

Revised

**CERTIFICATE OF NECESSITY FOR THE IMMEDIATE CONSIDERATION OF
INTRODUCTORY RESOLUTION NO. 1012 - 2011**

WHEREAS, INTRODUCTORY RESOLUTION NO. 1012 – 2011

**RESOLUTION NO. -2011, ADOPTING LOCAL LAW
NO. -2011, A LOCAL LAW AMENDING THE COUNTY
AFFORDABLE HOUSING PROGRAM TO PROVIDE
AFFORDABLE HOUSING TO HOMEOWNERS
DISPLACED BY NATURAL DISASTER**

**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. 1012 – 2011, BECAUSE ADOPTION OF
THIS LEGISLATION TODAY WILL EXPEDITE THE RESTORATION OF
STABILITY TO PEOPLE WHO HAVE LOST THEIR HOMES THROUGH
NATURAL DISASTER.**

**IN WITNESS THEREOF, I HAVE HEREWITH SET MY HAND AND
CAUSED TO BE AFFIXED THE SEAL OF SUFFOLK COUNTY THIS
FIRST DAY OF FEBRUARY, 2011.**



**BRENDAN CHAMBERLAIN
DIRECTOR OF INTERGOVERNMENTAL RELATIONS**

27 FEB 1 - 2011
CE...

AMENDED COPY AS OF 2/1/2011

Intro. Res. No. 1012-2011

Laid on Table 2/1/2011

Introduced by Presiding Officer, on request of the County Executive and Legislator Romaine

**RESOLUTION NO. -2011, ADOPTING LOCAL LAW
NO. -2011, A LOCAL LAW AMENDING THE COUNTY
AFFORDABLE HOUSING PROGRAM TO PROVIDE
AFFORDABLE HOUSING TO HOMEOWNERS DISPLACED BY
NATURAL DISASTER**

WHEREAS, there was duly presented and introduced to this County Legislature at a regular meeting held on 2011, a proposed local law entitled, "**A LOCAL LAW AMENDING THE COUNTY AFFORDABLE HOUSING PROGRAM TO PROVIDE AFFORDABLE HOUSING TO HOMEOWNERS DISPLACED BY NATURAL DISASTER**"; 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 form as follows:

**LOCAL LAW NO. -2011, SUFFOLK COUNTY, NEW YORK A LOCAL
LAW AMENDING THE COUNTY AFFORDABLE HOUSING PROGRAM
TO PROVIDE AFFORDABLE HOUSING TO HOMEOWNERS
DISPLACED BY NATURAL DISASTER**

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

Section 1. Legislative Intent.

This Legislature finds and determines that Local Law No. 17-2004 (Article 36 of the Suffolk County Administrative Code) increased affordable housing opportunities by providing additional housing and funding options, including the creation of a workforce housing program and by further streamlining the process by which individuals and municipalities may work with the County to achieve these goals.

This Legislature also finds and determines that Suffolk County is always vulnerable to threats of hurricane, flood or tornado. In many cases, our residents cannot obtain insurance for these perils. It is in the interest of the County to assist only the most vulnerable members of our population with these perils. This assistance can be provided at little or no cost to the County, while the County advances the important public policy of affordable housing.

This Legislature also finds that the goals of the affordable housing program can be advanced if the County makes available to qualified homeowners displaced by hurricane, flood or tornado property for their relocation upon the condition that affordability restrictions that run with the land in perpetuity are imposed on the property. This way the County can restore stability to people who have lost their homes through natural disaster, while still assuring that parcels are forever dedicated to the public purpose of providing affordable housing to the taxpayers of this County.

Therefore, the purpose of this law is to increase affordable housing opportunities under the County's Affordable Housing Program by expanding the 72-h transfer program set forth in Article XXXVI of the Suffolk County Administrative Code to include property transfers to benefit

qualified homeowners who are displaced from their homes due to hurricane, flood or tornado upon the conditions that the transfers are restricted in perpetuity for affordability.

Section 2. Amendments.

Section A36-2 of the Suffolk County Administrative Code is hereby amended as follows:

**Article XXXVI
Affordable Housing**

§ A36-2. Suffolk County housing opportunities programs.

C.) New York State General Municipal Law § 72-h transfer program for homeowners displaced by natural disaster.

- 1.) Designated uninhabitable improved parcels and vacant parcels shall be transferred by the County to a receiving municipality for nominal consideration to be constructed and/or reconstructed for affordable housing purposes for homeowners displaced by a natural disaster. These parcels shall be for owner-occupied housing only and subject to covenants and restrictions requiring cooperating municipalities to transfer these parcels to eligible individuals whose income does not exceed 120 % of the HUD-established limits for the Nassau-Suffolk PMSA adjusted by family size. Units constructed and/or reconstructed on a parcel transferred pursuant to this Subsection C, and sold to homeowners displaced by natural disaster, subject to a hierarchy of local preferences established by the participating municipality, shall be constructed and/or reconstructed, as the case may be, using design and construction features in compliance with § A36-3 of this article.
- 2.) For purposes of this subsection:
 - a.) a homeowner displaced by natural disaster means (i) a homeowner displaced by hurricane, flood or tornado whose primary residence has been rendered uninhabitable as determined by the Suffolk County Department of Health Services; and (ii) who had no other source of total indemnity for the loss of the primary residence is available to the homeowner from any other Federal, State or County program;
 - b.) a receiving municipality means a town or village in the County of Suffolk which has agreed by a duly adopted resolution of its governing board to accept a transfer of property pursuant to section 72-h of the New York General Municipal Law for the purpose of creating affordable housing pursuant to this subsection.

3.) Restrictions and Conditions.

Except as provided herein with regard to HUD established median income limits, all deed restrictions and conditions that apply to owner-occupied housing set forth in § A36-2 (B) (2) (a) (1); § A36-2 (B) (3); § A36-2 (B) (4) § A36-2 (B) (5); and § A36-3 shall apply to transfers made pursuant to this section.

[C]D. Workforce housing and affordable housing programs[.], other than the New York State General Municipal Law § 72-h transfer program for homeowners displaced by natural disaster.

2.) Program requirements.

- a.) The following provisions are applicable to § A36-2[C]D(1)(i)(a), (b) and (c) and § A36-2[C]D(1)(ii) above:

- b.) The following provision is applicable to § A36-2[C]D(1)(d) and (e) above:

- c.) Deed restrictions for all housing subsidized pursuant to this section, other than the New York State General Municipal Law § 72-h transfer program for homeowners displaced by natural disaster, must reflect the following guidelines:

[D]E. Repayment.

- 1.) All land acquired and housing subsidized pursuant to § A36-2[C]D shall be subject to:

[E]F. Monitoring and compliance.

- b.) In addition to overseeing the reporting requirements set forth in § A36-2B and § A36-2C of this article, the Director shall monitor all aspects of program and procedural compliance with the Suffolk County housing opportunities programs described herein.

Section 3. Applicability.

This Law shall apply to all transfers pursuant to General Municipal Section 72-h made prior to enactment of this law and to all such transfers made on or after the effective date

of this law for homeowners who have been heretofore displaced, or are hereafter displaced, by natural disaster.

Section 4. Severability.

If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 5. SEQRA Determination.

This Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this law constitutes a Type II action pursuant to Section 617.5(c) (20), (21), and/or (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection. The Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this law.

Section 6. Effective Date.

This law shall take effect immediately upon its filing in the Office of the Secretary of State.

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

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

1012

OFFICE OF THE COUNTY LEGISLATURE
COUNTY OF SUFFOLK

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



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

DATE: January 13, 2011
TO: CLERK OF THE COUNTY LEGISLATURE
RE: MEMORANDUM OF COUNSEL TO THE LEGISLATURE PURSUANT TO RULE 28

PROPOSED LOCAL LAW YEAR 2011

TITLE: I.R. NO. -2011; A LOCAL LAW AMENDING THE COUNTY AFFORDABLE HOUSING PROGRAM TO PROVIDE AFFORDABLE HOUSING TO HOMEOWNERS DISPLACED BY NATURAL DISASTERS

SPONSOR: PRESIDING OFFICER ON REQUEST OF THE COUNTY EXECUTIVE

DATE OF RECEIPT BY COUNSEL: 1/13/11 PUBLIC HEARING: 3/8/11
DATE ADOPTED/NOT ADOPTED: _____ CERTIFIED COPY RECEIVED: _____

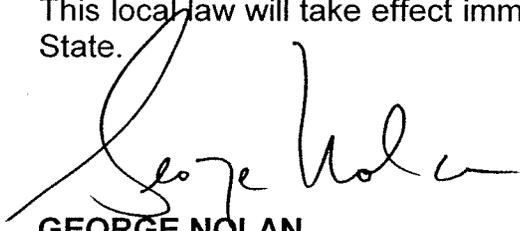
This proposed law would amend the County's section 72-h/affordable housing program to provide a local preference for homeowners displaced by a natural disaster.

Under the proposed law, the County may transfer properties to participating municipalities for the purpose of constructing housing for persons whose primary residence was made inhabitable by a hurricane, flood or tornado. Such persons must demonstrate that they could not purchase insurance for the damaged residence and that there is no other source of indemnity to compensate them for the damages suffered.

The proposed law would allow applicants with incomes up to twice the HUD established limits for the Nassau-Suffolk PMSA to participate in the program. Parcels transferred under this program would be subject to the following covenants and restrictions:

1. Parcels must be used to develop a single family residence.
2. Construction must start within 3 years of transfer.
3. The sale price of the residence cannot exceed 60% of the median sales price for a single family residence in Suffolk County.
4. The homeowner displaced by natural disaster must occupy the residence for a period of 10 years. If the property is sold during that period, Suffolk County shall receive a percentage of the profits based upon the home's original date of purchase under this program.
5. Title shall revert if all or a portion of the residence is rented or leased to another person.
6. Title shall revert if the grantee fails to provide the Suffolk County Director of Affordable Housing with an annual report on the status of the development and/or sale of parcels in this program.

This local law will take effect immediately upon its filing in the Office of the Secretary of State.



GEORGE NOLAN
Counsel to the Legislature

GN:

s:\rule28\28-affordable housing natural disasters

10/2

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation		
Resolution <u> X </u> Local Law _____ Charter Law _____		
2. Title of Proposed Legislation		
RESOLUTION NO. -2011, ADOPTING LOCAL LAW NO.-2011, A LOCAL LAW AMENDING THE COUNTY AFFORDABLE HOUSING PROGRAM TO PROVIDE AFFORDABLE HOUSING TO HOMEOWNERS DISPLACED BY NATURAL DISASTER		
3. Purpose of Proposed Legislation		
See No. 2 above.		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <u> X </u> No _____		
5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)		
<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		
The purpose of this law is to increase affordable housing opportunities under the County's Affordable Housing Program by expanding the 72-h transfer program set forth in Article XXXVI of the Suffolk County Administrative Code to include property transfers to benefit qualified homeowners who are displaced from their homes due to hurricane, flood or tornado upon the conditions that the transfers are restricted in perpetuity for affordability.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
N/A		
8. Proposed Source of Funding		
N/A		
9. Timing of Impact		
Upon adoption		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Nicholas Paglia Executive Technician		January 31 st , 2011

10/2

FINANCIAL IMPACT
2012 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

GENERAL FUND

	2012 PROPERTY TAX LEVY	2012 COST TO AVG TAXPAYER	2012 AV TAX RATE PER \$100	2012 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2012 PROPERTY TAX LEVY	2012 COST TO AVG TAXPAYER	2012 AV TAX RATE PER \$100	2012 FEV TAX RATE PER \$1000
TOTAL	\$458,773,751	\$1,025.82		\$2.303

COMBINED

	2012 PROPERTY TAX LEVY	2012 COST TO AVG TAXPAYER	2012 AV TAX RATE PER \$100	2012 FEV TAX RATE PER \$1000
TOTAL	\$458,773,751	\$837.28		\$1.099

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2010.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2010-2011.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2010 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. - 2011**

1062

WHEREAS, INTRODUCTORY RESOLUTION NO. - 2011

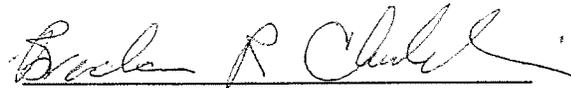
1062

**RESOLUTION NO. AMENDING THE 2011 ADOPTED
OPERATING BUDGET TO TRANSFER FUNDING FROM
PROGRAMS OPERATED BY SUFFOLK COMMUNITY
COUNCIL TO THE UNITED WAY OF LONG ISLAND, INC.**

**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. *1062* - 2011, TO ENSURE THE
CONTINUATION OF THESE VITAL SERVICES IN 2011.**

**IN WITNESS THEREOF, I HAVE HEREWITH SET MY HAND AND
CAUSED TO BE AFFIXED THE SEAL OF SUFFOLK COUNTY THIS
FIRST DAY OF FEBRUARY, 2011.**



**BRENDAN CHAMBERLAIN
DIRECTOR OF INTERGOVERNMENTAL RELATIONS**

194 of 10-11-11
10-11-11

1062

Intro. Res. No. - 2010 Laid on the Table 2/11/11
 Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. - 2010, AMENDING THE 2011
 ADOPTED OPERATING BUDGET TO TRANSFER FUNDING
 FROM PROGRAMS OPERATED BY SUFFOLK COMMUNITY
 COUNCIL TO THE UNITED WAY OF LONG ISLAND, INC.**

WHEREAS, the Suffolk Community Council provides mediation and housing services to the mentally ill and developmentally disabled consumers of Suffolk County; and

WHEREAS, in the Fall of 2010, the Board of Directors of the Suffolk Community Council, Inc. voted to dissolve the corporation and transfer all staff and operations to the United Way of Long Island; and

WHEREAS, the United Way of Long Island has been overseeing the daily operations of these programs for the past several months since the dissolution of Suffolk Community Council; and

WHEREAS, to ensure continuation of services after the close of 2010 and as the County begins the last year of the current contract term, the Board of Suffolk Community Council requests that the contracts be transferred to the United Way of Long Island, Inc. effective January 1, 2011 through December 31, 2011; and

WHEREAS, a Request for Proposal will be requested for the new contract term beginning on January 1, 2012; and

WHEREAS, if the current contract ends without transferring to the United Way of Long Island, Inc. crucial services to consumers residing in Community Residences and Supported Housing Units in Suffolk County will be seriously impacted; and

WHEREAS, the United Way of Long Island, Inc. is willing and prepared to assume the responsibility for this contract; now, therefore be it

1st RESOLVED, that the County Comptroller and the County Treasurer be and hereby are authorized to transfer funds as follows:

ORGANIZATIONS:

Department of Health Services (HSV)
 Division of Community Mental Hygiene Services
 001-HSV-4320-4980

<u>XORG</u>	<u>OBJECT NAME</u>	2011 Adopted <u>Budget</u>	Increase/ Decrease	2011 Modified <u>Budget</u>
ARV1	Suff Comm Cncl-Clrng House	\$60,402	-\$60,402	\$ 0
XXXX	United Way-Mediatn & Clrng House	\$ 0	+\$60,402	\$60,402

Department of Health Services (HSV)
 Division of Community Mental Hygiene Services

001-HSV-4330-4980

<u>XORG</u>	<u>OBJECT NAME</u>	2011 Adopted <u>Budget</u>	Increase/ <u>Decrease</u>	2011 Modified <u>Budget</u>
GZD1	Suffolk Community Council-SPA	\$26,071	-\$26,071	\$ 0
XXXX	United Way-SPA	\$ 0	+\$26,071	\$26,071

and be it further

2nd RESOLVED that the County Executive be and hereby is authorized to execute a contract with the United Way of Long Island, Inc.; and be it further

3rd RESOLVED, that the funding and expenditures that may be incurred run concurrent to the budget period as specified in the award letter; and be it further

4th RESOLVED, that this Legislature, being the lead agency under SEQRA and Chapter 279 of the Suffolk County Code, hereby determines that this resolution constitutes a Type II action.

DATED:

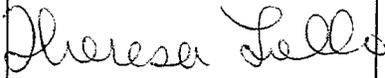
APPROVED BY:

County Executive of Suffolk County

Date of Approval:

1062

**STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION**

1. Type of Legislation		
Resolution <u> X </u>	Local Law _____	Charter Law _____
2. Title of Proposed Legislation Amending the 2011 Adopted Operating Budget to transfer funding from programs operated by Suffolk Community Council to the United Way of Long Island, Inc.		
3. Purpose or Proposed Legislation This Legislation is needed to transfer funding from Suffolk Community Council to the United Way of Long Island Inc. to ensure the continuation of mediation and housing services to the mentally ill and developmentally disabled consumers of Suffolk County beginning January 1, 2011.		
4. Will the Proposed Legislation Have a Fiscal Impact? YES _____ NO <u> X </u>		
5. If the answer to item 4 is "yes", on what will it impact? (Circle appropriate category)		
County	Town	Economic Impact
Village	School District	Other (Specify):
Library District	Fire District	
6. If the answer to item 4 is "yes", Provide Detailed Explanation of Impact: Not applicable.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision. None		
8. Proposed Source of Funding A transfer of 2011 Adopted Operating funds for contracted agencies (pseudo codes) within the Division of Community Mental Hygiene Services.		
9. Timing of Impact Immediate upon approval of the Resolution and execution of contracts with provider agencies.		
10. Typed Name & Title of Preparer Diane E. Weyer Principal Financial Analyst Theresa Lollo Principal Financial Analyst	11. Signature of Preparer 	12. Date 1/31/11

FINANCIAL IMPACT
2011 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1062

GENERAL FUND

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER \$100	2011 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER \$100	2011 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER \$100	2011 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 2010.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2010-2011.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2010 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

1062

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 of Health Services 225 Rabro Drive, East Hauppauge, NY 11788	Department Contact Person (Name & Phone No.): Anthony Rotundo 853-8517
--	---

Suggestion Involves:

Technical Amendment New Program
 Grant Award Contract (New Rev)

Summary of Problem: (Explanation of why this legislation is needed.)
This Legislation is needed to transfer funding from Suffolk Community Council to the United Way of Long Island Inc. to ensure the continuation of mediation and housing services to the mentally ill and developmentally disabled consumers of Suffolk County beginning January 1, 2011.

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

PLEASE FILL IN REVERSE SIDE OF FORM

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

COUNTY OF SUFFOLK

1062



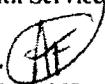
STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF HEALTH SERVICES

JAMES L. TOMARKEN, MD
MSW, MPH, MBA, FRCPC, FACP
Commissioner

MEMORANDUM

To: James L. Tomarken, MD, MSW, MPH, MBA, FRCPC, FACP
Commissioner, Department of Health Services

From: Art Flescher, L.C.S.W., C.A.S.A.C. 
Director, Division of Community Mental Hygiene Services

Date: December 10, 2010

Subject: REQUEST FOR CN LEGISLATIVE RESOLUTION

Suffolk Community Council provides services to both the Mentally Ill and Developmentally Disabled consumers of Suffolk County. The agency maintains two programs that focus on providing and maintaining crucial housing services to existing and potential consumers. The Clearinghouse contract provides mediation services for existing housing clients and maintains a housing database of Supported Housing and Community Residence locations throughout Suffolk county. The Single Point of Access (SPA) program works closely with the Division's Housing Single Point of Access staff. The programs are unique to both the County and Suffolk Community Council.

Several months ago, the Board of Directors of Suffolk Community Council voted to dissolve the corporation. After the loss of the Executive Director, the United Way of Long Island has been overseeing the operation of the programs and has expressed an interest in continuing for the last year in the contract term. As the calendar year comes to a close, there remains one more year on the current contract term which runs from 2009 through 2011.

The Division respectfully requests a Certificate of Necessity in order to insure the continuation of the above mentioned services effective January 1, 2011 through December 31, 2011. The United Way of Long Island, Inc. has the support of both the S.C.C. Board and of the Division. If the transition does not occur, effective January 1, 2011, services to the housing clients in Suffolk County will be severely impacted. Attached are drafts of the intro resolution, fiscal impact statement, routing form as well as correspondence from the Board of Directors of Suffolk Community Council, dated November 18, 2010 and the United Way of long Island, Inc., dated November 24, 2010.

Thank you for your consideration.

AF:ADT:pm
Attachments

Cc: D.Weyer, L.Wright, S.Reagan, A. Flescher, J. Best, A. Rotundo, A. Torres



Public Health
Suffolk County, New York

DIVISION OF COMMUNITY MENTAL HYGIENE
North County Complex, Bldg. C928, 725 Veterans Memorial Highway, PO Box 6100 Hauppauge, NY 11788
(631) 853-8500 Fax (631) 853-3117

Attachment A

1062
Copy Karen
RTM



Creating Strong Communities

November 18, 2010

NOV 22 2010
COMMUNITY MENTAL
HYGIENE

Mr. Arthur Flescher, LCSW, CASAC
Acting Director
Suffolk County Division of Community Mental Hygiene Services
Division of Community Mental Hygiene
North County Complex, Building C928,
725 Veterans Memorial Highway,
P.O. Box 6100,
Hauppauge, NY 11788

Dear Mr. Flescher,

I am writing on behalf of the Board of Directors of the Suffolk Community Council, Inc. to request that the programs operated by the Suffolk Community Council under contract with the County of Suffolk be transitioned to the United Way of Long Island, Inc. at the beginning of the new contract period on January 1, 2011. As you are aware, the Board of Directors has decided to dissolve the corporation and cease operations.

We are concerned that the programs continue to serve the people of Suffolk County without interruption. For the past several months, the United Way of Long Island has capably managed these programs in the absence of the Council's Executive Director. Since program operations are currently housed in the United Way's offices, a transition to the United Way would be the least disruptive way to maintain them.

It is my understanding that the United Way of Long Island is prepared to assume responsibility for these contract during the next contract year.

Please let me know if you require additional information.

Sincerely,
Michael L. McClain
President

cc: Theresa Regnante, United Way of Long Island
Board of Directors, Suffolk Community Council

819 Grand Boulevard, Deer Park, NY 11729
631-434-9277 Fax 631-434-9311

www.suffolkcommunitycouncil.org

info@suffolkcommunitycouncil.org

Attachment B

1062
Karen
ATM



United Way of Long Island

RECEIVED

NOV 29 2010

COMMUNITY MENTAL
HYGIENE DIVISION

November 24, 2010

Mr. Art Flescher, LCSW, CASAC
Acting Director
Department of Health Services
Division of Community Mental Hygiene
North County Complex, Building C928
725 Veterans Memorial Highway, P.O. Box 6100
Hauppauge, NY 11788

Dear Mr. Flescher.

This letter will serve as confirmation that United Way of Long Island is in a position to accept the following Suffolk County contracts if so awarded:

1. Clearinghouse (SFCLR) Inclusive of Mediation Services
2. Single Point of Access (SPA)

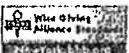
The acceptance of these contracts is an effort to provide the smooth transition with no disruption of services as Suffolk Community Council dissolves its affiliation as contract manager as of December 31, 2010.

Sincerely,

A handwritten signature in black ink, appearing to read "Theresa Regnante".

Theresa Regnante
President and CEO
United Way of Long Island

Change lives where you live.



819 Grand Boulevard, Deer Park, NY 11729 • 631.940.3700 • Fax 631.940.2551 • www.unitedwayli.org

Department Request
for
Certificate of Necessity

1062

Resolution Title:

AMENDING THE 2011 ADOPTED OPERATING BUDGET TO TRANSFER FUNDING FROM PROGRAMS OPERATED BY SUFFOLK COMMUNITY COUNCIL TO THE UNITED WAY OF LONG ISLAND, INC.

Reason for Urgency:

Suffolk Community Council's Board of Directors voted to dissolve the corporation in the fall of 2010. For the past several months, the United Way of Long Island has managed the Clearinghouse/ Mediation contract; as well as, the Housing Single Point of Access programs and has done so in an effective and efficient manner. It is necessary to amend the 2011 Suffolk County Adopted budget in order to ensure the continuation of the program into 2011 without disruption of services.

These programs are vital to both the mental health and developmentally disabled population and are the only programs of their nature in Suffolk County. For the Single Point of Access Housing Program alone, over 192 people with severe and persistent mental illness are served every year through the mediation project. This service includes contacts with housing providers, case managers, treatment staff, family members, and the client all toward resolving the complicated problems associated with this population. For example, the mediation project of Suffolk Community Council works closely with Nassau Suffolk Law Services to prevent evictions. No one else provides this service. The Council works on processing housing applications and maintaining the Clearinghouse database. Without the transition to the United Way of Long Island, Inc. for the remainder of the contract term (January 1 through December 31, 2011), these vital programs will cease entirely on December 31, 2010.

We respectfully request consideration of a Certificate of Necessity to continue the program without interruption into 2011.

Instructions: All departments requesting a Certificate of Necessity must submit this form along with the resolution and explanation to Suffolk County Executive Office, Intergovernmental Relations.

COUNTY OF SUFFOLK

Gen C6

DEC 14 2010



1062

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

JAMES L. TOMARKEN, MD
MSW, MPH, MBA, FRCPC, FACP
Commissioner

DEPARTMENT OF HEALTH SERVICES

December 14, 2010

Ken Crannell, Deputy County Executive
County Executive's Office, 12th Floor
H. Lee Dennison Building
Veterans Memorial Highway
Hauppauge, NY 11788-0099

RE: Resolution Request along with a Certificate of Necessity

Dear Mr. Crannell:

I request the introduction of the enclosed Resolution to amend the 2011 Adopted Operating Budget to transfer funding from programs operated by Suffolk Community Council to the United Way of Long Island, Inc. These programs provide mediation and housing services to the mentally ill and developmentally disabled consumers of Suffolk County. A *Certificate of Necessity* is included to ensure the continuation of these vital services in 2011.

I enclose a financial impact statement and other back-up documentation for this Resolution. If you have any questions on the enclosed, please call Anthony Rotundo at 3-8517. Also, an e-mail version of this Resolution was sent to CE RESO REVIEW and the file name is "Reso-HSV-MH SCC to United Way.doc".

Sincerely,

James L. Tomarken, MD
MSW, MPH, MBA, FRCPC, FACP
Commissioner

Enclosures

JLT/lw

- C: Christopher E. Kent, Chief Deputy County Executive
- Brendan Chamberlain, Director of Intergovernmental Relations (2 copies)
- Margaret B. Bermel, M.B.A, Director of Health Administrative Services
- Janet DeMarzo, Deputy Commissioner
- Art Flescher, Director of Community Mental Hygiene Services
- Anthony Rotundo, Coordinator of Community Based Drug Programs
- Sheila Reagan, Senior Program Examiner
- Frank McCluskey, Principal Financial Analyst
- Diane E. Weyer, Principal Financial Analyst



**CERTIFICATE OF NECESSITY FOR THE IMMEDIATE CONSIDERATION OF
INTRODUCTORY RESOLUTION NO. 1074 - 2011**

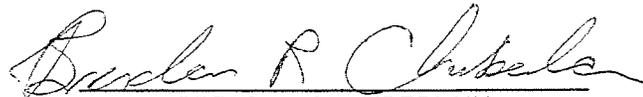
WHEREAS, INTRODUCTORY RESOLUTION NO. 1074 – 2011

**RESOLUTION NO. ACCEPTING AND APPROPRIATING A
GRANT AWARD FOR A HEALTH WORKFORCE
RETRAINING INITIATIVE GRANT PROGRAM FROM THE
NEW YORK STATE DEPARTMENT OF HEALTH, 100%
REIMBURSED BY STATE FUNDS AT SUFFOLK COUNTY
COMMUNITY COLLEGE**

**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. 1074 – 2011, BECAUSE THE GRANT
PROVIDES FOR HEALTH INFORMATICS TRAINING (HIT), NURSE
LEADERSHIP AND DIVERSITY EDUCATION TO UNDEREMPLOYED
HEALTHCARE WORKERS AND THE COLLEGE WOULD LIKE THIS GRANT
TO BE ACCEPTED AND APPROPRIATED FOR THE OPERATION OF THIS
PROGRAM AS SOON AS POSSIBLE.**

**IN WITNESS THEREOF, I HAVE HEREWITH SET MY HAND AND
CAUSED TO BE AFFIXED THE SEAL OF SUFFOLK COUNTY THIS
FIRST DAY OF FEBRUARY, 2011.**



**BRENDAN CHAMBERLAIN
DIRECTOR OF INTERGOVERNMENTAL RELATIONS**

COMMITTEE ON
GOVERNMENT

2011

1074

2/11/11

Intro. Reso. No. -2011 Laid on the Table
Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2011, ACCEPTING AND APPROPRIATING A GRANT AWARD FOR A HEALTH WORKFORCE RETRAINING INITIATIVE GRANT PROGRAM FROM THE NEW YORK STATE DEPARTMENT OF HEALTH, 100% REIMBURSED BY STATE FUNDS AT SUFFOLK COUNTY COMMUNITY COLLEGE

WHEREAS, Suffolk County Community College has received a grant award from the New York State Department of Health, in the amount of \$140,868, including indirect costs, for a two-year Health Workforce Retraining Initiative Grant Program, entitled "NILE II: Nurse Informatics and Leadership Education II", for the period of January 1, 2010 through December 31, 2011; and

WHEREAS, funding for the initial period of January 1, 2010 through December 31, 2010 was in the amount of \$21,219, including indirect costs; and

WHEREAS, funding for the period of January 1, 2011 through December 31, 2011 will be in the amount of \$119,649, including indirect costs; and

WHEREAS, the grant provides for health informatics training (HIT), nurse leadership and diversity education to underemployed healthcare workers; and

WHEREAS, no matching funds are required as the program is 100% reimbursed by State funds; and

WHEREAS, the Board of Trustees of Suffolk County Community College accepted the grant award on August 10, 2010 by Resolution No. 2010.44; and

WHEREAS, the College anticipates spending the \$119,649, including indirect costs, for the second year of the program, in accordance with the terms of said grant award by December 31, 2011; now therefore be it

1st RESOLVED, that said grant award, in the amount of \$119,649, including \$8,775 in indirect costs, for year two of a two-year Health Workforce Retraining Initiative Grant Program, entitled "NILE II: Nurse Informatics and Leadership Education II" be accepted and appropriated for the operation of the program as follows:

<u>REVENUES:</u>	<u>AMOUNT:</u>
State Aid: NILE II: Nurse Informatics and Leadership Education II: GC58-GC5811-543293-G000	\$119,649
 <u>APPROPRIATIONS:</u>	 <u>AMOUNT:</u>
NILE II: Nurse Informatics and Leadership Education II: GC58-GC5811	\$110,874

Suffolk County Community College
NILE II: Nurse Informatics and Leadership Education II
GC58-GC5811

<u>61-Salaries and Wages</u>	<u>\$ 48,753</u>
611170-Part-Time Instructors	18,916
611570-Full-time Overload	29,837
<u>62-Employee Benefits</u>	<u>\$ 9,751</u>
628160-TIAA-CREF Retirement	3,836
628280-State Retirement	1,958
628330-Social Security	3,730
628350-Unemployment Insurance	227
<u>71A-Equipment</u>	<u>\$ 50,370</u>
712440-Instructional Equipment	50,370
<u>71C-Utilities, Travel and Other</u>	<u>\$ 2,000</u>
714560-Fees for Service	2,000

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:

FINANCIAL IMPACT
2011 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1074

GENERAL FUND

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER \$100	2011 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER \$100	2011 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER \$100	2011 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 2010.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2010-2011.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2010 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

1074

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 Grant Award for a Health Workforce Retraining Initiative Grant Program from the New York State Department of Health, 100% Reimbursed by State Funds at Suffolk County Community College

3. Purpose of Proposed Legislation

To accept a grant award from the New York State Department of Health, in the amount of \$119,649, including indirect costs, for year two of a two-year Health Workforce Retraining Initiative Grant Program, entitled "NILE II: Nurse Informatics and Leadership Education II", during the 2010-2011 fiscal year and completing during the 2011-2012 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 grant will provide \$119,649, including indirect costs, for operating costs for year two of a two-year Health Workforce Retraining Initiative Grant Program from the New York State Department of Health, for the period of January 1, 2011 through December 31, 2011, to be used for the operation of the grant program during the 2010-2011 fiscal year and completing during the 2011-2012 fiscal year.

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

8. Proposed Source of Funding: New York State Department of Health

9. Timing of Impact: January 1, 2010 through December 31, 2011
Year 1: January 1, 2010 through December 31, 2010
Year 2: January 1, 2011 through December 31, 2011

10. Typed Name & Title of Preparer Deborah E. Lesser, M.S. Senior Accountant	11. Signature of Preparer <i>Deborah E. Lesser</i>	12. Date December 13, 2010
--	---	-------------------------------

<i>STEVEN FORST</i> SENIOR ACCOUNTANT	<i>Steven Forst</i>	JANUARY 25, 2011
--	---------------------	------------------

Suffolk

COUNTY COMMUNITY COLLEGE

1074

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

From: John Bullard, Jr., Assoc. Dean of Financial Affairs 

Date: December 22, 2010

Subject: Request for a Resolution 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 the grant award for a program at Suffolk County Community College.

Proposal Grant Award Subcontract _____

Program Name: NILE II: Nurse Informatics & Leadership Education II

Funding Source: New York State Department of Health
Health Workforce Retraining Initiative Grant
Program

Amount of Grant: \$140,868; Year 1: \$21,219; Year 2: \$119,649

Amount of Appropriation Year 2: \$110,874

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 names: Reso-SCCC-NILE II Award 11.doc
Backup-SCCC-NILE II Award 11.doc

cc: C. Green, Assistant Professor, School of Nursing
M. L. Araneo, Vice President for Institutional Advancement

**CERTIFICATE OF NECESSITY FOR THE IMMEDIATE CONSIDERATION OF
INTRODUCTORY RESOLUTION NO. 1086 - 2011**

WHEREAS, INTRODUCTORY RESOLUTION NO.1086 – 2011

**RESOLUTION NO. CREATING A BIPARTISAN COMMISSION
TO PRESERVE PUBLIC HEALTH SERVICES IN SUFFOLK
COUNTY IN THE FACE OF STATE AID DISALLOWANCES**

**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. 1086 – 2011, BECAUSE THE
COMMISSION'S MISSION IS TO REVIEW PUBLIC HEALTH
APPROPRIATIONS IN THE 2011 ADOPTED COUNTY OPERATING BUDGET
AND TO RECOMMEND TWENTY MILLION (\$20,000,000.00) DOLLARS IN
COST SAVINGS WHILE STILL PRESERVING THE DELIVERY OF PUBLIC
HEALTH CARE IN LIGHT OF STATE AID DISALLOWANCES; AND THIS
WORK SHOULD COMMENCE IMMEDIATELY.**

**IN WITNESS THEREOF, I HAVE HEREWITH SET MY HAND AND
CAUSED TO BE AFFIXED THE SEAL OF SUFFOLK COUNTY THIS
FIRST DAY OF FEBRUARY, 2011.**



**BRENDAN CHAMBERLAIN
DIRECTOR OF INTERGOVERNMENTAL RELATIONS**

30 NOV 10 11:11 AM

30 NOV 10 11:11 AM

**RESOLUTION NO. -2011, CREATING A BIPARTISAN
COMMISSION TO PRESERVE PUBLIC HEALTH SERVICES IN
SUFFOLK COUNTY IN THE FACE OF STATE AID
DISALLOWANCES**

WHEREAS, the Suffolk County Department of Health Services provides a variety of programs and services designed to protect and promote public health, including diagnostic and treatment services for adults at our network of community health centers, emergency medical services and the Medical Examiner's Crime Laboratory functions; and

WHEREAS, Article 6 of the Public Health Law provides statutory authority for state aid for general public health work delivered by Suffolk County and describes the basic and optional services that are eligible for reimbursement; and

WHEREAS, the New York State Department of Health (NYSDOH) has retroactively disallowed Article 6 State Aid reimbursements for the following services:

- Diagnostic and Treatment Services for all Health Center Patients over the age of 21,
- Emergency Medical Services, and
- Medical Examiner Crime Laboratory; and

WHEREAS, while the annual impact of this loss in state aid is approximately \$5 million dollars, the NYSDOH has implemented this change retroactively to 2008, causing a \$20 million dollars negative impact to the 2011 Operating Budget; and

WHEREAS, Section C4-37 of the Suffolk County Charter provides for an ironclad prohibition of County funding for shifts in state and federal reimbursement and requires that the County implement a commensurate level of reductions to offset the "pass along" mandate; now, therefore be it

1st **RESOLVED**, that a Suffolk County Joint Commission on the Preservation of Public Health Services (Commission) is hereby created; and be it further

2nd **RESOLVED**, that the Commission's mission is to review public health appropriations in the 2011 Adopted County Operating Budget and to recommend twenty million dollars (\$20,000,000.00) in cost savings while still preserving the delivery of public health care in light of proposed state aid disallowances; and be it further

3rd **RESOLVED**, the Commission shall consist of the following members:

1. The County Executive or his designee,
2. The Presiding Officer of the Suffolk County Legislature, or his designee,
3. The Minority Leader of the Suffolk County Legislature,
4. The Chairperson of the Health and Human Services Committee of the Suffolk County Legislature,
5. The Deputy County Executive for Financial Affairs,
6. The Budget Director,
7. The Director of the Budget Review Office of the Suffolk County Legislature,

8. The Commissioner of the Department of Health Services, and
9. The Medical Examiner;

and be it further

4th **RESOLVED**, that the Commission shall conduct hearings and meetings at the H. Lee Dennison Building, 100 Veterans Memorial Highway, Hauppauge, New York, or at some place or places in Suffolk County otherwise deemed advisable by the Commission, for the purpose of receiving testimony and information relevant to the review of the County's 2011 Public Health Budget appropriations and recommendations for achieving twenty million dollars (\$20,000,000.00) in cost savings for the 2011 fiscal year from representatives of Suffolk County: a) hospitals, b) private medical providers, c) public health experts, and d) residents; and be it further

5th **RESOLVED**, that the County Executive, or his designee, shall serve as Commission chair; and be it further

6th **RESOLVED**, the Commission Chair shall determine rules of proceedings, set a meeting schedule, and appoint a secretary to keep a record of all Commission proceedings; and be it further

7th **RESOLVED**, that five members of the Commission shall constitute a quorum to transact the business of the Commission; and be it further

8th **RESOLVED**, that the clerical services for the Commission will be provided by the Office of Budget and Management; and be it further

9th **RESOLVED**, that the Commission shall submit a written report detailing its recommendations to the Legislature and County Executive, no later than April 1, 2011; and be it further

10th **RESOLVED**, that the Commission shall deposit all the records of its proceedings with the Clerk of the Legislature within 60 days after submission of its written report, at which time the Commission shall be deemed terminated unless its existence shall be extended via a duly enacted Legislative resolution; and be it further

11th **RESOLVED**, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action, pursuant to Section 617.5 (C) (20) of Title 6 of New York Code of Rules and Regulations ("NYCRR"), and the Legislature has no further responsibilities under SEQRA.

DATED:

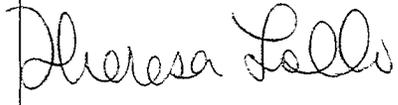
APPROVED BY:

County Executive of Suffolk County

Date:

1086

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation Resolution <u> X </u> Local Law _____ Charter Law _____		
2. Title of Proposed Legislation CREATING A BIPARTISAN COMMISSION TO PRESERVE PUBLIC HEALTH SERVICES IN SUFFOLK COUNTY IN THE FACE OF STATE AID DISALLOWANCES		
3. Purpose of Proposed Legislation SEE #2 ABOVE.		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes _____ No <u> X </u>		
5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)		
County	Town	Economic Impact
Village	School District	Other (specify):
Library District	Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact. THE PURPOSE OF THIS RESOLUTION IS TO REVIEW PUBLIC HEALTH APPROPRIATIONS IN THE 2011 ADOPTED OPERATING BUDGET AND TO RECOMMEND \$20M IN COST SAVINGS WHILE STILE PRESERVING THE DELIVERY OF PUBLIC HEALTH IN LIGHT OF PROPOSED STATE AID DISALLOWANCES.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political of other Subdivision. N/A		
8. Proposed Source of Funding. N/A		
9. Timing of Impact. UPON ADOPTION		
10. Typed Name & Title of Preparer THERESA LOLLO PRINCIPAL FINANCIAL ANALYST	11. Signature of Preparer 	12. Date January 31, 2011

**CERTIFICATE OF NECESSITY FOR THE IMMEDIATE CONSIDERATION OF
INTRODUCTORY RESOLUTION NO. - 2011**

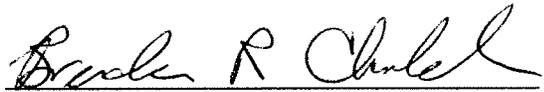
1116
WHEREAS, INTRODUCTORY RESOLUTION NO. - 2011

**RESOLUTION NO. ACCEPTING AND
APPROPRIATING A GRANT FUNDS RECEIVED
FROM THE NEW YORK STATE DIVISION OF
CRIMINAL JUSTICE SERVICES, UNDER THE
CRIMES AGAINST REVENUE GRANT**

**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. - 2011, BECAUSE ADDITIONAL
FUNDS HAVE BECOME AVAILABLE AND NINE FULL TIME POSITIONS WILL
BE CREATED FOR THE PURPOSE OF RECLAIMING LOST REVENUES. THE
PROGRAM YEAR COMMENCED ON OCTOBER 1, 2010 AND EXPIRES ON
SEPTEMBER 30, 2011.**

**IN WITNESS THEREOF, I HAVE HERewith SET MY HAND AND
CAUSED TO BE AFFIXED THE SEAL OF SUFFOLK COUNTY THIS
FIRST DAY OF FEBRUARY, 2011.**



**BRENDAN CHAMBERLAIN
DIRECTOR OF INTERGOVERNMENTAL RELATIONS**

24 02 11 - 08 03

01 11 11

Intro Res. No. 1116-11

Laid on Table 2/1/11

Introduced by the Presiding Officer on request of County Executive Steve Levy

RESOLUTION NO. 2011, ACCEPTING AND APPROPRIATING GRANT FUNDS RECEIVED FROM THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES, UNDER THE CRIMES AGAINST REVENUE GRANT

WHEREAS, New York State Division of Criminal Justice has awarded grant funds to the Suffolk County District Attorney's Office for the Crimes Against Revenue Program in the amount of \$1,686,000 for the period 10/01/10 through 09/30/11; and

WHEREAS, this grant provides funding for equipment and to create new positions to address investigation and prosecution of individuals who violate the law by refusing to pay tax obligations associated with legal and illegal activities. The goal of the program is to reclaim lost revenue and increase voluntary compliance with applicable laws; and

WHEREAS, this program is a continuation and expansion of the 2009/2010 program and \$389,651 has been provided for this program under appropriation 1185 in the District Attorney's operating budget for 2011. Therefore, for the purposes of this resolution, it is requested that additional grant funds in the amount of \$1,296,349 be appropriated to the 2011 District Attorney's budget , and

WHEREAS, this program is a continuation and expansion of the 2009/2010 program and \$437,400 has been provided for this program under revenue code 3355 in the District Attorney's operating budget for 2011. Therefore, for the purposes of this resolution, it is requested that additional grant revenue in the amount of \$1,248,600 be accepted into the 2011 District Attorney's budget , and

WHEREAS, this resolution request the creation of 9 new full time positions; now therefore, bit it

RESOLVED, that the County Comptroller and County Treasurer be and they hereby are authorized to accept and appropriate said grant funds as follows;

REVENUES:

AMOUNT

001-3355 State Aid: Crimes Against Revenue Grant \$1,248,600

ORGANIZATIONS:

District Attorney (DIS)
Crimes Against Revenue Grant
001-DIS-1185

<u>PERSONAL SERVICES</u>	<u>\$ 922,455</u>
1100 - Permanent Salaries	\$ 922,455

<u>EQUIPMENT</u>	<u>\$ 95,600</u>
2020-Office Machines	\$ 12,000
2030-Automotive Equipment	\$ 45,000
2070-Photographic Equipment	\$ 5,600
2090-Radio & Communications	\$ 33,000

<u>COMPUTER SOFTWARE</u>	<u>\$ 2,614</u>
3160 – Software	\$ 2,614

<u>SPECIAL SERVICES</u>	<u>\$ 4,200</u>
4770-Special Services	\$ 4,200

Employee Benefits
Retirement
001-EMP-9010

<u>EMPLOYEE BENEFITS</u>	<u>\$ 106,980</u>
8280-Retirement	\$ 106,980

Employee Benefits
Social Security
001-EMP-9030

<u>EMPLOYEE BENEFITS</u>	<u>\$ 66,500</u>
8330-Social Security	\$ 66,500

Employee Benefits

Employee Benefits
Welfare Fund Contribution
001-EMP-9080

<u>EMPLOYEE BENEFITS</u>	<u>\$ 10,000</u>
8380-Welfare Fund Contribution	\$ 10,000

Interfund Transfer
Transfer to Fund 039
001-IFT-E039

<u>INTERFUND TRANSFERS</u>	<u>\$ 88,000</u>
9600-E039 – Transfer to Funds-FD 039	\$ 88,000

and be it further

Major Medical Claim
039-EMP-9060

<u>EMPLOYEE BENEFITS</u>	<u>\$ 88,000</u>
8360-Health Insurance	\$ 88,000

Interfund Revenue
039-IFT-R001

<u>INTERFUND TRANSFERS</u>	<u>\$ 88,000</u>
039-IFT-R001-Transfer From Fund 001	\$ 88,000

and be it further

RESOLVED, that the following positions be and it hereby is created in the District Attorney's Office as follows:

District Attorney's Office
Crimes Against Revenue Grant
001-DIS-1185

<u>Position No.</u>	<u>Spec No.</u>	<u>Position Title</u>	<u>J/C</u>	<u>Grade/Step</u>	<u>Created</u>
001-1185-0612-1041	6129	Senior A D A	E	27/1	+1
001-1185-0612-1042	5728	D A Investigator	C	21/2	+1
001-1185-0612-1043	5728	D A Investigator	C	21/2	+1
001-1185-0612-1044	5728	D A Investigator	C	21/2	+1
001-1185-0612-1045	0238	Investigative Auditor	C	29-1	+1
001-1185-0612-1046	6140	Paralegal Assistant	C	14-1	+1
001-1185-0612-1047	6140	Paralegal Assistant	C	14-1	+1
001-1185-0612-1048	0021	Clerk Typist	C	9-1	+1
001-1185-0612-1049	0021	Clerk Typist	C	9-1	+1

and be it further

RESOLVED, that nothing contained herein shall be construed as obligating or committing the County of Suffolk to continue employment of the individuals filling the position created by the Resolution at the conclusion of the grant funding provided for such position created by said grant; and be it further

RESOLVED, that the Reporting Category in the County Integrated Financial Management System is DA19; and be it further

RESOLVED, that this Legislature, being the lead agency under SEQRA and Chapter 279 of the Suffolk County Code, hereby determines that this resolution constitutes a Type II action; and be it further

RESOLVED, that the County Executive be authorized to execute the grant related agreement between Suffolk County and the U. S. Department of Justice, Office of Justice Programs.

DATED:

APPROVED BY:

County Executive of Suffolk County
Date of Approval

COUNTY OF SUFFOLK
OFFICE OF DISTRICT ATTORNEY



THOMAS J. SPOTA
DISTRICT ATTORNEY

January 28, 2011

Christopher Kent, Chief Deputy County Executive
Office of the Suffolk County Executive
H. Lee Dennison Building
100 Veterans Highway
Hauppauge, New York 11788-0099

Dear Mr. Kent,

At the direction of the District Attorney and in accordance with the County Executive All Department Heads Memorandum 04-09, I have attached a request for a Suffolk County Resolution.

The purpose of the resolution will be to accept grant funding from the New York State Division of Criminal Justice Services.

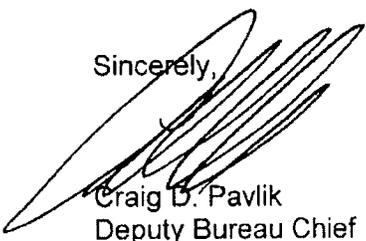
An e-mail version of this resolution has been sent to CE RESO REVIEW and saved under the file name "Reso-DIS-Crimes Against Revenue Program".

Please submit this resolution to the Suffolk County Legislature with a Certificate of Necessity. Part of the funding year for this program has passed and it is essential that funds are adopted to the District Attorney's budget as soon as possible.

If you have any questions or need additional information concerning this matter, please contact me at your earliest opportunity.

Thank you for your attention to this matter.

Sincerely,



Craig D. Pavlik
Deputy Bureau Chief

CC-Brendan Chamberlain, Intergovernmental Relations
Jim Burt, Suffolk County Budget Office
Suzanne Martin, Suffolk County Budget Office
Evelyn Creen, Federal and State Aid Claims Unit



STATE OF NEW YORK
DIVISION OF CRIMINAL JUSTICE SERVICES
4 Tower Place
Albany, New York 12203-3764
<http://criminaljustice.state.ny.us>

DAVID A. PATERSON
GOVERNOR

SEAN M. BYRNE
ACTING COMMISSIONER

October 25, 2010

Honorable Thomas J. Spota
Suffolk County District Attorney
North County Complex, Building 77
Veterans Memorial Highway
Hauppauge, NY 11788

Dear District Attorney Spota:

I am pleased to notify you that the Suffolk County District Attorney's Office is awarded a \$1,686,000 contract under the 2010-11 Crimes Against Revenue Program (CARP VI). While the State struggles to balance fiscal deficits projected for the foreseeable future, the Division of Criminal Justice Services (DCJS) and the Department of Taxation and Finance (DTF) have been able to increase support for this program by \$10 million this year.

If you accept this award please complete and sign the attached certification documenting that the staff working on this initiative will be dedicated to the CARP program. Please be aware, in these times of serious fiscal crisis in New York State, there is no guarantee of future funding for this program. Furthermore, it is anticipated that future baseline awards for all participating jurisdictions and any available competitive funding will reflect a grantee's successful performance outcomes based on adherence to the MOU with the DTF, the workplan goals and the revenues generated by each county.

The CARP program is an important initiative that assists local jurisdictions in their efforts to return monies owed to the State through the investigation and prosecution of crimes against State revenue. To help you in this endeavor and ensure the program's success, DTF and DCJS will be working throughout the year to provide training for your office and refer appropriate revenue cases.

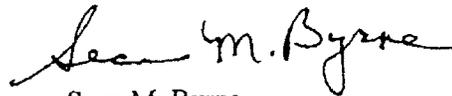
There are two components to this year's award for prior grantees, consisting of baseline and enhanced funding. New 2010-11 baseline awards were calculated using population, income tax data and the amount of revenue generated by each jurisdiction from April 2005 through March 2010. Similar to previous contracts, counties that generated revenue equal to or greater than their cumulative grant awards during this period received an incentive built into their baseline while all others received an adjusted reduced amount. In addition, enhanced funding is being awarded for the first time in 2010-11. All enhancements above the baseline were based on a review by DCJS and DTF of the applications submitted by counties that sought these funds and on DTF assessments of each grantee's prior performance under the grant. This process will be

continued in future years and your overall grant will be adjusted to reflect your accomplishments.

A DCJS representative assigned to this project will assist your office in the development of the grant contract, which will run from **October 1, 2010 through September 30, 2011**. The CARP application is available through the DCJS internet-based automated Grants Management System (GMS). Please make any changes to the budget as needed. The application **should be completed and submitted in GMS by November 15, 2010**. Once the application is received, we will begin the grant contracting process.

DCJS is looking forward to working with you on this initiative during the coming year. Should you have any questions, please have a member of your staff contact Larry Signer at (518) 457-8499. Thank you for your continued efforts to make New York the safest state in the nation.

Very truly yours,

A handwritten signature in black ink that reads "Sean M. Byrne". The signature is written in a cursive style with a large, stylized "S" and "B".

Sean M. Byrne
Acting Commissioner

GRANT AWARD INFORMATION

October 25, 2010

Project ID: CR10-1006-E00

DCJS Number: CR10108362

Award Recipient: Suffolk County District Attorney

Mailing Address: Suffolk County District Attorney's Office
North County Complex, Bldg 77
Veterans Memorial Highway
Hauppauge, NY 11788

Contact Person: Hon. Thomas Spota

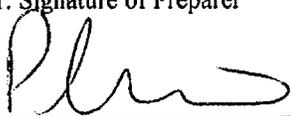
Award Amount: \$1,686,000

DCJS Contact: Larry Signer, Program Specialist
Division of Criminal Justice Services
Office of Program Development and Funding
4 Tower Place
Albany, NY 12203-3702
(518) 485-9905
(518) 485-2728 Fax

Application Return Date: Within 45 Days of Receipt of this Award Notice

Technical Assistance to Complete
Applications Available Upon Request
At (518) 485-9597

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 GRANT FUNDS RECEIVED FROM THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES, UNDER THE CRIMES AGAINST REVENUE GRANT		
3. Purpose of Proposed Legislation		
SEE NO. 2 ABOVE		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes XX 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 \$1,686,000 for the Crimes Against Revenue Grant. \$389,651 has already been included in the 2011 budget to fund this program, 327,721 of which funds 3 positions. \$1,296,349 will be added to the budget for this program. Nine additional positions will be added to the operating budget with a total annual starting base salary of approximately \$420,000. The 2011 revenue budget includes \$437,400, an additional \$1,228,600 will be accepted.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
The funds provided by this grant must be expended between October 1, 2010 and September 30, 2011. If the additional 9 positions are continued base salary (using current salary contracts) will total approximately \$600,000 in the 5 th year.		
8. Proposed Source of Funding		
New York State Division of Criminal Justice		
9. Timing of Impact		
Effective upon adoption.		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Tricia Saunders, Senior Research Analyst		1-31-2011

**FINANCIAL IMPACT
2011 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

GENERAL FUND

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER \$100	2011 FEV TAX RATE PER \$1000
TOTAL		\$0.00		\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER \$100	2011 FEV TAX RATE PER \$1000
TOTAL		\$0.00		\$0.000

COMBINED

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER \$100	2011 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 2010.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2010-2011.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2010 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.