

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

**WHEREAS, INTRODUCTORY RESOLUTION NO. 1377 - 2008**

**RESOLUTION NO. , 2008 CALLING FOR A PUBLIC  
HEARING FOR THE PURPOSE OF CONSIDERING THE  
PLANNING OF THE INCREASE AND IMPROVEMENT OF  
FACILITIES FOR SEWER DISTRICT NO. 3 - SOUTHWEST  
(OUTFALL) (CP 8108)**

**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, IN ORDER TO AMEND THE INCORRECTLY  
SCHEDULED PUBLIC HEARING FROM MAY 13, 2008 AT 2:30 P.M. TO THE  
PROPER DATE OF JUNE 10, 2008 AT 2:30 P.M.**

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

REC'D  
SUFFOLK COUNTY  
APR 28 2008

08 MAY 12 4:10

REC'D

  
\_\_\_\_\_  
BENJAMIN ZWIRN  
DEPUTY SUFFOLK COUNTY EXECUTIVE

**RESOLUTION NO. \_\_\_\_\_, 2008 CALLING FOR A PUBLIC HEARING FOR THE PURPOSE OF CONSIDERING THE PLANNING OF THE INCREASE AND IMPROVEMENT OF FACILITIES FOR SEWER DISTRICT NO. 3 – SOUTHWEST (OUTFALL) (CP 8108)**

**WHEREAS**, by proceedings heretofore duly had and taken pursuant to Article 5-A of the County Law, the County Legislature of the County of Suffolk, New York has established a County sewer district designated and known as Suffolk County Sewer District No. 3 – Southwest; and

**WHEREAS**, a map and plan, together with an estimate of cost, has been prepared and filed with the County Legislature pursuant to Section 268 of the County Law in relation to the proposed planning for an increase and improvement of the facilities and implementing a response plan of said sewer district; and

**WHEREAS**, the Administrative Head of the Sewer District has requested that funds be appropriated to cover the planning and response plan costs associated with the improvement project related to the outfall pipe; and

**WHEREAS**, it is now desired to call a public hearing thereon; pursuant to Section 254 of County Law; now therefore, be it

1<sup>st</sup> **RESOLVED**, this Legislature, being the lead agency under the State Environmental Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action, pursuant to Volume 6 of New York State Code of Rules and Regulations ("NYCRR"), the Legislature has no further responsibilities under SEQRA, and be it further

2<sup>nd</sup> **RESOLVED**, by the County Legislature of the County of Suffolk, New York, as follows

Section 1. A meeting of the County Legislature of the County of Suffolk New York shall be held at the County Center in the meeting room of the County Legislature in Hauppauge, New York, in said County, on the 10 day of June 2008, at 2:30 p.m., Prevailing Time, for the purpose of conducting a public hearing on the aforesaid matter and for such other action on the part of said County Legislature as may be required by law or proper in premises.

Section 2. The Clerk of said County Legislature is hereby authorized and directed to cause a notice of said public hearing to be published once in each of the official newspapers of said County, and such other newspaper as the Legislature may designate, if any, said publication to be made in each of such newspapers not less than ten, nor more than twenty days before the day set herein for said public hearing. Such notice shall be in the following form, to wit:

**NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that the County Legislature of the County of Suffolk New York will meet at the County Center in the meeting room of the County Legislature in Hauppauge, New York, in said County, on June 10, 2008 at 2:30 PM, Prevailing Time, for the purpose of conducting a public hearing upon a proposal to plan the increase and improve the outfall facilities of County Sewer District No. 3 – Southwest in and about the within the Town of Babylon, in and for said County, substantially in accordance with certain maps, plans, report and recommendations prepared by and filed with the County legislature by the Suffolk County Sewer Agency with the

assistance of the County Department of Public Works, at which time and place said County legislature will consider such proposal and hear all parties interested therein concerning the same.

The project is to provide the planning to evaluate the integrity and life expectancy of the sewage outfall that crosses the Great South Bay between the Bergen Point Wastewater Treatment Facility and the barrier beach in the vicinity of Cedar Island. The project will also develop a response plan in the event that rehabilitation or replacement of segments of pipe is necessary at sometime in the future. The cost opinion associated with the planning phase and response plan is \$5.4 million. The planning steps and response plan are more fully described and defined in the aforementioned maps, plans, report, and recommendations. It will consist of planning, permitting, environmental review, and the interim plan for response, all related to the outfall facility.

The existing district is billed on assessed value, a per parcel charge and a user fee. It is proposed that the project will be implemented during 2008 and the serial bonds of \$5.4 million associated with this planning phase of the project will be issued during 2009 and 2011. It is indicated in the map, plan and report, that serial bonds will result in a maximum annual cost of \$426,560 based on 4% financing over a 20 year period. The available full value of the Towns of Islip and Babylon along with the average full value of a typical property within each Town results in an increase in the rate of \$0.0116552 per \$1,000 of full value. This increased rate amounts to a value of \$5.48 per year in Babylon and \$5.91 per year in Islip.

A copy of the map, plan, and estimate of costs relating to said proposed increase, improvement, and extension of facilities is on file in the Office of the Clerk of said County Legislature, where the same may be examined during regular business hours.

Section 3. This resolution shall take effect immediately.

DATED:

APPROVED BY:

\_\_\_\_\_  
County Executive of Suffolk County

Date of Approval:

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

WHEREAS, INTRODUCTORY RESOLUTION NO. <sup>1417</sup> - 2008

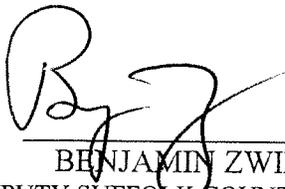
**RESOLUTION NO. -2008, AMENDING THE 2008  
CAPITAL BUDGET AND PROGRAM AND  
APPROPRIATING FUNDS IN CONNECTION WITH THE  
RELOCATION OF THREE MODULAR BUILDINGS ON  
COUNTY PROPERTY (CP 3026)**

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 BOTH THE SUFFOLK COUNTY  
SHERRIFF'S OFFICE AND THE SACHEM SCHOOL DISTRICT HAVE  
REQUESTED TO MOVE FORWARD AND RELOCATE THREE MODULAR  
BUILDINGS THAT HAVE ALREADY BEEN PURCHASED BY SUFFOLK  
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.

01:44 21 APR 08  
03:11

  
\_\_\_\_\_  
BENJAMIN ZWIRN  
DEPUTY SUFFOLK COUNTY EXECUTIVE

Intro. Res. No. 1417-08 AMENDED COPY AS OF 5/9/2008  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 4/29/2008

**RESOLUTION NO. -2008, AMENDING THE 2008  
CAPITAL BUDGET AND PROGRAM AND APPROPRIATING  
FUNDS IN CONNECTION WITH THE RELOCATION OF  
THREE MODULAR BUILDINGS ON COUNTY PROPERTY  
(CP 3026)**

**WHEREAS**, the Commissioner of Public Works has requested funds for the relocation of three modular buildings recently awarded to, and purchased by, Suffolk County from the Sachem School District; and

**WHEREAS**, these modular buildings have been identified to support projects at the Criminal Courts building in Riverhead, the North County Complex in Hauppauge, and at other locations; and

**WHEREAS**, the buildings must be removed by the County from their existing foundations, relocated and installed on County property and connected to the utilities as required at an associated cost of \$175,000; and

**WHEREAS**, sufficient funds are not included in the 2008 Capital Budget and Program to cover the costs of said request under Capital Program 3026 and, pursuant to Suffolk County Charter Section C4-13, an offsetting authorization must be provided from another Capital Project; and

**WHEREAS**, Resolution No. 471-1994, as revised by Resolution No. 461-2006, has established a priority ranking system, implemented in the 2008 Adopted Capital Budget and Program, as the basis for funding capital projects such as this project; and

**WHEREAS**, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$175,000 in Suffolk County Serial Bonds; now, therefore be it

**1<sup>st</sup>** **RESOLVED**, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this law constitutes a Type II action pursuant to Article 8 of the New York Environmental Conservation Law and Section 617.5(c), (15) and (27) of the New York Code of Rules and Regulations since this action involves minor temporary use of land having negligible or no permanent impact on the environment; and be it further

**2<sup>nd</sup>** **RESOLVED**, that it is determined that this program with a priority ranking of forty-four (44) is eligible for approval in accordance with the provisions of Resolution No. 471-1994, as revised by Resolution No. 461-2006; and be it further

**3<sup>rd</sup>** **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 to complete this project; and be it further

**4<sup>th</sup>** **RESOLVED**, that the 2008 Capital Budget and Program be and they are hereby amended as follows:

Project No.: 5561

Project Title: Reconstruction of CR 59, Long Lane, Town of East Hampton

	<u>Total Est'd Cost</u>	<u>Current 2008 Capital Budget &amp; Program</u>	<u>Revised 2008 Capital Budget &amp; Program</u>
3. Construction	<u>\$700,000</u>	<u>\$700,000B</u>	<u>\$525,000B</u>
TOTAL	\$750,000	\$700,000	\$525,000

Project No.: 3026  
Project Title: Relocation of Three Modular Buildings on County Property

	<u>Total Est'd Cost</u>	<u>Current 2008 Capital Budget &amp; Program</u>	<u>Revised 2008 Capital Budget &amp; Program</u>
3. Construction	<u>\$425,000</u>	<u>0</u>	<u>\$175,000B</u>
TOTAL	\$425,000	0	\$175,000

and be it further

**5<sup>th</sup>** **RESOLVED**, that the proceeds of \$175,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<u>Project No.</u>	<u>JC</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-3026.311 (Fund 001-Debt Service)	20	Relocation of Three Modular Buildings on County Property	\$175,000

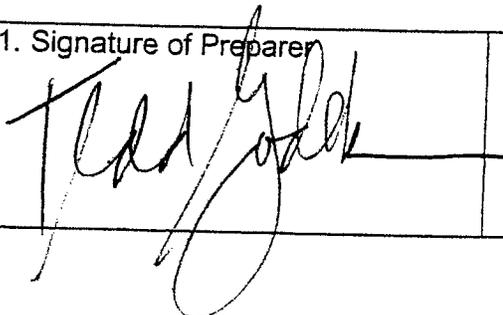
DATED:

APPROVED BY:

\_\_\_\_\_  
County Executive of Suffolk County

Date:

## 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		
AMENDING THE 2008 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH THE RELOCATION OF THREE MODULAR BUILDINGS ON COUNTY PROPERTY (CAPITAL PROGRAM NO. 3026)		
3. Purpose of Proposed Legislation		
See No. 2 above.		
4. Will the Proposed Legislation Have a Fiscal Impact?    Yes <u>  X  </u> No <u>      </u>		
5. If the Answer to Item 4 is "yes", on what will it impact? (Circle the appropriate category)		
County <u>  XX  </u>	Town	Economic Impact
Village	School District	Other (specify):
Library District	Fire District	
6. If the Answer to Item 5 is "yes", Provide Detailed Explanation of Impact.		
Serial bonds will be issued to finance this 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 service		
8. Proposed Source of Funding		
Serial Bonds		
9. Timing of Impact		
2008		
10. Typed Name and Title of Preparer	11. Signature of Preparer	12. Date
Tedd Godek, R.A., County Architect		3 / 31 / 08

Gen 07

COUNTY OF SUFFOLK



APR 07 2008

STEVE LEVY  
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PUBLIC WORKS

THOMAS LAGUARDIA, P.E.  
CHIEF DEPUTY COMMISSIONER

GILBERT ANDERSON, P.E.  
COMMISSIONER

LOUIS CALDERONE  
DEPUTY COMMISSIONER

MEMORANDUM

TO: Ben Zwirn, Deputy County Executive (2 copies)

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

DATE: March 31, 2008

RE: CP 3026 - Relocation of Three Modular Buildings on County Property

Attached for your review is a draft resolution amending the 2008 Capital Budget and appropriating the sum of \$175,000 for the relocation of three modular buildings purchased from the Sachem School District. These buildings will be used to support construction projects at the North County Complex, the Riverhead Courts, and another location as determined.

This action is considered a Type II action under SEQRA as this action involves minor temporary use of land having negligible or no permanent impact on the environment

An e-mail copy of the resolution has been sent to CE RESO Review sent under the title Reso-DPW-CP 3026 Reloc. of Three Modular Bldgs.doc.

TL/TG/dk

- cc: Jim Morgo, Chief Deputy County Executive
- Gilbert Anderson, P.E., Commissioner
- Louis Calderone, Deputy Commissioner
- Tedd Godek, R.A., County Architect, Buildings Design & Construction
- Michael J. Monaghan, P.E., Principal Mechanical Engineer
- Laura Conway, CPA, Chief Accountant
- Read Vail, Chief Budget Examiner
- CE RESO Review (e-mail)

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

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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		
RESOLUTION NO.                      -2008, AMENDING THE 2008 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH THE RELOCATION OF THREE MODULAR BUILDINGS ON- COUNTY PROPERTY (CAPITAL PROGRAM NO. 3026)		
3. Purpose of Proposed Legislation		
SEE NO. 2 ABOVE		
4. Will the Proposed Legislation Have a Fiscal Impact?                      Yes <u> X </u> 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	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact		
SERIAL BONDS WILL BE ISSUED TO FINANCE THIS 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 SERVICE SCHEDULE		
8. Proposed Source of Funding		
SERIAL BONDS		
9. Timing of Impact		
2009		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Nicholas Paglia Executive Technician		April 22, 2008

SCIN FORM 175b (10/95)

1417

FINANCIAL IMPACT  
2009 PROPERTY TAX LEVY  
COST TO THE AVERAGE TAXPAYER

GENERAL FUND

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$15,878	\$0.03		\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$15,878	\$0.03		\$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.

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Suffolk County  
 Project Name  
 General Obligation Serial Bonds  
 Level Debt

Term of Bonds: 15  
 Amount to Bond: \$175,000

Date	Coupon	Principal	Interest	Total Debt Service	Fiscal Debt Service
11/1/2007					
5/1/2008					
11/1/2008	4.125%	\$8,658.82	\$7,218.75	\$15,877.57	\$15,877.57
			\$3,430.79	\$3,430.79	
11/1/2009	4.125%	\$9,016.00	\$3,430.79	\$12,446.79	\$15,877.57
			\$3,244.83	\$3,244.83	
11/1/2010	4.125%	\$9,387.91	\$3,244.83	\$12,632.74	\$15,877.57
			\$3,051.21	\$3,051.21	
11/1/2011	4.125%	\$9,775.16	\$3,051.21	\$12,826.37	\$15,877.57
			\$2,849.59	\$2,849.59	
11/1/2012	4.125%	\$10,178.39	\$2,849.59	\$13,027.98	\$15,877.57
			\$2,639.66	\$2,639.66	
11/1/2013	4.125%	\$10,598.25	\$2,639.66	\$13,237.91	\$15,877.57
			\$2,421.08	\$2,421.08	
11/1/2014	4.125%	\$11,035.42	\$2,421.08	\$13,456.50	\$15,877.57
			\$2,193.47	\$2,193.47	
11/1/2015	4.125%	\$11,490.64	\$2,193.47	\$13,684.11	\$15,877.57
			\$1,956.48	\$1,956.48	
11/1/2016	4.125%	\$11,964.62	\$1,956.48	\$13,921.10	\$15,877.57
			\$1,709.70	\$1,709.70	
11/1/2017	4.125%	\$12,458.17	\$1,709.70	\$14,167.87	\$15,877.57
			\$1,452.76	\$1,452.76	
11/1/2018	4.125%	\$12,972.06	\$1,452.76	\$14,424.82	\$15,877.57
			\$1,185.21	\$1,185.21	
11/1/2019	4.125%	\$13,507.16	\$1,185.21	\$14,692.37	\$15,877.57
			\$906.62	\$906.62	
11/1/2020	4.125%	\$14,064.33	\$906.62	\$14,970.95	\$15,877.57
			\$616.54	\$616.54	
11/1/2021	4.125%	\$14,644.49	\$616.54	\$15,261.03	\$15,877.57
			\$314.50	\$314.50	
11/1/2022	4.125%	\$15,248.57	\$314.50	\$15,563.07	\$15,877.57
		\$175,000.00	\$63,163.62	\$238,163.62	\$238,163.62

REQUEST FOR THE INTRODUCTION OF SUFFOLK COUNTY LEGISLATION  
OFFICE OF THE COUNTY EXECUTIVE

14/7

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

Submitting Department  
(Department Name and Location):

Public Works, Yaphank, New York

Department Contact Person:  
(Name and Phone Number):

Tedd Godek, R.A.  
631-852-4220

Suggestion Involves:

Technical Amendment X

New Program \_\_\_\_\_

Grant Award \_\_\_\_\_

Contract (New \_\_\_\_\_ Rev. \_\_\_\_\_)

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

AMENDING THE 2008 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH THE RELOCATION OF THREE MODULAR BUILDINGS ON COUNTY PROPERTY (CAPITAL PROGRAM NO. 3026)

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

COUNTY OF SUFFOLK

1417



STEVE LEVY  
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PUBLIC WORKS

THOMAS LAGUARDIA, P.E.  
CHIEF DEPUTY COMMISSIONER

GILBERT ANDERSON, P.E.  
COMMISSIONER

LOUIS CALDERONE  
DEPUTY COMMISSIONER

MEMORANDUM

TO: Ben Zwirn, Deputy County Executive (2 copies)

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

DATE: March 31, 2008

RE: **CP 3026 - Relocation of Three Modular Buildings on County Property**



Attached for your review is a draft resolution amending the 2008 Capital Budget and appropriating the sum of \$175,000 for the relocation of three modular buildings purchased from the Sachem School District. These buildings will be used to support construction projects at the North County Complex, the Riverhead Courts, and another location as determined.

This action is considered a Type II action under SEQRA as this action involves minor temporary use of land having negligible or no permanent impact on the environment

An e-mail copy of the resolution has been sent to CE RESO Review sent under the title Reso-DPW-CP 3026 Reloc. of Three Modular Bldgs.doc.

TL/TG/dk

cc: Jim Morgo, Chief Deputy County Executive  
Gilbert Anderson, P.E., Commissioner  
Louis Calderone, Deputy Commissioner  
Tedd Godek, R.A., County Architect, Buildings Design & Construction  
Michael J. Monaghan, P.E., Principal Mechanical Engineer  
Laura Conway, CPA, Chief Accountant  
Read Vail, Chief Budget Examiner  
CE RESO Review (e-mail)

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

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I.R. 1417A-08

BOND RESOLUTION NO. \_\_\_\_ - 2008

BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW YORK, AUTHORIZING THE ISSUANCE OF \$175,000 BONDS TO FINANCE THE COST OF THE RELOCATION OF THREE MODULAR BUILDINGS ON COUNTY PROPERTY (CP 3026.311)

THE COUNTY LEGISLATURE OF THE COUNTY OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said County Legislature) AS FOLLOWS:

Section 1. The County of Suffolk, New York (herein called the "County"), is hereby authorized to issue bonds in the principal amount of \$175,000 pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), the Suffolk County Charter and other applicable laws, to finance the cost of the relocation of three modular buildings on County property, as authorized in the 2008 Capital Budget and Program, as amended. The estimated maximum cost of the project described herein, including preliminary costs and costs incidental thereto and the financing thereof, is \$175,000. The plan of financing includes the issuance of \$175,000 bonds or bond anticipation notes authorized pursuant to this resolution and the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds or notes and the interest thereon as the same shall become due and payable.

Section 2. The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 35 of the Law, is five (5) years.

Section 3. The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized, or for such expenditures made on or prior to the effective date if a prior statement of intent to issue bonds has been made. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the taxable real property within the County without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Resolution No. 320 of 1966, as amended by Resolution No. 81 of

1972, and Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and relative to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the County Comptroller, the chief fiscal officer of the County.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately upon approval by the County Executive, and the Clerk of the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary or in full, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the official newspaper(s) of the County.

Dated: \_\_\_\_\_

APPROVED: \_\_\_\_\_  
County Executive, Suffolk County

Date of Approval: \_\_\_\_\_, 2008