

**CERTIFICATE OF NECESSITY FOR THE IMMEDIATE CONSIDERATION OF
INTRODUCTORY RESOLUTION NO. 2054 - 2010**

WHEREAS, INTRODUCTORY RESOLUTION NO. 2054 – 2010

**RESOLUTION NO. -2010, A LOCAL LAW
AUTHORIZING THE COUNTY EXECUTIVE TO
EXECUTE AGREEMENTS FOR THE SALE OF THE
JOHN J. FOLEY SKILLED NURSING**

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

**NOW, I, BRENDAN CHAMBERLAIN, DIRECTOR OF
INTERGOVERNMENTAL RELATIONS, 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. 2054 – 2010, BECAUSE THE UNDERLYING SALE
AGREEMENT IS ABOUT TO EXPIRE AND APPROVAL FROM THE
LEGISLATURE IS REQUIRED TO COMPLETE THE TRANSACTION.**

**IN WITNESS THEREOF, I HAVE HEREWITH SET MY HAND
AND CAUSED TO BE AFFIXED THE SEAL OF SUFFOLK COUNTY
THIS SEVENTH DAY OF DECEMBER, 2010.**

Brendan R Chamberlain

BRENDAN CHAMBERLAIN

DIRECTOR OF INTERGOVERNMENTAL RELATIONS

RECEIVED
SUFFOLK COUNTY, VA
COUNTY CLERK'S OFFICE

2010 DEC -7 P 2:03

RECEIVED

**RESOLUTION NO. -2010, ADOPTING LOCAL LAW
NO. -2010, A LOCAL LAW AUTHORIZING THE COUNTY
EXECUTIVE TO EXECUTE AGREEMENTS FOR THE SALE OF
THE JOHN J. FOLEY SKILLED NURSING FACILITY**

WHEREAS, there was duly presented and introduced to this County Legislature at a regular meeting held on _____, 2010, a proposed local law entitled, "**A LOCAL LAW AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AGREEMENTS FOR THE SALE OF THE JOHN J. FOLEY SKILLED NURSING FACILITY;**" and said local law in final form is the same as when presented and introduced; now, therefore be it

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

LOCAL LAW NO. -2010, SUFFOLK COUNTY, NEW YORK

**A LOCAL LAW AUTHORIZING THE COUNTY EXECUTIVE TO
EXECUTE AGREEMENTS FOR THE SALE OF THE JOHN J. FOLEY
SKILLED NURSING FACILITY**

**BE IT ENACTED BY THE COUNTY LEGISLATURE OF THE COUNTY
OF SUFFOLK**, as follows:

Section 1. Legislative Intent.

This Legislature finds and determines that John J. Foley Skilled Nursing Facility (the "Facility") is a 264-bed facility located on approximately 14 acres in Yaphank in Suffolk County (the County). In addition to operating 252 residential health care facility beds (including an Alzheimer's unit) and 12 designated AIDS beds, the nursing facility operates a 60-slot Adult Day Health Care Program (ADHCP). In 1995, the Facility began operating in a newly-constructed building. The total building size is approximately 181,749 square feet with recent (2005) expansions to the adult day health and rehabilitation program space as well as dining and recreational areas on the second floor.

This Legislature further finds and determines that the County has examined the operations at the Facility in order to determine the feasibility of continuing its operation as a County facility. The County has determined that, due to business impediments unique to municipalities (rising municipal labor and employee benefit costs and unreliability of continued intergovernmental transfer (IGT) payments), operating a municipal skilled nursing home is no longer in the best fiscal interest of the County.

This Legislature further finds and determines that where the County had once provided the Facility as an institution for destitute individuals, this is no longer the case. All nursing homes are eligible to receive payments from Medicaid and uninsured and underinsured patients can be cared for at any of Suffolk's 40+ nursing homes.

This Legislature further finds and determines that the Facility could be operated at the same high level of care, but more efficiently by individuals or entities that do not face the operational restrictions particular to municipalities.

This Legislature further finds and determines that pursuant to Suffolk County Resolution No. 881-2008 the County Executive, through the Department of Health Services issued a request for expressions of interest ("RFEI") to transfer ownership and/or operation and management of the "Facility." Qualified RFEI respondents received a request for proposals ("RFP") to transfer ownership and/or operation and management of the Facility issued on September 21, 2009. On February 23, 2010, based on the evaluation of the RFP Review Committee, an award letter for the sale of the Facility was issued to Mr. Kenneth Rozenberg. The County issued, and Mr. Kenneth Rozenberg accepted, a Letter of Intent, dated March 17, 2010, to enter into an agreement for the sale and purchase of the Facility.

This Legislature also finds that pursuant to Suffolk County Introductory Resolution No. 1337-2010, a Land Sale Contract and Asset Purchase Agreement ("the Plan") has been subject to the Suffolk County Administrative Code Section A9-6 review process, including four separate public hearings at which comments were solicited.

Therefore, the purpose of this law is to approve the Plan, an agreement for the sale and purchase of the Facility by the County to Mr. Kenneth Rozenberg, an established nursing home operator, through his companies, Foley Operating LLC and Foley Land LLC.

Section 2. Approval of Request for Proposals.

The County hereby approves the award dated February 23, 2010 to Mr. Kenneth Rozenberg for the sale of the Facility and all assets, property, real or personal, and rights used or usable in the operation of the Facility, of every type and description, tangible or intangible, wherever located.

Section 3. Declaration of Surplus Land.

The 14.06 acres of land, which acreage shall be subject to final survey, is surplus to County needs. The Facility and all associated assets and inventory used to carry out its functions as a skilled nursing facility, as more specifically set forth in the proposed Asset Purchase Agreement and Land Sale Contract, is likewise declared surplus to County needs.

Section 4. Sale of Surplus Land.

The sale by the County to Mr. Kenneth Rozenberg through his company Foley Land LLC of the County's right, title and interest in and to 14.06 acres of land, without recourse, is hereby authorized in exchange for the delivery, to or upon the order of the County, of (i) the payment of the purchase price as set forth in the proposed Land Sale Contract, and (ii) upon such other terms and conditions as are set forth in the proposed Land Sale Contract with Foley Land, LLC, as purchaser, and the County, as seller.

Section 5. Approval of Land Sale Contract.

The form and substance of the Land Sale Contract, presented to the members of the Legislature at this meeting as Exhibit 1, is hereby approved.

Section 6. Execution and Delivery of Land Sale Contract.

The execution and delivery on behalf of and in the name of the County by the County Executive and/or his designee(s) of the Land Sale Contract presented to the members of the Legislature at this meeting, is hereby authorized and directed, with such ministerial and non-substantive changes therein as the County Executive and/or his designee(s) may approve, and the execution and delivery of such Land Sale Contract shall be conclusive evidence of his approval of any such changes and of the authorization and direction thereof by this Legislature.

Section 7. Sale of the Facility.

The sale by the County to Kenneth Rozenberg through his company Foley Operating LLC of all assets, property, real or personal, and rights used or usable in the operation of the Facility, of every type and description, tangible or intangible, wherever located, without recourse, is hereby authorized in exchange for the delivery, to or upon the order of the County, of (i) the payment of the purchase price as set forth in the proposed Asset Purchase Agreement, and (ii) upon such other terms and conditions as are set forth in the proposed Asset Purchase Agreement with Foley Operating LLC, as purchaser, and the County, as seller.

Section 8. Approval of Asset Purchase Agreement.

The form and substance of the Asset Purchase Agreement, presented to the members of the Legislature at this meeting as Exhibit 2, is hereby approved.

Section 9. Execution and Delivery of Asset Purchase Agreement.

The execution and delivery on behalf of and in the name of the County by the County Executive and/or his designee(s) of the Asset Purchase Agreement presented to the members of the Legislature at this meeting, is hereby authorized and directed, with such ministerial and non-substantive changes therein as the County Executive and/or his designee(s) may approve, and the execution and delivery of such Asset Purchase Agreement shall be conclusive evidence of his approval of any such changes and of the authorization and direction thereof by this Legislature.

Section 10. Further Actions.

The County Executive and/or his designee(s) are further authorized to execute and deliver, on behalf of the County, such agreements, instruments or authorizations as may be contemplated by, or necessary or advisable to consummate or otherwise give full effect to, the Land Sale Contract, the Asset Purchase Agreement and this local law, and which are deemed necessary or desirable to effectuate the transactions contemplated by the Land Sale Contract, the Asset Purchase Agreement and this local law, and to perform all acts and do all things required or contemplated to be performed or done by the Land Sale Contract, the Asset Purchase Agreement or by this local law or by any agreement, instrument or authorization approved, contemplated, necessary or authorized hereby.

Section 11. Suffolk County Administrative Code A9-6 Compliance.

The County has complied with the procedures set forth in Section A9-6 of the Administrative Code. A report to the Suffolk County Legislature pursuant to Suffolk County Administrative Code Section A9-6 is attached as Exhibit 3. In addition, attached as Exhibit 4 is

a letter from the New York State Department of Health supporting Kenneth Rozenberg as purchaser of the Facility.

Section 12. Applicability.

This law shall apply to all actions and transactions occurring on or after the effective date of this law. Adoption of this law shall be conclusive evidence of full compliance with Suffolk County Administrative Code § A9-6, and shall apply to all actions and transactions occurring on or after the effective date of this law.

Section 13. 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 14. SEQRA Determination.

This Legislature has independently considered the Environmental Assessment Form ("EAF"), the Council on Environmental Quality ("CEQ") recommendation, and any relevant testimony concerning the same; and

This Legislature, being the lead agency under State Environmental Quality Review Act ("SEQRA") and Chapter 279 of the Suffolk County Code, hereby determines that this local law constitutes an unlisted action, pursuant to 6 NYCRR Part 617 of the implementing regulations pertaining to Article 8 (SEQRA) of the Environmental Conservation Law; and

This Legislature hereby determines that implementation of this action will not have a significant adverse impact on the environment for the following reasons, as demonstrated in the EAF:

1. The action involves the simple transfer of the ownership of an existing operating facility and associated property with no change to the environment or facility operations;
2. The proposed action will not exceed any of the criteria in Section 617.7 of Title 6 NYCRR which sets forth threshold for determining significant impact on the environment;
3. The proposal does not appear to significantly threaten any unique or highly valuable environmental or cultural resources as identified in or regulated by the Environmental Conservation Law of the State of New York or the Suffolk County Charter and Code;
4. The parcel does not appear to suffer from any severe environmental development constraints (no poor soil properties, no high ground water and no unmanageable slopes); and

This Legislature hereby directs, in accordance with Section 279.5(c) (4) of the Suffolk County Code, the Suffolk County Council on Environmental Quality to prepare and circulate any appropriate notices or determinations in accordance with this resolution.

Section 15. Effective Date.

This Local Law shall not take effect until at least forty-five (45) days after its adoption, nor until approved by the affirmative vote of a majority of the qualified electors of the County of Suffolk voting on a proposition for its approval if within forty-five (45) days after its adoption there is filed with the Clerk of the County Legislature a petition protesting against such Local Law in conformity with the provisions of §24 (1) (a) of the MUNICIPAL HOME RULE LAW, and upon filing in the Office of the Secretary of State.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

OFFICE OF THE COUNTY LEGISLATURE

COUNTY OF SUFFOLK

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



2054

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

DATE: NOVEMBER 1, 2010
TO: CLERK OF THE COUNTY LEGISLATURE
RE: MEMORANDUM OF COUNSEL TO THE LEGISLATURE PURSUANT TO RULE 28

PROPOSED LOCAL LAW YEAR 2010

TITLE: I.R. NO. -2010; A LOCAL LAW AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AGREEMENTS FOR THE SALE OF THE JOHN J. FOLEY SKILLED NURSING FACILITY

SPONSOR: THE PRESIDING OFFICER, ON THE REQUEST OF THE COUNTY EXECUTIVE.

DATE OF RECEIPT BY COUNSEL: 10/28/2010 PUBLIC HEARING: 11/16/2010
DATE ADOPTED/NOT ADOPTED: _____ CERTIFIED COPY RECEIVED: _____

This proposed local law authorizes the sale of the County's John J. Foley Skilled Nursing facility ("Foley facility") to two companies controlled by Kenneth Rozenberg. Specifically, this law:

- 1. Declares the 14.06 acres of land on which the Foley facility sits and all associated assets and inventory, as surplus to the needs of the County.** Pursuant to Section 215 of NEW YORK COUNTY LAW, any surplus declaration requires a two-thirds vote of approval by the County Legislature.
- 2. Approves the Land Sale Contract that is attached as Exhibit "1" to the proposed local law.** Pursuant to this contract, the buyer¹ will acquire the building and land currently used as the Foley facility, together with certain easements, for Eighteen Million Dollars (\$18,000,000.00). The buyer represents that it "intends to continue to use the premises as a skilled nursing facility as it is being operated by seller."
- 3. Approves the Asset Purchase Agreement attached to the local law as Exhibit "2".** Pursuant to this agreement, the buyer² will purchase the Foley facility assets - that is all of the assets, properties and rights used or usable in the operation of the Foley facility, separate and apart from the building and property that is the subject of the Land Sale Agreement. Among the assets are the licenses, certificates and permits held by the County to operate the Foley Facility and the Adult Day Care Program, to the extent that they are transferrable. The purchase price of the assets is Eighteen Million Dollars (\$18,000,000.00).

The Asset Purchase Agreement provides that the buyer will not assume or be responsible for any collective bargaining contract or agreement related to the Foley facility and the adult day care program. The buyer agrees that for a three-month period

¹ The buyer in this transaction is Foley Land LLC.

² The buyer in this transaction is Foley Operating LLC.

following the closing, it will offer the Foley facility's' existing employees the positions of employment that the buyer determines are necessary to operate the facility, provided that the existing employees are qualified to perform the job requirements. To the extent the buyer offers employment to the former County employees, their rates of pay will be consistent with nursing homes in Suffolk County.

Additionally, the County agrees to use reasonable efforts to obtain licenses to increase the adult day care program from the current 24 participants to 60 participants.

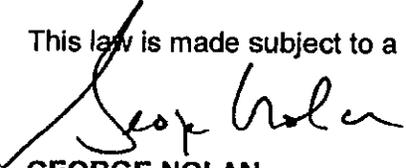
Pursuant to this Agreement, the buyer agrees to continue treatment of each patient receiving services at the Foley facility on the date of closing. Only patients requiring services not available at the facility will be eligible for transfer. To the extent any resident is being treated at another facility, the buyer will reserve the resident's bed in accordance with applicable law and comply with "bed hold" regulations.

The Agreement further provides that should the County Legislature fail to approve the sale of assets by December 31, 2010, either party will have the right to terminate.

The parties also agree to use "reasonable commercial efforts" to complete the subject transaction by December 31, 2011.

4. **States that the County has complied with the procedures set forth in Section A9-6 of the SUFFOLK COUNTY ADMINISTRATIVE CODE.** This section of the Code sets forth detailed procedures that must be followed before any health care service currently provided by the County may be privatized. Among the requirements are four (4) public hearings and a report from the Budget Review Office. In an attempt to comply with Section A9-6, a report from the Suffolk County Department of Health Services and a letter from New York State Department of Health have been attached to the local law as Exhibits "3" and "4".

This law is made subject to a permissive referendum.



GEORGE NOLAN
Counsel to the Legislature

GN:js

s:\rule28\28-refile-sale-JJ-Foley-Nursing-Home

2054

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 RESOLUTION NO. - 2010 ADOPTING LOCAL LAW NO. -2010, A LOCAL LAW AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AGREEMENTS FOR THE SALE OF THE JOHN J. FOLEY SKILLED NURSING FACILITY		
3. Purpose of Proposed Legislation To adopt a local law authorizing the County Executive to execute agreements for the sale of the John J. Foley Skilled Nursing Facility		
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 appropriate category)		
<u>County</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 2011 - Additional revenue: Estimated at \$20,000,000		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision. See Attached Worksheet		
8. Proposed Source of Funding 2011 - 2016 Adopted Operating Budgets		
9. Timing of Impact Upon Approval		
10. Typed Name & Title of Preparer Beth A Reynolds Principal Executive Analyst	11. Signature of Preparer <i>Beth A Reynolds</i>	12. Date November 5, 2010

SCIN FORM 175b (10/95)

ATTACHED WORKSHEET:

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision

2012

1. Additional Revenue: Estimate:	\$ 1,086,750
2. Projected Operating Savings:	<u>\$ 5,039,084</u>
	\$ 6,125,834

2013

1. Additional Revenue: Estimate:	\$ 2,659,000
2. Projected Operating Savings:	<u>\$ 7,024,352</u>
	\$ 9,683,352

2014

1. Additional Revenue: Estimate:	\$ 1,053,000
2. Projected Operating Savings:	<u>\$ 7,466,318</u>
	\$ 8,519,318

2015

1. Additional Revenue: Estimate:	0
2. Projected Operating Savings:	<u>\$ 7,928,584</u>
	\$ 7,928,584

2016

1. Additional Revenue: Estimate:	0
2. Projected Operating Savings:	<u>\$ 8,412,187</u>
	\$ 8,412,187

TOTAL 2012 - 2016

1. Additional Revenue: Estimate:	\$ 4,798,750
2. Projected Operating Savings:	<u>\$35,870,526</u>
	\$40,669,276

**CERTIFICATE OF NECESSITY FOR THE IMMEDIATE CONSIDERATION OF
INTRODUCTORY RESOLUTION NO. 2220 - 2010**

WHEREAS, INTRODUCTORY RESOLUTION NO. 2220 – 2010

**RESOLUTION NO. -2010, ACCEPTING AND
APPROPRIATING A GRANT AWARD OF AMERICAN
RECOVERY AND REINVESTMENT ACT (ARRA)
FUNDS FROM THE NEW YORK STATE ENERGY
RESEARCH AND DEVELOPMENT AUTHORITY
(NYSERDA) TO RETRO-COMMISSION AND REPAIR
HVAC CONTROL SYSTEMS 80% REIMBURSED BY
FEDERAL FUNDS AT SUFFOLK COUNTY
COMMUNITY COLLEGE**

2010 DEC - 6 A 11: 52
SUFFOLK COUNTY
CLERK OF COUNTY
1100 STATE ST
SUFFOLK COUNTY
NEW YORK

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

**NOW, I, BRENDAN CHAMBERLAIN, DIRECTOR OF
INTERGOVERNMENTAL RELATIONS, 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. 2220 – 2010, BECAUSE SUFFOLK COUNTY
COMMUNITY COLLEGE WISHES TO ACCEPT THIS FUNDING SO
THAT THE REPAIRS TO 22 BUILDINGS ACROSS THREE
CAMPUSES CAN BEGIN IMMEDIATELY.**

**IN WITNESS THEREOF, I HAVE HEREWITH SET MY HAND
AND CAUSED TO BE AFFIXED THE SEAL OF SUFFOLK COUNTY
THIS SEVENTH DAY OF DECEMBER, 2010.**



**BRENDAN CHAMBERLAIN
DIRECTOR OF INTERGOVERNMENTAL RELATIONS**

2220

Intro. Res. No. -2010
Introduced by the Presiding Officer on request of the County Executive

Laid on Table 12/7/10

RESOLUTION NO - 2010, ACCEPTING AND APPROPRIATING A GRANT AWARD OF AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) FUNDS FROM THE NEW YORK STATE ENERGY RESEARCH AND DEVELOPMENT AUTHORITY (NYSERDA) TO RETRO-COMMISSION AND REPAIR HVAC CONTROL SYSTEMS 80% REIMBURSED BY FEDERAL FUNDS AT SUFFOLK COUNTY COMMUNITY COLLEGE

WHEREAS, Suffolk County Community College has received a grant award from the New York State Energy Research and Development Authority (NYSERDA), in the amount of \$306,368, to retro-commission and repair the HVAC control systems in 22 buildings located across all three College campuses, for the period of March 15, 2010 through September 1, 2011; and

WHEREAS, the project will retro-commission the entire system, replace non-functioning components, and train the in-house HVAC crew in system operation and maintenance, to result in \$438,679 in energy savings each year; and

WHEREAS, the required twenty percent matching funds, in the amount of \$76,592, are provided for in the College's operating budget; and

WHEREAS, the College anticipates spending the \$306,368 in accordance with the terms of said grant award before September 1, 2011; now therefore be it

1st RESOLVED, that said grant award, in the amount of \$306,368, from the New York State Energy Research and Development Authority (NYSERDA), to retro-commission and repair the HVAC control systems in 22 buildings located across all three campuses, be accepted and appropriated for the operation of the program as follows:

<u>Revenues</u>	<u>Amount</u>
Federal Grant: GC71-GC7111-544245-G000	
ARRA HVAC Control Systems	\$306,368

<u>Appropriations</u>	<u>Amount</u>
GC71-GC7111	
ARRA HVAC Control Systems	\$306,368

Suffolk County Community College
ARRA HVAC Control Systems
GC71-GC7111

<u>71-Equipment, Supplies and Other Expenditures</u>	
GC71-GC7111-713650 Repairs: Buildings	\$306,368

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution Local Law _____ Charter Law _____

2. Title of Proposed Legislation

Accepting and Appropriating a Grant Award of American Recovery and Reinvestment Act (ARRA) Funds from the New York State Energy Research and Development Authority (NYSERDA) to Retro-commission and Repair HVAC Control Systems 80% Reimbursed by Federal Funds at Suffolk County Community College

3. Purpose of Proposed Legislation

To accept and appropriate a grant award in the amount of \$306,368 from the New York State Energy Research and Development Authority (NYSERDA) at Suffolk County Community College during the 2010-2011 fiscal year.

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	

6. If the answer to item 4 is "yes," Provide Detailed Explanation of Impact

The grant award will provide \$306,368 from the New York State Energy Research and Development Authority (NYSERDA) for retro-commission and repair of HVAC control systems during the 2010-2011 fiscal year. 20% matching funds are required.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdiv.
Not Applicable

8. Proposed Source of Funding: American Recovery and Reinvestment Act (ARRA)
Through New York State Energy Research and Development Authority
(NYSERDA)

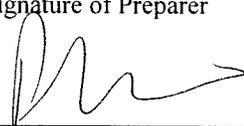
9. Timing of Impact: March 15, 2010 through September 1, 2011

10. Name & Title of Preparer
Deborah E. Lesser, M.S.
Senior Accountant

11. Signature of Preparer

12. Date
November 23, 2011

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation		
Resolution <u>XX</u> Local Law _____ Charter Law _____		
2. Title of Proposed Legislation		
ACCEPTING AND APPROPRIATING A GRANT AWARD OF AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) FUNDS FROM THE NEW YORK STATE ENERGY RESEARCH AND DEVELOPMENT AUTHORITY (NYSERDA) TO RETRO-COMMISSION AND REPAIR HVAC CONTROL SYSTEMS 80% REIMBURSED BY FEDERAL FUNDS AT SUFFOLK COUNTY COMMUNITY COLLEGE		
3. Purpose of Proposed Legislation		
SEE NO. 2 ABOVE		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <u>XX</u> No		
5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)		
<input checked="" type="radio"/> County	<input type="radio"/> Town	<input type="radio"/> Economic Impact
<input type="radio"/> Village	<input type="radio"/> School District	<input type="radio"/> Other (Specify):
<input type="radio"/> Library District	<input type="radio"/> Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact		
The resolution provides \$306,368, and requires a 20% or \$76,592 match which is included in the 2010/2011 Operating budget.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
Funding must be expended between March 15, 2010 and September 1, 2011.		
8. Proposed Source of Funding		
New York State Energy Research and Development Authority		
9. Timing of Impact		
THE RESOLUTION IS EFFECTIVE UPON ADOPTION.		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Tricia Saunders, Assistant Executive Analyst		12/3/10

**FINANCIAL IMPACT
2010 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

GENERAL FUND

	2010 PROPERTY TAX LEVY	2010 COST TO AVG TAXPAYER	2010 AV TAX RATE PER \$100	2010 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2010 PROPERTY TAX LEVY	2010 COST TO AVG TAXPAYER	2010 AV TAX RATE PER \$100	2010 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2010 PROPERTY TAX LEVY	2010 COST TO AVG TAXPAYER	2010 AV TAX RATE PER \$100	2010 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 2009.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2009-2010.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2009 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. 2221 - 2010**

WHEREAS, INTRODUCTORY RESOLUTION NO. 2221-
2010

**RESOLUTION NO. -2010, ACCEPTING AND
APPROPRIATING A GRANT AWARD OF AMERICAN
RECOVERY AND REINVESTMENT ACT (ARRA)
FUNDS FROM THE NEW YORK STATE ENERGY
RESEARCH AND DEVELOPMENT AUTHORITY
(NYSERDA) TO INSTALL HIGH-EFFICIENCY
CONDENSING BOILERS 80% REIMBURSED BY
FEDERAL FUNDS AT SUFFOLK COUNTY
COMMUNITY COLLEGE**

2010 DEC - 6 A 11: 52
SUFFOLK COUNTY, NY
CLERK

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

NOW, I, BRENDAN CHAMBERLAIN, DIRECTOR OF
INTERGOVERNMENTAL RELATIONS, 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. 2221 - 2010, BECAUSE SUFFOLK COUNTY
COMMUNITY COLLEGE WISHES TO ACCEPT THIS FUNDING SO
THAT THE INSTALLATION OF THE BOILERS CAN BEGIN
IMMEDIATELY.

IN WITNESS THEREOF, I HAVE HEREWITH SET MY HAND
AND CAUSED TO BE AFFIXED THE SEAL OF SUFFOLK COUNTY
THIS SEVENTH DAY OF DECEMBER, 2010.



BRENDAN CHAMBERLAIN
DIRECTOR OF INTERGOVERNMENTAL RELATIONS

2221
Intro. Res. No. -2010
Introduced by the Presiding Officer on request of the County Executive

Laid on Table 12/7/10

RESOLUTION NO - 2010, ACCEPTING AND APPROPRIATING A GRANT AWARD OF AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) FUNDS FROM THE NEW YORK STATE ENERGY RESEARCH AND DEVELOPMENT AUTHORITY (NYSERDA) TO INSTALL HIGH-EFFICIENCY CONDENSING BOILERS 80% REIMBURSED BY FEDERAL FUNDS AT SUFFOLK COUNTY COMMUNITY COLLEGE

WHEREAS, Suffolk County Community College has received a grant award from the New York State Energy Research and Development Authority (NYSERDA), in the amount of \$244,000, to install five high-efficiency condensing boilers to provide heat and hot water for five of the College's main facilities on the Ammerman campus, for the period of March 15, 2010 through September 1, 2011; and

WHEREAS, the project will install the boilers in the existing boiler rooms of five buildings on the Ammerman campus without the removal of the existing boilers, to result in \$100,830 in energy savings each year; and

WHEREAS, the required twenty percent matching funds, in the amount of \$61,000, are provided for in the College's operating budget; and

WHEREAS, the College anticipates spending the \$244,000 in accordance with the terms of said grant award before September 1, 2011; now therefore be it

1st RESOLVED, that said grant award, in the amount of \$244,000, from the New York State Energy Research and Development Authority (NYSERDA), for the installation of five high-efficiency condensing boilers, be accepted and appropriated for the operation of the program as follows:

<u>Revenues</u>	<u>Amount</u>
Federal Grant: GC72-GC7211-544246-G000	
ARRA High-efficiency Condensing Boilers	\$244,000

<u>Appropriations</u>	<u>Amount</u>
GC72-GC7211	
ARRA High-efficiency Condensing Boilers	\$244,000

Suffolk County Community College
ARRA High-Efficiency Condensing Boilers
GC72-GC7211

<u>71-Equipment, Supplies and Other Expenditures</u>	
GC72-GC7211-713650 Repairs: Buildings	\$244,000

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution Local Law _____ Charter Law _____

2. Title of Proposed Legislation

Accepting and Appropriating a Grant Award of American Recovery and Reinvestment Act (ARRA) Funds from the New York State Energy Research and Development Authority (NYSERDA) to Install High-efficiency Condensing Boilers 80% Reimbursed by Federal Funds at Suffolk County Community College

3. Purpose of Proposed Legislation

To accept and appropriate a grant award in the amount of \$244,000 from the New York State Energy Research and Development Authority (NYSERDA) at Suffolk County Community College during the 2010-2011 fiscal year.

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	

6. If the answer to item 4 is "yes," Provide Detailed Explanation of Impact

The grant award will provide \$244,000 from the New York State Energy Research and Development Authority (NYSERDA) to install high-efficiency condensing boilers during the 2010-2011 fiscal year. 20% matching funds are required.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdiv.
Not Applicable

8. Proposed Source of Funding: American Recovery and Reinvestment Act (ARRA)
Through New York State Energy Research and Development Authority
(NYSERDA)

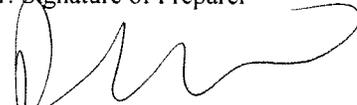
9. Timing of Impact: March 15, 2010 through September 1, 2011

10. Name & Title of Preparer
Deborah E. Lesser, M.S.
Senior Accountant

11. Signature of Preparer

12. Date
November 23, 2011

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation		
Resolution <u>XX</u> Local Law _____ Charter Law _____		
2. Title of Proposed Legislation		
ACCEPTING AND APPROPRIATING A GRANT AWARD OF AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) FUNDS FROM THE NEW YORK STATE ENERGY RESEARCH AND DEVELOPMENT AUTHORITY (NYSERDA) TO INSTALL HIGH-EFFICIENCY CONDENSING BOILERS 80% REIMBURSED BY FEDERAL FUNDS AT SUFFOLK COUNTY COMMUNITY COLLEGE		
3. Purpose of Proposed Legislation		
SEE NO. 2 ABOVE		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <u>XX</u> No		
5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)		
<input checked="" type="radio"/> County	<input type="radio"/> Town	<input type="radio"/> Economic Impact
<input type="radio"/> Village	<input type="radio"/> School District	<input type="radio"/> Other (Specify):
<input type="radio"/> Library District	<input type="radio"/> Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact		
The resolution provides \$244,000, and requires a 20% or \$61,000 match which is included in the 2010/2011 Operating budget.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
Funding must be expended between March 15, 2010 and September 1, 2011.		
8. Proposed Source of Funding		
New York State Energy Research and Development Authority		
9. Timing of Impact		
THE RESOLUTION IS EFFECTIVE UPON ADOPTION.		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Tricia Saunders, Assistant Executive Analyst		12/3/10

**FINANCIAL IMPACT
2010 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

GENERAL FUND

	2010 PROPERTY TAX LEVY	2010 COST TO AVG TAXPAYER	2010 AV TAX RATE PER \$100	2010 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2010 PROPERTY TAX LEVY	2010 COST TO AVG TAXPAYER	2010 AV TAX RATE PER \$100	2010 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2010 PROPERTY TAX LEVY	2010 COST TO AVG TAXPAYER	2010 AV TAX RATE PER \$100	2010 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 2009.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2009-2010.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2009 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. 2222 - 2010**

WHEREAS, INTRODUCTORY RESOLUTION NO. 2222- 2010

**RESOLUTION NO. -2010, ACCEPTING AND
APPROPRIATING 100% FUNDING FROM THE NEW
YORK STATE OFFICE OF CHILDREN AND FAMILY
SERVICES TO THE SUFFOLK COUNTY
DEPARTMENT OF SOCIAL SERVICES FOR
SUPPLEMENTAL CHILD CARE SUBSIDY
ALLOCATIONS UNDER THE AMERICAN RECOVERY
AND REINVESTMENT ACT (ARRA) AND
AUTHORIZING THE COUNTY EXECUTIVE AND THE
COMMISSIONER OF SOCIAL SERVICES TO
EXECUTE A CONTRACT**

OFFICE OF THE COUNTY CLERK
SUFFOLK COUNTY, NEW YORK

2010 DEC - 6 A 11: 52

INTRODUCTORY RESOLUTION

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

**NOW, I, BRENDAN CHAMBERLAIN, DIRECTOR OF
INTERGOVERNMENTAL RELATIONS, 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. 2222 - 2010, BECAUSE THERE WERE DELAYS
IN THE NYS OCFS GRANTING APPROVAL AND DISTRICTS MUST
EXPEND ALL ARRA FUNDS BY MARCH 31, 2011.**

**IN WITNESS THEREOF, I HAVE HEREWITH SET MY HAND
AND CAUSED TO BE AFFIXED THE SEAL OF SUFFOLK COUNTY
THIS SEVENTH DAY OF DECEMBER, 2010.**



**BRENDAN CHAMBERLAIN
DIRECTOR OF INTERGOVERNMENTAL RELATIONS**

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. 2010, ACCEPTING AND APPROPRIATING 100% FUNDING FROM THE NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES TO THE SUFFOLK COUNTY DEPARTMENT OF SOCIAL SERVICES FOR SUPPLEMENTAL CHILD CARE SUBSIDY ALLOCATIONS UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) AND AUTHORIZING THE COUNTY EXECUTIVE AND THE COMMISSIONER OF SOCIAL SERVICES TO EXECUTE A CONTRACT

WHEREAS, the New York State Office of Children and Family Services (OCFS) has awarded the Suffolk County Department of Social Services additional Child Care stimulus funds provided under the ARRA, in the amount of \$1,726,882 to supplement the New York State Office of Children and Family Services Child Care Block Grant (CCBG) for the period beginning October 1, 2009 and ending March 31, 2011 to help off-set the cost of providing child care under the NYS CCBG for low-income families who are not receiving public assistance; and

WHEREAS, New York State OCFS has identified claims for expenditures under the NYS CCBG for low-income families not receiving public assistance for payments to non-contracted child care providers and/or for payments issued directly to parents or caretakers as eligible for ARRA child care funds; and

WHEREAS, the Suffolk County Department of Social Services has the option to expend these additional funds for quality improvement projects or other child care services activities that benefit families served under the NYSCCBG; and

WHEREAS, the Department of Social Services is allocating \$300,000 of the \$1,726,882 allocation to the Child Care Council of Suffolk, Inc. to deliver training courses that will improve the providers' knowledge base and credentials and, ultimately result in improvements in the quality of child care services delivered to Suffolk County families; and

WHEREAS, it is the intention of the Department of Social Services to utilize this one time revenue in such a manner as to not create a recurring expense; and

WHEREAS, the ARRA grant funds are 100% federally funded and it is in the best interest of Suffolk County to accept and appropriate; now, therefore, be it

1st RESOLVED, that the County Comptroller and County Treasurer be and they are hereby authorized to accept the following funds:

REVENUES:		<u>\$1,726,882</u>
001-4620	FEDERAL AID: Child Care Block Grant	\$1,726,882

and be it further

2nd RESOLVED, that the total funds in the amount of \$1,726,882 be and are hereby appropriated as follows:

ORGANIZATIONS

\$1,726,882

Department of Social Services
DSS – ARRA – Child Care
001-DSS -6172

4000 – Program Expenses \$1,426,882
4690- Assistance Programs - Day Care \$1,426,882

4000 – Contractual Expenses \$ 300,000
4980 – XXXX Child Care Council of Suffolk, Inc. \$ 300,000

And be it further

3rd RESOLVED, that the County Executive and the Commissioner of Social Services be and they are hereby authorized to execute a contract with the Child Care Council of Suffolk, Inc. for the ARRA Child Care Quality Improvement Proposal; and be it further

4th RESOLVED, that the County Executive be and is hereby authorized to assign an activity (pseudo) code to the Child Care Council of Suffolk, Inc. and be it further

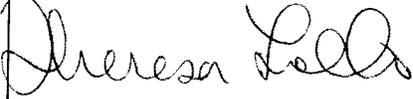
5th RESOLVED, that any unexpended funds be reappropriated in the 2011 Operating Budget, and will be fully expended by March 31, 2011 in conformance with the terms of the award.

DATED: _____

APPROVED BY: _____
County Executive of Suffolk County

Date of Approval: _____

**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		
<p>“ACCEPTING AND APPROPRIATING 100% FUNDING FROM THE NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES TO THE SUFFOLK COUNTY DEPARTMENT OF SOCIAL SERVICES FOR SUPPLEMENTAL CHILD CARE SUBSIDY ALLOCATIONS UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) AND AUTHORIZING THE COUNTY EXECUTIVE AND THE COMMISSIONER OF SOCIAL SERVICES TO EXECUTE A CONTRACT.”</p>		
3. Purpose of Proposed Legislation		
The 100% Federal Child Care ARRA funding in the amount of \$1,726,882 has been allocated by NYS OCFS and will be used to cover additional NTA Child costs as a result of eliminating the child care waiting lists. A portion of these funds (\$300,000) will be used for a NYS OCFS approved quality improvement training project that will benefit families served under the New York State Child Care Block Grant.		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <input type="checkbox"/> No <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):
Library District	Fire District	
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.		
100% Funding.		
8. Proposed Source of Funding.		
ARRA Funds – 100% Federal Funds.		
9. Timing of Impact.		
Immediate		
10. Typed Name & Title of Preparer Theresa Lollo Principal Financial Analyst	11. Signature of Preparer 	12. Date 12/6/10

SCIN FORM 175b (10/95)

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 Social Services 3085 Veterans Memorial Highway Ronkonkoma, New York 11779	Patricia A. Clark Director of Management and Research (631) 854-9939

Suggestion Involves:

<input type="checkbox"/> Appropriation	<input type="checkbox"/> Capital Project
<input type="checkbox"/> Technical Amendment	<input type="checkbox"/> New Program
<input checked="" type="checkbox"/> Grant Award	<input type="checkbox"/> Contract (New ___ Rev. ___)

Explanation of proposed resolution.

“ACCEPTING AND APPROPRIATING 100% FUNDING FROM THE NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES TO THE SUFFOLK COUNTY DEPARTMENT OF SOCIAL SERVICES FOR SUPPLEMENTAL CHILD CARE SUBSIDY ALLOCATIONS UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) AND AUTHORIZING THE COUNTY EXECUTIVE AND THE COMMISSIONER OF SOCIAL SERVICES TO EXECUTE A CONTRACT.”

Summary of resolution benefits.

The 100% Federal Child Care ARRA funding in the amount of \$1,726,882 has been allocated by NYS OCFS and will be used to cover additional NTA Child Care costs and child care quality improvement projects. The allocation will provide funding for new NTA low-income child care case from the child care waiting list, and; a portion of these funds (\$300,000) will be used for a NYS OCFS approved quality improvement training project that will benefit families served under the New York State Child Care Block Grant.

SCIN Form 175a (1/97) Prior editions of this form are obsolete

COUNTY OF SUFFOLK



STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF SOCIAL SERVICES

Gregory J. Blass
Commissioner

Memorandum

To: Ken Crannell, Deputy County Executive

From: Gregory J. Blass, Commissioner,
Department of Social Services

Date: November 18, 2010

Subject: **Certificate of Necessity (CN) - REQUEST FOR LEGISLATIVE RESOLUTION:**
Accepting 100% funding for a Child Care Block Grant Supplemental Allocation under the
American Recovery and Reinvestment Act (ARRA)

I am requesting that the attached legislative resolution be submitted at the December 7, 2010 meeting to the Suffolk County Legislature with a **Certificate of Necessity**:

“ACCEPTING AND APPROPRIATING 100% FUNDING FROM THE NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES TO THE SUFFOLK COUNTY DEPARTMENT OF SOCIAL SERVICES FOR SUPPLEMENTAL CHILD CARE SUBSIDY ALLOCATIONS UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) AND AUTHORIZING THE COUNTY EXECUTIVE AND THE COMMISSIONER OF SOCIAL SERVICES TO EXECUTE A CONTRACT.”

The NYS Office of Children and Family Services (OCFS) awarded the Suffolk County Department of Social Services additional Child Care stimulus funds provided under the ARRA, in the amount of \$1,726,882. These funds provide additional funding for child care services. A portion of the funds, (\$300,000), is to be used for a contract with the Child Care Council of Suffolk, Inc. to deliver training courses that will improve child care provider’s knowledge base and credentials and, ultimately, result in improvements in the quality of child care services.

A Certificate of Necessity is requested at this time. It is imperative that the CN be granted since there were delays in NYS OCFS granting approval of the Department’s plan to utilize ARRA funds and contract with the Child Care Council of Suffolk, Inc. for training and; districts must expend all ARRA funds by March 31, 2011.

Attached please find the above referenced resolution, the introduction form (SCIN Form 175a), the fiscal impact statement (SCIN Form 175b), and related back-up material. The e-copies relating to this resolution are titled “Reso-DSS-Child Care Award Funding ARRA 11-2010.” If you have any questions, please contact Patricia Clark at 854-9939.

Thank you.

Enc.

cc : Christopher Kent, Chief Deputy County Executive
ec: CE Reso. Review Distribution List

Suffolk County Department of Social Services & Child Care Council of Suffolk's

ARRA Child Care Quality Improvement Proposal

Suffolk County Department of Social Services proposes to spend \$300,000 of its revised ARRA allocation of \$1,726,882 for the period, October 1, 2009 – March 31, 2011, to fund the Child Care Council of Suffolk's Child Care Quality Improvement Proposal.

Suffolk County proposes to contract with the Child Care Council of Suffolk to deliver training courses that will improve the providers' knowledge base and credentials and, ultimately, result in improvements in the quality of child care services delivered to Suffolk County families. Presently, the Child Care Council does not receive funding from the local district to provide training. While the Child Care Council offers training opportunities to providers, they charge a fee for this training. It is our belief that having to pay a fee precludes some providers from participating in valuable training programs or attending as many training programs as they would otherwise attend if the training was free. Using ARRA funds to cover the cost of delivering these training programs will allow the Child Care Council to offer training to providers *at no cost* during the period, October 1, 2010 through March 31, 2011. The Council's Training Calendar is attached to provide a tentative schedule of courses available through January 2011. One hundred twelve (112) trainings, classes and webinars will be provided to 3,348 participants *at no cost* through March 31, 2011.

High-quality child care programs ensure that children are safe, healthy, and ready for future learning. The strongest indicator for the long term success of infants, toddlers and pre-schoolers is the child care providers' education and ongoing support for professional development. Having competent early child care professionals is considered the most critical factor contributing to the social environment in which children learn best. Improvement in the quality of child care helps to support the brain development of infants and toddlers, creating the foundation needed for children to achieve. The building blocks of learning established for these young children create school readiness and future learning skills, skills needed to transform economically challenged communities into dynamic economic engines that propel Suffolk County forward.

High quality, nurturing and safe child care is the building block for strong, caring, and economically stable communities. Child care helps promote economic recovery by providing parents the necessary support and care needed to allow them to enter or return to the workforce. As the workforce grows, the demand for child care services increases, resulting in the creation of additional jobs in the child care field. Money spent on child care does not get exported, thereby supporting local economic recovery.

The training programs that the Child Care Council proposes to offer at no cost to child care providers will help to preserve jobs in the child care field as providers will improve their business acumen and the quality of care they provide. This is particularly important as child care in New York State moves toward QualityStarsNY, a Quality Rating Improvement System (QRIS), which will encourage child care providers to become more professional and, in doing so, raise their quality of care. We are concerned that child care providers that do not receive high quality training will be negatively impacted by the rating system. This could result in their inability to attract families to their programs and, ultimately, the closing of these programs.

Training Programs

Providers will receive trainings to help improve their quality of child care, based on the most current early education research. The Council provides all the required New York State Office of Children and Family Services (NYSOCFS) training topics that providers need to maintain compliance with regulations and policies. Professional development is offered on the following required topics: child development, nutrition and health, child care program development, safety and security procedures, child abuse and maltreatment, child care statutes and regulations, child abuse statutes and regulations, shaken baby syndrome and business management.

Examples of courses that would be made available to child care providers, at no cost, include Infant/Toddler Caregiver series, Family Child Care Environment Rating Scale series, Pre-School Curriculum series, First Aid/CPR (which will be required for all child care providers) and Tapping into Technology, as well as many more courses too numerous to list here. The Council's Training Catalog is attached to this proposal to demonstrate the wide ranging variety of courses offered by the Council.

There will also be two intensive training series offered at no cost to child care providers in Suffolk County:

- 1) **The Prevent Child Abuse and Neglect (PCAN): Parent Provider Partnerships in Child Care is a Zero to Three Training Curriculum.** The curriculum recognizes the benefits of cultivating strong healthy relationships that support families of infants and toddlers. The PCAN Curriculum focuses on the essential role of the child care provider in working effectively with parents as a valuable contribution to very young children's healthy development. According to recent research, supportive relationships between early care and education professionals and parents have been shown to reduce risk factors for child abuse and neglect. These include isolation, lack of support, lack of information related to behavior and development, and positive discipline. Child Care providers are in a unique position to serve as a resource to families when certain risk factors are present. Through increased awareness, knowledge and skill building opportunities child care providers can strengthen and enhance parent child relationships, thus reducing the potential for harmful parenting behaviors. Children under three years of age are disproportionately affected by abuse and neglect, which can have immediate lasting effects on physical, cognitive and social emotional development. This demonstrates the critical need for professional development that supports child care provider's efforts to effectively build supportive relationships with families. Child Care providers will benefit from an increased understanding of child development and the importance of observation and documentation. These workshops will increase provider skill set to address sensitive issues within the family unit and work with the child protective system when appropriate.

The PCAN Curriculum consists of 10 units, focused on three main areas, which are as follows: Working Effectively with very young children and their families including helping parents and providers understand temperament, and the influence of culture on care giving; Reducing the risk of Child Abuse and Neglect including challenging behaviors, understanding /responding to abuse, and supportive responses to troubled parent-child interactions. There is an additional component addressing the role of the program director including supporting staff in their work with parents and relationship based organizations. Each unit will be offered in sequence in a half day format or 3 hr sessions. The trainer will build upon prior knowledge and learning of participants by offering practice based assignments that will serve to bridge one session to the next. We will offer 8-10 sessions

dependent upon interest level and combine units where appropriate. By providing the professional development series using this format we feel as though this will allow us the flexibility needed to modify and tailor each session to meet the needs of the target audience. Additional resource materials will also be provided to participants to further support increased knowledge and understanding for use beyond the classroom setting.

- 2) **The Council for Early Childhood Professional Recognition's Child Development Associate (CDA) course.** A credentialing program that is part of a major national effort to improve the quality of child care. Focusing on the skills of child care providers, the program is designed to provide performance-based training, assessment and credentialing of pre-school and child care staff and family providers.

The Child Care Council of Suffolk offers the 120 hours of formal instruction, advisement and the formal observation required for CDA to 50 child care providers. There is an opportunity to choose pre-school, infant/toddler or family provider specialization. This is a workshop series for people 18 years or older currently working with groups of infants, toddlers or pre-schoolers. The candidates must have a high school diploma or GED and have 480 hours of experience working with children within the past five years.

Exhibit G
Child Care Council of Suffolk, Inc.
ARRA Quality Improvement Project
OCTOBER 2010 - MARCH 2011

	Allocated Rate	DSS Cost	Total Cost
Quality Improvement Trainings			
112 Training Classes; Spanish and English, and Webinars with 3,348 Slots @ \$70.00 ea.	100%	\$234,360	
Training Materials; Materials necessary for training classes. 3,348 Slots @ \$10.00 ea.	100%	\$33,480	
Total Quality Improvement Trainings			\$267,840
Administrative Cost @ 12%		\$32,143	
Total (ARRA) Quality Improvement Project			\$299,983



New York State
Office of
Children & Family
Services

www.ocfs.state.ny.us

November 19, 2010

Ms. Robin Barnett
Assistant Division Administrator
Housing, Child Care and Employability Division
Suffolk County Department of Social Services
P. O. Box 18100
Hauppauge, NY 11788-8900

Dear Ms. Barnett:

David A. Paterson
Governor

Gladys Carrion, Esq.
Commissioner

This letter is to inform you of the approval of Suffolk County Department of Social Services' proposal for quality improvement activities funded under the American Recovery and Reinvestment Act of 2009 (ARRA). This approval is specific to the final project proposal submitted on October 15, 2010 for the period of October 1, 2010 through March 31, 2011.

The reporting requirements for ARRA funds, including those used for quality projects are detailed in 10-OCFS-LCM-03 issued July 1, 2010. The district must expend all ARRA funds, including the new allocations issued in the previously mentioned LCM, as well as in 10-OCFS-LCM-14 issued on September 2010 by March 31, 2011 and submit final claim expenditures by June 30, 2011.

Suffolk County must file the required Section 1512 Report Form and claim the ARRA quality expenditures, as well as administrative expenditures, using the LDSS-3922, "Reimbursement Claim for Special Projects" and the project name must be entered as *ARRA Child Care Quality*. These forms must be submitted to: Antonia Weidner, OCFS Division of Child Care Services, 52 Washington Street, Room 309S, Rensselaer, New York 12144-2796.

Thank you for your consideration and effort to promote quality child care for the families of New York State.

If you have any questions about this approval or the ARRA reporting process please contact Ms. Antonia Weidner, (518) 408-3395 or by e-mail at Antonia.Weidner@ocfs.state.ny.us.

Sincerely,

Janice M. Molnar, Ph.D.
Deputy Commissioner
Division of Child Care Services





David A. Paterson
Governor

NEW YORK STATE
OFFICE OF CHILDREN & FAMILY SERVICES
52 WASHINGTON STREET
RENSSELAER, NY 12144

Gladys Carrión, Esq.
Commissioner

Local Commissioners Memorandum

Transmittal:	10-OCFS-LCM-14
To:	Local District Commissioners
Issuing Division/Office:	Division of Child Care Services Division of Administration
Date:	September 30, 2010
Subject:	Revised New York State Child Care Block Grant Supplemental American Recovery and Reinvestment Act Allocations for the Period October 1, 2009 through March 31, 2011
Contact Person(s):	Antonia Weidner (518) 408-3395 E-mail: Antonia.Weidner@ocfs.state.ny.us
Attachments:	A: Revised American Recovery and Reinvestment Act (ARRA) Local District Child Care Subsidy Allocations B: CCDF Specific Guidance to ARRA Section 1512 Reporting C: Subrecipient Section 1512 Report Form
Attachments Available Online:	Attachment B, CCDF Specific Guidance to ARRA Section 1512 Reporting, at: http://www.acf.hhs.gov/programs/ccb/initiatives/arra/1512/arra_1512.pdf All attachments are available as part of this Local Commissioners Memorandum at: http://ocfs.state.nyenet/policies/external#LCM

I. PURPOSE

The purpose of this Local Commissioners Memorandum (LCM) is to inform social services districts (districts) of additional funding under the American Recovery and Reinvestment Act of 2009 (ARRA), Public Law 111-5 for the period October 1, 2009 through March 31, 2011, that has been added to the second ARRA allocations issued in 10-OCFS-LCM-03 dated July 1, 2010. This LCM also extends the expenditure and claiming period for the first round of ARRA allocations that were issued in 09-OCFS-LCM-14 dated November 6, 2009. Finally, this LCM clarifies that jobs creation must be reported for vendors that receive less than \$25,000 in a quarter.

Since the issuance of 10-OCFS-LCM-03, a few local social services districts have declined their ARRA allocations. The amount of the declined ARRA allocations totals \$446,738. These funds are being re-distributed to those remaining districts that qualified for the second issuance of ARRA allocations proportionally based on the allocation amounts that were issued in 10-OCFS-LCM-03. The revised allocations are included in Attachment A.

The ARRA funds are a one-time award made to New York State by the federal government. The State must obligate ARRA funds by September 30, 2010 and expend these funds by September 30, 2011. There is no provision to roll over unspent ARRA funds past this time frame. Therefore, in order for the State to meet federal time-frame requirements for expenditures, districts must expend all ARRA funds by March 31, 2011 and submit final claims for expenditures by June 30, 2011, regardless of when the ARRA allocation was issued. Previously, those districts that received the first issuance of ARRA allocations were notified that, to receive reimbursement, expenditures of those ARRA funds had to have been made by September 30, 2009 and the claims for those expenditures had to have been submitted by the district by March 31, 2010. This LCM is revising those instructions to make the rules consistent for both the first and second round of ARRA allocations. Expenditures from both rounds will be subject to reimbursement provided the expenditures are made by March 31, 2011 and the final claims are submitted by June 30, 2011. All other claiming requirements set forth in 10-OCFS-LCM-03 remain the same.

The Office of Children and Family Services (OCFS) recently received clarification from the U.S. Office of Management and Budget regarding jobs reporting for ARRA projects. This clarification affects how OCFS collects and reports jobs data to the federal government. While the calculation for full-time equivalents (FTEs) remains the same, subrecipients must now report job estimate totals for vendors who received any payments from ARRA funds, including payments of under \$25,000. Attachment C, Subrecipient Section 1512 Report Form, has been revised to reflect the change in the job reporting requirement. All other reporting requirements set forth in 10-OCFS-LCM-03 remain the same.

II. BACKGROUND

New York State received a one-time award of ARRA child care funds in the amount of \$96,785,640. This ARRA award is a federal fiscal year (FFY) 2008-09 appropriation of supplemental discretionary funding under the Child Care and Development Fund (CCDF) that the State must obligate by September 30, 2010 and expend by September 30, 2011. Of the \$96,785,640, OCFS is allocating a total of \$84,150,757 to districts. The remainder, or \$12,634,883, is funding that has been earmarked by the federal government to support quality expansion and infant and toddler activities and, as such, is being retained by OCFS to implement those efforts on a statewide basis. The ARRA funds are part of the Child Care Cluster for Single Audit purposes. They are identified with the Catalog of Federal Domestic Assistance (CFDA) number 93.713 with the title "ARRA-Child Care and Development Block Grant" on the Statement of Expenditures of Federal Awards (SEFA).

OCFS informed social services districts of the first issuance of the ARRA allocations through 09-OCFS-LCM-14 and the second issuance through 10-OCFS-LCM-03. A few districts have since

declined their allocations. The amount declined totals \$446,738. Those funds are being redistributed to the remaining eligible districts that received second round allocations on a prorated basis. The revised allocations are included in Attachment A. In addition, the time frames for expending and claiming the first round allocations are being extended, and the ARRA reporting requirements for vendors are being clarified.

As previously indicated in 09-OCFS-LCM-14 and 10-OCFS-LCM-03, districts may use some or all of their additional allocated ARRA child care funds for child care quality improvement projects, provided that they first obtain approval from the OCFS Division of Child Care Services. Regardless of whether allocations are used for subsidies or for quality improvement activities, districts should give preference to activities that can be started and completed expeditiously.

III. PROGRAM IMPLICATIONS

Allocation Information

Attachment A sets forth the revised second issuance of district allocations of the ARRA child care funds for the period beginning October 1, 2009 and ending March 31, 2011. The revised allocations in Attachment A include \$446,738 in ARRA funds that were previously allocated to districts that have since declined the funding. The declined funds were redistributed to the other eligible districts that received a second allocation of ARRA funds proportionately based on the original allocation methodology.

Programmatic Requirements

As with all ARRA funds, in order to use the additional ARRA funds allocated to its district, the commissioner of the social services district must agree to comply with the program requirements of the New York State Child Care Block Grant (NYSCCBG) as set forth in Title 5-C of the Social Services Law (SSL) and Title 18 of the New York State Codes, Rules and Regulations (NYCRR) Parts 358, 404, 405, 407, 415, and 628 and with other OCFS child care policy directives, including Administrative Directives (ADMs), LCMs, and Informational Letters (INFs). Districts also must agree to comply with the legal assurances of their Child and Family Services Plans, the other requirements for the federal CCDF, and the special terms and conditions for the ARRA grant award including the special claiming and reporting requirements, which are reiterated later in this LCM.

Among the mandates for using these funds to provide child care subsidies is Section 410-x(4) of the SSL, which requires OCFS to establish, in regulation, the applicable market-related payment rates that establish the ceilings for State and federal reimbursement for payments made under the NYSCCBG. The amount to be paid or allowed for child care assistance funded under the NYSCCBG, ARRA, and Title XX shall be the actual cost of care but no more than the applicable rate established in regulations. Local districts must pay the applicable market rate unless the actual cost of care is less, in which case, districts must pay the actual cost of care.

Each district has the option to expend these additional funds for quality improvement projects or other child care services activities that benefit families served under the NYSCCBG. A district that chooses to use some or all of its additional allocation of ARRA funds for activities other than child care subsidies must submit to the OCFS Division of Child Care Services a request for approval containing a description of the project, including the objectives, anticipated benefits, and the method

of distribution of funds; a description of how the project supports the purposes of preserving and creating jobs and promoting economic recovery; a description of the types of direct jobs that will be created or retained; and the amount of funds to be allocated to the project from the district's ARRA allocation. A district may not expend funds for a quality improvement project until the project has been approved by the OCFS Division of Child Care Services. If a district previously obtained approval to use its second allocation of ARRA funds for a quality improvement project and merely wants to use the additional funds for that same project, the district does not need to submit a new request to OCFS.

Eligible Families

As districts were informed in 09-OCFS-LCM-14 and 10-OCFS-LCM-03, the State has decided that child care claims for families applying for or receiving public assistance are not eligible for reimbursement under ARRA funds in order to simplify the federal and State claiming process. OCFS believes that each district's NYSCCBG allocation provides sufficient funding to meet the child care needs of public assistance applicants and recipients that are included in the child care guarantee. Therefore, ARRA funds cannot be used for child care subsidies for these families. The families that are eligible for child care subsidies funded under ARRA are those families other than public assistance recipients served under the NYSCCBG as stated in 18 NYCRR Section 415.2 and identified in each social services district's approved Child and Family Services Plan for 2007-2010 and Annual Plan Update. A district choosing to expand eligibility beyond the families currently identified in its plan must amend the plan in accordance with 18 NYCRR Part 407.

Parental Choice

As previously indicated in 09-OCFS-LCM-14 and 10-OCFS-LCM-03, social services districts must inform parents or caretakers requesting child care services that they may:

- choose to have care provided by one of the child day care providers with whom the social services district has contracted for the provision of child care services; or
- request a child care certificate, which enables the parents or caretakers to select from a full range of child care arrangements, including care by regulated child care providers and providers of legally exempt child care.

The child's parents or caretakers must be given discretion in selecting or arranging for the purchase of child care services from any eligible provider. The case record should document that parents or caretakers have been apprised of the full range of providers eligible for payment and of their right to elect to use a child care certificate. Districts must allow parents to select, and must have a method to pay, any and all eligible providers with whom the district does not contract. A contract with the district cannot be made a condition of a child care provider receiving payment from ARRA funds.

Special ARRA Federal Reporting Requirements

As previously indicated in 09-OCFS-LCM-14 and 10-OCFS-LCM-03, Section 1512 of ARRA requires special reporting requirements for the use of certain ARRA funds, including the ARRA CCDF funds. The federal law includes a clear expectation that states will be held accountable for how the funds are expended. The federal ARRA statute established several federal agencies to audit and otherwise monitor the expenditure of these funds. Under Section 1512 of ARRA, OCFS must

report regularly to the federal government on behalf of the State as the prime recipient of the ARRA funds and on behalf of districts as the subrecipients of the funds. The reports must be submitted by the twentieth day following the end of each quarter and must contain information on the ARRA funds that were reimbursed by the State to the districts during the relevant quarter. **The reporting requirements remain the same as indicated in 10-OCFS-LCM-03 with the exception that jobs creation information must also be submitted for vendors that receive less than \$25,000 in ARRA funds in a quarter.** All of the reporting requirements are set forth below.

By accepting an allocation of ARRA funds, including the revised allocation amount in Attachment A, a district must follow all of the federal requirements on ARRA reporting. Social services districts are responsible for ensuring use of the most recent requirements and definitions. These requirements can be found on www.whitehouse.gov/omb. To assist districts, Attachment B-CCDF Specific Guidance to ARRA Section 1512 Reporting provides the most recent specific guidance issued by the federal Department of Health and Human Services' Administration for Children and Families pertaining to Section 1512 ARRA reporting for the CCDF. The federal guidance includes instructions for the CCDF ARRA reporting elements, including those that OCFS will report as the recipient of the funds as well as those that districts, as a subrecipient of the funds, must report to OCFS. Districts must follow the provisions in this guidance along with the other federal ARRA reporting requirements when reporting on their uses of ARRA funds. Additionally, the federal Administration for Children and Families has informed the states that the U.S. Office of Management and Budget (OMB), which is administering the Section 1512 reporting requirements government-wide, has indicated that the data reporting model and elements are subject to adjustment for future cycles.

Because of the special ARRA reporting requirements, a district must submit a claim for ARRA funds on an LDSS-3922 "Reimbursement Claim for Special Projects" separately from its claims for other CCDF funds, in accordance with the Special ARRA Claiming Instructions set forth below in this LCM. When a district submits its LDSS-3922(s) to the Office of Temporary and Disability Assistance (OTDA) Bureau of Financial Services for ARRA funds, it also must complete a Subrecipient Section 1512 Report Form (provided as Attachment C), in accordance with the federal ARRA reporting requirements, and submit it along with a copy of the LDSS-3922(s) to: Antonia Weidner at the OCFS Division of Child Care Services, 52 Washington Street, Room 309S, Rensselaer, NY 12144-2796. **The district must certify it has reviewed and verified the information on the Subrecipient Section 1512 Report Form and that the information is true and accurate.**

Both the LDSS-3922(s) and Subrecipient Section 1512 Report Form must be submitted no later than 20 days after the last day of the month in which the district expenditures were made. Expenditures claimed through an LDSS-3922 will not be reimbursed until a complete and accurate Subrecipient Section 1512 Report Form is submitted.

In accordance with the federal ARRA reporting requirements, districts must report on the number of jobs "directly" created or retained that are funded with ARRA dollars. Additional information regarding when the federal government considers a "direct" job to have been created or retained and how to calculate and report on the number of jobs created or retained is set forth in Attachment B-CCDF Specific Guidance on Section 1512 Reporting Requirements. In general, for the purpose of

ARRA reporting, a job created includes a new position created and filled or an existing vacant position that was filled. A job retained includes an existing position that would not continue to have been filled without the use of ARRA dollars. Note that under these definitions, payment of overtime to an existing employee cannot be counted as a job retained. In addition, increased services to clients under ARRA funded programs do not result in job creation if existing staff are handling the increased workload.

The attached federal guidance on ARRA CCDF reporting requirements (Attachment B) states that the number of jobs for parents or caretakers that were created or retained through the provision of child care subsidies to families is not reportable in the Number of Jobs data element on the Subrecipient Section 1512 Report Form. In addition, child care providers paid through ARRA-funded certificates or vouchers are not considered vendors, and any provider jobs created or retained through certificates or vouchers are not reportable in the Number of Jobs data element on the Subrecipient Section 1512 Report Form. However, if a family whose child care subsidy is funded under ARRA chooses a child care provider that has a contract with the district to provide child care services, then the provider is considered a vendor of the district for federal ARRA jobs reporting purposes. The district must obtain and verify the number of direct jobs created or retained by the provider as a result of receiving payments under the provider's contract with the district for families funded with ARRA dollars, and report the jobs information in the Number of Jobs data element on the Subrecipient Section 1512 Report Form.

Additionally, as previously indicated, districts, with OCFS approval, may use ARRA funds for child care quality improvement activities. If, as a result of the quality improvement activities, a district contractor receives ARRA funds (including any ARRA funds received for subsidized child care services provided under a contract with the district), the district must obtain, and verify from the contractor, the number of direct jobs created or retained in accordance with federal reporting requirements. Districts must ascertain with these "vendors" whether a direct job was created or retained for each reporting period covered by the grant or contract for quality improvement activities, and report the number of jobs funded with ARRA dollars on the Subrecipient Section 1512 Report Form. The Subrecipient Section 1512 Report Form and LDSS-3922 must be completed when a district creates direct jobs or retains jobs for the purpose of administering ARRA funds. **While the calculation for full-time equivalents (FTEs) remains the same, based on recent information provided from the federal government, the job creation information must be submitted for each vendor regardless of the amount of ARRA funds provided to the vendor. Therefore, subrecipients must now report job estimate totals for vendors who received any payments from ARRA funds, including payments of under \$25,000. Attachment C, Subrecipient Section 1512 Report Form, has been revised to reflect the change in the job reporting requirement. All other reporting requirements set forth in 10-OCFS-LCM-03 remain the same.**

The number of jobs created or retained as a direct result of the expenditure of ARRA funds is to be expressed as full-time equivalents (FTE) on the Subrecipient Section 1512 Report Form. The definitions and instructions for determining FTEs are set forth in Attachment 1 that is included in the CCDF guidance in Attachment B, of this LCM. All data related to FTEs must be reported for each month that the FTE is funded. This is a change from the previous reporting requirement in 09-OCFS-LCM-14 that FTEs be reported on a cumulative basis. Districts reporting jobs created or

retained must report this data using the worksheet on Attachment 1 that is included in the CCDF guidance in Attachment B, of this LCM and retain this information for audit purposes.

Subrecipient Section 1512 Report Form

In order to be in compliance with ARRA reporting requirements, each district receiving ARRA funds as a subrecipient must compile, at a minimum, the information below and submit it to the OCFS Division of Child Care Services.

District Information

- Subrecipient DUNS Number
- Subrecipient Contract Number
- Subrecipient Name (legal name as registered in the CCR)
- Subrecipient Address
- Subrecipient City
- Subrecipient State
- Subrecipient Zip Code +4
- Subrecipient County
- Subrecipient Congressional District (physical location of the primary place of performance)
- If in the previous fiscal year, the subrecipient received 80 percent or more of its annual gross revenues from federal contracts (and subcontracts), loans, grants (and subgrants) and cooperative agreements; **and** it received \$25,000,000 or more in annual gross revenues from federal contracts (and subcontracts), loans, grants (and subgrants) and cooperative agreements; **and** the public does not have access to information about the compensation of the senior executives through periodic reports filed under section 13(a) or 15(d) of the Securities Exchange Act of 1934 (15 U.S.C. 78m(a), 78o(d)) or section 6104 of the Internal Revenue Code of 1986, then the subrecipient must report the:
 - Subrecipient Officer Name (for the five most highly compensated officers)
 - Subrecipient Officer Total Compensation (for the five most highly compensated officers)
- Subrecipient Project Status (evaluation of the status of the work that has been completed)
- Subrecipient Number of Jobs Created and Retained (an estimate of the number of jobs created and retained in the United States and outlying areas. This estimate shall include any new positions created and any existing filled positions that were retained to support or carry out Recovery Act projects, activities, or federally awarded projects.)
- Subrecipient Description of Jobs Created and Retained (a brief description of the types of jobs created and retained in the United States and outlying areas)
- Subrecipient Additional Employment Related Impacts (an estimate and description of additional employment related activities supporting the ARRA purposes of preserving and creating jobs and promoting economic recovery that did not result in the creation or retention of direct jobs)

District Information for Vendors Receiving ARRA Funds

- Vendor Contract Number
- Vendor DUNS Number
- Vendor Primary Address (Zip Code +4)
- Vendor Name

- Description of Product or Service the Vendor provided to the district
- Amount Paid to the Vendor by the district
- Vendor Number of Jobs Created and Retained (an estimate of the number of jobs created and retained in the United States and outlying areas; this estimate shall include any new positions created and any existing filled positions that were retained to support or carry out Recovery Act projects, activities, or federally awarded projects)
- Vendor Description of Jobs Created and Retained (a brief description of the types of jobs created and retained in the United States and outlying areas)
- Vendor Additional Employment Related Impacts (an estimate and description of additional employment-related activities supporting the ARRA purposes of preserving and creating jobs and promoting economic recovery that did not result in the creation or retention of direct jobs)

Special ARRA Claiming Instructions

As districts were informed in 09-OCFS-LCM-14 and 10-OCFS-LCM-03, the federal government requires that the State identify and report separately on ARRA expenditures. Therefore, districts must claim their ARRA subsidies and/or quality expenditures, as well as administrative expenditures, using the LDSS-3922 "Reimbursement Claim for Special Projects." All expenditures must be claimed on the form LDSS-3922 "Reimbursement Claim for Special Projects" and submitted to the Office of Temporary and Disability Assistance (OTDA) Bureau of Financial Services, with a copy sent to the OCFS Division of Child Care Services, no later than 20 days after the last day of the month in which expenditures were made. Each district may expend no more than five percent of its ARRA allocation on administrative activities. The Fiscal Reference Manual, Volume 3 Chapter 9, (Volume 4 for New York City) identifies the allowable and unallowable expenditures under NYSCCBG, of which ARRA is a part.

For subsidy expenditures, the project name must be entered as: **ARRA Child Care Subsidy**. The subsidy costs must be claimed on line 15 (Other) and the administrative costs must be claimed on the appropriate lines 1-11. Administrative costs must be accumulated in the F-17 function of the Schedule D, DSS Administrative Expenses Allocation and Distribution by Function and Area LDSS-2347 and transferred to the Schedule D-17, Distribution of Allocated Costs to Other Reimbursable Programs LDSS-3274. The total project costs must be entered on line 17 of the LDSS-3922 and carried to line 18 Federal Share.

Note that child care subsidy payments would normally appear on the Schedule G "Title XX Services for Recipients (LDSS-1372)" or Schedule H "Non-Title XX Services for Recipients (LDSS-4283)" composite and claim form. Districts must develop procedures to identify the subsidy payments funded under ARRA in order to prevent submitting claims for those costs on Schedules G or H, since the costs must be claimed on the LDSS-3922.

As previously indicated, there are additional federal ARRA reporting requirements for payments for child care subsidies that are made under ARRA funding to child care providers with whom the district has a contract. These federal reporting requirements are referenced in the section of this LCM titled Special ARRA Federal Reporting Requirements. As an alternative to tracking individual cases that are paid to contract providers and reporting specific provider information and provider job creation and retention numbers, districts may want to consider applying ARRA funds only toward

those payments under the NYSCCBG for low-income families not receiving public assistance that were made to non-contract providers and/or issued directly to parents or caretakers. If a district can identify, for audit purposes, that it has sufficient claims for expenditures under the NYSCCBG for low-income families not receiving public assistance for payments to non-contracted child care providers through certificates or vouchers and/or for payments issued directly to parents or caretakers that exceed the amount it intends to use for subsidies from its ARRA allocation, then the district can claim those expenditures as ARRA funds on the LDSS-3922, without separately tracking and reporting specific cases and providers for federal ARRA reporting purposes. The districts would note on the LDSS-3922 that all the claims for child care subsidies are for payments made to non-contract providers and/or parents and caretakers. A district that chooses this option, by submitting the LDSS-3922, is certifying that the information on the claim is accurate, including that it has sufficient claims for non-contracted care to cover all of the ARRA funds it is dedicating to subsidies.

If a district claims child care subsidies under ARRA but either cannot demonstrate for audit purposes that it has sufficient claims under NYSCCBG for low-income families not receiving public assistance for payments to non-contract providers and/or payments made directly to parents or caretakers in an amount that exceeds its intended claim under ARRA, or the district otherwise chooses to use its ARRA funds for expenditures for contracted providers under NYSCCBG, the district must comply with the special ARRA federal jobs reporting requirements on the Subrecipient Section 1512 Report Form described above in this LCM. Also, districts must make a notation on the LDSS-3922 titled **ARRA Child Care Subsidy** when claims include expenditures made to contract providers. To assist in tracking cases for such purposes, districts might wish to consider using a distinct case number prefix or suffix sequence to identify such cases in the Welfare Management System, which is the method used by some districts that have had to track and claim expenditures for special child care demonstration funds separately on the LDSS-3922. For example, a district can use a case number for a child care subsidy case funded under ARRA that starts with "SARRA" followed by its regular numeric sequence. These cases will come out as a block on the BICS Case Composite Roll. Districts would then total up the expenditures for these cases, back the expenditures out of Schedule H, and report the claims on the LDSS-3922. This is one method that has been used. Districts may develop other procedures and supports, as appropriate, to fit their own systems.

A district must claim any expenditure for quality improvement activities, funded with ARRA dollars that have been approved by the OCFS Division of Child Care Services, on a separate LDSS-3922 "Reimbursement Claim for Special Projects." The project name must be entered as: **ARRA Child Care Quality**. The quality project costs must be claimed on line 15 (Other) and the administrative costs must be claimed on the appropriate lines 1-11. Administrative costs must be accumulated in the F-17 function of the Schedule D and transferred to the Schedule D-17. The total project costs must be completed on line 17 of the LDSS-3922 and carried to line 18, federal share. As previously indicated, there are special ARRA reporting requirements for quality improvement activities that are referenced in the section of the LCM titled Special ARRA Federal Reporting Requirements, and in Attachment B.

For each district, the expenditures reported for the ARRA Child Care Subsidy and the ARRA Child Care Quality projects combined will be reimbursed by the State up to the amount of the district's ARRA allocation.

Final claims for expenditures of the district's ARRA allocations must be submitted by the district by June 30, 2011 regardless of when the ARRA allocation was issued. **Previously, districts were notified in 10-OCFS-LCM-03, that to receive reimbursement for expenditures of ARRA funds for the period October 1, 2008 through September 30, 2009, the funds must have expended by September 30, 2009 and the claims must have been submitted by the district by March 31, 2010. Districts now have until March 31, 2011 to expend the funds and until June 30, 2011 to submit the claims for those funds.**

Administration of ARRA Funds

As previously indicated in 09-OCFS-LCM-14 and 10-OCFS-LCM-03, non-compliance with any of the federal requirements, including the special reporting requirement established under Section 1512 of ARRA, is considered a violation of the federal award agreement. As previously indicated in 09-OCFS-LCM-14 and 10-OCFS-LCM-03, the federal government has established special oversight of ARRA funding. Should there be a finding of noncompliance, the federal agencies have several avenues of recourse including recouping or withholding funds, terminating participation in the CCDF program, or suspension and debarment, as appropriate.

As with all State and federal funding, districts must prepare and submit accurate reports and claims for reimbursement. Districts must maintain adequate claiming and reporting records, retain appropriate documentation in the recipients' case files, and make appropriate records available for audit by State and federal agencies.

OCFS will recoup from a social services district any federal disallowance or sanction that results from the failure of a social services district to comply with applicable federal or State requirements, including, but not limited to, failure to properly provide required ARRA claiming and reporting data.

IV. REQUIRED ACTION

A district must spend all of the ARRA funds it receives in accordance with requirements set forth in the 09-OCFS-LCM-14, 10-OCFS-LCM-03 and this LCM.

If a district intends to use the additional ARRA funds it is allocated in Appendix A from the redistribution of funds declined by other districts for child care subsidies or the same quality improvement projects or other child care services activities previously approved by OCFS, it does not need to obtain any additional approval from OCFS to expend the funds. However, if a district wishes to use the additional ARRA funds it is receiving in the revised allocation for quality improvement projects or other child care services activities that were not previously approved by OCFS, the district must submit to the OCFS Division of Child Care Services a request for approval containing a description of the project, including the objectives, anticipated benefits, and the method of distribution of funds; a description of how the project supports the purposes of preserving and creating jobs and promoting economic recovery; a description of the types of direct jobs that will be created or retained; and the amount of funds to be allocated to the project from the district's ARRA allocation.

Both the LDSS-3922(s) and Subrecipient Section 1512 Report Form must be submitted for expenditures of ARRA funds no later than 20 days after the last day of the month in which the

district expenditures were made. Expenditures claimed through an LDSS-3922 will not be reimbursed until a complete and accurate Subrecipient Section 1512 Report Form and a copy of the LDSS-3922 is submitted to: Antonia Weidner at the OCFS Division of Child Care Services, 52 Washington Street, Room 309S, Rensselaer, NY 12144-2796.

Funds received from both the first issuance and the second revised issuance of ARRA allocations must be expended by March 30, 2011 and claimed by June 30, 2011.

V. SYSTEMS INFORMATION

As previously indicated in 09-OCFS-LCM-14 and 10-OCFS-LCM-03, the procedures for the authorization of payment in the Welfare Management System (WMS) for child care services funded under ARRA are the same as used for services funded under the NYSCCBG. There are no special claiming categories in WMS to identify ARRA funds. As noted above, districts must develop procedures to identify the subsidy payments funded under ARRA to prevent submitting claims for those costs on Schedules G or H, since they are to be claimed on the LDSS-3922.

Districts may, at their option, utilize the LDSS-2970 WMS Services Authorization for child care for eligible families not applying for or receiving public assistance. There is no special coding to designate ARRA funding in WMS. Districts must use the value "R-Block Grant DC 100%" as the Purchase of Service Type Suffix Code (Data Element #23021) on the LDSS-2970 WMS Services Authorization, which designates child care services funded under NYSCCBG for non-public assistance families and reimbursed at 100 percent federal and State share up to the district's ARRA allocation. Districts have the option to authorize payments for ARRA-eligible families not applying for or receiving public assistance on the LDSS-3209 for Food Stamps and Medical Assistance only cases.

WMS Services continues to support the monitoring of the issuance and return of child care certificates. Instructions for the child care certificates are included in 92 LCM-138 and in the Benefits Issuance and Control System (BICS) Operations Manual, page A-82, BICS Production Request 32, and Request for Self-Selected Day Care Certs, in the edition dated April 1, 1993. Information is also provided in the BICS Services Payment Processing Manual, Chapter 2, Authorizations, Self-Selected Day Care Certificates.

VI. CONTACT PERSONS

If you have any child care subsidy program or ARRA Section 1512 reporting questions regarding information contained in this LCM, please contact Antonia Weidner of the OCFS Division of Child Care Services at (518) 408-3395; e-mail: Antonia.Weidner@ocfs.state.ny.us

If you have any claiming questions, please contact the Office of Temporary and Disability Assistance (OTDA) Bureau of Financial Services:

Regions 1 - 4 –Edward Conway at 1-800-343-8859, ext. 4-7549, or (518) 474-7549;
e-mail: Edward.Conway@otda.state.ny.us

Region 5 - Michael Borenstein at (212)-961-8251;
e-mail: Michael.Borenstein@otda.state.ny.us.

Region 6 – Michael Simon at (212) 961-8250;
e-mail: Michael.Simon@otda.state.ny.us

If you have WMS/Services questions, please contact Dan McCarthy of the OCFS IT Operations at 800-342-3727; e-mail: Dan.McCarthy@ocfs.state.ny.us

If you have WMS/IM questions, please contact Patty Hanson of OTDA at (518) 474-8753; e-mail: Patty.Hanson@otda.state.ny.us

Issued By:

/s/ Thomas Tipple

Thomas Tipple
Deputy Commissioner
Division of Administration

/s/ Janice M. Molnar

Janice M. Molnar
Deputy Commissioner
Division of Child Care Services

ATTACHMENT A

AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009

Revised Local District Child Care Allocations
October 1, 2009 through March 31, 2011

District	Allocation	District	Allocation
Albany	\$791,235	Oneida	\$0
Allegany	\$41,234	Onondaga	\$814,638
Broome	\$0	Ontario	\$0
Cattaraugus	\$0	Orange	\$365,085
Cayuga	\$87,420	Orleans	\$0
Chautauqua	\$0	Oswego	\$0
Chemung	\$237,534	Otsego	\$0
Chenango	\$0	Putnam	\$0
Clinton	\$0	Rensselaer	\$0
Columbia	\$62,349	Rockland	\$466,292
Cortland	\$0	St. Lawrence	\$129,498
Delaware	\$0	Saratoga	\$0
Dutchess	\$411,316	Schenectady	\$354,287
Erie	\$1,713,610	Schoharie	\$38,203
Essex	\$0	Schuyler	\$0
Franklin	\$0	Seneca	\$34,393
Fulton	\$0	Steuben	\$195,054
Genesee	\$65,912	Suffolk	\$1,726,882
Greene	\$33,839	Sullivan	\$0
Hamilton	\$0	Tioga	\$76,588
Herkimer	\$0	Tompkins	\$125,648
Jefferson	\$158,139	Ulster	\$0
Lewis	\$20,236	Warren	\$0
Livingston	\$74,810	Washington	\$73,788
Madison	\$55,575	Wayne	\$0
Monroe	\$1,889,032	Westchester	\$1,688,006
Montgomery	\$0	Wyoming	\$0
Nassau	\$1,836,004	Yates	\$0
Niagara	\$0		
		New York City	\$29,386,103
		State Total	\$42,952,710

COUNTY OF SUFFOLK



STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF SOCIAL SERVICES

GREGORY J. BLASS
COMMISSIONER

November 15, 2010

Ms. Janet Walerstein
Child Care Council of Suffolk, Inc.
60 Calvert Avenue
Commack, New York 11725

Re: **Intent to Contract for Child Care Quality Improvement Training Program
funded under the American Recovery and Reinvestment Act**

Dear Ms. Walerstein:

Please accept this correspondence as formal notification of the Suffolk County Department of Social Services' intent to contract with you for Child Care Quality Improvement Training. The total funding available for this project will be \$300,000 funded through the American Recovery and Reinvestment Act (ARRA).

The purpose of this project is to provide training to child care providers during the period October 1, 2010 through March 31, 2011, at no cost to the provider, in an effort to expand the number of child care providers who receive training and to improve the quality of child care services.

Please be advised that Suffolk County requires that a fully executed contract between the parties be in place before any payments for services may be made. The execution of this contract is contingent upon New York State approval of this proposal, as well as Suffolk County accepting and appropriating the funds for this program.

As a condition of their granting approval, New York State Office of Children and Family Services requires that you sign the attached Statement of Assurances attesting that the contract funds will be used solely for the purposes stated in your proposal.

If you agree with the above, please sign this letter where indicated below; complete and sign the attached Statement of Assurances, and; return both to me at your earliest convenience for submittal to New York State Office of Children and Family Services for their approval.

Thank you in advance for your cooperation.

Sincerely,

Robin Barnett,
Assistant Division Administrator

Agreed to by:

Janet Walerstein, Executive Director

on Date:

11/16/10

cc: Kimbely Staab, Client Benefits Administration
Patricia A. Clark, Director of Management and Research

COUNTY OF SUFFOLK



STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF SOCIAL SERVICES

GREGORY J. BLASS
COMMISSIONER

**Statement of Assurances
In support of the
Child Care Council of Suffolk, Inc.'s
ARRA Quality Child Care Training Proposal**

X I understand and agree as a Child Care Resource & Referral Provider that the Child Care Council of Suffolk, Inc. will be provided with a \$300,000 ARRA Quality Child Care Grant by Suffolk County Department of Social Services, and; I agree that the Child Care Council of Suffolk, Inc. will only use the ARRA Quality Child Care Grant for the purposes detailed in the ARRA Quality Child Care Training proposal approved by NYS OCFS.

X I understand that Suffolk County DSS is requiring the Child Care Council of Suffolk, Inc. to document all providers (by name, address, phone number and signature of attendance) receiving training funded by ARRA (specifying the name, date and hours of the training program). The Child Care Council of Suffolk, Inc. further agrees that they will retain signed attestations from each provider attesting to the fact that they have not already received the training.

X I understand and agree that if Child Care Council of Suffolk, Inc. does not use the ARRA Quality Child Care Grant funds for the intended business purposes, Child Care Council of Suffolk, Inc. is liable for repayment to the Suffolk County Department of Social Services for the value of the grant item(s) that were not used for the intended business purposes within 60 days of notification by the Suffolk County Department of Social Services.

Signed by:

Janet Walerstein
Janet Walerstein, Executive Director, Child Care Council of Suffolk, Inc.

On this date:

11/16/10

**CERTIFICATE OF NECESSITY FOR THE IMMEDIATE CONSIDERATION OF
INTRODUCTORY RESOLUTION NO. 2223 - 2010**

WHEREAS, INTRODUCTORY RESOLUTION NO. 2223 – 2010

**RESOLUTION NO. -2010, ACCEPTING AND
APPROPRIATING A SUBAWARD FROM HUDSON
VALLEY COMMUNITY COLLEGE FOR A UNITED
STATES DEPARTMENT OF ENERGY PROGRAM
SUPPORTING A NORTHEAST PHOTOVOLTAIC
INSTRUCTOR TRAINING NETWORK 100%
REIMBURSED BY FEDERAL FUNDS AT SUFFOLK
COUNTY COMMUNITY COLLEGE**

CLERK OF SUPERIOR COURT
SUFFOLK COUNTY, N.Y.
INTRODUCE

2010 DEC - 6 A 11: 52

RECORDED

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

**NOW, I, BRENDAN CHAMBERLAIN, DIRECTOR OF
INTERGOVERNMENTAL RELATIONS, 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. 2223 – 2010, BECAUSE SUFFOLK COUNTY
COMMUNITY COLLEGE WISHES TO ACCEPT THIS FUNDING
BEFORE THE START OF THE WINTER SESSION WHICH BEGINS IN
LATE DECEMBER.**

**IN WITNESS THEREOF, I HAVE HEREWITH SET MY HAND
AND CAUSED TO BE AFFIXED THE SEAL OF SUFFOLK COUNTY
THIS SEVENTH DAY OF DECEMBER, 2010.**



BRENDAN CHAMBERLAIN
DIRECTOR OF INTERGOVERNMENTAL RELATIONS

2223

12/7/10

Introductory Resolution No. -2010 Laid on the Table
Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. - 2010, ACCEPTING AND APPROPRIATING A SUBAWARD FROM HUDSON VALLEY COMMUNITY COLLEGE FOR A UNITED STATES DEPARTMENT OF ENERGY PROGRAM SUPPORTING A NORTHEAST PHOTOVOLTAIC INSTRUCTOR TRAINING NETWORK 100% REIMBURSED BY FEDERAL FUNDS AT SUFFOLK COUNTY COMMUNITY COLLEGE

WHEREAS, Suffolk County Community College has entered into a Subaward agreement with Hudson Valley Community College to participate in a United States Department of Energy program to support a Northeast Photovoltaic Instructor Training Network, in the amount of \$47,000 for the period of January 1, 2010 through June 30, 2011; and

WHEREAS, the program provides for photovoltaic training and professional development at Hudson Valley Community College and the purchase of photovoltaic training equipment to be used for an energy option of the engineering degree currently offered at Suffolk County Community College; and

WHEREAS, no matching funds are required; and

WHEREAS, the Board of Trustees of Suffolk County Community College accepted the grant on December 9, 2010 by Resolution No. 2010. ; and

WHEREAS, the College anticipates spending the \$47,000, in accordance with the terms of said Subaward by June 30, 2011; now therefore be it

^{1st} **RESOLVED**, that said Subaward, in the amount of \$47,000, from the United States Department of Energy through Hudson Valley Community College, be accepted and appropriated for the operation of the program as follows:

<u>REVENUES:</u>	<u>AMOUNT:</u>
Federal Grant: HVCC NE Photovoltaic Training: GC70-GC7011-544244-G000	\$ 47,000

<u>APPROPRIATIONS:</u>	<u>AMOUNT:</u>
HVCC NE Photovoltaic Training: 10-11 GC70-GC7011	\$ 47,000

Suffolk County Community College
HVCC Northeast Photovoltaic Instructor Training Network
GC70-GC7011

<u>712000-Equipment</u>	<u>\$ 40,000</u>
712440-Instructional Equipment	40,000

714300-Travel

\$ 7,000

714350-Travel: College Business

7,000

DATED:

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.

Submitting Department
(Dept. Name & Location):

Department Contact Person
(Name & Phone No.):

SUFFOLK COUNTY COMMUNITY COLLEGE

Deborah Lesser, M.S.
Senior Accountant - (631) 451-4227

Suggestion Involves:

Technical Amendment

New Program

Grant Subaward

Subcontract

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

The operating costs for the project are not included in the College budget

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 X Local Law _____ Charter Law _____

2. Title of Proposed Legislation

Accepting and Appropriating a Subaward from Hudson Valley Community College for a United States Department of Energy Program Supporting a Northeast Photovoltaic Instructor Training Network 100% Reimbursed by Federal Funds at Suffolk County Community College

3. Purpose of Proposed Legislation

To accept a Subaward, in the amount of \$47,000, from Hudson Valley Community College for a United States Department of Energy Program supporting a Northeast Photovoltaic Instructor Training Network during the 2010-2011 fiscal year.

4. Will the Proposed Legislation Have a Fiscal Impact? Yes ___ No X

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 4 is "yes," provide detailed explanation of impact.

The Subaward will provide \$47,000, from the United States Department of Energy through Hudson Valley Community College during the 2010-2011 fiscal year. No matching funds required.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdiv.
Not Applicable

8. Proposed Source of Funding: United States Department of Energy
Through Hudson Valley Community College

9. Timing of Impact: January 1, 2010 through June 30, 2011

10. Typed Name & Title of Preparer

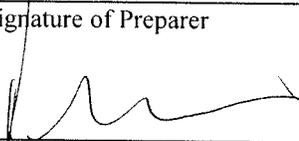
Deborah E. Lesser, M.S.
Senior Accountant

11. Signature of Preparer

12. Date

November 19, 2010

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation		
Resolution <u>XX</u> Local Law _____ Charter Law _____		
2. Title of Proposed Legislation		
ACCEPTING AND APPROPRIATING A SUBAWARD FROM HUDSON VALLEY COMMUNITY COLLEGE FOR A UNITED STATES DEPARTMENT OF ENERGY PROGRAM SUPPORTING A NORTHEAST PHOTOVOLTAIC INSTRUCTOR TRAINING NETWORK 100% REIMBURSED BY FEDERAL FUNDS AT SUFFOLK COUNTY COMMUNITY COLLEGE		
3. Purpose of Proposed Legislation		
SEE NO. 2 ABOVE		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <u>XX</u> No		
5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)		
<input checked="" type="radio"/> County	<input type="radio"/> Town	<input type="radio"/> Economic Impact
<input type="radio"/> Village	<input type="radio"/> School District	<input type="radio"/> Other (Specify):
<input type="radio"/> Library District	<input type="radio"/> Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact		
The resolution provides \$47,000		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
Funding must be expended between January 1, 2010 and June 30, 2011.		
8. Proposed Source of Funding		
United States Department of Energy through Hudson Valley Community College		
9. Timing of Impact		
THE RESOLUTION IS EFFECTIVE UPON ADOPTION.		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Tricia Saunders, Assistant Executive Analyst		12/3/10

**FINANCIAL IMPACT
2010 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

GENERAL FUND

	2010 PROPERTY TAX LEVY	2010 COST TO AVG TAXPAYER	2010 AV TAX RATE PER \$100	2010 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2010 PROPERTY TAX LEVY	2010 COST TO AVG TAXPAYER	2010 AV TAX RATE PER \$100	2010 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2010 PROPERTY TAX LEVY	2010 COST TO AVG TAXPAYER	2010 AV TAX RATE PER \$100	2010 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 2009.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2009-2010.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2009 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Suffolk

COUNTY COMMUNITY COLLEGE

To: Ken Crannell, Deputy County Executive
Christopher Kent, Chief Deputy County Executive
Brendan Chamberlain, Director, Intergovernmental

From: Charles K. Stein, Interim V. P. for Bus. & Financial Affairs 

Date: November 23, 2010

Subject: Request for Accepting and Appropriating a Grant Award for
a Suffolk County Community College Program

Enclosed are the application and requisite forms to request acceptance and appropriation of a grant award for a program at Suffolk County Community College.

Proposal Grant Subaward Subcontract _____

Program Name: Northeast Photovoltaic Instructor Training Network

Funder: U. S. Department of Energy
Through Hudson Valley Community College

Amount of Grant: \$47,000

Full Time Positions: None

Please call me if there are questions regarding this request.
An e-mail version of the resolution was sent to CE RESO REVIEW:
File name: Co HVCC NE Photovoltaic Training Award 11.doc

cc: N. Leonhardt, Associate Dean, Office of Continuing Education
P. Maritato, Department Chair, Engineering Science & Industrial Technology
J. Bullard, Jr., Associate Dean for Financial Affairs
G. Gatta, Jr., Executive Vice President

Central Administration
533 College Road
Selden, NY 11784-2899
(631) 451-4112

Ammerman Campus
533 College Road
Selden, NY 11784-2899
(631) 451-4110

Grant Campus
Crooked Hill Road
Brentwood, NY 11717-1092
(631) 851-6700

Eastern Campus
121 Speonk-Riverhead Road
Riverhead, NY 11901-3499
(631) 548-2500

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.

Submitting Department
(Dept. Name & Location):

Department Contact Person
(Name & Phone No.):

SUFFOLK COUNTY COMMUNITY COLLEGE

Deborah Lesser, M.S.
Senior Accountant - (631) 451-4227

Suggestion Involves:

Technical Amendment

New Program

Grant Subaward

Subcontract

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

The operating costs for the project are not included in the College budget

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 X Local Law _____ Charter Law _____

2. Title of Proposed Legislation

Accepting and Appropriating a Subaward from Hudson Valley Community College for a United States Department of Energy Program Supporting a Northeast Photovoltaic Instructor Training Network 100% Reimbursed by Federal Funds at Suffolk County Community College

3. Purpose of Proposed Legislation

To accept a Subaward, in the amount of \$47,000, from Hudson Valley Community College for a United States Department of Energy Program supporting a Northeast Photovoltaic Instructor Training Network during the 2010-2011 fiscal year.

4. Will the Proposed Legislation Have a Fiscal Impact? Yes ___ No X

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	

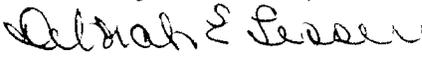
6. If the answer to item 4 is "yes," provide detailed explanation of impact.

The Subaward will provide \$47,000, from the United States Department of Energy through Hudson Valley Community College during the 2010-2011 fiscal year. No matching funds required.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdiv.
Not Applicable

8. Proposed Source of Funding: United States Department of Energy
Through Hudson Valley Community College

9. Timing of Impact: January 1, 2010 through June 30, 2011

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Deborah E. Lesser, M.S. Senior Accountant		November 19, 2010

Introductory Resolution No. -2010 Laid on the Table
Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. - 2010, ACCEPTING AND APPROPRIATING A SUBAWARD FROM HUDSON VALLEY COMMUNITY COLLEGE FOR A UNITED STATES DEPARTMENT OF ENERGY PROGRAM SUPPORTING A NORTHEAST PHOTOVOLTAIC INSTRUCTOR TRAINING NETWORK 100% REIMBURSED BY FEDERAL FUNDS AT SUFFOLK COUNTY COMMUNITY COLLEGE

WHEREAS, Suffolk County Community College has entered into a Subaward agreement with Hudson Valley Community College to participate in a United States Department of Energy program to support a Northeast Photovoltaic Instructor Training Network, in the amount of \$47,000 for the period of January 1, 2010 through June 30, 2011; and

WHEREAS, the program provides for photovoltaic training and professional development at Hudson Valley Community College and the purchase of photovoltaic training equipment to be used for an energy option of the engineering degree currently offered at Suffolk County Community College; and

WHEREAS, no matching funds are required; and

WHEREAS, the Board of Trustees of Suffolk County Community College accepted the grant on December 9, 2010 by Resolution No. 2010. ; and

WHEREAS, the College anticipates spending the \$47,000, in accordance with the terms of said Subaward by June 30, 2011; now therefore be it

^{1st} **RESOLVED**, that said Subaward, in the amount of \$47,000, from the United States Department of Energy through Hudson Valley Community College, be accepted and appropriated for the operation of the program as follows:

<u>REVENUES:</u>	<u>AMOUNT:</u>
Federal Grant: HVCC NE Photovoltaic Training: GC70-GC7011-544244-G000	\$ 47,000

<u>APPROPRIATIONS:</u>	<u>AMOUNT:</u>
HVCC NE Photovoltaic Training: 10-11 GC70-GC7011	\$ 47,000

Suffolk County Community College
HVCC Northeast Photovoltaic Instructor Training Network
GC70-GC7011

<u>712000-Equipment</u>	<u>\$ 40,000</u>
712440-Instructional Equipment	40,000
<u>714300-Travel</u>	<u>\$ 7,000</u>

714300-Travel
714350-Travel: College Business

\$ 7,000
7,000

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:

RESOLUTION NO. 2010. ACCEPTING A SUBAWARD FROM HUDSON VALLEY COMMUNITY COLLEGE FOR A UNITED STATES DEPARTMENT OF ENERGY PROGRAM SUPPORTING A NORTHEAST PHOTOVOLTAIC INSTRUCTOR TRAINING NETWORK

WHEREAS, Suffolk County Community College has entered into a Subaward agreement with Hudson Valley Community College to participate in a United States Department of Energy program to support a Northeast Photovoltaic Instructor Training Network, in the amount of \$47,000, for the period of January 1, 2010 through June 30, 2011, and

WHEREAS, the program provides for photovoltaic training and professional development at Hudson Valley Community College and the purchase of photovoltaic training equipment to be used for an energy option of the engineering degree currently offered at Suffolk County Community College, and

WHEREAS, matching funds are not required, be it therefore

RESOLVED, that a Subaward agreement, in the amount of \$47,000, from Hudson Valley Community College, for a United States Department of Energy program to support a Northeast Photovoltaic Instructor Training Network, during the 2010-2011 fiscal year, is hereby accepted, and the College president has executed a contract with the administering agency.

Project Directors: Nina Leonhardt, Peter Maritato

Note: No full-time personnel

Board of Trustees Meeting
Date: December 9, 2010

ABSTRACT

Grant Proposal _____ Grant Subaward X

Funding Source United States Department of Energy
Through Hudson Valley Community College

Project Title: Northeast Photovoltaic Instructor Training Network

Project Directors: Nina Leonhardt, Associate Dean, Office of Continuing Education
Peter Maritato, Department Chair, Engineering Science &
Industrial Technology

Project Period: January 1, 2010 through June 30, 2011

Campus: Central

Amount of Subaward: \$ 47,000
In-kind Contribution: none

Full-Time Positions/Reassigned Time: none

No. of Students to be Served: N/A

Type of Student to be Served: Engineering and green energy students

Description of Project:

The Hudson Valley Community College (HVCC) Subaward will provide photovoltaic (PV) training and professional development of instructors through hands-on sessions offered at HVCC's TEC-SMART facility. Funds will be used to purchase equipment necessary for the training of instructors of entry level PV practitioners and will prepare the instructors for the NABCEP PV Entry Level Exam. The instructors will form the faculty base for a new energy option within the SCCC engineering degree program. They will also provide instruction to green energy students.



DIRECTIONS  FOR LIFE™

Richard Lawrence
345 Hermes Road
Malta, NY 12020
Phone: (518) 629-4983
Email: r.lawrence1@hvcc.edu
November 5, 2010

Dr. Shaun L. McKay
President
Suffolk County Community College
533 College Road
Selden, NY 11784

Dear President McKay:

Thank you for your participation in the Northeast Photovoltaic Instructor Training Network. Please find your enclosed copy of the signed Memorandum of Agreement. A Purchase Order for the amount of \$ 47,000 is being sent directly from our Purchasing Department, and will follow shortly. As always, please feel free to contact me with any further questions. Again, thank you for your cooperation. We look forward to collaborating with you on this project.

Sincerely,

A handwritten signature in black ink, appearing to read "Richard Lawrence".

Richard L. Lawrence
Project Coordinator

PROJECT COORDINATOR

11/05/2010

PROJECT COORDINATOR

Northeast Photovoltaic Training Network Participating Institution Agreement

This Agreement ("Agreement") made as of the 18th day of October, 2010, by and between Hudson Valley Community College, an educational institution with a campus at 80 Vandenberg Avenue, Troy, New York 12180 ("College") and Suffolk County Community College, an education institution, with its facility located at 533 College Road, Selden, New York 11784 ("Participating Institution").

WHEREAS, pursuant to United States Department of Energy Cooperative Agreement DE-EE0002087, CFDA # 81.087, the College will work in conjunction with the United States Department of Energy (DOE) to support twenty five (25) Northeast Photovoltaic Training Network Participating Institutions throughout the States of Connecticut, Maine, Massachusetts, New Hampshire, New York, Rhode Island, and Vermont; and

WHEREAS, Participating Institution will provide renewable energy training in New York;

NOW, THEREFORE, in consideration of mutual covenants, agreements and conditions hereinafter set forth, and other good and valuable consideration, the receipt and sufficiency of which is acknowledged, the parties agree as follows:

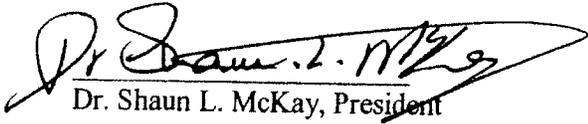
ARTICLE I

Performance of Work Completed by College

- 1.1. College shall administer and oversee tasks for Participating Institution.
- 1.2. College shall provide quarterly reports to DOE's Program Manager within 30 days of the end of each calendar quarter.
- 1.3. College shall provide quarterly reports to the United States Federal Government for the duration of funding from the American Recovery and Reinvestment Act of 2009, Pub. L. 111-5 (ARRA) within 10 days of the end of each calendar quarter.
- 1.4. College shall work closely with Participating Institution to identify faculty with the appropriate credentials to train in PV (Instructor(s)).
- 1.5. College shall work with Instructor(s) to produce an Instructor Training and Experience Needs Assessment.
- 1.6. College shall facilitate the training and professional development of Instructor(s) through hand-on training sessions offered at College's TEC-SMART facility in Malta, NY; webinars, conference calls, and other distance learning activities; facilitation of work-study experiences; and other methods of education supported through project funding.

IN WITNESS WHEREOF, the parties hereto caused this Agreement to be signed by their duly authorized representatives on the date first written above.

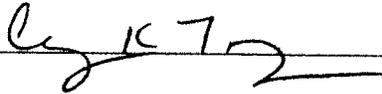
For Suffolk County Community College:


Dr. Shaun L. McKay, President

UNIFORM CERTIFICATE OF ACKNOWLEDGMENT

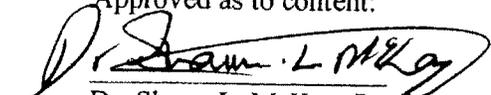
STATE OF NEW YORK
COUNTY OF SUFFOLK

On the 18 day of October, in the year 2010, before me, the undersigned, personally appeared Dr. Shaun L. McKay, President, 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 entity or individual upon behalf of which the individual acted, executed the instrument.

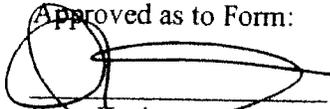


Notary Public

Approved as to content:


Dr. Shaun L. McKay, President

Approved as to Form:

 10/18/10
Ilene Kreitzer
General Counsel

AUDREY K. TRACHTENBERG
Notary Public, State of New York
No. 4995453
Qualified in Suffolk
Commission Expires 6/27/14

Document # _____

For the College
Hudson Valley Community College:


Andrew J. Matonak
President

UNIFORM CERTIFICATE OF ACKNOWLEDGMENT

STATE OF NEW YORK
COUNTY OF RENSSELAER

On the 2nd day of November, in the year 2010, before me, the undersigned, personally appeared Dr. Andrew J. Matonak, President, 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 entity or individual upon behalf of which the individual acted, executed the instrument.



Suzanne Kalkbrenner
Notary Public State of New York

#01KA6007529
Qualified in Saratoga County

~~Commission Expires 5/26/20~~ 8-30-2014
Notary Public

CERTIFICATE OF NECESSITY FOR THE IMMEDIATE CONSIDERATION OF
INTRODUCTORY RESOLUTION NO. -2010

WHEREAS, INTRODUCTORY RESOLUTION NO. ²²³⁵-2010

RESOLUTION NO. -2010, AUTHORIZING EXECUTION OF
A SEWER EASEMENT AGREEMENT BY THE COMMISSIONER OF
PUBLIC WORKS WITH THE TOWN OF BABYLON OVER COUNTY
ROAD 2 – STRAIGHT PATH FOR INSTALLATION OF SEWERS IN
CONNECTION WITH WYANDANCH COMMERCIAL CORRIDOR
CONNECTION AGREEMENT (BA-1477.1)

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

NOW, I, BRENDAN CHAMBERLAIN, DIRECTOR OF INTERGOVERNMENTAL
RELATIONS, 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. -2010, BECAUSE IT IS NECESSARY
FOR THE TOWN TO RECEIVE THE EASEMENT PRIOR TO AWARDED
CONTRACTS FOR THE SEWER INSTALLATION TO BE DONE ON A COUNTY
OWNED ROAD, AND TIMING IS CRITICAL IN ORDER FOR WORK TO
COMMENCE IN A TIMELY FASHION.

IN WITNESS THEREOF, I HAVE HEREWITH SET MY HAND
AND CAUSED TO BE AFFIXED THE SEAL OF SUFFOLK COUNTY
THIS SEVENTH DAY OF DECEMBER, 2010.



BRENDAN CHAMBERLAIN
DIRECTOR OF INTERGOVERNMENTAL RELATIONS

2235
Intro. Res. No. -2010
Introduced by the Presiding Officer on request of the County Executive

Laid on Table 12/7/2010

**RESOLUTION NO. -2010, AUTHORIZING EXECUTION OF A SEWER
EASEMENT AGREEMENT BY THE COMMISSIONER OF PUBLIC WORKS
WITH THE TOWN OF BABYLON OVER COUNTY ROAD 2 – STRAIGHT PATH
FOR INSTALLATION OF SEWERS IN CONNECTION WITH WYANDANCH
COMMERCIAL CORRIDOR CONNECTION AGREEMENT (BA-1477.1)**

WHEREAS, on December 15, 2009, this Legislature adopted Resolution No. 1223-2009, in which it approved the connection of the Town of Babylon project known as Wyandanch Commercial Corridor to Suffolk County Sewer District No. 3 – Southwest; and

WHEREAS, on February 2, 2010, this Legislature adopted Local Law No. 11-2010, in which it approved a sewer connection fee waiver in certain situations for economic revitalization in urban renewal areas when a municipality will be building sewer infrastructure, including a collection system; and

WHEREAS, the Town of Babylon, in order to effectuate the terms of an inter-municipal agreement for the connection of the Wyandanch Commercial Corridor area into the sanitary sewers of the Sewer District No. 3 - Southwest and in order to comply with the requirements of Local Law No. 11-2010, must build a sewer collection system along Suffolk County Road 2 – Straight Path; and

WHEREAS, the Town of Babylon, has petitioned and requested the Commissioner of the Suffolk County Department of Public Works for an easement to install said sewer collection system; and

WHEREAS, it has been determined by the Commissioner of the Suffolk County Department of Public Works that the request for an easement along Suffolk County Road 2 – Straight Path from the southern boundary of 16th Street to approximately One Hundred feet north of the northerly boundary of Nichols Road is reasonable and appropriate, provided certain conditions and specifications are satisfied; it is therefore

^{1st} **RESOLVED**, that the County of Suffolk grant an easement to the Town of Babylon, under such terms and conditions as are deemed appropriate by the Commissioner and approved by the County Attorney, authorizing installation and maintenance of a sewer collection system over the following area:

**LEGAL DESCRIPTION OF AN EASEMENT AREA ALONG
SUFFOLK COUNTY ROAD NO. 2 – STRAIGHT PATH**

ALL that certain plot, piece or parcel of land along the entire width of Straight Path, CR 2, within the Town of Babylon, County of Suffolk, State of New York and further described as:

BEGINNING at a point at the intersection of County Road 2, Straight Path at Station 210+47± of the Survey Centerline of County Road 2, Straight Path, as shown on a map for the Reconstruction of County Road 2, Straight Path dated 1975 and on file in the office of the Commissioner of Public Works, and the southerly boundary of 16th Street (West Babylon). Thence, running in a northerly direction the width of Straight Path, CR 2, a distance of 14,000± to approximately 100 feet north of the northerly boundary of Nichols Road (Wheatley Heights);

and it is further

2nd **RESOLVED**, that the Commissioner is authorized and directed to execute such documents and take whatever other steps are necessary to effectuate the easement authorized by this resolution and the connection agreement authorized by Resolution No. 1223-2009; and it is further

3rd **RESOLVED**, that this Legislature, being the State Environmental quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II Action pursuant to Section 617.5(c)(11) and (20) of the SEQRA regulations, and the Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution.

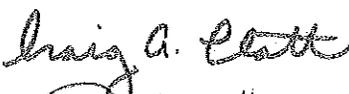
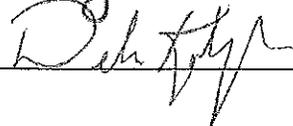
DATED:

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 RESOLUTION NO. -2010, AUTHORIZING EXECUTION OF A SEWER EASEMENT AGREEMENT BY THE COMMISSIONER OF PUBLIC WORKS WITH THE TOWN OF BABYLON OVER COUNTY ROAD 2 - STRAIGHT PATH. FOR INSTALLATION OF SEWERS IN CONNECTION WITH WYANDANCH COMMERCIAL CORRIDOR CONNECTION AGREEMENT (BA-1477.1)											
3. Purpose of Proposed Legislation To authorize execution of an Easement Agreement by the Commissioner of Public Works with the Town of Babylon - Wyandanch Commercial Corridor (BA-1477.1) , a municipal government seeking permission to install Sewers within Suffolk County Road No. 2 - Straight Path											
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) <table style="width:100%; border:none;"> <tr> <td style="width:33%;">County</td> <td style="width:33%;">Town</td> <td style="width:33%;">Economic Impact</td> </tr> <tr> <td>Village</td> <td>School District</td> <td>Other (Specify):</td> </tr> <tr> <td>Library District</td> <td>Fire District</td> <td></td> </tr> </table>			County	Town	Economic Impact	Village	School District	Other (Specify):	Library District	Fire District	
County	Town	Economic Impact									
Village	School District	Other (Specify):									
Library District	Fire District										
6. If the answer to item 4 is "yes," Provide Detailed Explanation of Impact <div style="text-align:center; font-size:2em;">N/A</div>											
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision. <div style="text-align:center;">N/A</div>											
8. Proposed Source of Funding <div style="text-align:center;">N/A</div>											
9. Timing of Impact <div style="text-align:center;">N/A</div>											
10. Typed Name & Title of Preparer Craig A Platt Assistant Director of Sewer District Activation Debra Kalyer Principal Financial Analyst	11. Signature of Preparer  	12. Date 12/2/10 12/6/10									

FINANCIAL IMPACT
2010 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

GENERAL FUND

	2010 PROPERTY TAX LEVY	2010 COST TO AVG TAXPAYER	2010 AV TAX RATE PER \$100	2010 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2010 PROPERTY TAX LEVY	2010 COST TO AVG TAXPAYER	2010 AV TAX RATE PER \$100	2010 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2010 PROPERTY TAX LEVY	2010 COST TO AVG TAXPAYER	2010 AV TAX RATE PER \$100	2010 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 2009.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2009-2010.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2009 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

**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): Suffolk County Department of Public Works 335 Yaphank Avenue Yaphank, NY 11980	Department Contact Person (Name & Phone No.): Craig A Platt 852-4187
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Suggestion Involves:

Technical Amendment _____

Grant Award _____

New Program _____

Contract _____

New _____

Rev. _____

Other _____

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

To authorize execution of an Easement Agreement by the Commissioner of Public Works with the Town of Babylon - Wyandanch Commercial Corridor (BA-1477.1) , a municipal government seeking permission to install Sewers within: Suffolk County Road No. 2 - Straight Path

Wyandanch Commercial Corridor (BA-1477.1)

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

N/A

PLEASE FILL IN REVERSE SIDE OF FORM

COUNTY OF SUFFOLK



STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

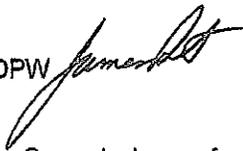
DEPARTMENT OF PUBLIC WORKS

JAMEPETERMAN, P.E.
CHIEF DEPUTY COMMISSIONER

GILBERT ANDERSON, P.E.
COMMISSIONER

LOUIS CALDERONE
DEPUTY COMMISSIONER

MEMORANDUM

To: Ken Crannell, Deputy County Executive
From: James Peterman, P.E., Chief Deputy Commissioner, SCDPW 
Date: December 2, 2010
Subject: To authorize execution of an Easement Agreement by the Commissioner of Public Works with the Town of Babylon - Wyandanch Commercial Corridor (BA-1477.1), a municipal government seeking permission to install Sewers within Suffolk County Road No. 2 - Straight Path

Attached is a draft resolution filed as IR Authorizing CR2 Sewer Easement Wyandanch Commercial Corridor DPW BA 1477.1 and appropriate forms with the backup filed as IR Authorizing CR2 Sewer Easement Wyandanch Commercial Corridor DPW BA 1477.1 SCIN 175. This is a resolution authorizing the execution of an Easement Agreement by the Commissioner of Suffolk County Department of Public Works with the Town of Babylon (1477.1).

JP:JD:cap

cc: Ed Dumas, Chief Deputy County Executive for Policy and Communications
Gilbert Anderson, P.E. Commissioner, SCDPW
John Donovan, P.E., SCDPW
Ben Wright, P.E., SCDPW
Elizabeth Duffy, SCDPW
Kathy Laguardia, SCDPW
Robert A Braun, Esq., SCDOL
Debra Kolyer, County Executive's Office
Brendan Chamberlain, Director of Intergovernmental Relations
E-mail to CE Reso Review

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

RESOLUTION SUBMITTAL SHEET

Capital Project	<u>NA</u>	Legislative Districts	<u>9, 10, 11, 14, 15, 16, 17</u>
Operating Fund	<u>NA</u>	Federal Aid %	<u>NA</u>
Other		State Aid %	<u>NA</u>

Give a complete description of why we are asking for reso; if aided, state status of aid

To authorize execution of an Easement Agreement by the Commissioner of Public Works with the Town of Babylon - Wyandanch Commercial Corridor (BA-1477.1) , a municipal government seeking permission to install Sewers within Suffolk County Road No. 2 - Straight Path

Previous resolution (list previous reso for the same work)

Resolution		
<u>Number</u>	<u>Purpose</u>	<u>Amount</u>

<u>Amounts being requested</u>		<u>Current Funding</u>	
Planning	<u>0</u>	Planning	<u>0</u>
Site	<u>0</u>	Site	<u>0</u>
Construction	<u>0</u>	Construction	<u>0</u>
Land	<u>0</u>	Land	<u>0</u>
F&E	<u>0</u>	F&E	<u>0</u>

Project Status

Est. planning completion	<u>NA</u>	Design consultant
Est. construction start		Contractor
Est. construction completion		

State required offsets, their Legislative Districts, and a detailed explanation of why we do not need the funds; state if we believe the legislator from the offset district will have a major issue

<u>Offset</u>	<u>Leg. District</u>	<u>Comments</u>
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