by the enactment of Article IX of the SUFFOLK COUNTY CODE and the passage of Local Laws providing for patient care, whether directly or through an alternative entity, this Legislature has determined that the provision of these essential services is vital and important to the health and well-being of the citizens of Suffolk County and that protecting the health of its residents is the most fundamental exercise of municipal power; and

WHEREAS, Resolution No. 1114-2015 was adopted by the Suffolk County Legislature on December 21, 2015; and

WHEREAS, Resolution No. 1114-2015 appropriated funds to match a New York State Delivery System Reform Incentive Payment (DSRIP) Program grant for the construction of a new Patchogue Health Center, as the current facility lease is short term and the facility is outdated and not configured to effectively meet all patient needs; and

WHEREAS, Resolution No. 1114-2015 deemed the appropriation a Type II action under the State Environmental Quality Review Act (SEQRA), pursuant to Title 6 section 617.5 (C) (20), (21) and (27) since specific aspects of the project were not fully determined at the time; and

WHEREAS, a building for the project has now been identified on North Ocean Avenue in Patchogue, which will require internal renovation of approximately 29,000 square feet in order to serve approximately 8,000 patients and which will include onsite dental services and urgent care, as well as expanded primary and behavioral health care services; and

WHEREAS, the 4th Resolved clause of Resolution No. 1114-2015 provides “that no bonds or notes shall be issued for construction until full environmental reviews under the State Environmental Quality Review Act (SEQRA) have been completed by the County of Suffolk”; and

WHEREAS, said SEQRA reviews for the project having been completed; now, therefore be it

1st RESOLVED, that the 1st RESOLVED clause of Resolution No. 1114-2015 is hereby amended to read as follows:

1st RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act (SEQRA), N.Y. Env'tl. Conserv. Law Art. 8, and Chapter 450 of the Suffolk County Code, hereby determines that this resolution constitutes an Unlisted Action, pursuant to Title 6 NYCRR Part 617 and Chapter 450 of the Suffolk County Code and further determines that the implementation of this action will not have a significant adverse impact on the environment for the following reasons:

1. The proposed action will not exceed any of the criteria in 6 N.Y.C.R.R. § 617.7, which sets forth thresholds for determining significant adverse impacts on the environment, as demonstrated in the Environmental Assessment Form;
2. The proposal does not significantly threaten any unique or highly valuable environmental or cultural resources as identified in or regulated by the Environmental Conservation Law of the State of New York or the Suffolk County Charter and Code;
3. The parcels do not appear to suffer from any severe environmental development constraints (limiting soil properties, a high groundwater table and/or unmanageable slopes);

and hereby adopts a determination of non-significance (negative declaration). This Legislature hereby directs, in accordance with Section 450-5(C)(4) of the Suffolk County Code, the Suffolk County Council on Environmental Quality to prepare and circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution; and be it further

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2nd **RESOLVED**, that the first paragraph of the 4th RESOLVED clause of Resolution No. 1114-2015 is hereby amended to read as follows:

4th **RESOLVED**, that the proceeds of \$7,500,000 in Serial Bonds be and they are hereby appropriated as follows, subject to the condition that no bonds or bond anticipation notes shall be issued for the planning and construction of the Patchogue Health Center until (i) an agreement providing for the construction thereof by Hudson River HealthCare (“HRHCare”) is executed between the County and HRHCare]; (ii) an easement or other property interest in the premises is granted to the County for a period of time at least equal to the term of any such bonds or bond anticipation notes issued by the County; and (iii) all necessary regulatory agreements, declarations of covenants and restrictions or similar agreements, requiring that the premises be operated and maintained solely as a health center for the citizens of Suffolk County pursuant to all federal, State and local laws until such bonds are paid, are negotiated and executed.

and be it further

3rd **RESOLVED**, that the 5th RESOLVED clause of Resolution No. 1114-2015 is hereby amended to read as follows:

5th **RESOLVED**, that the County Executive, or his designee and the County Attorney are hereby authorized, empowered and directed to negotiate and execute the aforementioned agreements and documents and any other documents necessary to effectuate the transaction contemplated hereunder; and

4th **RESOLVED**, that this Legislature, being the lead agency under SEQRA, N.Y. Environmental Conservation Law Article 8 and Chapter 450 of the Suffolk County Code, 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 ("NYCRR") in that the action constitutes routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment. 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: July 26, 2016

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: August 1, 2016