

Revised

**CERTIFICATE OF NECESSITY FOR THE IMMEDIATE CONSIDERATION
OF INTRODUCTORY RESOLUTION NO. 1307 - 2008**

WHEREAS, INTRODUCTORY RESOLUTION NO.1307 – 2008

**RESOLUTION NO. -2008, A RESPONSIBLE PLAN
FOR COST SAVINGS TO MITIGATE AN
ANTICIPATED 2009 SHORTFALL**

**WHEREAS, IT IS ESSENTIAL THAT SAID INTRODUCTORY
RESOLUTION BE CONSIDERED IMMEDIATELY,**

**NOW, I, BENJAMIN ZWIRN, DEPUTY SUFFOLK COUNTY EXECUTIVE
CERTIFY PURSUANT TO ARTICLE II, SECTION 2-12(A), AND ARTICLE III,
SECTION 3-9 OF THE SUFFOLK COUNTY CHARTER, THAT THERE EXISTS A
NEED FOR THE IMMEDIATE CONSIDERATION OF INTRODUCTORY
RESOLUTION NO. - 2008, BECAUSE THE LOCAL ECONOMY HAS BEEN
SLOWING AND IN RESPONSE TO NATIONAL AND REGIONAL TRENDS, IS
PROJECTED TO SLOWDOWN THROUGHOUT THE BALANCE OF 2008 AND
INTO 2009. IT IS IN THE BEST INTEREST OF THE RESIDENTS OF SUFFOLK
COUNTY THAT BOTH THE COUNTY EXECUTIVE AND COUNTY
LEGISLATURE WORK TOGETHER TO ADOPT A UNIFIED, COORDINATED,
COMPREHENSIVE, AND APPROPRIATE FINANCIAL PLAN TO MITIGATE THE
PROJECTED 2009 BUDGETARY SHORTFALL.**

**IN WITNESS THEREOF, I HAVE HERewith SET MY HAND AND
CAUSED TO BE AFFIXED THE SEAL OF SUFFOLK COUNTY THIS
29TH DAY OF APRIL, 2008.**



**BENJAMIN ZWIRN
DEPUTY SUFFOLK COUNTY EXECUTIVE**

AMENDED COPY AS OF 4/29/2008 as of 3:45PM

Intro. Res. No. 1307-2008

Laid on Table 3/18/2008

Introduced by Presiding Officer, on request of the County Executive and Legislators
Horsley, Losquadro, Barraga, Beedenbender, Nowick, Lindsay

**RESOLUTION NO. -2008, A RESPONSIBLE
PLAN FOR COST SAVINGS TO MITIGATE AN
ANTICIPATED 2009 SHORTFALL**

1st **WHEREAS**, the local economy has been slowing and in response to national and regional trends, is projected to slowdown throughout the balance of 2008 and into 2009; and

2nd **WHEREAS**, such slowdown has resulted in the reduction of Suffolk County's sales tax and real estate related revenues, including the projected reductions in the receipt of property taxes; and

3rd **WHEREAS**, there has been a significant increase in property tax delinquencies for which Suffolk County holds all sub-local municipal units harmless; and

4th **WHEREAS**, agreement has been reached between the Suffolk County Executive's Budget Office and the Legislative Office of Budget Review that there exists a projected 2009 budgetary shortfall based on a cost-to-continue budget in the range of \$130 million to \$156 million; and

5th **WHEREAS**, it is in the best interest of the residents of Suffolk County that both the County Executive and County Legislature work together to adopt a unified, coordinated, comprehensive, and appropriate financial plan to mitigate the projected 2009 budgetary shortfall; and

6th **WHEREAS**, in light of the downgrading of bond insurance companies and to avoid increased borrowing costs, it is critical to maintain Suffolk County's superior bond rating; and

7th **WHEREAS**, members of the Suffolk County Legislature have been working cooperatively with the County Executive to explore options, several which are noted in the following whereas clauses; and

8th **WHEREAS**, a carefully crafted, narrowly targeted, accepted retirement incentive plan to encourage specific County employees to retire early will generate employee cost savings in the County operating budget, the full benefit of which will accrue during 2009; and

9th **WHEREAS**, there is a critical need to reduce costs by imposing a wage freeze effective June 30, 2009 through December 31, 2009 for all employees who are excluded from collective bargaining units; and

10th **WHEREAS**, the Suffolk County Comptroller is submitting a resolution for legislative review and approval which would give the County the ability to implement a General Obligation Debt Reduction Program; and

11th **WHEREAS**, it is prudent to adopt a dual approach to explore and compare all budget mitigating options by pursuing Requests for Proposals (RFP) and/or Expressions of Interest (EI) to sell the revenue from delinquent real property taxes and Requests for Proposals (RFP) for Tobacco Securitization, which is projected to provide \$50,000,000 in revenue during the period 2008-2009; and

12th **WHEREAS**, after thorough legal and financial analysis and review, only the more fiscally and socially prudent option set forth in the immediately preceding WHEREAS clause will be pursued; and

13th **WHEREAS**, adopting and instituting a Consumer Affairs Item Pricing Waiver Fee provides the County with a new reoccurring revenue that can generate \$500,000 annually without the need to increase resources and benefits consumers by encouraging large volume retailers to accurately post unit item prices; and

14th **WHEREAS**, Suffolk County has not increased departmental fees for several years and it is prudent that fees in the Office of Consumer Affairs, and the Departments of Probation, Health Services and Civil Service, be increased to better reflect administrative and operational costs; and

15th **WHEREAS**, it is intended to reduce 2009 appropriations for contracted agencies by two percent (2%) for a savings of \$2,000,000 and strikes certain 2008 fees for services by 10% for a savings of \$1,000,000; and this resolution strikes 2008 appropriations for vehicles, equipment, and supplies for a savings of \$2,000,000; and

16th **WHEREAS**, taking decisive action now to avoid a projected shortfall will mitigate the need for service reductions, possible staff reductions, or tax increases in 2009; now, therefore be it

SUFFOLK COUNTY TARGETED EARLY RETIREMENT INCENTIVE PROGRAM

1st **RESOLVED**, that the County Executive be and is hereby authorized to execute an agreement with the Suffolk County Association of Municipal Employees ("AME") Bargaining Units No. 2 and No. 6 to establish a Suffolk County Targeted Early Retirement Incentive Program upon the following substantially similar terms and conditions:

1. All Suffolk County Employees, exclusive of the Suffolk County Community College employees, who are members of AME, are paid from budgetary account-110-Permanent Salaries, whose salaries are less than fifty (50%) percent federal or state funded, and whose position of employment does not generate significant county revenue as determined in the County Executive's sole discretion, and who meets the requirements of paragraph number 2 of this RESOLVED clause, are eligible to partake in a Suffolk County Early Retirement Incentive Program.
2. In order to qualify for participation under this program, an employee defined as eligible in paragraph number 1 of this RESOLVED clause must have reached the age of at least fifty-five (55) years and have attained at least ten (10) years of service in County employment by July 31, 2008.

3. (a) The formula for payment of an eligible employee under this program shall be as follows:
- i. \$1,000 for each year for years 1 through 10;
 - ii. \$1,250 for each year for years 11 through 15; and
 - iii. \$1,500 for each year for years 16 or more years.
- (b) No incentive payment shall exceed fifty percent (50%) of the annual salary or a maximum of forty-five thousand dollars (\$45,000) per eligible employee, whichever is less.
4. The period during which the eligible employee may elect to accept the early retirement incentive under this program will commence upon the effective date of this resolution and end on June 30, 2008. An employee who elects to participate in this program shall be taken off the County payroll no later than July 31, 2008;

and be it further

2nd **RESOLVED**, that the County Executive shall not authorize the hiring of the cost equivalent of more than twenty percent (20%) of the positions vacated pursuant to the Suffolk County Early Retirement Incentive Program; and be it further

3rd **RESOLVED**, that no more than 10% of any one County Department's fulltime employees may participate in this targeted early retirement incentive program without prior approval of the County Executive; and be it further

4th **RESOLVED**, that in the event more than 10% of any one County Department's eligible employees wish to participate in this Suffolk County Targeted Early Retirement Incentive Program, the date of hire shall be used to determine eligibility so that the most senior employees to participate without exceeding the 10% department limitation; and be it further

APPROPRIATION REDUCTIONS

5th **RESOLVED**, that appropriations for specific vehicles, equipment, supplies, fees for services, are hereby stricken from the 2008 Adopted Budget as set forth in more detail in Attachment "A" attached hereto and made a part hereof; and be it further

SUFFOLK COUNTY TOBACCO ASSET SECURITIZATION CORPORATION & SALE OF REAL PROPERTY TAX ASSET REVENUE

6th **RESOLVED**, that the County Comptroller, upon County's creation of a not-for-profit corporation known as the "Suffolk Tobacco Asset Securitization Corporation" ("STASC") pursuant to the New York Not-For-Profit Corporation Law, is hereby authorized, empowered and directed to provide such information as allowed by law to STASC as STASC may request regarding outstanding General Obligation debt of the County which will mature over the next ten years for purposes of allowing the analysis of the periods of remaining useful life (PPU); and be it further

7th **RESOLVED**, the County Department of Taxation and Finance is hereby authorized, empowered and directed to provide such information as allowed by law which may be requested regarding the payment and collection of delinquent real property taxes, and be it further

8th **RESOLVED**, that the County Executive will issue Requests for Proposals (RFP) and/or Expressions of Interest (EI) to sell the revenue from delinquent real property taxes; and be it further

9th **RESOLVED**, that after thorough legal and financial analysis and review, only the more fiscally and socially prudent option of tobacco securitization or tax lien sales as determined by resolution approved by the legislature shall be pursued; and be it further

EXEMPT WAGE FREEZE

10th **RESOLVED**, that the 1st RESOLVED Clause of Resolution No. 1173-2005 hereby be amended to read as follows:

f) All employees assigned a grade in the official Suffolk County Classification and Salary Plan shall be entitled to advance one step effective and payable July 1 each successive year, commencing July 1, 2006[.], except that there shall be a suspension of the July 1, 2009 step advancement.

and be it further

DEPARTMENTAL FEES

11th. **RESOLVED**, that the Director of Consumer Affairs is directed to conduct a comprehensive review of all departmental fees, to develop a plan to phase in a \$25 annual increase in licensing fees; and to institute a Consumer Affairs Item Pricing Waiver Fee, and to provide a written plan to the Suffolk County Legislature no later than thirty (30) days after passage of this resolution; and be it further

12th. **RESOLVED**, that the Commissioner of Health Services is directed to conduct a comprehensive review of all administrative fees and to develop a plan to increase such fees as allowed under state law, and to provide a written plan to the Suffolk County Legislature no later than thirty (30) days after passage of this resolution; and be it further

13th **RESOLVED**, that the Commissioner of Public Works is directed to conduct a comprehensive review of all administrative fees and to develop a plan to increase such fees as allowed under state law, and to provide a written plan to the Suffolk County Legislature no later than thirty (30) days after passage of this resolution; and be it further

14th **RESOLVED**, that the County Personnel Director is directed to conduct a comprehensive review of all administrative fees and to develop a plan to increase such fees as allowed under state law, and to provide a written plan to the

Suffolk County Legislature no later than thirty (30) days after passage of this resolution; and be it further

15th **RESOLVED**, that the Director of Probation is directed to conduct a comprehensive review of all probationer administrative fees and to develop a plan to increase such fees as allowed under state law, and to provide a written plan to the Suffolk County Legislature no later than thirty (30) days after passage of this resolution and that such plan should consider a proposal to increase probation fees by 25% over the current fee structure of \$30 to \$50 per month in administrative fees and \$100 for pre-sentence investigation, with the intent of increasing associated revenue by 25% over 2008 adopted revenue of \$1.5 million to provide \$375,000 in additional reoccurring revenue, and to seek approval for 50% reimbursement for GPS (\$80,000) and SCRAM (\$90,000); and be it further

PAY-AS-YOU-GO-FUNDING

16th **RESOLVED**, that effectively immediately, the pay-as-you-go funding policy for capital projects is hereby suspended through December 31, 2009; and be it further

17th **RESOLVED**, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that the adoption of this law is a Type II action pursuant to Title 6 NYCRR Section 617.5(c) (20) and (27) since it constitutes a local legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment. As a Type II action, the Legislature has no further responsibilities under SEQRA.

DATED:

APPROVED BY: _

County Executive of Suffolk County

Date:

ATTACHMENT A

FUND	DEPT_CD	Appropriation	OBJECT NAME	Object	2008 ADOPTED	2008 MODIFIED	DIFFERENCE	ACT
EXPENDITURES								
001	CIV	1430	FURNITURE AND FURNISHINGS	2010	\$10,500.00	\$7,875.00	(\$2,625.00)	DE
001	DPW	1345	FURNITURE AND FURNISHINGS	2010	\$2,965.00	\$2,224.00	(\$741.00)	DE
001	DPW	1490	FURNITURE AND FURNISHINGS	2010	\$34,500.00	\$20,700.00	(\$13,800.00)	DE
001	DPW	1492	FURNITURE AND FURNISHINGS	2010	\$1,000.00	\$750.00	(\$250.00)	DE
001	DPW	1493	FURNITURE AND FURNISHINGS	2010	\$3,750.00	\$2,812.00	(\$938.00)	DE
001	DPW	1494	FURNITURE AND FURNISHINGS	2010	\$4,800.00	\$3,600.00	(\$1,200.00)	DE
001	DSS	6005	FURNITURE AND FURNISHINGS	2010	\$5,700.00	\$4,275.00	(\$1,425.00)	DE
001	DSS	6006	FURNITURE AND FURNISHINGS	2010	\$15,000.00	\$11,250.00	(\$3,750.00)	DE
001	DSS	6008	FURNITURE AND FURNISHINGS	2010	\$5,700.00	\$4,275.00	(\$1,425.00)	DE
001	DSS	6009	FURNITURE AND FURNISHINGS	2010	\$949,625.00	\$649,625.00	(\$300,000.00)	DE
001	DSS	6010	FURNITURE AND FURNISHINGS	2010	\$14,740.00	\$11,792.00	(\$2,948.00)	DE
001	DSS	6015	FURNITURE AND FURNISHINGS	2010	\$32,110.00	\$25,688.00	(\$6,422.00)	DE
001	DSS	6073	FURNITURE AND FURNISHINGS	2010	\$17,600.00	\$14,080.00	(\$3,520.00)	DE
001	ECD	6410	FURNITURE AND FURNISHINGS	2010	\$1,000.00	\$800.00	(\$200.00)	DE
001	EVE	8200	FURNITURE AND FURNISHINGS	2010	\$2,500.00	\$2,000.00	(\$500.00)	DE
001	EVE	8715	FURNITURE AND FURNISHINGS	2010	\$12,500.00	\$10,000.00	(\$2,500.00)	DE
001	EXE	1230	FURNITURE AND FURNISHINGS	2010	\$10,000.00	\$8,000.00	(\$2,000.00)	DE
001	EXE	1232	FURNITURE AND FURNISHINGS	2010	\$5,000.00	\$4,000.00	(\$1,000.00)	DE
001	EXE	1435	FURNITURE AND FURNISHINGS	2010	\$500.00	\$400.00	(\$100.00)	DE
001	EXE	6510	FURNITURE AND FURNISHINGS	2010	\$2,200.00	\$1,760.00	(\$440.00)	DE
001	EXE	6610	FURNITURE AND FURNISHINGS	2010	\$3,000.00	\$2,400.00	(\$600.00)	DE
001	EXE	7320	FURNITURE AND FURNISHINGS	2010	\$1,000.00	\$800.00	(\$200.00)	DE
001	EXE	7325	FURNITURE AND FURNISHINGS	2010	\$500.00	\$400.00	(\$100.00)	DE
001	EXE	8050	FURNITURE AND FURNISHINGS	2010	\$3,000.00	\$2,400.00	(\$600.00)	DE
001	EXE	8051	FURNITURE AND FURNISHINGS	2010	\$2,000.00	\$1,600.00	(\$400.00)	DE
001	FRE	3400	FURNITURE AND FURNISHINGS	2010	\$7,500.00	\$6,000.00	(\$1,500.00)	DE
001	FRE	3405	FURNITURE AND FURNISHINGS	2010	\$4,000.00	\$3,200.00	(\$800.00)	DE
001	HSV	4005	FURNITURE AND FURNISHINGS	2010	\$5,326.00	\$3,728.00	(\$1,598.00)	DE
001	HSV	4010	FURNITURE AND FURNISHINGS	2010	\$800.00	\$560.00	(\$240.00)	DE
001	HSV	4015	FURNITURE AND FURNISHINGS	2010	\$6,336.00	\$4,435.00	(\$1,901.00)	DE
001	HSV	4100	FURNITURE AND FURNISHINGS	2010	\$1,060.00	\$742.00	(\$318.00)	DE
001	HSV	4101	FURNITURE AND FURNISHINGS	2010	\$114,190.00	\$24,933.00	(\$89,257.00)	DE
001	HSV	4160	FURNITURE AND FURNISHINGS	2010	\$4,075.00	\$2,852.00	(\$1,223.00)	DE
001	HSV	4310	FURNITURE AND FURNISHINGS	2010	\$395.00	\$276.00	(\$119.00)	DE
001	HSV	4314	FURNITURE AND FURNISHINGS	2010	\$705.00	\$493.00	(\$212.00)	DE
001	HSV	4320	FURNITURE AND FURNISHINGS	2010	\$2,980.00	\$2,086.00	(\$894.00)	DE
001	HSV	4321	FURNITURE AND FURNISHINGS	2010	\$5,040.00	\$3,528.00	(\$1,512.00)	DE
001	HSV	4330	FURNITURE AND FURNISHINGS	2010	\$3,335.00	\$2,334.00	(\$1,001.00)	DE

FUND	DEPT_CD	Appropriation	OBJECT NAME	Object	2008 ADOPTED	2008 MODIFIED	DIFFERENCE	ACT
001	HSV	4331	FURNITURE AND FURNISHINGS	2010	\$925.00	\$647.00	(\$278.00)	DE
001	HSV	4400	FURNITURE AND FURNISHINGS	2010	\$8,800.00	\$6,160.00	(\$2,640.00)	DE
001	HSV	4508	FURNITURE AND FURNISHINGS	2010	\$1,080.00	\$756.00	(\$324.00)	DE
001	HSV	4618	FURNITURE AND FURNISHINGS	2010	\$4,405.00	\$3,083.00	(\$1,322.00)	DE
001	HSV	4720	FURNITURE AND FURNISHINGS	2010	\$4,350.00	\$3,045.00	(\$1,305.00)	DE
001	HSV	4813	FURNITURE AND FURNISHINGS	2010	\$4,225.00	\$2,957.00	(\$1,268.00)	DE
001	LAW	1420	FURNITURE AND FURNISHINGS	2010	\$6,500.00	\$5,200.00	(\$1,300.00)	DE
001	LAW	8040	FURNITURE AND FURNISHINGS	2010	\$3,000.00	\$2,400.00	(\$600.00)	DE
001	PKS	7110	FURNITURE AND FURNISHINGS	2010	\$5,000.00	\$4,000.00	(\$1,000.00)	DE
001	PKS	7125	FURNITURE AND FURNISHINGS	2010	\$500.00	\$400.00	(\$100.00)	DE
001	PKS	7510	FURNITURE AND FURNISHINGS	2010	\$1,000.00	\$800.00	(\$200.00)	DE
001	POL	3120	FURNITURE AND FURNISHINGS	2010	\$25,000.00	\$20,000.00	(\$5,000.00)	DE
001	PRO	3140	FURNITURE AND FURNISHINGS	2010	\$16,287.00	\$13,030.00	(\$3,257.00)	DE
001	PRO	3167	FURNITURE AND FURNISHINGS	2010	\$600.00	\$480.00	(\$120.00)	DE
001	HSV	4005	OFFICE MACHINES	2020	\$123,820.00	\$100,000.00	(\$23,820.00)	DE
001	HSV	4101	MEDICAL, DENTAL & LAB	2080	\$233,122.00	\$168,122.00	(\$65,000.00)	DE
001	POL	3120	RADIO AND COMMUNICATIONS	2090	\$176,294.00	\$158,665.00	(\$17,629.00)	DE
001	FRE	3400	RADIO AND COMMUNICATIONS	2090	\$30,000.00	\$15,000.00	(\$15,000.00)	DE
001	FRE	3405	PUBLIC SAFETY	2260	\$475,000.00	\$425,000.00	(\$50,000.00)	DE
001	PKS	7110	PUBLIC SAFETY	2260	\$62,827.00	\$37,827.00	(\$25,000.00)	DE
001	POL	3120	OTHER EQUIPMENT	2500	\$131,380.00	\$110,000.00	(\$21,380.00)	DE
001	DSS	6009	OTHER EQUIPMENT	2500	\$117,000.00	\$92,000.00	(\$25,000.00)	DE
001	DPW	1490	OTHER EQUIPMENT	2500	\$14,500.00	\$10,000.00	(\$4,500.00)	DE
001	HSV	4101	OTHER EQUIPMENT	2500	\$35,000.00	\$15,000.00	(\$20,000.00)	DE
001	PKS	7110	OTHER EQUIPMENT	2500	\$89,000.00	\$60,000.00	(\$29,000.00)	DE
001	DSS	6006	COMPUTER SOFTWARE	3160	\$390,500.00	\$350,500.00	(\$40,000.00)	DE
001	POL	3120	CLOTHING AND ACCESSORIES	3310	\$135,000.00	\$125,000.00	(\$10,000.00)	DE
001	POL	3120	POLICEMEN SUPPLIES	3390	\$320,000.00	\$300,000.00	(\$20,000.00)	DE
001	POL	3120	OTHER: UNCLASSIFIED	3500	\$398,000.00	\$368,000.00	(\$30,000.00)	DE
001	PRO	3167	RENT BUSINESS MACHINE AND SYSTEM	3510	\$554,340.00	\$524,340.00	(\$30,000.00)	DE
001	POL	3120	REPAIRS: LICENSED VEHICLES	3630	\$420,000.00	\$405,000.00	(\$15,000.00)	DE
001	AAC	1315	REPAIRS: BUILDINGS	3650	\$3,500.00	\$2,800.00	(\$700.00)	DE
001	BOE	1450	REPAIRS: BUILDINGS	3650	\$4,500.00	\$3,600.00	(\$900.00)	DE
001	CIV	1430	REPAIRS: BUILDINGS	3650	\$1,000.00	\$800.00	(\$200.00)	DE
001	CLK	1412	REPAIRS: BUILDINGS	3650	\$1,000.00	\$800.00	(\$200.00)	DE
001	DIS	1165	REPAIRS: BUILDINGS	3650	\$5,000.00	\$4,000.00	(\$1,000.00)	DE
001	DPW	8140	REPAIRS: BUILDINGS	3650	\$8,000.00	\$6,400.00	(\$1,600.00)	DE
001	DPW	8150	REPAIRS: BUILDINGS	3650	\$4,000.00	\$3,200.00	(\$800.00)	DE
001	DSS	6005	REPAIRS: BUILDINGS	3650	\$90,000.00	\$72,000.00	(\$18,000.00)	DE

FUND	DEPT_CD	Appropriation	OBJECT NAME	Object	2008 ADOPTED	2008 MODIFIED	DIFFERENCE	ACT
001	DSS	6006	REPAIRS: BUILDINGS	3650	\$30,000.00	\$24,000.00	(\$6,000.00)	DE
001	DSS	6008	REPAIRS: BUILDINGS	3650	\$30,000.00	\$24,000.00	(\$6,000.00)	DE
001	HSV	4005	REPAIRS: BUILDINGS	3650	\$10,000.00	\$8,000.00	(\$2,000.00)	DE
001	HSV	4010	REPAIRS: BUILDINGS	3650	\$15,000.00	\$12,000.00	(\$3,000.00)	DE
001	HSV	4015	REPAIRS: BUILDINGS	3650	\$2,500.00	\$2,000.00	(\$500.00)	DE
001	HSV	4160	REPAIRS: BUILDINGS	3650	\$1,500.00	\$1,200.00	(\$300.00)	DE
001	HSV	4310	REPAIRS: BUILDINGS	3650	\$4,000.00	\$3,200.00	(\$800.00)	DE
001	HSV	4320	REPAIRS: BUILDINGS	3650	\$2,500.00	\$2,000.00	(\$500.00)	DE
001	HSV	4321	REPAIRS: BUILDINGS	3650	\$312,000.00	\$249,600.00	(\$62,400.00)	DE
001	HSV	4400	REPAIRS: BUILDINGS	3650	\$25,000.00	\$20,000.00	(\$5,000.00)	DE
001	HSV	4501	REPAIRS: BUILDINGS	3650	\$1,000.00	\$800.00	(\$200.00)	DE
001	HSV	4508	REPAIRS: BUILDINGS	3650	\$1,500.00	\$1,200.00	(\$300.00)	DE
001	HSV	4618	REPAIRS: BUILDINGS	3650	\$5,000.00	\$4,000.00	(\$1,000.00)	DE
001	HSV	4720	REPAIRS: BUILDINGS	3650	\$15,000.00	\$12,000.00	(\$3,000.00)	DE
001	HSV	4813	REPAIRS: BUILDINGS	3650	\$1,500.00	\$1,200.00	(\$300.00)	DE
001	LEG	1010	REPAIRS: BUILDINGS	3650	\$20,500.00	\$16,400.00	(\$4,100.00)	DE
001	PKS	7110	REPAIRS: BUILDINGS	3650	\$130,000.00	\$104,000.00	(\$26,000.00)	DE
001	PKS	7510	REPAIRS: BUILDINGS	3650	\$106,500.00	\$74,550.00	(\$31,950.00)	DE
001	POL	3120	REPAIRS: BUILDINGS	3650	\$20,000.00	\$16,000.00	(\$4,000.00)	DE
001	PRO	3140	REPAIRS: BUILDINGS	3650	\$22,000.00	\$17,600.00	(\$4,400.00)	DE
001	SHF	3158	REPAIRS: BUILDINGS	3650	\$1,100.00	\$880.00	(\$220.00)	DE
001	POL	3120	REPAIRS: SPECIAL EQUIPMENT	3680	\$400,000.00	\$385,000.00	(\$15,000.00)	DE
001	BOE	1450	CARTAGE	3930	\$229,500.00	\$204,500.00	(\$25,000.00)	DE
001	POL	3120	TELEPHONE AND TELEGRAPH	4010	\$459,480.00	\$449,480.00	(\$10,000.00)	DE
001	HSV	4005	COMPUTER SERVICES	4210	\$80,000.00	\$25,000.00	(\$55,000.00)	DE
001	HSV	4508	COMPUTER SERVICES	4210	\$143,631.00	\$83,631.00	(\$60,000.00)	DE
001	HSV	4400	COMPUTER SERVICES	4210	\$150,750.00	\$120,750.00	(\$30,000.00)	DE
001	POL	3123	COMPUTER SERVICES	4210	\$685,000.00	\$625,000.00	(\$60,000.00)	DE
001	CIV	1430	TRAVEL:OTHER	4340	\$5,739.00	\$4,591.00	(\$1,148.00)	DE
001	DPW	1345	TRAVEL:OTHER	4340	\$750.00	\$600.00	(\$150.00)	DE
001	DPW	1490	TRAVEL:OTHER	4340	\$3,700.00	\$2,960.00	(\$740.00)	DE
001	DPW	1492	TRAVEL:OTHER	4340	\$2,350.00	\$1,880.00	(\$470.00)	DE
001	DPW	1493	TRAVEL:OTHER	4340	\$395.00	\$316.00	(\$79.00)	DE
001	DPW	1494	TRAVEL:OTHER	4340	\$500.00	\$400.00	(\$100.00)	DE
001	DPW	1495	TRAVEL:OTHER	4340	\$2,500.00	\$2,000.00	(\$500.00)	DE
001	DPW	5641	TRAVEL:OTHER	4340	\$3,480.00	\$2,784.00	(\$696.00)	DE
001	DSS	6005	TRAVEL:OTHER	4340	\$12,997.00	\$10,398.00	(\$2,599.00)	DE
001	DSS	6006	TRAVEL:OTHER	4340	\$1,870.00	\$1,496.00	(\$374.00)	DE
001	DSS	6008	TRAVEL:OTHER	4340	\$2,800.00	\$2,240.00	(\$560.00)	DE

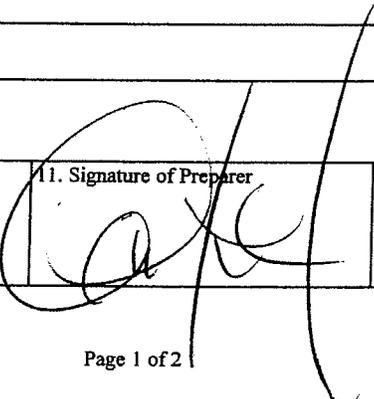
FUND	DEPT_CD	Appropriation	OBJECT NAME	Object	2008 ADOPTED	2008 MODIFIED	DIFFERENCE	ACT
001	DSS	6010	TRAVEL:OTHER	4340	\$796.00	\$637.00	(\$159.00)	DE
001	DSS	6015	TRAVEL:OTHER	4340	\$1,286.00	\$1,029.00	(\$257.00)	DE
001	DSS	6016	TRAVEL:OTHER	4340	\$500.00	\$400.00	(\$100.00)	DE
001	DSS	6073	TRAVEL:OTHER	4340	\$2,048.00	\$1,638.00	(\$410.00)	DE
001	ECD	6410	TRAVEL:OTHER	4340	\$4,470.00	\$3,576.00	(\$894.00)	DE
001	EVE	8200	TRAVEL:OTHER	4340	\$2,000.00	\$1,600.00	(\$400.00)	DE
001	EVE	8715	TRAVEL:OTHER	4340	\$2,500.00	\$2,000.00	(\$500.00)	DE
001	EXE	1230	TRAVEL:OTHER	4340	\$7,500.00	\$6,000.00	(\$1,500.00)	DE
001	EXE	1232	TRAVEL:OTHER	4340	\$2,500.00	\$2,000.00	(\$500.00)	DE
001	EXE	1435	TRAVEL:OTHER	4340	\$750.00	\$600.00	(\$150.00)	DE
001	EXE	6510	TRAVEL:OTHER	4340	\$2,350.00	\$1,880.00	(\$470.00)	DE
001	EXE	6610	TRAVEL:OTHER	4340	\$2,000.00	\$1,600.00	(\$400.00)	DE
001	EXE	7320	TRAVEL:OTHER	4340	\$400.00	\$320.00	(\$80.00)	DE
001	EXE	8050	TRAVEL:OTHER	4340	\$1,250.00	\$1,000.00	(\$250.00)	DE
001	EXE	8051	TRAVEL:OTHER	4340	\$200.00	\$160.00	(\$40.00)	DE
001	FRE	3174	TRAVEL:OTHER	4340	\$15,000.00	\$12,000.00	(\$3,000.00)	DE
001	FRE	3400	TRAVEL:OTHER	4340	\$4,500.00	\$3,600.00	(\$900.00)	DE
001	HSV	4005	TRAVEL:OTHER	4340	\$10,048.00	\$5,024.00	(\$5,024.00)	DE
001	HSV	4010	TRAVEL:OTHER	4340	\$9,556.00	\$4,778.00	(\$4,778.00)	DE
001	HSV	4015	TRAVEL:OTHER	4340	\$6,662.00	\$3,331.00	(\$3,331.00)	DE
001	HSV	4101	TRAVEL:OTHER	4340	\$530.00	\$265.00	(\$265.00)	DE
001	HSV	4102	TRAVEL:OTHER	4340	\$226.00	\$113.00	(\$113.00)	DE
001	HSV	4160	TRAVEL:OTHER	4340	\$1,142.00	\$571.00	(\$571.00)	DE
001	HSV	4310	TRAVEL:OTHER	4340	\$828.00	\$414.00	(\$414.00)	DE
001	HSV	4330	TRAVEL:OTHER	4340	\$3,050.00	\$1,525.00	(\$1,525.00)	DE
001	HSV	4400	TRAVEL:OTHER	4340	\$4,789.00	\$2,393.00	(\$2,396.00)	DE
001	HSV	4508	TRAVEL:OTHER	4340	\$6,210.00	\$3,105.00	(\$3,105.00)	DE
001	HSV	4720	TRAVEL:OTHER	4340	\$4,590.00	\$2,295.00	(\$2,295.00)	DE
001	HSV	4813	TRAVEL:OTHER	4340	\$1,828.00	\$914.00	(\$914.00)	DE
001	LAB	6370	TRAVEL:OTHER	4340	\$500.00	\$400.00	(\$100.00)	DE
001	LAW	1420	TRAVEL:OTHER	4340	\$2,500.00	\$2,000.00	(\$500.00)	DE
001	LAW	8040	TRAVEL:OTHER	4340	\$1,500.00	\$1,200.00	(\$300.00)	DE
001	PAD	1175	TRAVEL:OTHER	4340	\$400.00	\$320.00	(\$80.00)	DE
001	PKS	7125	TRAVEL:OTHER	4340	\$150.00	\$120.00	(\$30.00)	DE
001	PLN	8020	TRAVEL:OTHER	4340	\$500.00	\$400.00	(\$100.00)	DE
001	PLN	8030	TRAVEL:OTHER	4340	\$250.00	\$200.00	(\$50.00)	DE
001	POL	3120	TRAVEL:OTHER	4340	\$4,000.00	\$3,200.00	(\$800.00)	DE
001	PRO	3140	TRAVEL:OTHER	4340	\$19,655.00	\$15,724.00	(\$3,931.00)	DE
001	PRO	3165	TRAVEL:OTHER	4340	\$600.00	\$480.00	(\$120.00)	DE

FUND	DEPT_CD	Appropriation	OBJECT NAME	Object	2008 ADOPTED	2008 MODIFIED	DIFFERENCE	ACT
001	PRO	3169	TRAVEL:OTHER	4340	\$5,000.00	\$4,000.00	(\$1,000.00)	DE
001	PRO	3173	TRAVEL:OTHER	4340	\$100.00	\$80.00	(\$20.00)	DE
001	PRO	3189	TRAVEL:OTHER	4340	\$2,500.00	\$2,000.00	(\$500.00)	DE
001	PRO	3197	TRAVEL:OTHER	4340	\$380.00	\$304.00	(\$76.00)	DE
001	PRO	3198	TRAVEL:OTHER	4340	\$2,900.00	\$2,320.00	(\$580.00)	DE
001	SWC	8730	TRAVEL:OTHER	4340	\$2,650.00	\$2,120.00	(\$530.00)	DE
001	CIV	1430	FEES FOR SERVICES:NON EMP	4560	\$446,000.00	\$413,843.00	(\$32,157.00)	DE
001	DPW	1490	FEES FOR SERVICES:NON EMP	4560	\$600,000.00	\$556,740.00	(\$43,260.00)	DE
001	DPW	1492	FEES FOR SERVICES:NON EMP	4560	\$9,500.00	\$8,815.00	(\$685.00)	DE
001	DPW	1493	FEES FOR SERVICES:NON EMP	4560	\$10,000.00	\$9,279.00	(\$721.00)	DE
001	DPW	3311	FEES FOR SERVICES:NON EMP	4560	\$100,000.00	\$92,790.00	(\$7,210.00)	DE
001	DPW	5631	FEES FOR SERVICES:NON EMP	4560	\$640,000.00	\$593,856.00	(\$46,144.00)	DE
001	DSS	6005	FEES FOR SERVICES:NON EMP	4560	\$78,400.00	\$72,747.00	(\$5,653.00)	DE
001	DSS	6006	FEES FOR SERVICES:NON EMP	4560	\$10,000.00	\$9,279.00	(\$721.00)	DE
001	DSS	6008	FEES FOR SERVICES:NON EMP	4560	\$159,650.00	\$148,139.00	(\$11,511.00)	DE
001	DSS	6010	FEES FOR SERVICES:NON EMP	4560	\$863,400.00	\$801,149.00	(\$62,251.00)	DE
001	DSS	6015	FEES FOR SERVICES:NON EMP	4560	\$138,700.00	\$128,700.00	(\$10,000.00)	DE
001	DSS	6016	FEES FOR SERVICES:NON EMP	4560	\$2,500.00	\$2,320.00	(\$180.00)	DE
001	DSS	6073	FEES FOR SERVICES:NON EMP	4560	\$147,500.00	\$136,865.00	(\$10,635.00)	DE
001	ECD	6410	FEES FOR SERVICES:NON EMP	4560	\$248,300.00	\$230,398.00	(\$17,902.00)	DE
001	EVE	8200	FEES FOR SERVICES:NON EMP	4560	\$10,000.00	\$9,279.00	(\$721.00)	DE
001	EVE	8715	FEES FOR SERVICES:NON EMP	4560	\$92,000.00	\$85,367.00	(\$6,633.00)	DE
001	EXE	1232	FEES FOR SERVICES:NON EMP	4560	\$125,000.00	\$110,750.00	(\$14,250.00)	DE
001	EXE	6510	FEES FOR SERVICES:NON EMP	4560	\$2,100.00	\$1,949.00	(\$151.00)	DE
001	EXE	6511	FEES FOR SERVICES:NON EMP	4560	\$11,150.00	\$10,346.00	(\$804.00)	DE
001	EXE	6610	FEES FOR SERVICES:NON EMP	4560	\$39,200.00	\$36,374.00	(\$2,826.00)	DE
001	EXE	6802	FEES FOR SERVICES:NON EMP	4560	\$20,000.00	\$18,558.00	(\$1,442.00)	DE
001	EXE	7320	FEES FOR SERVICES:NON EMP	4560	\$13,000.00	\$12,063.00	(\$937.00)	DE
001	EXE	7329	FEES FOR SERVICES:NON EMP	4560	\$20,000.00	\$18,558.00	(\$1,442.00)	DE
001	EXE	8050	FEES FOR SERVICES:NON EMP	4560	\$3,500.00	\$3,248.00	(\$252.00)	DE
001	EXE	8051	FEES FOR SERVICES:NON EMP	4560	\$26,240.00	\$24,348.00	(\$1,892.00)	DE
001	EXE	8052	FEES FOR SERVICES:NON EMP	4560	\$3,000.00	\$2,784.00	(\$216.00)	DE
001	HSV	4005	FEES FOR SERVICES:NON EMP	4560	\$59,250.00	\$54,978.00	(\$4,272.00)	DE
001	HSV	4010	FEES FOR SERVICES:NON EMP	4560	\$439,500.00	\$407,812.00	(\$31,688.00)	DE
001	HSV	4015	FEES FOR SERVICES:NON EMP	4560	\$57,000.00	\$52,890.00	(\$4,110.00)	DE
001	HSV	4101	FEES FOR SERVICES:NON EMP	4560	\$7,310,500.00	\$7,157,397.00	(\$153,103.00)	DE
001	HSV	4160	FEES FOR SERVICES:NON EMP	4560	\$2,000.00	\$1,856.00	(\$144.00)	DE
001	HSV	4316	FEES FOR SERVICES:NON EMP	4560	\$52,096.00	\$48,340.00	(\$3,756.00)	DE
001	HSV	4320	FEES FOR SERVICES:NON EMP	4560	\$746,000.00	\$692,213.00	(\$53,787.00)	DE

FUND	DEPT_CD	Appropriation	OBJECT NAME	Object	2008 ADOPTED	2008 MODIFIED	DIFFERENCE	ACT
001	HSV	4321	FEES FOR SERVICES:NON EMP	4560	\$282,400.00	\$262,039.00	(\$20,361.00)	DE
001	HSV	4340	FEES FOR SERVICES:NON EMP	4560	\$112,000.00	\$103,925.00	(\$8,075.00)	DE
001	HSV	4400	FEES FOR SERVICES:NON EMP	4560	\$130,000.00	\$120,627.00	(\$9,373.00)	DE
001	HSV	4508	FEES FOR SERVICES:NON EMP	4560	\$623,537.00	\$578,580.00	(\$44,957.00)	DE
001	HSV	4618	FEES FOR SERVICES:NON EMP	4560	\$450,000.00	\$417,555.00	(\$32,445.00)	DE
001	HSV	4813	FEES FOR SERVICES:NON EMP	4560	\$9,100.00	\$8,444.00	(\$656.00)	DE
001	ITS	1679	FEES FOR SERVICES:NON EMP	4560	\$530,000.00	\$491,787.00	(\$38,213.00)	DE
001	LAB	6370	FEES FOR SERVICES:NON EMP	4560	\$47,650.00	\$44,214.00	(\$3,436.00)	DE
001	LEG	1010	FEES FOR SERVICES:NON EMP	4560	\$150,000.00	\$133,000.00	(\$17,000.00)	DE
001	LEG	1025	FEES FOR SERVICES:NON EMP	4560	\$730,000.00	\$647,000.00	(\$83,000.00)	DE
001	LAW	1420	FEES FOR SERVICES:NON EMP	4560	\$841,365.00	\$780,703.00	(\$60,662.00)	DE
001	LAW	1429	FEES FOR SERVICES:NON EMP	4560	\$71,800.00	\$66,623.00	(\$5,177.00)	DE
001	LAW	8040	FEES FOR SERVICES:NON EMP	4560	\$4,000.00	\$3,712.00	(\$288.00)	DE
001	PAD	1175	FEES FOR SERVICES:NON EMP	4560	\$7,000.00	\$6,495.00	(\$505.00)	DE
001	PKS	7110	FEES FOR SERVICES:NON EMP	4560	\$35,000.00	\$32,476.00	(\$2,524.00)	DE
001	PLN	8020	FEES FOR SERVICES:NON EMP	4560	\$80,000.00	\$74,232.00	(\$5,768.00)	DE
001	PLN	8030	FEES FOR SERVICES:NON EMP	4560	\$5,000.00	\$4,639.00	(\$361.00)	DE
001	POL	3120	FEES FOR SERVICES:NON EMP	4560	\$130,000.00	\$120,627.00	(\$9,373.00)	DE
001	PRO	1239	FEES FOR SERVICES:NON EMP	4560	\$12,000.00	\$11,135.00	(\$865.00)	DE
001	PRO	3140	FEES FOR SERVICES:NON EMP	4560	\$58,700.00	\$54,468.00	(\$4,232.00)	DE
001	PRO	3148	FEES FOR SERVICES:NON EMP	4560	\$5,000.00	\$4,639.00	(\$361.00)	DE
001	PRO	3165	FEES FOR SERVICES:NON EMP	4560	\$12,250.00	\$11,367.00	(\$883.00)	DE
001	PRO	3167	FEES FOR SERVICES:NON EMP	4560	\$30,000.00	\$27,837.00	(\$2,163.00)	DE
001	PRO	3169	FEES FOR SERVICES:NON EMP	4560	\$86,695.00	\$80,444.00	(\$6,251.00)	DE
001	PRO	3173	FEES FOR SERVICES:NON EMP	4560	\$49,000.00	\$45,467.00	(\$3,533.00)	DE
001	PRO	3175	FEES FOR SERVICES:NON EMP	4560	\$48,700.00	\$45,189.00	(\$3,511.00)	DE
001	PRO	3180	FEES FOR SERVICES:NON EMP	4560	\$28,800.00	\$26,724.00	(\$2,076.00)	DE
001	PRO	3188	FEES FOR SERVICES:NON EMP	4560	\$9,950.00	\$9,233.00	(\$717.00)	DE
001	PRO	3189	FEES FOR SERVICES:NON EMP	4560	\$14,000.00	\$12,991.00	(\$1,009.00)	DE
001	PRO	3196	FEES FOR SERVICES:NON EMP	4560	\$29,500.00	\$27,373.00	(\$2,127.00)	DE
001	PRO	3541	FEES FOR SERVICES:NON EMP	4560	\$26,700.00	\$17,641.00	(\$9,059.00)	DE
001	HSV	4321	SPECIAL SERVICES	4770	\$325,000.00	\$291,850.00	(\$33,150.00)	DE
001	HSV	4160	HEALTH PROGRAMS	4940	\$240,000.00	\$180,000.00	(\$60,000.00)	DE
016	DPW	5130	PURCHASE OF AUTOMOBILES	2030	\$6,894,666.00	\$6,294,666.00	(\$600,000.00)	DE
TOTAL								
INTERFUND TRANSFERS								
001	IFT	E016	TRANSFER TO FUND 016	9600	\$16,085,101.00	\$15,785,101.00	(\$300,000.00)	
115	IFT	E016	TRANSFER TO FUND 016	9600	\$14,844,693.00	\$14,544,693.00	(\$300,000.00)	
					\$32,881,822.00	\$29,878,709.00	(\$3,003,113.00)	

FUND	DEPT_CD	Appropriation	OBJECT NAME	Object	2008 ADOPTED	2008 MODIFIED	DIFFERENCE	ACT
REVENUES								
016	IFT	R115	TRANSFER FROM POLICE DISTRICT		\$14,844,693.00	\$14,544,693.00	(\$300,000.00)	
016	IFT	R001	TRANSFER FROM GENERAL FUND		\$16,085,101.00	\$15,785,101.00	(\$300,000.00)	

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation		
Resolution <input checked="" type="checkbox"/> Local Law _____ Charter Law _____		
2. Title of Proposed Legislation		
A Responsible Plan for Revenue Enhancement and Costs Savings to Mitigate an Anticipated 2009 Shortfall		
3. Purpose of Legislation: Providing a plan which both takes and recommends decisive actions to avoid a 2009 shortfall in the range of \$130 to \$156 million and which will help mitigate the need for possible service reductions, possible staff reductions, or tax increases.		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <input checked="" type="checkbox"/>		
5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)		
County	Town	Economic Impact
Village	School District	Other (Specify): Community College
Library District	Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact See Below:		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
<u>Estimated Savings Thru the following:</u>		
2008: Tobacco Securitization \$8 million, Appropriation Reductions \$3.0 million (Vehicles, Equipment, Supplies, etc. \$2million, Fee's for Service \$1million) Early Retirement/Turnover Savings to be determined		
2009: Tobacco Securitization \$42, million; Early retirement \$5 million, Additional Turnover Savings \$6million, Appropriation Reductions \$4.0 million; (\$2million continuation of 2008 cuts, \$2million 4980 contract reductions) Wage Freeze- Exempts \$250,000 Alternative to Tobacco – Sale of Liens – to be determined		
2010: Tobacco Securitization \$40, million; Early retirement/ turnover – \$7.5 - \$10 million, Alternative to Tobacco – Sale of Liens – to be determined		
2011, 2012 – to be determined based on future budgets and selection of Savings methodology		
<u>Estimated Additional Revenues Thru the following:</u>		
Selected Fee increases in Consumer Affairs, Department of Health Services (Permits/Fines/Fees), Civil Service, Department of Probation		
2009 – 2012 \$3 million annually.		
8. Proposed Source of Funding		
N/A		
9. Timing of Impact		
Savings commence upon approval		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Allen M. Kovesdy Director of Management and Research		April 15, 2008

**FINANCIAL IMPACT
2008 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

GENERAL FUND

	2008 PROPERTY TAX LEVY	2008 COST TO AVG TAXPAYER	2008 AV TAX RATE PER \$100	2008 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

0

POLICE DISTRICT AND DISTRICT COURT

	2008 PROPERTY TAX LEVY	2008 COST TO AVG TAXPAYER	2008 AV TAX RATE PER \$100	2008 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2008 PROPERTY TAX LEVY	2008 COST TO AVG TAXPAYER	2008 AV TAX RATE PER \$100	2008 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2007.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2007-2008.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2007 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

OFFICE OF THE COUNTY EXECUTIVE
COUNTY OF SUFFOLK

- (1) Please limit this suggestion to (ONE) proposal.
- (2) Describe in detail.
- (3) Attach all pertinent backup material.

Submitting Department Department Contact Person
(Dept. Name & Location)(Name & Telephone No.)

SUFFOLK COUNTY EXECUTIVE'S OFFICE
Allen Kovesdy
853-4739

Suggestion Involves:

Technical Amendment New Program

Grant Award Contract (New Rev.)

Summary of Problem: (Explanation of why this legislation is needed.)

Providing a plan which both takes and recommends decisive actions to avoid a 2009 shortfall in the range of \$130 to \$156 million and which will help mitigate the need for possible service reductions, possible staff reductions, or tax increases.

Proposed Changes in Present Statute: (Please specify section when possible)

SEE ABOVE

PLEASE FILL IN REVERSE SIDE OF FORM

SCIN Form 175a(10/95) Prior editions of this form are obsolete.

**CERTIFICATE OF NECESSITY FOR THE IMMEDIATE CONSIDERATION
OF INTRODUCTORY RESOLUTION NO. 1431 - 2008**

WHEREAS, INTRODUCTORY RESOLUTION NO. - 2008

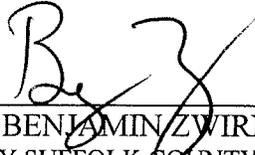
**RESOLUTION NO. -2008, AMENDING THE 2007 CAPITAL
BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN
CONNECTION WITH THE RECONSTRUCTION OF
SHINNECOCK CANAL LOCKS, PHASE VI, TOWN OF
SOUTHAMPTON (CAPITAL PROGRAM NUMBER 5343)**

**WHEREAS, IT IS ESSENTIAL THAT SAID INTRODUCTORY
RESOLUTION BE CONSIDERED IMMEDIATELY,**

**NOW, I, BENJAMIN ZWIRN, DEPUTY SUFFOLK COUNTY EXECUTIVE
CERTIFY PURSUANT TO ARTICLE II, SECTION 2-12(A), AND ARTICLE III,
SECTION 3-9 OF THE SUFFOLK COUNTY CHARTER, THAT THERE EXISTS A
NEED FOR THE IMMEDIATE CONSIDERATION OF INTRODUCTORY
RESOLUTION NO. - 2008, BECAUSE \$100,000, WHICH WAS NOT
INCLUDED IN THE 2008 CAPITAL BUDGET AND PROGRAM, IS NEEDED TO
COMPLETE UNANTICIPATED WORK ON THE SUBMERGED HINGE BASE OF
THE CANAL LOCK GATES; IT IS IMPERATIVE THAT THIS FUNDING BE
APPROPRIATED AS SOON AS POSSIBLE FOR WORK TO BE COMPLETED.**

APR 28 2008
SUFFOLK COUNTY EXECUTIVE OFFICE
100 WATER STREET
PORTSMOUTH, VA 23702

**IN WITNESS THEREOF, I HAVE HERewith SET MY HAND AND
CAUSED TO BE AFFIXED THE SEAL OF SUFFOLK COUNTY THIS
28 OF APRIL, 2008.**



BENJAMIN ZWIRN
DEPUTY SUFFOLK COUNTY EXECUTIVE

COUNTY OF SUFFOLK



STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PUBLIC WORKS

GILBERT ANDERSON, P.E.
COMMISSIONER

THOMAS LAGUARDIA, P.E.
CHIEF DEPUTY COMMISSIONER

LOUIS CALDERONE
DEPUTY COMMISSIONER

MEMORANDUM

TO: Ben Zwirn, Deputy County Executive

FROM: Thomas LaGuardia, P.E., Chief Deputy Commissioner

DATE: April 11, 2008

RE: C.P. 5343 – Reconstruction of Shinnecock Canal Locks, Phase VI, Town of Southampton

Attached are a draft resolution and duplicate copy to appropriate the sum of \$100,000 for construction in connection with the above referenced project. There are no funds included in the 2008 Capital Budget and Program for this project and, as such, an offset must be provided. It is our intent to utilize \$100,000 in design funds from C.P. 5550.

This project is currently under construction. Unanticipated work is required on the submerged bottom hinge base for the Canal lock gates. Historically, these parts do not corrode to this extent. Severe corrosion was noticed after the lock chamber was dewatered and the lock gates were removed from the hinge bases. This appropriation will allow us to complete this work. *As it is imperative that this funding be appropriated as soon as possible, we are requesting that this resolution be introduced with a Certificate of Necessity.*

The Suffolk County Council on Environmental quality has reviewed the rehabilitation of the Shinnecock Locks and determined that it is a Type II Action pursuant to the provisions of Chapter 279 of the Suffolk County Code as a replacement of a facility in-kind on the same site. The Legislature concurred with this decision in Resolution No. 391 of 1993.

An e-mail version of this resolution was sent to CE RESO REVIEW saved under the title "Reso-DPW-CP 5343.doc".

TL:WH:er
attach.

cc: Jim Morgo, Chief Deputy County Executive
Brendan Chamberlain, County Executive Assistant
Carmine Chiusano, Chief Financial Analyst
William Hillman, P.E., Chief Engineer
William Chandler, Federal Construction Projects Coordinator
Linda Brandolf, CPA, Capital Accounting
James Bagg, Chief Environmental Analyst

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

RESOLUTION NO. 2008, AMENDING THE 2007 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH THE RECONSTRUCTION OF SHINNECOCK CANAL LOCKS, PHASE VI, TOWN OF SOUTHAMPTON (CAPITAL PROGRAM NUMBER 5343)

WHEREAS, the Commissioner of Public Works has requested funds for construction in connection with the Reconstruction of Shinnecock Canal Locks, Phase VI; and

WHEREAS, the professional engineering services associated with the planning, design and construction of this project have been and will be performed by the staff of the Department of Public works; now, therefore, be it

WHEREAS, sufficient funds are not included in the 2008 Capital Budget and Program to cover the cost of said request and pursuant to Suffolk County Charter, Section C-4-13, an offsetting authorization must be provided from another capital project; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 571-1998 and reaffirmed by Resolution No. 209-2000, established the use of a priority ranking system, implemented in the Adopted 2008 Capital Budget, as the basis for funding capital projects such as this project; and

WHEREAS, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act have been performed; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$100,000 in Suffolk County Serial Bonds; and

1st RESOLVED, Resolution No. 391 of 1993 approved by the County Legislature issued a SEQRA Negative Declaration for the project, therefore, the provisions of SEQRA have been complied with and no further environmental review is necessary; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of forty-nine (49) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 571-1998 and reaffirmed by Resolution No. 209-2000; and be it further

3rd RESOLVED, that the County Department of Public Works is hereby authorized, empowered and directed to take such action as may be necessary, pursuant to Section C8-2 (X) of the Suffolk County Charter; and be it further

4th RESOLVED, that the 2008 Capital Budget and Program be and they are hereby amended as follows:

Project No.: 5550
 Project Title: Improvements to CR 80, Montauk Highway, Town of Southampton

	<u>Total Est'd Cost</u>	<u>Current 2008 Capital Budget & Program</u>	<u>Revised 2008 Capital Budget & Program</u>
1. Planning, Design & Supervision	<u>\$250,000</u>	<u>\$100,000</u>	<u>\$ 0</u>
TOTAL	\$275,000	\$100,000	\$ 0

Project No.: 5343
 Project Title: Reconstruction of Shinnecock Canal Locks, Town of Southampton

	<u>Total Est'd Cost</u>	<u>Current 2008 Capital Budget & Program</u>	<u>Revised 2008 Capital Budget & Program</u>
3. Construction	<u>\$3,170,000</u>	<u>\$ 0</u>	<u>\$100,000</u>
TOTAL	\$3,170,000	\$ 0	\$100,000

and be it further

5th RESOLVED, that the proceeds of \$100,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<u>Project No.</u>	<u>J.C Project Title</u>	<u>Amount</u>
Ref-525-CP# 5343.>	50 Reconstruction of Shinnecock Canal Locks, Phase VI	\$100,000

Date:

APPROVED BY:

 County Executive of Suffolk County

Date of Approval:

REQUEST FOR THE INTRODUCTION OF SUFFOLK COUNTY LEGISLATION
OFFICE OF THE COUNTY EXECUTIVE
County of Suffolk

- (1) Please limit this suggestion form to ONE proposal.
- (2) Describe in detail.
- (3) Attach all pertinent material.

Submitting Department
(Dept. Name & Location)

Public Works
335 Yaphank Avenue
Yaphank, NY 11980

Department Contact Person
(Name & Phone No.):

William Hillman, P.E.
Chief Engineer
852-4002

Suggestion Involves:

Amendment

Grant Award

New Program

Contract (New Rev.)

Summary of Problem: (Explanation of why this legislation is needed.)

This resolution will allow the Department to complete this construction project.

Proposed Changes in Present Statute: (Please specify section when possible.)

Not Applicable

PLEASE FILL IN REVERSE SIDE OF FORM

SCIN FORM 175a (10/95) Prior editions of this form are obsolete.

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation		
Resolution <input checked="" type="checkbox"/>	Local Law <input type="checkbox"/>	Charter Law <input type="checkbox"/>
2. Title of Proposed Legislation		
AMENDING THE 2008 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH THE RECONSTRUCTION OF SHINNECOCK CANAL LOCKS, TOWN OF SOUTHAMPTON (CP 5343)		
3. Purpose of Proposed Legislation		
SEE NO. 2 ABOVE		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		
5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)		
<input checked="" type="checkbox"/> County	<input type="checkbox"/> Town	<input type="checkbox"/> Economic Impact
<input type="checkbox"/> Village	<input type="checkbox"/> School District	<input type="checkbox"/> Other (Specify):
<input type="checkbox"/> Library District	<input type="checkbox"/> Fire District	
6. If the answer to item 4 is "yes", Provide Detailed Explanation of Impact		
SERIAL BONDS WILL BE ISSUED TO FINANCE THE PROJECT. PRINCIPAL AND INTEREST COSTS WILL BE INCURRED OVER THE LIFE OF THE BONDS.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
SEE ATTACHED DEBT SCHEDULE.		
8. Proposed Source of Funding		
SERIAL BONDS.		
9. Timing of Impact 2007		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
CARMINE CHIUSANO PRINCIPAL FINANCIAL ANALYST		

Intro. Res. No. 1416-93
Introduced by Presiding Officer Blydenburgh

Laid on the Table 5/11/93

RESOLUTION NO. 391 -1993, MAKING A SEQRA DETERMINATION IN CONNECTION WITH THE PROPOSED REHABILITATION OF THE SHINNECOCK CANAL LOCKS, PHASE II, TOWN OF SOUTHAMPTON (CP 5343)

WHEREAS, the Suffolk County Council on Environmental Quality (CEQ) has reviewed a project designated as the "Proposed Rehabilitation of the Shinnecock Canal Locks, Phase II, Town of Southampton (CP 5343)", pursuant to Section 6 of Local Law No. 22-1985 which project involves rehabilitation of the locks and tide gates including removal and repair of the gates and replacing rotted timber wales and facing; and

WHEREAS, an Environmental Assessment Form (EAF) was prepared and submitted to the CEQ office by the Suffolk County Department of Public Works and subsequently sent out to all concerned parties; and

WHEREAS, at its April 21, 1993 meeting, the CEQ reviewed the EAF and information submitted by the Department of Public Works; and

WHEREAS, the CEQ recommended that the above activity be considered a Type II action, pursuant to the provisions of Title 6 NYCRR, Part 617.13(d)(1), as a replacement of facilities in kind on the same site; and

WHEREAS, the CEQ has advised the County Legislature and the County Executive by memo dated April 27, 1993 of said recommendations; and

WHEREAS, Section 279-5(H) of the SUFFOLK COUNTY CODE requires the Presiding Officer to introduce legislation for an appropriate SEQRA determination; and

WHEREAS, the Suffolk County Legislature has reviewed the EAF and the CEQ recommendations; now, therefore, be it

RESOLVED, that this Legislature hereby determines that the proposed rehabilitation of the Shinnecock Canal Locks, Phase II, Town of Southampton (CP 5343) constitutes a Type II action pursuant to the provisions of Chapter 279 of the Suffolk County Code as a replacement of a facility in-kind on the same site; and be it further

RESOLVED, that a copy of this resolution shall be filed with the Suffolk County Clerk, the initiating unit of said project, and with the CEQ; and be it further

RESOLVED, that in accordance with Section C1-4(1)(d) of the SUFFOLK COUNTY CHARTER and Section 279-5(C)(4) of the SUFFOLK COUNTY CODE, the CEQ is hereby directed to prepare and circulate a SEQRA notice of determination of non-significance in accordance with this resolution.

DATED: June 9, 1993

APPROVED BY:


County Executive of Suffolk County

Date of Approval: 6/15/93

**CERTIFICATE OF NECESSITY FOR THE IMMEDIATE CONSIDERATION
OF INTRODUCTORY RESOLUTION NO. 1432 - 2008**

WHEREAS, INTRODUCTORY RESOLUTION NO. - 2008

**RESOLUTION NO. -2008, AUTHORIZING THE COUNTY
CLERK TO FILE AN APPLICATION FOR ADDITIONAL
STATE MORTGAGE TAX REIMBURSEMENT**

**WHEREAS, IT IS ESSENTIAL THAT SAID INTRODUCTORY
RESOLUTION BE CONSIDERED IMMEDIATELY,**

**NOW, I, BENJAMIN ZWIRN, DEPUTY SUFFOLK COUNTY EXECUTIVE
CERTIFY PURSUANT TO ARTICLE II, SECTION 2-12(A), AND ARTICLE III,
SECTION 3-9 OF THE SUFFOLK COUNTY CHARTER, THAT THERE EXISTS A
NEED FOR THE IMMEDIATE CONSIDERATION OF INTRODUCTORY
RESOLUTION NO. - 2008, BECAUSE THE OFFICE OF THE COUNTY CLERK
NEEDS TO FILE AN APPLICATION WITH THE NEW YORK STATE
COMMISSIONER OF TAXATION AND FINANCE IN ORDER TO RETAIN
\$1,462,413 OF MORTGAGE TAX COLLECTED TO OFFSET EXPENSES.**

09 APR 28 4:02
CLERK OF COUNTY

**IN WITNESS THEREOF, I HAVE HEREWITH SET MY HAND AND
CAUSED TO BE AFFIXED THE SEAL OF SUFFOLK COUNTY THIS
28 OF APRIL, 2008.**



BENJAMIN ZWIRN
DEPUTY SUFFOLK COUNTY EXECUTIVE

Intro. Res No. 1432 Laid on Table 4/29/08
Introduced by the County Executive at Request of the County Clerk

RESOLUTION NO. -2008, AUTHORIZING THE COUNTY CLERK TO FILE AN APPLICATION FOR ADDITIONAL STATE MORTGAGE TAX REIMBURSEMENT

WHEREAS, Section 262 of the NEW YORK TAX LAW allows the County Clerk to receive all necessary expenses, as approved and allowed by the New York State Tax Commission, by retention from mortgage proceeds actually collected; and

WHEREAS, the Suffolk County Clerk's Office has sought and retrieved mortgage tax reimbursement in the amount of **\$1,687,047.00** for 2007-2008; and

WHEREAS, the County Clerk's Office collected **\$222,750,569.00** in mortgage tax in **2007** compared to **\$266,201,380.00** collected in **2006**; and

WHEREAS, the Suffolk County Clerk is now entitled to retain annually from the mortgage tax collected which moneys could be utilized to offset budgetary shortfalls or tax increases in the County operating budget; and

WHEREAS, the County Clerk, has determined that her Office is eligible to retain **\$1,462,413.00** of mortgage tax collected to offset expenses in his office, now, therefore be it

RESOLVED, that the Suffolk County Clerk is hereby authorized, empowered, and directed, pursuant to Section 18-2 of the SUFFOLK COUNTY CHARTER, to file an application with the New York State Commissioner of Taxation and Finance, for additional funding in the amount of **\$1,462,413.00** that the County of Suffolk may be entitled to as a result of actual collection of the New York State mortgage tax proceeds by the Suffolk County Clerk's Office, as set forth in Exhibit "A" attached hereto and made part hereof.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:

03 APR 28 4:31:26
SUFFOLK COUNTY CLERK
OFFICE OF THE COUNTY CLERK
SUFFOLK COUNTY

EXHIBIT "A"

2008

MORTGAGE TAX COST ANALYSIS
NON PERSONNEL COSTS

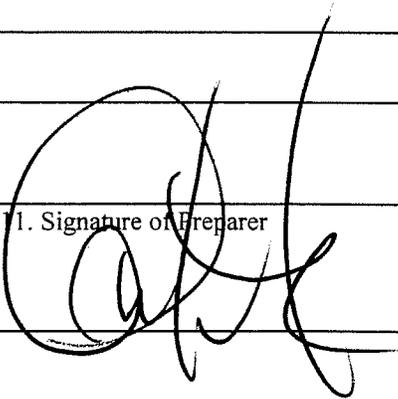
I.	Support Costs - Data Processing Total Data Processing Costs - \$ 866,333 15% Attributable	\$ 129,950
II.	General Office Supplies Total - \$145,816 14% Attributable	\$ 20,414
III.	Postage Total - \$ 131,782 86,326 Mortgages at 1.13	\$ 97,548
IV.	Service and Maintenance of Equipment Total - \$ 106,888 14% Attributable	\$14,964
V.	Rental of Office Space 6,174 Square Feet \$20.00 per Square Foot	\$ 123,480
	SUB TOTAL	\$386,357

MORTGAGE TAX PERSONNEL COSTS

Total costs include 30% for Fringe Benefits See attached Personnel Cost Analysis	\$ 1,076,056
SUB TOTAL	\$ 1,076,056

TOTAL MORTGAGE TAX COSTS \$ 1,462,413

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation		
Resolution <u> X </u> Local Law <u> </u> Charter Law <u> </u>		
2. Title of Proposed Legislation		
AUTHORIZING THE COUNTY CLERK TO FILE AN APPLICATION FOR ADDITIONAL STATE MORTGAGE TAX REIMBURSEMENT.		
3. Purpose of Proposed Legislation		
Same as above		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <u> </u> No <u> X </u>		
5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)		
County	Town	Economic Impact
Village	School District	Other (Specify): Community College
Library District	Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact		
NO IMPACT.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
N/A		
8. Proposed Source of Funding		
N/A		
9. Timing of Impact		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Allen M. Kovesdy Director of Management and Research		April 25, 2008

SIN FORM 175b (10/95)

OFFICE OF THE COUNTY EXECUTIVE
COUNTY OF SUFFOLK

- (1) Please limit this suggestion to (ONE) proposal.
- (2) Describe in detail.
- (3) Attach all pertinent backup material.

Submitting Department Department Contact Person
(Dept. Name & Location)(Name & Telephone No.)

OFFICE OF THE SUFFOLK COUNTY CLERK
Nicole DeLuca Chief Deputy
852-2000

Suggestion Involves:

Technical Amendment New Program

Grant Award Contract (New Rev.)

Summary of Problem: (Explanation of why this legislation is needed.)

AUTHORIZING THE COUNTY CLERK TO FILE AN APPLICATION FOR ADDITIONAL
STATE MORTGAGE TAX REIMBURSEMENT

Proposed Changes in Present Statute: (Please specify section when possible)

PLEASE FILL IN REVERSE SIDE OF FORM

SCIN Form 175a(10/95) Prior editions of this form are obsolete.

**FINANCIAL IMPACT
2008 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

GENERAL FUND

	2008 PROPERTY TAX LEVY	2008 COST TO AVG TAXPAYER	2008 AV TAX RATE PER \$100	2008 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

0

POLICE DISTRICT AND DISTRICT COURT

	2008 PROPERTY TAX LEVY	2008 COST TO AVG TAXPAYER	2008 AV TAX RATE PER \$100	2008 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2008 PROPERTY TAX LEVY	2008 COST TO AVG TAXPAYER	2008 AV TAX RATE PER \$100	2008 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2007.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2007-2008.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2007 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

**CERTIFICATE OF NECESSITY FOR THE IMMEDIATE CONSIDERATION
OF INTRODUCTORY RESOLUTION NO. 1433 - 2008**

WHEREAS, INTRODUCTORY RESOLUTION NO. – 2008

**RESOLUTION NO. -2008, AUTHORIZING USE OF
PROPERTY AT GABRESKI AIRPORT BY EAST END LITTLE
LEAGUE**

**WHEREAS, IT IS ESSENTIAL THAT SAID INTRODUCTORY
RESOLUTION BE CONSIDERED IMMEDIATELY,**

**NOW, I, BENJAMIN ZWIRN, DEPUTY SUFFOLK COUNTY EXECUTIVE
CERTIFY PURSUANT TO ARTICLE II, SECTION 2-12(A), AND ARTICLE III,
SECTION 3-9 OF THE SUFFOLK COUNTY CHARTER, THAT THERE EXISTS A
NEED FOR THE IMMEDIATE CONSIDERATION OF INTRODUCTORY
RESOLUTION NO. – 2008, BECAUSE THE SCHEDULED SEASON OF THE
EAST END LITTLE LEAGUE BEGINS MAY 1 AND BECAUSE THE LICENSE
AGREEMENT BETWEEN THE EAST END LITTLE LEAGUE AND THE COUNTY
OF SUFFOLK CALLS FOR A TERM OF USE BETWEEN MAY 1, 2008 AND JUNE
15, 2008.**

APR 28 2008
SUFFOLK COUNTY EXECUTIVE OFFICE
1000 MARKET STREET
PORTSMOUTH, VA 23702

**IN WITNESS THEREOF, I HAVE HEREWITH SET MY HAND AND
CAUSED TO BE AFFIXED THE SEAL OF SUFFOLK COUNTY THIS
28 OF APRIL, 2008.**

APR 28 2008
SUFFOLK COUNTY EXECUTIVE OFFICE
1000 MARKET STREET
PORTSMOUTH, VA 23702



BENJAMIN ZWIRN
DEPUTY SUFFOLK COUNTY EXECUTIVE

MEMORANDUM

TO: Ben Zwirn, Deputy County Executive
Office of the County Executive

FROM: Carolyn E. Fahey, Intergovernmental Relations Coordinator
Department of Economic Development & Workforce Housing

DATE: April 10, 2008

SUBJECT: **Authorizing use of Gabreski Airport Property
by the East End Little League**

The Department of Economic Development and Workforce Housing has been contacted by the East End Little League, requesting use of Gabreski Airport property for the purpose of hosting little league baseball and softball games during their 2008 season. The department reviewed the request to use approximately 2.5 acres for the months of May and June and submitted same to the Airport Conservation and Assessment Panel for their comment.

Due to the timing of the Little League season, we request that this resolution be introduced via a Certificate of Necessity at the April 29th meeting.

Attached please find the draft resolution and the required SCIN 175a and 175b. Electronic copies are being filed as requested.

Thank you.

CEF/kmb

cc: Jim Morgo, Chief Deputy County Executive
Brendan Chamberlain, County Executive Assistant
Tony Ceglio, Airport Manager

Intro. Res. No. 1433- 2008
Introduced by the Presiding Officer on the request of the County Executive

Laid on Table 4/29/ 2008

**RESOLUTION NO. - 2008 AUTHORIZING USE OF
PROPERTY AT GABRESKI AIRPORT BY EAST END LITTLE LEAGUE**

WHEREAS, the East End Little League is a not for profit organization serving over 600 youth residing from Eastport to East Quogue; and

WHEREAS, as a result of an increase in enrollment, along with the recent loss in the use of some of the local school ball fields due to school construction the East End Little League has requested use of Gabreski Airport property to create ball fields to fill this years void; and

WHEREAS, the East End Little League has submitted to Gabreski Airport a request to utilize property for the purposes of this hosting little league games beginning immediately through July 2008; and

WHEREAS, both the Department of Economic Development and Workforce Housing and the Airport Conservation and Assessment Panel (ACAP) have reviewed this application and recommend the Legislature approve this request with a fee of \$10.00 per week, now, therefore be it

1st RESOLVED, that the County Executive or his designee, be and hereby is authorized to execute a license agreement for the use of the above described property between the East End Little League and the County of Suffolk, in substantial accordance with the agreement annexed; and be it further

2nd RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA") New York Environmental Conservation Law, Article 8, hereby finds and determines that this resolution constitutes a Type II action, pursuant to volume 6 of New York Code of Rules and Regulations ("NYCRR") S617.5 (c)(15), (20), and (27), in that the resolution concerns minor temporary uses of land having negligible or no permanent impact on the environment.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

REQUEST FOR THE INTRODUCTION OF SUFFOLK COUNTY LEGISLATION
OFFICE OF THE COUNTY EXECUTIVE
County of Suffolk

- (1) Please limit this suggestion form to ONE proposal.
- (2) Describe in detail
- (3) Attach all pertinent backup material.

Submitting Department (Dept. Name & Location):	Department Contact Person (Name & Phone No.):
Department of Economic Development and Workforce Housing H. Lee Dennison Bldg. - 2 nd Floor Hauppauge	Carolyn Fahey Intergovernmental Relations Coordinator 853-4833

Suggestion Involves:

Technical Amendment _____ New Program _____
Grant Award _____ Contract: New _____ Rev. _____

Summary of Problem: (Explanation of why this legislation is needed.)

**AUTHORIZING USE OF GABRESKI AIRPORT PROPERTY BY THE EAST END
LITTLE LEAGUE**

Proposed Changes in Present Statute: (Please specify section when possible.)

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation		
Resolution <u> X </u> Local Law _____ Charter Law _____		
2. Title of Proposed Legislation		
AUTHORIZING USE OF PROPERTY AT GABRESKI AIRPORT BY EAST END LITTLE LEAGUE		
3. Purpose of Proposed Legislation		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes _____ No _____		
5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)		
County	Town	Economic Impact
Village	School District	Other (Specify):
Library District	Fire District <input type="checkbox"/>	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
8. Proposed Source of Funding		
9. Timing of Impact		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date

LICENSE AGREEMENT

Made this ____ day of _____, 2008 between the East End Little League (hereinafter the Little League), a non-profit organization, whose address is PO Box 554, Westhampton, New York 11977, and the COUNTY OF SUFFOLK, a municipal corporation whose address is County Center, Riverhead, New York (hereinafter the County).

WITNESSETH:

1. **DESCRIPTION.** County hereby grants to the Little League a License for the use of property known as 2.5+ acres of land and adjacent parking at Francis S. Gabreski Airport, Westhampton Beach, New York (hereinafter "Premises") depicted on the map attached hereto as **Exhibit A**.
2. **TERM.** May 1, 2008 to June 15 (approximately 6 weeks).
3. **PURPOSE.** The parties hereto acknowledge that County is a municipal corporation and is entering into and executing this License agreement by virtue of the authority of Resolution No. _____-2008 of the Suffolk County Legislature, for the purpose and intent of holding Little League baseball and softball games. The resolution is incorporated herein by reference. The Little League has examined the same is fully aware of the intended purpose thereof, and that the Little League's use of the Premises shall be for the sole purpose of playing fields and for no other purpose. The grant of this License shall not be deemed to preclude the use of Francis S. Airport by the public, by County itself or by any tenant of the County of Suffolk located at Francis S. Gabreski Airport.

It is expressly understood and agreed that this License is a limited license to use the Premises. It is not a Lease; no interest in real estate, real property or personalty and no right of exclusive possession and control is granted herewith to the Little League. The Little League's right to occupy the Premises shall continue only so long as the Little League shall comply strictly and promptly with each and all of the undertakings, provisions, covenants, agreements, stipulations, and conditions contained herein.

This License permits the Little League to enter, use and occupy the Premises consistent with the terms herein, until such time that the License expires or its early termination as hereinafter provided. The Little League further agrees to provide all documentation required under this License on or before execution of this License.

4. **RENTAL AND SECURITY.** A rental fee of \$10.00 a week, for six (6) weeks, for a total of \$60.00, shall be paid, in advance, to County at the Airport Management Office, located at Francis S. Gabreski Airport, Westhampton Beach, New York. In addition, the Little League further agrees to provide the sum of \$350.00 payable in advance, as security for the clean-up of the Premises, if and as necessary, and the performance by the Little League of all other of its obligations under this Agreement. The security, less any monies due the County there from by reason of violation of the terms of this Agreement by the Little League, shall be returned to the Little League upon a determination by Airport Management that the Premises has been restored to its original condition.

All payments shall be in the form of a Certified Business Check, made payable to the Suffolk County Treasurer.

5.

DUTIES. A) On or before May 1, 2008 the Little League shall submit to Airport Management a "Site Plan" indicating the ball field layout including backstops, fences, parking plans, and post event park clean-up plans, all of which shall be subject to approval by Airport Management.

B) It is expressly understood and agreed that the Premises is and shall be the sole property of the County at all times during the period of this License.

C) The Little League acknowledges that this License is for use of the Premises in "as is" condition and it is the sole obligation of the Little League to suit the License area to its needs, as identified in the site plan, at its sole cost and expense. Any alterations, modifications, or improvements to the Premises must be included in the site plan approved by Airport Management.

D) The Little League shall commit no act of waste and shall take good care of the Premises, and shall, in the use and occupancy of the Premises: (a) conform to all laws, orders and regulations of the federal, state and municipal governments, or any of their departments, (b) conform to all applicable federal, state and local laws and regulations regulating toxic waste and discharge, including, but not limited to, Articles VII and XII of the Suffolk County Sanitary Code, and (c) shall conform to the regulations of the New York Board of Fire Underwriters, provided they are applicable by reason of the use of the Premises by the Little League.

E) The Little League shall comply at its own cost and expense, with all federal, state, County and town statutes, local laws, ordinances, rules or regulations, now or hereinafter in force, which may be applicable to the operation of a carnival and fireworks display, including obtaining and paying for all licenses and charges and taxes (whether real property or otherwise) assessed under state, federal, County or local statutes or ordinances, insofar as they are applicable thereto. Copies of any and all permits, approvals or the like shall be submitted to Airport Management at least five (5) days prior to the commencement of the event.

F) The Little League, at its expense, will provide for the placement, removal and frequent emptying of trash receptacles adequate in number for the anticipated daily attendance and shall surrender the premises in a clean condition, similar to that when occupation commenced, reasonable wear excepted.

G) The County shall not be responsible for providing any personnel for the conduct of this event.

H) The Little League hereby expressly waives any and all claims for compensation for any and all loss or damage sustained by the Little League resulting from fire, water, storm, tornadoes, civil commotion, riots, acts of God or other disasters. The Little League expressly waives all rights, claims and demands and forever releases and discharges the people of the State of New York, the County of Suffolk, the Suffolk County Department of Economic Development and Workforce Housing and their officers, employees, and agents from any and all demands, claims, actions and causes of action arising from any of

the enumerated causes whatsoever. In the event of inclement weather, the Little League expressly waives the right to request a rescheduling of events.

I) Alcoholic Beverages. The sale and/or consumption of alcoholic beverages of any kind are prohibited.

J) Concessions. The sale of food and/or drinks of any kind are prohibited

K) No signs, banners or other displays shall be erected.

L) The Little League shall be fully responsible and liable for the acts and conduct of the participants and shall take such measures necessary with respect to improper acts and conduct.

6. ALTERATIONS. The Little League shall not make any "Alterations," meaning any alterations, installations, improvements, additions, renovations or physical changes to the Premises or any part or portion thereof or in any areas in the vicinity of the Premises, without the prior written consent of the County.
7. NO ASSIGNMENT. The License hereby granted shall not be transferred, assigned, conveyed, sublet, subcontracted or otherwise given to another, or any right, or interest therein.
8. PARKING PLACES. During the term of this Agreement, parking shall be in the area as depicted on the map attached hereto as **Exhibit A** and in accordance with the Site Plan described in **Section 5**.
9. UTILITIES. A) The Little League shall assume and be responsible to pay for all utilities' services, including connections thereto, used by it with respect to its operations granted by this Agreement, including water, electricity and fuel. The Little League shall not use any existing utility services at the Premises without the express consent of Airport Management.

B) The County shall have no liability to the Little League for any loss, damage or expense sustained or incurred by reason of any change, failure, inadequacy, unsuitability or defect in the supply or character of the utilities to the Premises for this event.
10. IDEMNITY AND INSURANCE. A) The Little League assumes all risks in the arising in connection with this License and shall defend, indemnify and hold harmless the County, its officials, employees, servants, and agents from and against all liabilities, fines, penalties, actions, demands, losses, claims, costs, judgments, damages, liens, encumbrances, costs, and expenses, including attorneys' fees, arising out of the acts or omissions or negligence of the Little League, its owners, agents, employees or servants in connection with the services described or referred to in this License, which responsibility shall not be limited to the insurance coverage herein provided for.

B) The Little League agrees not to use, suffer or permit any person to use in any manner whatsoever the Premises or any part thereof for any illegal purpose, or for any purpose in violation of any Federal, State, County or Municipal Law, ordinance, rule, order or regulation or of any rule or regulation of Francis S. Gabreski Airport now in effect or hereinafter enacted, amended or adopted, and will protect, defend, indemnify and forever

save and keep harmless the County, Airport Management and its officers, employees, agents and servants from and against any damage, penalty, fine, judgment, expense or charge suffered, imposed, assessed or incurred for any violation or breach of any law, ordinance, rule, order or regulation occasioned by any act, neglect or omission of the Little League or any of its employees, servants or agents in connection with the Premises; and in the event of any such violation or in case the County or its representatives shall deem any conduct on the part of the Little League, its employees, servants or agents to be objectionable or improper, the County shall have the right and power, and is hereby authorized by the Little League, to at once declare this License terminated without notice to the Little League.

C) The Little League hereby represents and warrants that the Little League will not infringe upon any copyrighted work or material in accordance with the Federal Copyright Act during the term of this License. Furthermore, the Little League agrees that it shall protect, indemnify and hold harmless the County and its officers, officials, employees, contractors, agents and other persons from and against all liabilities, fines, penalties, actions, damages, claims, demands, judgments, losses, costs, expenses, suits or actions and reasonable attorney's fees, arising out of the acts or omissions or the negligence of the Little League in connection with the services described or referred to in this License. The Little League shall defend the County and its officers, officials, employees, contractors, agents and other persons in any suit, including appeals, or, at the County's option, pay reasonable attorney's fees for defense of any such suit arising out of the acts or omissions or negligence of the Little League, its officers, officials, employees, subcontractors, lessees, licensees, invitees or agents, if any, in connection with the services described or referred to in this License.

C) The provisions of this Section 10 shall survive the expiration of this License

11. INSURANCE. A) No later than May 1, 2008 the Little League agrees to procure, and pay the entire premium for and maintain throughout the term of this License insurance coverage in amounts and types specified by the County and as may be mandated and increased from time to time. Unless otherwise specified by the County and agreed to by the Little League, in writing, such insurance shall be as follows:

(i) **COMMERCIAL GENERAL LIABILITY INSURANCE**

including contractual coverage, in an amount not less than Two Million Dollars (\$2,000,000.00) per occurrence for bodily injury and Two Million Dollars (\$2,000,000.00) per occurrence for property damage.

(ii) **WORKERS' COMPENSATION AND EMPLOYER'S LIABILITY**

INSURANCE in compliance with all applicable New York State laws and regulations and **DISABILITY BENEFITS INSURANCE** if required by law and shall have furnished to the Department of Public Works Property Manager prior to execution of this License the documentation required by the State of New York Workers' Compensation Board of coverage or exemption from coverage pursuant to §§57 and 220 of the Workers' Compensation Law. In accordance with General Municipal Law §108, this License shall be void and of no effect unless the Little League shall provide and maintain coverage during the term of this

License for the benefit of such employees required to be covered by the provisions of the Workers' Compensation Law.

B) All policies required under this Section 11 shall be issued by insurance companies duly licensed by the State of New York and acceptable to the COUNTY, with an A.M. Best rating of A- or better.

D) Prior to the commencement of this License, the Little League shall furnish the County with Declaration Pages for each such policy of insurance, and, upon request, a true and certified original copy of each such policy, and evidencing compliance with the aforesaid insurance requirements. In the case of commercial general liability insurance, the County of Suffolk shall be named as an additional insured and the Little League shall furnish a Declaration Page, endorsement page and certificate of insurance evidencing the County's status as an additional insured on said policy. The Little League shall thereafter provide to the County, for the duration of the License, updated Declaration pages, endorsement pages and certificates of insurance on a yearly basis as the insurance coverage periods expire.

E) All such Declaration Pages, certificates, and other evidence of insurance shall provide for the County of Suffolk to be notified in writing thirty (30) days prior to any cancellation, nonrenewal, or material change in said policy. Such certificates, policies or other evidence of insurance and notices shall be mailed to Airport Management, Suffolk County Department of Economic Development and Workforce Housing, Aviation Division, Francis S. Gabreski Airport, Westhampton Beach, New York, 11978, and the Suffolk County Risk Management and Benefit Division, H. Lee Dennison Building, Hauppauge, New York 11788 or such other address of which the County shall have given the Little League notice in writing.

12. **NEGATIVE COVENANTS.** The Little League shall commit no act of waste and shall not use, occupy, maintain or operate the Premises, nor suffer or permit the Premises or any part thereof to be used, occupied, maintained or operated, nor bring into or keep at the Premises, nor suffer or permit anything to be brought into or kept therein, which would in any way (a) violate any term, covenant or condition of this License, b) violate any restrictive covenant, operating covenant, encumbrance or easement affecting the Premises, (c) make void or voidable any insurance policy then in force with respect to the Premises or make any such insurance unobtainable or increase the rate of any insurance with respect to the Premises, (d) cause physical damage to the Premises or any part thereof, (e) permit the excess accumulation of waste or refuse at the Premises, (f) constitute a public or private nuisance, (g) not conform to all applicable federal, state and local laws and regulations.

13. **INSPECTION OF PREMISES.** It is agreed that Airport Management, any authorized representatives of Airport Management, or the authorized representatives of any other County department may inspect the Premises at any time.

14. **GENERAL PROVISIONS**

- a. Field use is limited to week nights after 4:00 p.m. and Saturday mornings only during the term of this License.
- b. Fields used by the Little League shall be cleaned each night after games. No papers, food, or other debris shall be left at the site.

- c. Garbage cans must be covered or emptied daily to prevent the attraction of wildlife.
 - d. All players, coaches, and visitors must remain clear of Airport roadways at all times. There will be no practice on paved surfaces of the Airport.
 - e. All players, coaches, and visitors are not permitted beyond the fence that separates the ball field area from the runways or taxiways at the Airport.
 - f. Little League is responsible for grass maintenance and field set up.
15. **NO COUNTY LIABILITY FOR THE LITTLE LEAGUE'S FAILURE.** Failure of the Little League to perform any or all of its obligations hereunder shall not give rise to any liability on the part of the County or any of the County's departments, officers, officials, bureaus, agencies, employees, agents or representatives.
16. **TERMINATION/DEFAULT.** *Termination without cause:* (A) Unless otherwise provided herein, either party may terminate this License without cause at any time prior to the commencement of the term, upon ten (10) days written notice to the other.
- B) *Termination by the County for Cause:* The County may terminate this License upon twenty-four (24) hours written notice, based upon the following events: (i) a failure on the part of the Little League to pay the rental fee pursuant to the provisions of Section 4 of this License; (ii) a failure to maintain the amounts and types of insurance required by this License; and (iii) an emergency or other condition involving possible loss of life, threat to health and safety, destruction of property or other condition deemed to be an emergency, in the sole discretion of Airport Management. In any such event, no notice to cure or notice of intent to terminate shall be required. Failure to comply with health and fire safety standards shall be governed by this subparagraph.
- C) In the event this License is terminated prior to the expiration date set forth under Section 2, for any reason, this License shall expire as fully and completely as if such earlier date was the date herein originally fixed for the expiration of the term; and the Little League shall, as of such earlier termination date, quit and surrender the Premises to Airport Management. It is further agreed that, upon termination the Little League shall remove all its equipment and property within forty-eight (48) hours. Any equipment or property of the Little League not so removed shall be deemed to have been abandoned and either may be retained by the County as its property or may be stored or disposed of as the County may see fit, without insurance or liability for any damage which may occur to such property. If such property not so removed shall be sold, the County may receive and retain the proceeds of such sale and apply the same, at the County's option, against the reasonable expenses of the sale, moving and storage, arrears of rent and any damages to which the County may be entitled. Any excess proceeds shall be the property of the County.
17. **CAPACITY TO CONTRACT.** The Little League warrants that its entry into this License was duly considered and authorized by its organizational body and pursuant to its by-laws and/or internal procedures.
18. **ARREARS TO COUNTY.** The Little League warrants that it is not in arrears to the County upon debt or contract and are not in default as surety, contractor or otherwise on any obligation to or contract with the County of Suffolk.

19. **FIRE, FLOOD OR STRIKE.** Neither party shall be liable for failure to perform its part of this License when such failure is due to fire, flood, strikes or similar labor disturbances, industrial disturbances, wars, riots, insurrection, Acts of God and/or other causes beyond the control of the parties.
20. **HAZARDOUS SUBSTANCES AND WASTE.** The Little League shall not generate, treat, release, store, discharge, dispose of, transport, recycle, use, reuse or handle hazardous substances or waste on the Premises. As used herein, "hazardous substances or waste" shall include, but not be limited to, any flammable explosives, gasoline, petroleum products, polychlorinated biphenyl, radioactive materials, hazardous wastes, hazardous or toxic substances, or related or similar materials, asbestos or any material containing asbestos, or any other substance or material as defined by any federal, state or local environmental law, ordinance, rule, or regulation including the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended (42 U.S.C. Section 9601, et. seq.), the Hazardous Materials Transportation Act, as amended (49 U.S.C. Section 5101, et. seq.), the Solid Waste Disposal Act, as amended (42 U.S.C. Section 6901, et. seq.), and the regulations adopted and publications promulgated pursuant thereto.
21. **LAWFUL HIRING OF EMPLOYEES LAW IN CONNECTION WITH CONTRACTS FOR CONSTRUCTION OR FUTURE CONSTRUCTION.** This Agreement is subject to the Lawful Hiring of Employees Law of the County of Suffolk, Suffolk County Code Chapter 234, as more fully set forth in the Exhibit entitled "Suffolk County Legislative Requirements." In accordance with this law, Contractor or employer, as the case may be, and any subcontractor or owner, as the case may be, agree to maintain the documentation mandated to be kept by this law on the Construction Site at all times. Contractor or employer, as the case may be, and any subcontractor or owner, as the case may be, further agree that employee sign-in sheets and register/log books shall be kept on the Construction Site at all times during working hours and all covered employees, as defined in the law, shall be required to sign such sign in sheets/register/log books to indicate their presence on the Construction Site during such working hours.
22. **DISCLOSURE AFFIDAVIT.** The Little League shall provide proof of not-for-profit and tax exempt status to Airport Management prior to the execution of this License Agreement. As a not-for-profit entity, the Little League is exempt from the requirements of section A5-7 of the Suffolk County Administrative Code. The Disclosure Form is attached hereto as **Exhibit B**.
23. **NOT A CO-PARTNERSHIP OR JOINT VENTURE.** Nothing herein contained shall create or be construed as creating a co-partnership between the County and the Little League or to constitute the Little League or the Little League's employees as agents or employees of the County.
24. **COUNTY REPRESENTATIVES.** It is expressly understood and agreed by and between the parties hereto that the officers, officials, employees and agents of the County and Airport Management are acting in a representative capacity for the County of Suffolk and not for their own benefit, and that neither the Little League nor any of its guests or invitees shall have any claim against them or any of them as individuals in any event whatsoever.

25. **NO IMPLIED WAIVER.** No failure or delay by either party in enforcing any right or remedy under this License shall be construed as a waiver of any future or other exercise of such right or remedy.
26. **GOVERNING LAW.** This License shall be construed and interpreted in accordance with the laws of the State of New York, and without regard to its conflict of laws provisions. Venues shall be designated as Suffolk County, New York or the United States District Court for the Eastern District of New York.
27. **COOPERATION ON CLAIMS.** Each of the parties hereto agrees to render diligently to the other party, without additional compensation, any and all cooperation, that may be required to defend the other party, its employees and designated representatives against any claim, demand or action that may be brought against the other party, its employees or designated representatives in connection with this License.
28. **NO REPRESENTATIONS.** Neither party has made any representations or promises, except as contained herein, or in some further writing signed by the parties, making such representation or promise.
29. **SUFFOLK COUNTY LEGISLATIVE REQUIREMENTS:** The Parties agree to be bound by the terms of the Suffolk County Legislative Requirements, annexed hereto as "Appendix A," and made a part hereof.
30. **COUNTERPARTS.** This License may be executed in any number of counterparts and each of such counterparts shall for all purposes be deemed to be an original; and all such counterparts shall together constitute but one and the same Agreement.
31. **NO CREDIT.** The Little League agrees that this License shall not be pledged, hypothecated, or put up as security for a loan, credit or for any reason whatsoever.
32. **CERTIFICATION.** The parties to this License hereby certify that, other than the funds provided in this License and other valid agreements with the County, there is no known relationship within the third degree of consanguinity, life partner, or business, commercial, economic, or financial relationship between the parties, the signatories to this License, and any partners, members, directors, or shareholders of more than five per cent (5%) of any party to this License.
33. **SEVERABILITY.** It is expressly agreed that if any term or provision of this License, or the application thereof to any person or circumstance, shall be held invalid or unenforceable to any extent, the remainder of this License, or the application of such term or provision to persons or circumstances other than those as to which it is held invalid or unenforceable, shall not be affected thereby, and every other term and provision of this License shall be valid and shall be enforced to the fullest extent permitted by law.
34. **MERGER; NO ORAL CHANGES**

It is expressly agreed that this License represents the entire agreement of the parties, that all previous understandings are merged in this License. No modification of this License shall be valid unless written in the form of an Amendment and executed by both parties.

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IN WITNESS WHEREOF, the parties hereto have caused this License to be executed and delivered as of the date first set forth above.

COUNTY OF SUFFOLK

East End Little League

By: _____
Jeff Szabo
Deputy County Executive

By: Thomas J Spear
Thomas Speer
President

Date: _____

Date: 4/23/08

**DEPARTMENT OF ECONOMIC
DEVELOPMENT AND WORKFORCE
HOUSING**

By: _____
Carolyn E. Fahey
Intergovernmental Relations Coordinator

Date: _____

REVIEWED AS TO LEGALITY

CHRISTINE MALAFI, ESQ.,
Suffolk County Attorney

By: _____
BASIA DEREN BRADDISH
Asst. County Attorney

Date: _____

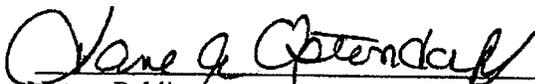
ACKNOWLEDGEMENT

STATE OF NEW YORK}

SS:

COUNTY OF SUFFOLK}

On the 23 day of April in the year 2008 before me, the undersigned, personally appeared Thomas J. Speer, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.


Notary Public

*Jana A. Ostendorff
Notary Public, State of New York
No. 0106601003
Qualified In Suffolk County
Commission Expires April 17, 20 10*

STATE OF NEW YORK}

SS:

COUNTY OF SUFFOLK}

On the ___ day of _____ in the year 2008 before me, the undersigned, personally appeared _____, *Deputy County Executive*, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

Appendix A

Suffolk County Legislative Requirements

1. Contractor's/Vendor's Public Disclosure Statement

The Contractor represents and warrants that it has filed with the Comptroller of Suffolk County the verified public disclosure statement required by Suffolk County Administrative Code Article V, Section A5-7 and shall file an update of such statement with the said Comptroller on or before the 31st day of January in each year of this Agreement's duration. The Contractor acknowledges that such filing is a material, contractual and statutory duty and that the failure to file such statement shall constitute a material breach of this Agreement, for which the County shall be entitled, upon a determination that such breach has occurred, to damages, in addition to all other legal remedies, of fifteen percent (15%) of the amount of the Agreement.

Required Form: Suffolk County Form SCEX 22; entitled "Contractor's/Vendor's Public Disclosure Statement"

2. Living Wage Law

This Agreement is subject to the Living Wage Law of the County of Suffolk. The law requires that, unless specific exemptions apply all employers (as defined) under service contracts and recipients of County financial assistance, (as defined) shall provide payment of a minimum wage to employees as set forth in the Living Wage Law. Such rate shall be adjusted annually pursuant to the terms of the Suffolk County Living Wage Law of the County of Suffolk. Under the provisions of the Living Wage Law, the County shall have the authority, under appropriate circumstances, to terminate this Agreement and to seek other remedies as set forth therein, for violations of this Law.

The Contractor represents and warrants that it has read and shall comply with the requirements of Suffolk County Code Chapter 347, Suffolk County Local Law No. 12-2001, the Living Wage Law.

Required Forms: Suffolk County Living Wage Form LW-1; entitled "Suffolk County Department of Labor – Living Wage Unit Notice of Application for County Compensation (Contract)"

Suffolk County Living Wage Form LW-38;
entitled "Suffolk County Department of Labor – Living Wage
Unit Living Wage Certification/Declaration – Subject To Audit"

3. **Use of County Resources to Interfere with Collective Bargaining Activities
Local Law No. 26-2003**

The Contractor represents and warrants that it has read and is familiar with the requirements of Chapter 466, Article 1 of the Suffolk County Local Laws, "Use of County Resources to Interfere with Collective Bargaining Activities". County Contractors (as defined) shall comply with all requirements of Local Law No. 26-2003 including the following prohibitions:

- a. The Contractor shall not use County funds to assist, promote, or deter union organizing.
- b. No County funds shall be used to reimburse the Contractor for any costs incurred to assist, promote, or deter union organizing.
- c. The County of Suffolk shall not use County funds to assist, promote, or deter union organizing.
- d. No employer shall use County property to hold a meeting with employees or supervisors if the purpose of such meeting is to assist, promote, or deter union organizing.

If Contractor services are performed on County property the Contractor must adopt a reasonable access agreement, a neutrality agreement, fair communication agreement, nonintimidation agreement and a majority authorization card agreement.

If Contractor services are for the provision of human services and such services are not to be performed on County property, the Contractor must adopt, at the least, a neutrality agreement.

Under the provisions of Local Law No. 26-2003, the County shall have the authority, under appropriate circumstances, to terminate this Agreement and to seek other remedies as set forth therein, for violations of this Law.

Required Form: Suffolk County Labor Law Form DOL-LO1; entitled "Suffolk County Department of Labor – Labor Mediation Unit Union Organizing Certification/Declaration – Subject to Audit"

4. **Lawful Hiring of Employees Law**

This Agreement is subject to the Lawful Hiring of Employees Law of the County of Suffolk (Local Law 52-2006). It provides that all covered employers, (as defined), and the owners thereof, as the case may be, that are recipients of compensation from the County through any grant, loan, subsidy, funding, appropriation, payment, tax incentive, contract, subcontract, license agreement, lease or other financial compensation agreement issued by the County or an awarding agency, where such compensation is one hundred percent (100%) funded by the County, shall submit a completed sworn affidavit (under penalty of perjury), the form of which is attached, certifying that they have complied, in good faith, with the requirements of Title 8 of the United States Code Section 1324a with respect to the hiring of covered employees (as defined) and with respect to the alien and nationality status of the owners thereof. The affidavit shall be executed by an authorized representative of the covered employer or owner, as the case may be; shall be part of any

executed contract, subcontract, license agreement, lease or other financial compensation agreement with the County; and shall be made available to the public upon request.

All contractors and subcontractors (as defined) of covered employers, and the owners thereof, as the case may be, that are assigned to perform work in connection with a County contract, subcontract, license agreement, lease or other financial compensation agreement issued by the County or awarding agency, where such compensation is one hundred percent (100%) funded by the County, shall submit to the covered employer a completed sworn affidavit (under penalty of perjury), the form of which is attached, certifying that they have complied, in good faith, with the requirements of Title 8 of the United States Code Section 1324a with respect to the hiring of covered employees and with respect to the alien and nationality status of the owners thereof, as the case may be. The affidavit shall be executed by an authorized representative of the contractor, subcontractor, or owner, as the case may be; shall be part of any executed contract, subcontract, license agreement, lease or other financial compensation agreement between the covered employer and the County; and shall be made available to the public upon request.

An updated affidavit shall be submitted by each such employer, owner, contractor and subcontractor no later than January 1 of each year for the duration of any contract and upon the renewal or amendment of the contract, and whenever a new contractor or subcontractor is hired under the terms of the contract.

The Contractor acknowledges that such filings are a material, contractual and statutory duty and that the failure to file any such statement shall constitute a material breach of this agreement.

Under the provisions of the Lawful Hiring of Employees Law, the County shall have the authority to terminate this Agreement for violations of this Law and to seek other remedies available under the law.

The Contractor represents and warrants that it has read, is in compliance with, and shall comply with the requirements of Suffolk County Code Chapter 234, Suffolk County Local Law No. 52-2006, the Lawful Hiring of Employees Law.

Required Forms: Suffolk County Lawful Hiring of Employees Law Form LHE-1; entitled "Suffolk County Department of Labor --"Notice Of Application To Certify Compliance With Federal Law (8 U.S.C. SECTION 1324a) With Respect To Lawful Hiring of Employees"

"Affidavit Of Compliance With The Requirements Of 8 U.S.C. Section 1324a With Respect To Lawful Hiring Of Employees"
Form LHE-2.

5. **Gratuities**

The Contractor represents and warrants that it has not offered or given any gratuity to any official, employee or agent of Suffolk County or New York State or of any political party, with the purpose or intent of securing an agreement or securing favorable treatment with respect to the awarding or amending of an agreement or the making of any

determinations with respect to the performance of an agreement, and that the signer of this Agreement has read and is familiar with the provisions of Local Law No. 32-1980 of Suffolk County (Chapter 386 of the Suffolk County Code).

6. Prohibition Against Contracting with Corporations that Reincorporate Overseas

The Contractor represents that it is in compliance with Suffolk County Administrative Code Article IV, §§A4-13 and A4-14, found in Suffolk County Local Law No. 20-2004, entitled "A Local Law To Amend Local Law No. 5-1993, To Prohibit The County of Suffolk From Contracting With Corporations That Reincorporate Overseas." Such law provides that no contract for consulting services or goods and services shall be awarded by the County to a business previously incorporated within the U.S.A. that has reincorporated outside the U.S.A.

7. Child Sexual Abuse Reporting Policy

The Contractor agrees to comply with Chapter 577, Article IV, of the Suffolk County Code, entitled "Child Sexual Abuse Reporting Policy", as now in effect or amended hereafter or of any other Suffolk County Local Law that may become applicable during the term of this Agreement with regard to child sexual abuse reporting policy.

8. Non Responsible Bidder

The Contractor represents and warrants that it has read and is familiar with the provisions of Suffolk County Code Chapter 143, Article II, §§143-5 through 143-9. Upon signing this Agreement the Contractor certifies that he, she, it, or they have not been convicted of a criminal offense within the last ten (10) years. The term "conviction" shall mean a finding of guilty after a trial or a plea of guilty to an offense covered under the provision of Section 143-5 of the Suffolk County Code under "Nonresponsible Bidder."

9. Use of Funds in Prosecution of Civil Actions Prohibited

Pursuant to the Suffolk County Code Section §590-3, the Contractor represents that it shall not use any of the moneys received under this Agreement, either directly or indirectly, in connection with the prosecution of any civil action against the County of Suffolk or any of its programs, funded by the County, in part or in whole, in any jurisdiction or any judicial or administrative forum.

10. Suffolk County Local Laws

Suffolk County Local Laws, Rules and Regulations can be found on the Suffolk County web site at [www.co.suffolk](http://www.co.suffolk.ny.us)<<http://www.co.suffolk.ny.us>>. Click on "Laws of Suffolk County" under "Suffolk County Links."

End of Text for Appendix A

April 15, 2008

Suffolk County Legislature
Hauppauge, NY

Re: ACAP report on East End Little League

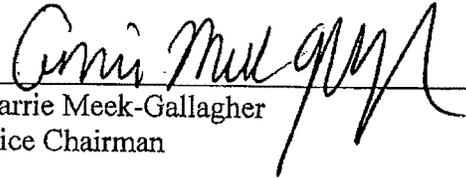
Dear Legislature:

Following please find the Airport Conservation and Assessment Panel's report on the East End Little League license agreement. The majority opinion of the panel is reflected within.

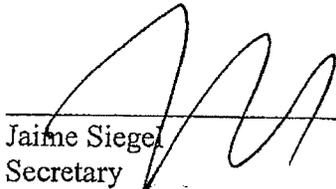
Respectfully submitted:



Beecher Halsey
Chairman



Carrie Meek-Gallagher
Vice Chairman



Jaime Siegel
Secretary

East End Little League:

Background:

On May 9, 2006 Suffolk County Executive Order No. 26-2006 created the Airport Conservation and Assessment Panel (ACAP). The panel is charged with evaluating applications for leases, lease renewals, extensions and modifications, licenses, and issuing recommendations to the County Legislature, the CEQ and County Executive on the environmental, economic and community impacts of a lease or license application at Gabreski Airport and to report its advisory findings and recommendations to the above parties.

The scope of the ACAP review shall be limited to assessing applications and proposals for the environmental compatibility and economic benefit to the people of the County of Suffolk and are in the public interest as a support, advance, or enhancement of a specifically articulated public policy objective.

A meeting of ACAP was held at 10:00AM on April 15, 2008 to review the East End Little League application submitted on April 11, 2008.

Summary of SEQRA Recommendations/ACAP Findings:

Based on our assessment of the rules governing the implementation of SEQRA, we find the subject application to be an unlisted action.

A Negative Declaration is recommended.

Recommendations:

There is no objection to the approval of this application. We ask for expedited attention and approval of this application due to its nature.

**CERTIFICATE OF NECESSITY FOR THE IMMEDIATE CONSIDERATION
OF INTRODUCTORY RESOLUTION NO. - 2008**

1434
WHEREAS, INTRODUCTORY RESOLUTION NO. - 2008

RESOLUTION NO. -2008, ADOPTING LOCAL LAW NO. 2008, A CHARTER LAW TO STREAMLINE THE PROCESS BY WHICH RESOLUTIONS AND LOCAL LAWS ARE INTRODUCED

WHEREAS, IT IS ESSENTIAL THAT SAID INTRODUCTORY RESOLUTION BE CONSIDERED IMMEDIATELY,

NOW, I, BENJAMIN ZWIRN, DEPUTY SUFFOLK COUNTY EXECUTIVE CERTIFY PURSUANT TO ARTICLE II, SECTION 2-12(A), AND ARTICLE III, SECTION 3-9 OF THE SUFFOLK COUNTY CHARTER, THAT THERE EXISTS A NEED FOR THE IMMEDIATE CONSIDERATION OF INTRODUCTORY RESOLUTION NO. - 2008, DUE TO A CLERICAL ERROR THAT LED TO THE FAILURE TO PROPERLY NOTICE A COUNTY EXECUTIVE PUBLIC HEARING, WE ARE REFILEING RESOLUTION NO. 146-2008.

IN WITNESS THEREOF, I HAVE HEREWITH SET MY HAND AND CAUSED TO BE AFFIXED THE SEAL OF SUFFOLK COUNTY THIS 28 OF APRIL, 2008.

1460
APR 28 4:09:22
BENJAMIN ZWIRN

BENJAMIN ZWIRN
DEPUTY SUFFOLK COUNTY EXECUTIVE

**CERTIFICATE OF NECESSITY FOR THE IMMEDIATE CONSIDERATION
OF INTRODUCTORY RESOLUTION NO. - 2008**

WHEREAS, INTRODUCTORY RESOLUTION NO. 1434 - 2008

RESOLUTION NO. -2008, ADOPTING LOCAL LAW NO. 2008, A CHARTER LAW TO STREAMLINE THE PROCESS BY WHICH RESOLUTIONS AND LOCAL LAWS ARE INTRODUCED

WHEREAS, IT IS ESSENTIAL THAT SAID INTRODUCTORY RESOLUTION BE CONSIDERED IMMEDIATELY,

NOW, I, BENJAMIN ZWIRN, DEPUTY SUFFOLK COUNTY EXECUTIVE CERTIFY PURSUANT TO ARTICLE II, SECTION 2-12(A), AND ARTICLE III, SECTION 3-9 OF THE SUFFOLK COUNTY CHARTER, THAT THERE EXISTS A NEED FOR THE IMMEDIATE CONSIDERATION OF INTRODUCTORY RESOLUTION NO. - 2008, DUE TO A CLERICAL ERROR THAT LED TO THE FAILURE TO PROPERLY NOTICE A COUNTY EXECUTIVE PUBLIC HEARING, WE ARE REFILEING RESOLUTION NO. 146-2008.

IN WITNESS THEREOF, I HAVE HEREWITH SET MY HAND AND CAUSED TO BE AFFIXED THE SEAL OF SUFFOLK COUNTY THIS 28 OF APRIL, 2008.

146
APR 28 2008
BENJAMIN ZWIRN
DEPUTY SUFFOLK COUNTY EXECUTIVE



BENJAMIN ZWIRN
DEPUTY SUFFOLK COUNTY EXECUTIVE

Intro. Res. No. 1434 -2008
Introduced by Legislator Alden

Laid on Table 4/29/08

**RESOLUTION NO. -2008, ADOPTING LOCAL LAW NO.
-2008, A CHARTER LAW TO STREAMLINE THE PROCESS BY
WHICH RESOLUTIONS AND LOCAL LAWS ARE
INTRODUCED**

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on January 2, 2008 a proposed local law entitled, "**A CHARTER LAW TO STREAMLINE THE PROCESS BY WHICH RESOLUTIONS AND LOCAL LAWS ARE INTRODUCED**"; now, therefore be it

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

LOCAL LAW NO. -2008, SUFFOLK COUNTY, NEW YORK

**A CHARTER LAW TO STREAMLINE THE PROCESS BY WHICH
RESOLUTIONS AND LOCAL LAWS ARE INTRODUCED**

**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 the amount of paper used by the Suffolk County Legislature in order to introduce resolutions has increased dramatically in the past several years, with each Legislator often receiving hundreds of sheets of paper when the packet of new resolutions is laid on the table.

This Legislature also finds and determines that the Rules of the County Legislature require that any proposed local law or resolution that is filed with the Clerk of the Legislature must be accompanied by an electronic version of said resolution or local law.

This Legislature further finds and determines that the electronic version of proposed local laws and resolutions are necessary for internal documentation and tracking, but these electronic documents can easily be printed out when necessary.

This Legislature finds that the Clerk of the Legislature is developing a comprehensive bill tracking system that will allow easy access to every proposed bill that is before the Legislature.

This Legislature determines that the County of Suffolk has taken great strides to reduce the amount of unnecessary paperwork, including the passage of the Paperwork Reduction and Regulatory Reform measure (Local Law No. 14-1994), and such efforts should continue to be implemented with the development of new technology.

This Legislature also finds that the first step in reducing the amount of unnecessary paperwork is to define a written local law or resolution as including an electronic version of such a document.

Therefore, the purpose of this law is to allow for the introduction of proposed local laws and resolutions in an electronic format.

Section 2. Amendment.

Section C2-11 of the SUFFOLK COUNTY CHARTER is hereby amended to read as follows:

ARTICLE II, The County Legislature

* * * *

§ C2-11. Introduction of local laws and resolutions.

- A. A proposed local law or resolution may be introduced only by a member of the County Legislature. The presiding officer of the County Legislature shall, on request of the County Executive, introduce a proposed local law or resolution. Such proposed local law or resolution shall bear the legend "Introduced by, on request of the County Executive."
- B. Any proposed local law or resolution shall not be introduced unless first reduced to writing, which for the purposes of this Section shall be deemed to include an electronic version of said proposed local law or resolution.
- C. For the purposes of complying with §C2-12(A) of the SUFFOLK COUNTY CHARTER, the electronic transmission of all proposed local laws and resolutions to each Legislator's electronic mail inbox at a regular meeting of the County Legislature shall be deemed to constitute laying such local laws and resolutions on the table.

Section 3. Applicability.

This law shall apply to the introduction of local laws and resolutions occurring on or after the effective date of this 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 thirty (30) days after its filing in the Office of the Secretary of State.

[] Brackets denotes deletion of language
___ Underlining denotes addition of new language

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

S:\laws\l-refile-1006

OFFICE OF THE COUNTY LEGISLATURE

COUNTY OF SUFFOLK



GEORGE NOLAN
COUNSEL TO THE LEGISLATURE
email: george.nolan@suffolkcountyny.gov

WILLIAM H. ROGERS BUILDING
P.O. BOX 6100
HAUPPAUGE, NY 11788-0099
(631) 853-5494 (PHONE)
(631) 853-4415 (FAX)

DATE: APRIL 29, 2008
TO: CLERK OF THE COUNTY LEGISLATURE
RE: MEMORANDUM OF COUNSEL TO THE LEGISLATURE PURSUANT TO RULE 28

PROPOSED LOCAL LAW YEAR 2008

TITLE: A CHARTER LAW TO STREAMLINE THE PROCESS BY WHICH RESOLUTIONS AND LOCAL LAWS ARE INTRODUCED

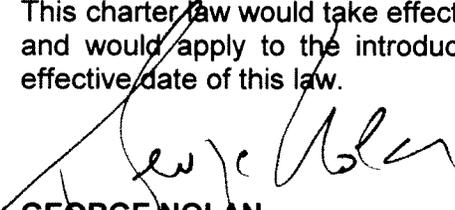
SPONSOR: LEGISLATOR ALDEN

DATE OF RECEIPT BY COUNSEL: 4/29/2008 **PUBLIC HEARING:** 4/29/2008
DATE ADOPTED/NOT ADOPTED: _____ **CERTIFIED COPY RECEIVED:** _____

Enactment of this proposed charter law would permit the introduction of resolutions and local laws in an electronic format.

Currently the charter is silent as to whether a proposed resolution or local law can be laid on the table in an electronic format. This charter law would amend Section C2-11 of the SUFFOLK COUNTY CHARTER to state that an electronic version of a proposed resolution or local law is equivalent to a hard copy version.

This charter law would take effect immediately upon filing in the Office of the Secretary of State, and would apply to the introduction of local laws and resolutions occurring on or after the effective date of this law.


GEORGE NOLAN
Counsel to the Legislature

GN:MJK

s:\rule28\28-refile-1006

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a local law entitled "A CHARTER LAW TO STREAMLINE THE PROCESS BY WHICH RESOLUTIONS AND LOCAL LAWS ARE INTRODUCED" has been introduced in the Suffolk County Legislature. Said Charter Law would allow for the introduction of proposed local laws and resolutions in an electronic format .

NOTICE IS FURTHER GIVEN that the County Legislature will hold a public hearing in the Rose Y. Caracappa Auditorium of the Suffolk County Legislature, in the William H. Rogers Building, Hauppauge, New York, on the 29th day of April, 2008, at 2:30 P.M.

It is requested that speakers prepare a written statement to submit for the record.

Tim Laube
Clerk of the County Legislature

Statement of Financial Impact on Proposed Suffolk County Legislation

IR Number: 1434

IR Year: 2008

Introduced By: Cameron Alden

Title of Proposed Resolution:

Adopting Local Law No. -2008, A Charter Law to streamline the process by which Resolutions and Local Laws are introduced.

Purpose and Intent of Proposed Legislation:

To permit for the official filing and the introduction of resolutions and local laws in electronic format to reduce paper consumption and to be consistent with the 2008 Rules of the Legislature.

Detailed Explanation of Fiscal Impact:

This change of policy to allow for the official filing of resolutions and local laws in electronic format should result in savings from reduced paper consumption. During 2007 the Legislature consumed 807 reams of paper to print the packets of legislation for distribution. The cost of paper is \$2.69 per ream. The 2007 paper cost to print the legislative packets was \$2,166. Assuming that this legislation can reduce the need to print 50% of the packets, the annual savings is \$1,083 based upon the 403,366 sheets paper used in 2007 to print the legislative packets. An additional benefit is the reduction of the opportunity cost for the County print shop to print the legislative packets. This policy change will provide the print shop more time for printing other jobs and help to reduce the time it takes for the print shop to finish other print jobs.

If applicable, what is the comparison cost if this is undertaken in-house, compared to an outside contractor or vendor?

N/A

Total Financial Cost and timing over five years on each affected political or other subdivision:

The estimated savings during 2008 is \$1,083 and the savings over five years is \$5,415, assuming no increases in the cost of paper.

Proposed Source of Funding:

General Fund

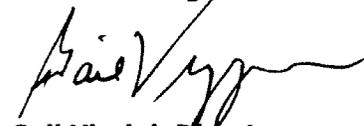
Total Estimated Financial Impact on all Funds, tax rates, and property tax:

The savings from reduction of paper consumption is nominal, but should result in some staff productivity improvements associated with the reduction of "paper management".

Total Estimated Financial Impact on Suffolk County's economy including the impact on goods or services, economic development, small business activity, employment opportunities and overall business activity:

None

Authorized Signature



**Gail Vizzini, Director
Budget Review Office**

Date Completed

April 29, 2008

Analyst Code

LR

CERTIFICATE OF NECESSITY FOR THE IMMEDIATE CONSIDERATION OF
INTRODUCTORY RESOLUTION NO. 1186 - 2008

WHEREAS, INTRODUCTORY RESOLUTION NO. 1186 – 2008

RESOLUTION NO. -2008, DIRECTING THE
DEPARTMENT OF PUBLIC WORKS TO CONDUCT A
PRUDENCY EVALUATION AND TO PREPARE
WORK PLANS FOR THE INSTALLATION OF SEWER
PIPES IN THE SHIRLEY/MASTIC BUSINESS
DISTRICT

WHEREAS, IT IS ESSENTIAL THAT SAID INTRODUCTORY
RESOLUTION BE CONSIDERED IMMEDIATELY,

NOW, I, BENJAMIN ZWIRN, DEPUTY SUFFOLK COUNTY
EXECUTIVE CERTIFY PURSUANT TO ARTICLE II, SECTION 2-12(A), AND
ARTICLE III, SECTION 3-9 OF THE SUFFOLK COUNTY CHARTER, THAT
THERE EXISTS A NEED FOR THE IMMEDIATE CONSIDERATION OF
INTRODUCTORY RESOLUTION NO. – 2008, BECAUSE THE DEPARTMENT
OF PUBLIC WORKS HAS THE REQUISITE RESOURCES TO CONDUCT A
PRUDENCY EVALUATION REGARDING THE APPURTENANT SEWER
INFRASTRUCTURE, AND THE SIZE OF A SEWAGE TREATMENT PLANT
NEEDED TO BEST SERVE THE NEEDS OF THE SHIRLEY/MASTIC BUSINESS
DISTRICT.

IN WITNESS THEREOF, I HAVE HERewith SET MY HAND AND
CAUSED TO BE AFFIXED THE SEAL OF SUFFOLK COUNTY THIS
TWENTY NINTH DAY OF APRIL, 2008.



BENJAMIN ZWIRN
DEPUTY SUFFOLK COUNTY EXECUTIVE

APR 29 2008

APR 29 4:38

03-0023

CERTIFICATE OF NECESSITY FOR THE IMMEDIATE CONSIDERATION OF
INTRODUCTORY RESOLUTION NO. 1439 - 2008

WHEREAS, INTRODUCTORY RESOLUTION NO. 1439 - 2008

RESOLUTION NO. -2008, DIRECTING THE
DEPARTMENT OF PUBLIC WORKS TO CONDUCT A
PRUDENCY EVALUATION AND TO PREPARE
WORK PLANS FOR THE INSTALLATION OF SEWER
PIPES IN THE SHIRLEY/MASTIC BUSINESS
DISTRICT

WHEREAS, IT IS ESSENTIAL THAT SAID INTRODUCTORY
RESOLUTION BE CONSIDERED IMMEDIATELY,

NOW, I, BENJAMIN ZWIRN, DEPUTY SUFFOLK COUNTY
EXECUTIVE CERTIFY PURSUANT TO ARTICLE II, SECTION 2-12(A), AND
ARTICLE III, SECTION 3-9 OF THE SUFFOLK COUNTY CHARTER, THAT
THERE EXISTS A NEED FOR THE IMMEDIATE CONSIDERATION OF
INTRODUCTORY RESOLUTION NO. - 2008, BECAUSE THE DEPARTMENT
OF PUBLIC WORKS HAS THE REQUISITE RESOURCES TO CONDUCT A
PRUDENCY EVALUATION REGARDING THE APPURTENANT SEWER
INFRASTRUCTURE, AND THE SIZE OF A SEWAGE TREATMENT PLANT
NEEDED TO BEST SERVE THE NEEDS OF THE SHIRLEY/MASTIC BUSINESS
DISTRICT.

IN WITNESS THEREOF, I HAVE HERewith SET MY HAND AND
CAUSED TO BE AFFIXED THE SEAL OF SUFFOLK COUNTY THIS
TWENTY NINTH DAY OF APRIL, 2008.


BENJAMIN ZWIRN
DEPUTY SUFFOLK COUNTY EXECUTIVE

08 APR 29 PM 4:38

08 APR 29

Statement of Financial Impact on Proposed Suffolk County Legislation

IR Number **IR Year**
1439 2008 **Introduced By:** Browning

Title of Proposed Resolution

RESOLUTION NO. -2008, DIRECTING THE DEPARTMENT OF PUBLIC WORKS TO CONDUCT A PRUDENCY EVALUATION AND TO PREPARE WORK PLANS FOR THE INSTALLATION OF THE SEWER PIPES IN THE SHIRLEY/MASTIC BUSINESS DISTRICT

Purpose and Intent of Proposed Legislation

The purpose of this proposed legislation is to investigate and determine the costs associated with the creation of a sewer district in Shirley/Mastic, Town of Brookhaven and for the installation of sewer pipes in connection with the reconstruction of CR80, Montauk Highway in Shirley/Mastic and to try to secure non-County funds for the installation of the sewer pipe during the reconstruction of CR80.

Detailed Explanation of Fiscal Impact

None

If applicable, what is the comparison cost if this is undertaken in-house, compared to an outside contractor or vendor?

n/a

Total Financial Cost and timing over five years on each affected political or other subdivision

None

Proposed Source of Funding

General Fund

Total Estimated Financial Impact on all Funds, tax rates, and property tax

Total Estimated Financial Impact on Suffolk County's economy including the impact on goods or services, economic development, small business activity, employment opportunities and overall business activity

n/a

Authorized Signature



***Gail Vizzini, Director
Budget Review Office***

Date Completed

4/29/2008

Analyst Code

LR